

**2013 - 2014**

**COUNTY BOARD PROCEEDINGS**

**COUNTY BOARD OF SUPERVISORS OF MANITOWOC COUNTY**



*Photo: In August 2012, Manitowoc County purchased a property at 1028 S. 9<sup>th</sup> Street, and in the fall of 2013 the Health Department and Public Works Department relocated into the building.*

**Sessions: April 9, 2013 - March 18, 2014**

***Published per Wisconsin Statutes Chapter 59.23(2)(a)***

# **2013-2014 OFFICIAL PROCEEDINGS**

## **MANITOWOC COUNTY BOARD OF SUPERVISORS STATE OF WISCONSIN, MANITOWOC COUNTY**

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### **Chairperson of the County Board**

**Paul Biff Hansen**

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### **Vice Chairpersons**

**Kevin L. Behnke  
Rick Gerroll**

**Prepared by:  
Jamie J. Aulik, County Clerk  
Laurie Heier, Administrative Assistant**

**May 2014**

**2013/2014 OFFICIAL PROCEEDINGS**  
**MANITOWOC COUNTY BOARD OF SUPERVISORS**

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MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

Tuesday, April 9, 2013

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 9th day of April 2013, for the purpose of transacting business as a Board of Supervisors.

Chairperson Biff Hansen called the meeting to order at 7:00 p.m.

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

Roll call: 22 members present: Bauknecht, Baumann, Behnke, Brey, Burke, Cavanaugh, Dufek, Gerroll, Hansen, Henrickson, Hoffman, Holschbach, Kohlman, Kopecky, Korinek, Maresh, Metzger, Nickels, Rasmus, Vogel, Vogt, and Weiss. Supervisors Hoff, Waack, and Wagner were excused.

On a motion by Supervisor Brey, seconded by Supervisor Holschbach the March 19, 2013 meeting minutes were approved on a unanimous vote.

The Clerk announced changes to the agenda. Supervisor Gerroll moved, seconded by Supervisor Baumann to approve the agenda. Upon vote, the motion carried unanimously.

REPORTS OF SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS

County Board Chairperson Hansen read a Certificate of Appreciation for Sandra Hollen for 21 years of service.

County Executive Bob Ziegelbauer presented a Proclamation Declaring Foster Care Month to Foster Care Coordinator Georgeann Knier. Ms. Knier reported that there are currently 52 level 2 foster homes, and 12 licensed relative foster homes along with 11 respite homes. She introduced foster parents Rob and Becky Brooks who have had extensive foster care experience. Ms. Brooks noted that it has been a pleasure to work with the Human Services staff and to serve the children.

PUBLIC INPUT - OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Chairperson Hansen declared public input open at 7:20 p.m.

Maura Yost, Town of Centerville, addressed the Board regarding the position of Human Services Director. Ms. Yost spoke in opposition to four co-directors and requested that the Human Services Director position be placed on the County Board agenda.

Jim Leist, City of Manitowoc and Chair of the Manitowoc County TEA Party Movement, invited everyone to the Education Day at the Holiday Inn on Saturday where Richard Church will speak on the Constitution. Mr. Leist also spoke in opposition to taxpayer dollars that are used to subsidize alcohol treatment programs.

No one else present wished to speak, subsequently Chairperson Hansen closed public input at 7:30 p.m.

#### APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Hansen presented County Executive Ziegelbauer's appointment of Brian Herr to the Expo-Ice Center Board to complete a vacancy expiring December 31, 2014. Supervisor Behnke moved, seconded by Supervisor Cavanaugh to approve the appointment. Upon discussion and voice vote, the motion carried unanimously.

Chairperson Hansen presented County Executive Ziegelbauer's appointment of Ralph Schuh to the Board of Adjustment to complete a vacancy as an alternate expiring July 2015. Supervisor Hoffman moved, seconded by Supervisor Bauknecht to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Hansen presented County Executive Ziegelbauer's appointments to the Human Services Board: Supervisor Bob Cavanaugh for a term expiring April 2014, Supervisor Jim Baumann for a term expiring April 2015, Supervisor Laurie Burke for a term expiring April 2016, Judy Ruggirello for a term expiring December 2015, and Sue Tomasik for a term expiring December 2014. Supervisor Hoffman moved, seconded by Supervisor Cavanaugh to approve the appointments. Discussion followed. Supervisor Metzger requested a roll call vote.

Supervisor Hoffman moved, seconded by Supervisor Burke to divide the question to appoint members to the Human Services Board separately. Upon vote, the motion failed with 17 noes, 2 ayes, and 3 abstentions. Supervisors Gerroll and Hoffman voted aye; Supervisors Burke, Henrickson, and Vogel abstained; all other supervisors voted no. Discussion followed.

Supervisor Behnke moved, seconded by Supervisor Hoffman to postpone appointments to Human Services Board until next month's County Board meeting. Upon discussion and vote, the motion carried with 18 ayes, 2 noes, and 2 abstentions. Supervisors Kohlman and Nickels voted no; Supervisors Burke and Vogel abstained; all other supervisors voted aye.

Chairperson Hansen will schedule a meeting with the Executive Committee to meet with County Executive Ziegelbauer.

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

Board of Health: Supervisor Vogel reported that the next meeting will be April 11.

Expo-Ice Center Board: Supervisor Cavanaugh gave a brief report. The next meeting will be May 1.

Finance Committee: Supervisor Brey gave a brief report.

Supervisor Brey moved, seconded by Supervisor Holschbach to adopt Resolution 1 (2013/2014-1) Authorizing Fund Balance Designations, Carry-Over, Transfer, and Reappropriation of Specified Funds from 2012 to 2013. Upon discussion and vote, the motion carried unanimously.

No. 2013/2014 - 1

**RESOLUTION AUTHORIZING FUND BALANCE DESIGNATIONS,  
CARRY-OVER, TRANSFER, AND REAPPROPRIATION  
OF SPECIFIED FUNDS FROM 2012 TO 2013**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, events occur after the adoption of the Annual Budget that affect various  
2 program activities and their appropriations for a given budget year; and  
3

4 WHEREAS, some of the activities, programs, and projects that were planned for the 2012  
5 budget year did not take place, were not completed, or are on-going and must be carried-over into  
6 the next budget year; and  
7

8 WHEREAS, the County Board has previously adopted Resolution Implementing Fund  
9 Balance Policy In Accordance With GASB Statement No. 54 (No. 2011/2012-74 December 2011);  
10 and  
11

12 WHEREAS, the Comptroller/Auditor has compiled a pre-audit list designating those  
13 activities, programs, projects, and funds that should be carried forward and reappropriated in the  
14 2013 budget; and  
15

16 WHEREAS, the appropriate oversight committees and the Finance Committee have  
17 reviewed the requests and recommend that the designation, carry-over, transfer, and reappropriation  
18 requests be approved; and  
19

20 WHEREAS, Wisconsin statutes and county board rules require that the county board take  
21 official action to authorize the designation, carry-over, transfer, and reappropriation of funds; and  
22

23 WHEREAS, sound financial practice requires that such carry-over designations be recorded  
24 in the official books of the County; and  
25

26 WHEREAS, any additional items or adjustments that may be required at the completion of  
27 the County's external audit will be brought to the County Board in a separate resolution at the  
28 conclusion of the field work of the external audit;  
29

30 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors  
31 that the following funds and their designations are authorized to be carried over from the official

books of the county for the year ended December 31, 2012 to the official books of the county for the year ending December 31, 2013; that the funds be reappropriated and expended as may be required; and that the 2013 Annual Budget is amended and the appropriate line items in the General Fund may be increased as necessary:

#### NON-SPENDABLE FUND BALANCE

<u>Account Number</u>	<u>Description</u>	<u>Amount</u>
100.34100	Resrvd-Property Taxes	\$2,321,016.34
100.34103	Resrvd-Mortgage Receivable	99,000.00
100.34115	Resrvd-Prepaid Items	30,582.00
100.34120	Resrvd-Inventory	9,991.53
100.34125	Resrvd-Escrow Deposits	0.00
TOTAL		\$2,460,589.87

#### RESTRICTED FUND BALANCE

<u>Account Number</u>	<u>Description</u>	<u>Amount</u>
100.34234	Unres/Desig-Parks DR Trail	\$ 84,943.98
100.34235	Unres/Desig-Silver Lake Dona	6,657.07
100.34236	Unres/Desig-Maribel Caves	12,660.18
100.34237	Unres/Desig-Cato Falls	1,465.36
100.34240	Unres/Desig-Public Health	7,979.37
100.34241	Unres/Desig-Park Snow Mobile	11,299.30
100.34242	Unres/Desig-Boat Launch Parks	3,406.12
100.34245	Unres/Desig-Veterans Srv	26,765.30
100.34270	Unres/Desig-Lnd Rec Modern	203,750.89
100.34271	Unres/Desig-ROD Redaction	77,478.20
100.34284	Unres/Desig-UW Extension	5,699.73
TOTAL		\$442,105.50

#### COMMITTED FUND BALANCE

<u>Account Number</u>	<u>Description</u>	<u>Amount</u>
100.34232	Unres/Desig-Mapping	\$ 50,771.45
100.34233	Unres/Desig-Area Plan PP	63,576.26
100.34275	Unres/Desig-Sheriffs Dept	34,817.00
100.34277	Unres/Desig-Vehicle Pool PW	62,260.50
100.34279	Unres/Desig-EM Communication	56,250.00
100.34280	Unres/Desig-Emgt Hazmat	153,957.44
100.34282	Unres/Desig-Personnel	3,535.95
100.34289	Unres/Desig-Elections CC	70,494.19
100.34290	Unres/Desig-Treasurer Outlay	15,000.00
100.34293	Unres/Desig-Communications Pro	60,098.44
100.34294	Unres/Desig-PW-PBX Phone Sys	72,548.46
100.34295	Unres/Desig-Future Cap Proj	76,468.80

77 TOTAL \$719,778.49

78  
79 ASSIGNED FOR SUBSEQUENT YEARS

80  
81 

Account Number	Description	Amount
100.34210	Unres/Desig-Sub Yr Bdgt	\$ 0.00;

83  
84 and

85  
86 BE IT FURTHER RESOLVED that remaining funds in the County's Special Revenue Funds,  
87 Debt Service Funds, and Capital Projects Funds be carried forward for their intended purpose as  
88 previously approved by the County Board; and

89  
90 BE IT FURTHER RESOLVED that the following grant and project funds are authorized to  
91 be carried over from the official books of the County for the year ended December 31, 2012 to the  
92 official books of the County for the year ending December 31, 2013; that they may be expended;  
93 and that the 2013 Annual Budget is amended and the following line items are increased by the  
94 amounts shown:

95  
96 GENERAL FUND

97  
98 

Description/Purpose	Account	Category	Amount
CDBG-DOC Ag Ed Center Grant	56200.53059	Expense	\$22,500.00
CDBG-DOC Ag Ed Center Grant	56200.43570.35	Revenue	\$22,500.00
Shoreline Zoning Grant	63000.52946	Expense	\$10,000.00
Shoreline Zoning Grant	63000.43584	Revenue	\$10,000.00

103  
104 AGING SERVICES SPECIAL REVENUE FUND

105  
106 

Description/Purpose	Account	Category	Amount
Alzheimers Care Giver Program Grant	46415.Various	Expense	\$66,380.00
Alzheimers Care Giver Program Grant	46415.43584	Revenue	\$66,380.00

109  
110 SOIL & WATER SPECIAL REVENUE FUND

111  
112 

Description/Purpose	Account	Category	Amount
US EPA Grant Cost Share	61201.55910	Expense	\$328,833.56
US EPA Grant	61201.43280	Revenue	\$328,833.56;

115  
116 and

117  
118 BE IT FURTHER RESOLVED that the Comptroller/Auditor is directed to record such  
119 information in the official books of the County for the year ended December 31, 2012 and for the  
120 year ending December 31, 2013 as may be required.



Dated this 9th day of April 2013.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Carries over the amounts specified from the 2012 budget to the 2013 budget and amends the 2013 Annual Budget as stated.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Brey moved, seconded by Supervisor Hoffman to adopt Resolution 2 (2013/2014-2) Supporting Maintaining the Tax-Exempt Status of Municipal Bonds. Upon vote, the motion carried unanimously.

No. 2013/2014 - 2

**RESOLUTION SUPPORTING MAINTAINING THE  
TAX-EXEMPT STATUS OF MUNICIPAL BONDS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the tax-exempt status of municipal bonds is nearly a century old and is vital to  
2 funding local infrastructure and economic development; and  
3

4 WHEREAS, any move to change the current tax treatment of local government bonds would  
5 lead to higher borrowing costs for local governments; and  
6

7 WHEREAS, much-needed infrastructure improvements would likely be delayed if tax-exempt  
8 financing was not available; and  
9

10 WHEREAS, tax-exempt bonds are a critical tool that Wisconsin counties use to finance the  
11 long-term investments in the infrastructure and facilities that are necessary to meet public demand  
12 for government services; and  
13

14 WHEREAS, increasing the cost of local government borrowing at a time when infrastructure  
15 demands are great could have a serious impact on the national, state, and local economies; and  
16

17 WHEREAS, eliminating the tax-exempt status of municipal bonds would significantly dampen  
18 the effectiveness of the bond market, create higher borrowing costs for county governments, and  
19 result in less investment in infrastructure and fewer jobs;  
20

21 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors  
22 supports maintaining the current tax-exempt status of municipal bonds; and  
23

24 BE IT FURTHER RESOLVED that the County Clerk is directed to send a copy of this  
25 resolution to each legislator in the United States Senate and House of Representatives who represent

26 constituents from the State of Wisconsin.

Dated this 9th day of April 2013.

Respectfully submitted by the Finance 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 Brey moved, seconded by Supervisor Holschbach to adopt Resolution 3 (2013/2014-3) Supporting Compensation of Counties and Other Municipalities Where Spent Nuclear Fuel is Stored. Upon discussion and vote, the motion carried unanimously.

No. 2013/2014 - 3

**RESOLUTION SUPPORTING COMPENSATION OF COUNTIES AND OTHER  
MUNICIPALITIES WHERE SPENT NUCLEAR FUEL IS STORED**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, nuclear power plants produce spent nuclear fuel that must be carefully stored and  
2 carefully reprocessed in order to protect the public health and safety; and  
3

4 WHEREAS, spent nuclear fuel is initially stored in water pools and then is moved to dry cask  
5 storage; and  
6

7 WHEREAS, dry cask storage is a practical method for the temporary storage of spent nuclear  
8 fuel until the fuel can be reprocessed or moved to a national repository for spent nuclear fuel; and  
9

10 WHEREAS, the federal government has dismantled all of the spent nuclear fuel reprocessing  
11 facilities and has not developed a national depository for spent nuclear fuel, which means that onsite  
12 dry cask storage of spent nuclear fuel is likely to continue for the foreseeable future; and  
13

14 WHEREAS, while dry cask storage provides safe, temporary storage of spent nuclear fuel, it  
15 is not intended for the indefinite storage of spent nuclear fuel;  
16

17 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors  
18 urges the United States of America to enact legislation providing for any public utility that stores  
19 spent fuel from a nuclear power plant and uses dry cask storage to make payments to compensate  
20 each county and other municipality where spent nuclear fuel is stored; and

21 BE IT FURTHER RESOLVED that the County Clerk is directed to send a copy of this  
22 resolution to the President of the United States; the President, President Pro Tempore, and Majority  
23 Leader of the United States Senate; the Speaker of the United States House of Representatives; and  
24 each member of the United States Senate and the House of Representatives who represents  
25 constituents from Manitowoc County.

Dated this 9th day of April 2013.

Respectfully submitted by the Finance 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.

Highway Committee: Supervisor Gerroll gave a brief report.

Human Services Board: Supervisor Metzger gave a brief report.

Supervisor Metzger moved, seconded by Supervisor Henrickson to adopt Resolution 4 (2013/2014-4) Authorizing Out-of-State Travel (Human Services Department Staff). Upon discussion and vote, the motion carried with 22 ayes and 1 no. Supervisor Kohlman voted no; all other supervisors voted aye.

No. 2013/2014 - 4

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

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, two Manitowoc County residents are seeking placement of their two  
2 great-grandchildren, who are currently in foster care in Marshalltown, Iowa; and  
3

4 WHEREAS, a trial has been scheduled for April 11, 2013 in Marshalltown, Iowa for the  
5 purpose of determining whether the children will be placed in their great-grandparent's home; and  
6

7 WHEREAS, Children and Family Supervisor Lane Kinzel and Kinship Care Coordinator  
8 Cindy Hundt have been subpoenaed to testify at the trial; and  
9

10 WHEREAS, staff would be required to travel by county automobile to attend the trial and  
11 the trip would take two days;

12 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors  
13 authorizes Lane Kinzel and Cindy Hundt to travel out-of-state on April 10 - 11, 2013 to attend the  
14 trial in Marshalltown, Iowa.

Dated this 9th day of April 2013.

Respectfully submitted by the Human Services Board.

FISCAL IMPACT: Estimated travel cost \$500. Wages and benefits for staff while attending to this matter are \$1,391.

APPROVED: Bob Ziegelbauer, County Executive.

Lakeland Care District Board: Supervisor Brey gave a brief report.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Holschbach gave a brief report. The next meeting will be May 16.

Personnel Committee: Supervisor Behnke gave a brief report.

Planning and Park Commission: Supervisor Korinek gave a brief report.

Supervisor Korinek moved, seconded by Supervisor Vogt to adopt Resolution 5 (2013/2014-5) Authorizing Grant Application (Horseshoe Lake Public Access). Upon discussion and vote, the motion carried with 21 ayes and 1 no. Supervisor Kohlman voted no; all other supervisors voted aye.

No. 2013/2014 - 5

**RESOLUTION AUTHORIZING GRANT APPLICATION  
(Horseshoe Lake Public Access)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Wisconsin Legislature has provided matching grants to assist governmental  
2 units in developing park and recreation facilities; and  
3

4 WHEREAS, the launch ramp at the Horseshoe Lake Public Access is inadequate and a  
5 proposed concrete ramp will reduce future maintenance costs and improve the public access; and  
6

7 WHEREAS, the project cost is estimated at \$10,000, which will be funded using \$5,000 in  
8 State grant funds, \$1,591 in matching funds from the Park's Capital Outlay Fund Account, and  
9 donations for the remaining balance;  
10

11 NOW, THEREFORE, BE IT RESOLVED that the Parks Department Director is authorized

12 to apply for and accept a Wisconsin Department of Natural Resources grant of \$5,000 for the  
13 construction of a concrete boat ramp at the Horseshoe Lake Public Access; and

14  
15 BE IT FURTHER RESOLVED that the Parks Department Director is authorized to sign  
16 documents and take the actions necessary to undertake, direct, and complete the project authorized  
17 in the grant; and

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

23  
24 BE IT FURTHER RESOLVED that revenues in the Park budget are amended by the amount  
25 of the grant funds and contributions received; that expenditures in the Park budget are amended by  
26 an amount equal to the grant, matching funds, and contributions; and that the Comptroller/Auditor  
27 is directed to record such information in the official books of the County for the year ending  
28 December 31, 2013 as may be required.

Dated this 9th day of April 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: No additional tax levy impact. Estimated expenses of \$10,000 will be paid  
using \$5,000 in State funds and \$1,591 from the Park Outlay Fund Account,  
with the balance being paid from donations and contributions from local fish  
and game organizations.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Korinek moved, seconded by Supervisor Cavanaugh to adopt Resolution 6 (2013/2014-  
6) Authorizing 2013-2014 Snowmobile Trail Program. Upon discussion and vote, the motion  
carried with 21 ayes and 1 no. Supervisor Kohlman voted no; all other supervisors voted aye.

No. 2013/2014 - 6

## **RESOLUTION AUTHORIZING 2013-2014 SNOWMOBILE TRAIL PROGRAM**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Wisconsin Snowmobile Aids Program provides funds for the acquisition,  
2 development, and maintenance of public snowmobile trails in eligible counties; and

3  
4 WHEREAS, Manitowoc County has completed 40 years of participation in the Wisconsin  
5 Snowmobile Aids Program by acquiring, developing, insuring, and maintaining public snowmobile  
6 trails in the county in accordance with Wisconsin Department of Natural Resources standards; and

7 WHEREAS, Manitowoc County is eligible to continue its participation in the Snowmobile  
8 Aids Program and has budgeted \$62,087.50 for a Snowmobile Trail Program to cover the costs for  
9 248.35 miles of trail; and

10  
11 WHEREAS, the Planning and Park Commission has provided the County Board with a trail  
12 system map showing the 248.35 miles of trail that are included in the Snowmobile Trail Program;

13  
14 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors  
15 approves the trail system map provided by the Planning and Park Commission; and

16  
17 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors hereby  
18 designates the Manitowoc County Planning and Park Commission as the agency to act on behalf of  
19 Manitowoc County in submitting applications for state snowmobile aids for acquisition, bridge  
20 rehabilitation, development, insurance, and maintenance costs of the county's public snowmobile  
21 trail system; and

22  
23 BE IT FURTHER RESOLVED that the Parks Department Director is authorized to sign  
24 documents and take the actions necessary to undertake, direct, and complete the 2013-2014  
25 Snowmobile Trail Program; and

26  
27 BE IT FURTHER RESOLVED that upon completion of acquisition, development, and  
28 redevelopment of the snowmobile trails through the Snowmobile Trail Program, the trails will be  
29 designated as public snowmobile trails; and

30  
31 BE IT FURTHER RESOLVED that Manitowoc County will, subject to the limits of funds  
32 appropriated for such purposes, provide for adequate maintenance of the trails and facilities that  
33 have been funded for acquisition and maintenance through the Wisconsin Snowmobile Trail  
34 Program in accordance with DNR requirements and funding criteria; comply with state and federal  
35 rules for the program; maintain the completed project in an attractive, inviting, and safe manner;  
36 keep facilities open to the general public during reasonable hours consistent with the type of facility;  
37 and obtain approval in writing from the DNR before any changes are made in the use of the project  
38 site.

Dated this 9th day of April 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: No tax levy impact. The 2013 budget includes \$62,087.50 for expenditures,  
which will be reimbursed by the State of Wisconsin.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Korinek moved, seconded by Supervisor Baumann to enact Ordinance 7 (2013/2014-7)  
Amending Zoning Map (Dorothy Bries). Upon vote, the motion carried unanimously.

**ORDINANCE AMENDING ZONING MAP  
(Dorothy Bries)**

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 March 25; 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 SW ¼, SE ¼, Section 8, T21N-R23E, Town of Gibson,  
12 Manitowoc County, Wisconsin, commencing at the S ¼ of said Section 8; thence  
13 northerly approximately 33 feet to north r/w of North Lake Road which is the point of  
14 real beginning; thence continue northerly approximately 165 feet; thence easterly  
15 approximately 965.25 feet; thence southerly approximately 165 feet to the north r/w of  
16 North Lake Road; thence westerly along the north r/w of North Lake Road  
17 approximately 965.25 feet to the point of real beginning, said parcel containing  
18 approximately 3.67 acres of land, is hereby rezoned from Large Estate (LE) to Small  
19 Estate (SE).

Dated this 9th day of April 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Korinek moved, seconded by Supervisor Hoffman to enact Ordinance 8 (2013/2014-8)  
Amending Zoning Map (Patricia Schwerma). Upon vote, the motion carried unanimously.

**ORDINANCE AMENDING ZONING MAP  
(Patricia Schwerma)**

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 March 25; 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 SW ¼, SW ¼, Section 30, T21N-R25E, Town of Two  
12 Creeks, Manitowoc County, Wisconsin, commencing at the SW corner of said Section  
13 30; thence easterly along the centerline of Irish Road approximately 33 feet; thence  
14 northerly approximately 33 feet to the north r/w of Irish Road which is the point of real  
15 beginning; thence easterly along the north r/w of Irish Road approximately 265 feet;  
16 thence northerly approximately 392 feet; thence westerly approximately 229 feet;  
17 thence southwesterly along the east r/w of Lakeshore Road approximately 392 feet to  
18 the point of real beginning, said parcel containing approximately 2.54 acres of land, is  
19 hereby rezoned from Large Estate (LE) to Rural Residential (RR).

Dated this 9th day of April 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Korinek moved, seconded by Supervisor Bauknecht to enact Ordinance 9 (2013/2014-9)  
Amending Zoning Map (Patrick and Paula Schuette). Upon discussion and vote, the motion carried  
unanimously.

No. 2013/2014 - 9

**ORDINANCE AMENDING ZONING MAP ORDINANCE  
(Patrick and Paula Schuette)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Board adopted ordinance No. 2012/2013-83 upon the  
2 petition of the Planning and Park Commission and amended the zoning map for Patrick and Paula  
3 Schuette; and  
4

5 WHEREAS, Ordinance No. 2012/2013-83 contains an incorrect legal description of the  
6 rezoned property; and



7 WHEREAS, the Planning and Park Commission recommends that the ordinance be amended  
8 to provide the correct legal description;

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

12  
13 Ordinance No. 2012/2013-83 is amended by striking lines 11 – 17 and inserting the  
14 following:

15  
16 A parcel of land located in the SW1/4, NW1/4, Section 11, T21N-R23E, Town  
17 of Gibson, Manitowoc County, Wisconsin, commencing at the W1/4 corner of  
18 said Section 11; thence northerly approximately 660 feet which is the point of  
19 real beginning; thence continue northerly approximately 660 feet; thence  
20 easterly approximately 1320 feet; thence southerly approximately 660 feet;  
21 thence westerly approximately 1320 feet to the point of real beginning, said  
22 parcel containing approximately 20.0 acres of land, is hereby rezoned from  
23 Exclusive Agriculture (EA) to Natural Area (NA);

24  
25 and

26  
27 This effect of this amendment is retroactive to February 26, 2013.

Dated this 9th day of April 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Korinek moved, seconded by Supervisor Cavanaugh to enact Ordinance 10 (2013/2014-10) Amending Zoning Map (David Schuh). Upon vote, the motion carried unanimously.

No. 2013/2014 - 10

**ORDINANCE AMENDING ZONING MAP  
(David Schuh)**

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 March 25; 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 SW ¼, NE ¼, Section 10, T20N-R23E, Town of  
12 Kossuth, Manitowoc County, Wisconsin, commencing at the center of said Section 10;  
13 thence easterly approximately 33 feet to the east r/w of Diamond Road which is the  
14 point of real beginning; thence continue easterly approximately 561.5 feet; thence  
15 northwesterly approximately 218.6 feet; thence westerly approximately 393.1 feet;  
16 thence northerly approximately 54.5 feet; thence westerly approximately 99.0 feet;  
17 thence southerly approximately 37.0 feet; thence westerly approximately 40 feet to the  
18 east r/w of Diamond Road; thence southerly along the east r/w of Diamond Road  
19 approximately 234.0 feet to the point of real beginning, said parcel containing  
20 approximately 3.0 acres of land, is hereby rezoned from General Agriculture (GA) to  
21 Small Estate (SE).

Dated this 9th day of April 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Public Safety Committee: Supervisor Henrickson gave a brief report. The next meeting will be April 12.

Public Works Committee: Supervisor Weiss gave a brief report. The next meeting will be April 10.

Announcement: Supervisor Maresh invited everyone to the Economic Development Corporation event on April 26 where a mini chopper will be displayed.

Supervisor Vogel moved to adjourn, seconded by Supervisor Maresh, and the motion was adopted by acclamation. The meeting adjourned at 9:01 p.m.

Respectfully submitted,  
Jamie J. Aulik, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

Tuesday, May 21, 2013

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 21st day of May 2013, for the purpose of transacting business as a Board of Supervisors.

Chairperson Biff Hansen called the meeting to order at 7:01 p.m.

Supervisor Kevin 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, Baumann, Behnke, Brey, Burke, Cavanaugh, Dufek, Gerroll, Hansen, Henrickson, Hoff, Hoffman, Holschbach, Kohlman, Kopecky, Korinek, Maresh, Metzger, Nickels, Vogel, Vogt, Waack, Wagner, and Weiss. Supervisor Rasmus was excused.

On a motion by Supervisor Brey, seconded by Supervisor Kopecky the April 9, 2013 meeting minutes were approved on a unanimous vote.

There were no changes to the agenda. Supervisor Maresh moved, seconded by Supervisor Henrickson to approve the agenda. Upon vote, the motion carried unanimously.

REPORTS OF SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS

Supervisor Bob Cavanaugh read a proclamation commending Erika Soukup as the outgoing "Fairest of the Fair." He noted that he would be presenting the proclamation at a ceremony the next day.

Chairperson Hansen presented a proclamation to UW-Extension Dairy Agent Scott Gunderson proclaiming the month of June as Dairy Month. Mr. Gunderson said the dairy industry had an economic impact of \$1.4 billion and 1 billion lbs. of milk were produced in Manitowoc County last year.

County Executive Ziegelbauer presented a proclamation recognizing June 15, 2013 as Elder Abuse Awareness Day to Aging and Disability Resource Center of the Lakeshore Director Judy Rank and Register in Probate Patricia Koppa. Ms. Rank noted the contributions of the elderly population and thanked the Board for their support.

#### PUBLIC INPUT - OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Shirley Lau of Lakeshore CAP, Inc. gave a presentation on a new business incubator program and skills enhancement program. She said that Lakeshore CAP is able to lease space in their building using an income-based rate. She also explained their skills enhancement program.

Curt Drumm of Lakeshore Aviation and Executive Director of Thunder on the Lakeshore gave a presentation on operations at the Manitowoc County Airport and the upcoming airshow.

Maura Yost, Town of Centerville advocated for a single qualified director for the Human Services Department. Corporation Counsel Rollins responded to some of the comments she made.

Mike Holschbach, City of Two Rivers asked for the supervisors to approve the rezoning of a parcel located on State Highway 310.

No one else present wished to speak, subsequently Chairperson Hansen closed public input at 7:48 p.m.

#### APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Hansen presented County Executive Ziegelbauer's appointment of John Kropp, Karl Puestow, Travis Waack and alternate Sherry Rezba to the Local Emergency Planning Committee for a two year term expiring June 2015. Supervisor Vogt moved, seconded by Supervisor Maresh to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Hansen presented County Executive Ziegelbauer's appointment of Bryan Ashenbrenner as an alternate for Bradley Seymour on the Traffic Safety Commission. Supervisor Hoff moved, seconded by Supervisor Waack to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Hansen presented County Executive Ziegelbauer's appointments to the Human Services Board from the April 9, 2013 meeting for the board's reconsideration. The appointments were Supervisor Bob Cavanaugh for a term expiring April 2014, Supervisor Jim Baumann for a term expiring April 2015, Supervisor Laurie Burke for a term expiring April 2016, Judy Ruggirello for a term expiring December 2015, and Sue Tomasik for a term expiring December 2014. Supervisor Behnke moved, seconded by Supervisor Bauknecht to approve the appointments. Upon voice vote, the motion carried unanimously.

Chairperson Hansen presented County Executive Ziegelbauer's appointment of Supervisor Rick Henrickson to the Human Services Board to complete a vacancy for a term expiring April 2014. Supervisor Cavanaugh moved, seconded by Supervisor Baumann to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Hansen presented County Executive Ziegelbauer's appointment of Judy Ruggirello to the Lakeland Care District Board for a three year term expiring June 2016. Supervisor Brey moved, seconded by Supervisor Kopecky to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Hansen presented County Executive Ziegelbauer's appointment of Supervisor Rick Henrickson to the Lester Public Library Board of Trustees for a three year term expiring April 30, 2016. Supervisor Baumann moved, seconded by Supervisor Vogt to approve the appointment. Upon voice vote, the motion carried unanimously.

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

Aging & Disability Resource Center of the Lakeshore Board: Supervisor Wagner gave a brief report. Their next meeting is June 25 in Manitowoc.

Board of Health: Supervisor Vogel gave a brief report.

Supervisor Vogel moved, seconded by Supervisor Metzger to adopt Resolution 1 (2013/2014-11) Requesting State Funding for Lake Michigan Beach Testing Programs. Upon vote, the motion carried unanimously.

No. 2013/2014 - 11

**RESOLUTION REQUESTING STATE FUNDING  
OF LAKE MICHIGAN BEACH TESTING PROGRAMS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Great Lakes Beaches are a natural asset that helps to generate millions of  
2 tourist dollars for Wisconsin; and  
3

4 WHEREAS, communities along Lake Michigan, the Bay of Green Bay, and Lake  
5 Superior have developed beach safety testing and public notification programs over the last  
6 twelve years using federal grants; and  
7

8 WHEREAS, federal funding is no longer available to these communities to support the  
9 programs that they have developed; and  
10

11 WHEREAS, the State of Wisconsin receives revenue from tourists in the form of sales  
12 taxes; and  
13

14 WHEREAS, beach safety testing and public notification provides a benefit for all of  
15 Wisconsin;  
16

17 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of

Supervisors that it urges the State of Wisconsin fund local health departments to continue the beach safety testing and notification programs; and

BE IT FURTHER RESOLVED that the County Clerk is directed to send a copy of this resolution to the Governor of the State of Wisconsin, the President of the Wisconsin Senate, the Speaker of the Wisconsin Assembly, each legislator in the Wisconsin Senate and Assembly who represents constituents from Manitowoc County, and to each county that borders Lake Michigan, Lake Superior, and the Bay of Green Bay.

Dated this 21st day of May 2013.

Respectfully submitted by the Board of Health.

Bob Ziegelbauer, County Executive.

Supervisor Vogel moved, seconded by Supervisor Hoffman to adopt Resolution 2 (2013/2014-12) Asking the Public Service Commission to Study the Health Effects of Wind Turbines. Upon discussion and vote, the motion carried with 21 ayes and 3 noes with Supervisors Brey, Hansen, and Vogt voting no and all other supervisors voting aye.

No. 2013/2014 - 12

**RESOLUTION ASKING THE PUBLIC SERVICE COMMISSION  
TO STUDY THE HEALTH EFFECTS OF WIND TURBINES**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Wisconsin Public Service Commission authorized funding to collect noise data from homes in the vicinity of the Shirley Wind Farm; and

WHEREAS, residents of the Town of Mishicot are concerned about health effects from wind turbines and the Board of Health has received public comment and reviewed some of the published research on the health effects of wind turbines; and

WHEREAS, current research on the health effects of wind turbines is inconclusive and the Board of Health recommends that the Public Service Commission conduct further study to determine whether there are any adverse health effects caused by wind turbines;

NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors requests that the Wisconsin Public Service Commission conduct further study to determine whether there are any adverse health effects caused by wind turbines; and

BE IT FURTHER RESOLVED that the County Clerk is directed to send a copy of this resolution to the Wisconsin Public Service Commission and to each legislator in the Wisconsin Senate and Assembly who represents constituents from Manitowoc County.

Dated this 21st day of May 2013.

Respectfully submitted by the Board of Health.

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.

Executive Committee: Chairperson Hansen gave a brief report.

Expo-Ice Center Board: Supervisor Cavanaugh gave a brief report. The next meeting will be June 5.

Finance Committee: Supervisor Brey gave a brief report.

Supervisor Brey moved, seconded by Supervisor Holschbach to adopt Resolution 3 (2013/2014-13) Opposing AB 85 and SB 95. Discussion followed.

No. 2013/2014 - 13

### **RESOLUTION OPPOSING AB 85 AND SB 95**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Wisconsin Legislature is considering Assembly Bill 85 and Senate Bill  
2 95; and  
3

4 WHEREAS, Assembly Bill 85 and Senate Bill 95 propose significant changes to the  
5 governing structure of Milwaukee County and would mandate changes in compensation for  
6 supervisors, limit the funds that may be appropriated to operate the county board, impose a  
7 bureaucratic infrastructure that restricts the ability of the county to enter into mutually beneficial  
8 intergovernmental agreements with other municipalities, strip the county board of the legislative  
9 authority to structure county government, bar supervisors from directly communicating with  
10 county employees, consolidate power in the county executive, transfer substantive powers from  
11 the legislative branch to the executive branch, make the county executive a de facto member of  
12 the county board, and generally open the door to the State's micro-management of county  
13 government; and  
14

15 WHEREAS, local control is deeply rooted in Wisconsin's history and its people believe

16 that local governments, which are closest to the people, are better able to make decisions on  
17 local matters than remote levels of government, which are removed from the people; and  
18

19 WHEREAS, each Wisconsin county is a body corporate with the authority to exercise  
20 administrative home rule and operational powers, which should only be subject to reasonable  
21 State control; and  
22

23 WHEREAS, Assembly Bill 85 and Senate Bill 95 usurp the authority of the county board  
24 to exercise legislative oversight, breaches the doctrines of separation of powers and checks and  
25 balances, infringe upon the statutory autonomy of counties, impose State-driven solutions to  
26 local issues, makes government less accountable at all levels, and would create a precedent that  
27 could be used to strip other counties of local control;  
28

29 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
30 Supervisors opposes Assembly Bill 85 and Senate Bill 95 and any other attempt by the  
31 Wisconsin Legislature to micro-manage the affairs of county government; and  
32

33 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors urges  
34 Governor Scott Walker to veto Assembly Bill 85 and Senate Bill 95; and  
35

36 BE IT FURTHER RESOLVED that the County Clerk is directed to send a copy of this  
37 resolution to the Governor of the State of Wisconsin, the Wisconsin Counties Association, and to  
38 each Wisconsin county.

Dated this 21st day of May 2013.

Respectfully submitted by the Finance 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 Brey moved, seconded by Supervisor Metzger to amend Resolution 3 by replacing lines 28-30 with, “now therefore be it resolved that the Manitowoc County Board of Supervisors encourages Governor Walker to veto AB 85 and SB 95” and replace lines 32-36 with, “BE IT FURTHER RESOLVED that the County Clerk is directed to send this resolution to the Governor of the State of Wisconsin, to the WCA, and to each Wisconsin county.” Discussion followed.

Supervisor Hoff moved, seconded by Supervisor Hoffman to amend the amendment to include the language, “any other attempt by the Wisconsin Legislature to micro-manage the affairs of county government.” Discussion followed. Upon voice vote, the motion failed.



Discussion on the original amendment followed.

Supervisor Hoff moved, seconded by Supervisor Brey to amend the amendment to include the language following the word “government” on line 30, “and encourage Governor Scott Walker to veto AB 85 and SB 95.”

Chairperson Hansen called a recess at 8:23 p.m. The board reconvened at 8:29 p.m.

Upon voice vote on the amendment to the amendment, the motion failed.

Upon voice vote on the original amendment, the motion failed.

Supervisor Brey moved, seconded by Supervisor Hoff to amend Resolution 3 by adding, “BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors urges Governor Scott Walker to veto AB 85 and SB 95,” and strike language in line 33 starting with the word “president” and ending in line 35 with the word “Manitowoc.” Upon vote, the motion passed with 21 ayes and 3 noes, with Supervisors Behnke, Gerroll and Maresh voting no.

Discussion on the resolution as amended followed. Upon vote, the motion passed with 20 ayes and 4 noes, with Supervisors Behnke, Gerroll, Maresh and Waack voting no and all other supervisors voting aye.

Supervisor Brey moved, seconded by Supervisor Maresh to adopt Resolution 4 (2013/2014-14) Authorizing Participation in United Way Campaign. Upon vote, the motion carried with 23 ayes and one no, with Supervisor Henrickson voting no and all other supervisors voting aye.

No. 2013/2014 - 14

## **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  
2 its citizens and recognizes that private, not-for-profit organizations make a significant  
3 contribution to the quality of life in Manitowoc County; and  
4

5 WHEREAS, United Way Manitowoc County, Inc. conducts an annual campaign that  
6 gives employees an opportunity to support charitable causes through a payroll giver’s plan and  
7 to support more than two dozen different organizations in Manitowoc County that insure basic  
8 needs are met, increase self-sufficiency, nurture children and youth, promote health and healing,  
9 and strengthen families; and  
10

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

14 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
15 Supervisors designates United Way Manitowoc County, Inc. as the organization authorized to  
16 offer an opportunity to enroll in a payroll giver's plan to Manitowoc County employees, officers,  
17 and officials from now through December 31, 2013, with payroll deductions to be made during  
18 the 2014 calendar year; and

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

Dated this 21st day of May 2013.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Brey moved, seconded by Supervisor Bauknecht to adopt Resolution 5 (2013/2014-15) Denying Claim (Lisa Conjurski). Upon discussion and vote, the motion carried unanimously.

No. 2013/2014 - 15

**RESOLUTION DENYING CLAIM  
(Lisa Conjurski)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Lisa Conjurski filed a claim dated April 26, 2013 seeking compensation for  
2 property that she alleges was lost or stolen while serving as a juror; and

3  
4 WHEREAS, Manitowoc County has provided a copy of the claim and relevant records to  
5 its insurance carrier; and

6  
7 WHEREAS, the county's insurance carrier has reviewed the claim and relevant records  
8 and recommends that the claim be denied; and

9  
10 WHEREAS, the Corporation Counsel and the Finance Committee have reviewed the  
11 claim and recommend that the claim be denied;

12  
13 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of  
14 Supervisors that the claim is denied and that the Corporation Counsel and County Clerk are  
15 directed to provide such notice of the denial of the claim as may be required.

Dated this 21st day of May 2013.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Bob Ziegelbauer, County Executive.

Highway Committee: Supervisor Gerroll gave a brief report.

Lakeland Care District Board: Supervisor Brey gave a brief report.

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

Personnel Committee: Supervisor Behnke gave a brief report.

Supervisor Behnke moved, seconded by Supervisor Maresh to adopt Resolution 6 (2013/2014-16) Authorizing Out-Of-State Travel (Jane Babcock). Upon vote, the motion carried with 23 supervisors voting aye and Supervisor Kohlman voting no.

No. 2013/2014 - 16

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL  
(Jane Babcock)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Veteran Services Department provides critical support to veterans,  
2 active duty military personnel, military retirees, Wisconsin National Guard and Reservists, and  
3 their families in obtaining the state and federal benefits for which they qualify; and  
4

5 WHEREAS, the County Veterans Service Officer (CVSO) must attend continuing  
6 education classes each year to stay current with changes in laws, regulations, statutes, and  
7 program guidelines in order to maintain accreditation with the Wisconsin Department of  
8 Veterans Affairs and other organizations; and  
9

10 WHEREAS, the County Veterans Service Officer (CVSO) generally alternates  
11 attendance at the Wisconsin and National CVSO Association conferences to insure the highest  
12 and most effective level of education and knowledge;  
13

14 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
15 Supervisors authorizes County Veterans Service Officer Jane Babcock to travel out-of-state  
16 during the period from June 3 through June 7, 2013 to attend the five-day National Association  
17 of County Veteran Service Officers Annual Conference in Reno, Nevada.

Dated this 21st day of May 2013.

Respectfully submitted by Personnel Committee.

FISCAL IMPACT: Travel and conference costs not to exceed \$2,500 are available in the Veterans Service budget. Wages and benefit cost for time at conference is \$1,770.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Behnke moved, seconded by Supervisor Vogt to adopt Resolution 7 (2013/2014-17) Authorizing Out-Of-State Travel (Stacy Ledvina and Christma Hockhammer). Upon vote, the motion carried with 23 supervisors voting aye and Supervisor Kohlman voting no.

No. 2013/2014 - 17

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL  
(Stacy Ledvina and Christma Hockhammer)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Human Services Department has been developing alternatives to placing  
2 children in secure detention; and  
3

4 WHEREAS, Youth and Family Services Supervisor Stacy Ledvina and Youth Diversion  
5 Court Coordinator Christma Hockhammer, a contracted employee, are part of a team that is  
6 working to develop a Youth Diversion Court for Manitowoc County with the support, guidance,  
7 and funding from the Annie E. Casey Foundation; and  
8

9 WHEREAS, Stacy Ledvina and Christma Hockhammer have been invited to attend the  
10 7th Global Youth Justice Conference on Youth Diversion Court from June 10 - 14, 2013, with all  
11 travel expenses paid by the Annie E. Casey Foundation;  
12

13 WHEREAS, staff will benefit from the information provided at the conference;  
14

15 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
16 Supervisors authorizes Stacy Ledvina and Christma Hockhammer to travel out-of-state to attend  
17 the 7th Global Youth Justice Conference on Youth Diversion Court scheduled for June 10 – 14,  
18 2013 in Cape Cod, Massachusetts.

Dated this 21st day of May 2013.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: Conference costs, including lodging, meals, and travel, will be paid by the Annie E. Casey Foundation. Estimated personnel cost to attend the conference \$2,049 for Stacy Ledvina and \$806 for Christma Hockhammer.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Behnke moved, seconded by Supervisor Waack to adopt Resolution 8 (2013/2014-18) Authorizing Addition of One Child Protective Services Worker Position. Discussion followed. Upon vote, the motion carried with 22 supervisors voting aye and Supervisors Kohlman and Vogel voting no.

No. 2013/2014 - 18

**RESOLUTION AUTHORIZING ADDITION OF ONE  
CHILD PROTECTIVE SERVICES WORKER POSITION**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Child Protective Services Workers in the Human Services Department are  
2 responsible for investigations of suspected child abuse and neglect in order to provide for the  
3 safety and protection of children in the community; and  
4

5 WHEREAS, such investigations require on-site investigations that must be completed  
6 within a relatively short time in accordance with specific procedures and in compliance with  
7 relevant legal standards; and  
8

9 WHEREAS, Manitowoc County has recently seen an increase in both the need for and  
10 complexity of such investigations; and  
11

12 WHEREAS, recent retirements and other personnel changes have reduced the number of  
13 experienced Child Protective Services workers available to perform this critical task and have  
14 created increasingly burdensome case loads for the Child Protective Services Unit; and  
15

16 WHEREAS, the Personnel Committee has reviewed the situation with the County  
17 Executive, the Human Services Director - Children and Family Services Division, and the Child  
18 Protective Services Supervisor and concurs in the recommendation that one full-time Child  
19 Protective Services Worker be added to the Human Services Department's authorized staff; and  
20

21 WHEREAS, the County Executive has advised the Personnel Committee that the  
22 estimated cost of adding this position can be met from presently appropriated funds, will not  
23 affect the current tax levy, and will be taken into consideration in developing the 2014 budget;  
24

25 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
26 Supervisors authorizes the addition of one Child Protective Services Worker position to the table

27 of authorized positions for the Human Services Department.

Dated this 21st day of May 2013.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: No tax levy impact. The total cost of wages and fringe benefits is estimated at \$26,984 based on an August 1, 2013 start date and can be met from presently appropriated funds.

APPROVED: Bob Ziegelbauer, County Executive.

Planning and Park Commission: Supervisor Waack gave a brief report.

Supervisor Waack moved, seconded by Supervisor Holschbach to adopt Resolution 9 (2013/2014-19) Authorizing Grant Application (Cherney Maribel Caves County Park). Upon vote, the motion carried with 23 supervisors voting aye and Supervisor Kohlman voting no.

No. 2013/2014 - 19

**RESOLUTION AUTHORIZING GRANT APPLICATION  
(Cherney Maribel Caves County Park)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Wisconsin Legislature has provided matching grants to assist  
2 governmental units in developing park and recreation facilities; and  
3

4 WHEREAS, the bridge on the walking trail at the Cherney Maribel Caves County Park  
5 has fallen in disrepair and a proposed wooden bridge will reduce future maintenance costs and  
6 improve public usage of the park; and  
7

8 WHEREAS, the project cost is estimated at \$3,591, which will be funded with \$1,591 in  
9 State grant funds, with the remaining balance of the project funded through in-kind labor; and  
10

11 NOW, THEREFORE, BE IT RESOLVED that the Parks Department Director is  
12 authorized to apply for and accept a Wisconsin Department of Natural Resources grant of \$1,591  
13 for the construction of a walking bridge, with the remaining balance of the project funded  
14 through in-kind labor; and  
15

16 BE IT FURTHER RESOLVED that the Parks Department Director is authorized to sign  
17 documents and take the actions necessary to undertake, direct, and complete the project  
18 authorized in the grant; and  
19

20 BE IT FURTHER RESOLVED that Manitowoc County will comply with state and

21 federal rules for the program; will be responsible for updating plans and monitoring ongoing  
22 operations; will obtain written approval from the Wisconsin Department of Natural Resources  
23 before making changes in the project; and will maintain a record of expenditures; and  
24

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

Dated this 21st day of May 2013.  
Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: No additional tax levy impact. Estimated expenses of \$3,591 will be paid  
using \$1,591 in State funds and the remaining balance will be from  
in-kind labor already included in the adopted 2013 Parks Department  
budget.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Waack moved, seconded by Supervisor Cavanaugh to adopt Ordinance 10  
(2013/2014-20) Amending Zoning Map (Lowell and David Holdorf). Upon vote, the motion  
carried unanimously.

No. 2013/2014 - 20

**ORDINANCE AMENDING ZONING MAP  
(Lowell and David Holdorf)**

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 April 29, 2013; and  
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of  
5 testimony and an examination of the facts, 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  
9 ordain as follows:  
10

11 A parcel of land located in a part of SE ¼, NW ¼ Section 16, T18N-R21E, Town of  
12 Eaton, Manitowoc County, Wisconsin, commencing at the W ¼ corner of said  
13 Section 16; thence easterly approximately 1320 feet; thence northerly along the  
14 centerline of Hickory Hills Road approximately 548 feet; thence easterly

15 approximately 33 feet to the east r/w of Hickory Hills Road which is the point of real  
16 beginning; thence continue easterly approximately 327 feet; thence northerly  
17 approximately 450 feet; thence westerly approximately 327 feet; thence southerly  
18 along the est r/w of Hickory Hills Road approximately 450 feet to the point of real  
19 beginning, said parcel containing 3.72 acres of land, is hereby rezoned from  
20 Exclusive Agriculture (EA) and Rural Residential (RR) to Small Estate (SE).

Dated this 21st day of May 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Waack moved, seconded by Supervisor Bauknecht to adopt Ordinance 11 (2013/2014-21) Amending Zoning Map (Michael Holschbach). Upon vote, the motion carried unanimously.

No. 2013/2014 - 21

**ORDINANCE AMENDING ZONING MAP  
(Michael Holschbach)**

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 April 29, 2013  
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of  
5 testimony and an examination of the facts, 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  
9 ordain as follows:  
10

11 A parcel of land located in a part of SW ¼ and NW ¼ of the NW ¼, Section 1,  
12 T19N-R23E, Town of Manitowoc Rapids, Manitowoc County, Wisconsin,  
13 commencing at the NW corner of said Section 1; being the point of beginning;  
14 thence S 89°46' 03" E, 150.02 feet; thence S 00°44' 02" E, 486.30 feet; thence S  
15 89°46' 03" E, 50.01 feet; thence S 00°44' 02" E, 833.17 feet; thence S 89°46' 03" E,  
16 281.34 feet; thence S 00°44' 02" E, 584.37 feet; thence S 58°20' 04" E, 65.00 feet;  
17 thence S 49°19' 28" W, 699.34 feet to the west line of said NW ¼ of Section 1;  
18 thence N 00°44' 02" W, 2395.79 feet to the point of beginning, said parcel  
19 containing 660,885 square feet (15.172 acres) of land and is hereby rezoned from



20 Exclusive Agriculture (EA) to General Agriculture (GA).

Dated this 21st day of May 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Waack moved, seconded by Supervisor Baumann to adopt Ordinance 12 (2013/2014-22) Amending Zoning Map (Pamela Kachelmeier). Upon vote, the motion carried unanimously.

No. 2013/2014 - 22

**ORDINANCE AMENDING ZONING MAP  
(Pamela Kachelmeier)**

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 April 29, 2013; and  
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of  
5 testimony and an examination of the facts, 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  
9 as follows:  
10

11 Two parcels of land located in the SE ¼ , NE ¼ Section 25, T17N-R21E, Town of  
12 Schleswig, Manitowoc County, Wisconsin, the first being Lot 1 CSM V28 P191 in  
13 its entirety, containing approximately 5.25 acres of land, and the second being Lot 2  
14 CSM V23 P191 in its entirety, containing approximately 3.94 acres of land, are  
15 rezoned from Large Estate (LE) to General Agriculture (GA).

Dated this 21st day of May 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Waack moved, seconded by Supervisor Baumann to adopt Ordinance 13 (2013/2014-23) Amending Zoning Map (Glen Riesterer). Upon vote, the motion carried unanimously.

No. 2013/2014 - 23

**ORDINANCE AMENDING ZONING MAP  
(Glen Riesterer)**

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 April 29, 2013; and  
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of  
5 testimony and an examination of the facts, 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  
9 ordain as follows:  
10

11 A parcel of land located in a part of SW ¼, NE ¼ Section 32, T18N-R21E, Town of  
12 Eaton, Manitowoc County, Wisconsin, commencing at the center of said Section 32;  
13 thence northerly approximately 1320 feet; thence easterly approximately 629 feet  
14 which is the point of real beginning; thence continue easterly approximately 689  
15 feet; thence southerly approximately 881 feet; thence westerly approximately 316  
16 feet; thence northeasterly approximately 447 feet; thence westerly approximately  
17 364 feet; thence northwesterly approximately 449 feet to the point of real beginning,  
18 said parcel containing approximately 9.80 acres of land, is rezoned from Exclusive  
19 Agriculture (EA) and Natural Area (NA) to Large Estate District (LE).

Dated this 21st day of May 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Waack moved, seconded by Supervisor Hoffman to adopt Ordinance 14 (2013/2014-24) Amending Manitowoc County Code Chapters 24 and 25 (Large Wind Energy Systems and Small Wind Energy Systems). Upon vote, the motion carried unanimously.

**ORDINANCE AMENDING MANITOWOC COUNTY CODE CHAPTERS 24 AND 25  
(Large Wind Energy Systems and Small Wind Energy Systems)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County has adopted both a Large Wind Energy Systems  
2 Ordinance and a Small Wind Energy Systems Ordinance pursuant to authority granted by Wis.  
3 Admin. Code Ch. PSC 128; and  
4

5 WHEREAS, the authority granted by PSC 128 is limited and the county is prohibited  
6 from adopting any standard than is more restrictive than authorized by PSC 128; and  
7

8 WHEREAS, the Planning and Park Department has been notified by PSC staff that  
9 certain provisions contained in the Large Wind Energy Systems Ordinance and the Small Wind  
10 Energy Systems Ordinance are more restrictive than PSC 128; and  
11

12 WHEREAS, it is in the best interest of Manitowoc County to remove any provisions in  
13 the Large Wind Energy Systems Ordinance and the Small Wind Energy Systems Ordinance that  
14 are in conflict with PSC 128 and to make other technical corrections to those ordinances;  
15

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

19 Manitowoc County Code sec. 24.03 is amended to read as follows:  
20

21 The purpose of this ordinance is to adopt and incorporate the requirements of Wis. Stat. §  
22 66.0401 and Wis. Admin. Code Ch. PSC 128 as a local ordinance and to establish local  
23 regulations on the installation and use of large wind energy systems that are authorized by,  
24 compliant with, and no more restrictive than the rules promulgated by the Wisconsin Public  
25 Service Commission and that serve to preserve or protect the public health or safety, do not  
26 significantly increase the cost of the system or significantly decrease its efficiency, or allow for  
27 an alternative system of comparable cost and efficiency. Local regulations on the installation  
28 and use of small wind energy systems are contained in Manitowoc County Code Chapter 25,  
29 Small Wind Energy Systems.  
30

31 Manitowoc County Code sec. 24.20(3) is amended by striking the word “ chapter” and  
32 replacing it with the words “ordinance or PSC 128.”  
33

34 Manitowoc County Code sec. 24.27(1) is amended to read as follows:  
35

36 An applicant shall pay an application fee of \$2,500, plus \$1,000 for each tower included  
37 in the application, to the county at the time that it files its application. The fee will be applied to  
38 the cost of reviewing the application.

Manitowoc County Code sec. 24.39(2) is amended to read as follows:

An owner shall, before construction of a wind energy system begins, provide the department with a copy of the notice issued pursuant to PSC 128.42(1), along with a list showing the name and address of each person to whom the notice was sent and a list showing the name and address of each political subdivision to which the notice was sent.

Manitowoc County Code sec. 25.12(3) is deleted.

Manitowoc County Code sec. 25.16 is deleted.

Manitowoc County Code sec. 25.23(3) and (4) are deleted.

Manitowoc County Code sec. 25.31 is deleted.

Manitowoc County Code sec. 25.32(2) is amended to read as follows:

The department shall conduct a decommissioning review to determine whether the owner has decommissioned and removed the small wind energy system as required by PSC 128.19.

This ordinance is effective June 1, 2013.

Dated this 21st day of May 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: Indeterminable.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Waack moved, seconded by Supervisor Hoffman to adopt Ordinance 15 (2013/2014-25) Amending Manitowoc County Code (Planning and Zoning Department Fees). Upon vote, the motion carried with 23 supervisors voting aye and Supervisor Kohlman voting no.

No. 2013/2014 - 25

**ORDINANCE AMENDING MANITOWOC COUNTY CODE  
(Planning and Zoning Department Fees)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

WHEREAS, several sections of the Manitowoc County Code contain provisions specifying the various fees that the Planning and Zoning Department may charge; and

4 WHEREAS, it is confusing to the public to have the various fees scattered throughout the  
5 code; and

6  
7 WHEREAS, it is difficult to maintain a fee schedule that reflects the current costs of  
8 providing services and that is comparable to the fees charged by surrounding counties when the  
9 various fees are scattered throughout the code; and

10  
11 WHEREAS, the Planning and Park Commission recommends that the Manitowoc  
12 County Code be amended so that the fees that the Planning and Zoning Department is authorized  
13 to charge are all listed in a single location and that the Planning and Zoning Department Fee  
14 Schedule, which is approved by County Board resolution, be added as Appendix to Manitowoc  
15 County Code Ch. 4, Finances;

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

19  
20 Manitowoc County Code § 4.13(2) is amended to read as follows:

21  
22 (2) Planning and Zoning Department Fee Schedule.

23  
24 (a) The county board shall, by resolution, establish the fees that the planning  
25 and zoning department is authorized to charge.

26  
27 (b) The planning and zoning department fee schedule will be attached to this  
28 ordinance as an appendix and a copy will be on file at the planning and  
29 zoning department.

30  
31 (c) The planning and park commission shall review the fee schedule at least  
32 annually and may recommend changes to the fee schedule to the county  
33 board.

34  
35 Manitowoc County Code § 8.53(1) is amended by striking “a \$100” and replacing it with  
36 “the”.

37  
38 Manitowoc County Code § 13.08(1)(a) is renumbered as sec. 13.08(1).

39  
40 Manitowoc County Code § 13.08(1)(b), (c), (d), and (e) are repealed.

41  
42 Manitowoc County Code § 13.08(2) is amended to read as follows:

43  
44 Any fee for services requested of the County relating to this ordinance shall be paid  
45 before the service is rendered.

46  
47 Manitowoc County Code § 13.08(3) is amended by striking “of \$10”.

Manitowoc County Code § 21.37(1) is amended by striking “of \$330.00”.

Manitowoc County Code § 21.37(2) is amended by striking “of \$330.00”.

Manitowoc County Code § 21.38(4) is amended by striking pars. (a), (b), and (c) and inserting the following:

The annual fee shall be comprised of a Manitowoc County fee as specified in the planning and zoning department fee schedule and a Wisconsin Department of Natural Resources fee as specified in Wis. Admin. Code § NR 135.39(3).

Manitowoc County Code § 24.27(1) is amended by striking “of \$5,000”.

Manitowoc County Code § 25.09(2) is amended by striking “of \$350”.

This ordinance is effective August 1, 2013.

Dated this 21st day of May 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: Additional revenue of approximately \$23,000 is projected for the remainder of 2013 based on an estimated annual revenue of \$56,014.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Waack moved, seconded by Supervisor Korinek to adopt Resolution 16 (2013/2014-26) Adopting Manitowoc County Planning and Zoning Department Fee Schedule. Upon vote, the motion carried with 22 supervisors voting aye and Supervisors Kohlman and Nickels voting no.

No. 2013/2014 - 26

**RESOLUTION ADOPTING MANITOWOC COUNTY  
PLANNING AND ZONING DEPARTMENT FEE SCHEDULE**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Manitowoc County Code requires that all fees charged by the Planning and Zoning Department must be set by County Board resolution; and

WHEREAS, the Planning and Zoning Department maintains a Fee Schedule that lists all of the fees that the department is authorized to charge, but that schedule has not been updated since 2008; and

7 WHEREAS, the Planning and Park Commission believes that the fees charged by the  
8 Planning and Zoning Department should be updated to reflect the current cost of the services  
9 provided by the department and to maintain comparability with the fees charged by surrounding  
10 counties; and

11  
12 WHEREAS, the Planning and Park Commission has provided the County Board with a  
13 proposed fee schedule;

14  
15 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
16 Supervisors approves the proposed Planning and Zoning Department Fee Schedule and directs  
17 that a copy of the approved fee schedule be included as an appendix to Manitowoc County Code  
18 Ch. 4, Finances.

Dated this 21st day of May 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: Additional revenue of approximately \$23,000 is projected for the  
remainder of 2013 based on an estimated increase in annual revenue of  
\$56,014.

APPROVED: Bob Ziegelbauer, County Executive.

Public Safety Committee: Supervisor Henrickson gave a brief report. The next meeting will be  
June 12.

Supervisor Henrickson moved, seconded by Supervisor Vogel to adopt Resolution 17  
(2013/2014-27) Authorizing Out-Of-State Travel (Nancy H. Crowley). Upon vote, the motion  
carried with 22 supervisors voting aye and Supervisors Kohlman and Metzger voting no.

No. 2013/2014 - 27

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

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Emergency Management Director Nancy Crowley, has been invited to  
2 observe a hostile-action exercise involving the Cook Nuclear Plant at the County Emergency  
3 Operations Center in Benton Harbor, Michigan on June 4, 2013; and

4  
5 WHEREAS, Manitowoc County will be required to participate in and be evaluated on a  
6 hostile-action exercise involving the Point Beach Nuclear Plant on June 16, 2015;

7  
8 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of

9 Supervisors authorizes Nancy Crowley to travel out-of-state from June 3 through June 5, 2013 to  
10 attend the hostile-action nuclear exercise in Benton Harbor, Michigan.

Dated this 21st day of May 2013.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Expenses, which are included in the approved 2013 budget, will be reimbursed by NextEra Energy (Point Beach). Estimated wage and benefit cost, which are included in the approved 2013 budget, is \$1,541.

APPROVED: Bob Ziegelbauer, County Executive.

Public Works Committee: Supervisor Weiss gave a brief report.

Supervisor Weiss moved, seconded by Supervisor Holschbach to adopt Resolution 18 (2013/2014-28) Resolution Authorizing Contract for Courthouse Tuck-Pointing and Health Department Project Financing. Discussion followed. Upon vote, the motion carried with 23 supervisors voting aye and Supervisor Kohlman voting no.

No. 2013/2014 - 28

**RESOLUTION AUTHORIZING CONTRACT FOR COURTHOUSE  
TUCK-POINTING AND HEALTH DEPARTMENT PROJECT FINANCING**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS

1 WHEREAS, the Manitowoc County Courthouse is over 100 years old, has not been tuck-  
2 pointed for several years, and needs to be tuck-pointed as part of the building's general  
3 maintenance program; and

4  
5 WHEREAS, the Public Works Committee and County Executive have reviewed the need  
6 to tuck-point the Courthouse and have determined that the project cannot wait any longer  
7 because of the deterioration of the masonry; and

8  
9 WHEREAS, the original engineering estimate to tuck-point the courthouse was  
10 \$460,000, which included an appropriate contingency reserve; and

11  
12 WHEREAS, bids for the Courthouse Tuck-pointing Project have been received and  
13 reviewed by the Public Works Committee and County Executive, and the Public Works  
14 Committee recommends to the County Board the tuck-pointing project be approved with funding  
15 authorized in the amount of \$335,000; and

16  
17 WHEREAS, the Public Works Committee recommends that the tuck-pointing project



18 begin as soon as feasible using funds on hand, that arrangements be made for permanent  
19 financing of the tuck-pointing project and the public health project that the County Board  
20 previously authorized, and that any funds expended prior to securing permanent financing be  
21 repaid from the permanent financing;  
22

23 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
24 Supervisors approves the Courthouse Tuck-pointing Project in the amount of \$335,000 and  
25 authorizes the Public Works Director to execute such contracts and perform such other  
26 administrative duties as may be necessary to complete the Courthouse Tuck-pointing Project;  
27 and  
28

29 BE IT FURTHER RESOLVED that the Comptroller is directed to negotiate permanent  
30 financing for the Courthouse Tuck-pointing Project and the Health Department Project in the  
31 form of a note or bond, subject to approval by the County Board at its June 18, 2013 meeting;  
32 and  
33

34 BE IT FURTHER RESOLVED that any funds expended prior to securing permanent  
35 financing will be repaid to from the permanent financing; and  
36

37 BE IT FURTHER RESOLVED the 2013 budget is amended by the amounts stated and  
38 that the Comptroller/Auditor is directed to record such information in the official books of the  
39 County for the year ending December 31, 2013 as may be required.

Dated this 21st day of May 2013.

Respectfully submitted by the Public Works Committee.

FISCAL IMPACT: Amends the budget by authorizing the expenditure of up to \$335,000 for  
the Courthouse Tuck-pointing Project and directs the Comptroller to seek  
permanent financing in the amount of \$1,900,000 (\$335,000 for the  
Courthouse Tuck-pointing Project and \$1,565,000 for the Health  
Department Project), subject to County Board approval.

APPROVED: Bob Ziegelbauer, County Executive.

Announcement: Chairperson Hansen invited supervisors to march in the Memorial Day Parade.

Supervisor Gerroll moved to adjourn, seconded by Supervisor Baumann, and the motion was  
adopted by acclamation. The meeting adjourned at 9:29 p.m.

Respectfully submitted,  
Jamie J. Aulik, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

Tuesday, June 18, 2013

6:30 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 18th day of June, 2013, for the purpose of transacting business as a Board of Supervisors.

Chairperson Biff Hansen called the meeting to order at 6:30 p.m.

Roll Call: Supervisors present: There was no quorum. Chairperson Hansen called for a recess at 6:31 p.m. The Board reconvened at 7:00 p.m.

Supervisor Henrickson moved to adjourn, seconded by Supervisor Vogt, and the motion was adopted by acclamation. The meeting adjourned at 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 18th day of June, 2013, for the purpose of transacting business as a Board of Supervisors.

Chairperson Biff Hansen called the meeting to order at 7:03 p.m.

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

Roll call: 21 members present: Behnke, Brey, Burke, Cavanaugh, Dufek, Gerroll, Hansen, Henrickson, Hoff, Hoffman, Holschbach, Kohlman, Kopecky, Korinek, Metzger, Nickels, Vogel, Vogt, Waack, Wagner, and Weiss. Supervisors Bauknecht, Baumann, Maresh, and Rasmus were excused.

On a motion by Supervisor Brey, seconded by Supervisor Holschbach the May 21, 2013 meeting minutes were approved on a unanimous vote.

The Clerk announced changes to the agenda. Supervisor Weiss moved, seconded by Supervisor Kopecky to approve the agenda. Upon vote, the motion carried unanimously.

REPORTS OF SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS

Chairperson Hansen read a Certificate of Appreciation for Dennis Kloida for 19 years of service with the Sheriff's Department.

County Executive Ziegelbauer read a proclamation Commending Clean Sweep Program Volunteers and Staff.

#### PUBLIC INPUT - OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Chairperson Hansen declared Public Input open at 7:09 p.m.

Annie Short, co-chair of Healthiest Manitowoc County Substance Abuse Coalition, gave a presentation on the aggressive drug dealers in Manitowoc County and the increase in substance abuse which includes an epidemic number of heroin and cocaine addictions. Ms. Short urged supervisors to seek grants that could help create desperately needed treatment programs.

Dave Remaker, Manitowoc County Sheriff Department lieutenant and commander of the Metro Drug Task Force, also spoke on the drug problem in Manitowoc County. Citing the largest heroin, cocaine and marijuana busts in Manitowoc County history during the last nine months, he emphasized the need to work together as a community to help law enforcement. He answered supervisors questions.

Maura Yost, Town of Centerville, addressed the Board regarding the appointment of four Human Services co-directors which she felt is contrary to Manitowoc County Code. Ms. Yost requested a resolution to create a position for a single, qualified Human Services Director. Ms. Yost also asked the Corporation Counsel to request an Attorney General's opinion regarding one Human Services Director.

Darlene Wellner, Town of Kossuth, expressed appreciation for the work of the Metro Drug Unit and Annie Short of the Substance Abuse Coalition. Ms. Wellner noted the need for a Drug Treatment Court in Manitowoc County.

Nancy Slattery, Town of Cooperstown, talked about the need for funding of drug treatment programs and the importance of addressing the addictions at an early stage.

No one else present wished to speak, subsequently Chairperson Hansen closed public input at 7:43 p.m.

#### APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Hansen presented County Executive Ziegelbauer's appointment of Jerold Korinek to the Bay-Lake Regional Planning Commission to complete a vacancy expiring October 2018. Supervisor Cavanaugh moved, seconded by Supervisor Behnke to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Hansen presented County Executive Ziegelbauer's appointment of Laurel Vondrachek to the Board of Adjustment for a three year term expiring July 2016. Supervisor Hoff moved, seconded by Supervisor Hoffman to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Hansen presented County Executive Ziegelbauer's appointments of Dan Pawlitzke and alternates David Less and Connie Loden to the Northeast Wisconsin Regional Economic Partnership for a one year term expiring July 2014. Supervisor Korinek moved, seconded by Supervisor Weiss to approve the appointments. Upon voice vote, the motion carried unanimously.

Chairperson Hansen presented County Executive Ziegelbauer's appointment of Clyde Mueller to the Planning and Park Commission for a seven year term. Supervisor Henrickson moved, seconded by Supervisor Kopecky to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Hansen presented County Executive Ziegelbauer's appointments of Molly Burke, Shirley Fessler, and David Osterloth to the Transportation Coordinating Committee for a three year term expiring April 2016. Supervisor Weiss moved, seconded by Supervisor Waack to approve the appointments. Upon voice vote, the motion carried unanimously.

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

Aging & Disability Resource Center of the Lakeshore Board: Supervisor Wagner reported that the next meeting will be June 25.

Board of Health: Supervisor Vogel gave a brief report.

Expo-Ice Center Board: Supervisor Cavanaugh gave a brief report. The next meeting will be July 30.

Finance Committee: Supervisor Brey moved, seconded by Supervisor Holschbach to adopt Resolution 1 (2013/2014-29) Supporting Assembly Bill 53 and Senate Bill 38. Upon discussion and vote the motion carried with 15 ayes and 6 noes. Supervisors Behnke, Gerroll, Kohlman, Kopecky, Korinek, and Weiss voted no; all other supervisors voted aye.

No. 2013/2014 - 29

**RESOLUTION SUPPORTING ASSEMBLY BILL 53 AND SENATE BILL 38**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the federal Affordable Care Act encourages innovation in states when the  
2 goal is to ensure a greater level of health coverage; and  
3

4 WHEREAS, the Governor has rejected billions of new federal dollars for Medicaid,  
5 which would have improved the State's BadgerCare program; and  
6

7 WHEREAS, this decision will not increase health care coverage, but will make it harder  
8 for people to qualify for BadgerCare and result in an estimated 88,000 adults who currently

9 qualify for BadgerCare being dropped from the program; and

10  
11 WHEREAS, Wisconsin would have received \$4.4 billion in federal support over 6 years  
12 if Medicaid were fully expanded, while the decision to reject federal Medicaid funding will  
13 increase the State costs for the program and will require that the State budget \$100 million more  
14 during this budget cycle according to the Legislative Fiscal Bureau; and

15  
16 WHEREAS, thousands of Medicaid recipients, who will be placed in private health  
17 insurance exchanges and required to pay premiums in 2014, risk losing their health care as the  
18 result of confusion and inability to pay during the transition from Medicaid to private insurance;  
19 and

20  
21 WHEREAS, an increase in the number of uninsured and underinsured people will  
22 adversely impact county Human Services Departments because untreated mental health and  
23 substance abuse problems and a lack of preventive health care affects the ability to function,  
24 leads to the loss of jobs, and a loss of self-sufficiency; and

25  
26 WHEREAS, Wisconsin Assembly Bill 53 and Senate Bill 38 require the State to take  
27 action to qualify for enhanced Medicaid funding;

28  
29 NOW THEREFORE BE IT RESOLVED that the Manitowoc County Board of  
30 Supervisors urges the Wisconsin Legislature to support Assembly Bill 53 and Senate Bill 38 and  
31 to accept enhanced federal Medicaid funding to improve the State's BadgerCare program; and

32  
33 BE IT FURTHER RESOLVED that the County Clerk is directed to send a copy of this  
34 resolution to Governor Scott Walker and to each legislator in the Wisconsin Assembly and  
35 Senate who represents constituents from Manitowoc County.

Dated this 18th day of June 2013.

Respectfully submitted by the Finance 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 Brey moved, seconded by Supervisor Hoffman to adopt Resolution 2 (2013/2014-30) Authorizing the Issuance and Sale of \$1,900,000 General Obligation Promissory Note. Upon vote, the motion carried with 20 ayes and 1 no. Supervisor Kohlman voted no; all other supervisors voted aye.

**RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF  
\$1,900,000 GENERAL OBLIGATION PROMISSORY NOTE**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the County Board of Supervisors of Manitowoc County, Wisconsin (the  
2 “County Board”) hereby finds and determines that it is necessary, desirable and in the best  
3 interest of the County of Manitowoc (the “County”) to raise funds for public purposes, including  
4 paying the costs of the Health Department Project and the Courthouse Tuck-pointing Project (the  
5 “Project”); and  
6

7 WHEREAS, counties are authorized by the provisions of Wis. Stat. § 67.12(12) to  
8 borrow money and issue general obligation promissory notes for such public purposes; and  
9

10 WHEREAS, it is the finding of the County Board that it is necessary, desirable, and in  
11 the best interest of the County to authorize the issuance of and to sell its general obligation  
12 promissory note (the “Note”) to Associated Bank (the “Purchaser”) pursuant to the terms and  
13 conditions of the term sheet and offer to purchase attached hereto as Exhibit A and incorporated  
14 herein by this reference (the “Proposal”);  
15

16 NOW, THEREFORE, BE IT RESOLVED by the County Board that:  
17

18 Section 1. Authorization and Sale of the Note. For the purpose of paying the cost of the  
19 Project, there shall be borrowed pursuant to Wis. Stat. § 67.12(12), the principal sum of ONE  
20 MILLION NINE HUNDRED THOUSAND DOLLARS (\$1,900,000) from the Purchaser in  
21 accordance with the terms and conditions of the Proposal, which is hereby accepted. To  
22 evidence the obligation of the County, the Chairperson and County Clerk are hereby authorized,  
23 empowered and directed to make, execute, issue, and sell to the Purchaser for, on behalf of and  
24 in the name of the County, the Note in the principal amount of ONE MILLION NINE  
25 HUNDRED THOUSAND DOLLARS (\$1,900,000) for the sum equal to the principal amount of  
26 the Note, plus accrued interest to the date of delivery.  
27

28 Section 2. Terms of the Note. The Note shall be designated “General Obligation  
29 Promissory Note”; shall be issued in the principal amount of \$1,900,000; shall be dated its date  
30 of issuance; shall be numbered R-1; and shall bear interest at the rate of 2.28% per annum and  
31 mature in installments of principal due on July 1 of each year, in the years and principal amounts  
32 as set forth on the Proposal. Interest is payable annually on July 1 of each year commencing on  
33 July 1, 2014. The schedule of principal and interest payments due on the Note is set forth on the  
34 Proposal.  
35

36 Section 3. Redemption Provisions. The Note shall be subject to redemption prior to  
37 maturity, at the option of the County, as a whole or in part, at the principal amount thereof, plus  
38 accrued interest to the date of redemption.

39 Section 4. Form of the Note. The Note shall be issued in registered form and shall be  
40 executed and delivered in substantially the form attached hereto as Exhibit B and incorporated  
41 herein by this reference.

42  
43 Section 5. Tax Provisions.

44  
45 (A) Direct Annual Irrepealable Tax Levy. For the purpose of paying the principal of and  
46 interest on the Note as the same becomes due, the full faith, credit and resources of the County  
47 are hereby irrevocably pledged, and there is hereby levied upon all of the taxable property of the  
48 County a direct annual irrepealable tax in the years 2013 through 2022 for the payments due in  
49 the years 2014 through 2023 in the amounts set forth on the Proposal.

50  
51 (B) Tax Collection. So long as any part of the principal of or interest on the Note  
52 remains unpaid, the County shall be and continue to be without power to repeal such levy or  
53 obstruct the collection of said tax until all such payments have been made or provided for. After  
54 the issuance of the Note, said tax shall be, from year to year, carried onto the tax roll of the  
55 County and collected in addition to all other taxes and in the same manner and at the same time  
56 as other taxes of the County for said years are collected, except that the amount of tax carried  
57 onto the tax roll may be reduced in any year by the amount of any surplus money in the Debt  
58 Service Fund Account created below.

59  
60 (C) Additional Funds. If at any time there shall be on hand insufficient funds from the  
61 aforesaid tax levy to meet principal or interest payments, or both, on said Note when due, the  
62 requisite amounts shall be paid from other funds of the County then available, which sums shall  
63 be replaced upon the collection of the taxes herein levied.

64  
65 Section 6. Segregated Debt Service Fund Account.

66  
67 (A) Creation. There be and there hereby is established in the treasury of the County, if  
68 one has not already been created, a debt service fund, separate and distinct from every other  
69 fund, which shall be maintained in accordance with generally accepted accounting principles.  
70 Debt service or sinking funds established for obligations previously issued by the County may be  
71 considered as separate and distinct accounts within the debt service fund. Within the debt  
72 service fund, there hereby is established a separate and distinct account designated as the "Debt  
73 Service Fund Account for \$1,900,000 General Obligation Promissory Note - 2013" (the "Debt  
74 Service Fund Account") and such account shall be maintained until the indebtedness evidenced  
75 by the Note is fully paid or otherwise extinguished.

76  
77 (B) Deposits. The County Treasurer shall deposit in the Debt Service Fund Account (i)  
78 all accrued interest received by the County at the time of delivery of and payment for the Note,  
79 (ii) any premium which may be received by the County above the par value of the Note and  
80 accrued interest thereon, (iii) all money raised by the taxes herein levied and any amounts  
81 appropriated for the specific purpose of meeting principal of and interest on the Note when due,  
82 (iv) such other sums as may be necessary at any time to pay principal of and interest on the Note  
83 when due, (v) surplus monies in the Borrowed Money Fund as specified below, and (vi) such

84 further deposits as may be required by Wis. Stat. § 67.11.  
85

86 (C) Use and Investment. No money shall be withdrawn from the Debt Service Fund  
87 Account and appropriated for any purpose other than the payment of principal of and interest on  
88 the Note until all such principal and interest has been paid in full and the Note canceled;  
89 provided (i) the funds to provide for each payment of principal of and interest on the Note prior  
90 to the scheduled receipt of taxes from the next succeeding tax collection may be invested in  
91 direct obligations of the United States of America maturing in time to make such payments when  
92 they are due or in other investments permitted by law and (ii) any funds over and above the  
93 amount of such principal and interest payments on the Note may be used to reduce the next  
94 succeeding tax levy, or may, at the option of the County, be invested by purchasing the Note as  
95 permitted by and subject to Wis. Stat. § 67.11(2)(a) or in permitted municipal investments under  
96 the pertinent provisions of the Wisconsin Statutes ("Permitted Investments"), which investments  
97 shall continue to be a part of the Debt Service Fund Account. Any investment of the Debt  
98 Service Fund Account shall at all times conform with the provisions of the Internal Revenue  
99 Code of 1986, as amended (the "Code") and any applicable Treasury Regulations (the  
100 "Regulations").  
101

102 (D) Remaining Monies. When the Note has been paid in full and canceled, and all  
103 Permitted Investments disposed of, any money remaining in the Debt Service Fund Account  
104 shall be transferred and deposited in the general fund of the County, unless the County Board  
105 directs otherwise.  
106

107 Section 7. Proceeds of the Note; Segregated Borrowed Money Fund. The proceeds of  
108 the Note (the "Note Proceeds") (other than any premium and accrued interest which must be  
109 paid at the time of the delivery of the Note into the Debt Service Fund Account created above)  
110 shall be deposited into a special fund separate and distinct from all other funds of the County and  
111 disbursed solely for the purpose for which borrowed or for the payment of the principal of and  
112 the interest on the Note. In no event shall monies in the Borrowed Money Fund be used to fund  
113 operating expenses of the general fund of the County or of any special revenue fund of the  
114 County that is supported by property taxes. Monies in the Borrowed Money Fund may be  
115 temporarily invested in Permitted Investments. Any monies, including any income from  
116 Permitted Investments, remaining in the Borrowed Money Fund after the purpose for which the  
117 Note have been issued has been accomplished, and, at any time, any monies as are not needed  
118 and which obviously thereafter cannot be needed for such purpose shall be deposited in the Debt  
119 Service Fund Account.  
120

121 Section 8. No Arbitrage. All investments made pursuant to this Resolution shall be  
122 Permitted Investments, but no such investment shall be made in such a manner as would cause  
123 the Note to be an "arbitrage bond" within the meaning of Section 148 of the Code or the  
124 Regulations and an officer of the County, charged with the responsibility for issuing the Note,  
125 shall certify as to facts, estimates, circumstances, and reasonable expectations in existence on the  
126 date of delivery of the Note to the Purchaser which will permit the conclusion that the Note is  
127 not an "arbitrage bond," within the meaning of the Code or Regulations.  
128



Section 9. Compliance with Federal Tax Laws.

(A) The County represents and covenants that the projects financed by the Note and the ownership, management and use of the projects will not cause the Note to be a “private activity bond” within the meaning of Section 141 of the Code. The County further covenants that it shall comply with the provisions of the Code to the extent necessary to maintain the tax exempt status of the interest on the Note including, if applicable, the rebate requirements of Section 148(f) of the Code. The County further covenants that it will not take any action, omit to take any action, or permit the taking or omission of any action within its control (including, without limitation, making or permitting any use of the proceeds of the Note) if taking, permitting, or omitting to take such action would cause the Note to be an arbitrage bond or a private activity bond within the meaning of the Code or would otherwise cause interest on the Note to be included in the gross income of the recipients thereof for federal income tax purposes. The County Clerk or other officer of the County charged with the responsibility of issuing the Note shall provide an appropriate certificate of the County certifying that the County can, and covenanting that it will, comply with the provisions of the Code and Regulations.

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

Section 10. Designation as Qualified Tax Exempt Obligation. The Note is hereby designated as a “qualified tax exempt obligation” for purposes of Section 265 of the Code, relating to the ability of financial institutions to deduct from income for federal income tax purposes, interest expense that is allocable to carrying and acquiring tax exempt obligations.

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

174 calculation services. Any such contract heretofore entered into in conjunction with the issuance  
175 of the Note is hereby ratified and approved in all respects.  
176

177 Section 12. Payment of the Note; Fiscal Agent. The principal of and interest on the Note  
178 shall be paid by the County Clerk or County Treasurer, who shall serve as the County's registrar  
179 and fiscal agent pursuant to the provisions of Wis. Stat. § 67.10(2) (the "Fiscal Agent").  
180

181 Section 13. Persons Treated as Owners; Transfer of Note.  
182

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

190 (B) Any Note may be transferred by the registered owner thereof by surrender of the  
191 Note at the office of the Fiscal Agent, duly endorsed for the transfer or accompanied by an  
192 assignment duly executed by the registered owner or his attorney duly authorized in writing.  
193 Upon such transfer, the Chairperson and County Clerk shall execute and deliver in the name of  
194 the transferee or transferees a new Note or Note of a like aggregate principal amount, series and  
195 maturity and the Fiscal Agent shall record the name of each transferee in the registration book.  
196 No registration shall be made to bearer. The Fiscal Agent shall cancel any Note surrendered for  
197 transfer.  
198

199 (C) The County shall cooperate in any such transfer, and the Chairperson and County  
200 Clerk are authorized to execute any new Note or Note necessary to effect any such transfer.  
201

202 Section 14. Record Date. The fifteenth day of each calendar month next preceding each  
203 interest payment date shall be the record date for the Note (the "Record Date"). Payment of  
204 interest on the Note on any interest payment date shall be made to the registered owners of the  
205 Note as they appear on the registration book of the County at the close of business on the Record  
206 Date.  
207

208 Section 15. Record Book. The County Clerk shall provide and keep the transcript of  
209 proceedings as a separate record book (the "Record Book") and shall record a full and correct  
210 statement of every step or proceeding had or taken in the course of authorizing and issuing the  
211 Note in the Record Book.  
212

213 Section 16. Conflicting Resolutions; Severability; Effective Date. All prior resolutions,  
214 rules, or other actions of the County Board or any parts thereof in conflict with the provisions  
215 hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the  
216 event that any one or more provisions hereof shall for any reason be held to be illegal or invalid,  
217 such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take  
218 effect immediately upon adoption and approval in the manner provided by law.

Dated this 18th day of June 2013.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: [To be provided when bids are received]

APPROVED: Bob Ziegelbauer, County Executive.

Highway Committee: Supervisor Brey gave a brief report.

Human Services: Supervisor Henrickson gave a brief report.

Supervisor Henrickson moved, seconded by Supervisor Cavanaugh to adopt Resolution 3 (2013/2014-31) Authorizing Out-Of-State Travel (Stacy Ledvina, Rodney Zahn, Larry Ledvina, and Thomas Mann). Upon discussion and vote, the motion carried with 19 ayes and 2 noes. Supervisors Kohlman and Korinek voted no; all other supervisors voted aye.

No. 2013/2014 - 31

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL  
(Stacy Ledvina, Rodney Zahn, Larry Ledvina, and Thomas Mann)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Human Services Department has been developing alternatives to placing  
2 children in secure detention; and  
3

4 WHEREAS, Youth and Family Services Supervisor Stacy Ledvina, Youth and Family  
5 Services Social Worker Rodney Zahn, and Sheriff Lieutenant Larry Ledvina have been invited  
6 to participate in a model site visit to Multnomah County, Oregon from July 24 – 27, 2013 with  
7 all travel expenses paid by the Annie E. Casey Foundation in order to gain information on  
8 alternatives to juvenile detention; and  
9

10 WHEREAS, Thomas Mann has been invited to participate as an alternate in the event  
11 that the Annie E. Casey Foundation has extra space available because of a last minute  
12 cancellation; and  
13

14 WHEREAS, staff will benefit from the information provided at the site visit;  
15

16 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
17 Supervisors authorizes Stacy Ledvina, Rodney Zahn, and Larry Ledvina to travel out-of-state to  
18 participate in the model site visit in Multnomah County, Oregon scheduled for July 24 – 27,  
19 2013 in Multnomah County, Oregon and authorizes Thomas Mann to travel out-of-state to  
20 participate in the model site visit as an alternate in the event of a last minute cancellation.

Dated this 18th day of June 2013.

Respectfully submitted by the Human Services Board.

FISCAL IMPACT: No tax levy impact. Conference costs, including lodging, meals, and travel, will be paid by the Annie E. Casey Foundation. Estimated personnel costs are \$1,639 for Stacy Ledvina, \$1,567 for Rodney Zahn, \$1,800 for Larry Ledvina, and \$ 1,206 for Thomas Mann.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Henrickson reported that the next meeting will be June 27.

Lakeland Care District Board: Supervisor Brey gave a brief report. The next meeting will be June 19.

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

Personnel Committee: Supervisor Behnke reported that the next meeting will be July 16.

Planning and Park Commission: Supervisor Waack reported the next meeting will be June 26.

Public Safety Committee: Supervisor Henrickson gave a brief report.

Supervisor Henrickson moved, seconded by Supervisor Vogel to adopt Resolution 4 (2013/2014-32) Authorizing Mutual Assistance Agreement with Lakeshore Technical College. Upon vote, the motion carried unanimously.

No. 2013/2014 - 32

**RESOLUTION AUTHORIZING MUTUAL ASSISTANCE AGREEMENT  
WITH LAKESHORE TECHNICAL COLLEGE**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Lakeshore Technical College owns radio system equipment in an  
2 Emergency Operations Center (EOC); and  
3

4 WHEREAS, LTC's radio system is used during simulated training on campus, when the  
5 EOC is activated, and as a fully functional alternate EOC for Manitowoc County; and  
6

7 WHEREAS, LTC wants to have access to the County's radio system when LTC's EOC  
8 is used for training and when LTC'S EOC is activated and used as a fully functional alternate

9 EOC for the County; and

10  
11 WHEREAS, the County wants to provide LTC access to the County's radio system as a  
12 form of mutual aid under the authority of Wis. Stat. § 66.0301 pursuant to the terms and  
13 conditions specified in a Mutual Aid Agreement; and

14  
15 WHEREAS, the Public Safety Committee, the Emergency Management Director, and the  
16 Corporation Counsel have reviewed the proposed agreement and recommend that the County  
17 enter into the mutual aid agreement with LTC;

18  
19 NOW, THEREFORE, BE IT RESOLVED that the Emergency Management Director is  
20 authorized to execute the Mutual Aid Agreement with Lakeshore Technical College.

Dated this 18th day of June 2013.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Public Works Committee: Supervisor Weiss gave a brief report. The next meeting will be July 16.

Safety Net Accountability Panel: Supervisor Henrickson gave a brief report.

Transportation Coordinating Committee: Supervisor Weiss gave a brief report.

Supervisor Gerroll moved to adjourn, seconded by Supervisor Henrickson, 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

Tuesday, July 16, 2013

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 16th day of July, 2013, for the purpose of transacting business as a Board of Supervisors.

Chairperson Biff Hansen called the meeting to order at 7:03 p.m.

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

Roll call: 23 members present: Bauknecht, Baumann, Behnke, Brey, Burke, Cavanaugh, Dufek, Gerroll, Hansen, Henrickson, Hoff, Hoffman, Holschbach, Kohlman, Kopecky, Korinek, Maresh, Metzger, Nickels, Rasmus, Vogel, Vogt, Waack, Wagner, and Weiss. Supervisors Baumann and Vogel were excused.

Supervisor Brey moved, seconded by Supervisor Holschbach, to approve the June 18, 2013 meeting minutes. Supervisor Cavanaugh announced a correction to the minutes. On page 3 under Expo-Ice Center Board, the change is "The next meeting will be July 3." On page 4 under Public Works Committee, the change is "The next meeting will be July 10." The minutes as amended were approved on a unanimous vote.

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

REPORTS OF SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS

Chairperson Hansen read a Certificate of Appreciation for Christine Wilfert for 12 years of service with the Human Services Department.

Comptroller Todd Reckelberg introduced Michael Konecny, External Auditor from Schenk Audit Business Solutions, who summarized results of their audit and indicated that there are no significant deficiencies. Mr. Konecny reported that the General Fund Balance at the end of the year had an adequate balance for cash flow purposes, and the debt was at 10 percent of the allowable debt which compared very favorably to other counties. He answered supervisors' questions.

A motion was made by Supervisor Brey and seconded by Supervisor Henrickson, to convene in closed session at 7:20 p.m. pursuant to Wis. Stat. § 19.85(1)(g) to discuss pending litigation regarding Theyerl v. Manitowoc County, Case No. 1:13-cv-590 (E.D.Wis.). Motion carried unanimously.

A motion was made by Supervisor Henrickson and seconded by Supervisor Gerroll to reconvene in open session at 7:56 p.m. Motion carried unanimously.

#### PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Chairperson Hansen declared public input open at 7:56 p.m.

Maura Yost, Town of Centerville, spoke in support of a single, qualified Human Services Director. Ms. Yost asked the Board to request that one Human Services Director position be included in the 2014 budget. She also urged the Board to seek an Attorney General's opinion regarding keeping the Human Services Director position open.

Nathan Behnke, Town of Rockland, asked the Board to approve his rezoning request.

Pam Klotz, Town of Schleswig, urged the Board to approve her rezoning request.

No one else present wished to speak, subsequently Chairperson Hansen closed public input at 8:04 p.m.

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

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

Expo-Ice Center Board: Supervisor Cavanaugh gave a brief report. The next meeting will be August 7.

Finance Committee: Supervisor Brey gave a brief report.

Highway Committee: Supervisor Gerroll gave a brief report and answered supervisors' questions. The next meeting will be August 13.

Human Services: Supervisor Henrickson gave a brief report. The next meeting will be August 22.

Lakeland Care District Board: Supervisor Brey gave a brief report. The next meeting will be July 17.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Wagner gave a brief report. The next Land Conservation Committee will meet on July 18 and the Natural Resources & Education Committee will meet on August 8.

Personnel Committee: Supervisor Behnke gave a brief report and answered supervisors' questions.

Planning and Park Commission: Supervisor Waack moved, seconded by Supervisor Brey to adopt Resolution 1 (2013/2014-33) Adopting Report and Denying Zoning Amendment Petition (Kevin and Carol Kleinert). Upon vote the motion carried unanimously.

No. 2013/2014 - 33

**RESOLUTION ADOPTING REPORT AND  
DENYING ZONING AMENDMENT PETITION  
(Kevin and Carol Kleinert)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Kevin and Carol Kleinert submitted a petition on June 6, 2013 seeking to  
2 rezone a 6.58 acre parcel of land located in the NW¼, NE¼, Section 16, T18N-R21E, Town of  
3 Eaton, from General Agriculture (GA) to Large Estate (LE); and  
4

5 WHEREAS, the petition was referred to the Planning and Park Commission for a  
6 recommendation and report; and  
7

8 WHEREAS, the Planning and Park Commission, after providing the required notice, held  
9 a public hearing on the petition on June 26, 2013; and  
10

11 WHEREAS, the Planning and Park Commission, after a careful consideration of  
12 testimony and an examination of the facts, recommends that the petition be denied for the  
13 reasons stated in the attached report;  
14

15 NOW, THEREFORE, BE IT RESOLVED that the county board of supervisors of the  
16 county of Manitowoc adopts the report of the Planning and Park Commission and denies Kevin  
17 and Carol Kleinert's petition for a zoning map amendment.

Dated this 16th day of July 2013

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Waack moved, seconded by Supervisor Hoffman to enact Ordinance 2 (2013/2014-34) Amending Zoning Map (Nathan Behnke). Upon vote, the motion carried unanimously.

No. 2013/2014 - 34

**ORDINANCE AMENDING ZONING MAP  
(Nathan Behnke)**



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 June 26, 2013; and  
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of  
5 testimony and an examination of the facts, 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  
9 ordain as follows:  
10

11 A parcel of land in the NE ¼ NE ¼ Section 29, T19N-R21E, Town of Rockland,  
12 Manitowoc County, Wisconsin, commencing at the NE ¼ of Section 29, thence  
13 south 00°03'36" west a distance of 670.30 feet along the east line of the northeast  
14 quarter to the point of beginning; thence continuing south 00°03'36" west a distance  
15 of 63.00 feet along the east line; thence north 88°05'23" west a distance of 201.40  
16 feet; thence south 00°14'03" west a distance of 22.50 feet; thence south 88°52'01"  
17 west a distance of 19.04 feet; thence south 00°14'03" west a distance of 57.95 feet;  
18 thence north 86°53'29" west a distance of 10.70 feet; thence south 06°37'42" west a  
19 distance of 84.05 feet to the north line of the Wisconsin Central LTD; thence north  
20 74°53'53" west a distance of 68.21 feet along the north line; thence north 00°03'36"  
21 east a distance of 202.57 feet; thence south 89°56'24" east a distance of 306.75 feet  
22 to the point of beginning, said parcel containing approximately 0.70 acres of land, is  
23 hereby rezoned from Exclusive Agriculture (EA) to Rural Residential (RR).

Dated this 16th day of July 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED:

Bob Ziegelbauer, County Executive.

Supervisor Waack moved, seconded by Supervisor Korinek to enact Ordinance 3  
(2013/2014-35) Amending Zoning Map (Michael Burgau). Upon vote, the motion carried  
unanimously.

No. 2013/2014 - 35

**ORDINANCE AMENDING ZONING MAP  
(Michael Burgau)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required  
2 notice, held a public hearing on a petition for a zoning ordinance amendment on June 26,  
3 2013; and  
4

5 WHEREAS, the Planning and Park Commission, after a careful consideration of  
6 testimony and an examination of the facts, recommends that the petition be approved for  
7 the reasons stated in the attached report;  
8

9 NOW, THEREFORE, the county board of supervisors of the County of Manitowoc  
10 does ordain as follows:  
11

12 A parcel of land located in the NW ¼ SW ¼ Section 34, T21N-R22E, Town of  
13 Cooperstown, commencing at the W ¼ corner of said Section 34; thence southerly  
14 along the centerline of Rosecrans Road approximately 193 feet; thence easterly  
15 approximately 33 feet to the east r/w of Rosecrans Road which is the point of real  
16 beginning; thence continue easterly approximately 360 feet; thence southerly  
17 approximately 370 feet; thence westerly approximately 360 feet; thence northerly  
18 approximately 370 feet to the point of real beginning, said parcel containing  
19 approximately 3.01 acres of land, is hereby rezoned from General Agriculture (GA)  
20 to Small Estate (SE).

Dated this 16th day of July 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Waack moved, seconded by Supervisor Hoffman to enact Ordinance 4 (2013/2014-36) Amending Zoning Map (Jeffrey and Pamela Klotz). Upon vote, the motion carried unanimously.

No. 2013/2014 - 36

**ORDINANCE AMENDING ZONING MAP  
(Jeffrey and Pamela Klotz)**

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 June 26, 2013; and  
3

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

6 in the attached report;

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

10  
11 Parcel No. 1, located in the NE ¼ SE ¼ Section 20, T17N-R21E, Town of  
12 Schleswig, commencing at the E ¼ corner of said Section 20; thence westerly along  
13 the centerline of CTH XX approximately 368 feet; thence southerly approximately  
14 54 feet to the north r/w of CTH XX which is the point of real beginning; thence  
15 westerly along the north r/w of CTH XX approximately 249 feet; thence southerly  
16 approximately 249 feet; thence easterly approximately 249 feet; thence northerly  
17 approximately 249 feet to the point of real beginning, said parcel containing  
18 approximately 1.42 acres of land, is hereby rezoned from General Agriculture (GA)  
19 to Rural Residential (RR);

20  
21 and

22  
23 Parcel No. 2, located in the NE ¼ SE ¼ Section 20, T17N-R21E, Town of  
24 Schleswig, commencing at the E ¼ corner of said Section 20; thence westerly along  
25 the centerline of CTH XX approximately 683 feet; thence southerly approximately  
26 54 feet to the north r/w of CTH XX which is the point of real beginning; thence  
27 westerly along the north r/w of CTH XX approximately 376 feet; thence southerly  
28 approximately 245 feet; thence easterly approximately 376 feet; thence northerly  
29 approximately 247 feet to the point of real beginning, said parcel containing  
30 approximately 2.12 acres of land, is hereby rezoned from General Agriculture (GA)  
31 to Rural Residential (RR).

Dated this 16th day of July 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Waack moved, seconded by Supervisor Henrickson to enact Ordinance 5  
(2013/2014-37) Amending Manitowoc County Code Chs. 20, 24, and 25 (Emergency  
Communications Corridors).

No. 2013/2014 - 37

**ORDINANCE AMENDING MANITOWOC COUNTY CODE CHS. 20, 24, AND 25  
(Emergency Communications Corridors)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County has sought to protect the integrity of its emergency  
2 communications system by prohibiting the construction of wireless communication facilities,  
3 large and small wind energy towers, and meteorological towers in locations that would impair  
4 microwave transmissions that carry the County's emergency communications; and  
5

6 WHEREAS, the Wisconsin Public Service Commission has recognized the need to  
7 protect emergency communications systems and allows municipalities to prohibit the placement  
8 of wind energy towers in locations that are within the line-of-sight between microwave towers;  
9 and  
10

11 WHEREAS, the PSC's line-of-sight standard results in a narrower pathway than the  
12 emergency communications corridor that Manitowoc County has established and requires that  
13 the location of towers be more precisely defined; and  
14

15 WHEREAS, the Public Works Department contracted with SMI to measure the precise  
16 location of Manitowoc County's emergency communications towers; and  
17

18 WHEREAS, the Information Systems Department has plotted the locations as measured  
19 by SMI and has verified that they conform to the tower locations shown on the orthophotographs  
20 used by the County's geographic information system (GIS) software for mapping; and  
21

22 WHEREAS, the Planning and Park Commission recommends that the County's  
23 ordinances which define emergency communications corridors be updated to reflect the new GIS  
24 data;  
25

26 NOW, THEREFORE, the county board of supervisors of the county of  
27 Manitowoc does ordain as follows:  
28

29 Manitowoc County Code § 20.105, Signal Interference, is amended to read as follows:  
30

31 20.105 Emergency Communications Corridors.  
32

- 33 (1) A tower may not be located within an emergency communication corridor,  
34 which is defined as the area within an existing line-of-sight  
35 communication path that is used by a government or military entity to  
36 provide services essential to protect public safety.  
37
- 38 (2) Manitowoc County provides emergency communication services that are  
39 essential to protect public safety using facilities at the following locations:  
40

MANITOWOC COUNTY COMMUNICATIONS FACILITIES			
SITE	ELEVATION (FEET AT BASE)	NAD 83 LATITUDE DEG/MIN/SEC	NAD 83 LONGITUDE DEG/MIN/SEC

Cato	933.63	44°06'59.7200"N	87°51'33.6926"W
Cleveland	709.50	43°54'43.6021"N	87°45'35.7555"W
Franklin	891.84	44°10'52.0009"N	87°50'25.9638"W
Kiel	920.46	43°44'47.4850"N	88°02'18.2792"W
Liberty	964.98	44°00'35.6622"N	87°53'28.5993"W
Maribel	865.00	44°16'36.3979"N	87°48'21.9014"W
Manitowoc	607.00	44°05'15.7699"N	87°39'34.6892"W
Two Creeks	654.66	44°16'12.6567"N	87°33'08.4903"W
Two Rivers	633.32	44°11'16.1745"N	87°35'32.8609"W

(3) Each of the following pairs of communication towers delineate a protected county emergency communication corridor:

- (a) Franklin and Cato
- (b) Franklin and Liberty;
- (c) Franklin and Maribel;
- (d) Franklin and Two Creeks;
- (e) Franklin and Two Rivers;
- (f) Liberty and Cato
- (g) Liberty and Cleveland;
- (h) Liberty and Kiel;
- (i) Manitowoc and Cato;
- (j) Manitowoc and Cleveland;
- (k) Manitowoc and Franklin;
- (l) Manitowoc and Liberty;
- (m) Manitowoc and Two Creeks
- (n) Manitowoc and Two Rivers;
- (o) Two Creeks and Maribel; and
- (p) Two Creeks and Two Rivers.

Manitowoc County Code § 24.24(1) and (2) are repealed.

Manitowoc County Code § 24.24(3) is renumbered as sec. 24.24(1).

Manitowoc County Code § 24.24(4) is renumbered as sec. 24.24(2).

Manitowoc County Code § 24.245 is created to read as follows:

24.245 Emergency Communications Corridors.

- (1) An owner may not construct wind energy systems facilities within an emergency communication corridor, which is defined as the area within an existing line-of-sight communication path that is used by a government or military entity to provide services essential to protect public safety.
- (2) An owner shall provide information showing that wind energy systems facilities will be in compliance with sub. (1).
- (3) Manitowoc County provides emergency communication services that are essential to protect public safety using facilities at the following locations:

MANITOWOC COUNTY COMMUNICATIONS FACILITIES			
SITE	ELEVATION (FEET AT BASE)	NAD 83 LATITUDE DEG/MIN/SEC	NAD 83 LONGITUDE DEG/MIN/SEC
Cato	933.63	44°06'59.7200"N	87°51'33.6926"W
Cleveland	709.50	43°54'43.6021"N	87°45'35.7555"W
Franklin	891.84	44°10'52.0009"N	87°50'25.9638"W
Kiel	920.46	43°44'47.4850"N	88°02'18.2792"W
Liberty	964.98	44°00'35.6622"N	87°53'28.5993"W
Maribel	865.00	44°16'36.3979"N	87°48'21.9014"W
Manitowoc	607.00	44°05'15.7699"N	87°39'34.6892"W
Two Creeks	654.66	44°16'12.6567"N	87°33'08.4903"W
Two Rivers	633.32	44°11'16.1745"N	87°35'32.8609"W

- (4) Each of the following pairs of communication towers delineate a protected county emergency communication corridor:
  - (a) Franklin and Cato
  - (b) Franklin and Liberty;
  - (c) Franklin and Maribel;

- (d) Franklin and Two Creeks;
- (e) Franklin and Two Rivers;
- (f) Liberty and Cato
- (g) Liberty and Cleveland;
- (h) Liberty and Kiel;
- (i) Manitowoc and Cato;
- (j) Manitowoc and Cleveland;
- (k) Manitowoc and Franklin;
- (l) Manitowoc and Liberty;
- (m) Manitowoc and Two Creeks
- (n) Manitowoc and Two Rivers;
- (o) Two Creeks and Maribel; and
- (p) Two Creeks and Two Rivers.

Manitowoc County Code § 25.06(10) is repealed.

Manitowoc County Code § 25.065 is created to read as follows:

25.065 Emergency Communications Corridors.

- (1) An owner may not construct wind energy systems facilities within an emergency communication corridor, which is defined as the area within an existing line-of-sight communication path that is used by a government or military entity to provide services essential to protect public safety.
- (2) An owner shall provide information showing that wind energy systems facilities will be in compliance with sub. (1).
- (3) Manitowoc County provides emergency communication services that are essential to protect public safety using facilities at the following locations:

MANITOWOC COUNTY COMMUNICATIONS FACILITIES			
SITE	ELEVATION (FEET AT BASE)	NAD 83 LATITUDE DEG/MIN/SEC	NAD 83 LONGITUDE DEG/MIN/SEC
Cato	933.63	44°06'59.7200"N	87°51'33.6926"W
Cleveland	709.50	43°54'43.6021"N	87°45'35.7555"W
Franklin	891.84	44°10'52.0009"N	87°50'25.9638"W
Kiel	920.46	43°44'47.4850"N	88°02'18.2792"W
Liberty	964.98	44°00'35.6622"N	87°53'28.5993"W
Maribel	865.00	44°16'36.3979"N	87°48'21.9014"W
Manitowoc	607.00	44°05'15.7699"N	87°39'34.6892"W
Two Creeks	654.66	44°16'12.6567"N	87°33'08.4903"W
Two Rivers	633.32	44°11'16.1745"N	87°35'32.8609"W

- (4) Each of the following pairs of communication facilities delineate a protected county emergency communication corridor:
- (a) Franklin and Cato
  - (b) Franklin and Liberty;
  - (c) Franklin and Maribel;
  - (d) Franklin and Two Creeks;
  - (e) Franklin and Two Rivers;
  - (f) Liberty and Cato
  - (g) Liberty and Cleveland;
  - (h) Liberty and Kiel;
  - (i) Manitowoc and Cato;
  - (j) Manitowoc and Cleveland;
  - (k) Manitowoc and Franklin;
  - (l) Manitowoc and Liberty;
  - (m) Manitowoc and Two Creeks



- 218 (n) Manitowoc and Two Rivers;  
219  
220 (o) Two Creeks and Maribel; and  
221  
222 (p) Two Creeks and Two Rivers.  
223  
224

This ordinance is effective August 1, 2013.

Dated this 16th day of July 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Waack reported that the next meeting will be July 22.

Public Safety Committee: Supervisor Henrickson gave a brief report.

Supervisor Henrickson moved, seconded by Supervisor Cavanaugh to adopt Resolution 6 (2013/2014-38) Authorizing Out-of-State Travel (Nancy H. Crowley). Upon vote, the motion carried with 22 ayes and 1 no. Supervisor Kohlman voted no; all other supervisors voted aye.

No. 2013/2014 - 38

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL  
(Nancy H. Crowley)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Nancy H. Crowley, Manitowoc County Emergency Management Director,  
2 has been asked to attend the hostile-action exercise workshop being presented by the Nuclear  
3 Energy Institute in Alexandria, Virginia on September 10-11, 2013; and  
4

5 WHEREAS, Manitowoc County will be required to participate in and be evaluated on a  
6 hostile-action exercise involving the Point Beach Nuclear Plant in 2015; and  
7

8 WHEREAS, all expenses (airfare, hotel, meals, and surface transportation) will be borne  
9 by NextEra Energy, Inc., which operates the Point Beach Nuclear Plant, as provided for in the  
10 adopted 2013 budget;  
11

12 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
13 Supervisors authorizes Nancy H. Crowley to travel out of state to attend the hostile-action  
14 exercise workshop in Alexandria, Virginia on September 10-11, 2013.

Dated this 16th day of July 2013.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Expenses, which are included in the approved 2013 budget, will be reimbursed by NextEra Energy. Salary and benefit costs, which are included in the approved 2013 budget, are estimated at \$2,055.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Henrickson moved, seconded by Supervisor Hoffman to adopt Resolution 7 (2013/2014-39) Authorizing Out-of-State Travel (Nancy H. Crowley). Upon discussion and vote, the motion carried with 21 ayes and 2 noes. Supervisors Burke and Kohlman voted no; all other supervisors voted aye.

No. 2013/2014 - 39

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL  
(Nancy H. Crowley)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Nancy H. Crowley, Manitowoc County Emergency Management Director,  
2 is on the Steering Committee for the National Radiological Emergency Preparedness (NREP)  
3 Conference; and  
4

5 WHEREAS, as a member of the Steering Committee, she is expected to attend the  
6 mid-year planning meeting that will be held in Salt Lake City, Utah on October 23-25, 2013; and  
7

8 WHEREAS, all expenses (airfare, hotel, meals, and surface transportation) will be borne  
9 by NextEra Energy, Inc., which operates the Point Beach Nuclear Plant, as provided for in the  
10 adopted 2013 budget;  
11

12 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
13 Supervisors authorizes Nancy H. Crowley to travel out of state to attend the mid-year Steering  
14 Committee planning meeting in Salt Lake City, Utah on October 23-25, 2013.

Dated this 16th day of July 2013.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Expenses, which are included in the approved 2013 budget, will be reimbursed by NextEra Energy. Salary and benefit costs, which are included in the approved 2013 budget, are estimated at \$1,541.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Henrickson moved, seconded by Supervisor Kopecky to adopt Resolution 8 (2013/2014-40) Authorizing Tissue Recovery Agreement Extension. Upon discussion and vote, the motion carried with 22 ayes and 1 no. Supervisor Kohlman voted no; all other supervisors voted aye.

No. 2013/2014 - 40

**RESOLUTION AUTHORIZING TISSUE RECOVERY AGREEMENT EXTENSION**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, County Board Resolution No. 2010/2011-44 granted the Coroner the  
2 authority to execute a Tissue Recovery Agreement with Regeneration Technologies Incorporated  
3 (RTI) Donor Services; and  
4

5 WHEREAS, the Tissue Recovery Agreement will expire on August 30, 2013; and  
6

7 WHEREAS, the Coroner and the Public Safety Committee recommend that the Tissue  
8 Recovery Agreement be renewed and extended through August 30, 2016;  
9

10 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
11 Supervisors authorizes the Coroner to execute an extension of the Tissue Recovery Agreement  
12 with RTI Donor Services for the period from September 1, 2013 through August 31, 2016.

Dated this 16th day of July 2013.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Bob Ziegelbauer, County Executive.

Public Works Committee: Supervisor Weiss gave a brief report. The next meeting will be August 14.

Transportation Coordinating Committee: Supervisor Weiss reported that the next meeting will be July 24.

Supervisor Maresh moved to adjourn, seconded by Supervisor Kopecky, and the motion was adopted by acclamation. The meeting adjourned at 8:35 p.m.

Respectfully submitted,  
Jamie J. Aulik, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

Tuesday, August 20, 2013

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 August 2013, for the purpose of transacting business as a Board of Supervisors.

Chairperson Biff Hansen called the meeting to order at 7:03 p.m.

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

Roll call: 24 members present: Bauknecht, Baumann, Behnke, Brey, Burke, Cavanaugh, Dufek, Gerroll, Hansen, Henrickson, Hoff, Hoffman, Kohlman, Kopecky, Korinek, Maresh, Metzger, Nickels, Rasmus, Vogel, Vogt, Waack, Wagner, and Weiss. Supervisor Holschbach was excused.

On a motion by Supervisor Brey, seconded by Supervisor Behnke the July 20, 2013 meeting minutes were approved on a unanimous vote.

The Clerk announced changes to the agenda. Supervisor Henrickson moved, seconded by Supervisor Gerroll to approve the agenda. Upon vote, the motion carried unanimously.

REPORTS OF SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS

Chairperson Hansen read a Proclamation Recognizing Fall Prevention Awareness Month. Chair Hansen then read a statement from the ADRC Director Judy Rank. Ms. Rank noted that partnerships with medical providers can help decrease the fall rate and keep people in their homes longer. Ms. Rank also thanked everyone for their assistance in promoting awareness to connect the community with available services.

County Executive Bob Ziegelbauer read a Proclamation Declaring September as Juror Appreciation Month. Clerk of Circuit Court Lynn Zigmunt acknowledged appreciation for those who also work behind the scenes, including jury bailiffs, jury clerks, and judicial assistants.

Supervisor Cavanaugh gave an overview of the 2013 County Fair activities and introduced the 2013 Fairest of the Fair Hannah Lewis. Ms. Lewis, a Two Rivers native, talked about fair activities and the economic growth the fair brings to Manitowoc County. Ms. Lewis thanked the Board for their support of the fair and the expo grounds.

PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

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

Maura Yost, Town of Centerville, spoke in support of a single Human Services Director. Ms. Yost talked about a recommendation from Schenk Audit Business Solutions to restructure the Human Services Department. Ms. Yost advised the Board of the legal requirement to have a single Human Services Director.

Dean Charles Clark, UW-Manitowoc Campus Executive Officer and Dean, talked about a 2012/2013 internship program and the innovative applied learning demonstrated by the five task forces in Geography 106 Class who gathered and presented data pertaining to the construction of a new science building. Dean Clark thanked Public Works Director Jeff Beyer for his work with the task force.

Kevin Raminger, Town of Manitowoc Rapids, urged the Board to approve his rezoning request.

Chris Kordiyak, Town of Manitowoc Rapids, asked the Board to approve his rezoning request.

No one else present wished to speak, subsequently Chairperson Hansen closed public input at 7:17 p.m.

#### APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Hansen presented County Executive Ziegelbauer's appointments of Richard Wegner, Scott Ahl, Harvey Jannette, Donna Kieckbusch, Randy Neils, and Dan Koski to the Solid Waste Advisory Committee for a two year term expiring July 2015. Supervisor Maresh moved, seconded by Supervisor Hoff to approve the appointments. Upon voice vote, the motion carried unanimously.

Chairperson Hansen presented County Executive Ziegelbauer's recommendation of Daniel Koski to the Bay-Lake Regional Planning Commission for a six year term expiring October 2018. Supervisor Brey moved, seconded by Supervisor Korinek to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Hansen presented County Executive Ziegelbauer's appointments of John Burris and alternate Bonny Range to the Local Emergency Planning Committee for a two year term expiring September 2015. Supervisor Henrickson moved, seconded by Supervisor Nickels to approve the appointments. Upon voice vote, the motion carried unanimously.

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

Aging & Disability Resource Center of the Lakeshore Board: Supervisor Wagner reported that the next meeting will be August 27.

Board of Health: Supervisor Vogel gave a brief report and answered supervisors' questions. The next meeting will be September 12.

Expo-Ice Center Board: Supervisor Cavanaugh gave a brief report. The next meeting will be September 4.

Finance Committee: Supervisor Brey gave a brief report.

Highway Committee: Supervisor Gerroll moved, seconded by Supervisor Cavanaugh to adopt Resolution 1 (2013/2014-41) Establishing Speed Zone on CTH JJ in the Town of Rockland. Upon vote, the motion carried unanimously. The next meeting will be September 10.

No. 2013/2014 - 41

**RESOLUTION ESTABLISHING SPEED ZONE ON  
CTH JJ IN THE TOWN OF ROCKLAND**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

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

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

10 WHEREAS, the Manitowoc County Traffic Safety Commission has made a traffic  
11 investigation with respect to a portion of County Trunk Highway JJ in the Town of Rockland  
12 from Landis Street extending west to Prospect Street, and the Highway Committee recommends  
13 reducing the speed limit to 45 miles per hour on that portion of County Trunk Highway JJ;  
14

15 NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of  
16 Manitowoc that a speed zone with a speed limit of 45 miles per hour be created on County Trunk  
17 Highway JJ in the Town of Rockland beginning at Landis Street and extending west to Prospect  
18 Street; and  
19

20 BE IT FURTHER RESOLVED that the County Clerk is directed to send a copy of this  
21 resolution to the Sheriff's Department and the Highway Department and that the Highway  
22 Department is directed to erect signs as may be required and necessary to implement this  
23 resolution.

Dated this 20th day of August 2013.

Respectfully submitted by the Highway Committee.

FISCAL IMPACT: \$675 for erecting signs.

APPROVED: Bob Ziegelbauer, County Executive.

Human Services: Supervisor Henrickson gave a brief report. The next meeting will be August 22.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Wagner moved, seconded by Supervisor Waack to adopt Resolution 2 (2013/2014-42) Accepting Department of Natural Resources Grant. Upon vote, the motion carried with 23 ayes and 1 no. Supervisor Kohlman voted no; all other supervisors voted aye.

No. 2013/2014 - 42

**RESOLUTION ACCEPTING DEPARTMENT OF NATURAL RESOURCES GRANT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, contamination of groundwater by animal waste is a public health and safety  
2 concern; and  
3

4 WHEREAS, the Wisconsin Department of Natural Resources is willing to provide  
5 Manitowoc County with a grant of \$150,000 to provide financial assistance to a landowner to  
6 install systems and implement the best management practices in order to eliminate  
7 contamination of groundwater from animal waste;  
8

9 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
10 Supervisors authorizes the Soil and Water Conservation Department Director to accept a grant  
11 from Department of Natural Resources in an amount not to exceed \$150,000; and  
12

13 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors  
14 designates the Soil and Water Conservation Department Director as Manitowoc County's  
15 authorized representative for the grant; and  
16

17 BE IT FURTHER RESOLVED that appropriate revenue and expenditure line items in  
18 the 2013 budget are amended by the amount of the grant funds received and that the  
19 comptroller/auditor is directed to record such information in the official books of the County for  
20 the year ending December 31, 2013 as may be required.

Dated this 20th day of August 2013.

Respectfully submitted by the Land Conservation Committee.

FISCAL IMPACT: No tax levy impact. Increases revenues and expenditures by equal amounts of up to \$150,000.

APPROVED: Bob Ziegelbauer, County Executive.

The Land Conservation Committee will meet on September 19 and the Natural Resources & Education Committee will meet on October 10.

Personnel Committee: Supervisor Behnke reported that the next meeting will be September 3.

Planning and Park Commission: Supervisor Waack reported that Raymond Bubolz had requested that his rezone be denied. Supervisor Waack moved, seconded by Supervisor Hoffmann to enact Ordinance 3 Amending Zoning Map (Raymond Bubolz). Upon vote, the motion failed with 23 noes and 1 aye. Supervisor Wagner voted aye; all other supervisors vote no.

Supervisor Waack moved, seconded by Supervisor Brey to enact Ordinance 4 (2013/2014-43) Amending Zoning Map (Chris Kordiyak). Upon vote, the motion carried with 23 ayes and 1 no. Supervisor Burke voted no; all other supervisors voted aye.

No. 2013/2014 - 43

**ORDINANCE AMENDING ZONING MAP  
(Chris Kordiyak)**

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 July 22, 2013; and  
3

4 WHEREAS, the Planning and Park Commission, after careful consideration of testimony  
5 and an examination of the facts, recommends that the petition be approved for the reasons stated  
6 in 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 SW ¼, NW ¼ , Section 10, T19N-R23E, Town of  
12 Manitowoc Rapids, commencing at the W ¼ corner of said Section 7; thence easterly  
13 approximately 580 feet which is the point of real beginning; thence continue easterly  
14 approximately 742.5 feet; thence northerly approximately 435 feet; thence westerly  
15 approximately 181.5 feet; thence northerly approximately 329 feet to the south R/W  
16 of Homestead Road; thence northwesterly along south R/W of Homestead Road  
17 approximately 562 feet; thence southerly approximately 792 feet to the point of real  
18 beginning, said parcel containing approximately 10.59 acres of land, is hereby  
19 rezoned from Exclusive Agriculture (EA) to Rural Residential (RR).

Dated this 20th day of August 2013.

Respectfully submitted by the Planning and Park Commission.



FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Waack moved, seconded by Supervisor Bauknecht to enact Ordinance 5 (2013/2014-44) Amending Zoning Map (River Central, LLP). Upon vote, the motion carried unanimously.

No. 2013/2014 - 44

**ORDINANCE AMENDING ZONING MAP  
(River Central, LLP)**

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 July 22, 2013; and  
3

4 WHEREAS, the Planning and Park Commission, after careful consideration of testimony  
5 and an examination of the facts, recommends that the petition be approved for the reasons stated  
6 in 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, being Lot 5 CSM V27 P303, located in the NW ¼ NW ¼ Section  
12 5, T19N-R23E, Town of Manitowoc Rapids, said containing approximately 7.17  
13 acres of land, is hereby rezoned from Large Estate (LE) to Rural Residential (RR).

Dated this 20th day of August 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Waack reported the next meeting will be August 26.

Public Safety Committee: Supervisor Henrickson gave a brief report. The next meeting will be September 11.

Public Works Committee: Supervisor Weiss gave a brief report and answered supervisors' questions. The next meeting will be September 11.

Transportation Coordinating Committee: Supervisor Weiss gave a brief report.

Miscellaneous: Chairperson Hansen explained that he had approved this out-of-state travel request that took place before the August 20 County Board Session. This resolution is being brought forth to exhibit the estimated wage and benefit cost. Chairperson Hansen moved, seconded by Supervisor Henrickson to adopt Resolution 6 (2013/2014-45) Reviewing and Approving Out-of-State travel (Joseph Keil). Upon discussion and vote, the motion carried with 23 ayes and 1 no. Supervisor Kohlman voted no; all other supervisors vote aye.

No. 2013/2014 - 45

**RESOLUTION REVIEWING AND APPROVING OUT-OF-STATE TRAVEL  
(Joseph Keil)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County Employee Policy Manual § 26.19 requires that out-of-  
2 state employee travel must be approved by the County Board, with only certain limited  
3 exceptions; that reimbursement of out-of-state travel expenses may be made only if the travel  
4 has been approved by the County Board; and that the County Board Chairperson may grant  
5 advance authorization in the event of emergency situations, subject to later review by the  
6 County Board; and

7  
8 WHEREAS, Deputy Joseph Keil holds National Instructor Drug Recognition Expert  
9 Status and needs to participate in continuing drug recognition expert training in order to remain  
10 proficient in providing training to Sheriff's Department personnel; and

11  
12 WHEREAS, the Sheriff's Department, after the last County Board meeting, requested  
13 authorization for Deputy Joseph Keil to travel out-of-state to attend drug recognition expert  
14 training that was scheduled to take place before the next County Board meeting, and the County  
15 Board Chairperson authorized the requested travel; and

16  
17 WHEREAS, no reimbursement of out-of-state travel expenses was required because the  
18 Wisconsin Department of Transportation, Bureau of Transportation Safety, directly funded  
19 100% of the cost of training, airfare, lodging, and meals; and

20  
21 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
22 Supervisors has reviewed and approves Deputy Joseph Keil's out-of-state travel for drug  
23 recognition expert training in Oklahoma City, Oklahoma on August 5 - 8, 2013.

Dated this 20th day of August 2013.

Respectfully submitted by Paul Hansen, County Board Chair.

FISCAL IMPACT: No tax levy impact. Wisconsin Department of Transportation paid all expenses except wages and benefits. Estimated wage and benefit cost is \$1,385.

APPROVED: Bob Ziegelbauer, County Executive.

Announcement: Chairperson Hansen announced that anyone who wishes to go to the WCA conference should contact him.

Supervisor Gerroll moved to adjourn, seconded by Supervisor Kopecky, and the motion was adopted by acclamation. The meeting adjourned at 7:55 p.m.

Respectfully submitted,  
Jamie J. Aulik, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

Tuesday, September 17, 2013

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 September 2013, for the purpose of transacting business as a Board of Supervisors.

Chairperson Biff Hansen called the meeting to order at 7:00 p.m.

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

Roll call: 25 members present: Bauknecht, Baumann, Behnke, Brey, Burke, Cavanaugh, Dufek, Gerroll, Hansen, Henrickson, Hoff, Hoffman, Kohlman, Holschbach, Kopecky, Korinek, Maresh, Metzger, Nickels, Rasmus, Vogel, Vogt, Waack, Wagner, and Weiss.

On a motion by Supervisor Henrickson, seconded by Supervisor Baumann the August 20, 2013 meeting minutes were approved on a unanimous vote.

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

REPORTS OF SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS

County Executive Bob Ziegelbauer presented a Proclamation Proclaiming October 2013 as Crime Prevention Month to Inspector Gregg Schetter. Inspector Schetter noted that crime prevention is a collaborative effort among law enforcement, communities, and individuals. He thanked everyone for their support of crime prevention programs.

Chairperson Hansen presented a proclamation Recognizing Wisconsin Disability Employment Awareness Month to Augie Krieser. Mr. Krieser commented that the recognition is two-fold as he is a member of the Independent Living Council and the Paralyzed Veterans of American.

Chairperson Hansen presented a proclamation Honoring 4-H Week to Kevin Palmer, 4-H and Youth Development Educator. Mr. Palmer introduced Anatole Wiering, a member of the Tannery Stars and the Star Splitters 4-H Clubs, and Lacey Swetlik of the Performance Posse 4-H Club. Mr. Wiering noted that 4-H gives members the opportunity to develop excellent speaking skills. Ms. Swetlik talked about her experience in the 4-H Citizenship Washington Focus which is a summer conference in Washington D.C. for high school 4-H members.

Public Works Director Jeff Beyer gave a presentation on determining and funding capital outlay and improvement projects. Mr. Beyer explained that capital outlay units are identified by various methods to include items that are non-compliant with code, items monitored through the preventative maintenance program that have exceeded a projected life cycle, items that are no longer energy efficient, and items or systems that need to be addressed due to failure. Capital improvement projects may include an entire program, building, or system that needs to be replaced, remodeled or updated. Mr. Beyer described ways in which capital outlay items and capital improvements projects are prioritized and addressed when resources are available. He answered supervisors' questions.

#### PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Chairperson Hansen declared public input open at 7:35 p.m.

Maura Yost, Town of Centerville, spoke in support of a single Human Services Director. Ms. Yost requested that this position be included in the 2014 budget.

No one else present wished to speak, subsequently Chairperson Hansen closed public input at 7:40 p.m.

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

Aging & Disability Resource Center of the Lakeshore Board: Supervisor Wagner reported that the next meeting will be a joint meeting with the Commission on Aging and the ADRC of the Lakeshore Board on September 26.

Board of Health: Supervisor Vogel gave a brief report and answered supervisors' questions. The next meeting will be October 10.

Executive Committee: Chairperson Hansen gave a brief report and answered supervisors' questions.

Expo-Ice Center Board: Supervisor Cavanaugh gave a brief report. The next meeting will be October 2.

Finance Committee: Supervisor Brey gave a brief report. The next meeting will be October 8.

Highway Committee: Supervisor Gerroll gave a brief report and answered supervisors' questions. The next meeting will be October 8.

Human Services: Supervisor Henrickson gave a brief report. The next meeting will be September 26.

Lakeland Care District Board: Supervisor Brey gave a brief report. The next meeting will be September 18.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Wagner gave a brief report. The next meeting will be September 19.

Personnel Committee: Supervisor Behnke gave a brief report. The next meeting will be October 1.

Planning and Park Commission: Supervisor Waack moved, seconded by Supervisor Hoffman to enact Ordinance 1 (2013/2014-46) Amending Manitowoc County Code Ch. 25 (Small Wind Energy Systems). Upon vote, the motion carried unanimously.

No. 2013/2014 - 46

**ORDINANCE AMENDING MANITOWOC COUNTY CODE CH. 25  
(Small Wind Energy Systems)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County recently amended its small wind energy systems  
2 ordinance by adding GIS coordinates that more precisely delineate the location of emergency  
3 communications corridors; and  
4

5 WHEREAS, the Planning and Park Commission recommends that the old coordinates be  
6 removed from the small wind energy systems ordinance in order to eliminate any possible  
7 confusion;  
8

9 NOW, THEREFORE, the county board of supervisors of the county of  
10 Manitowoc does ordain as follows:  
11

12 Manitowoc County Code § 25.23(1) and (2) are repealed.  
13

14 Manitowoc County Code § 25.23(3) is renumbered as sec. 25.23(1).  
15

16 Manitowoc County Code § 25.23(4) is renumbered as sec. 25.23(2).  
17

18 This ordinance is effective October 1, 2013.

Dated this 17th day of September 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Waack moved, seconded by Supervisor Brey to enact Ordinance 2 through Ordinance 5 (2013/2014-47, 2013/2014-48, 2013/2014-49, and 2013/2014-50) Amending Zoning Map (Paul and Sandra Radue). Upon vote, the motion carried unanimously.

**ORDINANCE AMENDING ZONING MAP  
(Paul and Sandra Radue)**

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 August 26, 2013; and  
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of  
5 testimony and an examination of the facts, 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  
9 ordain as follows:  
10

11 An existing parcel of land, in its entirety, located in the SW ¼, NW ¼, Section 10,  
12 T21-R22E, Town of Cooperstown, Manitowoc County, Wisconsin, tax parcel no.  
13 003-010-007-001.00, containing approximately 27.69 acres of land, is rezoned from  
14 General Agriculture (GA) to Exclusive Agriculture (EA).

Dated this 17th day of September 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

**ORDINANCE AMENDING ZONING MAP  
(Paul and Sandra Radue)**

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 August 26, 2013; and  
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of  
5 testimony and an examination of the facts, 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

9 ordain as follows:

10  
11 Two existing parcels of land, in their entirety, located in the SW ¼, SE ¼ and SE ¼,  
12 SE ¼, Section 9, T21-R22E, Town of Cooperstown, Manitowoc County, Wisconsin,  
13 tax parcel no. 003-009-015-002.00 containing approximately 4.29 acres of land and  
14 tax parcel no. 003-009-016-002.00 containing approximately 14.09 acres of land, are  
15 rezoned from General Agriculture (GA) to Exclusive Agriculture (EA).

Dated this 17th day of September 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

No. 2013/2014 - 49

**ORDINANCE AMENDING ZONING MAP  
(Paul and Sandra Radue)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required  
2 notice, held a public hearing on a petition for a zoning ordinance amendment on August  
3 26, 2013; and  
4

5 WHEREAS, the Planning and Park Commission, after a careful consideration of  
6 testimony and an examination of the facts, recommends that the petition be approved for  
7 the reasons stated in the attached report;  
8

9 NOW, THEREFORE, the county board of supervisors of the County of Manitowoc  
10 does ordain as follows:  
11

12 An existing parcel of land, in its entirety, located in the NW ¼, SE ¼, Section 9,  
13 T21-R22E, Town of Cooperstown, Manitowoc County, Wisconsin, tax parcel no.  
14 003-009-014-000.00, containing approximately 40.0 acres of land, is rezoned from  
15 General Agriculture (GA) to Exclusive Agriculture (EA).

Dated this 17th day of September 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.



**ORDINANCE AMENDING ZONING MAP  
(Paul and Sandra Radue)**

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 August 26, 2013; and  
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of  
5 testimony and an examination of the facts, 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  
9 ordain as follows:  
10

11 An existing parcel of land, in its entirety; located in the SE ¼, NW ¼, Section 15,  
12 T21-R22E, Town of Cooperstown, Manitowoc County, Wisconsin, tax parcel no.  
13 003-015-008-003.00, containing approximately 2.0 acres of land, is rezoned from  
14 Small Estate (SE) Exclusive Agriculture (EA).

Dated this 17th day of September 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Waack moved, seconded by Supervisor Bauknecht to enact Ordinance 6 (2013/2014-51) Amending Zoning Map (Victoria Valenta). Upon vote, the motion carried unanimously.

**ORDINANCE AMENDING ZONING MAP  
(Victoria Valenta)**

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 August 26, 2013; and  
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of  
5 testimony and an examination of the facts, 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  
9 ordain as follows:

10  
11 A parcel of land located in the NE ¼ , SE ¼, Section 1, T21N-R23E, Town of  
12 Gibson, Manitowoc County, Wisconsin, commencing at the E ¼ corner of said  
13 Section 1; thence westerly approximately 45 feet to the west r/w of CTH B; thence  
14 southerly along the west r/w of CTH B approximately 275 feet which is the point of  
15 real beginning; thence westerly approximately 280 feet; thence southerly  
16 approximately 250 feet; thence northeasterly approximately 275 feet to the west r/w  
17 of CTH B; thence northerly along the west r/w of CTH B approximately 210 feet to  
18 the point of real beginning, said parcel containing approximately 1.5 acres of land, is  
19 hereby rezoned from Exclusive Agriculture (EA) to Rural Residential (RR).

Dated this 17th day of September 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Waack moved, seconded by Supervisor Hoffman to enact Ordinance 7 (2013/2014-52) Amending Zoning Map (Darrell Valenta). Upon vote, the motion carried unanimously.

No. 2013/2014 - 52

**ORDINANCE AMENDING ZONING MAP  
(Darrell Valenta)**

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 August 26, 2013; and  
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of  
5 testimony and an examination of the facts, 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  
9 ordain as follows:

10  
11 A parcel of land located in the NW ¼ , SW ¼ Section 6, T21N-R24E, Town of  
12 Mishicot, Manitowoc County, Wisconsin, commencing at the E ¼ corner of said

13 Section 6; thence easterly approximately 45 feet to the east r/w of CTH B; thence  
14 southerly along the east r/w of CTH B approximately 820 feet which is the point of  
15 real beginning; thence easterly approximately 725; thence southwesterly  
16 approximately 565 feet; thence westerly approximately 65 feet; thence northerly  
17 approximately 465 feet; thence westerly approximately 495 feet; thence northerly  
18 approximately 35 feet to the point of real beginning, said parcel containing  
19 approximately 2.5 acres of land, is rezoned from General Agriculture (GA) to Small  
20 Estate (SE).

Dated this 17th day of September 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Waack moved, seconded by Supervisor Vogel to enact Ordinance 8 (2013/2014-53) Amending Zoning Map (Michael Mayer). Upon vote, the motion carried unanimously.

No. 2013/2014 - 53

**ORDINANCE AMENDING ZONING MAP  
(Michael Mayer)**

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 August 26, 2013; and  
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of  
5 testimony and an examination of the facts, recommends that the petition be approved for  
6 the reasons stated in 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 a part of NE ¼ , NW ¼ Section 36, T18N-R22E, Town of  
12 Liberty, Manitowoc County, Wisconsin, commencing at the N ¼ corner of said  
13 Section 36; thence southerly approximately 33 feet to the south r/w of Newton Road;  
14 thence westerly along the south r/w of Newton Road approximately 818 feet which  
15 is the point of real beginning; thence continue westerly along the south r/w of  
16 Newton Road approximately 508 feet; thence southerly approximately 170 feet;  
17 thence easterly approximately 508 feet; thence northerly approximately 170 feet to

18 the point of real beginning, said parcel containing approximately 2.0 acres of land, is  
19 hereby rezoned from Exclusive Agriculture (EA) to Small Estate (SE).

Dated this 17th day of September 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Waack moved, seconded by Supervisor Korinek to enact Ordinance 9 (2013/2014-54) Amending Zoning Map (Mark Paral). Upon vote, the motion carried unanimously.

No. 2013/2014 - 54

**ORDINANCE AMENDING ZONING MAP  
(Mark Paral)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required  
2 notice, held a public hearing on a petition for a zoning ordinance amendment on August  
3 26, 2013; and  
4

5 WHEREAS, the Planning and Park Commission, after a careful consideration of  
6 testimony and an examination of the facts, recommends that the petition be approved for  
7 the reasons stated in the attached report;  
8

9 NOW, THEREFORE, the county board of supervisors of the County of  
10 Manitowoc does ordain as follows:  
11

12 A parcel of land located in a part of NE ¼, SE ¼ Section 34, T21N-R24E, Town of  
13 Two Creeks, Manitowoc County, Wisconsin, commencing at the SE corner of said  
14 Section 34; thence northerly along the centerline of STH 42 approximately 1320  
15 feet; thence westerly approximately 45 feet to the west r/w of STH 42 which is the  
16 point of real beginning; thence continue westerly approximately 363 feet; thence  
17 northerly approximately 600 feet; thence easterly approximately 363 feet to the west  
18 r/w of STH 42; thence southerly along the west r/w of STH 42 approximately 600  
19 feet to the point of real beginning, said parcel containing approximately 5.0 acres of  
20 land, is hereby rezoned from Large Estate to Rural Residential (RR).

Dated this 17th day of September 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Waack reported the next meeting will be October 28.

Public Safety Committee: Supervisor Henrickson gave a brief report. The next meeting will be October 9.

Public Works Committee: Supervisor Weiss gave a brief report. The next meeting will be October 9

Supervisor Weiss moved, seconded by Supervisor Baumann to adopt Resolution 9a (2013/2014-55) Authorizing Transfer of Funds and Replacement of Jail Chiller. Upon discussion and vote, the motion carried unanimously.

No. 2013/2014 - 55

**RESOLUTION AUTHORIZING TRANSFER OF FUNDS  
AND REPLACEMENT OF JAIL CHILLER**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the contractor that was hired to perform some upgrades to the chiller that  
2 services the jail's cooling system damaged the chiller and is responsible for the cost of repairing  
3 the chiller; and

4  
5 WHEREAS, the damaged chiller is more than 20 years old, is near the end of its life  
6 cycle, and will need to be replaced in the near future even if it is repaired; and

7  
8 WHEREAS, the contractor has offered to apply the money for the upgrade and the  
9 estimated cost of repairing the damaged chiller to the cost of a replacement chiller;

10  
11 WHEREAS, the cooling tower that is part of the jail's cooling system is also more than  
12 20 years old, is near the end of its life cycle, and will need to be replaced in the near future; and

13  
14 WHEREAS, the Public Works Committee has determined that after the chiller is  
15 repaired, it will cost the county \$250,000 to replace the chiller and a tower when they reach the  
16 end of their life cycle in a few years; and

17  
18 WHEREAS, the chiller can be replaced at a cost of \$187,000 at the present time, with  
19 \$80,000 of that cost being paid by the contractor and \$107,000 being paid by the county, and the  
20 tower can be replaced at a future date when it reaches the end of its life cycle; and

21 WHEREAS, the Public Works Committee had determined that the prudent course of  
22 action is to replace the chiller at the present time and to replace the tower when it reaches the end  
23 of its life cycle; and

24  
25 WHEREAS, the Public Works Committee recommends that the county's costs be paid  
26 from the Jail Assessment Fund, which is funded by fees, fines, and forfeitures and is intended to  
27 be used for jail related expenses; and

28  
29 WHEREAS, the present balance in the Jail Assessment Fund is insufficient to pay the  
30 county's costs, the Public Works Committee recommends that \$67,000 be transferred from the  
31 Solid Waste Reserve Fund to the Jail Assessment Fund as a loan that will be repaid over the next  
32 four years;

33  
34 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
35 Supervisors authorizes the Public Works Department to proceed with the replacement of the jail  
36 chiller and authorizes and the Public Works Director to execute any contracts and documents  
37 necessary to complete this project; and

38  
39 BE IT FURTHER RESOLVED that \$67,000 is transferred from the Solid Waste Reserve  
40 Fund to the Jail Assessment Fund as a loan to be repaid over the next four years and that the  
41 \$107,000 project cost may be paid from the Jail Assessment Fund; and

42  
43 BE IT FURTHER RESOLVED that the 2013 budget is amended by the amounts stated  
44 and that the Comptroller/Auditor is directed to record such information in the official books of  
45 the County for the year ending December 31, 2013, as may be required.

Dated this 17th day of September 2013.

Respectfully submitted by the Public Works Committee.

FISCAL IMPACT: No tax levy impact. Transfers \$67,000 from the Solid Waste Reserve Fund to the Jail Assessment fund, which will be repaid to the Solid Waste Reserve Fund over the next 4 years, and authorizes \$107,000 to be spent from the Jail Assessment Fund for the replacement of the jail chiller.

APPROVED: Bob Ziegelbauer, County Executive.

Miscellaneous: Supervisor Behnke moved, seconded by Supervisor Henrickson to adopt Resolution 10 (2013/2014-56) Authorizing Additional Human Services Staffing (1.85 FTE Economic Support Positions). Upon discussion and vote, the motion carried with 24 ayes and 1 no. Supervisor Kohlman voted no; all other supervisors voted aye.

**RESOLUTION AUTHORIZING ADDITIONAL HUMAN SERVICES STAFFING  
(1.85 FTE Economic Support Positions)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS

1 WHEREAS, the Human Services Department's Economic Support Division is  
2 responsible for performing services related to the Affordable Care Act; and  
3

4 WHEREAS, the Economic Support Division will receive State and Federal funding  
5 through 2014 to perform services related to the Affordable Care Act to pay for overtime worked  
6 by existing staff and the addition of a 1.0 full-time-equivalent Economic Support Specialist; and  
7

8 WHEREAS, the Economic Support Division is responsible for performing services  
9 related to the Wisconsin Home Energy Assistance Program; and  
10

11 WHEREAS, the Economic Support Division receives State funding to perform services  
12 related to the Wisconsin Home Energy Assistance Program that will pay for the addition of a .85  
13 full-time-equivalent Economic Support Assistant; and  
14

15 WHEREAS, the Human Services Board has reviewed and approved the proposed  
16 addition of a 1.0 FTE Economic Support Specialist position and a .85 FTE Economic Support  
17 Assistant position; and  
18

19 WHEREAS, the County Executive has advised the Personnel Committee that these  
20 positions will be included in the County Executive's proposed 2014 budget;  
21

22 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
23 Supervisors authorizes the addition of a 1.0 FTE Economic Support Specialist position and a .85  
24 FTE Economic Support Assistant position to the table of authorized positions for the Human  
25 Services Department; and  
26

27 BE IT FURTHER RESOLVED that the 1.0 FTE Economic Support Specialist position  
28 be filled in accordance with the Employee Policy Manual; and  
29

30 BE IT FURTHER RESOLVED that the .85 Economic Support Assistant position be  
31 offered to the individual who is fully trained and has been providing these services under a  
32 contracted service arrangement; and  
33

34 BE IT FURTHER RESOLVED that the 2013 budget is amended by the amount of the  
35 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, 2013 as may be required; and  
37

38 BE IT FURTHER RESOLVED that in the event that State or Federal funding for either

39 or both positions is not continued as expected, the Human Services Board and Personnel  
40 Committee will review the need for the positions and make appropriate recommendations.  
41

Dated this 17th day of September 2013.

Respectfully submitted by the Personnel Committee and Human Services Board.

FISCAL IMPACT: No tax levy impact. The resolution authorizes the addition of 1.85 FTE's to the table of organization. Federal and State funds offsetting the cost of the positions and the additional hours worked by existing staff will be provided through the East Central Partnership. The county's Income Maintenance Contract and Human Services Department budget are amended to increase 2013 revenues and expenses for the Food Share program by \$42,345 and for the Affordable Care Act by \$260,119. The cost of wages and fringe benefits for the positions is estimated at \$23,212 based on a September 23, 2013 start date and at \$92,849 on an annual basis.

APPROVED: Bob Ziegelbauer, County Executive.

Announcement: Chairperson Hansen announced that the presentation of the 2014 proposed budget will be October 8.

Chairperson Hansen announced that Supervisor Vogt will be a representative at the WCA conference.

Supervisor Waack moved to adjourn, seconded by Supervisor Maresh, and the motion was adopted by acclamation. The meeting adjourned at 8:20 p.m.

Respectfully submitted,  
Jamie J. Aulik, County Clerk



MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

Tuesday, October 8, 2013

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 8th day of October 2013, for the purpose of transacting business as a Board of Supervisors.

Chairperson Biff Hansen called the meeting to order at 7:00 p.m.

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

Roll call: 24 members present: Bauknecht, Baumann, Behnke, Brey, Burke, Cavanaugh, Dufek, Gerroll, Hansen, Henrickson, Hoff, Hoffman, Kohlman, Kopecky, Korinek, Maresh, Metzger (7:05 p.m.), Nickels, Rasmus, Vogel, Vogt, Waack, Wagner, and Weiss. Supervisor Holschbach was excused.

On a motion by Supervisor Behnke, seconded by Supervisor Henrickson the September 17, 2013 meeting minutes were approved on a unanimous vote.

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

REPORTS OF SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS

Chairperson Hansen presented a proclamation to Public Works Director Jeff Beyer which proclaimed November 15, 2013 as America Recycles Day. Director Beyer noted that to its credit, there have been no major changes to Manitowoc County's recycling program since it came into existence in 1991, and it saves money by selling items and diverting trash from otherwise going into the landfill.

County Executive Bob Ziegelbauer read a proclamation which proclaimed October 10, 2013 as Human Resources Professionals Day, and he noted their contributions to lakeshore employers.

County Executive Bob Ziegelbauer presented the executive proposed 2014 budget. He noted his priorities, such as a slight decrease in the county portion of property taxes, changes to county employees insurance, increase to the base wage level of the county pay plan for employees, and additional funding for road construction and rehabilitation. He welcomed public input at the public hearing on the budget which occurs on October 28.

Will Casey, President of the Economic Development Corporation of Manitowoc County gave a presentation on activities of the EDC, the importance of the work they do, and asked county board members to fund them at the same per-resident rate as the cities of Kiel, Manitowoc, and Two Rivers.

Supervisor Nickels left at 7:35 p.m.

#### PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Chairperson Hansen declared public input open at 7:35 p.m.

Don Kiel, Town of Kossuth was concerned about the state of the fixed based operator at the county airport. He noted they lost two major companies operating out of the airport and as a result, fuel sales were curtailed significantly. He noted that area businesses benefit from use of the airport.

No one else present wished to speak, subsequently Chairperson Hansen closed public input at 7:40 p.m.

#### APPOINTMENTS BY CHAIRPERSON

##### Millhome Dam Lake District Board of Commissioners

Supervisor Wagner moved, seconded by Supervisor Bauknecht to appoint Supervisor Melvin Waack to the Millhome Dam Lake District Board of Commissioners for a term expiring with his term on the County Board. Upon voice vote, the motion carried unanimously.

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

Aging & Disability Resource Center of the Lakeshore Board: Supervisor Waack gave a brief report and noted the next meeting will be on October 29.

Expo-Ice Center Board: Supervisor Cavanaugh gave a brief report. The next meeting will be November 6.

Finance Committee: Supervisor Brey gave a brief report. The next meeting will be October 14.

Highway Committee: Supervisor Gerroll gave a brief report and answered supervisor's questions.

Human Services: Supervisor Henrickson gave a brief report. The next meeting will be October 24.

Lakeland Care District Board: Supervisor Brey gave a brief report.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Wagner gave a brief report. The next meeting will be October 10.

Personnel Committee: Supervisor Behnke gave a brief report. Supervisor Behnke moved, seconded by Supervisor Maresh to enact Ordinance 4 (2013/2014-57) Amending Manitowoc County Code Ch. 30 (Ethics Code). Upon discussion and vote, the motion passed 21-2 with Supervisors Burke and Kohlman voting no and all other supervisors voting aye. Supervisor Behnke reported their next meeting will be October 30.

**ORDINANCE AMENDING MANITOWOC COUNTY CODE CH. 30  
(Ethics Code)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Ethics Board has recommended certain changes to the county's ethics code  
2 based on its experience with the first hearing under the newly revised ethics code; and  
3

4 WHEREAS, staff in the Corporation Counsel's office and the Personnel Department have  
5 recommended certain changes to the county's ethics code based on their experience with the first  
6 hearing under the newly revised ethics code; and  
7

8 WHEREAS, the Personnel Committee has reviewed the proposed changes and recommends  
9 that the Ethics Code be amended;  
10

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

14 Manitowoc County Code § 30.26(3), pertaining to complaints, is created to read as follows:  
15

- 16 (3) The verified complaint must be filed within 180 days of the date of the alleged  
17 violation. The filing deadline may be subject to equitable tolling, equitable estoppel,  
18 or waiver if the complaint includes a statement of the reason for the filing delay.  
19

20 Manitowoc County Code § 30.27(3), pertaining to preliminary procedure, is renumbered as s.  
21 30.27(4).  
22

23 Manitowoc County Code § 30.27(2), pertaining to preliminary procedure, is renumbered as s.  
24 30.27(3) and amended to read as follows:  
25

- 26 (3) The public official named in the complaint shall submit a written response to the office  
27 of the corporation counsel within 10 days of his or her receipt of a copy of the  
28 complaint. The public official's written response may include a request that the hearing  
29 be held in closed session.  
30

31 Manitowoc County Code § 30.27(1), pertaining to preliminary procedure, is renumbered as s.  
32 30.27(2).  
33

34 Manitowoc County Code § 30.27(1), pertaining to preliminary procedure, is created to read as  
35 follows:  
36

- 37 (1) The corporation counsel shall review the complaint to assure that it meets all procedural  
38 and technical requirements. If the complaint is defective, the corporation counsel shall

39 notify the complainant of the defect within 10 days of receipt of the complaint. The  
40 complainant must correct the defect within 30 days of the date of the notice or the  
41 complaint will be administratively closed.  
42

43 Manitowoc County Code § 30.27(5), pertaining to preliminary procedure, is created to read as  
44 follows:  
45

- 46 (5) The corporation counsel shall contact the members of the ethics board to schedule a  
47 hearing. The ethics board shall, within 30 days of the date that the complaint is  
48 forwarded by the corporation counsel, determine the earliest practicable hearing date.  
49 The corporation counsel will promptly notify the complainant and the respondent of the  
50 hearing date. Both parties have a duty to cooperate in scheduling the hearing at the  
51 earliest practicable date, but either party may, for good cause shown in writing, request  
52 a different hearing date. A request to change the hearing date must state the reason for  
53 the request and indicate the dates on which the person making the request is available  
54 to participate in the hearing.  
55

56 Manitowoc County Code § 30.27(6), pertaining to preliminary procedure, is created to read as  
57 follows:  
58

- 59 (6) The corporation counsel shall prepare a public meeting notice for the hearing. If the  
60 public official has requested that the hearing be held in closed session, the public  
61 official's name will not be included in the meeting notice and public access to records  
62 pertaining to the complaint shall be restricted in accordance with Wis. Stat. § 19.35.  
63

64 Manitowoc County Code § 30.28(1), pertaining to hearings, is amended to read as follows:  
65

- 66 (1) The ethics board shall convene on the scheduled hearing date. If the ethics board  
67 determines that the allegations, if true, would constitute improper conduct under this  
68 chapter, it shall conduct a hearing.  
69

70 Manitowoc County Code § 30.30(6) is created to read as follows:  
71

- 72 (6) The ethics board may assess a forfeiture against a complainant or respondent who fails  
73 to appear for a hearing in an amount not less than \$250 nor more than \$1,000.  
74

75 Manitowoc County Code § 30.30(4), pertaining to the disposition of complaints, is amended  
76 to read as follows:  
77

- 78 (4) The ethics board shall refer the complaint to the corporation counsel for prosecution if  
79 it determines that the evidence establishes a violation of this ordinance by clear,  
80 convincing, and satisfactory evidence or if it finds that the complaint was brought for  
81 the purpose of harassment. Alternatively, the ethics board shall refer the complaint to  
82 the district attorney for prosecution if it determines that the evidence establishes a  
83 violation of state law by clear, convincing, and satisfactory evidence.

Manitowoc County Code § 30.31(2), pertaining to violations of the ethics code, is amended to read as follows:

- (2) It is unlawful for any person to file a complaint for the purpose of harassment, knowingly provide false information, make a false statement, or fail to provide or misrepresent any material fact to a county agent, board, commission, committee, department, employee, officer, or official acting in an official capacity under this ordinance.

This ordinance is effective on October 21, 2013.

Dated this 8th day of October 2013.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Bob Ziegelbauer, County Executive.

Planning and Park Commission: Supervisor Waack reported the next meeting will be October 28.

Public Safety Committee: Supervisor Henrickson reported the next meeting will be October 9.

Public Works Committee: Supervisor Weiss reported the next meeting will be October 9.

Miscellaneous: Supervisor Cavanaugh moved, seconded by Supervisor Vogt to adopt Resolution 5 (2013/2014-58) Approving Town of Franklin Zoning Map (Richard and Rita Zipperer). Upon vote the motion passed unanimously.

No. 2013/2014 - 58

**RESOLUTION APPROVING TOWN OF FRANKLIN ZONING MAP  
(Richard and Rita Zipperer)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

WHEREAS, Manitowoc County has adopted a zoning ordinance under Wis. Stat. § 59.69;  
and

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

WHEREAS, Wis. Stat. § 60.62(3) provides that town zoning ordinances are subject to county board approval in counties that have adopted a zoning ordinance under Wis. Stat. § 59.69; and

10 WHEREAS, the Town of Franklin has submitted its new zoning ordinance to the county  
11 board for approval;  
12

13 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors  
14 approves the zoning ordinance that was adopted by the Town Board of the Town of Franklin for  
15 Richard and Rita Zipperer on September 10, 2013.

Dated this 8th day of October 2013.

Respectfully submitted by Robert Cavanaugh, Supervisor.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Announcement: Supervisor Vogt gave a brief report on his attendance at the Wisconsin Counties Association conference and various classes he attended.

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

Respectfully submitted,  
Jamie J. Aulik, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN  
**Corrected on 3/21/2014**

Monday, October 28, 2013

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 28th day of October 2013, for the purpose of conducting the Annual Meeting and Public Hearing on the Budget as a Board of Supervisors.

Chairperson Biff Hansen called the meeting to order at 7:10 p.m.

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

Roll call: 23 members present: Bauknecht, Baumann, Brey, Burke, Cavanaugh, Dufek, Gerroll, Hansen, Henrickson, Hoff, Holschbach, Kohlman, Kopecky, Korinek, Maresh, Metzger, Nickels, **Rasmus**, Vogel, Vogt, Waack, Wagner, and Weiss. Supervisors Behnke and Hoffman were excused.

On a motion by Supervisor Brey, seconded by Supervisor Baumann the October 8, 2013 meeting minutes were approved on a unanimous vote.

On a motion by Supervisor Henrickson, seconded by Supervisor Maresh the agenda was approved on a unanimous vote.

PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

At 7:12 p.m. Chairperson Hansen opened the Public Hearing on the 2014 Proposed Budget.

Joe Keil, City of Manitowoc and an employee of the Sheriff's Department, cited budget cuts over the past six years and changes to the overtime rules among other alterations in pay and benefits. Mr. Keil commented these reductions have not gotten us anywhere. Seven employees have left the Sheriff's Department for other jobs. He asked the Board to look at other ways to balance the budget.

Maura Yost, Town of Centerville, asked the County Board to fund the position for a single, qualified Human Services Director. She noted that the department had deficits when there was no director, and said that the position is mandated.

Kathleen McDaniel, City of Manitowoc spoke of her concern regarding the proposed changes to the health insurance plan. Ms. McDaniel commented that she is willing to pay additional taxes because these changes are not affordable for a family of four. She was also troubled by the wage study and urged the County Executive to help employees who are below the bottom of the pay scale.

Scott Adler, City of Brillion, Calumet County and a thirteen year veteran of the Army Police Corps, talked about his permanent disability and the benefits of volunteering at Painting Pathways

Clubhouse. He urged everyone to continue donations to support the clubhouse.

Elizabeth Geisler, Town of Newton, spoke in opposition to the proposed health insurance changes and how those changes could affect her family since her husband is an employee of the Sheriff's Department.

Curt Raube, City of Manitowoc and an employee of the Sheriff's Department, talked about the current pay package and his job as a forensic computer investigator. Mr. Raube noted that he has been offered a job with more pay and cheaper health insurance. With the current compensation package in place, Mr. Raube described the three potential classes of Manitowoc County employees that will include those who are too old to leave their employment, those who are hardworking, attaining skills and experience, and then leave, and those who are marginal employees who cannot obtain a job anywhere else.

Jeff Horneck, Village of Mishicot and a 15 year employee of the Sheriff's Department, spoke in opposition to the proposal that would remove spouses from the health insurance plan. Mr. Horneck explained that it is going to be difficult to retain qualified skilled employees with the current pay and benefit package that has been drastically reduced since 2011.

Kris Jacobs, Town of Kossuth, read a statement from her husband who is a Sheriff's Department employee. The statement explained that her husband has had his salary slashed 20%. He queried surrounding counties and cities for salary comparisons, which he said paid as much as \$12,000 more for similar jobs and similar experience. He noted that only Calumet County paid less than Manitowoc County. The statement also addressed opposition to the proposed spousal removal from the health insurance plan and asked the Board to do their research before adopting the budget.

Deb Keil, City of Manitowoc and spouse of a Sheriff's Department employee, talked about the stress that has been put on her family these past years. Ms. Keil implored the Board to look at what has been taken away from employees and explained that their family could not handle those decreases if both of them were employees of Manitowoc County. She urged the Board to do what is right.

Rick Sieracki, City of Manitowoc and a 26 year employee of the Sheriff's Department and a former member of the City Council, expressed the sentiment that decisions should be based on fairness and respect for people. Mr. Sieracki referred to a statement made at a County Board meeting after Act 10 was passed that, "this will be a win-win situation for everyone" and it would allow collaboration with employees. He said this has not occurred. He asked the Board to pass a budget that treats everyone with respect.

Keith Bonde, City of Manitowoc and a 22 year employee with the Sheriff's Department, addressed the Board regarding the lack of a pay raise in six years, overtime only after 10 hours, and sick time changes. Mr. Bonde noted that many officers have left the force. He asked the Board to be firm, fair, and consistent, and to strive to find the best health insurance plan.

Andy Beck, City of Manitowoc and an employee with the Sheriff's Department for 10 years, expressed concern that concessions imposed by the employer have gone too far. Mr. Beck noted that as a member of the Metro Drug Unit, he has contact with citizens that others do not want to deal



with and he asked to be compensated fairly. He talked about the out of pocket cost for the birth of his child that equaled 20% of his base pay, and with what is proposed he will have to seek another insurance plan for his wife. He told the Board that it would be an ethical and moral decision to oppose this proposed budget.

Melia Prange, City of Manitowoc and an employee with the Sheriff's Department for 16 years, expressed the sentiment that her job no longer has good pay and benefits and she no longer sleeps at night because she is concerned how she will pay her medical bills. She urged the Board to go back to the drawing board.

Jacinda Cole, City of Manitowoc and an employee with the Sheriff's Department, described how she left a similar job in Waushara County and moved back to Manitowoc to be with family. Ms. Cole pointed out that her pay and benefits have greatly decreased and wished that she had not left Waushara County. She noted that employees are not being compensated for being professionals and this will result in Manitowoc County becoming a training center with a revolving door.

Dustin Wernli, Town of Newton, spoke in opposition to the proposed health insurance plan. Mr. Wernli noted that the employees of the Sheriff's Department go above and beyond to protect the citizens of Manitowoc County. He explained that he does not mind paying more in taxes because he cares for this community.

Dave Remiker, City of Manitowoc and an employee with the Sheriff's Department for more than 20 years, spoke in opposition to the proposed health insurance plan. Mr. Remiker displayed a picture depicting his badge with his wife and child's hand on the badge and explained how family life is different with a career in law enforcement. He noted that it becomes personal when insurance coverage is taken away from a family member. He was also concerned with the leaving of Deputy Raube and said that it will be a substantial loss to the county.

No one else present wished to speak at the public hearing on the 2014 proposed budget, subsequently Chairperson Hansen closed public input at 8:30 p.m.

Chairperson Hansen opened public input on any non-budget items. No one present wished to speak on non-budget items, subsequently Chairperson Hansen closed public input at 8:31 p.m.

#### COMMITTEE REPORTS, INCLUDING PETITIONS, RESOLUTIONS, AND ORDINANCES

Finance Committee: Supervisor Brey moved, seconded by Supervisor Hoff to adopt Resolution 1 (2012/2013-59) Canceling County Checks Not Presented Within Two Years of Issuance. Upon discussion and vote, the motion carried unanimously.

No. 2013/2014 - 59

#### **RESOLUTION CANCELING COUNTY CHECKS NOT PRESENTED WITHIN TWO YEARS OF ISSUANCE**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a few of the thousands of checks issued by Manitowoc County are not presented  
2 for payment within two years of their date of issuance, and the County Treasurer is required to  
3 account for these uncashed checks in the reserve to the County's checking account; and  
4

5 WHEREAS, Wis. Stat. §59.64(4e) provides that the County Board may, at its annual  
6 meeting, cancel checks which have not been presented for payment within two years of their  
7 issuance;  
8

9 NOW, THEREFORE, BE IT RESOLVED that those checks shown on the attached list,  
10 which were issued by Manitowoc County prior to October 31, 2011 and which have not been  
11 presented for payment within two years of their issuance, are hereby canceled and without value;  
12 and  
13

14 BE IT FURTHER RESOLVED that the payee of a canceled check may make application  
15 to the County Board Chair and County Clerk to have a new check issued for the original amount,  
16 without interest, and that the County Treasurer shall issue such a check within sixty days of written  
17 notice of approval of such application by the County Board Chair and County Clerk.

Dated this 28th day of October 2013.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT:	Increased available cash balance in Account 100-001	\$ 20,055.26
	Increased available cash balance in Account 160-485	310.31
	Increased available cash balance in Account 126-770	657.18
	Total increase in available cash balance	\$ 21,022.75

APPROVED: Bob Ziegelbauer, County Executive.

Personal Committee: Supervisor Vogt moved, seconded by Supervisor Maresh to adopt Resolution 2 Establishing County Executive Compensation. Discussion followed.

Supervisor Brey moved, seconded by Supervisor Kohlman to table Resolution 2. Upon discussion and vote, the motion carried with 22 ayes and 1 no. Supervisor Gerroll voted no; all others supervisors voted yes.

Supervisor Vogt reported that the next meeting will be October 30, 2013.

Public Safety Committee: Supervisor Henrickson moved, seconded by Supervisor Kopecky to adopt Resolution 3 (2012/2013-60) Cancelling Checks Not Presented Within Two Years of Issuance (Sheriff's Department). Upon vote, the motion carried unanimously.

**RESOLUTION CANCELLING CHECKS NOT PRESENTED  
WITHIN TWO YEARS OF ISSUANCE  
(Sheriff's Department)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, some of the thousands of checks issued by the Manitowoc County Sheriff's  
2 Department from the Inmate Trust Account are not presented for payment within two years of the  
3 date of issuance and the Sheriff is required to account for these uncashed checks in the account  
4 reserves; and

5  
6 WHEREAS, Wis. Stat. § 59.64(4)(e) provides that the County Board may, at its annual  
7 meeting, cancel checks which have not been presented for payment within two years of issuance;  
8 and

9  
10 WHEREAS, check number 18289 issued to Sara James in the amount of \$17.46 is the only  
11 check issued prior to October 31, 2011 that has not been presented for payment within two years of  
12 issuance;

13  
14 NOW, THEREFORE, BE IT RESOLVED that check number 18289 issued to Sara James in  
15 the amount of \$17.46 is hereby canceled and without value; and

16  
17 BE IT FURTHER RESOLVED that the payee of this cancelled check may, in accordance with  
18 Wis. Stat. § 59.64(4)(e), make application to the County Board Chair and County Clerk to have a  
19 new check issued for the original amount, without interest, and that the County Treasurer shall issue  
20 such a check within sixty days of written notice of approval of such application by the County Board  
21 Chair and County Clerk.

Dated this 28th day of October 2013.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: Increases available cash balance in Account 100.23409 by \$17.46.

APPROVED: Bob Ziegelbauer, County Executive.

Announcements: Chairperson Hansen announced that he will tentatively schedule a Committee of the Whole meeting for 6:00 p.m. on November 7, and he will be contacting supervisors.

Supervisor Bauknecht moved to adjourn, seconded by Supervisor Vogel, and the motion was adopted by acclamation. The meeting adjourned at 8:44 p.m.

Respectfully submitted,  
Jamie J. Aulik, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

Tuesday, November 19, 2013

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 19th day of November 2013, for the purpose of transacting business as a Board of Supervisors.

Chairperson Biff Hansen called the meeting to order at 7:00 p.m.

Supervisor Susie 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, Baumann, Behnke, Brey, Burke, Cavanaugh, Dufek, Gerroll, Hansen, Henrickson, Hoff, Hoffman, Kohlman, Holschbach, Kopecky, Korinek, Maresh, Metzger, Nickels, Rasmus, Vogel, Vogt, Waack, Wagner, and Weiss.

On a motion by Supervisor Behnke, seconded by Supervisor Brey the October 28, 2013 meeting minutes and the November 7, 2013 Committee of the Whole meeting minutes were approved on a unanimous vote.

The Clerk announced changes to the agenda. Supervisor Maresh moved, seconded by Supervisor Bauknecht to approve the agenda. Discussion followed on the order of the agenda. Upon vote, the motion carried unanimously.

APPOINTMENT BY GOVERNOR

County Clerk Aulik administered the Oath of Office to Jacalyn LaBre, Manitowoc County District Attorney.

REPORTS OF SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS

Chairperson read a Certificate of Appreciation for retiree Michele Kohlbeck for 39 years of service, and Lynn Skarvan for more than 23 years of service.

PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

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

Tom Spear, City of Manitowoc and a member of the TEA party gave an overview of the taxation. Mr. Spear noted that people must be working in order to pay taxes. He was opposed to the proposed sales tax.

Don Goeke, City of Manitowoc, spoke in opposition to the proposed sales tax. Mr. Goeke supported the spousal carve-out of the health insurance plan.

Emily Matthews, Town of Schleswig, referred to a press release that announced employers were not required to provide health insurance for spouses. Ms. Matthews commented that more businesses may leave Manitowoc County if a one half percent sales tax would be imposed upon them.

Dennis Jacobs, Town of Kossuth and an employee of the Sheriff's Office, noted that the County Executive controls what information is given to the media and to the Board. Mr. Jacobs expressed concern that the County Executive has compared Sheriff's officers to the private sector when there can be no comparison and urged the Board to do the right thing when voting on the proposed budget.

Catherine Shallue, City of Manitowoc, commented that most employees in the private sector pay at least 20% to 25% for their health insurance premium. Ms. Shallue noted that the proposed one half percent sales tax is not acceptable.

Joe Keil, City of Manitowoc, asked where in the private sector are employees terminated and then hired back at a lower pay rate, and where in the private sector must one work ten hours before they receive overtime. Mr. Keil implored the Board to not pass this proposed budget with the spousal carve-out.

Bob Dewane, City of Manitowoc and an attorney in the District Attorney's office, talked about the well-trained deputies who help him do his job. He explained that law enforcement officers sense that they are being challenged to leave Manitowoc County employment and this would create a large pool of well-trained employees for other counties.

Joann Fleck, City of Two Rivers, asked whether the unemployment rate in the county was considered when this proposed budget was put together. Ms. Fleck noted that taxpayers do appreciate what employees do for the county, but everyone must live within their budget.

Chip Maura Yost, Town of Centerville, commented that the Employee Retirement Income Security Act deems spouses as qualified dependents for health insurance but noted that the county was exempt as a self-insured unit of government. Ms. Yost also petitioned the Board to fund a single Human Services Director position.

Jim Leist, City of Manitowoc, opposed the proposed tax increase. Mr. Leist commented that more taxes mean more money for the government to waste, and it is time to learn how to live within our means.

Jack Lechler, City of Kiel, addressed the Board regarding the proposed one half percent sales tax. Mr. Lechler referenced a statement made by the Mayor of the City of Kiel who said that the tax is the last thing to implement at this time. Mr. Lechler was concerned that employees want to retire at 52 or 55 and asked, what happened to working for a living.

Joe Kosek, City of Manitowoc, spoke in opposition to the one half percent sales tax.

Jeff Horneck, Village of Mishicot and an employee of the Sheriff's Office talked about a link that the Y100 radio station where the County Executive was explaining how the health insurance is free to the employees. Mr. Horneck said it is not free because their insurance plan is an \$8,000 deductible and he felt that the media is being fed false facts. He also was opposed to the spousal carve-out.

Deb Keil, City of Manitowoc, spoke to the Board in support of the one half percent sales tax. Ms. Keil remarked that the county needs to be audited. She expressed concern that the county does not have good leadership and asked the Board to be strong, ask questions, and not to be bullied into passing this budget.

Dustin Wernli, Town of Newton, commented that he does not want to pay more taxes. Mr. Wernli expressed that he does not think there is a money problem, but there is a management problem. He noted that the Sheriff's Department employees should pay their fair share and they are willing to do so.

Edward Kakes, Jr., Town of Kossuth, addressed the Board regarding the one half percent sales tax that he is willing to pay. Mr. Kakes noted that employees were told that there would be a modest increase in health insurance and then there was a modest decrease in wages.

Theresa Fessler, City of Manitowoc, spoke in opposition to the one half percent sales tax.

Ken Olive, City of Manitowoc, who is a health care field said that when he approaches 40 hours during a work week, his employer sends him home in order to avoid paying overtime. He also noted that public employees should pay the same health insurance premiums as those in the private sector.

Andy Beck, City of Manitowoc and an employee of the Sheriff's Office, said that he is one of the younger employees and his wife is no longer covered under his health insurance. Mr. Beck pointed out that their job is unique in that they deal with the drug dealers, syringes in drug houses, fatal crashes, and pulling dead bodies out of water. He requested that they be paid fairly for their job.

No one else present wished to speak, subsequently Chairperson Hansen closed public input at 8:26 p.m.

#### APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Hansen presented County Executive Ziegelbauer's appointments of Nancy Crowley, Supervisor Rick Henrickson and alternate Randy Vogel, Chris Meyer, Randy Neils, Amy Wergin, and Gerald Wiesner to the Local Emergency Planning Committee for a two year term expiring December 31, 2015. Supervisor Vogt moved, seconded by Supervisor Kopecky to approve the appointments. Upon vote, the motion carried unanimously.

Chairperson Hansen presented County Executive Ziegelbauer's appointment of Peggy Turnbull to complete a vacancy expiring January 2016 on the Manitowoc-Calumet Library System Board of

Trustees. Supervisor Henrickson moved, seconded by Supervisor Weiss to approve the appointment. Upon vote, the motion carried unanimously.

Chairperson Hansen presented County Executive Ziegelbauer's appointment of Allen Karl to the Veterans Service Commission for a three year term expiring December 2016. Supervisor Brey moved, seconded by Supervisor Korinek. Upon vote, the motion carried unanimously.

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

**Personnel Committee:** Supervisor Brey moved, seconded by Supervisor Vogt to take Resolution 1 Establishing County Executive Compensation off the table. Upon vote, the motion carried with 16 ayes and 9 noes. Supervisors Baumann, Burke, Henrickson, Hoff, Holschbach, Kohlman, Kopecky, Metzger, and Vogel voted no; all other supervisors vote aye. Discussion followed.

Upon vote, on Resolution 1 Establishing County Executive Compensation, the motion failed with 9 ayes and 16 noes. Supervisors Behnke, Dufek, Gerroll, Hansen, Kopecky, Maresh, Rasmus, Vogt, and Waack voted aye; all other supervisors voted no.

**Aging & Disability Resource Center of the Lakeshore Board:** Supervisor Wagner gave a brief. Supervisor Wagner moved, seconded by Supervisor Cavanaugh to adopt Resolution 2 (2013/2014-61) Amending 2013 Budget (Aging and Disability Resource Center). Upon vote, the motion carried unanimously.

No. 2013/2014 - 61

**RESOLUTION AMENDING 2013 BUDGET  
(Aging and Disability Resource Center)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Greater Wisconsin Agency on Aging Resources, Inc. (Agency) and the Wisconsin Department of Health Services have changed the formulas they use to allocate Older Americans Act grant funds and state funds to the Aging and Disability Resource Center (ADRC); and

WHEREAS, the ADRC Board recommends that the county amend the 2013 budget to reflect the following changes in revenue and expenditures for Title III programs, the Nutrition Services Incentive Program (NSIP), the Alzheimer's Family Caregiver Support Program (AFCSP), and ADRC programs:

<u>Revenue or Expense</u>	<u>Account Number</u>	<u>Description</u>	<u>Amount</u>
Revenue	46475.43566.05	IIIB Information & Assistance	\$1,880
Expenses	46475.51100	Contracted Services	\$1,880

17	Revenue	46100.43566.01	IIIC1 Congregate Meals	\$7,444
18	Expenses	46100.52940	Contracted Food	\$7,444
19				
20	Revenue	46250.43566.03	IIIC2 Home Delivered Meals	\$1,509
21	Expenses	46250.52940	Contracted Food	\$1,509
22				
23	Revenue	46325.43566.12	IIID Prevention Health	\$1,241
24	Expenses	46325.52108	Public Health	\$1,241
25				
26	Revenue	46430.43566.14	IIIE Family Caregiver	\$987
27	Expenses	46430.52999	Contracted Services	\$987
		46425.43566.08	AFCSP Funding	(\$7,973)
28	Revenue			
29	Expenses	46425.52999	Contracted Services	(\$7,973)
30				
31	Revenue	46250.43566.04	NSIP IIIC2	\$8,012
32	Expenses	46250.52940	Contracted Food IIIC2	\$8,012
33				
34	Revenue	46300.43566.11	Elder Abuse	(5,647)
35	Expenses	46300.52999	Contracted Services	(5,647)
36				
37	Revenue		NIATx Funding	\$2,500
38	Expenses		NIATx Expenses	\$2,500
39				
40	Revenue	46400.43566.18	ADRC	\$186,865
41	Expenses	46400.51000	Personnel Costs	\$122,400
42		46400.52999	Contracted Services	\$64,465
43				
44	Revenue	46415.43566.30	Dementia Care Specialist	\$51,000
45	Expenses	46415.51000	Personnel Costs	\$51,000
46				
47	Revenue	46480.43566.28	State Pharmaceutical Asst Prog.	\$3,275
48	Expenses	46480.51000	Staff Wages	\$3,275
49				
50	Revenue	46480.43566.28	State Pharmaceutical Asst. Prog.	\$11,796
51	Expenses	46480.51000	Staff Wages	\$11,796
52				
53	Revenue	46480.43566.28	State Health Insurance Program	\$8,000
54	Expenses	46480.53110	Office Supplies	\$8,000
55				
56	Revenue	46480.43566.28	MIPPA Award	\$23,510
57	Expenses	46480.51000	Wages	\$18,000
58	Expenses	46480.53110	Office Supplies	\$5,510;
59				

60 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors  
61 that the 2013 budget is amended by the amounts stated above; that any funds remaining at the



62 end of 2013 be carried over to 2014; and that the Comptroller/Auditor is directed to record such  
63 information in the official books of the County for the year ending December 31, 2013 as may be  
64 required.

Dated this 19th day of November, 2013.

Respectfully submitted by the Aging and Disability Resource Center Board.

FISCAL IMPACT: No tax levy impact. Increases budgeted revenue and expenses by \$294,399.

APPROVED: Bob Ziegelbauer, County Executive.

Board of Health: Supervisor Vogel gave a brief report and noted that their next meeting will be December 12.

Supervisor Vogel moved, seconded by Supervisor Kopecky to adopt Resolution 3 (2013/2014-62) Adopting Health Department Fee Schedule (07/01/2014-06/30/2015). Upon discussion and vote, the motion carried unanimously.

No. 2013/2014 - 62

**RESOLUTION ADOPTING HEALTH DEPARTMENT FEE SCHEDULE  
(07/01/2014 - 06/30/2015)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Code requires that all fees for licenses (other than  
2 animal licenses) and permits issued by the Health Department must be set by County Board  
3 resolution; and  
4

5 WHEREAS, the Board of Health believes that the Health Department Fee Schedule should  
6 be revised and has provided a copy of the proposed Health Department Fee Schedule  
7 (07/01/2014 - 06/30/2015) to the County Board;  
8

9 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
10 Supervisors approves the proposed Health Department Fee Schedule (07/01/2014 - 06/30/2015),  
11 a copy of which is to be included as an appendix to Manitowoc County Code Chapter 7, Public  
12 Health.

Dated this 19th day of November 2013.

Respectfully submitted by the Board of Health.

FISCAL IMPACT: Indeterminable.

APPROVED: Bob Ziegelbauer, County Executive.

Expo-Ice Center Board: Supervisor Cavanaugh gave a brief report. The next meeting will be December 4.

Chairperson Hansen called for a recess at 8:55 p.m. and the meeting reconvened at 9:04 p.m.

Finance Committee: Supervisor Brey gave a brief report.

Supervisor Brey moved, seconded by Supervisor Kopecky to adopt Resolution 4 (2013/2014-63) Denying Claim (Barbara A. Wright). Upon vote the motion carried unanimously.

No. 2013/2014 - 63

**RESOLUTION DENYING CLAIM  
(Barbara A. Wright)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Barbara A. Wright filed a claim dated September 11, 2013 seeking  
2 compensation for injuries she allegedly sustained as the result of tripping on the edge of a  
3 maintenance cart in the courthouse; and  
4

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

8 WHEREAS, the insurance carrier has reviewed the information provided, investigated  
9 the facts, and determined that the county has no liability for the claim;  
10

11 WHEREAS, the Corporation Counsel and the Finance Committee have reviewed the  
12 insurance carrier's recommendation that the claim be denied and that the county issue a formal  
13 disallowance;  
14

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

Dated this 19th day of November 2013.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Brey moved, seconded by Supervisor Holschbach to enact Ordinance 5 Adopting Sales and Use Tax. Upon discussion and vote, the motion failed with 2 ayes and 23 noes. Supervisors Holschbach and Weiss voted aye; all other supervisors voted no.

Supervisor Brey moved, seconded by Supervisor Behnke, Resolution 6 Adopting 2014 Budget and Property Tax Levy. Discussion followed.

Supervisor Behnke moved, seconded by Supervisor Gerroll, to Substitute Resolution 6 Adopting 2014 Budget and Property Tax Levy. Upon discussion and vote, the motion carried with 24 ayes and 1 no. Supervisor Nickels voted no; all other supervisors voted aye.

Discussion followed on the substitute budget resolution. Supervisor Hoff moved, seconded by Supervisor Weiss to amend Substitute Resolution Adopting 2014 Budget and Property Tax Levy by eliminating the second 1% increase and raise employees who are below minimum to the minimum of their wage band on the their anniversary date. Upon discussion and vote, the motion failed with 12 ayes and 13 noes. Supervisors Burke, Henrickson, Hoff, Hoffman, Holschbach, Kopecky, Korinek, Metzger, Nickels, Rasmus, Vogel, and Weiss voted aye; all other supervisors voted no.

Upon vote on Substitute Resolution 6 Adopting 2014 Budget and Property Tax Levy, the motion failed with 11 ayes and 14 noes. Supervisors Bauknecht, Baumann, Behnke, Cavanaugh, Gerroll, Hoffman, Kohlman, Korinek, Maresh, Vogt, and Waack vote aye. All other supervisors voted no.

Corporation Counsel advised supervisors that according to county code, November 23 was the deadline to have an adopted 2014 budget.

Chairperson Hansen called for a recess at 11:55 p.m. and the meeting reconvened at 12:05 a.m.

Supervisor Kopecky moved, seconded by Supervisor Gerroll to reconsider Substitute Resolution 6 Adopting 2014 Budget and Property Tax Levy. Upon discussion and vote, the motion carried with 13 ayes and 12 noes. Supervisors Brey, Burke, Cavanaugh, Hansen, Hoff, Holschbach, Metzger, Nickels, Rasmus, Vogel, Wagner, and Weiss voted no; all other supervisors voted aye.

Upon discussion and vote on Substitute Resolution 6 (2013/2014-64) Adopting 2014 Budget and Property tax Levy, the motion carried 13 ayes and 12 noes. Supervisors Brey, Burke, Dufek, Hansen, Hoff, Holschbach, Metzger, Nickels, Rasmus, Vogel, Wagner, and Weiss voted no; all other supervisors voted aye.

\*\*\*See December 2, 2013 County Board meeting minutes No. 2013/2014-73 Second Substitute Resolution Adopting 2014 Budget And Property Tax Levy ENGROSSED RESOLUTION and veto letter.

\*\*\*See December 7, 2013 County Board meeting minutes No. 2013/2014-73 Second Substitute Resolution Adopting 2014 Budget And Property Tax Levy ENGROSSED RESOLUTION.

**SUBSTITUTE RESOLUTION  
ADOPTING 2014 BUDGET AND PROPERTY TAX LEVY**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1           WHEREAS, a detailed copy of the County Executive's Proposed 2014 Annual Budget  
2 has been made available to each county supervisor and to the general public; and  
3

4           WHEREAS, the Proposed 2014 Annual Budget was presented to the County Board at its  
5 meeting on October 8, 2013; and  
6

7           WHEREAS, formal publication of a budget summary and announcement of a public  
8 hearing was made in the Manitowoc Herald Times Reporter on October 13, 2013 in accordance  
9 with Wis. Stat. § 65.90 and Wis. Stat. Ch. 985; and  
10

11           WHEREAS, a public hearing on the Proposed 2014 Annual Budget was held for the  
12 purpose of obtaining public input and the Proposed 2014 Annual Budget was reviewed by the  
13 County Board at its Annual Meeting on October 28, 2013; and  
14

15           WHEREAS, the Finance Committee reviewed the proposed budget at its November 11,  
16 2013 meeting, made certain adjustments, and has recommended a 2014 Annual Budget for  
17 Manitowoc County operations; and  
18

19           WHEREAS, Manitowoc County implemented a new wage schedule on December 23,  
20 2013 that included a recommendation that the schedule be adjusted by a structure movement  
21 trend factor each year to remain competitive with the market, and Manitowoc County Code §  
22 5.05(3) provides that the wage schedule may be adjusted each year by action of the county board  
23 in order to remain competitive with the market; and  
24

25           WHEREAS, the Wisconsin Department of Revenue has advised the Wisconsin  
26 Employment Relations Commission that the CPI-U increase applicable to collective bargaining  
27 agreements with a term beginning January 1, 2014 is 1.66%; and  
28

29           WHEREAS, employees who are above the maximum of the wage band for their position  
30 are frozen at that rate and will not be eligible for a wage schedule adjustment until their salary no  
31 longer exceeds the maximum of the wage band, and employees still serving their probationary  
32 period at the time of a wage schedule adjustment are not eligible for the wage schedule  
33 adjustment until they have successfully completed their probationary period; and  
34

35           WHEREAS, the county has adopted a compensation plan under which an employee's pay  
36 progression up to the midpoint of the pay range is based on overall job performance that meets  
37 or exceeds job requirements; an employee's progression from midpoint to maximum is based on  
38 performance that consistently exceeds proficient performance levels for incumbents in the class  
39 of positions; and a lump sum pay adjustment may be provided to employees whose wage rates

exceeds the maximum of the wage schedule in recognition of performance that consistently exceeds proficient performance levels for incumbents in the class of positions; and

WHEREAS, the amount necessary to fund the compensation plan county-wide is determined based on assumptions about the overall performance of the workforce, but the specific amount needed for each individual activity area is contingent on the results of individual employee performance reviews that take place at different times throughout the year; and

WHEREAS, employees will make their annual health insurance election during open enrollment that begins on November 4, 2013 and closes on December 6, 2013; and

WHEREAS, an actuarial analysis of Manitowoc County's group health plan indicates that an additional \$535,000 in funding would be required to maintain the status quo for the health plan; and

WHEREAS, changing the design of the health plan will reduce its cost of the plan, but will not eliminate the need for additional funding; and

WHEREAS, adding employee contributions to the health insurance deposit rates will reduce the amount of additional funding required; and

WHEREAS, effective January 1, 2014, the following plan design changes for all employees and elected officials except for those employees represented by the Wisconsin Professional Police Association are recommended:

1. Employees with a single health insurance plan will be required to contribute 2.0% of the cost of the health insurance deposit rate;
2. Employees with a health plan covering the employee and their children will be required to contribute 4.0% of the cost of the health insurance deposit rate;
3. Employees with a health plan covering the employee, spouse, and children will be required to contribute 7.0% of the cost of the health insurance deposit rate; and
4. Spouses of employees who have access to health insurance coverage through their employer will be ineligible to be covered under Manitowoc County's group health plan unless the spouse's cost of coverage through their employer exceeds \$250 per month; and

WHEREAS, effective January 1, 2014, it is recommended that the plan design be changed and that the county would no longer provide spousal coverage for employees represented by the Wisconsin Professional Police Association; and

WHEREAS, the amounts appropriated for health insurance in each activity area are contingent upon assumptions about the cost of insurance and the elections that will be made by

employees during their annual enrollment period, but the annual enrollment period will not close until after the budget has been approved and technical corrections to the approved budget will be required in order for each activity area to correctly reflect actual health insurance costs; and

WHEREAS, the Finance Committee's recommended budget was predicated on the enactment of a one-half percent sales tax; and

WHEREAS, the County Board has rejected the Finance Committee's proposed ordinance enacting a one-half percent sales tax;

NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors hereby adopts a Governmental Funds Budget and a service delivery Proprietary Fund Budget for the calendar year beginning January 1, 2014 as indicated in the County Executive's Proposed 2014 Annual Budget for Manitowoc County and any attachments or addenda thereto; and

BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors hereby authorizes that the following sums of money be raised for the ensuing year:

State Special Charges Charitable & Penal	\$ 676.65
County Aid Bridges (Wis. Stat. § 82.08)	\$ 100,712.00
Illegal Real Estate Taxes Charged Back (Prior Year)	\$ 22,964.18
All Other County Taxes	\$28,734,980.00
Gross County Tax Levy	\$28,859,332.83; 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 in the Tax Apportionment State Taxes for Forestry Mill Tax, Wis. Stat. § 70.58-2, in the amount of \$868,198.28; and

BE IT FURTHER RESOLVED that the County shall enter in the Tax Apportionment, State Special Charges for charitable and penal purposes, as follows:

County Mental Hospitals, Sheboygan Co. Proceeding	\$ 491.93
<u>County Mental Hospitals, Shawano Co. Proceeding</u>	<u>\$ 184.72</u>
Total State Special Charge	\$ 676.65; and

BE IT FURTHER RESOLVED the County Officials are hereby directed to reapportion the illegal real estate taxes charged back in the amount of \$22,964.18; and

BE IT FURTHER RESOLVED that the budget in detail hereto attached shall be made a part of the Tax Levy; and

BE IT FURTHER RESOLVED that the wage schedule is increased by 1.0% effective January 1, 2014 and by 1.0% effective July 1, 2014; and

BE IT FURTHER RESOLVED that the salary paid to non-probationary employees whose current salary is below the maximum of their wage band will be increased by 1.0% effective with the hours paid on the paycheck dated January 10, 2014 and be increased by 1.0% effective with the hours paid on the July 11, 2014 paycheck; and

BE IT FURTHER RESOLVED that employees who are still serving their probationary period on January 1, 2014 will receive the 1.0% wage schedule adjustment upon the successful completion of their probationary period and employees who are still serving their probationary period on July 1, 2014 will receive the 1.0% wage schedule adjustment upon the successful completion of their probationary period; and

BE IT FURTHER RESOLVED that the Comptroller/Auditor is authorized to make such technical corrections as may be necessary by transferring funds from the Personal Services Clearing Account to the appropriate Personal Services line items within each activity area to correctly reflect the funding necessary to make the wage progression and lump sum payments that are required as a result of employee performance reviews, provided that the total of all such transfers does not exceed the amount appropriated to the Performance Wage Account and that the Comptroller/Auditor reports all such corrections to the county board within 60 days following the close of each quarter in which any transfer is made; and

BE IT FURTHER RESOLVED that effective January 1, 2014, the plan design of Manitowoc County's group health plan will be changed as follows for all employees and elected officials except those represented by the Wisconsin Professional Police Association so that:

1. Employees with a single health insurance plan will be required to contribute 2.0% of the cost of the health insurance deposit rate;
2. Employees with a health plan covering the employee and their children will be required to contribute 4.0% of the cost of the health insurance deposit rate;
3. Employees with a health plan covering the employee, spouse, and children will be required to contribute 7.0% of the cost of the health insurance deposit rate;
4. Spouses of employees who have access to health insurance coverage through their employer will be ineligible to be covered under Manitowoc County's group health plan unless the spouse's cost of coverage through their employer exceeds \$250 per month; and

BE IT FURTHER RESOLVED that effective January 1, 2014, the plan design will be changed and that the county will no longer provide spousal coverage for employees represented by the Wisconsin Professional Police Association; and

BE IT FURTHER RESOLVED that the Comptroller/Auditor is authorized to make such technical corrections as may be necessary to adjust the health insurance line item within each activity area to correctly reflect the actual cost of insurance and employee elections, provided that the net effect of all such changes does not increase the total amount appropriated for health

178 insurance and that the Comptroller/Auditor reports all such changes to the county board within  
179 60 days following the close of any enrollment period; and  
180

181 BE IT FURTHER RESOLVED that the Comptroller/Auditor is authorized to make any  
182 such additional technical corrections to the budget as may be necessary provided that the  
183 Comptroller/Auditor reports all such corrections to the county board within 60 days following  
184 the close of each quarter in which any correction is made.

Dated this 19th day of November 2013.

Respectfully submitted by Finance Committee.

FISCAL NOTE: Requires a composite tax levy and rate, based upon the budget book as printed, as follows:

Tax Levy of \$28,859,332.83  
Composite Tax Rate of \$5.829877 per \$1,000 of equalized value.

APPROVED: Bob Ziegelbauer, County Executive.

Human Services Board: Supervisor Henrickson reported the next meeting will be December 20.

Lakeland Care District Board: Supervisor Brey reported the next meeting will be November 20.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Wagner gave a brief report. The next LCC meeting will be November 21 and the NREC meeting will be December 12.

Planning and Park Commission: Supervisor Waack moved, seconded by Supervisor Hoffman to adopt Resolution 7 (2013/2014-65) Authorizing Application for and Acceptance of Farmland Preservation Program Planning Grant. Upon vote, the motion carried with 24 ayes and 1 no. Supervisor Kohlman voted no; all other supervisors voted aye.

No. 2013/2014 - 65

**RESOLUTION AUTHORIZING APPLICATION FOR AND ACCEPTANCE OF  
FARMLAND PRESERVATION PROGRAM PLANNING GRANT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County needs to update its Farmland Preservation Plan in order  
2 to be consistent with the Comprehensive Plan that was completed in 2009; and  
3

4 WHEREAS, updating the Farmland Preservation Plan will allow county landowners to  
5 continue to be eligible for income tax credits;  
6



7 WHEREAS, the Planning and Zoning Department would create a special committee  
8 comprised of representatives from the county's 18 Towns, county departments, and other  
9 affected parties, as appropriate, to update the Farmland Preservation Plan; and  
10

11 WHEREAS, the Planning and Zoning Department intends to contract with the Bay-Lake  
12 Regional Planning Commission to provide consulting services to facilitate meetings, develop  
13 plan elements, and prepare the updated Farmland Preservation Plan; and  
14

15 WHEREAS, the estimated cost of updating the Farmland Preservation Plan is \$60,000,  
16 which can be met through a \$30,000 grant from the Wisconsin Department of Agriculture, Trade  
17 and Consumer Protection and from in-kind contributions using departmental resources that are  
18 included in the 2014 budget; and  
19

20 NOW, THEREFORE, BE IT RESOLVED THAT the Manitowoc County Board of  
21 Supervisors authorizes the Planning and Zoning Director to accept a grant from the State of  
22 Wisconsin Department of Agriculture, Trade and Consumer Protection in an amount not to  
23 exceed \$30,000 for the purpose of updating the Farmland Preservation Plan; to contract with the  
24 Bay-Lake Regional Planning Commission for services in connection with updating the Farmland  
25 Preservation Plan in an amount not to exceed \$30,000; and to sign such documents and take such  
26 actions as may be necessary to undertake, direct, and complete the grant and updating of the  
27 Farmland Preservation Plan; and  
28

29 BE IT FURTHER RESOLVED that revenues and expenditures in the 2014 Planning and  
30 Zoning budget are amended by the amount of the grant received and that the  
31 Comptroller/Auditor is directed to record such information in the official books of the County as  
32 may be required.

Dated this 19th day of November 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: No tax levy impact. Increases budgeted revenues and expenses by  
\$30,000.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Waack moved, seconded by Supervisor Brey to enact Ordinance 8 (2013/2014-66)  
Amending Zoning Map (Thomas Dirkman Jr.). Upon vote, the motion carried unanimously.

Supervisor Waack moved, seconded by Supervisor Baumann to enact Ordinance 9 (2013/2014-  
67) Amending Zoning Map (David Klueker). Upon vote, the motion carried unanimously.

No. 2013/2014 - 66

**ORDINANCE AMENDING ZONING MAP  
(Thomas Dirkman Jr.)**

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 October 28, 2013; and  
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of  
5 testimony and an examination of the facts, 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  
9 ordain as follows:  
10

11 A parcel of land is located in the SE ¼, NW ¼ Section 31, T19N-R22E, Town of  
12 Cato, Manitowoc County, Wisconsin, commencing at the center of said Section 31;  
13 thence westerly approximately 1320 feet; thence northerly approximately 1000 feet  
14 to the north r/w of CTH JJ which is the point of real beginning; thence continue  
15 northerly approximately 295 feet; thence easterly approximately 295 feet; thence  
16 southerly approximately 295 feet to the north r/w of CTH JJ; thence westerly along  
17 the north r/w of CTH JJ approximately 295 feet to the point of real beginning, said  
18 parcel containing approximately 2.0 acres of land, is rezoned from Exclusive  
19 Agriculture (EA) to Small Estate (SE).

Dated this 19th day of November 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

No. 2013/2014 - 67

**ORDINANCE AMENDING ZONING MAP  
(David Kluncker)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required  
2 notice, held a public hearing on a petition for a zoning ordinance amendment on October  
3 28, 2013; and  
4

5 WHEREAS, the Planning and Park Commission, after a careful consideration of  
6 testimony and an examination of the facts, recommends that the petition be approved for  
7 the reasons stated in the attached report;  
8

9 NOW, THEREFORE, the county board of supervisors of the County of Manitowoc

10 does ordain as follows:

11  
12 A parcel of land in located in the SW ¼, NW ¼ Section 11, T19N-R23E, Town of  
13 Manitowoc Rapids, Manitowoc County, Wisconsin, commencing at the W ¼ corner  
14 of said Section 11; thence northerly approximately 33 feet; thence easterly  
15 approximately 33 feet to the north r/w of CTH P which is the point of real beginning;  
16 thence continue easterly along the north r/w of CTH P approximately 125 feet;  
17 thence northeasterly approximately 293 feet; thence north westerly approximately  
18 117 feet; thence southwesterly approximately 94 feet; thence southerly along the east  
19 r/w of Wagon Wheel Road approximately 313 feet to the point of real beginning,  
20 said parcel containing approximately 1.2 acres of land, is rezoned from General  
21 Agriculture (GA) to Rural Residential (RR).

Dated this 19th day of November 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Waack moved, seconded by Supervisor Bauknecht to enact Ordinance 10 (2013/2014-68) Amending Zoning Map (John Reynolds and Daniel Miller). Upon vote, the motion carried unanimously.

No. 2013/2014 - 68

**ORDINANCE AMENDING ZONING MAP  
(John Reynolds and Daniel Miller)**

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 October 28, 2013; and  
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of  
5 testimony and an examination of the facts, 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  
9 ordain as follows:  
10

11 Two existing parcels of land in their entirety; located in the NW ¼, NW ¼ Section  
12 10, T21N-R24E, Town of Two Creeks, Manitowoc County, Wisconsin, tax parcel  
13 nos. 017-010-006-000.00 and 017-010-006-002.00, said parcels containing  
14 approximately 26.77 acres of land, are rezoned from Exclusive Agriculture (EA) to

15 General Agriculture (GA).

Dated this 19th day of November 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Waack moved, seconded by Supervisor Korinek to enact Ordinance 11 (2013/2014-69) Amending Manitowoc County Code Ch. 8 (General Zoning – Community Living Arrangements). Upon vote, the motion carried with 24 ayes and 1 no. Supervisor Kohlman voted no; all other supervisors voted aye.

No. 2013/2014 - 69

**ORDINANCE AMENDING MANITOWOC COUNTY CODE CH. 8  
(General Zoning - Community Living Arrangements)**

1 WHEREAS, Federal and State law establish certain requirements with respect to  
2 community living arrangements that apply to counties and other municipalities; and  
3

4 WHEREAS, the General Zoning Ordinance references the State statutes that apply to  
5 towns, but is missing a reference to the State statutes that apply to other municipalities; and  
6

7 WHEREAS, the Planning and Zoning Department and Corporation Counsel recommend  
8 that the sections of the General Zoning that pertain to community living arrangements be  
9 amended to include a referenced to Wis. Stat. § 59.69(15); and  
10

11 WHEREAS, the Planning and Park Commission concurs in the recommendation;  
12

13 NOW, THEREFORE, the county board of supervisors of the county of Manitowoc does  
14 ordain as follows:  
15

16 Manitowoc County Code secs. 8.11(2)(c), 8.12(2)(b), 8.13(2)(b), 8.14(2)(b), and  
17 8.15(2)(b) are amended to read as follows:  
18

19 Community living arrangements with a capacity for 8 or fewer persons and foster homes,  
20 subject to the provisions set forth is Wis. Stat. §§ 59.69(15) and 60.63.  
21

22 Manitowoc County Code secs. 8.11(4)(a), 8.12(4)(a), 8.13(4)(b), and 8.15(4)(b) are  
23 amended to read as follows:  
24

25 Community living arrangements with a capacity for 9 or more persons, subject to the  
26 provisions set forth is Wis. Stat. §§ 59.69(15) and 60.63.

Manitowoc County Code sec. 8.14(2)(c) is amended to read as follows:

Community living arrangements with a capacity for 9 to 15 persons, subject to the provisions set forth in Wis. Stat §§ 59.69(15) and 60.63.

Manitowoc County Code sec. 8.14(4)(a) is amended to read as follows:

Community living arrangements with a capacity for 16 or more persons, subject to the provisions set forth in Wis. Stat §§ 59.69(15) and 60.63.

Dated this 19th day of November 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Waack moved, seconded by Supervisor Hoffman to enact Ordinance 12 (2013/2014-70) Amending Manitowoc County Code Ch. 12 (Subdivision Regulations). Upon vote, the motion carried unanimously.

No. 2013/2014 - 70

**ORDINANCE AMENDING MANITOWOC COUNTY CODE CH. 12  
(Subdivision Regulations)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Subdivision Regulations Ordinance was codified by Ordinance No. 88/89-117 effective November 23, 1988 and has not been amended since that date; and

WHEREAS, there have been significant changes in State law and land use practices since the ordinance was originally codified; and

WHEREAS, the Planning and Park Commission recommends that the Subdivision Regulations Ordinance be updated;

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

Manitowoc County Code § 12.12 is renumbered as sec. 12.13.

Manitowoc County Code § 12.11 is renumbered as sec. 12.12.

Manitowoc County Code § 12.10 is renumbered as sec. 12.11.

Manitowoc County Code § 12.09 is renumbered as sec. 12.10.

Manitowoc County Code § 12.01(3)(b) is amended by striking the words “Lot Split” and replacing them with the words “Minor Subdivision.”

Manitowoc County Code § 12.01(3)(d) is amended by adding the following subparagraphs:

5. Cemetery or burial plots made under Wis. Stat. § 157.07.

6. Assessor’s plats made under Wis. Stat. § 70.27.

7. Divisions of land relating to the acquisition or exchange of land by public agencies for public occupancy or use, including, but not limited to, land divisions for road construction purposes.

Manitowoc County Code § 12.02 is amended by striking all subsection numbers, by arranging the definitions in alphabetical order, by striking the definition of “lot split” in its entirety, and by inserting the following definition:

“Minor subdivision” means a division of land other than a subdivision or a division of land that is excepted under sec. 12.01(3)(d).

Manitowoc County Code § 12.04(1) is amended by striking “and the Department of Industry, Labor and Human Relations.”

Manitowoc County Code § 12.04(2)(m) is amended by striking “five hundred feet (500)” and inserting “600 feet.”

Manitowoc County Code § 12.04(6)(b) is amended to read as follows:

(b) A lot in a residential area shall have a minimum average width of 50 feet and a minimum area of 6,000 square feet.

Manitowoc County Code § 12.04(6)(d) is amended by inserting the words “or minor subdivision” following the word “subdivision.”

Manitowoc County Code § 12.07 is amended to read as follows:

#### 12.07 Minor Subdivisions.

(1) A minor subdivision must comply with the provisions of this ordinance relating to general requirements, design standards, and required improvements. All required improvements must be designed, furnished, and installed at the expense of the applicant before a certified survey will be considered for approval or, in lieu of construction, a certified check, escrow account, surety bond, or other financial

assurance must be provided in accordance with secs. 12.05(2)(d)1. and 2 and sec. 12.05(2)(e).

(2) A Certified Survey Map prepared by a Registered Surveyor is required for all minor subdivisions and must be filed with the Commission a least 30 days prior to being recorded with the Register of Deeds. The map must comply with the requirements of Wis. Stat. § 236.34. The map must also correctly show the following additional information:

1. Existing buildings, drainage ditches, watercourses, and other features pertinent to the minor subdivision.
2. Required setbacks and building lines.
3. Lands being dedicated or reserved for future acquisition.
4. Roads or streets not dedicated to public use, clearly marked as an “easement,” “private road,” or “private street.”
5. Adjoining streets with names and centerlines clearly indicated, cemeteries, flowages, highways, lakes, parks, ponds, streams, and subdivisions.
6. Existing zoning on and adjacent to the proposed division.
7. Water elevations of adjoining lakes or streams at the date of the survey and the approximate high and low water elevations of those lakes or streams. All elevations shall be referred to some permanent established datum plane.
8. Approximate 100-year floodplain boundary.
9. Any additional information that is required by the county or the town.

(3) The Commission shall approve, approve conditionally, or reject the map within 30 days of the date the map is filed. The person filing the map will be notified, in writing, of any conditions of approval or the reason for rejection.

(4) Certificates and Affidavits.

- (a) The map must include the affidavit of the surveyor who surveyed and mapped the parcel, typed, lettered, or reproduced legibly with non-fading black ink, giving a clear and concise description of the land surveyed by bearings and distances, commencing with some corner marked and established in the U. S. Public Land Survey or some corner providing reference to a corner marked and established in the U. S. Public Land Survey. The affidavit shall include the certificate of the surveyor to the effect that he has fully complied with the requirements of this section.

(b) The certificate of approval of the Commission must be typed, lettered, or reproduced legibly with non-fading black ink on the face of the map in substantially the following form:

1. For certified surveys that did not require Commission action on a variance, modification, or condition of approval, the certificate shall read:

This certified survey map has been submitted to and approved by the Manitowoc County Planning and Park Commission as complying with the Subdivision Regulations for Manitowoc County and Wis. Stat. Chapter 236.

Date: \_\_\_\_\_ Signed: \_\_\_\_\_

2. For certified surveys that required Commission action on a variance, modification, or condition of approval, the certificate shall read:

This certified survey map has been submitted to and approved by the Manitowoc County Planning and Park Commission as complying with the Subdivision Regulations for Manitowoc County and Wis. Stat. Ch. 236. All variances, modifications, or conditions of approval for this certified survey map are contained in the minutes of the [Date] meeting of the Manitowoc County Planning and Park Commission.

3. A certificate by the owner of the land in substantially the following form:

As owner, I hereby certify that I caused the land described on this map to be surveyed, divided, mapped, and dedicated as represented on this map.

Date: \_\_\_\_\_ Signed: \_\_\_\_\_

This certificate must be signed by the owner, his or her spouse, and all persons who hold an interest in the fee or who are in possession of the land. If streets or other public areas are dedicated, each mortgagee of record must also sign the certificate.

- (5) Recording. The map must be recorded with the Register of Deeds as required by Wis. Stat. § 236.25(2).

- (6) Development Plan.



- 158 (a) A Development Plan shall be submitted to the Commission after any  
159 division of a lot, parcel, or tract of land by the owner thereof or his agent  
160 for other than a subdivision where the act of division creates 5 or more  
161 parcels which are 5 acres in size or less, or where 5 or more such parcels  
162 are created by successive divisions within a period of 5 years.  
163
- 164 (b) The Development Plan Map and supporting information shall provide at  
165 least the requirements contained in sec. 12.06, except that certain map and  
166 data requirements may be waived by the Commission for a land division  
167 which involves 10 lots or less.  
168
- 169 (c) A development plan shall include all of the owner's or applicant's lands  
170 which are contiguous and which are bounded by private property lines,  
171 public rights-of-way, navigable streams, lakes, ponds, or other water  
172 courses which serve to define the contiguous area.  
173
- 174 (d) Developments shall, insofar as practicable, conform to the requirements of  
175 MCC § 12.04 and to all other related town and county ordinances.  
176

177 Manitowoc County Code § 12.09 is created to read as follows:  
178

179 12.09 Condominiums.  
180

- 181 (1) Land divided for the establishment of a condominium plat must meet the  
182 requirements of State law, this ordinance, the General Zoning Ordinance,  
183 and any applicable town zoning ordinance.  
184
- 185 (2) A condominium plat must be submitted to the Planning and Zoning  
186 Department for review and approval prior to recording. If the plat is  
187 approved, the person completing the review will certify approval in  
188 writing, accompanied by his or her signature. If the review is not  
189 completed within 10 working days after submission, the condominium  
190 plat will be deemed approved for recording.  
191
- 192 (3) A condominium plat must fully describe all units with a letter, number, or  
193 other appropriate designation. Units within a multi-unit or multi-story  
194 structure must be shown and described on the plat.  
195
- 196 (4) A condominium plat submitted for review may be rejected only if it fails  
197 to comply with a requirement stated in Wis. Stat. § 703.115(1)(b)3.  
198

199 This ordinance is effective December 1, 2013.

Dated this 19th day of November 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: Indeterminable.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Waack reported the next meeting will be December 2.

Public Safety Committee: Supervisor Henrickson gave a brief report.

Supervisor Henrickson moved, seconded by Supervisor Nickels to adopt Resolution 13 (2013/2014-71) Accepting Cash donation for Generator and Enclosure. Upon vote, the motion carried unanimously.

No. 2013/2014 - 71

**RESOLUTION ACCEPTING CASH DONATION  
FOR GENERATOR AND ENCLOSURE**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Sheriff has a Special Operations Squad (SOS) that  
2 responds to high-risk calls in various locations at all hours of the day and night; and  
3

4 WHEREAS, the SOS team is equipped with a variety of equipment, some of which  
5 requires electrical power to operate; and  
6

7 WHEREAS, an individual who wishes to remain anonymous has offered to make a  
8 donation of \$1,398 to purchase a generator and storm enclosure protective housing for use by the  
9 SOS team;  
10

11 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
12 Supervisors accepts the anonymous donation in the amount of \$1,398 to purchase one Honda EU  
13 2000i generator at a cost of \$900 and a generator storm enclosure protective housing at a cost of  
14 \$498; and  
15

16 BE IT FURTHER RESOLVED that appropriate revenue and expenditure line items in  
17 the 2013 budget are amended by the amount of the donated funds received and that the  
18 Comptroller/Auditor is directed to record such information in the official books of the county for  
19 the year ending December 31, 2013 as may be required.

Dated this 19th day of November 2013.

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 \$1,398.

APPROVED: Bob Ziegelbauer, County Executive.

Public Works Committee: Supervisor Weiss gave a brief report. The next meeting will be December 2.

Transportation Coordinating Committee: Supervisor Weiss gave a brief report.

Miscellaneous: Supervisor Behnke moved, seconded by Supervisor Maresh to adopt Resolution 14 (2013/2014-72) Approving Town of Newton Zoning Ordinance. Upon vote, the motion carried with 24 ayes and 1 no. Supervisor Kohlman voted no; all other supervisors voted aye.

No. 2013/2014 - 72

**RESOLUTION APPROVING TOWN OF NEWTON ZONING ORDINANCE**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County has adopted a zoning ordinance under to Wis. Stat. §  
2 59.69; and  
3

4 WHEREAS, the Town of Newton amended its zoning ordinance on October 9, 2013 in  
5 accordance with Wis. Stat. § 60.62; and  
6

7 WHEREAS, Wis. Stat. § 60.62(3) provides that town zoning ordinances are subject to  
8 county board approval in counties that have adopted a zoning ordinance under Wis. Stat. §  
9 59.69; and  
10

11 WHEREAS, the Town of Newton has submitted its amended zoning ordinance to the  
12 county board for approval and a copy of the amended zoning ordinance has been provided to  
13 each member of the county board for review;  
14

15 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
16 Supervisors approves the amended zoning ordinance that was adopted by the Town Board of the  
17 Town of Newton on October 9, 2013.

Dated this 19th day of November 2013.

Respectfully submitted by Kevin L. Behnke, Supervisor.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Gerroll moved to adjourn, seconded by Supervisor Maresh, and the motion was adopted by acclamation. The meeting adjourned at 12:40 a.m. on November 20, 2013.

Respectfully submitted,  
Jamie J. Aulik, County Clerk

**AMENDED** MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

Monday, December 2, 2013

5:30 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 2nd day of December, 2013, for the purpose of transacting business as a Board of Supervisors.

Chairperson Biff Hansen called the meeting to order at 5:30 p.m.

Chairperson Hansen gave the invocation which was followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 25 members present: Bauknecht, Baumann, Behnke, Brey, Burke, Cavanaugh, Dufek, Gerroll, Hansen, Henrickson, Hoff (5:40 p.m.), Hoffman, Holschbach, Kohlman, Kopecky, Korinek, Maresh, Metzger, Nickels, Rasmus, Vogel, Vogt, Waack, Wagner, and Weiss.

On a motion by Supervisor Brey, seconded by Supervisor Behnke the November 19, 2013 meeting minutes were approved on a unanimous vote.

The Clerk announced that there were no changes to the agenda. Supervisor Henrickson moved, seconded by Supervisor Baumann to approve the agenda. Upon vote, the motion carried unanimously.

RESOLUTIONS

Corporation Counsel Rollins explained his communication to the board regarding the motion to reconsider the 2014 budget.

Supervisor Burke raised a point of order regarding the motion to reconsider the budget that was made at the November 19, 2013 county board meeting. She stated that the motion violated County Board Rule 3(d) and that the point of order should be sustained in light of the concerns raised by Supervisor Kopecky and other members of the board. The chair sustained the point of order.

Corporation Counsel Rollins explained that the effect of the chair's ruling on the point of order was to invalidate the action on the motion to reconsider and the board's subsequent action in approving the Substitute Resolution. As a result, the county did not have an approved budget, the budget issue was back before the board, and a motion to adopt a budget would be in order. Such a motion could renew the Finance Committee's recommended budget, renew the Substitute Resolution, or offer a new resolution or substitute resolution.

Supervisor Behnke moved, seconded by Supervisor Maresh to adopt the Second Substitute

Resolution Adopting 2014 Budget and Property Tax Levy. Discussion followed.

Supervisor Metzger moved to eliminate the spousal carve out and working spouse provision for all county employees, transfer \$400,000 in funding from the airport to pay for the insurance change, and privatize the airport. There was no second to the motion.

Supervisor Brey moved, seconded by Supervisor Baumann to delete after “January 1, 2014” in line 132, line 136 after “January 10, 2014” through line 137; eliminate line 141 after the first “probationary period” through line 143, transfer \$50,000 from July 1, 2014, 1.0 percent wage adjustment and to place the allocation in a new account entitled EDC of Manitowoc County membership dues, with the conditions that the Wisconsin open meetings law does not apply to Manitowoc County membership, that the EDC of Manitowoc county enter into a yearly agreement with Manitowoc County, and that the County Executive is an ex officio member and a representative from the Manitowoc county Board who is appointed by the county Board chair will serve on the EDCMC Board of Directors. Upon discussion and vote, the motion failed 4-21 with Supervisors Baumann, Brey, Nickels, and Weiss voting aye, and all other supervisors voting no.

Supervisor Brey moved, seconded by Supervisor Holschbach to increase the tax levy by \$50,000, and to place the allocation in a new account entitled EDC of Manitowoc County membership dues, with the conditions that the Wisconsin open meetings law does not apply to Manitowoc County membership, that the EDC of Manitowoc County enter into a yearly agreement with Manitowoc County, and that the County Executive is an ex officio member and a representative from the Manitowoc county Board who is appointed by the county Board chair will serve on the EDCMC Board of Directors. Upon discussion and vote, the motion passed 13-12 with Supervisors Bauknecht, Behnke, Cavanaugh, Dufek, Gerroll, Hansen, Henrickson, Kohlman, Kopecky, Korinek, Vogel, and Vogt voting no, and all other supervisors voting aye.

Supervisor Hoff moved, seconded by Supervisor Holschbach to delete after “January 1, 2014” in line 132, line 136 after “January 10, 2014” through 137; eliminate line 141 after the first “probationary period” through line 143; bring all individuals below minimum wage in their wage band up to the minimum by their anniversary date. Upon discussion and vote, the motion failed 9-16 with Supervisors Brey, Burke, Hoff, Holschbach, Metzger, Nickels, Rasmus, Vogel, and Weiss voting aye, and all other Supervisors voting no.

Upon discussion and vote on Second Substitute Resolution 1 (2013/2014-73) Adopting 2014 Budget and Property tax Levy as amended, the motion passed 20-5 with Supervisors Burke, Dufek, Hoff, Kopecky, and Metzger voting no, and all other supervisors voting aye.



## Office of the County Executive

Bob Ziegelbauer, County Executive

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*Accountability • Respect • Customer Service*

December 5, 2013

Members of the Manitowoc County Board:

The Manitowoc County 2014 budget that I proposed called for a tax levy for operations of \$28,859,332.83 to support total spending of \$59,814,824. Adoption of this Budget would have resulted in the typical Manitowoc County property owner seeing a slight decrease in the taxes paid for Manitowoc County government for the eighth year in a row. This would have been good news for taxpayers, especially in time of continuing economic uncertainty.

I would like to express my appreciation, once again, for the willingness of the County Board over the past eight years to join me in making difficult but necessary decisions that have allowed us to hold the line on property taxes while providing high quality essential services. We have worked well together to aggressively and continuously restructure County government in a positive way that serves our community well. We have delivered high quality services that are affordable to taxpayers, while preserving the jobs of our employees whenever possible.

Together we've kept focused on our mission and made the investments necessary to position County government as a positive factor in the life of our community. Manitowoc County has provided millions of dollars to build the infrastructure necessary for economic development. We provide such things as roads, bridges, an airport, and communication facilities for police, fire, and other emergency services. At the same time, during the past eight years nearly every department has undergone major changes as we have streamlined our management structure and flattened organizational charts. Thanks to you, Manitowoc County government is not only more effective, but also more sustainable, nimble, and better able to adjust to change in the future.

I want to particularly commend Supervisor Behnke for his most recent amendment to the budget regarding bringing our union Sheriff's deputies under the same general insurance plan as the rest of us. While this move will not be 'budget neutral', we feel after the individual insurance selections are made, the effect should be manageable. In the spirit of compromise, I am willing and happy to accept that.

I have previously shared with you my concerns regarding both the accountability of the Economic Development Corporation and its refusal to comply with the open records laws. For these reasons I must veto the action taken by the County Board to fund the Economic Development Corporation and raise taxes by \$50,000 in the process.

Therefore, I am issuing a line item veto of lines 181 -187 of the Second Substitute Resolution Adopting 2014 Budget and Property Tax Levy, County Board Resolution No. 2013/2014 – 73. I am also reducing the tax levy from \$28,909,332.83 to \$28,859,332.83 and reducing the composite tax rate from \$5.83997737 to \$5.829877.

I would appreciate and ask for your support of this veto to finalize our budget process. I want to thank the Board as we have worked together long and hard over the past eight years, and this will help keep us on course for the future.

Sincerely,

A handwritten signature in blue ink that reads 'Bob Ziegelbauer'. The signature is fluid and cursive, with the first name 'Bob' being particularly prominent.

Bob Ziegelbauer  
Manitowoc County Executive

**SECOND SUBSTITUTE RESOLUTION  
ADOPTING 2014 BUDGET AND PROPERTY TAX LEVY**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a detailed copy of the County Executive's Proposed 2014 Annual Budget has  
2 been made available to each county supervisor and to the general public; and  
3

4 WHEREAS, the Proposed 2014 Annual Budget was presented to the County Board at its  
5 meeting on October 8, 2013; and  
6

7 WHEREAS, formal publication of a budget summary and announcement of a public hearing  
8 was made in the Manitowoc Herald Times Reporter on October 13, 2013 in accordance with Wis.  
9 Stat. § 65.90 and Wis. Stat. Ch. 985; and  
10

11 WHEREAS, a public hearing on the Proposed 2014 Annual Budget was held for the purpose  
12 of obtaining public input and the Proposed 2014 Annual Budget was reviewed by the County Board  
13 at its Annual Meeting on October 28, 2013; and  
14

15 WHEREAS, the Finance Committee reviewed the proposed budget at its November 11, 2013  
16 meeting, made certain adjustments, and has recommended a 2014 Annual Budget for Manitowoc  
17 County operations; and  
18

19 WHEREAS, Manitowoc County implemented a new wage schedule on December 23, 2013  
20 that included a recommendation that the schedule be adjusted by a structure movement trend factor  
21 each year to remain competitive with the market, and Manitowoc County Code § 5.05(3) provides  
22 that the wage schedule may be adjusted each year by action of the county board in order to remain  
23 competitive with the market; and  
24

25 WHEREAS, the Wisconsin Department of Revenue has advised the Wisconsin Employment  
26 Relations Commission that the CPI-U increase applicable to collective bargaining agreements with  
27 a term beginning January 1, 2014 is 1.66%; and  
28

29 WHEREAS, employees who are above the maximum of the wage band for their position are  
30 frozen at that rate and will not be eligible for a wage schedule adjustment until their salary no longer  
31 exceeds the maximum of the wage band, and employees still serving their probationary period at the  
32 time of a wage schedule adjustment are not eligible for the wage schedule adjustment until they have  
33 successfully completed their probationary period; and  
34

35 WHEREAS, the county has adopted a compensation plan under which an employee's pay  
36 progression up to the midpoint of the pay range is based on overall job performance that meets or  
37 exceeds job requirements; an employee's progression from midpoint to maximum is based on  
38 performance that consistently exceeds proficient performance levels for incumbents in the class of  
39 positions; and a lump sum pay adjustment may be provided to employees whose wage rates exceeds  
40 the maximum of the wage schedule in recognition of performance that consistently exceeds

proficient performance levels for incumbents in the class of positions; and

WHEREAS, the amount necessary to fund the compensation plan county-wide is determined based on assumptions about the overall performance of the workforce, but the specific amount needed for each individual activity area is contingent on the results of individual employee performance reviews that take place at different times throughout the year; and

WHEREAS, employees will make their annual health insurance election during open enrollment that begins on November 4, 2013 and closes on December 6, 2013; and

WHEREAS, an actuarial analysis of Manitowoc County's group health plan indicates that an additional \$535,000 in funding would be required to maintain the status quo for the health plan; and

WHEREAS, changing the design of the health plan will reduce its cost of the plan, but will not eliminate the need for additional funding; and

WHEREAS, adding employee contributions to the health insurance deposit rates will reduce the amount of additional funding required; and

WHEREAS, effective January 1, 2014, the following plan design changes for all employees and elected officials, including those employees represented by the Wisconsin Professional Police Association, are recommended:

1. Employees with a single health insurance plan will be required to contribute 2.0% of the cost of the health insurance deposit rate;
2. Employees with a health plan covering the employee and their children will be required to contribute 4.0% of the cost of the health insurance deposit rate;
3. Employees with a health plan covering the employee, spouse, and children will be required to contribute 7.0% of the cost of the health insurance deposit rate; and
4. Spouses of employees who have access to health insurance coverage through their employer will be ineligible to be covered under Manitowoc County's group health plan unless the spouse's cost of coverage through their employer exceeds \$250 per month; and

WHEREAS, the Wisconsin Professional Police Association is willing to enter into a side agreement for the 2014 calendar year under which deputy sheriffs hired prior to July 1, 2011 would receive the same health insurance benefits and pay the same health insurance premiums as nonrepresented protective employees; deputy sheriffs hired after July 1, 2011 would receive the same health insurance benefits and pay the same health insurance premiums as general employees; and all deputy sheriffs would be subject to the same working spouse provision as all other county employees; and

WHEREAS, the amounts appropriated for health insurance in each activity area are contingent upon assumptions about the cost of insurance and the elections that will be made by employees



during their annual enrollment period, but the annual enrollment period will not close until after the budget has been approved and technical corrections to the approved budget will be required in order for each activity area to correctly reflect actual health insurance costs; and

WHEREAS, the Finance Committee's recommended budget was predicated on the enactment of a one-half percent sales tax; and

WHEREAS, the County Board has rejected the Finance Committee's proposed ordinance enacting a one-half percent sales tax;

NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors hereby adopts a Governmental Funds Budget and a service delivery Proprietary Fund Budget for the calendar year beginning January 1, 2014 as indicated in the County Executive's Proposed 2014 Annual Budget for Manitowoc County and any attachments or addenda thereto; and

BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors hereby authorizes that the following sums of money be raised for the ensuing year:

State Special Charges Charitable & Penal	\$ 676.65
County Aid Bridges (Wis. Stat. § 82.08)	\$ 100,712.00
Illegal Real Estate Taxes Charged Back (Prior Year)	\$ 22,964.18
All Other County Taxes	\$28,734,980.00
Gross County Tax Levy	\$28,859,332.83; 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 in the Tax Apportionment State Taxes for Forestry Mill Tax, Wis. Stat. § 70.58-2, in the amount of \$868,198.28; and

BE IT FURTHER RESOLVED that the County shall enter in the Tax Apportionment, State Special Charges for charitable and penal purposes, as follows:

County Mental Hospitals, Sheboygan Co. Proceeding	\$ 491.93
County Mental Hospitals, Shawano Co. Proceeding	\$ 184.72
Total State Special Charge	\$ 676.65; and

BE IT FURTHER RESOLVED the County Officials are hereby directed to reapportion the illegal real estate taxes charged back in the amount of \$22,964.18; and

BE IT FURTHER RESOLVED that the budget in detail hereto attached shall be made a part of the Tax Levy; and

BE IT FURTHER RESOLVED that the wage schedule is increased by 1.0% effective January 1, 2014 and by 1.0% effective July 1, 2014; and

BE IT FURTHER RESOLVED that the salary paid to non-probationary employees whose

current salary is below the maximum of their wage band will be increased by 1.0% effective with the hours paid on the paycheck dated January 10, 2014 and be increased by 1.0% effective with the hours paid on the July 11, 2014 paycheck; and

BE IT FURTHER RESOLVED that employees who are still serving their probationary period on January 1, 2014 will receive the 1.0% wage schedule adjustment upon the successful completion of their probationary period and employees who are still serving their probationary period on July 1, 2014 will receive the 1.0% wage schedule adjustment upon the successful completion of their probationary period; and

BE IT FURTHER RESOLVED that the Comptroller/Auditor is authorized to make such technical corrections as may be necessary by transferring funds from the Personal Services Clearing Account to the appropriate Personal Services line items within each activity area to correctly reflect the funding necessary to make the wage progression and lump sum payments that are required as a result of employee performance reviews, provided that the total of all such transfers does not exceed the amount appropriated to the Performance Wage Account and that the Comptroller/Auditor reports all such corrections to the county board within 60 days following the close of each quarter in which any transfer is made; and

BE IT FURTHER RESOLVED that effective January 1, 2014, the plan design of Manitowoc County's group health plan will be changed as follows for all employees and elected officials, including those represented by the Wisconsin Professional Police Association, so that:

1. Employees with a single health insurance plan will be required to contribute 2.0% of the cost of the health insurance deposit rate;
2. Employees with a health plan covering the employee and their children will be required to contribute 4.0% of the cost of the health insurance deposit rate;
3. Employees with a health plan covering the employee, spouse, and children will be required to contribute 7.0% of the cost of the health insurance deposit rate;
4. Spouses of employees who have access to health insurance coverage through their employer will be ineligible to be covered under Manitowoc County's group health plan unless the spouse's cost of coverage through their employer exceeds \$250 per month; and

BE IT FURTHER RESOLVED that the Personnel Director and such other county officials as may be appropriate are authorized to sign a side agreement with the Wisconsin Professional Police Association for the 2014 calendar year under which deputy sheriffs hired prior to July 1, 2011 would receive the same health insurance benefits and pay the same health insurance premiums as nonrepresented protective employees; deputy sheriffs hired after July 1, 2011 would receive the same health insurance benefits and pay the same health insurance premiums as general employees; and all deputy sheriffs would be subject to the same working spouse provision as all other county employees; and

BE IT FURTHER RESOLVED that the tax levy is increased by \$50,000, that the \$50,000 is

placed in a new account entitled “EDC of Manitowoc County Membership Dues” with the condition that the Wisconsin Open Meetings Law does not apply to Manitowoc County membership, that the Economic Development Corporation of Manitowoc County (EDCMC) enter into a yearly agreement with Manitowoc County, that the County Executive is an ex officio member of the EDCMC Board of Directors, and that a representative from the Manitowoc County Board who is appointed by the County Board Chair will serve on the EDCMC Board of Directors; and

BE IT FURTHER RESOLVED that the Comptroller/Auditor is authorized to make such technical corrections as may be necessary to adjust the health insurance line item within each activity area to correctly reflect the actual cost of insurance and employee elections, provided that the net effect of all such changes does not increase the total amount appropriated for health insurance and that the Comptroller/Auditor reports all such changes to the county board within 60 days following the close of any enrollment period; and

BE IT FURTHER RESOLVED that the Comptroller/Auditor is authorized to make any such additional technical corrections to the budget as may be necessary provided that the Comptroller/Auditor reports all such corrections to the county board within 60 days following the close of each quarter in which any correction is made.

Dated this 2nd day of December 2013.

Respectfully submitted by

\_\_\_\_\_  
Kevin Behnke

FISCAL NOTE: Requires a composite tax levy and rate, based upon the budget book as printed, as follows:

Tax Levy of ~~\$28,909,332.83~~ \$28,859,332

Composite Tax Rate of ~~\$5.829877~~ \$5.83997737 per \$1,000 of equalized value.

FISCAL NOTE: Reviewed and approved by Comptroller. \_\_\_\_\_

LEGAL NOTE: Reviewed and approved as to form by Corporation Counsel. \_\_\_\_\_

APPROVED:

\_\_\_\_\_  
Bob Ziegelbauer, County Executive

\_\_\_\_\_  
Date

Supervisor Gerroll moved to adjourn, seconded by Supervisor Hoffman, and the motion was adopted by acclamation. The meeting adjourned at 7:40 p.m.

Respectfully submitted,  
Jamie J. Aulik, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

Saturday, December 7, 2013

10:30 A.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 7th day of December, 2013, for the purpose of transacting business as a Board of Supervisors.

Chairperson Biff Hansen called the meeting to order at 10:30 a.m.

Chairperson Hansen gave the invocation which was followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 21 members present: Bauknecht, Baumann, Behnke, Brey, Burke, Cavanaugh, Dufek, Gerroll, Hansen, Hoff, Hoffman, Holschbach, Kohlman, Kopecky, Korinek, Maresh, Nickels, Vogt, Waack, Wagner, and Weiss. Supervisors Henrickson, Metzger, Rasmus, and Vogel were excused.

On a motion by Supervisor Vogt, seconded by Supervisor Behnke the December 2, 2013 meeting minutes were approved on a unanimous vote.

The Clerk announced that there were no changes to the agenda. Supervisor Bauknecht moved, seconded by Supervisor Holschbach to approve the agenda. Upon vote, the motion carried unanimously.

RESOLUTIONS

Corporation Counsel Rollins explained the County Executive's veto letter and the process to override the veto which required a two thirds aye vote of the entire Board.

Supervisor Brey moved, seconded by Supervisor Baumann to override the partial veto of Resolution No. 2013/2014-73 Second Substitute Resolution Adopting 2014 Budget and Property tax Levy as amended.

No. 2013/2014 - 73      **ENGROSSED RESOLUTION**

**SECOND SUBSTITUTE RESOLUTION  
ADOPTING 2014 BUDGET AND PROPERTY TAX LEVY**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1            WHEREAS, a detailed copy of the County Executive's Proposed 2014 Annual Budget  
2 has been made available to each county supervisor and to the general public; and  
3

4            WHEREAS, the Proposed 2014 Annual Budget was presented to the County Board at its

5 meeting on October 8, 2013; and

6  
7 WHEREAS, formal publication of a budget summary and announcement of a public  
8 hearing was made in the Manitowoc Herald Times Reporter on October 13, 2013 in accordance  
9 with Wis. Stat. § 65.90 and Wis. Stat. Ch. 985; and

10  
11 WHEREAS, a public hearing on the Proposed 2014 Annual Budget was held for the  
12 purpose of obtaining public input and the Proposed 2014 Annual Budget was reviewed by the  
13 County Board at its Annual Meeting on October 28, 2013; and

14  
15 WHEREAS, the Finance Committee reviewed the proposed budget at its November 11,  
16 2013 meeting, made certain adjustments, and has recommended a 2014 Annual Budget for  
17 Manitowoc County operations; and

18  
19 WHEREAS, Manitowoc County implemented a new wage schedule on December 23,  
20 2013 that included a recommendation that the schedule be adjusted by a structure movement  
21 trend factor each year to remain competitive with the market, and Manitowoc County Code §  
22 5.05(3) provides that the wage schedule may be adjusted each year by action of the county board  
23 in order to remain competitive with the market; and

24  
25 WHEREAS, the Wisconsin Department of Revenue has advised the Wisconsin  
26 Employment Relations Commission that the CPI-U increase applicable to collective bargaining  
27 agreements with a term beginning January 1, 2014 is 1.66%; and

28  
29 WHEREAS, employees who are above the maximum of the wage band for their position  
30 are frozen at that rate and will not be eligible for a wage schedule adjustment until their salary no  
31 longer exceeds the maximum of the wage band, and employees still serving their probationary  
32 period at the time of a wage schedule adjustment are not eligible for the wage schedule  
33 adjustment until they have successfully completed their probationary period; and

34  
35 WHEREAS, the county has adopted a compensation plan under which an employee's pay  
36 progression up to the midpoint of the pay range is based on overall job performance that meets  
37 or exceeds job requirements; an employee's progression from midpoint to maximum is based on  
38 performance that consistently exceeds proficient performance levels for incumbents in the class  
39 of positions; and a lump sum pay adjustment may be provided to employees whose wage rates  
40 exceeds the maximum of the wage schedule in recognition of performance that consistently  
41 exceeds proficient performance levels for incumbents in the class of positions; and

42  
43 WHEREAS, the amount necessary to fund the compensation plan county-wide is  
44 determined based on assumptions about the overall performance of the workforce, but the  
45 specific amount needed for each individual activity area is contingent on the results of individual  
46 employee performance reviews that take place at different times throughout the year; and

47  
48 WHEREAS, employees will make their annual health insurance election during open  
49 enrollment that begins on November 4, 2013 and closes on December 6, 2013; and

50  
51 WHEREAS, an actuarial analysis of Manitowoc County's group health plan indicates

that an additional \$535,000 in funding would be required to maintain the status quo for the health plan; and

WHEREAS, changing the design of the health plan will reduce its cost of the plan, but will not eliminate the need for additional funding; and

WHEREAS, adding employee contributions to the health insurance deposit rates will reduce the amount of additional funding required; and

WHEREAS, effective January 1, 2014, the following plan design changes for all employees and elected officials, including those employees represented by the Wisconsin Professional Police Association, are recommended:

1. Employees with a single health insurance plan will be required to contribute 2.0% of the cost of the health insurance deposit rate;
2. Employees with a health plan covering the employee and their children will be required to contribute 4.0% of the cost of the health insurance deposit rate;
3. Employees with a health plan covering the employee, spouse, and children will be required to contribute 7.0% of the cost of the health insurance deposit rate; and
4. Spouses of employees who have access to health insurance coverage through their employer will be ineligible to be covered under Manitowoc County's group health plan unless the spouse's cost of coverage through their employer exceeds \$250 per month; and

WHEREAS, the Wisconsin Professional Police Association is willing to enter into a side agreement for the 2014 calendar year under which deputy sheriffs hired prior to July 1, 2011 would receive the same health insurance benefits and pay the same health insurance premiums as nonrepresented protective employees; deputy sheriffs hired after July 1, 2011 would receive the same health insurance benefits and pay the same health insurance premiums as general employees; and all deputy sheriffs would be subject to the same working spouse provision as all other county employees; and

WHEREAS, the amounts appropriated for health insurance in each activity area are contingent upon assumptions about the cost of insurance and the elections that will be made by employees during their annual enrollment period, but the annual enrollment period will not close until after the budget has been approved and technical corrections to the approved budget will be required in order for each activity area to correctly reflect actual health insurance costs; and

WHEREAS, the Finance Committee's recommended budget was predicated on the enactment of a one-half percent sales tax; and

WHEREAS, the County Board has rejected the Finance Committee's proposed ordinance enacting a one-half percent sales tax;

NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors hereby adopts a Governmental Funds Budget and a service delivery Proprietary Fund Budget for the calendar year beginning January 1, 2014 as indicated in the County Executive's Proposed 2014 Annual Budget for Manitowoc County and any attachments or addenda thereto; and

BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors hereby authorizes that the following sums of money be raised for the ensuing year:

State Special Charges Charitable & Penal	\$ 676.65
County Aid Bridges (Wis. Stat. § 82.08)	\$ 100,712.00
Illegal Real Estate Taxes Charged Back (Prior Year)	\$ 22,964.18
All Other County Taxes	\$28,734,980.00
Gross County Tax Levy	\$28,859,332.83; 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 in the Tax Apportionment State Taxes for Forestry Mill Tax, Wis. Stat. § 70.58-2, in the amount of \$868,198.28; and

BE IT FURTHER RESOLVED that the County shall enter in the Tax Apportionment, State Special Charges for charitable and penal purposes, as follows:

County Mental Hospitals, Sheboygan Co. Proceeding	\$ 491.93
<u>County Mental Hospitals, Shawano Co. Proceeding</u>	<u>\$ 184.72</u>
Total State Special Charge	\$ 676.65; and

BE IT FURTHER RESOLVED the County Officials are hereby directed to reapportion the illegal real estate taxes charged back in the amount of \$22,964.18; and

BE IT FURTHER RESOLVED that the budget in detail hereto attached shall be made a part of the Tax Levy; and

BE IT FURTHER RESOLVED that the wage schedule is increased by 1.0% effective January 1, 2014 and by 1.0% effective July 1, 2014; and

BE IT FURTHER RESOLVED that the salary paid to non-probationary employees whose current salary is below the maximum of their wage band will be increased by 1.0% effective with the hours paid on the paycheck dated January 10, 2014 and be increased by 1.0% effective with the hours paid on the July 11, 2014 paycheck; and

BE IT FURTHER RESOLVED that employees who are still serving their probationary period on January 1, 2014 will receive the 1.0% wage schedule adjustment upon the successful completion of their probationary period and employees who are still serving their probationary period on July 1, 2014 will receive the 1.0% wage schedule adjustment upon the successful completion of their probationary period; and



BE IT FURTHER RESOLVED that the Comptroller/Auditor is authorized to make such technical corrections as may be necessary by transferring funds from the Personal Services Clearing Account to the appropriate Personal Services line items within each activity area to correctly reflect the funding necessary to make the wage progression and lump sum payments that are required as a result of employee performance reviews, provided that the total of all such transfers does not exceed the amount appropriated to the Performance Wage Account and that the Comptroller/Auditor reports all such corrections to the county board within 60 days following the close of each quarter in which any transfer is made; and

BE IT FURTHER RESOLVED that effective January 1, 2014, the plan design of Manitowoc County's group health plan will be changed as follows for all employees and elected officials, including those represented by the Wisconsin Professional Police Association, so that:

1. Employees with a single health insurance plan will be required to contribute 2.0% of the cost of the health insurance deposit rate;
2. Employees with a health plan covering the employee and their children will be required to contribute 4.0% of the cost of the health insurance deposit rate;
3. Employees with a health plan covering the employee, spouse, and children will be required to contribute 7.0% of the cost of the health insurance deposit rate;
4. Spouses of employees who have access to health insurance coverage through their employer will be ineligible to be covered under Manitowoc County's group health plan unless the spouse's cost of coverage through their employer exceeds \$250 per month; and

BE IT FURTHER RESOLVED that the Personnel Director and such other county officials as may be appropriate are authorized to sign a side agreement with the Wisconsin Professional Police Association for the 2014 calendar year under which deputy sheriffs hired prior to July 1, 2011 would receive the same health insurance benefits and pay the same health insurance premiums as nonrepresented protective employees; deputy sheriffs hired after July 1, 2011 would receive the same health insurance benefits and pay the same health insurance premiums as general employees; and all deputy sheriffs would be subject to the same working spouse provision as all other county employees; and

~~BE IT FURTHER RESOLVED that the tax levy is increased by \$50,000, that the \$50,000 is placed in a new account entitled "EDC of Manitowoc County Membership Dues" with the condition that the Wisconsin Open Meetings Law does not apply to Manitowoc County membership, that the Economic Development Corporation of Manitowoc County (EDCMC) enter into a yearly agreement with Manitowoc County, that the County Executive is an ex officio member of the EDCMC Board of Directors, and that a representative from the Manitowoc County Board who is appointed by the County Board Chair will serve on the EDCMC Board of Directors; and~~

BE IT FURTHER RESOLVED that the Comptroller/Auditor is authorized to make such technical corrections as may be necessary to adjust the health insurance line item within each

193 activity area to correctly reflect the actual cost of insurance and employee elections, provided  
194 that the net effect of all such changes does not increase the total amount appropriated for health  
195 insurance and that the Comptroller/Auditor reports all such changes to the county board within  
196 60 days following the close of any enrollment period; and  
197

198 BE IT FURTHER RESOLVED that the Comptroller/Auditor is authorized to make any  
199 such additional technical corrections to the budget as may be necessary provided that the  
200 Comptroller/Auditor reports all such corrections to the county board within 60 days following  
201 the close of each quarter in which any correction is made.

Dated this 2nd day of December 2013.

Respectfully submitted by

\_\_\_\_\_  
Kevin Behnke

FISCAL NOTE: Requires a composite tax levy and rate, based upon the budget book as printed, as follows:

Tax Levy of ~~\$28,859,332.83~~ ~~\$28,909,332.83~~ \$28,859,332.83  
Composite Tax Rate of ~~\$5.829877~~ ~~\$5.83997737~~ \$5.829877  
per \$1,000 of equalized value.

FISCAL NOTE: Reviewed and approved by Comptroller. \_\_\_\_\_

LEGAL NOTE: Reviewed and approved as to form by Corporation Counsel. \_\_\_\_\_

APPROVED:

\_\_\_\_\_  
Bob Ziegelbauer, County Executive

\_\_\_\_\_  
Date

Upon discussion and vote to override the Second Substitute Resolution Adopting 2014 Budget and Property Tax Levy as amended, the motion failed with 11 ayes and 10 noes. Supervisors Bauknecht, Behnke, Cavanaugh, Gerroll, Hansen, Kopecky, Kohlman, Korinek, Vogt, and Wagner voted no; all other supervisors voted aye.

Supervisor Brey moved to adjourn, seconded by Supervisor Maresh, and the motion was adopted by acclamation. The meeting adjourned at 10:43 a.m.

Respectfully submitted,  
Jamie J. Aulik, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

Tuesday, December 17, 2013

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 December 2013, for the purpose of transacting business as a Board of Supervisors.

Vice-Chairperson Kevin Behnke called the meeting to order at 7:00 p.m.

Supervisor Rita Metzger gave the invocation which was followed by the Pledge of Allegiance to the Flag by the entire assemblage. County Executive Bob Ziegelbauer was welcomed back from a hospitalization.

Roll call: 24 members present: Bauknecht, Baumann, Behnke, Brey, Burke, Cavanaugh, Dufek, Gerroll, Henrickson, Hoff, Hoffman, Holschbach, Kohlman, Kopecky, Korinek, Maresh, Metzger, Nickels, Rasmus, Vogel, Vogt, Waack, Wagner, and Weiss. Chairperson Hansen was excused.

On a motion by Supervisor Bauknecht, seconded by Supervisor Hoff the December 7, 2013 meeting minutes were approved on a unanimous vote.

On a motion by Baumann, seconded by Supervisor Kohlman to amend the December 2, 2013 meeting minutes to include Supervisor Metzger's unseconded motion to eliminate the spousal carve out and working spouse provision for all county employees, transfer \$400,000 in funding from the airport to pay for the insurance change, and privatize the airport. Upon vote, the motion carried unanimously.

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

PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

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

Maura Yost, Town of Centerville, explained that she has been an advocate for a single Human Services Director and she has been prevented from speaking during public input at the previous three Human Services meetings. Ms. Yost questioned where the funding is coming from for additional staff in Human Services and the airport.

Charles Heinzen, Town of Manitowoc Rapids, spoke in support of the rezoning request on his property.

Jeff DeZeeuw, City of Manitowoc, asked the Board to support the Herman Fredericks rezoning request.

Kathryn Dewane, Town of Manitowoc Rapids, addressed the Board regarding the rezone of her property. Ms. Dewane asked the Board to approve the zone change.

No one else present wished to speak, subsequently Chairperson Behnke closed public input at 7:12 p.m.

#### APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Behnke presented County Executive Ziegelbauer's appointment of Connie Gulash to the ADRC of the Lakeshore Board for a two year term expiring December 31, 2015. Supervisor Wagner moved, seconded by Supervisor Waack to approve the appointment. Upon vote, the motion carried unanimously.

Chairperson Behnke presented County Executive Ziegelbauer's appointments of Melvin Bourgeois and Connie Gulash to the Commission on Aging for a three year term expiring December 2016. Supervisor Wagner moved, seconded by Supervisor Maresh to approve the appointments. Upon vote, the motion carried unanimously.

Chairperson Behnke presented County Executive Ziegelbauer's appointments of Michelle Bratt, Tonya Dvorak, Dave Gauger, Michelle Hackmann, Joe Janowski, Dick Pollen, and Lisa Taylor to the Expo-Ice Center Board for a three year term expiring December 31, 2016. Supervisor Cavanaugh moved, seconded by Supervisor Henrickson to approve the appointments. Upon discussion and vote, the motion carried unanimously.

Chairperson Behnke presented County Executive Ziegelbauer's appointments of Barry Blatz to complete a vacancy expiring December 31, 2014, and John Zellner to complete a vacancy expiring December 31, 2015 on the Expo-Ice Center Board. Supervisor Korinek moved, seconded by Supervisor Holschbach to approve the appointments. Upon vote, the motion carried unanimously.

Chairperson Behnke presented County Executive Ziegelbauer's appointments of Rani Beckner, Debra Heus, and Kjelstrup to the Manitowoc-Calumet Library System Board of Trustees for a three year term expiring January 2017. Supervisor Henrickson moved, seconded by Supervisor Maresh to approve the appointments. Upon vote, the motion carried unanimously.

Chairperson Behnke presented County Executive Ziegelbauer's appointment of Melissa Lyon to complete a vacancy expiring April 2016 on the Transportation Coordinating Committee. Supervisor Baumann moved, seconded by Supervisor Bauknecht to approve the appointment. Upon vote, the motion carried unanimously.

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

Aging & Disability Resource Center of the Lakeshore Board: Supervisor Wagner gave a brief report. The next meeting will be February 24.

Board of Health: Supervisor Vogel reported that the next meeting will be January 14.

Supervisor Vogel moved, seconded by Supervisor Weiss to adopt Resolution 1 (2013/2014-74) Accepting Maternal, Infant, and Early Childhood Home Visiting Program Contract. Upon vote, the motion carried with 23 ayes and 1 no. Supervisor Kohlman voted no; all other supervisors voted aye.

No. 2013/2014 - 74

**RESOLUTION ACCEPTING MATERNAL, INFANT, AND  
EARLY CHILDHOOD HOME VISITING PROGRAM CONTRACT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the State of Wisconsin has identified Manitowoc County as one of eighteen  
2 counties eligible to receive federal Maternal, Infant, and Early Childhood Home Visiting  
3 Program funds, a program known as Family Foundations in Wisconsin; and  
4

5 WHEREAS, the Health Department applied for funding on behalf of Manitowoc County  
6 in 2011 to provide services to families directly and through Lakeshore CAP and was placed on a  
7 waiting list for funding; and  
8

9 WHEREAS, funding in the amount of \$209,138 has now become available for  
10 Manitowoc County with a requirement that the Health Department be the fiscal agent and  
11 subcontract with Lakeshore CAP for provision of services; and  
12

13 WHEREAS, the fiscal year for the contract is from October 1, 2013 through  
14 September 30, 2014;  
15

16 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
17 Supervisors approves the application and acceptance of the Maternal, Infant, and Early  
18 Childhood Home Visiting Program funds; and  
19

20 BE IT FURTHER RESOLVED that appropriate revenue and expenditure line items in  
21 the 2013 budget are amended by the amount of the funds received and spent, that any remaining  
22 balance at the end of 2013 will be carried over to 2014, that the 2014 budget is amended by the  
23 amount of the funds carried over, and that the Comptroller/Auditor is directed to record such  
24 information in the official books of the County for the years ending December 31, 2013 and  
25 December 31, 2014 as may be required.

Dated this 17th day of December 2013.

Respectfully submitted by the Board of Health.

**FISCAL IMPACT:** No tax levy impact. Increases the budgeted revenue and expenditure in activity #41770 by \$209,138 for 2013 with any remaining balance to be carried over to 2014.

**APPROVED:** Bob Ziegelbauer, County Executive.

Expo-Ice Center Board: Supervisor Cavanaugh gave a brief report and answered supervisors' questions. The next meeting will be February 5.

Finance Committee: Supervisor Brey gave a brief report.

Supervisor Brey moved, seconded by Supervisor Dufek to adopt Resolution 2 (2013/2014-75) Denying Claim (American Family Mutual Insurance Company and Leo and Susanne Richmond). Upon vote the motion carried with 22 ayes, one no, and one abstention. Supervisor Metzger voted no; Supervisor Hoffman abstained; and all other supervisors voted aye.

No. 2013/2014 - 75

**RESOLUTION DENYING CLAIM  
(American Family Mutual Insurance Company and Leo and Susanne Richmond)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, American Family Mutual Insurance Company filed a claim dated October  
2 21, 2013 on behalf of its insureds, Leo and Susanne Richmond, seeking compensation for  
3 damages to the Richmond's vehicle that resulted when Leo Richmond drove into the back of a  
4 Highway Department tractor that was mowing grass along the side of CTH Q on July 1, 2013;  
5 and  
6

7 WHEREAS, Manitowoc County has provided a copy of the claim and relevant records to  
8 its insurance carrier; and  
9

10 WHEREAS, the insurance carrier has reviewed the information provided, investigated  
11 the facts, and determined that the county has no liability for the claim;  
12

13 WHEREAS, the Corporation Counsel and the Finance Committee have reviewed the  
14 insurance carrier's recommendation that the claim be denied and that the county issue a formal  
15 disallowance;  
16

17 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of  
18 Supervisors that the claim is denied and that the Corporation Counsel and County Clerk are

19 directed to provide such notice of the denial of the claim as may be required.

Dated this 17th day of December 2013.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Bob Ziegelbauer, County Executive.

Highway Committee: Supervisor Gerroll gave a brief report and answered supervisors' questions.

Human Services Board: Supervisor Henrickson gave a brief report.

Lakeland Care District Board: Supervisor Brey gave a brief report. The next meeting will be December 18.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Wagner reported that the next LCC meeting will be January 16 and the NREC meeting will be February 13.

Personnel Committee: Chairperson Behnke gave a brief report.

Planning and Park Commission: Supervisor Waack moved, seconded by Supervisor Bauknecht to enact Ordinance 3 (2013/2014-76) Amending Zoning Map (Kathryn Dewane). Upon vote, the motion carried unanimously.

No. 2013/2014 - 76

**ORDINANCE AMENDING ZONING MAP  
(Kathryn Dewane)**

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 December 2, 2013; and  
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of  
5 testimony and an examination of the facts, 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  
9 ordain as follows:  
10

11 Parcel 1, a parcel of land located in the SW1/4 SE1/4, Section 17, T19N-R23E,  
12 Town of Manitowoc Rapids, commencing at the S1/4 corner of said Section 17;  
13 thence easterly approximately 650 feet; thence northerly approximately 33 feet to the  
14 north r/w of CTH JJ which is the point of real beginning; thence continue northerly  
15 approximately 700 feet; thence easterly approximately 650 feet; thence southerly  
16 approximately 350 feet; thence westerly approximately 300 feet; thence  
17 southwesterly approximately 256 feet; thence southerly approximately 150 feet;  
18 thence westerly along the north r/w of CTH JJ approximately 210 feet to the point of  
19 real beginning, said parcel containing approximately 7.0 acres of land, is rezoned  
20 from General Agriculture (GA) to Large Estate District (LE); and  
21

22 Parcel 2, a parcel of land located in the SW1/4, SE1/4, Section 17, T19N-R23E,  
23 Town of Manitowoc Rapids, commencing at the S1/4 corner of said Section 17;  
24 thence easterly approximately 650 feet; thence northerly approximately 733 feet  
25 which is the point of real beginning; thence continue northerly approximately 620  
26 feet; thence easterly approximately 650 feet; thence southerly approximately 620  
27 feet; thence westerly approximately 650 feet to the point of real beginning, said  
28 parcel containing approximately 9.27 acres of land, is rezoned from General  
29 Agriculture (GA) to Exclusive Agriculture (EA).

Dated this 17th day of December 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Waack moved, seconded by Supervisor Hoffman to enact Ordinance 4  
(2013/2014-77) Amending Zoning Map (Herman Fredericks). Upon vote, the motion  
carried unanimously.

No. 2013/2014 - 77

**ORDINANCE AMENDING ZONING MAP  
(Herman Fredericks)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required  
2 notice, held a public hearing on a petition for a zoning ordinance amendment on December  
3 2, 2013; and  
4

5 WHEREAS, the Planning and Park Commission, after a careful consideration of  
6 testimony and an examination of the facts, recommends that the petition be approved for



7 the reasons stated in the attached report;

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

11  
12 Parcel 1, a parcel of land located in the SE1/4 of the NE1/4 of Section 5,  
13 T21N-R22E, Town of Cooperstown, commencing at the E1/4 corner of said Section  
14 5, thence N 00°08'00" W, 471.98 feet along the east line of said NE1/4, to the point  
15 of beginning; thence continuing N 00°08'00" W, 455.75 feet; thence S 84°57'50" W,  
16 647.64 feet; thence S 09°14'38" E, 351.53 feet; thence N 82°27'55" E, 227.68 feet;  
17 thence S 77°20'19" E, 373.09 feet to the point of beginning, said parcel containing  
18 218,351 square feet (5.013 acres) of land, is rezoned from Natural Area (NA) to  
19 Large Estate (LE); and

20  
21 Parcel 2, a parcel of land located in the SE1/4 of the NE1/4 of Section 5,  
22 T21N-R22E, Town of Cooperstown, commencing at the E1/4 corner of said  
23 Section 5; thence N 00°08'00" W, 927.73 feet along the east line of said NE 1/4 the  
24 point of beginning; thence continuing N 00°08'00" W, 392.18 feet to the north line of  
25 the SE1/4 of the NE1/4 as monumented; thence N 87°40'59" W, 1326.95 feet along  
26 said north line to the northwest corner of said SE1/4 of the NE1/4 being the  
27 southeast corner of Tract 6 of a Certified Survey Map recorded in volume 7, page  
28 581; thence S 00°09'11" W (recorded as N 00°07'21" E), 600.37 feet along the west  
29 line of said SE1/4 of the NE1/4 to the north line of an existing parcel; thence  
30 S 82°24'45" E, 667.54 feet along said north line; thence N87°04'23" E, 51.45 feet;  
31 thence N 09°14'38" W, 185.62 feet; thence N 84°57'50" E, 647.64 feet to the point of  
32 beginning, said parcel containing 713,693 square feet (16.384 acres) of land, is  
33 rezoned from Natural Area (NA) to General Agriculture (GA).

Dated this 17th day of December 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Waack moved, seconded by Supervisor Brey to enact Ordinance 5 (2013/2014-78) Amending Zoning Map (Keith Gauthier and Charles Heinzen). Upon vote, the motion carried unanimously.

No. 2013/2014 - 78

**ORDINANCE AMENDING ZONING MAP  
(Keith Gauthier and Charles Heinzen)**

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 December 2, 2013; and  
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of  
5 testimony and an examination of the facts, 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  
9 ordain as follows:  
10

11 A parcel of land located in the SW1/4, SW1/4, Section 21, T19N-R23E, Town of  
12 Manitowoc Rapids, commencing at the SW corner of said Section 21; thence  
13 northerly approximately 33 feet to the north r/w of Middle Road which is the point  
14 of real beginning; thence continue northerly approximately 660 feet; thence easterly  
15 approximately 1320 feet; thence southerly approximately 660 feet; thence westerly  
16 along the north r/w of Middle Road approximately 1320 feet to the point of real  
17 beginning, said parcel containing approximately 20.0 acres of land, is rezoned from  
18 Exclusive Agriculture (EA) to General Agriculture (GA).

Dated this 17th day of December 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Waack moved, seconded by Supervisor Cavanaugh to enact Ordinance 6 (2013/2014-79) Amending Zoning Map (Greg Riederer). Upon vote, the motion carried unanimously.

No. 2013/2014 - 79

**ORDINANCE AMENDING ZONING MAP  
(Greg Riederer)**

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 December 2, 2013; and  
3

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

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

10 A parcel of land located in the NW1/4, NE1/4, Section 9, T19N-R22E, Town of  
11 Cato, commencing at the N1/4 corner of said Section 9; thence westerly  
12 approximately 979 feet; thence southerly approximately 33 feet to the south r/w of  
13 Brodtke Road which is the point of real beginning; thence continue southerly  
14 approximately 640 feet; thence easterly approximately 41 feet; thence northerly  
15 approximately 300 feet; thence easterly approximately 180 feet; thence northerly  
16 approximately 340 feet; thence westerly along the south r/w of Brodtke Road  
17 approximately 221 feet to the point of real beginning, said parcel containing  
18 approximately 2.0 acres of land, is hereby rezoned from Exclusive Agriculture (EA)  
19 to Rural Residential (RR).

Dated this 17th day of December 2013.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Public Safety Committee: Supervisor Henrickson gave a brief report.

Public Works Committee: Supervisor Weiss gave a brief report.

Supervisor Weiss moved, seconded by Supervisor Hoffman to adopt Resolution 6a (2013/2014-80) Authorizing Out-of-State Travel (Jeffery Beyer). Upon vote, the motion carried with 21 ayes and 3 noes. Supervisors Burke, Nickels, and Kohlman voted no; all other supervisors voted aye.

No. 2013/2014 - 80

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL  
(Jeffery Beyer)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Public Works Department manages construction  
2 projects and recycling of construction materials as part of its daily operations; and  
3

4 WHEREAS, the annual Conexpo - Con/Agg conference that will be held in Las Vegas,  
5 Nevada from March 4 – 8, 2014 will cover construction projects, the recycling of construction  
6 materials, and other related issues; and  
7

8 WHEREAS, the Conexpo conference provides an excellent opportunity to exchange

9 ideas, learn new methodologies, and participate in seminars that Public Works Director Jeffery  
10 Beyer can use to improve his knowledge and gather information on new resources that will help  
11 with present and future county public works programs; and  
12

13 WHEREAS, the Public Works Director will pay for travel, lodging, and meals  
14 associated with attending the conference and the County's only direct cost will be \$395 in  
15 registration fees;  
16

17 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
18 Supervisors authorizes Manitowoc County Public Works Director Jeffery Beyer to attend the  
19 Conexpo - Con/Agg conference in Las Vegas from March 4 – 8, 2014, with Manitowoc  
20 County's only direct expense being \$395 for registration.

Dated this 17th day of December 2013.

Respectfully submitted by the Public Works Committee.

FISCAL IMPACT: Registration cost of \$395. Necessary funds are included in the 2014  
Public Works Department budget. Wages and benefit cost during the  
conference are estimated to be \$2,254.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Brey moved to adjourn, seconded by Supervisor Gerroll, and the motion was adopted  
by acclamation. The meeting adjourned at 7:43 p.m. on December 17, 2013.

Respectfully submitted,  
Jamie J. Aulik, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

Tuesday, January 21, 2014

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 21<sup>st</sup> day of January 2014, for the purpose of transacting business as a Board of Supervisors.

Chairperson Paul “Biff” Hansen called the meeting to order at 7:03 p.m.

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

Roll call: 24 members present: Bauknecht, Baumann, Behnke, Brey, Burke, Cavanaugh, Dufek, Gerroll, Hansen, Henrickson, Hoff, Hoffman, Holschbach, Kohlman, Kopecky, Korinek, Maresh, Metzger, Rasmus, Vogel, Vogt, Waack, Wagner, and Weiss. Supervisor Nickels was excused.

On a motion by Supervisor Brey, seconded by Supervisor Henrickson the December 17, 2013 meeting minutes were approved on a unanimous vote.

Supervisor Behnke moved, seconded by Supervisor Bauknecht to approve the agenda. Upon vote, the motion carried unanimously.

REPORTS OF COUNTY SUPERVISORS, OFFICIERS, AND DEPARTMENT DIRECTORS

County Executive Bob Ziegelbauer and Chairperson Paul Biff Hansen presented a Proclamation Honoring Russell Steeber. Russell’s daughter, Beverly, thanked the Board and commented that her father would be humbled and honored by the recognition for his service. She added that her father felt it was a privilege to serve on the County Board and he always had each citizen’s best interest in mind. Mrs. Steeber talked about her husband being a very special person.

Chairperson Hansen read certificates of appreciation for retirees Yvonne Cerkas for 22 years of service, Peter O’Connor for 25 years of service, and Janet Rydzewski-Vogel for 26 years of service.

PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Chairperson Hansen declared public input open at 7:11 p.m.

Maura Yost, Town of Centerville, commented on her satisfaction for being allowed to express her thoughts during County Board input. Ms. Yost also spoke in support of a single Human Services Director.

No one else present wished to speak, subsequently Chairperson Hansen closed public input at 7:17 p.m.

#### APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Behnke presented County Executive Ziegelbauer's appointment of Attorney Katherine Reynolds to the Ethics Board for a three year term expiring February 28, 2017. Supervisor Behnke moved, seconded by Supervisor Hoff to approve the appointment. Upon vote, the motion carried unanimously.

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

Aging & Disability Resource Center of the Lakeshore Board: Supervisor Wagner reported that the ADRC will meet on February 25 and the Commission on Aging will meet on January 28.

Board of Health: Supervisor Vogel gave a brief report. The next meeting will be on February 14.

Supervisor Vogel moved, seconded by Supervisor Kopecky to adopt Resolution 1 (2013/2014-81) Amending 2013 Budget (Health Department). Upon discussion and vote, the motion carried unanimously.

No. 2013/2014 - 81

### **RESOLUTION AMENDING 2013 BUDGET (Health Department)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Health Department provides numerous public health  
2 services to the residents of Manitowoc County that are funded by the return of our federal and  
3 state tax dollars through grants; and  
4

5 WHEREAS, when preparing its annual budget, the Health Department can only include  
6 grant funds that it has been scheduled or contracted to receive during the calendar year covered  
7 by the budget; and  
8

9 WHEREAS, the Health Department learns of changes in grant funding after the budget  
10 has been approved because various federal and state grants are administered on a state or federal  
11 fiscal, rather than calendar, year basis; and  
12

13 WHEREAS, the following changes in grant funding have taken place since the 2013  
14 Annual Budget was approved:  
15

16	Childhood Lead Poisoning Prevention	\$ 884
17	Maternal Child Health Block Grant	\$ 1,839

18	Prevention Block Grant	\$ 5,803
19	Radon Information Center	\$ 9,876
20	WIC	(\$ 9,798); and

21

22 WHEREAS, the Board of Health recommends that the Manitowoc County Board of  
23 Supervisors amend the 2013 Annual Budget to incorporate these changes;

24

25 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors  
26 that the appropriate revenue and expense line items in the 2013 Annual Budget are amended to  
27 incorporate the changes shown above and that the Comptroller/Auditor is directed to record such  
28 information in the official books of the County for the year ended December 31, 2013 as may be  
29 required.

Dated this 21st day of January 2014.

Respectfully submitted by the Board of Health.

FISCAL IMPACT: No Tax levy impact. Changes revenue and expenses by equal amounts  
for the program areas listed.

APPROVED: Bob Ziegelbauer, County Executive.

Expo-Ice Center Board: Supervisor Cavanaugh gave a brief report. The next meeting will be on  
February 5.

Finance Committee: Supervisor Brey gave a brief report.

Highway Committee: Supervisor Gerroll gave a brief report and answered supervisors'  
questions. The next meeting will be on February 11.

Human Services Board: Supervisor Henrickson gave a brief report. The next meeting will be on  
January 23.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Wagner  
reported that the next LCC meeting will be on March 20 and the NREC meeting will be on  
February 13.

Personnel Committee: Chairperson Behnke reported the next meeting will be on February 18.

Planning and Park Commission: Supervisor Waack reported the next meeting will be on January  
27.

Public Safety Committee: Supervisor Henrickson gave a brief report.

Public Works Committee: Supervisor Weiss reported the next meeting will be on February 12.

Miscellaneous: Supervisor Behnke moved, seconded by Supervisor Brey to adopt Resolution 2 (2013/2014-82) Authorizing Addition of 2.4 FTE Positions (Human Services Department-Clinical Services Division). Upon discussion and vote, the motion carried with 23 ayes and 1 no. Supervisor Kopecky voted no; all other supervisors voted aye.

No. 2013/2014 - 82

**RESOLUTION AUTHORIZING ADDITION OF 2.4 FTE POSITIONS  
(Human Services Department - Clinical Services Division)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS

1 WHEREAS, Manitowoc County has seen an increase in both the need for and the  
2 complexity of juvenile sex offender treatment and other court-ordered juvenile services; and  
3

4 WHEREAS, the Human Services Department has previously contracted for juvenile sex  
5 offender treatment and other court-ordered juvenile services; and  
6

7 WHEREAS, providing juvenile sex offender treatment and other court-ordered juvenile  
8 services using Human Services staff instead of a contracted service provider would result in  
9 greater control over the services provided, allow for the implementation of quality measures, and  
10 reduce the cost of providing these services by permitting the county to bill insurance companies  
11 and other parties for the services provided; and  
12

13 WHEREAS, the Human Services Board has reviewed and recommends that the county  
14 board approve the addition of the 2.4 full-time equivalent (FTE) Clinical Services positions to  
15 provide juvenile sex offender treatment and other court-ordered juvenile services, with the  
16 necessary funds being provided by transferring \$160,000 from the Human Services  
17 Department's Contracted Services budget category to appropriate line items in the Personal  
18 Services budget category; and  
19

20 WHEREAS, the Personnel Committee has reviewed the recommendation with the  
21 County Executive, the Human Services Director - Clinical Services Division, and the Human  
22 Services Director - Child and Family Services Division and concurs in the recommendation that  
23 2.4 FTE Clinical Services positions be added to the Human Services Department's authorized  
24 staff;  
25

26 WHEREAS, the Finance Committee has reviewed the recommendation and authorizes  
27 the transfer of \$160,000 from the Human Service's Departments Contracted Services budget  
28 category to the appropriate line items in the Personal Services budget contingent upon the  
29 enactment of this resolution;  
30

31 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
32 Supervisors authorizes the addition of 2.4 FTE Clinical Services Division positions to the table  
33 of authorized positions for the Human Services Department; and



34 BE IT FURTHER RESOLVED that the Comptroller/Auditor is directed to record such  
35 information in the official books of the County for the year ending December 31, 2014 as may be  
36 required and that the Personnel Director and such other county officials as are appropriate are  
37 authorized to take such actions as may be necessary to effect this change.

Dated this 21st day of January 2014.

Respectfully submitted by the Personnel Committee and Finance Committee.

FISCAL IMPACT: No tax levy impact. The Human Services Department had budgeted \$160,000 for the purchase of contracted services and the cost of the additional 2.40 FTE Clinical Services positions is estimated at \$160,000.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Brey moved, seconded by Supervisor Hoffman to adopt Resolution 3 (2013/2014-83) Authorizing Subordination, Non-Disturbance, and Attornment Agreement (Manitowoc Place and Verizon Wireless). Upon vote, the motion carried unanimously.

No. 2013/2014 - 83

**RESOLUTION AUTHORIZING SUBORDINATION,  
NON-DISTURBANCE, AND ATTORNMENT AGREEMENT  
(Manitowoc Place and Verizon Wireless)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc Place, LLC purchased the tax delinquent property formerly  
2 known as the Evergreen Inn and has completed a \$5.2 million historic rehabilitation of the  
3 property into affordable residential and commercial space; and  
4

5 WHEREAS, Manitowoc County assisted in this economic development project by  
6 making a loan that was secured by a \$99,000 mortgage, together with a Real Estate Mortgage  
7 Subordination Agreement; and  
8

9 WHEREAS, Manitowoc Place, LLC wishes to lease space on its building to Verizon  
10 Wireless Personal Communications LP and has asked that Manitowoc County enter into a  
11 Subordination, Non-Disturbance, and Attornment (SNDA) Agreement; and  
12

13 WHEREAS, the SNDA Agreement provides that Verizon's lease is subordinate to the  
14 county's mortgage, but also provides that the county would not disturb the lease in the event of a  
15 foreclosure but would replace Manitowoc Place as the lessor and would receive rent due from  
16 Verizon under the lease; and  
17

18 WHEREAS, the Public Works and Finance Committees recommend that the county enter

19 into the SNDA Agreement, which has been reviewed by the Corporation Counsel;  
20

21 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board authorizes  
22 the Comptroller and such other county officials as may be appropriate to execute the  
23 Subordination, Non-Disturbance, and Attornment (SNDA) Agreement with Manitowoc Place,  
24 LLC and Verizon Wireless Personal Communications LP.

Dated this 21st day of January 2014.

Respectfully submitted by the Finance Committee and Public Works Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Announcement: Chairperson Hansen announced that the next meeting will be on February 18.

Supervisor Gerroll moved to adjourn, seconded by Supervisor Vogel, and the motion was adopted by acclamation. The meeting adjourned at 7:39 p.m.

Respectfully submitted,  
Jamie J. Aulik, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

Tuesday, February 18, 2014

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 18th day of February 2014, for the purpose of transacting business as a Board of Supervisors.

Vice-Chairperson Kevin Behnke called the meeting to order at 7:02 p.m.

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

Roll call: 22 members present: Baumann, Behnke, Brey, Burke, Cavanaugh, Dufek, Gerroll, Henrickson, Hoff, Hoffman, Holschbach, Kohlman, Kopecky, Korinek, Maresh, Metzger, Nickels, Vogel, Vogt, Waack, Wagner, and Weiss. Supervisors Bauknecht, Hansen, Rasmus were excused.

On a motion by Supervisor Brey, seconded by Supervisor Holschbach the January 21, 2014 meeting minutes were approved on a unanimous vote.

Supervisor Hoffman moved, seconded by Supervisor Waack to approve the agenda. Upon vote, the motion carried unanimously.

REPORTS OF COUNTY SUPERVISORS, OFFICIERS, AND DEPARTMENT DIRECTORS

County Clerk Jamie Aulik gave a presentation on the Prime III Pilot, which is an open source voting system that will be tested at polling places in the Towns of Kossuth and Newton during the April 1 election. The system is installed on off the shelf computer products, and has the promise to cut down or eliminate costly voting equipment that can only be used on Election Day. Demonstrations will take place on March 27 in the Town of Newton and on March 28 in the Town of Kossuth. He answered supervisors' questions.

PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Vice-Chairperson Behnke declared public input open at 7:21 p.m.

Tracy Temme, City of Manitowoc, requested the Board's support for a rezone of his family's property.

Maura Yost, Town of Centerville, spoke in support of a single Human Services Director. Ms. Yost expressed the opinion that it is time to move forward to seek an Attorney General's opinion. She asked rhetorically how long the county can act without a single Human Services Director.

No one else present wished to speak, subsequently Vice-Chairperson Behnke closed public input at 7:26 p.m.

## APPOINTMENTS BY COUNTY EXECUTIVE

Vice-Chairperson Behnke presented County Executive Ziegelbauer's appointment of Bradley C. **Maertz** to complete a vacancy expiring April 30, 2016 on the Long Term Support Planning committee. Supervisor Henrickson moved, seconded by Supervisor Vogel to approve the appointment. Upon vote, the motion carried unanimously.

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

Aging & Disability Resource Center of the Lakeshore Board: Supervisor Wagner reported that there will be a joint meeting with ADRC and the Commission on Aging February 25.

Board of Health: Supervisor Vogel gave a brief report and answered supervisors' questions. The next meeting will be on March 13.

Expo-Ice Center Board: Supervisor Cavanaugh gave a brief report. The next meeting will be on March 5.

Finance Committee: Supervisor Brey moved, seconded by Supervisor Baumann to adopt Resolution 2 (2013/2014-84) Supporting Assembly Bill 429. Upon vote, the motion carried unanimously.

No. 2013/2014 - 84

## **RESOLUTION SUPPORTING ASSEMBLY BILL 429**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Wis. Stat. § 765.16 provides that the following persons may officiate at a  
2 marriage in Wisconsin: 1) an ordained member of the clergy; 2) a licentiate of a denominational  
3 body; 3) the two parties themselves, by mutual declaration, in accordance with the customs of  
4 the religion to which they belong; 4) any judge of a court of record; 5) any circuit court  
5 commissioner; or 6) any municipal court judge; and  
6

7 WHEREAS, Wis. Stat. § 765.17 states that an officiant who is an out-of-state clergy  
8 person or licentiate must, at the time of the marriage, possess a "letter of sponsorship" from a  
9 Wisconsin clergy person of the same denomination, but does not require credentials for in-state  
10 and unaffiliated officiants; and  
11

12 WHEREAS, a 2005 Attorney General opinion opines that neither the state nor a county  
13 clerk may inquire about the method of a clergy person or licentiate's ordination or require  
14 officiants to show credentials; and  
15

16 WHEREAS, it has become common for websites to offer "ordination certificates," to  
17 anyone who pays a small fee, without any actual training; and

18 WHEREAS, the deregulation of officiants, combined with the ease of obtaining  
19 ordination via the Internet, has created a situation where basically anyone can perform marriage  
20 ceremonies in Wisconsin, including persons under age 18; and  
21

22 WHEREAS, Assembly Bill 429 addresses the problems by requiring that marriage  
23 officiants be at least 18 years of age and by eliminating the letter of sponsorship requirement for  
24 out-of-state officiants;  
25

26 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
27 Supervisors supports Assembly Bill 429 as amended and requests the legislature pass the  
28 legislation; and  
29

30 BE IT FURTHER RESOLVED that the County Clerk is directed to send a copy of this  
31 resolution to the Governor of the State of Wisconsin, the President of the Wisconsin Senate, the  
32 Speaker of the Wisconsin Assembly, each legislator in the Wisconsin Senate and Assembly who  
33 represents constituents from Manitowoc County, the Wisconsin Counties Association, and to  
34 each Wisconsin county.

Dated this 18th day of February 2014.

Respectfully submitted by the Finance 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.

Highway Committee: Supervisor Gerroll gave a brief report and answered supervisors' questions.

Supervisor Gerroll moved, seconded by Supervisor Hoffman to adopt Resolution 4 (2013/2014-85) Authorizing Jurisdictional Transfer Agreements (CTH LS). Upon vote, the motion carried unanimously.

No. 2013/2014 - 85

**RESOLUTION AUTHORIZING  
JURISDICTIONAL TRANSFER AGREEMENTS  
(CTH LS)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, 2013 Wisconsin Act 49 provided a continuing grant appropriation under the  
2 local roads improvement program to relocate portions of County Trunk Highway LS that are  
3 located in Manitowoc County, the Town of Centerville, and the Village of Cleveland; and  
4

5 WHEREAS, the grant appropriation is contingent upon the affected local governments  
6 reaching a jurisdictional transfer agreement; and  
7

8 WHEREAS, the Highway Committee has reviewed the proposed relocation project, has  
9 reviewed proposed intergovernmental cooperation and jurisdictional transfer agreements, has  
10 provided the county board with a copy of proposed agreements, and recommends that the  
11 county enter into agreements with the Town of Centerville and the Village of Cleveland;  
12

13 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
14 Supervisors authorizes the County Executive, the County Clerk, and such other county officials  
15 as may be appropriate to enter into intergovernmental cooperation and jurisdictional transfer  
16 agreements with the Town of Centerville and the Village of Cleveland in connection with the  
17 relocation of County Trunk Highway LS using grant funds provided by 2013 Wisconsin Act 49.

Dated this 18th day of February 2014.

Respectfully submitted by the Highway Committee.

FISCAL IMPACT: Minimal. State grant funds should cover the project costs and the county  
will be responsible for maintaining an additional 0.03 lane miles when the  
project is completed.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Gerroll moved, seconded by Supervisor Baumann to adopt Resolution 5 (2013/2014-  
86) Changing CTH LS within the County Highway System. Upon vote, the motion carried  
unanimously.

No. 2013/2014 - 86

**RESOLUTION CHANGING CTH LS  
WITHIN THE COUNTY HIGHWAY SYSTEM**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Wis. Stat. § 83.025(1) authorizes a county board to make an addition or  
2 deletion to the county highway system when it deems that the public good is best served by the  
3 change; and  
4

5 WHEREAS, any addition or deletion must be approved by the Wisconsin Department of  
6 Transportation and the affected city, village, or town in which the addition or deletion is  
7 proposed; and  
8

9 WHEREAS, the Town of Centerville and the Village of Cleveland have exercised their  
10 statutory right to assume or relinquish jurisdiction of certain portions of County Trunk Highway  
11 LS;

12  
13 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board makes the  
14 following changes to the county highway system:

- 15  
16 1. The removal of that portion of CTH LS in the Town of Centerville from the  
17 county line north to the limits of the Village of Cleveland, consisting of 1.35  
18 miles, which will no longer be designated as CTH LS;
- 19  
20 2. The removal of that portion of CTH LS in the Village of Cleveland from the  
21 limits of the Village of Cleveland north to CTH XX, consisting of .18 miles,  
22 which is known as Birch Drive and which will no longer be designated as  
23 CTH LS;
- 24  
25 3. The addition of that portion of Dairyland Drive in the Town of Centerville  
26 from the county line north to the limits of the Village of Cleveland,  
27 consisting of 1.00 miles, and designation of the portion as CTH DL;
- 28  
29 4. The addition of that portion of Dairyland Drive in the Village of Cleveland in  
30 the Town of Centerville from the limits of the Village of Cleveland north to  
31 CTH XX, consisting of .56 miles, and the designation of that portion as CTH  
32 DL;
- 33  
34 5. The designation of that portion of Washington Avenue in the Village of  
35 Cleveland between Dairyland Drive and Birch Street as CTH DL/XX; and  
36

37 BE IT FURTHER RESOLVED that these changes will be undertaken pursuant to  
38 jurisdictional transfer agreements between the county and the Town of Centerville and the  
39 Village of Cleveland respectively; and  
40

41 BE IT FURTHER RESOLVED that these changes will take effect upon enactment, after  
42 approval by the Wisconsin Department of Transportation, and the adoption of corresponding  
43 jurisdictional transfer resolutions by the Town of Centerville and the Village of Cleveland.

Dated this 18th day of February 2014.

Respectfully submitted by the Highway Committee.

FISCAL IMPACT: Minimal. State grant funds should cover the project costs and the county  
will be responsible for maintaining an additional 0.03 lane miles when the  
project is completed.

APPROVED: Bob Ziegelbauer, County Executive.

Human Services Board: Supervisor Henrickson gave a brief report. The next meeting will be on  
February 27.

Supervisor Henrickson moved, seconded by Supervisor Cavanaugh to adopt Resolution 6 (2013/2014-87) Authorizing Out-of-State Travel (Stacy Ledvina). Upon vote, the motion carried unanimously.

No. 2013/2014 - 87

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL  
(Stacy Ledvina)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Human Services Department has implemented a risk and needs  
2 assessment tool for youth referred to juvenile court; and  
3

4 WHEREAS, Youth and Family Services Supervisor Stacy Ledvina has been instrumental  
5 in the implementation of the risk and needs assessment tool; and  
6

7 WHEREAS, Stacy Ledvina has been invited to attend and participate in a panel  
8 discussion at the National Council on Crime and Delinquency Conference on May 13 – 16, 2014  
9 in San Diego, California; and  
10

11 WHEREAS, all conference expenses will be paid by the National Council on Crime and  
12 Delinquency and all travel expenses will be paid by a Wisconsin Department of Justice grant;  
13 and  
14

15 WHEREAS, staff will benefit from the information provided at the conference;  
16

17 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
18 Supervisors authorizes Stacy Ledvina to travel out-of-state to attend the National Council on  
19 Crime and Delinquency Conference scheduled for May 13 – 16, 2014 in San Diego, California.

Dated this 18th day of February 2014.

Respectfully submitted by the Human Services Board.

FISCAL IMPACT: Conference costs, including lodging, meals, and travel, will be paid by the National Council on Crime and Delinquency and the Wisconsin Department of Justice. Estimated wages and benefits for staff time at the conference is \$1,465 and will not be reimbursed.

APPROVED: Bob Ziegelbauer, County Executive.

Lakeland Care District: Supervisor Brey reported the next meeting will be on February 19.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Wagner reported the next LCC meeting will be on March 20 and the NREC meeting will be on April 10.



Personnel Committee: Vice-Chairperson Behnke gave a brief report. The next meeting will be on March 18.

Planning and Park Commission: Supervisor Waack moved, seconded by Supervisor Hoffman to enact Ordinance 7 (2013/2014-88) Repealing and Recreating Manitowoc County Code Chapter 20 (Wireless Communication Facilities). Upon vote, the motion carried unanimously.

No. 2013/2014 - 88

**ORDINANCE REPEALING AND RECREATING  
MANITOWOC COUNTY CODE CHAPTER 20  
(Wireless Communication Facilities)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County has adopted Manitowoc County Code Chapter 20,  
2 Wireless Communication Facilities, which establishes minimum standards for the siting of  
3 towers, antennas, and wireless communication facilities in Manitowoc County; and  
4

5 WHEREAS, the State of Wisconsin has recently adopted 2013 Wisconsin Act 20, which  
6 created Wis. Stat. § 66.0404 pertaining to mobile tower siting regulations and Wis. Stat. §  
7 66.0406 pertaining to radio broadcast service facility regulations; and  
8

9 WHEREAS, the provisions created by 2013 Wisconsin Act 20 preempt local ordinances  
10 and require that Manitowoc County revise Manitowoc County Code Chapter 20 to conform to  
11 the newly created statutes;  
12

13 NOW, THEREFORE, the county board of supervisors of the county of Manitowoc does  
14 ordain as follows:  
15

16 Manitowoc County Code Chapter 20, Wireless Communications Facilities, is repealed  
17 and recreated as Manitowoc County Code Chapter 20, Mobile and Radio Broadcast Services, to  
18 read as follows:  
19

20 CHAPTER 20

21 MOBILE AND RADIO BROADCAST SERVICES

22 Part I. General Provisions.

23 20.01 Title.

24 20.02 Authority.

25 20.03 Purpose.

26 20.04 Jurisdiction and Scope.

30 20.05 Relation to Other Ordinances.

31 20.06 Definitions.

33 Part II. Mobile Services Facilities and Structures.

35 20.07 Pre-existing Facilities and Structures.

36 20.08 New Facilities and Structures.

37 20.09 Class 1 Collocation.

38 20.10 Class 2 Collocation.

40 Part III. Radio Broadcast Services Facilities and Structures.

42 20.11 Pre-existing Facilities and Structures.

43 20.12 Application Procedure.

45 Part IV. Universal Regulations.

47 20.13 Applicability.

48 20.14 Emergency Communications Corridors.

49 20.15 Federal Requirements.

50 20.16 Markings.

51 20.17 Removal.

52 20.18 Security.

53 20.19 Setbacks.

54 20.20 Zoning Regulations.

56 Part V. Administration and Enforcement.

58 20.21 Administration.

59 20.22 Permit Fees and Other Charges.

60 20.23 Violations.

61 20.24 Penalties.

63 PART I. GENERAL PROVISIONS.

65 20.01 Title.

67 This ordinance may be referred to as the Mobile and Radio Broadcast Services Ordinance.

69 20.02 Authority.

71 This ordinance is adopted pursuant to authority granted by Wis. Stat. §§ 59.69, 66.0404,  
72 and 66.0406.

74 20.03 Purpose.

The purpose of this ordinance is to promote the health and safety of the general public by establishing minimum standards for the siting of antennas, towers, and other structures necessary to provide mobile and radio broadcast services in Manitowoc County. This ordinance is intended to enhance the ability to efficiently and effectively provide mobile and radio broadcast services.

#### 20.04 Jurisdiction and Scope.

- (1) This ordinance applies to all mobile and radio broadcast service facilities and structures located outside the limits of any incorporated city or village within the boundaries of Manitowoc County.
- (2) This ordinance does not apply to any federally-licensed amateur radio facility or structure, receive-only antenna, or temporary mobile or broadcast service facility or structure used to provide public information coverage during an emergency or other news event.
- (3) Any other provision of this ordinance notwithstanding, a mobile or radio broadcast service facility or structure that is located within 3 statute miles of the boundary of the Manitowoc County Airport must comply with the requirements of Manitowoc County Code Chapter 11, Part IV, Airport Approach Protection Ordinance.

#### 20.05 Relation to Other Ordinances.

All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed.

#### 20.06 Definitions.

In addition to the definitions contained in Wis. Stat. §§ 66.0404 and 66.0406, which are incorporated herein by reference, for purposes of this ordinance:

“Alternative tower structure” means any man-made structure, such as a bell steeple, building, clock tower, light pole, silo, or water tower, which is used to support an antenna or to camouflage or conceal the presence of an antenna or tower.

“Board of Adjustment” means the Manitowoc County Board of Adjustment established pursuant to MCC § 8.19.

“Department” means the Manitowoc County Planning and Zoning Department.

“Department director” means the director of the Manitowoc County Planning and Zoning Department or the department director’s designee. Any reference in the Manitowoc County Code to a code administrator or a zoning administrator is deemed to be a reference to the department director.

“FAA” means the Federal Aviation Administration.

“FCC” means the Federal Communications Commission.

“Height,” when referring to a tower or other structure, means the distance measured from ground level to the highest point on the tower or other structure, even if the highest point is an antenna attached to the tower or other structure.

“Tower” means any structure that is designed and constructed primarily for the purpose of supporting one or more antennas and includes, but is not limited to, guy towers, monopole towers, self-supporting lattice towers, and alternative tower structures used in providing mobile or radio broadcast services.

“Tower site” means the area surrounding a tower and any antenna, fencing, landscaping, lots, structure, supporting equipment, tower, or other object, equipment, or thing used in connection with the tower.

“Zoning permit” means a permit issued by the Manitowoc County Planning and Zoning Department pursuant to MCC § 8.50.

## PART II. MOBILE SERVICES FACILITIES AND STRUCTURES.

### 20.07 Pre-existing Facilities and Structures.

- (1) Facilities and structures that were constructed prior to the effective date of this ordinance are not subject to this ordinance, except as provided herein.
- (2) A pre-existing facility or structure that is damaged by fire, storm, or other casualty or that requires replacement may be repaired, reconstructed, or replaced provided that the repaired, reconstructed, or replaced facility or structure complies with its original conditional use permit and the repaired, reconstructed, or replaced facility or structure does not exceed the height of the original facility or structure.
- (3) Any improvement to a pre-existing facility or structure that is inconsistent with the original conditional use permit or that increases the height of the original facility or structure must comply with this ordinance.

### 20.08 New Facilities and Structures.

- (1) A zoning permit is required for the construction of any new mobile service facility or structure.
- (2) The department will provide an applicant with a zoning permit application form upon request.
- (3) An applicant must submit a written application for a zoning permit to the department. The application must contain the following information:

- 169
- 170 (a) The name and business address of the applicant, along with the name of a
- 171 contact person.
- 172
- 173 (b) The location of the proposed facility and structure.
- 174
- 175 (c) An explanation why the applicant chose the proposed location and why the
- 176 applicant did not choose collocation, including a sworn statement from an
- 177 individual who has responsibility over the placement of the mobile service
- 178 support structure attesting that collocation within the applicant's search ring
- 179 would not result in the same mobile service capacity, coverage, and
- 180 functionality; is technically infeasible; or is economically burdensome to the
- 181 mobile service provider.
- 182
- 183 (d) A construction plan describing the proposed mobile service support structure
- 184 and the equipment and network components, including antennas, base stations,
- 185 cabling, power supplies, receivers, transmitters, and related equipment to be
- 186 placed on or around the new mobile service support structure.
- 187
- 188 (e) A site plan depicting the tower site, including the location of any structures,
- 189 setbacks, and the tower height.
- 190
- 191 (4) An application that contains all of the information required under this ordinance will
- 192 be considered to be complete. If the department does not believe that the application
- 193 is complete, it shall notify the applicant in writing, within 10 days of receiving the
- 194 application, that the application is not complete. The written notification must
- 195 specify in detail the required information that was incomplete. An applicant may
- 196 resubmit an application as often as necessary until it is complete.
- 197
- 198 (5) Within 90 days of receipt of a complete application, the department shall complete
- 199 all of the following or the applicant may consider the application approved, except
- 200 that the applicant and the department may agree in writing to an extension of the 90
- 201 day period:
- 202
- 203 (a) Review the application to determine whether it complies with all applicable
- 204 aspects of the county's zoning ordinances, subject to the limitations in Wis.
- 205 Stat. § 66.0404.
- 206
- 207 (b) Make a final decision whether to approve or disapprove the application.
- 208
- 209 (c) Notify the applicant, in writing, of its final decision.
- 210
- 211 (d) If the decision is to disapprove the application, the written notification must set
- 212 forth the substantial evidence that supports the decision.
- 213

(6) The department may disapprove an application if an applicant refuses to evaluate the feasibility of collocation within the applicant's search ring and provide the sworn statement described in sec. 20.08(3)c.

(7) A party who is aggrieved by the department's final decision may bring an action in the circuit court.

#### 20.09 Class 1 Collocation.

(1) A zoning permit is required for a class 1 collocation.

(2) The department will provide an applicant with a zoning permit application form upon request.

(3) An applicant must submit a written application for a zoning permit to the department. The application must contain the following information:

(a) The name and business address of the applicant, along with the name of a contact person.

(b) The location of the affected facility and support structure.

(c) A construction plan describing the proposed modifications to the support structure and the equipment and network components, including antennas, base stations, cabling, power supplies, receivers, transmitters, and related equipment to be placed on or around the new mobile service support structure.

(d) A site plan depicting the tower site, including the location of any structures, setbacks, and the tower height.

(4) An application that contains all of the information required under this ordinance will be considered to be complete. If the department does not believe that the application is complete, it shall notify the applicant in writing, within 10 days of receiving the application, that the application is not complete. The written notification must specify in detail the required information that was incomplete. An applicant may resubmit an application as often as necessary until it is complete.

(5) Within 90 days of receipt of a complete application, the department shall complete all of the following or the applicant may consider the application approved, except that the applicant and the department may agree in writing to an extension of the 90 day period:

(a) Review the application to determine whether it complies with all applicable aspects of the county's zoning ordinances, subject to the limitations in Wis. Stat. § 66.0404.

(b) Make a final decision whether to approve or disapprove the application.

(c) Notify the applicant, in writing, of its final decision.

(d) If the decision is to disapprove the application, the written notification must set forth the substantial evidence that supports the decision.

(6) The department may disapprove an application if an applicant refuses to evaluate the feasibility of collocation within the applicant's search ring and provide the sworn statement described in sec. 20.08(3)c.

(7) A party who is aggrieved by the department's final decision may bring an action in the circuit court.

#### 20.10 Class 2 Collocation.

(1) A zoning permit is required for a class 2 collocation. A class 2 collocation is subject to the same requirements for the issuance of a zoning permit as any other commercial development or land use development.

(2) The department will provide an applicant with a zoning permit application form upon request.

(3) An applicant must submit a written application for a zoning permit to the department. The application must contain the following information:

(a) The name and business address of the applicant, along with the name of a contact person.

(b) The location of the affected facility and structure.

(c) A construction plan describing the proposed modifications to the support structure and the equipment and network components, including antennas, base stations, cabling, power supplies, receivers, transmitters, and related equipment to be placed on or around the new mobile service support structure.

(d) A site plan depicting the tower site, including the location of any structures, setbacks, and the tower height.

(4) An application that contains all of the information required under this ordinance will be considered to be complete. If the department does not believe that the application is complete, it shall notify the applicant in writing, within 5 days of receiving the application, that the application is not complete. The written notification must specify in detail the required information that was incomplete. An applicant may resubmit an application as often as necessary until it is complete.

(5) Within 45 days of receipt of a complete application, the department shall complete

all of the following or the applicant may consider the application approved, except that the applicant and the department may agree in writing to an extension of the 45 day period:

- (a) Make a final decision whether to approve or disapprove the application.
  - (b) Notify the applicant, in writing, of its final decision.
  - (c) If the application is approved, issue the applicant the relevant permit.
  - (d) If the decision is to disapprove the application, the written notification must set forth the substantial evidence that supports the decision.
- (6) A party who is aggrieved by the department's final decision may bring an action in the circuit court.

### PART III. RADIO BROADCAST SERVICES FACILITIES AND STRUCTURES.

#### 20.11 Pre-existing Facilities and Structures.

- (1) Facilities and structures that were constructed prior to the effective date of this ordinance are not subject to this ordinance, except as provided herein.
- (2) A pre-existing facility or structure that is damaged by fire, storm, or other casualty or that requires replacement may be repaired, reconstructed, or replaced provided that the repaired, reconstructed, or replaced facility or structure complies with its original conditional use permit and the repaired, reconstructed, or replaced facility or structure does not exceed the height of the original facility or structure.
- (3) Any improvement to a pre-existing facility or structure that is inconsistent with the original conditional use permit or that increases the height of the original facility or structure must comply with this ordinance.

#### 20.12 Application Procedure.

- (1) A conditional use permit and a zoning permit are required for:
  - (a) the modification of a pre-existing facility or structure if the modification is inconsistent with the original conditional use permit or increases the height of the original facility or structure; or
  - (b) the construction of any new radio broadcast service facility or structure.
- (2) The department will provide an applicant with a conditional use permit application form and a zoning permit application form upon request.



- 353 (3) An applicant's conditional use permit application will be processed as provided for  
354 in MCC § 8.52.  
355
- 356 (4) An applicant must submit a written application for a zoning permit to the  
357 department. The application must contain the following information:  
358
- 359 (a) The name and business address of the applicant, along with the name of a  
360 contact person.  
361
- 362 (b) The location of the proposed facility and structure.  
363
- 364 (c) A construction plan describing the existing or proposed facility and structure  
365 and the equipment and network components, including antennas, base stations,  
366 cabling, power supplies, receivers, transmitters, and related equipment to be  
367 placed on or around the new facility and structure.  
368
- 369 (5) An application that contains all of the information required under this ordinance will  
370 be considered to be complete. If the department does not believe that the application  
371 is complete, it shall notify the applicant in writing, within 10 days of receiving the  
372 application, that the application is not complete. The written notification must  
373 specify in detail the required information that was incomplete. An applicant may  
374 resubmit an application as often as necessary until it is complete.  
375
- 376 (6) Within 90 days of receipt of a complete application, the department shall complete  
377 all of the following or the applicant may consider the application approved, except  
378 that the applicant and the department may agree in writing to an extension of the 90  
379 day period:  
380
- 381 (a) Review the application to determine whether it complies with all applicable  
382 aspects of the county's zoning ordinances, subject to the limitations in Wis.  
383 Stat. § 66.0404.  
384
- 385 (b) Make a final decision whether to approve or disapprove the application.  
386
- 387 (c) Notify the applicant, in writing, of its final decision.  
388
- 389 (d) If the decision is to disapprove the application, the written notification must set  
390 forth the substantial evidence that supports the decision.  
391
- 392 (7) A party who is aggrieved by the department's final decision may appeal the action to  
393 the board of adjustment.  
394

395 PART IV. UNIVERSAL REGULATIONS.  
396

397 20.13 Applicability.  
398

The standard regulations contained in this part are applicable to all mobile and radio broadcast service facilities and structures.

#### 20.14 Emergency Communications Corridors.

- (1) An antenna or tower may not be located within an emergency communications corridor, which is defined as the area within an existing line-of-sight communications path that is used by a government or military entity to provide services essential to protect public safety.
- (2) Manitowoc County provides emergency communications services that are essential to protect public safety using facilities at the following locations:

MANITOWOC COUNTY COMMUNICATIONS FACILITIES			
SITE	ELEVATION (FEET AT BASE)	NAD 83 LATITUDE DEG/MIN/SEC	NAD 83 LONGITUDE DEG/MIN/SEC
Cato	933.63	44°06'59.7200"N	87°51'33.6926"W
Cleveland	709.50	43°54'43.6021"N	87°45'35.7555"W
Franklin	891.84	44°10'52.0009"N	87°50'25.9638"W
Kiel	920.46	43°44'47.4850"N	88°02'18.2792"W
Liberty	964.98	44°00'35.6622"N	87°53'28.5993"W
Maribel	865.00	44°16'36.3979"N	87°48'21.9014"W
Manitowoc	607.00	44°05'15.7699"N	87°39'34.6892"W
Two Creeks	654.66	44°16'12.6567"N	87°33'08.4903"W
Two Rivers	633.32	44°11'16.1745"N	87°35'32.8609"W

- (3) Each of the following pairs of communications towers delineate a protected county emergency communications corridor:
  - (a) Franklin and Cato;
  - (b) Franklin and Liberty;
  - (c) Franklin and Maribel;
  - (d) Franklin and Two Creeks;
  - (e) Franklin and Two Rivers;

- (f) Liberty and Cato;
- (g) Liberty and Cleveland;
- (h) Liberty and Kiel;
- (i) Manitowoc and Cato;
- (j) Manitowoc and Cleveland;
- (k) Manitowoc and Franklin;
- (l) Manitowoc and Liberty;
- (m) Manitowoc and Two Creeks;
- (n) Manitowoc and Two Rivers;
- (o) Two Creeks and Maribel; and
- (p) Two Creeks and Two Rivers.

#### 20.15 Federal Requirements.

Each mobile and radio broadcast service facility and structure must meet or exceed all applicable regulations and standards of the FAA, FCC, and any other federal agency with authority over the facility and structure that are in effect at the time the facility or structure is placed in service.

#### 20.16 Markings.

A tower or antenna may not be used to display any advertising, but may display identifying information, such as call letters, frequencies, or FCC registration numbers, if required by federal or state law, regulation, rule, or order.

#### 20.17 Removal.

- (1) An applicant for a permit under this ordinance must submit a copy of a signed agreement between the owner of the antenna, tower, and supporting equipment, facilities, and structures and the owner of the property on which the antenna, tower, and supporting equipment, facilities, and structures are located that sets forth the arrangement for the removal of any abandoned antenna, tower, and supporting equipment, facilities, and structures. The agreement must provide for it to be binding on all future owners or successors in interest of the antenna, tower, and supporting equipment, facilities, and structures.

- (2) An antenna or tower that is not used for a continuous 12-month period will be deemed abandoned. If 2 or more antennas are collocated on a single tower, the tower will not be deemed abandoned so long as at least one antenna remains in use.
- (3) The department director may issue a notice of abandonment to the owner of an antenna or tower and the owner of the property on which an antenna or tower is located if the department director determines an antenna or tower is abandoned. The notice will specify each antenna, tower, and any equipment, facilities, or structures that must be removed.
- (4) The owner of an abandoned antenna or tower or of the property on which the antenna or tower is located must remove the abandoned antenna or tower and equipment, facilities, or structures within 90 days of receipt of a notice of abandonment.
- (5) The notice of abandonment will be withdrawn if the antenna or tower owner provides information to the department director within 30 days from the date of the notice showing that the antenna or tower has not been abandoned.
- (6) If the abandoned antenna, tower, and supporting equipment, facilities, and structures are not removed, the department director may remove and salvage them at the property owner's expense. If the salvage proceeds are insufficient to cover the cost of removal, the cost of removal will become a lien against the property on which the antenna, tower, and supporting equipment, facilities, and structures were located.

#### 20.18 Security.

Each mobile and radio broadcast service facility and structure must be protected by security measures sufficient to deter the general public from obtaining access to the facility and structure.

#### 20.19 Setbacks.

- (1) Each mobile and radio broadcast service facility and structure must meet or exceed all applicable setback requirements.
- (2) A tower or support structure must be setback from the nearest property line by a distance that is at least equal to its height. If the applicant provides the department with an engineering certification showing that the tower or support structure is designed to collapse within a smaller area, this requirement will not apply unless the department provides the applicant with substantial evidence that the engineering certification is flawed.

#### 20.20 Zoning Regulations.

- (1) An antenna or tower may be considered as either a principal or an accessory use. The presence of an existing structure on or a different existing use for a lot does not preclude the installation of an antenna or tower on the lot as an accessory use.

- 533
- 534 (2) For the purpose of determining whether the installation of an antenna or tower
- 535 complies with zoning regulations, including but not limited to setback and lot
- 536 coverage requirements, the dimensions of the entire lot will be used even if the
- 537 antenna or tower is located on a smaller leased parcel within a lot.
- 538
- 539 (3) An antenna or tower that is constructed or installed in compliance with this
- 540 ordinance will not constitute the expansion of a nonconforming structure or use.
- 541

542 PART V. ADMINISTRATION AND ENFORCEMENT

543

544 20.21 Administration.

545

- 546 (1) This ordinance will be administered by the department director.
- 547
- 548 (2) Inspection Authority. A person shall, as a condition of any application for a permit
- 549 and any permit issued pursuant to this ordinance, grant the department director
- 550 permission to enter upon any lands specified in the application or permit, in order to
- 551 determine compliance with this ordinance. If permission to enter lands is not given,
- 552 entry may be gained pursuant to Wis. Stat. sec. 66.0119.
- 553
- 554 (3) Citation Authority. The department director may issue a citation for any violation of
- 555 this ordinance.
- 556
- 557 (4) Referral Authority. The department director may refer a violation of this ordinance
- 558 to the corporation counsel for legal action.
- 559
- 560 (5) Other Enforcement Means. Nothing in this section may be construed to prevent the
- 561 county from using any other lawful means to enforce this ordinance.
- 562

563 20.22 Permit Fees and Other Charges.

564

- 565 (1) The permit fee for siting and construction of each new mobile service facility or
- 566 structure is \$3,000.
- 567
- 568 (2) The permit fee for each class 1 collocation is \$3,000.
- 569
- 570 (3) The permit fee for each class 2 collocation is \$75.
- 571
- 572 (4) The permit fee for each radio broadcast services facility or structure is \$3,000.
- 573
- 574 (5) An applicant is responsible for paying all fees and expenses charged by a third-party
- 575 consultant retained by the department to review a mobile or radio broadcast services
- 576 application or permit, except that the department is responsible for the third-party
- 577 consultant's travel expenses. An applicant's failure to pay a third-party consultant's

578 fees and expenses, other than travel expenses, is grounds to deny an application or  
579 revoke a permit  
580

581 20.23 Violations.  
582

- 583 (1) It is unlawful for any person to construct, install, modify, or locate any mobile or  
584 radio broadcast services facility or structure in violation of any provision of this  
585 ordinance or to otherwise violate any provision of this ordinance.  
586
- 587 (2) It is unlawful for any person to knowingly provide false information, make a false  
588 statement, or fail to provide or misrepresent any material fact to a county agent,  
589 board, commission, committee, department, employee, officer, or official acting in  
590 an official capacity under this ordinance.  
591
- 592 (3) A separate offense is deemed committed on each day that a violation occurs or  
593 continues.  
594
- 595 (4) The failure of any agent, board, commission, committee, department, employee,  
596 officer, or official to perform any official duty imposed by this code will not subject  
597 the agent, board, commission, committee, department, employee, officer, or official  
598 to the penalty imposed for a violation of this code unless a penalty is specifically  
599 provided.  
600

601 20.24 Penalties.  
602

- 603 (1) A person will, upon conviction for a violation of this ordinance, forfeit not less than  
604 \$100 nor more than \$1,000 for each offense, together with the costs of prosecution  
605 for each violation and may be ordered to take such action as is necessary to abate the  
606 offense, including discontinuing the use and removing any antenna, building, support  
607 structure, or tower within a specified time.  
608
- 609 (2) The minimum and maximum forfeitures specified in this section are doubled each  
610 time that a person is convicted for the same violation of this ordinance within any 24  
611 month period.  
612
- 613 (3) A person who has the ability to pay a forfeiture entered pursuant to this ordinance,  
614 but who fails or refuses to do so may be confined in the county jail until the  
615 forfeiture and costs are paid, but the period of confinement may not exceed 30 days.  
616 In determining whether a person has the ability to pay, all items of income and all  
617 assets may be considered regardless of whether the income and assets are subject to  
618 garnishment, lien, or attachment by creditors.  
619
- 620 (4) In the event an offense is not abated as ordered, Manitowoc County may take such  
621 action as is necessary to abate the offense and the cost of such abatement will  
622 become a lien upon the person's property and may be collected in the same manner  
623 as other taxes.  
624

625 This ordinance is effective March 1, 2014.

Dated this 18th day of February 2014.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: Indeterminable.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Waack moved, seconded by Supervisor Korinek to enact Ordinance 8 (2013/2014-89) Amending Manitowoc County Code Chapter 11, Airport Ordinance (Navigation Aid Protection Zone). Upon vote, the motion carried unanimously.

No. 2013/2014 - 89

**ORDINANCE AMENDING MANITOWOC COUNTY CODE  
CHAPTER 11, AIRPORT ORDINANCE  
(Navigation Aid Protection Zone)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County has entered into Airport Improvement Grant Agreements  
2 with the Federal Aviation Administration for the construction, operation, and maintenance of  
3 FAA-owned facilities at the Manitowoc County Airport in order to support air traffic operations;  
4 and  
5

6 WHEREAS, the Federal Aviation Administration has operated a VORTAC navigational  
7 aid at the Airport since at least 1987, and the VORTAC consists of a co-located VHF  
8 omnidirectional range (VOR) beacon and a tactical air navigation system (TACAN) beacon that  
9 provides azimuth information to civil and military aircraft; and  
10

11 WHEREAS, the Federal Aviation Administration recently upgraded navigation,  
12 communication, and weather aids at the Manitowoc County Airport, including the VORTAC  
13 navigation aid, and requires that the county place certain zoning restrictions on the county's  
14 property in order to protect the VORTAC navigational aid;  
15

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

19 Manitowoc County Code Chapter 11, Airport Ordinance, Part IV, Approach Protection, is  
20 amended to read as follows: "Approach and Navigation Aid Protection."  
21

22 Manitowoc County Code sec. 11.37, Subtitle, is amended to read as follows: "This part  
23 may be referred to as the "Airport Approach and Navigation Aid Protection Ordinance" or the  
24 "Airport Protection Ordinance."  
25

Manitowoc County Code 11.39(1m) is created to read as follows:

The Navigation Aid Protection Map is adopted, incorporated by reference, placed on file with, and available for inspection at the Planning and Zoning Department Office.

Manitowoc County Code 11.40(1m) is created to read as follows:

The area within 1,000 feet of the center base point of the VORTAC facility at the Manitowoc County Airport that is owned by the county is designated as a navigation aid protection zone.

Manitowoc County Code sec. 11.41(1m) is created to read as follows:

(a) The county will limit the use of its property within the navigation aid protection zone to normal airport use and crop raising, will not permit the growth of trees greater than 5 feet in height, and will not allow any object or structure greater than 5 feet in height, exclusive of farm machinery or other vehicles in motion, to be erected or placed upon said land.

(b) The county will not allow the construction of any additional metallic fence within 500 feet of the center base point of the VORTAC facility without written approval of the Federal Aviation Administration and will allow the Federal Government to replace any existing metallic fence within 500 feet of the center base point of the VORTAC facility with wood board fence of a design suitable for the intended purpose of the existing metallic fence.

This ordinance is effective March 1, 2014.

Dated this 18th day of February 2014.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Waack moved, seconded by Supervisor Korinek to enact Ordinance 9 (2013/2014-90) Amending Zoning Map (Patrick Gonia). Upon vote, the motion carried unanimously.

No. 2013/2014 - 90

**ORDINANCE AMENDING ZONING MAP  
(Patrick Gonia)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Planning and Park Commission, after providing the required notice, held a public hearing on a petition for a zoning ordinance amendment on January 27, 2014; and



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

6  
7 NOW, THEREFORE, the county board of supervisors of the County of Manitowoc does  
8 ordain as follows:

9  
10 A parcel of land located in the SE ¼, Section 24, T21N-R23E, Town of Gibson,  
11 Manitowoc County, Wisconsin, commencing at the S ¼ corner of said Section 24;  
12 thence easterly approximately 854 feet which is the point of real beginning; thence  
13 northerly approximately 329 feet; thence easterly approximately 478 feet; thence  
14 southerly approximately 299 feet; thence southeasterly approximately 39 feet; thence  
15 westerly 503 feet to the point of real beginning, said parcel containing approximately  
16 3.62 acres of land, is rezoned from General Agriculture (GA) to Small Estate (SE).

Dated this 18th day of February 2014.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Waack moved, seconded by Supervisor Brey to enact Ordinance 10 (2013/2014-91)  
Amending Zoning Map (Lisa Temme). Upon vote, the motion carried unanimously.

No. 2013/2014 - 91

**ORDINANCE AMENDING ZONING MAP  
(Lisa Temme)**

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 27, 2014; and  
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of  
5 testimony and an examination of the facts, 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  
9 ordain as follows:

10  
11 A parcel of land located in the SW ¼, SW ¼, Section 28, T20N-R23E, Town of  
12 Kossuth, Manitowoc County, Wisconsin, commencing at the SW corner of said  
13 Section 21; thence northerly approximately 33 feet; thence easterly approximately 33  
14 feet to the north r/w of Rockwood Road which is the point of real beginning; thence

15 easterly approximately 360 feet; thence northerly approximately 160 feet; thence  
16 northwesterly approximately 410 feet to the east r/w of Blackbird Lane; thence  
17 southerly along the east r/w of Blackbird Lane approximately 375 feet to the point of  
18 real beginning, said parcel containing approximately 2.50 acres of land, is hereby  
19 from Large Estate (LE) to Small Estate (SE).

Dated this 18th day of February 2014.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

The next meeting will be March 24

Public Safety Committee: Supervisor Henrickson gave a brief report. The next meeting will be March 12.

Supervisor Henrickson moved, seconded by Supervisor Holschbach to adopt Resolution 11 (2013/2014-92) Authorizing Out-of-State Travel (Connie Bashaw). Upon vote, the motion carried with 21 ayes and 1 no. Supervisor Kohlman voted no; all other supervisors voted aye.

No. 2013/2014 - 92

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL  
(Connie Bashaw)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Joint Dispatch Center relies heavily on the Aegis software system to  
2 assist the law enforcement, fire, and emergency medical service providers that serve the citizens  
3 of Manitowoc County; and  
4

5 WHEREAS, the Joint Dispatch Center Supervisor maintains and supports critical  
6 hardware and software systems for the Joint Dispatch Center and must stay current with changes  
7 in the software systems; and  
8

9 WHEREAS, an annual Aegis software systems conference is the primary means by which  
10 the Joint Dispatch Center Supervisor can stay current with system changes, learn new  
11 methodologies, participate in hands-on seminars, and improve the skills required to maintain the  
12 systems;  
13

14 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
15 Supervisors authorizes Joint Dispatch Center Supervisor Connie Bashaw to attend the three-day  
16 Aegis Public Safety Conference in Boca Raton, Florida from April 6-8, 2014.

Dated this 18th day of February 2014.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: Expenses for the trip are included in the 2014 adopted budget for Joint Dispatch. Estimated cost of salary and benefits for time at conference is \$1,021.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Henrickson moved, seconded by Supervisor Kopecky to adopt Resolution 12 (2013/2014-93) Authorizing Out-of-State Travel (Nancy H. Crowley). Upon vote, the motion carried with 20 ayes and 2 noes. Supervisors Kohlman and Metzger voted no; all other supervisors voted aye.

No. 2013/2014 - 93

**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  
2 the Immediate Past-President and a member of the Board of Directors for the National  
3 Radiological Emergency Preparedness Conference that will be held in Salt Lake City, Utah from  
4 April 5 to 11, 2014; and  
5

6 WHEREAS, all expenses (airfare, hotel, meals, and surface transportation) will be borne  
7 by NextEra Energy Point Beach;  
8

9 NOW, THEREFORE, BE IT RESOLVED the Manitowoc County Board of Supervisors  
10 hereby grants permission for Nancy H. Crowley to attend the National Radiological Emergency  
11 Preparedness Conference in Salt Lake City, Utah from April 5 to 11, 2014.

Dated this 18th day of February 2014.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Expenses for the trip are included in the 2014 adopted budget for Emergency Management, including an equal revenue amount that will be reimbursed to Manitowoc County by NextEra Energy (Point Beach). Estimated salary and benefits paid while attending conference is \$2,613.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Henrickson moved, seconded by Supervisor Baumann to adopt Resolution 13 (2013/2014-94) Authorizing Out-of-State Travel (William Manis). Upon vote, the motion carried with 21 ayes and 1 no. Supervisor Kohlman voted no; all other supervisors voted aye.

No. 2013/2014 - 94

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL  
(William Manis)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Deputy Coroner William Manis is required to fully and accurately  
2 investigate deaths and is required to testify as to the cause and manner of death in legal  
3 proceedings in court; and  
4

5 WHEREAS, the complex field of forensic science requires continuing education and  
6 specialized training for Medicolegal Death Investigators to remain current in their field; and  
7

8 WHEREAS, medicolegal experts and practitioners will be presenting information at a  
9 five-day conference at St. Louis University that will advance and enhance Deputy Coroner  
10 Manis's expertise and reduce the cost of diagnostics for the Coroner's Office;  
11

12 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
13 Supervisors authorizes Deputy Coroner Manis to travel out of state to attend the five-day  
14 Medicolegal Investigation of Death Training at St. Louis University in St. Louis, Missouri from  
15 March 31 through April 4, 2014.

Dated this 18th day of February 2014.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: Conference costs, including lodging, travel, and meals, are estimated not to exceed \$2,295. Estimated wage and benefit cost is \$768. These costs are included in the Coroner's approved budget.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Henrickson moved, seconded by Supervisor Korinek to adopt Resolution 14 (2013/2014-95) Amending 2014 Budget (Emergency Management – Florida Power & Light Company). Upon vote, the motion carried with 21 ayes and 1 no. Supervisor Kohlman voted no; all other supervisors voted aye.

**RESOLUTION AMENDING 2014 BUDGET  
(Emergency Management - Florida Power & Light Company)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1        WHEREAS, Manitowoc County Emergency Management is reimbursed by Florida Power  
2 & Light Company for annual expenditures attributed to nuclear plant emergency preparedness;  
3 and  
4

5        WHEREAS, Florida Power & Light Company has notified the Emergency Management  
6 Department that it has increased its 2014 allocation for reimbursement by \$7,922; and  
7

8        WHEREAS, sound financial management practices, state statute, and County Board Rules  
9 require that the County Board act on any changes to the adopted budget;  
10

11        NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
12 Supervisors authorizes the Emergency Management Department to accept the increased  
13 allocation of \$7,922 from Florida Light & Power Company, that the 2014 budget is amended by  
14 the amount stated, and that the Comptroller/Auditor is directed to record such information in the  
15 official books of the County for the year ending December 31, 2014 as may be required.

Dated this 18th day of February 2014.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT:        No tax levy impact.    Increases the 2014 Emergency Management  
Nuclear Preparedness budgeted revenue account 25100.46200.62 by  
\$7,922 and expenditure account 25100.53998 by \$7,922.

APPROVED:                Bob Ziegelbauer, County Executive.

Public Works Committee: Supervisor Weiss gave a brief report. The next meeting will be on  
March 12.

Supervisor Gerroll moved to adjourn, seconded by Supervisor Brey, and the motion was adopted  
by acclamation. The meeting adjourned at 7:54 p.m.

Respectfully submitted,  
Jamie J. Aulik, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN  
**Corrected on 3/24/2014**

Tuesday, March 18, 2014

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 18th day of March 2014, for the purpose of transacting business as a Board of Supervisors.

Chairperson Paul “Biff” Hansen called the meeting to order at 7:00 p.m.

Supervisor **Greg Dufek** gave the invocation which was followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 24 members present: Bauknecht, Baumann, Behnke, Brey, Burke, Cavanaugh, Dufek, Gerroll, Hansen, Henrickson, Hoff, Hoffman, Holschbach, Kohlman, Kopecky, Korinek, Maresh, Metzger, Rasmus, Vogel, Vogt, Waack, Wagner, and Weiss. Supervisor Nickels was excused.

On a motion by Supervisor Behnke, seconded by Supervisor Henrickson the February 18, 2014 meeting minutes were approved unanimously.

The clerk announced changes to the agenda. Supervisor Bauknecht moved, seconded by Supervisor Maresh to approve the agenda. Upon vote, the motion carried unanimously.

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS

Chairperson Hansen read and co-presented with County Executive Ziegelbauer a commemoration of service to family members of former county board supervisor Jim Barnes. The members of his family said he never asked for recognition and considered his service on the county board to be an honor.

Chairperson Hansen read certificates of appreciation for Janice Klein and Gary Tackes for their years of service to Manitowoc County.

Chairperson Hansen read and co-presented with County Executive Ziegelbauer a certificate of appreciation to James Blaha for his years of service as the Manitowoc County Health Officer. He noted that the work their department does is oftentimes in the background, and it’s hard to change human behavior. He thanked the board for their support of his department over the course of his years of service.

Chairperson Hansen read and co-presented with County Executive Ziegelbauer a proclamation acknowledging April 2014 as Parents Who Host, Lose the Most month. Public Health Nurse Barbara Herrmann accepted the proclamation and noted the significant harm that alcohol causes to minors. She said that parents who buy alcohol for their own children is harmful, and for minors who aren’t their own children it is illegal.

*Chairperson Hansen read and co-presented with County Executive Ziegelbauer a proclamation proclaiming April as Child Abuse and Neglect Prevention Month. Cindy Schroeder and Sue Ader of the Human Services Department accepted the proclamation and said that even though it isn't big news, there were 423 cases of abuse in 2013. They announced upcoming events which supported the prevention of child abuse.*

Chairperson Hansen read and co-presented with County Executive Ziegelbauer a proclamation recognizing National Public Safety Telecommunicators Week. Joint Dispatch Center Supervisor Connie Bashaw accepted the proclamation and said it was nice to be recognized for the hard and stressful work that dispatchers have in their line of work, and said they appreciated the board's support.

Supervisor Todd Holschbach read a proclamation declaring April as Restore the Shore Month. He talked about a project involving multiple entities and volunteer groups which sought to remove invasive species, and to protect migratory birds in the lakeshore area.

Chairperson Hansen read and co-presented with County Executive Ziegelbauer a certificate of appreciation for Supervisor Mike Bauknecht's service to the county board. Supervisor Bauknecht thanked his constituents, former county board chairs for their dedication, and he looked forward to spending more time with his family.

Chairperson Hansen read and co-presented with County Executive Ziegelbauer a certificate of appreciation for Supervisor Dave Korinek's service to the county board. Supervisor Korinek noted his time as a citizen member on the Wind Tower Advisory Committee, and said it was different than being on the county board. He said that the board is comprised of supervisors with different ideologies, but they still managed to function well together. In particular, he said that committee meetings were enjoyable.

Rebecca Petersen and Terry Ehle from the Manitowoc-Calumet Library System gave a presentation on the Reach Out and Read program. They said the earlier children are read to, the better outcomes they have. Many low income households don't have any books at all. They started the program in conjunction with Holy Family Memorial pediatrics, and are using grants to buy books. They answered supervisors' questions.

Public Works Director Jeff Beyer gave an overview of the Expo operations for 2013. He noted that there were numerous unexpected maintenance projects that needed attention in 2013, but at the end of the year there was only a slight loss overall. Director Beyer did not expect nearly as many maintenance projects in 2014. He thanked the Expo Board, staff, and volunteers for their hard work and making it a successful venue for the community. He answered supervisors' questions.

#### PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Chairperson Hansen declared public input open at 7:56 p.m.

Maura Yost, Town of Centerville, noted that the constitution says that no laws should be passed to restrain free speech, and spoke in support of a single Human Services Director. She requested that a new resolution be introduced to establish a single Human Services Director, and that the Attorney General's office be asked about the current structure of the Human Services Department co-director positions.

No one else present wished to speak, subsequently Chairperson Hansen closed public input at 8:05 p.m.

A clarification and discussion among the supervisors and Corporation Counsel Rollins followed on the past history of the letter from the Assistant Attorney General regarding the Human Services Co-Director positions.

#### APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Hansen presented County Executive Ziegelbauer's appointment of Cathy Ley to serve as the Director of the Aging and Disability Resource Center of the Lakeshore. Supervisor Hoffman moved, seconded by Supervisor Wagner to approve the appointment. Upon voice vote, the motion passed.

Cathy thanked the board for their support and welcomed the challenges ahead. She also thanked Judy Rank for her service as outgoing director, and noted she had big shoes to fill.

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

Aging & Disability Resource Center of the Lakeshore Board: Supervisor Wagner reported there will be a Commission on Aging meeting on March 25.

Board of Health: Supervisor Vogel gave a brief report. The next meeting will be in May.

Executive Committee: Chairperson Hansen announced he will not be running for chair next term.

Expo-Ice Center Board: Supervisor Cavanaugh gave a brief report. The next meeting will be on April 2.

Finance Committee: Supervisor Brey moved, seconded by Supervisor Baumann to adopt Resolution 1 (2013/2014-96) Authorizing Out-of-State Travel (Scott Blumreich). Upon vote, the motion passed 23-1 with Supervisor Kohlman voting no and all other supervisors voting aye.

No. 2013/2014 - 96

### **RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL (Scott Blumreich)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Information Systems Department maintains and supports critical  
2 hardware and software systems that assist law enforcement agencies, fire departments, and  
3 emergency medical service providers in providing critical care and support services to the  
4 citizens of Manitowoc County; and  
5

6 WHEREAS, the software systems supporting this environment are in a state of constant  
7 change, and the Information Systems Department must stay current with these changes through  
8 continuing education, and



9  
10 WHEREAS, the annual Aegis software systems conference is the primary means by  
11 which Manitowoc County can stay current with these changes and provides an excellent forum  
12 to exchange ideas, learn new methodologies, and participate in hands-on seminars to improve the  
13 skill sets required to maintain the systems;  
14

15 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
16 Supervisors authorizes Aegis Administrator Scott Blumreich to attend the three-day Annual  
17 Aegis MSP Users Conference in Boca Raton, Florida from April 6 through April 8, 2014.

Dated this 18th day of March 2014.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Travel and conference costs, not to exceed \$2,635.00 are included in the approved Information Systems budget (conference - \$1,595; hotel - \$0; air fare - \$848; meals - \$92; and mileage and parking - \$100). Estimated wages and benefits for the time at conference is \$982.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Brey gave a brief report and answered supervisors' questions.

Human Services Board: Supervisor Henrickson gave a brief report. The next meeting will be on March 27.

Lakeland Care District Board: Supervisor Brey gave a brief report and noted the next meeting will be on March 19.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Wagner gave a brief report and noted the next LCC meeting will be on March 20 and the NREC meeting will be on April 10.

Personnel Committee: Supervisor Behnke gave a brief report.

Supervisor Behnke moved, seconded by Supervisor Vogt to adopt Resolution 2 (2013/2014-97) Establishing Compensation (Clerk of Court, Coroner, and Sheriff). Upon discussion and vote, the motion passed 20-4 with Supervisors Behnke, Burke, Kohlman, and Wagner voting no and all other supervisors voting aye.

No. 2013/2014 - 97

**RESOLUTION ESTABLISHING COMPENSATION  
(Clerk of Court, Coroner, and Sheriff)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS

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

5  
6 WHEREAS, the Personnel Committee has reviewed the salary of the Clerk of Court,  
7 Coroner, and Sheriff and recommends that the salary for these offices be increased by 1.5% in  
8 2015, 1.5% in 2016, 1.5% in 2017, and 2.0% in 2018;

9  
10 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of  
11 Supervisors that the total annual compensation for the elected office of Clerk of Court, exclusive  
12 of reimbursements, is set as follows:

- 13  
14 • Effective with the start of the term first commencing on January 5, 2015, the  
15 annual salary will be \$64,393;  
16  
17 • Effective January 1, 2016, the annual salary will be \$65,359;  
18  
19 • Effective January 1, 2017, the annual salary will be \$66,339;  
20  
21 • Effective January 1, 2018, the annual salary will be \$67,666 and will remain at  
22 that amount for ensuing terms unless changed by the County Board in  
23 accordance with State law; and  
24

25 BE IT FURTHER RESOLVED that the total annual compensation for the elected office of  
26 Coroner, exclusive of reimbursements, is set as follows:

- 27  
28 • Effective with the start of the term first commencing on January 5, 2015, the  
29 annual salary will be \$48,295;  
30  
31 • Effective January 1, 2016, the annual salary will be \$49,019;  
32  
33 • Effective January 1, 2017, the annual salary will be \$49,754;  
34  
35 • Effective January 1, 2018, the annual salary will be \$50,749 and will remain at  
36 that amount for ensuing terms unless changed by the County Board in  
37 accordance with State law; and  
38

39 BE IT FURTHER RESOLVED that the total annual compensation for the elected office of  
40 Sheriff, exclusive of reimbursements, is set as follows:

- 41  
42 • Effective with the start of the term first commencing on January 5, the annual  
43 salary will be \$88,989;  
44  
45 • Effective January 1, 2016, the annual salary will be \$90,324;  
46  
47 • Effective January 1, 2017, the annual salary will be \$91,679;

- 48
- 49 • Effective January 1, 2018, the annual salary will be \$93,513 and will remain at
- 50 that amount for ensuing terms unless changed by the County Board in
- 51 accordance with State law; and
- 52

53 BE IT FURTHER RESOLVED that the Sheriff's vehicle allowance has been calculated in

54 accordance with Employee Policy Manual § 26.20 and is set at \$8,115 for 2015; \$8,395 for

55 2016; \$8,675 for 2017; and \$8,954 for 2018; and

56

57 BE IT FURTHER RESOLVED that the Clerk of Court and Coroner are eligible for and

58 may elect to receive health insurance through the County's Group Health Insurance Plan on the

59 same terms and conditions, such as co-pays, deductibles, and premium contributions, any of

60 which may be modified from time to time, as are offered to full-time appointed Department

61 Directors; and

62

63 BE IT FURTHER RESOLVED that the Sheriff is eligible for and may elect to receive

64 health insurance through the County's Group Health Insurance Plan on the same terms and

65 conditions, such as co-pays, deductibles, and premium contributions, any of which may be

66 modified from time to time, as are offered to full-time non-represented employees classified as

67 protective under the Wisconsin Retirement System; and

68

69 BE IT FURTHER RESOLVED that the Clerk of Court, Coroner, and Sheriff are eligible

70 for and may elect to participate in other fringe benefits, such as dental, vision, or life insurance,

71 on the same terms and conditions such as co-pays, deductibles, and premium contributions, any

72 of which may be modified from time to time, as are offered to full-time appointed Department

73 Directors; and

74

75 BE IT FURTHER RESOLVED that the Clerk of Court, Coroner, and Sheriff are eligible

76 for and may participate in such other programs, such as deferred compensation and wellness, on

77 the same terms and conditions, any of which may be modified from time to time, as are offered

78 to full-time appointed Department Directors; and

79

80 BE IT FURTHER RESOLVED that the County shall make all disbursements, payments,

81 and withholdings, such as for F.I.C.A., Wisconsin Retirement System, liability insurance,

82 income taxes, and worker's compensation, as may be required by Federal and State law.

Dated this 18th day of March 2014.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT:	2015	2016	2017	2018
Wages	\$2,980	\$3,025	\$3,071	\$4,155
FICA	228	231	235	318
WRS	357	362	367	497
Vehicle Allowance	(135)	145	425	704
Total	\$3,430	\$3,763	\$4,098	\$5,674

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Behnke moved, seconded by Supervisor Maresh to adopt Resolution 3 (2013/2014-98) Authorizing Out-of-State Travel (Aimee Augustine). Upon vote, the motion passed 23-1 with Supervisor Kohlman voting no and all other supervisors voting aye.

No. 2013/2014 - 98

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL  
(Aimee Augustine)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Veterans Services Department provides critical support to veterans, active  
2 duty military personnel, military retirees, members of the Wisconsin National Guard, Reservists,  
3 and their families in obtaining the state and federal benefits for which they qualify; and  
4

5 WHEREAS, the county's Veterans Service Officers must attend continuing education  
6 classes each year to stay current with changes in laws, regulations, statutes, and program  
7 guidelines and to maintain accreditation with the Wisconsin Department of Veterans Affairs and  
8 other veterans service organizations; and  
9

10 WHEREAS, the county's Veterans Service Officers generally alternate attendance at  
11 conferences held by the National Association of County Veterans Service Officers and the  
12 County Veterans Service Officers Association of Wisconsin in order to ensure the highest and  
13 most effective level of education and knowledge;  
14

15 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
16 Supervisors authorizes Veterans Service Officer Aimee Augustine to travel out-of-state during  
17 the period from June 8 through June 14, 2014 to attend the five-day National Association of  
18 County Veterans Service Officers Annual Conference in Grand Rapids, Michigan.

Dated this 18th day of March 2014.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: Travel and conference costs not to exceed \$2,100 are available in the Veterans Service budget. Wages and benefit cost is estimated to be \$1,238.

APPROVED: Bob Ziegelbauer, County Executive.

Planning and Park Commission: Supervisor Waack said the next meeting will be March 24.

Public Safety Committee: Supervisor Henrickson gave a brief report.

Supervisor Henrickson moved, seconded by Supervisor Holschbach to enact Ordinance 4 Amending Manitowoc County Code § 6.05 (State Statutes Adopted by Reference).

Supervisor Kopecky moved, seconded by Supervisor Hoffman to amend line 54 and insert, “287” between “254” and “340.” Upon vote, the motion passed unanimously. Discussion followed.

Supervisor Brey moved, seconded by Supervisor Metzger to postpone ordinance amending Manitowoc County Code § 6.05 (State Statutes Adopted by Reference) as amended until the next meeting. Upon vote, the motion passed unanimously.

Public Works Committee: Supervisor Weiss gave a brief report. The next meeting will be on April 9.

Supervisor Weiss moved, seconded by Supervisor Cavanaugh to adopt Resolution 5 (2013/2014-99) Authorizing and Delegating Authority for Solid Waste Disposal and Recycling Agreements. Upon vote, the motion passed 23-1 with Supervisor Kohlman voting no and all other supervisors voting aye.

No. 2013/2014 - 99

**RESOLUTION AUTHORIZING AND DELEGATING AUTHORITY FOR  
SOLID WASTE DISPOSAL AND RECYCLING AGREEMENTS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, since 1999 Manitowoc County has been a party to a Waste Disposal  
2 Agreement with Waste Management of Wisconsin, Inc. (Master Contract) under which Waste  
3 Management operates a landfill that accepts solid waste from the County and from any city,  
4 village, or town that is under contract with the County; and  
5

6 WHEREAS, Manitowoc County has entered into cooperative agreements with various  
7 cities, villages, and towns under the Master Contract to provide for the disposal of solid waste  
8 from those municipalities, and those cooperative agreements will expire at the end of April 2014;  
9 and  
10

11 WHEREAS, Manitowoc County operates a Materials Recycling Facility in order to  
12 comply with the requirement of 1989 Wisconsin Act 335 that municipalities develop,  
13 implement, and operate an effective recycling program; and  
14

15 WHEREAS, Manitowoc County has entered into cooperative agreements with various  
16 cities, villages, and towns to provide for the recycling of solid waste to assist those  
17 municipalities in meeting their obligations under 1989 Wisconsin Act 335, and those cooperative  
18 agreements will expire at the end of April 2014; and  
19

20 WHEREAS, the Public Works Director has, with the assistance of the Corporation

21 Counsel, prepared a new Solid Waste Disposal Agreement and a new Recycling Agreement to  
22 be entered into between the County and the various cities, villages, and towns; and  
23

24 WHEREAS, the Public Works Committee has reviewed the proposed agreements,  
25 provided copies to the County Board, and recommends their adoption; and  
26

27 WHEREAS, the Public Works Committee is in the best position to monitor the operation  
28 of those agreements and to make any changes during the term of those agreements as may be  
29 necessary to adjust to changing circumstances and to negotiate any successor agreements;  
30

31 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
32 Supervisors authorizes the Public Works Director and such other county officials as may be  
33 appropriate to execute and enter into the new Solid Waste Disposal Agreement and the new  
34 Recycling Agreement with the various cities, villages, and towns on behalf of the county; and  
35

36 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors  
37 delegates authority to the Public Works Committee to approve such changes to the agreements  
38 as may become necessary as the result of changing circumstances during their terms and to the  
39 Public Works Director and such other county officials as may be appropriate to sign such  
40 amendments to the agreements as may be required; and  
41

42 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors  
43 delegates authority to the Public Works Committee to negotiate and approve any successor  
44 agreement as may be required and to the Public Works Director and such other county officials  
45 as may be appropriate to sign such successor agreements as may be required.

Dated this 18th day of March 2014.

Respectfully submitted by the Public Works Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Transportation Coordinating Committee: Supervisor Weiss said the next meeting will be March 27.

Announcements: Chairperson Hansen noted there are two county board meetings in April. Supervisor Hoff encouraged voter participation on April 1.

Supervisor Korinek moved to adjourn, seconded by Supervisor Bauknecht, and the motion was adopted by acclamation. The meeting adjourned at 8:49 p.m.

Respectfully submitted,  
Jamie J. Aulik, County Clerk

# COUNTY BOARD PROCEEDINGS INDEX

## APPOINTMENTS

### **April 9, 2013 Session:**

- ▶ Expo-Ice Center Board: Brian Herr.
- ▶ Board of Adjustment: Ralph Schuh.

### **May 21, 2013 Session:**

- ▶ Local Emergency Planning Committee: John Kropp, Karl Puestow, Travis Waack and alternate Sherry Rezba.
- ▶ Traffic Safety Commission: Alternate Bryan Ashenbrenner.
- ▶ Human Services Board: Supervisor Jim Baumann, Supervisor Laurie Burke, Supervisor Bob Cavanaugh, Judy Ruggirello and Sue Tomasik.
- ▶ Human Services Board: Supervisor Rick Henrickson.
- ▶ Lakeland Care District Board: Judy Ruggirello.
- ▶ Lester Public Library Board of Trustees: Supervisor Rick Henrickson.

### **June 18, 2013 Session:**

- ▶ Bay-Lake Regional Planning Commission: Jerold Korinek.
- ▶ Board of Adjustment: Laurel Vondrachek.
- ▶ Northeast Wisconsin Regional Economic Partnership: Dan Pawlitzke and alternates David Less and Connie Loden.
- ▶ Planning and Park Commission: Clyde Mueller.
- ▶ Transportation Coordinating Committee: Molly Burke, Shirley Fessler and David Osterloth.

### **August 20, 2013 Session:**

- ▶ Solid Waste Management System Advisory Committee: Richard Wegner, Randy Neils, Daniel Koski, Scott Ahl, Harvey Jannette and Donna Kieckbusch.
- ▶ Local Emergency Planning Committee: John Burriss and alternate Bonny Range.

### **October 8, 2013 Session:**

- ▶ Millhome Dam Lake District Board of Commissioners: Supervisor Melvin Waack.

### **November 19, 2013 Session:**

- ▶ Local Emergency Planning Committee: Nancy Crowley, Supervisor Rick Henrickson, alternate Supervisor Randy Vogel, Chris Meyer, Randy Neils, Amy Wergin and Gerald Wiesner.
- ▶ Manitowoc-Calumet Library System Board of Trustees: Peggy Turnbull.
- ▶ Veterans Service Commission: Allen Karl.

### **December 17, 2013 Session:**

- ▶ ADRC of the Lakeshore Board: Connie Gulash.
- ▶ Commission on Aging: Melvin Bourgeois and Connie Gulash.
- ▶ Expo-Ice Center Board: Michelle Bratt, Tonya Dvorak, Dave Gauger, Michelle Hackmann, Joe Janowski, Dick Pollen and Lisa Taylor.
- ▶ Expo-Ice Center Board: Barry Blatz and John Zellner.
- ▶ Manitowoc-Calumet Library System Board of Trustees: Rani Beckner, Debra Heus and Cheryl Kjelstrup.
- ▶ Transportation Coordinating Committee: Melissa Lyon.

## **APPOINTMENTS continued...**

### **January 21, 2014 Session:**

- ▶ Ethics Board: Attorney Katherine Reynolds.

### **February 25, 2014 Session:**

- ▶ Long Term Support Planning Committee: Bradley C. **Maertz.???????**

### **March 18, 2014 Session:**

- ▶ Aging and Disability Resource Center of the Lakeshore Director: Cathy Ley.



## COMMUNICATIONS

### **April 9, 2013 Session:**

1. Brown County – Resolution Opposing State Legislature to Dictate the Amount of Local Property Tax Spent on a Specific County Department.
2. Outagamie County – Resolution Opposing Freezing Renewal Energy Requirements.
3. Outagamie County – Resolution Requesting Legislature to Examine Wisconsin Statute 968.255 Regarding Strip Searches.
4. Outagamie County – Resolution Supporting Exempting Off-Duty Officers from Current State Law Prohibiting a Licensee from Carrying a Firearm on School Grounds and Certain Posted Private Properties.
5. Outagamie County – Resolution Supporting Proposal Extending Time Period from 12 Months to 24 Months for a County to Seek Reimbursement for Expenses it Incurs from an Inmate.
6. Outagamie County – Resolution Supporting Indication of Veteran Status on a Operator’s License or Identification Card.
7. Wood County – Resolution Requesting the State to Enact Legislation that Prohibits an Entity from Foreclosing on Property Unless that Entity Itself has a Recorded Interest in the Property.
8. Adams County, Grant County, and Outagamie County – Resolution Supporting Same Day Voter Registration.
9. Adams County – Resolution Opposing Placement of Election Day Registration Under the Direction Of the County Clerk’s Office.
10. Adams County – Resolution Opposing Set Hours for Obtaining Absentee Ballots.
11. Outagamie County – Resolution Opposing Allowing the Board of Canvassers Conducting a Recount to Determine to Conduct the Recount by Hand.
12. Adams County – Resolution Supporting Modification of Recount Procedures to Allow Hand Count or the Use of Automated Tabulators.

### **May 21, 2013 Session:**

1. Vernon County – Resolution Opposing Governor Scott Walker’s budget proposal that would lift a Ban on Foreign Ownership of Large Tracts of Land in Wisconsin.
2. Oconto County – Resolution Opposing Set Hours for Obtaining Absentee Ballots.
3. Oconto County – Resolution Supporting Modification of Recount Procedures to Allow Hand Count or the Use of Automated Tabulators.
4. Door County – Resolution Supporting Efforts to Maintain the Tax-Exempt Status of Municipal Bonds.
5. Supervisor Laurie Burke – A “Thank You Card” for Support.

### **June 18, 2013 Session:**

1. City of Manitowoc – Resolution Endorsing Reconstruction of C.T.H. “R” with a 4-Lane Facility and Shared Bike Path.
2. Outagamie County – Resolution Opposing Elimination or Limits on the Tax-Exempt Status of Municipal Bonds.
3. Outagamie County – Resolution Opposing Legislation to Remove Local Control of the 911 System.
4. Outagamie County – Resolution Requesting Legislation to Prohibit an Entity from Foreclosing on Property Unless that Entity Itself has a Recorded interest in the Property.
5. Portage County – Resolution Supporting AB 60 and SB 54 Permitting a Multi-Vendor Student Information System for Wisconsin School Districts.
6. Langlade County - Resolution Opposing Governor Scott Walker’s budget proposal that would lift A Ban on Foreign Ownership of Large Tracts of Land in Wisconsin.

## **COMMUNICATIONS continued...**

### **July 16, 2013 Session:**

1. Winnebago County – Resolution Supporting Requirement to Record Mortgage Assignments.
2. Outagamie County – Resolution Opposing Legislation Allowing Bail Bondsmen to Operate in Wisconsin.
3. Brown County – Resolution Supporting Freezing Renewable Requirements at the 2011 Level.
4. Eau Claire County – Resolution Support Clean Energy Choice for Wisconsin.
5. Adams County – Resolution Opposing AB 85 and SB 95 That Seek to Control the Percentage of Local Property Tax Dollars Allotted to Specific County Departments.

### **August 20, 2013 Session:**

1. Outagamie County – Resolution Supporting Legislation Requiring a County to Make a Library Service Payment to Each Public Library in an Adjacent County.
2. Racine County – Letter Supporting the Prioritizing of Existing Road Maintenance First and Secondly, New Construction.

### **September 17, 2013 Session:**

1. Winnebago County – Resolution Supporting an Amendment to § 114.136(2)(a), to Authorizing a Committee of the Governing Body Owning an Airport or Spaceport Site to Formulate an Ordinance to Protect the Aerial Approaches.

### **November 19, 2013 Session:**

1. Polk County – Resolution Endorsing Clean Energy Choice Policy.
2. Columbia County – Resolution Repealing Elimination of Victim Witness Coordinator Position and Urging Legislators to Restore Funding to 90% of Total Program Costs.
3. Wood County – Resolution Creating Nonpartisan Procedure for Redistricting Plans.
4. Outagamie County – Resolution Supporting Legislation Requiring Marriage Officiates to be 18 years old and Eliminating Requirement for Letter of Sponsorship.
5. Outagamie County Board – Resolution Supporting Legislation to Increase Petitioner Fee for an Election Recount.
6. Outagamie County – Resolution Supporting Legislation which Changes the Method for a Municipality to Collect Costs for Razing a Building.

### **December 2, 2013 Session:**

1. Memorandum from Corporation Counsel to Chairmen Hansen dated November 27, 2013 regarding Motion to Reconsider 2014 Budget.

### **December 7, 2013 Session:**

1. County Executive Ziegelbauer's Veto Message.

### **December 17, 2013 Session:**

1. Winnebago County – Resolution Supporting Legislative Changes That Would Reduce the Number of Non-Violent Offenders Sentenced to Jail or Prison for Alcohol and/or Other Drug Issues.
2. Taylor County – Resolution Requiring Creation of Nonpartisan Procedure for Preparation of Legislative And Congressional Redistricting Plans.

## **COMMUNICATIONS continued...**

### **January 21, 2014 Session:**

1. Waushara County – Resolution Supporting AB-418, Amendment 2 (AA2) Regarding Adjusting Recount Fee Structure.
2. Waushara County – Resolution Supporting AB-429 Regarding Requirements for Marriage Officials.
3. Adams County – Resolution Supporting AB-308 Relating to Reduction of Local Levy Limit by Amount of Certain fee Revenue Received.
4. Outagamie County – Resolution Supporting Legislation Where a Person may not be Prosecuted for Administering Naloxone in an Emergency.
5. Outagamie County – Resolution Supporting Drug Disposal Program that would Include Controlled Substances, and Certain Medical and Drug Delivery Devices.
6. Outagamie County – Resolution Supporting Legislation Allowing EMT's and First Responders to Administer Naloxone.
7. Outagamie County – Resolution Requiring Individuals to Show Identification When Picking up Narcotic/Opiated Prescription Medication.

### **February 25, 2014 Session:**

1. Dunn County and Douglas County – Resolution Requesting Nonpartisan Procedure for Preparation of Legislative and Congressional Redistricting Plans.
2. Brown County – Resolution Supporting Changes Regarding Protective Occupation Status of County Correction Officers.

### **March 18, 2014 Session:**

1. Price County – Resolution Addressing LP Crisis in Wisconsin.
2. Door County – Resolution Supporting Senate Bill 566 Relating to Statewide 911 Emergency Telecommunications System.
3. Rock County – Resolution Requesting Nonpartisan Procedure for Preparation of Legislative and Congressional Redistricting Plans.

## PETITIONS

### June 18, 2013 Session:

1. Michael Burgau - Town of Cooperstown.
2. River Central, LLP - Town of Manitowoc Rapids.
3. Jeffrey and Pamela Klotz - Town of Schleswig.
4. Manitowoc County Planning & Park Commission - Manitowoc County.
5. Kevin and Carol Kleinert - Town of Eaton.
6. Nathan Behnke - Town of Rockland.

### July 16, 2013 Session:

1. Raymond Bubolz - Town of Maple Grove.
2. Chris Kordiyak - Town of Manitowoc Rapids.

### August 20, 2013 Session:

1. Manitowoc County Planning and Park Commission - Manitowoc County.
2. Paul and Sandra Radue - Town of Cooperstown.
3. Paul and Sandra Radue - Town of Cooperstown.
4. Paul and Sandra Radue - Town of Cooperstown.
5. Paul and Sandra Radue - Town of Cooperstown.
6. Mark Paral - Town of Two Creeks.
7. Victoria Valenta - Town of Gibson.
8. Darrell Valenta - Town of Mishicot.
9. Michael Mayer - Town of Liberty.

### October 8, 2013 Session:

1. Tom Dirkman, Jr. - Town of Cato
2. David Klunker - Town of Manitowoc Rapids
3. Daniel and Teresa Miller and John and Sandra Reynolds - Town of Two Creeks
4. Manitowoc County Planning and Park Commission - Amend Co. Code Chapter 12
5. Manitowoc County Planning and Park Commission - Amend Co. Code Chapter 8

### November 19, 2013 Session:

1. Kathryn Dewane – Town of Manitowoc Rapids
2. Herman Fredericks – Town of Cooperstown
3. Greg Riederer – Town of Cato
4. Keith Gauthier and Charles Heinzen – Town of Manitowoc Rapids

### December 17, 2013 Session:

#### **HIGHWAY COMMITTEE BRIDGE PETITIONS:**

1. Town of Cooperstown – Pautz Road Bridge
2. Town of Gibson – Hidden Valley Road Bridge
3. Town of Gibson – B-36-0152 (Tapawingo Road Bridge)
4. Town of Gibson – B-36-0161 (Zander Road Bridge)
5. Town of Kossuth – B-36-1086 (Meadow Lane)
6. Town of Kossuth – B-36-0318 (Shoto Road)
7. Town of Kossuth – Shoto Road Bridge
8. Town of Kossuth – Carriveau Bridge

## **PETITIONS continued...**

9. Town of Kossuth – Kappelmann Bridge
10. Town of Kossuth – Vanderkinter Bridge
11. Town of Manitowoc Rapids – Hackmann Bridge
12. Town of Manitowoc Rapids – Hershau Bridge
13. Town of Manitowoc Rapids – Hutterer Bridge
14. Town of Meeme – B36-0191 (South Cleveland Rd Bridge)
15. Town of Newton – Barnes Bridge
16. Town of Two Creeks – Franks Bridge
17. Town of Two Creeks – Ihlenfeldt Bridge
18. Town of Two Creeks – Sprang Bridge

### **PLANNING & PARK COMMISSION PETITIONS:**

1. Manitowoc County Planning and Park Commission-Manitowoc County

#### **January 21, 2014 Session:**

1. Lisa Temme – Town of Kossuth
2. Patrick Gonia – Town of Gibson
3. Manitowoc County Planning and Park Commission – Manitowoc County
4. Manitowoc County Planning and Park Commission – Manitowoc County

#### **March 18, 2014 Session:**

1. Thomas Karls – Town of Schleswig
2. Robert Jacque – Town of Schleswig

\* Denotes an Ordinance.

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