

**2018 – 2019**

## **COUNTY BOARD PROCEEDINGS**

### **COUNTY BOARD OF SUPERVISORS OF MANITOWOC COUNTY**



Jan. 7, 2019 - Swearing in ceremony in the courthouse rotunda for newly elected County Constitutional Officers.  
PHOTO (L to R): The Honorable Robert Dewane, Manitowoc County BR. III Circuit Court Judge,  
Coroner Curtis Green, Clerk of Circuit Court Lynn Zigmunt and Sheriff Daniel Hartwig.

**Sessions: April 17, 2018 - March 19, 2019**

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



**2018/2019 OFFICIAL PROCEEDINGS**  
**MANITOWOC COUNTY BOARD OF SUPERVISORS**

**TABLE OF CONTENTS**

<b>PAGES:</b>	<b>MEETING DATE:</b>
1 - 4	April 17, 2018
5 - 22	April 24, 2018
23 - 34	May 15, 2018
35 - 42	June 19, 2018
43 - 66	July 17, 2018
67 - 74	August 21, 2018
75 - 91	September 18, 2018
92 - 100	October 9, 2018
101 - 103	October 29, 2018
104 - 122	November 8, 2018
123 - 124	November 26, 2018
125 - 143	December 18, 2018
144 - 150	January 15, 2019
151 - 161	February 19, 2019
162 - 198	March 19, 2019
<b>INDEX:</b>	Pages 1 - 11



MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

Tuesday, April 17, 2018

4:30 P.M.

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at Heritage Center – Manitowoc, in the City of Manitowoc, being the 17<sup>th</sup> day of April 2018, for the purpose of transacting business as a Board of Supervisors.

Chairperson Jim Brey called the meeting to order at 5:52 p.m.

Chairperson Brey gave the invocation and the Pledge of Allegiance to the Flag was recited by the entire assemblage.

County Clerk Kiel read a certified list of members elected to the County Board for a two-year term starting April 17, 2018, and expiring April 21, 2020. The clerk then administered the oath of office.

Roll call: 24 members present: Baumann, Behnke, Brey, Brunner, Cavanaugh, Dyzak, Falkowski, Gauger, Geimer, Gerroll, Hansen, Henrickson, Hoffman, Holschbach, Maresh, Metzger, Muench, Neils, Nickels, Swade, Vogel, Wagner, Williams, and Zimmer. Supervisor Vogt was excused.

On a motion by Supervisor Vogel, seconded by Supervisor Behnke the March 20, 2018 meeting minutes were approved on a unanimous vote.

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

Establish County Board Rules: Supervisor Maresh moved, seconded by Supervisor Gerroll to adopt Resolution 1 (2018/2019-1) Adopting County Board Rules. Upon vote, the motion carried unanimously.

No. 2018/2019 - 1

**RESOLUTION ADOPTING COUNTY BOARD RULES**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1           WHEREAS, the Manitowoc County Board of Supervisors has found it useful to adopt a  
2 set of County Board Rules to assist and guide it in conducting the county's business; and  
3

4           WHEREAS, a proposed set of Manitowoc County Board Rules for the County Board  
5 Elected April 2018 has been provided to the members-elect; and

6  
7 WHEREAS, the Manitowoc County Board of Supervisors wishes to adopt the proposed  
8 rules with the understanding that they will be reviewed by the Executive Committee, which may  
9 recommend additions, changes, or deletions to the rules at the next regular County Board  
10 meeting, and that the rules may be amended from time to time;

11  
12 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
13 Supervisors adopts the proposed Manitowoc County Board Rules for the County Board elected  
14 April 2018.

Dated this 17th day of April 2018.

Respectfully submitted by Jim Brey, Supervisor.

FISCAL IMPACT: None.

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.

#### Election of Officers

##### CHAIR:

Chairperson Behnke announced that nominations were open for Chair. Supervisor Baumann nominated Supervisor Brey. There were no more nominations. Supervisor Gerroll moved to close nominations and pass by unanimous vote, seconded by Supervisor Maresh. Upon vote, Supervisor Brey was elected as Chair for a two-year term by unanimous vote.

##### FIRST VICE-CHAIR:

Chairperson Brey announced that nominations were open for the position of First Vice-Chair, Supervisor Maresh nominated Supervisor Behnke. There were no other nominations. Supervisor Gerroll moved to close nominations and pass by unanimous vote, seconded by Supervisor Williams. Upon vote, Supervisor Behnke was elected as First Vice-Chair for a two-year term by unanimous vote.

##### SECOND VICE-CHAIR:

Chairperson Brey announced that nominations were open for Second Vice-Chair. Supervisor Falkowski nominated Supervisor Gerroll. Supervisor Cavanaugh nominated Supervisor Metzger. There were no other nominations. Speeches were given by the candidates.

Ballots were cast and the results were read aloud as follows: Supervisor Gerroll received 14 votes, Supervisor Metzger received 10 votes. Supervisor Gerroll was elected Second Vice-Chair for a two year term.

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

Chairperson Brey declared public comment open at 6:12 p.m.

Cathy Delain, City of Manitowoc, introduced herself as Manitowoc County's GIS Coordinator. She disagreed with the Resolution which indicated the GIS position be relocated to the Planning and Zoning Department, nor the reorganization of the IS Director to an IS Manager. Her job encompasses map work with every department in the County, not just Planning and Zoning. She relies on her fellow information systems co-workers, who are currently on the same floor, to assist with questions when she is unfamiliar with the software. She asked the County Board to vote no on the Resolution Authorizing Restructuring of Information Systems Department into a Division of the Public Works Department.

Ashley Smits, City of Two Rivers, introduced herself as Manitowoc County's Desktop Administrator and Website Coordinator. She wanted to make everyone aware that the Information Systems Department is not afraid of change as it has been implied. That was not her reason to oppose the resolution regarding the restructuring of the department. Change is the one constant item in the information technology world. Information Systems needs to have a dedicated department director with knowledge pertaining to information technology and systems. She asked the County Board to vote no on the Resolution Authorizing Restructuring of Information Systems Department into a Division of the Public Works Department.

Luke Kalista, City of Manitowoc, introduced himself as Manitowoc County's Senior Network Engineer. He expressed the opinion that the Information Systems Department needs a clear director to keep the employees on track, over-see projects, and maintain the information systems budget. He asked the County Board not to pass the Resolution Authorizing Restructuring of Information Systems Department into a Division of the Public Works Department.

Scott Blumreich, Village of Suamico, introduced himself as Manitowoc County's Aegis Support. He disagreed with the fiscal impact provided on the Resolution Authorizing Restructuring of Information Systems Department into a Division of the Public Works Department. He provided different numbers as to what he believed the fiscal impact could be. He proposed the resolution's \$23,113 savings, would be reduced to \$5,500 to be saved by the County. Due to the minimal amount of potential savings, the resolution would not be worth the removal of the IS Director position from the department.

Mike Wingender, City of Sheboygan, introduced himself as Manitowoc County's Human Services/CMHC Support. He asked the County Board to vote no on the Resolution Authorizing Restructuring of Information Systems Department into a Division of the Public Works Department. The current IS Director, not only supervised the employees, but also was in charge of the security program for all of Manitowoc County's computer networks and HIPPA items. The federal government regulates and enforces various security measures. If there was a breach, the County could be fined and these would not be small fines. He believed the resolution was not

worth the few dollars saved to fix what was not broken.

No one else present wished to speak, subsequently Chairperson Brey closed public input at 6:24 p.m.

COMMITTEE REPORTS ON MEETINGS, PETITIONS, RESOLUTIONS, ORDINANCES

Public Works Committee: Supervisor Dyzak moved, seconded by Supervisor Gerroll to adopt Resolution Authorizing Restructuring of Information Systems Department into a Division of the Public Works Department. Upon discussion and vote, the motion failed with 12 ayes and 12 noes. Supervisors Holschbach, Nickels, Metzger, Brey, Brunner, Hansen, Gauger, Neils, Wagner, Cavanaugh, Geimer, and Swade voted no; all others vote aye.

Announcements:

Chairperson Brey announced that the next County Board meeting would be on Tuesday, April 24. In addition, the May 15 County Board meeting may be moved do the possibility of a May 15 Primary Special Election.

Supervisor Dyzak moved to adjourn, seconded by Supervisor Gerroll, and the motion was adopted by acclamation. The meeting adjourned at 7:05 p.m.

Respectfully submitted,  
Lois Kiel, Manitowoc County Clerk



MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

Tuesday, April 24, 2018

7:00 P.M.

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at The Heritage Center, in the City of Manitowoc, being the 24<sup>th</sup> day of April 2018, for the purpose of transacting business as a Board of Supervisors.

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

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

Roll call: 24 members present: Baumann, Behnke, Brey, Brunner, Cavanaugh, Dyzak, Falkowski, Gauger, Geimer, Gerroll, Hansen, Henrickson, Hoffman, Holschbach, Maresh, Metzger, Muench, Neils, Swade, Vogel, Vogt, Wagner, Williams, and Zimmer. Supervisor Nickels was excused.

On a motion by Supervisor Behnke, seconded by Supervisor Henrickson the April 17, 2018 meeting minutes were approved on a unanimous vote.

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

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS

County Executive Bob Ziegelbauer and Chairperson Brey read the Proclamation for Supervisor Don Weiss in recognition of his 8 years of service to the County Board.

County Executive Bob Ziegelbauer and Chairperson Brey presented a Proclamation Commemorating the Life and Service of Robert C. Rasmussen to Mrs. Helen Rasmussen. Mrs. Rasmussen stated Mr. Rasmussen loved being a County Board Supervisor. He was happy to have a large board because he felt more would be accomplished. She thanked the County Board for honoring Bob.

County Executive Bob Ziegelbauer and Chairperson Brey presented a Proclamation Proclaiming the Month of May as Foster Care Month to Foster Care Administrator Karen Zahn. Ms. Zahn introduced foster parent's Mark and Connie Kimmes. The Kimmes have been foster parents for a couple years now and approved for another two years. Mrs. Kimmes spoke how foster kids are growing up in a different time then when they raised their own children. Foster children need a healthy relationship with an adult who could mentor them and help them grow as individuals into respectable adults. They have learned fostering is a team collaboration with the support of family, friends, church and work. By fostering, the kids have helped them grown as individuals as well.

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

Chairperson Brey declared public comment open at 7:25 p.m.

Maura Yost, Town of Centerville, commented on the great turn out for the 2018 Spring Election. There was a 50% voter increase compared to the 2014 Spring Election. She encourage the County Board to review the County Board Rule #19-Department Director Input. She felt it goes against that individual's constitutional right of the freedom of speech and it deprives the County Board of essential information.

No one else present wished to speak, subsequently Chairperson Brey closed public input at 7:29 p.m.

## APPOINTMENTS BY CHAIRPERSON

Supervisor Behnke moved, seconded by Supervisor Gauger to approve the recommended appointments for committees. The standing committee appointments are: Finance Committee: Hansen-Chair, Baumann, Brunner, Swade, and Williams; Highway Committee: Behnke-Chair, Gerroll, Holschbach, Maresh, and Vogt; Land Conservation Committee/Natural Resources & Education Committee: Wagner-Chair, Cavanaugh, Hansen, Muench, and Neils; Personnel Committee: Maresh-Chair, Baumann, Behnke, Metzger, and Vogt; Public Safety: Vogel-Chair, Falkowski, Geimer, Henrickson, and Nickels; Public Works: Gerroll-Chair, Dyzak, Gauger, Hoffman and Zimmer; appointments to Boards Commissions, and Committees: Bay Area Workforce Development Board: County Executive; Criminal Justice Coordinating Council: Falkowski; English Lake Management District: Wagner; Mainly Manitowoc Board of Directors: Vogt; Millhome Dam Lake District Board of Commissioners: Neils; Safety Net Accountability Panel: Henrickson; Sergeant-At-Arms: Vogel; Sheboygan River & Rockville Mill Pond Management District: Neils; Silver Lake Inland Lake Protection & Rehabilitation District Board: Wagner; and Wisconsin Counties Utility Tax Association: Hoffman. Upon voice vote, the motion carried unanimously.

## APPOINTMENTS BY COUNTY EXECUTIVE

Supervisor Baumann moved, seconded by Supervisor Hoffman to approve County Executive Bob Ziegelbauer's appointments to Boards, Commissions, and Organizational appointments: Aging and Disability Resource Center of the Lakeshore Board (ADRC): Geimer, Swade, Wagner; Bay-Lake Regional Planning Commission: N/A; Board of Health: Metzger, Muench, Nickels, and Vogel; Community Action Program (CAP): Metzger; Expo-Ice Center Board: Behnke, Cavanaugh and Gauger; Glacierland Resource Conservation & Development Council: Neils; Human Services Board: (Nasep 2019-Citizen Member), Cavanaugh 2020, Geimer 2020, Henrickson 2020, Baumann 2021, Williams 2021; Industrial Development Corporation: Brunner; Land Information Council: Wagner; Lester Public Library Board of Trustee: Henrickson; Manitowoc Public Library Board of Trustees: Holschbach; Planning and Park Commission: Falkowski-July 2018, Dyzak-July 2019, Vogt-July 2020, and Zimmer-July 2021, and (Waack 2024 Citizen Member); Transportation Coordinating Committee: Baumann and Dyzak; VTAE District II Farm Committee: Wagner. Upon voice vote, the motion carried unanimously.

Chairperson Brey presented County Executive Ziegelbauer's appointment of Dr. Brian Konowalchuk to the Board of Health to complete a term expiring April 2019. Supervisor Gauger moved, seconded by Supervisor Vogel to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Brey presented County Executive Ziegelbauer's appointment of Dave Murack and Alternate Eric Isselmann to the Local Emergency Planning Committee to complete a term expiring April 2020. Supervisor Swade moved, seconded by Supervisor Behnke to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Brey presented County Executive Ziegelbauer's appointments of Jamie Aulik to the Local Emergency Planning Committee to complete a term expiring December 31, 2019. Supervisor Holschbach moved, seconded by Supervisor Vogel to approve the appointments. Upon voice vote, the motion carried unanimously.

Chairperson Brey presented County Executive Ziegelbauer's appointment of Jim Muenzenmeyer, Steve Roekle, and Melodie Wiensch to the Transportation Coordinating Committee to complete a term expiring April 2021. Supervisor Baumann moved, seconded by Supervisor Neils 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 Board:**

Supervisor Wagner moved, seconded by Supervisor Holschbach to Resolution 1 (2018/2019-2) Amending 2018 Aging and Disability Resource Center Budget. Upon vote, the motion carried unanimously.

No. 2018/2019 - 2

**RESOLUTION AMENDING 2018 AGING AND DISABILITY RESOURCE CENTER BUDGET**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Greater Wisconsin Agency on Aging Resources, Inc. has awarded the  
2 Aging and Disability Resource Center of the Lakeshore (ADRC) a Medicare Improvements for  
3 Patients and Providers Act (MIPPA) grant in the amount to \$6,070.00; and  
4

5 WHEREAS, the Wisconsin Institute for Healthy Aging has awarded the ADRC a Chronic  
6 Disease Self-Management Program (CDSMP) grant in the amount of \$8,000.00; and  
7

8 WHEREAS, after careful review of the matter the ADRC Board recommends that  
9 Manitowoc County approve these grants and amend the 2018 budget to reflect the changes in  
10 revenues and expenses;  
11

12 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
13 Supervisors amends the 2018 ADRC Budget as follows:

Revenue or Expense	Account Number	Description	Amount
Revenue	46150.43000	CDSMP Grant	\$8,000
Expenses	46150.51450	Salaries	\$6,000
Expenses	46150.53020	Training	\$1,000
Expenses	46150.53005	Operating Supplies	\$1,000
Revenue	46480.43000	MIPPA Grant	\$6,070
Expenses	46480.51100	Salaries	\$6,070

and

BE IT FURTHER RESOLVED, that any funds remaining at the end of 2018 be carried over to 2019 and applied accordingly; and

BE IT FURTHER RESOLVED, that the Comptroller/Auditor is directed to record such information in the official books of the County for the year ending December 31, 2018, as may be required.

Dated this 24th day of April 2018.

Respectfully submitted by the Aging and Disability Resource Board.

FISCAL IMPACT: No tax levy impact. Increased budgeted revenue and expenses by \$14,070.

APPROVED: Bob Ziegelbauer, County Executive.

Executive Committee: Chairperson Brey gave a brief report.

Expo-Ice Center Board: Supervisor Cavanaugh gave a brief report.

Finance Committee: Supervisor Hansen gave brief reports.

Supervisor Hansen moved, seconded by Supervisor Cavanaugh to adopt Resolution 2 Requesting Corporation Counsel to Seek Attorney General Opinion. Discussion followed.

Supervisor Holschbach moved, seconded by Supervisor Dyzak to table Resolution 2 Requesting Corporation Counsel to Seek Attorney General Opinion. Discussion followed. Supervisor Wagner called for the vote. There were no objections. Upon vote, the motion failed 7 ayes and 17 noes. Supervisors Baumann, Behnke, Brey, Cavanaugh, Falkowski, Gauger, Geimer, Gerroll, Hansen, Henrickson, Hoffman,

Maresh, Metzger, Muench, Neils, Vogt, and Williams and voted no; all other supervisors voted aye.

Discussion took place on the main motion to adopt Resolution 2 Requesting Corporation Counsel to Seek Attorney General Opinion. Upon vote, the motion failed 11 ayes and 13 noes. Supervisor Brunner, Dyzak, Falkowski, Gauger, Gerroll, Holschbach, Metzger, Neils, Swade, Vogel, Wagner, Williams, and Zimmer voted no; all other supervisors voted aye.

Supervisor Hansen moved, seconded by Supervisor Holschbach to adopt Resolution 5 (2018/2019-3) Authorizing Acceptance of Great Lakes Career Ready Internship Grant Reimbursement. Upon vote the motion carried unanimously.

No. 2018/2019 - 3

**RESOLUTION AUTHORIZING ACCEPTANCE OF GREAT LAKES  
CAREER READY INTERNSHIP GRANT REIMBURSEMENT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County Register in Probate Office has 1.75 authorized LTE  
2 positions, and  
3

4 WHEREAS, currently there are projects that cannot be completed in the course of the  
5 daily operations by the Register in Probate, but could be completed if additional part-time help  
6 were available; and  
7

8 WHEREAS, the completion of such projects would be beneficial to the citizens of  
9 Manitowoc County, and  
10

11 WHEREAS, Lakeshore Technical College participates in the Great Lakes Career Ready  
12 Internship Grant Program that allows students to intern with employers who are then reimbursed  
13 by the grant program for wages paid to the intern; and  
14

15 WHEREAS, the Manitowoc County Register in Probate desires to participate in the Great  
16 Lakes Career Ready Internship Grant Program; and  
17

18 WHEREAS, Manitowoc County will be reimbursed for intern wages covering services  
19 up to 144 hours at the rate of \$10 per hour but must assume responsibility for any and all federal  
20 and state taxes, worker's compensation, and other applicable business fees related to the services  
21 provided; and  
22

23 WHEREAS, the Register in Probate office has funds available in its 2018 budget which  
24 can be used to cover the County's obligations as a result of hiring an intern;  
25

26 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
27 Supervisors approves the Register in Probate's participation in the Great Lakes Career Ready

28 Internship Grant Program to employ an intern with the wages for the intern to be reimbursed by  
29 in an amount up to \$1,440.

Dated this 24th day of April 2018.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: Increases revenues and expenses by a like amount up to \$1,440.

APPROVED: Bob Ziegelbauer, County Executive.

Highway Committee: Supervisor Gerroll gave a brief report.

Supervisor Behnke moved, seconded by Supervisor Swade to adopt Resolution 3 (2018/2019-4) Authorizing Conveyance of Property to the State of Wisconsin. Upon vote, the motion carried unanimously.

No. 2018/2019 - 4

**RESOLUTION AUTHORIZING CONVEYANCE OF PROPERTY TO  
THE STATE OF WISCONSIN**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County owns that certain property identified on the attached  
2 map as “Manitowoc County to WisDOT”; and  
3

4 WHEREAS, some of the property identified as “Manitowoc to WisDOT” was originally  
5 acquired by Manitowoc County to hold in trust for the State of Wisconsin; and  
6

7 WHEREAS, property not acquired by Manitowoc County to hold in trust for the State  
8 was acquired from the State of Wisconsin after completion of a STH 42 relocation and entailed  
9 no monetary compensation; and  
10

11 WHEREAS, title to the above identified lands, or interests therein, may be transferred to  
12 the State of Wisconsin pursuant to Wis. Stat. § 84.09 upon order of the Wisconsin Department of  
13 Transportation (“WisDOT”) filed with the County Clerk and the County Highway Committee;  
14 and  
15

16 WHEREAS, WisDOT has filed an order with the County Clerk and the County Highway  
17 Committee to convey to the State of Wisconsin without charge the title or easement previously  
18 acquired in the above identified property;  
19

20 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
21 Supervisors hereby authorizes the transfer of the title or easement that Manitowoc County

22 acquired in the above described property to the Wisconsin Department of Transportation  
23 pursuant to its order under Wis. Stat. § 84.09 to do the same; and  
24

25 BE IT FURTHER RESOLVED that the County Executive, Highway Commissioner,  
26 County Clerk, Corporation Counsel, and such other county officials as may be necessary are  
27 authorized to finalize and execute any and all documents, as may be necessary to accomplish this  
28 property transfer.

Dated this 24th day of April 2018.

Respectfully submitted by the Highway Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Behnke moved, seconded by Supervisor Holschbach to adopt Resolution 4  
(2018/2019-5) Authorizing Transfer of Property to the City of Two Rivers. Upon vote, the  
motion carried unanimously.

No. 2018/2019 - 5

**RESOLUTION AUTHORIZING TRANSFER OF PROPERTY TO THE  
CITY OF TWO RIVERS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County owns that certain property identified on the attached  
2 map as “Manitowoc County to Two Rivers”; and  
3

4 WHEREAS, the property identified above was originally acquired by Manitowoc County  
5 for potential STH 42 right of way purposes; and  
6

7 WHEREAS, the property identified as “Manitowoc County to Two Rivers” is not needed  
8 for right of way purposes; and  
9

10 WHEREAS, the City of Two Rivers desires to acquire the above described property to  
11 construct a “Spirit of the Rivers” sculpture site; and  
12

13 WHEREAS, the City of Two Rivers also desires to have the flexibility to develop future  
14 facilities associated with the “Spirit of Rivers” plans as well as using the land for community  
15 activities and special events; and  
16

17 WHEREAS, Manitowoc County Highway Committee recommends transferring the  
18 above described property to the City of Two Rivers for no cost;

19  
20 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
21 Supervisors hereby agrees to transfer the above described property to the City of Two Rivers at  
22 no cost, but subject to the following consideration, terms, and conditions:  
23

- 24 1. The City of Two Rivers prepares a legal description of the property to be  
25 transferred that is acceptable to Manitowoc County at the City's expense;  
26  
27 2. The City of Two Rivers pays all fees associated with this transaction, including  
28 transfer and recording fees;  
29  
30 3. The City of Two Rivers agrees to transfer to the Wisconsin Department of  
31 Transportation ("WisDOT") any property that WisDOT seeks for highway right  
32 of way purposes; and  
33  
34 4. The City of Two Rivers assumes all maintenance responsibilities associated with  
35 the property transferred;  
36

37 and  
38

39 BE IT FURTHER RESOLVED that the County Executive, County Clerk, Corporation  
40 Counsel, and such other county officials as may be necessary are authorized to finalize and  
41 execute any and all documents as may be necessary to accomplish this property transfer.

Dated this 24th day of April 2018.

Respectfully submitted by the Highway Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Human Services Board: Supervisor Cavanaugh gave a brief report.

Public Works Committee: Supervisor Dyzak gave a brief report.

Supervisor Gerroll moved, seconded by Supervisor Baumann to adopt Resolution 6 (2018/2019-6) Accepting Sponsorship for Dairy Cattle Barn Project. Upon vote the motion carried unanimously.

No. 2018/2019 - 6

**RESOLUTION ACCEPTING SPONSORSHIPS FOR DAIRY  
CATTLE BARN PROJECT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:



1 WHEREAS, the Manitowoc County Expo is a division of the Manitowoc County  
2 Department of Public Works; and

3  
4 WHEREAS, the Manitowoc County Expo is in the midst of a capital buildings and  
5 grounds renovation program; and

6  
7 WHEREAS, the funds for these renovations are allocated in the annual County Budget as  
8 approved by the Manitowoc County Board; and

9  
10 WHEREAS, one of the 2018 projects is the construction of a new dairy cattle barn; and

11  
12 WHEREAS, there has been tremendous public and private support for this building  
13 replacement project including offers of financial sponsorships to be used toward building  
14 construction and improvements; and

15  
16 WHEREAS, desired improvements to the new dairy cattle barn would include the  
17 addition of restroom facilities for use by exhibitors and the general public, improved ventilation  
18 for the dairy cattle, and improved site work such as asphalt re-surfacing and landscaping; and

19  
20 WHEREAS, the funding approved by the County did not include the restrooms,  
21 improved ventilation, or improved site work and therefore additional funding is needed for these  
22 additions to become a reality; and

23  
24 WHEREAS, the Manitowoc County Expo regularly accepts donations and sponsorships  
25 to supplement the cost of the annual Manitowoc County Fair and to improve buildings and  
26 building systems; and

27  
28 WHEREAS, the following entities have offered financial contributions in exchange for  
29 becoming a sponsor of the new dairy cattle barn:

- 30
- |    |   |          |
|----|---|----------|
| 31 | • CP Feeds:                                   | \$40,000 |
| 32 | • GreenStone Farm Credit Services:            | \$5,000  |
| 33 | • Investors Community Bank:                   | \$5,000  |
| 34 | • Hamann Construction:                        | \$5,000  |
| 35 | • Manitowoc County Dairy Promotion Committee: | \$2,000  |
- 36

37 and

38  
39 WHEREAS, Manitowoc County Expo Foundation, Inc. (“Expo Foundation”) applied to  
40 the Ruth St. John and John Dunham West Foundation, Inc. (“West Foundation”) for a grant to  
41 assist with the construction costs of the new dairy cattle barn; and

42  
43 WHEREAS, the West Foundation accepted the Expo Foundation’s grant application and  
44 awarded the Expo Foundation a grant in the amount of \$70,000; and

46 WHEREAS, the Expo Foundation desires to donate the proceeds of the \$70,000 grant to  
47 Manitowoc County to be used for the upgrades to the new cattle barn; and  
48

49 WHEREAS, accepting these donation and sponsorship funds enables Manitowoc County  
50 to fund the cattle barn improvements of restrooms, improved ventilation, and improved site  
51 work; and  
52

53 WHEREAS, sponsorship and donation funding was not part of the approved 2018  
54 budget; and  
55

56 WHEREAS, the Public Works Committee has reviewed the proposed sponsorships and  
57 donation and recommends that the County Board approves these sponsorships and donation for  
58 the dairy cattle barn building;  
59

60 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
61 Supervisors accepts the offers to sponsor the new dairy cattle barn at the Expo grounds by CP  
62 Feeds in the amount of \$40,000 to be paid over a two year period, GreenStone Farm Credit  
63 Services in the amount of \$5,000 to be paid over a two year period, Investors Community Bank  
64 in the amount of \$5,000, Hamann Construction in the amount of \$5,000, and the Manitowoc  
65 County Dairy Promotion Committee in the amount of \$2,000; and  
66

67 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors accepts  
68 the donation of the Expo Foundation, which was received as a grant from the West Foundation,  
69 in the amount of \$70,000 for the new dairy cattle barn at the Expo grounds; and  
70

71 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors  
72 authorizes the County Executive, County Clerk, Public Works Director, and Corporation  
73 Counsel, and such other county officials as may be necessary to finalize and execute sponsorship  
74 agreements as needed; and  
75

76 BE IT FURTHER RESOLVED that appropriate revenue and expenditure line items in  
77 the 2018 budget are amended by the amount of the sponsorship donations for 2018 and that the  
78 Comptroller/Auditor is directed to record such information in the official books of the county for  
79 the year ending December 31, 2018 as may be required.

Dated this 24th day of April 2018.

Respectfully submitted by the Public Works Committee.

FISCAL IMPACT: Increases the budgeted revenues and expenses for 2018 in the appropriate Expo activity budget by \$57,000 and authorizes the actual expenses to be incurred and paid to the extent the actual revenues are collected in 2018. The budget remaining at the end of 2018 to be part of the 2018 to 2019

carry over resolution prepared by the Comptroller's Office at year end 2018.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Gerroll moved, seconded by Supervisor Cavanaugh to enact Ordinance 7 (2018/2019-7) Amending Manitowoc County Code Chapters 20, 24, and 25 (Emergency Communications Corridors). Upon vote the motion carried unanimously.

No. 2018/2019 - 7

**ORDINANCE AMENDING MANITOWOC COUNTY CODE CHAPTERS 20, 24, AND 25  
(EMERGENCY COMMUNICATIONS CORRIDORS)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County has constructed a state-of-the-art countywide public  
2 safety radio network; and

3  
4 WHEREAS, the public safety radio network consists of eight (8) radio tower locations in  
5 Manitowoc County and one (1) radio tower location in Sheboygan County; and

6  
7 WHEREAS, the connectivity between the radio towers is achieved through wireless  
8 microwave transmission; and

9  
10 WHEREAS, successful transfer of voice and data communications between the towers is  
11 dependent upon clear, unimpeded line-of-sight; and

12  
13 WHEREAS, the Manitowoc County Code currently provides that an antenna or tower may  
14 not be located within an emergency communications corridor; and

15  
16 WHEREAS, the Manitowoc County Code contains a table of communications facilities;  
17 and

18  
19 WHEREAS, the table of communications facilities is missing the Rocky Knoll tower site  
20 located in Sheboygan County; and

21  
22 WHEREAS, to avoid data transmission interference, a buffer zone of 500 feet from the  
23 centerline of the line-of-sight communications path as identified by Manitowoc County is  
24 recommended; and

25  
26 WHEREAS, the Manitowoc County Code currently does not include a buffer zone; and

27  
28 WHEREAS, the Public Works Committee has reviewed this issue and recommends that  
29 the Manitowoc County Code be amended to include a buffer zone of 500 feet from each side of  
30 the centerline of line-of-sight of communications path; and

WHEREAS, the Public Works Committee further recommends that language be added to the Manitowoc County Code to include the location and communication paths between the Rocky Knoll tower in Sheboygan County and the towers located in City of Kiel and the Village of Cleveland in Manitowoc County;

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

Manitowoc County Code § 20.14 is amended to read as follows:

20.14 Emergency Communications Corridors.

- (1) An antenna or tower may not be located within 500 feet of the centerline of 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. The centerline of an existing line-of-sight communications path shall be the centerline as identified by Manitowoc County.
- (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 LATITU DE DEG/MIN/SEC	NAD 83 LONGIT UDE 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
<u>Rocky Knoll</u>	<u>1020.01</u>	<u>43°48'00.0000"N</u>	<u>87°58'41.3000"W</u>

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

- 57  
58 (a) Franklin and Cato;  
59  
60 (b) Franklin and Liberty;  
61  
62 (c) Franklin and Maribel;  
63  
64 (d) Franklin and Two Creeks;  
65  
66 (e) Franklin and Two Rivers;  
67  
68 (f) Liberty and Cato;  
69  
70 (g) Liberty and Cleveland;  
71  
72 (h) Liberty and Kiel;  
73  
74 (i) Manitowoc and Cato;  
75  
76 (j) Manitowoc and Cleveland;  
77  
78 (k) Manitowoc and Franklin;  
79  
80 (l) Manitowoc and Liberty;  
81  
82 (m) Manitowoc and Two Creeks;  
83  
84 (n) Manitowoc and Two Rivers;  
85  
86 (o) Two Creeks and Maribel;~~and~~  
87  
88 (p) Two Creeks and Two Rivers;~~;~~  
89  
90 (q) Cleveland and Rocky Knoll; and  
91  
92 (r) Kiel and Rocky Knoll.  
93

94 Manitowoc County Code § 24.245 is amended to read as follows:  
95

96 24.245 Emergency Communications Corridors.  
97

- 98 (2) Manitowoc County provides emergency communication services that are essential  
99 to protect public safety using facilities at the following locations:  
100

<p><b>MANITOWOC COUNTY COMMUNICATIONS FACILITIES</b></p>
--

SITE	ELEVATION (FEET AT BASE)	NAD 83 LATITU DE DEG/MIN/SEC	NAD 83 LONGIT UDE 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
Rocky Knoll	1020.01	43°48'00.0000"N	87°58'41.3000"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;:-
- (q) Cleveland and Rocky Knoll; and
- (r) Kiel and Rocky Knoll.

Manitowoc County Code § 25.165 is amended to read as follows:

25.165 Emergency Communications Corridors.

- (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 LATITU DE DEG/MIN/SEC	NAD 83 LONGIT UDE 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
Rocky Knoll	1020.01	43°48'00.0000"N	87°58'41.3000"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;

- 156  
157 (c) Franklin and Maribel;  
158  
159 (d) Franklin and Two Creeks;  
160  
161 (e) Franklin and Two Rivers;  
162  
163 (f) Liberty and Cato;  
164  
165 (g) Liberty and Cleveland;  
166  
167 (h) Liberty and Kiel;  
168  
169 (i) Manitowoc and Cato;  
170  
171 (j) Manitowoc and Cleveland;  
172  
173 (k) Manitowoc and Franklin;  
174  
175 (l) Manitowoc and Liberty;  
176  
177 (m) Manitowoc and Two Creeks;  
178  
179 (n) Manitowoc and Two Rivers;  
180  
181 (o) Two Creeks and Maribel;~~and~~  
182  
183 (p) Two Creeks and Two Rivers;~~;~~  
184  
185 (q) Cleveland and Rocky Knoll; and  
186  
187 (r) Kiel and Rocky Knoll.  
188

189 and  
190

191 BE IT FURTHER ORDAINED that this ordinance shall be effective upon publication.

Dated this 24th day of April 2018.

Respectfully submitted by the Public Works Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Transportation Coordinating Committee: Supervisor Baumann gave a brief report.



Miscellaneous-Highway and Public Works Committee: Supervisor Behnke moved, seconded by Supervisor Maresh to enact Ordinance 8 (2018/2019-8) Creating § 2.03(4) of the Manitowoc County Code (Authorizing No Bid Intra County Department Public Works Construction). Upon vote, the motion carried unanimously.

No. 2018/2019 - 8

**ORDINANCE CREATING § 2.03(4) OF THE MANITOWOC COUNTY CODE  
(AUTHORIZING NO BID INTRA COUNTY DEPARTMENT PUBLIC WORKS  
CONSTRUCTION)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, various Manitowoc County Departments are constantly upgrading their  
2 physical infrastructure across all areas, including but not limited to private road building, parking  
3 lot construction, earth and aggregate moving, and building construction ; and  
4

5 WHEREAS these aforementioned capital projects are generally defined in the Wisconsin  
6 statutes as “public works projects”; and  
7

8 WHEREAS, many of these public works projects involve areas of construction for which  
9 the Manitowoc County Highway Department has the staff, tools, equipment, materials, and  
10 expertise to complete; and  
11

12 WHEREAS, the cost of engaging engineering firms, creating bid documents, and  
13 advertising for bids often expends approximately 10% of the entire funds available for such  
14 projects, which funds are considered overhead costs that cannot be recouped; and  
15

16 WHEREAS, the time frame for the aforementioned engineering and bidding process  
17 typically takes from 90-120 days, often delaying work during the opportune seasonal months for  
18 construction; and  
19

20 WHEREAS, retaining the Manitowoc County Highway Department to perform this work  
21 saves the overhead costs and compresses the time from project conception to the project  
22 completion; and  
23

24 WHEREAS, the Manitowoc County Highway Department only charges other Manitowoc  
25 County departments its direct costs for labor, equipment, and material and does not add a profit-  
26 margin onto the work; and  
27

28 WHEREAS, Wis. Stat. 59.52(29) requires Public Works projects to be advertised and  
29 solicited for public bids unless the county board approves by a three-fourths vote of all members  
30 of the board that these public works projects can be done directly by the county; and  
31

32 WHEREAS, the Public Works Committee and Highway Committee have reviewed this  
33 matter and recommend permitting County departments to use the other County departments to  
34 construct public works projects without the need to bid the project;  
35

36 NOW, THEREFORE, the County Board of Supervisors of the County of Manitowoc does  
37 ordain as follows:  
38

39 Manitowoc County Code § 2.03(4) is created to read as follows:  
40

41 (4) Public Works Projects.  
42

43 (a) Subject to approval by the County Executive, any public works project  
44 undertaken by Manitowoc County or any agency thereof, including any  
45 contract for the construction, repair, remodeling, or improvement of any  
46 public work, building, or furnishing of supplies or materials of any kind  
47 may be done directly by any other County Department without submitting  
48 the same for bids.  
49

50 (b) Pursuant to Wis. Stat. § 59.52(29), the Manitowoc County Board of  
51 Supervisors has authorized this § 2.03(4) by a three -fourths majority vote  
52 of all the members entitled to a seat on the County Board.  
53

54 and  
55

56 BE IT FURTHER ORDAINED that this ordinance shall be effective upon publication.

Dated this 24th day of April 2018.

Respectfully submitted by the Public Works Committee and Highway Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Bob Ziegelbauer, County Executive.

Announcements: Chairperson Brey announced that the May 15 County Board Meeting would be at 5:45pm do to the May 15 Special Partisan Primary.

Supervisor Gerroll moved to adjourn, seconded by Supervisor Dyzak, and the motion was adopted by acclamation. The meeting adjourned at 8:59 p.m.

Respectfully submitted,  
Lois Kiel, Manitowoc County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

Tuesday, May 15, 2018

5:37 P.M.

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at The Heritage Center, in the City of Manitowoc, being the 15<sup>th</sup> day of May 2018, for the purpose of transacting business as a Board of Supervisors.

Chairperson Brey called the meeting to order at 5:37 p.m.

Supervisor Falkowski gave the invocation, followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 22 members present: Baumann, Behnke, Brey, Brunner, Cavanaugh, Dyzak, Falkowski, Gauger, Geimer, Gerroll, Hansen, Henrickson, Hoffman, Maresh, Metzger, Muench, Swade, Vogel, Vogt, Wagner, Williams, and Zimmer. Supervisor Holschbach, Nickels, and Neils were excused.

On a motion by Supervisor Vogel, seconded by Supervisor Behnke the April 24, 2018 meeting minutes were approved on a unanimous vote.

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

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS

County Executive Bob Ziegelbauer and Chairperson Brey presented a Proclamation Honoring the Roncalli Jets who claimed the Division 4 State Boys Basketball Championship to Coach Joe Garceau. Coach Garceau thanked the County Board, on behalf of himself and the team, for the recognition. He was proud of the way the team played throughout the season and during the tournament. He was impressed with the strong community support, from not only the Roncalli families, but also the surrounding communities.

Chairperson Brey read the Proclamation for Supervisor Melvin Waack in recognition of his 8 years of service to the County Board.

County Executive Ziegelbauer and Chairperson Brey presented a Proclamation Proclaiming June Dairy Month to UW-Extension Dairy Agent Scott Gunderson. Mr. Gunderson informed the public that the farmers will be out working the fields twenty-four hours a day, seven days a week with the sunshine. Please be cautious of the tractors and other heavy equipment on the road. They have the right to be on the road just like everyone else.

The Materials Recycling Facility Operations Manager Jon Reisenbuechler presented information for the Hazardous Waste Clean Sweep program that has collected 980,000 pounds of hazardous waste since 1988 and are on goal to reach the 1 million pound milestone. The accomplishment could not have been done without the county's ongoing support and participation.

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

Chairperson Brey declared public comment open at 5:58 p.m.

Maura Yost, Town of Centerville, provided financial realities on the Federal, State and County level for the County Board Supervisors to consider when discussion continues pertaining to the half-percent sales tax.

No one else present wished to speak, subsequently Chairperson Brey closed public input at 6:02 p.m.

## APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Brey presented County Executive Ziegelbauer's appointment of David Funkhouser to the Joint Dispatch Board to complete a term expiring June 2020. Supervisor Henrickson moved, seconded by Supervisor Baumann to approve the appointment. Upon voice vote, the motion carried unanimously.

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

Board of Health: Supervisor Metzger gave a brief report.

Supervisor Metzger moved, seconded by Supervisor Vogel to adopt Resolution 1 (2018/2019-9) Adopting Health Department Fee for Micro Markets (Effective 07/01/2018). Discussion followed.

Amendment: Supervisor Metzger moved, seconded by Supervisor Vogel to amend Resolution 1 – on lines 9, 33, and Chapter 7 Appendix Health Department Fee Schedule 7/1/2018-6/30/2019 under Micro Market (1 Market in Building) the license fee for the micro markets for a one market in a building from \$40 to \$36; on lines 9, 34, and Chapter 7 Appendix Health Department Fee Schedule 7/1/2018-6/30/2019 under Micro Market (2 or More Market in Building) the license fee for the micro markets for a two or more markets in a building from \$60 to \$54; and Chapter 7 Appendix Health Department Fee Schedule 7/1/2018-6/30/2019 include pre-inspection fee of \$35. Discussion followed. Upon vote, motion carried unanimously.

Discussion took place on the motion to adopt Resolution 1 (2018/2019-9) Adopting Health Department Fee for Micro Markets (Effective 07/01/2018) as amended. Upon vote, motion carried unanimously.

No. 2018/2019 - 9

**AMENDED\***

### **RESOLUTION ADOPTING HEALTH DEPARTMENT FEE FOR MICRO MARKETS**

(Effective 07/01/2018)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Health Department issues certain licenses and  
2 permits as an agent of the Department of Agriculture, Trade and Consumer protection; and  
3

4 WHEREAS, the Wisconsin Legislature enacted and Governor Walker signed 2017  
5 Wisconsin Act 225 related to licensing of micro markets with a publication date of April 4, 2018;  
6 and  
7

8 WHEREAS, Wisconsin Act 225 also limits the license fee for micro markets to no more  
9 than ~~\$3640~~ for one market in a building or ~~\$5460~~ for two or more markets in a building; and  
10

11 WHEREAS, Wisconsin ACT 225 allows a pre-licensing inspection fee for micro markets  
12 not to exceed the license fee; and  
13

14 WHEREAS, prior to passage of Wisconsin Act 225, the Manitowoc County Health  
15 Department licensed micro markets as Retail Food AG 55, no food processing; and  
16

17 WHEREAS, the Manitowoc County Board of Supervisors has authorized the Health  
18 Department to charge fees to defray the costs of providing these various licenses and permits;  
19 and  
20

21 WHEREAS, the Manitowoc County Code requires that all fees for licenses (other than  
22 animal licenses) and permits issued by the Health Department must be set by County Board  
23 resolution; and  
24

25 WHEREAS, on November 7, 2017 the Manitowoc County Board of Supervisors adopted  
26 Resolution No. 2017/2018-63, which established the Health Department Fee Schedule for the  
27 period between July 1, 2018 and June 30, 2019; and  
28

29 WHEREAS, the Board of Health believes that the Health Department Fee Schedule  
30 should be revised beginning July 1, 2018 to include license fees and pre-licensing inspection fees  
31 for micro markets operating in Manitowoc County;  
32

33 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
34 Supervisors approves the addition of a license fee for micro markets of ~~\$3640~~ for one market in a  
35 building and ~~\$5460~~ for two or more markets in a building to the Health Department Fee  
36 Schedule, a copy of which is to be included as an appendix to Manitowoc County Code Chapter  
37 7, Public Health.

**\*Double underline indicates addition of text. Double strikethrough indicates removal of text.**

Dated this 15th day of May 2018.

Respectfully submitted by the Board of Health.

FISCAL IMPACT: Indeterminable.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Metzger moved, seconded by Supervisor Williams to adopt Resolution 2 (2018/2019-10) Accepting State Funding to Support Communicable Disease Control. Upon vote, motion carried unanimously.

No. 2018/2019 - 10

**RESOLUTION ACCEPTING STATE FUNDING TO SUPPORT  
COMMUNICABLE DISEASE CONTROL**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a strong public health infrastructure is paramount to the health of all  
2 citizens; and

3  
4 WHEREAS, emerging and existing communicable diseases threaten health security,  
5 economies, and quality of life for all; and

6  
7 WHEREAS, emerging and re-emerging threats such as Ebola, H1N1, SARS, and measles  
8 threaten personal and community safety and require substantial resources to contain; and

9  
10 WHEREAS, blood-borne pathogens that cause long-term disease such as Hepatitis C are  
11 occurring at unprecedented rates – rates that are accelerating as a result of the opiate epidemic,  
12 and;

13  
14 WHEREAS, local health department communicable disease programs protect residents  
15 by investigating and controlling communicable diseases, collecting data, educating the  
16 community about prevention and the importance of immunizations, and caring for those affected  
17 by these diseases; and

18  
19 WHEREAS, local health departments have been successful in controlling communicable  
20 diseases through case reporting and involvement of public health staff in referral of exposed  
21 persons for screening and prevention services; and

22  
23 WHEREAS, Wisconsin has allocated state funding to local health departments for  
24 communicable disease control and prevention efforts; and

25  
26 WHEREAS, Manitowoc County's portion of the funding for State Fiscal Year 2018 is  
27 \$6100.00;

28  
29 NOW, THEREFORE, BE IT RESOLVED, that the Manitowoc County Board of  
30 Supervisors authorizes the Manitowoc County Health Officer to accept a grant from the  
31 Wisconsin Department of Health Services in an amount not to exceed \$6,100.00 to support  
32 communicable disease control; and

33  
34 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors  
35 designates the Health Officer as Manitowoc County's authorized representative for the grant; and  
36

37 BE IT FURTHER RESOLVED that appropriate revenue and expenditure line items in  
38 the 2018 budget are amended by the amount of the grant funds received and that the  
39 Comptroller/Auditor is directed to record such information in the official books of the County for  
40 the year ending December 31, 2018 as may be required.

Dated this 15th day of May 2018.

Respectfully submitted by the Board of Health.

FISCAL IMPACT: No tax levy impact. Increases appropriate revenue and expense accounts  
in the Public Health Department 2018 budget by the amount of the grant  
award.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Metzger moved, seconded by Supervisor Vogt to enact Ordinance 3 (2018/2019-11)  
Amending Manitowoc County Code § 7.21 (Permit and License Requirements). Upon vote,  
motion carried unanimously.

No. 2018/2019 - 11

**ORDINANCE AMENDING MANITOWOC COUNTY CODE § 7.21  
(PERMIT AND LICENSE REQUIREMENTS)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County Chapter 7 contains the Public Health Ordinance; and  
2

3 WHEREAS, Manitowoc County Code § 7.21(1) contains a list of the types of  
4 establishments that require a permit or license; and  
5

6 WHEREAS, currently Manitowoc County Code § 7.21(1) includes "non-profit food  
7 stands" but not "micro markets" as a type of establishment that requires a permit or license; and  
8

9 WHEREAS, the Wisconsin Legislature had previously updated the state statutes to  
10 prohibit counties from licensing non-profit food stands and recently adopted 2017 Wisconsin Act  
11 225, which requires licenses for micro markets; and  
12

13 WHEREAS, prior to passage of 2017 Wisconsin Act 225, the Manitowoc County Health  
14 Department licensed micro markets as a type of retail food establishment; and

15  
16 WHEREAS, the Board of Health believes that the Manitowoc County Code should be  
17 updated to remove the reference to licensing non-profit food stands and include micro markets in  
18 the list of establishments that require a permit or license;

19  
20 NOW, THEREFORE, the County Board of Supervisors of the County of Manitowoc  
21 does ordain as follows:

22  
23 Manitowoc County Code § 7.21(1) is amended as follows:

- 24  
25 (1) No person may operate a bed and breakfast establishment, campground, camping  
26 resort, educational camp, food vending machine, hotel, micro market, mobile  
27 home park, motel, ~~non-profit food stand~~, piercing establishment, public  
28 swimming pool, recreational camp, restaurant, retail food establishments, tattoo  
29 and piercing establishment, tattoo establishment, temporary restaurant, tourist  
30 rooming house, vacation rental, vending machine commissary, without a permit  
31 or license from the health department.

32  
33 and

34  
35 BE IT FURTHER ORDAINED that this ordinance shall be effective upon publication.

Dated this 15th day of May 2018.

Respectfully submitted by the Board of Health.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Criminal Justice Coordinating Council: Supervisor Falkowski gave a brief report.

Expo-Ice Center Board: Supervisor Cavanaugh gave a brief report.

Finance Committee: Supervisor Hansen gave brief reports.

Human Services Board: Supervisor Henrickson gave a brief report.

Personnel Committee: Supervisor Maresh gave a brief report.

Planning and Park Committee:

Supervisor Zimmer moved, seconded by Supervisor Williams to adopt Resolution 5 (2018/2019-12) Authorizing Grant Application. Upon vote, the motion carried unanimously.



**RESOLUTION AUTHORIZING GRANT APPLICATION**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Wisconsin Department of Natural Resources has matching grant funding  
2 available through its Stewardship Local Assistance, Federal Land and Water Conservation Fund,  
3 and Recreational Trails Program, to assist governmental units in developing park and recreation  
4 facilities, trails and playgrounds; and  
5

6 WHEREAS, Manitowoc County is in the process of building a new shelter and bathroom  
7 facility at Cherney Maribel Caves Park at an estimated cost of \$301,000, which includes  
8 engineering, construction, water systems, septic, plumbing, and site preparation; and  
9

10 WHEREAS, additional projects to be completed over the next two years at Cherney  
11 Maribel Caves Park include the repair and replacement of the parking lot and driveway access  
12 which is estimated to cost \$90,000; and  
13

14 WHEREAS, the Cherney Maribel Caves project list also includes the purchase and  
15 installation of new picnic tables, grills, trash receptacles, playground equipment, and  
16 landscaping, which has an estimated cost of \$56,000; and  
17

18 WHEREAS, an estimated additional \$28,000 is to be earmarked for trail improvements  
19 and group campsite work; and  
20

21 WHEREAS, the total cost of the projects described above is \$475,000 of which half, or  
22 \$237,500, could be funded if approved by the State through its grant funding; and  
23

24 WHEREAS, after careful consideration, the Planning and Park Commission recommends  
25 pursuing grants from the State of Wisconsin Department of Natural Resources to assist in  
26 funding the park improvement to Cherney Maribel Caves Park;  
27

28 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
29 Supervisors authorizes the Park Director to apply for and accept Wisconsin Department of  
30 Natural Resources grants in an amount up to \$237,500 for the purpose of completing the projects  
31 detailed above at Cherney Maribel Caves Park; and  
32

33 BE IT FURTHER RESOLVED that the Park Director is authorized to sign documents  
34 and take the actions necessary to undertake, direct, and complete the projects authorized in the  
35 grant; and  
36

37 BE IT FURTHER RESOLVED that Manitowoc County will comply with state and  
38 federal rules for the program; will be responsible for updating plans and monitoring ongoing

39 operations; will obtain written approval from the Wisconsin Department of Natural Resources  
40 before making changes in the project; and will maintain a record of expenditures; and  
41

42 BE IT FURTHER RESOLVED that revenues and expenses in the Parks budget are  
43 amended by the amount of any grant award approved by the State of Wisconsin, and the  
44 Comptroller/Auditor is directed to record such information in the official books of the County as  
45 may be required for the year ending December 31, 2018 with carryover to 2019 as may be  
46 required.

Dated this 15th day of May 2018.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: No additional tax levy impact. Appropriate revenue and expense accounts  
in the Park Department budget are hereby increased by the amount of any  
State grant amount authorized.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Zimmer moved, seconded by Supervisor Vogt to enact Ordinance 6 (2018/2019-13)  
Amending Zoning Map (David Duchow). Upon vote, the motion carried unanimously.

No. 2018/2019 - 13

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

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 23, 2018; 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  
9 does ordain as follows:  
10

11 A parcel of land located in Part of the Southwest Quarter of the Northwest Quarter and  
12 the Northwest Quarter of the Southwest Quarter of Section 28, Township 19 North, Range 21  
13 East, Town of Rockland, Manitowoc County, Wisconsin, more fully described as follows:  
14

15 Beginning at the West Quarter Comer of said Section 28; thence North a distance of  
16 80.00 feet along the west line of the northwest quarter; thence East a distance of 180.00  
17 feet; thence South a distance of 242.00 feet; thence West a distance of 180.00 feet to the  
18 west line of the southwest quarter; thence North a distance of 162.00 feet along the west  
19 line to the point of beginning, said parcel containing one (1) acre of land and is hereby  
20 rezoned from Exclusive Agriculture (EA) District to Rural Residential (RR) District.

Dated this 15th day of May 2018.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Zimmer moved, seconded by Supervisor Maresh to enact Ordinance 7 (2018/2019-14) Amending Zoning Map (Larry and Patricia Kasten). Upon vote, the motion carried unanimously.

No. 2018/2019 - 14

**ORDINANCE AMENDING ZONING MAP**  
(Larry and Patricia Kasten)

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 23, 2018; 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  
9 does ordain as follows:  
10

11 A parcel of land located in Part of the S1/2 of the SW1/4 of the SE1/4 of Section 15,  
12 Town 21 North, Range 23 East, Town of Gibson, Manitowoc County, Wisconsin, and described  
13 as follows:  
14

15 Commencing at the S1/4 Corner of said Section 15, being the point of beginning; Thence  
16 N00°06'00"E, ±270 feet coincident with the west line of said SE1/4; Thence S  
17 89°43'00"E, ±1025 feet; Thence S00°06'00"W, ±270 feet to the south line of said SE1/4;  
18 Thence N89°43'00"W, ±1025 feet coincident with said south line to the point of

19 beginning, said parcel contains ±6.4 Acres of land and is hereby rezoned from General  
20 Agriculture (GA) District to Large Estate (LE) District.

Dated this 15th day of May 2018.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Zimmer moved, seconded by Supervisor Cavanaugh to enact Ordinance 8 (2018/2019-15) Amending Zoning Map (Francis Linsmeier). Upon vote, the motion carried unanimously.

No. 2018/2019 - 15

**ORDINANCE AMENDING ZONING MAP**  
(Francis Linsmeier)

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 23, 2018; 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  
9 does ordain as follows:  
10

11 A parcel of land located in the SE¼ of the SE¼ of Section 12, T19N, R22E, Town of  
12 Cato, Manitowoc County, Wisconsin, and more particularly described as follows:  
13

14 Commencing at the SE Corner of said Section 12; thence S. 89° 51' 22" W. a distance of  
15 340.00 feet, along the section line, to the southwest corner of Tract 1 of Certified Survey  
16 Map recorded in Volume 4 Page 539, the point of real beginning; thence S. 89° 51' 22"  
17 W. a distance of 540.00 feet, along the section line, also the centerline of Hilltop Road;  
18 thence N. 00° 03' 57" E. a distance of 460.00 feet; thence N. 89° 51' 22" E. a distance of  
19 540.00 feet; thence S. 00° 03' 57" W. a distance of 460.00 feet along the west line of said  
20 Tract 1 of Certified Survey Map recorded in Volume 4 Page 539, to the point of real  
21 beginning, said tract containing 5.70 acre or 248,398 square feet of land and is hereby  
22 rezoned from Exclusive Agriculture (EA) District to General Agriculture (GA) District.

Dated this 15th day of May 2018.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Zimmer moved, seconded by Supervisor Falkowski to enact Ordinance 9 (2018/2019-16) Amending Zoning Map (Andrew and Sandra Warpinski). Upon vote, the motion carried unanimously.

No. 2018/2019 - 16

**ORDINANCE AMENDING ZONING MAP**  
(Andrew and Sandra Warpinski)

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 23, 2018; 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  
9 does ordain as follows:  
10

11 A parcel of land located in Part of the Northwest ¼ of the Southwest ¼ of Section 18,  
12 T21N, R23E, Town of Gibson, Manitowoc County, Wisconsin, more fully described as follows:  
13

14 Commencing at the West ¼ Corner of said Section 18, thence along the northerly line of  
15 the Southwest ¼ South 89°59'05" East 1,067.21 feet to the point of beginning; thence  
16 continuing South 89°59'05" East 467.00 feet; thence South 0°29'31" West 467.00 feet;  
17 thence North 89°59'05 West 467.00 feet; thence North 0°29'31" East 467.00 feet to the  
18 point of beginning, said parcel containing 5.00 acres and is hereby rezoned from  
19 Exclusive Agriculture (EA) District to Large Estate (LE) District.

Dated this 15th day of May 2018.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Public Safety Committee: Supervisor Vogel gave a brief report.

Public Works Committee: Supervisor Gerroll gave a brief report.

Announcements: Chairperson Brey announced that the 2018-2019 County Board picture will be taken at 5:30pm on June 19<sup>th</sup> in the County Board Meeting room. There will be an Ice Cream Social for June Dairy month at 6:15pm on June 19<sup>th</sup>, then the County Board meeting will follow at 7pm.

Supervisor Maresh moved to adjourn, seconded by Supervisor Dyzak, and the motion was adopted by acclamation. The meeting adjourned at 6:49 p.m.

Respectfully submitted,  
Lois Kiel, Manitowoc County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

Tuesday, June 19, 2018

5:37 P.M.

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at The Heritage Center, in the City of Manitowoc, being the 19<sup>th</sup> day of June 2018, for the purpose of transacting business as a Board of Supervisors.

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

Supervisor Metzger gave the invocation, followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 25 members present: Baumann, Behnke, Brey, Brunner, Cavanaugh, Dyzak, Falkowski, Gauger, Geimer, Gerroll, Hansen, Henrickson, Hoffman, Holschbach, Maresh, Metzger, Muench, Nickels, Neils, Swade, Vogel, Vogt, Wagner, Williams, and Zimmer.

On a motion by Supervisor Behnke, seconded by Supervisor Holschbach the May 15, 2018 meeting minutes were approved on a unanimous vote.

Chairperson Brey announced there were no changes to the agenda.

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS

Comptroller Todd Reckelberg introduced Bryan Grunewald, External Auditor from Schenk Audit Business Solutions, who summarized results of the 2017 audit and explained that the county continued to be in good financial condition with the consistent and conservative budget that had been well-maintained during the year. Mr. Grunewald pointed out that for the twenty-sixth consecutive year, Manitowoc County has received a Certificate of Achievement for Excellence in Financial Reporting

PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Chairperson Brey declared public comment open at 7:12 p.m.

Maura Yost, Town of Centerville, spoke on Manitowoc County's debt history. She informed the public that since 2006 the county's principal debt of \$28 million has stayed the same. While \$13 million had been paid in interest, meaning it had left the county. She urged not to borrow any more money and pay-off the existing debt. With no debt, that would retain more of our tax money in our county, reduce property tax, share the cost of road and bridge maintenance to all users by a half-cent sales tax, and eliminate the uncertainty of rising interest rates.

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

#### APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Brey presented County Executive Ziegelbauer's appointment of Connie Gulash to the ADRC of the Lakeshore for a two-year term expiring July 2020. Supervisor Wagner moved, seconded by Supervisor Gauger to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Brey presented County Executive Ziegelbauer's appointments of Chuck Hoffman and Ralph Schuh to the Board of Adjustment for a three-year term expiring July 2021. Supervisor Vogel moved, seconded by Supervisor Maresh to approve the appointments. Upon voice vote, the motion carried unanimously.

Chairperson Brey presented County Executive Ziegelbauer's appointment of James Falkowski to the Planning and Park Commission for a seven-year term expiring July 2025. Supervisor Henrickson moved, seconded by Supervisor Baumann to approve the appointment. Upon voice vote, the motion carried unanimously.

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

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

Board of Health: Supervisor Metzger gave a brief report.

Expo-Ice Center Board: Supervisor Gauger gave a brief report.

Finance Committee: Supervisor Hansen gave brief reports.

Supervisor Hansen moved, seconded by Supervisor Baumann to adopt Initial Resolution 1 (2018/2019-17) Authorizing Not to Exceed \$1,500,000 General Obligation Promissory Notes for Highway Projects. Upon discussion and vote, motion carried unanimously.

No. 2018/2019 - 17

#### **INITIAL RESOLUTION AUTHORIZING NOT TO EXCEED \$1,500,000 GENERAL OBLIGATION PROMISSORY NOTES FOR HIGHWAY PROJECTS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County, Wisconsin (the "County") is in need of an amount not  
2 to exceed \$1,500,000 for the public purpose of financing the construction and improvement of  
3 highways; and  
4

5 WHEREAS, it is desirable to authorize the issuance of general obligation promissory  
6 notes for such purpose pursuant to Chapter 67 of the Wisconsin Statutes;  
7



8 NOW, THEREFORE, BE IT RESOLVED that the County Board of Supervisors of  
9 Manitowoc County authorizes the County to borrow an amount not to exceed \$1,500,000 by  
10 issuing its general obligation promissory notes for the public purpose of financing the  
11 construction and improvement of highways; and

12  
13 BE IT FURTHER RESOLVED that there be and there hereby is levied on all the taxable  
14 property in the County a direct, annual tax in such years and in such amounts as are sufficient to  
15 pay when due the principal and interest on such notes.

Dated this 19th day of June 2018.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Will be determined at the time of offering based upon the final interest rate.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Hansen moved, seconded by Supervisor Williams to adopt Resolution 2 (2018/2019-18) Authorizing the Sale of \$1,500,000 General Obligation Promissory Notes. Upon discussion and vote, motion carried unanimously.

No. 2018/2019 - 18

**RESOLUTION AUTHORIZING THE SALE OF \$1,500,000 GENERAL  
OBLIGATION PROMISSORY NOTES**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the County Board of Supervisors of Manitowoc County, Wisconsin (the  
2 "County") has, by a vote of at least 3/4 of the members elect, adopted an initial resolution  
3 authorizing general obligation promissory notes in an amount not to exceed \$1,500,000 to  
4 finance the construction and improvement of highways;

5  
6 NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of  
7 Manitowoc County, Wisconsin that:

8  
9 Section 1. The Notes. The County shall issue not to exceed \$1,500,000 in principal  
10 amount of its General Obligation Promissory Notes (the "Notes") for the purpose above  
11 specified.

12  
13 Section 2. Sale of Notes. The County Board of Supervisors hereby authorizes and  
14 directs the officers of the County to take all actions necessary to negotiate the sale of the Notes  
15 with Robert W. Baird & Co. Incorporated. At a subsequent meeting, the County Board of

Supervisors shall take further action to approve the details of the Notes and authorize the sale of the Notes.

Section 3. Official Statement. The Manitowoc County Clerk shall cause an Official Statement concerning this issue to be prepared by Robert W. Baird & Co. Incorporated. The appropriate County officials shall determine when the Official Statement is final for purposes of Securities and Exchange Commission Rule 15c2 12 and shall certify said Statement, such certification to constitute full authorization of such Statement under this resolution.

Dated this 19th day of June 2018.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Will be determined at the time of offering based upon the final interest rate.

APPROVED: Bob Ziegelbauer, County Executive.

Highway Committee: Supervisor Behnke gave a brief report.

Human Services Board: Supervisor Henrickson gave a brief report.

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

Supervisor Wagner moved, seconded by Supervisor Neils to adopt Resolution 3 (2018/2019-19) Accepting Lake Michigan Grant Funding. Upon vote, motion carried unanimously.

No. 2018/2019 - 19

### **RESOLUTION ACCEPTING LAKE MICHIGAN GRANT FUNDING**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

WHEREAS, nonpoint source pollution is the most important remaining uncontrolled source of water pollution to the Lake Michigan ecosystem; and

WHEREAS, the Pine Creek sub-watershed located in Manitowoc County and part of the Manitowoc River Basin is identified in the State of Wisconsin's Impaired Waters List; and

WHEREAS, agricultural survey and data collection for the Pine Creek sub-watershed would identify environmental stressors and provide valuable information to ensure that the most effective best management practices and conservation programs are selected and implemented in Manitowoc County to reduce polluted runoff from a variety of sources; and

12 WHEREAS, Fund for Lake Michigan is willing to provide Manitowoc County a grant of  
13 \$20,000 for survey and data collection, as well as program implementation;  
14

15 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
16 Supervisors authorizes the Soil and Water Conservation Department Director to accept a grant  
17 from Fund for Lake Michigan in an amount of \$20,000; and  
18

19 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors  
20 designates the Soil and Water Conservation Department Director as Manitowoc County's  
21 authorized representative for the grant; and  
22

23 BE IT FURTHER RESOLVED that appropriate revenue and expenditure line items in  
24 the 2018 budget are amended by the amount of the grant funds received and that the  
25 comptroller/auditor is directed to record such information.

Dated this 19th day of June 2018.

Respectfully submitted by the Land Conservation Committee.

FISCAL IMPACT: No tax levy impact. Increases revenues and expenditures by equal  
amounts of \$20,000.

APPROVED: Bob Ziegelbauer, County Executive.

Personnel Committee: Supervisor Maresh gave a brief report.

Planning and Park Committee: Supervisor Zimmer gave a brief report.  
Supervisor Zimmer moved, seconded by Supervisor Williams to adopt Resolution 4 (2018/2019-  
20) Authorizing Coastal Management Grant for Manitowoc County Comprehensive Plan  
Update. Upon vote, the motion carried unanimously.

No. 2018/2019 - 20

**RESOLUTION AUTHORIZING COASTAL MANAGEMENT GRANT  
FOR MANITOWOC COUNTY COMPREHENSIVE PLAN UPDATE**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, counties may prepare, adopt, or amend a county development plan under  
2 Wis. Stat. § 59.69(2) or (3); and  
3

4 WHEREAS, Wisconsin Stat. § 66.1001 requires Manitowoc County to adopt a  
5 comprehensive plan; and  
6

7 WHEREAS, Manitowoc County adopted a comprehensive plan in December of 2009 and  
8 according to Wis. Stat. § 66.1001(2) (i), a comprehensive plan must be updated at a minimum  
9 every ten (10) years; and  
10

11 WHEREAS, Manitowoc County recognizes the benefits of comprehensive planning to  
12 provide for coordinated and harmonious development within the county; and  
13

14 WHEREAS, the proposed planning project to update the comprehensive plan will allow  
15 Manitowoc County to address emerging regional and local issues such as impacts of Lake  
16 Michigan water levels, groundwater quality and quantity, climate change, coastal hazards,  
17 invasive species, agriculture best management practices, land use changes, sustainability,  
18 housing trends, transportation maintenance, and an aging and diversifying population; and  
19

20 WHEREAS, the project may take up to two years to complete; and  
21

22 WHEREAS, through the assistance of Bay Lake Regional Planning Commission, a grant  
23 has been secured through the Wisconsin Coastal Management Program (WCMP) for the  
24 comprehensive plan update; and  
25

26 WHEREAS, after careful consideration, the Planning and Park Commission recommends  
27 that Manitowoc County accept a WCMP grant in the amount of \$15,164.00 to update Manitowoc  
28 County's comprehensive plan to address emerging regional and local issues and meet the  
29 requirements of Wisconsin's comprehensive planning legislation;  
30

31 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
32 Supervisors that the Planning Director is hereby authorized to accept a WCMP grant in an  
33 amount of up to \$15,164 for the purpose of updating the County's comprehensive plan; and  
34

35 BE IT FURTHER RESOLVED that the County Executive, the County Clerk and the  
36 Director of the Planning and Zoning Department are authorized to execute such papers and to  
37 take other action as necessary to accept the grant, direct and complete the project; and  
38

39 BE IT FURTHER RESOLVED that revenues and expenses in the Planning and Zoning  
40 budget are amended by the amount of any grant award approved by WCMP, and the  
41 Comptroller/Auditor is directed to record such information in the official books of the County as  
42 may be required for the year ending December 31, 2018 with carryover to 2019 as may be  
43 required.

Dated this 19th day of June 2018.

Respectfully submitted by the Planning and Park Commission.

**FISCAL IMPACT:** The plan update will cost \$30,328 with \$15,164 from the WCMP grant and the remaining from Manitowoc County, principally from in-kind services.

**APPROVED:** Bob Ziegelbauer, County Executive.

Public Safety Committee: Supervisor Vogel gave a brief report.

Public Works Committee: Supervisor Gerroll gave a brief report.

Transportation Coordinating Committee: Supervisor Bauman gave a brief report.

Miscellaneous-Supervisor Kevin Behnke: Supervisor Behnke moved, seconded by Supervisor Hoffmann to adopt Resolution (2018/2019-21) Approving Town of Newton Zoning Ordinance Text Amendment. Upon vote, the motion carried unanimously.

No. 2018/2019 - 21

**RESOLUTION APPROVING TOWN OF NEWTON ZONING  
ORDINANCE TEXT AMENDMENTS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Town of Newton adopted a zoning ordinance pursuant to the authority  
2 granted to towns under Wis. Stat. § 60.62; and  
3

4 WHEREAS, Manitowoc County adopted a zoning ordinance pursuant to the authority  
5 granted to counties under Wis. Stat. § 59.69; and  
6

7 WHEREAS, Wis. Stat. § 60.62(3) provides that town zoning ordinances, and  
8 amendments thereto, are subject to county board approval in counties that have adopted a zoning  
9 ordinance under Wis. Stat. § 59.69; and  
10

11 WHEREAS, the Town of Newton amended its Zoning Ordinance on May 9, 2018 by  
12 making certain text amendments to the ordinance, which include:  
13

- 14 • Amending the composition of and terms for the Town of Newton Planning  
15 Commission;
- 16 • Amending the lot size standards increasing the maximum lot area for the A-1 and A-  
17 2 zoning districts from two to three acres;
- 18 • Amending the “Land Use” table to includes “Storage and Wholesale-Outdoor and  
19 Storage and Wholesale-Indoor” as conditional uses in the A-1 and A-2 zoning  
20 districts;
- 21 • Providing a revised definition for “Agriculture-General” that adds equestrian  
22 activities/facilities and wineries class A & B;

- Adds standards for manmade ponds including setbacks and slope standards;
- Adds standards for recreation vehicles for temporary or recreational human habitation;
- Amends the Farmland Preservation Zoning District to include a notation on regulating new non-farm homes in the A-3 Zoning District;
- Amends Siting and Construction of any New Mobile Service Support Structure and Facilities to include minor clarification edits;

and

WHEREAS, the Town of Newton has submitted its text amendments to the Manitowoc County Board of Supervisors for approval, and a copy of the amended zoning ordinance has been provided to each member of the Manitowoc County Board of Supervisors for review;

NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors approves the text amendments to the Town of Newton Zoning Ordinance that were adopted by the Town Board of the Town of Newton on May 9, 2018.

Dated this 19th day of June 2018.

Respectfully submitted by Kevin Behnke, Supervisor.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Dyzak moved to adjourn, seconded by Supervisor Falkowski, and the motion was adopted by acclamation. The meeting adjourned at 7:57 p.m.

Respectfully submitted,  
Lois Kiel, Manitowoc County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

Tuesday, July 17, 2018

7:00 P.M.

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at The Heritage Center, in the City of Manitowoc, being the 17<sup>th</sup> day of July 2018, for the purpose of transacting business as a Board of Supervisors.

Chairperson Brey called the meeting to order at 7:02 p.m.

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

Roll call: 25 members present: Baumann, Behnke, Brey, Brunner, Cavanaugh, Dyzak, Falkowski, Gauger, Geimer, Gerroll, Hansen, Henrickson, Hoffman, Holschbach, Maresh, Metzger, Muench, Nickels, Neils, Swade, Vogel, Vogt, Wagner, Williams, and Zimmer.

On a motion by Supervisor Behnke, seconded by Supervisor Hoffman the June 19, 2018 meeting minutes were approved on a unanimous vote.

Chairperson Brey announced there were no changes to the agenda.

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS

County Executive Bob Ziegelbauer and Chairperson Brey presented a Proclamation Commending Clean Sweep Program Volunteers and Staff. Public Works Director Gerry Neuser thanked the Board for their support of the program.

Chairperson Jim Brey, Supervisor James Falkowski, and Supervisor Rick Gerroll reported on their trip to Washington DC. Chairperson Brey presented a slide show of their visit to the White House and explained that the purpose of the conference was to develop a relationship between county government and federal officials. Supervisor Gerroll noted that of the 15 states to be invited so far, Wisconsin had the largest contingency. Supervisor Falkowski reported the outreach by government leaders was excellent.

PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Presentation by Gib Clarke, Director and Kristin Stearns, CEO of Development for Lakeshore Community Health Care gave an overview of Lakeshore Community Health Care established in 2007 to address oral health care in schools. In 2014 Sheboygan and Manitowoc Counties joined together to provide comprehensive health care regardless of the ability to pay. The Manitowoc location is at 2719 Calumet Avenue. In addition to medical and behavioral health and dental care, they now offer pharmacy services.

Chairperson Brey declared public comment open at 7:37 p.m.

Maura Yost, Town of Centerville, spoke on a possible half-penny sales tax that could spread the cost of maintaining the county's roads and bridges across all users, including renters and tourists. It could also help to keep more of our tax money in the county, reduce property taxes, and eliminate borrowing money at uncertain rising interest rates.

No one else present wished to speak, subsequently Chairperson Brey closed public input at 7:42 p.m.

#### APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Brey presented County Executive Ziegelbauer's appointment of David Stoelting to the Kiel Public Library Board of Trustees for a three-year term expiring July 1, 2021. Supervisor Baumann moved, seconded by Supervisor Gauger to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Brey presented County Executive Ziegelbauer's appointments of Dan Pawlitzke and Alternate) Peter Wills to the Northeast Wisconsin Regional Economic Partnership for a one-year term expiring July 2019. Supervisor Swade moved, seconded by Supervisor Hansen to approve the appointments. Upon voice vote, the motion carried unanimously.

Chairperson Brey presented County Executive Ziegelbauer's appointment of Theresa Becker to the Joint Dispatch Board for a two-year term expiring August 2020. Supervisor Hoffman moved, seconded by Supervisor Henrickson to approve the appointment. Upon voice vote, the motion carried unanimously.

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

Finance Committee: Supervisor Hansen gave a brief report.

Supervisor Hansen moved, seconded by Supervisor Williams to adopt Resolution 4 (2018/2019-22) Awarding the Sale of \$1,500,000 General Obligation Promissory Notes. Upon discussion and vote, motion carried unanimously.

No. 2018/2019 - 22

### **RESOLUTION AWARDING THE SALE OF \$1,500,000 GENERAL OBLIGATION PROMISSORY NOTES**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1        WHEREAS, on June 19, 2018, the County Board of Supervisors of Manitowoc County,  
2 Wisconsin (the "County") adopted, by a vote of at least 3/4 of the members-elect, an initial  
3 resolution authorizing the issuance of general obligation promissory notes in an amount not to  
4 exceed \$1,500,000 for the public purpose of financing the construction and improvement of  
5 highways (the "Project") (the above-referenced initial resolution is referred to herein as the  
6 "Initial Resolution"); and  
7



8 WHEREAS, on June 19, 2018, the County Board of Supervisors of the County also  
9 adopted a resolution (the "Set Sale Resolution") providing that the general obligation promissory  
10 notes authorized by the Initial Resolution (the "Notes") be issued and sold for the purpose of  
11 paying the cost of the Project; and  
12

13 WHEREAS, the County is authorized by the provisions of Wis. Stat. § 67.12(12) to  
14 borrow money and issue general obligation promissory notes for such public purpose; and  
15

16 WHEREAS, it is the finding of the County Board of Supervisors that it is necessary,  
17 desirable, and in the best interest of the County to sell the Notes to Robert W. Baird & Co.  
18 Incorporated (the "Purchaser"), pursuant to the terms and conditions of its note purchase  
19 proposal attached hereto as Exhibit A and incorporated herein by this reference (the "Proposal");  
20

21 NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of the  
22 County that:  
23

24 Section 1. Sale of the Notes. For the purpose of paying the cost of the Project, there  
25 shall be borrowed pursuant to Wis. Stat. § 67.12(12) the principal sum of ONE MILLION FIVE  
26 HUNDRED THOUSAND DOLLARS (\$1,500,000) from the Purchaser in accordance with the  
27 terms and conditions of the Proposal. The Proposal is hereby accepted and the Chairperson and  
28 County Clerk or other appropriate officers of the County are authorized and directed to execute  
29 an acceptance of the Proposal on behalf of the County. To evidence the obligation of the  
30 County, the Chairperson and County Clerk are hereby authorized, empowered, and directed to  
31 make, execute, issue, and sell to the Purchaser for, on behalf of, and in the name of the County,  
32 the Notes aggregating the principal amount of ONE MILLION FIVE HUNDRED THOUSAND  
33 DOLLARS (\$1,500,000) for the sum set forth on the Proposal, plus accrued interest to the date  
34 of delivery.  
35

36 Section 2. Terms of the Notes. The Notes shall be designated "General Obligation  
37 Promissory Notes"; shall be issued in the aggregate principal amount of \$1,500,000; shall be  
38 dated August 7, 2018; shall be in the denomination of \$5,000 or any integral multiple thereof;  
39 shall be numbered R-1 and upward; and shall bear interest at the rates per annum and mature on  
40 November 1 of each year, in the years and principal amounts as set forth on the Pricing Summary  
41 attached hereto as Exhibit B-1 and incorporated herein by this reference. Interest shall be  
42 payable semi-annually on May 1 and November 1 of each year commencing on November 1,  
43 2018. Interest shall be computed upon the basis of a 360-day year of twelve 30-day months and  
44 will be rounded pursuant to the rules of the Municipal Securities Rulemaking Board. The  
45 schedule of principal and interest payments due on the Notes is set forth on the Debt Service  
46 Schedule attached hereto as Exhibit B-2 and incorporated herein by this reference (the  
47 "Schedule").  
48

49 Section 3. Redemption Provisions. The Notes are not subject to optional redemption.

50       Section 4. Form of the Notes. The Notes shall be issued in registered form and shall be  
51       executed and delivered in substantially the form attached hereto as Exhibit C and incorporated  
52       herein by this reference.

53       Section 5. Tax Provisions.

54       (A) Direct Annual Irrepealable Tax Levy. For the purpose of paying the  
55       principal of and interest on the Notes as the same becomes due, the full faith, credit and  
56       resources of the County are hereby irrevocably pledged, and there is hereby levied upon all of  
57       the taxable property of the County a direct annual irrepealable tax in the years 2018 through  
58       2020 for payments due in the years 2018 through 2021 in the amounts set forth on the Schedule.  
59       The amount of tax levied in the year 2018 shall be the total amount of debt service due on the  
60       Notes in the years 2018 and 2019; provided that the amount of such tax carried onto the tax rolls  
61       shall be abated by any amounts appropriated pursuant to subsection (D) below which are applied  
62       to payment of principal of or interest on the Notes in the year 2018.

63       (B) Tax Collection. So long as any part of the principal of or interest on the  
64       Notes remains unpaid, the County shall be and continue without power to repeal such levy or  
65       obstruct the collection of said tax until all such payments have been made or provided for. After  
66       the issuance of the Notes, said tax shall be, from year to year, carried onto the tax roll of the  
67       County and collected in addition to all other taxes and in the same manner and at the same time  
68       as other taxes of the County for said years are collected, except that the amount of tax carried  
69       onto the tax roll may be reduced in any year by the amount of any surplus money in the Debt  
70       Service Fund Account created below.

71       (C) Additional Funds. If at any time there shall be on hand insufficient funds  
72       from the aforesaid tax levy to meet principal and/or interest payments on said Notes when due,  
73       the requisite amounts shall be paid from other funds of the County then available, which sums  
74       shall be replaced upon the collection of the taxes herein levied.

75  
76       (D) Appropriation. The County hereby appropriates from taxes levied in  
77       anticipation of the issuance of the Notes, proceeds of the Notes or other funds of the County on  
78       hand a sum sufficient to be irrevocably deposited in the segregated Debt Service Fund Account  
79       created below and used to pay debt service on the Notes coming due in 2018 as set forth on the  
80       Schedule.

81  
82       Section 6. Segregated Debt Service Fund Account.

83  
84       (A) Creation and Deposits. There be and there hereby is established in the  
85       treasury of the County, if one has not already been created, a debt service fund, separate and  
86       distinct from every other fund, which shall be maintained in accordance with generally accepted  
87       accounting principles. Debt service or sinking funds established for obligations previously  
88       issued by the County may be considered as separate and distinct accounts within the debt service  
89       fund.

90  
91       Within the debt service fund, there hereby is established a separate and distinct account  
92       designated as the "Debt Service Fund Account for General Obligation Promissory Notes, dated  
93       August 7, 2018" (the "Debt Service Fund Account") and such account shall be maintained until

the indebtedness evidenced by the Notes is fully paid or otherwise extinguished. There shall be deposited into the Debt Service Fund Account (i) all accrued interest received by the County at the time of delivery of and payment for the Notes; (ii) any premium which may be received by the County above the par value of the Notes and accrued interest thereon; (iii) all money raised by the taxes herein levied and any amounts appropriated for the specific purpose of meeting principal of and interest on the Notes when due; (iv) such other sums as may be necessary at any time to pay principal of and interest on the Notes when due; (v) surplus monies in the Borrowed Money Fund as specified below; and (vi) such further deposits as may be required by Wis. Stat. § 67.11.

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

(C) Remaining Monies. When all of the Notes have been paid in full and canceled, and all Permitted Investments disposed of, any money remaining in the Debt Service Fund Account shall be transferred and deposited in the general fund of the County, unless the County Board of Supervisors directs otherwise.

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

138       Section 8. No Arbitrage. All investments made pursuant to this Resolution shall be  
139 Permitted Investments, but no such investment shall be made in such a manner as would cause  
140 the Notes to be "arbitrage bonds" within the meaning of Section 148 of the Code or the  
141 Regulations and an officer of the County, charged with the responsibility for issuing the Notes,  
142 shall certify as to facts, estimates, circumstances and reasonable expectations in existence on the  
143 date of delivery of the Notes to the Purchaser which will permit the conclusion that the Notes are  
144 not "arbitrage bonds," within the meaning of the Code or Regulations.

145       Section 9. Compliance with Federal Tax Laws. (a) The County represents and  
146 covenants that the projects financed by the Notes and the ownership, management and use of the  
147 projects will not cause the Notes to be "private activity bonds" within the meaning of Section  
148 141 of the Code. The County further covenants that it shall comply with the provisions of the  
149 Code to the extent necessary to maintain the tax-exempt status of the interest on the Notes  
150 including, if applicable, the rebate requirements of Section 148(f) of the Code. The County  
151 further covenants that it will not take any action, omit to take any action or permit the taking or  
152 omission of any action within its control (including, without limitation, making or permitting any  
153 use of the proceeds of the Notes) if taking, permitting or omitting to take such action would  
154 cause any of the Notes to be an arbitrage bond or a private activity bond within the meaning of  
155 the Code or would otherwise cause interest on the Notes to be included in the gross income of  
156 the recipients thereof for federal income tax purposes. The County Clerk or other officer of the  
157 County charged with the responsibility of issuing the Notes shall provide an appropriate  
158 certificate of the County certifying that the County can and covenanting that it will comply with  
159 the provisions of the Code and Regulations.

160  
161       (b) The County also covenants to use its best efforts to meet the requirements and  
162 restrictions of any different or additional federal legislation which may be made applicable to the  
163 Notes provided that in meeting such requirements the County will do so only to the extent  
164 consistent with the proceedings authorizing the Notes and the laws of the State of Wisconsin and  
165 to the extent that there is a reasonable period of time in which to comply.

166  
167       Section 10. Designation as Qualified Tax-Exempt Obligations. The Notes are hereby  
168 designated as "qualified tax-exempt obligations" for purposes of Section 265 of the Code,  
169 relating to the ability of financial institutions to deduct from income for federal income tax  
170 purposes, interest expense that is allocable to carrying and acquiring tax-exempt obligations.

171  
172       Section 11. Execution of the Notes; Closing; Professional Services. The Notes shall be  
173 issued in printed form, executed on behalf of the County by the manual or facsimile signatures of  
174 the Chairperson and County Clerk, authenticated, if required, by the Fiscal Agent (defined  
175 below), sealed with its official or corporate seal, if any, or a facsimile thereof, and delivered to  
176 the Purchaser upon payment to the County of the purchase price thereof, plus accrued interest to  
177 the date of delivery (the "Closing"). The facsimile signature of either of the officers executing  
178 the Notes may be imprinted on the Notes in lieu of the manual signature of the officer but, unless  
179 the County has contracted with a fiscal agent to authenticate the Notes, at least one of the  
180 signatures appearing on each Note shall be a manual signature. In the event that either of the  
181 officers whose signatures appear on the Notes 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 Notes and all such documents, certificates and acknowledgements 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 Notes, including but not limited to agreements and contracts for legal, trust, fiscal agency, disclosure and continuing disclosure, and rebate calculation services. Any such contract heretofore entered into in conjunction with the issuance of the Notes is hereby ratified and approved in all respects.

Section 12. Payment of the Notes; Fiscal Agent. The principal of and interest on the Notes shall be paid by Associated Trust Company, National Association, Green Bay, Wisconsin, which is hereby appointed as the County's registrar and fiscal agent pursuant to the provisions of Wis. Stat. § 67.10(2), Wisconsin Statutes (the "Fiscal Agent"). The County hereby authorizes the Chairperson and County Clerk or other appropriate officers of the County to enter a Fiscal Agency Agreement between the County and the Fiscal Agent. Such contract may provide, among other things, for the performance by the Fiscal Agent of the functions listed in Wis. Stat. § 67.10(2)(a) to (j), where applicable, with respect to the Notes.

Section 13. Persons Treated as Owners; Transfer of Notes. The County shall cause books for the registration and for the transfer of the Notes to be kept by the Fiscal Agent. The person in whose name any Note shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Note shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Note to the extent of the sum or sums so paid.

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

The County shall cooperate in any such transfer, and the Chairperson and County Clerk are authorized to execute any new Note or Notes necessary to effect any such transfer.

Section 14. Record Date. The 15th day of the calendar month next preceding each interest payment date shall be the record date for the Notes (the "Record Date"). Payment of interest on the Notes on any interest payment date shall be made to the registered owners of the Notes as they appear on the registration book of the County at the close of business on the Record Date.

Section 15. Utilization of The Depository Trust Company Book-Entry-Only System. In order to make the Notes eligible for the services provided by The Depository Trust Company, New York, New York ("DTC"), the County agrees to the applicable provisions set forth in the Blanket Issuer Letter of Representations, which the County Clerk or other authorized

representative of the County is authorized and directed to execute and deliver to DTC on behalf of the County to the extent an effective Blanket Issuer Letter of Representations is not presently on file in the County Clerk's office.

Section 16. Official Statement. The County Board of Supervisors hereby approves the Preliminary Official Statement with respect to the Notes and deems the Preliminary Official Statement as "final" as of its date for purposes of SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the "Rule"). All actions taken by officers of the County in connection with the preparation of such Preliminary Official Statement and any addenda to it or final Official Statement are hereby ratified and approved. In connection with the Closing, the appropriate County official shall certify the Preliminary Official Statement and any addenda or final Official Statement. The County Clerk shall cause copies of the Preliminary Official Statement and any addenda or final Official Statement to be distributed to the Purchaser.

Section 17. Undertaking to Provide Continuing Disclosure. The County hereby covenants and agrees, for the benefit of the owners of the Notes, to enter into a written undertaking (the "Undertaking") if required by the Rule to provide continuing disclosure of certain financial information and operating data and timely notices of the occurrence of certain events in accordance with the Rule. The Undertaking shall be enforceable by the owners of the Notes or by the Purchaser on behalf of such owners (provided that the rights of the owners and the Purchaser to enforce the Undertaking shall be limited to a right to obtain specific performance of the obligations thereunder and any failure by the County to comply with the provisions of the Undertaking shall not be an event of default with respect to the Notes).

To the extent required under the Rule, the Chairperson and County Clerk, or other officer of the County charged with the responsibility for issuing the Notes, shall provide a Continuing Disclosure Certificate for inclusion in the transcript of proceedings, setting forth the details and terms of the County's Undertaking.

Section 18. Record Book. The County Clerk shall provide and keep the transcript of proceedings as a separate record book (the "Record Book") and shall record a full and correct statement of every step or proceeding had or taken in the course of authorizing and issuing the Notes in the Record Book.

Section 19. Bond Insurance. If the Purchaser determines to obtain municipal bond insurance with respect to the Notes, the officers of the County are authorized to take all actions necessary to obtain such municipal bond insurance. The Chairperson and County Clerk are authorized to agree to such additional provisions as the bond insurer may reasonably request and which are acceptable to the Chairperson and County Clerk including provisions regarding restrictions on investment of Note proceeds, the payment procedure under the municipal bond insurance policy, the rights of the bond insurer in the event of default and payment of the Notes by the bond insurer and notices to be given to the bond insurer. In addition, any reference

required by the bond insurer to the municipal bond insurance policy shall be made in the form of Note provided herein.

Section 20. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Dated this 17th day of July 2018.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: The fiscal impact for this resolution is as provided in the Bond Amortization Schedule provided to County Board Supervisors.

APPROVED: Bob Ziegelbauer, County Executive.

Criminal Justice Coordinating Council: Supervisor Falkowski gave a brief report.

Executive Committee:

Supervisor Behnke moved, seconded by Supervisor Baumann to adopt Resolution 1 (2018/2019-23) Authorizing Advisory Referendum Question on Dark Store Legislation. Discussion followed.

No. 2018/2019 - 23

## **RESOLUTION AUTHORIZING ADVISORY REFERENDUM QUESTION ON DARK STORE LEGISLATION**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

WHEREAS, each time a big box retailer receives a “Dark Store” tax break homeowners, small businesses, and other property owners have to bear a greater share of the property tax levy; and

WHEREAS, over the past several months, municipal, county, city, and town officials have been in contact with state legislators expressing their opposition to the “Dark Store” tax loophole with little success; and

WHEREAS, unless the “Dark Store” loophole is closed, the property tax burden will shift to residential homeowners and small businesses or essential service may be reduced;

12 WHEREAS, the Manitowoc County Board of Supervisors desires to have a county-wide  
13 advisory referendum to provide guidance to the state legislature as to the will of the Manitowoc  
14 County electorate on the issue of the “Dark Store” loophole;

15  
16 NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Manitowoc  
17 County, Wisconsin hereby directs the County Clerk to place the following advisory referendum  
18 question on the November 6, 2018 ballot:

19  
20 Should the state legislature enact legislation that closes the Dark Store loophole  
21 that currently allows commercial retail properties to significantly reduce the  
22 assessed value of their property and thus their property tax, which results in a shift  
23 to taxes levied against residential home owners and small businesses.

- 24  
25 a. Yes  
26 b. No

Dated this 17th day of July 2018.

Respectfully submitted by the Executive Committee.

FISCAL IMPACT: Estimated cost for printing and publishing is \$7,500.

APPROVED: Bob Ziegelbauer, County Executive.

Amendment: Supervisor Falkowski moved to amend Resolution 1, line 1 - replace dark store tax “~~break~~” with the word “benefits”, line 6 – replace dark store tax “~~loophole~~” with the word “rules”, line 9 – replace dark store tax code “~~loophole~~” with the word “rules”, line 14 – replace dark store “~~loophole~~” with the word “rules”, and line 20 - replace dark store “~~loophole~~” with the word “rule.” Upon discussion and vote, the motion failed with 8 ayes and 17 noes. Supervisors Behnke, Dyzak, Falkowski, Gauger, Gerroll, Neils, Wagner, and Williams voted aye; all other supervisors voted no.

Upon discussion and vote on the main resolution, the motion carried with 18 ayes and 7 noes. Supervisors Brunner, Dyzak, Falkowski, Gerroll, Swade, Vogel, and Williams voted no; all other supervisors voted aye.

Supervisor Behnke moved, seconded by Supervisor Hoffmasn to adopt Resolution 2 (2018/2019-24) Amending County Board Rules (County Board Meeting Time, Encouraging Paperless Distribution and Limiting Debate). Upon discussion and vote, motion carried with 23 ayes and 2 noes. Supervisors Cavanaugh and Vogt voted no; all other supervisors voted aye.



**RESOLUTION AMENDING COUNTY BOARD RULES**  
(County Board Meeting Time, Encouraging Paperless Distribution  
& Limiting Debate)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Board of Supervisors adopted Resolution No.  
2 2018/2019-1 which established rules for the County Board Elected April 2018 (the "County  
3 Board Rules") on April 17, 2018; and  
4

5 WHEREAS, Rule 32 of the County Board Rules provides that the rules may be amended  
6 by a two-thirds vote of the members of the County Board; and  
7

8 WHEREAS, the Executive Committee has reviewed the Rules and recommends changes  
9 to Rule 10 (County Board Documents and Mailings) and Rule 21 (Debate);  
10

11 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
12 Supervisors amends Rule 4(a) of the County Board Rules to read as follows:  
13

- 14 (a) Meeting Time. Meetings of the county board will commence at 6:30~~7:00~~ p.m. or  
15 as soon after as may be practical, unless another starting time is specified in the  
16 meeting notice.  
17

18 and  
19

20 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors  
21 amends Rule 10 of the County Board Rules to read as follows:  
22

23 **10 County Board Documents and Distribution~~Mailings~~.**  
24

- 25 (a) In an effort to reduce costs and pursue good environmental stewardship, the  
26 delivery and distribution of agendas, resolutions, ordinances, information packets,  
27 and other documents shall be paperless when possible.  
28

- 29 (b~~a~~) The committee chair, or his or her designee, will submit a copy of a resolution,  
30 ordinance, or written motion to the County Clerk at least one week before the  
31 regular meeting at which it is to be reported to the county board. The County  
32 Clerk will provide a copy of each resolution, ordinance, or written motion to the  
33 Comptroller and Corporation Counsel for review.  
34

- 35 (c~~b~~) The County Clerk will distributemail a copy of the agenda, resolutions,  
36 ordinances, and written motions included on the agenda to each Supervisor not  
37 less than five days before each regular meeting. The County Clerk will  
38 distributemail the agenda and related documents to each Ssupervisor at least 72

39 hours prior to any special meeting. The County Clerk will provide the agenda and  
40 related documents to each Supervisor at the time of any declared emergency  
41 meeting.

42  
43 (de) The County Clerk will distribute ~~copies of~~ the proposed budget to each Supervisor  
44 and the Corporation Counsel at or before the first regular meeting after the  
45 County Clerk has received a copy of the proposed budget from the Finance  
46 Committee.

47  
48 (ed) The County Board Chair may direct that the County Clerk provide the members  
49 of the county board with copies of any communications or other papers addressed  
50 to the county board either as part of an agenda mailing, in a separate mailing, or in  
51 person at a county board meeting.

52  
53 (fe) Copies of late resolutions, ordinances, written motions, and other papers will be  
54 ~~distributed~~provided to the county board by the County Clerk when it meets and  
55 may be considered if the matter has been properly noticed in accordance with the  
56 Wisconsin Open Meetings Law.

57  
58 (gf) The County Clerk will keep at least one copy of the agenda and related documents  
59 on file for public review.

60  
61 and

62  
63 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors creates  
64 Rule 21(c) and (d) of the County Board Rules to read as follows:

65  
66 **21 Debate.**

67  
68 (c) Robert's Rules of Order notwithstanding, a member is limited to speaking no  
69 more than twice on the same topic and may not speak in excess of ten (10)  
70 minutes on the same topic

71  
72 (d) Robert's Rules of Order notwithstanding, after a motion to table, each member  
73 may personally speak to the merits of the motion to table once, for no more than  
74 two minutes.

75  
Dated this 17th day of July 2018.

Respectfully submitted by the Executive Committee.

FISCAL IMPACT: None.

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 Behnke moved, seconded by Supervisor Gerroll to adopt Resolution 3 (2018/2019-25) Authorizing Alternate Criminal Justice Coordinating Committee Member. Upon discussion and vote, the motion carried with 24 ayes and 1 abstention. Supervisor Falkowski abstained; all other supervisors voted aye.

No. 2018/2019 - 25

**RESOLUTION AUTHORIZING ALTERNATE CRIMINAL JUSTICE  
COORDINATING COUNCIL MEMBER**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1       WHEREAS, Manitowoc County created the Criminal Justice Coordinating Council in  
2 May of 2014; and  
3

4       WHEREAS, current membership of the Criminal Justice Coordinating Council includes  
5 one (1) representative from the Manitowoc County Board of Supervisors; and  
6

7       WHEREAS, from time-to-time, the Manitowoc County Board of Supervisors  
8 representative cannot attend Criminal Justice Coordinating Council meetings; and  
9

10       WHEREAS, Manitowoc County finds that it is beneficial to have a representative of the  
11 Manitowoc County Board of Supervisors at each Criminal Justice Coordinating Council  
12 meeting; and  
13

14       WHEREAS, after careful consideration, the Executive Committee recommends  
15 appointing an alternate member to represent the Manitowoc County Board of Supervisors on the  
16 Criminal Justice Coordinating Council when the regular member is unable to attend or  
17 participate due to a conflict of interest;  
18

19       NOW THEREFORE BE IT RESOLVED that the Manitowoc County Board of  
20 Supervisors hereby authorizes the Chair of the County Board to appoint an alternate member to  
21 the Criminal Justice Coordinating Council; and  
22

23       BE IT FURTHER RESOLVED that when called to attend Criminal Justice Coordinating  
24 Council meetings, the alternate shall act, with full power, only when the regular member refuses  
25 to vote because of a conflict of interest or when the regular member is absent.

Dated this 17th day of July 2018.

Respectfully submitted by the Executive Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Expo-Ice Center Board: Supervisor Gauger gave a brief report.

Highway Committee: Supervisor Behnke gave a brief report.

Human Services Board: Supervisor Henrickson gave a brief report.

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

Personnel Committee: Supervisor Maresh gave a brief report.

Planning and Park Committee: Supervisor Zimmer moved, seconded by Supervisor Vogt to adopt Resolution 5 (2018/2019-26) Authorizing Grant Application (Cedar Lake Public Access). Upon vote, the motion carried unanimously.

No. 2018/2019 - 26

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

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Wisconsin Department of Natural Resources has matching grant funding  
2 available through their Recreational Boating Facility Program, to assist governmental units in  
3 developing boating facilities; and  
4

5 WHEREAS, the boat launch boarding dock at the Cedar Lake public access is inadequate  
6 and not ADA compliant; and  
7

8 WHEREAS, the boat launch parking area at the Cedar Lake public access is not paved  
9 and is in poor condition; and  
10

11 WHEREAS, included in the project to be completed at the Cedar Lake public access is  
12 the paving of the parking lot and driveway access, the installation of security lighting and  
13 signage, and the purchase and installation of a replacement boat boarding dock (the "Project");  
14 and  
15

16 WHEREAS, the Project may take up to two years to complete; and  
17

18 WHEREAS, the total cost of the Project is \$93,300 of which half, or \$46,650, could be  
19 funded by the State through its DNR Recreational Boating Facility program if approved;  
20

21 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of  
22 Supervisors that the Planning Director is hereby authorized to apply for and accept a Wisconsin  
23 Department of Natural Resources grant in an amount of up to \$46,650 for the purpose of  
24 completing the Project at the Cedar Lake public access; and  
25

26 BE IT FURTHER RESOLVED that the Planning Director is authorized to sign  
27 documents and take the actions necessary to undertake, direct, and complete the project  
28 authorized in the grant; and  
29

30 BE IT FURTHER RESOLVED that Manitowoc County will comply with state and  
31 federal rules for the program; will be responsible for updating plans and monitoring ongoing  
32 operations; will obtain written approval from the Wisconsin Department of Natural Resources  
33 before making changes in the project; and will maintain a record of expenditures; and  
34

35 BE IT FURTHER RESOLVED that revenues and expenses in the Park budget are  
36 amended by the amount of any grant award approved by the State of Wisconsin, and the  
37 Comptroller/Auditor is directed to record such information in the official books of the County as  
38 may be required for the year ending December 31, 2018 with carryover to 2019 as may be  
39 required.

Dated this 17th day of July 2018.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: No additional tax levy impact. Appropriate revenue and expense accounts  
in the Park Departments budget are hereby increased by the amount of any  
State grant amount authorized.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Zimmer moved, seconded by Supervisor Neils to adopt Resolution 6 (2018/2019-27)  
Authorizing Grant Application (Long Lake Public Access). Upon vote, the motion carried  
unanimously.

No. 2018/2019 - 27

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

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Wisconsin Department of Natural Resources has matching grant funding  
2 available through their Recreational Boating Facility Program, to assist governmental units in  
3 developing boating facilities; and  
4

5 WHEREAS, the boat launch access and parking area at the Long Lake public access is in  
6 poor condition; and  
7

8 WHEREAS, the restroom facility area at the Long Lake public access is not ADA  
9 compliant and is in poor condition; and  
10

11 WHEREAS, included in the project to be completed over the next two years at Long  
12 Lake public access is the paving of the parking lot and access driveway, the installation of  
13 signage, and the replacement of the restroom facility (the "Project"); and  
14

15 WHEREAS, the Project will take two years to complete; and  
16

17 WHEREAS, the total cost of the Project is \$97,500 of which half, or \$48,750, could be  
18 funded if approved by the State through its DNR Recreational Boating Facility program;  
19

20 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
21 Supervisors authorizes the Planning Director to apply for and accept a Wisconsin Department of  
22 Natural Resources grant in an amount of up to \$48,750 for the purposes of completing the  
23 Project at the Long Lake public access; and  
24

25 BE IT FURTHER RESOLVED that the Planning Director is authorized to sign  
26 documents and take the actions necessary to undertake, direct, and complete the Project  
27 authorized in the grant; and  
28

29 BE IT FURTHER RESOLVED that Manitowoc County will comply with state and  
30 federal rules for the program; will be responsible for updating plans and monitoring ongoing  
31 operations; will obtain written approval from the Wisconsin Department of Natural Resources  
32 before making changes in the project; and will maintain a record of expenditures; and  
33

34 BE IT FURTHER RESOLVED that revenues and expenses in the Parks budget are  
35 amended by the amount of any grant award approved by the State of Wisconsin, and the  
36 Comptroller/Auditor is directed to record such information in the official books of the County as  
37 may be required for the year ending December 31, 2018 with carryover to 2019 as may be  
38 required.

Dated this 17th day of July 2018.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: No additional tax levy impact. Appropriate revenue and expense accounts in the Park Departments budget are hereby increased by the amount of any State grant amount authorized.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Zimmer moved, seconded by Supervisor Williams to adopt Resolution 7 (2018/2019-28) Authorizing Grant Application (Silver Lake Public Access). Upon vote, the motion carried unanimously.

No. 2018/2019 - 28

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

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Wisconsin Department of Natural Resources has matching grant funding  
2 available through its Recreational Boating Facility Program to assist governmental units in  
3 developing boating facilities; and  
4

5 WHEREAS, the boat launch parking area at the Silver Lake public access is not paved  
6 and is in poor condition; and  
7

8 WHEREAS, included in the project to be completed at Silver Lake public access is the  
9 paving of the parking lot and driveway access and the installation of security lighting and  
10 signage, which is estimated to have a total project cost of \$41,300; and  
11

12 WHEREAS, the project may take up to two years to complete; and  
13

14 WHEREAS, one-half of the total cost of the project described above, or \$20,650, could  
15 be funded by the State through its DNR Recreational Boating Facility program if approved;  
16

17 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of  
18 Supervisors, that the Planning Director is hereby authorized to apply for and accept a Wisconsin  
19 Department of Natural Resources grant in an amount of up to \$20,650 for the purposes of  
20 completing the project as detailed above at the Silver Lake public access; and  
21

22 BE IT FURTHER RESOLVED that the Planning Director is authorized to sign  
23 documents and take the actions necessary to undertake, direct, and complete the projects  
24 authorized in the grant; and  
25

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

30  
31 BE IT FURTHER RESOLVED that revenues and expenses in the Park budget are  
32 amended by the amount of any grant award approved by the State of Wisconsin, and the  
33 Comptroller/Auditor is directed to record such information in the official books of the County as  
34 may be required for the year ending December 31, 2018 with carryover to 2019 as may be  
35 required.

Dated this 17th day of July 2018.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: No additional tax levy impact. Appropriate revenue and expense accounts in the Park Departments budget are hereby increased by the amount of any State grant amount authorized.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Zimmer moved, seconded by Supervisor Vogt to enact Ordinance 8 (2018/2019-29) Amending Manitowoc County Code Chapter 13, Private Sewage Systems (Table of Contents). Upon vote, the motion carried unanimously.

No. 2018/2019 - 29

**ORDINANCE AMENDING MANITOWOC COUNTY CODE CHAPTER 13, PRIVATE  
SEWAGE SYSTEMS  
(TABLE OF CONTENTS)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County repealed and recreated Chapter 13 (Private Sewage  
2 Systems) of the Manitowoc County Code on December 19, 2017; and  
3

4 WHEREAS, at the time Chapter 13 was adopted, certain references in the Table of  
5 Contents were incorrect or outdated; and  
6

7 WHEREAS, the Planning and Park Commission, after a careful consideration of testimony  
8 and an examination of the facts, recommends updating the Table of Contents of Chapter 13 to  
9 accurately reflect the section hearings found in the chapter;  
10

11 NOW, THEREFORE, the County Board of Supervisors of the County of Manitowoc does  
12 ordain as follows:  
13

14 Manitowoc County Code Chapter 13, Private Sewage Systems Table of Contents is  
15 amended to read as follows:



Part IV. Permits and Applications.

- 13.16 Soil and Site Evaluation.
- 13.17 Sanitary Permits.
- 13.18. Application Requirements.
- 13.19 Permit Cards.
- 13.20 Permit Expiration and Renewal.
- 13.21 Transfer of Ownership.
- 13.22 Change of Plumbers.
- 13.23 Permit Denial.
- 13.24 Withholding Permit Approval~~Reconnection.~~
- 13.25 POWTS Reconnection.
- 13.265 Emergency Repairs and Installations.
- 13.276 Fees.

Part V. Inspections and Testing.

- 13.287 Inspections; General.
- 13.298 Inspections; Site Constructed Holding Tanks.
- 13.3029 Reinspection.
- 13.310 Testing.

Part VI. Management and Maintenance.

- 13.324 Maintenance Program.
- 13.332 Holding Tank Maintenance and Agreement.
- 13.343 Maintenance Responsibilities.

Part VII. Administration and Enforcement.

- 13.354 Administration.
- 13.365 Appeals.
- ~~13.36 Amendments.~~
- 13.37 Violations.
- 13.38 Enforcement.
- 13.39 Penalties.
- 13.4039 Effective Date.

and

BE IT FURTHER ORDAINED, that this ordinance shall be effective upon passage and publication and shall not require approval or be subject to disapproval by any town or town board as provided by Wis. Stat. § 59.70(5).

Dated this 17th day of July 2018.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Zimmer moved, seconded by Supervisor Cavanaugh to enact Ordinance 9 (2018/2019-30) Amending Zoning Map (Scott and Michelle Pritzl). Upon vote, the motion carried unanimously.

No. 2018/2019 - 30

**ORDINANCE AMENDING ZONING MAP**  
(Scott and Michelle Pritzl)

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 25, 2018; 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  
9 does ordain as follows:  
10

11 A parcel of land located in the NE¼ of the NW¼ of Section 10, T19N, R22E, Town of  
12 Cato, Manitowoc County, Wisconsin, more fully described as follows:  
13

14 Commencing at the N¼ Corner of said Section 10; thence S89°18'10"W a distance of  
15 20.78 feet, along the section line, to the point of real beginning; thence S01°28'23"E a  
16 distance of 404.04 feet, along the westerly right of way of Lemberger Road; thence  
17 S89°18'10"W a distance of 543.79 feet; thence N00°49'31"W a distance of 404.00 feet;  
18 thence N89°18'10"E a distance of 539.22 feet, along the section line, to the point of real  
19 beginning, said parcel containing 5.02 acres of land and is hereby rezoned from General  
20 Agriculture (GA) District to Large Estate Residential (LE) District.

Dated this 17th day of July 2018.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Zimmer moved, seconded by Supervisor Falkowski to enact Ordinance 10 (2018/2019-31) Amending Zoning Map (Quality Roasting). Upon vote, the motion carried unanimously.

No. 2018/2019 - 31

**ORDINANCE AMENDING ZONING MAP**  
(Quality Roasting)

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 25, 2018; 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  
9 does ordain as follows:  
10

11        A parcel of land located in the SE¼ of the SE¼ of Section 31, T19N, R22E, Town of  
12 Cato, Manitowoc County, Wisconsin, more fully described as follows:  
13

14        Commencing at the SE corner of said Section 31, thence N89°50'02"W (recorded as  
15 S89°56'24"W) along the section line 24.20 feet to the centerline of Marken Road, thence  
16 N09°13'26"W (recorded as N09°27'00"W) along said centerline 241.76 feet, thence  
17 N01°28'56"W (recorded as N01°42'30"W) along said centerline 815.53 feet to the point  
18 of real beginning, thence continue N01°28'56"W (recorded as N01°42'30"W) along said  
19 centerline 275.75 feet to the 1/16th section line, thence N89°44'46"W along said 1/16th  
20 section line 806.32 feet, thence S02°17'36"W 667.18 feet to the north right of way of the  
21 Wisconsin Central Railroad, thence S87°29'12"E (recorded as S87°42'46"E) along said  
22 right of way 426.00 feet to the west line of Tract 1 of a Certified Survey recorded in  
23 Volume 13, Page 425, thence N01°28'56"W (recorded as N01°42'30"W) along said west  
24 line 395.23 feet to the north line of said Tract 1, thence N88°31'04"E (recorded as  
25 N88°31'04"E) along said north line 424.91 feet to the point of real beginning, said parcel  
26 containing 9.0 acres of land and is hereby rezoned from Exclusive Agriculture (EA)  
27 District to Commercial Business (CB) District.

Dated this 17th day of July 2018.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT:    None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Zimmer moved, seconded by Supervisor Hoffman to enact Ordinance 11 (2018/2019-32) Amending Zoning Map (Paul and Tammie Scheffel). Upon vote, the motion carried unanimously.

No. 2018/2019 - 32

**ORDINANCE AMENDING ZONING MAP**  
(Paul and Tammie Scheffel)

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 25, 2018; 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  
9 does ordain as follows:  
10

11 A parcel of land located Part of the SW $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Section 29, Town 20 North,  
12 Range 25 East, Town of Two Rivers, Manitowoc County, Wisconsin, more fully described as  
13 follows:  
14

15 Commencing at the NW $\frac{1}{4}$  Corner of said Section 29; Thence S 00°12'53" E, 2611.92 feet  
16 coincident with the west line of said NW $\frac{1}{4}$ ; Thence S 89°49'48" E, 791.27 feet to a point  
17 on the existing monumented south line of the parcel described in volume 1469, page 576  
18 being the point of beginning; Thence continuing S 89°49'48" E, 554.52 feet to the  
19 existing monumented southeast corner of said parcel; Thence N 00°40'28" W, 67.13 feet  
20 (recorded as 67.44') coincident with the monumented east line of said SW $\frac{1}{4}$  of the NW $\frac{1}{4}$   
21 of Section 29; Thence N 59°40'28" W, 440.12 feet coincident with the monumented north  
22 line of said parcel; Thence S 31°08'21" W, 336.14 feet to the point of beginning, said  
23 parcel containing 92,574 Square Feet (2.125 Acres) of land and is hereby rezoned from  
24 Commercial Business (CB) District to Natural Area (NA) District.

Dated this 17th day of July 2018.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Public Safety Committee: Supervisor Vogel gave a brief report.

Supervisor Vogel moved, seconded by Supervisor Falkowski to adopt Resolution 12 (2018/2019-33) Accepting Donation of \$2,353.32 for the Manitowoc County Sheriff's K9 Unit. Upon vote, the motion carried unanimously.

No. 2018/2019 - 33

**RESOLUTION ACCEPTING DONATION OF \$2,353.32 FOR THE  
MANITOWOC COUNTY SHERIFF'S K9 UNIT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1           WHEREAS, the Manitowoc County Sheriff's Office K9 Unit requires officers to respond  
2 to high-risk situations with their K9 partners; and  
3

4           WHEREAS, K9s require nutrition, veterinary care, and equipment; and  
5

6           WHEREAS, the students from Charles G. Stangel School donated \$2,353.32 to defer  
7 expenses and purchase equipment for the Manitowoc County K9 Unit;  
8

9           NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
10 Supervisors accepts the donation from the Charles G. Stangel School in the amount of \$2,353.32,  
11 which shall be used for expenses related to the operation of the Manitowoc County Sheriff's K9  
12 unit; and  
13

14           BE IT FURTHER RESOLVED that upon receipt of the \$2,353.32 donation, those funds  
15 shall be deposited in account 756-23401 designated for the Manitowoc County Sheriff's K9  
16 Unit.

Dated this 17th day of July 2018.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT:   No tax levy impact. Increases funds in the Agency Fund by \$2,353.32 for  
the purpose as stated above.

APPROVED:           Bob Ziegelbauer, County Executive.

Public Works Committee: Supervisor Gerroll gave a brief report.

ANNOUNCEMENTS: Supervisor Behnke announced that Expo Committee is looking for  
volunteers to work at the Fair.

REPORT OF CHAIRPERSON: Chairperson Brey and Corporation Counsel Peter Conrad – Update on Opioid Lawsuit.

Chairperson Brey announced the Board would convene in closed session pursuant to Wis. Stat. § 19.85 (1) (g) to confer with Corporation Counsel Peter Conrad with respect to legal strategy and advice regarding current litigation involving the county. Supervisor Henrickson moved, seconded by Supervisor Neils to convene in closed session. Upon roll call vote, the motion carried unanimously. The Board went into closes session at 9:10 p.m.

Supervisor Behnke moved, seconded by Supervisor Hoffman to reconvene in open session. Upon roll call vote, the motion carried unanimously. The Board reconvened in open session at 9:25 p.m.

Supervisor Behnke moved to adjourn, seconded by Supervisor Gauger, and the motion was adopted by acclamation. The meeting adjourned at 9:25 p.m.

Respectfully submitted,  
Lois Kiel, Manitowoc County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

Tuesday, August 21, 2018

6:30 P.M.

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at The Heritage Center, in the City of Manitowoc, being the 21<sup>st</sup> day of August 2018, for the purpose of transacting business as a Board of Supervisors.

Chairperson Brey called the meeting to order at 6:40 p.m.

Supervisor Muench gave the invocation, followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 23 members present: Baumann, Behnke, Brey, Brunner, Cavanaugh, Falkowski, Gauger, Geimer, Gerroll, Hansen, Henrickson, Holschbach, Maresh, Metzger, Muench, Nickels, Neils, Swade, Vogel, Vogt, Wagner, Williams, and Zimmer. Supervisor Dyzak and Hoffman were excused.

On a motion by Supervisor Baumann, seconded by Supervisor Behnke the July 17, 2018 meeting minutes were approved on a unanimous vote.

The County Clerk announce the changes to the agenda. Supervisor Vogel moved, seconded by Supervisor Henrickson to approve the agenda. Upon vote, the motion carried unanimously.

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS

County Executive Bob Ziegelbauer and Chairperson Brey presented a Proclamation Declaring September as Juror Appreciation Month.

County Executive Bob Ziegelbauer and Chairperson Brey presented a Proclamation Recognizing Fall Prevention Awareness Month.

PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Emily Hutterer, Manitowoc County Fairest of the Fair, introduced herself and invited everyone to attend the Manitowoc County Fair, which started tonight, August 21 and would run through Sunday, August 26.

Chairperson Brey declared public comment open at 6:45 p.m.

Theresa Becker, 15514 Becker Rd, spoke in favor of the ordinance amending zoning map for the Becker Family Irrevocable Trust.

Maura Yost, Town of Centerville, urged the County Board to pass a half cent sales tax. The tax could spread the cost of maintaining the county's roads and bridges across all users, including renters and tourists. The county's property owners would appreciate relief because it could reduce property taxes and eliminate borrowing money at uncertain rising interest rates.

No one else present wished to speak, subsequently Chairperson Brey closed public input at 6:53 p.m.

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

Chairperson Brey moved, seconded by Supervisor Brunner to override the County Executive's veto of Resolution No. 2018/2019-23 Authorizing Advisory Referendum Question on Dark Store Legislation. Upon discussion and vote, motion carried with 18 ayes and 5 noes. Supervisors Behnke, Falkowski, Gauger, Gerroll, and Zimmer voted no; all other supervisors voted aye.

APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Brey presented County Executive Ziegelbauer's appointment of Linda Hunter to the Manitowoc Calumet Library Services Advisory Committee for a three-year term expiring January 2022. Supervisor Holschbach moved, seconded by Supervisor Henrickson to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Brey presented County Executive Ziegelbauer's appointments of Travis Waack, Anthony Lulloff, and Jill Pope to the Land Information Council for a two-year term expiring September 2020. Supervisor Vogel moved, seconded by Supervisor Neils 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 Board: Supervisor Wagner gave a brief report.

Board of Health: Supervisor Metzger gave a brief report.

Expo Ice Center Board: Supervisor Gauger gave a brief report.

Finance Committee: Supervisor Hansen gave a brief report.

Supervisor Hansen moved, seconded by Supervisor Baumann to adopt Resolution 1 (2018/2019-34) Denying Claim (Joan Cohen). Upon discussion and vote, motion carried unanimously.

No. 2018/2019 - 34

**RESOLUTION DENYING CLAIM**  
(Joan Cohen)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1           WHEREAS, Joan Cohen filed a claim with Manitowoc County on July 23, 2018 seeking  
2 \$1,657.91 for damage to her automobile that was allegedly caused as a result of being hit by a  
3 Manitowoc County snowplow; 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 Manitowoc County should deny the claim; and

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 21st day of August 2018.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Highway Committee: Supervisor Behnke gave a brief report.

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

Personnel Committee: Supervisor Maresh gave a brief report.

Supervisor Maresh moved, seconded by Supervisor Baumann to enact Ordinance 3 (2018/2019-35) Amending §1.04(3)(b)7. of the Manitowoc County Code (Assigning Personnel Committee as Home Committee for Child Support). Upon discussion and vote, motion carried unanimously.

No. 2018/2019 - 35

**ORDINANCE AMENDING § 1.04(3)(b)7. OF THE MANITOWOC COUNTY CODE  
(ASSIGNING PERSONNEL COMMITTEE AS HOME COMMITTEE FOR  
CHILD SUPPORT)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, § 1.04 of the Manitowoc County Code assigns each Manitowoc County  
2 Department a home committee for policy oversight purposes; and

3  
4 WHEREAS, currently the Child Support Department is not assigned a home committee;  
5 and  
6

7 WHEREAS, after careful consideration and review it is determined that the Personnel  
8 Committee is the appropriate committee to provide policy oversight for the Child Support  
9 Department;

10  
11 NOW, THEREFORE, the County Board of Supervisors of the County of Manitowoc does  
12 ordain as follows:

13  
14 Manitowoc County Code § 1.04(3)(b)7. is amended to read as follows:

- 15  
16 7. To serve as the home committee and provide policy oversight for the Corporation  
17 Counsel, Personnel Department, Child Support Department, and Veterans  
18 Services Office.

19  
20 and

21  
22 BE IT FURTHER ORDAINED that this ordinance shall be effective upon publication.

Dated this 21st day of August 2018.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Planning and Park Committee: Supervisor Zimmer moved, seconded by Supervisor Falkowski  
to enact Ordinance 4 (2018/2019-36) Amending Zoning Map (Becker Family Irrevocable Trust).  
Upon vote, the motion carried unanimously.

No. 2018/2019 - 36

**ORDINANCE AMENDING ZONING MAP**  
(Becker Family Irrevocable Trust)

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 23, 2018; 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  
9 does ordain as follows:  
10

11 A parcel of land located in the SW¼ of the SW¼ of Section 13, Town 21 North, Range  
12 23 East, Town of Gibson, Manitowoc County, Wisconsin, described as follows:

13  
14 Commencing at the SW Corner of said Section 13; Thence N 00°11'02" E, 890.01 feet  
15 coincident with the west line of said SW 1/4 to the southwest corner of said Lot 1-1 being  
16 the point of beginning; Thence continuing N 00°11'03" E, 434.41 feet; Thence S  
17 89°48'15" E, 1001.95 feet; Thence S 21°56'10" W, 466.88 feet; Thence N 89°51'18" W,  
18 828.93 feet to the point of beginning, said parcel containing 397,305 Square Feet (9.121  
19 Acres) of land and is hereby rezoned from General Agriculture (GA) District to Large  
20 Estate Residential (LE) District.

21  
22 and;

23  
24 A parcel of land located in the SW¼ of the SW¼ of Section 13, Town 21 North, Range  
25 23 East, Town of Gibson, Manitowoc County, Wisconsin, described as follows:

26  
27 Commencing at the SW Corner of said Section 13; Thence N 00°11'01" E, 638.20 feet  
28 coincident with the west line of said SW 1/4 to a point on the west line of said Lot 1-1  
29 being the point of beginning; Thence continuing N 00°11'03" E, 251.81 feet; Thence S  
30 89°51'18" E, 259.73 feet; Thence S 00°11'02" W, 251.81 feet; Thence N 89°51'18" W,  
31 259.73 feet to the point of beginning, said parcel containing 65,403 Square Feet (1.501  
32 Acres) of land and is hereby rezoned from General Agriculture (GA) District to Rural  
33 Residential (RR) District.

Dated this 21st day of August 2018.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Zimmer moved, seconded by Supervisor Falkowski to enact Ordinance 5 (2018/2019-37) Amending Zoning Map (Nancy Petermann). Upon vote, the motion carried unanimously.

No. 2018/2019 - 37

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

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 23, 2018; 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  
9 does ordain as follows:

10  
11 An existing parcel of land located in the SW¼ of the NW¼ of Section 7, Township 19  
12 North, Range 21 East, Town of Rockland, Manitowoc County, Wisconsin described as follows:

13  
14 Commencing at the West ¼ Corner of said Section 7; thence easterly a distance of 33 feet  
15 to the east r/w of Long Lake Rd, which is the point of real beginning; thence northerly a distance  
16 of 645.23 feet along the east r/w of Long Lake Rd; thence easterly approximately 821 feet to the  
17 water's edge; thence southerly along the water's edge approximately 715 feet; thence along the  
18 southerly line of the NW ¼ West approximately 1060 feet to the point of real beginning, said  
19 parcel containing approximately 13.0 acres of land and is hereby rezoned from Large Estate (LE)  
20 District to Rural Residential (RR) District.

Dated this 21st day of August 2018.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Public Safety Committee: Supervisor Vogel gave a brief report.

Supervisor Vogel moved, seconded by Supervisor Falkowski to adopt Resolution 6 (2018/2019-38) Amending 2018 Emergency Management Budget. Upon vote, the motion carried unanimously.

No. 2018/2019 - 38

## **RESOLUTION AMENDING 2018 EMERGENCY MANAGEMENT BUDGET**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Office of Emergency Management provides  
2 emergency mitigation, preparedness, response, and recovery services to the residents of  
3 Manitowoc County that are partially funded by the return of federal and state tax dollars through  
4 grants; and  
5

6 WHEREAS, the Manitowoc County Office of Emergency Management can only include  
7 grant funds that it is scheduled to receive during the year when preparing its annual budget; and

8  
9 WHEREAS, the Manitowoc County Office of Emergency Management must amend its  
10 budget when it learns of changes in grant funding that are made after its budget has been  
11 approved; and

12  
13 WHEREAS, there was a \$1,500 increase in grant funding from the Healthcare  
14 Emergency Response Coalition for communications equipment reprogramming and mass  
15 casualty trailer supplies since the 2018 Annual Budget was approved; and

16  
17 WHEREAS, the Manitowoc County Office of Emergency Management must amend its  
18 budget to account for the additional \$1,500 in funds from the Healthcare Emergency Response  
19 Coalition;

20  
21 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of  
22 Supervisors that the appropriate revenue and expense line items in the 2018 Annual Budget are  
23 amended to incorporate the changes shown above; and

24  
25 BE IT FURTHER RESOLVED that the Comptroller/Auditor is directed to record such  
26 information in the official books of the County for the year ending December 31, 2018 as may be  
27 required.

Dated this 21st day of August 2018.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Increases revenues and expenses by equal amounts  
\$1,500 for the program area listed above.

APPROVED: Bob Ziegelbauer, County Executive.

Public Works Committee: Supervisor Gerroll gave a brief report.

Miscellaneous-Supervisor Randy Vogel: Supervisor Vogel moved, seconded by Supervisor Metzger to adopt Resolution 7 (2018/2019-39) Approving Town of Newton Zoning Ordinance Amendment (Michael & Germaine Getter). Upon vote, the motion carried unanimously.

No. 2018/2019 - 39

**RESOLUTION APPROVING TOWN OF NEWTON ZONING  
ORDINANCE AMENDMENT  
(Michael and Germaine Getter)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Town of Newton adopted a zoning ordinance pursuant to the authority  
2 granted to towns under Wis. Stat. § 60.62; and  
3

4 WHEREAS, Manitowoc County adopted a zoning ordinance pursuant to the authority  
5 granted to counties under Wis. Stat. § 59.69; and  
6

7 WHEREAS, Wis. Stat. § 60.62(3) provides that town zoning ordinances, and  
8 amendments thereto, are subject to county board approval in counties that have adopted a zoning  
9 ordinance under Wis. Stat. § 59.69; and  
10

11 WHEREAS, the Town of Newton amended its zoning ordinance on Wednesday, July 18,  
12 2018 by rezoning property owned by the Michael and Germaine Getter from A-3 (Farmland  
13 Preservation) District to A-2 (General Agriculture) District in accordance with Wis. Stat. §  
14 60.62; and  
15

16 WHEREAS, the Town of Newton has submitted its amended zoning ordinance to the  
17 Manitowoc County Board of Supervisors for approval, and a copy of the amended zoning  
18 ordinance has been provided to each member of the county board for review;  
19

20 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
21 Supervisors approves the Town of Newton's amended zoning ordinance that rezones that certain  
22 property owned by Michael and Germaine Getter from A-3 (Farmland Preservation) District to  
23 A-2 (General Agriculture) District and was adopted by the Town Board of the Town of Newton  
24 on July 18, 2018.

Dated this 21st day of August 2018.

Respectfully submitted by Randy Vogel, Supervisor.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

ANNOUNCEMENTS: Supervisor Holschbach reported on the success of Lake Michigan Day.  
Chairperson Brey invited everyone to enjoy the fair this week.

Supervisor Holschbach moved to adjourn, seconded by Supervisor Swade, and the motion was  
adopted by acclamation. The meeting adjourned at 8:04 p.m.

Respectfully submitted,  
Lois Kiel, Manitowoc County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

Tuesday, September 18, 2018

6:30 P.M.

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at The Heritage Center, in the City of Manitowoc, being the 18<sup>th</sup> day of September 2018, for the purpose of transacting business as a Board of Supervisors.

Chairperson Brey called the meeting to order at 6:31 p.m.

Supervisor Neils gave the invocation, followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 23 members present: Baumann, Behnke, Brey, Brunner, Cavanaugh, Dyzak, Falkowski, Gauger, Geimer, Gerroll, Hansen, Henrickson, Hoffman, Holschbach, Maresh, Metzger, Nickels, Neils, Swade, Vogel, Vogt, Wagner, and Williams. Supervisors Muench and Zimmer were excused.

On a motion by Supervisor Gauger, seconded by Supervisor Behnke the August 21, 2018 meeting minutes were approved on a unanimous vote.

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

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS

County Executive Bob Ziegelbauer and Chairperson Brey presented a Proclamation Honoring 4-H Week to Liberty Go-Getters. Nicole Schoenberger, Liberty Go-Getters Alumni, felt 4-H had a substantial influence in her life. With each H: head-you must have an open mind to be a strong leader; heart-you have to give others a chance; hands-you promise to give back to the worked as much as you can; and health-you have to maintain your own health and have healthy friendships. She learned how to serve others and become successful in her endeavors. Bennett Borgwardt has been a Liberty Go-getter for six years. His favorite part would be to show animals at the fair and he will continue to show his animals.

Chairperson Brey gave a brief presentation of the proposed 2019 County Board Budget.

PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Chairperson Brey declared public comment open at 6:48 p.m.

Maura Yost, Town of Centerville, commended the County Board on the passage of the dark store referendum. It gave the public a vote in a matter that effects their tax bill. She discussed the potential borrowing of five million dollars in 2019 to fund roads and bridges. She believes the debt is unnecessary. The county should find a new revenue source and strongly advocates for a half-cent sales tax. A half-cent sales tax would be more economical than paying much higher

interest rates. It would be the least expensive way to meet the county's growing revenue needs. Rhienna Gabriel, City of Manitowoc Alderperson, would like to see the City of Manitowoc and Manitowoc County collaborate on TID 22. She would be open to any respectful dialog in regards to TID22. Anyone may reach her at any time.

No one else present wished to speak, subsequently Chairperson Brey closed public input at 6:53 p.m.

#### APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Brey presented County Executive Ziegelbauer's appointment of Chris Dallas to the Joint Dispatch Board to complete a term expiring April 2020. Supervisor Henrickson moved, seconded by Supervisor Behnke to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Brey presented County Executive Ziegelbauer's appointment of Brian Murphy to the Kiel Public Library Board of Trustees for a three-year term expiring July 1, 2021. Supervisor Gauger moved, seconded by Supervisor Maresh to approve the appointments. Upon voice vote, the motion carried unanimously.

#### APPOINTMENTS BY CHAIRPERSON

Chairperson Brey presented his appointment of Supervisor Nicholas Muench as Alternate to the Criminal Justice Coordinating Council for a term expiring April 2020. Supervisor Dyzak moved, seconded by Supervisor Falkowski to approve the appointment. Upon voice vote, the motion carried unanimously.

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

Board of Health: Supervisor Metzger gave a brief report.

Criminal Justice Coordinating Council: Supervisor Falkowski gave a brief report.

Executive Committee: Chairperson Brey gave a brief report.

Supervisor Henrickson moved, seconded by Supervisor Baumann to enact Ordinance 1 (2018/2019-40) Amending Manitowoc County Code § 2.04 (Sexually Violent Person AD HOC Committee). Upon discussion and vote, motion carried with 19 ayes and 4 noes. Supervisors Hoffman, Vogel, Wagner, and Williams voted no; all other supervisors voted aye.

No. 2018/2019 - 40

### **ORDINANCE AMENDING MANITOWOC COUNTY CODE § 2.04 (SEXUALLY VIOLENT PERSON AD HOC COMMITTEE)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

- 1 WHEREAS, Chapter 908 of the Wisconsin statutes governs, *inter alia*, the supervised
- 2 release of sexually violent persons; and



3  
4 WHEREAS, in March of 2018, the Wisconsin legislature amended Chapter 980 to require  
5 counties to create a “temporary committee” to prepare a report that identifies an appropriate  
6 residential option for a sexually violent person on supervised release; and  
7

8 WHEREAS, to facilitate the statutory changes, Manitowoc County must be able to  
9 establish the “temporary committee” on an as needed basis; and  
10

11 WHEREAS, currently the Manitowoc County Code does not authorize the creation of a  
12 “temporary committee” as required by statute, and thus must be amended to permit for the  
13 creation of such committee;  
14

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

18 Manitowoc County Code § 2.04(22) is created to read as follows:  
19

20 (22) Sexually Violent Persons Ad Hoc Committee.  
21

22 (a) The Corporation Counsel is authorized to convene a temporary committee  
23 to discharge Manitowoc County’s statutory mandate when a court orders  
24 Manitowoc County to prepare a report pursuant to Wis. Stat. § 980.08.  
25

26 (b) The temporary committee shall consist of the following:  
27

- 28 1. Director of the Human Services Department or his or her designee;
- 29 2. A representative designated by the Wisconsin Department of  
30 Health Services;
- 31 3. A local probation or parole officer designated by the local  
32 Probation and Parole Field Office;
- 33 4. Corporation Counsel; and
- 34 5. Director of Planning and Zoning or his or her designee.  
35

36 (c) The Sheriff shall designate a representative to assist the committee by  
37 consulting with the law enforcement agency that has jurisdiction over the  
38 residential option identified by the committee.  
39

40 and  
41  
42  
43

44 BE IT FURTHER ORDAINED that this ordinance shall be effective upon publication.  
45  
46

Dated this 18th day of September 2018.

Respectfully submitted by the Executive Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Behnke moved, seconded by Supervisors Maresh to Indefinitely Postpone Resolution 2 Opposing Inclusion of Meijer Property in Proposed City of Manitowoc TID No. 22. Upon discussion and vote, motion carried 22 ayes and 1 no. Supervisor Nickels voted no; all other supervisors voted aye.

Expo Ice Center Board: Supervisor Gauger gave a brief report.

Finance Committee: Supervisor Hansen gave a brief report.

Highway Committee: Supervisor Behnke gave a brief report.

Human Services Board: Supervisor Cavanaugh gave a brief report.

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

Personnel Committee: Supervisor Maresh gave a brief report.

Supervisor Maresh moved, seconded by Supervisor Hoffman to adopt Resolution 3 Amending Disclaimer and Section 14 of the Employee Policy Manual (Employee Grievances). Discussion followed.

Amendment: Supervisor Metzger moved, seconded by Supervisor Nickels to amend Resolution 3 – add back into the resolution on page 7 item #3, #4, and #7, page 8 item #10a and #10b, and page 10 item #10. Discussion followed. Upon vote, motion failed 6 ayes and 17 noes. Supervisors Baumann, Behnke, Brey, Cavanaugh, Dyzak, Falkowski, Gauger, Geimer, Gerroll, Henrickson, Hoffmann, Maresh, Neils, Vogel, Vogt, Wagner, and Williams voted no; all other supervisors voted yes.

Discussion took place on the main motion to adopt Resolution 3 (2018/2019-41) Amending Disclaimer and Section 14 of the Employee Policy Manual (Employee Grievances). Upon vote, motion carried 20 ayes and 3 noes. Supervisors Holschbach, Metzger, and Nickels voted no; all others voted aye.

No. 2018/2019 - 41

**RESOLUTION AMENDING DISCLAIMER AND SECTION 14 OF THE  
EMPLOYEE POLICY MANUAL  
(Employee Grievances)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County has authorized an Employee Policy Manual to establish  
2 uniform personnel policies and procedures; and  
3

4 WHEREAS, Section 5.03 (Termination of Probationary Employees) of the Employee  
5 Policy Manual provides Manitowoc County's policy regarding the procedure that must be used  
6 when a probationary employee is separated from his or her employment with Manitowoc  
7 County; and  
8

9 WHEREAS, Section 14 (Employee Grievances) of the Employee Policy Manual provides  
10 Manitowoc County's policy regarding the procedure that must be used when an employee  
11 grieves a disciplinary matter; and  
12

13 WHEREAS, in 2011 Manitowoc County implemented a grievance procedure that  
14 included a "just cause" standard of review when evaluating employee discipline; and  
15

16 WHEREAS, Manitowoc County has discretion regarding what standard of review it will  
17 use in employee disciplinary matters; and  
18

19 WHEREAS, currently the just cause standard of review is used regardless of whether an  
20 employee separation occurs due to discipline or performance reasons; and  
21

22 WHEREAS, just cause standards are not particularly pertinent when reviewing a  
23 separation from employment due to performance deficiency; and  
24

25 WHEREAS, just cause standards are not intended to apply when a probationary  
26 employee is separated from his or her employment with Manitowoc County; and  
27

28 WHEREAS, the Disclaimer of the Employee Policy Manual contains language that  
29 appears to contradict the County's use of a just cause standard; and  
30

31 WHEREAS, amendments must be made to the Employee Policy Manual from time-to-  
32 time to keep the policies current, reflect current practice, and address new issues and  
33 circumstances; and  
34

35 WHEREAS, the proposed amendments to the Employee Policy Manual update the  
36 grievance process to provide a more balanced approach when reviewing employee disciplinary  
37 matters and to be consistent with current practice while providing the flexibility necessary to  
38 address differences between discipline and performance issues;  
39

40 NOW THEREFORE BE IT RESOLVED that the Manitowoc County Board of  
41 Supervisors amends Section 5.03 (Termination of Probationary Employees) of the Manitowoc  
42 County Employee Policy Manual to read as follows:  
43

5.03 Termination of Probationary Employees

Department directors may recommend that an employee be terminated during their probationary period. The recommendation shall be reviewed by the Personnel Director prior to a final decision being made. Probationary employees shall not be entitled to a just cause standard of review, the standard of review for probationary employees shall be at-will.

and

BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors amends Section 14 (Employee Grievances) of the Manitowoc County Employee Policy Manual to read as follows:

14.01 Policy

- (1) ~~It is the county's policy to treat all~~ All employees shall be treated fairly and equitably.
- (2) An employee has the right to bring a grievance ~~to the county's attention~~ without fear of reprisal. Filing a grievance will not reflect unfavorably on an employee's loyalty or adversely affect an employee's employment status.
- (3) Nothing in this section abrogates any legal means of redress available to an employee, including the right to seek redress in a court of law.

14.02 Definitions

- (1) "Abuse of discretion" means the failure to exercise sound, reasonable, and legal decision-making.
- (2) "Clearly erroneous" means a finding of material fact that is clearly contrary to the weight of the evidence or that is not reasonably supported by the evidence as a whole, but a mistake that does not interfere with rights or remedies will be considered harmless and may be disregarded.
- (3) "Day" means a calendar day unless otherwise specified.
- (4) "Discipline" means suspension or termination.
- ~~(5) "Dismissal" means termination.~~
- ~~(6)~~ (5) "Grievance" means a complaint by an employee regarding discipline, suspension, termination, or a workplace safety issue ~~that is not regulated by a federal or state law, regulation, rule, or standard.~~

- (76) “Just cause” means a legally sufficient reason for a ~~suspension or termination~~discipline. A reason is legally sufficient if it is supported by the preponderance of the evidence. The elements of just cause are:
- (a) Whether the employee could reasonably be expected to know the probable consequences of his or her conduct.
  - (b) Whether the rule or order that the employee allegedly violated is reasonable.
  - (c) Whether the employer made a reasonable effort to investigate whether the employee violated the rule or order.
  - (d) Whether the employer’s investigation was fair and objective.
  - (e) Whether the employer’s investigation produced substantial evidence that the employee violated the rule or order.
  - (f) Whether the employer applied the rule or order ~~fairly~~reasonably and without discrimination.
  - (g) Whether the discipline imposed reasonably relates to either: a) the seriousness of the offense and to; or b) the employee’s overall record.
- (87) “Law enforcement officer” means a person employed by the county for the purpose of detecting and preventing crime and enforcing laws or ordinances, who is authorized to make arrests for violations of the laws or ordinances that he or she is employed to enforce.
- (98) “Preponderance of the evidence” means the greater weight of the evidence; ~~superior evidentiary weight that~~, though not sufficient to free the mind wholly from doubt, is still sufficient to incline a fair and impartial mind to one side of the issue rather than the other.
- (409) “Suspension” means the employer’s temporary withdrawal without pay of an employee from employment.
- (4+10) “Termination” means a separation from employment for disciplinary or performance reasons. Termination does not include a separation from employment because of abandonment of a position; completion of a contract, seasonal, or temporary assignment or employment; death; ~~failure to meet required qualifications; furlough; inability to work due to disability; job restructuring; layoff; non-disciplinary demotion; reduction in force; resignation; retirement; transfer; or voluntary resignation~~other similar reason for separation from employment.

(1211) “Workplace safety issue” means a condition of employment related to the physical health and safety of the employee bringing the grievance, which is not otherwise regulated by a federal or state law, regulation, rule, or standard. It includes, but is not limited to, accident and risk prevention, provision of protective equipment, safety of the physical work environment, safe operation of workplace equipment and tools, safety training, and workplace violence prevention. It does not include conditions of employment related to general working conditions that are unrelated to physical health or safety, such as breaks, compensation, family leave, hours of work, medical leave, overtime, performance reviews, sick leave, vacation leave, vacation scheduling, or work schedules.

#### 14.03 Limitations

- (1) A grievance that may be brought by or on behalf of a law enforcement officer using the procedure specified in Wis. Stat. § 59.26(8) may not be brought under this section.
- (2) A grievance that may be brought by or on behalf of an employee under a grievance procedure ~~that is contained in the~~ collective bargaining agreement may not be brought under this section.
- (3) A department head who is appointed by the county executive pursuant to Wis. Stat. § 59.17(2)(br) may not bring a grievance under this section regarding the suspension or termination of his or her employment.
- (4) A circuit court commissioner who is appointed pursuant to Wis. Stat. § 757.68 may not bring a grievance under this section regarding the suspension or termination of his or her employment.
- (5) A corporation counsel who is appointed pursuant to Wis. Stat. § 59.42(1)(b) may not bring a grievance under this section regarding the suspension or termination of his or her employment.
- (6) A register in probate who is appointed pursuant to Wis. Stat. § 851.71(1) may not bring a grievance under this section regarding the suspension or termination of his or her employment.

#### 14.04 Administration

- (1) The Personnel Director shall supervise and administer the grievance process.
- (2) Department directors, managers, and supervisors shall keep the Personnel Director informed of the status of all grievances.

180 14.05 ~~General Procedure~~Guidelines

181  
182 (1) An employee's grievance should be handled following the procedure contained in  
183 this ~~section~~Section 14 of the Manitowoc County Employee Policy Manual.

184  
185 ~~(2) A grievance that results from disciplinary actions issued by a department director~~  
186 ~~may be initiated as a written grievance.~~

187  
188 ~~(3)~~ Every effort should be made to resolve a grievance as quickly as possible and as  
189 early in the process as is practicable.

190  
191 ~~(4)~~ Grievance meetings, hearings, and appeals will be scheduled at mutually  
192 agreeable times.

193  
194 ~~(5)~~ An employee may advance the grievance to the next step if a response is not  
195 provided with the specified time limit.

196  
197 ~~(6)~~ The failure to file ~~an oral or a~~ written grievance, request a hearing, or file an  
198 appeal within the specified time limit terminates the grievance unless the time  
199 limit is extended by mutual agreement.

200  
201 ~~(6)~~ The employee has the right to be represented throughout the grievance process, at  
202 the employee's expense, by a person of the employee's choosing. The  
203 employee's representative may not be a material witness to the dispute.

204  
205 ~~14.06 Oral Grievance~~

206  
207 ~~(1) An employee must first discuss a grievance with his or her supervisor within 14~~  
208 ~~days of the action or event that gives rise to the grievance.~~

209  
210 ~~(2) The employee has the right to be represented in the oral grievance, at the~~  
211 ~~employee's expense, by a person of the employee's choosing. The employee's~~  
212 ~~representative may not be a material witness to the dispute.~~

213  
214 ~~(3) The supervisor shall meet with the employee to discuss the grievance and attempt~~  
215 ~~to resolve the grievance.~~

216  
217 ~~(4) The supervisor shall promptly notify the Personnel Director and the department~~  
218 ~~director of any oral grievance, provide the name of the employee and the nature of~~  
219 ~~the grievance, and keep the Personnel Director and the department director~~  
220 ~~informed of the status of the grievance.~~

221  
222 ~~14.06~~7 Written Grievance

223  
224 (1) An employee must initiate a grievance within seven (7) days of being suspended  
225 or terminated, or if the grievance is based on a workplace safety issue within (7)

days of discovery of the action or condition that gives rise to the grievance, by filing a written grievance with the employee's department director. ~~If a grievance is not resolved to the employee's satisfaction within 14 days after it is first discussed with the employee's immediate supervisor, the employee may submit the grievance in writing to the employee's department director.~~

- (2) The written grievance must contain a statement explaining the reason for the grievance, provide any information that the employee wants the department director to consider in connection with the grievance, and describe the remedy being sought. ~~The employee has the right to be represented in the written grievance, at the employee's expense, by a person of the employee's choosing. The employee's representative may not be a material witness to the dispute.~~
- (3) The department director shall meet with the employee within seven (7) days of receipt of a written grievance to discuss the grievance and attempt to resolve the grievance whenever possible. ~~The written grievance must be filed within 28 days of the action or event that gives rise to the grievance.~~
- (4) The department director shall promptly notify the Personnel Director of any written grievance, provide a copy of any written materials received in connection with the grievance, and keep the Personnel Director informed of the status of the grievance. ~~The written grievance must contain a statement explaining the reason for the grievance, provide any information that the employee wants the department director to consider in connection with the grievance, and describe the remedy that is being sought.~~
- (5) The department director shall provide a written reply to the employee within seven (7) days following the meeting and shall provide a copy of the written reply to the Personnel Director at the time it is provided to the employee. ~~The department director shall, within 14 days of receipt of a written grievance, meet with the employee to discuss the grievance and attempt to resolve the grievance whenever possible.~~
- (6) ~~The department director shall promptly notify the Personnel Director of any written grievance, provide a copy of any written materials received in connection with the grievance, and keep the Personnel Director informed of the status of the grievance.~~
- (7) ~~The department director shall provide a written reply to the employee within 14 days following the meeting and shall provide a copy of the written reply to the Personnel Director at the time it is provided to the employee.~~



14.078 Impartial Hearing

- (1) An employee may, within ~~14~~seven(7) days of the department director's reply, request a hearing before an impartial hearing officer by filing a written hearing request with the Personnel Director.
- (2) The Personnel Director shall appoint a hearing officer upon receipt of a written hearing request~~The employee has the right to be represented in the hearing, at the employee's expense, by a person of the employee's choosing. The employee's representative may not be a material witness to the dispute.~~
- ~~(3) The Personnel Director shall, upon receipt of a written hearing request, provide the employee with a list of hearing officers. In suspension and termination cases, the list will consist of arbitrators selected from the Ad Hoc Roster maintained by the Wisconsin Employment Relations Commission. In workplace safety cases, the list will consist of persons skilled in loss prevention and risk management.~~
- ~~(4) The employee may, within 14 days of being provided with the list of hearing officers, rank the hearing officers in order of preference and return the list to the Personnel Director.~~
- ~~(5) The Personnel Director will contact the hearing officers in order of the employee's preference when appointing the hearing officer. If the employee does not return the list or rank the hearing officers, the Personnel Director may appoint any hearing officer on the list.~~
- (6)3 The hearing officer shall be impartial and may not have any prior knowledge of the grievance.
- (7)4 A hearing will be scheduled within twenty-eight (28) calendar ~~calendar~~ days of the appointment of a hearing officer. The hearing officer may reschedule the hearing with the mutual consent of the parties.
- (8)5 Not less than seven (7) days prior to the hearing, the grievant and the county shall exchange lists of the witnesses and exhibits that they intend to introduce at the hearing.
- (9)6 The hearing officer may, with consent of the parties, use his or her best efforts to mediate the grievance.
- (10)7 The burden of proof in a grievance hearing before a hearing examiner shall be as follows:~~The county has the burden of proof in a suspension or termination grievance to show just cause for its action. The employee has the burden of proof in a workplace safety grievance. The standard required of the party with the burden of proof in all cases is a preponderance of the evidence.~~

(a) In termination cases due to failure to meet performance standards, the county must only demonstrate that it complied with the procedural requirements of Section 8.15 of this Employee Policy Manual.

(b) In suspension or termination cases for disciplinary reasons, the county must show just cause for its action.

(c) In workplace safety cases, the employee must show that an actual health or safety risk exists as a result of the action or inaction of the county.

(d) In termination cases for an employee during his or her probationary period, the employee must demonstrate that the county did not meet the at-will standard for termination.

The standard required of the party with the burden of proof in all cases shall be a preponderance of the evidence.

(118) The hearing officer is authorized to administer oaths and affirmations, conduct the proceedings, and take the testimony of witnesses. The hearing officer is not bound by the strict rules of evidence, but shall exclude irrelevant, immaterial or unduly repetitious evidence. Hearsay that is probative, trustworthy, and credible may be received into evidence and given such weight as the hearing officer deems appropriate. However, no factual finding may be made solely on the basis of hearsay evidence.

~~(12) The hearing officer shall make a record of the proceedings. The county shall provide the equipment and materials necessary to make an audio recording of the hearing.~~

(139) The hearing officer may request oral or written arguments, or both. If written arguments are requested, the hearing officer shall set a briefing schedule.

~~(1410) The hearing officer has the authority to order a reasonable remedy as follows:- However, the hearing officer may not add to, modify, or strike any provision in the county's personnel policy manual.~~

(a) In a suspension case, the hearing officer may reduce or withdraw the suspension, ~~with or without partial or full back pay.~~

(b) In a termination case, the hearing officer may order reinstatement, ~~with or without partial or full back pay.~~

(c) In a workplace safety case, the hearing officer may recommend a ~~remedy~~ the steps the county must take to abate the safety risk.

Notwithstanding the foregoing, in a suspension or termination case for a disciplinary reason, once it is determined that there is just cause the hearing examiner shall not have the authority to alter the suspension or termination imposed.

(11) The hearing officer may not add to, modify, or strike any provision in the county's personnel policy manual.

~~(45)~~12) In a suspension or termination case, the hearing officer shall provide a written decision within twenty-eight (28) days following the close of the record. The written decision should include a case caption; the parties and appearances; a statement of the issue(s); findings of fact; any necessary conclusions of law; the final decision and order; and any other information the hearing officer deems appropriate.

~~(46)~~13) In a workplace safety case, the hearing officer shall provide a written recommendation ~~within of what steps the county must take to abate the safety risk~~ within twenty-eight (28) days following the close of the record.

~~(47)~~14) Following issuance of the decision or recommendation, the hearing officer shall provide the record to the ~~County Clerk~~Personnel Director for preservation.

#### 14.089 County Board Appeal

(1) An employee may appeal the hearing officer's decision to the county board.

~~(2) The employee has the right to be represented in the appeal, at the employee's expense, by a person of the employee's choosing. The employee's representative may not be a material witness to the dispute.~~

~~(3)~~2) An employee must file a written notice of appeal with the County Clerk within ~~seven (7)~~14 days of the hearing officer's decision. The notice must contain a statement explaining the reason for the appeal. The employee must also provide a copy of the notice of appeal, written grievance, and hearing officer's decision for each supervisor and two (2) copies for the County Clerk at the time the notice is filed. The employee must also provide a copy of any transcript, exhibit, and written argument that he or she files for each supervisor and two (2) copies for the County Clerk. A minimum of twenty-seven (27) copies are required. An employee bears the cost of his or her appeal to the county board.~~The notice may include a request that the hearing be held in open session. The notice must be accompanied by a copy of the written grievance that was filed with the department director and a copy of the hearing officer's decision. The notice may also be accompanied by a copy of all or part of the hearing transcript, a copy of one or more of the exhibits, or a combination of both.~~

~~(4)~~3) The employee may submit written arguments in support of the appeal with the notice of appeal or at any time up to seven (7) days prior to the county board meeting at which the appeal will be heard.

~~(5) An employee bears the cost of his or her appeal to the county board. Consequently, the employee must provide a copy of the notice of appeal, written~~

grievance, and hearing officer's decision for each supervisor and 2 copies for the County Clerk at the time the notice is filed. The employee must also provide a copy of any transcript, exhibit, and written argument that he or she files for each supervisor and 2 copies for the County Clerk. A minimum of 27 copies is required.

(64) The appeal will be placed on the agenda for the first county board meeting that is held at least fourteen (14) days after the County Clerk receives a written notice of appeal. The appeal will be noticed for consideration in closed session pursuant to Wis. Stat. § 19.85(1)(b) pertaining to the dismissal, demotion, licensing, or suspension of a public employee. However, the employee may, at any time prior to the close of business on the last business day prior to the day on which the appeal will be heard, request that the appeal be heard in open session. The appeal will then be heard in open session.~~The County Clerk will provide a copy of the meeting notice to the employee.~~

(5) The County Clerk will provide a copy of the meeting notice to the employee.

~~(7) The employee may, at any time prior to the close of business on the last business day prior to the day on which the appeal will be heard, request that the appeal be heard in open session. The appeal will then be heard in open session.~~

(86) The employee and the employee's representative may speak and present oral arguments to the county board ~~during the open or closed session~~ when the appeal is heard.

(97) The Corporation Counsel, either directly or through outside counsel, shall provide any necessary legal services to the county board in connection with the appeal.

(108) The county board's discussion and deliberation of the appeal will be conducted in closed session. The employee and the employee's representative will be excluded from the closed session during the county board's discussion or deliberation.

(119) The county board's consideration of the appeal will be limited to a review of the record and any oral or written arguments to determine whether there was any procedural error or abuse of discretion by the hearing officer. The county board may not consider any evidence that was not admitted at the hearing.

(1210) The county board may, by a ~~simple~~two-thirds majority of members present and voting, ~~affirm, modify, or reverse the hearing officer's decision or, or remand the decision to the hearing examiner for further proceedings if it finds that the hearing examiner's decision is clearly erroneous. Absent such action by the county board at the meeting that the appeal is heard, the hearing examiner's decision shall stand.~~

(1311) The County Board Chair shall prepare and sign a written determination reflecting the county board's decision. The County Board Chair may enlist the assistance of the County Clerk or legal counsel provided by or through the Corporation Counsel, or both, in preparing the determination. A copy of the determination will be provided to the employee within ~~14~~seven (7) days following the county board's decision.

(1412) The county board's decision is final and may not be appealed.

#### 14.109 Employment Discrimination or Service Delivery Grievances

The county's Civil Rights Compliance Plan contains informal and formal procedures for employees to use when a grievance alleges discrimination or a violation of the county's commitment to Equal Opportunity in Employment and Service Delivery.

and

BE IT FURTHER RESOLVED that the Employee Policy Manual Disclaimer be amended to read as follows:

The contents of this policy manual are presented as a matter of information only. The plans, policies and procedures described are not conditions of employment. Manitowoc County reserves the rights to modify, revoke, suspend, terminate, or change any or all such plans, policies, or procedures, in whole or in part, at any time with or without notice. The language that appears in this booklet is not intended to create, nor is it to be construed to constitute, a contract between Manitowoc County and any one or all of its employees or a guaranty of continued employment. ~~Notwithstanding any provisions of this handbook~~ Subject only to the grievance process provided in this handbook, employment may be terminated at any time, with or without cause. This document has been reviewed and approved by the Personnel Committee and adopted as County policy. Any action of the County Board that conflicts with this policy manual shall automatically prevail over this manual. This manual shall be amended, when required, by the Personnel Committee in the same manner as adopted. Notwithstanding the above, for the purpose of maintaining this Employee Policy Manual, the Personnel Director is empowered to correct clerical and typographic errors in this Employee Policy Manual without the need to amend this Employee Policy Manual through a formal adoption process and shall report all such corrections to the Personnel Committee when such corrections have been completed.

Dated this 18th day of September 2018.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Planning and Park Committee: Supervisor Dyzak gave a brief report.

Public Works Committee: Supervisor Gerroll gave a brief report.

Miscellaneous-Supervisor Bob Cavanaugh: Supervisor Cavanaugh moved, seconded by Supervisor Falkowski to adopt Resolution 4 (2018/2019-42) Approving Town of Franklin Zoning Ordinance (Patrick and Penelope Borman). Upon vote, the motion carried unanimously.

No. 2018/2019 - 42

**RESOLUTION APPROVING TOWN OF FRANKLIN ZONING  
ORDINANCE**

(Patrick and Penelope Borman)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1           WHEREAS, the Town of Franklin has adopted a zoning ordinance (known as the Town  
2 of Franklin Unified Development Ordinance) pursuant to the authority granted to towns under  
3 Wis. Stat. § 60.62; and  
4

5           WHEREAS, Manitowoc County adopted a zoning ordinance pursuant to the authority  
6 granted to counties under Wis. Stat. § 59.69; and  
7

8           WHEREAS, Wis. Stat. § 60.62(3) provides that town zoning ordinances, and  
9 amendments thereto, are subject to county board approval in counties that have adopted a zoning  
10 ordinance under Wis. Stat. § 59.69; and  
11

12           WHEREAS, the Town of Franklin amended its Unified Development Ordinance on  
13 September 11, 2018 by rezoning property owned by Patrick and Penelope Borman from EAG  
14 (Exclusive Agricultural) to AG (General Agricultural) in accordance with Wis. Stat. § 60.62; and  
15

16           WHEREAS, the Town of Franklin has submitted the map amendment to its Unified  
17 Development Ordinance to the Manitowoc County Board of Supervisors for approval, and a  
18 copy of the amended zoning ordinance has been provided to each member of the County Board  
19 for review;  
20

21           NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
22 Supervisors approves the Town of Franklin's map amendment to its Unified Development  
23 Ordinance that rezones that certain property owned by Patrick and Penelope Borman from EAG  
24 (Exclusive Agricultural) to AG (General Agricultural) and was adopted by the Town Board of  
25 the Town of Franklin on September 11, 2018.

Dated this 18th day of September 2018.

Respectfully submitted by Robert Cavanaugh, Supervisor.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Swade moved to adjourn, seconded by Supervisor Gauger, and the motion was adopted by acclamation. The meeting adjourned at 8:24 p.m.

Respectfully submitted,  
Lois Kiel, Manitowoc County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

Tuesday, October 9, 2018

6:30 P.M.

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at The Heritage Center, in the City of Manitowoc, being the 9<sup>th</sup> day of October 2018, for the purpose of transacting business as a Board of Supervisors.

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

Supervisor Cavanaugh gave the invocation, followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 22 members present: Baumann, Behnke, Brey, Brunner, Cavanaugh, Dyzak, Falkowski, Gauger, Geimer, Gerroll, Hansen, Henrickson, Hoffman, Holschbach, Metzger, Muench, Nickels, Neils, Swade, Vogel, Vogt, and Wagner. Supervisors Maresh, Williams, and Zimmer were excused.

On a motion by Supervisor Behnke, seconded by Supervisor Gauger the September 18, 2018 meeting minutes were approved on a unanimous vote.

The County Clerk announced there were no changes to the agenda.

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS

County Executive Bob Ziegelbauer and Chairperson Brey presented a Proclamation Declaring October 2018 Crime Prevention Month. There will be a Crime Prevention Day on October 20, 2018 from 10:30 a.m. until 3:00 p.m. at the Expo – Merchants Building.

Chairperson Brey, and Supervisors Metzger and Vogt each gave a brief report regarding the 2018 Wisconsin Counties Association Conference where they attended various informational business meetings and workshops.

County Executive Bob Ziegelbauer presented the proposed 2019 budget. Executive Ziegelbauer commented that he has held the line on taxes for the last twelve years in a row. Now in the thirteenth year, taxes are being raised for the typical property taxpayer by less than 1.5%. Mr. Ziegelbauer explained in 2019 the county will turn its attention to keeping debt below 10% of the maximum. Key items in this year's budget are: road construction, by building bridges and maintaining roads throughout the county; continue to update the Expo grounds; increase staffing in various departments; and continuing the Drug Court and Pre-trial Diversion programs. Manitowoc County Government is not only more effective, but also more sustainable, nimble, and better able to adjust to change in the future.

PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

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



Warren Ducat, City of Two Rivers, requested the County Board approve his rezone request that was on the agenda. He also spoke in support of the sheriff's department. He thanked them for the service they provide and considers them worth every cent that they are paid.

Kevin Schreiber, Town of Two Rivers, requested the County Board approve his rezone request that was on the agenda.

Maura Yost, Town of Centerville, reminded everyone to vote on November 6, 2018. She discussed the 2019 proposed budget which included borrowing to fund roads and bridges. She believes the debt is unnecessary. The county could implement the use of a half-cent sales tax which would bring in an estimated \$5.3 million dollars per year. This would provide an estimated property tax relief of one dollar per thousand dollars of a property's equalized value. She suggested with the addition of property tax relief, it could be beneficial to taxpayers and county finances and provide fiscal certainty.

No one else present wished to speak, subsequently Chairperson Brey closed public input at 7:14 p.m.

#### APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Brey presented County Executive Ziegelbauer's appointment of Alternate) Dave Christel to the Board of Adjustment for a three-year term expiring July 2021. Supervisor Wagner moved, seconded by Supervisor Gauger to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Brey presented County Executive Ziegelbauer's appointment of Supervisor Tye Geimer to the Commission on Aging for a term expiring April 2020. Supervisor Vogel moved, seconded by Supervisor Wagner to approve the appointments. Upon voice vote, the motion carried unanimously.

Chairperson Brey presented County Executive Ziegelbauer's appointment of Alternate April Kroner to the Northeast Wisconsin Regional Economic Partnership for a term expiring July 2019. Supervisor Gauger moved, seconded by Supervisor Henrickson 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 Board: Supervisor Wagner gave a brief report.

Expo-Ice Center Board: Supervisor Gauger gave a brief report.

Finance Committee: Supervisor Hansen gave a brief report.

Highway Committee: Supervisor Behnke gave a brief report.

Human Services Board: Supervisor Baumann gave a brief report.

Personnel Committee: Supervisor Behnke gave a brief report.

Supervisor Behnke moved, seconded by Supervisor Henrickson to adopt Resolution 1 (2018/2019-43) Approving Settlement of 2019-2020 Collective Bargaining Agreement with Sheriff's Department Employees Represented by Wisconsin Professional Police Association. Upon vote, the motion carried unanimously.

No. 2018/2019 - 43

**RESOLUTION APPROVING SETTLEMENT OF 2019-2020  
COLLECTIVE BARGAINING AGREEMENT WITH SHERIFF'S  
DEPARTMENT EMPLOYEES REPRESENTED BY WISCONSIN  
PROFESSIONAL POLICE ASSOCIATION**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Personnel Committee has reached a tentative settlement with Sheriff's  
2 Department employees represented by the Wisconsin Professional Police Association for a 2019-  
3 2020 collective bargaining agreement; and  
4

5 WHEREAS, this voluntary settlement avoids the uncertainty, delay and expense of interest  
6 arbitration; and  
7

8 WHEREAS, this voluntary settlement includes the same 2.0% increase in employee health  
9 insurance premium contribution as is included in the 2019 proposed budget for all non-represented  
10 employees; and  
11

12 WHEREAS, this voluntary settlement includes the same change in long term disability  
13 plan design as is included in the 2019 proposed budget for all non-represented employees; and  
14

15 WHEREAS, this voluntary settlement includes a 3.0% wage increase effective January 1,  
16 2019 and a 3.0% wage increase effective January 1, 2020;  
17

18 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
19 Supervisors hereby approves the 2019-2020 collective bargaining agreement negotiated between  
20 the Personnel Committee and the Sheriff's Department employees represented by the Wisconsin  
21 Professional Police Association, and that the collective bargaining agreement as negotiated is  
22 ratified, confirmed, and approved with pay schedules and terms set forth; and  
23

24 BE IT FURTHER RESOLVED that the County Executive, Personnel Committee Chair,  
25 and Personnel Director are authorized to execute this agreement.

Dated this 9th day of October 2018.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: A 3.0% wage increase is included in the 2019 budget, the cost of which is as follows:

Wages	\$ 117,459.80
FICA	\$ 8,985.67
WRS	\$ 20,285.31
Total	\$ 146,730.78

APPROVED: Bob Ziegelbauer, County Executive.

Planning and Park Committee: Supervisor Dyzak gave a brief report. Supervisor Dyzak moved, seconded by Supervisor Vogel to adopt Ordinance 2 (2018/2019-44) Amending Zoning Map (Warren Ducat). Upon vote, the motion carried unanimously.

No. 2018/2019 - 44

**ORDINANCE AMENDING ZONING MAP**  
(Warren Ducat)

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 September 17, 2018; 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  
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 SE<sup>1</sup>/<sub>4</sub> of the SE<sup>1</sup>/<sub>4</sub> of Section 19, Township 20 North, Range  
12 24 East, Town of Kossuth, Manitowoc County, Wisconsin described as follows:  
13

14 Commencing at the Southeast Corner of said Section 19; thence along the southerly line of  
15 the SE<sup>1</sup>/<sub>4</sub>, S 89°51'36" W a distance of 553.20 feet to the point of real beginning; thence S  
16 89°51'36" W a distance of 360.00 feet; thence N 8°19'03" W a distance of 250.09 feet;  
17 thence S 87°49'54" E a distance of 360.00 feet; thence S 8°37'23" E a distance of 236.20  
18 feet to the point of real beginning, said parcel containing approximately 2.00 acres of land  
19 more or less and is hereby rezoned from Natural Area (NA) District to Small Estate (SE)  
20 District.

Dated this 9th day of October 2018.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Dyzak moved, seconded by Supervisor Hoffman to adopt Ordinance 3 (2018/2019-45) Amending Zoning Map (Curtis Green). Upon vote, the motion carried unanimously.

No. 2018/2019 - 45

**ORDINANCE AMENDING ZONING MAP**  
(Curtis Green)

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 September 17, 2018; 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  
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 a part of the NE¼ of the SE¼ of Section 14, Township 18 North,  
12 Range 21 East, Town of Eaton, Manitowoc County, Wisconsin described as follows:  
13

14 Commencing at the E¼ Corner of said Section 14; thence S 00°28'52"W along the East  
15 line of the SE¼ of said Section 14, a distance of 125.00 feet to the point of beginning;  
16 thence continue S 00°28'52" W along said East line, a distance of 1197.05 feet to a point  
17 on the South line of the NE¼ of said SE¼; thence N 89°59'06" W along said South line, a  
18 distance of 396.92 feet; thence N 00°28'52" E, 1196.98 feet; thence S 89°59'38" E, 396.92  
19 feet to the point of beginning, said parcel containing approximately 10.907 acres of land  
20 more or less and is hereby rezoned from Exclusive Agriculture (EA) District to General  
21 Agriculture (GA) District.

Dated this 9th day of October 2018.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Dyzak moved, seconded by Supervisor Swade to adopt Ordinance 4 (2018/2019-46) Amending Zoning Map (Vernon Schreiber). Upon vote, the motion carried unanimously.

No. 2018/2019 - 46

**ORDINANCE AMENDING ZONING MAP**  
(Vernon Schreiber)

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 September 17, 2018; 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  
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 part of the NE 1/4 of the SE 1/4 of Section 1, Town 20 North,  
12 Range 24 East, Town of Two Rivers, Manitowoc County, Wisconsin, described as follows:  
13

14 Commencing at the E 1/4 corner of said Section 1; Thence S 00°37'29" W, 1035.57 feet  
15 coincident with the east line of said SE 1/4; Thence N 89°22'31" W, 55.48 feet to the west  
16 ROW of STH 42 being the point of beginning; Thence continue N 89°22'31" W, 249.52  
17 feet; Thence N 00°37'29" E, 325.00 feet; Thence S 89°22'31" E, 248.42 feet to the west  
18 ROW of STH 42; Thence S 00°25'45" W, 325.00 along the west ROW of STH 42 to the  
19 point of beginning, said parcel containing approximately 1.858 acres of land more or less  
20 and is hereby rezoned from Exclusive Agriculture (EA) District to Rural Residential (RR)  
21 District.

Dated this 9th, 2018 day of October 2018.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Public Works Committee: Supervisor Gerroll gave a brief report.

Supervisor Gerroll moved, seconded by Supervisor Dyzak to adopt Resolution 5 (2018/2019-47) Approving the Sale of County Real Property to Country Visions Cooperative for the Sum of \$250.00. Upon vote, the motion carried unanimously.

**RESOLUTION APPROVING THE SALE OF COUNTY REAL PROPERTY  
TO COUNTRY VISIONS COOPERATIVE FOR THE SUM OF \$250.00**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County owns a 0.04 acre vacant parcel of real property in the  
2 Town of Kossuth, Manitowoc County, Wisconsin described as Parcel A of Volume 2 of Certified  
3 Survey Maps Page 419, Document No. 427905 and identified as tax parcel no. 007-025-011-  
4 002.00 ("Property"); and

5  
6 WHEREAS, the Property was purchased by Manitowoc County in 1966 for the sum of  
7 \$250.00 to erect and maintain poles, wires, anchors, and other items necessary to construct and  
8 maintain a power line for adjacent railroad service; and

9  
10 WHEREAS, the rail line has subsequently been removed and converted into the Devils  
11 River State Trail thus no longer necessitating a railroad power line easement; and

12  
13 WHEREAS, there is no longer any purpose for Manitowoc County to continue ownership  
14 of the Property; and

15  
16 WHEREAS, the Property is surrounded on three sides by a parcel owned by Country  
17 Visions Cooperative; and

18  
19 WHEREAS, Country Visions Cooperative would like to expand its business onto the  
20 Property; and

21  
22 WHEREAS, Country Visions Cooperative has offered to purchase this parcel from  
23 Manitowoc County for the sum of \$250.00; and

24  
25 WHEREAS, the Public Works Committee has reviewed the offer to purchase and after  
26 careful consideration recommends the sale of the Property to Country Visions Cooperative for the  
27 sum of \$250.00;

28  
29 NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors for the County of  
30 Manitowoc authorizes the sale of the Property as described herein and known as tax parcel no.  
31 007-025-011-002.00 to Country Visions Cooperative for the amount of \$250.00; and

32  
33 BE IT FURTHER RESOLVED that the Comptroller is to deposit the proceeds of the sale  
34 into the County's General Fund, and record such information in the books of Manitowoc County  
35 for the year ending December 31, 2018.

Dated this 9th day of October 2018.

Respectfully submitted by the Public Works Committee.

FISCAL IMPACT: Increases the amount available in the County's General Fund by \$250.00.

APPROVED: Bob Ziegelbauer, County Executive.

Miscellaneous-Chairperson Jim Brey: Supervisor Baumann moved, seconded by Supervisor Henrickson to adopt Resolution 6 (2018/2019-48) Establishing Ad Hoc County Sales Tax Exploratory Committee. Upon vote, the motion carried unanimously.

No. 2018/2019 - 48

**RESOLUTION ESTABLISHING AD HOC COUNTY SALES TAX  
EXPLORATORY COMMITTEE**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Finance Committee of the Manitowoc County Board of Supervisors has  
2 recently discussed the possibility of implementing a countywide sales tax; and  
3

4 WHEREAS, a part of that discussion has centered on potential use(s) of the sales tax  
5 revenue; and  
6

7 WHEREAS, the Finance Committee desires to seek additional input on this question; and  
8

9 WHEREAS, Section 8 of the Manitowoc County Board Rules provides that the "County  
10 Board may create special committees as the need arises"; and  
11

12 WHEREAS, based on the recommendation of the Finance Committee, the County Board  
13 Chair finds it desirable to establish an ad hoc committee to provide a recommendation to the  
14 Finance Committee on potential uses of revenue from a countywide sales tax;  
15

16 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
17 Supervisors hereby establishes an ad hoc County Sales Tax Exploratory Committee to provide an  
18 advisory recommendation to the Finance Committee regarding use(s) of countywide sales tax  
19 revenue; and  
20

21 BE IT FURTHER RESOLVED that the ad hoc County Sales Tax Exploratory Committee  
22 shall consist of nine (9) County Board Supervisors all of whom shall be appointed by the Chair of  
23 the Manitowoc County Board of Supervisors; and  
24

25 BE IT FURTHER RESOLVED that the County Board Chair shall appoint the chair of the  
26 ad hoc County Sales Tax Exploratory Committee; and  
27

28 BE IT FURTHER RESOLVED that the ad hoc County Sales Tax Exploratory Committee  
29 shall have an indefinite term, but shall dissolve and cease to exist upon providing its  
30 recommendation to the Finance Committee.

Dated this 9th day of October 2018.

Respectfully submitted by Jim Brey, Chair, Manitowoc County Board of Supervisors.

FISCAL IMPACT: None.

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.

APPROVED: Bob Ziegelbauer, County Executive.

#### APPOINTMENTS BY CHAIRPERSON

Chairperson Brey presented his appointment of Supervisor Jim Baumann (Chairperson), Supervisor Paul “Biff” Hansen, Supervisor Ken Swade, Supervisor Mike Williams, Supervisor John Brunner, Supervisor Chuck Hoffman, Supervisor Jon Neils, Supervisor Rita Metzger, and County Board Chair Jim Brey for an indefinite term. Supervisor Gauger moved, seconded by Supervisor Neils to approve the appointment. Upon voice vote, the motion carried unanimously.

#### ANNOUNCEMENT

Chairperson Brey remind everyone of the Annual County Board meeting on October 29 at 6:30 p.m.

Supervisor Neils moved to adjourn, seconded by Supervisor Falkowski, and the motion was adopted by acclamation. The meeting adjourned at 7:40 p.m.

Respectfully submitted,  
Lois Kiel, Manitowoc County Clerk



MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

Monday, October 29, 2018

6:30 P.M.

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at The Heritage Center, in the City of Manitowoc, being the 29<sup>th</sup> day of October 2018, for the purpose of transacting business as a Board of Supervisors.

Chairperson Brey called the meeting to order at 6:33 p.m.

Supervisor Hoffman gave the invocation, followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 22 members present: Baumann, Behnke, Brey, Brunner, Cavanaugh, Falkowski, Geimer, Gerroll, Hansen, Henrickson, Hoffman, Holschbach, Maresh, Metzger, Muench, Nickels, Neils, Vogel, Vogt, Wagner, Williams and Zimmer. Supervisors Dyzak, Gauger, and Swade were excused.

On a motion by Supervisor Behnke, seconded by Supervisor Holschbach the October 9, 2018 meeting minutes were approved on a unanimous vote.

The Chairperson Brey announced there were no changes to the agenda.

PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Chairperson Brey declared public comment open on the 2019 proposed budget at 7:08 p.m.

Kristin Stoeger, Director of the Manitowoc Public Library, thanked the County Board for funding the Manitowoc Public Library at 100% versus the 70% Wisconsin Statute requirement. It is a great investment that allows the library to provide numerous resources to the entire community. However, after checking, then double checking the budget numbers, it has been discovered that there is a deficit of \$70,000 due to the decrease in circulation. The library is requesting the help of the County Board to provide flexible financing over the next four years to eliminate the deficit.

Barbara Bundy-Jost, Town of Centerville, spoke on behalf of the Manitowoc Public Library and how it plays an important role in the community. It creates a free, safe, public space for everyone to enjoy at their leisure or as a resource to further their education or employment. It is also a haven for the homeless, where they can find shelter from the outside elements. Everyone can count on the library to learn and survive. However, with the \$70,000 glitch, some of those valuable services might be taken away. She requested the County Board to work with the library to find flexible funding over the next four years so that this important public building can stay open and functioning properly.

Maura Yost, Town of Centerville, reminded everyone to vote on November 6, 2018. She spoke in support of a 0.5% county sales tax because the county is in need of additional revenue sources besides the increased reliance of borrowed money. In the 2019 proposed budget, the County Executive proposes borrowing another \$6.5 million dollars to balance the budget. She believes the debt is unnecessary. The county could implement the use of a 0.5% sales tax which would bring in an estimated \$5.3 million dollars per year. This would provide an estimated property tax relief of one dollar per thousand dollars of a property's equalized value. There are 49,000 taxable property parcels in Manitowoc County that would benefit from lower property taxes.

No one else present wished to speak at the public hearing on the 2019 proposed budget, subsequently Chairperson Brey closed public comment at 6:50 p.m and opened public comment on any non-budget issues.

Nancy Slattery, League of Women Voters Representative, presented a handout for the three year study on "Poverty and Addiction in Manitowoc County" prepared by the League. Ms. Slattery explained that professionals who work with the poor and addicted were interviewed for this project. Sub-committees were formed to study poverty as it impacts families and individuals in four basic life areas: General Economic Factors, Basic Shelter Needs, Food Security Issues, and Impact on Health. The goal of the study has been to research the extent and effect of poverty in our area and to educate members of the community and elected officials about the need for services to mitigate its effects.

Justin Nickels, City of Manitowoc Mayor, requested the Board to postpone the current potential sale of 93.48 acres of land that borders Hecker Road and West Viebahn Street for the price of \$560,880. This parcel will be valuable to Manitowoc County for future development. He asked that the current arrangement continue with Charmwood Farms until the time there could be potential development of the site for a value more than \$6000 per acre. He urged the Board to table the resolution for continued dialogue on the property.

Maura Yost, Town of Centerville, spoke in opposition to the current potential sale of the 93.48 acres on Hecker Road and encouraged the Board to carefully consider the value of the property. She urged the Board to study the possibility of commercial development which could be a better use of the property.

No one else present wished to speak, subsequently Chairperson Brey closed public input at 7:05 p.m.

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

Planning and Park Committee: Supervisor Zimmer gave a brief report.

#### Public Works Committee:

Supervisor Gerroll moved, seconded by Supervisor Hoffman to adopt Resolution 1 Approving the Sale of County Property to Dan Buck for the Sum of \$560,880.00. Discussion followed.

Supervisor Hansen moved, seconded by Supervisor Vogel to table Resolution 1 Approving the Sale of County Property to Dan Buck for the Sum of \$560,880.00. Discussion followed. Upon vote, the motion carried 16 ayes and 5 noes. Supervisors Falkowski, Gerroll, Hoffman, Muench, and Zimmer voted no. All other supervisors voted aye.

#### ANNOUNCEMENT

Chairperson Brey informed supervisors of the Finance Committee meeting on November 5 at 4:30 p.m. Supervisors could voice concerns on the 2019 County Budget. Following the Finance Committee Meeting, the County Executive Bob Ziegelbauer invited the County Board to a meeting on the 2019 County Budget.

Supervisor Baumann moved to adjourn, seconded by Supervisor Vogel, and the motion was adopted by acclamation. The meeting adjourned at 7:35 p.m.

Respectfully submitted,  
Lois Kiel, Manitowoc County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

Tuesday, November 8, 2018

6:30 P.M.

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at The Heritage Center, in the City of Manitowoc, being the 8<sup>th</sup> day of November 2018, for the purpose of transacting business as a Board of Supervisors.

Chairperson Brey called the meeting to order at 6:32 p.m.

Supervisor Zimmer gave the invocation, followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Chairperson Brey acknowledged supervisors who had served or are currently serving in the military.

Roll call: 22 members present: Baumann, Behnke, Brey, Brunner, Cavanaugh, Dyzak, Falkowski, Gauger, Geimer, Gerroll, Hansen, Hoffman, Holschbach, Maresh, Metzger, Muench, Nickels, Swade, Vogel, Vogt, Wagner, Williams, and Zimmer. Supervisors Henrickson and Neils were excused.

On a motion by Supervisor Gauger, seconded by Supervisor Behnke the October 29, 2018 meeting minutes were approved on a unanimous vote.

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

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS

County Executive Bob Ziegelbauer and Chairperson Brey presented a Proclamation Commemorating Earl C. Glaeser. Earl Glaeser's son thanked the Board for the recognition.

County Executive Bob Ziegelbauer and Chairperson Brey presented a Proclamation Declaring Manitowoc Recycles Day 2018. Thanked the Board for partnering with Manitowoc County for the last 28 years.

PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Chairperson Brey declared public comment open at 6:43 p.m.

Peter Wills of Project Lakeshore spoke in support of the \$60,000 funding for Project Lakeshore in the proposed 2019 budget resolution. Mr. Wills commented that Project Lakeshore services include workforce collaboration through youth apprenticeship, entrepreneurial development, assist with expansion projects and attracting companies to the area. He asked the Board to support the funding in the budget.

Cathie Kocourek, President Aurora Healthcare and member of the Project Lakeshore Board of Directors, spoke in support of the proposed Project Lakeshore funding. Ms. Kocourek explained that they are not a government entity and therefore, are exempt from the open meetings law. She noted that when business owners are developing a new business, they do not want the information out to the public until they are ready to make the announcement. She invited the Board to support the budget resolution.

Samantha Grage, All States Rigging Vice President and member of the Project Lakeshore Board of Directors, spoke in support of the proposed Project Lakeshore funding that is in the budget resolution. Ms. Grage noted that they are on a team with the Visitor Center, Project Lakeshore, Chamber of Commerce and are now asking Manitowoc County to join the team.

Eric Sitzkiewitz, member of the Project Lakeshore Board of Directors, spoke in support of the funding in the 2019 proposed budget for Project Lakeshore. Mr. Sitzkiewitz would like to welcome Manitowoc County back to Project Lakeshore because everyone needs to work together for economic development.

Patrick Neuenfeldt, City of Manitowoc, commented that he was not prepared for the culture shock when he moved to Manitowoc County. Mr. Neuenfeldt noted that he works in the city, serves on the Library board along with other boards. He asked the Board to support Project Lakeshore.

Vickie Seehafer, member of the Project Lakeshore Board of Directors and Real Estate Investor, stated that she is asked “what does Manitowoc County have to offer?” People moving into the county want to know about schools, library, the YMCA, sports programs etc. and Project Lakeshore provides this information for her to “sell” the county as a whole. Financial consideration will help Manitowoc County improve and grow.

Maura Yost, Town of Centerville, commented that six commercial properties surrounding the I-43 corridor paid \$426,147 in net taxes in 2017. Ms. Yost expressed the opinion that Manitowoc County should not sell the property at Hecker Road and Viebahn. She spoke in support of the 0.5% sales tax noting that exemptions could include food, drugs, and medical equipment. The fiscally conservative option to pay a \$0.5% in sales tax could avoid future rising interest rates on borrowed money.

Kristin Stoeger, Library Director, expressed appreciation for the support of the Board. Ms. Stoeger urged the Board to adopt the resolution authorizing \$34,000 payment to the library to assist with the reduction in their circulation.

No one else present wished to speak, subsequently Chairperson Brey closed public input at 7:10 p.m.

#### APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Brey presented County Executive Ziegelbauer’s appointment of Linda Langman to the ADRC of the Lakeshore Board for a two-year term expiring December 31, 2020. Supervisor Swade moved, seconded by Supervisor Baumann to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Brey presented County Executive Ziegelbauer's appointments of Jeremy Hawig, Mike Plate, Rob Voss, and Russ Zipperer to the Expo-Ice Center Board for a three year term expiring December 31, 2021. Supervisor Behnke moved, seconded by Supervisor Gauger to approve the appointments. Upon voice vote, the motion carried unanimously.

Chairperson Brey presented County Executive Ziegelbauer's appointment of Robert Barbier to the Joint Dispatch Board for a two year term expiring December 2020 for a three year term expiring December 2021. Supervisor Vogel moved, seconded by Supervisor Swade to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Brey presented County Executive Ziegelbauer's appointments of alternate Michael Polich and alternate Robert Barbier to the Traffic Safety Commission. Supervisor Hoffman moved, seconded by Supervisor Falkowski to approve the appointments. Upon voice vote, the motion carried unanimously.

Chairperson Brey presented County Executive Ziegelbauer's appointment of Tom Hoffman to the Veterans Service Commission for a three year term expiring December 2021. Supervisor Gauger moved, seconded by Supervisor Maresh to approve the appointment. Upon voice vote, the motion carried unanimously.

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

Board of Health: Supervisor Metzger gave a brief report.

Criminal Justice Coordinating Council: Supervisor Falkowski gave a brief report.

Executive Committee: Chairperson Brey gave a brief report.

Expo-Ice Center Board: Supervisor Gauger gave a brief report.

Finance Committee: Supervisor Hansen gave a brief report. Supervisor Hanson moved, seconded by Supervisor Holschbach to adopt Resolution 2 (2018/2019-49 Authorizing \$34,000 Payment to Manitowoc Library. Upon vote, the motion carried unanimously.

No. 2018/2019 - 49

**RESOLUTION AUTHORIZING \$34,000 PAYMENT TO MANITOWOC LIBRARY**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County has a contract with the Manitowoc Calumet Public  
2 Library System to collect taxes and make payments to its libraries for services provided to residents  
3 who live outside of the three cities in Manitowoc County; and  
4

5 WHEREAS, pursuant to the contract between Manitowoc County and the Manitowoc  
6 Public Library (the "Library") the 2019 payment to the Library is \$76,765 less than the payment  
7 made in 2018; and

8  
9 WHEREAS, the \$76,765 reduction would put the Manitowoc Public Library in a  
10 precarious financial situation for 2019; and

11  
12 WHEREAS, the Library Board has requested an additional payment of \$34,000 to the  
13 Library to offset the \$76,765 loss; and

14  
15 WHEREAS, the \$34,000 would be repaid through deductions from the otherwise  
16 contracted amount over the following four years as provided in a written agreement between the  
17 County and the Library;

18  
19 NOW THEREFORE BE IT RESOLVED that the Manitowoc County Board of Supervisors  
20 authorizes Manitowoc County to provide the Library \$34,000 in additional funds above the  
21 contracted amount in 2019; and

22  
23 BE IT FURTHER RESOLVED that as a condition to providing the additional \$34,000, the  
24 Library must enter into a written agreement with the County whereby the Library agrees to repay  
25 the \$34,000 interest free in the following amounts:

26  
27 2020 - \$1,500;  
28 2021 - \$6,500;  
29 2022 - \$11,000;  
30 2023 - \$15,000;

31  
32 and

33  
34 BE IT FURTHER RESOLVED that the Library may prepay, in part or whole, any amount  
35 due and may apply the prepayment to any installment otherwise due in the manner as described in  
36 the contract; and

37  
38 BE IT FURTHER RESOLVED that the County Executive, the County Clerk and  
39 Comptroller are authorized to execute such papers and to take other action as necessary complete  
40 payment; and

41  
42 BE IT FURTHER RESOLVED the Comptroller/Auditor is direct to record such additional  
43 payment to the Manitowoc Public Library on the official books of the County and to account for  
44 it pursuant to generally accepted accounting principles.

Dated this 8th day of November 2018.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: The County will provide the \$34,000 to the Library from the General Fund  
up front in 2019. In the following four years (2020 to 2023), the amount

otherwise payable to the Library shall be reduced by the following amounts: \$1,500; \$6,500, \$11,000, and \$15,000 respectively unless the Library prepays any of the future amounts.

APPROVED: Bob Ziegelbauer, County Executive.

Highway Committee: Supervisor Behnke gave a brief report.

Human Services Board: Supervisor Cavanaugh gave a brief report.

Supervisor Cavanaugh moved, seconded by Supervisor Holschbach to approve Resolution 3 (2018/2019-50) Supporting Increased Funding for the Wisconsin Children and Family Aids Allocation. Upon vote, the motions carried unanimously.

No. 2018/2019 - 50

**RESOLUTION SUPPORTING INCREASED FUNDING FOR THE  
WISCONSIN CHILDREN AND FAMILY AIDS ALLOCATION**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, except for Milwaukee County, the Wisconsin child welfare system is county-  
2 operated and state-supervised, where the system is administered by the Wisconsin Department of  
3 Children and Families (DCF); and  
4

5 WHEREAS, even though the state has primary responsibility for compliance with federal  
6 requirements and shares liability for ensuring the system is meeting its obligations to children,  
7 DCF provides insufficient funding to counties for the provision of child abuse and neglect services  
8 including prevention, investigation, treatment, and out-of-home placement costs; and  
9

10 WHEREAS, in recent years the state of Wisconsin has added numerous mandates and  
11 practice expectations, which has increased county child protective services (CPS) workload and  
12 costs; and  
13

14 WHEREAS, the opioid and methamphetamine epidemics have brought Wisconsin's child  
15 welfare system to a point of crisis, with increasing concern about the system's ability to meet its  
16 obligations to children and families; and  
17

18 WHEREAS, 33 percent of all CPS cases are now drug cases, which results in dramatic  
19 CPS workload increases due to the time intensity of these drug cases – an average of 25 hours per  
20 Initial Assessment versus 14 hours per non-drug case; and  
21

22 WHEREAS, Manitowoc County has experienced increased CPS referrals from 1,056 in  
23 2014 to 1,174 in 2017 and increase children in out-of-home care from 38 in 2014 to 70 in 2017,  
24 with the majority of cases attributed to parental substance abuse; and  
25

26 WHEREAS, the capacity for counties to continue to bear the lion's share of financial  
27 responsibility to address this crisis has been exhausted, as rising county contributions to the CPS  
28 system have far outpaced increases to the DCF Children and Family Aids allocation; and  
29



30 WHEREAS, maintaining sufficient resources for Wisconsin's child welfare system is  
31 critical to secure the safety and future of our most vulnerable children; and  
32

33 WHEREAS, Wisconsin's CPS system leaves significant gaps in state-level oversight for  
34 all counties, including the absence of caseload standards, no process for regular legislative  
35 evaluation and prioritization of CPS needs, and the absence of a legislative committee that provides  
36 regular policy guidance concerning CPS system issues such as adequate funding, performance,  
37 cost sharing and long-term stability; and  
38

39 WHEREAS, along with DMCPs, all eleven of Wisconsin's peer states with county-  
40 administered CPS systems have either adopted caseload standards for CPS caseworkers,  
41 completed thorough workload studies as a basis of determining funding needs, or otherwise have  
42 made significant recommendations related to keeping CPS workloads manageable; and  
43

44 WHEREAS, the children in Wisconsin's CPS system are too important to allow the current  
45 level of under resourcing, oversight gaps and, disparity of attention, while shifting the burden to  
46 property taxpayers.  
47

48 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
49 Supervisors does hereby request that the state of Wisconsin increase the Children and Family Aids  
50 Allocation to counties in the 2019-21 state biennial budget by \$30 million annually to cover a  
51 greater share of out-of-home care costs and increase staffing levels based on the caseload standards  
52 developed by the Wisconsin County Human Services Association (WCHSA) so Wisconsin's CPS  
53 system can meet its obligations; and  
54

55 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors urges  
56 the state of Wisconsin to close critical oversight gaps by creating legislative mechanisms to review  
57 the CPS resource needs of all counties as part of the biennial budget process and ensure an  
58 appropriate committee provide ongoing policy guidance to respond to emerging CPS trends and  
59 ongoing system needs; and  
60

61 BE IT FURTHER RESOLVED that a copy of this resolution be sent to Governor Scott  
62 Walker, Department of Children and Families Secretary Eloise Anderson, Department of  
63 Administration Secretary Ellen Nowak, and area legislators.

Dated this 8th day of November 2018.

Respectfully submitted by the Human Services Board.

FISCAL IMPACT: None.

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.

APPROVED: Bob Ziegelbauer, County Executive.

Planning and Park Committee: Supervisor Dyzak gave a brief report.

Supervisor Dyzak moved, seconded by Supervisor Behnke to adopt Resolution 4 (2018/2019-51) Adopting Manitowoc County Planning and Zoning Department Fee Schedule. Upon vote, the motion carried unanimously.

No. 2018/2019 - 51

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

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Code § 4.13(2) provides that the fees that the Planning  
2 and Zoning Department is authorized to charge must be set by County Board resolution and  
3 reviewed annually by the Planning and Park Commission; and  
4

5 WHEREAS, the Manitowoc County Planning and Park Commission has reviewed the  
6 Planning and Zoning Department fee schedule and recommends that it be adjusted; and  
7

8 WHEREAS, a copy of the proposed Planning and Zoning Department fee schedule has  
9 been provided to the County Board;  
10

11 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
12 Supervisors approves the proposed Planning and Zoning Department Fee Schedule to be effective  
13 January 1, 2019, and directs that a copy of the fee schedule be included as an appendix to  
14 Manitowoc County Code Chapter 4, Finances.

Dated this 8th day of November 2018.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: Indeterminable.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Dyzak moved, seconded by Supervisor Hoffman to adopt Resolution 5 (2018/2019-52) Authorizing County Conservation Aids Grant Application. Upon vote, the motion carried unanimously.

No. 2018/2019 - 52

**RESOLUTION AUTHORIZING COUNTY CONSERVATION AIDS  
GRANT APPLICATION**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Planning and Zoning Department wishes to complete  
2 upgrades to the park system including the construction of a picnic shelter at the Long Lake boat  
3 launch, repair of the driveway at the Cedar lake boat launch, and controlling nuisance and invasive  
4 weeds along the Devil's River State Trail; and

5  
6 WHEREAS, the Manitowoc County Planning and Zoning Department has identified a total  
7 cost of \$20,000.00 for these projects; and

8  
9 WHEREAS, the Wisconsin Department of Natural Resources (WDNR) has grant funding  
10 available through the County Conservation Aids (CCA) program specifically for the installation  
11 of fish and game projects under Wis. Stat. § 23.09(12); and

12  
13 WHEREAS, the CCA grant program may reimburse fifty percent of the total project cost  
14 for eligible projects; and

15  
16 WHEREAS, the Planning and Park Commission held a public hearing on October 22, 2018  
17 to consider the grant application and recommends the Planning and Zoning Department pursue the  
18 available grants under the CCA program;

19  
20 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
21 Supervisors authorizes the Planning and Zoning Director or his designee to apply for CCA grants  
22 from the WDNR in the total amount of up to \$10,000.00; and

Dated this 8th day of November 2018.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: Increases State Conservation Aid by an amount of the grant award up to  
\$10,000 and an associated expense account by an equal amount.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Dyzak moved, seconded by Supervisor Maresh to adopt Resolution 6 (2018/2019-53)  
Authorizing Recreational Trail Grant Application. Upon vote, the motion carried unanimously.

No. 2018/2019 - 53

**RESOLUTION AUTHORIZING RECREATIONAL TRAIL GRANT  
APPLICATION**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

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

4 WHEREAS, the Department of Natural Resources, the Department of Transportation, and  
5 the Manitowoc County Planning and Park Commission have determined that development of a  
6 public recreational trail (Devils River State Trail) on an abandoned railroad right-of-way in  
7 Manitowoc County has a high priority; and  
8

9 WHEREAS, the total cost for additional improvements of the Devils River State Trail to  
10 develop a recreational trail master plan, engineering study of the Francis Creek bridges and  
11 conduct trail maintenance will be approximately \$90,000; and  
12

13 WHEREAS, the projects may take up to two years to complete; and  
14

15 WHEREAS, Manitowoc County now has the opportunity to request an additional \$45,000  
16 grant from the Department of Transportation, and the State of Wisconsin; and  
17

18 WHEREAS, the County Board has previously approved the development of this  
19 recreational trail, and the Planning and Park Commission recommends that Manitowoc County  
20 apply for these additional grant and matching funds;  
21

22 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
23 Supervisors authorizes the Director of the Planning and Zoning Department to apply for and accept  
24 Department of Natural Resources grant in an amount of up to \$45,000 in matching funds from the  
25 State of Wisconsin for the development of a public recreational trail master plan, engineering study  
26 and to provide for maintenance on the Devils River Trail in Manitowoc County; and  
27

28 BE IT FURTHER RESOLVED that the County Executive, the County Clerk and the  
29 Director of the Planning and Zoning Department are authorized to execute such papers and to take  
30 other action as necessary to accept the grant, direct and complete the project; and  
31

32 BE IT FURTHER RESOLVED that Manitowoc County will comply with state and federal  
33 rules for the grant program; will be responsible for updating plans and monitoring ongoing  
34 operations; will obtain written approval from the Wisconsin Department of Natural Resources  
35 before making changes in the project; and will maintain a record of expenditures; and  
36

37 BE IT FURTHER RESOLVED that revenues and expenses in the Planning and Park  
38 budgets are amended by the amount of any grant award approved by the State of Wisconsin, and  
39 the Comptroller/Auditor is directed to record such information in the official books of the County  
40 for the year ending December 31, 2018 with carryover to 2019 as may be required.

Dated this 8th day of November 2018.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: Fiscal Impact: No tax levy impact. Increases revenues and expenses by  
like amounts. Utilizes funds budgeted for in the Parks Department budget.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Dyzak moved, seconded by Supervisor Holschbach to enact Ordinance 7 (2018/2019-54) Amending Manitowoc County Code Ch. 12 (Subdivision Regulation). Upon vote, the motion carried unanimously.

No. 2018/2019 - 54

**ORDINANCE AMENDING MANITOWOC COUNTY CODE CH. 12  
(Subdivision Regulation)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the subdivision or division of land in Manitowoc County, outside of  
2 incorporated areas, is regulated by the Manitowoc County Subdivision Regulations, and  
3

4 WHEREAS, the Subdivision Ordinance was codified by Ordinance No. 88/89-117  
5 effective November 23, 1988; and  
6

7 WHEREAS, amendments must be made to the Subdivision Ordinance from time-to-time  
8 to keep the policies current, reflect current practice, and address new issues and circumstances;  
9 and  
10

11 WHEREAS, the tax listing office has requested that the combination of two or more parcels  
12 may be required in order to improve the accuracy and accountability of parcel mapping throughout  
13 the county; and  
14

15 WHEREAS, the Planning and Park Commission, after providing the required notice, held  
16 a public hearing on the proposed amendments to the Subdivision Ordinance on October 22, 2018;  
17 and  
18

19 WHEREAS, the Planning and Park Commission, after a careful consideration of testimony  
20 and an examination of the facts, recommends approval of the following amendments to the  
21 Subdivision Ordinance;  
22

23 NOW, THEREFORE, the County Board of Supervisors of the County of Manitowoc does  
24 ordain as follows:  
25

26 Manitowoc County Code § 12.01(3)(c) is created to read as follows:  
27

28 (c) Land Combination. Any combination of one or more lots or parcels as defined in  
29 this Subdivision Regulation Ordinance.  
30

31 Manitowoc County Code §§ 12.01(3)(c) and (d) are renumbered to reflect the insertion of the  
32 new § 12.01(3)(c) as follows:  
33

34 Manitowoc County Code § 12.01(c) is renumbered as § 12.01(d).  
35

Manitowoc County Code § 12.01(d) is renumbered as § 12.01(e).

The following definitions in Manitowoc County Code § 12.02 (Definitions) are amended to read as follows:

“Certified Survey Map” means a map ~~of a lot split or combine~~ prepared in accordance with Wis. Stat. § 236.34.

“Subdivision” means a division of a lot, parcel, or tract of land by the owner thereof or his agent for the purpose of sale or of building development, where:

- (a) The act of division creates five (5) or more ~~parcels or building sites~~ lots of 1.5 acres each or less in area; or
- (b) Five (5) or more ~~parcels or building sites~~ lots of 1.5 acres each or less in area are created by successive divisions within a period of five (5) years.

Manitowoc County Code § 12.02 (Definitions) is amended to create the following definitions:

“Combination” means the act of creating a single lot out of two (2) or more parcels or lots of record.

“Lot” means a contiguous tract of land with defined boundaries.

“Parcel” means a tract of land which is identified by a tax identification number.

Manitowoc County Code § 12.08 is created to read as follows:

#### 12.08 Land Combinations

- (1) A certified survey map shall be required to combine two (2) or more existing parcels or lots of record into a single lot that is fifteen (15) acres or less in size.
- (2) Notwithstanding § 12.08(1) of this Subdivision Regulation Ordinance, a certified survey map shall be required for the combination of any lot or parcel that includes land in an existing certified survey map or subdivision, regardless of the size of the combined lot or parcel.

Manitowoc County Code §§ 12.08 thru 12.13 are renumbered to reflect the insertion of the new § 12.08 as follows:

Manitowoc County Code § 12.08 is renumbered as § 12.09.

Manitowoc County Code § 12.09 is renumbered as § 12.10.

82 Manitowoc County Code § 12.10 is renumbered as § 12.11.

83  
84 Manitowoc County Code § 12.11 is renumbered as § 12.12.

85  
86 Manitowoc County Code § 12.12 is renumbered as § 12.13.

87  
88 Manitowoc County Code § 12.13 is renumbered as § 12.14.

89  
90 and

91 BE IT FURTHER ORDAINED that this ordinance shall be effective upon publication.  
92

Dated this 8th day of November 2018.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Dyzak moved, seconded by Supervisor Gauger to enact Ordinance 8 (2018/2019-55) Amending Zoning Map (Lyle Miller Estate). Upon vote, the motion carried unanimously.

No. 2018/2019 - 55

**ORDINANCE AMENDING ZONING MAP**  
(Lyle Miller Estate)

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 22, 2018; 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  
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 part of the SW¼ of the NW¼ of Section 29, Town 20 North,  
12 Range 21 East, Town of Maple Grove, Manitowoc County, Wisconsin, described as follows:  
13

14 Commencing at the W 1/4 corner of said Section 29; Thence N 01°53'08" W, 350.39 feet  
15 along the west line of the NW 1/4 of said Section 29 to the point of beginning; Thence  
16 continuing N 01°53'08" W, 516.12 feet along said west line; Thence N 88°41'54" E, 422.01

17 feet; Thence S 01°53'08" W, 516.12 feet; Thence S 88°41'54" W, 422.01 feet to the point  
18 of beginning, said parcel containing approximately 217,807 square feet (5.00 acres) of land  
19 more or less and is hereby rezoned from Large Estate (LE) District to Small Estate (SE)  
20 District.

Dated this 8th day of November 2018.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Public Safety Committee: Supervisor Vogel moved, seconded by Supervisor Falkowski moved to adopt Resolution 9 (2018/2019-56) Supporting Request for Additional Assistant District Attorney. Upon discussion and vote, the motion carried unanimously.

No. 2018/2019 - 56

**RESOLUTION SUPPORTING REQUEST FOR ADDITIONAL  
ASSISTANT DISTRICT ATTORNEYS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County is currently allotted a total of 5 full-time equivalent  
2 prosecutors, including the District Attorney's position, to cover all criminal, juvenile, and traffic  
3 cases in Manitowoc County; and  
4

5 WHEREAS, a caseload analysis completed by the Legislative Audit Bureau shows that  
6 Manitowoc County needs an additional 4.71 prosecutors in the District Attorney's office to meet  
7 the existing workload; and  
8

9 WHEREAS, the District Attorney has included funding for an additional two Assistant  
10 District Attorneys in her office as part of her state budget request for 2019-2021;  
11

12 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
13 Supervisors supports the District Attorney's request for funding for an additional prosecutors; and  
14

15 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors directs  
16 the Manitowoc County Clerk to send a copy of this resolution to our State Legislators and to  
17 Governor Scott Walker.

Dated this 8th day of November 2018.



Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: None.

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.

Transportation Coordinating Committee: Supervisor Baumann gave a brief report.

Finance Committee: Supervisor Hansen moved, seconded by Supervisor Baumann to adopt Resolution 1 Adopting 2019 Budget and Property Levy.

Amendment 1: Supervisor Falkowski moved, seconded by Supervisor Zimmer to suspend County Board rule # 21 that would remove the limit of the number of times a supervisor could speak to the amendments or to the resolution.

Upon discussion and vote, the motion failed with 15 noes, and 8 ayes. Supervisors Behnke, Brunner, Falkowski, Gauger, Geimer, Gerroll, Swade, and Zimmer voted aye; all other supervisors voted no.

Amendment 2: Chairperson Brey moved, seconded by Supervisor Hoffman to amend the 2019 proposed County Board activity expense budget by adding \$9,850 for the purpose of purchasing IPAD's for County Board members.

Upon discussion and vote, the motion passed with 13 ayes, and 10 noes. Supervisors Baumann, Behnke, Cavanaugh, Dyzak, Falkowski, Gauger, Gerroll, Muench, Nickels, and Zimmer voted no; all other supervisors voted aye.

Amendment 3: Supervisor Gerroll moved, seconded by Supervisor Dyzak to amend the proposed 2019 budget by removing \$422.00 designated for the Chamber of Commerce membership.

Upon discussion and vote, the motion failed with 11 ayes and 12 noes. Supervisors Behnke, Cavanaugh, Dyzak, Falkowski, Gauger, Gerroll, Hoffman, Nickels, Muench, Williams, and Zimmer voted aye; all other supervisors voted no.

Amendment 4: Supervisor Behnke moved, seconded by Supervisor Gerroll to amend the proposed 2019 budget by removing \$60,000 designated for Progress Lakeshore.

Upon discussion and vote, the motion failed with 9 ayes and 14 noes. Supervisors Behnke, Cavanaugh, Dyzak, Falkowski, Gauger, Gerroll, Muench, Williams, and Zimmer voted aye; all other supervisors voted no.

Discussion followed on the main resolution as amended. Upon vote on Resolution 1 (2018/2019-57 Adopting 2019 Budget and Property Levy as amended, the motion carried with 16 ayes and 7 noes. Supervisors Behnke, Cavanaugh, Dyzak, Falkowski, Gauger, Gerroll, and Williams voted no; all other supervisors voted aye.

No. 2018/2019 - 57

## **RESOLUTION ADOPTING 2019 BUDGET AND PROPERTY LEVY**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a detailed copy of the County Executive's proposed 2019 annual budget has  
2 been made available to each county supervisor and to the general public; and  
3

4 WHEREAS, the proposed 2019 annual budget was presented to the Manitowoc County  
5 Board of Supervisors at its meeting on October 9, 2018; and  
6

7 WHEREAS, formal publication of a budget summary and announcement of a public hearing  
8 was made in accordance with Wis. Stat. § 65.90 and Wis. Stat. ch. 985 in the Manitowoc Herald  
9 Times Reporter on October 7, 2018; and  
10

11 WHEREAS, a public hearing on the proposed 2019 annual budget was held for the purpose  
12 of obtaining public input and the proposed 2019 annual budget was reviewed by the Manitowoc  
13 County Board of Supervisors at its annual meeting on October 29, 2018; and  
14

15 WHEREAS, the proposed 2019 annual budget includes performance based increases for the  
16 Manitowoc County pay plan pursuant to Manitowoc County Code §§ 5.02(3)(c), (d) and (e); and  
17

18 WHEREAS, Manitowoc County Code § 5.02(4) allows the wage schedule to be adjusted  
19 each year by action of the county board so that it remains competitive with the market; and  
20

21 WHEREAS, the Wisconsin Department of Revenue has calculated the applicable increase  
22 in the consumer price index as of October 1, 2018 to be 2.05%; and  
23

24 WHEREAS, a 1.0% increase in the wage schedule will assist in maintaining a competitive  
25 wage schedule; and  
26

27 WHEREAS, employees below midpoint who meet or exceed job requirements (i.e. receive  
28 a cumulative score of 1.75 or greater on their employee evaluation) are eligible for a step increase;  
29 and  
30

31 WHEREAS, employees at or above midpoint who exceed job requirements (i.e. receive a  
32 cumulative score of between 2.01 and 2.74 on their employee evaluation) will receive a 1.0%  
33 increase; and  
34

35 WHEREAS, employees at or above midpoint whose performance exceeds the proficient  
36 performance level (i.e. receive a cumulative score of 2.75 or greater on their employee evaluation)  
37 will receive a 2.0% increase; and  
38

WHEREAS, employees at or above maximum who exceed job requirements (i.e. receive a cumulative score of between 2.01 and 2.74 on their employee evaluation) will receive a 1.0% increase, paid to them per pay period for the following year; and

WHEREAS, employees at or above maximum whose performance exceeds the proficient performance level (i.e. receive a cumulative score of 2.75 or greater on their employee evaluation) will receive a 2.0% increase, paid to them per pay period for the following year; and

WHEREAS, due to the success of the performance management plan that was put into place in 2013, an increasing number of employees are reaching the maximum of their wage band; and

WHEREAS, increasing the maximum of each wage band by 10% will allow employees reaching maximum of the wage band an opportunity for continued salary progression; and

WHEREAS, a resolution will be presented in 2018 to the County Board to authorize the borrowing of approximately \$6,210,000 for road construction, maintenance, and bridge repair and \$292,500 for recycling equipment and machinery;

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, 2019 as indicated in the attached 2019 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	\$	726.63
County Aid Bridges (Wis. Stat. § 82.08)	\$	279,428.00
Illegal Real Estate Taxes Charged Back (Prior Year)	\$	4,999.45
<u>All Other County Taxes</u>	<u>\$</u>	<u>30,213,091.55</u>
Gross County Tax Levy	\$	30,498,245.63

and

BE IT FURTHER RESOLVED that Manitowoc 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 Manitowoc County shall enter in the Tax Apportionment, State Special Charges for Charitable and Penal purposes, as follows:

<u>Court Related Proceedings –</u>	<u>\$726.63</u>
Total	\$726.63

and

84 BE IT FURTHER RESOLVED that Manitowoc County Officials are hereby directed to  
85 reapportion the illegal real estate taxes charged back in the amount of \$4,999.45; and  
86

87 BE IT FURTHER RESOLVED that the 2019 annual budget in detail hereto attached shall  
88 be made a part of the Tax Levy; and  
89

90 BE IT FURTHER RESOLVED that the wage schedule is increased by 1.0% as of December  
91 30, 2018 and all employees at or below maximum receive a 1.0% increase as of December 30,  
92 2018; and  
93

94 BE IT FURTHER RESOLVED that the maximum of each wage band on the wage schedule  
95 be increased by 10% as of December 30, 2018; and  
96

97 BE IT FURTHER RESOLVED that the performance based increases included in the 2019  
98 annual budget will be granted pursuant to Manitowoc County Code §§ 5.02(3)(c), (d) and (e) as  
99 follows:  
100

101 (1) Employees below midpoint who meet or exceed job requirements (i.e. receive a  
102 cumulative score of 1.75 or greater on their employee evaluation) are eligible for a  
103 step increase; and  
104

105 (2) Employees at or above midpoint who exceed job requirements (i.e. receive a  
106 cumulative score of between 2.01 and 2.74 on their employee evaluation) will  
107 receive a 1.0% increase; and  
108

109 (3) Employees at or above midpoint whose performance exceeds the proficient  
110 performance level (i.e. receive a cumulative score of 2.75 or greater on their  
111 employee evaluation) will receive a 2.0% increase; and  
112

113 (4) Employees at or above maximum who exceed job requirements (i.e. receive a  
114 cumulative score of between 2.01 and 2.74 on their employee evaluation) will  
115 receive a 1.0% increase, paid to them per pay period for the following year; and  
116

117 (5) Employees at or above maximum whose performance exceeds the proficient  
118 performance level (i.e. receive a cumulative score of 2.75 or greater on their  
119 employee evaluation) will receive a 2.0% increase, paid to them per pay period for  
120 the following year; and  
121

122 BE IT FURTHER RESOLVED that the Comptroller/Auditor is authorized to make any  
123 technical corrections to the budget that are necessary.

Dated this 8th day of November 2018.

Respectfully submitted by the Finance Committee.

**FISCAL IMPACT:** Requires a composite tax levy and rate, based upon the budget book as printed, as follows:

Tax Levy of \$30,498,245.63

Composite Tax Rate of \$5.780234 per \$1,000 of equalized value.

**APPROVED:** Bob Ziegelbauer, County Executive.

Adjournment: Supervisor Gerroll moved to adjourn, seconded by Supervisor Baumann, and the motion was adopted by acclamation. The meeting adjourned at 9:42 p.m.

Respectfully submitted,  
Lois Kiel, Manitowoc County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

Monday, November 26, 2018

6:33 P.M.

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at The Heritage Center, in the City of Manitowoc, being the 26<sup>th</sup> day of November 2018, for the purpose of transacting business as a Board of Supervisors.

Chairperson Brey called the meeting to order at 6:33 p.m.

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

Roll call: 25 members present: Baumann, Behnke, Brey, Brunner, Cavanaugh, Dyzak, Falkowski, Gauger, Geimer, Gerroll, Hansen, Henrickson, Hoffman, Holschbach, Maresh, Metzger, Muench, Neils, Nickels, Swade, Vogel, Vogt, Wagner, Williams, and Zimmer.

On a motion by Supervisor Behnke, seconded by Supervisor Baumann the November 26, 2018 meeting minutes were approved on a unanimous vote.

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

PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Chairperson Brey declared public comment open at 6:36 p.m.

Peter Wills, Executive Director of Progress Lakeshore, supported keeping the \$60,000 for Progress Lakeshore in the proposed 2019 budget resolution. We want the county to work with us and help support the companies that are looking to come here. Progress Lakeshore's goal is to retain, grow and attract economic development.

Mike Havlinek, Town of Rockland, opposed the three budget amendments presented on the agenda. The additions to the budget would be frivolous spending and are not needed.

Will Casey, member of Progress Lakeshore, supported keeping the \$60,000 for Progress Lakeshore in the proposed 2019 budget resolution. Out of 72 counties, Manitowoc is the only one projected to have a decline in population over the next few years. Every other county is growing substantially because they have economic development. Our county needs economic development to grow.

Andy Mleziva, member of Progress Lakeshore and business owner, supported keeping the \$60,000 for Progress Lakeshore in the proposed 2019 budget resolution. He has seen companies come and go, more so go. As a machine shop owner, when companies leave it could hurt his business along with his employee's livelihood. Right now he knows his workers live in and support the community. They all want to continue doing so. Please keep an open mind and help grow our community.

Vickie Seehafer, member of the Progress Lakeshore and business owner, stated she has two children who moved back to the area because they love it here. We want our young people to come back to here and help with the economic development. It is important that we all work together to make this community a place where young people want to live and grow.

Greg Jagemann, member of Progress Lakeshore, supported keeping the \$60,000 for Progress Lakeshore in the proposed 2019 budget resolution. He left another community with great economic development to move back home. He wants to see a thriving downtown and economic growth in this community.

Maura Yost, Town of Centerville, spoke in support of a 0.5% sales tax versus the constant borrowing that seems to be the trend of Manitowoc County.

No one else present wished to speak, subsequently Chairperson Brey closed public input at 7:10 p.m.

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

Chairperson Jim Brey - Discussion and Possible Action to overturn County Executive's line item vetoes of Resolution No. 2018/2019-57 Adopting 2019 Budget and Property Levy and such other Action as may be necessary to adopt a 2019 Budget.

Supervisor Hoffman moved, seconded by Supervisor Holschbach to override the County Executive's line item veto of the iPads for the County Board members in the amount of \$9,850 to Resolution No. 2018/2019-57 Adopting 2019 Budget and Property Levy. Upon discussion and vote, the motion failed with 11 ayes and 14 noes. Supervisors Baumann, Behnke, Cavanaugh, Dyzak, Falkowski, Gauger, Gerroll, Henrickson, Maresh, Muench, Neils, Wagner, Williams, and Zimmer voted no; all other supervisors voted aye.

Supervisor Henrickson moved, seconded by Supervisor Baumann to override the County Executive's line item veto for the Chamber of Commerce Membership in the amount of \$422 to Resolution No. 2018/2019-57 Adopting 2019 Budget and Property Levy. Upon discussion and vote, the motion carried with 18 ayes and 7 noes. Supervisors Dyzak, Falkowski, Gauger, Gerroll, Maresh, Wagner, and Zimmer voted no; all other supervisors voted aye.

Supervisor Holschbach moved, seconded by Supervisor Metzger to override the County Executive's line item veto for the Progress Lakeshore Membership in the amount of \$60,000 to Resolution No. 2018/2019-57 Adopting 2019 Budget and Property Levy. Upon discussion and vote, the motion failed to receive 2/3 of Full Membership votes with 14 ayes and 11 noes. Supervisors Behnke, Cavanaugh, Dyzak, Falkowski, Gauger, Gerroll, Maresh, Muench, Wagner, Williams, and Zimmer voted no; all other supervisors voted aye.

Adjournment: Supervisor Dyzak moved to adjourn, seconded by Supervisor Muench, and the motion was adopted by acclamation. The meeting adjourned at 8:16 p.m.

Respectfully submitted,  
Lois Kiel, Manitowoc County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

Tuesday, December 18, 2018

6:30 P.M.

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at The Heritage Center, in the City of Manitowoc, being the 18<sup>th</sup> day of December 2018, for the purpose of transacting business as a Board of Supervisors.

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

Supervisor Hansen gave the invocation, followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 22 members present: Baumann, Behnke, Brey, Brunner, Cavanaugh, Dyzak, Falkowski, Gauger, Geimer, Gerroll, Hansen, Hoffman, Maresh, Muench, Neils, Nickels, Swade, Vogel, Vogt, Wagner, Williams, and Zimmer. Supervisors Henrickson, Holschbach, and Metzger were excused.

On a motion by Supervisor Behnke, seconded by Supervisor Baumann the November 26, 2018 meeting minutes were approved on a unanimous vote.

The Chairperson Brey announced there were no changes to the agenda.

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS

County Executive Bob Ziegelbauer and County Chairperson Brey presented a Proclamation Proclaiming the month of January 2019 as Mentoring Month for Big Brothers Big Sisters to Joel Evenson, Executive Director BBBS of Manitowoc County. Mr. Evenson thanked the board for the proclamation. He informed the public that the Valders Area School District and Mishicot School District have an in-school BBBS program. The program involved high school students having been paired with elementary school students. It has been very successful program. He was happy to announce that Lincoln High School has joined the program. Currently there are 40 high school students that would be paired with elementary students.

Peter Conrad, Corporation Counsel, gave a presentation on Public Records and Opening Meeting Laws.

Lois Kiel, County Clerk, gave her resignation to the County Board. She thanked the Board for allowing her to serve as their County Clerk.

PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Chairperson Brey declared public comment open at 7:10 p.m.



Robert Dewane, Manitowoc County Circuit Court Judge Branch 3, spoke in favor of the resolution addressing the need for a fourth Circuit Court Judge in Manitowoc County. Manitowoc County is at a crisis point in terms of caseloads. An approved resolution is the first step in the process to request a fourth Circuit Court Judge.

Jon Bellows, District Court Administrator for the Supreme Court of WI-Fourth Judicial District, spoke in favor of adding a fourth Circuit Court Judge to Manitowoc County's court system. A study was conducted in 2017, which indicates Manitowoc County Circuit Court caseload has a current need for 5.17 judicial officials. Currently Manitowoc County has 3 circuit court judges and 1.25 court commissioners. An additional circuit court judge is in the best interest for Manitowoc County to provide an effective and efficient judiciary system.

Maura Yost, Town of Centerville, wished everyone a happy holiday season and congratulated County Clerk Lois Kiel on her retirement. She spoke about the resolutions regarding the land purchases on the agenda. She believed an appraisal should be acquired before the resolutions would be taken to a vote. The assets from these sales would not reduce the indebtedness created by Manitowoc County through the years of bonding.

No one else present wished to speak, subsequently Chairperson Brey closed public input at 7:26 p.m.

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

Chairperson Jim Brey - Discussion and Action to Remove Resolution Approving Sale of County Property to Dan Buck for the Sum of \$560,880.00 from the table.

Supervisor Gerroll moved, seconded by Supervisor Dyzak to remove Resolution Approving Sale of County Property to Dan Buck for the Sum of \$560,880.00 from the table. Upon vote, the motion carried with 13 ayes and 9 noes. Supervisors Baumann, Brey, Brunner, Geimer, Hansen, Hoffman, Nickels, Vogel, and Williams voted no; all other supervisors voted aye.

Supervisor Behnke moved, seconded by Supervisor Gerroll to amend Resolution Approving Sale of County Property to Dan Buck for the Sum of \$560,880.00 – Amend line 39 to read, into the County's Economic Development Capital Projects Fund for the year ending December 31, 2018; Amend the fiscal impact to read, Increases the amount available in the County's Economic Development Capital Projects Fund by \$560,880. Upon discussion and vote, the motion carried with 15 ayes and 7 noes. Supervisors Brey, Geimer, Hansen, Neils, Nickels, Vogel, and Wagner voted no; all other supervisors voted aye.

Discussion took place on Amended Resolution Approving Sale of County Property to Dan Buck for the Sum of \$560,880.00.

Supervisor Hoffman moved, seconded by Supervisor Vogel to postpone Resolution Approving Sale of County Property to Dan Buck for the Sum of \$560,880.00 until an appraisal is acquired. Upon vote, the motion carried with 15 ayes and 7 noes. Supervisors Behnke, Dyzak, Falkowski, Gauger, Gerroll, Muench, and Zimmer voted no; all other supervisors voted aye.

#### APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Brey presented County Executive Ziegelbauer's appointment of James Knorr to the Board of Adjustment for the remainder of the term expiring July 2020. Supervisor Hoffman moved, seconded by Supervisor Baumann to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Brey presented County Executive Ziegelbauer's appointment of Keith Potter to the Expo-Ice Center Board for a three year term expiring December 31, 2021. Supervisor Gauger moved, seconded by Supervisor Swade to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Brey presented County Executive Ziegelbauer's appointment of Peggy Turnbull to the Manitowoc-Calumet Library System Board of Trustees for a three year term expiring January 2022. Supervisor Baumann moved, seconded by Supervisor Williams to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Brey presented County Executive Ziegelbauer's appointment of Kurt Carlson to the Veterans Service Commission for the remainder of the term expiring December 2019. Supervisor Gauger moved, seconded by Supervisor Zimmer to approve the appointment. Upon voice vote, the motion carried unanimously.

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

Board of Health: Supervisor Vogel gave a brief report.

Supervisor Vogel moved, seconded by Supervisor Nickels to adopt Resolution 1 (2018/2019-58) Adopting Health Department Fee Schedule (Effective 07/01/2019). Upon vote, the motion carried unanimously.

No. 2018/2019 - 58

#### **RESOLUTION ADOPTING HEALTH DEPARTMENT FEE SCHEDULE** (Effective 07/01/2019)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Health Department issues certain licenses and permits  
2 as an agent of various departments the State of Wisconsin; and  
3

4 WHEREAS, the Manitowoc County Board of Supervisors has authorized the Health  
5 Department to charge fees to defray the costs of providing these various licenses and permits; and  
6

7 WHEREAS, the Manitowoc County Code requires that all fees for licenses (other than  
8 animal licenses) and permits issued by the Health Department must be set by County Board  
9 resolution; and  
10

11 WHEREAS, the Board of Health believes that the Health Department Fee Schedule should  
12 be revised beginning July 1, 2019 and has provided a copy of the proposed Health Department Fee  
13 Schedule to the County Board;

14  
15 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
16 Supervisors approves the proposed Health Department Fee Schedule, a copy of which is to be  
17 included as an appendix to Manitowoc County Code Chapter 7, Public Health.

Dated this 18th day of December 2018.

Respectfully submitted by the Board of Health.

FISCAL IMPACT: Indeterminable.

APPROVED: Bob Ziegelbauer, County Executive.

Expo-Ice Center Board: Supervisor Gauger gave a brief report.

Finance Committee: Supervisor Hansen gave a brief report.

Highway Committee: Supervisor Behnke gave a brief report.

Human Services Board: Supervisor Cavanaugh gave a brief report.

Land Conservation Committee: Supervisor Wagner gave a brief report.

Personnel Committee: Supervisor Maresh gave a brief report.

Supervisor Maresh moved, seconded by Supervisor Behnke to adopt Resolution 2 (2018/2019-59)  
Amending Employee Policy Manual to Repeal Section 6 (Evaluation) and Amend Section 26  
(Travel Policy). Upon vote, the motion carried unanimously.

No. 2018/2019 - 59

**RESOLUTION AMENDING EMPLOYEE POLICY MANUAL TO  
REPEAL SECTION 6 (EVALUATION) AND AMEND SECTION 26  
(TRAVEL POLICY)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County has authorized an Employee Policy Manual to establish  
2 uniform personnel policies and procedures; and  
3

4 WHEREAS, Section 6 (Evaluation) was intended to provide guidelines regarding the  
5 evaluation of employee performance; and  
6

7 WHEREAS, § 26.20 (Vehicle Allowances) was intended to provide guidelines regarding  
8 the provision of a vehicle allowance in lieu of mileage reimbursement for certain employees; and  
9

10 WHEREAS, amendments must be made to the Employee Policy Manual from time-to-time  
11 to keep policies current, reflect current practice, and address new issues and circumstances; and  
12

13 WHEREAS, recent amendments to the Employee Policy Manual address the issue of  
14 employee evaluation which renders Section 6 obsolete; and  
15

16 WHEREAS, no current employee uses § 26.20 for a vehicle allowance in lieu of mileage,  
17 rendering that section obsolete; and  
18

19 WHEREAS, repealing § 26.20 streamlines the process of mileage reimbursement for all  
20 employees to be consistent with Section §26.07 (Mileage Reimbursement);  
21

22 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
23 Supervisors amends the Employee Policy Manual to repeal Section 6 in its entirety; and  
24

25 BE IT FURTHER RESOLVED that Section 26 of the Employee Policy Manual is amended  
26 to remove § 26.20 in its entirety as follows:  
27

28 ~~26.20 Vehicle Allowances~~  
29

30 ~~The positions of Sheriff, Inspector, Highway Commissioner, and Road Superintendent are~~  
31 ~~permitted a vehicle allowance in lieu of mileage reimbursement. Vehicle allowances are~~  
32 ~~paid monthly.~~  
33

34 ~~The positions of Highway Commissioner and Road Superintendent are required to drive~~  
35 ~~four wheel drive vehicles.~~

36 ~~Each person who receives a vehicle allowance must, on or before July 15 of each year,~~  
37 ~~report the number of miles traveled annually, beginning July 1 of the preceding year and~~  
38 ~~ending June 30 of the current year, to his or her standing committee and to the Personnel~~  
39 ~~Committee.~~  
40

41 ~~The vehicle allowance for the position of Inspector will be calculated annually by~~  
42 ~~multiplying the average annual miles reported for the preceding three year period by the~~  
43 ~~IRS rate for the year in which the allowance is to be paid.~~  
44

45 ~~The vehicle allowance for the positions of Highway Commissioner and Road~~  
46 ~~Superintendent will be calculated annually by multiplying the average annual miles~~  
47 ~~reported for the preceding three year period by the IRS rate for the year in which the~~  
48 ~~allowance is to be paid plus 4 cents per mile. The additional four cents is allowed due to~~

49 ~~the requirement that the Highway Commissioner and Road Superintendent drive four~~  
50 ~~wheel drive vehicles.~~

51  
52 ~~The vehicle allowance for Sheriff must be calculated prior to the first day that candidates~~  
53 ~~for the elected office of Sheriff are able to take out papers for the next term. The vehicle~~  
54 ~~allowance for the first year of the Sheriff's term will be calculated by multiplying the~~  
55 ~~average annual miles reported for the preceding three year period (Base Miles) by the IRS~~  
56 ~~rate in effect at the time the allowance is calculated (Base Rate) plus two cents per mile.~~  
57 ~~The vehicle allowance for the second year of the Sheriff's term will be calculated by~~  
58 ~~multiplying the Base Miles by the Base Rate plus four cents per mile. The vehicle~~  
59 ~~allowance for the third year of the Sheriff's term will be calculated by multiplying the Base~~  
60 ~~Miles by the Base Rate plus six cents per mile. The vehicle allowance for the fourth year~~  
61 ~~of the Sheriff's term will be calculated by multiplying the Base Miles by the Base Rate~~  
62 ~~plus 8 cents per mile. The fourth year vehicle allowance will continue for ensuing terms~~  
63 ~~unless changed by the County Board in accordance with Wisconsin law.~~

Dated this 18th day of December 2018.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Maresh moved, seconded by Supervisor Baumann to adopt Resolution 3 (2018/2019-60) Eliminating Section 9 and Repealing and Recreating Section 7 of the Employee Policy Manual. Upon vote, the motion carried unanimously.

No. 2018/2019 - 60

**RESOLUTION ELIMINATING SECTION 9 AND REPEALING AND  
RECREATING SECTION 7 OF THE EMPLOYEE POLICY MANUAL**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County has authorized an Employee Policy Manual to establish  
2 uniform personnel policies and procedures; and  
3

4 WHEREAS, Section 7 (Investigation and Disciplinary Action) was intended to provide  
5 guidelines regarding the investigation and discipline of certain employees; and  
6

7 WHEREAS, Section 9 (Termination) was intended to provide guidelines regarding the  
8 termination of certain employees; and  
9

10 WHEREAS, amendments must be made to the Employee Policy Manual from time-to-time  
11 to keep policies current, reflect current practice, and address new issues and circumstances; and

WHEREAS, repealing and recreating the current Section 7 of the Employee Policy Manual updates Manitowoc County's procedures and policies regarding employee discipline so that such procedures and policies are consistent with the rest of the Employee Policy Manual; and

WHEREAS, the proposed employee discipline policy ensures a fair and objective investigation is conducted when an allegation of employee misconduct is made; and

WHEREAS, the proposed employee discipline policy ensures that all disciplinary action must be reviewed and approved by the Personnel Director and Corporation Counsel prior to disciplinary action being imposed; and

WHEREAS, the proposed Section 7 along with other recent amendments to the Employee Policy Manual address the issue of employee termination which renders Section 9 obsolete;

NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors repeals the existing Section 7 (Investigation and Disciplinary Action) of the Employee Policy Manual and reenacts it to read as follows:

Section 7  
EMPLOYEE DISCIPLINE

7.01 Definitions

7.02 Applicability

7.03 Evaluation of Whether Discipline is Appropriate

7.04 Required Notification of Employee

7.01 Definitions

The definitions in § 14.02 of the Employee Policy Manual shall apply to this Section 7.

7.02 Applicability

Except for the following employee classifications, this Section 7 of the Employee Policy Manual is applicable to all regular full-time and regular part-time employees as defined in § 4.10 of this Employee Policy Manual. This Section 7 does not apply to the following classifications of employees:

(1) Department directors appointed by the county executive pursuant to Wis. Stat. § 59.17(2)(br);

(2) Circuit court commissioners appointed pursuant to Wis. Stat. § 757.68;

(3) Register in probate appointed pursuant to Wis. Stat. § 851.71(1); and

(4) Corporation counsel appointed pursuant to Wis. Stat. § 59.42(1)(b).

58  
59 7.03 Evaluation of Whether Discipline is Appropriate  
60

- 61 (1) Employees may be disciplined for reasons that include, but are not limited to a  
62 violation of state or federal law, the Manitowoc County Code, department work  
63 rules, this Employee Policy Manual, or other Manitowoc County policy or safety  
64 rule.  
65
- 66 (2) Department Directors are responsible for ensuring that a fair and objective  
67 investigation into allegations of misconduct is conducted. If disciplinary action is  
68 to be recommended, the department director should be able to answer yes to each  
69 of the following questions:  
70
- 71 (a) Could the employee reasonably be expected to know the probable  
72 consequences of his or her conduct?  
73
- 74 (b) Is the rule or order that the employee allegedly violated reasonable?  
75
- 76 (c) Was a reasonable effort made to investigate whether the employee violated  
77 the rule or order?  
78
- 79 (d) Was the employee given an opportunity to respond to the alleged  
80 misconduct?  
81
- 82 (e) Did the investigation produce substantial evidence that the employee  
83 violated the rule or order?  
84
- 85 (f) Has the rule or order been applied reasonably and without discrimination?  
86
- 87 (g) Does the recommended discipline reasonably relate to either the seriousness  
88 of the offense or the employee's overall record?  
89
- 90 (3) A department director shall consult with the Personnel Director and Corporation  
91 Counsel before disciplining an employee. If the department director decides that  
92 an employee must be removed from duty immediately, the department director shall  
93 suspend the employee with pay until the matter can be reviewed.  
94
- 95 (4) If, after consultation between the department director, Personnel Director and  
96 Corporation Counsel, the recommendation for discipline is approved, the  
97 department director shall schedule an appointment with the employee.  
98

99 7.04 Required Notification of Employee  
100

101 The department director shall meet with the employee and advise the employee of the  
102 preliminary decision to discipline the employee and state the reasons for the proposed

discipline. If the employee is a member of a bargaining unit, the employee shall be allowed union representation in the interview.

The employee shall be given a final opportunity to provide any additional information that he or she would like considered before a final disciplinary decision is made. If, after listening to the employee's response, the department director believes the basis for discipline remains valid, the department director may discipline the employee.

All disciplinary action shall be reduced to writing. A copy of the disciplinary notice shall be given to the employee. The original disciplinary notice shall be forwarded to the Personnel Department for inclusion in the employee's personnel file.

Eligible employees shall be advised they have the right to appeal a discipline decision through the grievance procedure found in Section 14 of this Manitowoc County Policy Manual.

Employees with the power of arrest shall be advised that they have the right to appeal the discipline to the Manitowoc County Grievance Committee.

#### END OF SECTION

and

BE IT FURTHER RESOLVED that Section 9 (Termination) of the Manitowoc County Employee Policy Manual is hereby repealed in its entirety.

Dated this 18th day of December 2018.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Maresh moved, seconded by Supervisor Behnke to adopt Resolution 4 (2018/2019-61) Amending Employee Policy Manual to Amend Disclaimer and Add § 14.02 (Applicability). Upon vote, the motion carried unanimously.

No. 2018/2019 - 61

#### **RESOLUTION AMENDING EMPLOYEE POLICY MANUAL TO AMEND DISCLAIMER AND ADD § 14.02 (APPLICABILITY)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:



1 WHEREAS, Manitowoc County has authorized an Employee Policy Manual to establish  
2 uniform personnel policies and procedures; and  
3

4 WHEREAS, the Disclaimer contained in the introduction of the Employee Policy Manual  
5 provides the procedure by which the Employee Policy Manual may be amended; and  
6

7 WHEREAS, Section 14 (Employee Grievances) of the Employee Policy Manual provides  
8 Manitowoc County's policy regarding the procedure that must be used when an employee grieves  
9 a disciplinary matter; and  
10

11 WHEREAS, amendments must be made to the Employee Policy Manual from time-to-time  
12 to keep policies current, reflect current practice, and address new issues and circumstances; and  
13

14 WHEREAS, the proposed amendments to the Disclaimer reflects the current practice that  
15 the Personnel Committee uses to amend the Employee Policy Manual, which includes  
16 recommending changes to the County Board of Supervisors which ultimately adopts those changes  
17 as official policy; and  
18

19 WHEREAS, the addition of § 14.02 (Applicability) to the Employee Policy Manual  
20 clarifies which employee classifications have access to the grievance procedure and that the  
21 grievance procedure does not change the at-will status of employees;  
22

23 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
24 Supervisors amends the Disclaimer of the Employee Policy Manual to read as follows:  
25

26 The contents of this policy manual are presented as a matter of information only. The  
27 plans, policies and procedures described are not conditions of employment. Manitowoc  
28 County reserves the rights to modify, revoke, suspend, terminate, or change any or all  
29 such plans, policies, or procedures, in whole or in part, at any time with or without notice.  
30 The language that appears in this booklet is not intended to create, nor is it to be construed  
31 to constitute, a contract between Manitowoc County and any one or all of its employees  
32 or a guaranty of continued employment. Subject only to the grievance process provided  
33 in this policy manual, employment may be terminated at any time, with or without cause.  
34 This document has been reviewed and ~~approved~~recommended by the Personnel  
35 Committee and adopted as ~~County~~ County policy by the County Board. Any action of the County  
36 Board that conflicts with this policy manual shall automatically prevail over this manual.  
37 This manual shall be amended, when required, by recommendation of the Personnel  
38 Committee to the County Board in the same manner as adopted. Notwithstanding the  
39 above, for the purpose of maintaining this Employee Policy Manual, the Personnel  
40 Director is empowered to correct clerical and typographic errors in this Employee Policy  
41 Manual without the need to amend this Employee Policy Manual through a formal  
42 adoption process and shall report all such corrections to the Personnel Committee when  
43 such corrections have been completed; and  
44

45 BE IT FURTHER RESOLVED THAT the Manitowoc County Board of Supervisors  
46 amends the Manitowoc County Employee Policy Manual to create a new § 14.02 (Applicability)  
47 to read as follows:

48  
49 14.02 Applicability  
50

51 With the exception of those employee classifications listed in Section 14.04 (Limitations),  
52 this Section 14 shall be applicable to regular full-time and regular part-time employees as  
53 defined in Section 4.10 of this Employee Policy Manual. Temporary, seasonal, casual or  
54 any other type of non-benefit eligible employee classification does not have access to this  
55 Section 14.  
56

57 This policy is not a guarantee of employment, a guarantee of any rights or benefits, does  
58 not create or grant covered employees with a property interest in their employment or  
59 tenure rights of any kind, and does not constitute a contract of employment, express or  
60 implied. Manitowoc County's employment relationship with employees eligible to use  
61 this procedure is at-will. The purpose and intent of this grievance procedure is to comply  
62 with the requirements of Wis. Stat. § 66.509 and to provide the procedure by which an  
63 employee may file a grievance.  
64

65 and  
66

67 BE IT FURTHER RESOLVED THAT the Manitowoc County Board of Supervisors  
68 rennumbers the former §§ 14.02 through 14.09 of the Employee Policy Manual to §§ 14.03 through  
69 14.10 respectively.

Dated this 18th day of December 2018.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Planning and Park Committee: Supervisor Dyzak gave a brief report.  
Supervisor Dyzak moved, seconded by Supervisor Vogel to adopt Resolution 5 (2018/2019-62)  
Accepting County Conservation Aids Grant. Upon vote, the motion carried unanimously.

No. 2018/2019 - 62

**RESOLUTION ACCEPTING COUNTY CONSERVATION AIDS GRANT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Planning and Zoning Department wishes to complete  
2 upgrades to the park system including the construction of a picnic shelter at the Long Lake boat  
3 launch, repair of the driveway at the Cedar Lake boat launch, and controlling nuisance and invasive  
4 weeds along the Devil's River State Trail; and  
5

6 WHEREAS, the Manitowoc County Planning and Zoning Department had identified a total  
7 cost of approximately \$20,000.00 for these projects; and  
8

9 WHEREAS, the Wisconsin Department of Natural Resources (WDNR) has grant funding  
10 available through the County Conservation Aids (CCA) program specifically for the installation  
11 of fish and game projects under Wis. Stat. § 23.09(12); and  
12

13 WHEREAS, the CCA grant program may reimburse fifty percent of the total project cost  
14 for eligible projects; and  
15

16 WHEREAS, the Manitowoc County Board of Supervisors authorized the Planning and  
17 Zoning Director (or his designee) to apply for CCA grants from the WDNR in an amount up to  
18 \$10,000.00 on November 8, 2018; and  
19

20 WHEREAS, the WDNR has now awarded a CCA grant to Manitowoc County in the  
21 amount of \$8,705.00;  
22

23 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
24 Supervisors authorizes the Planning and Zoning Director or his designee to accept the CCA grant  
25 from the WDNR in the amount of \$8,705.00; and  
26

27 BE IT FURTHER RESOLVED that the Planning and Zoning Director or his designee is  
28 authorized to sign documents and take actions necessary to complete the project as authorized in  
29 the County's grant application to the WDNR, including obtaining any permits that may be  
30 required; and  
31

32 BE IT FURTHER RESOLVED that the Comptroller/Auditor is directed to record such  
33 information in the official books of the County for the year ending December 31, 2019 as may be  
34 required with carryover to 2019 as needed.

Dated this 18th day of December 2018.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: Increases State Conservation Aid by \$8,705.00 and an associated expense  
account by an equal amount.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Dyzak moved, seconded by Supervisor Neils to enact Ordinance 6 (2018/2019-63)  
Amending Zoning Map (Charles and Denise Deibele). Upon vote, the motion carried unanimously.

**ORDINANCE AMENDING ZONING MAP**  
(Charles and Denise Deibele)

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 3, 2018; 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  
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 a part of the Northeast Quarter (NE $\frac{1}{4}$ ) of the Northwest Quarter  
12 (NW $\frac{1}{4}$ ) of Section 27, Township 17 North, Range 21 East, Town of Schleswig, Manitowoc  
13 County, Wisconsin described as follows:  
14

15           Commencing at the North Quarter Corner of said Section 27; thence S00°-00'-45"W along  
16 the East line of the NW $\frac{1}{4}$  of said Section 27 a distance of 1316.78 feet to the South line  
17 of the NE $\frac{1}{4}$  of the NW $\frac{1}{4}$  of said Section 27; thence N89°-51'-41"W along said South  
18 line 753.00 feet; thence N00°-01'-39"E 437.27 feet to the point of beginning; thence N89°-  
19 51'-41"W 101.88 feet; thence N07°-47'-11"W 376.98 feet to the Centerline of Rockville  
20 Road; thence Northeasterly 146.78 feet along said Centerline and the arc of curve to the  
21 left, having a radius of 944.02 feet, and a chord of which bears N70°-03'-49"E 146.78 feet;  
22 thence S27°-13'-02"E 295.86 feet; thence S41°-06'-04"E 83.97 feet; thence S03°-44'-  
23 16"E 98.07 feet; thence N89°-51'-41"W 181.94 feet to the point of beginning, said parcel  
24 contains approximately 92,204 square feet (2.12 acres) of land and is hereby rezoned from  
25 General Agriculture (GA) District and Large Estate (LE) District to Small Estate (SE)  
26 District.  
27

28           And a parcel of land located in a part of the Northeast Quarter (NE $\frac{1}{4}$ ) of the Northwest  
29 Quarter (NW $\frac{1}{4}$ ) of Section 27, Township 17 North, Range 21 East, Town of Schleswig,  
30 Manitowoc County, Wisconsin described as follows:  
31

32           Commencing at the North Quarter Corner of said Section 27; thence S00°-00'-45"W along  
33 the East line of the NW $\frac{1}{4}$  of said Section 27 a distance of 1316.78 feet to the South line  
34 of the NE $\frac{1}{4}$  of the NW $\frac{1}{4}$  of said Section 27; thence N89°-51'-41"W along said South  
35 line 753.00 feet to the point of beginning; thence continuing N89°-51'-41"W along said  
36 South line 318.66 feet; thence N03°-51'-31"W 778.38 feet to the Centerline of Rockville  
37 Road; thence Northeasterly 221.38 feet along said Centerline and the arc of curve to the  
38 left, having a radius of 944.02 feet, and a chord of which bears N81°-14'-26"E 220.87 feet;  
39 thence S07°-47'-11"E 376.98 feet; thence S89°-51'-41"E 101.88 feet; thence S00°-01'-

39°W 437.27 feet to the point of beginning, said parcel containing approximately 228,311 square feet (5.24 acres) of land and is hereby rezoned from Large Estate (LE) District to General Agriculture (GA) District.

Dated this 18th day of December 2018.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Dyzak moved, seconded by Supervisor Gauger to enact Ordinance 7 (2018/2019-64) Amending Zoning Map (Jill Otto). Upon vote, the motion carried unanimously.

No. 2018/2019 - 64

**ORDINANCE AMENDING ZONING MAP**  
(Jill Otto)

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 December 3, 2018; and

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

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

A parcel of land located in part of the East 1/2 of the SW¼ of the SW¼ of Section 15, T18N, R21E, Town of Eaton, Manitowoc County, Wisconsin described as follows:

Commencing at the South 1/4 corner of Section 15, T18N, R21E, thence N 88°-44'-03" W, 1509.92 feet along the South line of said SW 1/4 to the point of beginning; thence continuing N 88°-44'-03" W, 495.00 feet along said South line to the West line of the East 1/2 of the SW 1/4 of the SW 1/4; thence N 00°-43'-22" E, 303.00 feet along said West line; thence S 88°-44'-03" E, 495.11 feet; thence S 00°-44'-39" W, 303.00 feet to the point of beginning, said parcel containing approximately 149,996 square feet or 3.44 acres more or less and is hereby rezoned from General Agriculture (GA) District to Small Estate (SE) District.

Dated this 18th day of December 2018.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Dyzak moved, seconded by Supervisor Baumann to enact Ordinance 8 (2018/2019-65) Amending Zoning Map (James, Ann, and Theodor Schultz). Upon vote, the motion carried unanimously.

No. 2018/2019 - 65

**ORDINANCE AMENDING ZONING MAP**  
(James, Ann, and Theodor Schultz)

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 3, 2018; 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  
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 a part of the Southwest Quarter (SW¼) of the Northeast Quarter  
12 (NE¼) of Section 17, Township 17 North, Range 22 East, Town of Meeme, Manitowoc County,  
13 Wisconsin described as follows:  
14

15 Commencing at the North1/4 corner of said Section 17; thence S87°-49'-44"E along the  
16 North line of the NE1/4 of said Section 17, a distance of 1365.05 feet to the East line of  
17 the West half (W1/2) of said NE1/4; thence S00°-00'-16"W along said East line 1510.41  
18 feet to the point of beginning; thence continuing S00°-00'-16"W along said East line  
19 837.26 feet to the Northeast Corner of Lot 1 of Certified Survey Map recorded in Volume  
20 31 of Certified Survey Maps, on Page 287; thence N87°-56'-58"W 897.35 feet to the  
21 Northwest Corner of Lot 1 said Certified Survey Map and the East line of the C.T.H. "M"  
22 right of way; thence Northerly 457.63 feet along said East line and the arc of curve to the  
23 right, having a radius of 1869.85 feet, and chord of which bears N21°-07'-02"W 456.49  
24 feet; thence N75°-53'-39"E along said East line 5.00 feet; thence Northerly 369.41 feet  
25 along said East line and the arc of curve to the right, having a radius of 1864.85 feet, and  
26 chord of which bears N08°-25'-52"W 368.81 feet; thence N02°-45'-22"W along said East  
27 line 53.19 feet; thence S87°-56'-58"E 1113.80 feet to the point of beginning, said parcel

28 containing approximately 20.00 acres of land more or less and is hereby rezoned from  
29 Exclusive Agriculture (EA) District to General Agriculture (GA) District.

Dated this 18th day of December 2018.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Public Safety Committee: Supervisor Vogel gave a brief report.  
Supervisor Vogel moved, seconded by Supervisor Nickels to adopt Resolution 9 (2018/2019-66)  
Supporting a Fourth Circuit Court Judge for Manitowoc County. Upon discussion and vote, the  
motion carried unanimously.

No. 2018/2019 - 66

**RESOLUTION SUPPORTING A FOURTH CIRCUIT COURT JUDGE  
FOR MANITOWOC COUNTY**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Director of State Courts of the Wisconsin Supreme Court conducted a  
2 workload study in 2017, which indicates that the Manitowoc County Circuit Court caseload has a  
3 current need of 5.17 judicial officials; and  
4

5 WHEREAS, Manitowoc County is currently authorized for three (3) circuit court judges,  
6 and 1.25 court commissioners; and  
7

8 WHEREAS, according to the 2017 workload study, every other county in the state that has  
9 a judicial caseload equal to or greater than Manitowoc County has at least four (4) circuit court  
10 judges; and  
11

12 WHEREAS, Manitowoc County's need for an additional circuit court judge has been  
13 identified as among the highest in the state; and  
14

15 WHEREAS, an additional circuit court judge is in the best interests of the citizens of  
16 Manitowoc County in order to provide an effective and efficient judiciary;  
17

18 NOW, THEREFORE BE IT RESOLVED that the Manitowoc County Board of  
19 Supervisors hereby requests the Office of the Director of State Courts to request the Wisconsin  
20 State Legislature to allocate a fourth circuit court judgeship for Manitowoc County; and  
21

22 BE IT FURTHER RESOLVED that Manitowoc County will support both the space and  
23 personnel requirements of a fourth circuit court judge, including the construction of a new  
24 courtroom, chambers, and jury facilities, pursuant to SCR Ch. 68, to accommodate the addition of  
25 a fourth circuit court branch.

Dated this 18th day of December 2018.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: Passing this resolution shows the County Board supports and encourages the State to approve creating a fourth Circuit Court in Manitowoc County. If the State approves a fourth Circuit Court, the County would be responsible for funding a Court Clerk and Judicial Assistant in the Clerk of Courts Office; provide them with a proper work space; provide for a fourth Court Room, Jury Room, and Judges Chamber. If the State approves a fourth Circuit Court, the County would be able to plan for our portion of the support and space costs in our 2020 or 2021 budget accordingly. No funds would be needed unless and until the State acts affirmatively on this item. (Estimated support staff cost \$139,668 using 2019 salary and benefit costs. Courtroom and other space needs, no estimate is available at this time.)

APPROVED: Bob Ziegelbauer, County Executive.

Public Works Committee: Supervisor Gerroll gave a brief report. Supervisor Gerroll moved, seconded by Supervisor Dyzak to adopt Resolution 10 (2018/2019-67) Approving Sale of 146.36 Acres of County Property to Brent Sinkula for the Sum of \$760,730.00. Upon discussion and vote, the motion carried with 19 ayes and 3 noes. Supervisors Hoffmann, Nickels, and Vogel voted no; all other supervisors voted aye.

No. 2018/2019 - 67

**RESOLUTION APPROVING SALE OF 146.36 ACRES OF COUNTY  
PROPERTY TO BRENT SINKULA FOR THE SUM OF \$760,730.00**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County owns two parcels of land comprised of 146.36 acres of  
2 tillable farmland in the Town of Two Rivers, described as Lots 1 and 2 of a Certified Survey Map  
3 recorded in the office of the Register of Deeds for Manitowoc County, Wisconsin, on April 24,  
4 2018 in Volume 33 of Certified Survey Maps at Page 165, as Document No. 1193201 and  
5 identified as Tax Parcel Nos. 018-114-011-000.00 and 018-114-012-001.00 (the "Property"); and  
6

7 WHEREAS, the Property was purchased by Manitowoc County in 1983 for the sum of  
8 \$264,600.00; and



9  
10 WHEREAS, the Property was purchased for the purpose of developing a County-owned  
11 solid waste landfill; and

12  
13 WHEREAS, the County did not develop a solid waste landfill on the Property; and

14  
15 WHEREAS, the Property has been leased as farmland since 1983; and

16  
17 WHEREAS, there is no longer any need for Manitowoc County to continue ownership of  
18 the Property; and

19  
20 WHEREAS, the Public Works Committee of the County Board has been actively  
21 marketing the Property for sale; and

22  
23 WHEREAS, the Public Works Committee has received a fair market value offer of  
24 \$760,730.00 from Brent Sinkula to purchase the Property; which equates to \$5,603.00 an acre for  
25 the entire 146.36 acres; and

26  
27 WHEREAS, the Public Works Committee has reviewed and carefully considered the offer  
28 to purchase and is recommending the sale of the Property to Brent Sinkula for the sum of  
29 \$760,730.00;

30  
31 NOW, THEREFORE, BE IT RESOLVED that the County Board authorizes the sale of the  
32 property described as Lots 1 and 2 of a Certified Survey Map recorded in the office of the Register  
33 of Deeds for Manitowoc County, Wisconsin, on April 24, 2018 in Volume 33 of Certified Survey  
34 Maps at Page 165, as Document No. 1193201 and identified as Tax Parcel Nos. 018-114-011-  
35 000.00 and 018-114-012-001.00 to Brent Sinkula for the amount of \$760,730.00; and

36  
37 BE IT FURTHER RESOLVED that the Comptroller is to deposit the proceeds of the sale  
38 into the Economic Development Capital Projects Fund for the year ending in which the sale takes  
39 place.

Dated this 18th day of December 2018.

Respectfully submitted by the Public Works.

FISCAL IMPACT: Increases the amount available in the County's Economic Development  
Capital Projects Fund by \$760,730.

APPROVED: Bob Ziegelbauer, County Executive.

Miscellaneous-Chairperson Jim Brey: Chairperson Brey moved, seconded by Supervisor Dyzak  
to adopt Resolution 11 (2018/2019-68) Appointing Jessica Backus to Fill the Unexpired Term of  
the Current County Clerk. Upon discussion and vote, the motion carried unanimously.

**RESOLUTION APPOINTING JESSICA BACKUS TO FILL THE  
UNEXPIRED TERM OF THE CURRENT COUNTY CLERK**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Lois Kiel is the current Manitowoc County Clerk with her term beginning  
2 January 2, 2016 and ending January 3, 2021; and  
3

4 WHEREAS, Ms. Kiel has tendered her resignation as Manitowoc County Clerk effective  
5 January 25, 2019; and  
6

7 WHEREAS, Jessica Backus is currently the Deputy County Clerk and has diligently served  
8 in that capacity since January 11, 2016; and  
9

10 WHEREAS, pursuant to Wis. Stat. § 17.21(3), the Manitowoc County Board of  
11 Supervisors may appoint a County Clerk when a vacancy occurs during an existing clerk's term;  
12 and  
13

14 WHEREAS, after thorough review and careful consideration, I am recommending the  
15 appointment of Jessica Backus to fulfill the remaining unexpired term of the current county clerk  
16 effective at 12:00 a.m., January 26, 2019;  
17

18 NOW THEREFORE BE IT RESOLVED that the Board of Supervisors of the County of  
19 Manitowoc hereby appoints Jessica Backus as the Manitowoc County Clerk effective at 12:00  
20 a.m., January 26, 2019; and  
21

22 BE IT FURTHER RESOLVED that Ms. Backus shall serve out the entirety of the  
23 remaining unexpired term of the current county clerk, which ends January 3, 2021.

Dated this 18th day of December 2018.

Respectfully submitted by Jim Brey, Chair, Manitowoc County Board of Supervisors.

FISCAL IMPACT: None.

LEGAL NOTE: The authority to appoint a county clerk when a vacancy occurs during an  
existing term lies exclusively with the County Board pursuant to Wis. Stat.  
§ 17.21(3); therefore, such action is not subject to approval or veto by the  
County Executive.

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

Respectfully submitted,  
Lois Kiel, Manitowoc County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

Tuesday, January 15, 2019

6:30 P.M.

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at The Heritage Center, in the City of Manitowoc, being the 15<sup>th</sup> day of January 2019, for the purpose of transacting business as a Board of Supervisors.

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

Supervisor Dyzak gave the invocation, followed by the Pledge of Allegiance to the Flag by the entire assemblage.

Roll call: 24 members present: Baumann, Brey, Brunner, Cavanaugh, Dyzak, Falkowski, Gauger, Geimer, Gerroll, Hansen, Henrickson, Hoffman, Holschbach, Maresh, Metzger, Muench, Neils, Nickels, Swade, Vogel, Vogt, Wagner, Williams, and Zimmer. Supervisor Behnke was excused.

On a motion by Supervisor Hoffman, seconded by Supervisor Baumann the December 18, 2018 meeting minutes were approved on a unanimous vote.

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

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS

County Executive Bob Ziegelbauer and County Chairperson Brey presented a Proclamation to Lois Kiel thanking her for her many years of service to Manitowoc County and as County Clerk. County Clerk Lois Kiel thanked the board for the honor. She mentioned it was her privilege to service the citizens of Manitowoc County for the last 30 years. She enjoyed coming to work every day.

County Executive Bob Ziegelbauer and County Chairperson Brey presented a Proclamation to Robert Hermann thanking him for his many years of service to Manitowoc County and as County Sheriff. Former Sheriff Hermann thanked the board for the honor. He mentioned over his 35 years he held many rolls in the sheriff's department which helped him fine tune his training. It has been his honor and privilege to service the citizens of Manitowoc County.

Representative to the Assembly Paul Tittl presented a citation from the State of Wisconsin to Robert Hermann thanking him for his many years of service to Manitowoc County. Former Sheriff Hermann had a deep commitment over the past 35 years to keeping the community safe. He congratulated Mr. Hermann on his retirement.

Representative to the Assembly Paul Tittl presented a citation from the State of Wisconsin to Lois Kiel thanking her for her many years of service to Manitowoc County. County Clerk Kiel was always present and willing to help in any way she could. He congratulated Mrs. Kiel on her retirement.

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

Chairperson Brey declared public comment open at 6:46 p.m.

No one present wished to speak, subsequently Chairperson Brey closed public input at 6:47 p.m.

#### APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Brey presented County Executive Ziegelbauer's appointment of Jay Muchin to the Ethics Board for a three year term expiring February 28, 2022. Supervisor Holschbach moved, seconded by Supervisor Hoffman to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Brey presented County Executive Ziegelbauer's appointment of Justin Zipperer to the Expo-Ice Center Board for the remainder of the term expiring December 31, 2020. Supervisor Gauger moved, seconded by Supervisor Swade to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Brey presented County Executive Ziegelbauer's appointment of Judy Ruggirello to the Human Services Board for a three year term expiring December 2021. Supervisor Baumann moved, seconded by Supervisor Cavanaugh to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Brey presented County Executive Ziegelbauer's appointment of Dan Hartwig to the Joint Dispatch Board for the remainder of the term expiring April 2020. Supervisor Falkowski moved, seconded by Supervisor Henrickson to approve the appointment. Upon voice vote, the motion carried unanimously.

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

Board of Health: Supervisor Metzger gave a brief report.

Supervisor Metzger moved, seconded by Supervisor Muench to adopt Resolution 1 (2018/2019-69) Approving 2018 Health Department Budget Adjustment. Upon vote, the motion carried unanimously.

No. 2018/2019 - 69

### **RESOLUTION APPROVING 2018 HEALTH DEPARTMENT BUDGET ADJUSTMENT**

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 state  
3 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 by  
7 the budget; and  
8

9 WHEREAS, the Health Department learns of changes in grant funding after the budget has  
10 been approved because various federal and state grants are administered on a state or federal fiscal,  
11 rather than calendar, year basis; and  
12

13 WHEREAS, the following changes in grant funding have taken place since the 2018  
14 Annual Budget was approved:

15		
16	Immunization	\$2,731
17	MCH Block Grant	(\$63)
18	Prevention Block Grant	(\$508)
19	WIC	(\$13,104)
20		

21 and  
22

23 WHEREAS, the Board of Health recommends that the Manitowoc County Board of  
24 Supervisors amend the 2018 Annual Budget to incorporate these changes;  
25

26 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors  
27 that the appropriate revenue and expense line items in the 2018 Annual Budget are hereby amended  
28 to incorporate the changes shown above and that the Comptroller/Auditor is hereby directed to  
29 record such information in the official books of the County for the year ended December 31, 2018,  
30 as may be required.

Dated this 15th day of January 2018.

Respectfully submitted by the Board of Health.

FISCAL IMPACT: Fiscal Impact: No Tax Levy Impact. Increases or decreases revenue and  
expenses by equal amounts for the program areas listed.

APPROVED: Bob Ziegelbauer, County Executive.

Criminal Justice Coordinating Council: Supervisor Falkowski gave a brief report.

Executive Committee: Chairperson Brey gave a brief report.

Expo-Ice Center Board: Supervisor Gauger gave a brief report.

Finance Committee: Supervisor Hansen gave a brief report.

Highway Committee: Supervisor Gerroll gave a brief report.

Human Services Board: Supervisor Henrickson gave a brief report.

Personnel Committee: Supervisor Maresh gave a brief report.

Supervisor Maresh moved, seconded by Supervisor Baumann to adopt Resolution 3 (2018/2019-70) Authorizing Addition of 1.0 Full-time Equivalent Human Services Employee. Upon vote, the motion carried unanimously.

No. 2018/2019 - 70

**RESOLUTION AUTHORIZING ADDITION OF 1.0 FULL-TIME  
EQUIVALENT HUMAN SERVICES EMPLOYEE  
(Child Protective Services Intake Social Worker)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, an increased number of cases referred to Child Protective Services  
2 necessitates an increase in staffing; and  
3

4 WHEREAS, the 2019 budget includes the addition of 1.0 Full-Time Equivalent Child  
5 Protective Services Intake Social Worker, contingent upon an increase in the Basic County  
6 Allocation funding from the State in an amount sufficient to support the additional position; and  
7

8 WHEREAS, while the Basic County Allocation funding from the State for 2019 is not  
9 sufficient to support the additional Social Worker position, Manitowoc County has secured  
10 alternative funding that will fully fund this additional full-time equivalent Social Worker position;  
11 and  
12

13 WHEREAS, the Human Services Board and Personnel Committee support the creation of  
14 the additional 1.0 full-time equivalent Child Protective Services Intake Social Worker;  
15

16 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
17 Supervisors authorized the creation of a 1.0 Full-Time Equivalent Child Protective Services Social  
18 Worker that was otherwise conditionally approved in the 2019 budget; and  
19

20 BE IT FURTHER RESOLVED that the Comptroller/Auditor is directed to record such  
21 information in the official books of the County for the year ending December 31, 2019 as may be  
22 required.

Dated this 15th day of January 2019.

Respectfully submitted by the Personnel Committee.

**FISCAL IMPACT:** No Tax Levy Impact. Annual cost of the position is estimated to be \$78,205. This was originally budgeted as a contingent position in the 2019 budget provided the County's Base County Allocation (BCA) from the State increased by a like amount; however, the Base County Allocation will not include that amount but Manitowoc County will earn and receive additional Wisconsin Medicaid Cost Reporting (WIMCR) dollars equal to or greater than the \$78,205 cost. Decreases BCA Revenue by \$78,205 and Increases WIMCR Revenue by \$78,205.

**APPROVED:** Bob Ziegelbauer, County Executive.

Planning and Park Committee: Supervisor Dyzak gave a brief report.

Public Safety Committee: Supervisor Vogel gave a brief report.

Supervisor Vogel moved, seconded by Supervisor Hoffman to adopt Resolution 4 (2018/2019-71) Authorizing Acceptance of 2019 Cops Office Anti-Heroin Task Force Grant Funds. Upon discussion and vote, the motion carried unanimously.

No. 2018/2019 - 71

**RESOLUTION AUTHORIZING ACCEPTANCE OF 2019 COPS OFFICE  
ANTI-HEROIN TASK FORCE GRANT FUNDS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Wisconsin Department of Justice is allocating resources for local multi-  
2 jurisdictional drug task forces for reimbursement of overtime hours spent on conducting heroin  
3 and opiate investigations, further enhancing existing agency partnerships, and increasing  
4 intelligence sharing; and  
5

6 WHEREAS, the Wisconsin Department of Justice will also enhance the statewide  
7 intelligence database that is populated with information to help identify distribution networks in  
8 support of drug investigative enforcement efforts, enhance deconfliction efforts, and create a  
9 statewide list of resource agencies; and  
10

11 WHEREAS, in conjunction with these efforts, the Manitowoc County Sheriff's Office has  
12 been awarded a 2019 COPS Office Anti-Heroin Task Force Grants from the Wisconsin  
13 Department of Justice in an amount of up to \$20,000; and  
14

15 WHEREAS, after careful consideration and review, the Public Safety Committee  
16 recommends accepting the 2019 COPS Office Anti-Heroin Task Force Grant award from the  
17 Wisconsin Department of Justice;  
18

19 NOW, THEREFORE, BE IT RESOLVED that Manitowoc County Board of Supervisors  
20 hereby authorizes the Manitowoc County Sheriff's Office to accept the 2019 COPS Office Anti-  
21 Heroin Task Force Grant funds in an amount of up to \$20,000; and  
22

23 BE IT FURTHER RESOLVED that the 2019 budget is amended by the amount of the grant  
24 funds allocated and that the Comptroller/Auditor is directed to record such information in the  
25 official books of the County for the year ending December 31, 2019 as may be required.

Dated this 15th day of January 2018.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Increases revenue (27500.43211 Anti-Heroin COPS Grant) by \$20,000 and expenditures (27500.51250 Metro Overtime) by \$10,000 and (27500.52999 Other Contract Services) by \$10,000 in the 2019 budget.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Vogel moved, seconded by Supervisor Dyzak to adopt Resolution 5 (2018/2019-72) Authorizing Acceptance of GRBO (Green Bay Resident Office) Task Force Grant Funds. Upon discussion and vote, the motion carried unanimously.

No. 2018/2019 - 72

**RESOLUTION AUTHORIZING ACCEPTANCE OF GRBO (GREEN BAY  
RESIDENT OFFICE) TASK FORCE GRANT FUNDS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, there is evidence that trafficking in narcotics and dangerous drugs exists in  
2 Manitowoc County and that such illegal activity has been substantial and detrimental to the health  
3 and general welfare of the public; and  
4

5 WHEREAS, the Manitowoc County Sheriff's Office and the United States Department of  
6 Justice, Drug Enforcement Administration (DEA) have entered into a cooperative agreement  
7 concerning the use and abuse of controlled substances; and  
8

9 WHEREAS, the Manitowoc County Sheriff's Office currently has an officer deputized as  
10 a Task Force Officer of the DEA pursuant to 21 U.S.C. § 878; and  
11

12 WHEREAS, the DEA has agreed to provide, subject to availability, necessary funds and  
13 equipment to support activities of the DEA and the Manitowoc County Sheriff's Office deputy  
14 assigned to the Task Force;



15  
16 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
17 Supervisors authorizes the Manitowoc County Sheriff's Office to accept grant funds of \$18,343.75  
18 to support the activities of the Manitowoc County Sheriff's Office deputy assigned to the DEA  
19 Task Force; and

20  
21 BE IT FURTHER RESOLVED that the 2019 budget is amended by the amount of the grant  
22 funds allocated and that the Comptroller/Auditor is directed to record such information in the  
23 official books of the County for the year ending December 31, 2019 as may be required.

Dated this 15th day of January 2019.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Increases revenue (27500.43217 DEA/TFO Grant) by  
\$18,343.75 and expenditures (27500.51250 Metro Overtime) by  
\$18,343.75 in the 2019 budget.

APPROVED: Bob Ziegelbauer, County Executive.

Public Works Committee: Supervisor Gerroll gave a brief report.

#### ADJOURNMENT

Supervisor Gerroll moved to adjourn, seconded by Supervisor Neils, and the motion was adopted  
by acclamation. The meeting adjourned at 7:16 p.m.

Respectfully submitted,  
Jessica Backus, Manitowoc County Deputy Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

Tuesday, February 19, 2019

6:30 P.M.

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at The Heritage Center, in the City of Manitowoc, being the 19<sup>th</sup> day of February 2019, for the purpose of transacting business as a Board of Supervisors.

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

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

Roll call: 22 members present: Baumann, Behnke, Brey, Brunner, Cavanaugh, Dyzak, Falkowski, Gauger, Geimer, Hansen, Henrickson, Hoffman, Holschbach, Maresh, Metzger, Muench, Neils, Swade, Vogt, Wagner, Williams, and Zimmer. Supervisor Gerroll, Nickels, and Vogel were excused.

On a motion by Supervisor Behnke, seconded by Supervisor Hoffman the January 15, 2019 meeting minutes were approved on a unanimous vote.

Chairperson Brey announced there were no changes to the agenda.

PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Chairperson Brey declared public comment open at 6:33 p.m.

Maura Yost, Town of Centerville, has concerns regarding Manitowoc County's financial tipping point. The County's bond rating was downgraded by Moody's last year. Possible factors for the downgrade are narrow reserves and increased leverage. The County needs to seek a fiscally conservative option, such as a half-penny sales tax. This could avoid the uncertainty of current and future rising interest rates.

No one else present wished to speak, subsequently Chairperson Brey closed public input at 6:38 p.m.

APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Brey presented County Executive Ziegelbauer's appointment of Gary Shavlik and Alternate) Tim Herzog to the Local Emergency Planning Committee for a two year term expiring March 2021. Supervisor Swade moved, seconded by Supervisor Henrickson to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Brey presented County Executive Ziegelbauer's appointment of Dan Hartwig and Alternate) Brian Nack to the Traffic Safety Commission. Supervisor Falkowski moved, seconded by Supervisor Neils to approve the appointment. Upon voice vote, the motion carried unanimously.

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

Expo-Ice Center Board: Supervisor Gauger gave a brief report.

Finance Committee: Supervisor Hansen gave a brief report.

Supervisor Hansen moved, seconded by Supervisor Holschbach to adopt Resolution 1 (2018/2019-73) Approving Land Information Plan. Upon vote, the motion carried unanimously.

No. 2018/2019 - 73

**RESOLUTION APPROVING LAND INFORMATION PLAN**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Wisconsin established a Land Records Modernization Program in 1989; and

2  
3 WHEREAS, a county that established a Land Information Office and adopted a State-  
4 approved Land Records Modernization Plan may participate in the Land Records Modernization  
5 Program; and  
6

7 WHEREAS, Manitowoc County established a Land Information Office in 1989, adopted a  
8 State-approved Land Records Modernization Plan in 1991, updated the plan in 2000, 2005, 2011,  
9 and 2016, and has continuously participated in the Land Records Modernization Program; and  
10

11 WHEREAS, the Land Records Modernization Program is now called the Land Information  
12 Program and the Land Records Modernization Plan is now called the Land Information Plan; and  
13

14 WHEREAS, a Land Information Plan is required for Manitowoc County to continue its  
15 participation in the Land Information Program; and  
16

17 WHEREAS, participation in the Land Information Program permits Manitowoc County to  
18 retain certain fees and qualify for certain grants; and  
19

20 WHEREAS, the 2013 state budget bill known as Act 20 requires counties to update and  
21 submit its Land Information Plans to the Wisconsin Department of Administration every three  
22 years after being approved by the county's Land Information Council; and  
23

24 WHEREAS, the Manitowoc County Land Information Council approved a Manitowoc  
25 County Land Information Plan for 2019 - 2021 on December 19, 2018; and  
26

27 WHEREAS, a copy of the proposed Manitowoc County Land Information Plan for 2019 -  
28 2021 has been provided to the County Board;

29  
30 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
31 Supervisors approves the Manitowoc County Land Information Plan for 2019 - 2021.

Dated this 19th day of February 2019.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Hansen moved, seconded by Supervisor Baumann to adopt Initial Resolution 2 (2018/2019-74) Resolution Authorizing Not to Exceed \$6,505,000 General Obligation Promissory Notes for Capital Projects. Upon vote, the motion carried unanimously.

No. 2018/2019 - 74

**INITIAL RESOLUTION AUTHORIZING NOT TO EXCEED \$6,505,000  
GENERAL OBLIGATION PROMISSORY NOTES FOR CAPITAL  
PROJECTS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County, Wisconsin is in need of an amount not to exceed  
2 \$6,505,000 for the public purpose of financing capital projects, consisting of construction and  
3 improvement of highways and the acquisition of equipment for the recycling center; and  
4

5 WHEREAS, it is desirable to authorize the issuance of general obligation promissory notes  
6 for such purpose pursuant to Wis. Stat. ch. 67;  
7

8 NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of  
9 Manitowoc County that Manitowoc County borrow an amount not to exceed \$6,505,000 by issuing  
10 its general obligation promissory notes for the public purpose of financing capital projects,  
11 consisting of construction and improvement of highways and the acquisition of equipment for the  
12 recycling center; and  
13

14 BE IT FURTHER RESOLVED that there be and there hereby is levied on all the taxable  
15 property in Manitowoc County a direct, annual tax in such years and in such amounts as are  
16 sufficient to pay when due the principal and interest on such notes.

Dated this 19th day of February 2019.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: No fiscal impact. This resolution authorizes the issuance of promissory notes, but has no fiscal impact until the county board adopts a resolution for the sale of the promissory notes. That resolution will contain a fiscal note.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Hansen moved, seconded by Supervisor Hoffman to adopt Resolution 3 (2018/2019-75) Providing for the Sale of \$6,505,000 Note Anticipation Notes. Upon vote, the motion carried unanimously.

No. 2018/2019 - 75

**RESOLUTION PROVIDING FOR THE SALE OF \$6,505,000 NOTE  
ANTICIPATION NOTES**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the County Board of Supervisors of Manitowoc County, Wisconsin has, by a  
2 vote of at least 3/4 of the members elect, adopted an initial resolution authorizing the issuance of  
3 general obligation promissory notes in an amount not to exceed \$6,505,000 to finance capital  
4 projects, consisting of construction and improvement of highways and the acquisition of  
5 equipment for the recycling center; and  
6

7 WHEREAS, Manitowoc County intends to issue general obligation promissory notes for  
8 such purpose pursuant to Wis. Stat. ch. 67; and  
9

10 WHEREAS, it is desirable to anticipate the issuance of such notes through the issuance of  
11 note anticipation notes pursuant to Wis. Stat. § 67.12(1)(b);  
12

13 NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of  
14 Manitowoc County, Wisconsin that:  
15

16 Section 1. The Notes. The County shall issue its Note Anticipation Notes (the "Notes")  
17 in an amount not to exceed \$6,505,000 for the purpose above specified.  
18

19 Section 2. Sale of Notes. The County Board of Supervisors of Manitowoc County hereby  
20 authorizes and directs the officers of Manitowoc County to take all actions necessary to provide  
21 for the sale of the Notes. At a subsequent meeting, the County Board of Supervisors shall take  
22 further action to approve the details of the Notes and authorize the sale of the Notes.  
23

24 Section 3. Offering Document. The County Clerk shall cause an official statement or other  
25 offering document concerning this issue to be prepared by Robert W. Baird & Co. Incorporated.  
26 The appropriate County officials shall determine when the offering document is final for purposes

27 of Securities and Exchange Commission Rule 15c2-12 and shall certify said document, such  
28 certification to constitute full authorization of such document under this resolution.

Dated this 19th day of February 2019.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: No fiscal impact. A fiscal impact will be available when the Award resolution for the \$6,505,000 Note Anticipation Note comes to the County Board for approval in March.

APPROVED: Bob Ziegelbauer, County Executive.

Highway Committee: Supervisor Behnke gave a brief report.

Human Services Board: Supervisor Henrickson gave a brief report.

Supervisor Henrickson moved, seconded by Supervisor Williams to adopt Resolution 4 (2018/2019-76) Amending Human Services' Department 2019 Budget.

No. 2018/2019 - 76

## **RESOLUTION AMENDING HUMAN SERVICES' DEPARTMENT 2019 BUDGET**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the County board adopts an operating budget each November for the  
2 following year; and  
3

4 WHEREAS, the Manitowoc County Human Services Department receives its funding  
5 from a variety of sources, including the State of Wisconsin; and  
6

7 WHEREAS, when preparing its annual budget, the Human Services Department can only  
8 include grant funds that it has been scheduled or contracted to receive during the calendar year  
9 covered by the budget; and  
10

11 WHEREAS, the State of Wisconsin Department of Justice awarded the Human Services  
12 Department a grant in the amount of \$41,630.00 for programs or projects pursuant to the Juvenile  
13 Justice and Delinquency Prevention Act of 1974 after the 2019 budget was passed; and  
14

15 WHEREAS, after careful review of the matter the Human Services Board recommends  
16 that Manitowoc County accept the grant from Wisconsin Department of Justice and amend the  
17 2019 budget to reflect the changes in revenues and expenses;  
18

19 NOW, THEREFORE, BE IT RESOLVED, that the Manitowoc County Board of  
20 Supervisors amends the 2019 Human Services budget as follows:

21	22	23	24	25	26
	Revenue or	Account			
	Expense	Number	Description		Amount
25	Revenue	45066.43562.14	YA Grant #14 Kids at Hope		\$41,630.00
26	Expense	45066.55162.14	YA Grant #14 Kids at Hope		\$41,630.00

27  
28 and

29  
30 BE IT FURTHER RESOLVED, that the Comptroller/Auditor is directed to record such  
31 information in the official books of the County for the year ending December 31, 2019, as may be  
32 required.

Dated this 19th day of February 2019.

Respectfully submitted by the Human Services Board.

FISCAL IMPACT: No tax levy impact. Increases budgeted revenues by \$41,630.00 and offsetting expenses by an equal amount.

APPROVED: Bob Ziegelbauer, County Executive.

Personnel Committee: Supervisor Maresh gave a brief report.  
Supervisor Maresh moved, seconded by Supervisor Behnke to adopt Resolution 5 (2018/2019-77) Amending Employee Policy Manual §18.03 (Compensatory Time Off) and §18.04 (Adjustment Time Off). Upon vote, the motion carried unanimously.

No. 2018/2019 - 77

**RESOLUTION AMENDING EMPLOYEE POLICY MANUAL § 18.03  
(COMPENSATORY TIME OFF) AND § 18.04 (ADJUSTMENT TIME OFF)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County has authorized an Employee Policy Manual to establish  
2 uniform personnel policies and procedures; and

3  
4 WHEREAS, Section 18.03 (Compensatory Time Off) provides guidelines on the accrual  
5 and usage of compensatory time off for certain employees; and

6  
7 WHEREAS, Section 18.04 (Adjustment Time Off) provides guidelines on the accrual and  
8 usage of adjustment time off for certain employees; and

9  
10 WHEREAS, amendments must be made to the Employee Policy Manual from time-to-time  
11 to keep policies current, reflect current practice, and address new issues and circumstances; and  
12

13 WHEREAS, Section 18.03 (Compensatory Time Off) and Section 18.04 (Adjustment  
14 Time Off) both require an annual payout of any balance remaining at the end of the year; and  
15

16 WHEREAS, the Wisconsin Retirement System requires that accumulated leave paid out in  
17 cash must be reported to the year in which it was earned; and  
18

19 WHEREAS, to allow sufficient time to meet Wisconsin Retirement System requirements  
20 it is necessary to restrict the accrual or use of compensatory time off and adjustment time off in  
21 December; and  
22

23 WHEREAS, the proposed amendments would prohibit employees from accruing or using  
24 either compensatory time off or adjustment time off during the time that includes the pay periods  
25 of December 1<sup>st</sup> through December 31<sup>st</sup> so there is sufficient time at the end of the year to report  
26 such accumulated leave paid out by Manitowoc County;  
27

28 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
29 Supervisors amends the Manitowoc County Employee Policy Manual § 18.03(5) as follows:  
30

31 18.03 Compensatory Time Off  
32

33 ...  
34

- 35 (5) Employees cannot accrue or use compensatory time from the pay period including  
36 December 1<sup>st</sup> through December 31. Compensatory time balances shall be  
37 Employees with a compensatory time balance at the end of the calendar year will  
38 be paid during December at the rate of pay in effect as of the date of payout. out  
39 any balance at the rate of pay in effect at the end of the calendar year.  
40

41 and  
42

43 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors amends  
44 the Manitowoc County Employee Policy Manual § 18.04(5) as follows:  
45

46 18.04 Adjustment Time Off  
47

48 ...  
49

- 50 (5) Employees cannot accrue or use adjustment time from the pay period that includes  
51 December 1<sup>st</sup> through December 31. Adjustment time balances shall be paid out in  
52 December at the rate of pay in effect as of the date of the payout. with an adjustment  
53 time balance at the end of the calendar year will be paid out any balance at the rate  
54 of pay in effect at the end of the calendar year.



Dated this 19th day of February 2019.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Public Safety Committee: Supervisor Henrickson gave a brief report.

Public Works Committee: Supervisor Dyzak gave a brief report.

Miscellaneous-Supervisor Kevin Behnke: Supervisor Behnke moved, seconded by Supervisor Gauger to adopt Resolution (2018/2019-78) Approving Town of Newton Zoning Ordinance Text and Map Amendments. Upon vote, the motion carried unanimously.

No. 2018/2019 - 78

**RESOLUTION APPROVING TOWN OF NEWTON ZONING  
ORDINANCE TEXT AND MAP AMENDMENTS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Town of Newton adopted the Town of Newton Zoning and Land Division  
2 Ordinance pursuant to the authority granted to towns under Wis. Stat. § 60.62; and  
3

4 WHEREAS, Manitowoc County adopted a zoning ordinance pursuant to the authority  
5 granted to counties under Wis. Stat. § 59.69; and  
6

7 WHEREAS, Wis. Stat. § 60.62(3) provides that town zoning ordinances, and amendments  
8 thereto, are subject to county board approval in counties that have adopted a zoning ordinance  
9 under Wis. Stat. § 59.69; and  
10

11 WHEREAS, the Town of Newton amended its Zoning and Land Division Ordinance on  
12 February 13, 2019 by making certain text amendments to the ordinance, which include amending  
13 the following sections of the Zoning and Land Division Ordinance as follows:  
14

- 15 • Amending Section 9 (Conditional Use Permit) to define “conditional use” and  
16 “substantial evidence”;
- 17 • Amending Section 9 (Conditional Use Permit) to amend the process of issuing,  
18 modifying and terminating conditional use permits;
- 19 • Creating Section 14.08 Business Design Review (BDR) Overlay Zoning District  
20 including permitted uses, conditional uses, building requirements, yard requirements,  
21 site plan approval, and design review requirements;

- Creating Section 15.19 on standards for Recreation Vehicles for Temporary or Recreational Human Habitation;
- Amending Section 16.11 (Lighting) to include standards for intensity of illumination and photometric study requirements;
- Amending Section 17.00 (Signs) to increase home occupation signs from three (3) to sixteen (16) square feet; increase ground signs from 20 to 30 square feet; increase projecting signs from 32 to 60 square feet; increase permanent subdivision identification signs from 32 to 48 square feet; require that sign standards in the BDR Overlay district meet the provisions of the *Town of Newton Design Standards/Site Design Guidelines*; include standards for sign materials; include standards for sign lighting, movement and video display; and create sign definitions for review and permit administration purposes;

and

WHEREAS, the Town of Newton amended its Farmland Preservation Zoning Map on February 13, 2019 to include the following properties located in portions of Sections 22, 23, 26, and 27 in the newly created Business Design Review (BDR) Overlay Zoning District:

<u>Parcel No.</u>	<u>Parcel Owner</u>
014-022-016-001.00	Eugene D & Diane L Reichwaldt Revoc Trust
014-023-009-001.00	James Zielinski ET UX
014-023-009-003.00	Dale G Lund
014-023-009-004.00	Zachary A Puddy
014-023-009-005.00	Dale G Lund
014-023-009-006.00	Garry M & Patsy L Schaal Revoc TR
014-023-010-001.00	WI Agri Edu Ctr Inc
014-023-010-001.01	Wi Agri Edu Ctr
014-023-010-002.00	Paul A & Elizabeth A Campanaro
014-023-010-003.00	Steven P & Colleen R Reuter
014-023-010-004.00	Zachary A Puddy
014-023-011-001.00	WI Agri Edu Ctr Inc
014-023-011-002.00	Pamla M Mcnamara
014-023-011-002.01	Pamla M Mcnamara
014-023-011-003.00	MB Trust
014-023-011-004.01	T & L Investment Group, LLC
014-023-011-004.02	DS Thomas Properties LLC
014-023-011-004.03	Pamla M Mcnamara
014-023-011-004.04	Pamla M Mcnamara
014-023-012-001.00	James Zielinski ET UX
014-023-012-002.00	Stecker Enterprises LLC
014-023-020-000.00	Fox Valley & Western
014-026-005-001.00	CNC Links LLC
014-026-005-002.00	CNC Links LLC
014-026-006-001.00	Stecker Properties LLC
014-026-006-002.00	Richard & Mary Larson

68	014-026-006-003.00	CNC Links LLC
69	014-026-020-000.00	Fox Valley & Western
70	014-027-001-000.00	Francis Lulloff
71	014-027-001-001.00	Schiek Investments
72	014-027-002-000.00	C Property LLC
73	014-027-003-000.00	C Property LLC
74	014-027-004-000.00	Francis Lulloff
75	014-027-004-001.00	Schiek Investments
76	014-027-012-001.00	William R Dehne
77	014-027-013-001.00	Jason M Gamble
78	014-027-013-004.00	Cheryl L Gamble
79	014-027-014-000.00	Jason M Gamble
80	014-027-014-001.00	Cheryl L Gamble
81	014-027-015-001.00	William R Dehne
82	014-027-015-002.00	David E Mrotek
83	014-027-015-003.00	Rebecca L & Justin L Schnell
84	014-027-015-004.00	David E Mrotek
85	014-027-015-006.00	S & S Investments LLC
86	014-027-016-002.00	S & S Investments LLC
87	014-027-020-000.00	Fox Valley & Western
88	014-034-002-002.00	Lemaster Investments LLC
89	014-034-002-003.03	Lemaster Investments LLC
90	014-034-002-003.04	Lemaster Investments LLC

91  
92 and

93  
94 WHEREAS, the Town of Newton further amended its zoning ordinance on February 13,  
95 2019 by rezoning that certain property known as Parcel No. 014-016-011-002.00, located in the  
96 SW¼ of the SW¼, of Section 16, T18N, R23E, Town of Newton, Manitowoc County from A-2  
97 (General Agriculture) District to A-1 (Agriculture/Rural Residential) District; and

98  
99 WHEREAS, the Town of Newton has submitted its text and map amendments to the  
100 Manitowoc County Board of Supervisors for approval, and a copy of the amended zoning  
101 ordinance has been provided to each member of the Manitowoc County Board of Supervisors for  
102 review;

103  
104 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of  
105 Supervisors approves the text amendments to the Town of Newton Zoning and Land Division  
106 Ordinance that were adopted by the Town Board of the Town of Newton on February 13, 2019;  
107 and

108  
109 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors approves  
110 the Town of Newtown's map amendments as adopted by the Town Board of the Town of Newton  
111 on February 13, 2019, which rezone certain properties owned by Eugene D & Diane L Reichwaldt  
112 Revoc Trust, James Zielinski ET UX, Dale G Lund, Zachary A Puddy, Garry M & Patsy L Schaal  
113 Revoc TR, WI Agri Edu Ctr Inc, Paul A & Elizabeth A Campanaro, Steven P & Colleen R Reuter,

114 Pamla M Mcnamara, MB Trust, T & L Investment Group, LLC, DS Thomas Properties LLC,  
115 Stecker Enterprises LLC, Fox Valley & Western, CNC Links LLC, Stecker Properties LLC,  
116 Richard & Mary Larson, Francis Lulloff, Schiek Investments, C Property LLC, William R Dehne,  
117 Jason M Gamble, Cheryl L Gamble, David E Mrotek, Rebecca L & Justin L Schnell, S & S  
118 Investments LLC, Lemaster Investments LLC, and Parcel No. 014-016-011-002.00.

Dated this 19th day of February 2019.

Respectfully by Kevin Behnke, Supervisor, District 12.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

#### ADJOURNMENT

Supervisor Muench moved to adjourn, seconded by Supervisor Dyzak, and the motion was adopted by acclamation. The meeting adjourned at 7:11 p.m.

Respectfully submitted,  
Jessica Backus, Manitowoc County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS  
MANITOWOC COUNTY, WISCONSIN

Tuesday, March 19, 2019

6:30 P.M.

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at The Heritage Center, in the City of Manitowoc, being the 19<sup>th</sup> day of March 2019, for the purpose of transacting business as a Board of Supervisors.

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

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

Roll call: 23 members present: Baumann, Behnke, Brey, Brunner, Cavanaugh, Dyzak, Falkowski, Gauger, Geimer, Gerroll, Hansen, Henrickson, Holschbach, Maresh, Metzger, Muench, Neils, Swade, Vogel, Vogt, Wagner, Williams, and Zimmer. Supervisor Hoffman and Nickels were excused.

On a motion by Supervisor Baumann, seconded by Supervisor Williams the February 19, 2019 meeting minutes were approved on a unanimous vote.

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

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS

County Executive Bob Ziegelbauer and Chairperson Brey presented a Proclamation Proclaiming the Month of April as Child Abuse and Neglect Prevention Month to Human Services Director Patricia Dodge. Ms. Dodge thanked the Board for the proclamation. She provided information on how the Human Services Department and other community organizations drive awareness with multiple events during the month of April. She wanted to note that these events are to raise awareness, and provide a healthy, family bonding time.

County Executive Bob Ziegelbauer and Chairperson Brey presented a Proclamation in Honor of National Public Safety Telecommunicators Week to Emergency Management Director Travis Waack. Mr. Waack thanked the Board on behalf of the staff at the Joint Dispatch Center for the proclamation. He commended them on the excellent job they do when it comes to being the first responder to an emergency to help the untrained individual on the other end of the line.

County Executive Bob Ziegelbauer and Chairperson Brey presented a Proclamation to Harvey Janette in recognition of his 18 years of service to the Solid Waste Management Committee. Mr. Janette thanked the board for the honor.

County Executive Bob Ziegelbauer and Chairperson Brey presented a Proclamation to Donna Kieckbusch in recognition of her 23 years of service to the Solid Waste Management Committee.

Department of Health Services Northeast Regional Director Chris Culotta presented a 140 Review Certificate to Health Department Director Mary Halada. This certificate of designation from the Department of Health Services is awarded when a health department meets all level 2 requirements and is in good standing for five years. Mr. Culotta complimented Ms. Halada and the staff on how accommodating they were during the review. Ms. Halada thanked Mr. Culotta and his staff for the certificate and how well the process was handled.

Public Works Director Gerry Neuser and Corporation Counsel Peter Conrad reported on Master Solid Waste Agreement with Waste Management Inc. The agreement requires the County to direct solid waste from the County's municipalities to the Ridgeview Landfill in exchange for the substantially reduced tipping fee at the landfill. Waste Management will offer the tipping fee reduction in exchange for the County acting as a central billing agent. This agreement would be valid for five years with the option of up to two five-year extensions. It is a similar agreement to the original agreement signed in 1999 which had two extensions.

County Treasurer Nancy Saueressig spoke on her resignation and mentioned it has truly been an honor serving as the County Treasurer the last three years, along with seven years prior as deputy treasurer. She and her husband plan to move back home to the western side of the state and be at the beckon call of their children and grandchildren.

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

Chairperson Brey declared public comment open at 7:10 p.m.

Maura Yost, Town of Centerville, reminded everyone of the April 2<sup>nd</sup> election, along with ways to vote, register, or find a polling place. She reported her concern for her safety due to repeated critical belligerent manner from a supervisor. She addressed concerns of our county's financial ongoing stress and advocated for a half-penny sales tax to reduce the pattern of borrowing, sending millions of tax dollars out of the county while indebting current and future taxpayers for decades to come.

Supervisor Zimmer made a point of order stating individuals providing public comment need to identify him/herself by name and address. Chairperson Brey determined Ms. Yost providing her name and Town of Centerville as her address was adequate.

No one else present wished to speak, subsequently Chairperson Brey closed public input at 7:18 p.m.

#### APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Brey presented County Executive Ziegelbauer's appointments of Shirley Fessler, Dr. Brian Konowalchuk, and Shannon Wanek to the Board of Health for a two year term expiring April 2021. Supervisor Vogel moved, seconded by Supervisor Metzger to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Brey presented County Executive Ziegelbauer's appointments of Jack Nasep and Laurie Burke to the Human Services Board for a three year term expiring April 2022. Supervisor Henrickson moved, seconded by Supervisor Falkowski to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Brey presented County Executive Ziegelbauer's appointment of W. Michael Slattery to the Land Conservation Committee. Supervisor Wagner moved, seconded by Supervisor Gauger to approve the appointments. Upon voice vote, the motion carried unanimously.

Chairperson Brey 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, 2022. Supervisor Falkowski moved, seconded by Supervisor Swade to approve the appointments. Upon voice vote, the motion carried unanimously.

Chairperson Brey presented County Executive Ziegelbauer's appointment of Supervisor Todd Holschbach to the Manitowoc Public Library Board of Trustees to complete a term expiring April 30, 2022. Supervisor Metzger moved, seconded by Supervisor Cavanaugh to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Brey presented County Executive Ziegelbauer's appointments of Tammy Desten and Shirley Fessler to the Transportation Coordinating Committee for a three year term expiring April 2022. Supervisor Holschbach moved, seconded by Supervisor Baumann to approve the appointments. Upon voice vote, the motion carried unanimously.

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

Board of Health: Supervisor Metzger gave a brief report.

Criminal Justice Coordinating Council: Supervisor Muench gave a brief report.

Executive Committee: Chairperson Brey gave a brief report.

Supervisor Behnke moved, seconded by Supervisor Gerroll to enact Ordinance 1 (2018/2019-79) Amending Manitowoc County Code Chapter 1 (County Organization) and Chapter 2 (County Department and Agencies). Upon vote, the motion carried unanimously.

No. 2018/2019 - 79

#### **ORDINANCE AMENDING MANITOWOC COUNTY CODE CHAPTER 1 (COUNTY ORGANIZATION) AND CHAPTER 2 (COUNTY DEPARTMENTS AND AGENCIES)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

- 1 WHEREAS, Chapter 1 (County Organization) of the Manitowoc County Code governs
- 2 organizational matters of the County; and
- 3

4 WHEREAS, Chapter 2 (County Departments and Agencies) of the Manitowoc County Code  
5 governs the structure and responsibilities of County departments; and  
6

7 WHEREAS, amendments must be made to the Manitowoc County Code from time-to-time  
8 to maintain relevancy, reflect current practices, and address new issues and circumstances; and  
9

10 WHEREAS, the Natural Resources and Education Committee has the sole responsibility for  
11 the Manitowoc County UW-Extension Department, which includes providing guidance and  
12 oversight of all educational programming and administration for programs supporting  
13 Agriculture/Ag Business, 4-H and Youth Development, FoodWise Nutrition Education, and  
14 Human/Family and Community Development; and  
15

16 WHEREAS, the proposed amendment to § 1.04 (County Board Committees) renames the  
17 Natural Resources and Education Committee to the UW-Extension Education and Agriculture  
18 Committee to more precisely described its current duties; and  
19

20 WHEREAS, the proposed amendments to Chapter 2 of the Manitowoc County Code will  
21 update the Code to accurately reflect the current organization and structure of Manitowoc County  
22 government including its departments, committees, commissions; and  
23

24 WHEREAS, after careful consideration and review, the Executive Committee recommends  
25 approval of the following amendments to the Manitowoc County Code;  
26

27 NOW, THEREFORE, the County Board of Supervisors of the County of Manitowoc does  
28 ordain as follows:  
29

30 Manitowoc County Code § 1.04(3)(f) is amended to read as follows:  
31

- 32 (f) ~~UW-Extension Education and Agriculture~~~~Natural Resources and Education~~  
33 ~~Committee. The UW-Extension Education and Agriculture~~~~Natural Resources and~~  
34 ~~Education~~ Committee has policy oversight authority for the UW Extension Office  
35 and the Soil Conservation Office and may recommend policies for supporting  
36 agriculture and conservation. The committee may, within the limits of the budget  
37 authorized by the county board, approve the purchase of capital equipment; acquire  
38 gifts; authorize applications for state aid; enter into contracts with landowners; and  
39 sponsor educational programs in the areas of agribusiness, agriculture, community  
40 resource development, family living education, and 4H-youth development.  
41

42 Manitowoc County Code § 2.01(1) is amended to read as follows:  
43

- 44 (1) The principal administrative unit of Manitowoc County government shall be the  
45 department.  
46  
47 (a) Each department shall be headed by a department director who, unless  
48 otherwise provided by law, shall be appointed by the county executive,  
49 subject to confirmation by the Manitowoc County Board of Supervisors.



(b) Each department director shall be under the supervision of the county executive, and shall be responsible for the management of the department subject to the requirements of federal law, state law, and county ordinances and policies.

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

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

Manitowoc County Code § 2.01(2) is deleted in its entirety as follows:

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

Manitowoc County Code § 2.015 is deleted in its entirety as follows:

~~2.015 County Divisions.~~

~~(1) There is hereby created a Division of Emergency Services which shall include the Office of Emergency Management and the Joint Dispatch Center.~~

Manitowoc County Code § 2.02 is amended to read as follows:

2.02 County Departments.

There are established the following county departments, named as stated herein and with the powers and duties described herein and in the applicable provisions of the Wisconsin Statutes.

(1) Aging and Disability Resource Center. The Aging and Disability Resource Center (ADRC) is responsible for the operation of programs and providing outreach and aging and disability resource center services to the general public, persons who are elderly, and adults with developmental disabilities, mental illness, or physical disabilities in Kewaunee and

Manitowoc Counties with respect to matters related to aging and disability.

- (3) Soil and Water Conservation. The Soil and Water Conservation Department, under the authority granted pursuant to Wis. Stat. chs. 59, 91, 92, and 281, shall is responsible for promote promoting the public health, safety, and general welfare by encouraging sound conservation methods that protect agricultural methos which preserve the soil, and water, and related natural resources of Manitowoc County ~~and assist farmers of Manitowoc County in implementing effective farming methods which enhance the agricultural economy of Manitowoc County, pursuant to Wis. Stat. Chs. 91 and 92, and applicable portions of Title 7 of the United States Code.~~
- (4) Child Support. The Child Support Department ~~shall is responsible for administering Title IV-D of the Federal Social Security Act [42 U.S.C. §§-651 - 665] in Manitowoc County in order to maximize the well-being of children and families dependent on parental support. The Department shall be supervised by the Child Support Coordinator or Child Support Director employed by the County.~~
- (5) Clerk of Circuit Court. The Office of the Clerk of Circuit Court ~~Department shall provide support staff for efficient operation of the Circuit Court for Manitowoc County and collection of child support, is responsible for the administration of and record keeping for the Circuit Courts of Manitowoc County as well as performing such and carry out the other duties and responsibilities as set forth in Wis. Stat. §§ 59.40 - 59.41.~~
- (6) Comptroller/Auditor. The Office of the Comptroller is responsible for overseeing Manitowoc County's /Auditor is the county's chief financial officer and his or her department is responsible for the county's financial accounting, reporting, and management systems; is empowered to monitoring the overall financial condition and operation of Manitowoc Cthe county and its subunits; coordinating the external audit; and is granted the authority to inspect the books and records of any county department or other subunit at any time. The Comptroller/Auditor is responsible for preparing budget recommendations and proposals; operating and issuing the payroll; supervising the payment of all bills and claims; coordinating insurance coverage other than insurance provided as an employee benefit; serving as liaison to federal and state agencies with respect to all fiscal matters; and performing such other duties and responsibilities as may be required pursuant toas set forth in Wis. Stat. § 59.47.
- (7) Coroner. The Office of the Coroner~~Department is responsible for shall performing the duties assigned to the office by Wis. Stat. Chch. 979~~

related to the investigation of deaths ~~as well as performing such~~ and other duties ~~and responsibilities as set forth in provided by~~ Wis. Stat. §§ 59.34 - 59.39.

- (8) Corporation Counsel. The Office of the Corporation Counsel ~~shall is~~ responsible for providing civil legal counsel to all county departments and officers pursuant to Wis. Stat. § 59.42; ~~coordinate~~ coordinating legal representation of ~~the e~~Manitowoc County by outside counsel; represent the County Child Support Department ~~Agency~~ in enforcement of child support orders; representing the interests of the public in guardianship cases under Wis. Stat. ~~Ch. 880~~ ch. 54; protective services and placements under Wis. Stat. ~~Ch. 55~~; child protection and services cases under Wis. Stat. ~~ch. § 48.13~~; and mental health, alcohol, and drug civil commitments under Wis. Stat. ~~Ch. 51~~; and when the interests of ~~the e~~Manitowoc County ~~or its insurers~~ require, allows or disallows claims made against the Manitowoc County pursuant to Wis. Stat. § 893.80 which do not exceed five hundred dollars (\$500.00). ~~and serves Notice of Disallowance of such claims; and serves Notice of Disallowance of claims under Wis. Stat. § 893.80 when the same have been disallowed by the Finance Committee or the Manitowoc County Board of Supervisors. A report of those claims allowed or disallowed by the Corporation Counsel shall be promptly forwarded to the Personnel and Finance Committees, and a report shall be made to the County Board of any claims allowed, at least annually.~~
- (9) County Clerk. The Office of the County Clerk is responsible for providing administrative and clerical services to the Manitowoc County Board of Supervisors; administering elections; issuing marriage licenses ~~shall act as secretary to and records custodian for the county board; act as agent of the State of Wisconsin for issuance of marriage licenses and hunting and fishing licenses; hold, as legal custodian, all county property; and performing such other duties and responsibilities as set forth in~~ defined in Wis. Stat. § 59.23.
- (10) ~~County~~ Treasurer. The Office of the Treasurer is responsible for receiving and investing all funds belonging to Manitowoc County; and pay out the same disbursing funds in payment ~~tender of~~ Manitowoc County's time sensitive obligations as directed by the Comptroller, Clerk of Court, and Register of Deeds; collecting and conducting settlements on postponed real estate taxes; collecting and maintaining accounts on delinquent real estate taxes; receipting and depositing all Manitowoc County monies; conducting In Rem tax foreclosure process; conducting unclaimed funds process; and performing such other duties and ~~along with other responsibilities and duties created by~~ as set forth in Wis. Stat. § 59.25.

- (11) District Attorney. The Office of the District Attorney is responsible for~~Provide staff support to the prosecuting on staff of the State of Wisconsin in criminal prosecutions of all traffic, misdemeanor, and felony matters~~defendants in Manitowoc County; the State of Wisconsin as provided by law; and performing such other~~the~~ duties and responsibilities as set forth in Wis. Stat. Ch. 978.
- (12) ~~Emergency Services~~Management. The Emergency Services Department is responsible for conducting the~~Coordinate~~ planning necessary to ensure~~the adequate protection of~~ assure that Manitowoc County citizens will be~~adequately protected~~ in the event of radiological or other disaster~~s~~, as provided by Wis. Stat. Ch. 166, and Ch. 3 of this Code. Assisting in implementation of the Superfund Amendments and Reauthorization Act (SARA), P.L. 99-499; providing standards for effective inter-agency coordination and communications between police, fire, rescue, emergency medical, and emergency management services; providing user authorizations, encryption authorization, and usage policies for the county-wide public safety radio network; providing a reliable and responsive, cost effective county-wide communications link for the public to police, fire, rescue, emergency medical, and emergency management services through operation of a Joint Dispatch Center; providing dispatch services for the Manitowoc County and any municipality that enters into a Joint Dispatch Agreement with Manitowoc County; and performing such other duties and responsibilities as set forth in Wis. Stat. ch. 323.
- (12m) Family Court Commissioner. The Office of the Family Court Commissioner is responsible for performing those functions~~Department shall assume those powers assigned to the Family Court Commissioner by the Manitowoc County Circuit Court pursuant to Wis. Stat. § 757.69; 67.13, to adjudicate actions affecting the family under Wis. Stat. Ch. 767; and assume those duties assigned to the Family Court Commissioner by the Manitowoc County Circuit Court. The Family Court Commissioner shall providing~~ child support services under contract to the Manitowoc County Child Support Department.
- ~~(14) Health Care Center. Wis. Stat. §§ 49.16 and 49.45(6m) and Wis. Stat. Ch. 50.~~
- (15) Highway. The Highway Department is responsible for:
- (a) ~~There is hereby created a Highway Department, and the highway commissioner appointed by the county executive pursuant to Wis. Stat. § 83.01(1)(c) will serve as its department director.~~
- (ab) ~~The Highway Department is responsible for p~~Providing for the convenient and safe transportation of people and goods within

Manitowoc County by constructing and maintaining highways of suitable standards and specifications. Pursuant to Wis. Stat. § 83.035, the highway commissioner or the highway commissioner's designee is authorized to enter into contracts with cities, villages, and towns within the county to construct and maintain highways; and;

(b) ~~The Highway Department is responsible for the o~~Operationg and maintenance of the Manitowoc County Airport.

(d) ~~The Highway Department is responsible for the operation and maintenance of the Manitowoc County park system.~~

(16) Human Services ~~Department~~. The Human Services Department is responsible for providing services ~~shall~~;

(a) ~~Within the limits of available funding, provide services to the mentally ill individuals, developmentally disabled minors, alcohol and drug dependent individuals, and brain injured minors residents of Manitowoc County in the least restrictive setting and in the most cost-effective manner possible; pursuant to Wis. Stat. §§ 51.42 and 51.437, seeking to provide necessary care and treatment in the least restrictive setting and in the most cost-effective manner possible.~~

(b) ~~P~~provideing income maintenance to dependent and needy persons pursuant to Wis. Stat. §§ 49.02 and 49.19 - 49.90;

(c) ~~H~~helping children, adults, and families to deal with personal and family problems by providing social and protective services pursuant to Wis. Stat. ~~c~~Chs. 46, 48, 54, and 55; and

(d) ~~A~~assisting the courts in adjudication of juvenile cases under Wis. Stat. ~~c~~Ch. 48 to promote rehabilitation of youth while protecting the public.

(16m) ~~Information Systems. The Information Systems Department shall provide data, network, systems development, and technical services to all units of Manitowoc County government. Data services provided will include the development and management of databases to support data collection, storage, access, retention, and retrieval. Network services provided will include the design, installation, maintenance, and support of computer networks. Systems development services will include the identification and evaluation of emerging technologies; creation of a county-wide technology plan; the implementation of security policies and procedures; and supervision of the design, development, testing, implementation, maintenance, and support of information systems. Technical services~~

provided will include the installation, maintenance, and support of hardware and software and the coordination of such technical services with outside vendors.

(16t) ~~Joint Dispatch Center. The Joint Dispatch Center is responsible for providing a reliable and responsive, cost effective county wide communications link for the public to police, fire, rescue, emergency medical, and emergency management services. The Joint Dispatch Center will receive 911 and non-emergency requests for dispatch services, identify the source of the request, determine the type of request, and route the request to the appropriate police, fire, rescue, emergency medical, emergency management, or other government agency for immediate response. The Joint Dispatch Center will provide dispatch services for the county and any municipality that enters into a Joint Dispatch Agreement with Manitowoc County.~~

(16u) ~~Land Information Office. The Land Information Office is created pursuant to Wis. Stat. 59.72(3) and is responsible for coordinating land information projects within the county and between the county and other local units of government; developing and securing approval for a countywide plan for land records modernization; and reviewing and recommending grant projects from local governmental units to the state department of administration. The office will be comprised of the Register of Deeds and the GIS coordinator.~~

(16v) Personnel Department. The Personnel Department is responsible for maintaining the Employee Policy Manual, which includes the proposal of new policies and revision of existing policies; monitoring and recommending changes to the employee benefit and compensation plans; overseeing the administration of the self-funded worker's compensation program; assisting

---

(a) ~~There is hereby created a personnel department headed by a personnel director appointed by the county executive, subject to confirmation by the county board.~~

---

(b) ~~The personnel department will administer or provide assistance to other departments with respect to all personnel-related plans, policies, and procedures, and programs including, but not limited to, classification, collective bargaining, compensation, departmental organization, employee assistance, employee benefits, employee development and training, family and medical leave, grievance processing, job classification, recruitment and hiring, performance planning and review, personnel and medical records, safety programs; and such other personnel related duties~~

as the county board, the personnel committee, or the county executive may from time to time specify.

---

(e) ~~The personnel department will assisting other departments in complying with applicable federal and state laws, regulations, and rules relating to personnel activities, such as ADA compliance, affirmative action programs, civil rights laws, family and medical leave acts, and HIPPA and OSHA regulations; and performing such other personnel related duties and responsibilities as the county board, personnel committee, or county executive may assign.~~

---

(d) ~~The personnel department will advise and assist the county executive, county board, department heads, and employees regarding personnel matters.~~

(17) Planning and Zoning. The Planning and Zoning Department is responsible for:

(a) ~~There is hereby created a Planning and Zoning Department, with a department director appointed by the county executive pursuant to Wis. Stat. § 59.17(2)(b).~~

(a) ~~The Planning and Zoning Department is responsible for p~~Providing the professional planning and zoning services necessary to promote the public health, safety, convenience, and general welfare of Manitowoc County and; to encourage the planned and orderly land use development; ~~to protect property values and the property tax base;~~ and to achieve the purposes for which planning and zoning authority has been granted to ~~the e~~Manitowoc County pursuant to Wis. Stat. § 59.69(1) and other applicable statutes;

(b) Performing property listing functions, including providing maps, legal descriptions, and parcel information to public agencies and the general public as well as coordinating with local municipalities to enable the preparation of real and personal property assessment and tax rolls;

(c) The Planning and Zoning Department is responsible for administering the Airport Height Limitations, General Zoning, Large Wind Energy Systems, Nonmetallic Mining Operations, Private Sewage Systems, Private Water Systems, Setbacks, Shoreland/Floodplain Zoning, Small Wind Energy Systems, Standards for Wireless Communications Facilities; and Subdivision Regulations ordinances. Operating the Manitowoc County park system; and

(d) Acting as the Land Information Office pursuant to Wis. Stat. 59.72(3) to coordinate land information projects within Manitowoc County and between Manitowoc County and other local units of government; develop and secure approval for a countywide plan for land records modernization; and review and recommend grant projects from local governmental units to the state department of administration.

(18) Health Department. ~~The hHealth dDepartment, which is created pursuant to Wis. Stat. § 250.02(1) and 251.02(1).~~ The health department is responsible for promoting the health and physical well-being of the eCounty's residents and visitors by providing services required of a local health department under Wis. Stat. § 251.05(1)(a); as well as by providing additional services as specified in Wis. Admin. Code § 140.06(1)(a) — (f); and by performing such other additional duties and responsibilities as set forth in applicable statutes, codes, and ordinances as may be specified in Manitowoc County Code ch. 7.

(19) Public Works. The Public Works Department is responsible for:

---

(a) Provideing for the management, maintenance, and improvement of all county buildings and lands except lands under the jurisdiction of the Planning and Zoning Department or the Highway Department as well as; supervisinge the construction of facilities for county departments other than the Highway Department;

---

(b) Providing for the management, maintenance, and improvement of the County-wide public safety radio network infrastructure, including support for the Joint Dispatch Center radio consoles and E911 and call recording systems;

---

(c) Operating a Material Recycling Facility to assist withdevelop facilities of methods for theadequate, sanitary disposal of solid waste in Manitowoc County in compliance with Wis. Stat. cChs. 287 and 289, in Manitowoc County.;

---

(d) Operating the Manitowoc County Expo Center; and

---

(e) Providing information services to all units of Manitowoc County government including the development and management of databases to support data collection, storage, access, retention, and retrieval (data services); the design, installation, maintenance, and support of computer networks (networking services); the identification and evaluation of emerging technologies, the creation of a county-wide technology plan, the implementation of



415 security policies and procedures, and the supervision of the design,  
416 development, testing, implementation, maintenance, and support of  
417 information systems (systems development); and the installation,  
418 maintenance, and support of hardware and software and the  
419 coordination of such technical services with outside vendors  
420 (technical services).

421  
422 (20) Register of Deeds. -The Office of the Register of Deeds is responsible  
423 for~~shall~~ maintaining accurate and reliable records of all documents  
424 lawfully submitted for recording; ~~accept applications for state~~  
425 ~~identification cards,~~ furnishing copies of vital records; ~~and performing~~  
426 ~~such~~ all other duties and responsibilities as set forth in the Wisconsin  
427 Statutes. ~~The Register of Deeds shall also coordinate and direct the~~  
428 ~~operation of the Land Information Office.~~

429  
430 (21) Register in Probate. The Office of the Register in Probate, u~~Under the~~  
431 supervision of the Manitowoc County Circuit Court, is responsible for  
432 maintaining court records of formal and informal estates, step-parent,  
433 private and agency adoptions, guardianships, conservatorships, protective  
434 placements and minor guardianships, mental health, alcoholic and drug  
435 dependency civil commitments; administer the probate branch of the  
436 Manitowoc County judicial system by probating estates; accepting and  
437 keeping records of guardianship, mental health, alcoholic commitment;  
438 performing the duties and responsibilities of a circuit court commissioner  
439 pursuant to Wis. Stat. § 757.69 and 757.70 when so appointed pursuant  
440 to Wis. Stat. §§ 757.68; and performing such other duties and  
441 responsibilities as set forth in other special proceedings, pursuant to Wis.  
442 Stat. §§ 851.71.851.75. The Register in Probate Department shall not  
443 accept original last wills and testaments for safekeeping, but shall continue  
444 to retain wills deposited on or before July 1, 1982.

445  
446 (22) Sheriff. The Office of the Manitowoc County Sheriff is responsible for  
447 maintain the peace; p~~Protecting~~ the public from violations of the state and  
448 county ~~criminal and police laws and ordinances;~~ operating~~the~~  
449 Manitowoc County jail; attending the the courts as requested by the judges  
450 thereof; serving process in the e~~Manitowoc County as required by the~~  
451 Wisconsin Statutes; and performing such other~~the~~ duties and  
452 responsibilities set forth in the Wisconsin statutes~~Wis. Stat. §§ 53.30–~~  
453 ~~53.45; 59.26–59.33; Chs. 806, 815, 818, and 846.~~

454  
455 (23) University of Wisconsin Extension. The University of Wisconsin  
456 Extension is responsible for e~~Enhancing~~ the quality of life of Manitowoc  
457 County residents by bringing the knowledge and education base of the  
458 University of Wisconsin System to the citizens of Manitowoc County  
459 through agents and support personnel, pursuant to Wis. Stat. § 59.56-(3).

- 461 (24) Veteran's Services. The Office of Veteran's Services is responsible for  
462 aAssisting veterans of the armed forces of the United States and their  
463 dependents with their personal needs as regards to state and federal VA  
464 benefits as provided by~~authorized by~~ Wis. Stat. §ch. 45.  
465

466 Manitowoc County Code § 2.03(3) is amended to read as follows:  
467

- 468 (3) Disposal of Surplus ~~Personal~~ Property.  
469

470 Manitowoc County Code § 2.03(3)(a) is amended to read as follows:  
471

- 472 (a) Manitowoc County may dispose of surplus ~~personal~~ property by any means  
473 determined to be in the best interest of the county. The Public Works Committee  
474 may authorize the disposal of such property by any of the following means: sale at  
475 public auction; sale through an auction service; acceptance of an offer to purchase  
476 in response to a request for competitive bids or proposals; private sale; donation to  
477 a county agency, board, commission, department, or office; donation or sale to a  
478 city, town, or village located within Manitowoc County; donation to a charitable  
479 organization; or destruction of the property where appropriate. Except for tax  
480 foreclosed real estate, no real estate owned by the county may be sold unless the  
481 sale is first authorized by majority vote of the Manitowoc County Board of  
482 Supervisors.  
483

484 Manitowoc County Code § 2.03(3)(e) is deleted in its entirety as follows:  
485

- 486 (e) ~~If the property is sold to a city, town, or village located within Manitowoc County,~~  
487 ~~the Public Works Committee shall determine the sale price.~~  
488

489 Manitowoc County Code § 2.04(3)(b) is amended to read as follows:  
490

- 491 (b) Composition. The commission on aging shall be composed of 120 members as  
492 follows:- Five of the membes will be the two county board supervisors from each  
493 of Manitowoc and Kewaunee County; five citizens representing the elderly; two  
494 citizens representing the physically disabled; and one citizen representing the  
495 intellectually disabled who are on the Natural Resources and Education Committee.  
496 ~~The remaining five citizen members must be older individuals with recognized~~  
497 ~~ability and demonstrated interest in services for older individuals.~~  
498

499 Manitowoc County Code § 2.04(7) is amended to read as follows:  
500

- 501 (7) Land Conservation Committee. The Land Conservation Committee is created  
502 pursuant to Wis. Stat. § 92.06, for the purpose of performing policy formulation  
503 and program responsibilities authorized by Wis. Stats. Ch. 92. The committee will  
504 be composed of the UW-Extension Education and Agruculture~~Natural Resources~~  
505 ~~and Education~~ Committee, the chairperson of the County Farm Service Agency  
506 Committee or a member of the County Farm Service Agency Committee designated

by the Chairperson of the County Farm Service Agency Committee, and a Conservation Congress Delegate from Manitowoc County. Each committee member's term will begin on the 3rd Tuesday in April in even-numbered years and continue for two years or until a successor is appointed, whichever is longer. Committee members may be reappointed. The County Board will designate a representative of the Planning and Park Commission and the Public Works Committee to serve as advisers to the committee.

Manitowoc County Code § 2.04(7m)(b) is amended to read as follows:

- (b) The Register of Deeds, the Treasurer, the Director of the Planning and Zoning Department, and the real property lister, or a designee, will be ex officio members of the council. The remaining members of the council will be appointed by the county executive, subject to confirmation by the county board, and will include a member of the county board, a representative of the land information office, a realtor or a member of the Realtors Association employed within the county, a public safety or emergency communications representative employed within the county, and the county surveyor or a registered professional land surveyor employed within the county, and one public representative.

Manitowoc County Code § 2.04(19) is deleted in its entirety as follows:

- ~~(19) — Commission on Recycling and Clean Sweep Program. There is created the “Manitowoc County Commission on Recycling and Clean Sweep Program.”~~
- ~~(a) — The Commission shall have six (6) members. At least one (1) member shall be a member of the Manitowoc County Board of Supervisors.~~
- ~~(b) — The Commission members shall be appointed for a term of two (2) years, which shall commence with the first day of March. One half (1/2) of the initial members shall serve a one (1) year term so that the members' terms are staggered.~~
- ~~(d) — The Commission may adopt rules of order; by laws; establish subcommittees (which may include public members); and take other appropriate action to achieve its purpose.~~
- ~~(e) — The purpose of the Manitowoc County Commission on Recycling and Clean Sweep Program shall be to work with the County, municipalities, waste generators, and waste haulers to develop programs increasing the proportion of solid waste which is recycled, and to advise the Public Works Committee on operations of the Clean Sweep Program.~~
- ~~(f) — The Commission shall report at least annually to the Public Works Committee.~~

(g) — ~~The Public Works Department shall be responsible for providing staff and support services to the Commission.~~

Manitowoc County Code § 2.04(20)(c) is amended to read as follows:

(c) All members shall be appointed by the County Executive, subject to confirmation by the County Board, and shall be persons familiar with the transportation service needs of the elderly and the disabled. The District Office of the Wisconsin Department of Transportation may designate a person on its staff, subject to approval by the County Administrator/Executive, to attend meetings in an advisory capacity. The appointment of any County Board supervisor to the Committee shall be made at the April reorganization meeting of the County Board. Appointments of all other members shall be made at the regular April County Board meeting.

and

BE IT FURTHER ORDAINED that this ordinance shall be effective upon publication.

Dated this 19th day of March 2018.

Respectfully submitted by the Executive Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Falkowski moved, seconded by Supervisor Wagner to adopt Resolution 14 (2018/2019-80) Appointing Amy Kocian to Fill the Unexpired Term of the Current County Treasurer. Upon vote, the motion carried unanimously.

No. 2018/2019 - 80

**RESOLUTION APPOINTING AMY KOCIAN TO FILL THE  
UNEXPIRED TERM OF THE CURRENT COUNTY TREASURER**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

WHEREAS, Nancy Saueressig is the current Manitowoc County Treasurer with her term beginning January 2, 2017 and ending January 3, 2021; and

WHEREAS, Ms. Saueressig has tendered her resignation as Manitowoc County Treasurer effective May 10, 2019; and

WHEREAS, Amy Kocian is currently the Deputy Treasurer and has diligently served in that capacity since May 29, 2018; and

10 WHEREAS, pursuant to Wis. Stat. § 17.21(3), the Manitowoc County Board of  
11 Supervisors may appoint a County Treasurer when a vacancy occurs during an existing treasurer's  
12 term; and

13  
14 WHEREAS, after thorough review and careful consideration, I am recommending the  
15 appointment of Amy Kocian to fulfill the remaining unexpired term of the current County  
16 Treasurer effective at 12:00 a.m., May 11, 2019;

17  
18 NOW THEREFORE BE IT RESOLVED that the Board of Supervisors of the County of  
19 Manitowoc hereby appoints Amy Kocian as the Manitowoc County Treasurer effective at 12:00  
20 a.m., May 11, 2019; and

21  
22 BE IT FURTHER RESOLVED that Ms. Kocian shall serve out the entirety of the  
23 remaining unexpired term of the current County Treasurer, which ends January 3, 2021.

Dated this 19th day of March 2019.

Respectfully submitted by Jim Brey, Chair, Manitowoc County Board of Supervisors.

FISCAL IMPACT: None.

LEGAL NOTE: The authority to appoint a county treasurer when a vacancy occurs during  
an existing term lies exclusively with the County Board pursuant to Wis.  
Stat. § 17.21(3); therefore, such action is not subject to approval or veto by  
the County Executive.

Expo-Ice Center Board: Supervisor Gauger gave a brief report.

Finance Committee: Supervisor Hansen gave a brief report.  
Supervisor Hansen moved, seconded by Supervisor Baumann to adopt Resolution 2 (2018/2019-  
81) Authorizing Fund Balance Designations, Carry-Over, Transfers, and Re-appropriation of  
Specified Funds from 2018 to 2019. Upon vote, the motion carried unanimously.

No. 2018/2019 - 81

**RESOLUTION AUTHORIZING FUND BALANCE DESIGNATIONS,  
CARRY-OVER, TRANSFERS, AND RE-APPROPRIATION OF  
SPECIFIED FUNDS FROM 2018 TO 2019**

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 2017  
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 re-appropriated in the  
14 2018 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 re-  
18 appropriation requests be approved; and  
19

20 WHEREAS, Wisconsin statutes and adopted rules of the Board of Supervisors of  
21 Manitowoc County require that the County Board take official action to authorize the designation,  
22 carry-over, transfer, and re-appropriation of funds; and  
23

24 WHEREAS, sound financial practice requires that such carry over designations and  
25 transfers be recorded in the official books of Manitowoc County; and  
26

27 WHEREAS, any additional items or adjustments that may be required at the completion of  
28 Manitowoc County's external audit will be brought to the County Board in a separate resolution  
29 at the conclusion of the field work of the external audit;  
30

31 NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Manitowoc  
32 County Board that the following funds and their designations are authorized to be carried over  
33 from the official books of Manitowoc County for the year ended December 31, 2018 to the official  
34 books of Manitowoc County for the year ending December 31, 2019; that the funds be re-  
35 appropriated and expended as may be required; and that the 2018 Annual Budget is amended and  
36 the appropriate line items be increased as necessary:

NON-SPENDABLE FUND BALANCE

Account Number	Description	Amount
100.34100	Resrvd-Property Taxes	\$1,350,225
100.34103	Resrvd-Mortgage Receivable	\$99,000
100.34115	Resrvd-Prepaid Items	\$115,824
100.34120	Resrvd-Inventory	\$51,315
TOTAL		\$1,616,364

RESTRICTED FUND BALANCE

100.34240	Unres/Desig-Public Health	\$3,066
100.34245	Unres/Desig-Veterans Srv	\$41,041
100.34256	Unres/Desig-Utility Conserv	\$540,699
100.34270	Unres/Desig-Lnd Rec Modern	\$279,673
100.34271	Unres/Desig-ROD Redaction	\$85,812
100.34284	Unres/Desig-UW Extension	\$1,960
TOTAL		\$952,251

COMMITTED FUND BALANCE

100.34232	Unres/Desig-Mapping	\$82,620
100.34233	Unres/Desig-Area Plan PP	\$133,187
100.34272	Unres/Desig-ROD Project	\$20,000
100.34274	Unres/Desig-Parks Tree Plnt	\$4,748
100.34277	Unres/Desig-Vehicle Pool PW	\$111,179
100.34278	Unres/Desig-D.A. Office	\$10,000
100.34280	Unres/Desig-Emgt Hazmat	\$158,925
100.34282	Unres/Desig-Personnel	\$5,559
100.34289	Unres/Desig-Elections CC	\$81,232
100.34293	Unres/Desig-Communications Pro	\$277,712
100.34294	Unres/Desig-PW-PBX Phone Sys	\$101,382
TOTAL		\$986,544

and

BE IT FURTHER RESOLVED that remaining funds in the County's Special Revenue Funds, Debt Service Funds, and Capital Projects Funds be carried forward for their intended purpose as previously approved by the County Board and may be re-appropriated in the 2019 budget as may be required; and

BE IT FURTHER RESOLVED that the Comptroller/Auditor is directed to record such information in the official books of the County for the year ended December 31, 2018 and for the year ending December 31, 2019 as may be required.

Dated this 19th day of March 2019.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Carries over and transfers the amounts specified from the 2018 budget to the 2019 budget and amends the 2019 Annual Budget as may be required.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Hansen moved, seconded by Supervisor Brunner to adopt Resolution 3 (2018/2019-82) Resolution Authorizing the Issuance and Sale of a \$6,505,000 Note Anticipation Note. Upon vote, the motion carried unanimously.

No. 2018/2019 - 82

**RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF A  
\$6,505,000 NOTE ANTICIPATION NOTE**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, on February 19, 2019, the County Board of Supervisors of Manitowoc  
2 County, Wisconsin (the "County") adopted Resolution No. 2018/2019-74, by a vote of more than  
3 3/4 of the members elect of the Manitowoc County Board of Supervisors, authorizing the issuance  
4 of general obligation promissory notes in an amount not to exceed \$6,505,000 for the public  
5 purpose of financing capital projects, consisting of construction and improvement of highways and  
6 the acquisition of equipment for the Manitowoc County recycling center (the "Project") (the  
7 above-referenced initial resolution is referred to herein as the "Initial Resolution"); and  
8

9 WHEREAS, counties are authorized by the provisions of Wis. Stat. ch. 67 to borrow money  
10 and issue general obligation promissory notes for such public purpose; and  
11

12 WHEREAS, the Manitowoc County Board intends to issue general obligation promissory  
13 notes (the "Securities") authorized by the Initial Resolution to provide permanent financing for the  
14 Project; and  
15

16 WHEREAS, the Securities have not yet been issued or sold; and  
17

18 WHEREAS, counties are authorized by the provisions of Wis. Stat. § 67.12(1)(b) to issue  
19 note anticipation notes in anticipation of receiving the proceeds from the issuance and sale of the  
20 Securities; and  
21

22 WHEREAS, it is the finding of the Manitowoc County Board of Supervisors that it is  
23 necessary, desirable and in the best interest of the County to authorize the issuance and sale of a  
24 note anticipation note pursuant to Wis. Stat. § 67.12(1)(b) (the "Note") in anticipation of receiving  
25 the proceeds from the issuance and sale of the Securities, to provide interim financing to pay the  
26 cost of the Project; and  
27



28 WHEREAS, Manitowoc County was duly organized and is validly existing and operating  
29 under and by virtue of the laws of the State of Wisconsin; and  
30

31 WHEREAS, it is the finding of the Manitowoc County Board of Supervisors that it is  
32 necessary, desirable and in the best interest of the County to sell the Note to Zions Bancorporation,  
33 N.A. (the "Purchaser"), pursuant to the terms and conditions of the Preliminary Private Placement  
34 Memorandum attached hereto as **Exhibit A** and incorporated herein by this reference (the  
35 "Proposal");  
36

37 NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of the  
38 County that:  
39

40 Section 1. Authorization and Sale of the Notes. In anticipation of the sale of the Securities,  
41 for the purpose of paying the cost of the Project, there shall be borrowed pursuant to Wis. Stat.  
42 § 67.12(1)(b) the principal sum of SIX MILLION FIVE HUNDRED FIVE THOUSAND  
43 DOLLARS (\$6,505,000) from the Purchaser in accordance with the terms and conditions of the  
44 Proposal. The Proposal is hereby accepted and the Chairperson and County Clerk or other  
45 appropriate officers of the County are authorized and directed to execute an acceptance of the  
46 Proposal on behalf of the County. To evidence the obligation of the County, the Chairperson and  
47 County Clerk are hereby authorized, empowered and directed to make, execute, issue and sell to  
48 the Purchaser for, on behalf of and in the name of the County, the Note in the principal amount of  
49 SIX MILLION FIVE HUNDRED FIVE THOUSAND DOLLARS (\$6,505,000) for the sum set  
50 forth on the Proposal, plus accrued interest to the date of delivery.  
51

52 Section 2. Terms of the Note. The Note shall be designated "Note Anticipation Note";  
53 shall be issued in the principal amount of \$6,505,000; shall be dated April 4, 2019; shall be in the  
54 denomination of \$100,000 or more; shall be numbered R-1; and shall bear interest at the rate per  
55 annum and mature on November 4, 2019 as set forth on the schedule attached hereto as **Exhibit B**  
56 and incorporated herein by this reference (the "Schedule"). Interest shall be payable at maturity.  
57 Interest shall be computed upon the basis of a 360-day year of twelve 30-day months and will be  
58 rounded pursuant to the rules of the Municipal Securities Rulemaking Board.  
59

60 Section 3. Redemption Provisions. The Note is subject to redemption prior to maturity, at  
61 the option of the County, on July 4, 2019 or on any date thereafter. Said Note is redeemable as a  
62 whole or from time to time in part, at the principal amount thereof, plus accrued interest to the date  
63 of redemption. Before the redemption of the Note, unless waived by the registered owner, the  
64 County shall give notice of such redemption by registered or certified mail at least thirty (30) days  
65 prior to the date fixed for redemption to the Purchaser or registered owner of each Note to be  
66 redeemed, in whole or in part, at the address shown on the registration books.  
67

68 Section 4. Form of the Note. The Note shall be issued in registered form and shall be  
69 executed and delivered in substantially the form attached hereto as **Exhibit C** and incorporated  
70 herein by this reference.  
71

72           Section 5. Security. The Note shall in no event be a general obligation of the County and  
73 does not constitute an indebtedness of the County nor a charge against its general credit or taxing  
74 power. No lien is created upon the Project or any other property of the County as a result of the  
75 issuance of the Note. The Note shall be payable only from (a) any proceeds of the Note set aside  
76 for payment of interest on the Note as it becomes due and (b) proceeds to be derived from the  
77 issuance and sale of the Securities, which proceeds are hereby declared to constitute a special trust  
78 fund, hereby created and established, to be held by the County Treasurer and expended solely for  
79 the payment of the principal of and interest on the Note until paid. The County hereby agrees that,  
80 in the event such monies are not sufficient to pay the principal of and interest on the Note when  
81 due, if necessary, the County will pay such deficiency out of its annual general tax levy or other  
82 available funds of the County; provided, however, that such payment shall be subject to annual  
83 budgetary appropriations therefor and any applicable levy limits; and provided further, that neither  
84 this Resolution nor any such payment shall be construed as constituting an obligation of the County  
85 to make any such appropriation or any further payments.

86  
87           Section 6. Segregated Debt Service Fund Account.

88  
89           (A)   Creation and Deposits. There be and there hereby is established in the treasury of  
90 the County, if one has not already been created, a debt service fund, separate and distinct from  
91 every other fund, which shall be maintained in accordance with generally accepted accounting  
92 principles. Debt service or sinking funds established for obligations previously issued by the  
93 County may be considered as separate and distinct accounts within the debt service fund.

94  
95           Within the debt service fund, there hereby is established a separate and distinct account  
96 designated as the "Debt Service Fund Account for Note Anticipation Note-2019" (the "Debt  
97 Service Fund Account") and such account shall be maintained until the indebtedness evidenced by  
98 the Note is fully paid or otherwise extinguished. There shall be deposited into the Debt Service  
99 Fund Account (i) all accrued interest received by the County at the time of delivery of and payment  
100 for the Note; (ii) any proceeds of the Note representing capitalized interest on the Note or other  
101 funds appropriated by the County for payment of interest on the Note, as needed to pay the interest  
102 on the Note when due; (iii) proceeds of the Securities (or other obligations of the County issued to  
103 pay principal of or interest on the Note); (iv) such other sums as may be necessary at any time to  
104 pay principal of and interest on the Note when due and which are appropriated by the County  
105 Board of Supervisors for that purpose; (v) surplus monies in the Borrowed Money Fund as  
106 specified below; and (vi) such further deposits as may be required by Wis. Stat. § 67.11.

107  
108           (B)   Use and Investment. No money shall be withdrawn from the Debt Service Fund  
109 Account and appropriated for any purpose other than the payment of principal of and interest on  
110 the Note until all such principal and interest has been paid in full and the Note canceled; provided  
111 that such monies may be invested in permitted municipal investments under the pertinent  
112 provisions of the Wisconsin Statutes ("Permitted Investments"), which investments shall continue  
113 to be a part of the Debt Service Fund Account. Said account shall be used for the sole purpose of  
114 paying the principal of and interest on the Note and shall be maintained for such purpose until the  
115 Note is fully paid or otherwise extinguished, and shall at all times be invested in a manner that

conforms with the provisions of the Internal Revenue Code of 1986, as amended (the "Code"), and any applicable Treasury Regulations (the "Regulations").

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

Section 7. Covenants of the County. The County hereby covenants with the owners of the Note as follows:

(A) It shall issue and sell the Securities as soon as practicable, as necessary to provide for payment of the Note;

(B) It shall segregate the proceeds derived from the sale of the Securities into the special trust fund herein created and established and shall permit such special trust fund to be used for no purpose other than the payment of principal of and interest on the Note until paid. After the payment of principal of and interest on the Note in full, said trust fund may be used for such other purposes as the County Board of Supervisors may direct in accordance with law; and

(C) It shall maintain a debt limit capacity such that its combined outstanding principal amount of general obligation bonds or notes or certificates of indebtedness and the \$6,505,000 authorized for the issuance of the Securities to provide for the payment of the Note shall at no time exceed its constitutional debt limit.

Section 8. Proceeds of the Note; Segregated Borrowed Money Fund. The proceeds of the Note (the "Note Proceeds") (other than any premium and accrued interest which must be paid at the time of the delivery of the Note into the Debt Service Fund Account created above) shall be deposited into a special fund separate and distinct from all other funds of the County and disbursed solely for the purpose or purposes for which borrowed or for the payment of the principal of and the interest on the Note. In no event shall monies in the Borrowed Money Fund be used to fund operating expenses of the general fund of the County or of any special revenue fund of the County that is supported by property taxes. Monies in the Borrowed Money Fund may be temporarily invested in Permitted Investments. Any monies, including any income from Permitted Investments, remaining in the Borrowed Money Fund after the purpose or purposes for which the Note has been issued have been accomplished, and, at any time, any monies as are not needed and which obviously thereafter cannot be needed for such purpose(s) shall be deposited in the Debt Service Fund Account.

Section 9. No Arbitrage. All investments made pursuant to this Resolution shall be Permitted Investments, but no such investment shall be made in such a manner as would cause the Note to be an "arbitrage bond" within the meaning of Section 148 of the Code or the Regulations and an officer of the County, charged with the responsibility for issuing the Note, shall certify as to facts, estimates, circumstances and reasonable expectations in existence on the date of delivery

of the Note to the Purchaser which will permit the conclusion that the Note is not an “arbitrage bond,” within the meaning of the Code or Regulations.

#### Section 10. 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 11. 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 12. 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 the 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 acknowledgements 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 calculation services. Any such contract heretofore entered into in conjunction with the issuance of the Note is hereby ratified and approved in all respects.

Section 13. Payment of the Note; Fiscal Agent. The principal of and interest on the Note shall be paid by the County Clerk or the County Treasurer (the "Fiscal Agent").

Section 14. Persons Treated as Owners; Transfer of Note. The County shall cause books for the registration and for the transfer of the Note to be kept by the Fiscal Agent. The person in whose name the Note shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on the Note shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Note to the extent of the sum or sums so paid.

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

The County shall cooperate in any such transfer, and the Chairperson and County Clerk are authorized to execute any new Note or Notes necessary to effect any such transfer.

Section 15. Continuing Disclosure. The continuing disclosure requirements of SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the "Rule") are not applicable to the Note because the Purchaser will covenant that it will hold and not make a primary offering of the Note, or otherwise will establish an exception to the Rule relating to the Note.

Section 16. Record Book. The County Clerk shall provide and keep the transcript of proceedings as a separate record book (the "Record Book") and shall record a full and correct statement of every step or proceeding had or taken in the course of authorizing and issuing the Note in the Record Book.

Section 17. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Dated this 19th day of March 2019.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: No tax levy impact at this time as this issue will be refinanced later this year. The principal sum of \$6,505,000 plus interest of approximately \$101,315.41 (assuming a November 4, 2019 redemption date) will be refinanced.

APPROVED: Bob Ziegelbauer, County Executive.

Highway Committee: Supervisor Behnke gave a brief report.

Human Services Board: Supervisor Cavanaugh gave a brief report.

Personnel Committee: Supervisor Maresh gave a brief report.

Planning and Park Commission: Supervisor Dyzak gave a brief report. Supervisor Dyzak moved, seconded by Supervisor Zimmer to adopt Resolution 4 (2018/2019-83) Authorizing 2019-2020 Snowmobile Trail Program. Upon vote, the motion carried unanimously.

No. 2018/2019 - 83

## **RESOLUTION AUTHORIZING 2019-2020 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 46 years of participation in the Wisconsin  
5 Snowmobile Aids Program by acquiring, developing, insuring, and maintaining public  
6 snowmobile trails in the County in accordance with Wisconsin Department of Natural Resources  
7 (DNR) standards; and  
8

9 WHEREAS, Manitowoc County is eligible to continue its participation in the Snowmobile  
10 Aids Program and has budgeted \$74,505.00 for a Snowmobile Trail Program to cover the costs for  
11 248.35 miles of trail; and  
12

13 WHEREAS, the Planning and Zoning Department has provided the County Board with a  
14 trail system map showing the 248.35 miles of trail that are included in the Snowmobile Trail  
15 Program;  
16

17 NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of  
18 Manitowoc approves the trail system map provided by the Planning and Zoning Department; and  
19

20 BE IT FURTHER RESOLVED that the Board of Supervisors of Manitowoc County  
21 hereby designates the Planning and Zoning Department as the agency to act on behalf of  
22 Manitowoc County in submitting applications for state snowmobile aids for acquisition, bridge  
23 rehabilitation, development, insurance, and maintenance costs of Manitowoc County's public  
24 snowmobile trail system; and

25  
26 BE IT FURTHER RESOLVED that the Planning and Zoning Director is authorized to sign  
27 documents and take the actions necessary to undertake, direct, and complete the 2019-2020  
28 Snowmobile Trail Program; and

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

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

Dated this 19th day of March 2019.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: No tax levy impact. \$74,505.00 is included in the 2019 approved budget.  
The State of Wisconsin reimburses the County the total amount spent on the  
program.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Dyzak moved, seconded by Supervisor Vogel to adopt Resolution 5 (2018/2019-84)  
Authorizing 2019-2021 Snowmobile Trail Aids (Bridge Development). Upon vote, the motion  
carried unanimously.

No. 2018/2019 - 84

**RESOLUTION AUTHORIZING 2019-2021 SNOWMOBILE TRAIL AIDS**  
(Bridge Development)

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 46 years of participation in the Wisconsin  
5 Snowmobile Aids Program by acquiring, developing, insuring, and maintaining public  
6 snowmobile trails in the county in accordance with Wisconsin Department of Natural Resources  
7 (DNR) standards; and  
8

9 WHEREAS, Manitowoc County is eligible to continue its participation in the Snowmobile  
10 Aids Program and the State of Wisconsin will cover the cost share percentage of 100% for  
11 Snowmobile Trail Aid for bridge construction; and  
12

13 WHEREAS, the Planning and Zoning Department has provided the County Board with a  
14 map showing the bridge development project included in the Snowmobile Trail Program;  
15

16 NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Manitowoc  
17 County approves the bridge development project provided by the Planning and Zoning  
18 Department; and  
19

20 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors hereby  
21 designates the Planning and Zoning Department as the agency to act on behalf of Manitowoc  
22 County in submitting applications for state snowmobile aids for bridge rehabilitation,  
23 development, and maintenance costs of Manitowoc County's public snowmobile trail system; and  
24

25 BE IT FURTHER RESOLVED that the Planning and Zoning Director is authorized to sign  
26 documents and take the actions necessary to undertake, direct, and complete the 2019-2021  
27 Snowmobile Trail Aid grant for bridge development program; and  
28

29 BE IT FURTHER RESOLVED that upon completion of acquisition, development, and  
30 redevelopment of the snowmobile trails bridges through the Snowmobile Trail Program, the  
31 bridges will be designated as public snowmobile trail bridges; and  
32

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

Dated this 19th day of March 2019.

Respectfully submitted by the Planning and Park Commission.



FISCAL IMPACT: No tax levy impact. \$45,000.00 is included in the 2019 approved budget. The State of Wisconsin reimburses the County the total amount spent on the program.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Dyzak moved, seconded by Supervisor Holshbach to enact Ordinance 6 (2018/2019-85) Amending Zoning Map (Kenneth and Patricia Larson). Upon vote, the motion carried 22 ayes and 1 abstention. Supervisor Wagner abstained; all other supervisors voted aye.

No. 2018/2019 - 85

**ORDINANCE AMENDING ZONING MAP**  
(Kenneth and Patricia Larson)

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 February 25, 2019; 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  
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 a part of the Northeast Quarter (NE1/4) of the Northwest Quarter  
12 (NW1/4) of Section 20, Township 18 North, Range 22 East, Town of Liberty, Manitowoc County,  
13 Wisconsin described as follows:  
14

15 Commencing at the North Quarter Comer of said Section 20; thence S89°-40'-03"W along  
16 the North line of the NW1/4 of said Section 20 a distance of 663.26 feet to the East line of  
17 the West Half (W1/2) of the NE1/4 of the NW1/4 of said Section 20 and the point of  
18 beginning; thence S00°-10'-44"W along said East line 274.91 feet; thence S83°-19'-16"W  
19 162.40 feet; thence N38°-31'-55"W 148.76 feet; thence N04°-25'-31"W 176.39 feet to the  
20 North line of the NW1/4 of said Section 20; thence N89°-40'-03"E along said North line  
21 268.45 feet to the point of beginning, said parcel containing 68,827 square feet (1.58 acres)  
22 of land more or less and is hereby rezoned from Exclusive Agriculture (EA) District to  
23 Rural Residential (RR) District.

Dated this 19th day of March 2019.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Dyzak moved, seconded by Supervisor Holschbach to enact Ordinance 7 (2018/2019-86) Amending Zoning Map (Gary and Judith Novitski). Upon vote, the motion carried unanimously.

No. 2018/2019 - 86

**ORDINANCE AMENDING ZONING MAP**  
(Gary and Judith Novitski)

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 February 25, 2019; 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  
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 a part of the Northwest Quarter (NW1/4) of the Southeast  
12 Quarter (SE1/4) of Section 8, Township 21 North, Range 24 East, Town of Mishicot, Manitowoc  
13 County, Wisconsin, described as follows:  
14

15 Commencing at the southeast corner of lot 1 of a certified survey map recorded in volume  
16 31 on page 191 being the point of real beginning; thence N 89°35'30" W along the south  
17 line of said lot 1 a distance of 127.59 feet; thence N 33°17'03" W along the southwesterly  
18 line of said lot 1 a distance of 33.45 feet; thence N 00°06' 44" E a distance of 271.14 feet;  
19 thence S 89°53'16" E a distance of 146.00 feet; thence S 00°06'44" W along the east line  
20 of said lot 1 to the point of real beginning, a distance of 300.00 feet, said parcel containing  
21 approximately 1.00 acres of land more or less and is hereby rezoned from Large Estate  
22 (LE) District to Rural Residential (RR) District.

Dated this 19th day of March 2019.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Dyzak moved, seconded by Supervisor Behnke to enact Ordinance 8 (2018/2019-87) Amending Zoning Map (Faye Riesterer). Upon vote, the motion carried unanimously.

No. 2018/2019 - 87

**ORDINANCE AMENDING ZONING MAP**  
(Faye 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 February 25, 2019; 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  
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 NE1/4 of the NW1/4 of Section 36, T18N, R22E., Town of  
12 Liberty, Manitowoc County, Wisconsin described as follows:  
13

14 Commencing at the N1/4 Corner of said Section 36; thence West a distance of 829.00 feet,  
15 along the section line; thence South a distance of 40.00 feet, to the point of real beginning; thence  
16 West a distance of 507.80 feet, along the south right of way of Newton Road; thence S00°10'15"W  
17 a distance of 860.00 feet, along the west line of said Northeast 1/4 of the Northwest 1/4 of Section  
18 36; thence East a distance of 510.36 feet; thence North a distance of 860.00 feet to the point of real  
19 beginning, said parcel containing approximately 10.05 acres of land more or less and is hereby  
20 rezoned from Exclusive Agriculture (EA) District and Small Estate (SE) District to General  
21 Agriculture (GA) District.

Dated this 19th day of March 2019.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Dyzak moved, seconded by Supervisor Maresh to enact Ordinance 9 (2018/2019-88) Amending Zoning Map (Richard Schaeuble). Upon vote, the motion carried unanimously.

**ORDINANCE AMENDING ZONING MAP**  
(Richard Schaeuble)

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 February 25, 2019; 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  
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 NW¼ of the SE ¼ and the SW¼ of the SE ¼ of Section 35,  
12 T19N, R21E, Town of Rockland, Manitowoc County, Wisconsin, described as follows:  
13

14           Commencing at the S1/4 Corner of said Section 35; thence S89°18'42"E a distance of  
15 1321.57 feet, along the section line; thence N00°28'52"E a distance of 1019.92 feet, along  
16 the 1/16th section line; thence N89°18'42"W a distance of 34.47 feet, to the point of real  
17 beginning; thence continue N89°18'42"W a distance of 365.53 feet, along the north line of  
18 Tract 1 of Certified Survey Map recorded in Volume 21 Page 335; thence N00°28'52"E a  
19 distance of 434.77 feet; thence S89°26'48"E a distance of 361.37 feet; thence S00°03'54"E  
20 a distance of 435.66 feet, along the westerly right of way line of West Quarry Road, to the  
21 point of real beginning, said parcel containing approximately 3.63 acres of land more or  
22 less and is hereby rezoned from Exclusive Agriculture (EA) District to Small Estate (SE)  
23 District.

Dated this 19th day of March 2019.

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.

Supervisor Henrickson moved, seconded by Supervisor Falkowski to adopt Resolution 10 (2018/2019-89) Authorizing Acceptance of the Enhance/Facilitate Drug Task Force Trafficking Investigations Grant Funds. Upon vote, the motion carried unanimously.

**RESOLUTION AUTHORIZING ACCEPTANCE OF THE  
ENHANCE/FACILITATE DRUG TASK FORCE TRAFFICKING  
INVESTIGATIONS GRANT FUNDS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1           WHEREAS, evidence exists that trafficking in narcotics and dangerous drugs takes place  
2 in Manitowoc County and that such illegal activity is detrimental to the health and general welfare  
3 of the public; and  
4

5           WHEREAS, the Wisconsin Department of Justice has allocated additional resources for  
6 investigation and response to drug trafficking within the State of Wisconsin through the awarding  
7 of certain grants; and  
8

9           WHEREAS, the Manitowoc County Sheriff's Office has been awarded the  
10 Enhance/Facilitate Drug Task Force Trafficking Investigations Grant from the Wisconsin  
11 Department of Justice;  
12

13           NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Manitowoc  
14 County hereby authorizes the Manitowoc County Sheriff's Office to accept the Enhance/Facilitate  
15 Drug Task Force Trafficking Investigations Grant funds, which includes an allocation of \$50,000  
16 to be used for equipment, supplies, and operating expenses; and  
17

18           BE IT FURTHER RESOLVED that the Manitowoc County 2019 budget is amended by  
19 the amount of the grant funds allocated and that the Comptroller/Auditor is directed to record such  
20 information in the official books of the County for the year ending December 31, 2019 as may be  
21 required.

Dated this 19th day of March 2019.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT:   No tax levy impact. Increases revenue (27500.45320.33 DRF Traffic Grant  
Revenue) by \$50,000 and expenditures (27500.58140 DTF Traffic Grant  
Expense) by \$50,000 in the 2019 budget.

APPROVED:           Bob Ziegelbauer, County Executive.

Supervisor Henrickson moved, seconded by Supervisor Geimer to adopt Resolution 11  
(2018/2019-90) Authorizing Acceptance of NNAI MAT Re-Entry Grant. Upon vote, the motion  
carried unanimously.

**RESOLUTION AUTHORIZING ACCEPTANCE OF NNAI MAT RE-ENTRY GRANT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Medication-Assisted Treatment (MAT) is a voluntary program for individuals  
2 with an Opioid addiction; and  
3

4 WHEREAS, the Wisconsin Department of Health Services has allocated additional  
5 resources for Nonnarcotic, Non-addictive Injectable Medication (NNAI) MAT services within the  
6 jail setting in the State of Wisconsin; and  
7

8 WHEREAS, the Manitowoc County Jail works with the Manitowoc County Human  
9 Services Department, State of Wisconsin Probation and Parole, the Manitowoc County Drug  
10 Court, and Advanced Correctional Healthcare to assist individuals addicted to drugs; and  
11

12 WHEREAS, an NNAI grant will allow Registered Nurses at the Manitowoc County Jail  
13 under the direction of a physician from Advanced Correctional Healthcare to administer injections  
14 prior to the release of an inmate, which is critical to the success of this program and reduces  
15 transportation cost associated with transporting individuals to a participating facility for an  
16 injection; and  
17

18 WHEREAS, an NNAI grant will allow the Manitowoc County Jail to offer services to a  
19 larger portion of the jail population and link those individuals into MAT and accompanying  
20 services;  
21

22 NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Manitowoc  
23 County hereby authorizes the Manitowoc County Sheriff's Office to accept NNAI grant funds,  
24 which includes an allocation of \$40,000 for medication; and  
25

26 BE IT FURTHER RESOLVED that the Manitowoc County 2019 budget is amended by  
27 the amount of the grant funds allocated and that the Comptroller/Auditor is directed to record such  
28 information in the official books of the County for the year ending December 31, 2019 as may be  
29 required.

Dated this 19th day of March 2019.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Increases revenue (27000.43527) NNAI Medical Grant  
Revenue by \$40,000 and expenditures (27000.52115) Contracted Medical  
Expenses Jail by \$40,000 in the 2019 budget.

APPROVED: Bob Ziegelbauer, County Executive.

Public Works Committee: Supervisor Gerroll gave a brief report.

Supervisor Gerroll moved, seconded by Supervisor Dyzak to adopt Resolution 12 (2018/2019-91) Dissolving the Solid Waste Management System Advisory Committee. Upon vote, the motion carried unanimously.

No. 2018/2019 - 91

**RESOLUTION DISSOLVING THE SOLID WASTE MANAGEMENT  
SYSTEM ADVISORY COMMITTEE**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, in the early 1980's Manitowoc County was debating the creation of a county-  
2 owned and operated solid waste landfill; and  
3

4 WHEREAS, in 1983 the Manitowoc County Board of Supervisors created both the Solid  
5 Waste Management Committee of the Manitowoc County Board of Supervisors and the Solid  
6 Waste Management System Advisory Committee; and  
7

8 WHEREAS, the Solid Waste Management System Advisory Committee consisted of seven  
9 members with one each selected from the following municipalities and organizations: City of  
10 Manitowoc, City of Two Rivers, City of Kiel, Town of Franklin, Town of Two Rivers, Town of  
11 Centerville, and the Manitowoc County Villages Association; and  
12

13 WHEREAS, the Solid Waste Management System Advisory Committee was created to  
14 give advice and counsel to the Solid Waste Management Committee on potential landfill locations  
15 and operations; and  
16

17 WHEREAS, after much debate Manitowoc County did not create or develop a County-  
18 owned solid waste landfill; and  
19

20 WHEREAS, the Solid Waste Management Committee was eventually merged with the  
21 Public Property Committee and renamed the Public Works Committee; and  
22

23 WHEREAS, after review and careful consideration, the Public Works Committee  
24 recommends the dissolution of the Solid Waste Management System Advisory Committee as that  
25 Committee no longer functions to serve its original purpose;  
26

27 NOW, THEREFORE, BE IT RESOLVED that the County Board of Supervisors of the  
28 County of Manitowoc commends the past and present members of the Solid Waste Management  
29 System Advisory Committee for their service; and  
30

31 BE IT FURTHER RESOLVED that the County Board of Supervisors of the County of  
32 Manitowoc hereby dissolves the Solid Waste Management System Advisory Committee effective  
33 upon adoption of this resolution.

Dated this 19th day of March 2019.

Respectfully submitted by the Public Works.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Transportation Coordinating Committee: Supervisor Baumann gave a brief report.

Miscellaneous-Human Services Board and Personnel Committee: Supervisor Maresh moved, seconded by Supervisor Henrickson to adopt Resolution 13 (2018/2019-92) Authorizing Addition of 1.0 Full-Time Equivalent Human Services Employee (AODA Case Manager). Upon vote, the motion carried unanimously.

No. 2018/2019 - 92

**RESOLUTION AUTHORIZING ADDITION OF 1.0 FULL-TIME  
EQUIVALENT HUMAN SERVICES EMPLOYEE  
(AODA Case Manager)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Human Services Department has received a \$145,138 State Opioid  
2 Response grant targeted to increasing services for opioid addicted adults; and  
3

4 WHEREAS, the funding received from the State Opioid Response grant is intended to  
5 purchase services in the Community and to provide direct services to opioid addicted adults; and  
6

7 WHEREAS, offering additional services for adults will allow participants in the Treatment  
8 Alternative and Diversion Program to access services otherwise unavailable; and  
9

10 WHEREAS, to provide direct services to opioid addicted adults, the Human Services  
11 Department desires to use the State Opioid Response Grant to add a 1.0 full-time equivalent AODA  
12 Case Manager; and  
13

14 WHEREAS, when the State Opioid Response Grant is exhausted, services can be  
15 continued under the Comprehensive Community Services program, which the Human Services  
16 Department provides to adults with mental health or substance abuse needs; and



17  
18 WHEREAS, the Human Services Department has analyzed the cost of the additional 1.0  
19 full-time equivalent AODA Case Manager and has concluded that grant funding, state and local  
20 match funding, and medical assistance reimbursement will cover all ongoing costs; and  
21

22 WHEREAS, after careful consideration and review, the Human Services Board and the  
23 Personnel Committee recommend the creation of an additional 1.0 full-time equivalent AODA  
24 Case Manager;  
25

26 NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Manitowoc  
27 County authorizes the creation of a 1.0 full-time equivalent AODA Case Manager position in the  
28 Human Services Department; and  
29

30 BE IT FURTHER RESOLVED that the 2019 Full-Time Equivalent Report (FTE) by  
31 Department included in the 2019 Adopted Annual Budget Book is amended accordingly and that  
32 the Comptroller/Auditor is directed to record such information in the official books of the County  
33 for the year ending December 31, 2019 as may be required.

Dated this 19th day of March 2019.

Respectfully submitted by the Human Services Board and Personnel Committee.

FISCAL IMPACT: The proposed position will increase Revenues and Expenditures by  
\$145,138.00 for 2019.

APPROVED: Bob Ziegelbauer, County Executive.

#### ADJOURNMENT

Supervisor Dyzak moved to adjourn, seconded by Supervisor Neils, and the motion was adopted  
by acclamation. The meeting adjourned at 8:17 p.m.

Respectfully submitted,  
Jessica Backus, Manitowoc County Clerk

\*\*The County Board meeting is available for viewing at:

<https://www.youtube.com/watch?v=4L5dE4AEz4E&feature=youtu.be>



# COUNTY BOARD PROCEEDINGS INDEX

## APPOINTMENTS

### **April 24, 2018 Session:**

- Board of Health: Dr. Brian Konowalchuk.
- Local Emergency Planning Committee: Dave Murack, alternate Eric Isselmann, and Jamie Aulik.
- Transportation Coordinating Committee: Jim Muenzenmeyer, Steve Roekle, and Melodie Wiensch.

### **May 15, 2018 Session:**

- Joint Dispatch Board: David Funkhouser.

### **June 19, 2018 Session:**

- ADRC of the Lakeshore Board: Connie Gulash.
- Board of Adjustment: Supervisor Chuck Hoffmann and Ralph Schuh.
- Planning and Park Commission: Supervisor James Falkowski.

### **July 17, 2018 Session:**

- Kiel Public Library Board of Trustees: David Stoelting.
- Northeast Wisconsin Regional Economic Partnership: Dan Pawlitzke, and alternate Peter Wills.
- Joint Dispatch Board: Theresa Becker.

### **August 21, 2018 Session:**

- Manitowoc-Calumet Library System Board of Trustees: Linda Hunter.
- Land Information Council: Travis Waack, Anthony Lulloff and Jill Pope.

### **September 18, 2018 Session:**

- Joint Dispatch Board: Christopher Dallas.
- Kiel Public Library Board of Trustees: Brian Murphy.
- Criminal Justice Coordinating Council: Alternate Supervisor Nicholas Muench.

### **October 9, 2018 Session:**

- Board of Adjustment: Alternate Dave Christel.
- Commission on Aging: Supervisor Tye Geimer.
- Northeast Wisconsin Regional Economic Partnership: Alternate April Kroner.

### **November 8, 2018 Session:**

- ADRC of the Lakeshore Board: Linda Langman.
- Expo-Ice Center Board: Jeremy Hawig, Mike Plate, Rob Voss and Russell Zipperer.
- Joint Dispatch Board: Robert Barbier.
- Traffic Safety Commission: Alternates Michael Polich and Robert Barbier.
- Veterans Service Commission: Tom Hoffman.

## **APPOINTMENTS continued...**

### **December 18, 2018 Session:**

- Board of Adjustment: James Knorr.
- Expo-Ice Center Board: Keith Potter.
- Manitowoc-Calumet Library System Board of Trustees: Peggy Turnbull.
- Veterans Service Commission: Kurt Carlson.

### **January 15, 2019 Session:**

- Ethics Board: Jay Muchin.
- Expo-Ice Center Board: Justin Zipperer.
- Human Services Board: Judy Ruggirello.
- Joint Dispatch Board: Daniel Hartwig.

### **February 19, 2019 Session:**

- Local Emergency Planning Committee: Gary Shavlik and alternate Tim Herzog.
- Traffic Safety Commission: Sheriff Daniel Hartwig and alternate Brian Nack.

### **March 19, 2019 Session:**

- Board of Health: Shirley Fessler, Dr. Brian Konowalchuk and Shannon Wanek.
- Human Services Board: Laurie Burke and Jack Nasep.
- Land Conservation Committee: W. Michael Slattery.
- Lester Public Library Board of Trustees: Supervisor Rick Henrickson.
- Manitowoc Public Library Board of Trustees: Supervisor Todd Holschbach.
- Transportation Coordinating Committee: Tammy Desten and Shirley Fessler.

## COMMUNICATIONS

### **April 24, 2018 Session:**

1. Grant County - Resolution 66-16 to Create a Nonpartisan Procedure for the Preparation of Legislative and Congressional Redistricting Plans.

### **May 15, 2018 Session:**

1. Burnett County - Resolution Supporting Creation of a Nonpartisan Procedure for the Preparation of Legislative and Congressional Redistricting Plans.
2. Burnett County - Resolution in Support of Increased Public Defender Access and Pay.
3. Door County - Resolution Supporting a Constitutional Amendment to Allow Limits on Campaign Contributions and Conducting a Non-Binding Statewide Referendum.

### **July 17, 2018 Session:**

1. Dunn County - Resolution Urging the State of Wisconsin to Increase Compensation for Defense Counsel Assigned by the State Public Defender.

### **August 21, 2018 Session:**

1. Barron County - Resolution Supporting Dark Store Loophole Referendum.
2. Barron County - Resolution Urging the State of Wisconsin to Increase Compensation for Defense Counsel Assigned by the State Public Defender.
3. Sawyer County - Resolution Urging the State of Wisconsin to Increase Compensation for Defense Counsel Assigned by the State Public Defender.
4. Winnebago County - Resolution Requesting the Legislature to Require an Audit on the Veterans Trust Fund Each Year since 2014.
5. Winnebago County - Resolution Conduct Countywide Advisory Referendum on Creation of a Nonpartisan Procedure for the Preparation of Legislative and Congressional Redistricting Plans.
6. Winnebago County - Resolution Supporting Creation of a Nonpartisan Procedure for the Preparation of Legislative and Congressional Redistricting Plans.
7. Winnebago County - Resolution Authorizing Support of Increased Public Defender Access and Pay.
8. Winnebago County - Support a Constitutional Amendment to Allow Limits on Campaign Contributions and Conducting a Non-binding Statewide Referendum.

### **September 18, 2018 Session:**

1. Jackson County - Resolution Urging the State of Wisconsin to Increase Compensation for Defense Counsel Assigned by the State Public Defender.
2. Pepin County - Resolution to Support HR 54.29 – SIREN Act of 2018.
3. Racine County - Resolution by the Government Services Committee in Support of Increased Public Defender Access and Pay.
4. Waushara County - Resolution in Support of Increased Public Defender Access and Pay.

### **October 9, 2018 Session:**

1. Door County - Resolution 2018-63 in Support of Increased County Child Support Funding.
2. Door County - Resolution 2018-64 in Support of Increasing the Compensation for Defense Counsel Appointed by the Wisconsin Public Defender's Office.
3. Sawyer County - Resolution 2018-31 Urging the State of Wisconsin to Provide the Resources to Fully Staff the Sawyer County District Attorney's Office.

## **COMMUNICATIONS continued...**

### **October 29, 2018 Session:**

1. Douglas County - Resolution #55-18 Compensation Increases for Defense Attorneys Assigned by State Public Defender Office Supported.
2. Jackson County - Resolution #50-10-2018 Requesting Increased Funding and Oversight Reforms for Wisconsin's Child Protective Services System.

### **December 18, 2018 Session:**

1. Lincoln County - Resolution 2018-10-34 In Support of Increased County Child Support Funding.
2. Oconto County - Resolution 2018-10-02 In Support of Increased Public Defender Access and Pay.

### **January 15, 2019 Session:**

1. Columbia County - Resolution 43-18 Support Increased Compensation of Defense Counsel Appointed by the State Public Defender.
2. Door County - Resolution 2018-87 Requesting State Law Change Allowing Counties the Use of the Design-Build Construction Method and Update the Statutory Bidding Requirements.
3. Door County - Resolution 2018-88 Support for Legalization of Medical Cannabis.
4. Marathon County - Resolution R-68-18 Support Increased Compensation for Defense Counsel Assigned by the State Public Defender.

### **March 19, 2019 Session:**

1. Door County - Resolution No. 2019-20 Supporting a National Estuarine Research Reserve (NERR) Designation for Northeast Wisconsin.
2. Outagamie County - Resolution No. 2018-19 Adoption of the Knowles-Nelson Stewardship Program.

## PETITIONS

### **April 24, 2018 Session:**

1. David Duchow - Town of Rockland
2. Larry and Patricia Kasten - Town of Gibson
3. Francis Linsmeier - Town of Cato
4. Andrew and Sandra Warpinski - Town of Gibson

### **September 18, 2018 Session:**

1. Manitowoc County - Ordinance Text Amendment
2. Warren Ducat - Town of Kossuth
3. Curtis Green - Town of Eaton
4. Vernon Schreiber - Town of Two Rivers
5. James, Ann, and Theodor Schultz - Town of Meeme

### **October 29, 2018 Session:**

1. Manitowoc County - Ordinance Text Amendment
2. Lyle Miller - Town of Maple Grove

### **December 18, 2018 Session:**

1. Town of Centerville - Center Road Bridge P-36-0941
2. Town of Cooperstown - Cooperstown Road Bridge P-36-0094
3. Town of Cooperstown - Pleasant Road Bridge P-36-0107
4. Town of Cooperstown - Knuth Bridge
5. Town of Cooperstown - Pantzlaff Bridge
6. Town of Franklin - Hillcrest Road (West) B-36-0220
7. Town of Franklin - Deck Sounding B-36-0118
8. Town of Gibson - Old "Y" Road Bridge B-36-0001
9. Town of Gibson - Holmes Road Bridge B-36-0133
10. Town of Gibson - Tapawingo Road Bridge B-36-0152
11. Town of Gibson - Twin Road Bridge P-36-0085
12. Town of Gibson - Babiash Bridge
13. Town of Gibson - Dose Bridge
14. Town of Gibson - Rabitz Bridge
15. Town of Gibson - Wavrunek Bridge
16. Town of Liberty - Pine River Road Bridge B-36-0170
17. Town of Liberty - Hammel Bridge
18. Town of Liberty - Otto Bridge
19. Town of Manitowoc - Noskowiak Bridge
20. Town of Maple Grove - Grassell Bridge
21. Town of Maple Grove - Hoyer Bridge
22. Town of Meeme - West Washington Road Bridge P-36-0193
23. Town of Meeme - Mineral Springs Road Bridge P-36-0218
24. Town of Meeme - County Line Road P-36-0222
25. Town of Newton - Sieker Bridge
26. Town of Rockland - Matznick Bridge

\* Denotes an Ordinance.

## RESOLUTIONS & ORDINANCES ALPHABETICAL BY COMMITTEE

### ADRC of the LAKESHORE BOARD:

	SESSION:	PAGE:
18/19-2 Resolution Amending 2018 Aging and Disability Resource Center Budget .....	APR 24 .....	7

### BOARD OF HEALTH:

18/19-9 Resolution Adopting Health Department Fee For Micro Markets (Effective 07/01/2018) .....	MAY 15 .....	24
18/19-10 Resolution Accepting State Funding To Support Communicable Disease Control .....	MAY 15 .....	26
18/19-58 Resolution Adopting Health Department Fee Schedule (Effective 07/01/2019) .....	DEC 18 .....	127
18/19-69 Resolution Approving 2018 Health Department Budget Adjustment.....	JAN 15 .....	145
 *18/19-11 Ordinance Amending Manitowoc County Code § 7.21 (Permit and License Requirements) .....	 MAY 15 .....	 27

### EXECUTIVE COMMITTEE:

18/19-23 Resolution Authorizing Advisory Referendum Question On Dark Store Legislation.....	JULY 17 .....	51
18/19-24 Resolution Amending County Board Rules (County Board Meeting Time, Encouraging Paperless Distribution & Limiting Debate .....	JULY 17 .....	53
18/19-25 Resolution Authorizing Alternate Criminal Justice Coordinating Council Member.....	JULY 17 .....	55
 *18/19-40 Ordinance Amending Manitowoc County Code § 2.04 (Sexually Violent Person AD HOC Committee).....	 SEPT 18 .....	 76
*18/19-79 Ordinance Amending Manitowoc County Code Chapter 1 (County Organization) and Chapter 2 (County Departments And Agencies).....	MAR 19 .....	164

### FINANCE COMMITTEE:

18/19-17 Initial Resolution Authorizing Not To Exceed \$1,500,000 General Obligation Promissory Notes For Highway Projects.....	JUNE 19 .....	36
18/19-18 Resolution Authorizing The Sale Of \$1,500,000 General Obligation Promissory Notes.....	JUNE 19 .....	37
18/19-22 Resolution Awarding The Sale Of \$1,500,000 General Obligation Promissory Notes.....	JULY 17 .....	44
18/19-34 Resolution Denying Claim (Joan Cohen).....	AUG 21 .....	68
18/19-49 Resolution Authorizing \$34,000 Payment To Manitowoc Library.....	NOV 8 .....	106
18/19-57 Resolution Adopting 2019 Budget And Property Levy.....	NOV 8 .....	118



**FINANCE COMMITTEE continued....:****SESSION:      PAGE:**

18/19-73	Resolution Approving Land Information Plan .....	FEB 19.....	152
18/19-74	Initial Resolution Authorizing Not To Exceed \$6,505,000 General Obligation Promissory Notes For Capital Projects .....	FEB 19.....	153
18/19-75	Resolution Providing For The Sale Of \$6,505,000 Note Anticipation Notes .....	FEB 19.....	154
18/19-81	Resolution Authorizing Fund Balance Designations, Carry- Over, Transfers, And Re-Appropriation Of Specified Funds From 2018 To 2019 .....	MAR 19.....	178
18/19-82	Resolution Authorizing The Issuance And Sale Of A \$6,505,000 Note Anticipation Note .....	MAR 19.....	181

**HIGHWAY COMMITTEE:**

18/19-4	Resolution Authorizing Conveyance Of Property To The State Of Wisconsin.....	APR 24 .....	10
18/19-5	Resolution Authorizing Transfer Of Property To The City Of Two Rivers.....	APR 24 .....	11
*18/19-8	Ordinance Creating § 2.03(4) Of The Manitowoc County Code (Authorizing No Bid Intra County Department Public Works Construction).....	APR 24 .....	21

**HUMAN SERVICES BOARD:**

18/19-50	Resolution Supporting Increased Funding For The Wisconsin Children And Family Aids Allocation .....	NOV 8.....	108
18/19-76	Resolution Amending Human Services' Department 2019 Budget.....	FEB 19.....	155
18/19-92	Resolution Authorizing Addition Of 1.0 Full-Time Equivalent Human Services Employee (AODA Case Manager).....	MAR 19 .....	197

**LAND CONSERVATION COMMITTEE/****NATURAL RESOURCES & EDUCATION COMMITTEE:**

18/19-19	Resolution Accepting Lake Michigan Grant Funding.....	JUNE 19.....	38
----------	---	--------------	----

**PERSONNEL COMMITTEE:**

18/19-41	Resolution Amending Disclaimer and Section 14 Of The Employee Policy Manual (Employee Grievances) .....	SEPT 18.....	78
18/19-43	Resolution Approving Settlement of 2019-2020 Collective Bargaining Agreement With Sheriff's Department Employees Represented By Wisconsin Professional Police Association.....	OCT 9 .....	94
18/19-59	Resolution Amending Employee Policy Manual To Repeal Section 6 (Evaluation) And Amend Section 26 (Travel Policy)..	DEC 18.....	128
18/19-60	Resolution Eliminating Section 9 And Repealing And Recreating Section 7 Of The Employee Policy Manual .....	DEC 18 .....	130
18/19-61	Resolution Amending Employee Policy Manual To Amend Disclaimer And Add § 14.02 (Applicability) .....	DEC 18.....	133

**PERSONNEL COMMITTEE continued...:****SESSION:      PAGE:**

18/19-70	Resolution Authorizing Addition Of 1.0 Full-Time Equivalent Human Services Employee (Child Protective Services Intake Social Worker).....	JAN 15 .....	147
18/19-77	Resolution Amending Employee Policy Manual § 18.03 (Compensatory Time Off) and § 18.04 (Adjustment Time Off)..	FEB 19 .....	156
18/19-92	Resolution Authorizing Addition Of 1.0 Full-Time Equivalent Human Services Employee (AODA Case Manager).....	MAR 19 .....	197
*18/19-35	Ordinance Amending § 1.04(3)(b)7. Of The Manitowoc County Code (Assigning Personnel Committee As Home Committee For Child Support).....	AUG 21 .....	69

**PLANNING AND PARK COMMISSION:**

18/19-12	Resolution Authorizing Grant Application.....	MAY 15 .....	29
18/19-20	Resolution Authorizing Coastal Management Grant For Manitowoc County Comprehensive Plan Update.....	JUNE 19 .....	39
18/19-26	Resolution Authorizing Grant Application (Cedar Lake Public Access).....	JULY 17 .....	56
18/19-27	Resolution Authorizing Grant Application (Long Lake Public Access .....	JULY 17 .....	57
18/19-28	Resolution Authorizing Grant Application (Silver Lake Public Access.. .....	JULY 17 .....	59
18/19-51	Resolution Adopting Manitowoc County Planning And Zoning Department Fee Schedule.....	NOV 8 .....	110
18/19-52	Resolution Authorizing County Conservation Aids Grant Application.....	NOV 8.....	110
18/19-53	Resolution Authorizing Recreational Trail Grant Application..	NOV 8.....	111
18/19-62	Resolution Accepting County Conservation Aids Grant .....	DEC 18 .....	135
18/19-83	Resolution Authorizing 2019-2020 Snowmobile Trail Program.....	MAR 19 .....	187
18/19-84	Resolution Authorizing 2019-2021 Snowmobile Trail Aids (Bridge Development).....	MAR 19 .....	188
*18/19-13	Ordinance Amending Zoning Map (David Duchow).....	MAY 15 .....	30
*18/19-14	Ordinance Amending Zoning Map (Larry and Patricia Kasten)..	MAY 15 .....	31
*18/19-15	Ordinance Amending Zoning Map (Francis Linsmeier) .....	MAY 15 .....	32
*18/19-16	Ordinance Amending Zoning Map (Andrew and Sandra Warpinski).....	MAY 15 .....	33
*18/19-29	Ordinance Amending Manitowoc County Code Chapter 13, Private Sewage Systems (Table of Contents) .....	JULY 17 .....	60
*18/19-30	Ordinance Amending Zoning Map (Scott and Michelle Pritzl)..	JULY 17 .....	62
*18/19-31	Ordinance Amending Zoning Map (Quality Roasting) .....	JULY 17 .....	63
*18/19-32	Ordinance Amending Zoning Map (Paul and Tammie Scheffel).....	JULY 17 .....	64

**PLANNING AND PARK COMMISSION continued....:****SESSION:      PAGE:**

*18/19-36	Ordinance Amending Zoning Map (Becker Family Irrevocable Trust) .....	AUG 21 .....	70
*18/19-37	Ordinance Amending Zoning Map (Nancy Petermann) .....	AUG 21 .....	71
*18/19-44	Ordinance Amending Zoning Map (Warren Ducat) .....	OCT 9 .....	95
*18/19-45	Ordinance Amending Zoning Map (Curtis Green) .....	OCT 9 .....	96
*18/19-46	Ordinance Amending Zoning Map (Vernon Schreiber) .....	OCT 9 .....	97
*18/19-54	Ordinance Amending Manitowoc County Code Chapter 12 (Subdivision Regulation) .....	NOV 8 .....	113
*18/19-55	Ordinance Amending Zoning Map (Lyle Miller Estate) .....	NOV 8 .....	115
*18/19-63	Ordinance Amending Zoning Map (Charles and Denise Deibele) .....	DEC 18 .....	137
*18/19-64	Ordinance Amending Zoning Map (Jill Otto) .....	DEC 18 .....	138
*18/19-65	Ordinance Amending Zoning Map (James, Ann, and Theodor Schultz) .....	DEC 18 .....	139
*18/19-85	Ordinance Amending Zoning Map (Kenneth and Patricia Larson) .....	MAR 19 .....	190
*18/19-86	Ordinance Amending Zoning Map (Gary and Judith Novitski) .....	MAR 19 .....	191
*18/19-87	Ordinance Amending Zoning Map (Faye Riesterer) .....	MAR 19 .....	192
*18/19-88	Ordinance Amending Zoning Map (Richard Schaeuble) .....	MAR 19 .....	193

**PUBLIC SAFETY COMMITTEE:**

18/19-3	Resolution Authorizing Acceptance Of Great Lakes Career Ready Internship Grant Reimbursement .....	APR 24 .....	9
18/19-33	Resolution Accepting Donation Of \$2,353.32 For The Manitowoc County Sheriff's K9 Unit .....	JULY 17 .....	65
18/19-38	Resolution Amending 2018 Emergency Management Budget...	AUG 21 .....	72
18/19-56	Resolution Supporting Request For Additional Assistant District Attorneys .....	NOV 8 .....	116
18/19-66	Resolution Supporting A Fourth Circuit Court Judge For Manitowoc County .....	DEC 18 .....	140
18/19-71	Resolution Authorizing Acceptance of 2019 COPS Office Anti-Heroin Task Force Grant Funds .....	JAN 15 .....	148
18/19-72	Resolution Authorizing Acceptance of GRBO (Green Bay Resident Office) Task Force Grant Funds .....	JAN 15 .....	149
18/19-89	Resolution Authorizing Acceptance Of The Enhance/Facilitate Drug Task Force Trafficking Investigations Grant Funds .....	MAR 19 .....	194
18/19-90	Resolution Authorizing Acceptance Of NNAI MAT Re-Entry Grant .....	MAR 19 .....	195

**PUBLIC WORKS COMMITTEE:**

18/19-6	Resolution Accepting Sponsorships For Dairy Cattle Barn Project .....	APR 24 .....	12
18/19-47	Resolution Approving The Sale Of County Real Property To Country Visions Cooperative For The Sum of \$250.00 .....	OCT 9 .....	98

**PUBLIC WORKS COMMITTEE continued...:****SESSION:      PAGE:**

18/19-67	Resolution Approving Sale Of 146.36 Acres Of County Property To Brent Sinkula For The Sum Of \$760,730.00.....	DEC 18 .....	141
18/19-91	Resolution Dissolving The Solid Waste Management System Advisory Board .....	MAR 19 .....	196
*18/19-7	Ordinance Amending Manitowoc County Code Chapters 20, 24, And 25 (Emergency Communications Corridors) .....	APR 24 .....	15
*18/19-8	Ordinance Creating § 2.03(4) Of The Manitowoc County Code (Authorizing No Bid Intra County Department Public Works Construction).....	APR 24 .....	21

**MISCELLANEOUS RESOLUTIONS & ORDINANCES:**

18/19-1	Resolution Adopting County Board Rules .....	APR 17 .....	1
18/19-21	Resolution Approving Town Of Newton Zoning Ordinance Text Amendments .....	JUNE 19 .....	41
18/19-39	Resolution Approving Town Of Newton Zoning Ordinance Amendment (Michael and Germaine Getter) .....	AUG 21 .....	73
18/19-42	Resolution Approving Town Of Franklin Zoning Ordinance Amendment (Patrick and Penelope Borman) .....	SEPT 18 .....	90
18/19-48	Resolution Establishing Ad Hoc County Sales Tax Exploratory Committee .....	OCT 9 .....	99
18/19-68	Resolution Appointing Jessica Backus To Fill The Unexpired Term Of The Current County Clerk .....	DEC 18 .....	143
18/19-78	Resolution Approving Town Of Newton Zoning Ordinance Text And Map Amendments .....	FEB 19 .....	158
18/19-80	Resolution Appointing Amy Kocian To Fill The Unexpired Term Of The Current County Treasurer .....	MAR 19 .....	177

**OTHER BUSINESS:**

Proclamation Honoring Supervisor Donald Weiss.....	APR 24 .....	5
Proclamation Commemorating the Life and Service of Robert C. Rasmussen.....	APR 24 .....	5
Proclamation Declaring the Month of May as Foster Care Month.....	APR 24 .....	5
Proclamation Honoring the Roncalli Jets Who Claimed the Division 4 State Boys Basketball Championship .....	MAY 15 .....	23
Proclamation Honoring Supervisor Melvin Waack.....	MAY 15 .....	23
Proclamation Proclaiming June Dairy Month .....	MAY 15 .....	23
Proclamation Commending Clean Sweep Program Volunteers and Staff.....	JULY 17 .....	43
Proclamation Declaring September as Juror Appreciation Month .....	AUG 21 .....	67
Proclamation Recognizing Fall Prevention Awareness Month .....	AUG 21 .....	67
Proclamation Honoring 4-H Week.....	SEPT 18 .....	75
Proclamation Declaring October 2018 Crime Prevention Month.....	OCT 9 .....	92
Proclamation Commemorating the Life and Service of Earl C. Glaeser .....	NOV 8 .....	104
Proclamation Declaring Manitowoc Recycles Day 2018 .....	NOV 8 .....	104
Proclamation of January 2019 as Mentoring Month for Big Brothers Big Sisters.....	DEC 18 .....	125

**OTHER BUSINESS continued....:****SESSION:      PAGE:**

Proclamation Thanking Lois Kiel for Her Years of Service to Manitowoc County and as County Clerk .....	JAN 15 .....	144
Proclamation Thanking Robert Hermann for His Years of Service to Manitowoc County and as County Sheriff .....	JAN 15 .....	144
Proclamation Proclaiming the Month of April as Child Abuse and Neglect Prevention Month.....	MAR 19 .....	162
Proclamation in Honor of National Public Safety Telecommunicators Week...	MAR 19 .....	162
Proclamation Honoring Harvey Jannette for His Years of Service on the Solid Waste Management System Advisory Committee .....	MAR 19 .....	162
Proclamation Honoring Donna Kieckbusch for Her Years of Service on the Solid Waste Management System Advisory Committee .....	MAR 19 .....	162