

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

April 16, 2002

Tuesday, 7:00 P.M.

Pursuant to Wis. Stats. § 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at University of Wisconsin - Manitowoc County, in the City of Manitowoc, being the 16th day of April, 2002, for the purpose of transacting business as a Board of Supervisors.

The meeting was called to order by Supervisor Donald Markwardt at 7:21 P.M.

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

The County Clerk read the Certified List of Members elected to the County Board for a two year term, April 16, 2002 to April 20, 2004. The Clerk then administered the oath of office.

CERTIFIED LIST OF MEMBERS OF COUNTY BOARD

STATE OF WISCONSIN)

) ss.

COUNTY OF MANITOWOC)

I, Daniel R. Fischer, County Clerk of the County of Manitowoc, do hereby certify that the following named persons received the greatest number of votes for the office of County Board Supervisor in each respective district for which each was a candidate on April 2, 2002, and are hereby declared to be elected to said offices, to wit:

District No. 1 - City of Manitowoc Aldermanic District 1 (Wards 1 and 2) -	Edward C. Rappe
District No. 2 - City of Manitowoc Aldermanic District 2 (Wards 3 and 4) -	Kelly J. Jones
District No. 3 - City of Manitowoc Aldermanic District 3 (Wards 5 and 6) -	Kathie Bundy
District No. 4 - City of Manitowoc Aldermanic District 4 (Wards 7 and 8) -	James N. Brey
District No. 5 - City of Manitowoc Aldermanic District 5 (Wards 9 and 10) -	Anthony V. Dufek
District No. 6 - City of Manitowoc Aldermanic District 6 (Wards 11 and 12) -	Paul B. Hansen
District No. 7 - City of Manitowoc Aldermanic District 7 (Wards 13 and 14) -	Norbert A. Vogt
District No. 8 - City of Manitowoc Aldermanic District 8 (Wards 15 and 16) -	James K. Barnes
District No. 9 - City of Manitowoc Aldermanic District 9 (Wards 17 and 18) -	Jan C. Graunke
District No. 10 - City of Manitowoc Aldermanic District 10 (Wards 19 and 20) -	Donald C. Markwardt
District No. 11 - Town of Manitowoc (W1); Town of Manitowoc Rapids (W1,4,5); Town of Newton (W2,4) -	Thomas J. Lambert

District No. 12 - Town of Centerville; Town of Newton (W1,3); Village of Cleveland (W1,2) -	Kevin L. Behnke
District No. 13 - Town of Meeme (W1,2); Town of Schleswig (W2,3) -	Clyde Mueller
District No. 14 - Town of Schleswig (W1); City of Kiel (W1,2,3,4,5,6) -	Ricky K. Sloan
District No. 15 - Town of Eaton; Town of Liberty (W1,2); Town of Rockland (W1); Village of St. Nazianz -	Catherine E. Wagner
District No. 16 - Town of Franklin (W2); Town of Maple Grove; Town of Rockland (W2); Village of Reedsville (W1,2) -	Marion J. Nate
District No. 17 - Town of Franklin (W1); Town of Kossuth (W1); Town of Mishicot (W4); Village of Kellnersville; Village of Mishicot (W1,2) -	Steven R. Schenian
District No. 18 - Town of Cato (W1,2); Village of Valders; Village of Whitelaw -	Mary Muench
District No. 19 - Town of Cooperstown (W1,2); Town of Gibson (W1,2); Town of Mishicot (W3); Village of Maribel -	Robert Rasmussen
District No. 20 - Town of Mishicot (W1,2); Town of Two Creeks; Town of Two Rivers (W2,4) -	Glen Skubal
District No. 21 - Town of Kossuth (W2,3); Town of Manitowoc (W2); Town of Manitowoc Rapids (W2,3); Village of Francis Creek -	Tom Kocourek
District No. 22 - Town of Two Rivers (W3); City of Two Rivers (Wards 1,2,3) -	Allan F. Geimer
District No. 23 - City of Two Rivers (Wards 4,5) -	Rick Henrickson
District No. 24 - City of Two Rivers (Wards 6,7) -	Bob Dobbs
District No. 25 - Town of Manitowoc (W3); Town of Two Rivers (W1); City of Two Rivers (Wards 8,9) -	Kenneth Swade

Dated this 16th day of April, 2002.

Respectfully submitted:
Dan Fischer, County Clerk

All members elected to a two-year term - April 16, 2002 to April 20, 2004.

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

Dan Fischer, County Clerk proffered his resignation to Sheriff Ken Petersen.

Char Peterson, Acting County Clerk then administered the oath of office to Dan Fischer, County Executive.

Dan Fischer stated the changes to the agenda. Under Elections following the appointment of the second vice-chairperson, "Motion to Abolish Executive Committee" was added. Also, under Other Business, "County Board Seating Arrangement" was added. Supervisor Brey moved, seconded by Supervisor Sloan, to approve the agenda. Upon vote, the motion was adopted unanimously.

Establish the Rules:

Corporation Counsel Steve Rollins briefly explained the Rules for the 2002-2004 County Board. Supervisor Dufek moved, seconded by Supervisor Lambert, to adopt Resolution 1 (2002/2003-1) Adopting County Board Rules for the County Board Elected in April 2002. Upon vote, the motion carried unanimously.

No. 2002/2003 - 1

**RESOLUTION ADOPTING COUNTY BOARD RULES
FOR THE COUNTY BOARD ELECTED IN APRIL 2002**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County Code § 1.01(5) provides that the County Board may adopt and
2 amend rules of procedure governing county board operations; and
3

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

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

10 NOW THEREFORE BE IT RESOLVED by the Manitowoc County Board of Supervisors that it
11 does hereby adopt the Manitowoc County Board Rules for County Board Elected April 2002, a copy of which
12 is attached hereto and incorporated herein by reference.

Dated this 16th day of April 2002.

Respectfully submitted by the Executive Committee.

FISCAL IMPACT: None.

**MANITOWOC COUNTY BOARD RULES FOR
COUNTY BOARD ELECTED APRIL ~~2000~~ 2002**

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| 1. Applicability Of Rules To County Board, Committees, Subunits, and Other Governmental Bodies. | 5. Joint Committee Meetings. |
| 2. Open Meetings Compliance. | 6. County Board Committees. |
| 3. General Meeting Procedures. | 7. Special Or Ad Hoc <u>Select</u> County Board Committees. |
| 4. County Board Meetings. | 8. Appointments to Boards, Commissions, and Other Governmental Units. |

9. Meeting Agenda.
10. County Board Agenda.
11. Agenda for Committees, Subunits, and Other Governmental Bodies.
12. County Board Chair and Vice-Chairs.
13. County Board Documents and Mailings.
14. Attendance.
15. Verification of Attendance.
16. Quorum.
17. Minutes.
18. Closed Sessions.
19. Exclusion of County Board Members from Closed Sessions.
20. Members Opportunity to Speak at Meetings.
21. Non-Members Opportunity to Speak During Public Input.
22. Non-members Opportunity to Speak During Debate.
23. Motions and Questions.
24. Petitions, Resolutions, Ordinances, Written Motion, and Other Papers.
25. Fiscal Impact Statement and Fiscal Note.
26. Legal Note.
27. Action by Unanimous Consent.
28. Voting.
29. Expense Reimbursement.
30. Claims Against the County.
31. Budgets, Funds, and Funding.
32. Purchase and Sale of Real Property.
33. County Contracts, Leases, And Agreements.
34. Requests for Legal Opinions.
35. Rules of Construction and Severability.
36. Effective Date and Repeal of Prior Rules.

1 Applicability Of Rules To County Board, Committees, Subunits, and Other Governmental Bodies. These rules shall apply to the meetings of County Board, its committees, subunits, and other Manitowoc County governmental bodies.

2 Open Meetings Compliance. (a) Policy. It is the policy of Manitowoc County that the public is entitled to have access to the fullest and most complete information regarding the affairs of County government as is compatible with the conduct of County affairs and the transaction of County business. All meetings, including closed sessions authorized by Wis. Stat. § 19.85 shall be held in compliance with the requirements of the Wisconsin Open Meetings Law.

(b) Meeting Notice. All meetings shall be preceded by a public notice as specified in Wis. Stat. § 19.84. Each meeting notice shall set forth the time, date, place, and subject matter of the meeting, including any matter intended for

consideration in closed session, in such form as is reasonably likely to apprise members of the public and the news media of the nature and purpose of the meeting. The notice shall also apprise members of the public that the governmental body may reconsider any action taken at the previous meeting without additional notice.

(c) Unintended Quorums. Members of the Manitowoc County Board of Supervisors are entitled to attend the meetings of subunits of the County Board, even when they are not members of the subunit. It is possible that the attendance of one or more non-member Supervisors at such a meeting may result in the creation of a quorum of another subunit of the County Board. Such a quorum is unintended and the non-member supervisors are not meeting for the purpose of and shall not exercise the responsibility, authority, power, or duties of any other subunit of the County Board.

(d) No additional public notice shall be

required for any meeting of a subunit of the County Board which is held during a recess from or immediately following a meeting of the parent group, provided that the person presiding at the meeting of the parent group publically announces the time, place, and subject matter of the subunit meeting prior to the time the subunit meeting convenes.

3 General Meeting Procedures. (a) Rules of Procedure. All meetings shall be conducted in accordance with ROBERT'S RULES OF ORDER (NEWLY REVISED), as modified by these rules. No past practice, rule, or action shall be binding unless codified in these rules. No action shall be invalidated solely because of a failure to comply with ROBERT'S RULES or these rules.

(b) Powers of Person Presiding. The person presiding at a meeting shall have the general powers to recognize members or other persons entitled to the floor; to state and put to a vote all questions which are moved and seconded or which arise during the course of a meeting; to announce the results of votes or other actions; to protect the meeting from all frivolous or dilatory actions; to decide all questions of order, subject to appeal to the assembly as a whole; to take such action as is necessary to expedite the business of the assembly; to take such action as is necessary in case of any disturbance, breach of decorum, or disorderly conduct; and to perform all other duties prescribed by statute, ordinance, or rule.

(c) Placing Documents on File. The person presiding at a meeting may direct that any appropriate document be distributed to the members or placed on file among the records of the meeting, or both.

(d) Suspension Of Rules. Except as provided herein, any rule may be temporarily suspended by a vote of two-thirds of the members present. Immediately upon completion of the business for which the rules were suspended, the rules set forth herein shall automatically be reinstated without requiring any further vote.

(e) Amendment Of Rules. These rules may be amended by a majority vote of the members of the County Board. An amendment may be voted upon only if it has been reduced to writing and distributed to the members of the County Board at least five days prior to the meeting at which it is presented to the County Board for adoption.

(f) Exception to Suspension, Alteration, or Amendment of Rules. Rule 31 pertaining to Budgets, Funds, and Funding shall not be suspended, altered, or amended except by a unanimous roll call vote.

(g) Decorum. Decorum shall be maintained at all times by members, interested parties, the public, and the media present at a meeting. The person presiding at a meeting is authorized to take such lawful and appropriate action as may be necessary to maintain decorum.

4 County Board Meetings. (a) Organizational Meeting. The County Board shall meet on the third Tuesday of April in each even numbered year to organize and to elect a Chair, First Vice-Chair, and a Second Vice-Chair for the duration of the two-year term. The Board may also transact business, including any business permitted at the annual meeting.

(b) Annual Meeting. The County Board shall hold an annual meeting on the last Monday of October in each year, except that the annual meeting shall be held on the first Monday in November in any year that the last Monday in October is the last day of the month.

(c) Regular Meetings. The County Board shall hold a regular monthly meeting on the third Tuesday of each month, except that the meeting shall be held on the fourth Tuesday of the month if a primary or general election for a seat on the County Board of Supervisors is held on the third Tuesday, and any regular meeting may be rescheduled to another date and time by the County Board Chair with such notice as is appropriate under the circumstances.

(d) Special Meetings. The County Board may call a special meeting as provided for in Wis. Stat. § 59.11(2) (1997-98).

(e) Emergency Meetings. The County Board Chair or, in his or her absence, either Vice-Chair may call an emergency meeting upon at least two hours notice in the event of a declared emergency. The person calling the meeting shall include a declaration of emergency as part of the meeting notice. Upon convening, the County Board shall ratify the existence of the emergency as a condition of proceeding further. For purposes of this rule, an emergency is deemed to exist if, at the time the meeting is called, time is of the essence and a delay in meeting is likely to or will actually result in substantial damage, injury, or harm to the County, its residents, or property.

(f) Meeting Time. All meetings of the County Board shall commence at 7:00 p.m. or as soon after as may be practical, unless another starting time is specified in the meeting notice.

5 Joint Committee Meetings. (a) By majority vote, any committee may request a joint meeting with another committee on matters of common concern.

(b) When a joint committee meeting is requested, the chairs of the respective committees shall cooperate in preparing for the meeting. The committee chairs shall agree on when and where the meeting will take place, who is to preside at the meeting, who will take minutes of the meeting, and all other arrangements for the joint meeting. The person who presides at the meeting shall be responsible for providing notice of the meeting and for conducting the joint meeting.

(c) In the event that differences arise which the respective committee chairs cannot resolve, the chair of any affected committee may ask the County Board Chair to intervene. The County Board Chair shall have the authority to order such action as is necessary to ensure the success of the joint committee meeting.

(d) Each Committee participating in a joint

meeting shall vote separately on any matters that come before the joint meeting.

6 County Board Committees. (a) All matters pertaining to county organizational or administrative power shall be broadly construed in favor of the will of the County Board as set forth in these rules and consistent with the scope of authority as set forth in Wis. Stat. § 59.03.

(b) Every member of the Board shall serve on at least one standing committee.

(c) Standing committees shall be appointed by the County Board Chair as soon as practicable after the April reorganization meeting and, in no event, later than the next regular meeting of the board. County Board members appointed to standing committees shall serve for two years or until the expiration of the member's term, whichever is earlier.

(d) The County Board Chair shall appoint all committee chairs, except for any committee whose membership is authorized by statute to elect its own chair. Committees shall elect their own vice-chairs and secretaries.

(e) The County Board Chair or the chair of the affected committee may seek to replace any member of a committee when the member's service has been found to be unsatisfactory or when personality conflicts within the committee require a change. The County Board may remove a member from any or all committees by a vote of two-thirds of the County Board members present.

(f) The County Board Chair shall appoint a replacement to fill any vacancy that occurs on a committee for any reason.

(g) Each committee shall be the public focal point for all programs and activities under its supervision and within its jurisdiction.

(h) The committee chair or a majority of the committee may call and schedule such committee meetings as are appropriate and necessary.

(i) A committee shall deny consideration to any ordinance, resolution, or motion which is substantially similar to any ordinance, resolution, or motion brought before the committee on three or more occasions during any 365-day period. An ordinance, resolution, or motion may be considered substantially similar despite the fact that a different individual brings it before the committee for action. A committee may waive application of this rule only for good cause upon two-thirds vote of the entire committee membership.

7 ~~Special Or Ad Hoc~~ Select County Board Committees. (a) The County Board Chair may appoint ~~special or ad hoc~~ select committees as the need arises, subject to approval by a majority of the County Board.

(b) ~~Special or ad hoc~~ Select committees shall perform such specific tasks as directed or ordered by the County Board Chair.

(c) ~~Special or ad hoc~~ Select committees may be dissolved at any time by order of the County Board Chair and shall be dissolved upon completion of the specific task for which the committee was created.

8 Appointments to Boards, Commissions, and Other Governmental Units. (a) Except where otherwise provided by state law, a County Board member who is appointed to a board, commission, or other governmental unit shall serve the full term for which he or she was appointed or until he or she ceases to be a County Board member, whichever occurs first.

(b) In the event of a vacancy on the County Board, the County Board Chair shall promptly appoint a person who is a qualified elector and resident of the unrepresented supervisory district to fill the unexpired portion of the term. The County Board shall vote at its first meeting following the appointment vote whether to approve the appointment. If the County Board does not approve the appointment, the members of the County Board shall offer nominations of persons who are qualified electors and residents of

the unrepresented supervisory district to fill the vacancy and shall elect a person to fill the unexpired portion of the term.

9 Meeting Agenda. (a) A meeting agenda shall be prepared for all meetings of the County Board, committees, subunits, and other governmental bodies.

(b) The regular order of business for any meeting may be modified as necessary to accommodate the matters to be addressed at the meeting.

10 County Board Agenda. (a) The County Board Chair shall have an agenda prepared for each meeting and the County Clerk shall assist in the preparation of the agenda. The Chair shall determine the order in which communications, unfinished business, reports, and other business appeared on the agenda for each meeting. The Chair may rotate the order in which reports are presented from one meeting to the next.

(b) The regular order of business shall be as follows:

- Call to Order by Chair
- Invocation
- Pledge of Allegiance
- Open Meetings Law Compliance
- Roll Call
- Approval of Minutes
- Additions or Deletions to Proposed Agenda
- Public Input
- Communications
- Unfinished Business, Including Any
 - Motions to Reconsider Actions Taken at Last Meeting
- Reports of County Officials, Officers, and Department Directors
- Appointments
- Committee Reports, Including Petitions, Resolutions, and Ordinances
- Other Business, Including Claims and Such Other Matters as Are Authorized by Law
- Adjournment

(c) The regular order of business for the April reorganization meeting shall be as follows:

Call to Order by Chair
 Invocation
 Pledge of Allegiance
 Open Meetings Law Compliance
 Swearing in of Elected Supervisors
 Roll Call
 Approval of Rules
 Election of Officers (Chair, First Vice-chair, Second Vice-chair)
 Approval of Minutes
 Additions or Deletions to Proposed Agenda
 Public Input
 Communications
 Unfinished Business, Including Any
 Motions to Reconsider Actions Taken at Last Meeting
 Reports of County Officials, Officers, and Department Directors
 Appointments
 Committee Reports, Including Petitions, Resolutions, and Ordinances
 Other Business, Including Claims and Such Other Matters as Are Authorized by Law
 Adjournment

(d) In the event that the County Board needs to convene in closed session, the closed session will normally be placed on the agenda following the conclusion of Other Business and before Adjournment.

(e) Any matter which is not on the agenda that comes before the County Board shall be referred to the appropriate committee by the County Board Chair.

(f) The County Board Chair may make the County Board aware of any correspondence received by the County Board Chair and may direct the County Clerk to read such correspondence to the County Board. Anonymous correspondence will not be read.

11 Agenda for Committees, Subunits, and Other Governmental Bodies. (a) The person

presiding at the meeting of any committee, subunit, or other governmental body shall have an agenda prepared for each meeting.

(b) The regular order of business for committees, subunits, and other governmental bodies shall be as follows:

Call to Order by Chair
 Open Meetings Law Compliance
 Roll Call or Other Verification of Attendance
 Approval of Minutes
 Additions or Deletions to Proposed Agenda
 Public Input (Optional)
 Reports
 Unfinished Business, Including Any Motions to Reconsider Actions Taken at Last Meeting
 New Business, Including Claims and Such Other Matters as Are Authorized by Law
 Adjournment

12 County Board Chair and Vice-Chairs.

(a) The County Board Chair shall preside at all meetings of the County Board, the Chairperson's Advisory Committee, and the Executive Committee. In the absence of the Chair, the First Vice-Chair shall preside. In the absence of the Chair and First Vice-Chair, the Second Vice-Chair shall preside. In the absence of all three persons, the County Board may elect a temporary chair to preside at a meeting.

(b) The Chair of the previous County Board shall call the new County Board to order at the Organizational Meeting. In the absence of the Chair, the First Vice-Chair shall preside. In the absence of the Chair and First Vice-Chair, the Second Vice-Chair shall preside. In the absence of all three persons, the County Clerk shall call the meeting to order and preside over the election of a temporary Chair, who shall not be eligible to run for County Board Chair. The person presiding shall conduct all matters of business on the agenda up to and including the election of a Chair for the new County Board. However, no person may preside over an election in which he or she is a candidate. Once a County Board Chair has been

elected, the new Chair shall preside over the remainder of the elections and the agenda.

(c) The County Board Chair shall be an ex-officio member of every County Board committee of which he or she is not a regular member and may attend all committee meetings unless prohibited pursuant to state law or county ordinance.

(d) The County Board Chair, the First Vice-Chair, and the Second Vice-Chair shall constitute the Executive Committee and shall perform any and all duties required to be performed by statute, ordinance, or rule by members of the Executive Committee.

13 County Board Documents and Mailings. (a) The committee chair or the sponsor of a resolution, ordinance, or written motion shall submit a copy to the County Clerk at least one week before the regular meeting at which it is to be reported to the County Board.

(b) The County Clerk will provide a copy of each resolution, ordinance, or written motion to the Comptroller and Corporation Counsel for review.

(c) The County Clerk shall mail a copy of the agenda, resolutions, ordinances, and written motions included on the agenda to each Supervisor not less than five days before the meeting, except as hereinafter provided.

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

(e) For a special meeting of the County Board, except declared emergency meetings, the mailing of the agenda and related documents shall be at least 72 hours prior to the time set for the meeting.

(f) No additional mailing for a regular or special meeting shall be required when the County Board is in continuous session or meets on consecutive business days.

(g) Copies of late resolutions, ordinances, written motions, and other papers shall be provided to the County Board at the time of the meeting and may be considered by the County Board if the matter has been properly noticed in accordance with the Wisconsin Open Meetings Law.

(h) The County Clerk shall have copies of the proposed budget distributed to each Supervisor and the Corporation Counsel at or before the first regular meeting after the County Clerk has received a copy of the proposed budget that has been adopted by the Finance Committee.

(i) The County Clerk shall keep at least one copy of the agenda and related materials on file for public review.

14 Attendance. Attendance at all meetings is mandatory, but the County Board Chair or the person presiding at a meeting may excuse the absence of a member from the meeting.

(b) A member may notify the County Clerk of any expected absence from any meeting, but the absence will not be deemed an excused absence until it has been excused by the County Board Chair or the person presiding at the meeting.

(c) No member shall absent himself or herself from a meeting while the meeting is in session without leave of the person presiding.

(d) All absences from or during a meeting shall be noted in the minutes of the meeting along with an indication of whether the absence was excused.

(e) The person presiding over a committee, subunit, or other governmental body shall report to the County Board Chair the name of any member of the committee, subunit, or other governmental body who accumulates three or

more unexcused absences within a year from properly noticed meetings of committee, subunit, or other governmental body. The County Board Chair shall report to the County Board the name of any member of the County Board, its committees, subunits, or other governmental bodies who accumulates three unexcused absences within a year from properly noticed meetings of the County Board, its committee, subunits, or other governmental bodies.

(f) The County Board may, consistent with the requirements of Wisconsin law, take such action as it deems appropriate with respect to any person who accumulates three or more unexcused absences within a year. Such action may include censure, suspension, or removal from the committee, subunit, or other governmental body.

(g) Any member may bring a motion for a call of the house. In the absence of a quorum, a majority of those members present may order a call of the house. A member who has been excused from a meeting shall not be subject to a call of the house.

15 Verification of Attendance. The person presiding at a meeting shall direct that a roll call or other action be taken to record the names of the members in attendance whenever a meeting convenes or reconvenes.

16 Quorum. A majority of all members shall constitute a quorum. Any business conducted in the absence of a quorum, except for procedural actions to adjourn, fix the time for adjournment, recess, or take measures to obtain a quorum, shall be null and void. A member may raise a point of order related to the absence of a quorum and may request a roll call to determine whether a quorum is present.

17 Minutes. **(a)** Minutes shall be kept of each meeting and shall include the name of the person who took the minutes, a record of attendance at the meeting, a record of the motions, and a record of all votes taken. Minutes may, at the direction of the person presiding, contain a description of the views expressed and a summary

of any actions taken along with the reason for the action. Separate minutes shall be kept for each closed session.

(b) A draft of the minutes of every open session shall be available in the office of the County Clerk within one week after each meeting and, once approved, a signed copy of the minutes shall be filed in the office of the County Clerk within one week of approval. The minutes from any open session shall be open to the public for inspection and copying.

(c) A draft of the minutes of every closed session shall be provided to the office of the County Clerk within one week after each meeting and, once approved, a signed copy of the minutes shall be provided to the office of the County Clerk within one week of approval. The minutes of any closed session shall remain closed to the public for so long as the reason for convening the closed session continues, but shall become open to the public for inspection and copying once the reason for convening the closed session has ended.

(d) Each member shall read the minutes of the last meeting before the next meeting. Any corrections to the minutes shall be made at the next adjourned or regular meeting, whichever comes first. In the event that there is a question about whether a particular correction should be made, the matter shall be determined by majority vote in accordance with these rules.

(e) The County Clerk shall provide one copy of the minutes of any meeting to any member of the County Board upon request and without charge.

(f) A copy of the approved minutes of each County Board meeting shall be printed in the Manitowoc County Board proceeding book.

18 Closed Sessions. **(a)** Every meeting shall initially be convened in open session. The meeting may subsequently convene in closed session if one of the exemptions in Wis. Stat. § 19.85(1) applies; the meeting notice has provided for a closed session or the need for a closed

session was not known to the person providing the meeting notice at the time that notice was given; and a majority votes to convene in closed session.

(b) Whenever a closed session is anticipated at the time the agenda for a meeting is prepared, the person preparing the agenda shall provide notice of the anticipated closed session.

(c) Closed sessions should be held sparingly and only when necessary to protect the public interest. If there is any doubt about whether a closed session is permitted, the meeting should be held in open session.

(d) Discussions held during closed session shall be limited to the business specified in the public notice or other announcement of the closed session.

(e) Closed sessions are authorized by Wisconsin law when necessary to protect the public interest and only when holding an open session would be incompatible with the conduct of government affairs. Discussions held, information presented or obtained, and actions taken during closed sessions are deemed to be Confidential Information and, except as required by law, shall not be disclosed without the approval of the governmental body that authorized the closed session.

(f) When the reason for holding the closed session has passed, the results of any formal action shall be made public, and discussions held and information presented or obtained during a closed session may be disclosed if the governmental body that authorized the closed session authorizes the disclosure.

(g) Disclosure of Confidential Information without proper legal authorization violates MCC § 5.06(3)(e) and is punishable by forfeiture.

19 Exclusion of County Board Members from Closed Sessions. (a) No County Board member may be excluded from any meeting or session, whether open or closed, of the County Board.

(b) A County Board member may be excluded from a meeting of a committee or subunit of the County Board by a majority vote if the subject of the closed session directly concerns the County Board member, a relative of the County Board member, or someone maintaining a confidential relationship with the County Board member.

(c) For purposes of this rule, the term “relative” shall include any aunt, brother, child, daughter-in-law, father-in-law, first cousin, foster child, grandparent, mother-in-law, nephew, niece, parent, sister, son-in-law, spouse or person in a marriage-like relationship, stepbrother, stepchild, stepparent, stepsister, or uncle; and the term “confidential relationship” includes both professional relationships, such as those between attorney and client, medical provider and patient, or religious counselor and petitioner; and personal relationships, such as those in which there is a long personal friendship and mutual trust between the parties.

(d) A County Board member may be excluded from a closed session of any other governmental body which is not a committee or subunit of the County Board, such as the Ethics Board, by a majority vote.

20 Members Opportunity to Speak at Meetings. (a) A member who wishes to speak shall raise a hand and wait to be recognized by the person presiding. If two or more members seek to speak at the same time, the person presiding shall decide who is to speak first.

(b) A member who has been recognized by the person presiding and has begun to speak shall not be interrupted by another member or the person presiding except for a purpose recognized as appropriate by ROBERT’S RULES and then only when the urgency of the situation requires it. Examples of interruptions which may be permitted include questions of privilege, points of order, or requests that require an immediate response.

(c) Any member who has been called to order by the person presiding shall immediately cease

speaking.

(d) Members shall confine remarks to the merits of the pending question. Statements shall be germane and must have a bearing on whether the pending question should be adopted. Members shall avoid personality and personal attacks.

(e) Complaints concerning county employees, officials, or departments shall first be brought to the County Administrator, Executive, County Board Chair, Ethics Board, or the appropriate ~~oversight~~ committee. Any such complaint which is first stated at a County Board meeting shall be immediately referred to the County ~~Administrator~~, Executive, County Board Chair, Ethics Board, or appropriate ~~oversight~~ committee.

(f) Each member is allowed ten minutes and is limited to speaking no more than twice on the same topic, except to respond. A member who has used the time allowed may accept up to a total of five minutes of time yielded from one or more other members. No member may speak in excess of fifteen minutes on the same topic.

(g) Following a motion to table, any member may speak one time to the merits of the motion for the time the member has remaining or for up to two minutes, whichever is less.

(h) A member's right to speak, discuss, or debate shall be limited by a "motion to close debate" or to "call the question" which is adopted by at least two-thirds of the members present.

21 Non-Members Opportunity to Speak During Public Input. (a) The purpose of public input is to provide non-members with an opportunity to present information on issues which concern them to governmental bodies. It is not intended to provide for interactive debate or for the cross-examination of citizens or members.

(b) A person must be recognized by the person presiding in order to address a governmental body during public input. Once recognized, a person has the right to speak without

interruption, except for procedural matters. Any person who has been called to order by the person presiding shall immediately cease speaking.

(c) Each person shall normally be allowed five minutes for comments made during public input. However, the person presiding may establish a shorter time limit if necessary. Additional time will not normally be granted by the person presiding, but the person presiding may do so in exceptional cases or to allow for a response to a direct question.

(d) If a member wishes to ask a question, the member may do so after being recognized by the person presiding at the conclusion of the person's remarks. The person will be allowed up to one minute to respond.

(e) If a member wishes to respond to any question raised by a person during public input, the member may do so after being recognized by the person presiding at the conclusion of the person's remarks. The member will be allowed up to one minute to respond.

(f) Neither the person speaking, nor any member is required to answer any question raised during public input.

(g) The person presiding will take such action as may be necessary to maintain an appropriate level of decorum and order at all times. The person presiding will not permit public input to become a running debate or to serve as a platform for personal attacks, and the person presiding may rule any citizen or member out of order if that person's comments or conduct is inappropriate. The person presiding may limit the number of persons who may speak on an issue and may call a non-member to order if the non-member's statements are not germane or are unduly repetitive.

22 Non-members Opportunity to Speak During Debate. (a) A member may ask the person presiding for leave to permit a non-member to speak at a meeting with respect to an agenda item when the item is properly before the meeting.

(b) A non-member may be denied permission to speak by a majority vote of the members present.

(c) No more than two non-members may be permitted to speak on the same topic at one meeting subsequent to public input, and each shall be allowed no more than five minutes to speak.

(d) The person presiding may call upon a department head or department designee to speak on an agenda item related to the department when the item is properly before the meeting. Such requests shall not be subject to the time limit and shall not count toward the number of non-members permitted to speak.

(e) The Corporation Counsel may provide advice to the County Board at any time during discussion or debate at the request of any member.

23 Motions and Questions. (a) No matter shall be put before the assembly or debated unless a motion has been made and seconded. Once seconded, the person presiding shall restate the motion.

(b) After a motion is stated by the person presiding, it shall be deemed to be in the possession of the assembly.

(c) A motion may be withdrawn at any time if a majority of the members present does not object.

(d) Whenever a motion, order, or resolution is entered into the minutes of the meeting, the names of the members moving and seconding the motion, order, or resolution shall be recorded. Withdrawn motions shall not be entered in the minutes.

(e) Any motion put before the assembly shall be reduced to writing upon the demand of any two members.

(f) Any question which is divisible shall be divided upon the demand of any member.

(g) A motion to reconsider may be made on

any matter except the budget. The motion must be made by a member who voted with the prevailing side, provided that the motion for reconsideration is made on the same day, the following day if the meeting continues for more than one day, or at the next regular meeting.

(h) No motion, resolution, or ordinance offered from the floor for the purpose of rescinding something previously adopted shall be voted upon until the next meeting of the County Board unless the motion, resolution, or ordinance was properly noticed in accordance with the Wisconsin Open Meetings law.

24 Petitions, Resolutions, Ordinances, Written Motion, and Other Papers. (a) All resolutions, ordinances, and written motions shall be submitted to the appropriate standing committee for review before being presented to the County Board. This provision may be waived by the County Board Chair, but any item added to the agenda as the result of such a waiver shall be stricken from the agenda upon the objection of any member. The foregoing notwithstanding, the County Board may, by majority vote, override the objection and restore the item to the agenda.

(b) A resolution, ordinance, or written motion which has been reviewed and approved by the appropriate standing committee shall normally be reported to the County Board by the committee chair. If the committee chair voted against or is otherwise opposed to the resolution, ordinance, or written motion, then a member of the committee who supports the resolution, ordinance, or written motion shall make the report to the County Board. The report shall provide the heading describing the matter, a brief summary of the matter, the fiscal impact, and the committee's findings and recommendation regarding the matter. Any member of the committee may make a minority report.

(c) A resolution, ordinance, or written motion which has been reviewed, but not approved, by the appropriate standing committee may be reported to the County Board by any sponsor of the resolution, ordinance, or written motion. The

report shall provide the heading describing the matter, a brief summary of the matter, and the fiscal impact. The committee chair shall report the committee's findings and recommendation regarding the matter.

(d) Any resolution, ordinance, or written motion which is reported to the County Board shall be signed by the person making the report and may be signed by one or more other members of the County Board as sponsors.

(e) Resolutions, ordinances, written motions, and any other papers shall be taken up in the order in which they are presented, unless otherwise ordered by a majority of the County Board.

(f) A majority of the members present may require an oral reading of any petition, resolution, ordinance, written motion, or other paper.

25 Fiscal Impact Statement and Fiscal Note. (a) Every resolution, ordinance, or written motion presented to the County Board shall contain a statement of Fiscal Impact which describes the costs, revenues, and economic impact associated with the resolution, ordinance, or written motion. If the fiscal impact is described as "unascertainable," "undetermined," or "unknown," or uses words of similar import, it shall provide a written explanation stating the reasons that the fiscal impact cannot be determined.

(b) Resolutions supporting or opposing legislation or honoring the accomplishments of an individual or group are exempt from the Fiscal Impact Statement requirement.

(c) The person reporting a resolution, ordinance, or written motion to the County Board shall assure that a Fiscal Impact Statement is prepared and provided for the matter when it is presented to the County Board.

(d) The Fiscal Impact Statement shall be reviewed the Comptroller or the Comptroller's designee before a matter may be presented to the County Board and every resolution, ordinance, or written motion presented to the County Board shall contain a Fiscal Note in the following form:

FISCAL NOTE: Reviewed and approved by Comptroller. _____

(e) The Comptroller shall initial the Fiscal Note on the original document if the Fiscal Impact Statement is approved. In the event the Comptroller does not approve the Fiscal Impact Statement, the Comptroller shall provide a memorandum to the County Board stating why the Fiscal Impact Statement was not approved.

26 Legal Note. (a) Every resolution, ordinance, or written motion presented to the County Board shall be reviewed by Corporation Counsel as to form and shall contain a Legal Note in the following form:

LEGAL NOTE: Approved as to form by Corporation Counsel. _____

(b) Corporation Counsel shall initial the legal note on the original document if the matter is approved as to form. In the event Corporation Counsel does not approve the form of a resolution, ordinance, or written motion, Corporation Counsel shall provide a

memorandum to the County Board stating why the matter was not approved as to form.

27 Action by Unanimous Consent. The County Board, committees, subunits, and other governmental bodies may take action without the formality of a motion by unanimous consent. The person presiding may obtain unanimous consent by stating “if there is no objection...” and then describing the action to be taken. If no member calls out an objection, then the person presiding shall announce that “there was no objection and shall state the action decided. The minutes shall reflect that the matter was adopted by unanimous consent. If any member calls out an objection, the matter shall be put to a vote.

28 Voting. (a) Secret Ballots. Unless specifically authorized by statute, no secret ballot may be utilized to determine any election or other decision of a governmental body except the election of officers. A secret ballot shall be used when voting for the election of officers. Officers shall be elected one at a time and succeeding formal ballots shall be cast until a majority vote of the members present elects the officer. Only votes cast for persons who have been nominated shall be considered during a formal ballot and any ballot cast in violation of this rule shall be void.

(b) Regular Method of Voting. The regular method of voting by the County Board shall be ~~a vote by a show of hands~~ by electronic tabulation. The county board may vote by other means. The regular method of voting by any committee, subunit, or other governmental body shall be a voice vote.

(c) Ascertaining and Recording Votes. Any member may request a show of hands or a roll call vote or otherwise require that a vote be taken in such a manner that the vote of each member is ascertained and recorded, except when voting to determine the election of officers.

(d) Voice Vote. The person presiding at the meeting shall first ask “all those in favor of the motion say ‘aye’” and then ask “all those opposed say ‘no.’” If the vote appears close, the person presiding shall announce either that “the ayes appear to have it” or “the noes appear to have it” and then pausing long enough for any member to request a show of hands or a roll call vote. If the vote does not appear close or if no division or roll call is requested, the person presiding shall then announce either that “the ayes have it and the motion is carried” or “the noes have it and the motion is defeated.”

(e) Show of Hands. The person presiding shall first ask “all those in favor of the motion raise a hand” and shall cause the name of each person with a raised hand to be recorded. The person presiding shall then ask “all those opposed raise a hand” and shall cause the name of each person with a raised hand to be recorded. The person presiding shall then announce that “there are ____ votes in the affirmative and ____ votes in the negative” and either that “the ayes have it and the motion is carried” or “the noes have it and the motion is defeated.” The results of vote, including the name and vote of each person voting shall be recorded in the minutes.

(f) Roll Call. When a roll call vote is held, the order shall be rotated so that the member voting first shall have his or her name called next to last on the next roll call vote. The person presiding shall be the last person called upon on all roll call votes. Any error in the sequence of rotation of names shall not invalidate a vote which is otherwise proper.

(g) Closed Session Votes. The County Board, committees, subunits, and other governmental bodies may vote in closed session when such a vote is an integral part of

deliberations authorized to be conducted in closed session under Wis. Stat. § 19.85(1), but should vote in open session unless doing so would compromise the need for the closed session. Whenever a vote is taken in closed session, the motion and the result of the vote, including the name and vote of each person in attendance, shall be recorded and made a matter of public record.

(h) Duty and Opportunity to Vote. Although it is the duty of every member who has an opinion on a pending question to express that opinion by voting, a member cannot be compelled to vote and may abstain from voting. The person presiding may vote on any matter, including an appeal from the decision of the chair, in the same manner as any other member.

(i) Abstain. A member who believes that he or she is legally required to abstain from voting shall ~~advise the person presiding that the member will “abstain” from voting and shall do so.~~ The person presiding shall ask any member who abstains to state the reason for doing so. The abstention and the reason for the abstention shall be recorded in the minutes. A member who abstains from voting shall not be included when calculating the number of votes required for passage.

(j) Present. ~~A member who does not have an opinion on a pending question may vote “present” by so advising the person presiding, but the member~~ A member who is in attendance at a meeting but who does not vote on a matter shall be deemed to have voted “present.” ~~A member who is deemed to have voted present shall not be asked the reason for not voting and shall not be permitted to explain the reason for his or her not voting.~~ A member who is deemed to have voted present shall be included when calculating the number of votes required for passage.

(k) Absent. ~~A member who fails to vote when called upon to do so shall be deemed absent for purposes of that vote, shall not be~~

~~permitted to cast a vote on the pending question, and shall not be permitted to explain the reason for his or her failure to vote.~~

29 Expense Reimbursement. (a) It is the policy of Manitowoc County to reimburse certain authorized reasonable and necessary expenses incurred while conducting official county business. For purposes of this rule, official county business includes attendance at County Board and committee meetings, educational programs, professional associations, public hearings and meetings, training seminars and other similar activities which are related to county business and which have been properly authorized.

(b) County Board members shall be paid the monthly salary set by resolution and shall be reimbursed for certain mileage and other expenses incurred while conducting official County business.

(c) Members of committees, subunits, and other governmental bodies who are not members of the County Board shall be paid a per diem or other compensation set by resolution or ordinance and shall be reimbursed for certain mileage and other authorized expenses incurred while conducting official County business

(d) Authorized expenses. (1) Meals. The cost of meals incurred while conducting official county business outside Manitowoc County shall be reimbursed at the rate and on the terms set forth in MCC § 5.11(3).

(2) Lodging. The ordinary, necessary, and reasonable cost of a single occupancy room incurred while conducting official county business outside Manitowoc County shall be reimbursed.

(3) Mileage. Mileage shall be paid at the rate established by the County Board by resolution for necessary travel between places by the most direct route while conducting official county business.

(4) Parking. The actual cost of parking incurred while conducting official county business shall be reimbursed.

(5) Other Expenses. Other reasonable and necessary expenses incurred while conducting official county business may be reimbursed provided that such reimbursement is authorized by the County Board prior to the date on which the expense is incurred.

(e) Limitations on Authorized Expenses.

(1) Mileage will be paid for one trip per day from a person's residence to one meeting location and from one meeting location to the person's residence, even if the person attends more than one meeting and returns home between meetings. Mileage will be paid for necessary travel between meeting locations.

(2) No expenses will be paid to any person attending any meeting when that person has not been authorized to attend the meeting as a member of the group that is meeting, as a program participant, or by direction of the County Board Chair, the County Board, or a County Board committee, subunit, other governmental body, the County ~~Administrator~~ Executive, or a department head.

(3) Expenses associated with attending any public hearing may be reimbursed only if approved in advance by the County Board or the appropriate ~~oversight~~ committee. Such approval shall be recorded in the minutes of the County Board or committee.

(f) Expenses Not Authorized. No compensation or reimbursement may be claimed or paid for any entertainment expense, for the purchase of any intoxicant or alcohol beverage, or for any expense not specifically authorized by or pursuant to this rule.

(g) Per Diem Limits. The amount of any per diem paid shall be limited to the per diem set by County Board resolution or ordinance. No per diem shall be paid to any person for

attendance at any meeting if the person arrives more than 15 minutes after the time set for the meeting to begin or leaves prior to the adjournment of such meeting, unless the person presiding at the meeting has excused the absence.

(h) Advances. Members of the County Board, committees, subunits, and other governmental bodies shall, upon request, receive an advance toward any reimbursable expenses other than mileage that are expected to be incurred while conducting official county business outside Manitowoc County which has been authorized by the County Board.

(i) Claims, Verification, and Receipts. All claims for reimbursement by members of the County Board, committees, subunits, or other governmental bodies shall be itemized and submitted to the County Clerk in a form approved by the County Clerk. All such claims must be accompanied by receipts for the expenses claimed or by a statement explaining the absence of a receipt. All claims must be signed by the person seeking reimbursement swearing or affirming that the claim is accurate and that the expenses were reasonably and necessarily incurred while conducting official county business.

30 Claims Against the County. **(a)** No action shall be taken on any claim unless the claim has been filed in the Comptroller's Office and the claim has been verified as a legitimate claim against the County by the appropriate department head.

(b) When any claim is allowed by the County Board, either in whole or in part, the County Board shall direct that an order be drawn by the County Treasurer in favor of the claimant for the amount allowed.

31 Budgets, Funds, and Funding. **(a)** Annual Budget. The County Board shall adopt an annual budget in compliance and conformity with Wis. Stat. § 65.90, which shall be approved by majority vote of the

County Board. Any amendments to the budget subsequent to its adoption shall require a two-thirds vote.

(b) Contingency Fund. A vote of two-thirds of the members of the County Board shall be required to make any appropriation from the Contingency Fund if the appropriation has not been approved by the Finance Committee and the appropriate ~~oversight~~ committee as provided for by Rule 31(e).

(c) General Fund. A vote of two-thirds vote of the members of the County Board shall be required to make an appropriation from the General Fund.

(d) Borrowing Funds. A vote of two-thirds vote of the members of the County Board shall be required before the County Board may borrow funds.

(e) Transfer of Funds. Rule 3(f) notwithstanding, the Finance Committee may, with the approval of the appropriate committee, transfer funds between budgeted items of an individual county office or department, if such budgeted items have been separately appropriated, and may supplement the appropriations for a particular office, department, or activity by transfers from the contingent fund. Such committee transfers shall not exceed the amount set up in the contingent fund as adopted in the annual budget, nor aggregate in the case of an individual office, department, or activity in excess of ten per cent of the funds originally provided for such office, department, or activity in the annual budget.

32 Purchase and Sale of Real Property.

(a) Except for tax foreclosed real estate sold pursuant to MCC § 4.12, no real estate owned by the County shall be sold unless the sale is first authorized by majority vote of the County Board in open session.

(b) The County will not consider, vote upon, or accept any offer to purchase real

property owned by the county which provides for a conveyance by Warranty Deed unless the offer is in a form customarily used for the purchase and sale of real estate and will create a binding contract for sale upon acceptance.

(c) Sales or transfers by Quit Claim Deed shall be in such form and with such formalities as the County Board directs.

(d) All offers to purchase or sell real property shall be contingent upon review and approval as to form by the Corporation Counsel, unless the County Board directs otherwise.

33 County Contracts, Leases, And Agreements. (a) County contracts, leases, and agreements in excess of \$5,000 within a one year period or which may subject the county to legal liability in excess of \$5,000 must be approved in advance by the appropriate County Board committee or by the County Board. Such approval shall be reflected in the ~~oversight~~ committee or County Board minutes.

(b) All county contracts, leases, and agreements shall be in a form approved by the Corporation Counsel and shall be presented to and reviewed by Corporation Counsel prior to being presented to the appropriate County Board ~~oversight~~ committee or the County Board.

(c) It is the responsibility of the officer, official, or employee executing or otherwise entering into a contract, lease, or agreement to seek, in advance, all necessary advice from Corporation Counsel regarding the terms of the contract, lease, or agreement and to request the assistance of any other department which has expertise necessary to prepare the contract, lease, or agreement.

(d) No County official or employee shall enter into, execute, or continue such a contract, lease, or agreement without first securing the approvals required by this rule, and any

contract, lease, or agreement entered into, executed, or continued in violation of these rules shall voidable by a majority vote of the County Board.

34 Requests for Legal Opinions. (a)

The County Board Chair may request a legal opinion from Corporation Counsel or the Attorney General on any matter on which the Corporation Counsel or the Attorney General is authorized to provide an opinion.

(b) Any member of the County Board desiring a legal opinion from Corporation Counsel or the Attorney General shall submit the request for such an opinion to the appropriate standing committee for review. If the matter does not fall within the jurisdiction of any committee or if the committee to which the request has been submitted does not approve the request, a member may make the request in the form of a written motion at any meeting of the County Board in accordance with these rules. Approved requests for a legal opinion from Corporation Counsel or the Attorney General shall be recorded in the minutes of the meeting at which the request was approved.

(c) All requests for a legal opinion from the Corporation Counsel or the Attorney General shall be submitted to the Corporation Counsel in writing by the person presiding at the meeting which approved the request or by the County Board Chair.

(d) A copy of all written requests or motions seeking a legal opinion shall be provided to the County Clerk and shall be distributed to the members of the County Board as provided in Rule 10.

35 Rules of Construction and Severability. Nothing in these rules shall be construed to conflict with any statute. These rules shall be deemed to be severable and if any rule is held invalid, void, or unenforceable by operation of law or by a court of competent jurisdiction, the remainder of the rules shall

remain in full force and effect and shall in no way be affected, impaired, or invalidated.

36 Effective Date and Repeal of Prior Rules. These rules shall become effective and any and all prior rules of the Manitowoc County Board shall be repealed immediately upon adoption of these rules.

Supervisor Lambert assumed the position of temporary Chairperson.

ELECTIONS

CHAIRPERSON:

Acting Chair Lambert announced that nominations were open for the position of Chairperson. Supervisor Brey nominated Supervisor Hansen. Supervisor Nate nominated Supervisor Behnke. Supervisor Henrickson nominated Supervisor Markwardt. There were no more nominations. Supervisor Rasmussen moved, seconded by Supervisor Nate to close nominations. Motion carried unanimously.

Speeches were given by the prospective candidates for the Chairperson position. Acting Chair Lambert asked if there were any objections to a secret ballot. There were no objections.

- Vote #1: Ballots were cast and the results were read aloud as follows: Supervisor Hansen received 8 votes, Supervisor Behnke received 8 votes, and Supervisor Markwardt received 7 votes. There was not a majority vote and ballots had to be cast again.
- Vote #2: Ballots were cast and the results were read aloud as follows: Supervisor Hansen received 8 votes, Supervisor Behnke received 7 votes, and Supervisor Markwardt received 8 votes. There was not a majority vote and ballots had to be cast again.
- Vote #3: Ballots were cast and the results were read aloud as follows: Supervisor Hansen received 7 votes, Supervisor Behnke received 7 votes, and Supervisor Markwardt received 9 votes. There was not a majority vote and ballots had to be cast again.
- Vote #4: Ballots were cast and the results were read aloud as follows: Supervisor Hansen received 8 votes, Supervisor Behnke received 8 votes, and Supervisor Markwardt received 7 votes. There was not a majority vote and ballots had to be cast again.
- Vote #5: Ballots were cast and the results were read aloud as follows: Supervisor Hansen received 8 votes, Supervisor Behnke received 7 votes, and Supervisor Markwardt received 8 votes. There was not a majority vote and ballots had to be cast again.
- Vote #6: Ballots were cast and the results were read aloud as follows: Supervisor Hansen received 8 votes, Supervisor Behnke received 7 votes, and Supervisor Markwardt received 8 votes. There was not a majority vote and ballots had to be cast again.
- Vote #7: Ballots were cast and the results were read aloud as follows: Supervisor Hansen received 9 votes, Supervisor Behnke received 5 votes, and Supervisor Markwardt received 9 votes. There was not a majority vote and ballots had to be cast again.
- Vote #8: Ballots were cast and the results were read aloud as follows: Supervisor Hansen received 8 votes, Supervisor Behnke received 8 votes, and Supervisor Markwardt received 7 votes. There was not a majority vote and ballots had to be cast again.
- Vote #9: Ballots were cast and the results were read aloud as follows: Supervisor Hansen received 8 votes, Supervisor Behnke received 7 votes, and Supervisor Markwardt received 8 votes. There was not a majority vote and ballots had to be cast again.
- Vote #10: Ballots were cast and the results were read aloud as follows: Supervisor Hansen received 8 votes, Supervisor Behnke received 7 votes, and Supervisor Markwardt received 8 votes. There was not a majority vote and ballots had to be cast again.

Vote #11: Ballots were cast and the results were read aloud as follows: Supervisor Hansen received 8 votes, Supervisor Behnke received 7 votes, and Supervisor Markwardt received 8 votes. There was not a majority vote and ballots had to be cast again.

Supervisor Hansen withdrew his name from nomination.

Vote #12: Ballots were cast and the results were read aloud as follows: Supervisor Behnke received 11 votes, and Supervisor Markwardt received 12 votes. Supervisor Markwardt was elected as Chairperson for a two year term.

FIRST VICE-CHAIR:

Chairperson Markwardt announced that nominations were open for the position of First Vice-Chairperson. Supervisor Dobbs nominated Supervisor Brey. Supervisor Skubal nominated Supervisor Sloan. Supervisor Rasmussen moved, seconded by Supervisor Mueller, to close nominations. Motion carried unanimously. Ballots were cast and the results were read aloud as follows: Supervisor Brey received 13 votes and Supervisor Sloan received 10 votes. Supervisor Brey was elected as First Vice-Chairperson for a two year term.

SECOND VICE-CHAIR:

Chairperson Markwardt announced that nominations were open for the position of Second Vice-Chairperson. Supervisor Skubal nominated Supervisor Sloan. Supervisor Brey nominated Supervisor Dobbs. There were no more nominations. Supervisor Rasmussen moved, seconded by Supervisor Henrickson, to close nominations. Motion carried unanimously. Ballots were cast and the results were read aloud as follows: Supervisor Sloan received 17 votes and Supervisor Dobbs received 6 votes. Supervisor Sloan was elected as Second Vice-Chairperson for a two year term.

Supervisor Dufek moved, seconded by Supervisor Rasmussen, to abolish the Executive Committee. Discussion followed. Upon vote, the motion carried with 20 ayes and 3 noes. Supervisors Behnke, Brey, and Swade voted no; all other supervisors voted aye.

No. 2002/2003 - 2

**ORDINANCE AMENDING MANITOWOC COUNTY CODE § 1.04(h)
(Relating to Executive Committee)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the membership and duties of the Executive Committee created by Manitowoc County Code
2 § 1.04(h) were expanded when Manitowoc County eliminated the position of County Administrator and
3 created the position of Administrative Coordinator; and
4

5 WHEREAS, Manitowoc County has eliminated the position of Administrative Coordinator in favor of
6 an elected County Executive; and
7

8 WHEREAS, the Manitowoc County Board has determined that an Executive Committee is no longer
9 required;
10

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

14 Manitowoc County Code sec. 1.04(h) is hereby repealed.

EFFECTIVE DATE: Upon publication.

Dated this 16th day of April 2002.

Respectfully submitted by Anthony V. Dufek.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive

Chairperson Markwardt declared the public input open at 9:04 p.m. There was no one present who wished to speak and the public input was closed.

Appointments

Chairperson Markwardt recommended the appointment of Char Peterson as County Clerk to complete Dan Fischer's term expiring January 2003. Supervisor Markwardt moved, seconded by Supervisor Geimer, to approve the appointment. Upon vote, the appointment was confirmed unanimously.

COMMITTEE REPORTS, INCLUDING PETITIONS, RESOLUTIONS AND ORDINANCES

Chairperson Markwardt stated that the County Board will meet next Tuesday @ 7:00 pm for the second organizational meeting.

Supervisor Behnke moved, seconded by Supervisor Nate, to keep the same seating arrangement and let the new supervisors sit where the vacant seats are. Motion carried unanimously.

Supervisor Behnke moved to adjourn to April 23, 2002 at 7:00 P.M. to continue the organization of the 2002-2004 Board. Supervisor Brey seconded and the motion was adopted by acclamation. The meeting was adjourned at 9:10 P.M.

Respectfully submitted,

Char Peterson, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

April 23, 2002

Tuesday, 7:00 P.M.

Pursuant to Wis. Stats. § 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at University of Wisconsin - Manitowoc County, in the City of Manitowoc, being the 23rd day of April, 2002, for the purpose of transacting business as a Board of Supervisors.

The meeting was called to order by Supervisor Donald Markwardt at 7:00 P.M.

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

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

On motion by Supervisor Brey, seconded by Supervisor Nate, the April 16, 2002 meeting minutes were approved on a unanimous vote.

The County Clerk announced the additions and changes to the agenda. Supervisor Lambert moved, seconded by Supervisor Dufek, to approve the agenda. Upon vote, the motion was adopted unanimously.

Chairperson Markwardt declared the public input open at 7:05 p.m. There was no one present who wished to speak and the public input was closed.

The County Board considered Amendments to Resolution No. 1 to Establish the Rules to Govern the Board for the 2002-2004 County Board Term.

Amendment #1: Supervisor Behnke moved, seconded by Supervisor Graunke, to approve County Board Rule 6(h) providing that the starting time for standing committee meetings should usually be after 4:00 p.m. Discussion followed.

Amendment #1 to Amendment #1: Supervisor Vogt moved, seconded by Supervisor Barnes, that this rule would exempt the Personnel Committee from the amendment to County Board Rule 6(h). Upon discussion and vote, the motion carried with 17 ayes and 8 noes. Supervisors Henrickson, Bundy, Sloan, Rasmussen, Behnke, Graunke, Brey, and Nate voted no; all other supervisors voted aye.

Upon vote on Amendment #1, the motion failed with 7 ayes and 18 noes. Supervisors Wagner, Henrickson, Muench, Schenian, Rasmussen, Behnke, and Graunke voted aye; all other supervisors voted no.

Amendment #2: Supervisor Kocourek moved, seconded by Supervisor Skubal, to approve County Board Rule 12(b) expediting the voting process when electing officers. The rule would progressively narrow the field of candidates and prevent repeated tie votes when there are more than two candidates for an office.

Supervisor Geimer moved, seconded by Supervisor Dobbs, to table Amendment #2. Upon vote, motion

carried with 22 ayes and 3 noes. Supervisors Bundy, Kocourek, and Markwardt voted no; all other supervisors voted aye.

Appointments

Supervisor Vogt moved, seconded by Supervisor Sloan, to approve the recommended appointments to standing committees, boards, commissions and other organizations. The suggested committee appointments are as follows: Finance Committee: Brey-Chair, Dobbs, Hansen, Muench, and Graunke; Personnel Committee: Vogt-Chair, Barnes, Dufek, Lambert, and Swade; Highway Committee: Lambert-Chair, Bundy, Geimer, Skubal, and Sloan; Public Works Committee: Dufek-Chair, Mueller, Schenian, Sloan, and Swade; Public Safety Committee: Muench-Chair, Graunke, Henrickson, Kocourek, and Sloan; Health Care Center: Behnke-Chair, Henrickson, Nate, Rappe, and Vogt; Natural Resources & Education Committee: Nate-Chair, Hansen, Jones, Rasmussen, and Wagner.

The appointments to various boards, commissions and other organizations are as follows: Board of Health: Dobbs, Kocourek, Nate, Barnes, and Rasmussen; Citizens Participation Committee: Muench; Commission on Aging: Dufek; Community Action Program: Geimer; Economic Development Group: Behnke and Brey; English Lake Management District: Behnke; Ethics Board: Lambert; Expo, Inc Liaison Members: Swade and Vogt; Glacierland Res. Cons. & Development: Mueller; Grievance Committee: Public Safety Chr, Vice Chr & Secy and Personnel Chr & Vice Chr; Human Services Bd: Barnes, Brey, Hansen, Kocourek, Bundy and Rappe; Ice Center Bd: Graunke and Schenian; Industrial Development Corporation: Markwardt; Legislative Review Committee: Bundy, Dobbs, Henrickson, Markwardt and Schenian; Lester Public Library Board of Trustees: Dobbs; Loan Review Bd: Brey; Local Emergency Planning Comm: Swade and alternate: Kocourek; Long Term Support Planning Comm: Nate and Wagner; Mtwc. Public Library Bd. of Trustees: Graunke; Mtwc.-Cal. Library System Bd. of Trustees: Henrickson; Planning & Park Commission: Mueller, Muench, Skubal and Rasmussen; Sergeant at Arms: Henrickson; Transportation Coordinating Committee: Rappe and Jones; VTAE District II Farm Comm: Wagner; WI Counties Utility Tax Association: Skubal.

Upon vote, the appointments to committees, boards, commissions and other organizations were confirmed by unanimous consent.

Chairperson Markwardt recommended the appointment of Frank Hlinak and Tim Veith to the Transportation Coordinating Committee for three year terms expiring April 2005. Supervisor Rasmussen moved, seconded by Supervisor Muench, to approve the appointments. Upon vote, the appointments were confirmed unanimously.

COMMITTEE REPORTS, INCLUDING PETITIONS, RESOLUTIONS AND ORDINANCES

Miscellaneous: Supervisor Brey moved, seconded by Supervisor Vogt, to adopt Resolution 2 (2002/2003-3) Accepting the Manitowoc County Code (2002). Upon vote, the motion carried unanimously.

No. 2002/2003 - 3

RESOLUTION ACCEPTING MANITOWOC COUNTY CODE (2002)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County has elected to codify its ordinances; and

2
3 WHEREAS, Manitowoc County ordinances are amended from time to time and changes are made that
4 affect the names of boards, committees, commissions, section numbers, and statutory and other references
5 without having a substantive effect on the code; and
6

7 WHEREAS, the Manitowoc County Board has authorized the Corporation Counsel to make such changes
8 to the codes as are necessary to reflect such changes provided that the Corporation Counsel report such
9 additions, corrections, and deletions to the Board; and
10

11 WHEREAS, the Corporation Counsel has made such changes and incorporated them into a reprinting
12 of the code which is captioned "Manitowoc County Code (2002)" and which consists of the following
13 chapters and amendments:
14

15 Chapter 1, County Organization, printed 02/20/02;
16 Chapter 2, County Departments and Agencies, printed 02/21/02;
17 Chapter 3, Emergency Management, printed 03/21/02;
18 Chapter 4, Finance, printed 03/12/02;
19 Chapter 5, Personnel, printed 03/12/02;
20 Chapter 6, Police Ordinances, printed 04/04/02;
21 Chapter 7, Health Department and Public Health, printed 03/18/02;
22 Chapter 8, General Zoning, printed 03/04/02;
23 Chapter 9, Shoreland /Floodplain Zoning, printed 03/30/00;
24 Chapter 10, Setbacks, printed 03/28/00;
25 Chapter 11, Airport Height Limitations, printed 03/29/00;
26 Chapter 12, Subdivision Regulations, printed 02/27/02;
27 Chapter 13, Private Sewage System, printed 03/06/02;
28 Chapter 14, Parks, printed 03/29/00;
29 Chapter 15, Highways, printed 02/27/02;
30 Chapter 16 Definitions, Construction, Severability, printed 04/13/00;
31 Chapter 17, Records Retention, printed 03/01/02;
32 Chapter 18, Emergency Telephone Service, printed 02/27/02;
33 Chapter 19, Animal Waste Management and Agricultural Shoreland Management, printed
34 02/20/02;
35 Chapter 20, Standards for Wireless Communication Facilities, printed 02/27/02;
36 Chapter 21, Nonmetallic Mining Operations, printed 07/03/01;
37 Chapter 22, Use Of Citations For Certain Ordinance Violations, printed 04/08/02;
38

39 as amended by the following ordinances:
40

41 No. 2001/2002- 189, Ordinance Amending Manitowoc County Code § 1.07 adopted on March
42 19, 2002;
43

44 No. 2001/2002-190, Ordinance Amending Manitowoc County Code § 2.04(3)(e), adopted on
45 March 19, 2002; and
46

47 No. 2002/2003-2, Ordinance Amending Manitowoc County Code § 1.04(h),
48

49 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors hereby
50 accepts, ratifies, and adopts the changes incorporated into the Manitowoc County Code (2002) as set forth
51 above; and
52

53 BE IT FURTHER RESOLVED that a copy of the Manitowoc County Code (2002) shall be provided free
54 of charge to each Circuit Court Judge in the county; the Manitowoc County Law Library; the city attorney
55 for the cities of Kiel, Manitowoc, and Two Rivers; each town, village, and city clerk in the county; and each
56 public library in the county; and
57

58 BE IT FURTHER RESOLVED that additional copies of the Manitowoc County Code (2002) shall be
59 made available for sale through the County Clerk and the Corporation Counsel for a charge of \$50 each.

Dated this 23rd day of April 2002.

Respectfully submitted by County Board Chair.

FISCAL IMPACT: Cost of printing Manitowoc County Code (2002) is included in the budgets for the
County Clerk and Corporation Counsel.

Supervisor Rasmussen moved, seconded by Supervisor Mueller, to enact Ordinance 1 Creating Manitowoc
County Code § 1.04(h) (Executive Committee). Discussion followed. Supervisor Brey moved, seconded by
Supervisor Dobbs, to table this Ordinance until May. Upon vote, the motion carried with 24 ayes and 1 no.
Supervisor Lambert voted no; all other supervisors voted aye.

Supervisor Sloan moved, seconded by Supervisor Hansen, to adopt Resolution 3 (2002/2003-4) Honoring
Susie Borremans, Edward Grimm, Kevin Juul, Marie Kohlbeck, and Michael Strauss. Upon vote, the motion
carried unanimously.

No. 2002/2003- 4

**RESOLUTION HONORING EDWARD GRIMM, MARIE KOHLBECK,
KEVIN JUUL, MICHAEL STRAUSS, AND SUSIE BORREMANS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Board of Supervisors wishes to express its appreciation to those who
2 have served the citizens of Manitowoc County by serving on the County Board; and
3

4 WHEREAS, Edward Grimm served on the County Board for nine terms from April 1984 until April
5 2002, during which time he served on the Chairperson's Advisory Committee, the Finance Committee, the
6 Health Care Center Committee, the Judiciary Law Enforcement Committee, the Lakeshore Technical College
7 District Board, the Legislation Study Committee, and the Manitowoc County Community Board and was a
8 liaison member to Manitowoc County Expo, Inc.; and
9

10 WHEREAS, Marie Kohlbeck served on the County for eight terms from April 1986 until April 2002,
11 during which time she served on the Ad Hoc Health Care Center Study Committee, the Chairperson's
12 Advisory Committee, the Finance & Budget Committee, the Glacierland Resource Conservation and
13 Development Council, the Health Care Center Committee, the Human Services Board, the Institutions
14 Committee, the Judiciary and Law Enforcement Committee, the Lakeshore Technical College District Board,
15 the Natural Resources and Education Committee, the Veterans Service and Public Health Committee, and
16 the VTAE District II Farm Committee and was a liaison member to Manitowoc County Expo, Inc.; and
17

18 WHEREAS, Kevin Juul served on the County Board for two terms from April 1998 until April 2002,
19 during which time he served on the Grievance Committee, the Human Services Board, the Public Safety
20 Committee; and the Traffic Safety Committee; and
21

22 WHEREAS, Michael Strauss was appointed to the County Board on January 18, 2000, and served on the
23 County Board until April 2002, during which time he was a member of the Ad Hoc Health Care Center Study
24 Committee, the Public Safety Committee, and the Public Works Committee and was a liaison member to
25 Manitowoc County Expo, Inc.; and

26 WHEREAS, Susie Borremans served on the County Board for one term from April 2000 until April
27 2002, during which time she served on the Natural Resources and Education Committee and the Planning and
28 Park Commission; and
29

30 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that it
31 commends and expresses its sincere appreciation to Edward Grimm, Marie Kohlbeck, Kevin Juul, Michael
32 Strauss, and Susie Borremans for their contributions to the citizens of Manitowoc County by serving as
33 members of the County Board; and
34

35 BE IT FURTHER RESOLVED that Edward Grimm, Marie Kohlbeck, Kevin Juul, Michael Strauss, and
36 Susie Borremans shall each be presented with a certified copy of this resolution.

Dated this 23rd day of April 2002.

Respectfully submitted by Don C. Markwardt, Chair.

Supervisor Muench moved, seconded by Supervisor Henrickson, to adopt Resolution 4 (2002/2003-5)
Authorizing Training (Timothy O'Hearn). Upon vote, the motion carried with 24 ayes and 1 no. Graunke
voted no; all other supervisors voted aye.

No. 2002/2003 - 5

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL
(TIMOTHY K. O'HEARN)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the U.S. Army Electronic Proving Ground (EPG) administers the Technology Transfer
2 Program on behalf of the Office of National Drug Control Policy, Counterdrug Technology Assessment
3 Center; and
4

5 WHEREAS, the Manitowoc County Sheriff's Department has been approved to receive, at no charge,
6 a Night Vision Kit which contains a suite of low-light amplifying imaging devices composed of Night Vision
7 Goggles, Lens (70-300mm), Night Vision Monocular, and Magnifier; and
8

9 WHEREAS, to ensure proper operation and deployment of the equipment, education, and training are
10 required prior to receipt of the equipment; and
11

12 WHEREAS, the Technology Transfer Program will provide a training session, including travel, lodging,
13 and a limited per diem (meals prior to the training session), for one officer in Phoenix, Arizona ;
14

15 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes
16 Lt. Timothy K. O'Hearn to attend the Night Vision equipment training program in Phoenix, Arizona, on June
17 4-6, 2002.

Dated this 23rd day of April 2002.

Respectfully submitted by Don C. Markwardt, Chair.

FISCAL IMPACT: The Technology Transfer Program funds all costs for round-trip airfare and related
ground transportation, lodging, and limited per diem valued at approximately \$900; the

Night Vision Kit equipment and training is valued at over \$5,000. There is no other cost to Manitowoc County.

APPROVED: Dan Fischer, County Executive.

Supervisor Muench moved, seconded by Supervisor Henrickson, to adopt Resolution 4a (2002/2003-6) Accepting Changing Options and Outcomes Grant. Upon vote, the motion carried unanimously.

No.2002/2003 - 6

RESOLUTION ACCEPTING CHANGING OPTIONS AND OUTCOMES GRANT

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, there were 130 alcohol-related crashes in Manitowoc County in the year 2000, causing 3
2 deaths and injuring 99 people; and
3

4 WHEREAS, the Manitowoc County Human Services Department provided drunk driving assessments
5 for 488 people in 2001; and
6

7 WHEREAS, Manitowoc County has a Safe Ride Home Program that is underutilized; and
8

9 WHEREAS, the Manitowoc County Sheriff's Department has applied for and received a "Changing
10 Options and Outcomes" grant from the State Department of Transportation to enhance the existing program;
11

12 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes
13 the acceptance of the Department of Transportation Changing Options And Outcomes Grant by the Sheriff's
14 Department in an amount not to exceed \$37,500; and
15

16 BE IT FURTHER RESOLVED that the 2002 Annual Budget is hereby amended by the amount of the
17 grant award and the Comptroller/Auditor is hereby directed to record such information in the official books
18 of the County for the year ending December 31, 2002, as may be required.

Dated this 23rd day of April 2002.

Respectfully submitted by Don Markwardt, County Board Chair.

FISCAL IMPACT: No tax levy impact. Increase 2002 budgeted revenues and expenses by an amount not to exceed \$37,500.

APPROVED: Dan Fischer, County Executive.

Supervisor Behnke moved, seconded by Supervisor Geimer, to adopt Resolution 5 (2002/2003-7) Approving Town of Newton zoning Ordinance for Joseph H. Popp. Upon vote, the motion carried unanimously.

**RESOLUTION APPROVING TOWN OF NEWTON ZONING ORDINANCE
(JOSEPH H. POPP)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

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

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

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

9
10 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors approves
11 the Town of Newton zoning ordinance which was adopted by the Town Board of the Town of Newton on
12 November 12, 2001, for Joseph H. Popp.

Dated this 23rd day of April 2002.

Respectfully submitted by Supervisor Kevin Behnke.

FISCAL IMPACT: None.

Supervisor Behnke moved to adjourn to May 21, 2002 at 7:00 P.M. Supervisor Swade seconded and the motion was adopted by acclamation. The meeting was adjourned at 7:59 P.M.

Respectfully submitted,

Char Peterson
County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

May 21, 2002

Tuesday, 7:00 P.M.

Pursuant to Wis. Stats. § 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at University of Wisconsin - Manitowoc County, in the City of Manitowoc, being the 21st day of May, 2002, for the purpose of transacting business as a Board of Supervisors.

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

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

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

On motion by Supervisor Rasmussen, seconded by Supervisor Graunke, the April 23, 2002 meeting minutes were approved on a unanimous vote.

The County Clerk announced the additions and changes to the agenda. Supervisor Brey moved, seconded by Supervisor Nate, to adopt the agenda as amended. Upon vote, the motion was adopted unanimously.

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

UNFINISHED BUSINESS

Supervisor Kocourek moved, seconded by Supervisor Brey, to take from the table County Board Rule 12(b) that was tabled on April 23, 2002. Upon vote, the motion failed with 12 ayes and 12 noes. Supervisors Jones, Vogt, Sloan, Hansen, Lambert, Behnke, Graunke, Swade, Dobbs, Geimer, Mueller, and Markwardt voted no; all other supervisors voted aye.

Supervisor Brey moved, seconded by Supervisor Sloan, to take from the table the Ordinance Creating Manitowoc County Code §1.04(h) eliminating the Executive Committee that was tabled on April 23, 2002. Upon vote, motion carried with 20 ayes and 4 noes. Supervisors Jones, Vogt, Dobbs and Geimer voted no; all other supervisors voted aye. Discussion followed. Upon vote, the Ordinance Creating Manitowoc County Code §1.04(h) (Executive Committee) (2002/2003-8) passed with 19 ayes and 5 noes. Supervisors Jones, Hansen, Swade, Dobbs and Geimer voted no; all other supervisors voted aye.

No. 2002/2003 - 8

ORDINANCE CREATING MANITOWOC COUNTY CODE § 1.04(h)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the membership and duties of the Executive Committee created by Manitowoc County Code
2 § 1.04(h) were expanded when Manitowoc County eliminated the position of County Administrator and
3 created the position of Administrative Coordinator; and

5 WHEREAS, Manitowoc County has eliminated the position of Administrative Coordinator in favor of

6 an elected County Executive; and

7
8 WHEREAS, the Manitowoc County Board has determined that an expanded Executive Committee is no
9 longer required, but that an Executive Committee with limited powers to act in special circumstances is still
10 needed;

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

14
15 Manitowoc County Code sec. 1.04(h) is hereby created to read as follows:

16
17 **(h) Executive Committee.** The executive committee shall consist of the county board chair, the
18 first vice-chair, and the second vice-chair. The county board chair shall be the chair of the
19 executive committee. The executive committee shall have full authority to act in the name of
20 the county board whenever time does not permit the full county board to meet and act. Any
21 action taken pursuant to this section shall be submitted for county board approval at the next
22 regular county board meeting following the action or at a special meeting of the county board
23 called by the executive committee at such time and place and upon such notice as may be
24 necessary and expedient.

25
26 EFFECTIVE DATE: Upon publication.

~~Dated this 23rd day of April 2002.~~

Dated this 21st day of May 2002.

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

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

REPORTS OF COUNTY SUPERVISORS, OFFICERS AND DEPARTMENT DIRECTORS

County Executive Dan Fischer led a presentation on Strategic Planning. He stated Work Group 6 is working on solutions to protect the natural environment in Manitowoc County. Jim Blaha, Health Department Director, spoke on our air quality; Tom Ward, Soil & Water Director, spoke on our quality of surface water; and Mike Demske, Director of Planning & Park, spoke on our land use planning. Laurie Gehrke from UWEX commended everyone involved for their diligent work. Also, Comptroller Todd Reckelberg, as a member of Work Group 2, presented a summary on mandated projects by department and their expense and revenue source. This manual was developed to help decision makers determine what services should be provided to our citizens.

UNFINISHED BUSINESS

Supervisor Jones moved, seconded by Supervisor Hansen, to take from the table County Board Rule 12(b) so it could be discussed. Upon vote, motion carried with 15 ayes and 9 noes. Supervisors Vogt, Sloan, Dufek, Behnke, Graunke, Swade, Dobbs, Geimer and Mueller voted no; all other supervisors voted aye. Discussion followed. Upon vote, the rule change failed with 11 ayes and 13 noes. Supervisors Schenian, Barnes, Jones, Vogt, Sloan, Hansen, Dufek, Behnke, Swade, Dobbs, Geimer, Mueller and Markwardt voted no; all other supervisors voted aye.

APPOINTMENTS BY CHAIRPERSON

Chairperson Markwardt recommended the appointments of Eric Storm and alternate Ron Clish, to the Local

Emergency Planning Committee for two year terms expiring June 2004. Supervisor Graunke moved, seconded by Supervisor Muench, to approve the appointments. Upon vote, the motion carried with 23 ayes and 1 no. Supervisor Geimer voted no; all other supervisors voted aye.

Chairperson Markwardt recommended the appointment of Robert Ziegelbauer to the Local Emergency Planning Committee for a two year term expiring July 2004. Supervisor Swade moved, seconded by Supervisor Behnke to approve the appointment. Upon vote, the motion carried unanimously.

COMMITTEE REPORTS, INCLUDING PETITIONS, RESOLUTIONS AND ORDINANCES

Board of Health: Supervisor Nate reported on the Northeast Regional Meeting which she attended on May 9 and stated they are conducting a study on breast cancer. She stated that a large amount of small pox vaccine has been discovered and is being checked if it is good. Also, the Register Sanitarian position has been filled by Jessica Wanserki. She also reported the State was looking at the possibility of redistricting the five Public Health Regions to eliminate overlapping services. And lastly, they are required to follow stricter Animal Health Rules for the County Fair and these are being developed

Executive Committee: Chairperson Markwardt reported he attended a Workforce Development Review Board meeting and stated all ten Workforce Centers are being reviewed at this time.

Finance Committee: Supervisor Brey moved, seconded by Supervisor Mueller, to adopt Resolution 1 (2002/2003-9) Transferring \$269,192 from the General Fund to the Health Care Center Bond Interest Payment Account. Upon vote, the motion carried unanimously.

No. 2002/2003 - 9

RESOLUTION TRANSFERRING \$269,192 FROM THE GENERAL FUND TO THE HEALTH CARE CENTER BOND INTEREST PAYMENT ACCOUNT

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Board adopted resolution no. 2001/2002-206 on April 16, 2002,
2 authorizing the issuance and sale of \$13,500,000 in general obligation corporate purpose bonds to A.G.
3 Edwards & Sons, Inc. for the purpose of constructing and equipping a new health care center and paying off
4 \$5,000,000 in bond anticipation notes; and
5

6 WHEREAS, the amortization schedules presented to the County Board at the time the bonding resolution
7 was adopted showed that the structure of the bonds required that the first interest payment become due on
8 November 1, 2002, in order to obtain the most favorable interest rates; and
9

10 WHEREAS, \$269,192 must be transferred from the General Fund to appropriate accounts in the Health
11 Care Center Enterprise Fund in order to make the first interest payment when it comes due; and
12

13 WHEREAS, the bonding resolution authorizing the sale provides that the 2002 tax levy associated with
14 the 2003 budget will be increased by \$269,192 for the purpose of repaying the transfer from the General
15 Fund;
16

17 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that the
18 Comptroller is hereby directed to transfer \$269,192 from the General Fund to the appropriate accounts in the
19 Health Care Center Fund and to record such information in the official books of the County as may be
20 required.

Dated this 21st day of May 2002.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Amends the 2002 budget by reducing the General Fund by \$269,192 and increasing the Health Care Center Enterprise Fund by \$269,192. The Debt Service Fund Levy for the 2003 budget is increased by \$269,192 pursuant to the bonding resolution adopted by the County Board.

APPROVED: Dan Fischer, County Executive.

Supervisor Brey moved, seconded by Supervisor Graunke, to adopt Resolution 2 (2002/2003-10) Authorizing Restatement of 2001 Appropriations and Transferring Funds. Discussion followed. Upon vote, the motion carried unanimously.

Resolution No. 2002/2003 - 10

**RESOLUTION AUTHORIZING RESTATEMENT OF
2001 APPROPRIATIONS AND TRANSFERRING FUNDS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

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

4 WHEREAS, the recently completed external audit shows that the Human Services Department Special
5 Revenue Fund has a deficit of \$455,515.62 for the year ended December 31, 2001, mainly due to costs for
6 Children in Alternate Care, placements at the Lincoln Hills Juvenile Facility, costs in the Chronically
7 Mentally Ill program, and costs in the Birth To Three program; and
8

9 WHEREAS, sound financial and accounting practices require that the County make the Human Services
10 Special Revenue Fund whole by transferring sufficient monies from the General Fund Undesignated Account
11 to cover the deficit;
12

13 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors hereby
14 transfers the sum of \$455,515.62 from the County's General Fund Undesignated Account to the Human
15 Services Special Revenue Fund for the year ended December 31, 2001; and
16

17 BE IT FURTHER RESOLVED that the Comptroller/Auditor is hereby directed to record such
18 information in the official books of the County for the year ended December 31, 2001, as may be required
19 to effect the purposes of this resolution.

Dated this 21st day of May 2002.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Transfers \$455,515.62 from the General Fund Undesignated Account to the Human Services Special Revenue Fund as a 12/31/01 entry.

APPROVED: Dan Fischer, County Executive.

Health Care Center Committee: Supervisor Behnke moved, seconded by Supervisor Vogt, to adopt Resolution 2A (2002/2003-11) Recommending Action to Support Nursing Homes. Upon vote, the motion carried unanimously.

No. 2002/2003 - 11

RESOLUTION RECOMMENDING ACTION TO SUPPORT NURSING HOMES

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County created a Commission on Aging for the purpose of improving the quality
2 of life for the senior citizens of Manitowoc County; and
3

4 WHEREAS, the Commission on Aging has the power to plan and develop administrative and program
5 policies that are administered by the county's aging unit and to make certain policy decisions; and
6

7 WHEREAS, the Commission is concerned about the ability of nursing homes to continue to provide long
8 term care support for our elderly and disabled in the future; and
9

10 WHEREAS, the Commission believes that present funding is not sufficient for nursing homes to meet
11 their operating expenses in providing necessary care to elderly and disabled individuals; and
12

13 WHEREAS, the Commission has identified the following issues that affect the cost of care in a nursing
14 home:
15

- 16 a. Hospitals are discharging to nursing homes patients that require far more care than the nursing homes
17 are able to provide;
18
19 b. Antiquated nursing homes cannot be made to operate more efficiently and sufficient funding does
20 not exist to make homes more efficient;
21
22 c. Pooled staffing agencies recruit professionals that could be employed in nursing homes and provide
23 staff to nursing homes at a far greater hourly rate than nursing homes can afford;
24
25 d. Nursing home residents have more critical needs than in the past and require more care; and
26
27 e. A greater percentage of nursing home residents are covered by Medicaid reimbursements which do
28 not cover the actual daily cost of care;
29

30 and
31

32 WHEREAS, the Commission on Aging has recommended that certain actions be taken in order to address
33 these issues; and
34

35 WHEREAS, the Health Care Center Committee has reviewed the recommendations and concurs in the
36 Commission on Aging's recommendations;
37

38 NOW, THEREFORE, BE IT RESOLVED, the Manitowoc County Board of Supervisors recommends
39 that the following actions be taken to enable nursing homes to provide the best possible care for the elderly
40 of our community:
41

- 42 a. The proposed 4.73% Medicaid rate increase be approved;
43
44 b. IGT funds should remain in the Medicaid Trust Fund to address current and future nursing home
45 needs and should not be used for any other purpose; and
46
47 c. Educational incentives should be developed and made available to attract and train RN's, LPN's, and
48 CNA's to provide long term care in both nursing homes and home care agencies;
49

50 and
51

52 BE IT FURTHER RESOLVED that the County Clerk is hereby directed to send a copy of this resolution
53 to the Governor of the State of Wisconsin, the President of the Wisconsin Senate, the Speaker of the
54 Wisconsin Assembly, each legislator in the Wisconsin Senate and Assembly who represents constituents from
55 Manitowoc County; and each legislator in the United States Senate and the House of Representatives who
56 represents constituents from Manitowoc County.

Dated this 21st day of May.

Respectfully submitted by the Health Care Center Committee.

APPROVED: Dan Fischer, County Executive.

Highway Committee: Supervisor Tom Lambert reported that Airport Days will be held on June 7- 9th. He invited supervisors to a pre-show on June 7th. Also, the highway employees have started the construction season and their 4-10 hour days.

Supervisor Lambert moved, seconded by Supervisor Sloan, to adopt Resolution 3 (2002/2003-12) Authorizing Utility Easement On Airport Property. Upon vote, the motion carried unanimously.

No. 2002/2003 - 12

RESOLUTION AUTHORIZING UTILITY EASEMENT ON AIRPORT PROPERTY

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, construction along Menasha Avenue this summer will require that Wisconsin Bell, Inc.,
2 d.b.a. SBC Ameritech Wisconsin relocate many of its telephone lines; and
3

4 WHEREAS, Ameritech has requested a utility easement to bury its telephone cables on Manitowoc
5 County Airport property along the north side of Menasha Avenue from the railroad right of way to the
6 proposed extension of Magnolia Avenue; and
7

8 WHEREAS, granting such an easement will benefit the Manitowoc County Airport and business and
9 property owners along Menasha Avenue; and
10

11 WHEREAS, the Highway Committee recommends granting this easement at the market rate of \$1.00 per
12 lineal foot;
13

14 NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Manitowoc that
15 it grant a utility easement along Menasha Avenue from the railroad right of way to Magnolia Avenue to
16 Ameritech for the market rate of \$660.00; and

17 BE IT FURTHER RESOLVED that the County Clerk is authorized to execute the requested easement
18 on behalf of Manitowoc County.

Dated this 21st day of May 2002.

Respectfully submitted by the Highway Committee.

FISCAL IMPACT: Provides \$660.00 in revenue .

APPROVED: Dan Fischer, County Executive.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Nate reported Scott Gunderson, Manitowoc County Dairy Agent, announced his resignation as Department Director effective June 30, 2002. She also stated Faye Malek, Family Living Educator, has been nominated by Wisconsin Association of Family and Consumer Sciences for the Florence Hall award.

Supervisor Nate moved, seconded by Supervisor Muench, to adopt Resolution 4 (2002/2003-13) Proclaiming June Dairy Month. Upon vote, the motion carried unanimously.

No. 2002/2003 - 13

RESOLUTION PROCLAIMING JUNE DAIRY MONTH

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, agriculture in Manitowoc County accounts for an estimated 20 percent of the county's jobs
2 and provided annual cash receipts of nearly 140 million dollars in 2001; and
3

4 WHEREAS, Manitowoc County is the fifth leading dairy county in Wisconsin, which is America's
5 Dairyland, and is the 26th largest dairy county in the United States; and
6

7 WHEREAS, Manitowoc County's approximately 400 dairy farms and 44,000 cows produce over
8 783,000,000 pounds of milk each year; and
9

10 WHEREAS, the milk produced by Manitowoc County dairy producers provides enough cheese to cover
11 over 76 million 16-inch pizzas with one pound of award-winning cheese, and
12

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

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

Dated this 21st day of May 2002.

Respectfully submitted by the Natural Resources and Education Committee.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Legislative Study Committee: Supervisor Dobbs reported on the Chronic Wasting Disease issue. He also

stated their next meeting will be on Wednesday, June 5th @ 5:00 P.M.

Personnel Committee: Supervisor Vogt reported on the approval of a clothing allowance for non-represented employees of the Sheriff's Dept and increased costs of health care insurance. He also stated that a Wellness Newsletter will be sent to employees on a regular basis.

Supervisor Vogt moved, seconded by Supervisor Dufek, to adopt Resolution 5 (2002/2003-14) Establishing Elected Official Salaries. Upon discussion and vote, the motion carried unanimously.

No. 2002/2003 - 14

RESOLUTION ESTABLISHING ELECTED OFFICIAL SALARIES

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Wisconsin Statutes § 59.22 provides that the compensation of elected officials shall not be
2 increased or decreased during an elected official's term of office and that any salary adjustments must be
3 made before the earliest date for filing nomination papers for the elective office; and
4

5 WHEREAS, the Personnel Committee has reviewed the salary of the Clerk of Court, Coroner, County
6 Clerk, Register of Deeds, Sheriff, and Treasurer; and
7

8 WHEREAS, the Personnel Committee recommends that the total annual compensation of the foregoing
9 elected officials be set before the earliest date for filing nomination papers for the fall election and that the
10 salary for each of the foregoing elective offices be adjusted by three percent for 2003 and by two percent for
11 each subsequent year of the next term;
12

13 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that the
14 salaries of the elected officials of Manitowoc County be set as follows:
15

	2003	2004	2005	2006
16 Clerk of Court	\$49,567.72	\$50,559.07		
17 Coroner	\$37,175.79	\$37,919.31		
18 County Clerk	\$49,567.72	\$50,559.07		
19 Register of Deeds	\$49,567.72	\$50,559.07		
20 Sheriff	\$65,661.47	\$66,974.70	\$68,314.19	\$69,680.47
21 Treasurer	\$49,567.72	\$50,559.07		

22
23
24 and
25

26 BE IT FURTHER RESOLVED that the salaries as established for the final year of the term next
27 elected shall continue and remain for ensuing terms unless changed by the County Board in accordance with
28 Wis. Stat. § 59.22.

Dated this 21st day of May 2002.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: Increases expenditures for salary, WRS, and FICA in each year as follows:

2003	\$10,584.34
2004	\$ 7,267.92
2005	\$ 1,637.53
2006	\$ 1,670.28
Total	\$21,160.07

plus incidental costs associated with workers compensation, long-term disability, and life insurance.

APPROVED: Dan Fischer, County Executive.

Supervisor Behnke left at 8:00 P.M.

Planning & Park Commission: Supervisor Mueller moved, seconded by Supervisor Rasmussen, to adopt Resolution 6 (2002/2003-15) Approving Town of Manitowoc Rapids Zoning Ordinance for Ron Cleveringa and Resolution 7 (2002/2003-16) Approving Town of Cato Zoning Ordinance for Ric Walt. Upon vote, motion carried with 22 ayes and 1 no. Supervisor Rappe voted no; all other supervisors voted aye.

No. 2002/2003 - 15

**ORDINANCE AMENDING ZONING ORDINANCE MAP
(Ronald Cleveringa)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, April 22, 2002, at 7:00 p.m. at the Manitowoc
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and
3

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

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

11 Parcel No. 1, a parcel of land located in the NE1/4, NW1/4, Section 12, T19N-R23E, Town of
12 Manitowoc Rapids, commencing at the N1/4 Corner of said Section 12; thence westerly
13 approximately 470 feet; thence southerly approximately 33 feet to the south r/w of Goodwin
14 Road, which is the point of real beginning; thence continue southerly approximately 1200 feet;
15 thence westerly approximately 116 feet; thence northwesterly approximately 547 feet; thence
16 northerly approximately 500 feet; thence easterly approximately 150 feet; thence northerly
17 approximately 410 feet; thence easterly approximately 200 feet along the south r/w of Goodwin
18 Road to the point of real beginning, said parcel containing approximately 8.50 acres of land,
19 shall be and is hereby rezoned from A3 Agriculture to A2 Agriculture;
20

21 and
22

23 Parcel No. 2, a parcel of land located in the NE1/4, NW1/4, Section 12, T19N-R23E, Town of
24 Manitowoc Rapids, commencing at the N 1/4 corner of said Section 12; thence westerly

25 approximately 650 feet; thence southerly approximately 33 feet to the south r/w of Goodwin
26 Road which is the point of real beginning; thence continue southerly approximately 410 feet;
27 thence westerly approximately 150 feet; thence northerly approximately 410 feet; thence
28 easterly approximately 150 feet along the south r/w of Goodwin Road to the point of real
29 beginning, said parcel containing approximately 1.50 acres of land, shall be and is hereby
30 rezoned from A3 Agriculture to A1 Agriculture.

EFFECTIVE DATE: May 21, 2002.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

No. 2002/2003 - 16

**ORDINANCE AMENDING ZONING ORDINANCE MAP
(Ric Walt)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, April 22, 2002, at 7:00 p.m. at the
2 Manitowoc County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice;
3 and
4

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

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

12 A parcel of land located in the NE1/4, NE1/4, Section 10, T19N-R22E, Town of Cato,
13 commencing at the NE1/4 Corner of said Section 10; thence westerly approximately 33 feet to
14 the west r/w of Hempton Lake Road, which is the point of real beginning; thence continue
15 westerly approximately 600 feet; thence southerly approximately 375 feet; thence easterly
16 approximately 600 feet; thence northerly along the west r/w of Hempton Lake Road
17 approximately 375 feet to the point of real beginning, said parcel containing approximately 5.16
18 acres of land, shall be and is hereby rezoned from A3 Agriculture to A2 Agriculture.

EFFECTIVE DATE: May 21, 2002.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Public Safety Committee: Supervisor Muench reported that collections in the Clerk of Courts are going well and expenses are ok with the exception of overtime. The conversion in the Child Support area will increase

the department's overtime. However, the Child Support Agency received a federal grant to cover some of the conversion costs. She also reported that two new part-time employees at Public Safety Joint Services will complete their training on July 1 and there are still two positions that need to be filled. They are also looking at emergency dispatching costs and alternatives.

Supervisor Muench moved, seconded by Supervisor Henrickson, to adopt Resolution 8 (2002/2003-17) Authorizing Acceptance of Grant Funds. Discussion followed. Upon vote, motion carried unanimously.

No. 2002/2003 - 17

RESOLUTION AUTHORIZING ACCEPTANCE OF GRANT FUNDS

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Sheriff s Department is committed to enhancing officer safety
2 through training and properly equipping its officers so that they can protect themselves and the public during
3 the course of their duties; and
4

5 WHEREAS, Sheriff's deputies are often called to high-risk, life-threatening situations that are
6 extremely dangerous for the officer, suspect, and general public; and
7

8 WHEREAS, it has been determined that the Tactical Smith & Wesson .40 caliber, semi-automatic
9 handgun is tactically superior to the weapon now carried by deputies; and
10

11 WHEREAS, a grant is available to fund the replacement of 35 weapons for deputies;
12

13 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes
14 the Manitowoc County Sheriff s Department to accept \$19,795 in grant funding to purchase Tactical Smith
15 & Wesson .40 caliber, semi-automatic handguns; and
16

17 BE IT FURTHER RESOLVED that the appropriate revenue and expenditure line items in the 2002
18 budget are amended by the amount of the grant and the Comptroller/Auditor is hereby directed to record such
information in the official books of the County for the year ending December 31, 2002, as may be required.

Dated this 21st day of May 2002.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Increases revenues and expenditures by \$19,795.

APPROVED: Dan Fischer, County Executive.

Supervisor Muench moved, seconded by Supervisor Sloan, to adopt Resolution 8A (2002/2003-18) Authorizing Application for and Acceptance of Video Conferencing Grant Funds. Upon vote, motion carried unanimously.

No. 2002/2003 - 18

**RESOLUTION AUTHORIZING APPLICATION FOR AND
ACCEPTANCE OF VIDEO CONFERENCING GRANT FUNDS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Sheriff's Department is committed to officer safety and serving
2 the public in a cost-effective manner; and
3

4 WHEREAS, Sheriff's deputies are often assigned the task of transporting jail inmates to Immigration
5 and Naturalization Service (INS) hearings and other court appearances; and
6

7 WHEREAS, such transports can be costly because of the officer transport time required and can expose
8 deputies and the general public to extremely dangerous situations; and
9

10 WHEREAS, up to \$75,000 in grant moneys are available to purchase video-teleconferencing
11 equipment to assist local law enforcement agencies in communicating directly with the INS in order to reduce
12 the need for inmate transports; and
13

14 WHEREAS, such equipment could also be used by the Manitowoc County court system to reduce
15 inmate transport costs;
16

17 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes
18 the Sheriff's Department to apply for and accept up to \$75,000 in grant funding to purchase and set up video-
19 teleconferencing equipment; and
20

21 BE IT FURTHER RESOLVED that upon receipt of the grant funds, appropriate revenue and
22 expenditure line items in the 2002 Sheriff's Department Annual Budget shall be amended by the amount of
23 the grant, and the Comptroller/Auditor is hereby directed to record such information in the official books of
24 the County for the year ending December 31, 2002, as may be required.

Dated this 21st day of May 2002.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Increases revenues and expenditures by up to \$75,000.

APPROVED: Dan Fischer, County Executive.

Miscellaneous: Chairperson Markwardt moved, seconded by Supervisor Brey, to adopt Resolution 9
(2002/2003-19) Honoring Dan Fischer. Upon vote, the motion carried unanimously.

No. 2002/2003 - 19

RESOLUTION HONORING DAN FISCHER

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Dan Fischer was the Manitowoc County Clerk from January 1985 until April 16, 2002,
2 when he resigned to accept the position of Manitowoc County Executive; and
3

4 WHEREAS, as County Clerk, Dan Fischer demonstrated his concern for the issues facing Manitowoc
5 County and its citizens and strived to keep costs down; and
6

7 WHEREAS, as County Clerk, Dan Fischer continually involved himself in programs designed to
8 improve the quality of life in Manitowoc County, including Big Brothers/Big Sisters and the American Red
9 Cross Manitowoc/Calumet Chapter;

10 NOW, THEREFORE, BE IT RESOLVED, that the Manitowoc County Board of Supervisors expresses
11 its sincere appreciation to Dan Fischer for his years of service as County Clerk and his many contributions
12 to Manitowoc County and its citizens of Manitowoc County; and
13

14 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors looks forward to
15 working with Dan Fischer in his new position as Manitowoc County's first elected County Executive.

Dated this 21st day of May 2002.

Respectfully submitted by Don Markwardt, County Board Chair.

Chairperson Markwardt congratulated Dan Fischer on his hard work and dedicated service to Manitowoc County over the past 17 years as County Clerk.

Health Care Center Administrator Michael Thomas gave a brief explanation on the following three Resolutions 9A, 9B, and 9C.

Chairperson Markwardt moved, seconded by Supervisor Hansen, to adopt Resolution 9A (No. 2002/2003-20) Supporting H.R.3414 and S.2221. Upon vote, motion carried unanimously.

No. 2002/2003 - 20

RESOLUTION SUPPORTING H.R. 3414 AND S. 2221

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County receives much of its funding supporting the Health Care Center,
2 Human Services Department, and the Aging Resource Center through the Medicaid Program; and
3

4 WHEREAS, the federal government matches state spending on Medicaid programs; and
5

6 WHEREAS, state Medicaid programs have not been able to maintain funding levels necessary to
7 adequately fund valuable and needed programs; and
8

9 WHEREAS, the federal government is considering a temporary enhancement of the federal match to
10 state Medicaid spending to alleviate budgetary concerns and to maintain the programs that rely on those
11 funds; and
12

13 WHEREAS, the Congress is presently considering S. 2221 to temporarily increase the federal medical
14 assistance percentage for the medicaid program and H.R. 3414 which would provide certain temporary
15 increases in the federal medical assistance percentage under the Medicaid Program for fiscal year 2002 to help
16 states finance increases in enrollment due to rising unemployment and to prevent reductions in health
17 insurance coverage due to State budget crisis;
18

19 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
20 urges those federal legislators who represent constituents in Manitowoc County to support H.R. 3414 and S.
21 2221; and
22

23 BE IT FURTHER RESOLVED that the County Clerk is hereby directed to send a copy of this
24 resolution to Senator Herb Kohl, Senator Russ Feingold, and Representative Tom Petri.

Dated this 21st day of May 2002.

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

APPROVED: Dan Fischer, County Executive.

Chairperson Markwardt moved, seconded by Supervisor Rasmussen, to adopt Resolution 9B (No. 2002/2003-21) Requesting Congressional Support in Preserving Medicare Add-Payments. Upon vote, motion carried unanimously.

No. 2002/2003 - 21

**RESOLUTION REQUESTING CONGRESSIONAL SUPPORT
IN PRESERVING MEDICARE ADD-ON PAYMENTS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County owns and operates a 150 bed skilled care nursing home which relies
2 on Medicare payments for many of its residents; and
3

4 WHEREAS, the federal Center for Medicare and Medicaid Services, which is responsible for payments
5 under the Medicare system, added additional dollars on to existing Medicare payment schedules to address
6 the under funding of nursing homes; and
7

8 WHEREAS, the additional money allocated to the Medicare program will expire on September
9 30, 2002, unless Congressional action is taken to make the money a permanent part of the reimbursement
10 payment schedule; and
11

12 WHEREAS, Manitowoc County will experience a reduction in Medicare payments ranging from
13 \$1,000 to \$5,000 monthly if the add-ons are permitted to expire on September 30, 2002;
14

15 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
16 requests the support of those federal legislators who represent constituents in Manitowoc County in
17 maintaining the additions to the Medicare payment system that have been made by the Center for Medicare
18 and Medicaid Services, and
19

20 BE IT FURTHER RESOLVED that the County Clerk is hereby directed to send a copy of this
21 resolution to Senator Herb Kohl, Senator Russ Feingold, and Representative Tom Petri.

Dated this 21st day of May 2002.

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

APPROVED: Dan Fischer, County Executive.

Supervisor Nate moved, seconded by Supervisor Vogt, to adopt Resolution 9C (2002/2003-22) Supporting Rule Changes Allowing Use of Single Task Workers in Nursing Homes. Discussion followed. Upon vote, motion carried unanimously.

**RESOLUTION SUPPORTING RULE CHANGES ALLOWING
USE OF SINGLE TASK WORKERS IN NURSING HOMES**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County owns and operates a 150 bed skilled care nursing home, but has had
2 difficulty in recruiting and retaining Certified Nursing Assistants; and
3

4 WHEREAS, the State of Wisconsin previously authorized the use of single task workers to alleviate
5 the strain on staffing by allowing non-certified persons to help feed the residents of the facility; and
6

7 WHEREAS, the single task worker program was successful, but is no longer authorized by the State
8 because the federal Center for Medicare and Medicaid Services has indicated that the program conflicts with
9 federal rules; and
10

11 WHEREAS, the federal Center for Medicare and Medicaid services is considering a change to the
12 federal rules to allow the use of single task workers;
13

14 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors supports
15 the proposed rule changes to allow the use of the single task worker and directs its Nursing Home
16 Administrator to send three certified copies of this resolution to Tom Skully, Director of the Center of
17 Medicare and Medicaid services, for consideration during the public comment period on the proposed rule
18 changes.

Dated this 21st day of May 2002.

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

APPROVED: Dan Fischer, County Executive.

Supervisor Lambert moved, seconded by Supervisor Muench, to adopt Resolution 10 (2002/2003-23)
Approving the Town of Newton Zoning Ordinance for Joseph H. Popp. Upon vote, motion carried
unanimously.

**RESOLUTION IN THE MATTER OF
THE TOWN OF NEWTON ZONING ORDINANCE
(JOSEPH H. POPP)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

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

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

7 WHEREAS, Wis. Stat. § 60.62(3) provides that town zoning ordinances in counties which have

8 adopted a zoning ordinance under Wis. Stat. § 59.69 shall be subject to the approval of the County Board;

9
10 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors approves
11 the Town of Newton zoning ordinance which was adopted by the Town Board of the Town of Newton on
12 May 8, 2002, for Joseph H. Popp.

Dated this 21st day of May 2002.

Respectfully submitted by Supervisor Thomas Lambert.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Chairperson Markwardt announced he will be representing the County Board in the Memorial Day Parade in the City of Manitowoc. Supervisors are invited to join him.
Supervisor Jones clarified Scott Gunderson's resignation as a Department Director. He will continue as the County's Dairy Agent.

Supervisor Brey moved to adjourn to June 18, 2002 at 7:00 P.M. Supervisor Mueller seconded and the motion was adopted by acclamation. The meeting was adjourned at 8:22 P.M.

Respectfully submitted,

Char Peterson
County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

June 18, 2002

Tuesday, 7:00 P.M.

Pursuant to Wis. Stats. § 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at University of Wisconsin - Manitowoc County, in the City of Manitowoc, being the 18th day of June, 2002, for the purpose of transacting business as a Board of Supervisors.

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

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

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

On motion by Supervisor Mueller, seconded by Supervisor Sloan, the May 21, 2002 meeting minutes were approved on a unanimous vote.

The County Clerk announced the additions and changes to the agenda. Supervisor Brey moved, seconded by Supervisor Behnke, to adopt the agenda as amended. Upon vote, the motion was adopted unanimously.

Chairperson Markwardt declared the public input open at 7:12 p.m. There was no one present who wished to speak and public input was closed.

REPORTS OF COUNTY SUPERVISORS, OFFICERS AND DEPARTMENT DIRECTORS

County Executive Dan Fischer announced that the Comprehensive Annual Finance Report and Management Letter were handed out to Supervisors. The auditors will be at the July meeting to go over the reports. He introduced Health Care Administrator Michael Thomas and the Public Health Nurse Manager Amy Wergin who presented results of Work Group 3 in the strategic planning process. Amy Wergin spoke on the need to identify youth and families at risk and to communicate with minority and non-English speaking residents in the County. Michael Thomas spoke on needs of the elderly and disabled and ways to improve services and control costs.

County Executive Dan Fischer introduced Administrative Assistant Andrea Jones who reported on Joint Dispatch. She spoke on four key areas including the organization and structure, the operational aspect, technology and emergency medical dispatching. Discussion followed. Dan Fischer stated two committees will be developed to address the issues of the software programming and the emergency medical dispatching. He also reported on upcoming staff changes at UWEX. County Ag Agent Scott Henrickson will be retiring at the end of the year and the County Resource Development Agent position is presently open and he is recommending they remain vacant. This could eliminate one Program Assistant position in that department. Laurie Gehrke will be the Director of the UWEX Department and continue overseeing the strategic planning process. These recommended changes would save \$80,000 on next year's budget.

Soil and Water Director Tom Ward spoke on the success of the English Lake clean-up and the history of the Conservation Corp. He introduced Laura DeGolier who presented Supervisor Nate, Chair of the Land Conservation/Natural Resources and Education Committee, with the Wisconsin Conservation Crew Contract for Manitowoc County. Wisconsin Conservation Corp Crew Leader Eric Schramm introduced the crew members who will be working on projects throughout Manitowoc County during the year. Tom Ward also

reported that a Fisheries Management meeting will be held on June 19th and a committee will be formed to create a design for the Park and Educational Center.

APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Markwardt presented the appointments of Orville Bonde and Jim Aasen to the Board of Adjustment for three year terms expiring July 2005. Supervisor Dufek moved, seconded by Supervisor Rasmussen, to approve the appointments. Upon vote, the motion carried unanimously.

Chairperson Markwardt presented the appointment of Laurie Gehrke as Department Director, for the UW-Extension. Supervisor Rasmussen moved, seconded by Supervisor Muench, to approve the appointment. Upon vote, the motion carried unanimously.

Chairperson Markwardt presented the appointment of Mary Muench to the Planning and Park Commission for a seven year term expiring July 2009. Supervisor Skubal moved, seconded by Supervisor Henrickson, to approve the appointment. Upon vote, the motion carried unanimously.

COMMITTEE REPORTS, INCLUDING PETITIONS, RESOLUTIONS AND ORDINANCES

Board of Health: Supervisor Nate reported a summer intern will begin on June 24th to assist with beach cleanup and take water samples. She reported that Emergency Management recommends residents purchase a weather radio as a safe guard during the summer storm season. She also worked for the Clean Sweep Program on May 18 and stated 517 households participated and 460 thermometers were turned in for digital units.

Finance Committee: Supervisor Brey moved, seconded by Supervisor Hansen, to adopt Resolution 1 (2002/2003-24) Authorizing Acceptance of Banking Services Proposal. Upon vote, the motion carried unanimously.

No. 2002/2003 - 24

RESOLUTION AUTHORIZING ACCEPTANCE OF BANKING SERVICES PROPOSAL

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Wisconsin law requires that the county board designate one or more public depositories;
2 and
3

4 WHEREAS, Manitowoc County has complied with that requirement by resolution no. 90/91-125 on
5 March 19, 1991; and
6

7 WHEREAS, the Manitowoc County Treasurer was authorized by resolution no. 2001/2002-193 dated
8 March 19, 2002, to issue a request for proposals for banking and depository services, to review such
9 proposals, and to make a recommendation to the county board; and
10

11 WHEREAS, a request for proposals was distributed to interested banking institutions in the community
12 and four proposals have been received and reviewed by the Finance Committee; and
13

14 WHEREAS, the Finance Committee recommends that the county board accept the proposal submitted
15 by Associated Bank;
16

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

17 the Manitowoc County Treasurer to enter into a three-year contract for banking service with Associated Bank
18 on the terms stated in the bank's proposal with the contract to run from June 1, 2002, through May 31, 2005.

Dated this 18th day of June 2002.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Dan Fischer, County Executive.

Supervisor Brey moved, seconded by Supervisor Muench, to enact Ordinance 2 (2002/2003-25) Amending MCC §§ 1.08(4) and 4.13(6) Pertaining to Copy Fees. Upon vote, the motion carried unanimously.

No. 2002/2003 - 25

**ORDINANCE AMENDING MCC §§ 1.08(4) AND 4.13(6)
PERTAINING TO COPY FEES**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Clerk of the Court has requested that the copy fee set by the Manitowoc County Code
2 be increased from fifteen cents to twenty-five cents per page in order to allow him and other county officials
3 to recover their actual, necessary, and direct costs of providing photocopies; and
4

5 WHEREAS, the Finance Committee has reviewed the copy fee charged by other counties and has
6 found that the overwhelming majority of counties responding charge a fee of twenty-five cents per page; and
7

8 WHEREAS, the Finance Committee finds that a fee of twenty-five cents reasonably represents the
9 actual, necessary, and direct cost of most copies;
10

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

13 Manitowoc County Code sec. 1.08(4)(a) is hereby amended to read as follows:
14

15 **(a) ~~Fifteen cents (15¢)~~ Twenty-five cents** per side for a black and white photocopy of a letter or legal
16 size document. Charges for color copies, other paper sizes, or special types of reproduction materials (e.g.,
17 transparencies) shall be set by the custodian of the records or their designee based on the actual costs of
18 reproduction.
19

20 Manitowoc County Code sec. 1.08(4)(e) is hereby amended to read as follows:
21

22 **(e)** This fee schedule does not apply to copies of documents of the Register of Deeds, Clerk of Circuit
23 Court, or any other office whose copy fees are for which the copy fee is set by state law.
24

25 Manitowoc County Code sec. 4.13(6)(a) is hereby amended to read as follows:
26

27 **(a) Photocopies. ~~Fifteen cents (15¢)~~ Twenty-five cents** per side for a black and white photocopy of
28 a letter or legal size document. Charges for color copies, other paper sizes, or special types of reproduction
29 material (e.g., transparencies) shall be set by the Sheriff or the Coroner or their respective designees based
30 on the actual costs of reproduction.

31 EFFECTIVE DATE: Upon publication.

 Dated this 18th day of June 2002.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Dan Fischer, County Executive.

Health Care Center Committee: Supervisor Behnke reported on a handout addressing absences and nursing shortages at the Health Care Center. He stated they are looking at possible incentive programs for health care workers.

Highway Committee: Supervisor Lambert attended the Highway Summer Conference and reported Manitowoc County Highway Commissioner Gary Kennedy was elected President of the Highway Association.

Human Services Board: Supervisor Hansen announced the Human Services Budget meeting will be July 11th at 6:00 P.M. for anyone wishing to attend.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Nate reported the Manitowoc County Land Conservation Committee will be hosting the 2002 Summer Tour with the theme being land use planning on July 19. She also reported on dairy statistics since it's June Dairy month.

Legislative Review Committee: Supervisor Dobbs moved, seconded by Supervisor Bundy, to adopt Resolution 3 (2002/2003-26) Opposing S.B. 405 Pertaining to a County Sales and Use Tax. Upon vote, the motion carried with 23 ayes and 2 noes. Supervisors Hansen and Nate voted no; all other supervisors voted aye.

No. 2002/2003 - 26

**RESOLUTION OPPOSING S.B. 405
PERTAINING TO A COUNTY SALES AND USE TAX**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, present law authorizes counties to impose a sales and use tax of 0.5% for the purpose
2 of providing property tax relief; and
3

4 WHEREAS, 2001 Senate Bill 405 has been introduced and would authorize counties to impose a sales
5 and use tax of 0.5% or 0.75%; and
6

7 WHEREAS, the Legislative Review Committee recommends that the Manitowoc County Board of
8 Supervisors oppose any attempts that increase reliance on county sales and use taxes to fund local services;
9

10 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors opposes
11 2001 Senate Bill 405; and
12

13 BE IT FURTHER RESOLVED that the County Clerk is hereby directed to send a copy of this
14 resolution to Governor Scott McCallum, Senate President Fred Risser, Speaker of the Assembly Scott Jensen,

15 Senators Jim Baumgart and Alan Lasee, and Representatives Frank Lasee and Robert Ziegelbauer.

Dated this 18th day of June 2002.

Respectfully submitted by the Legislative Review Committee.

APPROVED: Dan Fischer, County Executive.

Supervisor Dobbs moved, seconded by Supervisor Swade, to adopt Resolution 4 (2002/2003-27) Supporting A.B. 591 Pertaining to Official Newspapers. Discussion followed. Upon vote, the motion carried with 24 ayes and 1 no. Supervisor Dufek voted no; all other supervisors voted aye.

No. 2002/2003 - 27

**RESOLUTION SUPPORTING A.B. 591
PERTAINING TO OFFICIAL NEWSPAPERS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, 2001 Assembly Bill 591 has been introduced to expand the definition of a “newspaper”
2 for the purposes of publishing legal notices; and
3

4 WHEREAS, the Legislative Review Committee finds that the proposed expansion would benefit
5 Manitowoc County by increasing its options for publishing legal notices;
6

7 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors supports
8 2001 Assembly Bill 591; and
9

10 BE IT FURTHER RESOLVED that the County Clerk is hereby directed to send a copy of this
11 resolution to Governor Scott McCallum, Senate President Fred Risser, Speaker of the Assembly Scott Jensen,
12 Senators Jim Baumgart and Alan Lasee, and Representatives Frank Lasee and Robert Ziegelbauer.

Dated this 18th day of June 2002.

Respectfully submitted by the Legislative Review Committee.

APPROVED: Dan Fischer, County Executive.

Supervisor Dobbs moved, seconded by Supervisor Brey, to adopt Resolution 5 (2002/2003-28) Supporting Continued Funding for the Wisconsin Public Television Green Bay Production Unit. Upon vote, the motion carried with 23 ayes and 1 no. Supervisor Dufek voted no; all other supervisors voted aye. Supervisor Rappe was temporarily absent at this time.

No. 2002/2003 - 28

**RESOLUTION SUPPORTING CONTINUED FUNDING FOR THE
WISCONSIN PUBLIC TELEVISION GREEN BAY PRODUCTION UNIT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Wisconsin Public Television Green Bay Production Unit has been a vital source for

2 award winning state-wide and nationally distributed educational and instructional programming for over thirty
3 years; and
4

5 WHEREAS, the Wisconsin Public Television Green Bay Production Unit has provided a conduit for
6 the voices of Northeastern Wisconsin to be heard on the important issues of the day through nationally
7 distributed, issue oriented documentaries, through statewide live call in programs, and by providing local
8 feeds for statewide and national news programs.
9

10 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that it
11 hereby asks that the University of Wisconsin - Extension continue the important community outreach mission
12 behind "The Wisconsin Idea" and reconsider its decision to permanently close the Green Bay Production
13 Unit.

Dated this 18th day of June 2002.

Respectfully submitted by the Legislative Review Committee.

APPROVED: Dan Fischer, County Executive.

Personnel Committee: Supervisor Vogt reported they discussed the health insurance for 2003. Mardi Burns, the health insurance negotiator, stated her concern on going to the market to obtain quotes each year. She suggested seeking quotes when there are concerns with the renewal from the present provider. He also stated they are looking at developing a county-wide safety program.

Planning & Park Commission: Supervisor Skubal moved, seconded by Supervisor Mueller, to adopt Resolution 6 (2002/2003-29) Authorizing Purchase of Land for Public Hunting Ground. Upon discussion and vote, motion carried unanimously.

No. 2002/2003 - 29

**RESOLUTION AUTHORIZING PURCHASE
OF LAND FOR PUBLIC HUNTING GROUND**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the State of Wisconsin has enacted legislation providing financial assistance in the form
2 of matching grants for additional open space and public hunting areas; and
3

4 WHEREAS, the Cleveland Swamp Public Hunting Ground presently contains approximately 110 acres
5 of land and several abutting property owners are offering their land for sale to be included in the public
6 hunting grounds; and
7

8 WHEREAS, the Manitowoc County Planning and Park Commission has recommended that Manitowoc
9 County acquire this additional property using a funding mechanism under which Manitowoc County's share
10 of the cost would be provided through a donation from the Cleveland Fish and Game Association and the
11 remainder of the cost would come from matching funds from the Stewardship Fund;
12

13 NOW, THEREFORE, BE IT RESOLVED that the Planning and Park Commission Director is
14 authorized to sign documents and take actions necessary to undertake, direct, and complete the land purchase,
15 provided that the entire cost of the project is covered by contributions from the Cleveland Fish and Game
16 Association and the Stewardship Fund; and

17 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors authorizes the
18 Planning and Park Commission Director to apply for and accept a Stewardship Grant for financial assistance;
19 and
20

21 BE IT FURTHER RESOLVED that Manitowoc County will comply with State rules for the
22 Stewardship Fund; will allow the Department of Natural Resources access to inspect grant project sites; will
23 obtain written approval from the Wisconsin Department of Natural Resources or the Stewardship Fund, or
24 both, before any change is made in the use of the project site; will maintain records documenting all
25 expenditures made during the project; and will submit a final report to the Department describing the project
26 activities, achievements, and problems, comparing actual program and activities to the objectives proposed
27 in the application, providing samples of any education or information brochures prepared and data collected,
28 and documenting project cost; and
29

30 BE IT FURTHER RESOLVED that the revenues stated in the 2002 budget are hereby amended by the
31 amount received as contributions from Cleveland Fish and Game Association and as grants from the
32 Stewardship Fund; that the expenditures stated in the 2002 budget are hereby amended by the amount
33 necessary to purchase the property described above, provided that the purchase cost does not exceed the
34 revenue received as contributions and grants as described above; and that the Comptroller/Auditor is hereby
35 directed to record such information in the official books of the County for the year ending December 31,
36 2002, as may be required.

Dated this 18th day of June 2002.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: No net tax levy impact. Revenues and expenditures are increased by equal, off-setting amounts.

APPROVED: Dan Fischer, County Executive.

Supervisor Skubal moved, seconded by Supervisor Muench, to adopt Resolution 7 (2002/2003-30) Supporting Preparation of Comprehensive Regional Master Plan. Upon vote, motion carried unanimously.

No. 2002/2003 - 30

**RESOLUTION SUPPORTING PREPARATION
OF COMPREHENSIVE REGIONAL MASTER PLAN**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Wis. Stat. § 66.0309(9) requires that the Bay Lake Regional Planning Commission make
2 and adopt a master plan for the region which, at a minimum, contains the elements described in Wis. Stat.
3 § 66.1001; and
4

5 WHEREAS, the elements required to be included in the regional master plan cover issues and
6 opportunities; housing; transportation; utilities and community facilities; agricultural, natural and cultural
7 resources; economic development; intergovernmental cooperation; land-use; and implementation, and these
8 are the same elements that are required in county development plans; and
9

10 WHEREAS, information collected and analyzed during preparation of the regional master plan will
11 be provided to Brown, Door, Florence, Kewaunee, Manitowoc, Marinette, Oconto, and Sheboygan Counties

12 for use in preparing their county development plans; and

13
14 WHEREAS, the regional master plan will be an aid to local governments in the performance of their
15 duties; will serve as a guide for the coordinated, adjusted, and harmonious development of the region; will
16 promote regional and intergovernmental cooperation; and will lead to the efficient use of resources;

17
18 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors supports
19 preparation of a regional master plan by the Bay-Lake Regional Planning Commission; and

20
21 BE IT FURTHER RESOLVED that the Manitowoc County Planning and Park Department will
22 designate a staff representative to act as the county's liaison to the Bay-Lake Regional Planning Commission
23 for matters relating to the preparation of the regional master plan.

Dated this 18th day of June 2002.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None

APPROVED: Dan Fischer, County Executive.

Supervisor Skubal moved, seconded by Supervisor Rasmussen, to enact Ordinance 8 (2002/2003-31)
Amending Zoning Map for Roy Engelland. Upon vote, motion carried unanimously.

No. 2002/2003 - 31

**ORDINANCE AMENDING ZONING MAP
(Roy Engelland)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, June 10, 2002, at 7:00 p.m. at the Manitowoc
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and

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

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

10
11 A parcel of land located in the SW1/4, SE1/4, Section 6, T20N-R25E, Town of Two Rivers,
12 commencing at the S 1/4 corner of said Section 6; thence northerly approximately 33 feet to the
13 north r/w of Elmwood Road; thence easterly along the north r/w of Elmwood Road
14 approximately 250 feet which is the point of real beginning; thence continue easterly along the
15 north r/w of Elmwood Road approximately 150 feet; thence northerly approximately 330 feet;
16 thence easterly approximately 150 feet; thence northerly approximately 180 feet; thence
17 westerly approximately 300 feet; thence southerly approximately 510 feet which is the point of
18 real beginning, said parcel containing approximately 2.4 acres of land, shall be and is hereby
19 rezoned from A3 Agriculture to A1 Agriculture.

Dated this 18th day of June 2002.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Supervisor Skubal reported he attended the Utility Tax Association meeting in Madison and stated if AB584 is passed, the Utility Tax should remain the same.

Public Safety Committee: Supervisor Muench reported on the staffing situation in joint dispatch.

Public Works Committee: Supervisor Dufek moved, seconded by Supervisor Sloan, to adopt Resolution 10 (2002/2003-32) Authorizing 2003 AG Clean Sweep Grant Applications. Upon vote, motion carried unanimously.

No. 2002/2003 - 32

**RESOLUTION AUTHORIZING 2003
AG CLEAN SWEEP GRANT APPLICATIONS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1
2 WHEREAS, Manitowoc County held its first Ag Clean Sweep program on May 13, 1994, and has
3 continued to conduct successful Ag Clean Sweep programs since then; and
4

5 WHEREAS, the Manitowoc County Board recognizes the benefits of a program to remove banned,
6 damaged, and otherwise unwanted pesticides and farm chemicals from Manitowoc County farms; and
7

8 WHEREAS, the Public Works Committee recommends applying for a Department of Agriculture Ag
9 Clean Sweep Program grant in the amount of \$8,000 which would require a county matching share of \$3,000,
10 excluding in-kind services; and
11

12 WHEREAS, the Public Works Committee recommends applying for a Department of Natural
13 Resources Ag Clean Sweep Program grant in the amount of \$2,000;
14

15 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes
16 the Public Works Director to submit Ag Clean Sweep grant applications to the Departments of Agriculture
17 and Natural Resources and, if successful, to accept the grants to conduct a 2003 Ag Clean Sweep Program.

Dated this 18th day of June 2002.

Respectfully submitted by the Public Works Committee.

FISCAL IMPACT: No fiscal impact in 2002. If grant applications are successful, funding would be incorporated into the 2003 county budget.

APPROVED: Dan Fischer, County Executive.

Supervisor Dufek moved, seconded by Supervisor Mueller, to adopt Resolution 11 (2002/2003-33) Authorizing 2003 Household Clean Sweep Grant Application. Upon vote, motion carried unanimously.

No. 2002/2003 - 33

**RESOLUTION AUTHORIZING 2003
HOUSEHOLD CLEAN SWEEP GRANT APPLICATION**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

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

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

9 WHEREAS, Manitowoc County has successfully organized and conducted Clean Sweep Programs in
10 the past, has declared its intent to conduct annual Clean Sweep Programs subject to public response and the
11 appropriation of funding, is planning a collection for April or May 2003, and can apply for a state grant for
12 the Household Clean Sweep Program; and
13

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

23 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes
24 the Public Works Director to submit and, if awarded, accept a state grant for the Household Hazardous Waste
25 Grant Program with the intent of administering a Clean Sweep Program in Manitowoc County in 2003.

Dated this 18th day of June 2002.

Respectfully submitted by the Public Works Committee.

FISCAL IMPACT: No fiscal impact in 2002. If grant application is successful, funding would be incorporated into the 2003 county budget.

APPROVED: Dan Fischer, County Executive.

Supervisor Dufek moved, seconded by Supervisor Schenian, to adopt Resolution 12 (2002/2003-34) Commending Clean Sweep Program Volunteers and Staff. Upon vote, motion carried unanimously.

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

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County held a household hazardous waste collection "Clean Sweep" at the
2 Manitowoc County Expo grounds on May 18, 2002, and at the Kiel City Garage on May 17, 2002; and
3

4 WHEREAS, this year's Clean Sweep program serviced a total of 650 households from Manitowoc
5 County; and
6

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

10 WHEREAS, the efforts of the volunteers and county staff saved Manitowoc County over \$9,000
11 compared to what the same work would cost if by a contractor, as is done with most other Wisconsin Clean
12 Sweep programs; and
13

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

Dated this 18th day of June 2002.

Respectfully submitted by the Public Works Committee.

APPROVED: Dan Fischer, County Executive.

Supervisor Dufek moved, seconded by Supervisor Lambert, to adopt Resolution 13 (2002/2003-35)
Authorizing Cellcom Contract. Discussion followed. Upon vote, motion carried with 24 ayes and 1 no.
Supervisor Henrickson voted no; all others supervisors voted aye.

RESOLUTION AUTHORIZING CELLCOM CONTRACT

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a number of Manitowoc County departments use cellular telephone and paging services
2 to enhance the efficiency of their operations and have made their own arrangements with service providers;
3 and
4

5 WHEREAS, it is more economical for the county to enter into a consolidated agreement for cellular
6 telephone and paging services from a single provider; and
7

8 WHEREAS, proposals were solicited for cellular telephone and paging services and four proposals
9 have been received and reviewed; and
10

11 WHEREAS, the proposal from Cellcom best meets the needs of Manitowoc County government; and

12 WHEREAS, Cellcom will make discounted rate plans available to Manitowoc County employees for
13 personal use with no liability to the county in the same way that it makes such plans available to the
14 employees of its other local business customers;

15
16 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes
17 the County Executive to take such actions as may be necessary to enter into an agreement with Cellcom to
18 provide cellular telephone service or pager service, or both, to Manitowoc County.

Dated this 18th day of June 2002.

Respectfully submitted by the Public Works Committee.

FISCAL IMPACT: Cellular service costs are included in the 2002 budget and there is no additional
cost to the county. Savings are indeterminable at this time.

APPROVED: Dan Fischer, County Executive.

Supervisor Dufek moved, seconded by Supervisor Sloan, to adopt Ordinance 14 (2002/2003-36) Amending
MCC § 6.16(3) Pertaining to Designation of Parking Spaces. Upon vote, motion carried unanimously.

No. 2002/2003 - 36

**ORDINANCE AMENDING MCC § 6.16(3)
PERTAINING TO DESIGNATION OF PARKING SPACES**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, because of recent events it has become necessary to provide for greater security in and
2 around public buildings such as the courthouse; and

3
4 WHEREAS, the Wisconsin Supreme Court has the power to order certain security measures related
5 to courthouse safety and security and has made certain recommendations to improved security around
6 courthouses; and

7
8 WHEREAS, court officials in Manitowoc County have requested that certain parking restrictions be
9 adopted on the west side of the courthouse; and

10
11 WHEREAS, it is necessary to amend the Manitowoc County Code in order to grant authority to make
12 such changes as may be needed in an efficient and timely manner;

13
14 NOW, THEREFORE, the Board of Supervisors of the County of Manitowoc, Wisconsin does ordain
15 as follows:

16
17 Manitowoc County Code sec. 6.16(3) is hereby amended as follows:

18
19 (3) Designation of Parking Spaces. The Public Works Director is hereby directed and authorized to
20 mark off individual parking spaces in the parking areas designated and described in subsection (b) of this
21 Section and in such other zones as may hereafter be established, said parking spaces to be designated by lines
22 painted or durably marked on the surface of the parking area. The Public Works ~~Director~~ Department shall
23 ~~be authorized to mark and/or designate~~ parking spaces as needed to facilitate needs of the public officials,
24 employees, and persons having official business in nearby county buildings, but shall not designate any

25 parking spaces for use by specific persons except: ~~Circuit Court Judges and the Sheriff. Areas may be~~
26 ~~designated for County Sheriff Department vehicles, County Maintenance vehicles, etc., but not for vehicles~~
27 ~~owned and operated by County employees as authorized by the Public Works Director, the Public Works~~
28 ~~Committee, or by court order.~~ Designated areas may be used by County employees for unloading and
29 loading County supplies and/or materials when authorized by the Public Works Director or Public Works
30 Committee.

EFFECTIVE DATE: Upon publication.

Dated this 18th day of June 2002.

Respectfully submitted by the Public Works Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Dan Fischer, County Executive.

Supervisor Dufek moved, seconded by Supervisor Swade, to adopt Resolution 14a. (2002/2003-37)
Authorizing Land Sale to Thomas and Sherry Deets. Upon vote, motion carried unanimously.

No. 2002/2003 - 37

**RESOLUTION AUTHORIZING LAND SALE
TO THOMAS AND SHERRY DEETS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Public Works Committee received an offer from Thomas and Sherry Deets to
2 purchase 1.67 acres of county-owned land in the Manitowoc County Industrial Park and requesting a right
3 of first refusal on 1.62 acres of land abutting the north side of the land being purchased; and
4

5 WHEREAS, Thomas and Sherry Deets have reviewed all the deed restrictions established by
6 Manitowoc County Board Resolution No. 90/91-75, the Planning and Park Commission staff have reviewed
7 the offer to purchase, and the Public Works Committee has reviewed the offer to purchase and the request
8 for a right of first refusal; and
9

10 WHEREAS, the Public Works Committee recommends the sale of 1.67 acres of land to Thomas and
11 Sherry Deets for \$7,500 per acre and the granting of a right of first refusal which would lapse in five years
12 on the 1.62 acres of land abutting the north side of the land being purchased;
13

14 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes
15 the sale of approximately 1.67 acres of land in the County Industrial Park to Thomas and Sherry Deets for
16 \$7,500 per acre; authorizes granting a right of first refusal which would lapse in five years on 1.62 acres of
17 land abutting the north side of the land being purchased; and authorizes the County Clerk to execute such
18 papers as may be required to effect this land sale; and
19

20 BE IT FURTHER RESOLVED that the proceeds from the sale be placed in a separate account
21 established for the sale of county owned land for future capital development.

Dated this 18th day of June 2002.

Respectfully submitted by the Public Works Committee.

FISCAL IMPACT: Proceeds of \$7,500 per acre to be placed in Fund 405 for future capital development and maintenance of other county property.

APPROVED: Dan Fischer, County Executive.

Supervisor Dufek moved, seconded by Supervisor Rappe, to adopt Resolution 14b (2002/2003-38) Delegating HCC Construction Policy Authority to Public Works. Supervisor Brey moved, seconded by Supervisor Dobbs to amend this resolution as follows: line 18 “...during the construction of the new health care center provided that any decision other than whether to include a basement storage area, which would result in a net increase in expenses be referred to the Finance Committee for their approval.” Discussion followed. Upon vote, the amendment passed with 14 ayes and 11 noes. Supervisors Schenian, Skubal, Jones, Sloan, Hansen, Dufek, Lambert, Behnke, Swade, Mueller and Markwardt voted no; all other supervisors voted aye.

Upon further discussion and vote, the main motion as amended passed with 22 ayes and 3 noes. Supervisors Rasmussen, Swade and Markwardt voted no; all other supervisors voted aye.

No. 2002/2003 - 38

**RESOLUTION DELEGATING HEALTH CARE CENTER CONSTRUCTION
POLICY AUTHORITY TO PUBLIC WORKS COMMITTEE**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS: **“ENGROSSED COPY”**

1 WHEREAS, the Manitowoc County Board of Supervisors previously authorized the Public Works
2 Committee to provide guidance and advise the Board on policy matters that arise during the construction of
3 the new health care center; and
4

5 WHEREAS, it has been Manitowoc County’s practice to delegate construction policy authority to the
6 Public Works Committee to ensure that timely decisions are made; and
7

8 WHEREAS, it is recommended that the County Board delegate health care center construction policy
9 authority to the Public Works Committee; and
10

11 WHEREAS, the Manitowoc County Board of Supervisors previously authorized the County Executive
12 and the County Clerk to execute such contracts and perform such other administrative duties as may be
13 necessary on behalf of Manitowoc County with respect to the construction of the new health care center;
14

15 NOW, THEREFORE, BE IT RESOLVED that the Public Works Committee is hereby delegated
16 authority to act on behalf of the County Board in deciding such policy matters as may arise during the
17 construction of the new health care center provided that any decision other than whether to include a
18 basement storage area, which would result in a net increase in expenses be referred to the Finance Committee
19 for their approval.
20

21 BE IT FURTHER RESOLVED that the County Board reaffirms that the County Executive and the
22 County Clerk are authorized to execute such contracts and perform such other administrative duties as may
23 be necessary on behalf of Manitowoc County with respect to the construction of the new health care center.

Dated this 18th day of June 2002.

Respectfully submitted by the Public Works Committee.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Miscellaneous: Supervisor Lambert moved, seconded by Supervisor Sloan to adopt Resolution 15 (2002/2003-39) Amending 2002 Highway Department budget. Upon vote, the motion carried unanimously.

No. 2002/2003 - 39

RESOLUTION AMENDING 2002 HIGHWAY DEPARTMENT BUDGET

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

WHEREAS, events occur after the adoption of the annual budget that affect the various program activities and their appropriations for a given budget year; and

WHEREAS, the Highway Department has received additional revenue for 2002 and certain adjustments should be made to reconcile the 2002 budget; and

WHEREAS, sound financial practice requires that such adjustments be recorded in the official books of the County; and

WHEREAS, the Highway and Finance Committees have reviewed the adjustments that are shown below and recommend that the Comptroller/Auditor make such adjustments to the County's official books;

WHEREAS, Wisconsin statutes and County Board rules require that the County Board take official action to authorize such adjustments to the appropriations and to transfer said funds;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Manitowoc that the changes to the activity revenue and expense appropriations and funds described below are hereby approved and that the Comptroller/Auditor is directed to record such in the official books of the County for the year ending December 31, 2002:

Activity Name	Account Number	Account Name	Revenue Expense	Amount
Highway Department	33100.43531	State Trans. Aids	Revenue	\$ 960
Highway Department	33120.53005	County Road/Bridge	Expense	\$ 960
Highway Department	33100.43533	Other State Aid Hwy	Revenue	\$ 99,936
Highway Department	33120.53005	County Road/Bridge	Expense	\$ 99,936
Highway Department	33100.47350	Local Gov. Charges	Revenue	\$ 34,000
Highway Department	33120.53005	County Road/Bridge	Expense	\$ 34,000

Dated this 18th day of June 2002.

Respectfully submitted by the Finance Committee and Highway Committee.

FISCAL IMPACT: No tax levy impact. Increases net appropriated Revenues and Expenses in the 2002 Budget by \$134,896.

APPROVED: Dan Fischer, County Executive.

Supervisor Dufek moved, seconded by Supervisor Brey, to adopt Resolution 16 (2002/2003-40) Amending Budget To Fund Telephone Equipment Agreement. Upon vote, the motion carried unanimously.

No. 2002/2003 - 40

**RESOLUTION AMENDING BUDGET TO FUND
TELEPHONE EQUIPMENT AGREEMENT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Public Works Department continually reviews options for county telephone service
2 and presents various options to the Public Works Committee for review; and
3

4 WHEREAS, the Public Works Committee has reviewed the options presented and recommends that
5 the present telephone service agreement be modified; and
6

7 WHEREAS, the present telephone service agreement with Ameritech is piggybacked on a State
8 contract and includes a tariff for the county's service that allows the county to make at least one modification
9 to the original agreement; and
10

11 WHEREAS, the present agreement provides for equipment and maintenance charges for phone lines
12 to county buildings, central office equipment, and other equipment that Ameritech has financed and the
13 county pays off over the life of the agreement through monthly departmental charges; and
14

15 WHEREAS, the Public Works and Finance Committees recommend that such costs be paid from the
16 Unreserved/Undesignated Future Capital Projects Account and that the monthly departmental charges be used
17 to repay the Account over the life of a new three year agreement; and
18

19 WHEREAS, the amount of the last contract for these costs was \$248,428 and the amount for the new
20 three year agreement is approximately \$256,082; and
21

22 WHEREAS, the county will receive a rebate of approximately \$101,171 from the current agreement;
23 and
24

25 WHEREAS, the county is expected to realize a minimum saving of \$77, 398 over three years under
26 the new agreement;
27

28 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that an
29 amount not to exceed \$256,082 shall be transferred from the Unreserved/Undesignated Future Capital
30 Projects Account to an expenditure account to pay for a new three year Ameritech agreement; that the 2002
31 Annual Budget is hereby amended by the amount and in the manner stated; and that the Comptroller/Auditor
32 is hereby directed to record such information in the official books of the county for the year ended December
33 31, 2002, as may be required; and
34

35 BE IT FURTHER RESOLVED that the funds transferred pursuant to this resolution shall be
36 reimbursed to the Unreserved/Undesignated Future Capital Projects Account over the life of the agreement

37 through monthly departmental user charges on a pro-rata basis; and

38
39 BE IT FURTHER RESOLVED that the Public Works Director is authorized to execute such
40 documents, subject to review by the Comptroller, Corporation Counsel, and County Executive, as may be
41 necessary to implement this resolution.

Dated this 18th day of June 2002.

Respectfully submitted by the Public Works Committee and the Finance Committee.

FISCAL IMPACT: Increases authorized expenditures by up to \$256,082; increases authorized revenues by the rebate amount of approximately \$101,171; transfers funds from the Undesignated/Reserve For Future Capital Projects Account; and replaces the transferred funds through pro-rata departmental telephone charges over the next three years.

APPROVED: Dan Fischer, County Executive.

Supervisor Dufek moved, seconded by Supervisor Brey, to adopt Resolution 17 (2002/2003-41) Extending Closing Date For the Sale of the Evergreen Inn. Upon vote, the motion carried unanimously.

No. 2002/2003 - 41

**RESOLUTION EXTENDING CLOSING DATE
FOR THE SALE OF THE EVERGREEN INN**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the County Board granted an option to purchase the former Evergreen Inn, 202 North 8th
2 Street, Manitowoc, WI 54220 to Envision Consulting, Inc.; and
3

4 WHEREAS, Envision Consulting exercised its right under the option to assign the option to
5 Manitowoc Place LLC, and Manitowoc Place LLC has exercised the option to purchase the former Evergreen
6 Inn; and
7

8 WHEREAS, Manitowoc Place LLC is finalizing the plans and financial instruments necessary to
9 complete a redevelopment of the former Evergreen Inn that will be of substantial benefit to Manitowoc
10 County and has requested an extension of the closing date to facilitate the redevelopment project on terms
11 that are most favorable to all parties; and
12

13 WHEREAS, revenues presently generated by the property exceed the current cost of operating the
14 property, and there is no tax levy burden created by extending the closing date; and
15

16 WHEREAS, the Public Works Committee and the Finance Committee agree that an extension of the
17 closing date until no later than July 31, 2002, is warranted in order to give county officials an opportunity to
18 receive additional information so they can fully and fairly evaluate whether it should agree to any further
19 extension of the closing date;
20

21 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes
22 the County Executive to enter into such agreements and to take such other action as may be necessary to
23 extend the closing date until a mutually agreeable date no later than July 31, 2002, in order to allow the

24 parties to consider whether any further extension is in their respective best interests.

Dated this 18th day of June 2002.

Respectfully submitted by the Public Works Committee and Finance Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Dan Fischer, County Executive.

Supervisor Behnke moved, seconded by Supervisor Graunke, to adopt Resolution 18 (2002/2003-42) in the Matter of the Town of Newton Zoning Ordinance for Manuel and Vicki Waack. Upon vote, the motion carried unanimously.

No. 2002/2003 - 42

**RESOLUTION IN THE MATTER OF
THE TOWN OF NEWTON ZONING ORDINANCE
(MANUEL AND VICKI WAACK)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

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

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

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

10 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors approves
11 the Town of Newton zoning ordinance which was adopted by the Town Board of the Town of Newton on
12 June 12, 2002, for Manuel and Vicki Waack.

Dated this 18st day of June 2002.

Respectfully submitted by Supervisor Kevin Behnke.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Supervisor Behnke moved to adjourn to July 16, 2002 at 7:00 P.M. Supervisor Brey seconded and the motion was adopted by acclamation. The meeting was adjourned at 9:24 P.M.

Respectfully submitted,

Char Peterson
County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

July 16, 2002

Tuesday, 7:00 P.M.

Pursuant to Wis. Stats. § 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at University of Wisconsin - Manitowoc County, in the City of Manitowoc, being the 16th day of July, 2002, for the purpose of transacting business as a Board of Supervisors.

The meeting was called to order by Chairperson Markwardt at 7:00 P.M.

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

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

The County Clerk announced a correction to the June 18, 2002 minutes. On page one, paragraph three, the change is: "Supervisor Nate, Chair of the Land Conservation/Natural Resources and Education Committee." On motion by Supervisor Brey, seconded by Supervisor Barnes, the June 18, 2002 meeting minutes were approved on a unanimous vote.

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

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

REPORTS OF COUNTY SUPERVISORS, OFFICERS AND DEPARTMENT DIRECTORS

Public Works Director Jeff Beyer reported on the status of the Health Care Center construction project. Completion is scheduled in four stages between January 2003 to June 2003. He also reported the purchaser's request, to extend the closing of the Evergreen Inn property, is to allow financial mechanisms to be put into place.

County Executive Dan Fischer reported he met with Governor McCallum and the Head of the Department of Corrections to discuss the contract to house State prisoners in Manitowoc County. He reported Governor McCallum expects to continue housing approximately 30 prisoners in Manitowoc County with a revenue of approximately \$550,00 per year. Manitowoc is one of five counties in Wisconsin to house State prisoners. He discussed the appointments to the Northeast Wisconsin Regional Economic Partnership which was formed as a result of creating a Technology Zone. Each zone will receive \$5,000,000 in tax credits for technology business brought into the area.

Aging Resource Director Judy Rank spoke on the responsibility of the department to enable older citizens to find and make use of resources in the County. She gave a brief history of the department which began twenty-five years ago with the nutrition program. The County now has twelve nutrition sites with 600 volunteers. She reported on the Wisconsin Seniorcare Prescription Drug Assistance Program, the Family Caregivers Program, and the Durable Medical Loan Program. She also reported Manitowoc County ranks third in the state in hospitalization as the result of falls. The Department has prepared a booklet to assist citizens in preventing falls and injuries.

Comptroller Todd Reckelberg introduced Michael Konecny, external auditor from Schenck & Associates, who summarized Manitowoc County's financial statements for year ending December 31, 2001. He reported Manitowoc County is in compliance with laws and regulations and the internal control structure had no material weakness. He stated the General Fund decreased \$200,000 from the previous year which represents eleven percent of the operating expenditures. He noted that delinquent taxes are up and this is what they have seen throughout the state. He also reported the Health Care Center had a larger operating loss due to downsizing of beds. The State Aid will continue for one year resulting in a net income. He also stated the Highway Department machinery operations cost pool had an operating loss last year. This was attributed to a decrease in the usage of their machinery with the mild winter and costs due to the move into the new highway shop.

APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Markwardt presented the appointment of Supervisor Kelly Jones to the Human Services Board to complete Supervisor Tom Kocourek's term expiring April 2005. Supervisor Hansen moved, seconded by Supervisor Vogt to approve the appointment. Upon vote, the motion carried unanimously.

Chairperson Markwardt presented the appointment of David Less and alternate Dan Pawlitzke to the Northeast Wisconsin Regional Economic Partnership for a two year term. David Less will serve the first year with Dan Pawlitzke as an alternate. Then Dan Pawlitzke will serve the second year with David Less serving as an alternate. Supervisor Swade moved, seconded by Supervisor Brey, to approve the appointments. Upon vote, the motion carried unanimously.

COMMITTEE REPORTS, INCLUDING PETITIONS, RESOLUTIONS AND ORDINANCES

Board of Health: Supervisor Nate reported there was no committee meeting this month. She discussed ways to protect yourself during the hot weather.

Finance Committee: Supervisor Brey moved, seconded by Supervisor Hansen, to adopt Resolution 1 (2002/2003-43) Denying Insurance Claim for Tony Oliver. Upon vote, the motion carried unanimously.

No. 2002/2003 - 43

RESOLUTION DENYING CLAIM FROM TONY B. OLIVER

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Tony B. Oliver submitted a Notice of Claim to Manitowoc County claiming damages as
2 the result of a fight that took place while Mr. Oliver was a state inmate incarcerated in the Manitowoc County
3 Jail; and
4

5 WHEREAS, Manitowoc County provided a copy of the claim to its insurance carrier and the insurance
6 carrier recommends that the claim be denied; and
7

8 WHEREAS, the Corporation Counsel has reviewed the claim and recommends that it be denied; and
9

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

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

Dated this 16th day of July 2002.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Dan Fischer, County Executive.

Highway Committee: Supervisor Lambert reported the Highway Department has begun work on a major construction project on CTH X and 42 East to South Union Road that will last through October.

Human Services Board: Supervisor Hansen reported there was no public input at their recent public hearing on the budget. He reported a juvenile escaped from the Oaks Home and caused damage to the County Office Complex. The Board is working with the Public Works Department to determine the reason the alarm system was not triggered. He also reported Manitowoc County received a Commendation from Governor McCallum for working with Lutheran Social Services to provide family partnership initiatives with thirteen counties in our area.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Nate reported she and Supervisor Rasmussen attended the WACEC District 6 meeting and Supervisor Rasmussen was elected 2nd Vice-President.

Supervisor Nate moved, seconded by Supervisor Jones, to adopt Resolution 2 (2002/2003-44) Accepting Additional Lake Grants for Silver Lake. Upon vote, the motion carried unanimously.

No. 2002/2003 - 44

**RESOLUTION ACCEPTING ADDITIONAL FUNDING
FOR THE SILVER LAKE PROJECT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Board adopted resolution No. 2001/2002-25, accepting a grant
2 from the DNR Lake Management Protection Grant not to exceed \$200,000, and
3

4 WHEREAS, additional funding mechanisms have become available that can be applied to paying the
5 costs of the Silver Lake Project;
6

7 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors ratifies
8 a Local Assistance Agreement with the Wisconsin Department of Natural Resources in order to obtain
9 \$40,000 in funding; and
10

11 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors ratifies a Cooperative
12 Agreement with the United States Fish & Wildlife Service in order to obtain \$20,000; and
13

14 BE IT FURTHER RESOLVED that Manitowoc County Board of Supervisors authorizes the Soil and
15 Water Conservation Director to accept a donation of \$35,714.29 from the Silver Lake Protection and
16 Rehabilitation District; and
17

18 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors hereby authorizes
19 and directs the Comptroller/ Auditor to record such information in the official books of the County for the

20 year ending December 31, 2002, as may be required, to show the increased revenues and corresponding
21 expenditures.

Dated this 16th day of July 2002.

Respectfully submitted by the Land Conservation Committee.

FISCAL IMPACT: No tax levy impact. Increases budgeted state aid revenue by up to \$60,000 and donation revenue by \$35,714.29. Increases expenses by a like amount.

APPROVED: Dan Fischer, County Executive.

Supervisor Nate moved, seconded by Supervisor Muench, to adopt Resolution 3 (2002/2003-45) Amending the 2002 Budget because of Increased Funding from Bay Area Agency on Aging. Upon vote, the motion carried unanimously.

No. 2002/2003 - 45

**RESOLUTION AMENDING 2002 BUDGET BECAUSE OF
INCREASED FUNDING FROM BAY AREA AGENCY ON AGING**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Bay Area Agency on Aging (BAAA) has changed the funding formula for the
2 Manitowoc County Aging Resource Center and has allocated an additional \$6,539 to Manitowoc County for
3 calendar year 2002; and
4

5 WHEREAS, the Natural Resources and Education Committee recommends that the Manitowoc County
6 Board of Supervisors amend the 2002 Budget to allow for the increased revenue and to authorize
7 corresponding increase in expenditures;
8

9 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that the
10 2002 Annual Budget is hereby amended to increase revenues and expenditures by \$6,539 and that the
11 Comptroller/Auditor is hereby directed to record such information in the official books of the County for the
12 calendar year 2002 as may be required.

Dated this 16th day of July 2002.

Respectfully submitted by the Natural Resources & Education Committee.

FISCAL IMPACT: No tax levy impact. Increases revenues (46250.43566.04) and expenditures (46250.52505) by \$6,539.

APPROVED: Dan Fischer, County Executive.

Personnel Committee: Supervisor Vogt reported they received an initial report from Blue Cross/Blue Shield on claims increasing over \$1,000,000 for the first half of this year which equates to a possible 23.5% increase. Over the past few years Blue Cross/Blue Shield paid out substantially more than they collected in premiums. He reported the Health Care Center has had a No Fault Attendance Policy since 1992, which was revised in 1998 to provide incentives to employees with good attendance. This year an Arbitrator ruled Manitowoc County could not use the revised policy to discipline an employee for use of sick leave. Since the ruling,

absenteeism has increased. They will be re-evaluating options to control absenteeism. He also reported overtime in other departments are favorable noting a 14% reduction at the Sheriff's Department.

Planning & Park Commission: Supervisor Skubal reported Michael Vaughn, lobbyist for Wisconsin Counties Utility Tax Association, is working on ways to keep the Utility Tax money from being eliminated in the budget repair bill.

Public Safety Committee: Supervisor Muench reported that at their last meeting Nancy Crowley presented an overview on the Emergency Management program. She also noted the Committee conducted their annual jail inspection.

Supervisor Muench moved, seconded by Supervisor Henrickson, to adopt Resolution 4 (2002/2003-46) Authorizing Acceptance of Grant Funds (Bulletproof Vest Partnership). Upon vote, motion carried unanimously.

No. 2002/2003 - 46

**RESOLUTION AUTHORIZING ACCEPTANCE OF GRANT FUNDS
(BULLETPROOF VEST PARTNERSHIP)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

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

4 WHEREAS, protective body armor worn by officers provides maximum protection in preventing death
5 and minimizing injuries; and
6

7 WHEREAS, Manitowoc County's application for the 2002 Bulletproof Vest Partnership Grant
8 Program has been approved in an amount up to \$5,529.68 which may be used to pay up to 50% of the cost
9 of approved vest purchases;
10

11 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes
12 the Manitowoc County Sheriff's Department to accept up to \$5,529.68 from the Bureau of Justice Assistance
13 to purchase bulletproof vests; and
14

15 BE IT FURTHER RESOLVED that upon receipt of the grant funds, appropriate revenue and
16 expenditure line items in the 2002 Sheriff's Department Annual Budget shall be amended by the amount of
17 the grant, and the Comptroller/Auditor is hereby directed to record such information in the official books of
18 the County for the year ending December 31, 2002, as may be required.

Dated this 16th day of July 2002.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Increases revenues and expenditures by up to \$5,529.68.

APPROVED: Dan Fischer, County Executive.

Supervisor Muench moved, seconded by Supervisor Sloan, to adopt Resolution 5 (2002/2003-47) Authorizing Out-Of-State Travel (Gregory J. Schetter and Todd E. Hermann). Discussion followed. Upon vote, motion carried with 21 ayes and 1 no. Supervisor Graunke voted no; all other supervisors voted aye.

No. 2002/2003 - 47

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL
(GREGORY J. SCHETTER AND TODD E. HERMANN)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Sheriff's Department is concerned about the possibility of terrorist
2 threats and the potential of dealing with weapons of mass destruction because of the close proximity of two
3 nuclear plants in and near Manitowoc County; and
4

5 WHEREAS, the objective of training Sheriff's Department officers to develop a well-planned response
6 to an incident or threat of an incident is essential to meeting the goal of providing the maximum degree of
7 safety for the citizens of Manitowoc County; and
8

9 WHEREAS, the National Nuclear Security Administration/Nevada Operations Office has invited law
10 enforcement and other emergency services personnel to participate in four 8-hour days of Weapons of Mass
11 Destruction training sponsored by the Department of Justice in Bechtel, Nevada, from September 23-26,
12 2002; and
13

14 WHEREAS, all training and course materials are provided at no cost to the participants and all travel,
15 lodging, and per diem expenses will be reimbursed to participating agencies;
16

17 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes
18 Lt. Gregory J. Schetter and Sgt. Todd E. Hermann to attend the Weapons of Mass Destruction training at
19 Bechtel, Nevada, on September 23-26, 2002.

Dated this 16th day of July 2002.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: The National Nuclear Security Administration funds all training and materials costs valued at approximately \$500 and will reimburse Manitowoc County Sheriff's Department for all travel, lodging, and per diem expenses within approximately four to six weeks after the training course. There is no other cost to Manitowoc County.

APPROVED: Dan Fischer, County Executive.

Public Works Committee: Supervisor Dufek moved, seconded by Supervisor Mueller, to adopt Resolution 6 (2002/2003-48) Authorizing Land Sale to Chris Lochmann. Upon discussion and vote, motion carried unanimously.

RESOLUTION AUTHORIZING LAND SALE TO CHRIS LOCHMANN

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Public Works Committee received an offer from Chris Lochmann to purchase
2 approximately 1.1 acres of county-owned land in the Manitowoc County Industrial Park; and
3

4 WHEREAS, Chris Lochmann has reviewed all the deed restrictions established by Manitowoc County
5 Board Resolution No. 90/91-75, the Planning and Park Commission staff has reviewed the offer to purchase,
6 and the Public Works Committee has reviewed the offer to purchase; and
7

8 WHEREAS, the Public Works Committee recommends the sale of approximately 1.1 acres of land to
9 Chris Lochmann for \$7,500 per acre;
10

11 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes
12 the sale of approximately 1.1 acres of land, with the actual acreage to be determined by certified survey, in
13 the County Industrial Park to Chris Lochmann for \$7,500 per acre and authorizes the County Clerk to execute
14 such papers as may be required to effect this land sale; and
15

16 BE IT FURTHER RESOLVED that the proceeds from the sale be placed in a separate account
17 established for the sale of county owned land for future capital development.

Dated this 16th day of July 2002.

Respectfully submitted by the Public Works Committee.

FISCAL IMPACT: Proceeds of \$7,500 per acre to be placed in Fund 405 for future capital
development and maintenance of other county property.

APPROVED: Dan Fischer, County Executive.

Transportation Coordinating Committee: Supervisor Rappe reported their last committee meeting was
advisory since there was no quorum present. He reported the 2002 Transportation Contract was reviewed
and noted the Maintenance Audit Report was submitted and passed by the State. They discussed
requirements to re-train drivers every three years including random reviews of the training programs. They
also will be looking at transporting handicapped individuals to educational facilities.

Miscellaneous: Supervisor Dufek moved, seconded by Supervisor Brey to adopt Resolution 7 (2002/2003-
49) Extending Closing Date for the Sale of the Evergreen Inn. Upon discussion and vote, the motion carried
unanimously.

**RESOLUTION EXTENDING CLOSING DATE
FOR THE SALE OF THE EVERGREEN INN**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the County Board granted an option to purchase the former Evergreen Inn, 202 North 8th
2 Street, Manitowoc, WI 54220 to Envision Consulting, Inc.; and
3

4 WHEREAS, Envision Consulting exercised its right under the option to assign the option to
5 Manitowoc Place LLC, and Manitowoc Place LLC has exercised the option to purchase the former Evergreen
6 Inn; and
7

8 WHEREAS, Manitowoc Place LLC is finalizing the plans and financial instruments necessary to
9 complete a redevelopment of the former Evergreen Inn that will be of substantial benefit to Manitowoc
10 County and has requested an extension of the closing date to facilitate the redevelopment project on terms
11 that are most favorable to all parties; and
12

13 WHEREAS, revenues presently generated by the property exceed the current cost to the Public Works
14 Department of operating the property, and there is no tax levy burden created by extending the closing date;
15

16 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors agrees
17 to extend the closing date until a mutually agreeable date in January 2003; authorizes the County Executive
18 to enter into such agreements and to take such other action as may be necessary to effect closing on or before
19 January 31, 2003; and authorizes the County Clerk to execute such papers as may be required to effect this
20 property sale; and
21

22 BE IT FURTHER RESOLVED that the County Executive is authorized to apply for and accept any
23 grants, loans, or other financial measures to assist in any way possible the County or Buyer in this project.

Dated this 16th day of July 2002.

Respectfully submitted by the Public Works Committee and Finance Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Dan Fischer, County Executive.

Supervisor Markwardt reported on out-of-state travel he approved last month. There was no quorum at the June 5th Public Safety Committee meeting. He approved the request. Emergency Government Director Nancy Crowley explained the person sent for training was a member of the Hazmat Team and a Para-Medic. The course addressed Bio-Terrorism which the individual will now be qualified to train other Hazmat Team members and area Fire Departments.

Supervisor Swade moved to adjourn to August 20, 2002 at 7:00 P.M. Supervisor Behnke seconded and the motion was adopted by acclamation. The meeting was adjourned at 8:22 P.M.

Respectfully submitted,

Char Peterson
County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

August 20, 2002

Tuesday, 7:00 P.M.

Pursuant to Wis. Stats. § 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at University of Wisconsin - Manitowoc County, in the City of Manitowoc, being the 20th day of August, 2002, for the purpose of transacting business as a Board of Supervisors.

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

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

Roll call: 22 members present; Barnes, Behnke, Brey, Bundy, Dobbs, Dufek, Geimer, Hansen, Kocourek, Lambert, Markwardt, Mueller, Muench, Nate, Rappe, Rasmussen, Schenian, Skubal, Sloan, Swade, Vogt and Wagner. Supervisor Graunke was excused. Supervisor Vander Bloomen was absent. Supervisor Henrickson arrived at 7:09 P.M.

On motion by Supervisor Brey, seconded by Supervisor Sloan, the July 16, 2002 meeting minutes were approved on a unanimous vote.

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

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

Melvin Waack, Town of Schleswig Chair, spoke on their town zoning change. Developing a plan to preserve their farmland has been an ongoing project since 1996. He stated current zoning is A-1 and neighboring towns are zoned A-3. He encouraged supervisors to approve their zone change.

Margaret Augustine, Kiel, a member of the Town of Schleswig's Zone Plan Committee, reported they received input from individuals from the City of Kiel and Towns of Eaton and Meeme who agreed that farmland needed to be preserved.

Beth Hecker, Kiel, spoke in favor of adopting the zone change for the Town of Schleswig. She stressed the importance of maintaining the rural atmosphere which will affect future generations.

Paul Schwoerer, Town of Schleswig Supervisor, reported there were questions that remained unanswered regarding the zone change in the Town of Schleswig. He urged supervisors to delay their decision for 60 days or deny the ordinance.

Arlene Yunger, Kiel, reported on results of a survey conducted by the Town of Schleswig's Plan Commission. The responses conveyed the need to preserve farmland, manage growth, and protect the natural resources. She urged supervisors to adopt the zone change for the Town.

MaryAnn Diebele, Kiel, spoke in favor of the zone change for the Town of Schleswig and the survey results that promoted farmland preservation.

Public Input was closed at 7:30 P.M.

REPORTS OF COUNTY SUPERVISORS, OFFICERS AND DEPARTMENT DIRECTORS

County Executive Dan Fischer discussed the appointments to the Loan Review Board. He stated one person would be appointed tonight and the second one in September. He reported on the Silver Lake Project stating the parking lot and approach to the boat landing needs to be completed by the end of the month in order to be eligible for a DOT Grant. He stated the Resolution amending the budget for the Silver Lake Project is necessary for the Highway Dept. to complete the boat ramp. They will then address the issue of removing the muck with an experimental approach to pump the muck out of the lake instead of using heavy equipment to dredge the lake. He answered supervisors' questions.

Tom Ward, Soil and Water Conservation Director, spoke on options for disposal of dead dairy animals, information on chronic wasting disease, and the Silver Lake Restoration Project. He discussed the Wisconsin Wildlife Damage Abatements and Claims Program which could have an increase in damage claims caused by CWD. He also stated the Land Conservation Committee has offered \$12,000 for the "Hunt for the Hungry Program" that would allow hunters to donate deer for area food pantries and Manitowoc County must decide in September if they want to participate.

APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Markwardt presented the appointment of Brian Kraemer to the Loan Review Board for a three year term. Supervisor Brey moved, seconded by Supervisor Muench, to approve the appointment. Upon vote, the motion carried unanimously.

COMMITTEE REPORTS, INCLUDING PETITIONS, RESOLUTIONS AND ORDINANCES

Board of Health: Supervisor Nate reported they completed procedures for hand washing at the County Fair. They also continue to test the beaches for e-coli.

Supervisor Nate moved, seconded by Supervisor Dobbs, to adopt Resolution 1 (2002/2003-50) Amending the 2002 Health Department Budget. Upon vote, motion carried unanimously.

No.2002/2003 - 50

RESOLUTION AMENDING 2002 HEALTH DEPARTMENT BUDGET

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Health Department provides numerous public health services to
2 the residents of Manitowoc County that are funded by the return of our federal and state tax dollars through
3 grants; and
4

5 WHEREAS, when preparing its annual budget, the Health Department can only include grant funds
6 that it has been scheduled or contracted to receive during the calendar year covered by the annual budget; and
7

8 WHEREAS, because various federal and state grants are administered on a fiscal year basis, the Health
9 Department learns of changes in grant funding after the annual budget has been approved; and

10
11 WHEREAS, the following changes in grant funding have taken place since the 2002 annual budget
12 was approved:

13		
14	Tobacco Control Board	(\$15,000)
15	Safety Coalition	\$15,000
16	Prevention Block Grant	(\$ 31)
17	Immunization Program	\$12,623
18	WIC	\$13,297
19	Bio-terrorism Preparedness	\$25,506
20	Car Seat Bounty Program	\$ 2,313;
21		

22 and

23
24 WHEREAS, the Board of Health recommends that the Manitowoc County Board of Supervisors amend
25 the 2002 annual budget to incorporate these changes;

26
27 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that the
28 2002 annual budget is hereby amended by the amounts shown above and that the Comptroller/Auditor is
29 hereby directed to record such information in the official books of the County for the year ending December
30 31, 2002, as may be required.

Dated this 20th day of August 2002.

Respectfully submitted by the Board of Health.

FISCAL IMPACT: No tax levy impact. Amends program revenue and expense line items by the
amounts shown.

APPROVED: Dan Fischer, County Executive.

Finance Committee: Supervisor Brey moved, seconded by Supervisor Hansen, to adopt Resolution 2
(2002/2003-51) Amending 2002 Budget to Distribute Audit Costs. Upon vote, the motion carried
unanimously.

No. 2002/2003 - 51

RESOLUTION AMENDING 2002 BUDGET TO DISTRIBUTE AUDIT COSTS

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County is required to complete an external audit of its books each year; and
2

3 WHEREAS, the external auditors have provided a distribution of their fees to the Comptroller/Auditor
4 which is based on the actual time and costs associated with providing audit services for each department and
5 activity; and

6
7 WHEREAS, this distribution varies from the amounts previously budgeted for each department and
8 activity; and

9
10 WHEREAS, sound financial practice requires that the amounts budgeted and expended be the same;
11 and

12
13 WHEREAS, the Finance Committee has reviewed the adjustments shown below and recommends that
14 the County Board take official action to authorize these adjustments to the County's official books;

15
16 NOW, THEREFORE BE IT RESOLVED by the Manitowoc County Board of Supervisors that the
17 2002 budget is hereby amended and that the Comptroller/Auditor is directed to record such information in
18 the official books of the County for the year ended December 31, 2002, as may be necessary to effect the
19 following changes to the department and activity line items shown:

<u>Department Or Activity</u>	<u>Account</u>	<u>Change</u>
Human Services Department	45059.52100	+ 6,330
Clerk of Courts Office	12100.52100	+ 133
Sheriff's Department	21000.52100	- 271
Soil & Water SRF Meeme/Pigeon	61231.52100	- 202
Soil & Water SRF Branch	61221.52100	- 907
Soil & Water Conservation GF	61000.52100	+ 1,109
Register of Deeds	17150.52100	+ 600
Planning Comprehensive	63000.52100	+ 1,200
Recycling Special Revenue Fund	36300.52100	+ 1,100
Register in Probate	12300.52100	+ 400
Aging Services SRF	46000.52100	+ 47
Comptrollers Office	15100.52100	- 9,539

Dated this 20th day of August 2002.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: No property tax levy impact. This housekeeping resolution does not change the total amount of the audit contract. Any increase to a line item are offset by corresponding decreases in other line items. The net change is zero and property tax levy accounts are adjusted by the appropriate amounts to keep the funds in balance.

APPROVED: Dan Fischer, County Executive.

Supervisor Brey moved, seconded by Supervisor Muench, to adopt Resolution 3 (2002/2003-52) Regarding Tax Foreclosed Property in the Town of Mishicot for Duane Berg. Upon vote, the motion carried unanimously.

No. 2002/2003 - 52

**RESOLUTION REGARDING TAX FORECLOSED PROPERTY
IN THE TOWN OF MISHICOT (DUANE BERG)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County took title to property in the Town of Mishicot through an In Rem tax
2 foreclosure judgment that is identified by Tax Key Nos.013-009-014-027.00 and 013-009-015-022.00 and
3 that was previously owned by Duane Berg ("Property"); and
4

5 WHEREAS, the delinquent and current taxes on the Property amounted to \$7167.10 and the interest
6 was \$2229.25, for a total of \$9,396.35; the county incurred costs of \$388.20 during the In Rem proceeding,
7 not including a \$13.00 fee to record the judgment; and all special assessments were paid prior to the In Rem
8 action; and
9

10 WHEREAS, the Treasurer recommends that the Property be deeded back to its former owner because
11 the former owner has now paid the Treasurer the sum of \$9,396.35 to cover all delinquent taxes and interest,
12 has paid the county \$388.20 for costs incurred during the In Rem proceeding, and will pay the \$13.00 fee for
13 recording of the Order of Judgment to foreclose and an \$11.00 fee to record a quit claim deed; and
14

15 WHEREAS, the Finance Committee concurs in the recommendation and finds that it is in the best
16 interests of Manitowoc County to return the Property to its previous owner in order to avoid having the
17 county incur any further costs in connection with the Property; and
18

19 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors finds that
20 the return of the Property to the former owner on the above stated terms is in the best interest of Manitowoc
21 County and authorizes the County Clerk to execute a quit claim deed transferring title to the property to
22 Duane Berg.

Dated this 20th day of August 2002.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Recovers expenses incurred as a result of foreclosure.

APPROVED: Dan Fischer, County Executive.

Supervisor Brey reported the Finance Committee is looking forward to working on the 2003 budget.

Health Care Center Committee: Supervisor Behnke reported Administrator Michael Thomas is working on their attendance policy. They will be touring the facility next month. He reported they are discussing

strategies, including possible incentives, to fill nursing positions. They have received \$3400 from the sale of bricks. This money will be used for fish tanks and fireplaces in the new facility.

Highway Committee: Supervisor Lambert reported Police Chief Randy Ammermann from the City of Two Rivers attended their meeting and suggested they form a Bike Trail Committee in a cooperative venture with Brown and Sheboygan Counties.

Human Services Board: Supervisor Hansen announced they will meet August 22nd to look at long-term support and developmental disabilities attempting to continue the same level of services for next year's budget.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Nate reported the 4-H Dairy Project Committee will recognize exceptional dairy youth at the Fair. Nitrate screening of well water will be offered in the Soil and Water Conservation booth. She stated the Market Animal Sale is in its third decade and has generated over \$800,000 in income for livestock project participants. She also reported the corn hybrid and soybean performance testing will continue on the Todd Maney and Loren Berge farms.

Supervisor Nate moved, seconded by Supervisor Rasmussen, to adopt Resolution 4 (2002/2003-53) Authorizing Submittal of River Protection Grant for the East and West Twin Rivers. Upon vote, the motion carried unanimously.

No. 2002/2003 - 53

**RESOLUTION AUTHORIZING RIVER PROTECTION GRANT
APPLICATION FOR THE EAST AND WEST TWIN**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, our rivers are an important resource used by the public for recreation and enjoyment of
2 natural beauty; and
3

4 WHEREAS, the State makes funds available in the form of river protection grants to fund eligible
5 projects related to river management; and
6

7 WHEREAS, the Land Conservation Committee recommends seeking a river protection grant to
8 conduct a river management project on the East and West Twin Rivers; and
9

10 WHEREAS, Manitowoc County is qualified, willing, and able to carry out the activities for which river
11 protection grants are available; and
12

13 NOW, THEREFORE, BE IT RESOLVED that Manitowoc County Board of Supervisors authorizes
14 the Soil and Water Conservation Department Director to apply for and accept a river protection grant for the
15 East and West Twin Rivers in an amount not to exceed \$10,000 and to request such other assistance as may
16 be available from the Wisconsin Department of Natural Resources under the river protection grant program;
17 and
18

19 BE IT FURTHER RESOLVED that the Soil and Water Conservation Department Director is
20 authorized to sign documents and take the actions necessary to undertake, direct, and complete the project
21 authorized in the river protection grant; and
22

23 BE IT FURTHER RESOLVED that Manitowoc County will comply with State rules for the river
24 protection grant program; will allow the Department of Natural Resources access to inspect grant project
25 sites; will maintain records documenting all expenditures made during the project; and will submit a final
26 report to the Department describing the project activities, achievements, and problems; comparing actual
27 program and activities to the objectives proposed in the application; and providing data collected,
28 documenting project costs, and samples of any education or information brochures prepared; and
29

30 BE IT FURTHER RESOLVED by the Manitowoc County Board of Supervisors that the 2002 budget
31 is hereby amended by the amount of the river protection grant received and that the Comptroller/Auditor is
32 hereby directed to record such information in the official books of the County for the year ending December
33 31, 2002, as may be required.

Dated this 20th day of August 2002.

Respectfully submitted by the Land Conservation Committee.

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

APPROVED: Dan Fischer, County Executive.

Personnel Committee: Supervisor Vogt announced a Wellness Committee was formed to develop a program for employees. He reported personnel involved in the Tax Intercepts Program in the Clerk of Courts Office were reclassified. Overtime in most departments is under control. He reported there are some problems in PSJS with some people being fully trained and then resigning. He stated overtime at the HCC has increased from 4% in April to 18% in July and they continue to work on a new policy for absenteeism. Full support has been given to Personnel Director Sharon Cornils to request arbitration from the mediator on settlement for five AFSCME bargaining units.

Planning & Park Commission: Supervisor Skubal moved, seconded by Supervisor Swade, to enact Ordinance 5 (2002/2003-54) Amending Manitowoc County Code § 8.13(2) relating to mini-warehousing. Upon vote, the motion carried unanimously.

No. 2002/2003 - 54

ORDINANCE AMENDING MANITOWOC COUNTY CODE § 8.13(2)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Public Works Committee has requested that the Manitowoc County Code differentiate
2 between warehousing that is accessory to an industrial use and mini-warehousing that is a more independent
3 commercial use; and

4 WHEREAS, a public hearing was held on Monday, July 22, 2002, at 7:00 p.m. at the Manitowoc
5 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and
6

7 WHEREAS, the Manitowoc County Planning and Park Commission, after a careful consideration of
8 testimony at the hearing and an examination of the facts attendant with the petition, has recommended the
9 petition be approved for the reasons stated in the report attached to this ordinance;
10

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

14 Manitowoc County Code § 8.13(2)(p) is hereby created to read as follows:
15

16 **(p)** Mini-warehousing.

Dated this 20th day of August 2002.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None

APPROVED: Dan Fischer, County Executive.

Supervisor Skubal moved, seconded by Supervisor Muench, to enact Ordinance 6 (2002/2003-55)
Amending the Zoning Map for Erwin Schuette. Upon vote, the motion carried unanimously.

No. 2002/2003 - 55

**ORDINANCE AMENDING ZONING MAP
(Erwin Schuette)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, June 10, 2002, at 7:00 p.m. at the
2 Manitowoc County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice;
3 and
4

5 WHEREAS, the Manitowoc County Planning and Park Commission, after a careful
6 consideration of testimony at the hearing and an examination of the facts attendant with the petition,
7 has recommended the petition be approved for the reasons stated in the report attached to this
8 ordinance;
9

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

13 A parcel of land located in the NW ¼, NW ¼, Section 22, T19N-R23E, Town of Manitowoc
14 Rapids, commencing at the W ¼ Corner of said Section 22; thence easterly approximately 1675
15 feet which is the point of real beginning; thence continue easterly approximately 900 feet;

16 thence northwesterly along the west r/w of I-43 approximately 2450 feet; thence westerly along
17 the south r/w of CTH JJ approximately 450 feet; thence southerly approximately 2400 feet to
18 the point of real beginning, said parcel containing approximately 41.0 acres of land, shall be and
19 is hereby rezoned from A3 Agriculture to NA Natural Area.

Dated this 20th day of August 2002.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Supervisor Skubal moved, seconded by Supervisor Bundy, to enact Ordinance 7 (2002/2003-56) Amending the Zoning Map for the Town of Schleswig. Upon discussion and vote, the motion carried with 21 ayes and 2 noes. Supervisors Dobbs and Swade voted no; all other supervisors voted aye.

No. 2002/2003 - 56

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

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Town of Schleswig formed a zoning committee to review the town's zoning
2 map; and
3

4 WHEREAS, the committee prepared a proposed zoning map, conducted hearings on the
5 proposed map, made changes to the map in response to the hearing, and submitted a final
6 recommendation to the town board; and
7

8 WHEREAS, the town board has petitioned the Planning and Park Commission to adopt the
9 committee's final recommendation and to amend the official zoning map for the Town of Schleswig
10 to incorporate the committee's final recommendation; and
11

12 WHEREAS, a public hearing was held on the town's petition on Monday, July 22, 2002, at 7:00
13 p.m. at the Manitowoc County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public
14 notice; and
15

16 WHEREAS, the Manitowoc County Planning and Park Commission, after a careful
17 consideration of testimony at the hearing and an examination of the facts attendant with the petition,
18 has recommended the petition be approved for the reasons stated in the report attached to this
19 ordinance; and
20

21 WHEREAS, the proposed zoning map is on file in the office of the Planning and Park
22 Commission and a reduced-scale copy of the proposed zoning map is attached;
23

24 NOW, THEREFORE, the county board of supervisors of the county of Manitowoc does ordain
25 as follows:

26
27 All of the property lying within the jurisdiction of the Town of Schleswig, T17N-R21E, is
28 hereby rezoned as shown on the zoning map on file in the office of the Planning and Park
29 Commission.

Dated this 20th day of August 2002.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Supervisor Skubal moved, seconded by Supervisor Muench, to enact Ordinance 8 (2002/2003-57) Amending the Zoning Map for Garry Gates, Ordinance 9 (2002/2003-58) Amending the Zoning Map for Peter Propson, Ordinance 10 (2002/2003-59) Amending the Zoning Map for James Fesing, Ordinance 11 (2002/2003-60) Amending the Zoning Map for S.E. Rusty Strauss, and Ordinance 12 (2002/2003-61) Amending the Zoning Map for Randy Bratz. Upon discussion and vote, the motion carried with 22 ayes and 1 no. Supervisor Rappe voted no; all other supervisors voted aye.

No. 2002/2003 - 57

**ORDINANCE AMENDING ZONING MAP
(Garry Gates)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, July 22, 2002, at 7:00 p.m. at the Manitowoc
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and

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

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

10
11 A parcel of land located in the NE1/4, SE1/4, Section 21, T19N-R23E, Town of Manitowoc
12 Rapids, commencing at the E1/4 corner of said Section 21; thence westerly approximately 33
13 feet to the west r/w of Alverno Road; thence southerly approximately 250 feet along the west
14 r/w of Alverno Road, which is the point of real beginning; thence continue southerly
15 approximately 400 feet; thence westerly approximately 1320 feet; thence northerly
16 approximately 650 feet; thence easterly approximately 500 feet; thence southerly approximately
17 63 feet; thence southeasterly approximately 587 feet; thence easterly approximately 297 feet to

18 the point of real beginning, said parcel containing approximately 17.10 acres of land, shall be
19 and is hereby rezoned from A3 Agriculture to GA General Agriculture.

Dated this 20th day of August 2002.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

No. 2002/2003 - 58

**ORDINANCE AMENDING ZONING MAP
(Peter Propson)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, July 22, 2002, at 7:00 p.m. at the Manitowoc
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and
3

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

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

11 A parcel of land located in the SW1/4, NW1/4, Section 4, T17N-R21E, Town of Schleswig,
12 commencing at the W 1/4 corner of said Section 4; thence northerly approximately 700 feet
13 along the centerline of Steinthal Road; thence easterly approximately 350 feet which is the point
14 of real beginning; thence continue easterly approximately 150 feet; thence northerly
15 approximately 20 feet; thence westerly approximately 150 feet; thence southerly approximately
16 20 feet to the point of real beginning, said parcel containing approximately 1/10th acre of
17 wetland, shall be and is hereby rezoned from C2 Conservancy to A1 Agriculture.

Dated this 20th day of August 2002.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

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

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, July 22, 2002, at 7:00 p.m. at the Manitowoc
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and
3

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

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

11 A parcel of land located in the SW1/4, NE1/4, Section 9, T18N-R22E, Town of Liberty,
12 commencing at the E 1/4 corner of said Section 9; thence northerly approximately 33 feet;
13 thence westerly approximately 1320 feet along the north r/w of Roselawn Road which is the
14 point of real beginning; thence continue westerly approximately 84 feet; thence northerly
15 approximately 417 feet; thence easterly approximately 84 feet; thence southerly approximately
16 417 feet to the point of real beginning, said parcel containing approximately .80 acres of land,
17 shall be and is hereby rezoned from A3 Agriculture to A1 Agriculture.

Dated this 20th day of August 2002.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

**ORDINANCE AMENDING ZONING MAP
(S. E. Rusty Strauss)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, July 22, 2002, at 7:00 p.m. at the Manitowoc
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and
3

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

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

10
11 A parcel of land located in the NW1/4, NW1/4, Section 12, T19N-R23E, Town of Manitowoc
12 Rapids, commencing at the NW corner of said Section 12; thence easterly approximately 40
13 feet; thence southerly approximately 415 feet which is the point of real beginning; thence
14 continue southerly approximately 350 feet; thence westerly approximately 375 feet; thence
15 northerly approximately 300 feet along the west side of the existing pond; thence westerly
16 approximately 300 feet to the point of real beginning, said parcel containing approximately 3.0
17 acres of land, shall be and is hereby rezoned from A3 Agriculture to A1 Agriculture.

Dated this 20th day of August 2002.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

No. 2002/2003 - 61

**ORDINANCE AMENDING ZONING MAP
(Randy Bratz)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, July 22, 2002, at 7:00 p.m. at the Manitowoc
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and
3

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

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

11 A parcel of land located in the SW1/4, SW1/4, Section 14, T18N-R21E, Town of Eaton,
12 commencing at the SW corner of said Section 14; thence northerly approximately 33 feet to the
13 north r/w of Carstens Lake Road; thence easterly approximately 600 feet along the north r/w of
14 Carstens Lake Road which is the point of real beginning; thence continue easterly along the
15 north r/w of Carstens Lake Road approximately 400 feet; thence northerly approximately 212
16 feet; thence westerly approximately 375 feet; thence southerly approximately 243 feet to the
17 point of real beginning, said parcel containing approximately 1.90 acres of land, shall be and
18 is hereby rezoned from A3 Agriculture to A1 Agriculture.

Dated this 20th day of August 2002.

Respectfully submitted by the Planning And Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Public Safety Committee: Supervisor Muench reported Clerk of Courts collections are up which indicates a surplus this year. She reported Emergency Management Director Nancy Crowely is working on a revision of the counties Emergency Operations Plan.

Public Works Committee: Supervisor Dufek reported the new Health Care Center Facility project is ahead of schedule and a tour is scheduled for September 10 at 5:00 P.M.

Miscellaneous: Supervisor Dufek moved, seconded by Supervisor Sloan, to adopt Resolution 13 (2002/2003-62) On the Passing of Robert J. Michels. Upon vote, the motion carried unanimously.

No. 2002/2003 - 62

RESOLUTION ON THE PASSING OF ROBERT J. MICHELS

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Robert J. Michels passed away on Wednesday, July 31, 2002, at the age of 86; and

2
3 WHEREAS, Robert J. Michels was born in Marshfield, Wisconsin on September 9, 1915, and was a
4 graduate of Lincoln High School and the University of Wisconsin-Madison.; and

5
6 WHEREAS, Robert J. Michels was employed at Kurth Malting Co. and retired as Plant Manager, was
7 a veteran of the United States Army and served during World War II as a Technical Sergeant in Central
8 Europe; was a member of the VFW Otto Oas Post #659, Knights of Columbus Council #710, and St. Vincent
9 de Paul; and volunteered at Holy Family Memorial Medical Center; and

10
11 WHEREAS, Robert J. Michels served on the Manitowoc City Council from 1978 to 1982 and as a
12 Manitowoc County Board Supervisor from 1982 to 1986 during which time he served on the Institutions
13 Committee, the Public Property Committee, and on the Chairpersons Advisory Committee; and

14
15 WHEREAS, Robert J. Michels was a strong leader and contributed many hours to improving the
16 quality of life for the citizens of Manitowoc County; and

17
18 WHEREAS, the Manitowoc County Board of Supervisors shares in the loss with Robert J. Michels'
19 family and friends;

20
21 NOW, THEREFORE, BE IT RESOLVED, that the Manitowoc County Board of Supervisors hereby
22 commemorates the life of Robert J. Michel and expresses its condolences to his wife and family and that a
23 copy of this resolution shall be provided to Robert J. Michel's wife.

Dated this 20th day of August 2002.

Respectfully submitted by the Manitowoc County Board of Supervisors.

FISCAL IMPACT: None.

Approved: Dan Fischer, County Executive.

Supervisor Markwardt moved, seconded by Supervisor Vogt, to adopt Resolution 14 (2002/2003-63) Commending Airshow 2002 Volunteers. Upon vote, the motion carried unanimously.

No. 2002/2003 - 63

RESOLUTION COMMENDING AIRSHOW 2002 VOLUNTEERS

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc-Two Rivers Area Chamber of Commerce sponsored the highly successful
2 Airshow 2002 that was held at the Manitowoc County Airport on June 8 and 9, 2002; and
3

4 WHEREAS, Airshow 2002 was a great success because of the hard work and dedicated efforts of a
5 committed crew of volunteers who worked thousands of hours to make Airshow 2002 the best event possible;
6 and
7

8 WHEREAS, the following persons worked countless hours as committee leaders and coordinated the
9 efforts of the volunteers:
10

11 Airshow Chairman and Producer	Curt Drumm
12 Military Static Coordinator	Crazy Bob Vanover
13 Aircraft Fueling & FBO	Bill Heckathorn
14 Aircraft Support and Smoke Systems	Paul Kraynek
15 Airport Site Cleanliness	Mike Hassemer
16 Announcer's Stand	Lee Davis
17 Chamber Board Relations	Dave Wage
18 Chamber Staff	Jill Cigler, Sandy Schwartz, and Trissy 19 Thimmesch
20 Children's Area	Kathy Smith and Wayne Wilson
21 Church Service	Dave Naidl
22 Civil Air Patrol	Dan Bell and Dan Ritchie
23 Color Guard - Scouts	Pat Koppa
24 Color Guard - Vietnam Vets	Ron Wiesner
25 Corporate Sponsor Fundraiser	Chamber Board
26 EAA Chapter	Dick Bronson, Gary Huempfer, 27 and Jim Perkin
28 Emergency Services	Bill Manis
29 EMT's and Ambulance	Kevin Hoffman
30 Flight Line Security	Donna Franz

31	Gates and Admission	Ollie Larson, Rosie Stout, and
32		Cindy Jasper
33	Information Booths	Pat Koppa
34	Manitowoc County Airport Supervisor	Chuck Behnke
35	Manitowoc County Highway Commissioner	Gary Kennedy
36	Manitowoc Lions Club	Harry Larzelere and Ken Kohlwey
37	Manitowoc Police Department	Bridget Anderson
38	Media & Publicity	Kim Rooney
39	Military Hospitality	Marisue Eisner
40	Parking Lot Operations	Peggy Pitts
41	Pink Airplane Fundraiser	Kent Reeves, Ann Shikowski,
42		Bob Peronto, and Chamber
43		Ambassadors
44	Radio Communications	Harley Engel
45	Radio Controlled Pilots	Al Howarth and Kelly Sweetman
46	Sheriff's Volunteers	Ed Vetting
47	Vendors and Crafts	Rosie Stout
48	VIP Credentials	Julie Hartlaub and Keith Hartlaub
49	VIP Hospitality	Jamie Lee, Jennifer Weier, and
50		Kent Reeves;
51	and	

52
 53 WHEREAS, the Manitowoc County Board of Supervisors appreciates the substantial efforts of the
 54 committee leaders and volunteers and values their contribution to Manitowoc County, the Manitowoc County
 55 Airport, and to the community as a whole;

56
 57 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors thanks
 58 the Committee leaders and all of the volunteers who made Airshow 2002 a great success and commends them
 59 for their service to the community; and

60
 61 BE IT FURTHER RESOLVED that the County Clerk is directed to provide a copy of this resolution
 62 to David Ressler, Executive Director of the Manitowoc-Two Rivers Area Chamber of Commerce, and to Curt
 63 Drumm, Airshow Chairman and Producer.

Dated this 20th day of August 2002.

Respectfully submitted by Don Markwardt, County Board Chair.

APPROVED: Dan Fischer, County Executive.

Supervisor Markwardt moved, seconded by Supervisor Rasmussen, to adopt Resolution 15 (2002/2003-64) Amending the Budget for Silver Lake Projects. Upon vote, the motion carried unanimously.

No. 2002/2003 - 64

RESOLUTION AMENDING BUDGET FOR SILVER LAKE PROJECTS

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Board adopted resolution No. 2001/2002-25, accepting a grant
2 from the DNR Lake Management Protection Grant not to exceed \$200,000 for the Silver Lake Project; and
3

4 WHEREAS, substantial progress has been made on the Silver Lake Project, but some work remains
5 to be performed in order to complete the project, including construction activities involving the parking lot,
6 box culvert, boat ramp, and dredging; and
7

8 WHEREAS, it is necessary to transfer up to \$20,000 from the Park Acquisition and Development
9 Capital Project Fund to the Soil and Water Conservation Special Revenue Fund Silver Lake Diversion Project
10 Account in order to fund construction activities relating to the parking lot, box culvert, boat ramp, and
11 dredging; and
12

13 WHEREAS, certain of the construction activities must be completed by the end of August in order to
14 maximize reimbursement to the county from various grant funds, while the remaining activities are expected
15 to be completed within the next 60 days;
16

17 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes
18 construction activities at Silver Lake relating to the completion of the parking lot, box culvert, and boat ramp
19 and relating to conducting dredging tests and dredging, all at a cost not to exceed a combined total of \$20,000
20 for all activities; and
21

22 BE IT FURTHER RESOLVED the 2002 budget is hereby amended to permit the transfer of the actual
23 cost of the authorized activities, not to exceed \$20,000, from the Park Acquisition and Development Capital
24 Project Fund to the Soil and Water Conservation Special Revenue Fund Silver Lake Diversion Project
25 Account; and
26

27 BE IT FURTHER RESOLVED that the Comptroller/ Auditor is authorized to record such information
28 in the official books of the County for the year ending December 31, 2002, as may be required.

Dated this 20th day of August 2002.

Respectfully submitted by the County Board Chair.

FISCAL IMPACT: No tax levy required. Reduces the amount available in the Park Acquisition and Development Capital Project Fund (Fund 406, Activity 76200) by the actual cost of the authorized activities, but not to exceed \$20,000, and increases the Soil & Water Special Revenue Fund Silver Lake Diversion Project Activity (Fund 207, Activity 61203) by an equal amount.

APPROVED: Dan Fischer, County Executive.

Supervisor Markwardt requested the October 15th County Board meeting be moved to October 16th. All Supervisors present were in agreement.

Supervisor Brey moved to adjourn to September 17, 2002 at 7:00 P.M. Supervisor Behnke seconded and the motion was adopted by acclamation. The meeting was adjourned at 8:29 P.M.

Respectfully submitted,

Char Peterson
County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

September 17, 2002

Tuesday, 7:00 P.M.

Pursuant to Wis. Stats. § 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at University of Wisconsin - Manitowoc County, in the City of Manitowoc, being the 17th day of September, 2002, for the purpose of transacting business as a Board of Supervisors.

The meeting was called to order by Chairperson Markwardt at 7:00 P.M.

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

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

On motion by Supervisor Brey, seconded by Supervisor Nate, the August 20, 2002 meeting minutes were approved on a unanimous vote.

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

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

Cindy Stover, Executive Director of the Domestic Violence Center, discussed their growth and development in the County over the past 25 years. She thanked the County Board and citizens of Manitowoc County for their support. Chairperson Markwardt presented Cindy Stover with a Proclamation declaring the month of October to be "Domestic Violence Awareness Month."

Chairperson Markwardt declared public input closed at 7:10 P.M.

REPORTS OF COUNTY SUPERVISORS, OFFICERS AND DEPARTMENT DIRECTORS

County Executive Dan Fischer discussed strategic planning in relation to the challenges faced with the development of youth in the community and the fact there is not much money to address the problems.

Lauren Reed, Director of the Asset Building Committee, explained to the Board the 40 developmental assets that help young people grow up healthy, caring, and responsible. She reported Manitowoc County had the fourth highest percentage of youth in detention in the state last year. She stated the developmental assets are powerful influences on adolescent behavior which protect young people from problem behaviors and promotes positive attitudes.

County Executive Dan Fischer outlined the history of Public Safety Joint Services since its inception in 1994. Manitowoc County took over Joint Dispatch by consolidating the cities of Two Rivers and Manitowoc's police and fire dispatch. The City of Kiel did not join at that time. He reported that Joint Dispatch needs careful evaluation looking at other financing and ways to improve operations.

Andrea Jones spoke on the technology being utilized for Joint Dispatch. They are working with Tiberon to solve the software problems that have been identified. She also discussed the type of calls coming into PSJS noting that 30% are 911 calls. Discussion followed.

COMMITTEE REPORTS, INCLUDING PETITIONS, RESOLUTIONS AND ORDINANCES

Board of Health: Supervisor Nate moved, seconded by Supervisor Barnes, to adopt Resolution 1 (2002/2003-65) Amending the Budget Because of a Mercury Litigation Settlement. Upon vote, the motion carried unanimously.

No. 2002/2003 - 65

**RESOLUTION AMENDING BUDGET BECAUSE
OF MERCURY LITIGATION SETTLEMENT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the State of Wisconsin brought a lawsuit against GKN Sinter Metals, Inc., successor by
2 merger to Zenith Sintered Products, Inc., to enforce state air pollution laws; and
3

4 WHEREAS, the State of Wisconsin and GKN have entered into a Stipulation and Order for Judgment
5 to resolve the litigation; and
6

7 WHEREAS, GKN has agreed to pay \$12,000 to Manitowoc County to be used by September 30,
8 2004, by the County Health Department, in coordination with the City of Manitowoc, for community
9 mercury recycling and reduction programs in and around Manitowoc County; and
10

11 WHEREAS, the Stipulation and Order contemplates that the settlement funds will be placed
12 in a segregated account to be used only for community mercury reduction activities and that
13 quarterly activity reports will be provided to the DNR regarding mercury reduction activities;
14

15 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that the
16 2002 Annual Budget is hereby amended by the amount stated above; that the Comptroller/Auditor is directed
17 to record such information in the official books of the County for the year ending December 31, 2002, as may
18 be required; and that the Health Department and Comptroller shall make such reports to the DNR as may be
19 required.

Dated this 17th day of September 2002.

Respectfully submitted by the Board of Health.

FISCAL IMPACT: No tax levy impact. Increases revenues and expenditures by \$12,000.

APPROVED: Dan Fischer, County Executive.

Finance Committee: Supervisor Brey reported they will be discussing the 2003 departmental budgets at their meeting on September 25th and invited supervisors to attend.

Health Care Center Committee: Supervisor Behnke thanked Public Works Director Jeff Beyer and Assistant Public Works Director Gerry Neuser for setting up the Health Care Center tour and giving a progress report. He reported they continue working on the attendance policy at the Health Care Center.

Supervisor Behnke moved, seconded by Supervisor Henrickson, to adopt Resolution 1-1 (2002/2003-66) Increasing Health Care Center Rates. Upon discussion and vote, the motion carried unanimously.

No. 2002/2003 - 66

RESOLUTION INCREASING HEALTH CARE CENTER RATES

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

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

4 WHEREAS, the rates charged for the services provided by the Manitowoc Health Care Center must
5 be reviewed and approved by the Manitowoc County Board of Supervisors, but these rates have not been
6 reviewed or revised by the County Board since September 11, 2001; and
7

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

12 NOW, THEREFORE, BE IT RESOLVED that Manitowoc County Board of Supervisors authorizes
13 the following changes in the rates at the Manitowoc Health Care Center effective December 1, 2002:
14

15 Super Skilled (ISN)	From \$155.00 per day to \$165.00 per day
16 Skilled Nursing Care	From \$145.00 per day to \$155.00 per day
17 Intermediate Care Levels 1&2	From \$128.00 per day to \$138.00 per day
18 Developmentally Disabled	From \$160.00 per day to \$170.00 per day
19 Special Care Dementia Sur Charge	\$9.00 per day

Dated this 17th day of September 2002.

Respectfully submitted by the Manitowoc Health Care Committee.

FISCAL IMPACT: Increases revenue by an estimated \$70,445 for 2003. This amount will be incorporated into the proposed 2003 budget.

APPROVED: Dan Fischer, County Executive.

Human Services Board: Supervisor Hansen moved, seconded by Supervisor Brey, to adopt Resolution 2 (2002/2003-67) Authorizing Forensic Interview Training Grant Application. Upon vote, the motion carried unanimously.

RESOLUTION AUTHORIZING FORENSIC INTERVIEW TRAINING GRANT APPLICATION

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Human Services Department is required to investigate reports of
2 child abuse and neglect; and
3

4 WHEREAS, these investigations are often conducted in collaboration with the Manitowoc County
5 District Attorney's Office, the Manitowoc County Sheriff's Department, local police departments, the
6 Domestic Violence Center, medical providers and hospital staff, and other agencies and departments; and
7

8 WHEREAS, the information obtained from child victims must be obtained in a manner that will not
9 cause further trauma to the child, but must still be legally admissible in court; and
10

11 WHEREAS, a uniform methodology must be employed by all participants in an investigation in order
12 to achieve the goal of an effective interview process; and
13

14 WHEREAS, the Wisconsin Department of Justice has grant funds available for training in the Step-
15 Wise forensic interview method for child victims;
16

17 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes
18 the Human Services Department to seek and accept grant funding in an amount not to exceed \$2,500 from
19 the Wisconsin Department of Justice to finance the cost of training for participating organizations in forensic
20 interviewing of child victims of abuse and neglect; and
21

22 BE IT FURTHER RESOLVED that upon receipt of the grant funds, appropriate revenue and
23 expenditure line items in the 2002 Human Services Budget shall be amended by the amount of the grant, and
24 the Comptroller/Auditor is hereby directed to record such information in the official books of the County for
25 the year ending December 31, 2002, as may be required.

Dated this 17th day of September 2002.

Respectfully submitted by the Human Services Board.

FISCAL IMPACT: No tax levy impact. Increases revenues and expenditures by equal amounts not to exceed \$2,500.

APPROVED: Dan Fischer, County Executive.

Supervisor Hansen moved, seconded by Supervisor Muench, to adopt Resolution 3 (2002/2003-68) Recommending Changes in Temporary Assistance to Needy Families (TANF) Legislation. Upon vote, the motion carried unanimously.

**RESOLUTION RECOMMENDING CHANGES IN TEMPORARY
ASSISTANCE TO NEEDY FAMILIES (TANF) LEGISLATION**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, hundreds of thousands of former welfare recipients have moved into jobs since the
2 implementation of Temporary Assistance to Needy Families (TANF) legislation, but most remain poor
3 according to the Joyce Foundation, a nonpartisan group focusing on public policy in the Great Lakes Region;
4 and

5
6 WHEREAS, the federal government is currently reviewing the TANF legislation and the Human
7 Services Board recommends that the federal government make the following changes to the TANF
8 legislation:

9
10 Cap the participation requirement at no more than 34 hours a week, which is the national
11 average that a person spends in full-time employment;

12
13 Assure that day care funding is adequate to cover participation requirements;

14
15 Allow for full-time participation in two years of post secondary training programs in order to
16 maximize the participant's ability to earn a living wage;

17
18 Require communication between state and federal governments to address the problems of
19 individuals who are unable to work, but do not qualify for Social Security Disability Income;
20 and

21
22 Allow more than a three-month limit for solving barriers to employment.

23
24 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board recommends that federal
25 officials consider these crucial changes so that the legislation is more responsive to the needs of low income
26 residents and allows them to move out of poverty; and

27
28 BE IT FURTHER RESOLVED that a copy of this resolution be sent to the Wisconsin Counties
29 Association, Secretary of the Wisconsin Department of Health and Family Services, and to each federal
30 legislator who represents Manitowoc County constituents.

Dated this 17th day of September 2002.

Respectfully submitted by the Human Services Board.

APPROVED: Dan Fischer, County Executive.

Highway Committee: Supervisor Lambert moved, seconded by Supervisor Skubal, to adopt Resolution 1a
(2002/2003-69) Proclaiming Put the Brakes on Fatalities Day. Upon vote, the motion carried unanimously.

RESOLUTION PROCLAIMING PUT THE BRAKES ON FATALITIES DAY

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, traffic crashes cause more than 41,500 fatalities each year and are the leading cause of
2 death for people ages 6 to 33; and

3
4 WHEREAS, nearly 300 children under 5 years old who were killed in motor vehicle crashes in 1999
5 were totally unrestrained; and

6
7 WHEREAS, alcohol-related crashes account for 38 percent of all traffic fatalities; and

8
9 WHEREAS, poor road conditions and obsolete designs contribute to more than 15,000 highway deaths
10 annually; and

11
12 WHEREAS, deaths and injuries on U.S. Highways cost society over \$150 billion annually; and

13
14 WHEREAS, safer driving behaviors, such as the use of seat belts, not drinking and driving, and
15 obeying traffic laws, would dramatically reduce the number of traffic-related injuries and deaths; and

16
17 WHEREAS, the use of cost-effective roadway safety improvements such as all-weather signing and
18 markings, traffic signals, skid resistant pavements, and removal of roadside hazards could also greatly reduce
19 the number of traffic crashes; and

20
21 WHEREAS, the continued development of safer vehicles and protective traffic safety equipment such
22 as helmets will enhance the ability of people to protect themselves and their families from preventable and
23 tragic permanent injuries and deaths;

24
25 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that
26 Thursday, October 10, 2002, is hereby proclaimed as Put The Brakes On Fatalities Day; and

27
28 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors calls upon everyone
29 to help save lives by spreading this important message throughout our community.

Dated this 17th day of September 2002.

Respectfully submitted by Don Markwardt, County Board Chair.

Highway Committee Tom Lambert, Chair.

APPROVED: Dan Fischer, County Executive.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Nate moved,
seconded by Supervisor Rasmussen, to adopt Resolution 4 (2002/2003-70) Amending the 2002 Budget
Because of Increased Funding from Bay Area Agency on Aging. Upon vote, the motion carried unanimously.

**RESOLUTION AMENDING 2002 BUDGET BECAUSE OF
INCREASED FUNDING FROM BAY AREA AGENCY ON AGING**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Bay Area Agency on Aging (BAAA) has amended the original grant agreement between BAAA and the Manitowoc County Aging Resource Center dated January 4, 2002, to provide an additional \$16,084 in revenue to Manitowoc County for calendar year 2002; and

WHEREAS, the Natural Resources and Education Committee recommends that the Manitowoc County Board of Supervisors approve the following modifications to the 2002 Budget:

<u>Activity</u>	<u>Revenue or Expense</u>	<u>Account Number</u>	<u>Amount</u>
Title IIIB	Revenue	46475.43566.05	1,695
	Expense	46475.51200	1,695
	Revenue	46325.43566.05	25
	Expense	46325.52108	25
	Revenue	46525.3566.06	3,542
	Expense	46525. 52999	3,542
Title IIIC1	Revenue	46100.43566.01	690
	Expense	46100.53038	690
Title IIIC2	Revenue	46250.43566.03	5,705
	Expense	46250.53005	5,705
Title IIID	Revenue	46325.43566.12	(25)
	Expense	46325.52108	(25)
Title IIIE	Revenue	46430.43566.14	4,432
	Expense	46430.53005	4,432
Elder Abuse	Revenue	46325.43566.11	540
	Expense	46325.52326	540
Alzheimer's Funding	Revenue	46425.43566.08	779
	Expense	46425.52399	779

36 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that the
37 2002 Annual Budget is hereby amended by the amounts shown above and that the Comptroller/Auditor is
38 hereby directed to record such information in the official books of the County for the year ending December
39 31, 2002, as may be required.

Dated this 17th day of September 2002.

Respectfully submitted by the Natural Resources & Education Committee.

FISCAL IMPACT: No tax levy impact. Increases budgeted revenue and expenses by \$17,383.

APPROVED: Dan Fischer, County Executive.

Supervisor Nate reported they approved filling the 4-H and Youth Development Agent position. She announced Faye Malek, Family Living Educator County Agent Scott Gunderson are organizing a day of education on Chronic Wasting Disease to be held on November 13th. She also reported Manitowoc County Child Care providers will have an opportunity to participate in upcoming educational programs made available through the Family Living Office. She also stated the Soil and Water Department continues to work on the Silver Lake Project.

Personnel Committee: Supervisor Vogt announced that Veteran's Service Director Bill Stiefvater's pending retirement is March, 2003.

Supervisor Vogt moved, seconded by Supervisor Dufek, to adopt Resolution 4a (2002/2003-71) Authorizing Participation in the United Way Campaign. Upon vote, the motion carried unanimously.

No. 2002/2003 - 71

RESOLUTION AUTHORIZING PARTICIPATION IN UNITED WAY CAMPAIGN

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

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

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

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

14 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors designates
15 United Way Manitowoc County, Inc. as the organization authorized to offer an employee payroll giver's plan
16 to Manitowoc County employees, officers, and officials from now through December 31, 2003; and
17

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

Dated this 17th day of September 2002.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Dan Fischer, County Executive.

Planning & Park Commission: Supervisor Skubal moved, seconded by Supervisor Muench, to enact Ordinance 5 (2002/2003-72) Amending Zoning Map for Eric Bauer, Ordinance 6 (2002/2003-73) Amending Zoning Map for Dennis Hove, Ordinance 7 (2002/2003-74) Amending Zoning Map for Joseph Kirsch, Ordinance 8 (2002/2003-75) Amending Zoning Map for Lyle Schwoerer and Ordinance 9 (2002/2003-76) Amending Zoning Map for Mel Stangel. Upon vote, the motion carried with 23 ayes and 1 no. Supervisor Rappe voted no; all other supervisors voted aye.

No. 2002/2003 - 72

**ORDINANCE AMENDING ZONING MAP
(Eric M. Bauer)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, August 26, 2002, at 7:00 p.m. at the Manitowoc
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and
3

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

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

11 A parcel of land located in the SE ¼, SE ¼, Section 18, T19N-R23E, Town of Manitowoc
12 Rapids, commencing at the SE ¼ corner of said Section 18; thence northerly along the centerline
13 of North Union Road approximately 350 feet; thence westerly approximately 33 feet to the west
14 r/w of North Union Road which is the point of real beginning; thence continue westerly
15 approximately 210 feet; thence northerly approximately 210 feet; thence easterly approximately
16 210 feet; thence southerly approximately 210 feet to the point of real beginning, said parcel
17 containing approximately 1.0 acre of land, shall be and is hereby rezoned from A2 Agriculture
18 to A1 Agriculture.

Dated this 17th day of September 2002.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

No. 2002/2003 - 73

**ORDINANCE AMENDING ZONING MAP
(Dennis Hove)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, August 26, 2002, at 7:00 p.m. at the Manitowoc
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and
3

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

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

11 A parcel of land located in the NE ¼, NE ¼, Section 8, T18N-R22E, Town of Liberty,
12 commencing at the NE corner of said Section 8; thence southerly along the centerline of CTH
13 J approximately 710 feet; thence westerly approximately 45 feet to the west r/w of CTH J,
14 which is the point of real beginning; thence continue westerly approximately 290 feet; thence
15 southerly approximately 150 feet; thence easterly approximately 290 feet; thence northerly
16 along the west r/w of CTH J approximately 150 feet to the point of real beginning, said parcel
17 containing approximately 1.0 acre of land, shall be and is hereby rezoned from A3 Agriculture
18 to A1 Agriculture.

Dated this 17th day of September 2002.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

No. 2002/2003 - 74

**ORDINANCE AMENDING ZONING MAP
(Joseph Kirsch)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, August 26, 2002, at 7:00 p.m. at the Manitowoc
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and
3

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

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

10
11 Two parcels of land located in the SW ¼, Section 31, T17N-R22E, Town of Meeme:

12
13 Parcel 1 - Commencing at the center of said Section 31; thence westerly approximately 850 feet
14 which is the point of real beginning; thence continue westerly approximately 450 feet; thence
15 southerly approximately 500 feet; thence easterly approximately 450 feet; thence northerly
16 approximately 500 feet to the point of real beginning, said parcel containing approximately 5.17
17 acres of land, shall be and is hereby rezoned from A3 Agriculture to PA Principal Agriculture;
18 and

19
20 Parcel 2 - Commencing at the S ¼ corner of said Section 31; thence westerly along the
21 centerline of County Line Road approximately 500 feet; thence northerly approximately 33 feet
22 to the north r/w of County Line Road which is the point of real beginning; thence continue
23 northerly approximately 550 feet; thence westerly approximately 800 feet; thence southerly
24 approximately 550 feet; thence easterly along the north r/w of County Line Road approximately
25 800 feet to the point of real beginning, said parcel contains approximately 10.10 acres of land,
26 shall be and is hereby rezoned from A3 Agriculture to GA General Agriculture.

Dated this 17th day of September 2002.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

No. 2002/2003 - 75

ORDINANCE AMENDING ZONING MAP
(Lyle B. Schwoerer)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, August 26, 2002, at 7:00 p.m. at the Manitowoc
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and
3

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

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

11 A parcel of land located in the SW ¼, SW ¼, Section 13, T18N-R21E, Town of Eaton,
12 commencing at the SW ¼ corner of said Section 13; thence northerly approximately 33 feet
13 which is the point of real beginning; thence continue northerly along the east r/w of Greendale
14 Road, approximately 500 feet; thence easterly approximately 700 feet; thence southerly
15 approximately 500 feet; thence westerly approximately 700 feet to the point of real beginning,
16 said parcel containing approximately 8.0 acres of land, shall be and is hereby rezoned from A3
17 Agriculture to A2 Agriculture.

Dated this 17th day of September 2002.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

No. 2002/2003 - 76

**ORDINANCE AMENDING ZONING MAP
(Mel Stangel)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, August 26, 2002, at 7:00 p.m. at the Manitowoc
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and
3

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

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

11 A parcel of land located in the SW ¼, SW ¼, Section 6, T21N-R23E, Town of Gibson,
12 commencing at the SW ¼ corner of said Section 6; thence easterly approximately 158 feet;
13 thence northerly approximately 33 feet which is the point of real beginning; thence continue
14 northerly approximately 400 feet; thence northeasterly approximately 400 feet; thence easterly
15 approximately 375 feet; thence southerly approximately 750 feet; thence westerly approximately
16 400 feet to the point of real beginning, said parcel containing approximately 7.0 acres of land,
17 shall be and is hereby rezoned from A3 Agriculture to A1 Agriculture.

Dated this 17th day of September 2002.

Respectfully submitted by the Planning and Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Public Safety Committee: Supervisor Muench thanked County Executive Dan Fischer and Assistant Andrea Jones for their report on PSJS and Joint Dispatch. She asked supervisors to read Communication #4 which was a letter of appreciation to the Sheriff's Dept. for efficient service in an emergency situation.

Supervisor Muench moved, seconded by Supervisor Henrickson, to adopt Resolution 10 (2002/2003-77) Authorizing Law Enforcement Mutual Assistance Agreement. Upon vote, the motion carried unanimously.

No. 2002/2003 - 77

**RESOLUTION AUTHORIZING
LAW ENFORCEMENT MUTUAL ASSISTANCE AGREEMENT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Wis. Stat. §§ 59.28 and 66.0313 authorize governmental entities to enter into mutual
2 assistance agreements; and

3
4 WHEREAS, Manitowoc County, the City of Manitowoc, and the City of Two Rivers have previously
5 entered into a Law Enforcement Mutual Assistance Agreement; and

6
7 WHEREAS, the City of Kiel wishes to participate in the Law Enforcement Mutual Assistance
8 Agreement; and

9
10 WHEREAS, the Public Safety Committee has reviewed the proposed Law Enforcement Mutual
11 Assistance Agreement and recommends that the County enter into this agreement with the the City of
12 Manitowoc, the City of Two Rivers, and the City of Kiel;

13
14 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes
15 the County Executive and the County Clerk to execute the Law Enforcement Mutual Assistance Agreement
16 on behalf of the county.

Dated this 17th day of September 2002.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Dan Fischer, County Executive.

Transportation Coordinating Committee: Supervisor Rappe reported the manuals for maintenance of transportation vehicles were approved by the state and the vehicles are in safe operational condition.

Miscellaneous: Supervisor Behnke moved, seconded by Supervisor Mueller, to adopt Resolution 11 (2002/2003-78) in the Matter of the Town of Centerville Zoning Ordinance for Korry Ardell and Resolution 12 (2002/2003-79) in the Matter of the Town of Centerville Zoning Ordinance for Brigitte Johnson. Upon vote, the motion carried with 23 ayes and 1 no. Supervisor Rappe voted no; all other supervisors voted aye.

**RESOLUTION IN THE MATTER OF
THE TOWN OF CENTERVILLE ZONING ORDINANCE
(KORRY ARDELL)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

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

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

7 WHEREAS, Wis. Stat. § 60.62(3) provides that town zoning ordinances in counties which
8 have adopted a zoning ordinance under Wis. Stat. § 59.69 shall be subject to the approval of the County
9 Board;
10

11 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors approves
12 the Town of Centerville zoning ordinance which was adopted by the Town Board of the Town of Centerville
13 on August 13, 2002, for Korry Ardell.

Dated this 17th day of September 2002.

Respectfully submitted by Supervisor Kevin L. Behnke.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

**RESOLUTION IN THE MATTER OF THE
TOWN OF CENTERVILLE ZONING ORDINANCE
(BRIGITTE JOHNSON)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

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

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

7 WHEREAS, Wis. Stat. § 60.62(3) provides that town zoning ordinances in counties which
8 have adopted a zoning ordinance under Wis. Stat. § 59.69 shall be subject to the approval of the County
9 Board;
10

11 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors approves
12 the Town of Centerville zoning ordinance which was adopted by the Town Board of the Town of Centerville
13 on September 9, 2002, for Brigitte Johnson.

Dated this 17th day of September 2002.

Respectfully submitted by Supervisor Kevin L. Behnke.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Other Business: Supervisor Barnes reported he recently attended the WCA Health and Social Services meeting in Madison. He will also attend the Department of Workforce Development meeting in Green Bay.

Announcements: Chairperson Markwardt announced the next meeting will be Wednesday, October 16, 2002 to present the budget and the Public Hearing on the Budget will be Monday, October 28, 2002.

Supervisor Brey moved to adjourn. Supervisor Behnke seconded and the motion was adopted by acclamation. The meeting was adjourned at 8:15 P.M.

Respectfully submitted,

Char Peterson
County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

October 16, 2002

Tuesday, 7:00 P.M.

Pursuant to Wis. Stats. § 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at University of Wisconsin - Manitowoc County, in the City of Manitowoc, being the 16th day of October, 2002, for the purpose of transacting business as a Board of Supervisors.

The meeting was called to order by Chairperson Markwardt at 7:00 P.M.

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

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

On motion by Supervisor Sloan, seconded by Supervisor Behnke, the September 17, 2002 meeting minutes were approved on a unanimous vote.

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

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

Mike Pohlmann, Two Rivers Fire Chief and representing Manitowoc County firefighters, spoke on the importance of dispatchers having the training to give basic instruction to citizens in a medical emergency. He asked supervisors to support Emergency Medical Dispatch.

Randy Richards, Two Rivers, related a personal experience when he called 911 and the dispatcher was unable to provide medical assistance. He asked supervisors to think of public safety first and support Emergency Medical Dispatch.

Chuck Herzog, Manitowoc Fire and Rescue Chief, stated over the past thirty-one years he has been involved with improving the care provided to citizens and feels the next step would be to have Emergency Medical Dispatch (EMD). He stated history shows you're better off with EMD and the expense is minimal. Liability is a misconception because protocol is set and everyone is trained. He requested EMD services be implemented.

Bill Manis, City of Manitowoc Deputy Fire Chief and EMS educator at Lakeshore Technical College, expressed we have good dispatchers and with proper medical training they would learn skills, including team concepts and how to use "flip Cards", which give life saving information in terms all people can understand. He urged supervisors to support Emergency Medical Dispatch.

Dr. Todd Nelson, Holy Family Memorial Emergency Room Medical Director, explained he came from a Trauma Center in Peoria, IL where EMD is in place and has been shown to save lives and precious brain cells. With early help in a medical emergency, quality of life is improved.

No one else present wished to speak and public input was closed at 7:26 p.m.

Chairman Markwardt recommended supervisors consider moving “Resolution 1 Authorizing a Contingency Fund Transfer for Emergency Medical Dispatch” after public input. Supervisor Brey moved, seconded by Supervisor Swade, to move Resolution 1. There were no objections.

Finance Committee: Supervisor Brey announced their next meeting will be on November 11 to continue going over budgets. He reported the Comptroller and Keith Kolb of R.W. Baird are working on different options to reduce the interest rate to pay off the unfunded pension liability.

Supervisor Brey moved, seconded by Supervisor Geimer, to adopt Resolution 1 (2002/2003-80) Authorizing a Contingency Fund Transfer for Emergency Medical Dispatch. Upon discussion and vote, the motion carried unanimously.

No. 2002/2003 - 80

**RESOLUTION AUTHORIZING CONTINENCY FUND TRANSFER
FOR EMERGENCY MEDICAL DISPATCH**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County and the cities of Kiel, Manitowoc, and Two Rivers are parties to an
2 agreement which provides for the operation of an emergency services joint dispatch center known as the
3 Manitowoc County Public Safety Joint Services Department (PSJS); and
4

5 WHEREAS, citizens, emergency services providers, and others have asked that PSJS provide life
6 supporting pre-arrival information to callers in certain medical emergencies as part of PSJS emergency
7 medical dispatch services; and
8

9 WHEREAS, specific training is required to know how to handle calls involving medical emergencies;
10 how to effectively interrogate callers, evaluate the patient, and assign needed resources; how to communicate
11 information between callers and responders; and how to provide life-saving instructions while the caller waits
12 for the arrival of the emergency services provider; and
13

14 WHEREAS, the initial cost to provide emergency medical dispatch (EMD) certification training will
15 be \$20,000, and
16

17 WHEREAS, the Finance Committee has the authority to transfer \$20,000 from the Contingency Fund
18 to provide for this training, but believes that a change in the level of services provided by PSJS should be
19 authorized by the full county board;
20

21 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes
22 the PSJS Director to implement the requested EMD services at such time as the PSJS Director determines that
23 the required training and all other actions necessary to safely and effectively provide EMD services have been
24 completed; and
25

26 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors authorizes the
27 transfer of \$20,000 from the Contingency Fund to the appropriate line items of the PSJS budget to provide
28 training necessary to implement EMD services; and
29

30 BE IT FURTHER RESOLVED that the Comptroller/Auditor is hereby directed to record such
31 information in the official books of the County for the year ending December 31, 2002, as may be required.

Dated this 16th day of October 2002.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Reduces the contingency fund by \$20,000 and increases the authorized PSJS expenditures by a like amount.

APPROVED: Dan Fischer, County Executive.

REPORTS OF COUNTY SUPERVISORS, OFFICERS AND DEPARTMENT DIRECTORS

Personnel Director Sharon Cornils explained the development of a Wellness Program. The committee is looking at ways to control insurance costs by creating a plan to help employees make healthy lifestyle choices. The Wellness Program Committee will publish a newsletter, provide onsite educational opportunities, offer onsite health risk assessments, and devise an incentive program for employees.

County Executive Dan Fischer announced there will be a Joint Dispatch meeting on October 30th to discuss task forces. The challenges facing the task forces will include what direction to go in regard to software programs, the types of calls coming in, funding options, and the overall organization of Joint Dispatch.

County Executive Dan Fischer presented his "State of the County Address" indicating "Counties are arms of the State." The last Wisconsin Taxpayers Alliance study put Manitowoc County in 60th place in collecting taxes. He also noted the County is one of sixteen that has not imposed a county tax. In an effort to reduce costs, the County has consolidated the recycling program, Health Department, Joint Dispatch and Transportation Program. Elected officials have met to discuss ways to combine efforts to reduce costs and are planning on meeting in December to continue this process. The County has been involved in economic development with the sale of property involving the Manitowoc Company and the Health Care Center. We have also been working with the Chamber of Commerce to bring in new business. Strategic planning has also made a difference with the development of the mandate book, joint meetings with elected officials, and new approaches to deal with the challenges of our youth, elderly, disabled and minorities. We will also be looking at the future of the Oaks Group Home, Joint Dispatch and wellness opportunities to reduce health insurance costs.

County Executive Dan Fischer presented the proposed 2003 Annual Budget. He state the equalized value has increased 5.29%, health insurance will increase 23.99%, and interest income has a \$300,000 projected decrease. He has recommended not filling the positions of Community Resource Development Agent and UW Extension Agriculture Agent which will lead to a reduction of one program assistant. The Soil and Water Department's grants may be decreased resulting in staff reduction. The operations budget remains at a 0% increase while the debt service will increase 2.86% because the county must begin paying off the Health Care Center debt. With a proposed tax levy of \$24,355,486, Manitowoc County will be spending 33% in law enforcement, 28% for Human Services and 12% to the Highway Department. Discussion followed.

COMMITTEE REPORTS, INCLUDING PETITIONS, RESOLUTIONS AND ORDINANCES

Board of Health: Supervisor Nate reported a "World Walking Day" is scheduled in all municipalities for October 20th. The Health Department has been instrumental in giving free booster seats for children ages four to nine. She also stated Leede Research has helped coordinate a Community Health Assessment Survey;

flu vaccinations will be offered throughout the County; one human and three horses have been diagnosed with the West Nile Virus; and a Community Health Forum is being considered for next year.

Health Care Center Committee: Supervisor Behnke reported there were no violations in the annual State survey, noting this is the third year in a row the Health Care Center has had no deficiencies. Employees did a good job working together.

Highway Committee: Supervisor Sloan reported summer construction projects are being completed.

Human Services Board: Supervisor Hansen reported they have been reviewing the budget. He stated the resolution before the Board is to apply for a grant that will enable them to look at new ways to deliver services in the area of child welfare and juvenile delinquency. The Committee was concerned with being able to terminate the grant if it was not working to save money. Corporation Counsel Steve Rollins explained a revision in the language with the intent to continue the program contingent upon savings and that this is an expression of this County Board and not a future one.

Supervisor Hansen moved, seconded by Supervisor Brey, to adopt Resolution 2 (2002/2003-81) Authorizing the Coordinated Services Team Initiative Proposal. Upon vote, the motion carried unanimously.

No. 2002/2003 - 81

RESOLUTION AUTHORIZING COORDINATED SERVICES TEAM INITIATIVE PROPOSAL

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Wisconsin Department of Health & Family Services has requested proposals to
2 develop a coordinated services team initiative that will foster the development of changes in the practice and
3 systems of service delivery in the areas of child welfare and juvenile delinquency; and
4

5 WHEREAS, these changes are consistent with the existing goals of the Department to reduce the
6 number of children in out-of-home care; and
7

8 WHEREAS, a minimum of \$50,000 in funding is available from the Department each year for two
9 years; and
10

11 WHEREAS, the state will provide technical assistance and training; and
12

13 WHEREAS, operation of a coordinated services team initiative may require that the Human Services
14 Department hire or contract for additional personnel using grant funds; and
15

16 WHEREAS, the Manitowoc County Human Services Board recommends that Manitowoc County
17 submit a proposal to develop a coordinated services team initiative;
18

19 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board authorizes the Human
20 Services Department to submit a proposal and apply for coordinated services team initiative grant funding;
21 and
22

23 BE IT FURTHER RESOLVED that the Human Services Department is authorized to accept the grant
24 funding if it is awarded by the state, provided that the grant funding is sufficient to pay for the entire cost of

operating the coordinated services team initiative and that operation of the initiative has no net tax levy impact; and

BE IT FURTHER RESOLVED that if additional personnel are required to implement the coordinated services team initiative, the Human Services Department is authorized to hire or contract for such personnel provided that the entire cost associated with such personnel is paid for out of the state grant; and

BE IT FURTHER RESOLVED by the Manitowoc County Board that continuation of the coordinated services team initiative shall be contingent on demonstrated savings in the alternate care section of the Human Services Department's budget.

Dated this 16th day of October 2002.

Respectfully submitted by the Human Services Board.

FISCAL IMPACT: No tax levy impact. The county must provide a match equal to 33% of the grant awarded. The match may be covered by in-kind contributions, such as salary and wages, or may be provided using in-kind contributions from private entities who are cooperating with the county in the coordinated services team initiative.

APPROVED: Dan Fischer, County Executive.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Nate reported they met on October 3rd. Interviews for the position of 4-H & Youth Development Agent begin on December 9, the Volunteer Appreciation Program is scheduled for October 23, and tobacco checks will be targeted to underage purchases. They also discussed protecting ground water, Tillage Day, economic development, and growing herds of dairy cattle. The "Home Alone Program" has been revised with future sessions being offered. She announced the upcoming November 6th Program on issues related to dairy and livestock expansions in Manitowoc County, and a November 13th press conference and informational seminar on chronic wasting disease.

Supervisor Nate moved, seconded by Supervisor Vander Bloomen, to adopt Resolution 3 (2002/2003-82) Authorizing the Coastal Management Grant Application. Upon vote, the motion carried unanimously.

No. 2002/2003 - 82

RESOLUTION AUTHORIZING COASTAL MANAGEMENT GRANT APPLICATION

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

WHEREAS, the Wisconsin Coastal Management Program is accepting proposals for projects to be funded through the Coastal Zone Management Act of 1972 and proposals may be submitted for projects in the Wetlands Protection Category and in the Nonpoint Source Pollution Control Category; and

WHEREAS, the Land Conservation Committee recommends that Manitowoc County submit a proposal in the Wetlands Protection Category to create a Geographical Information System data layer for use in land use planning to assist in monitoring and tracking over 400 wetland sites that have been created in Manitowoc County through various projects, to allow for easier research and tracking of sample sites, and

9 to provide for the analysis and statistical modeling to aid in the implementation of coastal management
10 policies; and

11
12 WHEREAS, the Land Conservation Committee recommends that Manitowoc County submit a
13 proposal in the Nonpoint Source Pollution Control category to complete an identification of ground water
14 sensitive areas, to develop a plan of action for the County to improve and protect safe drinking water in the
15 contaminated areas, and to implement a nonpoint pollution control strategy consistent with the county's
16 strategic plan; and

17
18 WHEREAS, these grants will require local match which will be provided through in-kind and
19 monetary matches that will be provided by various wetland organizations, the Department of Natural
20 Resources, GeoBotony Systems, and the Manitowoc County Soil & Water Conservation, Planning and Park,
21 and Information System Departments; and

22
23 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board authorizes the Soil and
24 Water Conservation Director to submit a Coastal Management Grant Application in the Wetland Protection
25 Category for a project with a total project cost of \$50,000 and an in-kind match of \$25,000 and in the
26 Nonpoint Source Pollution Control Category for a project with a total project cost of \$50,000 and an in-kind
27 match of \$25,000; and

28
29 BE IT FURTHER RESOLVED that the Soil and Water Conservation Director is authorized to accept
30 any Coastal Management Grant funds that may be awarded for these projects.

Dated this 16th day of October 2002.

Respectfully submitted by the Land Conservation Committee.

FISCAL IMPACT: Revenue and Expense line items in the appropriate activities will need to be
amended by equal amounts based upon the grant award.

APPROVED: Dan Fischer, County Executive.

Personnel Committee: Supervisor Vogt reported they have reached basic agreements, except for one point,
with the five AFSCME bargaining units.

Supervisor Vogt moved, seconded by Supervisor Swade, to adopt Resolution 4 (2002/2003-83) Approving
the Safety Policy. Upon vote, the motion carried unanimously.

No. 2002/2003 - 83

RESOLUTION APPROVING SAFETY POLICY

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

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

5 WHEREAS, Manitowoc County is committed to providing its employees with a safe work
6 environment; and

7
8 WHEREAS, Manitowoc County recognizes that one component of an effective safety program
9 is the development of written policies to assist employees in performing their duties safely; and

10
11 WHEREAS, the development of a comprehensive safety policy will result in proactive risk
12 management that can control and minimize potential liability;

13
14 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that the
15 Personnel Policy Manual be revised to include the Safety Policy.

Dated this 16th day of October 2002.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Dan Fischer, County Executive.

Supervisor Vogt moved, seconded by Supervisor Nate, to adopt Resolution 5 (2002/2003-84) Approving the Wellness Program. Upon vote, the motion carried unanimously.

No. 2002/2003 - 84

RESOLUTION APPROVING WELLNESS PROGRAM

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

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

4
5 WHEREAS, a Wellness Committee comprised of represented and non-represented employees from
6 all County building locations has created a proposed Wellness Program; and

7
8 WHEREAS, Manitowoc County recognizes that a Wellness Program will assist employees in
9 improving their quality of life; and

10
11 WHEREAS, the escalating cost of health insurance necessitates that Manitowoc County take assertive
12 action to control and limit future increases in the cost of its health insurance plan; and

13
14 WHEREAS, Manitowoc County recognizes that a Wellness Program that provides educational
15 materials, health screenings, and an incentive program to encourage employees to adopt healthy lifestyle
16 practices will have a favorable effect on health insurance claims and costs; and

17
18 WHEREAS, participation in the Wellness Program is strictly voluntary, at the sole discretion of the
19 employee, and may begin or end at any time for any reason;

20 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that the
21 Personnel Policy Manual be revised to include the Wellness Program.
Dated this 16th day of October 2002.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Dan Fischer, County Executive.

Public Safety Committee: Supervisor Muench moved, seconded by Supervisor Sloan, to adopt Resolution 6 (2002/2003-85) Recognizing Philip J. Kinzel. Upon vote, the motion carried unanimously.

No. 2002/2003 - 85

RESOLUTION RECOGNIZING SERGEANT PHILIP J. KINZEL

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Board of Supervisors encourages and wishes to recognize the
2 outstanding achievement of Manitowoc County's employees; and
3

4 WHEREAS, Sergeant Philip J. Kinzel has been a member of the Manitowoc County Sheriff's
5 Department since 1982; and
6

7 WHEREAS, Sergeant Kinzel has developed one of the most comprehensive crime prevention programs
8 in the state and has educated thousands of children and adults; and
9

10 WHEREAS, Sergeant Kinzel has received 134 letters from members of the community thanking and
11 commending him for his service in the area of crime prevention; and
12

13 WHEREAS, Sergeant Kinzel was recently honored by being selected to receive the Wisconsin Crime
14 Prevention Practitioner of the Year award for 2002;
15

16 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
17 recognizes Sergeant Philip J. Kinzel for his achievement in the area of crime prevention and his outstanding
18 service to the community and citizens of Manitowoc County.

Dated this 16th day of October 2002.

Respectfully submitted by the Public Safety Committee.

APPROVED: Dan Fischer, County Executive.

Transportation Coordinating Committee: Supervisor Rappe reported the committee put together a Rural Para Transit Policy for non-handicap riders. The 85.21 Specialized Transportation Grant application requires a Public Hearing which will be held on October 21 at the Manitowoc County Office Complex.

Miscellaneous: Supervisor Dufek moved, seconded by Supervisor Rasmussen to adopt Resolution 7 (2002/2003-86) Authorizing Construction of the Replacement Impound Garage and Additional Storage Space. Upon discussion and vote, the motion carried with 16 ayes and 7 noes. Supervisors Henrickson, Schenian, Vander Bloomen, Behnke, Graunke, Brey and Dobbs voted no; all other supervisor voted aye.

No. 2002/2003 - 86

**RESOLUTION AUTHORIZING CONSTRUCTION OF
REPLACEMENT IMPOUND GARAGE AND ADDITIONAL STORAGE SPACE**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Sheriff's impound garage and the Planning and Park Department shop are part of the
2 Health Care Center property that has been sold to Commercial Horizons, Inc.; and
3

4 WHEREAS, an impound garage is essential to the effective operation of the Sheriff's Department; and
5

6 WHEREAS, the Highway Department has assisted the Planning and Park Department in meeting its
7 need for shop space by allowing the Planning and Park Department to use five of the eight bays at the
8 Kellnersville highway shop; and
9

10 WHEREAS, the Highway Department needs to replace the storage space that is no longer available
11 because it is needed and being used by the Planning and Park Department; and
12

13 WHEREAS, the Health Care Center Project Bond provides for funding the replacement of facilities
14 that have been displaced by the sale of the Health Care Center, and the Health Care Center Project Bond can
15 be used to pay for constructing an impound garage and transferring assets from the Highway Department to
16 the Planning and Park Department; and
17

18 WHEREAS, the Public Works Committee and County Executive have considered several types of
19 buildings, various locations, and the possibility of a joint project with other law enforcement agencies to
20 address the replacement of the Sheriff's impound area; and
21

22 WHEREAS, the Highway and Public Works Departments and the Planning and Park Commission
23 recommend that a five-eighths interest in the Kellnersville shop be transferred from the Highway Department
24 to the Planning and Park Department for market value using proceeds from the Health Care Center Project
25 Bond; and
26

27 WHEREAS, the Highway, Public Works, and Public Safety Committees and the Planning and Park
28 Commission recommend the construction of an 18,000 square foot building at the Highway Department
29 facility on Highway 310, which provides approximately 10,800 square feet for an impound garage and 7,200
30 square feet for Highway Department storage, at a total building construction cost not to exceed \$300,000
31 using proceeds from the Health Care Center Project Bond to construct the impound garage and funds from
32 the transfer of assets between the Highway and Planning and Park Departments to construct the Highway
33 Department storage area; and
34

35 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes
36 the transfer of a five-eighths interest in the Kellnersville shop from the Highway Department to the Planning
37 and Park Department for market value using proceeds from the Health Care Center Project Bond; and
38

39 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors authorizes the
40 construction of an 18,000 square foot building at the Highway Department facility on Highway 310, which
41 provides approximately 10,800 square feet for a Sheriff's impound garage and 7,200 square feet for Highway
42 Department storage, at a total building construction cost not to exceed \$300,000 using proceeds from the
43 Health Care Center Project Bond to construct the impound garage and funds from the transfer of assets
44 between the Highway and Planning and Park Departments to construct the storage area; and
45

46 BE IT FURTHER RESOLVED that the Public Works Department will coordinate activities among
47 the various county departments and contractors in connection with the construction of the building and the
48 transfer of a five-eighths interest in the Kellnersville Shop; and
49

50 BE IT FURTHER RESOLVED that the Comptroller/Auditor is hereby directed to record such
51 information in the official books of the County for the year ending December 31, 2002, as may be required.

Dated this 16th day of October 2002.

Respectfully submitted by the Public Works Committee.

Respectfully submitted by the Public Safety Committee.

Respectfully submitted by the Highway Committee.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: Expends an amount not to exceed \$300,000 from Health Care Center
Project Bonds to fund construction of a building for a Sheriff's impound garage
and to fund the purchase of a 5/8th's interest of the Highway Department
Kellnersville shop by the Planning and Park Department. Authorizes the Highway
Department to expend funds received from Planning and Park for its portion of the
construction costs of a storage building connected to the Sheriff's impound garage.

APPROVED: Dan Fischer, County Executive.

Supervisor Behnke moved, seconded by Supervisor Mueller, to adopt Resolution 8 (2002/2003-87) in the Matter of the Town of Centerville Zoning Ordinance for John Luebke Sons. Upon vote, the motion carried unanimously.

No. 2002/2003 - 87

**RESOLUTION APPROVING TOWN OF NEWTON ZONING ORDINANCE
(JOHN LUEBKE SONS)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

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

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

7 WHEREAS, Wis. Stat. § 60.62(3) provides that town zoning ordinances in counties which
8 have adopted a zoning ordinance under Wis. Stat. § 59.69 shall be subject to the approval of the
9 County Board;
10

11 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
12 approves the Town of Newton zoning ordinance which was adopted by the Town Board of the Town
13 of Newton on October 9, 2002, for John Luebke Sons.

Dated this 16th day of October 2002.

Respectfully submitted by Supervisor Kevin Behnke.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Announcements: Chairperson Markwardt announced the Annual Meeting and Public Hearing on the Proposed 2003 Budget will be on Monday, October 28.

Supervisor Behnke moved to adjourn. Supervisor Graunke seconded and the motion was adopted by acclamation. The meeting was adjourned at 9:09 p.m.

Respectfully submitted,

Char Peterson
County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

October 28, 2002

Monday, 7:00 P.M.

Pursuant to Wis. Stats. § 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the University of Wisconsin - Manitowoc County, in the City of Manitowoc, being the 28th day of October, 2002, for the purpose of transacting business as a Board of Supervisors.

The meeting was called to order by Chairperson Markwardt at 7:00 P.M.

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

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

Corrections to the October 16, 2002 minutes were announced. On page two, line one, it should read "Keith Kolb", not Kolp and paragraph six, line six should read, "a proposed tax levy", not budget. On motion by Supervisor Behnke, seconded by Supervisor Dufek, the October 16, 2002 meeting minutes were approved on a unanimous vote.

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

Chairperson Markwardt declared public input on the 2003 budget open at 7:07 p.m.

Peter Kappelman, a partner in Meadow Brook Farms in the Town of Kossuth, spoke in support of the County keeping the agriculture agent position when Scott Hendrickson retires. He stated the County Ag Agent provides valuable information for the success of agriculture in Manitowoc County. The County has the third highest production average in the State and he feels this is an economic stimulus position. He urged supervisors to keep this position in the budget.

John Kappleman, a partner in Meadow Brook Farms in the Town of Kossuth, spoke in opposition to the proposed cuts at the UW Extension and Soil and Water Department. He is a member of the Strategic Planning Work Group Six, which has laid out a five year plan to preserve and enhance our natural resources. He feels the plan will not work if these positions are cut from the budget.

Michael Taddy, Town of Gibson, representing "Citizens for Responsible Agriculture and Clean Environment," is concerned that proposed 5000 beef feedlot in the Town of Gibson would pollute the groundwater. He feels the proposed cut in the Soil and Water Department would be a big mistake when their supervision is needed more than ever. He also stated they are preparing an informational packet on industrial farming that will be made available for supervisors.

Dan Niquette, from the Town of Gibson Land Use Committee, expressed concern over the proposed budget cuts in the Soil and Water Department. He feels a reduction in staff would have a major impact on current issues in the Town of Gibson.

Karl Klessig, dairy farmer in the Town of Centerville, explained their grazing operation and spoke on a liquid manure spill they had. He appreciated the expertise from the Soil and Water Department and UW Extension in helping solve the problems with their manure system. He stated these departments work to educate farmers and make certain they comply with regulations. He urged supervisors to allocate the necessary funding to keep the positions in these departments.

Dave Pozorski, President of the Manitowoc County Lakes Association and Chairman of Silver Lake Restoration Park Committee, spoke against cutting positions in the Soil and Water Department and UW Extension. As one who deals with water quality issues throughout the County, he feels the loss of these positions would decrease the opportunity to gain coastal management grants, which are used to enforce permits and assist new landowners. He also noted that this would affect the problems of groundwater and non-point pollution.

Don Goeke, Manitowoc, stated Manitowoc County's budget has increased 551% over the last twenty-five years. He feels cuts have to be made. Instead of the proposed 6% tax levy, it should be reduced by 12%. He asked supervisors to look closely at the budget.

Russ Steeber, Kellnersville, urged supervisors to watch their spending. He stated the County is an arm of the State, and when the State is short of money, it impacts the counties.

Chairperson Markwardt declared public input on the budget closed at 7:39 p.m.

Chairperson Markwardt declared the public input open on non-budget issues at 7:39 p.m.

Don Goeke, Manitowoc, spoke on the proposed beef feedlot in the Town of Gibson. He discussed an operation in Minnesota that has a digester system for the waste which produces enough electricity to run the operation, and also sells electricity each month to a utility company. He urged the Board to look into this.

No one else present wished to speak and public input was closed at 7:43 p.m.

APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Markwardt presented the appointment of Eugene Hein to the Loan Review Board for a three year term expiring September 2005 and Dave Wage to the Loan Review Board to complete Robert Jagemann's term expiring September 2003. Supervisor Brey moved, seconded by Supervisor Swade, to approve the appointments. Upon vote, the motion carried unanimously.

COMMITTEE REPORTS, INCLUDING PETITIONS, RESOLUTIONS AND ORDINANCES

Board of Health: Supervisor Nate reported they will begin screening on November 11th for a 4-H replacement agent. She also reminded everyone to get a flu shot and noted that pneumonia shots were good for only five years.

Finance Committee: Supervisor Brey announced they will be meeting on November 11th to take up the remainder of the 2003 department budgets and will make a recommendation to the Board at the November 19th meeting.

Health Care Center Committee: Supervisor Behnke moved, seconded by Supervisor Henrickson, to adopt Resolution A (2002/2003-88) Authorizing Out-of-State Travel for Michael Thomas. Upon vote, the motion carried unanimously.

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

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Health Care Center is a member of the Wisconsin Association of
2 County Homes; and
3

4 WHEREAS, the Wisconsin Association of County Homes has appointed Michael Thomas to
5 represent it at the National Association of Counties (NACO) conference in Washington, D.C.; and
6

7 WHEREAS, the Wisconsin Association of County Homes will cover all costs to attend the conference;
8 and
9

10 WHEREAS, the conference will address important issues, including intergovernmental transfers and
11 other major funding issues, that directly effect Manitowoc County and the Manitowoc Health Care Center;
12

13 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
14 authorizes Michael Thomas to travel out of state to attend the NACO conference in Washington, D.C. from
15 February 28, 2003, through March 4, 2003, with all costs to be paid by the Wisconsin Association of County
16 Homes and at no cost to Manitowoc County.

Dated this 28th day of October 2002.

Respectfully submitted by the Health Care Center Committee.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Human Services Board: Supervisor Hansen announced they will be losing a citizen member on the Board and requested anyone who wishes to be on the Board to let them know.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Nate moved, seconded by Supervisor Hansen, to adopt Resolution B (2002/2003-89) Transferring Contingency Funds to the Silver Lake Special Revenue Fund. Upon discussion and vote, the motion carried unanimously.

**RESOLUTION TRANSFERRING CONTINGENCY FUNDS
TO THE SILVER LAKE SPECIAL REVENUE FUND**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Board adopted resolution No. 2001/2002-25, accepting a DNR
2 Lake Management Protection Grant in order to restore Silver Lake and to meet water quality goals; and
3

4 WHEREAS, the general contract was awarded in September 2001 and \$447,500 in grants and
5 donations have been used to complete the diversion dike, box culvert, boat ramp, parking lot, and water level
6 control structure; and

7
8 WHEREAS, Silver Lake Park and the boat ramp remains closed to the public because additional work
9 is required to complete lake access; and

10
11 WHEREAS, lake access and a usable boat ramp are required by the Wisconsin Department of Natural
12 Resources and will be essential to the deployment of equipment necessary to conduct fish eradication and lake
13 phosphorus treatments that are necessary to improve water quality; and

14
15 WHEREAS, Land Conservation Committee recommends that monies be transferred from the
16 contingency fund to pay for dredging the boat channel to the lake, blending topsoil with the excavation
17 materials to facilitate park restoration, and settling the final payments to the general contractor and consulting
18 engineers in order to complete the Silver Lake project;

19
20 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that
21 \$45,000 is transferred from the contingency fund to the appropriate accounts in the Silver Lake special
22 revenue fund and that the Comptroller/Auditor is authorized and directed to record such information in the
23 official books of the County for the year ending December 31, 2002, as may be required.

Dated this 28th day of October 2002.

Respectfully submitted by the Land Conservation Committee.

FISCAL IMPACT: Transfers \$45,000 from the Contingency Fund and reduces the amount available
in that fund. Increases the Silver Lake Project Special Revenue Fund by a like
amount.

APPROVED: Dan Fischer, County Executive.

Personnel Committee: Supervisor Vogt announced they will be having a meeting on November 4th at 8:30
a.m.

Planning & Park Commission: Supervisor Skubal moved, seconded by Supervisor Mueller, to adopt
Resolution 1 (2002/2003-90) Concurring in the Bay-Lake Regional Planning Commission 2002 Annual
Report. Upon vote, the motion carried unanimously.

No. 2002/2003 - 90

**RESOLUTION CONCURRING IN 2002
BAY-LAKE REGIONAL PLANNING COMMISSION ANNUAL REPORT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County participates in the Bay-Lake Regional Planning Commission's Overall
2 Economic Development Program for the district serving Brown, Door, Florence, Kewaunee, Manitowoc,
3 Marinette, Oconto, and Sheboygan Counties; and

5 WHEREAS, the Bay-Lake Regional Planning Commission prepares an annual report in order to
6 maintain a current perspective of the economic development issues facing the district and the counties and
7 to emphasize the importance of local issues to federal and state agencies; and
8

9 WHEREAS, an annual report is necessary to maintain eligibility for district funding from the Economic
10 Development Administration; and
11

12 WHEREAS, Bay-Lake Regional Planning Commission and Manitowoc County personnel have
13 prepared an annual report; and
14

15 WHEREAS, the Planning and Park Commission recommends that the Manitowoc County Board of
16 Supervisors concur with the Comprehensive Economic Development Strategy Annual Report for 2002 which
17 has been prepared by the Bay-Lake Regional Planning Commission and Manitowoc County personnel;
18

19 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors concurs
20 with the Bay-Lake Regional Planning Commission Comprehensive Economic Development Strategy Annual
21 Report for 2002, actively supports and participates in the Commission's economic development activities,
22 and supports the Commission's application to the Economic Development Administration for planning funds;
23 and
24

25 BE IT FURTHER RESOLVED that two original signed copies of this resolution be forwarded to the
26 Bay-Lake Regional Planning Commission; and
27

28 BE IT FURTHER RESOLVED that copies of this resolution be transmitted to the Comprehensive
29 Economic Development Strategy Executive Committee and to the County Clerks of Brown, Door, Florence,
30 Kewaunee, Marinette, Oconto, and Sheboygan Counties as an expression of Manitowoc County's desire to
31 cooperate with them in the Bay-Lake Regional Planning Commission's Economic Development District.

Dated this 28th day of October 2002.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Supervisor Skubal moved, seconded by Supervisor Muench, to adopt Resolution 3 (2002/2003-91) Adopting
Manitowoc County Planning and Park Commission Report and Denying Zoning Amendment Petition in the
Matter of Kenneth Luebke. Upon vote, the motion carried unanimously.

No. 2002/2003 - 91

**RESOLUTION ADOPTING PLANNING AND PARK COMMISSION REPORT
DENYING ZONING AMENDMENT PETITION
(Kenneth Luebke)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a petition was submitted by Kenneth Luebke on August 6, 1999, to rezone a parcel of land

2 consisting of approximately 1.0 acres located in the NW1/4, SE1/4, Section 30, T19N-R23E, Town of
3 Manitowoc Rapids, from A3 Agriculture to A1 Agriculture; and

4
5 WHEREAS, the petition was referred to the Manitowoc County Planning and Park Commission for
6 a recommendation and report; and

7
8 WHEREAS, a public hearing was held on September 27, 1999, at 7:00 p.m. at the Manitowoc County
9 Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice, and the Planning and Park
10 Commission tabled the request until its June 10, 2002, meeting; and

11
12 WHEREAS, the Manitowoc County Planning and Park Commission, after a careful consideration of
13 testimony at the hearing and an examination of the facts attendant with the petition, has recommended the
14 petition be denied for the reasons stated in the report attached to this resolution;

15
16 NOW, THEREFORE, BE IT RESOLVED, that the Manitowoc County Board of Supervisors adopts
17 the report of the Manitowoc County Planning and Park Commission denying the attached petition for
18 amendment submitted by Kenneth Luebke.

Dated this 28th day of October 2002.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Supervisor Skubal moved, seconded by Supervisor Muench, to enact Ordinance 4 (2002/2003-92) Amending the Manitowoc County Zoning Map for Dennis N. Frenz; Ordinance 5 (2002/2003-93) Amending the Manitowoc County Zoning Map for Gregory Saueressig; Ordinance 6 (2002/2003-94) Amending the Manitowoc County Zoning Map for Nancy M. Schuh. Upon discussion and vote, the motion carried with 22 ayes and 1 no. Supervisor Rappe voted no; all other supervisors voted aye.

No. 2002/2003 - 92

**ORDINANCE AMENDING ZONING MAP
(Dennis N. Frenz)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Tuesday, October 8, 2002, at 7:00 p.m. at the Manitowoc
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and

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

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

11 A parcel of land located in the NE1/4, SW1/4, Section 9, T21N-R23E, Town of Gibson,
12 commencing at the center of said Section 9; thence westerly approximately 500 feet which is
13 the point of real beginning; thence continue westerly along the south r/w of Siehr Road
14 approximately 156 feet; thence southerly approximately 415 feet; thence easterly approximately
15 156 feet; thence northerly approximately 415 feet to the point of real beginning, said parcel
16 containing approximately 1.50 acres of land, shall be and is hereby rezoned from A3 Agriculture
17 to A1 Agriculture.

Dated this 28th day of October 2002.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

No. 2002/2003 - 93

**ORDINANCE AMENDING ZONING MAP
(Gregory A. Sauerssig)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Tuesday, October 8, 2002, at 7:00 p.m. at the Manitowoc
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and
3

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

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

11 A parcel of land located in the NE1/4, SE1/4, Section 19, T19N-R23E, Town of Manitowoc
12 Rapids, commencing at the E 1/4 Corner of said Section 19; thence westerly approximately 720
13 feet, which is the point of real beginning; thence continue westerly approximately 600 feet;
14 thence southerly approximately 400 feet; thence easterly approximately 600 feet; thence
15 northerly approximately 400 feet to the point of real beginning, said parcel containing
16 approximately 5.50 acres of land, shall be and is hereby rezoned from A3 Agriculture to A2
17 Agriculture.

Dated this 28th day of October 2002.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

**ORDINANCE AMENDING ZONING MAP
(Nancy M. Schuh)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Tuesday, October 8, 2002, at 7:00 p.m. at the Manitowoc
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and
3

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

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

11 A parcel of land located in the SE1/4, NW1/4, Section 35, T20N-R21E, Town of Maple Grove,
12 commencing at the W 1/4 Corner of said Section 35; thence easterly approximately 1250 feet
13 to the east r/w of Sunny Slope Road which is the point of real beginning; thence continue
14 easterly approximately 450 feet; thence northerly along the west side of Mud Creek
15 approximately 200 feet; thence westerly approximately 450 feet; thence southerly along the east
16 r/w of Sunny Slope Road approximately 200 feet to the point of real beginning, said parcel
17 containing approximately 2.0 acres of land, shall be and is hereby rezoned from A3 Agriculture
18 to A1 Agriculture.

Dated this 28th day of October 2002.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Supervisor Behnke asked Planning and Park Director Mike Demske to explain the process of issuing a conditional use permit on the proposed beef feedlot in the Town of Gibson. Mike stated the property is currently zoned A-3 for ag use only. On November 13th, the Board of Adjustment will hold a hearing and make a decision. He also noted the Board of Adjustment decision can only be appealed in Circuit Court. Also, permits need to be obtained from the DNR and Soil and Water Department.

Public Safety Committee: Supervisor Muench announced their meeting is November 5th at 5:00 p.m. and everyone is invited to attend. She also reminded everyone to vote on Election Day.

Miscellaneous: Chairperson Markwardt moved, seconded by Supervisor Sloan, to adopt Resolution 7 (2002/2003-95) Proclaiming November as Capital Civic Centre Month. Upon vote, the motion carried unanimously.

RESOLUTION PROCLAIMING CAPITOL CIVIC CENTRE MONTH

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the curtain of Ascher's Capitol Theater went up for the first time on the night of June 16,
2 1921, to a performance featuring 8 vaudeville acts and 36 of the decade's best known Broadway stars; and
3

4 WHEREAS, the Capitol Theater has been renovated and modernized to keep pace with the times and
5 to serve the community and has featured vaudeville acts, silent films, the "talkies," the introduction of
6 CinemaScope in 1954, the wide screen, and stereophonic sound; and
7

8 WHEREAS, outstanding support from the citizens of the Lakeshore area in the form of contributions
9 and pledges, the donation of material and services, and substantial volunteer efforts resulted in the theater
10 reopening as the Capitol Civic Centre on October 30, 1987; and
11

12 WHEREAS, over half a million citizens have enjoyed performances at the Capitol Civic Centre, which
13 is the home of several community theater, dance, and music organizations and a quality venue for
14 professional performances;
15

16 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors proclaims
17 the month of November 2002 as CAPITOL CIVIC CENTRE MONTH in honor of the Capitol Civic Centre's
18 15th anniversary and in recognition of the efforts of the thousands of volunteers, donors, and performers who
19 have been a part of the Capitol Civic Centre project for the past fifteen years; and
20

21 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors calls upon our
22 citizens to continue their support of this spectacularly renovated "Jewel on the Lakeshore."

Dated this 28th day of October 2002.

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

APPROVED: Dan Fischer, County Executive.

Announcements: Chairperson Markwardt announced the next meeting will be Tuesday, November 19th.

Supervisor Brey moved to adjourn. Supervisor Swade seconded, and the motion was adopted by acclamation.
The meeting was adjourned at 8:11 p.m.

Respectfully submitted,

Char Peterson
County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

November 19, 2002

Tuesday, 7:00 P.M.

Pursuant to Wis. Stat. Section 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the UW-Manitowoc, 705 Viebahn St, in the City of Manitowoc, being the 19th day of November, 2002, for the purpose of transacting business as a Board of Supervisors.

The meeting was called to order by Chairperson Markwardt at 7:04 P.M.

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

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

On motion by Supervisor Graunke, seconded by Supervisor Behnke, the October 28, 2002 meeting minutes were approved on a unanimous vote.

The County Clerk announced the additions and changes to the agenda. Supervisor Brey moved, seconded by Supervisor Sloan, to adopt the agenda as amended. Upon vote, the motion was adopted unanimously.

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

Maureen O'Brien, Manitowoc, spoke in support of filling the Manitowoc County Ag Agent position. Referring to the US-Extension Annual Report, Manitowoc County is the twenty-sixth largest Dairy County in the United States. The Ag Agent and agronomist have an effect on our economy and Manitowoc County is dependent upon agriculture. She urged supervisors to restore this position.

Chairperson Markwardt declared the public input closed at 7:14 p.m.

COMMITTEE REPORTS, INCLUDING PETITIONS, RESOLUTIONS & ORDINANCES:

Board of Health: Supervisor Barnes reported a consortium is being formed to look at bio-terrorism issues. Also, the Public Health Department has an ample supply of flu vaccine. A sting operation in the Village of Valders went well with no one being sited for the sale of tobacco to a minor.

Finance Committee: Supervisor Brey moved, seconded by Supervisor Hansen, to adopt Resolution 2 (2002/2003-96) Regarding the Wisconsin Retirement System Unfunded Liability. Upon discussion and vote, the motion carried with 24 ayes and 1 no. Supervisor Dufek voted no; all other supervisors voted aye.

No. 2002/2003 - 96

**RESOLUTION REGARDING
WISCONSIN RETIREMENT SYSTEM UNFUNDED LIABILITY**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Wisconsin Legislature has merged three separate public retirement systems
2 (Milwaukee Teachers Retirement Fund, State Teachers Retirement System, and Wisconsin Retirement Fund)
3 into a single, cost-sharing multiple-employer defined benefit public employee retirement fund known as the
4 Wisconsin Retirement System (WRS); and

5
6 WHEREAS, the Legislature has equalized the level of benefits of the three systems that were merged
7 into WRS and has made various improvements to WRS through the years; and

8
9 WHEREAS, the amount of each participating employer's unfunded liability due to the various changes
10 was calculated in 1990 and the Legislature mandated repayment of that unfunded liability, with interest, over
11 a 40-year period; and

12
13 WHEREAS, sound financial management practice dictates that Manitowoc County pay off its
14 unfunded liability in as efficient and expeditious a manner as possible; and

15
16 WHEREAS, the Finance Committee recommends that the county take advantage of recent changes in
17 state law that now permit the county to pay off its unfunded liability by borrowing funds at a more favorable
18 rate than are available under the WRS repayment plan;

19
20 NOW, THEREFORE BE IT RESOLVED by the Manitowoc County Board of Supervisors that the
21 Comptroller, Corporation Counsel, and such other staff and advisors as may be necessary are directed to
22 solicit bids for a Note Anticipation Note in an amount not to exceed \$6,400,000 to be used for the purpose
23 of paying off the county's unfunded liability to the State; and

24
25 BE IT FURTHER RESOLVED that the Comptroller, Corporation Counsel, and such other staff and
26 advisors as may be necessary shall present the Note Anticipation Note bid results and a recommendation for
27 further action to the Finance Committee and the County Board for final consideration at the County Board
28 meeting scheduled for December 17, 2002.

Dated this 19th day of November 2002.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: To be determined in December based upon best bid submitted.

APPROVED: Dan Fischer, County Executive.

Supervisor Brey moved, seconded by Supervisor Hansen, to adopt Resolution 1 (2002/2003-97) Adopting the 2003 Manitowoc County Budget and Property Tax Levy and Ordinance Amending Certain Fee Schedules. Discussion followed.

Motion by Supervisor Vogt, and seconded, to divide the question so that the Human Services portion of the budget is considered separately. Motion carried unanimously.

Motion by Supervisor Sloan, and seconded, to divide the question so that the Coroner's portion of the budget is considered separately. Motion carried unanimously.

Motion by Supervisor Graunke, and seconded, to divide the question so that the Health Department fee schedule portion of the budget is considered separately. Motion carried unanimously.

Motion by Supervisor Dobbs, and seconded, to divide the question so that the Sheriff Department Safe Ride Program portion of the budget is considered separately. Motion carried unanimously.

Amendment 1: Supervisor Brey moved, seconded by Supervisor Graunke, to cut \$2,000 from the County Board budget by reducing the following line items: meals and lodging by \$1,000, conference training by \$500, and mileage reimbursement by \$500. Upon discussion and vote, the motion carried with 24 ayes, & 1 no. Supervisor Bundy voted no; all others voted aye.

Amendment 2: Supervisor Behnke moved, seconded by Supervisor Graunke, to cut \$26,000 from the Sheriff's Department overtime budget. Upon discussion and vote, the motion carried with 15 ayes, & 10 noes. Supervisors Bundy, Muench, Schenian, Kocourek, Sloan, Hansen, Rappe, Swade, Dobbs and Markwardt voted no; all others voted aye.

The supervisors then voted on the Coroner's portion of the budget. Corporation Counsel Steve Rollins explained that a "yes" vote would mean there would be no funds in the budget for the Coroner. Upon discussion and vote, the motion carried with 19 ayes, & 6 noes. Supervisors Rappe, Dufek, Brey, Nate, Swade and Markwardt voted no; all others voted aye.

Amendment 3: Motion by Supervisor Sloan, and seconded, to reinstate the Coroner's budget and cut \$15,000 from the extra-hire line item and place it in the Contingency Fund. Upon discussion and vote, the motion carried with 23 ayes, & 2 noes. Supervisors Rappe and Swade voted no; all others voted aye.

Corporation Counsel Steve Rollins explained the procedure was now back to the main motion. It must be decided if the \$28,000 reduction in the budget would be used to reduce the tax levy or placed in the Contingency Fund.

Supervisor Brey moved, seconded by Supervisor Behnke, to have the \$28,000 reduction in the budget be used to reduce the tax levy. Upon vote, the motion carried with 24 ayes, & 1 no. Supervisor Schenian voted no; all others voted aye.

The supervisors voted on the Sheriff Department Safe Ride Program portion of the budget. Upon discussion and vote, the motion carried with 22 ayes, 2 noes, & 1 abstention. Supervisors Schenian and Barnes voted no; Supervisor Dobbs abstained; all others voted aye.

The supervisors voted on the Health Department fee schedule portion of the budget. Upon vote, the motion carried with 24 ayes, & 1 abstention. Supervisor Graunke abstained; all others voted aye.

The supervisors voted on the Human Services portion of the budget. Upon vote, the motion carried with 23 ayes, 1 no and 1 abstention. Supervisor Rappe voted no; Supervisor Vogt abstained; all others voted aye.

The supervisors voted on the remainder of the budget as amended. The motion carried with 22 ayes, & 3 noes. Supervisors Graunke, Swade and Dobbs voted no; all others voted aye.

No. 2002/2003 - 97

**RESOLUTION ADOPTING 2003 BUDGET AND PROPERTY TAX LEVY
AND ORDINANCE AMENDING CERTAIN FEE SCHEDULES**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

WHEREAS, a detailed copy of the County Executive's Proposed 2003 Annual Budget, including proposed Health Department and Planning and Park Department fee changes, has been made available to each county supervisor and to the general public; and

WHEREAS, the Proposed 2003 Annual Budget was presented and explained to the County Board at its meeting on October 16, 2002; and

WHEREAS, formal publication of a budget summary and announcement of a public hearing was made on October 13, 2002, in the Manitowoc Herald Times Reporter, in accordance with Wis. Stat. § 65.90 and Wis. Stat. Ch. 985; and

WHEREAS, a public hearing on the Proposed 2003 Manitowoc County Budget was held beginning at 7:05 PM on October 28, 2002, for purposes of public input and the Proposed 2003 Annual Budget was reviewed at the County Board's Annual Meeting on October 28, 2002; and

WHEREAS, at its November 19, 2002, meeting following the public hearing, the County Board has recommended an Annual Budget for Manitowoc County operations during the calendar year 2003;

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, 2003, as indicated in the attached 2003 Annual Budget for Manitowoc County and any attachments or addenda thereto; and

BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors hereby authorized that the following sums of money be raised for the ensuing year:

State Special Charges – Charitable & Penal	\$0.00
County Aid Bridges (Wis. Stat. § 81.38)	\$87,763.20
All Other County Taxes	\$24,267,723.00 24,265,723.00
Gross County Tax Levy	\$24,355,486.20 ; 24,353,486.20

and

BE IT FURTHER RESOLVED that the County shall apportion the tax for Bridges under Wis. Stat. § 81.38 on the taxable property of the participating districts; and

BE IT FURTHER RESOLVED that the County shall enter in the Tax Apportionment State Special Charges for Forestry Mill Tax, Wis. Stat. § 70.58-2, in the amount of \$827,646.66; and

BE IT FURTHER RESOLVED that the County shall enter in the Tax Apportionment, State Special Charges, as follows: 'none'; and

BE IT FURTHER RESOLVED the County Officials are hereby directed to reapportion the illegal real estate taxes charged back in the amount of \$341.49; and

46 BE IT FURTHER RESOLVED that the budget in detail hereto attached shall be made a part of the Tax
47 Levy; and

48
49 BE IT FURTHER RESOLVED that the Comptroller/Auditor is authorized to make any technical
50 corrections to the budget that may be necessary; and

51
52 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors approves the
53 proposed Manitowoc County 2003-04 Health Department Fee Schedule, a copy of which is attached
54 hereto, marked as Exhibit A, and incorporated herein by reference; and

55
56 NOW, THEREFORE, the Board of Supervisors of the County of Manitowoc, Wisconsin does
57 ordain as follows:

58
59 Manitowoc County Code sec. 4.13(2)(a) is hereby amended to increase the fee for filing a
60 petition for amendment of the zoning applicable to a property from \$200 to \$300 effective January
61 1, 2003.

62
63 Manitowoc County Code sec. 4.13(2)(b) is hereby amended to increase the fee for filing a
64 request for a conditional use permit from \$150 to \$250 effective January 1, 2003.

65
66 Manitowoc County Code sec. 13.08(1)(a) is hereby amended to increase the sanitary permit
67 fee for a gravity conventional system to \$250 effective January 1, 2003.

68
69 Manitowoc County Code sec. 13.08(1)(b) is hereby amended to increase the sanitary permit
70 fee for an alternate, in-ground pressure, and mound system to \$400 effective January 1, 2003.

71
72 Manitowoc County Code sec. 13.08(1)(c) is hereby amended to increase the sanitary permit
73 fee for a holding tank to \$350 effective January 1, 2003.

Dated this 19th day of November 2002.

Respectfully submitted by the Finance Committee.

FISCAL NOTE: Requires a composite tax levy and rate, based upon the budget book as
printed, as follows:

Tax Levy of ~~\$24,355,486.20~~ \$24,353,486.20
Tax Rate of ~~\$6.06643~~ per \$1,000 of equalized value.
\$6.06593

APPROVED: Dan Fischer, County Executive.

Highway Committee: Supervisor Lambert reported the Highway Department has completed the Silver Lake
launching pad, the Health Care Center parking lot, and a runway at the Airport.

Human Services Board: Supervisor Hansen reported child abuse cases continue to be monitored and they

are exploring the possibility of selling the “Oaks Home”.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Hansen thanked the Highway Department for their work on the Silver Lake project. He also thanked the Board for the money given in the budget to extend a position, into June 2003, in the Soil & Water Department.

Supervisor Hansen moved, seconded by Supervisor Rasmussen, to adopt Resolution 3 (2002/2003-98) Adopting the 2003-2005 Manitowoc County Plan for Older People. Upon vote, the motion carried unanimously.

No. 2002/2003 - 98

RESOLUTION ADOPTING 2003-05 PLAN FOR OLDER PEOPLE

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, it is necessary to prepare a Plan For Older People (“Plan”) in order to obtain certain
2 Federal and State funds; and
3

4 WHEREAS, the Aging Resource Center has prepared a 2003-05 Plan for Older People (“Plan”); and
5

6 WHEREAS, the Plan has been reviewed by the Natural Resources & Education Committee, which
7 deems the Plan to be fair and equitable; believes that provision of the special services contained in the Plan
8 would improve and promote the maintenance of human dignity and self-sufficiency of elderly person in
9 Manitowoc County; and recommends that the County Board adopt the Plan;
10

11 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that it
12 hereby adopts the 2003-05 Plan For Older People.

Dated this 19th day of November 2002.

Respectfully submitted by the Natural Resources & Education Committee.

FISCAL IMPACT: The County is requesting the following intergovernmental grants and aids that are included within the proposed 2003 budget request for the Aging Resources Center.

IIIB	91,626	State Benefit Specialist	28,215
IIIC1	230,083	Senior Community Services	11,481
IIIC2	57,349	Alzheimer’s Caregiver Sup.	36,420
IIID	6,218	Elder Abuse	35,218
IIIE	36,426	NSIP (Other Federal)	59,000
			\$ 592,036

APPROVED: Dan Fischer, County Executive.

Supervisor Hansen moved, seconded by Supervisor Vander Bloomen, to adopt Resolution 4 (2002/2003-99) Authorizing the Specialized Transportation Assistance Program Grant. Upon vote, the motion carried unanimously.

**RESOLUTION AUTHORIZING SPECIALIZED TRANSPORTATION ASSISTANCE
PROGRAM GRANT APPLICATION**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Wis. Stat. § 85.21 authorizes the Wisconsin Department of Transportation to grant
2 financial aid to counties for the purpose of providing specialized transportation services to persons who are
3 elderly or disabled; and
4

5 WHEREAS, each such grant must be matched with a local share equal to at least 20% of the amount
6 of state aid requested in the grant application; and
7

8 WHEREAS, the Natural Resource and Education Committee recommends that Manitowoc County
9 apply for grant funding that will require a local share of \$27,002; and
10

11 WHEREAS, the Manitowoc County Board of Supervisors finds that provision of specialized
12 transportation services would improve and promote the maintenance of human dignity and self-sufficiency
13 of elderly and disabled persons;
14

15 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes
16 the Aging Resource Center Director to prepare and submit an application for financial assistance under Wis.
17 Stat. § 85.32 to the Wisconsin Department of Transportation for 2003 provided that the local share required
18 for such assistance does not exceed \$27,002; and
19

20 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors authorizes the Aging
21 Resource Center Director to execute a Wisconsin Department of Transportation state aid contract under Wis.
22 Stat § 85.21 on behalf of Manitowoc County provided that the local share required by said contract does not
23 exceed \$27,002.

Dated this 19th day of November 2002.

Respectfully submitted by the Natural Resources & Education Committee.

FISCAL IMPACT: \$27,002 in property tax levy is included in 2003 Budget request.

APPROVED: Dan Fischer, County Executive.

Personnel Committee: Supervisor Vogt reported they authorized the Personnel Department to recruit for the Veteran's Service position. Veterans Service Director Bill Stiefvater has announced he will be retiring on February 28, 2003. The Administrative Assistant position for the County Executive has been reclassified to an Executive Assistant. The rate of pay will reflect the changes made, which will be effective January 1, 2003. He also reported bargaining with AFSCME units is at an impasse regarding contract language the Unions want that would prohibit the County to outsource work. The County has reached an agreement with the Local-986-B, AFSCME employees of the Sheriff's Department that is contingent upon the Union ratifying the contract.

Supervisor Vogt moved, seconded by Supervisor Swade, to adopt Resolution 5 (2002/2003-100) Ratifying the 2002-2003 Collective Bargaining Agreement with Sheriff Department Employees Represented by Local 986-B, AFSCME, AFL-CIO. Upon discussion and vote, the motion carried unanimously.

No. 2002/2003-100

**RESOLUTION RATIFYING 2002-2003 COLLECTIVE BARGAINING
AGREEMENT WITH SHERIFF DEPARTMENT EMPLOYEES REPRESENTED
BY LOCAL 986-B, AFSCME, AFL-CIO**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Personnel Committee has negotiated a 2002-2003 collective bargaining agreement
2 with the Sheriff Department employees represented by Local 986-B, AFSCME, AFL-CIO; and
3

4 WHEREAS, a summary of the changes in hours, wages, and working conditions for the employees
5 represented by Local 986-B is attached to this resolution;
6

7 NOW, THEREFORE, BE IT RESOLVED that contingent upon Local 986-B, AFSCME, AFL-CIO
8 ratifying this tentative agreement on or before November 30, 2002, the collective bargaining agreement
9 negotiated between the Personnel Committee and the Sheriff Department employees represented by Local
10 986-B, AFSCME, AFL-CIO is ratified, confirmed, and approved with the pay schedules, benefits, and terms
11 set forth in the attachment to this resolution; and
12

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

Dated this 19th day of November 2002.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT:

	2002	2003
Wages	\$73,785.24	\$78,262.64
FICA	5,644.57	5,987.09
WRS	7,599.88	8,374.10
Health Insurance Changes	(2,223.83) ¹	(33,088.27)
Longevity Increase	<u>1,027.92</u>	<u>12,335.79</u>
	\$85,833.78	\$71,871.35

APPROVED: Dan Fischer, County Executive

¹Based on savings for 1 month in 2002. Drug card and longevity change effective 12/1/02.

Planning and Park Commission: Supervisor Skubal moved, seconded by Supervisor Mueller, to adopt Resolution 6 (2002/2003-101) Denying Petition for Zoning Map Amendment for Cheryle Jandrey & Nicholas Zutz. Upon vote, the motion carried with 23 ayes & 2 noes. Supervisors Brey and Dobbs voted no; all others voted aye.

No. 2002/2003 - 101

**RESOLUTION ADOPTING PLANNING AND PARK COMMISSION REPORT
AND DENYING ZONING AMENDMENT PETITION
(Cheryle A. Jandrey and Nicholas L. Zutz)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a petition was submitted by Cheryle A. Jandrey and Nicholas L. Zutz on May 17, 2002,
2 to rezone an approximately 1.72 acre parcel of land located in the SE1/4, SE1/4, Section 33, T19N-R21E,
3 Town of Rockland, from A3 Agriculture to A1 Agriculture; and
4

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

8 WHEREAS, a public hearing was held on June 10, 2002, at 7:00 p.m. at the Manitowoc County
9 Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and
10

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

15 NOW, THEREFORE, BE IT RESOLVED, that the Manitowoc County Board of Supervisors adopts
16 the report of the Manitowoc County Planning and Park Commission denying the attached petition for
17 amendment submitted by Cheryle A. Jandrey and Nicholas L. Zutz.

Dated this 19th day of November 2002.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Supervisor Skubal moved, seconded by Supervisor Muench, to enact Ordinance 7 (2002/2003-102) Amending the Zoning Map for William Ebert. Upon discussion and vote, the motion carried with 23 ayes and 2 noes. Supervisors Rappe and Dobbs voted no; all others votes aye.

No. 2002/2003 - 102

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

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Friday, November 8, 2002, at 10:30 a.m. at the Manitowoc
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and
3

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

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

11 A parcel of land located in the NW1/4, NE1/4, Section 4, T19N-R21E, Town of Rockland,
12 commencing at the NW Corner of said Section 4; thence easterly approximately 700 feet along the
13 centerline of Manitowoc Road; thence southerly approximately 33 feet to the south r/w of Manitowoc
14 Road which is the point of real beginning; thence continue easterly approximately 225 feet along the
15 south r/w of Manitowoc Road; thence southerly approximately 275 feet; thence westerly
16 approximately 300 feet; thence northeasterly approximately 300 feet to the point of real beginning,
17 said parcel containing approximately 1.85 acres of land, shall be and is hereby rezoned from A3
18 Agriculture to A1 Agriculture.

Dated this 19th day of November 2002.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Public Safety Committee: Supervisor Muench moved, seconded by Supervisor Henrickson, to adopt
Resolution 8 (2002/2003-103) Authorizing Domestic Preparedness Equipment Sub-Grant. Upon vote, the
motion carried unanimously.

No. 2002/2003 - 103

**RESOLUTION AUTHORIZING
DOMESTIC PREPAREDNESS EQUIPMENT SUB-GRANT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Wisconsin Emergency Management is making \$84,222 available to Manitowoc County
2 through an FY 2002 sub-grant to provide domestic preparedness equipment for local law enforcement, fire
3 departments, and emergency medical services; and
4

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

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

12 BE IT FURTHER RESOLVED that the 2002 Annual Budget is hereby amended by the amount of
13 any such grant funds awarded and that the Comptroller/Auditor is hereby directed to record such information
14 in the official books of the County for the year ending December 31, 2002, as may be required.

Dated this 19th day of November 2002.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Increases revenue and associated expenses by \$84,222.

APPROVED: Dan Fischer, County Executive.

Supervisor Muench reported PSJS Director Kay Beilke will have a two or three day dispatch training session. She also reported the Clerk of Court will have a surplus in their budget.

Miscellaneous: Supervisor Hansen moved, seconded by Supervisor Brey, to adopt Resolution 9 (2002/2003-104) Amending the Human Services Department Budget. Upon vote, the motion carried unanimously.

No. 2002/2003 - 104

RESOLUTION AMENDING HUMAN SERVICES DEPARTMENT BUDGET

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS

1 WHEREAS, each November the County Board adopts an operating budget for each county
2 department for the following year; and
3

4 WHEREAS, the Manitowoc County Human Services Department receives its funding from a variety
5 of sources, including the State of Wisconsin; and
6

7 WHEREAS, the State of Wisconsin amended its contract with the Human Services Department
8 during calendar year 2002; and
9

10 WHEREAS, the Manitowoc County Human Services Department revenues and expenditures have
11 changed as shown on the attached schedule; and
12

13 WHEREAS, the Finance Committee and the Manitowoc County Board must grant their approval in
14 order to modify the budget for 2002 and increase the spending authority of the Manitowoc County Human
15 Services Department; and
16

17 WHEREAS, the Finance Committee, having reviewed the recommendation of the Human Services
18 Board, recommends that the County Board approve the modifications to the 2002 Human Services
19 Department budget which are shown on the attached schedule;
20

21 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that the
22 2002 Annual Budget is hereby amended by the amounts shown on the attached schedule and that the
23 Comptroller/Auditor is hereby directed to record such information in the official books of the County for the
24 year ending December 31, 2002, as may be required.

Dated this 19th day of November 2002.

Respectfully submitted by the Human Services Board.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: No tax levy impact. Increases net budgeted revenues and net budgeted expenditures by \$240,139.

APPROVED: Dan Fischer, County Executive.

MANITOWOC COUNTY
HUMAN SERVICES DEPARTMENT
2002 BUDGET AMENDMENT

Account No.	Account Name	Change	New Amount
43060.52338	Treatment Foster Care Respite	- \$ 10,000	\$ 5,000
45065.52310	Crisis Respite Day Care	+ \$ 10,000	\$ 28,000
45062.43560.63	Kinship Care Revenue	+ \$ 52,564	\$ 111,160
45062.55022	Kinship Care Benefits	+ \$ 52,564	\$ 111,160
45062.43560.68	Children/Family Incentives	+ \$ 10,284	\$ 94,284
45067.52393	Flexible Alternative Services	+ \$ 10,284	\$ 10,284
45066.46639	Lincoln Hills Reimbursement	+ \$ 5,000	\$ 5,000
45066.52315	Lincoln Hills Expense	+ \$ 5,000	\$ 740,734
43069.43560.34	IMD OBRA Relocations	+ \$ 3,117	\$ 28,117
43069.52377	IMD/OBRA Relocation Expense	+ \$ 3,117	\$ 28,117
43069.43560.80	CSP Wait List Grant Rev.	+ \$ 34,650	\$ 34,650
43069.52175	CSP Wait List Grant Expense	+ \$ 34,650	\$ 34,650
43070.43560.66	Brain Injury Waiver Rev.	+ \$ 106,014	\$ 145,673
43070.52371	Brain Injury Waiver Expense	+ \$ 106,014	\$ 142,068
43370.43560.35	Family Support Revenue	+ \$ 9,772	\$ 77,626
43370.52341	Family Support Expense	+ \$ 9,772	\$ 77,626
45172.51200	Pers. Care Wages	- \$ 101,557	\$ 25,661
45172.51551	Personal Care FICA	+ \$ 812	\$ 1,963
45172.51552	Personal Care WI Retirement	+ \$ 912	\$ 2,462
45172.51554	Pers. Care Health Ins.	+ \$ 3,537	\$ 3,537
45172.51555	Pers. Care Life Ins.	+ \$ 11	\$ 11
45172.51600	Pers. Care Worker's Comp.	+ \$ 62	\$ 167
45172.52352	Pers. Care Services	+ \$ 96,223	\$ 865,463

44374.43560.67	W-2 Day Care Revenue	+	\$	18,738	\$	38,738
44374.55343	W-2 Day Care Operations	+	\$	18,738	\$	38,738
44374.53037	W-2 Mileage/HSD Board	-	\$	1,800	\$	0
44374.53038	W-2 Mileage	+	\$	1,800	\$	1,800

Increase in Revenues:	\$	240,139
Increase in Expenditures:	\$	240,139
NET BUDGET CHANGE:	\$	0

Supervisor Behnke moved, seconded by Supervisor Lambert, to adopt Resolution 10 (2002/2003-105) Approving the Town of Newton Zoning Ordinance for Gerald Barnes. Upon vote, the motion carried with 23 ayes and 2 noes. Supervisors Rasmussen and Rappe voted no; all others voted aye.

No. 2002/2003 - 105

**RESOLUTION APPROVING TOWN OF NEWTON ZONING ORDINANCE
(Gerald Barnes)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

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

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

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

10
11 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
12 approves the Town of Newton zoning ordinance which was adopted by the Town Board of the Town of
13 Newton on November 13, 2002, for Gerald Barnes.

Dated this 19th day of November 2002.

Respectfully submitted by Kevin L. Behnke, Supervisor.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Chairperson announced a recess at 8:35 P.M. The Board reconvened at 9:30 P.M.

Other Business, Including Further Consideration of Budget Matters: County Executive Dan Fischer

explained the effect of the budget amendments to the Sheriff's Department and Coroner's Department and reasons why they should be reinstated. He also stated he has six days to veto any County Board actions. Discussion followed.

Corporation Counsel Steve Rollins explained the budget has been adopted with a series of amendments. The Board could move to bring back the budget as a whole with the amendments. Discussion followed.

Motion by Supervisor Dobbs, seconded by Supervisor Hansen, to reconsider the 2003 budget as a whole. Upon discussion and vote, the motion carried with 14 ayes, & 11 noes. Supervisors Muench, Skubal, Rasmussen, Rappe, Dufek, Lambert, Behnke, Graunke, Brey, Nate and Geimer voted no; all others voted aye.

Motion by Supervisor Dobbs, seconded by Supervisor Kocourek, to restore the \$26,000 in the Sheriff's Department overtime budget. Upon discussion and vote, the motion carried with 18 ayes, & 7 noes. Supervisors Skubal, Rasmussen, Dufek, Behnke, Graunke, Brey and Geimer voted no; all others voted aye.

Motion by Supervisor Brey, seconded by Supervisor Dobbs, to recommend passage of the 2003 budget as amended. Upon vote, the motion carried with 21 ayes, & 4 noes. Supervisors Sloan, Dufek, Dobbs and Mueller voted no; all others voted aye.

Supervisor Swade moved to adjourn. Supervisor Nate seconded, and the motion was adopted by acclamation. The meeting was adjourned at 10:13 P.M.

Respectfully submitted,

Char Peterson, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

December 17, 2002

Tuesday, 7:00 P.M.

Pursuant to Wis. Stats. § 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the University of Wisconsin - Manitowoc County, in the City of Manitowoc, being the 17th day of December, 2002, for the purpose of transacting business as a Board of Supervisors.

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

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

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

The County Clerk announced a correction to the November 17, 2002 minutes. On page three, paragraph 10, line one, it should read "Supervisor Behnke moved." On motion by Supervisor Brey, seconded by Supervisor Behnke, the November 17, 2002 meeting minutes were approved on a unanimous vote.

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

Chairperson Markwardt declared public input open at 7:07 P.M. There was no one present who wished to speak and public input was closed.

REPORTS OF COUNTY SUPERVISORS, OFFICERS AND DEPARTMENTS DIRECTORS

County Executive Dan Fischer announced a resignation on the Lester Library Board. If anyone is interested in serving on this board, please let him know. He highlighted dairy and agricultural issues in Manitowoc County. The Board of Adjustment held a recent hearing regarding the proposed feedlot in the Town of Gibson. Soil and Water Director, Tom Ward, held a "listening session" for an expansion on a farm in the Town of Centerville from 2000 to 6000 cows. He explained permits would have be issued from the Soil and Water Department for manure disposal and from the DNR for control of water pollution. The County must determine if its ordinances meet the needs of society and whether the people and environment are protected. He will be creating a task force to look at these issues and asked citizens to let him know if they would like to participate. He also discussed issues being worked on with Joint Dispatch.

Supervisor Lambert highlighted the accomplishments and solutions the Strategic Planning Work Group 1 has been working on including 1) How to be more effective and efficient in providing services to Manitowoc County residents, 2) How to better educate the public, county board supervisors and employees regarding Manitowoc County programs and services, and 3) How to improve inter-governmental cooperation.

Tina Salzman, a member of the Strategic Planning Work Group 1, spoke on the goals of the work group and commented on the inter-governmental cooperation with the Municipal Officials Event held in July 2002.

Mark O Connell, Executive Director of Wisconsin Counties Association, discussed the WCA legislative agenda comprised of thirty-four items they have taken a position on including environment, road,

transportation and education issues. There is a \$2.6 billion revenue gap and he spoke on proposed solutions to alleviate this. The WCA is proposing the State review and eliminate many of the sales tax exemptions, lower the sales tax, increase the cigarette tax, and an across the board reduction of 1.7% in general purpose revenue dollars. He answered supervisors' questions.

Craig Thompson, a representative from the Wisconsin Counties Association, explained the concept of the Human Services redesign. They are looking at how the State funds Human Services for the mandates they are responsible for and have the state fully fund for these services. They proposed implementing this new concept by 2007.

APPOINTMENTS BY COUNTY EXECUTIVE:

Chairperson Markwardt recommended the appointment of Kent Reeves to the Veterans Service Commission for a three year term expiring December 2005. Supervisor Vogt moved, seconded by Supervisor Hansen, to approve the appointment. Upon vote, the motion carried unanimously.

Chairperson Markwardt recommended the appointments of Dave Greenwood, Sheila Schetter, Paul Blashka, & Tony Scherer to the Wisconsin Works Steering Committee for three year terms expiring December 2005. Supervisor Rasmussen moved, seconded by Supervisor Barnes, to approve the appointments. Upon vote, the motion carried unanimously.

Chairperson Markwardt recommended the appointments of Julie Grinde, Kerry Trask, James VandenBoom, & Kathryn Smith to the Manitowoc-Calumet Library System Board of Trustees for three year terms expiring January 2006. Supervisor Nate moved, seconded by Supervisor Graunke, to approve the appointments. Upon vote, the motion carried unanimously.

Chairperson Markwardt recommended the appointment of Jim Morrow to the Ethics Board to complete Ray Sturzl's term expiring December 2005. Supervisor Muench moved, seconded by Supervisor Behnke, to approve the appointment. Upon vote, the motion carried unanimously.

COMMITTEE REPORTS, INCLUDING PETITIONS, RESOLUTIONS & ORDINANCES:

Board of Health: Supervisor Nate reported they are working on plans to address the issues of smallpox vaccination and bio-terrorism. The telephone survey for community health assessment is complete and the information is being compiled. She also noted the flu shot is still available.

Finance Committee: Supervisor Brey moved, seconded by Supervisor Graunke, to adopt Resolution 1 (2002/2003-106) Authorizing the Issuance and Sale of \$6,185,000 Taxable Note Anticipation Notes. Comptroller Todd Reckelberg explained the MIG 1 Moody rating and answered supervisors questions. Brian Hink, Financial Analyst with R.W. Baird & Co, stated Moody's rating of MIG 1 is the highest rating that can be achieved and the interest rate of 1.8296% with a net interest cost of \$56,530.90 is excellent. Upon discussion and vote, the motion carried with 24 ayes and 1 no. Supervisor Dufek voted no; all other supervisors voted aye.

No. 2002/2003 - 106

RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF \$6,185,000 TAXABLE NOTE ANTICIPATION NOTES

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the County Board of Supervisors hereby finds and determines that it is necessary,

2 desirable and in the best interest of Manitowoc County, Wisconsin (the "County") to raise funds for the
3 purpose of paying the cost of financing the County's unfunded prior service liability contributions under the
4 Wisconsin retirement system, more specifically, to reduce the County's unfunded pension liability by
5 contributing amounts to the Public Employee Trust Fund in advance of the required payment dates, as
6 permitted and authorized by Chapter 40 of the Wisconsin Statutes (the "Contributions"), and there are
7 insufficient funds on hand to pay said costs; and
8

9 WHEREAS, the County Board of Supervisors hereby finds and determines that the Contributions
10 are within the County's power to make and therefore serve a "public purpose" as that term is defined in
11 Section 67.04(1)(b) of the Wisconsin Statutes; and
12

13 WHEREAS, counties are authorized by the provisions of Section 67.12(12) of the Wisconsin Statutes
14 to borrow money and to issue general obligation promissory notes for such public purposes; and
15

16 WHEREAS, counties are authorized by the provisions of Section 67.12(1)(b) of the Wisconsin
17 Statutes to issue municipal obligations in anticipation of receiving proceeds from bonds or notes the county
18 has authorized or covenanted to issue under Chapter 67 of the Wisconsin Statutes; and
19

20 WHEREAS, pursuant to this Resolution the County Board of Supervisors will authorize and covenant
21 to issue general obligation promissory notes (the "Securities") of the County to provide permanent financing
22 for the Contributions; provided that the County retains the right to retire said note anticipation notes from
23 other funds available to it, including proceeds derived from the issuance of general obligation refunding
24 bonds; and
25

26 WHEREAS, due to certain provisions contained in the Internal Revenue Code of 1986, as amended,
27 it is necessary to issue such note anticipation notes on a taxable rather than tax-exempt basis; and
28

29 WHEREAS, the Securities have not yet been issued or sold; and
30

31 WHEREAS, it is the finding of the County Board of Supervisors that it is necessary, desirable and
32 in the best interest of the County to provide for the issuance and sale of taxable note anticipation notes
33 pursuant to Section 67.12(1)(b), Wisconsin Statutes, in anticipation of receiving the proceeds from the
34 issuance and sale of the Securities, to provide interim financing to pay the cost of the Contributions, and it
35 is now necessary and desirable to authorize their issuance and sale; and
36

37 WHEREAS, the County Board of Supervisors heretofore has directed its financial advisor, Robert W.
38 Baird & Co. Incorporated, Milwaukee, Wisconsin ("Baird") to take the steps necessary to sell the note
39 anticipation notes to pay the cost of the Contributions; and
40

41 WHEREAS, Baird, in consultation with the officials of the County, prepared an Official Notice of
42 Sale (a copy of which is attached hereto as Exhibit A and incorporated herein by this reference) setting forth
43 the details of and the bid requirements for the aforesaid note anticipation notes and indicating that the notes
44 would be offered for public sale on December 17, 2002; and
45

46 WHEREAS, the County Clerk (in consultation with Baird) caused the Official Notice of Sale to be
47 distributed to potential bidders offering the aforesaid note anticipation notes for public sale on December 17,
48 2002; and
49

50 WHEREAS, the bids listed on the Bid Tabulation attached hereto as Exhibit B were received by the

County; and

WHEREAS, it has been determined that the bid (the "Bid") submitted by the financial institution listed first on the attached Bid Tabulation fully complies with the bid requirements set forth in the Official Notice of Sale and is deemed to be the most advantageous to the County. Baird has recommended that the County accept the Bid. A copy of said Bid submitted by such institution (the "Purchaser") is attached hereto as Exhibit C and incorporated herein by this reference;

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

Section 1. General Obligation Promissory Notes. The County hereby covenants to issue and authorizes the issuance of general obligation promissory notes pursuant to the provisions of Chapter 67 of the Wisconsin Statutes, in an amount sufficient to retire any outstanding note anticipation notes issued hereunder, for the purpose of paying the cost of the Contributions (heretofore and hereinafter, such notes shall be referred to as the "Securities").

Section 2. Authorization of the Notes. For the purpose of paying the cost of the Contributions, there shall be issued in anticipation of the issuance of the Securities, note anticipation notes pursuant to Section 67.12(1)(b) of the Wisconsin Statutes, in the principal sum of SIX MILLION ONE HUNDRED EIGHTY-FIVE THOUSAND DOLLARS (\$6,185,000). Such notes shall be designated "Taxable Note Anticipation Notes" (the "Notes").

Section 2A. Ratification of the Official Notice of Sale and Offering Materials. The County Board of Supervisors of the County hereby ratifies and approves the details of the Notes set forth in Exhibit A attached hereto as and for the details of the Notes. The Official Notice of Sale and other offering materials prepared and circulated by Baird are hereby ratified and approved in all respects. All actions taken by officers of the County and Baird in connection with the preparation and distribution of the Official Notice of Sale are hereby ratified and approved in all respects.

Section 2B. Award of the Notes. The Bid of the Purchaser offering to purchase the Notes for the sum set forth on the Bid, plus accrued interest to the date of delivery, is hereby accepted. The Notes bear interest at the rate set forth on the Bid.

Section 3. Terms of the Notes. The Notes shall be dated January 15, 2003; shall be in the denomination of \$5,000 or any integral multiple thereof; shall be numbered 1 and upward; shall bear interest at the rate and shall mature on July 15, 2003 as set forth on the debt service schedule attached hereto as Exhibit D (the "Schedule"). Interest is payable at maturity.

Section 4. Redemption Provisions. At the option of the County, the Notes shall be subject to redemption prior to maturity on April 15, 2003 or on any date thereafter. Said Notes shall be redeemable as a whole or in part by lot, at the principal amount thereof, plus accrued interest to the date of redemption.

Section 5. Form of the Notes. The Notes shall be issued in registered form and shall be executed and delivered in substantially the form attached hereto as Exhibit E and incorporated herein by this reference.

Section 6. Security. The Notes shall in no event be a general obligation of the County and do not constitute an indebtedness of the County nor a charge against its general credit or taxing power. No lien is created upon any property of the County as a result of the issuance of the Notes. The Notes shall be payable from (a) any proceeds of the Notes set aside for payment of interest on the Notes as it becomes due, and (b)

proceeds to be derived from the issuance and sale of the Securities, which proceeds are hereby declared to constitute a Special Trust Fund, hereby created and established, to be held by the County Clerk and expended solely for the payment of the principal of and interest on the Notes. The County hereby agrees that, in the event such monies are not sufficient to pay the principal of and interest on the Notes when due, if necessary, the County will pay such deficiency out of its tax levy or other available funds of the County including proceeds derived from the issuance of general obligation refunding bonds; provided, however, that such payment shall be subject to annual budgetary appropriations therefor; and provided further, that neither this Resolution nor any such payment shall be construed as constituting an obligation of the County to make any such appropriation or any further payment.

Section 7. Covenants of the County. The County hereby covenants with the holders of the Notes as follows:

- (a) It shall issue and sell the Securities as soon as practicable;
- (b) It shall segregate the proceeds derived from the sale of the Securities into a Special Trust Fund created above and constituted as a special trust fund and shall permit such Special Trust Fund to be used for no purpose other than the payment of principal of and interest on the Notes until paid; and,
- (c) It shall maintain a debt limit capacity such that the combined outstanding principal amount of general obligation bonds or notes or certificates of indebtedness of the County and the \$6,185,000 authorized for the issuance of the Securities shall at no time exceed the constitutional debt limit of the County.

Section 8. Segregated Debt Service Fund Account. There is hereby established in the County treasury a fund account separate and distinct from all other funds or accounts of the County designated "Debt Service Fund Account for \$6,185,000 Manitowoc County Taxable Note Anticipation Notes, dated January 15, 2003", which fund account shall be used solely for the purpose of paying the principal of and interest on the Notes. There shall be deposited in said fund account (i) all accrued interest paid on the Notes at the time the Notes are delivered to the Purchaser; (ii) any proceeds of the Notes representing capitalized interest on the Notes and deposited in the Borrowed Money Fund (hereinafter created), as needed to pay the interest on the Notes when due; (iii) proceeds of the Securities (or other obligations of the County issued to pay principal of or interest on the Notes) to the extent necessary to pay principal of or interest on the Notes; (iv) such other sums, including tax monies, as may be necessary at any time to pay principal of and interest on the Notes when due and which are appropriated by the County Board of Supervisors for that purpose; and (v) surplus monies in the Borrowed Money Fund as specified in Section 10 hereof. Said Fund shall be used for the sole purpose of paying the principal of and interest on the Notes and shall be maintained for such purpose until such indebtedness is fully paid or otherwise extinguished.

Section 9. Segregated Borrowed Money Fund; Reimbursement. The proceeds of the Notes (the "Note Proceeds"), other than any premium and accrued interest which must be paid at the time of delivery of the Notes into the Debt Service Fund Account created above, shall be deposited into an account separate and distinct from all other funds and accounts and disbursed solely for the purposes for which borrowed or for the payment of the principal of and interest on the Notes. Said proceeds may be temporarily invested in legal investments in the manner set forth below.

The Comptroller/Auditor is authorized and directed to pay the Contributions at such times (prior to or after receipt of the Note Proceeds) as he determines will maximize the financial benefit to the County. The

County declares its reasonable expectation to reimburse itself from the Note Proceeds for expenditures relating to the Contributions which it pays from other funds of the County prior to receipt of the Note Proceeds.

Section 10. Execution of the Notes. The Notes shall be prepared in typewritten or printed form, executed on behalf of the County by the manual or facsimile signatures of the Chairperson and County Clerk, authenticated, if required, by its fiscal agent, if any, sealed with its official or corporate seal, if any, or a facsimile thereof and delivered to the Purchaser upon payment to the County of the purchase price thereof, plus accrued interest to the date of delivery. In the event that either of the officers whose signatures appear on the Notes shall cease to be such officers before the delivery of the Notes, such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as if they had remained in office until such delivery. The aforesaid officers are hereby authorized to do all acts and execute all documents as may be necessary and convenient to effectuate the Closing.

Section 11. Payment of the Notes. The principal of and interest on the Notes shall be paid in lawful money of the United States of America by the County Clerk or County Treasurer.

Section 12. Persons Treated as Owners; Transfer of Notes; Record Date. The County shall keep books for the registration and for the transfer of the Notes. The persons in whose name any Note shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Note shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Note to the extent of the sum or sums so paid.

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

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

The last day of each calendar month next preceding each interest payment date shall be the record date for the Notes. Payment of interest on the Notes on any interest payment date shall be made to the registered owners of the Notes as they appear on the registration book of the County at the close of business on the corresponding record date.

Section 13. 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 previously executed on behalf of the County and on file in the County Clerk's office.

Section 14. Undertaking to Provide Continuing Disclosure. The County hereby covenants and agrees, for the benefit of the holders of the Notes, to enter into a written undertaking (the "Undertaking") required by SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the "Rule") to provide timely notices of the occurrence of certain

198 events in accordance with the Rule. This Undertaking shall be enforceable by the holders of the Notes or by
199 the Purchaser on behalf of such holders (provided that the rights of the holders and the Purchaser to enforce
200 the Undertaking shall be limited to a right to obtain specific performance of the obligations hereunder and
201 any failure by the County to comply with the provision of this Undertaking shall not be an event of default
202 with respect to the Notes).

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

207
208 Section 15. Recording of Financial Information. The Comptroller/Auditor is hereby directed to
209 record such information in the official books of the County for the years ending December 31, 2002, or
210 December 31, 2003, or both, as may be required to effect the purpose of this Resolution.

211
212 Section 16. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other
213 actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall
214 be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more
215 provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not
216 affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval
217 in the manner provided by law.

Dated this 17th day of December 2002.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Reduces total cost of unfunded pension liability by an estimated \$15 million by
2029 by transferring up to \$25,513 for interest costs and by securing permanent
refinancing for the \$6,185,000 anticipation note.

APPROVED: Dan Fischer, County Executive.

Supervisor Brey moved, seconded by Supervisor Graunke, to adopt Resolution 2 (2002/2003-107)
Authorizing Payments to Wisconsin Retirement System. Upon discussion and vote, the motion carried
unanimously.

No. 2002/2003 - 107

**RESOLUTION AUTHORIZING PAYMENTS
TO WISCONSIN RETIREMENT SYSTEM**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County participates in the Wisconsin Retirement System (WRS) and makes
2 contributions to WRS based on wages that are paid in accordance with the county's various collective
3 bargaining agreements; and
4

5 WHEREAS, the county has reached tentative agreements on wages with four of its bargaining units,
6 but will not have new collective bargaining agreements in place by the end of the year; and
7

8 WHEREAS, the county will be required to make retroactive wage payments in 2003 as a result of
9 the new collective bargaining agreements and will incur an interest liability to WRS as a result of those
10 retroactive wage payments; and

11
12 WHEREAS, the county can avoid or reduce its interest liability by making contributions to WRS
13 during the current year for credit against the amount due WRS as a result of the retroactive wage payments;
14

15 WHEREAS, the county is able to determine the amount of retroactive wages and the corresponding
16 contributions that are due WRS for 2002 as a result of the tentative agreements; and
17

18 WHEREAS, sound financial planning dictates that the county should take appropriate action to
19 eliminate or reduce interest payments whenever possible;
20

21 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
22 authorizes the Comptroller/Auditor to make contributions to WRS during 2002 based on the tentative
23 agreements on wages that have been reached with the four bargaining units.

Dated this 17th day of December 2002.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Payment of 2002 contributions before December 31, 2002, will save the county
approximately \$8 in interest per day until the contracts are settled and retroactive
wages are paid.

APPROVED: Dan Fischer, County Executive.

Supervisor Brey reported the Finance Committee voted at their last meeting to restore \$15,000 to the
Coroners budget. It was also noted she will provide a progress report when she is unable to attend her
committee meeting.

Health Care Center: Supervisor Behnke reported they toured the Health Care Center construction project last
Tuesday and it is on schedule. They will be looking at the high absenteeism and overtime issues to find ways
to alleviate these problems.

Highway Committee: Supervisor Lambert moved, seconded by Supervisor Sloan, to adopt Resolution 3
(2002/2003-108) Authorizing a Four-Way Stop in the City of Two Rivers. Upon vote, the motion carried
unanimously.

No. 2002/2003 - 108

**RESOLUTION AUTHORIZING A FOUR-WAY
STOP IN THE CITY OF TWO RIVERS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Wis. Stat. § 349.07(8) authorizes Manitowoc County to install stop signs and traffic
2 signals at intersections on highways over which it has exclusive jurisdiction; and
3

4 WHEREAS, based on a traffic investigation made by the Manitowoc County Traffic and Safety
5 Committee, the Highway Committee recommends the installation of a four-way stop at the intersection of
6 CTH "VV" and Bellevue Street in the City of Two Rivers;

7
8 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that a
9 four-way stop may be installed at the intersection of CTH "VV" and Bellevue Street in the City of Two
10 Rivers; that the County Clerk shall send a copy of this resolution to the Sheriff's Department and the City of
11 Two Rivers Police Department; and that the Highway Department shall erect such signs as may be required
12 and necessary to implement this resolution.

Dated this 17th day of December 2002.

Respectfully submitted by the Highway Committee.

FISCAL IMPACT: \$200.00 for erecting signage.

APPROVED: Dan Fischer, County Executive.

Supervisor Lambert moved, seconded by Supervisor Bundy, to adopt Resolution 4 (2002/2003-109)
Authorizing a Joint Construction Agreement on West Custer Street. Upon discussion and vote, the motion
carried unanimously.

No. 2002/2003 - 109

**RESOLUTION AUTHORIZING JOINT CONSTRUCTION AGREEMENT
(WEST CUSTER STREET)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the County of Manitowoc ("County") presently has jurisdictional control over that
2 portion of West Custer Street in the City of Manitowoc ("City") that is located between South Alverno Road
3 and South Rapids Road; and

4
5 WHEREAS, the County and City believe that it would be to their mutual benefit to cooperate on a
6 joint construction project to make repairs and improvements to that portion of West Custer Street and to
7 ultimately transfer jurisdictional control over that portion of West Custer Street to the City; and

8
9 WHEREAS, certain STP Urban Funds are available to County and City for such a joint construction
10 project;

11
12 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that the
13 County Board Chair and the County Clerk are authorized to enter into the Joint Construction Agreement with
14 the City of Manitowoc, a copy of which is attached hereto and incorporated herein by reference.

Dated this 17th day of December 2002.

Respectfully submitted by the Highway Committee.

FISCAL IMPACT: Total cost of the project is estimated at \$1,750,000. Federal and state funds will pay
80% (\$1,400,000). The remaining 20% will be split between the county and the

city, with the county paying two-thirds (\$233,345) and the city paying one-third (\$116,655). The county's share is included in the adopted 2003 budget.

APPROVED: Dan Fischer, County Executive.

Supervisor Lambert moved, seconded by Supervisor Rappe, to adopt Resolution 5 (2002/2003-110) Authorizing Out-Of-State Travel for Gary Kennedy. Upon discussion and vote, the motion carried with 24 ayes and 1 no. Supervisor Graunke voted no; all other supervisors voted aye.

No. 2002/2003 - 110

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL
(Gary Kennedy)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Transportation Development Association is sponsoring a meeting in Washington,
2 D.C. on February 25-26, 2003, to provide for direct communication and interaction with members of the U.
3 S. Congress on topics of importance to Wisconsin transportation; and
4

5 WHEREAS, the Wisconsin Counties Highway Association (WCHA) encourages its Board of
6 Directors and Executive Committee members to attend this meeting on behalf of the counties represented by
7 the organization and has authorized the reimbursement of all necessary expenses for Executive Committee
8 members attending this meeting; and
9

10 WHEREAS, Manitowoc County Highway Commissioner Gary Kennedy presently serves as WCHA
11 State President, is a member of the WCHA Board of Directors and Executive Committee, and chairs the
12 WCHA Legislative Committee; and
13

14 WHEREAS, the Manitowoc County Highway Committee has determined that it would be
15 advantageous to WCHA, Manitowoc County, and the Highway Department to have Highway Commissioner
16 Kennedy attend this meeting;
17

18 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
19 authorizes Gary Kennedy to attend the TDA meeting in Washington, D.C. on February 25- 26, 2003, with
20 the understanding that all expenses will be reimbursed by the Wisconsin Counties Highway Association.

Dated this 17th day of December 2002.

Respectfully submitted by the Highway Committee.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Human Services Board: Supervisor Hansen announced they have substantial savings in their budget so far with two months to go and hope to return some money to the budget. Also, there is still a vacancy on their board.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Nate reported the Wisconsin Land & Water Conservation Association Conference was a success with proceeds from the auction totaling \$5,975.00. The association endorsed a resolution supporting federal legislation to protect the fresh water resources of our lakes. There was a good turnout for a forum, that was sponsored by the UW-Extension Office, on issues relating to dairy and livestock expansions in Manitowoc County.

Supervisor Nate moved, seconded by Supervisor Vander Bloomen, to adopt Resolution 6 (2002/2003-111) Amending the 2002 Budget (Aging Resource Center). Upon vote, the motion carried unanimously.

No. 2002/2003 - 111

**RESOLUTION AMENDING 2002 BUDGET
(AGING RESOURCE CENTER)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Bay Area Agency on Aging has changed the formula allocating USDA funds
2 between the Agency and the Manitowoc County Aging Resource Center; and
3

4 WHEREAS, the Natural Resources and Education Committee recommends that the Manitowoc
5 County Board of Supervisors approve the following modifications to the 2002 Budget:
6

7	Revenue or	Account	
8	Expense	Number	Amount
9			
10	Revenue	46100.43566.04	+ 1,351
11	Expense	46100.52505	+ 1,351
12			

13 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that the
14 2002 Annual Budget is hereby amended by the amounts shown above and that the Comptroller/Auditor is
15 hereby directed to record such information in the official books of the County for the year ending December
16 31, 2002, as may be required.

Dated this 17th day of December 2002.

Respectfully submitted by the Natural Resources & Education Committee.

FISCAL IMPACT: No tax levy impact. Increases budgeted revenue and expenses by \$1,351.

APPROVED: Dan Fischer, County Executive.

Legislative Review Committee: Supervisor Dobbs stated it was good to hear from the Wisconsin Counties Association and noted the change in leadership at the state level coming up on January 2003.

Personnel Committee: Supervisor Vogt reported six positions are being held open at the Highway Department. Also, there are four AFSCME contracts that will be going to arbitration. The only issue separating the unions and County is subcontracting language. The Personnel Department attempted to enact early implementation of the drug card, but the unions declined.

Supervisor Vogt moved, seconded by Supervisor Nate, to adopt Resolution 7 (2002/2003-112) Increasing Regular Non-Represented Employee Compensation. Upon vote, the motion carried unanimously.

No. 2002/2003 - 112

**RESOLUTION INCREASING REGULAR
NON-REPRESENTED EMPLOYEE COMPENSATION**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Board of Supervisors has adopted a compensation plan for non-
2 represented employees that compensates these employees in a fair and equitable manner; and
3

4 WHEREAS, all non-represented employees receive annual performance evaluations to ensure that
5 employees are fulfilling the essential functions of the positions they hold; and
6

7 WHEREAS, the elected offices of Clerk of Court, Coroner, County Clerk, Register of Deeds,
8 Sheriff, and Treasurer received a 3.0% wage increase effective January 1, 2003; and
9

10 WHEREAS, all 2003 collective bargaining agreements include a 3.0% wage increase effective
11 January 1, 2003; and
12

13 WHEREAS, a wage increase of 3.0% and the associated FICA and WRS costs have has been
14 incorporated into the 2003 budget;
15

16 NOW, THEREFORE, BE IT RESOLVED that the non-represented wage schedule is increased across-
17 the-board by 3.0% effective January 1, 2003; and
18

19 BE IT FURTHER RESOLVED that non-represented positions listed on the attached sheets shall
20 receive the 3.0% across-the-board wage increase effective January 1, 2003; and
21

22 BE IT FURTHER RESOLVED that those employees still serving their probationary period on January
23 1, 2003, shall be receive the 3.0% across-the-board increase effective upon the successful completion of their
24 probationary period.

Dated this 17th day of December 2002.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT:	Wages	\$179,664.50
	FICA	\$ 13,774.34
	WRS	\$ 20,693.76
	Total	\$214,132.60

APPROVED: Dan Fischer, County Executive.

Public Safety Committee: Supervisor Muench reported squad car bids were opened and seven cars will be purchased. Emergency Management Director Nancy Crowley will hold a Kewaunee Nuclear Plant Exercise

in September 2003. The City of Kiel will be on board with PSJS on January 4, 2003.

Miscellaneous: Supervisor Hansen moved, seconded by Supervisor Brey, to adopt Resolution 8 (2002/2003-113) Establishing 2003 Fees for the Intoxicated Driver Program Collected by the Manitowoc County Human Services Department. Upon discussion and vote, the motion carried unanimously.

No. 2002/2003 - 113

**RESOLUTION ESTABLISHING
INTOXICATED DRIVER PROGRAM FEES**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Human Services Department conducts an Intoxicated Driver Program and presently
2 charges an initial assessment fee of \$200 pursuant to Wis. Stat. § 46.03(18)(f) and Wis. Admin. Code § HFS
3 1.04(1)(g); and
4

5 WHEREAS, the Human Services Board has reviewed and analyzed fees charged by several other
6 counties in connection with the Intoxicated Driver Program, believes that it is in the county's interest to
7 charge additional fees, and recommends that the county board adopt the fee schedule which is attached as
8 Exhibit A; and
9

10 WHEREAS, the Finance Committee has reviewed the fee schedule and concurs in the recommendation
11 that it be adopted;
12

13 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors approves
14 the fee schedule which is attached as Exhibit A and incorporated herein by reference to be effective January
15 1, 2003.

Dated this 17th day of December 2002.

Respectfully submitted by the Human Services Board.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Increases revenue by an estimated \$2,500 as included in the 2003 Budget.

APPROVED: Dan Fischer, County Executive.

EXHIBIT A

**MANITOWOC COUNTY HUMAN SERVICES DEPARTMENT
INTOXICATED DRIVER PROGRAM
FEE SCHEDULE**

Assessment	\$ 200
Amended Plan	\$ 40
Driver's Safety Plan extension	\$ 40
Late Fee	\$ 10

Missed appointment	\$ 100
Paperwork Transfer	\$ 30
Reinstatement	\$ 40

Supervisor Markwardt moved, seconded by Supervisor Sloan, to adopt Resolution 9 (2002/2003-114) on the Passing of Stanely Zielanis. Upon vote, the motion carried unanimously.

No. 2002/2003 - 114

RESOLUTION ON THE PASSING OF STANLEY ZIELANIS

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

WHEREAS, Stanley Zielanis passed away on Monday, November 4, 2002, at the age of 97; and

WHEREAS, Stanley Zielanis was born on a farm near Thorp, Wisconsin on May 7, 1905; graduated from Eau Claire Normal School and U.W. Stevens Point; and received a master of science degree from the University of Wisconsin-Madison; and

WHEREAS, Stanley Zielanis served as Superintendent of Schools in Kiel for 23 years; and

WHEREAS, Stanley Zielanis was very active in local and county government; served the City of Kiel as an Alderperson for eight years; served as Mayor of Kiel for two years; served on the Manitowoc County Board of Supervisors from 1974 to 1978; and was member of the County Board's Finance and Budget Committee; and

WHEREAS, Stanley Zielanis contributed many hours to improving the quality of life within the area, he provided citizens with leadership, and his door was always open to those who needed guidance; and

WHEREAS, the Manitowoc County Board of Supervisors shares with the family and friends of Stanley W. Zielanis' in his loss;

NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors hereby commemorates the life of Stanley W. Zielanis and expresses its condolences to his family; and

BE IT FURTHER RESOLVED that a copy of this resolution shall be provided to the family of Stanley W. Zielanis.

Dated this 17th day of December 2002.

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

APPROVED: Dan Fischer, County Executive.

Supervisor Behnke moved to adjourn. Supervisor Rasmussen seconded, and the motion was adopted by acclamation. The meeting was adjourned at 8:58 P.M.

Respectfully submitted,
Char Peterson, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

January 21, 2003

Tuesday, 7:00 P.M.

Pursuant to Wis. Stat. Section 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the UW-Manitowoc, 705 Viebahn St, in the City of Manitowoc, being the 21st day of January, 2003 for the purpose of transacting business as a Board of Supervisors.

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

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

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

On motion by Supervisor Sloan, seconded by Supervisor Brey, the December 17, 2002 meeting minutes were approved on a unanimous vote.

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

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

Judith Perlman, Cleveland, spoke in support of the ordinance permitting dogs in County parks. She helped establish Fisher Creek Park and spends hours in the park with her dog. She is part of a citizens group that cleans up the park and they would patrol and enforce the rules. She urged supervisors to adopt the ordinance.

Ann Pirrung, Cleveland, spoke in favor of allowing dogs in County parks. She feels Fisher Creek Park is a beautiful, valuable asset to the community and noted a drop in attendance when no dogs were allowed in the park for a time last year.

Adele Kirsch, Cleveland, urged supervisors to allow dogs in County parks. She felt it would be a loss to the community not to be able to use the park for this purpose. She asked supervisors to support the ordinance.

Fran Steffes, Howard Grove, expressed enjoyment in using Fisher Creek Park to walk her dogs and spoke in favor of allowing pets in the park.

Chairperson Markwardt declared the public input closed at 7:20 p.m.

REPORTS OF COUNTY SUPERVISORS, OFFICERS AND DEPARTMENT DIRECTORS.

County Executive Dan Fischer spoke on the appointment of Tim Thiers as Manitowoc County's Veteran Service Officer. Tim Thiers, a veteran of the United States Navy, served as Wisconsin's Outreach Program Specialist for disabled veterans. He urged supervisors to endorse Tim's appointment. He discussed inviting legislators to a meeting in March with Department Directors and Supervisors. The Evergreen Inn closing is scheduled for January 31, 2003. He announced the resignation of Supervisor Henrickson from the Manitowoc-Calumet Library Board of Trustees. If anyone is interested in serving on the board, please let him

know.

Andrea Jones, Assistant County Executive, reported on the analysis of calls and phone lines into Public Safety Joint Services. The task force looked at non-emergency calls handled by dispatch, the phone lines terminating to PSJS, and made changes relevant to the types of calls that were identified including looking at voice mail boxes, phone trees, and outbound calls.

Kay Beilke, PSJS Director, updated the Board on the consolidation of joint dispatch with the City of Kiel. On January 13, joint dispatch for the City of Kiel was implemented for third shift, weekends and holidays. They are looking at implementing Emergency Medical Dispatch on February 15th. Dr. Todd Nelson, Emergency Medical Director, is working on a policy for medical dispatching and continuing education. She answered supervisors' questions.

APPOINTMENTS BY COUNTY EXECUTIVE:

Chairperson Markwardt recommended the appointment of Supervisor Rick Henrickson to the Lester Public Library Board to complete Bob Dobbs term expiring July 1, 2004. Supervisor Schenian moved, seconded by Supervisor Muench, to approve the appointment. Upon vote, the motion carried unanimously.

Chairperson Markwardt recommended the appointments of Charles Savard, Russell Steeber, Vida J. Willins, Patricia Long and Paul M. Tikalsky to the Commission On Aging for three year terms expiring February 2006. Supervisor Dufek moved, seconded by Supervisor Henrickson, to approve the appointments. Upon vote, the motion carried unanimously.

Chairperson Markwardt recommended the appointment of Wilfred Gries to the Manitowoc County Board of Directors of the Bay Area Agency on Aging to complete Donald Glaeser's term expiring December 31, 2003. Supervisor Schenian moved, seconded by Supervisor Behnke, to approve the appointment. Upon vote, the motion carried unanimously.

Chairperson Markwardt recommended the appointment of Tim Thiers as the Veterans' Service Officer. Supervisor Brey moved, seconded by Supervisor Vogt, to approve the appointment. Upon vote, the motion carried unanimously. Chairperson Markwardt congratulated Tim Thiers and introduced him to the Board. Tim Thiers stated he is looking forward to working for the County.

COMMITTEE REPORTS, INCLUDING PETITIONS, RESOLUTIONS & ORDINANCES:

Board of Health: Supervisor Barnes reported they are looking at the Community Health Improvement Project which covers issues on tobacco use and teen pregnancy. The study was done by Leede Research and will aid in determining areas that need improvement.

Finance Committee: Supervisor Brey announced this Friday the State of Wisconsin unfunded liability debt will be paid off and the bond issue will be paid in ten years at a much lower interest rate. He congratulated everyone involved.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Hanson reported the Silver Lake Project is complete and most of the bills are paid. Next fall the fish will be killed off and the lake will be restocked. The UWEX is looking for areas to cutback due to staff reduction. Supervisor Nate reported the UWEX held the 30th annual Dairy Cattle Feeding Day on December 17 with forty farmers present. The UWEX rescheduled the Extension Advisory Committee meeting for February 4.

Supervisor Nate moved, seconded by Supervisor Vander Bloomen, to adopt Resolution 1 (2002/2003-115) Amending the 2002 Budget (Alzheimer's Family Caregiver Program) and Resolution 3 (2002/2003-116) Amending the 2002 Budget (Bay Area Agency on Aging Funding). Upon vote, the motion carried unanimously.

No. 2002/2003 - 115

**RESOLUTION AMENDING 2002 BUDGET
(ALZHEIMER'S FAMILY CAREGIVER PROGRAM)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Bay Area Agency on Aging in Green Bay, Wisconsin allocates Federal and State
2 Older Americans Act Funding to counties in its district and has allocated an additional \$3,000 to Manitowoc
3 County for 2002 programming; and
4

5 WHEREAS, the Natural Resources and Education Committee recommends that the County Board
6 amend the 2002 budget to allow for the increased revenue and to authorize corresponding increase in
7 expenditures for the Alzheimer's Family Caregiver program as shown below:
8

9	Revenue or	Account	
10	<u>Expense</u>	<u>Number</u>	<u>Amount</u>
11			
12	Revenue	46425.43566.08	\$3,000
13	Expenses	46425.52397	\$1,500
14	Expenses	46425.52399	\$1,500
15			

16 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that the
17 2002 budget is hereby amended to increase revenues and expenditures by \$3,000 and that the
18 Comptroller/Auditor is hereby directed to record such information in the official books of the County for the
19 year ending December 31, 2002, as may be required.

Dated this 21st day of January 2003.

Respectfully submitted by the Natural Resources & Education Committee.

FISCAL IMPACT: No tax levy impact. Increased budgeted revenue and expenses by \$3,000.

APPROVED: Dan Fischer, County Executive.

No. 2002/2003 - 116

**RESOLUTION AMENDING 2002 BUDGET
(BAY AREA AGENCY ON AGING FUNDING)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Bay Area Agency on Aging in Green Bay, Wisconsin allocates Federal and State
2 Older Americans Act Funding to counties in its district and has allocated an additional \$1,000 to Manitowoc

County for 2002; and

WHEREAS, the Natural Resources and Education Committee recommends that the County Board amend the 2002 budget to allow for the increased revenue and to authorize a corresponding increase in expenditures for equipment as shown below:

<u>Revenue or Expense</u>	<u>Account Number</u>	<u>Amount</u>
Revenue	46525.43566.08	\$1,000
Expenses	46425.58100	\$1,000

NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that the 2002 budget is hereby amended to increase revenues and expenditures by \$1,000 and that the Comptroller/Auditor is hereby directed to record such information in the official books of the County for the year ending December 31, 2002, as may be required.

Dated this 21st day of January 2003.

Respectfully submitted by the Natural Resources & Education Committee.

FISCAL IMPACT: No tax levy impact. Increases budgeted revenue and expenses by \$1,000.

APPROVED: Dan Fischer, County Executive.

Supervisor Nate moved, seconded by Supervisor Vander Bloomen, to adopt Resolution 2 (2002/2003-117) Regarding the Specialized Transportation Assistance Program. Upon vote, the motion carried unanimously. Supervisor Nate thanked Aging Resource Director Judy Rank for obtaining these additional funds.

No. 2002/2003 - 117

**RESOLUTION REGARDING
SPECIALIZED TRANSPORTATION ASSISTANCE PROGRAM**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

WHEREAS, 49 U.S.C. § 5310, as amended, authorizes the Federal Transit Administration to make capital grants available to private nonprofit corporations and associations and to certain local public bodies for the purpose of assisting them in providing transportation services to elderly and disabled persons; and

WHEREAS, Wis. Stat. § 85.22 provides funds for 80% capital grants to nonprofit corporations for the purpose of assisting in providing transportation services to elderly and disabled persons; and

WHEREAS, the Natural Resources & Education Committee believes that acquisition of certain capital equipment would significantly improve the ability of Manitowoc County to meet the transportation needs of its citizens, including elderly and disabled persons; and

WHEREAS, the Natural Resources & Education Committee recommends that the County Board authorize the Director of the Aging Resources Center to apply for a federal and state grant in the amount of

14 \$92,145 to apply toward the \$115,181 total needed to purchase two buses in calendar year 2004;

15
16 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that it
17 hereby authorizes the Director of the Aging Resource Center to prepare and submit an application for a
18 federal and state capital grant in the amount of \$92,145 to be used to acquire two buses in 2004 for use in
19 providing transportation for elderly and disabled persons; and
20

21 BE IT FURTHER RESOLVED, that the Director of the Aging Resource Center is directed to include
22 the costs associated with providing such transportation services under these grants in the proposed budget for
23 the Aging Resource Center for the year 2004.

Dated this 21st day of January 2003.

Respectfully submitted by the Natural Resources & Education Committee.

FISCAL IMPACT: No fiscal impact for 2003. Authorizes the Aging Resource Center Director to apply for a \$92,145 federal and state capital grant to apply toward the purchase of two buses in 2004 at a cost of \$115,181, leaving an obligation of \$23,036 to be satisfied with tax levy or carryover funds in the 2004 budget.

APPROVED: Dan Fischer, County Executive.

Legislative Study Committee: Supervisor Dobbs reported that Wisconsin Policy Research Institute conducted a study indicating a two percent increase in sales tax could increase jobs in Wisconsin.

Personnel Committee: Supervisor Vogt reported they approved a change in one FTE position at Public Safety Joint Services that has been split into two half time positions. This will give the department director more flexibility in scheduling and help reduce overtime. He also reported eighteen non-represented employees waived health insurance coverage and additional employees took alternative coverage which resulted in a savings of \$220,000 in insurance premiums. He announced arbitrators have been selected for the AFSCME unions that have not settled. It will cost \$10,800 each month in insurance premiums until the contracts are settled.

Supervisor Vogt moved, seconded by Supervisor Nate, to adopt Resolution 3A (2002/2003-118) Ratifying Tentative Agreements with Highway Department Employees Local 986, AFSCME, AFL-CIO. Upon vote, the motion carried unanimously.

No. 2002/2003 - 118

**RESOLUTION RATIFYING TENTATIVE AGREEMENTS
WITH HIGHWAY DEPARTMENT EMPLOYEES LOCAL 986, AFSCME, AFL-CIO**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Personnel Committee has negotiated tentative agreements for the 2002-2003 collective
2 bargaining agreement with the Highway Department employees represented by Local 986, AFSCME, AFL-
3 CIO; and
4

5 WHEREAS, a summary of the changes in hours, wages, and working conditions for the employees

6 represented by Local 986 has been provided to the county board; and

7
8 WHEREAS, implementation of the tentative agreements reached will reduce health insurance
9 premiums paid by the county for members of the affected bargaining unit by approximately 3.32%;

10
11 NOW, THEREFORE, BE IT RESOLVED that, contingent upon receipt of confirmation that Local 986,
12 AFSCME, AFL-CIO, has ratified implementation of the tentative agreements negotiated with the Personnel
13 Committee, the tentative agreements are ratified, confirmed, and approved with the pay schedules, benefits,
14 and terms as set forth; and

15
16 BE IT FURTHER RESOLVED that the County Executive, Personnel Committee Chair, and Personnel
17 Director are authorized to execute these tentative agreements.

Dated this 21st day of January 2003.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT:

	2002	2003
Wages	\$60,012.58	\$61,812.95
FICA	\$ 4,590.96	\$ 4,728.69
WRS	\$ 6,181.30	\$ 6,613.99
Health Insurance Changes		(\$22,052.35)
<u>Longevity Increase</u>		<u>\$13,584.08</u>
	\$70,784.84	\$64,687.36

APPROVED: Dan Fischer, County Executive

Planning & Park Commission: Supervisor Skubal moved, seconded by Supervisor Vander Bloomen, to enact Ordinance 4 (2002/2003-119) Amending Manitowoc County Code § 14.08(1) (Relating to Pet Owners Allowed to Walk Pets on County Park Property). Upon discussion and vote, the motion carried with 18 ayes and 5 noes. Supervisors Bundy, Schenian, Barnes, Dufek and Markwardt voted no; all other supervisors voted aye.

No. 2002/2003 - 119

ORDINANCE AMENDING MANITOWOC COUNTY CODE § 14.08(1)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a number of pet owners have requested that they be allowed to walk or run their pets on
2 county park property; and

3
4 WHEREAS, a public hearing was held on Tuesday, October 8, 2002, at 7:00 p.m. at the Manitowoc
5 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and

6
7 WHEREAS, the Manitowoc County Planning and Park Commission has considered the testimony
8 given at the hearing and recommends that the Manitowoc County Code be amended to permit persons to walk
9 or run their animals in county parks under certain conditions;

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

13
14 Manitowoc County Code § 14.08(1) is hereby amended as follows:

15
16 (1) ~~Pets. It shall be unlawful for any person to allow pets to be within any County Park.~~ Animals. (a)
17 It is unlawful for the owner or person having custody of any animal to allow the animal to be in a county park
18 unless the animal is under control and on a leash. No leash shall be longer than 8 feet in length.

19
20 (b) It is unlawful for the owner or person having custody of any animal to permit the animal to
21 defecate in a county park unless the owner or person immediately collects the feces, removes it from the
22 county park, and properly disposes of it. Law enforcement personnel acting in an official capacity and
23 persons with a disability who use service animals are exempt from this requirement.

EFFECTIVE DATE: This amendment shall be effective upon publication.

Dated this 21st day of January, 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Public Safety Committee: Supervisor Muench thanked Andrea Jones and Kay Beilke for excellent reports on PSJS. She reported Doug Jones has been appointed Special Prosecutor by the Judges until the Governor selects a District Attorney.

Miscellaneous: Supervisor Markwardt announced he attended the Dare graduation of fifteen students at St. Peter's in Kiel. He also announced he will be meeting with the Manitowoc Coalition to pursue a free trade zone for Manitowoc County.

Supervisor Behnke moved to adjourn. Supervisor Dufek seconded, and the motion was adopted by acclamation. The meeting was adjourned at 8:25 p.m.

Respectfully submitted,

Char Peterson, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

February 18, 2003

Tuesday, 7:00 P.M.

Pursuant to Wis. Stat. Section 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the UW-Manitowoc, 705 Viebahn St, in the City of Manitowoc, being the 18th day of February, 2003 for the purpose of transacting business as a Board of Supervisors.

The meeting was called to order by Chairperson Markwardt at 7:10 P.M.

The invocation was given by Supervisor Wagner and this was followed by the Pledge of Allegiance to the Flag led by the Kiwanis Club Boy Scout Troop 932.

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

On motion by Supervisor Behnke, seconded by Supervisor Rasmussen, the January 21, 2003 meeting minutes were approved on a unanimous vote.

The Corporation Counsel announced revisions to the agenda. Supervisor Brey moved, seconded by Supervisor Nate, to adopt the agenda as amended. Upon vote, the motion was adopted unanimously.

Chairperson Markwardt declared the public input open at 7:16 p.m.

David Ressler, Executive Director of Manitowoc-Two Rivers Chamber of Commerce, was unable to attend the meeting to speak on economic development.

Gary Vondrachek, President of Expo Inc., presented the "President's Award" to Scott Gunderson for his diligent service over the years.

Tonya Nohl, Manitowoc County Expo Events Coordinator, presented the "Special Friend of Expo Award" to Ruth Aebischer, Coordinator of the 4-H Program, for her years of outstanding service and loyalty.

Chairperson Markwardt declared the public input closed at 7:25 p.m.

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

Chairperson Markwardt moved, seconded by Supervisor Vogt, to adopt Resolution 16 (2002/2003-120) Honoring Bill Stiefvater's Contribution to Manitowoc County. Upon vote, the motion carried unanimously. Chairperson Markwardt presented the resolution to retiring Veterans' Service Officer, Bill Stiefvater who thanked the board, county veterans, and complimented the local news media for their support. He plans to remain active as a veterans' advocate.

No. 2002/2003-120

RESOLUTION HONORING BILL STIEFVATER

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Bill Stiefvater has been the Manitowoc County Veterans Service Officer since 1984 and
2 will retire from county employment on February 28, 2003; and
3

4 WHEREAS, Bill Stiefvater has been a valued employee of Manitowoc County for over 19 years, has
5 always been conscientious and hardworking in the performance of his duties, and has contributed many hours
6 of service to county government; and
7

8 WHEREAS, Bill Stiefvater has proudly served the interests of veterans by lobbying for legislation
9 providing for the employment of disabled veterans, by helping to create the Manitowoc County Veterans
10 Memorial, and by working on the development of the Cleveland Veterans Medical Clinic; and
11

12 WHEREAS, Bill Stiefvater has been active in the community and is a Life Member of American
13 Legion Post 77, Life Member of Amvets Post 99, Life Member of Polish Legion of American Veterans Post
14 214, Member of Vietnam Veterans of America Chapter 731, and Life Member of Veterans of Foreign Wars
15 Post 659; has been a member of the Amvets Legislative Committee; Amvets Civil Service
16 Employment/Homeless Committee; and VFW Civil Service/Employment Committee; and has served as All
17 State Commander for VFW Post 659; American Legion 6th District Service Officer; Amvets Civil Service
18 Employment/Homeless Committee Chair; State Commander of Polish Legion of American Veterans Post
19 214; VFW Senior Vice Commander, District Service Officer, State Honor Guard, and Civil
20 Service/Employment Committee Chair;
21

22 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors expresses
23 its sincere appreciation to Bill Stiefvater for his years of service and many important contributions to the
24 county and the community and wishes him well in all his future endeavors.

Dated this 18th day of February 2003.

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

APPROVED: Dan Fischer, County Executive.

REPORTS OF COUNTY SUPERVISORS, OFFICERS AND DEPARTMENT DIRECTORS.

County Executive Dan Fischer thanked Bill Stiefvater for a job well done. He announced the resignation of Supervisor Graunke from the Manitowoc Ice Center Board. If anyone is interested in serving on the board, please let him know. He discussed the Annual Mandates Report that was handed out to supervisors. Of the \$70,000,000 budget, less than five percent of the services Manitowoc County provides are not mandated. The report is being forwarded to Governor Doyle and state legislators. He spoke on the "letter of intent" between Manitowoc County and Commercial Horizons, LLC, noting the agreement to grant the vacated Oaks Home to Commercial Horizons Inc. in exchange for property immediately west of the real estate the County is retaining. He also explained that the cost of the Workers Compensation Program includes excess insurance, a third party administrator, and payment of claims.

APPOINTMENTS BY COUNTY EXECUTIVE:

Chairperson Markwardt recommended the appointments of Gary Shavlik and alternate Mark Juul to the Local Emergency Planning Committee for two year terms expiring March 2005. Supervisor Swade moved, seconded by Supervisor Mueller, to approve the appointments. Upon vote, the motion carried unanimously.

Chairperson Markwardt recommended the appointment of Supervisor Jan Graunke to the Manitowoc-Calumet Library System Board of Trustees to complete Supervisor Rick Henrickson's term expiring January 2005.

Supervisor Henrickson moved, seconded by Supervisor Muench, to approve the appointment. Upon vote, the motion carried unanimously.

Chairperson Markwardt recommended the appointment of Maura Yost to the Human Services Board to succeed Janice Wichlacz for a three year term expiring December 31, 2005. Supervisor Hansen moved, seconded by Supervisor Barnes, to approve the appointment. Upon vote, the motion carried unanimously.

COMMITTEE REPORTS, INCLUDING PETITIONS, RESOLUTIONS & ORDINANCES:

Board of Health: Supervisor Nate announced the Board of Health did not meet this month due to inclement weather. She gave an update on the small pox vaccine issue. The policy of the Manitowoc Health Department is no employee will participate until issues regarding the handling of compensation claims from potential adverse reactions are solved.

Finance Committee: Supervisor Brey moved, seconded by Supervisor Hansen, to adopt Resolution 1 (2002/2003-121) Authorizing the Land Records Modernization Grant Application. Upon vote, the motion carried unanimously.

No. 2002/2003 - 121

**RESOLUTION AUTHORIZING LAND RECORDS
MODERNIZATION GRANT APPLICATION**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, 1989 Wisconsin Act 31 established the Wisconsin Land Information Program, the
2 Wisconsin Land Information Board, and a mechanism for a grant program to aid local governments in
3 implementing land records modernization; and
4

5 WHEREAS, a county board that has established a Land Information Office and has a Wisconsin Land
6 Information Board approved Land Records Modernization Plan may apply for a grant; and
7

8 WHEREAS, Manitowoc County established a Land Information Office in 1989 and the Wisconsin
9 Land Information Board approved an updated Manitowoc County Land Records Modernization Plan on
10 December 19, 2000; and
11

12 WHEREAS, Manitowoc County is now eligible to receive a grant not to exceed \$125,660; and
13

14 WHEREAS, the Manitowoc County Land Records Committee believes that receipt of such a grant
15 would benefit activities in the County related to land records modernization;
16

17 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Land Information
18 Office/Register of Deeds is hereby authorized to submit an application on behalf of Manitowoc County to
19 the Wisconsin Land Information Board for a grant in an amount not to exceed \$125,660 to use for land
20 records modernization, to accept any grant funds that are provided by the Wisconsin Land Information Board,
21 to enter into a grant agreement for Manitowoc County to act as a host agency, and to account for all such
22 funds in accordance with applicable grant conditions; and
23

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

26 in order to amend the 2003 Budget to show the changes in revenue and expenditures that result from the
27 acceptance of such grant funds.

Dated this 18th day of February 2003.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Increases revenues and expenditures by equal amounts not to exceed \$125,660.

APPROVED: Dan Fischer, County Executive.

Supervisor Brey moved, seconded by Supervisor VanderBloomen, to adopt Resolution 2 (2002/2003-122) Reauthorizing Workers Compensation Self-Insurance. Upon vote, the motion carried unanimously.

No. 2002/2003-122

**RESOLUTION REAUTHORIZING
WORKERS COMPENSATION SELF-INSURANCE**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the County of Manitowoc is a qualified political subdivision of the State of Wisconsin;
2 and
3

4 WHEREAS, the Wisconsin Worker's Compensation Act (Act) provides that employers covered by the
5 Act either insure their liability with worker's compensation insurance carriers authorized to do business in
6 Wisconsin or be exempted from insuring liabilities with a carrier and by assuming the responsibility for their
7 own worker's compensation risk and payment; and
8

9 WHEREAS, the County's cost to self insure the worker's compensation program has saved a
10 considerable amount of money over the past several years and should continue to do so; and
11

12 WHEREAS, the Finance Committee has approved continuation of the self-insured worker's
13 compensation program in compliance with Wis. Admin. Code § DWD 80.60(3);
14

15 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that
16 Manitowoc County shall continue to provide the self-insured worker's compensation program that is currently
17 in effect and that the County Clerk is directed to forward certified copies of this resolution to the Wisconsin
18 Department of Workforce Development, Worker's Compensation Division.

Dated this 18th day of February 2003.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Supervisor Brey moved, seconded by Supervisor Vogt, to adopt Resolution 3 (2002/2003-123) Opposing Taxpayer Subsidy for Lake Express, LLC. Upon discussion and vote, the motion carried with 20 ayes and 2 noes. Supervisors Rasmussen and Dufek voted no; all other supervisors vote aye.

No. 2002/2003 - 123

RESOLUTION OPPOSING TAXPAYER SUBSIDY FOR LAKE EXPRESS, LLC

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, The Lake Michigan Carferry Service, Inc. has successfully provided cross-lake car ferry
2 service between Manitowoc, Wisconsin, and Ludington, Michigan, as a privately owned business since May
3 18, 1992; and
4

5 WHEREAS, The Lake Michigan Carferry Service, Inc. began and continues to operate as a successful
6 privately owned business with no taxpayer subsidy from federal, state, or local governmental units; and
7

8 WHEREAS, The Lake Michigan Carferry Service, Inc. provides employment for 260 people; and
9

10 WHEREAS, The Lake Michigan Carferry Service, Inc. brings about 140,000 passengers through the
11 port of Manitowoc during its sailing season from May to October each year, has an annual economic impact
12 on the Manitowoc area of about 17 million dollars, and provides indirect employment benefits for thousands
13 of Wisconsin citizens; and
14

15 WHEREAS, Lake Express, LLC has applied for loan guarantees and other taxpayer subsidies from the
16 U.S. Department of Transportation, Maritime Administration, that would provide a significant economic
17 advantage to Lake Express, LLC in competing with the already established Lake Michigan Carferry Service,
18 Inc.; and
19

20 WHEREAS, loan guarantees and other taxpayers subsidies have been proven to be unnecessary to the
21 successful operation of car ferry service on Lake Michigan, are not consistent with the principles of the free
22 enterprise system, would allow Lake Express, LLC to unfairly compete with an established private enterprise
23 that already provides car ferry service, would adversely affect The Lake Michigan Carferry Service, Inc., and
24 would adversely affect the local economies of the ports of Manitowoc, Wisconsin, and Ludington, Michigan;
25

26 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that it
27 strongly opposes any taxpayer subsidy in the form of grants, loans, or loan guarantees for the purpose of
28 benefitting Lake Express, LLC, or any other proposed car ferry service on Lake Michigan that would enable
29 them to unfairly compete for business against existing, successfully operating private enterprises, such as The
30 Lake Michigan Carferry Service, Inc.; and
31

32 BE IT FURTHER RESOLVED that the County Clerk is directed to provide a certified copy of this
33 resolution to President George W. Bush, Senator Herb Kohl, Senator Russell Feingold, and Congressman
34 Tom Petri.

Dated this 18th day of February 2003.

Respectfully submitted by the Finance Committee.

APPROVED: Dan Fischer, County Executive.

Supervisor Brey reported the anticipated bond for the unfunded liability will be reduced to \$4,855,000. To reduce the bond, \$369,000 will be taken from the general fund and \$1,200,000 from IGT payments received by the Health Care Center for this purpose.

Health Care Center Committee: Supervisor Behnke announced they are looking for volunteers to drive vans for transporting patients to the new facility on June 18th..

Human Services Board: Supervisor Hansen welcomed Maura Yost to the Human Services Board. He reported they are discussing options for an alternative school with a 24 hour home environment. He discussed the Job Center being used extensively in the next months. They will be taking advantage of grant money that is available for training displaced workers.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Nate reported they are proceeding with final reviews for the 4-H and Youth Development position. Department Director Judy Rank is working on the Cleveland Nutrition Site and Transportation Contract. A Water Quality Program held on February 11 was attended by County Executive Dan Fischer and members of the board.

Supervisor Nate moved, seconded by Supervisor Hansen, to adopt Resolution 4 (2002/2003-124) Authorizing Sponsorship of the Wisconsin Conservation Corps Program. Upon vote, the motion carried unanimously.

No. 2002/2003 - 124

**RESOLUTION AUTHORIZING SPONSORSHIP OF
WISCONSIN CONSERVATION CORPS PROGRAM**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Wisconsin Conservation Corps (WCC) crew performs meaningful projects enhancing
2 and protecting the natural resources of Manitowoc County; and
3

4 WHEREAS, the WCC program will help local unemployed young adults develop work skills,
5 discipline, and an appreciation and better understanding of the natural resources of Manitowoc County
6 through meaningful work experience and training opportunities; and
7

8 WHEREAS, the County's share for funding the WCC program has been included in the 2003
9 department budgets for the Planning and Parks Department, Public Works Department, and Soil and Water
10 Conservation Department, and should be included in proposed department budgets for 2004;
11

12 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors hereby
13 authorizes the Soil and Water Conservation Department Director to participate for the tenth year in the WCC
14 program for a fifty-two week period and to coordinate the project on behalf of the Manitowoc County
15 Planning and Park Commission, City of Two Rivers, City of Manitowoc, Village of Cleveland, County Lakes
16 Association, Boy Scouts of America Camp Rokolio, and DNR Point Beach State Forest; and
17

18 BE IT FURTHER RESOLVED that the Soil and Water Conservation Department Director is hereby
19 directed to implement the WCC project if it is approved by the WCC Board.

Dated this 18th day of February 2003.

Respectfully submitted by the Natural Resources & Education Committee.

FISCAL IMPACT:	Soil & Water:	Mileage and other supplies approximately \$500.
	Planning & Parks:	No anticipated expenses at this time.
	Public Works:	No anticipated expenses at this time.

APPROVED: Dan Fischer, County Executive.

Legislative Study Committee: Supervisor Markwardt announced the next Board meeting will be March 18 and they will be looking at a Committee of the Whole meeting to address issues concerning our legislation in Madison.

Personnel Committee: Supervisor Vogt reported they approved restructuring in the Highway Department which reduces staff to 67 FTE's for a savings of \$70,000. He announced Dr. Cahill, Clinical Psychiatrist, will be retiring at the end of the month. The Highway Department, Human Services, and Health Care Center AFSCME union arbitrators have selected dates for arbitration of the sub-contracting language. Overtime comparisons for 2001-2002 were favorable with a reduction in the Highway Department and Sheriff's Department overtime. The Health Care Center overtime remains a problem along with high absenteeism.

Supervisor Vogt moved, seconded by Supervisor Dufek, to adopt Resolution 5 (2002/2003-125) Ratifying and Adopting a Flexible Benefits Plan. Upon vote, the motion carried unanimously.

No. 2002/2003 - 125

RESOLUTION RATIFYING AND ADOPTING A FLEXIBLE BENEFITS PLAN

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

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

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

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

12 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors hereby
13 ratifies and adopts the County of Manitowoc Flexible Benefits Plan, consisting of the Flexible Benefits Plan
14 Document and component Benefit Plans and Policies, as amended and restated, effective as of January 1,
15 2003; and
16

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

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

Dated this 18th day of February 2003.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Supervisor Vogt moved, seconded by Supervisor Nate, to adopt Resolution 5a (2002/2003-126) Ratifying Tentative Agreements with the Health Care Center Employees Local 1288, AFSCME, AFL-CIO. Upon vote, the motion carried unanimously.

No. 2002/2003-126

**RESOLUTION RATIFYING TENTATIVE AGREEMENTS WITH
HEALTH CARE CENTER EMPLOYEES LOCAL 1288, AFSCME, AFL-CIO**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Personnel Committee has negotiated tentative agreements for the 2002-2003 collective
2 bargaining agreement with the Health Care Center employees represented by Local 1288, AFSCME, AFL-
3 CIO; and
4

5 WHEREAS, a summary of the changes in hours, wages, and working conditions for the employees
6 represented by Local 1288 is attached to this resolution;
7

8 WHEREAS, implementation of the tentative agreements reached will reduce health insurance
9 premiums for the employees represented by Local 1288 by approximately 3.32%;
10

11 NOW, THEREFORE, BE IT RESOLVED that, contingent upon receipt of confirmation that Local
12 1288, AFSCME, AFL-CIO, has ratified implementation of the tentative agreements negotiated with the
13 Personnel Committee, the tentative agreements are ratified, confirmed, and approved with the pay schedules,
14 benefits, and terms set forth; and
15

16 BE IT FURTHER RESOLVED that the County Executive, Personnel Committee Chair, and Personnel
17 Director are authorized to execute these tentative agreements.

Dated this 18th day of February 2003.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT:	2002	2003
Wages	\$103,590.38	\$106,698.10
FICA	\$ 7,924.66	\$ 8,162.40
WRS	\$ 10,669.81	\$ 11,416.70
Health Insurance Changes		(\$ 40,232.05)
<u>Longevity Increase</u>		<u>\$ 29,455.00</u>
	\$122,184.85	\$115,500.15

APPROVED: Dan Fischer, County Executive.

Planning & Park Commission: Supervisor Skubal moved, seconded by Supervisor Muench, to enact Ordinance 7 (2002/2003-127) Amending the Manitowoc County Zoning Map for Steve Lubner, Ordinance 9 (2002/2003-128) Amending the Manitowoc County Zoning Map for William Morgan, and Ordinance 10 (2002/2003-129) Amending the Manitowoc County Zoning Map for Jerome Wagner. Upon vote, the motion carried with 21 ayes and 1 no. Supervisor Rappe voted no; all other supervisors voted aye.

No. 2002/2003 - 127

**ORDINANCE AMENDING ZONING MAP
(Steve Lubner)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, January 27, 2003, at 7:00 p.m. at the Manitowoc
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and
3

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

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

11 A parcel of land located in the NE¼, NE¼, Section 11, T19N-R21E, Town of Rockland,
12 commencing at the NE Corner of said Section 11; thence southerly approximately 650 feet; thence
13 westerly approximately 33 feet to the west r/w of Mud Creek Road which is the point of real
14 beginning; thence continue westerly approximately 950 feet; thence southerly approximately 450
15 feet; thence easterly approximately 950 feet; thence northerly approximately 450 along the west r/w
16 of Mud Creek Road to the point of real beginning, said parcel containing approximately 9.81 acres
17 of land, shall be and is hereby rezoned from A3 Agriculture to A2 Agriculture.

Dated this 18th day of February 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

No. 2002/2003 - 128

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

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, January 27, 2003, at 7:00 p.m. at the Manitowoc
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and
3

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

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

10
11 A parcel of land located in the NE¼, NE¼, Section 21, T19N-R22E, Town of Cato, commencing at
12 the NE Corner of said Section 21; thence southerly approximately 900 feet; thence westerly
13 approximately 33 feet to the west r/w of CTH J which is the point of real beginning; thence continue
14 westerly approximately 545 feet; thence southerly approximately 400 feet; thence easterly
15 approximately 545 feet; thence northerly approximately 400 along the west r/w of CTH J to the point
16 of real beginning, said parcel containing approximately 5.00 acres of land, shall be and is hereby
17 rezoned from A3 Agriculture to A2 Agriculture; and

18
19 A parcel of land located in the NE¼, NE¼, Section 21, T19N-R22E, Town of Cato, commencing at
20 the SE¼, NE¼, corner of said Section 21; thence northerly approximately 1070 feet; thence westerly
21 approximately 33 feet to the west r/w of CTH J which is the point of real beginning; thence continue
22 westerly approximately 340 feet; thence northerly approximately 250 feet; thence easterly
23 approximately 340 feet; thence southerly approximately 250 feet along the west r/w of CTH J to the
24 point of real beginning, said parcel containing approximately 1.95 acres of land, shall be and is
25 hereby rezoned from A3 Agriculture to A1 Agriculture.

Dated this 18th day of February 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

No. 2002/2003 - 129

**ORDINANCE AMENDING ZONING MAP
(Jerome Wagner)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, January 27, 2003, at 7:00 p.m. at the Manitowoc
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and

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

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

10
11 A parcel of land located in the SE¼, SW¼, Section 18, T18N-R22E, Town of Liberty, commencing
12 at the S ¼ Corner of said Section 18; thence westerly approximately 400 feet along the north r/w of
13 Carstens Lake Road; thence northerly approximately 325 feet which is the point of real beginning;
14 thence continue northerly approximately 475 feet; thence westerly approximately 475 feet; thence
15 southerly approximately 475 feet; thence easterly approximately 475 feet to the point of real
16 beginning, said parcel containing approximately 5.17 acres of land, shall be and is hereby rezoned
17 from A3 Agriculture to A2 Agriculture.

Dated this 18th day of February 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Supervisor Skubal moved, seconded by Supervisor Mueller, to enact Ordinance 8 (2002/2003-130) Amending the Manitowoc County Zoning Map for Mark Giese. Upon vote, the motion carried with 21 ayes and 1 no. Supervisor Mueller voted no; all other supervisor voted aye.

No. 2002/2003 - 130

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

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, January 27, 2003, at 7:00 p.m. at the Manitowoc
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and
3

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

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

11 A parcel of land located in the NE¼, SE¼, Section 27, T20N-R21E, Town of Maple Grove,
12 commencing at the E ¼ Corner of said Section 27; thence southerly approximately 325 feet; thence
13 westerly approximately 33 feet to the west r/w of CTH W which is the point of real beginning; thence
14 continue westerly approximately 700 feet; thence southerly approximately 325 feet; thence easterly
15 approximately 700 feet; thence northerly approximately 325 along the west r/w of CTH W to the
16 point of real beginning, said parcel containing approximately 5.20 acres of land, shall be and is
17 hereby rezoned from A3 Agriculture to A2 Agriculture.

Dated this 18th day of February 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Supervisor Skubal reported he and Supervisor Behnke went to Madison to listen to the Governor and others speak on possible cuts in services. The Badger Care Program was overspent and there is no money left for health programs. Supervisor Behnke is concerned with problems in anticipated budget growth in the future.

Public Safety Committee: Supervisor Muench reported Emergency Medical Dispatch was implemented on February 17 and all is going well.

Supervisor Muench moved, seconded by Supervisor Henrickson, to adopt Resolution 11 (2002/2003-131) Authorizing the Domestic Preparedness Grant Application. Upon vote, the motion carried unanimously.

**RESOLUTION AUTHORIZING DOMESTIC
PREPAREDNESS GRANT APPLICATION**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Wisconsin Emergency Management is making a \$20,276 supplemental planning grant
2 award available to Manitowoc County to assist in the accomplishment of various Emergency Operations Plan
3 updates and other terrorism related activities to improve domestic preparedness; and
4

5 WHEREAS, this grant will enhance the county's capability to prepare for potential acts of terrorism
6 involving weapons of mass destruction;
7

8 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
9 authorizes the Manitowoc County Emergency Management Department to apply for and accept such grant
10 funds as may be available; that the 2003 budget is hereby amended by the amount of such grant funds that
11 are awarded and accepted; and that the Comptroller/Auditor is hereby directed to record such information in
12 the official books of the County for the year ending December 31, 2003, as may be required.

Dated this 18th day of February 2003.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Increases revenue and associated expenses by up to \$20,276
in the 2003 Emergency Management budget.

APPROVED: Dan Fischer, County Executive.

Supervisor Muench moved, seconded by Supervisor Schenian, to adopt Resolution 12 (2002/2003-132)
Authorizing the Hazardous Materials Emergency Preparedness Planning Sub-Grant. Upon vote, the motion
carried unanimously.

**RESOLUTION AUTHORIZING HAZARDOUS MATERIALS
EMERGENCY PREPAREDNESS PLANNING SUB-GRANT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Wisconsin Emergency Management has made grants available to Local Emergency
2 Planning Committees (LEPC) for hazardous materials emergency preparedness planning sub-grants in FY
3 2003; and
4

5 WHEREAS, the LEPC has submitted an application for a grant for "Plan Development for
6 Businesses/Facilities" in the amount of \$3,596 for a project that will be completed in FY 2003;
7

8 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
9 authorizes the Manitowoc County Emergency Management Director to accept Wisconsin Emergency
10 Management grant funds of up to \$3,596; that the 2003 budget is amended to increase revenues and
11 expenditures by the amount of any grant funds accepted; and that the Comptroller/Auditor is directed to
12 record such information in the official books of the County for the year ending December 31, 2003, as may
13 be required.

Dated this 18th day of February 2003.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Increases revenue and associated expenses by \$3,596.

APPROVED: Dan Fischer, County Executive.

Supervisor Muench moved, seconded by Supervisor Henrickson, to adopt Resolution 13 (2002/2003-133) Authorizing Out-Of-State Travel for Nancy Crowley. Upon vote, the motion carried unanimously.

No. 2002/2003-133

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

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Nancy H. Crowley, Manitowoc County Emergency Management Director, has been
2 invited to attend the 13th Annual National Radiological Emergency Preparedness Conference; and
3

4 WHEREAS, this conference provides a forum for dialogue among individuals who are professionally
5 involved in off-site radiological emergency preparedness program; and
6

7 WHEREAS, the Emergency Management Director acts as the county's primary emergency
8 preparedness specialist and will benefit from a conference with programs that focus on important and timely
9 issues of concern, such as the media, radiological health, radioactive waste, and current federal issues; and
10

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

14 BE IT THEREFORE RESOLVED, by the Manitowoc County Board of Supervisors that Nancy H.
15 Crowley is hereby authorized to travel out-of-state to attend the National Radiological Emergency
16 Preparedness Conference in Portland, Oregon, on March 31-April 3, 2003.

Dated this 18th day of February 2003.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: None. Conference expenses will be fully reimbursed to County by the Nuclear Management Company

APPROVED: Dan Fischer, County Executive.

Supervisor Muench moved, seconded by Supervisor Mueller, to adopt Resolution 14 (2002/2003-134) Authorizing Out-Of-State Travel for Joseph Keil. Upon vote, the motion carried unanimously.

No. 2002/2003 - 134

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL
(JOSEPH KEIL)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the International Association of Chiefs of Police (IACP), with support from the National
2 Highway Traffic Safety Administration and U.S. Department of Transportation, is sponsoring an annual training
3 conference on drugs, alcohol, and impaired driving in Baltimore, Maryland, on July 11-13, 2003; and
4

5 WHEREAS, the Drug Recognition Expert (DRE) Program has been successful in training officers to
6 detect and remove impaired drivers from our roadways, and DRE testimony has often proven effective when
7 prosecuting the impaired driver; and
8

9 WHEREAS, the Wisconsin Department of Transportation has previously trained and certified Deputy
10 Joseph Keil as a National Instructor Drug Recognition Expert and will fund 100% of the cost of the training,
11 transportation, lodging, and meals; and
12

13 WHEREAS, the Drug Recognition Expert status held by Deputy Keil allows for him to successfully train
14 Sheriff's Department officers to detect and remove impaired drivers from our roadways;
15

16 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes
17 Deputy Joseph Keil to attend the Ninth IACP DRE Training Conference on Drugs, Alcohol, and Impaired Driving
18 in Baltimore, Maryland, on July 11-13, 2003.

Dated this 18th day of February 2003.

Respectfully submitted by the Public Safety Committee.

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

APPROVED: Dan Fischer, County Executive.

Public Works Committee: Supervisor Dufek moved, seconded by Supervisor Rasmussen, to adopt Resolution
15 (2002/2003-135) Regarding the Proposed Expansion of Ridgeview Recycling and Disposal Facility. Upon
vote, the motion carried unanimously.

No. 2002/2003 - 135

**RESOLUTION REGARDING PROPOSED EXPANSION OF
RIDGEVIEW RECYCLING AND DISPOSAL FACILITY**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Waste Management of Wisconsin, Inc., which operates the Ridgeview Recycling and
2 Disposal Facility, P.O. Box 227, 6207 Hempton Lake Road, Whitelaw, Wisconsin 54247, has proposed and
3 applied for an expansion of the Ridgeview Recycling and Disposal Facility on property that is owned by Waste
4 Management of Wisconsin, Inc. and that is located in Section 26, T20N, R22E, Town of Franklin, Manitowoc
5 County, Wisconsin; and
6

7 WHEREAS, Manitowoc County, with its principal offices located at 1010 South 8th Street, Manitowoc,
8 Wisconsin 54220, is an affected municipality; and
9

10 WHEREAS, the Public Works Committee has reviewed materials relating to the proposed expansion and
11 recommends that Manitowoc County give notice that it wishes to negotiate and, if necessary, arbitrate with the
12 applicant concerning the proposed facility; and

13 WHEREAS, the Public Works Committee recommends that Manitowoc County adopt a siting resolution
14 under Wis. Stat. § 289.33(6)(a) and appoint two members to the local committee pursuant to Wis. Stat. §
15 289.33(7); and

16
17 WHEREAS, the County Executive has submitted the names of Don Markwardt and Jeff Beyer to be
18 appointed as the county's two members on the local committee;

19
20 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors adopts this
21 resolution as a siting resolution pursuant to Wis. Stat. § 289.33(6)(a); and

22
23 BE IT FURTHER RESOLVED that the County Board confirms the appointment of Don Markwardt and
24 Jeff Beyer as the county's two members on the local committee; and

25
26 BE IT FURTHER RESOLVED that the County Clerk is directed to send a copy of this resolution and
27 the names and addresses of the local committee members to the State of Wisconsin, Waste Facility Siting Board,
28 201 West Washington Avenue, Madison, WI 53702-0001, within seven days of passage of this resolution and
29 the appointment of the local committee members; and

30
31 BE IT FURTHER RESOLVED that each member appointed to the local committee shall file a Statement
32 of Economic Interest with the Waste Facility Siting Board within 15 days of appointment.

Dated this 18th day of February 2003.

Respectfully submitted by the Public Works Committee.

FISCAL IMPACT: Indeterminable. Expenses to attend meetings of the local committee are not
ascertainable at this time.

APPROVED: Dan Fischer, County Executive.

Supervisor Dufek reported we will loose eight hundred ton of cardboard at the recycling center with the closing
of Mirro. This will have a negative effect on our operating revenue.

Transportation Coordinating Committee: Supervisor Rappe reported they are taking bids on the purchase of
vehicles. They have applied for state funding. One of the vehicles will be experimental with a school bus chassis
that is expected to last for 500,000 miles. Supervisor Markwardt announced the funding for the vehicles has been
approved.

Miscellaneous: Supervisor Rappe commented on the Mirro closing. With approximately 900 jobs being lost, our
community is facing disaster. He requested the County Executive, Executive Committee, and Finance Committee
look at the availability of funds and ways to bring jobs to our area.

Supervisor Markwardt announced there will be a Lakeshore Economic Development Coalition meeting on
Thursday, February 20 with economic development on the agenda. They will be working with industry leaders
on possible solutions for our area..

Supervisor Dufek moved to adjourn. Supervisor Swade seconded, and the motion was adopted by acclamation.
The meeting was adjourned at 8:25 p.m.

Respectfully submitted,
Char Peterson, County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

March 18, 2003

Tuesday, 7:00 P.M.

Pursuant to Wis. Stat. Section 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the UW-Manitowoc, 705 Viebahn St, in the City of Manitowoc, being the 18th day of March, 2003 for the purpose of transacting business as a Board of Supervisors.

The meeting was called to order by Chairperson Markwardt at 7:04 P.M.

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

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

The County Clerk announced a correction to the February 18, 2003 minutes. On page two, paragraph six, line three, it should read "Dufek voted no." On motion by Supervisor Brey, seconded by Supervisor Rasmussen, the February 18, 2003 meeting minutes were approved on a unanimous vote.

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

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

Barb McCredie, 1425 Viebahn Street, Manitowoc, announced a fund raiser being held March 22nd for Tammy Langnese, a fellow employee at the Health Care Center, who is undergoing cancer treatment. She asked for support and donations.

David Ressler, Executive Director of Manitowoc-Two Rivers Chamber of Commerce, spoke on the quality of life Manitowoc County has to offer. Even though we are facing difficult economic times, we can get through them working collaboratively with everyone. He thanked County Executive Dan Fischer and County Board Chairman Don Markwardt for getting the Chamber of Commerce involved. The Chamber of Commerce is developing a web site offering information on starting a business in Manitowoc County and is working with the towns, villages and cities to include their information so that individuals can find what Manitowoc County has to offer in one place. He noted that hard times create opportunity and together we can make it happen.

Connie Hendries, Human Services Economic Support Division Manager, spoke on the services available at the Job Center for dislocated workers, especially the Mirro workers. She reported approximately 1200 people are unemployed in the County at this time. There are a number of agencies at the Job Center to assist the unemployed with career planning, classroom training, and on the job training. She also stated that there will be "Rapid Response Sessions" held on April 5th to answer questions for Mirro workers. She invited people to visit the Job Center to see the services that are available.

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS.

Michael Thomas, Health Care Administrator, spoke on the Governor's proposed budget and how it may impact the nursing home industry and health and human services. He explained that the Intergovernmental Transfer funding will be eliminated this year. This creates a revenue loss of approximately one million dollars. He discussed concerns regarding the federal and state proposed changes to the Medicaid funding that will impact the County and the residents at the Health Care Center. He stated the residents will be moved to the new facility on June 18 and they are looking for volunteers. An open house will be scheduled for the beginning of June.

County Executive Dan Fischer stated we should be aware of an 8.7% cut in our shared revenue which would be approximately \$382,000. A key issue being discussed is transferring five hundred million dollars from the Transportation Fund to the General Fund for shared revenue. If the five hundred million dollars is put back in the Transportation Fund, we stand to lose up to 1.9 million dollars. He reported he is looking at ways for our departments to streamline work. He proposed creating a Health and Family Service Division with Michael Thomas as Coordinator. The division would include Human Services, Health Care Center, Health Department, and Aging Resource Center. This Division would address working together as a unit to see how we can save money and still provide services to address the challenges that will come up in the future. He then answered supervisors' questions. He reported the Ag & Environmental Task Force Committee has an immense list of issues to be dealt with and it will take time to come up with solutions to improve our agriculture economy and protect the environment.

APPOINTMENTS BY COUNTY EXECUTIVE:

Chairperson Markwardt presented County Executive Dan Fischer's recommendation to appoint Supervisor Norb Vogt to the Ice Center Board to complete Supervisor Graunke's term. Supervisor Nate moved, seconded by Supervisor Behnke, to approve the appointment. Upon vote, the motion carried unanimously.

Chairperson Markwardt presented County Executive Dan Fischer's recommendation to appoint Judy Rank, Marilyn Quirk, James Loersch, Amy Wergin and alternate Georgia Kohlwey to the Long Term Support Planning Committee to succeed Judy Rank, Marilyn Quirk, James Loersch, Amy Wergin and alternate Georgia Kohlwey for three year terms expiring April 30, 2006. Supervisor Graunke moved, seconded by Supervisor Muench, to approve the appointments. Upon vote, the motion carried unanimously.

Chairperson Markwardt presented County Executive Dan Fischer's recommendation to appoint Darlene Hoffman to the Wisconsin Works Steering Committee to succeed Tom Zdrasil for a three year term expiring December 31, 2005. Supervisor Vogt moved, seconded by Supervisor Graunke, to approve the appointment. Upon vote, the motion carried unanimously.

COMMITTEE REPORTS, INCLUDING PETITIONS, RESOLUTIONS & ORDINANCES:

Board of Health: Supervisor Nate reported they are working on setting up a beach analysis system and the small pox vaccinations have been put on hold until the Center for Disease Control and Prevention determines how possible reactions to the vaccination will be addressed.

Finance Committee: Supervisor Brey moved, seconded by Supervisor Hansen, to adopt Resolution 1 (2002/2003-136) Authorizing CDBG-ED Application for United Vision Dairy, LLC. Discussion followed. Upon vote, the motion carried unanimously.

No. 2002/2003 - 136

**RESOLUTION AUTHORIZING CDBG-ED
APPLICATION FOR UNITED VISION DAIRY, LLC**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, federal monies are available under the Wisconsin Community Development Block Grant
2 program that is administered by the State of Wisconsin, Department of Commerce, for the purpose of promoting
3 economic development; and
4

5 WHEREAS, United Visions Dairy, LLC, located in the Town of Mishicot, is in need of working capital
6 for a project in which it would purchase 100 additional cows; and
7

8 WHEREAS, the proposed purchase is eligible for loans under the Wisconsin Community Development
9 Block Grant-Economic Development (CDBG-ED) program; and

10 WHEREAS, the Finance Committee has reviewed the need for and the benefits resulting from the
11 proposed purchase and, after a public meeting and due consideration, recommends that an application be
12 submitted to the State of Wisconsin to allow for a \$50,000 loan to United Visions Dairy, LLC, to provide working
13 capital to be used for the purchase of 100 additional cows;

14
15 WHEREAS, the County Board must authorize the filing of such an application in order for the county
16 to receive funds from the CDBG-ED program;

17
18 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that county
19 staff are hereby authorized to prepare, execute, and file all documents necessary to process an application for a
20 CDBG-ED loan to United Visions Dairy, LLC, in the amount of \$50,000; and

21
22 BE IT FURTHER RESOLVED that county staff are authorized to accept and administer such grant funds
23 as may be awarded through the CDBG-ED program; and

24
25 BE IT FURTHER RESOLVED that the budget is amended by the amount of any CDBG-ED funds
26 received and that the Comptroller is hereby directed to make such entries as may be necessary in the County's
27 books to account for the grant and to account for the repayment of the loan under the County's Revolving Loan
28 Fund program.

Dated this 18th day of March 2003.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: No tax levy impact. Increases county revenues and expenses by \$56,000. \$50,000
will be paid out as a loan, to be paid back to the county according to the terms
established by the State, and \$6,000 will be paid to the county for administration
costs. Loan repayments to the county will increase the amount available for new
loans for economic development under the county's Revolving Loan Fund Program.

APPROVED: Dan Fischer, County Executive.

Supervisor Brey moved, seconded by Supervisor Graunke, to adopt Resolution 2 (2002/2003-137) Authorizing
Carry-Over, Designation, and Re-appropriation of Specified Funds from 2002 to 2003. Upon vote, the motion
carried unanimously.

No. 2002/2003 - 137

**RESOLUTION AUTHORIZING CARRY-OVER, DESIGNATION, AND
REAPPROPRIATION OF SPECIFIED FUNDS FROM 2002 TO 2003**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

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

3
4 WHEREAS, some of the programs, projects, and activities that were planned for the 2002 budget year
5 either did not take place, were not fully completed, or are statutorily required to be on going and are required to
6 be carried-over into the next budget year; and
7

WHEREAS, the Comptroller/Auditor has compiled a pre-audit list designating those programs, projects, and activities and the amount of funds for each which the various departments and their respective parent committees have indicated are requested or required to be carried forward; and

WHEREAS, sound financial practice requires that such designations be recorded in the official books of the County; and

WHEREAS, the Finance Committee has reviewed the list designating those carry-over items that are shown below and recommends that the Comptroller/Auditor make such designations to the County's official books; and

WHEREAS, Wisconsin statutes and County board rules require that the County Board take official action to authorize such designations and the carry-over of said amounts; and

WHEREAS, any additional items or adjustments to the amounts shown that would be required at the completion of the County's external audit will be brought to the County Board in a separate resolution;

NOW, THEREFORE BE IT RESOLVED by the Manitowoc County Board of Supervisors that the following fiscal year grant items are hereby approved to be carried over from the official books of the County for the year ending December 31, 2002, and that the 2003 Annual Budget is hereby amended as may be required by the amounts so designated:

Department/Activity or Designation	Account Numbers	Amount
Register of Deeds / 2000 Grant Award	17150.52507 & 17150.43510.04	\$ 2,309.61
Register of Deeds / 2001 Grant Award	17150.52508 & 17150.43510.04	\$ 3,897.88
Park Dept. / Land Purchase Grant	52000.58250 & 52000.48500	\$ 7,000.00
Emergency Management / Equipment Grant	25400.58112 & 25400.43520.14	\$ 5,160.67
Public Health / Bio Terrorism Grant	41185.52309 & 41185.43350.30	\$ 19,539.73
Public Health / Cancer Control Grant	41110.51200 & 41110.43550.20	\$ 1,325.08
Public Health / Prevention Block Grant	41125.51200 & 41125.43350.22	\$ 517.96
Public Health / MCH Block Grant	41140.51200 & 41140.43550.05	\$ 2,964.33
Public Health / IAP Immunization Grant	41150.51200 & 41150.53060 & 41150.43550.10	\$ 10,163.51
Public Health / Mercury Reduction Award	41186.51200 & 41186.46510.12;	\$ 12,000.00

and

BE IT FURTHER RESOLVED that the following calendar year items are hereby approved to be carried over from the official books of the County for the year ending December 31, 2002, and that the 2003 Annual Budget is hereby amended as may be required by the amounts so designated: Items Designated and Re-appropriated as required:

<u>Department/Activity or Designation</u>	<u>Account Numbers</u>	<u>Amount</u>
PSJS Joint Communications / EMD & Kiel	100.34297	\$ 25,935.00
U.W. Extension / Agent Contract	100.34284	\$ 11,242.00
Corporation Counsel / Contract Attorney	100.34276	\$ 18,796.00
Clerk of Courts / Video Conf. & Storage	100.34294	\$ 20,000.00
Veterans Service Office / Commission	100.34245	\$ 1,884.69
Veterans Service Office / Office Outlay	100.34245	\$ 3,000.00
Comptroller / Payroll & System Updates	100.34287	\$ 28,500.00
Register of Deeds / Land Records Modernization	100.34270	\$ 182,250.73
Emergency Management / Hazmat Program	100.34280	\$ 131,765.69
Airport / Various projects	100.34222	\$ 21,518.81
Planning & Parks / Mapping	100.34232	\$ 25,000.00
Planning & Parks / Area Wide Planning	100.34233	\$ 28,572.91
Public Works / Capital Projects Outlay	100.34248	\$ 102,437.00
Public Works / Future Capital Projects	100.34295	\$ 618,594.63
Information Systems / Security Audits	601.33030	\$ 6,400.00
Information Systems / Disaster Recovery	601.33030	\$ 12,500.00

and

BE IT FURTHER RESOLVED that the Comptroller/Auditor is hereby directed to record such information in the official books of the County for the year ended December 31, 2002, and for the year ending December 31, 2003, as may be required to effect the purposes of this resolution.

Dated this 18th day of March 2003.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Carries over the amounts specified from the 2002 Annual Budget to the 2003 Annual Budget for the purposes designated and amends the 2003 Annual Budget as described by the carryover or designation.

APPROVED: Dan Fischer, County Executive.

Supervisor Brey moved, seconded by Supervisor Muench, to adopt Resolution 3 (2002/2003-138) Requesting a Waiver from the State Mandate Regarding Lottery Tax Credit Processing. Upon vote, the motion carried unanimously.

No. 2002/2003 - 138

**RESOLUTION REQUESTING WAIVER FROM STATE MANDATE
REGARDING LOTTERY TAX CREDIT PROCESSING**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Wis. Stat § 66.0143 permits a political subdivision to file a request with the Department of
2 Revenue for a waiver from a state mandate, except for a mandate related to health or safety; and
3

4 WHEREAS, counties are mandated by Wis. Admin. Code § Tax 20.15 to certify Lottery Tax Credit claims
5 against real estate taxes by sending cards to all improved parcels every five years; and
6

7 WHEREAS, this mandate is not related to health or safety; and
8

9 WHEREAS, the Lottery Tax Credit certification process is extremely labor intensive and involves printing
10 and finishing cards; removing a perforated tractor feed; folding, sealing, and mailing cards; receiving returned
11 cards; and entering all of the responses into a database; and
12

13 WHEREAS, the State of Wisconsin reimburses counties at the rate of 70 cents per card, but that
14 reimbursement is insufficient to cover the county's costs to process these cards; and
15

16 WHEREAS, Manitowoc County has developed a system that maintains Lottery Credit Claims on an annual
17 basis by obtaining information on all properties transferred or improved; and
18

19 WHEREAS, Manitowoc County is confident that its system of maintaining records of Lottery Tax Credit
20 claims is accurate based on the number of late claims made each year and the minimum number of charge backs
21 ordered by the State Lottery Credit Audit Committee for errors; and
22

23 WHEREAS, the practice of erasing the current files and sending cards to all improved parcels, as
24 mandated by the Administrative Code, will most likely generate a less than favorable return while costing the
25 taxpayers more;
26

27 NOW THEREFORE BE IT RESOLVED that the Manitowoc County Board of Supervisors hereby
28 requests a waiver from the mandate imposed by Wisconsin Admin. Code § Tax 20.15 regarding re-certification
29 of the Lottery Tax Credits because the system utilized by Manitowoc County is certifiably accurate and will save
30 the County and the State money.

Dated this 18th day of March 2003.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Estimated cost saving to the State is \$22,400 based on a reimbursement rate of 70 cents per card.

APPROVED: Dan Fischer, County Executive.

Supervisor Brey moved, seconded by Supervisor Hansen, to adopt Resolution 4 (2002/2003-139) Authorizing Restatement of Activity, Revenue, and Expense Appropriations for 2002 and Transfer of Funds. Upon vote, the motion carried unanimously.

**RESOLUTION AUTHORIZING RESTATEMENT
OF ACTIVITY, REVENUE, AND EXPENSE APPROPRIATIONS
FOR 2002 AND TRANSFER OF FUNDS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

WHEREAS, events occur after the adoption of the annual budget that affect various program activities and their appropriations for a given budget year; and

WHEREAS, the Comptroller/Auditor has produced a pre-audit report showing the effects of those events on the various activities and their appropriations for 2002 and has identified certain adjustments that should be made to reconcile the annual budget; and

WHEREAS, sound financial practice requires that such adjustments be recorded in the official books of the county; and

WHEREAS, the Finance Committee has reviewed the pre-audit adjustments shown below and recommends that such adjustments be made to the county's official books; and

WHEREAS, Wisconsin statutes and County Board rules require that the County Board take official action to authorize such adjustments and to transfer funds; and

WHEREAS, any additional items or adjustments to the amounts shown that would be required at the completion of the County's external audit will be brought to the County Board in a separate resolution;

NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors that the following changes to the activity revenue and expense appropriations and funds described are hereby approved:

Department / Activity:	Account	Category	Change	Amount
U.W. Extension - Grant	56351.46700.04	Revenue	Increase	\$ 425
U.W. Extension - Grant	56351.53007	Expense	Increase	\$ 425
Soil & Water Conservation GF	61000.44325	Revenue	Increase	\$ 5,000
Soil & Water Conservation GF	61000.53100	Expense	Increase	\$ 5,000
Parks Snowmobile Trails	54400.43570.02	Revenue	Increase	\$ 19,970
Parks Snowmobile Trails	54400.52417	Expense	Increase	\$ 19,970
County Board	11000.53038	Expense	Increase	\$ 487
Register in Probate - Fees	12300.46150.01	Revenue	Increase	\$ 953
Register in Probate - GAL Fees	12300.46150.02	Revenue	Increase	\$ 5,598
Register in Probate - Court Costs	12300.52154	Expense	Increase	\$ 9,207
Family Court - Counseling Fees	12400.46140.04	Revenue	Increase	\$ 2,230
Family Court - Educational Mat.	12400.53055	Expense	Increase	\$ 437
District Attorney - Overtime	13100.51250	Expense	Increase	\$ 2,396
County Clerk - Central Duplicating	14220.53005	Expense	Increase	\$ 2,062
County Clerk - Central Mail Abate.	14210.53008	Revenue	Increase	\$ 2,062

39	Public Works - Evergreen Inn	16950.48999	Revenue	Increase	\$	11,500
40	Public Works - Evergreen Inn/Gas	16950.52223	Expense	Decrease	\$	17,100
41	Public Works - Evergreen Inn/CS	16950.52999	Expense	Decrease	\$	4,850
42	Public Works - Evergreen Inn/OL	16950.58225	Expense	Decrease	\$	2,750
43	Public Works - Courthouse/CS	16100.52999	Expense	Increase	\$	12,738
44	Public Works - Office Com/Wages	16200.51200	Expense	Increase	\$	17,500
45	Public Works - Office Com/Outlay	16200.58100	Expense	Increase	\$	7,425
46	Public Works - Jail/Wages	16300.51200	Expense	Increase	\$	4,887
47	Public Works - PHS Bldg /CS	16700.54218	Expense	Increase	\$	2,820
48	Public Works - Human Srvs./CS	16600.52999	Expense	Decrease	\$	6,900
49	Public Works - Human Srvs./OM	16600.53048	Expense	Decrease	\$	2,270
50	Register of Deeds Land Records	17150.46130.10	Revenue	Increase	\$	27,129
51	Register of Deeds Land Records	17150.52507	Expense	Increase	\$	27,129
52	Child Support / Other Contr. Sr.	13300.52999	Expense	Decrease	\$	10,000
53	Child Support - Order Revision/CS	13400.52127	Expense	Increase	\$	944
54	Child Support - Case Conversion	13500.52309	Expense	Increase	\$	1
55	Veterans Service Office	47000.51100	Expense	Increase	\$	1,692
56	Sheriff - School Liaison Prog.	21000.46200.11	Revenue	Increase	\$	13,800
57	Sheriff - Reserve Deputy Fees	21000.46200.07	Revenue	Increase	\$	3,880
58	Sheriff - Wages	21000.51200	Expense	Increase	\$	24,500
59	Sheriff - O.T.	21000.51250	Expense	Increase	\$	8,230
60	Sheriff - Training Revenue	21100.43520.01	Revenue	Increase	\$	7,600
61	Sheriff - Operational Supplies	21100.53005	Expense	Increase	\$	7,600
62	Sheriff - Patrol Other State Rev.	21200.43601	Revenue	Increase	\$	3,000
63	Sheriff - Patrol / Electrical (Tower)	21200.52415	Expense	Increase	\$	3,000
64	Sheriff - Jail / Food	27000.53070	Expense	Increase	\$	500
65	Emergency Management - SARA	25200.43520.02	Revenue	Increase	\$	2,016
66	Emergency Management - Oper Sup	25200.53005	Expense	Increase	\$	2,016
67	Emergency Management - Hazmat	25400.46200.60	Revenue	Increase	\$	2,566
68	Emergency Management - Hazmat CS	25400.52999	Expense	Increase	\$	2,566
69	Contingent Fund	1.59990	Expense	Decrease	\$	11,933

70
71 and

72
73 BE IT FURTHER RESOLVED that \$186,779 is authorized to be transferred from the WMMIC Internal
74 Service Fund to the Workers Compensation Internal Service Fund; and

75
76 BE IT FURTHER RESOLVED that the Comptroller/Auditor is directed to record such in the official books
77 of the County for the year ended December 31, 2002, as may be necessary.

Dated this 18th day of March 2003.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: No tax levy impact. Increases net appropriated Revenues and Expenses in the 2002 Budget by \$107,729 and transfers \$186,779 from WMMIC Fund to Workers Compensation Fund.

APPROVED: Dan Fischer, County Executive.

Supervisor Brey moved, seconded by Supervisor Graunke, to adopt Resolution 5 (2002/2003-140) Authorizing the Issuance and Sale of Taxable General Obligation Refunding Bonds. Comptroller Todd Reckelberg credited Representative Bob Ziegelbauer and former Supervisor Ed Grimm for their hard work on helping to change the law so this could be done. He introduced Claire Peterchak, a representative from R. W. Baird, who summarized their bid on the Taxable General Obligation Refunding Bonds with a 5.3007% interest rate. She stated the prior service liability refunding results in a gross savings of \$17.8 million dollars with a Moody Rating of Aa3, which is a high investment grade. Discussion followed. Upon vote, the motion carried unanimously

No. 2002/2003-140

**RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF \$4,835,000
TAXABLE GENERAL OBLIGATION REFUNDING BONDS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS Manitowoc County, Wisconsin (sometimes hereinafter called the "County") is presently in
2 need of the sum of Four Million Eight Hundred Thirty-Five Thousand Dollars (\$4,835,000) for the public purpose
3 of refunding obligations of the County, including interest on them; and
4

5 WHEREAS the County Board of Supervisors of the County deems it necessary and in the best interest of
6 the County that said sum be borrowed pursuant to the provisions of Section 67.04, Wis. Stats., upon the terms and
7 conditions hereinafter provided; and
8

9 WHEREAS the County has duly received bids for its proposed issue of Taxable General Obligation
10 Refunding Bonds (the "Bonds") as described on the bid tabulation attached hereto as Exhibit A and incorporated
11 herein by this reference; and
12

13 WHEREAS it has been determined that the best bid received was that submitted by the bidder (the
14 "Purchaser") whose bid is attached hereto as Exhibit B and incorporated herein by this reference (the "Proposal");
15

16 NOW, THEREFORE, BE IT RESOLVED that the County borrow an amount not to exceed \$4,835,000
17 by issuing its general obligation bonds for the public purpose of refunding obligations of the County, including
18 interest on them;
19

20 BE IT FURTHER RESOLVED that:
21

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

27
28 Section 2(A). The Bonds. The Chairperson and County Clerk shall make, execute and deliver the Bonds
29 to the Purchaser, for and on behalf of the County. The Bonds shall be negotiable, general obligation bonds of the
30 County in the aggregate principal amount of \$4,835,000, registered as to both principal and interest, in the
31 denomination of Five Thousand Dollars (\$5,000) each or whole multiples thereof, numbered from R-1 upward
32 and dated April 15, 2003. The Bonds shall bear interest at the rates per annum set forth in the Proposal and shall
33 mature on April 1 of each year, in the years and principal amounts set forth in the Pricing Summary attached
34 hereto as Exhibit C-1 and incorporated herein by this reference. The Bonds described in Section 2(B) shall be
35 subject to mandatory redemption by lot on April 1 of each of the years and in the amounts specified in Section
36 2(B), and in the manner specified in Section 2(B).

37
38 Interest on the Bonds shall be payable on April 1 and October 1 of each year, commencing October 1,
39 2003.

40
41 Bonds maturing in the years 2014 through 2023 shall be subject to call and prior payment at the option of
42 the County in whole or from time to time in part on April 1, 2013 or on any date thereafter at the price of par plus
43 accrued interest to the date of redemption. The amounts and maturities of the Bonds to be redeemed shall be
44 selected by the County. If less than the entire principal amount of any maturity is to be redeemed, the Bonds of
45 that maturity which are to be redeemed shall be selected by lot.

46
47 Section 2(B). Mandatory Redemption of Term Bonds. The Bonds identified on Exhibit C-2 (the "Term
48 Bonds") shall be subject to redemption on April 1 of each of the years and in the amounts set forth on Exhibit C-2
49 at the price of par plus accrued interest.

50
51 The Term Bonds to be so redeemed in each such year shall be selected by lot from among the Term Bonds
52 then outstanding. Notice of each such redemption shall be given in the manner and at the times specified in the
53 bond form established in Section 3 hereof.

54
55 Section 3. Form of Bonds. The Bonds shall be in substantially the form attached hereto as Exhibit D and
56 incorporated herein by this reference.

57
58 Section 4. Tax Provisions.

59
60 (A) Direct Annual Irrepealable Tax. For the purpose of paying the principal of and interest on the
61 Bonds as the same become due, the full faith, credit and resources of the County are hereby irrevocably pledged
62 and there be and there hereby is levied on all the taxable property in the County a direct, annual, irrepealable tax
63 in the years 2003 through 2022 for payment of principal of and interest on the Bonds in the years 2003 through
64 2023 in the amounts set forth in the debt service schedule attached hereto as Exhibit C-3 and incorporated herein
65 by this reference. The amount of tax levied for the year 2003 shall be the total amount of debt service due on the
66 Bonds in the years 2003 and 2004; provided that the amount of such tax carried onto the tax rolls shall be abated
67 by any amounts appropriated pursuant to subsection (D) below which are applied to payment of principal of or
68 interest on the Bonds in the year 2003.

69
70 (B) Tax Collection. The County shall be and continue without power to repeal such levy or obstruct
71 the collection of said tax until all such payments have been made or provided for. After the issuance of the Bonds,
72 said tax shall be, from year to year, carried into the tax rolls of the County and collected as other taxes are

collected, provided that the amount of tax carried into said tax rolls may be reduced in any year by the amount of any surplus money in the Debt Service Account created in Section 5(A) hereof.

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

(D) Appropriation. There be and there hereby is appropriated from taxes levied in anticipation of the issuance of the Bonds or other funds of the County on hand a sum sufficient to be deposited in the Debt Service Account to meet payments with respect to debt service due on October 1, 2003.

Section 5. Debt Service Fund and Account.

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

Within the debt service fund, there be and there hereby is established a separate and distinct account designated as the "Debt Service Account for Taxable General Obligation Refunding Bonds, dated April 15, 2003" (the "Debt Service Account") and said Account shall be maintained until the indebtedness evidenced by the Bonds is fully paid or otherwise extinguished. The County Treasurer shall deposit in such Debt Service Account (i) all accrued interest received by the County at the time of delivery of and payment for the Bonds; (ii) the taxes herein levied for the specific purpose of meeting principal of and interest on the Bonds when due; (iii) such other sums as may be necessary at any time to pay principal of and interest on the Bonds when due; (iv) any premium which may be received by the County over and above the par value of the Bonds and accrued interest thereon; (v) surplus monies in the Borrowed Money Fund as specified in Section 6 hereof; and (vi) such further deposits as may be required by Sec. 67.11, Wis. Stats.

(B) Use and Investment. No money shall be withdrawn from the Debt Service Account and appropriated for any purpose other than the payment of principal of and interest on the Bonds until all such principal and interest has been paid in full and canceled; provided (i) the funds to provide for each payment of principal of and interest on the Bonds 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 Bonds may be used to reduce the next succeeding tax levy, or may, at the option of the County, be invested by purchasing the Bonds as permitted by and subject to Section 67.11(2)(a), Wis. Stats., in interest-bearing obligations of the United States of America, in other obligations of the County or in other investments permitted by law, which investments shall continue to be a part of the Debt Service Account.

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

119 Section 6. Borrowed Money Fund. All monies received by the County upon the delivery of the Bonds
120 to the purchaser thereof except for accrued interest and premium, if any, shall be deposited by the County
121 Treasurer into a Borrowed Money Fund and such fund shall be maintained separate and distinct from all other
122 funds of the County and shall be used for no purpose other than the purpose for which the Bonds are issued.
123 Monies in the Borrowed Money Fund may be temporarily invested as provided in Section 66.0603(1m), Wis.
124 Stats. Any monies, including any income from permitted investments, remaining in the Borrowed Money Fund
125 after the purpose for which the Bonds have been issued has been accomplished, and, at any time, any monies as
126 are not needed and which obviously thereafter cannot be needed for such purpose shall be deposited in the Debt
127 Service Account.

128
129 Section 7. Fiscal Agent. The County will enter into a contract with Associated Trust Company, National
130 Association, Green Bay, Wisconsin (the "Fiscal Agent") to serve as its fiscal agent with respect to the Bonds
131 pursuant to Wis. Stats. Sec. 67.10(2), which contract shall be in substantially the form attached hereto as Exhibit
132 E and incorporated herein by this reference. The Chairperson and County Clerk are hereby authorized to enter
133 into such contract on the County's behalf. Such contract may provide among other things, for the performance
134 by the Fiscal Agent of the functions listed in Wis. Stats. Sec. 67.10(2)(a) to (j), where applicable, with respect to
135 the Bonds.

136
137 Section 8. Persons Treated as Owners; Transfer of Bonds. The County shall cause books for the
138 registration and for the transfer of the Bonds to be kept by the Fiscal Agent. The person in whose name any Bond
139 shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of
140 either principal or interest on any Bond shall be made only to the registered owner thereof. All such payments
141 shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums
142 so paid.

143
144 Any Bond may be transferred by the registered owner thereof by surrender of the Bond at the office of the
145 Fiscal Agent, duly endorsed for the transfer or accompanied by an assignment duly executed by the registered
146 owner or his attorney duly authorized in writing. Upon such transfer, the Fiscal Agent shall deliver in the name
147 of the transferee or transferees a new Bond or Bonds of a like aggregate principal amount, series and maturity and
148 shall record the name of each transferee in the registration book. No registration shall be made to bearer. The
149 Fiscal Agent shall cancel any Bond surrendered for transfer.

150
151 The County shall cooperate in any such transfer, and the Chairperson and County Clerk are authorized to
152 execute any new Bond or Bonds necessary to effect any such transfer.

153
154 The fifteenth day of each calendar month next preceding each interest payment date shall be the record
155 dates for the Bonds. Payment of interest on the Bonds on any interest payment date shall be made to the
156 registered owners of the Bonds as they appear on the registration book of the Fiscal Agent at the close of business
157 on the corresponding record date.

158
159 Section 9. Utilization of The Depository Trust Company Book-Entry-Only System. In order to make the
160 Bonds eligible for the services provided by The Depository Trust Company, New York, New York, the County
161 agrees to the applicable provisions set forth in the Blanket Issuer Letter of Representations previously executed
162 on behalf of the County and on file in the County Clerk's office.

163
164 Section 10. Redemption of Refunded Obligations. The County has outstanding its Taxable Note
165 Anticipation Notes, dated January 15, 2003, which mature on July 15, 2003 (the "Refunded Obligations"). The

Refunded Obligations are called for prior payment on April 21, 2003 or as soon thereafter as is practicable at the price of par plus accrued interest to the date of redemption.

The County Clerk shall cause timely notice of the call of the Refunded Obligations to be redeemed to be given by sending a notice thereof, in substantially the form attached hereto as Exhibit F and incorporated herein by this reference, by registered or certified mail, overnight express delivery or facsimile transmission no later than March 21, 2003, to the registered owner of each Refunded Obligation to be redeemed at the address shown on the registration books.

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

Section 11. Undertaking to Provide Continuing Disclosure. The County covenants and agrees, for the benefit of the holders of the Bonds, to enter into a written undertaking (the "Undertaking") required by SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (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 holders of the Bonds or by the original purchaser(s) of the Bonds on behalf of such holders (provided that the rights of the holders and the purchaser(s) 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 Bonds).

The County Clerk, or other officer of the County charged with the responsibility for issuing the Bonds, 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 12. Records. The County Clerk shall provide and keep a separate 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 these Bonds.

Section 13. Initial Resolution. The first resolution paragraph of this Resolution shall constitute the initial resolution required under Sec. 67.05(1) Wis. Stats.

Section 14. Bond Insurance. If the purchaser of the Bonds determines to obtain municipal bond insurance with respect to the Bonds, 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 Bond 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

Bonds by the bond insurer and notices to be given to the bond insurer. In addition, appropriate reference to the municipal bond insurance policy shall be made in the form of Bond provided herein.

Section 15. Recording of Financial Information. The Comptroller/Auditor is hereby directed to transfer and appropriate funds from the Health Care Center and County's general fund to pay principal and interest on the Refunded Obligations and to record such information in the official books of the County for the year ended December 31, 2003 as may be required to effect the purpose of this Resolution.

Section 16. Closing. The Chairperson and County Clerk are hereby authorized and directed to execute and deliver the Bonds to the purchaser thereof upon receipt of the purchase price. The Chairperson and County Clerk may execute the Bonds by manual or facsimile signature, but at least one of said officers shall sign the Bonds manually.

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

Dated this 18th day of March 2003.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Bond principal and interest payments and associated tax levy by year to be determined based upon bids received. Transfers \$1,200,000 from Health Care Center Enterprise Fund and up to \$400,000 from General Fund to appropriate accounts for payment of principal and interest on Note Anticipation Notes.

APPROVED: Dan Fischer, County Executive.

Health Care Center Committee: Supervisor Behnke reported he toured the new facility and it looks great. He stated the County Executive's proposal to create a Health & Family Service Division will create an opportunity to be flexible.

Highway Committee: Supervisor Lambert reported the Highway Department has completed its restructuring and eliminated four positions. In 1991, there were 76 FTE's and in 2003 they now have 65 FTE's. He also stated they will be putting the weight limits on county trunk highways and the snow plow equipment will be dismantled on April 10.

Land Conservation Committee/Natural Resources & Education Committee: Supervisor Nate reported the Master Gardeners of Manitowoc County volunteered 2,436 hours in 2003. There are 26 participants taking a twelve week specialized flower and houseplant class being given by Manitowoc County Master Gardeners and 22 people took the Basic Master Gardener class this fall. The public plant clinics will resume on April 1st and continue through October. 4-H interviews are scheduled for March 27th. She also stated that Faye Malek recently attended a Hispanic Conference in Texas and Mexico.

Human Services Board: Supervisor Hansen reported they are in the process of looking at different options to relocate the Oaks Home. With the relocation, they are looking at ways to bring kids closer to home and save taxpayer dollars.

Legislative Study Committee: Supervisor Dobbs requested the County meet with the Wisconsin Counties Association to work together on the issue of the state budget and suggested looking at a restructured sales tax.

Personnel Committee: Supervisor Vogt reported the first arbitration hearing is scheduled for March 31st with the Health Care Center Employees Local 1288, AFSCME, AFL-CIO. Their next meeting will be March 25th.

Planning & Park Commission: Supervisor Skubal moved, seconded by Supervisor Mueller, to enact Ordinance 6 (2002/2003-141) Amending the Manitowoc County Zoning Map for Paul Kammann, Ordinance 7 (2002/2003-142) Amending the Manitowoc County Zoning Map for James Kocourek, Ordinance 8 (2002/2003-143) Amending the Manitowoc County Zoning Map for Riesterer Properties, Ordinance 9 (2002/2003-144) Amending the Manitowoc County Zoning Map for Daniel Schisel, and Ordinance 10 (2002/2003-145) Amending the Manitowoc County Zoning Map for John Wochos. Upon vote, the motion carried with 24 ayes and 1 no. Supervisor Rappe voted no; all other supervisors voted aye.

No. 2002/2003 - 141

**ORDINANCE AMENDING ZONING MAP
(Paul Kammann)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, February 24, 2003, at 7:00 p.m. at the Manitowoc
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and
3

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

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

10 A parcel of land located in the NW1/4, NW1/4, Section 35, T17N-R22E, Town of Meeme,
11 commencing at the NW Corner of said Section 23; thence southerly approximately 33 feet to the
12 south r/w of South Cleveland Road which is the point of real beginning; thence continue southerly
13 approximately 540 feet; thence easterly approximately 800 feet; thence northerly approximately 540
14 feet; thence westerly approximately 800 feet along the south r/w of South Cleveland Road to the
15 point of real beginning, said parcel containing approximately 9.92 acres of land, shall be and is
16 hereby rezoned from A3 Agriculture to A2 Agriculture.
17

Dated this 18th day of March 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

No. 2002/2003 - 142

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

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, February 24, 2003, at 7:00 p.m. at the Manitowoc
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and
3

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

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

10 A parcel of land located in the NW1/4, NW1/4, Section 34, T19N-R21E, Town of Rockland,
11 commencing at the NW Corner of said Section 34; thence easterly approximately 1320 feet to the
12 east r/w of CTH W which is the point of real beginning; thence continue easterly approximately 750
13 feet; thence southerly approximately 500 feet; thence westerly approximately 750 feet; thence
14 northerly approximately 500 feet along the east r/w of CTH W to the point of real beginning, said
15 parcel containing approximately 8.61 acres of land, shall be and is hereby rezoned from A3
16 Agriculture to A2 Agriculture.

Dated this 18th day of March 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

No. 2002/2003 - 143

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

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, February 24, 2003, at 7:00 p.m. at the Manitowoc
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and
3

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

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

10 A parcel of land located in the NW1/4, SE1/4, Section 16, T18N-R21E, Town of Eaton,
11 commencing at the center of said Section 16; thence easterly approximately 150 feet; thence
12 southerly approximately 33 feet to the south r/w of Carstens Lake Road which is the point of real
13 beginning; thence continue southerly approximately 600 feet; thence easterly approximately 500
14 feet; thence northwesterly approximately 800 feet along the west r/w of Carstens Lake Road to the
15 point of real beginning, said parcel containing approximately 5.0 acres of land, shall be and is
16 hereby rezoned from A3 Agriculture to A2 Agriculture.

Dated this 18th day of March 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None

APPROVED: Dan Fischer, County Executive.

No. 2002/2003 - 144

ORDINANCE AMENDING ZONING MAP
(Daniel Schisel)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, February 24, 2003, at 7:00 p.m. at the Manitowoc
2 County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and
3

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

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

10 A parcel of land located in the NW1/4, NW1/4, Section 23, T19N-R22E, Town of Cato,
11 commencing at the NW Corner of said Section 23; thence easterly approximately 375 feet; thence
12 southerly approximately 800 feet which is the point of real beginning; thence easterly approximately
13 210 feet; thence southerly approximately 210 feet; thence westerly approximately 210 feet; thence
14 northerly approximately 210 feet to the point of real beginning, said parcel containing
15 approximately 1.0 acres of land, shall be and is hereby rezoned from A3 Agriculture to A1
16 Agriculture.

Dated this 18th day of March 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

No. 2002/2003 - 145

**ORDINANCE AMENDING ZONING MAP
(John Wochos)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a public hearing was held on Monday, February 24, 2003, at 7:00 p.m. at the
2 Manitowoc County Office Complex, 4319 Expo Drive, Manitowoc, Wisconsin, after public notice; and
3

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

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

11 A parcel of land located in the SW1/4, SW1/4, Section 9, T21N-R24E, Town of Mishicot,
12 commencing at the SW Corner of said Section 9; thence easterly approximately 1170 feet; thence
13 northerly approximately 33 feet to the north r/w of Two Creeks Road which is the point of real
14 beginning; thence continue northerly approximately 450 feet; thence easterly approximately 150
15 feet; thence southerly approximately 450 feet; thence westerly approximately 150 feet along the
16 north r/w of Two Creeks Road to the point of real beginning, said parcel containing approximately
17 1.50 acres of land, shall be and is hereby rezoned from A3 Agriculture to A1 Agriculture.
18

Dated this 18th day of March 2003.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Dan Fischer, County Executive.

Public Safety Committee: Supervisor Muench moved, seconded by Supervisor Henrickson, to adopt Resolution 10a (2002/2003-146) Authorizing Acceptance of Grant Funds for Radar Trailer Equipment. Discussion followed. Upon vote, the motion carried unanimously.

No. 2002/2003 - 146

RESOLUTION AUTHORIZING ACCEPTANCE OF GRANT FUNDS (RADAR TRAILER)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, monitoring and controlling the speed at which motorists travel on the streets and roadways
2 of Manitowoc County is important to the safety of motorists and the residents of Manitowoc County; and
3

4 WHEREAS, equipment is available to educate motorists by informing them of the speed at which they are
5 traveling on a street or roadway where the equipment is set up; and
6

7 WHEREAS, grant funding in the amount of \$8,995 is available to purchase a two-digit radar trailer and
8 vehicle classifier system that can be used by law enforcement agencies within Manitowoc County;
9

10 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors authorizes
11 the Manitowoc County Sheriff's Department to accept \$8,995 in grant funds to purchase radar trailer equipment;
12 and
13

14 BE IT FURTHER RESOLVED that the appropriate revenue and expenditure line items in the 2003
15 Sheriff's Department Annual Budget are hereby amended by the amount of the grant funds received and that the
16 Comptroller/Auditor is hereby directed to record such information in the official books of the County for the year
17 ending December 31, 2003, as may be required.

Dated this 18th day of March 2003.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Increases revenues and expenditures by \$8,995.

APPROVED: Dan Fischer, County Executive.

Public Works Committee: Supervisor Dufek moved, seconded by Supervisor Rasmussen, to adopt Resolution 10b (2002/2003-147) Urging Continued State Funding of the Agricultural and Household Hazardous Waste Programs. Discussion followed. Public Works Director Jeff Beyer explained Manitowoc County has maintained the Household Program since 1985 and the Agriculture Program began in the early 1990's. Upon vote, the motion carried unanimously.

No. 2002/2003-147

**RESOLUTION URGING CONTINUED STATE FUNDING OF
AGRICULTURAL AND HOUSEHOLD HAZARDOUS WASTE PROGRAMS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, clean sweep grants play a critical role in helping counties collect dangerous chemicals from
2 the agricultural and residential community in a safe, convenient, and efficient manner; and
3

4 WHEREAS, since 1990 state agricultural clean sweep collections have become frequent, multifaceted
5 events that have diverted over two million pounds of chemicals from Wisconsin landfills; and
6

7 WHEREAS, since 1985 Manitowoc County has held household clean sweep programs that have served
8 an average of over 600 households per year and have diverted chemicals from local landfill sites; and
9

10 WHEREAS, pesticide product registration fees have been the sole source of state grants for
11 Department of Agriculture, Trade, and Consumer Protection (DATCP) and Department of Natural
12 Resources household hazardous waste grant programs, even though a wide range of chemicals are
13 accepted at clean sweeps and only 10% of accepted waste is pesticide related; and
14

15 WHEREAS, there is a significant funding shortfall in DATCP's agricultural management
16 program that will put agricultural clean sweep grants in jeopardy, and
17

18 WHEREAS, most clean sweep programs will not be able to continue without state grants;
19

20 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
21 supports the continued funding of agricultural clean sweep and household clean sweep grants through
22 a combination of recycling fund surplus revenues, pesticide product fees, and hazardous product
23 surcharges; and
24

25 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors recommends
26 that agricultural clean sweep program and the household hazardous waste program be combined and
27 administered solely through the Department of Agriculture, Trade, and Consumer Protection to achieve
28 a more efficient administration at the state and local levels; and
29

30 BE IT FURTHER RESOLVED that the County Clerk is hereby directed to send a copy of this
31 resolution to Governor Jim Doyle, Senate President Alan Lasee, Speaker of the Assembly John Gard, Senator Joe
32 Leibham, and Representatives Frank Lasee and Robert Ziegelbauer.

Dated this 18th day of March 2003.

Respectfully submitted by the Public Works Committee.

APPROVED: Dan Fischer, County Executive.

Miscellaneous: Supervisor Markwardt moved, seconded by Supervisor Hansen, to adopt Resolution 11
(2002/2003-148) Proclaiming Child Abuse and Neglect Prevention Month. Upon vote, the motion carried
unanimously.

No. 2002/2003 - 148

**RESOLUTION PROCLAIMING CHILD ABUSE
AND NEGLECT PREVENTION MONTH**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, child abuse and neglect are complex and ongoing problems in our society and affects a great
2 number of children in Manitowoc County; and
3

4 WHEREAS, every child is entitled to be loved, cared for, nurtured, and secure and free from emotional,
5 verbal, sexual, and physical abuse and neglect; and
6

7 WHEREAS, Manitowoc County has a continuing need to support community-based programs to prevent
8 child abuse and neglect; and
9

10 WHEREAS, it is the responsibility of every adult who comes in contact with children to protect each
11 child's inalienable right to a safe, nurturing childhood; and
12

13 WHEREAS, dedicated individuals and organizations work every day in Manitowoc County to counter the
14 problem of child abuse and neglect and to help parents obtain the assistance they need; and
15

16 WHEREAS, Manitowoc County is a made better place when all citizens become aware of child abuse and
17 neglect prevention and become involved in supporting parents in raising their children in a safe, nurturing
18 environment; and
19

20 WHEREAS, Manitowoc County residents celebrate children, who are this county's greatest resource and
21 who are the community leaders of tomorrow;
22

23 NOW, THEREFORE, BE IT RESOLVED that Manitowoc County Executive Dan Fischer; the Manitowoc
24 County Board of Supervisors, and the Manitowoc County Human Services Board do hereby proclaim the month
25 of April 2003 as Child Abuse and Neglect Prevention Month.

Dated this 18th day of March 2003.

Respectfully submitted by Dan Fischer, County Executive.

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

Respectfully submitted by Paul B. Hansen, Human Services Board Chair.

Supervisor Brey moved to adjourn. Supervisor Behnke seconded, and the motion was adopted by acclamation.
The meeting was adjourned at 8:22 p.m.

Respectfully submitted,

Char Peterson, County Clerk

COUNTY BOARD PROCEEDINGS INDEX

APPOINTMENTS

April 16, 2002 Session:

- County Clerk: Char Peterson.

April 23, 2002 Session:

- ▶ Finance Committee: Jim Brey, Bob Dobbs, Paul Hansen, Mary Muench and Jan Graunke.
- ▶ Personnel Committee: Norb Vogt, Jim Barnes, Tony Dufek, Tom Lambert and Ken Swade.
- ▶ Highway Committee: Tom Lambert, Kathie Bundy, Al Geimer, Glen Skubal and Ricky Sloan.
- ▶ Public Works Committee: Tony Dufek, Clyde Mueller, Steve Schenian, Ricky Sloan and Ken Swade.
- ▶ Public Safety Committee: Mary Muench, Jan Graunke, Rick Henrickson, Tom Kocourek and Ricky Sloan.
- ▶ Health Care Center Committee: Kevin Behnke, Rick Henrickson, Marion Nate, Ed Rappe and Norb Vogt.
- ▶ Natural Resources & Education Committee/Land Conservation Committee: Marion Nate, Paul Hansen, Kelly Jones, Bob Rasmussen and Cathy Wagner.
- ▶ Board of Health: Bob Dobbs, Tom Kocourek, Marion Nate, Jim Barnes and Bob Rasmussen.
- ▶ Citizen Participation Committee: Mary Muench.
- ▶ Commission on Aging: Tony Dufek.
- ▶ Community Action Program: Al Geimer.
- ▶ Economic Development Group: Kevin Behnke and Jim Brey.
- ▶ English Lake Management District: Kevin Behnke.
- ▶ Ethics Board: Tom Lambert.
- ▶ Expo Liaison Members: Ken Swade and Norb Vogt.
- ▶ Glacierland Resource Conservation & Development: Clyde Mueller.
- ▶ Grievance Committee: Mary Muench, Ricky Sloan, Rick Henrickson, Norb Vogt and Ken Swade.
- ▶ Human Services Board: Jim Barnes, Jim Brey, Paul Hansen, Tom Kocourek, Kathie Bundy and Ed Rappe.

- ▶ Ice Center Board: Jan Graunke and Steve Schenian.
- ▶ Industrial Development Corporation: Don Markwardt.
- ▶ Legislative Review Committee: Kathie Bundy, Bob Dobbs, Rick Henrickson, Don Markwardt and Steve Schenian.
- ▶ Lester Public Library Board of Trustees: Bob Dobbs.
- ▶ Loan Review Board: Jim Brey.
- ▶ Local Emergency Planning Committee: Ken Swade and alternate Tom Kocourek..
- ▶ Long Term Support Planning Committee: Marion Nate and Cathy Wagner.
- ▶ Manitowoc Public Library Board of Trustees: Jan Graunke.
- ▶ Manitowoc-Calumet Library System Board of Trustees: Rick Henrickson.
- ▶ Manitowoc Planning & Park Commission: Clyde Mueller, Mary Muench, Glen Skubal and Bob Rasmussen.
- ▶ Sergeant-at-Arms: Rick Henrickson.
- ▶ Transportation Coordinating Committee: Ed Rappe, Kelly Jones, Frank Hlinak and Tim Veith.
- ▶ VTAE District II Farm Committee: Cathy Wagner.
- ▶ Wisconsin Counties Utility Tax Association: Glen Skubal.

May 21, 2002 Session:

- ▶ Local Emergency Planning Committee: Eric Storm, alternate Ron Clish, and Robert Ziegelbauer.

APPOINTMENTS cont...

June 18, 2002 Session:

- ▶ Board of Adjustment: Orville Bonde and Jim Aasen.
- ▶ UW Extension Department Director: Laurie Gehrke.
- ▶ Planning & Park Commission: Mary Muench.

July 16, 2002 Session:

- ▶ Human Services Board: Supervisor Kelly Jones.
- ▶ Northeast Wisconsin Regional Economic Partnership: David Less and alternate Dan Pawlitzke.

August 20, 2002 Session:

- ▶ Loan Review Board: Brian Kraemer.

October 28, 2002 Session:

- ▶ Loan Review Board: Eugene Hein.
- ▶ Loan Review Board: Dave Wage.

December 17, 2002 Session:

- ▶ Veterans' Service Commission: Kent Reeves.
- ▶ Wisconsin Works Steering Committee: Dave Greenwood, Sheila Schetter, Paul Blashka and Tony Scherer.
- ▶ Manitowoc-Calumet Library System Board of Trustees: Julie Grinde, Kerry Trask, James VandenBoom, and Kathryn Smith.
- ▶ Ethics Board: Jim Morrow.

January 21, 2003 Session:

- ▶ Lester Public Library Board: Supervisor Rick Henrickson.
- ▶ Commission on Aging: Charles Savard, Russell Steeber, Vida J. Willins, Patricia Long, and Paul M. Tikalsky.
- ▶ Manitowoc County Member of the Board of Directors of the Bay Area Agency on Aging: Wilfred Gries.
- ▶ Veterans' Service: Tim Thiers.

February 18, 2003 Session:

- ▶ Local Emergency Planning Committee: Gary Shavlik and Alternate Mark Juul.
- ▶ Manitowoc-Calumet Library System Board of Trustees: Supervisor Jan Graunke.
- ▶ Human Services: Maura Yost.

March 18, 2003 Session:

- ▶ Ice Center Board: Supervisor Norb Vogt.
- ▶ Long Term Support Planning Committee: Judy Rank, Marilyn Quirk, James Loersch, Amy Wergin and alternate Georgia Kohlwey.
- ▶ Wisconsin Works Steering Committee: Darlene Hoffman.

ELECTIONS

April 16, 2002 Session:

▶ Chair Person: Don C. Markwardt.....	Apr	20
▶ First Vice-Chair: Jim Brey.....	Apr	21
▶ Second Vice-Chair: Ricky Sloan.....	Apr	21

COMMUNICATIONS

April 23, 2002 Session:

1. Corporation Counsel - Ordinance Amending the Manitowoc County Code § 1.04(h) (Eliminating the Executive Committee). (This ordinance codifies the motion made by Supervisor Dufek and adopted by the Board on April 16, 2002. It is provided for informational purposes and no further action is required.)
2. Dunn County – Resolution Encouraging the State Legislature and the Governor to Enact Legislation to Increase the Recording Fee for Documents in the Register of Deeds Office by \$1.00.
3. Dunn County – Resolution Regarding the Budget Deficit.
4. Juneau County – Resolution Regarding State Funding for Long Term Mental Health Inpatient Hospitalization at State Institutions.
5. Congressman Petri – Letter Acknowledging Receipt of Resolution Supporting the Mirro Corporation.

May 21, 2002 Session:

1. Governor McCallum - Letter Regarding Budget Reform Act and Utility Shared Revenue Payments.
2. Florence County - Resolution Endorsing Concepts to Solve the State's Budget Deficit Problem.
3. Ozaukee County - Resolution Requesting Wisconsin Counties Association to Implement Strategic Planning Process.
4. Winnebago County - Resolution Supporting Free Public Library Services.
5. NEAFCS - Letter Recognizing Faye Malek for Outstanding Extension Programming for Families in Manitowoc County.
6. Manitowoc County Fire Fighters Assn. - Letter Endorsing Emergency Medical Dispatch for County Dispatchers.
7. Winnebago County - Resolution Supporting State Funding for Long-Term Mental Health Inpatient Hospitalizations at the State.

June 18, 2002 Session:

1. Supervisor Tom Kocourek - Letter of Resignation from the Human Services Board.
2. Oconto County - Resolution Supporting Legislation that would Allow Additional Court Costs to be used to Establish County Security Funds Statewide.
3. Jackson County and Ozaukee County - Resolution Supporting State Funding for Mental Health Inpatient Hospitalization at State Institutions.
4. Towns Association Meeting - Manitowoc County - Address Meeting Correction for June 20th Meeting at Eaton Town Hall.

July 16, 2002 Session:

1. Dunn County - Resolution Supporting Legislation to Allow One Income Tax Return for Residents of Wisconsin and Minnesota Employed in the Other State.
2. Dunn County and Waupaca County - Resolution Supporting Legislation to Prevent Increased Importation of Milk Protein Concentrates in the U.S.
3. Langlade County - Resolution Supporting Legislation to Relax the Requirements for EMT's.
4. Columbia County - Resolution Requesting Wisconsin Counties Association Leadership in Health Insurance Portability and Accountability Act (HIPAA) Compliance.

5. Waupaca County - Resolution Opposing 2001 Senate Bill 232 and Assembly Bill 294.
6. Representative Bob Ziegelbauer - Letter Acknowledging Receipt of Resolutions Opposing Senate Bill 405 and Supporting Assembly Bill 591.
7. Senator Jim Baumgart - Letter Acknowledging Receipt of Resolutions Opposing Senate Bill 405 and Supporting Assembly Bill 591.

COMMUNICATIONS cont...

August 20, 2002 Session:

1. Outagamie County - Resolution to Recommend Legislation Which Lowers Blood Alcohol Level While Driving Under the Influence.
2. Outagamie County and LaCrosse County - Resolution Urging Legislation for State Employees to Contribute to Their Health Care Coverage Premiums.
3. Senator Herb Kohl - Letter Regarding Support of Construction of Nuclear Waste Storage Site at Yucca Mountain.
4. State Department of Veterans Affairs - Approval of \$13,000 County Veterans Service Grant.
5. LaCrosse County - Resolution Encouraging State Legislature to Allow Additional Court Costs to be Used to Establish Court Security Funds.
6. Wood County - Resolution Encourage Members of Legislature to Approach Elections with Discretion, Prudence, Circumspection and Forethought.
7. Judith Perlman - Letter Thanking Chairman Don Markwardt for his Attendance at the Governor's Check Presentation.
8. Department of Workforce Development - Letter Acknowledging Close of Audit for Manitowoc County Relative to Workforce Development.
9. Ozaukee County - Resolution Opposing 2001 Senate Bill 232 and Assembly Bill 294.
10. Ozaukee County - Resolution Requesting Counties Association Leadership in Health Insurance Portability and Accountability Act (HIPAA) Compliance.
11. Ozaukee County - Resolution Supporting an Increase in Fees for Register of Deeds Documents.

September 17, 2002 Session:

1. Oneida County and Vilas County - Resolution Opposing Effort by the DNR to Regulate Nonconforming Properties.
2. Washburn County and Adams County - Resolution Urging Legislation for State Funding for Mental Health Inpatient Hospitalization at State Institutions.
3. Ozaukee County - Resolution Urging Legislators to have State Employees Contribute Toward Their Health Care Coverage Premiums.
4. Sid and Jean Becker - Letter of Appreciation to Sheriff's Department in Reference to a 911 Call.

October 16, 2002 Session:

1. Langlade County and Waupaca County - Resolution Urging Wisconsin Counties Association and National Association of Counties to Provide Services for its Member Counties to Understand and Comply with the Requirements of HIPAA.
2. Florence County - Resolution Opposing Effort by the DNR to Regulate Nonconforming Properties.
3. Florence County, Kewaunee County, Marinette County and Oconto County - Resolution Concurring in 2002 Comprehensive Economic Development Strategy.

4. Columbia County and Oconto County - Resolution Encouraging State Legislature and the Governor to Enact Legislation to Increase the Recording Fees in the Register of Deeds Office.
5. City of Manitowoc - Resolution Supporting Continuation of County-wide Dispatch Services.
6. Waushara County - Resolution Encouraging State Legislature to Allow Additional Court Costs to Establish Court Security Funds.
7. Columbia County - Resolution Supporting Agriculture Enterprise Zone Designation.
8. Columbia County - Resolution Supporting Legislation to Subject Milk Protein Concentrates to Tariff Rate Quotas.

October 28, 2002 Session:

1. Oneida County - Resolution Urging State Legislators to have all State Employees Contribute Toward Their Health Care Coverage Premiums.

COMMUNICATIONS cont...

2. Green Lake County - Resolution Encouraging State Legislature and the Governor to Enact Legislation to Increase the Recording Fees in the Register of Deeds Office by \$1.00.
3. LaCrosse County - Resolution Supporting Legislation to Subject Certain Imported Casein and Milk Protein Concentrates to Tariff Rate quotas.
4. Manitowoc County Farm Bureau - Resolutions Passed at Their Annual Meeting.
5. Manitowoc County Towns Association - Communication in Support of Joint Dispatch.

November 19, 2002 Session:

1. Dodge County - Resolution Supporting Legislation to Subject Milk Protein Concentrates to Tariff Rate Quotas.
2. Brown County - Resolution Concurring in 2002 Comprehensive Economic Development Strategy.
3. Manitowoc County Tobacco Control Coalition - Communication Thanking Manitowoc County Villages Association for Their Contribution to WI WINS.
4. Bayfield County - Resolution Urging Wisconsin Counties Assn. and National Assn. of Counties to Provide Services for its Member Counties to Understand and Comply with the Requirements of HIPAA.
5. Jackson County - Resolution Supporting Creation of Funding Source for Teen Courts.
6. Waupaca County - Resolution Urging Legislature and the Governor to Increase Recording fees for Documents in the Register of Deeds Office.
7. Joe Ferlo-Capitol Civic Centre - Letter of Appreciation for Naming November 2002 Capitol Civic Centre Month.

December 17, 2002 Session:

1. Brown County - Resolution Supporting Continuation of Services at Brown County Mental Health Center.
2. Sheboygan County - Resolution Concurring with the 2002 Annual Report of the Comprehensive Economic Development Strategy.
3. Jefferson County - Resolution Urging Wisconsin Legislature and the Governor to Enact a Measure Allowing and Directing Wisconsin's Safety Belt Law to be Enforced.
4. Rusk County - Resolution Petitioning the Governor and State Legislature to Rescind the "Smart Growth" Legislation.
5. Washington County - Resolution Supporting Legislation to Subject Milk Protein Concentrates to Tariff Rate Quotas.

6. Senator Baumgart - Letter of Appreciation.

January 21, 2003 Session:

1. LaFayette County - Resolution Encouraging State Legislature and the Governor to Enact Legislation to Increase the Recording Fee for Documents in the Register of Deeds Office by \$1.00.
2. Russell Steeber - Letter to the Editor Regarding County Taxes.
3. Door County - Resolution Urging the Wisconsin Counties Association and National Association of Counties to Provide Services for its Member Counties to Understand and Comply with the Requirements of HIPAA.
4. Forest County - Resolution Opposing any Effort by the DNR to Regulate Nonconforming Properties.
5. Governor McCallum - Letter of Thanks for Correspondence Received from Citizens.

COMMUNICATIONS cont...

February 18, 2003 Session:

1. Adams County - Resolution Urging the Wisconsin Counties Association and National Association of Counties to Provide Services for its Member Counties to Understand and Comply with the Requirements of HIPAA.
2. Walworth County - Resolution Supporting Federal Legislation to Subject Casein and Milk Protein Concentrates to Tariff Rate Quotas.
3. Manitowoc County Tavern League - Letter Regarding Legalizing Gaming Devices in Taverns.
4. Supervisor Jan Graunke - Letter of Resignation from the Manitowoc County Ice Center Board.
5. Marathon County - Resolution Supporting Federal Legislation Proposed by Senator Russ Feingold and Senator Grassley of Iowa to Change Medicare Payment Inequities Between States.
6. County Executive Dan Fischer - Letter to Mayor Crawford Regarding Merger of Ambulance Services.

March 18, 2003 Session:

1. Mirro Company - Letter from Mirro Regarding Closing.
2. Walworth County - Resolution Requesting Wisconsin Counties Association Leadership in Health Insurance Portability and Accountability Act (HIPAA) Compliance.
3. Oneida County - Resolution Opposing Effort by the DNR to Regulate Nonconforming Properties.
4. Racine County - Resolution Requesting a Waiver from Certain Statutes Requiring Publication in a Newspaper of Certain Notices.
5. Racine County and Waushara County - Resolution Supporting Legislation to Increase Additional Page Fees for Register of Deeds Documents.
6. Langlade County and Price County - Resolution Requesting the Wisconsin Legislature to Rescind the "Smart Growth" Legislation.
7. LaCrosse County - Resolution Supporting Federal Legislation to Change the Medicare Payment Formulas to Stop Inequities in Payments Among States.
8. Citizens State Bank of Loyal - Letter of Appreciation for the Assistance and Cooperation Scott Gunderson and the UW-Extension Dairy Team Provided Toward the Dairy Tour and Meeting.

9. Town of Cato - Letter Regarding County Assessment System.
10. Senator Feingold - Letter Regarding Lake Express's Pending Application for a Loan.
11. Monroe County - Resolution Supporting Legislation to Subject Casein and Milk Concentrates to Tariff Rate Quotas.
12. Monroe County - Resolution Supporting Continuation of Wisconsin Land Information Program Funding Mechanisms and the Combination of the Wisconsin Land Information Board and Wisconsin Land Council.

PETITIONS

June 18, 2002 Session:

1. Nicholas Zutz and Cheryle Jandrey - Town of Rockland.
2. Roy Engelland - Town of Two Rivers.
3. Erwin Schuette - Town of Manitowoc Rapids.

July 16, 2002 Session:

1. Clyde Mueller, Supervisor District Number 13 - Town of Schleswig.

August 20, 2002 Session:

1. Randy and Pam Bratz - Town of Eaton.
2. James A. and Catherine M. Fesing - Town of Liberty.
3. Garry Gates - Town of Manitowoc Rapids.
4. Peter Propson - Town of Schleswig.
5. Mel Stangel - Town of Gibson.
6. Joseph R. Kirsch - Town of Meeme.
7. Dennis and Betty Hove - Town of Liberty.
8. Lyle B. Schwoerer - Town of Eaton.
9. Eric M. Bauer - Town of Manitowoc Rapids.

September 17, 2002 Session:

1. Dennis Franz - Town of Gibson.
2. Gregory and Nancy Saueressig - Town of Manitowoc Rapids.
3. Nancy M. Schuh - Town of Maple Grove.

October 16, 2002 Session:

1. Manitowoc County Planning and Park Commission Zoning Text Amendment - Manitowoc County.

November 19, 2002 Session:

1. William and Gertrud Ebert - Town of Rockland.

December 17, 2002 Session:

1. Town of Cato - Lannbrecht Bridge.
2. Town of Cooperstown - Hickory Grove Road Bridge.
3. Town of Gibson - Bernhardt Bridge, Hartel Bridge, Old "Y" Bridge, Peterick Bridge, Princel Bridge, Tisler Bridge, Zeman Bridge.
4. Town of Kossuth - Bolle Bridge, Kohlbeck Bridge, Wellner Bridge.
5. Town of Liberty - Lawrence Bridge.
6. Town of Manitowoc - Knuth Bridge.
7. Town of Maple Grove - Kocourek Bridge.
8. Town of Rockland - Collins Road Bridge.
9. Town of Two Rivers - Eslinger Bridge, Rahmlow Bridge, Stutzman Bridge.
10. Town of Cooperstown - Nancy V. Weber.

January 21, 2003 Session:

1. John Wochos - Town of Mishicot.
2. Steve and Sara Lubner - Town of Rockland.
3. Larry Krepline - Town of Rockland.
4. William and Faith Morgan - Town of Cato.

PETITIONS cont...

5. Mark Giese - Town of Maple Grove.
6. Lana and Jerome Wagner - Town of Liberty.

February 18, 2003 Session:

1. Daniel Schisel - Town of Cato.
2. James Kocourek - Town of Rockland.
3. Riesterer Properties - Town of Eaton.
4. Paul Kammann - Town of Meeme.

March 18, 2003 Session:

1. Eleanor Bauch and Dan Laabs - Town of Manitowoc Rapids.
2. Nicholas and Debra Lyons - Town of Gibson.
3. Craig Schrank and Scott Schuette - Town of Manitowoc Rapids.

* Denotes an Ordinance.

RESOLUTIONS & ORDINANCES ALPHABETICAL BY COMMITTEE

BOARD OF HEALTH:		SESSION:	PAGE:
02/03-50	Resolution Amending 2002 Health Department Budget.....	June	73
02/03-65	Resolution Amending Budget Because of Mercury Litigation Settlement.....	Sept	91
EXECUTIVE COMMITTEE:			
02/03-1	Resolution Adopting County Board Rules for the County Board Elected in April 2002.....	Apr	3
MOTION	To Abolish Executive Committee.....	Apr	21
FINANCE COMMITTEE:			
02/03-9	Resolution Transferring \$269,192 from the General Fund to the Health Care Center Bond Interest Payment Account.....	May	32
02/03-10	Resolution Authorizing Restatement of 2001 Appropriations Transferring Funds.....	May	33
02/03-24	Resolution Authorizing Acceptance of Banking Services Proposal.....	June	47
02/03-43	Resolution Denying Claim from Tony B. Oliver.....	July	65
02/03-51	Resolution Amending 2002 Budget to Distribute Audit Costs....	Aug	74
02/03-52	Resolution Regarding Tax Foreclosed Property in the Town of Mishicot for Duane Berg.....	Aug	76
02/03-80	Resolution Authorizing Contingency Fund Transfer for Emergency Medical Dispatch.....	Oct	106
02/03-96	Resolution Regarding Wisconsin Retirement System Unfunded Liability.....	Nov	125
02/03-97	Resolution Adopting 2003 Budget and Property Tax Levy and Ordinance Amending Certain Fee Schedules.....	Nov	126
02/03-106	Resolution Authorizing the Issuance and Sale of \$6,185,000 Taxable Note Anticipation Notes.....	Dec	140
02/03-107	Resolution Authorizing Payments to Wisconsin Retirement System.....	Dec	145
02/03-121	Resolution Authorizing Land Records Modernization Grant Application.....	Feb	162
02/03-122	Resolution Reauthorizing Workers Compensation Self Insurance.....	Feb	163
02/03-123	Resolution Opposing Taxpayer Subsidy for Lake Express, LLC.	Feb	164
02/03-136	Resolution Authorizing CDBG-ED Application for United Vision Dairy, LLC.....	Mar	176
02/03-137	Resolution Authorizing Carry-Over, Designation, and Reappropriation of Specified Funds from 2003 to 2003.....	Mar	177
02/03-138	Resolution Requesting Waiver from State Mandate Regarding		

	Lottery Tax Credit Processing.....	Mar	179
02/03-139	Resolution Authorizing Restatement of Activity, Revenue, and Expense Appropriations for 2002 and Transfer of Funds.....	Mar	180

FINANCE COMMITTEE cont...

SESSION: PAGE:

02/03-140	Resolution Authorizing the Issuance and Sale of \$4,835,000 Taxable General Obligation Refunding Bonds.....	Mar	183
*02/03-25	Ordinance Amending MCC §§ 1.08(4) and 4.13(6) Pertaining to copy Fees.....	June	48

HEALTH CARE CENTER COMMITTEE:

02/03-11	Resolution Recommending Action to Support Nursing Homes..	May	34
02/03-66	Resolution Increasing Health Care Center Rates.....	Sept	92
02/03-88	Resolution Authorizing Out-of-State Travel for Michael Thomas.....	Oct	117

HIGHWAY COMMITTEE:

02/03-12	Resolution Authorizing Utility Easement on Airport Property...	May	35
02/03-69	Resolution Proclaiming Put the Brakes on Fatalities Day.....	Sept	94
02/03-108	Resolution Authorizing a Four-Way Stop in the City of Two Rivers.....	Dec	146
02/03-109	Resolution Authorizing Joint Construction Agreement on West Custer Street.....	Dec	147
02/03-110	Resolution Authorizing Out-Of-State Travel for Gary Kennedy.	Dec	148

HUMAN SERVICES BOARD:

02/03-67	Resolution Authorizing Forensic Interview Training Grant Application.....	Sept	92
02/03-68	Resolution Recommending Changes in Temporary Assistance to Needy Families (TANF) Legislation.....	Sept	93
02/03-81	Resolution Authorizing Coordinated Services Team Initiative Proposal.....	Oct	108

LAND CONSERVATION COMMITTEE/

NATURAL RESOURCES & EDUCATION COMMITTEE:

02/03-13	Resolution Proclaiming June Dairy Month.....	May	36
02/03-44	Resolution Accepting Additional Funding for the Silver Lake Project.....	July	66
02/03-45	Resolution Amending 2002 Budget Because of Increased Funding from Bay Area Agency on Aging.....	July	67
02/03-53	Resolution Authorizing River Protection Grant Application for the East and West Twin Rivers.....	Aug	77

02/03-70	Resolution Amending 2002 Budget Because of Increased Funding From Bay Area Agency on Aging.....	Sept	95
02/03-82	Resolution Authorizing Coastal Management Grant Application.....	Oct	109
02/03-89	Resolution Transferring Contingency Funds to the Silver Lake Special Revenue Fund.....	Oct	118
02/03-98	Resolution Adopting 2003-05 Plan for Older People.....	Nov	130
02/03-99	Resolution Authorizing Specialized Transportation Assistance Program Grant Application.....	Nov	130
02/03-111	Resolution Amending 2002 Budget. (Aging Resource Center)...	Dec	149

LAND CONSERVATION COMMITTEE/

NATURAL RESOURCES & EDUCATION COMMITTEE cont...

SESSION: PAGE:

02/03-115	Resolution Amending 2002 Budget (Alzheimer's Family Caregiver Program).....	Jan	155
02/03-116	Resolution Amending 2002 Budget (Bay Area Agency on Aging Funding).....	Jan	155
02/03-117	Resolution Regarding Specialized Transportation Assistance Program.....	Jan	156
02/03-124	Resolution Authorizing Sponsorship of Wisconsin Conservation Corp Program.....	Feb	165

LEGISLATIVE REVIEW COMMITTEE:

02/03-26	Resolution Opposing S.B. 405 Pertaining to a County Sales and Use Tax.....	June	49
02/03-27	Resolution Supporting A.B. 591 Pertaining to Official Newspapers.....	June	50
02/03-28	Resolution Supporting Continued Funding for the Wisconsin Public Television Green Bay Production Unit.....	June	50

PERSONNEL COMMITTEE:

02/03-14	Resolution Establishing Elected Official Salaries.....	May	37
02/03-71	Resolution Authorizing Participation in United Way Campaign.....	Sept	97
02/03-83	Resolution Approving Safety Policy.....	Oct	110
02/03-84	Resolution Approving Wellness Program.....	Oct	111
02/03-100	Resolution Ratifying 2002-2003 Collective Bargaining Agreement with Sheriff Department Employees Represented by Local 986-B, AFSCME, AFL-CIO.....	Nov	132
02/03-112	Resolution Increasing Regular Non-Represented Employee Compensation.....	Dec	150
02/03-118	Resolution Ratifying Tentative Agreements with Highway Department Employees Local 986, AFSCME, AFL-CIO.....	Jan	157
02/03-125	Resolution Ratifying and Adopting a Flexible Benefits Program.....	Feb	166

02/03-126	Resolution Ratifying Tentative Agreements with Health Care Center Employees Local 1288, AFSCME, AFL-CIO.....	Feb	167
-----------	--	-----	-----

PLANNING AND PARK COMMISSION:

02/03-29	Resolution Authorizing Purchase of Land for Public Hunting Ground.....	June	51
02/03-30	Resolution Supporting Preparation of Comprehensive Regional Master Plan.....	June	52
02/03-90	Resolution Concurring in 2002 Bay-Lake Regional Planning Commission Annual Report.....	Oct	119
02/03-91	Resolution Adopting Planning and Park Commission Report Denying Zoning Amendment Petition for Kenneth Luebke.....	Oct	120
02/03-101	Resolution Adopting Planning and Park Commission Report and Denying zoning Amendment Petition for Cheryle Jandrey and Nicholas L. Zutz.....	Nov	133

PLANNING AND PARK COMMISSION cont...

SESSION: PAGE:

*02/03-15	Ordinance Amending Zoning Ordinance Map for Ron Cleveringa.....	May	38
*02/03-16	Ordinance Amending Zoning Ordinance Map for Ric Walt.....	May	38
*02/03-31	Ordinance Amending Zoning Ordinance Map for Roy Engelland.....	June	53
*02/03-54	Ordinance Amending Manitowoc County Code § 8.13(2) (Mini-Ware Housing).....	Aug	78
*02/03-55	Ordinance Amending Zoning Map for Erwin Schuette.....	Aug	79
*02/03-56	Ordinance Amending Zoning Map for Town of Schleswig.....	Aug	80
*02/03-57	Ordinance Amending Zoning Map for Garry Gates.....	Aug	81
*02/03-58	Ordinance Amending Zoning Map for Peter Propson.....	Aug	81
*02/03-59	Ordinance Amending Zoning Map for James Fesing.....	Aug	81
*02/03-60	Ordinance Amending Zoning Map for S.E. Rusty Strauss.....	Aug	81
*02/03-61	Ordinance Amending Zoning Map for Randy Bratz.....	Aug	81
*02/03-72	Ordinance Amending Zoning Map for Eric M. Bauer.....	Sept	98
*02/03-73	Ordinance Amending Zoning Map for Dennis Hove.....	Sept	98
*02/03-74	Ordinance Amending Zoning Map for Joseph Kirsch.....	Sept	98
*02/03-75	Ordinance Amending Zoning Map for Lyle B. Schwoerer.....	Sept	98
*02/03-76	Ordinance Amending Zoning Map for Mel Stangel.....	Sept	98
*02/03-92	Ordinance Amending Zoning Map for Dennis N. Frenz.....	Oct	121
*02/03-93	Ordinance Amending Zoning Map for Gregory Saueressig.....	Oct	121
*02/03-94	Ordinance Amending Zoning Map for Nancy Schuh.....	Oct	121
*02/03-102	Ordinance Amending Zoning Map for William Ebert.....	Nov	133
*02/03-119	Ordinance Amending Manitowoc County Code § 14.08(1) (Relating to Pet Owners Allowed to Walk Pets on County Park Property).....	Jan	158
*02/03-127	Ordinance Amending Manitowoc Map for Steve Lubner.....	Feb	168

*02/03-128	Ordinance Amending Manitowoc Map for William Morgan.....	Feb	168
*02/03-129	Ordinance Amending Manitowoc Map for Jerome Wagner.....	Feb	168
*02/03-130	Ordinance Amending Manitowoc Map for Mark Giese.....	Feb	170
*02/03-141	Ordinance Amending Manitowoc Map for Paul Kammann.....	Mar	189
*02/03-142	Ordinance Amending Manitowoc Map for James Kocourek.....	Mar	189
*02/03-143	Ordinance Amending Manitowoc Map for Riesterer Properties.	Mar	189
*02/03-144	Ordinance Amending Manitowoc Map for Daniel Schisel.....	Mar	189
*02/03-145	Ordinance Amending Manitowoc Map for John Wochos.....	Mar	189

PUBLIC SAFETY COMMITTEE:

02/03-17	Resolution Authorizing Acceptance of Grant Funds.....	May	40
02/03-18	Resolution Authorizing Application for and Acceptance of Video Conferencing Grant Funds.....	May	40
02/03-46	Resolution Authorizing Acceptance of Grant Funds (Bulletproof Vest Partnership).....	July	68
02/03-47	Resolution Authorizing Out-Of-State Travel for Gregory J. Schetter and Todd E. Hermann.....	July	69
02/03-77	Resolution Authorizing Law Enforcement Mutual Assistance Agreement.....	Sept	102
02/03-85	Resolution Recognizing Sergeant Philip J. Kinzel.....	Oct	112

PUBLIC SAFETY COMMITTEE cont...

SESSION: PAGE:

02/03-103	Resolution Authorizing Domestic Preparedness Equipment Sub-Grant.....	Nov	134
02/03-131	Resolution Authorizing Domestic Preparedness Grant Application.....	Feb	170
02/03-132	Resolution Authorizing Hazardous Material Emergency Preparedness Planning Sub-Grant.....	Feb	171
02/03-133	Resolution Authorizing Out-of-State Travel for Nancy H. Crowley.....	Feb	172
02/03-134	Resolution Authorizing Out-of-State Trave for Joseph Keil.....	Feb	172
02/03-146	Resolution Authorizing Acceptance of Grant Funds (Radar Trailer).....	Mar	192

PUBLIC WORKS COMMITTEE:

02/03-32	Resolution Authorizing 2003 AG Clean Sweep Grant Applications.....	June	54
02/03-33	Resolution Authorizing 2003 Household Clean Sweep Grant Application.....	June	55
02/03-34	Resolution Commending Clean Sweep Program Volunteers and Staff.....	June	55
02/03-35	Resolution Authorizing Cellcom Contract.....	June	56
02/03-37	Resolution Authorizing Land Sale to Thomas & Sherry Deets..	June	58
02/03-38	Resolution Delegating Health Care Center Construction		

	Policy Authority to Public Works Committee.....	June	59
02/03-48	Resolution Authorizing Land Sale to Chris Lochmann.....	July	69
02/03-135	Resolution Regarding Proposed Expansion of Ridgeview Recycling and Disposal Facility.....	Feb	173
02/03-147	Resolution Urging Continued State Funding of Agricultural and Household Hazardous Waste Programs.....	Mar	193
*02/03-36	Ordinance Amending MCC § 6.16(3) Pertaining to Designation of Parking Spaces.....	June	57

MISCELLANEOUS RESOLUTIONS & ORDINANCES:

Amendment	County Board Rule 6(h) Providing the Starting Time for Standing Committee Meetings.....	Apr	23
Tabled	County Board Rule 12(b) Expediting the Voting Process When Electing Officers.....	Apr	23
02/03-3	Resolution Accepting Manitowoc County Code (2002).....	Apr	24
02/03-4	Resolution Honoring Edward Grimm, Marie Kohlbeck, Kevin Juul, Michael Strauss, and Susie Borremans.....	Apr	26
02/03-5	Resolution Authorizing Out-of-State Travel (Timothy O'Hearn)	Apr	27
02/03-6	Resolution Accepting Changing Options and Outcomes Grant..	Apr	28
02/03-7	Resolution Approving Town of Newton Zoning Ordinance for Joseph H. Popp.....	Apr	28
02/03-19	Resolution Honoring Dan Fischer.....	May	41
02/03-20	Resolution Supporting H.R. 3414 and S.221.....	May	42

MISCELLANEOUS RESOLUTIONS AND ORDINANCES cont...

SESSION: PAGE:

02/03-21	Resolution Requesting Congressional Support in Preserving Medicare Add-On Payments.....	May	43
02/03-22	Resolution Supporting Rule Changes Allowing Use of Single Workers in Nursing Homes.....	May	43
02/03-23	Resolution in the Matter of The Town of Newton Zoning Ordinance for Joseph H. Popp.....	May	44
02/03-39	Resolution Amending 2002 Highway Department Budget.....	June	60
02/03-40	Resolution Amending Budget to Fund Telephone Equipment Agreement.....	June	61
02/03-41	Resolution Extending Closing Date for the Sale of the Evergreen Inn.....	June	62
02/03-42	Resolution in the Matter of the Town of Newton Zoning Ordinance for Manuel and Vicki Waack.....	June	63
02/03-49	Resolution Extending Closing Date for the Sale of the Evergreen Inn.....	July	70
02/03-62	Resolution on the Passing of Robert J. Michels.....	Aug	85
02/03-63	Resolution Commending Airshow 2002 Volunteers.....	Aug	86

02/03-64	Resolution Amending Budget for Silver Lake Projects.....	Aug	88
02/03-78	Resolution in the Matter of The Town of Centerville Zoning Ordinance for Korry Ardell.....	Sept	102
02/03-79	Resolution in the Matter of the Town of Centerville Zoning Ordinance for Brigitte Johnson.....	Sept	102
02/03-86	Resolution Authorizing Construction of Replacement Impound Garage and Additional Storage Space.....	Oct	113
02/03-87	Resolution Approving Town of Newton Zoning Ordinance for John Luebke Sons.....	Oct	115
02/03-95	Resolution Proclaiming November as Capital Civic Centre Month.....	Oct	122
02/03-104	Resolution Amending Human Services Department Budget.....	Nov	135
02/03-105	Resolution Approving Town of Newton Zoning Ordinance for Gerald Barnes.....	Nov	137
02/03-113	Resolution Establishing Intoxicated Driver Program Fees.....	Dec	151
02/03-114	Resolution on the Passing of Stanley Zielanis.....	Dec	152
02/03-120	Resolution Honoring Bill Stiefvater.....	Feb	160
02/03-148	Resolution Proclaiming Child Abuse and Neglect Prevention Month.....	Mar	194
*02/03-2	Ordinance Amending Manitowoc County Code § 1.04(h) Relating to Executive Committee.....	Apr	21
*02/03-8	Ordinance Creating Manitowoc County Code § 1.04(h) Relating to Executive Committee.....	May	30

OTHER BUSINESS:

-----	County Board Seating Arrangement.....	Apr	22
TABLED	Ordinance Creating Manitowoc County Code § 1.04(h) Relating to Executive Committee.....	Apr	26

