

2023 – 2024
PROCEEDINGS
OF THE
COUNTY BOARD OF SUPERVISORS



Sessions: April 18, 2023 - March 19, 2024

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2023/2024 OFFICIAL PROCEEDINGS
MANITOWOC COUNTY BOARD OF SUPERVISORS

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MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

Tuesday, April 18, 2023

5:00 P.M.

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the Heritage Building, in the City of Manitowoc, being the 18th day of April 2023, for the purpose of transacting business as a Board of Supervisors.

Chairperson Martell called the meeting to order at 5:00 p.m.

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

Roll call: 21 members were present at the time of voting for resolutions: Baumann, Behnke, Engelbrecht, Falkowski, Gerroll, Hacker, Hansen, Jadowski, Klein, Linsmeier, Martell, Metzger, Muench, Naidl, Neils, Phipps, Sitkiewitz, Vogt, Wagner, Weiss, and Zimmer. Supervisors Brey, Heller, Maresh, and Shimulunas were excused.

On a motion by Supervisor Behnke, seconded by Supervisor Engelbrecht, the March 21, 2023 meeting minutes were approved on a unanimous vote.

REPORTS OF COUNTY SUPERVISORS, OFFICES, AND DEPARTMENT DIRECTORS

County Executive Bob Ziegelbauer and Chairperson Martell presented a Proclamation Proclaiming the Month of May as Foster Care Month to Foster Care Coordinator Karen Zahn and the Foster Care Team.

PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Chairperson Martell declared public comment open at 5:12 p.m.

Maura Yost, Town of Centerville, expressed her concern with how the dome project would be funded and advocated for a half-cent sales tax.

No one else present wished to speak, subsequently Chairperson Martell closed public input at 5:18 p.m.

APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Martell presented County Executive Ziegelbauer's appointment of Korina Aghmar to the Local Emergency Planning Committee. Supervisor Metzger moved, seconded by Supervisor Muench to approve the appointment. Upon voice vote, the motion carried unanimously.

COMMITTEE REPORTS ON MEETINGS, PETITIONS, RESOLUTIONS, ORDINANCES

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

Supervisor Falkowski moved, seconded by Supervisor Engelbrecht to adopt Resolution 2023/2024-1 Authorizing Application for and Acceptance of Farmland Preservation Program Planning Grant. Upon vote, the motion carried unanimously.

No. 2023/2024 - 1

**RESOLUTION AUTHORIZING APPLICATION FOR AND
ACCEPTANCE OF FARMLAND PRESERVATION PROGRAM
PLANNING GRANT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Wisconsin Stat. § 91.10 authorizes counties to adopt a Farmland
2 Preservation Plan for the purpose of preserving agricultural resources, guiding land use
3 decisions, minimizing farm and non-farm conflicts; and providing tax credits for property
4 owners in certified farmland preservation areas; and
5

6 WHEREAS, the Manitowoc County Farmland Preservation Plan is certified until
7 December 31, 2024; and
8

9 WHEREAS, an updated Farmland Preservation Plan allows county landowners to
10 continue to be eligible for income tax credits; and
11

12 WHEREAS, the Planning and Zoning Department intends to contract with the Bay-Lake
13 Regional Planning Commission to provide consulting services to facilitate meetings, develop
14 plan elements, and update the Farmland Preservation Plan according to the requirements set forth
15 in Wis. Stat. § 91.10 and Wis. Admin. Code ch. ATCP 49; and
16

17 WHEREAS, the Wisconsin Department of Agriculture, Trade and Consumer Protection
18 offers planning grants which may reimburse up to 50 percent of a county's cost to prepare a
19 Farmland Preservation Plan update, up to a maximum of \$30,000;
20

21 NOW, THEREFORE, BE IT RESOLVED THAT the county board of supervisors of the
22 county of Manitowoc County Board of Supervisors authorizes the Planning and Zoning Director
23 to apply for and accept a grant from the state of Wisconsin Department of Agriculture, Trade and
24 Consumer Protection in an amount not to exceed \$30,000 for the purpose of updating the
25 Farmland Preservation Plan; to contract with the Bay-Lake Regional Planning Commission for
26 services in connection with updating the Farmland Preservation Plan in an amount not to exceed
27 \$30,000; and to sign such documents and take such actions as may be necessary to undertake,
28 direct, and complete the grant and update the Farmland Preservation Plan; and
29

30 BE IT FURTHER RESOLVED that revenues and expenditures in the 2023 Planning and
31 Zoning budget are amended by the amount of the grant received and that the Finance Director is
32 directed to record such information in the official books of the County as may be required.

Dated this 18th day of April 2023.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: No tax levy impact. Expenditures will be offset by any revenues received from the grant.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Falkowski moved, seconded by Supervisor Neils to enact Ordinance 2023/2024-2 Amending Zoning Map (Lance and Holly Dederig). Upon vote, the motion carried unanimously.

No. 2023/2024 - 2

ORDINANCE AMENDING ZONING MAP
(Lance and Holly Dederig)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held
2 a public hearing on a petition for a zoning ordinance amendment on March 27, 2023; and
3

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

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

11 A parcel of land in part of the Northwest 1/4 of the Fractional Northeast 1/4, all being in
12 Section 4, Township 17 North, Range 21 East, Town of Schleswig, Manitowoc County,
13 Wisconsin, described as follows:
14

15 Commencing at the South 1/4 corner of Section 33, Township 18 North, Range 21
16 East, Town of Eaton, Manitowoc County, Wisconsin; thence along the South line
17 of the Southeast 1/4 of said Section 33, S89°35'27"E, 405.50 feet to the point of
18 beginning; thence, continuing along said South line, S89°35'27"E, 259.00 feet;
19 thence S00°00'53"W, 505.00 feet; thence N89°35'27"W, 259.00 feet; thence
20 N00°00'53"E, 505.00 feet to the point of beginning, said parcel containing
21 approximately 130,972 Square Feet (3.0026 Acres) of land and is hereby rezoned
22 from General Agriculture (GA) District to Small Estate Residential (SE) District.

Dated this 18th day of April 2023.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Falkowski moved, seconded by Supervisor Neils to enact Ordinance 2023/2024-3 Amending Zoning Map (Jayme and Stephanie Hetland). Upon vote, the motion carried unanimously.

No. 2023/2024 - 3

ORDINANCE AMENDING ZONING MAP
(Jayme and Stephanie Hetland)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held
2 a public hearing on a petition for a zoning ordinance amendment on March 27, 2023; and
3

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

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

11 A parcel of land in all of Lot 4 of certified survey map recorded in Volume 35 on Page
12 269, Document number 1243444, located in the southwest ¼ of section 2, Township 17 North,
13 Range 21 East, Town of Schleswig, Manitowoc County, Wisconsin, described as follows:
14

15 Commencing at the southwest corner of section 2 thence North 89 degrees 54
16 minutes 10 seconds east, a distance of 936.89 feet to the point of beginning;
17 Thence north 89 degrees 54 minutes 10 seconds east along the south line of lot 4,
18 a distance of 381.68 feet; Thence north 00 degrees 15 minutes 14 seconds east
19 along the east line of lot 4, a distance of 368.76 feet; Thence along the north line
20 of lot 4, south 89 degrees 54 minutes 10 seconds west, a distance of 393.93 feet;
21 Thence south 01 degrees 38 minutes 56 seconds east a distance of 368.88 feet to
22 the point of beginning, said parcel containing approximately 3.28 acres of land
23 and is hereby rezoned from Small Estate Residential (SE) District to Rural
24 Residential (RR) District.

Dated this 18th day of April 2023.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Falkowski moved, seconded by Supervisor Zimmer to enact Ordinance 2023/2024-4 Amending Manitowoc County Code § 13.37(7) (Private Sewage Systems Violations). Upon vote, the motion carried unanimously.

No. 2023/2024 - 4

**ORDINANCE AMENDING MANITOWOC COUNTY CODE § 13.37(7)
(PRIVATE SEWAGE SYSTEMS - VIOLATIONS)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Chapter 13 of the Manitowoc County Code regulates private sewage
2 systems; and
3

4 WHEREAS, the purpose of the Private Sewage Systems Ordinance is to insure the safe
5 and proper use of land and water resources and to promote the public health, safety, and general
6 welfare by regulating the location, design, installation, alteration, inspection, management and
7 use of all private sewage systems; and
8

9 WHEREAS, the Manitowoc County Private Sewage Systems Ordinance is adopted
10 pursuant to Wis. Stat. §§ 59.70(1), 59.70(5), 145.04, 145.19, 145.20, and 145.245; and
11

12 WHEREAS, Section 13.37 of the Manitowoc County Code outlines what constitutes
13 violations of the Private Sewage Systems Ordinance; and
14

15 WHEREAS, the proposed amendment is to confirm Manitowoc County’s intent when it
16 passed Ordinance No. 2017/2018-75 that use or occupancy of a building that is not in
17 compliance with M.C.C. § 13.32(2) is not itself unlawful; and
18

19 WHEREAS, the Planning and Park Commission, after providing the required notice, held
20 a public hearing on March 27, 2023 to consider the proposed amendment to the Manitowoc
21 County Private Sewage Systems Ordinance; and
22

23 WHEREAS, the Planning and Park Commission, after careful consideration of the
24 testimony at the hearing and an examination of the facts, recommends that the following
25 amendment of the Manitowoc County Private Sewage Systems Ordinance be approved;
26

27 NOW, THEREFORE, the county board of supervisors of the county of Manitowoc does
28 ordain as follows:
29

30 Manitowoc County Code § 13.37(7) is amended to read as follows:
31

32 (7) It is unlawful to use or occupy any building that requires a private sewage system,
33 which is not serviced by a private sewage system that complies with the Private Sewage Systems
34 Ordinance. A violation of s. 13.32(2) does not constitute a violation of this sub. (7).

35
36 and

37
38 BE IT FURTHER ORDAINED that if applicable, the table of contents shall be updated
39 to reflect this amendment; and

40
41 BE IT FURTHER ORDAINED that this ordinance shall be effective upon publication.

Dated this 18th day of April 2023.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

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

Board of Health: Supervisor Metzger gave a brief report.

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

Finance Committee: Supervisor Hansen gave a brief report.
Supervisor Hansen moved, seconded by Supervisor Baumann to adopt Resolution 2023/2024-5
Authorizing Fund Balance Designations, Carry-Over, Transfers, and Reappropriation of
Specified Funds from 2022 to 2023. Upon vote, the motion carried unanimously.

No. 2023/2024 - 5

**RESOLUTION AUTHORIZING FUND BALANCE DESIGNATIONS,
CARRY-OVER, TRANSFERS, AND REAPPROPRIATION OF
SPECIFIED FUNDS FROM 2022 TO 2023**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

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

3
4 WHEREAS, some of the activities, programs, and projects that were planned for the 2022
5 budget year did not take place, were not completed, or are ongoing and must be carried over into
6 the next budget year; and
7

8 WHEREAS, the County Board has previously adopted Resolution Implementing Fund
9 Balance Policy In Accordance With GASB Statement No. 54 in December 2011; and

10
11 WHEREAS, the Finance Director has compiled a pre-audit list designating those
12 activities, programs, projects, and funds that should be carried forward and reappropriated in the
13 2022 budget; and

14
15 WHEREAS, the appropriate oversight committees and the Finance Committee have
16 reviewed the requests and recommend that the designation, carry over, transfer, and re-
17 appropriation requests be approved; and

18
19 WHEREAS, Wisconsin statutes and county board rules require that the county board take
20 official action to authorize the designation, carry over, transfer, and re-appropriation of funds;
21 and

22
23 WHEREAS, sound financial practice requires that such carry over designations and
24 transfers be recorded in the official books of the County; and

25
26 WHEREAS, the General Fund had another good year in 2022 to the point that funds are
27 available to transfer to the Debt Service to pay off a portion of the remaining balance of our 2012
28 General Obligation Note; and

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

33
34 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of
35 Supervisors that the following funds and their designations are authorized to be carried over from
36 the official books of the county for the year ended December 31, 2022 to the official books of the
37 county for the year ending December 31, 2023; that the funds be re-appropriated and expended
38 as may be required; and that the 2023 Annual Budget is amended and the appropriate line items
39 in the General Fund or Debt Service Fund may be increased as necessary:
40

41 NON-SPENDABLE FUND BALANCE

42

43 Account Number	Description	Amount
44 100.34100	Resrvd-Property Taxes	\$829,473.94
45 100.34115	Resrvd-Prepaid Items	\$22,560.21
46 100.34120	Resrvd-Inventory	\$63,251.06
47 TOTAL		\$915,285.21

48 RESTRICTED FUND BALANCE

49

50 Account Number	Description	Amount
51 100.34240	Unres/Desig-Public Health	\$2,308.43
52 100.34245	Unres/Desig-Veterans Srv	\$49,880.16
53 100.34270	Unres/Desig-Lnd Rec Modern	\$303,659.43
54 100.34271	Unres/Desig-ROD Redaction	\$85,812.48
55 TOTAL		\$440,339.73

56 COMMITTED FUND BALANCE

57

58 Account Number	Description	Amount
59 100.34232	Unres/Desig-Mapping	\$109,620.94
60 100.34233	Unres/Desig-Area Plan PP	\$160,472.82
61 100.34238	Unres/Desig-PZ Coastal Grant	\$10,315.50
62 100.34259	Unres/Desig-Prepay debt	\$300,000.00
63 100.34275	Unres/Desig-Sheriff	\$7,909.62
64 100.34277	Unres/Desig-Vehicle Pool PW	\$138,926.00
65 100.34280	Unres/Desig-Emgt Hazmat	\$288,741.51
66 100.34282	Unres/Desig-Personnel	\$14,965.27
67 100.34289	Unres/Desig-Elections CC	\$141,231.66
68 100.34293	Unres/Desig-Communications Pro	\$354,869.20
69 100.34294	Unres/Desig-PW-PBX Phone Sys	\$227,537.10
70 100.34295	Unres/Desig-Future Cap Proj	\$60,000.00
71 100.34298	Unres/Desig-Vehicle	\$35,000.00
72 TOTAL		\$1,849,589.62

73 and

74 BE IT FURTHER RESOLVED that remaining funds in the County’s Special Revenue
 75 Funds, Debt Service Funds, and Capital Projects Funds be carried forward for their intended
 76 purpose as previously approved by the County Board and may be reappropriated in the 2023
 77 budget as may be required; and

78 BE IT FURTHER RESOLVED that the Finance Director is directed to record such
 79 information in the official books of the County for the year ended December 31, 2022 and for the
 80 year ending December 31, 2023 as may be required.
 81
 82

Dated this 18th day of April 2023.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Carries over and transfers the amounts specified from the 2022 budget to the 2023 budget and amends the 2023 Annual Budget as may be required.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Hansen moved, seconded by Supervisor Baumann to adopt Resolution 2023/2024-6 Denying Claim (Donna Diaz). Upon vote, the motion carried unanimously.

No. 2023/2024 - 6

RESOLUTION DENYING CLAIM

(Donna Diaz)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Donna Diaz filed a claim with Manitowoc County on March 14, 2023
2 seeking reimbursement of \$1,537.00 for medical and other expenses, in addition to unidentified
3 future expenses that she may have, which were purportedly incurred as a result of slipping on ice
4 on a courthouse sidewalk; and

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

8
9 WHEREAS, the insurance carrier has reviewed the information provided, investigated
10 the facts, and determined that Manitowoc County should deny the claim; and

11
12 WHEREAS, the Corporation Counsel and the Finance Committee have reviewed the
13 insurance carrier’s recommendation that the claim be denied and that the county issue a formal
14 disallowance;

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

Dated this 18th day of April 2023.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Land Conservation Committee/UW-Extension Education and Agriculture Committee:
Supervisor Wagner gave a brief report.

Personnel Committee: Supervisor Metzger gave a brief report.

Public Safety Committee: Supervisor Falkowski gave a brief report.

Public Works Committee: Supervisor Gerroll gave a brief report.

Miscellaneous:

Supervisor Metzger moved, seconded by Supervisor Behnke, to adopt Resolution 2023/2024-7 Authorizing Reallocation of Human Services Department 1.0 Full-Time Equivalent Position (CCS Rehabilitation Specialist to Clinical Division Deputy Director). Upon vote, the motion carried unanimously.

No. 2023/2024 - 7

RESOLUTION AUTHORIZING REALLOCATION OF HUMAN SERVICES DEPARTMENT 1.0 FULL-TIME EQUIVALENT POSITION (CCS Rehabilitation Specialist to Clinical Division Deputy Director)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the human services department has four divisions, each of which has a
2 deputy director, except for the clinical services division; and

3
4 WHEREAS, the previous clinical services deputy director was promoted to human
5 services department director; and

6
7 WHEREAS, the vacated clinical services deputy director position was not refilled and
8 was removed from the “Full Time Equivalent Report (FTE) by Department” included in the
9 Manitowoc County, WI 2023 Adopted Annual Budget; and

10
11 WHEREAS, the job duties of the human services director make it unmanageable to
12 perform both the department director and clinical services deputy director duties; and

13
14 WHEREAS, the 2023 budget included two CCS rehabilitation specialist position that
15 have not been filled; and

16
17 WHEREAS, amending the Full Time Equivalent Report (FTE) by Department in the
18 2023 budget to reallocate the FTE positions in the human services department by reducing the
19 number of CCS rehabilitation specialist positions by 1.0 FTE and including a 1.0 FTE clinical
20 service deputy director position will permit the human services director to effectively perform
21 the duties’ of that position; and
22

23 WHEREAS, after careful consideration and review, the Human Services Board and the
24 Personnel Committee recommend amending the “Full Time Equivalent Report (FTE) by
25 Department” included in the Manitowoc County, WI 2023 Adopted Annual Budget to reallocate
26 the FTEs in the human services department by reducing the number of CCS rehabilitation
27 specialist positions by 1.0 FTE and including a 1.0 FTE clinical service deputy director position;
28

29 NOW, THEREFORE, BE IT RESOLVED that county board of supervisors of the county
30 of Manitowoc amend the “Full Time Equivalent Report (FTE) by Department” included in the
31 Manitowoc County, WI 2023 Adopted Annual Budget to reallocate the FTEs in the human
32 services department by reducing the number of CCS rehabilitation specialist positions by 1.0
33 FTE and creating a 1.0 FTE clinical service deputy director position; and
34

35 BE IT FURTHER RESOLVED that the Finance Director is directed to record such
36 information in the official books of the County for the year ending December 31, 2023 as may be
37 required.

Dated this 18th day of April 2023.

Respectfully submitted by the Personnel Committee and Human Services Board.

FISCAL IMPACT: The position costs roughly \$126,000 annually of which approximately \$12,260 would come from levy dollars with the remainder paid from grant funds.

APPROVED: Bob Ziegelbauer, County Executive.

ANNOUNCEMENTS

Chairperson Martell announced that there will be a County Board Security Training meeting at 5:30 p.m., before the County Board Meeting, on May 16, 2023.

ADJOURNMENT

Supervisor Behnke moved to adjourn, seconded by Supervisor Neils, and the motion was adopted by acclamation. The meeting adjourned at 5:43 p.m.

Respectfully submitted,
Jessica Backus, Manitowoc County Clerk

** The County Board Meeting is available for viewing at:

<https://www.youtube.com/watch?v=JjX-jwAa4vA>

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

Tuesday, May 16, 2023

6:00 P.M.

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the Heritage Building, in the City of Manitowoc, being the 16th day of May 2023, for the purpose of transacting business as a Board of Supervisors.

Chairperson Martell called the meeting to order at 6:00 p.m.

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

Roll call: 22 members were present at the time of voting for resolutions: Behnke, Brey, Engelbrecht, Falkowski, Gerroll, Hacker, Hansen, Heller, Jadowski, Klein, Maresh, Martell, Metzger, Muench, Naidl, Phipps, Shimulunas, Sitkiewitz, Vogt, Wagner, Weiss, and Zimmer. Supervisors Baumann, Linsmeier, and Neils were excused.

On a motion by Supervisor Behnke, seconded by Supervisor Engelbrecht, the April 18, 2023 meeting minutes were approved on a unanimous vote.

PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Chairperson Martell declared public comment open at 6:03 p.m.

No one present wished to speak, subsequently Chairperson Martell closed public input at 6:03 p.m.

APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Martell presented County Executive Ziegelbauer's appointments of Kristy Schmidt, Robert Wenger, Alternate) Audrey Reese, and Kevin Klosinski to the Local Emergency Planning Committee. Supervisor Sitkiewitz moved, seconded by Supervisor Hacker to approve the appointments. Upon voice vote, the motion carried unanimously.

COMMITTEE REPORTS ON MEETINGS, PETITIONS, RESOLUTIONS, ORDINANCES

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

Supervisor Falkowski moved, seconded by Supervisor Zimmer to enact Ordinance 2023/2024-8 Amending Zoning Map (Signature Enterprises LLC). Upon vote, the motion carried unanimously.

No. 2023/2024 - 8

ORDINANCE AMENDING ZONING MAP
(Signature Enterprises LLC)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held
2 a public hearing on a petition for a zoning ordinance amendment on April 24, 2023; and
3

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

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

11 A parcel of land in part of the SW 1/4 of the SE 1/4 including part of Tract 1 of a
12 Certified Survey Map recorded in Volume 13, Page 357, all of Lot 1 of a Certified Survey Map
13 recorded in Volume 30, Page 61, located in Section 21, Town 18 North, Range 22 East, Town of
14 Liberty, Manitowoc County, Wisconsin, described as follows:
15

16 Commencing at the S 1/4 Corner of Section 21; Thence S 88°08'47" E, 845.97
17 feet coincident with the south line of the SE 1/4 of Section 21 being the point of
18 beginning; Thence continuing S 88°08'47" E, 277.68 feet to the southwest corner
19 of Lot 2 of a Certified Survey Map recorded in Volume 30, Page 61; Thence
20 N 03°56'52" E, 125.75 feet (recorded as S 03°52'35" W, 125.71'); Thence
21 S 85°53'47" E, 20.81 feet (recorded as N 86°07'25" W, 20.71'); Thence N
22 03°49'10" E, 254.26 feet (recorded as S 03°52'35" W, 254.41') coincident with the
23 west line of said Lot 2 to its northwest corner; Thence S 67°19'06" E, 174.95 feet
24 (recorded as S 67°23'13" E, 174.48') coincident with the north line of said Lot 2 to
25 its northeast corner; Thence N 00°06'34" E (recorded as S 00°02'30" W), 613.09
26 feet coincident with the east line of said SW 1/4 of the SE 1/4; Thence S
27 84°36'58" W, 423.91 feet; Thence S 04°12'49" W, 876.90 feet to the point of
28 beginning, said parcel containing approximately 345,159 Square Feet (7.924
29 Acres) of land and is hereby rezoned from Exclusive Agriculture (EA) District
30 and Small Estate Residential (SE) District to General Agriculture (GA) District.

Dated this 16th day of May 2023.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Falkowski moved, seconded by Supervisor Vogt to enact Ordinance 2023/2024-9 Amending Manitowoc County Code § 8.18 (General Zoning and Land Use Regulations). Upon vote, the motion carried unanimously.

ORDINANCE AMENDING MANITOWOC COUNTY CODE § 8.18
(General Zoning and Land Use Regulation)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Chapter 8 of the Manitowoc County Code regulates the use and development
2 of land and buildings within Manitowoc County; and

3
4 WHEREAS, single family residences and private garages currently require a conditional
5 use permit in the Natural Area (NA) zoning district; and

6
7 WHEREAS, the Planning and Zoning Department has determined the requirement of a
8 conditional use permit for single family residences and private garages in Natural Area zoned
9 areas causes an undue burden on property owners with increased costs and time and does not
10 result in increased protection of natural resources; and

11
12 WHEREAS, the Planning and Park Commission, after providing the required notice,
13 conducted a public hearing on April 24, 2023 to consider the proposed amendment to the
14 Manitowoc County General Zoning and Land Use Regulation Ordinance; and

15
16 WHEREAS, the Planning and Park Commission, after careful consideration of the
17 testimony at the hearing and an examination of the facts, recommends that the following
18 amendment of the Manitowoc County General Zoning and Land Use Regulation Ordinance be
19 approved;

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

23
24 Manitowoc County Code § 8.18(2) (Natural Area (NA)) is amended to read as follows:

25
26 (2) Principal Uses. The following uses are allowed in the NA district:

27 ...

28 (gm) Private Garages.

29 ...

30 (hm) Single Family Residences.

31
32 Manitowoc County Code § 8.18(4) (Natural Area (NA)) is amended to read as follows:

33
34 (4) Conditional Uses. The following uses may be allowed in the NA district upon the
35 issuance of a conditional use permit:

36 ...

37 ~~(e) Private garages.~~

38 ...

39 ~~(h) Single family residences.~~

40
41 and

42
43 BE IT FURTHER ORDAINED that if applicable, the table of contents shall be updated
44 to reflect this amendment; and

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

Dated this 16th day of May 2023.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

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

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

Finance Committee: Supervisor Hansen gave a brief report.

Supervisor Hansen moved, seconded by Supervisor Brey to adopt Resolution 2023/2024-10 Authorizing General Fund Balance Transfers and Approving Wilke Lake Pier Extension. Upon vote, the motion carried unanimously.

No. 2023/2024 - 10

**RESOLUTION AUTHORIZING GENERAL FUND BALANCE
TRANSFER AND APPROVING WILKE LAKE PIER EXTENSION**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Parks Department maintains boat launch facilities at
2 16 lakes in Manitowoc County including Wilke lake; and

3
4 WHEREAS, Wilke Lake is one of five lakes where motor boats are allowed; and

5
6 WHEREAS, the boaters using the Wilke Lake boat launch facility are experiencing
7 difficulty in loading and unloading due to the length of the current launch pier; and

8
9 WHEREAS, the Manitowoc County Lakes Association and the Wilke Lake
10 Advancement Association have sent correspondence verifying the boaters concerns and have
11 requested an extension to the current launch pier; and

12

13 WHEREAS, the Manitowoc County Parks Department has received an estimate to extend
14 the existing launch pier from Pier & Waterfront Solutions, LLC in the amount of \$10,952.00;
15 and

16
17 WHEREAS, the proposed pier extension project was unanticipated and thus not included
18 in the 2023 budget; and

19
20 WHEREAS, there are sufficient reserves in the general fund to fund the purchase and
21 installation of the proposed pier extension; and

22
23 WHEREAS, after careful consideration and review, the Finance Committee recommends
24 that \$11,000.00 be transferred from the general fund to be used to purchase and install an
25 extension to the public access launch pier on Wilke Lake;

26
27 NOW, THEREFORE, BE IT RESOLVED that the county board of supervisors of the
28 county of Manitowoc authorizes the transfer of \$11,000.00 from the general fund to be used to
29 purchase and install an extension to the public access launch pier on Wilke Lake; and

30
31 BE IT FURTHER RESOLVED that the Director of the Planning and Zoning Department
32 is authorized to take necessary measures for the construction and installation of an extension to
33 the Wilke Lake launch pier; and

34
35 BE IT FURTHER RESOLVED that that revenues and expenditures in the 2023 Planning
36 and Zoning budget are amended by the amount provided in this resolution and that the Finance
37 Director is directed to record such information in the official books of the County as may be
38 required.

Dated this 16th day of May 2023.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Transfers \$11,000.00 from the general fund to Planning and Zoning,
thereby reducing the general fund by \$11,000 and increasing the Planning
and Zoning budget by a like amount.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Hansen moved, seconded by Supervisor Brey to adopt Resolution 2023/2024-11
Authorizing BEAD Local Planning Grant Participation. Upon vote, the motion carried
unanimously.

RESOLUTION AUTHORIZING BEAD LOCAL PLANNING GRANT PARTICIPATION

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Wisconsin Public Service Commission Broadband Office has awarded
2 New North, Inc. a Broadband, Equity, Access and Deployment (BEAD) Local Planning Grant;
3 and

4
5 WHEREAS, New North, Inc. has formed the New North Broadband Alliance to work in
6 partnership with counties within New North Inc.'s region, including Manitowoc County, to
7 coordinate and align planning activities across the region; and

8
9 WHEREAS, per the terms of the attached Memorandum of Understanding (MOU)
10 between Manitowoc County and New North Inc., Manitowoc County could receive up to
11 \$10,000 to help compensate for county staff time needed to conduct county responsibilities as
12 outlined in the MOU; and

13
14 WHEREAS, after careful consideration and review, the Finance Committee recommends
15 Manitowoc County continues participating in the New North Broadband Alliance;

16
17 NOW THEREFORE BE IT RESOLVED that the county board of supervisors of the
18 county of Manitowoc authorizes the Manitowoc County Executive to take such action as
19 necessary to fully participate in the New North Broadband Alliance, including applying for
20 grants and entering into agreements; and

21
22 BE IT FURTHER RESOLVED that that revenues and expenditures in the County
23 Executive's budget are amended by the amount provided in this resolution and that the Finance
24 Director is directed to record such information in the official books of the County as may be
25 required.

Dated this 16th day of May 2023.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: No tax levy impact. Appropriate revenue and expense accounts in the County Executive budget are increased by the amount of any grant amounts received.

APPROVED: Bob Ziegelbauer, County Executive.

Highway Committee: Supervisor Behnke gave a brief report.

Human Services Board: Supervisor Brey gave a brief report.

Personnel Committee: Supervisor Metzger gave a brief report.

Public Safety Committee: Supervisor Falkowski gave a brief report.

Public Works Committee: Supervisor Gerroll gave a brief report.

Miscellaneous:

Supervisor Maresh moved, seconded by Supervisor Brey, to adopt Resolution 2023/2024-12 Authorizing Reallocation of Human Services Department 1.0 Full-Time Equivalent Position (CCS Services Facilitator to CCS Administrative Support Specialist). Upon vote, the motion carried unanimously.

No. 2023/2024 - 12

RESOLUTION AUTHORIZING REALLOCATION OF HUMAN SERVICES DEPARTMENT 1.0 FULL-TIME EQUIVALENT POSITION (CCS Services Facilitator to CCS Administrative Support Specialist)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a decision has been made to move the CCS Unit of the Human Services
2 Department to the newly acquired building located 808 Hamilton Street; and
3

4 WHEREAS, with the move to the new building, there is a need for an on-site receptionist
5 and clerical support; and
6

7 WHEREAS, there are currently two (2) vacant CCS Facilitator positions within the CCS
8 Unit; and
9

10 WHEREAS, reallocating a CCS Facilitator position to a CCS Administrative Support
11 Specialist position will allow the department to have the clerical support needed at the new
12 building; and
13

14 WHEREAS, reallocating a CCS Facilitator position to a CCS Administrative Support
15 Specialist position will result in a pay grade change from a salaried C43 to an hourly C42; and
16

17 WHEREAS, reallocating a CCS Facilitator position to a CCS Administrative Support
18 Specialist position will not change the funding source of the position or the Human Services
19 Department's total FTE count; and
20

21 WHEREAS, after careful consideration and review, the Personnel Committee and the
22 Human Services Board recommends the current 1.0 FTE CCS Facilitator position be converted
23 to a 1.0 FTE CCS Administrative Support Specialist position;
24

25 NOW, THEREFORE, BE IT RESOLVED that the county board of supervisors of the
26 county of Manitowoc authorized the reallocation of one of the 1.0 FTE CCS Facilitator positions
27 to a 1.0 FTE CCS Administrative Support Specialist position; and
28

29 BE IT FURTHER RESOLVED that the 2023 Full-Time Equivalent Report (FTE) by
30 Department included in the 2023 Adopted Annual Budget Book is amended accordingly and that
31 the Finance Director is directed to record such information in the official books of the County for
32 the year ending December 31, 2023 as may be required.

Dated this 16th day of May 2023.

Respectfully submitted by the Personnel Committee and Human Services Board.

FISCAL IMPACT: None. The pay grade for the positions involved will change from a
salaried C43 to an hourly B21, *i.e.* a decrease in wages; however, the
position is currently grant funded, so there will be no impact to the tax
levy.

APPROVED: Bob Ziegelbauer, County Executive.

ANNOUNCEMENTS

Chairperson Martell provided a report regarding the Ad Hoc Courthouse Dome Advisory
Committee.

ADJOURNMENT

Supervisor Gerroll moved to adjourn, seconded by Supervisor Muench, and the motion was
adopted by acclamation. The meeting adjourned at 6:25 p.m.

Respectfully submitted,
Jessica Backus, Manitowoc County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

Tuesday, June 20, 2023

6:00 P.M.

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the Heritage Building, in the City of Manitowoc, being the 20th day of June 2023, for the purpose of transacting business as a Board of Supervisors.

Chairperson Martell called the meeting to order at 6:00 p.m.

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

Roll call: 23 members were present at the time of voting for resolutions: Baumann, Brey, Engelbrecht, Falkowski, Gerroll, Hacker, Hansen, Heller, Jadowski, Klein, Linsmeier, Maresh, Martell, Metzger, Muench, Naidl, Neils, Phipps, Shimulunas, Sitkiewitz, Vogt, Wagner, and Weiss. Supervisors Behnke and Zimmer were excused.

On a motion by Supervisor Engelbrecht, seconded by Supervisor Baumann, the May 16, 2023 meeting minutes were approved on a unanimous vote.

REPORTS OF COUNTY SUPERVISORS, OFFICES, AND DEPARTMENT DIRECTORS

County Executive Bob Ziegelbauer and Chairperson Martell presented a Proclamation Proclaiming June Dairy Month to UW-Extension Agricultural Educator Angie Ulness, UW-Extension Director Jayna Hintz, Dairy Princess Jenna Gries, and the Dairy Judging Group of Jenna Gries, Clarissa Ulness, Lauren Siemers, and Emma Vos.

County Executive Bob Ziegelbauer reported the funding options of a county sales tax versus bonding for the Courthouse Dome Project.

PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Chairperson Martell declared public comment open at 6:26 p.m.

Maura Yost, Town of Centerville, advocated for the half-cent county sales tax instead of borrowing.

No one else present wished to speak, subsequently Chairperson Martell closed public input at 6:31 p.m.

APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Martell presented County Executive Ziegelbauer's appointments of Dave Christel and Robert Salm to the Board of Adjustment. Supervisor Hansen moved, seconded by Supervisor Neils to approve the appointments. Upon voice vote, the motion carried unanimously.

Chairperson Martell presented County Executive Ziegelbauer’s appointments of Adam Tegen, Alternate) Elizabeth Runge, and Alternate) Jamie Zastrow to the Northeast Wisconsin Regional Economic Partnership. Supervisor Hansen moved, seconded by Supervisor Engelbrecht to approve the appointments. Upon voice vote, the motion carried unanimously.

Chairperson Martell presented County Executive Ziegelbauer’s appointment of Mary Muench to the Planning and Park Commission. Supervisor Maresch moved, seconded by Supervisor Falkowski to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Martell presented County Executive Ziegelbauer’s appointments of Ronald Shannon and Heather Ihlenfeldt to the Transportation Coordinating Committee. Supervisor Hacker moved, seconded by Supervisor Weiss to approve the appointments. Upon voice vote, the motion carried unanimously.

COMMITTEE REPORTS ON MEETINGS, PETITIONS, RESOLUTIONS, ORDINANCES

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

Board of Health: Supervisor Metzger gave a brief report.

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

Finance Committee: Supervisor Hansen gave a brief report.

Highway Committee: Supervisor Gerroll gave a brief report.

UW-Extension Education and Agriculture Committee: Supervisor Wagner gave a brief report.

Personnel Committee: Supervisor Metzger gave a brief report.

Public Safety Committee: Supervisor Falkowski gave a brief report.

Supervisor Falkowski moved, seconded by Supervisor Muench, to adopt Resolution 2023/2024-13 Authorizing Acceptance of Hazard Mitigation Plan Update Grants. Upon vote, the motion carried unanimously.

No. 2023/2024 - 13

**RESOLUTION AUTHORIZING ACCEPTANCE OF HAZARD
MITIGATION PLAN UPDATE GRANTS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Hazard Mitigation Plan is a federally mandated
2 planning document that is reviewed and renewed every five years; and
3

4 WHEREAS, the Manitowoc County Hazard Mitigation Plan identifies hazards that
5 directly impact Manitowoc County, as well the likelihood and significance of those hazards; and
6

7 WHEREAS, the Federal Emergency Management Administration (“FEMA”) has
8 awarded Manitowoc County \$21,612.62 in grant funds towards the costs of developing the
9 updated Manitowoc County Hazard Mitigation Plan (the “Project”); and

10
11 WHEREAS, Wisconsin Emergency Management (“WEM”) has awarded Manitowoc
12 County an additional \$3,412.52 towards the costs of the Project; and

13
14 WHEREAS, Manitowoc County intends to contract with Bay Lakes Regional Planning to
15 prepare the updated Manitowoc County Hazard Mitigation Plan; and

16
17 WHEREAS, after careful consideration and review, the Public Safety Committee
18 recommends that Manitowoc County accept the grant funds from FEMA and WEM to complete
19 the Project;

20
21 NOW, THEREFORE, BE IT RESOLVED that the county board of supervisors of the
22 county of Manitowoc authorizes the Manitowoc County Emergency Services Director to accept
23 the FEMA Hazard Mitigation Grant Program funds of \$21,612.62 and WEM grant funds of
24 \$3,412.52 for the purpose of updating the Manitowoc County Hazard Mitigation Plan; and

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

28
29 BE IT FURTHER RESOLVED that the 2023 budget is amended by the amount of the
30 grant funds allocated and that the Finance Director is directed to record such information in the
31 official books of the County for the year ending December 31, 2023 with carryover to 2024 as
32 may be required.

Dated this 20th day of June 2023.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: No tax levy impact. Appropriate revenue and expense accounts in the
Emergency Services Department budget are hereby increased by the
amount of the grant funds and commensurate Project expenses.

APPROVED: Bob Ziegelbauer, County Executive.

Public Works Committee: Supervisor Gerroll gave a brief report.

Supervisor Gerroll moved, seconded by Supervisor Sitkiewitz, to adopt Resolution 2023/2024-14
Amending Weapons Policy. Upon vote, the motion carried unanimously.

RESOLUTION AMENDING WEAPONS POLICY

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, in 2011, the legislature passed 2011 Wisconsin Act 35, which repealed
2 prohibitions against carrying concealed and dangerous weapons; and
3

4 WHEREAS, 2011 Wisconsin Act 35 prohibits concealed carry licensees from carrying a
5 firearm in certain government buildings, such as a courthouse, jail, or sheriff’s department; and
6

7 WHEREAS, 2011 Wisconsin Act 35 allows local governments to prohibit employees and
8 the public from carrying specific weapons in local government buildings in certain
9 circumstances; and
10

11 WHEREAS, in 2011 Manitowoc County passed Resolution No. 2011/2012-88, which
12 adopted the “Manitowoc County Weapons Policy” (“Weapons Policy”) consistent with
13 Wisconsin law; and
14

15 WHEREAS, amendments must be made to the Weapons Policy from time-to-time to
16 keep policies current, reflect current practice, and address new issues and circumstances; and
17

18 WHEREAS, Section 3(d) of the Weapons Policy establishes the buildings that are owned
19 by Manitowoc County where the concealed carry of a firearm is prohibited; and
20

21 WHEREAS, due to the relocation of certain county functions, the Public Works
22 Committee, after careful consideration and review, recommends that Section 3(d) of the
23 Weapons Policy be amended to prohibit the concealed carry of firearms in the Human Services
24 Hamilton Street Office Building and the Manitowoc County Office Complex on Expo Drive;
25

26 NOW, THEREFORE, BE IT RESOLVED that the county board of supervisors of the
27 county of Manitowoc amends the Manitowoc County Weapons Policy as follows:
28

29 Manitowoc County Weapons Policy Section 3(d) is amended to read as follows:
30

31 (d) Any other provision of this policy notwithstanding, Manitowoc County prohibits
32 the concealed carry of a firearm or other weapon in the following building(s):
33

34 Communications & Technology Building
35 1024 South 9th Street
36 Manitowoc, WI 54220
37

38 Human Services Department - Main Office
39 926 South 8th Street
40 Manitowoc, WI 54220

41 ~~Human Services Department Job Center Office~~
42 ~~3733 Dewey Street~~
43 ~~Manitowoc, WI 54220~~
44 Human Services Department – Hamilton Street Office
45 808 Hamilton Street
46 Manitowoc, WI 54220
47
48
49 Manitowoc County Office Complex
50 4319 Expo Drive
51 Manitowoc, WI 54220

Dated this 20th day of June 2023.

Respectfully submitted by the Public Works Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

ADJOURNMENT

Supervisor Gerroll moved to adjourn, seconded by Supervisor Falkowski, and the motion was adopted by acclamation. The meeting adjourned at 6:55 p.m.

Respectfully submitted,
Jessica Backus, Manitowoc County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

Tuesday, July 18, 2023

6:00 P.M.

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the Heritage Building, in the City of Manitowoc, being the 18th day of July 2023, for the purpose of transacting business as a Board of Supervisors.

Chairperson Martell called the meeting to order at 6:00 p.m.

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

Roll call: 25 members were present at the time of voting for resolutions: Baumann, Behnke, Brey, Engelbrecht, Falkowski, Gerroll, Hacker, Hansen, Heller, Jadowski, Klein, Linsmeier, Maresh, Martell, Metzger, Muench, Naidl, Neils, Phipps, Shimulunas, Sitkiewitz, Vogt, Wagner, Weis and Zimmer.

On a motion by Supervisor Engelbrecht, seconded by Supervisor Heller, the June 20, 2023 meeting minutes were approved on a unanimous vote.

PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Chairperson Martell declared public comment open at 6:04 p.m.

Katherine Dahlke, City of Two Rivers, provided comments on spending and supported use of referendum or half-cent sales tax for courthouse dome project.

Horst Abel, City of Manitowoc, commented on the proposed dome project and the need for fiscal restraint.

Forest La Fave, Town of Gibson, supported courthouse repairs, but does not support borrowing.

Judith Perlman, Village of Cleveland, supports repairs of HVAC and windows, but suggests investigation of alternatives and exploration of other funding sources for courthouse project.

Steve Erdmann, City of Manitowoc, does not support the half-cent sales tax option for the courthouse project.

Steve Spiering, Town of Kossuth, questioned timing of courthouse project and would like to see a referendum.

Maura Yost, Town of Centerville, provided comments on courthouse project cost and advocated for the half-cent county sales tax instead of borrowing.

Peter Lindemann, Town of Liberty, requested approval of his rezone request. No one else present wished to speak, subsequently Chairperson Martell closed public input at 6:28 p.m.

COMMITTEE REPORTS ON MEETINGS, PETITIONS, RESOLUTIONS, ORDINANCES

Planning and Park Commission: Supervisor Falkowski gave a brief report. Supervisor Falkowski moved, seconded by Supervisor Phipps to enact Ordinance 2023/2024-15 Amending Zoning Map (Peter J Lindemann and Jean M Lindemann Revocable Trust). Upon vote, the motion carried unanimously.

No. 2023/2024 - 15

ORDINANCE AMENDING ZONING MAP
(Peter J Lindemann and Jean M Lindemann Revocable Trust)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held
2 a public hearing on a petition for a zoning ordinance amendment on June 26, 2023; and
3

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

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

11 A parcel of land in part of the NE 1/4 of the NW 1/4 of Section 35, Town 18 North,
12 Range 22 East, Town of Liberty, Manitowoc County, Wisconsin, described as follows:
13

14 Commencing at the N 1/4 Corner of said Section 35; Thence S 89°41'09" W, 367
15 feet more or less coincident with the north line of said NW 1/4 to the point of
16 beginning; Thence continuing S 89°41'09" W, 356 feet more or less; Thence
17 S 00°18'51" E, 335 feet more or less; Thence N 89°41'09" E, 356 feet more or
18 less; Thence N 00°18'51" W, 335 feet more or less to the point of beginning, said
19 parcel containing approximately 2.74 acres of land and is hereby rezoned from
20 Exclusive Agriculture (EA) District to Rural Residential (RR) District.

Dated this 18th day of July 2023.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Board of Health: Supervisor Metzger gave a brief report.
Supervisor Metzger moved, seconded by Supervisor Muench, to adopt Resolution 2023/2024-16
Accepting 2023 Public Health Infrastructure Grant. Upon vote, the motion carried unanimously.

No. 2023/2024 - 16

**RESOLUTION ACCEPTING 2023 PUBLIC HEALTH
INFRASTRUCTURE GRANT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Wisconsin Division of Public Health has received funding from the
2 CDC’s Strengthening U.S. Public Health Infrastructure, Workforce, and Data Systems grant to
3 pass through to local and Tribal health department partners in the state of Wisconsin; and
4

5 WHEREAS, Manitowoc County Health Department has been allocated an estimated
6 \$259,361 to support the recruitment, hiring, training, and retention of Health Department staff;
7 and
8

9 WHEREAS, after careful consideration and review, the Board of Health recommends
10 Manitowoc County accept the Public Health Infrastructure funds from the Wisconsin Division of
11 Public Health;
12

13 NOW, THEREFORE, BE IT RESOLVED that the county board of supervisors of the
14 county of Manitowoc hereby accepts the Public Health Infrastructure Grant in the full amount
15 awarded; and
16

17 BE IT FURTHER RESOLVED the Manitowoc County Health Department is authorized
18 to execute such papers and to take other action as necessary to accept the grant, direct, and
19 complete required grant activities; and
20

21 BE IT FURTHER RESOLVED that the 2023 budget is amended by the amount of the
22 grant funds allocated and that the Finance Director is directed to record such information in the
23 official books of the County for the year ending December 31, 2023 as may be required.

Dated this 18th day of July 2023.

Respectfully submitted by the Board of Health.

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

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Metzger moved, seconded by Supervisor Neils, to adopt Resolution 2023/2024-17 Accepting 2023 Public Health Vending Machine Grant. Discussion followed.

Supervisor Phipps moved, seconded by Supervisor Zimmer to refer the resolution back to committee. Upon discussion and vote the motion failed 7 ayes and 18 noes. Supervisors Baumann, Behnke, Brey, Engelbrecht, Falkowski, Gerroll, Hacker, Hansen, Heller, Linsmeier, Maresh, Metzger, Muench, Neils, Shimulunas, Sitkiewitz, Weiss and Zimmer voted no.

The original motion by Supervisor Metzger, seconded by Supervisor Neils to adopt Resolution 2023/2024-17 Accepting 2023 Public Health Vending Machine Grant was discussed. Upon vote, the motion passed 20 ayes and 5 noes. Supervisors Klein, Martell, Naidl, Phipps and Zimmer voted no.

No. 2023/2024 - 17

RESOLUTION ACCEPTING 2023 PUBLIC HEALTH VENDING MACHINE GRANT

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Health Department has been awarded a 2023 Public
2 Health Vending Machine Grant from the Wisconsin Department of Health Services in the
3 amount of \$25,000; and
4

5 WHEREAS, the funds will be used in collaboration with community partners to expand
6 access to harm reduction efforts in the community; and
7

8 WHEREAS, after careful consideration and review, the Board of Health recommends
9 Manitowoc County accept the Public Health Vending Machine Grant as awarded from the
10 Wisconsin Department of Health Services;
11

12 NOW, THEREFORE, BE IT RESOLVED that the county board of supervisors of the
13 county of Manitowoc hereby accepts the Public Health Vending Machine Grant in the amount of
14 \$25,000; and
15

16 BE IT FURTHER RESOLVED the Manitowoc County Health Department is authorized
17 to execute such papers and to take other action as necessary to accept the grant, direct, and
18 complete the project; and
19

20 BE IT FURTHER RESOLVED, that the 2023 budget is amended by the amount of the
21 grant funds allocated and that the Finance Director is directed to record such information in the
22 official books of the County for the year ending December 31, 2023 as may be required.

Dated this 18th day of July 2023.

Respectfully submitted by the Board of Health.

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

APPROVED: Bob Ziegelbauer, County Executive.

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

Finance Committee: Supervisor Hansen gave a brief report.
Supervisor Hansen moved, seconded by Supervisor Brey to adopt Resolution 2023/2024-18 Declaring Official Intent to Reimburse Expenditures from Proceeds of Borrowing. Upon vote, the motion carried unanimously.

No. 2023/2024 - 18

**RESOLUTION DECLARING OFFICIAL INTENT TO REIMBURSE
EXPENDITURES FROM PROCEEDS OF BORROWING**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, county of Manitowoc, Wisconsin (the “Issuer”) plans to undertake certain
2 highway department projects (collectively, the “Project”); and
3

4 WHEREAS, the Issuer expects to finance the Project on a long-term basis by issuing tax-
5 exempt bonds or other tax-exempt obligations (collectively, the “Bonds”); and
6

7 WHEREAS, because the Bonds will not be issued prior to commencement of the Project,
8 the Issuer must provide interim financing to cover costs of the Project incurred prior to receipt of
9 the proceeds of the Bonds; and
10

11 WHEREAS, the county board of supervisors of the county of Manitowoc (the
12 “Governing Body”) of the Issuer deems it to be necessary, desirable, and in the best interests of
13 the Issuer to advance moneys from its funds on hand on an interim basis to pay the costs of the
14 Project until the Bonds are issued;
15

16 NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Issuer that:
17

18 **Section 1.** Expenditure of Funds. The Issuer shall make expenditures as needed from its
19 funds on hand to pay the cost of the Project until proceeds of the Bonds become available.
20

21 **Section 2.** Declaration of Official Intent. The Issuer hereby officially declares its intent
22 under Treas. Reg. Section 1.150-2 to reimburse said expenditures with proceeds of the Bonds,
23 the principal amount of which is not expected to exceed \$2,500,000.

24
25 **Section 3.** Unavailability of Long-Term Funds. No funds for payment of the Project
26 from sources other than the Bonds are, or are reasonably expected to be, reserved, allocated on a
27 long-term basis, or otherwise set aside by the Issuer pursuant to its budget or financial policies.

28
29 **Section 4.** Public Availability of Official Intent Resolution. The Resolution shall be
30 made available for public inspection at the office of the Issuer’s Clerk within 30 days after its
31 approval in compliance with applicable State law governing the availability of records of official
32 acts including Subchapter II of Chapter 19, and shall remain available for public inspection until
33 the Bonds are issued.

34
35 **Section 5.** Effective Date. This Resolution shall be effective upon its adoption and
36 approval.

Dated this 18th day of July 2023.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Personnel Committee: Supervisor Maresh gave a brief report.
Supervisor Maresh moved, seconded by Supervisor Heller, to adopt Resolution 2023/2024-19
Establishing Compensation for County Board Supervisors for Term Beginning April 2024.
Upon vote, the motion carried unanimously.

No. 2023/2024 - 19

**RESOLUTION ESTABLISHING COMPENSATION FOR COUNTY
BOARD SUPERVISORS FOR TERM BEGINNING APRIL 2024**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, pursuant to Wis. Stat. § 59.10, Manitowoc County elected to become a
2 “self-organized” county; and

3
4 WHEREAS, the county board of supervisors of the county of Manitowoc determines the
5 method of compensation for the members of the board as a self-organized county, subject to the

6 County Executive's authority to approve or veto resolutions or ordinances under Wis.
7 Stat. § 59.17(6); and

8
9 WHEREAS, the current compensation for members of the county board of supervisor is
10 \$275.00 monthly; and

11
12 WHEREAS, the current compensation for the county board chair is \$400.00 monthly;
13 and

14
15 WHEREAS, after careful consideration and review, the Personnel Committee
16 recommends that compensation for members of the county board of supervisors and the county
17 board chair remain the same for the next term;

18
19 NOW, THEREFORE, BE IT RESOLVED that the county board of supervisors of the
20 county of Manitowoc County Board of Supervisors makes no changes to the compensation for
21 members of the county board of supervisors and the county board chair and re-establishes the
22 salary for those positions as follows:

23
24 County Board Supervisors: \$275.00 per month;

25
26 County Board Chair: \$400.00 per month;

27
28 and

29
30 BE IT FURTHER RESOLVED that the established salary for members of the county
31 board of supervisors of the county of Manitowoc and the county board chair will continue for
32 ensuing terms unless changed by the County Board of Supervisors in accordance with Wisconsin
33 law.

Dated this 18th day of July 2023.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Public Safety Committee: Supervisor Falkowski gave a brief report.

Public Works Committee: Supervisor Gerroll gave a brief report.

Miscellaneous:

Supervisor Gerroll moved, seconded by Supervisor Hansen to adopt Resolution 2023/2024-20
Expressing Intent to Proceed with Courthouse Dome Project. Discussion followed.

Amendment: Supervisor Behnke moved, seconded by Supervisor Baumann to in lines 39-40 strike “repair and restoration of the Courthouse tower and exterior dome, repair and restoration of the atrium interior dome” and in line 41 change the word “thirty” to “four”. Discussion followed.

Supervisor Brey moved, seconded by Supervisor Falkowski, to call the question. Upon vote, the motion failed 16 ayes and 9 nays. Supervisors Baumann, Behnke, Jadowski, Klein, Maresh, Martell, Naidl, Phipps and Zimmer voted no.

Discussion continued on Amendment. Upon vote, the motion failed 10 ayes and 15 noes. Supervisors Brey, Engelbrecht, Falkowski, Gerroll, Hacker, Hansen, Jadowski, Linsmeier, Metzger, Muench, Shimulunas, Sitkiewitz, Vogt, Weiss, and Zimmer voted no.

Amendment: Supervisor Baumann moved, seconded by Supervisor Metzger to in lines 36 and 42 strike “with the Project to be funded by long term borrowing”. Upon discussion and vote, the motion failed 10 ayes and 15 noes. Supervisors Brey, Engelbrecht, Falkowski, Gerroll, Hacker, Hansen, Linsmeier, Metzger, Muench, Neils, Shimulunas, Vogt, Wagner, Weis and Zimmer voted no.

Supervisor Brey moved, seconded by Supervisor Falkowski, to call the question. Upon vote, the motion passed 18 ayes and 7 nays. Supervisors Behnke, Heller, Jadowski, Klein, Martell, Naidl, and Phipps voted no.

The original motion by Supervisor Gerroll, seconded by Supervisor Hansen to adopt Resolution 2023/2024-20 Expressing Intent to Proceed with Courthouse Dome Project was brought to a vote. Upon vote, the motion passed 16 ayes and 9 noes. Supervisors Baumann, Behnke, Heller, Klein, Jadowski, Maresh, Martell, Naidl and Phipps voted no.

No. 2023/2024 - 20

**RESOLUTION EXPRESSING INTENT TO PROCEED WITH
COURTHOUSE DOME PROJECT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the current Manitowoc County courthouse (“Courthouse”) was originally built
2 in 1907; and
3

4 WHEREAS, throughout the history of the Courthouse, multiple improvements have been
5 made, including in 1950 when the exterior dome was rebuilt and repaired after sustaining damage
6 from a severe wind and hail storm; and
7

8 WHEREAS, in 2022 the Public Works Department commissioned a study to assist the
9 department with project scope and budget considerations for restoration and repair of the Courthouse

10 tower and exterior dome, restoration of the atrium interior dome, replacement of the Courthouse
11 exterior windows, and courthouse HVAC system (“Project”); and

12
13 WHEREAS, the Courthouse is the civic image of the Manitowoc County government and is
14 central to the fiber of Manitowoc County; and

15
16 WHEREAS, in January of 2023 the county board of supervisors of the county of Manitowoc
17 formed an ad hoc Courthouse Dome Advisory Committee (“ad hoc Committee”) that included the
18 members of the Executive Committee, the chair of the Public Works Committee, the chair of the
19 Finance Committee, six members of the County Board appointed by the County Board chair, two
20 citizen members, and one Manitowoc County circuit court judge; and

21
22 WHEREAS, the ad hoc Committee meet a total of five times to discuss project scope and
23 budget considerations; and

24
25 WHEREAS, on May 24, 2023, the ad hoc Committee forwarded the Committee’s project
26 scope-of-work recommendations to the Public Works Committee; and

27
28 WHEREAS, on June 14, 2023, the Public Works Committee passed a motion to accept the ad
29 hoc Committee’s recommendations; and

30
31 WHEREAS, on July 10, 2023, the Finance Committee and Public Works Committee held a
32 joint meeting to consider the recommendations of the ad hoc Committee; and

33
34 WHEREAS, after careful consideration and review, both the Finance Committee and the
35 Public Works Committee recommend proceeding with the Project at a cost not to exceed thirty
36 million dollars with the Project to be funded by long term borrowing;

37
38 NOW THEREFORE BE IT RESOLVED that the county board of supervisors of the
39 county of Manitowoc hereby expresses its intent to proceed with the repair and restoration of the
40 Courthouse tower and exterior dome, repair and restoration of the atrium interior dome,
41 replacement of the Courthouse exterior windows, and update of the courthouse HVAC system at
42 a cost not to exceed thirty million dollars with the Project to be funded through long term
43 borrowing; and

44
45 BE IT FURTHER RESOLVED that the next step in the process is for the Public Works
46 Committee to undertake the bidding process consistent with Wisconsin law.

Dated this 18th day of July 2023.

Respectfully submitted by the Public Works Committee and Finance Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

**RESOLUTION APPROVING TOWN OF NEWTON ZONING
ORDINANCE**

(Ronald and Luann Waack)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

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

3
4 WHEREAS, Manitowoc County adopted a zoning ordinance pursuant to the authority
5 granted to counties under Wis. Stat. § 59.69; and

6
7 WHEREAS, Wis. Stat. § 60.62(3) provides that town zoning ordinances, and
8 amendments thereto, are subject to county board approval in counties that have adopted a zoning
9 ordinance under Wis. Stat. § 59.69; and

10
11 WHEREAS, the town of Newton amended its zoning ordinance on June 14, 2023 by
12 rezoning a 25.88-acre parcel of property owned by Ronald and Luann Waack from A-2 (General
13 Agriculture) District to A-3 (Farmland Preservation) District in accordance with Wis.
14 Stat. § 60.62; and

15
16 WHEREAS, the town of Newton has submitted its amended zoning ordinance to the
17 Manitowoc County Board of Supervisors for approval, and a copy of the amended zoning
18 ordinance has been provided to each member of the county board for review;

19
20 NOW, THEREFORE, BE IT RESOLVED that the county board of supervisors of the
21 county of Manitowoc approves the town of Newton's amended zoning ordinance that rezones
22 that certain 25.88 acre parcel of property owned by Ronald and LuAnn Waack from A-2
23 (General Agriculture) District) to A-3 (Farmland Preservation) District and was adopted by the
24 Town Board of Newton on June 14, 2023.

Dated this 18th day of July 2023.

Respectfully submitted by Ryan Phipps, Supervisor, District 11.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

ADJOURNMENT

Supervisor Gerroll moved to adjourn, seconded by Supervisor Hansen, and the motion was adopted by acclamation. The meeting adjourned at 8:06 p.m.

Respectfully submitted,
Jessica Backus, Manitowoc County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

Tuesday, August 15, 2023

6:00 P.M.

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the Heritage Building, in the City of Manitowoc, being the 15th day of August 2023, for the purpose of transacting business as a Board of Supervisors.

Chairperson Martell called the meeting to order at 6:00 p.m.

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

Roll call: 21 members were present at the time of voting for resolutions: Behnke, Brey, Engelbrecht, Falkowski, Gerroll, Hacker, Hansen, Heller, Jadowski, Klein, Maresh, Martell, Muench, Naidl, Neils, Shimulunas, Sitkiewitz, Vogt, Wagner, Weis and Zimmer. Supervisors Baumann, Linsmeier, Metzger, and Phipps were excused.

On a motion by Supervisor Behnke, seconded by Supervisor Brey, the July 18, 2023 meeting minutes were approved on a unanimous vote.

REPORTS OF COUNTY SUPERVISORS, OFFICERS AND DEPARTMENT DIRECTORS

County Executive Bob Ziegelbauer and Chairperson Martell presented a Proclamation Honoring the Kiel Girls' Varsity Soccer Team Division 4 State Champions to Coach Mike Pritchard who thanked the board for the recognition.

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

County Executive Bob Ziegelbauer and Chairperson Martell presented a Proclamation Commemorating the Life and Service of Lyle L. Heide.

County Executive Bob Ziegelbauer and Chairperson Martell presented a Proclamation Commending Emma Dvorak Manitowoc County "Fairest of the Fair" to Emma Dvorak who expressed her gratitude to the board for their support of the fair activities.

PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Chairperson Martell declared public comment open at 6:17 p.m.

Justin Morris, Town of Mishicot, spoke in favor of the ordinance for the amendment of the zoning map pertaining to his property.

Nicholas Griffey, Greenleaf, spoke in favor of the ordinance for the amendment of the zoning map pertaining to the Lawrence A. Krepline Revocable Living Trust property.

Maura Yost, Town of Centerville, expressed disappointment in the courthouse dome resolution passed last month and advocated for the half-cent county sales tax instead of borrowing for the dome project.

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

APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Martell presented County Executive Ziegelbauer’s appointment of Cindy Neelis to the Aging & Disability Board. Supervisor Wagner moved, seconded by Supervisor Neils to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Martell presented County Executive Ziegelbauer’s appointments of Todd Bergmann, Joseph Jeanty, Amy John, Alternate) Debbie Holschbach to the Local Emergency Planning Committee. Supervisor Falkowski moved, seconded by Supervisor Muench to approve the appointments. Upon voice vote, the motion carried unanimously.

COMMITTEE REPORTS ON MEETINGS, PETITIONS, RESOLUTIONS, ORDINANCES

Planning and Park Commission: Supervisor Falkowski gave a brief report. Supervisor Falkowski moved, seconded by Supervisor Zimmer to adopt Resolution 2023/2024-22 Approving and Adopting the Manitowoc County Park and Open Space Plan. Upon vote, the motion carried unanimously.

No. 2023/2024 - 22

RESOLUTION APPROVING AND ADOPTING THE MANITOWOC COUNTY PARK AND OPEN SPACE PLAN

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission has identified the need to update the
2 Manitowoc County Park and Open Space Plan; and

3
4 WHEREAS, Manitowoc County was awarded a grant from the Wisconsin Coastal
5 Management Program to aid in the development of the Manitowoc County Park and Open Space
6 Plan update; and

7
8 WHEREAS, the Manitowoc County Planning and Zoning Department and Bay Lake
9 Regional Planning Commission have developed and prepared an update to the Manitowoc
10 County Park and Open Space Plan; and

11
12 WHEREAS, the Manitowoc County Park and Open Space Plan provides guidance to the
13 county parks department in their efforts to develop, maintain and manage the various county

14 parks, public accesses and open spaces to meet the recreational needs of the citizens, visitors and
15 future generations of Manitowoc County; and

16
17 WHEREAS, adoption of the Manitowoc County Park and Open Space Plan is a
18 requirement to be eligible for financial aid opportunities administered by the State of Wisconsin
19 and the federal government relating to outdoor recreation and open space programs; and

20
21 WHEREAS, the Manitowoc County Planning and Park Commission held an open house
22 and public hearing on July 24, 2023 on the Manitowoc County Park and Open Space Plan; and

23
24 WHEREAS, after careful consideration and review, the Manitowoc County Planning and
25 Park Commission recommends approval of the updated Manitowoc County Park and Open
26 Space Plan;

27
28 NOW, THEREFORE BE IT RESOLVED that the county board of supervisors of the
29 county of Manitowoc hereby approves and adopts the Manitowoc County Park and Open Space
30 Plan dated July 24, 2023.

Dated this 15th day of August 2023.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Falkowski moved, seconded by Supervisor Muench to enact Ordinance 2023/2024-23 Amending Zoning Map (Kyle and Bailey Reever). Upon vote, the motion carried unanimously.

No. 2023/2024 - 23

ORDINANCE AMENDING ZONING MAP
(Kyle and Bailey Reever)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held
2 a public hearing on a petition for a zoning ordinance amendment on June 26, 2023 and July 24,
3 2023; and

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

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

A parcel of land located in part of Lot 1 of Certified Survey Map Volume 28 Page 341 being part of the Northwest 1/4 of the Northeast 1/4 of Section 25, T.21 N. - R.23 E., Town of Gibson, Manitowoc County, Wisconsin described as follows:

Beginning at the Southeast corner of said Lot 1; thence North 89°45'23" West 317.24 feet; thence North 00°00'00" East 149.23 feet; thence South 89°45'23" East 333.05 feet; thence South 6°03'03" West 150.00 feet to the point of beginning, said parcel containing approximately 1.11 acres of land and is hereby rezoned from Large Estate (LE) District to Rural Residential (RR) District.

and

A parcel of land located in part of Lot 1 of Certified Survey Map Volume 28 Page 341 being part of the Northwest 1/4 of the Northeast 1/4 of Section 25, T.21 N. - R.23 E., Town of Gibson, Manitowoc County, Wisconsin described as follows:

Beginning at the Southwest corner of said Lot 1; thence North 34°14'24" East 569.92 feet; thence South 64°38'57" East 225.44 feet; thence North 84°49'30" East 149.41 feet to the centerline of Princel Road; thence along said line South 6°03'03" West 242.97 feet; thence North 89°45'23" West 333.05 feet; thence South 0°00'00" West 149.23 feet; thence North 89°45'23" West 314.55 feet to the point of beginning, said parcel containing approximately 3.74 acres of land and is hereby rezoned from Large Estate (LE) District to Small Estate (SE) District.

Dated this 15th day of August 2023.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Falkowski moved, seconded by Supervisor Zimmer to enact Ordinance 2023/2024-24 Amending Zoning Map (Lawrence A Krepline Revocable Living Trust). Upon vote, the motion carried unanimously.

ORDINANCE AMENDING ZONING MAP
(Lawrence A Krepline Revocable Living Trust)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held
2 a public hearing on a petition for a zoning ordinance amendment on July 24, 2023; and
3

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

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

11 A parcel of land located in part of the Northeast Quarter (NE1/4) of the Southeast Quarter
12 (SE1/4) of Section Eight (8), Township Nineteen (19) North, Range Twenty-One (21) East,
13 Town of Rockland, Manitowoc County, Wisconsin described as follows:
14

15 Commencing at the east quarter corner of said Section 8; thence S89°-47'-06"W
16 (recorded as N89°-28'-27"E) along the north line of the SE1/4 of said Section 8, a
17 distance of 130.00 feet; thence S02°-35'-28"E (recorded as N02°-54'-19"W)
18 33.03 feet to the south right of way line of Boxwood Road and the point of real
19 beginning; thence continue S02°-35'-28"E (recorded as N02°-54'-19"W) 387.14
20 feet; thence N56°-33'-04"W 418.18 feet; thence N00°-12'-54"W 155.00 feet to
21 said south right of way line; thence N89°-47'-06"E along said south right of way
22 line, a distance of 332.00 feet to the point of real beginning, said parcel containing
23 approximately 91,183 square feet (2.093 acres) of land and is hereby rezoned
24 from Exclusive Agriculture (EA) District to Small Estate (SE) District.

Dated this 15th day of August 2023.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Falkowski moved, seconded by Supervisor Engelbrecht to enact Ordinance
2023/2024-25 Amending Zoning Map (Justin Morris). Upon vote, the motion carried
unanimously.

ORDINANCE AMENDING ZONING MAP
(Justin Morris)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held
2 a public hearing on a petition for a zoning ordinance amendment on July 24, 2023; and
3

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

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

11 A parcel of land located in part of Lot 2 of Certified Survey Map Volume 24 page 65
12 being part of the Southeast 1/4 of the Northwest 1/4 and Southwest 1/4 of the Northeast 1/4 of
13 Section 7, T.21 N. - R.24 E., Town of Mishicot, Manitowoc County, Wisconsin described as
14 follows:
15

16 Commencing at the southeast corner of said Lot 2; thence South 89°09'11"West
17 606.33 feet; thence North 89°44'07" West 307.54 feet to the point of beginning;
18 thence continuing North 89°44'07" West 307.52 feet; thence along a tangent line
19 North 32°14'53" East 99.29 feet; thence North 48°32'20" East 302.55 feet; thence
20 South 5°33'24" East 287.07 feet to the point of beginning, said parcel containing
21 approximately 1.11 acres of land and is hereby rezoned from General Agriculture
22 (GA) District to Rural Residential (RR) District.

Dated this 15th day of August 2023.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Falkowski moved, seconded by Supervisor Maresh to enact Ordinance 2023/2024-26 Amending Zoning Map (Eugene J Andres Revocable Living Trust). Upon vote, the motion carried unanimously.

ORDINANCE AMENDING ZONING MAP
(Eugene J Andres Revocable Living Trust)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held
2 a public hearing on a petition for a zoning ordinance amendment on June 26, 2023 and July 24,
3 2023; and
4

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

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

12 A parcel of land located in part of the Northwest 1/4 of the Northeast 1/4 of Section 33,
13 T.20 N. - R.23 E., Town of Kossuth, Manitowoc County, Wisconsin described as follows:
14

15 Commencing at the North 1/4 Corner of Section 33; thence along the westerly
16 line of the NE 1/4 South 0°13'44" West 33.00 to the southerly line of Rockwood
17 Road being the point of beginning; thence along said line North 89°45'09" East
18 713.34 feet; thence South 0°13'44" West 610.67 feet; thence South 89°45'09"
19 West 713.34 feet; thence North 0°13'44" East 610.67 feet to the point of
20 beginning, said parcel containing approximately 10.0 acres of land and is hereby
21 rezoned from Exclusive Agriculture (EA) District to General Agriculture (GA)
22 District.
23

24 and
25

26 BE IT FURTHER ORDAINED that the rezoning is subject to the following condition:
27

28 A Certified Survey Map (CSM) of the property is required and the CSM will have
29 the language "Non-Habitable" identified directly on the CSM to prevent future
30 residential development.

Dated this 15th day of August 2023.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Aging and Disability Board – Supervisor Wagner gave a brief report.

Board of Health: Supervisor Muench gave a brief report.

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

Finance Committee: Supervisor Hansen gave a brief report.

Supervisor Hansen moved, seconded by Supervisor Brey to adopt Resolution 2023/2024-27 Denying Claim (Kathleen Hagen). Upon vote, the motion carried unanimously.

No. 2023/2024 - 27

RESOLUTION DENYING CLAIM
(Kathleen Hagen)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Kathleen Hagen filed a claim with Manitowoc County on July 28, 2023
2 seeking reimbursement of \$315.00 to clean tar off her car purportedly caused by County
3 Highway construction activity on County Highway K; and
4

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

8 WHEREAS, the insurance carrier has reviewed the information provided, investigated
9 the facts, and determined that Manitowoc County should deny the claim; and
10

11 WHEREAS, the Corporation Counsel and the Finance Committee have reviewed the
12 insurance carrier’s recommendation that the claim be denied and that the county issue a formal
13 disallowance;
14

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

Dated this 15th day of August 2023.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Hansen moved, seconded by Supervisor Brey to adopt Resolution 2023/2024-28 Denying Claim (Robert Shimon). Upon vote, the motion carried unanimously.

RESOLUTION DENYING CLAIM
(Robert Shimon)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Robert Shimon filed a claim with Manitowoc County on July 13, 2023
2 seeking \$2,691.12 for damage to his car purportedly caused by gravel being discharged from a
3 county mower on Highway 310; and
4

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

8 WHEREAS, the insurance carrier has reviewed the information provided, investigated
9 the facts, and determined that Manitowoc County should deny the claim; and
10

11 WHEREAS, the Corporation Counsel and the Finance Committee have reviewed the
12 insurance carrier's recommendation that the claim be denied and that the county issue a formal
13 disallowance;
14

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

Dated this 15th day of August 2023.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Hansen moved, seconded by Supervisor Brey to adopt Resolution 2023/2024-29
Initial Resolution Authorizing Not to Exceed \$2,500,000 General Obligation Promissory Notes
for Highway Projects. Upon vote, motion carried unanimously.

**INITIAL RESOLUTION AUTHORIZING NOT TO EXCEED \$2,500,000
GENERAL OBLIGATION PROMISSORY NOTES FOR HIGHWAY
PROJECTS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

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

4
5 WHEREAS, it is desirable to authorize the issuance of general obligation promissory
6 notes for such purpose pursuant to Wis. Stat. ch. 67;

7
8 NOW, THEREFORE, BE IT RESOLVED by the county board of supervisors of the
9 county of Manitowoc that:

10
11 Section 1. Authorization. The County shall borrow an amount not to exceed \$2,500,000
12 by issuing its general obligation promissory notes for the public purpose of financing the
13 construction and improvement of highways. There be and there hereby is levied on all the
14 taxable property in the County a direct, annual tax in such years and in such amounts as are
15 sufficient to pay when due the principal and interest on such notes.

16
17 Section 2. Sale of the Notes. The county board of supervisors of the county of
18 Manitowoc hereby authorizes and directs that the Notes be offered for public sale. At a
19 subsequent meeting, the county board of supervisors of the county of Manitowoc shall consider
20 such bids for the Notes as may have been received and take action thereon.

21
22 Section 3. Notice of Sale. The County Clerk (in consultation with PMA Securities, LLC
23 (“PMA”)) be and hereby is directed to cause notice of the sale of the Notes to be disseminated in
24 such manner and at such times as the County Clerk may determine and to cause copies of a
25 complete Official Notice of Sale and other pertinent data to be forwarded to interested bidders as
26 the County Clerk may determine.

27
28 Section 4. Official Statement. The County Clerk (in consultation with PMA) shall cause
29 an Official Statement to be prepared and distributed. The appropriate County officials shall
30 determine when the Official Statement is final for purposes of Securities and Exchange
31 Commission Rule 15c2 12 and shall certify said Official Statement, such certification to
32 constitute full authorization of such Official Statement under this resolution.

Dated this 15th day of August 2023.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: No fiscal impact. This resolution authorizes the issuance of promissory notes, but has no fiscal impact until the county board adopts a resolution for the sale of the promissory notes. That resolution will contain a fiscal note.

APPROVED: Bob Ziegelbauer, County Executive.

Highway Committee: Supervisor Behnke gave a brief report.

Personnel Committee: Supervisor Maresh gave a brief report. Supervisor Maresh moved, seconded by Supervisor Heller, to adopt Resolution 2023/2024-30 Amending Employee Manual § 4.10(5) (Classification of Employees). Upon vote, the motion carried unanimously.

No. 2023/2024 - 30

RESOLUTION AMENDING EMPLOYEE MANUAL § 4.10(5)
(Classification of Employees)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

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

4 WHEREAS, Section 4.10 (Classification of Employees) defines the various classification
5 of county employees; and
6

7 WHEREAS, amendments must be made to the Employee Policy Manual from time-to-
8 time to keep policies current, reflect current practice, and address new issues and circumstances;
9 and
10

11 WHEREAS, the proposed revision to Section 4.10(5) ensures that each type of county
12 employee has a clear and appropriate definition; and
13

14 WHEREAS, after careful consideration and review the Personnel Committee
15 recommends approval of the following amendment to the Manitowoc County Employee Policy
16 Manual;
17

18 NOW, THEREFORE, BE IT RESOLVED that the county board of supervisors of the
19 county of Manitowoc amends Section 4.10(5) of the Manitowoc County Employee Policy
20 Manual as follows:
21

22 Employee Policy Manual § 4.10(5) (Classification of Employees) is amended to read as follows:
23

24 4.10 Classification of Employees
25

26 ...

27

28 (5) Temporary, and Casual, ~~Limited Term (LTE), Seasonal and On-Call~~ Employees:

29 Collective bargaining agreements shall be reviewed prior to hiring an employee ~~of~~

30 ~~this~~ in these classifications, because some restrictions may exist.

31

32 (a) Temporary – is an employee that is hired for a limited period of time. The

33 length of employment for a temporary employee must be defined before

34 hire and in no case shall employment be more than six months. Seasonal

35 employees are considered temporary employees.

36

37 (b) Casual employee – is an employee who is hired with no set hours or days

38 of work who will be asked to work as and when it is required. While there

39 is no set end date to the assignment for a casual employee – the need for

40 employees hired in this category should be evaluated frequently. Casual

41 employees who have not worked for a period of 1 year will be removed

42 from the payroll – unless an exception is granted by the County Executive.

43 While there may be an occasional need for a casual employee to work up

44 to full time hours, casual employees may not work over 20 hours per week

45 on a consistent basis.

46

47 ~~Every effort shall be made to not have employees in this~~ Employees in these

48 classifications cannot work more than 1200 hours per year so contributions to the

49 Wisconsin Retirement System can be avoided.

50

51 Employees in ~~this~~ these classifications are not eligible for fringe benefits other than those

52 provided for by law ~~or administrative code~~.

53

54 Employees in these classifications working more than six months cannot work an average

55 of more than 20 hours per week.

Dated this 15th day of August 2023.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Maresh moved, seconded by Supervisor Neils, to adopt Resolution 2023/2024-31 Amending Employee Policy Manual § 18.05 (Shift Premium). Upon vote, the motion carried unanimously.

RESOLUTION AMENDING EMPLOYEE POLICY MANUAL § 18.05
(Shift Premium)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

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

3
4 WHEREAS, Section 18.05 (Shift Premium) establishes premium pay for County
5 employees; and

6
7 WHEREAS, amendments must be made to the Employee Policy Manual from time-to-
8 time to keep policies current, reflect current practice, and address new issues and circumstances;
9 and

10
11 WHEREAS, the proposed revision to Section 18.05 adds premium pay for Human
12 Services Department employees providing back up after-hours crisis coverage and on-site after-
13 hours respite coverage; and

14
15 WHEREAS, after careful consideration and review, the Personnel Committee
16 recommends approval of the following amendment to the Manitowoc County Employee Policy
17 Manual;

18
19 NOW, THEREFORE, BE IT RESOLVED that the county board of supervisors of the
20 county of Manitowoc amends Section 18.05 (Shift Premium) of the Manitowoc County
21 Employee Policy Manual as follows:

22
23 Employee Policy Manual § 18.05 (Shift Premium) is amended to read as follows:

24
25 18.05 Shift Premium Pay

26
27 (1) A shift premium of 25¢ per hour shall be paid for all shifts beginning at or
28 after 2:00 p.m., with no shift premiums paid for shifts beginning at or after
29 4:00 a.m. up until 1:59 p.m. Part-time employees required to work all
30 shifts, including shifts beginning on or after 2:00 p.m. are also eligible for
31 the 25¢ per hour shift premium.

32
33 (2) A premium pay per 8 hour shift will be provided to qualified Human
34 Services Department employees providing back up coverage for after-
35 hours crisis workers. Premium amount to be established by the Personnel
36 Committee.

37
38 (3) A premium pay of per 8 hour shift will be provided to qualified Human
39 Services Department employees providing on-site after-hours respite

40 coverage at a respite home. Premium amount to be established by the
41 Personnel Committee.

Dated this 15th day of August 2023.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Maresh moved, seconded by Supervisor Behnke, to adopt Resolution 2023/2024-32 Amending Employee Policy Manual § 23.07(6) (Electronic Mail (E-Mail)). Upon vote, the motion carried unanimously.

No. 2023/2024 - 32

RESOLUTION AMENDING EMPLOYEE POLICY MANUAL § 23.07(6)
(Electronic Mail (E-Mail))

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

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

3
4 WHEREAS, Section 23.07 (Electronic Mail (E-Mail)) establishes standards for county
5 employees while using county email systems; and

6
7 WHEREAS, amendments must be made to the Employee Policy Manual from time-to-
8 time to keep policies current, reflect current practice, and address new issues and circumstances;
9 and

10
11 WHEREAS, the proposed revision to Section 23.07(6) clarifies the requirement that
12 information received from or transmitted to CJIS can be accessed only through a Computer
13 Resource (as that term is defined in the Employee Policy Manual) owned by Manitowoc County;
14 and

15
16 WHEREAS, after careful consideration and review the Personnel Committee recommend
17 approval of the following amendment to the Employee Policy Manual;

18
19 NOW, THEREFORE, BE IT RESOLVED that the county board of supervisors of the
20 county of Manitowoc amends Section 23.07(6) (Electronic Mail (E-Mail)) of the Manitowoc
21 County Employee Policy Manual as follows:

22
23 Employee Policy Manual § 23.07(6) (Electronic Mail (E-Mail)) is amended to read as follows:

24
25 23.07 Electronic Mail (E-Mail)

26 ...
27 (6) Computer Users receiving or transmitting HIPAA protected information and
28 information accessed through CJIS must utilize a Computer Resource owned by
29 Manitowoc County.

Dated this 15th day of August 2023.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Maresh moved, seconded by Supervisor Heller, to adopt Resolution 2023/2024-33 Amending Employee Manual § 8.10(3) (Designation of Outdoor Smoking Areas). Upon vote, the motion carried unanimously.

No. 2023/2024 - 33

RESOLUTION AMENDING EMPLOYEE MANUAL SEC. 8.10(3)
(Designation of Outdoor Smoking Areas)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

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

3
4 WHEREAS, Section 8.10 (Designation of Outdoor Smoking Areas) defines the areas on
5 certain county properties where smoking is permitted; and

6
7 WHEREAS, amendments must be made to the Employee Policy Manual from time-to-
8 time to keep policies current, reflect current practice, and address new issues and circumstances;
9 and

10
11 WHEREAS, since the Employee Policy Manual was adopted, Manitowoc County has
12 acquired and staffed two additional locations, the Heritage Center and the Human Services
13 Department Hamilton Street Building; and

14

15 WHEREAS, the proposed revision to Section 8.10(3) adds specific smoking sites for the
16 Heritage Center and Human Services Department Hamilton Street Building; and
17

18 WHEREAS, after careful consideration and review the Personnel Committee recommend
19 approval of the following amendment to the Manitowoc County Employee Policy Manual;
20

21 NOW, THEREFORE, BE IT RESOLVED that the county board of supervisors of the
22 county of Manitowoc amends Section 8.10(3) (Designation of Outdoor Smoking Areas) of the
23 Manitowoc County Employee Policy Manual as follows:
24

25 Employee Policy Manual § 8.10(3) (Designation of Outdoor Smoking Areas) is amended to read
26 as follows:
27

28 8.10 Designation of Outdoor Smoking Areas
29

30 ...
31

- 32 (3) Smoking is allowed in designated outdoor areas only. The designated areas are:
33 (a) Administration Building – West side of building
34 (b) Communications Center – West side of building
35 (c) Courthouse – East Steps, top of stairs and north of the window that is
36 north of the Entrance (toward Washington Street)
37 (d) Expo/Ice Center – Smoking is allowed anywhere outside.
38 (e) Highway Department – Outside employee lunch room on east side of
39 building
40 (f) Human Services Department – Picnic table on east side of building
41 (g) Office Complex – South side of building
42 (h) Sheriff’s Department – Fenced in parking lot south of the Jail
43 (i) Heritage Center – West side of building
44 (j) Human Services Department Hamilton Street Building – Northwest side
45 of building

Dated this 15th day of August 2023.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Public Safety Committee: Supervisor Falkowski gave a brief report.

Public Works Committee: Supervisor Gerroll gave a brief report.

Transportation Coordinating Committee: Supervisor Hacker gave a brief report.

ANNOUNCEMENTS

Supervisor Behnke encouraged attendance at the Manitowoc County Fair between August 23 and 27, and Supervisor Maresh invited attendance to the Women's Day Fair Event on Saturday, August 26.

ADJOURNMENT

Supervisor Gerroll moved to adjourn, seconded by Supervisor Muench, and the motion was adopted by acclamation. The meeting adjourned at 7:02 p.m.

Respectfully submitted,
Jessica Backus, Manitowoc County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

Tuesday, September 19, 2023

6:00 P.M.

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the Heritage Building, in the City of Manitowoc, being the 19th day of September 2023, for the purpose of transacting business as a Board of Supervisors.

Chairperson Martell called the meeting to order at 6:00 p.m.

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

Roll call: 23 members were present at the time of voting for resolutions: Behnke, Brey, Engelbrecht, Falkowski, Hacker, Hansen, Heller, Jadowski, Klein, Linsmeier, Maresh, Martell, Metzger, Muench, Naidl, Neils, Phipps, Shimulunas, Sitkiewitz, Vogt, Wagner, Weiss and Zimmer. Supervisors Baumann and Gerroll were excused.

On a motion by Supervisor Engelbrecht, seconded by Supervisor Sitkiewitz the August 15, 2023 meeting minutes were approved on a unanimous vote.

REPORTS OF COUNTY SUPERVISORS, OFFICERS AND DEPARTMENT DIRECTORS

County Executive Bob Ziegelbauer and Chairperson Martell presented a Proclamation Honoring 4-H Week.

County Executive Bob Ziegelbauer and Chairperson Martell presented a Proclamation Declaring October 2023 Crime Prevention Month.

Supervisor Hacker provided a progress report on the Wisconsin Shipwreck Coast National Marine Sanctuary.

PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Chairperson Martell declared public comment open at 6:26 p.m.

No one present wished to speak, subsequently Chairperson Martell closed public input at 6:26 p.m.

Supervisor Brey moved to recess at 6:26 p.m., seconded by Supervisor Muench. Upon voice vote, the motion carried unanimously.

Chairperson Martell reconvened the meeting at 6:38 p.m.

COMMITTEE REPORTS ON MEETINGS, PETITIONS, RESOLUTIONS, ORDINANCES

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

Supervisor Falkowski moved, seconded by Supervisor Muench to enact Ordinance 2023/2024-34 Amending Zoning Map (Derek and Regina Burkholder). Upon vote, the motion carried unanimously.

No. 2023/2024 - 34

ORDINANCE AMENDING ZONING MAP
(Derek and Regina Burkholder)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held
2 a public hearing on a petition for a zoning ordinance amendment on August 28, 2023; and
3

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

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

11 A parcel of land in part of the Southeast Quarter (SE1/4) of the Northwest Quarter
12 (NW1/4) of Section Eighteen (18), Township Nineteen (19) North, Range Twenty-Two (22)
13 East, Town of Cato, Manitowoc County, Wisconsin more particularly described as follows:
14

15 Beginning at the center corner of said Section 18; thence N88°-26'-52"W
16 (recorded as West) along the south line of the NW1/4 of said Section 18, a
17 distance of 608.00 feet; thence N01°-17'-58"W (recorded as N02°-53'W) 408.00
18 feet; thence S88°-26'-52"E (recorded as East) 608.00 feet to the east line of said
19 NW1/4; thence S01°-17'-58"E (recorded as S02°-53'E) along said east line, a
20 distance of 408.00 feet to the point of beginning, said parcel containing
21 approximately 247,757 square feet (5.688 acres) of land and is hereby rezoned
22 from Large Estate Residential (LE) District to General Agriculture (GA) District.

Dated this 19th day of September 2023.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Falkowski moved, seconded by Supervisor Neils to enact Ordinance 2023/2024-35 Amending Zoning Map (Curt Rabe). Upon vote, the motion carried unanimously.

ORDINANCE AMENDING ZONING MAP
(Curt Rabe)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held
2 a public hearing on a petition for a zoning ordinance amendment on August 28, 2023; and
3

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

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

11 A parcel of land in part of the North Half (N1/2) of the Northwest Quarter (NW1/4) of
12 Section Five (5), Township Seventeen (17) North, Range Twenty-One (21) East, Town of
13 Schleswig, Manitowoc County, Wisconsin, more particularly described as follows:
14

15 Commencing at the northwest corner of said Section 5; thence S89°-55'-47"E
16 along the north line of the NW1/4 of said Section 5, a distance of 1884.71 feet to
17 the point of beginning; thence continue S89°-55'-47"E along the north line of the
18 NW1/4 of said Section 5, a distance of 150.00 feet; thence S00°-01'-18"W 275.00
19 feet; thence S89°-55'-47"E 325.00 feet; thence S00°-01'-18"W 456.97 feet to the
20 south line of the N1/2 of the NE1/4 of said NW1/4; thence N89°-51'-19"W along
21 said south line, a distance of 350.00 feet; thence N00°-01'-18"E 671.51 feet;
22 thence N89°-55'-47"W 125.00 feet; thence N00°-01'-18"E 60.00 feet to the point
23 of beginning, said parcel containing approximately 174,235 square feet (4.00
24 acres) of land and is hereby rezoned from General Agriculture (GA) District to
25 Small Estate Residential (SE) District.

Dated this 19th day of September 2023.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Falkowski moved, seconded by Supervisor Maresh to enact Ordinance 2023/2024-36 Amending Zoning Map (Michael Miller). Upon vote, the motion carried unanimously.

ORDINANCE AMENDING ZONING MAP
(Michael Miller)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held
2 a public hearing on a petition for a zoning ordinance amendment on August 28, 2023; and
3

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

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

11 A parcel of land in part of the NE ¼ of the SE ¼ and the SE ¼ of the SE ¼ of Section 31,
12 T.20.N, R.23.E, Town of Kossuth, Manitowoc County, Wisconsin more particularly described as
13 follows:
14

15 Commencing at the E ¼ corner of said Section 31; thence N89°43'25"W along
16 north line of said SE ¼, 180.00 feet to the point of the beginning of the following
17 described parcel; thence continue N89°43'25"W, 192.40 feet; thence S0°40'49"W,
18 1427.25 feet; thence S89°45'54"E, 372.40 feet to the east line of said section;
19 thence N0°40'49"E, 1076.97 feet along said section line; thence N89°43'25"W,
20 180.00 feet; thence N0°40'49"E, 350.00 feet to the place of beginning, said parcel
21 containing approximately 468,456 square feet (10.754 acres) of land more or less
22 and is hereby rezoned from Large Estate Residential (LE) District to General
23 Agriculture (GA) District.

Dated this 19th day of September 2023.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Falkowski moved, seconded by Supervisor Neils to enact Ordinance 2023/2024-37
Amending Zoning Map (Lloyd and Darlean Rumpff). Upon vote, the motion carried
unanimously.

ORDINANCE AMENDING ZONING MAP
(Lloyd and Darlean Rumpff)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held
2 a public hearing on a petition for a zoning ordinance amendment on August 28, 2023; and
3

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

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

11 A parcel of land in all of Lot One (1) of Certified Survey Map as recorded in Volume 30
12 of Certified Survey Maps on Page 399 as Document Number 1134660 of Manitowoc County
13 Records; being part of the Northwest Quarter (NW1/4) of the Northwest Quarter (NW1/4) of
14 Section Eleven (11), Township Seventeen (17) North, Range Twenty-One (21) East, Town of
15 Schleswig, Manitowoc County, Wisconsin, more particularly described as follows:
16

17 Commencing at the northwest corner of said Section 11; thence N89°-54'-10"E
18 along the north line of the NW1/4 of said Section 11, a distance of 716.68 feet to
19 the point of beginning; thence continue N89°-54'-10"E along said north line, a
20 distance of 563.89 feet; thence S00°-18'-25"W 307.00 feet; thence S89°-54'-
21 10"W 560.82 feet; thence N00°-15'-57"W 307.00 feet to the point of beginning,
22 said parcel containing approximately 172,641 square feet (3.963 acres) of land
23 and is hereby rezoned from General Agriculture (GA) District to Small Estate
24 Residential (SE) District.

Dated this 19th day of September 2023.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Falkowski moved, seconded by Supervisor Zimmer to adopt Resolution 2023/2024-38 Authorizing County Conservation Aids Grant. Upon vote, the motion carried unanimously.

**RESOLUTION AUTHORIZING COUNTY CONSERVATION AIDS
GRANT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Planning and Zoning Department wishes expand the
2 Harpt’s Lake access with new parking, picnic and shoreline access areas (“Project”); and
3

4 WHEREAS, the Manitowoc County Planning and Zoning Department has identified a
5 total cost of \$20,000.00 for this Project; and
6

7 WHEREAS, the Wisconsin Department of Natural Resources (WDNR) has grant funding
8 available through the County Conservation Aids (CCA) program for the installation of fish and
9 game projects under Wis. Stat. § 23.09(12); and
10

11 WHEREAS, the CCA grant program may reimburse fifty percent of the total project cost
12 for eligible projects; and
13

14 WHEREAS, the Planning and Park Commission held a public hearing on August 28,
15 2023 to consider the grant application and after careful consideration and review recommends
16 the Planning and Zoning Department pursue the available grants under the CCA program for the
17 Project;
18

19 NOW, THEREFORE, BE IT RESOLVED that the county board of supervisors of the
20 county of Manitowoc authorizes the Planning and Zoning Director, or his designee, to apply for
21 and accept a CCA grant from the WDNR in the total amount of up to \$10,000.00 for the Project;
22 and
23

24 BE IT FURTHER RESOLVED that the Planning and Zoning Director, or his designee, is
25 authorized to sign documents and take actions necessary to accept the grant and complete the
26 Project as authorized in the County’s grant application to the WDNR, including obtaining any
27 permits that may be required; and
28

29 BE IT FURTHER RESOLVED that the Finance Director is directed to record such
30 information in the official books of the County for the year ending December 31, 2023 as may be
31 required with carryover to 2024 as needed.

Dated this 19th day of September 2023.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: No tax levy impact. If the grant is approved, increases State Conservation Aid by \$10,000.00 and an associated expense account by an equal amount.

APPROVED: Bob Ziegelbauer, County Executive.

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

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

Finance Committee: Supervisor Hansen gave a brief report.

Supervisor Hansen moved, seconded by Supervisor Brey to adopt Resolution 2023/2024-39 Awarding the Sale of \$2,500,000 General Obligation Promissory Notes, Series 2023. Upon vote, motion carried unanimously.

No. 2023/2024 - 39

RESOLUTION AWARDING THE SALE OF \$2,500,000 GENERAL OBLIGATION PROMISSORY NOTES, SERIES 2023

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, on August 15, 2023, by a vote of at least $\frac{3}{4}$ of members elect, the county
2 board of supervisors of the county of Manitowoc (the "County") adopted an initial resolution (the
3 "Initial Resolution") authorizing the issuance of general obligation promissory notes in an
4 amount not to exceed \$2,500,000 for the public purpose of financing the construction and
5 improvement of highways (the "Project"); and
6

7 WHEREAS, the county board of supervisors of the county of Manitowoc hereby finds
8 and determines that the Project is within the County's power to undertake and therefore serves a
9 "public purpose" as that term is defined in Wis. Stat. § 67.04(1)(b); and
10

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

14 WHEREAS, none of the proceeds of the Notes shall be used to fund the operating
15 expenses of the general fund of the County or to fund the operating expenses of any special
16 revenue fund of the County that is supported by property taxes; and
17

18 WHEREAS, pursuant to the Initial Resolution, the County has directed PMA Securities,
19 LLC ("PMA") to take the steps necessary to sell general obligation promissory notes (the
20 "Notes") to pay the cost of the Project; and
21

22 WHEREAS, PMA, in consultation with the officials of the County, prepared an Official
23 Notice of Sale (a copy of which is attached hereto as *Exhibit A* and incorporated herein by this
24 reference) setting forth the details of and the bid requirements for the Notes and indicating that
25 the Notes would be offered for public sale on September 19, 2023; and
26

27 WHEREAS, the County Clerk (in consultation with PMA) caused a form of notice of the
28 sale to be published and/or announced and caused the Official Notice of Sale to be distributed to
29 potential bidders offering the Notes for public sale on September 19, 2023; and
30

31 WHEREAS, the County has duly received bids for the Notes as described on the Bid
32 Tabulation attached hereto as *Exhibit B* and incorporated herein by this reference (the "Bid
33 Tabulation"); and
34

35 WHEREAS, it has been determined that the bid proposal (the "Proposal") submitted by
36 the financial institution listed first on the Bid Tabulation fully complies with the bid
37 requirements set forth in the Official Notice of Sale and is deemed to be the most advantageous
38 to the County and PMA has recommended that the County accept the Proposal. A copy of said
39 Proposal submitted by such institution (the "Purchaser") is attached hereto as *Exhibit C* and
40 incorporated herein by this reference;
41

42 NOW, THEREFORE, BE IT RESOLVED by the county board of supervisors of the
43 county of Manitowoc:
44

45 Section 1. Ratification of the Official Notice of Sale and Offering Materials. The county
46 board of supervisors of the county of Manitowoc hereby ratifies and approves the details of the
47 Notes set forth in Exhibit A attached hereto as and for the details of the Notes. The Official
48 Notice of Sale and any other offering materials prepared and circulated by PMA are hereby
49 ratified and approved in all respects. All actions taken by officers of the County and PMA in
50 connection with the preparation and distribution of the Official Notice of Sale, and any other
51 offering materials are hereby ratified and approved in all respects.
52

53 Section 1A. Authorization and Award of the Notes. For the purpose of paying the cost
54 of the Project, there shall be borrowed pursuant to Wis. Stat. § 67.12(12) the principal sum of
55 TWO MILLION FIVE HUNDRED THOUSAND DOLLARS (\$2,500,000) from the Purchaser
56 in accordance with the terms and conditions of the Proposal. The Proposal of the Purchaser
57 offering to purchase the Notes for the sum set forth on the Proposal (as modified on the Bid
58 Tabulation and reflected in the Pricing Summary referenced below and incorporated herein), plus
59 accrued interest to the date of delivery, resulting in a true interest cost as set forth on the
60 Proposal, is hereby accepted. The Chairperson and County Clerk or other appropriate officers of
61 the County are authorized and directed to execute an acceptance of the Proposal on behalf of the
62 County. The good faith deposit of the Purchaser shall be applied in accordance with the Official
63 Notice of Sale, and any good faith deposits submitted by unsuccessful bidders shall be promptly
64 returned. The Notes shall bear interest at the rates set forth on the Proposal.
65

66 Section 2. Terms of the Notes. The Notes shall be designated "General Obligation
67 Promissory Notes, Series 2023"; shall be issued in the aggregate principal amount of \$2,500,000;
68 shall be dated October 10, 2023; shall be in the denomination of \$5,000 or any integral multiple
69 thereof; shall be numbered R-1 and upward; and shall bear interest at the rates per annum and
70 mature on October 1 of each year, in the years and principal amounts as set forth on the Pricing
71 Summary attached hereto as *Exhibit D-1* and incorporated herein by this reference. Interest shall
72 be payable semi-annually on April 1 and October 1 of each year commencing on April 1, 2024.

73 Interest shall be computed upon the basis of a 360-day year of twelve 30-day months and will be
74 rounded pursuant to the rules of the Municipal Securities Rulemaking Board. The schedule of
75 principal and interest payments due on the Notes is set forth on the Debt Service Schedule
76 attached hereto as *Exhibit D-2* and incorporated herein by this reference (the "Schedule").
77

78 Section 3. Redemption Provisions. The Notes maturing on October 1, 2032 and
79 thereafter shall be subject to redemption prior to maturity, at the option of the County, on
80 October 1, 2031 or on any date thereafter. Said Notes shall be redeemable as a whole or in part,
81 and if in part, from maturities selected by the County, and within each maturity by lot, at the
82 principal amount thereof, plus accrued interest to the date of redemption.
83

84 Section 4. Form of the Notes. The Notes shall be issued in registered form and shall be
85 executed and delivered in substantially the form attached hereto as *Exhibit E* and incorporated
86 herein by this reference.
87

88 Section 5. Tax Provisions.

89
90 (A) Direct Annual Irrepealable Tax Levy. For the purpose of paying the principal of and
91 interest on the Notes as the same becomes due, the full faith, credit and resources of the County
92 are hereby irrevocably pledged, and there is hereby levied upon all of the taxable property of the
93 County a direct annual irrepealable tax in the years 2023 through 2032 for the payments due in
94 the years 2024 through 2033 in the amounts set forth on the Schedule.
95

96 (B) Tax Collection. So long as any part of the principal of or interest on the Notes
97 remains unpaid, the County shall be and continue without power to repeal such levy or obstruct
98 the collection of said tax until all such payments have been made or provided for. After the
99 issuance of the Notes, said tax shall be, from year to year, carried onto the tax roll of the County
100 and collected in addition to all other taxes and in the same manner and at the same time as other
101 taxes of the County for said years are collected, except that the amount of tax carried onto the tax
102 roll may be reduced in any year by the amount of any surplus money in the Debt Service Fund
103 Account created below.
104

105 (C) Additional Funds. If at any time there shall be on hand insufficient funds from the
106 aforesaid tax levy to meet principal and/or interest payments on said Notes when due, the
107 requisite amounts shall be paid from other funds of the County then available, which sums shall
108 be replaced upon the collection of the taxes herein levied.
109

110 Section 6. Segregated Debt Service Fund Account.

111
112 (A) Creation and Deposits. There shall be and there hereby is established in the treasury
113 of the County, if one has not already been created, a debt service fund, separate and distinct from
114 every other fund, which shall be maintained in accordance with generally accepted accounting
115 principles. Debt service or sinking funds established for obligations previously issued by the
116 County may be considered as separate and distinct accounts within the debt service fund.
117

118 Within the debt service fund, there hereby is established a separate and distinct account
119 designated as the "Debt Service Fund Account for General Obligation Promissory Notes, Series
120 2023, dated October 10, 2023" (the "Debt Service Fund Account") and such account shall be
121 maintained until the indebtedness evidenced by the Notes is fully paid or otherwise extinguished.
122 There shall be deposited into the Debt Service Fund Account (i) all accrued interest received by
123 the County at the time of delivery of and payment for the Notes; (ii) any premium which may be
124 received by the County above the par value of the Notes and accrued interest thereon; (iii) all
125 money raised by the taxes herein levied and any amounts appropriated for the specific purpose of
126 meeting principal of and interest on the Notes when due; (iv) such other sums as may be
127 necessary at any time to pay principal of and interest on the Notes when due; (v) surplus monies
128 in the Borrowed Money Fund as specified below; and (vi) such further deposits as may be
129 required by Wis. Stat. § 67.11.

130
131 (B) Use and Investment. No money shall be withdrawn from the Debt Service Fund
132 Account and appropriated for any purpose other than the payment of principal of and interest on
133 the Notes until all such principal and interest has been paid in full and the Notes canceled;
134 provided (i) the funds to provide for each payment of principal of and interest on the Notes prior
135 to the scheduled receipt of taxes from the next succeeding tax collection may be invested in
136 direct obligations of the United States of America maturing in time to make such payments when
137 they are due or in other investments permitted by law; and (ii) any funds over and above the
138 amount of such principal and interest payments on the Notes may be used to reduce the next
139 succeeding tax levy, or may, at the option of the County, be invested by purchasing the Notes as
140 permitted by and subject to Wis. Stat. § 67.11(2)(a) or in permitted municipal investments under
141 the pertinent provisions of the Wisconsin Statutes ("Permitted Investments"), which investments
142 shall continue to be a part of the Debt Service Fund Account. Any investment of the Debt
143 Service Fund Account shall at all times conform with the provisions of the Internal Revenue
144 Code of 1986, as amended (the "Code") and any applicable Treasury Regulations (the
145 "Regulations").

146
147 (C) Remaining Monies. When all of the Notes have been paid in full and canceled, and
148 all Permitted Investments disposed of, any money remaining in the Debt Service Fund Account
149 shall be transferred and deposited in the general fund of the County, unless the county board of
150 supervisors of the county of Manitowoc directs otherwise.

151
152 Section 7. Proceeds of the Notes; Segregated Borrowed Money Fund. The proceeds of
153 the Notes (the "Note Proceeds") (other than any premium and accrued interest which must be
154 paid at the time of the delivery of the Notes into the Debt Service Fund Account created above)
155 shall be deposited into a special fund (the "Borrowed Money Fund") separate and distinct from
156 all other funds of the County and disbursed solely for the purpose or purposes for which
157 borrowed. In no event shall monies in the Borrowed Money Fund be used to fund operating
158 expenses of the general fund of the County or of any special revenue fund of the County that is
159 supported by property taxes. Monies in the Borrowed Money Fund may be temporarily invested
160 in Permitted Investments. Any monies, including any income from Permitted Investments,
161 remaining in the Borrowed Money Fund after the purpose or purposes for which the Notes have
162 been issued have been accomplished, and, at any time, any monies as are not needed and which

163 obviously thereafter cannot be needed for such purpose(s) shall be deposited in the Debt Service
164 Fund Account.

165
166 Section 8. No Arbitrage. All investments made pursuant to this Resolution shall be
167 Permitted Investments, but no such investment shall be made in such a manner as would cause
168 the Notes to be "arbitrage bonds" within the meaning of Section 148 of the Code or the
169 Regulations and an officer of the County, charged with the responsibility for issuing the Notes,
170 shall certify as to facts, estimates, circumstances and reasonable expectations in existence on the
171 date of delivery of the Notes to the Purchaser which will permit the conclusion that the Notes are
172 not "arbitrage bonds," within the meaning of the Code or Regulations.

173
174 Section 9. Compliance with Federal Tax Laws.

175
176 (A) The County represents and covenants that the projects financed by the Notes and the
177 ownership, management and use of the projects will not cause the Notes to be "private activity
178 bonds" within the meaning of Section 141 of the Code. The County further covenants that it
179 shall comply with the provisions of the Code to the extent necessary to maintain the tax exempt
180 status of the interest on the Notes including, if applicable, the rebate requirements of Section
181 148(f) of the Code. The County further covenants that it will not take any action, omit to take
182 any action or permit the taking or omission of any action within its control (including, without
183 limitation, making or permitting any use of the proceeds of the Notes) if taking, permitting or
184 omitting to take such action would cause any of the Notes to be an arbitrage bond or a private
185 activity bond within the meaning of the Code or would otherwise cause interest on the Notes to
186 be included in the gross income of the recipients thereof for federal income tax purposes. The
187 County Clerk or other officer of the County charged with the responsibility of issuing the Notes
188 shall provide an appropriate certificate of the County certifying that the County can and
189 covenanting that it will comply with the provisions of the Code and Regulations.

190
191 (B) The County also covenants to use its best efforts to meet the requirements and
192 restrictions of any different or additional federal legislation which may be made applicable to the
193 Notes provided that in meeting such requirements the County will do so only to the extent
194 consistent with the proceedings authorizing the Notes and the laws of the State of Wisconsin and
195 to the extent that there is a reasonable period of time in which to comply.

196
197 Section 10. Designation as Qualified Tax Exempt Obligations. The Notes are hereby
198 designated as "qualified tax exempt obligations" for purposes of Section 265 of the Code,
199 relating to the ability of financial institutions to deduct from income for federal income tax
200 purposes, interest expense that is allocable to carrying and acquiring tax exempt obligations.

201
202 Section 11. Execution of the Notes; Closing; Professional Services. The Notes shall be
203 issued in printed form, executed on behalf of the County by the manual or facsimile signatures of
204 the Chairperson and County Clerk, authenticated, if required, by the Fiscal Agent (defined
205 below), sealed with its official or corporate seal, if any, or a facsimile thereof, and delivered to
206 the Purchaser upon payment to the County of the purchase price thereof, plus accrued interest to
207 the date of delivery (the "Closing"). The facsimile signature of either of the officers executing
208 the Notes may be imprinted on the Notes in lieu of the manual signature of the officer but, unless

209 the County has contracted with a fiscal agent to authenticate the Notes, at least one of the
210 signatures appearing on each Note shall be a manual signature. In the event that either of the
211 officers whose signatures appear on the Notes shall cease to be such officers before the Closing,
212 such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as
213 if they had remained in office until the Closing. The aforesaid officers are hereby authorized and
214 directed to do all acts and execute and deliver the Notes and all such documents, certificates and
215 acknowledgements as may be necessary and convenient to effectuate the Closing. The County
216 hereby authorizes the officers and agents of the County to enter into, on its behalf, agreements
217 and contracts in conjunction with the Notes, including but not limited to agreements and
218 contracts for legal, trust, fiscal agency, disclosure and continuing disclosure, and rebate
219 calculation services. Any such contract heretofore entered into in conjunction with the issuance
220 of the Notes is hereby ratified and approved in all respects.

221
222 Section 12. Payment of the Notes; Fiscal Agent. The principal of and interest on the
223 Notes shall be paid by Associated Trust Company, National Association, Green Bay, Wisconsin,
224 which is hereby appointed as the County's registrar and fiscal agent pursuant to the provisions of
225 Wis. Stat. § 67.10(2) (the "Fiscal Agent"). The County hereby authorizes the Chairperson and
226 County Clerk or other appropriate officers of the County to enter into a Fiscal Agency
227 Agreement between the County and the Fiscal Agent. Such contract may provide, among other
228 things, for the performance by the Fiscal Agent of the functions listed in Wis. Stat. § 67.10(2)(a)
229 to (j), where applicable, with respect to the Notes.

230
231 Section 13. Persons Treated as Owners; Transfer of Notes. The County shall cause
232 books for the registration and for the transfer of the Notes to be kept by the Fiscal Agent. The
233 person in whose name any Note shall be registered shall be deemed and regarded as the absolute
234 owner thereof for all purposes and payment of either principal or interest on any Note shall be
235 made only to the registered owner thereof. All such payments shall be valid and effectual to
236 satisfy and discharge the liability upon such Note to the extent of the sum or sums so paid.

237
238 Any Note may be transferred by the registered owner thereof by surrender of the Note at
239 the office of the Fiscal Agent, duly endorsed for the transfer or accompanied by an assignment
240 duly executed by the registered owner or his attorney duly authorized in writing. Upon such
241 transfer, the Chairperson and County Clerk shall execute and deliver in the name of the
242 transferee or transferees a new Note or Notes of a like aggregate principal amount, series and
243 maturity and the Fiscal Agent shall record the name of each transferee in the registration book.
244 No registration shall be made to bearer. The Fiscal Agent shall cancel any Note surrendered for
245 transfer.

246
247 The County shall cooperate in any such transfer, and the Chairperson and County Clerk
248 are authorized to execute any new Note or Notes necessary to effect any such transfer.

249
250 Section 14. Record Date. The 15th day of the calendar month next preceding each
251 interest payment date shall be the record date for the Notes (the "Record Date"). Payment of
252 interest on the Notes on any interest payment date shall be made to the registered owners of the
253 Notes as they appear on the registration book of the County at the close of business on the
254 Record Date.

255
256 Section 15. Utilization of The Depository Trust Company Book-Entry-Only System. In
257 order to make the Notes eligible for the services provided by The Depository Trust Company,
258 New York, New York ("DTC"), the County agrees to the applicable provisions set forth in the
259 Blanket Issuer Letter of Representations, which the County Clerk or other authorized
260 representative of the County is authorized and directed to execute and deliver to DTC on behalf
261 of the County to the extent an effective Blanket Issuer Letter of Representations is not presently
262 on file in the County Clerk's office.

263
264 Section 16. Official Statement. The County Board of Supervisors hereby approves the
265 Preliminary Official Statement with respect to the Notes and deems the Preliminary Official
266 Statement as "final" as of its date for purposes of SEC Rule 15c2-12 promulgated by the
267 Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the
268 "Rule"). All actions taken by officers of the County in connection with the preparation of such
269 Preliminary Official Statement and any addenda to it or final Official Statement are hereby
270 ratified and approved. In connection with the Closing, the appropriate County official shall
271 certify the Preliminary Official Statement and any addenda or final Official Statement. The
272 County Clerk shall cause copies of the Preliminary Official Statement and any addenda or final
273 Official Statement to be distributed to the Purchaser.

274
275 Section 17. Undertaking to Provide Continuing Disclosure. The County hereby
276 covenants and agrees, for the benefit of the owners of the Notes, to enter into a written
277 undertaking (the "Undertaking") if required by the Rule to provide continuing disclosure of
278 certain financial information and operating data and timely notices of the occurrence of certain
279 events in accordance with the Rule. The Undertaking shall be enforceable by the owners of the
280 Notes or by the Purchaser on behalf of such owners (provided that the rights of the owners and
281 the Purchaser to enforce the Undertaking shall be limited to a right to obtain specific
282 performance of the obligations thereunder and any failure by the County to comply with the
283 provisions of the Undertaking shall not be an event of default with respect to the Notes).

284
285 To the extent required under the Rule, the Chairperson and County Clerk, or other officer
286 of the County charged with the responsibility for issuing the Notes, shall provide a Continuing
287 Disclosure Certificate for inclusion in the transcript of proceedings, setting forth the details and
288 terms of the County's Undertaking.

289
290 Section 18. Record Book. The County Clerk shall provide and keep the transcript of
291 proceedings as a separate record book (the "Record Book") and shall record a full and correct
292 statement of every step or proceeding had or taken in the course of authorizing and issuing the
293 Notes in the Record Book.

294
295 Section 19. Bond Insurance. If the Purchaser determines to obtain municipal bond
296 insurance with respect to the Notes, the officers of the County are authorized to take all actions
297 necessary to obtain such municipal bond insurance. The Chairperson and County Clerk are
298 authorized to agree to such additional provisions as the bond insurer may reasonably request and
299 which are acceptable to the Chairperson and County Clerk including provisions regarding
300 restrictions on investment of Note proceeds, the payment procedure under the municipal bond

301 insurance policy, the rights of the bond insurer in the event of default and payment of the Notes
302 by the bond insurer and notices to be given to the bond insurer. In addition, any reference
303 required by the bond insurer to the municipal bond insurance policy shall be made in the form of
304 Note provided herein.

305
306 Section 20. Conflicting Resolutions; Severability; Effective Date. All prior resolutions,
307 rules or other actions of the county board of supervisors of the county of Manitowoc or any parts
308 thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar
309 as the same may so conflict. In the event that any one or more provisions hereof shall for any
310 reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other
311 provisions hereof. The foregoing shall take effect immediately upon adoption and approval in
312 the manner provided by law.

Dated this 19th day of September 2023.

Respectfully submitted by the Finance Committee.

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

APPROVED: Bob Ziegelbauer, County Executive.

Highway Committee: Supervisor Behnke gave a brief report.
Supervisor Behnke moved, seconded by Supervisor Falkowski to adopt Resolution 2023/2024-40 Adopting Speed Zone on County Trunk Highway R in the Town of Manitowoc Rapids. Upon vote, the motion carried unanimously.

No. 2023/2024 - 40

**RESOLUTION ADOPTING SPEED ZONE ON COUNTY TRUNK
HIGHWAY R IN THE TOWN OF MANITOWOC RAPIDS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

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

5 WHEREAS, Manitowoc County Code § 15.03(1) authorizes the Highway Committee to
6 recommend speed limits to the County Board; and
7

8 WHEREAS, Manitowoc County Code § 15.03(2) authorizes the County Board to adopt
9 speed limits and speed zones by resolution, which become effective when appropriate signs
10 giving notice of the speed limit have been erected and are in place; and
11

12 WHEREAS, the Manitowoc County Traffic and Safety Commission conducted a traffic
13 investigation with respect to that portion of County Trunk Highway R in the Town of Manitowoc
14 Rapids between the Manitowoc city limits and Goodwin Road; and
15

16 WHEREAS, based on that investigation and after careful consideration and review, the
17 Highway Committee recommends that the current speed limit be reduced on County Trunk
18 Highway R to 35 miles per hour from the Manitowoc city limits to Redwood Drive with a
19 transitioned speed limit of 45 miles per hour from Redwood Drive to Goodwin Road; and
20

21 NOW, THEREFORE, BE IT RESOLVED that the county board of supervisors of the
22 County of Manitowoc adopts a speed zone of 35 miles per hour on County Trunk Highway R
23 beginning at the Manitowoc city limits to Redwood Drive with a transitioned speed limit of 45
24 miles per hour from Redwood Drive to Goodwin Road; and
25

26 BE IT FURTHER RESOLVED that the Highway Department is directed to erect signs as
27 may be required and necessary to implement this resolution; and
28

29 BE IT FURTHER RESOLVED that the County Clerk is directed to send a copy of this
30 resolution to the Sheriff's Department.

Dated this 19th day of September 2023.

Respectfully submitted by the Highway Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Personnel Committee: Supervisor Maresh gave a brief report.

Public Safety Committee: Supervisor Falkowski gave a brief report.

Public Works Committee: Supervisor Sitkiewitz gave a brief report.

Miscellaneous: Supervisor Maresh moved, seconded by Supervisor Brey, to adopt Resolution 2023/2024-41 Authorizing Reallocation of Human Services Department 1.0 Full-Time Equivalent Position (Clinical Services Manager to Crisis Supervisor). Upon vote, the motion carried unanimously.

RESOLUTION AUTHORIZING REALLOCATION OF HUMAN SERVICES DEPARTMENT 1.0 FULL-TIME EQUIVALENT POSITION
(Clinical Services Manager to Crisis Supervisor)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, in April of 2023 the county board of supervisors of the county of
2 Manitowoc adopted resolution no. 2023/2024-7, which reallocated a 1.0 full-time equivalent
3 position from CCS rehabilitation specialist to clinical services deputy director; and
4

5 WHEREAS, after creating the clinical service deputy director position, the previous
6 clinical services manager was promoted to the newly created deputy director position; and
7

8 WHEREAS, the vacated clinical services manager position was not refilled; and
9

10 WHEREAS, the job duties of the previous clinical services manager included the
11 supervision of the crisis team; and
12

13 WHEREAS, currently there is no position that directly supervises the crisis team; and
14

15 WHEREAS, the crisis team requires a direct supervisor to ensure the efficient and
16 effective operation of the team; and
17

18 WHEREAS, reallocating the clinical services manager position to a crisis supervisor will
19 result in a pay grade change from a salaried D62 to a salaried C52; and
20

21 WHEREAS, reallocating the clinical services manager position to a crisis supervisor will
22 not change the funding source of the position or the Human Services Department’s total FTE
23 count; and
24

25 WHEREAS, after careful consideration and review, the Human Services Board and the
26 Personnel Committee recommend amending the “Full Time Equivalent Report (FTE) by
27 Department” included in the Manitowoc County, WI 2023 Adopted Annual Budget to reallocate
28 the FTEs in the human services department by removing the 1.0 FTE clinical services manager
29 position and including a 1.0 FTE crisis supervisor position;
30

31 NOW, THEREFORE, BE IT RESOLVED that county board of supervisors of the county
32 of Manitowoc authorizes the reallocation of the 1.0 FTE clinical services manager position to a
33 1.0 FTE crisis supervisor position; and
34

35 BE IT FURTHER RESOLVED that the “Full Time Equivalent Report (FTE) by
36 Department” included in the Manitowoc County, WI 2023 Adopted Annual Budget is amended
37 accordingly and that the Finance Director is directed to record such information in the official
38 books of the County for the year ending December 31, 2023 as may be required.

Dated this 19th day of September 2023.

Respectfully submitted by the Personnel Committee and Human Services Board.

FISCAL IMPACT: None. The pay grade for the position will change from a salaried D62 to an salaried C52, *i.e.* a decrease in wage rate. Sufficient funds have been budgeted for this position as it is a reallocation from an existing position.

APPROVED: Bob Ziegelbauer, County Executive.

ANNOUNCEMENTS

Chairperson Martell announced the County Board Budget Presentation will be October 10, 2023 and the Annual County Board Meeting, along with the Public Hearing for the Budget will be October 30, 2023.

ADJOURNMENT

Supervisor Neils moved to adjourn, seconded by Supervisor Heller, and the motion was adopted by acclamation. The meeting adjourned at 7:04 p.m.

Respectfully submitted,
Jessica Backus, Manitowoc County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

Tuesday, October 10, 2023

6:00 P.M.

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the Heritage Center, in the City of Manitowoc, being the 10th day of October 2023, for the purpose of transacting business as a Board of Supervisors.

Chairperson Martell called the meeting to order at 6:00 p.m.

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

Roll call: 22 members were present: Baumann, Behnke, Brey, Engelbrecht, Falkowski, Gerroll, Hacker, Heller, Klein, Maresh, Martell, Metzger, Muench, Naidl, Neils, Phipps, Shimulunas, Sitkiewitz, Vogt, Wagner, Weiss, and Zimmer. Supervisors Hansen, Jadowski, and Linsmeier were excused.

On a motion by Supervisor Baumann, seconded by Supervisor Behnke the September 19, 2023 meeting minutes were approved on a unanimous vote.

REPORTS OF COUNTY SUPERVISORS, OFFICERS, AND DEPARTMENT DIRECTORS

CLA Financial Officer Bryan Grunewald presented the 2022 Audit Report.

County Executive Bob Ziegelbauer presented the proposed 2024 budget. Executive Ziegelbauer reported inflation continues to be the number one challenge, but with the net new construction in 2023 there will not be an increase in property taxes. The 2024 priorities fall into three main categories of combating inflation with an investment in human capital by raising the pay scale up 3% and proceeding with a 5% increase in the health insurance premiums; making a major expansion in the Human Services department designated to get a handle on mental health, child welfare, and the opioid crisis; and the final category of continuing with an aggressive highway maintenance program for 19.1 miles of road resurfacing.

APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Martell presented County Executive Ziegelbauer's appointment of Rhonda Green as Emergency Services Director. Supervisor Falkowski moved, seconded by Supervisor Muench to approve the appointment. Upon voice vote, the motion carried unanimously.

ANNOUNCEMENTS

Chairperson Martell announced the Annual County Board meeting and Public Hearing on the 2024 Budget will be Monday, October 30, 2023 at the Heritage Center.

ADJOURNMENT

Supervisor Brey moved to adjourn, seconded by Supervisor Gerroll, and the motion was adopted by acclamation. The meeting adjourned at 6:30 p.m.

Respectfully submitted,
Jessica Backus, Manitowoc County Clerk

**The County Board meeting is available for viewing at:

<https://www.youtube.com/watch?v=uzqcY0muGPM&t=932s>

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

Monday, October 30, 2023

6:00 P.M.

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the Heritage Building, in the City of Manitowoc, being the 30th day of October 2023, for the purpose of transacting business as a Board of Supervisors.

Chairperson Martell called the meeting to order at 6:00 p.m.

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

Roll call: 21 members were present at the time of voting for resolutions: Baumann, Behnke, Brey, Engelbrecht, Falkowski, Gerroll, Hacker, Hansen, Heller, Jadowski, Klein, Maresh, Martell, Metzger, Muench, Naidl, Sitkiewitz, Vogt, Wagner, Weiss, and Zimmer. Supervisors Linsmeier, Neils, Phipps, and Shimulunas were excused.

On a motion by Supervisor Brey, seconded by Supervisor Heller the October 10, 2023 meeting minutes were approved on a unanimous vote.

REPORTS OF COUNTY SUPERVISORS, OFFICERS AND DEPARTMENT DIRECTORS

County Executive Bob Ziegelbauer and Chairperson Martell presented a Proclamation Commemorating the Life of James M. Hendricks.

County Executive Bob Ziegelbauer and Chairperson Martell presented a Proclamation Commemorating the Life of Ricky K. Sloan.

County Executive Bob Ziegelbauer introduced the Emergency Management Director Rhonda Green.

PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Chairperson Martell declared public comment on the County Executive's Proposed 2024 Annual Budget open at 6:12 p.m.

No one present wished to speak regarding the proposed budget, subsequently Chairperson Martell closed public input at 6:12 p.m. on this matter.

Chairperson Martell declared public comment on non-budget issues open at 6:12 p.m.

Maura Yost, Town of Centerville, advocated for a .05% sales tax.

No one else present wished to speak on non-budget issues, subsequently Chairperson Martell closed public input at 6:17 p.m.

COMMITTEE REPORTS ON MEETINGS, PETITIONS, RESOLUTIONS, ORDINANCES

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

Supervisor Falkowski moved, seconded by Supervisor Vogt to adopt Resolution 2023/2024-42 Adopting Manitowoc County Planning and Park Commission Fee Schedule. Upon vote, the motion carried unanimously.

No. 2023/2024 – 42

**RESOLUTION ADOPTING MANITOWOC COUNTY PLANNING AND
PARK COMMISSION FEE SCHEDULE**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County Code § 4.13(2) provides that the fees that the Planning
2 and Zoning Department is authorized to charge must be set by County Board resolution and
3 reviewed annually by the Planning an Park Commission; and
4

5 WHEREAS, the Manitowoc County Planning and Park Commission has reviewed the
6 Planning and Zoning Department Fee Schedule and recommends that it be adjusted; and
7

8 WHEREAS, a copy of the proposed Planning and Zoning Department fee schedule has
9 been provided to the County Board;
10

11 NOW, THEREFORE, BE IT RESOLVED that the county board of supervisors of the
12 county of Manitowoc approves and adopts the proposed Planning and Zoning Department Fee
13 Schedule to be effective January 1, 2024, and directs that a copy of the fee schedule be included
14 as an appendix to the Manitowoc County Code Chapter 4, Finances

Dated this 30th day of October 2023.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: Indeterminable.

APPROVED: Bob Ziegelbauer, County Executive.

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

Board of Health: Supervisor Metzger gave a brief report.

Supervisor Metzger moved, seconded by Supervisor Muench to adopt Resolution 2023/2024-43 Adopting Health Department Fee Schedule. Upon vote, the motion carried unanimously.

RESOLUTION ADOPTING HEALTH DEPARTMENT FEE SCHEDULE

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Health Department issues certain licenses and
2 permits as an agent of the Wisconsin Department of Agriculture, Trade and Consumer
3 Protection, and the Department of Safety and Professional Services; and
4

5 WHEREAS, the Manitowoc County Board of Supervisors has authorized the Health
6 Department to charge fees to defray the costs of providing these various licenses and permits;
7 and
8

9 WHEREAS, the State of Wisconsin has revised Wis. Admin. Code chs. ATCP 76
10 (Safety, Maintenance, and Operation of Public Pools and Water Attractions) and ATCP 78
11 (Recreational and Educational Camps) have been revised to include new categories of licenses
12 while removing others; and
13

14 WHEREAS, as an agent of the state, the Health Department fee structure is required to
15 align with the state administrative code; and
16

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

21 WHEREAS, Manitowoc County Code § 7.10 provides that the fees for licenses (other
22 than an animal license) and permits that the Health Department is authorized to charge must be
23 set by County Board resolution at the annual meeting; and
24

25 WHEREAS the Board of Health has reviewed the Health Department fee schedule and
26 recommends that it be adjusted beginning January 1, 2024; and
27

28 WHEREAS a copy of the proposed Health Department Fee Schedule has been provided
29 to the County Board;
30

31 NOW, THEREFORE, BE IT RESOLVED that the county board of supervisors of the
32 county of Manitowoc approves and adopts the proposed Health Department Fee Schedule to be
33 effective January 1, 2024, and directs that a copy of the fee schedule be included as an appendix
34 to Manitowoc County Code Chapter 7, Public Health.

Dated this 30th day of October 2023.

Respectfully submitted by the Board of Health.

FISCAL IMPACT: Indeterminable.

APPROVED: Bob Ziegelbauer, County Executive.

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

Finance Committee: Supervisor Hansen gave a brief report.

Supervisor Hansen moved, seconded by Supervisor Brey to adopt Resolution 2023/2024-44 Canceling County Checks Not Presented Within Two Years of Issuance. Upon vote, motion carried unanimously.

No. 2023/2024 – 44

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

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a few of the thousands of checks issued by Manitowoc County are not
2 presented for payment within two years of their date of issuance, and
3

4 WHEREAS, the County Treasurer is required to account for these uncashed checks in the
5 reserve to the County’s checking account, and
6

7 WHEREAS, Wis. Stat. § 59.64(4)(e) provides that the County Board may, at its annual
8 meeting, cancel checks that have not been presented for payment within two years of their
9 issuance; and
10

11 WHEREAS, those checks shown on the attached list were issued by Manitowoc County
12 prior to October 31, 2021, and were not presented for payment within two years of their
13 issuance; and
14

15 WHEREAS, after careful consideration and review, the Finance Committee recommends
16 canceling those checks on the attached list that were not presented for payment within two years
17 of their issuance;
18

19 NOW, THEREFORE, BE IT RESOLVED that those checks which are shown on the
20 attached list, which were issued by Manitowoc County prior to October 31, 2021, and which
21 have not been presented for payment within two years of their issuance, are hereby canceled and
22 without value; and
23

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

Dated this 30th day of October 2023.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT:	Increased available cash balance in Account 100-001	\$7,951.48
	Increased available cash balance in Account 160-485	85.97
	<u>Increased available cash balance in Account 126-770</u>	<u>2,084.88</u>
	Total increase in available cash balance	\$10,122.33

APPROVED: Bob Ziegelbauer, County Executive.

Highway Committee: Supervisor Behnke gave a brief report.

Public Safety Committee: Supervisor Falkowski gave a brief report.

Public Works Committee: Supervisor Sitkiewitz gave a brief report.

Transportation Coordinating Committee: Supervisor Hacker gave a brief report.

ANNOUNCEMENTS

Chairperson Martell announced the next County Board meeting will be November 7, 2023 at 6:00 p.m.

ADJOURNMENT

Supervisor Engelbrecht moved to adjourn, seconded by Supervisor Muench, and the motion was adopted by acclamation. The meeting adjourned at 6:37 p.m.

Respectfully submitted,
Jessica Backus, Manitowoc County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

Tuesday, November 7, 2023

6:00 P.M.

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the Heritage Building, in the City of Manitowoc, being the 7th day of November 2023, for the purpose of transacting business as a Board of Supervisors.

Chairperson Martell called the meeting to order at 6:00 p.m.

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

Roll call: 20 members were present at the time of voting for resolutions: Behnke, Brey, Engelbrecht, Falkowski, Gerroll, Hansen, Heller, Jadowski, Klein, Maresh, Martell, Metzger, Muench, Neils, Phipps, Shimulunas, Vogt, Wagner, Weiss and Zimmer. Supervisors Baumann, Hacker, Linsmeier, Naidl and Sitkiewitz were excused.

On a motion by Supervisor Behnke, seconded by Supervisor Engelbrecht the October 30, 2023 meeting minutes were approved on a unanimous vote.

REPORTS OF COUNTY SUPERVISORS, OFFICERS AND DEPARTMENT DIRECTORS

County Executive Bob Ziegelbauer and Chairperson Martell presented a Proclamation Declaring Manitowoc County America Recycles Day 2023.

PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Chairperson Martell declared public comment open at 6:09 p.m.

Maura Yost, Town of Centerville, spoke about Act 12 and advocated for a .05% sales tax considering the tourism that may be coming to Manitowoc because of the NFL Draft.

No one else present wished to speak, subsequently Chairperson Martell closed public input at 6:12 p.m.

COMMITTEE REPORTS ON MEETINGS, PETITIONS, RESOLUTIONS, ORDINANCES

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

Finance Committee: Supervisor Hansen gave a brief report.

Supervisor Hansen moved, seconded by Supervisor Brey to adopt Resolution 2023/2024-45 Adopting 2024 Budget and Property Levy. Upon vote, motion carried unanimously.

RESOLUTION ADOPTING 2024 BUDGET AND PROPERTY LEVY

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, a detailed copy of the County Executive’s proposed 2024 annual budget has
2 been made available to each county supervisor and to the general public; and

3
4 WHEREAS, the proposed 2024 annual budget was presented to the Manitowoc County
5 Board of Supervisors at its meeting on October 10, 2023; and

6
7 WHEREAS, formal publication of a budget summary and announcement of a public
8 hearing was made in accordance with Wis. Stat. § 65.90 and Wis. Stat. ch. 985 in the Manitowoc
9 Herald Times Reporter on October 7, 2023; and

10
11 WHEREAS, a public hearing on the proposed 2024 annual budget was held for the
12 purpose of obtaining public input and the proposed 2024 annual budget was reviewed by the
13 Manitowoc County Board of Supervisors at its annual meeting on October 30, 2023; and

14
15 WHEREAS, the proposed 2024 annual budget includes performance based increases for
16 the Manitowoc County pay plan pursuant to Manitowoc County Code §§ 5.02(3)(c), (d) and (e);
17 and

18
19 WHEREAS, Manitowoc County Code § 5.02(4) allows the wage schedule to be adjusted
20 each year by action of the county board so that it remains competitive with the market; and

21
22 WHEREAS, the Wisconsin Department of Revenue has calculated the applicable
23 increase in the consumer price index as of August 31, 2023 to be 5.4%; and

24
25 WHEREAS, a 3.0% increase in the wage schedule will assist in maintaining a
26 competitive wage schedule; and

27
28 WHEREAS, employees below midpoint who meet or exceed job requirements (*i.e.*
29 receive a cumulative score of 1.75 or greater on their employee evaluation) are eligible for a step
30 increase; and

31
32 WHEREAS, employees at or above midpoint who exceed job requirements (*i.e.* receive a
33 cumulative score of between 2.01 and 2.74 on their employee evaluation) will receive a 1.0%
34 increase; and

35
36 WHEREAS, employees at or above midpoint whose performance exceeds the proficient
37 performance level (*i.e.* receive a cumulative score of 2.75 or greater on their employee
38 evaluation) will receive a 2.0% increase; and

40 WHEREAS, the changes to the group health plan include an increase to both the
41 deductible and the premium;

42
43 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of
44 Supervisors hereby adopts a Governmental Funds Budget and a service delivery Proprietary
45 Fund Budget for the calendar year beginning January 1, 2024 as indicated in the attached 2024
46 annual budget for Manitowoc County and any attachments or addenda thereto; and

47
48 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors hereby
49 authorizes that the following sums of money be raised for the ensuing year:

51	State Special Charges - Charitable & Penal	\$	164.40
52	County Aid Bridges (Wis. Stat. § 82.08)	\$	453,247.00
53	Illegal Real Estate Taxes Charged Back (Prior Year)	\$	0.00
54	<u>All Other County Taxes</u>	\$	<u>32,349,639.44</u>
55	Gross County Tax Levy	\$	32,803,050.84

56
57 and

58
59 BE IT FURTHER RESOLVED that Manitowoc County shall apportion the tax for
60 bridges under Wis. Stat. § 82.08 on the taxable property of the participating districts; and

61
62 BE IT FURTHER RESOLVED that the 2024 annual budget in detail hereto attached
63 shall be made a part of the Tax Levy; and

64
65 BE IT FURTHER RESOLVED that the wage schedule is increased by 3.0% as of
66 December 25, 2023 and all employees at or below maximum shall receive a 3.0% increase as of
67 December 25, 2023; and

68
69 BE IT FURTHER RESOLVED that the midpoint for each wage band will be adjusted to
70 align with the new minimum and maximums in the wage schedule; and

71
72 BE IT FURTHER RESOLVED that the performance-based increases included in the
73 2024 annual budget will be granted pursuant to Manitowoc County Code §§ 5.02(3)(c), (d) and
74 (e) as follows:

- 75
- 76 (1) Employees below midpoint who meet or exceed job requirements (*i.e.* receive a
77 cumulative score of 1.75 or greater on their employee evaluation) are eligible for
78 a step increase; and
 - 79 (2) Employees at or above midpoint who exceed job requirements (*i.e.* receive a
80 cumulative score of between 2.01 and 2.74 on their employee evaluation) will
81 receive a 1.0% increase; and
- 82
83

- 84 (3) Employees at or above midpoint whose performance exceeds the proficient
85 performance level (*i.e.* receive a cumulative score of 2.75 or greater on their
86 employee evaluation) will receive a 2.0% increase; and
87
- 88 (4) Employees at or above maximum who exceed job requirements (*i.e.* receive a
89 cumulative score of between 2.01 and 2.74 on their employee evaluation) will
90 receive a 1.0% increase, paid to them per pay period for the following year; and
91
- 92 (5) Employees at or above maximum whose performance exceeds the proficient
93 performance level (*i.e.* receive a cumulative score of 2.75 or greater on their
94 employee evaluation) will receive a 2.0% increase, paid to them per pay period
95 for the following year; and
96

97 BE IT FURTHER RESOLVED that effective January 1, 2024, the plan design of Manitowoc
98 County's group health plan will be changed as follows:
99

- 100 1. For employees and elected officials covered under Manitowoc County's General
101 Health Plan:
102
- 103 A. Plan premiums shall be increased by 5% as follows:
104
- 105 i. Full premium for a Single plan will be \$689.22;
106
- 107 ii. Full premium for an EE+Child(ren) plan will be \$1171.68;
108
- 109 iii. Full premium for a Family Plan will be \$2067.58.
110
- 111 B. Deductibles shall be increased as follows:
112
- 113 i. The deductible shall be increased to \$3,000 for a single plan and
114 \$6,000 for either an employee plus children or family plan;
115
- 116 ii. Out of Network services will be paid at 50% after deductible is met
117 (*i.e.* a 50% co-pay after the deductible is met).
118
- 119 2. For employees covered under Manitowoc County's Protective Health Plan:
120
- 121 A. Plan premiums shall be increased by 5% as follows:
122
- 123 i. Full premium for a Single plan will be \$531.96;
124
- 125 ii. Full premium for an EE+Child(ren) plan will be \$904.32;
126
- 127 iii. Full premium for a Family Plan will be \$1595.85.
128
- 129 B. Deductibles shall be increased as follows:

130
131
132
133
134
135
136
137
138

- i. The deductible shall be increased to \$5,000 for a single plan, and \$10,000 for either an employee plus children or family plan;
- ii. Out of Network services will be paid at 50% after deductible is met (*i.e.* a 50% co-pay after the deductible is met).

BE IT FURTHER RESOLVED that the Finance Director is authorized to make any technical corrections to the budget that are necessary.

Dated this 7th day of November 2023.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: Requires a composite tax levy and rate, based upon the budget book as printed, as follows:

Tax Levy of \$32,803,050.84
Composite Tax Rate of \$3.996660 per \$1,000 of equalized value.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Hansen moved, seconded by Supervisor Brey to adopt Resolution 2023/2024-46 Denying Claim (Debra Weyenberg). Upon vote, the motion carried unanimously.

No. 2023/2024 - 46

RESOLUTION DENYING CLAIM
(Debra Weyenberg)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Debra Weyenberg filed a claim with Manitowoc County on September 29,
2 2023 seeking \$2,574.21 for damage to her car purportedly caused by gravel being discharged
3 from a county mower on County Trunk Highway VV; and
4

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

8 WHEREAS, the insurance carrier has reviewed the information provided, investigated
9 the facts, and determined that Manitowoc County should deny the claim; and
10

11 WHEREAS, the Corporation Counsel and the Finance Committee have reviewed the
12 insurance carrier’s recommendation that the claim be denied and that the county issue a formal
13 disallowance;
14

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

Dated this 7th day of November 2023.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Hansen moved, seconded by Supervisor Shimulunas to adopt Resolution 2023/2024-47 Denying Claim (LuAnn VanderZanden). Upon vote, the motion carried unanimously.

No. 2023/2024 - 47

RESOLUTION DENYING CLAIM
(LuAnn VanderZanden)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, LuAnn VanderZanden filed a claim with Manitowoc County on September
2 29, 2023 seeking \$2,900.04 for damage to her car purportedly caused by gravel being discharged
3 from a county mower on County Trunk Highway VV; and
4

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

8 WHEREAS, the insurance carrier has reviewed the information provided, investigated
9 the facts, and determined that Manitowoc County should deny the claim; and
10

11 WHEREAS, the Corporation Counsel and the Finance Committee have reviewed the
12 insurance carrier's recommendation that the claim be denied and that the county issue a formal
13 disallowance;
14

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

Dated this 7th day of November 2023.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Personnel Committee: Supervisor Maresh gave a brief report.

ANNOUNCEMENTS

Chairperson Martell announced the next County Board meeting will be December 19, 2023.

ADJOURNMENT

Supervisor Maresh moved to adjourn, seconded by Supervisor Gerroll, and the motion was adopted by acclamation. The meeting adjourned at 6:23 p.m.

Respectfully submitted,
Jessica Backus, Manitowoc County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

Tuesday, December 19, 2023

6:00 P.M.

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the Heritage Building, in the City of Manitowoc, being the 19th day of December 2023, for the purpose of transacting business as a Board of Supervisors.

Chairperson Martell called the meeting to order at 6:00 p.m.

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

Roll call: 23 members were present at the time of roll call: Baumann, Behnke, Brey, Engelbrecht, Falkowski, Gerroll, Hacker, Hansen, Heller, Jadowski, Klein, Maresh, Martell, Metzger, Muench, Naidl, Phipps, Shimulunas, Sitkiewitz, Vogt, Wagner, Weiss and Zimmer. Supervisor Neils was excused. Supervisor District 1 was vacant.

On a motion by Supervisor Baumann, seconded by Supervisor Behnke the November 7, 2023 meeting minutes were approved on a unanimous vote.

REPORTS OF COUNTY SUPERVISORS, OFFICERS AND DEPARTMENT DIRECTORS

County Executive Bob Ziegelbauer and Chairperson Martell presented a Proclamation of January 2024 as Mentoring Month for Big Brothers Big Sisters.

County Executive Bob Ziegelbauer provided an update on the courthouse repair project.

PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Chairperson Martell declared public comment open at 6:10 p.m.

Scott Schleis, City of Manitowoc, read a statement on behalf of John Delsman regarding the courthouse repair project and how he was not in favor of the project at this time.

Eugene Weyer, Town of Newton, believed all Manitowoc County residents should have the opportunity to vote on the courthouse dome project through a referendum.

Patricia Klein, City of Two Rivers, believes bonding for the courthouse dome project would place an economic hardship on the residents of Manitowoc County.

No one else present wished to speak, subsequently Chairperson Martell closed public input at 6:22 p.m.

APPOINTMENTS BY CHAIRPERSON

Chairperson Martell presented his appointment of Mickey Lillibridge to fulfill the term of County Board Supervisory District 1. Supervisor Zimmer moved, seconded by Supervisor Muench to approve the appointment. Upon voice vote, the motion carried unanimously. Clerk Backus administered Supervisor Lillibridge’s Oath of Office. Lillibridge took his County Board seat.

APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Martell presented County Executive Ziegelbauer’s appointment of Cindy Neelis to the Aging and Disability Board. Supervisor Engelbrecht moved, seconded by Supervisor Baumann to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Martell presented County Executive Ziegelbauer’s appointment of Paul Granger to the Joint Dispatch Board. Supervisor Behnke moved, seconded by Supervisor Sitkiewitz to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Martell presented County Executive Ziegelbauer’s appointment of Rhonda Green to the Land Information Council. Supervisor Falkowski moved, seconded by Supervisor Baumann to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Martell presented County Executive Ziegelbauer’s appointments of Jessica Backus, Korina Aghmar, Alternate) Jessica Wanserski, Patrick Dvorachek, and Robert Hennings Jr to the Local Emergency Planning Committee. Supervisor Sitkiewitz moved, seconded by Supervisor Baumann to approve the appointments. Upon voice vote, the motion carried unanimously.

Chairperson Martell presented County Executive Ziegelbauer’s appointments of Supervisor Don Zimmer, Amy Eisenschink, Jeremy Sehloff, and Sara Meier to the Manitowoc-Calumet Library System Board of Trustees. Supervisor Falkowski moved, seconded by Supervisor Weiss to approve the appointments. Upon voice vote, the motion carried unanimously.

Chairperson Martell presented County Executive Ziegelbauer’s appointment of Markus Ladd to the Manitowoc-Calumet Library System Board of Trustees. Supervisor Hacker moved, seconded by Supervisor Weiss to approve the appointment. Upon voice vote, the motion carried unanimously.

COMMITTEE REPORTS ON MEETINGS, PETITIONS, RESOLUTIONS, ORDINANCES

Planning and Park Commission: Supervisor Falkowski gave a brief report. Supervisor Falkowski moved, seconded by Supervisor Sitkiewitz to adopt Resolution 2023/2024-48 Approving Increase to the Annual Maintenance Program Fee. Upon vote, the motion carried unanimously.

No. 2023/2024 - 48

**RESOLUTION APPROVING INCREASE TO THE ANNUAL
MAINTENANCE PROGRAM FEE**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the preservation of groundwater is of vital concern to the health and safety
2 of the residents of Manitowoc County; and

3
4 WHEREAS, defective and failing septic systems present a threat to the quality of
5 groundwater; and

6
7 WHEREAS, Manitowoc County has adopted a septic maintenance inspection program to
8 assure that septic systems in the county are kept in good operating condition and comply with the
9 requirements of state law, the state administrative code, and its local ordinances; and

10
11 WHEREAS, the state of Wisconsin has mandated that each county must include all
12 existing septic systems into its maintenance program; and

13
14 WHEREAS, the annual maintenance fee in Manitowoc County has not been adjusted
15 since October 10, 2006; and

16
17 WHEREAS, the Planning and Park Commission has reviewed the maintenance program
18 fee history and recommends an increase of the annual maintenance program fee to \$15.00, which
19 is required to be paid for each private onsite wastewater treatment system (“POWTS”) included
20 in the maintenance program established by M.C.C. § 13.32;

21
22 NOW, THEREFORE, BE IT RESOLVED that the county board of supervisors of the
23 county of Manitowoc approves the proposed increase of the POWTS annual maintenance
24 program fee to \$15.00 to be effective January 1, 2024 and directs that a copy of the updated fee
25 schedule be included as an appendix to the Manitowoc County Code Chapter 4, Finances.

Dated this 19th day of December 2023.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: Indeterminable.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Falkowski moved, seconded by Supervisor Zimmer to adopt Resolution 2023/2024-49 Authorizing Grant Application (Bullhead Lake Public Access). Upon vote, the motion carried unanimously.

No. 2023/2024 - 49

RESOLUTION AUTHORIZING GRANT APPLICATION
(Bullhead Lake Public Access)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

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

4
5 WHEREAS, the launch pier at Bullhead Lake is in poor condition and does not meet
6 current ADA guidelines; and

7
8 WHEREAS, the Manitowoc County Parks Department proposes to install a new ADA
9 compliant launch pier; and

10
11 WHEREAS, the project is estimated to cost \$37,763.00, of which half, or \$18,881.50,
12 could be funded by the Wisconsin Department of Natural Resources through its Recreation
13 Boating Facilities grant program if approved; and

14
15 WHEREAS, after careful consideration and review, the Planning and Park Commission
16 recommends Manitowoc County apply for and accept a Recreational Boating Facility Grant from
17 the Wisconsin Department of Natural Resources for the construction and installation of an ADA
18 approved launch pier;

19
20 NOW, THEREFORE, BE IT RESOLVED that the county board of supervisors of the
21 county of Manitowoc authorizes the Planning Director to apply for and accept a Recreational
22 Boating Facility Grant from the Wisconsin Department of Natural Resources for the construction
23 and installation of an ADA approved launch pier; and

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

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

33
34 BE IT FURTHER RESOLVED that revenues and expenses in the Planning and Zoning
35 Department budget are amended by the amount of any grant award approved by the State of
36 Wisconsin, and the Finance Director is directed to record such information in the official books
37 of the County for the year ending December 31, 2023 with carryover to 2024 as may be required.

Dated this 19th day of December 2023.

Respectfully submitted by the Planning and Park Commission.

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

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Falkowski moved, seconded by Supervisor Vogt to enact Ordinance 2023/2024-50 Amending Zoning Map (Paul Liermann). Upon vote, the motion carried unanimously.

No. 2023/2024 - 50

ORDINANCE AMENDING ZONING MAP
(Paul Liermann)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held
2 a public hearing on a petition for a zoning ordinance amendment on December 4, 2023; and
3

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

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

11 A parcel of land in all of Lot 1 of Certified Survey Map Volume 30 Page 39 document
12 number 1110175 being part of the Southwest 1/4 of the Southeast 1/4 of Section 20, T. 19 N. -
13 R. 23 E., Town of Manitowoc Rapids, Manitowoc County, Wisconsin more particularly
14 described as follows:
15

16 Beginning at the southwest corner of said Lot 1; thence along the westerly line of
17 said Lot 1 North 0°10'12" West 386.55 feet to the northerly line of said Lot 1;
18 thence along said line South 89°39'07 East 913.20 feet; thence South 0°25'00"
19 West 378.31 feet; thence South 89°49'48" West 909.29 feet to the point of
20 beginning, Said parcel containing approximately 8.0 acres of land and is hereby
21 rezoned from Exclusive Agriculture (EA) District to Small Estate Residential
22 (SE) District.

Dated this 19th day of December 2023.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

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

Finance Committee: Supervisor Hansen gave a brief report. Supervisor Hansen moved, seconded by Supervisor Brey to adopt Resolution 2023/2024-51 Initial Resolution Authorizing General Obligation Courthouse Improvement Bonds in an Amount Not to Exceed \$7,500,000. Upon discussion and vote, motion failed 13 ayes and 11 noes. Supervisors Baumann, Behnke, Engelbrecht, Heller, Klein, Lillibridge, Maresh, Martell, Metzger, Naidl, and Phipps voted no.

No. 2023/2024 - 51

**INITIAL RESOLUTION AUTHORIZING GENERAL OBLIGATION
COURTHOUSE IMPROVEMENT BONDS IN AN AMOUNT NOT TO
EXCEED \$7,500,000**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County, Wisconsin (the "County") is in need of an amount not
2 to exceed \$7,500,000 for the public purpose of financing Courthouse improvement projects,
3 including engineering and design and replacement of HVAC system and windows and
4 engineering and design for repairs to the Courthouse dome (the "Project"); and

5
6 WHEREAS, it is desirable to authorize the issuance of general obligation bonds for such
7 purpose pursuant to Wis. Stat. ch. 67;

8
9 NOW, THEREFORE, BE IT RESOLVED by the county board of supervisors of the
10 County of Manitowoc that:

11
12 Section 1. Authorization. The County shall borrow an amount not to exceed \$7,500,000
13 by issuing its general obligation courthouse improvement bonds (the "Bonds") for the public
14 purpose of financing the Project. There be and there hereby is levied on all the taxable property
15 in the County a direct, annual tax in such years and in such amounts as are sufficient to pay when
16 due the principal and interest on such Bonds.

17
18 Section 2. Sale of the Bonds. The County Board of Supervisors hereby authorizes and
19 directs that the Bonds be offered for public sale. At a subsequent meeting, the County Board of
20 Supervisors shall consider such bids for the Bonds as may have been received and take action
21 thereon.

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

28
29 Section 4. Official Statement. The County Clerk (in consultation with PMA) shall cause
30 an Official Statement to be prepared and distributed. The appropriate County officials shall
31 determine when the Official Statement is final for purposes of Securities and Exchange

32 Commission Rule 15c2 12 and shall certify said Official Statement, such certification to
33 constitute full authorization of such Official Statement under this resolution.

Dated this 19th day of December 2023.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: No fiscal impact. This resolution authorizes the issuance of bonds, but has
no fiscal impact until the county board adopts a resolution for the sale of
the bonds. That resolution will contain a fiscal note.

APPROVED:

Supervisor Hansen moved, seconded by Supervisor Brey to adopt Resolution 2023/2024-52
Denying Claim (Thomas Skattebo). Upon vote, the motion carried unanimously.

No. 2023/2024 - 52

RESOLUTION DENYING CLAIM
(Thomas Skattebo)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Thomas Skattebo filed a claim with Manitowoc County on August 21, 2023
2 seeking an unspecified amount for damages purportedly caused by the County's sale of his
3 former properties as a result of the tax delinquency and *in rem* foreclosure process; and
4

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

8 WHEREAS, the insurance carrier has reviewed the information provided, investigated
9 the facts, and determined that Manitowoc County does not have coverage for this claim under the
10 County's liability insurance policy; and
11

12 WHEREAS, the corporation counsel has denied the claim pursuant to his authority under
13 M.C.C. § 2.02 as the amount damages claimed is unspecified, and thus does not exceed five
14 hundred dollars; and
15

16 WHEREAS, the Corporation Counsel and the Finance Committee have reviewed the
17 claim and recommend that the county board reaffirm the denial and formal disallowance;
18

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

Dated this 19th day of December 2023.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Highway Committee: Supervisor Behnke gave a brief report.

Personnel Committee: Supervisor Maresh gave a brief report.

Public Safety Committee: Supervisor Falkowski gave a brief report.

Supervisor Falkowski moved, seconded by Supervisor Hansen to enact Ordinance 2023/2024-53 Amending Manitowoc County Code §4.13(9)(a) (Coroner's Office Fees). Upon vote, the motion carried unanimously.

No. 2023/2024 - 53

ORDINANCE AMENDING MANITOWOC COUNTY CODE § 4.13(9)(a)
(Coroner's Office Fees)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Coroner's Office provides statutorily mandated
2 authorization to funeral homes to cremate bodies; and
3

4 WHEREAS, the Manitowoc County Coroner's Office currently charges a fee for viewing,
5 examining, confirming causes of death, photographing and signing required forms for said
6 authorization; and
7

8 WHEREAS, the Manitowoc County Coroner's Office fees for this service have not been
9 increased by the county board of supervisors of the county of Manitowoc since 2010;
10

11 WHEREAS, the Public Safety Committee has reviewed the Coroner's Office fees and
12 recommends increasing the cremation fee by the statutory limit of the CPI for the previous year
13 (6.8%) to \$133.50;
14

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

17
18 Manitowoc County Code § 4.13(9)(a) is amended to read as follows:

19
20 (9) The Coroner’s office shall charge the following fees for services:

21
22 (a) Cremation authorization: ~~\$75~~ \$133.50 per body cremated.

23
24 and

25
26 BE IT FURTHER ORDAINED that if applicable, the table of contents shall be updated
27 to reflect this amendment; and

28
29 BE IT FURTHER ORDAINED that this ordinance shall be effective upon publication.

Dated this 19th day of December 2023.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: Currently the Coroner’s Office provides approximately 550 billable
cremation authorizations annually. The increase will provide
approximately \$4,675 more in annual revenue.

APPROVED: Bob Ziegelbauer, County Executive.

Public Works Committee: Supervisor Gerroll gave a brief report.
Supervisor Gerroll moved, seconded by Supervisor Sitkiewitz to adopt Resolution 2023/2024-54
Approving Wisconsin Assessment Monies Program Application. Upon vote, the motion carried
unanimously.

No. 2023/2024 - 54

**RESOLUTION APPROVING WISCONSIN ASSESSMENT MONIES
PROGRAM APPLICATION**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the property located at 1910 20th Street in Two Rivers, Wisconsin (the
2 “Property”) is the former site of the US Oil fuel tank farm; and

3
4 WHEREAS, the Property ownership changed several times with Seneca Petroleum and
5 David White the last owners of record; and
6

7 WHEREAS, the Property is a registered brownfield in the Wisconsin DNR database due
8 to historic oil spills on the property; and

9
10 WHEREAS, the Property fell into tax delinquency on the 1990's; and

11
12 WHEREAS, Manitowoc County acquired the property through the *In Rem* tax
13 delinquency process; and

14
15 WHEREAS, pursuant to County Board resolution No. 2011/2012 Resolution Authorizing
16 Grant Application, Manitowoc County applied for and received a Site Assessment Grant
17 ("SAG") to determine the amount of residual contamination on the Property in an effort to put
18 the Property back into beneficial use; and

19
20 WHEREAS, the SAG was completed in 2017 and no further investigation has taken place
21 since; and

22
23 WHEREAS, Manitowoc County considers the Property to meet the definition of
24 "brownfield" due to the presence or potential presence of a hazardous substance, pollutant, or
25 contaminant that hinders the expansion, redevelopment, or reuse of the Property; and

26
27 WHEREAS, Manitowoc County recognizes that the environmental assessment of
28 brownfields is an important part of protecting Wisconsin's resources; and

29
30 WHEREAS, a municipal resolution is required to apply for the Wisconsin Assessment
31 Monies ("WAM") program; and

32
33 WHEREAS, Manitowoc County will allow the Wisconsin Department of Natural
34 Resources and its duly authorized representatives, agents or contractors access to inspect the
35 Property and award records should the application be awarded;

36
37 NOW, THEREFORE, BE IT RESOLVED that the county board of supervisors of the
38 county of Manitowoc authorizes an application to be submitted to the DNR for contractor
39 services under the WAM program; and

40
41
42 BE IT FURTHER RESOLVED that Manitowoc County will comply with all state and
43 federal rules and requirements of the WAM program; and

44
45 BE IT FURTHER RESOLVED that the Manitowoc County Public Works Director is
46 authorized to act on behalf of Manitowoc County to submit an application to the DNR for
47 contractor services under the WAM program, sign documents, and take all necessary action to
48 comply with approved award activities.

Dated this 19th day of December 2023.

Respectfully submitted by the Public Works Committee.

FISCAL IMPACT: None. Any expenses will be directly off-set by grant revenues.

APPROVED: Bob Ziegelbauer, County Executive.

Miscellaneous – Personnel Committee and Human Services Board: Supervisor Maresh moved, seconded by Supervisor Brey to adopt Resolution 2023/2024-55 Authorizing Creation and Reallocation of Human Services Department 1.0 Full-Time Equivalent Position (Psychiatrist to Advanced Psychiatric Nurse Practitioner). Upon vote, the motion carried unanimously.

No. 2023/2024 - 55

**RESOLUTION AUTHORIZING CREATION AND REALLOCATION OF
HUMAN SERVICES DEPARTMENT 1.0 FULL-TIME EQUIVALENT
POSITION**

(Psychiatrist to Advanced Psychiatric Nurse Practitioner)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, currently the Human Services Department is allocated a 1.0 Full-Time
2 Equivalent (“FTE”) Psychiatrist position, which is currently vacant; and
3

4 WHEREAS, the Human Services Department recognizes that due to the current market
5 for hiring Psychiatrists it will be difficult to fill the existing vacancy as currently structured; and
6

7 WHEREAS, after evaluating the essential duties of this position, the Human Services
8 Department has determined that it is feasible to fill this vacancy with an Advanced Psychiatric
9 Nurse Practitioner rather than a Psychiatrist; and
10

11 WHEREAS, recruiting for an Advanced Psychiatric Nurse Practitioner position is more
12 likely to result in a successful hire, while still meeting the needs of the Department; and
13

14 WHEREAS, after careful consideration and review, the Human Services Board and the
15 Personnel Committee recommends the current 1.0 FTE Psychiatrist position be converted to a
16 1.0 FTE Advanced Psychiatric Nurse Practitioner position;
17

18 NOW, THEREFORE, BE IT RESOLVED that the county board of supervisors of the
19 county of Manitowoc authorizes the creation of a 1.0 FTE Advanced Psychiatric Nurse
20 Practitioner position by reallocating the 1.0 FTE Psychiatrist position; and
21

22 BE IT FURTHER RESOLVED, after the creation of the 1.0 FTE Advanced Psychiatric
23 Nurse Practitioner, the 1.0 FTE Psychiatrist position shall terminate; and
24

25 BE IT FURTHER RESOLVED that the 2023 Full-Time Equivalent Report (FTE) by
26 Department included in the 2023 Adopted Annual Budget Book is amended accordingly and that
27 the Finance Director is directed to record such information in the official books of the County for
28 the year ending December 31, 2023 as may be required.

Dated this 19th day of December 2023.

Respectfully submitted by the Personnel Committee and Human Services Board.

FISCAL IMPACT: The current psychiatrist position is currently budgeted at a salary of \$234,208 annually. The proposed APNP position has a salary range of \$150,000 to \$160,000. Accordingly, the reallocation would represent a decrease of \$96,102 from the levy.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Maresh moved, seconded by Supervisor Baumann to adopt Resolution 2023/2024-56 Authorizing Reallocation of Human Services Department 1.0 Full-Time Equivalent Position (CST Care Coordinator to CPS Intake Social Worker). Upon vote, the motion carried unanimously.

No. 2023/2024 - 56

RESOLUTION AUTHORIZING REALLOCATION OF HUMAN SERVICES DEPARTMENT 1.0 FULL-TIME EQUIVALENT POSITION (CST Care Coordinator to CPS Intake Social Worker)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, currently the Human Services Department has a vacancy in a 1.0 Full-Time
2 Equivalent (“FTE”) CST Care Coordinator position; and
3

4 WHEREAS, due to increase demands in the CPS unit, an additional Intake Social Worker
5 is needed more than filling the CST Care Coordinator position; and
6

7 WHEREAS, reallocating 1.0 FTE CST Care Coordinator position to a 1.0 FTE CPS
8 Intake Social Worker position will assist the Department in responding to the increased reports
9 of child abuse and neglect; and
10

11 WHEREAS, after careful consideration and review, the Human Services Board and the
12 Personnel Committee recommend the current 1.0 FTE CST Care Coordinator position be
13 converted to a 1.0 FTE CPS Intake Social Worker position;
14

15 NOW, THEREFORE, BE IT RESOLVED that the county board of supervisors of the
16 county of Manitowoc authorizes the reallocation of a 1.0 FTE CST Care Coordinator position to
17 a 1.0 FTE CPS Intake Social Worker position; and
18

19 BE IT FURTHER RESOLVED that the 2023 Full-Time Equivalent Report (FTE) by
20 Department included in the 2023 Adopted Annual Budget Book is amended accordingly and that
21 the Finance Director is directed to record such information in the official books of the County for
22 the year ending December 31, 2023 as may be required.

Dated this 19th day of December 2023.

Respectfully submitted by the Personnel Committee and Human Services Board.

FISCAL IMPACT: The pay grade for the position will change from an hourly B23 position (\$23.08/hour) to a salaried C43 (\$52,783/year), *i.e.* an increase in wage rate. This change would represent an increase of \$8,921 from the levy.

APPROVED: Bob Ziegelbauer, County Executive.

ADJOURNMENT

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

Respectfully submitted,
Jessica Backus, Manitowoc County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

Tuesday, January 16, 2024

6:00 P.M.

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the Heritage Building, in the City of Manitowoc, being the 16th day of January 2024, for the purpose of transacting business as a Board of Supervisors.

Chairperson Martell called the meeting to order at 6:00 p.m.

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

Roll call: 22 members were present at the time of roll call: Behnke, Brey, Engelbrecht, Falkowski, Gerroll, Hacker, Hansen, Heller, Klein, Lillibridge, Maresh, Martell, Metzger, Muench, Naidl, Neils, Phipps, Shimulunas, Sitkiewitz, Vogt, Weiss, and Zimmer. Supervisors Baumann, Jadowski, and Wagner were excused.

On a motion by Supervisor Heller, seconded by Supervisor Hansen the December 17, 2023 meeting minutes were approved on a unanimous vote.

REPORTS OF COUNTY SUPERVISORS, OFFICERS AND DEPARTMENT DIRECTORS

County Executive Bob Ziegelbauer and Chairperson Martell presented a Proclamation Honoring Jerome Vetting for years of service on Manitowoc County Expo-Ice Center Board.

The team of Jayna Hintz, Katrina Pionek, Angie Ulness, and Jace Purdy presented on the UW-Extension's impact in Manitowoc County.

Personnel Director Chris Eisenschink presented on Manitowoc County's Health Insurance Plan.

PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Chairperson Martell declared public comment open at 6:34 p.m.

Patricia Klein, City of Two Rivers, would like the County Board to repair or replace the items that need to be fixed in the courthouse within the County's budget.

No one else present wished to speak, subsequently Chairperson Martell closed public input at 6:39 p.m.

APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Martell presented County Executive Ziegelbauer's appointment of Tom Musial to the Ethics Board. Supervisor Hansen moved, seconded by Supervisor Muench to approve the appointment. Upon voice vote, the motion carried unanimously.

Chairperson Martell presented County Executive Ziegelbauer’s appointment of Kristi Reynolds to the Joint Dispatch Board. Supervisor Engelbrecht moved, seconded by Supervisor Falkowski to approve the appointment. Upon voice vote, the motion carried unanimously.

COMMITTEE REPORTS ON MEETINGS, PETITIONS, RESOLUTIONS, ORDINANCES
Planning and Park Commission: Supervisor Falkowski gave a brief report.

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

Executive Committee: Chairperson Martell gave a brief report.

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

Finance Committee: Supervisor Hansen gave a brief report.
Supervisor Hansen moved, seconded by Supervisor Brey to adopt Resolution 2023/2024-57 Initial Resolution Authorizing General Obligation Courthouse Improvement Bonds in an Amount Not to Exceed \$4,075,000. Upon discussion and vote, the motion carried with 20 ayes and 2 noes. Supervisors Klein and Phipps voted no.

No. 2023/2024 - 57

**INITIAL RESOLUTION AUTHORIZING GENERAL OBLIGATION
COURTHOUSE IMPROVEMENT BONDS IN AN AMOUNT NOT TO
EXCEED \$4,075,000**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County, Wisconsin (the "County") is in need of an amount not
2 to exceed \$4,075,000 for the public purpose of financing Courthouse improvement projects,
3 including engineering and design and replacement of courthouse HVAC system and windows
4 (the "Project"); and

5
6 WHEREAS, it is desirable to authorize the issuance of general obligation bonds for such
7 purpose pursuant to Wis. Stat. ch. 67;

8
9 NOW, THEREFORE, BE IT RESOLVED by the county board of supervisors of the
10 county of Manitowoc that:

11
12 Section 1. Authorization. The County shall borrow an amount not to exceed \$4,075,000
13 by issuing its general obligation courthouse improvement bonds (the "Bonds") for the public
14 purpose of financing the Project. There be and there hereby is levied on all the taxable property
15 in the County a direct, annual tax in such years and in such amounts as are sufficient to pay when
16 due the principal and interest on such Bonds.

17
18 Section 2. Sale of the Bonds. The County Board of Supervisors hereby authorizes and
19 directs that the Bonds be offered for public sale. At a subsequent meeting, the County Board of

20 Supervisors shall consider such bids for the Bonds as may have been received and take action
21 thereon.

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

28
29 Section 4. Official Statement. The County Clerk (in consultation with PMA) shall cause
30 an Official Statement to be prepared and distributed. The appropriate County officials shall
31 determine when the Official Statement is final for purposes of Securities and Exchange
32 Commission Rule 15c2 12 and shall certify said Official Statement, such certification to
33 constitute full authorization of such Official Statement under this resolution.

Dated this 16th day of January 2024.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: No fiscal impact. This resolution authorizes the issuance of bonds, but has
no fiscal impact until the county board adopts a resolution for the sale of
the bonds. That resolution will contain a fiscal note.

APPROVED: Bob Ziegelbauer, County Executive.

Personnel Committee: Supervisor Maresh gave a brief report.
Supervisor Maresh moved, seconded by Supervisor Neils to adopt Resolution 2023/2024-58
Establishing Elected Official's Compensation (County Clerk, Register of Deeds, and Treasurer).
Upon vote, the motion carried unanimously.

No. 2023/2024 - 58

**RESOLUTION ESTABLISHING ELECTED OFFICIAL'S
COMPENSATION**

(County Clerk, Register of Deeds, and Treasurer)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Wisconsin Stat. § 59.22 provides that total annual compensation of certain
2 elected officials, exclusive of reimbursements, must be established before the earliest time for
3 filing nomination papers for office and that this compensation shall not be increased or decreased
4 during the official's term; and
5

6 WHEREAS, Manitowoc County Code s. 5.06 (the “ordinance”) defines the process to be
7 used in establishing the total annual compensation for the elected positions of Clerk of Court,
8 Coroner, County Clerk, Executive, Register of Deeds, Sheriff, and Treasurer; and
9

10 WHEREAS, the ordinance provides that the Personnel Committee shall establish salary
11 recommendations for the elected positions of Clerk of Court, Coroner, and Sheriff, using the
12 following guidelines:
13

- 14 (a) The recommended salary shall be 85% of the wage band for the first year 14 of an
15 elected official’s term.
- 16
- 17 (b) Each subsequent year of an elected official’s term shall be increased by the
18 average change in the Consumer Price Index, as determined by the Wisconsin
19 Department of Revenue, for the past four years.
20

21 and
22

23 WHEREAS, the ordinance provides:
24

- 25 (1) Elected offices that are below 85% of the maximum of the wage band will be
26 increased by a maximum of 5.0% each year until the 85% mark is met; and
27
- 28 (2) Elected offices that are above 85% of the maximum of the wage band will be
29 frozen at the current rate until future increases in the wage schedule cause the
30 compensation for 30 the elected office to meet the 85% level; and
31

32 and
33

34 WHEREAS, the ordinance specifies that each subsequent year of an elected official’s
35 term shall be increased by the average change in the Consumer Price Index, as determined by the
36 Wisconsin Department of Revenue for the past four years; and
37

38 WHEREAS, the ordinance states that the County Clerk receive an additional \$1,000; and
39

40 WHEREAS, the Personnel Committee recommends that these elected officials be offered
41 the same fringe benefit package that is offered to appointed, full-time Department Directors;
42

43 NOW, THEREFORE, BE IT RESOLVED that the county board of supervisors of the
44 county of Manitowoc set the following salaries as the total annual compensation for the elected
45 offices of County Clerk, Register of Deeds and Treasurer:
46

	<u>2025</u>	<u>2026</u>	<u>2027</u>	<u>2028</u>
47 County Clerk	\$72,700	\$76,336	\$78,376	\$81,393
48 Register of Deeds	\$71,650	\$75,233	\$77,376	\$80,354
49 Treasurer	\$71,650	\$75,233	\$77,376	\$80,354

51

52 and

53

54 BE IT FURTHER RESOLVED that the per pay period amount of the annual salaries is as
55 follows:

56

	<u>2025</u>	<u>2026</u>	<u>2027</u>	<u>2028</u>
57 County Clerk	\$2796.15	\$2936.00	\$3014.46	\$3130.50
58 Register of Deeds	\$2755.77	\$2893.58	\$2976.00	\$3090.54
59 Treasurer	\$2755.77	\$2893.58	\$2976.00	\$3090.54

60

61 and

62

63
64 BE IT FURTHER RESOLVED that the total annual compensation will continue for
65 ensuing terms unless changed by the County Board in accordance with state law; and

66

67 BE IT FURTHER RESOLVED that the County Clerk, Register of Deeds, and Treasurer
68 shall participate in the Wisconsin Retirement System (WRS) on a pre-tax basis in accordance
69 with state law, that each elected official is required to pay his or her share of the total WRS
70 contribution as required by law, that the County will pay its share of the total WRS contribution
71 as required by law, and that it is expressly recognized that the respective shares may change if
72 state law is changed or if the WRS rate is adjusted as authorized by law; and

73

74 BE IT FURTHER RESOLVED that the County Clerk, Register of Deeds, and Treasurer
75 are eligible for and may elect to receive health insurance through the County's Group Health
76 Insurance Plan on the same terms and condition, such as co-pays, deductibles, and premium
77 contributions, any of which may be modified from time to time, as are offered to full-time
78 appointed Department Directors; and

79

80 BE IT FURTHER RESOLVED that the County Clerk, Register of Deeds, and Treasurer
81 are eligible for and may elect to receive any other fringe benefits, such as dental, vision, or life
82 insurance, on the same terms and conditions, any of which may be modified from time to time,
83 as are offered to full-time, appointed Department Directors, and

84

85 BE IT FURTHER RESOLVED that the County Clerk, Register of Deeds, and Treasurer
86 are eligible for and may participate in such other programs, such as deferred compensation and
87 wellness, on the same terms and conditions, any of which may be modified from time to time, as
88 are offered to full-time, appointed Department Directors; and

89

90 BE IT FURTHER RESOLVED that, the foregoing notwithstanding, the County Clerk,
91 Register of Deeds, and Treasurer: a) are not eligible for; b) do not accrue; and c) are not paid for
92 any leave, such as holiday leave, short term disability, long-term disability, sick leave, or
93 vacation leave; and

94

95 BE IT FURTHER RESOLVED that the County shall make all disbursements, payments,
96 and withholdings, such as for F.I.C.A., liability insurance, income taxes, and worker's
97 compensation as may be required by federal and state law.

Dated this 16th day of January 2024.

Respectfully submitted by the Personnel Committee.

FISCAL IMPACT: Indeterminate.

APPROVED: Bob Ziegelbauer, County Executive.

Public Safety Committee: Supervisor Falkowski gave a brief report.

Public Works Committee: Supervisor Gerroll gave a brief report.

ADJOURNMENT

Supervisor Muench moved to adjourn, seconded by Supervisor Engelbrecht, and the motion was adopted by acclamation. The meeting adjourned at 7:03 p.m.

Respectfully submitted,
Jessica Backus, Manitowoc County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

Tuesday, February 20, 2024

5:30 P.M.

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the Heritage Building, in the City of Manitowoc, being the 20th day of February 2024, for the purpose of transacting business as a Board of Supervisors.

Chairperson Martell called the meeting to order at 5:30 p.m.

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

Roll call: 23 members were present at the time of roll call: Baumann, Behnke, Brey, Engelbrecht, Falkowski, Gerroll, Hacker, Hansen, Heller, Jadowski, Klein, Lillibridge, Maresh, Martell, Metzger, Muench, Naidl, Neils, Phipps, Shimulunas (arrived at 5:47p.m.), Sitkiewitz, Vogt, Wagner, and Weiss. Supervisor Zimmer was excused.

On a motion by Supervisor Behnke, seconded by Supervisor Engelbrecht the January 16, 2024 meeting minutes were approved on a unanimous vote.

PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Chairperson Martell declared public comment open at 5:33 p.m.

Patricia Klein, City of Two Rivers, questioned the true number of windows that were in need of replacement at the courthouse.

No one else present wished to speak, subsequently Chairperson Martell closed public input at 5:39 p.m.

APPOINTMENTS BY COUNTY EXECUTIVE

Chairperson Martell presented County Executive Ziegelbauer's appointment of Mark Knier to the Joint Dispatch Board. Supervisor Behnke moved, seconded by Supervisor Baumann to approve the appointment. Upon voice vote, the motion carried unanimously.

COMMITTEE REPORTS ON MEETINGS, PETITIONS, RESOLUTIONS, ORDINANCES

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

Supervisor Falkowski moved, seconded by Supervisor Heller to enact Ordinance 2023/2024-59 Amending Zoning Map (Jaeger Repair Inc.). Upon vote, the motion carried unanimously.

No. 2023/2024 - 59

ORDINANCE AMENDING ZONING MAP
(Jaeger Repair, Inc.)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held
2 a public hearing on a petition for a zoning ordinance amendment on January 22, 2024; and
3

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

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

11 A parcel of land in all of Lot 1 of Certified Survey Map Volume 29 Page 147 Document
12 Number 1091892 being part of the Southeast 1/4 of the Northeast 1/4 of Section 15, T.21 N. -
13 R.22 E., Town of Cooperstown, Manitowoc County, Wisconsin more particularly described as
14 follow:
15

16 Commencing at the Northeast Corner of Section 15; thence along the easterly line
17 of the NE 1/4 South 0°51'21" West 1,342.79 feet; thence North 89°14'47" West
18 33.00 feet to the point of beginning; thence along the westerly line of Maribel
19 Road South 0°51'21" West 383.48 feet; thence North 89°02'24" West 133.62 feet;
20 thence North 47°09'53" West 38.86 feet; thence North 89°14'48" West 174.66
21 feet; thence North 1°20'23" East 356.98 feet; thence South 89°14'47" East 334.16
22 feet to the point of beginning, said parcel containing approximately 2.84 acres of
23 land;
24

25 is hereby rezoned from Small Estate Residential (SE) District to Rural Residential (RR) District.

Dated this 20th day of February 2024.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Falkowski moved, seconded by Supervisor Lillibridge to enact Ordinance 2023/2024-
60 Amending Zoning Map (Samuel & Christina Schrock). Upon vote, the motion carried
unanimously.

No. 2023/2024 - 60

ORDINANCE AMENDING ZONING MAP
(Samuel and Christina Schrock)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held
2 a public hearing on a petition for a zoning ordinance amendment on January 22, 2024; and
3

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

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

11 A parcel of land located in part of the Northwest ¼ of the Southeast ¼ of Section 27, T.
12 20 N.- R.21 E., Town of Maple Grove, Manitowoc County, Wisconsin more particularly
13 described as follows:
14

15 Commencing at the South ¼ of Section 27; thence along the westerly line of the
16 Southeast ¼ North 0°17'54" West 1,286.31 feet to the point of beginning; Thence
17 continuing North 0°17'54" West 1,286.31 feet; Thence South 89°52'48" East
18 370.88 feet; Thence South 0°17'54" East 1,291.74 feet; Thence North 89°02'30"
19 West 370.96 feet to the point of beginning, said parcel contains approximately
20 10.00 acres of land;
21

22 is hereby rezoned from Exclusive Agriculture (EA) District to General Agriculture (GA) District.

Dated this 20th day of February 2024.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Falkowski moved, seconded by Supervisor Neils to enact Ordinance 2023/2024-61
Amending Zoning Map (Peter Propson Jr.). Upon vote, the motion carried unanimously.

No. 2023/2024 - 61

ORDINANCE AMENDING ZONING MAP
(Peter Propson Jr.)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held
2 a public hearing on a petition for a zoning ordinance amendment on January 22, 2024; and
3

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

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

10
11 A parcel of land located in part of the Southwest Quarter (SW1/4) of the Northwest
12 Quarter (NW1/4) of Section 4 and the Southeast Quarter (SE1/4) of the Northeast Quarter
13 (NE1/4) of Section 5, Township 17 North, Range 21 East, Town of Schleswig, Manitowoc
14 County, Wisconsin more particularly described as follows:

15
16 Commencing at the Northwest Corner of said Section 4; thence S00°-14'-00"E
17 along the West line of the NW1/4 of said Section 4, a distance of 1471.02 feet to
18 the North line of the SW1/4 of the NW1/4 of said Section 4; thence S89°-26'-
19 34"E along said North line 1322.34 feet to the East line of SW1/4 of the NW1/4
20 of said Section 4; thence S00°-06'-35"E along said East line 571.53 feet to the
21 point of beginning; thence continuing S00°-06'-35"E along said East line 758.90
22 feet to the South line of the NW1/4 of said Section 4; thence N89°-44'-22"W
23 along said South line 324.40 feet; thence N00°-15'-40"E 649.00 feet; thence
24 N89°-44'-22"W 1038.84 feet to the Centerline of Steinthal Road; thence N01°-
25 43'-57"E along said Centerline 109.92 feet; thence S89°-44'-22"E 1355.51 feet to
26 the point of beginning, said parcel containing approximately 358,322 square feet
27 (8.23 acres) of land;

28
29 is hereby rezoned from Natural Area (NA) District to General Agriculture (GA) District.

Dated this 20th day of February 2024.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Falkowski moved, seconded by Supervisor Maresh to enact Ordinance 2023/2024-62
Amending Zoning Map (Joseph Pribyl). Upon vote, the motion carried unanimously.

No. 2023/2024 - 62

ORDINANCE AMENDING ZONING MAP
(Joseph Pribyl)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held
2 a public hearing on a petition for a zoning ordinance amendment on January 22, 2024; and
3

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

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

11 A parcel of land located in the SE 1/4 of the SW 1/4 of Section 26, Town 21 North,
12 Range 23 East, Town of Gibson, Manitowoc County, Wisconsin, more particularly described as
13 follows:
14

15 Commencing at the SW Corner of said Section: Thence N 89°51'38" E, 1332.56
16 feet coincident with the south line of said Section; Thence N 00°11'22" E, 214.09
17 feet to the point of beginning; Thence S 74°08'41" E, 280.41 feet; Thence N
18 00°11'25" E, 637.93 feet coincident with the west line of Lot 1; Thence N
19 89°37'34" W, 197.52 feet; Thence S 00°11'22" W, 123.42 feet; Thence N
20 89°37'34" W, 72.48 feet; Thence S 00°11'22" W, 439.66 feet to the point of
21 beginning, said parcel containing approximately 153,189 Square Feet (3.517
22 Acres) of land;
23

24 is hereby rezoned from Large Estate Residential (LE) District and Rural Residential (RR)
25 District to Small Estate Residential (SE) District.

Dated this 20th day of February 2024.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Falkowski moved, seconded by Supervisor Phipps to enact Ordinance 2023/2024-63
Amending Zoning Map (Carol Waniger). Upon vote, the motion carried unanimously.

No. 2023/2024 - 63

ORDINANCE AMENDING ZONING MAP
(Carol Waniger)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held
2 a public hearing on a petition for a zoning ordinance amendment on January 22, 2024; and
3

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

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

11 A parcel of land located in part of the Southwest 1/4 of the Southeast 1/4 of Section 31
12 T.19 N.- R. 22 E., Town of Cato, Manitowoc County, Wisconsin more particularly described as
13 follows:
14

15 Commencing at the Southeast Corner of Section 31; thence along the southerly
16 line of the SE 1/4 North 89°50'02" West 1,329.81 feet to the point of beginning;
17 thence continuing North 89°50'02" West 181.40 feet; thence along the northerly
18 line of Tract 1 of Certified Survey Map Volume 16 page 379 North 2°49'03" West
19 40.00 feet; thence North 34°21'03" West 24.39 feet; thence North 50°01'03" West
20 40.00 feet; thence North 74°49'03" West 14.00 feet; thence North 50°49'03" West
21 30.00 feet; thence North 16°49'03" West 25.00 feet; thence North 37°49'03" West
22 40.00 feet; thence North 59°49'03" West 20.00 feet; thence North 39°49'03" West
23 30.00 feet; thence North 30°49'03" West 55.00 feet; thence North 37°49'03" West
24 30.00 feet; thence North 64°49'03" West 14.00 feet; thence North 86°49'03" West
25 35.00 feet; thence North 74°49'03" West 85.00 feet; thence North 57°49'03" West
26 35.00 feet; thence North 76°49'03" West 20.00 feet; thence North 63°49'03" West
27 30.00 feet; thence North 73°49'03" West 30.00 feet; thence North 81°49'03" West
28 25.00 feet; thence North 2°06'57" East 260.63 feet to the southerly line of the
29 Wisconsin Central LTD Rail Road right of way; thence along said line South
30 87°30'39" East 653.98 feet; thence South 2°16'48" West 579.38 feet to the point
31 of beginning, said parcel containing approximately 6.4 acres of land;
32

33 is hereby rezoned from Large Estate Residential (LE) District to Rural Residential (RR) District.

Dated this 20th day of February 2024.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Board of Health: Supervisor Neils gave a brief report.

Supervisor Metzger moved, seconded by Supervisor Neils to enact Ordinance 2023/2024-64 Amending Manitowoc County Code S. 7.14 (Health Officer Qualifications). Upon vote, the motion carried unanimously.

No. 2023/2024 - 64

**ORDINANCE AMENDING MANITOWOC COUNTY CODE S. 7.14
(HEALTH OFFICER QUALIFICATIONS)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County has established a county-wide local health department
2 as part of the statewide public health system operating under Wis. Stat. chs. 250 through 255;
3 and
4

5 WHEREAS, Wis. Admin. Code § DHS 140.08 requires the Wisconsin Department of
6 Health Services to review the operations of each local health department every five years; and
7

8 WHEREAS, based on the review under Wis. Admin. Code § DHS 140.08, the Wisconsin
9 Department of Health Services issues a written finding as to whether the local health department
10 satisfies the requirements for a level I, II, or III local health department; and
11

12 WHEREAS, the Wisconsin Department of Health Services issued a finding on December
13 13th, 2023, that the Manitowoc County Health Department satisfies requirements for a level III
14 health department; and
15

16 WHEREAS, the Manitowoc County Code presently specifies that the health officer must
17 possess qualifications for a Level II health department as defined by Wis. Stat. § 251.06(1)(b);
18 and
19

20 WHEREAS, after careful consideration and review, the Board of Health recommends
21 that the Manitowoc County Code be amended to specify health officer qualifications for a Level
22 III health department;
23

24 NOW, THEREFORE, the county board of supervisors of the county of Manitowoc does
25 ordain as follows:
26

27 Manitowoc County Code s. 7.14(1) is amended to read as follows:
28

- 29 (1) The health officer shall meet the requirements necessary to be a local health
30 officer of a Level III local health department as provided in Wis.
31 Stat. § 251.06(1)(c) and Wis. Admin. Code § DHS 140.07(4).~~must have at least 3~~
32 ~~years of experience in a full time position with a public health agency, including~~
33 ~~responsibility for a communicable disease prevention and control program,~~
34 ~~preferably in a supervisory or other administrative position, and at least one of the~~
35 ~~following:~~

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- 1. ~~A bachelor's degree from a nursing program accredited by the national professional nursing education accrediting organization or from a nursing program accredited by the board of nursing, either of which shall include preparation in public health nursing.~~
- 2. ~~A bachelor's degree in public health, environmental health, the physical or biological sciences or a similar field.~~

and

BE IT FURTHER ORDAINED that if applicable, the table of contents shall be updated to reflect this amendment; and

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

Dated this 20th day of February 2024.

Respectfully submitted by the Board of Health.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

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

Finance Committee: Supervisor Brey gave a brief report. Supervisor Brey moved, seconded by Supervisor Baumann to adopt Resolution 2023/2024-65 Initial Resolution Authorizing Not to Exceed \$4,200,000 General Obligation Promissory Notes for Highway Projects. Upon vote, the motion carried unanimously.

No. 2023/2024 - 65

**INITIAL RESOLUTION AUTHORIZING NOT TO EXCEED \$4,200,000
GENERAL OBLIGATION PROMISSORY NOTES FOR HIGHWAY
PROJECTS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County, Wisconsin (the "County") is in need of an amount not
2 to exceed \$4,200,000 for the public purpose of financing the construction and improvement of
3 highways (the "Project"); and
4

5 WHEREAS, it is desirable to authorize the issuance of general obligation promissory
6 notes for such purpose pursuant to Wis. Stat. ch. § 67;

7
8 NOW, THEREFORE, BE IT RESOLVED by the county board of supervisors of the
9 county of Manitowoc that:

10
11 Section 1. Authorization. The County shall borrow an amount not to exceed \$4,200,000
12 by issuing its general obligation promissory notes (the "Notes") for the public purpose of
13 financing the Project. There be and there hereby is levied on all the taxable property in the
14 County a direct, annual tax in such years and in such amounts as are sufficient to pay when due
15 the principal and interest on such Notes.

16
17 Section 2. Sale of the Notes. The County Board of Supervisors hereby authorizes and
18 directs that the Notes be offered for public sale. At a subsequent meeting, the County Board of
19 Supervisors shall consider such bids for the Notes as may have been received and take action
20 thereon.

21
22 Section 3. Notice of Sale. The County Clerk (in consultation with PMA Securities, LLC
23 ("PMA")) be and hereby is directed to cause notice of the sale of the Notes to be disseminated in
24 such manner and at such times as the County Clerk may determine and to cause copies of a
25 complete Official Notice of Sale and other pertinent data to be forwarded to interested bidders as
26 the County Clerk may determine.

27
28 Section 4. Official Statement. The County Clerk (in consultation with PMA) shall cause
29 an Official Statement to be prepared and distributed. The appropriate County officials shall
30 determine when the Official Statement is final for purposes of Securities and Exchange
31 Commission Rule 15c2 12 and shall certify said Official Statement, such certification to
32 constitute full authorization of such Official Statement under this resolution.

Dated this 20th day of February 2024.

Respectfully submitted by the Finance Committee.

FISCAL IMPACT: No fiscal impact. This resolution authorizes the issuance of promissory notes, but has no fiscal impact until the county board adopts a resolution for the sale of the promissory notes. That resolution will contain a fiscal note.

APPROVED: Bob Ziegelbauer, County Executive.

Highway Committee: Supervisor Behnke gave a brief report.

Land Conservation Committee: Supervisor Wagner gave a brief report.
Supervisor Wagner moved, seconded by Supervisor Phipps to enact Ordinance 2023/2024-66 Amending Manitowoc County Code S. 26.05 (Fees). Upon vote, the motion carried unanimously.

ORDINANCE AMENDING MANITOWOC COUNTY CODE S. 26.05
(Fees)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County has adopted an animal waste storage ordinance; and

2
3 WHEREAS, the Soil and Water Conservation Department administers Manitowoc County
4 Code ch. 26 (Animal Waste Storage Ordinance) through permits and fees; and

5
6 WHEREAS, Soil and Water Conservation Department staff have identified and suggested
7 changes to the permit fee schedule; and

8
9 WHEREAS, the Soil and Water Conservation Department staff recommend changing the
10 fee structure for animal waste storage facilities from paying based on the number of animal units
11 served by a waste storage facility to paying based on the size of the facility; and

12
13 WHEREAS, the proposed changes provide clarification of issues that have arisen since the
14 current ordinance was adopted and make the fee schedule more applicable to current
15 administrative use; and

16
17 WHEREAS, after careful consideration and review, the Land Conservation Committee
18 recommends amending the ordinance to change the fee structure for animal waste storage
19 facilities from paying based on the number of animal units served by a waste storage facility to
20 paying based on the size of the waste storage facility;

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

24
25 Manitowoc County Code s. 26.05(3)(a) through (e) is amended to read as follows:

26
27 (3) Fees.

28
29 (a) ~~The fee for a permit for an animal waste storage facility with 300 or fewer~~
30 ~~animal units is \$500~~ The fee for a permit for an animal waste storage
31 facility with a capacity of less than 2.5 million gallons is \$500.

32
33 (b) ~~The fee for a permit for an animal waste storage facility with 301 to 1,000~~
34 ~~animal units is \$750~~ The fee for a permit for an animal waste storage
35 facility with a capacity of at least 2.5 million gallons but less than 5
36 million gallons is \$750.

37
38 (c) ~~The fee for a permit for an animal waste storage facility with 1,001 to~~
39 ~~2,000 animal units is \$1,150~~ The fee for a permit for an animal waste

40 storage facility with a capacity at least 5 million gallons but less than 7.5
41 million gallons is \$1,150.

42
43 (d) ~~The fee for a permit for an animal waste storage facility with 2,001 to~~
44 ~~3,000 animal units is \$1,500~~The fee for a permit for an animal waste
45 storage facility with a capacity of at least 7.5 million gallons but less than
46 10 million gallons is \$1,500.

47
48 (e) ~~The fee for a permit for an animal waste storage facility with more than~~
49 ~~3,000 animal units is \$2,500~~The fee for a permit for an animal waste
50 storage facility 10 million or more gallons is \$2,500.

51
52 and

53
54 BE IT FURTHER ORDAINED that if applicable, the table of contents shall be updated
55 to reflect this amendment; and

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

Dated this 20th day of February 2024.

Respectfully submitted by the Land Conservation Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Wagner moved, seconded by Supervisor Engelbrecht to adopt Resolution 2023/2024-67 Authorizing Producer LED Watershed Protection Grant. Upon vote, the motion carried unanimously.

No. 2023/2024 - 67

**RESOLUTION AUTHORIZING PRODUCER LED WATERSHED
PROTECTION GRANT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the approved Manitowoc County Land and Water Resource Management
2 Plan identifies concerns with non-point pollution of surface water, ground water, and agricultural
3 soil erosion in the County; and

4
5 WHEREAS, uncontrolled nonpoint source pollution and agricultural runoff can be
6 significant sources impacting Manitowoc County groundwater, lakes, and watersheds draining to
7 the Lake Michigan ecosystem; and

8

9 WHEREAS, farmers and landowners involved in agriculture and operating in unity as a
10 group in Manitowoc County have the ability to make a positive impact and adopt practices to
11 control runoff, promote soil health and sustainability, promote a positive land ethic, and mentor
12 others; and

13
14 WHEREAS, the Soil and Water Conservation Department has the opportunity to apply
15 for and receive a \$7,000.00 Producer-Led Watershed Protection grant in 2024 from the
16 Department of Agriculture, Trade and Consumer Protection (DATCP) to help foster producer led
17 groups; and

18
19 WHEREAS, 10 farmers and landowners in Manitowoc County have expressed a desire to
20 create a Producer Led Group called “Seven Rivers Soil Cooperative”; and

21
22 WHEREAS, for approximately the first one and one-half to two years until the group
23 becomes fully functional, the Soil and Water Conservation Department will assist the Seven
24 Rivers Soil Cooperative by providing technical assistance and administrative oversight including
25 grant writing and administration functions; and

26
27 WHEREAS, Producer-Led Watershed Protection Grant applications will be ongoing for
28 approximately two years and awards will be used to cost share approved best management
29 practices, department costs, and administering the grant budgets for the Seven Rivers Soil
30 Cooperative; and

31
32 WHEREAS, after careful consideration and review the Land Conservation Committee
33 recommends the Soil and Water Conservation Department pursue grants under DATCP, WDNR,
34 and other applicable government agencies and non-profit entities;

35
36 NOW, THEREFORE, BE IT RESOLVED that the county board of supervisors of the
37 county of Manitowoc authorizes the Soil and Water Conservation Department Director, or his
38 designee, to apply for and accept a DATCP Producer-Led Watershed Protection grant in an
39 amount up to \$7,000.00 for the Seven Rivers Soil Cooperative project; and

40
41
42 BE IT FURTHER RESOLVED the Soil and Water Conservation Department will meet
43 the financial obligations necessary to fully and satisfactorily complete the deliverables as
44 outlined in the grant application and any agreements entered into pursuant thereto; and

45
46 BE IT FURTHER RESOLVED that the director of the Manitowoc County Soil and
47 Water Conservation Department, or his designee, is hereby authorized and empowered to sign
48 documents and take actions necessary to undertake, direct, and complete the grant process
49 including, but not limited to financial assistance, submitting grant applications, reimbursements
50 and reports with grant providers, and to submit other documentation as necessary to complete
51 agreements/contracts; and

52
53 BE IT FURTHER RESOLVED, that Soil and Water Conservation Department Director
54 is further authorized to apply for and accept additional grant funds related to the Seven Rivers

55 Soil Cooperative for the next (2) years, subject to county board approval for budget amendment
56 if applicable.

Dated this 20th day of February 2023.

Respectfully submitted by the Land Conservation Committee.

FISCAL IMPACT: No tax levy impact. If the grant is approved, increases revenues and associated expenses by an equal amount.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Wagner moved, seconded by Supervisor Jadowski to adopt Resolution 2023/2024-68 Authorizing West Foundation Grant. Upon vote, the motion carried unanimously.

No. 2023/2024 - 68

RESOLUTION AUTHORIZING WEST FOUNDATION GRANT

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Ruth St. John and John Dunham West Foundation, Inc. (“West
2 Foundation”) awards grants to arts and humanitarian, cultural, and civic organizations centered
3 on the Lakeshore area; and
4

5 WHEREAS, the University of Wisconsin Division of Extension Manitowoc County
6 (“UWEX Manitowoc County”) fosters civic leadership, empowering citizens to make positive,
7 transformative changes in their communities; and
8

9 WHEREAS, UWEX Manitowoc County works with community partners to address food
10 insecurity by increasing access to healthy affordable culturally appropriate safe food through
11 farmers markets and community gardens; and
12

13 WHEREAS, food insecurity is the limited or unknown availability of nutritional,
14 affordable, culturally appropriate, and safe food for everyone in a household to meet their basic
15 needs; and
16

17 WHEREAS, Manitowoc County is home to 8,000 people eligible for Supplemental
18 Nutrition Assistance Program, as well as seven census tracts where 30% or more of the residents
19 are under 200% of the federal poverty level indicating low-income people with limited access to
20 healthy food; and
21

22 WHEREAS, UWEX Manitowoc County desires to apply for a grant from the West
23 Foundation to pay for a plan to provide sustainability to programs providing electronic benefits
24 transfer (“EBT”) machines at the farmer’s market as well as to prepare marketing materials,

25 acquire services, educate market vendors, hire interns, and perform other work as outlined as in
26 the grant proposal; and

27
28 WHEREAS, after careful consideration and review, the UW-Extension, Education, and
29 Agriculture Committee recommends UWEX Manitowoc County pursue a grant from the Ruth
30 St. John and John Dunham West Foundation, Inc. in an amount not to exceed \$9,900.00;

31
32 NOW, THEREFORE, BE IT RESOLVED that the county board of supervisors of the
33 county of Manitowoc authorizes the UWEX Manitowoc County Area Extension Director to
34 apply for and accept a grant from the Ruth St. John and John Dunham West Foundation, Inc. in
35 an amount not to exceed \$9,900.00 to be used to create a plan to provide sustainability to
36 programs providing electronic benefits transfer (“EBT”) machines at the farmer’s market as well
37 as to prepare marketing materials, acquire services, educate market vendors, hire interns, and
38 perform other work as outlined as in the grant proposal; and

39
40 BE IT FURTHER RESOLVED that the UWEX Manitowoc County Area Extension
41 Director, or his or her designee, is authorized to sign documents and take actions necessary to
42 complete the project as authorized in the grant application; and

43
44 BE IT FURTHER RESOLVED that the Finance Director is directed to record such
45 information in the official books of the County for the year ending December 31, 2024 as may be
46 required with carryover to 2025.

Dated this 20th day of February 2024.

Respectfully submitted by the UW-Extension, Education, and Agriculture Committee.

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

APPROVED: Bob Ziegelbauer, County Executive.

Personnel Committee: Supervisor Maresh gave a brief report.

Public Safety Committee: Supervisor Falkowski gave a brief report.

Public Works Committee: Supervisor Sitkiewitz gave a brief report.

Transportation Coordinating Committee: Supervisor Hacker gave a brief report.

Miscellaneous – Personnel Committee and Human Services Board:

Supervisor Maresh moved, seconded by Supervisor Brey to adopt Resolution 2023/2024-69
Authorizing Addition of 4.0 Full-Time Equivalent Human Services Employees (Safety Service
Specialist) Upon vote, the motion carried unanimously.

**RESOLUTION AUTHORIZING ADDITION OF 4.0 FULL-TIME
EQUIVALENT HUMAN SERVICES EMPLOYEES
(Safety Service Specialist)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the mission of the Human Services Department’s Child and Family Services
2 Unit is to protect the safety of children; and
3

4 WHEREAS, to support this mission, the Child and Family Services Unit coordinates and
5 provides services to families at risk of abuse or neglect in an effort to provide permanency for
6 each child through family focused intervention; and
7

8 WHEREAS, the Human Services Department currently uses four full time contracted
9 employees to support that mission through in-home safety services; and
10

11 WHEREAS, the result of a Manitowoc County Worker Determination process indicated
12 these contracted employees should be treated as Manitowoc County employees; and
13

14 WHEREAS, on January 10, 2024, the U.S. Department of Labor published a final rule,
15 effective March 11, 2024, revising the Department’s guidance on how to analyze who is an
16 employee or independent contractor under the Fair Labor Standards Act (FLSA) and this change
17 more tightly defines what a contracted worker is versus an employee; and
18

19 WHEREAS, the risks to the County leaving this employment relationship as-is include
20 the assumption of any violations, potential exposure for benefits, and other FLSA penalties; and
21

22 WHEREAS, it is more cost effective for the County to employ the four full-time
23 employees directly as Safety Service Specialists; and
24

25 WHEREAS, after careful consideration and review, the Human Services Board and the
26 Personnel Committee recommends that 4.0 FTE Safety Service Specialist positions be created to
27 replace the contracted personnel currently performing the same duties;
28

29 NOW, THEREFORE, BE IT RESOLVED that the county board of supervisors of the
30 county of Manitowoc authorizes the creation of 4.0 FTE Safety Service Specialist positions in
31 the Human Services Department; and
32

33 BE IT FURTHER RESOLVED that the 2024 Full-Time Equivalent Report (FTE) by
34 Department included in the 2024 Adopted Annual Budget Book is amended to include the new
35 4.0 FTE Safety Service Specialist positions; and
36

37 BE IT FURTHER RESOLVED that the Finance Director is directed to record such
38 information in the official books of the County for the year ending December 31, 2024 as may be
39 required.

Dated this 20th day of February 2024.

Respectfully submitted by the Personnel Committee and Human Services Board.

FISCAL IMPACT: No levy impact. Anticipated savings of approximately \$3,145 per position.

APPROVED: Bob Ziegelbauer, County Executive.

ADJOURNMENT

Supervisor Gerroll moved to adjourn, seconded by Supervisor Muench, and the motion was adopted by acclamation. The meeting adjourned at 6:10 p.m.

Respectfully submitted,
Jessica Backus, Manitowoc County Clerk

MEETING OF THE COUNTY BOARD OF SUPERVISORS
MANITOWOC COUNTY, WISCONSIN

Tuesday, March 19, 2024

6:00 P.M.

Pursuant to Wis. Stats. 59.04, the County Board of Supervisors of Manitowoc County, Wisconsin convened in open session at the Heritage Building, in the City of Manitowoc, being the 19th day of March 2024, for the purpose of transacting business as a Board of Supervisors.

Chairperson Martell called the meeting to order at 6:00 p.m.

Roll call: 21 members were present at the time of roll call: Behnke, Engelbrecht, Falkowski, Gerroll, Hacker, Hansen, Heller, Jadowski, Klein, Maresh, Martell, Metzger, Muench, Naidl, Neils, Phipps, Shimulunas, Sitkiewitz, Vogt, Wagner, and Weiss. Supervisor Baumann, Brey, Lillibridge, and Zimmer were excused.

On a motion by Supervisor Engelbrecht, seconded by Supervisor Neils the February 20, 2024 meeting minutes were approved on a unanimous vote.

REPORTS OF COUNTY SUPERVISORS, OFFICERS AND DEPARTMENT DIRECTORS

County Executive Bob Ziegelbauer and Chairperson Martell presented a Proclamation Proclaiming the Month of April Child Abuse and Neglect Prevention Month.

County Executive Bob Ziegelbauer and Chairperson Martell presented a Proclamation in Honor of National Public Safety Telecommunicators Week.

County Executive Bob Ziegelbauer and Chairperson Martell presented Proclamation to Supervisors Baumann, Brey, and Vogt in recognition of their years of service to the County Board.

PUBLIC INPUT – OPPORTUNITY FOR CITIZENS TO PRESENT THEIR VIEWS

Chairperson Martell declared public comment open at 6:20 p.m.

Chris Culotta, WI Department of Health Services Regional Representative presented the Manitowoc County Health Department Director Korina Aghmar with the Level 3 Certification.

No one else present wished to speak, subsequently Chairperson Martell closed public input at 6:29 p.m.

COMMITTEE REPORTS ON MEETINGS, PETITIONS, RESOLUTIONS, ORDINANCES

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

Supervisor Falkowski moved, seconded by Supervisor Neils to enact Ordinance 2023/2024-70 Amending Zoning Map (David and Cheryl Schneider). Upon vote, the motion carried unanimously.

ORDINANCE AMENDING ZONING MAP
(David and Cheryl Schneider)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held
2 a public hearing on a petition for a zoning ordinance amendment on February 26, 2024; and
3

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

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

11 A parcel of land in part of Government Lot 3 of Section Twenty-Four (24), Township
12 Seventeen (17) North, Range Twenty-One (21) East, Town of Schleswig, Manitowoc County,
13 Wisconsin more particularly described as follows:
14

15 Commencing at the west quarter corner of said Section 24; thence N89°-54'-09"E
16 along the north line of the SW1/4 of said Section 24, a distance of 5.24 feet;
17 thence S24°-31'-08"E along the west line of Lot 2 of Certified Survey Map
18 recorded in Volume 31 of Certified Survey Maps on Page 83 as Document No.
19 1140388 of Manitowoc County Records, a distance of 195.92 feet to the point of
20 beginning; thence N69°-15'-52"E along a southerly line of said Lot 2, a distance
21 of 134.65 feet; thence S27°-42'-14"E 83.22 feet; thence S00°-14'-39"W 156.37
22 feet; thence S76°-28'-08"W 69.89 feet to the centerline of Cedar Lake Rd; thence
23 N27°-42'-14"W along said centerline a distance of 221.48 feet, thence N69°-15'-
24 52"E 7.46 feet to the point of beginning, said parcel containing approximately
25 26,796 square feet (0.616 acres) of land;
26

27 is hereby rezoned from Commercial Business (CB) District to Lake Residential (LR) District.

Dated this 19th day of March 2024.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Falkowski moved, seconded by Supervisor Vogt to enact Ordinance 2023/2024-71 Amending Zoning Map (Aryln and Lori Eickert). Upon vote, the motion carried unanimously.

ORDINANCE AMENDING ZONING MAP
(Arlyn and Lori Eickert)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held
2 a public hearing on a petition for a zoning ordinance amendment on February 26, 2024; and
3

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

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

11 A parcel of land located in the NE 1/4 of the SE 1/4 of Section 30, Town 19 North,
12 Range 21 East, Town of Rockland, Manitowoc County, Wisconsin, more particularly described
13 as follows:
14

15 Commencing at the E 1/4 Corner of Section 30; Thence N 89°35'16" W, 1020.05
16 feet coincident with the north line of said SE 1/4 to the point of beginning;
17 Thence continuing N 89°35'16" W, 300.00 feet to the west line of said NE 1/4 of
18 the SE 1/4; Thence S 00°19'58" W, 440.00 feet coincident with said west line;
19 Thence S 89°35'16" E, 300.00 feet; Thence N 00°19'58" E, 440.00 feet to the
20 point of beginning, said parcel containing approximately 3.030 acres of land;
21

22 is hereby rezoned from Exclusive Agriculture (EA) District to Small Estate (SE) Residential
23 District.

Dated this 19th day of March 2024.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Falkowski moved, seconded by Supervisor Maresh to enact Ordinance 2023/2024-72
Amending Zoning Map (Dennis and Mary Frenz). Upon vote, the motion carried unanimously.

ORDINANCE AMENDING ZONING MAP
(Dennis and Mary Frenz)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held
2 a public hearing on a petition for a zoning ordinance amendment on February 26, 2024; and
3

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

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

11 A parcel of land located in the NE 1/4 of the SW 1/4 of Section 9, Town 21 North, Range
12 23 East, Town of Gibson, Manitowoc County, Wisconsin, more particularly described as
13 follows:
14

15 Commencing at the W 1/4 Corner of Section 9; Thence N 89°26'30" E, 1585.46
16 feet coincident with the north line of SW 1/4 to the point of beginning; Thence
17 continuing N 89°26'30" E, 322.57 feet; Thence S 00°02'20" W, 446.51 feet;
18 Thence N 89°38'25" W, 55.82 feet; Thence N 00°11'08" W, 245.60 feet; Thence
19 S 89°26'30" W, 265.65 feet; Thence N 00°00'00" W, 200.01 feet to the point of
20 beginning, said parcel containing approximately 78,351 Square Feet (1.799
21 Acres) of land;
22

23 is hereby rezoned from Exclusive Agriculture (EA) District to Rural Residential (RR)
24 District.

Dated this 19th day of March 2024.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Falkowski moved, seconded by Supervisor Engelbrecht to approve Resolution
2023/2024-73 Authorizing the 2024-2025 Snowmobile Trail Aids Program. Upon vote, the
motion carried unanimously.

No. 2023/2024 - 73

**RESOLUTION AUTHORIZING THE 2024-2025 SNOWMOBILE TRAIL
AIDS PROGRAM**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Wisconsin Snowmobile Trail Aids Program provides funds for the
2 acquisition, development, and maintenance of public snowmobile trails in eligible counties; and
3

4 WHEREAS, Manitowoc County has completed 51 years of participation in the
5 Wisconsin Snowmobile Trail Aids Program by acquiring, developing, insuring, and maintaining
6 public snowmobile trails in the county in accordance with Wisconsin Department of Natural
7 Resources standards; and
8

9 WHEREAS, Manitowoc County is eligible to continue its participation in the
10 Snowmobile Trail Aids Program and has budgeted \$72,120.00 to cover the costs for 240.4 miles
11 of trail; and
12

13 WHEREAS, the Planning and Zoning Department has provided the county board with a
14 trail system map showing the 240.4 miles of trail that are included in the Manitowoc County
15 Public Snowmobile Trail System;
16

17 NOW, THEREFORE, BE IT RESOLVED that the county board of supervisors of the
18 county of Manitowoc approves the trail system map provided by the Planning and Zoning
19 Department; and
20

21 BE IT FURTHER RESOLVED that the Planning and Zoning Department is hereby
22 designated as the agency to act on behalf of Manitowoc County in submitting applications for
23 state snowmobile aids for acquisition, bridge rehabilitation, development, insurance, and
24 maintenance costs of the county's public snowmobile trail system; and
25

26 BE IT FURTHER RESOLVED that the Planning and Zoning Director is authorized to
27 sign documents and take the actions necessary to undertake, direct, and complete the 2024-2025
28 Snowmobile Trail Aids Program; and
29

30 BE IT FURTHER RESOLVED that upon completion of acquisition, development, and
31 redevelopment of the snowmobile trails through the Snowmobile Trail Aids Program, the trails
32 will be designated as public snowmobile trails; and
33

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

Dated this 19th day of March 2024.

Respectfully submitted by the Planning and Park Commission.

FISCAL IMPACT: No tax levy impact. \$72,120.00 is included in the 2025 approved budget. The State of Wisconsin reimburses the County the total amount spent on the program.

APPROVED: Bob Ziegelbauer, County Executive.

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

Board of Health: Supervisor Metzger gave a brief report.

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

Executive Committee: Chairperson Martell gave a brief report.

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

Finance Committee: Supervisor Hansen gave a brief report.

Supervisor Hansen moved, seconded by Supervisor Hacker to adopt Resolution 2023/2024-74 Resolution Awarding the Sale of \$4,200,000 General Obligation Promissory Notes, Series 2024A. Upon vote, the motion carried unanimously.

No. 2023/2024 - 74

RESOLUTION AWARDING THE SALE OF \$4,200,000 GENERAL OBLIGATION PROMISSORY NOTES, SERIES 2024A

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, on February 20, 2024, by a vote of at least 3/4 of the members-elect, the
2 county board of supervisors of the county of Manitowoc, Wisconsin (the "County") adopted an
3 initial resolution (the "Initial Resolution") authorizing the issuance of general obligation
4 promissory notes (the "Notes") in an amount not to exceed \$4,200,000 for the public purpose of
5 financing the construction and improvement of highways (the "Project"); and
6

7 WHEREAS, the county board of supervisors of the county of Manitowoc ("County
8 Board of Supervisors") hereby finds and determines that the Project is within the County's power
9 to undertake and therefore serves a "public purpose" as that term is defined in Wis.
10 Stat. § 67.04(1)(b); and
11

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

15 WHEREAS, none of the proceeds of the Notes shall be used to fund the operating
16 expenses of the general fund of the County or to fund the operating expenses of any special
17 revenue fund of the County that is supported by property taxes; and
18

19 WHEREAS, pursuant to the Initial Resolution, the County has directed PMA Securities,
20 LLC ("PMA") to take the steps necessary to sell the Notes to pay the cost of the Project; and
21

22 WHEREAS, PMA, in consultation with the officials of the County, prepared an Official
23 Notice of Sale (a copy of which is attached hereto as Exhibit A and incorporated herein by this
24 reference) setting forth the details of and the bid requirements for the Notes and indicating that
25 the Notes would be offered for public sale on March 19, 2024; and
26

27 WHEREAS, the County Clerk (in consultation with PMA) caused a form of notice of the
28 sale to be published and/or announced and caused the Official Notice of Sale to be distributed to
29 potential bidders offering the Notes for public sale on March 19, 2024; and
30

31 WHEREAS, the County has duly received bids for the Notes as described on the Bid
32 Tabulation attached hereto as Exhibit B and incorporated herein by this reference (the "Bid
33 Tabulation"); and
34

35 WHEREAS, it has been determined that the bid proposal (the "Proposal") submitted by
36 the financial institution listed first on the Bid Tabulation fully complies with the bid
37 requirements set forth in the Official Notice of Sale and is deemed to be the most advantageous
38 to the County. PMA has recommended that the County accept the Proposal. A copy of said
39 Proposal submitted by such institution (the "Purchaser") is attached hereto as Exhibit C and
40 incorporated herein by this reference;
41

42 NOW, THEREFORE, BE IT RESOLVED by the county board of supervisors of the
43 county of Manitowoc that:
44

45 Section 1A. Ratification of the Official Notice of Sale and Offering Materials. The
46 County Board of Supervisors hereby ratifies and approves the details of the Notes set forth in
47 Exhibit A attached hereto as and for the details of the Notes. The Official Notice of Sale and any
48 other offering materials prepared and circulated by PMA are hereby ratified and approved in all
49 respects. All actions taken by officers of the County and PMA in connection with the
50 preparation and distribution of the Official Notice of Sale, and any other offering materials are
51 hereby ratified and approved in all respects.
52

53 Section 1B. Award of the Notes. For the purpose of paying the cost of the Project, there
54 shall be borrowed pursuant to Wis. Stat. § 67.12(12), the principal sum of FOUR MILLION
55 TWO HUNDRED THOUSAND DOLLARS (\$4,200,000) from the Purchaser in accordance
56 with the terms and conditions of the Proposal. The Proposal of the Purchaser offering to
57 purchase the Notes for the sum set forth on the Proposal, plus accrued interest to the date of
58 delivery, resulting in a true interest cost as set forth on the Proposal, is hereby accepted. The
59 Chairperson and County Clerk or other appropriate officers of the County are authorized and
60 directed to execute an acceptance of the Proposal on behalf of the County. The good faith
61 deposit of the Purchaser shall be applied in accordance with the Official Notice of Sale, and any
62 good faith deposits submitted by unsuccessful bidders shall be promptly returned. The Notes
63 shall bear interest at the rates set forth on the Proposal.
64

65 Section 2. Terms of the Notes. The Notes shall be designated "General Obligation
66 Promissory Notes, Series 2024A"; shall be issued in the aggregate principal amount of
67 \$4,200,000; shall be dated April 9, 2024; shall be in the denomination of \$5,000 or any integral
68 multiple thereof; shall be numbered R-1 and upward; and shall bear interest at the rates per
69 annum and mature on April 1 of each year, in the years and principal amounts as set forth on the
70 Pricing Summary attached hereto as Exhibit D-1 and incorporated herein by this reference.
71 Interest shall be payable semi-annually on April 1 and October 1 of each year commencing on
72 April 1, 2025. Interest shall be computed upon the basis of a 360-day year of twelve 30-day
73 months and will be rounded pursuant to the rules of the Municipal Securities Rulemaking Board.
74 The schedule of principal and interest payments due on the Notes is set forth on the Debt Service
75 Schedule attached hereto as Exhibit D-2 and incorporated herein by this reference (the
76 "Schedule").
77

78 Section 3. Redemption Provisions. The Notes maturing on April 1, 2033 and thereafter
79 shall be subject to redemption prior to maturity, at the option of the County, on April 1, 2032 or
80 on any date thereafter. Said Notes shall be redeemable as a whole or in part, and if in part, from
81 maturities selected by the County, and within each maturity, by lot, at the principal amount
82 thereof, plus accrued interest to the date of redemption.
83

84 Section 4. Form of the Notes. The Notes shall be issued in registered form and shall be
85 executed and delivered in substantially the form attached hereto as Exhibit E and incorporated
86 herein by this reference.
87

88 Section 5. Tax Provisions.
89

90 (A) Direct Annual Irrepealable Tax Levy. For the purpose of paying the
91 principal of and interest on the Notes as the same becomes due, the full faith, credit and
92 resources of the County are hereby irrevocably pledged, and there is hereby levied upon all of
93 the taxable property of the County a direct annual irrepealable tax in the years 2024 through
94 2033 for the payments due in the years 2025 through 2034 in the amounts set forth on the
95 Schedule.
96

97 (B) Tax Collection. So long as any part of the principal of or interest on the
98 Notes remains unpaid, the County shall be and continue without power to repeal such levy or
99 obstruct the collection of said tax until all such payments have been made or provided for. After
100 the issuance of the Notes, said tax shall be, from year to year, carried onto the tax roll of the
101 County and collected in addition to all other taxes and in the same manner and at the same time
102 as other taxes of the County for said years are collected, except that the amount of tax carried
103 onto the tax roll may be reduced in any year by the amount of any surplus money in the Debt
104 Service Fund Account created below.
105

106 (C) Additional Funds. If at any time there shall be on hand insufficient funds
107 from the aforesaid tax levy to meet principal and/or interest payments on said Notes when due,
108 the requisite amounts shall be paid from other funds of the County then available, which sums
109 shall be replaced upon the collection of the taxes herein levied.
110

111 Section 6. Segregated Debt Service Fund Account.

112
113 (A) Creation and Deposits. There shall be and there hereby is established in the
114 treasury of the County, if one has not already been created, a debt service fund, separate and
115 distinct from every other fund, which shall be maintained in accordance with generally accepted
116 accounting principles. Debt service or sinking funds established for obligations previously
117 issued by the County may be considered as separate and distinct accounts within the debt service
118 fund.

119
120 Within the debt service fund, there hereby is established a separate and distinct account
121 designated as the "Debt Service Fund Account for General Obligation Promissory Notes,
122 Series 2024A" (the "Debt Service Fund Account") and such account shall be maintained until the
123 indebtedness evidenced by the Notes is fully paid or otherwise extinguished. There shall be
124 deposited into the Debt Service Fund Account (i) all accrued interest received by the County at
125 the time of delivery of and payment for the Notes; (ii) any premium which may be received by
126 the County above the par value of the Notes and accrued interest thereon; (iii) all money raised
127 by the taxes herein levied and any amounts appropriated for the specific purpose of meeting
128 principal of and interest on the Notes when due; (iv) such other sums as may be necessary at any
129 time to pay principal of and interest on the Notes when due; (v) surplus monies in the Borrowed
130 Money Fund as specified below; and (vi) such further deposits as may be required by Wis.
131 Stat. § 67.11.

132
133 (B) Use and Investment. No money shall be withdrawn from the Debt Service
134 Fund Account and appropriated for any purpose other than the payment of principal of and
135 interest on the Notes until all such principal and interest has been paid in full and the Notes
136 canceled; provided (i) the funds to provide for each payment of principal of and interest on the
137 Notes prior to the scheduled receipt of taxes from the next succeeding tax collection may be
138 invested in direct obligations of the United States of America maturing in time to make such
139 payments when they are due or in other investments permitted by law; and (ii) any funds over
140 and above the amount of such principal and interest payments on the Notes may be used to
141 reduce the next succeeding tax levy, or may, at the option of the County, be invested by
142 purchasing the Notes as permitted by and subject to Wis. Stat. § 67.11(2)(a), or in permitted
143 municipal investments under the pertinent provisions of the Wisconsin Statutes ("Permitted
144 Investments"), which investments shall continue to be a part of the Debt Service Fund Account.
145 Any investment of the Debt Service Fund Account shall at all times conform with the provisions
146 of the Internal Revenue Code of 1986, as amended (the "Code") and any applicable Treasury
147 Regulations (the "Regulations").

148
149 (C) Remaining Monies. When all of the Notes have been paid in full and
150 canceled, and all Permitted Investments disposed of, any money remaining in the Debt Service
151 Fund Account shall be transferred and deposited in the general fund of the County, unless the
152 County Board of Supervisors directs otherwise.

153
154 Section 7. Proceeds of the Notes; Segregated Borrowed Money Fund. The proceeds of
155 the Notes (the "Note Proceeds") (other than any premium and accrued interest which must be
156 paid at the time of the delivery of the Notes into the Debt Service Fund Account created above)

157 shall be deposited into a special fund (the "Borrowed Money Fund") separate and distinct from
158 all other funds of the County and disbursed solely for the purpose or purposes for which
159 borrowed. In no event shall monies in the Borrowed Money Fund be used to fund operating
160 expenses of the general fund of the County or of any special revenue fund of the County that is
161 supported by property taxes. Monies in the Borrowed Money Fund may be temporarily invested
162 in Permitted Investments. Any monies, including any income from Permitted Investments,
163 remaining in the Borrowed Money Fund after the purpose or purposes for which the Notes have
164 been issued have been accomplished, and, at any time, any monies as are not needed and which
165 obviously thereafter cannot be needed for such purpose(s) shall be deposited in the Debt Service
166 Fund Account.

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

174 Section 9. Compliance with Federal Tax Laws. (a) The County represents and
175 covenants that the projects financed by the Notes and the ownership, management and use of the
176 projects will not cause the Notes to be "private activity bonds" within the meaning of
177 Section 141 of the Code. The County further covenants that it shall comply with the provisions
178 of the Code to the extent necessary to maintain the tax-exempt status of the interest on the Notes
179 including, if applicable, the rebate requirements of Section 148(f) of the Code. The County
180 further covenants that it will not take any action, omit to take any action or permit the taking or
181 omission of any action within its control (including, without limitation, making or permitting any
182 use of the proceeds of the Notes) if taking, permitting or omitting to take such action would
183 cause any of the Notes to be an arbitrage bond or a private activity bond within the meaning of
184 the Code or would otherwise cause interest on the Notes to be included in the gross income of
185 the recipients thereof for federal income tax purposes. The County Clerk or other officer of the
186 County charged with the responsibility of issuing the Notes shall provide an appropriate
187 certificate of the County certifying that the County can and covenanting that it will comply with
188 the provisions of the Code and Regulations.

189
190 (b) The County also covenants to use its best efforts to meet the requirements and
191 restrictions of any different or additional federal legislation which may be made applicable to the
192 Notes provided that in meeting such requirements the County will do so only to the extent
193 consistent with the proceedings authorizing the Notes and the laws of the State of Wisconsin and
194 to the extent that there is a reasonable period of time in which to comply.

195
196 Section 10. Designation as Qualified Tax-Exempt Obligations. The Notes are hereby
197 designated as "qualified tax-exempt obligations" for purposes of Section 265 of the Code,
198 relating to the ability of financial institutions to deduct from income for federal income tax
199 purposes, interest expense that is allocable to carrying and acquiring tax-exempt obligations.

200
201 Section 11. Execution of the Notes; Closing; Professional Services. The Notes shall be
202 issued in printed form, executed on behalf of the County by the manual or facsimile signatures of

203 the Chairperson and County Clerk, authenticated, if required, by the Fiscal Agent (defined
204 below), sealed with its official or corporate seal, if any, or a facsimile thereof, and delivered to
205 the Purchaser upon payment to the County of the purchase price thereof, plus accrued interest to
206 the date of delivery (the "Closing"). The facsimile signature of either of the officers executing
207 the Notes may be imprinted on the Notes in lieu of the manual signature of the officer but, unless
208 the County has contracted with a fiscal agent to authenticate the Notes, at least one of the
209 signatures appearing on each Note shall be a manual signature. In the event that either of the
210 officers whose signatures appear on the Notes shall cease to be such officers before the Closing,
211 such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as
212 if they had remained in office until the Closing. The aforesaid officers are hereby authorized and
213 directed to do all acts and execute and deliver the Notes and all such documents, certificates and
214 acknowledgements as may be necessary and convenient to effectuate the Closing. The County
215 hereby authorizes the officers and agents of the County to enter into, on its behalf, agreements
216 and contracts in conjunction with the Notes, including but not limited to agreements and
217 contracts for legal, trust, fiscal agency, disclosure and continuing disclosure, and rebate
218 calculation services. Any such contract heretofore entered into in conjunction with the issuance
219 of the Notes is hereby ratified and approved in all respects.

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

228
229 Section 13. Persons Treated as Owners; Transfer of Notes. The County shall cause
230 books for the registration and for the transfer of the Notes to be kept by the Fiscal Agent. The
231 person in whose name any Note shall be registered shall be deemed and regarded as the absolute
232 owner thereof for all purposes and payment of either principal or interest on any Note shall be
233 made only to the registered owner thereof. All such payments shall be valid and effectual to
234 satisfy and discharge the liability upon such Note to the extent of the sum or sums so paid.

235
236 Any Note may be transferred by the registered owner thereof by surrender of the Note at
237 the office of the Fiscal Agent, duly endorsed for the transfer or accompanied by an assignment
238 duly executed by the registered owner or his attorney duly authorized in writing. Upon such
239 transfer, the Chairperson and County Clerk shall execute and deliver in the name of the
240 transferee or transferees a new Note or Notes of a like aggregate principal amount, series and
241 maturity and the Fiscal Agent shall record the name of each transferee in the registration book.
242 No registration shall be made to bearer. The Fiscal Agent shall cancel any Note surrendered for
243 transfer.

244
245 The County shall cooperate in any such transfer, and the Chairperson and County Clerk
246 are authorized to execute any new Note or Notes necessary to effect any such transfer.

247

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

253
254 Section 15. Utilization of The Depository Trust Company Book-Entry-Only System. In
255 order to make the Notes eligible for the services provided by The Depository Trust Company,
256 New York, New York ("DTC"), the County agrees to the applicable provisions set forth in the
257 Blanket Issuer Letter of Representations, which the County Clerk or other authorized
258 representative of the County is authorized and directed to execute and deliver to DTC on behalf
259 of the County to the extent an effective Blanket Issuer Letter of Representations is not presently
260 on file in the County Clerk's office.

261
262 Section 16. Official Statement. The County Board of Supervisors hereby approves the
263 Preliminary Official Statement with respect to the Notes and deems the Preliminary Official
264 Statement as "final" as of its date for purposes of SEC Rule 15c2-12 promulgated by the
265 Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the
266 "Rule"). All actions taken by officers of the County in connection with the preparation of such
267 Preliminary Official Statement and any addenda to it or final Official Statement are hereby
268 ratified and approved. In connection with the Closing, the appropriate County official shall
269 certify the Preliminary Official Statement and any addenda or final Official Statement. The
270 County Clerk shall cause copies of the Preliminary Official Statement and any addenda or final
271 Official Statement to be distributed to the Purchaser.

272
273 Section 17. Undertaking to Provide Continuing Disclosure. The County hereby
274 covenants and agrees, for the benefit of the owners of the Notes, to enter into a written
275 undertaking (the "Undertaking") if required by the Rule to provide continuing disclosure of
276 certain financial information and operating data and timely notices of the occurrence of certain
277 events in accordance with the Rule. The Undertaking shall be enforceable by the owners of the
278 Notes or by the Purchaser on behalf of such owners (provided that the rights of the owners and
279 the Purchaser to enforce the Undertaking shall be limited to a right to obtain specific
280 performance of the obligations thereunder and any failure by the County to comply with the
281 provisions of the Undertaking shall not be an event of default with respect to the Notes).

282
283 To the extent required under the Rule, the Chairperson and County Clerk, or other officer
284 of the County charged with the responsibility for issuing the Notes, shall provide a Continuing
285 Disclosure Certificate for inclusion in the transcript of proceedings, setting forth the details and
286 terms of the County's Undertaking.

287
288 Section 18. Record Book. The County Clerk shall provide and keep the transcript of
289 proceedings as a separate record book (the "Record Book") and shall record a full and correct
290 statement of every step or proceeding had or taken in the course of authorizing and issuing the
291 Notes in the Record Book.

292

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

303
304 Section 20. Conflicting Resolutions; Severability; Effective Date. All prior resolutions,
305 rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the
306 provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so
307 conflict. In the event that any one or more provisions hereof shall for any reason be held to be
308 illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The
309 foregoing shall take effect immediately upon adoption and approval in the manner provided by
310 law.

Dated this 19th day of March 2024.

Respectfully submitted by the Finance Committee.

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

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Hansen moved, seconded by Supervisor Sitkiewitz to adopt Resolution 2023/2024-75
Resolution Awarding the Sale of \$4,075,000 General Obligation Courthouse Improvement
Bonds, Series 2024B. Upon vote, the motion carried with 20 ayes and 1 no. Supervisor Klein
voted no.

No. 2023/2024 - 75

**RESOLUTION AWARDING THE SALE OF \$4,075,000 GENERAL
OBLIGATION COURTHOUSE IMPROVEMENT BONDS, SERIES 2024B**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, on January 16, 2024, by a vote of at least 3/4 of the members-elect, the
2 county board of supervisors of the county of Manitowoc, Wisconsin (the "County") adopted an
3 initial resolution (the "Initial Resolution") authorizing the issuance of general obligation bonds
4 (the "Bonds") in an amount not to exceed \$4,075,000 for the public purpose of financing
5 courthouse improvement projects, including engineering and design and replacement of
6 courthouse HVAC system and windows (the "Project"); and

7
8 WHEREAS, the county board of supervisors of the county of Manitowoc (“County
9 Board of Supervisors”) hereby finds and determines that the Project is within the County's power
10 to undertake and therefore serves a "public purpose" as that term is defined in Wis.
11 Stat. § 67.04(1)(b); and

12
13 WHEREAS, the County is authorized by the provisions of Wis. Stat. § 67.04 to borrow
14 money and issue general obligation bonds for such public purposes; and

15
16 WHEREAS, none of the proceeds of the Bonds shall be used to fund the operating
17 expenses of the general fund of the County or to fund the operating expenses of any special
18 revenue fund of the County that is supported by property taxes; and

19
20 WHEREAS, pursuant to the Initial Resolution, the County has directed PMA Securities,
21 LLC ("PMA") to take the steps necessary to sell the Bonds to pay the cost of the Project; and

22
23 WHEREAS, PMA, in consultation with the officials of the County, prepared an Official
24 Notice of Sale (a copy of which is attached hereto as Exhibit A and incorporated herein by this
25 reference) setting forth the details of and the bid requirements for the Bonds and indicating that
26 the Bonds would be offered for public sale on March 19, 2024; and

27
28 WHEREAS, the County Clerk (in consultation with PMA) caused a form of notice of the
29 sale to be published and/or announced and caused the Official Notice of Sale to be distributed to
30 potential bidders offering the Bonds for public sale on March 19, 2024; and

31
32 WHEREAS, the County has duly received bids for the Bonds as described on the Bid
33 Tabulation attached hereto as Exhibit B and incorporated herein by this reference (the "Bid
34 Tabulation"); and

35
36 WHEREAS, it has been determined that the bid proposal (the "Proposal") submitted by
37 the financial institution listed first on the Bid Tabulation fully complies with the bid
38 requirements set forth in the Official Notice of Sale and is deemed to be the most advantageous
39 to the County. PMA has recommended that the County accept the Proposal. A copy of said
40 Proposal submitted by such institution (the "Purchaser") is attached hereto as Exhibit C and
41 incorporated herein by this reference;

42
43 NOW, THEREFORE, BE IT RESOLVED by the county board of supervisors of the
44 county of Manitowoc that:

45
46 Section 21A. Ratification of the Official Notice of Sale and Offering Materials. The
47 County Board of Supervisors hereby ratifies and approves the details of the Bonds set forth in
48 Exhibit A attached hereto as and for the details of the Bonds. The Official Notice of Sale and
49 any other offering materials prepared and circulated by PMA are hereby ratified and approved in
50 all respects. All actions taken by officers of the County and PMA in connection with the
51 preparation and distribution of the Official Notice of Sale, and any other offering materials are
52 hereby ratified and approved in all respects.

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Section 1B. Award of the Bonds. For the purpose of paying the cost of the Project, there shall be borrowed pursuant to Wis. Stat. § 67.04, the principal sum of FOUR MILLION SEVENTY-FIVE THOUSAND DOLLARS (\$4,075,000) from the Purchaser in accordance with the terms and conditions of the Proposal. The Proposal of the Purchaser offering to purchase the Bonds for the sum set forth on the Proposal, plus accrued interest to the date of delivery, resulting in a true interest cost as set forth on the Proposal, is hereby accepted. The Chairperson and County Clerk or other appropriate officers of the County are authorized and directed to execute an acceptance of the Proposal on behalf of the County. The good faith deposit of the Purchaser shall be applied in accordance with the Official Notice of Sale, and any good faith deposits submitted by unsuccessful bidders shall be promptly returned. The Bonds shall bear interest at the rates set forth on the Proposal.

Section 22. Terms of the Bonds. The Bonds shall be designated "General Obligation Courthouse Improvement Bonds, Series 2024B"; shall be issued in the aggregate principal amount of \$4,075,000; shall be dated April 9, 2024; shall be in the denomination of \$5,000 or any integral multiple thereof; shall be numbered R-1 and upward; and shall bear interest at the rates per annum and mature on April 1 of each year, in the years and principal amounts as set forth on the Pricing Summary attached hereto as Exhibit D-1 and incorporated herein by this reference. Interest shall be payable semi-annually on April 1 and October 1 of each year commencing on April 1, 2025. Interest shall be computed upon the basis of a 360-day year of twelve 30-day months and will be rounded pursuant to the rules of the Municipal Securities Rulemaking Board. The schedule of principal and interest payments due on the Bonds is set forth on the Debt Service Schedule attached hereto as Exhibit D-2 and incorporated herein by this reference (the "Schedule").

Section 23. Redemption Provisions. The Bonds maturing on April 1, 2035 and thereafter shall be subject to redemption prior to maturity, at the option of the County, on April 1, 2034 or on any date thereafter. Said Bonds shall be redeemable as a whole or in part, and if in part, from maturities selected by the County, and within each maturity, by lot, at the principal amount thereof, plus accrued interest to the date of redemption.

Section 24. Form of the Bonds. The Bonds 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 25. Tax Provisions.

(A) Direct Annual Irrepealable Tax Levy. For the purpose of paying the principal of and interest on the Bonds as the same becomes due, the full faith, credit and resources of the County are hereby irrevocably pledged, and there is hereby levied upon all of the taxable property of the County a direct annual irrepealable tax in the years 2024 through 2043 for the payments due in the years 2025 through 2044 in the amounts set forth on the Schedule.

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

106
107 (C) Additional Funds. If at any time there shall be on hand insufficient funds
108 from the aforesaid tax levy to meet principal and/or interest payments on said Bonds when due,
109 the requisite amounts shall be paid from other funds of the County then available, which sums
110 shall be replaced upon the collection of the taxes herein levied.

111
112 Section 26. Segregated Debt Service Fund Account.

113
114 (A) Creation and Deposits. There shall be and there hereby is established in the
115 treasury of the County, if one has not already been created, a debt service fund, separate and
116 distinct from every other fund, which shall be maintained in accordance with generally accepted
117 accounting principles. Debt service or sinking funds established for obligations previously
118 issued by the County may be considered as separate and distinct accounts within the debt service
119 fund.

120
121 Within the debt service fund, there hereby is established a separate and distinct
122 account designated as the "Debt Service Fund Account for General Obligation Courthouse
123 Improvement Bonds, Series 2024B" (the "Debt Service Fund Account") and such account shall
124 be maintained until the indebtedness evidenced by the Bonds is fully paid or otherwise
125 extinguished. There shall be deposited into the Debt Service Fund Account (i) all accrued
126 interest received by the County at the time of delivery of and payment for the Bonds; (ii) any
127 premium which may be received by the County above the par value of the Bonds and accrued
128 interest thereon; (iii) all money raised by the taxes herein levied and any amounts appropriated
129 for the specific purpose of meeting principal of and interest on the Bonds when due; (iv) such
130 other sums as may be necessary at any time to pay principal of and interest on the Bonds when
131 due; (v) surplus monies in the Borrowed Money Fund as specified below; and (vi) such further
132 deposits as may be required by Wis. Stat. § 67.11.

133
134 (B) Use and Investment. No money shall be withdrawn from the Debt Service
135 Fund Account and appropriated for any purpose other than the payment of principal of and
136 interest on the Bonds until all such principal and interest has been paid in full and the Bonds
137 canceled; provided (i) the funds to provide for each payment of principal of and interest on the
138 Bonds prior to the scheduled receipt of taxes from the next succeeding tax collection may be
139 invested in direct obligations of the United States of America maturing in time to make such
140 payments when they are due or in other investments permitted by law; and (ii) any funds over
141 and above the amount of such principal and interest payments on the Bonds may be used to
142 reduce the next succeeding tax levy, or may, at the option of the County, be invested by
143 purchasing the Bonds as permitted by and subject to Wis. Stat. § 67.11(2)(a), or in permitted

144 municipal investments under the pertinent provisions of the Wisconsin Statutes ("Permitted
145 Investments"), which investments shall continue to be a part of the Debt Service Fund Account.
146 Any investment of the Debt Service Fund Account shall at all times conform with the provisions
147 of the Internal Revenue Code of 1986, as amended (the "Code") and any applicable Treasury
148 Regulations (the "Regulations").

149
150 (C) Remaining Monies. When all of the Bonds have been paid in full and
151 canceled, and all Permitted Investments disposed of, any money remaining in the Debt Service
152 Fund Account shall be transferred and deposited in the general fund of the County, unless the
153 County Board of Supervisors directs otherwise.

154
155 Section 27. Proceeds of the Bonds; Segregated Borrowed Money Fund. The proceeds of
156 the Bonds (the "Bond Proceeds") (other than any premium and accrued interest which must be
157 paid at the time of the delivery of the Bonds into the Debt Service Fund Account created above)
158 shall be deposited into a special fund (the "Borrowed Money Fund") separate and distinct from
159 all other funds of the County and disbursed solely for the purpose or purposes for which
160 borrowed. In no event shall monies in the Borrowed Money Fund be used to fund operating
161 expenses of the general fund of the County or of any special revenue fund of the County that is
162 supported by property taxes. Monies in the Borrowed Money Fund may be temporarily invested
163 in Permitted Investments. Any monies, including any income from Permitted Investments,
164 remaining in the Borrowed Money Fund after the purpose or purposes for which the Bonds have
165 been issued have been accomplished, and, at any time, any monies as are not needed and which
166 obviously thereafter cannot be needed for such purpose(s) shall be deposited in the Debt Service
167 Fund Account.

168
169 Section 28. No Arbitrage. All investments made pursuant to this Resolution shall be
170 Permitted Investments, but no such investment shall be made in such a manner as would cause
171 the Bonds to be "arbitrage bonds" within the meaning of Section 148 of the Code or the
172 Regulations and an officer of the County, charged with the responsibility for issuing the Bonds,
173 shall certify as to facts, estimates, circumstances and reasonable expectations in existence on the
174 date of delivery of the Bonds to the Purchaser which will permit the conclusion that the Bonds
175 are not "arbitrage bonds," within the meaning of the Code or Regulations.

176
177 Section 29. Compliance with Federal Tax Laws. (a) The County represents and
178 covenants that the projects financed by the Bonds and the ownership, management and use of the
179 projects will not cause the Bonds to be "private activity bonds" within the meaning of
180 Section 141 of the Code. The County further covenants that it shall comply with the provisions
181 of the Code to the extent necessary to maintain the tax-exempt status of the interest on the Bonds
182 including, if applicable, the rebate requirements of Section 148(f) of the Code. The County
183 further covenants that it will not take any action, omit to take any action or permit the taking or
184 omission of any action within its control (including, without limitation, making or permitting any
185 use of the proceeds of the Bonds) if taking, permitting or omitting to take such action would
186 cause any of the Bonds to be an arbitrage bond or a private activity bond within the meaning of
187 the Code or would otherwise cause interest on the Bonds to be included in the gross income of
188 the recipients thereof for federal income tax purposes. The County Clerk or other officer of the
189 County charged with the responsibility of issuing the Bonds shall provide an appropriate

190 certificate of the County certifying that the County can and covenanting that it will comply with
191 the provisions of the Code and Regulations.

192
193 (b) The County also covenants to use its best efforts to meet the requirements and
194 restrictions of any different or additional federal legislation which may be made applicable to the
195 Bonds provided that in meeting such requirements the County will do so only to the extent
196 consistent with the proceedings authorizing the Bonds and the laws of the State of Wisconsin and
197 to the extent that there is a reasonable period of time in which to comply.

198
199 Section 30. Designation as Qualified Tax-Exempt Obligations. The Bonds are hereby
200 designated as "qualified tax-exempt obligations" for purposes of Section 265 of the Code,
201 relating to the ability of financial institutions to deduct from income for federal income tax
202 purposes, interest expense that is allocable to carrying and acquiring tax-exempt obligations.

203
204 Section 31. Execution of the Bonds; Closing; Professional Services. The Bonds shall be
205 issued in printed form, executed on behalf of the County by the manual or facsimile signatures of
206 the Chairperson and County Clerk, authenticated, if required, by the Fiscal Agent (defined
207 below), sealed with its official or corporate seal, if any, or a facsimile thereof, and delivered to
208 the Purchaser upon payment to the County of the purchase price thereof, plus accrued interest to
209 the date of delivery (the "Closing"). The facsimile signature of either of the officers executing
210 the Bonds may be imprinted on the Bonds in lieu of the manual signature of the officer but,
211 unless the County has contracted with a fiscal agent to authenticate the Bonds, at least one of the
212 signatures appearing on each Bond shall be a manual signature. In the event that either of the
213 officers whose signatures appear on the Bonds shall cease to be such officers before the Closing,
214 such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as
215 if they had remained in office until the Closing. The aforesaid officers are hereby authorized and
216 directed to do all acts and execute and deliver the Bonds and all such documents, certificates and
217 acknowledgements as may be necessary and convenient to effectuate the Closing. The County
218 hereby authorizes the officers and agents of the County to enter into, on its behalf, agreements
219 and contracts in conjunction with the Bonds, including but not limited to agreements and
220 contracts for legal, trust, fiscal agency, disclosure and continuing disclosure, and rebate
221 calculation services. Any such contract heretofore entered into in conjunction with the issuance
222 of the Bonds is hereby ratified and approved in all respects.

223
224 Section 32. Payment of the Bonds; Fiscal Agent. The principal of and interest on the
225 Bonds shall be paid by Associated Trust Company, National Association, Green Bay, Wisconsin,
226 which is hereby appointed as the County's registrar and fiscal agent pursuant to the provisions of
227 Wis. Stat. § 67.10(2) (the "Fiscal Agent"). The County hereby authorizes the Chairperson and
228 County Clerk or other appropriate officers of the County to enter into a Fiscal Agency
229 Agreement between the County and the Fiscal Agent. Such contract may provide, among other
230 things, for the performance by the Fiscal Agent of the functions listed in Wis. Stat. § 67.10(2)(a)
231 to (j), where applicable, with respect to the Bonds.

232
233 Section 33. Persons Treated as Owners; Transfer of Bonds. The County shall cause
234 books for the registration and for the transfer of the Bonds to be kept by the Fiscal Agent. The
235 person in whose name any Bond shall be registered shall be deemed and regarded as the absolute

236 owner thereof for all purposes and payment of either principal or interest on any Bond shall be
237 made only to the registered owner thereof. All such payments shall be valid and effectual to
238 satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.
239

240 Any Bond may be transferred by the registered owner thereof by surrender of the Bond at
241 the office of the Fiscal Agent, duly endorsed for the transfer or accompanied by an assignment
242 duly executed by the registered owner or his attorney duly authorized in writing. Upon such
243 transfer, the Chairperson and County Clerk shall execute and deliver in the name of the
244 transferee or transferees a new Bond or Bonds of a like aggregate principal amount, series and
245 maturity and the Fiscal Agent shall record the name of each transferee in the registration book.
246 No registration shall be made to bearer. The Fiscal Agent shall cancel any Bond surrendered for
247 transfer.
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249 The County shall cooperate in any such transfer, and the Chairperson and County Clerk
250 are authorized to execute any new Bond or Bonds necessary to effect any such transfer.
251

252 Section 34. Record Date. The 15th day of the calendar month next preceding each
253 interest payment date shall be the record date for the Bonds (the "Record Date"). Payment of
254 interest on the Bonds on any interest payment date shall be made to the registered owners of the
255 Bonds as they appear on the registration book of the County at the close of business on the
256 Record Date.
257

258 Section 35. Utilization of The Depository Trust Company Book-Entry-Only System. In
259 order to make the Bonds eligible for the services provided by The Depository Trust Company,
260 New York, New York ("DTC"), the County agrees to the applicable provisions set forth in the
261 Blanket Issuer Letter of Representations, which the County Clerk or other authorized
262 representative of the County is authorized and directed to execute and deliver to DTC on behalf
263 of the County to the extent an effective Blanket Issuer Letter of Representations is not presently
264 on file in the County Clerk's office.
265

266 Section 36. Official Statement. The County Board of Supervisors hereby approves the
267 Preliminary Official Statement with respect to the Bonds and deems the Preliminary Official
268 Statement as "final" as of its date for purposes of SEC Rule 15c2-12 promulgated by the
269 Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the
270 "Rule"). All actions taken by officers of the County in connection with the preparation of such
271 Preliminary Official Statement and any addenda to it or final Official Statement are hereby
272 ratified and approved. In connection with the Closing, the appropriate County official shall
273 certify the Preliminary Official Statement and any addenda or final Official Statement. The
274 County Clerk shall cause copies of the Preliminary Official Statement and any addenda or final
275 Official Statement to be distributed to the Purchaser.
276

277 Section 37. Undertaking to Provide Continuing Disclosure. The County hereby
278 covenants and agrees, for the benefit of the owners of the Bonds, to enter into a written
279 undertaking (the "Undertaking") if required by the Rule to provide continuing disclosure of
280 certain financial information and operating data and timely notices of the occurrence of certain
281 events in accordance with the Rule. The Undertaking shall be enforceable by the owners of the

282 Bonds or by the Purchaser on behalf of such owners (provided that the rights of the owners and
283 the Purchaser to enforce the Undertaking shall be limited to a right to obtain specific
284 performance of the obligations thereunder and any failure by the County to comply with the
285 provisions of the Undertaking shall not be an event of default with respect to the Bonds).

286
287 To the extent required under the Rule, the Chairperson and County Clerk, or other officer
288 of the County charged with the responsibility for issuing the Bonds, shall provide a Continuing
289 Disclosure Certificate for inclusion in the transcript of proceedings, setting forth the details and
290 terms of the County's Undertaking.

291
292 Section 38. Record Book. The County Clerk shall provide and keep the transcript of
293 proceedings as a separate record book (the "Record Book") and shall record a full and correct
294 statement of every step or proceeding had or taken in the course of authorizing and issuing the
295 Bonds in the Record Book.

296
297 Section 39. Bond Insurance. If the Purchaser determines to obtain municipal bond
298 insurance with respect to the Bonds, the officers of the County are authorized to take all actions
299 necessary to obtain such municipal bond insurance. The Chairperson and County Clerk are
300 authorized to agree to such additional provisions as the bond insurer may reasonably request and
301 which are acceptable to the Chairperson and County Clerk including provisions regarding
302 restrictions on investment of Bond proceeds, the payment procedure under the municipal bond
303 insurance policy, the rights of the bond insurer in the event of default and payment of the Bonds
304 by the bond insurer and notices to be given to the bond insurer. In addition, any reference
305 required by the bond insurer to the municipal bond insurance policy shall be made in the form of
306 Bond provided herein.

307
308 Section 40. Conflicting Resolutions; Severability; Effective Date. All prior resolutions,
309 rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the
310 provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so
311 conflict. In the event that any one or more provisions hereof shall for any reason be held to be
312 illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The
313 foregoing shall take effect immediately upon adoption and approval in the manner provided by
314 law.

Dated this 19th day of March 2024.

Respectfully submitted by the Finance Committee.

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

APPROVED: Bob Ziegelbauer, County Executive.

Highway Committee: Supervisor Behnke gave a brief report.

Personnel Committee: Supervisor Maresh gave a brief report.

Public Safety Committee: Supervisor Falkowski gave a brief report. Supervisor Falkowski moved, seconded by Supervisor Muench to enact Ordinance 2023/2024-76 Amending Manitowoc County Code S. 4.13 (Sheriff's Department Fees). Upon vote, the motion carried unanimously.

No. 2023/2024 - 76

ORDINANCE AMENDING MANITOWOC COUNTY CODE S. 4.13
(Sheriff's Department Fees)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Sheriff is required by state statute to serve civil process papers, conduct
2 Sheriff's sales, replevin actions, answer open record requests, house prisoners, provide special
3 duty deputies under certain circumstances, and perform other services and duties as requested;
4 and

5
6 WHEREAS, Wisconsin law allows the Sheriff to charge a fee as reimbursement for such
7 services as set by the county board of supervisors; and

8
9 WHEREAS, the current fees charged by the Sheriff were last reviewed and approved in
10 2016; and

11
12 WHEREAS, the Sheriff, Chief Deputy, and Jail Administrator recommend adjustments be
13 made to certain fees; and

14
15 WHEREAS, a copy of the proposed Sheriff's Office fee schedule has been provided to the
16 County Board; and

17
18 WHEREAS, currently the Sheriff's Office fees are directly incorporated into the
19 Manitowoc County Code; and

20
21 WHEREAS, for administrative ease, it is more efficient to adopt the fees for the Sheriff's
22 Office in a fee schedule that can be updated from time to time by resolution rather than an
23 ordinance amendment; and

24
25 WHEREAS, after careful consideration and review, the Public Safety Committee
26 recommends amending the Manitowoc County Code to adopt the fees for the Sheriff's Office by
27 through a resolution rather than directly incorporating those fees directly into the ordinance; and

28
29 WHEREAS, the Public Safety Committee further recommends adopting the attached
30 Sheriff's Office fee schedule;

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32 NOW, THEREFORE, the county board of supervisors of the county of Manitowoc does
33 ordain as follows:

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Manitowoc County Code ss. 4.13(3a), (3d), (3g), (3j), (3m), (3p), (3q), (3s), (3u), (3w), and (3y) are repealed in their entirety as follows:

~~(3a) — Booking Fee.~~

- ~~(a) — This Ordinance is adopted pursuant to authority granted by Wis. Stat. § 302.372.~~
- ~~(b) — The Sheriff is authorized to charge a booking fee of \$25.00, tax included, to each prisoner sentenced to a period of incarceration in the Manitowoc County jail to pay for the cost of the prisoner’s intake processing and release.~~
- ~~(c) — The Sheriff is authorized to obtain payment of the booking fee by deducting the fee from the prisoner’s institutional account. If the prisoner’s institutional account lacks sufficient funds to pay the booking fee, the sheriff may employ any means authorized by law to collect the fee.~~

~~(3d) — Jail Expense Reimbursement.~~

- ~~(a) — This Ordinance is adopted pursuant to authority granted by Wis. Stat. §§ 302.372 and 302.38.~~
- ~~(b) — The Sheriff is authorized to seek and secure reimbursement from prisoners for expenses incurred by the county in relation to the crime for which the person was sentenced to the county jail or for which the person was placed on probation and confined in the county jail.~~
- ~~(c) — The Sheriff is authorized to seek and secure reimbursement of the following expenses incurred by prisoners who are incarcerated in the county jail for state criminal law violations or Manitowoc County Code violations:
 - ~~2. — Dental, hospital, medical, prescription, or vision expenses incurred by the county on behalf of the prisoner.~~
 - ~~3. — Expenses incurred to investigate the prisoner’s financial status.~~
 - ~~4. — Expenses incurred by the county to collect payments under this ordinance.~~~~

77 ~~5. Any other expenses incurred by the county on behalf of a specific~~
78 ~~prisoner, such as for personal care, transportation, or special~~
79 ~~materials or supplies.~~

80
81 ~~(em) The Sheriff shall charge a fee of \$22 per day for room, board, and utilities~~
82 ~~to each person who is incarcerated in the county jail for a state criminal~~
83 ~~law violation, a Manitowoc County Code violation, or as a sanction for~~
84 ~~contempt.~~

85
86 ~~(d) The Sheriff is authorized to obtain payment of jail expenses by deducting~~
87 ~~the amount of such expenses from the prisoner's institutional account. If~~
88 ~~the prisoner's institutional account lacks sufficient funds to pay the jail~~
89 ~~expenses, the Sheriff may employ any means authorized by law to collect~~
90 ~~the expenses.~~

91
92 ~~(3g) Huber Law Inmate Charges.~~

93
94 ~~(a) Every inmate of the Manitowoc County Jail who is granted privileges~~
95 ~~under Wis. Stat. § 303.08 and who is gainfully employed for wages or~~
96 ~~salary, gainfully self-employed, or receiving unemployment insurance or~~
97 ~~employment training benefits while in custody in the jail shall be liable for~~
98 ~~charges not to exceed the full per person maintenance and cost of the~~
99 ~~prisoner's board in the jail.~~

100
101 ~~(b) By order of the court, the wages, salary, and unemployment insurance and~~
102 ~~employment training benefits received by prisoners shall be disbursed by~~
103 ~~the Sheriff for the purposes and in the order stated in Wis.~~
104 ~~Stat. § 303.08(5) and shall be used to pay for the board of the prisoner. If~~
105 ~~the prisoner is gainfully self-employed, the prisoner shall pay the sheriff~~
106 ~~for such board, in default of which the prisoner's privilege under the~~
107 ~~Huber law is automatically forfeited.~~

108
109 ~~(c) The Sheriff is authorized to charge a transfer fee of \$100, booking fee and~~
110 ~~tax included, to each prisoner who transfers into the Manitowoc County~~
111 ~~Jail from another jurisdiction and to each prisoner who transfers out of the~~
112 ~~Manitowoc County Jail to another facility.~~

113
114 ~~(3j) Contract Prisoner Fee. The Sheriff's Department may contract with federal, state,~~
115 ~~county, or other local law enforcement or correctional agencies to house prisoners~~
116 ~~for those agencies. When a prisoner is held at the County Jail for another agency,~~
117 ~~the agency shall pay the rate provided for by contract between the Sheriff's~~
118 ~~Department and that agency for the per capita maintenance of each prisoner.~~

120 ~~(3m) Electronic Monitoring Program Fees.~~

121
122 ~~(a) This Ordinance is adopted pursuant to authority granted by Wis.~~
123 ~~Stat. § 302.372.~~

124
125 ~~(b) The Sheriff is authorized to charge a one-time processing fee of \$50, tax~~
126 ~~included, for each period of time that a prisoner participates in the~~
127 ~~electronic monitoring program; a daily fee of \$25 per day, tax included,~~
128 ~~for each day that a prisoner participates in the electronic monitoring~~
129 ~~program; the actual cost of any alert notification resulting from the~~
130 ~~violation of program conditions; and the actual cost of any damage to~~
131 ~~electronic monitoring program equipment caused by a prisoner.~~

132
133 ~~(c) The Sheriff is authorized to obtain payment of the electronic monitoring~~
134 ~~fee by deducting the fee from the prisoner's institutional account. If the~~
135 ~~prisoner's institutional account lacks sufficient funds to pay the electronic~~
136 ~~monitoring fee, the Sheriff may employ any means authorized by law to~~
137 ~~collect the fee.~~

138
139 ~~(3p) Process Service Fee. The Sheriff is authorized to charge a process service fee of~~
140 ~~\$40 for each person served, plus \$30 for each attempted service. In the event that~~
141 ~~a process server is able to serve more than one person at the same address on the~~
142 ~~same date and at the same time, the fee for the second and each additional service~~
143 ~~will be \$40.~~

144
145 ~~(3q) Writs and Standby Time. The Sheriff is authorized to charge a fee of \$75 for a~~
146 ~~writ of assistance, writ of replevin, or writ of restitution. The fee covers all~~
147 ~~parties served at a single address and includes 1 hour of deputy standby time.~~
148 ~~Additional standby time may be charged at a rate of \$40 per hour.~~

149
150 ~~(3s) Sheriff's Sale Fee. The Sheriff is authorized to charge a fee of \$150.00 for the~~
151 ~~Sheriff's sale of real estate. In the event that a Sheriff's sale of real estate is~~
152 ~~cancelled, the Sheriff is authorized to retain one half of the Sheriff's sale fee.~~

153
154 ~~(3u) Mileage. The Sheriff is authorized to charge the standard mileage rate for~~
155 ~~business use of a car or truck as set and periodically adjusted by the United States~~
156 ~~Internal Revenue Service for warrant pickups or other reimbursable~~
157 ~~transportation.~~

158
159 ~~(3w) Juvenile Fees. In the case of a juvenile prisoner, reimbursement for the costs of~~
160 ~~custody, sanctions, and court and legal services shall be governed by the~~
161 ~~Wisconsin Statutes, including Wis. Stat. § 938.275.~~

162

163 ~~(3y) Collection Methods. The Sheriff is authorized to seek reimbursement in the~~
164 ~~manner authorized by the Manitowoc County Code or as otherwise provided in~~
165 ~~Wis. Stat. chs. 301 to 303 and the Sheriff is authorized to use a combination of~~
166 ~~methods to seek and secure reimbursement, but may not collect for the same~~
167 ~~expense twice.~~

168
169 Manitowoc County Code s. 4.13(3) is amended to read as follows:

170
171 (3) Sheriff's ~~Department~~Office Fees.

172
173 (a) The county board shall, by resolution, establish the fees that the sheriff's
174 office is authorized to charge.

175
176 (b) The sheriff's office fee schedule shall be attached to this ordinance as an
177 appendix and a copy will be on file at the sheriff's office.

178
179 (c) The public safety committee may review the fee schedule as needed and
180 may recommend changes to the fee schedule to the county board.

181
182 (d) The Sheriff is authorized to obtain payment of any jail expenses,
183 electronic monitoring fee, and booking fee by deducting the fee from the
184 prisoner's institutional account. If the prisoner's institutional account
185 lacks sufficient funds to pay the jail expenses, electronic monitoring fee,
186 and booking fee, the sheriff may employ any means authorized by law to
187 collect the fee.

188
189 (e) In addition to any fee listed in the fee schedule adopted pursuant to this
190 s. 4.13(3), the Sheriff is authorized to seek and secure reimbursement of
191 the following expenses incurred by prisoners who are incarcerated in the
192 county jail for state criminal law violations or Manitowoc County Code
193 violations:

194
195 1. dental, hospital, medical, prescription, or vision expenses incurred
196 by the county on behalf of the prisoner;

197
198 2. expenses incurred by the county to collect payments under this
199 ordinance;

200
201 3. any other expenses incurred by the county on behalf of a specific
202 prisoner, such as for personal care, transportation, or special
203 materials or supplies.

204
205 (f) For each inmate of the Manitowoc County Jail who is granted privileges
206 under Wis. Stat. § 303.08, by order of the court, the wages, salary, and

207 unemployment insurance and employment training benefits received by
208 such inmates shall be disbursed by the Sheriff for the purposes and in the
209 order stated in Wis. Stat. § 303.08(5) and shall be used to pay for the
210 board of the inmate. If the inmate is gainfully self-employed, the inmate
211 shall pay the Sheriff for such board, in default of which the inmate's
212 privilege under the Huber law is automatically forfeited.

213
214 (g) The sheriff's office may contract with federal, state, county, or other local
215 law enforcement or correctional agencies to house prisoners for those
216 agencies. When a prisoner is held at the County Jail for another agency,
217 the agency shall pay the rate provided for by contract between the sheriff's
218 office and that agency for the per capita maintenance of each prisoner.

219
220 (h) In addition to any fee listed in the fee schedule adopted pursuant to this
221 s. 4.13(3), the Sheriff is authorized to charge the standard mileage rate for
222 business use of a car or truck as set and periodically adjusted by the
223 United States Internal Revenue Service for warrant pickups or other
224 reimbursable transportation.

225
226 (i) In the case of a juvenile prisoner, reimbursement for the costs of custody,
227 sanctions, and court and legal services shall be governed by the Wisconsin
228 Statutes, including Wis. Stat. § 938.275.

229
230 (j) The Sheriff is authorized to seek reimbursement in the manner authorized
231 by the Manitowoc County Code or as otherwise provided in Wis. Stat. chs.
232 301 to 303 and the Sheriff is authorized to use a combination of methods
233 to seek and secure reimbursement, but may not collect for the same
234 expense twice.

235
236 (k) In addition to any other authority authorizing the implementation of the
237 fees in this s. 4.13(3), such fees are adopted pursuant to Wis.
238 Stat. §§ 302.38 and 302.372.

239
240 and

241
242 BE IT FURTHER ORDAINED that county board of supervisors of the county of
243 Manitowoc adopts the proposed Sheriff's Office Fee Schedule, and directs that a copy of the fee
244 schedule be included as an appendix to Manitowoc County Code Chapter 4, Finances; and

245
246 BE IT FURTHER ORDAINED that if applicable, the table of contents shall be updated
247 to reflect this amendment; and

248
249 BE IT FURTHER ORDAINED that this ordinance shall be effective upon publication.

Dated this 19th day of March 2024.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: Indeterminable.

APPROVED: Bob Ziegelbauer, County Executive.

Supervisor Falkowski moved, seconded by Supervisor Vogt to enact Ordinance 2023/2024-77 Amending Manitowoc County Code CH. 6.275 (Prostitution). Upon vote, the motion carried unanimously.

No. 2023/2024 - 77

ORDINANCE AMENDING MANITOWOC COUNTY CODE CH. 6.275
(Prostitution)

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County recognizes the inherent dignity and rights of all
2 individuals within its jurisdiction, and is committed to ensuring the safety, well-being, and
3 equality of its residents; and
4

5 WHEREAS, Manitowoc County acknowledges that prostitution poses significant public
6 health and safety risks, including the spread of sexually transmitted diseases, exploitation, human
7 trafficking, and community disruption; and
8

9 WHEREAS, Manitowoc County acknowledges that the presence of prostitution negatively
10 impacts neighborhoods, local businesses, property values, and the overall quality of life for
11 residents; and
12

13 WHEREAS, Manitowoc County recognizes its responsibility to protect vulnerable
14 populations, including those who may be coerced, trafficked, or otherwise exploited in the sex
15 trade; and
16

17 WHEREAS, Manitowoc County acknowledges the importance of addressing the demand
18 for commercial sex as a means to effectively combat prostitution and related criminal activities;
19 and
20

21 WHEREAS, Manitowoc County acknowledges the need for comprehensive measures to
22 deter, prevent, and address prostitution, including enforcement, education, outreach, and support
23 services; and
24

25 WHEREAS, implementing an ordinance expressly prohibiting prostitution will assist in
26 preventing prostitution along with the public health and safety risks that go with it; and
27

28 WHEREAS, after careful consideration and review, the Public Safety Committee
29 recommends that the county adopt as part of its Code the state law prohibiting prostitution;
30

31 NOW, THEREFORE, the county board of supervisors of the county of Manitowoc does
32 ordain as follows:
33

34 Manitowoc County Code s. 6.275 is created to read as follows:
35

36 **6.275 Prostitution.**

37 (1) Under authority of Wis. Stat. § 59.54(22), the provisions of Wis. Stat. §§ 944.30,
38 944.31, and 944.33(1) are adopted and incorporated into this code by reference.

39 (2) Penalty.

40 (a) A person shall upon the first conviction for a violation of this section
41 forfeit \$1,000, together with any applicable assessment, cost, surcharge,
42 and the cost of prosecution.

43 (b) A person shall forfeit \$2,000, together with any applicable assessment,
44 cost, surcharge, and the cost of prosecution, upon conviction for a second
45 and any subsequent offense that occurs within one (1) year of the most
46 recent conviction of this section.
47

48 and
49

50 BE IT FURTHER ORDAINED that if applicable, the table of contents shall be updated
51 to reflect this amendment; and
52

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

Dated this 19th day of March 2024.

Respectfully submitted by the Public Safety Committee.

FISCAL IMPACT: None.

APPROVED: Bob Ziegelbauer, County Executive.

Public Works Committee: Supervisor Sitkiewitz gave a brief report.

Transportation Coordinating Committee: Supervisor Hacker gave a brief report.

ADJOURNMENT

Supervisor Gerroll moved to adjourn, seconded by Supervisor Heller, and the motion was adopted by acclamation. The meeting adjourned at 6:58 p.m.

Respectfully submitted,
Jessica Backus, Manitowoc County Clerk

COUNTY BOARD PROCEEDINGS INDEX

APPOINTMENTS

April 18, 2023 Session:

- Local Emergency Planning Committee: Korina Aghmar.

May 16, 2023 Session:

- Local Emergency Planning Committee: Kristy Schmidt, Robert Wenger, alternate Audrey Reese and Kevin Klosinski.

June 20, 2023 Session:

- Board of Adjustment: Dave Christel and Robert Salm.
- Northeast Wisconsin Regional Economic Partnership: Adam Tegen, and alternates Elizabeth Runge and Jamie Zastrow.
- Planning and Park Commission: Mary Muench.
- Transportation Coordinating Committee: Ronald Shannon and Heather Ihlenfeldt.

August 15, 2023 Session:

- ADRC of the Lakeshore Board: Cindy Neelis.
- Local Emergency Planning Committee: Todd Bergmann, Joseph Jeanty, Amy John and alternate Debbie Holschbach.

October 10, 2023 Session:

- Emergency Services Director: Rhonda Green.

November 7, 2023 Session:

- Expo-Ice Center Board: Richard Kohlbeck, Matthew Pawlowski, Savanna Schuette, Paige Soukup, Kristin Winkel and Justin Zipperer.
- Human Services Board: Eleanor Agnew.
- Veterans Service Commission: Mike Demske.

December 19, 2023 Session:

- County Board Supervisor District 1: James “Mickey” Lillibridge.
- ADRC of the Lakeshore Board: Cindy Neelis.
- Joint Dispatch Board: Paul Granger.
- Land Information Council: Rhonda Green.
- Local Emergency Planning Committee: Jessica Backus, Korina Aghmar, and alternate Jessica Wanserski, Patrick Dvorachek and Robert Hennings, Jr.
- Manitowoc-Calumet Library System Board of Trustees: Supervisor Donald Zimmer, Amy Eisenschink, Jeremy Sehloff, Sara Meier and Kali Hentges.

January 16, 2024 Session:

- Ethics Board: Tom Musial.
- Joint Dispatch Board: Kristi Reynolds.

February 20, 2024 Session:

- Joint Dispatch Board: Mark Knier.

PETITIONS

April 18, 2023 Session:

1. Signature Enterprises, LLC (Town of Liberty)
2. Manitowoc County - Ordinance Text Amendment, County Code Chapter 8

June 20, 2023 Session:

1. Kyle and Bailey Reeve - Town of Gibson
2. Eugene J. Andres Revocable Living Trust - Town of Kossuth
3. Peter J. Lindemann and Jean M. Lindemann Revocable Trust - Town of Liberty

July 18, 2023 Session:

1. Justin Morris - Town of Mishicot
2. Lawrence A. Krepline Revocable Living Trust - Town of Rockland

August 15, 2023 Session:

1. Derek and Regina Burkholder - Town of Cato
2. Michael Miller - Town of Kossuth
3. Curt Rabe - Town of Schleswig
4. Lloyd and Darlean Rumpff - Town of Schleswig

October 30, 2023 Session:

1. Manitowoc County - Ordinance Text Amendment, County Code Chapter 4

December 19, 2023 Session:

Bridge Petitions -

1. Town of Cooperstown - Pleasant Road Bridge (B-36-0216)
2. Town of Eaton - Quarry Road Bridge (B-36-0163)
3. Town of Eaton - Halbach Bridge
4. Town of Franklin - Hill Bridge
5. Town of Gibson - Twin Bridge Road Bridge
6. Town of Gibson - Rockledge Road Bridge (P-36-0087)
7. Town of Gibson - Zander Road Bridge (B-36-0161)
8. Town of Gibson - Misc. Bridge Joint Sealing (3)
9. Town of Gibson - Old Y Road Bridge (B-36-0225)
10. Town of Gibson - Melnik Road Bridge (B-36-0162)
11. Town of Kossuth - Lepich Bridge
12. Town of Liberty - Schwoerer Bridge
13. Town of Liberty - Ording Bridge
14. Town of Manitowoc Rapids - N. Union Road Bridge (B-36-0240)
15. Town of Meeme - West Washington Road Bridge (B-36-0219)
16. Town of Meeme - Misc. Bridge Approach HMA Wedging (5)
17. Town of Mishicot - Zander Road Bridge (B-36-0127)
18. Town of Mishicot - Misc. Bridge Approach HMA Wedging (3)
19. Town of Newton - Dehne Bridge
20. Town of Rockland - Brandl Bridge
21. Town of Rockland - Hanson Bridge
22. Town of Rockland - Krepline Bridge
23. Town of Rockland - Misc. Bridge Signage Replacement (2)
24. Town of Rockland - Rosner Bridge
25. Town of Two Rivers - Maplewood Road Bridge (P-36-0135)
26. Town of Two Rivers - E. Hillcrest Road Bridge (B-36-0250)

PETITIONS continued...

January 16, 2024 Session:

1. Carol Waniger - Town of Cato
2. Jaeger Repair Inc - Town of Cooperstown
3. Joseph Pribyl - Town of Gibson
4. Samuel and Christina Schrock - Town of Maple Grove
5. Peter Propson, Jr. - Town of Schleswig

February 20, 2024 Session:

1. David and Cheryl Schneider - Town of Schleswig
2. Arlyn and Lori Kaye Eickert - Town of Rockland
3. Dennis and Mary Frenz - Town of Gibson

March 19, 2024 Session:

1. Grassl Family Trust - Town of Schleswig
2. Trinity EV Lutheran Church - Town of Liberty
3. Janice Wehausen Irrevoc Trust - Town of Liberty
4. Steven and Virginia Schwoerer - Town of Eaton
5. Gerald Duchow - Town of Eaton

* Denotes an Ordinance.

➤ Denotes Failed.

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