

February 15, 2006

## TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The EXECUTIVE COMMITTEE met in regular session on February 6, 2006 and recommends the following motions:

1. Review minutes:
  - a) Legislative Sub Committee (1/23/06).  
Receive & place on file.
2. County Executive Report. (No Report.)
3. Internal Auditor Report. Receive & place on file.
4. Legislative Subcommittee Report. (No report.)
5. Communication from Supervisor Zima re: County Board consider making it a standard rule by resolution or ordinance that any Administration initiatives to make changes in the Table of Organization be submitted to the appropriate standing committee for approval prior to the annual budget presentation. (Held from previous meeting.) That the County Board make it a standard rule by resolution that any Administration initiatives to make changes in the Table of Organization be submitted to the appropriate standing committee for approval no later than the September standing committee meetings prior to the annual budget presentation.
6. Communication from Supervisor Mary Scray re: In an attempt to decrease our costs for printing, mailing and/or delivery, would like to explore the option of e-mailing Weekly Board packets to Board officials, department heads and interested parties. (Referred from January County Board.)  
Receive & place on file.
7. Planning, Development & Transportation Committee report #4: Highway – Brown County funding on the construction of the new Claude-Allouez Bridge, City of De Pere. (Referred to Executive Committee from January County Board.) Refer to May meeting of Planning, Development & Transportation Committee. Ayes: 6 (Dantinne, Vander Leest, Haefs, Moynihan, Jr., Lund, Kaye); Nays: 1 (Evans). Motion Carried.

8. Communication from Supervisor Steve Fewell re: Recommended Addition to Code of Ethics for Elected Officials. (Requested by Supervisor Steve Fewell.) Make the addition to the Brown County Code of Ethics that elected Brown County officials seeking employment with Brown County would have to step down from their elected position for one year prior to employment or an appointment to a paid position. This would include union positions, administrative positions and contracted services positions. Ayes: 6 (Vander Leest, Evans, Haefs, Moynihan, Jr., Lund, Kaye); Nays: 1 (Dantinne). Motion Carried.
9. Communication from Supervisor Bill Clancy re: Wants to have Administration to respond regarding the HIPPA inquiry. (Held from previous meeting for staff to get response, at which time it will be put back on the agenda.) Hold for one month.
10. Communication from Supervisor Pat Collins re: Funding Sources for Resolutions passed by the Brown County Board. Receive & place on file.
11. Communication from Supervisor Steve Fewell re: Legal Opinion Regarding Funding Sources. Refer to Corporation Counsel for a legal opinion regarding funding sources for motions made by the County Board.
12. Communication from Supervisor Steve Fewell re: Recommended Change in County Code Regarding Appointments. Refer this to Corporation Counsel to look at including the fiscal impact of paid appointments for all future paid appointments by the County Executive.
13. Communication from Supervisor Steve Fewell re: The Authority of County Executive Appointed Commissions. That Corporation Counsel will advise the County Board as to the authority of ad hoc commissions appointed by the County Executive. Ayes: 6 (Vander Leest, Dantinne, Haefs, Moynihan, Jr., Lund, Kaye); Nays: 1 (Evans). Motion Carried.
14. Resolution re: In Opposition of 2005 Assembly Bill 756 and any other Legislation that would shift Sheriff's Department Patrol and investigative costs to small municipalities. (Referred from Legislative Sub Committee.) Committee approved. See Resolutions, Ordinances February County Board.
15. Resolution re; Opposing Public Library District Legislation. (Referred from Legislative Sub Committee.) Committee approved. See Resolutions, Ordinances February County Board.

16. Resolution re: Opposing 2005 AB 129 and 2005 SB 117 Relating to the collection of delinquent property taxes. (Referred from Legislative Sub Committee.) Committee approved. See Resolutions, Ordinances February County Board.
17. Communication from Supervisor Tom Hinz re: Request an update from the County Executive re: Negotiations with the Oneida Tribe. (Referred from January County Board.) (See #18.)
18. **Closed Session:** For the purpose of deliberating whenever competitive or bargaining reasons require a closed session pursuant to Wisconsin State Statute 19.85 (1) (e). In the alternative, the Executive Committee is meeting for the purpose of collective bargaining and is not subject to the Wisconsin open meetings law pursuant to 19.82 (1) of the Wisconsin State Statutes, and also for the purpose of conferring with legal counsel for Brown County as to legal advice concerning strategy as to litigation pending pursuant to sec. 19.85(1)(g) of the Wisconsin State Statutes.
  - a) Enter into closed session.
  - b) Return to regular order of business.
  - c) No action taken.

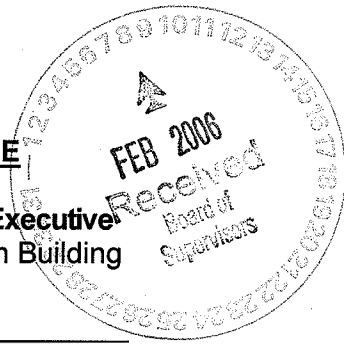
Approved by:

\_\_\_\_\_  
COUNTY EXECUTIVE

\_\_\_\_\_  
Date

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**PROCEEDINGS OF THE BROWN COUNTY EXECUTIVE COMMITTEE**



Pursuant to Section 19.94 Wis. Stats., a regular meeting of the **Brown County Executive Committee** was held on Monday, February 6, 2006 in Room 200 of the Northern Building – 305 East Walnut Street, Green Bay, WI

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**Present:** Dan Haefs, Harold Kaye, Tom Lund, Pat Moynihan Jr., John VanderLeest, Pat Evans, Norb Dantine.

**Excused:**

**Also Present:** Supervisors Tom Hinz, Steve Fewell, Mary Scray, Mike Fleck and Guy Zima. Don Vander Kelen, Sara Perrizo, Nancy Anderson, News Media and Other Interested Parties.

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1. **Call Meeting to Order:**

The meeting was called to order by Chairman Dan Haefs at 5:30 p.m.

2. **Approve/Modify Agenda:**

Chair Haefs stated that the committee will discuss item #21 after #4. Then, they will discuss item #9 and go on to the communications from Supervisor Steve Fewell (#11, #14, #15 and #16)

**Motion made by Supervisor Kaye and seconded by Supervisor Moynihan, Jr. to approve the agenda as modified. Vote taken. MOTION APPROVED UNANIMOUSLY.**

3. **Approve/Modify minutes of January 9, 2006.**

**Motion made by Supervisor Evans and seconded by Supervisor Dantine to approve. Vote taken. MOTION APPROVED UNANIMOUSLY.**

4. **Review Minutes of:**

a) **Legislative Subcommittee (1/23/06).**

**Motion made by Supervisor Evans and seconded by Supervisor Kaye to receive and place on file. Vote taken. MOTION APPROVED UNANIMOUSLY.**

*At this point, the committee went to item #21.*

**Reports**

5. **County Executive.**

No report was given.

6. **Internal Auditor Report.**

Internal Auditor Sara Perrizo reported that at last month's meeting she expressed her concern regarding some policies that she submitted to the County Executive that had not been signed and two of them were signed today. She said the third one is still being worked on. Additionally, she said that the most recent budget

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information is for December 2005 and she prepared carryovers that were signed by Chairman Moynihan, Jr. Ms Perrizo said we did not go over in any accounts.

**Motion made by Supervisor Evans and seconded by Supervisor Kaye to receive and place on file. Vote taken. MOTION APPROVED UNANIMOUSLY.**

7. **Legislative Subcommittee Report.**  
No report was given.

**Communications**

8. **Communication from Supervisor Zima re: County Board consider making it a standard rule by resolution or ordinance that any Administration initiatives to make changes in the Table of Organization be submitted to the appropriate standing committee for approval prior to the annual budget presentation. (Held from previous meeting).**

Supervisor Guy Zima came forward for discussion and expressed that the Supervisors do not want to receive changes in Table of Organization as part of a budget document. He said the main function of the County Board is to establish a Table of Organization and a budget, and any initiatives that the Administration wants to recommend should be welcome and decisions made through the committee process. A lengthy discussion ensued on concerns with the last budget process and the timeline involved with that.

**Motion made by Supervisor Lund and seconded by Supervisor Kaye that the County Board make it a standard rule by resolution that any Administration initiatives to make changes in the Table of Organization be submitted to the appropriate standing committee for approval no later than the September standing committee meetings prior to the annual budget presentation. Vote taken. MOTION APPROVED UNANIMOUSLY.**

9. **Communication from Supervisor Mary Scray re: In an attempt to decrease our costs for printing, mailing and/or delivery, would like to explore the option of e-mailing Weekly Board packets to Board officials, Department Heads and interested parties. (Referred from January County Board).**

Supervisor Mary Scray was present to discuss the communication. A handout was distributed (see attached) and Supervisor Scray said she talked to County Board staff and was informed that an estimated cost to send the weekly packets to each County Board Supervisor is \$25 per month, or \$300 per year. She said there would be no cost for emailing the information and she talked to the majority of the Board to see if there is interest in receiving the information via email. This would be optional and the information can be sent by both methods. Supervisor Scray is requesting that a memo be sent out with the weekly packets to inform all of the Supervisors of the email option and commented that the five media sources should be notified by email.

*Supervisor Vander Leest arrived at 5:46 p.m.*

County Board Chair Moynihan, Jr. stated that this has already been implemented with department heads and we have had substantial savings since August, 2005. A brief discussion ensued. Chair Haefs said that some of this work was already in progress and now County Board Chair Moynihan, Jr. and County Board staff

will contact Board Supervisors to see who is interested in receiving the weekly packets via email.

**Motion made by Supervisor Lund and seconded by Supervisor Kaye to receive and place on file. Vote taken. MOTION APPROVED UNANIMOUSLY.**

*The committee addressed item #11 at this point.*

10. **Planning, Development & Transportation Committee report #4: Highway – Brown County funding on the construction of the new Claude-Allouez Bridge, City of DePere. (Referred to Executive Committee from January County Board).** Supervisor Vander Leest stated that we have no authority regarding this. Chair Haefs commented that there is a great deal of study to be done on this yet.

**Motion made by Supervisor Lund and seconded by Supervisor Dantine to refer this to the May meeting of Planning, Development and Transportation Committee. Vote taken. AYES; 6: Dantine, Vander Leest, Haefs, Moynihan, Jr., Lund, Kaye. NAYS; 1: Evans. MOTION APPROVED.**

11. **Communication from Supervisor Steve Fewell re: Recommended Addition to Code of Ethics for Elected Officials. (Requested by Supervisor Steve Fewell).** Supervisor Steve Fewell commented that other legislative bodies are looking at a separation period of time between the time of serving in office and taking employment or becoming a contract provider of the governing body. He read from a portion of the state code that references this, but said it needs to more explicit. In the course of discussion, the following suggestions were made:
- The language should cover all forms of employment, including union, administration and contractual services.
  - An exception could be made, which would require a super majority vote of the County Board.
  - An exception could be made if the official was defeated in their most recent election.
  - If the official is the most qualified person, they should not be discriminated against for a job.

**Motion made by Supervisor Vander Leest and seconded by Supervisor Lund to make the addition to the Brown County Code of Ethics that elected Brown County officials seeking employment with Brown County would have to step down from their elected position for one year prior to employment or an appointment to a paid position. This would include union positions, administrative positions and contracted services positions. Vote taken. AYES; 6: VANDER LEESE, EVANS, HAEFS, MOYNIHAN, JR., LUND, KAYE. NAYES; 1: DANTINNE. MOTION APPROVED.**

*At this point, the committee went on to items #14, #15 and #16.*

12. **Communication from Supervisor Bill Clancy re: Wants to have Administration to respond regarding the HIPPA inquiry. (Held from previous meeting for staff to get response, at which time it will be put back on the agenda).** Supervisor Clancy was not present to discuss the communication.

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**Motion made by Supervisor Vander Leest and seconded by Supervisor Dantine to hold for one month. Vote taken. MOTION APPROVED UNANIMOUSLY.**

13. **Communication from Supervisor Pat Collins re: Funding Sources for Resolutions passed by the Brown County Board.**

Supervisor Collins was not present to discuss the communication.

**Motion made by Supervisor Vander Leest and seconded by Supervisor Kaye to receive and place on file. Vote taken. MOTION APPROVED UNANIMOUSLY.**

14. **Communication from Supervisor Steve Fewell re: Legal Opinion Regarding Funding Sources.**

In addressing this communication, Supervisor Fewell commented that his question is that when we set policy, is it Administration's responsibility to carry that out? Additionally, if the motions made at the County Board were not legal, he would like to ask Corporation Counsel why we weren't advised that they were not legal motions when we made them. A brief discussion ensued.

**Motion made by Supervisor Lund and seconded by Supervisor Moynihan, Jr. to refer to Corporation Counsel for a legal opinion regarding funding sources for motions made by the County Board. Vote taken. MOTION APPROVED UNANIMOUSLY.**

15. **Communication from Supervisor Steve Fewell re: Recommended Change in County Code Regarding Appointments.**

Supervisor Fewell said that his recommendation is to change the County Code in the way that appointments are done. He added that we ask for the fiscal impact on resolutions that are passed and we should see the fiscal impact when voting on appointments. Supervisor Vander Leest expressed that he is more concerned about the fiscal impact of the paid appointments rather than the volunteer appointments. Supervisor Fewell expressed agreement with that.

**Motion made by Supervisor Vander Leest and seconded by Supervisor Moynihan, Jr. to refer this to Corporation Counsel to look at including the fiscal impact of paid appointments for all future paid appointments by the County Executive. Vote taken. MOTION APPROVED UNANIMOUSLY.**

16. **Communication from Supervisor Steve Fewell re: The authority of County Executive Appointed Commissions.**

Supervisor Fewell stated that he thinks there is some confusion regarding commissions and he would encourage the Executive Committee and the full County Board to make a statement that commissions appointed by the County Executive are merely advisory to the Executive. He pointed out that some commissions are by statute and read the portion of the state statute that says all appointments to boards and commissions by the County Executive are subject to confirmation by the County Board. He alluded to a couple of situations where the County Board had no say in confirmation of appointments and said we need to make it clear that those commissions do not have authority to set policy or do

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anything with funding. Supervisor Lund expressed that it is already understood that commissions have no authority to make anything other than recommendations.

**Motion made by Supervisor Lund and seconded by Supervisor Kaye to receive and place on file.**

In regard to the commission for Radio Interoperability, Supervisor Kaye said that they can come to the oversight committee to share information, but they cannot make decisions or delay things.

Supervisor Guy Zima commented that we need a resolution that clearly states that any commission appointed by the County Executive has to report to the standing committee. He also stated that if the County Executive has concerns about an issue, they should come and address the committee as they are doing the work. Supervisor Zima suggested that Corporation Counsel's office explain to the entire County Board the rights and authority of a commission. Supervisor Evans added that we appreciate commissions, but it is the Board of Supervisors that has authority.

***Motion withdrawn.***

**Motion made by Supervisor Lund and seconded by Supervisor Moynihan, Jr. that Corporation Counsel will advise the County Board as to the authority of ad hoc commissions appointed by the County Executive. Vote taken. AYES; 6: Vander Leest, Dantine, Haefs, Moynihan, Jr., Lund, Kaye. NAYS; 1: Evans. MOTION APPROVED.**

*The committee went back to item #5 at this point.*

#### **Resolutions, Ordinances**

17. **Resolution re: In Opposition of 2005 Assembly Bill 756 and any other Legislation that would shift Sheriff's Department Patrol and investigative costs to small municipalities. (Referred from Legislative Subcommittee).**

Supervisor Tom Hinz explained that this would have a negative impact. Supervisor Lund added that he would like to see more metro policing and this would prohibit that.

**Motion made by Supervisor Lund and seconded by Supervisor Moynihan, Jr. to approve. Vote taken. MOTION APPROVED UNANIMOUSLY.**

It was pointed out that the dollar sign should be struck from the paragraph containing the second *whereas*.

18. **Resolution re: Opposing Public Library District Legislation. (Referred from Legislative Subcommittee).**

**Motion made by Supervisor Vander Leest and seconded by Supervisor Evans to approve. Vote taken. MOTION APPROVED UNANIMOUSLY.**

19. **Resolution re: Opposing 2005 AB 129 and 2005 SB 117 Relating to the collection of delinquent property taxes. (Referred from Legislative Subcommittee)**

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**Motion made by Supervisor Moynihan, Jr. and seconded by Supervisor Kaye to approve. Vote taken. MOTION APPROVED UNANIMOUSLY.**

**Communication**

20. **Communication from Supervisor Tom Hinz re: Request an update from the County Executive re: Negotiations with the Oneida Tribe. (Referred from January County Board)**

**Motion made by Supervisor Lund and seconded by Supervisor Kaye to enter into closed session. Roll Call Vote Taken. AYES; 7: Kaye, Lund, Moynihan, Jr., Vander Leest, Dantine, Evans, Haefs. MOTION APPROVED UNANIMOUSLY.**

*Recording Secretary excused at 7:07 p.m.*

**Motion made by Supervisor Dantine and seconded by Supervisor Evans to return to the regular order of business. Roll Call Vote Taken. AYES; 7: Kaye, Lund, Moynihan, Jr., Vander Leest, Dantine, Evans, Haefs. MOTION APPROVED UNANIMOUSLY.**

*The committee proceeded to item #22.*

21. **Closed Session: For the purpose of deliberating whenever competitive or bargaining reasons require a closed session pursuant to Wisconsin State Statute 19.85 (1)(e). In the alternative, the Executive Committee is meeting for the purpose of collective bargaining and is not subject to the Wisconsin open meetings law pursuant to 19.82 (1) of the Wisconsin Statutes, and also for the purpose of conferring with legal counsel for Brown County as to legal advice concerning strategy as to litigation pending pursuant to Sec 19.85 (1) (g) of the Wisconsin State Statutes.**

**Motion made by Supervisor Evans and seconded by Supervisor Kaye to enter into closed session. Roll Call Vote Taken. AYES; 6: Kaye, Lund, Moynihan, Jr., Dantine, Evans, Haefs. ABSENT; 1: Vander Leest. MOTION APPROVED UNANIMOUSLY.**

*Recording Secretary excused at 5:35 p.m.*

**Motion made by Supervisor Evans and seconded by Supervisor Kaye to return to the regular order of business. Vote taken. MOTION APPROVED UNANIMOUSLY.**

*Recording Secretary returned to the meeting at 5:44 p.m.*

*At this point, the committee addressed item #9.*

22. **Such other matters as authorized by law.**

**Motion made by Supervisor Dantine and seconded by Supervisor Moynihan, Jr. to adjourn at 7:27 p.m. MOTION APPROVED UNANIMOUSLY.**

Brown County Executive Committee  
February 6, 2006

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Respectfully submitted,

Jeanne Buzzell  
Recording Secretary

**Brown County, Wisconsin County Board Office  
Analysis of Printing Charges in 2004 and 2005  
Prepared by the Brown County Internal Auditor  
February 6, 2006**

In August of 2005, the County Board office implemented the scanning and e-mailing of weekly packets to all County departments.

- The number of printed packets produced weekly was reduced from 101 to 55.
- The average number of pages printed per month from August through December of 2004 was 40,279. The average number of pages printed for the same period in 2005 was 30,968.
- The average printing cost per month from August through December of 2004 was **\$1,409.77** per month. The average printing cost for the same period in 2005 was **\$1,083.87** per month. This was a savings of **\$325.90** per month, or **\$1,629.51** over 5 months.
- A conservative **estimate** of the monthly cost to send the weekly packets to each County Board Supervisor is **\$25.00** per month, or **\$300.00** per year. This number includes **estimates** for printing, postage and envelope costs.