

**PROCEEDINGS OF THE BROWN COUNTY EXECUTIVE COMMITTEE**

Pursuant to Section 18.94 Wis. Stats., a regular meeting of the **Brown County Executive Committee** was held on Monday, August 17, 2009 in Room 200 of the Northern Building – 305 East Walnut Street, Green Bay, Wisconsin

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**Present:** Mary Scray, Guy Zima, Bernie Erickson, Pat Evans, Tom Lund, Andy Nicholson, John Vander Leest.

**Excused:**

**Also Present:** Kerry Blaney, Bob Heimann, Tom Hinz, Fred Mohr, Sara Perrizo, Mary Reinhard, Lynn VandenLangenberg.  
Supervisors Andrews, Krueger, LaViolette, Warpinski, and Wetzel.  
Media, Other Interested Parties.

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(Although shown in proper format here, items were taken out of order.)

I. **Call meeting to order:**  
The meeting was called to order by Chair Scray at 5:37 p.m.

II. **Approve/modify agenda:**

**A MOTION WAS MADE BY SUPERVISOR EVANS AND SECONDED BY SUPERVISOR ZIMA TO APPROVE. Vote taken. MOTION CARRIED UNANIMOUSLY.**

III. **Approve/modify minutes of July 6, 2009:**

**A MOTION WAS MADE BY SUPERVISOR LUND AND SECONDED BY SUPERVISOR ZIMA TO APPROVE. Vote taken. MOTION CARRIED UNANIMOUSLY.**

**Comments from the Public: None.**

**A MOTION WAS MADE BY SUPERVISOR EVANS AND SECONDED BY SUPERVISOR ZIMA TO SUSPEND THE RULES AND MOVE ITEM NO. 9.a . BEFORE ITEM NO. 1. Vote taken. MOTION CARRIED UNANIMOUSLY.**

(Moved to Item No. 9.a.)

**Communications**

1. **Communication from Supervisor Vander Leest re: Request for each Standing Committee to forward a list of priorities to the County Executive for preparation of the 2010 budget. (Held from July meeting.) :**  
Supervisor VanderLeest stated that this was presented so the Committees could give input before the budget is finalized.

Chair Scray recognized the County Board office staff for finding ways to reduce costs in that office, and indicated that Vice Chair Zima passed along those ideas to Brown County departments for consideration. She continued by saying if that office of 3 people could find the "wobble room" and initiate steps toward reducing costs, a larger department should be able to identify some reductions as well.

Supervisor Warpinski referenced the "healthiness of the asset maintenance fund." He suggested that money be put into this fund to help with maintaining Brown County facilities and suggested this as a priority for the Executive Committee. Chair Scray stated that this could be addressed during budget preparations.

Supervisor Zima indicated that these are all areas that are already being addressed throughout the year and that this is an ongoing process.

**A MOTION WAS MADE BY SUPERVISOR ZIMA AND SECONDED BY SUPERVISOR LUND TO RECEIVE AND PLACE ON FILE. Vote taken. MOTION CARRIED UNANIMOUSLY.**

2. **Communication from Supervisor LaViolette re: Proposes that the County Board Chair, Vice-Chair and members of the Executive Committee develop both a timeline and strategies for dealing with the 2010 budget focused on effective, efficient and transparent principles that would be inclusive and respectful of all participants. (Referred from July County Board.):**  
Chair Scray read the remainder of the Communication: "As part of the timeline, I would propose that if the Board is unable to reach a final decision on the budget by 10 p.m. on November 9 we adjourn and reconvene the next morning, Tuesday, November 10 at 9 a.m. to continue our discussions. Few responsible decisions can be made when talks extend beyond 12 hours and certainly participation from the interested public is compromised."

Chair Scray said she had spoken with Supervisor LaViolette and that Supervisor LaViolette was agreeable to Chair Scray and Vice Chair Zima addressing this and bringing it to the Executive Committee next month.

Supervisor LaViolette stated that she feels quite strongly about setting a limit for deliberations in a 24-hour period.

Supervisor Erickson said that although he agreed with this, he was concerned about returning the next morning; because there are supervisors who have other employment responsibilities during the day. He suggested returning in the evening instead.

Supervisor Zima said he is appreciative of the fact that if the public wants to participate, it is difficult at 1:00 in the morning. He also stated that public, as well as staff participation is made difficult, because there is no way to predict the length of time the items would last. He said he has been considering the feasibility of scheduling different times for public participation.

Supervisor Wetzel expressed concern about staff working over 12 hours. He also requested that if an additional meeting is needed, it be scheduled in the evening.

Supervisor VanderLeest said the first budget meeting he attended was about 20 hours, and he would be in favor of limiting the length of the meetings.

**A MOTION WAS MADE BY SUPERVISOR NICHOLSON AND SECONDED BY SUPERVISOR ZIMA TO HOLD FOR 1 MONTH. Vote taken. MOTION CARRIED UNANIMOUSLY.**

3. **Communication from Supervisor Warpinski re: To amend Chapter 2.04(1)(d) of the Brown County Code to strike and replace the word "secret" with the word "open." (Referred from July County Board.):**

Supervisor Warpinski expressed concern because the election of Brown County Board Chair and Vice Chair is by secret ballot. He said all the votes cast by the Brown County Supervisors "aren't really our votes—they are our constituent's votes."

Supervisor Zima said that in his history this has always been a secret ballot until he had been County Board Chairman for 2 consecutive terms. He said very few places have an open ballot for this election. (See attached survey distributed by Brown County Internal Auditor.) He continued by saying that until 1897 there was open ballot for every election in Wisconsin; however, the secret ballot is a "cornerstone really of our evolved democracy." He emphasized that every other vote that is taken is open.

Supervisor Warpinski said he respected Supervisor Zima's position. Supervisor Warpinski agreed that the cornerstone of democracy is a secret vote, but continued by saying "the cornerstone of our representative democracy is for my constituents to know how I vote..."

Supervisor Zima opined that the secret ballot has worked very well. He said an open ballot would have an impact on the relationships among the members of the County Board of Supervisors; and for that reason alone, the secret ballot voting should continue.

Supervisor Evans stated that while he appreciated the open ballot position, he emphasized that it has future repercussions. He also said that a secret ballot prevents results being based on an individual's public image.

Supervisor Erickson said the vote for Chair and Vice Chair is the first vote of the term and is very difficult in open balloting. He suggested that if a Supervisor wanted to inform his/her constituents, this could be accomplished by publishing that information in the newsletter to the constituents or through public forum. He also said he did not have one constituent ask him how he voted in that election.

Supervisor Lund said this really is more appropriate to the next elected Board, and the decision should be made by the new Board.

**A MOTION WAS MADE BY SUPERVISOR ZIMA AND SECONDED BY SUPERVISOR ERICKSON TO RECEIVE AND PLACE ON FILE. Vote taken. MOTION CARRIED UNANIMOUSLY.**

4. **Communication from Supervisor Evans re: To appropriate additional funding for a security detail to monitor the CTC during a period of when the construction companies leave the facility and until the facility is occupied – a period of 2 to 3 weeks. (Referred from July County Board.):**

Supervisor Evans stated that he attended a recent CTC transition meeting, and that Captain Konrath discussed the fact that after construction is completed, computer equipment, etc. will be moved to the new facility before it is occupied.

County Executive Hinz estimated the cost for contracting this to be \$15 per hour, 24 hours per day, for 2-3 weeks, or approximately \$7500. Discussion occurred concerning utilizing employees from the Sheriff's Department; however, it was

determined that this would not be feasible because of cost and the need for 24-hour-per-day staffing. Executive Hinz suggested not capping the cost and stated that it will be contracted out as inexpensively as possible.

**A MOTION WAS MADE BY SUPERVISOR ZIMA AND SECONDED BY SUPERVISOR EVANS TO APPROVE AND TAKE IT OUT OF FACILITIES AND REFER TO STAFF TO CONTRACT TO HAVE THIS DONE. Vote taken. MOTION CARRIED UNANIMOUSLY.**

**Legal Bills**

**5. Review and Possible Action on Legal Bills to be paid:**

When Supervisor Zima asked how much longer bills from Attorney Kalny would be received, Attorney Mohr stated that he reviewed these bills; and these are all bills from June. He thinks most of the issues are final and only one remains open.

**A MOTION WAS MADE BY SUPERVISOR ERICKSON AND SECONDED BY SUPERVISOR LUND TO PAY LEGAL BILLS. Vote taken. AYES: 6 (ERICKSON, LUND, VANDER LEESE, EVANS, SCRAY, ZIMA); NAYS: 1 (NICHOLSON). MOTION CARRIED.**

Supervisor Zima emphasized that numerous requests have been made to get detailed information on the bills from Attorney Kalny to no avail. He also indicated that Brown County has Corporation Counsel and County Board Counsel and asked again when bills from Attorney Kalny will stop. He directed Executive Hinz "to get a handle on this."

**A MOTION WAS MADE BY SUPERVISOR ZIMA AND SECONDED BY SUPERVISOR NICHOLSON TO RECONSIDER DAVIS-KUELTHAU BILLS. Vote taken. MOTION CARRIED UNANIMOUSLY.**

Supervisor Lund asked why other attorney bills are approved without additional detail. Attorney Mohr indicated that the amount of detail provided by Attorney Kalny is the general amount of detail you would see on a legal bill. Although Attorney Kalny has been asked to provide additional detail, he is only providing the standard amount of detail.

Supervisor Lund asked why Corporation Counsel did not attend the Executive Committee meetings or the Administration Committee meetings. Executive Hinz stated that he is doing a "great job" and attends the meetings if there is an Agenda Item that pertains to his department. Chair Scray added that Corporation Counsel has contacted her at times to determine whether or not he should attend certain meetings. Supervisor Lund, as Chair of Administration Committee, said he had not received any such calls; and Corporation Counsel has only attended one Administration Committee meeting. Chair Scray asked Executive Hinz to relay that to Corporation Counsel.

Chair Scray asked if Attorney Kalny could be directed to talk to either Attorney Mohr or Corporation Counsel concerning Haefs/Land Con issues. Attorney Mohr said this could be done because of the nature of those cases.

Supervisor Zima stated that he is "sick to death of using outside law firms." He said he is aware that Attorney Michael Best is in a specialized field; however, he thought the files from other outside attorneys had been picked up and brought to our staff.

Attorney Mohr said he was under the impression that those files were picked up. Supervisor Zima said this has been continuing for 1½ years and it must stop.

Chair Scray asked Executive Hinz to have communication sent to all department heads stating that the departments are not to contact Attorney Kalny's office; instead department heads should contact Corporation Counsel. Executive Hinz agreed.

Attorney Mohr reminded the Committee that these are June bills, and there will probably be July and August bills forthcoming.

**A MOTION WAS MADE BY SUPERVISOR ZIMA AND SECONDED BY SUPERVISOR NICHOLSON TO HOLD DAVIS-KUELTHAU BILLS FOR 1 MONTH AND PREPARE A FINAL BILLING AND HAVE ALL FILES DELIVERED TO CORPORATION COUNSEL. Vote taken. MOTION CARRIED UNANIMOUSLY.**

### Reports

6. **County Executive Report.**

Executive Hinz asked County Board Vice Chair Scray to prepare a short prayer for Bob Langan of Langan Investigations, who is seriously ill.

(Supervisor VanderLeest left at 6:54 p.m.)

Executive Hinz stated that there was a visit to the Brown County proposed site for the new VA hospital last Wednesday. He said the Planning Committee did a good job with the presentation, and Supervisor Krueger was in attendance.

Executive Hinz informed the Committee that cost-saving efficiencies are reviewed daily. He cited some current projects: LEAN Initiative; Energy Oversight Committee; Facility Master Plans; Management Training; and Accountability for Staff. He said there are changes being made, and it is a continuous journey.

**A MOTION WAS MADE BY SUPERVISOR ZIMA AND SECONDED BY SUPERVISOR ERICKSON TO RECEIVE AND PLACE ON FILE. Vote taken. MOTION CARRIED UNANIMOUSLY.**

a. **Budget Status Financial Report for June 30, 2009:**

**A MOTION WAS MADE BY SUPERVISOR LUND AND SECONDED BY SUPERVISOR ERICKSON TO APPROVE. Vote taken. MOTION CARRIED UNANIMOUSLY.**

(Supervisors Nicholson and Zima left at 6:56 p.m.)

7. **Labor Negotiator Report:**

**A MOTION WAS MADE BY SUPERVISOR LUND AND SECONDED BY SUPERVISOR EVANS TO COMBINE ITEM NO. 7 WITH ITEM NO. 9. Vote taken. MOTION CARRIED UNANIMOUSLY.**

(Moved to Item 8.a.)

8. **Internal Auditor Report.**

a. **Budget Status Financial Report for June 30, 2009:**

Sara Perrizo, Brown County Internal Auditor, informed the Committee that the County Board Office staff is now e-mailing information to the Brown County department heads, so the department heads can print information needed.

**A MOTION WAS MADE BY SUPERVISOR LUND AND SECONDED BY SUPERVISOR ERICKSON TO APPROVE 8a. Vote taken. MOTION CARRIED UNANIMOUSLY.**

(Moved to Item No. 8.c.)

- b. **Closed Session:** Pursuant to sec. 19.85(1)(e) for the purpose of deliberating contractual changes with the lease of public properties at the golf course where competitive or bargaining reasons require a closed session.

**A MOTION WAS MADE BY SUPERVISOR LUND AND SECONDED BY SUPERVISOR EVANS TO ENTER INTO CLOSED SESSION.  
PRESENT: LUND, ERICKSON, EVANS, SCRAY.  
ALSO PRESENT: EXECUTIVE HINZ, SARA PERRIZO, FRED MOHR, LYNN VANDENLANGENBERG, AND SUPERVISOR ANDREWS. MOTION APPROVED UNANIMOUSLY.**

*Recording Secretary excused at 7:08 p.m.*

**A MOTION WAS MADE BY SUPERVISOR LUND AND SECONDED BY SUPERVISOR ERICKSON TO RETURN TO REGULAR SESSION.  
PRESENT: LUND, ERICKSON, EVANS, SCRAY.  
ALSO PRESENT: EXECUTIVE HINZ, SARA PERRIZO, FRED MOHR, LYNN VANDENLANGENBERG, AND SUPERVISOR ANDREWS. MOTION APPROVED UNANIMOUSLY.**

*Recording Secretary returned at 7:20 p.m.*

**A MOTION WAS MADE BY SUPERVISOR LUND AND SECONDED BY SUPERVISOR ERICKSON TO HAVE FULL IMPLEMENTAION OF POINT OF SALE SYSTEM BY OCTOBER 1.**

(Moved to Item No. 9)

c. **Other:**

Ms. Perrizo reported that the new financial system went "live" on August 3, 2009, "much to the credit of Lynn (VandenLangenberg) and her staff." She has been learning the reporting features, and thinks there are some features that will be helpful during the budgeting process. She continued that she will attend training Thursday and Friday of this week and Tuesday of next week.

Ms. Perrizo said Supervisor Warpinski asked her if there could be overhead displays of data and calculations during the budgeting process; therefore, she would like the Committee's permission to pursue this possibility.

**A MOTION WAS MADE BY SUPERVISOR LUND AND SECONDED BY SUPERVISOR ERICKSON TO HAVE THE INTERNAL AUDITOR LOOK INTO MAKING BUDGET PROCESS MORE VISUAL. Vote taken. MOTION CARRIED UNANIMOUSLY.**

**A MOTION WAS MADE BY SUPERVISOR LUND AND SECONDED BY SUPERVISOR ERICKSON TO SUSPEND THE RULES TO TAKE ITEM NO. 11 OUT OF ORDER. Vote taken. MOTION CARRIED UNANIMOUSLY.**

(Moved to Item No. 11)

9. **Board Attorney Report:**

Concerning the Labor Negotiator Report (Item No. 7) Attorney Mohr stated that negotiations with the union president regarding the Mental Health Center transition led to the president of the union leaving the negotiations. He said that in the past the management has asked for permission to make management decisions, and "we are trying to change that trend and set a tone." He stated that since that time he thinks "things have gone better." In addition, Attorney Mohr said he and Don VanderKelen jointly met with the union for the Sheriffs' Department; and he thinks eventually he expects good news.

Concerning the Board Attorney Report (Item No. 9) Attorney Mohr said he has been working on FoxComm almost full time for the last week. He said he understands there is a Special Public Safety Committee Meeting this week. He said he is trying to mediate a settlement with FoxComm and reviewed some of the issues impacting the negotiations.

**A MOTION WAS MADE BY SUPERVISOR LUND AND SECONDED BY SUPERVISOR ERICKSON TO RECEIVE AND PLACE ON FILE ITEMS NO. 7 AND NO 9. Vote taken. MOTION CARRIED UNANIMOUSLY.**

(Moved to Item No. 10)

**Other**

9a. **Discussion and Possible Action re: 2009 Resolutions of the Wisconsin Counties Association:**

Supervisor Krueger reviewed the Resolutions Nos. 1-25 (listing attached) and answered questions. He also provided written information (also attached).

Resolutions Nos. 1-3: Chair Scray stated that Resolutions No. 1-3 were already passed by Brown County.

Resolutions Nos. 9, 10, 11, 17, 21, 24, and 25: Supervisor Krueger stated that these have been indefinitely postponed. This means those resolutions will not be considered; and if someone wants to take action, the resolution(s) would have to be resubmitted.

(Supervisor Nicholson arrived at 5:41 p.m.)

**A MOTION WAS MADE BY SUPERVISOR ZIMA AND SECONDED BY SUPERVISOR LUND TO RECEIVE AND PLACE ON FILE RESOLUTIONS NOS. 9, 10, 11, 17, 21, 24, AND 25. Vote taken. MOTION CARRIED UNANIMOUSLY.**

Resolution No. 4:

**A MOTION WAS MADE BY SUPERVISOR ZIMA AND SECONDED BY SUPERVISOR NICHOLSON TO SUPPORT RESOLUTION NO. 4. Vote taken. MOTION CARRIED UNANIMOUSLY.**

(Supervisor Erickson arrived at 5:48 p.m.)

Resolution No. 5:

**A MOTION WAS MADE BY SUPERVISOR ZIMA AND SECONDED BY SUPERVISOR EVANS TO APPROVE RESOLUTION NO. 5. Vote taken. MOTION CARRIED UNANIMOUSLY.**

Resolution No. 6:

**A MOTION WAS MADE BY SUPERVISOR ZIMA AND SECONDED BY SUPERVISOR EVANS TO APPROVE RESOLUTION NO 6. Vote taken. MOTION CARRIED UNANIMOUSLY.**

Resolution No. 7:

**A MOTION WAS MADE BY SUPERVISOR ZIMA AND SECONDED BY SUPERVISOR NICHOLSON TO APPROVE RESOLUTION NO. 7. Vote taken. MOTION CARRIED UNANIMOUSLY.**

Resolution No. 8:

**A MOTION WAS MADE BY SUPERVISOR ERICKSON AND SECONDED BY SUPERVISOR ZIMA TO APPROVE RESOLUTION NO. 8. Vote taken. MOTION CARRIED UNANIMOUSLY.**

Resolution No. 12:

**A MOTION WAS MADE BY SUPERVISOR ZIMA AND SECONDED BY SUPERVISOR EVANS TO APPROVE RESOLUTION NO 12. Vote taken. MOTION CARRIED UNANIMOUSLY.**

Resolution No. 13:

**A MOTION WAS MADE BY SUPERVISOR LUND AND SECONDED BY SUPERVISOR ERICKSON TO ADOPT RESOLUTION NO 13. Vote taken. MOTION CARRIED UNANIMOUSLY.**

Resolution No. 14:

**A MOTION WAS MADE BY SUPERVISOR ZIMA AND SECONDED BY SUPERVISOR EVANS TO APPROVE RESOLUTION NO 14. Vote taken. MOTION CARRIED UNANIMOUSLY.**

Resolution No. 15:

**A MOTION WAS MADE BY SUPERVISOR ZIMA AND SECONDED BY SUPERVISOR NICHOLSON TO APPROVE RESOLUTION NO. 15. Vote taken. MOTION CARRIED UNANIMOUSLY.**

(Supervisor VanderLeest arrived at 5:56 p.m.)



Resolution No. 16:

**A MOTION WAS MADE BY SUPERVISOR ZIMA AND SECONDED BY SUPERVISOR ERICKSON TO ADOPT RESOLUTION NO. 16. Vote taken. MOTION CARRIED UNANIMOUSLY.**

Resolution No. 18:

Supervisor Lund said he would not approve this. He thinks there should be more jail time and the interlock legislation, in order to get drunk drivers off the road. Supervisor Zima opined that "we need to create work houses" to send offenders to in order to defray the cost by taxpayers to incarcerate those persons.

**A MOTION WAS MADE BY SUPERVISOR VANDERLEEST AND SECONDED BY SUPERVISOR ZIMA TO APPROVE RESOLUTION NO. 18. Vote taken. Ayes: 5 (Erickson, Zima, Evans, Nicholson, Vanderleest). Nays: 2 (Lund, Scray). MOTION CARRIED.**

Resolution No. 19:

**A MOTION WAS MADE BY SUPERVISOR ZIMA AND SECONDED BY SUPERVISOR NICHOLSON TO ADOPT RESOLUTION NO. 19. Vote taken. MOTION CARRIED UNANIMOUSLY.**

Resolution No. 20:

**A MOTION WAS MADE BY SUPERVISOR LUND AND SECONDED BY SUPERVISOR NICHOLSON TO ADOPT RESOLUTION NO. 20. Vote taken. MOTION CARRIED UNANIMOUSLY.**

Resolution No. 22:

**A MOTION WAS MADE BY SUPERVISOR ZIMA AND SECONDED BY SUPERVISOR VANDERLEEST TO OPPOSE RESOLUTION NO 22. Vote taken. MOTION CARRIED UNANIMOUSLY.**

Resolution No. 23:

**A MOTION WAS MADE BY SUPERVISOR VANDERLEEST AND SECONDED BY SUPERVISOR ZIMA TO ADOPT RESOLUTION NO. 23. Vote taken. MOTION CARRIED UNANIMOUSLY.**

(Moved to Item No. 1.)

**Resolution, Ordinances**

10. **Resolution re: Establishing a Maximum Rate Assessed Against Municipalities for Contributions to the Wisconsin Retirement System. (Referred back from July County Board.):**

**A MOTION WAS MADE BY SUPERVISOR LUND AND SECONDED BY SUPERVISOR EVANS TO APPROVE. Vote taken. MOTION CARRIED UNANIMOUSLY.**

11. **Resolution re: Change in Table of Organization Treasurer's Department (Motion at Admin Committee was to Approve.):**  
Attorney Mohr stated that there is a position in the Treasurer's Department that needs an upgrade, and Human Resources is very concerned about the succession

issue. The position will be reposted Countywide, and the qualifications are substantially higher than the present position.

Chair Scray asked about the previous attempt to eliminate positions through attrition in order to save costs. Kerry Blaney, Brown County Treasurer, stated that a temporary person had been hired to perform these duties since January. He continued by saying that Human Resources has recommended this.

**A MOTION WAS MADE BY SUPERVISOR LUND AND SECONDED BY SUPERVISOR ERICKSON TO APPROVE. Vote taken. MOTION CARRIED UNANIMOUSLY.**

(Moved to Item 8.b.)

12. **Resolution re: Change to Table of Organization New Zoo: Delete (1.0)0 FTE Lead Concessionaire Supervisor and create 1.0 FTE Guest Service Coordinator. (Referred from August Education & Recreation Committee.):**

**A MOTION WAS MADE BY SUPERVISOR EVANS AND SECONDED BY SUPERVISOR LUND TO APPROVE. Vote taken. MOTION CARRIED UNANIMOUSLY.**

13. **Resolution re: Change in Table of Organization UW-Extension Department Addition of Limited Term Employee (Healthy Lifestyles Youth Coordinator). (Motion at Planning Development & Transportation Committee was to Approve.):**

**A MOTION WAS MADE BY SUPERVISOR ERICKSON AND SECONDED BY SUPERVISOR EVANS TO SUSPEND RULES AND TAKE ITEMS NO. 13 AND NO. 14 TOGETHER. Vote taken. MOTION CARRIED UNANIMOUSLY.**

14. **Resolution re: Change in Table of Organization UW-Extension Department Addition of Limited Term Employee (Fruit and Vegetable Access Coordinator). (Motion at Planning, Development & Transportation Committee was to Approve.)**

**A MOTION WAS MADE BY SUPERVISOR ERICKSON AND SECONDED BY SUPERVISOR EVANS TO APPROVE ITEMS NO. 13 AND NO. 14. Vote taken. MOTION CARRIED UNANIMOUSLY.**

15. **Resolution re: Authority to Execute a 2009 Labor Agreement with the Brown County Professional Library Employees:**

**A MOTION WAS MADE BY SUPERVISOR EVANS AND SECONDED BY SUPERVISOR ERICKSON TO APPROVE. Vote taken. MOTION CARRIED UNANIMOUSLY.**

16. **Resolution re: Authority to Execute a 2009 Labor Agreement with the Brown County Shelter Care Employees:**

**A MOTION WAS MADE BY SUPERVISOR EVANS AND SECONDED BY SUPERVISOR LUND TO APPROVE. Vote taken. MOTION CARRIED UNANIMOUSLY.**

17. **Closed Session:** For the purpose of deliberating whenever competitive or bargaining reasons require a closed session pursuant to 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:

NONE.

18. **Such other matters as authorized by law:**

**A MOTION WAS MADE BY SUPERVISOR EVANS AND SECONDED BY SUPERVISOR LUND TO ADJOURN AT 7:32 P.M. Vote taken. MOTION CARRIED UNANIMOUSLY.**

Respectfully submitted,

Lisa M. Alexander  
Recording Secretary

August 19, 2009

AN ORDINANCE TO REPEAL AND RE-CREATE SEC. 2.04 (1) (d)  
BROWN COUNTY CODE

THE BROWN COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

Section 1 - Section 2.04 (1) (d) of the Brown County Code is hereby re-created to read as follows:

2.04 (1) (d) ~~A candidate shall be elected by a majority of the Board casting a secret written ballot for him or her.~~

2.04 (1) (d) A candidate shall be elected by a majority of the Board casting an open signed written ballot for him or her.

Section 2 - This ordinance shall become effective upon passage and publication.

Respectfully Submitted,

EXECUTIVE COMMITTEE

Approved By:

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

Dated: \_\_\_\_\_

\_\_\_\_\_  
COUNTY CLERK

Dated: \_\_\_\_\_

\_\_\_\_\_  
COUNTY BOARD CHAIR

Dated: \_\_\_\_\_

Final Draft Approved by Corporation Counsel

<b>County Board Chair Election</b>	
<b>1. Does your County Board elect its chairperson through a secret ballot or open ballot election?</b>	
Grant	Open Ballot /
Grant	Open Ballot /
Grant	Open Ballot /
Green Lake	Open Ballot /
Kewaunee	Open Ballot /
Marathon	Open Ballot /
Adams	Secret Ballot /
Barron	Secret Ballot /
Brown	Secret Ballot /
Buffalo	Secret Ballot /
Burnett	Secret Ballot /
Clark	Secret Ballot /
Crawford	Secret Ballot /
Dane	Secret Ballot /
Dodge	Secret Ballot /
Douglas	Secret Ballot /
Dunn	Secret Ballot /
Fond du Lac	Secret Ballot /
Forest	Secret Ballot /
Iowa	Secret Ballot /
Iowa	Secret Ballot /
Iowa	Secret Ballot /
Iowa	Secret Ballot /
Iron	Secret Ballot /
Iron	Secret Ballot /
Iron	Secret Ballot /
Iron	Secret Ballot /
Iron	Secret Ballot /
Jackson	Secret Ballot /
La Crosse	Secret Ballot /
Lafayette	Secret Ballot /
Lafayette	Secret Ballot /
Lafayette	Secret Ballot /
Lincoln	Secret Ballot /
Manitowoc	Secret Ballot /
Marinette	Secret Ballot /
Marquette	Secret Ballot /
Outagamie	Secret Ballot /
Ozaukee	Secret Ballot /
Pierce	Secret Ballot /
Price	Secret Ballot /
Racine	Secret Ballot /
Richland	Secret Ballot /
Rock	Secret Ballot /
Shawano	Secret Ballot /
Sheboygan	Secret Ballot /
St. Croix	Secret Ballot /
Taylor	Secret Ballot /
Taylor	Secret Ballot /
Walworth	Secret Ballot /
Washburn	Secret Ballot /
Waukesha	Secret Ballot /
Waushara	Secret Ballot /
Winnebago	Secret Ballot /
Wood	Secret Ballot /

Resolution	County	Caption or Resolution Title	BC Action	WCA Motion
1	Outagamie	Opposing legislation which will eliminate the spring election for nonpartisan offices as well as special shortened terms for nonpartisan offices as well as special shortened terms for nonpartisan officers who are elected after the effective date of the amendment.	Resolution passed 5/20/09	Adopt
2	Dodge	Oppose legislation requiring weekend voting.	Resolution passed 6/17/09	Adopt
3	Fond du Lac	Support a \$25 flat fee for real estate recordings.	Resolution passed 7/16/08	Adopt
4	Eau Claire	Request the Wisconsin State Legislature re-examine the consequences of 2007 Wisconsin Act 42 and to support remedial legislation in the next session to address provisions of the recently passed Act 42 that are unfavorable to local PEG channels and local municipalities.	N/A	Adopt
5	Vernon	<ol style="list-style-type: none"> <li>1. Support legislation prohibiting the state of Wisconsin from enacting, expanding or re-enacting any mandate without provision of full funding from the state of Wisconsin to local governments.</li> <li>2. Oppose creation of pilot or ongoing programs or functions which result in the duplication of county services until such time as current services are adequately funded.</li> <li>3. Support an amendment to state statutes which would require that the state legislature be subject to the same "open meetings" law and regulations which local government in Wisconsin must abide by under current law.</li> </ol>	N/A	Adopt
6	Eau Claire	Oppose changes to the prevailing wage laws that have a negative fiscal impact on county government.		Adopt
7	Outagamie	Support legislation allowing that under MERA any employer may unilaterally change its employees' health care coverage plan providers if the benefits remain substantially the same if either the actual providers of the health care are the same or cost savings will result from changing the health care coverage plan provider, and further allowing that any employer will not have to bargain over the selection of a health care coverage plan if the employer offers to enroll its employees in a plan provided to local government employers by the Group Insurance Board or in a plan that is substantially similar to the plan offered by the Group Insurance Board.	N/A	Adopt

		<p>Oppose the following changes to Wisconsin's insurance laws:</p> <ol style="list-style-type: none"> <li>1. Changing comparative negligence laws to force a defendant to pay one hundred percent of the damages when they have as little as one percent liability.</li> <li>2. Changing the definition of an "underinsured motorist" in a way that increases insurance claims.</li> <li>3. Requiring insurance companies to cover "uninsured motorists" insurance claims when no contact was made between the insured's car and another car, thereby increasing the risk of fraudulent claims.</li> <li>4. Allowing "stacking" of coverage for "underinsured motorists" such that the coverage limits for an accident are not limited to the policy relating to the particular vehicle involved in the accident.</li> <li>5. Forcing excess or umbrella insurers to offer to cover certain claims when the coverage was not requested by the insured.</li> </ol>	Resolution passed 5/20/09	Adopt
8	Eau Claire	Management of National Forests	N/A	Indefinitely Postpone
9	Forest	Support for H.R. 2421: Clean Water Restoration Act of 2007	N/A	Indefinitely Postpone
10	Eau Claire	Support Legislation for Dual Fuel Legislation	N/A	Indefinitely Postpone
11	Outagamie	<ol style="list-style-type: none"> <li>1. Support the return of all federal funds received from the certified public expenditure program to county nursing homes in order to bring direct tax relief to the citizens of Wisconsin.</li> <li>2. Support legislation requiring the state of Wisconsin to pay county and municipal nursing homes at least \$38.1 million annually under the supplemental payment program.</li> </ol>	Resolution passed 11/7/07	Adopt as amended by committee
12	Outagamie	Support legislation which clarifies that all volunteer licensed healthcare providers including, but not limited to, physicians, dentists, dental hygienists, registered nurses, practical nurses, nurse-midwives, optometrists, pharmacists, dieticians, nurse practitioners, pharmacy technicians and physician assistants practicing at free healthcare clinics are serving as agents of the state; therefore, they are covered by the state for malpractice purposes regardless of whether the provider has an active practice or is retired. Support that this coverage will provide for legal representation, pay damages and costs if awarded and allows chiropractors and physical therapists to become volunteer healthcare providers.	N/A	Adopt
13	Outagamie	Support full funding of the Aging and Disability Resource Center (ADRC) Cost-model.	N/A	Adopt
14	Portage	Oppose annual increases in the rates charged to counties for placements in the state mental health institutes over an above the statewide allowable increase in county levies under the levy limit program.	N/A	Adopt
15	Eau Claire	Support the following potential solutions to address the issues of mental health funding and access to services: 1) Enact mental health parity for private insurance in Wisconsin.	N/A	Adopt
16	Outagamie		N/A	Adopt

17	Eau Claire	Supporting Smoke-Free Air in Indoor Public Places and Workplaces	N/A	<b>Indefinitely Postpone</b>
18	Outagamie	Support legislation that provides judges with the authority to place second and third time drunken driving offenders on probation so as to ensure that they received the treatment which they need.	N/A	Adopt as amended by committee
19	Dunn	<ol style="list-style-type: none"> <li>1. Support state funding of local criminal justice initiatives and programs, including using funds saved through reduction of incarceration costs.</li> <li>2. Support the creation of a Wisconsin Community Justice Act as outlined by the Committee of Effective Strategies for Community Justice.</li> <li>3. Support the creation of a state-level criminal justice council and the creation of county-level criminal justice coordinating councils in all Wisconsin counties.</li> </ol>	N/A	Adopt
20	Outagamie	Supporting Legislation that will Impose an Interest Rate Cap on Payday Loans	N/A	<b>Refer to the Board of Directors</b>
21	Outagamie	Opposing Property Tax Relief from School District Property Taxes to Persons who have their Principal Dwelling in this State	N/A	<b>Indefinitely Postpone</b>
22	Vernon	Promote flexibility in local sales taxes by expressing support for an increase to the county general sales tax (a local sales tax) of one-half percent.	N/A	Adopt as amended by committee
23	Outagamie	Oppose any legislative proposal which will force airports to comply with excessive and costly National Fire Protection Association (NFPA) standards.	N/A	Adopt
24	Eau Claire	Supporting Legislation Creating Regional Transit Authorities to Support Rural and Regional Transportation Systems	N/A	<b>Indefinitely Postpone</b>
25	Eau Claire	Eau Claire County Support for Passenger Rail Service in the Chippewa Valley and West Central Wisconsin	N/A	<b>Indefinitely Postpone</b>

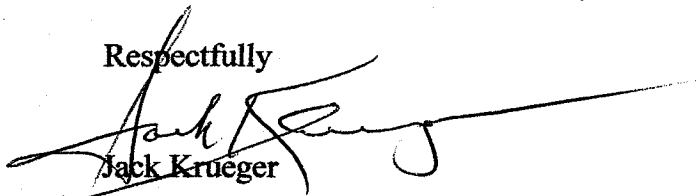


## W.C.A. 2009 Resolutions

This year, I was again appointed, one of the fourteen positions on the Resolutions Committee. The Committee reviewed the twenty-five Resolutions submitted. I believe you all have a copy of the report. I want to draw your attention to the last paragraph of each resolution titled "CAPTION". This is added to explain the intent of the Steering Committee as well as the Resolutions Committee for the action they took. In many cases this simplifies what W.C.A. Staff will be working on. You will notice eight resolutions numbered 9, 10, 11, 17, 21, 24 & 25 The Committee recommended be "INDEFINITELY POSTPONED". This means the Committee didn't believe they were relevant for any number of reasons. Resolution number 20 was referred to the Board of Directors. You'll see I supported this The committee was going to indefinitely postpone. I believe, out of control interest rates on the states most vulnerable who are being prayed upon is not responsible. Couple this with when people become so over burdened many turn to bankruptcy, which carries with it tax dollar repair. I with most committee members agreed to refer this to the B.O.D. allowing for it to be acted on. Items 6 & 7, I voted in the minority. Resolution 6 was included in this years compromised budget. I don't believe pursuing this further will result in any change and staff time could be spent in more productive ways. Resolution 7, again I voted in the minority. I did much research on this, using our County Staff, the AFSCME leadership in Madison and the W.C.A. Staff I came to the conclusion this will be a large expense on counties. The word "substantially" is the key. One persons definition can mean less that a 1% change, while another persons definition can be 25%. All agreed, if this were enacted unions will grieve it, arbitrators will rule at a union/county cost, and if the county prevails, unions will take it to civil court. All felt this is where employees would prevail on a constitutionality argument of using a word which results in asking a person for their definition. At this point it got over my head in the legalities. I can see lawyers licking their chops over this.

In summary, I will be carrying our counties vote at the annual business meeting. As your representative I will support your wishes and vote your intentions. Thank you

Respectfully



Jack Krueger

August 17, 2009

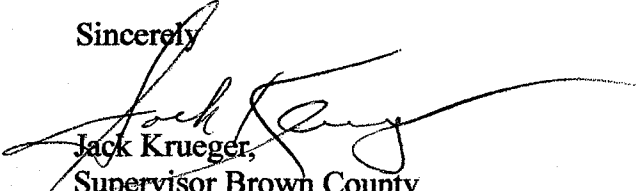
Members, Brown County Board of Supervisors

As a member of Wisconsin Counties Association Board of Directors, it is my pleasure to report, the adoption of a **NO DUES INCREASE** for counties in 2010.

At the W.C.A Board of Directors meeting held Friday August 14, 2009 in Janesville, the Board received their annual financial audit report from WIPFLi LLP. With this information the W.C.A. Board approved the audit and further approved spending requests for 2010. Included in this was discussion of 2010 member dues. As most of you know W.C.A. Has not had a dues increase since 2002. During the past eight years W.C.A. experienced all the same budget concerns as any other organization. The Board of Directors decided new and inovative approachs to how we were doing business would be needed. From that point, the Board of Directors has reviewed many suggestions from their staff. Each time taking great pains to insure the risk was minimized and the plans being requested carried the greatest possiblity of sucess. I believe the broad base of diversity and back ground possessed by the directors, provided the results we are experiencing at W.C.A. today. Many times shorter meetings would have been nice, but never was a meeting adjourned with director questions left unanswered. You can be as proud of your association as I am. We are emerging from these tough budget times, W.C.A. took its hits like all others, biggest difference has been the new revenues we built have softened the blow and in some cases eliminated the blow completely.

Few things I've been involved in during my years as a County Board Supervisor have given me more pleasure than writing this report. It is with great pride, to report W.C.A. is one of the top state association in the country. It is further with great pride to have been a part of these efforts. We have continued to elect a new W.C.A. President each year. Each association President brought ideas and plans for what they wanted to accomplish during their year. Each President has left their mark as will those to follow. I believe our next President, with your approval will again bring an agressive agenda. I believe Calumet Counties Alice Connors will be our next President, making her the second of the last four from the north east central and north central area. She has prepared herself well for her year and the challanges she will face. I'm looking forward to the coming year and feel very good next year I'll be able to again make a glowing report of where W.C.A. is and the new accomplishments achieved.

Sincerely



Jack Krueger,  
Supervisor Brown County  
W.C.A. Board Director,  
East Central District.

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