

PROCEEDINGS OF THE BROWN COUNTY BOARD OF SUPERVISORS
FEBRUARY 15, 2023

Pursuant to Section 19.85 and 59.094, Wis. Stats., notice is hereby given to the public that the regular meeting of the **BROWN COUNTY BOARD OF SUPERVISORS** was held **Wednesday, February 15, 2023, at 7:00 p.m.**, in the **2nd Floor Event Space, Resch Expo, 840 Armed Forces Dr., Green Bay, WI 54304.**

The following matters will be considered:

- Call to order at 7:00 p.m.
- Invocation.
- Pledge of Allegiance.
- Opening Roll Call.

Supervisors	Dist. #	Vote	Supervisors	Dist. #	Vote	Supervisors	Dist. #	Vote		
Antonneau	1	Excused	Vander Leest	10	Aye	Adams	19	Aye	Aye	22
De Wane	2	Excused	Buckley	11	Aye	Coenen	20	Aye	Nay	0
Nicholson	3	Aye	Landwehr	12	Excused	Schultz	21	Aye	Abstain	0
Jacobson	4	Aye	Dantinne, Jr.	13	Aye	Peters	22	Aye	Excused	3
Theno	5	Aye	Avery	14	Late	Suennen	23	Aye	Absent	0
Lefebvre	6	Aye	Fuller	15	Aye	Schadewald	24	Aye	Late	1
Friberg	7	Aye	Kaster	16	Aye	Lund	25	Aye		
Borchardt	8	Aye	Van Dyck	17	Aye	Deneys	26	Aye	Total	22
Evans	9	Aye	Hopkins	18	Aye					

No. 5 -- ADOPTION OF AGENDA.

A motion was made by Supervisor Nicholson and seconded by Supervisor Dantinne “to approve the agenda.” Vote taken. Motion carried unanimously with no abstentions.

No. 6 -- COMMENTS FROM THE PUBLIC:

Patti Heffernan, 1622 S. Jefferson Street, addressed the board regarding the Resolution Appropriating Opioid Settlement Funds.

No. 7 -- APPROVAL OF COUNTY BOARD MEETING MINUTES OF JANUARY 18, 2023.

A motion was made by Supervisor Peters and seconded by Supervisor Theno “to approve minutes.” Vote taken. Motion carried unanimously.

No. 8 -- ANNOUNCEMENTS BY SUPERVISORS.

Supervisor Borchardt announced that next month is the Green Bay Area Chamber’s Future 15 event where Supervisor Adams, and Megan Dickman were nominated. She also noted that Supervisor Jacobson was nominated for Entrepreneur of the year.

Supervisor Schadewald announced that March 9th – 11th is the WIAA Girls Basketball Tournament.

Supervisor Jacobson announced the Resch Expo is hosting the Green Bay Parenting Expo on March 4th from 10:00AM to 5:00PM.

Supervisor Adams announced that February is Teen Dating Violence Awareness Month and gave statistics from the Golden House.

No. 9 -- PRESENTATION OF PETITIONS, COMMUNICATIONS, ETC. FOR CONSIDERATION.

LATE COMMUNICATIONS:

NO. 9A -- FROM SUPERVISORS SCHADEWALD: THIS IS MY REQUEST FOR THE ADMINISTRATION COMMITTEE TO EXPLORE WHAT WILL BE NEEDED TO PARTICIPATE IN THE ACP (AFFORDABLE CONNECTIVITY PROGRAM) TO REDUCE BROADBAND EXPENSES FOR OUR RESIDENTS WHO QUALIFY.

Referred to Administration Committee.

NO. 9B -- FROM CHAIRMAN BUCKLEY: REVIEW COURT COSTS INCURRED BY BROWN COUNTY DUE TO THE STATE PUBLIC DEFENDERS' OFFICE NOT BEING ABLE TO ASSIGN ATTORNEYS IN A TIMELY MANNER AND START BILLING THE STATE OF WISCONSIN FOR RE-IMBURSEMENT AS IT RELATES TO COURT APPOINTED ATTORNEYS.

Referred to Public Safety Committee.

NO. 9C -- FROM CHAIRMAN BUCKLEY: REQUEST FOR INFORMATION WHY THE CITY OF GREEN BAY CHOOSE NOT TO PARTICIPATE IN THE NATIONAL OPIOID LAWSUIT. IN WHICH THE CITY OF GREEN BAY COULD HAVE BROUGHT POTENTIALLY OVER \$1,000,000 TO HELP FIGHT THIS CRISIS. ESPECIALLY WITH THE MAJORITY OF THE OVERDOSE DEATHS HAPPENING IN THE CITY OF GREEN BAY.

Referred to Public Safety Committee.

NO. 9D -- FROM CHAIRMAN BUCKLEY: REVIEW PACKERLAND/WEST MASON STREET, LANE CLOSURE/DETOUR NOTIFICATION TO PROPERTY OWNERS, BUSINESSES, AND THE GENERAL PUBLIC.

WITH A CRUCIAL PART OF THE CONSTRUCTION NOT BEING DONE THIS YEAR, HOW DO WE ENSURE THIS PROJECT DOESN'T STALL OUT AND IS LEFT IN AN UNFINISHED AND UNSAFE STATE?

I WOULD ALSO LIKE TO GET INPUT FROM THE CITY OF GREEN BAY ON HOW THEY COULD HELP TRAFFIC FLOW ON WEST MASON FROM HWY 41 TO CITY LIMITS.

Referred to Planning, Development & Transportation Committee.

NO. 9E -- FROM SUPERVISOR THENO: REQUEST THE PUBLIC SAFETY COMMITTEE TO SEEK INPUT FROM THE DA, THE SHERIFF, THE CIRCUIT COURTS, THE PUBLIC

DEFENDER'S OFFICE, AND THE CLERK OF COURTS AS TO WHY THERE EXISTS A CONTINUAL BACKLOG OF NEARLY 4,000 CASES IN THE BROWN COUNTY JUDICIAL BRANCH. REQUEST FURTHER THAT THE COMMITTEE RECOMMEND ACTIONS THAT THE COUNTY AND THE STATE CAN TAKE TO MITIGATE SUCH BACKLOGS NOW AND IN THE FUTURE.

Referred to Public Safety Committee.

***Vice Chair Kaster announced that he plans to have the Executive Committee meeting either March 1st or March 2nd and will keep the board updated.*

NO. 9F -- FROM SUPERVISOR COENEN: ON BEHALF OF A CONSTITUENT – TO HAVE THE COUNTY TREASURER APPEAR BEFORE THE ADMINISTRATION COMMITTEE, EXPLAIN THE PROCESS AND RULES AS IT RELATED TO UNPAID/BACK PROPERTY TAXES (EX: COMMUNICATION WITH PROPERTY OWNER, LATE FEES, PENALTIES, AND POSSIBLE CREDIT BACK ON PROPERTY TAX BILL).

Referred to Administration Committee.

NO. 9G -- FROM SUPERVISOR ADAMS: REQUEST BACK UP COMMUNICATION WHEN EMAILS FROM WEBSITE CAN'T GO THROUGH TO SUPERVISORS, AND REGULAR REVIEW TO TEST.

Referred to Administration Committee.

No. 10a -- APPOINTMENTS BY COUNTY BOARD CHAIR.

None.

No. 10b -- CONFIRMATION/APPOINTMENTS BY COUNTY EXECUTIVE

No. 10bi -- Appointment of Dan Theno to the Human Services Board.

A motion was made by Supervisor Lund and seconded by Supervisor Nicholson “**to approve the above appointment.**” Motion carried with Supervisor Theno abstained.

No. 10bii -- Reappointment of John Van Dyck to the Library Board.

A motion was made by Supervisor Lefebvre and seconded by Supervisor Suennen “**to approve the above reappointment.**” Motion carried with Supervisor Van Dyck abstained.

No. 10biii -- Appointment of Megan Dickman Renard to the Neville Public Museum Governing Board.

A motion was made by Supervisor Borchardt and seconded by Supervisor Hopkins “**to approve the above reappointment.**” Motion carried unanimously with no abstentions.

No. 11a -- REPORT BY BOARD CHAIRMAN.

Chairman Buckley announced that the location for next month's County Board of Supervisors Meeting will not be held at the Resch Expo. Director Weininger noted that it is possible the meeting

could be held at the Brown County Library as a temporary setup. Chairman Buckley noted further details will be announced.

No. 11b -- REPORT BY COUNTY EXECUTIVE.

Executive Streckenbach announced those employees celebrating milestone anniversaries with Brown County.

35 Years with Brown County

Louise Pfothenauer – Museum

30 Years with Brown County

Kim Fenendael – Health and Human Services

20 Years with Brown County

Nathaniel Stevens - Sheriff

15 Years with Brown County

Roxanne Styczynski – Health and Human Services

Christopher Peterson – Sheriff

***Supervisor Avery arrived at 7:17PM*

Executive Streckenbach announced Chairman Buckley, Supervisor Theno, Supervisor Borchardt and he will be attending the WCA Legislative Conference at the end of the month.

Executive Streckenbach announced that the Governor will be announcing the state budget this evening and he hopes that the funding for the southern bridge is still a part of the discussion. He added that if the southern bridge funding is included, it will need to pass through the legislature to remain in the budget.

Executive Streckenbach noted that there is discussion at the state level regarding how to meet the demands of governmental units. He added there has been shared revenue discussions regarding the bi-annual budget.

Executive Streckenbach congratulated Executive Director Sugden and Supervisor Van Dyck on the groundbreaking of the East Branch Library.

Executive Streckenbach noted the county board will be voting on the Appropriating Opioid Settlement Funds Resolution tonight. He thanked Health and Human Services Director Kral and Public Health Officer Anna Destree on their work toward creating this resolution.

No. 12 -- OTHER REPORTS.

None.

No. 13 -- Committee of the Whole

Chairman Buckley requested to have Health and Human Services Director Jeremy Kral and Sheriff Todd Delain to speak on Item #13a before the board begins discussion.

Director Kral and Sheriff Delain discussed Item #13a in further detail.

No. 13 -- RESOLUTION APPROPRIATING OPIOID SETTLEMENT FUNDS.

TO THE HONORABLE CHAIRMAN AND MEMBERS
OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, drug overdose deaths in Brown County doubled between 2018 and 2022, taking a devastating toll on local families, loved ones and Brown County resources; and

WHEREAS, fentanyl, a synthetic opioid that is often illegally distributed in pill form or surreptitiously added to other illicit drugs such as marijuana, is approximately 50 times more potent than heroin and 100 times more potent than morphine, is widely available and highly addictive, and is associated with 82% of all 2022 drug overdose deaths in Brown County; and

WHEREAS, in late 2017, Brown County joined other States, Counties and Cities across the Nation to participate in joint opioid litigation efforts against certain manufacturers, distributors and retailers of opioids. As a result, Brown County is currently in the process of receiving approximately **\$5.30 million** (of the total approximately \$26 billion **2021 Nationwide Settlement**), and anticipates to receive an additional approximately **\$4.07 million** (of the total proposed approximately \$20 billion **2022 Nationwide Settlement**); and

WHEREAS, pursuant to the terms of said existing and proposed settlements, said funds must be used to abate the opioid epidemic by engaging in opioid remediation efforts and, while it is possible that some of the above mentioned funds could be diminished if one or more of the defendants were to declare bankruptcy, it is imperative to take immediate action to abate the local opioid crisis by promptly adopting and carrying out a unified Opioid Action Plan.

NOW THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors, that it hereby adopts the following Opioid Action Plan:

1. Allocate up to **\$5,575,133** in opioid settlement funds, between 2023 and 2032, to the *Brown County Health and Human Services Department*, to be spent on opioid **prevention, treatment and recovery** efforts approved by its oversight committee; and
2. Allocate up to **\$3,118,065** in opioid settlement funds, between 2023 and 2032, to the *Brown County Sheriff's Office*, to be spent on opioid **enforcement** efforts, by creating two new full-time Drug Task Force positions, as described in the 'Budget Impact' sections below which contain changes to be effective upon passage and publication, and which will focus on investigating opioid involved overdoses, both lethal and non-lethal; and

Annual Budget Impact	FTE	Addition/ Deletion	Salary	Fringe	Total
Patrol Officer 5/2* \$37.96/hr Position #TBD Hours: 2040	2.0	Addition	\$154,894	\$52,824	\$207,718
Equipment					\$89,062
Funding through Opioid Settlement					(\$296,780)

Annual Budget Impact *These positions are funding dependent and shall end when funding is exhausted.	\$0
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Partial Budget Impact (7/1/23-12/31/23)	FTE	Addition/Deletion	Salary	Fringe	Total
Patrol Officer 5/2* \$37.96/hr Position #TBD Hours: 2040	2.0	Addition	\$77,447	\$26,412	\$103,859
Equipment					\$44,531
Funding though Opioid Settlement					(\$148,390)
Partial Year Fiscal Impact * These positions are funding dependent and shall end when funding is exhausted.					\$0

BE IT FURTHER RESOLVED, that: **1)** the oversight committee for the *Brown County Health and Human Services Department* shall develop criteria to use to determine whether the opioid remediation efforts are having their desired **prevention, treatment and recovery** effects; **2)** the oversight committee for the *Brown County Sheriff’s Office* shall develop criteria to use to determine whether the opioid remediation efforts are having their desired **enforcement** effects; and **3)** both oversight committees shall, on an annual basis, review data to determine whether said opioid remediation efforts have been successful, or whether said efforts should be modified; and

BE IT FINALLY RESOLVED, that Corporation Counsel and other relevant Brown County officials and agents shall take any and all actions necessary to pursue and accept Brown County’s share of opioid funds from the proposed *2022 Nationwide Settlement*.

Fiscal Note: This resolution does not require an appropriation from the General Fund. This resolution accepts current and future Opioid Settlement Proceeds of approximately \$9.37 million. The funds will be appropriated annually during the budget process, and the budgeted amounts are subject to change based on actual settlement collection.

Respectfully submitted,

COMMITTEE OF THE WHOLE

Approved By: /s/ Troy Streckenbach Date: 02/16/2023

23-051R

Authored by: Corporation Counsel (with the assistance of the Health and Human Services Department, Sheriff’s Office and Administration)

Approved by: Corporation Counsel

A motion was made by Supervisor Jacobson and seconded by Supervisor Theno **“to adopt.”**

A motion was made by Supervisor Nicholson and seconded by Supervisor Evans **“to request separation for Item #13a(1) and Item #13a(2).”**

1. Allocate up to **\$5,575,133** in opioid settlement funds, between 2023 and 2032, to the *Brown County Health and Human Services Department*, to be spent on opioid **prevention, treatment and recovery** efforts approved by its oversight committee; and

A motion was made by Supervisor Schadewald and seconded by Supervisor Vander Leest “**to approve Item #13a(1).**” Motion carried with Supervisor Nicholson voting nay.

2. Allocate up to **\$3,118,065** in opioid settlement funds, between 2023 and 2032, to the *Brown County Sheriff's Office*, to be spent on opioid **enforcement** efforts, by creating two new full-time Drug Task Force positions, as described in the ‘Budget Impact’ sections below which contain changes to be effective upon passage and publication, and which will focus on investigating opioid involved overdoses, both lethal and non-lethal; and

A motion was made by Supervisor Schadewald and seconded by Supervisor Coenen “**to approve Item #13a(2).**” Motion carried unanimously with no abstentions.

Voice vote taken on Supervisor Jacobson’s motion “**to adopt.**” Motion carried unanimously with no abstentions.

Supervisor Schadewald requested by unanimous consent to approve Items #14a-#14ei, with the exception of Items #14a(16), #14b(14) and #14ei(2) which Supervisor Van Dyck had requested to pull separately. No objections were made.

No. 14 -- Standing Committee Reports

No. 14a -- REPORT OF ADMINISTRATIVE COMMITTEE OF JANUARY 26, 2023.

1. Administration – Budget Adjustment Log. *See action at Item 5 below.*
2. Administration – Budget Status Financial Report thru November 2022 – Unaudited. *See action at Item 5 below.*
3. Child Support – Budget Status Financial Report thru November 2022 – Unaudited. *See action at Item 5 below.*
4. County Clerk - Budget Status Financial Report thru November 2022 - Unaudited. *See action at Item 5 below.*
5. Treasurer – Budget Status Financial Report thru November 2022 – Unaudited. Receive and place on file.
6. Child Support - Director’s Report. *No action required.*
7. IT - Director’s Report. *No action required.*
8. BCCAN - Director’s Report. *No action required.*
9. County Clerk - Clerk’s Report. *No action required.*
10. Admin & HR - Director’s Reports. *No action required.*
11. Corporation Counsel - Oral Report. *No action required.*
12. Legal Bills - Review and Possible Action on Legal Bills to be paid. To approve.
13. Administration/HR - Budget Adjustment Request (22-137): Any allocation from a department’s fund balance. To approve.
14. Administration/HR – Budget Adjustment Request (23-032): Reallocation between two or more departments, regardless of amount. To approve Budget Adjustment 23-032 with the addition to increase State Grant Revenue and associated expenses for the Chapter DMA 2 PSAP Grant, requesting \$20,696 from the contingency fund to support the 20% matching requirement from the State of Wisconsin to provide funding towards equipment

upgrades and advanced training necessary for the Next Generation 9-1-1-implementation.

15. Information Technology – Budget Adjustment Request (23-018): Any increase in expenses with an offsetting increase in revenue. To approve.
16. Information Technology – Discussion and request for approval of RFP for Multi-Function Device (MFD) Replacement and Maintenance Program, Project #2504. To approve.
17. Resolution Regarding Table of Organization Change for the County Clerk’s Office – Deputy Clerk Positions. To approve. See Resolutions & Ordinances.
18. Resolution Requesting that Wisconsin Increase the Level of State Aid it Provides to Counties and Municipalities. To approve. See Resolutions & Ordinances.
19. Resolution Approving New or Deleted Positions During the 2023 Budget Process in the Veterans Services Department – Veterans Benefit Specialist Position. To hold for one month to get more information. See Resolutions & Ordinances.
20. Communication from Supervisors Deneys and Coenen re: The board consider the resolution titled: Resolution Requesting the State of Wisconsin to Ensure Internet Service Providers Offer Sufficient Coverage in Municipalities to Enable them to Transmit Election Results to their County Clerk. To approve. See Resolutions & Ordinances.
21. Communication from Supervisor Nicholson re: I request that Corporation Counsel prepare a resolution requesting that the State of Wisconsin pass legislation to end this Green Bay Press Gazette monopoly, and to provide counties with more choices regarding which newspapers to publish notices in. To send a letter.
22. Audit of bills. To acknowledge receipt of the bills.

16. Information Technology – Discussion and request for approval of RFP for Multi-Function Device (MFD) Replacement and Maintenance Program, Project #2504. To approve.

A motion was made by Supervisor Schadewald and seconded by Supervisor Peters “**to approve Item #14a(16).**” Motion carried with unanimously with no abstentions.

No. 14b -- REPORT OF EDUCATION & RECREATION COMMITTEE OF FEBRUARY 1, 2023.

1. Library Board Minutes of September 15, October 10, October 20 and November 29, 2022. *See action at Item 7 below.*
2. Neville Public Museum Governing Board Minutes of December 12, 2022 and January 9, 2023. *See action at Item 7 below.*
3. Golf Course Budget Status Financial Report for November 2022 – Unaudited. *See action at Item 7 below.*
4. Museum Budget Status Financial Report for November 2022 – Unaudited. *See action at Item 7 below.*
5. NEW Zoo Budget Status Financial Report for November 2022 – Unaudited. *See action at Item 7 below.*
6. Parks Budget Status Financial Report for November 2022 – Unaudited. *See action at Item 7 below.*
7. Audit of the bills. To approve Consent Agenda Items.
8. Golf Course Superintendent’s Report. *No report; no action required.*
9. Museum Director’s Report. *No action required.*
10. NEW Zoo and Adventure Park - Zoo Director’s Report. *No action required.*
11. Parks Director’s Report. *No action required.*
12. Library Director’s Report. *No action required.*

13. Parks – Budget Adjustment Request (23-017): Any increase in expenses with an offsetting increase in revenue. To approve.
14. Library – Approval of RFP for ARPA Project #17 – Engineering and Architectural Services for the Central Library HVAC System Replacement using allocated ARPA funds. To approve RFP.

14. Library – Approval of RFP for ARPA Project #17 – Engineering and Architectural Services for the Central Library HVAC System Replacement using allocated ARPA funds. To approve RFP.

A motion was made by Supervisor Van Dyck and seconded by Supervisor Adams “**to approve Item #14b(14).**” Motion carried with unanimously with no abstentions.

No. 14c -- REPORT OF HUMAN SERVICES COMMITTEE OF JANUARY 25, 2023.

1. Board of Health minutes of November 15, 2022. *See action at Item 6c below.*
2. Children With Disabilities Education Board minutes of November 17 and November 22, 2022. *See action at Item 6c below.*
3. Criminal Justice Coordinating Board minutes of November 1, 2022. *See action at Item 6c below.*
4. Human Services Board minutes of November 10, 2022. *See action at Item 6c below.*
5. Community Treatment Center and Community Services Financial Reports. *See action at Item 6c below.*
6. Health & Human Services - Statistical Reports. *See action at Item 6c below.*
 - a) Monthly CTC Data – November and December 2022.
 - i. Bay Haven Crisis Diversion.
 - ii. Nicolet Psychiatric Center.
 - iii. Bayshore Village (Nursing Home).
 - iv. CTC Double Shifts.
 - b) Child Protective Services – Child Abuse/Neglect Report - November 2022.
 - c) Monthly Contract Update – January 2023.
 - i. To suspend the rules to take Items 1 – 6 together.
 - ii. To receive and place on file Items 1 – 6.
7. Audit of Bills. To acknowledge receipt of the bills.
8. Veterans - Director’s Report.
 - i. To suspend the rules to take Items 11 & 12 at this time.
 - ii. To receive and place on file.
9. Aging & Disability Resource Center - Director’s Report. Receive and place on file.
10. Syble Hopp - Director’s Report. Receive and place on file.
11. Health & Human Services (HHS) Dept. - Executive Director’s Report. Receive and place on file.
12. Veterans Services – Budget Adjustment Request (22-181): Any increase in expenses with an offsetting increase in revenue. To approve.
13. Veterans Services - Resolution Approving New or Deleted Positions During the 2023 Budget Process in the Veterans Services Department – Veterans Benefit Specialist Positions. Receive and place on file. See Resolutions & Ordinances.
14. HHS – Budget Adjustment Request (22-177): Any increase in expenses with an offsetting increase in revenue. To approve.
15. HHS - Request for New Non-Contracted and Contracted Providers – January 2023. To approve.

16. HHS – Resolution Regarding Table of Organization Change for the Health & Human Services Department – Community Services Division – Child and Adult Protection Unit Changes (23-037). To approve. See Resolutions & Ordinances.
17. HHS - Resolution Regarding Table of Organization Change for the Health & Human Services Department – Community Treatment Center Division – Director of Health Services (23-038). To approve. See Resolutions & Ordinances.
18. HHS – Resolution Regarding Table of Organization Change for the Health & Human Services Department – Community Services Division – Social Worker/Case Manager (CLTS) (23-039). To approve. See Resolutions & Ordinances.
19. HHS - American Rescue Plan Act (ARPA)
 - a. Review and approve grant application.
 - b. Review application process and approval process.
 - i. To suspend the rules to take Items 19a & b together.
 - ii. To approve Items 19a & b.
20. Communication from Supervisor Evans re: To continue the Mental Health Subcommittee. To approve a Mental Health Task Force and designate Supervisor Evans as the point person to create and report back.
21. Communication from Supervisor Evans re: Have a review of the CTC's (all 3 entities) occupancy, rates, net income/net loss, and staffing for 2022. And any projections for 2023 as it relates to the referenced items. Receive and place on file.

No. 14d -- REPORT OF PLANNING, DEVELOPMENT & TRANSPORTATION COMMITTEE OF JANUARY 24, 2023.

1. Brown County Land Division and Subdivision Ordinance Technical Advisory Committee minutes of July 7, 2022. *See action at Item 4 below.*
2. Planning Division - Property Listing and Zoning Division Budget Status Financial Report for October and November 2022. *See action at Item 4 below.*
3. Register of Deeds – Budget Status Financial Report thru November 2022 – Unaudited. *See action at Item 4 below.*
4. Acknowledging the bills. To accept Items 1 – 4.
5. Planning & Land Services - PUBLIC HEARING (6:00 pm): The purpose of this public hearing is to solicit comments on proposed floodplain zoning ordinance and map revisions that are required by state and federal law. To take Item 10 at this time.
6. Planning & Land Services - Director's Report. Receive and place on file.
7. Facilities - Director's Report. Receive and place on file.
8. Highway Dept. - Summary of Operations Report. Receive and place on file.
9. Highway Dept. - Commissioner's Report. Receive and place on file.
10. PALS/Zoning – An Ordinance to Amend Chapter 23 of the Brown County Code of Ordinances (Floodplains). To approve. See Resolutions & Ordinances.
11. Facilities – Discussion and possible action regarding Facilities Audit, RFP attached for review. To approve the Facilities RFP.
12. Facilities – The Spirit of the Northwest statute repair. *Taken under Item 7.*
13. Facilities – Jean Nicolet painting in the Brown County Courthouse. *Taken under Item 7.*
14. Highway – Budget Adjustment Request (23-022): Any increase in expenses with an offsetting increase in revenue. To approve.
15. Highway - Discussion and possible action regarding the scope and budget of Project EB-41 (Packerland & Mason Access Control Project). Receive and place on file.
16. Update on Public Safety Chair Deneys past Communication re: downtown jail/courthouse security. *No action taken.*
17. Communication from Supervisor Dantine re: Communication to have closed session added to the next PD&T agenda in order to deliberate the county purchasing real

property and to have Corporation Counsel prepare appropriate agenda language. See *Item 18 below*.

18. Open Session - Property: Motion and Recorded Vote pursuant to Wis. Stats. Sec. 19.85(1), regarding going into Closed Session pursuant to Wis. Stats. Sec. 19.85(1)(e), for purposes of deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session. To enter into closed session at 7:40 pm.
19. Convene into Closed Session: Pursuant to Wis. Stats. Sec. 19.85(1), the Brown County Planning, Development and Transportation Committee shall convene into Closed Session pursuant to Wis. Stats. Sec. 19.85(1)(e), for purposes of deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session; and
20. Reconvene into Open Session: The Brown County Planning, Development and Transportation Committee shall reconvene into Open Session for possible voting and/or other action regarding Property that was discussed in Closed Session. To return to regular order of business and have staff proceed as discussed.

No. 14di -- REPORT OF LAND CONSERVATION SUBCOMMITTEE OF JANUARY 24, 2023.

1. Budget Status Financial Report for November 2022 - Unaudited. Receive and place on file.
2. Directors Report.
 - a. Kayla Wandsnider, East River Community Resilience Coordinator, The Nature Conservancy: East River Collaborative Updates.
 - b. Brown County Port & Resource Recovery, Brown County South Landfill, Habitat restoration update. Receive and place on file.

No. 14e -- REPORT OF PUBLIC SAFETY COMMITTEE OF JANUARY 31, 2023.

1. Minutes of Brown County Fire Investigation Task Force of October 18, 2022. *See action at Item 5 below.*
2. Minutes of Criminal Justice Coordinating Board of November 1, 2022. *See action at Item 5 below.*
3. Minutes of Local Emergency Planning Committee of November 9, 2022. *See action at Item 5 below.*
4. Public Safety Communications Staffing Report through January 16, 2023. *See action at Item 5 below.*
5. Audit of the bills.
 - i. To receive and place on file Consent Agenda Items 1 – 4.
 - ii. To approve the bills.
6. Circuit Courts, Commissioners, Probate - Director's Report. *No action required.*
7. District Attorney's Report. *No report; no action required.*
8. Public Safety Communications - Director's Report. *No action required.*
9. Emergency Mgmt. - Director's Report. *No action required.*
10. Clerk of Courts Report. *No report; no action required.*
11. Medical Examiner's Report. *No action required.*
12. Sheriff's Report. *No action required.*

13. Public Safety Communications - Budget Adjustment Request (23-051): Any increase in expenses with an offsetting increase in revenue. To approve Budget Adjustment 23-051 in the amount of \$20,696.00.
14. Medical Examiner - Budget Adjustment Request (22-174): Any increase in expenses with an offsetting increase in revenue. To approve Budget Adjustment 22-174 in the amount of \$5,650.00
15. Sheriff - Budget Adjustment Request (23-023): Any increase in expenses with an offsetting increase in revenue. To approve Budget Adjustment 23-023 in the amount of \$27,282.00.
16. Sheriff - Budget Adjustment Request (23-024): Any increase in expenses with an offsetting increase in revenue. To approve Budget Adjustment 23-024 in the amount of \$7,000.00.
17. Sheriff - Budget Adjustment Request (23-025): Any increase in expenses with an offsetting increase in revenue. To approve Budget Adjustment 23-025 in the amount of \$9,000.00.
18. Sheriff - Budget Adjustment Request (23-026): Any increase in expenses with an offsetting increase in revenue. To approve Budget Adjustment 23-026 in the amount of \$3,500.00.
19. Sheriff - Budget Adjustment Request (23-048): Any increase in expenses with an offsetting increase in revenue. To approve Budget Adjustment 23-048 in the amount of \$13,300.00.
20. Sheriff - Budget Adjustment Request (23-049): Any increase in expenses with an offsetting increase in revenue. To approve Budget Adjustment 23-049 in the amount of \$37,100.00.
21. Update - Communication from Supervisor Deneys: To direct County Administration to come up with options to secure the Brown County Courthouse. Request various options from temporary solutions to options including stand-alone facilities, removal of the downtown jail with new facilities in that area that would include several variations including just a secure entrance to additional courtrooms, additional County office space, etc. For Corporation Counsel to bring back a resolution to the next Public Safety Committee meeting to be held before the February County Board meeting.
22. Communication from Chairman Buckley: Request the Brown County judges to work with the Sheriff on a list of standard court procedures that can be conducted via zoom (zoom like) to cut down on unnecessary transports for safety and manpower. To hold for one month.
23. Communication from Chairman Buckley: Explore the feasibility of adding officer to the drug task force to combat the growing drug problem in the City of Green Bay. That the sense of the committee is to move forward with the two officer prospect.

No. 14ei -- REPORT OF SPEICAL PUBLIC SAFETY COMMITTEE OF FEBRUARY 15, 2023.

1. Sheriff - Resolution to Improve Courthouse Security – Single-Point Entry to be Manned by Special Deputies (23-052). *Motion pending Special Public Safety of February 15, 2022. To approve.*
2. Public Safety Communications – Request to move \$50,000 from ARPA Project #36 (PSC -Cofrin Library Tower Replacement) to ARPA Project #22 (PSC – Furniture Console Upgrades). *Motion pending Special Public Safety of February 15, 2022. To approve.*

2. Public Safety Communications – Request to move \$50,000 from ARPA Project #36 (PSC -Cofrin Library Tower Replacement) to ARPA Project #22 (PSC –

Furniture Console Upgrades). Motion pending Special Public Safety of February 15, 2022.

A motion was made by Supervisor Deneys and seconded by Supervisor Coenen “to approve Item #14ei(2).” Motion carried with unanimously with no abstentions.

No. 15 -- Resolutions, Ordinances:

Budget Adjustments Requiring County Board Approval

No. 15a -- RESOLUTION APPROVING BUDGET ADJUSTMENTS TO VARIOUS DEPARTMENT BUDGETS.

TO THE HONORABLE CHAIRMAN AND MEMBERS
OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, the below listed departments have submitted the following adjustments to their departmental budgets that, per Wisconsin State Statutes, require approval by a 2/3 vote of the full County Board:

22-137 HR-EMP EVENTS	*2022* The use of the Employee Events Fund Balance is requested for the purchase of Onboarding Gifts for New Hires that was approved by the Employee Appreciation Committee. The initial purchase should last for all new employees over the next two years. These were not budgeted for in 2022, but current fund balance for employee events fund is \$37,438.	Fiscal Impact: \$2,429
22-174 MEDICAL EXAMINER	This 2022 budget adjustment is to use the revenue received from the sale of Medical Examiner body carts to offset the cost for implementation costs and one year of licenses for Ambra Suite. Ambra Suite is a cloud based services for archiving, viewing and sending imaging and reports. Savings from 2022 trainings will offset the remaining cost of the Ambra Suite purchase.	Fiscal Impact: \$5,650
22-177 HHS-CTC	In February of 2022 a special weekend differential was added at CTC for nursing positions which is fully funded by CARES Act Provider Relief funding available through the end of the year.	Fiscal Impact: \$500,000
22-181 VETERANS	2022- Increase Donations and Support Services budget from donations received from Veteran Service Organizations, Private Organizations, and Private Individuals for Support of Veterans and their family members in need.	Fiscal Impact: \$3,545
23-017 PARKS	Parks - 2023: The department received a contribution from Green Bay Packaging, George Kress Family Foundation for \$70,000 to be used for the replacement Pamperin Park playground project. This will be used in conjunction with the previous sales tax approved by the Board of Supervisors.	Fiscal Impact: \$70,000

23-018 IT	<p>*2023* This budget adjustment request is for the allocation of ARPA funds to be used to eliminate the AS400 system and create a new receipting system for the ROD and Jail/Sheriff. A new server will need to be set up to host these receipting websites.</p> <p>ROD-\$37,400 Jail/Sheriff-\$17,500 Server-\$13,100</p>	Fiscal Impact: \$68,000
23-022 HIGHWAY	<p>*2023* This budget adjustment request is for the allocation of ARPA funds to be used to fund the Highway Department operational shortfall created by increased fuel costs.</p>	Fiscal Impact: \$424,257
23-023 SHERIFF	<p>This 2023 Budget Adjustment is to increase Federal Grant revenue and increase equipment non outlay for the WEM/HS ALERT SWAT K-9 Camera grant. The purchase of the Canine Surveillance Camera will be used for training and live operations and will be instrumental in the safe resolution of any critical incident where this technology can be utilized.</p>	Fiscal Impact: \$27,282
23-024 SHERIFF	<p>This 2023 BA is to increase federal grant revenue and increase Equipment Non-Outlay for the WEM/HS ALERT SWAT Headset Communications 2022 grant. The purchase of these headsets will greatly enhance communication between team members and command staff and protect hearing during loud reports association with SWAT operations. No local match is required for this grant.</p>	Fiscal Impact: \$7,000
23-025 SHERIFF	<p>This 2023 BA is to increase federal grant revenue and increase Equipment Non-Outlay for the WEM/HS ALERT SWAT Respirators and Communications grant. The purchase of the respirators and communication devices will greatly enhance operator's ability to perform their duty and communicate in contaminated air during SWAT operations. No local match is required for this grant.</p>	Fiscal Impact: \$9,000
23-026 SHERIFF	<p>This 2023 BA is to increase federal grant revenue and increase Equipment Non-Outlay for the WEM/HS ALERT SWAT Rural Marksman Equipment grant. This grant provides funding to purchase equipment to provide detailed surveillance from a concealed position. The equipment will also be utilized in other ALERT regions for similar critical incident that could result in safer resolutions. No local match is required.</p>	Fiscal Impact: \$3,500
23-032 ADMIN/RISK (as amended at Administration Committee)	<p>2023 - Purchasing/Risk is requesting \$15,000 from the Contingency Fund for a safety training needs assessment for the majority of county departments. This budget adjustment will also request \$20,696 from the contingency fund to support the 20% matching requirement from the State of Wisconsin for Public Safety Communications Chapter DMA 2 PSAP Grant.</p> <p>Contingency Fund Balance: \$300,000</p>	Fiscal Impact: \$35,696

23-048 SHERIFF	This 2023 BA is to increase federal grant revenue and increase Equipment Non-Outlay for the WEM/EOD Bomb Technician Response Equipment grant. This grant provides funding to purchase new x-ray command controller equipment and wireless trigger for their current x-ray generator and will allow the PSBT expedited processing during dismounted operations. This technology will aide in faster response times which is critical for the safety of the citizens and officers. No local match is required.	Fiscal Impact: \$13,300
23-049 SHERIFF	This 2023 BA is to increase federal grant revenue and increase Outlay Equipment for the WEM/EOD Bomb Suit grant. This grant provides funding to purchase of a new bomb suit to meet the current safety standards for agencies handling high risk explosive situations. No local match is required.	Fiscal Impact: \$37,100
23-051 PSC (as amended at Administration Committee)	This 2023 Budget Adjustment is to increase State Grant Revenue and associated expenses for the Chapter DMA 2 PSAP Grant. This grant will provide funding towards equipment upgrades and advanced training necessary for the Next Generation 9-1-1 implementation.	Fiscal Impact: \$82,781

and,

WHEREAS, these budget adjustments are necessary to ensure activities are appropriated and accounted for properly.

NOW, THEREFORE, BE IT RESOLVED, that the Brown County Board of Supervisors hereby approves the above listed budget adjustments.

Respectfully submitted,
 ADMINISTRATION COMMITTEE
 EDUCATION & RECREATION COMMITTEE
 HUMAN SERVICES COMMITTEE
 PLANNING, DEVELOPMENT & TRANSPORTATION COMMITTEE
 PUBLIC SAFETY COMMITTEE

Approved By: /s/ Troy Streckenbach Date: 02/16/2023

23-047R
 Authored by Administration
 Approved by Corporation Counsel's Office

Fiscal Note: The fiscal impact is as described in the individual budget adjustments listed above.

A motion was made by Supervisor Borchardt and seconded by Supervisor Peters **“to adopt”** Voice vote taken. Motion carried unanimously with no abstentions.

ATTACHMENTS TO RESOLUTION #15A

BUDGET ADJUSTMENT REQUEST

22-137

<u>Category</u>		<u>Approval Level</u>
<input type="checkbox"/> 1	Reallocation from one account to another in the same level of appropriation	Dept Head
<input type="checkbox"/> 2	Reallocation due to a technical correction that could include: <ul style="list-style-type: none"> • Reallocation to another account strictly for tracking or accounting purposes • Allocation of budgeted prior year grant not completed in the prior year 	Director of Admin
<input type="checkbox"/> 3	Any change in any item within the Outlay account which does not require the reallocation of funds from another level of appropriation	County Exec
<input type="checkbox"/> 4	Any change in appropriation from an official action taken by the County Board (i.e., resolution, ordinance change, etc.)	County Exec
<input type="checkbox"/> 5	a) Reallocation of <u>up to 10%</u> of the originally appropriated funds between any levels of appropriation (based on lesser of originally appropriated amounts).	Admin Comm
<input type="checkbox"/> 5	b) Reallocation of <u>more than 10%</u> of the funds originally appropriated between any of the levels of appropriation.	Oversight Comm 2/3 County Board
<input type="checkbox"/> 6	Reallocation between two or more departments, regardless of amount	Oversight Comm 2/3 County Board
<input type="checkbox"/> 7	Any increase in expenses with an offsetting increase in revenue	Oversight Comm 2/3 County Board
<input checked="" type="checkbox"/> 8	Any allocation from a department's fund balance	Oversight Comm 2/3 County Board <i>CW</i>
<input type="checkbox"/> 9	Any allocation from the County's General Fund (<i>requires separate Resolution</i>) <i>After County Board approval of the resolution, a Category 4 budget adjustment must be prepared.</i>	Oversight Comm Admin Committee 2/3 County Board

Justification for Budget Change:

2022 The use of the Employee Events Fund Balance is requested for the purchase of Onboarding Gifts for New Hires that was approved by the Employee Appreciation Committee. The initial purchase should last for all new employees over the next two years. These were not budgeted for in 2022, but current fund balance for employee events fund is \$37,438.

Fiscal Impact*: \$ 2,429

**Enter \$0 if reclassifying previously budgeted funds. Enter actual dollar amount if new revenue or expense.*

	<u>Increase</u>	<u>Decrease</u>	<u>Account #</u>	<u>Account Title</u>	<u>Amount</u>
<input checked="" type="checkbox"/>	<input type="checkbox"/>		130.064.032.5300	Supplies	\$ 2,429
<input type="checkbox"/>	<input checked="" type="checkbox"/>		130.3300.200	Assigned Subsequent Years Expenditures	\$ 2,429
<input type="checkbox"/>	<input type="checkbox"/>				
<input type="checkbox"/>	<input type="checkbox"/>				
<input type="checkbox"/>	<input type="checkbox"/>				
<input type="checkbox"/>	<input type="checkbox"/>				
<input type="checkbox"/>	<input type="checkbox"/>				

AP

AUTHORIZATIONS

<p><i>CW</i> <small>ew (Oct 2, 2022 16:55 CD7)</small></p> <p>_____ Signature of Department Head</p> <p>Department: Administration/HR</p> <p>Date: Oct 3, 2022</p>	<p><i>Troy Streckenbach</i> <small>Troy Streckenbach (Oct 5, 2022 09:27 CD7)</small></p> <p>_____ Signature of DOA or Executive</p> <p>Date: Oct 6, 2022</p>
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15a

Revised 12/14/21
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BUDGET ADJUSTMENT REQUEST

22-174

<u>Category</u>	<u>Approval Level</u>
<input type="checkbox"/> 1 Reallocation from one account to another in the same level of appropriation	Dept Head
<input type="checkbox"/> 2 Reallocation due to a technical correction that could include: <ul style="list-style-type: none"> • Reallocation to another account strictly for tracking or accounting purposes • Allocation of budgeted prior year grant not completed in the prior year 	Director of Admin
<input type="checkbox"/> 3 Any change in any item within the Outlay account which does not require the reallocation of funds from another level of appropriation	County Exec
<input type="checkbox"/> 4 Any change in appropriation from an official action taken by the County Board (i.e., resolution, ordinance change, etc.)	County Exec
<input type="checkbox"/> 5 a) Reallocation of <u>up to 10%</u> of the originally appropriated funds between any levels of appropriation (based on lesser of originally appropriated amounts).	Admin Comm
<input type="checkbox"/> 5 b) Reallocation of <u>more than 10%</u> of the funds originally appropriated between any of the levels of appropriation.	Oversight Comm 2/3 County Board
<input type="checkbox"/> 6 Reallocation between two or more departments, regardless of amount	Oversight Comm 2/3 County Board
<input checked="" type="checkbox"/> 7 Any increase in expenses with an offsetting increase in revenue	Oversight Comm 2/3 County Board <i>DM</i>
<input type="checkbox"/> 8 Any allocation from a department's fund balance	Oversight Comm 2/3 County Board
9 Any allocation from the County's General Fund (<i>requires separate Resolution</i>) <i>After County Board approval of the resolution, a Category 4 budget adjustment must be prepared.</i>	Oversight Comm Admin Committee 2/3 County Board

Justification for Budget Change:

This 2022 budget adjustment is to use the revenue received from the sale of Medical Examiner body carts to offset the cost for implementation costs and one year of licenses for Ambra Suite. Ambra Suite is a cloud based services for archiving, viewing and sending imaging and reports. Savings from 2022 trainings will offset the remaining cost of the Ambra Suite purchase.

Fiscal Impact*: \$ 5,650

**Enter \$0 if reclassifying previously budgeted funds. Enter actual dollar amount if new revenue or expense.*

Increase	Decrease	Account #	Account Title	Amount
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.014.001.4900	Miscellaneous Revenue	\$ 5,650
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.014.001.5335	Software/Licenses	\$ 6,800
<input type="checkbox"/>	<input checked="" type="checkbox"/>	100.014.001.5340	Training	\$ 950
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			

DLM

AUTHORIZATIONS	
<i>Elizabeth A. Douglas MD</i> Signature of Department Head	<i>Troy Strackebach</i> Signature of DOA or Executive
Department: Medical Examiner	Date: Dec 21, 2022
Date: 11/29/2022	

15a

Revised 10/14/21
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BUDGET ADJUSTMENT REQUEST

22-177

<u>Category</u>	<u>Approval Level</u>
<input type="checkbox"/> 1 Reallocation from one account to another in the same level of appropriation	Dept Head
<input type="checkbox"/> 2 Reallocation due to a technical correction that could include: <ul style="list-style-type: none"> • Reallocation to another account strictly for tracking or accounting purposes • Allocation of budgeted prior year grant not completed in the prior year 	Director of Admin
<input type="checkbox"/> 3 Any change in any item within the Outlay account which does not require the reallocation of funds from another level of appropriation	County Exec
<input type="checkbox"/> 4 Any change in appropriation from an official action taken by the County Board (i.e., resolution, ordinance change, etc.)	County Exec
<input type="checkbox"/> 5 a) Reallocation of <u>up to 10%</u> of the originally appropriated funds between any levels of appropriation (based on lesser of originally appropriated amounts).	Admin Comm
<input type="checkbox"/> 5 b) Reallocation of <u>more than 10%</u> of the funds originally appropriated between any of the levels of appropriation.	Oversight Comm 2/3 County Board
<input type="checkbox"/> 6 Reallocation between two or more departments, regardless of amount.	Oversight Comm 2/3 County Board
<input checked="" type="checkbox"/> 7 Any increase in expenses with an offsetting increase in revenue	Oversight Comm 2/3 County Board <i>EW</i>
<input type="checkbox"/> 8 Any allocation from a department's fund balance	Oversight Comm 2/3 County Board
9 Any allocation from the County's General Fund (<i>requires separate Resolution</i>) <i>After County Board approval of the resolution, a Category 4 budget adjustment must be prepared.</i>	Oversight Comm Admin Committee 2/3 County Board

Justification for Budget Change:

In February of 2022 a special weekend differential was added at CTC for nursing positions which is fully funded by CARES Act Provider Relief funding available through the end of the year.

Fiscal Impact*: \$ 500,000

**Enter \$0 if reclassifying previously budgeted funds. Enter actual dollar amount if new revenue or expense.*

Increase	Decrease	Account #	Account Title	Amount
<input checked="" type="checkbox"/>	<input type="checkbox"/>	630.056.051.001.5103.200	Premium Shift differential (hospital)	150,000
<input checked="" type="checkbox"/>	<input type="checkbox"/>	630.056.052.001.5103.200	Premium Shift differential (nursing home)	350,000
<input checked="" type="checkbox"/>	<input type="checkbox"/>	630.056.051.001.4302.COVID	State grant and aid revenue CARES Act (hospital)	150,000
<input checked="" type="checkbox"/>	<input type="checkbox"/>	630.056.052.001.4302.COVID	State grant and aid revenue CARES Act (nursing home)	350,000
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			

<p>Jeremy Kral <small>Digitally signed by Jeremy Kral Date: 2022.11.30 17:29:22 06'00'</small></p> <p align="center"><i>Signature of Department Head</i></p> <p>Department: HHS</p> <p>Date: <u>11/30/2022</u></p>	<p>AUTHORIZATIONS</p> <p><i>Troy Strackenbach</i> <small>Troy Strackenbach Dec 21, 2022 12:08:33T</small></p> <p align="center"><i>Signature of DOA or Executive</i></p> <p>Date: <u>Dec 21, 2022</u></p>
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15a

Revised 6/13/22
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BUDGET ADJUSTMENT REQUEST

22-181

Category

Approval Level

- 1 Reallocation from one account to another in the same level of appropriation Dept Head
- 2 Reallocation due to a technical correction that could include:
 - Reallocation to another account strictly for tracking or accounting purposes
 - Allocation of budgeted prior year grant not completed in the prior yearDirector of Admin
- 3 Any change in any item within the Outlay account which does not require the reallocation of funds from another level of appropriation County Exec
- 4 Any change in appropriation from an official action taken by the County Board (i.e., resolution, ordinance change, etc.) County Exec
- 5 a) ~~Reallocation of up to 10% of the originally appropriated funds between any levels of appropriation (based on lesser of originally appropriated amounts).~~ ~~Admin Comm~~
- 5 b) Reallocation of more than 10% of the funds originally appropriated between any of the levels of appropriation. Oversight Comm
2/3 County Board
- 6 Reallocation between two or more departments, regardless of amount Oversight Comm
2/3 County Board
- 7 Any increase in expenses with an offsetting increase in revenue Oversight Comm
2/3 County Board *ccw*
- 8 Any allocation from a department's fund balance Oversight Comm
2/3 County Board
- 9 Any allocation from the County's General Fund (*requires separate Resolution*) Oversight Comm
Admin Committee
2/3 County Board

After County Board approval of the resolution, a Category 4 budget adjustment must be prepared.



Justification for Budget Change:

2022- Increase Donations and Support Services budget from donations received from Veteran Service Organizations, Private Organizations, and Private Individuals for Support of Veterans and their family members in need.

Fiscal Impact*: \$ 3,545

**Enter \$0 if reclassifying previously budgeted funds. Enter actual dollar amount if new revenue or expense.*

Increase	Decrease	Account #	Account Title	Amount
<input checked="" type="checkbox"/>	<input type="checkbox"/>	115.084.400.4901	Donations	\$ 3,545
<input checked="" type="checkbox"/>	<input type="checkbox"/>	115.084.400.5370	Support Services	\$ 3,545
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			

 Digitally signed by Joe Aulik Date: 2023.01.04 10:29:59 -06'00' _____ Signature of Department Head Department: <u>Veterans Services</u> Date: <u>1/4/23</u>	<p style="text-align: center;">AUTHORIZATIONS</p>  Troy Streckenbach (ID: A, 2023.10.19 C97) _____ Signature of DOA or Executive Date: <u>Jan 4, 2023</u>
---	--

Revised 6/13/22
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15a

BUDGET ADJUSTMENT REQUEST

23-017

Category

Approval Level

- 1 Reallocation from one account to another in the same level of appropriation Dept Head
- 2 Reallocation due to a technical correction that could include:
 - Reallocation to another account strictly for tracking or accounting purposes
 - Allocation of budgeted prior year grant not completed in the prior yearDirector of Admin
- 3 Any change in any item within the Outlay account which does not require the reallocation of funds from another level of appropriation County Exec
- 4 Any change in appropriation from an official action taken by the County Board (i.e., resolution, ordinance change, etc.) County Exec
- 5 a) Reallocation of up to 10% of the originally appropriated funds between any levels of appropriation (based on lesser of originally appropriated amounts). Admin Comm
- 5 b) Reallocation of more than 10% of the funds originally appropriated between any of the levels of appropriation. Oversight Comm
2/3 County Board
- 6 Reallocation between two or more departments, regardless of amount Oversight Comm
2/3 County Board
- 7 Any increase in expenses with an offsetting increase in revenue Oversight Comm
2/3 County Board *GM*
- 8 Any allocation from a department's fund balance Oversight Comm
2/3 County Board
- 9 Any allocation from the County's General Fund (*requires separate Resolution*) Oversight Comm
Admin Committee
2/3 County Board
After County Board approval of the resolution, a Category 4 budget adjustment must be prepared.

Justification for Budget Change:

Parks - 2023: The department received a contribution from Green Bay Packaging, George Kress Family Foundation for \$70,000 to be used for the replacement Pamperin Park playground project. This will be used in conjunction with the previous sales tax approved by the Board of Supervisors.

Fiscal Impact*: 70,000

**Enter \$0 if reclassifying previously budgeted funds. Enter actual dollar amount if new revenue or expense.*

Increase	Decrease	Account #	Account Title	Amount
<input checked="" type="checkbox"/>	<input type="checkbox"/>	415.062.001.6182.100	Construction General	70000
<input type="checkbox"/>	<input checked="" type="checkbox"/>	415.3100.700	Restricted Capital Project Fund Balance	70000
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			

Matt Kriese
Digitally signed by Matt Kriese
Date: 2023.01.06 14:35:31
+06'00'

Signature of Department Head

Department: Parks

Date: 01/06/2023

AUTHORIZATIONS

Troy Streckenbach
Troy Streckenbach (Jan 11, 2023 10:25 CST)

Signature of DOA or Executive

Date: Jan 11, 2023

15a

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BUDGET ADJUSTMENT REQUEST

23-018

Category

Approval Level

- 1 Reallocation from one account to another in the same level of appropriation Dept Head
- 2 Reallocation due to a technical correction that could include:
 - Reallocation to another account strictly for tracking or accounting purposes
 - Allocation of budgeted prior year grant not completed in the prior yearDirector of Admin
- 3 Any change in any item within the Outlay account which does not require the reallocation of funds from another level of appropriation County Exec
- 4 Any change in appropriation from an official action taken by the County Board (i.e., resolution, ordinance change, etc.) County Exec
- 5 a) Reallocation of up to 10% of the originally appropriated funds between any levels of appropriation (based on lesser of originally appropriated amounts). Admin Comm
- 5 b) Reallocation of more than 10% of the funds originally appropriated between any of the levels of appropriation. Oversight Comm
2/3 County Board
- 6 Reallocation between two or more departments, regardless of amount Oversight Comm
2/3 County Board
- 7 Any increase in expenses with an offsetting increase in revenue Oversight Comm
2/3 County Board *EB*
- 8 Any allocation from a department's fund balance Oversight Comm
2/3 County Board
- 9 Any allocation from the County's General Fund (*requires separate Resolution*) Oversight Comm
Admin Committee
2/3 County Board
After County Board approval of the resolution, a Category 4 budget adjustment must be prepared.

Justification for Budget Change:

2023 This budget adjustment request is for the allocation of ARPA funds to be used to eliminate the AS400 system and create a new receipting system for the Register of Deeds (ROD) and Jail/Sheriff. A new server will need to be set up to host these receipting websites.

ROD-\$37,400
Jail/Sheriff-\$17,500
Server-\$13,100

Fiscal Impact*: 68,000

**Enter \$0 if reclassifying previously budgeted funds. Enter actual dollar amount if new revenue or expense.*

Increase	Decrease	Account #	Account Title	Amount
<input checked="" type="checkbox"/>	<input type="checkbox"/>	710.022.001.6110	Outlay	68,000 <i>EB</i>
<input type="checkbox"/>	<input checked="" type="checkbox"/>	710.022.001.6110.900	Outlay Contra	68,000 <i>EB</i>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	498.090.9003	ARPA Transfer Out	68,000
<input checked="" type="checkbox"/>	<input type="checkbox"/>	498.090.4301	ARPA Federal Grant Revenue	68,000
<input checked="" type="checkbox"/>	<input type="checkbox"/>	710.022.001.9002	Transfer In	68,000
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			

AUTHORIZATIONS

Kristen Holland

Signature of Department Head

Department: Information Technology

Date: Jan 9, 2023

Trey Streckenbach

Trey Streckenbach | Jan 9, 2023 13:39 CST

Signature of DCA or Executive

Date: Jan 9, 2023

15a

Revised 5/13/22

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BUDGET ADJUSTMENT REQUEST

23-022

<u>Category</u>	<u>Approval Level</u>
<input type="checkbox"/> 1 Reallocation from one account to another in the same level of appropriation	Dept Head
<input type="checkbox"/> 2 Reallocation due to a technical correction that could include: <ul style="list-style-type: none"> • Reallocation to another account strictly for tracking or accounting purposes • Allocation of budgeted prior year grant not completed in the prior year 	Director of Admin
<input type="checkbox"/> 3 Any change in any item within the Outlay account which does not require the reallocation of funds from another level of appropriation	County Exec
<input type="checkbox"/> 4 Any change in appropriation from an official action taken by the County Board (i.e., resolution, ordinance change, etc.)	County Exec
<input type="checkbox"/> 5 a) Reallocation of <u>up to 10%</u> of the originally appropriated funds between any levels of appropriation (based on lesser of originally appropriated amounts).	Admin Comm
<input type="checkbox"/> 5 b) Reallocation of <u>more than 10%</u> of the funds originally appropriated between any of the levels of appropriation.	Oversight Comm 2/3 County Board
<input type="checkbox"/> 6 Reallocation between two or more departments, regardless of amount	Oversight Comm 2/3 County Board
<input checked="" type="checkbox"/> 7 Any increase in expenses with an offsetting increase in revenue	Oversight Comm 2/3 County Board <i>EB</i>
<input type="checkbox"/> 8 Any allocation from a department's fund balance	Oversight Comm 2/3 County Board
9 Any allocation from the County's General Fund (<i>requires separate Resolution</i>) <i>After County Board approval of the resolution, a Category 4 budget adjustment must be prepared.</i>	Oversight Comm Admin Committee 2/3 County Board

Justification for Budget Change:

2023 This budget adjustment request is for the allocation of ARPA funds to be used to fund the Highway Department operational shortfall created by increased fuel costs.

Fiscal Impact*: 424,257

**Enter \$0 if reclassifying previously budgeted funds. Enter actual dollar amount if new revenue or expense.*

Increase	Decrease	Account #	Account Title	Amount
<input checked="" type="checkbox"/>	<input type="checkbox"/>	660.044.001.9002	Highway Transfer In	424,257 <i>EB</i>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	660.044.001.5308.100	Highway Fuel Expense	424,257 <i>EB</i>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	498.090.4301	ARPA Federal Grant Revenue	424,257
<input checked="" type="checkbox"/>	<input type="checkbox"/>	498.090.9003	ARPA Transfer Out	424,257
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			

AUTHORIZATIONS

<p><i>Paul Fontocchio</i> _____ Signature of Department Head</p> <p>Department: <u>Highway</u></p> <p>Date: <u>Jan 11, 2023</u></p>	<p><i>Troy Strackebach</i> <small>Troy Strackebach (Jan 15, 2023 14:42 CST)</small> _____ Signature of DOA or Executive</p> <p>Date: <u>Jan 16, 2023</u></p>
---	--

15a

Revised 8/13/22

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BUDGET ADJUSTMENT REQUEST

23-023

<u>Category</u>	<u>Approval Level</u>
<input type="checkbox"/> 1 Reallocation from one account to another in the same level of appropriation	Dept Head
<input type="checkbox"/> 2 Reallocation due to a technical correction that could include: • Reallocation to another account strictly for tracking or accounting purposes • Allocation of budgeted prior year grant not completed in the prior year	Director of Admin
<input type="checkbox"/> 3 Any change in any item within the Outlay account which does not require the reallocation of funds from another level of appropriation	County Exec
<input type="checkbox"/> 4 Any change in appropriation from an official action taken by the County Board (i.e., resolution, ordinance change, etc.)	County Exec
<input type="checkbox"/> 5 a) Reallocation of <u>up to 10%</u> of the originally appropriated funds between any levels of appropriation (based on lesser of originally appropriated amounts).	Admin Comm
<input type="checkbox"/> 5 b) Reallocation of <u>more than 10%</u> of the funds originally appropriated between any of the levels of appropriation.	Oversight Comm 2/3 County Board
<input type="checkbox"/> 6 Reallocation between two or more departments, regardless of amount	Oversight Comm 2/3 County Board
<input checked="" type="checkbox"/> 7 Any increase in expenses with an offsetting increase in revenue	Oversight Comm 2/3 County Board <i>DM</i>
<input type="checkbox"/> 8 Any allocation from a department's fund balance	Oversight Comm 2/3 County Board
<input type="checkbox"/> 9 Any allocation from the County's General Fund (requires separate Resolution) <i>After County Board approval of the resolution, a Category 4 budget adjustment must be prepared.</i>	Oversight Comm Admin Committee 2/3 County Board

Justification for Budget Change:

This 2023 Budget Adjustment is to increase Federal Grant revenue and increase equipment non outlay for the WEM/HS ALERT SWAT K-9 Camera grant. The purchase of the Canine Surveillance Camera will be used for training and live operations and will be instrumental in the safe resolution of any critical incident where this technology can be utilized.

Fiscal Impact*: \$ 27,282

**Enter \$0 if reclassifying previously budgeted funds. Enter actual dollar amount if new revenue or expense.*

Increase	Decrease	Account #	Account Title	Amount
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.074.001.4301	Federal Grant Revenue	\$ 27,282
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.074.001.5395	Equipment Non-Outlay	\$ 27,282
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			

DM

AUTHORIZATIONS	
<p><u><i>Carlo J. DeLisi</i></u> Signature of Department Head</p> <p>Department: <u>Sheriff</u></p> <p>Date: <u>01-16-23</u></p>	<p><u><i>Troy Streckenbach</i></u> Troy Streckenbach (Jan 20, 2023 14:54 CST) Signature of DOA or Executive</p> <p>Date: <u>Jan 20, 2023</u></p>

15a

Revised 6/13/22
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BUDGET ADJUSTMENT REQUEST

23-024

<u>Category</u>	<u>Approval Level</u>
<input type="checkbox"/> 1 Reallocation from one account to another in the same level of appropriation	Dept Head
<input type="checkbox"/> 2 Reallocation due to a technical correction that could include: <ul style="list-style-type: none"> • Reallocation to another account strictly for tracking or accounting purposes • Allocation of budgeted prior year grant not completed in the prior year 	Director of Admin
<input type="checkbox"/> 3 Any change in any item within the Outlay account which does not require the reallocation of funds from another level of appropriation	County Exec
<input type="checkbox"/> 4 Any change in appropriation from an official action taken by the County Board (i.e., resolution, ordinance change, etc.)	County Exec
<input type="checkbox"/> 5 a) Reallocation of <u>up to 10%</u> of the originally appropriated funds between any levels of appropriation (based on lesser of originally appropriated amounts).	Admin Comm
<input type="checkbox"/> 5 b) Reallocation of <u>more than 10%</u> of the funds originally appropriated between any of the levels of appropriation.	Oversight Comm 2/3 County Board
<input type="checkbox"/> 6 Reallocation between two or more departments, regardless of amount	Oversight Comm 2/3 County Board
<input checked="" type="checkbox"/> 7 Any increase in expenses with an offsetting increase in revenue	Oversight Comm 2/3 County Board <i>CCB</i>
<input type="checkbox"/> 8 Any allocation from a department's fund balance	Oversight Comm 2/3 County Board
9 Any allocation from the County's General Fund (requires separate Resolution) After County Board approval of the resolution, a Category 4 budget adjustment must be prepared.	Oversight Comm Admin Committee 2/3 County Board

Justification for Budget Change:

This 2023 BA is to increase federal grant revenue and increase Equipment Non-Outlay for the WEM/HS ALERT SWAT Headset Communications 2022 grant. The purchase of these headsets will greatly enhance communication between team members and command staff and protect hearing during loud reports association with SWAT operations. No local match is required for this grant.

Fiscal Impact*: \$ 7,000

**Enter \$0 if reclassifying previously budgeted funds. Enter actual dollar amount if new revenue or expense.*

Increase	Decrease	Account #	Account Title	Amount
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.074.001.4301	Federal Grant Revenue	\$ 7,000
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.074.001.5395	Equipment non-outlay	\$ 7,000
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			

JLM

AUTHORIZATIONS

 Signature of Department Head	 Signature of DOA or Executive
Department: <u>Sher. FF</u>	Date: <u>Jan 20, 2023</u>
Date: <u>01-16-23</u>	

15a

Revised 8/13/22
Submit Form

BUDGET ADJUSTMENT REQUEST

23-025

<u>Category</u>	<u>Approval Level</u>
<input type="checkbox"/> 1 Reallocation from one account to another in the same level of appropriation	Dept Head
<input type="checkbox"/> 2 Reallocation due to a technical correction that could include: • Reallocation to another account strictly for tracking or accounting purposes • Allocation of budgeted prior year grant not completed in the prior year	Director of Admin
<input type="checkbox"/> 3 Any change in any item within the Outlay account which does not require the reallocation of funds from another level of appropriation	County Exec
<input type="checkbox"/> 4 Any change in appropriation from an official action taken by the County Board (i.e., resolution, ordinance change, etc.)	County Exec
<input type="checkbox"/> 5 a) Reallocation of up to 10% of the originally appropriated funds between any levels of appropriation (based on lesser of originally appropriated amounts).	Admin Comm
<input type="checkbox"/> 5 b) Reallocation of <u>more than 10%</u> of the funds originally appropriated between any of the levels of appropriation.	Oversight Comm 2/3 County Board
<input type="checkbox"/> 6 Reallocation between two or more departments, regardless of amount	Oversight Comm 2/3 County Board
<input checked="" type="checkbox"/> 7 Any increase in expenses with an offsetting increase in revenue	Oversight Comm 2/3 County Board <i>DM</i>
<input type="checkbox"/> 8 Any allocation from a department's fund balance	Oversight Comm 2/3 County Board
<input type="checkbox"/> 9 Any allocation from the County's General Fund (requires separate Resolution) <i>After County Board approval of the resolution, a Category 4 budget adjustment must be prepared.</i>	Oversight Comm Admin Committee 2/3 County Board

Justification for Budget Change:

This 2023 BA is to increase federal grant revenue and increase Equipment Non-Outlay for the WEM/HS ALERT SWAT Respirators and Communications grant. The purchase of the respirators and communication devices will greatly enhance operator's ability to perform their duty and communicate in contaminated air during SWAT operations. No local match is required for this grant.

Fiscal Impact*: \$ 9,000

**Enter \$0 if reclassifying previously budgeted funds. Enter actual dollar amount if new revenue or expense.*

Increase	Decrease	Account #	Account Title	Amount
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.074.001.4301	Federal Grant Revenue	\$ 9,000 <i>DM</i>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.074.001.5395	Equipment non outlay	\$ 9,000 <i>DM</i>
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			

AUTHORIZATIONS

<u>Teddy Dela</u> <small>Signature of Department Head</small>	<u>Troy Streckenbach</u> <small>Signature of DOA or Executive</small>
Department: <u>Sheriff</u>	Date: <u>Jan 18, 2023</u>
Date: <u>01-18-23</u>	

15a

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BUDGET ADJUSTMENT REQUEST

23-026

Category

Approval Level

- 1 Reallocation from one account to another in the same level of appropriation Dept Head
- 2 Reallocation due to a technical correction that could include:
 - Reallocation to another account strictly for tracking or accounting purposes
 - Allocation of budgeted prior year grant not completed in the prior yearDirector of Admin
- 3 Any change in any item within the Outlay account which does not require the reallocation of funds from another level of appropriation County Exec
- 4 Any change in appropriation from an official action taken by the County Board (i.e., resolution, ordinance change, etc.) County Exec
- 5 a) Reallocation of up to 10% of the originally appropriated funds between any levels of appropriation (based on lesser of originally appropriated amounts). Admin Comm
- 5 b) Reallocation of more than 10% of the funds originally appropriated between any of the levels of appropriation. Oversight Comm
2/3 County Board
- 6 Reallocation between two or more departments, regardless of amount Oversight Comm
2/3 County Board
- 7 Any increase in expenses with an offsetting increase in revenue Oversight Comm
2/3 County Board *DM*
- 8 Any allocation from a department's fund balance Oversight Comm
2/3 County Board
- 9 Any allocation from the County's General Fund (requires separate Resolution)
After County Board approval of the resolution, a Category 4 budget adjustment must be prepared. Oversight Comm
Admin Committee
2/3 County Board

Justification for Budget Change:

This 2023 BA is to increase federal grant revenue and increase Equipment Non-Outlay for the WEM/HS ALERT SWAT Rural Marksman Equipment grant. This grant provides funding to purchase equipment to provide detailed surveillance from a concealed position. The equipment will also be utilized in other ALERT regions for similar critical incident that could result in safer resolutions. No local match is required.

Fiscal Impact*: \$ 3,500

**Enter \$0 if reclassifying previously budgeted funds. Enter actual dollar amount if new revenue or expense.*

Increase	Decrease	Account #	Account Title	Amount
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.074.001.4301	Federal Grant Revenue	\$ 3,500
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.074.001.5395	Equipment non-Outlay	\$ 3,500
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			

DM

AUTHORIZATIONS

Calvin DeLeon
Signature of Department Head
Department: Sheriff
Date: 01-16-23

Troy Strackebach
Troy Strackebach (Jan 20, 2023 14:52 CST)
Signature of DCA or Executive
Date: Jan 20, 2023

150a

Revised 6/13/22

Submit Form

BUDGET ADJUSTMENT REQUEST

23-032

<u>Category</u>	<u>Approval Level</u>
<input type="checkbox"/> 1 Reallocation from one account to another in the same level of appropriation	Dept Head
<input type="checkbox"/> 2 Reallocation due to a technical correction that could include: • Reallocation to another account strictly for tracking or accounting purposes • Allocation of budgeted prior year grant not completed in the prior year	Director of Admin
<input type="checkbox"/> 3 Any change in any item within the Outlay account which does not require the reallocation of funds from another level of appropriation	County Exec
<input type="checkbox"/> 4 Any change in appropriation from an official action taken by the County Board (i.e., resolution, ordinance change, etc.)	County Exec
<input type="checkbox"/> 5 a) Reallocation of up to 10% of the originally appropriated funds between any levels of appropriation (based on lesser of originally appropriated amounts).	Admin Comm
<input type="checkbox"/> 5 b) Reallocation of <u>more than 10%</u> of the funds originally appropriated between any of the levels of appropriation.	Oversight Comm 2/3 County Board
<input checked="" type="checkbox"/> 6 Reallocation between two or more departments, regardless of amount	Oversight Comm 2/3 County Board <i>ESC</i>
<input type="checkbox"/> 7 Any increase in expenses with an offsetting increase in revenue	Oversight Comm 2/3 County Board
<input type="checkbox"/> 8 Any allocation from a department's fund balance	Oversight Comm 2/3 County Board
9 Any allocation from the County's General Fund (<i>requires separate Resolution</i>) <i>After County Board approval of the resolution, a Category 4 budget adjustment must be prepared.</i>	Oversight Comm Admin Committee 2/3 County Board

Justification for Budget Change:

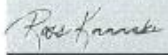
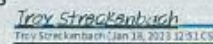
2023 - Purchasing/Risk is requesting \$15,000 from the Contingency Fund for a safety training needs assessment for the majority of county departments.

This budget adjustment will also request \$20,696 from the contingency fund to support the 20% matching requirement from the State of Wisconsin for Public Safety Communications Chapter DMA 2 PSAP Grant.

	\$35,696
Contingency Fund Balance: \$300,000	Fiscal Impact*: \$ 15,000

**Enter \$0 if reclassifying previously budgeted funds. Enter actual dollar amount if new revenue or expense.*

Increase	Decrease	Account #	Account Title	Amount
<input type="checkbox"/>	<input checked="" type="checkbox"/>	100.090.5394	Contingency Fund	\$35,696
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.090.9005	Intrafund Transfer Out	\$35,696
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.032.031.9004	Intrafund Transfer In	\$ 15,000
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.032.031.5700	Contracted Services	\$ 15,000
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.013.001.9004	Intrafund Transfer In	\$20,696
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.013.001.5306.100	Maintenance Agreement Software	\$20,000
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.013.001.5340	Travel & Training	\$ 696

AUTHORIZATIONS	
 Signature of Department Head	 Signature of DOA or Executive
Department: <u>Administration/Risk Manager</u> Date: <u>1/17/2023</u>	Date: <u>Jan 18, 2023</u>

15a

Revised 6/13/22
Submit Form

BUDGET ADJUSTMENT REQUEST

23-048

Category	Approval Level
<input type="checkbox"/> 1 Reallocation from one account to another in the same level of appropriation	Dept Head
<input type="checkbox"/> 2 Reallocation due to a technical correction that could include: <ul style="list-style-type: none"> • Reallocation to another account strictly for tracking or accounting purposes • Allocation of budgeted prior year grant not completed in the prior year 	Director of Admin
<input type="checkbox"/> 3 Any change in any item within the Outlay account which does not require the reallocation of funds from another level of appropriation	County Exec
<input type="checkbox"/> 4 Any change in appropriation from an official action taken by the County Board (i.e., resolution, ordinance change, etc.)	County Exec
<input type="checkbox"/> 5 a) Reallocation of up to 10% of the originally appropriated funds between any levels of appropriation (based on lesser of originally appropriated amounts).	Admin Comm
<input type="checkbox"/> 5 b) Reallocation of more than 10% of the funds originally appropriated between any of the levels of appropriation.	Oversight Comm 2/3 County Board
<input type="checkbox"/> 6 Reallocation between two or more departments, regardless of amount	Oversight Comm 2/3 County Board
<input checked="" type="checkbox"/> 7 Any increase in expenses with an offsetting increase in revenue	Oversight Comm 2/3 County Board <i>DM</i>
<input type="checkbox"/> 8 Any allocation from a department's fund balance	Oversight Comm 2/3 County Board
<input type="checkbox"/> 9 Any allocation from the County's General Fund (requires separate Resolution) <i>After County Board approval of the resolution, a Category 4 budget adjustment must be prepared.</i>	Oversight Comm Admin Committee 2/3 County Board

Justification for Budget Change:

This 2023 BA is to increase federal grant revenue and increase Equipment Non-Outlay for the WEM/EOD Bomb Technician Response Equipment grant. This grant provides funding to purchase new x-ray command controller equipment and wireless trigger for their current x-ray generator and will allow the PSBT expedited processing during dismantled operations. This technology will aide in faster response times which is critical for the safety of the citizens and officers. No local match is required.

Fiscal Impact*: \$ 13,300

*Enter \$0 if reclassifying previously budgeted funds. Enter actual dollar amount if new revenue or expense.

Increase	Decrease	Account #	Account Title	Amount
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.074.001.4301	Federal Grant Revenue	\$ 13,300
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.074.001.5395	Equipment non-Outlay	\$ 13,300
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			

DM

AUTHORIZATIONS

Signature of Department Head: *Carole D. DeLo*
 Signature of DOA or Executive: *Troy Strackebach*
 Department: *Sherriff*
 Date: *01-20-23*
 Date: *Jan 23, 2023*

15a

Revised 6/13/22

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BUDGET ADJUSTMENT REQUEST

23-049

Category

Approval Level

- 1 Reallocation from one account to another in the same level of appropriation Dept Head
- 2 Reallocation due to a technical correction that could include:
 - Reallocation to another account strictly for tracking or accounting purposes
 - Allocation of budgeted prior year grant not completed in the prior yearDirector of Admin
- 3 Any change in any item within the Outlay account which does not require the reallocation of funds from another level of appropriation County Exec
- 4 Any change in appropriation from an official action taken by the County Board (i.e., resolution, ordinance change, etc.) County Exec
- 5 a) ~~Reallocation of up to 10% of the originally appropriated funds between any levels of appropriation (based on lesser of originally appropriated amounts).~~ Admin Comm
- 5 b) Reallocation of more than 10% of the funds originally appropriated between any of the levels of appropriation. Oversight Comm
2/3 County Board
- 6 Reallocation between two or more departments, regardless of amount Oversight Comm
2/3 County Board
- 7 Any increase in expenses with an offsetting increase in revenue Oversight Comm
2/3 County Board *CSW*
- 8 Any allocation from a department's fund balance Oversight Comm
2/3 County Board
- 9 Any allocation from the County's General Fund (*requires separate Resolution*) Oversight Comm
After County Board approval of the resolution, a Category 4 budget adjustment must be prepared. Admin Committee
2/3 County Board

Justification for Budget Change:

This 2023 BA is to increase federal grant revenue and increase Outlay Equipment for the WEM/EOD Bomb Suit grant. This grant provides funding to purchase of a new bomb suit to meet the current safety standards for agencies handling high risk explosive situations. No local match is required.

Fiscal Impact*: **\$ 37,100**

**Enter \$0 if reclassifying previously budgeted funds. Enter actual dollar amount if new revenue or expense.*

Increase	Decrease	Account #	Account Title	Amount
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.074.001.4301	Federal Grant Revenue	\$ 37,100
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.074.001.6110.020	Outlay Equipment	\$ 37,100
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			
<input type="checkbox"/>	<input type="checkbox"/>			

DJM
DM

AUTHORIZATIONS

Signature of Department Head: *Troy Streckenbach*
 Department: Sherriff
 Date: 01-20-23

Signature of DOA or Executive: *Troy Streckenbach*
 Date: Jan 23, 2023

15a

Revised 6/13/22

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BUDGET ADJUSTMENT REQUEST

23-051

<u>Category</u>	<u>Approval Level</u>
<input type="checkbox"/> 1 Reallocation from one account to another in the same level of appropriation	Dept Head
<input type="checkbox"/> 2 Reallocation due to a technical correction that could include: <ul style="list-style-type: none"> • Reallocation to another account strictly for tracking or accounting purposes • Allocation of budgeted prior year grant not completed in the prior year 	Director of Admin
<input type="checkbox"/> 3 Any change in any item within the Outlay account which does not require the reallocation of funds from another level of appropriation	County Exec
<input type="checkbox"/> 4 Any change in appropriation from an official action taken by the County Board (i.e., resolution, ordinance change, etc.)	County Exec
<input type="checkbox"/> 5 a) Reallocation of up to 10% of the originally appropriated funds between any levels of appropriation (based on lesser of originally appropriated amounts).	Admin Comm
<input type="checkbox"/> 5 b) Reallocation of <u>more than 10%</u> of the funds originally appropriated between any of the levels of appropriation.	Oversight Comm 2/3 County Board
<input type="checkbox"/> 6 Reallocation between two or more departments, regardless of amount	Oversight Comm 2/3 County Board
<input checked="" type="checkbox"/> 7 Any increase in expenses with an offsetting increase in revenue	Oversight Comm 2/3 County Board <i>ESC</i>
<input type="checkbox"/> 8 Any allocation from a department's fund balance	Oversight Comm 2/3 County Board
9 Any allocation from the County's General Fund (<i>requires separate Resolution</i>) <i>After County Board approval of the resolution, a Category 4 budget adjustment must be prepared.</i>	Oversight Comm Admin Committee 2/3 County Board

Justification for Budget Change:

This 2023 Budget Adjustment is to increase State Grant Revenue and associated expenses for the Chapter DMA 2 PSAP Grant. This budget adjustment will also request \$20,696 from the contingency fund to support the 20% matching requirement from the State of Wisconsin. This grant will provide funding towards equipment upgrades and advanced training necessary for the Next Generation 9-1-1 implementation.

\$82,781

Contingency Fund Balance: \$285,000 Fiscal Impact*: \$ 20,696

**Enter \$0 if reclassifying previously budgeted funds. Enter actual dollar amount if new revenue or expense.*

Increase	Decrease	Account #	Account Title	Amount
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.013.001.4302	State Grant Revenue	\$ 82,781
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.013.001.9004	Intrafund Transfer In	\$ 20,696
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.090.9005	Intrafund Transfer Out	\$ 20,696
<input type="checkbox"/>	<input checked="" type="checkbox"/>	100.090.5394	Contingency	\$ 20,696
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.013.001.5306.100	Maintenance Agreement Software	\$ 20,000
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.013.001.5708	Professional Services	\$ 32,700
<input checked="" type="checkbox"/>	<input type="checkbox"/>	100.013.001.5340	Travel and Training	\$ 2,840
				\$2,144

<p>Cullen Peltier Digitally signed by Cullen Peltier Date: 2023.01.25 15:02:12 -0600</p> <p>Signature of Department Head</p> <p>Department: <u>PSC</u></p> <p>Date: <u>1/25/2023</u></p>	<p>AUTHORIZATIONS</p> <p><u>Tray Strackenbach</u> <small>(Tray Strackenbach (394) (26, 20-138-31 (37))</small></p> <p>Signature of DOA or Executive</p> <p>Date: <u>Jan 26, 2023</u></p>
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Revised 6/13/22
Submit Form

Administration Committee

No. 15b -- RESOLUTION REGARDING TABLE OF ORGANIZATION CHANGE FOR THE COUNTY CLERK’S OFFICE – DEPUTY CLERK POSITIONS.

TO THE HONORABLE CHAIRMAN AND MEMBERS
OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, a table of organization request was submitted by the County Clerk’s Office (“Department”), the Department has evaluated the structure, needs and salaries in its office and seeks changes, and Human Resources, in conjunction with the Department, now recommends the following changes to the Departments’ table of organization: the **deletion** of one (1.0 FTE) Deputy Clerk of Elections position, two (1.0 FTE) Deputy County Clerk positions, and one (0.75 FTE) Deputy County Clerk position; and the **addition** of one (1.0 FTE) Deputy Clerk of Elections position, two (0.80 FTE) Deputy County Clerk positions and one (1.0 FTE) Deputy County Clerk position, all to be effective March 1, 2023.

NOW, THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors, that the following changes to the County Clerk’s Office table of organization, as described above and below in the Budget Impact section of this resolution, are hereby approved: the **deletion** of one (1.0 FTE) Deputy Clerk of Elections position, two (1.0 FTE) Deputy County Clerk positions, and one (0.75 FTE) Deputy County Clerk position; and the **addition** of one (1.0 FTE) Deputy Clerk of Elections position, two (0.80 FTE) Deputy County Clerk positions and one (1.0 FTE) Deputy County Clerk position, all to be effective March 1, 2023.

Budget Impact: County Clerk’s Office

Annual Budget Impact	FTE	Addition/ Deletion	Salary	Fringe	Total
Deputy Clerk of Elections \$25.82/hour Position # 101.060.019 Hours: 2080	1.0	Deletion	(\$53,706)	(\$18,887)	(\$72,593)
Deputy Clerk of Elections \$26.57/hour Position # 101.060.019 Hours: 2080	1.0	Addition	\$55,266	\$19,435	\$74,701
Deputy County Clerk \$24.39/hour Position # 103.270.019 Hours: 2080	1.0	Deletion	(\$50,731)	(\$17,842)	(\$68,573)
Deputy County Clerk \$24.39/hour Position # 103.270.019 Hours: 1664	.80	Addition	\$40,585	\$14,274	\$54,859
Deputy County Clerk \$24.39/hour Position # 101.076.019 Hours: 1560	.75	Deletion	(\$38,048)	(\$13,382)	(\$51,430)

Deputy County Clerk \$24.39/hour Position # 101.076.019 Hours: 1664	.80	Addition	\$40,585	\$14,274	\$54,859
Deputy County Clerk \$24.39/hour Position #101.270.019 Hours: 2080	1.0	Deletion	(\$50,731)	(\$17,848)	(\$68,579)
Deputy County Clerk \$25.39/hour Position # 101.270.019 Hours: 2080	1.0	Addition	\$52,811	\$18,579	\$71,390
Annual Budget Impact (net impact of position changes)	-1.15				(\$5,366)

Partial Budget Impact (3/1/23 – 12/21/23)	FTE	Addition/ Deletion	Salary	Fringe	Total
Deputy Clerk of Elections \$25.82/hour Position # 101.060.019 Hours: 2080	1.0	Deletion	(\$44,755)	(\$15,739)	(\$60,494)
Deputy Clerk of Elections \$26.57/hour Position # 101.060.019 Hours: 2080	1.0	Addition	\$46,055	\$16,196	\$62,251
Deputy County Clerk \$24.39/hour Position # 103.270.019 Hours: 2080	1.0	Deletion	(\$42,276)	(\$14,868)	(\$57,144)
Deputy County Clerk \$24.39/hour Position # 103.270.019 Hours: 1664	.80	Addition	\$33,821	\$11,895	\$45,716
Deputy County Clerk \$24.39/hour Position # 101.076.019 Hours: 1560	.75	Deletion	(\$31,707)	(\$11,151)	(\$42,858)
Deputy County Clerk \$24.39/hour Position # 101.076.019 Hours: 1664	.80	Addition	\$33,821	\$11,895	\$45,716
Deputy County Clerk \$24.39/hour Position #101.270.019 Hours: 2080	1.0	Deletion	(\$42,276)	(\$14,873)	(\$57,149)
Deputy County Clerk \$25.39/hour Position # 101.270.019 Hours: 2080	1.0	Addition	\$44,009	\$15,483	\$59,492

Partial Budget Impact (net impact of position changes)	-15					(\$4,470)
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Fiscal Note: This resolution does not require an appropriation from the General Fund. The anticipated fiscal result is an annual savings of \$5,366 personnel costs.

Respectfully submitted,

ADMINISTRATION COMMITTEE

Approved By: /s/ Troy Streckenbach Date: 02/16/2023

23-033R

Authored by County Clerk's Office

Final Draft Approved by Corporation Counsel's Office

A motion was made by Supervisor Vander Leest and seconded by Supervisor Lefebvre "to adopt" Voice vote taken. Motion carried unanimously with no abstentions.

ATTACHMENT TO RESOLUTION #15B
ON THE FOLLOWING PAGE

Brown County

305 E. WALNUT STREET
P.O. BOX 23600
GREEN BAY, WI 54305-3600

RESOLUTION/ORDINANCE SUBMISSION TO COUNTY BOARD

DATE: 12-12-22
REQUEST TO: Administration and County Board
MEETING DATE: 1/18/2023 and 2/15/2023, respectively
REQUEST FROM: Pat Moynihan

REQUEST TYPE: New resolution Revision to resolution
 New ordinance Revision to ordinance

TITLE: RESOLUTION REGARDING TABLE OF ORGANIZATION CHANGE FOR THE COUNTY CLERK'S OFFICE – DEPUTY CLERK POSITIONS

ISSUE/BACKGROUND INFORMATION:

The County Clerk continues to evaluate the structure, needs, and salaries of each employee in his or her charge. In this instance, the County Clerk has identified four positions requiring modification.

ACTION REQUESTED:

Change hours for two positions; increase wages for two positions.

FISCAL IMPACT:

NOTE: This fiscal impact portion is initially completed by requestor, but verified by the DOA and updated if necessary.

1. What is the amount of the fiscal impact? \$0
2. Is it currently budgeted? Yes No N/A (if \$0 fiscal impact)
 - a. If yes, in which account?
If no, how will the impact be funded?
 - b. If funding is from an external source, is it one-time or continuous?
3. Please provide supporting documentation of fiscal impact determination.

COPY OF RESOLUTION OR ORDINANCE IS ATTACHED

15b

12/3/2018

No. 15c -- **RESOLUTION REQUESTING THAT WISCONSIN INCREASE THE LEVEL OF STATE AID IT PROVIDES TO COUNTIES AND MUNICIPALITIES.**

TO THE HONORABLE CHAIRMAN AND MEMBERS
OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, Wisconsin counties are an arm of the State of Wisconsin and perform valuable services such as law enforcement, health and human services, highway maintenance, court systems, recreation, housing, solid waste handling, libraries, and public safety; and

WHEREAS, the state restricts the ability of counties to raise revenues, primarily from property and sales taxes; and

WHEREAS, traditionally the state shared much of its revenues with local units of government to hold down property taxes while enabling local entities to meet their obligations, many of which are mandated by the state; and

WHEREAS, crime reduction, adequate transportation systems, health and human service programs, safe neighborhoods, and many other local functions are important for economic development and the growth of jobs in Wisconsin; and

WHEREAS, according to the Legislative Fiscal Bureau, state aids to local governments, except for a few minor statutory changes, have remained the same for the past ten years; and

WHEREAS, according to the Wisconsin Counties Association, state aids accounted for nearly 50% of local governments expenditures 30 years ago, and now those aids have been reduced to about 25% of local costs.

NOW THEREFORE, BE IT RESOLVED, that Brown County implores the Wisconsin Legislature to reasonably increase aid to counties and municipalities so that those entities can meet community needs and promote economic growth, without creating a state structural deficit in future years; and

BE IT FURTHER RESOLVED, that copies of this resolution be emailed by the County Clerk to the Wisconsin Counties Association, the Governor and members of the Wisconsin Assembly and State Senate who represent the people of Brown County; and

BE IT FINALLY RESOLVED, that county officials arrange a meeting between local government executive and legislative leaders, and legislators representing Brown County, to discuss the need for increased financial support for local governments.

Fiscal Note: This Resolution does not require an appropriation from the General Fund.

Respectfully submitted,

ADMINISTRATION COMMITTEE
EXECUTIVE COMMITTEE

Approved By: /s/ Troy Streckenbach Date: 02/16/2023

23-040R

Authored by: Corporation Counsel
Final Draft Approved by Corporation Counsel

A motion was made by Supervisor Borchardt and seconded by Supervisor Theno “to adopt”
Voice vote taken. Motion carried unanimously with no abstentions.

No. 15d -- RESOLUTION REQUESTING THE STATE OF WISCONSIN TO ENSURE INTERNET SERVICE PROVIDERS OFFER SUFFICIENT COVERAGE IN MUNICIPALITIES TO ENABLE THEM TO TRANSMIT ELECTION RESULTS TO THEIR COUNTY CLERK.

TO THE HONORABLE CHAIRMAN AND MEMBERS
OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, it is desirable that the State of Wisconsin pass legislation, and/or use whatever leverage it has, to ensure internet service providers (‘ISPs’) that provide service in municipalities do so in a manner that ensures all areas in municipalities have sufficient coverage that allows for the transmission of election results to their County Clerk; and

WHEREAS, there are currently areas in Brown County, including in the Town of Morrison (the ‘Town’), where ISPs such as Verizon do not provide sufficient coverage to allow for the transmission of election results to the Brown County Clerk; and

WHEREAS, it is unacceptable for the Town to currently need to resort to loading its voting machine into a car, and then to drive around the area until a reception point is found, in order to transmit its election results to the Brown County Clerk; and

WHEREAS, there are ample towers in the Town of Morrison onto which an ISP, such as Verizon, could put a receptor to provide said sufficient coverage.

NOW, THEREFORE, BE IT RESOLVED that the Brown County Board of Supervisors hereby requests that the State of Wisconsin pass legislation, and/or use whatever leverage it has, to ensure ISPs, such as Verizon, that provide service in municipalities, such as the Town, do so in a manner that ensures all areas in said municipalities have sufficient coverage that allows for the transmission of election results to their County Clerk; and

BE IT FURTHER RESOLVED that a copy of this Resolution shall be emailed by the County Clerk to the Governor of the State of Wisconsin, to State Senators and State Representatives representing Brown County, to the Secretary of the Wisconsin Department of Administration and to the Wisconsin Counties Association for their consideration.

Fiscal Note: This resolution does not require an appropriation from the General Fund.

Respectfully submitted,
ADMINISTRATION COMMITTEE

Approved By: /s/ Troy Streckenbach Date: 02/16/2023

22-129R

Authored by Corporation Counsel, and Based on a Town of Morrison Resolution
Final Draft Approved by Corporation Counsel’s Office

A motion was made by Supervisor Coenen and seconded by Supervisor Theno “to adopt” Roll call vote taken.

Supervisors	Dist. #	Vote	Supervisors	Dist. #	Vote	Supervisors	Dist. #	Vote		
Antonneau	1	Excused	Vander Leest	10	Aye	Adams	19	Aye	Aye	20
De Wane	2	Excused	Buckley	11	Aye	Coenen	20	Aye	Nay	3
Nicholson	3	Aye	Landwehr	12	Excused	Schultz	21	Aye	Abstain	0
Jacobson	4	Aye	Dantinne, Jr.	13	Aye	Peters	22	Aye	Excused	3
Theno	5	Aye	Avery	14	Aye	Suennen	23	Aye	Absent	0
Lefebvre	6	Nay	Fuller	15	Aye	Schadewald	24	Aye	Late	0
Friberg	7	Aye	Kaster	16	Nay	Lund	25	Aye		
Borchardt	8	Aye	Van Dyck	17	Nay	Deneys	26	Aye	Total	23
Evans	9	Aye	Hopkins	18	Aye					

Motion carried.

Human Services Committee

No. 15e -- RESOLUTION REGARDING TABLE OF ORGANIZATION CHANGE FOR THE HEALTH & HUMAN SERVICES DEPARTMENT – COMMUNITY SERVICES DIVISION – CHILD AND ADULT PROTECTION UNIT CHANGES.

TO THE HONORABLE CHAIRMAN AND MEMBERS
OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, a table of organization request was submitted by the Health and Human Services Department – Community Services Division (“Department”); and

WHEREAS, the Department would like to increase wages in their child protection and adult protection unit areas to promote recruitment and retention, with funding through the Department of Children and Families allocation and a reduction in wrap around services; and

WHEREAS, Human Resources, in conjunction with the Department, recommends the following changes to the Departments’ table of organization: the **deletion** of ten (1.0 FTE) Social Worker Supervisor positions, eight (1.0 FTE) Social Worker/Case Manager positions, one (1.0 FTE) Children, Youth and Families Manager position, and one (1.0 FTE) CPS Coordinator position; and the **addition** of ten (1.0 FTE) Social Worker Supervisor positions, eight (1.0 FTE) Social Worker/Case Manager positions, one (1.0 FTE) Children, Youth and Families Manager position, and one (1.0 FTE) CPS Coordinator position, all to be effective February 19, 2023.

NOW, THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors, that the following changes to the Community Services Division table of organization, as described above and below in the Budget Impact section of this resolution, are hereby approved: the

deletion of ten (1.0 FTE) Social Worker Supervisor positions, eight (1.0 FTE) Social Worker/Case Manager positions, one (1.0 FTE) Children, Youth and Families Manager position, and one (1.0 FTE) CPS Coordinator position; and the **addition** of ten (1.0) FTE Social Worker Supervisor positions, eight (1.0 FTE) Social Worker/Case Manager positions, one (1.0 FTE) Children, Youth and Families Manager position, and one (1.0 FTE) CPS Coordinator position, all to be effective February 19, 2023.

Budget Impact: HHS – Community Services

Annual Budget Impact	FTE	Addition/ Deletion	Salary	Fringe	Total
Social Worker Supervisor \$35.68/hr Position #104.010.076 Hours: 2,080	1.0	Deletion	(\$74,214)	(\$26,101)	(\$100,315)
Social Worker Supervisor \$37.00/hr Position #104.010.076 Hours: 2,080	1.0	Addition	\$76,960	\$27,067	\$104,027
Social Worker Supervisor \$36.69/hr Position #109.010.076 Hours: 2,080	1.0	Deletion	(\$76,315)	(\$26,882)	(\$103,197)
Social Worker Supervisor \$34.25/hr Position #109.010.076 Hours: 2,080	1.0	Addition	\$71,240	\$25,096	\$96,336
Social Worker/Case Manager \$36.23/hr Position #170.630.076 Hours: 1,950	1.0	Deletion	(\$70,650)	(\$25,029)	(\$95,679)
Social Worker/Case Manager \$27.62/hr Position #170.630.076 Hours: 1,950	1.0	Addition	\$53,859	\$19,092	\$72,951
Social Worker/Case Manager \$29.96/hr Position #250.630.076 Hours: 1,950	1.0	Deletion	(\$58,422)	(\$20,665)	(\$79,087)
Social Worker/Case Manager \$30.96/hr Position #250.630.076 Hours: 1,950	1.0	Addition	\$60,372	\$21,352	\$81,724

Social Worker/Case Manager \$27.14/hr Position #173.630.076 Hours: 1,950	1.0	Deletion	(\$52,923)	(\$18,877)	(\$71,800)
Social Worker/Case Manager \$28.14/hr Position #173.630.076 Hours: 1,950	1.0	Addition	\$54,873	\$19,571	\$74,444
Social Worker/Case Manager \$27.14/hr Position #220.630.076 Hours: 1,950	1.0	Deletion	(\$52,923)	(\$18,730)	(\$71,653)
Social Worker/Case Manager \$28.14/hr Position #220.630.076 Hours: 1,950	1.0	Addition	\$54,873	\$19,422	\$74,295
Social Worker/Case Manager \$27.14/hr Position #145.630.076 Hours: 1,950	1.0	Deletion	(\$52,923)	(\$18,729)	(\$71,652)
Social Worker/Case Manager \$28.14/hr Position #145.630.076 Hours: 1,950	1.0	Addition	\$54,873	\$19,420	\$74,293
Social Worker/Case Manager \$27.14/hr Position #225.630.076 Hours: 1,950	1.0	Deletion	(\$52,923)	(\$18,727)	(\$71,650)
Social Worker/Case Manager \$28.14/hr Position #225.630.076 Hours: 1,950	1.0	Addition	\$54,873	\$19,419	\$74,292
Social Worker/Case Manager \$28.48/hr Position #183.630.076 Hours: 1,950	1.0	Deletion	(\$55,536)	(\$19,643)	(\$75,179)
Social Worker/Case Manager \$27.59/hr Position #183.630.076 Hours: 1,950	1.0	Addition	\$53,802	\$19,030	\$72,832

Social Worker/Case Manager \$26.59/hr Position #101.630.076 Hours: 1,950	1.0	Deletion	(\$51,852)	(\$18,347)	(\$70,199)
Social Worker/Case Manager \$27.59/hr Position #101.630.076 Hours: 1,950	1.0	Addition	\$53,802	\$19,038	\$72,840
Children, Youth & Families Manager \$40.03/hr Position #102.010.076 Hours: 2,080	1.0	Deletion	(\$83,262)	(\$29,446)	(\$112,708)
Children, Youth & Families Manager \$40.78/hr Position #102.010.076 Hours: 2,080	1.0	Addition	\$84,822	\$29,997	\$114,819
CPS Coordinator \$39.41/hr Position #110.010.076 Hours: 2,080	1.0	Deletion	(\$81,973)	(\$28,842)	(\$110,815)
CPS Coordinator \$40.16/hr Position #110.010.076 Hours: 2,080	1.0	Addition	\$83,533	\$29,392	\$112,925
Social Worker Supervisor \$37.60/hr Position #133.010.076 Hours: 2,080	1.0	Deletion	(\$78,208)	(\$27,658)	(\$105,866)
Social Worker Supervisor \$38.35/hr Position #133.010.076 Hours: 2,080	1.0	Addition	\$79,768	\$28,208	\$107,976
Social Worker Supervisor \$36.93/hr Position # 134.010.076 Hours: 2,080	1.0	Deletion	(\$76,814)	(\$27,015)	(\$103,829)
Social Worker Supervisor \$37.68/hr Position # 134.010.076 Hours: 2,080	1.0	Addition	\$78,374	\$27,563	\$105,937
Social Worker Supervisor \$36.93/hr Position # 135.010.076 Hours: 2,080	1.0	Deletion	(\$76,814)	(\$27,028)	(\$103,842)

Social Worker Supervisor \$37.68/hr Position # 135.010.076 Hours: 2,080	1.0	Addition	\$78,374	\$27,576	\$105,950
Social Worker Supervisor \$36.03/hr Position #123.010.076 Hours: 2,080	1.0	Deletion	(\$74,942)	(\$26,357)	(\$101,299)
Social Worker Supervisor \$36.78/hr Position #123.010.076 Hours: 2,080	1.0	Addition	\$76,502	\$26,906	\$103,408
Social Worker Supervisor \$35.31/hr Position #112.010.076 Hours: 2,080	1.0	Deletion	(\$73,445)	(\$25,831)	(\$99,276)
Social Worker Supervisor \$36.06/hr Position #112.010.076 Hours: 2,080	1.0	Addition	\$75,005	\$26,379	\$101,384
Social Worker Supervisor \$34.25/hr Position #111.010.076 Hours: 2,080	1.0	Deletion	(\$71,240)	(\$25,056)	(\$96,296)
Social Worker Supervisor \$35.00/hr Position #111.010.076 Hours: 2,080	1.0	Addition	\$72,800	\$25,604	\$98,404
Social Worker Supervisor \$34.25/hr Position #107.010.076 Hours: 2,080	1.0	Deletion	(\$71,240)	(\$25,056)	(\$96,296)
Social Worker Supervisor \$35.00/hr Position #107.010.076 Hours: 2,080	1.0	Addition	\$72,800	\$25,604	\$98,404
Social Worker Supervisor \$34.25/hr Position #130.010.076 Hours: 2,080	1.0	Deletion	(\$71,240)	(\$25,056)	(\$96,296)
Social Worker Supervisor \$35.00/hr Position #130.010.076 Hours: 2,080	1.0	Addition	\$72,800	\$25,604	\$98,404
Increase in 2023 DCF Basic County Allocation					(\$7,604)
Reduction in Expenses in Wrap Around Services					(\$1,107)
Annual Budget Impact					\$0

Partial Budget Impact (2/19/23-12/31/23)	FTE	Addition/ Deletion	Salary	Fringe	Total
Social Worker Supervisor \$35.68/hr Position #104.010.076 Hours: 2,080	1.0	Deletion	(\$63,596)	(\$22,402)	(\$83,596)
Social Worker Supervisor \$37.00/hr Position #104.010.076 Hours: 2,080	1.0	Addition	\$64,133	\$22,556	\$86,689
Social Worker Supervisor \$36.69/hr Position #109.010.076 Hours: 2,080	1.0	Deletion	(\$63,596)	(\$22,402)	(\$85,998)
Social Worker Supervisor \$34.25/hr Position #109.010.076 Hours: 2,080	1.0	Addition	\$59,367	\$20,913	\$80,280
Social Worker/Case Manager \$36.23/hr Position #170.630.076 Hours: 1,950	1.0	Deletion	(\$58,875)	(\$20,858)	(\$79,733)
Social Worker/Case Manager \$27.62/hr Position #170.630.076 Hours: 1,950	1.0	Addition	\$44,883	\$15,910	\$60,793
Social Worker/Case Manager \$29.96/hr Position #250.630.076 Hours: 1,950	1.0	Deletion	(\$48,685)	(\$17,221)	(\$65,906)
Social Worker/Case Manager \$30.96/hr Position #250.630.076 Hours: 1,950	1.0	Addition	\$50,310	\$17,793	\$68,103
Social Worker/Case Manager \$27.14/hr Position #173.630.076 Hours: 1,950	1.0	Deletion	(\$44,103)	(\$15,730)	(\$59,833)
Social Worker/Case Manager \$28.14/hr Position #173.630.076 Hours: 1,950	1.0	Addition	\$45,728	\$16,309	\$62,037

Social Worker/Case Manager \$27.14/hr Position #220.630.076 Hours: 1,950	1.0	Deletion	(\$44,103)	(\$15,608)	(\$59,711)
Social Worker/Case Manager \$28.14/hr Position #220.630.076 Hours: 1,950	1.0	Addition	\$45,728	\$16,185	\$61,913
Social Worker/Case Manager \$27.14/hr Position #145.630.076 Hours: 1,950	1.0	Deletion	(\$44,103)	(\$15,607)	(\$59,710)
Social Worker/Case Manager \$28.14/hr Position #145.630.076 Hours: 1,950	1.0	Addition	\$45,728	\$16,183	\$61,911
Social Worker/Case Manager \$27.14/hr Position #225.630.076 Hours: 1,950	1.0	Deletion	(\$44,103)	(\$15,605)	(\$59,708)
Social Worker/Case Manager \$28.14/hr Position #225.630.076 Hours: 1,950	1.0	Addition	\$45,728	\$16,182	\$61,910
Social Worker/Case Manager \$28.48/hr Position #183.630.076 Hours: 1,950	1.0	Deletion	(\$46,280)	(\$16,369)	(\$62,649)
Social Worker/Case Manager \$27.59/hr Position #183.630.076 Hours: 1,950	1.0	Addition	\$44,835	\$15,858	\$60,693
Social Worker/Case Manager \$26.59/hr Position #101.630.076 Hours: 1,950	1.0	Deletion	(\$43,210)	(\$15,289)	(\$58,499)
Social Worker/Case Manager \$27.59/hr Position #101.630.076 Hours: 1,950	1.0	Addition	\$44,835	\$15,865	\$60,700

Children, Youth & Families Manager \$40.03/hr Position #102.010.076 Hours: 2,080	1.0	Deletion	(\$69,385)	(\$24,538)	(\$93,923)
Children, Youth & Families Manager \$40.78/hr Position #102.010.076 Hours: 2,080	1.0	Addition	\$70,685	\$24,998	\$95,683
CPS Coordinator \$39.41/hr Position #110.010.076 Hours: 2,080	1.0	Deletion	(\$68,311)	(\$24,035)	(\$92,346)
CPS Coordinator \$40.16/hr Position #110.010.076 Hours: 2,080	1.0	Addition	\$69,611	\$24,493	\$94,104
Social Worker Supervisor \$37.60/hr Position #133.010.076 Hours: 2,080	1.0	Deletion	(\$65,173)	(\$23,049)	(\$88,222)
Social Worker Supervisor \$38.35/hr Position #133.010.076 Hours: 2,080	1.0	Addition	\$66,473	\$23,507	\$89,980
Social Worker Supervisor \$36.93/hr Position # 134.010.076 Hours: 2,080	1.0	Deletion	(\$64,012)	(\$22,512)	(\$86,524)
Social Worker Supervisor \$37.68/hr Position # 134.010.076 Hours: 2,080	1.0	Addition	\$65,312	\$22,969	\$88,281
Social Worker Supervisor \$36.93/hr Position # 135.010.076 Hours: 2,080	1.0	Deletion	(\$64,012)	(\$22,523)	(\$86,535)
Social Worker Supervisor \$37.68/hr Position # 135.010.076 Hours: 2,080	1.0	Addition	\$65,312	\$22,980	\$88,292
Social Worker Supervisor \$36.03/hr Position #123.010.076 Hours: 2,080	1.0	Deletion	(\$62,452)	(\$21,964)	(\$84,416)
Social Worker Supervisor \$36.78/hr Position #123.010.076 Hours: 2,080	1.0	Addition	\$63,752	\$22,421	\$86,173

Social Worker Supervisor \$35.31/hr Position #112.010.076 Hours: 2,080	1.0	Deletion	(\$61,204)	(\$21,526)	(\$82,730)
Social Worker Supervisor \$36.06/hr Position #112.010.076 Hours: 2,080	1.0	Addition	\$62,504	\$21,983	\$84,487
Social Worker Supervisor \$34.25/hr Position #111.010.076 Hours: 2,080	1.0	Deletion	(\$59,367)	(\$20,880)	(\$80,247)
Social Worker Supervisor \$35.00/hr Position #111.010.076 Hours: 2,080	1.0	Addition	\$60,667	\$21,336	\$82,003
Social Worker Supervisor \$34.25/hr Position #107.010.076 Hours: 2,080	1.0	Deletion	(\$59,367)	(\$20,880)	(\$80,247)
Social Worker Supervisor \$35.00/hr Position #107.010.076 Hours: 2,080	1.0	Addition	\$60,667	\$21,336	\$82,003
Social Worker Supervisor \$34.25/hr Position #130.010.076 Hours: 2,080	1.0	Deletion	(\$59,367)	(\$20,880)	(\$80,247)
Social Worker Supervisor \$35.00/hr Position #130.010.076 Hours: 2,080	1.0	Addition	\$60,667	\$21,366	\$82,033
Increase in 2023 DCF Basic County Allocation					(\$6,337)
Reduction in Expenses in Wrap Around Services					(\$951)
Partial Budget Impact					\$0

Fiscal Note: This resolution does not require an appropriation from the General Fund. The result will be an increase in personnel costs, which will be offset by funding from CDF Basic County Allocation and a decrease in Wrap Around Services expenses.

Respectfully submitted,

HUMAN SERVICES COMMITTEE

Approved By: /s/ Troy Streckenbach Date: 02/16/2023

23-037R
Authored by Health & Human Services

Final Draft Approved by Corporation Counsel's Office

A motion was made by Supervisor Borchardt and seconded by Supervisor Evans **"to adopt"**
Voice vote taken. Motion carried unanimously with no abstentions.

ATTACHMENT TO RESOLUTION #15E
ON THE FOLLOWING PAGE

Brown County

305 E. WALNUT STREET
P.O. BOX 23600
GREEN BAY, WI 54305-3600

RESOLUTION/ORDINANCE SUBMISSION TO COUNTY BOARD

DATE: 1/9/2023
REQUEST TO: Human Services and County Board
MEETING DATE: 2/15/2023
REQUEST FROM: Jeremy Kral, Director
REQUEST TYPE: New resolution Revision to resolution
 New ordinance Revision to ordinance

TITLE: RESOLUTION REGARDING TABLE OF ORGANIZATION CHANGE FOR THE HEALTH & HUMAN SERVICES DEPARTMENT – COMMUNITY SERVICES DIVISION - CHILD AND ADULT PROTECTION UNIT CHANGES

ISSUE/BACKGROUND INFORMATION:

To encourage recruitment and retention, the Health and Human Services Department (department) proposes a wage increase for positions in the Adult Protective Services unit which have experienced turnover and extended vacancies of several months. This team has been at or around 50% capacity for the majority of 2022, creating unsustainably high workloads for remaining staff.

The department is also requesting an increase in wages for leadership positions serving in Child Protective Services, for retention purposes and due to changes over time and related to the current labor market. These wages have been stagnant for some time and these positions have not had the opportunity for increases through the internal wage adjustment policy.

These requests will be funded by savings realized through reallocation of existing wages for positions that have recently turned over in Adult Protective Services and Youth Justice, as well as an increase in the WI Department of Children and Families - Basic County Allocation compared to the 2023 budgeted amount

ACTION REQUESTED:

The Department is requesting to delete existing positions and recreate the positions at the proposed wage rates.

FISCAL IMPACT:

NOTE: This fiscal impact portion is initially completed by requestor, but verified by the DOA and updated if necessary.

1. What is the amount of the fiscal impact? \$0
2. Is it currently budgeted? Yes No N/A (if \$0 fiscal impact)
 - a. If yes, in which account?
If no, how will the impact be funded?
 - b. If funding is from an external source, is it one-time or continuous?
3. Please provide supporting documentation of fiscal impact determination.

COPY OF RESOLUTION OR ORDINANCE IS ATTACHED

15e

12/13/2018

No. 15f -- **RESOLUTION REGARDING TABLE OF ORGANIZATION CHANGE FOR THE HEALTH & HUMAN SERVICES DEPARTMENT – COMMUNITY TREATMENT CENTER DIVISION – DIRECTOR OF HEALTH SERVICES.**

TO THE HONORABLE CHAIRMAN AND MEMBERS
OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, a table of organization request was submitted by the Health and Human Services Department – Community Treatment Center division (“Department”); and

WHEREAS, the Department would like to increase the salary for their Director of Health Services position to aid in recruitment and retention of qualified candidates for this role, as it provides oversight of the operations of all three licensed inpatient entities; and

WHEREAS, Human Resources, in conjunction with the Department, recommends the following changes to the Departments’ table of organization: the **deletion** of one (1.0 FTE) Director of Health Services position; and the **addition** of one (1.0 FTE) Director of Health Services position, all to be effective February19, 2023.

NOW, THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors, the following changes to the Community Service divisions’ table of organization, as described above and below in the Budget Impact section of this resolution, are hereby approved: the **deletion** of one (1.0 FTE) Director of Health Services position; and the **addition** of one (1.0 FTE) Director of Health Services position, all to be effective February19, 2023.

Budget Impact: HHS – Community Treatment Center

Annual Budget Impact	FTE	Addition/ Deletion	Salary	Fringe	Total
Director of Health Services \$42.85/hr Position #121.001.056 Hours: 2,080	1.0	Deletion	(\$89,128)	(\$33,817)	(\$122,945)
Director of Health Services \$47.07/hr Position #121.001.056 Hours: 2,080	1.0	Addition	\$97,906	\$37,148	\$135,054
State Adjustment to State Nursing Facility Rates					(\$12,109)
Annual Budget Impact					\$0

Partial Budget Impact (2/19/23- 12/31/23)	FTE	Addition/ Deletion	Salary	Fringe	Total
Director of Health Services \$42.85/hr Position #121.001.056 Hours: 2,080	1.0	Deletion	(\$74,273)	(\$28,181)	(\$102,454)
Director of Health Services	1.0	Addition	\$81,588	\$30,957	\$112,545

\$47.07/hr Position #121.001.056 Hours: 2,080					
State Adjustment to State Nursing Facility Rates					(\$10,091)
Partial Budget Impact					\$0

Fiscal Note: This resolution does not require an appropriation from the General Fund. The increase in personnel costs will be offset by an increase in State Nursing Facility Rates.

Respectfully submitted,

HUMAN SERVICES COMMITTEE

Approved By: /s/ Troy Streckenbach Date: 02/16/2023

23-038R

Authored by Health & Human Services

Final Draft Approved by Corporation Counsel's Office

A motion was made by Supervisor Borchardt and seconded by Supervisor Evans “to adopt”
Voice vote taken. Motion carried unanimously with no abstentions.

ATTACHMENT TO RESOLUTION #15F
ON THE FOLLOWING PAGE

Brown County

305 E. WALNUT STREET
P.O. BOX 23600
GREEN BAY, WI 54305-3600

RESOLUTION/ORDINANCE SUBMISSION TO COUNTY BOARD

DATE: 1/11/2023
REQUEST TO: Human Services and County Board
MEETING DATE: 1/25/23 and 2/15/2023, respectively
REQUEST FROM: Jeremy Kral, Director
REQUEST TYPE: New resolution Revision to resolution
 New ordinance Revision to ordinance

TITLE: RESOLUTION REGARDING TABLE OF ORGANIZATION CHANGE FOR THE HEALTH & HUMAN SERVICES DEPARTMENT – COMMUNITY TREATMENT CENTER DIVISION - DIRECTOR OF HEALTH SERVICES

ISSUE/BACKGROUND INFORMATION:

The HHS Department requests that the County Board consider a salary adjustment for 1.0 FTE Director of Health Services position. Rationale for the Director of Health Services position salary to be adjusted is to aid in recruitment and retention of qualified candidates for this leadership role in the Community Treatment Center, providing oversight of the operations of all three licensed inpatient entities (SNF, CBRF, Psychiatric Hospital).

ACTION REQUESTED:

Delete 1.0 Director of Health Services; Add 1.0 Director of Health Service at a higher wage.

FISCAL IMPACT:

NOTE: This fiscal impact portion is initially completed by requestor, but verified by the DOA and updated if necessary.

1. What is the amount of the fiscal impact? \$0
2. Is it currently budgeted? Yes No N/A (if \$0 fiscal impact)
 - a. If yes, in which account?
If no, how will the impact be funded? State Adjustment to State Nursing Facility Rates
 - b. If funding is from an external source, is it one-time or continuous?
3. Please provide supporting documentation of fiscal impact determination.

COPY OF RESOLUTION OR ORDINANCE IS ATTACHED

15f
12/3/2018

No. 15g -- **RESOLUTION REGARDING TABLE OF ORGANIZATION CHANGE FOR THE HEALTH & HUMAN SERVICES DEPARTMENT – COMMUNITY SERVICES DIVISION – SOCIAL WORKER/CASE MANAGER (CLTS).**

TO THE HONORABLE CHAIRMAN AND MEMBERS
OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, a table of organization request was submitted by the Health and Human Services Department – Community Services’ division (“Department”); and

WHEREAS, the Department would like to increase a wage for a Social Worker/Case Manager position to allow for an internal candidate to move units and keep their current wage; and

WHEREAS, the position is fully funded through the State of Wisconsin Department of Health Services; and

WHEREAS, Human Resources, in conjunction with the Department, recommends the following changes to the Departments’ table of organization: the **deletion** of one (1.0 FTE) Social Worker position; and the **addition** of one (1.0 FTE) Social Worker position, all to be effective February 19, 2023.

NOW, THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors, that the following changes to the Community Service divisions’ table of organization, as described above and below in the Budget Impact section of this resolution, are hereby approved: the **deletion** of one (1.0 FTE) Social Worker position; and the **addition** of one (1.0 FTE) Social Worker position, all to be effective February 19, 2023; and

BE IT FURTHER RESOLVED that, should the funding end, said Position will end and be eliminated from the Department’s table of organization.

Budget Impact: HHS – Community Services

Annual Budget Impact	FTE	Addition/ Deletion	Salary	Fringe	Total
Social Worker/Case Manager \$30.58/hr Position #279.630.076 Hours: 1,950	1.0	Deletion	(\$59,631)	(\$21,258)	(\$80,889)
Social Worker/Case Manager \$36.30/hr Position #279.630.076 Hours: 1,950	1.0	Addition	\$70,785	\$25,212	\$95,997
State DHS Funding for CLTS					(\$15,108)
Annual Budget Impact					\$0

Partial Budget Impact (2/19/23 – 12/31/23)	FTE	Addition/ Deletion	Salary	Fringe	Total

Social Worker/Case Manager \$30.58/hr Position #279.630.076 Hours: 1,950	1.0	Deletion	(\$49,693)	(\$17,715)	(\$67,408)
Social Worker/Case Manager \$36.30/hr Position #279.630.076 Hours: 1,950	1.0	Addition	\$58,987	\$21,011	\$79,998
State DHS Funding for CLTS					(\$12,590)
Partial Budget Impact					\$0

Fiscal Note: This resolution does not require an appropriation from the General Fund. The result of this resolution will be an increase in personnel costs, which will be offset by funding from State DHS Funding for CLTS.

Respectfully submitted,

HUMAN SERVICES COMMITTEE

Approved By: /s/ Troy Streckenbach Date: 02/16/2023

23-039R

Authored by Health & Human Services

Final Draft Approved by Corporation Counsel's Office

A motion was made by Supervisor Jacobson and seconded by Supervisor Adams **"to adopt"** Voice vote taken. Motion carried unanimously with no abstentions.

ATTACHMENT TO RESOLUTION #15G
ON THE FOLLOWING PAGE

Brown County

305 E. WALNUT STREET
P.O. BOX 23600
GREEN BAY, WI 54305-3600

RESOLUTION/ORDINANCE SUBMISSION TO COUNTY BOARD

DATE: 1/12/2023
REQUEST TO: Human Services and County Board
MEETING DATE: 1/25/2023 and 2/15/2023, respectively
REQUEST FROM: Jeremy Kral, Director
REQUEST TYPE: New resolution Revision to resolution
 New ordinance Revision to ordinance

TITLE: RESOLUTION REGARDING TABLE OF ORGANIZATION CHANGE FOR THE HEALTH & HUMAN SERVICES DEPARTMENT – COMMUNITY SERVICES DIVISION - SOCIAL WORKER / CASE MANAGER (CLTS)

ISSUE/BACKGROUND INFORMATION:

A staff member works in the Birth to Three Program and is transferring into a Children's Long Term Support Program (CLTS) case management role. The wages of the two positions are different, with a higher wage budgeted for the Birth to Three position being vacated the wage budgeted for the position in the CLTS Program. This Table of Org change request is seeking a change in budgeted wages of the positions, as well as moving the associated funding to support the move. The transferring staff is an internal employee who was interviewed and selected for the CLTS position. The internal employee is in a Social Worker/Case Manager position in the Birth to Three Program and both positions are in the same pay grade and have similar duties. The change of positions is a lateral move on the chart of organization. The intent of this request is to facilitate an experienced internal staff member changing positions laterally and maintaining the same wage.

ACTION REQUESTED:

The action requested would be to delete a 1.0 FTE Children's Long Term Support Case Manager and add a 1.0 FTE Children's Long Term Support Case Manager.

FISCAL IMPACT:

NOTE: This fiscal impact portion is initially completed by requestor, but verified by the DOA and updated if necessary.

1. What is the amount of the fiscal impact? \$0
2. Is it currently budgeted? Yes No N/A (if \$0 fiscal impact)
 - a. If yes, in which account?
If no, how will the impact be funded? DHS – State Funding for CLTS
 - b. If funding is from an external source, is it one-time or continuous?
3. Please provide supporting documentation of fiscal impact determination.

COPY OF RESOLUTION OR ORDINANCE IS ATTACHED

12/3/2018

159

Planning, Development & Transportation Committee

No. 15h -- Ordinance to Amend Chapter 23 of the Brown County Code of Ordinances (Floodplains).

THE BROWN COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

Section 1 - Chapter 23 of the Brown County Code of Ordinances is hereby amended as follows (deletions are in strikethrough, e.g., ~~strikethrough~~; additions are in red and underlined, e.g., red):

**CHAPTER 23
FLOODPLAINS**

**STATUTORY AUTHORIZATION, FINDING OF FACT,
STATEMENT OF PURPOSE, TITLE**

23.01 STATUTORY AUTHORIZATION. This ordinance is adopted pursuant to the authorization in s. ~~61.35 and s. 62.23, for villages and cities; s.~~ 59.69, s. 59.692, and s. 59.694 for counties; and the requirements in s. 87.30, Stats.

23.02 FINDING OF FACT. Uncontrolled development and use of the floodplains and rivers of this County would impair the public health, safety, convenience, general welfare and tax base.

23.03 STATEMENT OF PURPOSE. This ordinance is intended to regulate floodplain development to:

- (1) Protect life, health and property;
- (2) Minimize expenditures of public funds for flood control projects;
- (3) Minimize rescue and relief efforts undertaken at the expense of the taxpayers;
- (4) Minimize business interruptions and other economic disruptions;
- (5) Minimize damage to public facilities in the floodplain;
- (6) Minimize the occurrence of future flood blight areas in the floodplain;
- (7) Discourage the victimization of unwary land and homebuyers;
- (8) Prevent increases in flood heights that could increase flood damage and result in conflicts between property owners; and
- (9) Discourage development in a floodplain if there is any practicable alternative to locate the activity, use or structure outside of the floodplain.

23.04 TITLE. This ordinance constituting Chapter 23 of the Brown County Code, shall be known, cited and referred to as: The Floodplains Ordinance for Brown County, Wisconsin.

GENERAL PROVISIONS

23.05 AREAS TO BE REGULATED.

(1) This ordinance regulates all areas ~~that would be covered by the regional of special flood or base flood hazard identified as shown zones A, AO, AH, A1-30, AE, VE, V1-30, or V on the Flood Insurance Rate Map (FIRM) or other.~~ Additional areas identified on maps approved by the Department of Natural Resources (DNR located in the) and unincorporated areas of Brown County: may also be regulated under the provisions of this ordinance, where applicable.

(2) Any structures intended for human habitation adjacent to a floodplain that the Zoning Administrator deems susceptible to flooding must have the lowest opening a minimum of two feet above the area of special flood hazard, regional or base flood elevation. A shoreland permit will be required. If elevations do not exist, it may be required to complete a case by case flood study or to record an affidavit for unmapped floodplain onto the deed of the property.

NOTE: Base flood elevations are derived from the flood profiles in the Flood Insurance Study (FIS) and are shown as AE, A1-30, and AH, VE, V1-30, or V Zones on the FIRM. Other regulatory zones are displayed as A and AO zones. Regional Flood Elevations (RFE) may be derived from other studies. If more than one map or revision is referenced, the most restrictive information shall apply.

23.06 OFFICIAL MAPS & REVISIONS. ~~The boundaries of all floodplain districts~~ Special Flood Hazard Areas (SFHA) are designated as zones A, A1-30, AE, AH, AO, VE, V1-30, or A1-A30V on the maps Flood Insurance Rate Maps (FIRMs) based on flood hazard analyses summarized in the Flood Insurance Study (FIS) listed in subd.(1) below. Additional flood hazard areas subject to regulation under this ordinance are identified on maps based on studies approved by the DNR and listed in subd. (3) below. These maps and revisions are on file in the office of the Zoning Administrator, Brown County.

Any change to the base flood elevations (BFE) or any changes to the boundaries of the floodplain or floodway in the FIS or on the Flood Insurance Rate Map (FIRM) must be reviewed and approved by the DNR and FEMA through the Letter of Map Change process (see s. 23.45 Amendments) before it is effective. No changes to RFEs on non-FEMA maps shall be effective until approved by the DNR. These maps and revisions are on file in the office of the Zoning Administrator, Brown County. If more than one map or revision is referenced, the most restrictive information shall apply.

Official maps: Based on the FIS

(1) Community: ***Unincorporated Areas, Brown County, Wisconsin***

Community Number: 550020

Flood Insurance Rate Map Panels Affected: 55009C0036F, 55009C0040F, 55009C0045F, ~~55009C0114F, 55009C0118F, 55009C0119F,~~ 55009C0130F, ~~55009C0182F, 55009C0183F, 55009C0184F, 55009C0191F,~~ 55009C0194F, ~~55009C0201F, 55009C0202F,~~ 55009C0215F, 55009C0234F, 55009C0239F, 55009C0242F, 55009C0243F, 55009C0244F, 55009C0251F, 55009C0253F, ~~55009C0254F, 55009C0258F,~~ 55009C0259F, 55009C0261F, 55009C0262F, 55009C0263F, 55009C0264F, 55009C0266F, 55009C0267F, 55009C0268F,

55009C0278F, 55009C0279F, 55009C0282F, 55009C0283F, 55009C0284F,
55009C0286F, 55009C0287F, 55009C0295F, 55009C0305F, 55009C0315F,
55009C0320F, 55009C0329F, 55009C0331F, 55009C0332F, 55009C0333F,
55009C0334F, 55009C0341F, 55009C0345F, 55009C0351F, 55009C0352F,
55009C0353F, 55009C0354F, 55009C0360F, 55009C0365F, 55009C0370F,
55009C0380F, 55009C0387F, 55009C0389F, 55009C0393F, 55009C0405F,
55009C0406F, 55009C0407F, 55009C0408F, 55009C0409F, 55009C0435F,
55009C0455F, 55009C0485F

FIRM Effective Date: 08/18/200905/09/2023

FIS: 55009CV001B, 55009CV002B, 55009CV003B

FIS: 55009CV001C, 55009CV002C, 55009CV003C, 55009CV004C

FIRM Effective Date: 03/17/201405/09/2023

Approved by: The DNR and FEMA

Community: **Unincorporated Areas, Brown County, Wisconsin**

Community Number: 550020

Flood Insurance Rate Map Panels Affected: 55009C0135G, 55009C0114G,
55009C0118G, 55009C0119G, 55009C0135G, 55009C0182G, 55009C0183G,
55009C0184G, 55009C0191G, 55009C0201G, 55009C0202G, 55009C0254G,
55009C0258G

FIRM Effective Date: 03/17/201405/09/2023

FIS: 55009CV001B, 55009CV002B, 55009CV003B

FIS: 55009CV001C, 55009CV002C, 55009CV003C, 55009CV004C

FIRM Effective Date: 03/17/201405/09/2023

Approved by: The DNR and FEMA

(2) Letter of Map Revisions (FEMA Case Number-LOMR Effective Date-Study Name-
Town)

(a)

1. 14-05-2566P- December 10, 2014- CTH G (Dickinson Rd.) Bridge
Replace-Ledgeview
2. 14-05-3376P- December 5, 2014- Little Rapids Lock (Fox River)-
Lawrence
3. 17-05-5248P- April 4, 2018- Potter Creek (ALM Enterprises,
LLC)-Pittsfield
4. 19-05-1294P – February 15, 2019-CBRS-Scott
5. 19-05-1474P- February 24, 2019-Dutchman Creek-Lawrence
6. 19-05-3386P- September 18, 2020-Carpenter South-Lawrence
7. 19-05-5377P- November 24, 2020-Dollar Creek-Ledgeview
8. 20-05-2406P- March 19, 2021-Crest Drive-Pittsfield
9. 21-05-0179P-December 21, 2021-Dallas Lane-Ledgeview
10. 21-05-4734P-February 16, 2023-Lawrence Parkway South-
Lawrence
11. 22-05-0903P–December 19, 2022-Southwind Estates-Lawrence

(b) Conditional Letters of Map Revisions (FEMA Case Number-LOMR Effective
Date-Study Name-Town)

1. 20-05-1887R-October 7, 2020-TID # 1-Ledgeview

(23) Official maps: Based on other studies. Any maps referenced in this section must

be approved by the DNR and be more restrictive than those based on the FIS at the site of the proposed development.

(a) Macco Pond Dam (Town of Rockland) Failure analysis approved by the Department of Natural Resources on June 9, 2017 including:

1. Map dated April, 2017 and titled "FLOOD PLAIN MAP", Sheet 1 of 3 and Sheet 2 of 3.

2. Floodway data table dated April 2017 and titled HEC-RAS River: Unnamed Trib. Reach 1, Profile Max WS, located on drawing titled "HYDRAULIC SHADOW MAP", Sheet 3 of 3.

3. Flood profiles dated April 2017 and titled "HYDRAULIC SHADOW MAP", Sheet 3 of 3.

(b) Floodplain Study for SW Tributary to Dutchman Creek completed by Mach IV Engineering and approved by the Department of Natural Resources on February 28, 2020, including:

1. Map dated February 28, 2020 and titled "Floodplain Analysis Kocken Brothers Brown County, WI".

2. Floodway data table from study dated "February 28, 2020" and titled "HEC-RAS output"

3. Flood profiles dated "February 28, 2020" and titled "FAD9930 update".

~~(c) Letter of Map Revisions (FEMA Case Number LOMR Effective Date Study Name Town)~~

~~1. 14-05-2566P December 10, 2014 CTH C (Dickinson Rd.) Bridge Replace Ledgeview~~

~~2. 14-05-3376P December 5, 2014 Little Rapids Lock (Fox River) Lawrence~~

~~3. 17-05-5248P April 4, 2018 Potter Creek (ALM Enterprises, LLC) Pittsfield~~

~~4. 19-05-1294P February 15, 2019 CBRS Scott~~

~~5. 19-05-1474P February 24, 2019 Dutchman Creek Lawrence~~

~~6. 19-05-3386P September 18, 2020 Carpenter South Lawrence~~

~~7. 19-05-5377P November 24, 2020 Dollar Creek Ledgeview~~

~~8. 20-05-2406P March 19, 2021 Crest Drive Pittsfield~~

~~(d) Conditional Letters of Map Revisions (FEMA Case Number LOMR Effective Date Study Name Town)~~

~~1. 20-05-1887R October 7, 2020 TID # 1 Ledgeview~~

23.07 ESTABLISHMENT OF FLOODPLAIN ZONING DISTRICTS. The ~~regional floodplain~~flood hazard areas regulated by this ordinance are divided into ~~three~~ districts as follows:

(1) The Floodway District (FW) is the channel of a river or stream and those portions of the floodplain adjoining the channel required to carry the regional floodwaters and are contained within AE Zones or within A Zones as shown on the FIRM when determined according to s. 23.32.

(2) The Floodfringe District (FF) is that portion ~~between the regional~~of a riverine special

flood limits and hazard area outside the floodway and displayed as within AE Zones on the FIRM, or, when floodway limits have been determined according to s. 23.32, within A Zones shown on the FIRM.

(3) The General Floodplain District (GFP) is those riverine areas that may be covered by floodwater during the regional flood and does not have a BFE or in which a floodway boundary determined has not been delineated on the FIRM and also includes shallow flooding areas identified as AH and AO zones on the FIRM.

(4) The Coastal Floodplain District (CFP) is an area of special flood hazard extending from offshore to the inland limit of a primary frontal dune along an open coast, and any other area subject to high velocity wave action from storms, including A, AH and AO Zones on the FIRM. areas identified as zone V, V1-30, or VE on the FIRM. Where a riverine AE floodway extends into the CFP district, development within the floodway must comply with the regulations for both the FW and CFP districts. Where a riverine A zone or AE zone with no floodway determination abuts the CFP district, the riverine study's floodway limit must be determined based on standard floodway expansion principles within the CFP district and development within the floodway must comply with the standards for both the FW and CFP districts.

23.08 LOCATING FLOODPLAIN BOUNDARIES. Discrepancies between exterior boundaries of zones A1-30, AE, AH, or A on the official floodplain zoning map and actual field conditions shall be resolved using the criteria in subd (1) or (2) below. If a significant difference exists, the map shall be amended according to s. 23.45 and 23.46 Amendments. The zoning administrator can rely on a boundary derived from a profile elevation to grant or deny a shoreland permit, whether or not a map amendment is required. The zoning administrator shall be responsible for documenting actual pre-development field conditions and the basis upon which the district boundary was determined and for initiating any map amendments required under this section. Disputes between the zoning administrator and an applicant over the district boundary line shall be settled according to s. 23.40(3) and the criteria in (1) and (2) below. Where the flood profiles are based on established base flood elevations from a FIRM, FEMA must approve any map amendment or revision pursuant to s. 23.45 and 23.46 Amendments.

(1) If flood profiles exist, the map scale and the profile elevations shall determine the district boundary. The regional or base flood elevations shall govern if there are any discrepancies.

(2) Where flood profiles do not exist for projects, including any boundary of zone A, AO, V1-30, VE, or V the location of the boundary shall be determined by the map scale.

NOTE: Once approvals have been obtained from the Department and FEMA, results must be submitted in a format that is compatible with the Brown County geographic information system (GIS).

23.09 REMOVAL OF LANDS FROM FLOODPLAIN.

(1) Compliance with the provisions of this ordinance shall not be grounds for removing land from the floodplain unless it is filled at least two feet above the regional or base flood elevation, the fill is contiguous to land outside the floodplain, and the map is amended pursuant to s. 23.45 and 23.46 Amendments.

(2) The delineation of any of the Floodplain Districts may be revised by the community where natural or man-made changes have occurred and/or where more detailed studies have been conducted. However, prior to any such change, approval must be obtained from the Wisconsin Department of Natural Resources and Federal Emergency Management Agency. A completed Letter of Map Revision is a record of this approval. The floodplain administrator shall not sign a community acknowledgement form unless all criteria set forth in the following paragraphs are met:

(a) The land and/or land around the structure must be filled at least two feet above the regional or base flood elevation.

(b) The fill must be contiguous to land outside the floodplain; Applicant shall obtain shoreland permit/floodplain development permit before applying for a LOMR or LOMR-F

(3) Removal of lands from the floodplain may also occur by operation of §87.30(1)(e), Wis. Stat. if a property owner has obtained a letter of map amendment from the federal emergency management agency under 44C.F.R. 70.

23.10 COMPLIANCE. ~~Any development~~

(1) No structure or use within the areas regulated by this ordinance shall be in hereafter be located, erected, constructed, reconstructed, repaired, extended, converted, enlarged, or altered without full compliance with the terms of this ordinance, these regulations and all other applicable local, state, and federal regulations that apply to uses within the jurisdiction of these regulations.

(2) Failure to obtain a shoreland/floodplain development permit shall be a violation of these regulations and shall be punishable in accordance with s. 23.47.

(3) Shoreland/Floodplain development permits issued on the basis of plans and applications approved by the Zoning/Floodplain Administrator authorize only the use, and arrangement, set forth in such approved plans and applications, or amendments thereto if approved by the Zoning/Floodplain Administrator. Use, arrangement, or construction contrary to that authorized shall be deemed a violation of these regulations and punishable in accordance with s. 23.47.

23.11 MUNICIPALITIES AND STATE AGENCIES REGULATED. Unless specifically exempted by law, all cities, villages, towns, and counties are required to comply with this ordinance and obtain all necessary permits. -State agencies are required to comply if s. 13.48(13), Stats., applies. The construction, reconstruction, maintenance and repair of state highways and bridges by the Wisconsin Department of Transportation is exempt when s. 30.2022, Stats., applies. Although exempt from a local zoning permit and permit fees, DOT must provide sufficient project documentation and analysis to ensure that the community is in compliance with Federal, State, and local floodplain standards. If a local transportation project is located within a Zone A floodplain and is not a WisDOT project under s. 30.2022, then the road project design documents (including appropriate detailed plan and profiles) may be sufficient to meet the requirements for issuance of a local floodplain permit if the following apply: The applicant provides a documentation to the Floodplain Administrator that the proposed project is a culvert replacement or bridge replacement under 20' span at the same location, the project is exempt from a DNR permit under s. 30.123(6)(d), the capacity is not decreased, the top road grade is not raised, and no floodway

data is available from a federal, state, or other source. If floodway data is available in the impacted area from a federal, state, or other source that existing data must be utilized by the applicant in the analysis of the project site.

23.12 ABROGATION AND GREATER RESTRICTIONS.

(1) This ordinance supersedes all the provisions of any municipal zoning ordinance enacted under ss. 59.69, 59.692 or 59.694 for counties; ~~s. 62.23 for cities; or s. 61.35 for villages; or s. 87.30, Stats.,,~~ which relate to floodplains. A more restrictive ordinance shall continue in full force and effect to the extent of the greater restrictions, but not otherwise.

(2) This ordinance is not intended to repeal, abrogate or impair any existing deed restrictions, covenants or easements. If this ordinance imposes greater restrictions, the provisions of this ordinance shall prevail.

23.13 INTERPRETATION. In their interpretation and application, the provisions of this ordinance are the minimum requirements liberally construed in favor of the governing body and are not a limitation on or repeal of any other powers granted by the Wisconsin Statutes. If a provision of this ordinance, required by ch. NR 116, Wis. Adm. Code, is unclear, the provision shall be interpreted in light of the standards in effect on the date of the adoption of this ordinance or in effect on the date of the most recent text amendment to this ordinance.

23.14 WARNING AND DISCLAIMER OF LIABILITY. The flood protection standards in this ordinance are based on engineering experience and research. Larger floods may occur or the flood height may be increased by man-made or natural causes. This ordinance does not imply or guarantee that non-floodplain areas or permitted floodplain uses will be free from flooding and flood damages. This ordinance does not create liability on the part of, or a cause of action against, the municipality or any officer or employee thereof for any flood damage that may result from reliance on this ordinance.

23.15 SEVERABILITY. Should any portion of this ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected.

23.16 ANNEXED AREAS FOR CITIES AND VILLAGES. The County floodplain zoning provisions in effect on the date of annexation shall remain in effect and shall be enforced by the municipality for all annexed areas until the municipality adopts and enforces an ordinance which meets the requirements of Chapter 23, NR 116, Wis. Adm. Code and 44 CFR 59-72, National Flood Insurance Program (NFIP). These annexed lands are described on the municipality's official zoning map. County floodplain zoning provisions are incorporated by reference for the purpose of administering this section and are on file in the office of the municipal zoning administrator. All plats or maps of annexation shall show the regional flood elevation and the floodway.

GENERAL STANDARDS

23.17– GENERAL STANDARDS. The community shall review all permit applications to determine whether proposed building sites will be reasonably safe from flooding. ~~– and assure that all necessary permits have been received from those governmental agencies whose approval is required by federal or state law.~~

(1) If a proposed building site is in a flood-prone area, all new construction and substantial improvements shall:

(a) be designed and anchored to prevent flotation, collapse, or lateral movement of the structure resulting from hydrodynamic and hydrostatic loads; including the effects of buoyancy;

(b) be constructed with flood resistant materials;

(c) be constructed ~~to~~ by methods and practices that minimize flood damages; and ~~to ensure that utility and mechanical~~

(d) be constructed with electrical, heating, ventilation, plumbing, and air conditioning equipment ~~is and other services that are~~ designed and/or located so as to prevent water from entering or accumulating within the equipment components during conditions of flooding. ~~Subdivisions~~

(2) If a subdivision or other proposed new development is in a flood-prone area, the community shall ~~be reviewed for compliance with the above standards.~~ assure that:

(a) such proposed subdivision or other proposed new development is consistent with the need to minimize flood damage within the flood-prone area;

(b) public utilities and facilities such as sewer, gas electric, and water systems are located and constructed to minimize or eliminate flood damage; and

(c) adequate drainage is provided to reduce exposure to flood hazards.

~~All subdivision proposals (including manufactured home parks) shall include regional flood elevation and floodway data for any development that meets the subdivision definition of this ordinance and all other requirements in s. 23.38. Adequate drainage shall be provided to reduce exposure to flood hazards and all public utilities and facilities, such as sewer, gas, electrical, and water systems are located and constructed to minimize or eliminate flood damages.23.38.~~

23.17-1 HYDRAULIC AND HYDROLOGIC ANALYSES.

(1) No floodplain development shall:

(a) Obstruct flow, defined as development which blocks the conveyance of floodwaters by itself or with other development, causing any increase in the regional flood height; or

(b)Cause any increase in the regional flood height due to floodplain storage area lost.

(2) The zoning administrator shall deny permits if it is determined the proposed development will obstruct flow or cause any increase in the regional flood height, based on the officially adopted FIRM or other adopted map, unless the provisions of s. 23.45 and 23.46 are met.

NOTE: Flood studies and flood analysis must be submitted in a format that is compatible with the Brown County geographic information system (GIS).

23.18 WATERCOURSE ALTERATIONS. No shoreland permit to alter or relocate a watercourse in a mapped floodplain shall be issued until the local official has notified in writing all adjacent municipalities, the Department and FEMA regional offices and required the applicant to secure all necessary state and federal permits. The standards of s. 23.17 must be met and the flood carrying capacity of any altered or relocated watercourse shall be maintained.

As soon as is practicable, but not later than six months after the date of the watercourse alteration or relocation and pursuant to s. 23.45 and 23.46 Amendments, the community shall apply for a Letter of Map Revision (LOMR) from FEMA. Any such alterations must be reviewed and approved by FEMA and the DNR through the LOMC process.

23.19 CHAPTER 30, 31, WIS. STATS., DEVELOPMENT. Development which requires a permit from the Department under chs. 30 and 31, Stats., such as docks, piers, wharves, bridges, culverts, dams and navigational aids, may be allowed if the necessary permits are obtained and amendments to the floodplain zoning ordinance are made according to s. 23.45 and 23.46 Amendments.

23.20 PUBLIC OR PRIVATE CAMPGROUNDS. Public or private campgrounds shall have a low flood damage potential and shall meet the following provisions:

(1) The campground is approved by the Department of [Health Services Agriculture, Trade and Consumer Protection](#) ;

(2) A shoreland permit for the campground is issued by the zoning administrator;

(3) The character of the river system and the campground elevation are such that a 72 hour warning of an impending flood can be given to all campground occupants;

(4) There is an adequate flood warning procedure for the campground that offers the minimum notice required under this section to all persons in the campground. This procedure shall include a written agreement between the campground owner, the municipal emergency government coordinator and the chief law enforcement official which specifies the flood elevation at which evacuation shall occur, personnel responsible for monitoring flood elevations, types of warning systems to be used and the procedures for notifying at-risk parties, and the methods and personnel responsible for conducting the evacuation;

(5) This agreement shall be for no more than one calendar year, at which time the

agreement shall be reviewed and updated by the officials identified in sub. (4) to remain in compliance with all applicable regulations, including those of the State Department of [Health Services and Family Services](#), [Agriculture, Trade and Consumer Protection](#) and all other applicable regulations;

~~(6)~~ (7) [All mobile recreational vehicles placed on the site must meet one of the following:](#)

(a) Only camping units that are fully licensed, if required, and ready for highway use are allowed; or

(b) ~~(7)~~ The camping units shall not occupy any site in the campground for more than 180 consecutive days, at which time the camping unit must be removed from the floodplain for a minimum of 24 hours;

(c) ~~(8)~~ [Meet the requirements in either s. 23.22, 23.26, 23.29, or 23.32-1 for the floodplain district in which the structure is located;](#)

[A mobile recreational vehicle is ready for highway use if it is on its wheels or jacking system, is attached to the site only by quick-disconnect utilities and security devices and has no permanently attached additions. Only camping units that are fully licensed, if required, and ready for highway use are allowed;](#)

(7) All camping units that remain on site for more than 30 days shall be issued a limited authorization by the campground operator, a written copy of which is kept on file at the campground. Such authorization shall allow placement of a camping unit for a period not to exceed 180 days and shall ensure compliance with all the provisions of this section;

~~(9)~~ The municipality shall monitor the limited authorizations issued by the campground operator to assure compliance with the terms of this section;

~~(9)~~ All camping units that remain in place for more than 180 consecutive days must meet the applicable requirements in either s. 23.22 through s. 23.28 for the floodplain district in which the structure is located;

~~(10)~~ The campground shall have signs clearly posted at all entrances warning of the flood hazard and the procedures for evacuation when a flood warning is issued; and

~~(11)~~ All service facilities, including but not limited to refuse collection, electrical service, gas lines, propane tanks, sewage systems and wells shall be properly anchored and placed at or floodproofed to the flood protection elevation.

23.21 RELAXATION OF STANDARDS FOR PERSONS WITH DISABILITIES APPLIES TO ALL DISTRICTS. The Zoning Office may issue a shoreland permit to relax the standards of this ordinance in order to provide reasonable accommodation of persons with disabilities as required by provisions of Federal and State law. Such relaxation shall be consistent with federal guidelines for accommodation of persons with disabilities and shall, where practicable, be terminated when the facility is no longer in use by a disabled person. A person applying for a permit for construction under this section shall establish the nature and extent of

the disability and that the relaxation requested is the minimum necessary to provide reasonable use of the facility.

FLOODWAY DISTRICT (FW)

23.22 APPLICABILITY. This section applies to all floodway areas on the floodplain zoning maps and those identified pursuant to s. 23.32.

23.23 PERMITTED USES. The following open space uses are allowed in the Floodway District and the floodway areas of the General Floodplain District, if

- they are not prohibited by any other ordinance;
- they meet the standards in s. 23.24 and 23.25; and
- all permits or certificates have been issued according to s. 23.37:

(1) Agricultural uses, such as: farming, outdoor plant nurseries, horticulture, viticulture and wild crop harvesting.

(2) Nonstructural industrial and commercial uses, such as loading areas, parking areas and airport landing strips.

(3) Nonstructural recreational uses, such as golf courses, tennis courts, archery ranges, picnic grounds, boat ramps, swimming areas, parks, wildlife and nature preserves, game farms, fish hatcheries, shooting, trap and skeet activities, hunting and fishing areas and hiking and horseback riding trails, subject to the fill limitations of s. 23.24(4).

(4) Uses or structures accessory to open space uses, or classified as historic structures that comply with s. 23.34 and 23.25.

(5) Extraction of sand, gravel or other materials that comply with s. 23.24(4).

(6) Functionally water-dependent uses, such as docks, piers or wharves, dams, flowage areas, culverts, navigational aids and river crossings of transmission lines, and pipelines that comply with chs. 30 and 31, Stats.

(7) Public utilities, streets and bridges that comply with s. 23.24(3).

(8) Portable latrines that are removed prior to flooding and systems associated with recreational areas and Department-approved campgrounds that meet the applicable provisions of local ordinances and ch. SPS 383, Wis. Adm. Code.

(9) Public or private wells used to obtain potable water for recreational areas that meet the requirements of local ordinances and chs. NR 811 and NR 812, Wis. Adm. Code.

(10) Wastewater treatment ponds or facilities permitted under s. NR 110.15(3)(b), Wis. Adm. Code.

(11) Sanitary sewer or water supply lines to service existing or proposed development located outside the floodway that complies with the regulations for the floodplain

[area occupied.](#)

23.24 STANDARDS FOR DEVELOPMENTS IN THE FLOODWAY.

(1) General: General requirements of:

(a) Any development in the floodway shall comply with s. 23.17 through 23.21 and have a low flood damage potential.

(b) Applicants shall provide the following data to determine the effects of the proposal according to s. 23.17 and 23.38(1)(d):

1. A cross-section elevation view of the proposal, perpendicular to the watercourse, showing if the proposed development will obstruct flow; or

2. An analysis calculating the effects of this proposal on regional flood height [reference to 23.11-1 and 23.38\(3\). The analysis must be completed by a registered professional engineer in the state of Wisconsin.](#)

_____ [\(c\) Any encroachment in the regulatory floodway is prohibited unless the data submitted for subd. 23.24\(1\)\(b\) above demonstrates that the encroachment will cause no increase in flood elevations in flood events up to the base flood at any location or removes the encroached area from the regulatory floodway as provided in s. 23.09\(1\) through \(3\).](#) The zoning administrator shall deny the permit application if the project will cause any increase in the flood elevations upstream or downstream, based on the data submitted for subd (b) above.

(2) Structures: Structures accessory to permanent open space uses, [classified as historic structures including utility and sanitary facilities](#), or functionally dependent on a waterfront location may be allowed by permit if the structures comply with the following criteria:

[\(a\)](#) Not designed for human habitation, do not have a high flood damage potential and is constructed to minimize flood damage;

[\(b\)](#) Shall either have the lowest floor elevated to or above the flood protection elevation or shall meet all of the following standards:

[1. Have the lowest floor elevated to or above the regional flood elevation and be dry floodproofed so that the structure is watertight with walls substantially impermeable to the passage of water and completely dry to the flood protection elevation without human intervention during flooding;](#)

[2. Have structural components capable of meeting all provisions of Section 23.24\(2\)\(g\) and;](#)

[3. Be certified by a registered professional engineer or architect, through the use of a Federal Emergency Management Agency Floodproofing Certificate, that the design and methods of construction are in accordance with Section 23.24\(2\)\(g\).](#)

[4.](#) Shall have a minimum of two openings on different walls having a total net area not less than one square inch for every square foot of enclosed area, and the bottom of all such openings being no higher than one foot above grade. The openings shall be equipped with

screens, louvers, or other coverings or devices provided that they permit the automatic entry and exit of floodwaters;

(c) Must be anchored to prevent them from floating away and restricting bridge openings or other restricted sections of the stream or river; resist flotation, collapse, lateral movement;

(d) Mechanical and utility equipment must be elevated to or above the flood protection elevation. The structures must have all service facilities at or above the flood protection elevation; and

(e) It must not obstruct flow of flood waters or cause any increase in flood levels during the occurrence of the regional flood.

(f) For a structure designed to allow the automatic entry of floodwaters below the Regional Flood Elevation, the applicant shall submit a plan that meets s. 23.24(2)(a) through 23.24(2)(e) and meets or exceeds the following standards:

1. The lowest floor must be elevated to or above the regional flood elevation;
2. a minimum of two openings having a total net area of not less than one square inch for every square foot of enclosed area subject to flooding;
3. the bottom of all openings shall be no higher than one foot above the lowest adjacent grade; openings may be equipped with screens, louvers, valves, or other coverings or devices provided that they permit the automatic entry and exit of floodwaters, otherwise must remain open.
4. The use must be limited to parking, building access or limited storage.

(g) Certification: Whenever floodproofing measures are required, a registered professional engineer or architect shall certify that the following floodproofing measures will be utilized, where appropriate, and are adequate to withstand the flood depths, pressures, velocities, impact and uplift forces and other factors associated with the regional flood:

1. Reinforcement of floors and walls to resist rupture, collapse, or lateral movement caused by water pressures or debris buildup;
2. Construction of wells, water supply systems and waste treatment systems so as to prevent the entrance of flood waters in such systems and must be in accordance with provisions in Sections 23.25(4) and 23.25(5);
3. Subsurface drainage systems to relieve external pressures on foundation walls and basement floors;
4. Cutoff valves on sewer lines or the elimination of gravity flow basement drains; and
5. Placement of utilities to or above the flood protection elevation.

- (3) Public: Public utilities, streets and bridges may be allowed by permit, if:
 - (a) Adequate floodproofing measures are provided to the flood protection elevation; and
 - (b) Construction meets the development standards of s. 23.17.
- (4) Fills: Fills or deposition of materials may be allowed by permit, if:
 - (a) The requirements of s. 23.17 are met;
 - (b) No material is deposited in navigable waters unless a permit is issued by the Department pursuant to ch. 30, Stats., and a permit pursuant to s. 404 of the Federal Water Pollution Control Act, Amendments of 1972, 33 U.S.C. 1344 has been issued, if applicable, and all other requirements have been met;
 - (c) The fill or other materials will be protected against erosion by riprap, vegetative cover, sheet piling or bulkheading; and
 - (d) The fill is not classified as a solid or hazardous waste material.

23.25 PROHIBITED USES FLOODWAY. All uses not listed as permitted uses in s. 23.23 are prohibited, including the following uses:

- (1) Habitable structures, structures with high flood damage potential, or those not associated with permanent open-space uses;
- (2) Storing materials that are buoyant, flammable, explosive, injurious to property, water quality, or human, animal, plant, fish or other aquatic life;
- (3) Uses not in harmony with or detrimental to uses permitted in the adjoining districts;
- (4) Any private or public sewage systems, except portable latrines that are removed prior to flooding and systems associated with recreational areas and Department-approved campgrounds that meet the applicable provisions of local ordinances and ch. SPS 383, Wis. Adm. Code;
- (5) Any public or private wells which are used to obtain potable water, except those for recreational areas that meet the requirements of local ordinances and chs. NR 811 and NR 812, Wis. Adm. Code;
- (6) Any solid or hazardous waste disposal sites;
- (7) Any wastewater treatment ponds or facilities, except those permitted under s. NR 110.15(3)(b), Wis. Adm. Code; and
- (8) Any sanitary sewer or water supply lines, except those to service existing or proposed development located outside the floodway which complies with the regulations for the floodplain area occupied.

FLOODFRINGE DISTRICT (FF)

23.26 APPLICABILITY. This section applies to all floodfringe areas shown on the floodplain zoning maps and those identified pursuant to s. 23.32.

23.27 PERMITTED USES. Any structure, land use, or development is allowed in the Floodfringe District if the standards in s. 23.28 are met, the use is not prohibited by this or any other ordinance or regulation and all permits or certificates specified in s. 23.37 have been issued.

23.28 STANDARDS FOR DEVELOPMENT IN THE FLOODFRINGE.

(1) Provisions: All of the provisions of s. 23.17 shall apply. In addition, the following requirements shall apply according to the use requested. Any existing structure in the floodfringe must meet the requirements of s. 23.33 Nonconforming Uses.

(2) Residential uses: Any structure, including a manufactured home, which is to be newly constructed or moved into the floodfringe, shall meet or exceed the following standards. Any existing structure in the floodfringe must meet the requirements of s. 23.33 Nonconforming Uses.

(a) ~~The elevation of the first floor of new construction, including placement of manufactured homes, and substantial improvement of residential structures, shall be~~ the lowest opening of the foundation shall be at floor elevated to or above the flood protection elevation ~~(which is a point two feet above the regional or base flood elevation). The on fill. The fill around the structure~~ shall be one foot or more above the regional flood elevation extending at least 15 feet beyond the limits of the structure. No area may be removed from the floodfringe district unless it can be shown to meet s. 23.09.

(b) ~~All new construction and substantial improvements of structures with basements within A-zones and other identified floodplains shall be~~ Notwithstanding s. 23.28 (2)(a), a basement or crawlspace floor may be placed at the regional flood elevation if the basement or crawlspace is designed so that any basement area, together with attendant utilities and sanitary facilities to make all portions of the structure below the floodproofed design level, is flood protection elevation watertight with walls that are substantially impermeable to the passage of water without human intervention. Basement walls (including sealed and with structural glass block windows) shall be built with the capacity to resist components having the capability of resisting hydrostatic and hydrodynamic loads and the effects of buoyancy resulting from flooding which. No floor of any kind is two feet above the 100-year frequency flood, and shall be designed so that minimal structural damage will occur if this design is exceeded. The finished floor elevation of a basement or crawlway shall be no more than 5 feet allowed below the regional flood elevation for residential and commercial structures. Under this provision, the bottom of the lowest basement openings, such as doors and non-sealed windows, must be placed at least two feet above the 100-year regional flood elevation. Brown County received a countywide exemption in regard to construction below the flood level for flood-proofed basements from FEMA in 1978 and reaffirmed in 2005 by Region V, Chief, Community Assistance Section.

(c) Contiguous dryland access shall be provided from a structure to land outside of the floodplain, except as provided in subd (d).

(d) In developments where existing street or sewer line elevations make compliance with subd (c) impractical, the municipality may permit new development and substantial

improvements where roads are below the regional flood elevation, if:

1. The municipality has written assurance from police, fire and emergency services that rescue and relief will be provided to the structure(s) by wheeled vehicles during a regional flood event; or

2. The municipality has a DNR approved emergency evacuation plan [that follows acceptable hazard mitigation planning guidelines](#).

~~(e) The area surrounding the entire foundation must be filled to at least one foot above the 100-year regional flood line for a distance of 15 feet beyond the limits of the structure.~~

~~(f) Floodproofed basements may not be constructed within the floodway.~~

~~(g) Basements constructed in accordance with this subsection shall not be used for sleeping purposes.~~

~~(h) A registered professional engineer or architect shall certify that the standards herein provided are incorporated in the building plans and specifications. This certification shall include the specific elevation (in relation to mean sea level) to which the structure is floodproofed. Before occupancy of the structure, the registered professional engineer or architect must site verify all aspects of the project and sign a certificate of compliance that must be submitted to the Brown County Zoning Office within 60 days of completion of the project.~~

~~(i) The professional architect or engineer shall make or require inspections of the basement construction work to ascertain compliance with the above provisions.~~

~~(e) A registered land surveyor or engineer must set a benchmark on the property to assure proper elevations except where a municipality has a benchmark established. This must be done by completing the benchmark certificate available at the Brown County Zoning Office. Once completed, the original signed benchmark certificate from the surveyor or engineer must be submitted to the Brown County Zoning Office.~~

(3) Accessory structures or uses:

4) [In addition to s. 23.17, new construction and substantial improvements of](#) Accessory structures shall be constructed on fill with the lowest floor at or above the regional flood elevation.

(4) Commercial uses: [AnyIn addition to s. 23.17, any](#) commercial structure which is erected, altered or moved into the floodfringe shall meet the requirements of s. 23.28(2). Subject to the requirements of sub. (6), storage yards, surface parking lots and other such uses may be placed at lower elevations if an adequate warning system exists to protect life and property.

(5) Manufacturing and industrial uses: [AnyIn addition to s. 23.17, any](#) manufacturing or industrial structure which is erected, altered or moved into the floodfringe shall have the lowest floor elevated to or above the flood protection elevation or meet the floodproofing standards in s. 23.43. Subject to the requirements of sub. (6), storage yards, surface parking lots and other such uses may be placed at lower elevations if an adequate warning system exists to protect life and property.

(6) Storage of materials: Materials that are buoyant, flammable, explosive, or injurious

to property, water quality or human, animal, plant, fish or aquatic life shall be stored at or above the flood protection elevation or floodproofed in compliance with s. 23.43. Adequate measures shall be taken to ensure that such materials will not enter the water body during flooding.

(7) Public utilities, streets and bridges: All utilities, streets and bridges shall be designed to be compatible with comprehensive floodplain development plans; and

(a) When failure of public utilities, streets and bridges would endanger public health or safety, or where such facilities are deemed essential, construction or repair of such facilities shall only be permitted if they are designed to comply with s. 23.43.

(b) Minor roads or nonessential utilities may be constructed at lower elevations if they are designed to withstand flood forces to the regional flood elevation.

(8) Sewage systems: All sewage disposal systems shall be designed to minimize or eliminate infiltration of flood water into the system, pursuant to s. 23.43(3), to the flood protection elevation and meet the provisions of all local ordinances and ch. SPS 383, Wis. Adm. Code.

(9) Wells: All wells shall be designed to minimize or eliminate infiltration of flood waters into the system, pursuant to s. 23.43(3), to the flood protection elevation and shall meet the provisions of chs. NR 811 and NR 812, Wis. Adm. Code.

(10) Solid waste disposal sites: Disposal of solid or hazardous waste is prohibited in floodfringe areas.

(11) Deposition of materials: Any deposited material must meet all the provisions of this ordinance.

(12) Manufactured homes:

(a) Owners or operators of all manufactured home parks and subdivisions shall provide adequate surface drainage to minimize flood damage, and prepare, secure approval and file an evacuation plan, indicating vehicular access and escape routes, with local emergency management authorities.

(b) In existing manufactured home parks, all new homes, replacement homes on existing pads, and substantially improved homes shall:

1. Have the lowest floor elevated to the flood protection elevation; and
2. Be anchored so they do not float, collapse or move laterally during a flood.

(c) Outside of existing manufactured home parks, including new manufactured home parks and all single units outside of existing parks, all new, replacement and substantially improved manufactured homes shall meet the residential development standards for the floodfringe in s. 23.28(2).

(13) Mobile recreational vehicles: All mobile recreational vehicles ~~that are~~ must be on site for less than 180 consecutive days ~~or more or are not and be either:~~

 (a) fully licensed and ready for highway use; or

(b) shall meet the elevation and anchoring requirements in s. 23.28(12)(b) and (c).

A mobile recreational vehicle is ready for highway use if it is on its wheels or jacking system, is attached to the site only by quick-disconnect utilities and security devices and has no permanently attached additions.

(14) Relaxation of standards for persons with disabilities: See s. 23.21.

GENERAL FLOODPLAIN DISTRICT (GFP)

23.29 APPLICABILITY. The provisions for this district shall apply to all floodplains mapped as A, AO ~~or AH zones.~~, AH, and AE zones within which a floodway is not delineated on the Flood Insurance Rate Maps identified in s. 23.06.

23.29-1 FLOODWAY BOUNDARIES. For proposed development in zone A, or in zone AE within which a floodway is not delineated on the Flood Insurance Rate Map identified in s. 23.06 the boundaries of the regulatory floodway shall be determined pursuant to s. 23.32. If the development is proposed to encroach upon the regulatory floodway, the development is subject to the standards of s 23.24. If the development is located entirely within the floodfringe, the development is subject to the standards of s. 23.28.

23.30 PERMITTED USES. Pursuant to s. 23.32, it shall be determined whether the proposed use is located within the floodway or floodfringe. Those uses permitted in the Floodway (s. 23.23) and Floodfringe (s. 23.27) Districts are allowed within the General Floodplain District, according to the standards of s. 23.31, provided that all permits or certificates required under s. 23.37 have been issued.

23.31 STANDARDS FOR DEVELOPMENT IN THE GENERAL FLOODPLAIN DISTRICT. S. 23.22 through 23.25 applies to floodway areas, s. 23.26 through 23.28 applies to floodfringe areas. The rest of this ordinance applies to either district.

(1) ~~h~~New construction and substantial improvement of structures in zone AO/AH Zones shall have the structure's lowest floor, including basement, elevated: must meet one of the conditions listed below whichever is higher:

(a) At or above the ~~flood protection elevation~~depth, in feet, as shown on the FIRM above the highest adjacent grade; or

~~(b)~~If the depth is not specified on the FIRM, at or above Two (2) feet above the highest adjacent grade ~~around the structure;~~ or

~~(c)~~(b) The depth as shown on the FIRM.

(2) In AO/AH Zones, provide plans showing adequate drainage paths to guide floodwaters around structures.

(3) New construction and substantial improvement of structures in zone AH shall have the lowest floor, including basement, elevated to or above the flood protection elevation.

(4) All development in zones AO and zone AH shall meet the requirements of s. 23.28 applicable to flood fringe areas.

23.32 DETERMINING FLOODWAY AND FLOODFRINGE LIMITS. Upon receiving an application for development within the general floodplain district zone A, or within zone AE where a floodway has not been delineated on the Flood Insurance Rate Maps, the zoning administrator shall:

(1) Require the applicant to submit two copies of an aerial photograph or a plan which shows the proposed development with respect to the general floodplain district limits, stream channel, and existing floodplain developments, along with a legal description of the property, fill limits and elevations, building floor elevations and flood proofing measures; and the flood zone as shown on the FIRM.

(2) Require the applicant to furnish any of the following information deemed necessary by the Department to evaluate the effects of the proposal upon flood height and flood flows, regional flood elevation and to determine floodway boundaries:

(a) A Hydrologic and Hydraulic Study as specified in s. 23.38(3).

(b) Plan (surface view) showing elevations or contours of the ground; pertinent structure, fill or storage elevations; size, location and layout of all proposed and existing structures on the site; location and elevations of streets, water supply, and sanitary facilities; soil types and other pertinent information.

(c) Specifications for building construction and materials, floodproofing, filling, dredging, channel improvement, storage of materials, water supply and sanitary facilities.

COASTAL FLOODPLAIN DISTRICT (CFD)

23.32-1 APPLICABILITY. The provisions of this section apply to all Coastal Floodplain Districts (CFD) shown on the floodplain zoning maps, including zones V, V1-30, and VE. Where a floodway shown on the floodplain zoning maps, or a floodway determined as explained in s. 23.07(4) or a regulatory floodway identified pursuant to s. 23.32, extends into a Coastal Floodplain District, development shall comply with the standards of s. 23.24 and s. 23.32-1 and 2.

23.32-2 STANDARDS FOR DEVELOPMENT IN THE COASTAL FLOODPLAIN DISTRICT. Development in the CFD district shall meet the requirements of s. 22.17, as well as the following:

(1) New construction shall be located landward of the Ordinary High Water Mark.

(2) Bulkheads, seawalls, revetments, and other erosion control measures shall not be connected to the foundation or superstructure of a building and shall be designed and constructed so as not to direct floodwaters or increase flood forces or erosion impacts on the foundation or superstructure of any building.

(3) Man-made alterations of sand dunes are prohibited unless an engineering report documents that the alterations will not increase potential flood damage by reducing the wave and flow dissipation characteristics of the sand dunes.

(4) The use of fill for structural support of buildings is prohibited.

(a) Non-structural fill shall be permitted only if an engineering report demonstrates that the fill will not cause runup, ramping, or deflection of floodwaters that cause damage to buildings.

(5) New construction and substantial improvement of buildings shall be elevated, consistent with SPS 321.34, on pilings or columns so that the bottom of the lowest horizontal structural member of the lowest floor (excluding the pilings or columns) is elevated to or above the FPE.

(a) The pile or column foundation and structure attached thereto shall be anchored to resist flotation, collapse, and lateral movement due to the effects of wind and water loads acting simultaneously on all building components. Water loading values shall be those associated with the base flood. Wind loading values shall be those defined according to American Society of Civil Engineers 7-16 *Minimum design loads and associated criteria for buildings and other structures*, or other equivalent standard.

(b) A registered professional engineer or architect shall develop or review the structural design, specifications, and plans for the construction, and shall certify that the design and methods of construction to be used are in accordance with accepted standards of practice for meeting the provisions of s. 23.32-2 (5).

(6) New construction and substantial improvement of buildings shall have the space below the lowest floor either free of obstruction or constructed with non-supporting breakaway walls, open wood lattice-work, or insect screening intended to collapse without causing collapse, displacement, or other structural damage to the elevated portion of the building or supporting foundation system.

(a) For the purpose of s. 23.32-2(6), a breakaway wall shall have a design safe loading resistance of not less than 10 and not more than 20 pounds per square foot.

(b) Use of breakaway walls which exceed a design safe loading resistance of 20 pounds per square foot (either by design or where so required by local or state codes) may be permitted only if a registered professional engineer or architect certifies that the designs proposed meet all of the following conditions:

1. Breakaway wall collapse shall result from a water load less than that which would occur during the base flood; and

2. The elevated portion of the building and supporting foundation system shall not be subject to collapse, displacement, or other structural damage due to the effects of wind and

water loads acting simultaneously on all building components (structural and non-structural). Water loading values shall be those associated with the base flood. Wind loading values shall be those defined according to American Society of Civil Engineers 7-16 Minimum design loads and associated criteria for buildings and other structures, or equivalent standard.

(c) All space enclosed by breakaway walls, open wood lattice-work, or insect screening below the lowest floor shall be used solely for parking, building access, or storage.

(7) Require within flood-prone areas:

(a) New and replacement water supply systems to be designed to minimize or eliminate infiltration of flood waters into the systems; and

(b) New and replacement sanitary sewage systems to be designed to minimize or eliminate infiltration of flood waters into the systems and discharges from the systems into flood waters and onsite waste disposal systems to be located to avoid impairment to them or contamination from them during flooding.

(8) All mobile recreation vehicles must be on site for less than 180 consecutive days and be either:

(a) fully licensed and ready for highway use; or

(b) shall meet the standards of s. 23.32-2(1) through 23.32-2(7) inclusive

A mobile recreational vehicle is ready for highway use if it is on its wheels or jacking system, is attached to the site only by quick-disconnect type utilities and security devices, and has no permanently attached additions.

(9) Manufactured homes placed or substantially improved within the Coastal Floodplain District shall meet the standards of s. 23.32-2(1) through 23.32-2(7) inclusive.

NONCONFORMING USES

23.33 GENERAL.

(1) Applicability: If these standards

(a) The standards in this section shall apply to all uses and buildings that do not conform to the provisions contained within a floodplain zoning ordinance or with s. 59.69(10), 87.30, Stats., for counties or s. 62.23(7)(h), Stats., for cities and villages, they, and §§ NR 116.12-14, Wis. Adm. Code and 44 CFR 59-72., these standards shall apply to all modifications or additions to any nonconforming use or structure and to the use of any structure or premises which was lawful before the passage of this ordinance or any amendment thereto. A party asserting existence of a lawfully established

nonconforming use or structure has the burden of proving that the use or structure was compliant with the floodplain zoning ordinance in effect at the time the use or structure was created.

(b) As permit applications are received for additions, modifications, or substantial improvements to nonconforming buildings in the floodplain, municipalities shall develop a list of those nonconforming buildings, their present equalized assessed value and a list of the costs of those activities associated with changes to those buildings.

(2) Requirements: The existing lawful use of a structure or its accessory use which is not in conformity with the provisions of this ordinance may continue subject to the following conditions:

(a) No modifications or additions to a nonconforming use or structure shall be permitted unless they comply with this ordinance. The words "modification" and "addition" include, but are not limited to, any alteration, addition, modification, structural repair, rebuilding or replacement of any such existing use, structure or accessory structure or use. Maintenance is not considered a modification, this includes painting, decorating, paneling and other nonstructural components and the maintenance, repair or replacement of existing private sewage or water supply systems or connections to public utilities. Any costs associated with the repair of a damaged structure are not considered maintenance.

The construction of a deck that does not exceed 200 square feet and that is adjacent to the exterior wall of a principal structure is not an extension, modification or addition. The roof of the structure may extend over a portion of the deck in order to provide safe ingress and egress to the principal structure.

(b) If a nonconforming use or the use of a nonconforming structure is discontinued for 12 consecutive months, it is no longer permitted and any future use of the property, and any structure or building thereon, shall conform to the applicable requirements of this ordinance.

(c) The municipality shall keep a record which lists all nonconforming uses and nonconforming structures, their present equalized assessed value, the cost of all modifications or additions which have been permitted, and the percentage of the structure's total current value those modifications represent.

(d) No modification or addition to any nonconforming structure or any structure with a nonconforming use, which over the life of the structure would equal or exceed 50% of its present equalized assessed value, shall be allowed unless the entire structure is permanently changed to a conforming structure with a conforming use in compliance with the applicable requirements of this ordinance. Contiguous dry land access must be provided for residential and commercial uses in compliance with s. 23.28(2). The costs of elevating the lowest floor of a nonconforming building or a building with a nonconforming use to the flood protection elevation are excluded from the 50% provisions of this paragraph.

(e) No maintenance to any nonconforming structure or any structure with a nonconforming use, the cost of which would equal or exceed 50% of its present equalized assessed value, shall be allowed unless the entire structure is permanently changed to a conforming structure with a conforming use in compliance with the applicable requirements of this ordinance. Contiguous dry land access must be provided for residential and commercial uses in compliance with s. 23.28(2). Maintenance to any nonconforming structure, which does not

exceed 50% of its present equalized assessed value on a per event basis, does not count against the cumulative calculations over the life of the structure for substantial improvement calculations.

(f) If on a per event basis the total value of the work being done under (d) and (e) equals or exceeds 50% of the present equalized assessed value, the work shall not be permitted unless the entire structure is permanently changed to a conforming structure with a conforming use in compliance with the applicable requirements of this ordinance. Contiguous dry land access must be provided for residential and commercial uses in compliance with s. 23.28(2).

(g) Except as provided in subd. (h), if any nonconforming structure or any structure with a nonconforming use is destroyed or is substantially damaged, it cannot be replaced, reconstructed or rebuilt unless the use and the structure meet the current ordinance requirements. A structure is considered substantially damaged if the total cost to restore the structure to its pre-damaged condition equals or exceeds 50% of the structure's present equalized assessed value.

(h) For nonconforming buildings that are substantially damaged or destroyed by a non-flood disaster, the repair or reconstruction of any such nonconforming building shall be permitted in order to restore it to the size and use in effect prior to the damage event, provided that the minimum federal code requirements below are met and all required permits have been granted prior to the start of construction.

1. Residential Structures

a. Shall have the lowest floor, including basement, elevated to or above the flood protection base flood elevation using fill, pilings, columns, posts or perimeter walls. Perimeter walls must meet the requirements of s. 23.43.

b. Shall be anchored to prevent flotation, collapse, or lateral movement of the structure resulting from hydrodynamic and hydrostatic loads, including the effects of buoyancy and shall be constructed with methods and materials resistant to flood damage.

c. Shall be constructed with electrical, heating, ventilation, plumbing and air conditioning equipment and other service facilities that are designed and/or elevated so as to prevent water from entering or accumulating within the components during conditions of flooding.

d. In A Zones, obtain, review and utilize any flood data available from a federal, state or other source.

e. In AO Zones with no elevations specified, shall have the lowest floor, including basement, meet the standards in s. 23.31.

f. In AO Zones, shall have adequate drainage paths around structures on slopes to guide floodwaters around and away from the structure.

2. Nonresidential Structures

a. Shall meet the requirements of s. 23.33(2)a-f.

b. Shall either have the lowest floor, including basement, elevated to or above the regional flood elevation; or, together with attendant utility and sanitary facilities, shall meet the standards in s. 23.43.

c. In AO Zones with no elevations specified, shall have the lowest floor, including basement, meet the standards in s. 23.31.

(3) A nonconforming historic structure may be altered if the alteration will not preclude the structure's continued designation as a historic structure, the alteration will comply with s. 23.24(1), flood resistant materials are used, and construction practices and floodproofing methods that comply with s. 23.43 are used. Repair or rehabilitation of historic structures shall be exempt from the development standards of s. 23.33(2)(h) if it is determined that the proposed repair or rehabilitation will not preclude the structure's continued designation as a historic structure and is the minimum necessary to preserve the historic character and design of the structure.

23.34 FLOODWAY DISTRICT.

(1) Structures: No modification or addition shall be allowed to any nonconforming structure or any structure with a nonconforming use in the Floodway District, unless such modification or addition:

(a) Has been granted a permit or variance which meets all ordinance requirements;

(b) Meets the requirements of s. 23.33;

(c) Shall not increase the obstruction to flood flows or regional flood height;

(d) Any addition to the existing structure shall be floodproofed, pursuant to s. 23.43, by means other than the use of fill, to the flood protection elevation; and

(e) If any part of the foundation below the flood protection elevation is enclosed, the following standards shall apply:

1. The enclosed area shall be designed by a registered architect or engineer to allow for the efficient entry and exit of flood waters without human intervention. A minimum of two openings must be provided with a minimum net area of at least one square inch for every one square foot of the enclosed area. The lowest part of the opening can be no more than 12 inches above the adjacent grade;

—2. The parts of the foundation located below the flood protection; elevation must be constructed of flood-resistant materials;

3. Mechanical and utility equipment must be elevated or floodproofed to or above the flood protection elevation; and

4. The use must be limited to parking, building access or limited storage.

(2) Sewage systems: No new on-site sewage disposal system, or addition to an existing on-site sewage disposal system, except where an addition has been ordered by a government agency to correct a hazard to public health, shall be allowed in the Floodway District. Any replacement, repair or maintenance of an existing on-site sewage disposal system in a floodway area shall meet the applicable requirements of all municipal ordinances, s. 23.43 and ch. SPS 383, Wis. Adm. Code.

(3) Wells: No new well or modification to an existing well used to obtain potable water

shall be allowed in the Floodway District. Any replacement, repair or maintenance of an existing well in a floodway area shall meet the applicable requirements of all municipal ordinances, s. 23.43 and chs. NR 811 and NR 812, Wis. Adm. Code.

23.35 FLOODFRINGE DISTRICT.

(1) Structures: No modification or addition shall be allowed to any nonconforming structure or any structure with a nonconforming use unless such modification or addition has been granted a permit or variance by the municipality, and meets the requirements of s. 23.28 except where s. 23.35(2) is applicable.

(2) Variance: Where compliance with the provisions of subd. (1) would result in unnecessary hardship and only where the structure will not be used for human habitation or be associated with a high flood damage potential, the Board of Adjustment, using the procedures established in s. 23.40, may grant a variance from those provisions of subd. (1) for modifications or additions, using the criteria listed below. Modifications or additions which are protected to elevations lower than the flood protection elevation may be permitted if:

(a) No floor is allowed below the regional flood elevation for residential or commercial structures;

(b) Human lives are not endangered;

(c) Public facilities, such as water or sewer, shall not be installed;

(d) Flood depths shall not exceed two feet;

(e) Flood velocities shall not exceed two feet per second; and

(f) The structure shall not be used for storage of materials as described in s. 23.28(6).

(3) Sewage systems: All new private sewage disposal systems, or addition to, replacement, repair or maintenance of a private sewage disposal system shall meet all the applicable provisions of all local ordinances, s. 23.43 and ch. SPS 383, Wis. Adm. Code.

(4) Wells: All new wells, or addition to, replacement, repair or maintenance of a well shall meet the applicable provisions of this ordinance, s. 23.43 and ch. NR 811 and NR 812, Wis. Adm. Code.

23.35-1 COASTAL FLOODPLAIN DISTRICT.

(1) New construction and substantial improvement shall meet the standards of s. 23.32-1 and 2.

(2) No structural repairs, modifications or additions to an existing building, the cost of which exceeds, over the life of the existing building, 50% of its present equalized assessed value, may be allowed in a coastal floodplain area unless the entire building is permanently changed to conform with the standards prescribed in s. 23.32-1 and 2.

ADMINISTRATIVE PROVISIONS

23.36 ADMINISTRATION. Where a zoning administrator, planning agency or a Board of Adjustment has already been appointed to administer a zoning ordinance adopted under s. 59.69, s. 59.692 or s. 62.23(7), Stats., these officials shall also administer this ordinance.

23.37 ZONING ADMINISTRATOR.

(1) Duties and Powers: The zoning administrator is authorized to administer this ordinance and shall have the following duties and powers:

(a) Advise applicants of the ordinance provisions, assist in preparing permit applications and appeals, and assure that the regional flood elevation for the proposed development is shown on all permit applications.

(b) Issue permits and inspect properties for compliance with provisions of this ordinance, and issue certificates of compliance where appropriate.

(c) Inspect and assess all damaged floodplain structures to determine if substantial damage to the structures has occurred.

(d) Keep records of all official actions such as:

1. All permits issued, inspections made, and work approved;
2. Documentation of certified lowest floor and regional flood elevations;
3. Floodproofing certificates;
4. Water surface profiles, floodplain zoning maps and ordinances, nonconforming uses and structures including changes, appeals, variances and amendments;
5. All substantial damage assessment reports for floodplain structures; and
6. List of nonconforming structures and uses.

[7. In the Coastal Floodplain District, documentation of the certified elevation of the bottom of the lowest horizontal structural member of new construction and substantial improvements.](#)

[8. In the Coastal Floodplain District, certification by a licensed professional engineer or architect where required for new construction and substantial improvement under s. 23.32-1 and 2.](#)

(e) Submit copies of the following items to the Department Regional office:

1. Within 10 days of the decision, a copy of any decisions on variances, appeals for map or text interpretations, and map or text amendments;

2. Copies of case-by-case analyses, and other required information [including an annual summary of floodplain zoning actions taken](#); and

3. Copies of substantial damage assessments performed and all related correspondence concerning the assessments.

(f) Investigate, prepare reports, and report violations of this ordinance to the municipal zoning agency and attorney for prosecution. Copies of the reports shall also be sent to the Department Regional office.

(g) Submit copies of amendments to the FEMA Regional office.

(h) Inspect all damaged floodplain structures and perform a substantial damage assessment to determine if substantial damage to the structures has occurred.

23.38 SHORELAND PERMIT. A shoreland permit shall be obtained before any new development, repair, modification or addition to an existing structure; or change in the use of a building or structure, including sewer and water facilities, may be initiated. Application to the zoning administrator shall include:

(1) General information:

(a) Name and address of the applicant, property owner and contractor; and

(b) Legal description, proposed use, and whether it is new construction or a modification.

(2) Site development plan: A site plan drawn to scale on paper no larger than 11" by 17" (unless permission to submit a larger plan is granted by the Brown County Zoning Office) shall be submitted with the permit application form and shall contain:

(a) Location, dimensions, area and elevation of the lot;

(b) Location of the ordinary high-water mark of any abutting navigable waterways;

(c) Location of any structures with distances measured from the lot lines and street center lines;

(d) Location of any existing or proposed on-site sewage systems or private water supply systems;

(e) Location and elevation of existing or future access roads;

(f) Location of floodplain and floodway limits as determined from the official floodplain zoning maps;

(g) The elevation of the lowest floor of proposed buildings and any fill using North American Vertical Datum (NAVD 88);

(h) Data sufficient to determine the regional flood elevation in NAVD 88 at the location of the development and to determine whether or not the requirements of s. 23.22 through s. 23.28 are met; and

(i) Data to determine if the proposed development will cause an obstruction to

flow or an increase in regional flood height or discharge according to s. 23.17. This may include any of the information noted in s. 23.24(1).

(3) Hydraulic and Hydrologic Studies to Analyze Development. All hydraulic and hydrologic studies shall be completed under the direct supervision of a professional engineer registered in the State. The study contractor shall be responsible for the technical adequacy of the study. All studies shall be reviewed and approved by the Department. The information must be submitted in a format compatible with the Brown County geographic information system (GIS)

(a) Zone A floodplains and in AE zones within which a floodway is not delineated:

1. Hydrology

a. The appropriate method shall be based on the standards in ch. NR 116.07(3), Wis. Admin. Code, *Hydrologic Analysis: Determination of Regional Flood Discharge*.

~~3.~~ 2. Hydraulic modeling

a. The regional flood elevation shall be based on the standards in ch. NR 116.07(4), Wis. Admin. Code, *Hydraulic Analysis: Determination of Regional Flood Elevation* and the following:

i. Determination of the required limits of the hydraulic model shall be based on detailed study information for downstream structures (dam, bridge, culvert) to determine adequate starting WSEL for the study.

ii. Channel sections must be surveyed.

iii. Minimum four foot contour data in the overbanks shall be used for the development of cross section overbank and floodplain mapping.

iv. A maximum distance of 500 feet between cross sections is allowed in developed areas with additional intermediate cross sections required at transitions in channel bottom slope including a survey of the channel at each location.

v. The most current version of HEC-RAS shall be used.

vi. A survey of bridge and culvert openings and the top of road is required at each structure.

vii. Additional cross sections are required at the downstream and upstream limits of the proposed development and any necessary intermediate locations based on the length of the reach if greater than 500 feet.

viii. Standard accepted engineering practices shall be used when assigning parameters for the base model such as flow, Manning's N values, expansion and contraction coefficients or effective flow limits. The base model shall be calibrated to past flooding data such as high water marks to determine the reasonableness of the model results. If no historical data is available, adequate justification shall be provided for any parameters outside standard accepted engineering practices.

ix. The model must extend past the upstream limit of the difference

in the existing and proposed flood profiles in order to provide a tie-in to existing studies. The height difference between the proposed flood profile and the existing study profiles shall be no more than 0.00 feet.

3. Mapping

a. A work map of the reach studied shall be provided, showing all cross section locations, floodway/floodplain limits based on best available topographic data, geographic limits of the proposed development and whether the proposed development is located in the floodway.

i. If the proposed development is located outside of the floodway, then it is determined to have no impact on the regional flood elevation.

ii. If any part of the proposed development is in the floodway, it must be added to the base model to show the difference between existing and proposed conditions. The study must ensure that all coefficients remain the same as in the existing model, unless adequate justification based on standard accepted engineering practices is provided.

(b) Zone AE Floodplains

1. Hydrology

a. If the proposed hydrology will change the existing study, the appropriate method to be used shall be based on ch. NR 116.07(3), Wis. Admin. Code, *Hydrologic Analysis: Determination of Regional Flood Discharge*.

2. Hydraulic model

a. The regional flood elevation shall be based on the standards in ch. NR 116.07(4), Wis. Admin. Code, *Hydraulic Analysis: Determination of Regional Flood Elevation* and the following:

i. Duplicate Effective Model: The effective model shall be reproduced to ensure correct transference of the model data and to allow integration of the revised data to provide a continuous FIS model upstream and downstream of the revised reach. If data from the effective model is available, models shall be generated that duplicate the FIS profiles and the elevations shown in the Floodway Data Table in the FIS report to within 0.1 foot.

ii. Corrected Effective Model: The Corrected Effective Model shall not include any man-made physical changes since the effective model date, but shall import the model into the most current version of HEC-RAS for Department review.

iii. Existing (Pre-Project Conditions) Model: The Existing Model shall be required to support conclusions about the actual impacts of the project associated with the Revised (Post-Project) Model or to establish more up-to-date models on which to base the Revised (Post-Project) Model.

iv. Revised (Post-Project Conditions) Model: The Revised (Post-Project Conditions) Model shall incorporate the Existing Model and any proposed changes to the topography caused by the proposed development. This model shall reflect proposed conditions.

v. All changes to the Duplicate Effective Model and subsequent models must be supported by certified topographic information, bridge plans, construction plans and survey notes.

vi. Changes to the hydraulic models shall be limited to the stream reach for which the revision is being requested. Cross sections upstream and downstream of the revised reach shall be identical to those in the effective model and result in water surface elevations and topwidths computed by the revised models matching those in the effective models upstream and downstream of the revised reach as required. The Effective Model shall not be truncated.

3. Mapping

a. Maps and associated engineering data shall be submitted to the Department for review which meet the following conditions:

i. Consistency between the revised hydraulic models, the revised floodplain and floodway delineations, the revised flood profiles, topographic work map, annotated FIRMs and/or Flood Boundary Floodway Maps (FBFMs), construction plans, bridge plans.

ii. Certified topographic map of suitable scale, contour interval, and a planimetric map showing the applicable items. If a digital version of the map is available, it may be submitted in order that the FIRM may be more easily revised.

iii. Annotated FIRM panel showing the revised 1% and 0.2% annual chance floodplains and floodway boundaries.

iv. If an annotated FIRM and/or FBFM and digital mapping data (GIS or CADD) are used then all supporting documentation or metadata must be included with the data submission along with the Universal Transverse Mercator (UTM) projection and State Plane Coordinate System in accordance with FEMA mapping specifications.

v. The revised floodplain boundaries shall tie into the effective floodplain boundaries.

vi. All cross sections from the effective model shall be labeled in accordance with the effective map and a cross section lookup table shall be included to relate to the model input numbering scheme.

vii. Both the current and proposed floodways shall be shown on the map.

viii. The stream centerline, or profile baseline used to measure stream distances in the model shall be visible on the map.

(4) Expiration: All permits issued under the authority of this ordinance shall expire no more than 180 days after issuance. The permit may be extended for a maximum of 180 days for good and sufficient cause. The permit will be reviewed and renewed at the end of 180 days or after the 180 day extension to be consistent with the shoreland permit but not to exceed two years from issue date. There is no renewal option at the end of the two years. If the project takes longer than two years, another permit would need to be obtained.

(5) Certificate of compliance: No land shall be occupied or used, and no building which is hereafter constructed, altered, added to, modified, repaired, rebuilt or replaced shall be occupied until a certificate of compliance is issued by the zoning administrator, except where no permit is required, subject to the following provisions:

(a)The certificate of compliance shall certify that the building or premises and the proposed use conform to the provisions of this ordinance;

(b)Application for such certificate shall be concurrent with the application for a permit;

(c)If all ordinance provisions are met, the certificate of compliance shall be issued within 10 days after written notification that the permitted work is completed;

(d)The applicant shall submit a certification signed by a registered professional engineer, architect or registered land surveyor that the fill, lowest floor and floodproofing elevations are in compliance with the permit issued. Floodproofing measures also require certification by a registered professional engineer or registered architect that the requirements of s. 23.43 are met;

(e) The certificate of compliance must be completed on the form supplied by the Brown County Zoning Office. It must certify the elevation of the bottom of the lowest horizontal structural member supporting the lowest floor (excluding pilings or columns), and an indication of whether the structure contains a basement.

(f) Where applicable pursuant to s. 23.21 the applicant must submit certifications by a registered professional engineer or architect that the structural design and methods of construction meet accepted standards of practice as required by s. 23.21.

(6) Other permits: Prior to obtaining a floodplain development permit the applicant must secure all necessary permits from federal, state, and local agencies, including but not limited to those required by the U.S. Army Corps of Engineers under s. 404 of the Federal Water Pollution Control Act, Amendments of 1972, 33 U.S.C. 1344.

23.39 PLANNING, DEVELOPMENT AND TRANSPORTATION COMMITTEE.

(1) The Planning, Development and Transportation Committee shall:

(a)Oversee the functions of the office of the zoning administrator; and

(b)Review and advise the governing body on all proposed amendments to this ordinance, maps and text.

(c)Publish adequate notice pursuant to Ch. 985, Stats., specifying the date, time,

[place and subject of the public hearing.](#)

(2) The Planning, Development and Transportation Committee shall not:

(a) Grant variances to the terms of the ordinance in place of action by the Board of Adjustment; or

(b) Amend the text or zoning maps in place of official action by the governing body.

23.40 BOARD OF ADJUSTMENT. The Board of Adjustment, created under s. 59.694, Stats., for counties or s. 62.23(7)(e), Stats., for cities or villages, is hereby authorized or shall be appointed to act for the purposes of this ordinance. The Board shall exercise the powers conferred by Wisconsin Statutes and adopt rules for the conduct of business. The zoning administrator shall not be the secretary of the Board.

(1) Powers and duties: The Board of Adjustment shall:

(a) Appeals - Hear and decide appeals where it is alleged there is an error in any order, requirement, decision or determination made by an administrative official in the enforcement or administration of this ordinance;

(b) Boundary Disputes - Hear and decide disputes concerning the district boundaries shown on the official floodplain zoning map; and

(c) Variances - Hear and decide, upon appeal, variances from the ordinance standards.

(2) Appeals to the Board:

(a) Appeals to the Board may be taken by any person aggrieved, or by any officer or department of the municipality affected by any decision of the zoning administrator or other administrative officer. Such appeal shall be taken within 30 days unless otherwise provided by the rules of the Board, by filing with the official whose decision is in question, and with the Board, a notice of appeal specifying the reasons for the appeal. The official whose decision is in question shall transmit to the Board all records regarding the matter appealed.

(b) Notice and hearing for appeals including variances:

1. Notice - The Board shall:

a. Fix a reasonable time for the hearing;

b. Publish adequate notice pursuant to Wisconsin Statutes, specifying the date, time, place and subject of the hearing; and

c. Assure that notice shall be mailed to the parties in interest and the Department Regional office at least 10 days in advance of the hearing.

2. Hearing - Any party may appear in person or by agent or attorney. The

Board shall:

a. Resolve boundary disputes according to s. 23.40(3);

- b. Decide variance applications according to s. 23.40(4); and
- c. Decide appeals of permit denials according to s. 23.42.

(c) Decision: The final decision regarding the appeal or variance application shall:

- 1. Be made within a reasonable time;
- 2. Be sent to the Department Regional office within 10 days of the decision;
- 3. Be a written determination signed by the chairman or secretary of the Board;
- 4. State the specific facts which are the basis for the Board's decision;
- 5. Either affirm, reverse, vary or modify the order, requirement, decision or determination appealed, in whole or in part, dismiss the appeal for lack of jurisdiction or grant or deny the variance application; and
- 6. Include the reasons for granting an appeal, describing the hardship demonstrated by the applicant in the case of a variance, clearly stated in the recorded minutes of the Board proceedings.

(3) Boundary disputes: The following procedure shall be used by the Board in hearing disputes concerning floodplain district boundaries:

(a) If a floodplain district boundary is established by approximate or detailed floodplain studies, the flood elevations or profiles shall prevail in locating the boundary. If none exist, other evidence may be examined;

(b) The person contesting the boundary location shall be given a reasonable opportunity to present arguments and technical evidence to the Board; and

(c) If the boundary is incorrectly mapped, the Board should inform the zoning committee or the person contesting the boundary location to petition the governing body for a map amendment according to s. 23.45 and 23.46 Amendments.

(4) Variance:

(a) The Board may, upon appeal, grant a variance from the standards of this ordinance if an applicant convincingly demonstrates that:

- 1. Literal enforcement of the ordinance will cause unnecessary hardship;
- 2. The hardship is due to adoption of the floodplain ordinance and unique property conditions, not common to adjacent lots or premises. In such case the ordinance or map must be amended;
- 3. The variance is not contrary to the public interest; and

4. The variance is consistent with the purpose of this ordinance in s. 23.03.

(b) In addition to the criteria in subd. (a), to qualify for a variance under FEMA regulations, the Board must find that the following criteria ~~must be~~have been met:

1. The variance shall not cause any increase in the regional flood elevation;

2. ~~Variances can only be granted for lots that are less than one-half acre and are contiguous to existing structures constructed below the RFE; and~~

~~3. Variances shall only be granted upon a showing of The applicant has shown good and sufficient cause, shall be the minimum relief necessary, shall not cause increased risks to public safety or nuisances, shall not increase costs for rescue and relief efforts and shall not be contrary to the purpose of the ordinance. for issuance of the variance;~~

~~3. Failure to grant the variance would result in exceptional hardship;~~

~~4. Granting the variance will not result in additional threats to public safety, extraordinary expense, create a nuisance, cause fraud on or victimization of the public, or conflict with existing local laws or ordinances;~~

~~5. The variance granted is the minimum necessary, considering the flood hazard, to afford relief.~~

(c) A variance shall not:

1. Grant, extend or increase any use prohibited in the zoning district;

2. Be granted for a hardship based solely on an economic gain or loss;

3. Be granted for a hardship which is self-created;

4. Damage the rights or property values of other persons in the area;

5. Allow actions without the amendments to this ordinance or map(s) required in s. 23.46 Amendments; and

6. Allow any alteration of an historic structure, including its use, which would preclude its continued designation as an historic structure.

(d) When a floodplain variance is granted, the Board shall notify the applicant in writing that it may increase risks to life and property and flood insurance premiums could increase up to \$25.00 per \$100.00 of coverage. A copy shall be maintained with the variance record.

23.41 FEES. As established in the annual County budget.

23.42 TO REVIEW APPEALS OF PERMIT DENIALS.

(1) The Board of Adjustment shall review all data related to the appeal. This may

include:

- (a) Permit application data listed in s. 23.37(2);
- (b) Floodway/floodfringe determination data in s. 23.32;
- (c) Data listed in s. 23.24(1)(b)2. where the applicant has not submitted this information to the zoning administrator; and
- (d) Other data submitted with the application, or submitted to the Board with the appeal.

(2) For appeals of all denied permits the Board shall:

- (a) Follow the procedures of s. 23.40;
- (b) Consider zoning agency recommendations; and
- (c) Either uphold the denial or grant the appeal.

(3) For appeals concerning increases in regional flood elevation the Board shall:

(a) Uphold the denial where the Board agrees with the data showing an increase in flood elevation. Increases may only be allowed after amending the flood profile and map and all appropriate legal arrangements are made with all adversely affected property owners as per requirements of s. 23.45 & s. 23.46 Amendments; and

(b) Grant the appeal where the Board agrees that the data properly demonstrates that the project does not cause an increase provided no other reasons for denial exist.

23.43 FLOODPROOFING STANDARDS FOR NONCONFORMING STRUCTURES OR USES.

(1) No permit or variance shall be issued for a non-residential structure designed to be watertight below the regional flood elevation until the applicant submits a plan certified by a registered professional engineer or architect that the floodproofing measures will protect the structure or development to the flood protection elevation and submits a FEMA Floodproofing Certificate. [Floodproofing is not an alternative to the development standards in ss. 23.17, 23.22, 23.26, 23.29, 23.29-1, or 23.32-1.](#)

(2) For a structure designed to allow the entry of floodwaters, no permit or variance shall be issued until the applicant submits a plan either:

- (a) Certified by a registered professional engineer or architect; or
- (b) Meets or exceeds the following standards:
 1. A minimum of two openings having a total net area of not less than one square inch for every square foot of enclosed area subject to flooding;
 2. The bottom of all openings shall be no higher than one foot above grade;

and

3. Openings may be equipped with screens, louvers, valves, or other coverings or devices provided that they permit the automatic entry and exit of floodwaters.

~~7.~~ ~~(3)~~ Floodproofing measures shall be designed, as appropriate to:

(a) Withstand flood pressures, depths, velocities, uplift and impact forces and other regional flood factors;

(b) Protect structures to the flood protection elevation;

(c) Anchor structures to foundations to resist flotation and lateral movement;

(d) Minimize or eliminate infiltration of flood waters; and

(e) Minimize or eliminate discharges into flood waters.

(f) Placement of essential utilities to or above the flood protection elevation;
and

(g) If any part of the foundation below the flood protection elevation is enclosed, the following standards shall apply:

1. The enclosed area shall be designed by a registered architect or engineer to allow for the efficient entry and exit of flood waters without human intervention. A minimum of two openings must be provided with a minimum net area of at least one square inch for every one square foot of the enclosed area. The lowest part of the opening can be no more than 12 inches above the adjacent grade;

2. The parts of the foundation located below the flood protection elevation must be constructed of flood-resistant materials;

3. Mechanical and utility equipment must be elevated or floodproofed to or above the flood protection elevation; and

4. The use must be limited to parking, building access or limited storage.

23.44 PUBLIC INFORMATION.

(1) Place marks on structures to show the depth of inundation during the regional flood.

(2) All maps, engineering data and regulations shall be available and widely distributed.

(3) Real estate transfers should show what floodplain district any real property is in.

23.44-1 AMENDMENTS. Obstructions or increases may only be permitted if amendments are made to this ordinance, the official floodplain zoning maps, floodway lines and water surface profiles, in accordance with s. 23.45.

(1) In AE Zones with a mapped floodway, no obstructions or increases shall be permitted

unless the applicant receives a Conditional Letter of Map Revision from FEMA and amendments are made to this ordinance, the official floodplain zoning maps, floodway lines and water surface profiles, in accordance with s. 23.45. Any such alterations must be reviewed and approved by FEMA and the DNR.

(2) In A Zones increases equal to or greater than 1.0 foot may only be permitted if the applicant receives a Conditional Letter of Map Revision from FEMA and amendments are made to this ordinance, the official floodplain maps, floodway lines, and water surface profiles, in accordance with s. 23.45.

23.45 GENERAL. The governing body shall change or supplement the floodplain zoning district boundaries and this ordinance in the manner outlined in s. 23.46 below. Actions which require an amendment to the ordinance and/or submittal of a Letter of Map Change (LOMC) include, but are not limited to, the following:

(1) Any fill or floodway encroachment that obstructs flow causing any increase in the regional flood height;

(2) Any change to the floodplain boundaries and/or watercourse alterations on the FIRM;

(3) Any changes to any other officially adopted floodplain maps listed in s. 23.06;

(4) Any floodplain fill which raises the elevation of the filled area to a height at or above the flood protection elevation and is contiguous to land lying outside the floodplain;

(5) Correction of discrepancies between the water surface profiles and floodplain maps;

(6) Any upgrade to a floodplain zoning ordinance text required by s. NR 116.05, Wis. Adm. Code, or otherwise required by law, or for changes by the municipality; and

(7) All channel relocations and changes to the maps to alter floodway lines or to remove an area from the floodway or the floodfringe that is based on a base flood elevation from a FIRM requires prior approval by FEMA.

23.46 PROCEDURES. Ordinance amendments may be made upon petition of any party according to the provisions of s. 62.23, Stats., for cities and villages, or s. 59.69, Stats., for counties. The petitions shall include all data required by s. 23.32 and s. 23.37(2). The Shoreland Permit shall not be issued until a Letter of Map Revision is issued by FEMA for the proposed changes.

(1) The proposed amendment shall be referred to the zoning agency for a public hearing and recommendation to the governing body. The amendment and notice of public hearing shall be submitted to the Department Regional office for review prior to the hearing. The amendment procedure shall comply with the provisions of s. 62.23, Stats., for cities and villages or s. 59.69, Stats., for counties.

(2) No amendments shall become effective until reviewed and approved by the Department.

(3) All persons petitioning for a map amendment that obstructs flow causing any increase in the regional flood height shall obtain flooding easements or other appropriate legal arrangements from all adversely affected property owners and notify local units of government before the amendment can be approved by the governing body.

VIOLATIONS

23.47 ENFORCEMENT AND PENALTIES. Any violation of the provisions of this ordinance by any person shall be unlawful and shall be referred to the municipal attorney who shall expeditiously prosecute all such violators. A violator shall, upon conviction, forfeit to the county a penalty of not less than \$25.00 (twenty-five dollars) and not more than \$50.00 (fifty dollars), together with a taxable cost of such action and/or as specified under Chapter 30, Brown County Code. Each day of continued violation shall constitute a separate offense. Every violation of this ordinance is a public nuisance and the creation may be enjoined and the maintenance may be abated by action at suit of the municipality, the state, or any citizen thereof pursuant to s. 87.30, Stats.

EXPLANATION OF TERMS AND WORDS

23.48 DEFINITIONS. Unless specifically defined below, words and phrases used in this ordinance shall have the same meaning as they have at common law and to give this ordinance its most reasonable application. Words used in the present tense include the future, the singular number includes the plural and the plural number includes the singular. The word "may" is permissive, "shall" is mandatory and not discretionary.

1. A ZONES – Those areas shown on the Official Floodplain Zoning Map which would be inundated by the regional flood. These areas may be numbered or unnumbered A Zones. The A Zones may or may not be reflective of flood profiles depending on the availability of data for a given area.

2. AH ZONE – See “AREA OF SHALLOW FLOODING.”

3. AO ZONE – See “AREA OF SHALLOW FLOODING.”

4. ACCESSORY STRUCTURE OR USE – A facility, structure, building or use which is accessory or incidental to the principal use of a property, structure or building.

5. ALTERATION – An enhancement, upgrading or substantial change or modifications other than an addition or repair to a dwelling or to electrical, plumbing, heating, ventilating, air conditioning and other systems within a structure.

6. AREA OF SHALLOW FLOODING – A designated AO, AH, AR/AO, AR/AH, or VO zone on a community’s Flood Insurance Rate Map (FIRM) with a 1 percent or greater annual chance of flooding to an average depth of 1 to 3 feet where a clearly defined channel does not exist, where the path of flooding is unpredictable, and where velocity flood may be evident. Such flooding is characterized by ponding or sheet flow.

7. BASE FLOOD – Means the flood having a one percent chance of being equaled or exceeded in any given year, as published by FEMA as part of a FIS and depicted on a FIRM.

8. BASEMENT – Any enclosed area of a building having its floor sub-grade, i.e., below

ground level, on all sides.

~~9. BUILDING – See STRUCTURE.~~

~~10 9. BREAKAWAY WALL – A wall that is not part of the structural support of the building and is intended through its design and construction to collapse under specific lateral loading forces, without causing damage to the elevated portion of the building or supporting foundation system.~~

~~10. BUILDING – See STRUCTURE.~~

11. BULKHEAD LINE – A geographic line along a reach of navigable water that has been adopted by a municipal ordinance and approved by the Department pursuant to s. 30.11, Stats., and which allows limited filling between this bulkhead line and the original ordinary high water mark, except where such filling is prohibited by the floodway provisions of this ordinance.

4112. CAMPGROUND – Any parcel of land which is designed, maintained, intended or used for the purpose of providing sites for nonpermanent overnight use by 4 or more camping units, or which is advertised or represented as a camping area.

4213. CAMPING UNIT – Any portable device, no more than 400 square feet in area, used as a temporary shelter, including but not limited to a camping trailer, motor home, bus, van, pick-up truck, or tent that is fully licensed, if required, and ready for highway use.

4314. CERTIFICATE OF COMPLIANCE – A certification that the construction and the use of land or a building, the elevation of fill or the lowest floor of a structure is in compliance with all of the provisions of this ordinance.

4415. CHANNEL – A natural or artificial watercourse with definite bed and banks to confine and conduct normal flow of water.

~~15 16. COASTAL FLOODPLAIN - An area along the coast of Lake Michigan or Lake Superior which is inundated by the regional flood and which is also subject to additional hazard due to wave runup.~~

~~17. COASTAL HIGH HAZARD AREA – An area of special flood hazard extending from offshore to the inland limit of a primary frontal dune along an open coast, and any other area subject to high velocity wave action from storms.~~

18. CRAWLWAYS OR CRAWL SPACE – An enclosed area below the first usable floor of a building, generally less than five feet in height, used for access to plumbing and electrical utilities.

4619. DECK – An unenclosed exterior structure that has no roof or sides, but has a permeable floor which allows the infiltration of precipitation.

4720. DEPARTMENT – The Wisconsin Department of Natural Resources.

4821. DEVELOPMENT – Any artificial change to improved or unimproved real estate, including, but not limited to, the construction of buildings, structures or accessory structures; the construction of additions or alterations to buildings, structures or accessory structures; the repair of any damaged structure or the improvement or renovation of any structure, regardless of

percentage of damage or improvement; the placement of buildings or structures; subdivision layout and site preparation; mining, dredging, filling, grading, paving, excavation or drilling operations; the storage, deposition or extraction of materials or equipment; and the installation, repair or removal of public or private sewage disposal systems or water supply facilities.

[1922](#). DRYLAND ACCESS – A vehicular access route which is above the regional flood elevation and which connects land located in the floodplain to land outside the floodplain, such as a road with its surface above regional flood elevation and wide enough for wheeled rescue and relief vehicles.

[2023](#). ENCROACHMENT – Any fill, structure, equipment, use or development in the floodway.

[2424](#). FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) – The federal agency that administers the National Flood Insurance Program.

[2225](#). FLOOD INSURANCE RATE MAP (FIRM) – A map of a community on which the Federal Insurance Administration has delineated both the floodplain and the risk premium zones applicable to the community. This map can only be amended by the Federal Emergency Management Agency.

[2326](#). ——— FLOOD OR FLOODING – A general and temporary condition of partial or complete inundation of normally dry land areas caused by one of the following conditions.

- [1.](#) The overflow or rise of inland waters;
- [2.](#) The rapid accumulation or runoff of surface waters from any source;
- [3.](#) The inundation caused by waves or currents of water exceeding anticipated cyclical levels along the shore of Lake Michigan or Lake Superior; or
- [4.](#) The sudden increase caused by an unusually high water level in a natural body of water, accompanied by a severe storm, or by an unanticipated force of nature, such as a seiche, or by some similarly unusual event.

[2427](#). FLOOD FREQUENCY – The probability of a flood occurrence which is determined from statistical analyses. The frequency of a particular flood event is usually expressed as occurring, on the average, once in a specified number of years or as a percent (%) chance of occurring in any given year.

[2528](#). FLOODFRINGE – That portion of the floodplain outside of the floodway which is covered by flood waters during the regional flood and associated with standing water rather than flowing water.

[2629](#). FLOOD HAZARD BOUNDARY MAP – A map designating approximate flood hazard areas. Flood hazard areas are designated as unnumbered A-Zones and do not contain floodway lines or regional flood elevations. This map forms the basis for both the regulatory and insurance aspects of the National Flood Insurance Program (NFIP) until superseded by a Flood Insurance Study and a Flood Insurance Rate Map.

[2730](#). FLOOD INSURANCE STUDY – A technical engineering examination, evaluation, and determination of the local flood hazard areas. It provides maps designating those areas affected by the regional flood and provides both flood insurance rate zones and base flood

elevations and may provide floodway lines. The flood hazard areas are designated as numbered and unnumbered A-Zones. Flood Insurance Rate Maps, that accompany the Flood Insurance Study, form the basis for both the regulatory and the insurance aspects of the National Flood Insurance Program.

[2831](#). FLOODPLAIN – Land which has been or may be covered by flood water during the regional flood. It includes the floodway and the floodfringe, and may include other designated floodplain areas for regulatory purposes.

[2932](#). FLOODPLAIN ISLAND – A natural geologic land formation within the floodplain that is surrounded, but not covered by, floodwater during the regional flood.

[3033](#). FLOODPLAIN MANAGEMENT – Policy and procedures to insure wise use of floodplains, including mapping and engineering, mitigation, education, and administration and enforcement of floodplain regulations.

[3434](#). FLOOD PROFILE – A graph or a longitudinal profile line showing the relationship of the water surface elevation of a flood event to locations of land surface elevations along a stream or river.

[3235](#). FLOODPROOFING – Any combination of structural provisions, changes or adjustments to properties and structures, water and sanitary facilities and contents of buildings subject to flooding, for the purpose of reducing or eliminating flood damage.

[3336](#). FLOOD PROTECTION ELEVATION – An elevation of two feet of freeboard above the water surface profile elevation designated for the regional flood. (Also see: FREEBOARD.)

[3437](#). FLOOD STORAGE – Those floodplain areas where storage of floodwaters has been taken into account during analysis in reducing the regional flood discharge.

[3538](#). FLOODWAY – The channel of a river or stream and those portions of the floodplain adjoining the channel required to carry the regional flood discharge.

[3639](#). FREEBOARD – A safety factor expressed in terms of a specified number of feet above a calculated flood level. Freeboard compensates for any factors that cause flood heights greater than those calculated, including ice jams, debris accumulation, wave action, obstruction of bridge openings and floodways, the effects of watershed urbanization, loss of flood storage areas due to development and aggregation of the river or stream bed.

[3740](#). HABITABLE STRUCTURE – Any structure or portion thereof used or designed for human habitation.

[3841](#). HEARING NOTICE – Publication or posting meeting the requirements of Ch. 985, Stats. For appeals, a Class 1 notice, published once at least one week (7 days) before the hearing, is required. For all zoning ordinances and amendments, a Class 2 notice, published twice, once each week consecutively, the last at least a week (7 days) before the hearing. Local ordinances or bylaws may require additional notice, exceeding these minimums.

[3942](#). HIGH FLOOD DAMAGE POTENTIAL – Damage that could result from flooding that includes any danger to life or health or any significant economic loss to a structure or building and its contents.

4043. HIGHEST ADJACENT GRADE – The highest natural elevation of the ground surface prior to construction next to the proposed walls of a structure.

4144. HISTORIC STRUCTURE – Any structure that is either:

a) Listed individually in the National Register of Historic Places or preliminarily determined by the Secretary of the Interior as meeting the requirements for individual listing on the National Register;

b) Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary to qualify as a registered historic district;

c) Individually listed on a state inventory of historic places in states with historic preservation programs which have been approved by the Secretary of the Interior; or

d) Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified either by an approved state program, as determined by the Secretary of the Interior; or by the Secretary of the Interior in states without approved programs.

4245. INCREASE IN REGIONAL FLOOD HEIGHT – A calculated upward rise in the regional flood elevation greater than 0.00 foot, based on a comparison of existing conditions and proposed conditions which is directly attributable to development in the floodplain but not attributable to manipulation of mathematical variables such as roughness factors, expansion and contraction coefficients and discharge.

4346. LAND USE – Any nonstructural use made of unimproved or improved real estate. (Also see DEVELOPMENT.)

4447. LOWEST ADJACENT GRADE – Elevation of the lowest ground surface that touches any of the exterior walls of a building.

4548. LOWEST FLOOR – The lowest floor of the lowest enclosed area (including basement). ~~An unfinished or flood resistant enclosure, usable solely for parking of vehicles, building access or storage. An enclosed space as provided in an area other than a basement area. 5.3(2)(f), is not considered at the building's lowest floor; provided that such enclosure is not built so as to render the structure in violation of the applicable non-elevation design requirements of 44 CFR 60.3.~~

4649. MAINTENANCE – The act or process of restoring to original soundness, including redecorating, refinishing, non-structural repairs, or the replacement of existing fixtures, systems or equipment with equivalent fixtures, systems or structures.

4750. MANUFACTURED HOME – A structure transportable in one or more sections, which is built on a permanent chassis and is designed to be used with or without a permanent foundation when connected to required utilities. The term "manufactured home" includes a mobile home but does not include a "mobile recreational vehicle."

4851. MOBILE/MANUFACTURED HOME PARK OR SUBDIVISION – A parcel (or contiguous parcels) of land, divided into two or more manufactured home lots for rent or sale.

[4952](#). MOBILE/MANUFACTURED HOME PARK OR SUBDIVISION, EXISTING – A parcel of land, divided into two or more manufactured home lots for rent or sale, on which the construction of facilities for servicing the lots is completed before the effective date of this ordinance. At a minimum, this would include the installation of utilities, the construction of streets and either final site grading or the pouring of concrete pads.

[5053](#). MOBILE/MANUFACTURED HOME PARK, EXPANSION TO EXISTING – The preparation of additional sites by the construction of facilities for servicing the lots on which the manufactured homes are to be affixed. This includes installation of utilities, construction of streets and either final site grading, or the pouring of concrete pads.

[5454](#). MOBILE RECREATIONAL VEHICLE – A vehicle which is built on a single chassis, 400 square feet or less when measured at the largest horizontal projection, designed to be self-propelled, carried or permanently towable by a licensed, light-duty vehicle, is licensed for highway use if registration is required and is designed primarily not for use as a permanent dwelling, but as temporary living quarters for recreational, camping, travel or seasonal use. Manufactured homes that are towed or carried onto a parcel of land, but do not remain capable of being towed or carried, including park model homes, do not fall within the definition of "mobile recreational vehicles."

[5255](#). MODEL, CORRECTED EFFECTIVE – A hydraulic engineering model that corrects any errors that occur in the Duplicate Effective Model, adds any additional cross sections to the Duplicate Effective Model, or incorporates more detailed topographic information than that used in the current effective model.

[5356](#). MODEL, DUPLICATE EFFECTIVE – A copy of the hydraulic analysis used in the effective FIS and referred to as the effective model.

[5457](#). MODEL, EFFECTIVE – The hydraulic engineering model that was used to produce the current effective Flood Insurance Study.

[5558](#). MODEL, EXISTING (PRE-PROJECT) – A modification of the Duplicate Effective Model or Corrected Effective Model to reflect any man made modifications that have occurred within the floodplain since the date of the effective model but prior to the construction of the project for which the revision is being requested. If no modification has occurred since the date of the effective model, then this model would be identical to the Corrected Effective Model or Duplicate Effective Model.

[5659](#). MODEL, REVISED (POST-PROJECT) – A modification of the Existing or Pre-Project Conditions Model, Duplicate Effective Model or Corrected Effective Model to reflect revised or post-project conditions.

[57](#) [60](#). [MODERATE WAVE ACTION AREA \(MoWA\) – A special flood hazard area subject to the potential for breaking wave heights of greater than or equal to 1.5 feet, but less than 3 feet, where the primary source of flooding is astronomical tides, storm surges, seiches, and/or tsunamis. A MoWA is an area within zone AE on a FIRM that is between the inland limit of zone VE and a Limit of Moderate Wave Action, where identified. \(Also known as “coastal A zone”\)](#)

[61](#). MUNICIPALITY or MUNICIPAL – The county, city or village governmental units enacting, administering and enforcing this zoning ordinance.

[5862](#). NAVD or NORTH AMERICAN VERTICAL DATUM – Elevations referenced to

mean sea level datum, 1988 adjustment.

[5963.](#) NGVD or NATIONAL GEODETIC VERTICAL DATUM – Elevations referenced to mean sea level datum, 1929 adjustment.

[6064.](#) NEW CONSTRUCTION – For floodplain management purposes, "new construction" means structures for which the start of construction commenced on or after the effective date of floodplain zoning regulations adopted by this community and includes any subsequent improvements to such structures. For the purpose of determining flood insurance rates it includes any structures for which the "start of construction" commenced on or after the effective date of an initial FIRM or after December 31, 1974, whichever is later, and includes any subsequent improvements to such structures.

~~61~~ [65.](#) NON-FLOOD DISASTER – A fire or an ice storm, tornado, windstorm, mudslide or other destructive act of nature, but excludes a flood.

[66.](#) NONCONFORMING STRUCTURE – An existing lawful structure or building which is not in conformity with the dimensional or structural requirements of this ordinance for the area of the floodplain which it occupies. (For example, an existing residential structure in the floodfringe district is a conforming use; however, if the lowest floor is lower than the flood protection elevation, the structure is nonconforming.)

[6267.](#) NONCONFORMING USE – An existing lawful use or accessory use of a structure or building which is not in conformity with the provisions of this ordinance for the area of the floodplain which it occupies (such as a residence in the floodway).

[6368.](#) OBSTRUCTION TO FLOW – Any development which blocks the conveyance of floodwaters such that this development alone or together with any future development will cause an increase in regional flood height.

[6469.](#) OFFICIAL FLOODPLAIN ZONING MAP – That map, adopted and made part of this ordinance, as described in s. 23.06, which has been approved by the Department and FEMA.

[6570.](#) OPEN SPACE USE – Those uses having a relatively low flood damage potential and not involving structures.

[6671.](#) ORDINARY HIGHWATER MARK – The point on the bank or shore up to which the presence and action of surface water is so continuous as to leave a distinctive mark such as by erosion, destruction or prevention of terrestrial vegetation, predominance of aquatic vegetation, or other easily recognized characteristics.

[6772.](#) PERSON – An individual or group of individuals, corporation, partnership, association, municipality or state agency.

~~68~~ [73.](#) PRIMARY FRONTAL DUNE- A continuous or nearly continuous mound or ridge of sand with relatively steep seaward and landward slopes immediately landward and adjacent to the beach and subject to erosion and overtopping from high tides and waves during major coastal storms. The inland limit of the primary frontal dune occurs at the point where there is a distinct change from a relatively steep slope to a relatively mild slope.

74. PRIVATE SEWAGE SYSTEM – A sewage treatment and disposal system serving one structure with a septic tank and soil absorption field located on the same parcel as the structure. It also means an alternative sewage system approved by the Department of Safety and Professional Services, including a substitute for the septic tank or soil absorption field, a holding tank, a system serving more than one structure or a system located on a different parcel than the structure. Also known as a PRIVATE ONSITE WASTEWATER TREATMENT SYSTEM (POWTS).

6975. PUBLIC UTILITIES – Those utilities using underground or overhead transmission lines such as electric, telephone and telegraph, and distribution and collection systems such as water, sanitary sewer and storm sewer.

7076. REASONABLY SAFE FROM FLOODING – Means base flood waters will not inundate the land or damage structures to be removed from the floodplain and that any subsurface waters related to the base flood will not damage existing or proposed buildings.

7477. REGIONAL FLOOD – A flood determined to be representative of large floods known to have occurred in Wisconsin. A regional flood is a flood with a one percent chance of being equaled or exceeded in any given year, and if depicted on the FIRM, the RFE is equivalent to the BFE.

7278. SAND DUNES – Naturally occurring accumulations of sand in ridges or mounds landward of the beach.

79. START OF CONSTRUCTION – The date the building permit was issued, provided the actual start of construction, repair, reconstruction, rehabilitation, addition, placement, or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction on a site, such as the pouring of slab or footings, the installation of piles, the construction of columns, or any work beyond initial excavation, or the placement of a manufactured home on a foundation. Permanent construction does not include land preparation, such as clearing, grading and filling, nor does it include the installation of streets and/or walkways, nor does it include excavation for a basement, footings, piers or foundations or the erection of temporary forms, nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main structure. For an alteration, the actual start of construction means the first alteration of any wall, ceiling, floor or other structural part of a building, whether or not that alteration affects the external dimensions of the building.

7380. STRUCTURE – Any manmade object with form, shape and utility, either permanently or temporarily attached to, placed upon or set into the ground, stream bed or lake bed, including, but not limited to, roofed and walled buildings, gas or liquid storage tanks, bridges, dams and culverts.

7481. SUBDIVISION – Has the meaning given in s. 236.02(12), Wis. Stats.

7582. SUBSTANTIAL DAMAGE – Damage of any origin sustained by a structure, whereby the cost of restoring the structure to its pre-damaged condition would equal or exceed 50 percent of the equalized assessed value of the structure before the damage occurred.

7683. SUBSTANTIAL IMPROVEMENT – Any repair, reconstruction, rehabilitation, addition or improvement of a building or structure, the cost of which equals or exceeds 50 percent of the equalized assessed value of the structure before the improvement or repair is started. If

the structure has sustained substantial damage, any repairs are considered substantial improvement regardless of the work performed. The term does not, however, include either any project for the improvement of a building required to correct existing health, sanitary or safety code violations identified by the building official and that are the minimum necessary to assure safe living conditions; or any alteration of a historic structure provided that the alteration will not preclude the structure's continued designation as a historic structure.

7784. UNNECESSARY HARDSHIP – Where special conditions affecting a particular property, which were not self-created, have made strict conformity with restrictions governing areas, setbacks, frontage, height or density unnecessarily burdensome or unreasonable in light of the purposes of the ordinance.

78 **85.** V ZONES – Areas along coasts subject to inundation by the 1-percent-annual-chance flood event with additional hazards associated with storm-induced waves. Because detailed hydraulic analyses have not been performed, no Base Flood Elevations (BFEs) or flood depths are shown. Mandatory flood insurance purchase requirements and floodplain management standards apply.

86. VE ZONES and V1-30 - Areas subject to inundation by the 1-percent-annual-chance flood event with additional hazards due to storm-induced velocity wave action. Base Flood Elevations (BFEs) derived from detailed hydraulic analyses are shown. Mandatory flood insurance purchase requirements and floodplain management standards apply.

87. VARIANCE – An authorization by the board of adjustment or appeals for the construction or maintenance of a building or structure in a manner which is inconsistent with dimensional standards (not uses) contained in the floodplain zoning ordinance.

7988. VIOLATION – The failure of a structure or other development to be fully compliant with the floodplain zoning ordinance. A structure or other development without required permits, lowest floor elevation documentation, floodproofing certificates or required floodway encroachment calculations is presumed to be in violation until such time as that documentation is provided.

8089. WATERSHED – The entire region contributing runoff or surface water to a watercourse or body of water.

8490. WATER SURFACE PROFILE – A graphical representation showing the elevation of the water surface of a watercourse for each position along a reach of river or stream at a certain flood flow. A water surface profile of the regional flood is used in regulating floodplain areas.

8291. WELL – Means an excavation opening in the ground made by digging, boring, drilling, driving or other methods, to obtain groundwater regardless of its intended use.

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

Fiscal Note: This amendment does not require an appropriation from the General Fund. This ordinance brings Brown County into compliance with DNR and FEMA guidance, and identifies DNR approved floodplain studies and maps.

Respectfully submitted,

PLANNING, DEVELOPMENT AND
TRANSPORTATION COMMITTEE

/s/ Troy Streckenbach 02/16/2023
COUNTY EXECUTIVE (Date)

/s/ Patrick W. Moynihan, Jr. 02/15/2023
COUNTY CLERK (Date)

/s/ Patrick Buckley 02/15/2023
COUNTY BOARD CHAIR (Date)

23-0350

Authored by: Planning and Land Services

Approved by: Corporation Counsel

A motion was made by Supervisor Dantine and seconded by Supervisor Peters “**to adopt**”
Voice vote taken. Motion carried with Supervisor Van Dyck voting nay.

ATTACHMENT TO ORDINANCE #15H
ON THE FOLLOWING PAGE

ZONING



305 E. WALNUT STREET, ROOM 320
P.O. BOX 23600
GREEN BAY, WISCONSIN 54305-3600

PHONE (920) 448-6480 FAX (920) 448-4487
WEB SITE www.browncountywi.gov/zoning



MATT HEYROTH
ZONING ADMINISTRATOR

RESOLUTION/ORDINANCE SUBMISSION TO COUNTY BOARD

DATE: 1/5/23
REQUEST TO: Planning, Development & Transportation, County Board of Supervisors
MEETING DATE: Jan 24, 2023 and Feb 15, 2023, respectively
REQUEST FROM: Cole Runge
Planning Director
REQUEST TYPE: New resolution Revision to resolution
 New ordinance Revision to ordinance

TITLE: AN ORDINANCE TO AMEND CHAPTER 23 OF THE BROWN COUNTY CODE OF ORDINANCES

ISSUE/BACKGROUND INFORMATION:

The purpose of County Code Chapter 23 Floodplains Ordinance is to protect life, health and property; minimize expenditures of public funds; minimize rescue and relief efforts undertaken at the expense of the taxpayers; minimize business interruptions and other economic disruptions; minimize damage to public facilities in the floodplain; minimize the occurrence of future flood blight areas in the floodplain; discourage the victimization of unwary land and homebuyers; prevent increases in flood heights that could increase flood damage and result in the conflicts between property owners; and discourage development in a floodplain if there is any practicable alternative to locate the activity, use or structure outside the floodplain.

ACTION REQUESTED:

Hold a Class II public hearing and recommend to the full County Board approval to incorporate revisions to Chapter 23 Floodplains Ordinance in order to comply with State Administrative rules and FEMA.

FISCAL IMPACT:

NOTE: This fiscal impact portion is initially completed by requestor, but verified by the DOA and updated if necessary.

- 1. Is there a fiscal impact? Yes No
 - a. If yes, what is the amount of the impact? \$ _____
 - b. If part of a bigger project, what is the total amount of the project? \$ _____
 - c. Is it currently budgeted? Yes No
 - 1. If yes, in which account? _____
 - 2. If no, how will the impact be funded? _____

COPY OF RESOLUTION OR ORDINANCE IS ATTACHED



15h

Special Public Safety Committee

No. 15i -- RESOLUTION TO IMPROVE COURTHOUSE SECURITY – SINGLE-POINT ENTRY TO BE MANNED BY SPECIAL DEPUTIES.

TO THE HONORABLE CHAIRMAN AND MEMBERS
OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

WHEREAS, Brown County previously approved of allocating approximately \$1.9 million to improve security at the Brown County Courthouse by constructing a single-point entry; and

WHEREAS, adding the single-point entry will result in additional operational and staffing costs, and the current total cost of this single-point entry project is now anticipated to be approximately \$3.95 million; and

WHEREAS, in order to staff the single-point entry, it is desirable to modify and add LTE hours to the recently added position of “*LTE Special Deputy – Transport Agent*” to a “*LTE Special Deputy – Transport Agent/Courthouse Security*” position, since it is anticipated that current transport agents, and proposed courthouse security agents that will man the single-point entry, will be drawn from the same pool of individuals, and since both positions require said individuals to be deputized and go armed, without the power of arrest.

NOW THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors, that it hereby appropriates \$2.05 million (\$3.95 million – \$1.9 million = \$2.05 million), for the purposes described in this Resolution, and as more specifically described in the “*Courthouse Security Summary*” which is attached to and incorporated into this Resolution via attachment and reference; and

BE IT FURTHER RESOLVED, that the current “*Special Deputy – Transport Agent*” position shall be modified to a “*Special Deputy – Transport Agent/Courthouse Security*” position, with courthouse security duties added to the position and as otherwise described in this Resolution, and as further specified in the below “Budget Impact” sections to this Resolution.

LTE – Special Deputy – Transport Agent \$30.00/hr Position #906.900.074 Hours: 14,225	6.84	Deletion	(\$426,816)	(\$33,612)	(\$460,428)
LTE – Special Deputy – Transport Agent/Courthouse Security \$30.00/hr Position #906.900.074 Hours: 16,825	8.09	Addition	\$504,816	\$39,755	\$544,571
Savings from Contracted Services					(\$84,143)
Annual Budget Impact					\$0

Partial Budget Impact (4/1/23-12/31/23)	FTE	Addition/Deletion	Salary	Fringe	Total
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LTE – Special Deputy – Transport Agent \$30.00/hr Position #906.900.074 Hours: 14,225	6.84	Deletion	(\$284,544)	(\$22,408)	(\$306,952)
LTE – Special Deputy – Transport Agent/Courthouse Security \$30.00/hr Position #906.900.074 Hours: 16,825	8.09	Addition	\$336,544	\$26,503	\$363,047
Savings from Contracted Services					(\$56,095)
Partial Year Fiscal Impact					\$0

Fiscal Note: This Resolution requires an appropriation of sales tax dollars in the amount of \$2.05 million to complete and make the necessary upgrades for courthouse security. In addition, this resolution increases personnel costs in the amount of \$84,143 that will be offset by savings in Contracted Services, and yearly operational costs of approximately \$5,000 will be absorbed within the departments operating budget.

Respectfully submitted,

PUBLIC SAFETY COMMITTEE

Approved By: /s/ Troy Streckenbach Date: 02/16/2023

23-052R

Authored by: Corporation Counsel (with input from Public Safety Committee and Administration)

Approved by: Corporation Counsel

A motion was made by Supervisor Deneys and seconded by Supervisor Coenen “to adopt”
Voice vote taken. Motion carried unanimously with no abstentions.

ATTACHMENTS TO RESOLUTION #15I
ON THE FOLLOWING PAGES

COURTHOUSE SECURITY SUMMARY

- A. Line Drawing
- B. Aerial overlay 1
- C. Aerial overlay 2
- D. Aerial overlay Parking
- E. Parking Cost Estimate
- F. Construction Cost Estimate

Estimated yearly operational costs (Director Magnin)

(specialized floor cleaning/maintenance)	\$3000
(normal housekeeping/routine and preventative maintenance/utilities)	<u>\$2000</u>
Yearly Total	\$5,000

Estimated yearly wage impact (Sheriff's Staff)

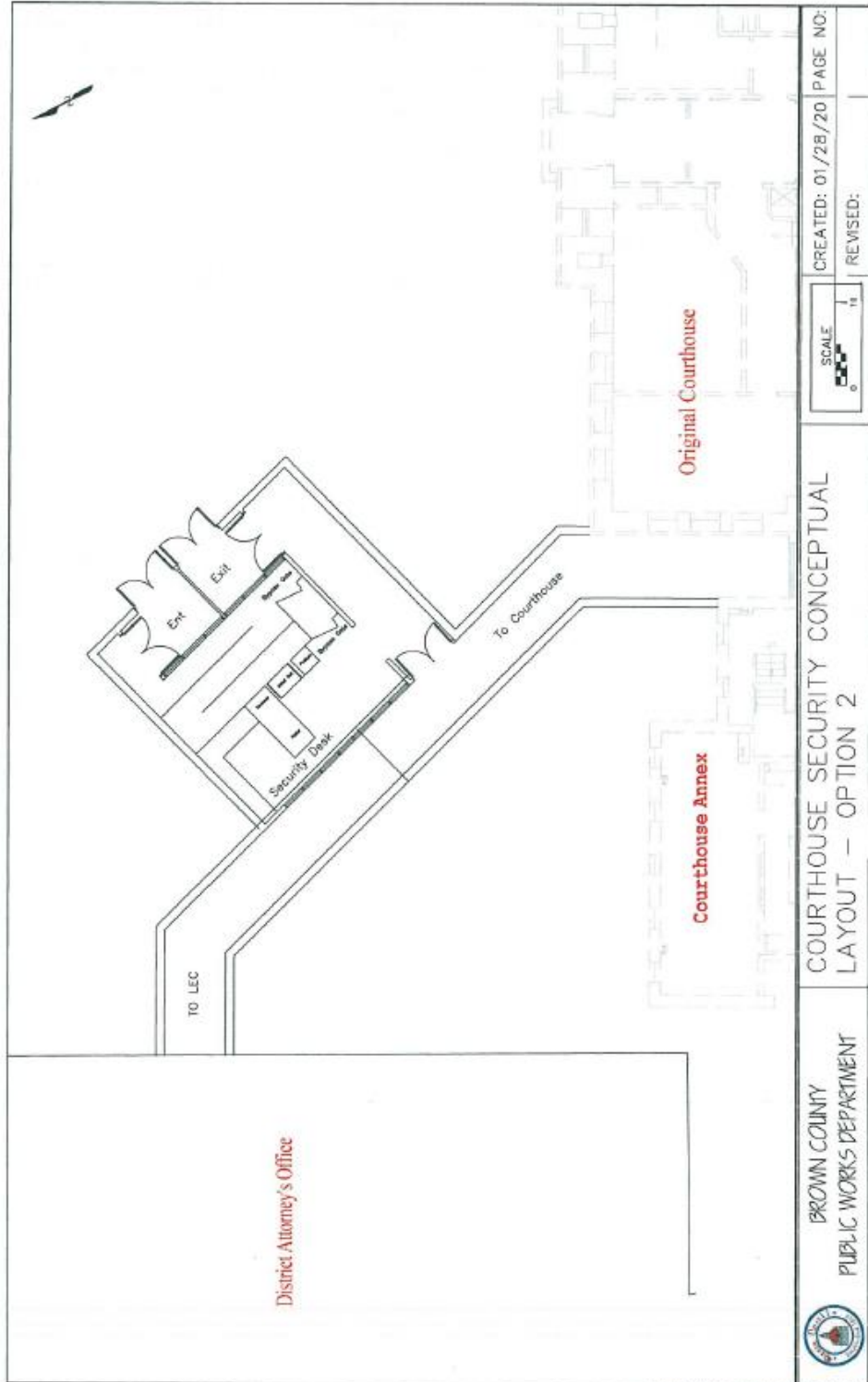
Supplement current security with LTEs to secure buildings	\$84,143
<small>(updated Feb 2, 2023 by Chief Brodbeck, \$78,000 + \$6,143 fringe)</small>	

Construction estimates (Director Magnin, Deneys, Chief Deputy Brodbeck)

Current projection	\$3,341,213
August 2023 (projected 6% inflation impact)	\$3,541,686
February 2024 (projected additional 6% inflation impact)	\$3,754,187

Updated Feb 9th, 2023

Amount that will be on the Resolution after consideration by Dir. Magnin of security concerns in other portions of the complex	\$3,950,000
--	--------------------

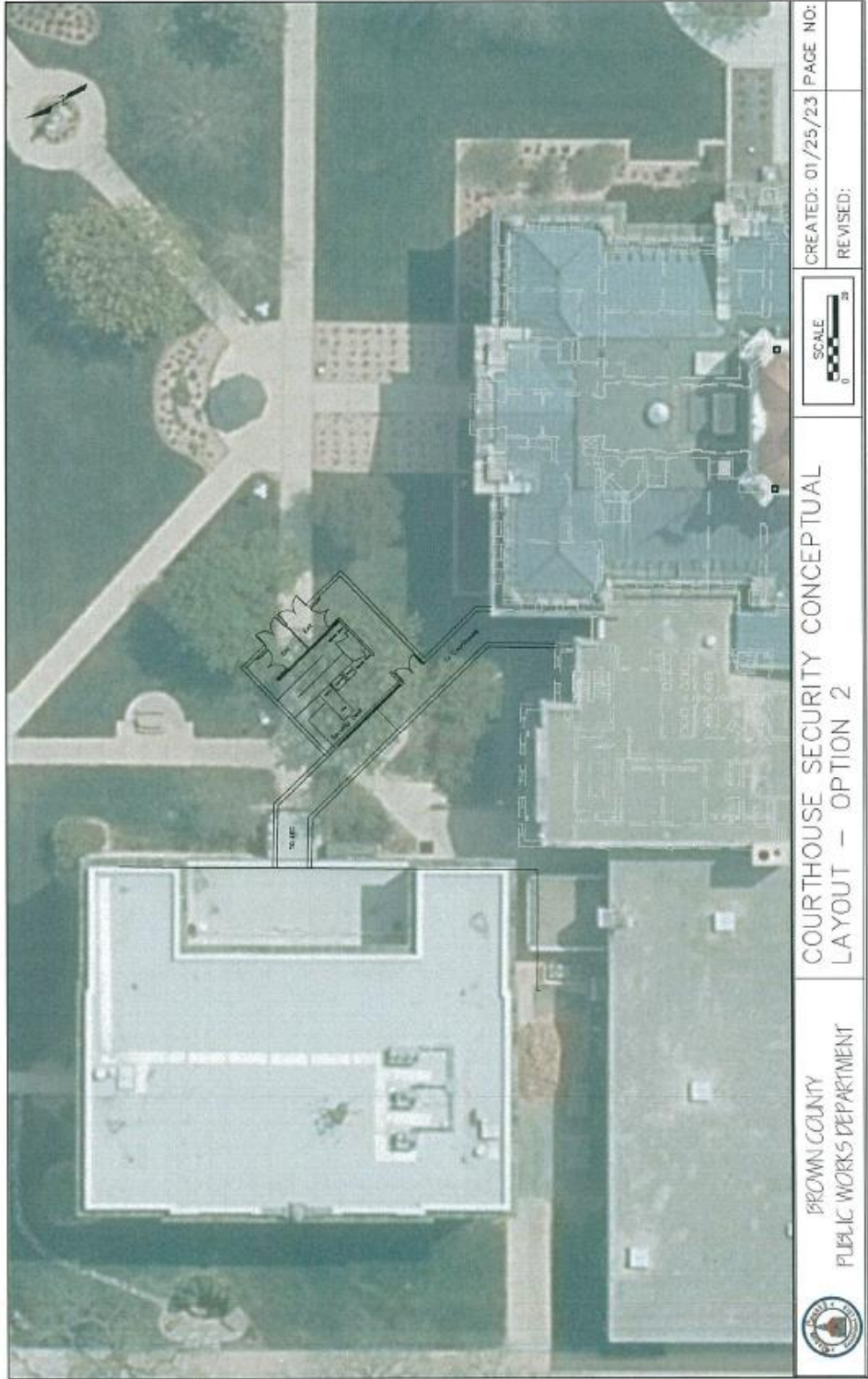


 BROWN COUNTY PUBLIC WORKS DEPARTMENT	COURTHOUSE SECURITY CONCEPTUAL LAYOUT - OPTION 2		SCALE 	CREATED: 01/28/20 PAGE NO:
			REVISED:	

15i

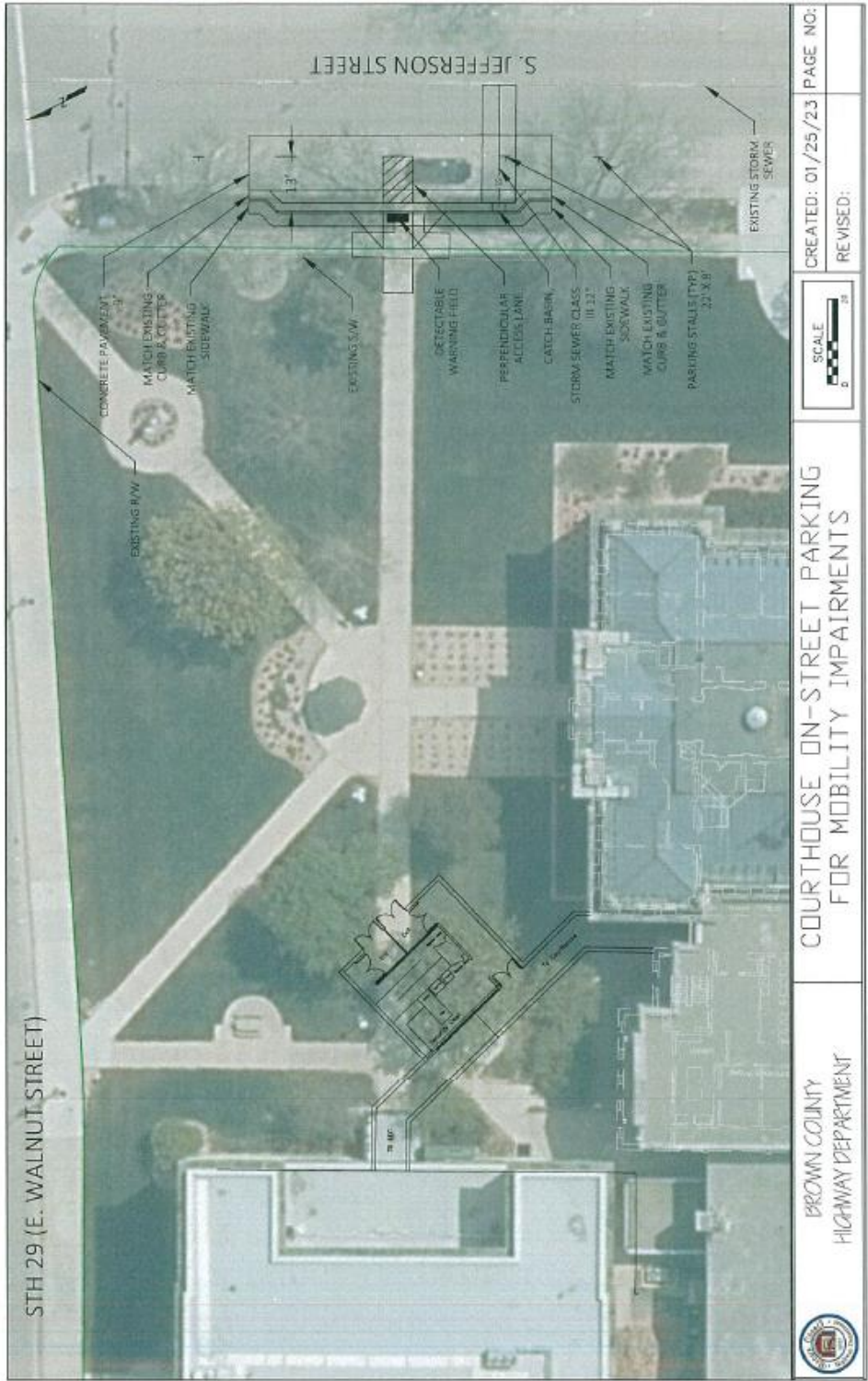


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CREATED: 01/25/23 PAGE NO:	REVIS:	SCALE 	BROWN COUNTY PUBLIC WORKS DEPARTMENT COURTHOUSE SECURITY CONCEPTUAL LAYOUT - OPTION 2
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 BROWN COUNTY HIGHWAY DEPARTMENT	COURTHOUSE ON-STREET PARKING FOR MOBILITY IMPAIRMENTS	SCALE 	CREATED: 01/25/23 PAGE NO:
		REVISIONS:	EXISTING STORM SEWER

15i

**BROWN COUNTY HIGHWAY DEPARTMENT
PRELIMINARY ESTIMATE**



PROJECT: Brown County Courthouse - Sidewalk & Street Parking for Mobility Impairment

ROADWORK PROJECT COSTS:

	Quantity		Unit Cost	Cost	
Engineering:	1	LS	\$5,000.00	\$5,000	
Mobilization	1	LS	\$2,500.00	\$2,500	
Removing Concrete Sidewalk	50	SY	\$5.00	\$248	
Removing Curb and Gutter	61	LF	\$5.00	\$305	
Removing Pavement	104	SY	\$5.00	\$522	
Clearing	12	ID	\$2,000.00	\$2,000	
Sawcut Concrete	356	LF	\$2.50	\$890	
Excavation :	117	CY	\$15.00	\$1,752	
Base Aggregate:	16	TONS	\$12.00	\$191	
Breaker Run:	0	TONS	\$12.00	\$0	
Concrete Pavement 9"	104	SY	\$75.00	\$7,833	
Curb & Gutter:	73	LF	\$20.00	\$1,460	
Concrete Sidewalk 4"	447	SF	\$7.50	\$3,353	
Stormwater Catch Basin and Tap	1	LS	\$5,000.00	\$5,000	
Storm Sewer Pipe (Class III) 12"	30	LF	\$100.00	\$3,000	
Pavement Marking	1	LS	\$500.00	\$500	
Construction Staking	1	LS	\$1,500.00	\$1,500	
Restoration	1	LS	\$2,000.00	\$2,000	
Minor Quantities:	1	LS	\$4,000.00	\$4,000	
				10% Contingency:	\$4,205
				5% Inflation:	\$4,742
				7% Admin/Overhead:	\$3,570
				Budget Year	
Total Roadwork Project Costs:				\$55,000	2024

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Proposed Project: Courthouse Security Addition - OPTION 2

PREPARED BY:

Facilities
 DATE: 2/14/2020
 REVISED: 10/14/2022
 Revised 01/27/23, Column F
 Deneys, Magrini, Brodbeck

PROJECT DESCRIPTION:

- Subcomponents to be priced:
- 1) Addition of fencing around south lot
- 2) Replacement and modification of loading ramp with access control gate
- 3) Addition of approximately 1,800 sf security vestibule
- 4) Access control at every exterior door of the facility

PROJECT CONTACTS:

OPERATING ENTITY: Brown County
 PROJECT SPONSOR: Brown County Sheriff's Department PROJECT MANAGER
 / OWNER'S REP.: Paul Fontecchio
 MASTER ARCHITECT: TBD
 PROJECT ARCHITECT: TBD
 PROJECT GENERAL CONTRACTOR: TBD

A	B	C	D	E	F
		Assumption	Unit	Estimate	Adjusted Estimate
2	100 PERMITS/FEES				
3	101 Zoning Process (Including Legal)	Excluded	\$	\$0	\$0
4	102 Building Permits	See footnote below	\$	\$10,000	\$10,000
5	103 Utility Connection Fees (Water, Sanitary, Storm, Gas, Electric)	Excluded	\$	\$0	\$0
6	104 Other	Excluded	\$	\$0	\$0
7	199 TOTAL PERMITS/FEES			\$10,000	\$10,000
8					
9	200 CONSTRUCTION				
10	201a Demolition	Included in construction estimate	\$	\$0	\$0
11	201b Construction - New, Shell	Per attached estimate	\$	\$2,648,247	\$ 2,364,123
12	201c Construction - New, Build-out	Excluded	\$	\$0	\$0
13	201d Construction - Sitework	Included in construction estimate	\$	\$0	\$0
14	201e Construction - Relocations	Excluded	\$	\$0	\$0
15	201f Phasing Costs (e.g., Temp. utilities, barriers, signage)	Excluded	\$	\$0	\$0
16	201g Special Construction (e.g., Parking garage, elevators, etc.)	Excluded	\$	\$0	\$0
17	201h Code Upgrades	Excluded	\$	\$0	\$0
18	201i Interim Life Safety	Excluded	\$	\$0	\$0
19	201j Infection Control	Excluded	\$	\$0	\$0
20	201k Other -	Excluded	\$	\$0	\$0
	Exterior Doors				\$ 100,000
	Landscaping				\$ 40,000
	Fire Equipment				\$ 25,000
	HVAC				\$ 10,000
	Vestibule Furniture				\$ 20,000
	Handicap Parking				\$ 55,000
21	201k Contingency	1 % of Construction (#201a -	5.00%	\$132,412	\$ 127,708

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67	643	Phase 1 Environmental	Allowance	\$	\$1,500	\$1,500
68	644	Phase 2 Environmental	Excluded	\$	\$0	\$0
69	646	Abatement	Not applicable	\$	\$0	\$0
70	646	Surveys	Allowance	\$	\$1,500	\$1,500
71	648	Soil Testing	Allowance	\$	\$5,000	\$5,000
72	650	Material Testing / Consulting	Allowance	\$	\$10,000	\$10,000
73	651	Other	Excluded	\$	\$0	\$0
74	699	TOTAL DESIGN			\$340,321	\$328,906
75						
76	800	ADMINISTRATIVE COSTS				
77	802	Planning	Excluded	\$	\$0	\$0
78	805	Project Management	% of Construction (#201a -	6.00%	\$166,840	\$182,247
79	806	Personnel Impact	Excluded	\$	\$0	\$0
80	807	Builder's Risk Insurance	Excluded	0.00%	\$0	\$0
81	808	Relocation Costs	Excluded	\$	\$0	\$0
82	809	Plan Exam Fees (State / Local)	Included in Arch. Design (#601b)	\$	\$0	\$0
83	810	Environmental Services	Excluded	\$	\$0	\$0
84	811	Land Purchase	Not applicable	\$	\$0	\$0
85	813	Building Purchase	Not applicable	\$	\$0	\$0
86	815	Lease Fees / Cost	Not applicable	\$	\$0	\$0
87	817	Commissioning	Allowance	\$	\$10,000	\$10,000
88	819	Legal and Accounting	Excluded	\$	\$0	\$0
89	825	Deposits	Excluded	\$	\$0	\$0
90	826	Other	Excluded	\$	\$0	\$0
91	899	TOTAL ADMINISTRATION			\$176,840	\$148,247
92						
93	999	SUBTOTAL BEFORE CONTINGENCY			\$3,320,945	\$3,182,106
94						
95	1000	OWNER CONTINGENCY	% of Total Project (#999)	5.00%	\$166,047	\$159,105
96						
97						
98						
99		TOTAL PROJECT CAPITAL BUDGET			\$3,486,992	\$3,341,213
100		Footnotes				
100	1	Excludes contingency for abnormal construction cost increases over and above normal wage and material price increases due to			6% Inflation every 6 months	\$ 3,541,686
101	2	Based on Green Bay Building Permit Fee Schedule. Building Permit fee for a Group 2 building (\$0.135/SF)			August 2023	
102					6% Inflation every 6 months	\$ 3,754,187
103					February 2024	
104						
105						
106						

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No. 16 -- SUCH OTHER MATTERS AS AUTHORIZED BY LAW.

NO. 16A -- FROM SUPERVISOR VAN DYCK: REQUEST THAT THE COUNTY BOARD STAFF LIST ANY RFP AND/OR ARPA RELATED ACTION ITEMS TAKEN AT THE STANDING COMMITTEE LEVEL UNDER A SEPARATE CATEGORY ON THE COUNTY BOARD AGENDA.

Referred to Executive Committee.

No. 17 -- BILLS OVER \$5,000 FOR PERIOD ENDING JANUARY 31, 2023.

A motion was made by Supervisor Peters and seconded by Supervisor Schultz **“to pay the bills for the period ending January 31, 2023.”** Vote taken. Motion carried unanimously.

No. 18 -- CLOSING ROLL CALL

Supervisors	Dist. #	Vote	Supervisors	Dist. #	Vote	Supervisors	Dist. #	Vote		
Antonneau	1	Excused	Vander Leest	10	Aye	Adams	19	Aye	Aye	23
De Wane	2	Excused	Buckley	11	Aye	Coenen	20	Aye	Nay	0
Nicholson	3	Aye	Landwehr	12	Excused	Schultz	21	Aye	Abstain	0
Jacobson	4	Aye	Dantinne, Jr.	13	Aye	Peters	22	Aye	Excused	3
Theno	5	Aye	Avery	14	Aye	Suennen	23	Aye	Absent	0
Lefebvre	6	Aye	Fuller	15	Aye	Schadewald	24	Aye	Late	0
Friberg	7	Aye	Kaster	16	Aye	Lund	25	Aye	Total	23
Borchardt	8	Aye	Van Dyck	17	Aye	Deneys	26	Aye		
Evans	9	Aye	Hopkins	18	Aye					

No. 19 -- ADJOURNMENT TO WEDNESDAY, MARCH 15, 2023, AT 7:00 P.M.

A motion was made by Supervisor Lund and seconded by Supervisor Schadewald **“to adjourn to the above date and time.”** Vote taken. Motion carried unanimously.

Meeting Adjourned at 8:44 PM

/s/ Patrick W. Moynihan, Jr.
 PATRICK W. MOYNIHAN, JR.
 Brown County Clerk