

**PROCEEDINGS OF THE BROWN COUNTY BOARD OF SUPERVISORS**  
**JUNE 18, 2008**

Pursuant to Section 19.84 and 59.14, Wis. Stats., notice is hereby given to the public that the **REGULAR** meeting of the **BROWN COUNTY BOARD OF SUPERVISORS** was held on **Wednesday, June 18, 2008, at 7:00 p.m.**, at City Hall, 100 N. Jefferson Street, Green Bay, Wisconsin.

The following matters will be considered:

Call to order at 7:20 p.m.

Invocation.

Pledge of Allegiance to the Flag.

Present: Warpinski, De Wane, Nicholson, Theisen, Krueger, Haefs, Erickson, Brunette, Zima, Evans, Vander Leest, Johnson, Dantine, La Violette, Andrews, Kaster, Knier, Williams, Clancy, Wetzell, Langan, Scray, Hoeft, and Lund

Excused: Fleck and Fewell

Total Present: 24

**No. 1 -- Adoption of Agenda.**

A motion was made by Supervisor DeWane and seconded by Supervisor Nicholson **“to approve the agenda.”** A motion was made by Supervisor Warpinski and seconded by Supervisor Nicholson **“to take Item 10f after Item 7.”** Voice vote taken. Motion carried with a majority and Supervisor Haefs voting nay to adopt the agenda as amended.

**No. 2 -- COMMENTS FROM THE PUBLIC REGARDING AGENDA ITEMS ONLY.**  
**None.**

**No. 3 -- APPROVAL OF MINUTES OF COUNTY BOARD OF:**

**a) Regular Meeting of May 21, 2008**

A motion was made by Supervisor Lund and seconded by Supervisor Johnson **“to approve.”** Motion carried unanimously with no abstentions.

**b) Special Meeting of May 28, 2008.**

A motion was made by Supervisor Krueger and seconded by Supervisor Knier **“to approve.”** Motion carried unanimously with no abstentions.

**No. 4 -- ANNOUNCEMENTS BY SUPERVISORS.**

Supervisor Vander Leest announced that Thursday, June 19<sup>th</sup> from 1-5:30 p.m. is the 50<sup>th</sup> Anniversary Celebration of the Brown County Library-Southwest Branch. He mentioned that various activities will take place including a dedication of panels to former Supervisor Harold Kaye. He encouraged supervisors to attend.

Supervisor Clancy announced that Farm Technology Days are on July 15-17 and asked supervisors if they would be interested in considering holding the next County Board meeting at the site. Chairman Zima asked supervisors to provide Supervisor Clancy feedback on his inquiry.

**No. 5 --**            **COMMUNICATIONS. None. LATE COMMUNICATIONS:**  
**No. 5a --**            **FROM SUPERVISOR ERICKSON REGARDING: HAVE EACH DEPARTMENT THAT SHARES PART OF THE COUNTY AUTO FLEET REVIEW WHICH AUTOS ARE REALLY NEEDED AND REPORT TO THEIR COMMITTEE. AFTER LOOKING AT OUR INVENTORY IT APPEARS WE MAY BE PAYING INSURANCE AND UPKEEP ON VEHICLES THAT DON'T RUN OR ARE IN NEED OF REPAIR. With today's fuel costs lets rid ourselves of older, expensive vehicles that put a strain on our budget.**

Refer to all Committees: Administration, Education and Recreation, Executive, Human Services, Planning, Development & Transportation, and Public Safety.

**No. 5b --**            **FROM SUPERVISOR ERICKSON REGARDING: I'M REQUESTING THAT WE DRAFT A RESOLUTION TO SEND TO THE STATE OF WISCONSIN, WCA, AND ALL WISCONSIN COUNTIES REDUCING THE 65 MPH SPEED LIMIT ON SOME HIGHWAYS AND INTERSTATES TO 55 MPH. This would reduce fuel consumption in our state while making our highways safer to drive on.**

Refer to Executive Committee.

**No. 5c --**            **FROM SUPERVISOR KNIER REGARDING: REQUEST SHERIFF'S DEPARTMENT ESTIMATE AND ITEMIZE THE COST TO BROWN COUNTY TAXPAYERS TO SERVICE THE PROBATION AND PAROLE OFFICE BEING ERECTED IN LEDGEVIEW.**

Refer to Public Safety Committee.

**No. 5d --**            **FROM SUPERVISOR KASTER REGARDING: BROWN COUNTY SHOULD LOOK INTO SHARE COST OPERATING ASPHALT PLANTS IN SURROUNDING COUNTIES OR PURCHASING FROM SURROUNDING COUNTIES DEPENDING ON LOCATION OF PROJECT.**

Refer to Planning, Development, and Transportation Committee.

**No. 5e --**            **FROM SUPERVISOR WILLIAMS REGARDING: THAT THE PAY SCALES AND STEPS FOR NON-REPRESENTED EMPLOYEES, SUPERVISORS AND MANAGERS BE REVIEWED AND ADJUSTED AS DICTATED BY MARKET DEMANDS.**

Refer to Administration Committee.

**No. 5f -- FROM SUPERVISOR NICHOLSON REGARDING: TO HAVE THE COUNTY CROSS TRAIN FOR THE POSITION OF MANAGEMENT INFORMATION SPECIALIST.**

Refer to Public Safety Committee.

**No. 5g -- FROM SUPERVISOR JOHNSON REGARDING: REQUEST TO HAVE/WORK WITH DE PERE ON HAVING ADDITIONAL CAMP SITES AT THE BROWN COUNTY FAIRGROUNDS.**

Refer to Education and Recreation Committee.

**No. 6 -- APPOINTMENTS BY COUNTY EXECUTIVE. (None)**

**No. 7a -- REPORT BY COUNTY EXECUTIVE.**

County Executive Tom Hinz reported on Brown County's participation in being a corporate sponsor for the Bellin Run/Walk on Saturday, June 14. and reported that almost 200 employees and family members participated in the event.

In addition, Executive Hinz addressed the Board regarding his thoughts on agenda item 9c – Proposal to hire Fred Mohr as corporation counsel and asked the Board to refer this item back to committee. He would like the opportunity to meet with Chairman Zima and discuss some of his concerns.

**No. 7b -- REPORT BY BOARD CHAIRMAN.**

Chairman Zima stated that the WCA Convention is October 12-14 at Wisconsin Dells. He encouraged supervisors to attend and stated that funds would be distributed based on giving priority to supervisors who haven't attended previously.

Chairman Zima discussed the situation with the hauler for the Waste Transfer Station filing bankruptcy and the County's need to take emergency steps to hire an interim vendor. He announced that the Special Meeting of the Executive Committee held previous to this meeting approved a short term contract and directed that a RFP be sent out.

Finally, Chairman Zima stated that his thoughts regarding Fred Mohr's proposal to provide legal services to the Board and Human Resources will be addressed under item 9c.

**ITEM 10F WAS MOVED UP TO BE TAKEN AT THIS TIME.**

**No. 10f ORDINANCE REGARDING: HOUSING OUTDOOR DOGS (TO BE CODIFIED AS 30.07 BROWN COUNTY CODE OF ORDINANCES.**

A motion was made by Supervisor Krueger and seconded by Supervisor DeWane **"to approve."** Motion carried unanimously with no abstentions. Supervisor Warpinski made a motion seconded by Supervisor Andrews **"to suspend the rules to allow the public to address the Board."** Motion carried unanimously with no abstentions.

The following individuals addressed the Board in support of the ordinance: Sheryl Jacobs, 3294 Mill Rd., Greenleaf; Jill Fritz, 5309 37<sup>th</sup> Ave. S, Minneapolis, MN; Lisa Kay Peters, 401 Kalb Ave., Green Bay; Molly Hillmann, 1803 Turquoise Tr., Green Bay; Patti Wallschlaeger, 1280 Doty St., Green Bay; Beth Jahn, 4585 Choctaw Tr., Green Bay; and Pat Warpinski, 132 Burgundy Ct., Green Bay. The following people completed the Appearance Request & Comment Form to support the ordinance but did not wish to address the Board: Katrina Holschbach, 130 S. Irwin Ave., Green Bay; Jenna Dais, 3866 Tamarack Dr., Green Bay; Elizabeth Kremer, 2601 Riverside Dr., Green Bay; and Marilyn Roffers (no address given).

The following individuals addressed the Board in opposition of the ordinance: Tim Everard, 3314 N. County Rd. P, New Franken; Dick Baudhuin, 4217 Haberli Rd., Sturgeon Bay; Earl Vanderveren, 3111 Whippoorwill Rd., Green Bay; David Duquaine, 2389 Little Rapids Rd., De Pere; and Gerald Boucher, 1309 Erie Rd., Green Bay. The following people completed the Appearance Request & Comment Form in opposition to the ordinance but they did not wish to address the Board: Tom Murphy, 1128 Hazelwood, Pulaski; Joan Baudhuin, 4217 Haberli Rd., Sturgeon Bay; Patrick Farrell, 604 James St., Green Bay; and Richard LaPlant, 4780 Fennick Ln., Denmark.

A motion was made by Supervisor Warpinski and seconded by Supervisor Dantine **“to return to the regular order of business.”** Motion carried unanimously with no abstentions.

Discussion followed with numerous supervisors stating that the ordinance needs to be fine tuned and the public should have an opportunity to comment on the ordinance.

Supervisor VanderLeest made a motion seconded by Supervisor Johnson **“to refer this back to Public Safety Committee.”** Roll call vote taken.

Roll Call vote on 10f.

Ayes: DeWane, Nicholson, Theisen, Krueger, Haefs, Erickson, Zima, VanderLeest, Johnson, La Violette, Andrews, Kaster, Knier, Clancy, Wetzal, Langan, Scray, Hoefl, and Lund.

Nays: Warpinski, Brunette, Evans, Dantine, and Williams.

Excused: Fleck and Fewell

Total Ayes: 19                      Total Nays: 5                      Total Excused: 2

Motion to refer was passed.

**No. 8 -- OTHER REPORTS.**

**No. 8a -- TREASURER’S FINANCIAL REPORT FOR THE MONTH OF MARCH 2008.**

Following is a statement of the County Treasurer of the Cash on Hand and in the General Account of the Brown County Treasurer’s as of MARCH 31, 2008.

Associated Bank	\$ 3,151,123.19
Wisconsin Development Fund	150,010.00
Sweep Account (Repurchase Agreements)	1,178,861.72
Deposits in Transit	113,310.77
Emergency Fund	(35,998.68)
Non-sufficient Fund Checks Redeposited	6.31
Clerk Passport Account	(120.00)

Workers Comp Acct	(24,104.16)
Fiserv Sweep Account	(623,965.39)
Bank Error(s)	0.00
<b>Total</b>	<b>3,909,123.76</b>
Less Outstanding Checks	(1,471,525.47)
Other Reconcilable Items	0.00
<b>Balance Per Cash Book</b>	<b>\$ 2,437,598.29</b>

Following is a statement of the County Treasurer of the Working Capital reserves placed in time deposits in the designated public depositories within Brown County for the purpose of investments as of March 31, 2008.

Year-to-Date Interest Received - Prior Month	992,681.90
Interest Received - Current Month	564,778.32
Year-to-Date Interest Received on Unrestricted Funds	<b>\$ 1,557,460.22</b>
Working Capital Reserves Invested	135,626,674.40
Restricted Investments	4,332,956.84
Total Funds Invested	<b>\$139,959,631.24</b>

I, Kerry Blaney, Brown County Treasurer, do hereby certify that the above statement of Cash on Hand and in the General Account as of MARCH 31, 2008. Statement of Investments for the month of MARCH have been compared and examined, and found to be correct.

          /s\ Kerry M. Blaney            
County Treasurer

A motion was made by Supervisor Warpinski and seconded by Supervisor VanderLeest **“to receive and place on file.”** Motion carried unanimously with no abstentions.

Approved by:           /s\ Tom Hinz, County Executive           Date: 6/25/2008

**No. 9 -- STANDING COMMITTEE REPORTS:**

**No. 9a -- REPORT OF ADMINISTRATION COMMITTEE OF JUNE 4, 2008**

TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The ADMINISTRATION COMMITTEE met in regular session on June 4, 2008, and recommends the following motions:

1. Review minutes of:
  - a. Housing Authority (4/21/08).  
Receive & place on file.
2. Ordinance re: To Amend Sec. 30.02. of the Brown County Code Entitled “Ordinance Enforcement by Citation.” (Held from previous meeting & referred back to committee from

May County Board.) Committee approved. See Resolutions, Ordinances June County Board.

3. Dept. of Administration - 2008 Budget Transfer Log. Approve.
4. Dept. of Administration - Budget Status Financial Report for April 30, 2008. Receive & place on file.
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5. \*\* Dept. of Administration/Information Services – Communication from Supervisor Warpinski re: Request that Brown County establish home pages for each supervisor providing relevant information including a detailed PDF of district maps, biographical information and such other things as necessary. (Referred from May County Board.) Approve to move forward setting up home pages for each supervisor.
- \*\* Refer Item #5 to Administration Committee as per County Board on 6/18/2008.
6. Dept. of Administration/Information Services – Communication from Supervisor Warpinski re: That an online comment form be installed on the Brown County home page. Approve.
7. Dept. of Administration/Information Services – Request for Budget Transfer (#08-31): Increase in Expenditures with Offsetting Increase in Revenue: Zoning Budget Transfer 08-17 to purchase a laptop computer (\$2,107). Approve.
8. Dept. of Administration - Request for Budget Transfer (#08-32): Increase in Expenditures with Offsetting Increase in Revenue: Use existing fund balance to replace 6 copy machines with 6 multi-function copy machines (\$49,554). Approve.
9. Dept. of Administration/Information Services – Fiber Optic Network Project to have selected construction bidder approved. (To be distributed at meeting.) Receive & place on file.
10. Dept. of Administration/Information Services – Budget Status Financial Report for April 30, 2008. Receive & place on file.
11. Treasurer - Financial report for the month of March 2008. Receive & place on file.
12. Treasurer - Budget Status Financial report for April 2008 Receive & place on file.
13. Human Resources - Resolution re: Change in Table of Organization Human Services Department. (Referred to Executive Committee.) Committee approved. See Resolutions, Ordinances June County Board.
14. Human Resources - Resolution re: Step Increase Due to Salary Compression Human Services Department. (Referred to Executive Committee.) Approve the step increase as presented by Human Resources. Ayes: 2 (Krueger, Lund); Nays: 2 (Theisen, Williams). Motion Failed. See Resolutions, Ordinances June County Board.
15. Human Resources - Monthly Committee Report (April 2008). Receive & place on file.
16. Human Resources - Budget Status Financial Report for April 30, 2008. Receive & place on file.
17. Child Support Agency - Information report re: Change in Medical Support Liability Revenue for the Child Support Agency. Hold for one month.
18. Child Support Agency - Budget Status Financial Report for March 31, 2008. Receive & place on file.
19. Facility Management - Communication from Supervisor Dave Kaster re: Review the vehicle take home policy; inventory of all vehicles by department; who takes them home and why and how that affects the insurance of the County. (Referred from May County Board.) Have a report sent back to committee on actions taken.
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20. Facility Management - Update on Computer Room Fire Suppression System. Hold for one month.
21. Facility Management - Budget Status Financial Report for April 30, 2008. Receive & place on

file.

- 22. Discussion of Ordinance Section 3.01 of the Brown County Code of Ordinances re: Public Work Projects. Hold for one month.
- 23. Award of Bid of Concrete Replacement at Neville Public Museum to Kudick (\$7,872 & \$950 = \$8,822). (See attached bid.) Approve.
- 24. Award of Bid of HVAC A/C System at Work Release to AMA (\$18,135). (See attached bid.) Approve.
- 25. County Clerk - Budget Status Financial Reports for February & March 20, 2008. Receive & place on file.
- 26. Corporation Counsel - Budget Status Financial report for April, 2008. Receive & place on file.
- 27. Appointment of Supervisor Adam Warpinski to Facility Master Plan Sub Committee. Approve.
- 28. Audit of bills. Pay the bills.

A motion was made by Supervisor Nicholson and seconded by Supervisor DeWane **“to adopt”**. Supervisor VanderLeest requested Item #5 be taken separate from the remainder of the report. Voice vote taken all other items and carried unanimously with no abstentions.

**Item #5 - Department of Administration/Information Services– Communication from Supervisor Warpinski re: Request that Brown County establish home pages for each Supervisor providing relevant information including a detailed PDF of District Maps, Biographical Information and such other things as necessary. (Referred from May County Board.) Approve to move forward setting up home pages for each Supervisor.**

A motion was made by Supervisor Warpinski and seconded by Supervisor DeWane **“to adopt.”** Motion carried unanimously with no abstentions. Supervisor VanderLeest asked what kind of information was to be included on these home pages, associated costs, and he was concerned that it could be misused for political purposes. A motion was made by Supervisor VanderLeest and seconded by Supervisor Haefs **“to request to update the County Board Supervisors home page with PDF district maps, general biography information, and contact information phone numbers, and emails.”** Discussion followed. A motion was made by Supervisor Lund and seconded by Supervisor Haefs **“to refer back to Administration Committee.”** Motion carried by a majority with Supervisors VanderLeest and Theisen voting against referral.

Approved by: \_\_\_\_\_ \s\ Tom Hinz, County Executive \_\_\_\_\_ Date: 6/25/2008

ATTACHMENT TO ITEM #23

<b>BID TABULATION RECORD</b>			
PROJECT: CONCRETE REPLACEMENT AT NEVILLE PUBLIC MUSEUM			
PROJECT #: 1308			
DATE: 5/21/2008			
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<b>CONTRACTOR</b>	<b>BASE BID</b>	<b>OPTION 1 BID</b>	<b>ADDENDUM 1</b>
IEI	\$ 11,699.00	\$ 250.00	YES
SELMER	\$ 10,620.00	\$ 660.00	YES

KUDICK	\$ 7,872.00	\$ 950.00	YES
MARTELL CONSTRUCTION	\$ 10,700.00	Price included in base bid	YES

ATTACHMENT TO ITEM #24

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**BID TABULATION RECORD**

PROJECT: HVAC A/C SYSTEM AT WORK RELEASE
PROJECT #: 1305
DATE: MAY 5, 2008 AT 11:00 A.M.

<u>CONTRACTOR</u>	<u>Total Cost</u>	<u>Equipment Brand</u>	<u>Warranty</u>	<u>Lead Time/Est. Completion</u>	<u>Addendum 1</u>
American Mechanical	\$ 30,226.00	Carrier	5 yr. Compressor 1 yr. Parts & Labor	1 week	No
American Mechanical	\$ 29,881.00	Trane	5 yr. Compressor 1 yr. Parts & Labor	1 week	No
AMA	\$ 18,135.00	Trane	5 yr. Compressor	2 weeks lead 3 weeks completion	Yes
Mechanical Technologies	\$ 21,674.00	Trane	5 yr. Compressor	1 week lead 2 weeks completion	Yes
Tweet/Garot	\$ 31,200.00	Trane or York	5 yr. Compressor 1 yr. Parts & Labor	3 weeks lead 2-3 weeks completion	Yes
Hurckman	\$ 18,204.00	Trane	5 yr. Compressor	2 weeks lead 3 days completion	Yes



**No. 9b -- REPORT OF EDUCATION AND RECREATION COMMITTEE OF JUNE 5, 2008**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The EDUCATION & RECREATION COMMITTEE met in regular session on June 5, 2008 and recommends the following:

1. Review minutes of:
  - a) Library Board (4/17/08).
  - b) Park & Recreation Plan Citizens Advisory Cmte (5/7/08 & 5/21/08).Receive & place on file items a- b.
2. Arena/Expo - Event Attendance (April 2008). Receive & place on file.
3. Parks - Communication from Bay Shore Bike Club with a request for a waiver of the organized group trail fee at the Reforestation Camp for a bike race in September. Approve waiver of fees.
4. Parks - Update of "Walk of Legends" Plan. Approve.
5. Parks - Approval of RFP for Fox River Trail interpretive signage. Approve.
6. Parks - Budget Status Financial Report April 30, 2008. Receive & place on file.
7. Parks - Director's report. Receive & place on file.
8. NEW Zoo - Budget Status Financial Report for April 30, 2008. Receive & place on file.
9. NEW Zoo - Monthly Activity Report.
  - a. Animal Collection Report.
  - b. Informational – June 7<sup>th</sup>, Family Day @ NEW Zoo.
  - c. Informational – June 15<sup>th</sup>, Father's Day @ NEW Zoo.Receive & place on file items a-c.
10. NEW Zoo Education & Volunteer Programs Report (May 2008). Receive & place on file.
11. NEW Zoo Gift Shop Concessions revenue 2008 Report. Receive & place on file.
12. Museum - Attendance & Admissions (March 2008). (Held from previous meeting.) Receive & place on file.
13. Museum - Attendance & Admissions (April 2008). Receive & place on file.
14. Museum - Budget Status Financial Report March 31, 2008. (Held from previous meeting.) Receive & place on file.
15. Museum - Budget Status Financial Report April 30, 2008. Receive & place on file.
16. Museum - Director's report. Receive & place on file.
17. Library - Communication from Supervisor John Vander Leest re: Request to review the open meeting space at the Kress Family Branch Library. (Held from previous meeting for a report.) Hold for one month.
18. Library - Budget Status Financial Report for April 30, 2008. Receive & place on file.
19. Library - Report. Receive & place on file.
20. Golf Course - Golf Report (April, 2008). Receive & place on file.
21. Golf Course - Superintendent's report. Receive & place on file.
22. Audit of bills. Approve audit of bills.
23. Discussion of next meeting date (possible date, June 30, 2008 in Room 200, Northern Building). (Meeting to be Thursday, July 10, 2008 at Southwest Branch Library.)

A motion was made by Supervisor La Violette and seconded by Supervisor Nicholson "to adopt". Supervisor VanderLeest requested Item #5 be taken separate from the remainder of the report. Voice vote taken on all other items and carried unanimously with no abstentions.

**Item #5 Parks – Approval of RFP for Fox River Trail Interpretive Signage. Approve.**

Supervisor Vander Leest asked questions of Facility/Parks Director, Bill Dowell, regarding the type of signage to be placed on the trail. A motion was made by Supervisor Krueger and seconded by Supervisor Warpinski **“to adopt.”** Motion carried by a majority with Supervisor DeWane voting nay.

Approved by: \_\_\_\_\_ \s\ \_\_\_\_\_ Tom Hinz, County Executive \_\_\_\_\_ Date: 6/25/2008

**No. 9c -- REPORT OF EXECUTIVE COMMITTEE OF JUNE 10, 2008**

TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The EXECUTIVE COMMITTEE met in regular session on June 10, 2008 and recommends the following motions:

1. Communication from Chair Guy Zima & Vice Chair Mary Scray re: Requesting that Attorney Fred Mohr, Acting Corporation Counsel, prepare and offer for consideration, a contract proposal to provide legal services for: a) The Brown County Board of Supervisors and its’ standing committees; b) Provide legal services assisting the county Labor Negotiator on all matters needing legal assistance and to assist the Human Resources department on all employee-related matters needing legal assistance. (Referred from Special County Board meeting May 28, 2008.)

*\*\*Please Note\*\* Committee went into closed session. See #13.*

a) \*\* Attorney Fred Mohr’s Proposal as submitted with funds to be interdepartmentally transferred with approval of the County Board.. Ayes: 5 (Lund, Zima, Erickson, Vander Leest, Scray); Nays: 0; Excused: 2 (Evans, Nicholson). Motion Carried.

\*\* Item #1a -- Partial veto by the County Executive pertaining to “Duties of the County Executive and Human Resources Department”.

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b) Rescind the 2009 Contract with Local 75 upon disposition of misunderstandings.  
c) Have Human Resources look into the Internet policy for Brown County employees.

2. Communication from Supervisor Tom Lund re: Brown County develop a comprehensive energy policy. Look to conserve energy, as well as, saving precious tax dollars. (Referred from May 21, 2008 County Board.) Move forward and develop a comprehensive energy policy and direct to staff.

3. Communication from Supervisor Dave Kaster re: Review the vehicle take home policy; inventory of all vehicles by department, who takes them home; and why and how that affects the insurance for the County. (Referred from May 21, 2008 County Board.) To have staff prepare a report for each standing committee of what cars are going home within their jurisdictional and determine the need for the vehicles to go home.

Communication from Supervisor Julie Knier re: Request Brown County Board of Supervisors research and establish a policy relating to county-wide standards for waiving of fees for the usage of facilities and property owned or maintained by Brown County. (Held from previous meeting with motion: “Refer to Corporation Counsel for final preparation and review.”) Hold for one

month.

5. County Executive report.
  - a) Budget Status Financial Report for April 30, 2008. Receive & place on file.
6. Internal Auditor Report.
  - a) Budget Status Financial Report for April 30, 2008. Receive & place on file.
  - b) Internal Auditor's Audit of Child Support Agency Internal Controls. Receive & place on file.
  - c) Other. No action.
7. Discussion re: Legislative Sub Committee for 2008-2010 Session. (Held from previous meeting.) Receive & place on file.
8. Memorandum of Understanding (see attached)– Casual Days Agreement between Brown County and Sheriff Non-Supervisory Employees Association. To adopt.
9. Invoice from City of Green Bay for payment of bills for City Hall Council Chamber Supplies. Pay the bill through the Asset Maintenance Fund.
10. Resolution re: Change in Table of Organization Human Services Department. (Referred from Administration Committee.) Committee approved. See Resolutions, Ordinances June County Board.
11. Resolution re: Step Increase Due to Salary Compression Human Services Department. (Referred from Administration Committee.) Receive & place on file. See Resolutions, Ordinances June County Board.
12. Resolution re: Change in Table of Organization Department of Administration (Addition of Limited Term Employees.) (Referred back from May 21, 2008 County Board.) Committee approved change in Table of Organization with the addition of Limited Term Employees. See Resolutions, Ordinances June County Board.
13. **Closed Session:** For the purpose of deliberating whenever competitive or bargaining reasons require a closed session pursuant to 19.85 (1)(e). In the alternative, the Executive committee is meeting for the purpose of collective bargaining and is not subject to the Wisconsin open meetings law pursuant to 19.82 (1) of the Wisconsin State Statutes, and also for the purpose of conferring with legal counsel for Brown County as to legal advice concerning strategy as to litigation pending pursuant to sec. 19.85 (1) (g) of the Wisconsin State Statutes.

*\*\*Please Note\*\* Closed Session taken out of order to accommodate #1.*

- a) Enter into closed session.
- b) Return to regular order of business.
- c) Three Actions taken: See #1.

A motion was made by Supervisor Nicholson and seconded by Supervisor Kaster **“to adopt”**. Supervisor Warpinski requested Item #1a be taken separately. Voice vote taken on remainder of the report. Motion carried unanimously with no abstentions.

**Item #1a -- Approve Attorney Fred Mohr's proposal as submitted with funds to be interdepartmentally transferred with approval of the County Board. Ayes: 5 (Lund, Zima, Erickson, Vander Leest and Scray); Nays: 0; Excused: (Evans and Nicholson).**

A motion was made by Supervisor Nicholson and seconded by Supervisor Haefs **“to adopt”**. Supervisor Warpinski asked Fred Mohr if he would address the Board regarding his experience and qualifications for the position. Mr. Mohr gave a thorough history of his educational and work experiences. Numerous supervisors spoke on the proposal; some asked for confirmation that the State

Statutes provided for this agreement; and most wanted good will to continue between the Board and County Executive no matter how the vote went.

A motion was made by Supervisor Knier and seconded by Supervisor La Violette **“to strike and replace language of ‘Proposal for Legal Services’ in place of ‘Duties to Labor Negotiator’ section. Replace it with ‘Duties of the County Executive and Human Resources Department’. Provide legal counsel on labor relations matters to the County Executive and Human Resources Department. Confer with the County Executive, the Human Resources Department and their designees on personnel matters, labor negotiations and employee grievances. Advise Human Resources Department on all labor relations matters. Provide staff support for matters involving representation. Research and maintain knowledge regarding employment laws. Retainer of \$5,500 per month for these duties.”**

Additional discussion followed and Supervisor Knier made another motion seconded by Supervisor Krueger **“to refer this back to Executive Committee.”** A roll call vote was taken.

Vote on 9c(1a)-1

Ayes: Krueger, Andrews, Knier, Clancy, Langan, and Hoeft  
 Nays: Warpinski, DeWane, Nicholson, Theisen, Haefs, Erickson, Brunette, Zima, Evans, VanderLeest, Johnson, Dantine, La Violette, Kaster, Williams, Wetzal, Scray, and Lund.

Excused: Fleck and Fewell  
 Total Ayes: 6                      Total Nays: 18                      Excused: 2

Motion defeated.

Returned to Supervisor Knier’s former motion amending the proposal **“to strike and replace language of ‘Proposal for Legal Services’ in place of ‘Duties to Labor Negotiator’ section. Replace it with ‘Duties of the County Executive and Human Resources Department’. Provide legal counsel on labor relations matters to the County Executive and Human Resources Department. Confer with the County Executive, the Human Resources Department and their designees on personnel matters, labor negotiations and employee grievances. Advise Human Resources Department on all labor relations matters. Provide staff support for matters involving representation. Research and maintain knowledge regarding employment laws. Retainer of \$5,500 per month for these duties.”**

Roll Call Vote on 9c(1a)-2

Ayes: Warpinski, DeWane, Nicholson, Theisen, Haefs, Erickson, Brunette, Zima, Evans, VanderLeest, Johnson, Dantine, La Violette, Andrews, Kaster, Knier, Williams, Clancy, Wetzal, Scray, Hoeft, and Lund.

Nays: Krueger  
 Abstain: Langan  
 Excused: Fleck and Fewell  
 Total Ayes: 22,      Total Nays: 1,      Abstain: 1,      Excused: 2

Motion passed.

A motion was made by Supervisor Haefs and seconded by Supervisor Kaster **“to adopt the proposal as amended.”**

Roll Call Vote on #9c(1a)-3:

Ayes: DeWane, Nicholson, Theisen, Haefs, Erickson, Brunette, Zima, Evans, VanderLeest, Johnson, Dantine, La Violette, Andrews, Kaster, Knier, Williams, Clancy, Wetzal, Scray, Hoeft, and Lund.

Nays: Warpinski, Krueger, and Langan  
 Excused: Fleck and Fewell

Total Ayes: 21                      Total Nays: 3                      Total Excused: 2  
Motion passed.

Approved by: \_\_\_\_\_ \s\ \_\_\_\_\_ Tom Hinz, County Executive   \*\*                      Date: 6/25/2008

\*\*        A partial veto by the County Executive pertaining to “Duties of the County Executive and Human Resources Department.”

**No. 9d --        REPORT OF “SPECIAL” EXECUTIVE COMMITTEE OF JUNE 18, 2008**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The EXECUTIVE COMMITTEE met in special session on June 18, 2008 and recommends the following motions:

1.        Action on position of Management Information Specialist (Public Safety Communications Dept.) Committee approved the Management Information Specialist new salary, direct Human Resources to put together an appropriate job description for Board’s approval, and an addition of \$5,971 plus fringe benefits.
2.        Communication from County Executive, Tom Hinz, and County Board Chair, Guy Zima, re: Brown County Waste Transfer Station Contract Operation. Committee approved short term contract for the Brown County Waste Transfer Station operation and direct staff to create and send out a RFP and bring it back to the Executive and County Board.

**Item #1** – Committee action – “to approve the Management Information Specialist new salary, direct Human Resources to put together an appropriate job description for Board’s approval, and an addition of \$5,971 plus fringe benefits.”

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

**Item #2** – Committee action – “to approve short term contract for the Brown County Waste Transfer Station operation and direct staff to create and send out a RPF and bring it back to the Executive and County Board.”

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

Approved by: \_\_\_\_\_ \s\ \_\_\_\_\_ Tom Hinz, County Executive                      Date: 6/25/2008

**No. 9e --        REPORT OF “SPECIAL” HUMAN SERVICES COMMITTEE OF JUNE 18, 2008**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The HUMAN SERVICES COMMITTEE met in regular session on June 18, 2008, and recommends the following motions:

1. 2008 Health & Human Services Carryovers. Approve.
2. Syble Hopp School - 2008-2009 Budget.
3. Syble Hopp School – Director’s report. (Items 2 and 3 were taken together.) Approve.

**Item #1** – Committee Action – “to approve the 2008 Health and Human Services Carryovers.”

**Item #2** – Committee Action – “to approve Syble Hopp School 2008-2009 Budget.”

**Item #3** – Committee Action – “to approve Syble Hopp School Director’s Report.”

Items 1-3 taken together: A motion was made by Supervisor Nicholson and seconded by Supervisor DeWane **“to adopt”**. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: \_\_\_\_\_ \s\ Tom Hinz, County Executive \_\_\_\_\_ Date: 6/25/2008

**No. 9f -- REPORT OF PLANNING, DEVELOPMENT & TRANSPORTATION COMMITTEE OF MAY 27, 2008**

TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PLANNING, DEVELOPMENT & TRANSPORTATION COMMITTEE met in regular session on May 27, 2008, and recommends the following motions.

1. Review minutes of:
  - a) Harbor Commission (3/10/08).
  - b) Planning Commission Board of Directors (4/2/08).
  - c) Planning Commission Board of Directors Trans. Sub Committee (4/24/08).
  - d) Solid Waste Board (3/17/08).

Receive & place on file items a-d.
2. Zoning - Action regarding the Ehlen’s request to remove an area of wetlands from the Wisconsin Wetland Inventory Zoning map T24N, R22E, Town of Humboldt, Brown County. To appeal the decision made by DNR and reinstate previous approval of the request to remove an area of wetlands from the Wisconsin Wetland Inventory Zoning Map T24N, R2E, Town of Humboldt, Brown County.
3. Zoning - Approval of one or two resolutions regarding requesting relief from flood protection elevation as it relates to the proposed one-hundred year wave run-up study in the Towns of Scott and Green Bay.
  - a) **Draft** Resolution re: Requesting Exemption from the Requirement of Applying the State Flood Protection Elevation for the Proposed FEMA Wave Run-Up Study in the Townships of Green Bay and Scott. See Resolutions, Ordinances June County Board. Committee approved Draft Resolution, Option #3a. See Resolutions, Ordinances June County Board.
  - b) **Draft** Resolution re: Requesting Exemption from the Requirement of Applying the State Flood Protection Elevation for the Proposed FEMA Wave Run-Up Study in the Unincorporated Areas of Brown County. (Draft Resolution Disregarded.)
4. Zoning - Budget Status Financial Report for April 30, 2008. Receive & place on file.

5. Port/Solid Waste - Discussion of communities signed up and on board with Brown County's future single stream recycling program and contract. Receive & place on file.
6. Port/Solid Waste - Update of Renard Isle. (Standing Item.) No new information at this time. No action.
7. Port/Solid Waste - Budget Status Financial Report not available. No action.
8. Airport - Bids for asphalt repair in public parking lot (see attached). Approve low bid of Northeast Asphalt in the amount of \$127,670 plus \$2.65/yd excavating.
9. Airport - Budget Status Financial Report not available. (Report distributed at meeting.) Receive & place on file.
10. Airport - Director's report. Receive & place on file.
11. Planning Commission - Discussion regarding 2009 Brown County funding for the Bay- Lake Regional Planning Commission. Approve continued funding.
12. Planning Commission - Budget Status Financial Report for April 30, 2008. Receive & place on file.
13. Planning Commission - Request for staff updates on recommendations and development options on land east of the current jail site (standing item). Receive & place on file.
14. Planning Commission - Director's report. Receive & place on file.
15. Communication from Supervisor Adam Warpinski re: Request that Brown County identify the impact of the housing/foreclosure crisis on Brown County residents & establish policies to assist homebuilders, realtors, homeowners, and financial institutions in Brown County. Hold for 60 days and bring back to committee.
16. Highway - Budget to Actual State Billing 2008. Receive & place on file.
17. Property Listing Dept. - Budget Status Financial Report for April 30, 2008. Receive & place on file.
18. Audit of bills. (Bills not available.)

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

Approved by: \_\_\_\_\_ \s\ Tom Hinz, County Executive \_\_\_\_\_ Date: 6/25/2008

**No. 9f(i) -- REPORT OF LAND CONSERVATION SUBCOMMITTEE OF MAY 27, 2008**

TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The LAND CONSERVATION SUB COMMITTEE met in regular session on May 27, 2008, and recommends the following motions.

1. Report on erosion problem at Brown County Golf Course. Receive & place on file.
2. Land Conservation Department Budget Status Financial Report not available. (Report distributed at meeting.) Receive & place on file.
3. Director's report. No action.

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

Approved by: \_\_\_\_\_ \s\ Tom Hinz, County Executive \_\_\_\_\_ Date: 6/25/2008

No. 9g -- **REPORT OF SPECIAL JOINT MEETING OF PLANNING, DEVELOPMENT & TRANSPORTATION COMMITTEE AND HARBOR COMMISSION OF JUNE 5, 2008**

TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PLANNING, DEVELOPMENT & TRANSPORTATION COMMITTEE & Harbor Commission met in special session on June 5, 2008, and recommend the following motions:

1. Acceptance of Brown County's responsibilities with regards to Wisconsin DNR conditional approval for Closure of Renard Island. Approve the 27 Conditions of the Conditional Closure Plan on Pages 16-20 (see attached). Unanimous by Planning, Development & Transportation Committee & Harbor Commission.

A motion was made by Supervisor Nicholson and seconded by Supervisor DeWane "to adopt." Voice vote taken. Motion carried with a majority and Supervisor Warpinski voting nay.

Approved by:           /s\          Tom Hinz, County Executive           Date: 6/25/2008

ATTACHMENT TO ITEM #1

**CONDITIONAL CLOSURE PLAN**  
**APPROVAL MODIFICATION**

The Department hereby approves the February 2008 Closure Plan (Closure Plan) for the Renard Island Confined Disposal Facility (Renard Island), subject to the following conditions:

1. All aspects of closure construction shall be performed in accordance with the Closure Plan, applicable requirements of chs. NR 500 to 538, Wis. Adm. Code, and conditions of this approval. In the case of any discrepancies, the approval conditions shall take precedence.
2. Any proposed changes to the Closure Plan or conditions of this approval shall be presented to the Department in writing. If the changes are compatible with the desired closure and long-term care of this facility, as determined by the Department, an addendum will be added to this approval indicating acceptance of those changes. Written Department approval is necessary prior to implementing any changes with the exception of minor field modifications that may, at the Department's discretion, be approved or if the proposed change meets the criteria for an expedited plan modification under s.NR 514.09, Wis. Adm. Code.
3. Within 45 days of the date of this approval, Brown County shall supply the Department with a scaled map that shows the property boundaries as conveyed by the legislature in Section 1, Chapter 15, Laws of 1977; the boundaries of Renard Island, the appropriate ch. NR 140, Wis. Adm. Code, design management zone (DMZ) and the locations of all groundwater monitoring wells. The submittal shall include a completed version of form 4400-80, Groundwater Monitoring Well Information Form, containing the appropriate information for monitoring wells MW-5 through MW-10.
4. Closure of Renard Island shall be accomplished using the proposed "dry" sediment placement plan contained in the Closure Plan. This alternative includes dewatering outer harbor dredged material at the Bay Port Confined Disposal Facility (Bay Port) prior to using these sediments to close Renard Island. Previously dewatered dredged material currently contained at Bay Port or



uncontaminated upland soils as approved by the Department may be used to achieve final waste grades at Renard Island. For the purposes of this approval, final waste grades shall be defined as the surface elevation of dredged material that is 2.5 feet below the final grade elevations identified on Plan Drawing No. 4 of the Closure Plan.

5. The proposed “direct” sediment placement plan alternative may not be used for closure of Renard Island as contained in the Closure Plan. This alternative included mechanically dredging sediments and transporting via barge to Renard Island for unloading and direct placement of material on the island without dewatering.
6. Final cover placement shall begin no later than three (3) years from the date of this approval and all major aspects of closure construction completed within five (5) years from the date of this approval.
7. The weir structure at the east central periphery of Renard Island shall be properly abandoned during closure of the facility. Documentation of this abandonment shall be included with the final construction documentation report required under Condition No. 18 of this approval.
8. Only those dredged materials from the outer harbor of the Green Bay Navigational Channel, defined as those sediments dredged beyond Long Tail Point, or uncontained upland soils as approved by the Department shall be used for the 2.5 foot final cover layer.
9. Dredged materials from the outer harbor to be used in the 2.5 foot final cover layer shall be tested for the following parameters at a minimum frequency of one sample every 10,000 cubic yards and submitted to the Department for review and concurrence prior to beginning placement of the cover layer soils.
  - a. Arsenic
  - b. Dioxins/furans (specifically, 2,3,7,8-TCDD and 2,3,7,8-TCDF)
  - c. DDT (dichlorodiphenyltrichloroethane) and its metabolites (DDD and DDE)
  - d. Dieldrin
  - e. Lead
  - f. Mercury
  - g. Polychlorinated Biphenyls (both total PCBs and selected congeners)

These samples shall be collected from the dewatered outer harbor material at Bay Port prior to excavation and transport to Renard Island for use as final cover material.

10. All dredged material and/or upland soils used in the 2.5 ft. final cover layer at Renard Island shall contain contaminant concentrations below those listed in the following table:

Contaminant	Concentration
Arsenic	9.8 mg/kg
Dioxins/furans (TEQ) <sup>1</sup>	0.05 ug/kg
DDT and its metabolities (DDD & DDE)	4.2 ug/kg
Dieldrin	1.9 ug/kg
Lead	36 mg/kg
Mercury	1.1 mg/kg
Polychlorinated biphenyls (PCBs)	0.4 mg/kg

1. Toxicity equivalent (TEQ) is calculated by multiplying the exposure level of a particular dioxin-like compound by its toxicity equivalency factor (TEF). TEFs are based on congener-specific data and the assumption that the aryl hydrocarbon (Ah) receptor-mediated toxicity of dioxin-like chemicals is additive.

11. The entire area previously used for sediment disposal purposes on Renard Island shall be covered with at least 2 feet of compacted outer harbor dredged material or uncontaminated upland soils approved by the Department having a saturated hydraulic conductivity of  $1 \times 10^{-5}$  cm/sec or less, when compacted to required moisture contents and densities based on the

- modified Proctor method, standard Proctor method, or a line of optimums method approved by the Department. The final grades shall be sloped adequately to allow storm water runoff.
12. The 2-foot component of the final cover system shall be constructed in the following manner:
    - a. All material used in the 2-foot cover layer shall be constructed in lift heights no greater than 6 inches after compaction using footed compaction equipment having feet at least as long as the loose lift height. As needed, the dredged material shall be disked or otherwise mechanically processed prior to compaction to break up clods and allow for moisture content adjustment. All compaction equipment utilized shall have a minimum static weight of 30,000 pounds. Alternative procedures or equipment may be proposed for approval by the Department.
    - b. A sufficient number of passes of the compaction equipment shall be made over each lift of dredged material to ensure compaction to meet 90% modified Proctor or 95% standard Proctor densities.
  13. The finished surface of the 2-foot compacted cover layer shall be covered with a minimum of 6 inches of topsoil or dewatered outer harbor dredged materials having contaminant concentrations below those listed in Condition No. 10 of this approval.
  14. Within one (1) year of the date of this approval, the Department shall be provided with an anticipated timeline for closure construction and supporting plan drawings indicating the progression of each approximate 10-acre phase of final cover construction.
  15. After beginning placement of dredged materials on Renard Island, a written annual report shall be submitted to the Department no later than April 30 of each year summarizing closure construction activities from the previous calendar year.
  16. A dust mitigation plan shall be prepared and submitted to the Department for concurrence prior to beginning placement of dewatered dredged material on Renard Island.
  17. A fast growing seed mixture shall be applied to any exposed sediments no later than October 15 of each year during placement of dewatered dredged material on Renard Island to minimize erosional losses of sediments.
  18. Within 90 days of completing closure construction, a construction documentation report shall be submitted to the Department for review and approval in accordance with Ch. NR 516, Wis. Adm. Code.
  19. An erosion control and stormwater management program shall be implemented in accordance with ss. NR 216.46 to 48, Wis. Adm. Code, and applicable construction site performance standards found under ss. NR 151.13 to 32, Wis. Adm. Code. The plan shall address all items contained in the attachment Erosion Control and Post Construction Storm Water Management Checklist. Additional information may be found on the Department's Storm Water Management Technical Standards Website: <http://www.dnr.state.wi.us/runoff/stormwater/techstds.htm>.
  20. An assessment shall be performed on post-construction best management practices with regard to the proposed final cover system for Renard Island. Exposure to contaminants shall be evaluated as part of the post-construction storm water management plan.
  21. The following activities shall be prohibited on the closed Renard Island unless specifically approved by the Department in writing:
    - a. Use of Renard Island for agricultural purposes.
    - b. Establishment or construction of any enclosed structures beyond those identified on Plan Drawing No. 3 of the Closure Plan.
    - c. Excavation of the 2.5 foot final cover layer or any underlying dredged material.
  22. Brown County shall conduct annual surface sediment monitoring at two locations in the perimeter drainage swale for a period of 5 years following closure and subsequent transfer of ownership by the USACE. The locations shall coincide with the steepest outslope of the cover near the northwest and southwest edges of the facility. A plan drawing shall be included in the final cover construction documentation report that identifies these two sampling locations. The sediment samples shall be analyzed for the following parameters:

- a. Arsenic
- b. Lead
- c. Mercury
- d. PCBs

Results of this monitoring shall be included with the required annual report required under Condition No. 23 of this approval.

- 23. Brown County shall inspect Renard Island semi-annually for the first four years after final cover construction is completed and annually thereafter. The list of items inspected and recorded shall be those identified in Table 5-1 of the Closure Plan. The inspections shall be documented and a copy of the completed reports submitted to the Department in an annual report.
- 24. Upon completion of closure and transfer of ownership by the USACE, Brown County shall post fish consumption advisories in at least eight conspicuous locations around the island, including the proposed parking lot, park shelter, pier(s), and step stone terraces accessing the bay.
- 25. Brown County shall be responsible for the long-term care and maintenance of the closed Renard Island facility in perpetuity.
- 26. Brown County shall complete groundwater monitoring as directed below:
  - a. A groundwater sampling plan meeting the requirements of s.NR 507.16 shall be developed and submitted to the Department within 45 days. A low flow sample collection method shall be specified for use unless otherwise approved in writing by the Department.
  - b. Sampling shall be conducted on a semi-annual basis in the months of May and October.
  - c. Representative samples shall be collected from monitoring wells MW-3, MW-4, MW-4P, MW-6, and MW-10.
  - d. The samples collected shall be analyzed for total organic carbon (unfiltered sample), PCBs (using a method capable of quantifying specific congeners), arsenic, and mercury. Groundwater elevation measurements shall be made and reported. The color, odor, and turbidity shall be observed and reported with the samples. The level of detection and limit of quantification shall comply with those specified in ch. NR 140. The sample results shall be reported to the Department as specified in s.NR 507.26. A total PCB concentration shall be reported by summing the congeners.
  - e. A report evaluating groundwater quality shall be submitted to the Department after 5 years of samples have been collected after completion of closure activities. The report shall have a recommendation for future monitoring for the facility and justification for the schedule selected. Monitoring shall continue as directed above unless otherwise approved writing by the Department.
  - f. The report specified in item "e" above shall contain bar graphs of both percent PCBs and concentration of PCBs depicted on a homologue basis for each monitoring point.
  - g. The groundwater monitoring wells shall be improved as necessary to comply with requirements of ch. NR 141, Wis. Adm. Code.
  - h. All other aspects of the groundwater monitoring program shall comply with applicable ch. NR 507, Wis. Adm. Code, requirements.

In lieu of conducting semi-annual groundwater monitoring Brown County may choose to submit a workplan to the Department within 90 days of the date of this approval. The workplan shall propose additional investigation to confirm the presence or absence of PCBs in groundwater beneath the Renard Island CDF. The workplan shall include replacement of MW-4P with a new piezometer specially constructed to eliminate any possibility that the PCBs would be 'dragged' downward into the lakebed during borehole construction and additional groundwater quality sampling. The workplan shall include collection of samples from MW-4. The workplan shall also specify the minimum number of samples to be collected to allow the Department to make a

scientifically valid determination whether the sampling procedures or laboratory precision and accuracy are acceptable at a significance level of 0.05. If this alternative is selected a soil sample shall be collected at the depth of the new well screen for MW-4P and analyzed for PCB congeners. The workplan shall also include a proposed schedule for completion of the investigation.

27. Brown County shall electronically submit all previously collected groundwater monitoring data from Renard Island to the Department for inclusion in the Groundwater and Environmental Monitoring System (GEMS) database. The Department will provide Brown County with Point ID Numbers for the monitoring wells and parameter codes for the PCB congeners in a future mailing. Once Brown County receives this information, the groundwater monitoring data shall be submitted to the Department within 45 days of the date of receipt.

The Department reserves the right to require the submittal of additional information and to modify this approval at any time, if in the Department's opinion, modifications are necessary.

**No. 9h -- REPORT OF PUBLIC SAFETY COMMITTEE OF JUNE 4, 2008**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PUBLIC SAFETY COMMITTEE met in regular session on June 4, 2008, and recommends the following motions:

1. Review minutes and reports of:
  - a) Fire Investigation Task Force General Membership (3/6/08).
  - b) Fire Investigation Task Force Board of Directors (3/20/08).
  - c) Local Emergency Planning Committee (LEPC), 3/11/08 & 5/13/08.  
Receive & place on file items a-c.
2. Volunteers in Probation – Monthly Statistics (April 2008). Receive & place on file.
3. Ordinance re: To Amend Sec. 30.02 of the Brown County Code entitled “Ordinance Enforcement by Citation.” (Referred back to Committee from May County Board.) Committee approved. See Resolutions, Ordinances June County Board.
4. Clerk of Courts - Budget Status Financial Report for April 30, 2008. Receive & place on file.
5. Clerk of Courts - Director's report. Receive & place on file.
6. Public Safety Communications - Grant Application Review for Regional Mass Casualty Equipment from Office of Justice Assistance. Approve.
7. Public Safety Communications - Budget Status Financial Report for April 30, 2008. Receive & place on file.
8. Public Safety Communications - Request for Budget Transfer (#08-34): Increase in Expenditures with Offsetting Increase in Revenue: Senate Appropriations Award to FoxComm (\$444,269). Approve receipt of monies, however, address the FoxComm Agreement at the next meeting in one month.
9. Public Safety Communications - Director's report. Receive & place on file.
10. Sheriff - Communication from Supervisor Warpinski re: To direct the Brown County Sheriff to establish Facebook and MySpace groups for the Brown County Sheriff's Department. (Referred from May County Board.) Receive & place on file.
11. Sheriff- Communication from Supervisor Nicholson re: Review a possible ordinance on chaining dogs within the County of Brown. (Referred from May County Board.) Approve with a request the ordinance be reviewed by Assistant Corporation Counsel, Mark Schroeder. See Resolutions, Ordinances June County Board.

12. Sheriff - Communication from Supervisor Nicholson re: Review of Officer Van Vonderen Case. (Referred from May County Board.) (Addressed in Closed Session.)
13. **Closed Session:** Pursuant to Sec. 19.85(1)(b) concerning dismissal or discipline of a former public employee and the investigation of charges against such person over whom the Public Safety Committee once exercised responsibility and 19.85(1)(f) considering financial medical, social, or personal histories or disciplinary date of specific persons or considering the investigation or charges of any person referred to in such histories or data, or involved in such investigations. Review of pending case against a former officer.
  - a. Enter into closed session.
  - b. Return to regular order of business.
  - c. Receive & place on file.
14. Sheriff - Communication from Supervisor Knier re: Request the Sheriff's Department evaluate the extra fiscal impact to Brown County taxpayers for the Sheriff's Department to service the probation and parole office being erected in Ledgeview and scheduled to open in January 2009. (Referred from May County Board.) (Hold for one month.)
15. Sheriff - Key Factor Report 2008 with Jail Average Daily Population by month and overtime by expenditures by division/session 2008 – for May 2008 meeting. Receive & place on file.
16. Sheriff - Budget Status Financial Report for April 30, 2008. Receive & place on file.
17. Sheriff - report. Receive & place on file.
18. Circuit Courts, Medical Examiner & District Attorney - Budget Status Financial Report for April 2008. Receive & place on file.
19. Audit of bills. Approve audit of bills.

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

Approved by: \_\_\_\_\_ \s\ Tom Hinz, County Executive \_\_\_\_\_ Date: 6/25/2008

**No. 9i -- REPORT OF SPECIAL PUBLIC SAFETY COMMITTEE OF JUNE 11, 2008**

TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PUBLIC SAFETY COMMITTEE met in special session on June 11, 2008, and recommends the following motions:

1. Discussion and possible action on position of Management Information Specialist. (Referred to Special Executive Committee on June 18, 2008.) Send to Executive Committee and to approve to retain this employee.

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

Approved by: \_\_\_\_\_ \s\ Tom Hinz, County Executive \_\_\_\_\_ Date: 6/25/2008

**No. 10 -- RESOLUTIONS, ORDINANCES:**

**No. 10a -- RESOLUTION REGARDING: CHANGE IN TABLE OF ORGANIZATION HUMAN SERVICES DEPARTMENT**

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

Ladies and Gentlemen:

WHEREAS, the Brown County Human Services Department/Mental Health Center has a Nursing Services Administrator/Hospital position in Pay Grade 20 of the Administrative Classification and Compensation Plan; and

WHEREAS, this position was classified incorrectly during the 2005 budget process; and

WHEREAS, the Human Resources Department recommends that the position of Administrative Nursing Services Administrator/Hospital be returned to the appropriate Pay Grade 22 which supports the duties and responsibilities of the position; and

NOW, THEREFORE BE IT RESOLVED by the Brown County Board of Supervisors that it approves and authorizes a change in the Human Services Department table of organization to return the Nursing Services Administrator/Hospital to the proper Pay Grade 22 of the Administrative Classification and Compensation Plan as supported by the duties, salary history and regulatory standards per state guidelines.

**2008 Estimated Fiscal Impact:**

	<u>2008 (June – Dec.)</u>	<u>2008 (Annualized)</u>
Nursing Services Administrator/Hospital		
Grade 20, Step 6	\$(37,729.42)	\$(64,679.00)
Grade 22, Step 3	<u>37,916.67</u>	<u>65,000.00</u>
Salary Fiscal Impact	\$ 187.25	\$ 321.00
Fringe Benefit Fiscal Impact	\$ <u>35.67</u>	\$ <u>        </u>
<u>61.15</u>		
<b>Total Fiscal Impact:</b>	<b><u>\$ 222.92</u></b>	<b><u>\$ 382.15</u></b>

Respectfully submitted,  
ADMINISTRATION COMMITTEE  
EXECUTIVE COMMITTEE

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

Approved by: \_\_\_\_\_ \s\ Tom Hinz, County Executive \_\_\_\_\_ Date: 6/25/2008

**No. 10b -- RESOLUTION REGARDING: STEP INCREASE DUE TO SALARY COMPRESSION HUMAN SERVICES DEPARTMENT. (THIS RESOLUTION**



Ladies and Gentlemen:

WHEREAS, the 2008 Department of Administration budget includes funds allocated for the assistance in implementing the new financial system (ERP Project); and

WHEREAS, the Director of Administration has evaluated the financial resources and the market availability of limited-term and temporary personnel.

WHEREAS, the current department staffing levels are required to maintain the current financial reporting needs of the County. The limited term employees will assist current staff with daily duties, allowing current employees to participate in the implementation of the financial system.

WHEREAS, after a thorough review by the Human Resources Department and Department of Administration it recommends the addition of the following limited term positions to the Table of Organization: (1) FTE Financial System Project Manager; (2) FTE Financial System Project Team, (1) FTE Accountant; (1) FTE Account Clerk; (1) FTE Student Intern.

NOW, THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors that it hereby approves the addition of the following limited term positions to the Department of Administration Table of Organization: (1) FTE Financial System Project Manager; (2) FTE Financial System Project Team, (1) FTE Accountant; (1) FTE Account Clerk; (1) FTE Student Intern. The Limited Term positions referenced above would be hired for the duration of the Financial Systems Project.

**Fiscal Impact:**

Position Title	FTE	Grade	Addition/Deletion	Salary	Fringe	Total
Project Manager (LTE)	1	25	Addition	\$ 53,700.67	\$10,740.13	\$ 64,440.80
Project Team (LTE)	2	17	Addition	\$ 73,538.67	\$ 6,912.63	\$ 80,451.30
Accountant (LTE)	1	16	Addition	\$ 32,666.00	\$ 6,533.20	\$ 39,199.20
Account Clerk (LTE)	1	08	Addition	\$ 22,484.00	\$ 2,113.50	\$ 24,597.50
Student Intern (LTE)	1	-	Addition	\$ 10,746.67	\$ 1,010.19	\$ 11,756.86
<b>Fiscal Impact</b>	-	-	-	<b>\$193,136.01</b>	<b>\$27,309.65</b>	<b>\$220,445.66</b>

Fiscal Impact is based on 8 months of employment in 2008

Respectfully submitted,  
 ADMINISTRATION COMMITTEE  
 EXECUTIVE COMMITTEE

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

Approved by:           /s\          Tom Hinz, County Executive           Date: 6/25/2008

**No. 10d -- ORDINANCE REGARDING: TO AMEND SEC. 30.02 OF BROWN COUNTY CODE ENTITLED “ORDINANCE ENFORCEMENT BY CITATION.”**

THE BROWN COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:





Ordinance Number	Offense	Deposit	Sec. 757.05 (1)(a) 26% Penalty	Court Costs & Asses.	Jail Fees*	Total Cash	Asses.
8.20	Parks/Camping	40.00	10.40	113.00	10.00	173.40	
8.21	Metal Detectors	20.00	5.20	113.00	10.00	148.20	
8.22	Additional Rules & Regulations	40.00	10.40	113.00	10.00	173.40	
8.225	Parks/Noise	60.00	15.60	113.00	10.00	198.60	
8.23(2)	Golf Course Regulations	40.00	10.40	113.00	10.00	173.40	
8.23(3)	Golf Course/Interference Permittees	100.00	26.00	113.00	10.00	249.00	
8.23(4)	Golf Course/Use of Liquor	100.00	26.00	113.00	10.00	249.00	
8.23(5)	Golf Course/Disorder Conduct	100.00	26.00	113.00	10.00	249.00	
11.01	Private Sewage System Regulation	500.00	130.00	113.00	10.00	753.00	
11.20							
12.01	Solid Waste Disposal Operations	1000.00	260.00	113.00	10.00	1383.00	
12.03							
12.04	Recycling Centers	200.00	52.00	113.00	10.00	375.00	
13.03	Abandoned Vehicle (Parking Ticket \$10.00 + Wrecker Bill)	N/A	N/A	N/A	N/A	N/A	
21.00	Subdivision & Plotting Regulations	400.00	104.00	113.00	10.00	627.00	
22.00	Shorelands and Floodplains	175.00	45.50	113.00	10.00	343.50	
24.00	Airport Zoning Districts	150.00	39.00	113.00	10.00	312.00	
25.07(2)	Airport Traffic Regulations & (4)	150.00	39.00	113.00	10.00	312.00	
25.07(3)	Airport Traffic Regulations (Speed)	50.00	13.00	113.00	10.00	186.00	
25.09	Conveyors of Public Transport.	50.00	13.00	113.00	10.00	186.00	
25.10	Literature & Newspaper Rack Prohibitions	50.00	13.00	113.00	10.00	186.00	
25.11(1)	Airport Security thru (4)	100.00	26.00	113.00	10.00	249.00	
30.01	Private Alarm Systems	100.00	26.00	113.00	10.00	249.00	
31.01	Resisting or Obstructing Officer	100.00	26.00	113.00	10.00	249.00	
31.02	Disorderly Conduct	100.00	26.00	113.00	10.00	249.00	
31.03	Prohibited Operation on Icebound Waters	50.00	13.00	113.00	10.00	186.00	
31.045	Prohibited/Vehs Snomo Trails	50.00	13.00	113.00	10.00	186.00	
31.05	Litter from Vehicles (To Solid Waste Site)	50.00	13.00	113.00	10.00	186.00	
31.06	Trespass to Dwelling	100.00	26.00	113.00	10.00	249.00	
31.07	Petty Theft		(SEE GRADUATED SCALE)				
31.08	Damage to Property	100.00	26.00	113.00	10.00	249.00	
31.09	Shoplifting		(SEE GRADUATED SCALE)				
31.11	Restaurant Keeper	100.00	26.00	113.00	10.00	249.00	
31.12	Worthless Checks	200.00	52.00	113.00	10.00	375.00	
31.13	Trespass to Land	50.00	13.00	113.00	10.00	186.00	
31.15	Unlawful Use of Telephone	100.00	26.00	113.00	10.00	249.00	
31.15	Unlawful Use of Telephone (2nd Violation within 4 years)	200.00	52.00	113.00	10.00	375.00	
31.16(1)	Arena/Intoxicants at Brown & (2) County Arena	25.00	6.50	113.00	10.00	154.50	
31.17	Arena/Smoking At Brown Co. Arena	25.00	6.50	113.00	10.00	154.50	
31.18	Truancy	20.00	5.20	113.00	10.00	148.20	
31.19	Possession of Marijuana	50.00	13.00	113.00	10.00	186.00	
31.20	Sale or Gift of Cigarettes/ (except) Tobacco products	100.00	26.00	113.00	10.00	249.00	
31.20(2)	Signs as to tobacco vending machines - \$25.00 ticket	N/A	N/A	N/A	N/A	N/A	

<u>Number</u>	<u>Offense</u>	<u>Deposit</u>	<u>Asses.</u>	<u>Fees*</u>	<u>Asses.</u>	
32.00	Equal Oppts Housing	100.00	26.00	113.00	10.00	249.00
33.00	Public Assemblages	2000.00	520.00	113.00	20.00	2643.00
34.04	Clean Indoor Air	25.00	6.50	113.00	10.00	154.50
340.0011	Disorderly Conduct W/ Motor	50.00	13.00	113.00	10.00	186.00
340.0011	Vehicle (2nd Violation within 2 Years)	100.00	26.00	113.00	10.00	249.00
37.00	Public Health Regulations	175.00	45.50	113.00	10.00	343.50
38.00	Public Health Nuisance	175.00	45.50	113.00	10.00	343.50
39.00	Noise Control	175.00	45.50	113.00	10.00	343.50
40.00	Tattoo health & Sanitary req.	100.00	26.00	113.00	10.00	249.00

**GRADUATED SCALE**

<u>Value of Property</u>	
.01 - 10.00	40.00
10.01 - 50.00	60.00
50.01 - 100.00	132.00
100.01 - 200.00	200.00

\* Includes Court Costs (\$25.00), Justice Information fee (\$12.00), Crime Lab and Drug Assessment (\$8.00), plus Court Support fee (\$68.00).

**No. 10e -- RESOLUTION REGARDING: REQUESTING EXEMPTION FROM THE REQUIREMENT OF APPLYING THE STATE FLOOD PROTECTION ELEVATION FOR THE PROPOSED FEMA WAVE RUN UP STUDY IN THE TOWNSHIPS OF GREEN BAY AND SCOTT**

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

Ladies and Gentlemen:

WHEREAS, it is the responsibility of the County Zoning Department to enforce federal and state flood plain zoning regulations; and

WHEREAS, the goal of the proposed flood plain maps is to identify areas of flood risk in Brown County; and

WHEREAS, finishing two feet above the 100-year wave run up study appears to be overly excessive and will cause undue hardship to property owners in the townships of Green Bay and Scott; and

WHEREAS, the Planning, Development and Transportation Committee of the Brown County Board of Supervisors is requesting exemption from the requirement of applying the flood protection elevation for the proposed FEMA wave run up study in the townships of Green Bay and Scott.

NOW, THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors that it requests relief from the application of the flood protection elevation to the proposed FEMA 100-year wave run up study as it applies in the townships of Green Bay and Scott; and

BE IT FURTHER RESOLVED, that the Brown County Clerk is hereby directed to mail copies of this resolution to Senator Alan Lasee, Representative Garey Bies, and Gary Heinrichs--DNR Senior Floodplain Manager.

