

PROCEEDINGS OF THE BROWN COUNTY BOARD OF SUPERVISORS
DECEMBER 19, 2001

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, December 19, 2001, at 7:00 p.m.**, in the Legislative Room, 100 North Jefferson Street, Green Bay, Wisconsin.

The following matters will be considered:

Call to order.

Invocation.

Pledge of Allegiance to the Flag.

Opening Roll Call:

Present: Antonneau, Bunker, Krueger, Hansen, Queoff, Vanden Plas, Collins, Clancy, Fleck, Watermolen, Schillinger, Schadewald, Schmitz, Schmitt, Haefs, Kaye, Bicoy, Johnson, Kuehn, Marquardt, Zima, Moynihan, Simons, Williquette

Total Present: 24

No. 1 -- Adoption of Agenda.

A motion was made by Supervisor Krueger and seconded by Supervisor Schmitz to adopt the agenda as modified. Vote taken. Motion carried unanimously with no abstentions.

No. 2 -- Approval of minutes of County Board Meeting of November 12, 2001.

A motion was made by Supervisor Bunker and seconded by Supervisor Antonneau to adopt the minutes. Vote taken. Motion carried unanimously with no abstentions.

No. 3 -- Announcements of Supervisors. None.

No. 4 -- Communications. None.

No. 5 -- Late Communications. None.

No. 6 -- Appointments by County Executive.

No. 6a -- Reappointment of Jim Rasmussen and Bruce Robertson to Solid Waste Management Board.

A motion was made by Supervisor Krueger and seconded by Supervisor Johnson to adopt. A motion was made by Supervisor Schmitz and seconded by Supervisor Zima to send these reappointments back to the County Executive and ask for replacements. Vote taken to refer back to County Executive. Ayes: 14; Nays: 10. Motion to refer adopted.

No. 6b -- Appointment of David Tellock (Public Safety Communications Director), Kay Lund (Budget & Policy Analyst, Department of Administration); and reappointment of Lynn Schwarm and Mike Hronek to Land Information Office Board.

A motion was made by Supervisor Vanden Plas and seconded by Supervisor Fleck to approve. Vote taken. Motion carried. Supervisor Zima voted no on Kay Lund appointment.

No. 6c - Appointment of Alem Asres, James Coates, Rodney Cotillier, Dennis Folz, Ka Youa Kong, Paul Linzmeyer, Yoland Lisowa, Fred Muscavitch, Beverly Skenandore to Brown County Diversity Affairs Council.

A motion was made by Supervisor Krueger and seconded by Supervisor Clancy to approve. Vote taken. Motion carried unanimously with no abstentions.

No. 7a -- Report by County Executive.

The County Executive had no report but wished everyone a Merry Christmas.

No. 7b -- Report by Board Chairman.

Chairman Watermolen wished Supervisor Bunker and Supervisor Hansen a Happy Birthday.

i) Report on tour of Mental Health Centers in Outagamie and Manitowoc Counties.

Supervisor Bunker spoke on the tour.

Supervisor Kaye reported the trip was refreshing and very informational to those in attendance.

ii) Chairman Watermolen reported the next Tour of Mental Health Centers will be on January 5th, to the Waukesha facility.

No. 8 -- Other Reports.

No. 8a -- Treasurer's Financial Report for the Month of September 2001.

BROWN COUNTY TREASURER'S FINANCIAL REPORT FOR THE MONTH OF SEPTEMBER

Following is a statement of the County Treasurer of the Cash on Hand and in the General Account of the Brown County Treasurer as of September 30, 2001:

Associated Bank	\$	1,168,827.87
Wisconsin Development Fund		0.00
Sweep Account (Repurchase Agreements)		633,065.86
Deposits in Transit		27,457.76

Emergency Fund	72,605.49
Non-sufficient Fund Checks Redeposited	0.00
PBA Sweep Account	(303,824.37)
Deposit Adjustment	0.00
Bank Error(s)	0.00
Total	<u>1,598,132.61</u>
Less Outstanding Checks	(2,269,610.47)
Other Reconcilable Items	<u>0.00</u>
Balance Per Cash Book	\$ (671,477.86)

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 September 30, 2001:

Year-to-Date Interest Received – Prior Month	\$ 4,086,551.66
Interest Received – Current Month	<u>497,612.71</u>
Year-to-Date Interest Received on Unrestricted Funds	\$ 4,584,164.37
Working Capital Reserves Invested	\$ 103,318,547.23
Restricted Investments	<u>7,156,506.75</u>
Total funds invested	\$ 110,475,053.98

I, Kerry M. Blaney, Brown County Treasurer, do hereby certify that the above statement of Cash on Hand and in the General Account as of September 30, 2001, and the statement of Investments for the month of September, have been compared and examined, and found to be correct.

 /s\ Kerry M. Blaney
County Treasurer

A motion was made by Supervisor Zima and seconded by Supervisor Hansen to receive and place on file. Vote taken. Motion carried unanimously to receive and place on file.

Approved by: /s\ Nancy J. Nusbaum, County Executive Date: 1/7/2002

No. 9 -- Standing Committee Reports.

No. 9a -- REPORT OF ADMINISTRATION COMMITTEE OF DECEMBER 6, 2001

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The ADMINISTRATION COMMITTEE met in regular session on December 6, 2001, and recommends the following motions:

1. Review minutes of:
 - a. Housing Authority (10/15/01). Receive and place on file.
2. Update on remodeling of Council Chambers at City Hall. (Held from previous meeting.) To hold.
3. Ordinance regarding: Amending Section 3.01 of the Brown County Code Relating to Public Works Projects. (Held from previous meeting.) Committee approved. See Resolutions, Ordinances December County Board.
4. Request for Budget Transfer: Interdepartmental Transfer: Request to increase expenditures for wages and fringes to hire one officer for Town of Suamico for 2002: Salaries \$31,550; Fringes \$13,568; Federal Grants \$36,000; transfer from General Fund \$9,118. (Referred from Public Safety Committee.) Approve.
5. Clerk – Third Quarter 2001 Objective Monitoring Report. Receive and place on file.
6. Corporation Counsel – Third Quarter 2001 Objective Monitoring Report. Receive and place on file.
7. Facility Management – Third Quarter 2001 Objective Monitoring Report. Receive and place on file.
8. Facility Management – Monthly Activity Report. Receive and place on file.
9. Treasurer – Treasurer’s Financial Report for the month of September 2001. Receive and place on file.
10. ** Treasurer – Opening of tax deed bids on parcel #AL 1295-11. Accept bid of Mark & Kristin Kruzicki in the amount of \$2,600.
- ** **Item #10 referred back to the Administration Committee as per the County Board on December 19, 2001.**
11. Treasurer – Third Quarter 2001 Objective Monitoring Report. Receive and place on file.
12. Human Resources – Request for Budget Transfer: Reallocation of Salaries and Fringe Benefits to another major budget category except contracted services, or reallocation to Salaries and Fringe Benefits from another major budget category except contracted services (\$3,000). Approve.
13. Human Resources – Human Resources Monthly Committee Report (November 2001). Receive and place on file.
14. Human Resources – Progress Report of the City/County Human Resources Department. Receive and place on file.
15. Human Resources – Third Quarter 2001 Objective Monitoring Report. Receive and place on file.
16. Department of Administration – 2001 Budget Transfer Log. Receive and place on file.
17. Department of Administration – Monthly Activities Report (October 22 through November 23, 2001.) Receive and place on file.
18. Department of Administration Finance – Third Quarter 2001 Objective Monitoring Report. Receive and place on file.
19. Department of Administration – Information Services: Request for Budget Transfer (#01-83): Increase in Expenditures with Offsetting Increase in Revenue: Library funds for technology and new East Branch Computer \$17,600. Approve.

20. Department of Administration – Information Services: Request for Budget Transfer (#01-84): Increase in Expenditures with Offsetting Increase in Revenue: PC for CTP in Human Services \$1,800. Approve.
21. Department of Administration – Information Services: Request for Budget Transfer (#01-90): Increase in Expenditures with Offsetting Increase in Revenue: Airport purchase of PC and printer for Maintenance Shop \$1,900. Approve.
22. Department of Administration – Information Services: Request for Budget Transfer (#01-91): Increase in Expenditures with Offsetting Increase in Revenue: Human Services computer equipment for 3 social worker positions. \$10,761. Approve.
23. Department of Administration – Information Services: Request for Budget Transfer (#01-98): Increase in Expenditures with Offsetting Increase in Revenue: Health Department to purchase 3 computers and software to be used in administration of Consolidated Contract programs, \$6,500. Approve.
24. Department of Administration – Information Services: Request for Budget Transfer (#01-104): Increase in Expenditures with Offsetting Increase in Revenue: Register of Deeds replace 7 cornerstone 20/70 color computer monitors (Revenue: \$6,230; IS Services Non-Outlay \$6,230). Approve.
25. Department of Administration – Information Services: Third Quarter 2001 Objective Monitoring Report. Receive and place on file.
26. Audit of Bills. Pay the bills.

A motion was made by Supervisor Clancy and seconded by Supervisor Schadewald to adopt. Supervisor Haefs requested item #10 be voted separately. Remainder of report adopted unanimously with no abstentions.

Item #10 – Treasurer – Opening of tax deed bids on parcel #AL 1295-11. Committee action: To accept bid of Mark and Kristin Kruzicki in the amount of \$2,600.

A motion was made by Supervisor Schillinger and seconded by Supervisor Johnson to adopt.

A motion was made by Supervisor Haefs and seconded by Supervisor Antonneau to suspend the rules to allow interested parties to address the board.

Kim Brehmer, 2354 Serenade Lane, spoke in opposition of bidding process for parcel of land.

Supervisor Schadewald explained the complicated process of awarding this parcel. He felt the Committee acted in the best interest of continuity for the neighborhood.

Supervisor Antonneau asked for clarification of bidding process.

A motion was made by Supervisor Schmitt and seconded by Supervisor Collins to return to the regular order of business. Vote taken. Motion carried unanimously with no abstentions.

A motion was made by Supervisor Haefs and seconded by Supervisor Zima to accept the bid of \$4,511.00.

Supervisor Collins explained this is his District. He asked if this lot could be cut in half.

Supervisor Collins made a motion to refer back to Administration Committee.

A motion was made by Supervisor Krueger and seconded by Supervisor Queoff to suspend the rules to allow interested parties to address the board. Voice vote taken. Motion carried.

Kim Brehmer, asked if this lot could be built on? Corporation Counsel explained the Village of Allouez would have to decide.

A motion was made by Supervisor Zima and seconded by Supervisor Johnson to return to the regular order of business. Voice vote taken. Motion carried unanimously with no abstentions.

Supervisor Schillinger supports referral so all parties involved could attend the meeting.
Supervisor Zima doesn't support referral. He feels we must honor bidding process and take original highest bid.

Supervisor Marquardt is not in favor of the referral.

Supervisor Krueger, Supervisor Schmitt and Supervisor Schadewald asked for clarification; does the Administration Committee have final decision.

Ken Bukowski, Corporation Counsel clarified that the Administration Committee, by State Statute, has the authority to accept or reject the bids.

A motion was made by Supervisor Clancy and seconded by Supervisor Fleck to adopt the original motion from the Administration Committee.

Ken Bukowski, stated that the item would take 2/3 vote to suspend ordinance 3.04 of the County Code. An order to rescind Administration Committee decision is too late; therefore, the Administration Committee decision stands. He added this is before the County Board because it is part of the minutes of the Administration Committee.

Supervisor Schadewald, Chair of the Administration Committee, encouraged a yes vote.

Supervisor Bunker asked that "Most Advantageous" bid be explained in the future in its minutes, so all members understand.

Supervisor Clancy explained the process of the Administration Committee. He explained the Press Gazette published \$20,000 instead of \$2,000. This caused all the confusion.

Supervisor Kuehn said no action should be taken.

A motion was made by Supervisor Zima and seconded by Supervisor Collins to receive item #10 and request the Administration Committee consider reconsideration of their action for further discussion. Vote taken. Roll Call #9a:

Ayes: Antonneau, Krueger, Hansen, Zima, Vanden Plas, Collins, Watermolen, Schmitz, Schmitt, Haefs, Kaye, Bicoy, Johnson, Schillinger, Moynihan, Simons

Nays: Bunker, Queoff, Clancy, Fleck, Schadewald, Kuehn, Marquardt, Williquette

Total Ayes: 16 Total Nays: 8

Motion carried to refer item #10 back to Administration Committee.

Approved by: \s\ Nancy J. Nusbaum, County Executive Date: 1/7/2002

No. 9b -- REPORT OF EDUCATION AND RECREATION COMMITTEE OF DECEMBER 13, 2001

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The EDUCATION AND RECREATION COMMITTEE met in regular session on December 13, 2001, and recommends the following motions:

1. Review minutes of:
 - a) Green Bay Area Room Tax Commission (9/26/01 & 10/29/01).
 - b) Library Board (10/29/01).

Receive and place on file.

2. Arena/Expo Centre – Attendance Report (October and November 2001). Receive and place on file.
3. Museum – Visitor Count (October and November 2001). Receive and place on file.
4. Museum – Third Quarter 2001 Objective Monitoring Report. Receive and place on file.
5. Museum Director’s Report. To Accept.
6. Library – Third Quarter 2001 Objective Monitoring Report. Receive and place on file.
7. Library – Director’s Report. To accept.
8. Golf Course – Third Quarter 2001 Objective Monitoring Report. Receive and place on file.
9. Golf Course – Daily Financial and Attendance Report (11/11/01). Receive and place on file.
10. Golf Course – Request for Budget Transfer (#01-107): Interdepartmental Transfer: Golf Course requests \$57,000 be transferred from prior period earnings to professional services account to cover cost for architectural and engineering design services for a proposed new golf course clubhouse. (Funding to cover design development through construction documents.) Approve.
11. Golf Course – Discussion and request regarding formation of a golf course building subcommittee. No action.
12. Golf Course – Superintendent’s Report. To accept.
13. Parks – Communication from Supervisor Pat Schillinger regarding: Dog Park (Extend seasonal operation of pet exercise area to year-round). (Referred from November County Board.) Move forward with planning with the dog owner’s group to formulate some type of plan for a year-round pet area.
14. Parks – Discussion of a restroom building for Wrightstown Boat Landing. No action.
15. Parks – Discussion of the Mountain-Bay Trail/Wooddale overpass project. No action.
16. Parks – Request from Snowbirds Snowmobile Club to extend snowmobiling on the Village of Howard Portion of the Mountain Bay Trail. Grant snowmobile access as done on other portions of the trail (same rules and regulations) subject to approval from the Village of Howard and the Town of Pittsfield.
17. Parks – Approve Wisconsin Conservation Corp Grant – work plan. Approve.
18. Parks – Approve donation from Hazel Meyers to NEW Zoo – restricted cash. Approve.
19. Parks – Approve Wisconsin Public Service easement – Bay Shore County Park. Approve subject to condition that it is not an exclusive easement. Ayes: 4(Hansen, Kuehn, Johnson, Simons); Nays: 0; Abstain: 1 (Antonneau). Motion Carried.
20. Parks – Third Quarter 2001 Objective Monitoring Report. Receive and place on file.
21. Parks – Director’s Report. To accept.
22. Audit of bills. Pay the bills.

A motion was made by Supervisor Simons and seconded by Supervisor Hansen to adopt. Vote taken. Motion carried unanimously with no abstentions.

Approved by: \s\ Nancy J. Nusbaum, County Executive

Date: 1/7/2002

No. 9c -- **REPORT OF EXECUTIVE COMMITTEE OF DECEMBER 10, 2001**

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The EXECUTIVE COMMITTEE met in regular session on December 10, 2001, and recommends the following motions:

1. Review minutes of:
 - a) Legislative Sub-Committee minutes of 10/22/01 and 11/26/01). Approve.
 - b) Mental Health Center Review Subcommittee minutes of 11/5/01, 11/12/01 and 11/20/01. Approve.
2. Appointment of Alem Asres, James Coates, Rodney Cotillier, Dennis Folz, Ka Youa Kong, Paul Linzmeyer, Yolanda Lisowa, Fred Muscavitch, Beverly Skenandore to Brown County Diversity Affairs Council. Committee approved. See Appointments December County Board.
3. Resolution regarding: Increasing the Membership of the Brown County Diversity Affairs Council. Committee approved. See Resolutions, Ordinances December County Board.
4. Resolution regarding: Increase in Table of Organization for Town of Suamico Officer. (Referred from Public Safety Committee.) Committee approved. See Resolutions, Ordinances December County Board.
5. Communication from Supervisor Guy Zima regarding: Requesting a referendum question be placed on April 2002 ballot asking voters of Brown County as follows: "Shall Brown County bond for and build a new Mental Health Center at a cost not to exceed 39 million?" (Referred from November County Board.) Hold until January meeting.
6. Legislative Subcommittee report. (No report.)
7. Update of Mental Health Center design/review (Mike Stratman). No action.
8. County Executive report. (No report.)
9. **Closed Session:** For the purpose of deliberating whenever competitive or bargaining reasons require a closed session pursuant to Wisconsin State Statute 19.85(1)(e). In the alternative, the Executive Committee is meeting for the purpose of collective bargaining and is not subject to the Wisconsin open meetings law pursuant to 19.81(1) of the Wisconsin Statutes. (No Closed Session held.)
10. Appeal regarding: County Board Secretary position with regard to Class and Compensation Plan. Refer to Human Resources for appeal process and report back by February meeting.

A motion was made by Supervisor Schillinger and seconded by Supervisor Bunker to adopt. Vote taken. Motion carried unanimously with no abstentions.

Approved by: \s\ Nancy J. Nusbaum, County Executive

Date: 1/7/2002

No. 9c(i) -- **REPORT OF EXECUTIVE COMMITTEE AND MENTAL HEALTH CENTER REVIEW SUBCOMMITTEE JOINT SPECIAL SESSION ON DECEMBER 19, 2001**

TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The EXECUTIVE COMMITTEE AND MENTAL HEALTH CENTER REVIEW SUBCOMMITTEE met in **joint special** session on December 19, 2001, and recommend the following motions:

1. Review of Innovative Health Associates (IHA) current evaluation of Mental Health Center project pertaining to construction documents. Stop construction of document for up to 30 days.

Ayes: 5

(Executive Committee – Hansen, Schadewald, Watermolen, Kaye; MHC Review Sub Committee: Marquardt)

Nays: 4

(Executive Committee – Schillinger, Williquette, Bunker; MHC Review Sub Committee: Bicoy)

Motion Carried 5-4.

A motion was made by Supervisor Schmitt and seconded by Supervisor Kaye to adopt. Supervisors Collins, Kaye and Bunker explained their feelings on this motion. Supervisor Bunker urged Supervisors not to support this motion.

Supervisor Krueger is open to this motion.

A motion was made by Supervisor Bicoy and seconded by Supervisor Williquette “For the next 30 days, the County Board empower the Facilities Manager, with the advice of IHA, to limit the scope of work of the architectural firms to areas of the new Mental Health Facility that will be substantially unaffected by the independent review of IHA”.

Discussion followed.

Supervisor Zima urged the County not to compromise the work of the firm we hired.

Supervisor Haefs and Supervisor Schmitz supports 30 days (committee report).

Supervisor Marquardt will not support Supervisor Bicoy’s motion. She feels we must believe in the integrity of the group we hired.

Supervisor Collins said this is another delay. He feels Mark Keckeisen can work with this architect group.

Supervisor Bunker feels we could come to some agreement to continue.

Supervisor Bicoy said we all want savings but we are not asking for delays.

Supervisor Schillinger explained neither motion changes the point in order. We currently have an independent review. What are the consequences of a 30 day delay? Increased start of costs will be seen. He supports Supervisor Bicoy's compromise.

Supervisor Hansen said 30 days won't kill this project.

Mark Keckeisen, Facilities Director, commented that 90% of the architectural plans are done. Considerable amount of continuity will be lost by delaying the project for 30 days.

Supervisor Schadewald asked Mark Keckeisen how costs of delays will affect the county.

Mr. Keckeisen explained the danger is losing money on the project through loss of continuity of the team on the project; change of personnel can create new issues.

A motion was made by Supervisor Johnson and seconded by Supervisor Bicoy to suspend the rules to allow the architect to address the County Board. Vote taken. Motion carried unanimously with no abstentions.

Ken Friedmar, IHA, 180 Main St., Menasha, said there is plenty of work to be done. He stated that Supervisor Bicoy's compromise makes sense. He can keep his team intact.

A motion was made by Supervisor Schillinger and seconded by Supervisor Krueger to return to the regular order of business.

Supervisor Kaye can't support Supervisor Bicoy's motion. The idea is to get the cost of the project down.

County Executive, Nancy Nusbaum said this was brought up by Mark Keckeisen and we all have the same goal; to save money.

Vote taken on Supervisor Bicoy's motion. Roll Call #9c(i)1:

Ayes: Bunker, Krueger, Collins, Clancy, Fleck, Watermolen, Schadewald, Bicoy, Kuehn, Schillinger, Williquette

Nays: Antonneau, Hansen, Zima, Queoff, Vanden Plas, Schmitz, Schmitt, Haefs, Kaye, Johnson, Marquardt, Moynihan, Simons

Total Ayes: 11 Total Nays: 13

Motion defeated.

Vote taken on main motion to adopt as presented by committee report. Roll Call #9c(i)2:

Ayes: Antonneau, Hansen, Zima, Queoff, Vanden Plas, Clancy, Watermolen, Schadewald, Schmitz, Schmitt, Haefs, Kaye, Johnson, Kuehn, Marquardt, Schillinger Moynihan, Simons

Nays: Bunker, Krueger, Collins, Fleck, Bicoy, Williquette

Total Ayes: 18 Total Nays: 6

Motion carried.

Approved by: \s\ Nancy J. Nusbaum, County Executive

Date: 1/7/2002

No. 9d -- REPORT OF HUMAN SERVICES COMMITTEE OF NOVEMBER 12, 2001

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The HUMAN SERVICES COMMITTEE met in regular session on November 12, 2001, and recommends the following motions:

1. Review minutes of:
 - a) Human Services Board (10/8/01 and 11/1/01).
 - b) Homeless Issues and Affordable Housing Subcommittee (10/15/01).
 - c) Children with Disabilities Education Board (10/15/01).
 - d) Community Options Program Appeals Committee (10/22/01).
 - e) Aging Resource Center, Finance Committee (10/26/01).
 - f) Aging Resources Center Board Meeting (10/26/01).Approve items a-f.
2. Update on Mental Health Center construction method (Mark Keckeisen). Support the recommendation given by Mark Keckeisen.
3. Health Department – Request for Budget Transfer: Change in any item within Outlay account which requires the transfer of funds from any other major budget category or the transfer of Outlay funds to another major budget category: Purchase three computers and software to be used in administration of Consolidated Contract programs, revenue \$6,500; increase IS chargebacks \$6,500. Approve.
4. Health Department – Director’s report. No action.
5. Human Services Department – Request to Purchase Shelter Services for Families. Support request. Ayes: 6(Collins, Haefs, Fleck, Marquardt, Williquette, Clancy); Nays: 0; Abstain: 1(Bunker). Motion Carried.
6. Human Services Department – Director’s report. No action.
7. Audit of bills. Pay the bills.

A motion was made by Supervisor Haefs and seconded by Supervisor Marquardt to adopt. Vote taken. Motion carried unanimously with no abstentions.

Approved by: \s\ Nancy J. Nusbaum, County Executive

Date: 1/7/2002

No. 9e -- **REPORT OF PLANNING, DEVELOPMENT AND TRANSPORTATION COMMITTEE AND LAND CONSERVATION SUBCOMMITTEE OF NOVEMBER 28, 2001**

TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PLANNING, DEVELOPMENT AND TRANSPORTATION COMMITTEE AND LAND CONSERVATION SUBCOMMITTEE met in regular session on November 28, 2001, and recommend the following motions:

Land Conservation Subcommittee

1. Correspondence from Town of Eaton to Land Conservation regarding Animal Waste Management Ordinance Permit. Refer this to staff to work it out and then bring back to committee.
2. Correspondence from Natural Resources Conservation Services offering use of NRCS computer and attached acceptance form. Approve.
3. Resolution regarding: Brown County Participation in Conservation Reserve Enhancement Program (CREP) and attached draft contract between Brown County and Wisconsin Department of Agriculture, Trade and Consumer Protection (DATCP). Committee Approved. See Resolutions, Ordinances December County Board.
4. Wisconsin Land and Water Conservation Association Annual Conference Resolutions. Adopt resolutions according to how each one was acted on.
5. Request for payment for \$525 for cost share for Rob Juneau (cover crop) from Water Quality Payments account. Pay this.
6. Third Quarter Objective Monitoring Report. Receive and place on file.
7. Thursday Notes dated November 8, 2001. Receive and place on file.
8. Director's report. Receive and place on file.

Planning, Development and Transportation Committee

1. Review minutes of:
 - a) Planning Commission Board of Directors (10/3/01).
 - b) Sewage Plan Update Steering Committee (10/16/01).
 - c) Land Information Office Committee (9/19/01 and 11/7/01).
 - d) Brown County Subdivision Ordinance Update Review Committee (10/3/01 and 11/7/01).Receive and place on file a-d.
2. Reappointment of Jim Rasmussen and Bruce Robertson to Solid Waste Management Board. Pass this on with no action to County Board. See Appointments December County Board.
3. Appointment of David Tellock (Public Safety Communications Director), Kay Lund (Budget and Poilcy Analyst, Department of Administration); and reappointment of Lynn

- Schwarm and Mike Hronek to Land Information Office Board. Committee approved.
See Appointments December County Board.
4. Resolution regarding: Reclassification of Secretary II – Land Conservation to Land Conservation Clerk. Put this on agenda for next Land Conservation meeting.
 5. Planning Commission – Communication from Rita Coenen, Alternative Bridge Coalition regarding: Alternative Bridge. (Referred from November County Board.) Receive and place on file.
 6. Planning Commission – Discussion and action on update of proposals for marketing of county properties for potential site locations for wireless telecommunications tours. Bring this back when further information has been obtained.
 7. Planning Commission – Third Quarter 2001 Objective Monitoring Report. Receive and place on file.
 8. Airport – Third Quarter 2001 Objective Monitoring Report. Receive and place on file.
 9. Airport – Director’s Report. (No director’s report.)
 10. Register of Deeds – Request for Budget Transfer: Request to transfer \$6,230 from Register of Deeds revenue account to Information Services chargeback account for the replacement of seven computer monitors. Approved.
 11. Register of Deeds – Third Quarter 2001 Objective Monitoring Report. Receive and place on file.
 12. Register of Deeds – Director’s Report. No action.
 13. Highway – Discussion of weight limits on trucks using county highways and Class B posted highways. Send this issue to Legislative Subcommittee and direct Roger Kolb to work on obtaining an exemption to allow the use of I-43 for hauling compacted garbage.
 14. Highway – Resolution regarding: Authorizing a jurisdictional transfer of STH 57, from CTH “A” to CTH “T” to the County Trunk Highway System. Committee approved. See Resolutions, Ordinances December County Board.
 15. Highway – Resolution regarding: Authorizing jurisdictional revisions to CTH “T” and CTH “K” as a result of STH 57 reconstruction. Committee approved. See Resolutions, Ordinances December County Board.
 16. Highway – Third Quarter 2001 Objective Monitoring Report. Receive and place on file.
 17. Highway Commissioner’s report. No action.
 18. UW-Extension – Owner’s Claim for Damages to Animals, Gary T. Klug. (Held from previous meeting.) Approve the claim. Ayes: 3(Antonneau, Williquette, Vanden Plas); Nays: 1(Schmitz); Excused: 1(Bicoy). Motion Carried.
 19. UW-Extension – Approve request to obtain approximately \$18,500 from UW-Extension (Madison) for the UW-Extension Community Gardens Program. Approve.
 20. UW-Extension – Update on the gypsy moth control program in Brown County by Paul Hartman, UW-Extension Horticulture Agent. Hold until next meeting.
 21. UW-Extension – Third Quarter 2001 Objective Monitoring Report. Receive and place on file.
 22. UW-Extension Director’s Report. (No report.)
 23. Land Information Office – Approval to allocate \$2,200 using the new “Public Access” fees in order to relocate Laredo computer server from Fidler-Doubleday to Brown County. Approve.

24. Port and Solid Waste – Third Quarter 2001 Objective Monitoring Report. Receive and place on file.
25. Survey – Third Quarter 2001 Objective Monitoring Report. Receive and place on file.
26. Zoning – Third Quarter 2001 Objective Monitoring Report. Receive and place on file.
27. Audit of bills. Pay the bills.

A motion was made by Supervisor Antonneau and seconded by Supervisor Vanden Plas to adopt. Vote taken. Motion carried unanimously with no abstentions.

Approved by: \s\ Nancy J. Nusbaum, County Executive

Date: 1/7/2002

No. 9f -- REPORT OF PUBLIC SAFETY COMMITTEE OF DECEMBER 5, 2001

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PUBLIC SAFETY COMMITTEE met in regular session on December 5, 2001, and recommends the following motions:

1. Review minutes of:
 - a) Emergency Medical Services Council (9/26/01). Held from previous meeting.
 - b) Emergency Medical Services Council Executive Committee (9/26/01). Held from previous meeting.
 - c) Local Emergency Planning Committee (11/13/01).
Receive and place on file items a-c.
2. Clarification in regard to Level II Trauma Centers (regarding nos. 4a and 4b above.)
Receive and place on file.
3. Communication from Wisconsin Emergency Management regarding: Review of quarterly reports by County Directors of Emergency Management for fourth quarter period of July through September 2001. Receive and place on file.
4. Public Safety Communications – Request for Budget Transfer: Increase in Expenditures with Offsetting Increase in Revenue: Hazmat Board of Directors requests purchase of outlay item. One decontamination shower for \$10,500. Increase \$10,500 in Outlay and increase \$10,500 in Fund Balance applied-revenue from Special Revenue Fund Balance.
Approve.
5. Public Safety Communications – Third Quarter 2001 Objective Monitoring Report.
Receive and place on file.
6. Clerk of Courts – Third Quarter 2001 Objective Monitoring Report. Receive and place on file.
7. Clerk of Courts Statistics ending October 1, 2001. Receive and place on file.
8. Medical Examiner – Third Quarter 2001 Objective Monitoring Report. Receive and place on file.

9. Sheriff – Resolution regarding: Increase in Table of Organization for Town of Suamico Officer. Committee approved. (Referred to Executive Committee.) See Resolutions, Ordinances December County Board.
10. Sheriff – Resolution regarding: 2001 County-Tribal Law Enforcement Grant. Committee approved. See Resolutions, Ordinances December County Board.
11. Sheriff – Ordinance regarding: To Amend Sec. 30.02 of the Brown County Code – Schedule of Deposits. Forward this to County Board without a recommendation and direct Sheriff Hinz to get some information on how the rates were set and what the increases were. See Resolutions, Ordinances December County Board.
12. Sheriff – Request for Budget Transfer: Increase in Expenditures with Offsetting Increase in Revenue: Request to participate in jail literacy grant program for 2002: donations \$4,875; grant revenue \$48,750; contracted services \$53,625. Approved.
13. Sheriff – Request for Budget Transfer: Interdepartmental Transfer: Request to increase expenditures for wages and fringes to hire one officer for Town of Suamico for 2002: Salaries \$31,550; Fringes \$13,568; Federal Grants \$36,000; transfer from General Fund \$9,118. (Referred to Administration Committee.) Approved.
14. Sheriff – Request for Budget Transfer: Change in any item within Outlay account which requires the transfer of funds from any other major budget category or the transfer of Outlay funds to another major budget category: Request to transfer dollars originally budgeted in equipment budget line to outlay budget line to facilitate purchase of Varda alarm system funded by the 2001 County/Tribal Law Enforcement grant: Decrease \$3,000; Increase \$3,000. (Sheriff Hinz stated this item does not need approval.)
15. Sheriff – Jail Population and Overtime Report. Receive and place on file.
16. Sheriff – Third Quarter 2001 Objective Monitoring Report. Receive and place on file.
17. Sheriff's report. Receive and place on file.
18. **Closed Session:** Pursuant to Section 19.85 (1)(c) considering employment, promotion, compensation, or performance evaluation date of a public employee over which the Committee has jurisdiction or exercises responsibility. (No Closed Session held.)
19. Audit of bills. Pay the bills.

A motion was made by Supervisor Schmitt and seconded by Supervisor Kaye to adopt. Vote taken. Motion carried unanimously with no abstentions.

Approved by: /s\ Nancy J. Nusbaum, County Executive

Date: 1/7/2002

No. 10a -- ORDINANCE REGARDING: AMENDING SECTION 3.01 OF THE BROWN COUNTY CODE RELATING TO PUBLIC WORKS PROJECTS

THE BROWN COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

Section 1 - Section 3.01 of the Brown County Code of Ordinances entitled PUBLIC WORKS is hereby amended to read as follows:

3.01 PUBLIC WORKS PROJECTS. (1) Public Work, How Done. All public work undertaken by Brown County or any agency thereof, including any contract for the construction, repair, remodeling, or improvement of any public work,

building or furnishing of supplies or materials of any kind where the estimated cost of such work will exceed ~~\$20,000~~ \$25,000, shall be let by contract to the lowest responsible bidder. Any public work, the estimated cost of which does not exceed ~~\$20,000~~ \$25,000, once the funds have been provided by the County Board by either the budgetary or transfer process, shall be let by the Committee, Commission, Board or Agency to whom the money has been appropriated without further action by the County Board. If the estimated cost of any public work is between \$5,000 and ~~\$20,000~~ \$25,000, the County shall give a Class 1 notice under ch. 985, Stats., before it contracts for the work or shall contract with a person qualified as a bidder under s. ~~66.29 (2), Stats.~~ 66.0901 (2), Stats. A contract, the estimated cost of which exceeds ~~\$20,000~~ \$25,000 shall be let and entered into under s. ~~66.29~~ 66.0901, excepting that the County Board may be a three-fourths vote of all the members entitled to a seat, provide that any class of public work or any part thereof may be done directly by the County without submitting the same for bids. This subsection does not apply to highway contracts which the County Highway Officials or employees are authorized by law to let or make. (~~Sec. 59.08, Wis. Stats.~~) (Sec. 59.52 (29), Wis. Stats.)

(1)(a) Procedures for Change Orders to Public Works Contracts. Whenever it becomes necessary that a change order to a public works project contract be authorized on public work projects undertaken by Brown County or any agency thereof, the following procedures shall be utilized.

As provided in ~~Sec. 59.08, 59.52 (29), Stats., and Sec. 56.29, 66.0901, Stats.~~ all public works contracts entered into by Brown County must be awarded to the lowest responsible bidder. In order to monitor any contract amendments causing changes in the contract price relating to change orders for work to be performed by the contractor selected, the ~~Superintendent of Buildings and Grounds~~ Facilities Director shall report all change orders to the relevant standing committee of the County Board of Supervisors. Those change orders which would change the cost of the public works project contract in excess of \$10,000.00 or 25% of the contract price of the public works project, whichever is less, must receive prior approval of such appropriate standing committee.

The County Executive shall have the authority to authorize change orders in emergency situations without prior approval of such appropriate standing committee but upon conferral with the County Board Chair and Chairman of the appropriate standing committee. In those situations where the public works project is governed by other specific statutory authority, the procedures set forth herein do not apply.

(b) Bid Modifications. When the County bids a public work, pursuant to ~~Sec. 59.08 59.52(29), Stats.,~~ and the low bidder wishes to increase its bid after the bids have been opened, the Administration Committee shall be informed of this

request and shall consider the matter before a decision is made on awarding that portion of the bid.

(2) Public Emergencies. The provisions of subsection (1) above are not mandatory for the repair or reconstruction of public facilities when damage or threatened damage thereto creates an emergency, as determined by resolution of the County Board, in which the public health or welfare of the county is endangered. If an emergency occurs at such time as the County Board is not in session, then the County Executive shall have the authority to authorize emergency repairs until such time as the County Board convenes in regular or special session. (Sec. ~~59.08~~, 59.52(29), Stats.).

(3) Prevailing Wage Rate. (a) ~~The County Clerk~~ The appropriate County officials or agent shall obtain from the Wisconsin Department of ~~Industry, Labor and Human Relations~~ Workforce Development the prevailing wage rate, hours of labor, and hourly basic pay rates for each trade or occupation required in any public work project by Brown County.

(b) All contractors or sub-contractors on ~~any~~ Brown County public works project shall pay the prevailing wage rates, including overtime, as determined by the State Department of ~~Industry, Labor and Human Relations~~, Workforce Development, to all of their employees engaged on any such project, when required by state law.

~~(c) The Superintendent of Buildings and Grounds shall notify the County Clerk whenever a public work project begins or ends and the name of the contractors involved. Each contractor engaged upon a public work project shall file with the County Clerk, within 10 days after the close of each week, a weekly or payroll period report of all employees engaged in such project. Such report shall be made in a form specified by the County Clerk.~~

~~(4) Penalty. Any person violating any provisions of this section may be required to forfeit not less than \$10 nor more than \$200. The failure to pay the required wage to an employee for any one week or part thereof, or the failure to file the report in any one week, shall be deemed a separate offense.~~

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

Respectfully submitted,
ADMINISTRATION COMMITTEE

A motion was made by Supervisor Schadewald and seconded by Supervisor Queoff to adopt. Supervisor Kuehn asked how did this ordinance change.

Ken Bukowski, Corporation Counsel stated there was a statute number change as well as some language changes. Vote taken. Roll Call #10a1:

Ayes: Antonneau, Bunker, Krueger, Hansen, Queoff, Vanden Plas, Collins, Clancy, Fleck, Watermolen, Schadewald, Schmitz, Schmitt, Kaye, Bicoy, Johnson, Kuehn, Marquardt, Schillinger, Simons, Williquette

Nays: Zima, Haefs, Moynihan

Total Ayes: 21 Total Nays: 3

Motion carried.

Approved by: \s\ Nancy J. Nusbaum, County Executive Date: 1/7/2002

Approved by: \s\ Darlene K. Marcelle, Brown County Clerk Date: 1/8/2002

Approved by: \s\ Keith R. Watermolen, Board Chairman Date: 1/8/2002

No. 10b -- RESOLUTION REGARDING: INCREASING THE MEMBERSHIP OF THE BROWN COUNTY DIVERSITY AFFAIRS COUNCIL

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

Ladies and Gentlemen:

WHEREAS, on August 15, 2001, the Brown County Board established the Brown County Diversity Affairs Council to be comprised of nine members, each appointed by the County Executive, subject to confirmation by the County Board.

NOW, THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors that it hereby increases the membership of the Brown County Diversity Affairs Council by one member, bringing the total membership to 10, with a further stipulation that this 10th member shall be a member of the Brown County Board of Supervisors, appointed by the County Executive and subject to County Board confirmation.

Respectfully submitted,
EXECUTIVE COMMITTEE

A motion was made by Supervisor Hansen and seconded by Supervisor Fleck to adopt. Vote taken. Roll Call #10b1:

Ayes: Antonneau, Bunker, Krueger, Hansen, Zima, Queoff, Vanden Plas, Collins, Clancy, Fleck, Watermolen, Schadewald, Schmitz, Schmitt, Haefs, Kaye, Bicoy, Johnson, Kuehn, Marquardt, Schillinger, Moynihan, Simons, Williquette

Total Ayes: 24

Motion carried unanimously with no abstentions.

Approved by: \s\ Nancy J. Nusbaum, County Executive Date: 1/7/2002

A motion was made by Supervisor Vanden Plas and seconded by Supervisor Clancy to adopt resolutions #10c and #10d with one vote. Vote taken. Roll Cal #10c&d:

Ayes: Antonneau, Bunker, Krueger, Hansen, Zima, Queoff, Vanden Plas, Collins, Clancy, Fleck, Watermolen, Schadewald, Schmitz, Schmitt, Haefs, Kaye, Bicoy, Johnson, Kuehn, Marquardt, Schillinger, Moynihan, Simons, Williquette

Total Ayes: 24

Motion carried unanimously with no abstentions.

No. 10c -- RESOLUTION REGARDING: SUPPORTING FEDERAL LEGISLATION TO PREVENT INCREASED IMPORTATION OF MILK PROTEIN CONCENTRATES IN THE U.S. AND USE OF MILK PROTEIN CONCENTRATES IN REAL DAIRY PRODUCTS IN THE STATE OF WISCONSIN

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

Ladies and Gentlemen:

WHEREAS, Dairy Farming contributes approximately \$80 million dollars a year to the economy of Brown County and \$1.3 billion overall to the economy of the State of Wisconsin; and

WHEREAS, Milk Protein Concentrate is being imported into Wisconsin and being used in dairy products; and

WHEREAS, the Importation of Milk Protein Concentrate has surged by more than 600 percent since 1995, thereby; displacing the market for domestically produced milk and casein products causing a reduction in the base price received by Wisconsin dairy producers; and

WHEREAS, Milk Protein Concentrate cannot legally be used as a primary source of milk protein in any cheese represented by the REAL SEAL in the State of Wisconsin; and

WHEREAS, Federal Legislators work toward preventing the allowance of imported protein concentrates in cheese that has a federal standard of identity; and

WHEREAS, Milk Protein Concentrate by reclassified under the Harmonized Tariff Schedule of the United States and be enforced through existing GATT and NAFTA agreements.

NOW, THEREFORE, BE IT RESOLVED that the Brown County Board of Supervisors supports the introduction of federal legislation that would subject restrictive tariff-quotas on certain casein and milk protein concentrates imported into the United States; and

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to Senators Herb Kohl, Russ Feingold, Representative Mark Green, Senator Alan Lasee, Representative

Garey Bies, Tammy Baldwin, State Assembly persons John Gard and Lorraine Seratti and WCA Executive Director Mark Rogacki.

Respectfully submitted,
LEGISLATIVE SUBCOMMITTEE

Approved by: \s\ Nancy J. Nusbaum, County Executive _____ Date: 1/7/2002

No. 10d -- RESOLUTION REGARDING: SUPPORTING FEDERAL LEGISLATION TO REQUIRE IMPORTERS OF FOREIGN DAIRY PRODUCTS TO CONTRIBUTE TO THE COSTS OF U.S. DAIRY PROMOTIONS

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

Ladies and Gentlemen:

WHEREAS, Dairy Farming contributes approximately \$80 million dollars a year to the economy of Brown County and \$1.3 billion overall to the economy of the State of Wisconsin; and

WHEREAS, American dairy farmers annually contribute 15 cents (\$.15) per 100 pounds of milk to their State and/or National Dairy Promotion and Research Boards; and

WHEREAS, Importers of foreign dairy products into the U.S. do not contribute to the program yet receive the same promotional benefits, therefore; the American dairy farmer is subsidizing the promotion of foreign dairy products; and

WHEREAS, the USDA estimates that by introducing legislation to mandate check offs of foreign dairy products, an approximate \$8 million in additional revenue would be generated for the National Dairy Promotion and Research Board.

NOW, THEREFORE, BE IT RESOLVED that the Brown County Board of Supervisors supports the introduction of federal legislation that would subject all importers of foreign dairy products to pay into the National Dairy Promotion and Research Board Program at the same rate as American dairy producers; and

BE IT FURTHER RESOLVED that copies of this resolution be forwarded to Senators Herb Kohl, Russ Feingold, Representative Mark Green, Senator Alan Lasee and Representative Garey Bies, Tammy Baldwin, State Assembly persons John Gard and Lorraine Seratti, and WCA Executive Director Mark Rogacki.

Respectfully submitted,
LEGISLATIVE SUBCOMMITTEE

Approved by: \s\ Nancy J. Nusbaum, County Executive _____ Date: 1/7/2002

A motion was made by Supervisor Schillinger and seconded by Supervisor Kaye to adopt resolutions #10e through #10i with one vote. Vote taken. Roll Call #10e-i:

Ayes: Antonneau, Bunker, Krueger, Hansen, Zima, Queoff, Vanden Plas, Collins, Clancy, Fleck, Watermolen, Schadewald, Schmitz, Schmitt, Haefs, Kaye, Bicoy, Johnson, Kuehn, Marquardt, Schillinger, Moynihan, Simons, Williquette

Total Ayes: 24

Motion carried unanimously with no abstentions.

No. 10e -- RESOLUTION REGARDING: AUTHORIZING A JURISDICTIONAL TRANSFER OF STH 57, FROM CTH "A" TO CTH "T" TO THE COUNTY TRUNK HIGHWAY SYSTEM

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

Ladies and Gentlemen:

WHEREAS, Section 83.025 of the Wisconsin Statutes authorizes the County Board to make changes in the County Trunk Highway System if it deems that the public good is best served by doing so; and

WHEREAS, Section 84.02(8), Wisconsin Statutes, enables the State to enter into jurisdictional transfer agreements with local units of government, thereby facilitating such alternations in jurisdictional highway systems; and

WHEREAS, the Wisconsin Department of Transportation is reconstructing STH 57 for the good and in the interest of the traveling public under design project 1480-04-00. A new 4-land divided STH 57 will be relocated from the existing roadway in 2002 and 2003;

NOW, THEREFORE, BE IT RESOLVED that Brown County agrees to accept maintenance and jurisdictional responsibility of the segment of existing STH 57 described as follows, and under the conditions described below:

“Beginning at the intersection of CTH “A”, located near the east quarter-corner of Section 29, Town 25 North, Range 22 East, Town of Scott; thence northeasterly a distance of 1.22 miles to its intersection with CTH “T” at the proposed intersection with STH 57, located 70 feet west and 550 feet north of the southeast corner of Section 21, Town 25 North, Range 22 East.”

BE IT FURTHER RESOLVED that the effective date of jurisdictional transfer of STH 57 between CTH “A” and CTH “T” will occur when the new State Trunk Highway 57 is constructed and opened to the traveling public, and the agreements below are completed.

ALSO BE IT RESOLVED, that the functional classification of the described segment of STH 57, from CTH "A" to CTH "T", will change from "Principal Arterial Other" to a "Major Collector" after the construction project is completed.

Current Highway Designation – STH 57
Termini From – CTH "A" TO CTH "T" – 1.22 miles
Receiving Jurisdictional Authority – County

Terms and Conditions of the transfer are as follows:

1. The State will:
 - A. Perform normal maintenance on STH 57, between CTH "A" and CTH "T", until the date of jurisdictional transfer.
 - B. Provide a copy of "as built" plans and right-of-way plats to the County.
 - C. The portion of existing STH 57 roadway to be transferred to Brown County will receive the following treatment prior to transfer: The existing asphalt pavement will be overlaid with two-inch asphalt payment, 24-foot pavement width including 5-foot paved shoulders (typical). Auxiliary lanes and side road intersections that are necessary to handle traffic will remain and be overlaid with a two-inch asphalt pavement at their present dimensions and configuration. Auxiliary lanes and intersections that are no longer needed to handle traffic (including the pavement at the two overlooks located north of CTH "A") will be removed and the areas re-landscaped and seeded. Gravel shoulders will be brought up to the level of the new pavement surface and to the present width. Existing centerline markings will be re-established with an epoxy-type marking. Necessary permanent signing revisions will be done in consultation with Brown County. No drainage culverts or bridge-type structures will be upgraded.

2. The County will:
 - A. Accept jurisdiction after the completion of improvements to existing STH 57.
 - B. The Wisconsin Department of Natural Resources and Brown County will work out management details for the right-of-way 30 feet outside the edge of the pavement and no vegetation shall be cut nor any work performed.

3. The State and County will:
 - A. Agree to execute a transfer of Administrative authority for access control and land use restriction within one year after the respective jurisdictional transfer dates.

Respectfully submitted,
PLANNING, DEVELOPMENT AND
TRANSPORTATION COMMITTEE

Approved by: \s\ Nancy J. Nusbaum, County Executive

Date: 1/7/2002

No. 10f -- **RESOLUTION REGARDING: AUTHORIZING JURISDICTIONAL REVISIONS TO CTH "T" AND CTH "K" AS A RESULT OF STH 57 RECONSTRUCTION**

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

Ladies and Gentlemen:

WHEREAS, Section 83.025 of the Wisconsin Statutes authorizes the County Board to make changes in the County Trunk Highway System if it deems that the public good is best served by doing so; and

WHEREAS, the Wisconsin Department of Transportation is reconstructing STH 57 for the good and in the interest of the traveling public under design project 1480-04-00; and

WHEREAS, the new STH 57 construction alignment will create changes to the County Trunk Highway System within Brown County.

NOW, THEREFORE, BE IT RESOLVED that Brown County agrees to accept maintenance and jurisdictional responsibility of the new segment of roadway described as follows:

- 1. CTH "T" – Mileage Change = + 0.07 Miles:**
"From an existing segment of CTH "T", beginning at a point approximately 200 feet north of the southeast corner of Section 21, Town 25 North, Range 22 East; thence northwesterly a distance of 0.07 miles to a point approximately 80 feet west and 550 feet north of the southeast corner of Section 21, Town 25 North, Range 22 East."

BE IT FURTHER RESOLVED that Brown County acknowledges the removal from the County Trunk Highway System, the roadway described as follows:

- 1. CTH "K" – Mileage Change = -0.08 Miles:**
"A segment of existing CTH "K", beginning at the intersection with Bay Settlement Road, which is located approximately 10 feet east and 10 feet south of the north quarter-corner of Section 7; thence easterly a distance of 0.08 miles, being approximately 400 feet east and 10 feet south of the north quarter-corner of Section 7, all in Town 24 North, Range 22 East; and
- 2. CTH "K" – Mileage Change negligible:**
"The intersection of CTH "K" (the western connection to STH 57) will be realigned – the road change as a result of this work will be negligible"; and

3. CTH "T" – Mileage Change = -0.21 Miles:

"A segment of existing CTH "T" beginning at a point approximately 200 feet north of the southeast corner of Section 21; thence northerly a distance of 0.21 miles, being approximately 1350 feet north of the southeast corner of Section 21, all in Town 25 North, Range 22 East."

ALSO BE IT RESOLVED, that jurisdictional and maintenance responsibilities will become effective when the constructed roadway is open to the traveling public.

Respectfully submitted,
PLANNING, DEVELOPMENT AND
TRANSPORTATION COMMITTEE

Approved by: \s\ Nancy J. Nusbaum, County Executive

Date: 1/7/2002

No. 10g -- RESOLUTION REGARDING: BROWN COUNTY PARTICIPATION IN CONSERVATION RESERVE ENHANCEMENT PROGRAM (CREP)

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

Ladies and Gentlemen:

WHEREAS, the State of Wisconsin has received CREP dollars from the US Department of Agriculture totaling \$200 million dollars, and the state has contributed an additional \$40 million dollars for a total of \$240 million dollars; and

WHEREAS, CREP dollars are intended to be used as financial incentives for landowners installing Buffer Strips, Grassed Waterways and Wetland Restoration projects that protect our valuable surface and drinking water supplies; and

WHEREAS, CREP dollars will provide funds to help support agriculture which is vital to our economy; and

WHEREAS, Brown County has been identified as a priority by the state and federal government for CREP spending because of our water quality problems; and

WHEREAS, the State has estimated that it will provide \$600,000 to Brown County Landowners participating in CREP; and

WHEREAS, the Federal share of payments to landowners will amount to additional significant dollars for landowners who participate in CREP.

NOW, THEREFORE, BE IT RESOLVED, by the Brown County Board of Supervisors that it hereby approves the Conservation Reserve Enhancement Program in Brown County

consistent with the terms of the contract between the Wisconsin Department of Agriculture, Trade and Consumer Protection and Brown County Land Conservation, a copy of which is attached to the original of this resolution.

BE IT FURTHER RESOLVED, that Chapter 10 and section 22.24 of the Brown County Code is hereby placed in a moratorium status until Brown County ceases to participate in the Conservation Reserve Enhancement Program. This moratorium is prospective only and does not affect actions pending as of the date of this resolution.

Respectfully submitted,
LAND CONSERVATION COMMITTEE

WISCONSIN CONSERVATION RESERVE ENHANCEMENT PROGRAM CONTRACT

The Wisconsin Department of Agriculture, Trade and Consumer Protection (DATCP) and Brown County enters into the following contract concerning the Wisconsin conservation reserve enhancement program.

Contract Period - ~~10/01/2001~~ 1/1/2002 to 2/15/2005

Spending Authority - \$600,000

Contact Name, Title, Phone Number, and Address: Bill Hafs
Conservationist
(920)391-4620
Brown County Land Conservation Dept.
1150 Bellevue Street
Green Bay, WI 54302

The Wisconsin Department of Agriculture, Trade and Consumer Protection (“DATCP”) and Brown County (“County”) enter into this contract to provide conservation reserve enhancement program (“CREP”) grants to the County, through the county land conservation committee (“LCC”), up to the specified spending authority in this contract and subject to the conditions specified in this contract.

Funds obtained by the County under this contract are from the sale of tax-exempt general obligation State of Wisconsin bonds, issued under the provisions of s. 93.70, Wis. Stats., and the appropriation account under s. 20.866(2)(wf), Wis. Stats., to improve water quality, erosion control and wildlife habitat through participation in the United States Department of Agriculture (USDA) CREP, under 16 USC 3834(f)(4).

This contract, including the attached appendices A, B and C, constitute the entire contract between DATCP and the County for administration of the Wisconsin CREP. This contract supersedes any prior communications or understandings related to the subject matter of this contract. The parties may agree in writing to amend this contract, prior to the ending date of this contract.

I. THE COUNTY AGREES TO:

A. STAFFING.

Provide staff and necessary support costs to implement CREP on eligible lands within the boundaries of the County as specified on the map (Appendix B), up to a maximum commitment determined by the County. The County may seek reimbursement for these costs from DATCP through the soil and water resource management grant program up to the amount and provisions of the County's annual grant allocation award included in the approved annual allocation plan. Nothing in this contract requires the County to hire additional staff, at the County's expense, to perform the activities required under the contract. The County staff shall provide services related to CREP as outlined in sections B. through G. below.

B. CREP STATE APPLICATION PROCESS.

Assist landowners in completing the state CREP application, and any required attachments including the federal W-9 form, for the state portion of CREP. The County shall include the tax parcel identification number and an acceptable location description for each parcel(s) to be entered into CREP. The location description must be at least to the level of the quarter quarter section (¼ ¼ sec). ~~The County should also obtain a copy of the federal orthophoto map~~ will provide a copy of the County's aerial photography of the applicable parcel(s) for inclusion with the file.

C. CREP STATE 15-YEAR AGREEMENT PROCESS.

Assist landowners, as applicable, with completion of state 15-year agreement forms. USDA, Farm Services Agency (FSA) makes the initial determination of eligibility for CREP. The County shall enter into 15-year state CREP agreements with a landowner, only after receipt of an approved USDA form CRP-1, executed by the FSA county committee. The 15-year agreement shall be executed on forms provided by DATCP. The County may assist USDA in monitoring compliance with the 15-year agreement; USDA is primarily responsible to monitor lands during the term of the federal CRP/CREP contract.

D. CREP PERPETUAL CONSERVATION EASEMENT PROCESS.

Assist landowners, as applicable, with completion of the state perpetual conservation easement forms. USDA-FSA makes the initial determination of eligibility for CREP. The County shall notify an applying landowner, upon receipt of the completed and signed USDA form CRP-23 from FSA, that a title search report on the applicable parcel(s) is required to further process the application for the easement. The County shall notify the landowner that the costs of a title search are reimbursable only upon execution and recording of the perpetual conservation easement. The County shall then also obtain a location coordinate digital file (Arc View Shape file® - or (AutoCAD dwg.)). This file shall be collected using Global Positioning System (GPS) methods and equipment. The County will collect coordinates for each point used for defining the perpetual easement parcel(s). The points shall be expressed as latitude and longitude in decimal degrees. Each location will start at a commencing point, which is defined as a Public Land Survey System (PLSS) Monument. The County will provide the legal description(s) of the parcel(s) that will be included in the perpetual easement document. The USDA, Natural

Resource Conservation Service (NRCS) may assist counties in obtaining the GPS location coordinate information as a part of their efforts to locate federally enrolled parcels.

Forward, upon receipt, the approved CRP-2 and CRP-23 forms, executed by the FSA county committee, the title search report, legal description(s) and the GPS information, on computer disk, for the applicable parcel(s), to DATCP, along with the completed state application form, the signed W-9 form, the tax parcel identification number and any orthophoto map. DATCP will develop ~~a legal description for the applicable parcel(s) and~~ a perpetual conservation easement document, which it will return to the County for execution. (See section II, C.)

Enter into perpetual conservation easements with a landowner, only after receipt from DATCP of the perpetual conservation easement document with the applicable legal description(s), and receipt of the applicable CRP-1 form. At its option, the County may elect to request that the state, rather than the County, hold the perpetual conservation easement. The County shall declare its intent to hold the easement itself, or request that the state hold it, in writing, at the time it submits the materials to DATCP for the development of the legal description and easement document. The County shall notify the landowner that the costs of recording are reimbursable. If the easement is held by the state, the County shall return the original document to DATCP for execution, after its signing by the County and the landowner.

Submit to DATCP, for execution and recording, the original perpetual conservation easement executed by the County and the landowner if the state will hold the easement, along with the landowner's check made out to the County register of deeds for the recording fee.

Forward to the County register of deeds for recording, the original perpetual conservation easement if the County will hold the easement, along with the landowner's check made out to the register of deeds for the recording fee.

Assist USDA, as desired, in monitoring compliance with the perpetual conservation easements during the first 15 years; USDA is primarily responsible to monitor lands during the 15-year term of the federal CRP/CREP contract. If the County holds the perpetual conservation easement on the lands, the County is then responsible to monitor the lands, after the 15-year period, in perpetuity.

E. CREP STATE PAYMENT REQUEST PROCESS.

Calculate the payment requests under the state CREP for landowners approved to participate in the Wisconsin CREP. The County shall use only payment request forms provided by DATCP.

Submit the payment requests for state incentive payments and any practice payments for conservation practices to DATCP as follows:

1. All incentive payment requests for 15-year agreements shall be submitted only after the 15-year agreement is fully executed. The request shall include the following attachments: the 15-year agreement, the completed state CREP application form, the completed federal W-9 form, a copy of the CRP-1 form, the applicable tax parcel identification number(s)

and any orthophoto map. The County shall also include the completed environmental benefit report for the parcel(s). (See paragraph 5 below.)

2. All incentive payment requests for perpetual conservation easements held by the County shall be submitted only after the easement is fully executed and recorded. The request shall include the following attachments: a copy of the paid invoices for the title search report, a copy of the perpetual conservation easement document, cleaning indicating the recording information and the fees for such recording, and the completed environmental benefit report for the parcel(s).
3. All incentive payment requests for perpetual conservation easements held by the state shall be submitted to DATCP at the time the County submits the title search report and GPS information. The request shall include the following attachments: a copy of the paid invoices for the title search report, and the completed environmental benefit report for the parcel(s).
4. All practice payment requests shall be submitted only after installations of the FSA cost-shared conservation practices, if any. The request shall include the following: the completed and executed USDA form AD-862 from FSA.
5. All environmental benefit reports shall be made on forms provided by DATCP. The report shall include: the amount of phosphorus, nitrogen and sediment annually estimated to be removed from the future runoff on the parcel as a result of installation of the conservation practices; an estimate of the miles of stream buffered (as applicable). The County shall report information by project area (grassland or riparian), by watershed, and by name of the immediate downstream water body.

Submit all payment requests to DATCP in a timely manner, and no later than February 15, 2005.

Endorse over to the appropriate landowner any and all two party payments received by the County from DATCP regarding CREP. The County shall authorize one or more individuals of its choosing to endorse these CREP payments.

F. CREP STATE QUARTERLY REPORTING PROCESS.

Provide DATCP, on a quarterly basis (by January 15, April 15, July 15 and October 15, 2002; January 15, April 15, July 15, and October 15, 2003; January 15, April 15, July 15 and October 15, 2004; and January 15 and April 15, 2005), or more frequently at the request of DATCP, the following materials regarding implementation of CREP during the previous 3-month period:

1. A copy of any completed state CREP application and all attachments, not previously submitted.
2. A copy of any completed, and executed, state CREP 15-year agreement, not previously submitted.
3. A copy of any completed, and executed, perpetual conservation easement that the County will hold, or the original completed, and executed, perpetual conservation easement if the County is requesting that DATCP hold the easement, and all required attachments, not previously submitted.
4. Any outstanding request for CREP payment, not previously submitted. The County may send the CREP payment requests into DATCP at any time with the required supporting

documents, but submission must be at least quarterly. Any request for payment for installation of any necessary conservation practices must include a copy of the USDA form AD-862 signed by an authorized agricultural engineering practitioner. State payments will be made only after receipt of such certification that installation met USDA standards.

5. A copy of a summary of County costs to implement CREP that includes County staff costs and any other County costs during the previous 3-month period.

G. CREP RECORDS RETENTION AND DISTRIBUTION PROCESS; PROGRAM RESTRICTIONS.

Send copies of the state application forms (with all attachments except the W-9 form), signed state 15-year agreements, and signed perpetual conservation easements to FSA, as completed and executed. The County shall also send copies of completed state application forms, without the W-9 attachment, to NRCS.

Receive, retain and provide access to federal and state CREP documents as specified in section I., RECORDS; ACCESS in Appendix A.

Execute any 15-year agreements and any perpetual conservation easements only upon receipt of the applicable, approved CRP-1 from FSA, executed before January 1, 2003. Any CRP-1 executed after December 31, 2002, is void and the state CREP application process is thereby terminated.

Hold execution of all 15-year agreements and perpetual conservation easements, and the applicable payment requests associated with those agreements and easements, to a cumulative total that does not exceed the County's spending authority under this contract.

II. DATCP AGREES TO:

A. Issue payments to the County for approved grants for eligible conservation practices and other eligible payments, upon receiving a valid payment request under section I.E. and all required attachments, except that the combined total payment issued to the County cannot exceed the spending authority specified in this contract. (Appendix C lists the conservation practices and any other payments that are eligible for state funds under CREP.) DATCP may make payments in installments, and may make payments on a partially completed conservation practice if the partially completed conservation practice has independent conservation benefits, and complies with the CREP agreement. All requests for payment under this contract must be received by DATCP before February 15, 2005, or they are barred from payment.

B. Provide the County with copies of the following: the state CREP application form, the state 15-year agreement form, the state/county perpetual easement form, the federal W-9 form, the state payment request forms, the state environmental benefit report form, and the state quarterly report form.

C. Determine, upon receipt from the County of the GPS location coordinate information, state application with required attachments, CRP-2, CRP-23, and the title search report for proposed perpetual easement parcels, the eligibility of the parcel(s) for a perpetual conservation easement under the state CREP program. If eligible, DATCP will provide the County with the ~~applicable legal description for the parcel(s) and the perpetual conservation easement document.~~ If any ambiguities, encumbrances or title defects are found in the review of the materials provided by the County, DATCP will contact the County in an attempt to resolve the issues before declaring the parcels ineligible for perpetual conservation easement. Parcels declared ineligible for perpetual easement may be enrolled in the state 15-year agreement.

D. Forward to the County register of deeds for recording the fully executed perpetual conservation easement, when the easement is held by the state, along with the landowner's check for the recording fee.

E. Allow Brown County to use its Land and Water Resource management plan and Ag Shoreland Management implementation funds to provide incentive payments and cost share payments equal/comparable to the payments that the landowners would have received under CREP.

F. Agree to work with USDA/FSA to adopt DATCP/USDA payment rates for landowners for the first 35 feet from the stream as a result of Brown County adopting a moratorium on its Ag Shoreland Management ordinance.

G. Ensure that Brown County Landowners that have already installed buffers on their property through the County's Ag Shoreland Management Ordinance will be eligible to extend those buffers (.20-35ft.) if its determined by NRCS technical standards 391 & 393 that additional width is needed.

H. Continue funding of one staff person from the East River Watershed for implementing CREP as part of the 2003 Soil and Water Resource management allocation process.

I. Agree to give Brown County preference in the 2003 and 2004 Soil and Water Resource allocation process for extending funding for two additional East River Watershed Staff which would be required to implement CREP.

J. Not require the County to insure landowner compliance with Farmland Preservation participants through the period of this contract.

III. TERM OF THE CONTRACT.

This contract takes effect upon signing by both parties and ends on February 15, 2005.

State of Wisconsin

Department of Agriculture, Trade and
Consumer Protection

Authorized County Signature

Signed by: _____

James E. Harsdorf, Secretary
Department of Agriculture, Trade
and Consumer Protection

Signed by: _____

County Board Chair
or
County Executive

Date: _____

Date: _____

**APPENDIX A
STANDARD CONTRACT PROVISIONS**

I. RECORDS; ACCESS:

The COUNTY will keep records of the COUNTY’S activities under this contract, including records of all funds received and spent, and proof of COUNTY endorsement of DATCP checks. The COUNTY will keep financial records according to generally accepted accounting principles and practices.

The COUNTY will keep the following records, for each individual landowner, for at least 3 years past the termination date of the state CREP agreement or the federal CREP agreement, whichever occurs later: USDA Conservation Reserve Program Worksheet, CRP-2; USDA Conservation Reserve Program Contract, CRP-1; Notice Regarding CRP Accepted Offers, CRP-23; Notice of Unaccepted Offer, CRP-26; Notice of Contract Approval, CRP-24; USDA Request for Cost-Share, AD-245; USDA Conservation Reporting and Evaluation System, AD-862.

The COUNTY will keep the following records relating to perpetual conservation easements, in perpetuity, for each individual landowner: USDA Conservation Reserve Program Worksheet, CRP-2; USDA Conservation Reserve Program Contract, CRP-1; USDA Conservation Reporting and Evaluation System, AD-962; CREP Perpetual Conservation Easement, ARM-LWR-281.

The COUNTY will make the records available to DATCP or its designee for inspection, audit and copying upon request. The COUNTY will provide proper facilities for the inspection, audit or copying. In the event of a dispute involving any records, DATCP may require the COUNTY to keep those records for an additional period of time specified by DATCP.

II. ASSIGNMENT:

The COUNTY may not assign, delegate or subcontract any portion of this contract with the prior written consent of DATCP.

III. INDEPENDENT CONTRACTOR:

The COUNTY and its employees and agents, are an independent contractor for all purposes, including workers' compensation, and are not an employee or agent of DATCP or the State of Wisconsin.

IV. INDEMNIFICATION:

The COUNTY agrees to hold harmless, defend and indemnify DATCP and all its officers, employees and agents, against any liability or other claims resulting from the actions or omissions of the COUNTY or its employees, agents or representatives.

V. NONDISCRIMINATION:

In connection with the performance on work under this contract, the COUNTY agrees not to discriminate against any employee or applicant for employment because of age, race, religion, color, handicap, sex, physical conditions, developmental disability, sexual orientation, or national origin, as defined in section 51.05(5), Wis. Stats. This provision shall include, but not be limited to, the following: employment, upgrading, demotion or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship.

Except with respect to sexual orientation, the COUNTY further agrees to take affirmative action to ensure equal employment opportunities.

The COUNTY agrees to post in conspicuous place, available for employees and applicants for employment, notice of this nondiscrimination clause. DATCP will provide the COUNTY with a copy of the notice. Failure to comply with the conditions of this clause may result in the COUNTY being declared an "ineligible" COUNTY, termination of the contract, or withholding of payment.

VI. AFFIRMATIVE ACTION:

The COUNTY is exempt from the requirement of submitting a written affirmative action plan.

VII. APPLICABLE LAW:

The laws of the State of Wisconsin shall govern this contract. The COUNTY shall at all times comply with all federal, state, and local laws, ordinances, and regulations in effect during the period of this contract. The COUNTY shall not use money received under this contract for any illegal activities.

VIII. ANTI-TRUST ASSIGNMENT:

The COUNTY and DATCP recognize that, in actual economic practice, overcharges resulting from anti-trust violations are in fact usually born by DATCP. Therefore, the

COUNTY hereby assigns to DATCP any and all claims for such overcharges as to goods, materials, or services purchased in connection with this contract.

IX. LOBBYING:

The COUNTY may not use funds received under this contract, directly or indirectly, for lobbying activities of any kind. Materials printed, reproduced or distributed under this contract may not advocate a particular position on any state legislation or state agency action, nor may they encourage the recipient to contact or lobby any state legislative or agency official for lobbying purposes.

X. TERMINATION OF CONTRACT:

Either party may terminate this contract by giving at least 30 days prior written notice to the other party. DATCP reserves the right to cancel any contract, in whole or in part, without penalty, due to non-appropriation of funds or the COUNTY'S failure to comply with this contract. Termination of this contract by DATCP does not obligate the COUNTY to pay funds to landowners regarding 15-year agreements or perpetual conservation easements.

XI. AUDIT:

DATCP may conduct an audit of COUNTY operations and administration of grant payments under this contract, and any additional audits it deems necessary.

APPENDIX B

(on file in the County Clerk's Office)

APPENDIX C

**CONSERVATION RESERVE ENHANCEMENT PROGRAM (CREP)
PRACTICES AND STATE PAYMENTS**

ELIGIBLE CREP PRACTICES:

- CP1 - Establishment of Permanent Introduced Grasses
- CP2 - Establishment of Permanent Native Grasses
- CP8A - Grassed Waterways
- CP10 - Grass Already Established
- CP21 - Filter Strips
- CP22 - Riparian Buffer
- CP23 - Wetland Restoration
- CP25 - Rare and Declining Habitat: Prairie Ecosystem Restoration and Tallgrass Prairie/Oak Savanna and Savanna Ecosystem Restoration

CREP PAYMENTS FROM THE STATE OF WISCONSIN:

Incentive Payments

The State of Wisconsin, through Counties, will pay eligible landowners 1.5 times the annual rental rate, for land enrolled in 15-year agreements; and 12.0 times the annual rental rate for

lands enrolled in perpetual conservation easements. The annual rental rate used to calculate the state payment is determined by the USDA Farm Service Agency for the federal portion of CREP and does not include any additional incentives, maintenance payments, or other payments made by USDA for CREP.

Practice Payments

The State of Wisconsin, through Counties, will pay eligible landowners a practice payment of 20% of the total eligible costs to install or construct the CREP practices. The total eligible practice costs are determined by the USDA Farm Service Agency as part of the federal portion of CREP.

Approved by: \s\ Nancy J. Nusbaum, County Executive Date: 1/7/2002

No. 10h -- RESOLUTION REGARDING: INCREASE IN TABLE OF ORGANIZATION FOR TOWN OF SUAMICO OFFICER

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

Ladies and Gentlemen:

WHEREAS, the Town of Suamico has indicated a desire to increase law enforcement presence in its community by the addition of one Brown County Sheriff's Patrol Officer/Deputy in its police services contract for 2002; and

WHEREAS, the Brown County Sheriff's Department budget includes revenues from the Town of Suamico for one officer in addition to the current contract officers, but does not include expenditures for that new officer; and

WHEREAS, the 2002 budget and table of organization did not include the additional officer for the Town of Suamico described herein.

NOW, THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisor s that the table of organization for the Sheriff's Department is hereby increased by one Patrol Officer/Deputy for the year 2002.

BE IT FURTHER RESOLVED that the 2002 budget will be adjusted to increase expenditures in the amount necessary to cover the wages and fringe benefits of this new officer, estimated to be \$45,118.

Respectfully submitted,
PUBLIC SAFETY COMMITTEE
EXECUTIVE COMMITTEE

Approved by: \s\ Nancy J. Nusbaum, County Executive Date: 1/7/2002

No. 10i -- RESOLUTION REGARDING: 2002 COUNTY-TRIBAL LAW ENFORCEMENT GRANT

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

Ladies and Gentlemen:

WHEREAS, the Wisconsin Department of Justice has made available \$24,751 for a joint County-Tribal Law Enforcement grant to be shared between Brown County and the Oneida Nation; and

WHEREAS, the grant would allow both agencies to work together in a spirit of cooperation and sharing of resources which allow the agencies to address issues in law enforcement and public safety that affect Brown County as a whole and the Native American population and other minority populations; and

WHEREAS, approximately one-half of the grant funds would be used to purchase Emergency Response Unit equipment for the Sheriff's Department, as designated in the 2002 budget; and

WHEREAS, remaining funds would be used for items deemed reasonable and necessary by the Oneida Nation for public safety purposes.

NOW, THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors that Brown County will continue working cooperatively with the Oneida Nation in the area of public safety and law enforcement and will participate in the 2002 County-Tribal Law Enforcement Grant.

BE IT FURTHER RESOLVED that the Brown County Sheriff's Department's 2002 budget already reflects the County's portion of grant revenues and expenditures in the amount of \$13,000 representing Brown County's share, negating the need for any additional budget modification.

Respectfully submitted,
PUBLIC SAFETY COMMITTEE

Approved by: \s\ Nancy J. Nusbaum, County Executive Date: 1/7/2002

No. 10j -- ORDINANCE REGARDING: TO AMEND SECTION 30.01 OF THE BROWN COUNTY CODE – SCHEDULE OF DEPOSITS

A motion was made by Supervisor Schmitz and seconded by Supervisor Krueger to refer back to committee. Vote taken. Roll Call #10j:

Ayes: Antonneau, Bunker, Krueger, Hansen, Zima, Queoff, Vanden Plas, Collins, Clancy, Fleck, Watermolen, Schadewald, Schmitz, Schmitt, Haefs, Kaye, Bicoy, Johnson, Kuehn, Marquardt, Schillinger, Moynihan, Simons, Williquette

Total Ayes: 24

Motion carried unanimously with no abstentions.

Approved by: \s\ Nancy J. Nusbaum, County Executive

Date: 1/7/2002

No. 11 -- Such other matters as authorized by law.

Supervisor Zima submitted a late communication requesting that the County Board review and modify the County Board rules/ordinances in order to require that all Standing Committees of the County Board be required to report to the full County Board for final approval of Committee decisions.

Chairman Watermolen referred this communication to the Executive Committee.

Supervisor Vanden Plas made an announcement that there will be no Land Conservation Committee meeting on the regular scheduled date.

No. 12 -- Bills over \$10,000 for periods ending December 3, 2001.

A motion was made by Supervisor Bicoy and seconded by Supervisor Moynihan to pay the bills. Vote taken. Motion carried unanimously with no abstentions.

No. 13 -- Closing Roll Call:

Present: Antonneau, Bunker, Krueger, Hansen, Queoff, Vanden Plas, Collins, Clancy, Fleck, Watermolen, Schillinger, Schadewald, Schmitz, Schmitt, Haefs, Kaye, Bicoy, Johnson, Kuehn, Marquardt, Zima, Moynihan, Simons, Williquette

Total Present: 24

14. ADJOURNMENT TO WEDNESDAY, JANUARY 15, 2002, AT 7:00 P.M., LEGISLATIVE ROOM, 100 N. JEFFERSON STREET, GREEN BAY, WISCONSIN.

A motion was made by Supervisor Johnson and seconded by Supervisor Williquette to adjourn to the above date and time. Vote taken. Motion carried unanimously with no abstentions.

DARLENE K. MARCELLE
Brown County Clerk