

PROCEEDINGS OF THE BROWN COUNTY BOARD OF SUPERVISORS
JANUARY 16, 2002

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, January 16, 2002, 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: Bunker, Krueger, Hansen, Zima, Queoff, Vanden Plas, Collins, Clancy, Fleck, Watermolen, Schadewald, Schmitz, Schmitt, Haefs, Kaye, Bicoy, Johnson, Kuehn, Marquardt, Schillinger, Moynihan, Simons, Williquette

Supervisor Antonneau arrived as soon as the roll call was completed.

Total Present: 24 Total Excused: 0

No. 1 -- Adoption of Agenda.

A motion was made by Supervisor Krueger and seconded by Supervisor Kuehn to adopt the agenda as revised by taking No. 9c(i) of the Executive Committee Report out of order. Vote taken. Motion carried unanimously with no abstentions.

No. 2 -- Approval of minutes of County Board Meeting of December 19, 2002.

A motion was made by Supervisor Schmitz and seconded by Supervisor Marquardt 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. 9c(i) -- REPORT OF MENTAL HEALTH CENTER REVIEW SUBCOMMITTEE OF JANUARY 14, 2002

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The MENTAL HEALTH CENTER REVIEW SUBCOMMITTEE met on January 14, 2002, and recommends the following motions:

1. Review consultant's report. No action.

2. Consider recommendation to County Board.
 - a) Page 24: Alternative A: Non-bearing construction. Support Alternative A. Ayes: 2 (Kaye, Bicoy); Nays: 2 (Marquardt, Schillinger). Motion defeated.
 - b) Page 24: Alternative B: Use of hospital code throughout. Support Alternative B. Ayes: 3 (Kaye, Marquardt, Bicoy); Nays: 1 (Schillinger). Motion Carried.
 - c) Page 24: Alternative C: Eliminate enhanced mechanical systems controls. Support Alternative C. No second. Motion died.
 - d) Page 24: Alternative D: Reduce the cost of “architectural design elements.” Divide Alternative D into two parts.
 - i) The first part deals with deleting the double walls behind plumbing fixtures. No motion to support first part.
 - ii) The second part deals with the remainder of Alternative D. Ayes: 3 (Kaye, Bicoy, Schillinger); Nays: 1 (Marquardt). Motion carried.
 - e) Page 24: Alternative E: Reduce administrative and support spaces 4%. Support Alternative E with the caveat that we are not convinced of what the actual savings will be. Motion Carried Unanimously.
 - f) Page 24: Alternative F: Reduce Contingency Budget to 5% of Building Cost, Site Costs and FFE. Support Alternative F. Ayes: 3 (Kaye, Bicoy, Marquardt); Excused: Schillinger. Motion Carried.
 - g) Page 25: Alternative H: Eliminate showers in patients’ rooms and replace with private shower rooms. Support Alternative H. Motion Carried Unanimously.
 - h) Page 25: Alternative I: Combine the two Education Departments for Juvenile Psychiatry and Shelter Care Residents into a single space. No motion to support Alternative I.
 - i) Page 25: Alternative J: Reduce Village Hall from 130 to 90. No motion to support Alternative J.

OVERALL VOTE OF RECOMMENDATION TO COUNTY BOARD.

Approve consultant’s report, with the amendment to delete an additional \$1.8 million for a total cost of \$31.9 million. Motion Carried Unanimously.

A motion was made by Supervisor Kaye and seconded by Supervisor Bunker to adopt the report.. Supervisor Kaye explained procedure on how the Sub-committee arrived at their recommendation, which was to bring the recommended amount of the new Mental Health Center down to \$31,900,000. He thanked everyone involved.

Mr. Ken Friedman of Innovative Health Associates, 180 Main Street, Menasha, WI 54952 recommended \$33,700,00 for a total cost of the new Mental Health Center.

Supervisor Collins asked Ken Friedman to report the recommended amount to which Mr. Friedman replied is \$33,700,000.

Supervisor Schmitt questioned eliminating individual showers. Mr. Friedman responded that his report included individual showers. However, after committee meetings, it was recommended to go with showers in a more central location.

Supervisor Schillinger asked Supervisor Kaye if the motion was to accept \$31,900,000 or \$33,700,000. Supervisor Kaye responded the committee is recommending the amount of \$31,900,000.

Supervisor Schadewald was interested in alternatives available.

A motion was made by Supervisor Schillinger and seconded by Supervisor Krueger to suspend the rules to allow interested parties to address the board. Vote taken. Motion carried unanimously with no abstentions.

John Delwich, 2602 Beaumont St., Green Bay, WI. spoke on behalf of 200 + clients – on the special help given by the caring staff at the Mental Health Center. He feels the staff and patients need improved facilities.

Karen Rudd-Pierce, 225 So. Oneida, an employee of the Mental Health Center, spoke on behalf of patients and their needs. She gave examples of the many physical needs of the patients. She urged the County Board members to consider the dignity and respect of the patients.

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

Supervisor Williquette can't support cutting back on needs of the patients at the Mental Health Center. She feels \$33,700,000 is a fair amount and explained she cannot support the sub-committee recommendation of \$31,900,000.

Supervisor Kaye asked Ken Friedman if cutbacks still can support a good facility and still meet state requirements.

Mr. Friedman said he stands by the \$33,700,000 but respects the committee's recommendation of \$31,900,000.

Supervisor Zima questioned Mr. Friedman on page 24 which states Alternatives to IHA Recommendations. Mr. Friedman said the choices are up to the County Board.

Supervisor Schmitz feels all rooms should be private; even if that means having central showers as a source of reducing the price and maintenance.

Mr. Friedman explained his report reflects the best combination of resources, space and equipment.

Supervisor Krueger said the Committee worked hard to gather information, stating Mr. Friedman was hired to come up with ideas. Supervisor Krueger went on to say, compromises can be made without jeopardizing integrity of the project, adding, we must spend money prudently but not so cheap that the project is jeopardized. He asked the County Board not to be shortsighted.

A motion was made by Supervisor Krueger, stating clearly that he is reluctantly making a motion to modify the amount to \$33,700,000 and seconded by Supervisor Bunker to approve the recommendation of \$33,700,000 for the new Mental Health Center.

Supervisor Zima questioned procedure and authority and asked for separation; one issue at a time.

Supervisor Schadewald stated that by separating each issue we are micro managing. He suggested a vote be taken on the amount of money.

Ken Bukowski, Corporation Counsel ruled that the County Board can set the amount to be spent on the new Mental Health Center. Once that amount has been set, the County Executive, under state statutes, has the authority, both administrative and management, on how to build the Mental Health Center. The County Board cannot debate alternatives to the building project because it doesn't have that authority.

Supervisor Antonneau asked for clarification: He asked "Do we not have a say in how the money is spent, once allocated?" Mr. Bukowski said that is correct. However, Ken Bukowski, told him that the Board can give a certain number of bed facility plus the amount to be spent and that is it.

Supervisor Haefs said \$31,900,000 is a clear alternative and ends up to be a value judgment.

Supervisor Zima moved and seconded by Supervisor Simons to have a separate vote on various recommendations. Roll Call #9c(i)1:

Ayes: Antonneau, Zima, Schmitz, Haefs, Kaye, Moynihan,

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

Total Ayes: 6

Total Nays: 18

Motion defeated.

Back to original amended motion of \$33,700,000.

Supervisor Collins and Supervisor Bunker spoke in support of the \$33,700,000. Both Supervisor Collins and Supervisor Bunker stated ICFMR should have showers, however, a compromise could reluctantly be made for group showers in other areas.

Supervisor Zima, at this time, challenged Corporation Counsel Ken Bukowski's decision on telling the County Board it can only provide money amount. He claims \$31,900,000 is still a very expensive facility and he wants a say in the programming. Ken Bukowski reiterated his initial decision that this does not fall into the County Board's responsibility.

Supervisor Kaye will support \$31,900,000, recommended by the committee.

Supervisor Schadewald supports the Consultants report of \$33,700,000-a 15% reduction of original price. He personally feels this plan supports the large variety of patients in the long haul; adding this is the best for long-term payback.

Supervisor Marquardt stated the consultants did an excellent job in comparing apples to apples, meaning they compared Outagamie County to Brown County and the comparison was very close.

Supervisor Vanden Plas stated he will support \$31,900,000. Supervisor Williquette explained why she will support \$33,700,000. She remembers the many change orders involved with the jail. She stated if we set \$33,700,000 stipulating no change orders, that is the right decision.

Supervisor Krueger challenges Supervisor Zima's lack of expertise. In doing so, Supervisor Krueger urged the County Board to support the consultant's recommendation of \$33,700,000.

Supervisor Clancy spoke on behalf of the Committee's work. He strongly feels we must do this right. It's not all we asked for in the beginning but let's go forward and do what is right for a 30 year product.

Before the vote, Chairman Watermolen thanked the entire Board for the good debate. He stated it doesn't matter if the amount of \$31,900,000 or \$33,700,000 is voted on. It is still a win-win for all the citizens of Brown County.

Vote taken on \$33,700,000 recommendation. Roll Call #9c(i)2:

Ayes: Bunker, Krueger, Hansen, Collins, Clancy, Fleck, Watermolen, Schadewald, Marquardt, Williquette

Nays: Antonneau, Zima, Queoff, Vanden Plas, Schmitz, Schmitt, Haefs, Kaye, Bicoy, Johnson, Kuehn, Schillinger, Moynihan, Simons

Total Ayes: 10 Total Nays: 14

Motion defeated.

Back to the \$31,900,000 motion.

A motion was made by Supervisor Zima to defer 1 week. Supervisor Zima's motion died for a lack of second.

Supervisor Collins said Supervisor Zima hasn't gone to meetings and hasn't even attempted to get information as it was presented at many, many meetings. Supervisor Collins feels that is why Mr. Zima is out of focus on this issue; he lacks facts and correct information.

Back to \$31,900,000 motion.

A motion was made by Supervisor Bunker and seconded by Supervisor Williquette to amend the amount to \$32,236,000.

Under discussion:

Mr. Friedman explained the details between the amounts of \$31,900,000 and \$32,236,000.

Supervisor Johnson questioned if we aren't voting on a change of design, why would the numbers change.

Supervisor Bicoy explained \$31,900,000. He said there are adequate savings in \$31,900,000. He urged support of that figure.

Supervisor Bunker explained why this is a fair number. She asked the County Board to support \$32,236,000.

Supervisor Kay is standing by the committee recommendation of \$31,900,000.

Vote on \$32,236,000. Roll Call #9c(i)3:

Ayes: Bunker, Krueger, Hansen, Collins, Fleck, Watermolen, Williquette

Nays: Antonneau, Zima, Queoff, Vanden Plas, Clancy, Schadewald, Schmitz, Schmitt, Haefs, Kaye, Bicoy, Johnson, Kuehn, Marquardt, Schillinger, Moynihan, Simons

Total Ayes: 7 Total Nays: 17

Motion defeated.

Back to original motion.

Vote taken on original motion of \$31,900,000. Roll Call #9c(i)4:

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

Nays: Haefs, Simons

Supervisor Haefs requested that his vote be changed from nay to aye. The County Board granted Supervisor Haefs request to change is vote from Nay to Aye.

Total Ayes: 23 Total Nays: 1

Motion carried.

Approved by: \s\ Nancy J. Nusbaum, County Executive Date: 1/28/2002

No. 6 -- Appointments.

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

A motion was made by Supervisor Fleck and seconded by Supervisor Schillinger to approve.

Supervisor Schmitz urged a no vote and explained. He said the County Board sent this back to the County Executive last month asking her to bring back new names for these two appointments. Supervisor Schmitz reported, if these two appointees had their way on the Solid Waste Board, it could have cost the County over a million dollars with their version of the transfer station, etc.

A motion was made by Supervisor Collins and seconded by Supervisor Antonneau to suspend the rules to allow interested parties to address the board. Vote taken. Motion carried unanimously with no abstentions.

Rabbi Sidney Vinburg, President of the Library Board, told why he was very appreciative of the County Executive and the County Board to let him serve. He explained that, while we may disagree on an issue or policy, the bottom line is "we are all working for the betterment of Brown County". As long as the County Board understands that, their decision will be the right one.

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

Supervisor Kuehn spoke in favor the appointments. He said both of these volunteers are very qualified and work hard for Brown County. He urged the County Board to approve.

Roll Call #6a(1):

Ayes: Antonneau, Bunker, Krueger, Hansen, Queoff, Collins, Clancy, Watermolen, Schmitt, Bicoy, Johnson, Kuehn, Marquardt, Schillinger, Moynihan

Nays: Zima, Vanden Plas, Fleck, Schadewald, Schmitz, Haefs, Kaye, Simons, Williquette

Total Ayes: 15 Total Nays: 9

Motion carried.

A motion was made by Supervisor Haefs and seconded by Supervisor Johnson to approve the following appointments (6b, 6c and 6d) with one vote. Vote taken. Motion carried unanimously with no abstentions.

No. 6b -- Reappointment of Steve Thomas, Erin Tisch and Supervisor Jack Krueger to Affirmative Action Committee.

No. 6c -- Appointment of Supervisor Bret Bicoy to Diversity Affairs Council.

No. 6d -- Appointment of Larry Puzen and Dr. David Donarski and reappointment of Dean Rodeheaver and Don Baenen to Aging Resource Center Board.

No. 7a -- Report by County Executive.

County Executive Nusbaum thanked the County Board for the process they went through to reach the Mental Health Center vote. She asked to correct one bit of misinformation. She clarified that no one in her Administration ever objected to hiring a consultant. She said her administration only attempted to work together and cooperate to build a quality building for the most vulnerable people of our County.

Ms. Nusbaum updated the Board on the Planning Commission meeting with the specific issue being the Southern Bridge Corridor. Nancy gave past history of her support of this very project. She said she will respect our Planning staff and listen to them when it comes to issues of urban sprawl. However, depending on the Governor's Budget News Conference on January 22nd, this may be a moot subject. The Governor's projections are not good for local units of governments. Shared revenues may be lost and we will more than likely be told that we cannot spend one penny more next year than we spent this year. This is very serious as to how we will do business in Brown County.

Nancy spoke on her executive authority that was mentioned earlier. She explained of the success and completion of the many projects Brown County was able to complete over the past 6 years because there was not any fighting over authority. She pledged she would continue to work together, with the Board, as she has been. That is what the voters appreciate and what is best for Brown County.

No. 7b -- Report by Board Chairman.

i) Report on Tour of Mental Health Centers in Waukesha County. None.

No. 8 -- Other Reports. None.

No. 9 -- Standing Committee Reports.

No. 9a -- REPORT OF ADMINISTRATION COMMITTEE OF JANUARY 3, 2002

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The ADMINISTRATION COMMITTEE met in regular session on January 3, 2002, and recommends the following motions:

1. Update on remodeling of Council Chambers at City Hall. (Held form previous meeting.)
Receive and place on file.

2. Reappointment of Steve Thomas, Erin Tisch and Supervisor Jack Krueger to Affirmative Action Committee. Committee approved. See Appointments January County Board.
3. 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.) Agenda item withdrawn prior to meeting.
4. Treasurer – Opening of tax deed bids on parcel #AL1295-11. (Motion from previous meeting: *Accept bid of Mark and Kristin Kruzicki in the amount of \$2,600.*) Referred from December County Board. Receive and place on file.
5. Treasurer – Awarding tax deed bid on parcel #HB-1463. Approve.
6. Facility Management – Monthly Activity Report. Receive and place on file.
7. Human Resources Monthly Committee Report (December 2001). Receive and place on file.
8. Department of Administration – 2001 Budget Transfer Log. Receive and place on file.
9. Department of Administration – Monthly Activities Report (November 23 through December 19, 2001.) Receive and place on file.
10. Audit of bills. Pay the bills.

A motion was made by Supervisor Kuehn and seconded by Supervisor Clancy to adopt. vote taken. Motion carried unanimously with no abstentions.

Approved by: _____ \s\ Nancy J. Nusbaum, County Executive _____ Date: 1/28/2002

No. 9b -- REPORT OF EDUCATION AND RECREATION COMMITTEE – None.

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 for a combined November and December meeting. (Report submitted to December 19, 2001 County Board meeting.)

No. 9c -- REPORT OF EXECUTIVE COMMITTEE OF JANUARY 7, 2002

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The EXECUTIVE COMMITTEE met in regular session on January 7, 2002, and recommends the following motions:

1. Communication from Supervisor Guy Zima regarding: Requesting a referendum question be placed on the April 2002 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.” (Held from previous meeting.) Hold for one month. Ayes: 4 (Bunker, Hansen,

Schadewald, Watermolen); Nays: 2 (Williquette, Schillinger); Excused: 1 (Kaye).

Motion Carried.

2. Communication from Supervisor Guy Zima regarding: Requesting the County Board review and modify County Board rules and/or 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. (Referred from December County board.) Refer to Ken Bukowski, Corporation Counsel, requesting a review of County rules and ordinances where committees have authority and report back to Executive Committee.
3. Appointment of Supervisor Bret Bicoy to Diversity Affairs Council. Committee approved. See Appointments January County Board.
4. Resolution regarding: Authorization to submit a multi-county application for the Wisconsin Department of Commerce Technology Zone. Committee approved. Ayes: 5 (Bunker, Hansen, Schadewald, Watermolen, Williquette); Abstained: 1 (Schillinger); Excused: 1 (Kaye). See Resolutions, Ordinances January County Board.
5. Legislative Subcommittee report. No action.
6. Update of Mental Health Center design/review FROM Friday, January 4, 2002 meeting. No action.
7. Report by County Executive. No action.
8. **Closed Session:** For the purpose of deliberating whenever competitive or bargaining reasons require a closed session pursuant to Wisconsin State Statute 19.85 (1) (e). In the alternative, the Executive Committee is meeting for the purpose of collective bargaining and is not subject to the Wisconsin open meetings law pursuant to 19.82 (1) of the Wisconsin State Statutes. (No Closed Session Held.)

A motion was made by Supervisor Fleck and seconded by Supervisor Johnson to adopt except for item #1. Vote taken. Motion carried unanimously with no abstentions.

Item #1 – Communication from Supervisor Guy Zima requesting a referendum question be placed on the 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?”

A motion was made by Supervisor Simons and seconded by Supervisor Zima to place the above question on the April Ballot. Mr. Zima asked clarification of latest possible date for the referendum to be allowed on the ballot. At this time Ken Bukowski suggested the County Board move forward with other items while he researches if February 19th is the final day for a referendum question on April 2, 2002 ballot. Upon his return, Mr. Bukowski reported state statute clearly states it must be 42 days prior to the date the referendum would appear on the ballot, which in this case would be April 2, 2002. He reiterated the deadline would be February 19, 2002. At this point, Supervisor Zima made the motion to place the question on the ballot changing the numbers from \$39,000,000 to \$31,900,000, seconded by Supervisor Simons. Mr. Bukowski advised the Board that they could act on this tonight because it is on the agenda.

In doing this, Supervisor Zima amended the number from his previous motion of \$39,000,000 to read \$31,900,000, seconded by Supervisor Simons.

Supervisor Schillinger won't support this referendum question. He stated County Board members are elected to make tough educated decisions and he is ready to do that.

Supervisor Haefs asked if this question would be an advisory or binding referendum question.

Ken Bukowski, Corporation Counsel answered it would be “Advisory”..

Supervisor Zima explained his motion for a referenda. He feels the people should have a say in this amount of money to build a new Mental Health Center.

Supervisor Marquardt made an amendment to Supervisor Zima’s motion which states: “Shall Brown County Bond for and build a new Mental Health Center?”, seconded by Supervisor Collins.

Under discussion:

Supervisor Collins asked Supervisors to please not support Supervisor Zima’s referenda motion. He said the \$31,900,000 is a compromise. This is a better class of people than the jail population and they deserve this facility.

Supervisor Kuehn explained we just had a vote of 23 to 1 to build the Mental Health Center. We voted for that and we should stick with that vote. Why, now are we talking about an Advisory Referendum? Let’s move on!

Supervisor Schmitz questioned what happens if the state decides to come in and issue citations for current violations? How much will that cost Brown County? There was no immediate answer for his question.

Supervisor Hansen thanked the Committee on their hard work and not being afraid to support the Mental Health Center. He doesn’t support a referendum question.

Supervisor Krueger said his constituents asked him to make a good sound decision for Brown County. He will not support the referenda question but instead supports the project.

Supervisor Bunker said no one has called her in opposition to this building. Ms. Bunker went on to say the people in her district and throughout Brown County realize the need for a new Mental Health Center. Plenty of information has been available. Therefore, she’s not in favor of a referendum.

Chairman Watermolen, at this time, asked for a vote on Supervisor Marquardt’s amendment. Vote taken. Ayes: 5; Nays: 19. (No recorded roll call requested.) Motion defeated.

Vote taken on Supervisor Zima’s referendum motion. Roll Call #9c1:

Ayes: Zima, Schadewald, Simons

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

Total Ayes: 3 Total Nays: 21

Motion defeated.

Approved by: _____ \s\ Nancy J. Nusbaum, County Executive Date: 1/28/2002

No. 9d -- **REPORT OF HUMAN SERVICES COMMITTEE OF DECEMBER 19, 2001**

TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The HUMAN SERVICES COMMITTEE met in regular session on December 19, 2001, and recommends the following motions:

1. Review minutes of:
 - a) Homeless Issues and Affordable Housing Subcommittee (10/15/01).
 - b) Handicapped Children’s Education Board (11/19/01).
 - c) Aging Resource Center, Program Committee (11/30/01).
 - d) Board of Health (10/15/01).

Approve a-d.

2. Update on Mental Health Center construction method (Mark Keckeisen). No action.
3. Appointment of Larry Puzen and Dr. David Donarski and reappointment of Dean Rodeheaver and Don Baenen to Aging Resource Center Board. Committee approved. See appointments January County Board.
4. Aging Resource Center – Third Quarter 2001 Objective Monitoring Report. Approve.
5. Aging Resource Center – Update on 2002 budget for NEW Curative Rehabilitation Center. Approve the budget adjustments.
6. Veteran’s Services – Third Quarter 2001 Objective Monitoring Report. Approve.
7. Veteran’s Services – Director’s report. No action.
8. Human Services Department – MHC Update by Millennium Architects. No action.
9. Human Services Department – Financial report using September (Unaudited) projected 2001-year end. Approve.
10. Human Services Department – Oconto County Resolution (#99-2001) titled: State Funding for Long Term (12 or more months) Mental Health Inpatient Hospitalizations at State Institutions. Hold this for next month’s agenda for discussion.
11. Human Services Department – Third Quarter 2001 Objective Monitoring Report. Approve.
12. Human Services Department – Director’s report. No action.
13. Syble Hopp School – First Quarter 2002 Objective Monitoring Report. Approve.
14. Audit of bills. Pay the bills.

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

Approved by: \s\ Nancy J. Nusbaum, County Executive Date: 1/28/2002

No. 9e -- REPORT OF PLANNING, DEVELOPMENT AND TRANSPORTATION COMMITTEE AND LAND CONSERVATION SUBCOMMITTEE None.

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. (Report submitted to December 19, 2001 County Board meeting.)

No. 9f -- REPORT OF PUBLIC SAFETY COMMITTEE OF JANUARY 9, 2002

TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PUBLIC SAFETY COMMITTEE met in regular session on January 9, 2002, and recommends the following motions:

1. Review minutes of:
 - a) Emergency Medical Services Council (11/28/01).

- b) Local Emergency Planning Committee (12/11/01).
 - c) Metro Services Subcommittee (12/31/01).
- Receive and place on file items a-c.
2. Metro Services Update. Hold for one month.
 3. District Attorney – Legal Secretary Position Request. Hold for 90 days and encourage the department to hire a temporary secretary. This will be re-evaluated in 90 days.
 4. Huber District Attorney Remodeling Project Bid Results. (See attached). Accept base bid and alternatives 3 & 4 from Jacob C. Basten Construction and also alternates 1 & 2 if OM Construction declines.
 5. Sheriff – Request for Budget Transfer (#01-94): Increase in Expenditures with Offsetting Increase in Revenue: For participation in the State DOT Community Traffic Team Pilot grant program (State Grant Revenue: \$40,000; Regular Earnings - \$24,113; Fringe benefits - \$9,887; outlay - \$5,000; Supplies and expense - \$1,000). Approve.
 6. Sheriff – Request for Budget Transfer (#01-111): Increase in Expenditures with Offsetting Increase in Revenue: Request to add expenditures and revenues to 2002 budget for State DOT patrol programs (Salaries \$19,770; Fringes \$4,550; Equipment \$4,180; State Grants \$28,500). Approve.
 7. Sheriff – Ordinance regarding: To Amend Section 30.02 of the Brown County Code – Schedule of Deposits. (Referred from December County Board.) Committee approved. See Resolutions, Ordinances January County Board.
 8. Sheriff – Jail Population and Overtime Report. Receive and place on file.
 9. Sheriff's report. No action.
 10. **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.)
 11. Audit of Bills. Pay the bills.

A motion was made by Supervisor Haefs and seconded by Supervisor Kaye to adopt except for item #4. Vote taken. Motion carried unanimously with no abstentions.

Item #4 – Huber District Attorney Remodeling Project Bid Results.

Supervisor Haefs asked for reaffirmation that the Administration Committee has authority to accept or reject the bids. Corporation Counsel, Ken Bukowski reiterated the ordinance gives that authority to the Administration Committee.

Item #4 passed unanimously with no abstentions.

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

Date: 1/28/2002

No. 10a -- RESOLUTION REGARDING AUTHORIZATION TO SUBMIT A MULTI-COUNTY APPLICATION FOR THE WISCONSIN DEPARTMENT OF COMMERCE TECHNOLOGY ZONE

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

Ladies and Gentlemen:

WHEREAS, The Wisconsin Legislature has enacted Section 560.02(4) and Section 560.96 Wis. Stats. to direct the Department of Commerce to designate Technology Zones and to make available certain tax benefits for certified businesses within the eight (8) zones to be created in the State of Wisconsin; and

WHEREAS, an increased level of understanding and cooperation between agencies, municipalities, and counties would improve opportunities for economic development in Brown County and in Northeast Wisconsin; and

WHEREAS, Brown County would benefit from the existence of a Technology zone as a tool in attracting technology based businesses, stimulating new investment, and creating quality high technology jobs; and

WHEREAS, and as many as twelve other counties and economic development agencies in Northeast Wisconsin, including Advance, and the Bay-Lake Regional Planning Commission will participate in the preparation of the application, and will lend their technical expertise in evaluating businesses seeking certification; and

WHEREAS, the Brown County Board of Supervisors actively supports and currently participates in economic development activities for the benefit of its citizens' and

WHEREAS, the creation of a regional Technology Zone encompassing Marinette, Oconto, Brown, Door, Outagamie, Calumet, Kewaunee, Manitowoc, Shawano, Winnebago, Waupaca, and Fond du Lac counties will promote regional cooperation and will stimulate efficient use of resources.

NOW, THEREFORE, BE IT RESOLVED that the Brown County Board of Supervisors hereby concurs with the development of a regional Technology Zone encompassing those counties listed above that approve a similar resolution; and

BE IT FURTHER RESOLVED, that the Brown County Board Chairman, Brown County Executive and other appropriate county representatives are hereby authorized to sign the appropriate forms and documents required in the submission of the Technology Zone application to the Wisconsin Department of Commerce on behalf of Brown County; and

BE IT FURTHER RESOLVED, that copies of this resolution may be transmitted to the County Clerks of Door, Fond du Lac, Shawano, Outagamie, Calumet, Winnebago, Kewaunee, Manitowoc and Marinette, as an expression of Brown County's desire to cooperate with them in the Technology Zone; and

BE IT FURTHER RESOLVED, that Advance, the economic development program funded by Brown County, to be designated as the agency representing for Brown County in the preparation of the Technology Zone application, and in the subsequent administration of the Technology Zone governing body, should the Wisconsin Department of Commerce approve the application as referenced herein; and

BE IT FURTHER RESOLVED, that two originally signed copies of this resolution be forwarded to the Bay-Lake Regional Planning commission who is providing staff support in the application process.

Submitted this 16th day of January, 2002.

By: EXECUTIVE COMMITTEE

A motion was made by Supervisor Antonneau and seconded by Supervisor Bunker to adopt.

A motion was made by Supervisor Simons and seconded by Supervisor Zima to refer back to committee.

Under referral.

Motion by Supervisor Schillinger and seconded by Supervisor Kuehn to suspend the rules to allow interested parties to address the board. Voice vote taken. Motion carried unanimously with no abstentions.

Mr. Paul Ehrfurth, 805 McCasten Street, Allouez, addressed the Board. Supervisor Simons asked several questions, one being why wasn't this resolution brought before the Planning Development and Transportation Committee? Supervisor Schillinger answered that, stating no way was it meant to bypass any committee. There was a timing issue here, since the Planning Development and Transportation Committee didn't meet in December. Supervisor Schillinger pointed out that the Chair of the Planning, Development and Transportation Committee sits on the Executive Committee. At this point, Paul Ehrfurth explained this had to move forward. Supervisor Simons asked if Bay Lakes Regional Planning could be involved? Mr. Ehrfurth explained that Bay Lakes Regional Planning doesn't represent one specific County, so it won't have a voting seat. It was decided that one Economic Development person from each participating County be involved, which in this case, is Advance.

Supervisor Krueger spoke in support of this resolution. Additionally, he believes these efforts try to maintain higher paying, blue collar positions, while continuing to attract higher incomes from the lower paying jobs.

A motion by Supervisor Krueger and seconded by Supervisor Schmitt to return to the regular order of business. Voice vote taken. Motion carried unanimously with no abstentions.

Vote on referral. Roll Call #10a1:

Ayes: Vanden Plas, Clancy, Schadewald, Haefs, Marquardt, Simons

Nays: Antonneau, Bunker, Krueger, Hansen, Zima, Queoff, Collins, Fleck, Watermolen, Schmitz, Schmitt, Kaye, Bicoy, Johnson, Kuehn, Schillinger, Moynihan, Williquette

Total Ayes: 6 Total Nays: 18

Motion refer back to committee was defeated.

Back to original resolution motion to adopt. Roll Call #10a2:

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

Nays: Zima, Haefs, Marquardt, Simons

Total Ayes: 20 Total Nays: 4

Motion carried.

Approved by: \s\ Nancy J. Nusbaum, County Executive Date: 1/29/2002

No. 10b -- ORDINANCE TO AMEND SECTION 30.02 OF THE BROWN COUNTY CODE – SCHEDULE OF DEPOSITS

THE BROWN COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

Section 1 - Section 30.02 of the Brown County Code entitled "Ordinance Enforcement by Citation" is hereby amended to read as follows:

SCHEDULE OF DEPOSITS – LOCAL BROWN COUNTY ORDINANCES

Ordinance Number	Offense	Deposit	Sec. 165.87 175.05(1)(a) 23% 24% Penalty Assessment	Court Costs and Fees*	Jail Assessment	Total Cash Deposit
6.04	Structure Prohibited Within Setback Lines	150.00	36.00	79.00	10.00	275.00
6.05	Structure Permitted Within Setback Lines	150.00	36.00	79.00	10.00	275.00
7.11	Obstructing Emergency Government	150.00	36.00	79.00	10.00	275.00
8.03(1)	Parks/Deface Property	100.00	24.00	79.00	10.00	213.00
8.03(2)	Parks/Litter Water	50.00	12.00	79.00	10.00	151.00
8.03(3)	Parks/Disorderly Conduct	100.00	24.00	79.00	10.00	213.00
8.03(4)	Parks/Endangering Others Damage Property of Others	100.00	24.00	79.00	10.00	213.00
8.03(5)	Parks/Violation	40.00	9.60	79.00	10.00	138.60
8.03(6)	Parks/Prevent or Interfere with Public's Use of any Park	100.00	24.00	79.00	10.00	213.00
8.04	Parks/Hours	20.00	4.80	79.00	10.00	113.80
8.05	Parks/Fires	20.00	4.80	79.00	10.00	113.80
8.06	Parks/Refuse	20.00	4.80	79.00	10.00	113.80
8.07	Parks/Firearms and Arms	40.00	9.60	79.00	10.00	138.60
8.08	Parks/Pets	20.00	4.80	79.00	10.00	113.80
8.09	Parks/Horses	20.00	4.80	79.00	10.00	113.80
8.10	Parks/Motor Vehicles	40.00	9.60	79.00	10.00	138.60
8.11	Parks/Snowmobiles	40.00	9.60	79.00	10.00	138.60
8.12	County Boat Launches	40.00	9.60	79.00	10.00	138.60
8.13	Parks/Off the Road Veh.	40.00	9.60	79.00	10.00	138.60
8.14	Parks/Molest Animals	100.00	24.00	79.00	10.00	213.00
8.15	Parks/Use of Park Facilities to the Exclusion of Others without Written Permit	100.00	24.00	79.00	10.00	213.00
8.15(4)	Parks/Dates Intoxicants (Beer and Wine)	20.00	4.80	79.00	10.00	113.80
8.15(5)	Parks/Fairgrounds During the Fair (Intoxicants)	20.00	4.80	79.00	10.00	113.80
8.16	Parks/Group Activities	100.00	24.00	79.00	10.00	213.00
8.17	Other Activities	20.00	4.80	79.00	10.00	113.80
8.19	Parks/Unauthorized Signs	40.00	9.60	79.00	10.00	138.60
8.20	Parks/Camping	40.00	9.60	79.00	10.00	138.60
8.21	Metal Detectors	20.00	4.80	79.00	10.00	113.80
8.22	Additional Rules and Regulations	40.00	9.60	79.00	10.00	138.60
8.225	Parks/Noise	60.00	14.40	79.00	10.00	163.40
8.23(2)	Golf Course Regulations	40.00	9.60	79.00	10.00	138.60
8.23(3)	Golf Course/Interference Permittees	100.00	24.00	79.00	10.00	213.00
8.23(4)	Golf Course/Use of Liquor	100.00	24.00	79.00	10.00	213.00
8.23(5)	Golf Course/Disorder Conduct	100.00	24.00	79.00	10.00	213.00
11.01	Private Sewage System Regulation	500.00	120.00	79.00	10.00	709.00
12.01	Solid Waste Disposal Operations	1000.00	240.00	79.00	10.00	1329.00
12.04	Recycling Centers	200.00	48.00	79.00	10.00	337.00

13.03	Abandoned Vehicle (Parking Ticket \$10.00 + Wrecker Bill)	N/A	N/A	N/A	N/A	N/A
Ch. 21	Subdivision and Plotting Regulations	400.00	96.00	79.00	10.00	585.00
Ch. 22	Shorelands and Floodplains	175.00	42.00	79.00	10.00	306.00
Ch. 24	Airport Zoning Districts	150.00	36.00	79.00	10.00	275.00
25.07(2) & (4)	Airport Traffic Regs.	150.00	36.00	79.00	10.00	275.00
25.07(3)	Airport Traffic Regs. (Speed)	50.00	12.00	79.00	10.00	151.00
25.08	Airport Parking Regs. (County Parking Ticket \$5.00)	N/A	N/A	N/A	N/A	N/A
25.09	Conveyors of Public Transportation	50.00	12.00	79.00	10.00	151.00
25.10	Literature & Newspaper Rack Prohibitions	50.00	12.00	79.00	10.00	151.00
30.01	Private Alarm Systems	100.00	24.00	79.00	10.00	213.00
31.01	Resisting or Obstructing Officer	100.00	24.00	79.00	10.00	213.00
31.02	Disorderly Conduct	100.00	24.00	79.00	10.00	213.00
31.03	Prohibited Operations on Icebound Waters	50.00	12.00	79.00	10.00	151.00
31.045	Prohibited Vehicles Snowmobile Trails	50.00	12.00	79.00	10.00	151.00
31.05	Litter from Vehicles (To Solid Waste Site)	50.00	12.00	79.00	10.00	151.00
31.06	Trespass to Dwelling	100.00	24.00	79.00	10.00	213.00
31.07	Petty Theft		SEE GRADUATED SCALE			
31.08	Damage to Property	100.00	24.00	79.00	10.00	213.00
31.09	Shoplifting		SEE GRADUATED SCALE			
31.11	Restaurant Keeper	100.00	24.00	79.00	10.00	213.00
31.12	Worthless Checks	200.00	48.00	79.00	10.00	337.00
31.13	Trespass to Land	50.00	12.00	79.00	10.00	151.00
31.15	Unlawful Use of Telephone	100.00	24.00	79.00	10.00	213.00
31.15	Unlawful Use of Tele- phone (2 nd Violation within 4 Years)	200.00	48.00	79.00	10.00	337.00
31.16(1)&(2)	Arena/Intoxicants at Brown County Arena	25.00	6.00	79.00	10.00	120.00
31.17	Arena/Smoking at Brown County Arena	25.00	6.00	79.00	10.00	120.00
31.18	Truancy	20.00	4.80	79.00	10.00	113.80
31.19	Possession of Marijuana	50.00	12.00	79.00	10.00	151.00
31.20	Sale of Gift of Cigarettes/ (except) Tobacco products	100.00	24.00	79.00	10.00	213.00
31.20(2)(b)	Signs as to tobacco vending machines-\$25.00 ticket	N/A	N/A	N/A	N/A	N/A
32.00	Equal Opportunities in Housing	100.00	24.00	79.00	10.00	213.00
33.00	Public Assemblages	2000.00	480.00	79.00	20.00	2579.00
34.04	Clean Indoor Air	25.00	6.00	79.00	10.00	120.00
340.0011	Disorderly Conduct with a Motor Vehicle	50.00	12.00	79.00	10.00	151.00
340.0011	Disorderly Conduct with a Motor Vehicle (2 nd Violation within 2 Years)	100.00	24.00	79.00	10.00	213.00
Ch. 37	Public Health Regulations	175.00	42.00	79.00	10.00	306.00
Ch. 38	Public Health Nuisance	175.00	42.00	79.00	10.00	306.00

Ch. 39	Noise Control	175.00	42.00	79.00	10.00	306.00
Ch. 40	Tattoo Health and Sanitary Requirements	100.00	24.00	79.00	10.00	213.00

GRADUATED SCALE

Value of Property

.01 – 10.00	40.00	9.60	79.00	10.00	138.60
10.01 – 50.00	60.00	14.40	79.00	10.00	153.40
50.01 – 100.00	120.00	28.80	79.00	10.00	237.80
100.01 – 200.00	200.00	48.00	79.00	10.00	337.00

* Includes Court Costs (\$25.00), Justice Information Fee (\$9.00), Crime Lab and Assessment (\$5.00), plus Court Support Fee (\$40.00)

Section 2 - This ordinance applies to ordinance violations occurring on or after September 1, 2001 as required by Section 757.05 of the Wisconsin Statutes enacted as 2001 Wisconsin Act 16.

Section 3 - This ordinance shall become effective upon passage and publication.

Respectfully submitted,
PUBLIC SAFETY COMMITTEE

A motion was made by Supervisor Johnson and seconded by Supervisor Collins 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

Nays: None

Total Ayes: 24 Total Nays: 0

Motion carried unanimously with no abstentions.

Approved by: \s\ Nancy J. Nusbaum, County Executive Date: 1/28/2002

Approved by: \s\ Darlene K. Marcelle, County Clerk Date: 1/29/2002

Approved by: \s\ Keith R. Watermolen, Board Chairman Date: 2/01/2002

No. 11 -- Such other matters as authorized by law. None.

No. 12 -- Bills over \$10,000 for period ending December 31, 2001.

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

No. 13 -- Closing Roll Call:

Present: 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 Present: 24

**No. 14 -- ADJOURNMENT TO WEDNESDAY, FEBRUARY 20, 2002, AT 7:00 P.M.,
LEGISLATIVE ROOM, 100 N. JEFFERSON STREET, GREEN BAY,
WISCONSIN.**

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

\S\ DARLENE K. MARCELLE

Brown County Clerk