

**PROCEEDINGS OF THE BROWN COUNTY BOARD OF SUPERVISORS**  
**JULY 22, 2009**

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, July 22, 2009, at 7:00 p.m.**, in the Legislative Room 203, 100 North Jefferson Street, Green Bay, Wisconsin.

The following matters will be considered:

Call to order at 7:00 p.m.

Invocation.

Pledge of Allegiance to the Flag.

Present:       Warpinski, De Wane, Nicholson, Krueger, Haefs, Erickson, Brunette, Zima,  
                  Evans, Vander Leest, Dantine, La Violette, Andrews, Williams, Fleck, Clancy,  
                  Wetzel, Moynihan, Scray, Lund, Fewell

Excused:       Johnson, Kaster, Knier

Supervisor Theisen arrived at 7:07 p.m. and Supervisor Hoeft arrived at 7:25 p.m.

Total Present:       23                               Total Excused:       3

**\* \* PRESENTATION \* \***

"Project Citizen Showcase"  
From Green Bay Preble High School

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

A motion was made by Supervisor Krueger and seconded by Supervisor Andrews **"to adopt the agenda"**. Supervisor Krueger **"amended the agenda to include #9e(i) of the Special Planning, Development and Transportation Ordinance amending Chapter 23 of the Brown County Code entitled 'Floodplains'."** Voice vote taken. Motion carried unanimously with no abstentions to adopt the agenda as amended.

**No. 2 --       COMMENTS FROM THE PUBLIC REGARDING AGENDA ITEMS ONLY.**

Chairman Zima acknowledged the presence of Jack La Duc at tonight's meeting. Chair Zima explained that Mr. La Duc has been active in the Community over the years. Chair Zima thanked him for attending tonight's meeting.

**No. 3 -- APPROVAL OF MINUTES OF COUNTY BOARD OF JUNE 17, 2009**

A motion was made by Supervisor De Wane and seconded by Supervisor Nicholson **“to approve the minutes of June 17, 2009.”** Motion carried unanimously with no abstentions.

Supervisor Brunette stated that on Page 3 of the Administration Committee minutes, Darlene Marcelle’s title was inadvertently entered as Clerk of Circuit Court and should be changed to County Clerk.

Supervisor Nicholson stated that on the Public Safety Committee minutes, Supervisors De Wane and Williams were listed as absent and they were excused. Supervisor Nicholson requested the minutes be corrected to reflect that information.

Chairman Zima announced the approval of the June 17<sup>th</sup> meeting minutes with those corrections.

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

Supervisor Krueger announced that Veteran’s Day at the Brown County Fair has been moved from Sunday, August 23<sup>rd</sup> to Saturday, August 22<sup>nd</sup> because local businesses are bringing in the Navy Band. Supervisor Krueger invited everyone to attend.

Supervisor Fewell announced that tomorrow, Thursday, July 23<sup>rd</sup>, is the start of Polka Days in Pulaski. A large craft show is on Saturday, July 25<sup>th</sup> and a parade on Sunday, July 26<sup>th</sup>. Supervisor Fewell invited everyone to attend the Pulaski Polka Days.

Supervisor La Violette announced that Tom Eggebrecht, Interim Brown County Human Services Director, is leaving Brown County and has taken a job as Human Services Director of Sheboygan County. Ms. La Violette thanked Mr. Eggebrecht for his service to Brown County and wished him well in his new job.

Supervisor Vander Leest announced that the NEW Zoo will be celebrating Palooka Days on Saturday, July 25<sup>th</sup> with a live band, booyah, beer and wine and invited everyone to attend.

Supervisor Vander Leest announced that the NEW Zoo Feast with the Beast will be on Monday, August 3<sup>rd</sup>. Tickets in advance are \$25.00 and at the door will be \$30.00. He encouraged all to attend.

Supervisor Vander Leest also announced that the September Education and Recreation Committee will be held on August 20<sup>th</sup> so the committee members can tour the Brown County Fair.

Supervisor Nicholson announced that St. Philip/St. Bernard Parishes will hold their Summer Blast this weekend July 26<sup>th</sup> and invited all to attend. Supervisor Nicholson also announced that Ss. Peter & Paul will be having their parish picnic on August 16 and invited all to attend.

Supervisor Warpinski announced the cancellation of the Facility Master Plan Committee. He explained he is waiting for more information needed for the meeting.

No. 5 -- COMMUNICATIONS. NONE. LATE COMMUNICATIONS:

No. 5a -- FROM SUPERVISOR LA VIOLETTE REGARDING: I WOULD LIKE TO PROPOSE THAT THE COUNTY BOARD CHAIR, VICE-CHAIR, AND MEMBERS OF THE EXECUTIVE COMMITTEE DEVELOP BOTH A TIMELINE AND STRATEGIES FOR DEALING WITH THE 2010 BUDGET FOCUSED ON EFFECTIVE, EFFICIENT AND TRANSPARENT PRINCIPLES THAT WOULD BE INCLUSIVE AND RESPECTFUL OF ALL PARTICIPANTS. AS PART OF THE TIMELINE, I WOULD PROPOSE THAT IF THE BOARD IS UNABLE TO REACH A FINAL DECISION ON THE BUDGET BY 10 P.M. ON NOVEMBER 9 WE ADJOURN AND RECONVENE THE NEXT MORNING, TUESDAY, NOVEMBER 10 AT 9 A.M. TO CONTINUE OUR DISCUSSIONS. FEW RESPONSIBLE DECISIONS CAN BE MADE WHEN TALKS EXTEND BEYOND 12 HOURS AND CERTAINLY PARTICIPATION FROM THE INTERESTED PUBLIC IS COMPROMISED.

Refer to Executive Committee.

No. 5b -- FROM SUPERVISOR WARPINSKI REGARDING: TO AMEND CHAPTER 2.04(1)(d) OF THE BROWN COUNTY CODE TO STRIKE AND REPLACE THE WORD "SECRET" WITH THE WORD "OPEN"

Refer to Executive Committee.

No. 5c -- FROM SUPERVISOR EVANS REGARDING: TO APPROPRIATE ADDITIONAL FUNDING FOR A SECURITY DETAIL TO MONITOR THE CTC DURING A PERIOD OF WHEN THE CONSTRUCTION COMPANIES LEAVE THE FACILITY AND UNTIL THE FACILITY IS OCCUPIED -- A PERIOD OF 2 TO 3 WEEKS.

Refer to Human Services Committee and Executive Committee.

No. 5d -- FROM SUPERVISOR ERICKSON REGARDING: LOOK INTO BURNING GARBAGE AND WASTE IN BROWN COUNTY.

Refer to Planning, Development and Transportation Committee.

No. 6 -- APPOINTMENTS BY COUNTY EXECUTIVE.

No. 6a -- REAPPOINTMENT OF RICHARD HUXFORD, CHARLES KARNOPP, AND BILL ULLMER TO ADJUSTMENT BOARD

A motion was made by Supervisor Clancy and seconded by Supervisor Fleck "to approve the above appointments". Voice vote taken. Motion carried unanimously with no abstentions.

**No. 6b -- APPOINTMENT OF TIMOTHY MC NULTY TO CRIMINAL JUSTICE COORDINATING BOARD**

A motion was made by Supervisor Wetzel and seconded by Supervisor Andrews “**to approve the above appointment**”. Voice vote taken. Motion carried unanimously with no abstentions.

**No. 6c -- REAPPOINTMENT OF RON ANTONNEAU, NEIL MC KLOSKEY, HENRY WALLACE AND WILLIAM MARTENS TO HARBOR COMMISSION**

A motion was made by Supervisor Moynihan and seconded by Supervisor Dantine “**to approve the above appointments**”. Voice vote taken. Motion carried unanimously with no abstentions.

**No. 6d -- APPOINTMENT OF ROBERT JOSSIE TO MUSEUM BOARD**

A motion was made by Supervisor Fleck and seconded by Supervisor Wetzel “**to approve the above appointment**”. Voice vote taken. Motion carried unanimously with no abstentions.

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

County Executive Hinz discussed the 2010 Budget, explaining the budget packets were delivered to the Department Heads on July 7, 2009. He also stated the budgets in the future will be even more difficult because of the deficit in future years, especially 2012. County Executive Hinz explained he knows now that the 2012 State Budget will be at least \$2 billion over budget.

Mr. Hinz announced that there is a high participation by employees in Health Risk Assessment Program, adding he is pleased that more employees participated than expected.

Executive Hinz stated the Brown County Employee Picnic was another success. He thanked the Organizational Committee for their efforts and hard work in coordinating the Employee Picnic.

County Executive Hinz congratulated Jim Nichols, Public Safety Communication Director and his Staff on a successful transition from the Green Bay Police Department location to their new location at 3028 Curry Lane. During the moving period they did not lose a single call. Executive Hinz congratulated Jim Nichols and staff on a job well done.

Mr. Hinz announced the dedication of the new \$9.9 million single stream recycling program and facility this past week. Chuck Larscheid, Solid Waste Director originated the idea to have a multi-county facility including Brown, Outagamie and Winnebago counties.

Executive Hinz thanked Tom Eggebrecht, Interim Human Services Director for his service to Brown County and wished him well on his new job with Sheboygan County.

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

Chairman Zima announced that in preparing the 2010 County Board budget, the County Board budget will come in well under the levy target due to the innovative way that Alicia Loehlein, County Board Secretary and staff has instituted in the printing of the County Board packets. The savings are about \$8,000 in printing costs to the County Board. Chairman Zima wants to congratulate Alicia and staff for a job well done.

Chairman Zima thanked Supervisor Norb Dantinne who evaluated a change-order in a project at the NEW Zoo. He praised Supervisor Dantinne's expertise in this area and thanked him for that service to Brown County.

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

A motion was made by Supervisor Krueger and seconded by Supervisor Evans **“to suspend the rules to take items #8a thru #8e in one vote”**. Voice vote taken. Motion carried unanimously with no abstentions.

A motion was made by Supervisor La Violette and seconded by Supervisor Andrews **“to approve items #8a thru #8e”**. Voice vote taken. Motion carried unanimously with no abstentions.

**No. 8a -- TREASURER'S FINANCIAL REPORT FOR MONTH OF DECEMBER 31, 2008**

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 December 31, 2008.

Associated Bank and Chase Bank	\$ 65,499,788.41
Bank Mutual and Denmark State Bank	10,198,373.97
Wisconsin Development Fund	0.00
Overnight Investments	19,195,049.89
Deposits in Transit	6,279,020.73
Emergency Fund	(220,509.17)
NSF Checks Redeposited	36,268.08
Clerk Passport Account	0.00
Workers Comp Acct	(13,716.48)
UMR Sweep Account	(396,501.95)
Bank Error(s)	0.00
<b>Total</b>	<b><u>100,577,773.48</u></b>
Less Outstanding Checks	(628,095.32)
Other Reconcilable Items	0.00
<b>Balance Per County</b>	<b>\$ 99,949,678.16</b>

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

Year-to-Date Interest Received - Prior Month	4,938,038.62
Interest Received - Current Month	<u>255,537.06</u>
Year-to-Date Interest Received on Unrestricted Funds	<b>\$ 5,193,395.68</b>
Working Capital Reserves Invested	66,191,070.55
Restricted Investments	<u>39,904,011.85</u>
Total funds invested	<b>\$106,095,082.40</b>

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 December 31, 2008. Statement of Investments for the Month of December have been compared and examined, and found to be correct.

          \s\      Kerry M. Blaney            
County Treasurer

Approved by:           \s\      Tom Hinz, County Executive                              Date: 7/28/2009

**No. 8b -- TREASURER'S FINANCIAL REPORT FOR MONTH OF JANUARY 31, 2009**

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 January 31, 2009.

Associated Bank and Chase Bank	\$ 13,082,825.00
Bank Mutual and Denmark State Bank	3,237,979.67
Wisconsin Development Fund	0.00
Overnight Investments	1,089,142.10
Deposits in Transit	4,062,394.27
Emergency Fund	(54,113.55)
NSF Checks Redeposited	125,226.49
Clerk Passport Account	0.00
Workers Comp Acct	(17,541.77)
UMR Sweep Account	(311,365.53)
Bank Error(s)	0.00
<b>Total</b>	<b><u>21,214,546.68</u></b>
Less Outstanding Checks	(2,919,653.76)
Other Reconcilable Items	<u>(111,769.59)</u>
<b>Balance Per County</b>	<b>\$ 18,183,123.33</b>

Following is a statement of the County Treasurer of the Working Capital reserves placed in time deposits in the designated public depositories within Brown County for the purpose of investments as of January 31, 2009.

	2008	2009
Year-to-Date Interest Received	0.00	0.00
Interest Received - Current Month	<u>582,306.94</u>	<u>155,912.86</u>
Year-to-Date Interest Received on Unrestricted Funds	<b>\$ 582,306.94</b>	<b>\$ 155,912.86</b>
Working Capital Reserves Invested	123,251,088.17	94,488,096.69
Restricted Investments	<u>9,445,028.34</u>	<u>39,904,011.85</u>
Total funds invested	<b>\$132,696,116.51</b>	<b>\$134,392,108.54</b>
Certificates of Deposits	16,600,000.00	16,350,000.00
Treas-Gov't Agencies	36,105,075.28	45,882,503.61
Commercial Paper	19,912,293.06	14,998,015.98
Money Market - Pooled Fds.	<u>60,078,748.17</u>	<u>57,161,588.95</u>
Total	<b>\$132,696,116.51</b>	<b>\$134,392,108.54</b>
Monthly Interest Rate of Return:	4.027%	1.225%

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 January 31, 2009. Statement of Investments for the Month of December have been compared and examined, and found to be correct.

          /s\          Kerry M. Blaney            
County Treasurer

Approved by:           /s\          Tom Hinz, County Executive           Date: 7/28/2009

**No. 8c -- TREASURER'S FINANCIAL REPORT FOR MONTH OF FEBRUARY 28, 2009**

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 February 28, 2009

Associated Bank and Chase Bank	\$ 6,224,101.65
Bank Mutual and Denmark State Bank	3,590,875.98
Wisconsin Development Fund	0.00
Overnight Investments	194,669.57
Deposits in Transit	42,115.02
Emergency Fund	(36,308.30)
NSF Checks Redeposited	158,984.74
Clerk Passport Account	0.00

Workers Comp Acct	(15,573.34)
UMR Sweep Account	(737,038.03)
Bank Error(s)	0.00
<b>Total</b>	<b><u>9,421,827.29</u></b>
Less Outstanding Checks	(4,074,136.96)
Other Reconcilable Items	0.00
<b>Balance Per County</b>	<b>\$ 5,347,690.33</b>

Following is a statement of the County Treasurer of the Working Capital reserves placed in time deposits in the designated public depositories within Brown County for the purpose of investments as of February 28, 2009.

	2008	2009
Prior Month Year-to-Date Interest Received	582,306.94	155,912.86
Interest Received - Current Month	<u>410,374.96</u>	<u>184,975.42</u>
Year-to-Date Interest Received on Unrestricted Funds	<b>\$ 992,681.90</b>	<b>\$ 340,888.28</b>
Working Capital Reserves Invested	146,752,962.74	116,201,582.29
Restricted Investments	<u>4,332,956.84</u>	<u>39,904,011.85</u>
Total funds invested	<b>\$151,085,919.58</b>	<b>\$156,105,594.14</b>
Certificates of Deposits	20,600,000.00	16,350,000.00
Treas-Gov't Agencies	36,256,942.39	45,928,203.75
Commercial Paper	22,894,016.67	16,990,177.09
Money Market - Pooled Fds.	<u>71,334,960.52</u>	<u>76,837,213.30</u>
Total	<b>\$151,085,919.58</b>	<b>\$156,105,594.14</b>
Monthly Interest Rate of Return:	3.412%	1.003%

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 February 28, 2009. Statement of Investments for the Month of December have been compared and examined, and found to be correct.

          \s\          Kerry M. Blaney            
County Treasurer

Approved by:           \s\          Tom Hinz, County Executive          

Date: 7/28/2009

No. 8d -- **TREASURER'S FINANCIAL REPORT FOR MONTH OF MARCH 31, 2009**

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 March 31, 2009.

Associated Bank and Chase Bank	\$ 4,793,271.15
Bank Mutual and Denmark State Bank	3,593,725.07
Wisconsin Development Fund	0.00
Overnight Investments	146.76
Deposits in Transit	202,630.44
Emergency Fund	(24,987.46)
NSF Checks Redeposited	162,278.60
Clerk Passport Account	0.00
Workers Comp Acct	(26,331.23)
UMR Sweep Account	(627,015.91)
Bank Error(s)	0.00
<b>Total</b>	<b><u>8,073,717.42</u></b>
Less Outstanding Checks	(1,112,554.81)
Other Reconcilable Items	0.00
<b>Balance Per County</b>	<b>\$ 6,961,162.61</b>

Following is a statement of the County Treasurer of the Working Capital reserves placed in time deposits in the designated public depositories within Brown County for the purpose of investments as of March 31, 2009.

	2008	2009
Year-to-Date Interest Received	992,681.90	340,888.28
Interest Received - Current Month	<u>564,448.32</u>	<u>312,544.19</u>
Year-to-Date Interest Received on Unrestricted Funds	<b>\$ 1,557,460.22</b>	<b>\$ 653,432.47</b>
Working Capital Reserves Invested	135,626,674.40	121,093,229.30
Restricted Investments	<u>4,332,956.84</u>	<u>28,866,768.25</u>
Total funds invested	<b>\$139,959,631.24</b>	<b>\$149,959,997.55</b>
Certificates of Deposits	26,600,000.00	19,350,000.00
Treas-Gov't Agencies	34,935,846.30	45,531,516.18
Commercial Paper	19,876,493.06	9,963,627.77
Money Market - Pooled Fds.	<u>58,547,291.88</u>	<u>75,114,853.60</u>
Total	<b>\$139,959,631.24</b>	<b>\$149,959,997.55</b>
Monthly Interest Rate of Return:	3.106%	1.219%

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 March 31, 2009. Statement of Investments for the Month of December have been compared and examined, and found to be correct.

          /s\          Kerry M. Blaney            
County Treasurer

Approved by:           /s\          Tom Hinz, County Executive                                Date: 7/28/2009

**No. 8e --        TREASURER'S FINANCIAL REPORT FOR MONTH OF APRIL 30, 2009**

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 April 30, 2009

Associated Bank and Chase Bank	\$ 11,754,177.33
Bank Mutual and Denmark State Bank	0.00
Wisconsin Development Fund	0.00
Overnight Investments	146.79
Deposits in Transit	298,767.83
Emergency Fund	(24,407.67)
NSF Checks Redeposited	20.00
Clerk Passport Account	2,954.85
Workers Comp Acct	(5,143.69)
UMR Sweep Account	(436,304.84)
Bank Error(s)	0.00
<b>Total</b>	<b><u>11,590,210.60</u></b>
Less Outstanding Checks	(2,271,251.22)
Other Reconcilable Items	0.00
<b>Balance Per County</b>	<b>\$ <u>9,318,959.38</u></b>

Following is a statement of the County Treasurer of the Working Capital reserves placed in time deposits in the designated public depositories within Brown County for the purpose of investments as of April 30, 2009.

	2008	2009
Year-to-Date Interest Received	1,557,460.22	653,432.47
Interest Received - Current Month	<u>455,410.88</u>	<u>284,973.27</u>
Year-to-Date Interest Received on Unrestricted Funds	<b><u>\$2,012,871.10</u></b>	<b><u>\$ 938,405.74</u></b>



3. Communication from Supervisor Lund re: That there shall be no interdepartmental charge backs placed in the 2010 budget (Referred from June County Board). Refer to Internal Auditor to conduct a survey regarding how chargebacks are handled in other counties.
4. Communication from Supervisor Warpinski re: Request that Information Services make campaign finance reports filed with the Brown County Clerk available (Referred from June County Board). That the County Clerk move forward with campaign finance reporting effective January 1, 2010.
5. Communication from Supervisor Vander Leest re: Request for each Standing Committee to forward a list of priorities to the County Executive for preparation of the 2010 budget (Referred from June County Board). Receive and place on file.
6. Communication from Supervisor Andy Nicholson re: To create County policy to return unused housing vouchers. (Referred back from April Administration Committee meeting; Motion was to send a letter to Rob Strong of the City of Green Bay Housing Authority, from the committee, requesting he be present at the next Admin Committee meeting to provide and present written information from Federal Authorities on if they can or cannot return unused vouchers to HUD and if they can or cannot return unused money and to supply the committee with the names and contact info for the people on the Federal Housing Authority.)

To direct the Housing Authority to set a goal of setting an average dollar amount to employ all 3234 housing vouchers, and to investigate a standard dual support payment system.

\*\* To freeze the housing voucher waiting list subject to emergencies, understanding it can be reopened for a short time period to allow people to get back on. Ayes: 2 (Lund, Williams); Nays: 2 (Krueger, Hoeft); Motion Fails 2-2.

- \*\*** As per the County Board on 7/22/2009, a vote was taken 15-8 in favor of “to freeze the house voucher waiting list subject to emergencies”.

To require that people on the waiting list contact the Housing Authority office each month in order to keep their application active.

7. County Clerk - Budget Status Financial Report for April 30, 2009 and May 31, 2009. Receive and place on file.
8. County Clerk - Follow-up on Campaign Finance Implementation Process. See #4 above.
9. Treasurer - Budget Status Financial Report for April 2009 and May 2009. Receive and place on file.
10. Treasurer’s Financial Report for Month of April. Receive and place on file.
11. Treasurer - Resolution re: Opposition to 2009 State Assembly Bill 149 Regarding Interest Rates on Delinquent Property Taxes. To approve opposition to Bill 149. (See Resolutions, Ordinances July County Board.)
12. Human Resources - Budget Status Financial Report for May 31, 2009. Receive and place on file.

13. Human Resources - Vacant Positions on hold pending review. Receive and place on file.
14. Human Resources - Activity Report for May 2009. Receive and place on file.
15. Dept. of Administration - Asset Maintenance Fund Expenditures. To approve the Asset Maintenance Fund Expenditure in the amount of \$6,774 for Public Safety Communications.
16. Dept. of Administration - Bid Awards Review Process. To hold.
17. Dept. of Administration - 2009 Budget Transfer Log. Receive and place on file.
18. Dept. of Administration - Grant Application Approval Log. Receive and place on file.
19. Administration Budget Status Financial Report for May 31, 2009. Receive and place on file.
20. Information Services Budget Status Financial Report for May 31, 2009. Receive and place on file.
- #20a Discussion re: Change Order for the Fiber Optic Project that reflect the 2009 Bond information. To recommend approval of the change order for installation of fiber optic in the amount of \$797,397.70 and forward to the County Board.
21. Facility & Park Management - Budget Status Financial Report for May 31, 2009. No other agenda items. Receive and place on file.
22. Corporation Counsel – Budget Status Financial Reports for May, 2009. No agenda items. Receive and place on file.
23. Audit of bills. To approve payment of bills.

A motion was made by Supervisor Lund and seconded by Supervisor Andrews **“to adopt”**. Supervisor Nicholson requested that Item #6 be taken separately. Voice vote taken on remainder of report. Motion carried unanimously with no abstentions.

Item #6 -- Communication from Supervisor Andy Nicholson re: to create County policy to return unused housing vouchers. (Referred back from April Administration Committee meeting; Motion was to send a letter to Rob Strong of the City of Green Bay Housing Authority, from the committee, requesting he be present at the next Admin Committee meeting to provide and present written information from Federal Authorities on if they can or cannot return unused vouchers to HUD and if they can or cannot return unused money and to supply the committee with the names and contact info for the people on the Federal Housing Authority.)

COMMITTEE ACTION #2: To freeze the housing voucher waiting list subject to emergencies, understanding it can be reopened for a short time period to allow people to get back on. Ayes: 2 (Lund, Williams); Nays: 2 (Krueger, Hoelt); Motion fails 2-2.

A motion was made by Supervisor Nicholson and seconded by Supervisor De Wane **“to freeze the housing voucher waiting list subject to emergencies”**.

Following discussion, a motion was made by Supervisor Fewell and seconded by Supervisor Clancy **“to refer item #6 back to Committee”**. Voice vote taken. Motion defeated to refer item #6 back to committee.

Following a lengthy discussion, a vote on Supervisor Nicholson's original motion **"to freeze the housing voucher waiting list subject to emergencies"**. Vote taken. Roll Call #9a6(1):

Ayes: De Wane, Nicholson, Theisen, Haefs, Erickson, Brunette, Zima, Evans, Vander Leest, Dantine, Williams, Wetzel, Moynihan, Scray, Lund

Nays: Warpinski, Krueger, La Violette, Andrews, Fleck, Clancy, Hoeft, Fewell

Excused: Johnson, Kaster, Knier

Total Ayes: 15                      Total Nays: 8                      Excused: 3

Motion carried.

COMMITTEE ACTION #1: To direct the Housing Authority to set a goal of setting an average dollar amount to employ all 3234 housing vouchers, and to investigate a standard dual support payment system.

Supervisor Hoeft will submit a communication regarding the committee action. A motion was made by Supervisor Lund and seconded by Supervisor Vander Leest **"to approve Committee Action #1"**. Voice vote taken. Motion carried.

COMMITTEE ACTION #3: To require that people on the waiting list contact the Housing Authority office each month in order to keep their application active.

A motion was made by Supervisor Nicholson and seconded by Supervisor Vander Leest **"to approve Committee Action #3"**. Voice vote taken. Motion carried unanimously with no abstentions..

Approved by: \_\_\_\_\_ \s\ Tom Hinz, County Executive                      Date: 7/28/2009

**No. 9b -- REPORT OF EDUCATION AND RECREATION COMMITTEE OF JULY 9, 2009**

TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The EDUCATION & RECREATION COMMITTEE met in regular session on July 9, 2009 and recommends the following:

- 1) Review minutes of:
  - a) Library Board (04/16/2009 and 05/21/2009).
  - b) Neville Public Museum (06/22/2009).Receive and place on file.

- 2) Communication from Supervisor Vander Leest re: Request for each Standing Committee to forward a list of priorities to the County Executive for preparation of the 2010 budget. (Referred from June County Board.) To hold until the August meeting for committee members to develop priorities related to the 2010 budget which can be forwarded to the County Board and County Executive.
- 3) Communication from Supervisor Knier re: Parks Committee to improve signage to clearly outline the Fonferek property. (Referred from June meeting with motion: To hold for one month and have staff come back with a list of where they are placing their signs and request Supervisor Knier's input on where she feels the signs should be.) To approve.
- 4) Museum - Attendance & Admission May 2009. Receive and place on file.
- 5) Museum - Budget Status Financial Report for May 31, 2009. Receive and place on file.
- 6) Museum - Director's report. Receive and place on file.
- 7) Golf Course - Request for Budget Transfer (#09-40): 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: Pond on Hole #17 to be dredged. To approve.
- 8) Golf Course - Financial Statistics – June 21, 2009, and Budget Status Report – May 31, 2009. Receive and place on file.
- 9) Golf Course - Superintendent's Report. Receive and place on file.
- 10) NEW Zoo - Request for Budget Transfer (#09-36): Increase in Expenditures with Offsetting Increase in Revenues: Request to increase restricted donations by \$1,532,25 with offsetting increase in restricted Grounds Maintenance. To approve.
- 11) Zoo Monthly Activity Report.
  - a) Visitor Center Operation Reports:
    - i) Admissions Revenue Attendance 2008 Report. Receive and place on file.
    - ii) Gift Shop Concessions Revenue 2009 Report. Receive and place on file.
  - b) Curator's Report - Animal Collection Report June 4-11, 2009. Receive and place on file.
  - c) Education & Volunteer Programs Report June, 2009. Receive and place on file.
- 12) NEW Zoo - Budget Status Financial Report for May 31, 2009. Receive and place on file.
- 13) Library - Budget Status Report for May 31, 2009. Receive and place on file.
- 14) Library - Director's Report. Receive and place on file.
- 15) Resch Centre/Arena/Shopko Hall - May Attendance for the Brown County Veterans Memorial Complex. Receive and place on file.
- 16) Parks - Request to approve park areas open for hunting during the 2009 season. To approve.
- 17) Parks - Approval of Memorandum of Understanding between WDNR and Brown County for the moving, reconstruction, maintenance and management of the Jean Nicolet statue and bronze marker to Wequiock Falls County Park. To approve.

- 18) Parks - Request for Budget Transfer (#09-37): Increase in Expenditures with Offsetting Increase in Revenue: To reflect additional grant funding and donations, along with a transfer from the Port to cover the costs of the Historical Signage Project, Fox River Trail. (This item was approved at the June Planning, Development & Transportation meeting.) To approve.
- 19) Parks - Budget Status Financial Report for May 31, 2009. Receive and place on file.
- 20) Parks - Director's Report for May, 2009. Receive and place on file.
- #20a Approval of MOU for establishment of a children's memorial garden at Pamperin Park. To approve the MOY and to encourage the organizers to create a Friend's Group which can assist Brown County with maintenance activities two times yearly.
- #20b Approval of RFP for design services for a pavement extension project on the Fox River State Recreational Trail. Receive and place on file.
- 21) Audit of bills. (August 6, 2009 bills were not available for audit.)

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

Approved by: \_\_\_\_\_ \s\ Tom Hinz, County Executive Date: 7/28/2009

**No. 9c -- REPORT OF EXECUTIVE COMMITTEE OF JULY 6, 2009**

TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The EXECUTIVE COMMITTEE met in regular session on July 6, 2009 and recommends the following motions:

- 1. Communication from Supervisor Vander Leest re: Request for each Standing Committee to forward a list of priorities to the County Executive for preparation of the 2010 budget. (Referred from June County Board.)  
Receive and place on file. Ayes: 2 (Lund, Erickson); Nays: 3 (Vander Leest, Evans, Scray). Motion failed 2-3.  
To hold for one month. Ayes: 3 (Vander Leest, Evans, Scray); Nays: 2 (Erickson, Lund).  
Motion Passes 3-2.
- 2. Legal Bills - Review and Possible Action on Legal Bills to be paid. To pay legal bills.
- 3. County Executive Report.
  - a. Mental Health Center - Closed Session: Pursuant to sec. 19.85(1)(c), Wis. Stats., to consider performance evaluation data of public employees.
    - a) Enter into closed session.
    - b) Return to regular order of business.
    - c) \*\* To pursue an Operational and/or Management RFP for the Mental Health Center.

\*\* Item #3a(c) was referred to Human Services Committee as per the County Board on 7/22/09.

- b. Budget Status Financial Report for May 31, 2009. Receive and place on file.
- 4. Labor Negotiator Report. Receive and place on file.
- #4a Human Resources Report - Update Supervisor Nicholson's committee on organizational efficiency efforts. To move forward with process.
- 5. Internal Auditor Report.
  - a. Closed Session: Pursuant to sec. 19.85(1)(e) for the purpose of deliberating contractual changes with the lease of public properties at the golf course where competitive or bargaining reasons require a closed session.
    - a) Enter into closed session
    - b) Return to regular order of business
    - c) No action taken in closed session.
  - b. Discussion and Possible Action re: Refer to Internal Auditor to conduct a survey regarding how chargebacks are handled in other counties. (Motion from June Administration Committee.) Receive and place on file.
  - c. Discussion and Possible Action re: Human Resources to develop a job description and analysis for reclassification of the Internal Auditor to a position of Internal Auditor/Board Research Analyst. (Referred from June meeting.) To add in the Internal Auditors job description that in the absence of the Chair or Vice Chairs approval, the request can be put through the Executive Committee and the County Board for approval.
  - d. Budget Status Financial Report for May 31, 2009. Receive and place on file.
  - e. Other. No action.
- 6. Board Attorney Report. Receive and place on file.
- 7. Resolution re: Establishing a Maximum Rate Assessed Against Municipalities for Contributions to the Wisconsin Retirement System. (Referred from June County Board.) To refer this resolution back to put together a resolution that requests that the State of Wisconsin wean themselves from the defined pension program and move to the 457 program for all new employees. (See Resolutions, Ordinances July County Board).
- 8. Closed Session: For the purpose of deliberating whenever competitive or bargaining reasons require a closed session pursuant to 19.85 (1)(e). In the alternative, the Executive committee is meeting for the purpose of collective bargaining and is not subject to the Wisconsin open meetings law pursuant to 19.82 (1) of the Wisconsin State Statutes, and also for the purpose of conferring with legal counsel for Brown County as to legal advice concerning strategy as to litigation pending pursuant to sec. 19.85 (1) (g) of the Wisconsin State Statutes. No closed session held.

A motion was made by Supervisor La Violette and seconded by Supervisor Nicholson **“to adopt”**.

Supervisor Evans requested item #3a(c) be taken separately. Voice vote taken on remainder of report.. Motion carried unanimously with no abstentions.





11. Port & Solid Waste - Request for Budget Transfer (#09-37): Increase in Expenditures with Offsetting Increase in Revenue: To reflect additional grant funding and donations, along with a transfer from the Port to cover the costs of the Historical Signage Project, Fox River Trail. To approve.
12. Port & Solid Waste - Grant Application Review (#09-27): Cat Island Chain Restoration Project. To approve.
13. Port & Solid Waste - Resolution re: Authorizing a Harbor Assistance Program (HAP) Grant Application. To approve. (See Resolutions, Ordinances July County Board.)
14. Port & Solid Waste - Renard Island Update. Receive and place on file.
15. Port & Solid Waste - Director's Report. Receive and place on file.
16. Airport Financials. Receive and place on file.
17. Airport - Agreement between DMH Inc. & Brown County for space at Austin Straubel Field. To refer to Corporation Counsel and bring back in July.
18. Airport - Director's Report. Receive and place on file.
19. Register of Deeds - Budget Status Financial Report for April 2009 and May 2009. No other agenda items. Receive and place on file.
20. Discussion re: Roundabouts including a brief Presentation by State DOT. Recommend that the Planning, Development and Transportation committee ask the DOT to continue working with the Packer Organization on the Lombardi intersection and with local municipalities on cross walks for pedestrians.
21. Audit of bills.

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

Approved by: \_\_\_\_\_ \s\ Tom Hinz, County Executive \_\_\_\_\_ Date: 7/28/2009

**No. 9e(i) -- REPORT OF "SPECIAL" PLANNING, DEVELOPMENT AND TRANSPORTATION COMMITTEE OF JUNE 30, 2009**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PLANNING, DEVELOPMENT & TRANSPORTATION COMMITTEE met in special session on June 30, 2009, and recommends the following motions.

1. Approval of Proposed Amendments and Map Revisions to Chapter 23 of the Brown County Code of Ordinances. To approve the proposed amendments and map revision to Chapter 23 of the Brown County Code of Ordinances.
2. Resolution re: Authorizing an application for a Wisconsin Community Development Block Grant for Economic Development from the Wisconsin Department of Commerce. To approve for Salm Partners for an amount of \$1,000,000. (See Resolutions, Ordinances July County Board.)

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

Approved by:       /s/      Tom Hinz, County Executive       Date: 7/28/2009

**No. 9e(i) -- ORDINANCE AMENDING CHAPTER 23 OF THE BROWN COUNTY CODE ENTITLED “FLOODPLAINS”**

THE BROWN COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

Section 1 - Sec. 23.06 and 23.06 (1) of the Brown County Code is hereby amended to read as follows:

**23.06 OFFICIAL MAPS & REVISIONS.** The boundaries of all floodplain districts are designated as floodplains or A-Zones on the maps listed below and the revisions in the Brown County Floodplains Ordinance Appendix. Any change to the base flood elevations (BFE) in the Flood Insurance Study (FIS) or on the Flood Insurance Rate Map (FIRM) must be reviewed and approved by the DNR and FEMA before it is effective. No changes to regional flood elevations (RFE's) on non-FEMA maps shall be effective until approved by the DNR. These maps and revisions are on file in the office of the Brown County Zoning Administrator. If more than one map or revision is referenced, the most **restrictive** ~~current approved~~ information shall apply. ~~Digital flood information and preliminary maps may be used as best available information.~~

Official maps: Based on the FIS

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

Community Number: 550020

Flood Insurance Rate Map Panels Affected: 55009C0036F, 55009C0040F, 55009C0045F, 55009C0114F, 55009C0118F, 55009C0119F, 55009C0130F, 55009C0135F, 55009C0182F, 55009C0183F, 55009C0184F, 55009C0191F, 55009C0194F, 55009C0201F, 55009C0202F, 55009C0215F, 55009C0234F, 55009C0239F, 55009C0242F, 55009C0243F, 55009C0244F, 55009C0251F, 55009C0253F, 55009C0254F, 55009C0261F, 55009C0262F, 55009C0263F, 55009C0264F, 55009C0266F, 55009C0267F, 55009C0268F, 55009C0282F, 55009C0284F, 55009C0286F, 55009C0287F, 55009C0295F, 55009C0305F, 55009C0315F, 55009C0320F, 55009C0329F, 55009C0331F, 55009C0332F, 55009C0333F, 55009C0334F, 55009C0341F, 55009C0345F, 55009C0351F, 55009C0352F, 55009C0353F, 55009C0354F, 55009C0360F, 55009C0365F, 55009C0370F, 55009C0380F, 55009C0387F, 55009C0389F, 55009C0393F, 55009C0405F, 55009C0406F, 55009C0407F, 55009C0408F, 55009C0409F, 55009C0435F, 55009C0455F, 55009C0485F

FIRM Effective Date: 08/18/2009

FIS: 55009CV001A, 55009CV002A, 55009CV003A,

FIS Effective Date: 08/18/2009

~~All lands as inundated by the Intermediate Regional Flood described in the U.S. Army Corps of Engineers Report Floodplain Information, East River Tributaries, March 1972; the F.E.M.A. Flood Boundary and Floodway maps, dated April 17, 1978, the F.E.M.A. Flood Insurance Rate Maps, dated February 19, 1982, November 4, 1992 and the accompanying flood study; and other data collected from the following sources: United States Army Corps of Engineers, Wisconsin State Department of Transportation, Green Bay Metropolitan Sewerage District, Natural Resource Conservation Service and the Wisconsin Department of Natural Resources, all as amended from time to time by the Brown County Board of Supervisors. In the event of any existing conflicts in the data, the more restrictive data shall apply. Best available information pertaining to floodplains may be used in all areas. The reports and associated profiles are adopted by reference and are made a part of this ordinance, and other maps also listed in this chapter.~~

Approved by: The DNR and FEMA

Official maps: Based on other studies

Section 2 - Sec. 23.11 of the Brown County Code is hereby amended to read as follows:

**23.11 MUNICIPALITIES AND STATE AGENCIES REGULATED.** Unless specifically exempted by law, all cities, villages, towns, and counties are required to comply with this ordinance and obtain all necessary permits. State agencies are required to comply if s. 13.48(13), Stats., applies. The construction, reconstruction, maintenance and repair of state highways and bridges by the Wisconsin Department of Transportation is exempt when s. 30.12(4)(a)30.2022, Stats., applies.

Section 3 - Sec. 23.28 (2)(b) and 23.28 (3)(a)(b) of the Brown County Code is hereby amended to read as follows:

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

(3) ~~Accessory structures or uses: An accessory structure or use not connected to a principal structure shall be constructed with its lowest floor no lower than the regional flood elevation, subject to flood velocities of no more than two feet per second, and shall meet all the provisions of ss. 23.24(2)(a), (b), (c), (d), and sub. (6) below.~~

(3) Accessory structures or uses:

(a) Except as provided in par.(b), an accessory structure which is not connected to a principal structure may be constructed with its lowest floor at or above the regional flood elevation.

(b) An accessory structure which is not connected to the principal structure and which is less than 600 square feet in size and valued at less than \$10,000 may be constructed with its lowest floor no more than two feet below the regional flood elevation if it is subject to flood velocities of no more than two feet per second and it meets all of the provisions of ss. 23.24(2)(a), (b), (c), (d), and sub. (6) below.

Section 4 - Sec. 23.33(2)(d) and 23.33(2)(e)1 of the Brown County Code is hereby amended to read as follows:

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

(e) Destroyed or substantially damaged structures:

1. Except as provided in subd. 2., if any nonconforming structure or any structure with a nonconforming use is destroyed or is substantially damaged, it cannot be replaced, reconstructed or rebuilt unless the use and the structure meet the current ordinance requirements. A structure is considered substantially damaged if the total cost to restore the structure to its pre-damaged condition equals or exceeds 50% of the structure's present equalized assessed value.

Section 5 - Sec. 23.35(3)(c) of the Brown County Code is hereby amended to read as follows:

(c) In combination with other previous modifications or additions to the building, does not equal or exceed 50% of the present equalized assessed value of the building.

Section 6 - Sec. 23.38(2)(g) and 23.38(2)(h) of the Brown County Code is hereby amended to read as follows:

- (g) The elevation of the lowest floor of proposed buildings and any fill using North American Vertical Datum (NAVD 88) ~~National Geodetic and Vertical Datum (NGVD)~~;
- (h) Data sufficient to determine the regional flood elevation in **NAVD 88** ~~NGVD~~ at the location of the development and to determine whether or not the requirements of s. 23.22 through 23.28 are met; and

Section 7 - Sec. 23.48(8), 23.48(42), and 23.48(44) of the Brown County Code is hereby amended to read as follows:

- (8) "CAMPING UNIT" - Any portable device, no more than 400 square feet in area, used as a temporary shelter, including but not limited to a camping trailer, motor home, bus, van, pick-up truck or tent or **other mobile recreational vehicle.**
- (42) "MOBILE RECREATIONAL VEHICLE" - A vehicle which is built on a single chassis, 400 square feet or less when measured at the largest horizontal projection, designed to be self-propelled, carried or permanently towable by a licensed, light-duty vehicle, is licensed for highway use if registration is required and is designed primarily not for use as a permanent dwelling, but as temporary living quarters for recreational, camping, travel or seasonal use. **Manufactured homes that are towed or carried onto a parcel of land, but do not remain capable of being towed or carried, including park model homes, do not fall within the definition of "mobile recreational vehicles."**
- (44) **"NAVD" or "NORTH AMERICAN VERTICAL DATUM" – Elevations referenced to mean sea level datum, 1988 adjustment.**

~~"NGVD" or "NATIONAL GEODETIC VERTICAL DATUM" – Elevations referenced to mean sea level datum, 1929 adjustment.~~

Section 8 - This ordinance shall become effective upon passage and publication.

Respectfully submitted,

PLANNING, DEVELOPMENT AND  
TRANSPORTATION COMMITTEE

Approved by: _____	\s\ Tom Hinz, County Executive	Date: 7/28/2009
Approved by: _____	\s\ Darlene K. Marcelle, County Clerk	Date: 7/28/2009
Approved by: _____	\s\ Guy Zima, Board Chairman	Date: 7/22/2009

**No. 9f -- REPORT OF PUBLIC SAFETY COMMITTEE OF JULY 8, 2009**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PUBLIC SAFETY COMMITTEE met in regular session on July 8, 2009, and recommends the following motions:

1. Review minutes and reports of:
  - a. Criminal Justice Coordinating Board (5/26/09). Receive and place on file.
  - b. Emergency Medical Services Council (5/20/09). Receive and place on file.
2. \*\* Communication from Supervisor Vander Leest re: Request for each Standing Committee to forward a list of priorities to the County Executive for preparation of the 2010 budget. (Referred from June County Board.) Receive and place on file until Supervisor Vander Leest can be present.

\*\* As per the County Board, Item #2 to be received and placed on file on 7/22/2009.

3. Communication from Supervisor Brunette re: A review of tornado siren placement on Green Bay's west side. (Referred from June County Board.) Receive and place on file.
4. Drug Court - Update on Drug Court Program. Receive and place on file.
5. District Attorney - Monthly drug criminal complaint numbers. (Handouts to be given out at meeting of the six month analysis.) Standing item. That we ask Corporate Counsel to draft a resolution asking the State to pick up the cost of Mr. LeGois' position.
6. District Attorney - Status on the Brown County departments coordinated efforts with respect to drug cases. (Referred from June meeting.) Receive and place it on file.
7. Sheriff - Budget Status Financial Report for May 31, 2009. Receive and place on file.
8. Sheriff - Key Factor Report for July and Jail Average Daily Population by Month and Type for the Calendar Year 2009. Receive and place it on file.
9. Sheriff - Grant Application Review (#09-28): Homeland Sec. Spec. Team Training. To approve.
10. Sheriff - Grant Application Review (#09-29): Homeland Sec. Spec. Team Training. To approve.
11. Sheriff - Update from Drug Task Force regarding recent drug arrests and trends. Receive and place on file.
12. Sheriff - Review/Approve the proposed 2010/2011/2012 police services contract between Brown County and the Village of Bellevue. To approve.
13. Sheriff's report. Receive and place on file.
14. Teen Court Stats. Receive and place on file.
15. Public Safety Communications - Budget Status Financial Report. (To be distributed at meeting.) Receive and place on file.
16. Public Safety Communications - FoxComm Agreement - (Motion from June meeting: To let us see what the bid is for moving the equipment and come back to us next month). Receive and place on file.
17. Public Safety Communications - Director's report. Receive and place on file.
18. Circuit Courts - Budget Status Financial Report for May, 2009. No other agenda items.
19. Clerk of Courts - Budget Status Financial Report for May 31, 2009. No other agenda items.
20. Medical Examiner - Budget Status Financial Report for May, 2009. No other agenda items. Receive and place on file.



WHEREAS, the additional costs and revenue losses that will result if this proposal is adopted could only be offset by a reduction in county services or an increase in property taxes or both; and

WHEREAS, if the proposed bill were to pass there would be programming changes that could impact future annual support fees to the County.

NOW, THEREFORE, BE IT RESOLVED that the Brown County Board of Supervisors opposes AB 149 reducing the interest rate charged on delinquent property taxes; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Governor Doyle, State Legislators representing Brown County and the Wisconsin Counties Association.

Respectfully submitted,  
ADMINISTRATION COMMITTEE

A motion was made by Supervisor Erickson and seconded by Supervisor Warpinski **“to adopt”**.  
Vote taken. Roll Call #10a(1):

Ayes: Warpinski, De Wane, Nicholson, Theisen, Erickson, Brunette, Evans, Vander Leest,  
Fleck, Clancy, Wetzel, Moynihan, Scray, Hoeft, Lund  
Nays: Krueger, Haefs, Zima, Dantinne, La Violette, Andrews, Williams, Fewell  
Excused: Johnson, Kaster, Knier  
Total Ayes: 15 Total Nays: 8 Excused: 3

Motion carried.

Approved by:           \ s \          Tom Hinz, County Executive           Date: 7/28/2009

**No. 10b -- RESOLUTION REGARDING: AUTHORITY TO EXECUTE A 2009 LABOR AGREEMENT WITH THE BROWN COUNTY LIBRARY CLERK EMPLOYEES LOCAL 1901, AFSCME, AFL-CIO**

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

Ladies and Gentlemen:

BE IT RESOLVED by the Brown County Board of Supervisors, that the County Executive and County Clerk be and are hereby authorized to execute a one (1) year labor agreement on behalf of Brown County with the Brown County Library Clerk Employees for the year 2009 effective January 1, 2009, which agreement shall provide the following major changes from the 2007-2008 labor agreement.

1. ARTICLE 4. WAGES

C. WISCONSIN RETIREMENT SYSTEM

Increase WRS contribution commensurate with the wage increase.

2. ARTICLE 19. CASUAL DAYS / DISABILITY PLAN

Amend the following beginning at line 434:

Casual days and banked sick leave may be used by an employee to supplement his/her disability benefits in an amount which will equal regular pay. Banked sick leave may be used ~~only after~~ **while** casual days are ~~exhausted~~ **still available**.

3. ARTICLE 20. SHORT-TERM DISABILITY LEAVE

Amend the following beginning at line 502:

Employees may use banked sick days to supplement the above coverage and such days may be used ~~only after~~ **while** casual days are ~~exhausted~~ **still available**.

3. ARTICLE 27. GRIEVANCE PROCEDURE

Amend the following beginning at line 799:

The aggrieved employee and/or the union steward or officer shall present the grievance, in writing, within ~~fourteen (14) days~~ **12 calendar days** of knowledge of occurrence to the immediate supervisor.

4. ARTICLE 29. DURATION

One year agreement (2009).

5. APPENDIX A

Revise to reflect:

1.5% wage increase effective December 21, 2008

1.5% wage increase effective June 21, 2009

6. MEMORANDUMS OF UNDERSTANDING

- 19.5 Hour Positions – DELETE
- Countywide Insurance – DELETE
- Long Term Care – Incorporate into Article 22
- Parking – DELETE
- Direct Deposit – Incorporate into Article 5
- **Premium Pay – NEW**

Add the following: Employees regularly scheduled to work at the Central Library will receive a fifteen dollar per month (\$15.00) premium in 2009.

Respectfully submitted,  
EXECUTIVE COMMITTEE

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

Approved by:           \s\          Tom Hinz, County Executive          

Date: 7/28/2009

**ATTACHMENT TO RESOLUTION #10B**

**BROWN COUNTY LIBRARY CLERKS  
TOTAL PACKAGE COSTING**

	<b>24.54 FTE'S</b>	<u>2008</u>		<u>2009</u>
<b>WAGES</b>		<b>\$465,337.13</b>	<b>1.50%</b>	<b>\$472,317.19</b>
Effective 6/21/09			<b>1.50%</b>	<b>3,542.38</b>
<b>LONGEVITY</b>		<u><b>2,341.56</b></u>		<u><b>2,341.56</b></u>
<b>TOTAL WAGES:</b>		<u><b>\$467,678.69</b></u>		<u><b>\$478,201.13</b></u>

<b>\$ INCREASE</b>	<b>\$ 10,522.44</b>
<b>% INCREASE</b>	<b>2.25%</b>

	<b>(annual)</b>			<b><u>TOTAL WAGES:</u></b>
<b>HEALTH/PPO</b>	<b>\$40,830.72</b>	<b>\$ 40,830.72</b>	<b>0.00%</b>	<b>\$ 40,830.72</b>
<b>DENTAL</b>	<b>\$11,086.20</b>	<b>\$ 11,086.20</b>	<b>0.00%</b>	<b>\$ 11,086.20</b>
<b>LIFE</b>	<b>\$ 308.76</b>	<b>\$ 308.76</b>	<b>0.00%</b>	<b>\$ 308.76</b>
<b>FICA</b>	<b>7.65%</b>	<b>\$ 35,777.42</b>	<b>7.65%</b>	<b>\$ 36,582.39</b>
<b>WRS</b>	<b>10.60%</b>	<u><b>\$ 49,573.94</b></u>	<b>10.40%</b>	<u><b>\$ 49,732.92</b></u>
<b><u>TOTAL PACKAGE:</u></b>		<u><b>\$605,255.73</b></u>		<u><b>\$616,742.11</b></u>

<b>\$ INCREASE</b>	<b>\$ 11,486.38</b>
<b>% INCREASE</b>	<b>1.90%</b>

**TOTAL COST:                  **1.90%****

No. 10c -- **RESOLUTION REGARDING: AUTHORITY TO EXECUTE A 2009 LABOR AGREEMENT WITH THE BROWN COUNTY MEDICAL EXAMINER INVESTIGATORS, LOCAL 1901, AFSCME, AFL-CIO**

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

Ladies and Gentlemen:

BE IT RESOLVED by the Brown County Board of Supervisors, that the County Executive and County Clerk be and are hereby authorized to execute a one (1) year labor agreement on behalf of Brown County with the Brown County Medical Examiner Investigators, Local 1901, AFSCME, AFL-CIO for the years 2009 effective January 1, 2009, which agreement shall provide the following major changes from the 2007-2008 labor agreement.

1. ARTICLE 7. WAGES

Revise to reflect:

1.5% increase effective 12/28/08

1.5% increase effective 06/28/09

2. ARTICLE 10. WISCONSIN RETIREMENT SYSTEM

The WRS contribution will be increased commensurate with the wage increases.

3. ARTICLE 17. DURATION

One year agreement (2009).

BE IT FURTHER RESOLVED that the funds to cover the costs resulting from the adoption of this resolution shall be made available from funds budgeted for this purpose.

Respectfully submitted,  
EXECUTIVE COMMITTEE

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

Approved by:           /s\          Tom Hinz, County Executive          

Date: 7/28/2009

**No. 10d -- RESOLUTION REGARDING: ESTABLISHING A MAXIMUM RATE ASSESSED AGAINST MUNICIPALITIES FOR CONTRIBUTIONS TO THE WISCONSIN RETIREMENT SYSTEM**

A motion was made by Supervisor Vander Leest and seconded by Supervisor Theisen “to adopt”.

A motion was made by Supervisor Theisen and seconded by Supervisor Warpinski “to refer back to Executive Committee”. Voice vote taken. Motion carried unanimously “to refer”.

**No. 10e -- RESOLUTION REGARDING: AUTHORIZING A HARBOR ASSISTANCE PROGRAM (HAP) GRANT APPLICATION**

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

Ladies and Gentlemen:

WHEREAS, on March 18, 2009 the Brown County Board approved a three-year Harbor Development Statement of Intentions which, in part, described the intent on pursuing the Cat Island Restoration Project for 20 years of Green Bay Harbor maintenance dredging and associated environmental benefits. The project consists of constructing a 2.5 mile spine in the lower bay for placement of 2,350,000 cubic yards of clean outer harbor sediments to create three (3) barrier islands over the next 20 years that will protect and enhance 1,400 acres of the Duck Creek area for ecological benefits; and

WHEREAS, the Port of Green Bay and its associated \$75M economic impact and more than 600 jobs are dependent upon having the navigational channel dredged and a location for placement of dredged material; and

WHEREAS, the U.S. Army Corps of Engineers (USACE) has determined in the 2009 Dredged Material Management Plan the Cat Island Chain Restoration project was engineeringly feasible, environmentally acceptable and the most cost effective disposal option for clean outer harbor sediments, while the inner harbor sediments continue being placed at Bay Port Confined Disposal Facility (CDF). The construction is cost shared 65% Federal and 35% non-Federal (\$22,224,078/\$11,966,811 respectfully); and

WHEREAS, Brown County serves as the local non-Federal sponsor for the Green Bay Harbor; and

WHEREAS, the USACE requires a signed Project Cooperative Agreement (PCA) with Brown County before constructing the project. The PCA requires 25% of the local cost share be provided in cash upfront. The remaining 10%, less credit for the value of County land provided for the project are payable over a 30 year period; and

WHEREAS, this HAP grant application is based on Brown County independently constructing 25% of the Cat Island Chain Restoration Project. Brown County plans to use \$7.141M in state and \$1.785M in local funds to leverage \$22.224M in federal funds; and

WHEREAS, the Harbor Assistance Program will fund 80% of a non-federal project or 50% of a federal project involving the U.S. Army Corps of Engineers (USACE); and

WHEREAS, Brown County is willing to partner with the State to non-Federally construct 25% of the project and agrees to administer and oversee the development of the transportation improvement funded by the HAP grant upon its completion; and

WHEREAS, in order to obtain funding for the above described projects, a grant application must be filed by August 1, 2009 with the Bureau of Railroads and Harbors of the Wisconsin Department of Transportation, through the Harbor Assistance Program, and it is intended that the grant application will be in the amount of \$7,141,835 with the local matching share of 20% in the amount of \$1,785,459 to be paid by Brown County; and

WHEREAS, the paper mill companies responsible for the Fox River clean-up have made \$800,000 available for the Cat Island Chain Project through Natural Resources Damage Assessment funds. These funds are held in trust by the U.S. Fish and Wildlife Service and can be used as part of Brown County's local match; and

WHEREAS, Brown County plans to utilize Harbor Fees and Harbor Dredging funds for the remaining local match. The Harbor Fee funds have been collected for harbor related purposes. Consultation with the Port of Green Bay's terminal operators is required. The Harbor Dredging funds have been collected for harbor disposal related purposes; and

WHEREAS, the State of Wisconsin granted the lakebed of the Bay of Green Bay through a Lakebed Grant in 2005 for the construction of this project, and;

WHEREAS, the remaining 10% (\$3,419,089), less credit for the value of County lands provided for the project are payable over a 30 year period and this amount will be paid to the USACE from annually collected Harbor Fees or other port reserve funds; and

WHEREAS, a copy of the Harbor Assistance Grant Application is attached to the original of this resolution, which is on file in the Brown County Clerk's office.

NOW, THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors that it hereby makes this formal request for assistance and authorizes the Harbor Assistance Grant application as described herein.

BE IF FURTHER RESOLVED that Brown County, through its Harbor Commission, hereby requests a grant of \$7,141,835 from the Wisconsin Harbor Assistance Program for the project identified as the restoration of the Cat Island Chain project.

BE IT FURTHER RESOLVED that the County Executive and Port Manager are the representatives of Brown County authorized to sign agreements, forms, claims and other required documents binding upon Brown County in connection with the application for Wisconsin Harbor Assistance Program funds.

BE IT FURTHER RESOLVED that Brown County, through its Harbor Commission, hereby accepts all responsibilities for the construction, operation and maintenance and long-term care of the project upon completion of work funded under a Harbor Assistance Program grant. The USACE will assume operation and maintenance responsibilities until each island is constructed.

BE IT FURTHER RESOLVED that Brown County, through its Harbor Commission, hereby assures that the project is consistent with the 2005 Strategic Plan for the Port of Green Bay and the USACE 2009 Dredge Material Management Plan.

BE IT FURTHER RESOLVED that Brown County, through its Harbor Commission, hereby assures that this proposed project is consistent with the three-year Harbor Development Statement of Intentions submitted to WDOT under the requirements of s.85.095 (3), Wis. Stats.

BE IT FURTHER RESOLVED that Brown County, through its Harbor Commission, hereby agrees to provide to the Wisconsin Department of Transportation, in a timely manner, additional analysis or documentation in support of the application, if necessary for the review process; and

BE IT FURTHER RESOLVED that Brown County, through its Harbor Commission, hereby warrants that it will provide such amounts of matching funds as may be required up to a maximum amount of \$1,664,663 upon the signing of a grant agreement and at a time and manner specified by WDOT.

Respectfully submitted,  
HARBOR COMMISSION  
PLANNING, DEVELOPMENT &  
TRANSPORTATION COMMITTEE

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

Approved by:           /s/          Tom Hinz, County Executive          

Date: 7/28/2009

**No. 10f -- RESOLUTION REGARDING: REQUESTING THAT THE STATE OF WISCONSIN DEPARTMENT OF TRANSPORTATION EXCLUDE ROUNDABOUTS IN THAT PORTION OF THE US-41 PROJECT INVOLVING ROADS IN BROWN COUNTY**

Attorney Fred Mohr explained to the County Board that this resolution was inappropriately put on the agenda, therefore no action can be taken this evening. The County Board Chairman, Mr. Zima explained the original resolution will be returned to the County Board Office.

**No. 10g -- RESOLUTION REGARDING: AUTHORIZING AN APPLICATION FOR A WISCONSIN COMMUNITY DEVELOPMENT BLOCK GRANT FOR ECONOMIC DEVELOPMENT FROM THE WISCONSIN DEPARTMENT OF COMMERCE**

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

Ladies and Gentlemen:

WHEREAS, Brown County participates in the Wisconsin Community Development Block Grant for Economic Development (CDBG-ED) program; and

WHEREAS, Federal monies are available under the Community Development Block Grant program, administered by the State of Wisconsin, Department of Commerce, for the purpose of economic development; and

WHEREAS, Salm Partners, LLC is a Brown County business located in Denmark, Wisconsin; and

WHEREAS, the Wisconsin Department of Commerce has provided a preliminary commitment of CDBG-ED funds to Brown County for the purpose of an economic development project with Salm Partners, LLC; and

WHEREAS, after public meeting and due consideration, the Planning, Development and Transportation Committee has recommended that an application be submitted to the State of Wisconsin for the following projects:

Salm Partners, LLC	For \$900,000 equipment purchase and \$100,000 of training
Loan is for \$1,000,000	To maintain one hundred fifty-eight (158) full-time positions and create one hundred (100) new full-time positions
Administration expenses	\$6,000 to the Brown County Planning Commission for administrative expenses

Over \$10.7 million in new private investment; and



**No. 12 -- BILLS OVER \$5,000 FOR PERIOD ENDING JUNE 30, 2009**

A motion was made by Supervisor Fleck and seconded by Supervisor Clancy **“to pay the bills over \$5,000 for period ending June 30, 2009”**. Voice vote taken. Motion carried unanimously with no abstentions.

**No. 13 -- CLOSING ROLL CALL:**

Present: Warpinski, De Wane, Nicholson, Theisen, Krueger, Haefs, Erickson, Brunette, Zima, Evans, Vander Leest, Dantine, La Violette, Andrews, Williams, Fleck, Clancy, Wetzel, Moynihan, Scray, Hoeft, Lund, Fewell

Excused: Johnson, Kaster, Knier

Total Present: 23                      Total Excused: 3

**No. 14 -- ADJOURNMENT TO WEDNESDAY, AUGUST 19, 2009, AT 7:00 P.M. LEGISLATIVE ROOM, #203, CITY HALL, 100 NORTH JEFFERSON STREET, GREEN BAY, WISCONSIN.**

A motion was made by Supervisor Warpinski and seconded by Supervisor Evans **“to adjourn to the above date and time”**. Voice vote taken. Motion carried unanimously with no abstentions.

Meeting adjourned at 9:40 p.m.

\s\ DARLENE K. MARCELLE

Brown County Clerk