

PROCEEDINGS OF THE BROWN COUNTY BOARD OF SUPERVISORS

JUNE 15, 2011

Pursuant to Section 19.84 and 59.14, Wis. Stats., notice is hereby given to the public that the REGULAR meeting of the **BROWN COUNTY BOARD OF SUPERVISORS** was held on **Wednesday, June 15, 2011, 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: Tumpach, De Wane, Nicholson, Theisen, Haefs, Erickson, Brunette, Zima, Evans, Vander Leest, Buckley, Dantine, La Violette, Andrews, Kaster, Van Vonderen, Schuller, Fleck, Clancy, Wetzel, Moynihan, Scray, Carpenter, Lund, Fewell

Total Present: 25

**Confirm the Appointment of Robert J. Miller to the
Seat of County Board Supervisor, District #5**

A motion was made by Supervisor Kaster and seconded by Supervisor Evans **“to approve the appointment of Robert Miller to replace Jack Krueger for the remainder of his term of office for Brown County Supervisor District #5”**. Vote taken. Roll Call:

Ayes: Tumpach, De Wane, Nicholson, Theisen, Haefs, Erickson, Brunette, Zima, Evans, Vander Leest, Dantine, La Violette, Andrews, Kaster, Van Vonderen, Schuller, Fleck, Wetzel, Moynihan, Scray, Carpenter

Abstain: Clancy, Lund, Fewell

Total Ayes: 21 Total Nays: 1 Total Abstain: 3

Motion carried.

At this time Judge Donald Zuidmulder administered the Oath of Office to Robert Miller and he took his seat.

No. 1 -- ADOPTION OF AGENDA.

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

No. 2 -- APPROVAL OF MINUTES OF MAY 18, 2011.

A motion was made by Supervisor Carpenter and seconded by Supervisor Kaster “**to approve the minutes of May 18, 2011.**” Voice vote taken. Motion carried unanimously with no abstentions.

No. 3 -- ANNOUNCEMENTS OF SUPERVISORS.

Supervisor Andrews stated that the Leadership Project Presentations are Tuesday, June 21, 2011, at 1:00 p.m. at the Neville Public Museum (refer to purple sheet on desks).

Supervisor Erickson announced on Monday evening, June 20, 2011, between 5:00 p.m. and 5:30 p.m. Supervisors can tour the Fox River Dredging Facility; for safety concerns, shoes, socks, long pants and shirts are needed.

Supervisor Dantine announced that Breakfast on the Farm was a success and compliments Judy Knudsen, U.W. Extension, on managing the Event.

Supervisor Kaster announced, Saturday, June 18th, is the Bellevue Fireman’s Picnic at Josten Park and invited all to attend.

Supervisor Lund announced Suamico Volunteer Fire Department Days are on June 24th and June 25th and invited all to attend.

No. 4 -- COMMUNICATIONS

No. 4a -- FROM SUPERVISOR LUND RE: WE NEED TO EXPLORE SEPARATING THE POSITION OF AFFIRMATIVE ACTION OFFICER FROM THE POSITION OF HUMAN RESOURCES MANAGER.

Refer to Administration Committee.

No. 4b -- FROM SUPERVISOR MOYNIHAN RE: STATUS OF MY MARCH 2011 COMMUNICATION IN REGARD TO THE INTERNAL AUDITOR/RESEARCH ANALYST POSITION GRADE/STEP ANALYSIS.

Refer to Executive Committee.

No. 5 -- APPOINTMENTS BY THE COUNTY EXECUTIVE.

No. 5a -- REAPPOINTMENT OF BILL ULLMER TO THE ADJUSTMENT BOARD

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

No. 5b -- REAPPOINTMENT OF JOHN GOWER, TOM KLIMEK AND CRAIG DICKMAN TO THE HARBOR COMMISSION

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

No. 5c -- REAPPOINTMENT OF JO ANN GRASCHBERGER, TOM LUND, HELEN SMITS, ALISON DRAHEIM, SUSAN HYLAND AND PAULA LAUNDRIE TO THE HUMAN SERVICES BOARD

Reappointment of JoAnn Grashberger, Tom Lund

A motion was made by Supervisor Clancy and seconded by Supervisor Vander Leest “**to approve the reappointments of JoAnn Grashberger and Tom Lund**”. Voice vote taken. Motion carried unanimously with no abstentions.

Reappointment of Helen Smits

A motion was made by Supervisor Theisen and seconded by Supervisor Andrews “**to approve the reappointment of Helen Smits**”. Voice vote taken. Motion carried unanimously with no abstentions.

Reappointment of Alison Draheim, Susan Hyland, Paula Landrie

A motion was made by Supervisor Kaster and seconded by Supervisor Fleck “**to refer the reappointments of Alison Draheim, Susan Hyland and Paula Landrie**”. Vote taken. Roll Call #5c(1):

Ayes: Tumpach, Miller, Zima, Evans, Buckley, Kaster, Schuller, Carpenter

Nays: De Wane, Nicholson, Theisen, Haefs, Erickson, Brunette, Vander Leest, Dantine, La Violette, Andrews, Van Vonderen, Fleck, Clancy, Wetzal, Moynihan, Scray, Lund, Fewell

Total Ayes: 8 Total Nays: 18

Motion defeated.

A motion was made by Supervisor Moynihan and seconded by Supervisor Lund “**to approve the reappointments of Alison Draheim, Susan Hyland and Paula Landrie**”. Voice vote taken. Motion carried with Supervisors Kaster, Carpenter, Buckley and Schuller voting nay.

A motion was made by Supervisor Erickson and seconded by Supervisor De Wane “**to approve Items #5d, 5e and 5f in one vote**”. Voice vote taken. Motion carried.

No. 5d -- APPOINTMENT OF DON CARMICHAEL AND REAPPOINTMENT OF TERRY WATERMOLEN TO THE LIBRARY BOARD

No. 5e -- REAPPOINTMENT OF KYLE HOOPS TO THE MUSEUM BOARD OF DIRECTORS

No. 5f -- REAPPOINTMENT OF JUDY FRIEDERICHS TO THE TRAFFIC SAFETY COMMISSION

A motion was made by Supervisor De Wane and seconded by Supervisor La Violette “**to approve the above appointments of Items #5d, 5e and 5f**”. Voice vote taken. Motion carried with Supervisors Kaster, Carpenter, Buckley and Schuller voting nay.

No. 6a -- REPORT BY COUNTY EXECUTIVE.

County Executive Streckenbach expressed his condolences to Chair Zima and County Clerk Darlene Marcelle on the death of their mothers.

Executive Streckenbach apologized to the County Board regarding some resumes missing from their packets for some of the appointments; he is not sure how they were omitted from Supervisors agenda materials.

County Executive discussed the State Transportation Bill #352; Economic Support Amendment to reduce costs; and letters sent to contracted vendors regarding diminishing funds in the 2012 Budget.

Executive Streckenbach discussed the State of Department Meetings. He is learning that there are lots of needs and lots of wants. Brown County needs a balance of mandates/quality of life; make decisions on budget adjustments, attritions and consolidations.

Executive Streckenbach spoke about the Joint Study Group, consisting of County Board Supervisors and Department Heads, and their discussions on under utilized assets and other out of the box ideas for improvements.

County Executive Streckenbach announced NEWCAP is seeking a County Board Supervisor interested in serving on the Board. Interested Supervisors should contact him directly.

No. 6b -- REPORT BY BOARD CHAIRMAN.

County Board Chairman Zima announced Internal Auditor, Sarah Perrizo has returned to work and the first two weeks back will be part-time.

Chair Zima announced the County Board Budget returned \$21,000, \$77,000 and \$41,000 to the general fund and talked about their reduced budgets.

Mr. Zima thanked the Community Treatment Center staff for the special care given to his Mother. He would even suggest adding another wing for 6-7 private pay beds to offset costs. The cost to build a wing is around \$500,000 which could be paid back in 3 years. Mr. Zima asked Chair Evans to review the Study from several years ago.

No. 7 -- VETO SESSION - -- 2/3 Vote required to override the veto (18 votes).

No. 7a -- APPROVE SUPERVISOR DISTRICT MAP PLAN NO. 29D AS AMENDED.

A motion was made by Supervisor Haefs and seconded by Supervisor Erickson “**to receive and place on file**”. Voice vote taken. Motion carried unanimously with no abstentions.

No. 8 -- OTHER REPORTS.

A motion was made by Supervisor Fleck and seconded by Supervisor Kaster “**to approve items #8a, #8b and #8c together**”. Voice vote taken. Motion carried unanimously with no abstentions.

No. 8a -- TREASURER’S FINANCIAL REPORT FOR THE MONTH OF JANUARY 2011

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

Following is a statement of the County Treasurer of the Cash on Hand and in the General Account from

the Brown County Treasurer as of January 31, 2011.

Associated Bank and Chase Bank	\$42,377,102.16
Bank Mutual and Denmark State Bank	\$4,117,096.92
Wisconsin Development Fund	\$0.00
Overnight Investments	\$0.00
Deposits in Transit	\$3,642,554.62
Emergency Fund	(\$70,831.36)
NSF Checks	
Redeposited	\$3,943.99
Clerk Passport Account	\$0.00
Workers Comp Acct	(\$32,894.17)
UMR Sweep Account	(\$360,113.92)
Bank Error(s)	\$0.00
Total	\$49,676,858.24
Less Outstanding	
Checks	(\$2,190,861.04)
Other Reconcilable Items	\$0.00
Balance Per County	\$47,485,997.20

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, 2011.

	2010	2011
Year-to-Date Interest Received	\$0.00	\$0.00
Interest Received-Current Month	\$17,772.97	\$144,737.27
Year-to-Date Interest Unrestricted Funds	\$17,772.97	\$144,737.27
Working Capital Reserves Invested	\$111,935,371.43	\$108,366,871.22
Restricted Investments	\$30,551,466.27	\$26,994,195.53
Total Funds Invested	\$142,486,837.70	\$135,361,066.75
Certificates of Deposits	\$11,850,000.00	\$15,600,000.00
Treas-Gov't Agencies	\$40,078,429.20	\$43,283,255.81
Commercial Paper	\$0.00	\$0.00
Money Mkt-Pool	\$90,558,408.50	\$76,677,810.94
Total	\$142,486,837.70	\$135,561,066.75

Rate of Return: 1.161% 1.266%

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, 2011. Statement of Investments for the month of January have been compared and examined, and found to be correct.

\s\ Kerry M. Blaney
County Treasurer

Submitted by Administration Committee:

Final draft approved by Corporation Counsel

Approved by: \s\ Troy Streckenbach, County Executive

Date: 6/20/2011

No. 8b -- TREASURER'S FINANCIAL REPORT FOR THE MONTH OF FEBRUARY 2011

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

Following is a statement of the County Treasurer of the Cash on Hand and in the General Account from the Brown County Treasurer as of February 28, 2011.

Associated Bank and Chase Bank	\$4,873,467.96
Bank Mutual and Denmark State Bank	\$0.00
Wisconsin Development Fund	\$0.00
Overnight Investments	\$0.00
Deposits in Transit	\$821,361.42
Emergency Fund	(\$37,046.76)
NSF Checks Redeposited	\$29,876.04
Clerk Passport Account	\$0.00
Workers Comp Acct	(\$28,544.68)
UMR Sweep Account	(\$371,246.74)
Bank Error(s)	\$0.00
Total	\$5,287,867.24
Less Outstanding Checks	(\$1,579,284.36)
Other Reconcilable Items	\$0.00
Balance Per County	\$3,708,582.88

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, 2011.

	2010	2011
Year-to-Date Interest Received	\$17,772.97	\$144,737.27
Interest Received-Current Month	\$168,439.19	\$97,302.23
Year-to-Date Interest Unrestricted Funds	\$186,212.16	\$242,039.50
Working Capital Reserves Invested	\$131,519,217.74	\$137,859,770.58
Restricted Investments	\$10,026,831.83	\$26,994,195.53
Total Funds Invested	\$141,546,049.57	\$164,853,966.11
Certificates of Deposits	\$13,350,000.00	\$14,600,000.00
Treas-Gov't Agencies	\$43,146,858.07	\$43,812,542.36
Commercial Paper	\$0.00	\$0.00
Money Mkt-Pool	\$85,049,191.50	\$106,441,423.75
Total	\$141,546,049.57	\$164,853,966.11

Rate of Return: 1.459% 0.808%

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, 2011. Statement of Investments for the month of February have been compared and examined, and found to be correct.

\s\ Kerry M. Blaney
County Treasurer

Submitted by Administration Committee:
Final draft approved by Corporation Counsel

Approved by: \s\ Troy Streckenbach, County Executive

Date: 6/20/2011

No. 8c -- TREASURER'S FINANCIAL REPORT FOR THE MONTH OF MARCH 2011

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

Following is a statement of the County Treasurer of the Cash on Hand and in the General Account from the Brown County Treasurer as of March 31, 2011.

Associated Bank and Chase Bank	\$3,886,860.99
Bank Mutual and Denmark State Bank	\$0.00
Wisconsin Development Fund	\$0.00
Overnight Investments	\$0.00
Deposits in Transit	\$540,650.58
Emergency Fund	(\$21,654.85)
NSF Checks Redeposited	\$3,344.29
Clerk Passport Account	\$0.00
Workers Comp Acct	(\$2,484.80)
UMR Sweep Account	(\$348,282.99)
Bank Error(s)	\$0.00
Total	\$4,058,433.22
Less Outstanding Checks	(\$1,863,590.09)
Other Reconcilable Items	\$0.00
Balance Per County	\$2,194,843.13

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, 2011.

	2010	2011
Year-to-Date Interest Received	\$186,212.16	\$242,038.50
Interest Received-Current Month	\$240,513.90	\$61,803.17
Year-to-Date Interest Unrestricted Funds	\$426,726.06	\$303,841.67
Working Capital Reserves Invested	\$101,245,893.48	\$134,700,162.36
Restricted Investments	\$8,802,384.58	\$26,863,810.74
Total Funds Invested	\$110,048,278.06	\$161,563,973.10
Certificates of Deposits	\$13,350,000.00	\$14,600,000.00
Treas-Gov't Agencies	\$42,742,107.23	\$45,494,962.31
Commercial Paper	\$0.00	
Money Mkt-Pool	\$53,956,170.83	\$101,469,010.79
Total	\$110,048,278.06	\$161,563,973.10

Rate of Return: 1.689% 0.821%

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, 2011. Statement of Investments for the month of March have been compared and examined, and found to be correct.

\s\ Kerry M. Blaney
County Treasurer

Submitted by Administration Committee:
Final draft approved by Corporation Counsel

Approved by: \s\ Troy Streckenbach, County Executive

Date: 6/20/2011

No. 9 -- STANDING COMMITTEE REPORTS:

No. 9a -- REPORT OF ADMINISTRATION COMMITTEE OF MAY 26, 2011

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The ADMINISTRATION COMMITTEE met in regular session on May 26, 2011 and recommends following motions the:

1. Review of minutes:
 - a. Facility Master Plan Subcommittee (April 21, 2011). Receive and place on file.
2. Information Services - Budget Status Financial Report, March 31, 2011. Receive and place on file.
3. Information Services - Director's Report. Receive and place on file.
4. Treasurer - Budget Status Report, April 2011. Receive and place on file.
5. Treasurer's Financial Report for the Months of January, February, and March 2010. Receive and place on file.
6. Treasurer - Director's Report. Receive and place on file.
8. Child Support Agency - NIVD Fees. To refer to June's agenda to establish a fee structure for NIVD fees.
9. Corporation Counsel - Request for Approval to Retain Outside Legal Services. *(Pursuant to s. 2.03(3)(e) B.C. Code. Pursuant to s. 19.85(1)(g) the committee may convene in closed session to confer with counsel rendering oral or written advice concerning legal strategy with respect to pending litigation. Following this closed session the committee may vote to reconvene in open session.)*
 - i. To refer to Corporation Counsel for a recommendation not to exceed a figure of \$2,000. Motion withdrawn.
 - ii. Enter into closed session.
 - iii. Return to regular order of business at 6:30 p.m.
 - iv. Receive and place on file.
10. Dept. of Admin - Quarterly Financial Statement Results as of 12/31/2010. Receive and place on file.
11. Dept. of Admin - Quarterly Financial Statement Results as of 3/31/2011. Receive and place on file.
12. Dept. of Admin - Budget Status Financial Report, April 30, 2011. Receive and place on file.
13. Dept. of Admin - 2011 Budget Adjustment Log. To approve.
14. Dept. of Admin - Director's Report. Receive and place on file.
- #14a. Dept. of Admin - Budget Adjustment (11-55): Interdepartmental reallocation or adjustment (including reallocation from the County's General Fund). To approve. Ayes: 3 (Schuller, Lund, Theisen); Nays: 1 (Tumpach).
15. Facility & Park Management - Director's Report. Receive and place on file.
16. Human Resources - Budget Status Financial Report, March 31, 2011. Receive and place on file.
17. Human Resources - Budget Adjustment Request (#11-64): Increase in expenses with offsetting increase in revenue. To approve.
18. Human Resources Activity Report, April 2011. Receive and place on file.

19. Human Resources - Update on Chapter 4 Revision (standing item). *No action taken.*
20. Human Resources Staff Assignments. Receive and place on file.
21. Human Resources - County Board Health Insurance Benefit Comparison. Receive and place on file.
22. Human Resources - Director's Report. Receive and place on file.
23. County Clerk - Budget Status Financial Report, March 31, 2011. Receive and place on file.
- #23a. County Clerk - Budget Status Financial Report, April 30, 2011. Receive and place on file.
24. Audit of bills. To approve.

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

No. 9a(i) -- REPORT OF “SPECIAL” ADMINISTRATION COMMITTEE OF JUNE 15, 2011

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The ADMINISTRATION COMMITTEE met in “special” session on June 15, 2011 and recommends the following motions:

1. Award Contract for Repair of the Courthouse Roof. To approve PHD Roof Doctors for \$65,475.
2. Resolution to Authorize Funds for Hiring an Investigator. To approve resolution to authorize funds for hiring an Investigator.

A motion was made by Supervisor Vander Leest and seconded by Supervisor La Violette “**to adopt**”. Voice vote taken. Motion carried unanimously with no abstentions.

No. 9b -- REPORT OF EDUCATION AND RECREATION COMMITTEE OF JUNE 2, 2011

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The EDUCATION & RECREATION COMMITTEE met in regular session on June 2, 2011 and recommends the following:

1. Review of Minutes:
 - a. Library Board (April 21, 2011). Receive and place on file.
2. Communication from Supervisor Brunette re: For review with possible changes to the County park policy regarding launching more than one recreational vessel from a vehicle at County docks and waterways. *Referred from May County Board.* To refer to staff and report back after conferring with Green Bay and De Pere.
3. NEW Zoo - Budget Status Financial Report for April, 2011. Receive and place on file.

4. NEW Zoo - Budget Adjustment Request (#11-51): Increase in expenses with offsetting increase in revenue. To approve.
5. NEW Zoo - Budget Adjustment Request (#11-52): Increase in expenses with offsetting increase in revenue. To approve.
6. NEW Zoo - Budget Adjustment Request (#11-53): Increase in expenses with offsetting increase in revenue. To approve.
7. NEW Zoo - Budget Adjustment Request (#11-54): Increase in expenses with offsetting increase in revenue. To approve.
8. NEW Zoo - Budget Adjustment Request (#11-56): Increase in expenses with offsetting increase in revenue. To approve.
9. NEW Zoo - Budget Adjustment Request (#11-57): Increase in expenses with offsetting increase in revenue. To approve.
10. NEW Zoo - Budget Adjustment Request (#11-58): Increase in expenses with offsetting increase in revenue. To approve.
11. New Zoo - Request from N.E.W. Zoological Society for waiver of fees for Feast with the Beast event. To approve.
12. NEW Zoo - Zoo Monthly Activity Report.
 - a. Operations Report.
 - i. Admissions, Revenue, Attendance.
 - ii. Gift Shop, Mayan, Zoo Pass, Misc. Revenue. Receive and place on file.
 - b. Education/Volunteer Programs Report. Receive and place on file.
 - c. Curator's Report. Receive and place on file.
 - d. Zoo Director Report.
 Press Release: Wild Wednesday/Father's Day. Receive and place on file.
13. Golf Course - Budget Status Financial Report for April, 2011. Receive and place on file.
14. Golf Course - Financial Statistics as of May 15, 2011. Receive and place on file.
15. Golf Course - Superintendent's Report. Receive and place on file.
16. Library - Budget Status Financial Report for April, 2011. Receive and place on file.
17. Library - Budget Adjustment Request (#11-65): Increase in expenses with offsetting increase in revenue. To approve.
18. Library - Update on Central Library Repair and Renovation. Receive and place on file.
19. Library - Director's Report. Receive and place on file.
20. Parks - Budget Status Financial Reports for April, 2011. Receive and place on file.
21. Parks - Resolution to Approve Entry into a Working Agreement with the Oneida Environmental Health & Safety Division and Oneida Golf and Country Club Regarding Removal of Dams at Pamperin Park. To refer to a special June 15, 2011 Ed and Rec Committee meeting for approval. See Resolutions, Ordinances June County Board.
22. Parks - Approval of Change Order for the Barkhausen Waterfowl Preserve Photovoltaic Project. To approve.
23. Parks - Director's Report. To receive and place on file.
- #23a Parks - Update from HR re: Seasonal Wages of Park Department Employees (held for 30 days for further information from Human Resources). To refer to Doug Hartmann and other department heads that have seasonal employees to develop a program to recognize seasonal employees based on performance and bring back.
24. Resch Centre/Arena/Shopko Hall Update re: Repair and Maintenance Timeline at the Resch Center (standing item).
 - i. Motion to decrease spending at the arena until a long term plan for the facility has been formulated. No action taken.
 - ii. Receive and place on file.

25. Resch Centre/Arena/Shopko Hall - Complex Attendance for the Brown County Veterans Memorial Complex. Receive and place on file.
26. Museum - Budget Status Financial Report for April and May, 2011. Receive and place on file.
27. Museum - Attendance and Admissions Report for April and May, 2011. Receive and place on file.
28. Museum Director's Report:
 - a. Museum Operations Review (on-going).
 - b. Report from 2011 Annual Meeting of the American Association of Museums.
 - c. Discussion of Proposed Community Listening Sessions and Proposed Format for same.
 - d. Discussion of Upcoming Initiatives for 2011. Receive and place on file.
29. Audit of bills. To pay.

A motion was made by Supervisor Andrews and seconded by Supervisor Vander Leest **“to adopt.”** Supervisor Vander Leest requested item #24 be taken separately. Voice vote taken on remainder of report. Motion carried unanimously with no abstentions.

Item #24 -- Resch Centre/Arena/Shopko Hall Update re: Repair and Maintenance Timeline at the Resch Center (standing item). COMMITTEE ACTION: i. Motion to decrease spending at the arena until a long term plan for the facility has been formulated. No action taken. ii. Receive and place on file.

After discussion, a motion was made by Supervisor Vander Leest and seconded by Supervisor Buckley **“to adopt”**. Voice vote taken. Motion carried unanimously with no abstentions.

No. 9b(i) -- REPORT OF “SPECIAL” EDUCATION & RECREATION COMMITTEE OF JUNE 15, 2011

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

1. Resolution to Approve Entry into a Working Agreement with the Oneida Environmental Health & Safety Division and Oneida Golf and Country Club regarding Removal of Dams at Pamperin Park. To approve.

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

No. 9c -- REPORT OF EXECUTIVE COMMITTEE OF JUNE 6, 2011

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The EXECUTIVE COMMITTEE met in regular session on June 6, 2011 and recommends the following motions:

1. Communication from Supervisor La Violette re: Consider changes in policies & procedures that would make the operation of the County Board more efficient and effective. (i.e. meet twice a month; allowing every supervisor to talk on every subject with time limitations and setting an adjournment time such as 11:00 p.m.) To hold for 60 days for feedback from Board members.
2. Communication from Supervisor Buckley re: To discuss status of lawsuit involving the former County Executive, Board Chair and Board Attorney, to get clarification on any conflict of interest.
 - i. To hold a meeting with Corporation Counsel, Board Attorney, County Executive and Board Chairman Zima to discuss status of lawsuit and to determine if a Closed Session should be held at the next Board meeting. Motion withdrawn
 - ii. To refer discussion to a Closed Session at the June 15, 2011 County Board meeting.
3. Communication from Supervisor Fewell re: Due to Governor Walker's Budget Repair Bill that limits Union bargaining rights and reduces Brown County to only one bargaining unit it is imperative that the Brown County Board review the contract and make appropriate changes for 2012 budget year. That a six month notice be given to Attorney Fred Mohr informing him that the Labor Negotiator Contract he holds with Brown County may potentially be modified at year end if bargaining contracts are reduced from 19 to 1 (one) through Governor Walker's Budget Repair Bill.
4. Legal Bills - Review and Possible Action on Legal Bills to be paid. To approve payment of legal bills.
5. County Executive Report.
 - a) Budget Status Report for March 31, 2011. Receive and place on file.
 - b) Discussion re: Update re: Old Mental Health Center building (standing item). Receive and place on file.
6. Board Attorney Report.
 - a) Walker Repair Bill Update. Receive and place on file.
7. Vacant Budgeted Positions/Request to Fill - Discussion re: layoff policies and procedures. Receive and place on file.
8. Vacant Budgeted Positions/Request to Fill - Circuit Courts – Court Reporter (vacated 7/5/11). To approve.
9. Vacant Budgeted Positions/Request to Fill - Highway – Highway Laborer/1st Mechanic (vacated 12/1/10). To approve.
10. Vacant Budgeted Positions/Request to Fill - Human Services – Staff RN (vacated 3/29/11). To approve.
11. Vacant Budgeted Positions/Request to Fill - Medical Examiner – Office Manager I (vacated 10/13/10). To refer to staff for study of possible reassignment of duties.
12. Resolution re: Change in Table of Organization - UW-Extension Increase Grant Funded Position (Community Garden Coordinator LTE). To approve. See Resolutions, Ordinances June County Board.
- #12a Review of Omnibus Transportation Motion. To refer to the County Executive, Corporation Counsel, Human Resources, and County Board members, collectively and individually, requesting that they contact state legislators stating opposition to the Omnibus Transportation Motion and the Wisconsin Counties Association support of it.
13. A Closed Session may be held pursuant to Wis. Stats. § 19.85(1)(e) for deliberating or negotiating the purchase of public properties, investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session. (Labor Negotiations).

- i. Enter into closed session.
- ii. Return to regular order of business.
- iii. No action taken.

A motion was made by Supervisor Evans and seconded by Supervisor Andrews “**to adopt.**” Supervisor Dantine requested item #5b be taken separately. Voice vote taken on remainder of report. Motion carried unanimously with no abstentions.

Item #5b -- County Executive Report. B) Discussion re: Update re: Old Mental Health Center Building (standing item). COMMITTEE ACTION: Receive and place on file.

After discussion on destruction of the old Mental Health Center, a motion was made by Supervisor Andrews and seconded by Supervisor Buckley “**to adopt.**” Voice vote taken. Motion carried unanimously with no abstentions.

No. 9d -- REPORT OF HUMAN SERVICES COMMITTEE OF MAY 25, 2011

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The HUMAN SERVICES COMMITTEE met in regular session on May 25, 2011, and recommends the following motions:

1. Review Minutes of:
 - a. Aging & Disability Resource Center (April 28, 2011).
 - b. Human Services Board (April 14, 2011).
 - c. Veterans’ Recognition Subcommittee (April 19, 2011).

Receive and place on file 1a, b, & c.
2. Syble Hopp School 2011-2012 Budget. To approve the 2011-2012 Syble Hopp School Budget.
3. Aging & Disability Resource Center - Revenue and Expense Report for March, 2011. Receive and place on file.
4. Human Services Dept. - Executive Director’s Report. That Director Brian Shoup draft a letter to state legislator expressing concerns with the proposed Family Care cap on state funding which all committee members will sign (prior to County Board meeting on June 15th).
5. Human Services Dept. - Action on Cost Impact of Psychiatrist / Proposed Changes in Class & Comp.
 - a. Fiscal analysis will follow. To approve recommendation of Human Resources related to hiring a psychiatrist and proposed changes in Class & Comp.
6. Human Services Dept. - Resolution re: To Oppose the Centralization of Economic Support Programs as Proposed in the Governor’s Biennial Budget. To approve the Resolution opposing the Centralization of Economic Support Programs as proposed in the Governor’s Biennial Budget. See Resolutions, Ordinances June County Board.
7. Human Services Dept. - Lake Largo Neighborhood Association. Receive and place on file.
8. Human Services Dept. - Financial Report of Community Treatment Center and Community Programs. Receive and place on file.

9. Human Services Dept. - Community Treatment Center Update. Receive and place on file.
10. Human Services Dept. - Monthly Inpatient Data – Community Treatment Center and Bellin Psychiatric Center. Receive and place on file.
11. Human Services Dept. - Approval for New Non-Continuous Vendor. To approve.
12. Human Services Dept. - Request for New Vendor Contract. To approve.
13. Human Services Dept. - Monthly Contract Update. Receive and place on file.
14. Audit of bills. To approve audit of bills.

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

No. 9e -- REPORT OF PLANNING, DEVELOPMENT & TRANSPORTATION COMMITTEE OF MAY 23, 2011

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PLANNING, DEVELOPMENT & TRANSPORTATION COMMITTEE met in regular session on May 23, 2011 and recommends the following motions.

1. Review minutes of:
 - a. Planning Commission Board of Directors Chapter 21 Subdivision Ordinance Revision Subcommittee (April 28, 2011). Receive and place on file.
 - b. Solid Waste Board (April 18, 2011). Receive and place on file.
2. ** Communication from Supervisor Nicholson re: Request the Planning Department to verify the number of residents with the Census Bureau that are provided in Districts 2 & 3. Receive and place on file and forward a copy of the Statues to Supervisor Nicholson.
3. ** Refer #2 back to Planning, Development and Transportation Committee as per the County Board on 6/15/2011.
3. Airport - Building Demolition Quotes – Bid Tabulation. To approve the low bid of Mertens & Sons Construction, Inc, in the amount of \$63,847.68 for the base bid and \$58,282.00 for the asphalt work.
4. Airport - Budget Status Financial Report, April 30, 2011. Receive and place on file.
5. Airport - Director’s Report. Receive and place on file.
6. Highway - April 2011 Budget to Actual. Receive and place on file.
7. Highway - County Highway Road Ratings & Proposed Future Projects. Receive and place on file.
8. Highway - Highway Dept Overview & Staffing Plan (draft) – December 2010. Receive and place on file.
9. Highway - Highway Dept. Explanation of Highway Funds. Receive and place on file.
10. Highway - Director’s Report. Receive and place on file.
11. Planning Commission - Budget Adjustment (#11-66): Increase in expenses with offsetting increase in revenue. To approve.

12. Planning Commission - Resolution re: Authorizing an Application for a Wisconsin Community Development Block Grant for Economic Development from the Wisconsin Department of Commerce. To approve. See Resolutions, Ordinances June County Board.
13. Planning Commission - Director's Report. Receive and place on file.
14. UW-Extension - Budget Status Financial Report, March 31, 2011. Receive and place on file.
15. UW-Extension - Budget Adjustment Request (#11-59): Increase in expenses with offsetting increase in revenue. To approve.
16. UW-Extension - Budget Adjustment Request (#11-60): Increase in expenses with offsetting increase in revenue. To approve.
17. UW-Extension - Budget Adjustment Request (#11-61): Increase in expenses with offsetting increase in revenue. To approve.
18. UW-Extension - Budget Adjustment Request (#11-62): Increase in expenses with offsetting increase in revenue. To approve.
19. UW-Extension - Resolution re: Change in Table of Organization UW-Extension – Increase Grant Funded Position (Community Garden Coordinator LTE). To approve. See Resolutions, Ordinances June County Board.
20. UW-Extension - Director's Report. Receive and place on file.
21. Port & Solid Waste - Port – Budget Status Financial Report, April 30, 2011. Receive and place on file.
22. Port & Solid Waste - Solid Waste – Budget Status Financial Report, April 30, 2011. Receive and place on file.
23. Port & Solid Waste - Director's Report. Receive and place on file.
24. Port & Solid Waste - Closed Session: Pursuant to Wis. Stats. § 19.85(1)(e) for the purpose of deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session. (Solid Waste Agreements and Tipping Fees).
 - i. To enter into closed session.
 - ii. To return to regular business.
 - iii. No action taken.
25. Port & Solid Waste - Revised Brown County Port and Solid Waste Fee Policy – Request for Approval. To devise a multiple tier rate system.
26. Audit of bills. To pay bills.

A motion was made by Supervisor Erickson and seconded by Supervisor Fleck **“to adopt.”** Supervisor Nicholson requested Item #2 be taken separately. Voice vote taken on remainder of report. Motion carried unanimously with no abstentions.

Item #2 -- Communication from Supervisor Nicholson re: Request the Planning Department to verify the number of residents with the Census Bureau that are provided in Districts 2 & 3. COMMITTEE ACTION: Receive and place on file and forward a copy of the Statutes to Supervisor Nicholson.

Supervisor Nicholson requested Planning & Land Services Office to confirm the U.S. Census numbers.

A motion was made by Supervisor Nicholson and seconded by Supervisor De Wane **“requesting staff to be present with Supervisor De Wane and Supervisor Nicholson to verify the number of residents in Districts 2 and 3.”**

Fred Mohr, Legal Counsel for the County Board, is unaware of any process to question the Census Bureau. This would have to be disputed in Federal Court.

After further discussion, a motion was made by Supervisor Miller and seconded by Supervisor Lund **“to refer back to the Planning, Development and Transportation Committee”**. Vote taken. Roll Call #9e2(1):

Ayes: Tumpach, De Wane, Nicholson, Miller, Haefs, Zima, Evans, Vander Leest, Buckley, Kaster, Fleck, Scray, Carpenter, Lund

Nays: Theisen, Erickson, Brunette, Dantine, Andrews, Van Vonderen, Schuller, Clancy, Wetzal, Moynihan, Fewell

Supervisor La Violette did not cast a vote.

Total Ayes: 14 Total Nays: 11 No Vote Cast: 1

Motion carried to refer.

No. 9e(i) -- REPORT OF LAND CONSERVATION SUB-COMMITTEE OF MAY 23, 2011

The Report will be placed on next month's July 20, 2011 County Board meeting agenda because the report was missing from the Supervisors' packets. No action taken.

No. 9f -- REPORT OF PUBLIC SAFETY COMMITTEE OF JUNE 1, 2011

TO THE MEMBERS OF THE BROWN COUNTY
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PUBLIC SAFETY COMMITTEE met in regular session on June 1, 2011 and recommends the following motions:

1. Review of minutes:
 - a. Criminal Justice Coordinating Board (April 26, 2011). Receive and place on file.
2. Communication by Supervisor Vander Leest re: Request to explore ways to increase fraud investigations in Social Services in Brown County. To hold for one month.
3. District Attorney - Budget Adjustment (11-55): Interdepartmental reallocation or adjustment (including reallocation from the County's General Fund). To approve.
4. District Attorney - Monthly Drug Criminal Complaint Numbers (standing item). Receive and place on file.
5. Sheriff - Key Factor Reports for June, 2011 and Jail Average Daily Population by Month and Type for the Calendar Year 2011. Receive and place on file.
6. Sheriff - Budget Status Financial Report for April, 2011. Receive and place on file.
7. Sheriff - An Ordinance to Create Sec. 30.10 of the Brown County Code Entitled "Fuel Theft Prevention". See Resolutions, Ordinances June County Board. To hold for one month and schedule a public hearing one hour before next Public Safety meeting. Ayes: 4 (Nicholson, De Wane, Carpenter, Kaster); Nays 1 (Buckley). See Resolutions, Ordinances June County Board.

8. Sheriff's Report.
 - i. To receive and update on if the Fraud Investigator Aide needs support; information on the screening process; to see the percentage, or amount of money that Brown County administers for Food Share and child care assistance, a breakdown of all of the programs that the Federal Government and State provides to the area as well as what is on the levy for Administrative costs.
 - ii. Receive and place on file.
- #8a Public Safety Communications - Budget Status Financial Report for April, 2011. Receive and place on file.
- #8b Public Safety Communications - Director's Report. Receive and place on file.
9. Circuit Courts - Budget Status Financial Report for April, 2011. Receive and place on file.
10. Clerk of Courts - Budget Status Financial Report for April, 2011. Receive and place on file.
11. Audit of bills. To approve.

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

No. 10 -- RESOLUTIONS, ORDINANCES:

No. 10a -- RESOLUTION REGARDING: TO AUTHORIZE USE OF FUNDS TO RETAIN INVESTIGATOR

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

Ladies and Gentlemen:

WHEREAS, the Human Resource Manager, Debbie Klarkowski, filed a Notice of Claim for damages based upon allegations of sexual harassment and sex discrimination on May 19, 2011; and

WHEREAS, Brown County Ordinance §4.105 and the administrative policies of the Human Resource Department require an investigation of complaints of sexual harassment; and

WHEREAS, no investigation of Debbie Klarkowski's complaint has taken place; and

WHEREAS, the county's liability insurer has appointed an attorney to evaluate the claim and an investigation will be helpful to the attorney; and

WHEREAS, Corporation Counsel has funds allocated for legal services in the department budget and Corporation Counsel is required to obtain approval prior to contracting for legal services.

NOW, THEREFORE, BE IT RESOLVED, the Brown County Board of Supervisors authorizes Corporation Counsel to contract for an investigation of the above mentioned claim of sexual harassment.

Respectfully submitted,
ADMINISTRATION COMMITTEE

Fiscal Note: This resolution does not require an appropriation from the General Fund. Funds are allocated in the Corporation Counsel budget for legal/professional services.

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

Approved by: \s\ Troy Streckenbach, County Executive Date: 6/20/2011

No. 10b -- RESOLUTION REGARDING: TO APPROVE ENTRY INTO A WORKING AGREEMENT WITH THE ONEIDA ENVIRONMENTAL HEALTH AND SAFETY DIVISION AND ONEIDA GOLF AND COUNTRY CLUB REGARDING REMOVAL OF DAMS AT PAMPERIN PARK

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

Ladies and Gentlemen:

WHEREAS, the dams at Pamperin Park on the Duck Creek are in need of major repairs, pose a significant barrier to natural fish passage and create a law enforcement issue involving the illegal taking of fish during the spring spawning run; and

WHEREAS, the removal of these dams was approved by the Brown County Board of Supervisors in August of 2008; and

WHEREAS, the removal of these dams will be funded exclusively through Federal, State and Natural Resources Damage Assessment grants already secured by the Oneida Tribe; and

WHEREAS, the Oneida Tribe will be the grant and project administrator.

NOW, THEREFORE, BE IT RESOLVED that the Brown County Board of Supervisors approves the attached working agreement to remove the dams at Pamperin Park at no cost to Brown County and authorizes execution of the agreement by Brown County.

Respectfully submitted,
EDUCATION & RECREATION COMMITTEE

Authored by Facility & Park Mgmt. - Parks

Final Draft Approved by Corporation Counsel

Fiscal Note: This resolution does not require an appropriation from the General Fund. The Oneida Tribe will be the fiscal agent and provide project management.

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

Approved by: \s\ Troy Streckenbach, County Executive Date: 6/20/2011

ATTACHMENT TO RESOLUTION #10B

Working Agreement
between
Oneida Tribe's Environmental Health & Safety Division,
Brown County Facility & Park Management
and Oneida Golf & Country Club.

PURPOSE

The purpose for this “**Working Agreement**” is to clearly state the intentions of the temporary work relationship between the Oneida Tribe’s Environmental Health and Safety Division (“Oneida EH&S”), Brown County Facility and Park Management (“Brown County”) and Oneida Golf and Country Club (“OG&CC”), for the removal of two dams and alteration of one dam structure on Duck Creek.

BACKGROUND

Duck Creek and its tributaries have been a major focus of hydrologic and habitat restoration efforts in recent years. Past land use practices caused changes in hydrology leading to alterations in channel morphology, stream bank erosion, and loss of critical habitat. Agricultural land use is still prevalent in the watershed and Wisconsin Department of Natural Resources (WDNR), Brown County, and the Oneida EH&S are all active in addressing agricultural impacts to surface waters. The Duck Creek Watershed is also considered a Priority Watershed under the Wisconsin Nonpoint Source Water Pollution Abatement Program, which has strengthened collaboration and cooperation around the vision of restoring health to the Duck Creek system.

There are several low-head dams in Duck Creek that pose a significant barrier to fish passage. The two larger structures on Duck Creek located in Pamperin Park are in need of major repairs and are a potential liability to Brown County as this is an area of public access. The deep pool areas created by the structures in Pamperin Park contain degraded natural habitat and slow, warm water of low quality. Although spring fish populations have historically flourished in these impoundments, the structures restrict the distribution of many fish species upstream to better feeding, spawning, and nursery habitat.

Investigations on Duck Creek fish passage regarding the structures in Pamperin Park and OG&CC began in January of 2008. Representatives from WDNR, United States Fish and Wildlife Service (USFWS), Brown County, and the Oneida EH&S met to identify fisheries issues associated with an initiative to increase fish passage in Duck Creek. Biologists from WDNR, USFWS, and the OH&S evaluated stream data to determine any potential data needs, and to make a scientific recommendation to the larger group regarding fish passage. Based on the scientific recommendation, the larger group then formed a recommendation to go forward with removal of Pamperin Park structures, and modification of OG&CC structure to act as invasive barrier. This recommendation was approved in concept by the Brown County Board of Supervisors, and supported by the Oneida Environmental Resource Board and Oneida Land Commission.

This project proposes to open fish passage and increase accessible fishing areas by:

- Removing deteriorating dams in Pamperin Park, removing impoundment, and restoring in-stream and streambank habitat.

- Modifying the structure immediately upstream in the OG&CC to restrict invasive species passage while allowing more desirable fish species to pass.

TERM

The term of this Working Agreement will be October 1, 2010 through December 31, 2012.

ROLES IN PROJECT

1. The roles of the parties engaged in this agreement are defined as follows:

Owners (O) – Owners of the property where the work will be completed.

Grant Administrators (GA) – Parties responsible for the securing, reporting and closing of the grant.

Stakeholders (SH) – Parties who have an interest in the resource enhancement and physical hazard removal.

Technical Advisors (TA) – Experts in their respective fields relating to the scope of work for this project.

2. Definition of roles:

Wisconsin Department of Natural Resources (WDNR)– GA, SH, TA

Oneida Golf & County Club – O, SH, TA

Oneida Environmental Health & Safety Division – GA, SH, TA

Brown County Facility & Park Management – O, SH, TA

United States Fish & Wildlife Service – SH, TA

FUNDING PROCESS

1. The Wisconsin Department of Natural Resources has obtained a \$15,000 grant from Natural Resources Damage Assessment (NRDA) and the Oneida EH&S has received grants from Wisconsin Coastal Management Grant for \$34,000, US Fish and Wildlife Fish Passage for \$34,000 and Great Lakes Restoration Initiative (BIA) for \$36,000 (see attached Appendices - A, B, C, D).
 - All funds expended on the project need to meet the respective requirements of each grant listed above.
 - Project design and construction expenditures will not exceed each respective grant amount.
2. The grant funds total \$119,000, which will be used for the design and construction with removal/modification of existing structures and restoration of in-stream and stream bank habitat along Duck Creek.
 - The WDNR will be responsible for the payments through the NRDA per attached GRANT AGREEMENT (see Appendix E) with WDNR.
 - Oneida EH&S will be responsible administering payments for design and construction phase services through all the remaining grants.
 - OG&CC does not have financial obligation to this agreement.
 - Brown County does not have financial obligation to this agreement.

PROJECT

Scope of Work:

- Remove two dams at Brown County's Pamperin Park.
- Modify the upper structure at OG&CC to prevent invasive fish passage.
- Restoration of in-stream and stream bank habitat along east bank of Duck Creek in Pamperin Park (if remaining grant funds are available).

Organization of Project:

- The Oneida Tribe will facilitate the process through a Project Manager.
- Parties to this agreement will share in decision-making. Unanimous agreement will be the method of decision-making used for all issues that impact parties to this agreement.
- Parties to this agreement will collaborate on necessary grant reporting to include: progress reports, final report, and photo documentation.
- Parties to this agreement will develop and review assessment tools to ensure the objectives of the project are consistently being met. Oneida EH&S will provide project outreach to the Tribal and local community. All parties to this agreement will collaborate on public outreach that supports this project as outlined in this agreement.
- All parties to this agreement must agree in writing to extend or to dissolve this agreement.
- Upon execution of this agreement, all parties agree to commence with the project and to complete the entire project as outlined in this agreement.

Design Phase:

- A Qualification-Based Selection process will be used by the parties to this agreement for selection of a design consultant and award of a design contract.
- The awarded design consultant will work with parties to this agreement to generate two concept options for consideration to approach the work. The preferred option will then be elaborated into full construction documents.
- The design consultant will generate full plans.
- The design consultant will assist the parties of this agreement to competitively bid the work by prospective construction contractors.

Construction Phase:

- A construction contract will be awarded to the lowest bidding qualified responsible construction contractor.
- The awarded contractor will complete the work in accordance with the plans and specifications.
- The awarded contractor will comply with the State of Wisconsin Department of Workforce Development Prevailing wage rates for Brown County, WI.
- The design consultant will perform construction administration to ensure contractor is completing the work in accordance with the plans and specifications.
- All parties to this agreement are agreeable to allow project access to the land they own unless stated otherwise.

Project Close-out / Post-Construction:

- Warranties for the completed work will be issued by the construction contractor.
- Waivers of future lien rights to the property (lien waivers) will be received from any and all contractors, all-tier sub-contractors and material suppliers upon receipt of payment for services performed.
- On-going maintenance will become the responsibility of the structure / land owner after completion.

Enforcement

Solely for purposes of enforcing the terms of this agreement, Brown County and the Oneida Tribe of Wisconsin waive sovereign immunity and agree to be governed by Wisconsin law for the interpretation and enforcement of this agreement.

We the undersigned agree to the terms outlined above in this Working Agreement.
This is the entire agreement.

Brown County Executive

Date

Oneida Environmental Health & Safety Division

Date

Brown County Facilities & Park Management

Date

Oneida Golf & Country Club

Date

Attached: Appendices A, B, C, D and E **

** **Appendices A, B, C, D and E are on file and can be viewed in the Park and Facility Department.**

No. 10c -- RESOLUTION REGARDING: TO OPPOSE THE CENTRALIZATION OF ECONOMIC SUPPORT PROGRAMS AS PROPOSED IN THE GOVERNOR'S BIENNIAL BUDGET

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

Ladies and Gentlemen:

WHEREAS, the State 2011-2013 proposed Biennial Budget Bill proposes that county Income Maintenance Administration Unit services be centralized at a State level by May 1, 2012;

WHEREAS, these services, including the eligibility determination for Medicaid, BadgerCare, FoodShare, Caretaker Supplement and Child Care, have been successfully provided locally at the County level; and

WHEREAS, in Brown County, 17,000 families currently receive these services provided by Brown County Human Services Economic Support Unit; and

WHEREAS, without the knowledge and experience of local personalized assistance many of these citizens may lose their benefits; and

WHEREAS, local Economic Support staff provide a vital role in ensuring those who are eligible for benefits receive them in a timely and courteous manner; and

WHEREAS, the State presently determines eligibility for BadgerCare Core, Family Planning Only Services and some FoodShare cases through an Enrollment Services Center (ESC), and this experienced a higher error rate than the balance of the State, and only 16.22% of ESC's cases have been processed within thirty days of the application; and

WHEREAS, not having a local presence of Economic Support Staff will compromise the integrity of the programs the Economic Support Staff administers; and

WHEREAS, Brown County Human Services is in a superior position to prevent fraud and to ensure correct benefits are issued to only those who are eligible; Program Integrity is held to the highest regard; and

WHEREAS, the Governor's proposed Biennial Budget Bill decreases in the Basic County allocation for Brown County by \$789,674, per year.

NOW, THEREFORE, BE IT RESOLVED, that the Brown County Board of Supervisors opposes the centralization of economic support services and encourages our county's legislators to vote against this portion of the Governor's Biennial Budget.

BE IT FURTHER RESOLVED, the Clerk shall direct copies of the adopted resolution to each member of the Wisconsin State Legislature who represents any part of Brown County.

Respectfully submitted,
HUMAN SERVICES COMMITTEE

Final Draft Approved by Corporation Counsel

Authored by: Human Services

Fiscal Note: This resolution does not require an appropriation for the General Fund. It is advisory in nature. However, should the Governor's biennial budget be approved with these proposed changes it will affect the 2012 budget with an increase of \$240,000 in levy to support this change in program.

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

Approved by: \s\ Troy Streckenbach, County Executive Date: 6/20/2011

No. 10d -- RESOLUTION REGARDING: CHANGE IN TABLE OF ORGANIZATION UW-EXTENSION -- INCREASE GRANT FUNDED POSITION (COMMUNITY GARDEN COORDINATOR LTE)

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

Ladies and Gentlemen:

WHEREAS, the UW-Extension table of organization currently includes a .38 FTE grant funded Community Garden Coordinator LTE position; and

WHEREAS, a grant has been received from the North Central Region Risk Management Education Center for \$33,710 for the remainder of 2011 and first six months of 2012; and

WHEREAS, this grant allows the Community Garden Coordinator LTE position to increase from 790 annual hours or .38 FTE, to 1,088 annual hours or .52 FTE; and

WHEREAS, the UW-Extension office also received a grant from the Wisconsin Arthritis Foundation to create a DVD to help educate individuals on the new adaptive tools available for gardening with arthritis; and

WHEREAS, the Community Garden Coordinator will oversee this project which is estimated to take 30 hours. This grant allows the position to increase an additional 30 hours to 1,118 annual hours or .54 FTE; and

WHEREAS, after a thorough review was completed by Human Resources in conjunction with UW-Extension, the following change to the table of organization is recommended; and

WHEREAS, Human Resources and UW-Extension recommend increasing the grant funded Community Garden Coordinator LTE position in the UW-Extension table of organization from 790 annual hours a .38 FTE, to 1,118 annual hours a .54 FTE through 12/31/11; and

NOW, THEREFORE, BE IT RESOLVED, by the Brown County Board of Supervisors, increase the grant funded Community Garden Coordinator LTE in the UW-Extension table of organization from 790 annual hours a .38 FTE to 1,118 annual hours a .54 FTE through 12/31/11.

BE IT FURTHER RESOLVED, that the position is 100% grant funded with no benefits resulting in no fiscal impact to the budget. Should funding be eliminated, the position will end and be eliminated from UW-Extension's table of organization.

Respectfully submitted,
PLANNING, DEVELOPMENT AND
TRANSPORTATION COMMITTEE
EXECUTIVE COMMITTEE

Fiscal Note: This resolution does not require an appropriation from the General Fund. The position is funded through grant money.

UW-Extension
Community Garden Coordinator LTE
Add additional hours (328 hours @ \$29.33/hour)
Increase from .38 FTE to .54 FTE

Budget Impact of additional hours for the Period 6/1/11 - 12/31/11

2011 Estimated Salary (6/1/11 - 12/31/11)	\$ 9,620.24
2011 Estimated Fringe (6/1/11-12/31/11)	<u>\$ 1,731.64</u>
Total 2011 Salary & Fringe Cost	\$ 11,351.88
Grant Revenue	<u>\$ (11,351.88)</u>
2011 PARTIAL BUDGET IMPACT	<u><u>0.00</u></u>

Submitted by Human Resources Dept.

Final Draft Approved by Corporation Counsel

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

Approved by: \s\ Troy Streckenbach, County Executive

Date: 6/20/2011

ATTACHMENTS TO RESOLUTION #10D

MEMO

To: Debbie Klarkowski
Human Resources Manager

From: Deb Seidel
Human Resources Analyst

Date: May 16, 2011

RE: UW-Extension request to increase Community Garden Coordinator LTE position

The UW-Extension office received a grant through North Central Region Risk Management Education Center in the amount of \$33,710. The duration of this grant is for the remainder of 2011 and first six months of 2012. The current UW-Extension table of organization includes a .38 FTE Community Garden Coordinator budgeted at 790 annual hours. The grant allows this position to increase annual hours by 298 for a total of 1,088 annual hours. This increases the FTE from .38 to .52 FTE.

Additionally, the UW-Extension office received a grant from the Wisconsin Arthritis Foundation to create a DVD that will help educate individuals on the new adaptive tools available for gardening with arthritis. It is estimated an additional 30 hours will be required to complete this project. The Community Garden Coordinator will oversee the creation of the DVD which is due June 30, 2011. The grant allows this position to increase another 30 hours for a total of 1,118 hours increasing to a .54 FTE.

The grants are 100% funded; therefore, there is no additional fiscal impact to Brown County for the remainder of 2011.

2011 BUDGET IMPACT CALCULATION

UW-Extension

Add additional hours to Community Garden Coordinator (LTE)

Increase .38 FTE to .54 FTE

<u>Budget Impact for the Period 6/1/11 - 12/31/11</u>	<u>Community Garden Coordinator</u>	
2011 Estimated Additional Salary (6/1/11 - 12/31/11)	\$ 9,620.24	increase 328 hrs @ \$29.33/hr
2011 Estimated Additional Fringe (6/1/11-12/31/11)	\$ 1,731.64	
Total 2011 Salary & Fringe Cost	\$ 11,351.88	
Grant Revenue	\$(11,351.88)	
2011 PARTIAL BUDGET IMPACT	0.00	

No. 10e -- **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, Amerex Corporation is a Brown County business located in the Village of Howard, 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 Amerex Corporation; 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 project:

Amerex Corporation	For equipment purchases
Loan is for \$290,000	To create twenty-two (22) full-time positions
Administration expenses	\$6,000 to the Brown County Planning Commission for administrative expenses

Over \$4.9 million in new private investment; and

WHEREAS, it is necessary for the Brown County Board of Supervisors to approve the preparation and filing of an application for the County to receive funds from this program; and

WHEREAS, the Brown County Board of Supervisors has reviewed the need for the proposed project and the benefits to be gained therefrom.

NOW, THEREFORE, BE IT RESOLVED, that the Brown County Board of Supervisors does approve and authorize the preparation and filing of an application for the above-named project; and the County Executive is hereby authorized to sign all necessary documents on behalf of the County; and that authority is hereby granted to the Brown County Planning and Land Services Department to take the necessary steps to prepare and file the appropriate application for funds under this program in accordance with this resolution.

Respectfully submitted,
PLANNING, DEVELOPMENT AND
TRANSPORTATION COMMITTEE

Final Draft Approved by Corporation Counsel

Fiscal Impact: This resolution does not require an appropriation from the General Fund as funding is provided from the Community Development Block Grant for Economic Development which is budgeted in the Revolving Loan Fund.

Authored By: Planning and Land Services

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

Approved by: \ s\ Troy Streckenbach, County Executive Date: 6/20/2011

No. 10f -- ORDINANCE TO CREATE SECTION 30.10 OF THE BROWN COUNTY CODE ENTITLED “FUEL THEFT PREVENTION”

A motion was made by Supervisor Haefs and seconded by Supervisor Moynihan “**to refer to Public Safety Committee**”. Voice vote taken. Motion carried unanimously with no abstentions.

No. 11 -- CLOSED SESSION PURSUANT TO WIS. STATS. 19.85(1)(E) FOR THE PURPOSE OF DELIBERATING OR NEGOTIATING THE PURCHASING OF PUBLIC PROPERTIES, THE INVESTING OF PUBLIC FUNDS, OR CONDUCTING OTHER SPECIFIED PUBLIC BUSINESS, WHENEVER COMPETITIVE OR BARGAINING REASONS REQUIRE A CLOSED SESSION (LABOR NEGOTIATIONS).

A motion was made by Supervisor Andrews and seconded by Supervisor Moynihan “**to enter into Closed Session**”. Vote taken. Roll Call #11(1):

Ayes: Tumpach, De Wane, Theisen, Miller, Haefs, Erickson, Brunette, Zima, Evans, Vander Leest, Buckley, Dantine, La Violette, Andrews, Kaster, Van Vonderen, Schuller, Fleck, Clancy, Wetzal, Moynihan, Scray, Carpenter, Lund, Fewell

Nays: Nicholson

Total Ayes: 25 Total Nays: 1

Motion carried to enter into Closed Session.

A motion was made by Supervisor Erickson and seconded by Supervisor De Wane “**to return to the regular order of business**”. Voice Roll Call and vote taken. Motion carried unanimously with no abstentions.

No. 12 -- SUCH OTHER MATTERS AS AUTHORIZED BY LAW.

No. 12a -- LATE COMMUNICATION FROM SUPERVISOR FEWELL RE: TO REVIEW THE SIGNED RETAINER AGREEMENTS BETWEEN FRED MOHR AND BROWN COUNTY.

Refer to Executive Committee.

No. 12b -- LATE COMMUNICATION FROM SUPERVISOR FEWELL RE: TO REQUIRE BOARD APPROVAL ON CONTRACTING FOR LEGAL COUNSEL REGARDING ANY LITIGATION INVOLVING REDISTRICTING.

Refer to Executive Committee.

No. 13 -- BILLS OVER \$5,000 FOR PERIOD ENDING MAY 31, 2011.

A motion was made by Supervisor Clancy and seconded by Supervisor Fleck **“to pay the bills for the period ending May 31, 2011”**. Voice vote taken. Motion carried unanimously with no abstentions.

No. 14 -- CLOSING ROLL CALL.

Present: Tumpach, De Wane, Nicholson, Theisen, Miller, Haefs, Erickson, Brunette, Zima, Evans, Vander Leest, Buckley, Dantine, La Violette, Andrews, Kaster, Van Vonderen, Schuller, Fleck, Clancy, Wetzel, Moynihan, Scray, Carpenter, Lund, Fewell

Total Present: 26

No. 15 -- ADJOURNMENT TO WEDNESDAY, JULY 20, 2011 AT 7:00 P.M., LEGISLATIVE ROOM #203, CITY HALL, 100 NORTH JEFFERSON STREET, GREEN BAY, WISCONSIN.

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

Meeting adjourned at **9:45 p.m.**

 \s\ Sandra Juno, Chief Deputy Clerk for
Darlene K. Marcelle
Brown County Clerk