

**WAUPACA COUNTY BOARD OF SUPERVISORS  
ADJOURNED ANNUAL SESSION  
MARCH 19, 2002**

County Board Chair Brown called the meeting to order at 9:00 a.m. with 25 members present.

	<b>Supervisors entitled to seats:</b>
District 1:	Rose Mary Sasse
District 2:	Dennis Kussmann
District 3:	Dick Koeppen
District 4:	Donald L. Steenbock
District 5:	James Flink
District 6:	Lloyd Mares
District 7:	Raymond M. Arndt
District 8:	Donald Aasen
District 9:	Donald J. Peterson
District 10:	Gene Sorensen
District 11:	Fred J. Rasmussen
District 12:	Robert H. Whitman
District 13:	Eunice Lawrence
District 14:	Donald E. Fabricius
District 15:	Kenneth Hurlbut
District 16:	John F. Penney
District 17:	Dale Bonikowske
District 18:	Patricia Craig
District 19:	Kay Hillskotter
District 20:	William Jonely
District 21:	Carl Kietzmann
District 22:	G. Robert Flease
District 23:	Dona Gabert
District 24:	Jack Algiers
District 25:	Duane R. Brown
District 26:	James Loughrin
District 27:	Gary Barrington

Suprs. Rasmussen and Mares were excused.

County Board Chair Brown made the opening statement that this meeting and all other meetings of this board are open to the public. Proper notice has been posted and given to the press, in accordance with Wisconsin Statutes so the citizenry may be aware of the time, place and agenda of this meeting.

Pledge of Allegiance was said by all followed by a moment of silence.

Supr. Flink moved and Supr. Bonikowske seconded the motion to approve the amended agenda. Motion carried 25-0.

Supr. Craig moved and Supr. Peterson seconded the motion to approve the minutes from the February 19, 2002 meeting. Motion carried 25-0.

## **INTRODUCTIONS**

County Board Chairman Brown introduced Andrew Carlin, Emergency Management Director, and Kay Suehs, Deputy County Clerk.

### **REPORT NO. 17 (2001-2002) Teen Court Annual Report**

Amy Goerlinger, Waupaca County Teen Court Coordinator and Celeste Leider, Teen Court Advocate, presented the Teen Court Annual Report. 4-H is celebrating 100 years.

### **REPORT NO. 18 (2001-2002) Waupaca County Nutrient Management Program “Success Through Teamwork”**

Greg Blonde, UW-Extension and Bill Pearson, Land & Water Conservation Department, presented nutrient management in Waupaca County and why it is a success.

### **REPORT NO. 19 (2001-2002) Youth Development Conversations Report**

Penny Gundrum, UW-Extension, presented the National 4-H Youth Development Conversations and how it affects the Waupaca County 4-H program.

### **RESOLUTION NO. 58 (2001-2002) A Resolution Authorizing the Sale of \$5,000,000 General Obligation Promissory Notes**

WHEREAS pursuant to an Initial Resolution adopted by the County Board of Supervisors on October 22, 2001, Waupaca County, Wisconsin (the “County”) authorized the issuance of general obligation promissory notes in an amount not to exceed \$5,000,000 for the public purpose of providing for the construction, improvement and maintenance of highways and bridges, Highway Department improvements, Parks and Recreation Department improvements and Fairgrounds improvements; and

WHEREAS the County Board of Supervisors deems it necessary and in the best interest of the County that such general obligation promissory notes now be issued, upon the terms and conditions hereinafter provided;

NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of Waupaca County, Wisconsin, that:

Section 1. Sale of Notes. The County shall sell and deliver its \$5,000,000 General Obligations Promissory Notes (the “Notes”), issued for the purposes above stated, to Griffin, Kubik, Stephens & Thompson, Inc (the “Purchaser”) for the purchase price set forth in the Note Purchase Agreement attached hereto as Exhibit A and incorporated herein by this reference (the “Proposal”). The Proposal is hereby approved, and the appropriate County officials are hereby authorized and directed to execute the same.

Section 2. The Notes. The Chairperson and County Clerk shall make, execute and deliver the Notes to the Purchaser, for and on behalf of the County. The Notes shall be negotiable, general obligation promissory notes of the County, registered as to both principal and interest, in the denomination of Five Thousand Dollars (\$5,000) each or whole multiples thereof, numbered from R-1 upward and dated April 1, 2002. The Notes shall bear interest at the rates per annum set forth in the Proposal and shall mature on September 1 of each year, in the years and principal amounts set forth in the Proposal and the debt service schedule attached hereto as Exhibit B and incorporated herein by this reference (the “Schedule”).

Interest on the Notes shall be payable on March 1 and September 1 of each year, commencing March 1, 2003.

Notes maturing in the years 2010 and 2011 shall be subject to call and prior payment at the option of the County in whole or from time to time in part in inverse order of maturity (but within any maturity by lot) on September 1, 2009 and any interest payment date thereafter at the price of par plus accrued interest to the date of redemption.

Section 3. Form of Notes. The Notes shall be in substantially the form attached hereto as Exhibit C and incorporated herein by this reference.

Section 4. Tax Provisions.

(A) Direct, Annual Irrepealable Tax. For the purpose of paying the principal of and interest on the Notes as the same become due, the full faith, credit and resources of the County are hereby irrevocably pledged and there be and there hereby is levied on all the taxable property in the County a direct, annual, irrepealable tax in the years 2002 through 2010 for payment of principal of an interest on the Notes in the years 2003 through 2011 in the amounts set forth in the Schedule.

(B) Tax Collection. The County shall be and continue without power to repeal such levy or obstruct the collection of said tax after all such payments have been made or provided for. After the issuance of the Notes, said tax shall be, from year to year, carried into the tax rolls of the County and collected as other taxes are collected, provided that the amount of tax carried into said tax rolls may be reduced in any year by the amount of any surplus money in the Debt Service Account created in Section 5(A) hereof.

(C) Additional Funds. If at any time there shall be on hand insufficient funds

from the aforesaid tax levy to meet principal and/or interest payments on said Notes when due, the requisite amounts shall be paid from other funds of the County then available, which sums shall be replaced upon the collection of the taxes herein levied.

Section 5. Debt Service Fund and Account.

(A) Creation and Deposits. There be and there hereby is established in the treasury of the County, if one has not already been created, a debt service fund, separate and distinct from every other fund, which shall be maintained in accordance with generally accepted accounting principles. Sinking funds established for obligations previously issued by the County may be considered as separate and distinct accounts within the debt service fund.

Within the debt service fund, there be and there hereby is established a separate and distinct account designated as the “Debt Service Account for \$5,000,000 ‘General Obligation Promissory Notes’ dated April 1, 2002” (the “Debt Service Account”) and such account shall be maintained until the indebtedness evidenced by the Notes is fully paid or otherwise extinguished. The County Treasurer shall deposit in such Debt Service Account (i) all accrued interest received by the County at the time of delivery of and payment for the Notes; (ii) the taxes herein levied for the specific purpose of meeting principal of and interest on the Notes when due; (iii) such other sums as may be necessary at any time to pay principal of and interest on the Notes when due; (iv) any premium which may be received by the County above the par value of the Notes and accrued interest thereon; (v) surplus monies in the Borrowed Money Fund as specified in Section 6 hereof; and (vi) such further deposits as may be required by Sec. 67.11, Wis. Stats.

(B) Use and Investment. No money shall be withdrawn from the Debt Service Account and appropriated for any purpose other than the payment of principal of and interest on the Notes until all such principal and interest has been paid in full and canceled; provided (i) the funds to provide for each payment of principal of and interest on the Notes prior to the scheduled receipt of taxes from the next succeeding tax collection may be invested in direct obligations of the United States of America maturing in time to make such payments when they are due or in other investments permitted by law; and (ii) any funds over and above the amount of such principal and interest payments on the Notes may be used to reduce the next succeeding tax levy, or may, at the option of the County, be invested by purchasing the Notes as permitted by and subject to Section 67.11(2)(a), Wis. Stats., in interest-bearing obligations of the United States of America, in other obligations of the County or in other investments permitted by law, which investments shall continue to be a part of the Debt Service Account.

(C) Remaining Monies. When all of the Notes have been paid in full and canceled, and all permitted investments disposed of, any money in the Debt Service Account shall be deposited in the general fund of the County, unless the County Board of Supervisors directs otherwise.

Section 6. Proceeds of the Notes. All monies received by the County upon delivery of the Notes to the purchaser thereof, except for accrued interest and premium, if any, shall be deposited by the County Treasurer into a special fund (the “Borrowed Money Fund”) which shall be maintained separate and distinct from all other funds of the County and shall be used for no

purpose other than the purposes for which the notes are issued. In no event shall monies in the Borrowed Money Fund be used to fund operating expenses of the general fund of the County or of any special revenue fund of the County that is supported by property taxes. Monies in the Borrowed Money Fund may be temporarily invested as provided in Section 66.0603(1m), Wis. Stats. Any monies, including any income from permitted investments, remaining in the Borrowed Money Fund after the purposes for which the Notes have been issued have been accomplished, and, at any time, any monies as are not needed and which obviously thereafter cannot be needed for such purposes shall be deposited in the Debt Service Account.

Section 7. No Arbitrage. All investments permitted by this resolution shall be legal investments, but no such investment shall be made in such a manner as would cause the Notes to be “arbitrage bonds” within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended (the “Code”), or the Regulations of the Commissioner of Internal Revenue thereunder (the “Regulations”); and an officer of the County, charged with the responsibility for issuing the Notes, shall certify as to the facts, estimates, circumstances and reasonable expectations in existence on the date of closing which will permit the conclusion that the Notes are not “arbitrage bonds,” within the meaning of the Code or Regulations.

Section 8. Persons Treated as Owners; Transfer of Notes. The County Clerk shall keep books for the registration and for the transfer of the Notes. The person in whose name any Note shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Note shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Note to the extent of the sum or sums so paid.

Any Note may be transferred by the registered owner thereof by surrender of the Note at the office of the County Clerk, duly endorsed for the transfer or accompanied by an assignment duly executed by the registered owner or his attorney duly authorized in writing. Upon such transfer, the Chairperson and County Clerk shall execute and deliver in the name of the transferee or transferees a new Note or Notes of a like aggregate principal amount, series and maturity, and the County Clerk shall record the name of each transferee in the registration book. No registration shall be made to bearer. The County Clerk shall cancel any Note surrendered for transfer.

The County shall cooperate in any such transfer, and the Chairperson and County Clerk are authorized to execute any new Note or Notes necessary to effect any such transfer.

The fifteenth day of each calendar month next preceding each interest payment date shall be the record dates for the Notes. Payment of interest on the Notes on any interest payment date shall be made to the registered owners of the Notes as they appear on the registration book of the County at the close of business on the corresponding record date.

Section 9. Compliance with Federal Tax Laws. (a) The County represents and covenants that the projects financed by the Notes and their ownership, management and use will not cause the Notes to be “private activity bonds” within the meaning of Section 141 of the Code. The County further covenants that it shall comply with the provisions of the Code to the extent

necessary to maintain the tax-exempt status of the interest on the Notes including, if applicable, the rebate requirements of Section 148(f) of the Code. The County further covenants that it will not take any action, omit to take any action or permit the taking or omission of any action within its control (including, without limitation, making or permitting any use of the proceeds of the Notes) if taking, permitting or omitting to take such action would cause any of the Notes to be an arbitrage bond or a private activity bond within the meaning of the Code or would otherwise cause interest on the Notes to be included in the gross income of the recipients thereof for federal income tax purposes. The County Clerk or other officer of the County charged with this responsibility of issuing the Notes shall provide an appropriate certificate of the County certifying that the County can and covenanting that it will comply with the provisions of the Code and Regulations.

(b) The County also covenants to use its best efforts to meet the requirements and restrictions of any different or additional federal legislation which may be made applicable to the Notes provided that in meeting such requirements the County will do so only to the extent consistent with the proceedings authorizing the Notes and the laws of Wisconsin and to the extent that there is a reasonable period of time in which to comply.

Section 10. Designation as Qualified Tax-Exempt Obligations. The Notes are hereby designated as “qualified tax-exempt obligations” for purposes of Section 265 of the Internal Revenue Code of 1986, as amended, relating to the ability of financial institutions to deduct from income for federal income tax purposes, interest expenses that is allocable to carrying and acquiring tax-exempt obligations.

Section 11. Utilization of The Depository Trust Company Book-Entry-Only System. In order to make the Notes eligible for the services provided by The Depository Trust Company, New York, New York, the County agrees to the applicable provisions set forth in the Blanket Issuer Letter of Representations previously executed on behalf of the County and on file in the County Clerk’s office.

Section 12. Undertaking to Provide Continuing Disclosure. The County covenants and agrees, for the benefit of the holders of the Notes, to enter into a written undertaking (the “Undertaking”) required by SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the “Rule”) to provide continuing disclosure of certain financial information and operating data and timely notices of the occurrence of certain events in accordance with the Rule. The Undertaking shall be enforceable by the holders of the Notes or by the original purchaser(s) of the Notes on behalf of such holders (provided that the rights of the holders and the purchaser(s) to enforce the Undertaking shall be limited to a right to obtain specific performance of the obligations thereunder and any failure by the County to comply with the provisions of the Undertaking shall not be an event of default with respect to the Notes).

The County Clerk, or other officer of the County charged with the responsibility for issuing the Notes, shall provide a Continuing Disclosure Certificate for inclusion in the transcript of proceedings, setting forth the details and terms of the County’s Undertaking.

Section 13. Records. The County Clerk shall provide and keep a separate record book and shall record a full and correct statement of every step or proceeding had or taken in the course of authorizing and issuing these Notes.

Section 14. Bond Insurance. It has been determined that it is in the best interest of the County to provide for municipal bond insurance with respect to the Notes maturing in the years 2005 through 2011. The officers of the County are authorized to take all actions necessary to obtain such municipal bond insurance with regard to the Notes from Financial Security Assurance Inc. ("FSA"). The County shall send to FSA the County's annual financial statements and notice of any refunding or redemption of the Notes. Further, the Chairperson and County Clerk are authorized to agree to such additional provisions as FSA may reasonably request and which are acceptable to the Chairperson and County Clerk including provisions regarding restrictions on investment of Note proceeds, the payment procedure under the municipal bond insurance policy, the rights of FSA in the event of default and payment of the Notes by FSA and notices to be given to FSA. In addition, appropriate reference to the municipal bond insurance policy shall be made in the form of Note provided herein.

Section 15. Closing. The Chairperson and County Clerk of the County are hereby authorized and directed to execute and deliver the Notes to the purchaser thereof upon receipt of the borrowed funds, accrued interest to date of delivery and premium, if any. The Chairperson and County Clerk may execute the Notes by manual or facsimile signature, but at least one of said officers shall sign the Notes manually.

The officers of the County are hereby directed and authorized to take all steps necessary or convenient to close this issue as soon as practicable hereafter, in accordance with the terms of sale thereof; and said officers are hereby authorized and directed to execute and deliver such documents, certificates and acknowledgments as may be necessary or convenient in accordance therewith.

Supr. Craig moved and Supr. Arndt seconded the motion to adopt Resolution No. 58 (2001-2002). Motion carried 22-3 with Suprs. Kussmann, Penney, and Kietzmann voting against. Passed this 19<sup>th</sup> day of March, 2002.

### **OTHER COMMITTEE REPORTS**

Supr. Whitman informed supervisors that the Committee on Aging's Community Care Notes will be in the Buyer's Guide quarterly.

Supr. Fleese asked that Smart Growth be delayed for a couple months. Chairman Brown will refer the matter back to committee.

Finance & Personnel Committee is asking Department Heads to cut 5% of Shared Revenue portion from their 2002 budget.

Chairman Brown called a 10 minute recess. Chairman Brown reconvened the meeting.

Jeff Henneman explained the revisions to the Waupaca County Shoreland Ordinance.

**CHAPTER 32  
SHORELAND ORDINANCE**

Chapter 32 is on file in its entirety in the County Clerk's Office.

Supr. Hurlbut moved and Supr. Fabricius seconded the motion to adopt Chapter 32 of the Waupaca County Code of Ordinances. Motion carried 23-2 with Suprs. Sasse and Bonikowske voting against. Passed this 19<sup>th</sup> day of March, 2002.

Lara Pagel explained the revisions to the Waupaca County Sanitary Ordinance.

**CHAPTER 35  
SANITARY ORDINANCE**

Chapter 32 is on file in its entirety in the County Clerk's Office.

Supr. Kussmann moved and Supr. Sorensen seconded the motion to adopt Chapter 32 of the Waupaca County Code of Ordinances. Motion carried 25-0. Passed this 19<sup>th</sup> day of March, 2002.

Roger Holman explained the revisions to the Waupaca County Recycling Ordinance.

**RESOLUTION NO. 61 (2001-2002)  
Waupaca County Recycling Ordinance**

WHEREAS, on May 18, 1982, the County Board of Supervisors passed Ordinance 1.30(15) establishing the Waupaca County Solid Waste Management Board pursuant to Wisconsin Statutes, Section 59.07(135), to operate the Solid Waste Management System for Waupaca County; and

WHEREAS, on June 18, 1991, Waupaca County entered into an agreement with thirty-one municipalities to provide an effective recycling program as defined in the "County/Municipal Recycling Agreement"; and

WHEREAS, the County finds that regulation of recycling, composting, and resource recovery activities within its jurisdiction is necessary to protect the public's health, welfare, and environment; and

WHEREAS, on July 1, 1994, the Waupaca County Board of Supervisors enacted Chapter 20.00, the Recycling Ordinance, for Waupaca County, to be in compliance under Wisconsin Statutes Section 159.11 and Wisconsin Administrative Code Section NR544.04; and

WHEREAS, there have been court cases since the passage of this Ordinance dealing with the question of flow control; and



WHEREAS, the education of the public regarding the Recycling Ordinance and the subsequent enforcement of it has identified where changes and improvements are necessary.

NOW, THEREFORE, BE IT RESOLVED, that the Waupaca County Board of Supervisors does hereby enact the attached Recycling Ordinance revisions. (A copy of which is on file in its entirety in the County Clerk’s office).

BE IT FURTHER RESOLVED, that this amended Ordinance shall be effective upon passage by the Waupaca County Board of Supervisors. (Note: Current Wis. State Stats. (1999-2000) Section 59.70(2) and Section 281.11.)

**RECOMMENDED FOR INTRODUCTION BY THE WAUPACA COUNTY SOLID WASTE MANAGEMENT BOARD:** /s/ Carl Kietzmann, Dennis Kussmann, John F. Penney, Gene A. Sorensen, Jeffrey Dyer, Thomas Seversen, Maryann Snider

ATTEST:  
/s/ Mary A. Robbins, Waupaca County Clerk

APPROVED AS TO FORM:  
/s/ Jeffrey Siewert, Corporation Counsel

Supr. Arndt moved and Supr. Penney seconded the motion to approve Resolution No. 61 (2001-2002) as amended and enact Chapter 20 of the Waupaca County General Code of Ordinances, Recycling Ordinance. Motion carried 25-0. Passed this 19<sup>th</sup> day of March, 2002.

**Denial of Zoning Amendment ZA-1-02  
REPORT OF ZONING COMMITTEE  
TO THE COUNTY BOARD OF WAUPACA COUNTY:**

Petition #ZA-1-02  
Town of Bear Creek  
Parcel #10-36-12-1

The Waupaca County Zoning Committee, having considered the petition No. ZA-1-02 on the 7<sup>th</sup> day of March, 2002 by Dennis L. & Lois F. Pinno from A-G (General Agriculture) zone to C-G (General Commercial) zone with a Conditional Use Permit application for a furnace and air conditioning business or other commercial activity.

The following described lands: Located in part of the NW ¼ of the NE ¼ of Sec. 36, Town of Bear Creek, lying at the intersection of State Highway “45” and Blueberry Road, Waupaca County, Wisconsin.

Approximately 4 acres.

\*\*\*\*\*

Having held public hearings thereon, pursuant to Section 59.97(5)(e), Wisconsin Statutes, notice thereof having been given as provided by law, and being duly informed of the facts pertinent to the changes proposed, and duly advised of the wishes of the people in the area affected, hereby recommends as follows:

Based on the facts and evidence presented, the Committee's decision was to DENY the Petition for Zoning Map Amendment, but to GRANT a Conditional Use Permit only for the purpose of a furnace and air conditioning business with the following conditions:

1. This Conditional Use Permit is limited only to the 4 acres on the west end of the parcel.
2. Any other commercial business MUST be approved by the Waupaca County Zoning Committee.

Dated this 7<sup>th</sup> day of March, 2002.  
Waupaca County Zoning Committee  
By: /s/ Raymond Arndt, Chairman

Supr. Kussman moved and Supr. Koeppen seconded the motion to approve the Denial to Zoning Amendment ZA-1-02. Motion carried 25-0. Passed this 19<sup>th</sup> day of March, 2002.

**RESOLUTION NO. 57 (2001-2002)**

**Subject:** Contingency Fund Transfers

**WHEREAS**, it has become necessary to provide for additional expenditures not anticipated at the time of establishing the 2001 budget.

**NOW, THEREFORE, BE IT RESOLVED** that the following transfers be made to close the books:

<b>Transfer from:</b>	
Contingency Fund	\$345,458.00
<b>Transfer to:</b>	
51220 Clerk of Circuit Court	\$ 5,580.00
51240 Family Court Commissioner	70.00
51940 Worker's Compensation	1,174.00
51430 Personnel	53,934.00
51911 Personal Property Tax Chargebacks	1,374.00
51200 Judicial Circuit Courts	40,666.00
51310 District Attorney	15,265.00
51320 Corporation Counsel	19,587.00
51602 Jail Maintenance	57,377.00
51710 Register of Deeds	1,414.00
52111 Corrections	144,173.00
55200 Parks and Recreation	<u>4,844.00</u>
<b>Total</b>	<b><u>\$345,458.00</u></b>

**RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY FINANCE & PERSONNEL COMMITTEE:** /s/ James Loughrin, Don Fabricius, John F. Penney, Jack V. Algiers, Dick Koeppen, Patricia Craig, Duane R. Brown

ATTEST:  
/s/ Mary A. Robbins, Waupaca County Clerk

APPROVED AS TO FORM:  
/s/ Jeffrey Siewert, Corporation Counsel

Supr. Koeppen moved and Supr. Bonikowske seconded the motion to approve Resolution No. 57 (2001-2002). Motion carried 25-0. Passed this 19<sup>th</sup> day of March, 2002.

**RESOLUTION NO. 59 (2001-2002)**

Resolution opposing Governor McCallum's Proposal to Eliminate the Shared Revenue Program

WHEREAS, Governor McCallum has proposed a 2002 cut of \$350 million in the Shared Revenue, Expenditure Restraint and Small Municipalities Shared Revenue Programs for cities, villages, towns and counties in Wisconsin; and

WHEREAS, Governor McCallum has proposed the complete elimination of all Shared Revenue Related Programs in 2004; and

WHEREAS, Governor McCallum described this proposal in his budget speech as "...a 4 percent reduction to local government budgets in calendar year 2002; and

WHEREAS, Governor McCallum repeatedly in his budget speech called municipal officials "Big Spenders; and

WHEREAS, Waupaca County is budgeted to receive \$1,869,172 from Shared Revenue Related Programs in the 2002 budget year, which represents 28.67% of our total annual budget; and

WHEREAS, the elimination of Shared Related Programs would have a devastating impact on our county and would force huge cuts in essential public services.

NOW, THEREFORE, BE IT RESOLVED that the Waupaca County Board of Supervisors strongly opposes Governor McCallum's proposal for slashing and eliminating the Shared Revenue Program; and

BE IT FURTHER RESOLVED that the Waupaca County Board of Supervisors is willing to meet with State officials to discuss joint ways to improve the Wisconsin tax environment; and

BE IT FURTHER RESOLVED that the hard-working officials and employees of this county are always conscientious of spending as little as possible while still providing the services the county demands; and

BE IT FURTHER RESOLVED that copies of this Resolution be sent to the Governor and the state legislative delegation representing this county, the Wisconsin Counties Association and the Joint Finance Committee

**RECOMMENDED FOR INTRODUCTION BY THE WAUPACA COUNTY LEGISLATIVE AND JUDICIAL COMMITTEE:** /s/ Dennis Kussmann, Raymond Arndt, Dona Gabert, Gary Barrington

ATTEST:  
/s/ Mary A. Robbins, Waupaca County Clerk

APPROVED AS TO FORM:  
/s/ Jeffrey Siewert, Corporation Counsel

Supr. Kussmann moved and Supr. Steenbock seconded the motion to adopt Resolution No. 59 (2001-2002). Motion carried 25-0. Passed this 19<sup>th</sup> day of March, 2002.

**RESOLUTION NO. 60 (2001-2002)**

**SUBJECT:** State Funding for Long Term (12 or more months) Mental Health Inpatient Hospitalizations at State Institutions.

**WHEREAS,** Mental Health Inpatient Treatment is a very expensive mandated service for all counties in contract with the State of Wisconsin; and

**WHEREAS,** the financial burden on the county taxpayers continues to escalate; and

**WHEREAS,** the State continues to increase the rates for Mental Health Inpatient Treatment at the State institutions; and

**WHEREAS,** there are at least fifteen counties throughout the State with patients who have been at either Winnebago or Mendota Mental Health Institutions for twelve or more months.

**NOW, THEREFORE, BE IT RESOLVED,** that Waupaca County Board of Supervisors urges the State of Wisconsin to amend current policies, procedures, and laws regarding funding for Mental Health Inpatient Hospitalizations so that counties fund short term mental health placements and the State fund long term placements in State mental health institutions.

**BE IT FURTHER RESOLVED,** that a copy of this resolution be sent to the Governor, the elected representatives from this area, the Secretary of the Department of Health and Family Services, the Wisconsin Counties Association, and all Wisconsin County Board Chairpersons.

**RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY LEGISLATIVE AND JUDICIAL COMMITTEE AND WAUPACA COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES BOARD:** /s/ Dennis A. Kussmann, Gary Barrington, Raymond Arndt, Dona Gabert, Kay Hillskotter, Elizabeth Tautges, Rose Mary Sasse, Carl Kietzmann, Don Aasen

ATTEST:  
/s/ Mary A. Robbins, Waupaca County Clerk

APPROVED AS TO FORM:  
/s/ Jeffrey Siewert, Corporation Counsel

Supr. Whitman moved and Supr. Bonikowske seconded the motion to adopt Resolution No. 60 (2001-2002). Motion carried 25-0. Passed this 19<sup>th</sup> day of March, 2002.

**RESOLUTION NO. 62 (2001-2002)**

*Subject: Raymond Arndt, District 7 County Board Supervisor*

**WHEREAS**, Supr. Arndt served with distinction, efficiency and honor on the Waupaca County Board of Supervisors from April, 1984 until his decision not to seek re-election in April 2002; and

**WHEREAS**, Supr. Arndt's valuable input on Zoning & Land Use Planning, Legislative & Judicial, Lakeview Manor Board of Trustees, and numerous committees throughout the years will be missed.

**NOW, THEREFORE, BE IT RESOLVED** that the Waupaca County Board of Supervisors hereby commend Supr. Raymond Arndt for his years of faithful and exceptional services and wish him continued success and happiness in the years to come.

**RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY BOARD OF SUPERVISORS:** /s/ Duane R. Brown, Don Fabricius, Rose Mary Sasse, Dennis Kussmann, Dick Koeppen, Donald L. Steenbock, James Flink, Raymond Arndt, Don Aasen, Donald Peterson, Gene A. Sorensen, Carl Kietzmann, William Jonely, Kay Hillskotter, Patricia Craig, Dale Bonikowske, John F. Penney, Kenneth Hurlbut, Eunice Lawrence, G. Robert Flease, Dona Gabert, Jack V. Algiers, James Loughrin, Gary Barrington

ATTEST:  
/s/ Mary A. Robbins, Waupaca County Clerk

APPROVED AS TO FORM:  
/s/ Jeffrey Siewert, Corporation Counsel

Supr. Flink moved and Supr. Steenbock seconded the motion to adopt Resolution No. 62 (2001-2002). Motion carried 25-0. Passed this 19<sup>th</sup> day of March, 2002.

**RESOLUTION NO. 63 (2001-2002)**

*Subject: Jack V. Algiers, District 24, County Board Supervisor*

**WHEREAS**, Supr. Algiers served with distinction, efficiency and honor on the Waupaca County Board of Supervisors from April, 1986 until his decision not to seek re-election in April 2002, and

**WHEREAS**, Supr. Algiers' valuable input on the Legislative & Judicial, Lakeview Manor Board of Trustees, Finance & Personnel, Personnel and other committees will be missed.

**NOW, THEREFORE, BE IT RESOLVED** that the Waupaca County Board of Supervisors hereby commend Supr. Jack V. Algiers for his years of faithful and exceptional services and wish him continued success and happiness in the years to come.

**RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY BOARD OF SUPERVISORS:** /s/ Duane R. Brown, Don Fabricius, Rose Mary Sasse, Dennis Kussmann, Dick Koeppen, Donald L. Steenbock, James Flink, Raymond Arndt, Don Aasen, Donald Peterson, Gene A. Sorensen, Carl Kietzmann, William Jonely, Kay Hillskotter, Patricia Craig, Dale Bonikowske, John F. Penney, Kenneth Hurlbut, Eunice Lawrence, G. Robert Flease, Dona Gabert, James Loughrin, Gary Barrington

ATTEST:  
/s/ Mary A. Robbins, Waupaca County Clerk

APPROVED AS TO FORM:  
/s/ Jeffrey Siewert, Corporation Counsel

Supr. Whitman moved and Supr. Sasse seconded the motion to adopt Resolution No. 63 (2001-2002). Motion carried 25-0. Passed this 19<sup>th</sup> day of March, 2002.

**RESOLUTION NO. 64 (2001-2002)**

**Subject: To encourage a new statewide statutory court cost for county courthouse security funding.**

WHEREAS, security issues are now more important than ever; and

WHEREAS, Waupaca County seeks funding sources for new security measures in the County Courthouse to assist in compliance with Supreme Court Rule 70.39; and

WHEREAS, other states, including Texas, Illinois and Iowa, have implemented or are implementing set-dollar security fees, as a court cost, such that persons who commit crimes, or are parties to other litigation, help offset the significant cost of courthouse security; and

WHEREAS, under Texas law, convicted felons pay \$5.00 as such a court cost and convicted misdemeanants pay \$3.00 as such a court costs, which fees then offset the cost of security measures for court buildings, including the purchase of x-ray machines, metal detectors, electronic locking systems, security personnel, alarms, bullet proof glass, etc.; and

WHEREAS, Illinois law provides for a \$15.00 security fee, per action, which is used for similar purposes; and

WHEREAS, such a funding source makes sense, but Wisconsin Statutes currently do not authorize county court costs for courthouse security; and

WHEREAS, Wisconsin could enact legislation similar to other states, to allow a county to establish a set fee, payable directly to the county as a court cost, to fund increased courthouse security.

NOW, THEREFORE, BE IT RESOLVED, that the Waupaca County Board of Supervisors, in session this 19th day of March, 2002, hereby encourage the Wisconsin Legislature and Governor to enact legislation authorizing counties to establish a new court cost, for all cases filed in the Clerk of Courts Office, payable directly to those counties, to fund increased courthouse security measures; and

BE IT FURTHER RESOLVED, that copies of this resolution be sent to all Waupaca County State Legislators, Governor McCallum, and all county sheriffs, clerks of court and county clerks in Wisconsin. A copy of this resolution shall also be sent to the Wisconsin Sheriff's and Deputy Sheriff's Association, Wisconsin Counties Association, and Wisconsin Towns Association.

RECOMMENDED FOR INTRODUCTION BY THE WAUPACA COUNTY LEGISLATIVE & JUDICIAL COMMITTEE: /s/ Dennis Kussmann, Raymond Arndt, Gary Barrington, Dona Gabert

ATTEST:  
/s/ Mary A. Robbins, Waupaca County Clerk

APPROVED AS TO FORM:  
/s/ Jeffrey Siewert, Corporation Counsel

Supr. Kussmann moved and Supr. Barrington seconded the motion to adopt Resolution No. 64 (2001-2002). Motion carried 25-0. Passed this 19<sup>th</sup> day of March, 2002.

#### **APPOINTMENTS**

Supr. Peterson moved and Supr. Jonely seconded the motion to approve the list of LEPC Committee members for 2002. Motion carried 25-0.

#### **ANNOUNCEMENTS AND CORRESPONDENCE**

Waupaca County Economic Development Corporation Report for February is placed on file in the Clerk's Office and made part of the minutes.

The Waupaca County Sheriff's Office 2001 Annual Report on the Supervisors' desks will be acted on at the April meeting.

Sheriff Steve Liebe announced that Capt. Jim Kneisler will be retiring on April 16.

Supr. Arndt moved and Supr. Algiers seconded the motion to adjourn the meeting. Motion carried 25-0. Chairman Brown declared the meeting adjourned at 12:05 p.m.