

**WAUPACA COUNTY BOARD OF SUPERVISORS  
BOARD SESSION  
September 21, 2010**

Chair Koeppen called the meeting to order at 9:00 a.m. with 27 members present.

Present: Suprs. Aasen, Allen, Barrington, Boyer, Brown, Craig, Ellis, Federwitz, Flease, Flink, Hagen, Handrich, Johnson, Jonely, Koeppen, Kussmann, Loughrin, Lloyd Mares, Martin Mares, McClone, Morgan, Gerald Murphy, Terry Murphy, Penney, Peterson, Sorensen, Trambauer.

Chair Koeppen made the open meeting 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.

A moment of silent meditation was observed followed by the Pledge of Allegiance.

Supr. Flink moved and Supr. Handrich seconded the motion to approve the amended agenda to add No. 13 – Amended and Restated Joint Exercise of Powers Resolution. Motion carried 27-0. Passed the 21<sup>st</sup> day of September, 2010.

Supr. L. Mares moved and Supr. G. Murphy seconded the motion to approve the minutes of the August 17, 2010 meeting. Motion carried 27-0. Passed the 21<sup>st</sup> day of September, 2010.

**APPOINTMENT AND OATH OF OFFICE  
DISTRICT 13 SUPERVISOR**

Supr. Craig moved and Supr. Brown seconded the motion to approve the appointment of Joseph McClone to fill the vacancy in District 13. Motion carried 26-0. Passed the 21<sup>st</sup> day of September, 2010. Clerk Robbins administered the oath of office.

**PRESENTATION  
MISSION STATEMENT**

Register of Deeds Michael Mazemke presented his hand-made plaque with the County's mission statement engraved on it.

**REPORT NO. 8 (2010-2011)  
2009 AUDITOR'S REPORT  
Paul Denis, Schenk, LLC.**

Paul Denis reviewed the Management Letter, Comprehensive Annual Financial Report for the year ended December 31, 2009, and Federal Awards and State Financial Assistance Report. The report is on file in the County Clerk's Office.

**REPORT NO. 9 (2010-2011)**  
**EHLERS' & ASSOCIATES**  
**Pre-Sale Report**

Todd Taves reviewed the pre-sale report. The full report is on file in the County Clerk's Office.

**RESOLUTION NO. 21 (2010-2011)**  
**INITIAL RESOLUTION AUTHORIZING THE ISSUANCE OF**  
**\$11,340,000 GENERAL OBLIGATION PROMISSORY NOTES**  
**FOR REFUNDING PURPOSES**

**BE IT RESOLVED** by the Board of Supervisors of Waupaca County, Wisconsin (the "County") that there shall be issued, pursuant to Chapter 67, Wisconsin Statutes, general obligation promissory notes in an amount not to exceed \$11,340,000 for the public purpose of refunding obligations of the County, including interest on them, specifically: the County's General Obligation Refunding Bonds, Series 2002A, dated June 1, 2002, maturing in the years 2013 through 2017, and the General Obligation Refunding Bonds, Series 2002B, dated July 1, 2002, maturing in the years 2013 through 2017. There shall be levied on all the taxable property of the County a direct, annual, irrevocable tax sufficient to pay the interest on said notes as it becomes due, and also to pay and discharge the principal thereof.

Adopted and recorded September 21, 2010.

/s/ Dick Koeppen \_\_\_\_\_  
Chairperson

ATTEST:

/s/ Mary A. Robbins \_\_\_\_\_  
County Clerk

Supr. Craig moved and Supr. Ellis seconded the motion to approve Resolution No. 21 (2010-2011). Motion carried 27-0. Passed the 21<sup>st</sup> day of September, 2010.

**RESOLUTION NO. 22 (2010-2011)**  
**INITIAL RESOLUTION AUTHORIZING THE ISSUANCE OF**  
**\$3,930,000 GENERAL OBLIGATION PROMISSORY NOTES**  
**FOR CAPITAL PROJECTS**

**BE IT RESOLVED** by the Board of Supervisors of Waupaca County, Wisconsin (the "County") that there shall be issued, pursuant to Chapter 67, Wisconsin Statutes, general obligation promissory notes in an amount not to exceed \$3,930,000 for the public purpose of paying the cost of projects included in the County's capital improvement plan, including highway projects, courthouse and jail improvements and

acquisition of equipment for the Sheriff's Department and the Solid Waste/Recycling Department. There shall be levied on all the taxable property of the County a direct, annual, irrevocable tax sufficient to pay the interest on said notes as it becomes due, and also to pay and discharge the principal thereof.

/s/ Dick Koeppen  
Chairperson

ATTEST:

/s/ Mary A. Robbins  
County Clerk

Supr. Trambauer moved and Supr. Jonely seconded the motion to approve Resolution No. 22 (2010-2011). Motion failed 17-10 on a required 3/4 vote with Suprs. Kussmann, Handrich, Peterson, Boyer, G. Murphy, Ellis, Penney, Johnson, Craig, and Morgan voting no.

Chair Koeppen called for a short recess. Chair Koeppen called the meeting to order.

**RESOLUTION NO. 23 (2010-2011)**  
**RESOLUTION PROVIDING FOR THE SALE OF APPROXIMATELY \$16,750,000**  
**GENERAL OBLIGATION PROMISSORY NOTES**

**WHEREAS** pursuant to initial resolutions adopted on October 28, 2008, October 27, 2009 and September 21, 2010, the Board of Supervisors of Waupaca County, Wisconsin (the "County") authorized the issuance of general obligation promissory notes for the public purposes of paying the cost of radio system upgrades for the Sheriff's Department, highway projects, projects included in the County's capital improvement plan and refunding obligations of the County, including interest on them.

**NOW, THEREFORE, BE IT RESOLVED** that:

Section 1. The Notes. The County shall issue General Obligation Promissory Notes in an amount of approximately \$16,750,000 (the "Notes") for the purposes above specified.

Section 2. Sale of Notes. The County Board hereby authorizes and directs that the Notes be offered for public sale. At a subsequent meeting, the County Board shall consider such bids for the Notes as may have been received and take action thereon.

Section 3. Notice of Note Sale. The County Clerk is hereby directed to cause notice of the sale of the Notes to be disseminated in such manner and at such times as the County Clerk may determine and to cause copies of a complete, official Notice of Note Sale and other pertinent data to be forwarded to interested bidders as the County Clerk may determine.

Section 4. Official Statement. The County Clerk shall cause an Official Statement concerning this issue to be prepared by the County's financial advisor, Ehlers & Associates, Inc. The appropriate County officials shall determine when the Official Statement is final for purposes of Securities and Exchange Commission Rule 15c2-12 and shall certify said Statement, such certification to constitute full authorization of such Statement under this resolution.

/s/ Dick Koeppen  
Chairperson

ATTEST:

/s/ Mary A. Robbins  
County Clerk

Supr. M. Mares made a motion to vote on Resolution 23 (2010-2011) as presented. Corporation Counsel advised Supr. Mares that the motion was invalid because the board had already defeated Resolution No. 22 (2010-2011).

Supr. Boyer moved and Supr. Peterson seconded the motion to table Resolution No. 23 (2010-2011) until a later date. Motion carried 14-13 with Suprs. Federwitz, Koeppen, Aasen, Sorensen, Hagen, McClone, Craig, Jonely, Trambauer, Flease, M. Mares, Allen, and Loughrin voting no. Passed the 21<sup>st</sup> day of September, 2010.

#### **OTHER REPORTS**

Chair Koeppen reported on time changes at the WCA Convention.

Supr. Boyer reported on the Court Security Seminar he recently attended.

Sheriff Hardel reported that Waupaca County officers assisted the Oconto County drug bust.

#### **RESOLUTION NO. 20 (2010-2011) Waupaca County Board of Supervisors Resolution Approving the Issuance of Revenue Bonds by a Wisconsin Bond Issuing Commission (Central Wisconsin Electric Cooperative Project)**

**WHEREAS**, the Central Wisconsin Electric Cooperative, a Wisconsin cooperative association (the "**Borrower**"), has requested the Public Finance Authority, a Wisconsin bond issuing commission created under Section 66.0304(3) of the Wisconsin Statutes (the "**Issuer**"), to issue revenue bonds to provide financing for the construction of an office building in Rosholt and various other improvements to the Borrower's existing electric distribution system and related financing costs (the "**Project**"); and

**WHEREAS**, a portion of which Project is to be located in Waupaca County, Wisconsin (the “**County**”), as described in the notice of public hearing (the “**Notice**”) attached hereto as Exhibit A; and

**WHEREAS**, the Act provides that the Issuer may not authorize bonds to finance the Project unless all the political subdivisions within whose boundaries the Project is to be located have approved the financing of the Project; and

**WHEREAS**, on August 24, 2010, a public hearing was held before the County Board of Supervisors of Marathon County, Wisconsin with respect to the issuance by the Issuer of the revenue bonds referred to in the Notice (the “**Bonds**”) for the purpose of providing financing for the Project; and

**WHEREAS**, the Notice, in the form attached hereto as Exhibit A and incorporated herein, was published by at least one insertion no less than 14 days prior to the date of the public hearing in the official newspaper of Marathon County for publication of notices pursuant to Chapter 985 of the Wisconsin Statutes and in a newspaper having general circulation within the locality of the Project; and

**WHEREAS**, such public hearing was conducted in a manner that provided a reasonable opportunity to be heard for persons with differing views on both issuance of the Bonds and the location and the nature of the Project which is to be financed by the Bonds; and

**WHEREAS**, this County Board of Supervisors (the “**County Board**”) is an elected legislative body of the County and a political subdivision within whose boundaries a portion of the Project is to be located; and

**WHEREAS**, the Bonds shall be limited revenue obligations of the Issuer payable solely from revenues provided by the Borrower and derived from the Project, and shall not constitute an indebtedness of the County within the meaning of any State constitutional provision or statutory limitation, and shall not constitute or give rise to a pecuniary liability, direct or contingent, of any kind or degree whatsoever, of the County or a charge against their general credit or taxing powers;

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

**Section 1.** For the purpose of Section 147(f) of the Internal Revenue Code of 1986, as amended, and Section 66.0304(11) of the Wisconsin Statutes, the County Board hereby approves the Project (a portion of which will be located in the County) and the financing thereof through the issuance of the Bonds by the Issuer in an aggregate principal amount not to exceed the amount set forth in the Notice attached hereto as Exhibit A.

