

**PROCEEDINGS OF THE BROWN COUNTY BOARD OF SUPERVISORS**  
**DECEMBER 20, 2006**

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, December 20, 2006, at 7:00 p.m.**, at City Hall, 100 N. Jefferson Street, Green Bay, Wisconsin.

The following matters will be considered:

Call to order.

Invocation.

Pledge of Allegiance to the Flag.

Opening Roll Call:

Present: Warpinski, De Wane, Nicholson, Theisen, Krueger, Haefs, Erickson, Kaye, Zima, Evans, Vander Leest, Johnson, Dantine, La Violette, Zeller, Kaster, Backmann, Van Deurzen, Fleck, Clancy, De Cleene, Zabel, Scray, Hoefl, Lund, Fewell

Total Present: 26

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

Addition to the agenda was as follows: #6c "Discussion and possible action regarding RFP's for both an architect and construction manager at-risk to go out of County Board's office at the same time. A motion was made by Supervisor Warpinski and seconded by Supervisor La Violette **"to adopt the agenda as amended"**. Voice vote taken. Motion carried unanimously with no abstentions.

**No. 2 -- Approval of minutes of County Board of:**

**No. 2a -- REGULAR SESSION OF NOVEMBER 9, 2006.**

A motion was made by Supervisor De Wane and seconded by Supervisor Warpinski **"to adopt the minutes of the County Board of November 9, 2006"**. Voice vote taken. Motion carried unanimously with no abstentions.

**No. 2b -- BUDGET SESSION OF NOVEMBER 13, 2006.**

A motion was made by Supervisor Fewell and seconded by Supervisor Clancy **"to adopt the minutes of the County Board of November 13, 2006"**. Voice vote taken. Motion carried unanimously with no abstentions.

**No. 2c -- VETO SESSION OF NOVEMBER 29, 2006.**

A motion was made by Supervisor Fewell and seconded by Supervisor Van Deurzen **“to adopt the minutes of the County Board of November 29, 2006”**. Voice vote taken. Motion carried unanimously with no abstentions.

**No. 3 -- Announcements of Supervisors.**

A motion was made by Supervisor Zeller and seconded by Supervisor Dantine **“to suspend the rules to allow interested parties to address the County Board”**. Vote taken. Roll Call #3(1):

Ayes: Warpinski, De Wane, Nicholson, Theisen, Krueger, Haefs, Evans, Vander Leest, Johnson, Dantine, La Violette, Zeller, Kaster, Backmann, De Cleene, Zabel, Scray, Hoeft, Lund, Fewell

Nays: Erickson, Kaye, Zima, Van Deurzen, Fleck, Clancy

Total Ayes: 20 Total Nays: 6

Motion carried.

The following people spoke in opposition to the recent contract in the Sheriff’s Department, for privatization for the transporting of prisoners with a local private security company:

1. Frederick Heidl, 7312 Dickinson Road, Greenleaf WI 54126
2. John Flannery, 629 Floral Drive, Green Bay WI 54301

A motion was made by Supervisor Fewell and seconded by Supervisor Backmann **“to return to the regular order of business”**. Motion carried unanimously with no abstentions.

Supervisor Erickson wished everyone a Merry Christmas. He would like the Supervisors to look at the Prescription Drug information on their desks. One card will work for an entire family. He directed people to always call the 800 number on the card if they have any questions.

Supervisor Vander Leest urged people to join ASPIRO; the membership fee is \$10.00. Supervisor Vander Leest added that ASPIRO does so much for the community and he encouraged everyone to visit ASPIRO facilities and learn more about them.

Supervisor Zabel announced that the 2006 Survey conducted by the Sierra Legal Defense Fund recognized the Green Bay MSD as the highest ranking waste water agency among 20 cities whose discharge waste water into the Great Lakes. He further announced his congratulations to the staff of the Green Bay Metropolitan Sewerage District for their proactive spirit in achieving this #1 ranking.

Supervisor Krueger urged people to ring bells for the Salvation Army and deliver gifts.

Supervisors Fewell and Hoeft announced the Pulaski High School Band will be performing in the Rose Bowl Parade. They thanked the many sponsors for supporting the efforts to send these students. Both Supervisor Fewell and Supervisor Hoeft encouraged everyone to watch the Rose Bowl and show support for the Pulaski High School Band.

**No. 4 -- Communications. None.**

**No. 5 -- Appointments.**

**Appointments by County Board Chair.**

**No. 5a -- Appointment of Supervisor Kathy Johnson and reappointment of Supervisor Mary Scray to NEW Zoo Advisory Committee.**

A motion was made by Supervisor Van Deurzen and seconded by Supervisor Dantine **“to approve the above appointments to the NEW Zoo Advisory Committee”**. Voice vote taken. Motion carried unanimously with no abstentions.

**No. 5b -- Reappointment of Kathy Pletcher and Mike Aubinger to Library Board.**

A motion was made by Supervisor Van Deurzen and seconded by Supervisor Vander Leest **“to approve”**.

A motion was made by Supervisor Zima and seconded by Supervisor De Wane **“to hold appointments 5b thru 5h until a new County Executive is sworn in”**.

After discussion, a vote was taken on Supervisor Zima’s motion. Roll Call #5b(1):

Ayes: Warpinski, De Wane, Theisen, Krueger, Erickson, Kaye, Zima, Evans, Johnson, Kaster, Backmann, Van Deurzen, Fleck, Clancy, Hoeft, Fewell

Nays: Nicholson, Haefs, Vander Leest, Dantine, La Violette, Zeller, De Cleene, Zabel, Scray, Lund

Total Ayes: 16 Total Nays: 10

Motion carried.

**No. 6a -- Report by County Executive.**

Human Resources Director, Mike Kwaterski introduced Mr. Roger De Groot. Mr. Kwaterski explained he is here on behalf of County Executive Carol Kelso, to announce Mr. De Groot is here on a part-time basis as the Interim Director of Administration. He will be here 2-3 days a week until a new director is hired.

**No. 6b -- Report of Board Chairman.**

Chairman Lund asked the Supervisors to take a moment to reflect on the Armed Services for protecting us overseas. He thanked County employees for all their efforts throughout the past year. Chairman Lund asked the Supervisors to thank their families for allowing them to serve on the County Board explaining that serving in public office can be difficult on families at times. Supervisor Lund thanked all the Supervisors for their diligent work and wished everyone a Merry Christmas and a Happy New Year.

**Brown County Board of Supervisors Committee as a Whole.**

**No. 6c -- Discussion and possible action regarding: RFP’s for both an architect and construction manager at-risk to go out of County Board Board’s office at the same time.**

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

**No. 7 -- Other Reports.**

**No. 7a -- BROWN COUNTY TREASURER’S FINANCIAL REPORT FOR THE MONTHS OF JUNE, JULY & AUGUST, 2006.**

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

**BROWN COUNTY TREASURER’S FINANCIAL REPORT FOR THE MONTH OF JUNE 2006**

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

Brown County Treasurer as of JUNE 30, 2006.

Associated Bank	\$ 2,744,704.27
Wisconsin Development Fund	(17,613.94)
Sweep Account (Repurchase Agreements)	946,270.51
Deposits in Transit	238,607.14
Emergency Fund	(11,853.45)
Non-sufficient Fund Checks Redeposited	2,462.85
Workers Comp Acct	309,741.61
Wausau Benefit Sweep Acct	(506,178.06)
E-Flex Sweep Account	0.00
Deposit Adjustment	0.00
Bank Error(s)	0.00
<b>Total</b>	<b><u>3,706,140.93</u></b>
Less Outstanding Checks	(1,368,075.26)
Other Reconcilable Items	<u>0.00</u>
<b>Balance Per Cash Book</b>	<b>\$ 2,338,065.67</b>

Following is a statement of the County Treasurer of the Working Capital reserves placed in time deposits in the designated public depositories within Brown County for the purpose of investments as of JUNE 30, 2006.

Year-to-Date Interest Received - Prior Month	1,943,804.98
Interest Received - Current Month	<u>341,123.11</u>
Year-to-Date Interest Received on Unrestricted Funds	<b>\$ 2,284,928.09</b>
Working Capital Reserves Invested	121,132,590.16
Restricted Investments	<u>8,315,607.74</u>
Total funds invested	<b>\$ 129,448,197.90</b>

I, Kerry M. Blaney, Brown County Treasurer, do hereby certify that the above statement of Cash on Hand and in the General Account as of JUNE 30, 2006 and the statement of Investments for the month of JUNE have been compared and examined, and found to be correct.

\_\_\_\_\_/s/ Kerry M. Blaney\_\_\_\_\_  
County Treasurer

Approved by: \_\_\_\_\_/s/ Carol Kelso, County Executive\_\_\_\_\_

Date: 1/2/2007

**BROWN COUNTY TREASURER'S FINANCIAL REPORT FOR THE  
MONTH OF JULY 2006**

Following is a statement of the County Treasurer of the Cash on Hand and in the General Account of the Brown County Treasurer as of JULY 31, 2006.

Associated Bank	\$ 8,299,500.03
Wisconsin Development Fund	(21,851.27)

Sweep Account (Repurchase Agreements)	10,853,869.87
Deposits in Transit	3,013,067.44
Emergency Fund	(45,868.14)
Non-sufficient Fund Checks Redeposited	1,096.12
Workers Comp Acct	342,703.39
Wausau Benefit Sweep Acct	(683,101.47)
E-Flex Sweep Account	0.00
Deposit Adjustment	0.00
Bank Error(s)	0.00
<b>Total</b>	<b><u>21,759,415.97</u></b>
Less Outstanding Checks	(1,782,310.75)
Other Reconcilable Items	0.00
<b>Balance Per Cash Book</b>	<b>\$ <u>19,977,105.22</u></b>

Following is a statement of the County Treasurer of the Working Capital reserves placed in time deposits in the designated public depositories within Brown County for the purpose of investments as of JULY 31, 2006.

Year-to-Date Interest Received - Prior Month	2,284,928.09
Interest Received - Current Month	<u>544,772.98</u>
Year-to-Date Interest Received on Unrestricted Funds	<b>\$ <u>2,829,701.07</u></b>
Working Capital Reserves Invested	148,170,663.25
Restricted Investments	<u>8,315,607.74</u>
Total funds invested	<b>\$ <u>156,486,270.99</u></b>

I, Kerry M. Blaney, Brown County Treasurer, do hereby certify that the above statement of Cash on Hand and in the General Account as of JULY 31, 2006 and the statement of Investments for the month of JULY have been compared and examined, and found to be correct.

\_\_\_\_\_/s/ Kerry M. Blaney  
County Treasurer

Approved by: \_\_\_\_\_/s/ Carol Kelso, County Executive Date: 1/2/2007

**BROWN COUNTY TREASURER'S FINANCIAL REPORT FOR THE  
MONTH OF AUGUST 2006**

Following is a statement of the County Treasurer of the Cash on Hand and in the General Account of the Brown County Treasurer as of AUGUST 31, 2006

Associated Bank	\$ 2,149,365.42
Wisconsin Development Fund	(18,806.28)
Sweep Account (Repurchase Agreements)	1,005,965.20
Deposits in Transit	977,275.44
Emergency Fund	(20,387.05)
Non-sufficient Fund Checks Redeposited	633.50
Workers Comp Acct	379,149.73
Wausau Benefit Sweep Acct	(663,413.59)
E-Flex Sweep Account	0.00

Deposit Adjustment	0.00
Bank Error(s)	0.00
<b>Total</b>	<b><u>3,809,782.37</u></b>
Less Outstanding Checks	(2,092,191.29)
Other Reconcilable Items	<u>0.00</u>
<b>Balance Per Cash Book</b>	<b>\$ 1,717,591.08</b>

Following is a statement of the County Treasurer of the Working Capital reserves placed in time deposits in the designated public depositories within Brown County for the purpose of investments as of AUGUST 31, 2006

Year-to-Date Interest Received - Prior Month	2,829,701.07
Interest Received - Current Month	<u>704,783.92</u>
Year-to-Date Interest Received on Unrestricted Funds	<b>\$ 3,534,484.99</b>
Working Capital Reserves Invested	153,404,561.29
Restricted Investments	<u>8,315,607.74</u>
Total funds invested	<b>\$ 161,720,169.03</b>

I, Kerry M. Blaney, Brown County Treasurer, do hereby certify that the above statement of Cash on Hand and in the General Account as of AUGUST 31, 2006 and the statement of Investments for the month of AUGUST have been compared and examined, and found to be correct.

\_\_\_\_\_/s/ Kerry M. Blaney  
County Treasurer

Approved by: \_\_\_\_\_/s/ Carol Kelso, County Executive \_\_\_\_\_ Date: 1/2/2007

**No. 8a -- REPORT OF ADMINISTRATION COMMITTEE NOVEMBER 28, 2006**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The ADMINISTRATION COMMITTEE met in regular session on November 28, 2006, and recommends the following motions:

1. Request for Budget Transfer (#06-85): Interdepartmental Transfer (including contingency general fund transfers): Transfer \$4,755.19 from Libraries Donation Account to Asset Maintenance fund to cover final costs associated with fire alarm system upgrade for Central Library. Approve the transfer. Ayes: 0; Nays: 4 (Haefs, Warpinski, Fewell, Hoeft); Excused 1 (Zeller). Motion failed.
2. Communication from Supervisor Steve Fewell re: County Web Site. Form a work group to work with Information Services on this.
3. Communication from Supervisor Steve Fewell re: Updating the Tracking of Resolutions & Ordinances. To pursue, as of January 1<sup>st</sup>, numbering resolutions and work through this issue with a meeting of the County Clerk, County Board office staff, Corporation Counsel, Chair & Vice Chair of the County Board, Director of Information Services and Administration Committee Chair, Steve Fewell.



The EDUCATION & RECREATION COMMITTEE met in regular session on December 7, 2006 and recommends the following:

1. Review minutes:
  - a) Library Board (10/9/06).
  - b) Neville Public Museum Governing Board (10/16/06).Receive & place on file.
2. Communication from Supervisor John Vander Leest re: Request for Park staff to review Kaukauna's dog park sponsorship program. Refer to Parks Department with a request to return with a proposal.
3. Communication from Supervisor Bernie Erickson re: Direct Education & Recreation Committee to explore Erickson's proposal for private funding for the proposed dog park without the use of any tax dollars. (Referred from November 29, 2006 County Board.) No action. (Supervisor Erickson was directed to continue with the development of a sub-committee to explore the idea of a dog park.)
4. Arena/Expo Centre Resch Centre - Event Attendance (October 2006). Receive & place on file.
5. Museum - Attendance & Admissions (July 2006). Receive & place on file.
6. Museum - Budget Financial Status Report (October 31, 2006). Receive & place on file.
7. Library - Budget Financial Status Report (October 31, 2006). Receive & place on file.
8. Library report. Receive & place on file.
9. NEW Zoo - Budget Financial Status Report (October 31, 2006). Receive & place on file.
10. NEW Zoo - Monthly Activity Reports. Receive & place on file.
11. NEW Zoo
  - a) Admissions Revenue/Attendance 2006 Year End Report
  - b) Gift Shop Concessions Revenue
  - c) Education & Volunteer Programs Report (November 2006).Receive & place on file.
12. Golf Course - Communication from Supervisor John Vander Leest re: Request for the Golf Course Supt. to develop a plan to repave cart paths at Brown County Golf Course over a 3-year period. Receive & place on file.
13. Golf Course - Daily Financial & Attendance Report (November 5, 2006). Receive & place on file.
14. Golf Course - Budget Financial Status Report (October 31, 2006). Receive & place on file.
15. Golf Course - Superintendent's report. Receive & place on file.
16. Parks - Request for Bike Race at Reforestation Camp. (Held from previous meeting for details.) Receive & place on file.
17. Parks - Budget Status Financial Report ending October 31, 2006. Receive & place on file.
18. Parks - Update Major projects. Receive & place on file.
19. Parks - Update Arena Roof Engineering Study. Receive & place on file.
20. Parks - Update on Lawsuit for Arena Roof. (Standing monthly item.) Receive & place on file.
21. Parks - Director's Report. Receive & place on file.
22. Approval of Memorandum of Understanding with Aspire LLC for the Oneida Walk of Legends Monuments. Approve.
23. Request for Budget Transfer – Change in any item within Outlay account which requires the transfer of funds from any other major budget category or the transfer of Outlay funds to another major budget category: Replace roof structure and wall on attached garage at Barkhausen Waterfowl Preserve (estimate of repairs \$12,500). Approve the budget transfer in the amount of \$12,500.







the following motions:

1. Review minutes of:
  - a) Human Services Board (/06).
  - b) Board of Health (8/30/06).
  - c) Children with Disabilities Education Board (10/10/06).
  - d) Aging & Disability Resource Center (10/26/06).
  - e) Veterans' Recognition Sub Committee (0/31/06).
  - f) Community Options Program Appeals Committee (11/27/06).
 Receive & place on file items a-f.
2. Communication from Supervisor Mary Scray re: Invite Gerry Born to give an informational presentation about Mental Health Care at our County Board meeting in December. Hold until such time the committee feels Mr. Born's services are needed.
3. Communication from Supervisor Mary Scray re: Make a decision on the site of our facility and create a time line for construction. We will welcome interested parties. Hold for one month.
4. Communication from Supervisor Andy Nicholson re: Requesting exact number of inmates who suffer from mental illness who are housed in the Brown County jail. (Referred from Public Safety Committee.) Hold for one month.
5. Communication from Norb Dantine, re: That Brown County look into advertising for a construction manager to build a new Mental Health Center. (Held from previous meeting.) Recommend approval of the design/build concept for construction of a new Mental Health enter, and that the Chairman declare a special meeting on Wednesday, 12/13/06, to receive a draft RFP proposal from Supervisor Dantine for examination, approval, and recommendation to the County Board.
6. Health Department - Authorization for Medical Reserve Corps (MRC) grant application from NACCHO for volunteer/recruitment for community issues/disaster response. Approve grant application for volunteer recruitment for community issues/disaster response pending County Board approval.
7. Health Department - Authorization for MOU 9 (De Pere's request) for De Pere Health Department to do inspections for (West or Unified) De Pere school district schools within the jurisdiction of the Brown County Health Department. Approve.
8. Health Department - Budget Status Financial Report for October 31, 2006. Receive & place on file.
9. Aging & Disability Resource Center of Brown County - Review of s.85.21 Specialized Transportation Grant. Approve.
10. Aging & Disability Resource Center of Brown County - Budget Status Financial Report for October 31, 2006. Receive & place on file.
11. Human Services Dept. - Request for Budget Transfer (#06-95): Increase in Expenditures with Offsetting Increase in Revenue: DMC Grant to be used to purchase client related wrap around services in juvenile court area (\$44,000). Approve.
12. Human Services Dept. - Request for Budget Transfer (#06-97): Increase in Expenditures with Offsetting Increase in Revenue: Increase in child care administration revenue used to offset the cost of replacing three computers and a laser jet printer in the child care area (\$5,350). Approve.
13. Human Services Dept. - Bellin Update (November 27, 2006). Receive & place on file.
14. Human Services Dept. - Contract Update (standing item). Receive & place on file.
15. Human Services Dept. - Grant Status Log. Receive & place on file.
16. Human Services Dept. - Resolution re: Designating the Human Services Department as the Elder Abuse and Adult-at-Risk Agency. Committee approved. See Resolutions, Ordinances December County Board.
17. Human Services Dept. - Request for Proposals (RFP) Comprehensive Community Services

(CCS) Program. Approve.

18. Human Services Dept. - Mental Health Center Statistics for October 31, 2006. Receive & place on file.
19. Human Services Dept. - Budget Status Financial Report for Mental Health Center (October 31, 2006). Receive & place on file.
20. Human Services Dept. - Budget Status Financial Report for Community Program (includes economic support & services) October 2006. Receive & place on file.
21. Human Services Dept. - Communication from Supervisor Pat Evans re: Mental Health Center proposal. Recommend approval of the proposal from Horthy-Elving after a presentation to the County Board on December 20, 2006 and receipt of their final report, using the design/build concept.
22. Audit of bills. Approve.

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

Approved by: \_\_\_\_\_ \s\ Carol Kelso, County Executive \*\* Date: 1/16/2007

\*\* COUNTY EXECUTIVE VETOED ITEM #5 AND ITEM #21.

**No. 8e -- REPORT OF “SPECIAL” HUMAN SERVICES COMMITTEE OF DECEMBER 13, 2006**

TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The HUMAN SERVICES COMMITTEE met in special session on December 13, 2006, and recommends the following motions:

1. Discussion and action on RFP for a design-build Construction Manager to build a new Mental Health Center. To proceed with a Construction Manager At-Risk and to develop RFP’s for both an Architect and Construction Manager At-Risk to go out at the same time.
2. Presentation by Horthy-Elving on their recommendations regarding the Mental Health Center. Reaffirm adoption of the plan.

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

Approved by: \_\_\_\_\_ \*\* Date: 1/16/2007

\*\* COUNTY EXECUTIVE VETOED ITEM #1 AND ITEM #2.

**No. 8f -- REPORT OF PLANNING, DEVELOPMENT AND TRANSPORTATION COMMITTEE AND LAND CONSERVATION SUB COMMITTEE OF NOVEMBER 27, 2006**

TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PLANNING, DEVELOPMENT & TRANSPORTATION COMMITTEE met in regular session on November 27, 2006, and recommends the following motions.

**Land Conservation Subcommittee** (November meeting cancelled.)

**Planning, Development & Transportation Committee**

1. Review minutes of:
  - a) Harbor Commission (9/11/06).
  - b) Planning Commission Board of Directors (10/4/06)

Approve a-b.
2. Register of Deeds - Communication from Cathy Williquette re: Keeping Records in Registered of Deeds Office Confidential. Send to Corporation Counsel with a request to draft an ordinance banning the use of digital cameras to copy records. (Ordinance to be submitted at a later date.)
3. Register of Deeds - Budget Status Financial Report for October 31, 2006. Receive & place on file.
4. Planning Commission - Communication from Supervisor Tom De Wane re: To consider selling surplus land for development. Receive & place on file. (Covered under #6)
5. Planning Commission - Request for Budget Transfer: Increase in Expenditures with Offsetting Increase in Revenue: Other Federal Grants (\$3,337,300). Approve.
6. Planning Commission - Communication from Supervisor Bernie Erickson re: Request for staff updates on recommendations and development options on the excess land east of the current jail site. (Standing item for every committee meeting.)
  - a) Area for sale for development.
  - b) Area proposed for City containment pond.
  - c) Area proposed by Dog Park.

Receive & place on file items a-c.
7. Planning Commission - Budget Status Financial Report (October 31, 2006). Receive & place on file.
8. UW-Extension - Approve \$300 from CESA7 for expenses related to the Poverty Simulation training. Approve.
9. UW-Extension - Director's report & financial status of UW Extension budget for October 31, 2006. Receive & place on file.
10. Port & Solid Waste - Explore tipping fees or similar fee to repair or replace roads traveled by waste haulers. Requested by Chair Erickson) Request Port & Solid Waste & the Highway Department work with Corporation Counsel to explore waste transfer fees or similar fees to repair or replace roads traveled by waste haulers, and to develop a list of legislative initiatives to help reduce damage to Brown County roads.
11. Port & Solid Waste - Budget Status Financial Report for October 31, 2006. Receive & place on file.
12. Port & Solid Waste - Water Well Agreement & Easement "Memorandum of Agreement. Approve.
13. Port & Solid Waste - Director's report. Receive & place on file.
14. Discussion of next month's meeting date (falls on December 25<sup>th</sup>.) Skip the December meeting.
15. Audit of bills. (No bills presented for payment.)

A motion was made by Supervisor Kaster and seconded by Supervisor Fleck "to adopt".

Supervisor Van Deurzen requested item #5 be taken separately. Voice vote taken on remainder of report. Motion carried unanimously with no abstentions.

Item #5 -- Planning Commission - Request for Budget Transfer: Increase in Expenditures with Offsetting Increase in Revenue: Other Federal Grants (\$3,337,300). COMMITTEE ACTION: Approve.

A motion was made by Supervisor Van Deurzen and seconded by Supervisor Zabel **“to return these minutes back to Committee”**.

After discussion, a friendly amendment was made to the above motion by Supervisor Vander Leest and seconded by Supervisor Johnson **“to request to accept the \$3,337,300 in grants and to ask Administration to follow through on the expenditures made”**. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: \_\_\_\_\_ \s\ Carol Kelso, County Executive \_\_\_\_\_ Date: 1/10/2007

**No. 8g -- REPORT OF “SPECIAL” PLANNING, DEVELOPMENT AND TRANSPORTATION COMMITTEE OF DECEMBER 20, 2006**

TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PLANNING, DEVELOPMENT & TRANSPORTATION COMMITTEE met in special session on December 20, 2006, and recommends the following motions.

1. Request for Budget Transfer (#06-100): Increase in Expenditures with Offsetting Increase in Revenue: Purchase property from City of Green Bay for disposal of dredged material from the Port of Green Bay Commercial Navigational Channel & administered by Port & Solid Waste Department (\$150,000). Approve.
2. Report of the Green Bay Economic Development Authority Meeting, December 5, 2006. Receive & place on file.
3. Land Purchase Agreement. Approve.

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

Approved by: \_\_\_\_\_ \s\ Carol Kelso, County Executive \_\_\_\_\_ Date: 1/10/2007

**No. 8h -- REPORT OF PUBLIC SAFETY COMMITTEE OF DECEMBER 6, 2006**

TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PUBLIC SAFETY COMMITTEE met in regular session on December 6, 2006, and recommends the following motions:

1. Review minutes/reports:

- a) Criminal Justice Coordinating Board (10/31/06).
- b) EMS Council (11/15/06).
- c) Fire Investigation Task Force Board of Directors Amended (7/20/06).
- d) Fire Investigation Task Force General Membership (9/7/06).
- e) Fire Investigation Task Force Board of Directors (9/21/06).
- f) Fire Investigation Task Force General Membership (9/7/06).
- g) Quarterly Report of Brown County Security/Incident Review Committee (9/29/06).

Receive & place on file items a-g.

- 2. Communication from Supervisor Andy Nicholson re: Requesting a change in procedures relating to 911 calls for criminal cases. (Held from previous meeting.) Hold until the discussions are completed.
- 3. Communication from Supervisor Andy Nicholson re: Review the contract of Medical physician's contract (Dr. Mark Jenson). (Held from previous meeting.) Receive & place on file.
- 4. VIP – Monthly Statistics October 2006 (ending 10/31/06). Receive & place on file.
- 5. Public Safety Communications - Request for Budget Transfer: Interdepartmental Transfer (including contingency or general fund transfers): Transfer funds from general fund to Public Safety Communications to cover Radio Inoperability Study (\$100,000). (Referred to Administration Committee.) Hold until next month.
- 6. Public Safety Communications - Memorandum of Understanding between 2-1-1: Get Connected, Get Answers & Public Safety Communications 9-1-1. Hold for one month.
- 7. Public Safety Communications - Monthly Budget Financial Status Report for October 31, 2006. Approve.
- 8. Public Safety Communications - Director's report. Receive & place on file.
- 9. Public Safety Communications - Action re: Public Safety Communications Director's Salary as Interim Director. Recommend that the Grade 26, Step 1, be retroactively paid to June 4, 2006, when the duties were officially recognized by the Administration. Ayes: 3 (Clancy, Zima, Kaye); Nays: 2 (Backmann, Nicholson). Motion Carried. \*\*

\*\* Amended motion to add "\$4,567" after the word Administration as per the County Board on 12/20/2006.

- 10. Emergency Govt. - Salary compensation for Emergency Management director. Hold for one month so Human Resources can do a comparison study.
- 11. Emergency Govt. - Request to apply for Utility Vehicle Grant. Approve.
- 12. Sheriff - Public Safety Committee to review and approve Police Contract for Bellevue 2007, 2008 & 2009.
  - a) Village of Bellevue Police Services Contract Computations.
  - b) Village of Bellevue Police Services Contract Memorandum of Agreement (12/13/06).Approve a & b.
- 13. Sheriff - Ordinance (draft to Repeal, Recreate and Rename Section 31.11 of the Brown County Code entitled "Fraud on Hotel or Restaurant Keeper." Committee approved. See Resolutions, Ordinances December County Board.
- 14. Sheriff - Request for Budget Transfer (#06-89): Increase in Expenditures with Offsetting Increase in Revenue: Homeland Security Training Grant (\$140,000). Approve.
- 15. Sheriff - Key Factor Report 2006 with Jail Average Daily Population by month and Overtime Expenditures by Division/Section 2006 – thru November 2006. Approve.
- 16. Sheriff - Request for Budget Transfer (#06-90): Increase in Expenditures with Offsetting Increase in Revenue: Request increases wages & fringes for one officer assigned to Village of Allouez & offsets the costs with revenue from Village (\$1,051). Approve.
- 17. Sheriff - Resolution re: 2007 County-Tribal Law Enforcement Grant. Committee approved. See Resolutions, Ordinances December County Board.

18. Sheriff - Monthly Budget Financial Status Report of October 31, 2006. Receive & place on file.
19. Sheriff - Discussion re: Alleged shortfall of drug-unit officer's salary & benefits. Pay the bill of \$98,612.95 to the City of Green Bay from the Undesignated General Fund. Ayes: 4 (Nicholson, Zima, Kaye, Clancy); Nays: 1 (Backmann). Motion Carried.
20. Sheriff - Request to apply for grant – Gang Resistance Education & Training (GREAT) Program for Calendar 2007. Approve.
21. Sheriff - Request to apply for grant – TraCS Phase III – Sheriff's Department and Other County Agencies for Calendar Year 2007. Approve.
22. Sheriff's - report. Receive & place on file.
23. Resolution re: Sheriff's Department Change in Table of Organization. (Referred to Executive Committee.) Committee approved. See Resolutions, Ordinances December County Board.
24. Budget Status Financial Reports for October 31, 2006 for Medical Examiner, District Attorney, Circuit Courts, & Clerk of Courts. Receive & place on file.
27. **Closed Session:** Pursuant to Sec. 19.85 (1) (c) considering employment, promotion, compensation, or performance evaluation date of a public employee over which the Committee has jurisdiction or exercises responsibility. (No Closed Session held.)
28. Audit of bills. Pay the bills.

A motion was made by Supervisor Clancy and seconded by Supervisor Nicholson **“to adopt”**. Supervisor Kaye requested item #9 be taken separately. Voice vote taken on remainder of report. Motion carried unanimously with no abstentions.

Item #9 -- Public Safety Communications - Action regarding: Public Safety Communications Director's Salary as Interim Director. COMMITTEE ACTION: Recommend that the Grade 26, Step 1, be retroactively paid to June 4, 2006, when the duties were officially recognized by the Administration. Ayes: 3 (Clancy, Zima, Kaye); Nays: 2 (Backmann, Nicholson). Motion Carried.

After discussion, a motion was made by Supervisor Vander Leest and seconded by Supervisor Johnson **“to recommend that the Grade 26, Step 1 be retroactively paid to June 4, 2006 when the duties were officially recognized by the Administration --a difference of \$4,567.”** Voice vote taken. Motion carried with Supervisors Backmann and Zeller voting nay.

Approved by: \s\ Carol Kelso, County Executive Date: 1/5/2007

**No. 9a -- RESOLUTION REGARDING: DISALLOWANCE OF CLAIM (LUKE PASTERSKI AND JONATHAN NEIL & ASSOCIATES)**

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

Ladies and Gentlemen:

WHEREAS, a Claim was filed on October 24, 2006, in the Brown County Clerk's office; and  
 WHEREAS, said Claim alleges that Luke Pasterski sustained damages, and alleges that said damages were caused by Brown County and officials and employees of Brown County; and

WHEREAS, after a review of this matter by the Corporation Counsel's office, said office recommends that the Claim be denied.

NOW, THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors that the



Claim submitted by Luke Pasterski and Jonathan Neil & Associates be and the same is hereby denied, and no action on this Claim may be brought against Brown County or any of its officers, officials, agents or employees after six months from the date of service of this notice.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the claimant, Luke Pasterski and Jonathan Neil & Associates, as a notice of disallowance.

Respectfully submitted,  
ADMINISTRATION COMMITTEE

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

Approved by: \_\_\_\_\_ \s\ Carol Kelso, County Executive \_\_\_\_\_ Date: 1/2/2007

**No. 9b -- RESOLUTION REGARDING: TO REPEAL THE FREEZE PLACED ON DEPARTMENT OF ADMINISTRATION - FINANCE DIRECTOR - SALARY**

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

Ladies and Gentlemen:

WHEREAS, the Administration Committee and County Board of Supervisors approved the Finance Director position at Step 6 (\$77,234) in Pay Grade 25 of the Classification & Compensation Plan; and

WHEREAS, a motion was passed to freeze the salary of the current Finance Director at Pay Grade 25, Step 6; and

WHEREAS, after further consideration it is hereby recommended that this freeze be repealed to maintain equity to the individual who accepted the position contingent upon the salary offered at the time of hire.

NOW THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors that the freeze placed on the Finance Director’s salary be repealed.

Respectfully submitted,  
ADMINISTRATION COMMITTEE  
EXECUTIVE COMMITTEE

**Fiscal Impact:** Increase in expenditures of ~~\$2,317.00~~ \$1,750.00.

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

A motion was made by Supervisor Scray and seconded by Supervisor Dantine **“to hold and ‘Repeal the Freeze Place on Department of Administration - Finance Director - Salary’ until Human Resources comes back with step procedures on how we evaluate our employees”**. Vote taken. Roll Call #9b(1):

Ayes: Johnson, Dantine, Zabel, Scray

Nays: Warpinski, De Wane, Nicholson, Theisen, Krueger, Haefs, Erickson, Kaye, Zima, Evans,

Vander Leest, La Violette, Zeller, Kaster, Backmann, Van Deurzen, Fleck, Clancy, De Cleene, Hoeft, Lund, Fewell

Supervisor Johnson requested her vote be changed from aye to nay. The County Board orally agreed to allow Supervisor Johnson to change her vote from "aye" to "nay".

Total Ayes: 3 Total Nays: 23

Motion defeated.

A motion was made by Supervisor Warpinski and seconded by Supervisor De Wane "to amend the Fiscal Impact of 9b 'Repeal the Freeze Place on Department of Administration - Finance Director - Salary' to read \$1,750". Voice vote taken. Motion carried with Supervisor Scray voting nay.

A motion was made by Supervisor Krueger and seconded by Supervisor Van Deurzen "to adopt the resolution as amended". Voice vote taken. Motion carried with Supervisor Scray voting nay.

Approved by: \s\ Carol Kelso, County Executive Date: 1/2/2007

**No. 9c -- RESOLUTION REGARDING: AUTHORITY TO EXECUTE A 2004-2005 LABOR AGREEMENT WITH THE BROWN COUNTY COURTHOUSE EMPLOYEES**

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

Ladies and Gentlemen:

BE IT RESOLVED by the Brown County Board of Supervisors, that the County Executive and County Clerk be and are hereby authorized to execute a two (2) year labor agreement on behalf of Brown County with the Brown County Courthouse Employees for the years 2004 and 2005, effective January 1, 2004, which agreement shall provide the following major changes from the 2002-2003 labor agreement.

All items, with the exception of wages, or except as specifically provided otherwise will be prospective effective the date of signing of the agreement.

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

The package proposal components are as follows:

**Article 8. CORRECTIVE ACTION**

Add the following paragraph beginning line 151:

Management will notify the employee or a union representative of any corrective action or discipline within ten days of management's knowledge of the incident. In cases where an investigation has begun but the discipline has not been finalized within ten days, management will instead notify the employee or the union representative that an investigation is in progress within the ten day time period. The failure to impose discipline in any instance is not a waiver of such right in any other instance.

**Article 9: GRIEVANCE PROCEDURE**

Modify the following beginning line 213:

The party desiring arbitration shall within five (5) days after notifying the other party of its desire to arbitrate, request the Wisconsin Employment Relations Commission to submit a panel of five (5) independent arbitrators from which the parties will alternately strike until one (1) remains as the selected

arbitrator. The parties, by mutual agreement, may request that the random panel of arbitrators requested of the WERC consist of WERC staff arbitrators.

- **Article 12. INSURANCE**

Eliminate the Basic Health Plan effective December 31, 2004.

Delete lines 257-262:

~~The employee shall pay five percent (5%) of the family premium per month for the Basic Health Plan and dental plan. The County shall pay 95% of the family premium and 100% of the single premium for the Basic Health Plan and dental plan.~~

Add the following beginning line 262:

Effective with January 1, 2005 coverage, full time employees shall pay (7.5 %) seven and a one-half percent of the single or family premium per month for the PPO Plan, HSP Plan, and dental plan. The County shall pay ninety-two and one-half percent (92.5%) of the single or family premium for the PPO Plan, HSP Plan and dental plan.

**The following changes to the Health Savings Plan Design are effective midnight December 31, 2006:**

- Increase the individual annual deductible from \$100 to \$200
- Increase the family annual deductible from \$200 to \$600
- Increase the family out-of-pocket maximum from \$1200 to \$1800
- Increase the prescription drug separate out-of-pocket per-person maximum from \$500 to \$1000
- Increase the lifetime maximum benefit from \$1,000,000 to \$2,000,000

**The following changes to the PPO plan are effective midnight December 31, 2006:**

- Increase the PPO in network office co-pay from \$10 to \$15
- Establish a Prescription Drug separate out-of-pocket per-person maximum at \$1000

- **Article 13. WISCONSIN RETIREMENT SYSTEM**

WISCONSIN RETIREMENT SYSTEM: The WRS contribution will be increased commensurate with the wage increases.

- **Article 15. WAGES**

Effective the first pay period beginning January 1, 2004 a 1.9% general increase

Effective the first pay period beginning January 1, 2005 a 2.8% general increase

**Article 18. LONG TERM DISABILITY**

Amend the following beginning line 459:

Long-term disability - Brown County's Long Term Disability (LTD) Plan provides for eligible employees, employees who work ~~to~~ 17.5 hours or more per week, to receive two-thirds pay after 180 days of disability to age 65 with offsets for Social Security disability benefits, Wisconsin Retirement System disability benefits, and worker's compensation benefits.

**Article 20: FUNERAL LEAVE**

Amend Funeral Leave as follows:

Delete lines 528-530

Amend the following paragraphs beginning line 532:

Whenever a death occurs to a spouse or child/stepchild ~~member of the immediate family~~ of an employee, the Employer ~~County~~ shall compensate the employee for any time lost from work during the

next ~~three (3)~~ five (5) succeeding work days following said death. At least one (1) of the five (5) days off must be used to attend the funeral. Should such death occur during the employee's vacation, he/she shall receive the additional time off with pay at a time to be mutually agreed upon. Compensation shall be at the regular hourly rate of said employee for a normal work day. Should the funeral or internment occur at a delayed date (example, winter death and spring internment), the employee may use one (1) of the five (5) days to attend the funeral or internment.

Three (3) days leave shall be granted in the event of death of sibling (brother or sister), parents/stepparents, or grandchild.

One (1) day leave shall be granted in the event of death of aunt/uncle of the employee or spouse, grandparent, mother/father-in-law, spouse's grandparents, sister/brother-in-law, son/daughter-in-law.

Delete lines 540-543

Amend the following paragraph beginning line 545:

In the case of a death of ~~a member of the immediate family~~ an employee's family/in-law of a regular part time employee, the employee will be granted an excused absence up ~~three (3) succeeding calendar days~~ to the allotted days referenced above, beginning on the succeeding calendar days starting on the date of death or the day following the death. If during this leave, the employee has scheduled work days, the employee will be paid for those scheduled work days ~~(to a maximum of three (3) only)~~. The employee will not be paid for any of ~~the three days~~, these days which are non-scheduled workdays. Should any death occur during an employee's vacation, he/she shall receive additional time off with pay for any scheduled work day affected at a time to be mutually agreed upon. ~~The immediate family is defined the same as above.~~

In the case of the death of a spouse's grandparent or of a ~~son in law or daughter in law~~, son/daughter-in-law, ~~brother in law or sister in law~~ brother/sister-in-law, aunt or uncle of the employee or spouse, the regular part-time employee shall be granted one (1) day with pay to attend the funeral provided such day is a scheduled work day. If the funeral day is not a scheduled work day, the employee will not be paid for this one (1) day.

#### **Article 24. HOURS OF WORK**

Add the following paragraph beginning line 697:

It is understood that in the event a snow removal emergency exists in Brown County during which all eligible Highway Department employees have been given the opportunity to work that normally exists, and additional employees are required to assist in the snow removal emergency, employees of Brown County within the classification of Park Ranger may be utilized as helpers if weather conditions require during such snow removal emergency. It is further understood that it is not the intention of this memorandum to displace Highway Department employees.

In the event the Park Department employees are so utilized, the employees shall be offered opportunities to work consistent with existing Highway Department policies regarding employee assignment during snow removal emergencies, and shall receive the appropriate Highway Department rate of pay for all hours worked assisting in the snow removal emergencies.

Add the following paragraph beginning line 701:

Employees who, by the nature of their position are required to work at remote sites, shall take their breaks in or in the immediate vicinity of the building at which their work duties take them. All other employees shall take their breaks in, or in the immediate vicinity of, the building in which they are assigned. The immediate vicinity includes anyplace that allows a person to return to their work site in

the time allotted for breaks.

- **Article 25. SENIORITY**

Add the following beginning line 729:

In the event of job elimination, the effected employee will be allowed one bump, into the position held by a junior employee in their classification, or into a lower graded job in an appropriate classification, qualifications permitting. All appropriate class specifications will be considered. (This will prevent a secretary from bumping a mechanic). If an employee fails to test into the position, the employee will be given one day to take alternative test or tests. If the employee still does not qualify for a selected position, the employee will be assigned a position, or laid off in the event there are no openings for which the employee has the seniority and qualifications to perform. The probation and familiarization provisions of the Job Posting article do not apply to job placements due to job discontinuances.

- The senior employee from a department who bumps the least senior employee in all eligible lower paying class specifications will be allowed one (1) job posting to a higher paying class specification within their first nine (9) months of assuming the position in the lower paying classification. However, after the employee has successfully moved from the initial position where they bumped, they will remain in the second position for the time limit specified in the contract prior to being eligible to post and move to another position. ~~If the displaced employees are qualified to perform in a class specification where a less senior employee is presently working, after meeting the minimum qualifications through testing, they will be allowed one (1) bump.~~ Employees displaced due to job discontinuance will be placed back into their previous position if the position is reinstated within two years of the discontinuance.

The accepted rules of seniority shall apply as follows: In the event a layoff becomes necessary, the last employee hired shall be the first employee laid off, providing the remaining employees are qualified to do the work. ~~This will be determined by bargaining unit seniority within the class specification where the employee to be laid off is compensated as well as lower class specifications (wage wise) where the employee is qualified to work. All appropriate class specifications will be considered and the least senior employee from those qualified class specifications will be laid off. This will prevent a secretary from bumping a mechanic.~~

**Article 31. DURATION**

Amend to reflect a two (2) year contract

- **SCHEDULE A**

Add the following paragraph beginning line 1110:

In the event the Network Support Specialist is scheduled to perform the duty of backing up the Brown County Library Unit computer system outside of their regular daily hours, they shall be given a minimum of two hours at the rate of time and one half. For such work performed on Sundays and Holidays, they shall be given a minimum of two hours at the rate of double time.

- Add the following paragraph beginning line 1119:

Court Coordinators or Deputy Clerk of Courts I assuming the duties of assigning in-court substitutes will receive a premium equaling the difference between the hourly rate of the Coordinator and the Chief Deputy Clerk of Courts step 1 pay rate for the actual time spent assigning an in-court substitute.

- **MEMORANDUMS OF UNDERSTANDING**

Procedure for Appointing Court Coordinators  
Park Department Work Schedule

Delete (Added to Schedule A)  
Delete

Tuition Assistance Program	Resign
Coffee Breaks	Delete (See Article 24)
Snow Removal	Delete (See Article 24)
Job Analysis Procedure	Delete New Article in Contract
Testing	Delete New Article in Contract
Health Department Employees	Resign
Leadworkers – Facilities	Resign
Direct Deposit	Delete
Funeral Leave	Delete (See article 20)
Keystrokes	Update and resign
PPO and Insurance	Revise to reflect benefit changes
In Court Substitution Policy	Delete
Telecommunications Operators	Amend and resign

Respectfully submitted,  
EXECUTIVE COMMITTEE

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

Approved by:           \s\ Carol Kelso, County Executive                                Date: 1/2/2007

**No. 9d --            RESOLUTION REGARDING: AUTHORITY TO EXECUTE A 2006 LABOR AGREEMENT WITH THE BROWN COUNTY COURTHOUSE EMPLOYEES**

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

Ladies and Gentlemen:

BE IT RESOLVED by the Brown County Board of Supervisors, that the County Executive and County Clerk be and are hereby authorized to execute a one (1) year labor agreement on behalf of Brown County with the Brown County Courthouse Employees for the years 2006, effective January 1, 2006, which agreement shall provide the following major changes from the 2004-2005 labor agreement.

All items, with the exception of wages, or except as specifically provided otherwise will be prospective effective the date of signing of the agreement.

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

The package proposal components are as follows:

**Article 13. WISCONSIN RETIREMENT SYSTEM**

WISCONSIN RETIREMENT SYSTEM: The WRS contribution will be increased commensurate with the wage increases.

**Article 15. WAGES**

Revise to reflect a 3.1% wage increase effective the first pay period of January 1, 2006

**Article 31. DURATION**

Amend to reflect a one (1) year contract

-

**MEMORANDUMS OF UNDERSTANDING**

Tuition Assistance Program	Resign
Health Department Employees	Resign
Leadworkers – Facilities	Resign
Keystrokes	Resign
PPO and Insurance	Resign
Telecommunications Operators	Resign

Respectfully submitted,  
EXECUTIVE COMMITTEE

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

Approved by: \_\_\_\_\_ \s\ Carol Kelso, County Executive \_\_\_\_\_ Date: 1/2/2007

**No. 9e -- RESOLUTION REGARDING: AUTHORITY TO EXECUTE A 2004-2005-2006 LABOR AGREEMENT WITH THE BROWN COUNTY LIBRARY PARAPROFESSIONAL EMPLOYEES**

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

Ladies and Gentlemen:

BE IT RESOLVED by the Brown County Board of Supervisors, that the County Executive and County Clerk be and are hereby authorized to execute a three (3) year labor agreement on behalf of Brown County with the Brown County Library Para-Professional Employees for the years 2004, 2005 and 2006 effective January 1, 2004, which agreement shall provide the following major changes from the 2002-2003 labor agreement.

1. Article 7. WORK DAY – WORK WEEK – NIGHT SHIFT DIFFERENTIAL, revise as follows:

The guaranteed workday and workweek for fulltime employees shall be seven and one-half (7½) hours per day and thirty-seven and one-half (37 ½) hours per week. The employer shall set the operational hours and full-time employees will be scheduled to work the guaranteed seven and one-half (7 ½) hour work day and thirty seven and one-half (37½) hour work week to accommodate the hours the library is open.

The present employee work schedule and workweek shall remain as presently in effect on October 1, 2006 and shall not be changed except by mutual agreement. If mutual agreement cannot be reached, the junior qualified person with available hours will be scheduled to work.

The employer will provide employees with a written response to time off requests within two weeks from the time the request is submitted. Once approval is given for time off, it cannot be rescinded except by mutual agreement between the supervisor and the employee.

Employees who are assigned to begin work prior to 8:00 a.m. shall receive a shift differential of \$0.50 per hour for all hours worked before 8:00 a.m.

Employees who work after 5:00 p.m. shall receive \$0.40 per hour in addition to their regular rate of pay. Night shift shall be paid on overtime hours but not included in hourly rate of pay for overtime computation.

2. ARTICLE 21 – INSURANCE, revise to reflect an increase in the employee premium contribution from 5% to 7.5% applicable January 2006 for health and dental premiums. (Note: These are deducted in December 2005.)

Revise the minimum hours worked to be eligible for long-term disability insurance from 10 to 17.5 hours per week for all employees hired after January 1, 2007.

The following Plan changes would be effective 12/31/06.

- Basic Health Plan – Discontinue
- Health Savings Plan (HSP) – Discontinue
- Preferred Choice PPO Plan – Change the PPO plan features as follows:
  - Increase the PPO in-network office co-pay from \$10 to \$15.
  - Establish a Prescription Drug separate out-of-pocket per-person maximum at \$1000.
- Emergency Room Use – a \$25 penalty applies for non-emergency use of the emergency room.
- Out-Patient Therapies – the requirement for pre-certification for the first ten out-patient therapies is eliminated for all plans.
- Prescription Drug Benefit - implement the 3 tier prescription drug plan as follows:
  - Generic (mandatory): 20% employee co-pay (no change)
  - Formulary (preferred) 20% employee co-pay plus cost difference
  - Non-Formulary: 20% employee co-pay plus cost difference plus \$15 premium

3. ARTICLE 24 – SENIORITY, revise as follows:
  - (a) LAY OFFS: If a reduction of employee personnel is necessary, the last regular full-time or regular part-time employee person hired shall be the first person laid off and the last person laid off shall be the first person recalled. No regular employees shall be laid off if there are part-time, temporary or seasonal employees working.

In the event a regular fulltime or regular part-time employee is displaced from their position, said employee shall have the right to bump a less senior regular fulltime or regular part-time employee whose job they are qualified to perform. However, displaced employees will not be allowed to bump into a classification that has a higher rate of pay than the position from which they are displaced.

4. ARTICLE 29 – DURATION, revise to reflect a three-year contract.
5. APPENDIX A, revise to reflect a 1.9% wage increase effective January 1, 2004, a 2.8% wage increase effective January 1, 2005 a 1.5% wage increase effective January 1, 2006 and a 1.6% wage increase effective July 1, 2006.
6. MEMORANDUMS OF UNDERSTANDING, resign all, except “Work Day – Work Week –



Night Shift Differential”.

Respectfully submitted,  
EXECUTIVE COMMITTEE

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

Approved by:           \s\ Carol Kelso, County Executive                                Date: 1/2/2007

**No. 9f --            RESOLUTION REGARDING: DESIGNATING THE HUMAN SERVICES DEPARTMENT AS THE ELDER ABUSE AND ADULT-AT-RISK AGENCY**

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

Ladies and Gentlemen:

WHEREAS, the Human Services Department was previously designated for the purposes of s.46.90 Wis. Stats. as the agency to develop and implement the elder abuse reporting system for Brown County; and

WHEREAS, 2005 Wisconsin Act 388, enacted May 10, 2006, requires each county board to designate an agency in the county as the elder adult-at-risk agency to serve the population of elder adults-at-risk for the purposes of s.46.90 Wis. Stats.; and

WHEREAS, 2005 Wisconsin Act 388, enacted May 10, 2006, also requires each county board to designate an agency in the county as the adult-at-risk agency to serve the population of adults-at-risk for the purpose of s.55.043 Wis. Stats.; and

WHEREAS, the elder-adult-at-risk agency and the adult-at-risk agency shall have the following duties with regard to their respective populations:

1. Develop a policy for notifying other investigative agencies, including law enforcement officials in appropriate cases;
2. Establish an abuse reporting system to carry out the purposes of s.46.90 Wis. Stats. and s.55.043 Wis. Stats.;
3. Enter into a memorandum of understanding regarding the operation of the system with the county department under s.46.215 or 46.22 and with any private or public agency, including a county department under s.51.42 or 51.437, within the county that is participating in the reporting system. The memorandum of understanding shall, at a minimum, identify the agencies that are responsible for the investigation of reports of abuse, financial exploitation, neglect, or self-neglect of elder-adults-at-risk and adults at risk, as well as for the provision of specific direct services.
4. Receive reports of abuse, financial exploitation, neglect, or self-neglect of elder-adults-at-risk and adults at risk.
5. Publicize the existence of the reporting system in the county and provide a publicized telephone number that can be used by persons wishing to report suspected cases of abuse, financial exploitation, neglect, or self-neglect. Also, provide a telephone number that can be used to make reports after the agency’s regular business hours.

NOW, THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors that they



- a. The refusal of payment upon presentation when dues, and the return unpaid of any bank check or order for the payment of money, given by any guest to any campground, hotel, motel, boarding or lodging house, or restaurant in payment of any obligation arising out to the relationship as guest. Those facts also constitute prima facie evidence of an intent to abscond without payment.
- b. The failure or refusal of any guest at a campground, hotel, motel, boarding or lodging house, or restaurant, to pay, upon written demand, the established charge for any beverage, food, lodging or other service or accommodation actually rendered.
- c. The giving of false information on a lodging registration form or the giving of false information or presenting of false or fictitious credentials for the purpose of obtaining any beverage or food, lodging or credit.
- d. The drawing, endorsing, issuing or delivering to any campground, hotel, motel, boarding or lodging house, or restaurant, of any check, draft or order for payment of money upon any bank or other depository, in payment of established charges for any beverage, food, lodging or other service or accommodation, knowing at the time that there is not sufficient credit with the drawee bank or other depository for payment in full of the instrument drawn.
- e. If a person has obtained a ticket, another means of admission, or an accommodation or service provided by the recreational attraction, his or her failure or refusal to pay a recreational attraction the established charge for the ticket, other means of admission, or accommodation or service provided by the recreational attraction or service provided by the recreational attraction constitutes prima facie evidence of an intent to abscond without payment.
- f. The refusal to pay a taxicab operator the established charge for transportation service provided by the operator constitutes prima facie evidence of an intent to abscond without payment.
- g. The failure or refusal to pay a service station, garage, or other place where gasoline or diesel fuel is sold at retail or offered for sale at retail the established charge for gasoline or diesel fuel provided at the service station, garage, or other place constitutes prima facie evidence of an intent to abscond without payment.

3. DEFINITIONS: RECREATIONAL ATTRACTION: Means a public accommodation designed for amusement and includes chair lifts or ski resorts, water parks, theaters, entertainment venues, racetracks, swimming pools, trails, golf courses, carnivals, and amusement parks.

Section 3: This Ordinance shall become effective upon passage and publication.

Respectfully submitted,  
PUBLIC SAFETY COMMITTEE

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

Approved by: _____ \s\ Carol Kelso, County Executive	Date: 1/4/2007
Approved by: _____ \s\ Darlene K. Marcelle, County Clerk	Date: 1/8/2007
Approved by: _____ \s\ Tom Lund, Board Chairman	Date: 1/8/2007

**No. 9h -- RESOLUTION REGARDING: 2007 COUNTY-TRIBAL LAW ENFORCEMENT GRANT**

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



WHEREAS, the majority of the Patrol Officers perform varied duties related to the protection of life and property within Brown County; and

WHEREAS, the other Patrol Officer performs additional duties of developing and applying problem solving strategies, identifying and adopting crime prevention strategies within the community and trained assigned officers with an area of responsibility; and

WHEREAS, after a thorough review by the Village of Howard and Sheriff's Department it hereby recommends the following change to the Table of Organization – One Patrol Officer at the designated rate of pay be eliminated and a Patrol Officer performing additional duties as a Directed Enforcement Officer II at a higher rate of pay be added to the Table of Organization for the Sheriff's Department at no additional cost to Brown County.

NOW, THEREFORE, BE IT RESOLVED, by the Brown County Board of Supervisors, that it hereby approves the deletion of one (1) Patrol Officer at the designated rate of pay and the creation of a Patrol Officer position performing Directed Enforcement Officer II duties at a higher rate of pay with an effective date of January 1, 2007.

Respectfully submitted,  
 PUBLIC SAFETY COMMITTEE  
 EXECUTIVE COMMITTEE

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

Approved by:           \s\ Carol Kelso, County Executive                                Date: 1/10/2007

**No. 10 --        Such other matters as authorized by law. Late Communications.**

**No. 10a --        From Supervisor Fewell regarding: to review cuts being made at the Brown County Mental Health Center due to downsizing agreement still being implemented by Administration.**

Refer to Human Services Committee.

**No. 10b --        From Supervisor Fewell regarding: to have the appropriate authorities complete an investigation with providers and a “John Doe” investigation of Brown County employees regarding the denial of admissions at the Brown County Mental Health Center due to Administrative directive.**

Refer to Human Services Committee.

**No. 10c --        From Supervisor Fewell regarding: have letter sent by Chairman Lund and Human Services Chairman Evans to inform the State of County Board action to discontinue the downsizing agreement with the State.**

Refer to Chairman Lund and Human Services Chairman Evans.

**No. 10d --        From Supervisor Scray regarding: to look at the sale of current Mental Health Center and use money to decrease bonding needed/levy amount needed to build new facility.**

Refer to Human Services Committee.

**No. 10e -- From Supervisor Zabel regarding: request Chairman Lund, Corporation Counsel, and Solid Waste Director Chuck Larscheid work to select and appoint an interim member for the Solid Waste Board due to lacking quorum possibilities.**

Refer to Planning, Development and Transportation Committee.

**No. 10f -- From Supervisor Backmann regarding: to have the Treasurer's Office give a presentation on how cities, villages and towns determine their portion of the county tax.**

Refer to Administration Committee.

**No. 10g -- From Supervisor Zeller regarding: request for an opinion from Corporation Counsel on a possible conflict of interest (County Code chapter 4, Section 4.99 - 4.104) as it would apply to RFP Project #1233 and the letting of said contract to the only bidder. Additionally, would any conflict of interest provisions from State Statute apply here?**

Refer to Corporation Counsel.

**No. 10h -- From Supervisor Zeller regarding: hold the letting of RFP Contract Project #1233 until an opinion from the WI Attorney General is obtained regarding a potential conflict of interest and the contract is approved by the oversight Committee of the County Board.**

Refer to Executive Committee.

**No. 11 -- Bills over \$5,000 for period ending December 12, 2006.**

A motion was made by Supervisor Fleck and seconded by Supervisor Backmann **“to approve the bills over \$5,000”**. Voice vote taken. Motion carried unanimously with no abstentions.

**No. 12 -- Closing Roll Call.**

Present: Warpinski, De Wane, Nicholson, Theisen, Krueger, Haefs, Erickson, Kaye, Zima, Evans, Vander Leest, Johnson, Dantine, La Violette, Zeller, Kaster, Backmann, Van Deurzen, Fleck, Clancy, De Cleene, Zabel, Scray, Hoeft, Lund, Fewell

Total Present: 26

**No. 13 -- ADJOURNMENT TO WEDNESDAY, JANUARY 17, 2007, AT 7:00 P.M., LEGISLATIVE ROOM, #203, CITY HALL, 100 NORTH JEFFERSON STREET, GREEN BAY, WISCONSIN.**

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

/s/ Darlene K. Marcelle          

Brown County Clerk