

**PROCEEDINGS OF THE BROWN COUNTY BOARD OF SUPERVISORS**  
**NOVEMBER 14, 2005**

Pursuant to Section 19.84 and 59.094, Wis. Stats., notice is hereby given to the public that the BUDGET meeting of the **BROWN COUNTY BOARD OF SUPERVISORS** was held on **Monday, November 14, 2005, at 9:00 a.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: Graves, Krueger, Haefs, Erickson, Kaye, Zima, Evans, Vander Leest, Johnson, Dantine, Frohna, Collins, Beyl, Backmann, Van Deurzen, Fleck, Clancy, Moynihan, Zabel, Scray, Hinz, Lund, Fewell

Absent: Van Den Heuvel, Theisen, Nicholson

Supervisor Theisen arrived at 9:05 a.m.

Supervisor Nicholson arrived at 9:12 a.m.

Supervisor Van Den Heuvel arrived at 9:55 a.m.

Total Present: 26

**No. 1 -- Adoption of agenda.**

A motion was made by Supervisor Collins and seconded by Supervisor Fewell **“to adopt the agenda as amended”**. Voice vote taken. Motion carried unanimously with no abstentions.

**No. 2a -- Approval of “Official” minutes of County Board Meeting of September 21, 2005**

A motion was made by Supervisor Johnson and seconded by Supervisor Erickson **“to adopt the “Official” minutes of the September 21, 2005 meeting”**. Voice vote taken. Motion carried unanimously with no abstentions.

**No. 2b -- Approval of “Unofficial” minutes of County Board Meeting of October 19, 2005**

No action was taken on the minutes of October 19, 2005 because the minutes were unofficial. County Clerk Marcelle explained the minutes were marked “unofficial” because she had not received the County Executive’s signatures on all documents prior to the deadline for the minutes being mailed to the Supervisors. The official minutes will be on your agenda next month. County Board Chairperson, Patrick Moynihan ruled there would be no action taken on the “unofficial” minutes at this meeting.

**No. 3 -- Announcements by Supervisors.**

Supervisor Lund announced that the Salvation Army is in need of Bell Ringers for the Holiday Season. He encouraged his colleagues to call the Salvation Army and volunteer to be a Bell Ringer.

Supervisor Frohna apologized for his actions at the Human Services Committee Meeting. He explained this is unusual for him to get caught up in this type of behavior and he wants the entire Board to know he is very sorry for his behavior.

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

**No. 5 -- Appointments by County Executive.**

**No. 5a -- Confirmation/appointment of Beth Manning as Director of Human Services for Brown County.**

A motion was made by Supervisor Hinz and seconded by Supervisor Johnson **“to approve the appointment of Beth Manning as Director of Human Services”**.

Super Fewell stated he has concerns regarding the position not being posted. He stated that he felt the County always looked for the most qualified candidate to fill a position.

A motion was made by Supervisor Fewell and seconded by Supervisor Fleck **“to refer back to committee”**.

Discussion followed. Vote taken on Supervisor Fewell’s motion to refer. Roll Call #5a(1):

Ayes: Krueger, Haefs, Erickson, Kaye, Zima, Collins, Backmann, Fleck, Clancy, Fewell

Nays: Graves, Nicholson, Theisen, Evans, Vander Leest, Johnson, Dantine, Frohna, Beyl, Van Deurzen, Moynihan, Zabel, Scray, Hinz, Lund

Absent: Van Den Heuvel

Total Ayes: 10 Total Nays: 15 Absent: 1

Motion failed to refer the appointment of Beth Manning as Director of Human Services.

After further discussion, the vote was taken to approve the appointment of Beth Manning. Roll Call #5a(2):

Ayes: Graves, Nicholson, Theisen, Haefs, Erickson, Evans, Vander Leest, Johnson, Dantine, Frohna, Beyl, Backmann, Van Deurzen, Moynihan, Zabel, Scray, Hinz, Lund

Nays: Krueger, Kaye, Zima, Collins, Fleck, Clancy, Fewell

Absent: Van Den Heuvel

Total Ayes: 18 Total Nays: 7 Absent: 1

Motion carried.

**No. 6a -- Report by County Executive. None.**

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

Chairman Moynihan expressed condolences on behalf of the County Board to Cathy Williquette, Register of Deeds, on the death of her father.

Chairman Moynihan referenced we are nearing Thanksgiving. He asked the Supervisors to reach out to friends and family who are hurting this Thanksgiving.

Chairman Moynihan stated that the County Executive has submitted a Budget which will be taken later during the meeting. Please be mindful to work to keep personalities out of the discussions as this is a tremendous responsibility we have toward our constituents.

**No. 7 -- Other Reports. None.**

**No. 8 -- Standing Committee Reports.**

**No. 8a -- REPORT OF ADMINISTRATION COMMITTEE OF NOVEMBER 2, 2005  
(NON-BUDGET ITEMS)**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The ADMINISTRATION COMMITTEE met in regular session (**non-budget items**) on November 2, 2005, and recommends the following motions:

1. Review minutes of:
  - a. Housing Authority (9/26/05).  
Receive & place on file.
2. Communication from Supervisor Collins re: Review of Brown County Legal Activities. (Referred from September County Board to Executive Committee. (Referred from Executive Committee to Administration Committee.) Receive & place on file.
3. Communication from Supervisor Collins re: Requesting Administration Committee to ask Corporation Counsel if he is aware of any improper or illegal actions of the County Executive or her Office. Receive & place on file.
4. Communication from Supervisor Fewell re: Requesting access to and a copy of any and all bills, statements and written opinions for all departments showing payments made by Brown County or Corporation Counsel of Robert J. Simandl for the calendar year starting at January 1, 2004 through December 31, 2004. No action taken. (Taken up under #2 above.)

5. \*\* Communication from Supervisor Andy Nicholson re: Request Brown County Board adopt a resolution calling for support of the Section 8 Housing Program with a mandate for shared responsibility throughout all county municipalities with equal distribution based on population. (Held from previous meeting.) Receive & place on file.
- \*\* #5 -- REFERRED BACK TO THE ADMINISTRATION COMMITTEE AS PER THE COUNTY BOARD ON NOVEMBER 14, 2005.
6. Human Resources - Monthly Committee Report (September, 2005). Receive & place on file.
7. Human Resources - Request for Budget Transfer (05-55): Interdepartmental Transfer (including contingency or general fund transfers): Reclassification request for positions in the Clerk of Courts office as approved by the County Board on September 21, 2005, salary adjustments account in the amount of \$16,355.08 back wages, \$2,795.86 fringes, total \$19,150.94 to Clerk of Courts Salary & Fringe Benefit accounts. Approve.
8. Human Resources - Update from Human Resources regarding employees requesting appeals of Class & Comp study. Receive & place on file.
9. Dept of Administration - 2005 Budget Transfer Log. Approve.
10. Dept of Administration - Request from Chair Lund at last month's meeting- Administration to give a report two times per year on closing out of bond projects. That when a bond project is closed out, the head of the Department of Administration will inform the Administration Committee at their next meeting.
11. Treasurer - Annual Write-off of uncashed checks. Approve the write-offs.
12. **Closed Session:** For the purpose of considering compensation data (vacation) of any public employee over which the governmental body has jurisdiction or exercises responsibility, pursuant to Sec. 19.85(1)(c), Wis. Stats. (No Closed Session held.)
13. Audit of bills. Pay the bills.

A motion was made by Supervisor Lund and seconded by Supervisor Backmann **“to adopt”**. Supervisor Evans requested item #5 be taken separately. Remainder of report passed with Supervisors Zima, Scray, Vander Leest and Krueger abstaining from item #1a-- Housing Authority minutes.

Item #5 -- Communication from Supervisor Andy Nicholson regarding: Request Brown County Board adopt a resolution calling for support of the Section 8 Housing Program with a mandate for shared responsibility throughout all county municipalities with equal distribution based on population. (Held from previous meeting). COMMITTEE ACTION: Receive and place on file.

Supervisor Evans questioned why item #5 was received and placed on file. Administration Committee Chairperson, Supervisor Lund, explained that Supervisor Nicholson arrived late for the meeting and missed the previous meeting as well. Supervisor Lund stated further that this was Supervisor Nicholson's agenda item and since he didn't appear, it was received and placed on file.







1. Resolution regarding: Awarding the issuance and sale of \$5,095,000 General Obligation Refunding Bonds, Series 2005C. Committee approved Robert W. Baird & Co. at 3.481115%. See Resolutions, Ordinances November County Board.

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: 11/22/2005

After approval of the Special Executive Committee meeting report, Chairman Moynihan announced #9a would be taken out of order.

**No. 9a --     RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF  
\$5,015,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES  
2005C**

**RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF  
\$5,015,000 GENERAL OBLIGATION REFUNDING BONDS,  
SERIES 2005C**

WHEREAS, Brown County, Wisconsin (the “County”), is in need of funds aggregating \$5,015,000 for public purposes, including but not limited to refunding the County’s General Obligation Corporate Purpose Bonds, dated December 1, 1996 (the “1996 Bonds”), and the County’s General Obligation County Jail Bonds, dated May 1, 1998, maturing November 1, 2010 through 2013 (the “1998 Bonds”), and issuance expenses (collectively, the “Public Purpose”); and

WHEREAS, the Director of Administration of the County and Robert W. Baird & Co. Incorporated (“Baird”) has caused fair and appropriate notice to be given of the sale of \$5,015,000 Brown County, Wisconsin, General Obligation Refunding Bonds, Series 2005C (the “Series 2005C Bonds”), which action is hereby in all respects ratified and confirmed; and

WHEREAS, pursuant to Chapter 67 of the Wisconsin Statutes, as amended, the County is authorized to issue general obligation refunding Bonds of the County for the Public Purpose; and

WHEREAS, the County has prepared and distributed a Preliminary Official Statement dated November 8, 2005 (the “Preliminary Official Statement”) describing the Series 2005C Bonds and the security therefore; and

WHEREAS, in accordance with the Official Notice of Sale for the Series 2005C Bonds (the “Official Notice of Sale”), a copy of which is attached hereto as Exhibit A, written bids for the sale of the Series 2005C Bonds were received and delivered to the County Board of Supervisors (the “Governing Body”) at its meeting, all on November 14, 2005; and

WHEREAS, sealed bid proposals were received as summarized in Exhibit B attached hereto; and



WHEREAS, the Governing Body has considered all of the bids received and hereby finds and determines that Robert W. Baird & Co. Incorporated, Milwaukee, Wisconsin, or a group led by such entity (hereinafter referred to as the “Purchaser”), bidding the price of \$5,102,675.30 (\$5,015,000.00 principal amount of the Series 2005C Bonds, plus reoffering premium of \$94,545.85, less Underwriter’s discount of \$6,870.55) for the entire issue of Series 2005C Bonds (the “Purchase Price”), to bear interest at the rates shown herein for Series 2005C Bonds maturing on November 1 in the respective years stated herein, was the most advantageous bid in accordance with the Official Notice of Sale, which bid is attached hereto as Exhibit C and incorporated herein by reference; and

WHEREAS, the Governing Body hereby finds that the Purchaser is responsible and that its bid complies with all terms of the Official Notice of Sale; and

WHEREAS, it is now expedient and necessary for the County to issue and sell its General Obligation Refunding Bonds in the amount of \$5,015,000 for the Public Purpose;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the County as follows:

Section 1. Definitions. The following terms shall have the following meanings in this Resolution unless the text expressly or by implication requires otherwise:

“Act” shall mean Chapter 67 of the Wisconsin Statutes, as amended;

“Code” shall mean the Internal Revenue Code of 1986, as amended;

“County” shall mean Brown County, Wisconsin;

“Dated Date” shall mean December 15, 2005;

“Debt Service Fund Account” shall mean the Debt Service Fund Account of the County, which shall be the “special redemption fund” as such term is defined in the Act;

“Escrow Account” shall mean the account established by the County with the Escrow Agent pursuant to the Escrow Agreement and this Resolution;

“Escrow Agent” shall mean Associated Trust Company, National Association, Green Bay Wisconsin;

“Escrow Agreement” shall mean the agreement between the County and the Escrow Agent, a copy of which is attached as Exhibit F hereto;

“Financial Officer” shall mean the Treasurer of the County;

“Fiscal Agency Agreement” shall mean the agreement between the County and the Fiscal Agent, a copy of which is attached hereto as Exhibit E;

“Fiscal Agent” shall mean Associated Trust Company, National Association, Green Bay Wisconsin;

“Governing Body” shall mean the County Board of Supervisors of the County, or such other body as may hereafter be the chief legislative body of the County;

“Bond Registrar” shall mean the Fiscal Agent;

“Public Purpose” shall mean the public purpose described in the preamble to this Resolution;

“Purchase Price” shall mean \$5,102,675.30 (\$5,015,000.00 principal amount of Series 2005C Bonds, plus reoffering premium of \$94,545.85, less Underwriter’s discount of \$6,870.55);

“Purchaser” shall mean Robert W. Baird & Co. Incorporated, Milwaukee, Wisconsin, or a group led by such entity;

“Record Date” shall mean the close of business on the 15th day of the calendar month next preceding any principal or interest payment date;

“Securities Depository” shall mean The Depository Trust Company, New York, New York, or its nominee; and

“Series 2005C Bonds” shall mean the County’s \$5,015,000 General Obligation Refunding Bonds, Series 2005C.

Section 2. Authorization of the Series 2005C Bonds. For the purpose of financing the Public Purpose, there shall be borrowed on the full faith and credit of the County the sum of \$5,015,000; and fully registered General Obligation Refunding Bonds of the County are authorized to be issued in evidence thereof.

Section 3. Sale of the Series 2005C Bonds. To evidence such indebtedness, the Chairperson and County Clerk of the County are hereby authorized, empowered and directed to make, execute, issue and sell to the Purchaser for, on behalf of and in the name of the County, general obligation refunding bonds in the aggregate principal amount of \$5,015,000 for the Purchase Price.

Section 4. Terms of the Series 2005C Bonds. The Series 2005C Bonds shall be designated “General Obligation Refunding Bonds, Series 2005C”; shall be dated the Dated Date; shall be numbered R-1 and upward; shall bear interest as shown on the Maturity Schedule below; shall be issued in denominations of \$5,000 or any integral multiple thereof; and shall mature on November 1 in the years and in the amounts as set forth below. Interest on the Series 2005C Bonds shall accrue from the Dated Date on a 30-day month, 360-day year basis, and shall be payable commencing on May 1, 2006 and semi-annually thereafter on November 1 and May 1 of each year.

## MATURITY SCHEDULE

<u>Maturity Date</u> <u>(November 1)</u>	<u>Principal Amount</u>	<u>Interest Rate</u>
2006	\$ 640,000	4.000%
2007	\$ 355,000	4.000%
2008	\$ 355,000	4.500%
2009	\$ 360,000	5.000%
2010	\$ 990,000	4.000%
2011	\$1,000,000	3.500%
2012	\$ 655,000	3.600%
2013	\$ 660,000	4.000%

The Series 2005C Bonds are not subject to redemption prior to maturity.

If the Series 2005C Bonds are in book-entry-only form, and less than all of a particular maturity of the Series 2005C Bonds is to be redeemed, selection of the beneficial owners of the Series 2005C Bonds affected thereby shall be made solely by the Securities Depository and its direct and indirect participants in accordance with their then-prevailing rules. If the Series 2005C Bonds are not in book-entry-only form, and less than all of a particular maturity of the Series 2005C Bonds is to be redeemed, selection shall be by lot.

So long as the Series 2005C Bonds are in book-entry-only form, notice of the redemption of any of the Series 2005C Bonds shall be sent to the Securities Depository, in the manner required by the Securities Depository, not less than 30 and not more than 60 days prior to the proposed redemption date. A notice of redemption may be revoked by sending notice to the Securities Depository, in the manner required by the Securities Depository, not less than 15 days prior to the proposed redemption date. If the Series 2005C Bonds are not in book-entry-only form, (i) a notice of the redemption of any of the Series 2005C Bonds shall be mailed, postage prepaid, not less than 30 and not more than 60 days before the redemption date to the registered owners of any Series 2005C Bonds to be redeemed (provided, however, that failure to give any such notice by mail or any defect therein shall not affect the validity of any proceedings for the redemption of the Series 2005C Bonds if notice thereof has been published at least once not less than 30 and not more than 45 days prior to the date of redemption in a financial journal or newspaper published or circulated in New York, New York), and (ii) a notice of redemption may be revoked by the mailing of a notice, postage prepaid, not less than 15 days prior to the proposed redemption date to the registered owners of any Series 2005C Bonds which were to have been redeemed (provided, however, that failure to mail any such notice shall not affect the validity of such revocation if notice thereof has been published at least once not less than 15 days prior to the proposed redemption date in a financial journal or newspaper published or circulated in New York, New York).

Interest on any Series 2005C Bond so called for prior redemption shall cease to accrue on the redemption date, provided that payment thereof has been duly made or provided for.

Section 5. Form, Execution, Registration and Payment of the Series 2005C Bonds. The Series 2005C Bonds shall be issued as registered obligations in substantially the form attached hereto as Exhibit A and incorporated herein by this reference.

The Series 2005C Bonds shall be executed in the name of the County by the manual or facsimile signatures of the Chairperson and County Clerk (except that one of the foregoing signatures shall be manual), and shall be sealed with its official or corporate seal, if any.

The principal of, premium, if any, and interest on the Series 2005C Bonds shall be paid by the Fiscal Agent.

Both the principal of and interest on the Series 2005C Bonds shall be payable in lawful money of the United States of America by the Fiscal Agent. Payment of principal of the final maturity on the Series 2005C Bonds will be payable upon presentation and surrender of the Series 2005C Bonds to the Fiscal Agent. Payment of principal on the Series 2005C Bonds (except the final maturity) and each installment of interest shall be made to the registered owner of each Series 2005C Bond who shall appear on the registration books of the County, maintained by the Bond Registrar, on the Record Date and shall be paid by check or draft by the Fiscal Agent and mailed to such registered owner at the address appearing on such registration books or at such other address may be furnished in writing to such registered owner to the Bond Registrar.

Section 6. Bond Proceeds. The sale proceeds of the Series 2005C Bonds (exclusive of accrued interest and any premium received) shall, forthwith upon receipt, be placed in and kept by the Fiscal Agent as a separate fund to be known as the "General Obligation Refunding Bonds, Series 2005C, Borrowed Money Fund" (hereinafter referred to as the "Borrowed Money Fund"). Moneys in the Borrowed Money Fund shall be used solely for the purposes for which borrowed or for transfer to the Debt Service Fund Account as provided by law.

Section 7. Tax Levy. In order to provide for the collection of a direct annual tax sufficient in amount to pay and for the express purpose of paying the interest on the Series 2005C Bonds as it falls due and also to pay and discharge the principal thereof at maturity, there is hereby levied upon all of the taxable property in the County, in addition to all other taxes, a nonrepealable, direct, annual tax in an amount sufficient for that purpose. This tax shall be from year to year carried into the tax roll of the County and collected in addition to all other taxes and in the same manner and at the same time. Said tax is to be for the following years and in the following minimum amounts:

(a) Levy for the year 2005 in the amount of \$814,111.61, being the sum of:

\$ 74,934.11 for interest due on May 1, 2006;  
\$640,000.00 for principal due on November 1, 2006; and  
\$ 99,177.50 for interest due on November 1, 2006

- (c) Levy for the year 2006 in the amount of \$527,755.00, being the sum of:
  - \$ 86,377.50 for interest due on May 1, 2007;
  - \$355,000.00 for principal due on November 1, 2007; and
  - \$ 86,377.50 for interest due on November 1, 2007
  
- (d) Levy for the year 2007 in the amount of \$513,555.00, being the sum of:
  - \$ 79,277.50 for interest due on May 1, 2008;
  - \$355,000.00 for principal due on November 1, 2008; and
  - \$ 79,277.50 for interest due on November 1, 2008
  
- (e) Levy for the year 2008 in the amount of \$502,580.00, being the sum of:
  - \$ 71,290.00 for interest due on May 1, 2009;
  - \$360,000.00 for principal due on November 1, 2009; and
  - \$ 71,290.00 for interest due on November 1, 2009
  
- (f) Levy for the year 2009 in the amount of \$1,114,580.00, being the sum of:
  - \$ 62,290.00 for interest due on May 1, 2010;
  - \$990,000.00 for principal due on November 1, 2010; and
  - \$ 62,290.00 for interest due on November 1, 2010
  
- (g) Levy for the year 2010 in the amount of \$1,084,980.00, being the sum of:
  - \$ 42,490.00 for interest due on May 1, 2011;
  - \$1,000,000.00 for principal due on November 1, 2011; and
  - \$ 42,490.00 for interest due on November 1, 2011
  
- (h) Levy for the year 2011 in the amount of \$704,980.00, being the sum of:
  - \$ 24,990.00 for interest due on May 1, 2012;
  - \$655,000.00 for principal due on November 1, 2012; and
  - \$ 24,990.00 for interest due on November 1, 2012
  
- (i) Levy for the year 2012 in the amount of \$686,400.00, being the sum of:
  - \$ 13,200.00 for interest due on May 1, 2013;
  - \$660,000.00 for principal due on November 1, 2013; and
  - \$ 13,200.00 for interest due on November 1, 2013

The County shall be and continue without power to repeal such levies or obstruct the collection of said taxes until all such payments have been made or provided for. After the

issuance of the Series 2005C Bonds, said taxes shall be 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 with respect to the Series 2005C Bonds may be reduced by the amount of any surplus money in the Debt Service Fund Account created pursuant to Section 8 hereof.

If there shall be insufficient funds from the tax levy to pay the principal of or interest on the Series 2005C Bonds when due, the said principal or interest shall be paid from other funds of the County on hand, said amounts to be returned when said taxes have been collected.

Section 8. Debt Service Fund Account. Within the debt service fund previously established within the treasury of the County, there be and there hereby is established a separate and distinct fund account designated as the “Debt Service Fund Account for \$5,015,000 General Obligation Refunding Bonds, Series 2005C” (hereinafter referred to as the “Debt Service Fund Account”), and such fund shall be maintained until the indebtedness evidenced by the Series 2005C Bonds is fully paid or otherwise extinguished. There shall be deposited in such Debt Service Fund (i) all accrued interest received by the County at the time of delivery of and payment for the Series 2005C Bonds; (ii) the taxes herein levied for the specific purpose of meeting principal of and interest on the Series 2005C Bonds when due; (iii) such other sums as may be necessary at any time to pay principal of and interest on the Series 2005C Bonds when due; and (iv) such further deposits as may be required by Section 67.11 of the Wisconsin Statutes.

No money shall be withdrawn from the Debt Service Fund Account and appropriated for any purpose other than the payment of principal of and interest on the Series 2005C Bonds until all such principal and interest has been paid in full and cancelled; provided (i) the funds to provide for each payment of principal of and interest on the Series 2005C Bonds 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 Series 2005C Bonds may be used to reduce the next succeeding tax levy, or may, at the option of the County, be invested by purchasing the Series 2005C Bonds as permitted by and subject to Section 67.11(2)(a) of the Wisconsin Statutes 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 as a part of the Debt Service Fund Account.

When all of the Series 2005C Bonds have been paid in full and cancelled, and all permitted investments disposed of, any money remaining in the Debt Service Fund Account shall be deposited in the general fund of the County, unless the Governing Body directs otherwise.

Section 9. Deposits and Investments. The Debt Service Fund Account shall be kept apart from moneys in the other funds and accounts of the County and the same shall be used for no purpose other than the prompt payment of principal of and interest on the Series 2005C Bonds as the same becomes due and payable. All moneys therein shall be deposited in special and segregated accounts in a public depository selected under Chapter 34 of the Wisconsin Statutes and may be temporarily invested until needed in legal investments subject to the provisions of

Sections 66.0603(1m) and 67.10(3) of the Wisconsin Statutes. All income derived from such investments shall be regarded as revenues of the County. No such investment shall be in such a manner as would cause the Series 2005C Bonds to be “arbitrage bonds” within the meaning of Section 148 of the Code or the Regulations of the Commissioner of Internal Revenue thereunder.

The Chairperson shall, on the basis of the facts, estimates and circumstances in existence on the date of closing, make such certifications as are necessary to permit the conclusion that the Series 2005C Bonds are not “arbitrage bonds” under Section 148 of the Code or the Regulations of the Commissioner of Internal Revenue thereunder.

Section 10. Sale of Series 2005C Bonds. The terms, conditions and provisions of the Series 2005C Bonds are, in all respects, authorized and approved. The Series 2005C Bonds shall be sold and delivered to the Purchaser in the manner, at the Purchase Price, and pursuant to the terms and conditions set forth in the Official Notice of Sale.

The preparation of the Preliminary Official Statement dated November 8, 2005, and the Official Statement dated November 14, 2005, are hereby approved. The Preliminary Official Statement is “deemed final” as of its date, except for omissions or subsequent modifications permitted under Rule 15c2-12 of the Securities and Exchange Commission. The Chairperson and County Clerk of the County are authorized and directed to do any and all acts necessary to conclude delivery of the Series 2005C Bonds to the Purchaser, as soon after adoption of this Resolution as is convenient.

Section 11. Book-Entry-Only Bonds. The Series 2005C Bonds shall be transferable as follows:

(a) Each maturity of Series 2005C Bonds will be issued as a single Bond in the name of the Securities Depository, or its nominee, which will act as depository for the Series 2005C Bonds. During the term of the Series 2005C Bonds, ownership and subsequent transfers of ownership will be reflected by book entry on the records of the Securities Depository and those financial institutions for whom the Securities Depository effects book entry transfers (collectively, the “Participants”). No person for whom a Participant has an interest in Series 2005C Bonds (a “Beneficial Owner”) shall receive Bond certificates representing their respective interest in the Series 2005C Bonds except in the event that the Securities Depository or the County shall determine, at its option, to terminate the book-entry system described in this section. Payment of principal of, and interest on, the Series 2005C Bonds will be made by the Fiscal Agent to the Securities Depository which will in turn remit such payment of principal and interest to its Participants which will in turn remit such principal and interest to the Beneficial Owners of the Series 2005C Bonds until and unless the Securities Depository or the County elect to terminate the book entry system, whereupon the County shall deliver Bond certificates to the Beneficial Owners of the Series 2005C Bonds or their nominees. Bond certificates issued under this section may not be transferred or exchanged except as provided in this section.

(b) Upon the reduction of the principal amount of any maturity of Series 2005C Bonds, the registered Series 2005C Bondowner may make a notation of such redemption on the panel of the Series 2005C Bond, stating the amount so redeemed, or may return the Series 2005C

Bond to the County for exchange for a new Series 2005C Bond in a proper principal amount. Such notation, if made by the Series 2005C Bondowner, may be made for reference only, and may not be relied upon by any other person as being in any way determinative of the principal amount of such Series 2005C Bond outstanding, unless the Bond Registrar initialed the notation on the panel.

(c) Immediately upon delivery of the Series 2005C Bonds to the purchasers thereof on the delivery date, such purchasers shall deposit the Bond certificates representing all of the Series 2005C Bonds with the Securities Depository. The Securities Depository, or its nominee, will be the sole owner of the Series 2005C Bonds, and no investor or other party purchasing, selling or otherwise transferring ownership of any Series 2005C Bonds will receive, hold or deliver any Bond certificates as long as the Securities Depository holds the Series 2005C Bonds immobilized from circulation.

(d) The Series 2005C Bonds may not be transferred or exchanged except:

(1) To any successor of the Securities Depository (or its nominee) or any substitute depository (“Substitute Depository”) designated pursuant to (ii) below, provided that any successor of the Securities Depository or any Substitute Depository must be a qualified and registered “clearing agency” as provided in Section 17A of the Securities Exchange Act of 1934, as amended;

(2) To a Substitute Depository designated by or acceptable to the County upon (a) the determination by the Securities Depository that the Series 2005C Bonds shall no longer be eligible for depository services or (b) a determination by the County that the Securities Depository is no longer able to carry out its functions, provided that any such Substitute Depository must be qualified to act as such, as provided in subsection (1) above; or

(3) To those persons to whom transfer is requested in written transfer instructions in the event that:

(i) The Securities Depository shall resign or discontinue its services for the Series 2005C Bonds and, only if the County is unable to locate a qualified successor within two months following the resignation or determination of noneligibility, or

(ii) Upon a determination by the County that the continuation of the book entry system described herein, which precludes the issuance of certificates to any Series 2005C Bondowner other than the Securities Depository (or its nominee) is no longer in the best interest of the Beneficial Owners of the Series 2005C Bonds.

(e) The Depository Trust Company, New York, New York, is hereby appointed the Securities Depository for the Series 2005C Bonds.



Section 12. Compliance with Federal Tax Laws.

(a) The County represents and covenants that the Public Purpose financed by the Series 2005C Bonds and their ownership, management and use will not cause the Series 2005C Bonds to be “private activity bonds” within the meaning of Section 141 of the Code, and the County shall comply with the provisions of the Code to the extent necessary to maintain the tax-exempt status of the interest on the Series 2005C Bonds.

(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 Series 2005C Bonds, provided that in meeting such requirements the County will do so only to the extent consistent with the proceedings authorizing the Series 2005C Bonds and the laws of Wisconsin, and to the extent there is a reasonable period of time in which to comply.

Section 13. Rebate Fund. If necessary, the County shall establish and maintain, so long as the Series 2005C Bonds are outstanding, a separate account to be known as the “Rebate Fund” for the purpose of complying with the rebate requirements of Section 148(f) of the Code. The Rebate Fund is for the sole purpose of paying rebate to the United States of America, if any, on amounts of Series 2005C Bond proceeds held by the County. The County hereby covenants and agrees that it shall pay from the Rebate Fund the rebate amounts as determined herein to the United States of America.

The County may engage the services of accountants, attorneys, or other consultants necessary to assist it in determining rebate amounts. Amounts held in the Rebate Fund and the investment income therefrom are not pledged as security for the Series 2005C Bonds and may only be used to pay amounts to the United States. The County shall maintain or cause to be maintained records of such determinations until six (6) years after payment in full of the Series 2005C Bonds and shall make such records available upon reasonable request therefore.

Section 14. Defeasance. When all Series 2005C Bonds have been discharged, all pledges, covenants and other rights granted to the owners thereof by this Resolution shall cease. The County may discharge all Series 2005C Bonds due on any date by irrevocably depositing in escrow with a suitable bank or trust company a sum of cash and/or bonds or securities issued or guaranteed as to principal and interest of the U.S. Government, or of a commission, board or other instrumentality of the U.S. Government (“Government Obligations”), or of securities wholly and irrevocably secured as to principal and interest by Government Obligations and rated in the highest rating category of a nationally recognized rating service, maturing on the dates and bearing interest at the rates required to provide funds sufficient to pay when due the interest to accrue on each of said Series 2005C Bond to its maturity or, at the County’s option, if said Series 2005C Bond is prepayable to any prior date upon which it may be called for redemption, and to pay and redeem the principal amount of each such Series 2005C Bond at maturity, or at the County’s option, if said Series 2005C Bond is prepayable, at its earliest redemption date, with the premium required for such redemption, if any, provided that notice of the redemption of all prepayable Series 2005C Bonds on such date has been duly given or provided for.

Section 15. Resolution a Contract. The provisions of this Resolution shall constitute a contract between the County and the owner or owners of the Series 2005C Bonds, and after issuance of any of the Series 2005C Bonds no change or alteration of any kind in the provisions of this Resolution may be made, except as provided in Section 19 hereof, until all of the Series 2005C Bonds have been paid in full as to both principal and interest. The owner or owners of any of the Series 2005C Bonds shall have the right in addition to all other rights, by mandamus or other suit or action in any court of competent jurisdiction, to enforce such owner's or owners' rights against the County, the Governing Body thereof, and any and all officers and agents thereof including, but without limitation, the right to require the County, its Governing Body and any other authorized body, to fix and collect rates and charges fully adequate to carry out all of the provisions and agreements contained in this Resolution.

Section 16. General Authorizations. The Chairperson, County Clerk, Treasurer and Controller of the County and the appropriate deputies and officials of the County in accordance with their assigned responsibilities are hereby each authorized to execute, deliver, publish, file and record such other documents, instruments, notices and records and to take such other actions as shall be necessary or desirable to accomplish the purposes of this Resolution and to comply with and perform the obligations of the County under the Series 2005C Bonds. The execution or written approval of any document by the Chairperson, County Clerk, Treasurer, Director of Administration or Finance Director of the County herein authorized shall be conclusive evidence of the approval by the County of such document in accordance with the terms hereof.

In the event that said officers shall be unable by reason of death, disability, absence or vacancy of office to perform in timely fashion any of the duties specified herein (such as the execution of Series 2005C Bonds), such duties shall be performed by the officer or official succeeding to such duties in accordance with law and the rules of the County.

Any actions taken by the Chairperson, County Clerk, Treasurer, Director of Administration or Finance Director of the County consistent with this Resolution are hereby ratified and confirmed.

Section 17. Employment of Counsel. The County hereby employs the law firm of Whyte Hirschboeck Dudek S.C., Milwaukee, Wisconsin, pursuant to Section 67.10(7) of the Wisconsin Statutes, and directs the County Clerk of the County to certify to such law firm a copy of all proceedings preliminary to the issuance of the Series 2005C Bonds.

Section 18. Bank Qualified. The Series 2005C Bonds have been designated as "qualified tax-exempt obligations" pursuant to Section 265(b)(3) of the Code and in support of such designation, the County Clerk or other officer of the County charged with issuing the Bonds shall provide an appropriate certification of the County as of the date of delivery and payment for the Bonds.

Section 19. Amendment to Resolution. After the issuance of any of the Series 2005C Bonds, no change or alteration of any kind in the provisions of this Resolution may be made until all of the Series 2005C Bonds have been paid in full as to both principal and interest, or discharged as herein provided, except: (a) the County may, from to time, amend this Resolution

without the consent of any of the owners of the Series 2005C Bonds, but only to cure any ambiguity, administrative conflict, formal defect, or omission or procedural inconsistency of this Resolution; and (b) this Resolution may be amended, in any respect, with a written consent of the owners of not less than two-thirds (2/3) of the principal amount of the Series 2005C Bonds then outstanding; provided, however, that no amendment shall permit any change in the pledge of tax revenues of the County or the maturity of any Series 2005C Bond issued hereunder, or a reduction in the rate of interest on any Series 2005C Bond, or in the amount of the principal obligation thereof, or in the amount of the redemption premium payable in the case of redemption thereof, or change the terms upon which the Series 2005C Bonds may be redeemed or make any other modification in the terms of the payment of such principal or interest without the written consent of the owner of each such Series 2005C Bond to which the change is applicable.

Section 20. Illegal or Invalid Provisions. In case any one or more of the provisions of this Resolution or any of the Series 2005C Bonds shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provision of this Resolution or of the Series 2005C Bonds.

Section 21. Escrow Agent; Escrow Agreement; Escrow Account. Associated Trust Company, Green Bay, Wisconsin is hereby appointed as Escrow Agent for the County for the purpose of ensuring the payment of the principal of and interest on the 1998 Bonds maturing November 1, 2010 and thereafter.

The Chairperson and County Clerk are hereby authorized and directed to execute an Escrow Agreement substantially in the form of attached hereto as Exhibit F (the "Escrow Agreement") (such form may be modified by said officers prior to execution, the execution of such agreement by said officers to constitute full approval of the County of any such modifications), with the Escrow Agent, for the purpose of effecting the provisions of this Resolution.

The appropriate officers of the County are hereby authorized to enter into revised or supplemental escrow agreements from time to time and to pay expenses related thereto if entering into such agreements is in the best interests of the County, continues to provide for the timely payment of the 1998 Bonds, conforms to the requirements of the Escrow Agreement and does not alter the tax status of the interest on the Series 2005C Bonds or the 1998 Bonds.

Section 22. Redemption of the 1996 Bonds and the 1998 Bonds. The County hereby calls the 1996 Bonds for redemption on December 15, 2005, and hereby calls the 1998 Bonds maturing November 1, 2010 and thereafter for redemption on November 1, 2007. The County hereby directs the Fiscal Agent for the 1996 Bonds to cause a notice of redemption to be prepared and delivered promptly to The Depository Trust Company, New York, New York, a Notice of Redemption for all of the County's outstanding General Obligation Corporate Purpose Bonds, dated December 1, 1996, to be redeemed on December 15, 2005. The County hereby directs the Escrow Agent to cause a notice of redemption, in substantially the form attached to the Escrow Agreement, to be provided at the times and in the manner provided therein.

Section 23. Payment of the Bonds; Fiscal Agent. The principal of and interest on the Bonds shall be paid by Associated Trust Company, National Association, Green Bay, Wisconsin, which is hereby appointed as the County's registrar and fiscal agent pursuant to the provisions of Section 67.10(2), Wisconsin Statutes (the "Fiscal Agent"). The Fiscal Agency Agreement between the County and the Fiscal Agent shall be substantially in the form attached hereto as Exhibit E and incorporated herein by this reference.

Section 24. Conflicting Resolutions. All ordinances, resolutions, or orders, or parts thereof heretofore enacted, adopted or entered, in conflict with the provisions of this Resolution, are hereby repealed and this Resolution shall be in effect from and after its passage.

Adopted: November 14, 2005.

Approved by:

\_\_\_\_\_  
Carol Kelso  
Brown County Executive

Date Signed: \_\_\_\_\_

EXHIBIT A

OFFICIAL NOTICE OF SALE

\$5,095,000\*

BROWN COUNTY, WISCONSIN  
GENERAL OBLIGATION REFUNDING BONDS, SERIES 2005C  
DATED: DECEMBER 15, 2005

SEALED BIDS will be received by the County Clerk, Brown County, Wisconsin for all but no part of its \$5,095,000\* General Obligation Refunding Bonds, Series 2005C (the "Bonds"), in the office of Robert W. Baird & Co. Incorporated, Public Finance Dept., 17th Floor, 777 East Wisconsin Avenue, Milwaukee, WI 53202, the County's financial advisor, until 10:00 a.m. (Central Time) on:

November 14, 2005

at which time the bids will be publicly opened and read. The bids should be directed to the County Clerk and plainly marked "Bid for Bonds". Bids may be faxed to Robert W. Baird & Co. Incorporated at (414) 298-7354, or submitted electronically via PARITY, as described below, as long as the good faith check, required below, has been received by the County or its Financial Advisor at or before the time of opening of the bids or the bidder complies with the financial surety bond provisions discussed below. A meeting of

the County Board will be held on November 14, 2005 for the purpose of taking action on such bids as may be received.

The Bonds will be dated December 15, 2005, and will mature on November 1 of each year, in the years and principal amounts as follows:

<u>Year</u>	<u>Amount*</u>	<u>Year</u>	<u>Amount*</u>
2006	\$655,000	2010	\$1,000,000
2007	370,000	2011	1,005,000
2008	365,000	2012	660,000
2009	370,000	2013	670,000

Interest is payable commencing on May 1, 2006 and semi-annually thereafter on November 1 and May 1 of each year.

Bids for the Bonds may contain a maturity schedule providing for a combination of serial bonds and term bonds. All term bonds shall be subject to mandatory sinking fund redemption and must conform to the maturity schedule set forth above at a price of par plus accrued interest to the date of redemption.

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~~\*Preliminary, subject to change.~~

The Bonds are not subject to call and prior redemption at the option of the County.

The Bonds will be issued as fully registered bonds without coupons and, when issued, will be registered only in the name of CEDE & CO., as nominee for The Depository Trust Company, New York, New York ("DTC"). DTC will act as securities depository of the Bonds. A single Bond certificate for each maturity will be issued to DTC and immobilized in its custody. Individual purchases will be made in book-entry form only pursuant to the rules and procedures established between DTC and its participants, in the principal amount of \$5,000 and integral multiples thereof. Individual purchasers will not receive certificates evidencing their ownership of the Bonds purchased. The successful bidder shall be required to deposit the Bond certificates with DTC as a condition to delivery of the Bonds. Associated Trust Company, National Association, Green Bay, Wisconsin will act as the paying agent and will make payments of principal and interest on the Bonds on the dates set forth above, to DTC or its nominee as paying agent of the Bonds in next-day funds. Transfer of said payments to participants of DTC will be the responsibility of DTC; transfer of said payments to beneficial owners by DTC participants will be the responsibility of such participants and other nominees of beneficial owners all as required by DTC rules and procedures. No assurance can be given by the County that DTC, its participants and other nominees of beneficial owners will make prompt transfer of said payments as required by DTC rules and procedures.

The County assumes no liability for failures of DTC, its participants or other nominees to promptly transfer said payments to beneficial owners of the Bonds.

In the event that the securities depository relationship with DTC for the Bonds is terminated and the County Board does not appoint a successor depository, the County Board will prepare, authenticate and deliver, at its expense, fully registered certificate Bonds in the denominations of \$5,000 or any integral multiple thereof in the aggregate principal amount of Bonds of the same interest rate or rates then outstanding to the beneficial owners of the Bonds.

The Bonds are general obligations of the County. The principal of and interest on the Bonds will be payable from ad valorem taxes, which shall be levied without limitation as to rate or amount upon all of the taxable property located in the County. The Bonds shall be issued for the purpose of current and advance refunding certain outstanding obligations of the County.

The County will designate the Bonds as “qualified tax-exempt obligations” under the provisions of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended.

Electronic bids may be submitted via PARITY, in accordance with this Notice of Sale within a one hour period prior to the time of sale, but no bids will be received after the time established above for the opening of bids. If any provisions in this Notice conflict with any instructions or directions set forth in PARITY, this Notice of Sale shall control. The normal fee for use of PARITY may be obtained from PARITY, and such fee shall be the responsibility of the bidder. For further information about PARITY, potential bidders may contact ROBERT W. BAIRD & CO. INCORPORATED, 17th Floor, 777 East Wisconsin Avenue, Milwaukee, Wisconsin 53202 or PARITY, c/o i-Deal LLC, 1359 Broadway, 2nd Floor, New York, New York 10018, telephone (212) 849-5021. The County and Robert W. Baird & Co. Incorporated assume no responsibility or liability for bids submitted through PARITY.

For information purposes only, bidders are requested to state in their electronic bids the true interest cost to the County, as described in this Official Notice of Sale and in the written form of Official Bid Form. All electronic bids shall be deemed to incorporate the provisions of this Official Notice of Sale and the form of Official Bid Form.

Bids will be received on an interest rate basis in integral multiples of One-Twentieth (1/20) or One-Eighth (1/8) of One Percent (1%). Any number of interest rates may be bid but the spread between the highest and lowest interest rates shall not exceed Two Percent (2%). All Bonds of the same maturity shall bear the same interest rate. No bid for less than \$5,015,000 or One Hundred Percent (100%) (a par bid) of the principal amount of the Bonds plus accrued interest to the date of delivery will be considered. No bid for more than \$5,196,900 or One Hundred Two Percent (102%) of the principal amount of the Bonds plus accrued interest to the date of delivery will be considered. The

Bonds shall be awarded to a responsible bidder whose proposal results in the lowest true interest cost to the County (the "Purchaser").

A Good Faith Deposit ("Deposit") in the form of a certified check or cashier's check or a Financial Surety Bond payable to the County Treasurer in the amount of One Hundred and One Thousand Nine Hundred Dollars (\$101,900) is required for each bid to be considered. If a check is used, it must accompany each bid. If a Financial Surety Bond is used, it must be from an insurance company licensed to issue such a bond in the State of Wisconsin, and such bond must be submitted to the County or its Financial Advisor prior to the opening of the bids. The Financial Surety Bond must identify each bidder whose Deposit is guaranteed by such Financial Surety Bond. If the Purchaser utilizes a Financial Surety Bond, the Purchaser is required to submit its Deposit to the County or its Financial Advisor in the form of a cashier's check (or wire transfer such amount as instructed by the County or its Financial Advisor) not later than 3:30 pm. on the next business day following the award. If such Deposit is not received by that time, the Financial Surety Bond may be drawn by the County to satisfy the Deposit requirement. No interest on the Deposit will accrue to the Purchaser. The Deposit will be applied to the purchase price of the Bonds. In the event the Purchaser fails to honor its accepted bid, the Deposit will be retained by the County. After the award is made to the Purchaser, the deposits of the unsuccessful bidders will be returned forthwith.

The County has applied for a rating on the Bonds from Moody's Investors Service and will pay the costs associated with obtaining such rating. If the Bonds qualify for insurance, the purchase of any such insurance policy shall be at the sole option and expense of the Purchaser. Any increased costs of issuance of the Bonds resulting from such purchase of insurance shall be paid by the Purchaser, except that, if the County has requested and received a rating on the Bonds from a rating agency, the County will pay that rating fee. Any other rating agency fees shall be the responsibility of the Purchaser.

The Bonds shall be delivered in typewritten form, one Bond per maturity, to the Depository Trust Company, securities depository of the Bonds for the establishment of book-entry accounts at the direction of the successful bidder, within approximately forty-five (45) days after the award. Payment at the time of delivery must be made in federal or other immediately available funds. In the event delivery is not made within sixty (60) days after the date of the sale of the Bonds, the successful bidder may, prior to tender of the Bonds, at its option, be relieved of its obligation under the contract to purchase the Bonds and its good faith check shall be returned, but no interest shall be allowed thereon.

The successful bidder will be furnished without cost, the unqualified approving legal opinion of Whyte Hirschboeck Dudek S.C. of Milwaukee, Wisconsin, Bond Counsel. A transcript of the proceedings relative to the issuance of the Bonds (including a No-litigation Certificate and a Continuing Disclosure Certificate) shall be furnished to the successful bidder without cost. CUSIP numbers will appear on the typewritten Bonds. The successful bidder will be responsible for the cost of obtaining CUSIP numbers.

Simultaneously with or before delivery of the Bonds, the successful bidder shall furnish to the County a certificate, made on the best knowledge, information and belief of the successful bidder, acceptable to bond counsel, stating the initial reoffering prices to the public of each maturity of the Bonds and further stating that a substantial amount of the Bonds was sold to the public or final purchasers thereof (not including bond houses and brokers or similar persons or organizations acting in the capacity of underwriters or wholesalers) at or below such initial reoffering prices together with such other information as may be required by the County to enable it to determine the "issue price" of the Bonds awarded to such bidder as defined in Section 1274 of the Internal Revenue Code of 1986.

Upon the sale of the Bonds, the County will publish a Final Official Statement in substantially the same form as the Preliminary Official Statement. Promptly after the sale date, but in no event later than seven business days after such date, the County will provide the successful bidder (i.e., the sole underwriter or the senior managing underwriter of the syndicate to which the Bonds are awarded) 50 copies of the Final Official Statement without cost.

In order to assist bidders in complying with S.E.C. Rule 15c2-12(b)(5), the County will undertake, pursuant to the Award Resolution and a Continuing Disclosure Certificate, to provide annual reports and notices of certain events. A description of this undertaking is set forth in the Preliminary Official Statement and will also be set forth in the Final Official Statement.

The County shall designate the successful bidder as its agent for purposes of distributing copies of the Final Official Statement to each Participating Underwriter, if any. Each underwriter executing and delivering an Official Bid Form with respect to the Bonds agrees thereby that if its bid is accepted by the County (i) it shall accept such designation and (ii) it shall enter into a contractual relationship with all Participating Underwriters of the Bonds, if any, for purposes of assuring the receipt by each such Participating Underwriter of the Final Official Statement.

The successful bidder agrees to supply to the County all necessary pricing information and any Participating Underwriter identification necessary to complete the Final Official Statement within 24 hours after the award of the Bonds. Additional copies of the Final Official Statement may be purchased from Robert W. Baird & Co. Incorporated up to three months following the sale of the Bonds.

The County Board reserves the right to reject any and all bids and to waive any and all irregularities.

The internet address for the Preliminary Official Statement is: <http://www.bairdbondsales.com>. Copies of the Preliminary Official Statement and additional information may be obtained by addressing inquiries to: ROBERT W. BAIRD & CO.



INCORPORATED, 777 East Wisconsin Avenue, 17th Floor, Milwaukee, Wisconsin, 53202,  
Attention: Ann Karczewski (414) 765-3827 or:

Cynthia Archer  
Director of Administration  
Brown County  
305 East Walnut Street  
Green Bay, WI 54301-5027  
(920) 448-4037

EXHIBIT B

Summary of Bids

EXHIBIT C

Winning Bid

EXHIBIT D

FORM OF SERIES 2005C BOND

REGISTERED  
NO. R- \_\_\_\_\_

UNITED STATES OF AMERICA  
STATE OF WISCONSIN

REGISTERED  
\$ \_\_\_\_\_

BROWN COUNTY, WISCONSIN,  
GENERAL OBLIGATION REFUNDING BOND, SERIES 2005C

Interest			Principal	
<u>Rate</u>	<u>Maturity Date</u>	<u>Dated Date</u>	<u>Amount</u>	<u>CUSIP</u>
_____ %	November 1, _____	December 15, 2005	\$ _____	_____

FOR VALUE RECEIVED, Brown County, Wisconsin, promises to pay to Cede & Co., or registered assigns, the principal amount specified above on the maturity date specified above, together with interest thereon from the Dated Date or the most recent payment date to which interest has been paid, unless the date of registration of this Series 2005C Bond is after the 15th day of the calendar month immediately preceding an interest payment date, in which case interest will be paid from such interest payment date, at the rate per annum specified above, such interest

being payable commencing on May 1, 2006 and semi-annually thereafter on November 1 and May 1 of each year.

The Series 2005C Bonds of this issue shall not be subject to call and payment prior to maturity, except as follows:

The Series 2005C Bonds are not subject to redemption prior to maturity.

Both principal hereof and interest hereon are hereby made payable to the registered owner in lawful money of the United States of America by Associate Trust Company, National Association, Green Bay, Wisconsin the fiscal agent appointed by the County pursuant to the provisions of Section 67.10(2), Wisconsin Statutes, to act as bond registrar and paying agent (the "Bond Registrar"). For the prompt payment of this Series 2005C Bond with interest thereon as aforesaid, and the levying and collection of taxes sufficient for that purpose, the full faith, credit and resources of the County are hereby irrevocably pledged. The principal of this Series 2005C Bond shall be payable only upon presentation and surrender of this Series 2005C Bond to the Fiscal Agent at the principal office of the Fiscal Agent. Interest hereon shall be payable by check or draft dated as of the applicable interest payment date and mailed from the office of the Bond Registrar to the person in whose name this Series 2005C Bond is registered at the close of business on the 15th day of the calendar month next preceding each interest payment date.

This Series 2005C Bond is transferable only upon the books of the County kept for that purpose by the at the office of the Bond Registrar, by the registered owner in person or his duly authorized attorney, upon surrender of this Series 2005C Bond together with a written instrument of transfer (which may be endorsed hereon) satisfactory to the Fiscal Agent duly executed by the registered owner or his duly authorized attorney. Thereupon a new Series 2005C Bond of the same aggregate principal amount, series and maturity shall be issued to the transferee in exchange therefore. The County may deem and treat the person in whose name this Series 2005C Bond is registered as the absolute owner hereof for the purpose of receiving payment of or on account of the principal or interest hereof and for all other purposes. The Series 2005C Bonds are issuable solely as negotiable, fully registered Series 2005C Bonds without coupons in authorized denominations of \$5,000 or any whole multiple thereof.

This Series 2005C Bond is one of an issue aggregating \$5,015,000 issued pursuant to the provisions of Chapter 67 of the Wisconsin Statutes, for public purposes, including but not limited to financing general obligation refunding bonds and issuance expenses. This Series 2005C Bond is authorized by a resolution of the County Board of Supervisors of the County, duly adopted by said County Board of Supervisors at its meeting duly convened on November 14, 2005, which resolution is recorded in the official book of its minutes for said date.

It is hereby certified and recited that all conditions, things and acts required by law to exist or to be done prior to and in connection with the issuance of this Series 2005C Bond have been done, have existed and have been performed in due form and time; that the aggregate indebtedness of the County, including this Series 2005C Bond and others authorized simultaneously herewith, does not exceed any limitations imposed by law or the Constitution of

the State of Wisconsin; and that the County has levied a direct, annual irrevocable tax sufficient to pay this Series 2005C Bond, together with interest thereon when and as payable.

No delay or omission on the part of the owner hereof to exercise any right hereunder shall impair such right or be considered as a waiver thereof or as a waiver of or acquiescence in any default hereunder.

IN WITNESS WHEREOF, the County Board of Supervisors of Brown County, Wisconsin, has caused this Series 2005C Bond to be signed on behalf of said County by its duly qualified and acting Chairperson and County Clerk, and its official or corporate seal to be impressed hereon, all as of the date of original issue specified above.

BROWN COUNTY, WISCONSIN

[SEAL]

By: \_\_\_\_\_  
Patrick W. Moynihan, Jr., Chairperson

Attest:: \_\_\_\_\_  
Darlene K. Marcelle, County Clerk

[FORM OF ASSIGNMENT]

FOR VALUE RECEIVED the undersigned hereby sells, assigns and transfers unto

\_\_\_\_\_  
(Please print or typewrite name and address,  
including zip code, of Assignee)

\_\_\_\_\_  
(Please print or typewrite Social Security or  
other identifying number of Assignee)

the within Series 2005C Bond and all rights thereunder, hereby irrevocably constituting and appointing

\_\_\_\_\_  
(Please print or typewrite name of Attorney)

attorney to transfer said Series 2005C Bond on the books kept for the registration thereof with full power of substitution in the premises.

Dated: \_\_\_\_\_.

NOTICE: The signature to this assignment must correspond with the name as it appears upon the face of the within Series 2005C Bond in every particular without alteration or enlargement or any change whatever.

Signature(s) guaranteed by: \_\_\_\_\_

EXHIBIT E

FISCAL AGENCY AGREEMENT

THIS AGREEMENT is made and entered into the \_\_\_\_ day of December, 2005, by and between Brown County, Wisconsin (the "County"), and Associated Trust Company, National Association, Green Bay, Wisconsin (the "Agent").

WITNESSETH:

WHEREAS, the County has authorized the borrowing of the sum of FIVE MILLION FIFTEEN THOUSAND DOLLARS (\$5,015,000) pursuant to Section 67.05, Wisconsin Statutes, and resolutions adopted by the County Board on October 19, 2005 and November 14, 2005 and has authorized the issuance and sale of \$5,015,000 principal amount of general obligation refunding bonds to evidence such indebtedness (the "Obligations"). The Obligations shall be designated "General Obligation Refunding Bonds, Series 2005C"; shall be dated December 15, 2005; shall bear interest at the rates set forth below; and shall mature on November 1 of each year, in the years and principal amounts as follows:

<u>Year</u>	<u>Principal Amount</u>	<u>Interest Rate</u>
2006	\$	___.___%
2007		___.___%
2008		___.___%
2009		___.___%
2010		___.___%
2011		___.___%
2012		___.___%
2013		___.___%

Interest shall be payable commencing on May 1, 2006 and semi-annually thereafter on November 1 and May 1 of each year until the principal of the Obligations is paid in full or discharged;

WHEREAS, the County is issuing the Obligations in registered form pursuant to Section 149 of the Internal Revenue Code of 1986, as amended, and any applicable income tax regulations; and,

WHEREAS, pursuant to the aforesaid resolution or resolutions and Section 67.10(2), Wisconsin Statutes, the County Board of the County has authorized the appointment of the Agent as Fiscal Agent of the County for the purpose of performing any or all of the following functions with respect to the Obligations: paying the principal of and interest on the Obligations; accounting for such payments; registering, authenticating, transferring, and canceling the Obligations; and maintaining a registration book in addition to other applicable responsibilities all in accordance with the provisions of Section 67.10(2), Wisconsin Statutes.

NOW, THEREFORE, the County and the Agent do hereby agree as follows:

#### APPOINTMENT

The Agent is hereby appointed Fiscal Agent of the County with respect to the Obligations for the purpose of performing such of the responsibilities stated in Section 67.10(2)(a), Wisconsin Statutes, as are delegated herein or as may be otherwise specifically delegated in writing to the Fiscal Agent by the County.

#### INVESTMENT RESPONSIBILITY

The Fiscal Agent shall not be under any obligation to invest funds held for the payment of interest or principal on the Obligations.

#### PAYMENTS

At least one (1) business day before each semi-annual interest payment date (commencing with the first interest payment date and continuing thereafter until the principal of and interest on the Obligations should have been fully paid or prepaid in accordance with their terms) the County agrees to and shall pay to the Fiscal Agent, in immediately available funds, a sum equal to the amount payable as principal of and the premium, if any, and interest on the Obligations on such semi-annual interest payment date. Said semi-annual interest and/or principal payment dates and amounts are set forth in Exhibit A-1 which is attached hereto and incorporated herein by this reference.

#### CANCELLATION

In every case of the surrender of any Obligation for the purpose of payment, the Fiscal Agent shall cancel and destroy the same and deliver to the County a certificate regarding such cancellation, setting forth an accurate description of the Obligation, specifying its number, date, purpose, amount, rate of interest, and payment date and stating the date and amount of each payment of principal or interest thereon. The Fiscal Agent shall also cancel and destroy Obligations presented for transfer or exchange and deliver a certificate with respect to such

transfer or exchange to the County. The Fiscal Agent shall be permitted to microfilm, or otherwise photocopy and record said canceled Obligations.

#### REGISTRATION BOOK

Fiscal Agent shall maintain in the name of the County a Registration Book containing the names and addresses of all registered owners of the Obligations. The Fiscal Agent shall keep confidential said information in accordance with applicable banking and governmental regulations.

#### INTEREST PAYMENT

Payment of each installment of interest shall be made to the registered owner who shall appear on the Registration Book at the close of business on the 15th day of the calendar month next preceding the interest payment date and shall be paid by check or draft of the Fiscal Agent mailed to such registered owner at his address as it appears in such Registration Book or at such other address as may be furnished in writing by such registered owner to the Fiscal Agent.

#### PAYMENT OF PRINCIPAL

Principal shall be paid to the registered owner of an Obligation upon surrender of the Obligation on or after its maturity or redemption date.

#### REDEMPTION NOTICE

In the event the County exercises its option to redeem the Obligations prior to maturity, as long as the Obligations are in book-entry-only form, the County shall direct the Fiscal Agent to give official notice of the redemption by mailing a notice by registered or certified mail, or overnight express delivery, to the Depository not less than thirty (30) days nor more than sixty (60) days prior to the redemption date. If less than all the Obligations of a maturity are to be called for redemption, the Obligations of such maturity to be redeemed will be selected by lot. Such notice will include but not be limited to the following: the designation, date and maturities of the Obligations called for redemption, CUSIP numbers, and the date of redemption. Any notice mailed as provided herein shall be conclusively presumed to have been duly given, whether or not the Depository receives the notice. The Obligations shall cease to bear interest on the specified redemption date, provided that federal or other immediately available funds sufficient for such redemption are on deposit at the office of the Depository at that time. Upon such deposit of funds for redemption the Obligations shall no longer be deemed to be outstanding.

#### UTILIZATION OF THE DEPOSITORY TRUST COMPANY

The Depository Trust Company's Book-Entry-Only system is to be utilized for the Obligations. The Fiscal Agent agrees to comply with the provisions of the attached Blanket Issuer Letter of Representation which has been executed and delivered to The Depository Trust Company by the County.

## TRANSFER AND EXCHANGE OF OBLIGATIONS

The Fiscal Agent shall transfer Obligations upon presentation of a written assignment duly executed by the registered owner or by such owner's duly authorized legal representative. Upon such transfer, a new registered Obligation of authorized denomination or denominations in the same aggregate principal amount shall be issued to the transferee in exchange thereof, and the name of such transferee shall be entered as the new registered owner in the Registration Book. Upon request of the registered owner, the Fiscal Agent shall exchange Obligations of the issue for a like aggregate principal amount of Obligations of the same maturity in authorized whole integral multiples of \$5,000.

The Obligations shall be numbered 1 and upward. Upon any transfer or exchange, the Obligation or Obligations issued shall bear the next highest consecutive unused number or numbers.

## STATEMENTS

The Fiscal Agent shall furnish the County with an accounting of payments received and made and funds on hand annually.

## FEES

The County agrees to pay the Fiscal Agent fees in accordance with the fee schedule provided by the Fiscal Agent which is attached hereto as Exhibit B-I and incorporated herein by this reference until the final principal payment (or redemption date in the event the County exercises its option, if any, to redeem the Obligations). Such fees are payable on the dates principal is due or pursuant to statements provided to the County by the Fiscal Agent. In the event the County exercises its option, if any, to redeem the Obligations, the Fiscal Agent shall be reimbursed for mailing costs related therewith.

## MISCELLANEOUS

Nonpresentment of Checks. In the event the check or draft mailed by the Fiscal Agent to the registered owner is not presented for payment within six years of its date, then the monies representing such nonpayment shall be returned to the County or to such board, officer or body as may then be entitled by law to receive the same, together with the name of the registered owner of the Obligation and the last mailing address of record. Thereafter, the Fiscal Agent shall not be responsible for the payment of such check or draft.

Resignations; Successor Fiscal Agent Fiscal Agent may at any time resign by giving not less than sixty days written notice to County. Upon receiving such notice of resignation, the County shall promptly appoint a successor Fiscal Agent by an instrument in writing executed by order of its governing body. If no successor Fiscal Agent shall have been so appointed and have accepted appointment within sixty days after such notice of resignation, the resigning Fiscal Agent may petition any court of competent jurisdiction for the appointment of a successor fiscal agent. Such court may thereupon, after such notice, if any, as it may deem proper and prescribes, appoint a successor fiscal agent.

Any successor fiscal agent shall be qualified to act pursuant to Section 67.10(2), Wisconsin Statutes, as amended.

Any successor fiscal agent shall execute, acknowledge and deliver to the County and to its predecessor fiscal agent an instrument accepting such appointment hereunder, and thereupon the resignation of the predecessor fiscal agent shall become effective and such successor fiscal agent, without any further act, deed or conveyance, shall become vested with all the rights, powers, trusts, duties and obligations of its predecessor, with like effect as if originally named as fiscal agent herein; but nevertheless, on written request of County, or on the request of the successor, the fiscal agent ceasing to act shall execute and deliver an instrument transferring to such successor fiscal agent, all the rights, powers, and trusts of the fiscal agent so ceasing to act. Upon the request of any such successor fiscal agent, the County shall execute any and all instruments in writing for more fully and certainly vesting in and confirming to such successor fiscal agent all such rights, powers and duties. Any predecessor fiscal agent shall pay over to its successor fiscal agent any funds of the County.

TerminationThis Agreement shall terminate six years after the last principal payment on the Obligations is due whether by maturity or earlier redemption or the final discharge of the County's responsibilities for payment of the Obligations, whichever is later. The parties realize that any funds hereunder as shall remain upon termination shall be turned over to the County after deduction of any unpaid fees and disbursements of Fiscal Agent. Termination of this Agreement shall not, of itself, have any effect on County's obligation to pay the outstanding Obligations in full in accordance with the terms thereof.

ExecutionThis Agreement shall be executed on behalf of the County and the Agent by their duly authorized officers. This Agreement may be executed in several counter-parts, each of which shall be an original and all of which shall constitute but one and the same agreement.

IN WITNESS WHEREOF, the parties have executed this Agreement, being duly authorized so to do, each in the manner most appropriate to it, on the date first above written.

SIGNATURE PAGE TO THE FISCAL AGENCY AGREEMENT

BROWN COUNTY, WISCONSIN

By:

\_\_\_\_\_  
Patrick W. Moynihan, Jr.  
County Board Chairperson

(SEAL)

And:

\_\_\_\_\_  
Darlene K. Marcelle,  
County Clerk



SIGNATURE PAGE TO THE FISCAL AGENCY AGREEMENT

ASSOCIATED TRUST COMPANY,  
NATIONAL ASSOCIATION  
GREEN BAY, WISCONSIN

By: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(SEAL)

And: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

EXHIBIT F

ESCROW AGREEMENT

THIS ESCROW AGREEMENT (the “Agreement”), dated as of December 15, 2005, is by and between Brown County, Wisconsin (the “County”), and Associated Trust Company, National Association, Green Bay, Wisconsin, as Escrow Agent (the “Escrow Agent”).

WITNESSETH:

WHEREAS, the County issued \$7,500,000 aggregate principal amount of its General Obligation County Jail Bonds, dated May 1, 1998 (the “1998 Bonds”), pursuant to the County’s Resolution adopted May \_\_, 1998 (the “1998 Bond Resolution”); and

WHEREAS, the County has determined to refund the outstanding 1998 Bonds maturing on November 1, 2010 through 2013(the “Refunded Obligations”) from the proceeds of the County’s General Obligation Refunding Bonds, Series 2005C; and

WHEREAS, Associated Trust Company, National Association is acting as registrar and paying agent (the “Fiscal Agent”) with respect to the Refunded Obligations; and

WHEREAS, the County has determined to provide for payment of the Escrow Requirement (as hereinafter defined) by depositing with the Escrow Agent pursuant to the provisions hereof, from any available funds of the County, an Escrow Fund (as hereinafter defined) which will be used to purchase State and Local Government Series in such aggregate face amounts bearing interest at such rates and maturities or callable at the option of the owners thereof on such dates as shall be sufficient, together with investment earnings thereon, to pay the Escrow Requirement as it shall become due; and

WHEREAS, the County has determined that the amount on deposit from time to time in the Escrow Fund together with the earnings to accrue thereon, will be sufficient to pay the Escrow Requirement;

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, the parties hereto agree as follows:

Section 1. Definitions. As used herein, the following terms mean:

“Agreement” means this Escrow Agreement.

“Debt Service” means, on any date, the principal of and interest on the Refunded Obligations coming due as shown on Exhibit A attached hereto.

“Depository” means each of the following:

- (a) The Depository Trust Company  
Attn: Municipal Reorganization Manager  
Call Notification Department  
711 Stewart Avenue  
Garden City, NY 11530
- (b) Midwest Securities Trust Company  
Capital Structures - Call Notification  
440 South LaSalle Street  
Chicago, IL 60605
- (c) Philadelphia Depository Trust Company  
Attn: Bond Department  
1900 Market Street  
Philadelphia, PA 19103

“Escrow Fund” means the account established and held by the Escrow Agent pursuant to this Agreement, in which cash and investments will be held for payment of the Refunded Obligations.

“Escrow Obligations” means cash and U.S. Treasury Securities - State and Local Government Series as set forth on Exhibit B attached hereto.

“Escrow Requirement” means, as of any date of calculation, an amount which will be sufficient to pay, as the installments become due, the Debt Service.

“Fiscal Agent” means Associated Trust Company, National Association.

“Government Obligations” means direct obligations of or obligations the principal of and interest on which are guaranteed by the United States Government and are noncallable.

“Information Services” shall mean an institution or other service providing information with respect to called bonds, which shall include the following:

Bloomberg Municipal Repository  
P.O. Box 840  
100 Business Park Drive  
Princeton, NJ 08542-0840  
Telephone: (609) 279-3225  
Fax: (609) 279-5962 or 1-800-395-9403  
E-Mail: [munis@bloomberg.com](mailto:munis@bloomberg.com)  
<http://www.bloomberg.com>

Federal Express address:  
Bloomberg Business Park  
100 Business Park Drive  
Skillman, NJ 08558

Standard and Poor’s NRMSIR  
Attn: Repository  
55 Water Street, 45th Floor  
New York, NY 10041  
Telephone: (212) 438-4595  
Fax: (212) 438-3975  
E-Mail: [nrmsir\\_repository@sandp.com](mailto:nrmsir_repository@sandp.com)  
<http://www.standardandpoors.com>

FT Interactive Data  
Attn: Repository  
100 William Street  
New York, NY 10038  
Telephone: (212) 771-6999; (800) 689-8466  
Fax: (212) 771-7390  
E-Mail: [nrmsir@intreactivedata.com](mailto:nrmsir@intreactivedata.com)  
<http://www.interactivedata.com>

DPC Data Inc.  
One Executive Drive  
Fort Lee, NJ 07024  
Telephone: (201) 346-0701  
Fax: (201) 947-0107  
E-Mail: [nrmsir@dpcdata.com](mailto:nrmsir@dpcdata.com)

In accordance with then current guidelines of the Securities and Exchange Commission or other appropriate regulatory body, the County shall designate in a Certificate such other addresses and/or such other services providing information with respect to called bonds, or no such services.

“Fiscal Agent” means Associated Trust Company, National Association.

“Refunded Obligations” means the outstanding 1998 Bonds maturing November 1, 2010 through 2013, as to which the current Debt Service is set forth on Exhibit A attached hereto.

“Resolution” means the 1998 Bond Resolution.

“Verification Agent” means Grant Thornton LLP, Minneapolis, Minnesota, certified public accountants.

Section 2. Deposit of Funds.

(a) Pursuant to the provisions of the Resolutions, the County shall cause to be deposited with the Escrow Agent, as Escrow Agent, into the Escrow Fund, cash in the amount of \$ \_\_\_\_\_ and SLGS in the amount of \$ \_\_\_\_\_ (the “Escrow Deposit”). The Escrow Agent without further authorization shall use the Escrow Deposit to purchase the Escrow Obligations (set forth on Exhibit B) which, when applied pursuant to Section 4 below, will at least provide for the Escrow Requirement as of the date of such delivery.

(b) The County represents and warrants that the Escrow Obligations, if held, invested and disposed of by the Escrow Agent in accordance with the provisions of this Agreement, will be sufficient to make the payments set forth on Exhibit A. If at any time the Escrow Obligations shall be insufficient to pay the current Debt Service as set forth on Exhibit A, then the Escrow Agent shall promptly notify the County and the Fiscal Agent of such deficiency, and the County shall promptly deposit cash or Escrow Obligations with the Escrow Agent sufficient to meet the Escrow Requirement. The Refunded Obligations shall remain the obligation of the County, limited as provided therein, until redeemed as provided herein. Upon final disbursement for the payment of the Refunded Obligations, the Escrow Agent shall transfer any balance (whether cash or securities) remaining in the Escrow Fund to the County and thereupon this Agreement shall terminate.

Section 3. Acceptance of Escrow. The Escrow Agent acknowledges receipt of the Escrow Deposit hereunder and accepts the responsibilities imposed on it, as Escrow Agent, by this Agreement. The Escrow Deposit shall be applied by the Escrow Agent to the purchase of the Escrow Obligations.

Section 4. Use and Investment of Funds. The Escrow Agent agrees:

(a) to hold the Escrow Obligations, together with all investments and interest thereon and profits therefrom, at all times in an irrevocable escrow during the term of this Agreement as a separate trust account wholly segregated from all other funds held by the Escrow Agent in any capacity, and to make disbursements from the Escrow Fund only in accordance with the provisions of this Agreement;

(b) to deposit in the Escrow Fund, as received, the receipts of maturing principal of and interest on the Escrow Obligations in the Escrow Fund;

(c) to pay Debt Service on Refunded Obligations, as set forth in Section 6 hereof;

(d) to reinvest to the extent practicable in Government Obligations, upon receipt thereof, any maturing principal and interest of such Escrow Obligations; any earnings from the

investment of Escrow Obligations in excess of the amounts necessary to pay Debt Service on the Refunded Obligations shall remain in the Escrow Fund; and

(e) in the event the Escrow Agent is unable or fails to account for any property held hereunder, such property shall be and remain the property of the County and if, for any reason, such property cannot be identified, all other assets or Escrow Agent shall be impressed with a trust for the amount thereof and the County shall be entitled to the preferred claim upon such assets enjoyed by any trust beneficiary; property held by Escrow Agent hereunder shall not be deemed to be a banking deposit of the County, and Escrow Agent shall have no right or title with respect thereto (including any right of set-off) and the County shall have no right of withdrawal thereof.

Section 5. Payment of Refunded Obligations.

(a) The Escrow Agent shall pay, in immediately available funds, to the Fiscal Agent for the Refunded Obligations, from the cash on hand in the Escrow Fund, a sum sufficient to pay the Debt Service for the Refunded Obligations coming due, as shown on Exhibit A.

(b) The owners of the Refunded Obligations shall have an express first lien on the cash and Escrow Obligations in the Escrow Fund until such funds and Escrow Obligations are used and applied as provided in this Agreement.

(c) If any of the Refunded Obligations called for redemption shall not be paid upon surrender thereof for redemption, then such unpaid Refunded Obligations shall, to the extent lawful, bear interest from the scheduled redemption date to the date of payment at the rate borne by such Refunded Obligations.

(d) The County agrees that it will promptly and without delay remit to the Escrow Agent, within two days after receipt of the Escrow Agent's written request, such additional sum or sums of money as may be necessary to assure the timely payment of principal of and interest on the Refunded Obligations.

Section 6. Redemption; Notice of Redemption.

(a) The County, in accordance with the Resolutions, hereby irrevocably designates the Refunded Obligations for redemption on the earliest call dates (the "Redemption Dates"). The designation for redemption shall be, and is hereby declared to be, irrevocable upon the execution and delivery of this Agreement.

(b) The Escrow Agent, without any further authorization or direction, shall provide a notice of the redemption of any of said Refunded Obligations to be given to the Fiscal Agent for such Refunded Obligations at such time as to permit such notice to be sent to each Information Service and Depository.

(c) The Escrow Agent shall also cause notice of the redemption of any of said Refunded Obligations also to be mailed by the Fiscal Agent, first-class mail, postage prepaid, to the owner of each of the Refunded Obligations at said owner's last address, if any, appearing

upon the Bond Register maintained by the Fiscal Agent on behalf of the County not less than 30 and not more than 60 days before the Redemption Date.

(d) The notice of redemption shall be substantially in the form attached hereto as Exhibit C.

(e) Notice of redemption having been given as aforesaid, the Refunded Obligations so to be redeemed shall, on the Redemption Dates, become due and payable at the Redemption Price specified plus accrued interest thereon to the Redemption Dates and on and after such date (unless the County shall default in the payment of the Redemption Price and accrued interest) such Refunded Obligations shall cease to bear interest. Upon surrender of any such certificated Refunded Obligations for redemption in accordance with such notice, such Refunded Obligations shall be paid at the Redemption Price thereof plus accrued interest to the Redemption Dates.

If any of the Refunded Obligations called for redemption shall not be so paid upon surrender thereof for redemption, the Redemption Price and, to the extent lawful, interest thereon shall, until paid, bear interest from the Redemption Dates at the rate borne by such Refunded Obligations.

(f) The Escrow Agent, without any further authorization or direction, shall provide a notice of advance refunding of any of said Refunded Obligations to each Information Service and Depository as soon as practicable after December 15, 2005.

(g) The Escrow Agent shall also cause the notice of advance refunding of any of said Refunded Obligations also to be mailed by the Fiscal Agent, first-class mail, postage prepaid, to the owner of each of the Refunded Obligations at said owner's last address, if any, appearing upon the Bond Register maintained by the Fiscal Agent on behalf of the County as soon as practicable after December 15, 2005.

(h) The notice of advance refunding shall be substantially in the form attached hereto as Exhibit D.

Section 7. Responsibilities of Escrow Agent. The Escrow Agent and its respective successors, assigns, agents and servants shall not be held to any personal liability whatsoever, in tort, contract, or otherwise, in connection with the execution and delivery of this Agreement, the establishment of the Escrow Fund, the acceptance of the Escrow Deposit any other funds deposited therein, the purchase of the Escrow Obligations, the retention of the Escrow Obligations or the proceeds thereof or any payment, transfer or other application of money or securities by the Escrow Agent in any non-negligent act, non-negligent omission or non-negligent error of the Escrow Agent made in good faith in the conduct of its duties. The Escrow Agent shall, however, be liable to the County for its negligent or willful acts, omissions or errors which violate or fail to comply with the terms of this Agreement. The duties and obligations of the Escrow Agent shall be determined by the express provisions of this Agreement. The Escrow Agent may consult with counsel, who may or may not be counsel to the County, and in reliance upon the opinion of such counsel shall have full and complete authorization and protection in respect of any action taken, suffered or omitted by it in good faith in accordance therewith.

Whenever the Escrow Agent shall deem it necessary or desirable that a matter be proved or established prior to taking, suffering or omitting any action under this Agreement, such matter may be deemed to be conclusively established by a certificate signed by an authorized officer of the County.

Section 8. Resignation of Escrow Agent. The Escrow Agent may resign and thereby become discharged from the duties and obligations hereby created, by giving not less than 45 days' written notice to the County and by publishing notice thereof, specifying the date when such resignation shall take effect, by mailing a notice to the foregoing effect to the owners of the Refunded Obligations. Such resignation shall take effect upon the date specified in such written notice to the County unless a successor shall have been appointed prior to said date, in which event such resignation shall take effect immediately on the appointment of such successor and assumption by such successor in writing all of the duties and obligations of its predecessor. If no successor Escrow Agent has been appointed by the date upon which the resignation of the Escrow Agent shall take effect, the Escrow Agent shall retain the duties and obligations until the appointment of a successor.

Section 9. Removal of Escrow Agent. The Escrow Agent may be removed at any time for any breach of trust or for acting or proceeding in violation of, or for failing to act or proceed in accordance with, any provisions of this Agreement with respect to the duties and obligations of the Escrow Agent, by any court of competent jurisdiction upon the application of the County.

Section 10. Successor Escrow Agent.

(a) If at any time hereafter the Escrow Agent shall resign, be removed, be dissolved or otherwise become incapable of acting, or shall be taken over by any governmental official, agency, department or board, the position of Escrow Agent shall thereupon become vacant. If the position of Escrow Agent shall become vacant for any of the foregoing reasons or for any other reason, the County shall appoint an Escrow Agent to fill such vacancy. The County shall mail notice of such appointment in accordance with the provisions of Section 8 hereof.

(b) If no appointment of a successor Escrow Agent shall be made pursuant to the foregoing provisions of this section, the owner of any Refunded Obligations then outstanding, or any retiring Escrow Agent may apply to any court of competent jurisdiction to appoint a successor Escrow Agent. Such court may thereupon, after such notice, if any, as such court may deem proper and prescribe, appoint a successor Escrow Agent.

(c) During the period of any vacancy, the County shall act as Escrow Agent.

Section 11. Compensation. No fees or other charges may be paid from the Escrow Fund prior to retirement of all of the Refunded Obligations, and the County agrees that it will pay all fees and charges, including litigation costs and other extraordinary expenses, as such payments become due prior to such retirement.

Section 12. Term. This Agreement shall commence upon its execution and delivery and shall terminate when the Refunded Obligations have been paid and discharged in accordance with the proceedings authorizing the Refunded Obligations, and all amounts held by the Escrow Agent hereunder have been applied in accordance herewith.

Section 13. Reports. The Escrow Agent shall, not later than November 15 of each year, commencing November 15, 2006, mail a report to the County of the receipts, income, investments, redemptions and payments of and from the Escrow Fund as of November 1 of the same year.

Section 14. Severability. If any one or more of the covenants or agreements provided in this Agreement on the part of the County or the Escrow Agent to be performed should be determined by a court of competent jurisdiction to be contrary to law, such covenant or agreements herein contained shall be null and void and shall be severed from the remaining covenants and agreements and shall in no way affect the validity of the remaining provisions of this Agreement.

Section 15. Counterparts. This Agreement may be executed in several counterparts, all or any of which shall be regarded for all purposes as duplicate originals and shall constitute and be but one and the same instrument.

Section 16. Governing Law. This Agreement shall be governed by the laws of the State of Wisconsin without regard to conflict of law provisions.

Section 17. Amendments.

(a) This Agreement may be amended by the County and the Escrow Agent to add to the terms of this Agreement to correct errors, clarify ambiguities or insert inadvertently omitted material. This Agreement may be amended or supplemented, the Escrow Obligations or any portion thereof sold or redeemed and moneys derived therefrom invested, reinvested or disbursed (any such amendment, supplement, redemption, direction to sell or redeem or invest, reinvest or disbursed to be referred to herein as a "Subsequent Action"), including without limitation Subsequent Action which affects some but not all of the Refunded Obligations, upon submission to the Escrow Agent of each of the following:

(i) written authorization of the County for the Subsequent Action;

(ii) an opinion of the Verification Agent or a firm of nationally recognized independent certified public accountants that the amounts (which shall consist of Escrow Obligations available or to be available for payment of the Refunded Obligations) will remain sufficient to pay when due all Debt Service on the Refunded Obligations as set forth on Exhibit A after the taking of the Subsequent Action; and

(iii) an opinion of nationally recognized bond counsel to the effect that the Subsequent Action will not adversely affect the federal income tax consequences of the receipt of interest paid on the Refunded Obligations and that the Subsequent Action does not materially adversely affect the legal rights of the owners of the Refunded Obligations.



(b) Except as provided in subsection (a) above, all of the rights, powers, duties and obligations of the County and the Escrow Agent shall be irrevocable and shall not be subject to amendment by either the County or the Escrow Agent, respectively, and shall be binding on any successor to the County or the Escrow Agent during the term of this Agreement.

Section 18. Indemnification. The Escrow Agent undertakes to perform only such duties as are specifically set forth herein and may conclusively rely and shall be protected in acting or restraining from acting on any written notice, instrument or signature reasonably believed by it to be genuine and to have been signed or presented by the proper party or parties duly authorized to do so. The Escrow Agent shall have no responsibility for the contents of any writing contemplated herein and may rely without any liability upon the contents thereof. It is acknowledged by the County that the Escrow Agent is bound only by the terms of this Agreement and that the Escrow Agent shall not be required to use its discretion with respect to any matter that arises under this Agreement.

The Escrow Agent shall not be liable for any action taken or omitted to be taken by it in good faith and believed by it to be authorized hereby or within the rights and powers conferred upon it hereunder, nor for action taken or omitted to be taken by it in good faith and in accordance with advice of counsel (which counsel may be of the Escrow Agent's own choosing but shall not be counsel to the County), and shall not be liable for any mistakes of fact or error of judgment or for any acts or omissions of any kind unless caused by its own willful misconduct or negligence.

The County agrees to indemnify the Escrow Agent and hold it harmless against any and all liabilities incurred by it hereunder except for liability incurred by the Escrow Agent resulting from its own willful misconduct or negligence.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their duly authorized officers as of the date first above written.

BROWN COUNTY, WISCONSIN

By: \_\_\_\_\_  
Patrick W. Moynihan, Jr.  
County Board Chairperson

By: \_\_\_\_\_  
Darlene K. Marcelle,  
County Clerk

ASSOCIATED TRUST COMPANY,  
NATIONAL ASSOCIATION (“Escrow Agent”)

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_

EXHIBIT A  
to Escrow Agreement

DEBT SERVICE ON REFUNDED OBLIGATIONS TO BE PAID FROM ESCROW FUND

<u>Date</u>	<u>Principal</u> <u>(Redemption Price)</u>	<u>Interest</u>	<u>Total</u>
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EXHIBIT B  
to Escrow Agreement

ESCROW OBLIGATIONS

\$\_\_\_\_\_ United States Treasury Securities – State and Local Government Series maturing November 1, 2007. For Delivery December 15, 2005. (See Attached Subscription Forms)

EXHIBIT C  
to Escrow Agreement

NOTICE OF REDEMPTION

Brown County, Wisconsin,  
General Obligation County Jail Bonds, dated May 1, 1998

NOTICE IS HEREBY GIVEN that Brown County, Wisconsin, has designated for redemption and will redeem and pay on November 1, 2007 (the “Redemption Date”) the

following maturities of General Obligation County Jail Bonds, dated May 1, 1998 (the “1998 Bonds”):

<u>CUSIP No.</u>	<u>Par Amount</u>	<u>Maturity Date</u>	<u>Interest Rate</u>	<u>Call Date</u>	<u>Call Price</u>
115511XV4	\$635,000	November 1, 2010	4.75%	November 1, 2007	100%
115511XW2	\$645,000	November 1, 2011	4.80	November 1, 2007	100
115511XX0	\$655,000	November 1, 2012	4.85	November 1, 2007	100
115511XY8	\$670,000	November 1, 2013	5.00	November 1, 2007	100

The County’s Escrow Agent shall deposit federal or other immediately available funds sufficient for such redemption at the office of The Depository Trust Company on or before November 1, 2007. On and after the Redemption Date, interest will cease to accrue on the 1998 Bonds specified herein.

Dated: \_\_\_\_\_, 2005.

BROWN COUNTY, WISCONSIN

By: Associated Trust Company, National Association, as Escrow Agent

The CUSIP Numbers as stated herein are included solely for the convenience of the owners. Neither Brown County, Wisconsin, nor the Escrow Agent shall be responsible for the use of the CUSIP Numbers, nor is any representation made as to their correctness on the 1998 Bonds or as indicated in this Notice.

EXHIBIT D  
to Escrow Agreement

NOTICE OF ADVANCE REFUNDING

Brown County, Wisconsin,  
General Obligation County Jail Bonds, dated May 1, 1998

NOTICE IS HEREBY GIVEN that the Bonds of the above-referenced issue maturing on November 1, 2010 and thereafter (the “Refunded Bonds”) have been advance refunded by Brown County, Wisconsin pursuant to an Escrow Agreement dated December 15, 2005 between the County and Associated Trust Company, National Association, Green Bay, Wisconsin (the “Escrow Agent”). The Escrow Agent has been instructed to call all Refunded Bonds outstanding on November 1, 2007 for redemption on that date. United States government securities and cash have been placed in escrow with the Escrow Agent in an amount which, together with investment interest on it, is sufficient to pay the interest on the Refunded Bonds through November 1, 2007 and to redeem the Refunded Bonds on November 1, 2007 at a price of par plus accrued interest to

November 1, 2007. Interest on the Refunded Bonds will cease to accrue on November 1, 2007. Payment of the redemption price of the Refunded Bonds will be made at the principal office of the Escrow Agent upon presentation and surrender of the Refunded Bonds.

Dated: \_\_\_\_\_, 2005.

BROWN COUNTY, WISCONSIN

By: Associated Trust Company, National Association, as Escrow Agent

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

Approved by:       \s\ Carol Kelso, County Executive       Date: 11/28/2005

**No. 8e -- REPORT OF HUMAN SERVICES COMMITTEE -- NO MEETING WAS HELD**

TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The HUMAN SERVICES COMMITTEE did not meet in regular session.

Approved by:       \s\ Carol Kelso, County Executive       Date: 11/22/2005

**No. 8f -- REPORT OF PLANNING, DEVELOPMENT AND TRANSPORTATION COMMITTEE AND LAND CONSERVATION SUBCOMMITTEE OF OCTOBER 26, 2005 (NON-BUDGET ITEMS)**

TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PLANNING, DEVELOPMENT & TRANSPORTATION COMMITTEE & LAND CONSERVATION SUB COMMITTEE met in regular session (**non-budget items**) on October 26, 2005, and recommends the following motions.

**Land Conservation Subcommittee**

1. Director’s Report. No action.

## Planning, Development & Transportation Committee

1. Review minutes of:
  - a) Planning Commission Board of Directors Elderly & Disabled Transportation Sub Committee (7/12/05).
  - b) Planning Commission Board of Directors (9/7/05).
  - c) Land Information Office (8/17/05).

Receive & place on file items a-c.
2. Communication from Supervisor Lund re: Concern from Suamico Village Board regarding how the planning department will make good in providing the service for the Village of Suamico and other municipalities which have contracts with Brown County.(Referred from October County Board.) Receive & place on file.
3. Communication from Supervisor Van Den Heuvel re: Having Nicolet Drive impose a no passing zone within the city limits of Green Bay. Request Brown County work with the City of Green Bay on this issue. (Referred from October County Board.) Receive & place on file.
4. Communication from Supervisor Zabel re: Requesting an update by Bay Lake Regional Planning, Emergency Planning, and Brown County Planning regarding the current status and future outlook on the All Hazard Mitigation Plan currently being prepared for Brown County. (Referred from October County Board.) Receive & place on file.
5. Port/Solid Waste - Leachate Transfer System Modifications – East Land fill Bid Tab. Approve the low bid (see attached) of Feaker & Sons in the amount of \$399,621.99.
6. Port/Solid Waste - Director’s report. No action.
7. Airport - Director’s report. No action.
8. UW-Extension - Request for Budget Transfer Increase in Expenditures with Offsetting Increase in Revenue: Increase Youth Development Programming Expenditure Account (\$100); Increase UW-Extension Supplies & Expense Expenditure account by \$250 & salaries expenditures account by \$750; Increase UW-Extension Salaries Expenditures Account by \$1,000; Increase Youth Development Programming Expenditures Account by \$361.50; Increase UW-Extension Office Supplies Expenditures Account by \$700 and UW- Extension Supplies & Expense Expenditures Account by \$900. Approve.
9. **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.)
10. Discussion of next month’s meeting date (falls on day before Thanksgiving). (Next meeting – Wednesday, November 23, 2005.)
11. Audit of bills. Approve audit of bills.

A motion was made by Supervisor Erickson and seconded by Supervisor Krueger “to adopt”. Supervisor Evans requested item #4 be taken separately. Voice vote taken. Remainder of report carried unanimously with no abstentions.

Item #4 -- Communication from Supervisor Zabel regarding: Requesting an update by Bay Lake Regional Planning, Emergency Planning, and Brown County Planning regarding the current status and future outlook on the All Hazard Mitigation Plan currently being prepared for Brown County (Referred from October County Board.) COMMITTEE ACTION: Receive and place on file.

Supervisor Evans asked Supervisor Zabel if the information presented was satisfactory. Supervisor Zabel responded he was satisfied with the information presented.

A motion was made by Supervisor Evans and seconded by Supervisor Van Deurzen “**to adopt item #4**”. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: \_\_\_\_\_ \s\ Carol Kelso, County Executive \_\_\_\_\_ Date: 11/22/2005

**No. 8g -- REPORT OF PUBLIC SAFETY COMMITTEE OF OCTOBER 31, 2005 (NON-BUDGET ITEMS)**

**TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS**

Ladies and Gentlemen:

The PUBLIC SAFETY COMMITTEE met in regular session (**non-budget items**) on October 31, 2005, and recommends the following motions:

1. Review minutes/reports of:
  - a) Quarterly Report of Brown County Security/Incident Review Committee (6/29/05).  
Receive & place on file.
2. Update re: Immigration Officer in Brown County (Representative from Mark Green’s office).  
Request Congressman Mark Green’s office to pursue how the Immigration and Customs Enforcement Department has determined there has been no increase in illegal immigrants in the Brown County area, and where and how the 17 officers presently in the State have been distributed.
3. Volunteers In Probation – Monthly Statistics ending September 30, 2005. Receive & place on file.
4. Volunteers in Probation – Quarterly Statistics (July, August & September 2005). Receive & place on file.
5. Request Facilities Management to give an estimate on what the cost would be to provide outlets to five court rooms. (Held from previous meeting.) Hold for one month.
6. Communication from Supervisor Collins re: Wisconsin Act 40. (Held from previous meeting.) Refer Wisconsin Act 40 to the Sheriff’s Department for possible implementation and report back.

7. Public Safety Communications - Letter from Chair Harold Kaye to Brown County Cities, Villages & Towns re: Brown County Public Safety Radio Systems. Hold until Chairman Kaye deems appropriate to bring back.
8. Public Safety Communications - Director's Report. Receive & place on file.
9. Sheriff - Key Factor Report 2005 with Jail Average Daily Population by month and overtime by expenditures by division/session 2005 – for October 2005 meeting including jail medical statistics. Receive & place on file.
10. Sheriff - Communication from Supervisor Mary Scray re: Review of the details of how dollar amounts are determined for the communities for contracted services with the Sheriff's Dept. Response to Communication from Supervisor Mary Scray. (Both items referred back to Committee from October County Board.) Refer to Corporation Counsel with a request to resolve before the November 14, 2005 budget meeting.
11. Sheriff - Application for Homeland Security Grant - \$25,000 – for Bob Squad equipment. Approve.
12. Sheriff - Pass-through grant from City of Green Bay – LLEBG grant - \$4,500 Federal portion; \$500 local match. Approve.
13. Sheriff's report. (No report.)
14. **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.)
15. Audit of bills. Approve audit of bills.

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

Approved by:       \s\ Carol Kelso, County Executive       Date: 11/22/2005

**No. 9 -- Resolutions, Ordinances**

**No. 9a -- RESOLUTION REGARDING: AUTHORIZING THE ISSUANCE AND SALE OF \$5,015,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2005C**

Item #9a was taken out of order and approved with item #8d listed previously.

Approved by:       \s\ Carol Kelso, County Executive       Date: 11/28/2005

No. 9b -- **RESOLUTION REGARDING: COUNTY BOARD INTENT TO MODIFY TWO (2) MANAGEMENT AND SUPERVISORY POSITIONS OF THE HUMAN SERVICES DEPARTMENT, DIVISION OF INPATIENT SERVICES - CHANGES IN THE TABLE OF ORGANIZATION**

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

Ladies and Gentlemen:

WHEREAS, within the Human Services Department (HSD) program priority areas have been established to ensure that the department's work will meet the highest standards, driven by a strategy to improve accountability, capacity, and effectiveness and so the HSD can assure that its resources are used both wisely and well in state-mandated and community-supported programs; and

WHEREAS, at the present time the HSD operates a range of health and human services programs including administrative services, inpatient services, community-based services; and

WHEREAS, the reorganization of the HSD was recommended by the consulting firm of Virchow/Krause & Company in its *Brown County Human Services Department Study* issued on June 30, 2004 in order to improve the effectiveness and efficiency of the current organizational structure and operating system to meet: "the need for the department to realign its organizational structure and integrate service delivery in order to achieve better service coordination and overall service planning" (page 3); and

WHEREAS, the administration of the HSD beginning in 2004 and intends, over the next several years, to effect major recommendations from the Virchow/Krause study through a draft *Implementation Plan* regarding policy issues related to programs and services distributed to the Human Services Board since the distribution of the Virchow/Krause recommendations; and

WHEREAS, the HSD recommends changes in tables of organization for the HSD, and its Inpatient Services Division to be effective on December 1, 2005; and

WHEREAS, the Human Services Committee and Executive Committee have reviewed the Memorandum of September 13, 2005 from the Inpatient Services Director to the Human Services Executive Director outlining the proposed changes, discussed funding and table of organization changes and staffing implications and concur with the above changes in the table of organization.



THEREFORE, BE IT RESOLVED, by the Brown County Board of Supervisors that the HSD table of organization is changed to include the positions attached effective December 1, 2005.

Respectfully submitted,  
HUMAN SERVICES DEPARTMENT  
EXECUTIVE COMMITTEE

ATTACHMENTS TO RESOLUTION

**BROWN COUNTY MENTAL HEALTH CENTER  
MEMORANDUM**

**TO:** Dr. Parks, Executive Director  
Human Services  
**FROM:** Diane Pivonka, Inpatient Services Director  
Brown County Mental Health Center  
**RE:** Management Reorganization.

September 13, 2005

**I. Introduction:**

I am requesting changes to the Mental Health Center's management Table of Organization. With the resignations of the Social Services Manager and Rehab Services Manager, it is a good opportunity to review the current structure.

**II. Research Completed:**

- A. Review of Mental Health Center's Table of Organization
- B. Review of Position Description for Social Services Manager
- C. Review of Position Description for Rehab Services Manager

**III. Current Situation/Structure:**

The Social Services Department provides supervision, coordination and direction for the Social Services Department of the Mental Health Center including volunteer services; provides and supervises the provision of clinical treatment for clients and ensure compliance with applicable regulations and work is performed under the direction of the Inpatient Services Director.

The Rehabilitation Services Manager provides supervision, coordination and direction for the Occupational, Recreational Therapy and Vocational Services of the Mental Health Center to facilitate the rehabilitation of the clients of MHC. This position monitors the therapies provided by contracted providers and establishes policies procedures, standards and objectives for the treatment of consumers and work is performed under the direction of the Inpatient Services Director.

**IV. Review of the Current Structure and Proposed change:**

The Social Services Department's organizational structure includes a full-time Social Work Manager position that supervisors 2.5 Clinical Social Workers, 1.0 Social Worker, 1.0 Volunteer Services Coordinator.

The Rehabilitation Services Department's organizational structure includes a full-time Rehab Services Manager position that supervises 2.0 Certified Occupational Therapists, 2.0 Recreational Therapists, and 2.0 Certified O.T. Assistants.

**Proposed changes are as follows:**

The Social Services Manager position would be revised to Clinical Programs Coordinator and the Rehabilitation Services Manager's position would be eliminated, and therefore consistent with the Mental Health Center's downsizing.

The Clinical Programs Coordinator's functions (job content and value) were reviewed in factor categories such as responsibility, work requirements and aptitude requirements. The Clinical Program Coordinator would be upgraded from pay grade 21 (54,433-64,997) to pay grade 23 (59,525-71,077) in the Administrative Classification and Compensation Plan. This position was rated similarly in this factor to the Clinical Support Services Coordinator, Child and Family Services Coordinator, Long Term Care Unit Coordinator, and Economic Support Services Manager positions.

This new position would assume the supervision of both the Social Services Department and the Rehabilitation Department of Services Departments. The Clinical Programs Coordinator would be responsible for the development, implementation and ongoing monitoring of clinical treatment programs including the planning and oversight of clinical therapeutic, rehabilitation and psychosocial rehabilitation recovery programs. This position would also directly supervisor social work, psychology and rehabilitation services staff relating to clinical operations. See attached updated job description.

**V. Fiscal Impact (Based on 2005 wages)**

	<u>Current</u>	<u>Proposed</u>	<u>Diff.</u>
Social Services Manager to Clinical Programs			
Coordinator Change from Grade 21 to Grade 23	\$54,433	\$59,525	\$5,092
Rehab Services Manager	\$54,433		(\$54,433)
<b>Savings</b>			<b>(\$49,341)</b>

**BROWN COUNTY POSITION DESCRIPTION**

**POSITION TITLE:** CLINICAL PROGRAMS COORDINATOR  
**REPORTS TO:** INPATIENT SERVICES DIRECTOR  
**DEPARTMENT:** HUMAN SERVICES/MENTAL HEALTH CENTER  
**BARGAINING UNIT:** ADMINISTRATIVE

**JOB SUMMARY:**

Is responsible for the development, implementation and ongoing monitoring of clinical treatment programs for all units at the Inpatient Services Division. Included is the planning and oversight of clinical therapeutic, rehabilitation and psychosocial rehabilitation recovery program.

Direct supervision of social work, psychology and rehabilitation services staff relating to clinical operations. The Coordinator will ensure that consumer treatment plans are adequately developed and implemented during inpatient stays for residents at the inpatient facility. Program oversight responsibility includes all units at the facility.

The Coordinator reports directly to the Inpatient Services Director. This position directly supervises Unit Program Coordinators for each of the licensed units. Participates in Quality Improvement and other Committees as directed by the Inpatient Services Director. Participates in Human Services Department inter-agency collaboration meetings to ensure adequate discharge planning and aftercare plans.

**ESSENTIAL DUTIES:**

Selection, orientation, and supervision of professional social work staff in the provision of services to consumers' plans, assigns, coordinates and reviews work; acts on problems and concerns; evaluates performance and makes recommendations concerning evaluation outcomes.

Ensures the provision of individualized treatment program for consumers at the Inpatient facility.

Organizes the therapeutic programs for the units and may conduct individual and group psychotherapy for consumers.

Develops and revises goals, standards, policies and procedures for the Clinical Programs to ensure compliance with state, and federal standards and requirements of regulatory bodies.

Reviews and audits medical record documentation regarding care planning and services delivered to or interactions with clients; reviews and audits records and reports regarding department and facility functioning to ensure compliance with regulatory bodies and quality service delivery. Reports findings to the Director of Inpatient Services and the Quality Improvement Committee.

Assists the Admission Department with admissions.

Develops adequate staffing to respond to crises and emergency situations; resolves problems and ensures safety of staff and clients and emergency treatment for clients.

Communicates with community agency staff to coordinate continuity of care.

May assist in the development of the budget for clinical programming; reviews budget analyzes variances and recommends corrective actions.

Works closely with Office of Planning, Evaluation and Quality Management (OPEQM) to develop and implement staff development program to ensure compliance with state statutes, regulations and accepted clinical practice standards.

Serves on internal and external committees to review and revise agency interactions and ensure overall quality of care provided.

Approves staff schedules; maintains adequate staffing levels.

**NON-ESSENTIAL DUTIES:**

Performs related work as required.

**MATERIALS AND EQUIPMENT USED:**

General Office Equipment

Computer

**MINIMUM QUALIFICATIONS REQUIRED:**

**Education and Experience:**

Master's Degree in Social Work with three to five years of clinical social work experience that includes two years of supervisory experience; or any equivalent combination of education, training and experience which provides the necessary knowledge, skills and abilities. Prior experience developing and managing clinical treatment program.

**Licenses and Certifications:**

Certified Independent Clinical Social Worker

**Knowledge, Skills and Abilities:**

Current knowledge of the provisions of Federal, State, and local legislation pertaining to programs supervises.

Current knowledge of evidence-based practitioner in behavioral health, psychotherapy, psychotherapeutic techniques, psychopharmacology, individual, family and group dynamics related to child and growth development, psychiatric-mental health principles, and needs of the population served by the facility.

Current knowledge of human services system and organization.

Knowledge of the community and its network of services and how to communicate with them.

Knowledge of and ability to utilize a computer and the required software.

Ability to maintain emotional stability and competence in stressful situations.

Ability to perform mid to upper-level data analysis including the ability to coordinate, strategize, systemize and correlate, using discretion in determining time, place and/or sequence of operations within an organizational framework. Ability to implement decisions based on such data, and overseeing the execution of these decisions.

Ability to manage and direct a group of professional staff, including the ability to provide counseling and mediation.

Ability to advise and interpret regarding the application of policies, procedures and standards to specific situations.

Ability to utilize reference, descriptive, consulting, design and advisory data and information such as patient charts, statistics, social service assessments, statutes, diagnostic manual, policies, and organization analysis.

Ability to exercise the judgment, decisiveness and creativity required in situations involving the direction, control and planning of an entire program or multiple programs.

Ability to communicate and interact effectively both orally and in writing with a variety of groups and individuals.

Ability to establish and maintain effective working relationships with staff, clients and the public.

Ability to work the required hours of the position.

**PHYSICAL DEMANDS:**

Lifting 20 pounds maximum with frequent lifting and/or carrying of objects weighing up to 10 pounds.

Intermittent standing, walking and sitting.

Using hand(s)/feet for repetitive single grasping, fine manipulation, pushing and pulling, and operating controls.

Occasional bending, twisting, squatting, climbing, reaching, and grappling.

Communicating orally in a clear manner.

Distinguishing sounds at various frequencies and volumes.

Distinguishing people or objects at varied distances under a variety of light conditions.

Must be free from communicable diseases.

This position description should not be interpreted as all inclusive. It is intended to identify the major responsibilities and requirements of this job. The incumbents may be requested to perform job-related responsibilities and tasks other than those stated in this description.

**I have read the above position description and understand the duties and responsibilities of the position.**

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Employee Name (Please Print)

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Date

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Employee Signature

**BROWN COUNTY MENTAL HEALTH CENTER MEMORANDUM**

**TO:** Dr. Parks, Executive Director  
Human Services  
**FROM:** Diane Pivonka, Inpatient Services Director  
Brown County Mental Health Center  
**RE:** Management Reorganization  
September 13, 2005

**I. Introduction:**

I am requesting changes to the Mental Health Center's management Table of Organization. With the downsizing of the ICF-MR, it is a good opportunity to review the current structure.

**II. Research Completed:**

- A. Review of Mental Health Center's Table of Organization
- B. Review of Position Description for Nurse Manager-ICF-MR
- C. Review of Position Description for Nurse Coordinator-Admissions

**III. Current Situation/Structure:**

The Nurse Manager-ICF-MR provides supervision, coordination and direction for the ICF-MR Unit at the Mental Health Center including providing strategic management leadership in the planning, development, implementing, evaluating and controlling the overall nursing service delivery service of the ICF-MR under the direction of the Nursing Services Administrator.

Currently there are no day Nurse Manager positions at the Mental Health Center that have responsibility for Coordinating the admissions of clients to all inpatient units. The Nurse (House) takes on the responsibility for coordinating the admissions for PM's and night shifts. Currently the admissions duties are completed with a temporary Nurse Manager position and Nursing Administrators.

**IV. Review of the Current Structure and Proposed changes:**

The ICF-MR organizational structure includes 2.0 RN's, 2.8 LPN's and 14 CNA's on Unit Three. There are currently 31 clients on Unit three. Unit four closed completely on September 7, 2005. I am proposing to downsize Unit 3 to 16 clients.

**Proposed changes are as follows:**

The Nurse Manager ICF-MR position would be eliminated and the Nursing Services Administrator of the Nursing Home would assume these duties.

An Admission Coordinator position would be created to including the responsibility of coordinating the admissions of clients to all inpatient units on the day shift. By creating this position it would allow the Nursing Administrators to perform their own duties exclusive of admissions thereby increasing compliance with State and Federal Regulations. The Nurse Coordinator - Admissions would also be available to assume the duties of the Nursing Administrators in their absence.

The Nurse Coordinator-Admissions functions (job content and value) were reviewed in factor categories such as responsibility, work requirements and aptitude requirements. The Nurse Coordinator-Admissions point factored into pay grade 21 (54-433-64,997) in the Administrative Classification and Compensation Plan. This position was rated comparable in this factor to the Nurse Manager - House position.

See attached updated job description.

**V. Fiscal Impact (Based on 2005 wages)**

	<u>Current</u>	<u>Proposed</u>	<u>Diff.</u>
Nurse Manager ICF-MR (Grade 21)	\$54,433	eliminated	(54,433)
Nurse Coordinator-Admissions (Grade 21)	None	\$54,433)	\$54,533

**Impact:** None.

**BROWN COUNTY POSITION DESCRIPTION**

**POSITION TITLE:** NURSE COORDINATOR - ADMISSIONS  
**REPORTS TO:** NURSING SERVICES ADMINISTRATOR  
**DEPARTMENT:** HUMAN SERVICES/MENTAL HEALTH CENTER  
**BARGAINING UNIT:** ADMINISTRATIVE

**JOB SUMMARY:**

Executes the Human Services mission, goals, objectives, standards of performance, policies and procedures in the delivery of nursing services and management of the human resource aspect of the Nursing Service Department health care team, while coordinating the admissions to all inpatient units.

**ESSENTIAL DUTIES:**

Provides strategic management leadership in the planning, developing, implementing, evaluating and controlling the overall nursing service delivery system.

Coordinates admission to all inpatient units at the Brown County Mental Health Center under the direct supervision of the Director of Inpatient Services. Collaborates with Human Services

Department-contracted Crisis Services staff regarding the admission of consumers to the Mental Health Center.

Works closely with other community providers to ensure that consumers are appropriately admitted to the facility consistent with County, State, and Federal laws and regulations.

Works closely with local law enforcement to ensure the appropriate transport, screening, and evaluation of consumers pre-admission.

Develops, revises and distributes policies and procedures regarding admissions.

Prepares appropriate clinical documentation and files on requests for admission and admission to the facility.

Ensures the completion of pre-admission medical screening and authorization calls to insurance companies regarding admission to all units.

Make determinations on whether a client should be medically cleared or not.

Assists with transfers to other facilities.

Attends monthly Crisis meetings and other committee meetings as directed by the Inpatient Services Director.

Participates in the Quality Improvement Committee.

Responsible for assuming the leadership role in directing staff during crisis situations e.g. Fire, Weather, Bomb and Code ER emergencies.

Participates in the comprehensive employment process of recruitment, selection, evaluation, promotion, supervision, discipline and termination of nursing service staff as appropriate.

Supervises and directs all of nursing staff in the absence of the Unit Coordinator, Inpatient Services Director and the Nursing Services Administrator.

Utilization Review duties:

- Interfaces with various units at the facility to create policies and procedures used in the referral admission and utilization review processes.
- Ensures facility admissions and continuing stay policies and procedures are current and complete.
- Screens admissions against approved criteria to determine medical necessity and appropriateness of admissions.
- Maintains appropriate record tracking system of admission and concurrent reviews performed on consumers.



- Presents cases that do not meet approved criteria to the attending physician for decisions regarding medical necessity and appropriateness of admission.
- Complete all necessary correspondence to third party payers and attending physicians.

Participates in consumer treatment planning and discharge planning meetings.

Ensures program compliance with State and Federal licensure regulations regarding various services areas, i.e. Hospital, Nursing Home, ICF/MR.

Demonstrates knowledge of the legal aspect and liabilities of nursing practices.

Ensures that nursing staff function within legal boundaries and organizational guidelines.

Maintains effective communication and contact with administrative leaders, other department managers and medical staff concerning all areas of direct and indirect client care and pertinent organizational issues.

Maintains a commitment to excellence and continuous quality improvement to ensure the achievement of quality, clinical outcomes, and costs.

Coordinates service delivery, customer service and staff performance issues.

Acts as an educational, clinical resource and provides consultation to medical, administrative and nursing staff, peers, and the community; particularly in the area of admissions.

Interacts with the organization as a key department manager in a collaborative partnership in a team relationship.

Facilitates intra and inter-departmental services related to quality client care and program delivery.

Exercises discretion and independent judgment as a professional manager.

Acts as a nurse liaison between medical staff, supporting departments, nursing staff, other health professionals and the community.

Ensures that the standards of nursing practices are written, communicated, implemented and evaluated.

Engages specific functions that may vary according to the nature of the treatment unit and the work shift(s).

**NON-ESSENTIAL DUTIES:**

Performs related functions as assigned.

**MATERIALS AND EQUIPMENT USED:**

Standard Medical Equipment  
General Office Equipment  
Computer

**MINIMUM QUALIFICATIONS REQUIRED:**

**Education and Experience:**

Bachelor's Degree from an accredited school, plus three years of health care experience, of which at least two were in a supervisory and/or management capacity, and experience working with an interdisciplinary team approach; or any equivalent combination of education, training and experience which provides the necessary knowledge, skills and abilities.

**Licenses and Certifications:**

Wisconsin State Board of Nursing Registered Nurse License.

**Knowledge, Skills and Abilities:**

Knowledge and understanding of the general nursing and psychiatric theory and practices including the basic knowledge related to nursing such as biological, physical, social and medical sciences and their applications to the client care programs.

Knowledge of social, legal and economic issues affecting the health care system.

Knowledge of provisions of Federal, State and local legislation and regulatory bodies standards pertaining to the responsible treatment area.

Knowledge of principles of management and supervision.

Knowledge of human services system and organization.

Knowledge of and ability to utilize a computer and the required software.

Ability to plan, organize, implement and evaluate total nursing care of multi-disciplinary nursing team.

Ability to plan and direct the work activities of the entire Human Services Mental Health Center nursing staff.

Ability to problem solve and to make effective, timely decisions.

Ability to adapt, devise and evaluate procedures and techniques on a day to day basis as well as in emergency situations.

Ability to maintain accurate records.

Ability to maintain financial accountability.

Ability to establish and maintain effective working relationships with staff and the public.

Ability to maintain emotional stability and competence in stressful situations.

Ability to communicate effectively both orally and in writing.

Ability to present self in a professional manner.

Ability to perform position responsibilities with minimal or no supervision.

Ability to work the required hours of the position.

**PHYSICAL DEMANDS:**

Lifting 30 pounds maximum with frequent lifting and/or carrying of objects weighing up to 20 pounds.

Intermittent sitting, standing, walking.

Using hand(s)/feet for repetitive single grasping, fine manipulation, pushing and pulling, and operating controls.

Occasional bending, twisting, squatting, climbing and reaching.

Communicating orally in a clear manner.

Distinguishing sounds at various frequencies and volumes.

Distinguishing people or objects at varied distances under a variety of light conditions.

Must be free from communicable disease.

This position description should not be interpreted as all-inclusive. It is intended to identify the major responsibilities and requirements of this job. The incumbents may be requested to perform job-related responsibilities and tasks other than those stated on this description.

New: 9/05

**I have read the above position description and understand the duties and responsibilities of the position.**

\_\_\_\_\_  
Employee Name (Please Print)

\_\_\_\_\_  
Date

\_\_\_\_\_  
Employee Signature

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

Approved by:       /s\ Carol Kelso, County Executive      

Date: 11/22/2005

**No. 9c -- RESOLUTION REGARDING: SUPPORT A CHANGE IN THE HUMAN SERVICES DEPARTMENT TABLE OF ORGANIZATION TO PROMOTE CHILDREN’S LONG TERM CARE REDESIGN**

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

Ladies and Gentlemen:

WHEREAS, the Brown County Human Services Department has identified Children’s Systems of Care developed as major policy initiative; and

WHEREAS, the Department submitted a proposal to the Wisconsin Department of Health and Family Services to improve coordination of services to children with long term needs in the areas of mental health, developmental disabilities, and physical disabilities; and

WHEREAS, the Wisconsin Department of Health and Family Services has announced its intent to award Brown County funds to redesign children’s long term support services; and

WHEREAS, the Human Services Department requires the creation of the position of Children’s Treatment Services Supervisor on its table of organization to oversee the development of children’s early intervention, mental health, long term support and crisis services and supervise department staff assigned under the development; and

WHEREAS, the HSD will implement a cost neutral plan for the creation of the position utilizing the grant and other existing funds; and

WHEREAS, all funding resources available to children and families will be coordinated under the supervision of the Children’s Long Term Care Supervisor and children and families will gain improved access to treatment services through a single point of entry;

THEREFORE, BE IT RESOLVED, by the Brown County Board of Supervisors that the HSD table of organization is changed to include the new position attached.

Respectfully submitted,  
HUMAN SERVICES COMMITTEE  
EXECUTIVE COMMITTEE

ATTACHMENTS TO RESOLUTION

<b>CHILDREN'S WAIVER PROGRAM</b>	<b>GRANT 1<sup>ST</sup> YEAR</b>	<b>GRANT 2<sup>ND</sup> YEAR</b>	<b>NO GRANT BUT SLOTS</b>	<b>NO GRANT</b>
22 Children				
Expenditures	\$ 1,056,000	\$ 1,056,000	\$1,056,000	\$1,056,000
Manager	86,296	88,885	91,551	
Overhead (no new overhead)	20,000	20,000	20,000	20,000
Total	\$ 1,162,296	\$ 1,164,885	\$ 1,167,551	\$ 1,076,000 \$ 620,314 -- Federal Share
Revenue				
Slots	70,693	141,386	141,386	
Grant	25,000	25,000	00	
Sub Total	95,693	166,386	141,386	
Eligible				
Expenditures				
Federal Share	\$ 1,066,603 614,897	\$ 998,498 575,634	\$ 1,026,165 591,584	
County Levy	451,706	422,864	434,581	455,686
Savings	-\$ 3,979.71	-\$32,821.89	-\$21,104.94	

**BROWN COUNTY POSITION DESCRIPTION**

**-DRAFT-**

**POSITION TITLE:** CHILDREN'S TREATMENT SERVICES SUPERVISOR  
**REPORTS TO:** DIRECTOR OF COMMUNITY SERVICES  
**DEPARTMENT:** HUMAN SERVICES  
**DATE:** NOVEMBER 2005

**JOB SUMMARY:**

Plans, organizes and assures the existence of a child and family centered system of care; supervises, coordinates and monitors the work of professional social work, case management and crisis staff through clinical case consultation, assists in the development and evaluation of contracted service programs and budget to ensure proper outcomes and cost effectiveness; participates in public relations and service networking.

**ESSENTIAL DUTIES:**

Participates in the planning, organization and development of a comprehensive and responsive system of community based care for children impacted by developmental disabilities, physical disabilities, mental health, or substance abuse disorders and their families.

Assures the engagement of families in treatment planning and systems of care development; promotes family participation in needs assessment, focus groups, staff training, committee work and other avenues as may be appropriate.

Administers county service programs for children and families including Birth to Three, Children's Long Term Support Waivers, Comprehensive Community Services, Family Support and others as may be available; assures compliance with federal, state and local agency guidelines, policies, regulations and laws.

Assures the existence of an accessible and responsive crisis system including early identification of children and families at risk, comprehensive assessment of needs, provision of caregiver training and support, institutional diversion when possible and aftercare planning and monitoring when inpatient treatment is needed.

Plans, schedules and assigns work to subordinates, establishes and updates job descriptions, approves time cards and leave requests; instructs and trains employees in proper methods and procedures; develops and enforces policies and procedures; inspects work in progress and upon completion; interviews and makes recommendations of prospective job candidates; conducts performance evaluations; communicates regularly both individually and collectively with staff to ensure their awareness of necessary information and the coordinated operation of programs.

Plans, discusses and makes recommendations for short and long range goals and objectives in service area; develops concrete outcomes measures for assigned programs; monitors regularly to determine any adjustments or corrections needed.

Assists in the preparation, writing and negotiation of purchase of service requests for proposal and contracts; recommends actions concerning contracts; assures the incorporation of goals, objectives and measurements in contracts issued.

Prepares and administers budgets for unit programs; demonstrates sound decision making and fiscal responsibility in the spending of appropriated funds; reviews budget analysis reports and statistical data to ensure conformance with approved budget and program targets.

Coordinates services and networking efforts with other department and community service agencies and activities; promotes the department in a positive manner and presents professional image; assures coordinated treatment and transition planning between programs.

Reports activities to the Community Services Director, Director, and County Boards and Committees as requested.

Maintains awareness of service trends, resource development, evidence based and best practices in the area of child and family services.

**NON-ESSENTIAL DUTIES:**

Performs related functions as assigned.

**MATERIALS AND EQUIPMENT USED:**

General Office Equipment

Computer

**MINIMUM QUALIFICATIONS REQUIRED:**

**Education and Experience:**

Master's degree from an accredited college or university in social work, psychology, counseling or a closely related field; 3000 hours of supervised clinical experience with children having mental health, substance use or co-occurring disorders; a minimum of three years of supervisory and/or administrative experience; or any equivalent combination of education and experience which provides the necessary knowledge, skills and abilities to perform the required duties of the job.

**Licenses and Certifications:**

Licensure as an Independent Clinical Social Worker or Professional Counselor meeting the requirements specified under Chapter 457, Wis. Stats.

Valid driver's license.

**Knowledge, Skills and Abilities:**

Current knowledge about mental disorders, substance-use disorders, developmental disabilities, physical disabilities and treatment methods.

Familiarity with recovery concepts and principles which ensure that services and supports promote consumer hope, healing, empowerment and connection to others and to the community; and are provided in a manner that is respectful, culturally appropriate, collaborative between consumer and service providers, based on consumer choice and goals and protective of consumer rights.

Current knowledge of principles and procedures for providing services to children and families including recover-oriented assessment and services, principles of relapse prevention, psychosocial education and rehabilitation supports, age and functionally appropriate assessment and services for individuals across the life span, the relationship between trauma and mental and substance abuse disorders, and culturally and linguistically appropriate services.

Understanding of techniques and procedures for providing and teaching non-violent crisis management for children and families, including techniques for shaping positive behaviors and avoiding crisis situations, verbal de-escalation, methods for obtaining

backup, and acceptable methods for self-protection and protection of consumers and others in emergency situations, suicide assessment, prevention and management.

Comprehensive knowledge of related program laws, codes, funding, practices, planning and administration.

Comprehensive knowledge of the principles of supervision and personnel management.

Comprehensive knowledge of the services provided by local public and private agencies and organizations.

Comprehensive knowledge of the various professional and clinical disciplines working in the area of child and family services.

Comprehensive knowledge of the principles of budgeting and revenue enhancement.

Knowledge of and the ability to utilize a computer and the required software.

Ability to evaluate the effectiveness of assigned programs and services.

Ability to exercise sound judgment, decisiveness and creativity in sensitive circumstances and in situations involving the direction, control, and planning of unit programs.

Ability to monitor the selection, assignment, and performance of professional and other personnel.

Ability to apply principles of supervision, management, leadership, teaching, directing, coaching, planning, coordinating and controlling.

Ability to establish and maintain effective working relationships with staff, other county agencies, departments, providers and the public.

Ability to perform data analysis, including the ability to coordinate, strategize, systematize and correlate, using discretion in determining time, place, and/or sequence of operations within the unit framework; ability to implement decisions based on such data and to oversee the execution of those decisions.

Ability to utilize reference, descriptive, consulting, and advisory data and information such as client and employee grievances, program proposals and contracts, performance appraisals, research literature, and State and Federal Statutes.

Ability to communicate effectively both orally and in writing.

Ability to work the required hours of the position.



**PHYSICAL DEMANDS:**

Lifting 20 pounds maximum with frequent lifting and/or carrying of objects weighing up to 10 pounds.

Intermittent standing, walking and sitting.

Using hands/feet for repetitive single grasping, fine manipulations pushing and pulling and operating controls.

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

Approved by:           \s\ Carol Kelso, County Executive                                Date: 11/22/2005

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

A motion was made by Supervisor Evans and seconded by Supervisor Fewell **“to suspend the rules for a late communication from Supervisor Zima”**. Voice vote taken. Motion carried unanimously with no abstentions.

**Late Communications.**

**No. 10a --        From Supervisor Zima requesting that the County Board consider making it a standard rule by resolution or ordinance that any administration initiatives to make changes in the Table of Organization be submitted to the appropriate standing committee for approval prior to the annual budget presentation.**

Refer to the Executive Committee

**No. 11 --        Bills over \$10,000 for period ending November 1, 2005.**

A motion was made by Supervisor Lund and seconded by Supervisor Vander Leest **“to pay the bills over \$10,000 for the period ending November 1, 2005”**. Voice vote taken. Motion carried unanimously with no abstentions.

**\*\* 10:00 a.m. --        PUBLIC HEARING ON 2006 BUDGET \*\***

A motion was made by Supervisor Dantine and seconded by Supervisor Collins **“to suspend the rules to allow for the public hearing”**. Voice vote taken. Motion carried unanimously with no abstentions.

1.     Mary Jo Leaper, 2900 St. Anthony Dr., Green Bay, spoke against downsizing of the Mental Health Center.  
       John Delwiche (Brother of Mary Jo Leaper) thanked the Board of letting his sister speak.
2.     Paul Ehrfurth, 805 McCastlen St., Allouez, spoke on the Budget and requested to reinstate budget dollars for Advance/Economic Development.

3. John Ahern, 1302 Chicago St., Green Bay, spoke against removing the volunteers at the Mental Health Center.
4. Patty Payette, Executive Director of YWCA, 813 W. St. Francis Rd., De Pere, spoke on reinstating the “Teen Pregnancy and Prevention Funding” at the YWCA.
5. Richard Koltz, 2372 Day St., Greenleaf, gave an update on the Brown County Fair and thanked the Board for its support of the Fair.
6. Jane Specht, 3947 Oak Orchard Rd., Little Suamico, spoke in favor of Teen Court and VIP Programs.
7. Julie Bachir, Assistant State Public Defender, 1145 S. Webster, Green Bay, did not wish to address the Board but registered in favor of maintaining Volunteers in Probation (VIP).
8. Ami Patenaude, 280 Ridge Rd., Green Bay, spoke in favor of the VIP and Teen Court Programs.
9. Lee Stone, 417 Robert Ct., Seymour, spoke in favor of Volunteers in Probation (VIP program).
10. Dave Chrouser. 3357 Lineville Rd., Suamico, spoke in favor of keeping Senior Planning Position.
11. Beth Hoffman, 367 Taft St., Green Bay, spoke against downsizing of the Mental Health Center.
12. Dave Johnson, 724 Park St., Green Bay, spoke on the need to get Brown County Health Insurance premiums under control and solve the issue on the Mental Health Center.
13. Mike Aubinger, 1288 Carole Ln., Green Bay, spoke on behalf of the Library Board. First he wants to work hand and hand with the County, and second the combining of Facilities. The Library Board hasn’t received enough information on this merging. The Library is extremely efficient even with a \$396,000 shortfall. If the budget is cut, services will be cut, reducing the items.
14. Julie Yelle, 2915 Ferndale Dr., Green Bay, Brown County Homebuilders, spoke on proposed fee structure. She submitted areas of concern and is against an increase in fees.

A motion was made by Supervisor Zima and seconded by Supervisor Van Den Heuvel “**to return to the regular order of business**”. Voice vote taken. Motion carried unanimously with no abstentions.

**No. 12a -- REPORT OF ADMINISTRATION COMMITTEE OF NOVEMBER 2, 2005 (BUDGET ITEMS)**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The ADMINISTRATION COMMITTEE met in regular session (**budget items**) on November 2, 2005, and recommends the following motions:

1. Clerk - Review of 2006 department budget. Approve the Clerk’s 2006 department budget as presented.

2. Corporation Counsel – Review of 2006 department budget. Approve the Corporation Counsel’s budget as submitted.
    - a. Communication from Supervisor Steve Fewell re: Request a report on all bills statements, and written opinions for the year January 1, 2004 to December 31, 2004 paid to or received from Attorney Robert Simandl. Receive & place on file.
  3. Department of Administration – Review of 2006 department budget. Approve the budget as presented.
    - b. Communication from Supervisor Steve Fewell re: Request report on the history of General Fund Balance over the past 5 years (2000, 2001, 2002, 2003, & 2004). Include a projection for 2005 General Fund balance. Receive & place on file.
  4. Facility Management - Review of 2006 department budget. Approve the Facility Management budget as submitted.
  5. Human Resources – Review of 2006 department budget.
    - \*\* a. To eliminate the Employee and Training Coordinator and the lowest senior Analyst position and replace it with the Principal Analyst position and .4 Human Resources Coordinator. Ayes: 3 (Collins, Backmann, Lund); Nays: 2 (Graves, Beyl). Motion Carried.
    - b. Approve budget as amended. Ayes: 3 (Collins, Backmann, Lund); Nays: 2 (Graves, Beyl). Motion Carried.
- \*\* #5a -- AS PER THE COUNTY BOARD ON 11/14/05, THE POSITIONS OF TRAINING COORDINATOR AND PRINCIPAL ANALYST WERE REINSTATED.
6. Treasurer – Review of 2006 department budget. Approve Treasurer’s budget as presented.

### **Year 2006 Non divisional Budget Review**

7. Debt Service Fund (page 245). Approve the Debt Service Fund Budget as presented.
8. Capital Projects (page 253). Approve the Capital Projects Budget as presented.
9. Taxes, Special Revenues, Certain Internal Service & Fiduciary Funds (page 269). Approve the Taxes, Special Revenues, Certain Internal Service & Fiduciary Funds budget as presented.

A motion was made by Supervisor Haefs and seconded by Supervisor Lund **“to suspend the rules to allow Green Bay Mayor Schmitt to address the Board”**. Voice vote taken. Motion carried unanimously with no abstentions.

Mayor Schmitt spoke on the Sheriff’s budget and two County officers (Drug Task Force) that \$170,000 was submitted but it should be \$206,000. Mayor Schmitt also spoke on the Planning Department and is not in favor of the County Executive’s proposal to split the City and County Planning Department, adding this would cost the City \$150,000. He said the combined departments has served both the City and County well.

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

A motion was made by Supervisor Lund and seconded by Supervisor Collins **“to amend the County Executive Budget to move Library facilities to report to the Education and Recreation Committee (12b). The net levy increase of \$113,355”**. Voice vote taken. Motion carried unanimously with no abstentions.

A motion was made by Supervisor Lund and seconded by Supervisor Fleck **“to amend the County Executive Budget to make Information Services position to report of the Public Safety Committee (12g). The net levy increase of \$3,517”**. Voice vote taken. Motion carried unanimously with no abstentions.

A motion was made by Supervisor Graves and seconded by Supervisor Vander Leest **“to modify the Human Resources Budget as was submitted by Interim Human Resources Director”**. Human Resources Interim Director Mike Kwaterski explained County Code 4.14 and 4.66 Employee Development to the County Board.

After much discussion, a motion was made by Supervisor Collins and seconded by Supervisor Clancy **“to have a separation of 5a into individual votes for each position”**. Voice vote taken. Motion carried unanimously.

After further discussion, a separate vote was taken on each position as follows:

**Roll Call #12a(1) -- Vote on elimination of the training coordinator.**

Ayes: Theisen, Krueger, Erickson, Kaye, Zima, Evans, Frohna, Collins, Backmann, Fleck, Clancy, Moynihan, Zabel, Hinz, Lund, Fewell

Nays: Van Den Heuvel, Graves, Nicholson, Haefs, Vander Leest, Johnson, Dantine, Beyl, Van Deurzen, Scray

Total Ayes: 16 Total Nays: 10

**Motion carried to eliminate the training coordinator.**

**Roll Call #12a(2) -- Vote on elimination of the analyst position.**

Ayes: Theisen, Krueger, Haefs, Erickson, Kaye, Zima, Evans, Backmann, Fleck, Clancy, Moynihan, Zabel, Hinz, Lund, Fewell

Nays: Van Den Heuvel, Graves, Nicholson, Vander Leest, Johnson, Dantine, Frohna, Collins, Beyl, Van Deurzen, Scray

Total Ayes: 15 Total Nays: 11

**Motion carried to eliminate the analyst position.**

**Roll Call #12a(3) -- Vote on addition of the principal analyst position.**

Ayes: Theisen, Krueger, Haefs, Erickson, Kaye, Zima, Evans, Johnson, Collins, Backmann, Fleck, Clancy, Moynihan, Zabel, Scray, Hinz, Lund, Fewell

Nays: Van Den Heuvel, Graves, Nicholson, Vander Leest, Dantine, Frohna, Beyl, Van Deurzen

Total Ayes: 18 Total Nays: 8

**Motion carried to add the principal analyst position.**

**Roll Call #12a(4) -- Vote on addition of .4 Human Resources Coordinator.**

Ayes: Theisen, Krueger, Haefs, Erickson, Kaye, Zima, Evans, Johnson, Dantine, Frohna, Collins, Beyl, Backmann, Fleck, Clancy, Moynihan, Zabel, Scray, Hinz, Lund, Fewell

Nays: Van Den Heuvel, Graves, Nicholson, Vander Leest, Van Deurzen

Total Ayes: 21 Total Nays: 5

**Motion carried to add the .4 Human Resources Coordinator.**

A motion was made by Supervisor Lund and seconded by Supervisor Backmann **“to adopt the Administration Committee Budgets as amended”**. Vote taken. Roll Call #12a(5):

Ayes: Theisen, Krueger, Haefs, Erickson, Kaye, Zima, Evans, Johnson, Dantine, Frohna, Collins, Beyl, Backmann, Fleck, Clancy, Moynihan, Zabel, Hinz, Lund, Fewell

Nays: Van Den Heuvel, Graves, Nicholson, Vander Leest, Van Deurzen, Scray

Total Ayes: 20 Total Nays: 6

**MOTION CARRIED TO ADOPT THE ADMINISTRATION COMMITTEE BUDGET AS AMENDED.**

Approved by: \_\_\_\_\_ \s\ Carol Kelso, County Executive \_\_\_\_\_ Date: 11/28/2005

**No. 12b -- REPORT OF EDUCATION AND RECREATION COMMITTEE OF NOVEMBER 3, 2005 (BUDGET ITEMS)**

TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The EDUCATION & RECREATION COMMITTEE met in regular session (**budget items**) on November 3, 2005, and recommends the following motions:

1. **Parks:** Review of 2006 Department budget. Approve Parks 2006 department budget as submitted.
2. **NEW Zoo:** Review of 2006 Department budget. Approve NEW Zoo 2006 budget.
3. **Golf Course:** Review of 2006 Department budget. Approve Golf Course 2006 budget as submitted. Ayes: 4 (Van Deurzen, Johnson, Graves, Theisen); Nays: 1 (Vander Leest). Motion Carried.
4. **Library:** Review of 2006 Department budget.  
\*\* a. Restore funding for security (\$17,040) to the Library budget and delete a corresponding amount from Facility and Park management department. Secondly, restore funding for equipment, repair and maintenance (\$24,120) to the Library

budget and delete a corresponding amount from the Facility and Park management department.

\*\* #4a -- AS PER THE COUNTY BOARD ON 11/14/05, ADD \$242,710 TO THE TAX LEVY FOR THE LIBRARY REVENUE ACCOUNT.

\*\* **SEE VETO MESSAGE OF NOVEMBER 25, 2005.**

b. Restore the Facility Department in the Library, with a net levy impact of \$67,851. Ayes: 3 (Johnson, Graves, Theisen); Nays: 2 (Van Deurzen, Vander Leest). Motion Carried.

c. Approve the Library budget as amended.

5. **Museum** Review of 2006 Department budget. Approve Museum 2006 budget as proposed.

A motion was made by Supervisor Lund and seconded by Supervisor Vander Leest **“to adopt”**. Supervisor Vander Leest requested item #3 be taken separately. Remainder of report carried unanimously with no abstentions.

Item #3 -- Golf Course -- Review of 2006 Department budget. COMMITTEE ACTION: Approve Golf Course Budget as submitted. Ayes: 4 (Van Deurzen, Johnson, Graves, Theisen); Nays: 1 (Vander Leest) Motion carried.

A motion was made by Supervisor Vander Leest and seconded by Supervisor Theisen **“to hold 2006 green fees for county residents at 2005 green fees rates. The 9 hole rate would be \$11.50 and 18 hole rate would be \$27.00”**.

After much discussion, Supervisor Theisen withdrew his second to Supervisor Vander Leest’s motion.

Supervisor Zabel then seconded Supervisor Vander Leest’s motion. After further discussion, voice vote taken. Supervisor Vander Leest’s motion failed on voice vote.

A motion was made by Supervisor Zima and seconded by Supervisor Evans **“to add \$7,500 to Revenue to General Fund by making out of county golfers fees at \$2 for 9 holes and \$4 for 18 holes over the county rates.”**

Discussion followed. Vote taken on Supervisor Zima’s motion. Roll Call #12b(1):

Ayes: Van Den Heuvel, Nicholson, Haefs, Kaye, Zima, Evans, Fleck, Moynihan, Zabel, Scray, Hinz, Lund

Nays: Graves, Theisen, Krueger, Erickson, Vander Leest, Johnson, Dantine, Frohna, Collins, Beyl, Backmann, Van Deurzen, Clancy, Fewell

Total Ayes: 12 Total Nays: 14

Motion defeated.

A motion was made by Supervisor Johnson and seconded by Supervisor Beyl **“to approve the Education and Recreation Committee Budgets as presented”**. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by:       \s\ Carol Kelso, County Executive      

Date: 11/21/2005

No. 12c -- REPORT OF EXECUTIVE COMMITTEE OF OCTOBER 10, 2005  
(BUDGET ITEMS)

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The EXECUTIVE COMMITTEE met in regular session (**budget items**) on October 10, 2005, and recommends the following motions:

1. County Executive - Review of 2006 department budget. Approve and forward to the November 14, 2005 budget meeting of the County Board.
2. \*\* Board of Supervisors, Review of 2006 department budget. Approve and forward to the November 14, 2005 budget meeting of the County Board.

\*\* ITEM #2 -- AS PER THE COUNTY BOARD ON 11/14/05, ADD \$2,773 TO THE SUPERVISORS SALARY ACCOUNT FOR AN INCREASE IN SALARIES.

A motion was made by Supervisor Haefs and seconded by Supervisor Beyl **“to adopt”**.

A motion was made by Supervisor Haefs and seconded by Supervisor Zima **“to establish the pay structure for the next County Board of Supervisors and amend page 238 as follows:**

<b>Year 1 of next term: Board Chairman:</b>	<b>\$11,000.00</b>
<b>Board Vice Chairman:</b>	<b>9,000.00</b>
<b>24 Each Supervisors:</b>	<b>7,650.00</b>
<b>Year 2 of next term: Board Chairman:</b>	<b>\$11,250.00</b>
<b>Board Vice Chairman:</b>	<b>9,250.00</b>
<b>24 Each Supervisors:</b>	<b>7,800.00</b>

**Add \$2,773.00 to page 239 regular earnings.”**

Supervisor Haefs explained his motion. After further discussion a vote was taken. (2/3 vote required.) Roll Call #12c(1):

Ayes: Theisen, Krueger, Haefs, Erickson, Kaye, Zima, Evans, Johnson, Dantine, Collins, Fleck, Clancy, Moynihan, Hinz, Lund, Fewell

Nays: Van Den Heuvel, Graves, Nicholson, Vander Leest, Frohna, Beyl, Backmann, Van Deurzen, Zabel, Scray

Total Ayes: 16 Total Nays: 10

Motion failed for a lack of 2/3 vote.

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

Approved by:           \s\ Carol Kelso, County Executive          

Date: 11/28/2005

**Board Chairman Moynihan stated he would combine Reports #12d and #12e and take these two reports at one time.**

**No. 12d -- REPORT OF HUMAN SERVICES COMMITTEE OF OCTOBER 12, 2005 (BUDGET ITEMS)**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The HUMAN SERVICES COMMITTEE met in regular session (**budget items**) on October 12, 2005, and recommends the following motions:

1. Syble Hopp School - Review of 2006 department budget. Approve the 2006 Syble Hopp department budget as presented.
2. Veterans' Services - Review of 2006 department budget.
  - a) Transfer \$18,000 back from contracted services to Veterans' Services.
  - b) Approve the Veterans' Services budget as amended.
3. Aging Resource Center - Review of 2006 department budget. Approve the Aging Resource Center Budget as presented. Ayes: 6 (Evans, Zima, Frohna, Hinz, Van Deurzen, Zabel); Nays: 1 (Fewell). Motion Carried.
4. Health Department - Review of 2006 department budget.
  - a) \*\* Support the School-Age Children screening program and put \$72,000 back into the budget. Ayes: 6 (Fewell, Zabel, Evans, Hinz, Frohna, Zima); Nays: 1 (Van Deurzen). Motion Carried.

\*\* #4a -- AS PER THE COUNTY BOARD ON 11/14/05, DELETE \$79,000 FROM THE HEALTH DEPARTMENT SCHOOL AGE CHILDREN SCREENING ACCOUNT.

- b) Approve the Health Department budget as amended.
5. Human Services Department - Review of 2006 department budget.
  - a) Hold a meeting on November 1, 2005 at 6 p.m. to deal with budgetary issues related to Unit One.
  - b) Pass the budget contingent upon review of Memorandum of Understanding. No vote taken. (Request for separation of motion.)
  - c) Approve the community programs portion of the Human Services budget.
  - d) Approve the Mental Health Center budget excluding the financial issues related to Unit one. Ayes: 6 (Fewell, Zabel, Evans, Zima, Hinz, Van Deurzen) Abstain: 1 (Frohna). Motion Carried.

**The rest of the budget for the Human Services Committee will be held on November 1, 2005.**



A motion was made by Supervisor Evans and seconded by Supervisor Beyl **“to adopt”**. Supervisor Fewell requested items 12e #3 and #6 be taken separately. Supervisor Backmann requested item 12d #4a. Voice vote taken. Remainder of report carried unanimously with no abstentions.

Report #12d - Item #4a -- Health Department 2006 Budget - Support the School-Age Children screening program and put \$72,000 back into the budget. COMMITTEE ACTION: Ayes: 6 (Fewell, Zabel, Evans, Hinz, Frohna, Zima); Nays: 1 (Van Deurzen). Motion Carried.

A motion was made by Supervisor Backmann and seconded by Supervisor Van Den Heuvel **“to remove \$144,000 from the Health Department Budget, that was budgeted for Vision and Hearing Screening”**.

Discussion followed: a motion was made by Supervisor Zima and seconded by Supervisor Haefs **“to amend Supervisor Backmann’s motion by substitution to remove \$79,700 from the Health Department Budget”**. Vote taken. Roll Call #12d(1):

Ayes: Graves, Krueger, Haefs, Erickson, Kaye, Zima, Vander Leest, Johnson, Frohna, Van Deurzen, Fleck, Clancy, Moynihan, Scray, Lund, Fewell

Nays: Van Den Heuvel, Nicholson, Theisen, Evans, Dantine, Collins, Beyl, Backmann, Zabel, Hinz

Total Ayes: 16 Total Nays: 10

Motion carried.

A motion was made by Supervisor Backmann **“to remove \$64,300 from the Vision-Hearing Screening Program of the Health Department”**. After discussion, Supervisor Backmann withdrew his motion.

A motion was made by Supervisor Fleck and seconded by Supervisor Van Deurzen **“to reconsider the previous vote which passed 16-10”**. Vote to reconsider taken. Roll Call #12d(2):

Ayes: Theisen, Johnson, Dantine, Collins, Beyl, Backmann, Van Deurzen, Fleck, Clancy, Scray, Hinz, Lund

Nays: Van Den Heuvel, Graves, Nicholson, Krueger, Haefs, Erickson, Kaye, Zima, Evans, Vander Leest, Frohna, Moynihan, Zabel, Fewell

Total Ayes: 12 Total Nays: 14

Motion defeated to reconsider the last vote.

Approved by:           \s\ Carol Kelso, County Executive          

Date: 11/28/2005

No. 12e -- **REPORT OF HUMAN SERVICES COMMITTEE OF NOVEMBER 1, 2005**  
**(BUDGET ITEMS CONTINUED FROM OCTOBER 12, 2005 MEETING)**

**TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS**

Ladies and Gentlemen:

The HUMAN SERVICES COMMITTEE met in regular session (**budget items continued from October 12, 2005 meeting**) on November 1, 2005, and recommends the following motions:

1. Communication from Supervisor Theisen re: A request from Patty Payette and Judy Lehnert of the YWCA for funding for the YWCA's Teen Pregnancy and At-Risk Youth Intervention Service. (Referred from October County Board.) Receive & place on file.
2. Communication from Supervisor Steve Fewell re: Adolescent Long-Term Placements. Receive & place on file.
3. Communication from Supervisor Steve Fewell re: Adolescent Unit 1. Receive & place on file.
4. Communication from Supervisor Steve Fewell re: Relocation of Services to Mental Health Center. Receive & place on file.
5. \*\* Human Services Department – Request for Administration to explain the movement of employees from the Sophie Beaumont Building to the Mental Health Center and what the financial impact is. (Referred back to Committee from October County Board.) Receive & place on file. Ayes: 5 (Evans, Frohna, Hinz, Van Deurzen, Zabel); Nays: 1 (Fewell); Excused: 1 (Zima). Motion Carried.

\*\* Item 5 -- WAS REFERRED BACK TO THE HUMAN SERVICES COMMITTEE AS PER THE COUNTY BOARD ON NOVEMBER 14, 2005.

NOTE:AS PER THE COUNTY BOARD ON 11/14/05, ADD \$75,000 FROM HUMAN SERVICES CONTRACTED SERVICES TO HUMAN SERVICES OLDER PERSONS PROGRAM WITH NO IMPACT ON THE LEVY. \*\*

\*\* **SEE VETO MESSAGE OF NOVEMBER 25, 2005.**

6. Review of 2006 department budget.
  - a) Memo of Understanding from Bellin Hospital. Accept the Memorandum of Understanding with Bellin and Brown County as to the understanding of care. Ayes: 4 (Zabel, Van Deurzen, Hinz, Evans); Nays: 1 (Fewell); Abstain: 1 (Frohna); Excused: 1 (Zima). Motion Carried.

Report #12e#3 - Supervisor Fewell suggested this item is same item as #12e#6. Chair Moynihan stated that #12e#6 was already voted on. He would entertain a motion to reconsider item #12e#6. Motion by Supervisor Evans, seconded by Supervisor Krueger **“to reconsider”**. Voice vote taken. Motion carried with Supervisor Frohna abstaining.

Report #12e - Item #6 -- Review of 2006 department budget. (a) Memo of Understanding from Bellin Hospital. COMMITTEE ACTION: Accept the Memorandum of Understanding with Bellin and Brown County as to the understanding of care. Ayes: 4(Zabel, Van Deurzen, Hinz, Evans); Nays: 1 (Fewell); Abstain: 1 (Frohna); Excused: 1(Zima). Motion Carried.

Supervisor Fewell explained why he took this separately. He has concerns about closing Adolescent Unit I. Following discussion, a motion was made by Supervisor Evans and seconded by Supervisor Nicholson **“to approve Item #12e6.**

A motion was made by Supervisor Zima and seconded by Supervisor Fleck **“to suspend the rules to allow interested parties to address the Board”**. Voice vote taken. Motion carried unanimously with no abstentions.

Linda Roethle, 301 E. St. Joseph St., Green Bay, President of Bellin Psyche Center, addressed questions and concerns of Bellin Hospital’s program.

Christopher Paquette, Assistant Corporation Counsel, addressed questions of the Mental Health Center and the adolescent unit. Additionally, he stated he now has a document that allows him to address the problems he has historically had with the Bellin Psyche Center.

A motion was made by Supervisor Lund and seconded by Supervisor Van Den Heuvel **“to return to the regular order of business”**. Voice vote taken. Motion carried unanimously with no abstentions.

A motion was made by Supervisor Lund and seconded by Supervisor Kaye **“that the Brown County Board receive a monthly report from Bellin regarding the daily census of the adolescent psychiatric center. I would also like a report on the number of referrals to other institutions. This data to be provided to the Brown County Human Services Committee in a HIPPA compliant format. The M.O.U. be reviewed upon concern or on an annual basis by both parties”**.

Discussion followed. Voice vote taken. Motion carried.

A motion was made by Supervisor Haefs and seconded by Supervisor Van Deurzen **“to approve the original motion to approve item #12e6.** Voice vote taken. Motion carried. Supervisor Frohna abstained.

A motion was made by Supervisor Fleck and seconded by Supervisor Clancy **“to reconsider #12c items #1 and 5.”** Vote taken. Roll Call #12e(1):

Ayes: Theisen, Krueger, Haefs, Erickson, Kaye, Zima, Evans, Dantine, Frohna, Collins, Backmann, Fleck, Clancy, Hinz, Lund, Fewell

Nays: Van Den Heuvel, Graves, Nicholson, Vander Leest, Johnson, Beyl, Van Deurzen, Moynihan, Zabel, Scray

Total Ayes: 16 Total Nays: 10

Motion carried.

Report #12e - Item #1 -- Communication from Supervisor Theisen regarding: A request from Patty Payette and Judy Lehnert of the YWCA for funding for the YWCA's Teen Pregnancy and At-Risk Youth Intervention Service. (Referred from October County Board.) COMMITTEE ACTION: Receive and place on file.

A motion was made by Supervisor Fleck and seconded by Supervisor Clancy **“to add \$100,000 to the budget to fund the YWCA Teen Pregnancy Program”**. After discussion, Supervisor Fleck withdrew his motion.

A motion was made by Supervisor Zima and seconded by Supervisor Frohna **“to budget \$87,000 to fund a teen pregnancy program commencing July 2006 providing the Human Service Committee and the County Board decide the program is necessary”**.

A motion was made by Supervisor Fleck and seconded by Supervisor Clancy **“to suspend the rules to allow interested parties to address the Board”**. Voice vote taken. Motion carried unanimously with no abstentions.

Patty Payette, Executive Director of the YWCA, 230 S. Madison St., Green Bay, explained her program. The Supervisors asked numerous questions of Ms. Payette. After further discussion, a motion was made by Supervisor Scray and seconded by Supervisor Backmann **“to return to the regular order of business”**. Voice vote taken. Motion carried unanimously with no abstentions.

There was further discussion on Supervisor Zima's motion. A vote was taken on Supervisor Zima's motion **“to budget \$87,000 to fund a teen pregnancy program commencing July 2006 providing the Human Service Committee and the County Board decide the program is necessary”**. Vote taken. Roll Call #12e(2):

Ayes: Theisen, Krueger, Haefs, Erickson, Kaye, Zima, Frohna, Collins, Beyl, Fleck, Clancy, Hinz, Fewell

Nays: Van Den Heuvel, Graves, Nicholson, Evans, Vander Leest, Johnson, Dantine, Backmann, Van Deurzen, Moynihan, Zabel, Scray, Lund

Total Ayes: 13 Total Nays: 13

Motion defeated.

Report #12e - Item #5 -- Human Services Department - Request for Administration to explain the movement of employees from the Sophie Beaumont Building to the Mental Health Center and what the financial impact is. (Referred back to Committee from October County Board.) COMMITTEE ACTION: Receive and place on file. Ayes: 5 (Evans, Frohna, Hinz, Van Deurzen, Zabel); Nays: 1 (Fewell); Excused: 1 (Zima). Motion Carried.

A motion was made by Supervisor Zima and seconded by Supervisor Lund **“to refer item #5 back to Human Services Committee”**. Voice vote taken. Motion carried unanimously with no abstentions.

**\*\*A motion was made by Supervisor Fewell and seconded by Supervisor Krueger “to reinstate \$75,000 for the Older American Program for the Green Bay downtown site. These funds should be taken from Contract Services Budget in Human Services for \$0.00 budget impact on the levy”.**

Discussion followed. Voice vote taken on Supervisor Fewell’s motion. Motion carried unanimously with no abstentions.

**\*\* SEE VETO MESSAGE OF NOVEMBER 25, 2005 AND WITHDRAWAL OF VETO OF NOVEMBER 28, 2005**

A motion was made by Supervisor Vander Leest and seconded by Supervisor Johnson “**to adopt the Human Services Committee budget as amended**”. Voice vote taken. Motion carried unanimously with no abstentions.

Approved by: \_\_\_\_\_ \s\ Carol Kelso, County Executive \* Date: 11/21/2005

**\* SEE VETO MESSAGE OF NOVEMBER 25, 2005.**

**No. 12f -- REPORT OF PLANNING, DEVELOPMENT AND TRANSPORTATION AND LAND CONSERVATION SUBCOMMITTEE OF OCTOBER 26, 2005 (BUDGET ITEMS)**

TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PLANNING, DEVELOPMENT & TRANSPORTATION COMMITTEE & LAND CONSERVATION SUB COMMITTEE met in regular session (**budget items**) on October 26, 2005, and recommends the following motions.

**Land Conservation Subcommittee**

1. Land Conservation – Review of 2006 Department budget. Approve the 2006 Land Conservation department budget as presented and forward to County Board. Ayes: 4 (Erickson, Scray, Vanden Plas, Dantine); Nays: 2 (Fleck, Krueger). Motion carried.

**Planning, Development & Transportation Committee**

2. Airport - Review of 2006 department budget. Approve the 2006 Airport department budget and forward to County Board.
3. Register of Deeds - Review of 2006 department budget. Approve the 2006 Register of Deeds department budget and forward to County Board.
4. UW-Extension - Review of 2006 department budget. Approve the UW-Extension 2006 department budget and forward to County Board.
5. Planning & Land Services

- a) \*\* **Planning Office** - Review of 2006 department budget (page 203) & Land Records Modernization (pages 301- 302). Change the Plan of Organization, deleting the position of Planning/Land Services Director, and keeping the position of Senior Planner on a trial basis for a one-year time period. Ayes: 3 (Erickson, Fleck, Krueger); Nays: 2 (Dantinne, Scray). Motion Carried.
  - b) **Property Listing** - Review of 2006 department budget (page 210).
  - c) **Zoning** - Review of 2006 department budget (page 213).
- Approve a, b & c – Planning, Property Listing & Zoning department budgets and forward to County Board.

\*\* #5a -- AS PER THE COUNTY BOARD ON 11/14/05, REINSTATE THE JOINT CITY/COUNTY PLANNING DEPARTMENT AT A NET COST OF \$166,340.

\*\* **SEE VETO MESSAGE OF NOVEMBER 25, 2005.**

- 6. Port/Solid Waste - Review of 2006 department budget. Approve the 2006 Port/Solid Waste department budget and forward to County Board.
- 7. Highway – Review of 2006 department budget. Approve the 2006 Highway budget and forward to County Board.

A motion was mad by Supervisor Kaye and seconded by Supervisor Erickson **“to adopt”**. Supervisor Krueger requested that item #1 be taken separately. Supervisor Scray requested that item #5a be taken separately. Voice vote taken. Remainder of report carried unanimously with no abstentions.

Item #1 -- Land Conservation - Review of 2006 Department Budget. COMMITTEE ACTION: Approve the 2006 Land Conservation Department budget as presented and forward to County Board. Ayes: 4 (Erickson, Scray, Vanden Plas, Dantinne); Nays: 2 (Fleck, Krueger). Motion carried.

A motion was made by Supervisor Krueger and seconded by Supervisor Fleck **“to reinstate the \$67,326 for a f.t.e. to work on the well abandonment project along with other duties relating to ground water pollution and contamination”**.

After further discussion, a vote was taken on Supervisor Krueger’s motion. Roll Call #12f(1):  
 Ayes: Krueger, Erickson, Kaye, Zima, Collins, Beyl, Fleck, Clancy, Fewell  
 Nays: Van Den Heuvel, Graves, Nicholson, Theisen, Haefs, Evans, Vander Leest, Johnson, Dantinne, Frohna, Backmann, Van Deurzen, Moynihan, Zabel, Scray, Hinz, Lund  
 Total Ayes: 9 Total Nays: 17  
 Motion defeated.

Item #5a -- Planning Office - Review of 2006 department budget (page 203) and Land Records Modernization (pages 301-302). COMMITTEE ACTION: Change the Plan of Organization, deleting the position of Planning/Land Services Director, and keeping the position of Senior Planner on a trial basis for a one-year time

period. Ayes: 3 (Erickson, Fleck, Krueger); Nays: 2 (Dantinne, Scray). Motion Carried.

A motion was made by Supervisor Scray and seconded by Supervisor Frohna **“to delete the Senior Planner Position from Planning and Land Services Department”** with levy decrease of \$70,195. Discussion followed.

A motion was made by Supervisor Lund and seconded by Supervisor Dantinne **“to suspend the rules to allow interested parties to address the Board”**. Voice vote taken. Motion carried unanimously with no abstentions.

Pat Kaster, 1317 Lombardi Access Rd., Green Bay, spoke in opposition to developer’s fees included in this budget.

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

After discussion, a voice vote was taken on Supervisor Scray’s motion **“to delete the Senior Planner Position from Planning and Land Services Department.”** Motion failed.

A motion was made by Supervisor Krueger and seconded by Supervisor Van Deurzen **“to approve item #5a”**.

**\*\*After further discussion, a motion was made by Supervisor Theisen and seconded by Supervisor Collins “to amend by restoring City/County Planning by adding \$162,500 to contracted services; \$4,500 to indirect costs; \$50,057 for Administrative Clerk and deleting \$51,167 for Office Manager I. (Net cost \$166,340.)”**. Vote taken. Roll Call #12f(2):

Ayes: Graves, Theisen, Krueger, Erickson, Kaye, Zima, Evans, Johnson, Collins, Beyl, Fleck, Clancy, Hinz, Fewell

Nays: Van Den Heuvel, Nicholson, Haefs, Vander Leest, Dantinne, Frohna, Backmann, Van Deurzen, Moynihan, Zabel, Scray, Lund

Total Ayes: 14 Total Nays: 12

Motion carried.

**\*\* SEE VETO MESSAGE OF NOVEMBER 25, 2005.**

A motion was made by Supervisor Johnson and seconded by Supervisor Frohna **“to suspend the rules to allow interested parties to address the Board”**. Voice vote taken. Motion carried unanimously with no abstentions.

Jennifer Sundstrum, Realtor Association of NEW, 6124 Arrow Tech Drive, Appleton, spoke against increased fees.

After discussion and questions, a motion was made by Supervisor Johnson and seconded by Supervisor Krueger **“to return to the regular order of business”**. Voice vote taken. Motion carried unanimously with no abstentions.

A motion was made by Supervisor Zima and seconded by Supervisor Johnson **“to hold the fee increases to \$21,500 or 50% of the fee increases proposed”**.

After discussion, the vote was taken on Supervisor Zima’s motion. Roll Call #12f(3):

Ayes: Nicholson, Kaye, Zima, Evans, Johnson, Moynihan, Lund, Fewell

Nays: Van Den Heuvel, Graves, Theisen, Krueger, Haefs, Erickson, Vander Leest, Dantinne, Frohna, Collins, Beyl, Backmann, Van Deurzen, Fleck, Clancy, Zabel, Scray, Hinz

Total Ayes: 8 Total Nays: 18

Motion defeated.

A motion was made by Supervisor Hinz and seconded by Supervisor Fleck **“to add \$50,000 to support Advance”**.

Supervisor Hinz explained how this will help the Advance Program stay successful, adding this is a good investment in our business community.

After further discussion, a motion was made by Supervisor Fewell and seconded by Supervisor Lund **“to add \$50,000 to an Economic Development Fund with the Planning staff and committee to develop parameters to distribute these funds”**. Vote taken. Roll Call #12f(4):

Ayes: Theisen, Krueger, Collins, Beyl, Fleck, Clancy, Hinz, Lund, Fewell

Nays: Van Den Heuvel, Graves, Nicholson, Haefs, Erickson, Kaye, Zima, Vander Leest, Johnson, Dantine, Frohna, Backmann, Van Deurzen, Moynihan, Zabel, Scray

Abstain: Evans

Total Ayes: 9 Total Nays: 16 Abstain: 1

Motion defeated.

A motion was made by Supervisor Van Den Heuvel and seconded by Supervisor Van Deurzen **“to adopt the Planning, Development and Transportation Committees Budgets as amended”**. Voice vote taken. Motion carried.

Approved by: \_\_\_\_\_ \s\ Carol Kelso, County Executive \* Date: 11/21/2005

**\* SEE VETO MESSAGE OF NOVEMBER 25, 2005.**

**No. 12g -- REPORT OF PUBLIC SAFETY COMMITTEE OF OCTOBER 31, 2005  
(BUDGET ITEMS)**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PUBLIC SAFETY COMMITTEE met in regular session (**budget items**) on October 31, 2005, and recommends the following motions:

1. Circuit Courts/Clerk of Courts - Review of 2006 department budget. Approve the 2006 Circuit Courts/Clerk of Courts budget and forward to County Board.
2. \*\* District Attorney - Review of 2006 department budget. Approve the 2006 District Attorney Department budget and forward to County Board. Ayes: 3 (Clancy, Kaye, Zima); Nays: 2 (Nicholson, Van Den Heuvel). Motion Carried.

\*\* AS PER THE COUNTY BOARD ON 11/14/05, INCREASE THE TEEN COURT FEE TO \$30.00 FOR A REVISED INCOME OF \$940.00.

3. Medical Examiner - Review of 2006 department budget. Approve the 2006 Medical Examiner’s budget and forward to County Board.
4. Public Safety Communications - Review of 2006 department budget.



- a) \*\* Keep the Table of Organization intact, with both the Information Services position, and the Emergency Management Director and Office Manager One positions in the Public Safety Communications Department budget.

\*\* 4a -- **SEE VETO MESSAGE OF NOVEMBER 25, 2005.**

- b) Approve the 2006 Public Safety Communications budget as amended and forward to County Board.
5. Sheriff – Review of 2006 department budget.
- a) Amend the budget to reflect an increase from \$47 to \$50 per day for out-of-county inmate fees, and from 12.3 to 30 inmates, with a new revenue impact of \$336,000.
  - b) Increase the revenue from \$113,000 to \$170,000, or an additional \$57,000 for housing municipal prisoners at the Brown County Jail.
  - c) Reinstate the Traffic Team Officer position in the amount of \$84,591, including benefits, with a request to extrapolate yearly revenues by the November 14, 2005 budget meeting. Ayes: 3 (Clancy, Kaye, Zima); Nays: 2 (Nicholson, Van Den Heuvel). Motion Carried.
  - d) Approve the addition of \$90,000 plus benefits for a Psychiatric Nurse with offsetting revenue or decreased expenses (no levy effect) to be shown by the November 14, 2005 budget meeting. Ayes: 3 (Clancy, Kaye, Zima); Nays: 2 (Nicholson, Van Den Heuvel). Motion Carried.
  - e) Reinstate \$170,000 for two Drug Task Force officers to be contracted with the City of Green Bay.
  - f) \*\* Reduce the amount of fund balance applied by \$138,409.

\*\* #5f -- AS PER THE COUNTY BOARD ON 11.14.05, DECREASE THE LEVY AMOUNT BY \$64,857, DUE TO A BOARDING AGREEMENT WITH DANE COUNTY.

- g) Approve the 2006 Sheriff's Department budget as amended and forward to County Board. Ayes: 3 (Clancy, Kaye, Zima); Nays: 2 (Nicholson, Van Den Heuvel). Motion Carried.

A motion was made by Supervisor Kaye and seconded by Supervisor Clancy **“to adopt”**.

Supervisor Scray requested item #2 be taken separately.

Supervisor Van Den Heuvel requested items #5c and #5d be taken separately.

Supervisor Nicholson requested item #4a be taken separately.

Voice vote taken. Remainder of report passed unanimously with no abstentions.

Item #2 -- District Attorney - Review of 2006 department budget. COMMITTEE ACTION: Approve the 2006 District Attorney Department budget and forward to County Board. Ayes: 3 (Clancy, Kaye, Zima); Nays: 2 (Nicholson, Van Den Heuvel). Motion carried.

A motion was made by Supervisor Scray and seconded by Supervisor Nicholson for Teen Court **“to have the fee reflect the fine as what it would be (\$184)”**.

After discussion, Supervisor Vander Leest made a friendly amendment to Supervisor Scray’s motion **“to charge \$50.00 versus full fine amount”**.

A motion was made by Supervisor Lund and seconded by Supervisor Fleck **“to charge \$30.00 fee for Teen Court for revenue increase of \$940.00”**.

Discussion followed.

A motion was made by Supervisor Evans and seconded by Supervisor Nicholson **“to suspend the rules to allow interested parties to address the Board”**. Voice vote taken. Motion carried unanimously with no abstentions.

Jane Speck, Teen Court employee, 300 Crooks St., Green Bay, spoke in favor of Teen Court and the savings to the court system by having Teen Court.

After more discussion, a motion was made by Supervisor Nicholson and seconded by Supervisor Dantine **“to return to the regular order of business”**. Voice vote taken. Motion carried unanimously with no abstentions.

Vote taken on Supervisor Lund’s motion **“to charge \$30.00 fee for Teen Court for revenue increase of \$940.00”**. Vote taken. Roll Call #12g(1):

Ayes: Van Den Heuvel, Graves, Nicholson, Theisen, Haefs, Erickson, Kaye, Zima, Evans, Vander Leest, Johnson, Dantine, Frohna, Collins, Beyl, Van Deurzen, Fleck, Clancy, Moynihan, Hinz, Lund

Nays: Krueger, Backmann, Zabel, Scray, Fewell

Total Ayes: 21 Total Nays: 5

Motion carried.

**\*\* Item #4a -- Public Safety Communications - Review of 2006 department budget. COMMITTEE ACTION: Keep the Table of Organization intact, with both the Information Services position, and the Emergency Management Director and Office Manager One positions in the Public Safety Communications Department budget.**

Supervisor Nicholson explained why he took this item separately.

A motion was made by Supervisor Nicholson and seconded by Supervisor Vander Leest **“to move Emergency Government to the Sheriff’s Department”**.

After discussion, a voice vote was taken on Supervisor Nicholson’s motion. Motion failed.

**\*\* SEE VETO MESSAGE OF NOVEMBER 25, 2005.**

**Item #5c and #5d -- Sheriff - Review of 2006 department budget. COMMITTEE ACTION: #c -- Reinstatement of the Traffic Team Officer position in the amount of \$84,591 including benefits, with a request to extrapolate yearly revenues by the November 14, 2005 budget meetings. Ayes: 3 (Clancy, Kaye, Zima); Nays: 2 (Nicholson, Van Den Heuvel). Motion Carried. #d -- Approve the addition of \$90,000 plus benefits for a Psychiatric Nurse with offsetting revenue or decreased expenses (no levy effect) to be shown by the November 14, 2005 budget meeting. Ayes: 3 (Clancy, Kaye, Zima); Nays: 2 (Nicholson, Van Den Heuvel). Motion Carried.**

A motion was made by Supervisor Van Den Heuvel and seconded by Supervisor Vander Leest **“to delete additional patrol officer in Sheriff’s Department for \$84,591.00”**.

After discussion, a motion by substitution was made by Supervisor Haefs and seconded by Supervisor Evans **“by substitution to adopt the items as presented by Sheriff Kocken and reduce the levy by \$64,857.00”**. Vote taken. Roll Call #12g(2):

Ayes: Van Den Heuvel, Graves, Theisen, Krueger, Haefs, Erickson, Kaye, Zima, Evans, Vander Leest, Johnson, Dantine, Frohna, Collins, Beyl, Backmann, Van Deurzen, Fleck, Clancy, Moynihan, Zabel, Scray, Hinz, Lund, Fewell

Abstain: Nicholson

Total Ayes: 25 Total Abstain: 1

Note: County Board Chair accepted Supervisor Hinz voice vote as an “aye”.

Motion carried.

After further discussion, a motion was made by Supervisor Nicholson **“requesting a separation that all three positions (#5c, #5d & #5e) be voted on separately.”** Request granted.

**\*\*Vote taken on “Approve Traffic Team Position” -- Roll Call #12g(3):**

Ayes: Van Den Heuvel, Graves, Theisen, Krueger, Haefs, Erickson, Kaye, Zima, Evans, Johnson, Dantine, Frohna, Collins, Beyl, Backmann, Van Deurzen, Fleck, Clancy, Moynihan, Hinz, Lund, Fewell

Nays: Nicholson, Vander Leest, Zabel, Scray

Total Ayes: 22 Total Nays: 4

Motion carried to **Approve Traffic Team Position.**

**\*\* SEE VETO MESSAGE OF NOVEMBER 25, 2005.**

**\*\* Vote taken on “Approve Psychiatric Nurse Position” -- Roll Call #12g(4):**

Ayes: Graves, Theisen, Krueger, Haefs, Erickson, Kaye, Zima, Evans, Johnson, Dantine, Frohna, Collins, Beyl, Backmann, Van Deurzen, Fleck, Clancy, Moynihan, Zabel, Scray, Hinz, Lund, Fewell

Nays: Van Den Heuvel, Nicholson, Vander Leest

Total Ayes: 23 Total Nays: 3

Motion carried to **Approve Psychiatric Nurse Position.**

**\*\* SEE VETO MESSAGE OF NOVEMBER 25, 2005.**

**Vote taken on “Reinstate 2 Drug Officers” -- Roll Call #12g(5):**

Ayes: Van Den Heuvel, Graves, Nicholson, Theisen, Krueger, Haefs, Erickson, Kaye, Zima, Evans, Vander Leest, Johnson, Dantine, Frohna, Collins, Beyl, Backmann, Van Deurzen, Fleck, Clancy, Moynihan, Zabel, Scray, Hinz, Lund, Fewell

Nays: None

Total Ayes: 26 Total Nays: 0

Motion carried unanimously to **Reinstate 2 Drug Officer Positions.**



Approved by:

\s\ Carol Kelso

Brown County Executive

Date Signed: December 7, 2005

Supervisors held a discussion regarding the final budget.

A motion was made by Supervisor Lund and seconded by Supervisor Krueger **“to reconvene on Wednesday, November 16, at 7:00 p.m.”** Vote taken. Roll Call #13(1):

Ayes: Krueger, Collins, Backmann, Fleck, Clancy, Hinz, Lund, Fewell

Nays: Van Den Heuvel, Graves, Nicholson, Theisen, Haefs, Erickson, Kaye, Zima, Evans, Vander Leest, Johnson, Dantine, Frohna, Beyl, Van Deurzen, Moynihan, Zabel, Scray

Total Ayes: 8 Total Nays: 18

Motion defeated to reconvene on Wednesday, November 16, at 7:00 p.m.

A motion was made by Supervisor Haefs and seconded by Supervisor Evans **“to add \$242,710 to the Library Fund by adding \$125,000 to levy and transferring \$117,710 from General Fund”**.

A motion was made by Supervisor Lund and seconded by Supervisor Vander Leest **“to take \$100,000 out of the General Fund to go to the Library Board for their budget. To reduce the sale of assets.”**

Discussion followed, after which the vote was taken on Supervisor Lund’s motion. Roll Call #13(2):

Ayes: Van Den Heuvel, Graves, Vander Leest, Johnson, Dantine, Collins, Beyl, Van Deurzen, Zabel, Scray, Hinz, Lund

Nays: Nicholson, Theisen, Krueger, Haefs, Erickson, Kaye, Zima, Evans, Frohna, Backmann, Fleck, Clancy, Moynihan, Fewell

Total Ayes: 12 Total Nays: 14

Motion defeated.

**\*\* After further discussion on Supervisor Haef’s motion “to add \$242,710 to the Library Fund by adding \$125,000 to levy and transferring \$117,710 from General Fund”, a motion by substitution was made by Supervisor Fewell and seconded by Supervisor Krueger “to add \$242,710 to the Library Budget and remove the sale of the cultural assets”.**

**\*\* SEE VETO MESSAGE OF NOVEMBER 25, 2005.**

Vote taken. Roll Call #12(3):

Ayes: Theisen, Krueger, Haefs, Kaye, Zima, Evans, Johnson, Dantine, Frohna, Collins, Beyl, Backmann, Van Deurzen, Fleck, Clancy, Moynihan, Fewell

Nays: Van Den Heuvel, Graves, Nicholson, Erickson, Vander Leest, Zabel, Scray, Hinz, Lund

Total Ayes: 17 Total Nays: 9

Motion carried.

A motion was made by Supervisor Haefs and seconded by Supervisor Zima **“to reconsider County Board Supervisors Salaries”**. Vote taken. Roll Call #13(4):

Ayes: Van Den Heuvel, Theisen, Krueger, Haefs, Erickson, Kaye, Zima, Evans, Vander Leest, Johnson, Dantine, Collins, Beyl, Fleck, Clancy, Moynihan, Hinz, Fewell

Nays: Graves, Nicholson, Frohna, Backmann, Van Deurzen, Zabel, Scray, Lund

Total Ayes: 18 Total Nays: 8

Motion carried to reconsider.

A motion was made by Supervisor Haefs and seconded by Supervisor Zima **“to establish the pay structure for the next County Board of Supervisors and amend page 238 as follows:**

<b>Year 1 of next term:</b>	<b>Board Chairman:</b>	<b>\$11,000.00</b>
	<b>Board Vice Chairman:</b>	<b>9,000.00</b>
	<b>24 Each Supervisors</b>	<b>7,650.00</b>
<b>Year 2 of next term:</b>	<b>Board Chairman:</b>	<b>\$11,250.00</b>
	<b>Board Vice Chairman:</b>	<b>9,250.00</b>
	<b>24 Each Supervisors</b>	<b>7,800.00</b>

**Add \$2,773.00 to page 239 regular earnings.”** Vote taken. Roll Call #13(5):

Ayes: Van Den Heuvel, Theisen, Krueger, Haefs, Erickson, Kaye, Zima, Evans, Johnson, Dantine, Collins, Beyl, Fleck, Clancy, Moynihan, Hinz, Lund, Fewell

Nays: Graves, Nicholson, Vander Leest, Frohna, Backmann, Van Deurzen, Zabel, Scray

Total Ayes: 18 Total Nays: 8

Motion carried.

A motion was made by Supervisor Graves and seconded by Supervisor Vander Leest **“to reinstate in the Human Resources Department (1) Training Coordinator (\$66,543) and (1) FTE Analyst (\$68,537) for a total of \$135,000; taking \$100,000 from Contracted Services and \$35,080 from Recruitment Fees; with a 0 levy impact”**.

Discussion followed: Concerns were expressed by some Supervisors that the County Executive would veto this portion of the budget. Asked if she would use her veto power to delete the Principal Analyst or .4 Human Resources Coordinator positions, the County Executive stated she would not. Voice vote taken. Motion carried.

A motion was made by Supervisor Haefs and seconded by Supervisor Zima **“to adopt the 2006 County Executive Budget as amended”**. Vote taken. Roll Call #13(6):

Ayes: Graves, Theisen, Haefs, Erickson, Kaye, Zima, Evans, Johnson, Dantine, Frohna, Collins, Beyl, Backmann, Van Deurzen, Fleck, Clancy, Moynihan, Zabel, Scray, Hinz, Lund, Fewell

Nays: Van Den Heuvel, Nicholson, Vander Leest

Abstain: Krueger

Total Ayes: 22 Total Nays: 3 Abstain: 1

Motion carried **“to adopt the 2006 County Executive Budget as amended”**.

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

Date: 12/7/2005

**No. 14 -- Closing Roll Call:**

Present: Van Den Heuvel, Graves, Nicholson, Theisen, Krueger, Haefs, Erickson, Kaye, Zima, Evans, Vander Leest, Johnson, Dantine, Frohna, Collins, Beyl, Backmann, Van Deurzen, Fleck, Clancy, Moynihan, Zabel, Scray, Hinz, Lund, Fewell

Excused: None

Total Present: 26 Total Excused: 0

**\*\* No. 15 -- ADJOURNMENT TO WEDNESDAY, DECEMBER 21, 2005 AT 7:00 P.M., LEGISLATIVE ROOM 203, 100 N. JEFFERSON STREET, GREEN BAY, WISCONSIN.**

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

**\*\* PENDING VETO SESSION OF NOVEMBER 28, 2005 REGARDING VETOED ITEMS BY THE COUNTY EXECUTIVE.**

**PROCEEDINGS OF THE BROWN COUNTY BOARD OF SUPERVISORS**  
**NOVEMBER 28, 2005 “SPECIAL” VETO SESSION**

Pursuant to Section 19.84 and 59.094, Wis. Stats., notice is hereby given to the public that the “SPECIAL” meeting of the **BROWN COUNTY BOARD OF SUPERVISORS** was held on **Monday, November 28, 2005, at 7:00 p.m., following the Brown County Board of Supervisors Meeting that ended on Monday, November 14, 2005,** in the Legislative Room, 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: Van Den Heuvel, Graves, Nicholson, Theisen, Krueger, Haefs, Erickson, Kaye, Evans, Vander Leest, Johnson, Dantine, Frohna, Collins, Beyl, Backmann, Van Deurzen, Fleck, Clancy, Moynihan, Zabel, Scray, Hinz, Lund, Fewell

Excused: Zima

Total Present: 25 Total Excused: 1

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

Chairman Moynihan announced Veto #4 (Funding for Older Americans Program) is being deleted from the agenda. An explanatory letter from the County Executive is attached explaining her action.

A motion was made by Supervisor Scray and seconded by Supervisor Dantine **“to approve the agenda as modified”**. Voice vote taken. Motion carried unanimously with no abstentions.

**No. 2 -- VETO SESSION FROM NOVEMBER 14, 2005 BUDGET SESSION OF COUNTY BOARD MEETING.**

**Veto No. 1 -- CONSOLIDATION OF PLANNING, PROPERTY LISTING, ZONING AND LAND INFORMATION OFFICE (LEVY IMPACT FROM BOARD ACTION: \$166,340).**

(Required number of votes needed to override a veto is 2/3 of the 26 County Board Members which would be 18 votes.)

A motion was made by Supervisor Haefs and seconded by Supervisor Clancy **“to override Veto #1”**. After discussion, the vote was taken **“to override Veto #1”**. Roll Call #1:

Ayes: Theisen, Krueger, Haefs, Erickson, Kaye, Evans, Johnson, Collins, Beyl, Fleck, Clancy, Moynihan, Hinz, Fewell

Nays: Van Den Heuvel, Graves, Nicholson, Vander Leest, Dantine, Frohna, Backmann, Van Deurzen, Zabel, Scray, Lund

Excused: Zima

Total Ayes: 14 Total Nays: 11 Excused: 1

Motion **“to override veto #1”** failed.

**Veto No. 2 -- TRANSFER OF EMERGENCY GOVERNMENT (LEVY IMPACT FROM BOARD ACTION: \$0).**

(Required number of votes needed to override a veto is 2/3 of the 26 County Board Members which would be 18 votes.)

A motion was made by Supervisor Haefs and seconded by Supervisor Clancy **“to override Veto #2”**. Vote taken. Roll Call #2:

Ayes: Theisen, Krueger, Haefs, Erickson, Kaye, Evans, Johnson, Frohna, Collins, Beyl, Backmann, Fleck, Clancy, Moynihan, Zabel, Hinz, Lund, Fewell

Nays: Van Den Heuvel, Graves, Nicholson, Vander Leest, Dantine, Van Deurzen, Scray



Excused: Zima  
Total Ayes: 18 Total Nays: 7 Excused: 1  
Motion **“to override veto #2”** carried.

**Veto No. 3 -- LIBRARY FUNDING (LEVY IMPACT FROM BOARD ACTION: \$142,710).**

(Required number of votes needed to override a veto is 2/3 of the 26 County Board Members which would be 18 votes.)

A motion was made by Supervisor Haefs and seconded by Supervisor Clancy **“to override Veto #3”**.

A motion was made by Supervisor Evans and seconded by Supervisor Krueger **“to suspend the rules to allow interested parties to address the Board”**. Voice vote taken. Motion carried unanimously with no abstentions.

Mr. Robert Bush, 3062 Bay View Drive, Green Bay, spoke in favor of overriding the veto explaining the reason; citing if the County Executive’s veto of the money for the Library stays, the Library Board will be forced to cut Library hours at two libraries.

Norbert De Cleene, 2210 S. Oneida Street, Ashwaubenon, spoke in favor of overriding the veto.

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

Vote taken on original motion **“to override Veto #3”**. Roll Call #3:

Ayes: Van Den Heuvel, Theisen, Krueger, Haefs, Erickson, Kaye, Evans, Johnson, Frohna, Collins, Beyl, Backmann, Van Deurzen, Fleck, Clancy, Moynihan, Zabel, Hinz, Lund, Fewell

Nays: Graves, Nicholson, Vander Leest, Dantine, Scray

Excused: Zima

Total Ayes: 20 Total Nays: 5 Excused: 1

Motion **“to override veto #3”** carried.

**Veto No. 4 -- FUNDING FOR OLDER AMERICANS PROGRAM (LEVY IMPACT FROM BOARD ACTION: \$0).**

County Executive Kelso withdrew this item from the agenda.

**SEE WITHDRAWAL OF VETO OF NOVEMBER 28, 2005.**

**Veto No. 5 -- SHERIFF’S DEPARTMENT - OUT OF COUNTY REVENUE INCREASE (LEVY IMPACT FROM BOARD ACTION - \$0).**

(Required number of votes needed to override a veto is 2/3 of the 26 County Board Members which would be 18 votes.)

A motion was made by Supervisor Haefs and seconded by Supervisor Clancy **“to override Veto #5”**. Discussion followed. Supervisor Nicholson requested it be recorded in the minutes that he will fully support the Drug Narcotic Officers and will fund what ever they need. He will bring

this to the next Public Safety Committee Meeting. Vote taken on motion **“to override Veto #5”**.  
Roll Call #5:

Ayes: Graves, Theisen, Krueger, Haefs, Erickson, Kaye, Evans, Johnson, Frohna, Collins, Beyl,  
Backmann, Van Deurzen, Fleck, Clancy, Moynihan, Zabel, Hinz, Lund, Fewell

Nays: Van Den Heuvel, Nicholson, Vander Leest, Dantinne, Scray

Excused: Zima

Total Ayes: 20 Total Nays: 5 Excused: 1

Motion **“to override veto #5”** carried.

**No. 3 -- SUCH OTHER MATTERS AS AUTHORIZED BY LAW. None.**

**No. 4 -- Closing Roll Call:**

Present: Van Den Heuvel, Graves, Nicholson, Theisen, Krueger, Haefs, Erickson, Kaye,  
Evans, Vander Leest, Johnson, Dantinne, Frohna, Collins, Beyl, Backmann, Van  
Deurzen, Fleck, Clancy, Moynihan, Zabel, Scray, Hinz, Lund, Fewell

Excused: Zima

Total Present: 25 Total Excused: 1

**No. 5 -- ADJOURNMENT TO WEDNESDAY, DECEMBER 21, 2005 AT 7:00 P.M.,  
LEGISLATIVE ROOM 203, 100 N. JEFFERSON STREET, GREEN BAY,  
WISCONSIN.**

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

                  /s/ DARLENE K. MARCELLE                    
Brown County Clerk

**VETO  
MESSAGE  
BY  
COUNTY  
EXECUTIVE  
OF  
NOV. 25, 2005**

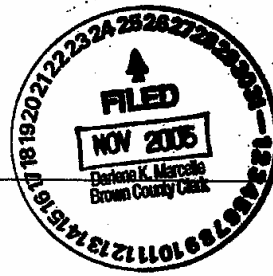
EXECUTIVE

# Brown County

305 E. WALNUT STREET  
P.O. BOX 23600  
GREEN BAY, WI 54305-3600

PHONE (920) 448-4001 FAX (920) 448-4003

November 25, 2005



*rec'd at 8:20 a.m.  
smh*

CAROL KELSO  
COUNTY EXECUTIVE

Chairman and Members of the Brown County Board of Supervisors:

I have completed my review of the 2006 budget provisions adopted by the Board and have exercised my veto authority as indicated below.

The budget, as passed, maintained most of the provisions included in the budget I submitted to you in October. While I am generally pleased that the Board worked hard to support my efforts to minimize increased reliance on property taxes, I believe the Board missed several key opportunities to improve and streamline county government. As I stated in my budget submission message, we are operating in uncertain times. Brown County will continue to face a reduction in state and federal resources as costs continue to be shifted to local governments and revenues fail to keep pace with the state and federal mandates. Our citizens' ability to pay for government services will continue to diminish as families struggle to absorb cost increases for everything from gas, utilities, daycare and groceries to health insurance, prescription drugs and tuition. All across the country citizens are demanding that their governments change – that government become more responsive, smaller, more efficient and more technologically proficient. I strongly believe that if Brown County government is to position itself for the future we must re-evaluate every aspect of how we conduct business and how we provide services to ensure we can adapt to an ever-changing environment. Maintaining the status-quo simply because "that is always the way we have done it" is no longer viable or acceptable.

The budget I presented to you included three initiatives designed to improve county services, eliminate duplication and streamline county government; the Board rejected all three initiatives and instead opted to maintain the status-quo. I have used my veto authority to restore two of the three initiatives and reduce levy support related to the third initiative. I have also used my veto authority to eliminate a special earmark of county funds for a private organization that would have bypassed the usual negotiations process. Lastly, I have partially vetoed the provisions in the budget related to increased expenditures and contract revenue in the Sheriff's Department.

**Veto #1 Consolidation of Planning, Property Listing, Zoning and Land Information Office**  
**[Levy Impact from Board Action: - \$166,340]**

The budget I presented to you included provisions to consolidate the county's Planning, Property Listing, Zoning departments and the Land Information Office. As proposed, the consolidation would have resulted in immediate levy savings of \$166,340 and long-term service delivery benefits to our customers by providing a one-stop location for land-related services and enhancing our use of geographic information system (GIS) technology by combining all county data onto one GIS system.

I am vetoing in its entirety the motion passed by the Board that provided \$162,500 in contract services for the City of Green Bay planning staff, \$4,500 in "indirect cost" (i.e., space rental) and \$50,507 for an Administrative Clerk and deleted \$51,167 for an Office Manager. My veto retains the motion passed by the Planning, Development and Transportation Committee and therefore retains a Senior Planner on a trial basis for one-year and deletes the position of Planning/Land Service Director.

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The intent of this veto is to restore the consolidation of Planning, Property Listing, Zoning and the Land Information Office into one department, restore the deletion of an Administrative Clerk, the creation of an office manager and the elimination of funding to the City of Green Bay for staff and rent.

I have vetoed this motion because I continue to believe that the consolidation of these functions will ultimately result in improved service delivery and more efficient operations. In addition, I do not believe it is appropriate for the County to subsidize the City of Green Bay for staff we will not utilize once the consolidation is implemented. While I strongly support continued funding of the two Green Bay drug officers, I do not support subsidizing the City planning department for resources the County does not need because it is inappropriate and unfair to those municipal planning departments that would not receive such a subsidy.

**Veto #2 Transfer of Emergency Government  
[Levy Impact from Board Action: \$0]**

The budget I presented to you included provisions that transferred the function, staff and budget for Emergency Government from Public Safety Communications to the Sheriff's Department. The Public Safety Committee adopted a motion to *"keep the Table of Organization intact, with both the Information Services, and the Emergency Management Director and Office Manager One positions in the Public Safety Communications Department budget."* The full Board passed the Public Safety Committee report including the Public Safety Communications budget as amended.

I am partially vetoing the motion adopted by the Committee and subsequently the Board that maintained the current table of organization for Public Safety Communications. The intent of this partial veto is to restore the transfer of Emergency Government from Public Safety Communications to the Sheriff's Department as proposed in the budget I submitted to the Board. My partial veto retains the provisions adopted by the Board related to keeping the Information Services position in Public Safety Communications.

I have partially vetoed this motion because I believe that the Sheriff's Department is most appropriately equipped to respond to an emergency event. While both departments play a critical role in responding to emergencies, the Sheriff's Department has the staff resources required to respond in emergency situations, including adequate back-up staff and the expertise to manage tactical field operations. As we witnessed with the recent hurricanes down South a significant emergency event would require the coordination of many law enforcement actions including search and rescue, emergency medical services and the maintenance of law and order. Placing Emergency Government in the Sheriff's Department recognizes the importance of this function and will allow our Public Safety Communications department to focus entirely on assuring our communications systems are adequately resourced and maintained.

Prior to 2000, Emergency Government was under the jurisdiction of the Sheriff's Department. Of similarly sized and larger counties, Brown County is the only Wisconsin county organized with Emergency Government within the county communications center - Milwaukee, Marathon and Walworth counties have placed this function under the jurisdiction of the Sheriff's Department. It is not clear why Emergency Government was transferred to Public Safety Communications in 2000; however it is clear that Public Safety Communications has neither the staff to provide adequate back-up in the event of an emergency situation or the expertise to manage a large-scale law enforcement field operation.

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### **Veto #3 Library Funding**

**[Levy Impact from Board Action: -\$142,710]**

Perhaps no other budget received the attention and amount of public debate than that of the Library. The budget submitted to me by the Library Board included a levy increase of almost 14% with the option of reducing the amount of levy required by adopting the Library's proposal to sell over \$640,413 in historic assets. I submitted to the County Board a budget that provided a modest levy increase, assured no library closures, no reduction in library hours, no staff reductions and the option to sell assets or raise donations in the amount of \$242,710.

The budget I proposed was a solid compromise that assured library services would not be jeopardized. I am disappointed that most of the budget debate surrounding the Library budget focused on chillers, carpeting, housekeeping and the maintenance of buildings instead of the core mission and purpose of the Library – providing instructional and educational materials to the citizens of Brown County. I am also disappointed that the Board rejected an opportunity to streamline county government by removing the duplication and the added expense that currently exists as the result of staffing and funding two independent facility departments. As indicated in the budget I submitted, the consolidation of the Library facility department into the County facility department would have resulted in the immediate savings to the taxpayers of \$113,355 and would have ensured that these County-owned buildings are maintained and capitalized consistent with county standards. Instead of adopting the proposal I submitted, the Board voted to provide increased levy support for the Library by an additional \$242,710. The combined cost to the taxpayers of these two actions is \$356,065 in additional levy beyond that proposed in my budget. Setting aside the Sheriff's Department, the budget as passed by the Board provides the Library with the largest levy increase (\$360,895 or 6.6%) than that received by any other department, including the entire Court System.

I have partially vetoed the provision in the adopted budget to *"add \$242,710 to the Library budget and remove the sell of cultural assets"*. My partial veto reduces the amount of additional levy funds for the Library to \$100,000 by writing in a lower amount and strikes the language in the motion that removes from the budget the sale of assets. The intent of this veto is to provide an additional \$100,000 in levy funds from that proposed in my original budget submission therefore reducing the need to raise revenue from the sale of assets by \$100,000.

I have partially vetoed this provision because I believe, like all other aspects of county government, it is time for the Library Board to come forward with proposals for streamlining its operations while maintaining core library services. Simply rejecting ideas for efficiency savings and asking for levy increases that exceed all other departments is not an acceptable strategy. With the partial veto, the levy support for the Library will be adjusted to \$5,720,361 for an increase of 3.97%; Library revenues related to the sale of assets will be adjusted to \$142,710. The Library Board has the discretion and flexibility to avoid the need to sell assets by either generating additional donations or reducing expenditures by \$142,710. Given the fiscal challenges met by the managers and staff in other county departments, I believe the Library Board can identify options for dealing with \$142,710 within a \$6.4 million budget in a way that does not jeopardize library services.

**Veto # 4 Funding for Older Americans Program**

**[Levy Impact from Board Action: \$0]**

The Board voted to *"reinststate \$75,000 for the older Americans program for the Green Bay downtown site. These funds should be taken from the contract services budget in Human Services for \$0 budget impact on the levy."* The stated intent of this motion was to provide funds to the N.E.W. Curative Rehabilitation, Inc. for rent in a new unspecified location.

I have vetoed this motion entirely because I do not believe it is appropriate to establish an earmark in the budget for an item that should be dealt with through negotiations. In addition, providing earmarked funding for one private non-profit service provider establishes a precedent that we should not establish. I am also concerned that the Board directed that this item be funded from the contract services line in the Human Services budget since this will require the diversion of funds from other purchase-of-services providers that have already established their contract budgets for 2006. I will direct my managers and staff to work with Curative to explore options for space in county facilities and options for pursuing alternative funding sources.

**Veto #5 Sheriff's Department - Out-of-County Revenue Increase**

**[Levy Impact from Board Action: \$0]**

The budget as passed by the Board made the following adjustments to the Sheriff's Department budget: 1) increased revenue by \$336,000 to reflect increased revenue from out-of-county fees; 2) increased revenue by \$57,000 related to municipal jail fees; 3) added two positions (\$84,591 for Traffic Team Officer, \$81,758 for a Psychiatric Nurse); 4) increased professional services by \$185,130 for a contract with the City of Green Bay for two Drug Task Force Officers; 5) increased meal expenses by \$24,665; 6) reduced operational expenses by \$48,001; and 7) reduced the levy by \$64,857. According to the Sheriff's Department, the \$336,000 in additional out-of-county revenue was for a recent agreement with Dane County to place additional Dane County prisoners in the Brown County jail at a rate of \$50 per day.

Since passage of the budget, I have been informed that no contract or written agreement exists between the Sheriff's Department and Dane County reflecting the placement of additional Dane County prisoners in the Brown County jail. To-date only verbal discussions have transpired between staff in the Brown County jail and staff in the Dane County jail. In addition, recent information from the Sheriff's Department indicates that neither a timeframe for placement of additional prisoners has been established nor is there a timeline established for the execution of a contract with Dane County.

Due to the uncertainty surrounding the status of the agreement with Dane County, I have partially vetoed the budget as passed by the Board to remove \$336,000 in additional revenue related to out-of-county placements. In the event the Sheriff's Department executes a contract with Dane County for additional prisoners, the Sheriff's Department can submit to the Board for consideration a budget transfer reflecting the additional revenue and proposed expenditures.

Specifically, I have partially vetoed the budget as adopted by the Board to remove the estimated revenue of \$336,000 related to the placement of additional Dane County prisoners in the Brown County jail. My partial veto retains the added revenue of \$57,000 related to municipal jail fees.

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As a result of removing the \$336,000 in revenue from the Sheriff's Department budget, I have partially vetoed expenditures to bring expenditures in balance with the revised projected revenues. Specifically, I have exercised my veto authority to remove increased funding for the additional Traffic Team Officer (\$84,591), the Psychiatric Nurse (\$81,758) and added meal expenditures (\$24,665). In addition, I have partially vetoed the professional services funding for the contract with the City of Green Bay by writing in a smaller amount to reflect the amount of revenue available (\$40,144). Since I do not have the authority to veto into the final budget resolution levy beyond that approved by the Board, the \$64,857 reduction in levy adopted by the Board must stand.

To generate funds for the partial funding of the two drug officers (\$40,144) and the required reduction in levy (\$64,857), my partial vetoes retain the expense reductions in the Sheriff's Department as adopted by the Board. Specifically, my partial vetoes retain expense reductions as follows: -\$15,000 in professional services related to psychiatric doctor expenses, -\$10,000 for medical care expenses, -\$10,000 for overtime and -\$13,001 related to vehicle trade-in amounts. The added revenue (\$57,000) combined with the expense reductions (\$48,001) provide sufficient funds to allow for the Board-adopted levy reduction of \$64,857 and partial funding of \$40,144 for the City of Green Bay Drug Task Force Officer contract.

While I strongly support the continuation of the contract with the City of Green Bay for the two Drug Task Officers, it is not prudent to proceed with expenditures until we have identified and secured a source of revenue. Partially funding the contract for the two Drug Task Force Officers provides the Sheriff's Department sufficient time to finalize the contract with Dane County and seek Board approval to fully-fund the officers in 2006. In addition, once the revenues are known, the Board will have the option to also restore the Traffic Officer and the Psychiatric Nurse positions if the revenues are sufficient to support these additions.

#### **Conclusion**

As adopted, the 2006 levy would have increased by \$2,526,694 or 3.63%. County Board actions added \$451,232 in levy above that in my proposed budget. As a result of the above vetoes, the 2006 levy will decrease by \$309,050 from that adopted by the Board bringing the total levy increase to \$2,217,343, an increase of 3.18%. As vetoed, the total 2006 tax levy would be \$71,908,812 with a tax rate of \$4.48 per thousand in equalized value resulting in a 3-year reduction in the tax rate of almost 15%.

In closing I urge your careful deliberation as you finalize the 2006 Brown County Budget. I assure you, I used my veto authority very judiciously. While reviewing the changes adopted by the Board I was keenly aware of the need to seek compromise. In the spirit of cooperation and compromise, I retained most of the changes to my budget as adopted by the Board. I very selectively chose the few items above because I strongly believe that they are necessary to ensure that county government is responsive to the citizens we serve.

Thank you in advance for your careful consideration of the items above. I am available to work closely with you as we complete the 2006 Budget.

Most Respectfully,

  
Carol Kelso  
County Executive



**WITHDRAWAL  
OF VETO #4  
MESSAGE  
OF  
NOV. 28, 2005**

EXECUTIVE

*Brown County*

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CAROL KELSO

COUNTY EXECUTIVE

November 28, 2005

Chairman and Members of the Brown County Board of Supervisors:

Due to concerns expressed by County Board members and others, we met today with Human Services staff and representatives of N.E.W. Curative Rehabilitation, Inc. As a result of that meeting, we became aware that the Human Services budget had already included \$60,000 for rent for the Older Americans Program.

All parties are in agreement that the \$60,000 provided is sufficient to meet the rent requirements of Curative and I am therefore withdrawing my veto of Veto #4 Funding for Older Americans Program and requesting the Board Chair to remove this item from the agenda.

I appreciate those of you that contacted me on this item and am pleased that we have identified sufficient funds to accomplish County Board intent as it relates to this matter.

Most Respectfully,

A handwritten signature in cursive script that reads "Carol Kelso".

Carol Kelso  
County Executive