

**PROCEEDINGS OF THE BROWN COUNTY BOARD OF SUPERVISORS**  
**OCTOBER 15, 2003**

Pursuant to Section 110.84 and 510.14, Wis. Stats., notice is hereby given to the public that the REGULAR meeting of the **BROWN COUNTY BOARD OF SUPERVISORS** was held on **Wednesday, October 15, 2003, at 7:00 p.m.**, at City Hall, 100 N. Jefferson Street, Green Bay, Wisconsin.

The following matters will be considered at the regular monthly meeting:

Call to order.

Invocation.

Pledge of Allegiance to the Flag.

Opening Roll Call:

Present: Antonneau, Graves, Nicholson, Gower, Miller, Haefs, Hansen, Kaye, Zima, Evans, Vander Leest, Johnson, Vanden Plas, Marquardt, Kuehn, Collins, Daul, Van Deurzen, Fleck, Clancy, Moynihan, Watermolen, Schadewald, Simons, Lund, Fewell

Total Present: 26

**\*\*Presentation\*\***

**Craig Thompson, Legislative Director**  
**Wisconsin Counties Association**

**RE: Legislative Update for State of Wisconsin & WCA Issues**

**No. 1 -- Adoption of agenda with the additions.**

A motion was made by Supervisor Marquardt and seconded by Supervisor Daul **“to adopt.”**

A motion was made by Supervisor Zima and seconded by Supervisor Kuehn **“to suspend the rules to add Item #10g to the agenda.** Voice vote taken. Motion carried unanimously with no abstentions.

A motion was made by Supervisor Marquardt and seconded by Supervisor Daul **“to amend the agenda deleting item 9a(i).”** Voice vote taken. Motion carried unanimously with no abstentions.

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

**No. 2 -- Approval of minutes of County Board Meeting of September 17, 2003.**

A motion was made by Supervisor Haefs and seconded by Supervisor Watermolen **“to approve the minutes of September 17, 2003”**. Supervisor Fewell requested his arrival time at the September 17, 2003 meeting be corrected. The correction should reflect he was present for the roll call. Voice vote taken. Motion carried unanimously with no abstentions to approve the minutes.

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

Supervisor Moynihan announced the Ashwaubenon Historical Society will host a Veteran’s Ceremony and Program on Sunday, November 9<sup>th</sup>, 2003, with doors opening at noon; ceremony at 1:30 p.m. The Historical Society is located at 737 Cormier Road.

Admission fees will be waived for Veterans and their families on Veteran’s Day, Tuesday, November 11<sup>th</sup> at the N.E.W. Zoo. Thank you to N.E.W. Zoo staff for their recognition of our Veterans.

Supervisor Zima thanked the County Board and staff for all the flowers and cards he received since his heart surgery. He found this a good opportunity to advise everyone to pay attention to warnings and symptoms of heart problems.

Supervisor Collins echoed words of Supervisor Zima. Supervisor Collins cautioned you should never shrug off chest pains. He stated that being observant saved the lives of both Supervisor Zima and himself.

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

**No. 5 -- Late Communications.**

**No. 5a -- From Supervisor Lund and Supervisor Kaye to study the future of Brown County Arena, with a report no later than 6 months.**

Refer to Education and Recreation Committee.

**No. 5b -- From Supervisor Jane Hansen requesting Mr. Jacques, Corporation Counsel, to put in writing to the Attorney General your response on why a veto can be done on a Committee Item.**

Refer to Administration Committee and Corporation Counsel.

**No. 6 -- Appointments by County Executive. None.**

**No. 7a -- Report by County Executive.**

County Executive Carol Kelso gave a power point presentation explaining her proposed 2004 Budget. That power point presentation is on file in the County Clerk’s Office.

In conclusion, Ms. Kelso announced her proposed budget shows a drop in tax rate for 2004 from \$5.25 per thousand to \$4.85 per thousand. Giving an example, County Executive Kelso explained the owner of a \$100,000 home will see a reduction from \$525.00 to \$485.00 this year, which is a decrease of 7.68%.

**No. 7b -- Report by Board Chairman.**

Board Chairman Simons announced that the Budget Session of the County Board is scheduled for Wednesday, November 12, 2003, at 9:00 a.m. He reminded members to bring their budget books.

He also requested that all Committee Chairs make sure their committee members are aware of the time and location of meetings. As an example he cited the confusion of time and location of Public Safety Committee meetings this past month.

**No. 8 -- Other Reports. None.**

**No. 9 -- VETO SESSION.**

**No. 9a(i) -- Administration Committee Report of September 4, 2003 (#9a). Item 1b. Facilities Master Plan (8/14/03).**

**This item was deleted from agenda. No vote taken.**

**No. 9a(ii) -- Item #6: Corporation Counsel – Communication from Supervisor Pat Collins regarding: Review of alleged security breach in the County Executive Office.**

A motion was made by Supervisor Hansen and seconded by Supervisor Collins **“to override the veto.”** Vote taken. 2/3 vote required. Roll Call #9a(ii)(1):

Ayes: Hansen, Collins, Marquardt, Daul, Fleck, Clancy, Fewell

Nays: Antonneau, Graves, Nicholson, Gower, Miller, Haefs, Kaye, Zima, Evans, Vander Leest, Johnson, Vanden Plas, Kuehn, Van Deurzen, Moynihan, Watermolen, Schadewald, Simons, Lund

Total Ayes: 7 Total Nays: 19

Motion **“to override veto defeated.”**

**No. 9b(i) -- Item #6: Human Services Committee Report of August 18, 2003 (#9d). Communication from Supervisor Tom Lund regarding: Blue Ribbon Task Force.**

A motion was made by Supervisor Schadewald and seconded by Supervisor Marquardt **“to override the veto.”**

Supervisor Kuehn motioned to **“call the question.”**

Motion to **“call the question”** requires 2/3 vote. Roll call #9b(i)(1):

Ayes: Graves, Nicholson, Gower, Miller, Kaye, Evans, Johnson, Vanden Plas, Kuehn, Daul, Van Deurzen, Fleck, Clancy, Simons

Nays: Antonneau, Haefs, Hansen, Zima, Vander Leest, Collins, Moynihan, Watermolen, Schadewald, Lund, Fewell

Abstain: Marquardt

Total Ayes: 14 Total Nays: 11 Abstain: 1

Motion **“defeated to call the question.”**

Vote taken **“to override the veto.”** 2/3 vote required. Roll Call #9b(i)(2):

Ayes: Hansen, Kaye, Vanden Plas, Collins, Marquardt, Daul, Fleck, Clancy, Watermolen, Schadewald, Fewell

Nays: Antonneau, Graves, Nicholson, Gower, Miller, Haefs, Zima, Evans, Vander Leest, Johnson, Kuehn, Van Deurzen, Moynihan, Simons, Lund

Total Ayes: 11 Total Nays: 15

Motion **“defeated to override the veto.”**

**No. 9c(i) -- Executive Committee Report of September 8, 2003 (#9f). Item #6: Communication from Supervisor Bill Clancy regarding: List of Cuts by other counties to relieve property tax burden.**

A motion was made by Supervisor Daul and seconded by Supervisor Marquardt **“to override the veto.”** Vote taken. 2/3 vote required. Roll Call #9c(i)(1):

Ayes: Hansen, Kaye, Vanden Plas, Collins, Marquardt, Daul, Fleck, Clancy, Watermolen, Schadewald, Fewell

Nays: Antonneau, Graves, Nicholson, Gower, Miller, Haefs, Zima, Evans, Vander Leest, Johnson, Kuehn, Van Deurzen, Moynihan, Simons, Lund

Total Ayes: 11 Total Nays: 15

Motion **“defeated to override the veto.”**

**No 10 -- Committee Reports.**

**No. 10a -- REPORT OF ADMINISTRATION COMMITTEE OF OCTOBER 2, 2003**

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The ADMINISTRATION COMMITTEE met in regular session on October 2, 2003, and recommends the following motions:

1. Review minutes of:
  - a. Housing Authority (8/18/03 & 9/15/03).  
Receive and place on file.
  - b. Facilities Master Plan Committee (9/11/03).  
Receive and place on file.
2. Discussion of recommendations of a compensation package for the Brown County Supervisors to be elected at the succeeding spring election {County Code Section 2.06(8)}.
  - a. \* The County Board Chair receives \$11,000; Vice-Chair receives \$9,000; and Supervisors receive \$7,500 for pay. Ayes: 4 (Miller, Graves, Schadewald, Hansen); Nays: 1 (Marquardt). Motion Carried.

\* As per the County Board on October 15, 2003, they requested item #2a be tabled.

- b. \*\* Supervisors be allowed to get health and dental insurance, but they pay 100 percent of the cost of the plan they choose. Ayes: 3 (Hansen, Schadewald, Marquardt); Nays: 2 (Miller, Graves). Motion Carried.

\*\* As per the County Board on October 15, 2003, they requested item #2b be tabled indefinitely.

3. Facilities Management – Discussion regarding: Parking at the Courthouse. (Referred from Facilities Master Plan Committee.) Receive and place on file.
4. Facilities Master Plan Committee request that Chair of Administration Committee make appointment to replace Matt Pagel as a member of the Facilities Master Plan Committee. Also Bill Dowell should be appointed to same committee. Appoint Allen Patek as member of Facilities Master Plan Committee and hold the second appointment until December meeting.
5. Facilities Master Plan Committee – Recommendation by Facilities Master Plan Committee to Administration Committee:
- a. \*\*\* **Motion #1** – “Recommend to the Administration to not renovate the old Mental Health Center as a mental health facility.” Approve the Facilities Master Plan Committee’s recommendation #1. Ayes: 3 (Schadewald, Marquardt, Hansen); Nays: 2 (Graves, Miller). Motion Carried.

\*\*\* As per the County Board on October 15, 2003, they requested item #5a be tabled until the March 2004 County Board Meeting.

- b. \* **Motion #2** – “Recommend to the Administration Committee that the future of government in Brown County is to the direction of two campuses, bay view campus and courthouse square campus.” Approve. Ayes: 3 (Hansen, Marquardt, Schadewald); Nays: 0; Abstained: 2 (Miller, Graves). Motion Carried.
- c. \* **Motion #3** – “Request the Administration Committee to direct the Facilities Master Plan Subcommittee come forward with a detailed plan of how to make the two campus scenario reality. Approve. Ayes: 3 (Hansen, Marquardt, Schadewald); Nays: 0; Abstained: 2 (Miller, Graves). Motion Carried.

\* As per the County Board on October 15, 2003, they requested items #5b and #5c be tabled until the March 2004 County Board Meeting.

6. Corporation Counsel – Communication from Supervisor Rick Schadewald regarding: Request that Corporation Counsel attends the next Administration Meeting and explain legal requirements concerning hiring practices. (Motion from previous meeting: “*The hiring practices for appointed officials be brought back so we can look at the County Code and the Sheriff’s Department, and also a report from Human Resources on the normal hiring practices, and find out what the hiring practices are in other counties.*”) Hold until December meeting.
7. Communication from Supervisor Mary Marquardt regarding: Request for policy changes to be presented separately from the budget process. (Referred from September County Board.) No action.
8. Communication from Supervisor Pat Collins regarding: Restriction of Records to County Board Supervisors. No action.
9. Human Resources – Communication from Supervisor Rick Schadewald regarding: Review of two bills, over \$4,000 each, for consulting fees paid by Brown County. (Motion from previous meeting: “*Hold until next meeting with the addition of \$1,400 bill.*”) Hold until December meeting.

10. Human Resources – Communication from Supervisor Rick Schadewald regarding: Request Investigation by Administration Committee into procedures used by County Executive to hire a new administration department head. (Motion from previous meeting: *“The hiring practices for appointed officials be brought back so we can look at the County Code and the Sheriff’s Department, and also a report from Human Resources on the normal hiring practices, and find out what the hiring practices are in other counties.”*) Receive and place on file.
11. Human Resources – Discussion regarding: Splitting the City County Human Resources Department. No action.
12. Human Resources Monthly Committee Report (September, 2003). Receive and place on file.
13. Human Resources – Recruitment Status Report (April-September, 2003). Receive and place on file.
14. Department of Administration – Rusk County Resolution regarding: Supporting Senate Bill 176 Allowing Municipal Mutuals to provide property insurance. (Referred from Legislative Subcommittee.) Support this resolution.
15. Department of Administration – Update on 2004 budget. Receive and place on file.
16. Department of Administration – Director’s report. Receive and place on file.
17. Communication for Administration Committee from Jeff Landin, Director of Administration, regarding: Questions on Audit of Bills. Receive and place on file.
18. Audit of bills. (Bills were audited.)
19. Discussion of budget meeting. (Meeting to be Thursday, October 30, 2003, 4:30 p.m.)
20. Communication from Supervisor Pat Collins regarding: Review of alleged security breach in the County Executive Office. (From Previous Meeting: Go into Closed Session.) (Closed Session to be held at a future date when all parties are in attendance.)
21. **Closed Session.** (No Closed Session.)

A motion was made by Supervisor Marquardt and seconded by Supervisor Schadewald **“to adopt except for items 2a, 2b, 5a, 5b, 5c.”** Voice vote taken. Motion **“carried”** with Supervisor Miller voting no and Supervisors Kuehn and Zima abstaining from item 1a of No. 10a.

Item #2a -- Discussion of recommendations of compensation package for the Brown County Board of Supervisors to be elected at the succeeding spring election (County Code Section 2.06(8)). Action by the Committee: a. The County Board Chair receives \$11,000; Vice Chair receives \$9,000; and Supervisors receive \$7,500 for pay. Ayes: 4 (Miller, Graves, Schadewald, Hansen); Nays: 1 (Marquardt). Motion Carried.

Supervisor Evans asked for separation of items 2a and 2b and gave his explanation why he asked for separation.

Chairman Simons addressed item #2a.

A motion was made by Supervisor Evans and seconded by Supervisor Lund **“to table #2a.”** Vote taken. Roll Call #10a2a(1):

Ayes: Antonneau, Graves, Nicholson, Gower, Miller, Kaye, Zima, Evans, Vander Leest, Johnson, Vanden Plas, Kuehn, Daul, Van Deurzen, Clancy, Moynihan, Watermolen, Schadewald, Simons, Lund, Fewell

Nays: Haefs, Hansen, Collins, Marquardt, Fleck

Total Ayes: 21 Total Nays: 5

Motion **“carried to table item #2a of the report.”**

Item #2b -- Discussion of recommendations of compensation package for the Brown County Board of Supervisors to be elected at the succeeding spring election (County Code Section 2.06(8)). Action by the Committee: b. Supervisors be allowed to get health and dental insurance, but they pay 100 percent of the cost of the plan they choose. Ayes: 3 (Hansen, Schadewald, Marquardt); Nays: 2 (Miller, Graves). Motion Carried.

A motion was made by Supervisor Evans and seconded by Supervisor Johnson **“to table indefinitely.”** Vote taken. Roll Call #10a2b(1):

Ayes: Graves, Nicholson, Gower, Miller, Kaye, Zima, Evans, Vander Leest, Johnson, Vanden Plas, Kuehn, Daul, Van Deurzen, Moynihan, Watermolen, Schadewald, Simons, Lund

Nays: Antonneau, Haefs, Hansen, Collins, Marquardt, Fleck, Clancy, Fewell

Total Ayes: 18 Total Nays: 8

Motion **“carried to table indefinitely item #2b of the report.”**

A motion was made by Supervisor Evans and seconded by Supervisor Zima **“to take items 5a, 5b and 5c separately.”** Voice vote taken. Motion **“carried.”**

Item #5a -- Facilities Master Plan Committee Recommendations: a. **Motion #1.** Recommend to the Administration Committee to not renovate the old Mental Health Center as a mental health facility.” Committee Action: Approve the Facilities Master Plan Committee’s recommendation #1. Ayes: 3 (Schadewald, Marquardt, Hansen); Nays: 2 (Graves, Miller). Motion Carried.

After much discussion, a motion was made by Supervisor Miller and seconded by Supervisor Gower **“to receive and place on file.”**

A motion was made by Supervisor Daul and seconded by Supervisor Lund **“to table until the March Meeting.”** The reason stated for tabling was to allow time for the Blue Ribbon Task Force to report back to the County Board. Vote taken. Roll Call #10a5a(1):

Ayes: Antonneau, Graves, Nicholson, Gower, Miller, Hansen, Kaye, Zima, Evans, Vander Leest, Johnson, Vanden Plas, Kuehn, Collins, Marquardt, Daul, Van Deurzen, Fleck, Clancy, Moynihan, Watermolen, Schadewald, Lund, Fewell

Nays: Haefs, Simons

Total Ayes: 24 Total Nays: 2

Motion **“carried to table item #5a until the March meeting.”**

Supervisor Evans withdrew his motion for separation of items 5b and 5c so he could take them together. He explained and asked the Board to support his request.

Item #5b -- Facilities Master Plan Committee Recommendations: b. **Motion #2.** Recommend to the Administration Committee that the future of government in Brown County is to the direction of two campuses, bay view campus and courthouse square campus. Committee action: Approve. Ayes: 3 (Hansen, Marquardt, Schadewald); Nays: 0; Abstain: 2 (Miller Graves). Motion Carried.

Item #5c -- Facilities Master Plan Committee Recommendations: c. **Motion #3.** Request the Administration Committee to direct the Facilities Master Plan Subcommittee to come forward with a detailed plan of how to make the two campus scenario a reality. Committee Action: Approve. Ayes: 3 (Hansen, Marquardt, Schadewald); Nays: 0; Abstain: 2 (Miller, Graves). Motion Carried.

A motion was made by Supervisor Daul and seconded by Supervisor Miller “**to table until the March Meeting.**” Vote taken. Roll Call #10a5b&5c(1):

Ayes: Antonneau, Graves, Nicholson, Gower, Miller, Hansen, Zima, Evans, Vander Leest, Johnson, Vanden Plas, Kuehn, Collins, Daul, Van Deurzen, Clancy, Simons, Lund

Nays: Haefs, Kaye, Marquardt, Fleck, Moynihan, Watermolen, Schadewald, Fewell

Total Ayes: 18 Total Nays: 8

**Motion “carried to table items 5b and 5c until March Meeting.”**

The following items of the Administration Committee Report of October 2, 2003 were approved by the County Executive: 1-4; 6-19; 21.

Approved by: \_\_\_\_\_ \s\ Carol Kelso, County Executive \_\_\_\_\_ Date: 11/3/2003

The following items of the Administration Committee Report of October 2, 2003 were vetoed by the County Executive: 5a (Facilities Master Plan MHC Renovation; 5b (Facilities Master Plan Two Campus; 5c (Facilities Master Plan Two Campus Planning; and 20 (Corporation Counsel Security Assessment).

**No. 10b -- REPORT OF EDUCATION AND RECREATION COMMITTEE OF SEPTEMBER 25, 2003**

TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The EDUCATION AND RECREATION COMMITTEE met in regular session on September 25, 2003 and recommends the following motions:

1. Review minutes of:
  - a. Neville Public Museum Governing Board (8/21/03).
  - b. Museum Subcommittee (8/5/03 & 9/9/03).
  - c. Library Board (8/15/03 & 8/22/03).Receive and place on file.
2. Museum – Museum Visitor Count (August 2003). Receive and place on file.
3. Museum – Summary of Findings of Museum Sub-Committee. Receive and place on file.
4. Museum – Communication from Supervisor Kathy Johnson regarding: Museum Conference Room Repair. No action.



5. Museum – Director’s report. No action.
6. Library – Communication from Supervisors Kaye, Zima, Evans, Hansen and Vander Leest regarding: Library position at Southwest Branch. (Referred from September County Board.) **\*\*Hold for one month.\*\***
7. Library – Director’s report. Receive and place on file.
8. Golf Course – Daily financial and attendance report (September 2003). Receive and place on file.
9. Golf Course – Communication from Supervisor Vander Leest regarding: Request for the formation of a Golf Course subcommittee for the 2005 Amateur. (Referred from September County Board.) (Chair Antonneau suggested an informal subcommittee be formed to address this.)
10. Golf Course – Superintendent’s report. Receive and place on file.
11. Parks – Communication from Town of Eaton Chairman, Irvin Saharsky, regarding a request for an extension of Kellner Road in the Town of Eaton. Hold for one month and obtain more information.
12. Parks – Update of the 2003 Brown County Fair by Dick Koltz, President of Brown County Fair Association. No action.
13. Parks – Request for Budget Transfer: Increase in Expenditures with Offsetting Increase in revenue: Donation of \$750 toward the purchase of Red Panda graphic from Kris Surprise. Approve.
14. Parks – Communication from April M. Prokash, Hammes Company, in regards to a request to lease an additional 600 square feet of space in the former Packer Hall of Fame located at 855 Lombardi Avenue. Approve.
15. Parks – E-Mail communication from Jeff Pagels, NE Wisconsin Government Outreach Team Leader, Wisconsin Department of Natural Resources in regards to pending transfers of new state trails to trail partners. Receive and place on file.
16. Parks – Zoo Monthly Activity Report for months of July and August 2003. Receive and place on file.
17. Parks – Discussion of Zoo separation model from Parks requested by Chairman Ron Antonneau. No action.
18. Parks – Director’s report. Receive and place on file.
19. Arena/Expo Centre – Attendance Report (July and August 2003). Receive and place on file.
20. Arena/Expo Centre – Communication from Supervisor Jane Hansen regarding: Request to paint the roof of the old Arena. (Referred from September County Board.) Receive and place on file.
21. Audit of bills. Pay the bills.
22. Communication from Supervisor Marquardt regarding: Request for policy changes to be presented separately from the budget process. Receive and place on file.
23. Discussion of budget meeting. (October 23, 2003).

A motion was made by Supervisor Nicholson and seconded by Supervisor Antonneau **“to adopt.”** Voice vote taken. Supervisor Miller voted “nay.” Motion **“carried.”**

Approved by:           \s\ Carol Kelso, County Executive          

Date: 11/3/2003

No. 10c -- REPORT OF EXECUTIVE COMMITTEE OF OCTOBER 6, 2003

TO THE MEMBERS OF THE BROWN COUNTY  
BOARD OF SUPERVISORS

Ladies and Gentlemen:

The EXECUTIVE COMMITTEE met in regular session on October 6, 2003 and recommends the following motions:

1. Review minutes of:
  - a. Diversity Affairs Council (9/2/03).  
Approve.
2. County Executive Report. No action.
3. Legislative Report. No action.
4. Diversity Affairs Report. No action.
5. Communication from James Coates, Chair, Diversity Affairs Council regarding: Requesting a joint meeting. Have a joint meeting on Wednesday, December 10, 2003, at 5:15 p.m.
6. Communication from Supervisor Mary Marquardt regarding: Request for verification of date for Annual Budget meeting in November. (Referred from September County Board.) Go along with the County Code, to set the budget meeting for November 4, 2003 and get a majority of the supervisors to sign a resolution to adjourn it to November 12, 2003.
7. Communication from Supervisor Mary Marquardt regarding: Request for policy changes to be presented separately from the budget process. (Referred from September County Board.) Receive and place on file.
8. Communication from Supervisor Mary Marquardt regarding: Continuation of Services. Receive and place on file. Ayes: 6 (Antonneau, Fewell, Simons, Moynihan, Hansen, Daul); Nays: 1 (Kaye). Motion Carried.
9. Communication from Supervisor Steve Fewell regarding: Policy Decisions. That all members of the County Board get a copy of the opinion written by John Jacques, to clarify the authority of the Executive and the Legislative Branch, for information only. And, that Corporation Counsel be present to review the opinion with the committee.
10. Resolution regarding: Creating an Additional Grant-Funded County Bioterrorism Coordinator Position in the Health Department Table of Organization. (Referred from Human Services Committee.) Committee approved. See Resolutions, Ordinances October County Board.
11. Resolution regarding: Supporting A No Tax Increase Budget. Committee approved. Ayes: 3 (Antonneau, Simons, Moynihan); Nays: 2 (Kaye, Daul); Abstained: 2 (Fewell, Hansen). Motion Carried. See Resolutions, Ordinances October County Board.
12. **Closed Session:** For the purpose of deliberating whenever competitive or bargaining reasons require a closed session pursuant to Wisconsin State Statute 19.85 (1)(e). In the alternative, the Executive Committee is meeting for the purpose of collective bargaining



8. Health Department – Communication from Supervisor Nicholson regarding: Requesting presence of a representative from Health Department be present at next Human Services Committee meeting regarding: Health Department policy and enforcement of health inspections pertaining to violations and citations. Health Department submit corrective measures necessary to address the concerns of Supervisors Nicholson and Zima.
9. Health Department – Request for Budget Transfer: Increase in Expenditures with Offsetting Increase in Revenue: Add a grant-funded position of Grant Coordinator to the Health Department Table of Organization for county bioterrorism preparedness. (From previous meeting.) Approve.
10. Health Department – Resolution regarding: Add a grant-funded position of Grant Coordinator to the Health Department Table of Organization for county bioterrorism preparedness. (From previous meeting.) Referred to Executive Committee. Committee approved. See Resolutions, Ordinances October County Board.
11. Health Department – Director’s Report. (No report.)
12. Audit of bills. Pay the bills.

A motion was made by Supervisor Johnson and seconded by Supervisor Vander Leest “**to adopt.**” Voice vote taken. Supervisor Miller voted “nay.” Motion “**carried.**”

The following items of the Human Services Committee Report of September 18, 2003 were approved by the County Executive: 1-2; 4-12.

Approved by: \_\_\_\_\_ \s\ Carol Kelso, County Executive \_\_\_\_\_ Date: 11/3/2003

The following item of the Human Services Committee Report of September 18, 2003 was vetoed by the County Executive: 3. (Veterans Service Office space request)

**No. 10e -- REPORT OF PLANNING, DEVELOPMENT AND TRANSPORTATION COMMITTEE AND LAND CONSERVATION SUBCOMMITTEE OF OCTOBER 9, 2003**

TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PLANNING, DEVELOPMENT AND TRANSPORTATION COMMITTEE AND LAND CONSERVATION SUBCOMMITTEE met in regular session on October 9, 2003 and recommends the following motions:

**Land Conservation Subcommittee**

1. Thursday Note (September 18, 2003). Receive and place on file.
2. Land and Water Resource Management plan approval of document to take to public hearing. Proceed to public hearing.
3. Public Hearing Notice for Land and Water Resource Management Plan October 20, 2003, 6 p.m. at Ag Center. Receive and place on file.
4. Irvin Saharsky, Town of Eaton, 4107 Allen Road, Green Bay, Request for variance for Animal Waste Storage Facility closer than 250 feet from property line. (Engineering

plans will be available at meeting for inspection.) Approve the variance pending approval by the Town of Eaton.

5. Director's report. Place resolution from Adams County on next agenda.

### **Planning, Development and Transportation Committee**

1. Review minutes of:
  - a. Planning Commission Board of Directors (9/3/03).
  - b. Harbor Commission (8/11/03).
  - c. Land Information Office Committee (8/20/03).Receive and place on file items a-c.
2. Communication from Supervisor Mary Marquardt regarding: Legislative Decisions related to budget review. (Referred from September County Board.) Receive and place on file.
3. Bay-Lake Regional Planning Commission – Presentation of a Comprehensive Economic Development Strategy for Bay-Lake Regional Planning Commission. Receive and place on file.
4. Bay-Lake Regional Planning Commission – Resolution regarding: Concurrence with the District Comprehensive Economic Development Strategy (CEDS) 2003 Annual Report. Committee approved. See Resolutions, Ordinances October County Board.
5. Report of Survey Task Force. No action.
6. Possible Action regarding: Survey Task Force report.
  - a. Receive and place on file.
  - b. Approval of the initial conclusions.
  - c. Continue to monitor the goals and objectives of the office.
7. Resolution regarding: Approving a Cemetery Plan (Saint John's Lutheran Cemetery Association First Addition), located in the Village of Ashwaubenon, pursuant to Section 157.07, Wisconsin Statutes. Committee approved. See Resolutions, Ordinances October County Board.
8. Committee view Planning Commission's County Jeep Cherokee. (As requested previous meeting.) Discuss the issue of the vehicle further at budget time.
9. Port and Solid Waste – Update of transfer station in Village of Hobart. Receive and place on file.
10. Port and Solid Waste – Report of Tri-County Waste Agreement. Receive and place on file.
11. Port and Solid Waste – Ordinance regarding: To Amend Chapter 12 of the Brown County Code Entitled Solid Waste Management Board. (Held from previous meeting.)
  - a. Allow 60 days for further study to commence after the budget is completed. Ayes: 2 (Daul, Vanden Plas); Nays: 2 (Haefs, Van Deurzen); Excused: 1 (Lund). Motion defeated.
  - b. Approve. Ayes: 2 (Haefs, Van Deurzen); Nays: 2 (Daul, Vanden Plas); Excused: 1 (Lund). Motion defeated. (To be sent to County Board with no action.)
12. Port and Solid Waste – Communication from Charles J. Larscheid, Brown County Port and Solid Waste Director to John Jacques, Brown County Corporation Counsel regarding: Solid Waste Tipping Fees. Receive and place on file.

13. Port and Solid Waste – Communication from Cameron McCain, President, Village of Allouez, regarding: Solid Waste Tipping Fees. Receive and place on file.
14. Port and Solid Waste – Communication from Steve Kubacki, Director of Administrative Services, Village of Ashwaubenon regarding: Solid Waste Tipping Fees. Receive and place on file.
15. Port and Solid Waste – Director’s report. Receive and place on file.
16. UW-Extension – Review of 2004 budget. (Budget will be reviewed at a future date.)
17. UW-Extension – Request for Budget Transfer: Increase in Expenditures with Offsetting Increase in Revenue: Transfer \$878.90 from UW-Extension Donations Account to UW-Extension Supplies and Extension Account (purchase 10 tables for Ag & Extension Service Center.) Approve.
18. UW-Extension – Resolution regarding: Wisconsin State Budget Supporting the Educational and Regulatory Administration of Wisconsin Fairs Known as State Aid to Wisconsin Fairs. Committee approved. See Resolutions, Ordinances October County Board.
19. Audit of bills. Pay the bills.
20. Discussion of budget meeting, date, time and location. (Monday, October 27, 2003, 5:30 p.m.)

A motion was made by Supervisor Daul and seconded by Supervisor Van Deurzen **“to adopt.”** Voice vote taken. Supervisor Miller voted “nay.” Motion **“carried.”**

Approved by:           /s/ Carol Kelso, County Executive           Date: 11/3/2003

**No. 10f -- REPORT OF PUBLIC SAFETY COMMITTEE REPORT**

No meeting was held.

**No. 10g -- REPORT OF “SPECIAL” PUBLIC SAFETY COMMITTEE OF OCTOBER 15, 2003**

TO THE MEMBERS OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

The PUBLIC SAFETY COMMITTEE met in regular session on October 15, 2003, and recommends the following motions:

1. Public Safety Communications – Request for Budget Transfer (#03-62): Increase in Expenditures with Offsetting Increase in Revenue: Emergency Management has been awarded a Homeland Security Grant in the amount of \$621,506 to purchase Personal Protective Equipment, Explosive Device Mitigation, Detection Equipment, Physical Security Enhancement, WMD Logistical Support and Response Equipment. Committee approved.
2. Public Safety Communications – Request for Budget Transfer (#03-63): Increase in Expenditures with Offsetting Increase in Revenue: Emergency Management has received



After much discussion a motion was made by Supervisor Zima and seconded by Supervisor Clancy **“to receive and place on file.”**

Vote taken **“to receive and place on file resolution number 11a.”** Roll Call #11a(1):

Ayes: Haefs, Hansen, Kaye, Zima, Evans, Vanden Plas, Kuehn, Collins, Marquardt, Daul, Fleck, Clancy, Watermolen, Schadewald

Nays: Antonneau, Graves, Nicholson, Gower, Miller, Van Deurzen, Moynihan, Simons

Supervisors Vander Leest’s and Johnson’s vote recorders were not working properly. They requested to be recorded “nay”; Chairman granted request.

Total Ayes: 16 Total Nays: 10

Motion **“carried to receive and place on file.”**

**No. 11b -- RESOLUTION REGARDING: CREATING AN ADDITIONAL GRANT-FUNDED COUNTY BIOTERRORISM COORDINATOR POSITION IN THE HEALTH DEPARTMENT TABLE OF ORGANIZATION**

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

Ladies and Gentlemen:

WHEREAS, the events of September 11, 2001 resulted in an emphasis on the importance of protecting American citizens against the threats of terrorism, including bioterrorism which is the purposeful use of all or part of a biologic organism to advance a political, ideological or religious goal; and

WHEREAS, the federal *Public Health Threats and Emergencies Act* was created to appropriate grant funds through state governments to public health agencies across the nation for regional response to assure preparedness planning/readiness assessment, surveillance and rapid communicable disease follow-up capability, computerized tracking and communication, risk communication/health information dissemination and professional/volunteer education and training; and

WHEREAS, the State of Wisconsin has appropriated funds to local health departments for county preparedness planning, exercising, and training; and

WHEREAS, local public health agencies in Brown County have agreed to pool agency allocations to hire a coordinator to complete and maintain such disaster preparedness planning and training; and

WHEREAS, the staff position added to the table of organization will be 100% funded by this grant and the hours will be reduced or eliminated if the grant is reduced or eliminated and the fiscal impact is attached.

NOW, THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors that the Health Department Table of Organization be changed to create one (1) additional full time position (2,080 hours/year) to be funded by State of Wisconsin appropriations for the



position of Brown County Bioterrorism Planning Coordinator, commencing on or after October 1, 2003.

Respectfully submitted,  
HUMAN SERVICES COMMITTEE  
EXECUTIVE COMMITTEE

A motion was made by Supervisor Vanden Plas and seconded by Supervisor Haefs **“to adopt.”**  
Vote taken. Roll Call #11b(1):

Ayes: Gower, Miller, Haefs, Hansen, Kaye, Zima, Evans, Vander Leest, Johnson, Vanden Plas, Collins, Marquardt, Daul, Van Deurzen, Fleck, Clancy, Moynihan, Watermolen, Schadewald, Simons, Lund, Fewell

Nays: Antonneau, Graves, Nicholson, Kuehn

A motion was made by Supervisor Haefs and seconded by Supervisor Miller **“to allow Supervisors Antonneau, Graves and Nicholson to change their votes from “nays” to “ayes”.”** Voice vote taken. Motion **“carried”** unanimously with no abstentions.

Total Ayes: 25 Total Nays: 1

Motion **“carried.”**

Approved by:           \s\ Carol Kelso, County Executive           Date: 11/3/2003

**No. 11c -- RESOLUTION REGARDING: CONCURRENCE WITH THE DISTRICT COMPREHENSIVE ECONOMIC DEVELOPMENT STRATEGY (CEDs) 2003 ANNUAL REPORT**

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

Ladies and Gentlemen:

WHEREAS, Brown County has participated with the other seven counties in the District Overall Economic Development Program since 1978; and

WHEREAS, an annual report must be prepared to maintain a current perspective of the economic development issues of the County and District; and

WHEREAS, an annual report maintains eligibility of funding from the Economic Development Administration for the district and also serves to emphasize the importance of local issues for other Federal and State agencies; and

WHEREAS, personnel from this County and the Bay-Lake Regional Planning Commission have participated in the preparation of the annual report; and

WHEREAS, an increased level of understanding and cooperation between agencies would improve opportunities for economic development in the District; and

WHEREAS, the Brown County Board of Supervisors actively supports and currently participates in the economic development district activities of the Bay-Lake Regional Planning Commission.

NOW, THEREFORE, BE IT RESOLVED that the Brown County Board of Supervisors hereby concurs with the Comprehensive Economic Development Strategy 2003 Annual Report; and

BE IT FURTHER RESOLVED, that the Brown County Board of Supervisors supports the Bay-Lake Regional Planning Commission's application to the Economic Development Administration for planning funds; and

BE IT FURTHER RESOLVED, that copies of this resolution be transmitted to the County Clerks of Door, Florence, Marinette, Kewaunee, Manitowoc, Oconto and Sheboygan as an expression of Brown County's desire to cooperate with them in the Bay-Lake Economic Development District; and

BE IT FURTHER RESOLVED, that two originally signed copies of this resolution be forwarded to the Bay-Lake Regional Planning Commission.

Respectfully submitted,  
PLANNING, DEVELOPMENT AND  
TRANSPORTATION COMMITTEE

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

Approved by:           \s\ Carol Kelso, County Executive           Date: 11/3/2003

No. 11d -- **RESOLUTION REGARDING: APPROVING A CEMETERY PLAN (SAINT JOHN'S LUTHERAN CEMETERY ASSOCIATION FIRST ADDITION), LOCATED IN THE VILLAGE OF ASHWAUBENON PURSUANT TO SECTION 157.07, WISCONSIN STATUTES**

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

Ladies and Gentlemen:

WHEREAS, the Board of Elders of the Northern Diocese of The Church of the United Brethren in the United States is proposing to plat the following premises, located within the Village of Ashwaubenon, as the Saint John's Lutheran Cemetery Association First Addition:

Commencing at the Northwest Corner of Private Claim 31 West Side of Fox River; thence S64°47'04" E, 3381.93 feet along the North Line of said Private Claim 31 to the Northwest corner of Farm Lot 3; thence S24°58'00" W, 519.36 feet along the West

Line of said Farm Lot 3 to a point on the centerline of North Road, the point of Beginning; thence S61°13'50" E, 483.12 feet along said centerline of North Road; thence S24°58'00" W, 367.45 feet; thence N61°43'00" W, 547.00 feet; thence N24°58'00" E, 368.13 feet to said centerline of North Road; thence S64°48'50" E, 64.03 feet along said centerline of North Road to the Point of Beginning.

Parcel contains 30,870 square feet or 0.71 acres more or less, and

WHEREAS, Section 157.07, Wisconsin Statutes, requires County Board approval if the cemetery is not located in a first class city; and

WHEREAS, the Brown County Planning Commission staff has reviewed the plat for said cemetery; and

WHEREAS, the Village of Ashwaubenon has approved the said cemetery; and

WHEREAS, THE UNDERSIGNED Brown County Planning, Development and Transportation Committee now recommends approval of said cemetery plat.

NOW, THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors that the proposed Saint John's Lutheran Cemetery Association First Addition, as described above, located in the Village of Ashwaubenon, Brown County, Wisconsin, be and is hereby approved.

Respectfully submitted,  
PLANNING, DEVELOPMENT AND  
TRANSPORTATION COMMITTEE

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

Approved by: \s\ Carol Kelso, County Executive Date: 11/3/2003

No. 11e -- **ORDINANCE REGARDING: TO AMEND CHAPTER 12 OF THE BROWN COUNTY CODE ENTITLED SOLID WASTE MANAGEMENT BOARD**

THE BROWN COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

Section 1 - Subsection (5) of Section 12.01 of the Brown County Code entitled SOLID WASTE MANAGEMENT BOARD is hereby amended to read as follows:

(5) Powers. The Solid Waste Board shall have the following powers, subject to the restrictions on powers set forth in subsection (6):

- (i) Accept funds derived from state or federal grant or assistance programs and enter into necessary contracts or agreements, which

are subject to review and final approval by the Brown County Board of Supervisors.

Section 2 - Subsection (6) of Section 12.01 of the Brown County Code entitled SOLID MANAGEMENT BOARD is hereby amended to read as follows:

(6) Limitations on Solid Waste Board Powers. The Solid Waste Board shall have the following restrictions on its powers:

- (c) The Solid Waste Board shall have no authority, on any basis, to levy taxes or borrow money for the solid waste management system from sources other than the Brown County Board of Supervisors and revenues from state or federal assistance programs, grants, contracts or agreements entered into by the Solid Waste Board are subject to review and final approval by the Brown County Board of Supervisors.

Section 3 - This ordinance shall become effective upon passage and publication.

Respectfully submitted,  
PLANNING, DEVELOPMENT AND  
TRANSPORTATION COMMITTEE

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

A motion was made by Supervisor Schadewald and seconded by Supervisor Fleck **“to refer to committee that Planning and Development Committee make up a study task force, similar to the one that was done for the Surveyor’s Office, to examine and evaluate the proposed changes in Chapter 12 of the Brown County Code entitled Solid Waste Management Board.”**

County Executive Kelso asked the Board to direct their attention to the front of the budget book addressing Solid Waste Fees.. She stated current fee for the Solid Waste Transfer Station is \$21.60, which will drop to \$20.50 in this budget. The fee listed in the budget (\$24.42) is incorrect.

Vote **“on referral”** taken at this time. Roll Call #11e(1):

Ayes: Hansen, Kaye, Vanden Plas, Kuehn, Collins, Marquardt, Daul, Fleck, Clancy, Watermolen, Schadewald, Fewell

Nays: Antonneau, Graves, Nicholson, Gower, Miller, Haefs, Zima, Evans, Vander Leest, Johnson, Van Deurzen, Moynihan, Simons, Lund

Total Ayes: 12 Total Nays: 14

Motion **“to refer defeated.”**

Back to original motion **“to adopt the recommendation to amend Chapter 12 of the Brown County Code entitled Solid Waste Management Board.”**

Vote taken. Roll Call #11e(2):

Ayes: Antonneau, Graves, Nicholson, Gower, Miller, Haefs, Zima, Evans, Vander Leest Johnson, Van Deurzen, Moynihan, Simons, Lund

Nays: Hansen, Kaye, Vanden Plas, Kuehn, Collins, Marquardt, Daul, Fleck, Watermolen, Schadewald, Fewell

Abstain: Clancy

Supervisors Daul and Vanden Plas “requested that their votes be changed from “nay” to “abstain”.” Chairman Simons recognized that request.

Total Ayes: 14 Total Nays: 9 Abstain: 3

Motion “carried to adopt as amended.”

Approved by:   s/  Carol Kelso, County Executive Date: 11/3/2003

Approved by:   s/  Darlene K. Marcelle, County Clerk Date: 11/7/2003

Approved by:   s/  Kenneth J. Simons, Board Chairman Date: 11/10/2003

**No. 11f -- RESOLUTION REGARDING: WISCONSIN STATE BUDGET SUPPORTING THE EDUCATIONAL AND REGULATORY ADMINISTRATION OF WISCONSIN FAIRS KNOWN AS STATE AID TO WISCONSIN FAIRS**

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

Ladies and Gentlemen:

WHEREAS, Governor Doyle’s budget proposal includes cutting \$4 million dollars and fifty (50) positions from the Wisconsin Department of Agriculture; and

WHEREAS, Rod Nilsestuen, Department of Agriculture Secretary, proposes to cut the entire \$555,700 in State aid that all Wisconsin fairs receive; and

WHEREAS, all 76-member county and district fairs, including the Brown County Fair would receive no premium aid reimbursement starting with the 2003 fair season; and

WHEREAS, 77% of the State aid paid goes to youth projects; and

WHEREAS, Wisconsin Department of Agriculture, Ch. ATCP 160 Administrative Rules have regulated the standards for departments, classes, recommend the premiums paid, as well as certification of qualified judges for Wisconsin fairs; and

WHEREAS, the Ch. ATCP 160 Administrative Rules will no longer be in effect and provide the standard for Wisconsin fairs, leading to seventy-five (75) different standards for educational programs at Wisconsin fairs.

NOW, THEREFORE, BE IT RESOLVED that the Brown County Board of Supervisors requests reinstatement of the funds in the Wisconsin State Budget currently supporting the educational and regulatory administration of Wisconsin fairs known as State Aid to Wisconsin Fairs.

BE IT FURTHER RESOLVED, that the Brown County Clerk be requested to send copies of this resolution to the Brown County Legislative Delegation, the Wisconsin State Legislature, Governor James Doyle, each county in the State of Wisconsin and the Wisconsin Counties Association.

Respectfully submitted,  
PLANNING, DEVELOPMENT AND  
TRANSPORTATION COMMITTEE

A motion was made by Supervisor Antonneau and seconded by Supervisor Lund **“to adopt.”** Voice vote taken. Supervisor Clancy abstained. Motion **“carried.”**

Approved by:   /s/  Carol Kelso, County Executive   Date: 11/3/2003

**No. 12 -- Such other matters as authorized by law. None.**

**No. 13 -- Bills over \$10,000 for period ending**

A motion was made by Supervisor Kuehn and seconded by Supervisor Vanden Plas **“to pay the bills.”** Vote taken. Motion **“carried”** unanimously with no abstentions.

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

Present: Antonneau, Graves, Nicholson, Gower, Miller, Haefs, Hansen, Kaye, Zima, Evans, Vander Leest, Johnson, Vanden Plas, Marquardt, Kuehn, Collins, Daul, Van Deurzen, Fleck, Clancy, Moynihan, Watermolen, Schadewald, Simons, Lund, Fewell

Total Present: 26

**No. 15 -- ADJOURNMENT TO WEDNESDAY, NOVEMBER 12, 2003, AT 9:00 A.M. (BUDGET SESSION) LEGISLATIVE ROOM #203, CITY HALL, 100 NORTH JEFFERSON STREET, GREEN BAY, WISCONSIN.**

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

---

DARLENE K. MARCELLE  
Brown County Clerk