

**RESOLUTION AUTHORIZING \$2,015,000 IN REFUNDING REVENUE BONDS
(GREAT LAKES TRAINING AND DEVELOPMENT CORPORATION PROJECT)
SERIES 2010**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the County of Manitowoc, Wisconsin (“County”), is a body corporate and politic
2 organized and existing under and pursuant to the laws of the State of Wisconsin and is authorized
3 by Wis. Stat. § 66.0621, as amended, to issue its revenue bonds for the purpose of purchasing,
4 acquiring, leasing, constructing, extending, adding to, improving, conducting, controlling, operating,
5 or managing any revenue producing facility to be owned by the County and operated for a public
6 purpose; and
7

8 WHEREAS, the County is authorized by Wis. Stat. §§ 59.01 and 59.52(6), as amended, to
9 acquire and hold, and lease or rent real and personal property for public purposes and to sell and
10 convey the same (Sections 66.0621, 59.01 and 59.52 are hereinafter collectively referred to as the
11 “Act”); and
12

13 WHEREAS, the County previously issued revenue bonds (the “Prior Bonds”) for the benefit
14 of Great Lakes Training and Development Corporation (the “Company”) to finance the acquisition,
15 expansion, and equipping of certain real property (collectively, the “Project”) located at 3733 Dewey
16 Street in Manitowoc County (approximately 25,000 square feet) and at 3701 Superior Avenue in the
17 Town of Sheboygan in Sheboygan County (approximately 37,000 square feet) which was sold by
18 the Company to the County and purchased by the Company from the County pursuant to a purchase
19 and sale agreement dated as of January 1, 2001 (the “Prior Purchase and Sale Agreement”) and used
20 by the Company and other non-profit and governmental organizations for public purposes; and
21

22 WHEREAS, the County has previously entered into a Cooperation Agreement, dated as of
23 January 1, 2001, between the County and the County of Sheboygan, Wisconsin (the “Cooperation
24 Agreement”); and
25

26 WHEREAS, the Company has requested the County to issue refunding revenue bonds
27 (“Bonds”) to refinance the Project; and
28

29 WHEREAS, the County will enter a new Purchase and Sale Agreement with the Company to
30 be dated as of March 1, 2010 (the “Purchase and Sale Agreement”); and
31

32 WHEREAS, the amounts payable under the Purchase and Sale Agreement shall be in such
33 amounts and shall be payable at such times as to be sufficient to pay the principal of, premium (if
34 any) for, and interest on the Bonds when due; and
35

36 WHEREAS, the Bonds shall be payable solely from amounts received under the Purchase and
37 Sale Agreement, which amounts shall be credited to the special redemption fund hereinafter
38 described; and
39

40 WHEREAS, pursuant to Wis. Stat. § 66.0621(3), as amended, the Bonds shall not constitute
41 an indebtedness of the County and shall not be included in arriving at the County's constitutional
42 debt limitation; and

43
44 WHEREAS, the Company has now requested that the County provide for the issuance of
45 \$2,015,000 principal amount of Bonds upon the terms set forth in this Resolution; and

46
47 WHEREAS, in connection therewith the Company has presented the County with proposed
48 documentation for the bonds, as follows:

49
50 a) an Indenture of Trust, to be dated as of March 1, 2010 ("Indenture"), to be entered
51 into between the County and Bank First National ("Trustee"), providing for the creation of the
52 Bonds, and terms thereof and the security therefor; and

53
54 b) a Purchase and Sale Agreement, to be dated as of March 1, 2010 ("Purchase and Sale
55 Agreement"), to be entered into between the County and the Company providing for a
56 purchase of the Project from the Company and a sale of the Project to the Company with
57 payments from the Company scheduled to provide the County with revenues sufficient to retire
58 the Bonds in accordance with their terms; and

59
60 c) a Promissory Note, from the Company to the County ("Promissory Note"), evidencing
61 the Company's obligations to make payments sufficient to retire the Bonds; and

62
63 d) a No Arbitrage Certificate, to be dated as of March 1, 2010, by the County; and
64

65 WHEREAS, in accordance with the Act, this Resolution and the aforesaid instruments and
66 documents, the Bonds and interest thereon shall never constitute an indebtedness of the County
67 within the meaning of any State constitutional provision or statutory limitation, shall not constitute
68 or give rise to a pecuniary liability of the County or a charge against its general credit or taxing
69 powers, and shall not constitute or give rise to any personal liability of any member of this body or
70 of any officers or employees of the County on the Bonds or for any act or omission related to the
71 authorization or issuance of the Bonds; and

72
73 WHEREAS, the issuance of Bonds and the purchase and sale of the Project by the County as
74 herein recited will, in the judgment of this body, serve the intended accomplishments of public
75 purpose and in all respects conform to the provisions and requirement of the Act;

76
77 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors
78 as follows:

79
80 1) Findings and Determination. It has been found and determined and is hereby declared that
81 the Project is a qualified revenue producing facility under and for the purposes of the Act.

82
83 2) Authorization to Borrow to Acquire, Expand and Equip the Project, and to Sell the Project
84 to the Company. The County shall borrow, but only in the manner herein recited, the sum of
85 \$2,015,000 for the purpose of refinancing the costs of acquiring, equipping, and expanding the
86 Project and paying the costs of issuance in connection therewith. Said borrowing shall be

87 accomplished through the sale of the Bonds issued pursuant to the Act. The County has purchased
88 the Project from the Company and sold the Project to the Company pursuant to the terms of the
89 Purchase and Sale Agreement.

90

91 3) Designation, Denomination, Tenor, and Maturity of Bonds Created for Issuance. The
92 Bonds shall be issued in the principal amount of \$2,015,000 and shall be designated:

93

94 COUNTY OF MANITOWOC, WISCONSIN
95 REFUNDING REVENUE BONDS
96 (GREAT LAKES TRAINING AND DEVELOPMENT CORPORATION PROJECT)
97 SERIES 2010

98

99 The Bonds shall mature on January 1, 2019. The Bonds shall bear interest from their date of
100 issuance at the rate of 4.2% per annum until March 1, 2015 and thereafter shall bear interest as
101 provided in the Indenture, but not at a rate to exceed 12% per annum. Interest shall be payable on
102 the dates set forth in the Indenture.

103

104 The Bonds shall be issuable as fully registered bond in denominations of \$1, or any multiple
105 thereof, and, when issued, will be registered in the name of Bank First National (the "Bond
106 Purchaser"). The Bonds and the interest thereon shall be transferrable by and shall be payable to the
107 registered owners thereof in the manner and with the effect provided in the Indenture. The principle
108 of, premium (if any) for, and interest on the Bonds shall be payable in lawful money of the United
109 States of America at the principal corporate trust office of the Trustee, as paying agent, or the office
110 of any successor or additional paying agent designated by the County and approved by the Company.

111

112 The Bonds shall be issued in the respective forms therefor as set forth in the Indenture, with
113 such insertions therein as shall be necessary to comply with the terms of this Resolution and with
114 such corrections therein, if any, as the approving bond attorney may require for conformity with the
115 terms of this Resolution, the Indenture, and the Act.

116

117 4) Execution and Authentication of Bonds. The Bonds shall be executed on behalf of the
118 County by the Chairperson under the official seal of the County attested by its Clerk. The signatures
119 of the Chairperson and the Clerk may be manual or facsimile. The official seal may be actually
120 impressed or imprinted or may be reproduced thereon by facsimile. No bond shall be issued unless
121 first authenticated by the Trustee, to be evidenced by the manual signature of an authorized signatory
122 of the Trustee on each Bond.

123

124 5) Designation of Trustee. The County hereby designates and appoints Bank First National,
125 Manitowoc, Wisconsin, to perform the functions of the Trustee, bond registrar, and paying agent
126 under the Indenture.

127

128 6) Bonds as Limited Obligations. The Bonds and interest thereon shall never be, or be
129 considered as, a general obligation of the County or an indebtedness of the County within the
130 meaning of any State constitutional provision or statutory limitation and shall not constitute or give
131 rise to a pecuniary liability of the County or a charge against its general credit or taxing powers.

132

133 7) Source of Payment; Pledge of Revenues. The Bonds shall be limited obligations of the

134 County payable by it solely from the Special Redemption Fund (as defined in the Indenture and
135 hereinafter described).

136

137 As security for the payment of the principal of, premium (if any) for, and interest on the Bonds,
138 the County shall pledge and assign to the Trustee all of its right, title, and interest in and to the
139 Purchase and Sale Agreement and the Promissory Note and any collateral pledged to the Trustee to
140 secure the payments.

141

142 8) Redemption of Bonds Prior to Maturity. The Bonds shall be subject to redemption prior
143 to maturity as provided in the Indenture. Notice of any redemption of Bonds prior to stated maturity
144 shall be given in the manner provided in the Indenture. The principle of, premium (if any) for, and
145 interest on Bonds called for redemption as aforesaid shall be payable solely from moneys held by
146 the Trustee under the Indenture and available therefor.

147

148 9) Trust Funds. The Trust Funds created under the Indenture shall be held in the custody of
149 the Trustee and applied for the uses and purposes provided in the Indenture, including a Special
150 Redemption Fund which shall be created on behalf of the County and held by the Trustee and used
151 to make the principal and interest payments on the Bonds.

152

153 10) Investment of Trust Funds. Any moneys held as part of the trust funds held by the Trustee
154 under the Indenture may be invested and reinvested by the Trustee upon request by the Company in
155 Qualified Investments as specified in the Indenture.

156

157 11) Determination of Revenue Payment. The amount necessary in each year to pay the
158 principal of, premium (if any) for, and interest on the Bonds is the sum of (i) the amount of principal
159 becoming due in such year in accordance with paragraph 3 of this Resolution (as reduced from time
160 to time by reason of prior redemptions and open market purchases of Bonds in accordance with the
161 Indenture); plus (ii) the principal amount of Bonds to be redeemed in such year in accordance with
162 a call for redemption made in accordance with paragraph 8 of this Resolution and the Indenture, plus
163 the premium (if any) for, payable with respect thereto; plus (iii) the amount of interest on the Bonds
164 becoming due in such year in accordance with the interest rates described in paragraph 4 of this
165 Resolution.

166

167 In expressing the Company's obligation to make the necessary revenue payments, it shall
168 suffice herein and in the Purchase and Sale Agreement to state that the Company shall be obligated
169 to pay the County (or the Trustee for the account of the County) amounts sufficient to pay when due
170 the principle of, premium (if any) for, and interest on the bonds.

171

172 The Purchase and Sale Agreement contains provisions, adequate in the judgment of this body,
173 requiring the Company to provide for the maintenance of the Project and the carrying of all proper
174 insurance with respect thereto. Consequently, the Company need not be required to pay amounts
175 into any reserve funds for the maintenance of the Project.

176

177 12) Award of Bonds.. The Company has negotiated for the sale of the Bonds to the Bond
178 Purchaser at a price of \$2,015,000.00, plus accrued interest to the date of delivery. Given the
179 purposes of the financing and the involvement of the County therewith, it is the determination of this
180 body that the Bonds shall be hereby awarded to the Bond Purchaser at the price aforesaid with

181 delivery to follow.

182

183 13) Execution and Delivery of the Purchase and Sale Agreement, Assignment of Promissory
184 Note, No Arbitrage Certificate, and the Indenture. The terms and provisions of the Purchase and
185 Sale Agreement and the Indenture are hereby approved. The Chairperson and the Clerk are hereby
186 authorized for and in the name of the County to execute, affix with the official seal of the County,
187 and deliver the Purchase and Sale Agreement, assignment of the Promissory Note, the No Arbitrage
188 Certificate, and the Indenture in the respective forms thereof presented herewith, or with such
189 insertions therein or corrections thereto as shall be approved by the Chairperson and Clerk consistent
190 with this Resolution and the terms of the Act, their execution thereof to constitute conclusive
191 evidence of their approval of any such insertions and corrections.

192

193 14) Execution and Delivery of Bonds. The Chairperson and the Clerk are hereby authorized
194 for and in the name of the County to execute the Bonds in the manner authorized by paragraph 4 of
195 this Resolution. The County shall deliver the Bonds to the Bond Purchaser against payment of the
196 purchase price therefor.

197

198 15) General Authorizations. The Chairperson and the Clerk and the appropriate deputies and
199 officials of the County in accordance with their assigned responsibilities are hereby each authorized
200 to execute, publish, file, and record such other documents, instruments, notices (including Internal
201 Revenue Service Form 8038 and notice pursuant to Wis. Stat. § 893.77), and records and to take
202 such other actions as shall be necessary or desirable to accomplish the purposes of this Resolution
203 and to comply with and perform the obligations of the County under the Bonds, the Purchase and
204 Sale Agreement, and the Indenture.

205

206 In the event that the Chairperson or the Clerk shall be unable by reason of death, disability,
207 absence, or vacancy of office to perform in timely fashion any of the duties specified herein (such
208 as the execution of Bonds, the Purchase and Sale Agreement, the assignment of the Promissory Note,
209 the No Arbitrage Certificate, or the Indenture, such duties shall be performed by the officer or
210 official succeeding to such duties in accordance with law and the ordinances of the County.

211

212 16) Effective Date; Conformity. This Resolution shall be effective immediately upon its
213 passage and approval. To the extent that any prior resolutions of this body are inconsistent with the
214 provision hereof, this Resolution shall control and such prior resolutions shall be deemed amended
215 to such extent as may be necessary to bring them in conformity with this Resolution.

Dated this 23rd day of February 2010.

Respectfully submitted by the
Finance Committee

Mary Muench, Chair

FISCAL IMPACT: None.

FISCAL NOTE: Reviewed and approved by Comptroller. _____

LEGAL NOTE: Reviewed and approved as to form by Corporation Counsel. _____

APPROVED: _____
Bob Ziegelbauer, County Executive Date

**RESOLUTION AMENDING 2010 BUDGET
(County Clerk - SVRS)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the County Clerk has provided services necessary to operation and maintenance
2 of the Statewide Voter Registration System (SVRS) for Manitowoc County and a number of other
3 municipalities; and
4

5 WHEREAS, revenue and expenses associated with the provision of services relating to the
6 operation and maintenance of the Statewide Voter Registration System were included in the 2010
7 budget that was adopted by the County Board; and
8

9 WHEREAS, the County Clerk has stopped providing SVRS services for the various
10 municipalities because a village clerk has offered to provide those services, but will continue to
11 perform the minimal amount of SVRS maintenance needed in connection with county elections; and
12

13 WHEREAS, termination of SVRS services to the various municipalities will result in a
14 decrease in revenues and expenses associated with SVRS activities in the County Clerk's office; and
15

16 WHEREAS, the County Clerk has identified additional revenues that have or will become
17 available after the 2010 budget was adopted; and
18

19 WHEREAS, the County Clerk has identified additional expense reductions that are necessary
20 in order to balance the budget for the County Clerk's office; and
21

22 WHEREAS, the proposed changes in revenues and expenses require that the budget be
23 amended;
24

25 NOW, THEREFORE, BE IT RESOLVED that the 2010 budget is amended as follows:
26

27	Account		Revenue or	
28	Number	Description	Expense	Change
29	<hr/>			
31	14200.51200	Wages Represented	Expense	+ \$9,672
32	14200.51551	FICA (Social Security)	Expense	+ \$740
33	14200.51552	WI Retirement	Expense	+ \$1,064
34	14200.51554	Health Insurance	Expense	+ \$560
35	14200.51555	Life Insurance	Expense	+ \$29
36	14200.51557	Long Term Disability	Expense	+ \$28
37	14200.51600	Workers Compensation	Expense	+ \$28
38				
39	14200.44203	Marriage Licenses	Revenue	+ \$6,750
40	14200.48500	Donations/Contributions Inc.	Revenue	+ \$1,646

41	14200.53010	Office Photocopier	Expense	-	\$800
42	14200.53020	Newspaper Subscriptions	Expense	-	\$100
43	14200.53035	Meals/Lodging	Expense	-	\$500
44	14200.53038	Mileage	Expense	-	\$400
45					
46	14400.53005	Sample Ballots	Expense	-	\$1,500
47	14400.53035	Meals/Lodging Dec. Exp.	Expense	-	\$120
48	14400.53038	Mileage Dec. Exp.	Expense	-	\$75
49					
50	14410.46180	SVRS Voter Lists	Revenue	+	\$180
51	14410.47330	SVRS - Voter Registration	Revenue	-	\$12,441
52					
53	14410.51200	Wages Represented	Expense	-	\$9,672
54	14410.51551	FICA (Social Security)	Expense	-	\$740
55	14410.51552	WI Retirement	Expense	-	\$1,064
56	14410.51554	Health Insurance	Expense	-	\$560
57	14410.51555	Life Insurance	Expense	-	\$29
58	14410.51557	Long Term Disability	Expense	-	\$28
59	14410.51600	Workers Compensation	Expense	-	\$28
60	14410.53001	Office Supplies	Expense	-	\$250
61	14410.53035	Meals & Lodging	Expense	-	\$20
62	14410.53038	Mileage Reimbursement	Expense	-	\$100;

63
64 and

65
66 BE IT FURTHER RESOLVED that the Comptroller/Auditor is directed to record such
67 information in the official books of the County for the year ending December 31, 2010 as may be
68 required.

Dated this 23rd day of February 2010.

Respectfully submitted by the
Executive Committee

James N. Brey, Chair

Finance Committee

Mary Muench, Chair

FISCAL IMPACT: No tax levy impact. Reduces net expenses and revenues by \$3,865.

FISCAL NOTE: Reviewed and approved by Comptroller. _____

LEGAL NOTE: This resolution amends the budget and requires a two-thirds vote of the

entire county board. Reviewed and approved as to form by Corporation Counsel. _____

APPROVED:

Bob Ziegelbauer, County Executive

Date

**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL
(Gary Kennedy)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Transportation Development Association (TDA) is sponsoring a Fly-in to
2 Washington D.C. on March 9 – 11, 2010, and the National Association of County Engineers (NACE)
3 will hold its National Conference in Fort Worth, Texas on April 24 – 29, 2010, for the purpose of
4 direct communication and interaction with United States Senate and House of Representative
5 Members on topics of importance to Wisconsin transportation; and
6

7 WHEREAS, the Wisconsin Counties Highway Association (WCHA) encourages its Board of
8 Directors and Executive Committee Members to attend the TDA and NACE meetings on behalf of
9 its members and will reimburse all necessary expenses for attending these events; and
10

11 WHEREAS, Manitowoc County Highway Commissioner Gary Kennedy presently serves as
12 WCHA's Assistant Treasurer and is a member of the WCHA Board of Directors and Executive
13 Committee; and
14

15 WHEREAS, the Manitowoc County Highway Committee has determined that it would be
16 advantageous to Manitowoc County, the Highway Department, and WCHA for Highway
17 Commissioner Kennedy to attend these events;
18

19 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
20 authorizes Gary Kennedy to attend the TDA meeting in Washington D.C. on March 9 – 11, 2010 and
21 the NACE Conference in Fort Worth, Texas on April 24-29, 2010, provided that all expenses are
22 reimbursed by the Wisconsin County Highway Association.

Dated this 23rd day of February 2010.

Respectfully submitted by the
Highway Committee

Kathie Bundy, Chair

FISCAL IMPACT: None.

FISCAL NOTE: Reviewed and approved by Comptroller. _____

LEGAL NOTE: Reviewed and approved as to form by Corporation Counsel. _____

APPROVED: _____
Bob Ziegelbauer, County Executive

Date

**RESOLUTION SUPPORTING UNIVERSITY OF WISCONSIN COLLEGES’
DEVELOPMENT OF BACHELOR OF APPLIED ARTS AND SCIENCES DEGREE**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the University of Wisconsin Colleges, a single institution with 13 two-year
2 campuses geographically dispersed throughout the state, including Manitowoc County, provides
3 accessible, affordable, and high quality education to the citizens of Wisconsin; and
4

5 WHEREAS, 98% of the students at UW Colleges are commuters, 52% work more than 20
6 hours per week, 27% work more than 30 hours per week, and 33% are age 22 or older; and
7

8 WHEREAS, only 25% of adult Wisconsinites have four-year degrees and Wisconsin lags
9 behind its neighboring states in the number of adults with a four-year degree; and
10

11 WHEREAS, UW Colleges has a history of innovation and responsiveness to the needs of local
12 citizens, including providing dozens of collaborative degree programs with UW four-year
13 institutions, an online Associate Degree, areas of emphasis within the Associate of Arts and Sciences
14 degree program, and accelerated courses targeted to working adults; and
15

16 WHEREAS, UW Colleges proposes the development of a Bachelor of Applied Arts and
17 Sciences Degree that will expand access to higher education for place-bound, non-traditional
18 students across Wisconsin; benefit businesses by providing a better-educated workforce; and allow
19 Wisconsin to move forward and compete in a global economy;
20

21 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
22 supports the development of a Bachelor of Applied Arts and Sciences Degree for the University of
23 Wisconsin Colleges.

Dated this 23rd day of February 2010.

Respectfully submitted by the
Natural Resources & Education Committee

Catherine E. Wagner, Chair

FISCAL IMPACT: No tax levy impact.

FISCAL NOTE: Reviewed and approved by Comptroller. _____

LEGAL NOTE: Reviewed and approved as to form by Corporation Counsel. _____

APPROVED:

Bob Ziegelbauer, County Executive

Date

**RESOLUTION APPROVING AMENDMENT TO 2008 – 2010 COLLECTIVE
BARGAINING AGREEMENT WITH HEALTH DEPARTMENT EMPLOYEES
REPRESENTED BY LOCAL 5068, FEDERATION OF NURSES
AND OTHER HEALTH PROFESSIONALS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS

1 WHEREAS, the County Board approved a 2008 – 2010 agreement with Health Department
2 employees represented by Local 5068, Federation of Nurses and Other Health Professionals, on
3 November 20, 2007; and
4

5 WHEREAS, economic conditions have drastically changed since November 2007 and the
6 elimination of two Public Health Nurse positions that was announced in September 2009 will occur
7 on or about April 1, 2010 because funding for the positions will end; and
8

9 WHEREAS, the employees of Local 5068 have agreed to voluntarily revert to the 2009 wage
10 schedule as of January 24, 2010 in exchange for a commitment that there will be no additional
11 layoffs from the bargaining unit through 2010, other than the two positions that have already been
12 announced; and
13

14 WHEREAS, the employees of Local 5068 will remain at the 2009 wage schedule until a 2011
15 wage schedule is negotiated and no changes will be made to the health insurance program until a
16 collective bargaining agreement has been reached for 2011;
17

18 NOW, THEREFORE, BE IT RESOLVED that the 2009 wage schedule for Local 5068 will
19 be implemented as of January 24, 2010; and
20

21 BE IT FURTHER RESOLVED that the Manitowoc County Board makes the commitment that
22 Manitowoc County will not lay off any additional personnel represented by Local 5068 through
23 December 31, 2010, other than the previously announced two positions on or about April 1, 2010;
24 and
25

26 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors expresses
27 its appreciation to the employees of Local 5068 for their willingness to assist Manitowoc County
28 during these difficult economic times; and
29

30 BE IT FURTHER RESOLVED that the County Executive, Personnel Committee Chair, and
31 Personnel Director are authorized to execute this settlement.

Dated this 23rd day of February 2010.

Respectfully submitted by the
Personnel Committee

Norbert A. Vogt, Chair

FISCAL IMPACT:	Wages	(\$18,860)
	FICA	(\$ 1,443)
	WRS	(\$ 2,075)
	<u>Total Savings</u>	<u>(\$22,378)</u>

FISCAL NOTE: Reviewed and approved by Comptroller. _____

LEGAL NOTE: Reviewed and approved as to form by Corporation Counsel. _____

APPROVED:

Bob Ziegelbauer, County Executive

Date

RESOLUTION ESTABLISHING ELECTED OFFICIAL COMPENSATION

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS

1 WHEREAS, Wisconsin Statute § 59.22 requires that the total annual compensation of certain
2 elected officials, exclusive of reimbursements, must be established before the earliest time for filing
3 nomination papers for office; and

4
5 WHEREAS, Wisconsin Statute § 59.22 further provides that an elected official's
6 compensation may not be increased or decreased during the officer's term; and

7
8 WHEREAS, the Personnel Committee has reviewed the salary for the elective offices of the
9 Clerk of Court, Coroner, and Sheriff; and

10
11 WHEREAS, the Personnel Committee recommends that the salary for the elective offices of
12 Clerk of Court, Coroner, and Sheriff be increased by 1.5 percent in 2011, 2.0 percent in 2012, 2.5
13 percent in 2013, and 3.0 percent in 2014; and

14
15 WHEREAS, the Personnel Committee recommends that these elected offices be offered the
16 same fringe benefit package that is offered to non-represented employees and that the health and
17 dental insurance package offered to the office of Coroner no longer be pro-rated at 75%; and

18
19 WHEREAS, the vehicle allowance provided to the Sheriff has been calculated in accordance
20 with the county's Travel Policy, Represented Employee Policy Manual Section 26.20; and

21
22 WHEREAS, the Personnel Committee recommends that the uniform allowance provided to
23 the Sheriff be increased in 2011 so that it is the same as the allowance currently provided to all
24 regular employees with the power of arrest and that the uniform allowance be increased by \$25 in
25 each subsequent year of the term;

26
27 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors
28 that the annual salary for the elected offices of Clerk of Court, Coroner, and Sheriff are set as
29 follows:

30

	2011	2012	2013	2014
31 Clerk of Court	\$58,913	\$60,091	\$61,593	\$63,441
32 Coroner	\$44,185	\$45,068	\$46,195	\$47,581
33 Sheriff	\$81,416	\$83,045	\$85,121	\$87,674;

34
35

36 and

37
38 BE IT FURTHER RESOLVED that these elected officials will be offered the same fringe
39 benefit package as is provided to full-time non-represented employees; and

40
41 BE IT FURTHER RESOLVED that the vehicle allowance for the Sheriff is set at \$7,396 for

42 2011, \$7,681 for 2012, \$7,985 for 2013, and \$8,250 for 2014; and
43

44 BE IT FURTHER RESOLVED that the uniform allowance for the Sheriff is set at \$525 for
45 2011, \$550 for 2012, \$575 for 2013, and \$600 for 2014; and

46
47 BE IT FURTHER RESOLVED that the established salary for each office will continue for
48 ensuing terms unless changed by the County Board in accordance with Wisconsin law.

Dated this 23rd day of February 2010.

Respectfully submitted by the
Personnel Committee

Norbert A. Vogt, Chair

FISCAL IMPACT:	2011	2012	2013	2014
Wages	\$2,727	\$3,691	\$4,704	\$5,787
FICA	\$ 209	\$ 282	\$ 360	\$ 443
<u>WRS</u>	<u>\$ 351</u>	<u>\$ 475</u>	<u>\$ 606</u>	<u>\$ 745</u>
Total	\$3,287	\$4,448	\$5,670	\$6,975

FISCAL NOTE: Reviewed and approved by Comptroller _____

LEGAL NOTE: Reviewed and approved as to form by Corporation Counsel. _____

APPROVED:

Bob Ziegelbauer, County Executive

Date

**RESOLUTION SUPPORTING DELAYED IMPLEMENTATION OF
FARMLAND PRESERVATION REZONING CONVERSION FEE**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County has participated in the Wisconsin Farmland Preservation
2 Program since it adopted exclusive agricultural zoning in 1979 and a County Farmland Preservation
3 Plan in 1981; and

4
5 WHEREAS, Manitowoc County's participation in the Wisconsin Farmland Preservation
6 Program has preserved productive agricultural land and allowed farmers to collect tax credits totaling
7 nearly \$1.9 million for tax years 2005-2008; and

8
9 WHEREAS, Wis. Stat. Ch. 91 authorizing the Wisconsin Farmland Preservation Program
10 remained largely unchanged for nearly 30 years until revisions known as the Working Lands
11 Initiative were included in the 2009-2011 state budget, which was signed into law as 2009 Wisconsin
12 Act 28 on June 29, 2009; and

13
14 WHEREAS, the revisions to Wis. Stat. Chapter 91 now require that landowners pay a rezoning
15 conversion fee beginning on January 1, 2010 when they rezone land from an A-3 Agricultural
16 District to any other zoning district, irrespective of whether the land was ever farmed or farmland
17 preservation tax credits were ever collected; and

18
19 WHEREAS, Wis. Stat. Ch. 91 now requires that each county update its farmland preservation
20 plan during the next 5 years and update its exclusive agricultural zoning ordinance within one year
21 after that in order to maintain certification for tax credit eligibility; and

22
23 WHEREAS, Wis. Stat. Ch. 91 imposes a rezoning conversion fee on January 1, 2010 based
24 on existing plans, ordinances, and zoning maps without the benefit of an updated farmland
25 preservation plan or ordinance; and

26
27 WHEREAS, charging a rezoning conversion fee is a burden on property owners who are not
28 farmers, whose land is not currently being farmed, and who never collected farmland preservation
29 tax credits; and

30
31 WHEREAS, the implementation of the rezoning conversion fee is an imposition on county
32 government and places undue pressure on counties to act immediately to revise their plans and
33 ordinances without the benefit of state financial assistance; and

34
35 WHEREAS, delaying implementation of the rezoning conversion fee until after a revised plan
36 and ordinance are adopted and certified will allow counties and landowners time to properly address
37 all of the planning and zoning requirements of the new Working Lands Initiative;

38
39 NOW THEREFORE BE IT RESOLVED that the Manitowoc County Board of Supervisors
40 requests that legislation be introduced and enacted to delay the implementation of the farmland

41 preservation rezoning conversion fee under Wis. Stat. § 91.48(1)(b) until a county has updated its
42 farmland preservation plan and zoning ordinance and the plan and ordinance are certified by
43 DATCP; and

44

45 BE IT FURTHER RESOLVED that the County Clerk is directed to send a copy of this
46 resolution to the Governor of the State of Wisconsin; each legislator in the Wisconsin Senate and
47 Assembly who represents constituents from Manitowoc County; the Senate Committee on
48 Agriculture and Education; the Assembly Committee on Agriculture; the Secretary of the
49 Department of Agriculture, Trade and Consumer Protection; and the Wisconsin Counties
50 Association.

Dated this 23rd day of February 2010.

Respectfully submitted by the
Planning and Park Commission

Clyde Mueller, Chair

LEGAL NOTE: Reviewed and approved as to form by Corporation Counsel. _____

**RESOLUTION SUPPORTING DELAYED IMPLEMENTATION OF
FARMLAND PRESERVATION REZONING CONVERSION FEE**

I respect the prerogative of the members of the Manitowoc County Board of Supervisors to voice their opinions on legislative issues. Therefore, it is my practice to neither approve nor veto a legislative policy resolution that has been enacted by the County Board in order to allow the County Board, acting as the legislative branch of county government, to freely express its sentiment on legislative and public policy issues or to request action by a governmental entity, or both.

Bob Ziegelbauer, County Executive

**ORDINANCE AMENDING ZONING MAP
(Marvin Braun - A2 to A1)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held a
2 public hearing on a petition for a zoning ordinance amendment on January 25, 2010; and
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of testimony and
5 an examination of the facts, recommends that the petition be approved for the reasons stated in the
6 attached report;
7

8 NOW, THEREFORE, the county board of supervisors of the County of Manitowoc does
9 ordain as follows:
10

11 Parcel No. 1, located in the SE $\frac{1}{4}$, NE $\frac{1}{4}$, Section 14, T19N-R22E, Town of Cato,
12 commencing at the E $\frac{1}{4}$ corner of said Section 14 thence westerly approximately 390 feet
13 to which is the point of real beginning; thence northeasterly approximately 557 feet to
14 the south r/w of Hillside Drive; thence northwesterly along the south r/w of Hillside
15 Drive approximately 352 feet; thence southerly approximately 558 feet; thence easterly
16 approximately 145 feet to the point of real beginning, said parcel containing
17 approximately 3.0 acres of land, shall be and is hereby rezoned from A2, Agriculture
18 to A1, Agriculture District;
19

20 and
21

22 Parcel No. 2, located in the SE $\frac{1}{4}$, NE $\frac{1}{4}$, Section 14, T19N-R22E, Town of Cato,
23 commencing at the E $\frac{1}{4}$ corner of said Section 14 thence westerly approximately 85 feet
24 to the west r/w of CTH S which is the point of real beginning; thence westerly
25 approximately 365 feet; thence northeasterly approximately 105 feet; thence easterly
26 approximately 150 feet; thence southeasterly approximately 70 feet; thence easterly
27 approximately 120 feet; thence southerly approximately 35 feet to the point of real
28 beginning, said parcel containing approximately .50 acres of land, shall be and is hereby
29 rezoned from A2, Agriculture to A1, Agriculture District.

Dated this 23rd day of February 2010.

Respectfully submitted by the
Planning and Park Commission

Clyde Mueller, Chair

**ORDINANCE AMENDING ZONING MAP
(Marvin Braun - A3 to A1)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held a
2 public hearing on a petition for a zoning ordinance amendment on January 25, 2010; and
3

4 WHEREAS, the Planning and Park Commission, after a careful consideration of testimony and
5 an examination of the facts, recommends that the petition be approved for the reasons stated in the
6 attached report;
7

8 NOW, THEREFORE, the county board of supervisors of the County of Manitowoc does
9 ordain as follows:
10

11 A parcel of land located in the SE¼, SW¼, Section 14, T19N-R22E, Town of Cato,
12 commencing at the S¼ corner of said Section 14 which is the point of real beginning;
13 thence northerly approximately 1320 feet; thence westerly approximately 332 feet;
14 thence southerly approximately 840 feet to the north r/w of North Hempton Lake Road;
15 thence southeasterly along the north r/w of North Hempton Lake Road; thence
16 southeasterly along the north r/w of North Hempton Lake Road approximately 575 feet
17 to the point of real beginning, said parcel containing approximately 10.0 acres of land,
18 shall be and is hereby rezoned from A3, Agriculture to A1, Agriculture District.

Dated this 23rd day of February 2010.

Respectfully submitted by the
Planning and Park Commission

Clyde Mueller, Chair

FISCAL IMPACT: None.

FISCAL NOTE: Reviewed and approved by Comptroller. _____

LEGAL NOTE: Reviewed and approved as to form by Corporation Counsel. _____

COUNTERSIGNED: _____
James N. Brey, County Board Chair Date

APPROVED: _____
Bob Ziegelbauer, County Executive Date

**RESOLUTION AUTHORIZING ADDITION OF 1.21
FULL-TIME EQUIVALENT ADRC POSITIONS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS

1 WHEREAS, the services provided by the Aging and Disability Resource Center are critically
2 important to the older and disabled adults of Manitowoc County; and

3
4 WHEREAS, adequate and well-trained staff is critical for a smooth transition to Family Care
5 on April 1, 2010 and beyond; and

6
7 WHEREAS, the demand for ADRC services exceeds the staff hours available to provide
8 service; and

9
10 WHEREAS, grant funding to the ADRC for 2010 is being increased by \$38,927 and Medicaid
11 revenue is also likely to increase so that there will be adequate state and federal funding to pay for
12 the addition of .21 FTE to an existing .79 FTE Information and Assistance Specialist position and
13 the addition of one full time position to provide administrative and managerial continuity in the
14 transfer of certain responsibilities from the Human Services Department to the ADRC without
15 requiring the use of any county tax levy dollars;

16
17 NOW, THEREFORE, BE IT RESOLVED that the number of authorized positions for the
18 Aging and Disability Resource Center be increased by 1.21 full-time equivalent positions; and

19
20 BE IT FURTHER RESOLVED that these positions be filled in accordance with the
21 Non-Represented Policy and Procedure Manual; and

22
23 BE IT FURTHER RESOLVED that the 2010 budget is amended to reflect the \$38,927
24 increase in grant funding and that the Comptroller/Auditor is directed to record such information in
25 the official books of the County for the year ended December 31, 2010 as may be required.

Dated this 23rd day of February 2010.

Respectfully submitted by the
Aging and Disability Resource Center Board

Catherine E. Wagner, Chair

Personnel Committee

Norbert A. Vogt, Chair

FISCAL IMPACT: No tax levy impact. The positions will be funded entirely with state and

**RESOLUTION SUPPORTING SENATE BILL 399 AND ASSEMBLY BILL 605
(Joint Powers Authority to Increase Local Economic Activity)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, local governments must continually work to identify and implement innovative
2 ways to jump-start economic activity in communities across Wisconsin because of the continued
3 challenges facing the state and national economies; and
4

5 WHEREAS, economic development and job creation are encouraged by increasing access to
6 low-cost capital for businesses seeking to expand or locate in Wisconsin; and
7

8 WHEREAS, reducing the cost to local governments to make necessary investments in public
9 infrastructure projects preserves scarce resources and creates savings for Wisconsin taxpayers; and
10

11 WHEREAS, Wisconsin local governments may issue federally tax-exempt municipal bonds
12 for public purposes, conduit bonds for private projects that serve a public benefit, Midwest Disaster
13 Assistance bonds, and bonds authorized under the American Recovery & Reinvestment Act to
14 encourage economic development; and
15

16 WHEREAS, issuing tax exempt bonds is a complex and expensive process and, in cases of
17 private conduit issuances, requires long-term monitoring of the debt to ensure the preservation of
18 tax-exempt status; and
19

20 WHEREAS, devoting limited staff and financial resources to complex bond issuances can be
21 cost-prohibitive to local governments that are under increasing pressure to provide more services
22 with fewer funds; and
23

24 WHEREAS, Senate Bill 399 and Assembly Bill 605 clarifies current Wisconsin law allowing
25 local governments to enter into partnerships and authorizes the creation of a joint powers authority
26 that can act at the request of local governments to issue conduit bonds for private entities engaged
27 in public benefit projects, issue municipal revenue bonds for public purposes, and create market
28 leverage through cooperative institutional relationships; and
29

30 WHEREAS, creation of a joint powers authority is necessary to reduce the cost of financing
31 public projects, increase local access to additional financing options for private projects for the
32 public benefit, and reduce the liability of local governments in private activity bond issuances; and
33

34 WHEREAS, a joint powers authority will create investment economics of scale for public or
35 private projects that may not otherwise have access to low-cost, tax-exempt bond markets due to
36 their size; and
37

38 WHEREAS, a joint powers authority will create greater awareness of and access to additional
39 financial resources for local governments and eligible businesses in Wisconsin through local
40 financing programs as well as programs at the Wisconsin Department of Commerce, Wisconsin

41 Health and Educational Facilities Authority, and Wisconsin Housing and Economic Development
42 Authority; and

43

44 WHEREAS, a joint powers authority will save local entities and eligible private borrowers
45 millions of dollars, valuable staff resources, and significant time by streamlining the process,
46 creating efficiencies for local governmental issuers, and providing a one-stop resource to coordinate
47 complicated issuance and post-issuance activities; and

48

49 WHEREAS, the joint powers authority created by this legislation would be made up of local
50 governments and membership would be strictly voluntary and without cost to the county; and

51

52 WHEREAS, Senate Bill 399 and Assembly Bill 605 is supported by the Wisconsin Counties
53 Association, the League of Wisconsin Municipalities, the National Association of Counties, and the
54 National League of Cities.

55

56 NOW, THEREFORE, BE IT FURTHER RESOLVED that the Manitowoc County Board of
57 Supervisors supports Senate Bill 399 and Assembly Bill 605 and urges the Wisconsin State
58 Legislature to quickly adopt this innovation in local economic development.

59

60 BE IT FURTHER RESOLVED that the County Clerk is directed to send a copy of this
61 resolution to the Governor of the State of Wisconsin, the President of the Wisconsin Senate, the
62 Speaker of the Wisconsin Assembly, and each legislator in the Wisconsin Senate and Assembly who
63 represents constituents from Manitowoc County.

Dated this 23rd day of February 2010.

Respectfully submitted by

James N. Brey, County Board Chair

LEGAL NOTE: Reviewed and approved as to form by Corporation Counsel. _____

**RESOLUTION SUPPORTING SENATE BILL 399 AND ASSEMBLY BILL 605
(Joint Powers Authority to Increase Local Economic Activity)**

I respect the prerogative of the members of the Manitowoc County Board of Supervisors to voice their opinions on legislative issues. Therefore, it is my practice to neither approve nor veto a legislative policy resolution that has been enacted by the County Board in order to allow the County Board, acting as the legislative branch of county government, to freely express its sentiment on legislative and public policy issues or to request action by a governmental entity, or both.

Bob Ziegelbauer, County Executive

Date

