NOTICE OF MEETING

SHEBOYGAN COUNTY BOARD OF SUPERVISORS

Sheboygan County Courthouse 615 North 6th Street, 5th Floor Sheboygan Wi

TUESDAY, April 12, 2016 at 6:00 P.M.

In compliance with Rule V under the Rules of Order of the Sheboygan County Board of Supervisors, as County Clerk of Sheboygan County, I herewith submit the following AGENDA.

AGENDA

CALL TO ORDER - Chairperson Roger L. Te Stroete

CERTIFICATION OF COMPLIANCE WITH OPEN MEETING LAW

PLEDGE OF ALLEGIANCE

ROLL CALL

APPROVAL OF MARCH 15, 2016 JOURNAL

CONSIDERATION OF APPOINTMENTS BY COUNTY ADMINISTRATOR

Aging and Disability Advisory Committee

Joann Van Horn-Wieland, 1500 Douglas Drive, Suite D, Plymouth Jim Gilligan, 630 North 4th Street, Sheboygan Gary Hesselink, PO Box 114, Hingham David Williams, 1024 Krumrey Street, Plymouth

Sheboygan County Recreational Facilities Management Advisory Committee (Re-appointments)

Mike Ogea, 116 Oak Street, Sheboygan Falls (Member-at-Large) Lil Pipping, 526A Crestwood Drive, Elkhart Lake (Member-at-Large)

PRESENTATIONS-NONE

PUBLIC ADDRESSES

As of the preparation of this Agenda no has requested to speak. County Board rules allow interested persons to register to speak until 5:00 pm on the Monday before the County Board Meeting.

POSTED 04.08.16 9:00 AM

LETTERS, COMMUNICATIONS AND ANNOUNCEMENTS

Items introduced under this heading are either referred to a Committee for action, or received for information. No action is taken at this meeting.

COUNTY ADMINISTRATOR'S REPORT

The County Administrator's Report is a summary of County activities for the previous month and planned for upcoming months.

CONSIDERATION OF COMMITTEE REPORTS - EXECUTIVE COMMITTEE

Resolution No. 35 (2015/16) Re: Authorizing the Finance Committee and Finance

Director to Balance Over Budget Departmental Accounts

Committee Recommendation: Adopt

Signed in Opposition: None

Ordinance No. 16 (2015/16) Re: Authorizing and Implementing Agency Agreement with

State Department of Agriculture to License and Regulate

Various Commercial Activity under Chapter 17

Committee Recommendation: Enact

Signed in Opposition: None

Ordinance No. 17 (2015/16) Re: Adding Kohler Company Representative to Airport

Advisory Committee

Committee Recommendation: Enact

Signed in Opposition: None

CONSIDERATION OF COMMITTEE REPORTS - FINANCE COMMITTEE

Resolution No. 36 (2015/16) Re: Authorizing Human Resources Committee to Enter

Into Labor Contract with Sheboygan County Law

Enforcement Employees' Association WPPA-LEER

Committee Recommendation: Adopt

Signed in Opposition: None

CONSIDERATION OF COMMITTEE REPORTS - HUMAN RESOURCES COMMITTEE

Committee Report Re: Report on Elected Officials' Salaries

ADJOURNMENT

Respectfully submitted this 8th day of April, 2016.

ON DOUSON, COUNTY CLERK

NOTES:

Reminder: Expense sheets for the end of the 2015-2016 board year are due in the County Clerk's Office no later than Tuesday, April 19, 2016 including all expenses up to April 18, 2016. Please note that this is a <u>change</u> due to the new board being sworn in on April 19, 2016, so next month expenses should be from April 19, 2016 to May 15, 2016.

The Legislative Breakfast will be held on May 9, 2016 at 8:00 A.M. at the Fountain Park Family Restaurant.

The Legislative Breakfast is a monthly informational question and answer session between Sheboygan County's federal and state legislative delegation and Sheboygan County Supervisors and department heads. Because a majority of the Board or a Committee may attend, it is a meeting open to the public under the Open Meeting law even though there is no formal agenda, no action will be taken, and no minutes are being kept.

Persons with disabilities needing assistance to attend or participate are asked to notify the County Clerk's Office at 920.459.3003 prior to the meeting so that accommodations may be arranged.

JOURNAL OF THE MEETING OF THE SHEBOYGAN COUNTY BOARD OF SUPERVISORS

March 15, 2016

Pursuant to Wis. Stat. § 59.11, the March 15, 2016 session of the Sheboygan County Board was called to order by Chairperson Roger L. Te Stroete at 6:00 p.m. Chairperson Te Stroete noted that the notice of meeting was posted on March 11, 2016 at 3:00 p.m. in compliance with the open meeting law. The meeting opened with the Pledge of Allegiance by all present.

The roll call was taken and recorded with 24 Supervisors present; Absent: 1, Supervisor Abler.

Supervisor Winkel moved for approval of the February 16, 2016 Journal, which was distributed to all supervisors prior to the meeting. The motion was seconded by Supervisor Glavan and carried on unanimous roll call vote of the board.

APPOINTMENTS

The Chairperson announced that the next order of business was the consideration of the appointment by the County Administrator of Eileen Hilke to the Eastern Shores Library System Board.

Supervisor Goehring moved to concur with the appointment. The motion was seconded by Supervisor Glavan and carried on unanimous roll call vote of the board.

PRESENTATIONS

Thomas Eggebrecht, Scott Shackelford, Barry Neumann, and Barb Kultgen, Health and Human Services Department – Powerpoint presentation report on Sheboygan County Juvenile Justice Services.

LETTERS AND COMMUNICATIONS

The Clerk presented a resolution from the Rusk County Board of Supervisors supporting the Department of Health Services enhancing the quality of the medicaid non-emergency medical transportation system. By Chairperson referred to the Health and Human Services Committee.

The Clerk presented a resolution from the La Crosse County Board of Supervisors opposing the UW-Cooperative Extension multi-county reorganization plan. By Chairperson referred to the Planning, Resources, Agriculture and Extension Committee.

COUNTY ADMINISTRATOR'S REPORT

County Administrator Adam Payne congratulated Tom Eggebrecht and his staff for the excellent presentation on juvenile justice services, and thanked them for their leadership. Thanks to a combination of good management, and good fortune, Tom and his staff have saved taxpayers hundreds of thousands of dollars. Mr. Payne discussed the end of the county board year schedule and upcoming organizational meetings, and the proposal to sell a.44 acre parcel adjacent to Taylor Park for an apartment complex. Mr. Payne congratulated County Board Chairperson Te Stroete, Vice Chairperson Wegner, and Supervisors Conrardy and Ziegelbauer on celebrating their birthdays this week.

COMMITTEE REPORTS

The Clerk read the report of the Executive Committee regarding Resolution No. 31 (2015/16) Merging Aging Unit Advisory Committee and Aging & Disability Resource Center (ADRC) Governing Committee recommending adoption.

Supervisor Goehring moved to adopt the resolution. The motion was seconded by Supervisor Van Dixhorn and carried on unanimous roll call vote of the board.

The Clerk read the report of the Executive Committee regarding Resolution No. 34 (2015/16) Approving Sale of .44-acre Parcel from Taylor Park Complex to Adjacent Property Owners recommending adoption.

Supervisor Goehring moved to adopt the resolution. Supervisor Epping seconded the motion which carried on unanimous roll call vote of the board.

The Clerk read the report of the Executive Committee regarding Ordinance No. 15 (2015/16) Repealing and Re-creating Chapter 71 – Subdivision Ordinance recommending enactment.

Supervisor Marthenze moved to enact the ordinance. The motion was seconded by Supervisor Damp and carried on unanimous roll call vote of the board.

The Clerk read the report of the Finance Committee regarding Resolution No. 30 (2015/16) Authorizing Funding for Final Phase of Health and Human Services Building Remodeling Project recommending adoption.

Supervisor Van Dixhorn moved to adopt the resolution. Supervisor Weggeman seconded the motion which carried on unanimous roll call vote of the board.

The Clerk read the report of the Finance Committee regarding Resolution No. 32 (2015/16) Authorizing Expenditure of Not More than \$20,000 from the County Jail Fund recommending adoption.

Supervisor Winkel moved to adopt the resolution. The motion was seconded by Supervisor Epping and carried on unanimous roll call vote of the board.

The Clerk read the report of the Finance Committee regarding Resolution No. 33 (2015/16) Approving Use of Fund Balance for Radio Replacement Program recommending adoption.

Supervisor Marthenze moved to adopt the resolution. Supervisor Epping seconded the motion which carried on unanimous roll call vote of the board.

(Vice-Chairperson Wegner presiding)

Pursuant to Rule IV of the Rules of Order, the following resolutions and ordinances were introduced by the Clerk and referred by the Vice-Chairperson as indicated:

Resolution No. 35 (2015/16) Re: Authorizing the Finance Committee and Finance Director to Balance Over Budget Departmental Accounts referred to the Executive Committee.

Resolution No. 36 (2015/16) Re: Authorizing Human Resources Committee to Enter Into Labor Contract with Sheboygan County Law Enforcement Employees' Association WPPA-LEER referred to the Finance Committee.

Ordinance No. 16 (2015/16) Re: Authorizing and Implementing Agency Agreement with State Department of Agriculture to License and Regulate Various Commercial Activity under Chapter 17 referred to the Executive Committee.

Ordinance No. 17 (2015/16) Re: Adding Kohler Company Representative to Airport Advisory Committee referred to the Executive Committee.

ADJOURNMENT

Supervisor Bemis moved to adjourn to 6:00 p.m. on Tuesday, April 12, 2016. Supervisor Winkel seconded the motion which carried on unanimous roll call vote of the board. The meeting was adjourned at 6:40 p.m.



SHEBOYGAN COUNTY

Adam N. Payne
County Administrator

TO THE HONORABLE MEMBERS OF THE SHEBOYGAN COUNTY BOARD:

I, Adam Payne, Sheboygan County Administrator, pursuant to Section 43.05 and Ordinance No. 6 (2006/07) of the Sheboygan County Code, having conferred with the County Board Chairperson and the appropriate standing Committee of the County Board, hereby submit for your confirmation the following appointments to the Aging and Disability Advisory Committee for a 3-year term expiring July, 2019:

Joann Van Horn-Wieland, 1500 Douglas Drive, Suite D, Plymouth, WI 53073 Jim Gilligan, 630 North 4th Street, Sheboygan, WI 53081 Gary Hesselink, PO Box 114, Hingham, WI 53031 David Williams, 1024 Krumrey Street, Plymouth, WI 53073

Respectfully submitted this 12th day of April, 2016.

Adam N. Payne, County Administrator

Joann Van Horn Wieland Generations 1500 Douglas Drive, Suite D Plymouth, WI 53073 Phone: 920-892-4858

Joan is a resident of Plymouth, and is the new Executive Director of Generations. Her educational background includes a Bachelor's degree from St. Mary-of-the Woods College, Masters from Marian University.

Work experience includes Office Manager, WED Program, SMWC: Lease & Rental Manager, Joe Van Horn Chevrolet; Co-Owner/Operator, Here We Grow Child Care Centers; Assistant Director, Wisconsin Child Care Improvement Project; Planning & Allocations Director, Sheboygan & Plymouth Area United Way; Human Resources Manager, Van Horn Automotive Group.

Volunteer experiences include: Founding member of Family Resources Center, founding member of Plymouth Business & Professional Women, founding member of Plymouth Intergenerational Coalition, Habitat for Humanity, WECA, SAECE, United Way and SJB School Board.

James Gilligan 630 North 4th Street Sheboygan, WI 53081

Phone: 458-9990

As a long-time involved citizen in the community, Jim served on the Health & Human Services Board for many years. He was also voted Wisconsin's "Man of the Year" for the Health & Human Services Board in 1999. Jim has 5 children and 11 grandchildren and enjoys spending as much time as he can with them. Jim proudly holds the title of Prom King at the Senior Dining Center. He served as Sheboygan County Board Chairman from 1988-1992 and again from 1998-2000. He retired from the County Board in 2008 after serving the citizens of Sheboygan County for 44 years. Now he is enjoying his retirement by staying actively involved.

Biography

Name: Gary Hesselink W4299 Church Road P. O. Box 114 Hingham, WI 53031 (920) 564-2682

1 2

Gary is currently retired. He attends the Senior Dining site in Adell and volunteers his time helping at the site. Gary also helps delivering meals for the county's home-delivered meal program to individuals who are unable to participate at the congregate meal site. His wife, Jan, was a former meal site manager for the Sheboygan County Senior Dining Program.

He enjoys visiting other seniors who have difficulty getting out of their home and are socially isolated in the area. He feels everyone who is lonely should have fun, laughter, and friendship in their lives. Gary also volunteers his time to the township of Hingham

Gary is very interested in the issues facing seniors and wishes to increase his knowledge about the programs and services for Sheboygan County seniors. Gary will be a valued member of the committee as he represents the southern, more rural portion of Sheboygan County. This is an underrepresented area and one in which the Aging Program and ADRC need to do more outreach.

BIOGRAPHY

Name: David Williams

David is retired after over 19 years of state employment in the Office of Veterans Services. His position with the state was as a Local Veterans Employment Representative (LVER). As a LVER, he was a functional supervisor and responsible for veteran employment programs and veteran priority regarding job openings listed with the state Job Service. He served an area from Sheboygan County to Door County until two years ago when with realignment of job centers he was put in charge of the Fox Valley area. In that location he was responsible for veterans from the Menasha center to the Fond Du Lac center and points west. He had two vet reps reporting to him.

David has been a commissioner with the Sheboygan County Veterans Service Commission for about 18 years. He is also a docent with the Plymouth Art Center and Plymouth Historical Museum, a life member of AMVETS post 99, and a member of Plymouth American Legion post 243.

For the past year David has served on the Plymouth Committee on Aging, taking a lead role with elderly and disabled transportation issues and, on April 17, he was sworn in as district 1 Alderman for the city of Plymouth and will chair the Committee on Aging.



SHEBOYGAN COUNTY

Adam N. Payne
County Administrator

TO THE HONORABLE MEMBERS OF THE SHEBOYGAN COUNTY BOARD:

I, Adam Payne, Sheboygan County Administrator, pursuant to Section 43.05 and Ordinance No. 6 (2006/07) of the Sheboygan County Code, having conferred with the County Board Chairperson and the appropriate standing Committee of the County Board, hereby submit for your confirmation the following re-appointments to the Sheboygan County Recreational Facilities Management Advisory Committee for a two-year term expiring April, 2018:

Mike Ogea, 116 Oak Street, Sheboygan Falls, WI 53085 – Member-at-Large Lil Pipping, 526A Crestwood Drive, Elkhart Lake, WI 53020 – Member-at-Large

Respectfully submitted this 12th day of April, 2016.

Adam N. Payne, County Administrator

1 2	SHEBOYGAN COUNTY RESOLUTION NO. 35 (2015/16)
3 4 5 6	Re: Authorizing the Finance Committee and Finance Director to Balance Over Budget Departmental Accounts
7 8 9	WHEREAS, it is anticipated that there may be certain departmental expense accounts which will be over budget for 2015 due to unexpected or unusual expenses, and there may be other expense or revenue accounts which are under/over budget, and
10 11 12 13 14	WHEREAS, while the exact amount of the variances cannot be determined until the books for 2015 have been closed, the approximate amount for each Department is attached to this Resolution and represent, in total for all funds, the net amount of \$3,834,189;
15 16 17 18	NOW, THEREFORE, BE IT RESOLVED that negative variances in the departmenta appropriation units, "Salaries and Benefits," "Operating Expenses," "Interdepartmenta Charges," and "Capital Outlay" are hereby authorized.
19 20 21 22	BE IT FURTHER RESOLVED that after the books are closed for 2015 the Finance Committee and Finance Director report to this County Board any significant differences from the variances reported here.
23 24 25	Respectfully submitted this 15th day of March, 2016.
26 27 28	FINANCE COMMITTEE
29 30	muliage S. IIII
31 32 33	Greg Weggeman, Chairperson George Marthenza, Vice Chairperson George Marthenza, Vice Chairperson
34 35 36 37	Thomas Wegner, Secretary Alan Bosman William C. Goehring
38 39 40 41	Opposed to Introduction:
42 43 44	
45 46 47	
48 49	R:\CL!ENT\08299\00012\00073152.DOC March 10, 2016, dra

Budget Comparisons - 2015 Appropriation Units

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Budget Comparisons - 2015 Appropriation Units

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5,038,392 Operational Change Positiva(Negative)

\$ (1,204,203) Lass Carryovers

\$ 3,634,169 Total Change Positive(Negative)

FISCAL NOTE March 2016

Resolution No. 35 (2015/16) Re: Authorizing the Finance Committee and Finance Director to Balance Over Budget Departmental Accounts

This resolution outlines the preliminary financial results of 2015, by appropriation unit as required under Chapter 5 of the Sheboygan County Code of Ordinances.

Summary of the results are:

- Revenues overall positive variance to budget of \$3,568,915
- Expenditures overall positive variance to budget of \$1,469,477
- Total Operational change is a positive \$5,038,392
- After carry forward, overall positive change of \$3,834,189

These are preliminary figures and may change during the external auditing process. Any significant changes not outlined in this resolution will be brought back to the Finance Committee and County Board.

Funding:

No additional funding is required.

Respectfully Submitted,

Wendy A. Charnon, Finance Director

March 11, 2016

SHEBOYGAN COUNTY ORDINANCE NO. 16 (2015/16)

Re: Authorizing and Implementing Agency Agreement with State Department of Agriculture to License and Regulate Various Commercial Activity under Chapter 17

WHEREAS, through the enactment of Chapter 17 of the Sheboygan County Code of Ordinances, the Sheboygan County Health and Human Services Department, Division of Public Health agreed to be the designated agent of the Wisconsin Department of Health Services for purposes of licensing and regulating various commercial activity, and

WHEREAS, through the enactment of 2015 Wisconsin Act 55, the agency assigned to handle this regulatory activity has been transferred to the Department of Agriculture, Trade, and Consumer Protection, and it is necessary for Sheboygan County to enter into a new agency agreement with the Department of Agriculture, Trade, and Consumer Protection, and

WHEREAS, other provisions of 2015 Wisconsin Act 55 require that if Sheboygan County wishes to act as agent in the manner that it previously acted as agent for the Wisconsin Department of Health Services, it must also agree to act as agent for the Department of Agriculture, Trade, and Consumer Protection for regulation of retail food establishments as well, and

WHEREAS, the Health and Human Services Committee has reviewed the potential of entering into such an agency agreement and believes that it is in the best interests of the citizens of Sheboygan County to do so;

NOW, THEREFORE, the County Board of Supervisors of the County of Sheboygan does ordain as follows:

Section 1. <u>Amending Chapter 17</u>. Chapter 17 of the Sheboygan County Code of Ordinances is hereby amended as follows (additions indicated by redlining; deletions by strikeouts):

CHAPTER 17

LICENSURE AND REGULATION OF RETAIL FOOD ESTABLISHMENTS,
HOTELS, MOTELS, RESTAURANTS, TOURIST ROOMING HOUSES,
BED AND BREAKFAST ESTABLISHMENTS,
CAMPGROUNDS AND CAMPING RESORTS,
RECREATIONAL AND EDUCATIONAL CAMPS,
PUBLIC SWIMMING POOLS AND ESTABLISHMENTS POSSESSING
CLASS B AND CLASS C ALCOHOL BEVERAGE LICENSES
AND INSPECTIONS OF FOOD VENDING MACHINES,
THEIR OPERATORS AND VENDING MACHINE COMMISSARIES

17.01 AUTHORITY AND PURPOSE. This Ordinance is adopted pursuant to that authority provided by Wis. Stats. §§ 125.68(5), 97.41, 97.615(2), and 251.04(3), 254.47, and 254.69(2); and by Wisconsin Administrative Code Chapters HFS 172, 175, 178, 192, 195, 196, 197, and 198, and Comm 9072, 73, 75, 76, 78, and 79 and such other provisions adopted in conformity therewith. The purpose of this Ordinance is to protect and improve the public health and to authorize the Sheboygan County Health and Human Services Department to become the designated agent of the State Department of Health and Family Services Agriculture, Trade and Consumer Protection for the purpose of

establishing permitlicense fees, issuing permitslicenses, and making investigations or inspections of retail food establishments, hotels, motels, restaurants, tourist rooming houses, bed and breakfast establishments, campgrounds and camping resorts, recreational and educational camps, public swimming pools, and establishments possessing Class B and Class C alcoholic beverage licenses, and in making investigations and inspections of food vending machines, their operators and vending machine commissaries.

17.02 APPLICABILITY. The provisions of this Ordinance shall apply to the owner, operator or agent thereof of any <u>retail food establishment</u>, hotel, motel, tourist rooming house, restaurant, bed and breakfast establishment, campground and camping resort, recreational and educational camp, public swimming pool, establishments possessing Class B or Class C alcoholic beverage licenses, vending machine commissary or vending machines in Sheboygan County.

17.03 DEFINITIONS.

- (a) All definitions as set forth in Wis. Stats. chs. 97, 125, 251, and 254; and Wisconsin Administrative Code Chapters HFS 172, 175, 178, 192, 195, 196, 197, and 198; and Comm 90ATCP 72, 73, 75, 76, 78, and 79 and such other provisions adopted in conformity therewith, are incorporated in this Ordinance by reference and they shall be construed, read, and interpreted as fully set forth herein until amended and then shall apply as amended.
- (b) "Duplicate Permit Fee" shall mean a fee for the replacement of an original permit.
- (62) "Health and Human Services" or "Department" shall mean the Sheboygan County Health and Human Services Department, Division of Public Health.
- (d) "Inspection Fee" shall mean a fee for on-site visits, limited to two (2) in a twelve-month period of time or within the license year, to determine that establishments identified in the Ordinance are compliant with the statutes and administrative codes that govern their operation.
- (e) "Late Fee" shall mean a fee for failure to pay established fees by June 30 or the due date.
- (f) "Limited Food Service" shall mean the serving of food which is prepared and packaged off the premises with preparation on the premises limited to heating and serving with single-service articles, e.g., hermetically wrapped sandwiches or frozen pizza. (g) "Local Agent" shall mean the Sheboygan County Health and Human Services Department, Division of Public Health.
- "Mobile Restaurant" shall mean a restaurant operating from a movable vehicle, pushcart, trailer, or boat which periodically or continuously changes location and wherein meals or lunches are prepared or served or sold to the general public, excepting those vehicles used in delivery of pre-ordered meals or lunches prepared in a licensed restaurant.
- (h) "Operator" shall mean the owner or person responsible to the owner for the operations of the hotel, motel, bed and breakfast establishment, food service establishment or beverage establishment, vending machine commissary and/or vending

vending machine commissary, or to a person intending to be the new operator of an hotel, tourist reeming house, bed and breakfast establishment, restaurant and vending machine commissary.

- (k) "Re Inspection Fee" shall mean a fee for the third (3rd) and subsequent inspections needed to address compliance issues with the statutes and administrative codes that govern their operation.
- (I) "Restaurant" shall mean any building, room, or place where meals are prepared, served, or sold to transients or the general public, and all places used in connection with the building, room, or place and includes any public or private school lunchroom for which food service is provided by contract. "Restaurant" does not include:
 - (1) Taverns that serve free lunches consisting of popcorn, cheese, crackers, pretzels, cold sausage, cured fish, or bread and butter:
 - (2) Churches, religious, fraternal, youth, or patriotic organization, service clubs, and civic organizations which occasionally prepare, serve, or sell meals to the general public;

 - (4) Bed and breakfast establishments; or
 - (5) A private individual selling food from a movable or temporary stand at a public farm sale.
- (m) "Temporary Restaurant" shall mean a restaurant that operates at a fixed location in conjunction with a single event such as a fair, carnival, circus, public exhibition, anniversary sale, or occasional sales promotion.
- (n) "Vending Machine" shall mean any self-service device offered for public use which, upon insertion of a coin or token, or by other means, dispenses unit servings of food or beverage either in bulk or in package, without the necessity of replenishing the device between each vending operation. "Vending machine" does not include a device which dispenses only bottled, pre-packaged, or canned soft drinks, a one cent vending device, a vending machine dispensing only candy, gum, nuts, nut meats, cookies, or crackers, or a vending machine dispensing only pre-packaged, grade A, pasteurized milk or milk products.
- (o) "Vending Machine Commissary" shall mean any building, room, or place in the state at which foods, containers, transport equipment, or supplies for vending machines are kept, handled, prepared, or stored by a vending machine operator, except a place at which the operator is licensed to manufacture, distribute, or sell food products under Wis. Stat. ch. 97.
- 17.04 ENFORCEMENT. The provisions of this Ordinance shall be administered by or under the direction of the Division of Public Health of the Health and Human Services Department by its duly authorized representatives who shall have the right to enter, at reasonable hours, upon premises affected by this regulation to inspect the premises, secure samples or specimens, examine and copy relevant documents and records, or obtain photographic or other evidence needed to enforce this Ordinance.
- 17.05 LICENSE-AND PERMIT.

- (a1) No person shall operate retail food establishments, hotels, motels, restaurants, tourist rooming houses, bed and breakfast establishments, campgrounds and camping resorts, recreational and educational camps, public swimming pools and establishments possessing Class B and Class C alcohol beverage licenses and inspections of food vending machines, their operators and vending machine commissaries without first obtaining a non-prorated permitlicense from the Health and Human Services Department. Such permitslicenses shall expire on June 30 of each year following their issuance except that permitslicenses initially issued during the period beginning on April 1 and ending June 30 shall expire June 30 of the following year. The issuance of a permitlicense may be conditioned upon the Permitteelicensee correcting a violation of this Ordinance within a specified period of time. If the condition is not met within the specified period of time, the permitlicense shall be voided. The permitlicense shall not be transferable to a location other than the one for which it was issued, nor shall a permitlicense be transferred from one operator to another subject to the express exception of:
 - (4a) As to location, temporary permitslicenses may be transferred;
 - (2b) As to operator, a permitlicense of a food establishment operator may be transferred to an individual who is an immediate family member of the operator if the operator is transferring operation of the establishment or vending machine to that immediate family member. A parent, child, step-child, grandchild, sibling, or step-sibling shall be considered an immediate family member for purposes of this Ordinance.
- (b2) Operators or permitteeslicensees of temporary restaurants whom the Health and Human Services-Department has found to be uncooperative or habitual violators of this Ordinance may be denied a permitticense to operate. Temporary permitslicenses may be transferred to a premises other than that for which it was issued, provided that the approval of the new premises is secured from the Health and Human Services-Department prior to operating at the new premises.
- (63) No permitslicenses shall be granted to any person under this Ordinance without a pre-inspection pre-licensing inspection by the Health and Human Services Department of the premises for which the permitlicense shall be granted.
- (d4) No permitlicense shall be issued until all application fees have been paid.
- 17.06 APPLICATION. Application for permitslicenses shall be made in writing to the Health and Human Services Department on forms developed and provided by the Health and Human Services Department stating the name and address of the proposed applicant and operator, and the address and location of the proposed establishment, together with any such other information as may be required. The Health and Human Services Department shall either approve the application or deny the permitticense within thirty (30) days after receipt of a complete application.
- 17.07 FEES. Fees for the issuance of permitslicenses, the making of investigations, inspections, providing education, training, and technical assistance to all establishments covered pursuant to this Ordinance, plus the costs required to be paid to the state for each permitlicense issued, are established by and may be amended upon the approval of the Sheboygan County Health and Human Services BeardCommittee. In addition, separate pre-inspectionpre-licensing fees are hereby established with regard to new establishments or existing establishments which have been transferred to a new

- operator. The fee schedule for a license shall be on file with the Sheboygan County Health and Human Services Department, Division of Public Health.
- 17.08 PERMITLICENSE PUBLIC DISPLAY. Every establishment required to obtain a permitlicense pursuant to this Ordinance shall display said permitlicense at all times in a conspicuous public place.
- 17.09 PERMITLICENSE SUSPENSION AND REVOCATION. Any permitlicense issued by the Health and Human Services Department pursuant to this Ordinance may be temporarily suspended and the premises ordered closed by the Department for a violation of any provision of this Ordinance or rules adopted by reference by this Ordinance if the Department determines that an immediate danger to health exists or as may otherwise be allowed by law, including failure to pay any fees required hereunder. The Department may establish such protocols as it deems appropriate to allow license holders opportunities to correct in lieu of suspension and closure. Such permitslicenses may be permanently revoked after repeated violations.
- 17.10 REGULATIONS, RULES, AND LAWS ADOPTED BY REFERENCE. The applicable laws, rules, and regulations as set forth in Wis. Stats. chs. 97, 125, 251, and 254; Wisconsin Administrative Code Chapters; and HFS 172, 175, 178, 192, 195, 196, 197, and 198; and Comm 90ATCP 72, 73, 77, 76, 78, and 79 and such other provisions adopted in conformity therewith are incorporated in this regulation by reference and they shall be construed, read, and interpreted as fully set forth herein until amended and then shall apply as amended. The expressed provisions of this Ordinance shall control where more restrictive.
- 17.11 VIOLATION/PENALTIES. Any person who violates or refuses to comply with any provisions of this Ordinance shall be subject to a forfeiture of Two Hundred Fifty Dollars (\$250.00) for each offense and/or revocation or amendment of their applicable permitlicense. Each day a violation exists or continues shall be considered a separate offense. Where appropriate, injunctive relief may be sought by the Health and Human Services—Department against continuing violations. In the alternative, the Health and Human Services—Department may pursue enforcement of such Section of these regulations as are prosecutable. Representatives of the Department charged with the administration and enforcement of this Ordinance are authorized to issue citations pursuant to Chapter 90 of this Code with respect to Ordinances which are directly related to their official responsibilities.
- 17.12 CONSTRUCTION OR ALTERATION OF FOOD ESTABLISHMENTS: PLAN EXAMINATION. No person shall erect, construct, enlarge, or alter a food establishment without first submitting to the Sheboygan County Health and Human Services Department Division of Public Health ("Division of Public Health") plans (drawings) which clearly show and describe the amount and character of the work proposed and without first receiving approval of submitted plans. Such plans shall include floor plans, equipment plans, and specifications; wall, floor, and ceiling finishes; and plans and specifications for food service kitchen ventilation. Submitted plans shall give all information necessary to show compliance with applicable health codes. At the option of the Division of Public HealthDepartment, plans need not be submitted to execute minor alterations to a food establishment. Approved plans shall not be changed or modified unless approval of such changes or modifications shall first be obtained from the Division of Public HealthDepartment. Plan examination fees shall be paid pursuant to Section 17.07 of this Code.

17.13 CONSTRUCTION OR ALTERATION OF FOOD ESTABLISHMENTS: SITE EVALUATION. A site evaluation by the Division of Public HealthDepartment is required when any food establishment begins operation in a location where the immediate predecessor was not a food operation. Site evaluation by the Division of Public HealthDepartment is not required for any food operation that has a change in operator or that is remodeled or altered. Such a food operator may voluntarily request site evaluation by the Division of Public HealthDepartment which shall provide such evaluation whenever a request is made. Any food operation which voluntarily requests a food evaluation shall pay a site evaluation fee. Site evaluation fees shall be paid as required by Section 17.07.

Section 2. <u>Authorization to Execute Agreement</u>. The County Administrator or designee is authorized and directed to enter into an agreement with the Wisconsin Department of Agriculture, Trade and Consumer Protection ("the DATCP") to have the Sheboygan County Health and Human Services Department, Division of Public Health, act as the DATCP's agent to administer its licensing programs pursuant to Wis. Stat. § 97.41 and such other applicable statutes effective July 1, 2016.

Section 3. <u>Effective Date</u>. Section 1 of this Ordinance shall take effect on July 1, 2016. Section 2 of this Ordinance shall take effect upon enactment.

Respectfully submitted this 15th day of March, 2016.

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HEALTH & HUMAN S	ERVICES COMMITTEE*
Nama C. Kal	Bi-C. Holman
Vernon C. Koch, Chairperson	Brian C. Hoffmann, Vice-Chairperson
Jack Van Divhow Sacrata	James Baumyant
Jacob Van Dixhord, Secretary	James Baumgart Noger ST. Otten
Henry Nelsolo	Roger R. Otten
Opposed to	Introduction:
*County Board members signing only	
Countersigned by:	
Roger Te Stroete, Chairperson	

March 9, 2016, draft

FISCAL NOTE March 2016

Ordinance No. 16 (2015/16) Re: Authorizing and Implementing Agency Agreement with State Department of Agriculture to License and Regulate Various Commercial Activity under Chapter 17.

With the enactment of 2015 Wisconsin Act 55, in order to continue with the County's current public heath licensing, inspection, and regulation activities, the County must agree to also do the licensing, inspection and regulation for retail food establishments which previously had been done by the State.

When the State of Wisconsin did the licensing and inspections for retail food establishments, approximately 58% of the cost of the program came from the sale of licenses and approximately 42% came from the General Program Revenues of the Department of Agriculture.

Funding:

The additional facilities anticipated with the Retail Food Services are approximately 332, which includes approximately 150 temporary establishments selling at local fairs or other local events.

With the requirement that the County provide the services for the retail food establishments, the County will have to establish license fees that will be higher than previously set by the State or use property tax proceeds to pay for the services or both.

With the proposed fee structure approved by the Health and Human Services Committee, approximately \$88,000 of fee revenue would be available to offset inspection expenses. This change with 2015 Wisconsin Act 55 was anticipated and necessary staffing is represented in the Health and Human Services 2016 budget.

Respectfully Submitted,

Wend A Chan

Wendy A. Charnon, Finance Director

March 11, 2016

SHEBOYGAN COUNTY ORDINANCE NO. 17 (2015/16)

Re: Adding Kohler Company Representative to Airport Advisory Committee

WHEREAS, the Airport Advisory Committee serves as a resource to the Transportation Committee to provide public input on Airport operational matters, and

WHEREAS, Kohler Company has become the largest user of the Airport as it expands its aeronautical activities, and

WHEREAS, it would be beneficial to have a representative of Kohler Company on the Airport Advisory Committee;

NOW, THEREFORE, the County Board of Supervisors of the County of Sheboygan does ordain as follows:

- Section 1. Adding Kohler Company Representative to Airport Advisory Committee. Section 65.03 of the Sheboygan County Code of Ordinances is hereby amended as follows (additions indicated by redlining; deletions by strikeouts; only those sections affected appear):
 - 65.03 MEMBERSHIP. The Committee shall consist of ten (10) members which members shall represent the following:
 - (a) Two (2) members from the County Board Transportation Committee;
 - (b) One (1) member from the Town Board of the Town of Sheboygan Falls;
 - (c) One (1) member representing the corporate business community who owns a hangar at the Airport:
 - (d) One (1) member representing the private hangar owners:
 - (e) One (1) member who is an aircraft owner who rents hangar or tie down space at the Airport;
 - (f) One (1) member who represents the Sheboygan Area Chamber of Commerce;
 - (g) One (1) member representing the Fixed Base Operator; and
 - (h) One (1) member representing Lakeland College; and
 - (i) One (1) member representing the largest private user of Airport Services as determined by the Airport Superintendent.

In addition to the above, a representative from the Airport Department shall serve on the Committee as a resource person but shall not have any voting rights.

50 51	Section 2. enactment.	Effective Date.	The herein	Ordinance	shall	take	effect	upon
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54 55	Respectfully submitte	ed this 15th day of I	March, 2016.					
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FISCAL NOTE March 2016

Ordinance No. 17 (2015/16) Re: Adding Kohler Company Representative to Airport Advisory Committee

Funding:

No additional funding is required.

Respectfully Submitted,

Wendy A. Charnon, Finance Director

March 11, 2016

SHEBOYGAN COUNTY RESOLUTION NO. 36 (2015/16)

Re: Authorizing Human Resources Committee to Enter Into Labor Contract with Sheboygan County Law Enforcement Employees' Association WPPA-LEER

WHEREAS, a tentative two-year agreement from January 1, 2016, through December 31, 2017, has been reached by the Human Resources Committee with regard to a new labor contract for employees represented by the Sheboygan County Law Enforcement Employees' Association WPPA-LEER in accordance for an across-the-board base pay increase of two percent (2%) effective January 1, 2016 and two percent (2%) effective January 1, 2017;

NOW, THEREFORE, BE IT RESOLVED that by the adoption of this Resolution, the tentative agreement is hereby ratified, and the Human Resources Committee is hereby directed and authorized to execute on behalf of Sheboygan County a new labor contract as approved with the Sheboygan County Law Enforcement Employees' Association WPPA-LEER.

Respectfully submitted this 15th day of March, 2016.

HUMAN RESOURCES COMMITTEE

Jim Jamp	
Fran Damp, Chairperson	Keith Abler, Vice-Chairmerson /
Edwarp-	Buin Selbeliele
Edward J. Procek, Secretary	Brian Hilbelink
	Greg Weggeman
	Opposed to Introduction:

FISCAL NOTE March 2016

Resolution No. 36 (2015/16) — Re: Authorizing Human Resources Committee to Enter Into Labor Contract with Sheboygan County Law Enforcement Employees' Association WPPA-LEER

Funding:

The agreement calls for a 2% wage increase to base wages in two consecutive years to be effective on January 1 of 2016 and 2017. In year one, 2016, the increase to base personnel expenses will be approximately \$76,166. In year two, 2017, the increase to personnel expenses will be approximately \$89,537. Total increase over current base personnel costs for the two year agreement is approximately \$165,704.

These approximations do not account for possible overtime that may be incurred.

Respectfully submitted,

Wendy A. Charnon March 11, 2016

REPORT ON ELECTED OFFICIALS' SALARIES

Pursuant to the provisions of Section 47.06 of the Sheboygan County Code of Ordinances, we submit this report of the anticipated salaries and benefits for elected officials for the terms beginning in January 2017.

<u>Salaries</u>. The annual salaries calculated under the terms of the ordinance, to be in effect throughout the entire term of each official, would be as follows:

County Clerk	\$71,716	(2017-2020 term)
County Treasurer	\$70,327	(2017-2020 term)
Register of Deeds	\$70,107	(2017-2020 term)

Further details of calculations and salaries over past terms are stated in Addendum A.

<u>Benefits</u>. Benefits will be those granted to non-bargaining unit County employees generally for 2017, as listed on Addendum B.

Pursuant to Section 47.06(5) of the Code, the Board may approve the salaries and benefits as reported herein, or may approve such other salaries and benefits for these officials as deemed appropriate.

Respectfully submitted this 12th day of April, 2016.

Jean M

Sheboygan County Clerk Human Resources Director

This report of the County Clerk and the Human Resources Director is submitted to the County Board.

SHEBOYGAN COUNTY HUMAN RESOURCES COMMITTEE

Fran Damp, Chairperson	Keith Abler, Vice-Chairperson
Ed Procek, Secretary	Brian Hilbelink, Member
Greg Weggeman, Member	

ADDENDUM A SALARY HISTORY AND CALCULATIONS

Section 47.06 of the Sheboygan County Code of Ordinances provides a method in which annual salaries of the elected officials are to be determined. These annual salaries shall not be modified during the term of office thereafter.

The current term of office for the County Clerk, County Treasurer and Register of Deeds commenced in January of 2013. The percentage and/or across-the-board increases granted by the County Board to non-bargaining unit personnel during that time period consist of the following:

- 2.0% across-the-board increase effective 1/1/13, granted by Ordinance No. 14 (2012/13), enacted on 01/15/2013
- 2.0% across-the-board increase effective 1/1/14, granted by Ordinance No. 10 (2013/14), enacted on 01/21/2014
- 1.57% across-the-board increase effective 1/1/2015, granted by Ordinance No. 2 (2015/16), enacted on 05/19/2015
- 1.68% annual salary schedule adjustment 1/1/2016, granted budget adoption on 11/03/2015

The compounded increases during the preceding term of office for these officials was therefore 10.5504% ($2.0 \times 2.0 \times 1.57 \times 1.68$.) The proposed salaries for these officials for the 2017-2020 term are therefore 10.5504% above the 2016 salaries.

The salaries of these officials since 2013 along with the proposed salaries calculated in accordance with the terms of the ordinance (proposed salaries indicated by bold italics, may be summarized as follows:

Office	2013	2014	2015	2016	2017	2018	2019	2020
Clerk of Courts	\$67,370	\$67,370	\$72,281	\$72,281	\$72,281	\$72,281		
County Clerk	\$64,872	\$64,872	\$64,872	\$64,872	\$71,716	\$71,716	\$71,716	\$71,716
Register of Deeds	\$63,416	\$63,416	\$63,416	\$63,416	\$70,107	\$70,107	\$70,107	\$70,107
Treasurer	\$63,615	\$63,615	\$63,615	\$63,615	\$70,327	\$70,327	\$70,327	\$70,327
Sheriff	\$92,941	\$92,941	\$99,554	\$99,554	\$99,554	\$99,554		

ADDENDUM B BENEFITS

<u>Health Coverage</u>. Health benefit will be available for either family or single coverage. The employee will be responsible for the same contributions and coverage as those available to all non-bargaining employees. Any and all deductions will be made through payroll deduction with pre-tax dollars.

<u>Dental Coverage</u>. Dental benefit will be available for either family or single coverage. The employee will be responsible for the same contributions and coverage as those available to all non-bargaining employees. Any and all deductions will be made through payroll deduction with pre-tax dollars.

<u>Vision Coverage.</u> Vision benefit will be available for either family or single coverage. The employee will be responsible for the same contributions and coverage as those available to all non-bargaining employees. Any and all deductions will be made through payroll deduction with pre-tax dollars.

Retirement Benefits. The cost of this benefit, currently 13.2% of each elected official's wages; 6.60% is paid by Sheboygan County with the remaining 6.60% paid by the employee. Contributions are set annually by the Wisconsin Retirement System.

<u>Life Insurance</u>. Life insurance of up to five times the employee's annual earnings is available through the Wisconsin Retirement Fund on a voluntary basis. The County pays a small portion of the expense, and the remaining premiums are paid by the employee through payroll deduction. Up to \$20,000 in coverage for the employee's spouse and \$10,000 for each dependant is also available, with premiums paid by the employee.

<u>Section 125 Program</u>. Employees may elect to have additional dollars deducted pre-tax to cover dependent care expense and unreimbursed medical and dental expense.

<u>Deferred Compensation Program</u>. An employee may elect to defer income by participating in one of our two voluntary deferred compensation plans.