

NOTICE OF MEETING

**SHEBOYGAN COUNTY BOARD OF SUPERVISORS**

Sheboygan County Courthouse  
615 North 6<sup>th</sup> Street, 5<sup>th</sup> Floor  
Sheboygan WI

**TUESDAY, November 1, 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 Thomas G. Wegner

**CERTIFICATION OF COMPLIANCE WITH OPEN MEETING LAW**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**APPROVAL OF OCTOBER 18 AND OCTOBER 25, 2016 JOURNALS**

**CONSIDERATION OF APPOINTMENT BY COUNTY ADMINISTRATOR**

Airport Advisory Committee  
Thomas Trester, 316 Euclid Avenue, Sheboygan – (Re-appointment)  
*(Representing Corporate Hangar Owners)*

**PRESENTATIONS-NONE**

**PUBLIC ADDRESSES**

*As of the preparation of this Agenda no one 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.*

**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 monthly report by the Administrator in which noteworthy activities of County government are highlighted. In addition, the Administrator's Report presents the Administrator's perspective on the Resolutions and Ordinances being considered or introduced at this meeting. The Administrator's Report is not an action item, and no debate or deliberation arises from the Report.*

**\*POSTED\***  
**10.28.16**  
**2:00 PM**

**CONSIDERATION OF COMMITTEE REPORTS - EXECUTIVE COMMITTEE**

**Resolution No. 26 (2016/17)**      Re: Approving Revisions to Farmland Preservation Plan  
**Committee Recommendation: Adopt**  
**Signed in Opposition: None**

**CONSIDERATION OF COMMITTEE REPORTS - FINANCE COMMITTEE**

**Ordinance No. 07 (2016/17)**      Re: Creating Property Assessed Clean Energy Financing (PACE) Ordinance  
**Committee Recommendation: Enact**  
**Signed in Opposition: None**

**Committee Report**      Re: 2016 Dog Listing Claims Payment  
**Signed in Opposition: None**

**RESOLUTIONS INTRODUCED**

*Items introduced under this heading are referred to a Committee for recommendation. No formal action is taken at this meeting unless noted.*

**Resolution No. 27 (2016/17)**      (From Finance Committee)  
Re: Approving Borrowing in Excess of Budget Control Policy

**CONTEMPLATED ACTION:**      Pursuant to Sheboygan County Code of Ordinances Section 5.07(b) Resolution No. 27 will be considered for immediate action.

**Resolution No. 28 (2016/17)**      (From Finance Committee)  
Re: Approving 2017 Budget

**CONTEMPLATED ACTION:**      Pursuant to Sheboygan County Code of Ordinances Section 5.06(a)(6) & (9) Resolution No. 28 will be considered for immediate action.

**Resolution No. 29 (2016/17)**      (From Finance Committee)  
Re: Levying and Apportioning the Tax

**CONTEMPLATED ACTION:**      Pursuant to Sheboygan County Code of Ordinances Section 5.06(a)(6) & (9) Resolution No. 29 will be considered for immediate action.

**ORDINANCES INTRODUCED**

*Items introduced under this heading are referred to a Committee for recommendation. No formal action is taken at this meeting unless noted.*

**Ordinance No. 08 (2016/17)** (From Property Committee)  
Re: Modifying Taylor Park Regulations

**Ordinance No. 09 (2016/17)** (From Supervisor Goehring)  
Re: Amending Library System Provisions to Reflect Merger

**ADJOURNMENT**

Respectfully submitted this 28<sup>th</sup> day of October, 2016.

  
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JON DOLSON, COUNTY CLERK

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**NOTES:**

**Reminder:** Expense sheets for the period ending November 15, 2016 are due in the County Clerk's Office no later than **Wednesday, November 16, 2016** due to Executive Committee meeting on November 17, 2016.

The Legislative Breakfast meetings for November and December have been cancelled. The next meeting is scheduled for Monday, January 9, 2017.

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**

**October 18, 2016**

Pursuant to Wis. Stat. § 59.11, the October 18, 2016 session of the Sheboygan County Board was called to order by Chairperson Thomas Wegner at 6:00 p.m. Chairperson Wegner noted that the notice of meeting was posted on October 14, 2016 at 4:00 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 23 Supervisors present; Absent: 2, Supervisors Ogea, and Weggeman.

**Supervisor Winkel moved for approval of the September 20, 2016 Journal, which was distributed to all supervisors prior to the meeting.** The motion was seconded by Supervisor Epping and carried on unanimous roll call vote of the board.

**PRESENTATIONS-NONE**

**LETTERS AND COMMUNICATIONS-NONE**

**COUNTY ADMINISTRATOR'S REPORT**

County Administrator Adam Payne gave an overview of the 2017 proposed budget that was distributed. Mr. Payne, along with Chairperson Wegner and Vice Chairperson Marthenze presented citizen leadership awards to Dave Smith for his impressive volunteer work and helping make Sheboygan County more bike friendly, and Emmitt Feldner for his outstanding community service as news editor of the Plymouth Review.

**COMMITTEE REPORTS**

The Clerk read the report of the Executive Committee regarding **Resolution No. 21 (2016/17) Approving Revisions to Farmland Preservation Plan** recommending adoption.

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

The Clerk read the report of the Executive Committee regarding **Resolution No. 23 (2016/17) Authorizing Relocation of Highway Offices and Facilities** recommending adoption.

**Supervisor Winkel moved to adopt the resolution.** Supervisor Glavan seconded the motion which carried on roll call vote of the board of Ayes: 21; Noes: 2, Supervisors Baumgart, and Uraynar; Absent: 2, Supervisors Ogea, and Weggeman.

The Clerk read the report of the Executive Committee regarding **Resolution No. 24 (2016/17) Supporting "Just Fix it" for Statewide Road Maintenance** recommending adoption.

**Supervisor Goehring moved to adopt the resolution.** The motion was seconded by Supervisor Te Stroete and carried on roll call vote of the board of Ayes: 22; Noes: 1, Supervisor Bauer; Absent: 2. Supervisors Ogea, and Weggeman.

The Clerk read the report of the Finance Committee regarding **Resolution No. 18 (2016/17) Authorizing County to Lend Bay-Lake Regional Planning Commission \$72,608.63 to Refinance Pension Liability** recommending adoption.

**Supervisor Damp moved to adopt the resolution.** Supervisor Winkel 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. 19 (2016/17) Approving Standard Intergovernmental Agreement for County Sales Tax Revenue-Sharing** recommending adoption.

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

The Clerk read the report of the Finance Committee regarding **Resolution No. 20 (2016/17) Acceptance of Dedicated Donation for Amsterdam Dunes** recommending adoption.

**Supervisor Goehring moved to adopt the resolution.** Supervisor Damp 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. 22 (2016/17) Authorizing Sheboygan County Planning and Conservation Department to Apply for County Conservation Aids** recommending adoption.

**Supervisor Goehring moved to adopt the resolution.** 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. 25 (2016/17) Authorizing County Aid for Bridge/Culvert Construction in the Town of Wilson** recommending adoption.

**Supervisor Glavan moved to adopt the resolution.** Supervisor Hoffmann seconded the motion which carried on unanimous roll call vote of the board.

The County Board received for information correspondence from Ed Procek, Human Resources Committee Chair and Jean Gallimore, Human Resources Director to fulfill Section 2.12(5) of the County Code regarding Annual Report on Health Insurance.

(Vice-Chairperson Marthenze 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. 26 (2016/17) Re: Approving Revisions to Farmland Preservation Plan** referred to the Executive Committee.

**Ordinance No. 07 (2016/17) Re: Creating Property Assessed Clean Energy Financing (PACE)** Ordinance referred to the Finance Committee.

#### **ADJOURNMENT**

**Supervisor Bemis moved to adjourn.** Supervisor Winkel seconded the motion which carried on unanimous roll call vote of the board. The meeting was adjourned at 6:47 p.m. The next scheduled meeting is Tuesday, October 25, 2016 at 6:00 p.m.

**JOURNAL OF THE MEETING OF THE  
SHEBOYGAN COUNTY BOARD OF SUPERVISORS**

**October 25, 2016**

Pursuant to Section 59.11 of the Wisconsin Statutes, the October 25, 2016 session of the Sheboygan County Board was called to order by Chairperson Thomas G. Wegner at 6:00 p.m. Chairperson Wegner noted that the notice of meeting was posted on October 21, 2016 at 10:30 a.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 23 Supervisors present; Absent: 2, Supervisors Bauer, and Van Dixhorn.

**INITIAL PRESENTATION OF THE 2017 PROPOSED BUDGET**

Mr. Payne presented the 2017 Proposed Sheboygan County Budget. The proposed 2017 budget decreases the property tax levy by 1% or \$500,000. The proposed property tax rate is \$5.65, a decrease of 2%, or 12 cents. The total budget of \$146 million supports 19 Departments, 820 employees administering over 200 programs and services. Mr. Payne reviewed key components of the budget, and thanked the County Board, Department Heads and staff for their efforts and excellent teamwork.

**PUBLIC HEARING ON PROPOSED BUDGET**

Chairperson Wegner noted that the Notice of Public Hearing was published on October 4, 2016 and declared the public hearing on the proposed 2017 budget open for anyone wishing to be heard.

There being no persons wishing to be heard, Chairperson Wegner declared the public hearing closed at 6:21 p.m.

The Chairperson announced that the next order of business would be the review of the 2017 Proposed Budget and directed the County Clerk to go through the budget on a department by department basis. As each department was identified, the Chairperson requested that any amendments be offered.

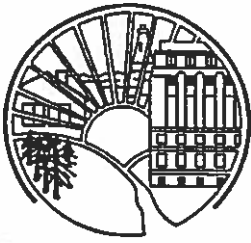
When no further motions were offered, Chairperson Wegner declared the Budget Review Session concluded.

**Supervisor Winkel made a motion to refer the budget back to the Finance Committee.** Supervisor Weggeman seconded the motion which carried on unanimous roll call vote of the board.

The 2017 Proposed Budget was referred back to the Finance Committee.

**ADJOURNMENT**

**Supervisor Bemis moved to adjourn.** Supervisor Winkel seconded the motion which carried on unanimous roll call vote of the board. The meeting was adjourned at 6:34 p.m. **The next scheduled meeting is Tuesday, November 1, 2016 at 6:00 p.m.**



# SHEBOYGAN COUNTY

**Adam N. Payne**  
*County Administrator*

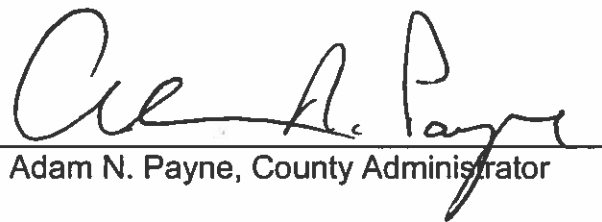
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TO THE HONORABLE MEMBERS OF THE SHEBOYGAN COUNTY BOARD:

I, Adam Payne, Sheboygan County Administrator, pursuant to Chapter 65 of the Sheboygan County Code of Ordinances, do hereby submit for your confirmation the following re-appointment to the Airport Advisory Committee to serve a two-year term expiring September, 2018:

**Thomas Trester, 316 Euclid Avenue, Sheboygan WI 53081**  
*(Representing Corporate Hangar Owners)*

Respectfully submitted this 1<sup>st</sup> day of November, 2016.

  
Adam N. Payne, County Administrator

SHEBOYGAN COUNTY RESOLUTION NO. 26 (2016/17)

Re: Approving Revisions to Farmland Preservation Plan

WHEREAS, a County Farmland Preservation Agreement is a component part of the County's development plan under Wis. Stat. § 59.69(3), and

WHEREAS, one of the requirements necessary to enable farmland owners to enter into farmland preservation agreements is that the County adopt a Farmland Preservation Plan which is certified by the State as being compliant with Chapter 91 of the Wisconsin Statutes, and

WHEREAS, the Sheboygan County Planning & Conservation Department has developed a Farmland Preservation Plan for Sheboygan County which was adopted by the Sheboygan County Board of Supervisors on November 1, 2005, as Resolution No. 25 (2005/06) and was revised by Resolutions No. 23 (2013/14), No. 19 (2014/15), No. 15 (2015/16), and No. 21 (2016/17) which Plan and its revisions was certified by the Wisconsin Department of Agriculture, and

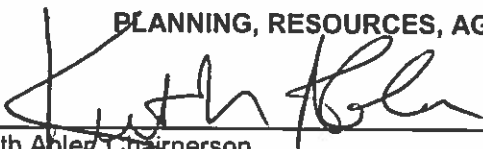
WHEREAS, the Planning, Resources, Agriculture, and Extension Committee (PRAECom) has determined that the Plan requires revision of certain provisions in light of changes that were made to the Smart Growth Plan of the Town of Russell in order to remain consistent with the County's development plan and remain eligible for state certification;

NOW, THEREFORE, BE IT RESOLVED that the Sheboygan County Board hereby approves the revisions to the Sheboygan County Farmland Preservation Plan, in the manner reflected in the copy on file in the County Clerk's Office and made a part hereof by reference hereto and makes it a part of Sheboygan County's Development Plan.

BE IT FURTHER RESOLVED that the Planning & Conservation Director and Corporation Counsel be directed to undertake such further action as necessary to confirm the certification of the Plan.


Respectfully submitted this 18th day of October, 2016.

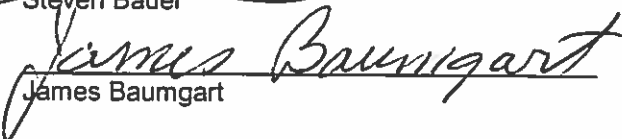
PLANNING, RESOURCES, AGRICULTURE, AND EXTENSION COMMITTEE\*

  
Keith Abley, Chairperson

  
Fran Damp, Vice-Chairperson

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Libby Ogea, Secretary

  
Steven Bauer

  
James Baumgart

Opposed to Introduction:

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\*County Board members signing only



**FISCAL NOTES**  
**October 2016**

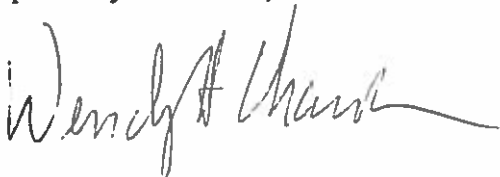
**Resolution No. 26 (2016/17) Re: Approving Revisions to Farmland Preservation Plan**

**Ordinance No. 07 (2016/17) Re: Creating Property Assessed Clean Energy Financing (PACE) Ordinance**

**Funding:**

No additional funding is required.

Respectfully Submitted,



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Wendy A. Charon, Finance Director  
October 14, 2016

SHEBOYGAN COUNTY ORDINANCE NO. 07 (2016/17)

Re: **Creating Property Assessed Clean Energy Financing (PACE) Ordinance**

WHEREAS, the County Board adopted Resolution No. 13 (2016/17) on August 16, 2016, which authorized Sheboygan County to become a member of a Property Assessed Clean Energy (PACE) Commission in order to provide real property owners, lessees, lenders, and other financial parties in Sheboygan County with access to a uniformly-administered program to provide PACE financing as authorized by Wis. Stat. § 60.0627(8), and

WHEREAS, in order to implement the authority provided in Resolution No. 13 (2016/17), it is necessary for Sheboygan County to enact an enabling Ordinance;

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

Section 1. **Creating PACE Ordinance.** Chapter 8 of the Sheboygan County Code of Ordinances is hereby created as follows:

Chapter 8  
PROPERTY ASSESSED CLEAN ENERGY (PACE) FINANCING

8.01 PURPOSE. Sheboygan County finds that renovations or additions to premises located in the County made to improve energy efficiency, improve water efficiency, and/or use renewable resource applications, increase property values, stimulate local economic activity, provide local and global environmental benefits, and promote the general welfare of County residents. The purpose of this Ordinance is to facilitate loans arranged by property owners or lessees to make such improvements by treating loan principal and interest, fees, and other charges as special charges eligible for inclusion on the tax roll for these properties.

8.02 DEFINITIONS. In this Chapter:

- (1) **Annual installment** means the portion of the PACE loan that is due and payable for a particular year under the supplemental agreement.
- (2) **Borrower** means the property owner or lessee of the subject property that borrows the proceeds on a PACE loan.
- (3) **Default loan balance** means the outstanding balance, whether or not due, of a PACE loan at the time that the County receives foreclosure proceeds.
- (4) **Foreclosure proceeds** mean the proceeds received by the County from the disposition of a subject property through an *in rem* property tax foreclosure.
- (5) **Loan amount** means the principal, interest, administrative fees (including the Program Administrator's fees) and other loan charges to be paid by the borrower under the PACE loan.
- (6) **PACE** means Property Assessed Clean Energy.

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- (7) **PACE default provisions** means:
  - (a) The delinquent annual installment(s) due when the County initiates the *in rem* property tax foreclosure on the subject property;
  - (b) Any additional annual installment(s) that become due between the time that the County initiates *in rem* property tax foreclosure on the subject property and the date the County receives the foreclosure proceeds.
  - (c) Any default interest charges applied to unpaid annual installments referenced in Subsections (a) and (b), above, as provided in the supplemental agreement; and
  - (d) Any default loan balance.
- (8) **PACE lender** means any person that makes a PACE loan and which may include an affiliate of the borrower.
- (9) **PACE loan** means a loan made by a PACE lender to a borrower under this Section for energy efficiency improvements, water efficiency improvements, or renewable resource applications made to or installed on a subject property.
- (10) **Person** means any individual, association, firm, corporation, partnership, limited liability company, trust, joint venture, or other legal entity or a political subdivision as defined in Wis. Stat. § 66.0627.
- (11) **Program Administrator** means the person retained by the Wisconsin PACE Commission as provided in Section 8.05(2).
- (12) **Subject property** means any premises located in the County on which an energy efficiency improvements, water efficiency improvements, or renewable resource applications are being or have been made and financed through an outstanding PACE loan.
- (13) **Supplemental agreement** means a written agreement among a borrower, a PACE lender, and the County as provided for in Section 8.07.
- (14) **Wisconsin PACE Commission** means the Wisconsin PACE Commission formed under Wis. Stat. § 66.0301, as may be amended, by the County and one or more other political subdivisions as defined in Wis. Stat. § 66.0627 pursuant to a Joint Exercise of Powers Agreement relating to the Wisconsin PACE Commission as provided hereafter.

8.03 **STATUTORY AUTHORITY.** This Section is enacted pursuant to Wis. Stat. § 66.0627 as may be amended which authorizes a county to make a loan or enter into an agreement regarding loan repayments to a third party for owner-arranged or lessee-arranged financing to an owner or a lessee of a premises located in the

102 county for making or installing an energy efficiency improvement, a water efficiency  
103 improvement, or a renewable resource application to a premises..  
104

105 8.04 PACE LOANS AS SPECIAL CHARGES; DELINQUENT AMOUNTS AS LIENS. Any  
106 PACE loan made and secured pursuant to this Chapter shall be considered a special  
107 charge on the subject property. Any installment or portion of a PACE loan made and  
108 secured pursuant to this Chapter that becomes delinquent according to the terms of  
109 the PACE loan shall be a lien against the subject property and placed on the tax roll  
110 as permitted pursuant to Wis. Stat. § 66.0627 as may be amended.  
111

112 8.05 WISCONSIN PACE COMMISSION.  
113

114 (1) In the event a Wisconsin PACE Commission is formed and Sheboygan  
115 County becomes originator of such PACE Commission and any Joint  
116 Exercise of Powers Agreement thereunder, any of the powers and duties of  
117 the County under this Chapter, except for those under Section 8.09, may (but  
118 are not required to) be delegated to the Wisconsin PACE Commission.  
119

120 (2) The Wisconsin PACE Commission shall further be authorized to retain a  
121 Program Administrator to act as its agent and administer the PACE program,  
122 subject to adherence with PACE program requirements consistent with this  
123 Chapter and Wis. Stat. § 66.0627 as may be amended.  
124

125 8.06 LOAN APPROVAL.  
126

127 (1) A prospective borrower applying for a PACE loan shall comply with the loan  
128 application process set forth in the program manual approved by the County.  
129

130 (2) The County shall approve the financing arrangements between a borrower  
131 and PACE lender.  
132

133 8.07 SUPPLEMENTAL AGREEMENT.  
134

135 (1) The County, the borrower, and the PACE lender shall execute the  
136 supplemental agreement which, without limitation:  
137

138 (a) Shall inform the participants that the PACE loan amount shall, if  
139 requested by the Program Administrator, be imposed as and  
140 considered a special charge, and any year's annual installment, if  
141 delinquent, may be included on the property tax roll of the subject  
142 property as a special charge and an annual installment that is  
143 delinquent shall be a lien against the subject property pursuant to  
144 Wis. Stat. § 66.027 as may be amended;  
145

146 (b) Shall recite the amount and the term of the PACE loan;  
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148 (c) Shall provide for the amount or a method for determining the amount  
149 of the annual installment due each year;  
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151 (d) Shall provide whether default interest shall be applied to unpaid  
152 annual installments;

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- (e) Shall require the PACE lender and the borrower to comply with all federal, state, and local lending and disclosure requirements;
  - (f) Shall provide for any fees payable to the County and/or Program Administrator;
  - (g) Shall recite that the supplemental agreement is a covenant that runs with the land;
  - (h) May provide for prepayments of annual installments by the borrower with a resulting reduction in the special charge for the prepayment, subject to any prepayment premium charged by the PACE lender, if any; and
  - (i) May allow for amendment by the parties.
- (2) Prior to executing the supplemental agreement, the owner of the subject property, if different from the borrower, and any existing mortgage holder(s) on the subject property must have executed a separate writing acknowledging the borrower's use of PACE financing for the subject property and the special charge that will be imposed under this Chapter and its consequences, including the remedies for collecting the special charge.
  - (3) Each PACE loan shall be amortized over the term of the PACE loan as provided in the supplemental agreement.
  - (4) The annual payments of a PACE loan may be payable in installments as authorized by Wis. Stat. § 66.0627 as may be amended.
- 8.08 ANNUAL INSTALLMENTS ADDED TO TAX ROLLS. Upon the request of the Program Administrator, the County shall place any year's annual installment, if delinquent, on the tax roll for the subject property as permitted pursuant to Wis. Stat. § 66.0627 as may be amended.
- 8.09 REMITTANCE OF SPECIAL CHARGES. The County shall promptly remit to the Wisconsin PACE Commission any payment(s) it receives with respect to any special charge imposed under this Section including penalties and charges thereon it may receive from any taxing district or the County Treasurer pursuant to Wis. Stat. Ch. 74, as amended, subject to the County retaining any agreed-upon portion thereof for its own costs and expenses attributable to administering the PACE loan and its collection.
- 8.10 PROPERTY TAX FORECLOSURE PROCEDURES.
- (1) If a subject property owner fails to pay any special charges imposed on the subject property under this Section as required, the county may proceed in collecting the special charge pursuant to Chapter 91 of this Code.
  - (2) The County shall begin an *in rem* property tax foreclosure proceeding on the subject property at the earliest time allowed under the Wisconsin Statutes

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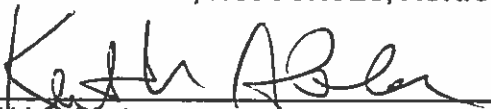
unless the County determines that that subject property is a "brownfield" (as defined in Wis. Stat. § 75.106 as may be amended) or that *in rem* property tax foreclosure is not in the best interests of the County due to the condition of the property or other reasons.

- (3) If the County has determined that it will not commence an *in rem* property tax foreclosure proceeding, then the PACE lender may request that the County, pursuant to Wis. Stat. § 75.106, as may be amended, assign the County's right to take judgment against the subject property, provided that the PACE lender and the County fully comply with all provisions of Wis. Stat. § 75.106, as may be amended, concerning the subject property, and the PACE lender agrees to pay the amounts required by Wis. Stat. § 75.36(3)(a)1 and 1m, as may be amended.

Section 2. **Effective Date.** The herein Ordinance shall take effect upon enactment.


Respectfully submitted this 18th day of October, 2016

**PLANNING, RESOURCES, AGRICULTURE, AND EXTENSION COMMITTEE\***

  
\_\_\_\_\_  
Keith Abler, Chairperson

  
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Fran Damp, Vice-Chairperson

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Libby Ogea, Secretary

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Steven Bauer  
  
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James Baumgart

Opposed to Introduction:

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\*County Board members signing only

Countersigned by:

\_\_\_\_\_  
Thomas Wegner, Chairperson

**FISCAL NOTES**  
**October 2016**

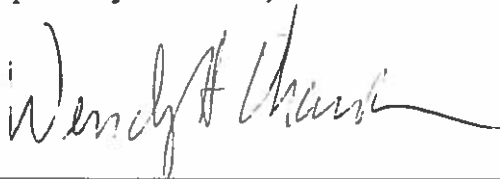
**Resolution No. 26 (2016/17) Re: Approving Revisions to Farmland Preservation Plan**

**Ordinance No. 07 (2016/17) Re: Creating Property Assessed Clean Energy Financing (PACE) Ordinance**

**Funding:**

No additional funding is required.

Respectfully Submitted,



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Wendy A. Charmon, Finance Director  
October 14, 2016

## COMMITTEE REPORT TO THE COUNTY BOARD

### ANNUAL REPORT OF DOG LISTING CLAIMS

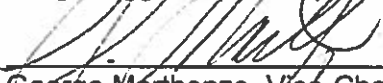
Pursuant to Section 174.06 of the Wisconsin Statutes, Municipal Clerks or Town Board Designees are entitled to receive compensation in the amount of **Fifty Cents** for each dog listed by him/her or other designee to be audited and allowed by the County Board out of the Dog License Fund.

Consequently, the Finance Committee, having checked the attached claims for Listing of Dogs, recommends the payment of **\$4,759.50** to the municipalities as indicated.

Respectfully submitted this 1<sup>st</sup> day of November, 2016

#### FINANCE COMMITTEE

  
\_\_\_\_\_  
Greg Weggeman, Chairperson

  
\_\_\_\_\_  
George Marthenze, Vice-Chairperson

  
\_\_\_\_\_  
Mark S. Winkel, Secretary

  
\_\_\_\_\_  
Roger Te Stroete

  
\_\_\_\_\_  
William C. Goehring



## 2016 Dog Listing Compensation

<u>TOWNS</u>	<u>PAYEE</u>	<u>DOGS</u>	<u>AMOUNT</u>
Greenbush	Town of Greenbush	324	\$ 162.00
Herman	Town of Herman	215	\$ 107.50
Holland	Town of Holland	187	\$ 93.50
Lima	Town of Lima	426	\$ 213.00
Lyndon	Town of Lyndon	302	\$ 151.00
Mitchell	Town of Mitchell	262	\$ 131.00
Mosel	Town of Mosel	119	\$ 59.50
Plymouth	Town of Plymouth	255	\$ 127.50
Rhine	Town of Rhine	196	\$ 98.00
Russell	Town of Russell	96	\$ 48.00
Scott	Town of Scott	264	\$ 132.00
Sheboygan	Town of Sheboygan	466	\$ 233.00
Sheboygan Falls	Town of Sheboygan Falls	177	\$ 88.50
Sherman	Town of Sherman	167	\$ 83.50
Wilson	Town of Wilson	643	\$ 321.50
<u>VILLAGES</u>	<u>PAYEE</u>	<u>DOGS</u>	<u>AMOUNT</u>
Adell	Village of Adell	53	\$ 26.50
Cascade	Village of Cascade	119	\$ 59.50
Cedar Grove	Village of Cedar Grove	110	\$ 55.00
Elkhart Lake	Village of Elkhart Lake	121	\$ 60.50
Glenbeulah	Village of Glenbeulah	113	\$ 56.50
Howards Grove	Village of Howards Grove	477	\$ 238.50
Kohler	Village of Kohler	143	\$ 71.50
Oostburg	Village of Oostburg	251	\$ 125.50
Random Lake	Village of Random Lake	145	\$ 72.50
Waldo	Village of Waldo	137	\$ 68.50
<u>CITIES</u>	<u>PAYEE</u>	<u>DOGS</u>	<u>AMOUNT</u>
Plymouth	City of Plymouth	913	\$ 456.50
Sheboygan	City of Sheboygan	2,461	\$ 1,230.50
Sheboygan Falls	City of Sheboygan Falls	377	\$ 188.50
<b>TOTALS:</b>		<b>9,519</b>	<b>\$ 4,759.50</b>

1    **SHEBOYGAN COUNTY    RESOLUTION NO. 27 (2016/17)**

2  
3    **Re:    Approving Borrowing in Excess of Budget Control Policy**

4  
5  
6    **WHEREAS**, the Finance Committee is presenting a 2017 County budget that  
7 contemplates new capital project expenditures in the amount of \$18,733,620 to be financed  
8 through the issuance of general obligation bonds pursuant to Wis. Stat. § 67.05, and  
9

10     **WHEREAS**, under the proposed 5-Year Capital Plan, the Finance Committee expects  
11 that in 2017, there will need to be capital project expenditures in the amount of \$10 Million to be  
12 financed through the issuance of general obligation bonds, and  
13

14     **WHEREAS**, by the enactment of Section 5.07(b) of the County Code, the County Board  
15 expressed a policy whereby the County would not adopt any new County budget which provided  
16 for borrowing in excess of \$5.5 Million per year or \$11 Million for a two-year period for capital  
17 projects through the issuance of general obligation bonds pursuant to Wis. Stat. § 67.05 unless  
18 the County Board, by 2/3 vote, adopted a separate Resolution approving the excess borrowing,  
19 and  
20

21     **WHEREAS**, under ordinary circumstances, the County has been borrowing in two-year  
22 increments and, based on this cycle and the requirements of Section 5.07(b), the County budget  
23 would normally provide for no borrowing in 2017 and borrowing up to \$11 Million in 2018, and  
24

25     **WHEREAS**, it is necessary to proceed with an unprecedented amount of capital project  
26 spending at this time because of the impending obsolescence of the County's Transportation  
27 Department facilities which will have long-term consequences for the County and its residents if  
28 it is not addressed through bonding for new construction, the projects have been approved by  
29 the County Board in the 5-Year Capital Plan process, and the proposed 2017 budget proposes  
30 2017 borrowing of up to \$10 Million, and  
31

32     **WHEREAS**, the excess borrowing beyond \$11 Million as provided for in this budget and  
33 is particularly appropriate in that the County Board is able to take advantage of and lock in the  
34 historically low interest rates that are currently available, and  
35

36     **WHEREAS**, given the historically low interest rates as currently available, the future  
37 expense of servicing this additional borrowing is not significantly greater than the expense of  
38 servicing \$5.5 Million per year in borrowing at the interest rates in place in 2001 when the Board  
39 initially enacted Section 5.07 of the County Code.  
40

41     **NOW, THEREFORE, BE IT RESOLVED** that the Board acknowledges that the capital  
42 borrowing contained in the proposed 2017 budget exceeds the Section 5.07 expenditure limit of  
43

44 \$5.5 Million per year or \$11 Million for two (2) years, but believes that such borrowing is in the  
45 best interest of the County, and authorizes its inclusion in the 2017 budget.  
46

47  
48 Respectfully submitted this 1st day of November, 2016.  
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51 **FINANCE COMMITTEE**

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55 Gregory Weggeman, Chairperson

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57 \_\_\_\_\_  
58 George Marthenze, Vice-Chairperson

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60 \_\_\_\_\_  
61 Mark S. Winkel, Secretary

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63 \_\_\_\_\_  
64 William C. Goehring

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67 Roger Te Stroete

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69 Opposed to Introduction:  
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**FISCAL NOTE**  
**November 2016**

**Resolution No. 27 (2016/17) Re: Approving Borrowing in Excess of Budget Control Policy**

The resolution allows the County to exceed its self-imposed limit of debt issuance of \$5.5 million per year or \$11.0 million every two years. Passage of this resolution allows the County to fund the 5 Year Capital Plan as approved by the County Board on September 20, 2016. The 5 Year Capital Plan, as approved, calls for borrowing approximately \$10,000,000 to be completed in June of 2017.

**Funding:**

The passage of this resolution does not directly have a financial impact; however, the ensuing debt issuance will have the following anticipated impacts:

- Increase to the County's total debt service payments for 2018
- The increased debt service payments can be funded through an increase in the County's debt service tax levy for 2018
- Debt service tax levy is not subject to levy limitations

Respectfully Submitted,



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Wendy A. Charnon  
October 28, 2016

1 SHEBOYGAN COUNTY RESOLUTION NO. 28 (2016/17)

2  
3 Re: Approving 2017 Budget

4  
5  
6 WHEREAS, the County Executive Committee, the County Finance Committee, the County  
7 Administrator, and the County Finance Director have formulated a County budget for 2017 using the  
8 process required by Chapter 5 of the County Code and Wis. Stat. § 65.90, and

9  
10 WHEREAS, Section 5.06(a)(6) requires the Finance Committee to submit the proposed full  
11 budget in Resolution form to the full County Board for approval, and

12  
13 WHEREAS, the Finance Committee prepared the proposed 2017 County budget as  
14 submitted to the Board on October 25, 2016, a copy of which is on file with the County Clerk, and;

15  
16 WHEREAS, the proposed budget was subject to potential preliminary amendments adopted  
17 by the County Board on October 25, 2016, and further potential Finance Committee amendments,  
18 any of which are reflected on the Committee report attached to the proposed 2017 budget, and

19  
20 WHEREAS, the Finance Committee believes that the proposed 2017 County Budget as may  
21 be amended pursuant to the Committee Report is in the best interests of Sheboygan County and its  
22 taxpayers;

23  
24 NOW, THEREFORE, BE IT RESOLVED that the Sheboygan County Board adopts the  
25 proposed 2017 budget as submitted to the Board on October 25, 2016, as may be amended  
26 pursuant to the Finance Committee report, both of which are on file with the County Clerk.

27  
28  
29 Respectfully submitted this 1st day of November, 2016.

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32 FINANCE COMMITTEE

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36 \_\_\_\_\_  
Gregory Weggeman, Chairperson

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George Marthenze, Vice-Chairperson

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39 \_\_\_\_\_  
Mark S. Winkel, Secretary

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William C. Goehring

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42 \_\_\_\_\_  
Roger Te Stroete

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44 Opposed to Introduction:

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46 \_\_\_\_\_

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**FISCAL NOTE**  
**November 2016**

**Resolution No. 28 (2016/17) Re: Approving 2017 Budget**

**Resolution No. 29 (2016/17) Re: Levying and Apportioning the Tax**

**Ordinance No. 08 (2016/17) Re: Modifying Taylor Park Regulations**

**Ordinance No. 09 (2016/17) Re: Amending Library System Provisions to Reflect Merger**

**Funding:**

No additional funding is required.

Respectfully Submitted,



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Wendy A. Charnon  
October 28, 2016

SHEBOYGAN COUNTY RESOLUTION NO. 29 (2016/17)

Re: Levying and Apportioning the Tax

**WHEREAS**, each year, the County Board of Supervisors is required to determine the amount of taxes to be levied in Sheboygan County against all taxable property for the year, and

**WHEREAS**, this year there are five (5) components of the tax amount that must be included, and

**WHEREAS**, the first component is the Forestation State Tax, set by the State of Wisconsin to support the state forest system pursuant to Wis. Stat. §§ 70.58 and 70.60 charged against all taxable properties in Sheboygan County in the amount of \$1,485,795.97 (Equalized Rate: .000169706), and

**WHEREAS**, the second component is the State Special Charge pursuant to Wis. Stat. §§ 51.20(18) and 70.60 to reimburse other counties for expenses related to mental commitments of Sheboygan County residents in their counties charged against all taxable properties in Sheboygan County in the amount of \$-523.91 (Equalized Rate: -.000000062), and

**WHEREAS**, the third component is the County Aid to Bridges required by Wis. Stat. § 82.08 and approved by the County Board by Resolution No. 25 (2016/17) charged against all taxable property in the townships in Sheboygan County in the amount of \$33,314.00 (Equalized Rate – Town only – .000009589), and

**WHEREAS**, the fourth component is the Sheboygan County portion of the Eastern Shores Library System approved for the budget and an apportionment adjustment for the Eastern Shores Library System and required by Wis. Stat. § 43.64 to be charged against all taxable property in all townships except the Towns of Scott and Sherman and all villages except the Villages of Adell, Cedar Grove, Elkhart Lake, Kohler, Oostburg, and Random Lake in the amount of \$1,246,032.00 (Equalized Rate: .000354246, applied to non-excluded Towns and Villages only), and

**WHEREAS**, the fifth and largest component is the general County property tax pursuant to Wis. Stat. § 70.62 to finance the County government budget, and

**WHEREAS**, the Sheboygan County Board, after public hearing, study, and revision has finalized and adopted the 2017 budget on this 1st day of November, 2016, which requires a levy of \$46,581,709.00 against all taxable property in the County of Sheboygan (Equalized Rate: .005502924);

**NOW, THEREFORE, BE IT RESOLVED**, that there be and hereby is levied on all taxable property in the County of Sheboygan the following taxes:

Forestation State Tax		
Wis. Stat. § 70.58, (Equalized Rate: .000169706)		\$ 1,485,795.97
State Special Charges		
Wis. Stat. § 51.20(18) (Equalized Rate: -.000000062)		\$ -523.91
General County Taxes		\$46,581,709.00
Wis. Stat. § 70.62, (Equalized County Rate: .005502924)		

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**BE IT FURTHER RESOLVED** that the sum of \$1,246,032.00, which is the amount approved for the budget of the Eastern Shores Library System, pursuant to Wis. Stat. § 43.64, be and hereby is levied against all taxable property in the townships, excluding the Towns of Scott and Sherman, and all villages, excluding the Villages of Adell, Cedar Grove, Elkhart Lake, Kohler, Oostburg, and Random Lake.

(Equalized Rate: .000354246)

**BE IT FURTHER RESOLVED** that the sum of \$33,314.00 County Aid to Bridges as approved by Resolution No. 25 (2016/17) be and hereby is levied against all taxable property in the townships in Sheboygan County.

(Equalized Rate: .000009589)

**BE IT FURTHER RESOLVED** that the County Clerk and the County Finance Director shall, pursuant to Wis. Stat. § 70.63 determine and apportion within ten (10) days of this date, the tax levy set forth for the respective municipalities, according and in proportion to the valuations for the towns, villages, and cities as submitted by the Wisconsin Department of Revenue.

Respectfully submitted this 1st day of November, 2016.

**FINANCE COMMITTEE**

\_\_\_\_\_  
Greg S. Weggeman, Chairperson

\_\_\_\_\_  
George J. Marthenze, Vice-Chairperson

\_\_\_\_\_  
Mark S. Winkel, Secretary

\_\_\_\_\_  
William C. Goehring

\_\_\_\_\_  
Roger L. TeStroete

Opposed to Introduction:

\_\_\_\_\_



**FISCAL NOTE**  
**November 2016**

**Resolution No. 28 (2016/17) Re: Approving 2017 Budget**

**Resolution No. 29 (2016/17) Re: Levying and Apportioning the Tax**

**Ordinance No. 08 (2016/17) Re: Modifying Taylor Park Regulations**

**Ordinance No. 09 (2016/17) Re: Amending Library System Provisions to Reflect Merger**

**Funding:**

No additional funding is required.

Respectfully Submitted,



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Wendy A. Charmon  
October 28, 2016

1 SHEBOYGAN COUNTY ORDINANCE NO. 08 (2016/17)

2  
3 Re: Modifying Taylor Park Regulations

4  
5 WHEREAS, Sheboygan County's Code provisions relating to Taylor Park hours recite that the  
6 Park is closed between 9:00 p.m. and 6:00 a.m., and  
7

8 WHEREAS, with recent improvements to the Taylor Park infrastructure, the Property Committee  
9 believes that it is in the best interests of the County that the Property Committee be given the authority to  
10 determine when the Park will be open to the public, pursuant to Section 39.04 of the County Code;  
11

12 NOW, THEREFORE, the County Board of Supervisors of the County of Sheboygan does ordain  
13 as follows:  
14

15 Section 1. **Modifying Park Regulations.** Section 39.02 of the Sheboygan County  
16 Code of Ordinances is hereby amended as follows:  
17

18 39.02 USE OF PARK. Taylor Park is open for use by the public without charge except  
19 ~~the park shall be closed to users and vehicular traffic between 9:00 p.m. and 6:00~~  
20 ~~a.m. During the hours when the Park is open, two (2) specific areas that may be~~  
21 reserved by permit obtained from the County Clerk. Such permit(s) shall be  
22 granted for a non-refundable fee, which fee shall be set by the Property  
23 Committee, and on the condition that the holder of the permit shall be  
24 responsible for clean-up and restoring the area to its condition prior to such use.  
25 In addition, each permit holder shall be charged a key deposit, which deposit  
26 shall be set by the Property Committee, and which shall be refunded by the  
27 County Clerk upon return of the keys and upon notification by the Building  
28 Services Department that the Park was clean and in good condition.  
29

30 Section 2. **Effective Date.** The herein Ordinance shall take effect upon enactment.  
31

32 Respectfully submitted this 1st day of November, 2016.  
33

34 **PROPERTY COMMITTEE**

35  
36  
37  
38 \_\_\_\_\_  
39 James P. Glavan, Chairperson

\_\_\_\_\_

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41 \_\_\_\_\_  
42 Robert Ziegelbauer

\_\_\_\_\_

43  
44 \_\_\_\_\_  
45 Brian Hilbelink

46 Opposed to Introduction:  
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50 Countersigned by:  
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54 \_\_\_\_\_  
55 Thomas Wegner, Chairperson

**FISCAL NOTE**  
**November 2016**

**Resolution No. 28 (2016/17) Re: Approving 2017 Budget**

**Resolution No. 29 (2016/17) Re: Levying and Apportioning the Tax**

**Ordinance No. 08 (2016/17) Re: Modifying Taylor Park Regulations**

**Ordinance No. 09 (2016/17) Re: Amending Library System Provisions to Reflect Merger**

**Funding:**

No additional funding is required.

Respectfully Submitted,



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Wendy A. Charnon  
October 28, 2016

1 SHEBOYGAN COUNTY ORDINANCE NO. 09 (2016/17)

2  
3 Re: Amending Library System Provisions to Reflect Merger

4  
5  
6 WHEREAS, through the adoption of Resolution No. 14 (2016/17), the Sheboygan  
7 County Board approved the proposed merger of the Eastern Shores Library System, in which it  
8 participates with Ozaukee County, with the Mid-Wisconsin Library System, comprised of Dodge  
9 County and Washington County, and

10  
11 WHEREAS, all four impacted County Boards passed merger resolutions, and

12  
13 WHEREAS, with the approval of all four impacted counties, the merger will proceed to  
14 establish a new entity to be called the "Monarch Library System," and

15  
16 WHEREAS, Chapter 80 of the County Code needs to be amended to conform to the  
17 terms of the merger;

18  
19 NOW, THEREFORE, the County Board of Supervisors of the County of Sheboygan  
20 does ordain as follows:

21  
22 Section 1. **Amending Code.** Chapter 80 of the Sheboygan County Code of  
23 Ordinances is hereby amended as follows (strikeouts indicating deletions, redlining  
24 indicating additions):

25  
26 80.01 PURPOSE. The purpose of this Ordinance is to establish a Joint Federated  
27 Public Library System within the geographical boundaries of Sheboygan, ~~and~~  
28 Ozaukee, Dodge, and Washington Counties. It is hereby intended that each  
29 municipal public library be retained and maintained and that existing library  
30 boards retain autonomy with regard to providing library services within their  
31 individual community. The Joint Federated Public Library System is intended to  
32 support, extend, and supplement the resources and services of the present  
33 public libraries operating in Sheboygan, ~~and~~ Ozaukee, Dodge, and Washington  
34 Counties so as to make accessible to their county residents a wider variety of  
35 public library benefits.

36  
37 80.02 JOINT FEDERATED PUBLIC LIBRARY SYSTEM ESTABLISHED. There is  
38 hereby established a Joint Federated Public Library System for Sheboygan, ~~and~~  
39 Ozaukee, Dodge, and Washington Counties ("Library System") as described in  
40 Wis. Stat. § 43.19(1)(b) which system shall be in effect for all of Sheboygan  
41 County, ~~and~~ all of Ozaukee County, all of Dodge County, and all of Washington  
42 County, which shall be known as the ~~EASTERN SHORES~~ **MONARCH LIBRARY**  
43 **SYSTEM.**

44  
45 80.03 GOVERNING BOARD. Pursuant to the provisions of Wis. Stat. § 43.19 the  
46 Library System shall be governed by a board to be known as the ~~Eastern~~  
47 ~~Shores~~ **Monarch Library System Board** consisting of fifteen (15) members; ~~nine~~  
48 ~~(9)~~ **four (4)** members shall be appointed by the Sheboygan County Board, ~~and six~~  
49 ~~(6)~~ **three (3)** members shall be appointed by the Ozaukee County Board, ~~three (3)~~  
50 ~~members shall be appointed by the Dodge County Board, and five (5) members~~  
51 ~~shall be appointed by the Washington County Board. (The Sheboygan County~~

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appointments shall follow the usual procedure of appointment by the Executive Committee (subject to confirmation by the full County Board.)

(a)(1) Membership. Sheboygan County membership of the Board shall be composed of ~~nine (9)~~four (4) members, including one (1) member from the County Board, one (1) member from the governing board of the resource library, ~~three (3)~~one (1) members of a participating local library boards, and ~~four (4)~~one (1) members-at-large.

(b)(2) Term. The members initially appointed shall be divided as nearly as possible into three (3) equal groups to serve for terms expiring on January 1 of the second, third, and fourth years, respectively, following their appointment. Thereafter, regular terms shall be for three (3) years and shall commence on January 1. Vacancies shall be filled for the unexpired term in the same manner as regular appointments are made.

(c)(3) Board Organization. As soon as practicable after the initial establishment of the System, and thereafter in January of each year, the Board shall organize by the election, from among its members, a president and such other officers as it deems necessary.

(d)(4) Powers and Duties. The System Board shall possess the powers expressly declared in Wis. Stat. §§ 43.58 through ~~43.62~~and 43.60 and shall have such duties as set forth in Wis. Stat. § 43.17 and as may be delegated to it from time to time by the County Board, subject, however, to the statutory limitations of Wis. Stat. ch. 43 and particularly those which provide that local library boards shall retain responsibility for their own public libraries.

80.04 RESOURCES LIBRARY DESIGNATED. The resource library (also known as the headquarters library) for the Library System shall be the City of Sheboygan-Mead Public Library. As such, this library will serve as a reference and information referral center for inquiries from participating libraries.

80.05 FINANCING THE LIBRARY SYSTEM. Budget responsibility for the Library System shall rest with Sheboygan, ~~and~~Ozaukee, Dodge, and Washington Counties. The Library System is a joint agency of those counties but constitutes a separate legal entity for the following purposes: To have the exclusive custody and control of all System funds; to hold title to and dispose of property; to construct, enlarge, and improve buildings; to make contracts; and to sue and be sued.

(1) Exemption from Levy. The County Board shall levy a tax to provide funds for the Library System and shall include the amount of any such tax in the general County tax. Any city, town, or village in Sheboygan County shall be exempted from that portion of the general County tax allocated for the Library System operation if such city, town, or village expends for a library fund, during the year for which the tax levy is made, a sum at least equal to the sum which it would have paid toward the County tax levy for the Library System in the prior year.

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(2) State Aid. Beth–Sheboygan, and–Ozaukee, Dodge, and Washington Counties and the Library System Board shall take all steps necessary to obtain available state funds for the operation of the Library System.

Section 2. **Effective Date.** The herein Ordinance shall take effect January 1, 2017.

Respectfully submitted this 1st day of November, 2016.

\_\_\_\_\_  
William C. Goehring

Countersigned by:

\_\_\_\_\_  
Thomas Wegner, Chairperson

**FISCAL NOTE**  
**November 2016**

**Resolution No. 28 (2016/17) Re: Approving 2017 Budget**

**Resolution No. 29 (2016/17) Re: Levying and Apportioning the Tax**

**Ordinance No. 08 (2016/17) Re: Modifying Taylor Park Regulations**

**Ordinance No. 09 (2016/17) Re: Amending Library System Provisions to Reflect Merger**

**Funding:**

No additional funding is required.

Respectfully Submitted,



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Wendy A. Charnon  
October 28, 2016