

COUNTY BOARD
ANNUAL MEETING
FIRST DAY'S SESSION

Port Washington, Wisconsin
November 3, 2010

The County Board of Supervisors of Ozaukee County convened in annual meeting in the County Board Chamber at the Administration Center, Port Washington at 9:00 A.M. pursuant to the provisions of Section 59.11 (1)(a) of the Wisconsin Statutes and the rules of the Ozaukee County Board.

The meeting was called to order by Chairperson Brooks.

The Clerk took the roll. All members were present except: Excused - Supervisor: Cronce.

Board members stood and recited the Pledge of Allegiance.

Motion made by Supervisor Niehaus, seconded by Supervisor Dean, that the Journal of the Tenth and Eleventh Day's Sessions of the Organizational Meeting be adopted as mailed. All members present voting aye, the motion was declared adopted.

Under communications, Supervisor Leider commented on the letter from the Town of Fredonia Chairperson that was sent to the Supervisors regarding restoring funds to the proposed budget for the Town Road Aid.

There were no claims.

Under public comment, Chairperson Brooks presented a proclamation to Paul Schumacher honoring his service since 1989 on the Ozaukee County Local Emergency Planning Committee; a message from Supervisor Cronce was conveyed to the Board and staff; and Supervisor Dean announced that the 1000th Veteran will be on board the Honor Flight that will be flying out on November 6. To date a total of 1073 Veterans will have made the flight.

9:10AM Supervisor Callen in attendance.

The County Administrator presented his monthly report, which included information on 2011 proposed budget and the First Friday Forum on November 5.

RESOLUTION NO. 10-39

TRANSFER OF FUNDS - 2010

RESOLVED, by the Ozaukee County Board of Supervisors, that funds be transferred as follows:

	ACCOUNT NUMBER	DEPARTMENT/ACCOUNT NAME	AMOUNT	AMOUNT
TO:	113-1-03-53111-004	Emergency Management / Other Equipment Homeland Security Grants	\$ 19,000	
FROM:	113-1-03-42320-004	Emergency Management /State Aid - Homeland Security Grants		\$ 19,000
TO:	113-1-03-53111-004	Emergency Management / Other Equipment Homeland Security Grants	\$ 9,000	
FROM:	113-1-03-42320-004	Emergency Management /State Aid - Homeland Security Grants		\$ 9,000
TO:	202-2-20-51101-000	Human Services - Children Youth & Families - Coordinated Services Team / Regular Salaries/Wages	\$ 3,840	
TO:	202-2-20-52002-000	Human Services - Children Youth & Families - Coordinated Services Team / Travel/Mileage	\$ 575	
TO:	202-2-20-52504-000	Human Services - Children Youth & Families - Coordinated Services Team / Training	\$ 625	
TO:	202-2-20-53101-000	Human Services - Children Youth & Families - Coordinated Services Team / Office Supplies	\$ 125	
TO:	202-2-20-53110-000	Human Services - Children Youth & Families - Coordinated Services Team / Office Equipment	\$ 625	
TO:	202-2-20-54502-000	Human Services - Children Youth & Families - Coordinated Services Team / Advertising & Legal Notices	\$ 400	
TO:	202-2-20-54533-000	Human Services - Children Youth & Families - Coordinated Services Team / Contracted Outside Employ- ment	\$ 9,550	
TO:	202-2-20-54605-000	Human Services - Children Youth & Families - Coordinated Services Team / Child Day Care	\$ 500	
TO:	202-2-20-54621-000	Human Services - Children Youth & Families - Coordinated Services Team / Evaluation	\$ 100	
TO:	202-2-20-59118-000	Human Services - Children Youth & Families - Coordinated Services Team / Rent	\$ 900	

FROM: 202-1-01-51101-000 Human Services - Administration / Regular Salaries/Wages \$ 3,840

FROM: 202-2-20-42345-000 Human Services - Children Youth & Families - Coordinated Services Team / State Aid \$ 12,775

FROM: 202-2-06-52504-000 Human Services - Children Youth & Families / IV-E Incentive Training \$ 625

Dated at Port Washington, Wisconsin, this 3rd day of November, 2010

*Vote for Emergency Management Transfers

PUBLIC SAFETY COMMITTEE

<u>YES</u>	<u>NO</u>	<u>ABSTAIN</u>	<u>ABSENT</u>	<u>SUPERVISOR</u>
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Richard C. Nelson
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Daniel R. Buntrock
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Gerald E. Walker
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Nancy Szatkowski
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Thomas E. Winker

*Vote for Human Services Transfers

HEALTH & HUMAN SERVICES COMMITTEE

<u>YES</u>	<u>NO</u>	<u>ABSTAIN</u>	<u>ABSENT</u>	<u>SUPERVISOR</u>
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Cynthia G. Bock
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Karl V. Hertz
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Robert T. Walerstein
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Kathlyn M. Callen
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Raymond G. Meyer II

ADMINISTRATIVE COMMITTEE

<u>YES</u>	<u>NO</u>	<u>ABSTAIN</u>	<u>ABSENT</u>	<u>SUPERVISOR</u>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	X	Mark A. Cronce
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Daniel P. Becker
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	X	Jean M. Zens
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Lee Schlenvogt
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Gustav W. Wirth, Jr.
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Kathlyn T. Geracie

Motion made by Supervisor Wirth, seconded by Supervisor Nelson, that Resolution No. 10-39 be adopted. The vote was taken as follows: Ayes - 30, Nays - 0, Absent - 1. With two-thirds of the members elect voting aye, the motion was declared adopted.

RESOLUTION NO. 10-40

2011 BUDGET

RESOLVED, by the Ozaukee County Board of Supervisors, that the following Budget for 2011 be approved and adopted:

The amounts listed in this resolution are the totals of line-items reflected in the 2011 Proposed Budget document, which is hereby adopted by reference.

Dated at Port Washington, Wisconsin, this 3rd day of November 2010.

ADMINISTRATIVE COMMITTEE

<u>YES</u>	<u>NO</u>	<u>ABSTAIN</u>	<u>ABSENT</u>	<u>SUPERVISOR</u>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	X	Mark A. Cronce
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Daniel P. Becker
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	X	Jean M. Zens
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Lee Schlenvogt
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Gustav W. Wirth, Jr.
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Robert A. Brooks

Motion made by Supervisor Becker, seconded by Supervisor Wirth, that Resolution No. 10-40 be adopted.

Motion made by Supervisor Stumpf, seconded by Supervisor Winker to amend the resolution (amendment #1) to restore funding for Town Road Aid of \$131,000. Discussion. Supervisor Kaul recognized Highway Commissioner Dreblow to provide his recommendation.

At this time, Chairperson Brooks passed the gavel to Second Vice-Chairperson Geracie in order to speak on the amendment. Discussion continued.

The vote was then taken on the amendment as follows: Ayes – 16 (Winker, Leider, Niehaus, Schlenvogt, Kaul, Kletti, Grosklaus, Buntrock, Stumpf, Uselding, Callen, Zens, Bock, Walerstein, Szatkowski, Rothstein), Nays – 14 (Dohrwardt, Brooks, Becker, Nelson, Dean, Meyer, Richart, Curtis, Walker, Wirth, Marchese, Hertz, Geracie, Slater), Absent – 1 (Cronce). The majority of the members present voting aye, the motion was declared adopted.

Supervisor Brooks resumed the Chair.

The vote was then taken on the adoption of Resolution No. 10-40, as amended, as follows: Ayes – 23 (Winker, Leider, Dohrwardt, Niehaus, Schlenvogt, Dean, Meyer, Kaul, Kletti, Richart, Buntrock, Stumpf, Geracie, Wirth, Uselding, Callen, Zens, Marchese, Hertz, Bock, Walerstein, Szatkowski, Rothstein), Nays – 7 (Brooks, Becker, Nelson, Grosklaus, Curtis, Walker, Slater), Absent – 1(Cronce). The majority of the members present voting aye, the motion was declared adopted.

10:22AM Supervisor Geracie out of attendance.

REVISED

RESOLUTION NO. 10-41

PERSONNEL CHANGES 2011 BUDGET

RESOLVED, by the Ozaukee County Board of Supervisors that the following personnel changes assumed in the 2011 budget be approved;

Current Job Description	Position Type	Description of Change	Wages	Benefits	Total
Administration					
Employee Services Coordinator	Non Union	Position Eliminated	(\$45,931)	(\$24,279)	(\$70,210)
Medical Billing Clerk	Union	Position Eliminated Effective:7/01/2011	(\$18,595)	(\$9,719)	(\$28,314)
ADRC					
NEW Benefit Specialist*	Union	08-599 Hours Effective: 10/01/2011	\$11,201	\$857	\$12,058
Benefit Specialist	Union	Increase Annual Hours: 1950-2080	\$3,041	\$606	\$3,646

Clerk of Courts

Judicial Secretary	Non Union	Chief Deputy Clerk of Courts-1950-2080	\$5,576	\$1,109	\$6,685
Judicial Clerk	Non Union	Administrative Support Supervisor	\$2,163	\$344	\$2,507
Office Assistant III	Union	1560-2080 Hours	\$7,950	\$1,741	\$9,691
Office Assistant III	Union	1040 Hours Eliminated	(\$16,307)	(\$1,293)	(\$17,600)
Register in Probate	Non Union	Dep. Register in Probate-Non Rep-105-2080 Hours	(\$16,224)	(\$7,540)	(\$23,764)
Judicial Secretary II	Union	Grade 9 to 8	(\$11,690)	(\$2,328)	(\$14,018)

Corporation Counsel/Child Support

Child Support Paternity	Union	1950-975 Hours	(\$20,075)	(\$24,804)	(\$44,879)
NEW Office Assistant III	Union	Grade 5-975 Hours	\$13,455	\$2,590	\$16,045

Facilities Management

Janitor-OPEIU 02-1612 Hours	Union	Custodial Maint. Asst 2080 Hours	\$9,484	\$12,008	\$21,492
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Highway

Public Works Director	Non Union	Paygrade: 115 to 116	\$2,303	\$458	\$2,761
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Human Services

Human Services Director	Non Union	Paygrade: 115 to 116	\$2,303	\$458	\$2,761
Office Assistant I*	Union	Office Asst./Econ Support-1040-2080 Hours	\$13,761	\$11,086	\$24,847
NEW Office Assistant III*	Union	Transfer from Clerk of Courts OPEIU 5-1950	\$32,318	\$22,945	\$55,262
Support Care Workers*	Union	(5) Part time positions (2,887 Total Hours)	\$15,275	\$1,408	\$16,682

Lasata Campus

Lasata Care Center Administrator	Non Union	Paygrade: 115 to 116	\$2,303	\$458	\$2,761
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Nursing Coordinator	Non Union	1040 to 2080 (1 Part Time Position Eliminated)	(\$25,335)	\$16,481	(\$8,854)
Lasata Crossings					
Maintenance Workers	Union	Increase Annual Hours: 1560-2080	\$8,415	\$22,470	\$30,885
NEW Administrative Assistant	Non Union	Grade 103-1560 Annual Hours	\$23,946	\$4,609	\$28,555
NEW Dietary Food Worker	Union	(4) LAW Union 2B (4,160 Total Hours)	\$59,163	\$11,388	\$70,551
Lasata Heights					
Housing Manager	Non Union	Increase Annual Hours: 1560-2080	\$14,066	\$19,974	\$34,040
Administrative Assistant	Non Union	Increase Annual Hours: 1040-1560	\$8,450	\$1,652	\$10,102
Planning and Parks					
Program Assistant*	Non Union	Grant Funded Position	\$38,046	\$15,932	\$53,978
Register of Deeds					
NEW Web Intern	Special	599 Annual Hours	\$5,310	\$406	\$5,716
Technology Resources					
NEW Communication/Systems Analyst	Non Union	Effective 04/01/2011- Non Rep 110-2080 Hours	\$39,983	\$17,507	\$57,490
Treasurer					
Real Property Lister Assistant	Union	Position Eliminated Effective: 04/01/2011	(\$12,906)	(\$2,484)	(\$15,390)

* Revenue Supported Position

FURTHER RESOLVED, that these changes shall take effect January 1, 2011 unless otherwise noted; and

FURTHER RESOLVED, that Chapter 3.01 of the Policy and Procedure Manual be amended to reflect the personnel changes.

Dated at Port Washington, Wisconsin, this 3rd day of November, 2010.

<u>ADMINISTRATIVE COMMITTEE</u>				<u>SUPERVISOR</u>
<u>YES</u>	<u>NO</u>	<u>ABSTAIN</u>	<u>ABSENT</u>	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Mark A. Cronce
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Daniel P. Becker
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Jean M. Zens
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Lee Schlenvogt
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Gustav W. Wirth, Jr.
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Robert A. Brooks

Motion made by Supervisor Walker, seconded by Supervisor Nelson, that Resolution No. 10-41 as revised, be adopted. The vote was taken as follows: Ayes - 28 (Winker, Leider, Dohrwardt, Niehaus, Brooks, Schlenvogt, Becker, Nelson, Dean, Meyer, Kaul, Kletti, Richart, Curtis, Buntrock, Stumpf, Walker, Wirth, Uselding, Callen, Zens, Marchese, Hertz, Bock, Walerstein, Szatkowski, Slater, Rothstein), Nays – 1 (Grosklaus), Absent – 2 (Cronce, Geracie). The majority of the members present voting aye, the motion was declared adopted.

10:25AM Supervisor Geracie in attendance.

RESOLUTION NO. 10-42

DEVELOPMENT OF AN INDEPENDENT WOMEN, INFANTS AND CHILDREN (WIC) PROGRAM FOR OZAUKEE COUNTY

WHEREAS, The purpose of the Special Supplemental Nutrition Program for Women, Infants and Children (WIC) is to promote and maintain the health and well-being of nutritionally at-risk pregnant, breastfeeding and postpartum women, infants and children; and

WHEREAS, WIC provides supplemental nutritious foods, nutrition and breastfeeding information, and referral to other health and nutrition services; and

WHEREAS, WIC is an entry point into the public health care system, facilitating clients' access to comprehensive health care, social services and other public health services; and

WHEREAS, the importance of WIC to Ozaukee County's mothers, infants and children cannot be understated not only for the access to healthy foods that it provides to these critically important target groups, but for the education provided and the ability to facilitate participant access to other health and social services agencies in the county; and

WHEREAS, since 1990 Ozaukee County has enjoyed an intergovernmental partnership with Washington County allowing for the provision of WIC services; and

WHEREAS, the number of Ozaukee County citizens participating in the WIC program has grown from 100 per month to 500 per month; and

WHEREAS, the Ozaukee County Public Health Department, in an effort to, protect and promote the health and safety of Ozaukee County women and children, has analyzed the client needs and the funding available from the State of Wisconsin and has determined that a standalone Ozaukee County contract will increase services by approximately sixty-six percent, from one day per week to three days per week;

NOW, THEREFORE, BE IT RESOLVED, by the Ozaukee County Board of Supervisors, in recognition of the enhancement of WIC services that a standalone WIC program will provide, that a request be sent to the State of Wisconsin Department of Health Services for a five year contract between the State of Wisconsin and Ozaukee County to provide WIC services to County residents.

Dated at Port Washington, Wisconsin, this 3rd day of November, 2010.

HEALTH & HUMAN SERVICES COMMITTEE

<u>YES</u>	<u>NO</u>	<u>ABSTAIN</u>	<u>ABSENT</u>	<u>SUPERVISOR</u>
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Cynthia G. Bock
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Karl V. Hertz
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Robert T. Walerstein
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Kathlyn M. Callen
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Raymond G. Meyer II

Motion made by Supervisor Meyer, seconded by Supervisor Nelson, that Resolution No. 10-42 be adopted. Discussion. Chairperson Brooks recognized Public Health Director Gruebling to answer questions. Supervisor Richart offered a friendly amendment to paragraph seven to change “sixty-six percent to *two hundred percent*”. Supervisors Meyer and Nelson accepted the friendly amendment. The vote was taken as follows: Ayes - 30, Nays - 0, Absent - 1. The majority of the members present voting aye, the motion was declared adopted.

REVISED

RESOLUTION NO. 10-43

RESOLUTION AUTHORIZING THE SALE OF
\$3,740,000 GENERAL OBLIGATION PROMISSORY NOTES

WHEREAS, on October 6, 2010, the County Board of Supervisors of Ozaukee County, Wisconsin (the "County"), by a vote of more than three-fourths of the members-elect, adopted a resolution entitled "Initial Resolution Authorizing Not to Exceed \$1,115,000 General Obligation Promissory Notes for County Building Improvements" (the "Building Improvements Initial Resolution") authorizing the issuance of general obligation promissory notes in an amount not to exceed \$1,115,000 for the public purpose of financing repairs and improvements to County buildings, including new cooling mechanicals at the Administration Building, remodeling four courtrooms, roof repair at the Justice Center and roof replacement at a parks building (the "Project");

WHEREAS, on October 6, 2010, the County Board also adopted a resolution entitled "Resolution Providing for the Sale of Not to Exceed \$3,960,000 General Obligation Promissory Notes" authorizing the issuance of general obligation promissory notes in an amount not to exceed \$2,845,000 for the public purpose of refunding obligations of the County, including interest on them, specifically, the State Trust Fund Loans dated January 9, 2009 and March 12, 2010 (the "Refunded Obligations") (the "Refunding") and providing that the notes authorized by the Building Improvements Initial Resolution and the notes authorized for the Refunding (collectively, the "Notes") be sold to Robert W. Baird & Co. Incorporated (the "Purchaser") upon terms to be determined at a subsequent meeting; and

WHEREAS, it is the finding of the County Board of Supervisors that it is necessary, desirable and in the best interest of the County to sell the Notes in the aggregate principal amount of \$3,740,000 (\$1,110,000 authorized by the Building Improvements Initial Resolution and \$2,630,000 authorized for the Refunding) to the Purchaser, pursuant to the

terms and conditions of its note purchase proposal attached hereto as Exhibit A and incorporated herein by this reference (the "Proposal").

NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of the County that:

Section 1. Authorization and Sale of the Notes. For the purpose of paying costs of the Project and the Refunding, there shall be borrowed pursuant to Section 67.12(12), Wisconsin Statutes, the principal sum of THREE MILLION SEVEN HUNDRED FORTY THOUSAND DOLLARS (\$3,740,000) from the Purchaser in accordance with the terms and conditions of the Proposal. The Proposal is hereby accepted and the Chairperson and County Clerk or other appropriate officers of the County are authorized and directed to execute an acceptance of the Proposal on behalf of the County. To evidence the obligation of the County, the Chairperson and County Clerk are hereby authorized, empowered and directed to make, execute, issue and sell to the Purchaser for, on behalf of and in the name of the County, the Notes aggregating the principal amount of THREE MILLION SEVEN HUNDRED FORTY THOUSAND DOLLARS (\$3,740,000) for the sum set forth on the Proposal, plus accrued interest to the date of delivery.

Section 2. Terms of the Notes. The Notes shall be designated "General Obligation Promissory Notes"; shall be issued in the aggregate principal amount of \$3,740,000; shall be dated November 23, 2010; shall be in the denomination of \$5,000 or any integral multiple thereof; shall be numbered R-1 and upward; and shall bear interest at the rates per annum and mature on March 1 of each year, in the years and principal amounts as set forth on the Pricing Summary attached hereto as Exhibit B-1 and incorporated herein by this reference. Interest is payable semi-annually on March 1 and September 1 of each year commencing on March 1, 2011. Interest shall be computed upon the basis of a 360-day year of twelve 30-day months and will be rounded pursuant to the rules of the Municipal Securities Rulemaking Board. The schedule of principal and interest payments due on the Notes is set forth on the Debt Service Schedule attached hereto as Exhibit B-2 and incorporated herein by this reference (the "Schedule").

Section 3. Redemption Provisions. The Notes maturing on March 1, 2018 and thereafter shall be subject to redemption prior to maturity, at the option of the County, on March 1, 2017 or on any date thereafter. Said Notes shall be redeemable as a whole or in part, and if in part, from maturities selected by the County and within each maturity, by lot, at the principal amount thereof, plus accrued interest to the date of redemption. If the Proposal specifies that any of the Notes are subject to mandatory redemption, the terms of such mandatory redemption are set forth on an attachment hereto as Exhibit MRP and incorporated herein by this reference.

Section 4. Form of the Notes. The Notes shall be issued in registered form and shall be executed and delivered in substantially the form attached hereto as Exhibit C and incorporated herein by this reference.

Section 5. Tax Provisions.

(A) Direct Annual Irrepealable Tax Levy. For the purpose of paying the principal of and interest on the Notes as the same becomes due, the full faith, credit and resources of the County are hereby irrevocably pledged, and there is hereby levied upon all of the taxable property of the County a direct annual irrepealable tax in the years 2010 through 2019 for the payments due in the years 2011 through 2020 in the amounts set forth on the Schedule.

(B) Tax Collection. So long as any part of the principal of or interest on the Notes remains unpaid, the County shall be and continue without power to repeal such levy or obstruct the collection of said tax until all such payments have been made or provided for. After the issuance of the Notes, said tax shall be, from year to year, carried onto the tax roll of the County and collected in addition to all other taxes and in the same manner and at the same time as other taxes of the County for said years are collected, except that the amount of tax carried onto the tax roll may be reduced in any year by the amount of any surplus money in the Debt Service Fund Account created below.

(C) Additional Funds. If at any time there shall be on hand insufficient funds from the aforesaid tax levy to meet principal and/or interest payments on said Notes when due, the requisite amounts shall be paid from other funds of the County then available, which sums shall be replaced upon the collection of the taxes herein levied.

Section 6. Segregated Debt Service Fund Account.

(A) Creation and Deposits. There be and there hereby is established in the treasury of the County, if one has not already been created, a debt service fund, separate and distinct from every other fund, which shall be maintained in accordance with generally accepted accounting principles. Debt service or sinking funds established for obligations previously issued by the County may be considered as separate and distinct accounts within the debt service fund.

Within the debt service fund, there hereby is established a separate and distinct account designated as the "Debt Service Fund Account for \$3,740,000 General Obligation Promissory Notes, dated November 23, 2010" (the "Debt Service Fund Account") and such account shall be maintained until the indebtedness evidenced by the Notes is fully paid or otherwise extinguished. The County Treasurer shall deposit in the Debt Service Fund Account (i) all accrued interest received by the County at the time of delivery of and payment for the Notes; (ii) any premium not used for the Refunding which may be received by the County above the par value of the Notes and accrued interest thereon; (iii) all money raised by the taxes herein levied and any amounts appropriated for the specific purpose of meeting principal of and interest on the Notes when due; (iv) such other sums as may be necessary at any time to pay principal of and interest on the Notes when due; (v) surplus monies in the Borrowed Money Fund as specified below; and (vi) such further deposits as may be required by Section 67.11, Wisconsin Statutes.

(B) Use and Investment. No money shall be withdrawn from the Debt Service Fund Account and appropriated for any purpose other than the payment of principal of and interest on the Notes until all such principal and interest has been paid in full and the Notes canceled; provided (i) the funds to provide for each payment of principal of and interest on the Notes prior to the scheduled receipt of taxes from the next succeeding tax

collection may be invested in direct obligations of the United States of America maturing in time to make such payments when they are due or in other investments permitted by law; and (ii) any funds over and above the amount of such principal and interest payments on the Notes may be used to reduce the next succeeding tax levy, or may, at the option of the County, be invested by purchasing the Notes as permitted by and subject to Section 67.11(2)(a), Wisconsin Statutes, or in permitted municipal investments under the pertinent provisions of the Wisconsin Statutes ("Permitted Investments"), which investments shall continue to be a part of the Debt Service Fund Account. Any investment of the Debt Service Fund Account shall at all times conform with the provisions of the Internal Revenue Code of 1986, as amended (the "Code") and any applicable Treasury Regulations (the "Regulations").

(C) Remaining Monies. When all of the Notes have been paid in full and canceled, and all Permitted Investments disposed of, any money remaining in the Debt Service Fund Account shall be transferred and deposited in the general fund of the County, unless the County Board of Supervisors directs otherwise.

Section 7. Proceeds of the Notes; Segregated Borrowed Money Fund. The proceeds of the Notes (the "Note Proceeds") (other than any premium not used for the Refunding and accrued interest which must be paid at the time of the delivery of the Notes into the Debt Service Fund Account created above) shall be deposited into a special fund separate and distinct from all other funds of the County and disbursed solely for the purposes for which borrowed or for the payment of the principal of and the interest on the Notes. In no event shall monies in the Borrowed Money Fund be used to fund operating expenses of the general fund of the County or of any special revenue fund of the County that is supported by property taxes. Monies in the Borrowed Money Fund may be temporarily invested in Permitted Investments. Any monies, including any income from Permitted Investments, remaining in the Borrowed Money Fund after the purposes for which the Notes have been issued have been accomplished, and, at any time, any monies as are not needed and which obviously thereafter cannot be needed for such purposes shall be deposited in the Debt Service Fund Account.

Section 8. No Arbitrage. All investments made pursuant to this Resolution shall be Permitted Investments, but no such investment shall be made in such a manner as would cause the Notes to be "arbitrage bonds" within the meaning of Section 148 of the Code or the Regulations and an officer of the County, charged with the responsibility for issuing the Notes, shall certify as to facts, estimates, circumstances and reasonable expectations in existence on the date of delivery of the Notes to the Purchaser which will permit the conclusion that the Notes are not "arbitrage bonds," within the meaning of the Code or Regulations.

Section 9. Compliance with Federal Tax Laws. (a) The County represents and covenants that the projects financed by the Notes and by the Refunded Obligations and their ownership, management and use will not cause the Notes or the Refunded Obligations to be "private activity bonds" within the meaning of Section 141 of the Code. The County further covenants that it shall comply with the provisions of the Code to the extent necessary to maintain the tax-exempt status of the interest on the Notes including, if applicable, the rebate requirements of Section 148(f) of the Code. The County further cove-

nants that it will not take any action, omit to take any action or permit the taking or omission of any action within its control (including, without limitation, making or permitting any use of the proceeds of the Notes) if taking, permitting or omitting to take such action would cause any of the Notes to be an arbitrage bond or a private activity bond within the meaning of the Code or would otherwise cause interest on the Notes to be included in the gross income of the recipients thereof for federal income tax purposes. The County Clerk or other officer of the County charged with the responsibility of issuing the Notes shall provide an appropriate certificate of the County certifying that the County can and covenanting that it will comply with the provisions of the Code and Regulations.

(b) The County also covenants to use its best efforts to meet the requirements and restrictions of any different or additional federal legislation which may be made applicable to the Notes provided that in meeting such requirements the County will do so only to the extent consistent with the proceedings authorizing the Notes and the laws of the State of Wisconsin and to the extent that there is a reasonable period of time in which to comply.

Section 10. Designation as Qualified Tax-Exempt Obligations. The Notes are hereby designated as "qualified tax-exempt obligations" for purposes of Section 265 of the Code, relating to the ability of financial institutions to deduct from income for federal income tax purposes, interest expense that is allocable to carrying and acquiring tax-exempt obligations.

Section 11. Execution of the Notes; Closing; Professional Services. The Notes shall be issued in printed form, executed on behalf of the County by the manual or facsimile signatures of the Chairperson and County Clerk, authenticated, if required, by the Fiscal Agent (defined below), sealed with its official or corporate seal, if any, or a facsimile thereof, and delivered to the Purchaser upon payment to the County of the purchase price thereof, plus accrued interest to the date of delivery (the "Closing"). The facsimile signature of either of the officers executing the Notes may be imprinted on the Notes in lieu of the manual signature of the officer but, unless the County has contracted with a fiscal agent to authenticate the Notes, at least one of the signatures appearing on each Note shall be a manual signature. In the event that either of the officers whose signatures appear on the Notes shall cease to be such officers before the Closing, such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as if they had remained in office until the Closing. The aforesaid officers are hereby authorized and directed to do all acts and execute and deliver the Notes and all such documents, certificates and acknowledgements as may be necessary and convenient to effectuate the Closing. The County hereby authorizes the officers and agents of the County to enter into, on its behalf, agreements and contracts in conjunction with the Notes, including but not limited to agreements and contracts for legal, trust, fiscal agency, disclosure and continuing disclosure, and rebate calculation services. Any such contract heretofore entered into in conjunction with the issuance of the Notes is hereby ratified and approved in all respects.

Section 12. Payment of the Notes; Fiscal Agent. The principal of and interest on the Notes shall be paid by the County Clerk or County Treasurer (the "Fiscal Agent").

Section 13. Persons Treated as Owners; Transfer of Notes. The County shall cause books for the registration and for the transfer of the Notes to be kept by the Fiscal

Agent. The person in whose name any Note shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Note shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Note to the extent of the sum or sums so paid.

Any Note may be transferred by the registered owner thereof by surrender of the Note at the office of the Fiscal Agent, duly endorsed for the transfer or accompanied by an assignment duly executed by the registered owner or his attorney duly authorized in writing. Upon such transfer, the Chairperson and County Clerk shall execute and deliver in the name of the transferee or transferees a new Note or Notes of a like aggregate principal amount, series and maturity and the Fiscal Agent shall record the name of each transferee in the registration book. No registration shall be made to bearer. The Fiscal Agent shall cancel any Note surrendered for transfer.

The County shall cooperate in any such transfer, and the Chairperson and County Clerk are authorized to execute any new Note or Notes necessary to effect any such transfer.

Section 14. Record Date. The fifteenth day of each calendar month next preceding each interest payment date shall be the record date for the Notes (the "Record Date"). Payment of interest on the Notes on any interest payment date shall be made to the registered owners of the Notes as they appear on the registration book of the County at the close of business on the Record Date.

Section 15. Utilization of The Depository Trust Company Book-Entry-Only System. In order to make the Notes eligible for the services provided by The Depository Trust Company, New York, New York ("DTC"), the County agrees to the applicable provisions set forth in the Blanket Issuer Letter of Representations previously executed on behalf of the County and on file in the County Clerk's office.

Section 16. Official Statement. The County Board of Supervisors hereby approves the Preliminary Official Statement with respect to the Notes and deems the Preliminary Official Statement as "final" as of its date for purposes of SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the "Rule"). All actions taken by officers of the County in connection with the preparation of such Preliminary Official Statement and any addenda to it or Preliminary Official Statement are hereby ratified and approved. In connection with the Closing, the appropriate County official shall certify the Preliminary Official Statement and any addenda or Final Official Statement. The County Clerk shall cause copies of the Preliminary Official Statement and any addenda or Final Official Statement to be distributed to the Purchaser.

Section 17. Undertaking to Provide Continuing Disclosure. The County hereby covenants and agrees, for the benefit of the owners of the Notes, to enter into a written undertaking (the "Undertaking") required by the Rule to provide continuing disclosure of certain financial information and operating data and timely notices of the occurrence of certain events in accordance with the Rule. The Undertaking shall be enforceable by the

owners of the Notes or by the Purchaser on behalf of such owners (provided that the rights of the owners and the Purchaser to enforce the Undertaking shall be limited to a right to obtain specific performance of the obligations thereunder and any failure by the County to comply with the provisions of the Undertaking shall not be an event of default with respect to the Notes).

The County Clerk, or other officer of the County charged with the responsibility for issuing the Notes, shall provide a Continuing Disclosure Certificate for inclusion in the transcript of proceedings, setting forth the details and terms of the County's Undertaking.

Section 18. Prepayment of the Refunded Obligations. The Refunded Obligations shall be prepaid on January 4, 2011 at the principal amount thereof plus accrued interest to the prepayment date.

The County hereby directs the County Clerk to take all actions necessary for the prepayment of the Refunded Obligations on January 4, 2011. All actions heretofore taken by the officers and agents of the County to effectuate the prepayment of the Refunded Obligations are hereby ratified and approved.

Section 19. Record Book. The County Clerk shall provide and keep the transcript of proceedings as a separate record book (the "Record Book") and shall record a full and correct statement of every step or proceeding had or taken in the course of authorizing and issuing the Notes in the Record Book.

Section 20. Bond Insurance. If the Purchaser of the Notes determines to obtain municipal bond insurance with respect to the Notes, the officers of the County are authorized to take all actions necessary to obtain such municipal bond insurance. The Chairperson and County Clerk are authorized to agree to such additional provisions as the bond insurer may reasonably request and which are acceptable to the Chairperson and County Clerk including provisions regarding restrictions on investment of Note proceeds, the payment procedure under the municipal bond insurance policy, the rights of the bond insurer in the event of default and payment of the Notes by the bond insurer and notices to be given to the bond insurer. In addition, any reference required by the bond insurer to the municipal bond insurance policy shall be made in the form of Note provided herein.

Section 21. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Dated at Port Washington, Wisconsin, this 3rd day of November, 2010.

<u>ADMINISTRATIVE COMMITTEE</u>				
<u>YES</u>	<u>NO</u>	<u>ABSTAIN</u>	<u>ABSENT</u>	<u>SUPERVISOR</u>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Mark A. Cronce

X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Daniel P. Becker
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Jean M. Zens
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Lee Schlenvotg
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	X	Gustav W. Wirth, Jr.
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Robert A. Brooks

Motion made by Supervisor Nelson, seconded by Supervisor Becker, that Resolution No. 10-43 as revised, be adopted. Discussion. The vote was taken as follows: Ayes - 30, Nays - 0, Absent - 1. The majority of the members present voting aye, the motion was declared adopted.

RESOLUTION NO. 10-44

2011 TAX LEVY/RATE

RESOLVED, by the County Board of Supervisors of Ozaukee County, Wisconsin, that the following sums of money be raised for the ensuing year, 2011 taxes:

STATE TAXES	\$1,833,099.36	\$1,833,099.36
COUNTY TAXES:		
State Charitable Penal Charges	1,874.20	
Federated Library System	534,799.00	
All Other County Taxes	18,503,938.00	19,040,611.20
	<u>\$20,873,710.56</u>	<u>\$20,873,710.56</u>

FURTHER RESOLVED, that the following be the rate per \$1,000.00 of equalized valuation on the various taxes:

State Tax	\$ 0.17258
Federated Library System	0.26877
All Other County Taxes	<u>1.74205</u>
TOTAL	<u>\$ 2.18340</u>

FURTHER RESOLVED, that the sum of \$534,799.00, the amount approved for the budget of the County Library System, be and hereby is levied against all taxable property in the townships, excluding the Town of Grafton, excluding the Villages of Bayside, Grafton, Saukville and Thiensville, and excluding the Cities of Cedarburg, Mequon and Port Washington.

FURTHER RESOLVED, that the County Clerk and the County Board Chairperson shall, pursuant to Section 70.63, of the Wisconsin Statutes, 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.

Dated at Port Washington, Wisconsin this 3rd day of November 2010.

<u>ADMINISTRATIVE COMMITTEE</u>				
<u>YES</u>	<u>NO</u>	<u>ABSTAIN</u>	<u>ABSENT</u>	<u>SUPERVISOR</u>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Mark A. Cronce
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Daniel P. Becker
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Jean M. Zens
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Lee Schlenvogt
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Gustav W. Wirth, Jr.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Robert A. Brooks

Motion made by Supervisor Szatkowski, seconded by Supervisor Geracie, that Resolution No. 10-44 be adopted. The vote was taken as follows: Ayes—28 (Winker, Leider, Dohrwardt, Niehaus, Brooks, Schlenvogt, Dean, Meyer, Kaul, Kletti, Richart, Grosklaus, Curtis, Buntrock, Stumpf, Walker, Geracie, Wirth, Uselding, Callen, Zens, Marchese, Hertz, Bock, Walerstein, Szatkowski, Slater, Rothstein), Nays—2 (Becker, Nelson), Absent—1 (Cronce). The majority of the members present voting aye, the motion was declared adopted.

ORDINANCE NO. 10-1

An Ordinance amending Section 7.0200 and 7.0600 of the Ozaukee County Code of Ordinances pertaining to General Provisions and Shoreland-Wetland District.

The County Board of Supervisors of the County of Ozaukee does ordain that Section 7.0200 and 7.0600 of the Ozaukee County Code of Ordinances be amended as follows:

SECTION 7.0200 GENERAL PROVISIONS

7.0201 AREAS TO BE REGULATED

- F. Zoning Maps. The maps designated below are hereby adopted and made part of this ordinance. They are on file in the office of the Zoning Administrator for Ozaukee County.
 1. ~~Zoning Base Maps. Map sheets 1 through 56 inclusive of the SEWRPC Zoning District Maps of Ozaukee County, at a scale of one inch equals 400 feet, are designated the zoning base maps for Ozaukee County. Digital Shoreland and Floodplain Zoning Maps for all unincorporated portions of Ozaukee County as prepared by the Southeastern Wisconsin Regional Planning Commission in 2010, with subsequent amendments approved by the County Board in accordance with Section 7.1100.~~
 2. The 2005 Wisconsin Wetland Inventory Maps, ~~stamped final on October 10, 1984.~~

SECTION 7.0600 SHORELAND-WETLAND DISTRICT

7.0602 DESIGNATION OF SHORELAND-WETLANDS

Boundaries of the shoreland-wetland zoning district are shown on the Ozaukee County Shoreland and Floodplain Zoning Maps ~~labeled with the letter “C”~~ and are based on the 2005 Final Wisconsin Wetlands Inventory Maps ~~for Ozaukee County, air photo interpretations,~~ and field delineations. All wetlands located in whole or in part within the shoreland area described in Section 7.0201 have been placed in the Shoreland-Wetland District.

This Ordinance shall take effect upon enactment and publication.

Dated at Port Washington, Wisconsin, this 3rd day of November, 2010.

ENVIRONMENT & LAND USE COMMITTEE

<u>YES</u>	<u>NO</u>	<u>ABSTAIN</u>	<u>ABSENT</u>	<u>SUPERVISOR</u>
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	William S. Niehaus
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Donald G. Dohrwardt
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Timothy F. Kaul
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Joseph A. Dean
X	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	John J. Slater

Robert A. Brooks

CHAIRPERSON - COUNTY BOARD

Motion made by Supervisor Dohrwardt, seconded by Supervisor Wirth, that Ordinance No. 10-1 be enacted. The vote was taken as follows: Ayes - 30, Nays - 0, Absent - 1. The majority of the members present voting aye, the motion was declared adopted.

REPORT NO. 10-3

The following claims against the Dog License Fund for listing dogs, pursuant to the provision of Section 174.06 of the Wisconsin Statutes, are recommended for allowance in the amounts set forth opposite the claimant's name for 2010:

<u>MUNICIPALITY</u>	<u>NAME/TITLE</u>	<u>NUMBER OF DOGS LISTED</u>	<u>AMOUNT ALLOWED</u>
Town of Belgium	Janet P. Coeur, Treasurer	80	\$40.00
Town of Cedarburg	Charles M. Pretty, Treasurer	491	\$245.50
Town of Fredonia	David Gorton, Treasurer	202	\$101.00
Town of Grafton	Janice Strachota, Treasurer	282	\$141.00
Town of Port Washington	Mary M. Sampont, Treasurer	128	\$64.00
Town of Saukville	Kay Danielson, Treasurer	175	\$87.50
Village of Belgium	Jamie L. Cecil, Treasurer	247	\$123.50
Village of Fredonia	Jo Ann Wagner, Treasurer	149	\$74.50
Village of Grafton	Paul Styduhar, Treasurer	327	\$163.50
Village of Newburg	Carol DeWeese, Treasurer	11	\$5.50
Village of Saukville	Victoria Lee, Treasurer	378	\$189.00
Village of Thiensville	Dianne S. Robertson, Treasurer	191	\$95.50
City of Cedarburg	Christy Mertes, Treasurer	380	\$190.00
City of Mequon	Thomas Watson, Director of Finance	1300	\$650.00
City of Port Washington	Mary L. Bley, Treasurer	<u>425</u>	<u>\$212.50</u>
	TOTALS	4,766	\$2,383.00

Dated at Port Washington, Wisconsin, this 3rd day of November, 2010.

ADMINISTRATIVE COMMITTEE

<u>YES</u>	<u>NO</u>	<u>ABSTAIN</u>	<u>ABSENT</u>	<u>SUPERVISOR</u>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Mark A. Cronic
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Daniel P. Becker
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Jean M. Zens
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Lee Schlenvogt
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Gustav W. Wirth, Jr.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Kathlyn T. Geracie

Motion made by Supervisor Leider, seconded by Supervisor Schlenvogt, that Report No. 10-3 be adopted and that all claims be allowed and ordered paid. The vote was taken. All members present voting aye, the motion was declared adopted.

The Chairperson appointed Jacob Curtis as a member of the Aging & Long Term Care Committee. Motion made by Supervisor Schlenvogt, seconded by Supervisor Wirth to approve the appointment. A voice vote was taken. All members present voting aye, the motion was declared adopted.

Motion made by Supervisor Becker, seconded by Supervisor Wirth, to adjourn, subject to call by the Chairperson, or until Wednesday, December 1, 2010 at 9:00A.M. All members present voting aye, the motion was declared adopted.

Meeting declared adjourned at 10:32AM.