



GREEN LAKE COUNTY

571 County Road A, Green Lake, WI 54941

Original Post Date: 06/12/2020

Amended Post Date:

The following documents are included in the packet for the County Board meeting on June 16, 2020:

- 1) Agenda
- 2) Draft minutes from the April 21, 2020 meeting
- 3) Resolution 9-2020 Resolution Ratifying the Chair's Declaration of a State of Emergency in Green Lake County Regarding COVID-19
- 4) Resolution 10-2020 Resolution Relating to a Policy to Prohibit the Use of Excessive Force and the Barring of Entrances/Exits for Non-violent Civil Rights Demonstrations
- 5) Resolution 11-2020 Resolution Relating to Consortium Agreement for the Chief Elected Officials of the Fox Valley Workforce Development Area
- 6) Resolution 12-2020 Establishing 2021 Annual Budgeted Allocation for Pay for Performance
- 7) Ordinance 5-2020 Amending Chapter 15. Citations
- 8) Ordinance 6-2020 Amending chapter 238. Storage Fees and Creating Vehicle Impoundment and Abandonment Ordinance
- 9) Ordinance 7-2020 Amending Chapter 187 Parks and Recreation, Article III. Park Rules and Regulations



Green Lake County Board of Supervisors
Meeting Notice

The Green Lake County Board of Supervisors will meet via virtual communication with limited available seating in Room #0902 in the City of Green Lake, Wisconsin on Tuesday, **the 16th day of June, 2020 at 6:00 PM** for the regular meeting of the Board. Business to be transacted include:

Amended AGENDA*

County Board of Supervisors

- Dist. 1 Robert Dolgner*
- Dist. 2 Charles Buss*
- Dist. 3 Curtis Talma*
- Dist. 4 David Abendroth*
- Dist. 5 Ken Bates*
- Dist. 6 Brian Floeter*
- Dist. 7 Charlie Wielgosh*
- Dist. 8 Patricia Garro*
- Dist. 9 Bill Boutwell*
- Dist. 10 Sue Wendt*
- Dist. 11 Harley Reabe*
- Dist. 12 Robert Schweder*
- Dist. 13 Don Lenz*
- Dist. 14 Dennis Mulder*
- Dist. 15 Katie Mehn*
- Dist. 16 Joe Gonyo*
- Dist. 17 Keith Hess*
- Dist. 18 Richard Trochinski*
- Dist. 19 VACANT*

**GREEN LAKE COUNTY
MISSION:**

- 1) Fiscal Responsibility*
- 2) Quality Service*
- 3) Innovative Leadership*
- 4) Continual Improvement in County Government*

- 1. Call to Order**
- 2. Roll Call**
- 3. Reading of the Call**
- 4. Pledge of Allegiance**
- 5. Instructions regarding use of iPads for County Board meetings - IT**
- 6. Minutes of 04/21/20 meeting**
- 7. Announcements**
- 8. *Approval of committee appointments made by County Board Chair and County Administrator**
- 9. Resolutions**
 - Res. 9-2020 Resolution Ratifying the Chair's Declaration of a State of Emergency in Green Lake County Regarding COVID-19
 - Res. 10-2020 Resolution Relating to a Policy to Prohibit the Use of Excessive Force and the Barring of Entrances/Exits for Non-violent Civil Rights Demonstrations
 - Res. 11-2020 Resolution Relating to Consortium Agreement for the Chief Elected Officials of the Fox Valley Workforce Development Area
 - Res. 12-2020 Establishing 2021 Annual Budgeted Allocation for Pay for Performance
- 10. Ordinances**
 - Ord. 5-2020 Amending Chapter 15. Citations
 - Ord. 6-2020 Amending Chapter 238. Storage Fees and Creating Vehicle Impoundment and Abandonment Ordinance
 - Ord. 7-2020 Amending Chapter 187 Parks and Recreation, Article III. Park Rules and Regulations
- 11. Committee Appointments**
- 12. Departments to Report on August 18, 2020**
- 13. Future Agenda Items for Action & Discussion**
- 14. And such other business as may properly come before the Board of Supervisors**
- 15. Adjourn**

Given under my hand and official seal at the Government Center in the City of Green Lake, Wisconsin, this 11th day of June, 2020.

Elizabeth A. Otto, Green Lake County Clerk

Due to the COVID-19 pandemic, this meeting will be conducted and available through in person attendance (6 ft. social distancing required) or audio/visual communication. Remote access can be obtained through the following link:

Time: Jun 16, 2020 06:00 PM Central Time

Join Zoom Meeting

<https://zoom.us/j/91243932119?pwd=aTluWnB2QVdLRXVrbFhXTWtBVHozQT09>

Meeting ID: 912 4393 2119

Password: 977330

Dial by your location

+1 312 626 6799 US (Chicago)

+1 929 436 2866 US (New York)

Meeting ID: 912 4393 2119

DRAFT
To be approved at the May 19, 2020 meeting

GREEN LAKE COUNTY

BOARD PROCEEDINGS

ORGANIZATIONAL MEETING

April 21, 2020

The Green Lake County Board of Supervisors met in organizational session, Tuesday, April 21, 2020 at 9:00 AM in the County Board Room, Green Lake, Wisconsin and also via remote access due to the COVID-19 pandemic for the organizational meeting.

The Board was called to order by Elizabeth Otto, County Clerk. Roll call taken – Present (in person) – 12, Present (remotely) – 5, Absent - Charlie Wielgosh-District 7, Robert Lyon-District 19

<u>Supervisor</u>	<u>Supervisor Districts</u>
Robert Dolgner	1
Charles Buss	2
Curt Talma	3
David Abendroth	4
Ken Bates	5
Brian Floeter	6
Patti Garro	8
Bill Boutwell	9
Sue Wendt	10
Harley Reabe	11
Robert Schweder	12
Don Lenz	13
Dennis Mulder	14
Katie Mehn	15
Joe Gonyo	16
Keith Hess	17
Richard Trochinski	18

READING OF THE CALL

The Green Lake County Board of Supervisors will convene at the Courthouse at the Government Center in the City of Green Lake, Wisconsin and via remote access on Tuesday the 21st day of April, 2020 at 9:00 AM for the organizational meeting of the Board. Regular monthly business to be transacted includes:

CALL TO ORDER
ROLL CALL

DRAFT
To be approved at the May 19, 2020 meeting

READING OF THE CALL
PLEDGE OF ALLEGIANCE
ELECTION OF CHAIRMAN
ELECTION OF VICE-CHAIRMAN
ELECTION OF HIGHWAY COMMITTEE
MINUTES OF 03/17/20
ANNOUNCEMENTS
ORGANIZATION DIRECTION TO COMMITTEES
INTRODUCTION OF COUNTY BOARD SUPERVISORS
EMPLOYEE RECOGNITION AWARDS FOR 2019
RESOLUTIONS

- Resolution 5-2020 Relating to Cancellation of Outstanding Checks
- Resolution 6-2020 Relating to Committed Funds for 2020 as Required by GASB #54
- Resolution 7-2020 Relating to Buyout of Tri-County Economic Development Corporation (TREDC) Revolving Loan Fund
- Resolution 8-2020 Relating to Recognition of Service to the Green Lake County Board

BUDJET ADJUSTMENTS

- County Administrator – health insurance adjustments

COMMITTEE APPOINTMENTS

DEPARTMENTS TO REPORT ON May 19, 2020

FUTURE AGENDA ITEMS FOR ACTION & DISCUSSION

ADJOURN

Given under my hand and official seal at the Government Center in the City of Green Lake, Wisconsin this 9th day of April, 2020.

Elizabeth A. Otto
Green Lake County Clerk

ANNOUNCEMENTS

1. Oaths of Office – Clerk Otto stated that those supervisors physically present have signed their Oaths of Office. Those attending remotely must have it signed, notarized and returned by April 27, 2020.
2. Clerk Otto provided instructions and guidelines for conducting the meeting remotely.
3. The next County Board meeting will be held on May 19, 2020 at 6:00 PM but only if deemed necessary.

PLEDGE OF ALLEGIANCE

4. The Pledge of Allegiance to the Flag was recited.

INTRODUCTION OF COUNTY BOARD SUPERVISORS

5. County Clerk Liz Otto introduced and welcomed the new County Board supervisors:

Bob Dolgner – District 1

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To be approved at the May 19, 2020 meeting

Charles Buss – District 2
Ken Bates – District 5
Don Lenz – District 13

ELECTION OF COUNTY BOARD CHAIR

6. Clerk Otto called for nominations for County Board Chair.
7. **Supervisor Patti Garro** nominated Harley Reabe for County Board Chair. No other nominations. Nominations closed. **Motion/second (Hess/Abendroth)** to cast a unanimous ballot for Harley Reabe. Roll call vote – Ayes – 17, Nays – 0, Absent – 2 (Wielgosh, Lyon). Motion carried. Supervisor Harley Reabe declared Chair of the Board for the ensuing two years. Reabe was seated to preside over the meeting.
8. Chairman Reabe thanked the board.

ELECTION OF COUNTY BOARD VICE CHAIR

9. Chair Reabe called for nominations for County Board Vice Chair.

Supervisor Patti Garro nominated Dave Abendroth for County Board Vice Chair. Supervisor Bill Boutwell nominated Bob Schweder. Supervisor Joe Gonyo nominated Joe Gonyo. No other nominations. Voting conducted via Doodle poll for those attending remotely and by paper ballot for those present. First polling results – Abendroth-8, Gonyo-5, Schweder-4. Second voting required to provide a majority vote. Second polling results – Abendroth-9, Gonyo-5, Schweder-3. Dave Abendroth declared Vice Chair of the Board for the ensuing two years.

ELECTION OF HIGHWAY COMMITTEE

12. Chair Reabe called for nominations for the Highway Committee. There are 5 members and each member will be voted on via Doodle poll for those supervisors voting remotely and on secret paper ballot for those present. Supervisor Patti Garro nominated Charlie Wielgosh. No other nominations. **Motion/second (Boutwell/Lenz)** to cast a unanimous vote for Wielgosh. All ayes. Motion carried. Supervisor Chuck Buss nominated Chuck Buss. No other nominations. **Motion/second (Garro/Hess)** to cast a unanimous vote for Buss. All ayes. Motion carried. Supervisor Brian Floeter nominated Dave Abendroth. No other nominations. **Motion/second (Lenz/Boutwell)** to cast a unanimous vote for Abendroth. All ayes. Motion carried. Supervisor Patti Garro nominated Bob Schweder. No other nominations. **Motion/second (Boutwell/Abendroth)** to cast a unanimous vote for Schweder. All ayes. Motion carried. Supervisor Dennis Mulder nominated Dennis Mulder. No other nominations. **Motion/second (Hess/Garro)** to cast a unanimous vote for Mulder. All ayes. Motion carried.

MINUTES OF 03/17/2020

13. **Motion/second (Boutwell/Abendroth)** to approve the minutes of March 17, 2020 with no changes or corrections. Motion carried with no negative vote.

DRAFT
To be approved at the May 19, 2020 meeting

ORGANIZATION DIRECTION TO COMMITTEES

14. Chair Reabe informed the supervisors of the process regarding the appointed committees. All supervisors will be notified of their appointments on April 24, 2020 and will be confirmed at the May County Board meeting.

INTRODUCTION OF SUPERVISORS

15. Each supervisor introduced themselves to the Board.

EMPLOYEE RECOGNITION AWARDS FOR 2019

16. County Clerk Liz Otto read the following list of employees receiving recognition for reaching years of service milestones in 5 year intervals as of 12/31/2019. Employees with 5 years of service receive a certificate and all others receive a certificate and a \$25.00 gas card.

5 years: Rachel Belter, Jason Franke, Nichol Grathen, Ben Masters, Aaron Wagner, Heidi Weishaar, Brooke Zank

10 years: Craig Leinweber, Jodi Vandekolk

15 years: Jennifer Benson, Scott Cody, Nancy Haanen, Matt Kirkman, Ted Kuklinski, Doug Nighbor, Melissa Roth, Lisa Schiessl, Gerald Stanuch, Rebecca Voeltner

20 years: Roxanne Haedt, Todd Morris, Matt Vandekolk

25 years: Rhonda Prill

30 years: Kathy Munsey

35 years: Cindy Stobbe

40 years: Irene Kutz

RESOLUTIONS

17. Resolution 5-2020 Relating to Cancellation of Outstanding Checks. ***Motion/second (Mulder/Hess)*** to adopt Resolution 5-2020. No discussion. Roll call vote on motion to adopt Resolution 5-2020 – Ayes – 17, Nays – 0, Abstain – 0, Absent – 2 (Wielgosh, Lyon). Resolution 5-2020 passed as adopted.
18. Resolution 6-2020 Relating to Committed Funds for 2020 as Required by GASB #54. ***Motion/second (Lenz/Hess)*** to adopt Resolution 6-2020. No discussion. Roll call vote on motion to adopt Resolution 6-2020 – Ayes – 17, Nays – 0, Abstain – 0, Absent – 2 (Wielgosh, Lyon). Resolution 6-2020 passed as adopted.

DRAFT
To be approved at the May 19, 2020 meeting

19. Resolution 7-2020 Relating to Buyout of Tri-County Economic Development Corporation (TREDC) Revolving Loan Fund. **Motion/second (Abendroth/Floeter)** to adopt Resolution 7-2020. No discussion. Roll call vote on motion to adopt Resolution 7-2020 – Ayes – 17, Nays – 0, Abstain – 0, Absent – 2 (Wielgosh, Lyon). Resolution 7-2020 passed as adopted.
20. Resolution 8-2020 Relating to Recognition of Service to the Green Lake County Board. **Motion/second (Abendroth/Hess)** to adopt Resolution 8-2020. No discussion. Roll call vote on motion to adopt Resolution 8-2020 – Ayes – 17, Nays – 0, Abstain – 0, Absent – 2 (Wielgosh, Lyon). Resolution 8-2020 passed as adopted.

BUDGET ADJUSTMENTS

21. County Administrator – health insurance adjustments for the General Fund, Health and Human Services, and Highway due to savings on coverage from projected state insurance coverage to WEA Trust.

Motion/second (Garro/Boutwell) to approve budget adjustments as presented. Roll call vote – Ayes – 17, Nays - 0, Abstain – 0, Absent – 2 (Wielgosh, Lyon). Motion carried.

COMMITTEE APPOINTMENTS

22. Chair Reabe appointed Parkis Waterbury to the Aging and Disability Resource Council (ADRC).
23. **Motion/second (Abendroth/Lenz)** to approve the appointment. Motion carried with no negative vote.

DEPARTMENTS TO REPORT ON May 19, 2020

24. Chair Reabe stated that no departments will report in May due to the uncertainty of the COVID-19 situation.

FUTURE AGENDA ITEMS FOR ACTION & DISCUSSION

25. None

ADJOURN

26. Chairman Reabe adjourned the meeting at 10:08 AM.

Respectfully Submitted,

Elizabeth Otto
County Clerk

RESOLUTION NUMBER 9-2020

**Resolution Ratifying the Chair's Declaration of a
State of Emergency in Green Lake County
Regarding COVID-19**

The County Board of Supervisors of Green Lake County, Green Lake, Wisconsin, duly assembled at its regular meeting on this 16th day of June 2020, does resolve as follows:

- 1 **WHEREAS**, in December 2019, a novel strain of the coronavirus now named
- 2 Coronavirus Disease 2019 (COVID-19) was detected and has spread through many
- 3 countries, including the United States; and

- 4 **WHEREAS**, the World Health Organization has declared a Public Health Emergency of
- 5 International Concern; and the United States Department of Health and Human
- 6 Services has declared a Public Health Emergency; and

- 7 Majority vote is needed to pass.

Roll Call on Resolution No. 9-2020

Submitted by:

Ayes , Nays , Absent , Abstain

/s/ Harley Reabe

Harley Reabe, Chair

Passed and Adopted/Rejected this 16th
day of June, 2020.

County Board Chairman

ATTEST: County Clerk
Approve as to Form:

Corporation Counsel

8 **WHEREAS**, on March 13, 2020, President Donald Trump declared the ongoing
9 Coronavirus Disease 2019 (COVID-19) pandemic of sufficient severity and magnitude
10 to warrant an emergency declaration for all states, tribes, territories, and the District of
11 Columbia pursuant to section 501 (b) of the Robert T. Stafford Disaster Relief and
12 Emergency Assistance Act, 42 U.S.C. 5121-5207 (the “Stafford Act”).

13 **WHEREAS**, the continued rise of confirmed cases of COVID-19 within Wisconsin,
14 Green Lake County, and counties surrounding Green Lake County, constitutes a
15 condition within the County posing an imminent threat of a disaster within the meaning
16 of Chapter 323 of the Wisconsin Statutes that could impair medical care, health
17 protection, and other critical systems of Green Lake County; and

18 **WHEREAS**, declaring a state of emergency will facilitate and expedite the use of
19 resources to protect persons from the impacts of the spread of COVID-19 while
20 ensuring continuity of critical operations within Green Lake County.

21 **NOW THEREFORE BE IT RESOLVED**, the Green Lake County Board of Supervisors,
22 under the power vested in it by Wis. Stat. §323.11, hereby declares a state of
23 emergency in Green Lake County and ratifies the declaration of Green Lake County
24 Chair Harley Reabe made on May 12, 2020.

25 **BE IT FURTHER RESOLVED**, that the state of emergency shall last until August 10,
26 2020.

27 **BE IT FURTHER RESOLVED**, that if the Health and Human Services Department
28 deems it necessary to make use of volunteer health care practitioners, the Health Office
29 shall notify the state department of health services.

30 **BE IT FURTHER RESOLVED**, that the County Board Chair and County Administrator
31 have joint authority to grant limited exceptions to current County policies and ordinances
32 where it is the best interest of the county and consistent with Wis. Ch. 323 (Emergency
33 Management) and any State or Federal legislation connected with the COVID-19
34 pandemic.

35 **BE IT FURTHER RESOLVED**, that the County Board Chair and County Administrator
36 have joint authority to draft policies and procedures that are necessary to protect the
37 public and employees and shall consider all available state and federal guidance and
38 recommendations for reopening the County’s facilities for the public and County
39 employees.

40 **BE IT FURTHER RESOLVED**, if the County Board Chair is unable to perform the duties
41 under this resolution, the power to make decisions shall lie with the County Board Vice-
42 chair.

43 **BE IT FURTHER RESOLVED**, if the County Administrator is unable to perform the
44 duties under this resolution, the power to make decisions shall lie with the Corporation
45 Counsel.

46 **BE IT FURTHER RESOLVED**, that public comment at County Board Meetings and
47 committee meetings is suspended until the emergency declaration expires.

48 **BE IT FURTHER RESOLVED**, all public hearings required by state statute are
49 reinstated provided that the meetings follow state and federal guidelines for social
50 distancing.

51 **BE IT FURTHER RESOLVED**, that so long as a meeting or public hearing is consistent
52 with the requirements of open meetings, the County Board or its committees may
53 conduct electronic or telephonic meetings for conducting County business.

54 **BE IT FURTHER RESOLVED**, that all policies and directives enacted under Resolution
55 04-2020 shall continue in effect until the expiration of this declaration, unless the policy
56 has a sunset date set by state or federal law, then the policy shall expire based on state
57 or federal law.

58 **FISCAL NOTE:** appropriations under the emergency declaration shall not exceed
59 \$290,000 and shall be remitted from the contingency fund.



**GREEN LAKE COUNTY
OFFICE OF THE COUNTY BOARD CHAIR**

*Harley Reabe
County Board Chair*

**PROCLAMATION DECLARING STATE OF EMERGENCY
IN GREEN LAKE COUNTY REGARDING COVID-19**

WHEREAS, in December 2019, a novel strain of the coronavirus now named Coronavirus Disease 2019 (COVID-19) was detected and has spread through many countries, including the United States; and

WHEREAS, the World Health Organization has declared a Public Health Emergency of International Concern; and the United States Department of Health and Human Services has declared a Public Health Emergency; and

WHEREAS, on March 12, 2020, the State of Wisconsin declared the existence of a public health emergency, as defined in Section 323.02(16), Wisconsin Statutes; and

WHEREAS, the Green Lake County Board of Supervisors declared the existence of a state of emergency by Resolution #04-2020, and the declaration of emergency expires upon the expiration of the Governor's Executive Order #72; and,

WHEREAS, Executive Order #72 and the County's emergency declaration expire on May 12, 2020; and,

WHEREAS, the existence of an increasing number of confirmed cases of COVID-19 within Wisconsin since the public health emergency declaration and the Green Lake County emergency declaration in March 2020, including counties surrounding Green Lake County, and the rising number of deaths from the virus, constitutes a condition within the County posing an imminent threat of a disaster within the meaning of Chapter 323 of the Wisconsin Statutes that could impair medical care, health protection, and other critical systems of Green Lake County; and

WHEREAS, Green Lake County requires additional time to facilitate COVID-19 testing, protection of the public and its employees by the continued implementation of safeguards against the spread of COVID-19 and preparing for the gradual return of face-to-face County services, by following guidance from the State, our Health Department and the CDC; and,

WHEREAS, declaring a state of emergency will facilitate and expedite the use of resources to protect persons from the impacts of the spread of COVID-19 while ensuring continuity of critical operations within Green Lake County.

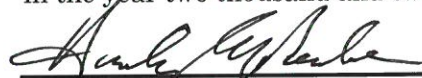
NOW, THEREFORE, I, HARLEY REABE, Chairman of the Green Lake County Board of Supervisors, by the authority vested in me pursuant to Sections 323.11 and 323.14(4)(b), Wisconsin Statutes, hereby **PROCLAIM** that a state of emergency now exists within Green Lake County in light of the public health threat posed by COVID-19 for a period of 90 days or until modified by further proclamation or an action of the Green Lake County Board of Supervisors.

FURTHER, I, HARLEY REABE, Chairman of the Green Lake County Board of Supervisors, proclaim that electronic meetings of the County Board and its committees and commissions may continue for the period of this proclamation or until modified by further proclamation or until modified by an action of the Green Lake County Board of Supervisors.

FINALLY, I, HARLEY REABE, Chairman of the Green Lake County Board of Supervisors, proclaim that all emergency policies currently in place pursuant to Resolution 04-2020 remain in effect for the period of this proclamation or until modified by further proclamation or until modified by an action of the Green Lake County Board of Supervisors.

[County Seal]

IN TESTIMONY WHEREOF, I,
Harley Reabe, Green Lake County
Board Chair, hereby sign this
Commendation and affix the seal of
Green Lake County on the 12th day of May
in the year two thousand and twenty.



HARLEY REABE
County Board Chair

RESOLUTION NUMBER 10-2020

Resolution relating to a Policy to Prohibit the Use of Excessive Force and the barring of Entrances/exits for Non-violent Civil Rights Demonstrations

The County Board of Supervisors of Green Lake County, Green Lake, Wisconsin, duly assembled at its regular meeting on this 16th day of June 2020, does resolve as follows:

- 1 **WHEREAS**, Section 104 (L)(1) of Title I of the Housing and Community Development
- 2 Act of 1974 as amended (42 U.S.C. 69 §5304) prohibits the State from expending or
- 3 obligating any Community Development Block Grant funds to any unit of general local
- 4 government that does not have or adopt a policy prohibiting the use of excessive force
- 5 by local law enforcement agencies within its jurisdiction against any individuals engaged
- 6 in nonviolent civil rights demonstrations; and a policy of enforcing State and local laws
- 7 against physically barring entrance to or exit from a facility or location which is the
- 8 subject of such nonviolent civil rights demonstration within its jurisdiction;
- 9 Fiscal note: no fiscal impact
- 10 Majority vote is needed to pass.

Roll Call on Resolution No. 10-2020

Submitted by Judicial/Law
Enforcement & Emergency
Management Committee

Ayes , Nays , Absent , Abstain

/s/ Joe Gonyo

Joe Gonyo, Chair

Passed and Adopted/Rejected this 16th
day of June, 2020.

Ken Bates

/s/ Sue Wendt

Sue Wendt

County Board Chairman

/s/ Don Lenz

Don Lenz

ATTEST: County Clerk
Approve as to Form:

/s/ Keith Hess

Keith Hess

Corporation Counsel

11 **WHEREAS**, it is in the interest of the County of Green Lake County to pursue
12 Community Development Block Grant Funds and to adopt policy that complies with
13 Section 104 (L)(1) of Title I of the Housing and Community Development Act of 1974 as
14 amended (42 USC 69 §5304);

15 **NOW THEREFORE BE IT RESOLVED**, by the Green Lake County Board of
16 Supervisors that It is POLICY of the County to prohibit the use of excessive force by law
17 enforcement agencies within the County's jurisdiction against any individuals engaged
18 in nonviolent civil rights demonstrations.

19 **BE IT FURTHER RESOLVED** it is POLICY of the County to enforce applicable State
20 and local laws against physically barring entrance to or exit from a facility or location
21 which is the subject of such nonviolent civil rights demonstration within the County's
22 jurisdiction.

23 **BE IT FURTHER RESOLVED** the officials and employees of the County shall assist in
24 the orderly prevention of all excessive force within the County OF Green Lake County
25 by implementing the authority and enforcement procedures set forth in Title I of the
26 Housing and Community Development Act of 1974.

27 **BE IT FURTHER RESOLVED** the Green Lake County Board of Supervisors directs the
28 Green Lake County Sheriff to implement this Resolution by amending applicable Green
29 Lake Sheriff Department procedures.

RESOLUTION NUMBER 11-2020

RESOLUTION RELATING TO CONSORTIUM AGREEMENT FOR THE CHIEF ELECTED OFFICIALS OF THE FOX VALLEY WORKFORCE DEVELOPMENT AREA

The County Board of Supervisors of Green Lake County, Green Lake, Wisconsin, duly assembled at its regular meeting begun on the 16th day of June 2020, does resolve as follows:

1 **WHEREAS**, Green Lake County participates in the Fox Valley Workforce Development
2 Area under §66.0301(2) Wis. Stats; and,

3 **WHEREAS**, the Fox Valley Workforce Development Area’s purpose is to increase
4 occupational skills, employment, job retention and earnings, and as a result, improve
5 the quality, reduce welfare dependency and enhance the productivity and
6 competitiveness of the workforce within Green Lake County and the other counties who
7 are members; and,

Majority vote is needed to pass.

Roll Call on Resolution No. 11-2020

Submitted by: Administrative
Committee

Ayes , Nays , Absent , Abstain

/s/ Harley Reabe

Harley Reabe, Chair

Passed and Adopted/Rejected this 16th
day of June 2020.

Dennis Mulder

County Board Chairman

Keith Hess

ATTEST: County Clerk

Katie Mehn

Approve as to Form:

Corporation Counsel

Brian Floeter

8 **WHEREAS**, the current Consortium Agreement between the Counties of Calumet, Fond
9 du Lac, Green Lake, Waupaca, Waushara and Winnebago Counties has expired and
10 requires renewal. The new Consortium Agreement is attached hereto; and,

11 **WHEREAS**, the Green Lake County Corporation Counsel has reviewed and approved
12 the Consortium Agreement as to form.

13 **NOW THEREFORE BE IT RESOLVED THAT** the Green Lake County Board of
14 Supervisors authorizes Chairman Harley Reabe to execute the Consortium Agreement
15 for the Chief Elected Officials of the Fox Valley Workforce Development Area on behalf
16 of Green Lake County for the fiscal year beginning July 1, 2020.



WORKFORCE DEVELOPMENT BOARD, INC.

Building a world class workforce

CONSORTIUM AGREEMENT FOR THE CHIEF ELECTED OFFICIALS OF THE FOX VALLEY WORKFORCE DEVELOPMENT AREA FISCAL YEAR BEGINNING 7/1/2020

This Agreement is made and entered into by and between the Counties of Calumet, Fond du Lac, Green Lake, Waupaca, Waushara and Winnebago in the State of Wisconsin (hereinafter "the Counties).

WITNESSETH:

WHEREAS, Sec. 66.0301(2) of the Wisconsin Statutes provides that "...any municipality may contract with other municipalities, for . . . the joint exercise of any power or duty required or authorized by law."

WHEREAS, Sec. 66.0301(2) of the Wisconsin Statutes titled "Intergovernmental Cooperation" authorizes counties to make the most efficient use of their power by cooperating with each other on the basis of mutual advantage and thereby provide job training and related services in the manner that will accord best with geographic, economic, population, and other factors influencing the needs and development of local communities;

WHEREAS, the Counties have a mutual interest in forming a single purpose Workforce Development Area (WDA), as defined in Public Law 113-128, of the Federal Workforce Innovation and Opportunity Act of 2014 (hereafter referred to as WIOA) to increase occupational skills, employment, job retention and earnings, and as a result, improve the quality, reduce welfare dependency and enhance the productivity and competitiveness of the workforce within the boundaries of the units of counties that are parties to this Agreement;

WHEREAS, the chief elected officials of the Counties participating in this Agreement have been previously authorized by their respective County Boards of Supervisors to create the Fox Valley Workforce Development Area under Sec. 66.0301(2), Wisconsin Statutes, and to participate as active partners, pursuant to Section 107(c)(1)(B), in the provisions of said Public Law 113-128;

WHEREAS, the County Board of Supervisors of each of the aforementioned counties has adopted a resolution authorizing the County Board Chairperson of County Executive to sign this "Agreement of the Fox Valley Wisconsin Counties Consortium under the Workforce Innovation and Opportunity Act (Public Law 113-128)" (hereinafter, the "Agreement"):

NOW, THEREFORE, in consideration of the above premises and the mutual covenants of the parties hereinafter set forth, the Counties do hereby agree to the following Agreement:

AGREEMENT

That the Counties of Calumet, Fond du Lac, Green Lake, Waupaca, Waushara and Winnebago, under Sec. 66.0301(2) Wisconsin Statutes, do hereby constitute themselves to be a consortium for the purposes of Section 107 (c)(1)(B) of Public Law 113-128, the Workforce Innovation and Opportunity Act.

The Chief Elected Officials (the chairpersons of the County Board of Supervisors or County Executives) or the designees of said officials of the Counties in the above paragraph shall constitute the Workforce Development Area Consortium of Commissioners (hereinafter, the “Consortium”) which shall appoint the Workforce Development Board under Section 107(c)(1)(A) of the Act.

I. PURPOSE: The Purpose of this Agreement shall be to:

- A. Enable the Counties to organize a Workforce Development Area (WDA) as described in Sec. 106 of Public Law 113-128, the Workforce Innovation and Opportunity Act of 2014, which:
 - 1. is comprised of two or more units of local government
 - 2. will promote and coordinate effective delivery of job training services within the aforesaid Counties; and
 - 3. is consistent with labor market areas or areas in which related services are provided under other State and Federal Programs.
- B. Enable chief elected officials from the Counties entering into this Agreement to appoint members to a local Workforce Development Board (WDB) under Section 107(c)(1)(B)(i)(I) of the Workforce Innovation and Opportunity Act; and
 - 1. determine procedures for the development of a Local Plan, pursuant to Section 107(d) of the WIOA, and interface with the WDA by such methods or institutions as may be provided in such agreement;
 - 2. select a grant recipient, if other than the Chief Elected Official as stated in Section 107(d)(12)(B)(i) of the WIOA, and/or an entity to administer the Local Plan; and
 - 3. other functions and tasks as appropriate.

II. ADMINISTRATION & GOVERNANCE

The Counties participating in this Agreement select the County Executives of Fond du Lac and Winnebago Counties and the County Board Chairpersons/Vice-Chairpersons of Calumet, Green Lake, Waupaca and Waushara Counties to be their authorized representatives, also referred to as Chief Elected Officials (CEOs), to serve as a CEO Consortium. The Consortium shall approve the Local Plan (or modifications); jointly submit such a plan (or modifications) along with the local WDB to the Governor for approval; and carry out other responsibilities for the Counties in accordance with their agreement with the local WDB.

- A. Meetings. The CEO Consortium shall establish the time, place and date of its meetings.

1. Notices. All notices, requests, demands or other communications hereunder shall be in writing and shall be deemed to have been duly given, if delivered electronically, faxed, or mailed to the Counties at the following addresses, subject to the Wisconsin Open Meeting Law:

Board Chairperson
Calumet County Courthouse
206 Court Street
Chilton, WI 53014-1198

County Executive
Fond du Lac County Courthouse
City/County Government Center
160 S. Macy Street
Fond du Lac, WI 54935

Board Chairperson
Green Lake County Courthouse
571 County Road A
PO Box 3188
Green Lake, WI 54941-3188

Board Chairperson
Waupaca County Courthouse
811 Harding Street
Waupaca, WI 54981-0354

Board Chairperson
Waushara County Courthouse
Box 898
Wautoma, WI 54982

County Executive
Winnebago County Courthouse
P.O. Box 2808
Oshkosh, WI 54903-2808

B. Officers: Chairperson, Vice-Chairperson, Secretary

Each County Executive or Chairperson, or their designees, will serve as officers of the Consortium. Rotation of officers will be based upon alphabetical order of the names of the Counties for two year terms. The first Chairperson shall be from Calumet County, the Vice-chairperson from Fond du Lac County and the Secretary from Green Lake County. The order of succession from thereon shall be that the Vice-Chairperson shall be elevated to Chairperson, the Secretary shall be elevated to the Vice-Chairperson, and the Secretary shall be appointed from the county which is next in the alphabetical order. After serving as Vice-Chairperson, if a County is unable or unwilling to serve as the Chairperson of the CEOs, that County may request that the Consortium appoint the current Secretary as Chairperson. The Vice-Chairperson and/or Secretary shall then be appointed from the Counties which are next in the alphabetical order. The Chairperson may appoint a staff person of one of the consortium member counties or the administrative entity to serve as board clerk. Vacancies shall be filled by election for the remainder of the unexpired term.

Officers of the CEO Consortium and their responsibilities are as follows:

1. The Chairperson of the Consortium will preside over all meetings and shall be the Chief Elected Official (CEO) for purposes of the Workforce Innovation and Opportunity Act. This person shall have signatory authority and authority to speak for the consortium in all matters regarding the WIOA. The term of this designation shall be identified.
2. The Vice-Chairperson will preside over meetings in the absence of the Chairperson.

3. The Secretary will ensure proper notice of all meetings of the Consortium, the keeping of minutes for the Consortium meetings and circulate those minutes as directed by the Consortium. In the absence of the Chairperson and Vice- Chairperson, the Secretary shall perform the duties of the Chairperson.
4. The Chairperson may appoint a staff person of one of the consortium member counties, otherwise the administrative entity shall serve as clerk. In the absence of FVWDB staff, the clerk performs the duties of the secretary.
5. Roberts Rules of Order, Newly Revised, shall govern the procedures of the Consortium insofar as they do not conflict with applicable law or administrative rules or by-laws duly adopted by the Consortium.

III. TERM

This Agreement shall be reviewed annually and renewed unless the Counties choose to terminate pursuant to Section VII herein, or termination of Public Law 113-128, the Workforce Innovation and Opportunity Act of 2014.

IV. POWERS

The Counties participating in this Agreement shall have the power to:

- A. The Consortium shall appoint the Workforce Development Board (WDB) of the area, in accordance with the requirements of 29 U.S.C. 3122(b) and 3122(c)(1)(B) (WIOA Sections 107(b) and (c)(1)(B)) and applicable rules thereunder, and consistent with any procedures set forth in Attachment A that may be adopted by the Consortium. When a vacancy occurs on the Board in a position representing a particular county, the Chief Elected Official for that county shall be entitled to select the qualified replacement member and the CEO shall facilitate appointment of that member to the Board.
- B. Select an individual or individuals as their Authorized Representative (CEO) to approve the Local Plan (or modifications) and jointly submit such plans (or modifications) to the Governor for approval as set forth in Section II of this Agreement.)
- C. Perform other powers assigned to chief elected officials authorized Sec. 66.0301(2) of the Wisconsin Statutes, or Public Law 113-128, the Workforce Innovation and Opportunity Act of 2014, as each now exists or is hereafter amended.
- D. The Consortium shall execute an agreement with the Workforce Development Board for the operation and functions of the Board under Section 107 of the WIOA, and shall approve all Local Plans under Section 108 of the WIOA.

V. FISCAL MANAGEMENT

The Counties consenting to this Agreement, along with the local WDB, will select the WIOA Grant Recipient and Administrative Entity. The WIOA Grant Recipient is responsible for the job training and related services. The Administrative Entity shall keep itemized and detailed records covering all expenditures under the budget incorporated in the jointly approved and submitted Local Plan from the Authorized Representative and the WDB. The local WDA Administrative Entity shall conform to all the fiscal requirements of all applicable laws.

VI. CONTRACTS AND CONTRACTUAL SERVICES

The WDA Grant Recipient and Administrative Entity may exclusively enter into contracts, concerning job training and related services authorized under WIOA, with the State or Federal governments, and may subcontract with any municipal, profit or non-profit corporation, or individual to provide job training and related programs and services for residents identified in the Local Plan.

TERMINATION

- A. Any county entering into this Agreement may withdraw from the Workforce Development Area pursuant to the relevant provisions in State and Federal laws.
- B. The Counties forming the Fox Valley Workforce Development Area may terminate this Agreement in the event expected or actual funding from the State, Federal governments, or other source is withdrawn or substantially reduced in such a fashion as to make the continued operation of the WDA unfeasible. In such case, termination of this Agreement shall be effective upon written notice of termination with receipt acknowledged by all Counties and the Governor.
- C. The Governor will re-designate a local Workforce Development Area under Section 106 of WIOA and thereby terminate this Agreement if the WDB and Chief Elected Officials fail to reach agreement on the development of the Local Plan, the choice of the Administrative Entity or Grant Recipient.
- D. The Consortium may be dissolved and this agreement may be rescinded only with the consent of all the Boards of Supervisors of the counties party hereto and the Governor.
- E. Any county that withdraws from the Consortium shall remain liable for its proportionate share of liabilities related to the period prior to its withdrawal, as determined by the CEO Consortium.

VII. ACQUISITION AND DISPOSAL OF PROPERTY

The Administrative Entity shall acquire, hold, and dispose of real and personal property in the same manner as counties within the State of Wisconsin, as provided for in Sections 59.06, 66.28 and 75.35 of the Wisconsin Statutes, as well as consistent with WIOA regulations and guidelines.

VIII. APPLICABLE LAW

The Counties agree that this Agreement shall be construed pursuant to and in accordance with the laws of the State of Wisconsin.

IX. AMENDMENT

The Consortium may adopt operational and procedural By-Laws consistent with this Agreement, applicable federal and state laws, and rules or regulations pursuant thereto, By-Laws or amendments thereto may be adopted by the affirmative vote of 2/3 of the entire membership of the Consortium at any regular meeting called for that purpose, provided that written copies thereof are delivered to each member 15 days prior to consideration.

X. IMPACT OF LEGISLATIVE CHANGES

Any terms and conditions which may be rendered inapplicable by a change in State, Federal or local laws shall not affect the validity of those portions of this Agreement not impacted by the change in legislation. It is further understood by the Counties that certain terminology in this Agreement may change as Federal and State laws governing this Agreement dictate.

XI. LIABILITY

To the extent permitted by law, liability which arises pursuant to this Agreement shall be apportioned as follows:

- A. Workforce programs in the Fox Valley Workforce Development Area shall be administered prudently to minimize liability;
- B. Contracts for service delivery shall require indemnification by the contractor in the event that contractor errors or omissions result in disallowed costs or other liability;
- C. The FVWDB shall maintain adequate errors and omission insurance as described in the Joint Agreement, to cover CEOs and the FVWDB members;
- D. The Consortium is liable for any misuse of the grant funds allocated to the local area under sections 128 and 133 of the Workforce Innovation and Opportunity Act.
- E. In the case of any misuse of grant funds allocated to the local area, the Consortium agrees to assume liability as follows (Section 20 CFR 683.710) Liability will be determined by the CEO Consortium based upon the particular facts of the situation as to the responsibility of individual Consortium members for the particular funds.
- F. Finally, after every possible method to reduce liability is exhausted, any remaining liability, as determined by the CEO Consortium shall be apportioned between the six counties in proportion to their respective percentage of the workforce allocation in the year the disallowed cost or other liability occurred. For example, if \$10,000 in liability remained and a given county received an allocation of 10% of the workforce funding in the year the \$10,000 was expended, that county would be liable for \$1000.

This Agreement shall be effective when executed by the authorized official of each county of the Consortium thereof and shall thereupon act to repeal and supersede any and all prior written or oral consortium agreements.

FVWDB is an Equal Opportunity Employer and Service Provider

A proud partner of the  American Job Center network

INWITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by the Chairperson of the County Board of Supervisors or the County Executive of the aforementioned Counties.

CALUMET COUNTY

Alice Connors
Board Chair

Date

FOND DU LAC COUNTY

Allen Buechel
County Executive

Date

GREEN LAKE COUNTY

Harley Reabe
Board Chairman

Date

WAUPACA COUNTY

Joe McClone
Board Vice Chair

Date

WAUSHARA COUNTY

Donna Kalata
Board Chair

Date

WINNEBAGO COUNTY

Mark Harris
County Executive

Date

ATTACHMENT A
(Described in Section IV. A. of the Consortium Agreement)

**SELECTION OF THE
WORKFORCE DEVELOPMENT BOARD**

Appointment of the Workforce Development Board (WDB) shall be carried out as described in Section 107 of the Workforce Innovation and Opportunity Act of 2014.

A. Members of the WDB shall consist of representatives of:

1. A majority of the members of each local board shall be representatives of business in the local area, who-

- (i) are owners of businesses, chief executives or operating officers of businesses, or other business executives or employers with optimum policymaking or hiring authority;

- (ii) represent businesses, including small businesses, or organizations representing businesses described in this clause, that provide employment opportunities that, at a minimum, include high-quality, work-relevant training and development in in-demand industry sectors or occupations in the local area; **and**

- (ii) are appointed from among individuals nominated by local business organizations and business trade associations.

2. Not less than 20 percent of the members of each local board shall be representatives of the workforce within the local area, who-

- (i) **shall** include representatives of labor organizations (for a local area in which employees are represented by labor organizations), who have been nominated by local labor federations, or (for a local area in which no employees are represented by such organizations) other representatives of employees;

- (ii) **shall** include a representative, who shall be a member of a labor organization or a training director, from a joint labor-management apprenticeship program, or if no such joint program exists in the area, such a representative of an apprenticeship program in the area, if such a program exists;

- (iii) **may** include representatives of community-based organizations that have demonstrated experience and expertise in addressing the employment needs of individuals with barriers to employment, including organizations that serve veterans or that provide or support competitive integrated employment for individuals with disabilities; **and**

- (iv) **may** include representatives of organizations that have demonstrated experience and expertise in addressing the employment, training, or education needs of eligible youth, including representatives of organizations that serve out-of-school youth;

3. Each local board shall include representatives of entities administering education and training activities in the local area, who—

(i) **shall** include a representative of eligible providers administering adult education and literacy activities under Title II;

(ii) **shall** include a representative of institutions of higher education providing workforce investment activities (including community colleges);

(iii) **may** include representatives of local educational agencies, and of community-based organizations with demonstrated experience and expertise in addressing the education or training needs of individuals with barriers to employment;

4. Each local board shall include representatives of governmental and economic and community development entities serving the local area, who—

(i) **shall** include a representative of economic and community development entities;

(ii) **shall** include an appropriate representative from the State employment service office under the Wagner-Peyser Act serving the local area;

(iii) **shall** include an appropriate representative of the programs carried out under Title I of the Rehabilitation Act of 1973 serving the local area;

(iv) **may** include representatives of agencies or entities administering programs serving the local area relating to transportation, housing, and public assistance; and

(v) **may** include representatives of philanthropic organizations serving the local area;

5. Each local board **may** include such other individuals or representatives of entities as the chief elected official in the local area may determine to be appropriate.

6. The State of Wisconsin has also directed that a representative from Unemployment Insurance be placed on each board.

B. All members will be appointed by the Counties based on the requirements of the law and other locally defined considerations with the exception of those positions appointed by DWD.

Category	Minimum Required	Requirement
Business	at least 51% of total board	Shall
Workforce Representatives	at least 20% of total board	Shall
Labor Organizations	1	Shall
Labor Training/Apprenticeship	1	Shall
<i>Community Based Organization</i>	N/A	<i>May</i>
<i>Youth Organization</i>	N/A	<i>May</i>
Adult Basic Ed & Literacy	1	Shall
Higher Education Organization	1	Shall
<i>Local Education Organization</i>	N/A	<i>May</i>
State Employment Service (W-P)	1	Shall
Vocational Rehab	1	Shall
Housing / Transportation Agency	1	Shall
<i>Philanthropic Organization</i>	N/A	<i>May</i>
State Unemployment Rep (DWD mandate)	1	Shall

- C. WDB members will reviewed annually by the Chief Elected Officials present for approval.
- D. The WDB will select its chairperson from the private sector business members.
- E. WDB members shall be appointed for fixed and staggered terms.
- F. Vacancies will be filled according to the established by-laws.
- G. The WDB must be comprised of at least 20% female members.
- H. One minority representative must be appointed to the WDB if there is at least 3% minority population in the WDA.

RESOLUTION NUMBER 12-2020

Establishing 2021 Annual Budgeted Allocation for Pay for Performance

The County Board of Supervisors of Green Lake County, Green Lake, Wisconsin, duly assembled at its regular meeting begun on the 16th day of June 2020, does resolve as follows:

- 1 **WHEREAS**, Green Lake County strives to provide maximum service to its residents
 - 2 while minimizing the financial impact of county taxes on taxpayers, and
 - 3 **WHEREAS**, Green Lake County continues to operate under State imposed budgetary
 - 4 constraints while providing mandated services, and
 - 5 **WHEREAS**, Green Lake County has now established a policy and practice of
 - 6 compensating employees based on a competitive market salary rate, the quality of their
 - 7 performance, and future non-union wage adjustments shall be based on the merits of
 - 8 employee performance, and
 - 9 **WHEREAS**, the County Administrator is developing the 2021 Proposed Annual Budget
 - 10 for review and adoption by the Green Lake County Board in November 2020, and wage
 - 11 costs must be incorporated into the budget as proposed and adopted.
- 12 Majority vote is needed to pass.

Roll Call on Resolution No. 12-2020

Submitted by Personnel Committee:

Ayes , Nays , Absent , Abstain

/s/ Robert Schweder

Robert Schweder

Passed and Adopted/Rejected this 16th day of June, 2020.

/s/ Charlie Wielgosh

Charlie Wielgosh

County Board Chairman

Ken Bates

ATTEST: County Clerk
Approve as to Form:

/s/ Curt Talma

Curt Talma

Corporation Counsel

/s/ Sue Wendt

Sue Wendt

13 **NOW THEREFORE BE IT RESOLVED** by the Green Lake County Board of
14 Supervisors that for staff hired prior to July 1, 2020, each 2021 departmental budget
15 shall include an amount equal to +/- 2.00% of gross wages to be allocated accordingly
16 to staff based on the merits of employee performance as established during their
17 individual annual performance review, and

18 **BE IT FURTHER RESOLVED** that any performance based wage increases will be
19 effective January 1, 2021, with back pay distributed no later than the second payroll of
20 April 2021 following finalization of the annual performance evaluation process with the
21 funds being awarded strictly on the merits of each individual employee's performance,
22 and

23 **BE IT FURTHER RESOLVED** that any departmental funds budgeted for these merit-
24 based wage adjustments remaining after the annual performance review process has
25 been completed shall be applied by the Financial Manger to any department merit pay
26 line shortages and then transferred to the Non-Lapsing Retirement/Salary/Fringe Pool
27 (Acct# 21-101-23-51820-999) to be available to cover budget variations that occur due
28 to internal position postings, new position hires, retirements, merit pay variations, etc.
29 that are unknown variables that impact budgeted salary/fringe benefits for the year, and

30 **BE IT FURTHER RESOLVED** that the purpose statement and fiscal note is a directive
31 of the Green Lake County Board.

32 **FISCAL NOTE:** For 2021 the levied general pay increase based on employee
33 performance shall not exceed **\$222,000.00**. Budgeted proceeds not allocated as a merit
34 increase shall be transferred to the Non-Lapsing Retirement/Salary/Fringe Pool (Acct#
35 21-101-23-51820-999) to cover budget variations that occur due to internal position
36 postings, new position hires, retirements, merit pay variations, etc. that are unknown
37 variables that impact budgeted salary/fringe benefits for the year.

ORDINANCE NO. 5-2020

Amending Chapter 15. Citations

The County Board of Supervisors of Green Lake County, Green Lake Wisconsin, duly assembled at its regular meeting begun on the 16th day of June 2020, does ordain as follows:

- 1 **WHEREAS**, Green Lake County has adopted the municipal form of citation available
- 2 under Wis. Stat. §66.0113; and
- 3 **WHEREAS**, Green Lake County must set a schedule of deposits for each County
- 4 Ordinance that is enforceable by citation; and

Roll Call on Ordinance No. 5-2020

Submitted by Administrative Committee:

Ayes , Nays , Absent , Abstain

/s/ Harley Reabe

Harley Reabe, Chair

Passed and Enacted/Rejected this 16th day of June, 2020.

Keith Hess

County Board Chairman

Dennis Mulder

ATTEST: County Clerk
Approve as to Form:

Katie Mehn

Corporation Counsel

Brian Floeter

6 **WHEREAS**, the various committees of jurisdiction have given their input on the
7 appropriate deposit amount for a citation issued for a County Ordinance violation; and

8 **WHEREAS**, the Administrative Committee has reviewed the deposit amounts suggested
9 by committees of jurisdiction and find those deposit amounts reasonable.

10 **NOW, THEREFORE, THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY**
11 **OF GREEN LAKE DOES ORDAIN AS FOLLOWS:**

12 Section 1. Green Lake County Ordinance, Chapter 15 – Citations is hereby amended as
13 follows (additions in underline, deletions in ~~strikeout~~):

14 §15-1. Adoption of uniform citation.

15

16 A. Green Lake County adopts and authorizes use of a Wisconsin Uniform Municipal
17 Citation described in § 66.0113 Wis. Stats., and authorizes the use of a citation to
18 be issued for violations of ordinances, including those for which a statutory
19 counterpart exists, and makes it a part of this chapter by reference. ~~The Green~~
20 Lake County Judicial/Law Enforcement and Emergency Management Committee
21 shall recommend the actual form for use in violations of ordinances, to include but
22 not be limited to Chapter 196, Peddlers, Canvassers and Transient Merchants,
23 Chapter 187, Article I, Overnight Camping, and Article III, Park Rules and
24 Regulations, and Chapter 192, Peace and Good Order, Article I, Trespassing, and
25 Article II, Disorderly Conduct.

26

27 B. Any future amendments, revisions, or modifications of Wis. Stat. §66.0113 or any
28 other statutes referred to in this ordinance are intended to be made part of this
29 ordinance as such amendments, revisions, or modifications are made to said
30 statutes.

31

32 C. The Citation shall substantially conform to Wis. Stat. §66.0113(1)(b), and shall
33 provide for the following:

34

35 1. The name and address of the alleged violator.

36

37 2. The factual allegations describing the alleged violation.

38

39 3. The time and place of the offense.

40

41 4. The section of the ordinance violated.

42

43 5. A designation of the offense in a manner that can be readily understood by a
44 person making a reasonable effort to do so.

45

46 6. The time at which the alleged violator may appear in court.

47

48 7. A statement which in essence informs the alleged violator:

49
50 a. That the alleged violator may make a cash deposit of a specified amount to
51 be mailed to a specified official within a specified time.

52
53 b. That if the alleged violator makes such a deposit, he or she need not appear
54 in court unless subsequently summoned.

55
56 c. That, if the alleged violator makes a cash deposit and does not appear in
57 court, he or she either will be deemed to have tendered a plea of no contest
58 and submitted to a forfeiture, plus costs, fees, and surcharges imposed
59 under ch. 814, not to exceed the amount of the deposit or will be summoned
60 into court to answer the complaint if the court does not accept the plea of no
61 contest.

62
63 d. That, if the alleged violator does not make a cash deposit and does not
64 appear in court at the time specified, the court may issue a summons or a
65 warrant for the defendant's arrest or consider the nonappearance to be a
66 plea of no contest and enter judgment under sub. (3)(d), or the municipality
67 may commence an action against the alleged violator to collect the forfeiture,
68 plus costs, fees, and surcharges imposed under ch. 814.

69
70 e. That if the court finds that the violation involves an ordinance that prohibits
71 conduct that is the same as or similar to conduct prohibited by state statute
72 punishable by fine or imprisonment or both, and that the violation resulted in
73 damage to the property of or physical injury to a person other than the
74 alleged violator, the court may summon the alleged violator into court to
75 determine if restitution shall be ordered under s. 800.093.

76
77 8. A direction that if the alleged violator elects to make a cash deposit, the alleged
78 violator shall sign an appropriate statement which accompanies the citation to
79 indicate that he or she read the statement required under subd. 7 and shall send
80 the signed statement with the cash deposit.

81
82 9. Such other information as may be deemed necessary.

83
84 §15-2. Schedule of Deposits

85
86 A. The following schedule of cash deposits are required for the following ordinance
87 violations for which a citation may be issued.

88
89 1. All applicable court costs that are prescribed or adopted by Wisconsin Statutes
90 and the Wisconsin Circuit Court shall be added to the deposits set forth below.

91
92 2. The deposit and the court costs shall be totaled together to establish the
93 amount of the forfeiture placed on the citation. (See Wisconsin Circuit Court

Fee, Forfeiture, Fine and Surcharge Tables for applicable court costs.)

- 94
95
96 3. The schedule of deposits only applies to ordinance citations where the violation
97 includes a range of forfeitures. If the forfeiture or fine is a finite amount, the
98 forfeiture shall be the amount listed in the ordinance plus applicable court costs.
99
- 100 4. If not otherwise specified below or subject to paragraph 3. above, a violation of
101 the Green Lake County Code of Ordinances shall consist of a forfeiture of not
102 less than one half of the maximum forfeiture permitted plus applicable court
103 costs.
104

<u>Code Chapter or Section</u>	<u>Ordinance Title or Subject</u>	<u>Deposit</u>
	<u>General Legislation</u>	
<u>32</u>	<u>Emergency Management</u>	
	<u>32-10</u>	<u>150.00</u>
<u>93</u>	<u>Adult-Oriented Establishments</u>	
	<u>93-15</u>	<u>500.00</u>
<u>98</u>	<u>Alarm Systems</u>	
	<u>98-5A</u>	<u>100.00</u>
	<u>98-7</u>	<u>100.00</u>
<u>103</u>	<u>Animals</u>	
	<u>103-3A</u>	<u>100.00</u>
	<u>103-3B</u>	<u>600.00</u>
	<u>103-4C(1)</u>	<u>50.00</u>
	<u>103-4C(2)</u>	<u>100.00</u>
	<u>103-4C(3)</u>	<u>200.00</u>
	<u>103-4C(4)</u>	<u>300.00</u>
	<u>103-4C(5)</u>	<u>400.00</u>
	<u>103-13C(1) & (2)</u>	<u>75.00</u>
	<u>103-14E</u>	<u>150.00</u>
	<u>103-16A (first offense)</u>	<u>50.00</u>
	<u>103-16A (second and subsequent offense)</u>	<u>200.00</u>
	<u>103-16B (first offense)</u>	<u>50.00</u>
	<u>103-16B (second and subsequent offense)</u>	<u>200.00</u>
	<u>103-16C (first offense)</u>	<u>50.00</u>
	<u>103-16C (second and subsequent offense)</u>	<u>200.00</u>
	<u>103-22B</u>	<u>200.00</u>
	<u>103-22C</u>	<u>50.00</u>
	<u>103-22D</u>	<u>100.00</u>
	<u>103-25A</u>	<u>50.00</u>

	<u>103-25B</u>	<u>150.00</u>
	<u>103-25C</u>	<u>Same as 103-4C(1-5) above</u>
	<u>103-25D(1)</u>	<u>50.00</u>
	<u>103-25D(2)</u>	<u>100.00</u>
	<u>103-25D(3)</u>	<u>200.00</u>
	<u>103-25D(4)</u>	<u>300.00</u>
	<u>103-25D(5)</u>	<u>400.00</u>
	<u>103-29</u>	<u>200.00</u>
	<u>103-31.4A (first offense)</u>	<u>50.00</u>
	<u>103-31.4A (second and subsequent offense)</u>	<u>200.00</u>
<u>109</u>	<u>Assemblies, Mass Public</u>	
	<u>109-4A</u>	<u>1,000.00</u>
	<u>109-10</u>	<u>1,000.00</u>
<u>118</u>	<u>Checks-Fraudulent</u>	
	<u>118-1A <500</u>	<u>50.00</u>
	<u>118-1B >500</u>	<u>250.00</u>
<u>123</u>	<u>County Jail</u>	
	<u>123-5</u>	<u>200.00</u>
	<u>123-6</u>	<u>200.00</u>
	<u>123-7</u>	<u>200.00</u>
	<u>123-9</u>	<u>200.00</u>
<u>130</u>	<u>Drugs & Drug Paraphernalia</u>	
	<u>130-1</u>	<u>350.00</u>
	<u>130-2A</u>	<u>350.00</u>
	<u>130-2B</u>	<u>350.00</u>
	<u>130-3</u>	<u>350.00</u>
<u>138</u>	<u>Fairgrounds – Junior Free Fair</u>	
	<u>138-2</u>	<u>250.00</u>
	<u>138-5</u>	<u>250.00</u>
<u>148</u>	<u>Food Safety and Recreational Licensing Program</u>	
	<u>148-13A</u>	<u>300.00</u>
<u>154</u>	<u>Health and Sanitation</u>	
	<u>154-10D</u>	<u>200.00</u>
	<u>154-12F (first violation)</u>	<u>200.00</u>
	<u>154-12F (second and subsequent violation)</u>	<u>400.00</u>

<u>159</u>	<u>Highways</u>	
	<u>159-27A</u>	<u>300.00</u>
<u>160</u>	<u>Highway Fees and Permits</u>	
	<u>160-18</u>	<u>300.00</u>
<u>163</u>	<u>Intoxicating Liquor and Fermented Malt Beverages</u>	
	<u>163-2A (1st offense)</u>	<u>250.00</u>
	<u>163-2A (2nd offense)</u>	<u>300.00</u>
	<u>163-2A (3rd offense)</u>	<u>500.00</u>
	<u>163-2A (4th offense)</u>	<u>750.00</u>
	<u>163-2B (1st offense)</u>	<u>250.00</u>
	<u>163-2B (2nd offense)</u>	<u>300.00</u>
	<u>163-2B (3rd offense)</u>	<u>500.00</u>
	<u>163-2B (4th offense)</u>	<u>750.00</u>
	<u>163-2C (1st offense)</u>	<u>250.00</u>
	<u>163-2C (2nd offense)</u>	<u>300.00</u>
	<u>163-2C (3rd offense)</u>	<u>500.00</u>
	<u>163-2C (4th offense)</u>	<u>750.00</u>
	<u>163-3A(1) (1st offense)</u>	<u>100.00</u>
	<u>163-3A(1) (2nd offense)</u>	<u>200.00</u>
	<u>163-3A(1) (3rd offense)</u>	<u>300.00</u>
	<u>163-3A(1) (4th offense)</u>	<u>500.00</u>
	<u>163-3A(2) (1st offense)</u>	<u>100.00</u>
	<u>163-3A(2) (2nd offense)</u>	<u>200.00</u>
	<u>163-3A(2) (3rd offense)</u>	<u>300.00</u>
	<u>163-3A(3) (1st offense)</u>	<u>100.00</u>
	<u>163-3A(3) (2nd offense)</u>	<u>200.00</u>
	<u>163-3A(3) (3rd offense)</u>	<u>300.00</u>
	<u>163-3A(3) (4th offense)</u>	<u>500.00</u>
	<u>163-3A(2) (4th offense)</u>	<u>500.00</u>
	<u>163-4A(1) (1st offense)</u>	<u>250.00</u>
	<u>163-4A(2) (2nd offense)</u>	<u>300.00</u>
	<u>163-4A(3) (3rd offense)</u>	<u>500.00</u>
	<u>163-4A(4) (4th offense)</u>	<u>750.00</u>
	<u>163-5 (1st offense)</u>	<u>100.00</u>
	<u>163-5 (2nd offense)</u>	<u>200.00</u>
	<u>163-5 (3rd offense)</u>	<u>300.00</u>
	<u>163-5 (4th offense)</u>	<u>500.00</u>
	<u>163-7B</u>	<u>100.00</u>
	<u>163-7C</u>	<u>100.00</u>
	<u>163-7D</u>	<u>100.00</u>
	<u>163-8</u>	<u>100.00</u>
	<u>163-9A</u>	<u>500.00</u>

	<u>163-9B</u>	<u>500.00</u>
	<u>163-12</u>	<u>500.00</u>
<u>168</u>	<u>Juveniles</u>	
	<u>168-6A</u>	<u>100.00</u>
	<u>168-6B</u>	<u>100.00</u>
	<u>168-6C</u>	<u>100.00</u>
	<u>168-9</u>	<u>100.00</u>
<u>187</u>	<u>Parks and Recreation</u>	
	<u>187-8, 187-8.1 (first offense)</u>	<u>50.00</u>
	<u>187-8, 187-8.1 (second and subsequent offense)</u>	<u>150.00</u>
	<u>187-2</u>	<u>150.00</u>
<u>192</u>	<u>Peace and Good Order</u>	
	<u>192-1A</u>	<u>100.00</u>
	<u>192-1B</u>	<u>100.00</u>
	<u>192-1C</u>	<u>100.00</u>
	<u>192-1D</u>	<u>100.00</u>
	<u>192-6</u>	<u>100.00</u>
	<u>192-9</u>	<u>150.00</u>
	<u>192-10</u>	<u>150.00</u>
	<u>192-11</u>	<u>150.00</u>
	<u>192-13</u>	<u>150.00</u>
	<u>192-14</u>	<u>125.00</u>
	<u>192-15</u>	<u>125.00</u>
	<u>192-17 (1st offense)</u>	<u>125.00</u>
	<u>192-17 (2nd and subsequent offense)</u>	<u>300.00</u>
	<u>192-18 (1st offense)</u>	<u>125.00</u>
	<u>192-18 (2nd and subsequent offense)</u>	<u>300.00</u>
	<u>192-19</u>	<u>100.00</u>
	<u>192-20</u>	<u>100.00</u>
	<u>192-21</u>	<u>200.00</u>
	<u>192-22</u>	<u>200.00</u>
<u>192-23</u>	<u>Offenses against state law subject to forfeiture</u>	
	<u>Absconding without Paying Rent</u>	<u>75.00</u>
	<u>Bail Jumping</u>	<u>500.00</u>
	<u>Battery</u>	<u>750.00</u>
	<u>Certain Slot Machines on Licensed Premises</u>	<u>400.00</u>
	<u>Cheating Tokens</u>	<u>150.00</u>
	<u>Cigarette and Tobacco Products Retailers Licenses</u>	<u>150.00</u>
	<u>Defamation</u>	<u>350.00</u>
	<u>Definitions Relating to Gambling</u>	<u>300.00</u>

<u>Discharge of Bodily Fluids</u>	<u>400.00</u>
<u>Encouraging Violation of Probation or Parole</u>	<u>750.00</u>
<u>Entry into Locked Coin Box</u>	<u>750.00</u>
<u>Entry into Locked Site</u>	<u>750.00</u>
<u>Entry into Locked Vehicle</u>	<u>750.00</u>
<u>Failure to Report to Jail by Probationer for Misdemeanor Conviction</u>	<u>750.00</u>
<u>Failure to Report to Jail where Defendant Received a sentence less than 10 days</u>	<u>450.00</u>
<u>Falsely Assuming to Act as Public Officer or Employee</u>	<u>450.00</u>
<u>Financial Transaction Card Crimes</u>	<u>750.00</u>
<u>Fireworks Regulated</u>	<u>300.00</u>
<u>Forgery</u>	<u>750.00</u>
<u>Fraud on Innkeeper</u>	<u>400.00</u>
<u>Fraudulent Insurance & Employee Benefit Claims</u>	<u>750.00</u>
<u>Giving False Information for Publication</u>	<u>400.00</u>
<u>Hazing</u>	<u>250.00</u>
<u>Impersonating Peace Officer</u>	<u>450.00</u>
<u>Laser Pointers</u>	<u>400.00</u>
<u>Leaving a Loaded Firearm within Reach of a Child</u>	<u>150.00</u>
<u>Lewd and Lascivious Behavior</u>	<u>400.00</u>
<u>Making Lewd, Obscene or Indecent Drawings</u>	<u>150.00</u>
<u>Negligent Handling of Burning Materials</u>	<u>150.00</u>
<u>Negligent Operation of a Vehicle</u>	<u>225.00</u>
<u>Negligently Allowing Escape</u>	<u>400.00</u>
<u>Obscene Material or Performance</u>	<u>150.00</u>
<u>Operating Vehicle without Owner's Consent</u>	<u>750.00</u>
<u>Permitting Premises to be used for Commercial Gambling</u>	<u>750.00</u>
<u>Possess Burglary Tools</u>	<u>500.00</u>
<u>Possession of a Dangerous Weapon by a Child</u>	<u>400.00</u>
<u>Possession of a Dangerous Weapon on School Premises</u>	<u>400.00</u>
<u>Receiving Property from Children</u>	<u>750.00</u>
<u>Receiving Stolen Property</u>	<u>300.00</u>
<u>Restrictions on Sale or Gift of Cigarettes or Tobacco Products</u>	<u>300.00</u>
<u>Retail Theft</u>	<u>300.00</u>
<u>Sending Obscene or Sexually Explicit Electronic Messages</u>	<u>150.00</u>
<u>Solicitation of Drinks Prohibited</u>	<u>225.00</u>
<u>Strip Search by School Employee</u>	<u>300.00</u>

	<u>Theft of Property</u>	<u>300.00</u>
	<u>Trespass to Dwellings</u>	<u>300.00</u>
	<u>Unlawful Use of Computerized Communications Systems</u>	<u>300.00</u>
	<u>Violating Laws Governing State or County Institutions</u>	<u>125.00</u>
	<u>Violation of Nonsecure Custody Order</u>	<u>300.00</u>
	<u>192-26A</u>	<u>100.00</u>
	<u>192-26B</u>	<u>100.00</u>
<u>196</u>	<u>Peddlers, Canvassers and Transient Merchants</u>	
	<u>196-8</u>	<u>75.00</u>
<u>206</u>	<u>Public Assistance</u>	
	<u>206-4A</u>	<u>500.00</u>
<u>217</u>	<u>Road Names & Building Numbers</u>	
	<u>217-3</u>	<u>100.00</u>
<u>228</u>	<u>Smoking and Tobacco Products</u>	
	<u>228-5</u>	<u>20.00</u>
	<u>228-9A</u>	<u>20.00</u>
	<u>228-9B</u>	<u>20.00</u>
	<u>228-9C</u>	<u>20.00</u>
<u>232</u>	<u>Snowmobiles</u>	
	<u>232-8</u>	<u>50.00</u>
<u>235</u>	<u>Solid Waste</u>	
	<u>235-5 (first offense)</u>	<u>100.00</u>
	<u>235-5 (second and subsequent offense)</u>	<u>400.00</u>
	<u>235-6A</u>	<u>50.00</u>
	<u>235-6B</u>	<u>50.00</u>
<u>248</u>	<u>Truancy</u>	
	<u>248-1</u>	<u>125.00</u>
	<u>248-2</u>	<u>125.00</u>
<u>260</u>	<u>Vehicle & Traffic</u>	
	<u>260-09</u>	<u>200.00</u>
	<u>260-11.1</u>	<u>10.00</u>
	<u>260-3</u>	<u>50.00</u>
	<u>260-4</u>	<u>50.00</u>
	<u>260-7A</u>	<u>100.00</u>

	<u>260-7B</u>	<u>100.00</u>
	<u>260-7C</u>	<u>100.00</u>
	<u>260-8</u>	<u>100.00</u>
	<u>Land Use Legislation</u>	
<u>300</u>	<u>Floodplain Zoning</u>	
	<u>300.46.1.C.</u>	<u>50.00</u>
<u>315</u>	<u>Land Division and Subdivision</u>	
	<u>315-15C</u>	<u>50.00</u>
<u>323</u>	<u>Nonmetallic Mining Reclamation</u>	
	<u>323-35A</u>	<u>500.00</u>
	<u>323-35B</u>	<u>2500.00</u>
<u>334</u>	<u>Sewage Systems, Private</u>	
	<u>334-8</u>	<u>200.00</u>
<u>338</u>	<u>Shoreland Zoning</u>	
	<u>338-71C</u>	<u>250.00</u>
<u>350</u>	<u>Zoning</u>	
	<u>350-69</u>	<u>250.00</u>

105 A. The bond schedule for motor vehicle and parking violations as set forth in the
106 uniform state traffic deposit schedule, is adopted by reference and made a part
107 hereof.

108
109 B. All deposits shall be made in cash, personal check, credit card, debit card, money
110 order or certified check to the Green Lake County Clerk of Circuit Court, 571
111 County Road A, Green Lake, WI 54941, who shall provide a receipt for all deposits
112 paid.

113
114 §15-3. Violator's Options: Procedures on Default.

115
116 A. The person named as the alleged violator in a citation may appear in court at the
117 time specified in the citation or may mail or deliver personally a cash deposit in the
118 amount, within the time, and to the court, clerk of court, or other official specified in
119 the citation. If a person makes a cash deposit, the person may nevertheless appear
120 in court at the time specified in the citation, but the cash deposit may be retained for
121 application against any forfeiture or restitution, plus costs, fees, and surcharges
122 imposed under ch. 814 that may be imposed.

123
124 B. If a person appears in court in response to a citation, the citation may be used as
125 the initial pleading, unless the court directs that a formal complaint be made, and
126 the appearance confers personal jurisdiction over the person. The person may

127 plead guilty, no contest, or not guilty. If the person pleads guilty or no contest, the
128 court shall accept the plea, enter a judgment of guilty, and impose a forfeiture, plus
129 costs, fees, and surcharges imposed under ch. 814. If the court finds that the
130 violation meets the conditions in s. 800.093 (1), the court may order restitution
131 under s. 800.093. A plea of not guilty shall put all matters in the case at issue, and
132 the matter shall be set for trial.

133
134 C. If the alleged violator makes a cash deposit and fails to appear in court, the citation
135 may serve as the initial pleading and the violator shall be considered to have
136 tendered a plea of no contest and submitted to a forfeiture, plus costs, fees, and
137 surcharges imposed under ch. 814, not exceeding the amount of the deposit. The
138 court may either accept the plea of no contest and enter judgment accordingly or
139 reject the plea. If the court finds that the violation meets the conditions in s. 800.093
140 (1), the court may summon the alleged violator into court to determine if restitution
141 shall be ordered under s. 800.093. If the court accepts the plea of no contest, the
142 defendant may move within 10 days after the date set for the appearance to
143 withdraw the plea of no contest, open the judgment, and enter a plea of not guilty if
144 the defendant shows to the satisfaction of the court that the failure to appear was
145 due to mistake, inadvertence, surprise, or excusable neglect. If the plea of no
146 contest is accepted and not subsequently changed to a plea of not guilty, no
147 additional costs, fees, or surcharges may be imposed against the violator under s.
148 814.78. If the court rejects the plea of no contest, an action for collection of the
149 forfeiture, plus costs, fees, and surcharges imposed under ch. 814, may be
150 commenced. The county may commence action under s. 778.10. The citation may
151 be used as the complaint in the action for the collection of the forfeiture, plus costs,
152 fees, and surcharges imposed under ch. 814.

153
154 D. If the alleged violator does not make a cash deposit and fails to appear in court at
155 the time specified in the citation, the court may issue a summons or warrant for the
156 defendant's arrest or consider the nonappearance to be a plea of no contest and
157 enter judgment accordingly if service was completed as provided under par. (e) or
158 the county, town, city, village, town sanitary district, or public inland lake protection
159 and rehabilitation district may commence an action for collection of the forfeiture,
160 plus costs, fees, and surcharges imposed under ch. 814. The county may
161 commence action under s. 778.10. The citation may be used as the complaint in
162 the action for the collection of the forfeiture, plus costs, fees, and surcharges
163 imposed under ch. 814. If the court considers the nonappearance to be a plea of no
164 contest and enters judgment accordingly, the court shall promptly mail a copy or
165 notice of the judgment to the defendant. The judgment shall allow the defendant not
166 less than 20 days from the date of the judgment to pay any forfeiture, plus costs,
167 fees, and surcharges imposed under ch. 814. If the defendant moves to open the
168 judgment within 6 months after the court appearance date fixed in the citation, and
169 shows to the satisfaction of the court that the failure to appear was due to mistake,
170 inadvertence, surprise, or excusable neglect, the court shall reopen the judgment,
171 accept a not guilty plea and set a trial date.

172

173 E. A judgment may be entered under par. (d) if the summons or citation was served as
174 provided under s. 968.04 (3) (b) 2. or by personal service by the county.

175 Section 2. This ordinance shall become effective upon passage and publication.

176 Section 3. The repeal and recreation of any section herein shall not have any effect on
177 existing litigation and shall not operate as an abatement of any action or proceeding then
178 pending or by virtue of the repealed sections.

179 Section 4. All ordinances and parts of ordinances in conflict herewith are hereby
180 repealed.

ORDINANCE NO. 6-2020

Amending Chapter 238. Storage Fees and Creating Vehicle Impoundment and Abandonment Ordinance.

The County Board of Supervisors of Green Lake County, Green Lake Wisconsin, duly assembled at its regular meeting begun on the 16th day of June 2020, does ordain as follows:

1 **NOW, THEREFORE, THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY**
2 **OF GREEN LAKE DOES ORDAIN AS FOLLOWS:**

3 Section 1. Green Lake County Ordinance No. 851-06, adopted on February 21, 2006, and
4 as amended from time-to-time is hereby amended as follows:

Roll Call on Ordinance No. 6-2020

Submitted by Judicial Law and
Emergency Management
Committee:

Ayes , Nays , Absent , Abstain

/s/ Joe Gonyo

Joe Gonyo, Chair

Passed and Enacted/Rejected this 16th
day of June, 2020.

Ken Bates

/s/ Keith Hess

Keith Hess

County Board Chairman

/s/ Don Lenz

Don Lenz

ATTEST: County Clerk
Approve as to Form:

/s/ Sue Wendt

Sue Wendt

Corporation Counsel

5 Create Article I. Storage Fees

6 §238-1. Authority

7 This chapter is adopted in consonance with §810.10, Wis. Stats.

8 §238-2 Findings.

9 Green Lake County has a very limited amount of space to store items seized due to civil
10 process seizures or items no longer needed for investigative purposes.

11 §238-3. Method of determining daily charges and payment requirements.

12 A. A storage area is determined as any portion thereof of one layer of a nine-foot-by-
13 eighteen-foot area.

14 B. Fees are as follows:

15 (1) Per day per locked outside storage area: \$15.

16 (2) Per day per locked inside storage area: \$25.

17 (3) If a unit takes up more area than one storage area, it will be assessed charges
18 on whatever area it takes up on a per-area, per-day basis.

19 (4) Fees will be assessed from the date the person or company is notified the
20 item(s) are in storage through the day the items are removed from storage.

21 C. Towing. If towing is required to move the item to storage, the cost of that towing
22 must be paid to the towing vendor or reimbursed to the Green Lake County
23 Sheriff's Office before the item will be released.

24 D. Payment is required in full for towing and all storage costs prior to the release of
25 any items.

26 E. Failure to remove the item(s) within seven days of the mailing of a written request
27 for removal from the Sheriff will result in the discarding or sale of the property and
28 collection steps being taken for any amounts due the Sheriff's Office for towing and
29 storage of the property after any proceeds or costs from the sale are realized.

30 Section 2. Chapter 238, Article II, Vehicle impoundment and abandonment is hereby
31 created.

32 Article II, Vehicle Impoundment and Abandonment

33 §238-20. Definitions.

34 "Owner" means a person who holds the legal title of a vehicle, except that if legal title is

35 held by a secured party with the immediate right of possession of the vehicle vested in the
36 debtor, the debtor is the owner for purposes of this ordinance. Owner also includes a
37 Lessee in a consumer lease for a vehicle (See Wis. Stat §429.10(17)).

38 “Lienholder” means a Lessor (as defined in Wis. Stat. §429.104(18)), or a creditor or party
39 that holds a legally enforceable right to a vehicle.

40 §238-21. Authority. This ordinance is enacted pursuant to the authority found in Wis. Stat.
41 §66.0139 and §342.40 (3).

42 §238-22 Release of Vehicle. Whenever the Sheriff determines that any motor vehicle,
43 trailer, semitrailer or mobile home (collectively hereinafter "vehicle") which had been
44 impounded by the County for purposes of evidence or other law enforcement purpose can
45 be reclaimed or is abandoned pursuant to Wis. Stat. § 342.40(1m), and the vehicle has
46 remained unclaimed for a period of 30 days, the owner and any lienholder of record shall
47 be given written notice by certified mail containing the following information:

48 A. The make, model and serial number of the vehicle, and the place where the vehicle
49 is being held.

50 B. The amount of the towing charge, if any, and that it must be paid before the vehicle
51 is released.

52 C. The vehicle must be reclaimed within ten (10) days of receipt of notice.

53 D. Failure of the owner or lienholders to reclaim the vehicle within ten (10) days shall
54 be deemed a waiver of all right, title and interest in the vehicle and a consent to the
55 sale of the vehicle and the vehicle shall be deemed abandoned.

56 §238-23 Sale of Vehicle.

57 A. The vehicle may be disposed of by sealed bid or auction sale. Notice of sale shall
58 be given as a Class 1 notice in the official County newspaper and posted in the
59 Government Center. If deemed inadequate by the Sheriff or his/her designee, all
60 bids may be rejected. If all bids are rejected or no bids are received, the County
61 may either readvertise the sale, adjourn the sale to a definite date, sell the vehicle
62 at a private sale, junk the vehicle, or donate to a nonprofit organization. If the Sheriff
63 or his/her designee determines that the costs of disposing of the vehicle would
64 exceed the value of the vehicle, the vehicle can be junked, sold without notice, or
65 donated to a nonprofit organization.

66 1. If disposal of the vehicle is not sold at public sale, the Sheriff shall maintain an
67 inventory of the vehicles, a record of the date and method of disposal, including
68 any consideration for the property, if any, and the name and address taking
69 possession of the property.

70 2. The inventory shall be kept for two years from the date the property was
71 disposed.

72 B. Upon sale of the vehicle, the County shall supply the purchaser with a completed
73 form designed by the Wisconsin Department of Transportation enabling the
74 purchaser to obtain a regular certificate of title for the vehicle.

75 C. The purchaser shall have ten (10) days to remove the vehicle, but shall pay a \$10
76 per day storage fee after the 2nd business day subsequent to the sale.

77 D. If the purchaser fails to remove the vehicle ten days after the sale, the purchaser
78 shall forfeit all interest in the vehicle and the vehicle shall be deemed abandoned
79 and may be sold again or donated to a nonprofit organization.

80 E. Proceeds from any sale shall be paid into the County treasury.

81 §238-24 Notice to State. Within five (5) days after the sale or disposal of vehicle, the
82 County shall advise the Wisconsin Department of Transportation of the sale or disposition
83 on a form supplied by the department.

84 §238-25 Enforcement. The costs of disposal not recovered by the sale of the vehicle may
85 be recovered in a civil action by the County against the owner. The owner of a stolen
86 vehicle is not responsible for the costs of impounding and disposing of the vehicle.

87 §238-26 Amendments. Any future amendments, revisions, or modifications of Wis. Stat.
88 §§66.0139 and 342.40(3) are intended to be made part of this ordinance as such
89 amendments, revisions, or modifications are made to those statutes.

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

91 Section 4. The repeal and recreation of any section herein shall not have any effect on
92 existing litigation and shall not operate as an abatement of any action or proceeding then
93 pending or by virtue of the repealed sections.

94 Section 5. All ordinances and parts of ordinances in conflict herewith are hereby
95 repealed.

ORDINANCE NO. 7-2020

Amending Chapter 187 Parks and Recreation, Article III. Park Rules and Regulations

The County Board of Supervisors of Green Lake County, Green Lake Wisconsin, duly assembled at its regular meeting begun on the 16th day of June 2020, does ordain as follows:

- 1 **WHEREAS**, currently Section K. of Ordinance §187-8 does not allow for “carnivals or
- 2 other money-making enterprises” in County parks; and
- 3 **WHEREAS**, there have been non-profit entities that have requested permission to hold
- 4 fund raising activities while sponsoring or holding activities within County parks.

Roll Call on Ordinance No. 7-2020

Submitted by Parks Commission:

Ayes , Nays , Absent , Abstain

Passed and Enacted/Rejected this 16th day of June 2020.

William Boutwell

Jerry Specht

County Board Chairman

Charlie Wielgosh

ATTEST: County Clerk
Approve as to Form:

/s/ Todd Morris
Todd Morris

Corporation Counsel

/s/ Vonn Roberts
Vonn Roberts

/s/ Michael Shattuck
Michael Shattuck

Curt Talma

6 **WHEREAS**, the Parks Commission and the Property and Insurance Committee have
7 reviewed the ordinance and desire an amendment to the ordinance which would allow
8 non-profit entities to fundraise in county parks.

9 **NOW, THEREFORE, THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY**
10 **OF GREEN LAKE DOES ORDAIN AS FOLLOWS:**

11 Section 1. Green Lake County Ordinance, Section. 187-8 K. is amended as follows:

12 ~~K. No carnivals or other money-making enterprises shall be permitted on any park or~~
13 ~~recreational area grounds except for the sale of merchandise by the concessionaire at~~
14 ~~Margaret Dodge Memorial Park.—Disc golf will be allowed at Zobel Memorial Park, and~~
15 ~~fund raising will be allowed to support the disc golf course.~~

16 Section 2. Green Lake County Ordinance, Section 187-8.2 is created:

17 187-8.2 Fundraising in County Parks

18 A. Definitions

19 “Fundraise/fundraising” means to collect money or engage in the organized activity
20 of raising funds for a non-profit or by selling merchandise or accepting donations.

21 “Non-profit” means any organization recognized by the Internal Revenue Service as
22 a tax exempt organization under Section 501 (a) and (c) of the Internal Revenue
23 Code, or a group organized for purposes other than generating profit and in which
24 no part of the organization’s income is distributed to its members, directors, or
25 officers.

26 “Merchandise” means goods to be sold, including but not limited to food and
27 beverages.

28 B. Sale of merchandise/fundraising

29 1. Sale of merchandise is only allowed for the following:

30 a. The concessionaire at Margaret Dodge Memorial Park.

31 2. Fundraising is only allowed for the following:

32 a. Non-profit entities; and,

33 b. Support of the disc golf course at Zobel Memorial Park.

34 Section 4. This ordinance shall become effective upon passage and publication.

35 Section 5. The repeal and recreation of any section herein shall not have any effect on
36 existing litigation and shall not operate as an abatement of any action or proceeding then
37 pending or by virtue of the repealed sections.

38 Section 6. All ordinances and parts of ordinances in conflict herewith are hereby
39 repealed.