



AGENDA
EXECUTIVE COMMITTEE
REGULAR MEETING
WEDNESDAY, FEBRUARY 1, 2017 – 8:00 AM
ADMINISTRATION CENTER - ROOM A-200
121 W. MAIN STREET, PORT WASHINGTON, WI 53074

1. CALL TO ORDER

Roll Call

2. PROPER NOTICE & ADOPTION OF THE AGENDA

3. PUBLIC COMMENTS, CORRESPONDENCE, COMMUNICATIONS

4. APPROVAL OF MINUTES

- a. Executive Committee - Regular Meeting - Jan 4, 2017 8:00 AM

5. ACTION ITEMS

- a. Review/Approve Resolution - RES.16-44: Approving A \$47,465.53 Repayment to the State of Wisconsin
- b. Review/Approve Resolution - RES.16-45: Supporting the Repeal of Reformulated Gasoline Requirements for Ozaukee County and Five Other Southeastern Wisconsin Counties
- c. Review/Approve Resolution - RES.16-46: Labor Association of Wisconsin Ozaukee County Deputies Association - Jail Deputies 2017 Wage Agreement

6. CLOSED SESSION - Pursuant to Section §19.85(1)(e) of the Wis. Stats. Regarding Collective Bargaining Offer to Sheriff's Deputies Association

7. OPEN SESSION

8. DISCUSSION ITEMS

- a. Schedule of County Board Meetings

9. COMMITTEE REPORTS

10. ADJOURNMENT

A quorum of members of committees or the full County Board of Ozaukee County may be in attendance at this meeting for purposes related to committee or board duties, however, no formal action will be taken by these committees or the board at this meeting.

Persons with disabilities requiring accommodations for attendance at this meeting should contact the County Clerk's Office at 262-284-8110, twenty-four (24) hours in advance of the meeting.



MINUTES
EXECUTIVE COMMITTEE
REGULAR MEETING
WEDNESDAY, JANUARY 4, 2017 – 8:00 AM
ADMINISTRATION CENTER - ROOM A-200
121 W. MAIN STREET, PORT WASHINGTON, WI 53074

Draft Minutes Pending Committee Approval

1. CALL TO ORDER

A regular meeting of the Executive Committee was held in room A-200 prior to County Board.

Attendee Name	Title	Status	Arrived
L. Schlenvogt	Chairperson	Present	
P. Melotik	Vice-Chairperson	Present	
J. Rothstein	Supervisor District 26	Present	
D. Becker	Supervisor District 7	Present	
K. Geracie	Supervisor District 15	Present	
K. Hertz	Supervisor District 22	Present	

Staff present: County Administrator Meaux, Assistant County Administrator Dzwinel and County Clerk Winkelhorst.

Others present: Supervisor Korinek.

2. PROPER NOTICE & ADOPTION OF THE AGENDA

Chairperson Schlenvogt called the meeting to order at 8:04 AM. The meeting was properly noticed.

Motion made by Supervisor Becker, seconded by Supervisor Geracie to adopt the agenda as presented. Motion carried. (6-0)

3. PUBLIC COMMENTS, CORRESPONDENCE, COMMUNICATIONS

There were no public comments.

Chairperson Schlenvogt announced that a closed session had been proposed under the provisions of Section 19.85 (1)(c) of the Wisconsin Statutes to consider promotion of Assistant County Administrator to Interim County Administrator effective April 1, 2017.

Motion made by Supervisor Hertz, seconded by Supervisor Rothstein that the committee enters into closed session for this purpose. Roll call vote was taken. All members present voting aye, the motion was declared adopted.

4. CLOSED SESSION - Pursuant to Wis. Stat. 19.85(1)(c) to Consider Promotion of Assistant County Administrator to Interim County Administrator Effective April 1, 2017

Entered into closed session at 8:05 AM.

Present: Schlenvogt, Melotik, Rothstein, Becker, Geracie, Hertz, Korinek, Meaux and Dzwinel.

Minutes Acceptance: Minutes of Jan 4, 2017 8:00 AM (Approval of Minutes)

8:15 AM Supervisor Stumpf joined the meeting.

Motion made by Supervisor Becker, seconded by Supervisor Geracie to reconvene into open session. All members present voting aye. Motion carried. (6-0)

5. OPEN SESSION

Entered into open session at 8:33AM.

Present: All those present in closed session. Ms. Winkelhorst joined the meeting.

6. ACTION ITEMS

- a. Approve and Recommend to the County Board the Appointment of Assistant County Administrator Jason Dzwinel as Interim County Administrator Effective April 1 2017

Motion to approve and recommend to the County Board the appointment of Jason Dzwinel as Interim County Administrator effective April 1, 2017. This will move forward to the County Board for final approval.

EXECUTIVE COMMITTEE	
RESULT:	APPROVED [UNANIMOUS]
MOVER:	J. Rothstein, Supervisor District 26
SECONDER:	K. Geracie, Supervisor District 15
AYES:	Schlenvogt, Melotik, Rothstein, Becker, Geracie, Hertz

7. RECESS TO COUNTY BOARD

8:34 AM.

8. RECONVENE EXECUTIVE COMMITTEE

10:06 AM Chairperson Schlenvogt reconvened the Executive Committee.

Chairperson Schlenvogt announced that a closed session had been proposed under the provisions of Section 19.85 (1)(g) of the Wisconsin Statutes for the purpose of conferring with legal counsel for the governmental body concerning strategy to be adopted by the body with respect to possible litigation regarding courthouse tower.

Motion made by Supervisor Geracie, seconded by Supervisor Hertz that the committee enters into closed session for this purpose. Roll call vote was taken. All members present voting aye, the motion was declared adopted.

9. CLOSED SESSION - Pursuant to Wis. Stat. 19.85(1)(g) for the Purpose of Conferring with Legal Counsel for the Governmental Body Concerning Strategy to be Adopted by the Body with Respect to Possible Litigation Regarding Courthouse Tower

Entered into closed session at 10:06 AM.

Present: Schlenvogt, Melotik, Rothstein, Becker, Geracie, Hertz, Meaux, Dzwinel, Gorden, Korinek, Stumpf and Winkelhorst.

Joining the meeting by phone were Victor Plantinga and Lora LoCoco from Rose & deJong, s.c.

Discussion on possible litigation regarding the tower.

Minutes Acceptance: Minutes of Jan 4, 2017 8:00 AM (Approval of Minutes)

10:40 AM Supervisor Rothstein excused.

Motion made by Supervisor Becker, seconded by Supervisor Geracie to reconvene into open session. All members present voting aye. Motion carried. (5-0)

10. OPEN SESSION

Entered into open session at 10:59 AM

Present: All those present in closed session.

11. APPROVAL OF MINUTES

- a. Executive Committee - Finance Committee Joint Special Meeting - Oct 31, 2016 6:00 PM

Motion to approve the October 31, 2016 minutes as submitted.

EXECUTIVE COMMITTEE	
RESULT:	APPROVE [UNANIMOUS]
MOVER:	K. Hertz, Supervisor District 22
SECONDER:	K. Geracie, Supervisor District 15
AYES:	Schlenvogt, Melotik, Becker, Geracie, Hertz
EXCUSED:	Rothstein

12. DISCUSSION ITEMS

- a. Schedule of County Board Meetings
January 18 County Board meeting cancelled.

13. COMMITTEE REPORTS

None.

14. ADJOURNMENT

Motion made by Supervisor Becker, seconded by Supervisor Geracie to adjourn. Motion carried. (5-0)

Meeting adjourned at 11:01 AM.

Julianne B. Winkelhorst, County Clerk

Minutes Acceptance: Minutes of Jan 4, 2017 8:00 AM (Approval of Minutes)

RESOLUTION NO. 16-44

APPROVING A \$47,465.53 REPAYMENT TO THE STATE OF WISCONSIN

WHEREAS, Ozaukee County manages the Ozaukee County Revolving Loan Fund (RLF) Program with Community Development Block Grant (CDBG) monies provided by the Wisconsin Department of Administration; and

WHEREAS, Ozaukee County has received CDBG grant money for direct loans to businesses, including Advanced Manufacturing Technologies and Health and Wellness Solutions; and

WHEREAS, per an audit by the Department of Administration, the 2011 State CDBG loan to Advanced Manufacturing Technologies has not met its HUD requirements; and

WHEREAS, Ozaukee County currently has over \$700,000 in its local Revolving Loan Fund; and

WHEREAS, the Department of Administration has requested repayment of the current Advanced Manufacturing Technologies loan to the State to be repaid through the local RLF program; and

WHEREAS Ozaukee Economic Development has reviewed the request and provided a memo, dated January 18, 2017, detailing this request; and

WHEREAS, the Ozaukee County Executive Committee has reviewed the Department of Administration request and recommended approval of this request subject to the conditions contained in the OED memo.

NOW, THEREFORE, BE IT RESOLVED, that the Ozaukee County Board of Supervisors does hereby approve a repayment of \$47,465.53 from its Revolving Loan Fund to State of Wisconsin, per the request from the Department of Administration.

Dated at Port Washington, Wisconsin, this 1st day of February 2017.

SUMMARY: Approve a repayment of \$47,465.53 from the Ozaukee County Revolving Loan Fund to the State of Wisconsin.

VOTE REQUIRED: Majority

EXECUTIVE COMMITTEE

Executive Committee
AGENDA INFORMATION SHEET

AGENDA DATE: February 1, 2017
DEPARTMENT: Economic Development
DIRECTOR: Kathleen Schilling
PREPARER: Julie Winkelhorst

Agenda Summary Approving A \$47,465.53 Repayment to the State of Wisconsin

BACKGROUND INFORMATION: The State's Department of Administration has done an audit of the County's former CDBG loan program. Per its review, Advanced Manufacturing Technologies has not met its HUD jobs requirement and the loan is now in default. The State is requesting repayment of the loan by the County. The loan is to be repaid utilizing the County's Revolving Loan Fund. The Fund will then be repaid by the business on its normal repayment schedule.

ANALYSIS: Please see the attached MEMORANDUM dated January 18, 2017 regarding the conditions and analysis of the loan application.

FISCAL IMPACT: There is no direct fiscal impact for Ozaukee County. The Revolving Loan Fund is money granted to the County through the State's Community Development Block Grant Program. Revolving Loan funds can only be used to loan funds to businesses that qualify, as outlined in the policy and procedures manual.

Balance Current Year: current RLF Balance is \$737,830 (9/30/2016)

Next Year's Estimated Cost:

FUNDING SOURCE:

County Levy: Non-County Levy: X Indicate source: Revolving Loan Fund

RECOMMENDED MOTION: Staff recommends the approval of this repayment.

ATTACHMENTS:

- CDBG RLF request (PDF)



MEMORANDUM

TO: Ozaukee County Executive Committee

FROM: Kathleen Cady Schilling, Executive Director
Ozaukee Economic Development

DATE: January 18, 2017

SUBJECT: **Community Development Block Grant Audit**

Background

In the spring of 2016, Ozaukee County's Community Development Block Grant (CDBG) loans were audited by the Department of Administration. The CDBG program was previously administered by the former Department of Commerce and the Wisconsin Economic Development Corporation. Businesses looking for large loans could work with the State to receive a CDBG loan. The process works that the County is provided a grant and then it loans the money to the business. All underwriting and legal work was done by the State. OED administers the program for County. Under the current system, we are not currently doing any new CDBG loans. CDBG loans are not monitored by the Wisconsin Department of Administration. All funds are then repaid back to the State as the County's Revolving Loan Fund has already met its revenue cap and can receive no further funds.

For the audit, two loans were examined – a Health Wellness \$100,000 loan from 2010 and an Advanced Manufacturing Technologies \$150,000 loan from 2011. Per the monitoring, both loan files were in complete accordance with the requirements for administration. However, each loan had one finding. "A finding represents an issue of non-compliance with CDBG policy or regulatory requirements." Each of the two loans was that the targeted jobs creation goals were not met.

Health and Wellness was to create 16 positions within a two year window. The business has created the positions, but it was not within the two year window. However, the loan has been paid off and is currently closed. No further action for this loan is required.

Advanced Manufacturing Technologies (AMT) was to create 30 jobs by 2013. Due to a loss of a major contract and the economic downturn, AMT was not able to create these positions. The State has requested that the County repay the remaining amount of the loan as the loan is now in default per the contract requirements. On a conference call with the Charles Androsky and David Pawlisch from the Department of Administration, we discussed potential options for the loan.

The loan was underwritten by the State and not the County (including all of the job creation requirements). However, if the State were to pull the loan, it could put the business in a difficult position. Therefore, the State agreed that the loan could be paid back from the County's Revolving Loan Fund and that all repayments by the business would then be put back into our fund. The County's RLF fund currently has over \$700,000 in it. The loan repayment amount would be \$47,465.53. By doing this, the State would fulfill their requirements to HUD, the County would not be required to repay any dollars out of its fund and the business would simply continue paying its loan as planned. The current repayment plan will have the loan closed on December 1, 2018.

Request

Approve the repayment of the CDBG loan by Advanced Manufacturing Technologies by the County's Revolving Loan Fund.

* * *

RESOLUTION NO. 16-45

SUPPORTING THE REPEAL OF REFORMULATED GASOLINE REQUIREMENTS FOR OZAUKEE COUNTY AND FIVE OTHER SOUTHEASTERN WISCONSIN COUNTIES

WHEREAS, gasoline typically contains multiple types of additives to improve vehicle performance or improve the chemical stability of the product, and in some counties gasoline is required to be reformulated with the goal of decreasing air pollution; and

WHEREAS, the federal Clean Air Act of 1990 required the use of reformulated gasoline with oxygen additives in certain areas that have substantial ozone pollution, and subsequent amendments in 1995 required reformulated gasoline to be used in Ozaukee, Washington, Waukesha, Milwaukee, Racine, and Kenosha counties in southeastern Wisconsin; and

WHEREAS, reformulated gasoline is a contributing factor towards higher gas prices and can lead to local prices that are 25 cents or more in additional costs per gallon due to additional processing and labor; and

WHEREAS, this has led to Ozaukee County residents paying an additional \$5 to \$12, depending upon the size of their gas tank; the time of year; and other market conditions, for every trip to a gas station to fill up their entire gas tank compared to motorists in other parts of the State of Wisconsin; and

WHEREAS, the US Environmental Protection Agency, Wisconsin Department of Natural Resources, and other research has suggested that reformulated gasoline does not have a significant impact in improving air quality; and

WHEREAS, since the passage of the rule requiring use of reformulated gasoline, there have been significant improvements in technology including the development and sale of nearly 3.7 million hybrid and electric vehicles through 2014; better emission-control technology on vehicles; better fuel mileage; and overall quality improvements in conventional fuel blends; and

WHEREAS, the number of miles driven per year in the United States has remained flat for 8 consecutive years as reported by the US Department of Transportation, and fewer miles being driven will also result in less air pollution; and

NOW, THEREFORE, BE IT RESOLVED, that the Ozaukee County Board of Supervisors urge the Governor and Legislature to ask Congress for a full repeal of rules requiring usage of reformulated gasoline with the specific intent of reducing air pollution for Ozaukee, Washington, Waukesha, Milwaukee, Racine, and Kenosha counties in southeastern Wisconsin.

FURTHER RESOLVED, that upon adoption the County Clerk shall submit copies of the resolution to the affected counties encouraging those County Boards to consider and adopt the same or similar resolution as well as passing along a certified copy of the resolution to the members of the Ozaukee County Congressional and Legislative Delegation and Governor Scott Walker.

Dated at Port Washington, Wisconsin, this 1st day of February 2017.

SUMMARY: Request for Repeal of Reformulated Gasoline Requirements for Ozaukee County and Five Other Southeastern Wisconsin Counties.

VOTE REQUIRED: Majority

EXECUTIVE COMMITTEE

Executive Committee
AGENDA INFORMATION SHEET

AGENDA DATE:	February 1, 2017
DEPARTMENT:	Administrator
DIRECTOR:	Tom Meaux
PREPARER:	Chad Balke

Agenda Summary Supporting the Repeal of Reformulated Gasoline Requirements for Ozaukee County and Five Other Southeastern Wisconsin Counties

BACKGROUND INFORMATION: The Clean Air Act of 1990 contains provisions for multiple types of air quality regulations. Amendments occurred in 1995 to impose requirements that Ozaukee, Washington, Milwaukee, Waukesha, Racine, and Kenosha counties use special reformulated gasoline along with other metro areas of the country. The intent of the rule was to introduce reformulated gasoline with the goal of contributing to decreasing air pollution in the Greater Milwaukee area.

Reformulated gasoline includes certain additives that can help reduce air pollution. However, multiple other factors have helped reduce air pollution in the last two decades as well. Significant technological improvements have resulted in approximately 3.7 million hybrid and electric vehicles on the roadways at the end of 2014. Additionally, conventional blends of gasoline (whether reformulated or not) have consistently improved over time. When refiners improve gasoline blends it leads to cleaner burning, more efficient, and more chemically stable fuels compared to the products produced more than 20 years ago. Vehicles in general have also become more fuel-efficient and emissions-control technology has improved greatly. Finally, when people drive less it leads to less emissions. According to the US Department of Transportation, the number of miles driven annually has been flat for nearly eight consecutive years after many years of growth.

Wisconsin Department of Natural Resources, US Environmental Protection Agency, and other organizations have conducted research on the results of reformulated gasoline. Some of this research is inconclusive that reformulated gasoline has a significant impact on air quality.

This reformulated gasoline takes more processing and labor to produce, and this results in higher costs which is then passed on to the consumer. In some examples (the AAA daily fuel gauge website can be used to compare prices) prices in the Milwaukee Metro area have been 25 to 35 cents more expensive than other areas of the State. Various factors like, economic conditions, time of the year, location, and the size of a gasoline tank will influence the amount paid at the pump by consumers. The added costs associated with reformulated gasoline results in Ozaukee County residents paying \$5 to \$12 more than other metro areas. Retailers have also reported

cases of citizens avoiding businesses within the area to purchase fuel in counties where the reformulated gasoline is not required.

ANALYSIS: N/A

FISCAL IMPACT: N/A

FUNDING SOURCE: N/A

RECOMMENDED MOTION: Approve the resolution requesting the State of Wisconsin to seek approval from the US Environmental Protection Agency to remove Ozaukee County and five other Wisconsin counties from requirements to use reformulated gasoline.

RESOLUTION NO. 16-46

LABOR ASSOCIATION OF WISCONSIN OZAUKEE COUNTY DEPUTIES ASSOCIATION
- JAIL DEPUTIES 2017 WAGE AGREEMENT

RESOLVED, by the Ozaukee County Board of Supervisors, based on contract negotiations, the 2017 labor agreement between Ozaukee County and the Ozaukee County Deputies Association - Jail Deputies, which will be on file in the Department of Human Resources, is hereby ratified and approved. Said contract provides:

Wage Rates for Current Employees:

2017 Wages, effective January 1, 2017 - 2% increase across the board.

Dated at Port Washington, Wisconsin, this 1st day of February 2017.

SUMMARY: Approval of the 2017 labor agreement between Ozaukee County and the Ozaukee County Deputies Association - Jail Deputies.

VOTE REQUIRED: Majority

EXECUTIVE COMMITTEE

Executive Committee
AGENDA INFORMATION SHEET

AGENDA DATE: February 1, 2017
DEPARTMENT: Human Resources
DIRECTOR: Jason Dzwinel
PREPARER: Jason Dzwinel

Agenda Summary Labor Association of Wisconsin Ozaukee County Deputies Association - Jail Deputies 2017 Wage Agreement

BACKGROUND INFORMATION: Act 10 made various changes to limit collective bargaining for all public employees, with the exception of protected service Wisconsin Retirement System (WRS) employees to wages. This agreement reflects the results of bargaining with the County’s Jail Unit Deputies under Act 10 this contract is limited to one year.

ANALYSIS: This agreement on wages provides internal equity with all other employees for a wage increase of 2% in 2017. The 2% increase was budgeted in the 2017 budget as approved by the County Board in November in Resolution 16-30.

(4) Labor Association of Wisconsin Jail Deputies Union Wage Scale

	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8
Jailor - Hired after 7/1/2011	\$23.35	\$23.99	\$24.62	\$25.27	\$25.90	\$26.54		
Jailor - Hired before 7/1/2011	\$22.06	\$23.28	\$24.47	\$25.66	\$26.86	\$28.05	\$29.26	\$30.45
Jail Sergeant	\$26.09	\$27.50	\$28.63	\$30.29	\$31.71	\$33.11	\$34.52	\$35.91

FISCAL IMPACT: \$30,000

FUNDING SOURCE: Budgeted County Levy

RECOMMENDED MOTION: Staff respectfully requests that the Committee and Board approve the Labor Agreement with the Labor Association of Wisconsin Jail Unit representing Sworn Jail Deputies and Jail Sergeants of the Ozaukee County Sheriff’s Department and implement the wage rates approved in Resolution 16-30 effective January 1, 2017.

EXECUTIVE COMMITTEE