

**RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF
\$2,710,000 GENERAL OBLIGATION REFUNDING BONDS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the County Board of Supervisors of Manitowoc County, Wisconsin (the
2 "County") hereby finds and determines that it is necessary, desirable and in the best interest of
3 the County to raise funds for the purpose of paying the cost of refunding obligations of the
4 County, including interest on them, specifically, the 2013 through 2017 maturities of the General
5 Obligation Corporate Purpose Bonds, dated May 15, 2002 (the "Refunded Obligations")
6 (hereinafter the refinancing of the Refunded Obligations shall be referred to as the "Refunding"),
7 and there are insufficient funds on hand to pay said cost;

8
9 WHEREAS, the County Board of Supervisors deems it to be necessary, desirable and in
10 the best interest of the County to refund the Refunded Obligations for the purpose of achieving
11 debt service cost savings;

12
13 WHEREAS, counties are authorized by the provisions of Section 67.04, Wisconsin
14 Statutes, to borrow money and issue general obligation refunding bonds to refinance their
15 outstanding obligations; and

16
17 WHEREAS, it is the finding of the County Board of Supervisors that it is necessary,
18 desirable and in the best interest of the County to authorize the issuance of and to sell its general
19 obligation refunding bonds (the "Bonds") to Robert W. Baird & Co. Incorporated (the
20 "Purchaser"), pursuant to the terms and conditions of its bond purchase proposal attached hereto
21 as Exhibit A and incorporated herein by this reference (the "Proposal").

22
23 NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of the
24 County that:

25
26 Section 1. Authorization and Sale of the Bonds. For the purpose of paying the cost of
27 the Refunding, there shall be borrowed pursuant to Section 67.04, Wisconsin Statutes, the
28 principal sum of TWO MILLION SEVEN HUNDRED TEN THOUSAND DOLLARS
29 (\$2,710,000) from the Purchaser in accordance with the terms and conditions of the Proposal.
30 The Proposal is hereby accepted, and the Chairperson and County Clerk or other appropriate
31 officers of the County are authorized and directed to execute an acceptance of the Proposal on
32 behalf of the County. To evidence the obligation of the County, the Chairperson and County
33 Clerk are hereby authorized, empowered and directed to make, execute, issue and sell to the
34 Purchaser for, on behalf of and in the name of the County, the Bonds aggregating the principal
35 amount of TWO MILLION SEVEN HUNDRED TEN THOUSAND DOLLARS (\$2,710,000)
36 for the sum set forth on the Proposal, plus accrued interest to the date of delivery.

37
38 Section 2. Terms of the Bonds. The Bonds shall be designated "General Obligation
39 Refunding Bonds"; shall be issued in the aggregate principal amount of \$2,710,000; shall be
40 dated October 11, 2011; shall be in the denomination of \$5,000 or any integral multiple thereof;

41 shall be numbered R-1 and upward; and shall bear interest at the rates per annum and mature on
42 November 1 of each year, in the years and principal amounts as set forth on the Pricing
43 Summary attached hereto as Exhibit B-1 and incorporated herein by this reference. Interest is
44 payable semi-annually on May 1 and November 1 of each year commencing on May 1, 2012.
45 Interest shall be computed upon the basis of a 360-day year of twelve 30-day months and will be
46 rounded pursuant to the rules of the Municipal Securities Rulemaking Board. The schedule of
47 principal and interest payments due on the Bonds is set forth on the Debt Service Schedule
48 attached hereto as Exhibit B-2 and incorporated herein by this reference (the "Schedule").
49

50 Section 3. Redemption Provisions. The Bonds shall not be subject to optional
51 redemption.
52

53 Section 4. Form of the Bonds. The Bonds shall be issued in registered form and shall be
54 executed and delivered in substantially the form attached hereto as Exhibit C and incorporated
55 herein by this reference.
56

57 Section 5. Tax Provisions.
58

59 (A) Direct Annual Irrepealable Tax Levy. For the purpose of paying the
60 principal of and interest on the Bonds as the same becomes due, the full faith, credit and
61 resources of the County are hereby irrevocably pledged, and there is hereby levied upon all of
62 the taxable property of the County a direct annual irrepealable tax in the years 2011 through
63 2016 for the payments due in the years 2012 through 2017 in the amounts set forth on the
64 Schedule.
65

66 (B) Tax Collection. So long as any part of the principal of or interest on the
67 Bonds remains unpaid, the County shall be and continue without power to repeal such levy or
68 obstruct the collection of said tax until all such payments have been made or provided for. After
69 the issuance of the Bonds, said tax shall be, from year to year, carried onto the tax roll of the
70 County and collected in addition to all other taxes and in the same manner and at the same time
71 as other taxes of the County for said years are collected, except that the amount of tax carried
72 onto the tax roll may be reduced in any year by the amount of any surplus money in the Debt
73 Service Fund Account created below.
74

75 (C) Additional Funds. If at any time there shall be on hand insufficient funds
76 from the aforesaid tax levy to meet principal and/or interest payments on said Bonds when due,
77 the requisite amounts shall be paid from other funds of the County then available, which sums
78 shall be replaced upon the collection of the taxes herein levied.
79

80 Section 6. Segregated Debt Service Fund Account.
81

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

87 fund.

88 Within the debt service fund, there hereby is established a separate and distinct account
89 designated as the "Debt Service Fund Account for \$2,710,000 General Obligation Refunding
90 Bonds, dated October 11, 2011" (the "Debt Service Fund Account") and such account shall be
91 maintained until the indebtedness evidenced by the Bonds is fully paid or otherwise
92 extinguished. The County Treasurer shall deposit in the Debt Service Fund Account (i) all
93 accrued interest received by the County at the time of delivery of and payment for the Bonds; (ii)
94 any premium not used for the Refunding which may be received by the County above the par
95 value of the Bonds and accrued interest thereon; (iii) all money raised by the taxes herein levied
96 and any amounts appropriated for the specific purpose of meeting principal of and interest on the
97 Bonds when due; (iv) such other sums as may be necessary at any time to pay principal of and
98 interest on the Bonds when due; (v) surplus monies in the Borrowed Money Fund as specified
99 below; and (vi) such further deposits as may be required by Section 67.11, Wisconsin Statutes.

100

101 (B) Use and Investment. No money shall be withdrawn from the Debt Service
102 Fund Account and appropriated for any purpose other than the payment of principal of and
103 interest on the Bonds until all such principal and interest has been paid in full and the Bonds
104 canceled; provided (i) the funds to provide for each payment of principal of and interest on the
105 Bonds prior to the scheduled receipt of taxes from the next succeeding tax collection may be
106 invested in direct obligations of the United States of America maturing in time to make such
107 payments when they are due or in other investments permitted by law; and (ii) any funds over
108 and above the amount of such principal and interest payments on the Bonds may be used to
109 reduce the next succeeding tax levy, or may, at the option of the County, be invested by
110 purchasing the Bonds as permitted by and subject to Section 67.11(2)(a), Wisconsin Statutes, or
111 in permitted municipal investments under the pertinent provisions of the Wisconsin Statutes
112 ("Permitted Investments"), which investments shall continue to be a part of the Debt Service
113 Fund Account. Any investment of the Debt Service Fund Account shall at all times conform
114 with the provisions of the Internal Revenue Code of 1986, as amended (the "Code") and any
115 applicable Treasury Regulations (the "Regulations").

116

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

121

122 Section 7. Proceeds of the Bonds; Segregated Borrowed Money Fund. The proceeds of
123 the Bonds (the "Bond Proceeds") (other than any premium not used for the Refunding and
124 accrued interest which must be paid at the time of the delivery of the Bonds into the Debt
125 Service Fund Account created above) shall be deposited into a special fund separate and distinct
126 from all other funds of the County and disbursed solely for the purpose for which borrowed or
127 for the payment of the principal of and the interest on the Bonds. In no event shall monies in the
128 Borrowed Money Fund be used to fund operating expenses of the general fund of the County or
129 of any special revenue fund of the County that is supported by property taxes. In order to
130 accomplish the purpose for which the Bonds are issued, proceeds of the Bonds shall be
131 transferred to the Escrow Account, as provided in Section 18 hereof. Monies in the Borrowed
132 Money Fund may be temporarily invested in Permitted Investments. Any monies, including any

133 income from Permitted Investments, remaining in the Borrowed Money Fund after the purpose
134 for which the Bonds have been issued has been accomplished, and, at any time, any monies as
135 are not needed and which obviously thereafter cannot be needed for such purpose shall be
136 deposited in the Debt Service Fund Account.

137
138 Section 8. No Arbitrage. All investments made pursuant to this Resolution shall be
139 Permitted Investments, but no such investment shall be made in such a manner as would cause
140 the Bonds to be "arbitrage bonds" within the meaning of Section 148 of the Code or the
141 Regulations and an officer of the County, charged with the responsibility for issuing the Bonds,
142 shall certify as to facts, estimates, circumstances and reasonable expectations in existence on the
143 date of delivery of the Bonds to the Purchaser which will permit the conclusion that the Bonds
144 are not "arbitrage bonds," within the meaning of the Code or Regulations.

145
146 Section 9. Compliance with Federal Tax Laws. (a) The County represents and
147 covenants that the projects financed by the Bonds and by the Refunded Obligations and the
148 ownership, management and use of the projects will not cause the Bonds or the Refunded
149 Obligations to be "private activity bonds" within the meaning of Section 141 of the Code. The
150 County further covenants that it shall comply with the provisions of the Code to the extent
151 necessary to maintain the tax-exempt status of the interest on the Bonds including, if applicable,
152 the rebate requirements of Section 148(f) of the Code. The County further covenants that it will
153 not take any action, omit to take any action or permit the taking or omission of any action within
154 its control (including, without limitation, making or permitting any use of the proceeds of the
155 Bonds) if taking, permitting or omitting to take such action would cause any of the Bonds to be
156 an arbitrage bond or a private activity bond within the meaning of the Code or would otherwise
157 cause interest on the Bonds to be included in the gross income of the recipients thereof for
158 federal income tax purposes. The County Clerk or other officer of the County charged with the
159 responsibility of issuing the Bonds shall provide an appropriate certificate of the County
160 certifying that the County can and covenanting that it will comply with the provisions of the
161 Code and Regulations.

162
163 (b) The County also covenants to use its best efforts to meet the requirements and
164 restrictions of any different or additional federal legislation which may be made applicable to the
165 Bonds provided that in meeting such requirements the County will do so only to the extent
166 consistent with the proceedings authorizing the Bonds and the laws of the State of Wisconsin
167 and to the extent that there is a reasonable period of time in which to comply.

168
169 Section 10. Designation as Qualified Tax-Exempt Obligations. The Bonds are hereby
170 designated as "qualified tax-exempt obligations" for purposes of Section 265 of the Code,
171 relating to the ability of financial institutions to deduct from income for federal income tax
172 purposes, interest expense that is allocable to carrying and acquiring tax-exempt obligations.

173
174 Section 11. Execution of the Bonds; Closing; Professional Services. The Bonds shall be
175 issued in printed form, executed on behalf of the County by the manual or facsimile signatures of
176 the Chairperson and County Clerk, authenticated, if required, by the Fiscal Agent (defined
177 below), sealed with its official or corporate seal, if any, or a facsimile thereof, and delivered to
178 the Purchaser upon payment to the County of the purchase price thereof, plus accrued interest to

179 the date of delivery (the "Closing"). The facsimile signature of either of the officers executing
180 the Bonds may be imprinted on the Bonds in lieu of the manual signature of the officer but,
181 unless the County has contracted with a fiscal agent to authenticate the Bonds, at least one of the
182 signatures appearing on each Bond shall be a manual signature. In the event that either of the
183 officers whose signatures appear on the Bonds shall cease to be such officers before the Closing,
184 such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as
185 if they had remained in office until the Closing. The aforesaid officers are hereby authorized and
186 directed to do all acts and execute and deliver the Bonds and all such documents, certificates and
187 acknowledgements as may be necessary and convenient to effectuate the Closing. The County
188 hereby authorizes the officers and agents of the County to enter into, on its behalf, agreements
189 and contracts in conjunction with the Bonds, including but not limited to agreements and
190 contracts for legal, trust, fiscal agency, disclosure and continuing disclosure, and rebate
191 calculation services. Any such contract heretofore entered into in conjunction with the issuance
192 of the Bonds is hereby ratified and approved in all respects.

193
194 Section 12. Payment of the Bonds; Fiscal Agent. The principal of and interest on the
195 Bonds shall be paid by Associated Trust Company, National Association, Green Bay, Wisconsin,
196 which is hereby appointed as the County's registrar and fiscal agent pursuant to the provisions of
197 Section 67.10(2), Wisconsin Statutes (the "Fiscal Agent"). The Fiscal Agency Agreement
198 between the County and the Fiscal Agent shall be substantially in the form attached hereto as
199 Exhibit D and incorporated herein by this reference.

200
201 Section 13. Persons Treated as Owners; Transfer of Bonds. The County shall cause
202 books for the registration and for the transfer of the Bonds to be kept by the Fiscal Agent. The
203 person in whose name any Bond shall be registered shall be deemed and regarded as the absolute
204 owner thereof for all purposes and payment of either principal or interest on any Bond shall be
205 made only to the registered owner thereof. All such payments shall be valid and effectual to
206 satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.

207
208 Any Bond may be transferred by the registered owner thereof by surrender of the Bond at
209 the office of the Fiscal Agent, duly endorsed for the transfer or accompanied by an assignment
210 duly executed by the registered owner or his attorney duly authorized in writing. Upon such
211 transfer, the Chairperson and County Clerk shall execute and deliver in the name of the
212 transferee or transferees a new Bond or Bonds of a like aggregate principal amount, series and
213 maturity and the Fiscal Agent shall record the name of each transferee in the registration book.
214 No registration shall be made to bearer. The Fiscal Agent shall cancel any Bond surrendered for
215 transfer.

216
217 The County shall cooperate in any such transfer, and the Chairperson and County Clerk
218 are authorized to execute any new Bond or Bonds necessary to effect any such transfer.

219
220 Section 14. Record Date. The fifteenth day of each calendar month next preceding each
221 interest payment date shall be the record date for the Bonds (the "Record Date"). Payment of
222 interest on the Bonds on any interest payment date shall be made to the registered owners of the
223 Bonds as they appear on the registration book of the County at the close of business on the
224 Record Date.

225
226 Section 15. Utilization of The Depository Trust Company Book-Entry-Only System. In
227 order to make the Bonds eligible for the services provided by The Depository Trust Company,
228 New York, New York ("DTC"), the County agrees to the applicable provisions set forth in the
229 Blanket Issuer Letter of Representations previously executed on behalf of the County and on file
230 in the County Clerk's office.

231
232 Section 16. Official Statement. The County Board of Supervisors hereby approves the
233 Preliminary Official Statement with respect to the Bonds and deems the Preliminary Official
234 Statement as "final" as of its date for purposes of SEC Rule 15c2-12 promulgated by the
235 Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the
236 "Rule"). All actions taken by officers of the County in connection with the preparation of such
237 Preliminary Official Statement and any addenda to it or Final Official Statement are hereby
238 ratified and approved. In connection with the Closing, the appropriate County official shall
239 certify the Preliminary Official Statement and any addenda or Final Official Statement. The
240 County Clerk shall cause copies of the Preliminary Official Statement and any addenda or Final
241 Official Statement to be distributed to the Purchaser.

242
243 Section 17. Undertaking to Provide Continuing Disclosure. The County hereby
244 covenants and agrees, for the benefit of the owners of the Bonds, to enter into a written
245 undertaking (the "Undertaking") required by the Rule to provide continuing disclosure of certain
246 financial information and operating data and timely notices of the occurrence of certain events in
247 accordance with the Rule. The Undertaking shall be enforceable by the owners of the Bonds or
248 by the Purchaser on behalf of such owners (provided that the rights of the owners and the
249 Purchaser to enforce the Undertaking shall be limited to a right to obtain specific performance of
250 the obligations thereunder and any failure by the County to comply with the provisions of the
251 Undertaking shall not be an event of default with respect to the Bonds).

252
253 The County Clerk, or other officer of the County charged with the responsibility for
254 issuing the Bonds, shall provide a Continuing Disclosure Certificate for inclusion in the
255 transcript of proceedings, setting forth the details and terms of the County's Undertaking.

256
257 Section 18. Escrow Agent; Escrow Agreement; Escrow Account. Associated Trust
258 Company, National Association, Green Bay, Wisconsin, is hereby appointed escrow agent for
259 the County, for the purpose of ensuring the payment of the principal of and interest on the
260 Refunded Obligations (the "Escrow Agent").

261
262 The Chairperson and County Clerk are hereby authorized and directed to execute an
263 escrow agreement substantially in the form attached hereto as Exhibit E (the "Escrow
264 Agreement") (such form may be modified by said officers prior to execution, the execution of
265 such agreement by said officers to constitute full approval of the County Board of Supervisors of
266 any such modifications), with the Escrow Agent, for the purpose of effectuating the provisions
267 of this Resolution.

268
269 The Bond Proceeds allocable to refunding the Refunded Obligations shall be deposited in
270 a refunding escrow account which is hereby created with the Escrow Agent, pursuant to the

271 Escrow Agreement, for the purpose of retaining the required amount of cash, if any, and
272 acquiring the United States obligations provided for in the Escrow Agreement.
273

274 Upon transfer of the Bond Proceeds and any other necessary funds allocable to refunding
275 the Refunded Obligations to the Escrow Account, the taxes heretofore levied to pay debt service
276 on the Refunded Obligations shall be abated to the extent such transfer together with investment
277 earnings thereon is sufficient to pay the principal of and interest on the Refunded Obligations,
278 but such abatement shall not affect the County's pledge of its full faith, credit and resources to
279 make such payments. The refunding escrow account created by the Escrow Agreement shall
280 hereinafter serve as the debt service (or sinking) fund account for the Refunded Obligations.
281 The Escrow Agent shall serve as custodian of said debt service (or sinking) funds.
282

283 Section 19. SLGS Subscriptions. The Escrow Agent and Robert W. Baird & Co.
284 Incorporated are authorized to submit subscriptions for United States Treasury Securities - State
285 and Local Government Series and to purchase other U.S. government securities on behalf of the
286 County in such amount as is necessary in order to carry out the Refunding.
287

288 Section 20. Redemption of the Refunded Obligations. The Refunded Obligations are
289 hereby called for prior payment and redemption on November 1, 2012 at a price of par plus
290 accrued interest to the date of redemption.
291

292 The County hereby directs the Escrow Agent appointed above to cause timely notice of
293 redemption, in substantially the form attached to the Escrow Agreement (the "Notice"), to be
294 provided at the times, to the parties and in the manner set forth on the Notice.
295

296 Section 21. Record Book. The County Clerk shall provide and keep the transcript of
297 proceedings as a separate record book (the "Record Book") and shall record a full and correct
298 statement of every step or proceeding had or taken in the course of authorizing and issuing the
299 Bonds in the Record Book.
300

301 Section 22. Bond Insurance. If the Purchaser of the Bonds determines to obtain
302 municipal bond insurance with respect to the Bonds, the officers of the County are authorized to
303 take all actions necessary to obtain such municipal bond insurance. The Chairperson and County
304 Clerk are authorized to agree to such additional provisions as the bond insurer may reasonably
305 request and which are acceptable to the Chairperson and County Clerk including provisions
306 regarding restrictions on investment of Bond proceeds, the payment procedure under the
307 municipal bond insurance policy, the rights of the bond insurer in the event of default and
308 payment of the Bonds by the bond insurer and notices to be given to the bond insurer. In
309 addition, any reference required by the bond insurer to the municipal bond insurance policy shall
310 be made in the form of Bond provided herein.

311 Section 23. Conflicting Resolutions; Severability; Effective Date. All prior resolutions,
312 rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the
313 provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so
314 conflict. In the event that any one or more provisions hereof shall for any reason be held to be
315 illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The
316 foregoing shall take effect immediately upon adoption and approval in the manner provided by
317 law.

Dated this 20th day of September, 2011.

Respectfully submitted by the
Finance Committee.

Mary Muench, Chair

FISCAL IMPACT: See attachment Exhibit A
Manitowoc County Summary of Refinancing Statement Final

FISCAL NOTE: Reviewed and approved by Comptroller. _____

LEGAL NOTE: Reviewed and approved as to form by Corporation Counsel. _____

APPROVED: _____
Bob Ziegelbauer, County Executive

FINAL

Manitowoc County Summary of Refinancing

Calendar Year	BEFORE REFINANCING				AFTER REFINANCING				TOTAL DEBT SERVICE	TOTAL NEW DEBT SERVICE	DEBT SERVICE SAVINGS
	\$13,500,000 G.O. Corporate Purpose Bonds (CR) Dated May 15, 2002				\$2,710,000 G.O. Refunding Bonds (AR) Dated October 11, 2011						
	PRINCIPAL (11/1)	RATE	INTEREST (5/1 & 11/1)	TOTAL	PRINCIPAL (11/1)	RATE	INTEREST (5/1 & 11/1)	TOTAL			
2011	\$635,000	4.150%	\$177,668	\$812,668	\$20,000	2.000%	\$74,021	\$94,021	\$812,668	\$0	
2012	\$535,000	3.000%	\$151,315	\$686,315	\$55,000	2.000%	\$69,725	\$84,725	\$686,315	\$30,544	
2013	\$535,000	4.500%	\$214,225	\$749,225	\$55,000	2.500%	\$69,725	\$94,725	\$749,225	\$34,840	
2014	\$535,000	4.500%	\$214,225	\$749,225	\$55,000	2.500%	\$69,725	\$94,725	\$749,225	\$34,840	
2015	\$540,000	4.650%	\$216,950	\$756,950	\$55,000	3.000%	\$82,500	\$107,500	\$756,950	\$37,950	
2016	\$540,000	4.750%	\$221,840	\$761,840	\$55,000	3.000%	\$82,500	\$107,500	\$761,840	\$37,950	
2017	\$540,000	4.850%	\$226,190	\$766,190	\$55,000	3.000%	\$82,500	\$107,500	\$766,190	\$37,950	
2018	\$540,000	5.000%	\$232,500	\$772,500	\$55,000	3.000%	\$82,500	\$107,500	\$772,500	\$37,950	
2019	\$540,000	5.000%	\$232,500	\$772,500	\$55,000	3.000%	\$82,500	\$107,500	\$772,500	\$37,950	
2020	\$540,000	5.000%	\$232,500	\$772,500	\$55,000	3.000%	\$82,500	\$107,500	\$772,500	\$37,950	
2021	\$540,000	5.000%	\$232,500	\$772,500	\$55,000	3.000%	\$82,500	\$107,500	\$772,500	\$37,950	
	\$3,860,000		\$709,553	\$4,569,553	\$1,170,000		\$204,418	\$1,374,418	\$2,710,000	\$190,664	

CALLABLE MATURITIES
Refunded with 2007 Bonds

*** REFUNDED WITH 2011 ISSUE.

Sources of Funds		Uses of Funds	
Per Amount of Bonds	2,710,000	Deposit to Net Cash Escrow Fund	2,811,941
Reoffering Premium	155,477	Total Underwriter's Expense	27,100
Total Sources	2,865,477	Bond Counsel (Quote)	8,000
		Rating Agency Fee (Quote)	8,000
		Escrow Agent Fee (Quote)	1,200
		OPA Verification Fee (Quote)	2,500
		Other Start-up & Clearing Expenses	2,250
		Paying Agent Fee	4,161
		Roundoff Amount	4,161
		Total Uses	2,865,477

ROUNDING AMOUNT.....	\$4,161
GROSS SAVINGS.....	\$194,825
PRESENT VALUE SAVINGS \$.....	\$184,758
PRESENT VALUE SAVINGS %.....	6.868%

**RESOLUTION AUTHORIZING AGING AND DISABILITY
RESOURCE CENTER SERVICES AGREEMENT
(ADRC of the Lakeshore)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Board of Supervisors previously endorsed the concept
2 of providing aging and disability resource center services through a regional "ADRC of the
3 Lakeshore" and authorized the ADRC Director and other county officials to meet and confer with
4 Kewaunee county officials for the purpose of preparing an intergovernmental cooperation agreement
5 for the operation of an ADRC to provide services to the residents of both counties; and
6

7 WHEREAS, the Manitowoc County Board of Supervisors directed that the Aging and
8 Disability Resource Center Board review the proposed intergovernmental cooperation agreement
9 and make a recommendation to the county board for an agreement with Kewaunee County that
10 addresses the composition and responsibilities of a joint ADRC board; the services and means by
11 which those services are to be provided to the residents of each county; the responsibilities of each
12 county to provide staff, office space, equipment, infrastructure, and other support; accounting,
13 budgeting, and funding procedures; and legal and personnel services; and
14

15 WHEREAS, the Corporation Counsels for Kewaunee and Manitowoc Counties have
16 prepared an Aging and Disability Resource Center Services Agreement which has been reviewed by
17 representatives from both counties and by the Aging and Disability Resource Center Board, which
18 recommends that Manitowoc County enter into the proposed agreement;
19

20 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
21 authorizes the County Executive to sign the Aging and Disability Resource Center Service
22 Agreement on behalf of Manitowoc County.

Dated this 20th day of September 2011.

Respectfully submitted by the
Aging and Disability Resource Center Board

Susie Maresh, Chair

FISCAL IMPACT: No tax levy impact.

FISCAL NOTE: Reviewed and approved by Comptroller. _____

LEGAL NOTE: Reviewed and approved as to form by Corporation Counsel. _____

APPROVED: _____
Bob Ziegelbauer, County Executive Date

**RESOLUTION AUTHORIZING ESTABLISHMENT OF
MANITOWOC COUNTY RETIREE MEDICAL SAVINGS ACCOUNT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS

1 WHEREAS, the Manitowoc County Board of Supervisors authorized the maintenance of the
2 certain benefits that were provided under the expired AFSCME collective bargaining agreements
3 pending policy development and adoption; and
4

5 WHEREAS, the cash payout of 50% of sick leave upon retirement for persons formerly
6 covered under the expired AFSCME agreements differs from the payout of 58% of sick leave into a
7 post-employment health plan authorized by the Manitowoc County Employee Policy Manual; and
8

9 WHEREAS, the Health Department Local 5068 and Sheriff's Department employees
10 represented by WPPA participate in the post-employment health plan; and
11

12 WHEREAS, the post-employment health plan is being converted to a Manitowoc County
13 Retiree Medical Savings Account as of November 1, 2011, which will allow increased flexibility in
14 the use of funds, including all section 213(d) medical expenses; and
15

16 WHEREAS, in order for Manitowoc County to comply with the federal tax code, all covered
17 employees must have their sick leave retirement payout deposited into the Manitowoc County
18 Retiree Medical Savings Account plan; and
19

20 WHEREAS, depositing the sick leave retirement payout into the Manitowoc County Retiree
21 Medical Savings Account will provide an increased payout and favorable tax treatment at no
22 additional cost to the county;
23

24 NOW THEREFORE, BE IT RESOLVED that all employees receiving a sick leave
25 retirement payout upon retirement from Manitowoc County be enrolled in the Manitowoc County
26 Retiree Medical Savings Account; and
27

28 BE IT FURTHER RESOLVED that this resolution will become effective upon the transfer of
29 funds from the existing Post Employment Health Plan to the Manitowoc County Retiree Medical
30 Savings Account.

Dated this 20th day of September 2011.

Respectfully submitted by the
Personnel Committee

Norbert A. Vogt, Chair

FISCAL IMPACT: None.

RESOLUTION AMENDING EMPLOYEE GRIEVANCE PROCEDURE

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Board of Supervisors adopted Employee Policy Manual
2 Section 14, Employee Grievances, on July 19, 2011 in order to comply with the requirements of
3 2011 Wisconsin Act 10; and

4
5 WHEREAS, the Personnel Committee has continued to review the actions necessary for
6 Manitowoc County to conform its policies to the requirements of Act 10;

7
8 WHEREAS, the Personnel Committee has concluded that an employee should not be
9 charged a filing fee when filing a grievance under the grievance procedure and recommends three
10 changes to Section 14 to assure that it fully conforms to the requirements of Act 10;

11
12 NOW, THEREFORE, BE IT RESOLVED that Employee Policy Manual Section 14,
13 Employee Grievances, is amended effective October 1, 2011, as follows:

14
15 Sec. 14.02(6) is amended by replacing the word “suspension” with the word “discipline.”

16
17 Sec. 14.08(1) is amended by striking the words “and paying a \$250 filing fee.”

18
19 Sec. 14.08(3) is amended by striking the words “and the filing fee.”

Dated this 20th day of September 2011.

Respectfully submitted by the
Personnel Committee

Norbert A. Vogt, Chair

FISCAL IMPACT: None.

FISCAL NOTE: Reviewed and approved by Comptroller. _____

LEGAL NOTE: Reviewed and approved as to form by Corporation Counsel. _____

APPROVED: _____
Bob Ziegelbauer, County Executive

Date

**RESOLUTION AMENDING EMPLOYEE POLICY MANUAL
(Funeral Leave)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS

1 WHEREAS, Manitowoc County has adopted an Employee Policy Manual to ensure fair and
2 equal treatment of County employees and compliance with Federal and State employment laws; and
3

4 WHEREAS, this Policy will not impact Health Department employees represented by Local
5 5068 until the expiration of their Agreement and Sheriff's Department employees represented by
6 WPPA; and
7

8 WHEREAS, the current funeral leave policy provides up to two working days with pay,
9 depending on travel and other extenuating circumstances, in the event of the death of a
10 brother-in-law or sister-in-law of either the employee or the employee's spouse; and
11

12 WHEREAS, providing up to two working days with pay, depending on travel and other
13 extenuating circumstances, in the event of the death of a son-in-law or daughter-in-law corrects an
14 omission in the current personnel policies;
15

16 NOW, THEREFORE, BE IT RESOLVED that the Employee Policy Manual is amended to
17 include up to two working days with pay, depending on travel and other extenuating circumstances,
18 in the event of the death of a son-in-law or daughter in law.

Dated this 20th day of September 2011.

Respectfully submitted by the
Personnel Committee

Norbert A. Vogt, Chair

FISCAL IMPACT: Indeterminable.

FISCAL NOTE: Reviewed and approved by Comptroller. _____

LEGAL NOTE: Reviewed and approved as to form by Corporation Counsel. _____

APPROVED: _____
Bob Ziegelbauer, County Executive

Date

RESOLUTION ACCEPTING MOTORCYCLE ENFORCEMENT GRANT

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Sheriff's Department has been awarded a Motorcycle
2 Enforcement Grant from Wisconsin Department of Transportation to supplement law enforcement
3 wages and fringe benefits during special motorcycle events; and
4

5 WHEREAS, additional law enforcement personnel were utilized at the Hog Rally motorcycle
6 event in June 2011;
7

8 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
9 authorizes the Manitowoc County Sheriff's Department to accept a Motorcycle Enforcement Grant
10 in the amount of \$1,477.37 for wages and fringe benefits from Wisconsin Department of
11 Transportation; and
12

13 BE IT FURTHER RESOLVED that the 2011 budget is amended by the amount of the grant
14 funds received and that the Comptroller/Auditor is directed to record such information in the official
15 books of the County for the year ending December 31, 2011 as may be required.

Dated this 20th day of September 2011.

Respectfully submitted by the
Public Safety Committee

Rick Henrickson, Chair

FISCAL IMPACT: No tax levy impact. Increases revenues and expenditures by \$1,477.37.

FISCAL NOTE: Reviewed and approved by Comptroller. _____

LEGAL NOTE: Reviewed and approved as to form by Corporation Counsel. _____

APPROVED: _____
Bob Ziegelbauer, County Executive Date

**RESOLUTION ADOPTING FINAL
MANITOWOC COUNTY SUPERVISORY DISTRICT PLAN**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Wisconsin counties are required by the Wisconsin Statutes to adopt a tentative
2 supervisory district plan, submit the tentative plan to municipalities in the county to permit the
3 municipalities to divide their jurisdiction into wards in accordance with the tentative plan, conduct a
4 public hearing upon receipt of the last municipal ward plan, and adopt a final county supervisory
5 district plan; and
6

7 WHEREAS, Manitowoc County adopted a tentative Manitowoc County Supervisory District
8 Plan on May 17, 2011, which provided for 25 supervisory districts, and submitted said plan to all of
9 the municipalities for their consideration and preparation of municipal ward plans that are in accord
10 with the county plan; and
11

12 WHEREAS, Manitowoc County amended the tentative Manitowoc County Supervisory
13 District Plan on June 21, 2011 at the request of the City of Manitowoc and the Towns of Manitowoc,
14 Two Rivers, and Schleswig; and
15

16 WHEREAS, the last municipal ward plan necessary to prepare a final Manitowoc County
17 Supervisory District Plan was submitted to the Manitowoc County Clerk on August 24, 2011; and
18

19 WHEREAS, the Special Committee on Number and Apportionment of County Board
20 Supervisory Districts held a public hearing on the final Manitowoc County Supervisory District Plan
21 on September 12, 2011 to allow citizens the opportunity to express their views on the Plan;
22

23 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors
24 hereby adopts the Manitowoc County Supervisory District Plan dated September 20, 2011, which
25 provides for 25 county supervisory districts with the district boundaries as described in detail in text
26 and map form within the plan, a copy of which is on file in the office of the County Clerk; and
27

28 BE IT FURTHER RESOLVED that the Manitowoc County Board Chair shall file a certified
29 copy of the Manitowoc County Supervisory District Plan with the Secretary of State.

Dated this 20th day of September 2011.

Respectfully submitted by the
Special Committee on Number and
Apportionment of County Board Supervisory
Districts

Paul R. Tittl, Chair

FISCAL IMPACT: None.

