

**RESOLUTION AUTHORIZING DESIGNATION, CARRY-OVER, TRANSFER, AND REAPPROPRIATION OF SPECIFIED FUNDS FROM 2008 TO 2009**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, events occur after the adoption of the Annual Budget that affect various program  
2 activities and their appropriations for a given budget year; and

3  
4 WHEREAS, some of the programs, projects, and activities that were planned for the 2008  
5 budget year did not take place, were not completed, or are on-going and must be carried-over into  
6 the next budget year; and

7  
8 WHEREAS, the Comptroller/Auditor has compiled a pre-audit list designating those programs,  
9 projects, activities, and funds that should be carried forward and reappropriated in the 2009 budget;  
10 and

11  
12 WHEREAS, the appropriate oversight committees and the Finance Committee have reviewed  
13 the requests and recommend that the designation, carry-over, and reappropriation requests be  
14 approved; and

15  
16 WHEREAS, Wisconsin statutes and county board rules require that the county board take  
17 official action to authorize the designation, carry-over, and reappropriation of funds; and

18  
19 WHEREAS, sound financial practice requires that such carry-over designations be recorded  
20 in the official books of the County; and

21  
22 WHEREAS, any additional items or adjustments that may be required at the completion of the  
23 County's external audit will be brought to the County Board in a separate resolution at the conclusion  
24 of the field work of the external audit;

25  
26 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors  
27 that the following unreserved, designated funds are authorized to be carried over from the official  
28 books of the County for the year ended December 31, 2008 to the official books of the County for  
29 the year ending December 31, 2009; that the funds are reappropriated and may be expended as  
30 required; and that the 2008 Annual Budget is amended and the appropriate line items in the General  
31 Fund may be increased by the amounts shown:

32  
33

Description/Purpose	Account	Amount
Unres/Desig-Airport	100.34222	10,215.81
Unres/Desig-Mapping	100.34232	29,419.00
Unres/Desig-Area Plan PP	100.34233	47,903.91
Unres/Desig-Silver Lake Dona	100.34235	15,406.82
Unres/Desig-Maribel Caves	100.34236	417.19
Unres/Desig-Public Health	100.34240	25,097.38

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35  
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40

41	Unres/Desig-Veterans Srv	100.34245	39,103.75
42	Unres/Desig-Lnd Rec Modern	100.34270	190,697.73
43	Unres/Desig-Sheriffs Dept	100.34275	2,910.00
44	Unres/Desig-Vehicle Pool PW	100.34277	49,127.00
45	Unres/Desig-EM Communication	100.34279	56,250.00
46	Unres/Desig-Emgt Hazmat	100.34280	169,647.98
47	Unres/Desig-UW Extension	100.34284	13,323.95
48	Unres/Desig-County Board	100.34286	4,000.00
49	Unres/Desig-Elections CC	100.34289	51,455.36
50	Unres/Desig-Radio-Tower Proj	100.34297	840,000.00
51	Unres/Desig-S&W Invasive Spec	207.34250	7,000.00
52	Unres/Desig-IS Email Proj	601.33030	6,864.00;

53  
54 and  
55

56 BE IT FURTHER RESOLVED that the following unreserved, designated funds are authorized  
57 to be carried over from the books of the County for the year ended December 31, 2008 to the official  
58 books of the County for the year ending December 31, 2009; but that the funds may not be  
59 reappropriated or expended without further action by the County Board:

61	Department	Activity	Account	Amount
62	<hr/>			
63	Public Works	Future Capital Projects	100.34295	44,518.80;

64  
65 and  
66

67 BE IT FURTHER RESOLVED that the following grant and project funds are authorized to  
68 be carried over from the official books of the County for the year ended December 31, 2008 to the  
69 official books of the County for the year ending December 31, 2009; that they may be expended; and  
70 that the 2009 Annual Budget is amended and the following line items are increased by the amounts  
71 shown:

73	Description/Purpose	Account	Category	Amount
74	<hr/>			
75	Planning - State Grant Smart Growth	63000.43580.06	Revenue	(201,254)
76	Planning - State Grant Smart Growth	63000.47350	Revenue	(117,081)
77	Planning - State Grant Smart Growth	63000.52676	Expense	318,335
78	IS - WIJIS State Grant Project	14500.43510.45	Revenue	(69,890)
79	IS - WIJIS State Grant Project	14500.53056	Expense	69,890;

80  
81 and  
82

83 BE IT FURTHER RESOLVED that the following amounts be transferred from one fund to  
84 the other to cover their negative cash position for the December 31, 2008 balance sheet date:

85

86  
87  
88  
89  
90  
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96

From	To	Amount
General Fund	Expo Special Revenue Fund	222,000
WMMIC Liability Insurance Fund	Workers Compensation Fund	367,000;

and;

BE IT FURTHER RESOLVED that the Comptroller/Auditor is directed to record such information in the official books of the County for the year ended December 31, 2008 and for the year ending December 31, 2009 as may be required.

Dated this 21st day of April 2009.

Respectfully submitted by the  
Finance Committee

\_\_\_\_\_  
Ralph Kozlowski, Chair

FISCAL IMPACT: Carries over the amounts specified from the 2008 budget to the 2009 budget and amends the 2009 Annual Budget as stated.

FISCAL NOTE: Reviewed and approved by Comptroller. \_\_\_\_\_

LEGAL NOTE: This resolution amends the budget and requires a two-thirds vote of the entire county board. Reviewed and approved as to form by Corporation Counsel. \_\_\_\_\_

APPROVED:

\_\_\_\_\_  
Bob Ziegelbauer, County Executive

\_\_\_\_\_  
Date



**RESOLUTION AUTHORIZING RESTATEMENT OF 2008 BUDGET  
(Various Activity, Revenue, and Expense Appropriations)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, events occur after the adoption of the annual budget that affect the various  
2 program activities and their appropriation for a given budget year; and  
3

4 WHEREAS, the Comptroller/Auditor has produced a pre-audit report showing the effect of  
5 those events on the various activities and their appropriations for 2008 and has identified certain  
6 adjustments that should be made to reconcile the annual budget; and  
7

8 WHEREAS, sound financial practice requires that such adjustments be recorded in the official  
9 books of the County; and  
10

11 WHEREAS, the Finance Committee has reviewed the pre-audit adjustments shown below and  
12 recommends that such adjustments be made to the county's official books; and  
13

14 WHEREAS, Wisconsin statutes and county board rules require that the county board take  
15 official action to authorize such adjustments; and  
16

17 WHEREAS, any additional adjustments that may be needed at the completion of the county's  
18 external audit will be brought to the county board in a separate resolution;  
19

20 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors  
21 that the following changes to the activity, revenue, and expense appropriations and funds described  
22 are hereby approved:  
23

24	Acct. No.	Department	Account	Amount
25				
26				
27	1.59990	Non-Department	Contingent Fund	(239,769)
28	12100.51200	Clerk of Courts	Wages	17,000
29	12100.51490	Clerk of Courts	Accrued Vacation	6,000
30	12100.51554	Clerk of Courts	Hlth Ins.	15,500
31	12100.52127	Clerk of Courts	Clerical	3,725
32	12300.52115	Reg. In Probate	Medical	19,680
33	12700.51450	Coroner	Extra Hire - Deputies	16,750
34	13200.52110	Corporation Counsel	Atty/Legal	67,100
35	14200.44207	County Clerk	Photo Rev. Passport	(1,500)
36	14200.48500	County Clerk	Donations	(1,500)
37	14200.51200	County Clerk	Wages	1,200
38	14200.51450	County Clerk	Extra Hire	2,200
39	14200.51552	County Clerk	WRS	1,000
40	14200.53010	County Clerk	Printing	1,100

41	14200.58275	County Clerk	Outlay	3,725
42	14210.53008	County Clerk	Postage Abatement	(6,725)
43	14220.53005	County Clerk	Printing	500
44	14300.51100	Personnel	Salaries	7,500
45	14300.51490	Personnel	Accrued Vacation	3,715
46	15100.58100	Comptroller	Outlay	25,300
47	16000.48200	Public Works - Admin	Rent Revenue	(33,000)
48	16050.47440	Public Works - Phone	PBX Revenue	(55,000)
49	16100.43290	Public Works - Crt Hse.	HUD - Crt Hse Dome Grant	(33,500)
50	16100.52103	Public Works - Crt Hse.	Architect Contracted Service	40,000
51	16100.52999	Public Works - Crt Hse.	Other Contracted Service	39,000
52	16200.58100	Public Works - Ofc Complex	Outlay Equip	3,675
53	16300.51200	Public Works - Jail	Wages	43,000
54	16300.51490	Public Works - Jail	Accrued Vacation	12,000
55	16300.51554	Public Works - Jail	Health Ins.	15,000
56	16300.52221	Public Works - Jail	Water/Sewer	2,000
57	16300.52222	Public Works - Jail	Electric	5,000
58	16300.52223	Public Works - Jail	Gas	12,000
59	16750.52418	Public Works - Adm Ofc Bldg	Cleaning Service	775
60	16800.51200	Public Works - Other Property	Other Property	22,400
61	17150.47482	ROD-Land Records	Dept. Charges	(3,000)
62	17150.52507	ROD-Land Records	Contracted Service	28,816
63	21200.51250	Sheriff - Patrol	Over time	72,000
64	21200.51491	Sheriff - Patrol	Accrued Comp.	53,679
65	21200.51552	Sheriff - Patrol	WRS	12,000
66	21200.52405	Sheriff - Patrol	Equip. Maintenance	9,000
67	21200.52415	Sheriff - Patrol	Electrical	19,000
68	21300.51200	Sheriff - Snow mobile	Snow mobile enforcement	3,403
69	25400.52117	Emergency Management	Physical / Mental Exams	1,200
70	25400.52999	Emergency Management	Other Contracted Service	1,000
71	25400.53106	Emergency Management	Hazmat Reimb. Expense	3,000
72	27000.46203	Sheriff - Jail	Medical Reimb.	(22,000)
73	27000.51200	Sheriff - Jail	Wages	15,000
74	27000.51250	Sheriff - Jail	Over time	150,000
75	27000.51491	Sheriff - Jail	Accrued Comp.	24,386
76	27000.51552	Sheriff - Jail	WRS	50,000
77	27000.51554	Sheriff - Jail	Health Ins.	35,000
78	27000.53005	Sheriff - Jail	Operating Supplies	20,000
79	27000.53070	Sheriff - Jail	Food	25,000
80	35100.43532	Airport	State Project Aid	(41,925)
81	35100.48300	Airport	Sale of Equip	(3,891)
82	35100.48961	Airport	Fuel Delcer Revenue	(6,150)
83	35100.58275	Airport	Outlay - Land Improvements	58,184
84	36000.43546	Solid Waste Admin.	Ag Clean Sweep State Rev.	(5,800)
85	36000.43547	Solid Waste Admin.	Household Waste State Rev.	(17,100)
86	36000.52528	Solid Waste Admin.	Hazardous Waste Disposal	22,900
87	54400.52417	Parks-Snow Mobile Trails	Contracted Service	42,798

88	56350.42950	U.W. Extension	State Mtg/Training/Pamphlets	180
89	64000.44401	Board of Adjustment	Board of Adj Fee	(6,869)
90	64000.53038	Board of Adjustment	Mileage	2,000
91	12300.46150.01	Reg. In Probate	Fees-County	(6,200)
92	12300.46150.02	Reg. In Probate	Fees-GAL	(6,000)
93	12700.46200.80	Coroner	Coroner Fees	(5,000)
94	17150.46130.11	ROD-Land Records	Electronic Access Fee Rev.	(25,816)
95	25400.46200.60	Emergency Management	Hazmat - Team Response Rev.	(5,200)
96	27000.46200.08	Sheriff - Jail	Prisoner Board All Other	(10,368)
97	27000.46200.09	Sheriff - Jail	Prisoners Board State	(344,000)
98	27000.46200.12	Sheriff - Jail	GPS Rev.	(92,500)
99	27000.46200.16	Sheriff - Jail	State Criminal Alien Asst. Prog.	(19,600)
100	54400.43570.02	Parks-Snow Mobile Trails	State Aid	(42,798)
101	56350.46700.01	U.W. Extension	State Reimbursement	(180);

102  
103 and

104  
105 BE IT FURTHER RESOLVED that the Comptroller/Auditor is directed to record such  
106 information in the official books of the county for the year ended December 31, 2008 as may be  
107 required.

Dated this 21st day of April 2009.

Respectfully submitted by the  
Finance Committee

\_\_\_\_\_  
Ralph Kozlowski, Chair

FISCAL IMPACT: No tax levy impact. Increases net appropriated 2008 revenues and expenses by \$1,035,391.

FISCAL NOTE: Reviewed and approved by Comptroller. \_\_\_\_\_

LEGAL NOTE: This resolution amends the budget and requires a two-thirds vote of the entire county board. Reviewed and approved as to form by Corporation Counsel. \_\_\_\_\_

APPROVED:

\_\_\_\_\_  
Bob Ziegelbauer, County Executive

\_\_\_\_\_  
Date



**RESOLUTION AUTHORIZING OUT-OF-STATE TRAVEL  
(Liz Johnson)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Information Systems Department maintains and supports critical hardware  
2 and software systems that assist law enforcement agencies, fire departments, and emergency medical  
3 service providers in providing critical care and support services to the citizens of Manitowoc County;  
4 and  
5

6 WHEREAS, the software systems supporting this environment are in a state of constant  
7 change, and the Information Systems Department must stay current with these changes through  
8 continuing education; and  
9

10 WHEREAS, the annual Aegis software systems conference is the primary means by which  
11 Manitowoc County can stay current with these changes and provides an excellent forum to exchange  
12 ideas, learn new methodologies, and participate in hands-on seminars to improve the skill sets  
13 required to maintain the systems;  
14

15 NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors  
16 authorizes Aegis Administrator Liz Johnson to attend the three-day Annual Aegis MSP Users  
17 Conference in Orlando, Florida from May 17 through May 19, 2009.

Dated this 21st day of April 2009.

Respectfully submitted by the  
Finance Committee

\_\_\_\_\_  
Ralph Kozlowski, Chair

FISCAL IMPACT: Travel and conference costs, not to exceed \$1,900, are included in the approved Information Systems budget.

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 CREATING A LONG-TERM CARE DISTRICT**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1           WHEREAS, the State of Wisconsin has authorized expansion of the long-term care program  
2 known as family care; and

3  
4           WHEREAS, the goal of the family care program is to improve people’s lives through:

- 5
- 6           • ACCESS – Improving access to services;
- 7
- 8           • CHOICE – Giving people better choices about the services and supports available
- 9           to meet their needs;
- 10
- 11           • COST-EFFECTIVENESS – Creating a system where planning for resources and
- 12           options to meet an individual’s outcomes also considers the comparative costs of
- 13           those options and resources;
- 14
- 15           • QUALITY – Improving quality through a focus on health and social outcomes;
- 16           and
- 17

18           WHEREAS, the intent of the family care program is to eliminate waiting lists for people  
19 eligible for home and community-based long-term care services; and

20  
21           WHEREAS, Wis. Stat. § 46.2895 provides counties with the legal authority to create a public  
22 entity known as a long-term care district to provide the family care benefit through the operation of  
23 a care management organization; and

24  
25           WHEREAS, a long-term care district, which a county or counties may create by resolution,  
26 operates independently and imposes no financial or legal liability on the counties that form the  
27 district beyond the Basic County Allocation outlined in current state law; and

28  
29           WHEREAS, Wis. Stat. § 46.281(4) provides that a county’s initial annual contribution when  
30 offering family care for the first time will be no more than the county spent on long-term care  
31 services to individuals who would have been eligible for the family care benefit in 2006; and

32  
33           WHEREAS, Wis. Stat. § 46.281(4) further provides that if the county’s initial annual  
34 contribution exceeds 22 percent of the Basic County Allocation, then the amount will be decreased  
35 to 22 percent of the Basic County Allocation over a five-year period; and

36  
37           WHEREAS, Fond du Lac, Manitowoc, and Winnebago counties are planning the formation  
38 of a long-term care district and, once formed, that long-term care district will be required to submit  
39 a response to the State’s request for proposals for a care management organization to provide the  
40 family care benefit in those counties; and

41

42 WHEREAS, the long-term care district service model retains public oversight of a care  
43 management organization through the appointment of a governing board by the participating  
44 counties;

45  
46 NOW, THEREFORE, BE IT RESOLVED by the county board of supervisors of the county  
47 of Manitowoc that:

48  
49 1. This resolution serves as the enabling resolution required by Wis. Stat. § 46.2895(1) for the  
50 formation of a long-term care district.

51  
52 2. Manitowoc County declares that a need exists for it to establish a long-term care district  
53 to provide long-term care services to older persons and adults with physical and developmental  
54 disabilities through a care management organization.

55  
56 3. The purpose of the long-term care district is to operate a care management organization  
57 under Wis. Stat. § 46.284 to provide the family care benefit.

58  
59 4. The long-term care district board will be comprised of 9 voting members. No member may  
60 have a private financial interest in or profit from any contract or other business of the long-term care  
61 district.

62  
63 5. Each county will appoint 3 members, and the members will serve staggered three-year  
64 terms. The initial appointments will include 1 member appointed for 1 year, 1 member appointed  
65 for 2 years, and 1 member appointed for 3 years.

66  
67 6. The members will be appointed by each county's chief executive officer subject to the  
68 approval of the county board. The members will be county residents who reflect the ethnic and  
69 economic diversity of the long-term care district, and at least 1 member from each county will  
70 represent the target populations served by the care management organization.

71  
72 7. The long-term care district board may exercise the powers granted by statute and pursuant  
73 to this resolution only upon the appointment of all of its initial members.

74  
75 8. This resolution has been prepared pursuant to Wis. Stat. § 46.2895 and complies with all  
76 requirements set forth in that statute.

77  
78 9. This resolution will have legal effect and the long-term care district will be created only if  
79 Fond du Lac County and Winnebago County each adopt a resolution creating the long-term care  
80 district that is substantially similar to this resolution; and

81  
82 BE IT FURTHER RESOLVED that the County Clerk shall, as required by Wis. Stat. §  
83 46.2895(1)(a)2, file a certified copy of this resolution with the secretary of the Wisconsin  
84 Department of Administration, the secretary of the Wisconsin Department of Health Services  
85 (formerly known as the Department of Health and Family Services), and the secretary of the  
86 Wisconsin Department of Revenue.

Dated this 21st day of April 2009.

Respectfully submitted by the  
Human Services Board

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Edward C. Rappe, Chair

FISCAL IMPACT: Indeterminable. Caps the county's initial cost as stated in lines 29-31 and subsequent costs as stated in lines 33-35. The final contribution cost as presently calculated by the State is \$1,158,794.

FISCAL NOTE: Reviewed and approved by Comptroller. \_\_\_\_\_

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

APPROVED:

\_\_\_\_\_  
Bob Ziegelbauer, County Executive

\_\_\_\_\_  
Date



**ORDINANCE AMENDING MANITOWOC COUNTY CODE  
(Park Operations)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, Manitowoc County is committed to using its personnel and material resources  
2 in the most efficient manner possible; and  
3

4 WHEREAS, the department directors for the Highway Department and the Planning and Park  
5 Department have indicated that the most efficient use of the personnel and equipment necessary for  
6 the operation of the Manitowoc County park system can be realized by placing the physical operation  
7 of the park system under the aegis of the Highway Department; and  
8

9 WHEREAS, the Personnel Committee has met with the Highway and the Planning and Park  
10 department directors, considered the information that they have provided, concurs in the proposed  
11 reorganization; and recommends that the Manitowoc County Code be amended to permit the change  
12 to take place as quickly as possible;  
13

14 NOW, THEREFORE, the county board of supervisors of the county of Manitowoc does ordain  
15 as follows:  
16

17 Manitowoc County Code sec. 2.02(15) pertaining to the Highway Department is amended to  
18 read as follows:  
19

20 (15) Highway. (a) There is hereby created a Highway Department, and the highway  
21 commissioner appointed by the county executive pursuant to Wis. Stat. § 83.01(1)(c) will serve as  
22 its department director.  
23

24 (b) The Highway Department is responsible for providing for the convenient and safe  
25 transportation of people and goods within Manitowoc County by constructing and maintaining  
26 highways of suitable standards and specifications. Pursuant to Wis. Stat. § 83.035, the highway  
27 commissioner or the highway commissioner's designee is authorized to enter into contracts with  
28 cities, villages, and towns within the county to construct and maintain highways.  
29

30 (c) The Highway Department is responsible for the operation and maintenance of the  
31 Manitowoc County Airport.  
32

33 (d) The Highway Department is responsible for the operation and maintenance of the  
34 Manitowoc County park system.  
35

36 Manitowoc County Code sec. 2.02(17) pertaining to the Planning and Park Department is  
37 amend to read as follows:  
38

39 (17) Planning and Zoning. (a) There is hereby created a Planning and Zoning Department,  
40 with a department director appointed by the county executive pursuant to Wis. Stat. § 59.17(2)(b).

41 (b) The Planning and Zoning Department is responsible for providing the professional  
42 planning services necessary to promote the public health, safety, convenience and general welfare;  
43 to encourage planned and orderly land use development; to protect property values and the property  
44 tax base; and to achieve the purposes for which planning and zoning authority has been granted to  
45 the county pursuant to Wis. Stat. § 59.69(1) and other statutes.

46  
47 (c) The Planning and Zoning Department is responsible for administering the Airport Height  
48 Limitations, General Zoning, Large Wind Energy Systems, Nonmetallic Mining Operations, Private  
49 Sewage Systems, Private Water Systems, Setbacks, Shoreland/Floodplain Zoning, Small Wind  
50 Energy Systems, Standards for Wireless Communications Facilities; and Subdivision Regulations  
51 ordinances.

This ordinance is effective May 1, 2009.

Dated this 21st day of April 2009.

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. \_\_\_\_\_

COUNTERSIGNED: \_\_\_\_\_  
James N. Brey, County Board Chair Date

APPROVED: \_\_\_\_\_  
Bob Ziegelbauer, County Executive Date



**RESOLUTION ADOPTING ONE-YEAR MORATORIUM ON  
APPLICATIONS FOR ADULT ENTERTAINMENT ESTABLISHMENTS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1           WHEREAS, Manitowoc County has only minimal regulations applicable to the review and  
2 approval of adult entertainment establishments; and

3  
4           WHEREAS, a number of citizens have expressed a strong desire for Manitowoc County to  
5 regulate adult entertainment establishments in order to prevent the secondary effects associated with  
6 adult entertainment establishments; and

7  
8           WHEREAS, Manitowoc County needs to conduct a careful review of its ordinances in order  
9 to determine whether it needs to revise existing ordinances or to adopt new ordinances to address  
10 adult entertainment establishments; and

11  
12           WHEREAS, Manitowoc County should impose a moratorium barring the acceptance of  
13 applications for adult entertainment establishments or taking further action on any applications  
14 already received, but not approved, for a period of one year or until the necessary ordinance review  
15 has been completed and any necessary ordinance amendments have been adopted, whichever is less;

16  
17           NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors  
18 as follows:

19  
20           SECTION 1. DECLARATION OF LEGISLATIVE FINDINGS. The location of adult  
21 entertainment establishments without an ordinance in place to specifically address the concerns about  
22 the location of such establishments would have a detrimental effect on the safety and general welfare  
23 of Manitowoc County and its residents.

24  
25           SECTION 2. MORATORIUM. There is hereby imposed a moratorium on the location of  
26 adult entertainment establishments within the county. The moratorium will take effect immediately  
27 upon passage of this resolution by a majority vote, is not subject to a referendum, and will continue  
28 in effect for a period of twelve months, unless terminated at an earlier date by county board  
29 resolution.

30  
31           SECTION 3. PURPOSE. The purpose of this moratorium is to allow the Planning  
32 Department and the Planning and Park Commission adequate time to determine whether existing  
33 ordinances are sufficient or need to be revised to address the concerns relating to the location of adult  
34 entertainment establishments and, if necessary, to develop new ordinances. The Planning and Park  
35 Commission shall study the matter, may seek input from interested citizens, and return a final  
36 recommendation to the county board within 365 days of the date this resolution is adopted.

37  
38           SECTION 4. EFFECT OF MORATORIUM. The county will not accept any application or  
39 act upon any pending application for the location of any adult entertainment establishment in the  
40 county during the time that this moratorium is in effect.

41 SECTION 5. DEFINITIONS. For the purpose of this resolution:  
42

43 “Adult cabaret” means any bar, dance hall, restaurant, or other place of business that features  
44 dancers, exotic dancers, go-go dancers, male or female impersonators or similar entertainers,  
45 strippers, or waiters or waitresses, any of whom engage in or simulate sexual conduct as that term  
46 is defined in Wis. Stat. § 944.21(2)(e), as may be amended from time to time, and any business  
47 establishment that, in a sexual context, advertises or identifies itself using the words adult,  
48 bottomless, nude, topless, or other words of similar import.  
49

50 “Adult entertainment establishment” means any adult bookstore, cabaret, entertainment center,  
51 health or sport club or tavern, massage parlor, sauna, steam room or bathhouse, theater or any other  
52 adult-related business whose primary business activity is characterized by an emphasis on matters  
53 depicting, describing, or relating to nudity, sexual conduct, sexual excitement, sadomasochistic  
54 abuse, or obscene activity.  
55

56 “Adult retail business” means a retail establishment that, for money or any other form of  
57 consideration, has, as one of its principal purposes, the sale, exchange, rental, loan, trade, transfer,  
58 viewing or use off the premises of any adult-oriented merchandise or provides, as its substantial  
59 stock-in-trade, for the sale, exchange, rental, loan, trade, transfer, viewing, or use off the premises  
60 of any adult-oriented merchandise.  
61

62 “Adult-oriented merchandise” means any commodities, goods, product, or other wares,  
63 including but not limited to books, cards, CD-ROMs, DVDs, magazines, pamphlets, periodicals,  
64 posters, or that depict, describe, or simulate sexual anatomical areas or specified sexual activities.  
65

66 “Adult theater” means a building, enclosure, or any portion of a building or enclosure that is  
67 used for presenting material characterized by an emphasis on the depicting, description, or  
68 simulation of sexual anatomical areas or specified sexual activities for observation by patrons and  
69 that excludes minors by virtue of their age.  
70

71 “Nudity” means the display of the human anus, buttock, female breast, male or female genitals,  
72 or pubic area with less than a fully opaque covering or the depiction of covered male genitals in a  
73 discernibly turgid state.  
74

75 “Obscene activity” means an activity that the average person, applying contemporary  
76 community standards, would find that, taken as a whole, appeals to the prurient interest in sex; that  
77 depicts or describes, in a patently offensive way, a specific sexual activity; and that taken as a  
78 whole, lacks serious artistic, literary, political, or scientific value.  
79

80 “Sexual anatomical area” means the human anus, buttock, male or female genitals, or pubic  
81 area if less than fully covered with an opaque covering; the female breast from a point immediately  
82 below the bottom of the areola to a point immediately above the top of the areola; and covered male  
83 genitals in a discernibly turgid state.  
84

85 “Sexual conduct” means an act of masturbation, sexual intercourse, or physical contact with  
86 any person’s clothed or unclothed anus, buttocks, genitals, or pubic area or a female’s breast.  
87

88 "Sexual excitement" means the condition of human male or female genitals in a state of sexual  
89 arousal or stimulation.

90  
91 "Specified sexual activity" means any act of bestiality, cunnilingus, fellatio, intercourse,  
92 masturbation, sodomy, oral copulation; fondling or other erotic touching of the genitals, pubic  
93 region, buttocks, or female breasts, whether clothed or unclothed, of oneself or of one person by  
94 another; human genitals in a state of sexual arousal or stimulation; and excretory functions as part  
95 of or in connection with any of the stated specific sexual activities.

96  
97 SECTION 6. SEVERABILITY. If any provision of this resolution or the application of any  
98 provision of this resolution to any person or circumstance is determined to be invalid, that invalidity  
99 will not affect any other provision or application that can be given effect without the invalid  
100 provision or application.

Dated this 21st day of April 2009.

Respectfully submitted by the  
Planning and Park Commission

\_\_\_\_\_  
Clyde Mueller, 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 AUTHORIZING GRANT APPLICATION  
(Manitowoc River Access)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1       WHEREAS, the Wisconsin Legislature has provided matching grants to assist governmental  
2 units in developing park and recreation facilities; and

3  
4       WHEREAS, the Manitowoc River Access is heavily wooded with little opportunity for the  
5 public to access the Manitowoc River, and a proposed ADA path with fishing access points will  
6 improve the public access to the river; and

7  
8       WHEREAS, the estimated project cost of \$3,960 will be funded with \$1,980 in State grant  
9 funds and the local match will be provided through in-kind services;

10  
11       NOW, THEREFORE, BE IT RESOLVED that Planning and Park Commission staff are  
12 authorized to apply for and accept a Wisconsin Department of Natural Resources grant of \$1,980 for  
13 the construction of an ADA path with fishing access points, with the local match to be provided  
14 through in-kind services; and

15  
16       BE IT FURTHER RESOLVED that the Planning and Park Commission staff are authorized  
17 to sign documents and take the actions necessary to undertake, direct, and complete the project  
18 authorized in the grant; and

19  
20       BE IT FURTHER RESOLVED that Manitowoc County will comply with state and federal  
21 rules for the program; will be responsible for updating plans and monitoring ongoing operations; will  
22 obtain written approval from the Wisconsin Department of Natural Resources before making  
23 changes in the project; and will maintain a record of expenditures; and

24  
25       BE IT FURTHER RESOLVED that revenues in the Park budget are amended by the amount  
26 of the grant and contributions received; that expenditures in the Park budget are amended by an  
27 amount equal to the grant, matching funds, and contributions; and that the Comptroller/Auditor is  
28 directed to record such information in the official books of the County as may be required.

Dated this 21st day of April 2009.

Respectfully submitted by the  
Planning and Park Commission

---

Clyde Mueller, Chair

FISCAL IMPACT:       No additional tax levy impact. Estimated expenses of \$3,960 will be paid  
using \$1,980 in State funds and \$1,980 from in-kind services.





**RESOLUTION AUTHORIZING 2009-2010 SNOWMOBILE TRAIL PROGRAM**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1           WHEREAS, the Wisconsin Snowmobile Aids Program provides funds for the acquisition,  
2 development, and maintenance of public snowmobile trails in eligible counties; and

3  
4           WHEREAS, Manitowoc County has completed 36 years of participation in the Wisconsin  
5 Snowmobile Aids Program by acquiring, developing, insuring, and maintaining public snowmobile  
6 trails in the county in accordance with Wisconsin Department of Natural Resources standards; and

7  
8           WHEREAS, Manitowoc County is eligible to continue its participation in the Snowmobile  
9 Aids Program and has budgeted \$61,275 for a Snowmobile Trail Program to cover the costs for  
10 245.1 miles of trail; and

11  
12           WHEREAS, the Planning and Park Commission has provided the County Board with a trail  
13 system map showing the 245.1 miles of trail that are included in the Snowmobile Trail Program;

14  
15           NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors  
16 approves the trail system map provided by the Planning and Park Commission; and

17  
18           BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors designates  
19 the Planning and Park Commission as the agency to act on behalf of Manitowoc County in  
20 submitting applications for state snowmobile aids for acquisition, bridge rehabilitation, development,  
21 insurance, and maintenance costs of the county's public snowmobile trail system; and

22  
23           BE IT FURTHER RESOLVED that Planning and Park Commission staff are authorized to  
24 sign documents and take the actions necessary to undertake, direct, and complete the 2009-2010  
25 Snowmobile Trail Program; and

26  
27           BE IT FURTHER RESOLVED that upon completion of the acquisition, development, and  
28 redevelopment of the snowmobile trails through the Snowmobile Trail Program, the trails will be  
29 designated as public snowmobile trails; and

30  
31           BE IT FURTHER RESOLVED that Manitowoc County will, subject to the limits of funds  
32 appropriated for such purposes, provide for adequate maintenance of the trails and facilities that have  
33 been funded for acquisition and maintenance through the Wisconsin Snowmobile Trail Program in  
34 accordance with DNR requirements and funding criteria; comply with state and federal rules for the  
35 program; maintain the completed project in an attractive, inviting, and safe manner; keep facilities  
36 open to the general public during reasonable hours consistent with the type of facility; and obtain  
37 approval in writing from the DNR before any changes are made in the use of the project site.

Dated this 21st day of April 2009.

Respectfully submitted by the





**RESOLUTION AUTHORIZING GRANT APPLICATION  
(Cedar Lake Public Access)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Wisconsin Legislature has provided matching grants to assist governmental  
2 units in developing park and recreation facilities; and

3  
4 WHEREAS, the bathroom facility at the Cedar Lake Public Access is inadequate and is not  
5 ADA compliant, and a proposed ADA bathroom facility will improve the public usage of the access;  
6 and

7  
8 WHEREAS, the estimated project cost of \$7,200 will be funded with \$3,600 in State grant  
9 funds and \$1,591 from the Planning and Park Commission Capital Outlay Fund Account, with the  
10 remaining local match provided through in-kind services;

11  
12 NOW, THEREFORE, BE IT RESOLVED that Planning and Park Commission staff are  
13 authorized to apply for and accept a Wisconsin Department of Natural Resources grant of \$3,600 for  
14 the construction of an ADA compliant bathroom facility and use \$1,591 from the Planning and Park  
15 Commission Outlay Fund Account, with the remaining local match to be provided through in-kind  
16 services; and

17  
18 BE IT FURTHER RESOLVED that Planning and Park Commission staff are authorized to  
19 sign documents and take the actions necessary to undertake, direct, and complete the project  
20 authorized in the grant; and

21  
22 BE IT FURTHER RESOLVED that Manitowoc County will comply with state and federal  
23 rules for the program; will be responsible for updating plans and monitoring ongoing operations; will  
24 obtain written approval from the Wisconsin Department of Natural Resources before making  
25 changes in the project; and will maintain a record of expenditures; and

26  
27 BE IT FURTHER RESOLVED that revenues in the Park budget are amended by the amount  
28 of the grant and contributions received; that expenditures in the Park budget are amended by an  
29 amount equal to the grant, matching funds, and contributions; and that the Comptroller/Auditor is  
30 directed to record such information in the official books of the County as may be required.

Dated this 21st day of April 2009.

Respectfully submitted by the  
Planning and Park Commission

\_\_\_\_\_  
Clyde Mueller, Chair

FISCAL IMPACT: No additional tax levy impact. Estimated expenses of \$7,200 will be paid

using \$3,600.00 in State funds and \$1591 from Planning and Park Commission Outlay Fund Account, with the remaining balance from in-kind services.

FISCAL NOTE: Reviewed and approved by Comptroller. \_\_\_\_\_

LEGAL NOTE: This resolution amends the budget and requires a two-thirds vote of the entire county board. Reviewed and approved as to form by Corporation Counsel. \_\_\_\_\_

APPROVED: \_\_\_\_\_ Date  
Bob Ziegelbauer, County Executive



**ORDINANCE AMENDING ZONING MAP  
(Ronald Lese)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Planning and Park Commission, after providing the required notice, held a  
2 public hearing on a petition for a zoning ordinance amendment on March 23, 2009; and

3  
4 WHEREAS, the Planning and Park Commission, after a careful consideration of testimony and  
5 an examination of the facts, recommends that the petition be approved for the reasons stated in the  
6 attached report;

7  
8 NOW, THEREFORE, the county board of supervisors of the county of Manitowoc does ordain  
9 as follows:

10  
11 A parcel of land located in the NW¼, SW¼, Section 6, T21N-R23E, Town of Gibson,  
12 commencing at the W ¼ corner of said Section 6; thence easterly approximately 1448.33  
13 feet; thence southerly approximately 280.00 feet which is the point of real beginning;  
14 thence westerly approximately 150.00 feet; thence southerly approximately 183.00 feet;  
15 thence southeasterly approximately 263.00 feet; thence northerly approximately 398.00  
16 feet to the point of real beginning; said parcel containing approximately 1.0 acre of land,  
17 shall be and is hereby rezoned from A3 Agriculture to C1 Conservancy.

Dated this 21st day of April 2009.

Respectfully submitted by the  
Planning and Park Commission

\_\_\_\_\_  
Clyde Mueller, Chair

FISCAL IMPACT: None.

FISCAL NOTE: Reviewed and approved by Comptroller. \_\_\_\_\_

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

COUNTERSIGNED: \_\_\_\_\_  
James N. Brey, County Board Chair Date

APPROVED: \_\_\_\_\_  
Bob Ziegelbauer, County Executive Date



**RESOLUTION PROCLAIMING TELECOMMUNICATORS WEEK**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, the Manitowoc County Joint Dispatch Center provides emergency  
2 communications for Manitowoc County, the City of Manitowoc, the City of Two Rivers, and the  
3 City of Kiel on a 24-hour basis; and  
4

5 WHEREAS, the President of the United States and Congress have designated the second full  
6 week in April as National Public Safety Telecommunicators Week; and  
7

8 WHEREAS, Manitowoc County recognizes that public safety telecommunicators are the first  
9 and most critical link between our citizens and emergency service providers; that the services they  
10 provide are vital to the health, safety, and welfare of the community; and their commitment and  
11 devotion to public service deserve public recognition;  
12

13 NOW, THEREFORE, BE IT RESOLVED by the Manitowoc County Board of Supervisors  
14 that it joins with the President and Congress in designating the week of April 12-18, 2009 as  
15 National Telecommunicators Week in Manitowoc County to honor these dedicated employees whose  
16 diligence and professionalism keep our county and communities safe.

Dated this 21st day of April 2009.

Respectfully submitted by the  
Public Safety Committee

\_\_\_\_\_  
Rick Henrickson, Chair

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

APPROVED: \_\_\_\_\_ Date  
Bob Ziegelbauer, County Executive



**RESOLUTION OPPOSING INCREASES IN LANDFILL  
TIPPING FEE SURCHARGES AND ELIMINATION OF  
RECYCLING AND SOLID WASTE GRANT PROGRAMS**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1           WHEREAS, the State of Wisconsin mandated recycling in 1990 under 1989 Wisconsin Act  
2 335 and Wis. Admin. Code § NR 544; and

3  
4           WHEREAS, Wis. Admin. Code § NR 544 requires that cities, counties, town, and villages  
5 (collectively known as Municipalities) become responsible units for recycling and that they establish  
6 and pay for effective recycling programs; and

7  
8           WHEREAS, the State originally proposed to cost share 66% of the cost to establish and  
9 maintain effective recycling programs, but currently reimburses Municipalities for less than 30% of  
10 their residential recycling costs; and

11  
12           WHEREAS, the State has imposed levy limits and placed severe financial constraints on  
13 Municipalities, while taking over 111 million dollars from the segregated recycling fund to pay for  
14 other State programs as part of a failed attempt to balance the State's budget; and

15  
16           WHEREAS, the State's last biennial budget increased landfill tipping fee surcharges on every  
17 ton of solid waste disposed of in Wisconsin, excluding high volume industrial by-products; increased  
18 the recycling tip fee surcharge from \$3 per ton to \$4 per ton; and increased the environmental repair  
19 fee from 50 cents per ton to \$1.60 per ton effective November 1, 2007; and

20  
21           WHEREAS, the Governor's current budget proposal seeks another increase in the landfill  
22 tipping fee surcharges effective October 1, 2009; would increase the recycling tip fee surcharge from  
23 \$4 per ton to \$5 per ton; and would increase the environmental repair fee from \$1.60 per ton to \$5  
24 per ton effective July 1, 2009; and

25  
26           WHEREAS, the proposal for a 67% increase in the recycling tip fee surcharge and a 900%  
27 increase in the environmental repair fee would be implemented in the middle of the Municipalities  
28 budget year and would put an increased strain on already stressed Municipal budgets; and

29  
30           WHEREAS, the proposed landfill tipping fee surcharge increases are coupled with the  
31 reduction of Basic Recycling Grants to Municipalities and the elimination of the Clean Sweep  
32 Program for the collection of agricultural, residential, and business hazardous wastes; Prescription  
33 Drug Grant Awards; the Recycling Efficiency Incentive Grant Program, and the Waste Reduction  
34 and Recycling Demonstration Grant Program, and the Business Waste Reduction and Recycling  
35 Assistance Program;

36  
37           NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board of Supervisors  
38 opposes increases in the landfill tipping fee surcharges because of the undue burden that will be  
39 placed on Municipalities and because of the State's practice of misusing segregated recycling funds

40 as General Purpose Revenue;

41

42 BE IT FURTHER RESOLVED that the Manitowoc County Board of Supervisors opposes the  
43 reduction or elimination of recycling and solid waste grant programs and a decrease in the State's  
44 cost share for mandated recycling programs because such changes will reduce collection  
45 opportunities and increase the potential for contamination of Wisconsin's environment through  
46 improper disposal of agricultural, residential, and business hazardous waste and unwanted  
47 pharmaceuticals; and

48

49 BE IT FURTHER RESOLVED that the County Clerk is directed to send a copy of this  
50 resolution to the Governor of the State of Wisconsin, Joint Committee on Finance, each legislator  
51 in the Wisconsin Senate and Assembly who represents constituents from Manitowoc County,  
52 Wisconsin Counties Association, Wisconsin Towns Association, League of Wisconsin  
53 Municipalities, and Wisconsin Alliance of Cities.

Dated this 21st day of April 2009.

Respectfully submitted by the  
Public Works Committee

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Kevin L. Behnke, Chair

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



**RESOLUTION OPPOSING PROPOSED CHANGES  
TO EMPLOYMENT DISCRIMINATION LAW  
(2009 Senate Bill 20)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1 WHEREAS, 2009 Senate Bill 20, currently pending before the Senate Labor, Election and  
2 Urban Affairs Committee, would dramatically change Wisconsin's employment discrimination law  
3 by requiring that courts order the payment of compensatory and punitive damages in all cases of  
4 employment discrimination without setting any limits on the amount of the award; and  
5

6 WHEREAS, 2009 Senate Bill 20 would further dramatically change Wisconsin employment  
7 discrimination law by imposing a surcharge equal to 10% of the compensatory and punitive damages  
8 that are awarded surcharge to be paid to the state's general fund; and  
9

10 WHEREAS, 2009 Senate Bill 20 would fundamentally change the remedial character of  
11 Wisconsin's employment discrimination law and would create a legal environment in which both  
12 the complainant and respondent in discrimination cases have an incentive to litigate claims to the  
13 fullest extent possible; and  
14

15 NOW, THEREFORE, BE IT RESOLVED, that the Manitowoc County Board of Supervisors  
16 opposes the proposed changes to Wisconsin's employment discrimination law that is contained in  
17 2009 Senate Bill 20; and  
18

19 BE IT FURTHER RESOLVED that the County Clerk is directed to send a copy of this  
20 resolution to each legislator in the Wisconsin Senate and Assembly who represents constituents from  
21 Manitowoc County.

Dated this 21st day of April 2009.

Respectfully submitted by

\_\_\_\_\_  
James N. Brey, County Board Chair

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



**RESOLUTION OPPOSING PROPOSED CHANGES TO INSURANCE LAWS  
(2009 Assembly Bill 75)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1           WHEREAS, 2009 Assembly Bill 75, the Governor’s Executive Budget, contains a proposal  
2 that would change existing comparative negligence law so that a defendant with a little as one per  
3 cent of liability could have to pay one hundred percent of the damages in a case; and  
4

5           WHEREAS, 2009 Assembly Bill 75 contains proposals that would change existing insurance  
6 laws and impose new insurance requirements, including, but not limited to, increasing mandatory  
7 minimum auto liability insurance limits; requiring insurance companies to cover “uninsured  
8 motorist” insurance claims even if there was no contact with an insured’s car; changing the definition  
9 of an “underinsured motorist” in a way that will lead to increased insurance claims; allowing  
10 “stacking” of coverage for “underinsured motorists” so that the coverage limits for an accident are  
11 not limited to the policy covering the vehicle involved in the accident; and requiring excess or  
12 umbrella insurers to offer coverage for certain claims when the coverage was not requested by the  
13 insured; and  
14

15           WHEREAS, these changes would significantly increase the cost of insurance for Wisconsin’s  
16 citizens and local units of government and will force counties to increase tax levies or decrease other  
17 services to meet the increased insurance costs;  
18

19           NOW, THEREFORE, BE IT RESOLVED, that the Manitowoc County Board of Supervisors  
20 opposes the proposed changes to comparative negligence and insurance laws contained in 2009  
21 Assembly Bill 75; and  
22

23           BE IT FURTHER RESOLVED that the County Clerk is directed to send a copy of this  
24 resolution to each legislator in the Wisconsin Senate and Assembly who represents constituents from  
25 Manitowoc County.

Dated this 21st day of April 2009.

Respectfully submitted by

\_\_\_\_\_  
James N. Brey, County Board Chair

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



**RESOLUTION ADOPTING IDENTITY THEFT PREVENTION PROGRAM  
(Red Flags Rule)**

TO THE MANITOWOC COUNTY BOARD OF SUPERVISORS:

1           WHEREAS, the Fair and Accurate Credit Transaction Act of 2003, Pub. L. 108-159, requires  
2 creditors and financial institutions with covered accounts to prepare, adopt, and implement a  
3 program to detect, prevent, and mitigate identity theft in connection with covered accounts; and  
4

5           WHEREAS, the Federal Trade Commission has adopted a rule, commonly referred to as the  
6 “Red Flags Rule,” that requires creditors and financial institutions with covered accounts to  
7 implement an identity theft prevention program by May 1, 2009; and  
8

9           WHEREAS, an account is a covered account if the account is one that is offered or maintained  
10 primarily for personal, family, or household purposes and permits multiple payments or transactions  
11 or if there is a reasonably foreseeable risk to the customer or the safety and soundness of the creditor  
12 from identity theft; and  
13

14           WHEREAS, Manitowoc County is a covered entity because some departments maintain  
15 covered accounts within the meaning of the Red Flags Rule by permitting multiple payments after  
16 goods or services have been provided, even though the risk from identity theft is small because of  
17 the nature of the accounts, goods, and services that are made available; and  
18

19           WHEREAS, the failure to adopt and enforce an identity theft prevention program may cause  
20 a covered entity to lose existing federal grants and to be ineligible for future federal grants; and  
21

22           WHEREAS, the Federal Trade Commission rules permit each covered entity to develop its  
23 own program that is tailored to its own size and complexity; and  
24

25           WHEREAS, the Comptroller and Corporation Counsel have prepared a draft identity theft  
26 prevention program that is consistent with Federal Trade Commission guidance that where the risk  
27 of identity theft is low, a creditor’s program may focus on how to respond upon receiving a report  
28 that a person’s identity has been misused in connection with a covered account; and  
29

30           WHEREAS, the draft identity theft prevention policy has been provided to all department  
31 directors for review and comment and to all members of the county board; and  
32

33           WHEREAS, the Finance and Personnel Committees have reviewed the draft identity theft  
34 prevention program and recommend its adoption;  
35

36           NOW, THEREFORE, BE IT RESOLVED that the Manitowoc County Board approves and  
37 adopts the proposed Identity Theft Prevention Program effective May 1, 2009.

Dated this 21st day of April 2009.

Respectfully submitted by the  
Finance Committee

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Ralph Kozlowski, Chair

Personnel Committee

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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:

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Bob Ziegelbauer, County Executive

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Date

