

PROCEEDINGS OF THE
ROCK COUNTY BOARD OF SUPERVISORS

Janesville, Wisconsin
September 12, 2013

The Rock County Board of Supervisors met pursuant to adjournment on September 12, 2013, at 6:00 P.M. in the Courthouse at Janesville, Wisconsin.

Chair Podzilni called the meeting to order. Supervisor Howland gave the invocation.

3. Roll Call. At roll call, Supervisors Peer, Arnold, Grahn, Beaver, Mawhinney, Yankee, Gustina, Bussie, Rundle, Knudson, Kraft, Fell, Howland, Nash, Brill, Wiedenfeld, Jensen, Bostwick, Sweeney, Collins, Owens, Yoss and Podzilni were present. Supervisors Heidenreich, Fox, Richard, Thomas, Pleasant and Wopat were absent. PRESENT – 23. ABSENT – 6.

QUORUM PRESENT

4. Adoption of Agenda.

Supervisors Peer and Nash moved to the Agenda as presented. ADOPTED as presented. Agenda is as follows:

1. CALL TO ORDER
2. INVOCATION & PLEDGE OF ALLEGIANCE
3. ROLL CALL
4. ADOPTION OF AGENDA
5. APPROVAL OF MINUTES – August 8, 2013
6. PUBLIC HEARING
7. CITIZEN PARTICIPATION, COMMUNICATIONS AND ANNOUNCEMENTS
8. NOMINATIONS, APPOINTMENTS AND CONFIRMATION
 - A. Appointments to Aging & Disability Resources Center (ADRC) Advisory Committee
 - B. Appointment to Behavioral Health Redesign Steering Committee
 - C. Appointment to Land Information Council
9. INTRODUCTION OF NEW RESOLUTIONS OR ORDINANCES BY SUPERVISORS FOR REFERRAL TO APPROPRIATE COMMITTEE
10. REPORTS
11. UNFINISHED BUSINESS
12. NEW BUSINESS
 - A. Supplementary Appropriations and Budget Changes - Roll Call
 1. Accepting Additional Community Transformation Grant Funding and Amending the 2013 Rock County Health Department Budget
 2. Amending the 2013 Council on Aging Budget to Adjust Title III Allocations
 3. Approving Additional Contingency Funding and Amending 2013 Budget for the Rock Haven Facility Replacement Project
 4. Authorizing 2013 Lead Based Paint Hazard Control Healthy Homes Grant Program Award Agreement for Rock County
 5. To Accept Funding from Catholic Charities and Modify the 2013 Developmental Disabilities Board Budget
 - B. Bills Over \$10,000 – No Roll Call
 - C. Encumbrances Over \$10,000 – Roll Call
 - D. Contracts – Roll Call
 1. Awarding Contract for Phase II – Courthouse Parking Structure Maintenance

2. Approving Intergovernmental Agreement with the City of Janesville for the HUD Lead Hazard Control and Healthy Homes Grant Program Management Services
 3. Approving Execution of Intergovernmental Agreement Between the Rock-Koshkonong Lake District and Rock County, Wisconsin for Indianford Dam Maintenance Project
 - E. Amending Chapter III, Part I (Traffic Code) of the Rock County Code of Ordinances (Second Reading and Adoption)
 - F. Authorizing Application with Wisconsin Department of Natural Resources for County Fish and Game Project Grant Funds
 - G. Recognizing Diana Fraley for Service to Rock Haven
 - H. Recognizing Carl Rybarczyk
 - I. Authorizing the Issuance and Awarding the Sale of \$6,040,000 General Obligation Promissory Notes; Providing the Form of the Notes; and Levying a Tax in Connection Therewith
 - J. Review of WCA Resolutions
 - K. Claim
13. ADJOURNMENT

5. Approval of Minutes of August 8, 2013.

Supervisors moved the approval of the minutes of August 8, 2013, as presented. ADOPTED as presented by acclamation.

7. Citizen Participation, Communications and Announcements

Tony Farrell, Sr. addressed the Board to give an update on the Suicide Prevention Program being done in the schools. He explained that he believes this program is making a difference and that suicides in Rock County have come down overall. He wanted the Board to know that he is available for this Program not just in the schools, but for the public as well. Other programs the schools will be focusing on this year include: The dangers of drugs and alcohol, driving under the influence, seat belt safety, texting and driving, career day and positive role modeling.

8.A. Appointments to Aging & Disability Resources Center (ADRC) Advisory Committee

NEW APPOINTMENTS: Terms Expiring April 30, 2014

Cheryl Drozdowicz 1525 Shannon Dr. Janesville, WI 53546	Joan Maginot 3024 Windsor Lane Janesville, WI 53546
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Tom Moe
148 E. Deer Run Park Rd.
Edgerton, WI 53534

Terms Expiring April 30, 2015

Birdia McAlister 1410 4 th Street Beloit, WI 53511	Chuck Neeson 1528 Dayton Dr. Janesville, WI 53546
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Clifford Woolever
470 Garfield Ave.
Evansville, WI 53536

Terms Expiring April 30, 2016

Terry Thomas 1425 Clover Lane Janesville, WI 53545	Barbara Vaugn 4614 N. County Rd. Y Milton, WI 53563
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Rob Wilkinson
633 Milton Ave.
Janesville, WI 53545

EFFECTIVE DATE: September 12, 2013
Supervisors Knudson and Gustina moved the above appointments. ADOPTED by acclamation.

8.B. Appointment to the Behavioral Health Redesign Steering Committee

NEW APPOINTMENT: Lynn Larson
Beloit Area Community Health Center
74 Eclipse Center
Beloit, WI 53511

EFFECTIVE DATE: September 12, 2013
Supervisors Knudson and Rundle moved the above appointments. ADOPTED by acclamation.

8.C. Appointment to Land Information Council

NEW APPOINTMENT: Deb DeWitt
C21 Affiliated
5715 Kennedy Road
Janesville, WI 53545

EFFECTIVE DATE: September 12, 2013
Supervisors Beaver and Yoss moved the above appointments. ADOPTED by acclamation.

12.A.1. Accepting Additional Community Transformation Grant Funding and Amending the 2013 Rock County Health Department Budget. Resolution No. 13-9A-392

NOW, THEREFORE BE IT RESOLVED, that the Rock County Board of Supervisors duly assembled on the 12th day of September, 2013 does hereby authorize the Rock County Health Department to accept the additional Rock County Community Transformation Grant funds and amend the 2013 Rock County Health Department Budget as follows:

<u>Account/Description</u>	<u>Budget</u> <u>8/26/13</u>	<u>Increase</u> <u>(Decrease)</u>	<u>Amended</u> <u>Budget</u>
<u>Source of Funds</u>			
31-3161-0000-42100			
Federal Aid	\$450,000	\$3,500	\$453,500
<u>Use of Funds</u>			
31-3161-0000-63110			
Administrative Expense	\$450,000	\$3,500	\$453,500

Supervisors Kraft and Rundle moved the above resolution. ADOPTED on the following roll call vote. Supervisors Peer, Arnold, Grahn, Beaver, Mawhinney, Yankee, Gustina, Bussie, Rundle, Knudson, Kraft, Fell, Howland, Nash, Brill, Wiedenfeld, Jensen, Bostwick, Sweeney, Collins, Owens, Yoss and Podzilni voted in favor. Supervisors Heidenreich, Fox, Richard, Thomas, Pleasant and Wopat were absent. AYES – 23. NOES – 0. ABSENT – 6.

12.A.2. Amending the 2013 Council on Aging Budget to Adjust Title III Allocations
Resolution No. 13-9A-393

NOW, THEREFORE, BE IT RESOLVED by the Rock County Board of Supervisors duly assembled this 12th day of September, 2013 does hereby amend the Adopted 2013 Rock County Council on Aging budget as follows:

<u>Account/Description</u>	<u>Budget at</u> <u>07/01/2013</u>	<u>Increase</u> <u>(Decrease)</u>	<u>Amended</u> <u>Budget</u>
<u>Title III-B (Supportive Services)</u>			
<u>Source of Funds</u>			
30-3901-0000-42100	124,327	469	124,796
Federal Aid			
<u>Use of Funds</u>			
30-3901-0000-62614	8,000	469	8,469
Purchased Services			
<u>Title III-C-1 (Congregate Meals)</u>			
<u>Source of Funds</u>			
30-3903-0000-42100	271,722	5,146	276,868

Proceedings of the Rock County Board of Supervisors
September 12, 2013

Federal Aid

Use of Funds

30-3903-0000-63408	0	5,146	5,146
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Program Supplies

Title III-C-2 (Home Delivered Meals)

Source of Funds

30-3904-0000-42100	93,515	379	93,894
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Federal Aid

Use of Funds

303904-0000-62105	88,078	379	88,457
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Contracted Food Services

Title III-E (National Family Caregiver Support Program)

Source of Funds

30-3915-0000-42100	60,653	6,270	66,923
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Federal Aid

Use of Funds

30-3915-0000-64615	19,477	6,270	25,747
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Client Related Costs

Supervisors Gustina and Arnold moved the above resolution. ADOPTED on the following roll call vote. Supervisors Peer, Arnold, Grahn, Beaver, Mawhinney, Yankee, Gustina, Bussie, Rundle, Knudson, Kraft, Fell, Howland, Nash, Brill, Wiedenfeld, Jensen, Bostwick, Sweeney, Collins, Owens, Yoss and Podzilni voted in favor. Supervisors Heidenreich, Fox, Richard, Thomas, Pleasant and Wopat were absent. AYES – 23. NOES – 0. ABSENT – 6.

12.A.3. Approving Additional Contingency Funding and Amending 2013 Budget for the Rock Haven Facility Replacement Project Resolution No. 13-9A-394

NOW, THEREFORE, BE IT RESOLVED, by the Rock County Board of Supervisors duly assembled this 12th day of September, 2013 that the Contingency budget be increased a total of \$42,527 to cover change orders as recommended by the Samuels Group with funds to come from the Net Assets of the Rock Haven operational account, and that the 2013 budget be amended as follows:

<u>Account/Description</u>	<u>Budget</u> <u>5/31/13</u>	<u>Increase</u> <u>(Decrease)</u>	<u>Amended</u> <u>Budget</u>
<u>Source of Funds</u>			
00-0000-0050-46400			
Net Assets – Rock Haven	\$457,012	\$42,527	\$499,539
<u>Use of Funds</u>			
18-1851-0000-67200			
Capital Project-Rock Haven	\$31,552,012	\$42,527	\$31,594,539

BE IT FINALLY RESOLVED, that the General Services Committee be delegated the authority to approve all change orders for the Rock Haven Facility Replacement Project and report any change orders over \$10,000 to the Rock County board of Supervisors at its regularly scheduled meeting.

Supervisors Owens and Bussie moved the above resolutions. ADOPTED on the following roll call vote. Supervisors Peer, Arnold, Grahn, Beaver, Mawhinney, Yankee, Gustina, Bussie, Rundle, Knudson, Kraft, Fell, Howland, Nash, Brill, Wiedenfeld, Jensen, Bostwick, Sweeney, Collins, Owens, Yoss and Podzilni voted in favor. Supervisors Heidenreich, Fox, Richard, Thomas, Pleasant and Wopat were absent. AYES – 23. NOES – 0. ABSENT – 6.

12.A.4. Authorizing 2013 Lead Based Paint Hazard Control Healthy Homes Grant Program Award Agreement for Rock County Resolution No. 13-9A-395

NOW, THEREFORE, BE IT RESOLVED, that the Rock County Board of Supervisors on the 12th day of September, 2013 hereby accepts the Lead Based Paint Hazard Control Healthy Homes Grant Program Award for \$2,500,000 from the U.S. Department of Housing & Urban Development, and authorizes the County Board Chair to sign the respective Grant Agreement; and,

BE IT FURTHER RESOLVED, that the 2013 Rock County budget be amended as follows:

<u>A/C Description</u>	<u>Budget at 01/01/2013</u>	<u>Increase (Decrease)</u>	<u>Amended Budget</u>
<u>Revenue</u>			
Federal Aid Revenue 64-6465-2013-42100	\$0	\$2,500,000	\$2,500,000
<u>Expense</u>			
Administration Expense 64-6465-2013-63110	\$0	\$230,000	\$230,000
Home Rehabilitation 64-6465-2013-64913	\$0	\$2,070,000	\$2,070,000
Healthy Homes Program Expense 64-6465-2013-64604	\$0	\$200,000	\$200,000

Supervisors Sweeney and Jensen moved the above resolution. ADOPTED on the following roll call vote. Supervisors Peer, Arnold, Grahn, Beaver, Mawhinney, Yankee, Gustina, Bussie, Rundle, Knudson, Kraft, Fell, Howland, Nash, Brill, Wiedenfeld, Jensen, Bostwick, Sweeney, Collins, Owens, Yoss and Podzilni voted in favor. Supervisors Heidenreich, Fox, Richard, Thomas, Pleasant and Wopat were absent. AYES – 23. NOES – 0. ABSENT – 6.

12.A.5. To Accept Funding From Catholic Charities and Modify the 2013 Developmental Disabilities

Board Budget Resolution No. 13-9A-396

NOW, THEREFORE, BE IT RESOLVED that the Rock County board of Supervisors duly assembled this 12th day of September, 2013.

<u>Revenues</u>	<u>Budget At 08/01/2013</u>	<u>Amount of Increase</u>	<u>Amended Budget</u>
33-3310-0000-46900 Refund of Prior Year's Expense	\$0	\$40,000	\$40,000
<u>Expenditures</u>			
33-3310-0000-62601 Purchase of Care	\$1,152,627	\$40,000	\$1,192,627

Supervisors Peer and Fell moved the above resolution. ADOPTED on the following roll call vote. Supervisors Peer, Arnold, Grahn, Beaver, Mawhinney, Yankee, Gustina, Bussie, Rundle, Knudson, Kraft, Fell, Howland, Nash, Brill, Wiedenfeld, Jensen, Bostwick, Sweeney, Collins, Owens, Yoss and Podzilni voted in favor. Supervisors Heidenreich, Fox, Richard, Thomas, Pleasant and Wopat were absent. AYES – 23. NOES – 0. ABSENT – 6.

12.B. Approval of Bills Over \$10,000 Resolution No. 13-9A-397

NOW, THEREFORE BE IT RESOLVED, the Rock County Board of Supervisors at its regular meeting on September 12, 2013, approves payment and authorizes and directs the County Clerk and County Treasurer to pay the same.

Gordie Boucher Ford	Sheriff's Office	Contracted Services	\$10,307.91
Novell, Inc.	Information Technology	Contracted Services	\$34,649.34
Francis, Alvin	Land Conservation	Contracted Services	\$13,805.34

Supervisors Mawhinney and Kraft moved the above resolution. ADOPTED by acclamation.

12.C. Approval of Encumbrances over \$10,000.00 Resolution No. 13-9A-398

NOW, THEREFORE BE IT RESOLVED, the Rock County Board of Supervisors at its regular meeting on September 12, 2013, approves payment and authorizes and directs the County Clerk and County Treasurer to pay the same. Upon acceptance by the Department Head.

Arnold and O'Sheridan Inc.	General Services	Contracted Services	\$79,000.00
	U-W Rock Expansion		
JP Morgan	DPW	Contracted Services	\$ 5,000.00
JP Morgan	DPW	Contracted Services	\$10,000.00
Fidlar Companies	Real Property	Contracted Services	\$75,000.00

Supervisors Mawhinney and Beaver moved the above resolution. ADOPTED on the following roll call vote. Supervisors Peer, Arnold, Grahn, Beaver, Mawhinney, Yankee, Gustina, Bussie, Rundle, Knudson, Kraft, Fell, Howland, Nash, Brill, Wiedenfeld, Jensen, Bostwick, Sweeney, Collins, Owens, Yoss and Podzilni voted in favor. Supervisors Heidenreich, Fox, Richard, Thomas, Pleasant and Wopat were absent. AYES – 23. NOES – 0. ABSENT – 6.

Supervisor Pleasant arrived at 6:30pm. Roll Call adjusted to 24 Present and 5 Absent.

12.D.1. Awarding Contract for Phase II-Courthouse Parking Structure Maintenance
Resolution No. 13-9A-399

NOW, THEREFORE, BE IT RESOLVED by the Rock County Board of Supervisors duly assembled this 12th day of September, 2013, that a Contract for Phase II - Courthouse Parking Structure Maintenance be awarded to the lowest responsible and responsive bidder, Truesdell Corporation of Tempe, Arizona for the base bid amount of \$108,880.00 plus the alternate bid in the amount of \$14,900.00 for a total contract of \$123,780.00; and,

BE IT FURTHER RESOLVED, that a project contingency of \$60,000.00 be established to cover any change orders authorized by the General Services Committee.

Supervisors Owens and Collins moved the above resolution. ADOPTED on the following roll call vote. Supervisors Peer, Arnold, Grahn, Beaver, Mawhinney, Yankee, Gustina, Bussie, Rundle, Knudson, Kraft, Fell, Howland, Pleasant, Nash, Brill, Wiedenfeld, Jensen, Bostwick, Sweeney, Collins, Owens, Yoss and Podzilni voted in favor. Supervisors Heidenreich, Fox, Richard, Thomas, and Wopat were absent. AYES – 24. NOES – 0. ABSENT – 5.

12.D. 2. Approving Intergovernmental Agreement with the City of Janesville for the HUD Lead Hazard Control and Healthy Homes Grant Program Management Services Resolution No. 13-9A-400

NOW, THEREFORE, BE IT RESOLVED, that the Rock County Board of Supervisors on this 12th day of September, 2013, hereby approves the Intergovernmental Agreement with the City of Janesville for HUD Lead Based Paint Hazard Control and Healthy Homes Grant Program Management Services.

Supervisors Sweeney and Yoss moved the above resolution. ADOPTED on the following roll call vote. Supervisors Peer, Arnold, Grahn, Beaver, Mawhinney, Yankee, Gustina, Bussie, Rundle, Knudson, Kraft, Fell, Howland, Pleasant, Nash, Brill, Wiedenfeld, Jensen, Bostwick, Sweeney, Collins, Owens, Yoss and Podzilni voted in favor. Supervisors Heidenreich, Fox, Richard, Thomas, and Wopat were absent. AYES – 24. NOES – 0. ABSENT – 5.

12.D.3. Approving Execution of Intergovernmental Agreement Between the Rock-Koshkonong Lake District and Rock County, Wisconsin for Indianford Dam Maintenance Project Resolution No. 13-9A-401

NOW, THEREFORE, BE IT RESOLVED, by the Rock County Board of Supervisors duly assembled this 12th day of September, 2013 that the County Clerk and County Board Chair are authorized and hereby directed to execute the Intergovernmental Agreement between the Rock-Koshkonong Lake District and Rock County.

Supervisors Yankee and Grahn moved the above resolution. ADOPTED on the following roll call vote. Supervisors Peer, Arnold, Grahn, Beaver, Mawhinney, Yankee, Gustina, Bussie, Rundle, Knudson, Kraft, Fell, Howland, Pleasant, Nash, Brill, Wiedenfeld, Jensen, Bostwick, Sweeney, Collins, Owens, Yoss and Podzilni voted in favor. Supervisors Heidenreich, Fox, Richard, Thomas, and Wopat were absent. AYES – 24. NOES – 0. ABSENT – 5.

12.E. Amending Chapter III, Part 1 (Traffic Code) of the Rock County Code of Ordinances
(Second Reading and Adoption) Resolution No. 13-8A-381

The County Board of Supervisors of the County of Rock does ordain as follows:

Sec. 3.103 of the Rock County Code of Ordinances shall be amended to read as follows:

(2) 35 miles per hour on County Trunk "A", Town of Johnstown, Rock County, from a point 0.50 of a mile west of its intersection with County Trunk "M", in Johnstown Center, easterly for a distance of 0.40 of a mile.

Supervisors Yankee and Owens moved the above ordinance. ADOPTED by acclamation.

12.F. Authorizing Application with Wisconsin Department of Natural Resources for County Fish and Game Project Grant Funds Resolution No. 13-9A-402

THEREFORE, BE IT RESOLVED that the Rock County Board of Supervisors duly assembled this 12th day of September, 2013, hereby authorizes the Parks Director to act on behalf of Rock County to submit a state grant application to the Wisconsin Department of Natural Resources (DNR) for 2014 financial aid for county fish and game projects; sign documents; and take necessary action to undertake, direct and complete the application.

Supervisors Yankee and Bussie moved the above resolution. ADOPTED by acclamation.

12.G. Recognizing Diana Fraley for Service to Rock Haven Resolution No. 13-9A-403

NOW, THEREFORE, BE IT RESOLVED, that the Rock County Board of Supervisors duly assembled this 12th day of September, 2013 does hereby recognize Diana Fraley for her 24 years of service and extends their best wishes to her in her future endeavors; and,

BE IT FURTHER RESOLVED, that the County Clerk be authorized and directed to furnish a copy of this resolution to Diana Fraley.

Supervisors Bussie and Yoss moved the above resolution. ADOPTED by acclamation.

12.H. Recognizing Carl Rybarczyk Resolution No. 13-9A-404

NOW, THEREFORE, BE IT RESOLVED, by the Rock County Board of Supervisors at its regular meeting this 12th day of September, 2013, that a sincere expression of recognition be given to Carl Rybarczyk for his seventeen years of service and best wishes for the future; and,

BE IT FURTHER RESOLVED, that the County Clerk be authorized and directed to furnish a copy of this resolution to Mr. Rybarczyk.

Supervisors Yankee and Brill moved the above resolution. ADOPTED by acclamation.

12.I. Resolution Authorizing the Issuance and Awarding the Sale of \$6,040,000 General Obligation Promissory Notes; Providing the Form of the Notes; and Levying a Tax in Connection Therewith Resolution No. 13-9A-405

WHEREAS, on December 15, 2011 and January 10, 2013, the County Board of Rock County, Wisconsin (the "County") adopted Initial Resolutions authorizing the issuance of general obligation bonds or notes in an amount not to exceed \$2,410,000 and \$3,630,000 respectively for the purpose of paying the cost of highway road construction projects (the "Project");

WHEREAS, the County deems the Project to be within its powers to undertake and therefore to be a public purpose as defined in Section 67.04(2) of the Wisconsin Statutes;

WHEREAS, the County Board hereby finds and determines that it is necessary, desirable and in the best interests of the County to raise funds for the purpose of paying the costs of the Project;

WHEREAS, counties are authorized by the provisions of Section 67.12(12) of the Wisconsin Statutes to borrow money and to issue general obligation promissory notes for such public purposes.

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

Section 1. Authorization of the Notes. For the purpose of paying the costs of the Project as set forth above there shall be borrowed pursuant to Chapter 67 of the Wisconsin Statutes, the principal sum of SIX MILLION FORTY THOUSAND DOLLARS (\$6,040,000) from Stern Brothers & Co., Kansas City, Missouri (the "Purchaser"), in accordance with the terms and conditions of its purchase proposal (the "Proposal") attached hereto as Exhibit A and incorporated herein by this reference.

Section 2. Sale of the Notes. To evidence such indebtedness, the County Board Chairperson and County Clerk are hereby authorized, empowered and directed to make, execute, issue and sell to the Purchaser for and on behalf of and in the name of the County, general obligation promissory notes aggregating the principal amount of SIX MILLION FORTY THOUSAND DOLLARS (\$6,040,000) (the "Notes"), for the sum of SIX MILLION FORTY THOUSAND FIVE HUNDRED FORTY-FIVE DOLLARS AND SIXTY CENTS (\$6,040,545.60), plus accrued interest to the date of delivery.

Section 3. Terms of the Notes. The Notes shall be designated "General Obligation Promissory Notes"; shall be dated September 26, 2013; shall be in the denomination of \$5,000 or any integral multiple thereof; shall bear interest at the rates per annum and mature on September 1 of each year, in the years and principal amounts as set forth in the Pricing Summary attached hereto as Exhibit C and incorporated herein by this reference. Interest is payable semi-annually on March 1 and September 1 of each year commencing March 1, 2014. The schedule of principal and interest payments due on the Notes

is set forth on the Debt Service Schedule attached hereto as Exhibit D and incorporated herein by this reference (the "Schedule").

Section 4. Designation of Purchaser as Agent. The County hereby designates the Purchaser as its agent for purposes of distributing the Final Official Statement relating to the Notes to any participating underwriter in compliance with Rule 15c2-12 of the Securities and Exchange Commission.

Section 5. Redemption Provisions. At the option of the County, the Notes maturing on September 1, 2022 and thereafter are subject to redemption prior to maturity on September 1, 2021 or on any date thereafter. Said Notes are redeemable as a whole or in part from maturities selected by the County and within each maturity by lot, at the principal amount thereof, plus accrued interest to the date of redemption.

Section 6. Form of the Notes. The Notes shall be issued in registered form and shall be executed and delivered in substantially the form attached hereto as Exhibit B and incorporated herein by this reference.

Section 7. Direct Annual Irrepealable Tax Levy. For the purpose of paying the principal of and interest on the Notes as the same becomes due, the full faith, credit and resources of the County are hereby irrevocably pledged and a direct annual irrepealable tax is hereby levied upon all taxable property of the County. Said direct annual irrepealable tax shall be levied in the years 2013 through 2022 for payments due in 2014 through 2023 in the amounts as set forth on the Schedule.

The aforesaid direct annual irrepealable tax hereby levied shall be collected in addition to all other taxes and in the same manner and at the same time as other taxes of the County levied in said years are collected. So long as any part of the principal of or interest on the Notes remains unpaid, the tax herein above levied shall be and continues irrepealable except that the amount of tax carried onto the tax roll may be reduced in any year by the amount of any surplus in the Debt Service Fund Account created herein.

Section 8. Debt Service Fund Account. There is hereby established in the County treasury a fund account separate and distinct from every other County fund or account designated "Debt Service Fund Account for \$6,040,000 General Obligation Promissory Notes, dated September 26, 2013." There shall be deposited in said fund account any premium plus accrued interest paid on the Notes at the time of delivery to the Purchaser, all money raised by taxation pursuant to Section 7 hereof and all other sums as may be necessary to pay interest on the Notes when the same shall become due and to retire the Notes at their respective maturity dates. Said fund account shall be used for the sole purpose of paying the principal of and interest on the Notes and shall be maintained for such purpose until such indebtedness is fully paid or otherwise extinguished.

Section 9. Segregated Borrowed Money Fund. The proceeds of the Notes (the "Note Proceeds") (other than any premium and accrued interest which must be paid at the time of the delivery of the Notes into the Debt Service Fund Account created above) shall be deposited into an account separate and distinct from all other funds and be disbursed solely for the purposes for which borrowed or for the payment for the principal of and the interest on the Notes.

Section 10. Arbitrage Covenant. The County shall not take any action with respect to the Note Proceeds which, if such action had been reasonably expected to have been taken, or had been deliberately and intentionally taken on the date of the delivery of and payment for the Notes (the "Closing"), would cause the Notes to be "arbitrage bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended (the "Code") and any income tax regulations promulgated thereunder (the "Regulations").

The Note Proceeds may be temporarily invested in legal investments until needed, provided however, that the County hereby covenants and agrees that so long as the Notes remain outstanding, moneys on deposit in any fund or account created or maintained in connection with the Notes, whether such moneys were derived from the Note Proceeds or from any other source, will not be used or invested in a manner which would cause the Notes to be "arbitrage bonds" within the meaning of the Code or Regulations.

The County Clerk, or other officer of the County charged with responsibility for issuing the Notes, shall provide an appropriate certificate of the County, for inclusion in the transcript of proceedings, setting forth the reasonable expectations of the County regarding the amount and use of the Note Proceeds and the facts and estimates on which such expectations are based, all as of the Closing.

Section 11. Additional Tax Covenants; Exemption from Rebate; Qualified Tax-Exempt Obligation Status. The County hereby further covenants and agrees that it will take all necessary steps and perform

all obligations required by the Code and Regulations (whether prior to or subsequent to the issuance of the Notes) to assure that the Notes are obligations described in Section 103(a) of the Code, the interest on which is excluded from gross income for federal income tax purposes, throughout their term. The County Clerk or other officer of the County charged with the responsibility of issuing the Notes, shall provide an appropriate certificate of the County as of the Closing, for inclusion in the transcript of proceedings, certifying that it can and covenanting that it will comply with the provisions of the Code and Regulations.

Further, it is the intent of the County to take all reasonable and lawful actions to comply with any new tax laws enacted so that the Notes will continue to be obligations described in Section 103(a) of the Code, the interest on which is excluded from gross income for federal income tax purposes.

The County anticipates that the Notes will qualify for the construction expenditure exemption from the rebate requirements of the Code. The County Clerk or other officer of the County charged with the responsibility of issuing the Notes, shall provide an appropriate certificate of the County as of the Closing, for inclusion in the transcript of proceedings, with respect to said exemption from the rebate requirements, and said County Clerk or other officer is hereby authorized to make any election on behalf of the County in order to comply with the rebate requirements of the Code. If, for any reason, the County did not qualify for any exemption from the rebate requirements of the Code, the County covenants that it would take all necessary steps to comply with such requirements.

The County hereby designates the Notes to be "qualified tax-exempt obligations" pursuant to the provisions of Section 265(b)(3) of the Code and in support of such designation, the County Clerk or other officer of the County charged with the responsibility for issuing the Notes, shall provide an appropriate certificate of the County, all as of the Closing.

Persons Treated as Owners; Transfer of Notes. The County Clerk shall keep books for the registration and for the transfer of the Notes. The person in whose name any Note shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Note shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Note to the extent of the sum or sums so paid.

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

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

The 15th day of each calendar month next preceding each interest payment date shall be the record date for the Notes. Payment of interest on the Notes on any interest payment date shall be made to the registered owners of the Notes as they appear on the registration book of the County maintained by the County Clerk at the close of business on the corresponding record date.

Section 12. Persons Treated as Owners; Transfer of Notes. The County Clerk shall keep books for the registration and for the transfer of the Notes. The person in whose name any Note shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Note shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Note to the extent of the sum or sums so paid.

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

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

The 15th day of each calendar month next preceding each interest payment date shall be the record date for the Notes. Payment of interest on the Notes on any interest payment date shall be made to the registered owners of the Notes as they appear on the registration book of the County maintained by the County Clerk at the close of business on the corresponding record date.

Section 13. Utilization of The Depository Trust Company Book-Entry-Only- System. In order to make the Notes eligible for the services provided by The Depository Trust Company, New York, New York ("DTC"), the County has heretofore agreed to the applicable provisions set forth in the DTC Blanket Issuer Letter of Representation and the Finance Director has executed such Letter of Representation and delivered it to the DTC on behalf of the County.

Section 14. Official Statement. The County Board hereby approves the Preliminary Official Statement with respect to the Notes and deems the Preliminary Official Statement as "final" as of its date for purposes of SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the "Rule"). All actions taken by officers of the County in connection with the preparation of such Preliminary Official Statement and any addenda to it or Final Official Statement are hereby ratified and approved. In connection with Closing, the appropriate County official shall certify the Preliminary Official Statement and any addenda or Final Official Statement. The appropriate County official shall cause copies of the Preliminary Official Statement and any addenda or Final Official Statement to be distributed to the Purchaser.

Section 15. Execution of the Notes. The Notes shall be issued in typewritten form, one Note for each maturity, executed on behalf of the County by the manual or facsimile signatures of the County Board Chairperson and County Clerk (except that one of the foregoing signatures shall be manual), sealed with its official or corporate seal, if any, and delivered to the Purchaser upon payment to the County of the purchase price thereof, plus accrued interest to the date of delivery. In the event that either of the officers whose signatures appear on the Notes shall cease to be such officers before the delivery of the Notes, such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as if they had remained in office until such delivery. The aforesaid officers are hereby authorized to do all acts and execute and deliver all documents as may be necessary and convenient to effectuate the Closing.

Section 16. Payment of the Notes. The principal of and interest on the Notes shall be paid by the County Treasurer or his or her agent in lawful money of the United States.

Section 17. Continuing Disclosure. The County hereby covenants and agrees that it will comply with and carry out all of the provisions of its Continuing Disclosure Certificate, which the County will execute and deliver on the Closing Date. Any Noteholder may take such actions as may be necessary and appropriate, including seeking mandate or specific performance by court order, to cause the County to comply with its obligations under this Section.

Section 18. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Adopted this 12th day of September, 2013.

Supervisors Mawhinney and Beaver moved the above resolution. ADOPTED by the following roll call vote. Supervisors Peer, Arnold, Grahn, Beaver, Mawhinney, Yankee, Gustina, Bussie, Rundle, Knudson, Kraft, Fell, Howland, Pleasant, Nash, Brill, Wiedenfeld, Jensen, Bostwick, Sweeney, Collins, Owens, Yoss and Podzilni voted in favor. Supervisors Heidenreich, Fox, Richard, Thomas, and Wopat were absent. AYES – 24. NOES – 0. ABSENT – 5.

J. Review of WCA Resolutions

Assistant to the County Administrator reviewed five resolutions that if approved, Chair Podzilni will vote for in the affirmative at the WCA Conference later this month.

1. Supporting Legislation Expanding the Treatment Alternatives and Diversion Program

Rock County was among the original 6 counties chosen to pilot the drug court/treatment model in 2006 in an effort to reduce the jail population and recidivism rates. In 2013, Rock County received \$110,931 from the State and this was spent by the end of May. The grant dictates that counties contribute a 25% match, but Rock County has seen the value of the program and have exceeded the

minimum match for some time. Because of the TAD program, 50,507 jail bed days have been averted and 197 people have graduated since the program began. Currently, there are 47 participants in the program.

WCA successfully lobbied for more TAD money in the most recent legislative session, but unfortunately these funds have been earmarked to start programs in other areas of the state. We value this program and would like WCA to continue to lobby for more funds.

2. Restoring 911 Surcharge Funds (Police and Fire Protection Fee) to its Original Purpose and Maintain Current Funding Levels for Shared Revenue

This fee was first proposed in the 2009-11 Biennial Budget. The phone companies and counties were supportive, then the State discovered that it had a budget short fall. It renamed the fee to the Police and Fire Protection Fee and diverted the new revenue to their general fund.

The \$0.75 per device fee shows up on people's phone bills and they likely assume that it is going to counties to help cover 911 center costs. The counties, however, do not see any of the \$54 million currently generated by this charge; we have to use the tax levy or other funds such as sales tax to cover capital expenses and maintenance.

Another \$0.40 per land line fee is charged to the public. This amount is decreasing as land line use declines and the county also does not see any of this revenue, it goes to the phone companies.

WCA unsuccessfully tried to get a bill through in the last session to change this fee. The Janesville Gazette wrote a story about the fee last winter and noted that most citizens probably don't know that we do not get this money. We would like WCA to continue its efforts.

3. Requesting an Adequate Level of Funding to Support Circuit Courts

Originally, the Governor's budget proposed a reduction in county circuit court support by approximately \$10 million. WCA successfully lobbied to lower this cut to \$5.15 million. While this is a less severe cut, since the Courts have been cutting the last few budgets, there is little wiggle room or discretionary funds left to absorb this reduction. Counties will no doubt see a cut in the general support that we receive from the State, but as of now, the precise effect is unknown. This is an on-going issue and we advise that WCA continue to lobby on this issue.

4. Urging the State of Wisconsin to Restore Victim/Witness Funding

This is the Rock County resolution passed in January. It is an important issue that Mr. O'Leary has pushed to the WCA and also the DA's Association. We are required to provide victim witness services. The State originally pledged to reimburse 90% of total program cost, but their support has steadily declined. The State indicated that 2014 funding will be 55% of program cost, but this is still below historical levels of support. We would like the WCA to continue pressing on this issue.

5. Supporting Efforts to Maintain the Tax Exempt Status of Municipal Bonds

Rock County passed its own resolution of support in April, but this was after the WCA deadline asking for county resolutions. The tax exempt arrangement has worked well to finance local infrastructure and keep borrowing costs down. If Rock County were not able to sell tax exempt bonds, we would be paying \$362,000 more in interest cost per year.

Supervisors Knudson and Kraft moved to support of all five resolutions for Rock County.
ADOPTED by acclamation.

K. Claim

Corporation Counsel explained that there is a claim against the County with the following information:

AMOUNT CLAIMED: \$50,000 NATURE OF CLAIM: Inmate of the Rock County Jail who slipped in the shower area in the jail and sustained injuries to head and neck. RECOMMENDATION: Denial.

Supervisors Bussie and Rundle moved to deny the above mentioned claim. ADOPTED by acclamation.

13. Adjournment

Supervisors Arnold and Bostwick moved to adjourn at 7:20pm to Thursday, September 12, 2013 at 6:00 P.M. ADOPTED by acclamation.