

RESOLUTION NO.: 10—2014-15

TO THE HONORABLE, THE OUTAGAMIE COUNTY BOARD OF SUPERVISORS

LADIES AND GENTLEMEN:

MAJORITY

The result of the Kaukauna District 13 election for county board supervisor was appealed to Outagamie County Circuit Court due to procedural irregularities in the voting process. It appears that 84 voters in District 13 were given the wrong ballots by city election officials and the court found that, given the errors, there was a substantial deprivation of the right to vote in the District 13 election. The court ordered that the election results for the District 13 county supervisory seat be set aside and that a special election be held for that district. As such, this resolution requests that the County Board order that a special election be held on August 12, 2014. A special election on that date could avoid the costs normally associated with a special election, since countywide primaries are being held on that same date. Further, if the special election is not held by August 12, 2014, a special election cannot be held until after the November 2014, general election, thereby causing a substantial delay in filling the District 13 county supervisory seat.

NOW THEREFORE, the undersigned members of the Finance Committee recommend adoption of the following resolution.

BE IT RESOLVED, that the Outagamie County Board of Supervisors orders that a special election be held for the Outagamie County Supervisor District 13 County Supervisory race on August 12, 2014, consistent with the judicial order of the Honorable Mitchell J. Metropulos, Outagamie County Circuit Court, Branch III, and

BE IT FINALLY RESOLVED, that the Outagamie County Clerk be directed to forward a copy of this resolution to the Outagamie County Clerk, Corporation Counsel, as well as District 13 candidates Leroy Van Asten and Jason Fischer.

Dated this _____ day of June, 2014.

Respectfully Submitted,
FINANCE COMMITTEE

Peter Stueck

Kathy Groat

Kevin Sturn

Jeff Nooyen

Norm Austin

Duly and officially adopted by the County Board on: _____

Signed:

Board Chairperson

County Clerk

Approved: _____

Vetoed: _____

Signed:

County Executive

OUTAGAMIE COUNTY FISCAL NOTE

INTRODUCTION: This form must be attached to any resolution or ordinance which contains a spending or revenue proposal. The form should be completed by an individual within the department initiating the resolution or ordinance with assistance from the Financial Services Department. Contact the Finance Director (1674), Controller (1675) or Staff Accountant (1681) for assistance. Once completed, forward a copy of the form to the Financial Services Department for their review. Financial Services will forward a reviewed copy of the fiscal note to Legislative Services.

1. **Subject:** Authorize that a special election be held for the Outagamie County District 13 County Supervisory race on August 12, 2014

2. **Description:** This section must be completed for all fiscal notes. Briefly and concisely describe the request. State assumptions used and discuss any current year and long-term fiscal impacts. (A separate attachment can be used)

As the election will coincide with the Partisan Primary Election on August 12, 2014, costs are negligible as ballots, election notices, and programming are occurring countywide for that election. Costs may be absorbed in the Elections budget for the special election.

Current Year Budget Impact (Check one or more of the following boxes)

Revenues Expenses (Cost) None


- 3. Is the specific cost or revenue included in the current year's budget? yes () no () partially (X)
- 4. If the proposal requests additional spending, can the additional cost be absorbed within the current year's line item? yes () no () n/a (X)
- 5. Is the proposal to accept additional revenues only? yes () no (X)
- 6. Does this request modify/adjust the current year budget? yes () no (X)
If no, skip to question 8 below.
- 7. Detail current year budget changes. Please list cost center name, line item, account number and either the increase or decrease amount. (Please note that all budget adjustments must balance. For example, an increase in an expenditure account must be offset by a decrease in another expenditure account or the contingency fund or an increase in a revenue account or other funding sources such as fund balance applied.)

<u>COST CENTER NAME</u>	<u>LINE ITEM</u> <small>(i.e. Salaries, Supplies, Etc.)</small>	<u>ACCOUNT NUMBER INCLUDING COST CENTER</u> <small>(i.e. 1004100.5100, 1004100.5400, etc.)</small>	<u>INCREASE (DECREASE) AMOUNT</u>
N/A - Funds already budgeted for the August 12, 2014 Primary			

Annual and Long-Term Impact

- 8. Is the above Increase/Decrease a nonrecurring one-time expense or revenue? yes () no () n/a (X)
- 9. What is the anticipated annual and/or long-term cost or revenue impact? Annual Cost 0
Annual Revenue 0

Fiscal Note Prepared by: Lori O'Bright, County Clerk

For Financial Services purposes only	
Reviewed By: 	If expenditures are recorded in the financial system at a level of detail lower than the level 6 as shown above, indicate the specific account numbers and amounts below: <u>Detail Expenditures Account Number</u> <u>Amount</u> _____ _____
Date: <u>6/5/14</u>	
Comments:	