

** MINUTES **
* * OUTAGAMIE COUNTY BOARD * *

Office of the County Clerk, August 9, 2016.

The Board met pursuant to adjournment, and was called to order by Chairperson Nooyen at 6:30 p.m. in the County Board Room, located at 410 South Walnut Street, Appleton, Wisconsin.

ROLL CALL: 33 present, 3 absent. Members present: Thompson, Miller, Grady, Patience, Gabrielson, Strenn, T. Krueger, J. Krueger, Lamers, Meyer, McDaniel, Wegand, De Groot, Vanden Heuvel, Lemanski, Spears, Stueck, Thomas, Thyssen, Hagen, Pleuss, Nooyen, Duncan, Culbertson, Sturn, Buchman, Griesbach, Clegg, VanderHeiden, O'Connor-Schevers, Rettler, Melchert, and Suprise. Member absent: Hammen, Groat, Klemp.

The Board Chairperson requested the Board's confirmation to excuse Supervisors Hammen, Groat, Klemp. No objections; so ordered.

The Pledge of Allegiance was led by Chairperson Nooyen.

MINUTES OF JULY 20, 2016

Supervisor Rettler moved, seconded by Supervisor Duncan, to approve the minutes of the July 20, 2016, County Board meeting.

ROLL CALL: 29 aye, 4 abstain, 3 absent. MINUTES OF THE JULY 20, 2016, BOARD MEETING ARE APPROVED.

SPECIAL ORDER OF BUSINESS – None.

ESTABLISH ORDER OF THE DAY

Supervisor Thyssen requested that Resolution No. 22 be withdrawn. No objections; so ordered. RESOLUTION NO. 22—2016-17 IS WITHDRAWN.

COMMUNICATIONS

Communications Referral List – Distributed with the packet.

Chairperson Nooyen reported the following:

- Updated Budget Schedule for the August County Executive meetings – A copy was emailed to supervisors with a hard copy distributed in mailboxes of the County Board.
- Finance Committee Appointment – Because of possible issues for the Finance Committee obtaining a quorum for budget meetings in October, Chairperson Nooyen, in accord with County Board rules, is appointing temporarily Vice Chair Joy Hagen as a member of the Finance Committee. Chairperson Nooyen's appointment does not require County Board ratification.
- Resolution No. 28 Veto Follow-up - Chairperson Nooyen reported that after learning of the County Executive's veto of Resolution No. 28, he requested Corporation Counsel Guidote meet with Mr. Pfefferle and Mr. Ahern to determine if the property on the South side of

Appleton would meet the J. F. Ahern expansion needs and allow the county to proceed with the Goodland property purchase. J. F. Ahern toured the facility, but determined that the property would not meet their expansion program needs. Chairperson Nooyen thanked County Planner Homan and Corporation Counsel Guidote for their efforts in trying to save the public funds with the effort in reviewing the property.

PUBLIC PARTICIPATION FOR A PERIOD OF FIFTEEN MINUTES (PERTINENT TO THE RESOLUTIONS OF THE DAY) - None.

APPOINTMENTS

County Executive Nelson nomination of Jim Resick and Christine Miller for re-appointment to the Sustainability Committee; said terms expiring April 2018.

Supervisor Thyssen moved, seconded by Supervisor Griesbach, for confirmation of the above-listed re-appointments.

ROLL CALL: 33 aye, 3 absent. RE-APPOINTMENTS OF RESICK AND MILLER TO THE SUSTAINABILITY COMMITTEE ARE CONFIRMED.

County Executive Nelson nomination of Steve Brown and Andy Schmitt for re-appointment to the Local Emergency Planning Committee; said terms expiring June 30, 2019.

Supervisor Griesbach moved, seconded by Supervisor Hagen, for confirmation of the above-listed re-appointments.

ROLL CALL: 33 aye, 3 absent. RE-APPOINTMENTS OF BROWN AND SCHMITT TO THE LOCAL EMERGENCY PLANNING COMMITTEE ARE CONFIRMED.

REPORT BY THE COUNTY EXECUTIVE

Chairperson Nooyen reported that County Executive Thomas Nelson would not be reporting out at the meeting and no written report was distributed.

REPORT AND PRESENTATION OF COUNTY LOBBYIST

County Lobbyist Mark Wadium reported the following:

- Lobbyist's July report was placed on the County Board desks.
- Lobbyist has been attending Legislative Council Study Committee meetings in Madison.
- NACo Annual Conference – Lobbyist Wadium attended and listed details in the July report. NACo Transportation Committee meeting discussed a Pennsylvania pilot program replacing 558 local bridges in a single contract saving engineering, construction costs, and shortening construction time. The State paid for all bridges and turned them back to the counties to maintain.
- WI Transportation Funding – There is a WI Dept. of Transportation funding battle brewing in Madison between legislators and the Governor. Lobbyist posted information on the Legislative Services bulletin board including a news release from Representative John Nygren talking about the need for increased funding.
- WI State Budget - Gov. Walker released his budget directions for the 2017-19 State Budget. Walker told department heads he is directing them to maintain zero-growth target. Agency

heads were told to "take a fresh look at all programs and identify ways to realign resources in order to fund initiatives within their current base, rather than seek additional resources the taxpayers can't afford." Walker said he wants to extend the UW tuition freeze, and reallocate savings in the State Budget towards K-12. Legislation passed during the 2015-16 session requires agency heads to submit two proposals; one that relates to a 0% change from agency base, and one that relates to a 5% reduction from agency base. Agency budget requests are due Sept. 15. Exceptions to zero growth will occur only for K-12 school aids; required basic cost-to-continue needs for state institutions (DOC, DHS (MA), DCF Safety and Permanence, DWD Vocational Rehabilitation). Zero growth to apply to SEG-funded administrative operations in agencies that are supported by the transportation fund, the conservation fund, the environmental fund, and the lottery fund. Any additional staffing needs must be met through base reallocations. Budget requests for information technology projects should identify the link between the project and the state's business goals, conformity to DOA's policy and procedures for Information Technology Management, and provide specific information about each project.

- [Anti-Human Trafficking News Conference](#) – Lobbyist attended conference. Outagamie County had supported this bill.
- Legislative Council Study Committees:
 - State Tribal Relations – Committee is looking at two bill drafts:
 - LRB-2058/P5 relating to the collection and sharing of information regarding an Indian child relinquished under the Safe Haven Law and restoration of physical custody of an Indian child less than 11 days of age to a parent.
 - LRB-2025/1 relating to grants for treatment and diversion programs.
 For other items to discuss, Tribes said they were interested in looking at Chapter 51 involuntary commitment, and they would like Tribal Police to be recognized as LEO so they don't have to re-certify every three years.
 - 8/2/16 Legislative Council Study Committee on Burial Mounds - Lobbyist attended the meeting. The State Historical Society said that WI has more burial sites than any other state in the union with 9,682 recorded burial sites, 3,109 mounds. There use to be over 30,000 mounds in WI, now only 4,000 left, the rest have eroded or been plowed over.
- [Lincoln Hills Article](#) – Lobbyist reported the article regarding issues at Lincoln Hills would be placed on bulletin board. The article addresses investigations that continue into the facility and suspicion of child neglect, prisoner abuse and misconduct in office.
- [Protect Voting Systems Against Cyber Attacks Article](#) - The Obama administration is weighing new steps to bolster the security of the U.S. voting process against cyber threats including whether to designate the electronic ballot-casting system for November's elections as "critical infrastructure." U.S. elections are vastly complex with 9,000 jurisdictions involved in carrying out the balloting with different ways of collecting, tallying, and reporting votes.

During question and answer, discussion took place on the transportation budget. Lobbyist Wadium reported that he would give further information once agency budgets are submitted.

UNFINISHED BUSINESS

Resolution No. 22—2016-17 – Legislative/Audit & Human Resources Committee. Approve Administrative Rule 16-04 amending the AS&P Personnel Manual and all Interim Personnel Policy Manuals by reducing the number of deferred compensation vendors the county currently partners with from two to one.

At the June 28, 2016, July 12, 2016, and July 20, 2016, County Board meetings, Supervisor Thyssen requested that Resolution No. 22 be held in committee. No objections, so ordered.

At the August 9, 2016 meeting, Resolution No. 22 withdrawn (see Establish Order of the Day).

Veto of Resolution No. 28—2016-17 – County Executive Veto Message regarding Resolution No. 28—2016-17

Resolution No. 28—2016-17 – Property, Airport, Recreation & Economic Development Committee. Declares and determines in accord with Wisconsin Statutes Section 32.07(2) the necessity to acquire for a Sheriff's Department law enforcement facility Tax Parcel #311672311, and that the acquisition involve an exercise of the power of eminent domain by Outagamie County in accord with Wisconsin Statute 32.06.

At the July 20, 2016 County Board meeting, Supervisor Culbertson moved, seconded by Supervisor Duncan, for adoption. Supervisor Spears moved, seconded by Supervisor Strenn, to amend the resolution to add language for payment in lieu of taxes to local districts. The amendment failed. A roll call vote passed to cut off debate. The resolution passed by a vote of 17 aye, 11 nay, 8 absent.

At the August 9, 2016 Meeting, Clerk O'Bright read the veto message into the record.

Chairperson Nooyen explained the process of consideration of the veto and various actions the County Board could take following a motion to override the veto.

Supervisor Patience moved, seconded by Supervisor Thyssen, to override the veto.

Discussion took place on the veto and future options for the Sheriff law enforcement division.

Chair Nooyen stepped down from the Chair to discuss the veto. Vice Chair Hagen took the Chair. After discussion, Chair Nooyen retook the Chair.

Supervisor Culbertson noted that at the next County Board meeting, a Special Order of Business would be held to provide historical reasons for moving the Sheriff law enforcement unit out of downtown.

Following discussion, Supervisor Patience withdrew her motion to override the veto, and Supervisor Thyssen withdrew his second. Unanimous consent was given to the withdrawal of the motion.

NEW BUSINESS

Resolution No. 30—2016-17 – Health & Human Services Committee. Enter into an Intergovernmental Cooperation Agreement with the Woodland Enhanced Health Services Commission, for a membership fee of \$5,000 along with an appointed County Board Supervisor to act as a member.

Supervisor Lemanski moved, seconded by Supervisor Patience, for adoption.

ROLL CALL: 33 aye, 3 absent. RESOLUTION NO. 30—2016-17 IS ADOPTED.

Supervisor Lemanski moved, seconded by Supervisor Pleuss to reconsider the resolution for lock in.

ROLL CALL to reconsider: 32 aye, 1 nay, 3 absent. RESOLUTION NO. 30—2016-17 IS RECONSIDERED.

ROLL CALL to adopt & lock in: 32 aye, 1 nay, 3 absent. RESOLUTION NO. 30—2016-17 IS ADOPTED & LOCKED IN.

Resolution No. 31—2016-17 - Highway, Recycling & Solid Waste Committee. Authorize the transfer of ownership through a Quit Claim Deed of the highway right of way along STH 76 between the south county line and STH 15 to the Wisconsin Department of Transportation, as shown on the attached documents.

Supervisor De Groot moved, seconded by Supervisor McDaniel, for adoption.

ROLL CALL: 33 aye, 3 absent. RESOLUTION NO. 31—2016-17 IS ADOPTED.

Resolution No. 32—2016-17 – Highway, Recycling & Solid Waste Committee. Accept and expend grant funding from the Recycling Partnership of approximately \$52,000 for purchase of automated recycling carts to be distributed to up to 12 Outagamie County communities, and approve community reimbursements of \$7.00 per household with Outagamie County retaining \$1.00 per household to offset educational costs.

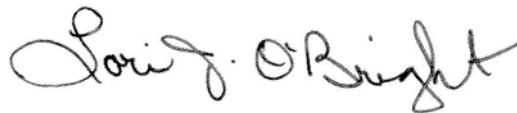
Supervisor T. Krueger moved, seconded by Supervisor Vanden Heuvel, for adoption.

ROLL CALL: 33 aye, 3 absent. RESOLUTION NO. 32—2016-17 IS ADOPTED.

REPORTS – None.

Supervisor Thyssen moved, seconded by Supervisor Grady, to adjourn until August 23, 2016, at 6:30 p.m.

The meeting adjourned at 7:19 p.m.



Lori O'Bright, County Clerk