

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

Office of the County Clerk, September 13, 2011

The Board met pursuant to adjournment and was called to order by Chairperson Nagler at 6:30 p.m. in the County Board Room, located in the Administrative Building, 410 S. Walnut Street, Appleton, WI.

ROLL CALL of the Board of Supervisors: 34 present, 2 absent. C. Schmidt, Nagler, Mahan, Defferding, Iverson, Rabec, Mueller, Beckley, Stueck, Strauch, Gosse, Janssen, Buechel, Pleuss, Callies, Duncan, De Groot, VandenHeuvel, Trentlage, Hammen, Hirte, Schommer, McDaniel, Vander Heiden, Kramer, Austin, Schuette, Weyenberg, Hofacker, A. Schmidt, Culbertson, Griesbach, Thern, Anthony. Member absent: Groat, McAndrews.

The Board Chairperson requested the Board's confirmation to excuse Supervisor Groat and Supervisor McAndrews. No objections; so ordered.

The Pledge of Allegiance was led by Supervisor McDaniel.

MINUTES OF AUGUST 9, 2011

Supervisor Schommer moved, seconded by Supervisor Rabec, to approve the minutes of the August 9, 2011, County Board meeting.

ROLL CALL: 34 aye, 2 absent. MINUTES OF AUGUST 9, 2011, ARE ADOPTED.

SPECIAL ORDER OF BUSINESS

Presentation of the Public Safety Answering Point (PSAP) Consolidation Feasibility Study by Shawn Walker of L. R. Kimball.

Shawn Walker introduced herself and reported L.R. Kimball includes a staff of around 600 with four divisions, including the Telecommunications Division, which is the division working on the study. Also presenting was Kent Therkelsen. A PowerPoint presentation was given (a copy on file in the County Clerk's Office for review). The scope of work included benchmarking existing emergency communications services, determination of the feasibility of PSAP consolidation, provision of recommendations for components, and cost analysis.

Additional information given included the methodology utilized, meetings held, assumptions utilized for recommendations, the benefits of a shared 700 Mhz radio system and CAD system, the current partnering environment between the counties, conclusions and recommendations for shared systems, and costs. Benefits included service improvements, staffing when needed, technology access, long-term cost savings, ability to accommodate future expansion, and ability to share a records management center. One type of consolidated model would take each individual PSAP and combine into a single organization, which is independent. Another model that could be utilized would house the consolidated PSAP in one county, but the consolidated PSAP would be separate from police, fire, and EMS with an advisory board. Continuity in how agencies dispatch would be part of the consolidation. A governing agreement would be needed and could be facilitated by modification of the current FoxComm agreement. Cost distribution

would need to be fair and equitable and agreed to by participants. Various mechanisms could be utilized for cost distribution. Staffing recommendation is based on the number of counties participating in the consolidation and numbers for staffing given in the study could turn out to be high. Facility options include utilization of Winnebago County's facility, new construction, or remodeling existing structure. Now that the study has been completed, each county must decide whether to participate in the consolidated PSAP.

The following information was given during a question and answer period:

- Additional savings could be realized with capital purchases if consolidation were approved.
- If Calumet County goes with VHF for radio, additional costs will be realized for a consolidated PSAP and interoperability will be more challenging.
- The radio project is not required for PSAP consolidation.
- Staff is currently 35.5 for Outagamie County and 33 for Winnebago County.
- Regarding accountability of an independent model, a board would include membership of the executives of the participating counties. However, agency heads utilizing the PSAP would not be on the board. Another model is that a county department oversees the PSAP that reports to the executives and an advisory board would be utilized.
- A governing agreement was stressed as importance due to possible future changing personnel.

ESTABLISH ORDER OF THE DAY

No changes requested.

COMMUNICATIONS

Communication Referral List – Sent out in the packet.

Chairperson Nagler reported the following additional correspondence was distributed on the desks:

- A handout paginated with page 4, which should be listed as a replacement for page 6 of Resolution #38.
- Information for the WCA Convention registration for those attending as well as information regarding the hospitality suite.
- The Disclosure Notice for the appointment of Jon LiDonne as Veterans Service Officer.

Additionally, Chairperson Nagler announced:

- The Legislative Services office is now able to provide notary services as Natalie Elsen now holds a Notary Public Commission.
- Lori O'Bright has also received her Notary Public Commission.

Corporation Counsel Joe Guidote further reported that a correction from the last meeting should be noted. At the July 26 meeting, and locked in at the last meeting, Resolution No. 30—2011-12 was passed approving the Air Wisconsin lease. Reviewing the language of the contract, it was found that wording in paragraph 16 should not have been included and a copy of the change was distributed to the Board on their desks. Through the course of negotiations, the language was taken out and both sides agree to it, but the language was not taken out of the attachment to the resolution. As this was a clerical issue that was left in, Corporation Counsel advised the Airport Director to delete that language and no further action is necessary by the Board as it is not substantial.

Supervisor C. Schmidt questioned whether further action should be taken such as an agreement of the change by a voice vote. Corporation Counsel Joe Guidote reported that it was not a bargained agreement. However, if the Board wanted to correct the record, that correction could be done at a separate meeting. However, both sides never bargained the agreement and the Board could not unilaterally impose the term.

PUBLIC PARTICIPATION FOR A PERIOD OF FIFTEEN MINUTES (PERTINENT TO THE RESOLUTIONS OF THE DAY) - No requests were made to speak.

APPOINTMENTS

A letter was received from County Executive Thomas Nelson recommending the appointment of Jon E. LiDonne to Outagamie County Veterans Service Officer. Mr. LiDonne's anticipated start date is September 14, 2011, upon confirmation of the County Board. The Disclosure form was distributed on the desks the evening of the Board meeting.

Chairperson Nagler requested consent for suspension of the rules as the appointment information did not meet the packet five day requirement. No objection; so ordered.

Supervisor A. Schmidt moved, seconded by Supervisor Mahan, to approve the appointment of Jon E. LiDonne to Outagamie County Veterans Service Officer, effective September 14, 2011.

ROLL CALL: 32 aye, 1 nay, 1 abstain, 2 absent. JON E. LIDONNE APPOINTMENT AS COUNTY VETERANS SERVICE OFFICER IS APPROVED.

REPORT BY THE COUNTY EXECUTIVE

County Executive Thomas Nelson congratulated Supervisor Nick Hofacker (August 23), Chairperson Helen Nagler (September 20), and Supervisor Carl Anthony (September 26) on their birthdays. Executive Nelson reported the following:

- Brewster Village – Dave Rothmann reported that a meeting is being requested through WCA with Wisconsin Dept. of Health Secretary Dennis Smith to discuss the \$9.4 million of Certified Public Expenditure funds collectively owed to the counties.
- Parks – The Wiouwash Trail was hit hard with the recent storm and 30 trees were downed. Volunteers helped clear the trees and raked the five miles of trail. The Dog Park recently raised \$2,800 through their annual “Fill the Bowl” weekend.
- Finance – The 2012 Executive budget and Capital Improvements Program is being finalized this week. Finance will be bonding \$5 million for 2011 projects, which is less than budgeted.
- Facilities – An initial meeting will be held with Johnson Controls to discuss performance contract for energy savings. Johnson Controls currently has a contract with three other counties within the state.
- Highway – The Highway & Solid Waste Committee tabled the CTH CB project. The suspension is being done until the Towns of Grand Chute and Greenville have a more cohesive plan for the corridor. The Town of Buchanan received funding for their portion of the CTH CE/Eisenhower and VanRoy intersection improvement. The project is scheduled for 2014. Highway is also addressing school zone speed limits.
- Corporation Counsel – Training will be conducted with County law enforcement personnel on Chapter 51 detention procedures.
- Health & Human Services – The State is scheduled to start a quality review of Child Protective Services with initial meetings this fall and full review in January 2012. Work with 10-county consortium for Income Maintenance continues. The County will be accepting cases November 1 rather than the January 1 start date anticipated. Possible \$400 million in State Medicaid cuts could occur, which are anticipated to be announced in four-six weeks. These cuts are in addition to Family Care cuts.

- Airport – Frontier Airlines is suspending services from all other airports within the State. The Airport Manager is advocating for multi-year federal FAA reauthorization. However, an extension to year's end is more likely. An Airport Master Plan open house was held last week.
- Human Resources – The County Executive encouraged the Board to approve the Veterans Service Office appointment.
- Discussion continues on concealed carry legislation.
- Craig Moser, Deputy Executive Administrator, was introduced to the Board. Craig previously worked for Congressman Steve Kagen and Congressman Tim Johnson.

Supervisor Rabec questioned restraints on the Dog Park receipt of in kind donations or receipt of credit cards that would give recognition to donors. County Executive Nelson reported he would check into the issue and reply back.

REPORT AND PRESENTATION OF COUNTY LOBBYIST

County Lobbyist Mark Wadium reported the following:

- FAA authorization will expire September 16. Also on September 30, the federal authority to levy gas tax will expire. An extension for the FAA authorization to February appears likely to pass. The gas tax has not been increased for a number of years and several states are looking at taxing drivers different. One option is to tax vehicle miles traveled rather than a gas tax, which has brought in declining revenues due to the higher efficient vehicles.
- The FCC has announced plans to update 911 to receive text and videos from cell phones. Two municipalities have experimented with receiving this information, but there continues to be problems with paying for the service.
- A number of bills have been introduced to change flexible benefit/Section 125 plan rules.
- Formation of the 12 person Super Committee is being watched with concern on how federal cuts will impact states and programs.
- Federal cut – The CMS has announced that they will cut reimbursement for Medicare skilled nursing facilities. Dave Rothman is aware of the cuts, which take effect in October.
- Jt. Finance is meeting and will be discussing governance of the FoodShare program. This was contracted out, but now DHS staff will administer the program, which will save \$500,000/year.

UNFINISHED BUSINESS

None.

NEW BUSINESS

Resolution No. Z-14—2011-12 - Agriculture, Extension Education, Zoning & Land Conservation Committee. Approve of a proposed rezoning in the Town of Grand Chute from Single Family District to Single Family Attached Residence for Garot Land Development LLC.

Supervisor Anthony moved, seconded by Supervisor Vander Heiden, for adoption.

ROLL CALL: 34 aye, 2 absent. RESOLUTION Z-14—2011-12 IS ADOPTED.

Resolution No. Z-16—2011-12 - Agriculture, Extension Education, Zoning & Land Conservation Committee. Approve of a proposed rezoning in the Town of Grand Chute from Single Family District to Single Family Attached Residence and from Two-Family Residence to Single-Family Attached Residence for Butterfly Fields Subdivision.

Supervisor Anthony moved, seconded by Supervisor Weyenberg, for adoption.

ROLL CALL: 34 aye, 2 absent. RESOLUTION Z-16—2011-12 IS ADOPTED.

Resolution No. Z-18—2011-12 - Agriculture, Extension Education, Zoning & Land Conservation Committee. Approve of a proposed text amendment in the Town of Grand Chute Municipal Code Chapter 27 establishing dog kennels in a Single-Family Residential District as a special exception with certain conditions.

Supervisor Anthony moved, seconded by Supervisor Schommer, for adoption.

ROLL CALL: 33 aye, 1 nay, 2 absent. RESOLUTION Z-18—2011-12 IS ADOPTED.

Resolution No. Z-19—2011-12 - Agriculture, Extension Education, Zoning & Land Conservation Committee. Approve of a proposed text amendment in the Town of Grand Chute Municipal Code Chapter 27 regarding enforcement and penalty provisions for site plan violations.

Supervisor Anthony moved, seconded by Supervisor Vander Heiden, for adoption.

ROLL CALL: 33 aye, 1 nay, 2 absent. RESOLUTION Z-19—2011-12 IS ADOPTED.

Resolution No. Z-20—2011-12 - Agriculture, Extension Education, Zoning & Land Conservation Committee. Approve of a proposed text amendment in the Town of Grand Chute Municipal Code Chapter 27 regarding definitions for the automobile, commercial vehicle, and recreation/utility vehicles.

Supervisor Anthony moved, seconded by Supervisor Callies, for adoption.

ROLL CALL: 32 aye, 2 nay, 2 absent. RESOLUTION Z-20—2011-12 IS ADOPTED.

Resolution No. Z-21—2011-12 - Agriculture, Extension Education, Zoning & Land Conservation Committee. Approve of a proposed text amendment in the Town of Grand Chute Municipal Code Chapter 27 which sets standards and regulates the storage of firewood in residential districts.

Supervisor Anthony moved, seconded by Supervisor Callies, for adoption.

ROLL CALL: 32 aye, 2 nay, 2 absent. RESOLUTION Z-21—2011-12 IS ADOPTED.

Resolution No. Z-22—2011-12 - Agriculture, Extension Education, Zoning & Land Conservation Committee. Approve of a proposed text amendment in the Town of Grand Chute Municipal Code Chapter 27 regarding new regulations for governing off-street parking.

Supervisor Weyenberg moved, seconded by Supervisor Callies, for adoption.

ROLL CALL: 31 aye, 3 nay, 2 absent. RESOLUTION Z-22—2011-12 IS ADOPTED.

Resolution No. 36—2011-12 – Health & Human Services Committee. Authorize the Department of Health and Human Services to enter a written cooperative agreement with the

Emergency Shelter of the Fox Valley, Inc. for the purpose of applying for a \$25,000 Community Development Block Grant for continuation of a Social Security Outreach, Access and Recovery Program.

Supervisor A. Schmidt moved, seconded by Supervisor Trentlage, for adoption.

ROLL CALL: 33 aye, 1 nay, 2 absent. RESOLUTION NO. 36—2011-12 IS ADOPTED.

Resolution No. 37—2011-12 – Highway & Solid Waste Committee. Authorize granting an easement to We Energies for the purpose of upgrading the electric service to the County Hortonville Highway Garage.

Supervisor Schuette moved, seconded by Supervisor DeGroot, for adoption.

ROLL CALL: 33 aye, 1 abstain, 2 absent. RESOLUTION NO. 37—2011-12 IS ADOPTED.

Resolution No. 38—2011-12 – Legislative Audit & Human Resources Committee. Approve the Administrative Rules as presented in the Personnel Manual as attached to the resolution, which revises language relating to health insurance, employee Wisconsin Retirement System contribution, and employee grievance procedure.

Supervisor Pleuss moved, seconded by Supervisor Griesbach for adoption.

ROLL CALL : 33 aye, 1 nay, 2 absent. RESOLUTION NO. 38—2011-12 IS ADOPTED.

Ordinance No. B—2011-12 – Finance Committee. An amendment to the Outagamie County Code of Ordinances to adopt the updated list of bank depositories.

Supervisor Beckley moved, seconded by Supervisor Austin, for adoption.

ROLL CALL: 34 aye, 2 absent. ORDINANCE NO. B—2011-12 IS ADOPTED.

REPORTS - None.

Supervisor Mahan moved, seconded by Supervisor McDaniel, to adjourn until September 27, 2011, at 6:30 p.m. VOICE VOTE CARRIED.

The meeting adjourned at 7:59 p.m.

\s\ Lori O'Bright
County Clerk