

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

Office of the County Clerk, April 19, 2016

The Board met for the 2016 Reorganization Meeting, pursuant to Section 59.11 (1) (c), Wisconsin Statutes, and was called to order by County Clerk Lori O'Bright at 4:00 p.m. in the County Board Room, Administrative Building, 410 S. Walnut St., Appleton, WI.

ROLL CALL: 35 present, 1 vacant. Members present: Thompson, Miller, Grady, Patience, Gabrielson, Strenn, Hammen, T. Krueger, J. Krueger, Lamers, Meyer, McDaniel, Wegand, De Groot, Vanden Heuvel, Lemanski, Groat, Spears, Stueck, Thomas, Thyssen, Hagen, Klemp, Pleuss, Nooyen, Duncan, Culbertson, Sturn, Buchman, Clegg, VanderHeiden, O'Connor-Schevers, Rettler, Melchert, and Surprise. Seat vacant: District 30 (Griesbach).

County Clerk O'Bright requested the Board's confirmation to excuse Supervisor Griesbach. No objections; so ordered. County Clerk O'Bright reported that she would administer Supervisor Griesbach's Oath of Office at his earliest convenience.

The Pledge of Allegiance was led by County Clerk Lori O'Bright

The Oath of Office was administered by the Honorable Judge John A. DesJardins, Outagamie County Circuit Court Branch VII, to the 2016-18 County Board of Supervisors.

RECOGNITION OF OUTGOING COUNTY BOARD SUPERVISORS

County Clerk O'Bright presented outgoing Board Chairperson Helen Nagler a commemorative book and plaque for her service from 1990-2016. Chair Nagler wished the supervisors well in their upcoming term. A standing applause was given her. County Clerk O'Bright presented Jerry Iverson, County Board Supervisor District 5, a certificate of appreciation for his six years of service. A round of applause was given. Additional certificates of appreciation will be sent to former supervisors: District 1-Tanya Rabec, District 9-Marcia Trentlage, District 10-Kevin Behnke, District 13-Leroy Van Asten, District 31-Ralph Thern, and District 33-Norman Austin.

VOTING EQUIPMENT, PARLIAMENTARY PROCEDURES & OPEN MEETING LAWS REPORTS
County Clerk O'Bright briefly explained procedures for operating the voting equipment.

Corporation Counsel Joe Guidote reported on parliamentary procedures and open meeting laws (a document on parliamentary procedure was distributed to members).

MINUTES OF MARCH 22, 2016

Supervisor Stueck moved, seconded by Supervisor Duncan, to approve the minutes of the March 22, 2016, County Board meeting.

ROLL CALL: 27 aye, 8 abstain, 1 vacant. **MINUTES OF THE MARCH 22, 2016, BOARD MEETING ARE APPROVED.**

ELECTION OF COUNTY BOARD CHAIRPERSON

County Clerk O'Bright appointed Supervisors Patience, Spears, VanderHeiden to act as tellers. Clerk O'Bright requested nominations for County Board Chairperson to serve a two-year term.

Supervisor Sturn nominated Supervisor Nooyen.

Supervisor Stueck nominated Supervisor Thomas.

County Clerk O'Bright asked three times if there were any more nominations. None were given and the nominations for chairperson were closed.

A hand ballot was voted and read by the tellers.

VOTE: Nooyen-25; Thomas-9. SUPERVISOR NOOYEN IS ELECTED COUNTY BOARD CHAIRPERSON FOR A TWO-YEAR TERM.

Supervisor Nooyen assumed his duties as board chairperson. Chairperson Nooyen thanked the supervisors for their support.

ELECTION OF COUNTY BOARD VICE-CHAIRPERSON FOR A TWO-YEAR TERM

Chairperson Nooyen requested nominations for County Board Vice-Chairperson.

Supervisor Stueck nominated Supervisor Thyssen.

Supervisor Grady nominated Supervisor Hagen.

Chairperson Nooyen asked three times if there were any more nominations. None were given and the nominations for vice-chairperson were closed.

A hand ballot was voted and read by the tellers.

VOTE: Thyssen-16; Hagen-19. SUPERVISOR HAGEN IS ELECTED COUNTY BOARD VICE-CHAIRPERSON FOR A TWO-YEAR TERM.

ELECTION OF COMMITTEE ON APPOINTMENTS (five member committee)

Chairperson Nooyen requested nominations for Committee on Appointments.

Corporation Counsel reported that none of the former supervisors, who at the previous reorganization were appointed to the Committee on Appointments, should be nominated. Clerk O'Bright reported that in 2014, members elected to the Committee on Appointments were Supervisors Hagen, Sturn, McDaniel, Iverson, and Duncan.

Supervisor Groat nominated Supervisor T. Krueger.

Supervisor McDaniel nominated Supervisor Groat.

Supervisor Patience nominated Supervisor Grady.

Supervisor Hagen nominated Supervisor Culbertson.

Supervisor Buchman nominated Supervisor DeGroot.

Supervisor Thomas nominated Supervisor Stueck.

Supervisor Sturn nominated Supervisor Klemp.

Supervisor Vander Heiden nominated Supervisor Thyssen.

Supervisor Surprise nominated Supervisor Thomas.
Supervisor Duncan nominated Supervisor Melchert.

A hand ballot voted and read by the tellers.

VOTE: T. Krueger-13; Groat-21; Grady-16; Culbertson-26; De Groot-18; Stueck-10; Klemp-7; Thyssen-14; Thomas-11; Melchert-17. CULBERTSON, GROAT, DE GROOT, MELCHERT, AND GRADY ELECTED TO THE COMMITTEE ON APPOINTMENTS.

APPOINTMENT OF SERGEANT-AT-ARMS FOR A ONE (1) YEAR TERM

Supervisor Groat moved, seconded by Supervisor Melchert, to appoint Robert Stadel as Sergeant-at-Arms.

ROLL CALL: 35 aye, 1 vacant. ROBERT STADEL IS CONFIRMED AS SERGEANT-AT-ARMS FOR A TERM OF ONE (1) YEAR

APPOINTMENT OF PARLIAMENTARIAN FOR A TERM OF ONE (1) YEAR

Supervisor Pleuss moved, seconded by Supervisor Lemanski, to appoint Joseph Guidote as Parliamentarian.

ROLL CALL: 35 aye, 1 vacant. THE APPOINTMENT OF JOSEPH GUIDOTE AS PARLIAMENTARIAN IS APPROVED.

ADOPTION OF THE ROBERT'S RULES OF ORDER, THE MODERN 11TH EDITION

Supervisor Vanden Heuvel moved, seconded by Supervisor Buchman, for adoption of the Robert's Rules of Order, the Modern 11th Edition.

ROLL CALL: 35 aye, 1 vacant. ROBERT'S RULES OF ORDER ARE ADOPTED.

ADOPTION OF 2016-18 COUNTY BOARD RULES AND PROCEDURES

Supervisor Groat moved, seconded by Supervisor VanderHeiden, for adoption of the 2016-18 County Board Rules and Procedures.

ROLL CALL: 35 aye, 1 vacant. 2016-18 COUNTY BOARD RULES AND PROCEDURES ARE ADOPTED.

DESIGNATION OF THE APPLETON POST CRESCENT AS THE OFFICIAL COUNTY NEWSPAPER PURSUANT TO §985.05 AND §10.04 OF THE WISCONSIN STATE STATUTES

Supervisor Stueck moved, seconded by Supervisor Hagen, to designate the Appleton Post Crescent as the official County newspaper pursuant to §985.05 and §10.04 of the Wisconsin State Statutes.

ROLL CALL: 35 aye, 1 vacant. THE APPLETON POST CRESCENT IS APPROVED AS THE OFFICIAL COUNTY NEWSPAPER.

The Board of Supervisors recessed at 5:25 p.m. for the Committee of Appointments to meet.

The Board of Supervisors reconvened at 6:05 p.m.

Chairperson Nooyen announced the standing committee appointments as follows (placed in order of chair, vice chair, secretary as later approved within each committee):

- Agriculture, Extension Education, Zoning & Land Conservation Committee Members:
 - VanderHeiden
 - Stueck
 - Suprise
 - Melchert
 - Rettler
- Finance Committee Members:
 - Sturn
 - Groat
 - Pleuss
 - Miller
 - O'Connor-Schevers
- Health and Human Services Committee Members:
 - Lemanski
 - Meyer
 - Gabrielson
 - Thompson
 - Lamers
- Highway, Recycling & Solid Waste Committee Members:
 - De Groot
 - McDaniel
 - Buchman
 - Vanden Heuvel
 - Wegand
- Legislative/Audit and Human Resources Committee Members:
 - Thyssen
 - Spears
 - Strenn
 - J. Krueger
 - Griesbach
- Property, Airport, Recreation & Economic Development Committee Members:
 - Culbertson
 - Hagen
 - Grady
 - Klemp
 - Clegg
- Public Safety Committee Members:
 - Duncan
 - Hammen
 - Patience
 - Thomas
 - T. Krueger

Supervisor Patience moved, seconded by Supervisor Rettler, to confirm the committee appointments.
VOICE VOTE CARRIED – APPOINTMENTS TO THE STANDING COMMITTEES AS LISTED ABOVE ARE CONFIRMED.

Chairperson Nooyen recessed the County Board at 6:10 p.m. to their standing committee assignments to determine committee structure, meeting days, and time.

The Board of Supervisors reconvened at 6:30 pm. after meeting in their committees.

Chairperson Nooyen reported several supervisors had to leave the meeting due to a need to attend their respective municipal organizational meetings.

SPECIAL ORDER OF BUSINESS - None

ESTABLISH ORDER OF THE DAY

Supervisor Lemanski requested to hold Resolution No. 135 in committee. No objections; so ordered.

COMMUNICATIONS

Wisconsin Counties Association (WCA) surveys. Chairperson Nooyen requested that supervisors complete the surveys and quickly return them to either the County Clerk's Office or Legislative Services.

APPOINTMENTS – None.**REPORT BY THE COUNTY EXECUTIVE**

County Executive Thomas Nelson did not attend the meeting due to another commitment; a written update was placed on the desks.

REPORT AND PRESENTATION OF COUNTY LOBBYIST

County Lobbyist Mark Wadium reported the following:

- Lobbyist attended the 3-29 WI Politics meeting with Congressman Kind. The two most interesting items the Congressman discussed were Regulatory Reform and the national Opioid problem.
 - Regulatory Reform - The Congressman talked about agencies in Washington burden on citizens. Kind stated that was one reason he teamed up with Congressman Reid Ribble. Kind discussed the advantage of moving the Federal government to a biennial budget. The change would allow congress to pass a budget one year and work on regulatory reform the second year. Kind also discussed Congress forming a Regulatory Review Commission. Kind said that a Yelp for Government would help identify where there are problems that can be addressed.
 - Opioid issue - Congressman Kind reported the roll for congress would be to provide resources for first responders. Kind said that Congress could also help by promoting research based, best practices information. Kind said that Seattle, WA, and Gloucester, MA, have used data collection to assist with making good decisions and to put together advisory panels, which includes family members for their input.
- Lobbyist discussed with other lobbyists pulling together a group to address the psychotropic drug issue to improve things without driving up penalties. There was a bill last session ([AB-791](#)) that passed one house and died in the Senate that was problematic for the nursing home industry that the County lobbied against.
- [AB-515](#) re: recycling grants for local governments and making an appropriation - Lobbyist is still working AB-515 with Governor's office and legislators.
- Airport Customs & Border Patrol (CBP) Grand Opening - Lobbyist has been working with Airport Director Weber for the Grand Opening of CBP facility at the Appleton Airport.
- Lobbyist hand delivered invitation for 5-09 Health and Human Services Public hearing.
- The Joint Legislative Council has released [a mail ballot for the upcoming Study Committee Session](#). The Legislative Council will hold seven study committees. The recommended committees are: Access to Civil Legal Services; Preservation of Burial Sites; Publication of Government Documents and Legal Notices; Reducing Recidivism and Removing impediment to Ex-Offender Employment; Rural Broadband; School Data; Volunteer Firefighter and Emergency Medical Technician Shortages.
- The Department of Health Services has filed with [Joint Finance the Family Care/IRIS 2.0 Concept Paper](#) for approval or disapproval.

Federal issues:

- Congress extended the FAA Bill while continuing to work on Reauthorization, extended through 7-15-16. [NACo link](#).
- Urban county leaders sent a letter to the Obama Administration urging a Medicaid inmate waiver.

NACo link.

- [S. 192](#), the Older Americans Act (OAA) passed both houses and was presented to the President 4-13-16.
- UnitedHealth pulling out of most ObamaCare markets. [Article link](#).

UNFINISHED BUSINESS

Resolution No. 135—2015-16 – Health and Human Services Committee. Oppose proposed legislation which would make changes to the current law governing veterans affairs, changes to powers of officials or employees of the Department of Veterans Affairs, changes to the powers of the Board of Veterans Affairs, and changes regarding the maintenance of veterans homes.

A copy of Resolution No. 135 was included in the packet in accordance with the 60 day rule in Sec. 2-51 of the County Code.

At the February 9, 2016 County Board meeting, Supervisor Krueger moved, seconded by Supervisor Iverson, for adoption. Supervisor Thomas moved, seconded by Supervisor Pleuss, to refer Resolution No. 135 to the Health and Human Services Committee. Motion carried. At the February 23, 2016 County Board meeting, Supervisor Iverson requested that Resolution No. 135 be held in committee. No objection; so ordered. At the March 8, 2016 County Board meeting, Supervisor Lemanski requested that Resolution No. 135 be held in the Health and Human Services Committee. No objections, so ordered. At the March 22, 2016 County Board meeting, Supervisor Lemanski requested to hold Resolution No. 135 in committee. No objections, so ordered.

At the April 19, 2016, meeting, Resolution No. 135 was continued held in committee (see Establish Order of the Day).

Resolution No. 143—2015-16 – Property, Airport, Recreation & Economic Development Committee. Approve of the Appleton Airport and Cobblestone Aviation, LLC, entering into a lease agreement for hangar space as noted on the attached Common Storage Hangar Space Lease Agreement.

An updated copy of a lease was included in the packet.

At the March 8, 2016 County Board meeting, Supervisor Hagen moved, seconded by Supervisor Klemp, for adoption. Supervisor Krueger stated that the length of the lease is different on Page 1 of the Resolution and page 28 of the attachment. Corporation Counsel Guidote reported that he would need to have the length of lease clarified with the Airport Director and recommended that the resolution be held in committee. Supervisor Rabec moved, seconded by Supervisor Grady, to hold Resolution 143 in committee. At the March 22, 2016 County Board meeting, Supervisor Culbertson requested to hold Resolution No. 143 in committee. No objections, so ordered.

At the April 19, 2016, meeting, Supervisor Grady moved, seconded by Supervisor Hagen, for adoption.

ROLL CALL: 30 aye, 1 abstain, 4 absent, 1 vacant. RESOLUTION NO. 144—2016-17 IS ADOPTED WITH UPDATED LEASE.

Supervisor Hagen moved, seconded by Supervisor Lemanski, to reconsider Resolution No. 144 for the purpose of lock in.

ROLL CALL to reconsider: 30 aye, 1 nay, 4 absent, 1 vacant. RESOLUTION NO. 144—2016-17 IS RECONSIDERED.

ROLL CALL to adopt and lock in: 31 aye, 4 absent, 1 vacant. RESOLUTION NO. 144—2016-17 IS ADOPTED & LOCKED IN.

Resolution No. 149—2015-16 – Legislative/Audit & Human Resources Committee. Approve the Justice Center Association Union employees settlement agreement authorizing a 0.73% base wage increase effective with the January 11, 2016 pay period and authorizing an additional lump sum payment of 1.27% of each employee's wages to be paid on the July 15, 2016 paycheck, calculated by using the pay received in the first 13 pay periods of the year, along with attendant budget expenses and revenues.

At the March 22, 2016, County Board meeting, Supervisor Thyssen requested to hold Resolution No. 149 in committee. No objections, so ordered.

At the April 19, 2016, meeting, Supervisor Strenn moved, seconded by Supervisor Thomas, for adoption.

ROLL CALL: 30 aye, 1 nay, 4 absent, 1 vacant. RESOLUTION NO. 149—2016-17 IS ADOPTED.

Supervisor Strenn moved, seconded by Supervisor Spears, to reconsider Resolution No. 149 for the purpose of lock in.

ROLL CALL to reconsider: 28 aye, 3 nay, 4 absent, 1 vacant: RESOLUTION NO. 149—2016-17 IS RECONSIDERED.

ROLL CALL to lock in: 30 aye, 1 nay, 4 absent, 1 vacant. RESOLUTION NO. 149—2016-17 IS ADOPTED & LOCKED IN.

NEW BUSINESS

Resolution No. Z-1—2016-17 – Agriculture, Extension Education, Zoning & Land Conservation Committee. Approve of the proposed 1.7 acre rezoning request for D&D Enterprise Family LTD Partnership, located in the Town of Grand Chute, from the General Agriculture District to Industrial District.

Supervisor Surprise moved, seconded by Supervisor T. Krueger, for adoption.

ROLL CALL: 30 aye, 1 abstain, 4 absent, 1 vacant. RESOLUTION NO. Z-1—2016-17 IS ADOPTED.

Resolution No. Z-2—2016-17 – Agriculture, Extension Education, Zoning & Land Conservation Committee. Approve of the proposed 28.6 acre rezoning request for Spirit SPE Portfolio 2006-4, located in the Town of Grand Chute, from Industrial District to Regional Commercial District.

Supervisor Rettler moved, seconded by Supervisor Surprise, for adoption.

ROLL CALL: 31 aye, 4 absent, 1 vacant. RESOLUTION NO. Z-2—2016-17 IS ADOPTED.

Resolution No. 1—2016-17 – Finance Committee. Approve of transferring \$66,000 from the Contingency Fund to the Library County Aids Cost Center Purchased Services account for payment of 2013 and 2014 Outagamie County residents utilizing Brown County Libraries.

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

ROLL CALL: 31 aye, 4 absent, 1 vacant. RESOLUTION NO. 1—2016-17 IS ADOPTED.

Resolution No. 2—2016-17 – Agriculture, Extension Education, Zoning & Land Conservation Committee. Approve receipt of the \$17,320 grant from the Alliance for the Great Lakes and approve amending the Land Conservation Department 2016 revenue and expenditure budgets in the amount of \$17,320 for work to be completed by existing Land Conservation staff in 2016.

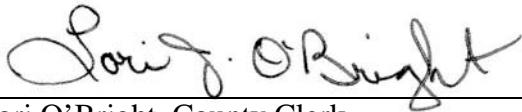
Supervisor Surprise moved, seconded by Supervisor Rettler, for adoption.

ROLL CALL: 31 aye, 4 absent, 1 vacant. RESOLUTION NO. 2—2016-17 IS ADOPTED.

REPORTS – None.

Supervisor Buchman moved, seconded by Supervisor Patience, to adjourn until May 10, 2016, at 6:30 p.m.

The meeting adjourned at 6:50 p.m.



Lori O'Bright, County Clerk