

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

Office of the County Clerk, July 12, 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, Hammen, T. Krueger, J. Krueger, Lamers, Meyer, McDaniel, Wegand, De Groot, Vanden Heuvel, Lemanski, Thomas, Thyssen, Hagen, Klemp, Pleuss, Nooyen, Duncan, Culbertson, Sturn, Buchman, Griesbach, Clegg, VanderHeiden, O'Connor-Schevers, Rettler, Melchert, and Suprise. Member absent: Groat, Spears, and Stueck.

The Board Chairperson requested the Board's confirmation to excuse Supervisors Groat, Spears, and Stueck. No objections; so ordered.

The Pledge of Allegiance was led by Chairperson Nooyen.

**MINUTES OF JUNE 28, 2016**

Supervisor Culbertson moved, seconded by Supervisor Patience, to approve the minutes of the June 28, 2016, County Board meeting.

ROLL CALL: 31 aye, 2 abstain, 3 absent. **MINUTES OF THE JUNE 28, 2016, BOARD MEETING ARE APPROVED.**

**SPECIAL ORDERS OF BUSINESS**

**Tax Incremental Financing (TIF)/Tax Incremental Districts (TID) Explanation – Brian Massey**

Finance Director Brian Massey reported that a handout was distributed to the County Board on their desks and was also provided in the supervisors' Dropbox folder.

Finance Director Massey explained briefly how reported TIF/TIDs work. The first TIDs were started in 1995 and various usages are allowed for them. The county generally goes through a process where an attorney working with a municipality will establish that the TIF/TID will meet requirements of the law and the county relies on that attorney's review for making recommendations to the County Board. A five person joint review board reviews each TIF district with the county representative being one of the members on the joint review board. An example was provided in the handout and explained. Debt taken out by the municipality for infrastructure is paid back from taxes generated as the value of that property increases. The TID can stay open for specified time periods depending upon development/repayment. After repayment is done with the municipality, the benefit is then provided to all taxing districts. Outagamie County has 26 TIDs. Base TID year value of those districts is \$152.947 million. In 2015, current year valuation grew to \$377.163 million for those districts. A resolution to approve an additional Village of Little Chute TID was on the County Board's July 12, 2016, agenda.

During Q&A, Supervisor Thomas questioned why some of the County TID districts decreased in value, specifically noting one in the Village of Little Chute. Finance Director Massey reported he would get back to the County Board regarding the specifics of that district.

McMahon Final Pre-Design Study Report, Security and Space Needs Project – Eric Rhodehamel, Mike McMahon, and Tony Fieweger - McMahon Associates

Chairperson Nooyen reported that on the supervisor desks were copies of frequently asked questions and the PowerPoint for this special order.

Mike McMahon introduced members of McMahon Associates.

The following was reported by Eric Rhodehamel. The purpose of the study included top priorities of security, space, adjacencies, way-finding, and parking. Four options were provided with Option D being approved. McMahon was retained to provide pre-design services, finalize dept. space program, and develop conceptual block diagram plans. The study steps included establishing project goals, transparency was established (meeting room 3), existing facilities were audited, validation meetings were conducted with individual depts./divisions, monthly/bi-weekly Oversight Committee meetings were conducted leading to this presentation.

Project goals included providing space to satisfy 75% of County needs through year 2030, provide a secure entry/exit point, and create a welcoming, safe, functional, durable, and not extravagant facility. Functional goals included accommodating entire depts./divisions within one location, designing for new office standards, relocating Sheriff LED off-site, providing for a parking study, and improving way-finding. The cost object was to reduce the budget to less than the \$36.9 million. Pre-design timeline was to be completed by end of June 2016.

The dept. program validation was reviewed to consider what net use space was required. An analysis of Option D2, the final choice, included pros of reducing the program square footage but kept the budget less than the \$36.9 million, improved way-finding, vacated HHS South to serve as flex space during construction/remodeling, has superior operational adjacencies, and reduces non-value added costs. Cons included that Option D2 did not fill remaining/existing space not being fully functional. Security concerns included inadequate security in parking areas, entries into buildings, shared circulation between public & judicial staff, and at service counters.

Security will be centralized and utilize machines similarly utilized at airports. Parking goals ensure that the same parking will be at the county downtown complex that is currently available. Expansion shows no significant changes anticipated for general depts. Judicial departments and Health & Human Services staffs have increases projected into the future. The project summary and recommendations is to provide a starting point for the A/E Design and CD Phase. Major recommendations included Option D2, security, parking, and expansion analysis recommendations. The project schedule was reviewed for the next several months leading to a construction start in May 2017.

During Q&A, discussion took place regarding security, city parking structure use, parking during construction, identifying certain employees for various parking, controls for parking, the square footage reduction from original needs, security details including parking lighting and outside security cameras, and risk management issues.

Closed session pursuant to sec. 19.85 (1)(g), conferring with legal counsel for the governing body who is rendering oral advice concerning strategy with respect to litigation it is likely to become involved.

Supervisor Grady moved, seconded by Supervisor Hagen, to go into closed session pursuant to Wis. Stat. 19.85(1)(g).

ROLL CALL: 33 aye, 3 absent. MOTION CARRIED.

Supervisor Patience moved, seconded by Supervisor McDaniel, to go out of closed session.

ROLL CALL: 3 aye, 3 absent. MOTION CARRIED.

Chairperson Nooyen, in accord to Board rules, called for a recess at 8:03 p.m.

The meeting was reconvened at 8:10 p.m.

#### ESTABLISH ORDER OF THE DAY

Supervisor Thyssen requested that Resolution No. 22 continue to be held in committee. No objections; so ordered.

Supervisor Lemanski requested that Resolution No. 20 continue to be held in committee. No objections; so ordered.

#### COMMUNICATIONS

##### Communications Referral List

No.	Communication Date	Received From	Subject	Referred To
1	6-21-16	Polk County	Res. 25-16, Authorizing application for county waiver from state mandated process concerning absentee ballots	Finance Committee
2	6-21-16	Price County	Res. 20-16, Support enhancing quality of Medicaid non-emergency medical transport system	Outagamie County has a position: Res. 17—2016-17

Chairperson Nooyen reported because of critical timing on the Goodland property, a petition was being circulated to conduct a special meeting of the County Board on Wednesday, July 20, 2016, at 6:30 p.m. The meeting on July 26, 2016, would then not be held. Once the County Clerk receives the signed petition with a majority of the County Board signing, she would then post the meeting in accord to open meeting laws. A minimum of 18 signatures is required to conduct the special meeting.

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

#### APPOINTMENTS

A letter was received from County Executive Nelson nominating the following alternate representatives to the Coordinating Council: Curt Nysted, Clerk of Courts and Brandt Swardenski, State Public Defender; said terms expiring April 30, 2018.

Supervisor Thyssen moved, seconded by Supervisor Griesbach, to approve the above listed appointments.

**ROLL CALL: 33 aye, 3 absent. APPOINTMENTS OF NYSTED AND SWARDENSKI AS ALTERNATES TO THE COORDINATING COUNCIL ARE CONFIRMED.**

A letter was received from County Executive Nelson nominating Greg Peterson, Municipal Police Department alternate representative to the Coordinating Council; said term expiring April 30, 2018.

Supervisor Hagen moved, seconded by Supervisor Pleuss, to approve the above listed appointment.

**ROLL CALL: 33 aye, 3 absent. APPOINTMENT OF GREG PETERSON (ALTERNATE) TO THE COORDINATING COUNCIL IS CONFIRMED.**

A letter was received from County Executive Nelson nominating Randy Dorow and Al Kramer, Jr. for re-appointment to the Land Conservation Committee; said terms expiring April, 2017.

Supervisor VanderHeiden moved, seconded by Supervisor J. Krueger, to approve the above listed appointments.

**ROLL CALL: 33 aye, 3 absent. RE-APPOINTMENTS OF DOROW AND KRAMER TO THE LAND CONSERVATION COMMITTEE ARE CONFIRMED.**

A letter was received from County Executive Nelson nominating Cathy Thompson for appointment to the Outagamie Waupaca Counties Federated Library System Board to complete Theresa Rechner's term; said term expiring December 31, 2018.

Supervisor T. Krueger moved, seconded by Supervisor Thyssen, to approve the above listed appointments.

**ROLL CALL: 33 aye, 3 absent. APPOINTMENT OF CATHY THOMPSON TO THE OUTAGAMIE WAUPACA COUNTIES FEDERATED LIBRARY SYSTEM BOARD IS CONFIRMED.**

#### **REPORT BY THE COUNTY EXECUTIVE**

County Executive Thomas Nelson congratulated County Board Supervisors Cathy Spears on her birthday July 21 and Barney Lemanski on his birthday July 23. A round of applause was given each.

- Finance – In addition to working on the 2017 budget and reviewing the five-year capital improvement projects, the department is completing analysis of the first five months of the

2016 budget. Most departments appear to be operating close to or slightly better than budgeted.

- Parks – Energy Control & Design is installing a new heating & cooling system at Plamann Park. Gas connections to the system will be made after WE Energies installs a natural gas line. Work on the Meade St. Trail is delayed due to inclement weather. An installation timetable has not yet been established. The first of two seasonal mowings of the Newton Blackmour Trail has been completed, having taken 35 hours.
- Maintenance – The City of Appleton has completed parking construction on Elm and Walnut Streets. A committee has been established to manage short-term parking issues. Signage will soon be installed. The remaining parking meters around the administration building will be removed before the city begins work on the Lawrence lot, likely in the fall. Cardinal Construction is preparing construction on the Clerk of Courts front counter. Submittals for materials are under review and the project is expected to be completed before December. Site visits concluded today with prospective architecture/engineering firms for our expansion project. These were non-mandatory meetings, intended to give contractors the opportunity to view layouts and conditions. An Architect will be on site Thursday to review those security projects identified by initial space need phase of the project, but which are not directly related to our expansion. A new wood fence will be installed at the east end of the east parking lots. Installation is scheduled for August 8.
- Recycling & Solid Waste – The department has estimated that approximately 20,000 tons of construction and demolition (C&D) waste can be diverted from the landfill, which will free up additional air space for municipal solid waste. The C&D materials will be segregated inside the transfer station and transported to Landfill Reduction & Recycling located on Glendale Ave. in Appleton for processing. The Phase III excavation and east landfill cap project is under way with installation of the two-foot clay in progress. Liner installation is slated for the end July and will take about one month to complete. Once the liner is in place, highway crews will begin placing the rooting zone, followed by hydro-seeding. The fourth co-generation engine is in test run mode and will be ready tomorrow. Once that data is reviewed, staff will decide whether to run four engines simultaneously, or to use the new engine as a backup, based on gas volumes. Last Saturday, the MRF ran a shift to process the recent holiday backlog and is now caught up.
- MIS/IT – A team meeting, with a vendor, will convene next week to review sample layouts for the county's internet and intranet pages. Mock-ups will be available by the end of the month.
- Highway - Work in the landfill continues at a brisk pace and is on schedule for liner placement at the end of this month. CTH CE was closed yesterday and construction began on the round-a-bout. A detour from CTH N to CTH KK to SH 55 has been established. The goal is to reopen the roadway by September. Paving will start on CTH HH – CTH CE to CTH ZZ after completion of the round-a-bout. Paving of CTH XX is complete.
- Brewster Village – The facility has been offered a donation for the construction of “Sensory Gardens,” a series of improvements to a current courtyard area designed to appeal to the five senses and offer a therapeutic ambience. Planning has begun for the Brewster Village 15th anniversary open house, which is slated for October. The Cycling Without Age rickshaw is expected to be delivered before the end of the month. Anyone interested in piloting this motor-assisted bicycle may contact Brewster Village administration.
- Airport – Walls have been poured; electrical and plumbing stubs installed and power and data conduits have been bored for the rental care center. Contracts have been signed, a steel building ordered and work on the snow removal equipment building will begin next month.

Staff continues preparation for the 2016 EAA, including its hosting of the volunteer meeting tomorrow at platinum flight center. The Airport's Facebook surpassed 10,000 fans in June; Twitter has nearly 4,000 followers.

During Q&A, discussion took place on ownership of the co-generation system (owned by OCEP; county receives payment for the gas) and gas production at the landfill.

#### REPORT AND PRESENTATION OF COUNTY LOBBYIST

County Lobbyist Mark Wadium reported regarding legislative issues:

- Legislative Study Committees:
  - [School Data](#) – Committee is looking into legislation from Florida and Oklahoma on school data privacy.
  - [Reducing Recidivism & Reducing Impediments to Ex-Offender Employment](#) – Will be meeting July 13
  - [Publication of Government Documents and Legal Notices / Volunteer Firefighter and Emergency Medical Technician Shortages](#) – Will be holding their first meetings July 26
  - [Access to Civil Legal Services](#) – Will be meeting July 27
  - [State-Tribal Relations](#) – Will be meeting August 1
  - [Rural Broadband](#) – Will be meeting August 3
- Blue Lives Matter Bill – A state legislator is considering introducing a Blue Lives Matter bill. The county doesn't have a position on the topic. However, Resolution No. 33--2015-16 supports legislative extending special circumstance battery provisions to certain child welfare and juvenile justice workers.
- [State Pilot Program for Giving Medications to Prevent Opioid Addiction Relapse Article](#) - A study done by the University of Pennsylvania in 2006 found parolees receiving medication had reduced repeat offense rates.
- [Rural Broadband](#) - Both WI senators signed a [letter](#) (among 26 senators) to request the FCC to expand rural broadband.
- Public Health – An [article](#) was released regarding Colorado and active TB cases. Congress is reviewing additional funding for public health (mostly related to the [Zika virus](#)). Zika cases have been reported in Wisconsin and one fatality has occurred in Utah. Congress is also considering [funding for combating opioid addiction](#).

#### UNFINISHED BUSINESS

Resolution No. 20—2016-17 – Health and Human Services Committee. Oppose proposed legislation which would make changes to the current law governing veteran's 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 veteran's homes.

This resolution was originally introduced February 9, 2016, as Resolution No. 135—2015-16 and was held in committee initially and at each subsequent meeting since its introduction. At the June 14, 2016 County Board meeting, Chairperson Nooyen reported that Resolution No. 135—2015-16 was converted to Resolution No. 20—2016-17 to coincide with the current session. No objection; so ordered. Supervisor Meyer moved, seconded by Supervisor Lemanski, for adoption of Resolution No. 20—2016-17. After discussion regarding the resolve clause language, Supervisor Duncan moved, seconded by Supervisor Pleuss, to refer back to the committee. Motion carried.

At the June 28, 2016 County Board meeting, Supervisor Lemanski requested that Resolution No. 20 be held in committee, noting that the Health and Human Services Committee would not be meeting on July 12. Therefore, Resolution No. 20 will not be acted on until the July 26 board meeting. No objection; so ordered.

At the July 12, 2016 County Board Meeting, Resolution No. 20 was held in committee (see Establish Order of the Day)

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 County Board meeting, Supervisor Thyssen requested that Resolution No. 22 be held in committee. No objections, so ordered.

At the July 12, 2016 County Board Meeting, Resolution No. 22 was held in committee (see Establish Order of the Day)

#### NEW BUSINESS

Resolution No. 24—2016-17 – Agriculture, Extension Education, Zoning & Land Conservation Committee. Approve of amending the Land Conservation Department 2016 revenue and expenditure budgets to accept and expend The Nature Conservancy grant funds in the amount of \$20,000.

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

ROLL CALL: 33 aye, 3 absent. RESOLUTION NO. 24—2016-17 IS ADOPTED.

Supervisor Rettler moved, Supervisor Melchert, to reconsider Resolution No. 24 for the purpose of lock in.

ROLL CALL to reconsider: 28 aye, 5 nay, 3 absent. RESOLUTION NO. 24—2016-17 IS RECONSIDERED.

ROLL CALL to adopt & lock in: 32 aye, 1 nay, 3 absent. RESOLUTION NO. 24—2016-17 IS ADOPTED & LOCKED IN.

Resolution No. 25—2016-17 – Finance Committee. Support the Village of Little Chute's Tax Incremental District No. 6 Project Plan.

Supervisor Sturn moved, seconded by Supervisor Vanden Heuvel, for adoption.

ROLL CALL: 24 aye, 9 nay, 3 absent. RESOLUTION NO. 25—2016-17 IS ADOPTED.

Resolution No. 26—2016-17 – Public Safety Committee. Authorize the Sheriff's Department to apply for, accept and expend the 2016 Justice Assistance Grant (JAG) Funds in the amount of

\$10,807.

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

ROLL CALL: 33 aye, 3 absent. RESOLUTION NO. 26—2016-17 IS ADOPTED.

Resolution No. 27—2016-17 – Property, Airport, Recreation & Economic Development Committee. Authorize granting We Energies an easement for the area described in the recorded Warranty Deed Document No. 559206, as noted on the attached Distribution Easement Underground and Temporary Exhibit A.

Supervisor Culbertson moved, seconded by Supervisor Grady, for adoption.

ROLL CALL: 32 aye, 1 abstain, 3 absent. RESOLUTION NO. 27—2016-17 IS ADOPTED.

Supervisor Culbertson moved, seconded by Supervisor Lemanski, to reconsider Resolution No. 27 for the purpose of lock in.

ROLL CALL to reconsider: 30 aye, 3 nay, 3 absent. RESOLUTION NO. 27—2016-17 IS RECONSIDERED.

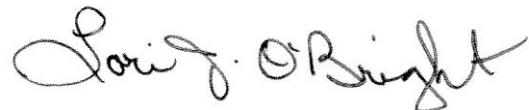
ROLL CALL to adopt & lock in: 31 aye, 2 nay, 3 absent. RESOLUTION NO. 27—2016-17 IS ADOPTED & LOCKED IN.

#### REPORTS

Chairperson Nooyen noted that there were enough signatures to hold a special County Board meeting on Wednesday, July 20, 2016. The scheduled meeting on July 26, 2016, will be cancelled.

Supervisor Thyssen moved, seconded by Supervisor Griesbach, to adjourn until July 20, 2016, at 6:30 p.m.

The meeting adjourned at 8:40 p.m.



Lori O'Bright, County Clerk