

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

Office of the County Clerk, September 26, 2017.

The Board met pursuant to adjournment, and was called to order by Chairperson Nooyen at 7:00 p.m. in the County Board Room, located at 410 South Walnut Street, Appleton, Wisconsin.

ROLL CALL: 30 present, 6 absent. Members present: Thompson, Miller, Patience, Gabrielson, Foss, Hammen, J. Krueger, Lamers, Meyer, McDaniel, De Groot, Lemanski, Croatt, Spears, Stueck, Thomas, Thyssen, Hagen, Klemp, Pleuss, Nooyen, Duncan, Sturn, Buchman, Griesbach, Clegg, VanderHeiden, Rettler, Melchert, Suprise. Members absent: Grady, T. Krueger, Wegand, Vanden Heuvel, Culbertson, O'Connor-Schevers.

Board Chairperson Nooyen requested the Board's confirmation to excuse Supervisors Wegand, Grady, Culbertson, Vanden Heuvel, O'Connor-Schevers, T. Krueger. No objections; so ordered.

The Pledge of Allegiance was led by Chairperson Nooyen.

**MINUTES OF THE SEPTEMBER 12, 2017 COUNTY BOARD MEETING**

Supervisor Patience moved, seconded by Supervisor Pleuss, to approve the minutes of the September 12, 2017, County Board meeting.

Chairperson Nooyen requested unanimous consent to correct the term expiration date of Jim Pleuss' appointment as alternate representative on the University of Wisconsin-Fox Valley Board Trustees. The term should expire in April 2018. No objections, so ordered.

ROLL CALL: 27 aye, 3 abstain, 6 absent. **MINUTES OF THE SEPTEMBER 12, 2017, BOARD MEETING ARE APPROVED WITH THE APPOINTMENT CORRECTION.**

**SPECIAL ORDER OF BUSINESS** - None.

**ESTABLISH ORDER OF THE DAY**

Supervisor Thyssen requested that Ordinance E be held in committee. No objections, so ordered.

**COMMUNICATIONS**

Communications Referral List – distributed in the packet.

Chairperson Nooyen noted the following additional communications/announcements:

- On desks:
  - Fiscal note that should be attached to Resolution 59.
  - Memo from Laurel Clewell, WI State Commander Post 38 Adjutant, supporting appointment of David Holst as Veterans Service Officer.
  - Budget calendar for the month of October detailing committee meeting schedule.

- Information from the History Museum about the upcoming Gridiron Glory exhibit.
- Thank you Lobbyist Mark Wadium and Supervisors Suprise, Hagen, Gabrielson, Patience, Grady, Spears, Miller, Thompson and Lamers for attending the WCA Convention.
- The following resolutions that were adopted by the County Board were also adopted at the WCA convention:
  - Resolution 3—2017-18 – Support full funding of the Great Lakes Restoration Initiative
  - Resolution 14—2017-18 – Advocate for an amendment to the Wisconsin Constitution giving the responsibility of legislative redistricting to a nonpartisan commission

**PUBLIC PARTICIPATION FOR A PERIOD OF FIFTEEN MINUTES (PERTINENT TO THE RESOLUTIONS OF THE DAY)**

Joe Wilhams, Fox Valley Veterans Council, thanked the board members and Executive Nelson for the opportunity to speak about the selection process for the Veterans Service Officer. Mr. Wilhams encouraged the board members to confirm the appointment of David Holst as the Veterans Service Officer, stating that Mr. Holst is very in-tune to the area veterans and will set the tone of the Veterans Office for years to come.

Wayne Martin, VFW Post 2778, thanked Outagamie County for the opportunity to be part of the hiring process for the Veterans Service Officer. Mr. Martin reported that he has known David Holst for many years. When veterans come to Mr. Martin with questions regarding benefits, he always refers them to David who always has a positive answer. The fact that David is willing to meet with veterans in the evening is impressive to Mr. Martin.

**APPOINTMENTS**

County Executive Nelson nomination of David Holst as Outagamie County Veterans Service Officer.

Supervisor Thyssen moved, seconded by Supervisor Croatt, for approval of the above appointment.

ROLL CALL: 30 aye, 6 absent. **APPOINTMENT OF DAVID HOLST AS OUTAGAMIE COUNTY VETERANS SERVICE OFFICER IS APPROVED.**

**REPORT BY THE COUNTY EXECUTIVE**

County Executive Thomas Nelson congratulated Supervisors Patrick Meyer and Travis Thyssen on their birthdays, September 30. A round of applause was given. Executive Nelson reported:

- Veterans Service Officer Appointment – Gratitude was extended for the confirmation of the appointment of David Holst as the Veterans Service Officer. The hiring process for the position was very different as representatives from veterans groups were invited to participate. Inclusion was important as the veterans' community wanted to ensure the

Veterans Officer met qualifications to service veterans. Thanks were extended to the following veterans that participated in the selection process: Laurel Clewell, American Legion; Wayne Martin, Veterans of Foreign Wars; Maranda Wendel, Disabled American Veterans; Joe Wilharm, Fox Valley Veterans Council/Fox Valley Veterans Association; Todd Marks, Desert Vets of WI, Fox Valley.

- Appleton Coated Sale Update – Employees, who have been temporarily laid off, are seeking help from the WI Department of Workforce Development. Executive Nelson spoke with Appleton Coated employees and stressed the uniqueness of the situation. Normally, a company goes into receivership and a prospective buyer is found with the judge approving the sale rather quickly. Executive Nelson attended the court hearing and joined the steel workers union and the Village of Harrison in filing an objection letter to the immediate sale with the court. Judge Gill stayed the decision. The outcome of that decision is that it provides for the mill to remain operational for 45 days, keeping approximately 200 employees operating two machines. The stay also provides an opportunity to market the mill to a potential buyer that may continue operations on a longer-term basis.

#### REPORT AND PRESENTATION OF COUNTY LOBBYIST

County Lobbyist Mark Wadium addressed the Board on the following:

- Thank you letters from Airport Director Weber were distributed to members of the State Legislature for their help with ARFF funding.
- Board Chairperson Nooyen's budget letters were delivered to Governor's staff.
- "Route 50" webinar was reviewed and concerns were shared with the proposed federal tax changes and impact on local governments.
- NACo conference call on proposed federal tax change was monitored. There are concerns about protecting Tax Exempt Municipal Bonds and protecting State and Local Taxes (SALT) deductibility.
- Attended Transportation Development Association (TDA) annual meeting. Airport Director Weber was elected to serve on the TDA Board of Directors. The group discussed strategy for funding future transportation projects.
- La Crosse County Administrator was contacted and a request was made that he contact his Congressman, who has a seat on the House Ways and Means Committee, regarding proposed federal tax changes.
- Participated in National Association of County Intergovernmental Relations Officers (NACIRO) conference call on Federal budget issues including Children's Health Insurance Program, CHIPS renewal, Medicaid expansion, Community Development Block Grants (CDBG) and proposed Federal tax changes with Municipal Bonds and SALT.
- Updated on state budget:
  - State senators negotiated with the Governor to secure vetoes of items in the [JFC version of the state budget](#).
  - [The Governor's veto message](#) was released on September 20. Items of interest to the County included: #21 Local Regulation of Quarries, #88 Ordinances Conflicting with Statutory Provisions, #92 Aeronautics Local Government Zoning, #96 Initial Applicability of the Repeal of Prevailing Wage Law. Funding to Appleton International Airport survived the vetoes.

- On September 19, a state appeals court rejected a union challenge of Wisconsin's right-to-work law, finding it does not constitute an unconstitutional taking of private property without just compensation. The unions challenging the law had argued it improperly forced them to provide representation to workers who did not belong to the organizations or pay dues. The unanimous 3rd District Court of Appeals rejected that argument, overturning a Dane County judge's decision. It is the latest legal setback for unions trying to overturn the law. It was upheld by a federal appeals court in July and a federal judge a year ago. [Written decision](#).
- After informing Wisconsin officials that Russians attempted to infiltrate the state's voter registration system, the federal Department of Homeland Security (DHS) is now backtracking. DHS now reports the so-called scanning attempt was actually on the state Department of Workforce Development and not the Elections Commission. In reversal, feds say Russian hacking attempt [didn't hit Wisconsin election systems](#)

A question was directed to Lobbyist Wadium regarding state revenue projections. Mr. Wadium responded that the state budget is funded. However, there is potential that the budget could have a structural deficit going into the next budget. Therefore, there should be 2% added to ensure no structural deficit.

Thanks were expressed to Lobbyist Wadium for his time and effort at the WCA convention and being here at the board meeting tonight.

#### UNFINISHED BUSINESS

#### NEW BUSINESS

Resolution Z-3—2017-18 – Agriculture, Extension Education, Zoning & Land Conservation Committee. Approve of the proposed rezoning request for Hiroyuki and Vicki Nakashima of 12.77 acres located in the Town of Grand Chute from General Agricultural District to Single Family Residential District.

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

ROLL CALL: 30 aye, 6 absent. RESOLUTION Z-3—2017-18 IS ADOPTED.

Resolution No. 58—2017-18 – Public Safety Committee. Authorize and approve of the “Outagamie County, Wisconsin 2017-2022 Hazard Mitigation Plan”.

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

ROLL CALL: 30 aye, 6 absent. RESOLUTION NO. 58—2017-18 IS ADOPTED.

Resolution No. 59—2017-18 – Legislative/Audit & Human Resources Committee. Resolve to conduct a countywide advisory referendum with the spring 2018 general election, with the question as follows: “*Do you favor adoption of a nonpartisan system for redistricting of legislative and congressional districts in Wisconsin?*”, and instruct proper notice be provided the public and County Clerk.

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

ROLL CALL: 29 aye, 1 nay, 6 absent. RESOLUTION NO. 59—2017-18 IS ADOPTED.

Ordinance No. D—2017-18 – Highway, Recycling & Solid Waste Committee. Amend Article IV - Section 36-91 “Speed Zones Established” of the Outagamie County Code of Ordinances.

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

ROLL CALL: 30 aye, 6 absent. ORDINANCE NO. D—2017-18 IS ADOPTED.

Ordinance No. E—2017-18 – Legislative/Audit & Human Resources Committee. Approve amendments to Rule 7 (Outagamie County Code Sec. 2.50) reducing the time requirement for distribution (e-mailing) of the County Board packet from five days to four days prior to each County Board meeting, and approve the Board Chairperson may discretionarily waive the resolution or ordinance submission requirement if matter is of sufficient import and the County Clerk has sufficient time for inclusion in the packet.

Supervisor Thyssen requested that Ordinance E be held in committee (see Establish Order of the Day).

## REPORTS

The following rezoning petition has been received by Timothy P. Roach, Zoning Administrator:  
From the Town of Freedom

- Petitioner: Town of Freedom (Nao Tong Van)
- Proposed rezoning from the General Agricultural District to the Industrial District
- Notice of public hearing concerning the above will take place at the Highway Garage, 1313 Holland Road (East Entrance) Appleton, Wisconsin, at 10:30 a.m. on October 10, 2017.

The following rezoning petition has been received by Timothy P. Roach, Zoning Administrator:

From the Town of Dale

- Petitioner: Julio De Arteaga
- Proposed rezoning from the Local Commercial District to the Residential Two Family District
- Notice of public hearing concerning the above will take place at the Highway Garage, 1313 Holland Road (East Entrance) Appleton, Wisconsin, at 10:30 a.m. on October 10, 2017.

Chairperson Nooyen reminded supervisors, who attended the WCA Convention, to turn in their expense reports and receipts to the Legislative Services Office for processing.

Supervisor Thomas reported that he has an “older” IPad which was recently updated by the IT Department. The upgrade took more than 2 hours to complete. He recommended supervisors call the IT Help Desk for assistance with upgrading their IPad. Supervisor Gabrielson requested

that supervisors, who upgrade their IPad with IT, report this information to Legislative Services for documentation. Gabrielson offered his assistance with upgrades.

Chairperson Nooyen thanked Supervisor Thyssen for the birthday cookies.

Supervisor Patience moved, seconded by Supervisor Griesbach, to adjourn until October 10, 2017, at 7:00 p.m. Voice vote carried.

The meeting adjourned at 7:37 p.m.



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Sara Hickey, Deputy County Clerk