

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

Office of the County Clerk, October 24, 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: 32 present, 4 absent. Members present: Thompson, Miller, Grady, Patience, Gabrielson, Foss, Hammen, T. Krueger, J. Krueger, Lamers, Meyer, McDaniel, Wegand, De Groot, Spears, Stueck, Thomas, Thyssen, Hagen, Klemp, Pleuss, Nooyen, Culbertson, Sturn, Buchman, Griesbach, Clegg, VanderHeiden, O'Connor-Schevers, Rettler, Melchert, and Surprise. Member absent: Vanden Heuvel, Lemanski, Croatt, and Duncan.

The Board Chairperson requested the Board's confirmation to excuse Supervisors Vanden Heuvel, Lemanski, Croatt, and Duncan. No objections; so ordered.

Chairperson Nooyen noted that Supervisor Duncan had recent surgery. Well wishes were extended to him.

The Pledge of Allegiance was led by Chairperson Nooyen.

PUBLIC HEARING FOR THE PROPOSED 2018 OUTAGAMIE COUNTY BUDGET - Pursuant to Wisconsin Statutes Section 65.90.

Chairperson Nooyen called to order the Public Hearing as noted above. The following individuals spoke:

James Strong, 1431 E. Glendale Av., Appleton, addressed the County Board regarding increasing the Veterans Relief Budget. Mr. Strong reported that he is past president of Veterans Council, and he noted that represented in the room were members of the Fox Valley Veterans Council (FVVC), Disabled American Veterans Chapter 18, Fox Valley Vietnam Veterans, Vietnam Veterans of America Chapter 351, Veterans of Foreign Wars Post 2778, members of the Military Officers Association Desert Veterans of WI, and many members of the American Legion and other veterans organizations. Mr. Strong urged the County Board to increase the Veterans Relief portion of the 2018 Budget by \$20,000. The County budget for Veterans Relief has not been increased since 2014. Currently, Leaven and FVVC execute the Veterans Relief Fund for the county through their Basic Needs Programs. This relationship has benefited the county by the cost of not having staff or additional staff to fulfill the same function. Additionally, FVVC has provided an additional \$64,862 in Basic Needs Funds for veterans through September 2017, which could have been additional cost to the county. A review of the 2018 Budget, visits to the County Veterans Services Office (CVSO) have increased by 49%, calls have increased to the CVSO by 72%, with no increase for funding or staffing. A recently completed market study for a proposed veteran's village in Outagamie County (OC) reveals that our area veterans' population is 7.4% of population vs. 1% nationwide. The demand for veteran's assistance will be increasing requiring additional services. He urged the Board to consider increasing the Veterans Relief Budget by \$20,000 noting that all those who were in the back of the room also support the request.

Mary Parsons, Leaven Executive Director, 2620 Riverside Dr., Kaukauna, reported that Leaven has had a long-standing relationship with the CVSO as the agency has been entrusted with the Veterans Relief fund dollars because they can provide vetting services of those who apply for the funds and they can also provide coordination of services. Leaven's services frees up the CVSO to provide long-term benefits of the veterans. The FVVC and Leaven work together leveraging each other's strengths in both

organizations. In 2016, the Leaven and Veterans Council agencies served 492 veterans in Outagamie (297), Calumet, and NE Winnebago Counties. Using the Veterans Relief Funds, 43 county veterans were served. Remaining veterans who needed services were provided for through other Leaven resources (90% is non-governmental revenue). Leaven is embarking on a new initiative to improve delivery of services to their clients. The agency has raised over \$1 million towards a capital campaign with plans to expand the building. In 2018, the Leaven Community Resource Center will be opened to provide a one-stop resource center for all clients services with 14 organizations under one roof. The hope is that the organizations can serve best their clients under one roof to take their clients from crisis management to self-sufficiency. The FVVC will be included as one of those agencies to help streamline services for veterans to the other agencies.

Jeanne Roberts, President of the League of Women Voters (LWV), 1110 E. Florida, Appleton, reported that she had worked for 26 years with Outagamie County (OC). The LWV has positions based upon research with advocacy being done based upon that research. The budget was reviewed and compared with the LWV positions. The LWV has been on the forefront of environmental protection movement. OC has done a good job with Recycling Center and conservation efforts with Land Conservation, including working with Representative Gallagher on the Save the Bay campaign. In addition, the LWV supports the County's continued funding of the Greenway Fund and Parks funding for improvements to trails including the improvement of winter trails (upland ski trail at Mosquito Hill). The LWV also supports OC's continued coordination, cooperation with other government entities, and public/private partnerships to improve government efficiencies. The LWV supports the UW System and notes the local two-year colleges as essential for local students. The LWV has several positions for health and human services, supporting many programs including diversion programs such as the Drug Court, Mental Health Court, and Veterans Court. The LWV believe that juveniles should be treated as juveniles in the court system. Social workers have the expertise to work with children, youth, and families and courts should utilize this knowledge. Treating children in the community or as close to the community provides the best outcomes for the children and their families. The LWV supports the human trafficking treatment program and all prevention programs, especially those with young children and children that suffer from physical and emotional abuse and neglect. A concern that LWV addressed is that good government requires that the State's requirements for local obligations provides for adequate funding. The LWV believes that there should be processes and rules in place, such as a budget process, and that those processes should not be skirted in order to achieve a personal or departmental goal. The LWV continues to look forward to working with OC to improve government and enhance Fox Valley democracy. The LWV invited Board members to attend their educational programs. Information about them are available online at [www.lwvappleton.org](http://www.lwvappleton.org).

Board Chairperson requested three times for any additional public comment on the 2018 Proposed Budget. No additional individuals presented comment.

**ADJOURN PUBLIC HEARING; PROCEED WITH REGULAR MEETING**

Supervisor Thyssen moved, seconded by Supervisor Pleuss, to adjourn the Public Hearing of the 2018 Proposed Budget and begin regular session. Voice vote carried.

The Public Hearing adjourned at 7:17 p.m.

The following regular meeting business occurred.

**MINUTES OF THE OCTOBER 10, 2017 COUNTY BOARD MEETING**

Supervisor Hagen moved, seconded by Supervisor McDaniel, to approve the minutes of the October 10, 2017, County Board meeting.

ROLL CALL: 28 aye, 4 abstain, 4 absent. MINUTES OF THE OCTOBER 10, 2017, BOARD MEETING ARE APPROVED.

SPECIAL ORDER OF BUSINESS – None.

Chairperson Nooyen presented Legislative Services Manager Jolene Janssen a Certificate of Appreciation and gift for her services in the Legislative Services Office for 22 years. A standing round of applause was given.

ESTABLISH ORDER OF THE DAY

Chairperson Nooyen requested the Board's confirmation to move Ordinance No. G prior to Resolution No. 74 as Ordinance No. G is referenced in the resolution. Voice vote carried unanimously.

COMMUNICATIONS

The following were distributed in the packet:

- Communications Referral List
- Debt Resolutions Memo – Brian Massey, Finance Director

Chairperson Nooyen reported the following additional communications were distributed on their desks:

- Information regarding the bonding debt sales.
- Information from Alan and Diana Lawrence regarding their support of Resolution No. 77.

Chairperson Nooyen reported:

- The next County Board Meeting will be November 6, 2017, at 5:30 p.m. Any committee business that normally occurs will occur the week of November 14.
- The County Clerk has ballot access documents prepared for County Board members who are interested in running for re-election. Those supervisors not interested in running should complete their Notification of Non-Candidacy.

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

Scott Lindquist, 1512 28<sup>th</sup> Av., Menominee, MI, spoke in support Resolution No. 77. Mr. Lindquist informed the Board regarding issues with sulfite mines that have occurred throughout the U.S. and Canada. He noted examples of the Imperial Metals mining in Canada of the Mount Polley mine disaster, which destroyed Polley Lake, Quesnel Lake, Hazelton Creek, and Caribou Creek; the New Horizon Platform disaster; copper mining in Houghton, MI; and the White Pine Mining Company sulfite mine. He reported issues with Senator Tiffany's support of the "Mining for America" act due to continual problems with reclamation of mines. Once acid mine drainage (AMD) starts following a mine closure, the pollution escalates. AMD continues to flow with the situation normally falling to cleanup by the EPA Superfund, which is broke. Because the EPA has no more funds, problems fall to the local governments. Currently, there are 230 mines that are leaking effluent. In addition, funds do not clean up the situation as there are no current technologies that provide complete cleanup processes. Mr. Lindquist (former support diver) noted also that the Menominee River recently had monies spent for clean-up. A two-year cleanup from contamination from two paper mills and a chemical plant cost approximately \$41 million. An additional \$10 million was used to clean up the Lower Harbor. Recent clean-up has brought back walleye fishing to the area. Recently, Cabela's provided an \$180,000 first place prize for a fishing tournament in the area.

In addition, the Menominee River has been involved with a ten-year project to assist dwindling lake sturgeon as 50% spawn in the Menominee River. Wisconsin's beautiful forests cannot be reclaimed once the mining companies complete their work. Because of issues with forest reclamation and AMD, Mr. Lindquist requested the Board support Resolution No. 77 or make the language even stronger.

Jeffrey J. Budish, N3415 Rehms Rd., Peshtigo, spoke supporting Resolution No. 77. In 1998, Governor Thompson signed a bill into law that if a mining company wanted to operate a sulfide mine, the company had to show examples of mines that operated for ten years without surface or groundwater issues. Sulfides include copper, lead, zinc, nickel, and uranium. In 2013, a bill was passed and signed by Governor Walker that allows iron to be exempt from the list. The Flambeau mine was listed as an example of a mine that did not pollute, but it has polluted to a tributary of the Menominee River and is being added to the EPA cleanup list. The Ladysmith Flambeau mine only operated for four years. The proposed Back Forty mine will operate eight years and is eight times larger than the Flambeau mine. Senator Tiffany has met with the Aquila Resources in hopes of obtaining metallic mines within the state; however, concerns continue with these types of mines. An additional example of issues with mining include the 2015 Gold King mine spill, which contaminated thousands of acres. The risk of a mine does not end with mine closure, but risks continue due to inadequate and poorly designed safety features that are often not found until decades later. Twenty-seven billion gallons of water are polluted each year by these types of mines. Mr. Budish urged the County Board be good stewards of the land and support Resolution No. 77.

Lea Jane Burie, N9658 Cottage Ln., McAllister, WI, spoke in support of Resolution No. 77. She reported that the mining company reports good job creation will occur with new mines. However, often highly trained people from outside the area must operate the complicated machinery or gypsy miners that go from town to town are employed. The Dept. of Workforce Development showed Rusk County (site of Lac du Flambeau Mine that contaminated) to have a verifiable non-effect to per capita income, unemployment rate, and number of children living in poverty during years of operation, 1993-97. She questioned whether economically the amount of money from mining would be anywhere near funds generated from tourism. In the proposed Resolution No. 77, the risks of mining were indicated, but the resolution also reports the possibility of providing safeguards, groundwater monitoring, waste management efforts, and reclamation to prevent negative impact. A mining company will promise the safeguards, but there are no guarantees the safeguards will work. Not one successful metallic mining operation in the world has occurred. Items that contribute to mine failures include weather related incidents, mechanical failures, and human error. Acid mine drainage will damage the environment for thousands of years. The Menominee River is the largest river system in the Upper Peninsula, a 4,000 square mile area that drains into Lake Michigan. More than 40 million people depend on the Great Lakes for drinking water. The Aquila Resources proposes to build its first metallic sulfide mine 50 yards from shared boundary water on the Menominee River. The mine will be 83 acres wide, 750 ft. deep, and utilize cyanide on site, which releases sulfuric acid into the air. The top of bedrock where the cutoff would be keyed in is weathered fractured rock and permeable. American Rivers has placed the Menominee River on the top 10 most endangered rivers due to just the threat of this mine. Aquila has no Plan B, if something goes wrong, as they are under the impression nothing will go wrong. Also, there is no known cleanup for cyanide. Menominee, MI, has no funds available for clean-up. Aquila Resources owns land in Taylor and Marathon Counties, WI. Highland Mining is moving into Michigan. Ms. Burie encouraged the Board to consider passage of a stronger resolution than the one drafted to guarantee that individuals will not be poisoned by these types of mines.

Douglas Stephen, N2730 M-35, Menominee, MI, spoke in support of Resolution No. 77. Mr. Stephen reported on the Flambeau Mine disaster, which caused massive pollution and damage. Because of that

disaster, he questioned how residents can expect safety with the Back Forty Mine, when the Ladysmith mine did not protect the environment. The pollution from the Flambeau Mine will take 3-4,000 years for sulfate and various metals to return to normal. The mine was just completed in 1997. The groundwater is polluted forever. Ladysmith area residents were told that the manganese levels would be 550 micrograms/liter, but levels are shown at 42,000 micrograms/liter, which is 75 times higher than predicted. Drinking water with that much manganese can cause nerve damage, which occurs in Parkinson's and numerous cancers. During the permitting process, the mining company touted that bedrock between the mine site and groundwater would provide a barrier to pollution. However, operators failed to note fractured rock and contamination flowed directly in the riverbed, contaminating it with sulfate and manganese. The proposed Back Forty Mine is five times the size. The Flambeau Mine did not even have its ore processed on site. As part of that process, cyanide will be used. Cyanide and sulfuric acid will dissolve and leach into the river, into the bay, and into Lake Michigan. Businesses will fail as tourism dries up and property values will fall. He requested the County Board consider strengthening the wording of Resolution No. 77 against sulfide mining.

Nettie McGee, N4639 State Hwy. 76, Ellington, spoke in support of Resolution No. 77. She expressed gratitude for the County Board in taking up the issue. She also agreed with the Menominee supporters and requested that the Board consider stronger wording against the mine.

Dale Burie, N9658 Cottage Ln., Wausauke, WI (land is 228 ft. from the Menominee River), spoke in support of Resolution No. 77. Mr. Burie introduced a diagram showing where the Aquila Resources mine is proposed and areas that could be impacted. He noted that he is a retired risk/safety coordinator with Tyson Foods, which employed 1,300 employees. Despite safety measures and policies provided at Tyson, people would still hurt themselves. This concept translates to the mining operation and errors, which will cause impacts well into the future. No matter how hard protections are provided, human errors/accidents occur. Surface areas which could be impacted from the proposed mine include a five-mile radius from the 750 ft. pit being built by the mining company. Counties/entities, who have adopted opposition resolutions include: Marinette, Oconto, Door, Shawano, and Menominee, MI counties; City of Marinette, City of Peshtigo, Town of Porterfield, and Town of Wagner. Mr. Burie noted that Michigan is broke for clean-up funds as they can't even clean up Flint, MI. The Menominee River is a shared river between WI and MI; therefore, any cleanup would fall to WI. He requested the Board support the resolution to protect the people of the area.

Mary Hansen, 389 S. Ellis Av., Peshtigo, requested the Board support Resolution No. 77. She noted that Peshtigo passed a community resolution on June 6 against the Aquila mine. Sulfide mines have had a history of 100% of them polluting the environment. Damage is always catastrophic and cleanup impossible. She noted that the use of cyanide additionally heightens concerns, which uses the MacArthur-Forrest process to extract gold from low grade ore. The process is highly dangerous and banned in a number of countries, territories, and states, including WI. This process will be used at the Back Forty Mine. In addition to the process danger, there is also danger from large amounts of waste, transportation of cyanide over WI highways/rails and UP roads, which many are not in the best condition. A tiny cyanide spill is devastating. In addition, at the site, large amounts of cyanide will be stored. If in brick form, cyanide must be mixed with liquid to be used. She questioned whether accidental spills would be properly reported. Even small amounts can be lethal. The City has a two-day emergency supply of water. She questioned the risk for a reward that only few would receive. In addition, concerns include the 50% of adult lake sturgeon that spawn in Menominee River. Retirees in the area are beginning to see property values plummet and are selling off their properties. People are worried about bringing grandchildren to the area and whether future well water will be contaminated. Promises surrounding safety with the Flambeau Mine is not providing assurances for this mine. The Flambeau mine has not secured a

reclamation certificate because of their contamination. An additional concern includes the transportation of explosives through WI to the mine site. She requested the Board vote for a stronger resolution against the mine. Ms. Hansen had resolution copies available if anyone was interested.

Dawn Wilbur, P.O. Box 265, Keshena, spoke in support of Resolution No. 77. Ms. Wilbur spoke an introduction in the Menominee language. She represents the Menominee Tribe Bear Clan, who have lived and relied on area lands for generations. Ms. Wilbur reported concerns with the mine possibly damaging the Tribe's historical, cultural, proven burial sites, and agricultural sites. Tribal lands are small compared to their original tribal lands. The tribe has resided on the Menominee River for thousands of years with the Tribe using the river and the surrounding area for their survival. Damage to the river would be devastating to the Tribe, people in the area, and future generations. The Tribe's cultural sites are within the footprint of the proposed Back Forty Mine. The mining company owns property that has burial sites on the property and they have disregarded the Tribe's claims. Ms. Wilbur noted that the world has enough recycled material on top of Mother Earth that could be utilized. Mining funds should instead be utilized to recycle rather than risk new mines. The area does not need the mine to help the local economy as unemployment rates are very low. Monies are being provided Michigan for the mine, but no funds are being provided WI. Ms. Wilbur additionally reported concerns that this company has never managed a mine before and because of that lack of experience, there are no assurances the company's technology or resources will protect the environment. She requested the County Board approve the resolution to protect her tribal people, their cultural sites, natural resources, and the people who live in the MI and WI areas that could be negatively impacted by the mine.

Jwin Zillier, N7353 County Rd. G., Gresham, spoke in support of Resolution No. 77. Ms. Zillier noted that she is a Menominee Tribal member and she has concerns with Aquila Resources and their attitudes towards the Tribe's burial mounds. In addition, she reported Aquila Resources has made false statements regarding Tribal concerns. She requested the Board's support of the resolution.

#### APPOINTMENTS

County Executive Nelson nomination for re-appointment of: Thomas Nelson, Kevin Pullen, Gary Schmidt, Amanda Stuck, and Lisa Van Schyndel for membership on the Local Emergency Planning Committee; terms set to expire June of 2020, and nomination for appointment of Amy Erickson; term set to expire in June of 2018.

Supervisor Thyssen moved, seconded by Supervisor T. Krueger, for confirmation of the above-listed re-appointments and appointment.

ROLL CALL: 32 aye, 4 absent. RE-APPOINTMENTS OF NELSON, PULLEN, SCHMIDT, STUCK, AND VAN SCHYNDDEL AND APPOINTMENT OF ERICKSON TO THE LOCAL EMERGENCY PLANNING COMMITTEE ARE CONFIRMED.

County Executive Nelson nomination for re-appointment of David Casper as the Heart of the Valley Metropolitan Sewerage Commissioner; term set to expire October 1, 2022.

Supervisor Spears moved, seconded by Supervisor J. Krueger, for confirmation of the above-listed appointments.

ROLL CALL: 32 aye, 4 absent. RE-APPOINTMENT OF CASPER TO THE HEART OF THE VALLEY METROPOLITAN SEWERAGE COMMISSION IS CONFIRMED.

County Executive Nelson nomination for appointment of Supervisor Katrin Patience for an open position on the Health & Human Services Board; term set to expire December 31, 2019.

Supervisor Hagen moved, seconded by Supervisor VanderHeiden, for confirmation of the above-listed appointment.

ROLL CALL: 31 aye, 1 abstain, 4 absent. APPOINTMENT OF PATIENCE TO THE HEALTH & HUMAN SERVICES BOARD IS CONFIRMED.

County Board Chairperson Nooyen nomination for appointment of Sara Hickey for the position of Legislative Services Manager; effective November 1, 2017.

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

ROLL CALL: 32 aye, 4 absent. APPOINTMENT OF HICKEY AS LEGISLATIVE SERVICES MANAGER IS CONFIRMED.

Supervisor Thyssen moved, seconded by Supervisor Spears to reconsider the appointment to lock in the action.

ROLL CALL to reconsider: 32 aye, 4 absent. APPOINTMENT OF HICKEY AS LEGISLATIVE SERVICES MANAGER IS RECONSIDERED.

ROLL CALL to confirm/lock in appointment: 32 aye, 4 absent. APPOINTMENT OF HICKEY AS LEGISLATIVE SERVICES MANAGER IS CONFIRMED & LOCKED IN.

#### REPORT BY THE COUNTY EXECUTIVE

County Executive Thomas Nelson congratulated Supervisor Nooyen (Oct. 26) and Jim McDaniel (Nov. 11) on their birthdays. A round of applause was given.

Executive Nelson reported the following:

- The County received AAA bond rating.
- With the 2018 Budget review/process, Executive Nelson extended thanks to Chairperson Nooyen, standing committee chairs, Finance Committee including Chairperson Sturn, Craig Moser and Brian Massey for the work completed.

Supr. Buchman thanked County Executive Nelson for his extra efforts in attempting to retain the Combined Locks paper mill and keeping people employed.

#### REPORT AND PRESENTATION OF COUNTY LOBBYIST

County Lobbyist Mark Wadium reported the following regarding legislative issues of interest to the County Board:

- Dark Store Bills: The Senate Committee on Senate Revenue, Financial Institutions and Rural Issues voted two bills out of committee on the dark store issue.

- [SB-291](#) Leased Property Assessments (Stroebel, Duey) Property tax assessments regarding leased property. *Am.1 to Am.1 adopted, 5-0. Am.1 adopted as amended, 5-0. Passage as amended recommended, 5-0.*
- [SB-292](#) Tax Assessments on Comparable Sales (Roth, Roger) Assessments based on comparable sales and market segments. *Am.2 adopted, 5-0. Passage as amended recommended, 5-0*
- Supreme Court Review of WI Redistricting - The Lobbyist attended the Association of Wisconsin Lobbyist redistricting seminar with Professor Ryan Owens, Moderator, Rick Esenberg, from Law and Liberty, and Professor William Whitford, UW Law School, plaintiff on the law suit before the Supreme Court. The Court asked three questions: How political can the line drawers be when they draw the lines? Should the courts be involved? Do the parties have Standing? In the end, the question comes down to how will Justice Kennedy vote, and does the Court wish to be involved in drawing maps across the country
- [WI Youth Prison Article](#) – An October 12, 2017, WI State Journal article addresses unrest at Lincoln Hills and Copper Lake School and a judge's order to restrict the use of isolation, pepper spray and other tactics on inmates.
- [SALT Deductions Article](#) – An MSN article addresses Treasury Secretary Steven Mnuchin reporting that the removal of the tax deduction for state and local taxes remains an important part of the administration's reform plan.
- 2016-17 WI Surplus – Lobbyist Wadium reported that WI ended the fiscal year better than anticipated. The last LFB estimate of a \$467 million ending balance, though, did not include a final look at expenditures over the fiscal year. The Department of Administration wrote in its annual fiscal report expenses came in about \$41 million less than had been expected, while revenues were up. Gov. Scott Walker's office touted it as the second largest closing balance for a fiscal year since 2000. The Governor did not call for any new spending, though a spokesman noted Walker has previously urged lawmakers to use money saved through his budget vetoes to cover a \$9.7 million boost in aid for small, rural districts in 2018-19. Following document links were provided:
  - [WI 2017 Annual Fiscal Report](#)
  - [WI Journal Article](#)
- [Senate Committee on Judiciary and Public Safety, Assembly Committee on Corrections joint informational hearing](#) - Lobbyist attended Oct. 17 hearing with speakers from the Criminal Justice Coordinating Council, including Corrections Secretary Jon E. Litscher, State Public Defender Kelli Thompson, and others.
- [Article re. Milwaukee County Possible Lawsuit Against Pharmaceutical Companies over Opioid Epidemic](#) – WI Journal article which discusses Milwaukee County officials considering lawsuits against pharmaceutical companies and distributors to recover some costs of battling growing opioid epidemic.
- NACIRO Conference Call – On Oct. 19, Lobbyist attended a conference call. Discussion took place on the Department of Labor Overtime Rule continuing to be litigated, waters of the US concerns, EPA rules, and next meeting which will discuss DACA, ACA, Budget, FAA Next Generation and Noise issues.
- [Article re. Illinois Privatization of Child Services Program and Spike in Child Deaths](#) – Governing Magazine article addresses issues surrounding 15 Illinois children that have died from abuse or neglect from 2012 through last year since the Illinois' privatizing of child services programs.
- Tomorrow, Lobbyist will be visiting, with WCA Cap team legislative, offices re. dark store issues.

During question and answer, discussion took place on the Prove It Bill.

As required by County Board Rule, Chairperson Nooyen called for a break at 8:35 p.m. The County Board reconvened at 8:50 p.m.

UNFINISHED BUSINESS – None.NEW BUSINESS

Resolution No. Z-4—2017-18 – Agriculture, Extension Education, Zoning & Land Conservation Committee. Approve of the proposed rezoning request of 38.58 acres in the Town of Grand Chute for J & Y Calnin Partnership, LTD from the Local Commercial District to the Regional Commercial District.

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

ROLL CALL: 32 aye, 4 absent. RESOLUTION NO. Z-4—2017-18 IS ADOPTED.

Supervisor Rettler moved, seconded by Supervisor Suprise, to reconsider the resolution for the purpose of lock-in.

ROLL CALL to reconsider: 30 aye, 2 nay, 4 absent. RESOLUTION NO. Z-4—2017-18 IS RECONSIDERED.

ROLL CALL to adopt & lock in: 32 aye, 4 absent. RESOLUTION NO. Z-4—2017-18 IS ADOPTED & LOCKED IN.

Ordinance No. Z-2—2017-18 – Agriculture, Extension Education, Zoning & Land Conservation Committee. Recommend the attached proposed Amendment to the Outagamie County Comprehensive Plan of a one acre Town of Dale parcel 06-0-0662-00 from the Agriculture/Commercial District to Residential Two Family District, as reflected in the review and map.

Supervisor VanderHeiden moved, seconded by Supervisor O'Connor-Schevers, for adoption.

ROLL CALL: 32 aye, 4 absent. ORDINANCE NO. Z-2—2017-18 IS ADOPTED.

Ordinance No. Z-3—2017-18 – Agriculture, Extension Education, Zoning & Land Conservation Committee. Recommend the attached proposed Amendment to the Outagamie County Comprehensive Plan of 39.78 acres, Town of Freedom, parcels 09-0-0232-00, 09-0-0232-01, and 09-0-0232-02, from the Agriculture District to Industrial District, as reflected in the review and map.

Supervisor Suprise moved, seconded by Supervisor Spears, for adoption.

ROLL CALL: 32 aye, 4 absent. ORDINANCE NO. Z-3—2017-18 IS ADOPTED.

Ordinance No. Z-4—2017-18 – Agriculture, Extension Education, Zoning & Land Conservation Committee. Recommend adoption of the Town of Freedom to rezone 39.78 acres from the General Agriculture District to the Industrial District, as depicted on the attached review and map.

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

ROLL CALL: 32 aye, 4 absent. ORDINANCE NO. Z-4—2017-18 IS ADOPTED.

Ordinance No. Z-5—2017-18 – Agriculture, Extension Education, Zoning & Land Conservation Committee. Recommend adoption of the petition to rezone a one acre parcel, Town of Dale ,petition of

Julio De Arteaga from the General Agriculture District and Commercial District to Residential Two Family District, as depicted on the attached review and map.

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

ROLL CALL: 32 aye, 4 absent. ORDINANCE NO. Z-5—2017-18 IS ADOPTED.

Resolution No. 71—2017-18 – Finance Committee. Approve and authorize the execution of the attached, "Resolution Awarding the Sale of \$11,500,000 General Obligation Promissory Notes, Series 2017A".

Supervisor Sturn moved, seconded by Supervisor Stueck, for adoption.

ROLL CALL: 32 aye, 4 absent. RESOLUTION NO. 71—2017-18 IS ADOPTED.

Supervisor Sturn moved, seconded by Supervisor Pleuss, to reconsider the resolution for the purpose of lock-in.

ROLL CALL to reconsider: 32 aye, 4 absent. RESOLUTION NO. 71—2017-18 IS RECONSIDERED.

ROLL CALL to adopt & lock in: 32 aye, 4 absent. RESOLUTION NO. 71—2017-18 IS ADOPTED & LOCKED IN.

Resolution No. 72—2017-18 – Finance Committee. Approve and authorize the execution of the attached, "Resolution Awarding the Sale of \$2,100,000 Taxable General Obligation Airport Bonds, Series 2017B".

Supervisor Miller moved, seconded by Supervisor Stueck, for adoption.

ROLL CALL: 32 aye, 4 absent. RESOLUTION NO. 72—2017-18 IS ADOPTED.

Supervisor Sturn moved, seconded by Supervisor Spears, to reconsider the resolution for the purpose of lock-in.

ROLL CALL to reconsider: 32 aye, 4 absent. RESOLUTION NO. 72—2017-18 IS RECONSIDERED.

ROLL CALL to adopt & lock in: 32 aye, 4 absent. RESOLUTION NO. 72—2017-18 IS ADOPTED & LOCKED IN.

Resolution No. 73—2017-18 – Finance Committee. Approve and authorize the execution of the attached, "Resolution Awarding the Sale of \$15,000,000 General Obligation Capital Improvement Bonds, Series 2017C".

Supervisor Stueck moved, seconded by Supervisor Pleuss, for adoption.

ROLL CALL: 32 aye, 4 absent. RESOLUTION NO. 73—2017-18 IS ADOPTED.

Supervisor Sturn moved, seconded by Supervisor Spears, to reconsider the resolution for the purpose of lock-in.

ROLL CALL to reconsider: 32 aye, 4 absent. RESOLUTION NO. 73—2017-18 IS RECONSIDERED.

ROLL CALL to adopt & lock in: 32 aye, 4 absent. RESOLUTION NO. 73—2017-18 IS ADOPTED & LOCKED IN.

Ordinance No. G—2017-18 – Finance Committee and Property, Airport, Recreation & Economic Development Committee. Approve creating Article VII of Chapter 22 – Finance and Taxation entitled “Property Assessed Clean Energy Financing” of the Outagamie County Code of Ordinances.

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

ROLL CALL: 32 aye, 4 absent. ORDINANCE NO. G—2017-18 IS ADOPTED.

Resolution No. 74—2017-18 – Finance Committee and Property, Airport, Recreation & Economic Development Committee. Approve the draft PACE (Proposed Assessed Clean Energy) Commission Agreement, and authorize the Outagamie County Board Chair to sign the Commission Agreement, after listed approvals, and direct the Outagamie County Executive to appoint the Outagamie County’s official representative to finalize and execute the final Commission Agreement attached to the resolution.

Supervisor Mueller moved, seconded by Supervisor Pleuss, for adoption.

ROLL CALL: 32 aye, 4 absent. RESOLUTION NO. 74—2017-18 IS ADOPTED.

Resolution No. 75—2017-18 – Finance Committee. Authorize the election details as noted in the resolution, of the previously ordered special election to be held to fill the unexpired term of the Office of County Treasurer in the 2018 spring election.

Supervisor Stueck moved, seconded by Supervisor Sturn, for adoption.

ROLL CALL: 32 aye, 4 absent. RESOLUTION NO. 75—2017-18 IS ADOPTED.

Resolution No. 76—2017-18 – Health & Human Services Committee. Support proposed legislation which ratifies and enters Wisconsin into the Enhanced Nurse Licensure Compact.

Supervisor Gabrielson moved, seconded by Supervisor Foss, for adoption.

ROLL CALL: 32 aye, 4 absent. RESOLUTION NO. 76—2017-18 IS ADOPTED.

Supervisor Gabrielson moved, seconded by Supervisor Spears, to reconsider the resolution for the purpose of lock-in.

ROLL CALL to reconsider: 32 aye, 4 absent. RESOLUTION NO. 76—2017-18 IS RECONSIDERED.

ROLL CALL to adopt & lock in: 32 aye, 4 absent. RESOLUTION NO. 76—2017-18 IS ADOPTED & LOCKED IN.

Resolution No. 77—2017-18 – Agriculture, Extension Education, Zoning & Land Conservation Committee. Oppose any mining project which does not implement sufficient safeguards to mitigate the potential negative impacts of the mining project on the natural resources, public health, cultural heritage, and economy of Wisconsin.

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

Discussion took place about the lobbyist ability to lobby and the HR/LA Committee ability to amend and support.

ROLL CALL: 32 aye, 4 absent. RESOLUTION NO. 77—2017-18 IS ADOPTED.

Supervisor Rettler moved, seconded by Supervisor T. Krueger, to reconsider the resolution for the purpose of lock-in.

ROLL CALL to reconsider: 31 aye, 1 nay, 4 absent. RESOLUTION NO. 77—2017-18 IS RECONSIDERED.

ROLL CALL to adopt & lock in: 32 aye, 4 absent. RESOLUTION NO. 77—2017-18 IS ADOPTED & LOCKED IN.

Resolution No. 78—2017-18 – Legislative/Audit and Human Resources Committee. Approve the County Clerk’s request for the elimination of (1) Deputy County Clerk position and the addition of (1) Deputy County Clerk/Programmer position effective October 25, 2017, and Table of Organization Change Request Form, and approve the transfer of \$2,726 from Fringe Benefits to Purchased Services, as noted on the attached fiscal note.

Supervisor Thyssen moved, seconded by Supervisor Spears, for adoption.

ROLL CALL: 32 aye, 4 absent. RESOLUTION NO. 78—2017-18 IS ADOPTED.

Supervisor Thyssen moved, seconded by Supervisor Spears, to reconsider the resolution for the purpose of lock-in.

ROLL CALL to reconsider: 32 aye, 4 absent. RESOLUTION NO. 78—2017-18 IS RECONSIDERED.

ROLL CALL to adopt & lock in: 32 aye, 4 absent. RESOLUTION NO. 78—2017-18 IS ADOPTED & LOCKED IN.

Resolution No. 79—2017-18 – Legislative/Audit and Human Resources Committee. Authorize and approve of the attached Employment Contract for the position of Legislative Services Manager.

Supervisor Thyssen moved, seconded by Supervisor Spears, for adoption.

ROLL CALL: 32 aye, 4 absent. RESOLUTION NO. 79—2017-18 IS ADOPTED.

Supervisor Thyssen moved, seconded by Supervisor Spears, to reconsider the resolution for the purpose of lock-in.

ROLL CALL to reconsider: 32 aye, 4 absent. RESOLUTION NO. 79—2017-18 IS RECONSIDERED.

ROLL CALL to adopt & lock in: 32 aye, 4 absent. RESOLUTION NO. 79—2017-18 IS ADOPTED & LOCKED IN.

Resolution No. 80—2017-18 – Property, Airport, Recreation & Economic Development Committee. Approve the Fox River Greenway Implementation Plan as noted on the attached.

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

ROLL CALL: 32 aye, 4 absent. RESOLUTION NO. 80—2017-18 IS ADOPTED.

Resolution No. 81—2017-18 – Property, Airport, Recreation & Economic Development Committee. Approve the Storage Building Lease Agreement between Gulfstream Aerospace Services Corporation and Outagamie County as noted on the attached Storage Building Lease Agreement.

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

ROLL CALL: 32 aye, 4 absent. RESOLUTION NO. 81—2017-18 IS ADOPTED.

Supervisor Culbertson moved, seconded by Supervisor T. Krueger, to reconsider the resolution for the purpose of lock-in.

ROLL CALL to reconsider: 32 aye, 4 absent. RESOLUTION NO. 81—2017-18 IS RECONSIDERED.

ROLL CALL to adopt & lock in: 32 aye, 4 absent. RESOLUTION NO. 81—2017-18 IS ADOPTED & LOCKED IN.

Ordinance No. H—2017-18 – Finance Committee. Recommend adoption of the list of depositories as noted in the ordinance.

Supervisor Pleuss moved, seconded by Supervisor Stueck, for adoption.

ROLL CALL: 31 aye, 1 abstain, 4 absent. ORDINANCE NO. H—2017-18 IS ADOPTED.

Supervisor Sturn moved, seconded by Supervisor Thyssen, to reconsider the ordinance for the purpose of lock-in.

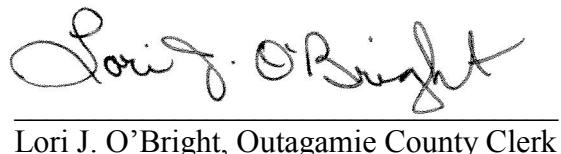
ROLL CALL to reconsider: 31 aye, 1 abstain, 4 absent. ORDINANCE NO. H—2017-18 IS RECONSIDERED.

ROLL CALL to adopt & lock in: 31 aye, 1 abstain, 4 absent. ORDINANCE NO. H—2017-18 IS ADOPTED & LOCKED IN.

REPORTS – None.

Supervisor Melchert moved, seconded by Supervisor McDaniel, to adjourn until November 6, 2017, at 5:30 p.m. Voice vote carried.

The meeting adjourned at 9:12 p.m.



Lori J. O'Bright  
Lori J. O'Bright, Outagamie County Clerk