

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

Office of the County Clerk, March 13, 2018.

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: 31 present, 2 vacant, 3 absent. Members present: Thompson, Miller, Grady, Patience, Gabrielson, Hammen, T. Krueger, J. Krueger, Lamers, McDaniel, Wegand, De Groot, Croatt, Spears, Thomas, Thyssen, Hagen, Klemp, Pleuss, Nooyen, Duncan, Culbertson, Sturn, Buchman, Griesbach, Clegg, VanderHeiden, O'Connor-Schevers, Rettler, Melchert, and Suprise. Vacancies: District 15-Vacant, District 16-Vacant. Members absent: Foss, Meyer, and Stueck.

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

The Pledge of Allegiance was led by Chairperson Nooyen.

MINUTES OF THE FEBRUARY 13, 2018 COUNTY BOARD MEETING

Supervisor McDaniel moved, seconded by Supervisor Buchman, to approve the minutes of the February 13, 2018, County Board meeting.

ROLL CALL: 31 aye, 2 vacant, 3 absent. **MINUTES OF FEBRUARY 13, 2018, BOARD MEETING ARE APPROVED.**

SPECIAL ORDER OF BUSINESS

**Severe Weather Awareness Education & Outreach – Emergency Management Director
Lisa Van Schyndel**

A PowerPoint was presented (copy available in the County Clerk's Office). Lisa reported that both the Finance Committee and Public Safety Committee were updated regarding sirens. Sirens have had shortfalls with being a complete warning system as they are outdoors and often not heard indoors, coverage gaps are within the county, there is delayed activation of warnings from weather-related incidents, and their costs for replacement is estimated to be over \$500,000 (cost does not include yearly maintenance). The southern part of the county has better coverage than the northern part of the county.

An internal mass notification system is another alert system that alerts of incidents within Outagamie County. This is a free service to citizens and provides for cell phone, text, e-mail, or landline alerts. If residents provide their address and home phone/mobile numbers, the Sheriff or other law enforcement agencies may also alert those residents of incidents related to the need for evacuation or sheltering in-place.

Additional alerts are provided by the NOAA weather radios, which provide an audible indoor warning (as long as batteries are replaced or electrical service is not interrupted). The radios are

available at retailers and through the County Clerk's office. The radios provided through Emergency Management are pre-programmed for the local area.

Finally, the public can utilize various free weather applications that are available. Studies show that smart and cell phones are significant tools for alerting the public of warnings. Other tools include social media, and the National Weather Service.

In 2017, through an Emergency Management outreach/education project, "Don't Wait for the Sirens," 1,400 radios were provided for vulnerable residents. Mobile parks are particularly vulnerable as there is not one park that provides a shelter on site. Approximately 7-800 of the mobile park households were provided some of the 1,400 radios distributed to residents.

In 2018, Emergency Management will continue with the awareness campaign, partnering with local municipalities on outreach/education. Discussions have been started on the future transition of the outdoor warning system and launching, Student Tools for Emergency Planning (S.T.E.P.)—an outreach campaign to reach children. Emergency Management also worked with school jurisdictions to obtain grant funding to provide weather radios.

During question and answer, discussion took place on whether sirens were mandated (Emergency Management is not mandated to use them); response recovery; what plans are for when a siren no longer functions (Emergency Management anticipated plans are to no longer replace failed sirens at county expense. If the jurisdiction decides to replace at their expense, Emergency Management will sound it for testing/alerts on an ongoing basis); how sirens are currently sounded when weather warnings occur in various areas; that sirens will continue to be sounded until they are non-functional or the jurisdiction purchases the siren; and information was shared with what various area counties policies are related to ownership/maintenance of a siren system.

Overview of Proposed Property Transactions – FVTC Foundation/Bluemound Drive sale (Resolution No. 155—2017-18) and Kamps Property/Mosquito Hill acquisition (Resolution No. 156—2017-18) – Development and Land Services Director Kara Homan and Parks Director Loren Dieck

Kara Homan reported that an annual property inventory is done by Development and Land Services. On the agenda are two resolutions for the sale and purchase of property. The sale of Lot 2, to be purchased by FVTC Foundation Inc. with a deed restriction for use, would then fund the second transaction of a purchase of the Raymond Kamps property for Mosquito Hill.

During questions and answer, discussion occurred with regard to what possible FVTC use of the land might be (possible student housing) and the anticipated use of the Raymond Kamps property for Mosquito Hill.

ESTABLISH ORDER OF THE DAY

Supervisor Rettler moved to withdraw Ordinance Z-12—2017-18. No objection; so ordered.
ORDINANCE NO. Z-12—2017-18 IS WITHDRAWN

COMMUNICATIONS

Communications Referral List – provided in the packet.

Chairperson Nooyen reported the following additional correspondence was provided:

- History Museum at the Castle – memo regarding the Museum being named a National Medal for Museum and Library Service finalist.
- IPad Update>Returns – Chairperson Nooyen noted that some iPads might need updating. Supervisors were to contact Legislative Services for those updates. In addition, supervisors who were leaving the county board need to turn in their iPads after the next meeting. Supervisors needed to make sure that the iPads were prepared for return.
- March 27-Recognition of Leaving County Board Members – Recognition of the county board members leaving the Board will occur at the next County Board meeting.
- Youth Government Day – Chairperson Nooyen thanked the American Legion, county board supervisors, department heads and staff, elected officials, and Mike Ellis for their participation in the day, which was very successful. Additionally, Legislative Services staff was thanked for their work in putting together the event.
- WCA Phone to Action - If supervisors signed up the program, WCA may provide emails regarding various issues to make contact with area legislators about certain positions. Supervisors were cautioned that if they contact their legislators (not on a personal basis), their positions must be as provided the County Board resolution. An established position table is provided in the Legislative Services Dropbox folder.
- Chairperson Nooyen thanked back-up sergeant-at-arms Toby Paltzer for his filling in for Bob Stadel while Bob is out of town.

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

APPOINTMENTS

County Executive Nelson nomination for re-appointment of Randy Dorow and Al Kramer Jr. to the Land Conservation Committee; set terms to expire April 2019.

Supervisor Thyssen moved, seconded by Supervisor Spears, for confirmation of the above-listed re-appointments.

ROLL CALL: 31 aye, 2 vacant, 3 absent. **RE-APPOINTMENTS OF DOROW AND KRAMER JR. TO THE LAND CONSERVATION COMMITTEE ARE CONFIRMED.**

REPORT BY THE COUNTY EXECUTIVE

County Executive Thomas Nelson thanked everyone who participated in Youth in Government. He congratulated the following supervisors on their birthdays: Jim Pleuss (February 25), Keith Surprise (March 15), and Debbie VanderHeiden (March 22). A round of applause was given each.

Executive Nelson reported that Recycling received the AROW Outstanding Achievement in Education Award. The recycling plant now processes approximately 150,000 tons annually, which is significantly more than when the plant came online in 2010 (40,000 tons). He

congratulated staff for their achievements with the award and increases in tonnages.

REPORT AND PRESENTATION OF COUNTY LOBBYIST

County Lobbyist Mark Wadium reported the following:

- Juvenile Corrections – The Assembly passed a bill to address issues with juvenile corrections. The bill was sent to the Senate, but not referred to any committee. An information public hearing and a joint public hearing was held with the Assembly. The Senate has submitted a substitute amendment to the bill. The Senate version creates a committee of people (specifying who is on the committee with the governor appointing and the committee would be required to provide recommendations by February 1). Lobbyist will continue to watch for developments.
- NACo Legislative Conference – Lobbyist attended and will post information. President's proposed FY2019 budget was discussed. Lobbyist visited five congressional offices.
- Nursing Home Lobbyist Day – Lobbyist attended with Brewster Village Administrator Morgan Hinkley and her colleagues meetings with various legislators. Attendees thanked the legislators for the increase in nursing home rates and provided them with a number of issues for the next budget.

UNFINISHED BUSINESS

Ordinance No. Z-12—2017-18 – Agriculture, Extension Education, Zoning & Land Conservation Committee. Recommend adoption of the petition by Ryan and Misty Griffin for rezoning .877 acres from Industrial and General Agricultural District to Residential Two-Family District located in the Town of Maple Creek (see attached map). The proposed rezoning will also impact 11 other parcels and will correct existing Zoning districts to match existing land use.

At the February 13, 2018 County Board meeting, Supervisor Rettler requested that Ordinance Nos. Z-12 and Z-13—2017-18 be referred back to the Committee. No objection; so ordered.

At the March 13, 2018 County Board meeting, Supervisor Rettler withdrew Ordinance No. Z-12 (see Establish Order of the Day).

Ordinance No. Z-13—2017-18 – Agriculture, Extension Education, Zoning & Land Conservation Committee. Approve the attached proposed Amendment to the Outagamie County Comprehensive Plan for one parcel, currently classified as Future Commercial Zoning, to be amended as Future Residential, and four parcels, currently classified as Future Residential, to be amended as Future Agriculture, all located in the Town of Maple Creek.

At the February 13, 2018 County Board meeting, Supervisor Rettler requested that Ordinance Nos. Z-12 and Z-13—2017-18 be referred back to the Committee. No objection; so ordered.

At the March 13, 2018 County Board meeting, Supervisor VanderHeiden moved, seconded by Supervisor Suprise, for adoption.

ROLL CALL: 31 aye, 2 vacant, 3 absent. ORDINANCE NO. Z-13—2017-18 IS ADOPTED.

NEW BUSINESS

Ordinance No. Z-14—2017-18 – Agriculture, Extension Education, Zoning & Land Conservation Committee. Recommend the attached proposed Amendment to the Outagamie County Comprehensive Plan for 4.335 acres located in the Town of Center currently listed in the land use classification as Future Agriculture to be amended as Future Commercial.

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

ROLL CALL: 31 aye, 2 vacant, 3 absent. ORDINANCE NO. Z-14—2017-18 IS ADOPTED.

Resolution No. 150—2017-18 – Agriculture, Extension Education, Zoning & Land Conservation Committee. Recommend approval of the proposed Public Participation Plan (PPP) for the Outagamie County Comprehensive Plan, and establish an ad hoc Comprehensive Plan Steering Committee whose membership shall be appointed after the establishment of the 2018-2020 Outagamie County Board of Supervisors.

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

ROLL CALL: 31 aye, 2 vacant, 3 absent. RESOLUTION NO. 150—2017-18 IS ADOPTED.

Resolution No. 151—2017-18 – Finance Committee. Approve and authorize the continuation of a self-insured worker's compensation program.

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

ROLL CALL: 31 aye, 2 vacant, 3 absent. RESOLUTION NO. 151—2017-18 IS ADOPTED.

Resolution No. 152—2017-18 – Legislative/Audit and Human Resources Committee. Approve the addition of eight part-time Patrol Officers to the Sheriff's Department Table of Organization, and approve the transfer of \$130,451 from the Downtown Facility Capital Project Budget to the Sheriff's Patrol Salaries (\$75,979), Fringe Benefits (\$20,872) and Supplies (\$33,600) cost centers as noted on the attached fiscal note.

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

ROLL CALL: 31 aye, 2 vacant, 3 absent. RESOLUTION NO. 152—2017-18 IS ADOPTED.

Supervisor Thyssen moved, seconded by Supervisor Spears, to reconsider Resolution No. 152 for the purpose of lock in.

ROLL CALL to reconsider: 29 aye, 2 nay, 2 vacant, 3 absent. RESOLUTION NO. 152—2017-18 IS RECONSIDERED.

ROLL CALL to adopt & lock in: 31 aye, 2 vacant, 3 absent. RESOLUTION NO. 152—2017-18 IS ADOPTED & LOCKED IN.

Resolution No. 153—2017-18 – Property, Airport, Recreation & Economic Development Committee. Authorize granting We Energies an easement for land as described in Warranty Deeds recorded in the Register of Deeds as Document Nos. 558122, 559232, 557806, as noted on the attached drawings and the Distribution Easement Underground WR NO. 4163020.

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

ROLL CALL: 30 aye, 1 abstain, 2 vacant, 3 absent. RESOLUTION NO. 153—2017-18 IS ADOPTED.

Resolution No. 154—2017-18 – Property, Airport, Recreation & Economic Development Committee. Approve adjusting the Development and Land Services Department Budget by increasing Miscellaneous Revenues and Purchased Services, each by \$10,000, to be applied to the consulting fees for the CTH CA/College Avenue Gateway Corridor Conception Plan as noted on the attached fiscal note.

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

ROLL CALL: 31 aye, 2 vacant, 3 absent. RESOLUTION NO. 154—2017-18 IS ADOPTED.

Resolution No. 155—2017-18 – Property, Airport, Recreation & Economic Development Committee. Approve the sale of approximately 3.5 acres located at 1701 North Bluemound Drive (Lot #2), Town of Grand Chute, to the Fox Valley Technical College Foundation for \$365,000, with a deed restriction that places limitations on future uses, as noted on the attached WB-13 Vacant Land Offer to Purchase and WB-44 Counter Offer; said proceeds will go into the General Fund to be used exclusively for the purchase of approximately 11 acres of land located within Mosquito Hill Nature Center, Town of Liberty, and work related to the site.

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

ROLL CALL: 31 aye, 2 vacant, 3 absent. RESOLUTION NO. 155—2017-18 IS ADOPTED.

Resolution No. 156—2017-18 – Property, Airport, Recreation & Economic Development Committee. Approve the Offer to Purchase of approximately 11 acres in the Town of Liberty from the Kamps Revocable Trust for \$340,000, as noted on the attached WB-11 Residential Offer to Purchase and WB-44 Counter Offer; with the funds provided from the proceeds from the sale of approximately 3.5 acres of county property located at 1701 N. Bluemound Drive (Lot #2), Town of Grand Chute, as noted on the attached fiscal note, and approve of setting aside the additional \$25,000 from the same sale of approximately 3.5 acres of county property located in the Town of Grand Chute, in a Capital Outlay budget for possible future expenses of this purchase, and declare that the Kamps family be recognized at Mosquito Hill Nature Center.

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

ROLL CALL: 31 aye, 2 vacant, 3 absent. RESOLUTION NO. 156—2017-18 IS ADOPTED.

Resolution No. 157—2017-18 – Public Safety Committee. Authorize and approve the Outagamie County Emergency Management Department to accept and expend the \$20,000 in fundraising funds for the Community Emergency Response Team, with \$10,000 to be used in the Supplies Account and \$10,000 to be used in the Purchased Services Account.

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

ROLL CALL: 31 aye, 2 vacant, 3 absent. RESOLUTION NO. 157—2017-18 IS ADOPTED.

Resolution No. 158—2017-18 – Public Safety Committee. Authorize and approve the Outagamie County Emergency Management Department to accept and expend the \$6,166 Dark Sky Full Scale Exercise Grant from the Wisconsin Emergency Management and Federal Emergency Management Agency.

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

ROLL CALL: 31 aye, 2 vacant, 3 absent. RESOLUTION NO. 158—2017-18 IS ADOPTED.

Resolution No. 159—2017-18 – Public Safety Committee. Support proposed legislation that would add language to the Wisconsin State Statutes to charge any person with a Class I felony for smuggling into a jail or prison contraband items to any inmate or to receive any prohibited article from an inmate that is provided without the knowledge or permission of sheriff or jail staff.

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

ROLL CALL: 31 aye, 2 vacant, 3 absent. RESOLUTION NO. 159—2017-18 IS ADOPTED.

REPORTS - The following rezoning petitions have been received by Timothy P. Roach, Zoning Administrator:

Petitioner: Henry Calmes

Location: Vandenbroek

Proposed Rezoning: General Agricultural District to Single Family Residential 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 March 13,
2018.

Petitioner: Rick Mueller (Wanderick Properties)

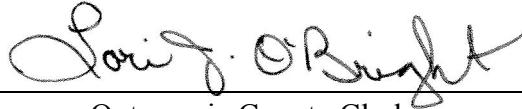
Location: Center

Proposed Rezoning: General Agricultural District to Local Commercial 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 March 13,
2018.

ADJOURNMENT

Supervisor Griesbach moved, seconded by Supervisor Klemp, to adjourn until March 27, 2018, at 7:00 p.m.

The meeting adjourned at 8:07 p.m.



Outagamie County Clerk