

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

Office of the County Clerk, October 23, 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 320 South Walnut Street, Appleton, Wisconsin.

ROLL CALL: 30 present, 6 absent. Members present: Thompson, Miller, Grady, Patience, Gabrielson, Konetzke, Lamers, Dillenberg, Mc Daniel, Wegand, De Groot, Peterson, Schroeder, Marcks, Thomas, T. Thyssen, Hagen, Iverson, Nooyen, Duncan, Culbertson, Sturn, Buchman, Woodzicka, Clegg, VanderHeiden, O'Connor-Schevers, Rettler, Melchert, and Surprise. Member absent: Hammen, N. Thyssen, Krueger, Croatt, Spears, and Klemp.

The Board Chairperson requested the Board's confirmation to excuse Supervisors Hammen, N. Thyssen, Krueger, Croatt, Spears, and Klemp. No objections; so ordered.

The Pledge of Allegiance was led by Chairperson Nooyen.

PUBLIC HEARING FOR THE PROPOSED 2019 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:

Jean Roberts, President of the League of Women Voters, spoke regarding the Proposed 2019 Outagamie County Budget. She noted that the League does not have any specific issues related to the budget, but she wanted to express general items relative to the county budget. The League understands the difficulty all county budgets have with programs despite unfunded mandates and limited funding. The programming that is handled despite the mandates speaks well of the County's efforts. The League encourages collaboration, which has been well facilitated with the Fox Valley area collaboration and the fact that the largest community in the county resides in two other counties. The League has been a long standing advocate of sustainability. Programs such as developing salt brine on the roads, sustainability at the airport, and the regional recycling/solid waste facility preserves resources in a fiscally sound manner. The League believes in transparency and increasing citizen involvement in government. Educational programs such as the Recycle Right commercial, Conservation Fields Days, traffic awareness social media all the great programming through the UW Extension office both education the community and involve individuals in projects. The League believes in prevention, diversion and alternatives to incarceration for treating behavioral health issues; balancing between accountability and treatment. Programs should find the correct balance in programming by correct staffing between judicial staff and human services staffing. Due to budget limitations with state and federal governments, the League also understands the difficulty with providing for child services, noting that over 200 children are in in foster care, due to placements with family issues and opioid addiction. The League applauds the county in their efforts with prevention and diversion, understanding the difficulty limited funding has in this area. Finally, the League encourages good governance, improving democracy, and they applaud the purchase of new voting equipment by the county and encourage collaboration to increase voter participation.

ADJOURN PUBLIC HEARING; PROCEED WITH REGULAR MEETING

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

The Public Hearing adjourned at 7:08 p.m.

The following regular meeting business occurred.

MINUTES OF THE OCTOBER 9, 2018 COUNTY BOARD MEETING

Supervisor Patience moved, seconded by Supervisor Rettler, to approve the minutes of the October 9, 2018, County Board meeting.

ROLL CALL: 29 aye, 1 abstain, 6 absent. MINUTES OF THE OCTOBER 9, 2018, BOARD MEETING ARE APPROVED.

SPECIAL ORDER OF BUSINESS – None.

ESTABLISH ORDER OF THE DAY

Supervisor Grady moved, seconded by Supervisor Woodzicka, to have Resolution No. 71 at the front of New Business. VOICE VOTE CARRIED UNANIMOUSLY.

COMMUNICATIONS

Communication Referral List – distributed in the packet.

Chairperson Nooyen reported the following were distributed on the desks:

- Waiver of Benefits Form – Members were encouraged to complete at the evening and return the form to Legislative Services. If a member is interested in enrolling for benefits, that supervisor need to enroll through the Tyler system.
- Highway 41 Crash Statics
- Debt summary from the Finance Dept. pertaining to the borrowing resolutions.

Chairperson Nooyen reported the following:

- Since opening up the Government Center, CJU staff provided the following statistical information of activity with the secure entrance from June through September. The following were confiscated: 609 knives, 140 containers of pepper spray, 126 other weapons, and staff made 56 warrant arrests.
- Supervisors were thanked for signing on with participation for Dark Stores press conference. Additionally, Supervisors Iverson, Gabrielson, and O'Connor-Schevers were recognized for joining Chairperson Nooyen at the press conference on Wednesday.
- The next County Board meeting will be the Budget Session on November 5, 2018, starting at 5:30 p.m.
- Prior to the December 11, 2018 County Board meeting, there will be a Christmas Party and notice will be given regarding details of that party.

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

John Garstka, spoke against Resolution No. 71, noting that he has been traveling on Highway 41 for the past 16 years, including when the speed limit increased to 70 MPH, and he has had no issues for the last six years when the speed limit was increased. He acknowledges that there are issues, but he is wondering whether speed is the problem. In addition, he has neighbors and co-workers who have not had issues, and he encouraged members to consider how fast they will travel, despite a posted speed limit on that stretch of highway. Mr. Gartska encouraged members to not pass the resolution.

Barb Rowland, spoke in support of Resolution No. 71, with the WI DOT conducting a study of Highway 41 and reducing the speed limit to 55 MPH. She noted that near the CTH BB area on Highway 41, there was an accident and she is grateful that her husband who was traveling that stretch was able to join family and not become a statistic. Her family lives close to the area and law enforcement is frequently seen on the highway taking care of issues. With the increased business on this stretch of highway, traffic will continue to increase and increase the burden with on and off ramps (there are 20 ramps in the 14.5 mile area). She adjusted cruise at 70 MPH and it took her 12 minutes for the route. At 55 MPH, it took her 16 minutes to run the route. With the added growth in the Greenville area, the development at the Airport, the increased burden at on and off ramps, she encouraged the passing of the resolution as safety gained far outweighs the additional four minutes required to travel the route.

APPOINTMENTS

County Executive Nelson nomination for appointment of Denee Mott to the Outagamie County Housing Authority Commission; said term expiring May 1, 2019.

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

ROLL CALL: 30 aye, 6 absent. APPOINTMENT OF MOTT TO THE OUTAGAMIE COUNTY HOUSING AUTHORITY COMMISSION IS CONFIRMED.

County Executive Nelson nomination for appointment of Laura McCormick and Thomas Schelble, MD, to the Health & Human Services Board; said terms expiring December 31, 2021.

Supervisor Gabrielson moved, seconded by Supervisor Konetzke, for confirmation of the above-listed appointments.

ROLL CALL: 30 aye, 6 absent. APPOINTMENTS OF MCCORMICK AND SCHELBLE TO THE HEALTH & HUMAN SERVICES BOARD ARE CONFIRMED.

County Executive Nelson nomination for appointment of Peter Thillman as the Fox Cities Regional Partnership Member and Bob Jakel for re-appointment as municipal economic development member to the Outagamie County Loan Review Committee; said terms expiring January 2021.

Supervisor Mc Daniel moved, seconded by Supervisor Wegand, for confirmation of the above-listed appointment and re-appointment.

ROLL CALL: 30 aye, 6 absent. APPOINTMENT OF THILLMAN AND RE-APPOINTMENT OF JACKEL TO THE OUTAGAMIE COUNTY LOAN REVIEW COMMITTEE ARE CONFIRMED.

County Executive Nelson nomination for appointment of Angela Ver Voort and Nate Wolff and re-appointment of Pete Gilbert and Cathy Thompson to the Outagamie Waupaca Counties Federated Library System Advisory Board; said terms expiring December 31, 2021.

Supervisor Iverson moved, seconded by Supervisor Hagen, for confirmation of the above-listed appointments and re-appointments.

ROLL CALL: 30 aye, 6 absent. APPOINTMENTS OF VER VOORT & WOLF AND RE-APPOINTMENTS OF GILBERT & THOMPSON TO THE OUTAGAMIE WAUPACA COUNTIES FEDERATED LIBRARY SYSTEM ADVISORY BOARD ARE CONFIRMED.

REPORT BY THE COUNTY EXECUTIVE

County Executive Thomas Nelson congratulated the following supervisors on their birthdays: Chairperson Nooyen (Oct. 26), Dan Dillenberg (Nov. 5), Jim McDaniel (Nov. 8), Chris Croatt (Nov. 10), Brian Peterson (Nov. 17), and Jerry Iverson (Nov. 23). A round of applause was given.

Executive Nelson reported the following:

- Finance – For the 8th year, the County received an Aaa bond rating. Bond sales received favorable rates (information was placed on desks).
- Airport – Last Friday, the groundbreaking for AARF facility was well attended. Several County Board supervisors attended and members were thanked for their attendance.
- On November 11 at 11 a.m., members were encouraged to attend the Veterans Day Program at the Government Center.
- Highway 41 – Highway Committee Chairperson Don De Groot and Public Safety Committee Chairperson Grady were thanked for their efforts putting together Resolution No. 71. It will take at least ten years before a six-lane expansion could begin; therefore, safety needs to be considered.
- Brewster Village Staffing – Members of the Health & Human Services (HHS) Board considered Brewster Village staffing. Supervisor Iverson put together a thoughtful paper on the challenges and issues with finding staffing. The workforce shortage issue is occurring, not only at Brewster Village, but at all care facilities. Additional meetings will occur to discuss the issue and the Executive will update the HHS Board/Committee and County Board on progress towards solutions.

REPORT AND PRESENTATION OF COUNTY LOBBYIST

County Lobbyist Mark Wadium:

- [10/16 –Department of Commerce Meeting on SRCCCY issue](#) – Lobbyist attended. Members are picking site selection for the Type 1 facility and still debating whether to build 2 or 3 facilities. In Dropbox, more information will be provided. Siting of the facility will require 7 acres with the building being about 1 acre of the facility and a 2 acre recreational yard. The cost is estimated at between \$26.8-29.7 million per facility to construct, not including the land purchase. One facility site being considered is in Milwaukee as the State already owns the land. The additional facility locations are uncertain, but one could possibly be sited in NE WI.

- National Association of County Intergovernmental Relations Officers, NACIRO, Conference Call – Lobbyist participated. The group received a briefing from NACo Lobbyist about the FAA re-authorization bill, which was signed by the President. The bill is good for five years and provides \$3.35 billion until FY 2023 for the airport Improvement Grant Program. However, the bill did not increase the passenger facility charge (PFC) fee, but does require study raising the PFC fee. Contained within the bill was HR-302 that provides \$1.7 billion for disaster recover through FEMA. The emphasis is on pre-disaster mitigation; rules have not been promulgated yet, but should be out in a couple of months.
- [Legislative Council Study Committee on the Use of Police Body Cameras](#) & [Legislative Council Study Committee on Bail & Conditions of Pretrial Release](#) – Information was presented by Lobbyist at the Legislative/Audit & Human Resources Committee and notes are in DropBox.
- Oct. 22 WCA County Lobbyist Meeting – Lobbyist attended and talked about upcoming legislative session and county issues. Discussion took place on DHS putting \$5 million additional in their budget requests for child welfare. Counties are looking for \$30 million/year additional to address the lack of social workers and the high out of home care placement costs. On income maintenance, DHS put less monies than county projections. For Income Maintenance, DHS put in less money than County projections. There is a meeting pending to find out why DHS has a difference in their numbers. Another issue that was discussed is the court appointed attorneys rate, which was raised by the Supreme Court to \$100 per hour. Counties need to help the State Public Defender rate rise from current \$40/hour to \$70/hour or counties will realize increased costs due to court appointed attorneys at county expense. Another issue is 911 hookup and the digital backbone for 911. Residential phone systems have switched from analog to digital. A grant program might provide funding, but there are 144 PSAPs and 72 counties. The State does not typically fund all 144 PSAPs, but only one PSAP per county. The Highway General Transportation Aids were discussed. The Governor's proposed increasing the state share to 30%, which would be an approximate 50% increase in the County appropriation, and this is not likely the first year of the budget. The current GTA distribution is on a six-year rolling average; 42 counties will receive less money in 2019 than in 2018. Outagamie County will receive an increase. Land conservation staffing and cost sharing grants, the state is proposing a \$335,000 increase. Dept. Children & Families (DCF) has a new ruling that Child Support agencies can no longer collect birth costs from the father if the father lives in the same household as the birth mother. This change is a hit to soe counties that take the money and get a 66% federal match on this to fund operations. Some legislators are interested in helping counties reverse this DCF rule.
- Other Correspondence in DropBox provided include:
 - [Opinion article regarding Contractors having wrong incentive, school referendums running amuck.](#)
 - Letter sent to Governor Walker and Superintendent Evers dealing with dark stores
 - [Department of Revenue 1st Qtr. Collections Information](#): 1st quarter GPR is up 9.2% and a report on State's [ending the fiscal year with positive balance](#). [Dept. of Administration document link](#) was also provided by Lobbyist.

During question and answer, discussion took place on State funding for human services programs, the timing of resolutions that make recommendations for increases to human services funding, the state's budget process and requests, resolutions distribution by the Lobbyist, personal delivery by the Lobbyist of invite to county legislators of the Finance Committee's budget review; and the distribution of the resolution requesting improvements on US 41 (Res. 43—18-19).

UNFINISHED BUSINESS – None.

NEW BUSINESS

Resolution No. 71--2018-19 – Highway, Recycling & Solid Waste Committee and Public Safety Committee. Request the Wisconsin Department of Transportation to conduct an engineering and traffic investigation on I-41 from County BB (Prospect Avenue) to Kaukauna exit County J and ultimately lower the speed limit on that stretch of the highway by 10-15 miles per hour as soon as possible.

Supervisor Grady moved, seconded by Supervisor Mc Daniel, for adoption.

Supervisor Woodzicka moved, seconded by Supervisor Sturn, to amend lines 24 and 32 to strike “ultimately lower the speed limit on that stretch of the highway from 10 – 15 miles per hour.” and insert “recommend the DOT take immediate action to improve highway safety on that stretch of the highway,”.

ROLL CALL on amendment: 26 aye, 4 nay, 6 absent. AMENDMENT CARRIED.

ROLL CALL to adopt as amended: 27 aye, 3 nay, 6 absent. RESOLUTION NO. 71—2018-19 IS ADOPTED AS AMENDED.

Resolution No. Z-12--2018-19 – Agriculture, Extension Education, Zoning and Land Conservation Committee. Approve an 8.44 acre rezoning in the Town of Greenville from General Agriculture District to Single Family Residential District for parcels 110083901 and 110083948; Petitioner: Town of Greenville.

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

ROLL CALL: 30 aye, 6 absent. RESOLUTION NO. Z-12—2018-19 IS ADOPTED.

Resolution No. 61--2018-19 -- Finance Committee. Approve Information Technology (IT) budget adjustments transferring \$34,640 from IT Purchased Services to Salaries (\$27,740) and Fringe Benefits (\$6,900); transferring from IT Administrative Services Salaries (\$21,000), Fringe Benefits (\$16,000), and Supplies (\$11,000) to Purchased Services (\$48,000), as noted on the attached fiscal note.

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

ROLL CALL: 30 aye, 6 absent. RESOLUTION NO. 61—2018-19 IS ADOPTED.

Resolution No. 62--2018-19 -- Finance Committee. Approve budget adjustment decrease County Clerk Elections Purchased Services by \$10,000 and increasing Fees, Fines and Costs (\$4,000) and Supplies (\$14,000), as noted on the attached fiscal note.

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

ROLL CALL: 30 aye, 6 absent. RESOLUTION NO. 62—2018-19 IS ADOPTED.

Resolution No. 63--2018-19 – Health and Human Services Committee. Request the state of Wisconsin increase the Children and Family Aids Allocation by \$30 million annually in the 2019-21 biennial budget to counties to cover a greater share of out-of-home care costs and increase staffing obligations so Wisconsin's child protective services system can meet its obligations. Also, urge the state to close critical oversight gaps by creating legislative mechanisms to review the child protective services resource needs of all counties as part of the biennial budget process and ensure an appropriate committee provide ongoing policy guidance to respond to emerging child protective services trends and ongoing system needs.

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

ROLL CALL: 30 aye, 6 absent. RESOLUTION NO. 63—2018-19 IS ADOPTED.

Resolution No. 64--2018-19 – Health and Human Services Committee. Request that state funding for county child support agencies be increased by \$1.5 million general purpose revenue in each fiscal year of the 2019-21 Wisconsin state budget, which will generate approximately \$3 million in additional federal funding each year to ensure that counties can continue to effectively provide economic support to our children.

Supervisor Konetzke moved, seconded by Supervisor Iverson, for adoption.

ROLL CALL: 30 aye, 6 absent. RESOLUTION NO. 64—2018-19 IS ADOPTED.

Resolution No. 65--2018-19 – Highway, Recycling & Solid Waste Committee. Transfer \$282,000 from the Highway CTH Z – CTH HH to STH 55 project to the CTH M – South County Line to STH 96 project (\$33,000), CTH M – STH 96 to Honeysuckle Road project (\$120,000) and purchase of a quad axle vehicle (\$129,000) and transfer \$500,000 from the Highway Capital Project Funds to the County Road and Bridge Funds for the CTH ZZ – Nackers Road to East County Line Road project, as noted on the attached fiscal note.

Supervisor De Groot moved, seconded by Supervisor Mc Daniel, for adoption.

ROLL CALL: 30 aye, 6 absent. RESOLUTION NO. 65—2018-19 IS ADOPTED.

Resolution No. 66--2018-19 – Public Safety Committee. Approve the Clerk of Circuit Court Office to contract with the Department of Revenue for the collection of unpaid debt pursuant to Wisconsin Statutes, as noted on the attached fiscal note and Wisconsin Statewide Debt Collection Agreement.

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

ROLL CALL: 30 aye, 6 absent. RESOLUTION NO. 66—2018-19 IS ADOPTED.

Resolution No. 67--2018-19 – Finance Committee. Award the sale of \$6,095,000 General Obligation Promissory Notes, Series 2018A, as noted on the attached fiscal note.

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

ROLL CALL: 30 aye, 6 absent. RESOLUTION NO. 67—2018-19 IS ADOPTED.

Supervisor Sturn moved, seconded by Supervisor Miller, to reconsider Resolution No. 67 for the purpose of lock in.

ROLL CALL to reconsider: 30 aye, 6 absent. RESOLUTION NO. 67—2018-19 IS RECONSIDERED.

ROLL CALL to adopt & lock in: 30 aye, 6 absent. RESOLUTION NO. 67—2018-19 IS ADOPTED & LOCKED IN.

Resolution No. 68--2018-19 – Property, Airport, Recreation & Economic Development Committee. Approve entering into a Commercial Account Right of Entry Agreement with Time Warner Cable Midwest LLC (“Charter”) for property located at W6365 Discovery Dr., Appleton, WI 54914, as noted on the attached documents.

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

ROLL CALL: 29 aye, 1 abstain, 6 absent. RESOLUTION NO. 68—2018-19 IS ADOPTED.

Resolution No. 69--2018-19 – Finance Committee. Award the sale of \$3,000,000 General Obligation Corporate Purpose Bonds, Series 2018B, as noted on the attached fiscal note.

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

ROLL CALL: 30 aye, 6 absent. RESOLUTION NO. 69—2018-19 IS ADOPTED.

Supervisor Sturn moved, seconded by Supervisor Grady, to reconsider Resolution No. 69 for the purpose of lock in.

ROLL CALL to reconsider: 30 aye, 6 absent. RESOLUTION NO. 69—2018-19 IS RECONSIDERED.

ROLL CALL to adopt & lock in: 30 aye, 6 absent. RESOLUTION NO. 69—2018-19 IS ADOPTED & LOCKED IN.

Resolution No. 70--2018-19 – Finance Committee. Award the sale of \$6,100,000 Taxable General Obligation Airport Bonds, Series 2018C, as noted on the attached fiscal note.

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

ROLL CALL: 30 aye, 6 absent. RESOLUTION NO. 70—2018-19 IS ADOPTED.

Supervisor Sturn moved, seconded by Supervisor Marcks, to reconsider Resolution No. 70 for the purpose of lock in.

ROLL CALL to reconsider: 30 aye, 6 absent. RESOLUTION NO. 70—2018-19 IS RECONSIDERED.

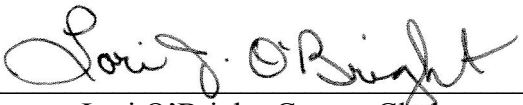
ROLL CALL to adopt & lock in: 30 aye, 6 absent. RESOLUTION NO. 70—2018-19 IS ADOPTED & LOCKED IN.

REPORTS

Per County Ordinance Chapter 22 Section 166, the Purchasing Agent reports to the County Board items that have been sold. The County has partnered with Wisconsin Surplus for online auctions for an Offset Printer, NCR Paper, and Kimosetter Plate Printer.

Supervisor Buchman moved, seconded by Supervisor Konetzke, to adjourn until November 5, 2018, at 5:30 p.m. VOICE VOTE CARRIED.

The meeting adjourned at 8:14 p.m.



Lori O'Bright, County Clerk