

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

Office of the County Clerk, May 23, 2023.

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, Smith, Patience, Gabrielson, Konetzke, Hammen, Lawrence, Krueger, Lamers, Ferguson, Hermes, MacDonald, Schroeder, Spears, Cooke, Santonato, Cuff, Hagen, Thiede, Nooyen, Weinberg, Culbertson, Winterfeldt, Nejedlo, Clegg, Thyssen, Rettler, Koury, and Lautenschlager. Members Absent: McCabe, Wegand, Croatt, Klemp, Monfils, VanderHeiden

The Board Chairperson requested the Board's confirmation to excuse Supervisors McCabe, Wegand, Croatt, Klemp, Monfils, and VanderHeiden. No objections; so ordered.

The Pledge of Allegiance was led by Chairperson Nooyen.

MINUTES OF THE MAY 9, 2023 COUNTY BOARD MEETING

Supervisor Weinberg moved, seconded by Supervisor Patience, to approve the minutes of the May 9, 2023, County Board meeting.

ROLL CALL: 25 yes, 3 no (MacDonald, Thiede, Winterfeldt), 2 abstain (Smith, Spears), 6 absent. MINUTES OF THE MAY 9, 2023, BOARD MEETING ARE APPROVED.

SPECIAL ORDER OF BUSINESS – None.

ESTABLISH ORDER OF THE DAY

Chairperson Nooyen reported the request to have Resolution Nos. 16, 17, 18, 20 and 24—2023-24 locked in at the meeting.

Chairperson Nooyen asked for unanimous consent to handle reconsiderations and lock ins at the end of the meeting as noted. No objections; so ordered.

COMMUNICATIONS - Communication Referral List (included in the packet).

Chairperson Nooyen summarized the following communications:

- The County Executive's Report is in Drop Box.
- There is still one supervisor that needs to complete the March IT training sessions.
- There are eighteen supervisors that need to complete the May IT training sessions. Links were emailed on May 15th and need to be completed by the end of May.
- Chairperson Nooyen stated that there is no agenda item regarding Supervisor Hermes' comments from the last meeting, therefore there would not be any public comment allowed in regards to that topic since it is not an agenda item.
- Corporation Counsel Sargent shared his legal opinion on previous comments from Supervisor Hermes.
- County Board Chair Nooyen presented an award of dedication and service to Craig Moser, who will be leaving Outagamie County to be the Deputy Director of East Central Regional Planning Association.

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

Chairperson Nooyen called for a recess at 7:23 p.m.

The County Board resumed the meeting at 8:10 p.m.

APPOINTMENTS—None.

NEW BUSINESS

Supervisor Thyssen made a motion to change the order of business and move Closed Session to the beginning of New Business. Supervisor Spears seconded the motion.

VOICE VOTE CARRIED UNANIMOUSLY. ORDER OF BUSINESS IS CHANGED TO MOVE CLOSED SESSION TO THE BEGINNING OF NEW BUSINESS.

CLOSED SESSION PURSUANT TO SECTION 19.85(1)(g) WIS STATS. FOR THE PURPOSE OF CONFERRING WITH LEGAL COUNSEL FOR THE GOVERNMENTAL BODY WHO IS RENDERING ORAL OR WRITTEN ADVICE CONCERNING STRATEGY TO BE ADOPTED BY THE BODY WITH RESPECT TO LITIGATION IN WHICH IT IS OR IS LIKELY TO BECOME INVOLVED.

Supervisor Patience moved, seconded by Supervisor Lautenschlager, to go into Closed Session at 8:12 p.m.

ROLL CALL: 29 yes, 1 no (Ferguson), 6 absent. COUNTY BOARD ENTERS CLOSED SESSION.

END CLOSED SESSION

Supervisor Patience moved, seconded by Supervisor Clegg, to end Closed Session at 8:38 p.m. and resume regular session.

ROLL CALL: 30 yes, 6 absent. COUNTY BOARD ENDS CLOSED SESSION; RESUMES REGULAR SESSION.

Resolution No. 24—2023-24 – Finance Committee. Approve to disallow the claim submitted by The Jeff Scott Olson Law Firm representing Mr. Navtej Bhandari, on file in the County Clerk’s Office, that no action of this claim may be brought against the County or any of its officers, officials, agents, or employees after six months from the date of service of this notice.

Supervisor Konezke moved, seconded by Supervisor Thiede, for adoption.

ROLL CALL: 30 yes, 6 absent. RESOLUTION NO. 24—2023-24 IS ADOPTED.

Resolution No. 16—2023-24 – Property, Airport, Recreation and Economic Development Committee. Approve to allow the County Highway Department to perform paving and related work at Plamann Park; various paving, earthwork and site prep items at the Appleton International Airport; and other work for internal County departments in calendar year 2023 when deemed cost effective and beneficial to county operations without requesting bids on projects that will exceed \$25,000, with no budget adjustment needed, as noted on the attached fiscal note.

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

ROLL CALL: 30 yes, 6 absent. RESOLUTION NO. 16—2023-24 IS ADOPTED.

Resolution No. 17—2023-24 – Finance Committee. Consideration of Initial Resolution Approving Revenue Bond Financing for Bug Tussel 1, LLC, Bug Tussel 2, LLC or a Related Limited Liability Entity. Information with respect to the job impact of the project will be available at the time of consideration of the Resolution.

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

ROLL CALL: 29 yes, 1 no (Konetzke), 6 absent. RESOLUTION NO. 17—2023-24 IS ADOPTED.

Resolution No. 18—2023-24 – Health and Human Services Committee. Approve of the Department of Health and Human Services to submit an application to the State of Wisconsin to move to a stand-alone Aging and Disability Resource Center (ADRC) with shared services with Calumet County where economically and geographically feasible for ADRC operations beginning January 1, 2024, with budget changes to be included in the 2024 budget (as noted on the attachments); and approve the Department of Health and Human Services to restructure the existing Aging Advisory Committee to meet the requirements to serve as the ADRC Advisory Committee beginning in calendar year 2024.

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

ROLL CALL: 30 yes, 6 absent. RESOLUTION NO. 18—2023-24 IS ADOPTED.

Resolution No. 19—2023-24 – Highway, Recycling and Solid Waste Committee. Approve of the County Highway Department to create a project for I-41 Traffic Management Planning in order to hire an external consultant to obtain an unbiased evaluation of the important corridors and intersections that run adjacent to I-41, and increase the I-41 Traffic Management line items by \$250,000 each for HWY-Intra County and Operating Expenses; decrease the Culvert Replacement Program line items by \$250,000 each for HWY-Intra County and Operating Expenses, as noted on the attached fiscal note.

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

ROLL CALL: 30 yes, 6 absent. RESOLUTION NO. 19—2023-24 IS ADOPTED.

Resolution No. 20—2023-24 – Property, Airport, Recreation and Economic Development Committee and Highway, Recycling and Solid Waste Committee. Approve to accept the attached 2023 Outagamie County Facilities and Land Use Plan for the Outagamie County Department of Recycling and Solid Waste and Highway Department.

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

ROLL CALL: 29 yes, 1 no (Cooke), 6 absent. RESOLUTION NO 20—2023-24 IS ADOPTED.

Resolution No. 21—2023-24 – Property, Airport, Recreation and Economic Development Committee and Legislative/Audit and Human Resources Committee. Approve the attached Administrative Rule 2023-03 which amends the Outagamie County Public Works Project Administration for Projects under \$1,500,000, and this rule shall be numbered 2023-03 and will be on file in a manual entitled “Outagamie County Administrative Rules” in the Outagamie County Clerk’s Office.

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

ROLL CALL: 30 yes, 6 absent. RESOLUTION NO. 21—2023-24 IS ADOPTED.

Resolution No. 22—2023-24 – Property, Airport, Recreation and Economic Development Committee and Legislative/Audit and Human Resources Committee. Approve the attached Administrative Rule 2023-04 which amends the Outagamie County Public Works Project Administration for Projects over \$1,500,000, and this rule shall be numbered 2023-04 and will be on file in a manual entitled “Outagamie County Administrative Rules” in the Outagamie County Clerk’s Office.

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

ROLL CALL: 30 yes, 6 absent. RESOLUTION NO. 22—2023-24 IS ADOPTED.

Resolution No. 23—2023-24 – Property, Airport, Recreation and Economic Development Committee. Approve of renaming the “Small Shelter” at Plamann Park the “Roblee Shelter” in honor of Greg Roblee, a team member who has made a difference in Outagamie County.

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

ROLL CALL: 30 yes, 6 absent. RESOLUTION NO. 23—2023-24 IS ADOPTED.

Ordinance No. A—2023-24 – Property, Airport, Recreation and Economic Development Committee and Legislative/Audit and Human Resources Committee. Amend Chapter 22 of the County Code of Ordinances, Finance and Taxation, as pertains to Public Works Projects, as noted on the Ordinance.

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

ROLL CALL: 30 yes, 6 absent. ORDINANCE NO. A—2023-24 IS ADOPTED.

REPORTS – none.

RECONSIDERATION OF RESOLUTION NOS. 16, 17, 18, 20 AND 24—2023-24.

Supervisor Nejedlo moved, seconded by Supervisor Hammen, to reconsider the above listed resolutions.

Supervisor Konetzke requested Resolution No. 17—2023-24 to be separate for reconsideration.

Vote for reconsideration. ROLL CALL: 28 yes, 2 no (Santonato, Winterfeldt), 6 absent. RESOLUTION NO. 17—2023-24 IS RECONSIDERED.

Vote for lock in. ROLL CALL: 29 yes, 1 no (Konetzke), 6 absent. RESOLUTION NO. 17—2023-24 IS ADOPTED & LOCKED IN.

Supervisor Spears moved, seconded by Supervisor Gabrielson, to reconsider Resolution Nos. 16, 18, 20 and 24—2023-2024.


Vote for reconsideration. ROLL CALL: 30 yes, 6 absent. RESOLUTION NOS. 16, 18, 20 AND 24—2023-24 ARE RECONSIDERED.

Vote for lock in. ROLL CALL: 30 yes, 6 absent. RESOLUTION NOS. 16, 18, 20 AND 24—2023-24 ARE ADOPTED & LOCKED IN.

ADJOURNMENT

Supervisor Patience moved, seconded by Supervisor Thyssen to adjourn until June 13, 2023, at 7:00 p.m. VOICE VOTE CARRIED UNANIMOUSLY.

The meeting adjourned at 9:04 p.m.



Jeff King, County Clerk

ROLL CALL SUMMARY MAY 23, 2023 COUNTY BOARD MEETING

DIST./NAME	NO. OF ROLL CALLS TAKEN THIS MEETING	NO. VOTES CAST THIS MEETING	CUMULATIVE CALLS TAKEN THIS TERM	NO. VOTES CAST THIS TERM
1. Thompson	17	17	44	43
2. Miller	17	17	44	43
3. Smith	17	16	44	28
4. Patience	17	17	44	44
5. Gabrielson	17	17	44	44
6. Konetzke	17	17	44	44
7. Hammen	17	17	44	32
8. Lawrence	17	17	44	44
9. Krueger	17	17	44	17
10. Lamers	17	17	44	44
11. Ferguson	17	17	44	44
12. McCabe	17	0	44	27
13. Wegand	17	0	44	0
14. Hermes	17	17	44	42
15. MacDonald	17	17	44	44
16. Schroeder	17	17	44	31
17. Croatt	17	0	44	27
18. Spears	17	16	44	28
19. Cooke	17	17	44	44
20. Santonato	17	17	44	44
21. Cuff	17	17	44	44
22. Hagen	17	17	44	44
23. Klemp	17	0	44	27
24. Thiede	17	17	44	44
25. Nooyen	17	17	44	44
26. Weinberg	17	17	44	44
27. Culbertson	17	17	44	32
28. Monfils	17	0	44	14
29. Winterfeldt	17	17	44	32
30. Nejedlo	17	17	44	43
31. Clegg	17	17	44	44
32. Thyssen	17	17	44	44
33. Vander Heiden	17	0	44	27
34. Rettler	17	17	44	44
35. Koury	17	17	32	31
36. Lautenschlager	17	17	44	44

Member(s) absent: Croatt, Klemp, McCabe, Monfils, VanderHeiden, Wegand