

TOWN OF WILSON
SHEBOYGAN COUNTY, WISCONSIN
APPROVED MINUTES OF JANUARY 4, 2016

CALL MEETING TO ORDER: Chair Ehmann called the Town of Wilson Board Meeting to order at 6:30 p.m. Posting in accordance with open meeting law was confirmed by affidavit of posting and the meeting was declared an open meeting.

ROLL CALL: Roll call was taken with the following members present: Town Board Chairman John Ehmann, Supervisor Dan Rostollan, Supervisor Nancy DesJardins, Supervisor Brian Hoffmann and Supervisor Tom Stoelb. **Also in attendance:** Town Clerk Georgene Lubach, Treasurer Julie Evans and Maintenance/ Road Supervisor Rick Meyer.

PLEDGE OF ALLEGIANCE: Was recited

PUBLIC COMMENT:

- **Gerry Bertsch, 5735 Wind Dancer Ct** – Shared as former Park and Forestry member Conservancy lands are owned by the Town of Wilson by Ordinance the Jerving Conservancy and Wilderness Park have rules written for them. Hunting in Jerving Conservancy went through a process for a specific kind of use for hunters of the Town of Wilson. Currently without those regulations Conservancies are governed by the rules of the DNR, any action to disallow hunting by the board is a re-writing of an Ordinance without due process. An Ordinance change requires the correct procedure and important that procedures be followed.
- **Arletta Giese, 314 W. Evergreen Dr** – Lives on the edge of Jerving Conservancy, thank you for suspending hunting in the Conservancy, very appreciated. Hopes the Ordinance is amended to suspend permanently, the Conservancy is a very small area, people living on South and East end of the property, not a lot of room to hunt and not a lot of animals in the Conservancy.
- **Jan Anderson** – 5189 S. 9th St. –Not a hunter but concerned about environment and over population of all species, plants or animals. Dependent on hunters to regulate the balance of animal population in the town and where it can be done safely. No opinion about the Jerving Conservancy but where the Town can control the animal population safely.
- **James Gruber, 4474 N. Evergreen Dr** – He knew Mr. Jerving and spoke to the 13 residents neighboring the Jerving Conservancy and not one is for hunting in the Jerving Conservancy.

APPOINTMENTS / NEW & OLD BUSINESS:

1. **Approval of the draft minutes, December 21, 2015** – Motion by Stoelb second by DesJardins to approve the Town Board minutes for December 21, 2015, on voice vote all members present voted aye, motion carried.
2. **New Operator License Application for period July 1, 2015 – June 30, 2016; Handle Bar & Grill, Chrystal Dondlinger, 11630 Schad Rd., Kiel, WI** – Motion by DesJardins second by Rostollan to approve the new Operator License for Chrystal Dondlinger, Handle Bar & Grill, on roll call vote, all members presented voted aye, motion carried.
3. **Snow Plow service update** – Present was Gregg Wagner, discussion concerned the phone calls regarding the past snowfall the extreme heavy icy snow which caused snow plows to get stuck, down and delayed until other trucks arrived. The next day they were out again to continue further clean up.
4. **Black River Fire Department**
 - a. **Signing of the 2016 contact** – Present to sign the annual contract was President, Kory Wendlandt and Chief Brian Schmidt.
 - b. **Discussion and approval of applying for the SCBA Grant** – Wendlandt reported they are in the process of applying for the Federal grant for about \$190,000 with a 5% match, if the grant is awarded they will come back to the board for approval.
5. **Appointment of the Plan Commission Chairman** – Chair Ehmann appointed Roger Miller to Chairman to the Plan Commission and shared he was looking for someone that was knowledgeable about the Town, Town Zoning Ordinances, knows how to lead a meeting and Roger was a past Town Chairman. Presently an opening exists on the Plan Commission and Parks and Forestry.
6. **Discussion of Hunting in the Jerving Conservancy; Possible motion to amend the Chapter 30 to disallow hunting in the Jerving Conservancy** – Supervisor DesJardins shared her discussion with CDAC who does the deer count, their current goal is to increase deer population in Sheboygan County. DesJardins researched hunting in the Conservancy with the DNR and WTA legal dept. and learned the Town controls hunting on Town property if there are no conveyances the DNR has no

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control over town land. Motion by DesJardins, second by Stoelb to remove regulated hunting from Jerving Conservancy, to add no hunting in Jerving Conservancy and post no hunting in Jerving Conservancy to Chapter 30. Discussion by the board is to send this topic to Parks and Forestry and/or Plan Commission for further comprehensive review. On roll call vote Rostollan –nay, Hoffmann – nay, DesJardins – aye, Stoelb –nay, Chair – nay, motion failed.

Motion by Hoffmann, second by Stoelb to send Chapter 30 Public Parks, Conservancies, Cemeteries back to the Parks and Forestry Commission and Plan Commission to review the entire Chapter 30.

Motion by Rostollan, second by Hoffmann to amend the motion and direct the Plan Commission and Parks and Forestry Commission as part of this process to conduct a joint meeting to discuss this issue together and a due date to come back to the Town Board by June 30, 2016, on roll call vote all members present voted aye, motion carried.

Motion to, Send Chapter 30 Public Parks, Conservancies, Cemeteries back to Parks and Forestry Commission and Plan Commission to review the entire Chapter 30, as amended to include, direct the Plan Commission and Parks and Forestry Commission as part of this process to conduct a joint meeting to discuss this issue together and a due date to come back to the Town Board by June 30, 2016, on voice vote all members present voted aye, motion carried.

7. **Update on Consultants to review the impacts of the proposed Kohler CUP Golf Course, possible motion to hire consultant to evaluate the surface water impacts** – Robert E. Lee & Assoc. withdrew their proposal to evaluate the surface water impacts. Hey and Associates believed this was part of their scope to evaluate the surface water as this is one of their core competencies. Engineers on their staff are Thomas Polzin and David Kraft. Motion by Rostollan second by DesJardins to hire Hey & Associates, Inc. to evaluate the surface water impacts of the proposed Kohler Golf Course CUP on roll call vote all members present voted aye, motion carried.
8. **Room Tax collection remedies** – Topic will be placed on next agenda
9. **Discussion, possible motion to terminate the generator storage charge to Sanitary District No. 1** – Sanitary District No. 1 no longer stores the generator at the maintenance site. Motion by Stoelb second by Rostollan to terminate the generator storage charge to Sanitary District No. 1 by voice vote, all members present voted aye, motion carried.
10. **Public Comment:**
 - **Gerry Bertsch, 5735 Wind Dancer Ct** – Thanked you to Supervisor DesJardins for her research, thanked the board for being very careful proceeding on this Ordinance. Gerry pointed out on the map the Miller Conservancy, Jerving Conservancy is 32.9 acres and Balzer Woods is 16 acres. Jerving Conservancy has a lot of room to hunt. Other states are passing laws to hunt on individual yards because deer population is shrinking in rural area and growing in private land.
 - **Kathleen Rammer, 3010 Old Park Rd.** - Thanked the board, this needs to be reviewed properly and needs to go through proper channels. The Balzer Woods has 247 acres adjacent providing good hunting. Approved of the lottery for the bow hunting and allowing only one hunter a week in there. Also in opposition to hunting in a conservancy.
 - **Mike Watson, 4418 N. Evergreen Dr** – His property butts up the conservancy, thanked the board for putting it back to the proper channels for review, suggested hunting west of the river is not as much of a concern and questioned if he could attend Park and Forestry or Plan Commission meetings.
 - **Gerry Bertsch, 5735 Wind Dancer Ct** - Mowing of paths in any of the Conservancies per Chapter 30 Ordinance is finable, trails currently being done by private are illegal.
 - **Chair Ehmann** – Shared appreciation for everyone’s passion on this topic but Public Comment should not be turned into a debate, this will be discussed at Park and Forestry meetings for dialog and the Public Hearing at the Plan Commission. Our parks are why a lot of people live here and a big asset.
 - **James Gruber, 4474 N. Evergreen Dr** – Shared he has cut the gas in Jerving Conservancy for 30 years, now it is illegal, would never sue the town if he was hurt and BRFD knows they can take the brush buggy through his property if there would be a fire. A ditch has been maintained and the sump pumps run and this would need to be maintained. Invasive weeds are growing.
 - **Greg Hopkins, 346 Edgewater** – January 4, 2016, will be a phenomenal year pleased to be part of this and offered to help out where he can.
11. **Reports:**
 - a. **Maintenance Report** – Meyer provided several updates on projects, reviewed with the board which Park and Forestry sign to continue to use.

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- b. **Treasurer** - Evans reviewed in their packet the balance sheet, cash balances and activity reports.
 - c. **Clerk** – Reminded the board to check their mail slots, reviewed correspondence in their packet and topics for the next agenda.
12. **Town Board** – Chair Ehmann read the listing of the 2015 volunteer hours and shared appreciation for the hundreds of hours of volunteer time volunteers provided to the Town. Thanked Tom Kultgen and Mike Bergin with the majority of the volunteer time, for their dedication and expressed the Town's appreciation.
13. **Disbursement Reports: Black River Fire Department, Town of Wilson First Responders, Town of Wilson** - Checks on hold: **Check #18499.**
Motion by Rostollan second by Hoffmann to approve disbursements dated 1/4/2016 – check numbers 18541 – 18552, Black River Fire Dept. for \$4,683.85, check numbers 18541 – 18545 Town of Wilson First Responders \$0, Town of Wilson for \$2,440.18, check numbers 18546 - 18552 for total disbursements \$7,124.03, on roll call vote, all members present voted aye, motion carried.
Motion by Rostollan second by Hoffmann to approve the payroll disbursements dated 12/9/2015 for \$11,351.45 on roll call vote all members present voted aye, motion carried.
Motion by Rostollan second by Hoffmann to approve the payroll disbursements dated 12/23/2015 for \$9,678.05 on roll call vote all members present voted aye, motion carried.

ADJOURN: Motion by Rostollan, second by Hoffmann to adjourn at 8:35 p.m., all members present voting aye, motion carried.

Minutes Respectfully Submitted by: Georgene Lubach, Clerk