

Town of Holland

Town Board Meeting Minutes

Sheboygan County, Wisconsin

September 10, 2012

The monthly meeting of the Town of Holland Board was called to order by Chairman Don Becker at 7:30 P.M. on September 12, 2012. The Pledge of Allegiance was led by Chairman Becker. The Chairman certified that the requirements of the Wisconsin Open Meeting Law had been met.

Roll Call showed Steve Jones, Stanley Lammers, Don Becker, Martin Elmer, and Dave Huenink present from the Town Board. Also present were Treasurer, Craig Droppers, and Clerk, Sharon Claerbaut.

Adopt Agenda as official order of business. Motion by Marty, seconded by Stan, to adopt the agenda as the official order of business. Motion carried.

Minutes of the August 13, 2012, regular Board Meeting were posted on the web site, and previously presented to the Board. Motion by Steve, seconded by Dave, to approve the minutes as presented. Motion carried.

Record retention: Record retention is up to date.

Public Input: Laurie Werner thanked the Town Board for the work they are doing to try to stop the wind farm development. It was stated that a number of residents of Brown County had testified that property values had gone down and that there were health issues related to wind farms. Money from wind farms goes only to developers and land owners, and electric bills show charges for wind farms. Attention was called to the Press release by Senator Glen Grothman regarding his intention to propose legislation that would stop wind farm development in Wisconsin. More information on wind turbines was handed out. Jerry Keller presented the results of a survey conducted by the Wall Street Journal showing that 57 % were opposed to wind farms, while 37% were in favor of them. Norman DeRuyter asked what funds the Amsterdam Park Commission has available. Marty answered that the Park runs off of \$1,500 per year from each of the three municipalities involved. They currently have about \$18,000 in CD's. It was then asked how the park was taken care of. The answer is that the Town of Holland does the grass cutting and cleaning of the shelter. The Village of Cedar Grove and the Village of Oostburg put in and take out the ramps. Bruce Zurmond spoke about the need to lengthen the ramp for the boats to be put into the water. Norman Huibregtse asked that the ramp parts that are currently covered with sand be moved out into the water instead. Jeff Fritz stated that no one does anything about the situation of the high sandbar that prevents boats from being launched into the lake, and that he also believes that all that needs to be done is to move the buried ramps out into the lake. Jerry Keller asked who

has legal liability. Marty said that the Park Commission carries its own insurance. Charles Volm asked about no parking signs on roads other than VanEss Road.

Financial/Treasurer's Report: The financial reports were presented by Craig. Motion by Dave, seconded by Stan, to approve the financial reports. Motion carried.

Approval of Vouchers: Dave reported that he has reconciled the Cedar Grove Fire Dept. and the Cedar Grove First Responders for the third quarter, and those numbers appear on the voucher list. Motion by Stan, seconded by Steve, to approve the voucher list. Motion carried.

Accounts Receivable: CG Services is the only one who still owes money to the Town.

Plan Commission Recommendations:

- A. A request by Kurt and Carrie Kraus for a change of zoning from A-1 to A-5. The Kraus property is located at N734 County Road KW, Parcel number 590067363 (2.0 acres, zoned A-5) adjacent to Parcel number 59006007363 (35.24 acres, zoned A-1). 1.0 acre of A-1 land is to be merged with the 2.0 acres of A-5 land to become an enlarged parcel. This is a boundary line shift between adjacent parcels, not a land division. Plan Commission recommends that the Town Board approve the rezoning request. The Kraus family experienced a fire that completely destroyed their home, and they are planning to rebuild on the enlarged parcel. Motion by Dave, seconded by Stan, to concur with the Plan Commission and grant the rezoning to A-5 on the entire parcel contingent upon the boundary line adjustment. Steve-Yes, Stan-Yes, Don-Yes, Marty-Yes, Dave-Yes. Motion carried.
- B. A request by Peter and Laurie Stueber for a change of zoning from R-1 to A-5. The Stueber property is located at N1787 Dulmes Road, parcel number 59006062360 (3.0 acres, zoned R-1). This change of zoning is being requested primarily to allow keeping horses on the property. Plan Commission recommends that the town Board approve this rezoning request. Motion by Dave, seconded by Steve, to concur with Plan Commission and grant the request. Dave-Yes, Marty-Yes, Don-Yes, Stan-Yes, Steve-Yes. Motion carried.

Discuss/act on Ordinance designed to create additional enforcement mechanisms for the Town to protect the public interest in Town Rights-of-way and easements: There were questions on the draft ordinance. This will be back on the agenda next month.

Discuss/act on issues regarding Amsterdam Park. David Heuver will be present with other fishermen to voice their concerns: David Heuver stated that the ramp for launching boats at Amsterdam Park has been virtually useless because the sand bar is so far in this year. He said phone calls have been made but nothing happens. Oostburg and Cedar Grove say they are waiting for Amsterdam Park Commission to act and give direction. Excuses have been made such as 'we don't have time', 'we need to check' etc. Dave also stated that there is no policing of the park. The Sheriff's Dept. rides through the Park, but does nothing. There are trailers without stickers, but no tickets are issued. One officer said that the ordinances are not enforceable. Dave

stated that there are unattended fires on the beach at 4:00 A.M., there are four wheelers on the beach, but no one does anything about these things. The audience was told that several community leaders will be meeting with the Sheriff's Dept. about contract issues very soon.

Discuss/act on lawn repair caused by storm damage: Keith Koopman had damage to his lawn from two major rain storms. The Board does not feel it is a Town issue. Motion by Stan, seconded by Steve, to deny the storm damage claim. Marty-Yes, Dave-Yes, Don-Yes, Steve-Yes, Stan-Yes. Motion carried.

Discuss/act on issues regarding delinquent personal property taxes: Attorney Antoine was contacted and states you can go back six years to small claims court. The largest one the Town can do nothing about because the corporation is closed and you cannot go after an individual for a closed corporation. The Town may be able to go after Luige's, but the name of that corporation has changed so we could probably only go back as far as the name change. Craig will do some research on these issues

Discuss/act on the need for either a resolution or an ordinance that would allow the Town of Holland to declare a burn ban due to drought conditions: Don has checked into this, and it does not seem feasible.

Discuss/act on letter from Sheb. Co. Sheriff regarding 'Request for Review of Hazard Mitigation Materials': This letter will be turned over to Roger.

Discuss/act on Ongoing Issues

- A. Proof of Concept System for Town of Holland record keeping. Nothing new
- B. CG Services issues. The Sauk Trail Road property issue was filed and provided to the Plan Commission. CG Services failed to provide any information the the Smies Road issue, so the Plan Commission withdrew all consideration of that request. Don recommends going after money to recoup our expenses. Attorney Antoine will follow up on this.
- C. Web site link about Recycling Center news. No action on this yet.
- D. RR Crossing Issues. A hearing will be held here at the Town Hall on Wednesday, September 12, at 10:30 A.M. Attorney Antoine, Roger TeStroete, and Stan Lammers will attend. Craig Droppers has also expressed interest in this matter and will also attend.
- E. Right-of-way encroachment/Walvoord Berry Farm. All materials are currently out of the right-of-way. Stan will follow up with Attorney Antoine on this matter.
- F. Windy Acres Wind Farm. Steve reported that we are working with Town of Sherman, and Attorney Matt Pantier. There will be a joint Board meeting with the Town of Sherman in the near future to deal with selecting an engineering firm to work with us on this issue. Windy Acres sent a corrected pre-application late in June which extends our deadline. Attorney Pantier sent a letter stating that thirteen property owners within the one mile radius were not notified of the situation by Windy Acres. Kevin Struck with U W Extension is also working with us.

- G. Chad Peters' request- Submittal of suitable CSM no later than June 11. This has been taken care of and will be dropped from ongoing issues.
- H. Town Hall rental agreement and rental fee. Don will send the latest information for the packet next month.
- I. Internet service for Town Buildings. All has been installed and Roger will share the internet 'hot spot' with the Board for Town meetings. This issue is now resolved and will be dropped from ongoing issues.
- J. Fire proof file cabinet for Plan Commission Clerk. Dave will check into this so it can be removed from ongoing issues
- K. Repair work on floor and supports under chair storage area. Marty reported that this work is going to be done by Keith Dulmes in the winter. This issue can be removed from ongoing issues.
- L. Need for help at recycling center. Suggestions were made about helping elderly who can't climb steps with items in their hands.

Committee Reports:

Administration – Steve is eagerly anticipating the Joint meeting with the Town of Sherman

Roads – Stan reported they are waiting for a permit for culvert on Sauk Trail Road
Stan will also check on 'No Parking' signs on ends of Lake Roads.

Parks & Property –All issues have been covered.

Public Safety – Dave reported 41 hours for the Sheriff's Department in August with two written warnings and one citation. He again mentioned the upcoming meeting with the Sheriff Dept. and a couple of other municipalities that they serve. Dave further reported on the Oostburg Fire Partners meeting. 1. They will now have official minutes. 2. Town of Wilson is very interested in restructuring the agreement. 3. The Oostburg Fire Dept. budget for 2013 has not increased above the 2012 budget. Dave then reported on the meeting they had with the Village of Cedar Grove and the Cedar Grove Fire Dept. They asked the Fire Dept. for the 2013 budget, but the Dept. does not have one yet. Another meeting will be held with this group on September 27th. Cedar Grove Fire Dept. wants to replace a tanker truck in 2013 and had handed out estimates from two companies. Heads of Local Government is talking about replacing communication radios in 2014.

Public Input: Lauri Werner asked about the thirteen parties who were not notified by Windy Acres Wind Farm. Will this probably push the deadline out further, or will it just be explained away. The hope is that it will push the deadline back. It was mentioned that the Joint meeting with Town of Sherman will be open to the public just as is any Board meeting. Mike Czych asked about the attorney for the wind farm issue.

Correspondence: All in the packet.

Adjourn: Motion by Stan, seconded by Steve, to adjourn. Motion carried. Meeting adjourned at 10:20 P.M.

Respectfully Submitted,
Sharon Claerbaut, Clerk