

Town of Holland

Joint Town Board Meeting Minutes

Sheboygan County, Wisconsin

February 13, 2013

The joint meeting of the Town of Sherman Board and the Town of Holland Board was called to order by Town of Holland Chairman, Don Becker, at 7:00 P.M. on Wednesday, February 13, 2013. The Pledge of Allegiance was led by Chairman Becker. The Chairman certified that the requirements of the Wisconsin Open Meeting Law had been met by asking both Clerk, Rhonda Klott, for the Town of Sherman and Clerk, Sharon Claerbaut, for the Town of Holland

Present at the meeting were the following:

From the Town of Sherman – Chairman Bill Goehring, Kris Klein, Jim Fahney, Pat Horne, and Clerk, Rhonda Klott. Robert Boehlke arrived a little later.

From the Town of Holland – Chairman Don Becker, Stan Lammers, Steve Jones, Martin Elmer, David Huenink, and Clerk Sharon Claerbaut.

Also present was Attorney Matt Parmentier.

Adopt Agenda as official order of business.

For the Town of Holland – Motion by Don Becker, seconded by Martin Elmer, to adopt the agenda as the official order of business. Motion carried.

For the Town of Sherman – Motion by Jim Fahney, seconded by Pat Horne, to adopt the agenda as the official order of business. Motion carried.

Public Input: There was no public input.

Discuss and refine draft wind ordinance; identify action plan and schedule to finalize ordinance: This item was turned over to Attorney Matt Parmentier. Attorney Parmentier stated that the ordinance was first drafted last summer, and changes have since been made. Windy Acres Wind Farm filed their application in December 2012. If the Towns object, they must adopt an ordinance by the first day of the fourth month following the application. This means that both Townships must adopt the ordinance by April 1, 2013. If no ordinance is adopted, the application is considered approved. Attorney Parmentier then went over the draft ordinance section by section. He stated that he had worked with Bruce Ommen, the engineer hired to assist in this matter. Officials from both Townships asked questions and made suggestions. One addition was made in item (15) Section 4 and in 8 (1). There was a question about whether or not to include Exhibit A in the ordinance. Both Boards agreed to use Exhibit A, but word the ordinance to say that if that part of the Code is changed we will change the Exhibit to show the changes in new Code. It was decided to change Section 13 to read '30 days' instead of 'timely' The initial application filing fee is \$15,000.00. It was decided that if this fund dips below \$5,000.00 to require the applicant to replenish the fund within five (5) business days. In regard to the small wind systems, both Boards

agreed to set an initial application fee of \$5,000.00, and if that dips below \$1,000.00 the applicant must replenish to \$2,000.00. It was decided that the ordinance will be adopted at a joint meeting of the Town of Sherman Board and the Town of Holland Board. The date chosen for this meeting is March 18, 2013 and will be held at the Town of Holland Hall. The effective date of the ordinance will be March 31, 2013. The publish date will be March 21, 2013. It was mentioned that there could then be a monitor of the ordinance to be sure that things are followed properly

Discuss and act on matters related to the petitions of the Town Boards to the PSC for a moratorium on new wind farms: Attorney Parmentier updated the latest information on this matter. He said that resolutions do not have any bearing because it is not in the Statutes. He reported that a study had been done on the Shirley Wind Farm which revealed 'an urgent need for further study'. The PSC is making a decision tomorrow (February 14, 2013) on the Highland Wind Project application. Attorney Parmentier will monitor this decision to see if the PSC rules in favor of their application or not. This will have a heavy bearing on the Windy Acres Wind Farm application. We will be ready with an emergency petition asking the PSC to wait for further study.

Discuss other matters related to wind energy in either the Town of Holland or the Town of Sherman: A road restoration ordinance was discussed briefly.

Public Input: Laurie Werner asked who can choose the monitor for the ordinance, and was told that it is the Town. The Town can also hire experts to do this monitoring. She also expressed appreciation for the cooperation of the two Boards with each other, and for all the hard work being done on this situation.

Motion by Steve Jones, seconded by Robert Boehlke, to adjourn. Motion carried. Meeting adjourned at 8:35 P.M.

Respectfully submitted,
Sharon Claerbaut, Clerk
Town of Holland