

TOWN OF RHINE
BOARD OF SUPERVISOR'S MONTHLY MEETING MINUTES
With Public Hearing

Tuesday, August 3, 2021 at 6:30 p.m.
Held at the Town Hall, W5250 Cty Rd. FF, Elkhart Lake, WI 53020 and virtually.

To attend virtually, join Zoom meeting:
<https://us06web.zoom.us/j/81245621683?pwd=bXpjQjBxOTh4UnJ5TlZkdnc0OHlUdz09>
Meeting ID: 812 4562 1683 Passcode: 226574

1. Call to order for public hearing and regular town board meeting and compliance with open meeting law: Called to order at 6:31 by Chairman Platz. Meeting was published and posted as required. The media was notified.
2. Pledge:
3. Approve minutes from July 6, 2021: Motion to approve by Feld. 2nd by Rost. All in favor.
4. Clerk/Treasurer's report: Read into the record.
5. Building permits for July: Read into the record.
6. Public comments of a general nature: Bruce Pahl addressed the issue of high speed traffic on Garton Road near the driveway of his property. He has safety concerns. He would like to see the speed limit lowered to 45 mph and possibly a stop sign installed there before there is an accident. Platz explained that this would be referred to the Roads Committee for consideration.

Ron Book has a concern about a tree on his property which has overgrown directly in front of the power line. He inquired about options to get the tree trimmed or cut down. Platz suggested that WE Energies might be able to take it down below the power line. Gerber Lake Road is a county road, so the county might assist with this if the tree is in the right of way.

There were no other public comments.

7. Discuss and Possibly Act on:

Public Hearing: To hear the request of Anthony and Lori A. Smith of W6199 Cty. Rd MM, Elkhart Lake, WI 53020, to rezone that property from C-2 to A-5. Parcel is approximately 22.33 acres and is parcel number 59018254450. The plan commission recommended to approve the request to rezone from C-2 to A-5 by a vote of 3 to 2.

There were no public comments on this.

Bill Jacob reviewed the history of this request, including consultation with the town's attorney. Larry Eberle disagrees with the attorney's opinion. He believes that horses are a permitted use on C-2 zoned land, and that a rezone is not necessary in order to allow requested horses on that land. Eberle wants the town to protect the community land and preserve property according to the Long Range Plan.

There were comments from Platz and Jacob to further clarify the request at hand. Platz has been in consultation with the town's attorney in regards to this.

Eberle made a motion to deny the request as presented. No 2nd.

Jacob made a motion to rezone from C2 to A5. 2nd by Rost. Roll call vote: Larry – no. Jacob – yes. Rost – yes. Feld – yes. Platz – yes.

Henschel Pond: Neighbors were notified. Henschel provided a new sketch of the changes to the slope.

Public comments: Dave Mahloch is a neighbor, and he voiced his approval of the pond request.

Paul Booher asked if there is a definition of a pond in general and how deep it can be. He would also like to know where the water comes from to fill the pond. Ponds are addressed in chapter 19 of the ordinances.

Louis Prange: According to the information he has, if the pond goes in, it becomes shoreland and the pond is subject to shoreland requirements. This could infringe upon anything he might want to do with his property. If this does not put his property into a shoreland district, he has no problems with the request. If it would put his property into a shoreland district, then he has concerns with the request. Platz read an email from a realtor regarding shoreland ordinances. Rost's understanding is that the 1000-foot rule applies to navigable waters.

There were no other public comments.

The board discussed the interpretation and implications of the county's shoreland ordinances regarding ponds. Rost suggested tabling this decision until the town can consult with the county and the town's legal counsel. Decision is tabled.

Set special meeting date and time for Town Board to consider Chapter 4 proposals: August 17 at 2 pm.

Picnic license – Friends of Camp Anokijig, Inc. for an event on 9-25-21: Motion to approve by Feld. 2nd by Jacob. All in favor.

Operator's license – Darin Jon Holden and Katelyn R. Wade: Motion to approve the license for Holden by Feld. 2nd by Jacob. All in favor. Motion to approve the license for Katelyn R. Wade by Rost. 2nd by Feld. All in favor.

Approve CSM for Ron Book: Motion to approve by Feld. 2nd by Rost. Discussion: None. All in favor.

8. Chairman's information report and correspondence:

Platz gave an update on properties in the town which are being rented out as VRBOs or other rental properties. Alterations which are against ordinances have been made on some of these properties. Inspections need to be done, and a warrant will be issued to allow this. There is another property which is zoned as AG land, but the owner is using the property for commercial use, and they are working on and storing race cars there. Board members are aware of this and are working on finding a resolution to the situation.

9. Sub-committee reports:

Feld: The collection site had to close early 2 weeks ago as the contractor for the collection site did not pick up the refuse. He has worked with the contractor to ensure this problem is resolved.

Roads: High view Road was repaved (1/2 mile). Part of Badger Rd was repaved. 2 culverts on Willow Rd were replaced. Part of Gerber Lake Rd was chip sealed.

Rost mentioned that letters of support were sent in support of Bertram Communications for a broadband grant. He thanked those who wrote letters.

Jacob gave a brief update on chapter 4 of the ordinances, as well as possible upcoming items for the plan commission.

Platz complimented Eberle and the properties committee for taking down the trees and moving the boulder. He is looking at ways to get rid of some of the box elder trees. A tree at the memorial site is dead and needs to be cut down. The mailbox has been installed.

10. Approve vouchers: Motion to approve by Feld. 2nd by Rost. All in favor.

11. Closed Session: The Town of Rhine Board of Supervisors may go into closed session under the following Wisconsin State Statutes 19.85(1) (c) Employee Evaluation: Considering employment, promotion compensation, or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility.

Motion to go into closed session at: 7:40 by Feld. 2nd by Eberle. All in favor. Recorder is turned off.

12. Open Session: The Board will reconvene in open session to discuss and possibly act on any matters which arise in closed session. Motion to reconvene at 8:30 by Feld. 2nd by Eberle. All in favor.

Feld motioned to raise the pay for the lead position at the collection site to \$14.50 per hour (Dorothy Browne and Don Smoot), effective Jan. 1, 2022. 2nd by Rost. Roll call vote: All in favor.

Feld made a motion to raise the pay for other collection site workers, Robert Mauk and Richard Sprecht, to \$ 13.50 per hour, effective Jan. 1, 2022. 2nd Jacob. Roll call. all in favor.

Eberle made a motion to increase the pay for Herbert Dickman (Town hall maintenance) to \$13.50 per hour effective Jan. 1, 2022. 2nd by Rost. Roll call vote: All in favor.

Motion to raise the pay for Gerald Kulow to \$21.00 per hour, effective Jan. 1, 2022 by Eberle. 2nd by Jacob. Roll call vote: All in favor.

Feld made a motion to accept Amy Weber as the new deputy clerk/treasurer for the Town of Rhine. 2nd by Rost. Roll call vote: All in favor.

Feld made a motion to increase the pay of Amy Weber to \$23.00 per hour, retroactive to July 1, 2021, through next year until the next compensation. review 2nd by Rost. Roll call vote: All in favor.

There was a motion to increase the compensation for clerk/treasurer, Lexann Hoogstra, to \$40,000 per year, effective Jan. 1, 2022, by Rost. 2nd by Feld. Roll call vote: All in favor.

13. Announce Next Meeting Date and Adjourn: Motion to adjourn at 8:42 pm by Feld. 2nd b Eberle. All in favor. The next meeting will by August 17, 2021. This will be a special meeting to review and act on proposed changes to chapter 4 of the ordinance book.

APPROVED