

**TOWN OF RHINE
BOARD OF SUPERVISOR'S MONTHLY MEETING MINUTES
WITH PUBLIC HEARING
Tuesday, January 2, 2018**

PLEASE NOTE: This meeting is a meeting of the Town Rhine Board of Supervisors in public for the purpose of conducting the Town Rhine business and is not to be considered a public community meeting. There is a time for public participation during the meeting which is indicated below.

1. **Compliance with Open Meeting Law:** Posted on December 27, 2017.
2. **Pledge:**
3. **Approve minutes of December 5, 2017:** Motion to approve as presented by Zimmermann. 2nd by Feld. No discussion. Vote: all in favor. No nays.
4. **Treasurer's Report:** Read into the record.
5. **Building Permits for December:** Read into the record
6. **Public Comments of a general nature:** None
7. **Discuss and Possibly Act on:**

a. Discuss and act on the request of Brock and Lynn Brownrigg of N7897 County Road E, Elkhart Lake, WI 53020 for permission to make alterations and improvements to their existing pond located on the above property. (Tabled from last meeting)

PUBLIC COMMENTS:

Terri DeMaster: She and her husband are adjacent neighbors. She wants to know if there was any silt screen fencing installed. On the cross section, it shows a berm adjacent to the overflow pipe. She would like to know the purpose of the berm.

Scott Schara of Pond People: The silt fence is only required if you disturb more than one acre. It also depends on soil conditions. With winter conditions, you normally would not silt fence that. Silt fencing is normally used to prevent dirt from disturbing public waters. The purpose of the berm is to use the spoil materials from reconstruction. It is for aesthetic reasons only.

Terri DeMaster is concerned that any substantial overflow would run onto her property. Schara responded that “dewatering” is separate from construction. He explained the process and that the water would have minimal if any silt in the water at this point. The odds of it flowing onto her land are almost zero.

There were no other public comments regarding the pond.

Feld commented that the previous questions from last month’s meeting have been answered adequately. He does not see any problem with the request. Rost concurs.

Zimmermann motions to accept the pond proposal from the Brownriggs as presented. 2nd

by Rost. Roll call vote: Platz - yes, Feld – yes, Rost – yes, Purkey – yes – Zimmermann – yes.

- b. *Discuss and act on Planning Commission's recommendation to approve a rezone request from Dirk Denzin of N3537 North Avenue, Cascade, WI to rezone a property at Little Elkhart Lake Road, approximately 1/4 mile north of Garton Rd, (parcel 59018257806) from A1 to R1).*

PUBLIC COMMENTS: None.

Purkey mentioned that the Planning Commission recommended approval of the Denzin request to rezone. Feld motions to approved the rezone as requested, to change 59018257806 from A1 to R1. 2nd by Rost. Zimmermann still has concerns about the easement for a driveway situation. Roll call vote: Platz - yes, Feld – yes, Rost – yes, Purkey – yes – Zimmermann – yes.

c. Trackside Predevelopment Agreement: Chairman Platz gave a brief history of this situation. The developer needed to get permission from the Sanitation District before the Town moves forward. The developers approached the Town's attorney to represent them in the matter as well. A pre-development agreement was drafted. Trackside Townhomes LLC must make a deposit to an escrow account to cover any costs that the towns or Sanitary District might incur. The Town of Plymouth as well as the Town of Rhine and the Sanitary District must agree as well.

Boocher asked if the agreement was mostly for the Rehabilitation District. Platz explained that the pre-agreement also includes language to protect the Town of Rhine and the Town of Plymouth. He also asked if it is ethical for the town's attorney to represent the developer. The attorney contacted the town's Chairman about this for the town's approval before taking the assignment from Trackside Townhomes.

Feld has no problem with the pre-development agreement. He feels it clearly lays out the responsibilities of all parties. If there are any costs, the town is not responsible for any of them. Motion to accept pre-development agreement as presented was made by Feld. 2nd by Rost. Roll call vote: All in favor of accepting the pre-development request. No nays.

Chairman reports: Today was the deadline for nomination papers for 3rd and 4th Supervisor positions.

Subcommittee: Drop off site: The original burn pile is no longer there. It was moved to the SW corner by the county. This allows more room for the dumpsters.

Zimmermann: Boocher pointed out there is a sign on CTY E that does not have a permit. The county will be looking into it for setback requirements. It appears a business is being run, and the supervisors will look into it to see if a CUP is required.

10. Approve Vouchers: Motion to approve by Zimmermann. 2nd by Feld. All in favor.

11. Possible Closed Session: Review positions and salaries for town employee (s).
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 by Zimmermann. 2nd by Feld. All in favor.
Recorder was turned off at 7:01 pm

Motion to go into open session at 7:14 Zimmermann. 2nd by Feld. All in favor. No nays.

Open session at 7:15.

Motion to raise the pay for the Deputy Clerk to \$15.00 hour by Feld, and to make it retroactive to her start date. 2nd by Rost. No discussion. Roll call vote: All in favor.

12. Motion to adjourn at 7:16 by Rost. 2nd by Feld. All in favor. No nays.

13. Announce Next Meeting date: February 6, 2018.