

TOWN OF RHINE
BOARD OF SUPERVISOR'S MONTHLY MEETING MINUTES
Tuesday, June 5, 2018

Present: Ron Platz, Al Feld, Jon Rost, Bill Jacob, Frank Zimmermann, Paul Dirkse (legal)

The meeting was called to order at 6:32 p.m. by Ron Platz.

1. **Compliance with Open Meeting Law:** Posted on June 1, 2018.
2. **Pledge:**
3. **Approve minutes of May 1, 2018:** Zimmermann made a motion to approve these minutes as presented. 2nd by Jacob. All in favor. No nays.
4. **Treasurer's Report:** Read into the record.
5. **Building Permits for April:** Read into the record.
6. **Public comments of a general nature:** There were no public comments.
7. **Discuss and Possibly Act on:**
 - A. Act on recommendations of Planning Commission from May 9, 2018.

Application of Karen Rosenthal to rezone land at N9363 State Highway 57, Elkhart Lake, WI was approved to rezone the farmhouse parcel to A4, with 5 acres and the remaining East side to C2.

Public comments: Todd Smith, Realtor, mentioned that they were hoping to have been able to separate the land on the east side if possible. There were no other public comments

Chairman Platz gave a brief history on this proposal. Zimmermann explained some of the issues the planning commission considered when making their recommendation.

Karen Rosenthal asked if there was a possibility of splitting the land on the east side so the land which the tower sits on could be retained for the family. She expressed that she is disappointed with the recommendation of the planning commission. Feld explained that if she accepts this recommendation she can come back at a later date and request a change.

A motion to accept the recommendation of the planning commission was made by Rost. 2nd by Feld. Roll call vote: Zimmermann – yes. Jacob – yes. Rost – yes. Feld – yes. Platz – yes.

Application of Brian S. Biller to rezone his property located at N7575 Golf Course Rd, Plymouth, WI from A2 to R1 was approved with the stipulation to request a minimum of one home per lot, with each lot to have a culvert. (Note: This should read “maximum”, not “minimum”.)

Brian Biller briefly reviewed a power point presentation on his request.

Platz requested there be a correction to the recommendation from the planning commission, as it was intended to be a maximum of one home per lot, not a minimum of one home. Zimmermann restated his concern about the need to protect the roads against damage during construction. If there is any damage, the cost to repair will be the responsibility of the applicant or the landowner if a lot is sold. He mentioned that any new homeowner would have to obtain a culvert permit.

Feld asked if the existing home would remain. Biller replied that the house is currently rented, but it might eventually be replaced.

Rost expressed this it would be an improvement to the Town. Feld motioned to approve the recommendation of the planning commission, with the correction of changing “minimum” to “maximum” of one house per lot. 2nd by Zimmermann. Roll call vote: Zimmermann – yes. Jacob – yes. Rost – yes. Feld – yes. Platz – yes.

B. Approve certified survey map for Trakside Homes, Joe Bronoski:

Feld made a motion to approve the certified survey map as presented. 2nd by Zimmermann. Roll call vote: Zimmermann – yes. Jacob – yes. Rost – yes. Feld – yes. Platz – yes.

C. Fireworks permits for Camp Anokijig and Wolverine Fireworks request for Crystal Lake Venetian night:

Camp Anokijig: Motion to approve by Zimmermann. 2nd by Rost. All in favor. No nays.

Wolverine Fireworks: Motion to approve by Rost. 2nd by Feld. All in favor. No nays.

D. Willow Road Bids: No bids have come in yet. Tabled until July.

E. Vliestra Raze Order: David Miller of Miller Public Adjusters explained the role of his business. The Vliestra’s recently suffered a fire loss at their home, and he has been working with the owners and American Family Insurance. The homeowners requested the town issue a raze order so they can rebuild a new home instead of repairing a fire-damaged building. He has also discussed this with the town’s building inspector, and has also been in consultation with the town’s attorney.

Paul Dirkse reviewed new case law regarding this matter. He gave a history of communications between David Miller, the Town, and the building inspector. The law is clear that the Board or the Building Inspector MAY issue a raze order, but they are not required to do so.

Zimmermann motions the town of Rhine issue the raze order for the Vliestra property as requested. 2nd by Rost. Roll call vote: Zimmermann – yes. Jacob – yes. Rost – yes. Feld – yes. Platz – yes.

- F. Request from Crystal Lake Advancement Association for \$1000 donation (to control lake preservation and shoreline)

Carl Rickmeier: Since there were previous donations to LEL and Elkhart Lake, he is making a request for Crystal Lake as well. The money would be used for weed control, shoreland protection, lake preservation, etc.

Motion to approve request by Rost. 2nd by Jacob. All in favor. No nays.

- G. Approve liquor, tobacco, operators' licenses:

Approve for the period of July 1, 2018 to June 30, 2019 a **Tobacco Products License** for Quit-Qui-Oc Golf Club, Inc: *A motion to approve a Tobacco Products License for the period of July 1, 2018 to June 30, 2019 for Quit Qui-Oc Golf Club, Inc. was made by Feld. 2nd by Jacob. All in favor.*

Approve for the period of July 1, 2018 to June 30, 2019 a **Class "B" Fermented Malt Beverage License** for Hermitage Conservation Club, Pit Stop Catering: *A motion to approve a Class "B" Fermented Malt Beverage License for the period of July 1, 2018 to June 30, 2019 for Hermitage Conservation Club was made by Zimmermann. 2nd by Feld. All in favor.*

A motion to approve a Class "B" Fermented Malt Beverage License for the period of July 1, 2018 to June 30, 2019 for Pit Stop Catering was made by Feld. 2nd by Rost. All in favor.

Approve for the period of July 1, 2018 to June 30, 2019 a **Combination Class "B" Intoxicating Liquor License** for Three Guys and a Pizza Pie, Quit-Qui-Oc Golf Club, Black Dog Saloon and Grill, Crystal Lake Inn, and Millhome Supper Club at Road America.

A motion to approve a Combination Class "B" Intoxicating Liquor License for the period of July 1, 2018 to June 30, 2019 for 3 Three Guys and a Pizza Pie was made by Zimmermann. 2nd by Feld. All in favor.

A motion to approve a Combination Class "B" Intoxicating Liquor License for the period of July 1, 2018 to June 30, 2019 for Quit-Qui_Oc Golf Club was made by Rost. 2nd by Feld. All in favor.

A motion to approve a Combination Class "B" Intoxicating Liquor License for the period of July 1, 2018 to June 30, 2019 for Black Dog Saloon and Grill was made by Zimmermann. 2nd by Feld. All in favor.

A motion to approve a Combination Class "B" Intoxicating Liquor License for the period of July 1, 2018 to June 30, 2019 for Crystal Lake Inn was made by Feld. 2nd by Rost. All in favor.

A motion to approve a Combination Class "B" Intoxicating Liquor License for the period of July 1, 2018 to June 30, 2019 for Millhome Supper Club at Road America was made by Zimmermann. 2nd by Jacob. All in favor.

Approve **New Operator License** for the period of July 1, 2018 to June 30, 2019 for:

<i>Name</i>	<i>Employer</i>	<i>Motion to Approve</i>	<i>2nd by</i>	<i>Voting</i>
Sidnee L. Perry	3 Guys and a Grill East	Feld	Rost	All in favor.
Sabrynn M. McMurray	3 Guys and a Grill East	Feld	Rost	All in favor.
Maja R. Holcomb	3 Guys and a Grill East	Feld	Rost	All in favor.
Kaitlin Jean Guse	Quit Qui Oc	Jacob	Feld	All in favor.
Robert S. Davidson, Jr.	Quit Qui Oc	Feld	Zimmermann	All in favor.
Lawrence G. Knowles	Quit Qui Oc	Feld	Jacob	All in favor.
Craig J. Skibo	Quit Qui Oc	Feld	Rost	All in favor.
Daniel R. Wilk	Quit Qui Oc	Feld	Jacob	All in favor.
Robert F. Scheible	Quit Qui Oc	Feld	Zimmermann	All in favor.
Cassandra R. Nicholson	Quit Qui Oc	Feld	Rost	All in favor.
Eric A. Lau	Hermitage	Jacob	Zimmermann	All in favor.
Madalyn J. Zorn	Hermitage	Feld	Jacob	All in favor.
Jason C. Zorn	Hermitage	Feld	Zimmermann	All in favor.
Dawn E. Niedfeldt	Hermitage	Feld	Jacob	All in favor.
Richard Mark Sadiq	Millhome Supper Club at RA	Feld	Zimmermann	All in favor.

Sheila R. Olocke	Black Dog Saloon and Grill	Zimmermann	Jacob	All in favor.
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Approve **Renewal Operator License** for the period of July 1, 2018 to June 30, 2019.

<i>Name</i>	<i>Employer</i>	<i>Motion to Approve</i>	<i>2nd by</i>	<i>Voting</i>
Dana A. Hansen	3 Guys and a Grill East	Feld	Rost	All in favor.
Andrea K. Schmidt	Quit Qui Oc	Feld	Jacob	All in favor.
Jeremy S. Schmidt	Quit Qui Oc	Feld	Jacob	All in favor.
Todd E. Montaba	Quit Qui Oc	Rost	Feld	All in favor.
Rachel E. Montaba	Quit Qui Oc	Feld	Zimmermann	All in favor.
John A. Emley	Quit Qui Oc	Jacob	Feld	All in favor.
Diane L. Leist	Pit Stop at Road America	Feld	Rost	All in favor.
Richard N. Rohde	Black Dog Saloon and Grill	Feld	Zimmermann	All in favor.
Abraham Meinnert	Black Dog Saloon and Grill	Zimmermann	Feld	All in favor.
Scott Lisowe	Hermitage Conservation Club	Feld	Rost	All in favor.
Joshua L. McDole	Hermitage Conservation Club	Jacob	Zimmermann	All in favor.
Keith A. Raquet	Hermitage Conservation Club	Zimmermann	Jacob	All in favor.
Dennis Werdeo	Hermitage Conservation Club	Zimmermann	Rost	All in favor.
Billy A. Kreutz	Hermitage Conservation Club	Feld	Jacob	All in favor.
Danny L. Bettack	Hermitage Conservation Club	Feld	Rost	All in favor.
Robert Werdeo, Jr.	Hermitage Conservation Club	Zimmermann	Jacob	All in favor.

8. Chairman's information report:

Floors to be stripped and waxed June 15 and 16. Tables and chairs need to be put away.

There is a walking tour of the new county shed on July 20.

Annexation request from Village of Elkhart Lake regarding Bart Wolf was acknowledged.

Letter from WPS regarding a gas main replacement project: Platz reviewed this letter

The new ladder truck has arrived from Pennsylvania and is currently at the paint shop. It should be back before the parade on the 4th.

Todd Purkey did not run for re-election. He is selling his home and moving to Kiel. Bill Jacob will begin chairing the ordinance and planning committees.

9. Sub-Committee Report:

Zimmermann: The town will be doing mowing and crack filling.

Feld: Feld had nothing new to report.

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

11. Closed session: The Board may enter into closed session pursuant to s. 19.85 (1) (g), to confer with legal counsel for the Board who is rendering oral or written advice concerning strategy to be adopted by the Board with respect to litigation in which it is likely to become involved concerning the Waibel property at W6650 E. Shoreland Road.

Recorder was turned off and the doors were closed/locked at 7:33 p.m. Motion to go into closed session by Zimmermann. 2nd by Feld. Roll call vote: Zimmermann – yes. Jacob – yes. Rost – yes. Feld – yes. Platz – yes.

Motion to reconvene into open session at 9:25 was made by Frank. 2nd Al. Roll call vote. Zimmermann - yes. Jacob - yes. Rost - yes. Feld - yes. Platz - yes.

12. Open session: The Board reconvened into open session at 9:27 p.m. to discuss and possibly act on matters which arose in closed session.

Jon Rost made a motion for the Board to instruct attorney, Paul Dirkse, and the Town Board Chairman, Ron Platz, to continue to negotiate with the Waibels and their attorney in an effort to find a resolution that will be acceptable to all parties. 2nd by Al Feld. Roll call vote: Zimmermann - yes. Jacob - yes. Rost - yes. Feld - yes. Platz - yes.

11. Announce Next Meeting date: July 10, 2018 at 6:30 pm

12. Adjournment: A motion to adjourn was made by Zimmermann at 9:28 pm. 2nd by Feld.
All in favor.

Respectfully submitted,
Lexann Hoogstra, Clerk/Treasurer