

TOWN OF WILSON  
SHEBOYGAN COUNTY, WISCONSIN  
**APPROVED MINUTES OF JULY 6, 2010 TOWN BOARD MEETING**

The July 6, 2010 Town of Wilson Board Meeting was called to order by Chair David Gartman at 6:00 p.m., the clerk confirmed that the meeting notices were posted in compliance with Wisconsin Open Meeting Law and the meeting was declared an open meeting.

**PLEDGE OF ALLEGIANCE** was recited.

**PRESENT:** Chair David Gartman, Supervisor Dale Sommer, Treasurer Laurie Pankratz, Clerk Cheryl Rostollan. **Absent (but present by telephone for a portion of the meeting):** Supervisor David Senkbeil. **Also present:** John Morris, WI DNR, Frank Schultz, WI DNR, Mark H. Gartman, Jim Van Ess, Dennis Schnur, Ted Shonts, Dan Rostollan, Larry Hilbelink, Kory Wendlandt, Rick Meyer, Bonnie Kairys, Terry Johnson and Jim Kummer.

**APPROVAL OF DRAFT MINUTES:**

1. June 21, 2010 – Motion by Gartman to approve draft minutes of June 21, 2010; second by Sommer; motion carried with no nay votes and no abstentions.
2. June 24, 2010 – Motion by Gartman to approve draft minutes of June 24, 2010; second by Sommer; motion carried with no nay votes and no abstentions.

**PUBLIC COMMENT:** *With time being kept to 3 minutes each and 30 minute total - None*

**APPOINTMENTS / NEW BUSINESS:**

3. Frank Schultz, WI DNR and John Morris, WI DNR Staff Hydro-Geologist regarding groundwater monitoring associated with Conditional Use Permit for Ash Disposal Site at 5400 Frontage Road, Sheboygan (10-minute public question and answer time provided) – (*Supervisor Senkbeil appeared by telephone for the purpose of listening to the discussion and asking questions*) Frank Schultz, WI DNR noted that he was the responsible WI DNR representative when Alliant Energy was provided the approval to add the ash disposal for Phases 3 and 4. Frank Schultz, WI DNR, explained the leach collection basis from rainwater/stormwater leach basin, conductivity, and the drinking water standards and provided graphs. Questions from board and residents (answers from WI DNR): Number of private wells tested prior to the landfill opening; where the monitoring wells are located (all are on Alliant's landfill site); water problems recently found in Kenosha area by similar ash landfill site, arsenic, radon, radiation, mercury and what the tests results were before the landfill site was operational compared to current tests (will forward the original tests before operation, electronic data is provided to WI DNR by Alliant's consultant - the public can also pull the data off of the WI DNR website); what the procedure would be if the monitoring numbers became alarming (generally the WI DNR notifies the utility; but they could notify the municipality; would the WI DNR be willing to notify the Town of Wilson if monitoring reports determine that Alliant is outside of compliance (clerk to include this as a condition of CUP); is the definition of groundwater different from bedrock water (groundwater is all-encompassing and can take many different paths and bedrock water is specific to water in bedrock); Schultz, WI DNR, approved the disposal of flu gas and slugger sludge in 2012 – is there different testing for this debris (no, would be the same as coal); board requested additional testing if/when these wastes become included), significant waste volume should be taken into consideration; will WI DNR take these (test results) back to the WI DNR to see if they would be willing to adjust the test monitoring (yes); impact if Alliant is burning recycled tires (it is dependent upon percentage of tires being burned, if it's a small

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amount of tires it wouldn't be a factor; how will new product react with the other chemicals already there (WI DNR would guess that they wouldn't expect a great deal of impact, probably not new parameters, just different percentages); this is considered a mono-landfill which takes one specific waste, the state has different standards for each type of waste; has any consideration been taken to hauling the waste back to the states that have used the coal (there may be some feasibility to this question); can amount of tire waste be determined; could a major flood reach the landfill and cause a different pathway than was expected and planned for (not sure what program would be in place for a 500-year flood, monitoring wells are all around the landfill); can surface water get into the aquifer (lakes that discharge seep to the landfill, a one-time event would not be significant enough); the boron and sulfate levels are high on Frontage Rd. and levels are high surrounding the other Alliant site, would it be a good idea to monitor these elements a mile or two outside of these areas, why would a landfill be put where the levels are already high (explanation of up gradient/down gradient levels); Do Boron and sulfate ever create radioactivity in wells (do not think so); (WI DNR also has a map available on their website. A new well within ¼ mile radius of the ash landfill site would need special approval prior to installation. If someone were to propose putting up a house on the east side of I43, the WI Drinking Water Program might not require a special permit, it depends on the way the water flows.)

4. Jeff Goelzer and Brian Goelzer, Glacier Transit and Storage, Inc. regarding request for sanitary sewer service at 4910 Frontage Road, Sheboygan – Raymond Haen, Quasius Construction represents Glacier Transit & Storage Inc. The proposed project would start with one building. Terry Johnson confirmed that this desired building is in the Bay Lakes Sanitary District and is in the Sanitary District service area according to the town's contract with the City of Sheboygan. Motion by Sommer that the Town of Wilson either form a new sanitary district or expand an existing district to serve this project in the most feasible and cost effective manner; second by Gartman; motion carried with no nay votes and no abstentions. Terry Johnson needs to know the instantaneous flow in addition to the peak flow. Also, other businesses in the area should be contacted, if it's a full board meeting it should be held at the town office.
5. Chuck Nahn, Nahn & Associates, regarding stormwater design presentation for Maple Lane, Pheasant Lane and S. 16<sup>th</sup> Street – Updated on the right-of-way issues, a title search needs to be done to ascertain whether there is a storm water easement in the Maple Grove Subdivision, whether an easement is still in effect, and sit down with the City of Sheboygan to see if they are willing to spend monies (outbuildings, driveways, etc. are encroaching on the easement.) Motion by Sommer to go ahead with the title search for storm water easement for Maple Grove Subdivision; second by Gartman; motion carried with no nay votes and no abstentions.
6. Retaining 3<sup>rd</sup>-party expert for Alliant Energy's ash disposal site – No action and no discussion. Deferred to July 19, 2010 meeting.
7. Compensation for Larry Hilbelink when used for Town or Sanitary District projects outside of building permit inspector duties – Motion by Gartman to approve \$25.00 compensation for Larry Hilbelink when providing services to town or sanitary districts outside of building/plumbing inspector responsibilities; second by Sommer; motion carried with no nay votes and no abstentions.
8. Disbursements:
  - a. Checks on hold - none
  - b. Black River Fire Department – Motion Gartman to approve Black River Fire Department disbursements as printed; second by Sommer; motion carried with no nay votes and no abstentions.

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- c. Town of Wilson First Responders – Motion Sommer to approve Town of Wilson First Responder disbursements as printed; second by Gartman; motion carried with no nay votes and no abstentions.
- d. Town of Wilson - Motion by Sommer to approve Town of Wilson disbursements as printed; second by Gartman; motion carried with no nay votes and no abstentions.
- 9. Roads/building maintenance:
  - a. Lake Aire 4 – pavement completion – Written update provided by Wagner Excavating. (Clerk to follow-up with legal regarding road dedication to Town of Wilson.)
  - a. Town Hall – foundation/drainage and basement repair – Meyer provided input from Building Inspector, discussion, Meyer will continue to gather information and proposals.
  - b. Maple Lane, Pheasant Lane and S. 16<sup>th</sup> Street Betterment – Discussion, no action taken.
  - c. Keyless entry for Black River Fire Station – Motion by Sommer to convert to industrial-style keyless entry key pad for Black River Fire Department with the contingency that it is reprogrammable; second by Gartman; motion carried with no nay votes and no abstentions.
  - d. Road drainage/street pavement repair for roadway along Wahgouly/Curtiss :Lift Station – Discussion between Meyer and board regarding potentially installing drainage swale, pavement – it looks like there will be utility conflicts. Meyer will work with Sheboygan County.

**REPORTS:**

- 10. Treasurer – Report provided by Laurie Pankratz
- 11. Clerk – Report provided by Cheryl Rostollan
- 12. Constable – Report provide by Jim VanEss
- 13. Plan Commission - None
- 14. Park & Forestry Commissioner – None
- 15. Wage, Salary & Benefits Commission
- 16. Long Range Planning Ad Hoc Committee - None
- 17. Black River Fire Department – None
- 18. First Responders - None
- 19. Maintenance: (Snowplowing/Roads/Maint. Site/Bldgs) – Rick Meyer provided report,

**UNFINISHED BUSINESS:**

- 20. Enactment of C-2 (Cemetery) Ordinance – Motion by Gartman to adopt draft for C-1 Zoning Ordinance as provided and revised; second by Sommer; motion carried with no nay votes and no abstentions.
- 21. Enactment of amendments to A-1 (Agricultural), I-1, I-2 (Industrial) for the purpose of including wood processing as a conditional use – Motion by Gartman to adopt draft amendments for A-1 Zoning Ordinance as provided and revised; second by Sommer; motion carried with no nay votes and no abstentions. Motion by Gartman to adopt draft amendments for I-1 and I-2 Zoning Ordinance as provided and reformatted; second by Sommer; motion carried with no nay votes and no abstentions.
- 22. Deer Park Subdivision – Development Agreement – No action taken.

**CORRESPONDENCE:**

- 23. 5/27/10 Approved Board of Review Minutes
- 24. 6/7/10 Approved Town Board Meeting Minutes

**NOTICES:**

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- 7/12/10, Plan Commission Meeting - 7:00 p.m. in the Town office
- 7/15/10, Town of Wilson First Responder Meeting/Training – 5:30 in the Town office
- 7/19/10, Sanitary District No. 2 Meeting (5:30 p.m.) / Town Board Meeting (6:00 p.m.)
- 7/21/10, Park & Forestry Commission Meeting – 6:30 p.m. in the Town office
- 7/26/10, Long Range Planning Ad Hoc Team – 6:30 p.m. in the Town office

**AGENDA ITEMS FOR SUBSEQUENT MEETINGS:**

- Conditional Use Permit for residential wind turbine at 8716 Pine Woods Lane, Oostburg (8/2/10 or 7/19/10)
- Renewal of existing Conditional Use Permit for Bill Reedy, 9334 S. Sandwood Lane, Oostburg for guest quarters in detached garage
- Dissolution of Holding Tank Agreements

**ADJOURN**

Motion to adjourn by Sommer; second by Gartman; motion carried with no nay votes and no abstentions and meeting adjourned at 9:10 p.m.

Minutes submitted by: Cheryl Rostollan, Clerk