

TOWN OF WILSON
SHEBOYGAN COUNTY, WISCONSIN
APPROVED MINUTES OFFEBRUARY 1, 2016

CALL MEETING TO ORDER: Chair Ehmann called the Town of Wilson Board Meeting to order at 6:30 p.m. Posting in accordance with open meeting law was confirmed by affidavit of posting and the meeting was declared an open meeting.

ROLL CALL: Roll call was taken with the following members present: Town Board Chairman John Ehmann, Supervisor Dan Rostollan, Supervisor Nancy DesJardins, Supervisor Brian Hoffmann and Supervisor Tom Stoelb. **Also in attendance:** Town Clerk Georgene Lubach, Treasurer Julie Evans and Maintenance/ Road Supervisor Rick Meyer.

PLEDGE OF ALLEGIANCE: Was recited

PUBLIC COMMENT:

- **Claudia Bricks, 314 Pioneer Rd** - As a member of Friends of Black River Forest, providing an update to the board. They met with the Natural Resources Board, provided testimony as to what they are doing and not doing regarding the proposed Kohler Golf Course. A computation containing their research, studies, letters from residence and close to 7,000 signatures petitioning not to give 4 acres of park land to a private developer. This material was passed out to the three chairs that are making Legislation in regards to what is proposed to the Golf Course and electronic copies to the 35 members of these committees. Representative Kastma and Senator LeMahieu were also given copies. This should be an environmental issue on town wells and water but is becoming a political issue and they are getting politically involved to inform those legislators.
- **Marcy Kerpe, 5021 Evergreen Dr** – Asking to please rescind the Room Tax motion. As one of the three short term renters in the Town who occasionally rents a one room above the garage, feels this is unfair to target these three for an additional tax. They do not take away tourism from City of Sheboygan motels. People that rent the one bedroom over the garage come for peace and quiet and to enjoy the beach not for festivals. No complaints have ever been received, their renters are quiet, no parties or weddings, they are also on site when renters are there. WI Room Statue 6606.15 and Room Tax Law states room tax is not for all communities, should carefully be evaluated, and is the goal to create tourism in the municipality. State law requires annual accountability and an explanation of where the revenue was spent. What tourism does the town spend money on and where in the comprehensive plan is tourism our major objection, please rethink and rescind the room tax.
- **Mary Faydash, 5631 Driftwood Ln** - Letter submitted to the Town and read by Clerk Lubach; This Room Tax enacted by the previous board appears an under researched decision was made. At that time there were three residents who rented their homes for short term rental. Why the Town would take action around a tourism goal based on these numbers do not justify enacting the tax or the needed money to advertise as a tourist destination. The room tax is not right for the Town of Wilson and following up with an ordinance for rental permits adds unjustified, un-researched actions on top of one another. Please reconsider the Room Tax, determine clearly valid information if it should remain in effect or rescinded and study the statute in light of the character of our town. The motel won't pay the tax and the boards desire to force the other two renter's needs to be addressed.
- **Vytes Kerpe, 5021 Evergreen Dr** – Spoke concerning the room tax ordinance for short term living space and asked to please consider the actions of this tax. Many home owners rent rooms, to family members, students, golf course tourist etc. The cost of administering and monitoring this fee will leave little left to the Town of Wilson. Request to rescind this Ordinance.
- **Roger Miller, Plan Commission Chair** – As Plan Commission Chair shared legislation updates to be shared with the Town Board and the Plan Commission. Concerning topic #5 Room Tax, Plan Commission has the duty of facilitating comprehensive plan and 2016 the Comprehensive Plan is due to be updated. Any local Ordinance must be consistent and objective with the comprehensive plan. Chapter 3 consists of the town planning priorities, it does not mention tourism and never been a stated objection of town residents. The motel is the primary barrier of the tax, does not desire to be taxed for tourism and does not have the need to be taxed for tourism. It appears the Town has made a mistake implementing this tax.
- **Nancy DesJardins, 706 Panther Ave** – Researched the Mueller Conservancy which borders her property. 2014/2015 Park and Forestry commission notified her she had an area of encroachment on her yard, a small corner of the conservancy runs along the east side of her property line which leads to the only entry into the Conservancy. The Mueller Conservancy file contains a document from the last encroachment study dated 7/7/2003. This area of

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encroachment was identified, the homeowner at that time was notified to continue to mow this corner as it is the only access into the conservancy and this is Nancy's property. She would like to be allowed to mow this area again.

- **Mary Hoffmann, 1621 Pheasant Ln** - Objected to Roger Miller as Chair of the Plan Commission during the time Kohler is applying for a CUP for the proposed Kohler Golf Course.

APPOINTMENTS / NEW & OLD BUSINESS:

1. **Approval of the draft minutes, January 18, 2016** – Motion by DesJardins second by Hoffmann to approve the Town Board minutes for January 18, 2016, on voice vote all members present voted aye, motion carried.
2. **Appointments to the Ad Hoc Committee to evaluate the future fire services in the town** – Chair Ehmann shared the committee will evaluate fire protection services today, determine what fire protection services should look like 10 – 15 years and develop a plan, outline the steps needed to get there. This committee will comprise of board members, members of both fire services and town residence. The Chair appointed the following seven, Dan Rostollan as chair, Nancy DesJardins, Kory Wendlandt, Dave Senkbeil, Tom Sonntag, Claudia Brick and either Nate Voskuil or Richard Neerhof.
3. **Appointment to the Park and Forestry Commission** – The chair appointed Dori Nemeth to the Parks and Forestry Committee.
4. **Discussion of a referendum to charge for garbage collection/recycle services** – Supervisor DesJardins shared she spoke to towns who charge fees for use of the garbage site. A resident either purchases the garbage bag from the town or purchases a pass. The board discussed other town charges and currently we are the only town not charging residents to use the transfer/refuse site. This is not a required service a town needs to provide and some of the cost of this service should be recouped. Chair Ehmann explained a referendum is needed to charge for waste but not recycling. The board agreed an ad hoc committee should look into this further. The chair appointed Clerk Lubach, Maintenance/Road Supervisor Meyer and Supervisor Stoelb.
5. **Update on Room Tax Collection** – Follow up to the letter sent to Sleep Inn requesting Room Tax payment was discussed. Treasurer Evans reported a partial payment of \$1,200 had been received. After further discussion the board asked for legal counsel on cashing of the check and would like more information from Sheboygan Chamber regarding use of funds this will appear on a future agenda.
6. **Discussion to update Chapter 62 Pet Ordinance** – City of Sheboygan's Pet Fancier Ordinance and Humane Society's required 5 Freedom's was reviewed and discussed. Motion by Stoelb second by DesJardins to create a draft Pet Fancier Ordinance and to send this draft to the Plan Commission for review and recommendation on roll call vote, Stoelb – aye, DesJardins – aye, Rostollan – nay Hoffmann – aye, Chair – aye motion carried. The board directed the Clerk to create this draft.
7. **Signage at Public Right-Of-Ways** – Maintenance/Road Supervisor Rick Meyer provided variations of the public access sign and pricing. The board discussed the state statutes listed and language, Meyer will obtain a prototype and bring this back to the board.
8. **Schedule date for Annual Town Meeting** - Motion by Hoffmann second by Rostollan to schedule the Town Annual meeting the third Tuesday in April on April 19, 2016 at 7:00 p.m., on voice vote all members present voted aye, motion carried.
9. **Public Comment:** -
 - **Joellyn Johnson, 9504 S. Sandwood Lane** – Would like to see both the state statutes and the language both are very helpful on the Right-of-way sign. The simplest method to accommodate the garbage charge is to charge for the tag, charging for bags would be cumbersome. Questioning if the garbage charge would be also for residents that have private pick up but uses the site for lawn and leaf drop off only.
 - **Tom Kultgen, 5858 Garden Grove Dr** – Room tax collection the Ordinance should be rescinded, the motel is not interested in participating in this tax and forced into it. If it is not for everybody than it should not be for nobody. The garbage referendum he suggested checking into recycling services for metals to receive full benefit. Does not like the idea of buying bags and every resident that has a tag should participate and pay the fee.

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10. Reports:

- a. **Maintenance Report** – Meyer provided updates on clearing of brush along right-of-ways, Town Engineer is still working on the S.13 St. /Woodview drainage project.
- b. **Treasurer** - Balance sheet, cash balances, activity reports and financial information were presented.
- c. **Clerk** – Several correspondence received in the office was reviewed.
- d. **Town Board** – Board members had participated in a workshop on Land Use. Supervisor Stoelb shared at the Fire Partners Meeting he was elected to be the Vice Chair of the Fire Partners.

11. Disbursement Reports: **Black River Fire Department, Town of Wilson First Responders, Town of Wilson**

Checks on hold: **Check #18499**

Motion by Stoelb second by Hoffmann to approve disbursements dated 2/1/2016 – check numbers 18585 – 18606, Black River Fire Dept. for \$2,832.49 check numbers 18585 – 18592 Town of Wilson First Responders \$0, Town of Wilson for \$8,443.05, check numbers 18593 - 18606 for total disbursements \$11,275.54, on roll call vote, all members present voted aye, motion carried.

Motion by Stoelb second by Rostollan to approve the payroll disbursements dated 1/6/2016 for \$11,559.15 on roll call vote all members present voted aye, motion carried.

Motion by Hoffmann second by Stoelb to approve the payroll disbursements dated 1/20/2016 for \$9,043.84 on roll call vote all members present voted aye, motion carried.

ADJOURN: Motion by Hoffmann second by Stoelb to adjourn at 9:16 p.m., all members present voting aye, motion carried.

Minutes Respectfully Submitted by: Georgene Lubach, Clerk