

**VILAS COUNTY
ZONING & PLANNING COMMITTEE
LAND & WATER CONSERVATION COMMITTEE**

November 20, 2013

Minutes of Special Joint Meeting

Conover Center

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Agenda Item #1: Call to Order. The Zoning & Planning Committee Chairman calls the joint meeting of the Zoning and Planning and Land and Water Conservation Committees to order at 1:01 PM at the Conover Center, 4665 E CTH K, Conover, WI.

Members Present: Chris Mayer, Zoning & Planning Committee Chairman; Ralph Sitzberger, Land & Water Conservation Committee Chairman; Lorin Johnson, Zoning Committee Vice-Chairman; Kathleen Rushlow, Land & Water Conservation Committee Vice-Chairwoman; Chuck Hayes, Dennis Nielsen.

Others Present: Dawn Schmidt, Zoning Administrator; Carolyn Scholl, County Conservationist; Martha Milanowski, County Corporation Counsel; Sig Hjermvick, Vilas County Board of Supervisors; Steve Rhode, Town of Conover; Karl Jennrich, Town of Conover; Jim Hedberg, Town of Conover; Rich Martinson, Town of Conover; Terry Cummings, Wisconsin Department of Natural Resources; Scott Watson, Wisconsin Department of Natural Resources; Richard Ruffalo, Flowage Preservation Alliance; Ken Anderson, Vilas County News-Review; George Bright; Scott Buss; Tom Christofferson; Bill Green; Joan Green; George Holloway; Sue Holloway; Thomas Jendrzek; Roger Kerstner; David Langenfeld; James W. Luft; Jon J. Luft; Donald Rule; Clancy Senechalle; Tom Setum; Lyle Uitenbroek; Eric Walloch; Kathleen Wawiorka; Paul Wawiorka; Wilma Winfield; Ann Zielka; David Zielka; Lowell Ziese; Susan Ziese.

Agenda Item #2: Approve Agenda. **Motion by Ralph Sitzberger, seconded by Kathleen Rushlow, to approve the agenda in any order to be discussed by the Chair. All say aye, motion carried.**

The Committee members, county and state officials introduce themselves.

Agenda Item #3: Discuss proposed amendment to Vilas County Floodplain Zoning Ordinance – Little Tamarack Dam Failure Analysis. Mr. Mayer discusses the history of the Vilas County Floodplain Zoning Ordinance (Ordinance), including the history of the amendments regarding the Little Tamarack Dam. He states that this is not a public hearing and wishes to hear from the representatives from the Wisconsin Department of Natural Resources (DNR). Discussion regarding the history of the dam. Discussion with the DNR representatives regarding the status of the dam, and the effect of the proposed amendment on the reconstruction of the dam. Mr. Cummings states that the only factor in determining the flood hazard rating for the dam will be whether or not the flood shadow map for the dam is included in the Ordinance. Discussion with Mr. Jennrich regarding the land use, land type, and structures located below the dam. Mr. Jennrich introduced a map showing the flood shadow into the record. Mr. Cummings stated that the first step in fixing the situation regarding the dam is to amend the Ordinance to include the flood shadow map. Mr. Ruffalo states that the Flowage Preservation Alliance (the Alliance) has begun the process of establishing a Lake District to own and operate the dam. Discussion regarding funding for repairs of the dam. Mr. Sitzberger states that the Land & Water Conservation Committee has looked into sources of funding to help with costs. Mr. Rhode states that the town fully supports the Alliance and has budgeted money to help them form a Lake District. Four letters of support for the amendment are entered into the public record.

Agenda Item #4: Schedule Public Hearing Date for proposed amendment to Vilas County Floodplain Zoning Ordinance. The public hearing will be held on Thursday, January 2, 2014 at 9:00 AM in the Vilas County Courthouse in Eagle River, WI. The regularly scheduled Zoning & Planning Committee meeting will be held immediately afterward.

Agenda Item #5: Adjournment of Land & Water Conservation Committee Meeting and continuation of Zoning & Planning Committee Business. The Zoning & Planning Committee Chairman adjourns the joint meeting at 2:03 PM and calls for a recess. The Land & Water Conservation Committee portion of the meeting is closed and all committee members who are not part of the Zoning & Planning Committee leave.

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The Zoning & Planning Committee returns from its recess at 2:10 PM.

Agenda Item #6: It is anticipated that a motion will be made and seconded to convene into closed session pursuant to §19.85(1)(g) Wis. Stats. for the purpose of conferring with legal counsel regarding strategy to be adopted with respect to litigation in which it is or is likely to be involved (Vilas County v. Hermanson, Case No: 13CV44). **Motion by Chuck Hayes, seconded by Ralph Sitzberger, to convene into closed session. Roll call vote. All say aye, motion carried.**

The Committee convenes into closed session.

Agenda Item #7: Return to open session pursuant to Wis. Stat. §19.85(1)(g). **Motion by Ralph Sitzberger, seconded by Lorin Johnson, to return to open session. All say aye, motion carried.**

The Committee returns to open session.

Agenda Item #8: Committee may take action on matters discussed in closed session. **Motion by Kathleen Rushlow, seconded by Chuck Hayes, to authorize the Zoning & Planning Department to enter into a contract with Eagle Waste & Recycling to enforce court action in Vilas County v. Hermanson, Case No. 13CV44 in conjunction with the Finance Director and Finance Committee. All say aye, motion carried unanimously.**

Agenda Item #9: Letter and Communications. There are no letters or communications.

Agenda Item #10: Adjournment. The Chairman adjourns the meeting at 2:43 PM.

Minutes reflect the recorder's notations and are subject to approval by the appropriate board or committee.