

**PROCEEDINGS OF THE BROWN COUNTY
PLANNING, DEVELOPMENT & TRANSPORTATION COMMITTEE**

Pursuant to Section 19.84 Wis. Stats., a regular meeting of the **Brown County Planning, Development & Transportation Committee** was held on Monday, January 26, 2009 in Room 161 - UW-Extension, 1150 Bellevue Street, Green Bay, WI

Present: Norb Dantine, Bernie Erickson, Mike Fleck, Dan Haefs, Dave Kaster
Also Present: Judy Knudsen, Brian Lamers, Ray Smith, Bill Bosiacki, Chuck Lamine
Tom Hinz, Jayme Sellen
Supervisors Krueger/Scray
Attorney Fred Mohr, Don VanderKelen
Aaron Oppenheimer – Village of Bellevue Administrator
Other Interested Parties, Media

I. **Call Meeting to Order:**
Meeting called to order by Chairman Bernie Erickson at 5:36 p.m.

II. **Approve/Modify Agenda:**
Items were taken out of order although shown in proper format here.

Motion made by Supervisor Fleck and seconded by Supervisor Dantine to approve the agenda as amended. MOTION APPROVED UNANIMOUSLY

III. **Approve/Modify Minutes of December 23, 2008:**

Motion made by Supervisor Dantine and seconded by Supervisor Fleck to approve. MOTION APPROVED UNANIMOUSLY

1. **Review Minutes of:**
a. **Harbor Commission (11/10/08):**

Motion made by Supervisor Fleck and seconded by Supervisor Kaster to receive and place on file. MOTION APPROVED UNANIMOUSLY

UW-Extension:

2. **Approve \$8,000 donations from (ADMV) (Environmental Research and Monitoring Company to conduct Total Maximum Daily Load Study of Phosphorus and Sodium Loading in the lower Fox River Basin:**

Motion made by Supervisor Fleck and seconded by Supervisor Dantine to approve. MOTION APPROVED UNANIMOUSLY

3. **Request for Budget Transfer 2008 (#08-95): Increase in Expenditures with Offsetting Increase in Revenue:**
- a. **Increase Printing Expenditure Account #10-8301-50-0304 by \$2,211.13 with an offsetting increase in UW-Extension Revenue account #10-8301-48-3300 by \$2,211.13. These funds were received from the Brown County Dairy Promotion Committee for printing cost incurred:**
 - b. **Increase Printing Expenditure Account #10-8301-50-0304 by \$500 with an offsetting increase in UW-Extension Revenue Account #10-8301-48-8300 by \$500. These funds were received from Farm Technology Days Executive Committee for printing cost incurred:**
 - c. **Increase Supplies & Expense Expenditure account #10-8301-50-0302 by \$6,396.60 with an offsetting increase in UW-Extension Revenue Account #10-8301-58-5830 by \$6,396.60. These funds were received from the Boys & Girls Club to implement a Nutrition Education Program:**
 - d. **Increase Travel Expenditure Account #10-8301-50-0401 by \$500 with an offsetting increase in UW-Extension Revenue Account #10-8301-48-8100 by \$500. These funds were received from Monsanto to cover travel costs incurred from Scissor Clipping Project:**
 - e. **Increase Travel Expenditure Account #10-8301-50-0401 by \$2500 with an offsetting increase in UW-Extension Revenue Account #10-8301-48-3300 by \$2500. These funds were received from Farm Technology Days Executive Committee for travel costs incurred:**
 - f. **Increase Printing Expenditure Account #10-8301-50-0304 by \$650 with an offsetting increase in UW-Extension Revenue Account #10-8301-48-3300 by \$650. These funds were received from the Brown County Dairy Promotion Committee for printing costs incurred:**
 - g. **Increase Printing Expenditure Account #10-8301-50-0304 by \$450 with an offsetting increase in UW-Extension Revenue Account #10-8301-48-3300 by \$450. These funds were received from the Brown County Dairy Promotion Committee for printing costs incurred:**

Motion made by Supervisor Haefs and seconded by Supervisor Dantine to suspend the rules and approve items 3 a, b, c, d, e, f, and g. MOTION APPROVED UNANIMOUSLY

4. **Resolution re: UW-Extension Department Change in Table of Organization (Addition of Limited Term Employee):**

Judy Knudsen explained that UW-Extension has received a \$3,500 grant from the University of Wisconsin-Eastern District Office to allow the addition of an LTE, Camp Bird Coordinator to their Table of Organization during the time period of 1/1/09 through 12/31/09.

Motion made by Supervisor Haefs and seconded by Supervisor Fleck to approve. MOTION APPROVED UNANIMOUSLY

5. **Director's Report:**

Ms. Knudsen highlighted the following activities:

- Manure Seminar sponsored by the UW-Extension to be held at Lambeau Stadium
- Training for landscapers, and financial management classes are being held
- Hoop House planting will begin March 1st

Motion made by Supervisor Dantine and seconded by Supervisor Kaster to receive and place on file. MOTION APPROVED UNANIMOUSLY

(Supervisor Haefs excused 5:42 p.m.)

(Move to item #8)

Zoning:

- 5a. **Late Communication from Supervisor Kaster re: Request discussion and possible action with regard to the dumping of stockpiling of snow within or around flood areas, wet lands, and shorelines. (Referred from January County Board):**

Supervisor Kaster expressed concern with the dumping and stockpiling of snow within and around flood areas, wet lands, and shorelines. Bill Bosiacki, Zoning Department Administrator, explained that the County Shoreland Ordinance applies to all townships and does not apply to villages within the County. He explained that the Shoreland Ordinance does not address snow and would have to be added if desired. If dumping snow in a floodway, however, the DNR may intervene as their concern is not so much with the melting snow, but rather with pollutants that it may contain.

Motion made by Supervisor Kaster and seconded by Supervisor Fleck to receive and place on file. MOTION APPROVED UNANIMOUSLY

Highway:

- 6 **Discussion of future business use of property adjoining Dousman Street and Cardinal Lane:**

Don Lee, Civil Engineer for Traffic Analysis & Design Inc of Cedarburg, WI was present, along with Coldwell Banker representative, Richard Meyers. Mr. Lee distributed a Traffic Impact Study for a possible Kwik Trip Development on the northeast quadrant of the Cardinal Lane (CTH EB) intersection with Dousman Street in the Village of Howard. The study is on file in the County Board/County Clerk's Offices. (A cover sheet and map of the area is attached). Kwik Trip was used as the worst case scenario because it would involve a large traffic volume.

Mr. Lee explained that the study reviews the intersection of Cardinal and Dousman, along with the access driveways into the proposed development. Specifically, morning, evening, and Saturday traffic counts were done at both the Cardinal/Dousman intersection, as well as a viewpoint from a residential street to the east of Cardinal and Dousman. Findings, including a land use such as Kwik

Trip (gas station, convenience store, and car wash) determined that traffic at the intersections would work within an acceptable level according to national standards.

Although a request was made for approval for the right in/right out access off Cardinal Lane, Chuck Lamine of Brown County Planning requested time for staff review before approval is granted.

Brian Lamers distributed a letter from Cleo Klubertanz of the Brown County Highway Department relative to safety issues and access to the above named parcel (attached) Mr. Smith also pointed out that the Highway Department has concerns with access as it has been denied in the past.

Supervisor Scray who represents this area of the Village of Howard stated she would like to see some development on this property for tax revenue purposes. She also requested time to review the study.

**Motion made by Supervisor Fleck and seconded by Supervisor Kaster to hold for 30 days for review by Planning and Highway Departments.
MOTION APPROVED UNANIMOUSLY**

7. **Ordinance dealing with revision of speed zone on County Highway "C", Village of Howard, Brown County, State of Wisconsin:**

Motion made by Supervisor Kaster and seconded by Supervisor Fleck to approve the ordinance. MOTION APPROVED UNANIMOUSLY

8. **Discussion of the reconstruction and planning for County Junction "GV". (Requested by Supervisor Dave Kaster:**

Supervisor Kaster explained that plans are being made by the Brown County Highway Department to expand County Trunk GV from 2 to 5 lanes. He understands there is no Federal or State aide available. Kaster stated that GV will be a corridor for the new Southern Bridge planned for construction in approximately 2020. The cost to widen GV is estimated at \$4.6 million. Payment of this total amount will affect the property owners located on GV who will be expected to share the cost. Kaster stated payment of this large amount will have a very negative devastating impact on businesses and residents who reside on this road.

Chuck Lamine of the Brown County Planning Department explained that projects of this nature are made as a result of cooperative discussions with the communities along the corridor and are based on land use projections. Although appreciating the concerns of the adjacent property owners, Lamine clarified that the policy in terms of matching portions is not a Brown County policy, but rather a Village policy.

**Motion made by Supervisor Fleck and seconded by Supervisor Dantine to suspend the rules to allow interested parties to speak.
MOTION APPROVED UNANIMOUSLY**

Bill VandeYacht – VandeYacht Well Drilling, Town of Ledgeview

Mr. VandeYacht owns a business and property on GV (Monroe Road) near the intersection of G and GV so would be responsible for a great deal of the cost of widening the road as he owns 1500' of frontage and 15 acres. He understands there has been planning and engineering for years for this to be the southern corridor. He pointed out that much of his land was in floodway and has been filled according to FEMA standards.

Greg Francisco – County Trunk GV

Questioned why the road widening is happening now so many years before the Southern Bridge is constructed. Asked what is the gain?

Carl Kuehne – Heritage Heights Road

Mr. Kuehne spoke for his daughter who lives on GV. Although understanding the road needs to be widened to move traffic, questioned the cost impact on the property owners when it will serve residents of the entire County. If State aide is not available, he is of the opinion the County should pick up the cost rather than the property owners.

Ron Willems – Willems Landscape

Understands the need to widen the road to move traffic, however disputes that the cost should fall on the property owners alone.

(Supervisor Dantine excused 6:10 p.m.)

Theresa – Monroe Road

Is an average homeowner. Stated she heard of the road widening only through hearsay, that she was never contacted directly. Stated the cost would be devastating to her family.

Victor Hoffman – Monroe Road

Owns a private residence on Monroe Road. Stated that the cost of funding the widening of Monroe Road will have great impact on homeowners – in his case estimated at \$100,000. He reiterated that it is not pertinent to residents on the road and questioned his responsibility for the cost when it is a County road. Mr. Hoffman also pointed out that sewer work was done on this road four years ago.

Randy VanEss – Mr. Golf, Monroe Road

Mr. VanEss also disputed that property owners should be responsible for the cost when it will benefit all users. He indicated that construction will have a great affect on his business. His opinion is that the Village of Bellevue should be responsible for the cost as they will have the greatest benefit. He stated that payment should not be put on the backs of a small number of landowners when it will benefit the entire community.

Ralph Baumgart – Monroe Road

Mr. Baumgart is a life long resident of Monroe Road in Bellevue. He explained that most of the land on the west side of GV is in floodway and has little value. He stated that few of the property owners will be able to afford the estimated cost of \$510 per foot. He himself is on a fixed income and many of the neighbors have

had employment issues. In his opinion, responsibility for the \$4.6 million should not fall on the 13 or so residents and property owners.

Don VandenElzen

Mr. VandenElzen is also a property owner on GV owning 5 acres in flood plain. He indicated that his property is not sellable and he will not be able to handle the cost of road construction.

Sara Williquette

Stated that although the County is concerned with widening the road because of safety, does not seem to be concerned with the safety of residents and property owners on this corridor who may end up very close to the roadway. She stated that the cost would be devastating to her family.

When asked about County policy and how it is determined by Carl Kuehne, Brian Lamers of the Highway Department explained it has always been the policy for County highway improvement costs to be shared, but that it is up to each municipality to determine if the cost is to be shared by the entire municipality.

Chairman Erickson requested that a copy of this policy be provided to Mr. Kuehne. Chuck Lamine added that other projects throughout the County have historically been paid through a cost share.

Scott & Patty Harris

Stated if there is not funding help, they will not be able to pay the cost.

Charles Kosnicki

Owns property on GV. Stated he cannot pay the cost of the road widening.

Motion made by Supervisor Fleck and seconded by Supervisor Kaster to return to regular order of business. MOTION APPROVED UNANIMOUSLY

When asked about infrastructure funding, Brian Lamers, Highway Commissioner, explained that \$29 million has been submitted in the Federal stimulus package.

Ray Smith, Highway Engineer, made the following comments:

- Any utilities that were put in four years ago would have had laterals installed for future development
- Appraisals would be made on any property that would be purchased and compensation made accordingly
- A swale exists for stormwater management
- Design of the center line of the road has been adjusted to save homes
- Height of the road will be matched

Supervisor Jack Krueger asked if there had been an environmental impact study done on the GV area. Mr. Lamers indicated that a firm has been hired and they are going through the DNR permitting process. Although Krueger stated he is for progress and this project is a part of the Comprehensive Plan, there are extenuating circumstances and he would not support a funding impact of this magnitude falling on such a small number of people.

Aaron Oppenheimer, Bellevue Village Administrator, stated that numbers related to the cost of the project are expected soon. Mr. Lamine added that a meeting is scheduled with the Town of Ledgeview on February 11th. Both agreed to report back at the March meeting.

After hearing all the comments, Chairman Erickson agreed it is not realistic to think that 13 people should be totally responsible for the expense of widening County Trunk GV. Supervisor Fleck agreed stating that although the southern bridge has been in the planning for some time, final numbers are not yet known and it really is a benefit to all of Brown County to move traffic to Hwy 172 and to the Hwy 57 area.

The consensus of the committee was to defer to the March meeting for specific costs to property owners and residents of Bellevue and Ledgeview.

**Motion made by Supervisor Fleck and seconded by Supervisor Kaster to hold until the March meeting and return with firm figures.
MOTION APPROVED UNANIMOUSLY**

9. **Discussion of the future construction of STH29 and ownership of the frontage road between County Highway "J" and County Highway "EB":**

Mr. Lamers informed the committee that construction on 41-29 will result in an additional frontage road in the Pamperin Park area. The State has met with Hobart, Howard, and the County asking who would like jurisdiction. Staff recommendation is to have the County take jurisdiction as they will already be plowing at Pamperin Park and at a park and ride which the County maintains.

Motion made by Supervisor Kaster and seconded by Supervisor Fleck to receive and place on file. MOTION APPROVED UNANIMOUSLY

(Back to 5a - Zoning)

10. **Closed Session: Pursuant to Wis. Stats. Section 19.85 (1)(e): Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session:**

Motion made by Supervisor Fleck and seconded by Supervisor Kaster to enter into closed session at 7:40 p.m. MOTION APPROVED UNANIMOUSLY

(Recording Secretary excused 7:40 p.m.)

**Motion made by Supervisor Fleck and seconded by Supervisor Kaster to return to regular order of business at 8:30 p.m.
MOTION APPROVED UNANIMOUSLY**

**Motion made by Supervisor Kaster and seconded by Supervisor Fleck that Brian Lamers report back to committee at the February meeting.
MOTION APPROVED UNANIMOUSLY**

Airport, Highway, Planning, Commission, Port/Solid Waste, Register of Deeds, Land Information Office, Property Listing, UW-Extension, Zoning- Budget Status Financial Reports for all departments not available for this meeting but will be available at the March meeting.

Airport, Planning Commission, Port/Solid Waste, Property Listing, Register of Deeds – These departments have no agenda items.

Other:

11. **Audit of Bills:**

Motion made by Supervisor Fleck and seconded by Supervisor Kaster to approve payment of bills. MOTION APPROVED UNANIMOUSLY

12. **Such Other Matters as Authorized by Law:**

Motion made by Supervisor Fleck and seconded by Supervisor Kaster to adjourn at 8:30 p.m. MOTION APPROVED UNANIMOUSLY

Respectfully submitted,

Rae G. Knippel
Recording Secretary