

**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, June 22, 2015 at Austin Straubel International Airport, 2077 Airport Drive, Green Bay, Wisconsin.

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**Present:** Chair Bernie Erickson; Supervisors: Norbert Dantine, Dave Kaster, Tom Sieber, and Dave Landwehr

**Also Present:**

Supervisors Hoyer & Clancy  
Tom Miller (Airport Director)  
Paul VanNoie (Public Works Director)  
Paul Fontecchio (Public Works – Engineering Manager)

Brandy Younger (Public Works - Business Manager)  
Cathy Williquette (Register of Deeds)  
Chad Weininger (Director of Administration)  
Dean Haen (Port Director)  
Chuck Lamine (Director of Planning)  
And other interested parties.

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**I. Call Meeting to Order.**

Meeting was called to order by Supervisor Bernie Erickson at 6:30 p.m.

**II. Approve/Modify Agenda.**

**Motion made by Supervisor Dantine, Seconded by Supervisor Kaster to approve the agenda as amended with omitting Items 22-24 and move Item 25 up behind “Comments from the Public”. Vote Taken. MOTION CARRIED UNANIMOUSLY.**

**III. Approve/Modify Minutes of April 27, 2015.**

**Motion made by Supervisor Kaster, Seconded by Supervisor Dantine to approve. Vote Taken. MOTION CARRIED UNANIMOUSLY.**

**1. Review minutes of:**

- a. Harbor Commission (January 12, 2015, February 9, 2015, February 16, 2015, and March 9, 2015).
- b. Planning Commission Board of Directors (March 4, 2015 and May 6, 2015).
- c. Solid Waste Board (January 19, 2015, February 16, 2015, March 16, 2015, and April 20, 2015).

**Motion made by Supervisor Sieber, Seconded by Supervisor Kaster to suspend the rules to take Items 1a, b & c together. Vote Taken. MOTION CARRIED UNANIMOUSLY.**

**Motion made by Supervisor Sieber, Seconded by Supervisor Landwehr to approve Items 1a, b & c. Vote Taken. MOTION CARRIED UNANIMOUSLY.**

**Comments from the Public**

*Although shown in proper format, Item 25 was taken at this time.*

**Reasons for Turnover Report**

2. **PD&T Committee - Month of April, 2015.**

Weininger informed that they were working on doing exit interviews to get better data on while people were leaving.

**Motion made by Supervisor Dantine, Seconded by Supervisor Sieber to receive and place on file. Vote Taken. MOTION CARRIED UNANIMOUSLY.**

**Communications**

3. **Communication from Supervisor Hoyer re: Assessment of outdoor coal piles on the western shore of the Fox River as a health risk and a source of airborne pollutants, as well as proposals for remediation and elimination of the health consequences on our citizenry. *Held for two meetings.***

Erickson informed that this went before the June County Board meeting and it was received and placed on file. Hoyer informed that regardless of how the board felt he was continuing to work on the health and trying to find a way of monitoring to pay for that, not necessarily through county funds but through some other means. He had gotten in touch with the EPS, District 4 in Chicago where they had moved coal piles. The key to that coal pile moving was the petroleum coal not the coal that was more dusty but dust that had far more pronation effects. They were trying to balance what was actually being stored there which as far as he knew was simply coal verses what the EPA knew. Erickson responded that close to 12 years ago there was a study on it and it was determined that it would take every bit of federal and state grant money that the county would have and that the City of Green Bay would have, 10 years in order to do anything with those piles to move them. That was 20 years of grant money that would not be used by any of the municipalities.

**Motion made by Supervisor Landwehr, Seconded by Supervisor Kaster to receive and place on file. Vote Taken. MOTION CARRIED UNANIMOUSLY.**

4. **Communication from Supervisor Gruszynski re: The County Board work with the Brown County Extension and the County Executive to support and fund a "Community Gardens" organizer staff position in the 2016 budget. *Referred from May County Board.***

**Motion made by Supervisor Dantine, Seconded by Supervisor Kaster to receive and place on file. Vote Taken. MOTION CARRIED UNANIMOUSLY.**

**Register of Deeds**

5. **Budget Status Financial Report for April, 2015.**

**Motion made by Supervisor Sieber, Seconded by Supervisor Landwehr to receive and place on file. Vote Taken. MOTION CARRIED UNANIMOUSLY.**

6. **Property Fraud Alert.**

**Motion made by Supervisor Dantine, Seconded by Supervisor Kaster to hold for one month. Vote Taken. MOTION CARRIED UNANIMOUSLY.**

**UW-Extension**

7. **Budget Status Financial Report.**

8. **Director's Report.**

**Motion made by Supervisor Dantine, Seconded by Supervisor Landwehr to hold Items 7 & 8 until next month. Vote Taken. MOTION CARRIED UNANIMOUSLY.**

**Planning and Land Services**

**Land Information – No agenda items.**

9. **Planning Commission - Budget Status Financial Report for April, 2015.**

**Motion made by Supervisor, Seconded by Supervisor to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY.**

10. **Update re: Development of the Brown County Farm property – *standing item.***

Planning Director Chuck Lamine informed that last Thursday was the ribbon cutting and opening ceremony for the Major General Jacob Brown Veterans Manor out on county farm property. It was a nice ceremony, great turnout as well as media turnout. 50 units of affordable housing for veterans, as of last Thursday they had 41 leased already which was outstanding to have that done at the time of opening. Of the 41 that were leased 33 were from Brown County, 8 were from surrounding counties. He believed that was one of the concerns of the housing authority, would they be attracting people. This was truly indicative that there was a need for this type of housing within the community. One of the comments that he had heard were people that were moving into the facility the next day, several of them were sleeping in their cars that night. He felt they could all be really happy. It was a two year project to get that to go forward, a lot of work, a lot of effort and a lot of meeting on this item. It was open and beautiful and it really turned out nice. It was something for the community to be very proud of.

**Motion made by Supervisor Dantine, Seconded by Supervisor Kaster to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY.**

11. **Property Listing - Budget Status Financial Report for April, 2015.**

**Motion made by Supervisor Dantine, Seconded by Supervisor Sieber to suspend the rules to take Items 11 & 12 together. Vote taken. MOTION CARRIED UNANIMOUSLY.**

12. **Zoning - Budget Status Financial Report for April, 2015.**

**Motion made by Supervisor Dantine, Seconded by Supervisor Sieber to receive and place on file Items 11 & 12. Vote taken. MOTION CARRIED UNANIMOUSLY.**

Supervisor Clancy informed that he had attended a meeting in the Treasurer's office regarding a building located in the Town of Morrison and unincorporated Village of Morrison formerly known as the Manor House. The roof was caved in, the basement was filling up with water and going into the next door lady's apartment, there was mold and a rodent problem. The land owner was absent and you couldn't find him. The ownership had been transferred three times and this particular LLC had eight other parcels in Brown County where they couldn't find him to get money from him.

Landwehr questioned if this was something they should send to Corporation Counsel for an opinion because people shouldn't be able to take a problem property and transfer it to and LLC so you could run from it. Clancy informed that they did have someone from Corporation Counsel but not knowing town laws he suggested referring it back to the town attorney. However, they

had to do something before the other lady brought suit against them to do something. It was a Catch 22.

Clancy informed that the Town of Morrison had contacted Aaron Schuette from Planning and the Health Department to see if there were ways for some sort of reclamation or razing to get rid of the varmints so that this place could be leveled.

The county had \$27,000 in it for back taxes and there were special assessments against it. The problem was that they started to condemn this three years ago and it was not followed through. They were going to start condemning it again and in the meantime they were trying to see if there was a grant program where they could get funding to take a building down to protect the neighbors from mold and rodents.

He reiterated that the property was an LLC so they didn't have anyone to go after. It was going to fall back on Morrison and these rural towns didn't have deep pockets. If there could be some sort of a deal worked out where they could get something for compensation. They figured it would be between \$20,000-\$30,000 to tear it down and level it. He didn't know if there was asbestos in it.

Clancy stated that the county wouldn't take it because they would have to then take care of it. Weininger believed they did after the third year. The Treasurer had been taking them. Erickson informed that residential properties with back taxes, the county would take them, sell them and try to get what they could out of them to cover taxes, if there was anything above and beyond that they sent it back to the owner. The City of Green Bay had been knocking houses down themselves and then they own the property. Weininger asked to speak with the Treasurer on this. He questioned if they had Community Development Block Grant funds. Lamine informed that they had money to repair and rehabilitate. If they could get a housing project in there they could use those funds. It was his hunch it was too far gone and might be impossible to do. He knew that if there were contaminated sites on the property there were some grant funds potentially available to protect the county, they could look into that. Erickson asked Weininger to check with the Treasurer and report back next month as this item was technically not on the agenda.

#### **Port & Resource Recovery**

13. **South Landfill and Resource Recovery Park Master Plan (15 minute presentation) - Request For Approval.**

Haen informed that this was an effort that they had worked on for about nine months on the Solid Waste side, a plan for their South Landfill in the Town of Holland. This was a joint effort and they spent a significant amount of money to figure out what to do and how to plan for that South Landfill, the County Board, Solid Waste Board and staff had worked at this with their BOW partners.

Presentation provided (attached).

**Motion made by Supervisor Dantine, Seconded by Supervisor Landwehr to approve. Vote Taken. MOTION CARRIED UNANIMOUSLY.**

14. **Resolution Reaffirming Support for the Great Lakes-St Lawrence River Basin Water Resources Compact.**

Erickson informed that he had asked Haen to redo this after he was at the ports emporium. It was basically a ruling where you couldn't remove water from the Great Lakes.

**Motion made by Supervisor Dantine, Seconded by Supervisor Kaster to approve. Vote Taken. MOTION CARRIED UNANIMOUSLY.**

15. **Resolution re: Rescinding May 21, 2014 Renard Island Causeway Ownership Transfer Resolution. *Motion at February Meeting: To use any legal means necessary to obtain an easement at Sauk Road from the City of Green Bay to access the causeway and Renard Island; Motion at March County Board: Hold for 60 days and return to the PD&T Committee.***

**Motion made by Supervisor Sieber, Seconded by Supervisor Erickson to hold until August. Vote Taken. MOTION CARRIED UNANIMOUSLY.**

16. **Director's Report.**

Haen spoke to the Director's Report in the agenda packet – Items to include: Recycling Compactor and Building Expansion, Harbor Assistance Program Funding, Pharmaceutical Collection Program, Fox River Fiber Notice of Claim, 1990 Dock Wall Lease, 2015 Resource Recovery Stakeholder Meeting and Regional Composting Feasibility Study.

**Motion made by Supervisor Landwehr, Seconded by Supervisor Sieber to receive and place on file. Vote Taken. MOTION CARRIED UNANIMOUSLY.**

#### **Public Works**

17. **Budget Adjustment Request (15-40): Any allocation from a department's fund balance.**

This adjustment was to utilize a portion of the Asset Maintenance fund balance for the water main check value installation project at the CTC. The total estimated project cost was \$20,000, of which \$14,000 had already been budgeted for in the Asset Maintenance Fund.

Kaster questioned if this was a new check value as the facility wasn't that old. Brandy Younger informed that they were mandated to put them in.

Replying to Sieber, Van Noie informed that the Asset Maintenance Fund was usually used for emergency items. They had used it last year as they had some hot water heaters at the jail that were off. This year they were digging into it because some of the money they had budgeted for a project was shifted over to a roof repair. They were asking for money so they could finish the project that they originally had budgeted for. Younger informed that they had budgeted \$50,000 for the fund but they used \$36,000 to help with the remaining carryover needed for the Sophie Beaumont parking lot. Now with this check valve request they didn't have enough in there to cover it all so they needed \$6,000 of the fund balance. If Facility Management came in under they had to pay back the Asset Maintenance Fund before the excess went to the General Fund.

**Motion made by Supervisor Landwehr, Seconded by Supervisor Dantine to approve. Vote Taken. MOTION CARRIED UNANIMOUSLY.**

18. **2014 Annual Financial Report (as required by the State of Wisconsin).**

Van Noie informed that the only thing that was on this annual report that they hadn't talked about before was that they reduced their expenses. It was suggested by their auditors to

capitalize some of their fringe benefits as part of the land improvement work.

Sieber informed that he got nervous when he saw under Current Assets Receivable it said private and asked for a quick explanation what private was. Younger informed that those were small jobs that they bill for private companies. A lot of blocks that were around here where they need road closures for private events like Cellcom, they would be billing them to close those roads. She believed they had to bill Sanimax before for cleaning up a spill of theirs. They consider them miscellaneous billings but they weren't government or municipalities so they put it under private.

With regard to machinery and equipment, traded in and sold, Erickson stated that after the trade, it made the book value of the new equipment go up because you add the book value of what you had left on the piece you traded in. Younger responded that technically cost was less because they did get that trade and then they had to add the book value of that trade. So now they were depreciating the book value. Dantine questioned why it was being depreciated, he believed it was a tax thing, the county didn't pay tax so what was the reason they depreciated their equipment. Younger informed that they followed the state guidelines based on the class of each piece of equipment as to how many years used for life, the estimated salvage value and the used for life they wanted to do straight line depreciation on that equipment less the salvage value. Younger informed that it was an asset, if you capitalize an asset you depreciate it over years. Dantine believed that happened in the business world, not government world. Van Noie informed that they charged to municipalities on shared work. It was a guideline on how much was allowed to be charged to municipalities, it was the basis for revenue generation.

Younger added that there was a Machinery Committee, people from other counties made up the committee and based on all the cost turned in by all the counties except for Milwaukee County, because they contract out their equipment, Brown County had to send in reports to them so that they could see the different categories of their equipment and the revenues. They take in all that data and do a five year lookback and come up with the new rates. Through all this paperwork, that's how they got their rates for charging townships.

**Motion made by Supervisor Sieber, Seconded by Supervisor Dantine to approve. Vote Taken. MOTION CARRIED UNANIMOUSLY.**

19. **Summary of Operations for April, 2015 and May, 2015.**

**Motion made by Supervisor Dantine, Seconded by Supervisor Kaster to receive and place on file. Vote Taken. MOTION CARRIED UNANIMOUSLY.**

20. **Director's Report.**

Van Noie referred to the info and reports in the agenda packet and spoke to the list of various projects (CTH ZZ, CTH EB, CTH C, CTH NN, CTH GV, CTH X, CTH T, Sophie Beaumont Parking Lot, County Bridge & Highway Condition Reports, Twelve-Hour Days and Staffing Reports) and their statuses.

With regard to CTH ZZ, Engineering Manager Paul Fontecchio brought the committee up to speed with the proposed project. The south portion from Wrightstown to the north, they got STP-Rural money for the design, a \$600,000 design contract due to the complexities being so close to the river, and Local Bridge Aid money secured for the 2019 roadway section and 2018 bridge over the East River. Part of this they will be addressing the complete streets and bike facilities. There were some conceptual ideas on how to position the trail, the river and the road.

There was one spot that kept failing by Meadowlark Road. It dropped another couple feet; it was off the edge of the shoulder so far. If you look at the bulge, it was in the river. The soil in the river was soft so as they put more material on it kept shoving out into the river. They were trying to maintain the road for a few years, as long as the crack was in the shoulder, they will keep adding gravel. They needed to come up about half way, step that over so that they were pulling the earth mass, the pressure, away from the river. It seemed like a good place to put a trail on that step because they had to move that road away from the river as much as possible. When they looked at that coupled with the money that they had taken from the feds and the strings attached it made sense to them to provide a bike trail along the river and then along the north side of the road connecting over to 57. That left about 2,900' on Eiler Road for that trail; basically it was effectively connecting a bike trail to the Village of Wrightstown. That was really broad based. They were just now getting to the point where their design was starting. They were at a very conceptual stage but they had the years broken down in terms of when they planned to construct those.

Landwehr questioned if they were doing any public meetings early on before they spent money on a particular design. He knew this would be a hot button project and they needed buy in from the local municipalities on the direction they were going. The comments he got from them was that they felt they were getting it shoved down their throat and that once they got to another phase of it it would be too late and too much money spent. Fontecchio informed that the Village of Wrightstown talked about it at their last board meeting and their Director of Public Works informed that they supported the design. Dantine informed that Rockland did not. Fontecchio informed that there will be public meetings but they basically just got the consultant on board. Landwehr felt that was the best time to do it, sooner than later, before they spent a lot of money on design work. Fontecchio responded that until they got going into the design, this was about the level of detail that they could really get into. Landwehr was fine with that, he didn't have a problem coming to a public meeting where they presented it and gave people to speak.

Sieber questioned what kind of public input they were looking for, what side of the road the bike lane was, what leeway did they have? Fontecchio provided handouts (attached), he had done this before on projects, where they had a rural section with a bike lane. You could pull that rural section in. There were a few homes that were close to the road and some were further away from the road, so they would have to deal with that. Homes away from road, they could go with the typical section where they had a bike lane at the backside of the ditch. Where a home was really close to road, they could pull the road in by eliminating the ditch for a short run, putting in a culvert pipe and putting in a curb and gutter section. Those were the conceptual things that they could bring to a very early meeting or talk to the municipalities about. Sieber questioned what kind of feedback could the public provide that they would be able to take into consideration? He was at a meeting where they were told that they were taking federal money so that's what they had to do. He was trying to find a way to approach this where they say we love your input but we can't take it. Fontecchio informed that input was limited, they were engineers and they designed the roads according to the standards and the rules that they had to follow, they had to weigh the thousands of people that went through an intersection verses a few landowners. They could get at least get a gauge for where people were. He explained that there were a couple different kinds of informational meetings. It got tough.

Dantine questioned why they couldn't put the bike path next to the road. Fontecchio responded that if they wanted to have a separated bike facility, they needed to have that distance between the road, especially for counter directional they had cars going 55mph. It was part of the design guidelines, probably state and federal. They needed to stay out of the clear-zone. Van Noie believed the state was considering changing their stance on it but as long as it was federal money they had to comply with federal guidelines. It may be different in the future.

Landwehr questioned if CTH ZZ could be eliminated from that area, they would have to rebuild it and such but then could it be turned over as town road and run ZZ along 96/57 corridor, was there really a need for a county trunk highway down along there anymore. There was an idea, he wasn't sure it was feasible or not but he knew it was something else that could be looked at. If they were able to do that, theoretically they could go with a much narrower road and avoid a lot of other issues.

**Motion made by Supervisor Kaster, Seconded by Supervisor Landwehr to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY.**

21. **6-Year (2016-2021) Highway & Bridge Capital Improvement Plan (CIP) Summary.**

Fontecchio referred to the 2016-2021 Capital Improvement Plan located in the agenda packet and briefly spoke to it. Legible handouts were re-provided and attached.

**Motion made by Supervisor Sieber, Seconded by Supervisor Kaster to approve. Vote Taken. MOTION CARRIED UNANIMOUSLY.**

*Although Items are shown here, Items 22 – 24 were omitted from the agenda.*

22. **Open Session: Discussion and possible action regarding consideration of personnel problems and discipline relating to specific persons at the Department of Public Works.**

23. **Closed Session: Notice is hereby given that the above governmental body will adjourn into closed session for discussion and possible action regarding consideration of personnel problems and discipline relating to specific persons at the Department of Public Works pursuant to Wis. Stat. §19.85(1)(f) which authorizes a closed session to consider financial, medical, social or personal histories or disciplinary data of specific persons, preliminary consideration of specific personnel problems or the investigation of charges against specific persons...which, if discussed in public, would be likely to have a substantial adverse effect upon the reputation of any person referred to in such histories, or data, or involved in such problems or investigations.**

24. **Reconvene in Open session: Discussion and possible action regarding consideration of personnel problems and discipline relating to specific persons at the Dept. of Public Works.**

**Airport**

25. **Resident Request to expand home at 1581 View Lane.**

Airport Director Tom Miller informed that Mr. and Mrs. Schoenebeck's house was located in Zone A and there were restrictions on expanding dwellings in those homes in that area. As they may recall there was one empty lot where an individual had asked to build a home and the committee had denied that permit, however the Corporation Counsel at that time advised the airport that they couldn't do that and had to issue a permit for him to build. Corp Counsel Jacques asked Miller to take him to the property that was in question and he observed all the development around that one single empty lot and stated that the county would not be able to prevail in his opinion if the contractor had brought suit against the airport for not allowing him to build on that property and that a permit needed to be issued. Based on Counsel Jacques advice he had to issue the permit.

Since that time they had obtained their own counsel, Attorney Gary Wickert, a longtime Green Bay resident and counsel for the airport for the last 18 months or so. When Schoenebeck's had asked to expand their home to include a new sunroom and do some other interior modifications



which weren't relevant to the request. They asked for permission to expand their roofline and based on their counsel's opinion which was provided in the packet, under the ordinance they didn't believe it was appropriate to expand the home. They asked for permission to come before the committee to appeal their case but as part of the policy he felt he couldn't approve it based on their counsel's advice.

**Motion made by Supervisor Sieber, seconded by Supervisor Dantine to suspend the rules to allow interested parties to speak. Vote taken. MOTION CARRIED UNANIMOUSLY.**

Erv and Harriet Schoenebeck, 1581 View Lane

Mrs. Harriet Schoenebeck informed that she had lived at 1581 View Lane for 50 years. About 2.5 years ago her husband had a serious fall in their home, falling backwards down the basement stairs and broke his neck in two places. His mobility had been really reduced. They asked a contractor to come over and see how they could modify their home so that it would be more useable to two people at their age if they were to stay in that home. They needed a full bath and laundry facilities on the first floor as her husband was unable to go upstairs for six months and for her to carry laundry from the basement to the top floor was getting to be an issue for her. They had tried in every way, including having an architect come over, to help them find a way to add that with the layout of their home. Their contractor Tom Berceau came up with the best plan possible to add that needed space by taking part of their family room leaving a smaller room to be used as a dinette. She noted that they had a tiny half bath built into the garage presently.

With the committees permission they could change the floorplan enough to get the needed facilities they needed to stay in their home. They tried to balance selling and moving with just improving their home to make it useable for them at their age. By adding the sunroom it would give them the additional living space and if at some point in the future, it was needed; it could also be used for one of them for convalescent or whatever. They needed that space as they'd like to make the bathroom wheelchair accessible and add a washer, dryer and shower in there. Harriet was certain that not only one house was built since this ordinance passed but two.

Mr. Erv Schoenebeck stated that where they were going to put the sunroom was going to take the place of where they had the deck on the back of their house. The deck would come down and the sunroom would be 12x24 and the roof would be lower than the existing. They just put up a big cellphone tower about a mile away from them that was three times as high as their house on Shady Lane.

Tom Berceau, the Schoenebeck's contractor, informed that he didn't understand the issue if the roofline did not exceed the house that was there, they were going to be a lot lower than the existing roof and the addition was going to take place where the deck was. They counted about six other additions on the same side of the street and the street beyond it towards the airport. It was not affecting anything higher than the house that was there.

**Motion made by Supervisor Landwehr, seconded by Supervisor Sieber to return to regular order of business. Vote taken. MOTION CARRIED UNANIMOUSLY.**

Landwehr questioned if the the purpose of the ordinance was to stop expanding the number of people living within this range because theoretically they didn't want to have more beds within that area for as a potential crash zone. Miller stated that was the goal and the way that goal was achieved was by not allowing the increase in square footage of the building. Landwehr believed that generally the state looked at things if they were sizing a septic system or something like that, they look at the number of bedrooms in a house. In his opinion he would be against adding

any bedrooms to any houses in this area but the fact that they had people living here that weren't looking to expand the bedrooms or the number of people that could live comfortably but just trying to live in their home, he had a hard time denying this on those grounds. He didn't see the county or the state or the FAA looking to buy anyone out. How do we tell people that no we don't want to buy you out but no we are not going to let you make minor modifications that don't expand the number of beds in an area. Miller stated that in reviewing the ordinance he was trying to go according to the way the ordinance was written by expanding the living space. That's what he had to go one. Certainly policy was established by the board and they carried it out but if they wished to make an exception to the policy, that's what they were there for. They weren't trying to expand the number of people living in their home. If they chose, that would be up to them. He worried a little bit about there being a domino effect of others trying to expand their homes as well.

Mr. Schoenebeck stated that the people behind them, next to them and across the street from them that had sunrooms, and questioned why they couldn't put the 12x24 room on the back of their house where their deck was. Erickson questioned if this would be a year-round room. Berceau informed that it would be a living room that they lost because they would be putting their bathroom and laundry room in their current living room.

Dantinne stated that the square foot of the building space, if they added the room to where the deck was it was not changing the structure. In his mind if they were adding on a bedroom or a couple bathrooms that expand their family to have more people there he'd be against it.

Miller informed that the county ordinance had been in place since 1989, there were some minor map modifications made in 2003. The purpose was to not increase the number of residents there in case a plane were to crash in the fly zone. There was property for lease in the red zone for commercial purposes and was a different application and was allowable under the ordinance. Sieber stated that it seemed to him that if they had to approve a home to be built that it would be hard for them to not allow a sunroom to be built. The letter from Wickert didn't really address that discrepancy between allowing a home but not a sunroom to be built. Miller went back to Corporation Counsels advice to the board, maybe a year ago or so, that said if you take the advice of your counsel and there was an issue later on, you were covered but if you went contrary to your counsels advice then you were out there on your own and that was where he was at right now. Sieber questioned if the county had liability at that point for those homes or was the county on the hook for compensation for the homes. Miller responded that he would have to ask Corporation Counsel as he couldn't answer that question.

Dantinne questioned if the county issued permits or had an approval process for decks, Miller believed that would be up to the Village of Ashwaubenon, decks were not prohibited under the ordinance. Mr. Schoenebeck informed that the village approved what they wanted to do. He talked to the President of the village and he said he should be able to do it.

Responding to Landwehr, Miller informed that this was the appeal process.

Sieber didn't see this as putting any more liability on the county than they already had, if they had any. He didn't see why they wouldn't want to approve this tonight as he was in favor of it.

Kaster asked to amend the plans to add on 12x24 living room onto their house. He questioned if when someone purchased a house in that area, would they be made aware that there were restrictions on their residents? Miller stated he would have to see if there was a way they could get a note put on the deed.

**Motion made by Supervisor Landwehr, Seconded by Supervisor Sieber to approve the variance for 1581 View Lane with the amendment to the plans to add on a 12x24 living room with no additional bedrooms added to the residence. Vote taken. MOTION CARRIED UNANIMOUSLY.**

*Item 2 was taken at this time.*

**26. Resolution re: Change in Table of Organization for the Airport Maintenance Mechanic.**

This request was for a position change from a Building and Grounds Maintenance Worker to a Mechanic. The salary difference was about \$1.60. The majority of the building was 10 years, he wanted to keep it up and maintain it but he could use another Maintenance Mechanic who knew the systems in the building and could maintain it, he needed less people out front to mow the grass, etc. The Maintenance Mechanic like the Building and Grounds worker could still snow plow in the winter time. He would hate to not do preventative maintenance and let it fall apart and come back with a capital project to replace a HVAC unit because they didn't maintain it.

**Motion made by Supervisor Dantine, Seconded by Supervisor Sieber to approve. Vote taken. MOTION CARRIED UNANIMOUSLY.**

**27. Request to approve roof bid for a portion of the terminal.**

It was over 25 years old and they had been doing some minor patching over the last couple of years. It was to the point where it was shrinking and pulling in at the sides, it needed to be replaced. It was in their budget for this year to do so there was money there. They budgeted exactly \$68,000.

**Motion made by Supervisor Landwehr, Seconded by Supervisor Sieber to approve Project #1970 Roof Replacement on Airport Administration Office for Northern Metal & Roof in the amount of \$68,985. Vote taken. MOTION CARRIED UNANIMOUSLY.**

**28. Airport Financial Report.**

Traditionally revenue lagged during the first part of the year. Furthermore, they had just completed lease negotiations with the airlines for modest increases which should show up in the July financials. Expenses continue to come in under budget through the end of April.

May Financial provided and attached.

**Motion made by Supervisor Sieber, Seconded by Supervisor Kaster to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY.**

**29. Director's Report.**

Airport Director Tom Miller informed that they had a bird strike at the airport with an airbus a couple weeks ago which made the paper. It was an usual situation, they had two emergencies that morning in the span of about 25 minutes. They had a fairly elaborate Wildlife Hazard Management Program out there which kept migratory waterfowl and four legged critters down to the bare minimum on the airport. A few years ago they increased the height of the fence to try and keep the deer out and they used some blocking methods to keep the animals from getting in a creek crossing as well. During the course of the first emergency was an engine out situation on a small cargo aircraft. The Public Safety Department had been out that morning doing wildlife hazard abatement, harassing birds and trying to keep them off the airfield. When

first emergency got declared, everyone came in to staff the fire trucks and be ready for landing. The plane landed safely, they were putting the trucks away and getting ready to go back out when Delta was taxing out to depart. The pilot was warned of seagulls on the runway midway down the strip. The pilot wanted to know where the Wildlife Hazard Abatement Program was and why they weren't keeping the birds off the runway. The airport informed they were out earlier and that they were going back out but the pilot went and on the way out he hit a single seagull. While in flight he noticed a small vibration in one of the engines and came back and landed. There was some damage to the right side engine on the airbus. Delta protected all the passengers by placing them on other flights. They then shipped in another engine Friday night, changed it overnight and the airplane was gone the next day.

Miller informed they were reviewing the plan to make sure they weren't letting things fall through cracks. They had been out 172 times already this year doing wildlife hazard abatement to try and reduce the risk as much as possible. They had an enormous influx of seagulls those past couple of days because of rain and worms coming out. It was almost impossible to get them off of the pavement.

Miller informed that they had two airfield snow blowers; one was almost 20 years old and the other was 37. The oldest one had enough and the equipment can't throw snow like it used to. They will be taking bids for a new airfield snow blower that will move 5,000 tons of snow an hour. It was by a grant from the FAA. They still needed a snow blower in order to cast the snow above and beyond the lights at the end of the runway. They could plow and broom to the edge but the last push had to be beyond the lights or they end up with a mound of snow at the edge of the runway and can't have more than 24" or the lights get buried. It needed to throw the snow about 200' otherwise it would hit some of the navigational aids that were off to the side of the runway so they had to clear those as well.

**Motion made by Supervisor Dantine, Seconded by Supervisor Kaster to receive and place on file. Vote taken. MOTION CARRIED UNANIMOUSLY.**

**Other**

30. **Audit of bills.**

**Motion made by Supervisor Sieber, Seconded by Supervisor Landwehr to audit the bills. Vote Taken. MOTION CARRIED UNANIMOUSLY.**

31. **Such other matters as authorized by law.**

32. **Adjourn.**

**Motion made by Supervisor Dantine, Seconded by Supervisor Sieber to adjourn at 8:57 p.m. Vote Taken. MOTION CARRIED UNANIMOUSLY.**

Respectfully submitted,

Alicia A. Loehlein  
Recording Secretary