

Waukesha County Board of Supervisors

Minutes of the Land Use, Parks & Environment Committee Tuesday, April 5, 2022

Chair Mitchell called the meeting to order at 9:00 a.m.

Present: Supervisors Bill Mitchell, Keith Hammitt, Tom Michalski, Chris Mommaerts, Richard Morris, and Tom Schellinger. **Absent:** Steve Whittow.

Also Present: Chief of Staff Sarah Spaeth, Legislative Policy Advisor Alex Ignatowski, Administrative Specialist Mary Pedersen, Planning and Zoning Manager Jason Fruth, Senior Financial Analyst Alex Klosterman, Project Planner for the Town of Lisbon Orrin Sumwalt, Land Resources Manager Alan Barrows, Recycling Solid Waste Supervisor Analiese Smith, Parks and Land Use Director Dale Shaver, and Corporation Counsel Erik Weidig.

Approve Minutes of March 15

MOTION: Morris moved, second by Schellinger to approve the minutes of March 15. Motion carried 6-0.

Next Meeting Date

- May 17

Executive Committee Report of April 4

Mitchell said the Executive Committee approved the legal advertising contract with the Waukesha Freeman, approved a resolution pertaining to the Bridges Library System, and heard a presentation on the Waukesha County courthouse secure tower courtroom construction audit.

Discuss and Consider Ordinance 176-O-128 Year 2022 Amendment To The Comprehensive Development Plan For Waukesha County (1A – Waukesha County Park And Planning Commission, Comprehensive Land Use Mapping, Town Of Lisbon)

Fruth discussed this ordinance to amend the Waukesha County Comprehensive Development Plan mapping for various properties within the Town of Lisbon. Fruth noted the Town of Lisbon wants to modernize their land use plan, primarily to rezone farmland to residential, create a mixed-use area, change rural areas to suburban density, and quarry berms.

MOTION: Morris moved, second by Hammitt approve Ordinance 176-O-128. Motion carried 6-0.

Discuss and Consider Ordinance 176-O-129 Modify The 2022 Material Recovery Facility Fund Budget And Carryover Budget Authority From 2021 To 2022 For A Portion Of One Time Costs Associated With New Robotic Sorting Equipment And A New Eddy Current

Smith and Barrows were present to discuss this ordinance which modifies the 2022 Materials Recycling Facility (MRF) budget to carry over a total of \$182,403 of MRF expenses and includes \$142,403 of fixed assets and \$40,000 of operating expenses. Both expenses are funded by the usage of \$182,403 of MRF fund balance. The \$142,403 of fixed assets was originally appropriated under

Enrolled Ordinance 176-39 for the purchase of new eddy current equipment. The \$40,000 of operating expenses was appropriated under Enrolled Ordinance 176-84 for the purchase of new robotic sorting equipment. Similar to the original ordinances, the requested carryover reflects the County's share of equipment costs which is a 50% share with the City of Milwaukee, after applying grant funds. Neither was included in the annual carry over ordinance approved by the County Board in February. This ordinance results in no tax levy impact.

MOTION: Michalski moved, second by Morris to approve Ordinance 176-O-129. Motion carried 6-0.

Legislative Update

Ignatowski gave an update on redistricting and the State's foreclosure bill which was signed into law.

Presentation on School Section Lake Dam

Shaver and Weidig were present to discuss this item. Shaver distributed information on the history of School Section Lake, the dam, and the lake management district. Under an ordinance approved in 2018, the County agreed to complete dam repairs which included some State grant funds if an intergovernmental agreement was executed to protect the County's future liabilities. In the intergovernmental agreement, the Lake District agreed not to exercise its authority to tax or assess any County-owned lands for 20 years. Shaver said without the dam the lake would disappear and abandoning it would affect 77 landowners and decrease property values including assessed values which are tied to property taxes. Weidig said he did not support the idea of breaching the agreement which would likely result in a lawsuit against the County. Shaver said the abandonment process would be very expensive which he explained further. In addition, the lake goes away. Shaver noted this agreement protects the County from special assessment liabilities whereby he gave examples of potential costs the County would incur without this agreement.

Schellinger was concerned that the County Board did not see the agreement when they considered the ordinance. Weidig said it was clear in the ordinance that the County Board authorized the Department of Parks and Land Use and Corporation Counsel to execute a written agreement to limit future liability.

Motion to Allow Secretary Morris to Approve the Final Set(s) of Committee Minutes on Behalf of the Committee

MOTION: Michalski moved, second by Schellinger to allow Secretary Morris to approve the final set(s) of committee minutes on behalf of the committee. Motion carried 6-0.

MOTION: Mommaerts moved, second by Schellinger to adjourn at 10:14 a.m. Motion carried 6-0.

Respectfully submitted,

Richard Morris

Richard Morris
Secretary