

**TOWN OF GREEN BAY
BROWN COUNTY, WI
Minutes of Regular Town Board Meeting
July 12, 2022**

Time: 7:00 pm to 8:50 pm

Location: Town Hall

Attendance: Chairman Cary Dequaine, Supervisor Matt Bosman, Supervisor Ryan DeBroux, Clerk Debbie Mercier, Treasurer Lori Geniesse Constable Jeff DuBois, and Gary Jonet, Zoning Administrator

14 Residents Present

It is noted, the meeting was properly posted.

1. Call to Order

Chairman Dequaine called the meeting to order at 7:00 pm. Pledge of Allegiance was recited.

2. Review and Take Action on June meeting minutes

Motion made by Sup DeBroux to accept the June 14, 2022 meeting minutes as presented. Second by Sup Bosman. Voice vote 3-0 Motion Carried

3. Review Planning Commission minutes

Motion made by Sup Bosman to accept the Planning commission meeting minutes dated June 21, 2022 as presented. Second by Sup DeBroux. Voice vote 3-0 Motion Carried

3A. Certified Survey Map – DeChamps – Prt of GB-59 and GB-59-2

Motion made by Sup DeBroux to accept the certified survey map for Dechamps part of GB-59 and GB-59-2. Second by Sup Bosman. Voice vote 3-0 Motion Carried.

4. Review Board of Appeals minutes – there was no meeting held

5. Review Zoning Administrator Report and Building Inspector Report

Motion made by Sup Bosman to accept the Zoning Administrator report dated 6/15/22 through 7/12/2022 and the Building Inspector report for the month of June, 2022. Second by Sup DeBroux. Voice vote 3-0 Motion Carried.

6. Zoning Amendment - James Roberts (J Roberts Real Estate LLC), is requesting a Zoning Amendment, #1335-J, to REZONE 5 acres of Parcel GB-81 to A-2 General Agriculture.

The buyer intends to put in an orchard. Location: 0 County Rd K (on the curve of Hwy K and Mercier Rd)

Motion made by Sup DeBroux to accept the Zoning Amendment request of #1335-J to rezone from ER-Estate Residential to A-2 General Agriculture. Second by Sup Bosman. Voice vote 3-0

7. Zoning Amendment - Gary Jonet is requesting a Zoning Amendment, #1334-J, to REZONE Parcel #GB-38 from B-1 Community Business to M-1 Multi-Family in order to sell the property.

Motion made by Sup Bosman to accept the Zoning Amendment request #1334-J to rezone Parcel GB-38 from B-1 Community Business to M-1 Multi-Family. Second by Sup DeBroux. Voice vote 3-0

8. Old Business

A. Edgewater Bluff Villas tree cutting

Chairman Dequaine explained the Board (Chairman Dequaine and Sup DeBroux) went down to Edgewater Bluff Villas to check it out, it is a big project, they have had it engineered by an Escarpment Expert. He retracted the last statement. The Association was given information and consulted with an escarpment expert; they had consulted with a University professor. The Board agreed it would not greatly impact any other land owners. Sup DeBroux stated some of the trees were diseased and near the buildings and they will also need to be removed. Chairman Dequaine stated he spoke with the town's attorney regarding the "Town Board of Town of Green Bay Final Approval Resolution For Edgewater Bluff Villas, Inc" (dated 13th day of March, 1995); Chairman Dequaine indicated the town's attorney stated this agreement is rock solid and that the association would need to continue to contact the Board going forward to cut down any other trees. Chairman Dequaine further commented that the association has done a good job maintaining the property and the town board has given them the approval to trim and cut down the trees which they have requested, in addition to some of the diseased and rotting trees. Members of the association who were present at the meeting provided the names of the individuals they had consulted with; the Professor they consulted with was Dr Luczaj, from UWGB. The other person was Bob Bultman, he is a consulting naturalist from Restore Door Ecological Services out of Baileys Harbor.

Sup Bosman stated he drove past the Renier property on County Rd P, he made a motion to move forward to issue a verbal warning to operating a business on a residential lot. Second by Sup DeBroux. Voice vote 3-0

Sup DeBroux stated the ditch cutter contacted him and they have a lot of damage from tree stumps on Gauthier Rd. He requested that we put the white and black flexible fiberglass markers by the culverts; he wants them at the end of the culvert. Sup DeBroux will check into purchasing the markers and have some of his guys mark the culverts, etc. Stone Pillar Rd has wash outs on both sides of the road. Sup Bosman spoke with Martell regarding Stone Pillar Rd curbing, he stated we wouldn't have the money in the budget this year for this type of project and Martell was not able to come out at this time. At this time, Sup Bosman feels they could put some gravel to take care of it this summer.

9. Constable Report

Constable DuBois reported on June 21st he received a call from Brown County regarding a resident that had a nuisance dog. He picked up the dog and, on the way into the Humane Society he received a call from the lady who the dog belonged to. He further reported on June 23rd he received a call at 3:45 am that a dog was killing cats near the Rock Falls area; he went out to the property to inspect the situation; in the end, the owners decided not to press charges. Constable DuBois stated he received a call from a resident who stated the sign on Old Country Circle North, is not readable. The residents in the area stated when there was a fire, they could not find their property. Sup DeBroux stated some of the trucks went around on purpose. Jeff said the caller said the sign used to be white and now it's just green. Constable discussed the situation with the lost black sheep that were wondering in the Dyckesville area near Red Rocket and the Condominiums on Sunset Bluff Dr. Clerk received a call from one of the residents in the Condos; Clerk called the Brown County non-emergency number and they sent an officer out to the area. It is understood the sheep have been rescued and are now back with the owner. Constable DuBois asked if he was expected to respond to calls 24/7. Chairman Dequaine told him, all he can do is tell them he is unable to make it. Jeff questioned if he could utilize his discretion. The Board agreed he should definitely utilize his discretion. Chairman Dequaine received a call from Scott Larson, he said he had gotten a call from a neighbor regarding his barking dog and Scott said his dog was at the dog daycare. Constable DuBois stated he already has had a verbal warning, he also stated he feels \$100 fine is not high enough, possibly \$500 would be more appropriate.

10. Correspondence Received

Board mentioned on July 28th the Town of Green Bay is hosting the Town's Association meeting which will be held at Eddie Whipps, TAC listening session in Outagamie County meeting is scheduled for July 18, 2022. We will hold a virtual training meeting on Monday July 18th regarding Zoning Board Adjustment Discussion held regarding the condition of the painted lines on Sunset Bluff Dr, it was stated this was previously a state road and state roads are required to have fog lines, it is now a town road and township's are not required to have fog lines or bike lanes.

Discussion held regarding Town of Green Bay Code of Ordinance, Earth Excavations, Dawn Goodman explained that we do not have the expertise to handle this type of review and the Planning Commission is having a meeting to discuss whether the non-metallic mining should be removed from within the Zoning Ordinance.

11. Please take notice, the Town Board may *Entertain a motion to go into executive session pursuant to Wis. Stat. Sec. 19.85(1)(g), "Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved," specifically with regard to potential court action to be filed against property owners for maintaining public nuisances.*

Motion made by Supervisor DeBroux to go into closed session. Second by Supervisor Bosman. Voice vote 3-0 Motion Carried

Closed session held. Attorney will be contacted to proceed.

Motion made by Sup DeBroux to return to open session. Second by Sup Bosman. Voice vote 3-0 Motion Carried

12. Clerk and Treasurer Reports

Treasurer Geniesse read report, monies on hand as of month-end May, 2022 totals \$680,917.94. Total expenses for the month of May were \$75,406.26 and the income was \$36,770.02. Clerks totals agree.

Motion made by Sup Bosman to accept the Clerk and Treasurer reports as presented. Second by Sup DeBroux. Voice vote 3-0 Motion Carried

13. Review Vouchers and Pay Bills

Motion made by Sup DeBroux to review the vouchers and pay the bills with a second by Sup Bosman. Voice vote 3-0 Motion Carried (Check numbers paid 15928-15953)

14. Next Meeting Dates/Adjourn

The next regular meeting will be held on Thursday August 11th, 2022 due to the partisan primary election which will be on Tuesday, August 9th. Motion made by Sup DeBroux to adjourn with a second by Chairman Dequaine. Voice vote 3-0 Motion Carried Meeting adjourned at 8:50 pm

Submitted By: Debbie Mercier, Clerk