

1. CALL TO ORDER

Chairman Tim Kaul called the meeting to order at 3:34 pm. Land Preservation Board members present included: Chairman Tim Kaul, Vice-Chairperson Jennifer Rothstein, Supervisor Bill Niehaus, Frank Madden, James Melichar, Kine Torinus, and Alternate Marjie Tomter. Members absent included: Mike Paulus and Alternate Paul Hayes. Staff present included: Land and Water Management Department Director Andy Holschbach, UW-Extension Community Resource Development Educator Nicole Sidoff, Planning and Parks Department Director Andrew Struck, and Planning and Parks Department Intern Laura Catherman. Southeastern Wisconsin Regional Planning Commission (SEWPRC) staff present included Principal Planner Dave Schilling.

2. ASSURANCE THAT THE MEETING HAS BEEN PROPERLY NOTICED

Chairman Kaul asked staff if the meeting had been properly noticed and the agenda had been posted. Nicole Sidoff noted that the meeting was properly noticed and the agenda posted.

3. ADOPTION OF AGENDA

Motion by Supervisor Bill Niehaus and seconded by Kine Torinus to adopt the agenda as printed. All members present voting aye, motion carried unanimously.

4. APPROVAL OF MINUTES (AUGUST 5, 2010)

Motion by Kine Torinus and seconded by Frank Madden to approve the minutes for the August 5, 2010 meeting of the Land Preservation Board. All members present voting aye, motion carried unanimously.

Vice-Chairperson Jennifer Rothstein joined the meeting at 3:37 pm.

5. PUBLIC COMMENT AND WRITTEN COMMUNICATIONS

There were no public comments or written communications.

6. REVIEW, DISCUSSION AND POSSIBLE ACTION ON APPLICATIONS FOR THE FARMLAND PRESERVATION PLAN CITIZEN ADVISORY COMMITTEE

Andrew Struck explained that staff had recently received additional Citizen Advisory Committee (CAC) applications that were not included in the packet. Ms. Sidoff passed out the new applications and a summary spreadsheet documenting the applicants' place of residence and professional background. Mr. Struck explained that staff is seeking a recommendation from the Land Preservation Board (LPB) to pass along to the Comprehensive Planning Board (CPB) for making final appointments. Ms. Torinus asked how many applications were received. Ms. Sidoff stated that 16 applications were received by staff. Mr. Struck added that up to 15 applicants can be appointed per the prior LPB and CPB approval in establishing the CAC.

Ms. Sidoff clarified that Cathy Jones had previously rescinded her application due to family issues, but has recently made the application active again. Additional applications received after the mailing of the LPB packets, but before the application deadline included Christine O'Neil, Mike Winker, Pat Wilborn, and Bill Fleming. Bob Roden's application was received after the deadline.

James Melichar joined the meeting at 3:40 pm.

Ms. Tomter asked if any thought had been given to appointing 15 members and one alternate member. Mr. Struck stated that staff has considered this as a possible option. Supervisor Niehaus asked if there were any restrictions on the applicants' place of residence. Mr. Struck stated that residing in the County is not a requirement and that it is up to the LPB's discretion for a recommendation. Members of the Comprehensive Plan CAC were not required to be County residents, although all of them were residents. One of the goals was to get a good geographic spread around the County. Ideally, the CAC would be comprised of at least one member from each town and the City of Mequon. Another goal was to get a

broad representation of occupations. The CAC will hopefully include farmers or other agricultural-related occupations, as well as business sector professions.

Staff has discussed recommendations for the CAC. One thought is to appoint Shawn Graff, with the Ozaukee Washington Land Trust, as a technical advisor. Mr. Graff is not an Ozaukee County resident and has previously served in the capacity of a technical advisor. Mr. Graff could attend CAC meetings and advise the committee, however, he would not vote. This would lend itself to have a broader technical work group similar to the Comprehensive Plan technical staff advisory work group. Staff from the WDNR, NRCS, and USFWS could potentially serve on the technical work group as well. If the LPB finds that the other 15 candidates are acceptable, the remaining 15 applicants could be appointed to the CAC.

Mr. Madden stated that two other applicants, in addition to Shawn Graff, do not reside in Ozaukee County. Supervisor Niehaus asked why Mr. Graff has been singled out as an advisor. Mr. Struck explained that it was due to his past role with the Comprehensive Plan CAC technical staff advisory work group. Additionally, staff frequently works with Mr. Graff. Bob Roden does not live in the County, but he owns land in the County. Young Kim does not live in the County, but he has a project on significant land in the County. Mr. Madden asked if Young Kim owns the land. Mr. Struck stated that it is unclear from his application if Young Kim owns the land he is working on in the Town of Port Washington. Mr. Madden noted the name of the CAC implies that it is made up of citizens. Mr. Struck explained that this would be similar to the Comprehensive Plan CAC and although preferred was not a requirement. Members either lived or worked in the County. Staff had received approximately 32 applicants for the Comprehensive Plan CAC and used place of residency and place of work to help rank the candidates.

Chairman Kaul noted that Shawn Graff represents the Ozaukee Washington Land Trust, who owns land in Ozaukee County. Ms. Torinus stated that many applicants have demonstrated an interest in land and would like to see land preserved. Shawn Graff knows how to navigate obstacles and should be present at the meeting. Mr. Graff could guide the thinking into directions that lead to more pragmatic outcomes. Ms. Tomter asked Ms. Tornius if Mr. Graff should be a part of the CAC or serve as an advisor. Ms. Torinus clarified that Mr. Graff should be present at the meetings in either capacity. Supervisor Niehaus stated that he does not see many differences between Shawn Graff, Bob Roden, and Young Kim. Mr. Struck stated that Mr. Graff is most similar to Young Kim since it is understood that they both don't own land in the County, but have a tied interest to the land that is owned and managed.

Mr. Schilling asked how large the CAC will be. Mr. Struck stated that there will be 31 members if all the local communities participate; however, he said that would be unlikely given the relevance to some of the communities such as the Village of Thiensville or Village of Bayside. There will likely be less than 31 members at every meeting. Of the 31 members, 15 will be at large representatives of the County and 16 will be appointed by the municipalities. All cities, villages, and towns will be given a seat at the table and will be encouraged to attend any meeting. Most likely, it is believed that primarily only the six towns and City of Mequon representatives will regularly attend CAC meetings.

Mr. Madden asked if there were any conflicts of interest to be considered. Mr. Struck stated that there are no conflicts of interest with any of the applicants that he is aware of per their applications. Mr. Madden noted that Shawn Graff may have a vested interest with his work for the Ozaukee Washington Land Trust. Mr. Struck stated that Young Kim also has an interest since he has expanded his operation into Ozaukee County. Supervisor Niehaus noted that a common factor among all of the applicants is that they are interested in preserving farmland in Ozaukee County and that it is difficult to make distinctions. Vice-Chairperson Rothstein added that it is interesting that someone from the Hmong community is looking to get involved in Ozaukee County. Young Kim could represent a special constituency as possible future farmers in Ozaukee County. Mr. Struck stated Young Kim is establishing community gardens in the County.

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Ms. Tomter stated that the easiest thing to do would be to make Shawn Graff a technical advisor and an alternate since all of the applicants are top notch. Vice-Chairperson Rothstein noted that she is glad to see young people getting involved. Mr. Struck stated that by-laws would need to be established regarding what would be an approving quorum. The approving quorum for the Comprehensive Plan CAC was 10 of the 31 members, since not all communities show up at every meeting. Typically, the Comprehensive Plan CAC had a 50% or greater attendance rate. Therefore, the alternate to the Farmland Preservation Plan CAC may not be in a position to vote. However, municipalities can send an alternate at any time to vote. Citizens can still have an alternate, but the CAC will look at the overall quorum first.

Motion by Marjie Tomter and seconded by Vice-Chairperson Jennifer Rothstein to recommend to the Comprehensive Planning Board to appoint Shawn Graff as a technical advisor and an alternate, and appoint the remaining 15 candidates as members of the Farmland Preservation Plan Citizen Advisory Committee.

Ms. Torinus stated that Shawn Graff does not make decisions on farmland for the Ozaukee Washington Land Trust, so there is not a conflict of interest. Mr. Struck stated that staff does not perceive any conflicts of interest with any of the applicants.

Mr. Holschbach asked if the list of technical advisors could be expanded. Adding a member from the Department of Natural Resources and the County's new Natural Resources Conservation Service (NRCS) agent could be good additions. Mr. Struck stated that there are a few agency staff members that could be involved.

Andy Holschbach left the meeting at 4:01 pm.

Ms. Torinus asked what Bryan Kligora's interest is with the CAC. Chairman Kaul stated that Mr. Kligora works for a co-op agency that provides farmers with farming products. Mr. Struck stated that an important part of the Farmland Preservation Plan will be the inventory of infrastructure, a topic for which Mr. Kligora could provide valuable input. Ms. Tornius asked what Dave Bishop's interest is with the CAC. Ms. Tomter stated that Mr. Bishop is a web designer and has assisted with the Treasures of Oz website. Mr. Bishop served in the Navy and brings youth, passion, and innovation to the table. Ms. Tomter suggested that Mr. Bishop apply to the CAC because of his interests in the environment. The CAC would be a good place for Mr. Bishop to learn and grow. Vice-Chairperson Rothstein agreed and noted that Mr. Bishop's flexible schedule is also a good thing.

Mr. Struck noted that retention of the Comprehensive Planning CAC was sometimes a challenge because the project lasted for several years. It may be wise include in the by-laws that replacements will be considered if members miss several meetings as was done with the Comprehensive Planning CAC. However, that rule will not apply to the municipalities. Ms. Tomter suggested that Shawn Graff could take over if a member steps down. Chairman Kaul asked if the CAC elects a president and vice-president. Mr. Struck stated that a chairman and vice-chairman will be elected. Staff serves as the secretary and takes meeting minutes. Chairman Kaul asked if LPB members can sit in on the CAC meetings. Mr. Struck stated that LPB members are welcome to attend CAC meetings. Ms. Tornius stated that she hopes there is a chance for CAC members to get to know each other before voting on the chairperson and vice-chairperson. Mr. Struck stated that it is a difficult part of this process, which is why they would likely elect those positions at their second meeting. Mr. Madden asked if the CAC would look for volunteers for the elected positions. Mr. Struck stated that the Comprehensive Plan CAC asked for volunteers first and that it helped to narrow the group down to a few candidates.

Chairman Kaul noted that the motion had been made and seconded.

All members present voting aye, motion carried unanimously.

Mr. Madden asked what the next step would be. Mr. Struck stated that staff will send out letters to confirm appointments and set the first meeting date, hopefully by the end of this year. Elections for chairman and vice-chairman will likely be held at the beginning of next year. Chairman Kaul stated that he will attend the first meeting and that it would be great if other LPB members would also attend. Ms. Sidoff stated that the CPB will be reviewing the applications next week and that they will make the final appointments. Ms. Sidoff has been in contact with the applicants to let them know when they can expect to hear the decision. Vice-Chairperson Rothstein stated that she and Chairman Kaul can provide an overview to the CAC at the first meeting. Mr. Struck stated that staff will include that as an agenda item at the first CAC meeting.

7. REVIEW, DISCUSSION, AND POSSIBLE ACTION ON CHAPTER 3 OF THE PARK AND OPEN SPACE PLAN FOR OZAUKEE COUNTY

Mr. Schilling provided a page-by-page overview of Chapter 3 of the Park and Open Space Plan for Ozaukee County (POSP). Mr. Schilling stated that the inventory in Chapter 3 is noted as 2010. This is an updated version of the inventory used in the Comprehensive Plan. The section on existing park and open space sites includes sites owned by the county, state, federal government, local governments, school districts, and other public districts. A series of tables has been included at the end of the chapter that provides locations.

Mr. Struck noted that Waubedonia County Park is located in the Village of Fredonia and not the Town, as is written on page 2, paragraph 2. The two County parks with campsites referred to on page 2, paragraph 4 are Waubedonia County Park and Hawthorne Hills County Park. A footnote should be added that states camping at Hawthorne Hills County Park is only available at H.H. Peters Youth Camp and is strictly for group use. Mr. Schilling stated that a footnote will be added to Table III-2.

Mr. Schilling explained that private and public-interest resource-oriented park and open space sites are listed in Chapter 3. Private horse stables are listed in the inventory if they provide stables and outdoor trails and facilities. Ms. Tornius asked for clarification on what was considered private and public. Mr. Struck stated that it simply implies ownership and does not designate access to the site. Ms. Tomter noted that there are stables missing from the inventory list. Ms. Tomter offered to send the list of missing stables to Mr. Struck. Mr. Struck will forward the list to Mr. Schilling.

Chairman Kaul noted that an archery club, called Buckskin Bowmen, is located on property owned by the Town of Cedarburg. Mr. Struck stated that it is technically not considered a park. It is publicly owned land that is leased by the club. Mr. Schilling stated that it should be included in the publicly owned land section even though it is leased by a private club. Mr. Struck noted that the property is located on the contaminated lands map in the Comprehensive Plan. Mr. Schilling stated that there is also a map showing conservation easements. The POSP will show what is owned and what has an easement on it. Additionally, Chapter 3 lists Important Bird Areas (IBAs) in the County. Ms. Torinus asked if they are regions. Mr. Schilling explained that they are parcels. Mr. Schilling went on to explain that there is a section on trails and bicycle ways. Ms. Tomter noted that there is a trail in Grafton that is currently under construction.

Andy Holschbach returned to the meeting at 4:26 pm.

Mr. Struck noted that the trail in Grafton will be added. Mr. Schilling stated that another trail will be added at Harrington Beach State Park. Mr. Struck noted that a trail in the Village of Fredonia will be added. Mr. Schilling mentioned the summary at the end of Chapter 3. A number will be added to the list denoting the total number of acres of public sites, private site, and easements in the County and the percentage of land that those sites represent. Vice-Chairperson Rothstein asked if SEWRPC had a goal for optimum amount of park and open space land. Mr. Schilling explained that SEWRPC has a regional number that cannot be applied at the County level. SEWRPC generally suggests preserving natural areas, critical

species habitat sites, and river corridors. The recreation and open space land per capita in Ozaukee County will be compared to other counties and listed in the needs and analysis section in an upcoming chapter.

Mr. Struck noted that staff has received public comments on providing water trails in the County. The Department of Natural Resources has initiatives to do that right now. Currently, there is the Milwaukee Urban Water Trail. It will be important to show public river and lake access sites in the inventory. There has been a recent effort to add a canoe/kayak launch in the Town of Grafton. Vice-Chairperson Rothstein asked if the Grafton launch will be publicly owned. Mr. Struck stated that it is and was paid for in part with WDNR Stewardship funding. Another project is in the works through the National Park Service. It will be a Lake Michigan water trail that is tentatively planned from Manitowoc to Milwaukee. Mr. Schilling added that the water trail will eventually reach Indiana and Michigan. Mr. Struck noted that Harrington Beach State Park recently added a canoe/kayak focused campsite that is mainly accessible from the water. Mr. Schilling stated that a land and river access map will be added to this chapter and a number will be added to the summary list.

Ms. Torinus asked if the tables and maps will be adjacent to each other in the plan. Mr. Schilling stated that in the Comprehensive Plan, the tables followed the text. However, from a printing stand point, it would save time by having all of the tables and maps located at the end of the chapter. Mr. Struck stated that it can be further discussed. Mr. Struck also noted that table III-2 should distinguish between portable restrooms and permanent flush restrooms. Mr. Schilling stated that a footnote will be added that reads 'x' is portable and 'xx' is permanent. Vice-Chairperson Rothstein asked which County parks had permanent flush restrooms. Mr. Struck stated that Virmond County Park, Waubedonia County Park, and Tendick Nature Preserve have permanent flush restrooms. Mr. Schilling asked if the golf course club houses should be counted. Mr. Struck stated that they should not be counted since they are fairly inaccessible from the parks. Mr. Struck also noted another edit on Table III-2. Under the 'other facilities' column, the data from Hawthorne Hills County Park and Mee-Kwon County Park needs to be flipped. Vice-Chairperson Rothstein asked if Waubedonia County Park has tennis. Mr. Struck stated that it does and that he had previously made a note about that.

Mr. Madden asked if there were sites that are over- or under-used. Mr. Struck explained that park surveys were conducted over the summer to get a handle on usage and recreational facilities. The interns, Laura Catherman and Kyle Kearns, surveyed eight of the County parks. Mr. Struck distributed the results of the surveys and noted that the first five charts will be changed to bar graphs. These results will help in seeing which parks are more heavily used. Additionally, there are trail counters that pick up usage on the Ozaukee Interurban Trail and staff has considered using the counters at County parks as well. Overall, the results from the survey are very positive. The results will be included as an appendix in the POSP. Mr. Madden noted that Tendick Nature Preserve and Mee-Kwon Golf Course are male-dominated. Mr. Struck stated that these results are not statistically significant since only 50 people were surveyed at each park. Mr. Schilling stated that the methodology and survey results will be added as an appendix.

Ms. Tornis asked if there are categories for active and passive recreation sites. Mr. Schilling stated that it would be difficult to go through and categorize each of the parks, especially on the local level. The needs analysis will address key features such as golfing and camping. Mr. Struck stated that the County Park System is primarily comprised of larger recreational facilities and often geared around a natural resource or natural area. The municipal parks tend to be more active recreational sites.

Motion by Supervisor Bill Niehaus and seconded by James Melichar to approve Chapter 3 of the Park and Open Space Plan as amended. All members present voting aye, motion carried unanimously.

8. UPDATE ON THE COUNTYWIDE PUBLIC OPINION SURVEY FOR THE PARK AND OPEN SPACE PLAN AND FARMLAND PRESERVATION PLAN

Ms. Sidoff noted that the final survey and cover letter were included in the packet. The survey was mailed out the week of September 20. Staff received an update from UW-River Falls today. About 100 surveys have been returned, which is about 9% of what was mailed out. At least 403 surveys need to be received for the results to be statistically significant. Staff will continue to get updates throughout the coming weeks. UW-River Falls will send reminders to those households that have not yet returned the survey. Ms. Sidoff passed out copies of newspaper articles covering the survey.

Mr. Schilling asked if UW-River Falls will be writing a report. Ms. Sidoff stated that UW-River Falls will provide a complete report and statistical analysis of the results. Mr. Struck added that UW-River Falls will also provide the raw data per our contract. Mr. Schilling asked if there was a timeline for receiving the information. Ms. Sidoff stated that it takes six weeks to collect the data and six weeks after the conclusion of data collection to analyze the data and write the report. Therefore, UW-River Falls will likely have the data and report completed sometime in December. Staff hopes to have the data for the next LPB meeting. Mr. Struck noted that the timeline could change based on the survey response rate. Ms. Sidoff added that a copy of the full report will be provided to the LPB.

9. UPDATE ON FARMLAND PRESERVATION PLAN KICK-OFF MEETINGS

Ms. Sidoff stated that two Farmland Preservation Plan Kick-Off Meetings were held on September 27 and 29. There was great attendance at both meetings and the participants were very receptive to the farmland preservation planning process and the Working Lands Initiative. Keith Foye, from the Department of Agriculture, Trade, and Consumer Protection (DATCP), presented on the 27th at the County Administration Center, and Lisa Schultz, also with DATCP, presented on the 29th at the Fredonia Government Center.

Ms. Sidoff distributed a summary of the evaluation responses received at both meetings. Many of the attendees indicated an interest in participating in Agriculture Enterprise Areas and Purchase of Agriculture Conservation Easement programs. Ms. Sidoff noted that the negative outlier on the evaluation response summary is likely a mistake since the respondent provided positive feedback comments. A sign-in sheet was provided to collect contact information. Staff will keep in touch with the attendees in the future. Mr. Madden added that it was a good presentation. Chairman Kaul noted that it seems more people in the County are getting involved. Mr. Struck stated that the two kick-off meetings turned out a great crowd with new faces. Staff did a mailing to approximately 260 individuals to advertise the kick-off meetings. The mailing list will be refined and used in the future. Ms. Sidoff added that many CAC applicants were in attendance. Chairman Kaul asked if there are any other events planned. Mr. Struck stated that there will be informational meetings in the future as chapters of the plan are completed. A full inventory with maps will be presented and the plan recommendations will also be presented. Ms. Sidoff stated that the Park and Open Space Plan will be the topic of discussion at the First Friday forum in February 2011. There will likely be a presentation on the Farmland Preservation Plan at a First Friday forum near the end of that planning process.

Vice-Chairperson Rothstein asked if the Farmland Preservation Plan CAC addresses natural areas. Mr. Struck stated that the LPB sits in as the "CAC" for the POSP which addresses natural areas in the County.

Supervisor Niehaus left the meeting at 5:01 pm.

10. LAND PRESERVATION NEWS / EDUCATION & OUTREACH

Ms. Sidoff distributed the *Wisconsin Land Use Megatrends: Agriculture* booklets. It is published by the UW-Extension Center for Land Use Education in Steven's Point. Ms. Sidoff can obtain additional copies of the publication if anyone would like them. Chairman Kaul stated that it would be a good publication to share with the CAC.

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Mr. Holschbach noted that there is funding from the Wisconsin Coastal Management Program available to host an educational session. Gathering Waters is interested in the PACE program and is coordinating this funding to host educational sessions. Ms. Tomter added that Gathering Waters wants to inform more coastal communities about PACE. Gathering Waters is planning an educational workshop on November 17, 2010 at the Town of Saukville Town Hall to address PACE specifics.

11. NEXT MEETING DATE – THURSDAY, DECEMBER 2, 2010

Chairman Kaul indicated that the next meeting date will be Thursday, December 2, 2010.

12. ADJOURNMENT

A motion was made by James Melichar and seconded by Frank Madden to adjourn the meeting. All members present voting aye, the motion carried unanimously. Meeting adjourned at 5:12 pm.

Respectfully recorded and submitted by Andrew Struck, Nicole Sidoff and Laura Catherman.