

**Walworth County Land Conservation Committee**

**MINUTES**

April 22, 2013 – 2:00 p.m.

County Board Room 114 – Government Center  
Elkhorn, Wisconsin

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The meeting was called to order at approximately 2:00 p.m. by Chairperson Kilkenny.

Roll call – In attendance were Chairperson Kilkenny, Supervisor Schiefelbein and Citizen Member Badame. Vice Chairperson Russell and Citizen Member Bellman were excused. A quorum was declared.

Others present – Supervisor Carl Redenius; David Bretl, County Administrator; Michael Cotter, Deputy Corporation Counsel/LURM Director; Louise Olson, Deputy LURM Director; Fay Amerson, Urban Conservation Specialist; and Andrew Baker and James Baker.

Approval of the agenda was moved and seconded by Supervisor Schiefelbein and Citizen Member Badame, with no withdrawals, and carried 3 – 0.

Approval of the March 18, 2013 and March 25, 2013 Land Conservation Committee meeting minutes was moved and seconded by Supervisor Schiefelbein and Citizen Member Badame, with no withdrawals, and carried 3 – 0.

Public comment period – Bretl advised against allowing public comment.

Discussion/Possible Action - Baker Final Determination – Burdick Trucking and Excavation, Inc. Mining Site Operator, Baker Enterprises, Owner. Bretl explained that the committee members should have received the briefs along with clarification from Attorney Bill White. Bretl stated that the committee should consider only the facts that have been placed into evidence when making their determination. Bretl can assist the committee with the preparation of the written decision. The committee deliberated on the issue. Chairperson Kilkenny's inclination was to uphold LURM's decision. Citizen Member Badame supported the decision of the Land Use and Resource Management Department as well. With respect to the committee's final determination, Supervisor Schiefelbein and Citizen Member Badame were comfortable with Chairperson Kilkenny signing the determination without the committee's review.

**The motion and second was made to sustain the decision of the LURM department and deny the appeal of the Bakers; to direct corporation counsel to draft a final decision in this matter; to delegate the chair of the committee to sign the same provided the written decision is consistent with the deliberations that took place at today's hearing; and to direct corporation counsel to serve the final determination on the parties. The motion carried 2 – 1. (Supervisor Schiefelbein opposed).**

Chairperson Kilkenny did not have any announcements.

The next regular meeting of the land conservation committee was confirmed for May 20, 2013 at 2:00 p.m.

Adjournment. On motion and second by Supervisor Schiefelbein and Citizen Member Badame, Chairperson Kilkenny adjourned the meeting at approximately 2:32 p.m.

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Respectfully submitted by Tammy Werblow, assistant to the county administrator.  
These minutes are subject to approval by the committee.