

View Wisconsin Natural Resources Board agendas, meeting calendar, webcasts, biographies and public participation info online at:

<http://dnr.wi.gov/about/nrb/overview.html>

The Brief of Action is a summary of Board action. Each Wisconsin Natural Resources Board meeting is recorded and webcasts are posted to the Board webpage. Media Site recordings and the Brief of Action are used as the legal record of Board Meetings.

Recordings are posted on-line at:

<http://dnrmedia.wi.gov/main/Catalog/Full/5449d652227e46a8b511bfc430ca79ce21>

WISCONSIN NATURAL RESOURCES BOARD

DRAFT BRIEF OF ACTION (rev. 9/17/19)

The regular meeting of the Wisconsin Natural Resources Board was held on Wednesday, August 14, 2019, at Jefferson Street Inn, 201 Jefferson Street, Wausau, Wisconsin. The meeting was called to order at 8:30 a.m. for action on items 1-4 and 7-8 as listed on the agenda. The meeting adjourned at 2:00 p.m.

ORDER OF BUSINESS

Webcast: Part 1 Agenda items 1 – 4 (with 6A)

Part 2 Agenda items 5 – 8

1. ORGANIZATIONAL MATTERS (0:00:02 – 0:10:25)

A. Calling the roll (0:03:03 – 0:03:25)

William Bruins – present

William Smith – present

Julie Anderson – absent/excused

Fred Clark – present

Terry Hilgenberg – present

Dr. Frederick Prehn – present

Greg Kazmierski – present

B. Approval of agenda for August 13-14, 2019 (00:03:34 - 0:03:58)

At 0:03:50, Mr. Hilgenberg MOVED, seconded by Mr. Bruins, approval of the August 13-14, 2019 agenda. The motion carried 6-0 with Ms. Anderson absent.

Chair Prehn, at 0:04:18, asked the City of Wausau Mayor Robert B. Mielke to the podium for a welcome presentation.

Chair Prehn, at 0:05:46 asked Senator Jerry Petrowski to the podium for a welcome presentation.

Chair Prehn at 0:08:26 reported out on the West Central Wisconsin tours in the Wausau Area. He then noted that no business was discussed at the picnic Tuesday night and thanked Linda Prehn for hosting.

2. CONSENT AGENDA (0:10:26 – 0:14:00)

A. Approval of brief of action from June 25-26, 2019

B. Land Acquisition – Wolf River State Trail – Forest County **MOVED TO UNDER #3**

Citizen Testimony and Written Comment Welcome

(Jim Lemke, Real Estate Section Chief)

- C. Land Sale – Pierce County Islands Wildlife Area – Pierce County
Citizen Testimony and Written Comment Welcome
(Jim Lemke, Real Estate Section Chief)
- D. ~~The Friends of Tuscobia State Trail and Sawyer County will donate building renovations valued at \$400,000 to move and restore the historic Winter Depot Building which will be used as an informational trail head~~ **MOVED TO UNDER #3**
- E. The Friends of Potawatomi State Park will donate \$170,000 \$90,000 to be used to purchase an ADA accessible fishing pier at Potawatomi State Park. The fishing pier will replace the original fishing pier which was removed due to storm damage in 2014.
Citizen Testimony and Written Comment Welcome **MODIFIED**
(Jim Lemke, Real Estate Section Chief)
- F. The Devil’s Lake Concession Corporation will donate \$65,000 to renovate the Red Oak Gathering Space and adjoining public restrooms located on the South Shore of Devil’s Lake State Park
Citizen Testimony and Written Comment Welcome
(DNR Secretary Preston Cole)
- G. Request that the Board authorize a preliminary public hearing and comment period for the Statement of Scope for Board Order WT-09-19, proposed rules affecting chapter NR 216, related to storm water discharge permits
(Dave Siebert, External Services Division Administrator, spoke in place of Jim Bertolacini, Stormwater Program Coordinator)

At 0:13:50, Mr. Clark MOVED, seconded by Mr. Kazmierski, approval of the Consent Agenda. The motion carried unanimously.

3. DISCUSSION AND POSSIBLE ACTION CONCERNING ITEMS REMOVED FROM THE CONSENT AGENDA (0:14:01 – 0:22:41)

(2.)B. Land Acquisition – Wolf River State Trail – Forest County **MOVED from #2**

(0:14:01 – 0:22:02)

Staff presenter: Jim Lemke, Real Estate Section Chief

Public Written Comments: 7

At 0:14:02, Mr. Hilgenberg MOVED, seconded by Mr. Kazmierski, approval of the department’s recommendation.

Public Appearance (0:17:03 – 0:18:45)

- 1. Jim Wisneski, Mountain, representing Hidden Bear Trail ATV Club

At 0:21:58, the motion carried unanimously.

(2.)D. The Friends of Tuscobia State Trail and Sawyer County will donate building renovations valued at \$400,000 to move and restore the historic Winter Depot Building which will be used as an informational trail head **MOVED from #2**

(0:22:03 – 0:22:41)

Presenter: DNR Secretary Preston Cole

Public Appearance:

- 1. Ron Petit, Winter, representing ~~The Friends of Tuscobia State Trail~~ (He sent regrets.)

At 0:22:31, Mr. Bruins MOVED, seconded by Mr. Hilgenberg, approval of the department's recommendation. The motion carried unanimously.

6. INFORMATION ITEMS (Written Comment Welcome)

A. Dialog regarding common interests (0:22:42 – 1:07:55)

(DATCP Secretary-Designee Brad Pfaff) **NOTE: Item 6.A. to be moved to begin at 9 a.m.**

DNR Secretary-Designee Preston Cole, at 0:38:38, thanked Secretary-Designee Pfaff for speaking before the Board.

Chair Prehn, at 0:40:55, requested a 2020 joint meeting between NRB and ATCPB be scheduled.

DNR Secretary-Designee Cole, at 0:43:06, spoke regarding ag partnerships for prairie chickens and offered assistance from Eric Lobner, DNR Fish and Wildlife Special Projects Manager.

Chair Prehn, at 1:04:37, spoke to revisiting NR 151, clean water, data and sound science, and working with DATCP and ATCPB.

INFORMATIONAL ITEM – NO ACTION WAS TAKEN

Chair Prehn, at 1:07:56, returned the meeting to item 4.A.

4. ACTION ITEMS (1:07:57 – 1:22:22)

ADOPTION (Citizen Testimony and Written Comment Welcome)

None

SCOPE STATEMENTS (Citizen Testimony and Written Comment Welcome)

A. Request that the Board approve the Statement of Scope for Board Order LE-06-19 and conditionally approve the public hearing notice for Board Order LE-06-19 and notice of submittal of proposed rules to the Legislative Council Rules Clearinghouse, for proposed rules affecting chapters NR 5, 6, and 64, Wis. Adm. Code, related to recreational vehicle regulations (1:08:44 – 1:11:43)

Staff PowerPoint presentation by Todd Schaller, Chief Warden

At 0:22:31, Mr. Hilgenberg MOVED, seconded by Mr. Clark, approval of the department's recommendation.

Chair Prehn, at 1:11:04 spoke to aligning fees per user and requested from staff a list of statutes that may need to be modified by the legislature.

At 1:11:39, the motion carried unanimously.

B. Request that the Board approve the Statement of Scope for Board Order WT-02-19 and conditionally approve the public hearing notice for Board Order WT-02-19 and notice of

submittal of proposed rules to the Legislative Council Rules Clearinghouse, for proposed rules affecting chapter NR 350, Wis. Adm. Code, related to wetland mitigation
Staff PowerPoint presentation by Amanda Minks, Waterway and Wetlands Section Chief, spoke in place of Tom Pearce, ILF Project Manager (1:11:44 – 1:22:22)

At 1:19:19, Mr. Hilgenberg MOVED, seconded by Mr. Kazmierski, approval of the department's recommendation.

At 1:21:58, the motion carried unanimously.

MISCELLANEOUS (Citizen Testimony and Written Comment Welcome)

None

Part 2 of Webcast begins

5. **OPEN FORUM** (Testimony that pertains to topics not on the meeting agenda) – at approximately 10:15 a.m. following break. Remote testimony also will be available from the DNR Service Center, 2300 North Dr. Martin Luther King, Jr. Drive, Milwaukee. Please refer to pages 4-5 of agenda for required pre-registration information and protocol.

Public Appearances (0:00:50 – 0:33:36)

Milwaukee (Remote): None

Wausau (meeting):

1. **Juliee de la Terre**, Viola, representing People for Sane Technology (**Handout**)
Topic: Statewide roll out of AT&T cell towers and their impact on the state. *She was not in the room when her name was called by the Chair.*
2. **Mike Brust**, Wausau, representing self
Topic: Chronic Wasting Disease (CWD) mitigation initiatives

Mr. Clark, at 0:03:46, spoke to the barriers to more testing for CWD, with Mr. Brust responding.

DNR Secretary-Designee Cole, at 0:06:16 asked Mr. Brust to speak with DNR Staff Tami Ryan regarding DNR initiatives.
3. **Laurie Groskopf**, Tomahawk, representing self (**Handout**)
Topic: Wolf management
4. **Mark Thimke**, Oconomowoc, representing Wisconsin Brownfield Study Group (**Handout**)
Topic: Current brownfield issues being addressed by the Study Group.
2. **Juliee de la Terre**, Viola, representing People for Sane Technology (**Handout**)
Topic: Statewide roll out of AT&T cell towers and their impact on the state (arrived late)
5. **Keith Rusch**, Village of Maine, representing Village of Maine as Administrator
Topic: Brokaw boat landing access

Chair Prehn, at 0:29:45 asked the department for DNR contact information to give to Mr. Rusch, with Secretary-Designee Cole responding.

6. **Nancy M. Anderson**, Wausau, representing Leave Rib Mountain Alone
Topic: Granite Peak Ski Hill proposed expansion on Rib Mountain
6. **INFORMATION ITEMS** (Written Comment Welcome)
 - A. **Dialog regarding common interests** (This item was before the Board at 9 a.m.)
 - B. **Great Lakes commercial fishing update** (0:33:37 – 1:04:39)
Written Comment: 1
Presentations by
 - 1) Brad Eggold, Great Lakes District Fisheries Supervisor,
 - 2) Charlie Henriksen, Lake Michigan Commercial Fishing Board Chair, and
 - 3) Bill Bodin, Lake Superior Commercial Fishing Board

INFORMATIONAL ITEM – NO ACTION WAS TAKEN

- C. **Update on the progress of the Deer Management Assistance Program and presentation of the 2019 Cooperator of the Year Award** (1:04:40 - 1:21:19)
Staff PowerPoint presentation by Bob Nack, Big Game Section Chief

At 1:12:45, **Bill Johnson**, 2019 Cooperator of the Year, was recognized.

Mr. Johnson, at 1:15:35 spoke to his recognition as 2019 Cooperator of the year.

INFORMATIONAL ITEM – NO ACTION WAS TAKEN

- D. **Department fish propagation and stocking strategies and procedures** (1:21:20 – 1:56:19)
Staff PowerPoint presentation by Justine Hasz, Fisheries Management Bureau Director
Written Comment: 1

Mr. Clark, at 1:45:58, requested at a future meeting to have a presentation with more data on individual facilities, productions, trends, looking down the road 10 years for production estimates and gaps, etc.

Chair Prehn, at 1:51:15, followed-up on Board Members requests for more data on numbers, trending levels, stocking 5-10 years out, information on the Great Lakes situation on the Wisconsin side.

DNR Secretary-Designee Cole, at 1:51:53, requested that the Board Chair appoint one person to be the point person for fish. He then requested Ms. Hasz to speak on the relationship with DATCP and the DNR's role in aquaculture in Wisconsin.

Chair Prehn, at 1:52:41, appointed Bill Smith as the point person for fish.

INFORMATIONAL ITEM – NO ACTION WAS TAKEN

E. Informational briefing to initiate the Central Sand Plains Regional Planning process
(1:56:20 – 2:05:56)

Staff PowerPoint presentation by Diane Brusoe, Property Planning Section Chief

DNR Secretary-Designee Cole, at 2:01:31, spoke to remind everyone that Pine Dam is outside the scope and authority of the DNR, with Ms. Brusoe responding.

Mr. Hilgenberg, at 2:02:43, spoke to his concerns that the DNR is starting to eliminate public access to department properties. He hoped DNR refrains from closing access to public properties. He requested from staff the process for un-designating a State Natural Area (SNA).

Chair Prehn, at 2:04:57, spoke to the Pine River Dam and clarification that reference to the Pine River Dam be removed from the document going forward. The dam is under license under FERC and the department will manage the property accordingly.

DNR Secretary-Designee Cole, at 2:05:43, reiterated that the department has no authority as it relates to the Pine dam.

INFORMATIONAL ITEM – NO ACTION WAS TAKEN

7. DEPARTMENT SECRETARY’S MATTERS (2:05:57 – 2:12:26)

A. RETIREMENT RECOGNITION - Action

1. Patrick J. Collins, Remediation and Redevelopment, 29 years
2. Ronald F. Komro, Parks & Recreation, 37 years
3. Daniel Schumacher, Forestry, 35 years
4. Linda Haddix, Legal Services and Customer Services, 40 years

At 2:06:31, Mr. Hilgenberg MOVED, seconded by Mr. Clark, to recognize department retirements. The motion carried unanimously.

B. DEPARTMENT SECRETARY’S MATTERS – Informational

1. Acts of the Department Secretary – Real Estate Transactions (*new format that includes property maps---as requested by NRB Member Terry Hilgenberg.*)
Informational offering by Secretary Cole. (No Board Action)

INFORMATIONAL ITEM – NO ACTION WAS TAKEN

2. Department Secretary’s Matters

- a. Wisconsin Conservation Congress (WCC) recognition
Informational offering by Secretary Cole (No Board Action)

Larry Bonde, Wisconsin Conservation Congress Chair, at 2:10:32, spoke in response to the Congress’ recognition.

INFORMATIONAL ITEM – NO ACTION WAS TAKEN

3. Planning Status Update

a. Northeast Sands Regional Plan

<https://dnr.wi.gov/topic/lands/propertyplanning/northeastsands/index.html>

DNR Secretary-Nominee Cole, at 2:12:10, noted that the Department has no authority in Pine Dam in the master planning process.

8. BOARD MEMBERS' MATTERS (2:12:27 – 3:09:59)

A. Approval of 2020 meeting calendar

Presented by Chair Prehn

At 2:12:43, Mr. Smith MOVED, seconded by Mr. Hilgenberg, approval of the 2020 meeting calendar. The motion carried unanimously.

B. CWD Sub-Committee Report-Out

Greg Kazmierski, Sub-Committee Chair, at 2:14:06, spoke to the report and an upcoming media briefing.

DNR Secretary-Designee Cole, at 2:14:34 spoke to the upcoming media briefing.

C. Report on Department Authority to Require Landfills to Accept Deer Carcasses
(potential NRB action item) (2:15:41 – 3:02:07)

Staff PowerPoint presentation by Cheryl Heilman, Chief Legal Counsel, and Natasha Gwidt, Waste and Materials Management Field Operations Supervisor
Written Comment: 1

Chair Prehn, at 2:25:59, questioned the number of licensed landfills in Wisconsin that allow customers to put carcasses in their trash.

Mr. Hilgenberg, at 2:27:26, questioned the accuracy of the data since each location on slide 3 may have different rules on disposal, with DNR Secretary-Designee Cole responding that staff will break this information out.

Chair Prehn, at 2:38:01, asked Lynn Morgan with Waste Management Public Affairs Manager, to the podium and requested she respond to questions concerning the status of where Waste Management is at with this issue.

Ms. Morgan, at 2:39:18, responded to Chair Prehn's questions, with Board Member discussion.

Chair Prehn, at 2:49:20, reached out to Ms. Morgan and Waste Management and waste haulers to assist the department and to continue the dialogue, with Ms. Morgan responding they would like to be in the discussion.

Chair Prehn, at 2:57:46, spoke to looking for a win-win solution, with Ms. Gwidt and DNR Secretary-Designee Cole responding.

BOARD MEMBERS' MATTERS

Bill Bruins, at 3:02:13, spoke to Laurie Groskopf's open forum testimony today on wolf numbers, process, and the department's readiness.

Mr. Hilgenberg, at 3:02:46, spoke regarding the department being more conscience of public access.

Mr. Kazmierski, at 3:02:58, requested a presentation on why time is being spent on SAK (Sex-Age-Kill) and not on the other two metrics in the Deer Plan, with DNR Secretary-Designee offering to have a conversation off-line.

Mr. Smith, at 3:06:26, asked Board Members to feed him questions to pursue as point person for fish.

Fred Clark, at 3:06:48, on behalf of the Board thanked Chair Prehn and Linda Prehn for the dinner last night.

Chair Prehn, at 3:07:05, recognized Past-Board Member Preston Cole for his twelve-year run from August 2007 to January 2019 on the Board from which he served three years as Chair. DNR Secretary-Designee Cole received a standing ovation.

DNR Secretary-Designee Cole, at 3:09:10, spoke to the recognition as past-Board Member, with Chair Prehn follow up.

At 3:10:02, Mr. Hilgenberg MOVED, seconded by Mr. Smith, to adjourn the meeting. The motion carried unanimously.

The meeting adjourned at 2:00 p.m.

The Wisconsin Natural Resources Board and Department of Natural Resources are committed to serving people with disabilities. If you need Board information in an alternative format, please contact:

Wisconsin Natural Resources Board Liaison: Laurie Ross at 608-267-7420 or laurie.ross@wisconsin.gov.

NOTE: Each Wisconsin Natural Resources Board meeting is recorded and webcasts are posted to the Board webpage. Recordings are posted on-line at:

<http://dnrmedia.wi.gov/main/Catalog/Full/5449d652227e46a8b511bfc430ca79ce21>

The following resources also are available: Agenda Item Packets (green sheets), supporting documents, and public comment. Media Site recordings and the Brief of Action are used as the legal record of Board Meetings.