

MARCH 27, 2013

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## NATURAL RESOURCES BOARD

### Brief of Action

The regular meeting of the Natural Resources Board was held on Wednesday, March 27, 2013 in Room G09, State Natural Resources Building (GEF 2), Madison, Wisconsin. The meeting was called to order at 8:30 a.m. for action on items 1-7. The meeting adjourned at 1:15 p.m.

#### ORDER OF BUSINESS

1. Organizational Matters

1.A. Calling the roll

William Bruins – present	David Clausen – present
Christine Thomas – absent	Jane Wiley – present
Terry Hilgenberg – present	Preston Cole – present
Greg Kazmierski – present	

1.B. Approval of agenda for March 27, 2013

**Mr. Kazmierski MOVED approval, seconded by Dr. Clausen. The motion carried 6 – 0 with Dr. Thomas absent.**

1.C. Approval of minutes from February 26-27, 2013

**Mr. Hilgenberg MOVED approval, seconded by Mr. Kazmierski. The motion carried unanimously.**

2. Ratification of Acts of the Department Secretary

2.A. Real Estate Transactions

**Ms. Wiley MOVED approval, seconded by Mr. Bruins. The motion carried unanimously.**

3. Action Items

3.A. Air, Waste, Water, and Enforcement

3.A.1 Presentation of the 2013 Laboratory of the Year Award

**The winner of the 2013 Registered Lab of the Year Award is:  
Watertown Wastewater Treatment Plant**

3.A.2 Request approval of the FY 2014 Laboratory Certification and Registration Program Fee Adjustment

**Dr. Clausen MOVED approval, seconded by Mr. Bruins. The motion carried unanimously.**

3.B. Land Management, Recreation, Fisheries, and Wildlife

3.B.1 Request adoption of Board Order FH-19-12, regarding proposed rules affecting NR 19, 20, 21, 22, 23, 25, and 26, Wis. Adm. Code related to housekeeping corrections, clarifications, and updates to code for fishing in inland, outlying, and boundary waters, and harvest of turtles

**Mr. Hilgenberg MOVED approval, seconded by Mr. Kazmierski. The motion carried unanimously.**

- 3.B.2 Request adoption of Board Order ER-19-10, proposed rules affecting Ch. NR 18, Wis. Adm. Code, related to the sport of falconry

**Mr. Kazmierski MOVED approval, seconded by Ms. Wiley. The motion carried unanimously.**

- 3.B.3 Request approval of an amendment to the Black River State Forest Master Plan

**Ms. Wiley MOVED approval, seconded by Dr. Clausen. The motion carried unanimously.**

- 3.B.4 Ratification of the department's determination that prohibiting the nature-based outdoor activities (NBOA) of hunting is necessary to protect public safety on 0.22 acres in the City of Waterloo, Jefferson County Stewardship grant project

**Dr. Clausen MOVED approval, seconded by Ms. Wiley. The motion carried unanimously.**

- 3.B.5 Ratification of the department's determination that prohibiting the nature-based outdoor activities (NBOA) of hunting and trapping is necessary to protect public safety on 4.99 acres in the Town of Wilson, Sheboygan County Stewardship grant project *Note:* This item was before the Board at the February 27, 2013 meeting. It was tabled and moved to this agenda.

**Ms. Wiley MOVED approval, seconded by Mr. Bruins. The motion carried on a voice vote of 5 – 1.**

- 3.B.6 Land Acquisition – Scattered Forest Lands – Taylor County

Discussion followed on whether this item should be delayed.

**Mr. Hilgenberg MOVED to table, seconded by Mr. Kazmierski. The motion carried on a voice vote of 5 – 1.**

- 3.C. Scope Statements

- 3.C.1 Request statement of scope approval for Board Order AM-24-12, proposed rules affecting the construction and operation permit program requirements in chs. NR 406 and 407 respectively and related definitions in ch. NR 400, and hazardous air pollutant control requirements in ch. NR 445

**Mr. Kazmierski MOVED approval, seconded by Mr. Hilgenberg. The motion carried unanimously.**

Chair Cole requested a motion to go into Executive under the authority of s.19.85(1)(g) Wisconsin Statutes for purposes of discussing litigation matters.

**Dr. Clausen MOVED, seconded by Mr. Kazmierski. The motion carried unanimously by a roll call vote.**

<b>William Bruins – yes</b>	<b>David Clausen – yes</b>
<b>Christine Thomas – absent</b>	<b>Jane Wiley – yes</b>
<b>Terry Hilgenberg – yes</b>	<b>Preston Cole – yes</b>
<b>Greg Kazmierski – yes</b>	

Chair Cole reconvened the meeting at 1:00 p.m. He reported that during the Executive Session no action was taken.

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- 4. Citizen Participation
- 4.A. Citizen Participation
  
- 5. Information Items
- 5.A. Air, Waste, Water, and Enforcement
- 5.A.1 Implementation of new mining regulations

**Mr. Cole** requested that all Board Members receive a briefing in advance of the May meeting since this is a complicated issue.

**INFORMATIONAL ITEM – NO ACTION WAS TAKEN**

- 5.A.2 Update on 2012 Wisconsin Household Pharmaceutical Waste Collection Study

**INFORMATIONAL ITEM – NO ACTION WAS TAKEN**

- 5.B. Land Management, Recreation, Fisheries, and Wildlife
- 5.B.1 Illegally held wildlife response procedures for staff

**INFORMATIONAL ITEM – NO ACTION WAS TAKEN**

- 5.B.2 Overview of MacKenzie Center Request for Proposal (RFP)

**Mr. Hilgenberg** requested that the department respond to his concern regarding Section 7.0 (Right to Cancel) on page 19 of the RFP: whether this section would preclude good candidates from submitting proposal due to financial considerations because of the scope of this.

**INFORMATIONAL ITEM – NO ACTION WAS TAKEN**

- 6. Special Committees' Reports  
None

- 7. Department Secretary's Matters
- 7.A. Retirement Resolutions
- 7.A.1 Margaret Kalsow
- 7.A.2 Patrick McKee

**Dr. Clausen MOVED approval, seconded by Mr. Hilgenberg of the retirement resolutions. The motion carried unanimously.**

- 7.B. Donations
- 7.B.1 The Northern Kettle Moraine Horse Trail Association will donate \$50,000 in materials and labor to be used to install 21 electrical pedestals at the New Prospect Horse Riders Campground in the Kettle Moraine State Forest – Northern Unit

**Mr. Hilgenberg MOVED approval and to acknowledge the donation, seconded by Dr. Clausen. The motion carried unanimously.**

- 8. Board Members' Matters  
**Mr. Hilgenberg** expressed concerns with stand-alone land projects such as Item 3B6 - Land Acquisition - Scattered Forest Lands - Taylor County. He requested an information item in 6 months on the DNR's land holdings to include 1) flexibility to dispose of properties that are not being utilized for purposes originally acquired or the use is no longer needed by the citizens of WI, and 2) how we manage it.

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**Mr. Cole** asked that he receive an issue statement from Mr. Hilgenberg and Mr. Bruins that frames the issue.

**Mr. Kazmierski** requested that the department utilize Social media such as the Chat Room (real time chat) during stakeholder meetings, such as with the Deer Trustee Report Action Teams and DNR Wolf Advisory Committee. He encouraged the department to think outside the box.

**Dr. Clausen** questioned why the WI Conservation Congress (WCC) could not utilize social media/DNR website as a tool for citizens to participate/vote during the April Spring Hearings. DNR could require the use of a DNR Customer #. He had suggested this two years ago. If WCC cannot be forced to do so, he questioned why the public could not participate on NRB/DNR questions on the DNR website or with social media. This is a natural progression to what the department is doing.

**Mr. Cole** gave a brief summary of the Lean Six Sigma Administrative Rules Team recommendations that will be reviewed at the April Board meeting..

**Chair Cole** reconvened the meeting at 1:00 p.m. He reported that during the Executive Session no action was taken.

4. Citizen Participation – 1:00 p.m.
- 4.A. Citizen Participation

**Mr. Kazmierski MOVED, seconded by Mr. Bruins to adjourn the meeting. The motion carried unanimously.**

\*\*\*The meeting adjourned at 1:15 p.m.\*\*\*

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Natural Resources Board Liaison: Laurie Ross at 608-267-7420 or [laurie.ross@wisconsin.gov](mailto:laurie.ross@wisconsin.gov)

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