

**TOWN OF LA POINTE**  
**REGULAR TOWN BOARD MEETING**  
**TUESDAY, APRIL 26, 2016**  
**5:30PM AT TOWN HALL**

Approved Minutes as Corrected.  
Corrections crossed out, *underlined italics*

**Called to order** at 5:30pm

**Town Board Members Present:** Jim Patterson, Mike Anderson, Sue Brenna, John Carlson, Mike Starck

**Staff present:** Town Administrator Lisa Potswald, Foreman Kristian Larsen, MRF Supervisor Ted Pallas, Fire Chief Rick Reichkitzer, Clerk Micaela Montagne

**Public Present:** Elizabeth Ellis, Arnie Nelson, LeeAnn Schaub, Ben Schram, Jim Peters, William Hagen, Carey Baxter, Meg Brown, Chris Wolfe, Kevin Wiggins, Gary Krubsack, Charlie Meech, Steve McHugh, Gary Russell, Charlie Brummer, Joe Noha, Brian Nelson, Paul Brummer, Aimee Baxter

**I. Public Comment A\*:** Two letters were submitted in support of the Town taking over Big Arn's Road and Brian's Road. Meg Brown read her letter into the record, C. Baxter chose to not read his, but asked to discuss it during the agenda item.

Paul Brummer read a letter that stated an Island Art School was unable to find hard boiled eggs for purchase, but he was able to find two hard boiled eggs prepackaged at the Washburn IGA for \$1.29. He submitted the package of eggs and the receipt.

Lisa Potswald read a letter into the record that thanked Margie Denton, Joan Martin, and Ted Pallas for their service on the Town Plan Commission.

Chris Wolfe spoke regarding Big Arn's Road with hopes that something could be done immediately.

Gary Russell spoke regarding agenda item 4.A.1: MISA CUP. He urged the Town Board to not restrict MISA from serving dinner as well as breakfast and lunch as there were no complaints from any of the local restaurants at the public hearing.

Steve McHugh also spoke in support of MISA being able to serve three meals, and that the Town should not dictate where the students can eat.

Elizabeth Ellis spoke regarding the cell tower on the North end of the Island. She pointed out that there is a phone at the Town Park and that it may be a good idea to put up a sign out on the road to inform the public that there is a phone located there.

Charlie Brummer recognized the passing of Warren Anderson who served as a Town Board member as well as on the Town's road crew.

**II. Town Administrator's Report:** Prepared and presented by Administrator L. Potswald. She mentioned that there has been no payment received from the Big Bay Town Park reservation system, and that there was a typo in her report regarding the Nelson Public Hearing. It is Wednesday April 27 at 4:30pm. Report dated April 22, 2016 placed on file by Unanimous Consent.

### **III. Public Works**

#### **A. Roads**

1. Dust Abatement: To be posted and published. Work for calcium chloride on the gravel roads not to exceed \$24,900, which is similar to years past. Motion to post the notice for dust abatement not to exceed the cost of \$24,900, M. Starck/ J. Carlson, 5 Ayes, Motion Carried.

#### **B. Parks**

1. Hiring Parks Supervisor: Foreman Larsen and L. Potswald present Ben Schram as a great candidate. L. Potswald thanks the Town Board for adding this position to the budget. Motion to hire Ben Schram as the Parks Supervisor with a wage of \$19.50 with the possibility of a \$0.50 increase if he obtains his CDL with a start date of 5/2/2016, M. Starck/ S. Brenna, 5 Ayes, Motion Carried.

2. Updates on Big Bay Town Park Reservation System Payments: A letter was sent of April 14<sup>th</sup> by the Town's Attorney requesting payment. Nothing has been received yet.

3. Recreation Center Director and Assistant Director job descriptions and postings: Motion to approve the job descriptions and postings for the Rec Center Director and Assistant Director, M. Starck/ M. Anderson, 5 Ayes, Motion Carried.

#### **C. Airport**

1. Airport Manager's Report & Checklist: Report dated April 25, 2016 placed on file by Unanimous Consent.

#### **D. Materials Recovery Facility (MRF)**

1. MRF Attendant Wage: Discussion on the Town Board waiting for T. Pallas' wage study documents prior to making a decision, so there is supporting documentation, that the reason the agenda item has been ongoing is not about the wage, but about the paperwork. Motion to pay C. Baxter, the current MRF Attendant, \$18.00/ hour retroactive to January 1, 2016, J. Carlson/ S. Brenna, 5 Ayes, Motion Carried.

### **IV. Committees**

#### **A. Planning and Zoning**

1. Recommendation from the Town Plan Commission regarding Craftivity/ Madeline Island School of the Arts Change of Use permit: Supervisor M. Starck stated that he has no personal interest or potential gain from MISA. He will not be recusing himself. And stated that he was given some economic data that he thought the other TPC members had, but they did not. He also stated that he had met with A. Nelson and J. Price about MISA and building inspections. Chair J. Patterson stated that he ~~met~~ had a conversation with A. Nelson regarding the matter.

Discussion on MISA having a simple food license to reheat food, the TPC recommended language change for the CUP states that MISA can provide and prepare breakfast and lunch on site to students, teachers, staff and guests. C. Meech of MISA states that they have no intentions of cooking meals, but want to be able to provide all three meals to students, etc.

M. Starck motions to accept the recommendation from the Town Plan Commission regarding Craftivity/ Madeline Island School of the Arts Change of Use permit, but to modify the language by crossing out 'breakfast and lunch' and replacing it with the word 'meals', otherwise accept the language change. Second my M. Anderson. Further discussion on whether to say they can serve dinner or not, with those in favor both ways. Vote on motion: 4 Ayes, 1 abstain (S. Brenna), Motion Carried. Motion to waive the 45 day wait period for providing MISA with their

new CUP as soon as possible, J. Patterson/ M. Starck, ~~5 Ayes~~, 4 Ayes, 1 abstain (S. Brenna)  
Motion Carried.

2. Zoning Administrator Position updates: L. Potswald states that she and C. Brummer interviewed a potential candidate, and will do background checks and keep the Board updated.

3. Appointment to the Town Plan Commission for terms ending April 30, 2019: No one signed up, sign-up sheets to remain up.

4. Updates on Ashland County Agreement for Zoning: L. Potswald met with Jeff Beirl, Ashland County Administrator, last week and is putting together a draft of a new agreement.

#### **B. Community Awards Committee**

1. Recommendation to the Town Board to change Committee by-laws: Chair of the Committee E. Ellis informed the board that the changes are mainly to simplify, including changing 'citizen' to 'community member', stating that the membership of the committee can be 'up to 5 members', and the language of the roll of honor was changed. Motion to adopt the amended by laws as submitted on 4/21/16 by the Community Awards Committee, M. Starck/ M. Anderson, 5 Ayes, Motion Carried.

#### **C. Harbors**

1. C.A. Nelson & Son, LLC Dock Lease 2016-2020: Dock lease changed from a one year lease to a five year lease. Motion to approve and authorize the Chair and Clerk to sign the dock lease for C. A. Nelson & Son, LLC for 2016-2020, M. Starck/ J. Carlson, 5 Ayes, Motion Carried.

#### **V. Town Hall Administration**

A. Administrative Assistant's Report: Motion to place the Administrative Assistant report dated 4/24/16 on file, J. Patterson/ J. Carlson, 5 Ayes, Motion Carried.

B. Budget Summary Report: Motion to approve and place the 2016 Budget Summary & Comparison to 2015 report for March on file, M. Anderson/ J. Carlson, 5 Ayes, Motion Carried.

C. Grant Updates: Nothing at this time.

D. Topics/ Motions from the Annual Meeting

1. Purchasing Parcels 014-00435-0100 and 014-00435-0200 on Main Street: Motion to authorize applying for the purchase of parcels 014-00435-0100 and 014-00435-0200 from Ashland County for \$12,752 (including \$60 for the deed), M. Starck/ M. Anderson, 5 Ayes, Motion Carried. The county will need to approve the purchase.

2. Big Arn's Road and Brian's Road: Lengthy discussion on how more research needs to be done, maybe the Town Board should have a workshop to discuss, the Town is under the impression that they cannot do any work (besides snow removal) on a private road, but M. Brown heard differently. Many people are in favor of doing the road and making it a Town road, but Foreman K. Larsen wants to make sure it is done right. Motion to have a draft resolution for Big Arn's Road and Brian's Road to become a town road for the next meeting, S. Brenna/ J. Carlson, 5 Ayes, Motion Carried.

3. Reducing the Town Plan Commission from seven to five members: L. Potswald recommends that this item be tabled so the Town Plan Commission can discuss it first and make a recommendation to the Town Board.

4. Cell Tower Consultant: Discussion on whether to put out a request for proposals, as was stated at the Annual Town Meeting. J. Patterson motioned to publish a RFP for

a Cell Tower Consultant. No second, motion withdrawn. Further discussion if room accommodation tax money could be spent on this, as it benefits renters of places on the north end. J. Carlson motioned to table the agenda item, but withdraws his motion. Discussion on how it might be a good idea to hear what the consultant who has already submitted a proposal has to say. Motion to invite the consultant S. Begley to the May 10<sup>th</sup> Town Board meeting, M. Starck/ M. Anderson, 4 Ayes, 1 nay (J. Carlson), Motion Carried.

E. Stewardship Local Assistance Grant for Joni's Beach: Resolution #2016-0426: the grant is through the Department of Natural Resources. L. Potswald does not think there is a high probability of getting the grant, but can always apply again in 2017 and it will already be on the DNR's radar. She still believes it is worth trying for and submitting as it will help with improvements at Joni's Beach. Motion to sign Resolution 2016-0426 for the Stewardship Local Assistance Grant for Joni's Beach, M. Starck/ M. Anderson, 5 Ayes, Motion Carried.

F. YWS Technology, LLC Agreement for computer services: L Potswald requests that this item be tabled as she is discussing the matter with the insurance company to see if there are any coverages for computer stuff. Motion to table until the next meeting, M. Anderson/ J. Carlson, 5 Ayes, Motion Carried.

**VI. Vouchers:** Motion to approve vouchers in the amount of \$12,109.91, M. Starck/ M. Anderson, 5 Ayes, Motion Carried.

## **VII. Minutes**

A. Regular Town Board Meeting April 12, 2016: Motion to approve minutes for April 12, 2016 as submitted, M. Starck/ M. Anderson, 4 Ayes, 1 abstain (S. Brenna), Motion Carried.

## **VIII. Emergency Services**

A. Ambulance Director's Report: Report dated April 22, 2016 placed on file by Unanimous Consent.

### **B. Fire Department**

1. Fire Chief: the Fire Department voted and re-elected Rick Reichkitzer for another 4 year term as Fire Chief. The Town Board needs to consider per the Fire Department's ordinance. Motion to accept the Fire Department's endorsement for Rick Reichkitzer as Fire Chief for a four year term, M. Anderson/ M. Starck, 5 Ayes, Motion Carried.

2. Fire Department Engineer Job Description: Motion to approve the job description for the Fire Department Engineer as submitted, M. Starck/ J. Carlson, 5 Ayes, Motion Carried.

3. Fire Department Engineer Appointment: The Fire Chief recommends the appointment of Joe Noha as the Engineer. Motion to appoint Joe Noha as the Fire Department Engineer with a start date of March 1, 2016 and a pay rate of \$340.00 monthly, S. Brenna/ M. Starck, 5 Ayes, Motion Carried.

4. Fire Department Engineer wage beginning March 1, 2016: R. Reichkitzer states that the department did an experiment on the amount of work needed to be done, and a fair wage. \$200 was budgeted for this year, but no funds were used in January or February. Wage included in motion in previous agenda item: \$340.00 per month.

## **IX. Library**

A. Library Board Minutes, March 10, 2016: Motion to place the Library Board minutes on file, J. Carlson/ M. Anderson, 5 Ayes, Motion Carried.

**X. Public Comment B\*\*:** Charlie Brummer states that he is disappointed is with the Board's decision on MISA, and on waiving the 45 days.

Paul Brummer requests a document regarding M. Starck and MISA.

Paul Brummer also states that the Town Board must be high if they agree to do Big Arn's Road the same as they did Miller Farm Road. He doesn't mind the Town taking over the road, if the property owners on the road pay 100% of the cost.

## **XI. Lawsuits & Legal Issues**

(A.) Nelson, et al. v. Defoe, et al. Case No. 15-cv-274-wmc: Nothing at this time.

**XII. New Agenda Items for Future Meetings:** Town Plan Commission members, Big Arn's Road resolution, Town Board workshop, cell tower consultant, wage resolution, YWS computer contract, uses of room accommodation tax.

**XIII. Adjourn:** Motion to adjourn, J. Carlson/ M. Anderson, 5 Ayes, Motion Carried. Adjourned at 6:50pm.

Submitted by Micaela Montagne, Town Clerk.

Approved as corrected, May 10, 2016. M. Montagne, Town Clerk