

TOWN OF LA POINTE
REGULAR TOWN BOARD MEETING
TUESDAY, MAY 12, 2015
5:30PM AT TOWN HALL
Approved Minutes

Called to order at 5:30pm

Present: Greg Nelson, John Carlson, Michael Childers, Jim Patterson, Mike Starck

Staff present: Lisa Potswald, Kristian Larsen, Adam Hage, Rick Reichkitzer

Public Present: Katie Posewitz of Fauerbach, Martell & Posewitz, Max Paap, Jim Peters, Dave Thomas, Dickie Hoffman, Paul Brummer

I. Public Comment A*: Max Paap of the Madeline Island Chamber of Commerce discussed new welcome signs/ banners that will be around town on the utility poles. They will be simple and uniform. There will also be open signs for businesses.

Motion to move to agenda item V. Town Administration C. Meeting with Attorney Katie Posewitz, M. Childers/ M. Starck, 5 Ayes, Motion Carried.

V. Town Administration

C. Meeting with Attorney Katie Posewitz: Attorney Katie Posewitz present to discuss the continuation of representing the Town upon M. Fauerbach's retirement. K. Posewitz is a partner of Fauerbach and has been taking over much of the Town's Attorney work to transition from Fauerbach. K. Posewitz went over her history and experience as well as the projects she has done for the Town thus far, including fully taking lead on any new inquiries from the Town in the last four months. If the Town decided to continue with the firm, Katie would be the lead Attorney. Her rate would be the same as Fauerbach's which is \$125/ hour, they would have to discuss if the Board wanted to pay less. Fauerbach's actual retirement date is still undetermined.

Motion to return to the agenda, item II, M. Childers/ J. Patterson, 5 Ayes, Motion Carried.

II. Town Administrator's Report: None submitted

III. Public Works

A. Roads

1. Foreman's Report: Presented by Foreman Kristian Larsen and placed on file by Unanimous Consent. Discussion included a design change in the donation pay tube at Big Bay Town Park. The original design was going to have two keys, and the new design will have just one. K. Powe, hired as the Parks Attendant, has hurt his foot and may not be able to work. K. Larsen would like to post for hiring the Parks Assistant/ Laborer position that he originally was not going to fill this year, but would cover the need while K. Powe is unable to work. Town Board fine with this.

2. Agreement for Services: Handy Andy Express: Motion to approve the agreement with Handy Andy Express for the dust abatement with services to be completed by July 15, 2015 and authorize Chairman Greg Nelson to sign, M. Starck/ J. Patterson, 5 Ayes, Motion Carried.

B. Parks

1. Hiring Rec Center Director and Assistant: Motion to hire Patti Anderson as the Rec Center Director at \$14.50/ hour and Reva Pallas as the Assistant at \$10.00/ hour with a start date of June 15, 2015 and an end date of September 28, 2015 as per the memo dated May 1, 2015 from Kristian Larsen, M. Starck/ J. Patterson, 5 Ayes, Motion Carried.

2. Kayak Racks request at North Shore Trail Park: The Town Plan Commission met and discussed the topic and voted not in favor of putting kayak racks at this location at this time. Discussion included the requirements from the DNR, the park and rec plan, the number of racks that would need to be built to only have 25% of them to be commercial, and the thoughts on the neighbors. Motion to agree with the Town Plan Commission's decision and not put the kayak racks at the North Shore Trail Park at this time, M. Childers/ John Carlson, 5 Ayes, Motion Carried.

C. Materials Recovery Facility (MRF)

1. MRF Supervisor's Report: Report dated May 7, 2015 placed on file by Unanimous Consent.

2. MRF being open on Saturday July 4, 2015: MRF Supervisor Ted Pallas requested this item to be on the agenda as Saturday's in July can be very busy. Discussion on if the holiday pay is in the budget. Since shutting down on the Saturday would create more work on the Sunday, the Board is fine with remaining open. Motion to authorize the Materials Recovery Facility to be open on Saturday the fourth of July, 2015, M. Starck/ J. Patterson, 5 Ayes, Motion Carried.

IV. Committees

A. Planning and Zoning

1. Planning and Zoning Administrator's Report: the number of permits are up from last year for January- April. Report for April 1- April 30, 2015 placed on file by Unanimous Consent.

2. First Read: Amendment to Ordinance 2014-01: Ordinance to Regulate Rental Properties, addresses inspections and impassible driveways: presented by Planning and Zoning Administrator Lisa Potswald. Discussion on pg 14 of Ordinance that allows the Zoning Administrator or other Town representative to use discretion to grant or deny a permit based on driveway access for emergency vehicles. This concerned Supervisor Childers. L. Potswald recommends putting together a procedure to go along with / implement that would include consulting the Emergency crew. A public hearing is not necessary because it is a Town ordinance and not a Zoning ordinance.

B. Winter Transportation Committee

1. Town Board Member serving on Committee: Ham Ross was the Town Board representative on the Winter Transportation Committee, and is no longer a Town Board Member. Supervisor Jim Patterson wouldn't object to being on the committee. Motion to appoint Jim Patterson to the Winter Transportation Committee, M. Childers/ M. Starck, 5 Ayes, Motion Carried.

C. Harbors

1. C.A. Nelson & Son, LLC Dock Lease 2015-2016: Motion to approve and sign the lease agreement with CA Nelson & Son, Dock a Day for docking at the Town Dock, M. Starck/ J. Patterson, 4 Ayes, 1 abstain (G. Nelson), Motion Carried.

V. Town Hall Administration

A. Budget Report: Motion to approve the Budget Summary Report dated 5/5/2015, M. Childers/ M. Starck. Supervisor Childers mentions that there will need to be amendments that he will be discussing with Administrative Assistant B. Nelson. 5 Ayes, Motion Carried.

B. Grant Updates: Lisa Potswald informed the Board that the Town was awarded a grant to Fire Department for night vision equipment, but they cannot tell us the amount until the grant money for the SCBA equipment has been spent. Grant report dated May 7, 2015 placed on file by Unanimous Consent.

D. First Meeting of Board of Review: Set Date: the meeting must be posted for 15 days. No action will be made at the first meeting of Board of review, the second meeting will be held later in the summer. First meeting set for June 1, 2015 at 4:30pm.

E. Board of Review Alternates Resolution #2015-0512: Motion to approve and sign Resolution #2015-0512 appointing Marie Noha and Glenn Carlson as Board of Review alternates, J. Patterson/ M. Starck, 5 Ayes, Motion Carried.

F. Meeting with Horton Group, Property, Auto and Liability Insurance Renewal 6/10/2015: meeting postponed, will happen at the next regular meeting on May 26, 2015.

G. Ashland County Agreements and Reimbursements

1. Zoning: Supervisor Stark agreed to work on this with nothing to report yet. Lisa Potswald has put together a document that describes the value of Ashland County zoning services. Discussion on putting together some suggestions and proposal to present to the county along with the law enforcement stuff and reimbursements and have Supervisor Starck meet with County Administrator Beirl at some point. Updates at the next meeting.

2. Law Enforcement: Police Chief Defoe will discuss with Ashland County Sheriff to go over budgets and Supervisor Starck to continue to work on it.

H. Ashland County Reimbursements in Lieu of Property Tax Exemption: Clerk M. Montagne sent a letter to the clinic asking for accounting information that may be reimbursable by the county, waiting for a response.

I. Personnel Meetings/ Reviews: nothing at this time. Item will be on next agenda.

J. Town Administrator Status: Supervisor J. Patterson gives update that as of today, Tuesday May 12, 2015, Town Administrator Pete Clark has been suspended with pay with a meeting set up on the 21st to discuss issues and go from there.

VI. Vouchers: Motion to approve vouchers in the amount of \$27,166.16, J. Patterson/ M. Starck, 5 Ayes, Motion Carried.

VII. Alternative Claims: Motion to approve alternative claims in the amount of \$156,254.72 and \$1,596.73 for the library, M. Starck/ M. Childers, 5 Ayes, Motion Carried.

VIII. Treasurer's Report: Motion to approve the Treasurer's Cash Summary report as of April 30, 2015 showing a total of \$1,081,126.87 and a total available checking of \$561,325.44, J. Patterson/ J. Carlson, 5 Ayes, Motion Carried.

IX. Minutes

A. Regular Town Board Meeting April 14, 2015: Clerk M. Montagne corrected Patty Anderson to Patti Anderson. Motion to approve as corrected, M. Childers/ J. Patterson, 3 Ayes, 2 Abstain (M. Starck and J. Carlson were not board members at this meeting), Motion Carried.

B. Regular Town Board Meeting April 28, 2015: Motion to approve minutes as submitted, J. Patterson/ M. Childers, 5 Ayes, Motion Carried.

C. Special Town Board Meeting April 30, 2015: Motion to approve with one correction, the spelling of Starck's name, M. Childers/ J. Carlson, 4 Ayes, 1 Abstain (G. Nelson not present at meeting), Motion Carried.

D. Special Town Board Meeting May 7, 2015: not available, will be on next agenda.

X. Police Department

A. Police Chief's Report: Report dated 5/7/2015 placed on file by Unanimous Consent.

B. Hire of new part time officer: Motion to approve the hire of Christopher Leverton per the letter from Chief Defoe with a pay rate of \$16/ hour and a 90 day probationary period, M. Childers/ M. Starck, 5 Ayes, Motion Carried.

C. Reimbursement by employee for law enforcement equipment: Motion to buy the equipment needed for new officers as per the letter form Chief Defoe dated 5/7/2015. Employees will reimburse the Town. M. Starck/ M. Childers, 5 Ayes, Motion Carried.

XI. Emergency Services

A. Fire Chief's Report: report dated 4/7/15 – 5/12/15 placed on file by Unanimous Consent. Discussion included D. Boone stepping down as lead engineer. Chief Reichkitzer was present and said not many people are interested because it is a lot of work for \$160/ month. *[clerk's note: actual pay is \$180/ month]*

B. Approve Contract with RC Coverings for carpet at the Emergency Services Building with determination of funding and signatory: Motion to approve and have Chairman Greg Nelson sign the contract with RC Coverings, M. Childers/ M. Starck, 5 Ayes, Motion Carried. Original document not available at this time.

C. Breathing Air Compressor: Motion to approve the purchase order for \$26,595 with Jefferson Fire as recommended by the Fire Chief for the purchase of a high pressure breathing air compressor and accessories that is part of the SCBA replacement program, M. Childers/ M. Starck, 5 Ayes, Motion Carried.

D. Regional Ice Rescue Discussions: Discussion with the Board and Fire Chief R. Reichkitzer on how the Fire Department and Ice Rescue need to be more involved in the discussions moving forward. Chief Reichkitzer is concerned about the topic and thinks that there are still many things that need to be defined prior to agreements with regional entities. Ongoing item that will be discussed further at a later date.

XII. Library

A. Library Board Minutes March 12, 2015: Minutes placed on file by Unanimous Consent.

XIII. Public Comment B:** None

XIV. Lawsuits & Legal Issues: Supervisor Starck brings up questions on an Impartial Hearing request from an employee and what the next steps are.

XV. New Agenda Items for Future Meetings: CEDS, ongoing things, meetings with insurance companies, updates on Ashland County agreements, minutes, regional ice rescue, and personnel matters.

XVI. Adjourn: Motion to adjourn, J. Patterson/ J. Carlson, 5 Ayes, Motion Carried. Adjourned at 6:45pm.

Submitted by Micaela Montagne, Town Clerk

Approved as submitted, May 26, 2015, Micaela Montagne, Town Clerk

Regular Town Board Meeting May 12, 2015

Page 4 of 4