

TOWN OF LA POINTE
REGULAR TOWN BOARD MEETING
TUESDAY, JUNE 14, 2016
5:30PM AT TOWN HALL
Approved Minutes

Called to order at 5:30pm

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

Staff present: Lisa Potswald, Ric Gilman, Elected Clerk Micaela Montagne

Public Present: Carey Baxter, Paul Brummer, Charles Brummer, Alyssa Larsen, Grace Hogan, Jim Peters

I. Public Comment A*: Paul Brummer questioned if the Town had any intension of fixing the cross culverts on Middle Road, or at the very least, putting up bump signs. Ric Gillman stated that not only was he at the meeting as the Zoning Administrator, but also there representing the La Pointe Center.

II. Town Administrator's Report: Report dated 6/10/16 prepared and presented by Administrator Lisa Potswald placed on file by Unanimous Consent.

III. Public Works

A. Roads

1. Foreman's Report: Administrator Potswald reported that Foreman Kristian Larsen was working with Emmer Shields of Ashland County on signs and culvert replacement. Report for May 2016 placed on file by Unanimous Consent.

2. Big Arn's Road and Brian's Road: Foreman K. Larsen met with Shawn Haselen of the DNR. The DNR wants a wetland delineation and an engineered plan of the road. K. Larsen and the DNR also walked what could become the punch through to Miller Farm Road, and found that there are substantial wetlands that would need to be dealt with if the road were to go through. The next step is for L. Potswald to get a quote on what it would cost to have a wetland delineation done, since there is no money budgeted for any such project this year. It would be very expensive to do all the necessary steps and work to do the punch through.

3. Signs for pedestrians on highways: Discussion on interest from the public to have signs on the highways so they know to walk on the left side of the road, against the traffic, which is safer and a State law. The Board thought too many signs may mean that people wouldn't read them. It is also up to the Police Department to enforce the issue. Supervisor Sue Brenna thought it would be good to approach the Madeline Island Chamber of Commerce and have something included in the visitor guide next year to assist in getting the word out.

B. Parks

1. Leisure Interactive Updates: L. Potswald and Treasurer C. Neubauer continue to work on the issue of collecting payment from Leisure Interactive. C. Neubauer is contacting the Better Business Bureau in California prior to looking into hiring a California Attorney.

2. Inline Skate Event June 18, 2016: Informational, everything is all set for the event.

3. La Pointe Center Music Affiliate request for use of Joni's Beach: Ric Gillman spoke on the La Pointe Center Music Affiliate behalf, providing information and requesting permission to use Joni's Beach for a summer concert series using the Stage Mobile. Concerts would be family oriented, ending prior to 9:00pm, and free to the public. The Stage Mobile has full liability coverage. The Town Board would like the La Pointe Center to clarify with the neighbors of Joni's Beach to make sure they are okay with the concerts, and have Rental Request forms filled out for all of the dates. Will be on the next agenda to finalize.

C. Materials Recovery Facility (MRF)

1. MRF Supervisor's Report: Administrative Assistant B. Nelson is working on what the full budget looks like with the changes in waste hauling. Report dated June 10, 2016 placed on file by Unanimous Consent.

2. Waste Hauling: discussed under the next agenda item.

3. Contract with Waste Management: A 36 month waste hauling contract has been drafted for approval so Waste Management can provide hauling services to the Town while the newly purchased truck is being worked on. Discussion on why the contract is for 36 months when the Town will only need their services for a few weeks, and the possibility of changing the contract length to just two months. Motion to authorize Chair Jim Patterson to sign the contract with Waste Management for two months, M. Starck/ M. Anderson, 5 Ayes, Motion Carried. L. Potswald to contact Waste Management to discuss the two month change, and termination notice requirements.

4. Hiring Temporary MRF Attendant: Motion to authorize MRF Supervisor Ted Pallas to hire Greg Thury with hours not to exceed 100 hours, with a pay rate of \$12.50/ hour and a start date of June 15, 2016, M. Starck/ M. Anderson, 5 Ayes, Motion Carried. Discussion on how one of the reasons the hire is needed is due to the upkeep of the exchange. It was also noted that many people leave electronics and other items at the exchange that really are garbage instead of paying the dump fees, and it ends up costing the town money. L. Potswald would like to discuss the exchange at a workshop and again during budget season. J. Carlson motioned to lock the exchange door, but withdrew his motion and will discuss as a workshop.

D. Airport

1. Wisconsin Department of Transportation Airport Property Map Review: The Department of Transportation has provided the Town with an updated property map of the airport and surrounding properties for review, approval, and signature. The map, titled Exhibit A Property Map, includes an old list of property owners because they were the owners when the easements were put in place. Otherwise no change was found on the map. Motion to have Jim Patterson sign the Exhibit A Property Map as Town Chair, M. Anderson/ M. Starck, 5 Ayes, Motion Carried.

IV. Committees

A. Planning and Zoning

1. Planning and Zoning Administrator's Report: May report prepared and presented by Ric Gillman. Motion to place report for May 1 to May 31, 2016 on file, M. Starck/ M. Anderson, 5 Ayes, Motion Carried.

2. Correction to Greg Nelson Conditional Use Permit for 631 Middle Road: The approved Conditional Use Permit included language for a commercial greenhouse, but such language was not approved by the Town Plan Commission as greenhouses are being dealt with as a separate process and are currently a permitted use. L. Potswald is requesting that the Town

Board rescind their motion from the last meeting approving the Conditional Use Permit, and make a new one that does not include the greenhouse. Motion to take the greenhouse out of the previous motion for Greg Nelson's Conditional Use Permit, M. Anderson/ J. Carlson, 5 Ayes, Motion Carried.

3. Town Plan Commission Recommendation for Permit Refund - R. Hartig property located at 1179 Middle Road (Parcel #140-00181-1000): Motion by M. Starck to refund the permit payment for R. Hartig property located at 1179 Middle Road, Parcel #140-00181-1000. J. Carlson seconds. Discussion on refund due to denial of application, which the applicant knew of ahead of time, and is taking the decision to the Board of Appeals. The Town Plan Commission is aware of the situation and okay with it. Vote on the motion to refund payment, 5 Ayes, Motion Carried.

B. Alternative Energy Committee

1. Butterfly Garden for Solar Project Location: Cindy Dalzell was present to discuss that she and Michael Childers are part of a committee that is working with the Alternative Energy Committee on planning and creating a butterfly garden to go in under and around the new solar panels instead of just grass. The Town would need to be involved for maintenance, which will be minimal. The current plan is to put soil and buckwheat down for this year, then next year begin putting in the butterfly garden that will have native species, both for sun and shade, there will be pathways and the issue of snow removal in the winter months will be addressed so the area can still be used for snow without damaging the plants. The Alternative Energy Committee is supportive.

2. Celebration Event for Solar Project: a dedication ceremony will take place at 2:00pm on Friday July 1, 2016. There will be a short presentation with information, and thank yous. There will be representatives from the State grant, North Wind, the Town, as well as politicians and the general public. L. Potswald to do a press release.

V. Town Hall Administration

A. Budget Report: Motion to approve and place the Budget Summary Report dated 6/13/2016 on file, M. Starck/ J. Carlson, 5 Ayes, Motion Carried.

B. Grant Updates: None

C. Set/ Confirm Board of Review Date for Open Book and Board of Review: Motion to schedule Board of Review on Tuesday July 19, 2016 with Open Book from 3-5pm and Board of Review from 6-8pm, M. Starck/ M. Anderson, 5 Ayes, Motion Carried.

D. Special Event Permit: Madeline Island Marathon May 21, 2017: Alyssa Larsen presented the event. Alyssa with her family and partner Brian Mastel, who has worked on the Twin Cities Marathon in the past, are requesting the event, to have a marathon next May 20, 2017 (the date was incorrect on the permit application and on the agenda). They are requesting permission from the Town first and will then approach the County and the Chamber of Commerce. They are specifically requesting May so it works with the weather as well as in conjunction with other marathons in the area. Alyssa is hoping that the marathon, which will be capped at 150 full marathon runners and 300 half-marathon runners, will bring in lots of tourism with groups staying on the island, shopping and eating. Alyssa will work with the Chamber to encourage renters and businesses to open that weekend, which is the weekend before Memorial Day Weekend. Alyssa is looking into getting the course certified so that runners can qualify for the Boston Marathon with this race. The Town Board encourages Alyssa to discuss the event with the roads crew, the police, the ambulance service, as well as with the County and the

Chamber. Motion to approve the Special Event Permit for the Madeline Island Marathon and Half Marathon for May 20, 2017, S. Brenna/ J. Carlson, 5 Ayes, Motion Carried.

E. Business Permit for Non-Motorized Vessels: a draft of the permit and ordinance changes prepared and presented by L. Potswald which also are now to include motorized vessels as well at Big Bay Town Park, Joni's Beach, and the small beach where Middle Road and Main Street meet. The Town's Attorney is looking at the draft and will make a recommendation to the Board for the next meeting. L. Potswald would like the Board to think about if they want a fee associated with the permit, and how much it would be.

F. Septic Waste Removal Proposal for 7/1/16 to 6/30/19: posting and blank contract prepared for septic removal. A change this year is that the contract will be for three years and not one. Motion to approve the posting and proposal for Septic Waste Removal for 7/1/16 to 6/30/19, M. Starck/ M. Anderson, 5 Ayes, Motion Carried.

G. Propane Proposal for 7/1/16 to 6/30/17: Motion to approve the posting and proposal for Propane for 7/1/16 to 6/30/17, M. Starck/ S. Brenna, 5 Ayes, Motion Carried.

H. Gas/ Diesel Proposal 7/1/16 to 6/30/17: Motion to approve the posting and proposals for gas and diesel for 7/1/16 to 6/30/17, M. Starck/ J. Carlson, 5 Ayes, Motion Carried.

I. Budget Amendment #2: Prepared by Administrative Assistant B. Nelson with a new format. Motion to approve Budget Amendment #2016-2 pages 1-4 as submitted, M. Starck/ M. Anderson, 5 Ayes, Motion Carried.

J. Request for vacation extension for Administrative Assistant and Clerical Assistant: Motion to approve the vacation extension for Barb Nelson, Administrative Assistant and Waggie, Clerical Assistant through September 30, 2016, 5 Ayes, Motion Carried.

VI. Vouchers: Motion to approve vouchers in the amount of \$23,207.60, M. Starck/ J. Carlson, 5 Ayes, Motion Carried.

VII. Alternative Claims: Motion to approve Alternative Claims in the amount of \$189,850.67 and \$5,009.11 for the Library, M. Starck/ J. Carlson, 5 Ayes, Motion Carried.

VIII. Treasurer's Report: Motion to approve the Treasurer's Cash Summary Report as of May 31, 2016 showing a total of \$1,347,750.23 with a total available checking account of \$784,554.29, J. Patterson/ M. Starck, 5 Ayes, Motion Carried.

IX. Minutes

A. Regular Town Board Meeting May 10, 2016: Motion to approve minutes as submitted, M. Starck/ S. Brenna, 5 Ayes, Motion Carried. *[Clerk's Note: 5/10/16 Minutes were approved at the 5/24/16 Town Board meeting as corrected, but the correction was not correct.]*

B. Regular Town Board Meeting May 24, 2016: Motion to approve minutes as submitted, M. Starck/ S. Brenna, 5 Ayes, Motion Carried,

C. Special Town Board Meeting May 26, 2016: Motion to approve minutes as submitted, M. Starck/ J. Carlson, 5 Ayes, Motion Carried.

D. Special Town Board Meeting May 31, 2016: Motion to approve minutes as submitted, M. Starck/ J. Carlson, 5 Ayes, Motion Carried.

X. Police Department

A. Police Chief's Report: May Report prepared by Chief Defoe dated 6/10/16 placed on file by Unanimous Consent.

B. Bike Patrol: The Police Department has begun to use a bike patrol, with a designated fund set up for donations for funding the equipment.

XI. Emergency Services

A. Fire Chief's Report: Report prepared by Chief Reichkitzer dated 6/14/16 placed on file by Unanimous Consent.

B. Resignation of Ambulance Assistant Director – Acquisitions: Motion to accept the resignation of Deena Schuppe as the Ambulance Director, Acquisitions, M. Starck/ S. Brenna, 5 Ayes, Motion Carried. The Board thanks Deena for her service in this position. Deena will remain on as an EMT.

C. Ambulance Director Job Description: The Assistant Director, Acquisitions job description was split between the Director and the Assistant Director. Motion to approve the job description for the Ambulance Director, M. Starck/ M. Anderson, 5 Ayes, Motion Carried.

D. Ambulance Assistant Director Job Description: Motion to approve the Ambulance Assistant Director job description, M. Starck/ J. Carlson, 5 Ayes, Motion Carried.

E. Appointment of Ambulance Director: Motion to re-appoint Cindy Dalzell as the Ambulance Director as recommended by the EMTs, M. Anderson/ M. Starck, 5 Ayes, Motion Carried.

F. Appointment of Assistant Ambulance Director: Motion to re-appoint Sarah Schram as the Assistant Ambulance Director, M. Anderson/ S. Brenna, 5 Ayes, Motion Carried.

XII. Public Comment B:** Paul Brummer spoke regarding item III. A. 3; if the Board wants to prevent people from walking on the road then the police will need to give tickets to those not on the sidewalks, it is cheaper than building another sidewalk. Brief discussion on town roads vs. highways, and the State Law to walk on the left side of the highway.

XIII. Lawsuits & Legal Issues

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

XIV. Liquor & Operators' Licenses

A. Combination "Class A" Liquor License and Class "A" Fermented Malt Beverage License

1. Island Market Inc., Marilyn Hartig Agent

2. L & D Trading Post/ Lori's Store, Lori Hinrichsen Agent

Motion to approve "Class A" and Class "A" licenses for the Island Market and L & D Trading Post/ Lori's Store, M. Anderson/ J. Carlson, 5 Ayes, Motion Carried.

B. "Class B" retail Liquor License

1. Beach Club/ Bell Street Restaurant's Inc, Joseph Wiltz, Agent

2. The Pub on Madeline Island Inc., Nicole McNally Agent

Motion to approve "Class B" licenses for the Beach Club/ Bell Street Restaurant's Inc. and The Pub on Madeline Island Inc., M. Anderson/ J. Carlson, 5 Ayes, Motion Carried.

C. Class "B" Retail Sale of Fermented Malt Beverages License

1. Bell St. Gallery Art Bar/ McHugh Ltd, Steve McHugh Agent

2. Beach Club/ Bell Street Restaurant's Inc, Joseph Wiltz, Agent

3. Farmhouse Madeline Island, Lauren Schuppe Agent
4. Island Oasis/ Lake Superior America's Oasis Apostle Islands 4 Seasons of Love, Marlin Nelson Agent
5. Madeline Island Golf Club, Inc, William Nelson Agent
6. Middle Road Literary/ Arts Society Inc./ Leona's aka Tom's Burned Down Café, Kirsten Pedersen Agent
7. The Pub on Madeline Island Inc., Nicole McNally Agent

Motion to approve all Class "B" licenses for Bell St. Gallery Art Bar/ McHugh Ltd, Beach Club/ Bell Street Restaurant's Inc, Farmhouse Madeline Island, Island Oasis/ Lake Superior America's Oasis Apostle Islands 4 Seasons of Love, Madeline Island Golf Club Inc, Middle Road Literary/ Arts Society Inc./ Leona's aka Tom's Burned Down Café, and The Pub on Madeline Island Inc., M. Anderson/ J. Carlson, 5 Ayes, Motion Carried.

D. Reserve "Class B" Liquor License

1. Middle Road Literary/ Arts Society Inc./ Leona's aka Tom's Burned Down Café, Kirsten Pedersen Agent: Motion to approve the Reserve "Class B" license for Middle Road Literary/ Arts Society Inc./ Leona's aka Tom's Burned Down Café, M. Anderson/ S. Brenna, 5 Ayes, Motion Carried.

E. "Class C" Wine License

1. Bell St. Gallery Art Bar/ McHugh Ltd, Steve McHugh Agent
2. Farmhouse Madeline Island, Lauren Schuppe Agent

Motion to approve "Class C" licenses for Bell St. Gallery Art Bar/ McHugh Ltd, and Farmhouse Madeline Island, S. Brenna/ J. Carlson, 5 Ayes, Motion Carried.

F. Cigarette and Tobacco License

1. Beach Club/ Bell Street Restaurant's Inc, Joseph Wiltz, Agent
2. Island Market Inc.
3. L & D Trading Post/ Lori's Store
4. Middle Road Literary/ Arts Society Inc./ Leona's aka Tom's Burned Down Café

: Motion to approve Cigarette and Tobacco licenses for Beach Club/ Bell Street Restaurant's Inc, Island Market Inc, L & D Trading Post/ Lori's Store, and Middle Road Literary/ Arts Society Inc./ Leona's aka Tom's Burned Down Café, S. Brenna/ J. Carlson, 5 Ayes, Motion Carried.

G. Non-intoxicating Beverage License

1. Adventure Vacations
2. Beach Club/ Bell Street Restaurant's Inc
3. Bell St. Gallery Art Bar/ McHugh Ltd
4. Farmhouse Madeline Island
5. Island Market Inc.
6. Island Oasis/ Lake Superior America's Oasis Apostle Islands 4 Seasons of Love
7. L & D Trading Post/ Lori's Store
8. Madeline Island Bakery, LLC
9. Madeline Island Golf Club, Inc

10. Madeline Island Music Camp
11. Madeline Island Yacht Club
12. Middle Road Literary/ Arts Society Inc./ Leona's aka Tom's Burned Down Café
13. Nervous Squirrel Ltd/ Motion to Go
14. The Pub on Madeline Island Inc.
15. Three Labs Up North, LLC/Dockside Gift Shop

Motion to approve Non-intoxicating beverages licenses for Adventure Vacations, Beach Club/ Bell Street Restaurant's Inc, Bell St. Gallery Art Bar/ McHugh Ltd, Farmhouse Madeline Island, Island Market Inc., Island Oasis/ Lake Superior America's Oasis Apostle Islands 4 Seasons of Love, L & D Trading Post/ Lori's Store, Madeline Island Bakery, LLC, Madeline Island Golf Club, Inc, Madeline Island Music Camp, Madeline Island Yacht Club, Middle Road Literary/ Arts Society Inc./ Leona's aka Tom's Burned Down Café, Nervous Squirrel Ltd/ Motion to Go, The Pub on Madeline Island Inc., and Three Labs Up North, LLC/Dockside Gift Shop, J. Carlson/ M. Anderson, 5 Ayes, Motion Carried.

H. Operator's Licenses

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| 1. Elena Bangeeva-Erickson | 2. Kianna Bear |
| 3. Lauren Brandabur | 4. Elizabeth Brown |
| 5. Cecilia Lucas | 6. Carrie Nelson |
| 7. Kayla Norden | 8. Christopher Rowson |
| 9. Nora Taylor | 10. Elena Tritchkova-Lamoreaux |
| 11. Charles Vermilyea | |

Motion to approve the Operator's License for Lauren Brandabur for the period beginning June 15, 2016 and ending June 30, 2017, M. Anderson/ M. Starck, 5 Ayes, Motion Carried. Motion to approve Operator's licenses for Elena Bangeeva-Erickson, Kianna Bear, Elizabeth Brown, Cecilia Lucas, Carrie Nelson, Kayla Norden, Christopher Rowson, Nora Taylor, Elena Tritchkova-Lamoreaux, and Charles Vermilyea, M. Anderson/ S. Brenna, 5 Ayes, Motion Carried.

I. Temporary Class "B"/ "Class B" Retailer's License

1. Madeline Island Chamber of Commerce, June 16, 2016 – June 17, 2016
2. Madeline Island Music Camp, July 2, 2016
3. Madeline Island Music Camp, July 16, 2016

Motion to approve Temporary Class "B"/ "Class B" Retailer's Licenses for the Madeline Island Chamber of Commerce on June 16, 2016 – June 17, 2016, Madeline Island Music Camp on July 2, 2016, and Madeline Island Music Camp on July 16, 2016, S. Brenna/ M. Starck, 5 Ayes, Motion Carried.

XV. New Agenda Items for Future Meetings: La Pointe Center music affiliate, six year airport plan, business permit, setting a date and agenda items for a workshop.

XVI. Adjourn: Motion to adjourn, J. Carlson/ S. Brenna, 5 Ayes, Motion Carried. Adjourned at 7:14pm.

Submitted by Micaela Montagne, Town Clerk.

Approved as submitted June 28, 2016. M. Montagne.