

**TOWN OF LA POINTE
REGULAR TOWN BOARD MEETING
TUESDAY, JULY 22, 2014
5:30PM AT TOWN HALL**

Approved Minutes, as submitted 8/12/14

Called to order at 5:30pm

Present: Greg Nelson, Michael Childers, Marty Curry, Jim Patterson, Ham Ross (left at 6:30pm)

Staff present: Pete Clark, Kristian Larsen

Public Present: Michael Starck, Gene Clark of Sea Grant Institute, Charles Meech, Charles Irvine, Bob Bruce

I. Public Comment A*: C. Meech spoke on the Commercial Docking on Town Dock, and that MISA has hired a cruise boat for their students. There has been some contention on the issue, and would like to continue to use the Town Dock to load and unload passengers.

M. Starck spoke on the Attractive Nuisance Ordinance, and that it may be nice if someone were to coordinate another free removal of old vehicles off island.

Motion to move to agenda item V. K. Town Hall Administration; Discussion with Gene Clark of Sea Grant Institute: study proposal J. Patterson/ M. Curry 5 Ayes, Motion Carried.

V. Town Hall Administration

V. K. Discussion with Gene Clark of Sea Grant Institute: study proposal: The proposal had been brought to the Town Board in March 2014, and was not approved due to thoughts that it was biased, and that results of the study may be misinterpreted. Gene Clark discussed his study, and had also met with people earlier in the day about the study to clarify and discuss that the study was more to compare crib docks to alternatives, and possibly prove that crib docks are the way to go. Discussion was also about how, though the funding for the study is no longer available, Sea Grant will still make small steps in their study now that more is understood about it, and continue to search for funding.

Motion to return to agenda, item II. Town Administrator's Report, J. Patterson/ M. Curry, 5 Ayes, Motion Carried.

II. Town Administrator's Report: Presented by Administrator Pete Clark and placed on file by Unanimous Consent. Discussion included downtown properties owned by Mattingly will not become Town property, he decided to put them up for sale, The exchange is to re-open next week, and harbor dredging project is moving forward.

III. Public Works

A. Roads

1. Culvert/Ditch cleaning on North Shore Road: information item, lots of work being done to make ditches and culverts better, especially before next winter season.

2. Tree removal on North Shore Road: information item, many trees need to be removed that may be a risk. Foreman Larson mentioned that he does not want to lose the canopy, just taking care of dead or problem trees.

3. Lights at crosswalk, Big Bay Town Park: Foreman Larsen and Mechanic Hage created crosswalk lights by using lights that go on barricades. They are solar powered and were made at no cost.

B. Parks: Nothing at this time.

C. Airport

1. Airport Manager's Report & Checklist: report dated July 22, 2014 placed on file by unanimous consent. Report included tentative schedule for AWOS project.

D. MRF

1. MRF Supervisor's Report: Report dated July 21, 2014 placed on file by unanimous consent.

2. Exchange: The Island exchange has been temporarily closed for reorganization and relocation. The MRF Supervisor and employees are hoping that by moving to a new, closer location, they will be able to keep a better eye on what is being dropped off because there has been numerous cases of 'garbage' being placed in the exchange. It will hopefully reopen by the first week in August. Other discussion included that there was 'word' that the Town Board had voted to close the exchange, which in fact, they did not.

IV. Committees

A. Zoning

1. Attractive Nuisance Ordinance: drafted to address the health and safety of children. Postponed, as there are still changes that need to be made, so it is clear and nothing is left to interpretation. Supervisor Curry addressed concerns about the Town Board assessing someone's property. Also discussion on whether the Town Plan Commission had reviewed it. Motion to remand the most recent draft of the Attractive Nuisance Ordinance to the TPC for further review, M. Curry/ M. Childers, 5 Ayes Motion Carried.

B. Harbor

1. Recommended Negotiations on Lakeshore Property from Harbor Committee: Regarding the Transient Pier design and engineering. The Harbor Committee passed a motion to recommend to the Board that the Administrator be authorized and encouraged to negotiate the acquisition of adjacent shoreline. The Board would like more information from the Committee, and requested that a representative be present at the next Town Board Meeting to discuss what is needed.

2. Resignation of Michael Childers as committee member: When Supervisor Childers was elected on to Town Board, he respectfully resigned from the Harbor Committee, it is now going before the Board. Motion to accept the resignation of Michael Childers from the Harbor Committee, with regret, M. Curry/ H. Ross, 4 Ayes 1 Abstain (M. Childers), Motion Carried.

3. Appointment of committee member, term ending March 10, 2016: Glenn Carlson expressed interest in being on the committee, Motion to appoint Glenn Carlson to the Harbor Committee for the term ending March 10, 2016, M. Curry/ J. Patterson, 5 Ayes, Motion Carried.

V. Town Hall Administration

A. Administrative Assistant's Report: Discussion on hangar leases not paid. Motion to place report dated July 2014 on file, M. Curry/ J. Patterson, 5 Ayes Motion Carried.

B. Grant Updates: nothing big to report at this time.

C. Attachment 'D' to 2014 Wage Resolution- Resolution #2013-1226B: Regarding wage increases for the Police Chief; going from \$21.50/ hour to \$22.50/ hour, and for the Road Crew

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Mechanic; going from \$19.00/ hour to \$20.00/ hour. Motion to approve Wage Resolution Attachment 'D', to Resolution #2014-1226B, M. Curry/ H. Ross, 5 Ayes, Motion Carried.

D. Rec Center incidental budget: There is a \$500.00 Recreation Center 'other' budget line item already in existence.

E. Rescind Resolution #2014-0610A: Propane Proposals: When originally posting for Propane proposals, it was created in this resolution. The resolution, however, included a price range (\$5,000- 25,000) that was not appropriate. The posting was re posted without the dollar amount listed, and the resolution needs to be rescinded. Motion to rescind Resolution #2014-0610A: Propane Proposals as a flawed document, J. Patterson/ H. Ross, 5 Ayes, Motion Carried.

F. Propane Proposals: Evaluation/ acceptance: One proposal was received; from Gene Nelson of La Pointe Gas, Inc. with a proposal of \$2.45/ gallon of propane. Motion to accept the proposal for propane from Gene Nelson contingent upon providing the Agreement, and all necessary documents, H. Ross/ J. Patterson, 4 Ayes 1 Abstain (Greg Nelson), Motion Carried.

G. Request for use of benches, tables, and grill by Nelson Construction: for their annual Christmas Party the first weekend in August. Motion to approve the use of the benches, tables, and grill based on their good track record, J. Patterson/ M. Curry, 5 Ayes, Motion Carried.

H. Emergency Management Plan: Rescind old plan (7/24/02), accept revisions/new plan: Motion to table the item to have more time to review it, J. Patterson/ M. Childers, 5 Ayes, Motion Carried.

I. Periodic Commercial Docking at Town Dock: discussion and approval of fees and Policy: This agenda item came about after the docking of an Apostle Island 'cruiser' to load and unload passengers on the North side of the Town dock. Discussion on how there is nowhere else for such vessels to dock, how it can't interfere with the Ferry, whether there is need of fees, or lease, and the need for a hold harmless/ insurance policy with the Town listed. It was also mentioned that it would be a good idea for the Harbor Committee to look over the issue and come up with systematic policy so accommodations can be reached. It was also noted, however, that the members of the Harbor Committee who have a business conflict due to the use of the Town Dock, should recuse themselves. Will be on the next agenda.

J. 2015 Budget timeframe: information for the Board members, no objections to the schedule.

Supervisor H. Ross left the meeting around 6:30pm. The remainder of the minutes reflect only four Board members present.

VI. Vouchers: Motion to approve vouchers in the amount of \$70,038.60, M. Curry/ J. Patterson, 4 Ayes, Motion Carried.

VII. Minutes

A. Regular Town Board Meeting July 8, 2014: a change was made to reflect Supervisor Childers abstaining from the discussion with Building Inspector James Price by removing himself from the table due to a conflict of interest. Motion to approve minutes with the suggested changes, M. Curry/ J. Patterson, 4 Ayes, Motion Carried.

B. Special Town Board Meeting July 10, 2014: Motion to approve minutes as submitted, M. Curry/ J. Patterson, 3 Ayes, 1 Abstain (G. Nelson was not present at 7-10-14 meeting), Motion Carried.

VIII. Emergency Services

A. Ambulance Service

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1. Ambulance Director's Report: Report dated July 22, 2014 placed on file by Unanimous Consent and congratulated the Emergency Services on a successful fundraiser.

IX. Library

A. Library Board Minutes June 12, 2014: placed on file by Unanimous Consent.

B. Appointments to Library Board for terms ending July 1, 2017: Two people signed up via the signup sheets, Louise McCray and Glenn Carlson. Motion to appoint Louise McCray and Glenn Carlson to the Library Board for the terms ending July 1, 2017, J. Patterson/ M. Curry, 4 Ayes, Motion Carried.

X. Public Comment B**

Charles Irvine brought up that he lives on Chief Buffalo Lane, and they are not able to get the fiber optic internet due to the Tribal land, and not receiving permission from the Native Americans. Discussion on how there must be a solution based on utility access, Administrator Clark to follow up with Norvado.

XI. Lawsuits & Legal Issues: Nothing at this time.

XII. Liquor & Operators' Licenses

A. Temporary Class "B" License to sell beer: Star Bar Softball Tournament: Motion to approve Temporary Class "B" License to sell beer for the Starbar Softball Tournament the weekend of August 9 & 10, 2014 contingent upon the receipt of the Security Deposit for the rental of the Rec Center, M. Curry/ J. Patterson, 4 Ayes, Motion Carried.

B. Non-alcoholic Beverage License: Star Bar Softball Tournament: Motion to approve nonalcoholic beverage license for Starbar Softball Tournament contingent upon the receipt of the Security Deposit for the rental of the Rec Center, M. Curry/ J. Patterson, 4 Ayes, Motion Carried.

C. Operator Licenses

1. Zoe Pizarro: Motion to approve the Operator License for Zoe Pizarro as all things are in order, M. Curry/ J. Patterson, 4 Ayes, Motion Carried.

XIII. New Agenda Items for Future Meetings

A. Attractive Nuisance Ordinance

B. Emergency Management Plan

C. Grants available for FCC low powered radio station in Town

XIV. Adjourn at 6:50pm

Submitted by Micaela Montagne, Town Clerk

Approved as submitted, 8/12/14