

TOWN OF LA POINTE
REGULAR TOWN BOARD MEETING
TUESDAY, JULY 8, 2014
5:30PM AT TOWN HALL
Approved Minutes

Called to order at 5:32pm

Present: Greg Nelson, Michael Childers, Marty Curry, Jim Patterson, Ham Ross

Staff present: Pete Clark, Kristian Larsen, Lisa Potswald, Michael Dalzell

Public Present: Paul Brummer, Gene Nelson, James Price of Alder Engineering, Michael Fauerbach and Katie Posewitz Town Attorneys

I. Public Comment A*: Ham Ross thanked the Town and Foreman for the use of the truck in the Fourth of July parade.

II. Town Administrator's Report: Presented by Administrator Clark and placed on file by unanimous consent. Discussion included Harbor dredging project and Hegwood legislation.

Motion to move to agenda item V. Town Hall Administration E. Revisit: Building Inspector James Price of Alder Engineering Contract: Revision as to Contact and Communication, H. Ross/ J. Patterson, 5 Ayes, Motion Carried.

V. Town Hall Administration

E. Revisit: Building Inspector James Price of Alder Engineering Contract.
(Supervisor Childers abstained from the discussion by removing himself from the table due to a conflict of interest)

Revision as to Contact and Communication: Since the last meeting with J. Price communication has not been ideal, thus Administrator Clark proposed a contract amendment to read "While the Building Inspector is ultimately responsible to the Town Board, primary contacts with the Town will be through the Zoning and Planning Administrator and/or the Town Administrator". The amendment was to avoid future problems and to expedite things within the Zoning Department. After a long, somewhat heated discussion, J. Price was not in favor of a contract amendment, communication and cooperation were the key topics needing to be addressed, and there was agreement that this must improve in the future, especially in regards to Price providing information and documents to the Zoning Administrator.

Supervisor Childers returned to the table.

Motion to return to agenda item III. Public Works, M. Curry/ J. Patterson, 5 Ayes, Motion Carried.

Motion to move to agenda item XIV. Lawsuits & Legal Issues, M. Curry 5 Ayes, Motion Carried.

XIV. Lawsuits & Legal Issues

A. Discussion and possible action: Gene Nelson Building Issues 197 Big Bay Road Property.

B. Discussion of possible action: Michael Mattingly pending court orders in Ashland County Case 04CV128 and Town Board raze order dated 3/10/10.

Motion to go into closed session for item XIV A and B to discuss with legal counsel. M. Curry/ Jim Patterson, 5 Ayes by Roll Call, Motion Carried. Others present include Micaela Montagne, Pete Clark, Lisa Potswald, James Price, Michael Fauerbach and Katie Posewitz, Legal Attorneys. No motions were made in closed session with the exception of returning to open session, agenda item III. A. 1, M. Childers/ M. Curry, 5 Ayes, Motion Carried.

III. Public Works

A. Roads

1. Foreman's Report: Presented by Foreman Kristian Larsen and placed on file by unanimous consent. Supervisor thanks Avery Woods for the donation of the air conditioner for the Rec Center.

2. Mechanic Hage - waiver on sick time: A. Hage has shown great performance thus far. Motion to approve 6.5 hours of sick time to Adam Hage to be paid on his next check, H. Ross/ M. Childers, 5 Ayes, Motion Carried.

3. Mechanic completion of probationary period: the 90 day period has been completed. Request for pay increase for A. Hage from \$19.00/ hour to \$20.00/ hour due to great performance thus far. Motion to increase wage to \$20/ hour, H. Ross/ J. Patterson, 5 Ayes, Motion Carried.

B. Parks: Five Star going to Big Bay Town Park to look into breaker tripping. Lighting projects to be postponed due to budget.

C. MRF

1. MRF Supervisor's Report: Nothing at this time. The exchange is temporarily closed to allow for reorganization and relocation.

2. Authorization to purchase a Styimi-Lock: To better accommodate Cell Tower employees and others getting in and out without the need to share a lock. Motion to authorize the purchase of a Styimi-Lock for around \$290.00 plus shipping, J. Patterson/ M. Curry, 5 Ayes, Motion Carried.

D. Airport

1. Required FAA 2014 Federal Funding

- a. Sponsor Certification for Drug-Free Workplace
- b. Sponsor Certification for Equipment/ Construction Contracts
- c. Sponsor Certification for Project Plans & Specifications
- d. Sponsor Certification for Real Property Acquisition
- e. Sponsor Certification for Selection of Consultants
- f. Sponsor Certification for Construction Project Final Acceptance

These are routine grant assurances. Motion to approve all agreements and to have Airport Manager Michael Dalzell sign them, M. Curry/ J. Patterson, 5 Ayes, Motion Carried.

IV. Committees

A. Zoning

1. ZA's Report: Motion to place on file, M. Curry/ H. Ross, 5 Ayes, Motion Carried.

2. Set Public Hearing for Comprehensive Plan: Public Hearing set for Monday August 11, 2014 at 6:00pm.

3. Elaine Nelson Certified Survey Map for PL #014-00194-0100, #014-00194-0300, #014-00194-0400, #014-00194-0500, #014-00194-0600, #014-00180-0100, #014-00180-0200: The top portion of the property was sold to the Wilderness Preserve and some property lines needed to be changed. Reviewed and recommended approval from the Town Plan

Regular Town Board Meeting June 8, 2014

Commission. Motion to approve the certified map for the parcels listed above, H. Ross/ M. Curry, 5 Ayes, Motion Carried.

B. Harbors

1. Temporary Right of Entry for Dredge Material Disposal Site: the site being at the airport. Rights granted on July 10, 2014 and to end December 31, 2014.

2. Department of the Army Right of Entry: offload area being a parcel of land on beach near post office, and parking lot near Town dock and post office area. Rights and privileges granted from August 1, 2014 to December 31, 2014.

Motion to accept both documents and sign so the harbor dredging project can continue to move forward, H. Ross/ J. Patterson, 5 Ayes, Motion Carried.

C. Committee on Local Food System

1. Appointment of member for term ending April 30, 2016: No one has signed up. Sign-up sheets to remain posted without deadline.

D. Housing Authority Committee

1. Appointment of member for term ending July 1, 2017: Marcia Coleman expressed interest in serving for a term. Motion to appoint Marcia Coleman to a three year term, ending July 1, 2017, M. Curry/ H. Ross, 5 Ayes, Motion Carried.

E. Community Awards Committee

1. Appointment of member for term ending May 31, 2016: No one has signed up. Sign-up sheets to remain posted without deadline.

V. Town Hall Administration

A. Budget Report: Motion to place the Budget Summary Report dated 7-8-14 on file, H. Ross/ J. Patterson, 5 Ayes, Motion Carried.

B. Grant Updates: L. Potswald is looking into sources for funding the purchase or repair of a Windsled.

C. Wage Resolution #2013-1226B Attachment 'C': has the addition of Campground Host at \$11.00/ hour. Motion to approve Attachment 'C' to 2014 Wage Resolution, Resolution #2013-1226B, J. Patterson/ M. Curry, 5 Ayes, Motion Carried.

D. Propane Proposals: Evaluation/ acceptance: None were received.

F. Town Hall Reorganization – Offices: moving forward with the possibility of the Town Administrator taking the current police office in Town Hall, and the police department relocating to the winter transportation building. Motion to proceed with the Town Hall organization plan/ transition, M. Curry/ J. Patterson, 5 Ayes, Motion Carried.

VI. Vouchers: Motion to approve vouchers in the amount of \$10,783.83, J. Patterson/ M. Curry, 5 Ayes, Motion Carried.

VII. Alternative Claims: Motion to approve alternative claims in the amount of \$147,762.85 and \$2,301.14 for the Library, J. Patterson/ M. Curry, 5 Ayes, Motion Carried.

VIII. Treasurer's Report: Motion to approve Treasurer's Cash Summary Report as of June 30, 2014 showing a total of \$670,545.68 and a total available checking account balance of \$213,235.12, J. Patterson/ M. Curry, 5 Ayes, Motion Carried.

IX. Minutes

A. Regular Town Board Meeting June 24, 2014: Motion to approve minutes as submitted, M. Curry/ J. Patterson, 4 Ayes (1 abstain- G. Nelson because absent for 6-24-14 meeting), Motion Carried.

X. Police Department

A. Police Chief's Report: Report dated 7/2/14 placed on file by unanimous consent.

B. Hiring of Part Time Police Officer: postponed

C. Police Chief Wage Change Request: the Police chief is currently making \$21.50/ hour. Request of \$1.00/hour increase. Motion to approve wage request for Police Chief to \$22.50/ hr, H. Ross/ J. Patterson, 5 Ayes, Motion Carried.

XI. Emergency Services

A. Fire Chief's Report: Report for 6/10/14 – 7/8/14 placed on file by unanimous consent.

B. Ambulance Director's Report: Placed on file by Unanimous Consent.

XII. Library

A. Library Budget request to reinstate: The library has requested a 12,000 increase in their 2014 budget, and the Board decided to only give 6,000 because of an all-around tight budget in all departments. The library requested the reinstatement of 6,500, the Board decided to not grant the request.

B. Appointment of two members for terms ending July 1, 2017: No one signed up. Sign-up sheets to remain up without a deadline.

XIII. Public Comment B:** J. Patterson mentions that he was informed that the Rec Center Director, Patty Anderson has been paying for supplies for the Rec Center out of pocket, would like to discuss and make sure the Town provides a small budget for her.

XIV. Lawsuits & Legal Issues

A. Discussion and possible action: Gene Nelson Building Issues 197 Big Bay Road Property: Discussion in Closed Session Administrator Clark recommends no further action at this time.

B. Discussion of possible action: Michael Mattingly pending court orders in Ashland County Case 04CV128 and Town Board raze order dated 3/10/10

Both items discussed previously in closed session, no action taken at this time.

XV. Liquor & Operators' Licenses

A. Operator Licenses

1. Diana Kopanarova- Small

3. Christopher Rowson

5. Faith North

2. Amanda Mathews

4. Kayla Norden

6. Elizabeth Brown

Motion to approve/ grant operator licenses to Diana Kopanarova- Small, Amanda Mathews, Christopher Rowson, Kayla Norden, Faith North, and Elizabeth Brown, H. Ross/ M. Curry, 5 Ayes, Motion Carried.

XVI. New Agenda Items for Future Meetings

A. MRF report

B. Wage Resolution for Mechanic and Police Chief wage changes

C. Rec Center Supply account/ budget

D. Propane proposals

XVII. Adjourn @ 7:33pm

Submitted by Micaela Montagne, Town Clerk.

Approved with recommended amendments regarding Supervisor Childers abstaining by removing himself from the table due to a conflict of interest, July 22, 2014. Micaela Montagne, Clerk.