

**TOWN OF LA POINTE
MINUTES
REGULAR TOWN BOARD MEETING
TUESDAY, AUGUST 11, 2009
AT 5:30 AT TOWN HALL**

1. Public Comment

Sue Bean announces Slow Food event on August 27, 2009 at the Rec Center
Gary Russell expresses his concern over a fight on the dock on the weekend of the Star Bar Softball Tournament
Ham Ross says that he is also unhappy with the disorderly conduct resulting from the Tournament.
Dick Hoffman is very happy with the new roads: they are nice and wide.
Lori Hinrichsen letter supporting the Star Bar Tournament
Jen Croonborg letter expressing several concerns regarding Star Bar.

2. Vouchers Motion to approve vouchers in the amount of \$364,313.80. RG/BF. 5 ayes. Motion carried.

3. Alternative Claims Motion to approve alternative claims in the amount of \$138,404.63. RG/BF 5 ayes Motion carried,

4. Treasurer's Report Motion to accept & place on file the Treasurer's Report dated 8/11/09. BF/RG. Five ayes. Motion carried.

5. Minutes

A. July 28, 2009 Motion to approve as amended. RG/LW. 5 ayes. Motion carried.

6. Public Works

A. Parks

1. Tom Kromroy letter (7/31/09) North Shore Park Trail Discussion of project. Several adjacent property owners questioned the project especially regarding the zoning. Greg Nelson responded that the property was purchased because it is contiguous from one side of North Shore to the other and can be integrated with the inland trails. Town Foreman Keith Sowl also pointed out that the Town has no other lake access on the North end of the Island. The Town Clerk will respond with a letter to the property owners.

2. Temporary Laborer for Parks, Roads, & MRF: job description
and

3. Parks Assistant Laborer: job description

These two job descriptions will be combined to make one job description.

4. Complaint regarding Star Bar Softball Tournament

Representative Segments of Discussion:

Greg Nelson commented that it is only certain teams that create problems.

Ric Gillman suggested not inviting the problem teams and requiring that the sponsors increase security and pay for it from the event proceeds. He also suggested that teams be required to sign an agreement of behavior.

B. MRF

1. MRF Supervisor's Report placed on file by unanimous consent.

C. Roads

1. Foreman's Report placed on file by unanimous consent.

2. Vacation of a portion of Main St.

a. Harzell/MIYC/Town Agreement Motion to authorize the Town Chair to sign the Agreement after the final document arrives and the Town Plan Commission has approved the Certified Survey Maps. RG/BF. 5 ayes. Motion carried.

D. Harbors

1. Report from the Committee Motion to approve and ratify the Committee's mission statement. RG/HR. 5 ayes. Motion carried.

E. Airport

1. Reconstruction Report Beth Fischlowitz responded to a recent letter that complained about the airport by saying that the airport is what the Town funds it to be, and that issues of disrepair are budget issues and not within the purview of the Airport Manager.

F. Library

1. Possible appointment of member to Library Board for term ending 6/30/11 (sic Should be 7/1/11). Motion to accept the recommendation of the Library Board and appoint Ludlow North to the Library Board for a term ending 7/1/11. HR/BF. Five ayes. Motion carried.

7. Police

A. Police Chief's Report dated August 6, 2009, placed on file by unanimous consent of the Board.

8. Emergency Services

A. Ambulance Director's Report dated August 8, 2009, placed on file by unanimous consent of the Board with a note to send a letter of thanks to Mike North vis-à-vis his resignation from the Ambulance Service.

9. Committees

A. Zoning

1. Zoning Administrator's Report dated August 11, 2009, placed on file by unanimous consent of the Board.

2. Resolution #2009-0811 A moratorium on CUP's and Section 4.3.3. non-conforming lots. Motion to adopt Resolution #2009-0811. Hamilton Ross/LW Discussion: Beth Fischlowitz asked if there is a difference of opinion between Attorneys Fauerbach & Anich. Larry Whalen replied that there is because there were two different questions asked of the attorneys regarding the Zoning Ordinance/Moratorium: Anich was asked if the language of the CUP was acceptable. Fauerbach was asked about the entire Zoning Ordinance which he felt was unacceptable as Section 15 had been deleted from the Ordinance and then Section 15 is referred to throughout the rest of the Ordinance. 4 ayes; 1 no; Motion carried. Ric Gillman votes no.

3. 2010 Ashland County Budget Request No action taken.

4. Status Update General Code Discussion followed: Dick Hoffman seeks clarification regarding what changes in the general ordinances have been approved already by the Town Board and regarding the job description for the General Code Project Manager. Motion to place review of general ordinances (non-zoning) on the agenda on an ongoing basis. Ric Gillman/Greg Nelson. 5 ayes. Motion carried.

Motion to return to item 9/A.2. for purposes of discussion only. LW/RG: 5 ayes. Motion carried.

Larry Whalen asks Ric Gillman about "legal controversy" mentioned under Item 9.A.2. Gillman replies that there is controversy, but that it is "not worth pursuing." Gillman further states that Attorney Anich wrote the original language, but that Attorney Fauerbach disagrees with the language. Whalen asks that any correspondence from Anich be forwarded to all Board members.

10. Town Hall Administration

A. Town Clerk's Report dated August 10, 2009, placed on file by unanimous consent of the Board.

B. Winter Transportation 2009-2010

1. Draft Agreement with Windsled Transportation. Motion to authorize the Town Chair to sign the Agreement. Ric Gillman/Beth Fischlowitz. Five ayes. Motion carried.

C. Monthly Budget Reports January through July (sic) 2009. Motion to place on file the Monthly Budget Reports January through April 2009, as presented. Ric Gillman/Beth Fischlowitz. Five ayes. Motion carried.

D. CORE Presentation: Beth Meyers. Postponed till the Regular Town Board Meeting on August 25, 2009.

11. New Agenda Items for Future Meetings

-CORE Presentation: Beth Meyers

-Non-Zoning General Ordinance Clarification

-Adult Entertainment Ordinance

-Personal & Confidential Letter from Michael Dalzell: possible Closed Session.

12. Lawsuits & Legal Issues

A. 04-CV-128 Town of La Pointe vs. Michael Mattingly

B. 08-CV-112 Owen & P. Brummer vs. Craftivity & Town of La Pointe Special Town Board Meeting to be scheduled with Attorney Mike Fauerbach.

C. Pete Rogers Complaint with WI Dept. of Commerce (new) Discussion of personal letter sent by Pete Rogers to Greg Nelson vis-à-vis this complaint.

13. Operators' Licenses Motion to grant Operator's Licenses to Betsy Coleman & Janine Dobson. Ric Gillman/Beth Fischlowitz. 4 ayes; 1 Ab. Motion carried. LWabstains.

Adjourned at 7:55 PM.

Submitted by Patty Hobin, Town Clerk

Approved as corrected: Corrections underlined, italicized & in bold face.

Patty Hobin