

**TOWN OF LA POINTE
MINUTES
REGULAR TOWN BOARD MEETING
TUESDAY, SEPTEMBER 22, 2009
At 5:30 At Town Hall**

Called to order at 5:30 PM

Present: Ric Gillman, Greg Nelson, Ham Ross, Larry Whalen

Absent: Beth Fischlowitz

I. Public Comment

Burke Henry takes issue with the wording of the Town Clerk's posting regarding voter registration. Letter from Burke & Marcia read into the record.

Dave Daunkers thanks both the Airport Manager & Leslie Mack for the work they did during the paving project.

Dick Hoffman pointed out that the topic of General Code non-zoning ordinances was left off the agenda and asked to be included at some point. Since this was the topic of the Administrative Assistant's Addendum, it will be covered then. (Item VIII. B.) Ham Ross asks if Dick Hoffman is being paid for his work. Hoffman replies that he is not but would like to be.

II. Vouchers Motion to approve vouchers in the amount of \$12, 910.39. RG/LW 4 A MC.

III. Treasurer's Report Received & placed on file by unanimous consent of the Board.

Motion to move to item VIII B and take it up next. RG/LW. 4A. MC

VIII. Town Hall Administration

B. Administrative Assistant's Report

1. Regarding Dick Hoffman's continued work on the General Code project:

Motion to ask Mr. Hoffman to continue on this project through May of 2010. RG/HR. 4A. MC

Discussion followed regarding non-zoning ordinance review and budget issues related to General Code's work.

Motion to return to item IV Minutes. HR/RG 4 A. MC

IV. Minutes

A. September 8, 2009 Motion to accept as amended. RG/LW 3 A./1 Ab. MC (HR Ab.)

B. September 10, 2009 Motion to approve as submitted. LW/HR 3 A/1 Ab. MC (RG Ab.)

V. Public Works

A. Parks

B. MRF

C. Roads

1. Vacation of a portion of Main St. Postponed till 10/13/09 RTBM.

2. Vacation of Baraga St. postponed till 10/13/09.

3. Ashland County Housing Authority request to use platted alley for road. Jen Croonborg (adjacent property owner) stated that she feels that the map the Housing Authority is using is incorrect. She is further asking that the affordable housing that is being proposed for the site use Voyageur Lane for ingress and egress. Discussion followed regarding the wording of the motion to grant the use of the alley. Motion to grant Ashland County Housing Authority's request to use the platted alley in Block 5 between Voyageur Lane and Lot 7 for road and driveway purposes for proposed housing projects on Lot 1, 2, and 8. RG/HR. 4A. MC

4. Ashland County Housing Authority request for fill, equipment & labor. Greg Nelson felt that granting the request for fill may be an unfortunate precedent to set. Keith Sowl (town foreman) stated that the Housing Authority is on a timeline and affordable housing is a component of the Comprehensive Plan. Motion to approve Ashland County Housing Authority's request for fill at the regular hourly rate. RG/GN Larry Whalen wanted to know the amount and cost of the fill. 3A/1Ab. MC LW Ab.

D. Harbors: September report from the Harbors Committee received by unanimous consent of the Board.

E. Airport

1. Bureau of Aeronautics reply to aggregate interest rate. The BOA declines to pay the interest. They state that Federal funds cannot be used to pay interest.

2. Letter from Leslie Mack dated September 17, 2009. L. Mack presented photos she had taken at the airport and asked for clarification regarding what help of hers is not needed anymore. (Clerk's note: this refers to the Regular Town Board Meeting on September 8, 2009). Greg Nelson responded that the letter from Michael Dalzell (presented at RTBM 9/8/09) was marked Personal & Confidential, and that it presented a unique situation since Ms. Mack is not and was not a town employee. Nelson further stated that he encourages volunteerism. Ric Gillman stated that he felt that the Town Board handled the situation badly, and he apologized to Ms. Mack. Gillman offered to talk with Michael Dalzell and Leslie Mack in an attempt to sort things out, but that he wanted permission from the Town Board. Ham Ross reiterated that Mr. Dalzell is the franchised agent of the Town in this instance. Greg Nelson pointed out that budget workshops are open to the public. Larry Whalen also apologized.

VI. Emergency Services

A. Fire Chief's Report

VII. Committees

A. Zoning

1. Bergeon, Glenn/Susan parcel #014-0054-0900 2635 Big Bay Rd.

a. Travel trailer on Non-conforming Shoreland parcel

b. Complaint against Zoning Administrator

Jen Croonborg, Zoning Administrator, stated that the Bergeons seem to be confused regarding the fact that they are in an S2 Zone (The Ordinance states that there can be no camper in a setback.) and that they appear to have misconstrued the letter regarding a fine that was sent by her office. She further stated that she has tried on numerous occasions to explain the Town's position and that they, perhaps, need to hire an agent. There was general agreement that the Bergeons have likely been aggrieved by several persons and circumstances. Ham Ross as Zoning Liaison will speak to them.

2. Hiring of a Zoning Clerical Assistant Motion to follow the recommendation of the Zoning Administrator and hire Margaretta Kusch as the new Zoning Clerical Assistant at a rate of pay of \$11.55 for less than 600 hours, effective September 23, 2009. RG/HR 4 A. MC

3. Nelson, Greg, Personal Representative for C.A. Nelson RE: recommendation to deny Certified Survey Map to divide parcel at 631 Big Bay Rd. parcel #014-00195-0300. Motion to deny the CSM. RG/HR 3A 1 Ab. MC Abstained: Greg Nelson

4. Amendment to Certified Survey Map #523 at 523 Chief Buffalo Lane parcel #014-00454-0300: Town Plan Commission recommendation to approve with corrections. Motion to approve with corrections. RG/HR 4A MC.

B. CAPP

VIII. Town Hall Administration

A. Clerk's Report placed on file by unanimous consent of the Board.

1. Number of Election Inspectors Required: Clerk to do research.

2. Need for another meeting of the Town Board acting as the Zoning Board of Appeals for the purpose of adopting or amending the written decision regarding the Craftivity remand.

B. Administrative Assistant's Report placed on file by unanimous consent of the Board.

Addendum/Report from Dick Hoffman regarding the General Code update covered previously in the meeting.

C. August Budget Summary Report placed on file by unanimous consent of the Board.

D. 2009-2010 Cooperative Agreement between the Bayfield School District and the Town of La Pointe. Greg Nelson stated that item #3 (Use of the windsled for training of District employees) has no benefit for the Town. Ric Gillman stated that Item #2 A & B need to be corrected. Since the Town's attorney has also made comments about the Agreement, the will of the Board was to not sign it tonight. Motion to authorize Greg Nelson to contact Town's Attorney Forereach regarding deletions and revisions as follows: Item #2 A & B: reword; Item D: reword or delete; Item #3 Delete. RG/HR 4A MC

E. La Pointe Share of 2009-2010 Windsled Expense Paid by Levies Burke Henry explained the history of the document. He further stated that Nancy Heaton, the Bayfield School District's financial officer, stands by her dollar figures. Henry stated that the "numbers are misleading," and that when asked about them, Heaton responded by telling him that the "numbers came from Linda Kunelius."

IX New Agenda Items for Future Meetings

- A. Vacation of a portion of Main St.
- B. Vacation of Baraga St.
- C. Correct Number of Election Inspectors
- D. 2009-2010 Collaborative Agreement between the Bayfield School District & the Town of La Pointe.
- E. General Code Update
- F. Charlie Meech letter with check

Adjourned at 8:10 PM.

Submitted by Patty Hobin
Town Clerk

Approved as submitted on 10/27/09

Patty Hobin, Town Clerk