

**Regular Town Board Meeting – April 19, 2010**

Posted Tuesday, April 13, 2010 at 4 p.m. at the Bayfield Town Hall, Bayfield Town Garage, Bayfield Star Route Town Garage, Andy's IGA, Chippewa Valley Bank, and the Town website. Revised and re-posted April 17, 2010 at 4 p.m.

The Regular Town Board Meeting was called to order at 7:09 p.m. following the Annual Meeting by Chairman Thomas J. Gordon. Supervisors Richard Carver, William Ferraro, and James "Fritz" Hauser, Jr. were present as well as Clerk David L. Good, Treasurer Larry Weber and Road Supervisor Carl Cadotte. Supervisor Gerald Carlson was excused.

A total of approximately 14 Town Electors and members of the public were present.

Public Input – None.

Update on Agricultural Enterprise Area by Ellen Kwiatkowski – She reported that the application is still in the proposal phase. DATCAP requested that the proposal be modified. Bayfield County Land Conservation Committee modified the Certified Farmland Preservation Area. This allowed for the lands to be contiguous. They are hopeful the request will be accepted. Discussion followed and no action was required.

Items for Future Agendas – Carver asked that the Board provide guidance to the Housing Committee at the next meeting since the final report from the consultant has been received. Weber asked that the Board review Driveway Snow Plowing Rates.

Approval of Minutes – A motion was made by Hauser and seconded by Ferraro to approve the minutes of Board of Audit Meeting of March 15, 2010. The motion carried. A motion was made by Carver and seconded by Ferraro to approve the minutes of the March 15, 2010 Regular Town Board Meeting with noted minor corrections by Carver. The motion carried.

Treasurers Report – Weber read the Treasurers Report as follows:

General Checking Account	Current Balance:	\$ 16,660.74
Money Market Savings Account	Current Balance:	\$ 369,886.51

Total Cash on Hand	\$ 386,547.25
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Designated Funds

Growth Incentive Fund	\$ 2,347.30
Housing Grant	\$ 25,000.00

Total Designated Funds	\$ 27,347.30
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Cash Available to Town	\$ 359,199.95
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Loans at Bremer Bank

Grader/Road Paving - \$135,393.62

Next payment of \$5,410.10 due on the 2<sup>nd</sup> of the month. Final payment due April 30, 2012.

Farmland Preservation - \$45,014.88

Next payment of \$8,825.00 due March 1 and September 1.

A motion was made by Carver and seconded by Hauser to accept the Treasurers report as presented. The motion carried.

Recognition of Growth Incentive Fund Contributors – No report.

Report by Pikes Bay Sanitary District (PBSD) – No report.

## OLD BUSINESS

Report and updates from the Town Plan Commission by Carver:

Update on photovoltaic system for Town Garage & Hall – We continue to work on the proposed Photovoltaic Panel installation on the Town Buildings in this immediate area. John Johanning provided a cost and amortization analysis which indicated costs in a range based upon the KW of power we would seek to produce. The cost estimates break out as follows:

- a. Utilization exceeded (significant sale back): 9.6KW at \$86,000 w/ \$25,000-\$27,000 Focus on Energy rebate.
- b. Utilization fully met or barely exceeded: 6.4KW at \$57,000 w/ \$16,000-\$18,000 Focus on Energy rebate.
- c. Utilization about one half met: 3.2KW at \$29,000 w/ \$8,000-\$9,000 Focus on Energy rebate.

In accordance with the original motion at the April 20, 2009 Annual Town Meeting, the "Board should utilize available and applicable federal and state grants and incentives but may commit up to \$25,000 of Town funds".

The proposed system would be permanently ground mounted and would include a tracking system for about a 30% increased power production. With recent regulations, the installation must be enclosed by fencing and that cost is not included in these estimates.

It is also recognized that the \$25,000 was not budgeted and that the 25 x 25 grant has not yet been awarded. It is also noted that the overall feasibility of a photovoltaic installation has not yet been discussed or decided upon by the Town Board. Except for the least expensive options, the overall cost appears to be well above the original guess of \$17-20,000 and the amortization schedule for the high end plan is estimated to be 18-19 years. Discussion followed and the possibility of including this in the 2011 Budget was discussed. Jeff Boutin asked if this system was for the Town Hall, Town Garage or both? Carver stated this would be for the Town Hall and explained why. Discussion followed about the design of the system.

Report on request by Einar Olson to re-name Weidinger-Torbick Road - Town resident Einar Olsen has requested that the variously named Weidinger/Torbick Road upon which his residence is

located be renamed simply Torbick Road in the Town of Bayfield. Carver had a discussion with Mr. Olsen who indicated that he had spoken with some of the residents also on Torbick Road and had gained general concurrence. The request apparently does not include the part of the roadway in the Town of Russell. Mr. Olsen indicated that his request was not urgent and we are assured of the time to investigate the matter. As a matter of due diligence, the Plan Commission recommends that the Town Clerk send a letter to each of the residents affected, advising them of the request and asking for input. The matter was tabled until the May Plan Commission meeting at which we expect to be able to make a recommendation to the Town Board. Discussion followed. A motion was made by Gordon and seconded by Carver to change the name to Torbick Road and contact the affected residents and that the road signs be replaced and address signs be replaced at no charge to the Town and a letter be sent to Bayfield County Emergency Government. The motion carried.

Report on CORE, City of Bayfield, Town of Bayfield Housing Needs Assessment – Immediately prior to the Plan Commission meeting, a well attended public meeting was jointly held by the Town and City Plan Commissions and CORE Community Services. We heard the Housing Needs Assessment oral report from Baker Tilly International's Mike Hershberger. The verbal report indicated that, although insufficient need for housing existed in any one category (senior housing, temporary summer housing, affordable rental or owned housing) that in combination a need does exist. It seemed clear that a "unique" product was needed that might include a specific location, improvements to several existing locations or a combination of those and other options. The final written report has not yet been received. When received, a full "executive summary" will be prepared for your consideration and the Plan Commission will ask for guidance and direction on further steps. Such guidance is, of course, welcome at any time, including now.

Business Park Sign – Ferraro stated the sign poles are installed but since the road is at a higher grade, it will be necessary to raise the sign so it will be visible year round. C&W Trucking will raise the grade to accommodate the sign and Jim Erickson will raise the grade. Discussion followed.

Other informational items as reported by the Commission - The Plan Commission noted that the corner of State Hwy 13 and County Hwy J south of the City is in need of "dressing up" and is asking that we communicate with the PBSB requesting what action is planned for that site.

### **New Business**

Approval of a Class A Liquor License for Bayfield Apple Company, Bruce Hoekstra agent, at 87540 County Highway J A motion was made by Gordon and seconded by Carver to approve the license following discussion. The motion carried.

Approval of Driveway Permit for Daniel & Cheryl Vitez, Star Route Road, E ½ of the W ½ of the NW ¼ NE ¼ Section 21, T50N R4W – A motion was made by Carver and seconded by Hauser to approve following discussion. The motion carried.

Meyers-Olson Road to Betzold Road reconstruction plans and possible additional requirements – Gordon reported that an additional 300 feet of road east of the repairs made last year has failed and needs to be excavated, rock installed and gravel placed. An estimate was received from C&W Trucking for \$20,575.40 to make the repairs.

Discussion followed. A motion was made by Ferraro and seconded by Carver to approve the estimate and work from C&W Trucking for up to \$20,575.40. The motion carried.

Schulz's Fire Lane – Repairs and improvements and request for assistance from Bayfield County Forestry Department Carl Cadotte explained what needs to be done to meet Bayfield County Forestry needs. The Town will seek assistance from the County and ask for reimbursement of costs from the Forestry Department. Discussion followed. A motion was made by Gordon and seconded by Carver that the Town apply for funds from Bayfield County Forestry. The motion carried.

Website Enhancements – Add Garbage and Re-cycling to home page and link to BRB Brochure – Clerk Good reported that BRB requested the change and that we do get many calls about this. A motion was made by Hauser and seconded by Gordon to approve this change to the website. The motion carried.

Discussion about need for a new Town Garage and Maintenance Building – Ferraro stated that we did not receive a grant for improving the Town Garage energy efficiency. He asked that we start to look a replacing the existing Town Garage. It was agreed to form a committee of Board member(s), Town Crew and residents to make a recommendation. Discussion followed to identify a site and preliminary design. The Board agreed to tour the Town of Bell and Town of Russell Garage facilities.

Town of Russell offer to meet regarding issues of concern to Town of Bayfield – The following letters from the Town of Russell were discussed:

March 25, 2010

Thomas J Gordon – Chairman  
Town of Bayfield  
85450 County Highway J  
Bayfield, WI 54814

Dear Tom:

RE: Meeting Regarding Intergovernmental Issues of Concern

The Town of Russell Board of Supervisors reviewed your letter of March 15, 2010 to the Chairman of the Bayfield County Planning and Zoning Meeting at a Special Town of Russell Board Meeting held March 23, 2010. We became aware of your letter when a resident of the Town of Bayfield brought the matter to our attention at a Town of Russell Special Town Board Meeting held March 16, 2010.

On behalf of the Town of Russell Board of Supervisors, we wish to extend an invitation to the Town of Bayfield to meet on this issue, CFS, LLC re-zone, or any other issue of concern you may have. We are open to discussions at anytime and await your reply.

Sincerely:

Town of Russell Board of Supervisors  
by Paul "Rocky" Tribovich – Chairman  
TOWN OF RUSSELL

cc: Brett Rondeau – Chairman  
Bayfield County Planning and Zoning Committee

Brett Rondeau – Chairman  
Bayfield County Planning & Zoning Committee  
P.O. Box 58  
Washburn, WI 54891

Dear Chairman Rondeau:

RE: **Correspondence from Town of Bayfield Regarding Re-zone in the Town of Russell Dated March 15, 2010**

The Town of Russell Board of Supervisors was made aware of correspondence from the Town of Bayfield to the Chairman of the Planning & Zoning Committee by a resident of the Town of Bayfield at a recent Town of Russell Board Meeting. The Town of Russell was not copied on the letter but requested a copy of the letter through an Open Records Request. See attached.

Upon reviewing the letter, the Town of Russell Board voted to send this correspondence to correct a statement in the letter pertaining to the Town of Russell. The letter states “*We have attempted to communicate our concerns to the Town of Russell...*”. Please be aware that no communication, written or verbal, has been made to the Town of Russell Board by the Town of Bayfield to meet and discuss this matter. Another letter was written to the Chairman of the Bayfield County Board in September of 2008 stating that the Town of Bayfield would like the matter tabled for 30-45 days, “*so that we can assess the impact, liaison with our neighbors to the north and seek to resolve any issues that may result from those discussions.*” See attached. No contact was made by the Town of Bayfield to the Town of Russell following this letter either.

The Town of Russell has always been open to meeting with other government entities on issues of concern. Our door is always open and if the Town of Bayfield wishes to meet with the Town of Russell, they need to communicate that directly with us. Our Towns have had a long history of cooperation and believe it can continue into the future.

Sincerely:

Town of Russell Board of Supervisors  
by Paul “Rocky” Tribovich – Chairman  
TOWN OF RUSSELL

cc: Thomas J Gordon – Chairman  
TOWN OF BAYFIELD

Discussion followed. Carver felt the Board should meet with the Town of Russell. Hauser agreed. Carver reported that Plan Commission member Demaris Brinton stated we need to meet with the Town of Russell and determine just what our differences are. Gordon stated we need to also talk with Town of Bell and Town of Bayview and the City of Bayfield. Clerk Good stated that the Town has cooperated intergovernmentally with the Town of Russell on gravel mining and crushing, shared equipment and a new gravel mining effort that has started and BRB Recycling.

Brinton stated we need to establish a process on how to make communication happen when needed. Bruce Hoekstra asked if the Town is in competition with private plowing services. Gordon explained why the Town plows, especially in the very rural areas, and would prefer if people used private services because the Town cannot plow the same day in many storms.

Chairman, Supervisor and Committee Reports – Gordon noted that Road Inspection will be May 4, 2010. Brushing on roads is going on. Work to repair Echo Valley north to State HWY 13 is underway. Clerk Good stated he will be out of town next week.

## CORRESPONDENCE

### Received

1. WI DOT notice Henkins Road not added to Official Road Map.
2. Acknowledgement that Rick Hendrickson received correspondence regarding Business Park Sign.
3. Bayfield County Health Opinion Survey request.
4. WI DNR MFL Withdrawal payment of \$19,603.22 for D Mantag.
5. WI DOT notice regarding changes in use of local force accounts.
6. PBSO payment of special assessment to Bayfield County Treasurer for Bill Compton.
7. WI DOC UDC notices' Robert J Edwards.
8. WI DOC notice of CDBG Preliminary Application Registration due dates.
9. WI DNR land purchase from Dustin and Jeanie Long.
10. Town of Drummond Zoning Overlay District Petition.
11. Bayfield County Zoning notice that Sand River Pit approval is delayed.
12. US CENSUS thank you for use of Town Hall.
13. US CENSUS "Take 10 Challenge".
14. WI DOT LRIP Contract for Connies Lane.
15. Bellin Health 2010 Second Quarter Proof List.
16. Bayfield County Board Meeting agendas for March 30, 2010 and April 20, 2010.
17. Bayfield County notice of County Government Month.
18. Results of Clerk and Treasurer Salary survey.
19. Book offering "Monster Fire at Minong".
20. UW-Superior notice of Going Green, Marking Green training.
21. Notice of SKYWARN Training by NOAA.
22. UW-Superior notice Marketing 1-2-3 Training.
23. UW-Superior notice of & Habits for Small Business Managers Training.
24. Horton Emergency Vehicle Driving Training Notice.
25. Horton Highway Safety Workshop Notice.
26. Notice of Carbon Free-Nuclear Free Event rescheduled.
27. JF News March-April 2010.
28. OEI Newsletter March 2010.
29. Notice of ECO CAR-MA April 17, 2010.
30. Notice of WIS-LINE training course offerings.
31. Notice of Pipeline Safety Training in Iron River on April 27, 2010.
32. Town of Drummond petition for Zoning Overlay District.
33. USDA Forest Service notice of 2010 Travel Management Plan.

34. Notice of Smart Marketing Workshop.
35. 2009-2010 State Statues.
36. Bayfield County Board Meeting Agenda for March 30, 2010.
37. Notice of Critical Issues in the Forestry Industry Conference.
38. Loss Control Insights Spring 2010.
39. Rifkin Election Notes Spring 2010.
40. Notice of Interoperability Communications Meeting.
41. Notice of Class Action settlement riding lawn mowers.
42. WI DOC notice of Housing Grant availability.
43. Various WI Department of Revenue mailings.
44. Various WMCA mailings.
45. Various meeting notices for the School District of Bayfield.
46. Various Bayfield Chamber of Commerce mailings.
47. Various State Elections Board mailings.
48. Wisconsin Towns Association April Report and notice of local meeting.

#### Outgoing

1. Hendrickson certified letter regarding Business Park Sign.
2. Dan May request for Class a Zoning TBA permit approval process.
3. Bayfield County request for cancelled check for payment to Halvorson's for land for Business Park Road.
4. Spring 2010 Election Results.
5. Address correction request from Stan Stevenson.
6. Housing Survey filed with WI DOA>
7. Legal notice Bayfield Apple Company request for Class A Liquor License.
8. 2009 RBEG-Asset Report sent to Impact 7 for response.
9. WI DOC Fires Dues report filed.
10. Sign inquiry from Port Superior "Ships Store".
11. P Shuga request for information on Dumpster Day.
12. Receipt of McRoberts and Enso Spa GIF payments.
13. Notice of Town of Russell and Bell Comprehensive Plans received to Plan Commission.
14. WITI provided outstanding loan balances.
15. Liquor License and Seller Permit data to WI DOR.
16. Tobacco Survey to State.
17. Public Records Request Annalisa Cariveau.
18. PBSB notice of no March Commission Meeting.
19. TBAs to Bayfield County Zoning for Edwards, Stevenson, LaPointe, and Sand River Pit.
20. Suggestion for sources of alternate energy for the Town to Ferraro.
21. Website updates for Plan Commission new member.
22. Schedule Tom Ketchum for insurance presentation in May.
23. Stevenson Plat dissolution suggestions to Plan Commission.
24. Publish Absentee Ballot Notification Spring Election.
25. Public Records Request – Rocky Tribovich.
26. Public Records Request – Tom Galazen.
27. Arnie Carver Platt dissolution issues resolved with Lynn Divine.

28. Posting and ad regarding testing date, time and location of electronic voting equipment.
29. Poll Hours date, time and location for Spring Elections Ad and posting.
30. Road Limit Posting and newspaper ads.
31. Update data for Overseas Voting Foundation.
32. Update Town data on Federal Voter Assistance Program.
33. Wage and salary survey data for Carol Seago.
34. Responses mailed to NPS regarding Cooperating Agency Status.
35. March & April 2010 Federal Tax Payments.
36. March & April 2010 State Tax Payments.

A motion was made by Ferraro and seconded by Carver to receive the correspondence and place on file.

Approval of Bills – The Clerk presented a list of all checks issued from the last Board meeting to date. These are checks 13572 through 13621 totaling \$28,810.48 and checks 13617 and 13618 for \$2,970.72. A motion was made by Gordon and seconded by Carver to approve all the bills as presented. The motion carried.

The Clerks Budget Report was presented as follows:

PERIOD – March 9, 2010 to April 17, 2010

BUDGET vs. ACTUAL

	Mar 2010	Y-T-D	Budget	Percent
Income	\$ 44,941	\$ 493,776	\$ 947,809	52%
Expense	\$ 46,459	\$ 232,849	\$ 947,809	25%
Balance	\$ (1,518)	\$ 260,927		
		Prev. Mo.	Current	
	Accts Recv	\$ 126.11	\$ 126.11	
	Accts Pay	\$ 29.87	\$ 2,572.59	
	Grants	\$ 11,666.66	\$ 11,666.66	
	GIF Bal	\$ 16.61	\$ 1,208.41	

Revenue Budget Explanations

1. Levy for January settlement.
2. \$45,000 paid to PBSB for reconstruction of Trailer Court Road.
3. Otto Bremer Grant of \$35,000 is restricted funds, \$11,667 has been expended.
4. New Housing Study expenditures included in Housing Grant Expenses.
5. MFL Withdrawal Tax of \$19,603.22 is excess revenue.

6. GIF balance forward from 2009 and 2010 Town contribution posted.

A motion was made by Gordon and seconded by Hauser to approve the Clerks Financial report. The motion carried.

A motion was made by Carver and seconded by Gordon to adjourn into Executive Session per Wisconsin State Statues 19.85(1)(g) Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. The motion carried by a roll call vote as follows: Hauser – yes; Ferraro – yes, Carver – yes, Gordon – yes. The motion carried 4-0. The Clerk and Treasure were invited to stay.

Executive Session was entered at 8:05 p.m.

A motion was made by Ferraro and seconded Carver to adjourn Executive Session at 8:15 p.m. The motion carried by a roll call vote as follows: Hauser – yes; Ferraro – yes, Carver – yes, Gordon – yes. The motion carried 4-0.

Road Inspection – Meeting was set for 4 p.m. on Tuesday, May 4, 2010.

The Town Board Meeting will be held at 7 p.m. on May 17, 2010.

A motion was made by Ferraro and seconded by Carver to adjourn the meeting at 8:16 p.m. The motion carried.

Minutes Respectfully Submitted by:

David L. Good – Clerk

**Special Town Board Meeting – May 4, 2010**

Posted Tuesday, April 20, 2010 at 4 p.m. at the Bayfield Town Hall, Bayfield Town Garage, Bayfield Star Route Town Garage, Andy's IGA, Chippewa Valley Bank, and the Town website. Revised and re-posted April 23, 2010 at 2 p.m.

The Special Town Board Meeting was called to order at 2:00 p.m. by Chairman Thomas J. Gordon. Supervisors William Ferraro, and Gerald Carlson were present as well as Clerk David L. Good and Road Supervisor Carl Cadotte and Road Crew Carl Butterfield. Supervisors Richard Carver and James "Fritz" Hauser, Jr. were excused.

No members of the public were present.

The Pledge of Allegiance was recited by all present.

Public Input – None.

The Board did not enter Executive Session

The Town Board may adjourn into Executive Session per Wisconsin State Statutes 19.85(1)(g) Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved.

- a. Port Superior Marina Association Appeal of their 2008 Property Assessment in Bayfield County District Court. Discussion and possible action regarding expert witness, second appraisal, Port Superior's own appraisal, mediation and strategy/options regarding the case.
- b. Approve Executive Session minutes of April 19, 2010.

Clerk Good reported that our expert assessor did not have his report ready and therefore, there is no reason to go into Executive Session. Our Attorney stated we should have the report no later than May 10, 2010. The attorney suggested we set a meeting date for May 11, 2010 at 4 p.m. It was agreed to meet on May 12, 2010 at 4 p.m. and possibly tour the Town of Bell Garage at 2 p.m. and the Town of Russell at 3 p.m.

Review 2009 Road Improvement Accomplishments – Clerk Good presented the original budget, revised budget and actual expenditures for 2009 on the Road Improvement and Reconstruction Plan.

Review and update 10-year Road Improvement Plan (Set 2011-2012 Projects) – Clerk filled in the revised 2010 budget column as follows: \$67,000 for paving Trailer Court Road, \$20,575 for unplanned repairs to Meyers-Olson Road and \$62,000 for paving Connies Lane based on TRIP funds of \$31,000. These are known or already approved expenditures. Discussion followed. A motion was made Carlson and seconded by Ferraro to budget \$200,000 for Betzold/Meyers-Olson Road paving, use Town gravel on Seifert Road, and use Town gravel on Happy Hollow Road but budget \$5,000 for trucking, crack sealing for \$3,500, dust control at \$18,000 and any balance of funds available in Emergencies and Miscellaneous column until we know the costs for Betzold/Meyers-Olson paving. The motion carried. This should bring the Town back on schedule for 2011 and 2012. Gravel mining will be budgeted for 2011 and crushing for 2012. Discussion regarding bridge aid reimbursement was held.

Discussion regarding Echo Valley Road improvements and rental of back hoe – Gordon explained the need for widening the road in two locations and pulling stumps from the R-O-W. Backhoe is estimated \$6,000 or \$7,000 per month. This includes mobilization and insurance. Discussion followed. A motion was made by Ferraro and seconded by Gordon to approve \$5,500 for rental of a back hoe. The motion carried.

Road Graveling Plans – Summer 2010

- a. North End of Echo Valley Road
- b. Sand Point Road
- c. Menard Road
- d. Mawikwe Road

- e. McCutcheon Road (Off Happy Hollow Rd)
- f. Happy Hollow Road (spot gravel)

It was agreed to haul this gravel with Town trucks except for Happy Hollow and McCutcheon Roads. A motion was made by Ferraro and seconded by Gordon to approve the gravel plan. The motion carried.

Schultz Swamp Road Improvements – A motion was made by Gordon and seconded by Carlson to approve the rental of an excavator from Bayfield County and repairing the culverts and applying for re-imbursement from Bayfield County Forestry. Discussion followed. The motion carried.

Authorization to issue bids for summer paving projects – The Board authorize issuing bids for paving Connies Lane and Betzold/Meyers-Olson Road. Discussion followed about bid opening. A Special Meeting may be needed. The newspaper ads will be placed the week of May 17, 2010.

Field inspection of various Town Roads and Structures. The Board recessed at 2:43 p.m. reconvene at Happy Hollow Road (by Theils and Thomas homes). Reconvene at 3:10 p.m. The Board discussed drainage problems. It was agreed to ditch the west side of Happy Hollow north of Theils driveway. They will also explore intercepting water down Theils driveway and divert it on to Quiantence property if did not object. The Board recessed at 3:10 p.m. and traveled to Connies Lane. The Board reconvened at 3:25. The need for improvements to the turnaround at the terminus of Connies Lane was discussed. It was agreed to install a culvert to expand the area depending upon the road R-O-W. The Board recessed at 3:42 p.m. The Board reconvened at Meyers-Olson Road at 3:51 p.m. The Board reviewed the improvements completed by C&W Trucking. Randy Erickson stated they went over in materials and had to go an additional 30 feet of road to repair the issue. It was agreed to pave Meyers-Olson and Betzold Road as far as we can go if funds are short.

Road Weight Limits – A motion was made by Carlson and seconded by Ferraro to lift road bands on 12:01 a.m. on May 8, 2010.

A motion was made by Carlson and seconded by Ferraro to adjourn in the field at 3:50 p.m. The motion carried.

Minutes Respectfully Submitted by:

David L. Good – Clerk

**Special Town Board Meeting – May 12, 2010**

Posted Tuesday, May 10, 2010 at 2 p.m. at the Bayfield Town Hall, Bayfield Town Garage, Bayfield Star Route Town Garage, Andy's IGA, Chippewa Valley Bank, and the Town website.

Board members Gordon, Ferraro, Carver, and Carlson and Town Crew Carl Cadotte and Carl Butterfield toured the Town of Bell Garage located at 23390 Recycling Road in Cornucopia, WI. at 1:55 p.m. The Board departed at 2:15 p.m. and traveled to the Town of Russell Garage at 35900 State Highway 13, Bayfield, WI. The same individuals were joined by Supervisor Hauser and Clerk Good at 2:30 p.m. and toured the Russell Garage. The Board departed the Town of Russell Garage at 2:50 p.m. and reconvened at the Bayfield Town Hall at 4 p.m.

The Special Town Board Meeting was called to order at 4:00 p.m. by Chairman Thomas J. Gordon. Supervisors William Ferraro, Richard Carver, James “Fritz” Hauser, Jr. and Gerald Carlson were present as well as Clerk David L. Good.

No members of the public were present.

A motion was made by Carver and seconded by Hauser to adjourn into Executive Session per Wisconsin State Statutes 19.85(1)(g) Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved.

- a. Port Superior Marina Association Appeal of their 2008 Property Assessment in Bayfield County District Court. Discussion and possible action regarding expert witness, second appraisal, Port Superior’s own appraisal, mediation and strategy/options regarding the case.

The motion carried by a roll call vote as follows: Gordon- yes, Carver – yes, Ferraro- yes, Hauser- yes, and Carlson –yes. Clerk Good was invited to the meeting and attorney Richard Zalewski was present by telephone speaker phone.

A motion to adjourn Executive Session at 4:25 p.m. and return to open session was made by Ferraro and seconded by Hauser. The motion carried by a roll call vote as follows: Gordon- yes, Carver – yes, Ferraro- yes, Hauser- yes, and Carlson –yes.

A motion was made by Carver and seconded by Carlson to adjourn the meeting at 4:26 p.m. The motion carried.

Minutes Respectfully Submitted by:

David L. Good – Clerk