

Board of Review – May 17, 2010

Posted, May 11, 2010 at 4:00 p.m. at the Bayfield Town Hall, Bayfield Town Garage, Bayfield Star Route Town Garage, Andy's IGA, Associated Bank and the Town of Bayfield website. Published in the May 14, 2010 edition of the Daily Press and posted on the door of the Town Hall.

Board of Review was called to order at 6:55 p.m. by Chairman Thomas J. Gordon. Supervisors Richard Carver, James "Fritz" Hauser Jr., Gerald Carlson and William Ferraro were present as well as Clerk David L. Good and Treasurer Larry Weber.

A total of 2 Town Electors and members of the public were present.

The Clerk stated the purpose of this meeting is to call to order the Board of Review within a 30 day period following the second Tuesday in May per Wisconsin State Statutes. The Assessor does not have the assessment roll completed and no date can be set for Open Book or Board of Review.

A motion was made by Carlson and seconded by Ferraro to adjourn Board of Review to 6:58 p.m. on June 21, 2009. The motion carried.

Minutes Respectfully Submitted by:

David L. Good – Clerk

Regular Town Board Meeting – May 17, 2010

Posted Tuesday, May 11, 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 Friday, May 14, 2010 at 4 p.m.

The Regular Town Board Meeting was called to order at 7:00 p.m. by Chairman Thomas J. Gordon. Supervisors Gerald Carlson, 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.

A total of approximately 2 Town Electors and members of the public were present.

Public Input – None.

Presentation by Tom Ketchum, The Horton Group, the Town's current insurance carrier was given with costs for 2010-2011. It was agreed that Carlson and Good would review the proposals from Holden Insurance and The Horton Group and make a recommendation to the Board.

Items for Future Agendas – Carlson discussed if a request for a donation was received from Pie and Politics. No request has been received. Carver discussed the Plan Commission discussion regarding Intergovernmental Process. He asked that this be on the next month's agenda.

Discussion continued about donation to Pie and Politics. Costs comparisons were discussed for insurance and the 2010 budgeted amounts. Cadotte discussed a request for moving the school bus turn-a-round on Gotchling Road.

Approval of Minutes – A motion was made by Ferraro and seconded by Carlson to approve the minutes of the April 19, 2010 Regular Town Board Meeting. The motion carried. A motion was made by Carlson and seconded by Hauser to approve the minutes of the Special Town Board meeting and Road Inspection of May 4, 2010. The motion carried. A motion was made by Carver and seconded by Hauser to approve the minutes of the Special Town Board Meeting of May 12, 2010. The motion carried.

Treasurers Report – Weber read the Treasurers Report as follows:

General Checking Account	Current Balance:	\$ 16,698.13
Money Market Savings Account	Current Balance:	\$ 345,126.49
Total Cash on Hand		\$ 361,824.62

Designated Funds

Growth Incentive Fund	\$ 2,348.82
Housing Grant	\$ 25,000.00
Total Designated Funds	\$ 27,348.82

Cash Available to Town	\$ 334,475.80
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Loans at Bremer Bank

Grader/Road Paving - \$130,479.03

Next payment of \$5,410.10 due on the 2nd 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 (PBSB) – Discussion was held regarding the paving of Trailer Court Road and the culvert replacement.

OLD BUSINESS

Report and updates from the Town Plan Commission by Carver:

Resolution to re-name Weidinger-Torbick Road – Carver stated the other resident on the road, John Eric-Anderson, did not object to the name change. Gordon read the following resolution:

TOWN OF BAYFIELD
Bayfield County – Wisconsin

RESOLUTION 2010-01

**A Resolution Re-naming Torbick-Weidinger Road as
Torbick Road**

WHEREAS, Town of Bayfield Board of Supervisors received a petition from a property owner on Torbick-Weidinger Road requesting the Road be re-named Torbick Road and offered to cover the costs of new signage, if required, for the road signs and private address signs.

And WHEREAS the Town of Bayfield Plan Commission reviewed the request and found no issues with the request to re-name the road.

And WHEREAS a notice of this proposed name change was published in the Ashland Daily Press and the Meeting Agenda for May 17, 2010.

And WHEREAS Bayfield County Emergency Government found no conflict with this road name change as it relates to the 911 Emergency Addressing System.

NOW, THEREFORE, BE IT RESOLVED by the Town of Bayfield Board that effective with the signing of the Torbick-Weidinger Road as the Torbick Road and the installation of new address signs to the affected residences, the road name will be officially changed to Torbick Road.

Adopted by the Town of Bayfield Board of Supervisors by a vote of 5-0.

Dated this 17th day of May 2010.

TOWN OF BAYFIELD

Thomas J. Gordon, Chair

Gerald L. Carlson, Supervisor

Richard L. Carver, Supervisor

James “Fritz” Hauser, Jr., Supervisor

William Ferraro, Supervisor

THIS IS TO CERTIFY THAT the foregoing is a true and correct copy of a resolution duly and legally adopted by the TOWN OF BAYFIELD at a regular meeting held on the 17th day of May 2010.

David L. Good, Clerk

A motion was made by Carlson and seconded by Carver to adopt the resolution. The motion carried.

Establish date road paving bids are due and Special Town Board Meeting to approve bids – Discussion followed and the following was established. The bids will be opened and reviewed at 2 p.m. on June 3, 2010 and a Special Town Board Meeting to award the bids will be at 4 p.m. on June 3, 2010.

Appointment of Committee to study and make recommendations regarding a new Town Garage – Gordon asked who would be interested. He asked David Galazen to participate. He said he would consider it. Ferraro, Carlson, Cadotte, and Weber agreed to serve.

Update on Dumpster Day collections – Discussion was held that collections were up and very successful. Fewer appliances were collected and one additional dumpster was used for a total of 7.

PLAN COMMISSION REPORTS

Report on Housing Study direction and authorization for next steps – A working group is being formed to develop a report to the Town Board prior spending any additional funds.

Report on Business Park Sign – Ferraro reported the site is prepared for the sign and it will be installed soon.

Recommendations for Plan Commission appointments – Carver reported that Ferraro, Carver and Brinton be reappointed. A motion was made by Ferraro and seconded by Carlson to approve. Ferraro and Carlson abstained. The motion carried.

Other informational items as reported by the Commission - The Plan Commission is updating the Comprehensive Plan and will be holding public hearings to get input.

New Business

Possible response to Bayfield County Zoning regarding proposed revisions to the Zoning Ordinances – The Plan Commission had no recommendation on the changes. No action was taken.

Road weight limit policy and procedures; exemptions, seasonally posted roads, permanently posted roads – Cadotte discussed that people make requests every spring to exceed the limits for good reasons. He suggested that a form be developed to authorize road use. Discussion followed. A motion was made by Carver and Ferraro to direct the Clerk to develop a form. The motion carried.

Policy for use of road right of way for wood storage (logging activities) – Discussion followed about this issue. More investigation is needed. Liability was an issue. Good will check with our insurance carrier.

Approval of contract with Waste Management for dumpster service (potential discount) – Good reported that if we sign a 1, 2 or 3 year contract we can get a 1, 2 or 3 month discount. A motion was made by Hauser and seconded by Carlson to sign a one year contract.

Request for donation - 4th July Fire Works Display – City of Bayfield – A motion was made by Carver and seconded by Carlson to donate \$500.00. The motion carried.

Request for donation Red Cliff/Bayfield/LaPointe Little League – A motion was made by Carlson and seconded by Ferraro to donate \$200.00. The motion carried.

Possible culvert damage Trailer Court Rd & Old CTY J – PBSO Sewer Project – PBSO inspected the culvert and replaced it prior to paving.

Review and approve rates for Driveway Snow Plowing for 2010-2011 – Weber reviewed the current rates, policy and billings. 2009-2010 plowing times and participants were presented. A total of \$8,412 will be billed for this last winter. Discussion followed. Weber recommended the costs stay the same for 2010-2011 winter. The Board took no action to change the rates.

Chairman, Supervisor and Committee Reports – Gordon discussed road work on Schultz's Swamp Road and the two culverts to be replaced and ditching by Thiele's. Discussion followed about possibly hot patching spots on Hatchery Road. Carlson asked who was going to the WTA local meeting. He also discussed the trees that fell on Ski Hill Road and the need for clean-up. Carver reported that he and Hauser will be meeting with Mayor McDonald regarding the need for a new pumper truck. PBSO has asked that Carver participate in the mediation effort with the City regarding wheeling rates and serving each other's customers. Discussion followed and Carver will participate.

CORRESPONDENCE

Received

1. Severe Weather and tornado preparedness information from Emergency Government.
2. Army Corp Engineers permit approved for Schultz Swamp culvert.
3. WI DNT TRANS 207 permit approved for Schultz Swamp culvert.
4. Bayfield County Cutting Permit – Berkshire Lands.
5. WTA notice for legislative action regarding AB260.
6. WI DOA letter of support for WI DNR acquisition of land by Pikes Creek.
7. Ambulance Commission meeting agenda for April 15, 2010.
8. Notice of Business Case for Sustainability Workshop.
9. Alliance of Sustainability Spring 2010 Newsletter.
10. Notice of new WI State Statues available.
11. JFNEW Newsletter.
12. WI Historical Society Press Release.
13. Alliance for Sustainability Study Circle notice.
14. docuScan offer to digitalize records.
15. Notice of Search Engine Optimization Workshop.
16. Wisconsin Trust Fund News.
17. VFIS Newsletter.
18. Bayfield Recreation Center Newsletter Spring-Summer 2010.
19. Notice of WI DWD Labor Law Clinic.
20. Pie & Politics notice June 24, 2010.
21. IRS Patient Protection Act information.
22. Various WI Department of Revenue mailings.

23. Various WMCA mailings.
24. Various meeting notices for the School District of Bayfield.
25. Various Bayfield Chamber of Commerce mailings.
26. Various State Elections Board mailings.
27. Wisconsin Towns Association May Report.

Outgoing

1. WI GAB-190 report filed for April Election.
2. Dan May inquiry regarding access to land he may purchase.
3. Letter to Bayfield County Forestry requesting \$5,904 for repairing Schultz Swamp Road.
4. Provisional Operators license issued to Wesley Hansen.
5. Send another copy of the letter of support to Bayfield County for the WI DNR to acquire the land by Pikes Creek.
6. Comprehensive Plan Ordinance sent to Demaris Brinton.
7. SAP Survey from WI DOA sent to Verdayne Hanson.
8. Response to Land Records regarding unofficial access road to Stevenson Condo Plat – 33 ft wide owned by the Town.
9. Notice of Road Weight Limit Restrictions lifted.
10. Updated Road Improvement and Reconstruction Plan.
11. RBEG Grant papers to Bob Mayer Impact Seven.
12. Special Assessment Letter Don Jeffords, Sawyer County Abstract.
13. WI UI Report of Unemployment Benefits paid.
14. Class A Liquor License issued to Bayfield Apple Company.
15. Payment of assessment fee to WI DOR for Manufacturing Property.
16. Meyers-Olson Road estimate approved and sent to C&W Trucking.
17. Mill Rate Worksheet filed with WI DNR.
18. Levy Cap worksheet filed with WI DOR.
19. Town Officers listing filed with WTA.
20. Approved Private Driveway Permit issued to Daniel Vitez.
21. WI UI Report 1st Qtr 2010.
22. Federal 941 Report 1st Qtr 2010.
23. April 2010 Federal Tax Payments.
24. April 2010 State Tax Payments.

A motion was made by Carlson and seconded by Ferraro 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 13622 through 13685 totaling \$30,268.54 and checks 13662 to 13661 for \$2,380.18. A motion was made by Carver and seconded by Hauser to approve all the bills as presented. The motion carried.

The Clerks Budget Report was presented as follows:

PERIOD – April 18, 2010 to May 13, 2010

BUDGET vs. ACTUAL

	Apr 2010	Y-T-D	Budget	Percent
Income	\$ 60,039	\$ 493,791	\$ 947,809	52%
Expense	\$ 17,458	\$ 261,472	\$ 947,809	28%
Balance	\$ 42,581	\$ 232,319		
		Prev. Mo.	Current	
	Accts Recv	\$ 126.11	\$ 141.11	
	Accts Pay	\$ 2,572.59	\$ 2,572.59	
	Grants	\$ 11,666.66	\$ 14,833.33	
	GIF Bal	\$ 1,208.41	\$ 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, \$14,833 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 Carlson and seconded by Hauser to approve the Clerks Financial report. The motion carried.

A motion was made by Carver and seconded by Carlson 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, Carlson – yes, Gordon – yes. The motion carried 5-0. The Clerk and Treasure were invited to stay.

Executive Session was entered at 8:10 p.m.

A motion was made by Carlson and seconded Carver to adjourn Executive Session at 8:29 p.m. The motion carried by a roll call vote as follows: Carlson – yes, Hauser – yes; Ferraro – yes, Carver – yes, Gordon – yes. The motion carried 5-0.

A Special Town Board Meeting will be held at 4 p.m. on June 3, 2010, Adjourned Board of Review at 6:55 p.m. on June 21, 2010 with the Regular Town Board Meeting following.

A motion was made by Ferraro and seconded by Carlson to adjourn the meeting at 8:31 p.m. The motion carried.

Minutes Respectfully Submitted by:

David L. Good – Clerk

Bid Opening – June 3, 2010

Road bids were opened and read aloud for Connies Lane and Betzold/Meyers-Olson Roads. The Clerk, Supervisor Carlson, and Road Crew reviewed and tabulated the bids for the 4 p.m. meeting.

Bids received are as follows:

Connies Lane	C&W Trucking	- \$70,375.77
	Angelo Luppino	- \$72,924.22
Betzold/Meyers-Olson Roads		
	C&W Trucking	- \$166,391.84 Add paint \$2,484.24
	Angelo Luppino	- \$170,850.36 Add paint \$2,456.01

Special Town Board Meeting – June 3, 2010

Posted Tuesday, May 29, 2010 at 6 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.

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

No members of the public were present.

The Pledge of Allegiance was recited by all present.

Public Input – None.

Discussion and review of bids for Betzold/Meyers-Olson Road and Connies Lane – Summary of the bids submitted were reviewed and all bids submitted are complete.

Discussion regarding budget funds for Road Improvement Projects - Good stated that the Town has \$239,349 of budget funds for these projects which is less than the low bids.

Possible acceptance of bid(s) for Road Improvement Projects – A motion was made by Carlson and seconded by Carver to award the bid for Betzold/Meyers-Olson road to C&W Trucking for \$166,391.84 with paint for an additional \$2,484.24. The motion carried. A motion was made by Carlson and seconded by Ferraro to award the bid for Connies Lane to C&W Trucking for \$70,375.77. The motion carried.

A motion was made by Ferraro and seconded by Carver 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. The motion carried by a roll call vote as follows: Ferraro – yes, Carver – yes, Carlson – yes, Gordon – yes. The motion carried 4-0. The Clerk was invited to stay.

The Board entered Executive Session at 4:03 p.m.

A motion was made by Carlson and seconded Carver to adjourn Executive Session at 4:07 p.m. The motion carried by a roll call vote as follows: Carlson – yes, Ferraro – yes, Carver – yes, Gordon – yes. The motion carried 4-0.

Decision regarding selection of Town Insurance – A motion was made by Carlson and seconded by Ferraro to retain our policy for Town insurance with the Horton Agency. The motion carried.

Discussion and possible action regarding WI-DNR acquisition of Bayfield County land near Pikes Creek on State Highway 13. County Land Sales Meeting on June 8, 2010 – Ferraro reported that Locey and Port Superior may be asking the County to place the property for sale on sealed bids. The State Statutes do not require the sale of County land to the WI DNR on a preferential basis. Discussion followed about how the County and Town Comprehensive Plans support the sale of this land to the WI DNR. Ferraro asked for a resolution as follows:

**TOWN OF BAYFIELD
Bayfield County – Wisconsin**

RESOLUTION 2010-02

**A Resolution Supporting the Sale of Bayfield County Land -
a 2.9-acre Parcel Number 006-1054-0700
Located at Pikes Creek and State Highway 13
to the Wisconsin Department of Natural Resources**

WHEREAS, the Town of Bayfield Board of Supervisors has developed a Comprehensive Plan which sets forth Goals and Objectives to guide the development and provision of services within the Town of Bayfield.

And WHEREAS the Town of Bayfield Comprehensive Plan has identified a need for public access to Lake Superior. Current public access to Lake Superior is in the far west end of the Town via the National Park Service at Meyers Beach Road.

And WHEREAS the Town has been, for several years, actively pursuing acquisition of this land in the vicinity of Pikes Creek on State Highway 13 to provide public access to Lake Superior. The Town has requested that Bayfield County sell this parcel to the Town of Bayfield and more recently to the WI Department of Natural Resources to provide public access.

And WHEREAS the Wisconsin Coastal Management Program, Wisconsin Department of Administration also supports the sale of this property to the WI DNR and states that “At the Wisconsin Coastal Management Program we support as a part of our mission, the preservation and enhancement of public access to Wisconsin Great Lakes shores. Also as the management of the Wisconsin Comprehensive Planning Grant Program I am pleased to see the Town of Bayfield take steps to address a goal from its locally developed and adopted plan of providing Lake Superior public access.”

And WHEREAS adjacent private property owners to the parcel have also expressed an interest in acquiring this property for their personal use. This land, by becoming open to the public, means that these property owners and the public can both enjoy access to Lake Superior.

NOW, THEREFORE, BE IT RESOLVED by the Town of Bayfield Board that the Bayfield County Development and Land Sales Committee support the sale of this 2.9-acre parcel of land to the Wisconsin Department of Natural Resources to be used for public access to Lake Superior for all persons and that this action be taken as providing a higher and more appropriate use of the property in the interests all residents of Bayfield County and the State of Wisconsin.

Adopted by the Town of Bayfield Board of Supervisors by a vote of 4-0.

Dated this 3rd day of June 2010.

TOWN OF BAYFIELD

Thomas J. Gordon, Chair

Gerald L. Carlson, Supervisor

Richard L. Carver, Supervisor

Absent

James “Fritz” Hauser, Jr., Supervisor

William Ferraro, Supervisor

THIS IS TO CERTIFY THAT the foregoing is a true and correct copy of a resolution duly and legally adopted by the TOWN OF BAYFIELD at a Special meeting held on the 3rd day of June 2010.

David L. Good, Clerk

A motion to adopt the above resolution was made by Carver and seconded by Ferraro. The motion carried.

Discussion followed that Plan Commission and Board Members may be present at the meeting. The Clerk will post the meeting.

Discussion of agenda items for next meeting – Nothing.

A motion was made by Ferraro and seconded by Carlson to adjourn in the field at 4:24 p.m. The motion carried.

Minutes Respectfully Submitted by:

David L. Good – Clerk