

Special Town Meeting March 25, 2004

Steven Parent call the special Adjourn Town meeting to order at 7:00 PM at the town hall. Present Steven Parent, James Parent, Barbara Anschutz, Robert Schultz, Peter Jacobs, Jane Pluff, Attorney Nesbitt and 25 visitors.

The land exchange of 658 sq. feet of property would take away the problem of Viste building on town property.

We had a meeting last night with Mr. and Mrs. Henning and tried to reach Mr. Mitchell by phone but wasn't home.

Mr. Mitchell's attorney was not present at tonight's meeting. There wasn't anyone present to speak for the Mitchell's.

Mr. Henning stated he felt that alterations to the road now might impact them in the future. They feel that we should not do the land exchange and just put in 10 stalls along the road as planned. It was stated that the town board could put in a parking lot and not asked permission from the owners as long as it was on town property. The land exchange has to be done by the people.

Attorney Nesbitt stated that we could alter the road. It was done back in 1932 and it has not been changed since that time. Mr. Henning asked for a copy of the changes. He stated that Mr. Mitchell had several attorneys and legal options that it couldn't be done. Randy stated we could narrow it as long as we allow for travel. The Town Board makes the changes on a platted street. The only way it cannot be a town road is if we go to court and by the neighbors abutting the road. Mr. Henning stated again that he doesn't care to have 7 more cars by the fence. Their home is close behind the fence and the doors slamming can be heard in the home.

Max asked how far the building comes in the right away on the farthest south point. Steve stated it would go from 66 feet to 60 feet on the road at that point. Max also doesn't want to see parking by the fence. Steve also stated that we could just give Mr. Nichols the property without any exchange. There wasn't much interest in that solution.

Joan Holiday stated she had a problem if the town board has put this much effort into looking out for the Henning's and Mitchell's and we give the property to Mr. Nichols he could still put the parking lot in the back. Steve stated we could protect ourselves better by the exchange. This would include any future owner of the property not just Mr. Nichols. Joan felt the exchange of property was the best solution for everyone.

Bob Schultz asked about he resolution we had at the school property. We have a resolution that it stays into green space. If we did the exchange we could also make that a condition that it remain green space and no parking lot could be placed in the back but we

could still park cars along the side of the road. Max Sample felt that would be a good plan to have for the property.

We are to put the resolution for the green space on the agenda for the next town board meeting.

Motion made/second Joan Holiday/Carl Brendt to go ahead with the land exchange with Mr. Nichols. After discussion they amend the motion to include that the property in the exchange remain green space. There was a paper vote taken. 21 yes & 1 no. 2 people present could not vote. One not a resident of Baileys Harbor and the other not a citizen of the United States.

Randy stated the town board by resolution will do the narrowing of the street. Mr. Nichols attorney will draw up the deed for the exchange of the property.

Motion made/second Mrs. Henning/ Mr. Stanis to adjourn at 8:30 PM. Carried.

Town clerk, Jane Pluff