

Town Board Meeting May 8th, 2006

James Parent called the regular town board meeting to order at 7:00 PM in the meeting room at the town hall. Present James Parent, Dale Williams, Peter Jacobs, Barbara Anschutz, Robert Schultz, Jane Pluff, Lois Pluff, Randy Nesbitt, and 45 visitors.

Clerk verified posting. Motion made/second Dale/Barbara to approve the agenda with the change item 6 to 8. Carried.

Accept minutes- Motion made/second Peter/Bob to accept the minutes with the change of the May 1st minutes to read Harbor Lumber for receiving the bid for the dredging. Carried.

Accept treasurer's report- Lois reported she cashed in the CD for the fire truck and it is in the general fund. Motion made/second Barbara/Peter to accept the treasurer report. Carried.

Citizen input- Jim reported that recycling will take place at the fire station on Saturday due to having a soccer tournament at the ballpark. Hours are the same. Clerk will handle all the details for getting it moved.

Discuss/decide Petition of vacation of Portion Of Pine Drive (Gordon Lodge)- John and Gregg were present for Gordon Lodge. Clerk stated there was one letter supporting the request. Attorney Nesbitt for the record turned over Affidavit of Publication and the Notice of application, which was recorded in the Registration of Deeds office. The Petition was prepared by him by input of the property owners, it is being handled by a petition instead of a Resolution which means we don't have to have a Public Hearing, it wasn't notice as a public hearing. We can take input if the town board would like but is not required. The major of the board rules. Jim stated it is 482-foot section. Starts where Wild Lane stops and runs to the front door of Gordon Lodge. Jim checked out the road maps and we have not been receiving gas tax money from the road that starts from the parking lot from the Top Deck all the way to the front of the lodge about 200 feet.

Dale, he doesn't know where it ends now because we assume it always ended by the front door of the lodge. But he wants to make sure what we need for a turning area for emergency vehicles, is written into an easement. Jim talked with our fire chief and Bob has checked the area for snowplowing and the loop by Wild Lane would be ok for the turn a round. Question is with Wild Lane being private do we need something so the town can continue its use of the road. Gordon Lodge owns the property that is in question but there is a right of easement for all the property owners that own homes on Wild Lane. Randy feels it would be best to have Gordon Lodge to grant an easement for the entire turn a round. They plan to leave it gravel this year and blacktop next year. Dale asked what is required for an ending on a town road. Jim asked if there was going to be proper roadways to their property if the road is vacated. That would be their responsible for their

insurance company. Bob asked in the future will we be able to trim so emergency vehicles will not have a problems. That will also be included in the easement. At this point we may not have to clear cut the area. Peter and Barb did not have a problem with vacating the road. Jim always felt with the road going right to the front door there was always a liability for the town. Clerk will send a copy of the ordinance on requirements for turn a round to our attorney. Have something in the easement if we would have to do something different in the future we would have the right. Motion made/second Peter/Dale approve vacation of a portion of Pine Drive using the turn a round area that is their now by Wild Lane with subject to receiving an easement for a minimum of a 100-foot turn a round within 60 days. Carried. They can dig and start work in the morning. Clerk will fax a letter to Door County Planning Dept. tomorrow morning that road was vacated. Attorney will take care of recording the vacation.

Kangaroo Lake Association placement of Voluntarily slow/no wake buoys in Kangaroo Lake- Mike Glennon Mike Kubic was present. They gave a recap of the proposed plan. They would pay, install, and cover all cost of the project. Mike stated Kangaroo Lake is a shallow lake and is showing signs of distress most intensely in the degradation of the lake's aquatic plant community. They are asking for placement for 4 buoy's and signs, which are larger, be placed at the boat launch. It does not say voluntary slow no wake.

Board received letters from both sides of the issue. There were several people present who made statements against the project.

Jeff Dehnert -7725 Elm Point Road has some concerns about discussion of use of the watercraft on the lake. He does not see a lot of boat traffic on Kangaroo Lake. There was no boat study done for usage on Kangaroo Lake. Boat traffic is not the only problem there is low water; wind can be very damaging to plant and shore life. He put together a mailing to 200 people who live on the lake; there were several people who had a concern about placing buoy's around Kangaroo Lake. He had given Jim Parent a copy of the letters he had received that were against the plan. Mike Glennon stated one boat could do a great deal of damage in one year.

Jim Musiel-7391 Hwy 57- Jim is a former member of the Board of Directors of the Association. They do a great job. Kangaroo Lake Association has been working on this issue for 5 or 6 years, the word has always been 500 feet before the study was done. They met the criteria that was put in place before the study was done. If the buoys are put in place, how are they going to know the difference where the ordinance is and where we can or cannot go in. Wind did damaged to bulrushes in front of his place last summer. He would like to commend the KLA for the work they have done on some of the issues we had.

Mr. Anderson stated they have pushed very hard for the no vote at the last meeting. He asked what they are planning to take away next.

Mike stated there is nothing they are trying to do that didn't come from the DNR.

Jerry Cypert answer to Mr. Anderson there has been no discussion for anything in the future.

Dale questions the sign that was posted at the boat launch. It is an ordinance we did for the very last part of the south end. Jim doesn't feel the hours for jet skis should be placed on the sign, Barb question the 500 feet on the sign. She understood it was going to be the 200 feet which is the DNR ruling.

Dale feels the Association has a split feeling for the proposal. He asked why there wasn't a group of people for and against to come to some type of agreement on the issue before they came before the board. Mr. Dehnert said he asked for a group and he would fund the cost of polling all the people on Kangaroo Lake independently but they were not interested in talking.

Jim called the courthouse, there are 220 parcels on the lake, from 500 feet from the lake 540 parcels.

Kari Anderson asked who has control of the lake? Randy stated the DNR, Town does with the town limits, County also.

Dale said he would have a very hard time voting on anything now because of how split the group has become. Put a group together and come back with an agreement that both sides can live with. Bob would also like to see the two groups work together.

Motion made/second Barb/Dale to take no action at this time to place buoys on Kangaroo Lake. Carried.

Discuss/decide Brilliant Cities Cable Television Franchise agreement- Jamie Forest- Jim asked Randy if he could bring us up to speed on the contract. The basic things he looks for operate within the town, if any other company would want they also can operate within the township, area of coverage, which is based on plant mile, length of agreement (15 to 20 years), insurance requirements, a franchise fee, which is additional tax which the town would receive. It can be 0 to 5%. He suggested having a fee. We would have some money to put in for future conditions. Company collects the fees and returns it back to the town. Have some input into the company if they sell to some one else. Jamie said set it high enough at first it is easier to bring down % of the fee.

Service area- There is a wide range agreement within the townships. They will not denied service to anyone who does request the service but if they are not in the plant mile they will be charged. They are looking at 20 per plant mile. The connection will be the same as what you have coming into your home now. Randy was asked to draft up an agreement for next month meeting. Jamie will be back at the June meeting. Will have it to us a few days so they can review before the meeting. Start of service within 2 years.

Approve Constables Ordinance- Duties are in the form of a resolution, the ordinance refers to the resolution. Motion made/second Dale/Barb to approve the Ordinance 1-2006 Establishing Duties of Town Constable. Carried.

Motion made/second Peter/Barb to adopt 5-2006 Resolution, Duties of the Constable. Carried.

Appoint a deputy constable- Motion made/second Dale/Barb to appoint Gary Nelson as Deputy constable. Carried.

Resolution on Nims management for Baileys Harbor- Motion made/second to adopt the resolution for NIMS. Carried.

Review all license fees- Dale abstains from discussion. Clerk listed all the fees for the upcoming licenses. Liquor \$300.00, Beer \$100.00, Wine \$100.00, Cig \$25.00, Operators \$10.00 per year, Advertising amount charged by Advocate. Motion made/second Jim/Bob fees remain the same. Carried.

Rezoning property on County EE and F- Bob Schultz abstained from any discussion. A couple of parcel owners would like their property rezoned to small estates. When reviewing the property it was found that there are a few parcels that have 2 zoning classifications on the property. Recommendation came down from the Plan Commission to go ahead with the rezoning. Clerk stated everyone who would be involved with the zoning change was informed about the meeting tonight. Only Bob Schultz was present. Motion made/second Dale/Barb to proceed with the zoning change with the cost coming from the property owners. Carried.

Committee input- Clerk stated we received a letter from Port a Pier and they would increase the cost of removing and replacing the buoys at the Marina. Board decided to wait until fall. They could considering fixing up the pontoon boat, or looking for another one.

Jim – a copy was given to everyone from Steve on some of the issues. The grinder pump will be order thru the town because we can save the sales tax on the item.

Bob – Rec Park- all 3-inch water lines are in. Jim Anschutz put in a 5-horse motor for the sprinkler system. Topsoil was placed on the soccer field, graded and seeded as soon as possible. Money has to be moved from the Road account to the soccer field to pay the bills that are coming in.

Sewer – Dale- Steve had another plan for the sewer line at the Catholic Church. If we can receive permission to come up the hill on the south side of the church place a manhole on Ward Street. We would not have to come pass the homes where the wells are close to the road. We maybe would have to have the opening done with a trencher. This we would like done before the new road comes thru and than it can be reblacktopped.

Sampler at the treatment plant broke and they had to order for a replacement. Motion made/second Dale/Jim to take \$1700.00 from the replacement fund to purchase the sampler. Carried.

Gary Fewless plans to start the plant study on Ridges Road the last few days of May, first part of June. Hopefully work can begin the last of September or early October.

We will open bids for the dredging at the Marina on the 24th of May at 6:00 PM.

Harbor Lumber received the bid for putting in the new launching ramp at Kangaroo Lake.

Barb- Barb would like to put the sign up at the cemetery before Memorial Day. Light House walk will take place at the town hall on May 20th and 21st.

Payment of bills- Motion made/second Dale/Barb to transfer \$25,000.00 from the Road Acct. to the Recreational Park to cover the soccer field expenses. Carried. Lois will have a transfer slip made out for next month. Motion made/second Barb/Peter to pay all bills. Carried.

Motion made/second Peter/Bob to adjourn at 10:00 PM. Carried.

Town Clerk, Jane Pluff