

## Town Board Meeting January 8<sup>th</sup>, 2007

James Parent called the monthly 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 and 15 visitors.

Clerk verify posting. Item #12, Kari called and she will not be here. Motion made/second Peter/Barb to accept the agenda with the change. Carried.

Accept minutes- Motion made/second Dale/Bob to accept the minutes. Carried.

Accept treasure report- Budget changes will be signed tonight on accounts that were over \$500.00 in budget. We are not going over budget but just moving within the budget. Motion made/second Barb/Bob to accept the report. Carried.

Citizen input- Jim stated information on E Meadow Road will be on the next month's agenda. Ann Miller gave us a copy of roads maps from Madison before 1964. Never came back and inspected after the rope was removed from the road. Also a copy of the 2003 email sent Steve Parent. She also talked with Mike Grim from Nature Conservancy and they are ok with it as long as road doesn't encroach on their property. Cul Du Sac also ok.

Gene Schlick asked if he would be allowed to have input on item 6 on the agenda. Jim stated he would be allowed to have input.

Discuss bathrooms/showers at Baileys harbor Marina Condo/Waterstone Development LLC.- Dick Bosman from the development was present. Jim stated the involvement at the board level as he understands, the bathrooms must be built for the marina owners as a condition of vacating the road within a reasonable time period. Dick stated the building that was used for showers were taken down about 1 month ago. The entire cottages were taken down to place the new sewer line. He has talked with Gene Kennepp, president of the Board of Directors for the Marina, he asked Dick last fall to help them put a site plan together and run it with the progress and have it built. Dick stated he would help but he needed a floor plan for price on a building and a site plan. He gave Dick a site plan but has not decided on a floor plan at this time. The location is back by the maintenance building across Ridges Road, parking for the marina will also be in that area. Dick also has talked with Don Prust about hooking up to the sewer line. There are two ways, manhole to the south which is a couple hundred feet, or tie into Hickey's lateral. Dick's only position on this issue is to help the Marina Association having it approved and getting it built. Ball park timing would be about May 15<sup>th</sup>. Sewer committee would have to look at for tying into the sewer line, Dick asked about the Plan Commission. They do not have to come back to the town for approval on the building if they don't need any variances or conditional use permits. If it is an over the counter permit issued by the Door County Planning dept, they would only need to come in for a building inspection permit after the County has issued their permit. Dale stated there seems to be some question as

to where the bathrooms are going. The board had received letters from some of the boaters on the issue, they are not happy about being so far away from the Marina. Bob stated the only responsible that we have are to be sure they are built under one of the conditions of vacating the road.

Gene Schlink – Everybody is concern about the development taking place. The key questions are what the developer has done for any improvements at the marina itself for the past 14 years. Gene asked about building codes. Who will provide the inspections for the building? At this point after the permit is taken out with the County they will have to come before the town and have a building inspection permit. Gene feels part of the code is given the fact that part of the dock house which is out on the main prier should be no more than 500 feet from where a business is conducted or where there is an employee located. Gene also gave a copy of a letter from Jim Smith back in July 28, 2005.

The board feels they should talk to their attorney. Jim Parent will call Randy Nesbitt and talk with the building inspectors on the issue.

Accept sewer line easement at Maxwellton Braes- Steve Parent was present. Dale abstain from any discussion and voting on the issue. Two sewer extensions to the town sewer system. Both were installed, tested, inspected. The last thing is to grant easements to the town to allow them to maintain the sewer lines. At Maxwellton it is about 300 feet and included 2 manholes. When the Ridings owned the property their was document created but never recorded. When put together, Steve will include the 300 feet and the line running up to the lodge from Chapel Lane. With this being recorded it will take care of all the lines at Maxwellton. There will be more sewer extensions for the buildings but they will be addressed when they are put in place. Motion made/second Jim/Peter to approve Maxwellton Braes sewer easement pending approvable from our attorney. Carried. 4 yes, Dale abstain.

Accept easement of sewer line at Deer Crest Development- pavement could be a year or so away. Bob had a question the intersection and the 50 foot road verses the 66 foot road. They feel it should be a T intersection. The town has the ability to ask the State to approve a 50 foot right a way. Sewer is in road right a way. There are two easements, one by Baileys Lots and one on Severn Street area. Motion made/second Jim/Bob approve the Deer Crest sewer easement subject to legal approvable. 4 yes, Dale abstain. Carried. Steve will send both easements to Attorney Bauer for approval.

Review approve specs for baseball field lights- Ad will be placed in the paper this weekend. Bids will be due on Feb 5<sup>th</sup> at 6:00 PM. Award on 12<sup>th</sup> of Feb. Finish by May 11<sup>th</sup>, 2007. It takes about 4 to 6 weeks to have equipment on site. If they start in April they should be done. There would be a 25 year warranty; we have to be sure to have lights directed on the field correctly. There is rock, which they should consider trenching. Bob question about the town purchasing the material and saving on sales tax. Steve said if we would purchase the material ourselves, we could run into a problem with it being damage, not right equipment, there would be no warranty. Dale question who is going to inspect. They will have to have a person from the Manufacturer be there at night and line

up the lightning to make sure it is correct. Steve will check to make sure that we have all permits/inspections if needed. Motion made/second Dale/Barb to have Steve from Baudhuin Inc. bid out the plans for lights at the Rec. Park with having the penalty at \$500.00 per day plus cost if not completed by May 11th. Carried.

Update on Ridges Road- Steve – Gary Fewless made his 3 visits this past summer. He has given Steve his hand written notes and they were applied to the drawings which showed driveways, manholes, etc. Gary used this as reference points to locate all the plants. Steve feels from the edge of the pavement to about 3 feet off, because of the foot traffic that ground is packed down, he doesn't feel there are many endanger species within those 3 feet. But there are many from 3 to 8 feet. Steve feels at the very most we would only be able to work with 3 feet but by the time we work up the road it will take care of the 3 feet. Bob also said we have to consider putting gravel on the road so we will no doubt have it the same. He is waiting for the written report and also has email DNR to see who we send the report to for approval. We are hoping that we could have every thing done by the 4<sup>th</sup> of July. Steve thinks we do have until July 2008 to have it done.

Adopt all Resolution/Ordinance/Agreements pertaining to Room tax in township- Board has letter from Randy Nesbitt. His recommendation would be to adopt the Resolution and not ordinance at this time. We could do the ordinance next month. Anything rented less than 30 days are subject to room tax. Even RV's that are rented less than 30 days being rented would be subject to tax. Dale asked who would police the renting in homes etc. The communities would have to take care of the issue. There are two ways to control this issue. Either the municipal would control it or it can be passed onto the commission. If the commission takes it on they are the ones who would have to track down the people. Jim feels we in Baileys Harbor would have the least amount of rooms that are being rented. The representative stated we are just like the town of Egg Harbor. Jim and Dale feel let the commission do everything and we receive a check. We should receive a report from the commission which we could review and pick up if we know of someone who is renting and not on the list. It is a free permit, it is up to the lodging people to come forward for the permit. If they don't come forward they could be fined, by not paying room tax. The permit/license should be the same. Dale feels by contacting realtors would help. They rent many rooms in the county.

Motion made/second Dale/Barb to adopt the Resolution of accepting the room tax. Carried.

Dale suggested putting it on the Feb 5<sup>th</sup> meeting and Jim felt it could wait until the next monthly meeting.

County Board report – off

Committee reports- Bob – Dave's tree service is trimming on Ridges Road. Nancy Isaacson called they cut down a couple of trees by their driveway that were not dead. We may have to replant a couple at their place. They will also do some trimming on Summit Road.

Peter – Planning – Kimbells were present at the Plan Commission meeting earlier. They had gone to the County and last month was present about a zoning issue on their farm. The County suggested coming before the town ahead of time to see how they might respond to a zoning change. The Plan commission meeting earlier 2 felt they would not have a problem and 1 didn't feel it would be a good ideal for spot zoning. Barb didn't feel comfortable making a statement tonight, she felt we should have something from the County before deciding. One of the items that they were to find out is if the County would just do a small part of the property for rezoning and they would consider having an application for a portion. Board made no statement.

Resource Planning for a zoning amendment- They would like to remove 3.12(6)e from the zoning ordinance. Motion made/second Jim/Dale the board is not opposed to the zoning change. Carried. Peter will send letter to Door County Planning Dept.

Also under discussion was the rep. for the County Smart Growth Plan. It must be someone from the Town Board or the local Plan Commission board.

Bill Hansua asked about the Natural Trail that Paul Regnier was talking about a while back and if it is the same property that is for sale at this time. Bob said we have canceled it out and just doing the little park. Bill feels we should check into the property and purchase it for future use. Jim will check with a realtor on the issue.

Jim would like to form a committee for the Rec. park. Clerk also stated that all meetings must be posted and minutes taken. This item will be on the Feb. 12<sup>th</sup> meeting.

Barb – nothing.

Payment of bills- motion made/second Dale/Jim to approve all bills. Carried.

Motion made/second Dale/Jim to enter into Closed Session per State Statutes 19.85 (1) ( c ). Review applications for maintenance employment for town- Jim, Dale, Peter, Barb, Bob yes. Carried.

Motion made/second Barb/Bob to enter back into open session and continue with agenda and decide on date and applications for interviews. Carried.

The following people will be called in for interviews: Nicholas Greco, Ryan Weisgerber, Mark Franke. The meeting will be on January 15<sup>th</sup>, 2007 at 6:00 PM.

Motion made/second Peter/Barb to adjourn at 10:30 PM. Carried.

These minutes are subject to correction at the next monthly town board meeting.

Town clerk, Jane Pluff

