

## Town Board Meeting June 9, 2014

Donald Sitte called the regular monthly Town Board meeting to order at 6:00PM in the meeting room at the Town Hall. Present were Donald Sitte, Barbara Anschutz, Robert Schultz, Peter Jacobs, Roberta Thelen, Douglas Smith, Lois Pluff and 14 visitors.

Clerk/Administrator verified posting. Motion made/second Peter/Barb to accept the agenda. Carried.

Accept Minutes – Motion made/second Roberta/Bob to accept the minutes. Carried.

Accept Treasurer Report – We received \$10,092.50 for the sale of the old lawnmowers, which offsets the purchase of the new lawnmowers. In regards to liquor licenses, Lois will get a list of any outstanding personal property or sanitary utility bill balances to Doug prior to the licenses being issued. If full payment isn't made, licenses cannot be granted. Motion made/second Peter/Roberta to accept the report. Carried.

Citizen input – None.

Discuss/decide location of Schmitz Road – Randy Nesbitt, the Town's attorney, was present for this topic. After the last time this consideration was before the Board and Randy had given the opinion that Schmitz Road continued to exist, we were asked by Blue Sky Harbor's attorney to identify the location of Schmitz Road. If the Town declares where the road is, the next thing that might come up is a challenge in court. The question is two-fold: first, does the Town want to engage in an agreement as to where the road is located and, second, if so, is the road that's been laid out by Baudhuin appropriate? Randy's opinion is that it's a good idea to come to an agreement with the surrounding property owner (Blue Sky Harbor) as to the specific road location. The location that Baudhuin has placed it is probably the best location it could be in. Randy is suggesting that we have their attorney draw up an agreement between Blue Sky Harbor and the Town of Baileys Harbor agreeing to the road location. Motion made/second Don/Barb to accept Baudhuin's identification of the location of Schmitz Road with the understanding that Blue Sky Harbor also accepts the location of Schmitz Road as described by Baudhuin. After the agreement is signed, it will be filed with the Door County Planning Department and Register of Deeds. Carried.

Review Compliance/Maintenance Annual Report for Wastewater Treatment Plant and adopt resolution accepting it – Don Prust, Wastewater Plant Manager, was present. This is a yearly report/resolution. We received straight “A's” again this year. Motion made/second Peter/Roberta to approve the CMAR and adopt a resolution accepting it. Carried.

Discuss/decide repairs to clarifier/bridge at Wastewater Treatment Plant – Don Prust explained that the bridge that goes across the clarifier has gotten very rusty. Their intentions were to have it repaired last year. However, upon further inspection, it needs to be replaced rather than repaired. This summer, they would like to get the electrical that goes across the bridge rerouted in preparation for bridge replacement. When the bridge gets replaced, the dome has to come off of the building. Don is asking for approval to work with Baudhuin to come up with bid documents to advertise the project. A very, very rough estimate is around the \$100,000 range and would come out of the replacement fund. It is a safety issue. Motion made/second Barb/Bob to authorize Don P. and Doug to work with Baudhuin to prepare bid documents and advertise the project. Carried.

Discuss/decide Ordinance #1-03, Town of Baileys Harbor Parking Ordinance – Mark Merrill was

present and road through town roads, keeping track of where we have no parking signs. Using that list, this ordinance was created, as there wasn't one prior. The only addition is to put no parking on both sides of Park Road, rather than just the south side, in order to make easier for fire trucks to get out if there is a call. The ordinance has been reviewed by Randy Nesbitt. Guy Street and School Street should also be looked at. We can either add them as an additional letter item in the ordinance, or item J covers it by stating that the Town Administrator, Town Chair or Town Board can designate no parking areas. The ordinance will be reviewed once per year. Motion made/second Barb/Bob to adopt Ordinance #1-03, Town of Baileys Harbor Parking Ordinance. Carried.

Discuss/decide Ordinance #1-2014, a Sexual Offender Residency Restrictions Ordinance – Sherriff Vogel requested that this ordinance be passed. Essentially, it prevents sex offenders from living within 2500 feet of schools, parks, churches and day cares. Motion made/second Don/Barb to approve Ordinance #1-2014, a Sexual Offender Residency Restrictions Ordinance. Carried.

Discuss/decide all alcohol and tobacco licenses for July 1, 2014 to June 30, 2015 cycle. For a detailed listing of licenses, please contact Clerk/Administrator – 57 Depot had a business name change and was unable to get their information in to Doug in time for publication, so we will need to have a special meeting for them at a later date prior to July 1. Other than that, there are no changes. Motion made/second Peter/Bob to approve all alcohol/tobacco licenses for July 1, 2014 to June 30, 2015. Carried.

Marina Update – Don read a report from John Hammarstrom, a copy of which is available upon request. As for the roof repairs, it was rebid with the base bid being simply fixing the leaking problems and alternate to add a roof. That contract will be reviewed and awarded at the July meeting.

Clerk/Administrator/BHCA – Brynn has raised \$2,981 for the dog park and \$8,385 which is only about \$290 short of the fireworks cost.

Bob – Roads – One road has been blacktopped, now we have to add top soil along the edges and the rest will be done with quarry wash. The field across the street from Bob's house will be cut for the 4<sup>th</sup> of July. They also cut from Maxwelton Braes into town. Steve has to meet with Loren and Annie Peil in reference to Guy Street. A birch tree by Joe Korn's house is rotten and will most likely fall right on the road, so Bob will contact Pro Tree Services to remove it.

Sidewalks – Don stated we may have to make some improvements to the sidewalk by the Marina building.

Barb/Bob – Parks – We need to find out why not much work has been accomplished down there. Steve Parent did get approval for the pipe replacement by Carol Williams' house. Since it's getting so close to the 4<sup>th</sup> of July, we should hold off on any plantings until after.

Barb – Town Hall/Cemetery – At the cemetery, Van Gemmert Memorials is working with St. Mary's doing some repairs to headstones. Barb contacted them and asked them to as much as they could for \$1,000 on some of the Town's headstones. Jeff Kita will go through and mark some of the worst ones.

Peter – Plan Commission – They are continuing the work on the Conservation Subdivision Ordinance. Don reported that the appeal of Todd Haleen's zip line conditional use was denied, so Todd will be allowed to do it.

Roberta – BHHS/Community Programs – On June 4<sup>th</sup>, they had a folk art event that went very well. We will need to have some special meetings in the near future as we talk about implementing the Toft House and the Green Site.

Payment of bills – Motion made/second Bob/Barb to pay all bills. Carried.

Motion made/second Peter/Barb to enter into Closed Session per State Statutes 19.85 (1) (c) considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility. Roll call: Roberta Thelen, aye. Peter Jacobs, aye. Barbara Anschutz, aye. Donald Sitte, aye. Robert Schultz, aye. Carried. Also present for the Closed Session was Douglas Smith.

Motion made/second Peter/Roberta to enter back into Open Session and continue with the agenda. Roll call: Roberta Thelen, aye. Peter Jacobs, aye. Barbara Anschutz, aye. Donald Sitte, aye. Robert Schultz, aye. Carried.

Discuss/decide recommendations from Closed Session, if any - The Board has decided to hire Max Laird at the Marina for the 2014 season.

Motion made/second Barb/Bob to adjourn at 7:38PM. Carried.

These minutes are subject to correction at the next regular monthly Town Board meeting.

Douglas Smith  
Town Clerk/Administrator