

Town Board Meeting April 13, 2015

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, Robert Schultz, Barbara Anschutz, Roberta Thelen, Peter Jacobs, Douglas Smith and 16 visitors. Lois Pluff was absent.

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

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

Accept Treasurer Report – motion made/second Barb/Roberta to accept the report. Carried.

Citizen input – None.

Consideration of a Petition for Grant of Variance for Matt Koehler, 2666 N. Kangaroo Lake Drive, Parcel #002-03-30302834C – The property owner would like to add a garage to the existing house and the west side is the only option. The septic comes out the east side, the well is to the north and the south is just about right on the road. The proposed garage would be 18.5' feet away from the property line which is closer than the zoning allows. Drainage is to the north and east. There is a tree hedge along the lot line that goes right down the middle of the line. There are no structures directly adjacent to the proposed area. The Plan Commission has reviewed it and has recommended approval. They feel there is a hardship that is not self-imposed given the physical limitations of the property and there would be not be a negative impact on public interest. Also, the adjoining lot is already zoned as mixed use commercial so it's unlikely someone would build a house in that area. The existing landscape barrier helps to reduce visibility and also could acoustically help any noise by mitigating any noise from either property. It is consistent with the Town's Comp. Plan. Motion made/second Barb/Bob to recommend approval to the Door County Board of Adjustment. Carried.

Consideration of bids for Park Road project – Engineer Steve Parent was present. Harbor Construction came in with the lowest bid at \$132,485.00. Steve's estimate was \$156,000.00. They need to achieve substantial completion of the project by June 17, 2015. The project includes resurfacing, storm sewer work and sidewalk on both sides. Doug will work with the Scotty Rally organizers to come up with an alternate route if the road is torn up on May 16. Steve and Doug will be walking the road and meeting with interested residents on Friday at 10:00AM. Motion made/second Peter/Bob to award the project to Harbor Construction with the understanding that substantial completion must be achieved by June 17, 2015. Carried.

Engineer update – Regarding the Bluff Road project, if we have a dedicated walkway and it's new construction, it has to meet ADA compliance and that road is too steep to make that happen. The best thing we can is construct a paved shoulder, paint a fog line and leave a 5 to 6 foot paved shoulder for people to walk on. The guard rail would then be on the outside of the pavement. A retaining wall needs to be installed as well. Steve has plans drawn up with both a poured concrete wall and precast concrete blocks. He will bid it out both ways to see where the costs come in and if the difference isn't significant, we can go with the concrete blocks, which would look nicer. Plans are almost finalized for Guy Street.

The project will finish off the north and south section of Guy Street. It will be repaved, curb and gutter and sidewalk will be installed on the east side, and we'll saw cut and match into the parking lot at Orphan Annie's on the west side. It's estimated at \$35,000.00. The bad blacktop from last year will be milled off and repaved. Biessen has agreed to take care of it. The Bluff Road wouldn't start until after the 4<sup>th</sup> of July. Regarding the clean-up of Anclam Park, there was an emergency meeting held on Friday. In some of the eroded areas, Steve contacted the DNR about putting riprap in them. It is allowable via a permit and can be done at any time. Steve will get the permit process going so it can be bid out. Harbor Construction is currently putting in piping and stonework to help with the erosion on the northern area by Carol Williams' house. The beach will most likely need to be groomed occasionally after rains and in the spring.

BHCA Report – Brynn Swanson of the Baileys Harbor Community Association was present. Since Doug resigned from the BHCA Board as he's getting busier and busier, Brynn will be attending the Town Board meetings to give updates. Today the credit application was faxed out for the banner brackets for the power poles. The banners should be up by Spring Fling. May 8<sup>th</sup> is the open house for the Toft House, partnering with the Historical Society. There will be drinks, appetizers, live music and everyone is invited. The new brochures arrived. They are almost double the size this year since so many businesses wanted to be in them. The security meeting for the 4<sup>th</sup> of July will be on Wednesday. Attendees include Brynn, Doug, the Sheriff's Department, Door County Emergency Services, the Baileys Harbor Fire Department and EMRs, Jeff Kita and Mark Merrill. We are considering running the parade north to south. This would prevent any congestion in the downtown area with floats trying to turn up County F or Park Road. The Brown Trout tournament will take place at the Marina rather than the Fire Station this year. It starts on April 23 and ends on April 26. On Sunday, the Modern Day Drifters will play from 10:00AM to 2:00PM.

Update on dog park and consideration of name for dog park – Several names were submitted. The name will be Captain Bailey's Dog Park. Originally we were going to promote the location of the dog park with people bringing their dogs to that location with a walk from the downtown area as well as a microchipping clinic with the Humane Society. However, there is currently an outbreak of canine flu, so Brynn is suggesting skipping it this year. The Board agreed.

Consideration of electrical work at Toft House – Some of the electrical needs to be upgraded at a cost of \$2,000.00. Since it's under \$5,000.00, we can just go ahead and do it. It is a necessity as certain things need to be brought up to code. Brynn will work with Baylake Electric to do what is necessary.

Consideration of location of car charging station – Barb met with Mike LeClair and asked him where he thought some good spots would be. The first option would be on the east side of the fire station where the parking stalls are. The breaker panel and the meter are right there. He had suggested creating a new stall for it. The other option is by the pavilion in the Town Hall parking lot. It would be the first stall on the west side of the parking lot. Jeff Kita suggested the spot over on the north side of the library where this is an existing indentation in the curb. The power comes in on that side of the building and since the road is getting redone, we can increase the size of that spot. Motion made/second Don/Barb to place

the car charging station on the northwest corner of the Town Hall, with the discretion given to Barb that if it doesn't work there, she may put it in another area. Carried.

Consideration of Ordinance #03-2015, an Ordinance Regulating Application of Liquid Animal Manure – Joe Haberli and John Gray, local farmers, were present and had some concerns about the ordinance as it stands. In item #5, it lists that pressurized spray manure systems are banned. This would impact John's way of doing it as it takes pressure to move anything. There are two options pertaining to land application requirements, one of which states that any liquid manure has to be worked into the ground within 24 hours, which is very hard to do. The state guidelines are 72 hours. Motion made/second Barb/Bob to adopt the ordinance, removing "pressurized spray" in item #5 and changing item #6 to read "No person shall apply liquid manure by any application method which is not worked into the land within 72 hours." Roll call: Roberta Thelen, aye. Peter Jacobs, aye. Barbara Anschutz, aye. Donald Sitte, aye. Robert Schultz, aye. Motion carried.

Consideration of replacement of concession stand roof at Rec. Park – The roof on the original building is leaking. It was put up in 1971. Bob originally got a quote from a company to completely seal the roof, but it came in around \$24,000.00. He then got two prices from Martin Roofing Company. To tear off the steel that's there now and put ¾" plywood, then put rubber over that with a lifetime warranty. The cost for that would be \$12,647.00. The other was to tear off the metal and put new metal for \$12,936.00. This is in the budget. Motion made/second to hire Martin Roofing Company to install the rubber roof for \$12,647.00. Carried.

Consideration of replacement of pier at Bues Point Boat Launch – We had checked into a price for this last year at budget time, so the cost is in the budget. The old pier is back in for right now, but because of the high water, it's not in the best position as water was over it most of the time last year. They have also had to saw off part of it, due to rotting. If we order the new one now, it wouldn't be in until June or July. It would be a floating pier so we wouldn't have to worry about water depth. The old one from Bues Point would go to Kangaroo Lake. We got quotes for wood decking and plastic decking. The wood tends to weather better. Motion made/second Peter/Don to go with the wooden floating pier from Port-A-Pier for \$16,530.00. Carried.

Consideration of replacement or repair of docks at Marina – The north docks are starting to deteriorate and will need to be replaced soon. The cost for all nine would be \$99,193.00. Five of them would be \$55,005.00. One would cost \$12,160.00. To replace one with a used pier and new step unit would be \$10,250.00. Since there is nothing for this in the budget for this year and it's not an immediate need, we will hold off for now and talk about it again at budget time.

Consideration of payment for Marina roof tile – This is payment of the tile specifically, not the closeout of the project. Since there was such a delay and it's still not the correct color, Doug just wanted to get approval from the Board before he paid it. The color we ended up with does seem to fit fine with everything. The current balance for the tile is \$9,293.26. Final payment on the project itself won't be made until everything is complete and everyone is satisfied. Motion made/second Barb/Peter to pay the bill for the tile. Carried.

Consideration of rules for Anclam Park – Barb presented a list of items that her and Bob came up with. The list of proposed rules is available upon request. One item is “no unattended water craft shall remain on the beach for an extended period of time,” however we’re not sure how this could be enforced. A couple of things we’ll need to think about is do we want to designate a swimming area and should we offer kayak slip rentals. If we offer kayak slip rentals, it may potentially make us liable for any lost or damaged kayaks. As for solicitations, we do have a peddler permit ordinance, but we’ll have to take a look at it to see if it applies. Barb will work with Randy and Doug to put the rules into ordinance form and bring it back at a future meeting. As for signage, Barb would like to get everything set and then just create one sign rather than having a bunch of signs.

Consideration of topics for Annual Meeting – Don would like to see an open house for next year starting at 5:00PM until 6:30PM where people can tour all Town facilities. We can think about it. For this year, Don was asked to have Board members give reports, so we’ll include that.

Committee Reports – Clerk/Administrator – Doug reminded the Board to be here early for next month as we have to call the Board of Review to order and adjourn during the first two weeks of May. We’ll do that at 5:55PM.

Chair/Marina/Sidewalks/Wastewater – There is an area by the Marina building that still has a grassy area. Since the grass doesn’t grow there anyway, and it is by an ADA parking space, Don thought it would be better to have all concrete. This way it would make it much easier for wheelchair access. He will be having that done soon.

Bob – Roads – County F is going to be torn up from the intersection of EE and F all the way to Maple Grove Road. It would be best to take an alternate route to Fish Creek. Bob took a ride on to Elm Point to look at whatever was spilled on the road. Unfortunately, there’s nothing that can be done about it. Bob will also check out the way the water is running.

Barb & Bob – Parks – He getting prices on the dog park fencing. For the Kangaroo Lake parking lot, we’re still waiting to find out what best material to put down since it can’t be blacktop or black gravel. It will most likely be just gravel. At the Rec. Park, there are two semi-trailers. The Door County Highway Department donated one to us so the Door County Destroyers have a changing room. We bought one for \$1,000.00 which has a side that comes down to act as a stage. Beantown Campground is letting the football team shower there.

Barb – Town Hall/Cemetery – We had the library carpets cleaned last month.

Peter – Plan Commission – None.

Roberta – BHHS/Community Programs/Green Site – The BHHS is working on getting their area ready for the open house. PCI hauled the gravel into the Green Site. Roberta will be working on signs that contain the rules.

Roberta & Peter – Toft House – The top of the well hasn’t been found yet.

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

Motion made/second Peter/Roberta to enter into closed session pursuant to Wis. Stats. 19.85(1)(e) for deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session: Consideration of purchasing real estate for Town purposes. Roll call: Roberta Thelen, aye. Peter Jacobs, aye. Barbara Anschutz, aye. Donald Sitte, aye. Robert Schultz, aye. Motion carried. Also present for the Closed Session were Douglas Smith, Donald Prust, Jeffrey Kita and Bill Becker.

Motion made/second Barb/Roberta to enter 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. Motion carried.

Consideration of recommendations from Closed Session, if any – Motion made/second Barb/Don to add an item regarding potential purchase of property to the Annual Meeting agenda. Carried.

Motion made/second Barb/Bob to adjourn at 8:56PM. Carried.

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

Douglas Smith  
Town Clerk/Administrator