

**MINUTES OF THE TOWN OF BARNES
MONTHLY TOWN BOARD MEETING**

Tuesday, June 18, 2013

At Town Hall, 3360 County Highway N, Barnes, WI

- 1. Call the Regular Town Board meeting to order at 6:40 pm. and call to establish a Quorum/ Verification of Public Notice**

Chairperson Tom Krob called the June Monthly Board Meeting to order at 6:40 p.m. Roll call was taken to establish a quorum; members of the Board present were: Jack Meinke, Chris Webb, Mitch McGee, Donna Porter and Tom Krob. Also in attendance were Town staff: Brenda Bakke, Clerk-Treasurer; Dorothy Vogel, Deputy Clerk-Treasurer; Bob Lang, Roads & Property Foreman, and Tom Renz, Fire Chief and Ambulance Director. Bakke verified for Krob that the meeting minutes had been posted per State Statutes.

- 2. Pledge of Allegiance to the Flag:** Chairperson Krob led the assembly in the Pledge of Allegiance to the Flag.
- 3. Motion to approve the Agenda, approve the minutes of the Town of Barnes Annual Meeting, and the May 2013 Board Meeting Minutes, and to dispense with the reading of those minutes.**

Motion was made by Supervisor Chris Webb to approve the Agenda, approve the minutes of the Town of Barnes Annual Meeting and May Board Meeting, and to dispense with the reading of those minutes. Motion was seconded by Supervisor Donna Porter. Motion carried.

Motion was made by Supervisor Chris Webb, and seconded by Supervisor Mitch McGee, to amend the Agenda by moving Item 9 to Item 4. Roll Call vote was taken with all voting yes. Motion carried.

- 4. George Kornstad with the Beauregard Lake Association presented a check to Tom Renz in recognition for work at the Germann Road Fire.**
- 5. Public Comment Section – 3 minute limit for those not on the Agenda.** Chairperson Krob pointed out that water ski issues will be brought up as Item 13, but others can speak up now.
 - **Melissa Driscoll** – Looking for volunteers to judge the 4th of July parade.
 - **Patti Joswick** – Recommended attending the 17th Annual Pie & Politics event Tuesday, July 9th, at the Big Top Chautauqua, Bayfield.
 - **Doug Fahrney** – Missed the renewal time for operator license; advised to turn request into Town office on Thursday and it will be approved by the end of the month.

- 6. Voucher Approval**

Clerk-Treasurer Bakke stated that May vouchers were reviewed during the Board of Review meeting on June 8, 2013.

Motion to approve the vouchers was made by Supervisor Chris Webb, and seconded by Supervisor Jack Meinke. Roll Call vote was taken with all voting yes. Motion carried.

7. Clerk/Treasurer Report
a) Treasurer's Report as of May 31, 2013

ASSETS

Current Assets

Checking/Savings

100 · TOB General Fund-SBOD Checking	38,512.27	May Interest: 16.89
101 · TOB Money Market SBOD Savings		
101A · Money Market-General Savings	385,362.32	May Interest: 43.77
101B · TOB Highway Sinking Fund	146,577.57	
101C · TOB Emerg. Serv. Sinking Fund	37,459.22	
101D · TOB Parks & Rec. Sinking Fund	5,404.38	
101E · TOB Ski Trail Donations Fund	1,036.15	
101H · TOB Buildings Sinking Fund	94,154.57	
101I · Well Water Donations Fund	633.11	
101J · WI EMS-FAP Fund (old ACT 102)		
101J-1 · TOB WI EMS-FAP Fund-Equipment	277.85	
101J-2 · TOB EMS-FAP Fund-EMT Training	451.27	
Total 101J · WI EMS-FAP Fund (old ACT 102)	729.12	
101K · TOB Bridges Maintenance Fund	12,040.79	
101L · TOB Waterways Maintenance Fund	10,033.99	
101O · TOH-Amb. Billing Escrow Account	1,000.00	
101X · TOB Banners Fund	4,573.00	
Total 101 · TOB Money Market SBOD Savings	699,004.22	

110 · TOB Cash Reserves

110-101 · HCCU Shares Savings Acct.	271,056.93	May Interest: 65.04
1500 · HCCU 35-Mo. CD - 2/20/2014	104,324.20	May Interest: 170.99
1501 · HCCU 35-Mo. CD - 7/11/2015	102,797.71	May Interest: 95.43
1503 · HCCU 35 Mo. CD - 7/11/2015	53,747.91	May Interest: 41.78

Total 110 · TOB Cash Reserves	531,926.75	
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Total Checking/Savings **1,269,443.24**

Other Current Assets

12000 · Undeposited Funds

130 · Petty Cash Fund	270.52	
Total 12000 · Undeposited Funds	270.52	

150 · PrePaid FUEL	457.68	
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Total Other Current Assets **728.20**

Total Current Assets 1,270,171.44

TOTAL ASSETS**1,270,171.44****LIABILITIES & EQUITY****Liabilities****Current Liabilities****Other Current Liabilities**

2100 · Payroll Liabilities 16,281.19

2200 · Other Liabilities -1,281.71

26000 · Advance Tax Collections 12,870.74

Total Other Current Liabilities 27,870.22**Total Current Liabilities 27,870.22****Total Liabilities 27,870.22****Equity**

3000 · Opening Bal Equity 383,075.84

3900 · Retained Earnings 681,690.83

Net Income 176,618.96**Total Equity 1,241,385.63****TOTAL LIABILITIES & EQUITY 1,269,255.85**

Motion to accept the Treasurer's report as read was made by Supervisor Jack Meinke, and seconded by Supervisor Donna Porter. Supervisor Chris Webb sited an error on the Treasurer's Report and requested correction. Roll Call vote was taken with all voting yes. Motion carried.

b) CD expired 5-19-2013 rolled over into HCCU savings

c) Timber cutting notices from County Clerk were read.

d) Auditor's Report and Contract Approval

Motion to accept contract at \$4,000 per year for 3 years made by Supervisor Chris Webb, and seconded by Mitch McGee. Roll Call vote was taken with all voting yes. Motion carried.

e) Liquor Licenses Approval - Chairperson Krob requested Tommel/Backwoods be separated.

Motion to approve Class B Combination Licenses for the following 10 businesses was made by Supervisor Chris Webb, and seconded by Supervisor Mitch McGee. Roll Call vote was taken with all voting yes. Motion carried.

1. Barnes Community VFW Post 8329
2. Barnes Trading Post Inc.
3. Carole A. & Ralph E DeWitt d/b/a RC's Decoy Inn
4. Doorn's Inn Inc.
5. Downtown Barnes, Inc. d/b/a Cedar Lodge Steakhouse & Grille, LLC

6. Eagle Horn LLC. d/b/a Buck N Bass
7. Enchanted Inn Corp. d/b/a Enchanted Inn
8. Nancy M Lindberg d/b/a The Windsor
9. PJ's Cabin Store Inc.
10. Traut's Resort

As Tommel/Backwoods was separated, a motion to approve a Class B Combination License for Tommel/Backwoods was made by Supervisor Donna Porter, and seconded by Supervisor Chris Webb. Roll Call vote was taken with a yes from Supervisors Jack Meinke, Chris Webb, Mitch McGee and Donna Porter. Chairperson Tom Krob abstained. Motion carried.

Motion to approve a Class B Combination License for Cleo M. Marshall d/b/a Mike's Sportsmans Saloon was made by Supervisor Chris Webb pending payment of taxes and all required fees paid, and seconded by Supervisor Mitch McGee. Roll Call vote was taken with all voting yes. Motion carried.

Motion to approve a Class A Combination License for Jim's Bait was made by Supervisor Chris Webb, and seconded by Supervisor Mitch McGee. Roll Call vote was taken with all voting yes. Motion carried.

f) Operators Licenses Approval.

g) Motion to approve 1 Year Renewal Licenses for Paul Mueller and Rose Skinner was made by Supervisor Chris Webb, and seconded by Jack Meinke. Roll call vote was taken with all voting yes. Motion carried.

Motion to approve 2 Year Renewal Licenses for Larry Bergman, Judy Bradford, Nancy Gohde, Julie Johnson, Kevin Murphy, Penny Paul, Colleen Ruhman, Scott Ruhman and Amanda vanDoorn was made by Supervisor Chris Webb, and seconded by Jack Meinke. Roll call vote was taken with all voting yes. Motion carried.

Motion to approve 2 Year New Licenses for Brenda Bakke and Lynn Skandel was made by Supervisor Chris Webb, and seconded by Jack Meinke. Roll call vote was taken with all voting yes. Motion carried.

8. TOB Department Head Reports

a.) Highway Department – Bob Lang read the June Monthly Roads Report:

We are well into our road construction season although running a bit behind. The new truck has already had a good workout moving more than 1,300 tons of gravel from Del's Pit to Rabbit Hutch Road and our stockpile area. This new addition to our fleet has already proven its value to our program.

We have also made great strides in the work scheduled in Potawatomi for this season. Other than a delay on East Red Oak due to some underground utility issues, we have reconstructed almost three miles of road and shoulders. Once gravel is available in the Milestone Pit, we will be hauling gravel on most of the reconstructed areas.

Three docks needed major work this season. The Robinson Lake dock received a new deck this spring, the Tomahawk Park dock needed major structural support work

which was completed before the Triathlon, and after safety concerns were brought to our attention, we re-decked and reset the Island Lake dock early this month. The Conservation Club has assisted us by paying for the materials for the new decking. Dennis Vergin has assisted us by removing four beaver from the streams on Mulligan Creek Road. We were able to remove the debris inside the culverts and everything is flowing well. Typically, this will solve the problem until fall when more beaver will be looking for a home for the winter.

Once we get the gravel hauled out of Del's Pit, we will try to get the new park equipment installed. The first round of roadside mowing will start the end of this month, and we will be shooting grades on Point O Pines to prepare for the meeting on July 6th.

Respectfully Submitted

Bob Lang – Road and Property Foreman

Bob also requested Ben Dufford, Bayfield County, be placed on the July Agenda regarding Outlet Bay Bridge.

1) Discussion and possible approval of the Sandpit Reclamation Plan for submittal to Bayfield County – Bob Lang advised the Board that less than 400 tons are left to move from Jerome's pit. Playground equipment will be placed in the town park after the 4th of July. Sandpit Reclamation Plan was approved and submitted.

2) ATV Signs – combine with snowmobile signs – discussion ensued whether to open the roads to snowmobiles. Costs and labor could be reduced by combining signage.

Motion to table discussion and place on agenda for July Board meeting was made by Supervisor Jack Meinke, and seconded by Supervisor Chris Webb. Roll Call vote was taken with all voting yes. Motion carried.

b.) Fire and Ambulance Departments – Tom Renz read the Monthly Fire & Ambulance Report:

Since the last Town Board meeting we have had 5 ambulance calls.

3 – Transported to Hayward/1 was MVA on Beaugard Lake Road in Town of Highland.

1 – Respond for stand-by for Sheriff's Department treated patient at scene no transport

1 – Transported to Essential Health

I am working with Gordon-Wascott Ambulance and we are going to forge new relationships.

There have been no Fire Calls. The Fire Department conducted pumping operations training last week. We also received the donation monies from the fund raiser at Decoy Inn. We have purchased more wildland 1 inch hose and will be purchasing new protective gear. I am also going to apply for wildland grant for matching 50/50 grant. I am going to be applying for a slide in insert for brush truck with tank water pump and foam unit. I was originally not in favor of a brush truck for our Department. I have since the wildland fire changed my way of thinking and feel it as a result of the recent wildland fire it would have been very useful.

Also on the agenda is a siren warning system. I would like the Town's permission to pursue looking into this. I know I have talked about it in the past and I would like to do

it again. The Wildland Fire here and the recent Tornados elsewhere along with just the recent bad weather I think we need to look at this seriously.

Thanks

Tom

Tom Renz requested the Town Board's permission to look into a siren warning system. No motion required. Permission granted to go on a fact-finding mission.

c.) Constable –Tom Krob read Mike O'Keefe's Report:

(1) Alarm: from private alarm company

(1) suspicious vehicle: Vehicle found abandoned at Barnes town park: owner located, vehicle removed

(1) assist stranded boater: on Middle : out of gas

Hwy 27 @ Ounce River: remove debris from highway: lumber possibly fell from moving vehicle

(dumping complaint) assorted trash found dumped in woods: Idlewild Lake Road area

End report.

9. TOB Committee and Commission Reports

a.) **Building Maintenance Committee** – Mike Tremblay had no business to report. Engineering firm is unavailable in July. Next possible report will be August.

b.) **Transfer Site Committee: Letter of intent to cancel service at end of current contract sent to Waste Management on May 31, 2013.** Mitch McGee stated Waste Management acknowledged receipt of letter. Waiting for reply exercising right of first refusal. Looking for contract for 90 days from October through December, then take new bids to be effective January 1, 2014.

c.) **Aquatic Invasive Species Committee:** Ingemar Ekstrom stated they have grants for 5 lakes, will need signatures in July. Shoreline Monitor workshop planned. Upper and Tomahawk surveyed by Matt Berg, DNR. Sandbar full of Eurasian Milfoil plants, will treat soon. Pontoon tour being offered of Sandbar Lake.

d.) **Cemetery Sexton & Committee:** Dave Scheiss had no business to report.

e.) **Parks & Recreation Committee:** Donna Porter reported that swimming lessons may not be possible; instructor working on obtaining license. Committee walked through the 2 parks, repair list has been completed per Dave Scheiss. A bench will be donated in memory of Bruce Lythjohan

Motion to approve the bench in the park made by Supervisor Donna Porter, and seconded by Supervisor Jack Meinke. Roll Call vote was taken with all voting yes. Motion carried.

f.) **Land Use Planning Commission: Dave Pease**

1) **Carol LeBreck** – LUC recommended approval of Class A Special Use Permit for short term rental of one cottage on property located on Bony Lake.

2) **Larry & Cheryl Peterson, Howling Wolf Condo Assn** – requesting a RRB, Class 1 permit to construct a handicap access to the lake and a shoreland grading permit. LUC does not deal with shoreline issues. That is dealt with by the Shoreline Restoration Project and Zoning departments and will be deferred to these organizations.

- 3) **Matt Johnson** – LUC recommended approval of request to place a 1976 or newer mobile home on property zoned F-1. Request is in harmony with LUC plan, will be located on property with a minimum of 5 acres and sanitary facilities will be provided.

Motion to approve was made by Supervisor Donna Porter, and seconded by Supervisor Mitch McGee. Larry Peterson spoke to the Board saying he had given them all the information. It should be grandfathered, it was there in the past, then removed. He's starting with the Town's approval, then County. Larry has already talked to someone in Hayward experienced in shoreline grading. **A motion to accept was made by Supervisor Jack Meinke, and seconded by Supervisor Donna Porter.** Supervisor Chris Webb stated as long as work is done by a professional restorer and County approves. **Roll Call vote was taken with all voting yes. Motion carried.**

10. **Last Month's Meeting Follow-up – Items not addressed at this meeting will be addressed at the July Monthly Board Meeting.**

11. **Upper Eau Claire Lake Boat Launch Project Contract Award** – Contract was awarded to Ashland.

Motion to accept was made by Mitch McGee, and seconded by Chris Webb. Roll Call vote was taken with all voting yes. Motion carried.

12. **Norbert Kearns was unable to attend to discuss problems with water running off Fahrner Road.**

13. **Public Comment Session regarding Jet Ski/Water Ski Resolution to Ordinance Chapter 8, Section 4 – 3 minute limit for those not on the Agenda**

Chairperson Tom Krob researched ordinance and found it to be in existence for 40 years. A motion was presented to the Board at the Annual Meeting to extend or eliminate the ordinance and follow the State law of sunrise to sunset. Vote of the people taken was: 30 For – 12 Against. If the ordinance is repealed, it must go to the DNR, then a hearing will be set 60 days later, with notice of the meeting posted 30 days prior. Change of the ordinance is not likely to go into affect this summer season. Everyone who signed up can speak one time only, and stay within the 3 minute limit.

Tom Boman – first stated appreciation to the Fire Chief on a job well done fighting the fire. He would like to keep ordinance as it is.

Karlyn Schiess – if everyone uses common sense we can all share and enjoy the lakes.

Nancy Walsh – keep as is.

Tom Emerson – keep as is.

Fred Haueter – he and Peggy would like to keep as is.

Ron Carlson – would like to characterize how mail is coming in, perhaps consider a straw vote. Mary read the letter he received, and wishes to keep as is.

Ted Eastlund – keep as is.

Tom Smith – keep as is.

Tom Garrick – requests a change – extend evening hours Friday and Saturday only.

Connie Balcom – represents 30 residents on Pickerel Lake, keep as is. Connie expressed her personal opinion on the method of town government, change of ordinance should be a

vote as a referendum in the fall, is a conflict of interest and Chairperson Krob should recuse himself from the vote. Supervisor Chris Webb stated the Board appreciates her input but this is not the proper format for a personal attack.

Carol LeBreck – stated ordinance dated 2006 is available on line. Call went out to property tax roll to extend to 6, but stayed at 5. Keep as is.

Adam Bennis – stated this was an un-American approach, ordinance has to go.

Barb Romstad – keep as is. TOB raised the bar, does more than the minimum.

Marilee Ludgatis – extend the hours.

Jon Harkness – with wife Buzzy, prepared chart containing sunset times.

Diane Foss – keep as is.

Christine Neff – keep as is.

Sue Jansen – keep as is.

Ingemar Ekstrom – keep as is.

Leslie Hall – keep as is.

Ron Foss – keep as is.

Don Barnes – has been testing water clarity for years and has found clarity has decreased.

Lorette Peterson – extend the hours.

Melissa Driscoll – extend the hours.

Sally Pease – keep as is, danger to swimmers.

Buzzy Harkness – thanked the Board for letting everyone have their say, suggested compromise.

Sue Weisner – concerned where the money will come from to fix the lakes once they're destroyed. There should be a vote in the taxpayers bills.

Motion was made to close the floor by Supervisor Mitch McGee, and seconded by Supervisor Chris Webb. Roll Call vote was taken with all voting yes. Motion carried.

Supervisor Jack Meinke stated over 100 emails have been received. Tom Renz stated copies of records are available by completing an "Open Records Request." Clerk records indicate 94 letters have been received; 58 to keep as is, 20 to change the hours, and 16 to eliminate altogether. Supervisor Jack Meinke has received a total of 141 letters as of 4 p.m. June 18th; 90 to keep as is; 51 other. Attendees at the Monthly Board Meeting represents a small sample. A rule is no good if there is no method to enforce it. If enforcement is left up to the State, it may be no better than it is now. Citations in Barnes are low, if non-existent now. Chairperson Tom Krob reiterated we have the right as a Town to be more restrictive than State laws. His main concern was the enforcement of the ordinance. The TOB does not have a boat. The DNR recommends a full-time recreational officer to enforce this type of ordinance. He would like to extend the hours to 10 – 6. Supervisor Chris Webb leans toward eliminating the ordinance due to enforcement. The Sheriff's Department shows no complaints whatsoever. Those that live here can get out during the week. If it is extended a couple of hours at night, doesn't expect a big influx from others, but people here can enjoy their own lake. Supervisor Jack Meinke read a letter from Mike O'Keefe, Constable. Supervisor Donna Porter recommends keeping as is, it's a good compromise. Supervisor Mitch McGee stated hours need to be extended to either 6 or 7 p.m.

Motion to extend the hours to 6 p.m. was made by Chairperson Tom Krob, and seconded by Supervisor Mitch McGee. Tom Renz suggested calling the Bayfield County Sheriff's office to report violators. They may not get out, but it would be on record. They have no record of calls for the last 2 years. The Sheriff's Department cannot enforce a Town ordinance. If the Constable is not available, the Department will gather the information and forward on to the Constable. Someone from the Department will get back to you.

Roll Call vote was taken: Chairperson Tom Krob-Yes; Supervisor Jack Meinke-No; Supervisor Donna Porter-No; Supervisor Mitch McGee-Yes; Supervisor Chris Webb-Yes. Motion carried. Will follow ordinance changing procedure.

14. **Adjourn**

Motion to Adjourn the June 2013 Monthly Town Board Meeting made by Supervisor Chris Webb, and seconded by Supervisor Donna Porter. Motion carried.

Meeting adjourned at 9:10 p.m.

Respectfully Submitted:

Dorothy E. Vogel
Deputy Clerk/Treasurer, Town of Barnes
This 9th day of July, 2013