

These are the minutes of the regular monthly meeting of the Board of Supervisors of the Town of Bass Lake, Sawyer County, held on Monday, September 13, 2010. Members present: Supervisors Dave Aubart, John McCue, Ralph Meixner, Phil Nies, Treasurer Kari Aderman and Clerk Dawn Henk. Member absent: Chairperson Justin Hall.

Supervisor Nies called the meeting to order at 6:30 P.M. Due to the absence of Chairperson Hall, motion by Nies, seconded by Meixner to appoint McCue as Chairperson for this meeting. Motion carried.

Clerk Henk affirmed agenda was posted in compliance with open meetings law.

Motion by Meixner, seconded by Aubart to approve the agenda. Motion carried.

After a review of check vouchers # 21528 to # 21574 from the (R1) checking account, there was a motion by Nies, seconded by Meixner to approve. Motion carried.

Minutes of the August 9, 2010 regular monthly Town Board meeting were presented to the Board. Motion by Meixner, seconded by Aubart to approve. Motion carried.

Minutes of the August 9, 2010 closed session Town Board meeting were presented to the Board. Motion by Aubart, seconded by Meixner to approve. Motion carried.

No correspondence received.

McCue reported there was no Planning Committee meeting held in September due to no new business.

Nies reported the Durphee Lake Boat Landing and the blacktop to the Town Hall Park privy is complete. McCue will put up a privacy screen at the Town Hall privy and a final message board at Durphee Lake Boat Landing.

Minutes of the August 2, 2010 Fire Department meeting were presented to the Board. Motion by Nies, seconded by Aubart to accept. Motion carried. Nies reported the Fire Department picnic this year made approximately \$13,050 in proceeds and commended the members for their hard work.

McCue read Highway Report from Larry Froemel, Highway Crew Chief. Copy on file. McCue reported the new Highway truck is still having vibration issues. Discussion followed about blowing leaves in Northwoods Beach in the fall like the Town did last year. The Board will ask Froemel his opinion and it will be placed on next month's agenda.

Nies reported that last year the Town got 150 tons more than we needed and the option was to either pay rent or to buy the salt, therefore the salt was purchased and is already at the shop for this year so no salt contract needs to signed this year.

Discussion followed regarding County Bridge/Culvert Aid for 2011 with Sawyer County Highway Department. McCue will check with Froemel to see if any culverts are big enough to qualify and to make it by the deadline.

Nies reported a situation recently came up when Zoning received a complaint on Thoroughfare Road. They then referred it back to the town regarding driveways being put in without permits. Nies will write a policy regarding all driveways in the future need to come before the Board to be looked at and if no permit is

needed, that is fine, but all driveways need to be looked at by the Board first. It will be placed on next month's agenda.

Nies stated Clerk Henk has volunteered to make up standardized fuel system logs for the Highway and Fire Departments to be used in the future. McCue will provide Henk an example for use.

Discussion followed regarding current gravel usage reporting system. Nies stated he asked Froemel how the Town accounts for our usage and what amount is still left since weight tickets are not used at Williams Pit. Froemel replied that he knows how many loads the Town has used. McCue stated that Froemel showed him the log he uses to track the gravel, but emphasized that the log must be passed on so the Town can keep a handle on the gravel usage after Froemel retires.

Discussion followed regarding hearing, drug and physical tests being done on new hires for the Highway Department. Motion by Meixner, seconded by Aubart to add to the Personnel Policy that the Town will pay for a required physical for new hires for the Highway Department and a drug test that will be done at the start of employment and then random drug and alcohol tests will be done after that. Motion carried.

Discussion followed regarding Highway Safety and Winter Road Maintenance Training Classes. McCue stated the classes are held in Hayward for \$60.00 each, including lunch. Motion by McCue, seconded by Nies to approve Mike Neibert and Terry Walport to attend the September 20, 2010 Winter Road Maintenance Class and the November 17, 2010 Highways Safety Class in Hayward. Motion carried.

Discussion followed regarding pending Highway Department retirement. Nies stated Froemel has approached Chairperson Hall and he is exploring possibly retiring on December 1, 2010, but he has not turned in a letter yet, but apparently it is written.

Discussion followed regarding advertising for hiring for highway position. All Board members present in agreement that they have already advertised twice in the past and the Town has two good guys now, therefore there is no need to advertise again.

Treasurer Aderman reported that as of August 31, 2010 the Town had a total of \$439,788.32 in all of their accounts and that she and Clerk Henk balance for the month. Motion by Aubart, seconded by McCue to accept Treasurer's report. Motion carried.

Clerk Henk reported the Partisan Primary Election is on September 14, 2010 and encouraged citizens to vote.

Lengthy discussion followed regarding nuisance complaints received for Fat Boy's Bar and Grill. Nies stated it is on the agenda due to a request from citizens. As per Aubart, the police reports only indicate loud music. Jacob Bisonette, owner of Fat Boy's Bar and Grill stated that when they have had a noise complaint they have turned the music down, that they do not have big speakers and they try to keep the door closed. Bisonette stated he has never been cited for any violations and when an

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officer asked him to turn the music down, he did. Discussion followed regarding shots fired. Bisonette clarified that he had called in the shots fired as a concerned citizen when he was leaving his house one day and the bar wasn't even open at the time. Rick Lawry and Sam Snyder spoke in strong opposition of the bar due to loud music, loitering, parking and security issues and increasing crime in the area. Nies inquired if the bar windows were busted out on Saturday. Bisonette responded that the windows were not busted out, but rather a minor had pepper sprayed him after he had kicked her out of the establishment. Motion by Nies for Clerk Henk to write a letter to Fat Boy's outlining expectations in the next 30 days to address the issues presented. Motion failed due to a lack of a second. Bisonette stated he would be happy to work with people if people will work with him to resolve these issues. Louis Gouge, Jr. Lac Courte Oreilles Tribal

Police Chief present. Gouge stated the majority of the calls the LCO Police have responded to are noise complaints, parking in the highway and side streets and loud conversations across the street. He stated they do get calls like these, but by the time the cops get on scene, everyone is gone. He stated the majority of the calls are unfounded, and he could not substantiate the calls even prior to Bisonette. He stated there have been some incidents as any bar will have and that he is not siding with Bisonette in any way because he should know if the music is too loud. He stated he has instructed his officers to do as he has done in the past and to park down the road without the lights on to confirm there is not excessive loud music or problems. No action taken.

Motion by McCue, seconded by Meixner to take a ten minute recess at 7:21 p.m. Motion carried.

McCue called meeting back to order at 7:31 p.m. Discussion followed regarding driveway access for George Van Tatenhove. Nies stated this is the second time Van Tatenhove has come before the Board with this request and that the Town created a Road Development Policy in 2006 to deal with this type of situation. Nies read current policy and reported the Town owns all the property to the north as set aside for a future sewage plant and the Watt's family owns to the west. Van Tatenhove confirmed he has access to his property from the south end, but he would like to build another house and would like access from another way as well. Van Tatenhove stated he was not interested in having the road opened up all the way through to Scipio, but just to his property and that he owns his own equipment and would be willing to open the road up for one lane. Nies stated the road is plotted, but since it is not a developed road, the Town does not receive Highway Aid for it. Discussion followed regarding allowing an individual to create a town road, only creating one lane, and future liability for maintenance of the newly created road. Motion by Nies, seconded by Meixner to authorize McCue to contact legal council to answer all the questions raised. Motion carried. It will be placed on next month's agenda.

Operator License application for Wayne Corbine, Jr. was presented to the Board. Motion by Meixner, seconded by Aubart to deny. Motion carried. Applications on file.

Driveway permit application from Steve Cassellius was presented to the Board. Motion by Nies, seconded by Aubart to approve. Motion carried.

Proposed Como pre-buy contract was presented to Board. Motion by Aubart, seconded by Nies to authorize contracting 5,000 gallons for the Town and 2,000 gallons for the Fire Department at \$1.499 per gallon. Motion carried.

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Proposed Complete Computer Solutions (CCS) Website maintenance contract was presented to the Board. Motion by Nies, seconded by Meixner to approve contract package #3 for 30 hours @ \$35/hr. Motion carried.

Motion by Aubart, seconded by Meixner to set Budget Workshop Meeting for Tuesday, October 12, 2010 at 6:00 p.m. at the Town Hall. Motion carried.

Public comment.

Motion by Meixner, seconded by Aubart at 7:59 p.m. to go into closed session after a ten-minute recess. Motion carried.

Reconvene into open session at 8:47 p.m.

Motion by Nies, seconded by Meixner to authorize Aubart and Hall to approach Froemel with the bullet points discussed and to authorize Nies to confer with legal council, Attorney Ward Winton, about agreement verbiage after the parameters are finalized with Froemel. Motion carried.

Motion by Meixner, seconded by McCue to authorize Clerk Henk to compose a letter on the Board's behalf to Hope Bulger that her claim is denied and that the Town does not assume responsibility for the water on her property and would recommend she contact her home owners' insurance company. Motion carried.

Motion by Nies, seconded by Aubart to increase wage rate of Highway Crewperson, Terry Walport to the same level as Mike Neibert effective after this current payroll. Motion carried.

Motion by Meixner, seconded by McCue to adjourn at 8:50 p.m. Motion carried.

/s/ Dawn Henk, Clerk