

(5) TB, Lisa, Barb, Micaela,  
Ben, Public

**TO:** Town Board

**FROM:** Lisa Potswald

**RE:** Big Arns/Brians Road Assessment Information

**DATE:** February 19, 2021

Attached you will find the following information for your review:

1. Minutes from the Town Board's discussion of Wild Iris Lane.
2. Minutes from the Town Board's discussion of Miller Farm Road.
3. Information Barb put together which is designed to answer the following questions:
  - What costs will be included
  - How many years to assess
  - What other information
  - How many parcels (23)

An additional question that Barb is researching is, can/should the Town charge interest on the assessments?

Please let me or Barb know if you have any questions on this information, or if you want more information.

RECEIVED

FEB 19 2021

Initial: dg

	Miller Farm Road		Wild Iris Cui		Big Arn's Roads	
	Actual	Assessed	Actual	Assessed	Actual	Assessed
Town Labor	39,128	0	320	0	27,038	
Town Equip	70,361	0	183	0	49,874	
Rentals	2,328	2,328	0	0	0	
Materials	71,072	0	5,745	5,745	98,554	
Culverts/Erosion	10,974	9,236	1,507	1,507	8,292	
Fuel	5,000	5,000	0	0	0	
Insurance	5,000	5,000	0	0	0	
Surveying	4,698	4,698	1,507	1,507	0	
Engineering	9,500	9,500	2,900	2,900	0	
Subs	5,200	5,200	18,348	18,348	63,955	
Legal	551	551	271	0	1,506	
Misc	1,246	1,369	99	0	998	
Seeding		1,692	0	0	0	
Weil		550	0	0	0	
Interest		0	0	0	24,344	
Borrowed \$214,000. 23.43% of total loan is Big Arn. TI Interest of \$103,633.10 x 23.43% = \$24,344.00						
<b>TOTALS:</b>	<b>\$225,057.70</b>	<b>\$45,125.18</b>	<b>\$30,878.40</b>	<b>\$30,006.00</b>	<b>\$274,560.97</b>	
TL Assessment over 10 years		\$4,512.32		\$3,000.60		
Parcels	19		6		23	
<b>Annual parcel assess:</b>		<b>\$237.49</b>		<b>\$500.10</b>		

At FULL expense cost:  
 \$274,561/10 years/23 parcels =  
**\$1,193.74**

At FULL expense cost:  
 \$274,561/20 years/23 parcels =  
**\$596.87**

Proposed by landowners:  
 No more than \$400 x 20 years  
 \$184,000/ 20 yrs /23 parcels =  
**\$400.00**

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FEB 18 2021

Initial: dg

# Big Arns Road Actual Costing

LABOR	Total HRS	Salary	Benefits/Pay	Total	SUBTOTAL
<b>2018:</b>					
Goetsch, Paul	11	36	\$48.31	531.41	
Schram, Ben	9.5	22	\$40.45	384.28	
	20.5			915.69	\$915.69
<b>2019:</b>					
Erickson, Evan J	71	20.99	\$23.53	1,670.63	
Goetsch, Paul	13	37.04	\$48.82	634.66	
Hardie, Richard	73.25	17.99	\$22.23	1,628.35	
Maday, John	2.5	16	\$17.93	44.83	
Montano, Nick	62	37.03	\$47.38	2,937.56	
Pallas, Kristopher	246.25	16.81	\$26.21	6,454.21	
Schram, Benjamin	98.75	30	\$49.60	4,898.00	
Sowl, F Keith	105.5	30	\$33.63	3,547.97	
Wiggins, Kevin	1.5	17	\$26.46	39.69	
Wiggins, Peter	68.5	23	\$39.97	2,737.95	
	742.25			24,593.84	\$24,593.84
<b>2020:</b>					
Erickson, Evan R	15.75	21	\$31.33	493.45	
Wiggins, Kevin	14	17	\$26.56	371.84	
Wiggins, Peter	16.5	23	\$40.21	663.47	
Schram, Ben	0	30	\$49.85	0.00	
	46.25			1,528.75	\$1,528.75

EQUIPMENT	Hours	Rate	Total	SUBTOTAL
<b>2018:</b>				
Pickup trucks	6	\$18.50	111.00	
Tandem Dump Truck	9.5	\$81.40	773.30	
	15.5		884.30	\$884.30
<b>2019:</b>				
Pickup trucks	70.75	\$19.00	1,344.25	
Tandem Trucks	365	\$85.50	31,207.50	
Dump Trucks	70	\$66.20	4,634.00	
2 ton pickup	37	\$32.95	1,219.15	
410 Backhoe	3	\$60.63	181.89	
Trailer T-1	16.5	\$48.58	801.57	
Trailer T-5	2	\$48.58	97.16	
450 Bull dozer	12	\$56.08	672.96	
772 Grader	47.5	\$124.75	5,925.63	
120 Excavator	7.5	\$56.15	421.13	
SD45 Compactor	6	\$47.33	283.98	
Skid steer	3	\$56.08	168.24	
Chainsaw	38.5	\$9.73	374.61	
	678.75		47,332.06	\$47,332.06
<b>2020:</b>				
Pickup trucks	15	18.00	270.00	
2 ton pickup	15.75	31.90	502.43	
Skid steer	15.5	57.08	884.74	
	46.25		1,657.17	\$1,657.17

<b>GRAVEL</b>			<b>SUBTOTAL</b>
<b>2019:</b>			
Nelson Co. (4,000 tons)		114,400.00	
Didn't use all Nelson Co purchase		-114,400.00	
Calculated use of Nelson Co purchase		66,151.80	
Calculated use of Ashland County purchase		<u>28,516.76</u>	
		94,668.56	\$94,668.56
<b>2020:</b>			
Calculated use of Nelson Co purchase		1,029.60	\$1,029.60
<b>PIT RUN/SAND</b>			
<b>2019:</b>			
Pit Run	929	3	2,787.00
Sand	20	3	<u>60.00</u>
			2,847.00
			\$2,847.00
<b>2020:</b>			
Pit Run	3	3	9.00
Sand		3	<u>0.00</u>
			9.00
			\$9.00

<b>CULVERTS</b>			
<b>2019:</b>			
ASDCO			8,102.00
MIFL (50%)			<u>189.75</u>
			8,291.75
			\$8,291.75

<b>LEGAL:</b>			
<b>2018:</b>			
Dallenbach, Anich			40.00
Dallenbach, Anich			500.00
Dallenbach, Anich			<u>540.00</u>
			1,080.00
			\$1,080.00
<b>2019:</b>			
Dallenbach, Anich			180.00
Dallenbach, Anich			<u>120.00</u>
			300.00
			\$300.00

<b>PERMITS</b>			
<b>2019:</b>			
MIFL - A Cty Dellneator			126.00
			\$126.00

<b>PUBLISHING</b>			
<b>2019:</b>			
Daily Press (APG Media) Gravel			76.63
Daily Press (APG Media) Culverts			108.28
Daily Press (APG Media) Culverts			<u>18.30</u>
			203.21
			\$203.21

**ASHLAND COUNTY:****2019:**

Ashland County (June Labor & Equipment)	1,009.44	
Ashland County (Aug Labor, equipment, materials)	79.76	
Ashland County (Sept Labor, equipment, materials)	58,284.06	
Ashland County (Oct Labor, equipment, materials)	4,581.81	
	<u>63,955.07</u>	<b>\$63,955.07</b>

**MISCELLANEOUS****2018:**

Cardmember Services (PRG)	30.50	<b>\$30.50</b>
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**2019:**

Verizon (FKS Cell phone)	115.09	
Cardmember Services (Signages)	426.00	
Chicago Iron (sign posts)	213.50	
	<u>754.59</u>	<b>\$754.59</b>

Loan Interest 2021	pro-rated	4,295.93	
Loan Interest 2022		3,903.70	
Loan Interest 2023		3,503.61	
Loan Interest 2024		3,103.96	
Loan Interest 2025		2,679.33	
Loan Interest 2026		2,254.65	
Loan Interest 2027		1,821.45	
Loan Interest 2028		1,383.34	
Loan Interest 2029		928.86	
Loan Interest 2030		469.05	
		<u>24,343.88</u>	<b>\$24,343.88</b>

<b>2018 TOTAL</b>	<b>\$2,910.49</b>
<b>2019 TOTAL</b>	<b>\$243,072.07</b>
<b>2020 TOTAL</b>	<b>\$4,224.52</b>
<b>Estimated Loan Interest</b>	<b>\$24,343.88</b>

**Grand Total Big Arn's Road: \$274,550.96**

**Town of LaPointe  
Madeline Island  
P.O. Box 270  
LaPointe, WI 54850-0270  
Phone 715-747-6913 Fax 715-747-6654**

lapointe@cheqnet.net

**INVOICE**

#2010-1026

**Miller Farm Road**

11/24/2010 FULL EXPENSES w/DOT + 25%

Invoice Date	Invoice Description	Hours	Rate	Invoice Amount	Balance Due
01/2009 - - 11/2010	<b>LABOR:</b>				<b>\$39,127.92</b>
	Grabarek, Scott	225.25	\$27.50 ST	6,194.38	
	Grabarek, Scott	1.25	\$38.84 OT	48.55	
	Erickson, Evan	309.50	\$28.92 ST	8,950.74	
	Erickson, Evan	2.00	\$41.96 OT	83.92	
	Griggs, Doug	125.00	\$34.29 ST	4,286.25	
	Hardie, Richard	53.25	\$14.11 ST	751.36	
	Hardie, Richard	115.00	\$17.63 ST	2,027.45	
	Hagen, William	159.00	\$26.61 ST	4,230.99	
	Hagen, William	11.00	\$25.67 ST	282.37	
	Hagen, William	4.00	\$37.61 OT	150.44	
	Baxter, Carey	16.50	\$29.60 ST	488.40	
	Sowl, F Keith	268.00	\$34.45 ST	9,232.60	
	Sowl, F Keith	48.00	\$50.01 OT	2,400.48	
01/2009 - - 11/2010	<b>EQUIPMENT:</b>				<b>\$70,361.26</b>
	120 Excavator	190.00	\$61.98	11,776.20	
	310	12.50	55.78	697.25	
	450	125.75	54.03	6,794.27	
	490	0.00	61.98	0.00	
	772 Grader	82.50	113.78	9,386.85	
	772 Grader w/retriever	8.00	144.63	1,157.04	
	SD45 Compactor	63.75	54.25	3,458.44	
	Tandem Dumptrucks	473.25	66.88	31,650.96	
	Dumptrucks	23.25	48.13	1,119.02	
	Dumptrucks w/trailer	6.50	80.83	525.40	
	2 ton Patrol Truck	25.00	\$24.30	607.50	
	Pickup truck	29.75	\$17.48	520.03	
	Chainsaw	35.00	\$9.73	340.55	

2/18/2021

<u>Invoice Date</u>	<u>Invoice Description</u>	<u>Hours</u>	<u>Rate</u>	<u>Invoice Amount</u>	<u>Balance Due</u>
	Cty Truck #54	108.25	\$66.88		
	Cty Truck #54 to be pd to Cty	108.25	\$21.40	2,273.75	\$2,327.75
	TV145	8.00	\$94.15		
	TV145 to be pd to Cty	8.00	\$6.75	54.00	
01/2009 - - 11/2010	<b>MATERIALS:</b> 2,895 tons (3/4" base aggregate	2,895.00	24.55	71,072.25	\$81,072.25
	Fuel surcharge	5,000.00			
	Insurance (grader incident)	5,000.00			
01/2009 - - 11/2010	<b>CONTRACTORS/VENDORS:</b>				\$30,168.52
	Nelson Surveying	900.00			
	Chequamegon Bay Engineering	3,167.00			
Mar-10	Register of Deeds - Foster	13.00			
	Register of Deeds - Foster	13.00			
	Register of Deeds - Johnson	13.00			
	Dallenbach & Anich	551.05			
Apr-10	Postage	13.98			
May-10	Nelson Surveying	3,797.90			
	MIFL	65.50			
Jun-10	Chequamegon Bay Engineering	6,333.00			
Aug-10	Postage	11.08			
Sep-10	C.A. Nelson & Son	3,160.00			
	Carlson Electric	550.07			
	MIFL	230.00			
	Ashland Daily Press (Culvert bic	96.21			
	PK Forest	3,276.00			
	Rusch, Randy (hay bales)	162.50			
	PK Forest	5,697.80			
Nov-10	MIFL	66.75			
	Forestry Suppliers	307.54			
	Nelson Construction	1,490.00			
	United Ag Services	164.50			
	Postage (certified mailing)	88.64			
	<b>TOTAL PROJECT TO DATE:</b>				<b>\$223,057.70</b>

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Madeline Island  
P.O. Box 270  
LaPointe, WI 54850-0270  
Phone 715-747-6913 Fax 715-747-6654**

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**INVOICE**

#2010-1026

**Wild Iris Lane**

7/13/2016 FULL EXPENSES w/DOT + 25%

<u>Invoice Date</u>	<u>Invoice Description</u>	<u>Hours</u>	<u>Rate</u>	<u>Invoice Amount</u>	<u>Balance Due</u>
2011	<b>LABOR:</b>				<b>\$319.56</b>
	Sowl, F Keith	6.00	\$36.00 S	216.00	
	Sowl, F Keith	3.00	\$34.52 S	103.56	
	Sowl, F Keith				
2011	<b>EQUIPMENT:</b>				<b>\$182.59</b>
	Pickup truck	1.00	\$17.33	17.33	
	91 Internation w/contrail	2.00	\$82.63	165.26	
2009	<b>PURCHASE OF LAND:</b>				<b>\$271.20</b>
	-Ashland County	1.00	\$271.20	271.20	
2011	<b>MATERIALS:</b>				<b>\$5,744.70</b>
	234 tons (3/4" base aggregate)	234.00	24.55	5,744.70	
2010	<b>CONTRACTORS/VENDORS:</b>				<b>\$2,919.00</b>
	Cheq Bay Eng (Wetland Delin)	2,900.00			
	Daily Press (Notice)	19.00			
2010	Daily Press (Notice)	52.43			<b>\$21,460.35</b>
	Neubauer, Carol (postage)	16.62			
	AVD (Phase I Survey)	1,048.67			
	PK Forest (Culverts, etc.)	1,370.60			
	MIFL	136.00			
	Nelson Co (contract)	18,347.88			
	Reg of Deeds	30.00			
	THPO/NAGPRA (Monitoring)	458.15			

**TOTAL PROJECT TO DATE:**

**\$30,897.40**



**Approved Minutes -- TOWN OF LA POINTE  
Tuesday, January 27 2009, 5:30 p.m.**

**Regular Town Board Meeting Notice is hereby given** that a majority of the members of other committees or governmental bodies may be present at this Special Town Board Meeting but will take no action nor make any motions at this meeting.

**The meeting may**, upon duly made motion, be convened in closed session under State Statute § 19.85(1) (c) and (g) considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility. If the Town goes into closed session, it will reconvene in open session before adjourning.

Called to order by Chairman Greg Nelson at 5:34 P.M

Present: Mike Starck, Jim Patterson, Greg Nelson, Ric Gillman,  
Beth Fischlowitz

V. Miller Farm Road Association proposal upgrade private road to town road.

Miller Farm Road Association wants to know minimum standards for a town road so that they may prepare as much as possible for a formal request.

Keith Sowl reports that the town could possibly do the modifications for under \$100,000.

Greg Nelson points out that the people who live there are paying for other road projects, and not receiving the services that they are paying for.

Mary Ross points out that they are requesting only requirements, and does not know if the Association will try to contract some of the work themselves, or request the Town to perform the services. Some discussion of Special Assessment to pay for part of the transformation.

Keith Sowl, Town Foreman's cross section drawing was presented to the Association as the minimum standard for their road, except the gravel amount may be varied as Greg Nelson didn't think the full six inches was necessary.

Mike Starck asks if the same principle apply for Snowplace Road. Discussion is inconclusive.

**TOWN OF LA POINTE  
2010 BUDGET WORKSHOP  
TUESDAY, OCTOBER 20, 2009  
At 5:00 PM At Town Hall**

Called to order at 5:03 PM

Present: Ham Ross, Ric Gillman, Greg Nelson, Beth Fischlowitz, Larry Whalen

**Roads**

Town Foreman, Keith Sowl, reports that there is not much change over last year's budget. A petition submitted by property owners on Miller Farm Rd. to make the road a town road may cause changes to the budget request by the Roads Department. There also may be more maintenance needed vis-à-vis the new storm sewer. The Roads Department is also going to need a replacement front end loader.

**TOWN OF LA POINTE  
REGULAR TOWN BOARD MEETING  
DRAFT MINUTES  
TUESDAY, OCTOBER 27, 2009  
At 5:00 PM At Town Hall**

Called to order at 5:30 PM.

Present: Beth Fischlowitz, Ric Gillman, Greg Nelson, Ham Ross, Larry Whalen

#### **IV. Public Works**

##### **B. Roads**

3. October 19, 2009, application to lay a highway on existing private Miller Farm Rd. Greg Nelson states that he has reservations regarding the special assessment that would be needed. The land owners may need to widen the road and prepare it with gravel before the Town lays the highway. Motion to schedule a Public Hearing on December 8, 2009, to hear from the public in this regard. Motion withdrawn by consensus of the group. Motion to schedule the Public Hearing on Monday, December 7, 2009, at 5:30 PM. RG/BF 5A MC

**TOWN OF LA POINTE  
2010 BUDGET WORKSHOP  
MONDAY, NOVEMBER 2, 2009  
At 5:00 PM At Town Hall**

Called to order at 5:20 PM

Present: Beth Fischlowitz, Ric Gillman, Greg Nelson, Ham Ross

The Town Board first addressed the \$500,000 budgeted for the Miller Farm Rd. project. Keith Sowl, Town Foreman, stated previously that this figure may be inaccurate.

At this point the Town Board returned to a discussion of the Miller Farm Rd. project. It was pointed out that this project can use gravel already owned by the Town. This would save money on the project.

Motion to ask Foreman Sowl to come up with a closer estimate for the Miller Farm Rd. project. RG/HR. 4A 1 Abstain.. MC Larry Whalen abstained

**TOWN OF LA POINTE  
2010 BUDGET WORKSHOP  
WEDNESDAY, NOVEMBER 4, 2009  
At 5:00 PM At Town Hall**

Called to order at 5:17 PM

Present: Larry Whalen, Ham Ross, Beth Fischlowitz, Greg Nelson

The Town Board began by asking Town Foreman, Keith Sowl, to clarify the dollar amounts requested in the Roads budget request for the Miller Farm Rd. project. Items under discussion were as follows: the type of cross section for the road, whether engineering would be done, how long the road should be, where the turn in the road would be, whether or not the property owners on Miller Farm Rd. would pay for the gravel, and the nature of the Special Assessment. Foreman Sowl concluded that \$50,000 would be enough in the budget for this project. The Town Board further decided that there would be no assessment for the property owners on Miller Farm Rd.

**TOWN OF LA POINTE  
2010 BUDGET MEETING  
MONDAY, NOVEMBER 9, 2009  
At 5:30 At Town Hall**

Called to order at 5:37 PM

Present: Beth Fischlowitz, Greg Nelson, Ham Ross, Larry Whalen

Absent: Ric Gillman

Ham Ross began by reviewing the budget cuts to date: \$450,000 for the Miller Farm Rd. project;

**TOWN OF LA POINTE  
MINUTES  
REGULAR TOWN BOARD MEETING  
TUESDAY, NOVEMBER 10, 2009  
At 5:30 At Town Hall**

Called to order at 5:35 PM.

Present: Beth Fischlowitz, Greg Nelson, Ham Ross, Larry Whalen

Absent: Ric Gillman

**VI. Public Works**

**C. Roads**

2. Miller Farm Rd. project Foreman and Clerk report that this project is proceeding on schedule according to a timeline of events leading up to the Public Hearing on Dec. 7, 2009

**TOWN OF LA POINTE  
PUBLIC HEARING  
AMENDED MINUTES  
*CHANGES IN ITALICS; DELETIONS SCORED THROUGH*  
MONDAY, DECEMBER 7, 2009  
At 5:30 At Town Hall**

The purpose of this Public Hearing is to hear public input in the matter of the Town taking over Miller Farm Rd. This Public Hearing comes in response to a petition presented by certain residents of Miller Farm Rd. submitted on October 19, 2009. The Class III Notice has been published three times, all adjacent property owners have been notified by certified mail, and the Lis Pendens has been filed by the property owners.

Called to order at 5:32 PM

Town Board members present: Beth Fischlowitz, Ric Gillman, Greg Nelson, Ham Ross, Larry Whalen

What follows is representative segments of discussion:

Sheri Milburn begins the Hearing by thanking all those who have helped the Miller Farm Road Association with their work.

Mike Starck favors this project with conditions:

- The property owners should be responsible for bringing the road up to standard
- The Town should pay for the cost of bringing the road up to standard and assess the property owners over a period of time
- Minimum road standards should be set for future roads.

Charles Brummer agrees with Starck and supports the project but is concerned about design standards. He feels there should be a special assessment to bring the road up to standard. The Town will set a precedent otherwise.

Paul Brummer states that he is not opposed to the project but feels that the people who live there should pay to bring the road up to standard. He asked how much the Town had budgeted for the project and how much has the Town already spent. He also stated that the Public Hearing should have been posted sooner. [The Chair assured him that statute had been followed, and the Clerk apologized.]

Keith Sowl explained that he had asked Nelson Surveyors to ~~go ahead and take a look at the project because they were on the Island anyway~~—see how far the road is out of the ROW at the Milburn/Gillman property and the Noha property, and once he (Sowl) realized how much work that would take, he asked them to go ahead and finish mapping the road out.

Sowl also stated that he had prepared some minimum road standards. He had consulted with Emmer Shields, Ashland County Highway Dept., who was opposed to a 3-rod road there and felt it should be a 66-foot road. He further stated that for nineteen property owners this is a very large financial burden and that historically on the Island all taxpayers have paid for all roads. There has never been a special assessment, and Sowl suggested assessing the property owners for permits, surveying, *engineering*, silt fencing and culverts (*whatever has to be paid out of pocket.*). The Town could provide the gravel and the labor & equipment..

Ham Ross pointed out that the Town Board has previously discussed mollifying the assessment for the property owners.

Greg Nelson stated that as a property owner he will not vote on the issue, but has a history of improving roads. The Penny Lane project turned out to require no special assessment.

Paul Brummer pointed out that North and South Shore Roads were improved at Town expense because they were/are through roads. Miller Farm Rd. is not.

Ric Gillman pointed out that the Miller Farm Rd. Association has never stated any opposition to an assessment. He further stated that twice a year emergency service vehicles are very nearly prohibited from accessing the homes on Miller Farm Rd., and that this could be a liability risk for the Town. *Gillman also stated that he would not be voting on this issue.*

Jen Croonborg agreed with Gillman's statement about emergency services. She stated that a couple of the lots on Miller Farm Rd. may be divided by the new proposed road thus creating non-conforming lots, but that there are solutions to this problem.

Greg Nelson agreed that the route of the new proposed road could violate Town ordinance by creating non-conforming lots.

Zach Montagne stated that most of the residents of Miller Farm Rd. are long-time residents of the Island. He also stated that there is tourist traffic on the road in the summer.

Ham Ross asked how many lots would be divided.

Greg Nelson answered: two, McCafferty and ~~Cherry~~-Noha.

Ham Ross asked if this is an Ashland County problem or a Town problem.

Jen Croonborg answered: both.

Beth Fischlowitz asked how a road could not be a "Town road?" She state that the Town has moral and ethical obligation to give safe access to people that the Town allows to build there. *Fischlowitz pointed out that people living on Miller Farm Rd. are regulated as though they lived on a town road: permits are required from them.*

Ham Ross agrees.

Charles Brummer asked if the Town would be inviting developers to put in sub-standard roads in the hope that the Town would take them over and improve them.

Greg Nelson pointed out that the petition states that the petitioners will pay an assessment as long as it is spread out over ten years.

Keith Sowl repeated that Emmer Shields says that Miller Farm Rd. is not an existing road but a new one. Sowl urges standards for all roads and suggests that it may be an issue for the Zoning department to look into.

Jen Croonborg agreed that there may need to be an ordinance for private road standards.

Jackie ~~Cherry~~ Noha asked if the solution to her divided lot would be for the Town to take away the small section.

Jen Croonborg responded that ~~Jackie would have~~ according to the Ashland County Subdivision Ordinance, the new Town road may divide the ~~Cherry Noha~~ property into a *substandard* lot and an outlet. ~~Jackie would have a lot and an outlet with~~ A variance from the Town *would be required* to do so. Or that ~~Cherry Noha~~ and McCafferty could ~~share~~ apply for a Certified Survey Map and swap lots, *putting both properties wholly on each side of the road.*

Greg Nelson stated that the Certified Survey Maps could be done without cost as a part of the laying out of a road.

Mary Ross asked what road standards would be applied to Miller Farm Rd.

Keith Sowl responded that it would be a 20-foot road with a three-foot ~~easement~~ *shoulder* on either side for a total of 26 feet.

Motion to adjourn. Mike Starck/Keith Sowl  
Adjourned at 6:25 PM

Submitted by Patty Hobin, Town Clerk

Approved as amended on December 29, 2009  
Patty Hobin, Town Clerk

**TOWN OF LA POINTE  
REGULAR TOWN BOARD MEETING  
DRAFT MINUTES  
TUESDAY, DECEMBER 15, 2009  
At 5:30 PM At Town Hall**

Called to order at 5:30 PM

Present: Ric Gillman, Greg Nelson, Ham Ross, Larry Whalen

Absent: Beth Fischlowitz

**V. Minutes**

C. Public Hearing 12/7/09 Miller Farm Rd. petition to lay a road Postponed till the 12/29/09 RTBM

**V. Public Works**

B. Roads

2. Miller Farm Rd. petition to lay out a road

a. Approval of Chequamegon Bay Engineering quote for Miller Farm Rd. Motion to approve Chequamegon Bay Engineering's quote of \$9500 pending posting of Class I Notice. RG/LW 3A 1Ab MC Ric Gillman abstains.

b. Approval of Miller Farm Rd. survey work Motion to authorize Nelson Surveying to survey Miller Farm Rd. for a cost of up to \$3800. HR/LW 4A. MC

**TOWN OF LA POINTE**

**REGULAR TOWN BOARD MEETING**

**MINUTES**

**TUESDAY, DECEMBER 29, 2009**

**At 5:30 At Town Hall**

**III. Minutes**

A. Public Hearing Dec. 7, 2009 Acknowledged by unanimous consent of the Board.

**IV. Public Works**

A. Roads

1. Approval of Chequamegon Bay Engineering quote for Miller Farm Rd. Initialed by Chair.

2. Miller Farm Rd.: petition to lay a road. Discussion followed regarding the extent to which this sets a precedent, the safety and protection of the citizens on Miller Farm Rd. and minimum road standards.

Motion to issue the order to lay a public highway, per the state statutes and the nineteen (19) parcel holders petition

To wit: a 66-foot ROW, length of 3194 feet, per the map and descriptions provided by Nelson Surveyors, and built to minimum standards for a new town road, as adopted by the Town Board meeting of 12/15/09. Further, this new road will require an assessment of an amount NOT TO EXCEED \$100,000, for a period of ten (10) years, to be divided equally among the nineteen (19) parcel holders who are signers of the petition. The assessment is to start upon completion of the road, when the exact dollar amount spent is known. Thus, the actual assessment could be based on less than \$100,000, but not more. In addition, the assessment is to include everything necessary to the construction of the road, with the exception of labor, equipment, and gravel. BF/HR 3A 2Ab MC Gillman & Nelson abstain. Ham Ross states that he would like to see private contractors used on the project.

**TOWN OF LA POINTE**

**REGULAR TOWN BOARD MEETING**

**DRAFT MINUTES**

**TUESDAY, JANUARY 12, 2010**

**At 5:30 PM At Town Hall**

**VI. Public Works**

C. Roads

2. Resolution & Orders to lay a road: Motion to adopt & sign Resolution #2010-0113 to dedicate Miller Farm Rd. for public use. RG/HR 5A MC

**TOWN OF LA POINTE**

**REGULAR TOWN BOARD MEETING**

**MINUTES**  
**TUESDAY, FEBRUARY 23, 2010**  
**At 5:30 At Town Hall**

Called to order at 5:32 PM

Present: Beth Fischlowitz, Ric Gillman, Greg Nelson, Ham Ross, Larry Whalen

**IV. Public Works**

**A. Roads**

Miller Farm Rd. Resolution 2010-0223B Resolution to lay a highway. Motion to approve and sign the resolution.  
HR/RG 5A MC Discussion followed regarding the fact that the Town will be doing as much of the work as possible on this project.

**TOWN OF LA POINTE**  
**REGULAR TOWN BOARD MEETING**  
**MINUTES**  
**TUESDAY, MARCH 9, 2010**  
**At 5:30 At Town Hall**

Called to order at 5:39 PM

Present: Beth Fischlowitz, Greg Nelson, Ham Ross, Larry Whalen

Absent: Ric Gillman

**A. Roads**

1. Town Foreman's Report accepted by unanimous consent of the Board. Discussion regarding the Miller Farm Rd. Resolution: the Town Board will be clarifying (at the 3/23/10 meeting) the Resolution to show that the intent of the Resolution was that the Town would be doing the labor mentioned in the Resolution.

**TOWN OF LA POINTE**  
**REGULAR TOWN BOARD MEETING**  
**MINUTES**

**(Changes struck through and in bold)**

**TUESDAY, MARCH 23, 2010**  
**At 5:30 At Town Hall**

Called to Order at 5:32 PM

Present: Greg Nelson, Ham Ross, Larry Whalen

Absent: Beth Fischlowitz, Ric Gillman

**IV. Public Works**

**B. Roads**

1. Clarification of Miller Farm Rd. Resolution The Board wishes to clarify that its intent in the original motion was that the Town would be providing labor, equipment and gravel for this project.

**TOWN OF LA POINTE  
REGULAR TOWN BOARD MEETING  
DRAFT MINUTES [April 13<sup>th</sup>, 2010]  
Immediately Following the Annual Town Meeting  
At Town Hall**

**XI. Town Hall Administration**

C. Miller Farm Rd. Resolution: resolved

**TOWN OF LA POINTE  
REGULAR TOWN BOARD MEETING  
MINUTES  
TUESDAY, AUGUST 10, 2010  
At 5:30 At Town Hall**

Called to order at 5:33 PM.

Board Members Present: Beth Fischlowitz, Jim Patterson, Greg Nelson, Ham Ross, Larry Whalen

Town Staff present: Keith Sowl, Jen Croonborg-Murphy

**VI. Public Works**

**B. Roads**

b. request to enter into a culvert contract with a supplier that provides the lowest bid. Motion to authorize the Town Foreman to enter into a contract with a supplier that provides the lowest bid for culvert materials for the Miller Farm Rd. Project. BF. LW 5A MC

**TOWN OF LA POINTE  
REGULAR TOWN BOARD MEETING  
TUESDAY, AUGUST 24, 2010  
At 5:30 At Town Hall  
MINUTES**

Called to order at 5:30



Board Members Present: Beth Fischlowitz, Jim Patterson, Greg Nelson, Ham Ross, Larry Whalen

Town Staff Present: Ted Pallas, Jen Croonborg-Murphy, William Hagen, Keith Sowl, Mary Ross, Larry Hobin

#### **IV. Public Works**

##### **C. Roads**

##### **6. Miller Farm Rd. update**

a. Proposed Special Assessment process: The process for the Special Assessment for Miller Farm Rd. will commence upon the return of the Clerk in October.

### **TOWN OF LA POINTE REGULAR TOWN BOARD MEETING**

**TUESDAY, September 14, 2010**

#### **Minutes**

**At 5:30 PM at Town Hall**

Called to order 5:37 pm by G. Nelson; Present: Beth Fischlowitz, Jim Patterson, Ham Ross

Absent: Larry Whalen

#### **VI. Public Works**

##### **C. Roads**

3. Proposed Special Assessment for the development of Miller Farm Road: Town Foreman Keith Sowl stated that a resolution is needed in order to begin the Special Assessment process. Following the resolution, packets will be sent to all affected property owners.

### **TOWN OF LA POINTE REGULAR TOWN BOARD MEETING**

#### **MINUTES**

**TUESDAY, OCTOBER 12, 2010**

**At 5:30 At Town Hall**

Called to order at 5:37

Present: Beth Fischlowitz, Jim Patterson, Greg Nelson, Ham Ross

Absent: Larry Whalen

Dept. Heads present: Keith Sowl, Michael Dalzell, Jen Croonborg-Murphy

#### **VI. Public Works**

##### **C. Roads**

2. Special Assessment for Miller Farm Rd. Clerk to proceed with statutory process for levying a special assessment.

**TOWN OF LA POINTE**  
**REGULAR TOWN BOARD MEETING**  
**TUESDAY, NOVEMBER 9<sup>th</sup>, 2010**  
**At 5:30 At Town Hall**

Called to Order at 5:30 PM

Present: Beth Fischlwitz, Jim Patterson, Greg Nelson, Ham Ross, Larry Whalen

Dept. Heads present: Jen Croonborg-Murphy, Keith Sowl, Michael Dalzell

**VI. Public Works**

**C. Roads**

2. Miller Farm Rd. Special Assessment: Ham Ross asked the final cost of this project. Beth Fischlowitz asked if there is not a cap of \$100,000 on the project. Foreman Sowl responded that he does not yet know the final cost. Greg Nelson pointed out that the Special Assessment would not begin till the next year's tax roll.

a. Scheduling of a Public Hearing: Motion to schedule a Public Hearing on November 22, 2010 at 5:00 PM at Town Hall for the Special Assessment public hearing on Miller Farm Rd. BF/LW 5A MC

**TOWN OF LA POINTE**  
**SPECIAL TOWN BOARD MEETING**  
**MONDAY, NOVEMBER 15, 2010**

**At 4:30 At Town Hall**

**I. Called to order at 4:38 PM**

Present: Beth Fischlowitz, Greg Nelson, Larry Whalen

Absent: Jim Patterson, Ham Ross

Also present: Mike Starck, Barb Nelson

**III. Discussion & Scheduling of a date for a Public Hearing for the Special Assessment for Miller Farm Rd.:** the Public Hearing is set for Monday, December 6, 2010, at 5:00 PM at Town Hall.

**TOWN OF LA POINTE**  
**REGULAR TOWN BOARD MEETING**  
**TUESDAY, NOVEMBER 23, 2010**

**At 5:30 PM At Town Hall**

Called to order at 5:35

Present: Beth Fischlowitz, Greg Nelson, Jim Patterson, Ham Ross, Larry Whalen

Dept. Heads present: Jennifer Croonborg-Murphy, Michael Dalzell

#### **IV. Public Works**

##### **A. Roads**

##### **2. Special Assessment for Improvements to Miller Farm Rd.**

a. update of actions taken: Class I notice of a Public Hearing regarding the Special Assessment was published on 11/24/10 and sent by certified mail on 11/22/10.

### **TOWN OF LA POINTE**

#### **PUBLIC HEARING: SPECIAL ASSESSMENT FOR MILLER FARM RD.**

**MONDAY, DECEMBER 6, 2010**

**At 5:00 PM At Town Hall**

Called to Order at 5:07 PM

Town Board Members present: Beth Fischlowitz, Jim Patterson, Greg Nelson, Ham Ross, Larry Whalen

The purpose of this Public Hearing is to hear public comment on the subject of a Special Assessment for work done to Miller Farm Rd.

Evan Erickson began by saying that he thought the Town road crew did a great job on Miller Farm Rd.

Mary Ross asked what has been decided regarding the Special Assessment.

Greg Nelson responded that the Resolution to lay a road (Miller Farm Rd.) was specific in that regard.

Ham Ross asked Keith Sowl for the final cost of the road.

Keith Sowl responded that the cost for the purposes of the Special Assessment would be \$44,496.27; he further stated that there were a couple of things yet to do, so that an assessment of \$46,000 would be adequate to complete the job. [Any of this that is not spent can be deducted from the Assessment before the tax bill is sent out.]

Ham Ross asked if this figure met, exceeded or went below the estimate.

Keith Sowl replied that the overall cost was \$220,000; the estimate was \$100,000.

Arnie Nelson questioned the fact that the cost was \$220,000 yet the Assessment is for only \$46,000.

Greg Nelson replied that all fees were hypothetical when the original motions were made regarding the road.

Arnie Nelson asked if a formula can be set for future road development in order to more accurately charge the parcel holders.

Greg Nelson replied that he has always felt that if the laying of a road is in the best interest of the Town's people, then there should be no Special Assessment for it. He further pointed out that at the time the Miller Farm Rd. project was being considered, there was much discussion about the precedent that was being set.

Beth Fischlowitz added that the gravel that was used at Miller Farm Rd. was already paid for by taxpayers; however, she questioned how long the Town can continue to use the gravel.

Ham Ross suggested that in the future road projects should be put up for bids.

Greg Nelson explained that at this time the Town is considering lay a road on Town-owned property at a cul-de-sac off Mondamin Trail, and that project will be handled differently than Miller Farm Rd. was. He also feels that for the current proposed laying of a road (Big Arn's Rd./White Pine Rd., to benefit the Town, it should go all the way through and connect with Miller Farm Rd.

Beth Alsgaard asked if she could have some gravel for her place. Consensus answer: no.

Greg Nelson stated that timeliness was a factor: could a contractor have completed the Miller Farm Rd. project in a timely way.

Arnie Nelson stated that people on Kramer Lane wish to have work done on their road: may they have gravel from the Town?

Ham Ross pointed out that this is a Public Hearing for a Special Assessment for Miller Farm Rd.

Beth Fischlowitz said that the "soft" costs were \$46,000: that's the Assessment to be split by 19 people over ten years.

Greg Nelson said that laying of roads is probably going to continue to be done on a case-by-case basis and that we have to hang on to the gravel for maintenance of primary & secondary roads.

Beth Fischlowitz suggested a Town Board Workshop for the purpose of creating a plan for dealing with the Island's remaining "private" roads.

Robin Trinko-Russell asked if interest would be charged over the ten-year period.

Consensus answer: no

Motion to adjourn: Beth Fischlowitz/Ham Ross 5A MC

Adjourned at 5:32 PM

Submitted by Patty Hobin, Town Clerk

Approved as submitted on 12/14/10

Patty Hobin, Town Clerk

**TOWN OF LA POINTE  
REGULAR TOWN BOARD MEETING  
MINUTES  
TUESDAY, JUNE 22, 2010  
At 5:30 At Town Hall**

Called to order at 5:30 PM

Present: Beth Fischlowitz, Jim Patterson, Greg Nelson, Ham Ross, Larry Whalen

**I. Public Works**

**B. Roads**

2. Letter from Judi Patterson dated 6/4/10: opening the cul-de-sac adjoining Lot 2 Range 3 West Document #202758 Section 32: Zoning Administrator Jen Croonborg-Murphy stated that it may not be in the best interest of the Town to open the cul-de-sac. Ham Ross stated that landowners should help pay the cost of developing a road. Greg Nelson reiterated that the Town bought the property in the first place so that someone else wouldn't buy it and prevent landowners from accessing their land. Ham Ross favors granting primitive access. The Zoning Administrator is directed, by motion, to consult with the Town's attorney to explore the Town's options regarding this cul-de-sac. 4A 1Ab (JP) MC

**TOWN OF LA POINTE  
REGULAR TOWN BOARD MEETING  
TUESDAY, JULY 13, 2010  
At 5:30 At Town Hall**

□

Called to order at 5:30 PM

Present: Beth Fischlowitz, Jim Patterson, Greg Nelson, Ham Ross, Larry Whalen

**VI. Public Works**

**C. Roads**

3. Possible opening of the cul-de-sac adjoining lot 2, Range 3 West Document #202758 section 32: discussion followed regarding the letter from Mike Fauerbach dated 7/13/10. Motion to request that Attorney Fauerbach draft language for Option #3 in his letter, which grants an easement to the parcel holders. The language is to include that the parcel holders share the expenses. HR/BF 3A 1Ab. (JP) MC The Town Board also authorized a wetland delineation of the parcels.

**TOWN OF LA POINTE  
REGULAR TOWN BOARD MEETING  
MINUTES  
TUESDAY, JULY 27, 2010  
At 5:30 At Town Hall**

Called to order at 5:30

Present: Beth Fischlowitz, Greg Nelson, Ham Ross, Jim Patterson

Absent: Larry Whalen

**IV. Public Works**

**B. Roads**

1. Possible opening of cul-de-sac adjoining lot 2, Range 3 West Document #202758 section 32: Jim Patterson asked how one person can be expected to pay all the cost of laying a road and then seek reimbursement from future landowners. Ham Ross asked what the Town's responsibility is in this situation. Greg Nelson stated that he thought the language of the grant of easement could help owners recoup their costs. Gwen Patterson asked about wetland delineation. Jen Croonborg stated that it might expedite the process if the Town helped the Pattersons with any issues

regarding wetland delineation or permitting. She further stated that the grant of easement and the wetland delineation are two separate issues.

**TOWN OF LA POINTE  
REGULAR TOWN BOARD MEETING  
MINUTES  
TUESDAY, AUGUST 10, 2010  
At 5:30 At Town Hall**

Called to order at 5:33 PM.

Board Members Present: Beth Fischlowitz, Jim Patterson, Greg Nelson, Ham Ross, Larry Whalen  
Town Staff present: Keith Sowl, Jen Croonborg-Murphy

**IV. Public Works**

**B. Roads**

2. Possible opening of a cul-de-sac adjoining lot 2, Range 3 West Document #202758 section 32 (off Mondamin Trail) The Zoning Administrator presented her Memorandum regarding her inspection of the site with John Spangberg. Ham Ross reiterated his fear of precedent: he says that there are many similar situations along that road. The consensus of the Board was to send the inspection results to the Town's attorney (Mike Fauerbach) and determine the cost of wetland delineation for that parcel. Additionally, Keith Sowl, as Foreman, is to provide an estimate of what it would cost to make a Town road in this location along with an alternative estimated figure for just a driveway: both estimates. The Clerk is to determine who owns the other properties on this cul-de-sac and ascertain how a Special Assessment could be levied.

□

**TOWN OF LA POINTE  
REGULAR TOWN BOARD MEETING  
TUESDAY, AUGUST 24, 2010  
At 5:30 At Town Hall  
MINUTES**

Called to order at 5:30

Board Members Present: Beth Fischlowitz, Jim Patterson, Greg Nelson, Ham Ross, Larry Whalen  
Town Staff Present: Ted Pallas, Jen Croonborg-Murphy, William Hagen, Keith Sowl, Mary Ross, Larry Hobin

**Motion to move to item IV.C.1. in the agenda:** 1. Possible opening of a cul-de-sac adjoining lot 2, Range 3 West Document #202758 sec 32 (off Mondamin Trail) & possible assessment process BF/LW 5A MC  
Town Foreman Keith Sowl will get the estimate for making the cul-de-sac a town road and the wetland delineation will proceed. Every lot will need an easement.

**TOWN OF LA POINTE  
REGULAR TOWN BOARD MEETING  
TUESDAY, September 14, 2010  
Minutes  
At 5:30 PM at Town Hall**

Called to order 5:37 pm by G. Nelson; Present: Beth Fischlowitz, Jim Patterson, Ham Ross  
Absent: Larry Whalen

**Motion to move to item VI (C) (2) . Possible opening of a cul-de-sac adjoining lot 2, Range 3 West Document #202758 Section 32 (off Mondamin Trail) LP #014-0211-0100 and estimated costs.  
JP/HR 4A MC**

**VI. (C) (2) Motion to begin the permitting process and publish the bid notices. BF/HR. 3 ayes, 1 abstain (J. Patterson) MC Keith Sowl, Town Foreman, is directed to begin the process.)**

**TOWN OF LA POINTE  
REGULAR TOWN BOARD MEETING  
MONDAY, NOVEMBER 1, 2010  
(Postponed from October 26, 2010)  
At 5:00 At Town Hall)**

**AMENDED BY CLERK ON 11/22/10: ADDITIONS IN BOLD PRINT & UNDERLINED**

Called to order at 5:33 PM.

Present: Beth Fischlowitz, Jim Patterson, Ham Ross, Larry Whalen

Absent: Greg Nelson

Dept. Heads present: Keith Sowl

**IV. Public Works**

**A. Roads**

Mondamin Trail) LP #014-0211-0100. Motion to accept the sealed bid offered by Nelson Construction of La Pointe **date-stamped November 1, 2010, in the amount of \$14,825** with all attachments and terms [the Town will provide Town-owned gravel, a Town-owned culvert and a wetland delineation, which will all be included in the assessment.] HR/BF 3A 1Ab. [JP] MC [clerk's note: Clerk to initiate Special Assessment process].

**TOWN OF LA POINTE  
REGULAR TOWN BOARD MEETING  
TUESDAY, NOVEMBER 9<sup>th</sup>, 2010  
At 5:30 At Town Hall**

Called to Order at 5:30 PM

Present: Beth Fischlowitz, Jim Patterson, Greg Nelson, Ham Ross, Larry Whalen

Dept. Heads present: Jen Croonborg-Murphy, Keith Sowl, Michael Dalzell

**VI. Public Works**

**C. Roads**

3. Possible opening of a cul-de-sac adjoining lot 2, Range 3 West Document #202758 Section 32 (off Mondamin Trail) LP #014-0211-0100

a. Resolution #2010-1109A Preliminary Resolution to Levy a Special Assessment: postponed due to an error on the Resolution. Keith Sowl suggested waiving the cost of the gravel; Ham Ross responded that this is a private road.

**TOWN OF LA POINTE  
REGULAR TOWN BOARD MEETING  
TUESDAY, NOVEMBER 23, 2010  
At 5:30 PM At Town Hall**

Called to order at 5:35

Present: Beth Fischlowitz, Greg Nelson, Jim Patterson, Ham Ross, Larry Whalen

Dept. Heads present: Jennifer Croonborg-Murphy, Michael Dalzell

**IV. Public Works**

**A. Roads**

1. Resolution #2010-1123A Preliminary Resolution to levy a special assessment for improvements to a cul-de-sac adjoining lot 2, Range 3 West Document #202758 Section 32 (off Mondamin Trail) LP #014-0211-0100 Motion to approve & sign the Resolution #2010-1123A. BF/LW 3 A 1 Ab [JP] MC [HR out of the room]

**TOWN OF LAPOINTE  
REGULAR TOWN BOARD MEETING  
TUESDAY, DECEMBER 14, 2010  
At 5:30 At Town Hall**

Called to order at 5:30.

Present: Beth Fischlowitz, Jim Patterson, Greg Nelson, Ham Ross

Absent: Larry Whalen

Dept. Heads present: Keith Sowl, Jen Croonborg-Murphy

**VI. Public Works**

**A. Roads**

4. The cul-de-sac adjoining lot 2, Range 3 West Document #202758 Section 32 (off Mondamin Trail) LP #014-0211-0100 date of Public Hearing is January 24, 2011 immediately following the Public Hearing on the petition to lay a road: Big Arm's Rd./White Pine Rd.

**TOWN OF LA POINTE  
REGULAR TOWN BOARD MEETING  
MINUTES  
TUESDAY, JANUARY 11, 2011  
At 5:30 PM At Town Hall**

Called to order at 5:35 PM

Present: Beth Fischlowitz, Jim Patterson, Greg Nelson, Ham Ross, Larry Whalen  
Dept. Heads present: Keith Sowl, Jen Croonborg-Murphy

**VI. Public Works**

**A. Roads**

2. Cul-de-Sac off Mondamin Trail LP #014-0211-0100

a. Clerk's Report per Statute 66.0703(4) & (5) adopted by motion: BF/LW 4A 1 Ab [JP] MC

b. Resolution #2011-0111B Notice of a Hearing on a Resolution to Levy Special Assessments for Improvements to a Cul-de-Sac off Mondamin Trail LP #014-0211-0100 adopted by motion BF/HR 4A 1 Ab [JP] MC

**TOWN OF LA POINTE  
REGULAR TOWN BOARD MEETING  
TUESDAY, FEBRUARY 8, 2011  
At 5:30 PM At Town Hall**

Called to order at 5:33 PM

Present: Beth Fischlowitz, Jim Patterson, Greg Nelson, Ham Ross, Larry Whalen  
Dept. Heads present: Keith Sowl, Jen Croonborg-Murphy

**VI. Public Works**

**B. Roads**

2. Cul-de-sac off Mondamin Trail LP #014-0211-0100

a. Set a date for a Public Hearing: February 22, 2011 at 5:00 PM at the Fire Hall. Clerk will publish, post & send a certified mailing.

b. Wetland filling & culver placement: historical/cultural concerns: Foreman Sowl is requested by consensus of the Town Board to contact Jason Berkner of USACOE [U.S. Army Corps of Engineers] regulator, to see if he will set up a meeting with the tribes for the purpose of establishing a Memorandum of Understanding in order to streamline the meeting of the requirements contained in NHPA 106. [National Historic Preservation Act]

**TOWN OF LA POINTE  
PUBLIC HEARING  
LEVYING A SPECIAL ASSESSMENT FOR IMPROVEMENTS TO A CUL-DE-SAC OFF MONDAMIN TRAIL  
TUESDAY, FEBRUARY 22, 2011  
At 5:30 At Town Hall**

Called to order at 5:02

Town Board members present: Beth Fischlowitz, Jim Patterson, Greg Nelson, Ham Ross

The purpose of this public hearing is to receive input from the public regarding the levying of a special assessment for the purpose of making improvements to a cul-de-sac off Mondamin Trail, LP #014-0211-0100.



All notices have been properly published, posted & mailed.

Greg Nelson began the hearing by stating that all letters are a part of the record of the hearing, but that anyone who wishes to read his/her letter into the record was welcome to do so.

Gwen Patterson read her letter in which she stated that she is willing to pay the special assessment; she requests the payments be made over 10-15 years. She also felt that the gravel for the project should be provided by the Town and not included in the cost of the improvements because, as a taxpayer, she has already paid for the gravel.

Judi Patterson read her letter in which she urged that the gravel be paid for by the Town since the taxpayers have already paid for it, and she is a taxpayer.

Keith Sowl urges careful consideration especially regarding the gravel issue. This road is not an existing road as Miller Farm Rd. was. [Sowl is referring to the fact that petitioners on Miller Farm Rd. did not pay for the gravel used on their road.] He also pointed out that there is an existing CAPP recommendation to charge interest on special assessments.

Greg Nelson reminded the group that the only reason the Town bought the property was to help the owners of the adjacent property. The consensus at the time of the purchase was that acquiring the property did not obligate the Town to pay for a road.

Keith Sowl said that he had given high estimates in order to avoid the need for another public hearing; however, the Corps of Engineers is expecting a Phase I survey for archeological purposes. This would add one to two thousand dollars to the cost of the road.

Mike Starck asked if the Town could sell the cul-de-sac to the property owners?

Greg Nelson replied that doing so would require another Town Meeting, but yes it could. He added that doing so was originally an option, but it was determined that this way is better for the land owners.

Motion to adjourn: GN/BF 4A MC

Submitted by Patty Hobin, Town Clerk  
Sign-in list in the vault  
Approved as submitted  
Patty Hobin, Town Clerk

**TOWN OF LA POINTE  
REGULAR TOWN BOARD MEETING  
TUESDAY, FEBRUARY 22, 2011  
At Town Hall At 5:30**

Called to order at 5:32 PM

Members present: Beth Fischlowitz, Jim Patterson, Greg Nelson, Ham Ross

Dept. Heads present: Keith Sowl, Jen Croonborg-Murphy, Michael Dalzell

**IV. Public Works**

**C. Roads**

3. Mondamin Trail Cul-De-Sac on LP#014-0211-0100 Public Hearing on 2/22/11: decision postponed [by motion G/BF 5A MC] pending recommendation from the Town Plan Commission per statute 62.23(5) "Matters Referred to City Plan Commission)

<b>TOWN OF LA POINTE      REGULAR TOWN BOARD MEETING TUESDAY, MARCH 8<sup>th</sup>, 2011    5:30 At Town Hall</b>
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Called to order at 5:34 PM

Members Present: Beth Fischlowitz, Jim Patterson, Greg Nelson, Ham Ross, Larry Whalen

Dept. Heads Present: Keith Sowl, Jen Croonborg-Murphy, Michael Dalzell

## 6. Public Works

### A. Roads

(2) Cul-de-Sac off Mondamin Trail LP #014-0211-0100 Much discussion regarding how the gravel for this project will be paid for. Points of discussion summarized as follows:

Greg Nelson stated that the acquisition of the property from Ashland County did not, in his opinion, commit the Town to lay a road and that the Town has already provided several advantages for the parcel holders. He felt that the parcel holders should be assessed for the gravel and that the Phase I Archeological Survey should now be added to the Special Assessment for the improvements.

Beth Fischlowitz asked for clarification: "You're saying that you approve of the gravel coming out of the Town pile but that it should be paid for by the parcel holders?"

Greg Nelson: "Yes."

Ham Ross added, "At today's price."

Keith Sowl disagreed with Ham Ross in this regard.

Jim Patterson pointed out that the property owners have already paid once for the gravel.

Greg Nelson responded that the argument could also be made that the Town didn't have to do any of this [clerk's note: purchase the property and facilitate the laying of the road]

Beth Fischlowitz: "Even though the Town owns the property, it is effectively a private driveway and calls for special treatment."

Ham Ross said that he worries about the cascade effect and feels the Town is owed fair market value for the gravel.

Beth Fischlowitz pointed out that it would be easier to charge what we paid.

Larry Whalen added that charging today's price for the gravel makes it sound like the Town is involved in a retail operation.

Ham Ross pointed out that the gravel purchase was intended for road maintenance for five to ten years.

Greg Nelson stated that getting gravel from the Town is still better for the parcel holders than obtaining from a contractor would be and that the Town has done quite a bit already for the parcel holders.

Motion to approve the Clerk's Report of January 4, 2011 [Special Assessment for Improvements to a cul-de-sac off Mondamin Trail LP #014-0211-0100 with the addition of \$2000 for the Archeological Survey. BF/LW 4A 1 Ab [JP] MC

Motion to run the Special Assessment for ten years. BF/HR 4A 1Ab [JP] MC

[Clerk's note: discussion of charging interest on the assessment per CAPP recommendation: the consensus of the members was to not charge interest for this assessment but to consider doing so on all further assessments.]

a. Proposal from AVD Archaeological Services, Inc. for Phase I survey: Motion to approve the proposal for the Phase I Archeological Survey at a cost of \$2000. [To be included in Special Assessment for improvements to cul-de-sac off Mondamin Trail LP #014-0211-0100.] HR/BF 4A 1 Ab [JP] MC

## 9. Committees

### A. Zoning

(2) Cul-de-Sac off Mondamin LP #014-0211-0100: Recommendation from Town Plan Commission: per a memo from the Zoning Administrator, the Town Plan Commission finds the proposal is consistent with the Comprehensive Plan & supports the new road.

**Town Of La Pointe  
Regular Town Board Meeting  
Tuesday, March 22<sup>nd</sup>, 2011  
5:30 PM At Town Hall**

**Called to order at 5:30 PM**

**Members Present: Beth Fischlowitz, Jim Patterson, Greg Nelson, Ham Ross, Larry Whalen**

**Dept. Heads Present: Keith Sowl, Jen Croonborg-Murphy, Michael Dalzell**

**Public Present: C. Brummer, P. Brummer, M. Starck, M. Kusch, L. Fuller**

## 4. Public Works

### A. Roads

3. Cul-de-Sac located off Mondamin Trail LP #014-0211-0100 final report and Resolution to Levy a Special Assessment will be presented at the Town Board meeting on 4/12/11.

**TOWN OF LA POINTE  
REGULAR TOWN BOARD MEETING  
TUESDAY, APRIL 12, 2011  
IMMEDIATELY FOLLOWING THE ANNUAL TOWN MEETING**

Called to order at 6:40 PM

Present: Jim Patterson, Greg Nelson, Ham Ross, Larry Whalen

**VI. Public Works**

**A. Roads**

**2. Cul-de-sac off Mondamin LP #014-0211-0100**

**a. Approval of Final Report** Clerk's final report dated 3/28/11 approved in the amount of \$33,074.50. HR/LW 3A 1 Ab [JP] MC

**b. Resolution 2011-0412 to Levy a Special Assessment for Improvements to a cul-de-sac off Mondamin Trail LP #014-0211-0100** approved by motion with a quorum present: HR/LW 3A 1 Ab [JP] MC

**TOWN OF LA POINTE  
REGULAR TOWN BOARD MEETING  
TUESDAY, June 14, 2011  
AT 5:30 PM AT TOWN HALL**

Called to order at 5:38 PM

Present: Beth Fischlowitz, Jim Patterson, Greg Nelson, Ham Ross, Larry Whalen

Dept. Heads Present: Keith Sowl, Jen Croonborg-Murphy, Michael Dalzell

Public Present: Beth Alsgaard, Dick Hoffman, Larry Hobin, Ted Michael

**VI. Public Works**

**A. Roads**

1. Town Foreman's Report placed on file. Discussion regarding the length of time it's taking the Corps to sign off on the Archeological Survey for the improvements to the cul-de-sac off Mondamin Trail. Foreman Keith Sowl is directed to send them one more email.

**TOWN OF LA POINTE  
REGULAR TOWN BOARD MEETING  
5:30 pm Tuesday, July 26, 2011  
At Town Hall**

Called to order at 5:53 PM

Present: Beth Fischlowitz, Jim Patterson, Greg Nelson, Ham Ross, Larry Whalen

Dept. Heads present: Jen Croonborg-Murphy, Keith Sowl, Michael Dalzell

Public present: Barb Nelson, Dick Hoffman

**V. Public Works**

**B. Roads**

BF asked about Mondamin Trail Cul-de-sac project. KS replied that the cul-de-sac has been stumped, culverted and a "Y" turnaround has been installed by Nelson Construction.

**TOWN OF LA POINTE  
REGULAR TOWN BOARD MEETING  
TUESDAY, SEPTEMBER 27, 2011  
AT 5:30 AT TOWN HALL**

Called to order at 5:32 PM

Present: Beth Fischlowitz, Greg Nelson, Jim Patterson, Ham Ross

Absent: Larry Whalen

Dept. Heads present: Carol Neubauer, Keith Sowl, Charlie Brummer (for Zoning Department)

**Public Present:** Glenn Carlson, Michael Childers, Jim Rogers, Ted Michael, Seri Demorest, Scott Graberek, Mike Starck, Nick Browne, Carey Baxter, William Hagen

**V. Public Works**

**A. Roads**

1. Resolution #2011-0927 Dedicating the cul-de-sac off Mondamin Trail to Town use and naming it "Wild Iris Lane" passed by motion. HR/BF 3A 1 Ab. [JP] MC