

(5)TB, Michael, Barb, Micaela, Public

TO: Town Board  
FROM: Michael Kuchta  
RE: Town Administrator's Report

DATES COVERED IN REPORT: June 5-18, 2021

### 1. Accomplished/Completed

- Lisa Potswald submitted the Fire Fighter Protection grant application to the DNR on June 10.
- Resolution 2021-0622 is prepared for Town Board action.

### 2. Coming Up

- Representative from Superior Tech Services will visit Town Hall on June 23 to assess possibilities for a video conferencing system. Micaela Montagne and I will be there.
- I am scheduling a discussion before the next meeting cycle to assess our current agenda preparation processes and responsibilities.

### 3. Town Board Agenda – Information/Comments

- Roads, Dock and Harbor.
  - Northwoods Paving: The change order is on the agenda for your approval; Northwoods blacktopped three additional culverts. This work is complete.
  - County Road H Shoreline Mitigation: see separate memo.
  - Dust Abatement: See separate memo.
- Parks. You have Ben Schram's request for a wage increase for Ciara Wiggins, and authorizing posting the RFB to remodel the Rec Center restrooms
- MRF. St. John's is requesting that the MRF site be open on Thursday Aug. 5 so the church can direct people from the church bazaar to the Island Closet for items that are available only at the closet. I am awaiting more details from the congregation before discussing with MRF staff.
- Public Arts Committee. An update on the Gateway sculpture is included in your packet. The committee is looking for:
  - Permission to place the sculpture on Town property (most likely, the new greenspace being donated on Main Street)
  - The Town to include the installation under the Town's liability insurance policy.
- Resolution 2021-0622. A separate memo is provided.
- Emergency Services Building:
  - Open House is scheduled for Saturday July 3, 1-4 p.m. Town Board should clarify which account(s) to charge expenses – which primarily will be for postage and light snacks. Barb Nelson advises that three viable options are ESB Outfitting Designated Fund, ESB Contingency, or ESB Excess Cash. Using Contingency or Excess Cash would be divided 50% to Fire, 25% to Police, and 25% to Ambulance.
  - Grading and gravel in the east parking lot was completed June 15.
  - See separate memo from Lisa on unresolved issues.

### 4. Follow Up on Previous/Ongoing Projects

- Updating Ordinances:
  - I am reviewing the most recent draft from Lisa and Paul Wilharm on an airport ordinance

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- **Policies:**
  - Personnel: Still expecting a draft to share by the end of June
  - Personal use of vehicles: under development
- **2021 Capital Projects**
  - **Dock:** The standoff continues between Wren Works (the contractor) and Smith Group (the project manager) over a concrete patch, sawcut, and caulking that are necessary on the dock. Smith Group has not made final payment to Wren Works. In the latest exchange of emails on June 15, Smith Group said:  
 “This is not additional work that will be paid for, but rather, work that was identified during the final walk-thru as items needing to be fixed in order for the work to be satisfactorily complete to the Owner.”  
 Wren Works replied: “I completely agree the work needs to be corrected to satisfy the Owner, however the work being requested was not in the plan drawings or specifications. This work is outside the bid and should be paid for. Kindly advise.”  
 I have kept town attorney Max Lindsay in the loop on the dispute.
  - **Town Hall:** Painting of Old Town Hall will take place after the June 22 Town Board meeting. Flooring on the back stairway still needs to be installed; the contractor says it will be done on the next “rain day.” Ben Schramm is compiling a list of hours and costs his crew incurred for moving furniture and clean-up – tasks that were the contractor’s responsibility under terms of the contracts.
  - **Erickson property swap:** Awaiting results from Nelson’s Survey.
  - **CSS Investigation:** Staff from CSS were on the island June 11-12. They expected to submit their findings to me on June 18, though additional information was still outstanding from the Police Department. I will review the findings from CSS and conduct additional research as necessary. Given that the next Regular Town Board Meeting is not scheduled until July 13, I anticipate that a Special Meeting will be needed once my review is complete.
  - **Town Hall basement:** Police Department says it needs to continue using secure storage space in Town Hall, rather than moving everything to the ESB.

#### 5. Grant Report

- Fire Fighter Protection grant application and County Road H Shoreline Mitigation grant application are mentioned elsewhere in the report.

#### 6. Lawsuits/Legal Issues

- Town Board members have been advised of any updates.

#### 7. Comments/Other Information

- The Bayfield School District’s Building and Grounds Committee reviewed a “conceptual proposal” on June 15 regarding the La Pointe School. The rough estimate they provided in advance is \$1.66 million to renovate the existing building. An option – if I interpret it correctly -- is \$1.48 million to demolish the existing building (except the gym, kitchen and storage) and replace it with a 4,250-square-foot addition for classroom, office, and storage space.
- I attended the monthly Chamber of Commerce board meeting June 16. Long-term visits to the island are up significantly this year, replacing many of the one-day, overnight visits. There is a significant increase in visitors from Madison and Milwaukee areas, though Twin Cities remain dominant. Long-term visitors are altering arrival and departure patterns, seeking different

experiences, have different spending impacts, and have different expectations of businesses. Staffing remains a challenge for retailers and restaurants; many are adjusting hours and operations to ensure more balance and availability across days in the village area. Chamber board is hoping to create an economic development work group to assist with transitions for business owners who hope to retire, to identify recruitment opportunities for existing and potential businesses and services, and to take a holistic look at related challenges, including housing and transportation. They hope the Town and county/counties will partner in this effort.

- Among my meetings in the past two weeks:
  - Discussion with Charlie Meech of Madeline Island School of the Arts about how the restricted ferry schedule is affecting operations. He is looking at options, including establishing independent water transportation and proposals to modify the school's existing conditional-use permit.
  - Discussion with Winona LaDuke about ideas she is considering for increasing Indigenous presence and partnerships on the island, including through food, housing, and business start-ups.

(5)TB, Michael C. Barb, Michael  
Public

Town of La Pointe  
CHANGE ORDER FORM

Date: June 3, 2021  
Project: Blacktop Order  
Change Order #: 1

Owner: Town of La Pointe, WI  
Contractor: Northwoods Paving  
Architect/Engineer: \_\_\_\_\_

Subject to the conditions set forth below, an equitable adjustment is established as follows:

**CONTRACT PRICE**  
\_\_\_\_ NOT CHANGED  
X INCREASED BY \$3,965.00  
\_\_\_\_ DECREASED BY: \_\_\_\_\_

**CONTRACT TIME**  
X NOT CHANGED  
\_\_\_\_ INCREASED BY \_\_\_\_\_ DAYS  
\_\_\_\_ DECREASED BY \_\_\_\_\_ DAYS

**Description of Change:**

The following Proposed Change Order(s) are incorporated into the Contract by reference:

Summary Description*	Amount	Initiated by
(See attached invoice)		
Additional 3 culvert replacements to blacktop		Town
Original Contract Amount:	\$32,505.65	
Previous Change Order(s):		
Contract Amount Prior to this Change Order:	\$32,505.65	
Amount of this Change Order:	\$3,965.00	
New Contract Amount Including this Change Order:	\$36,470.65	

\*Attach additional information if needed.

Contractor agrees to perform the above-described work in accordance with the above terms and in compliance with applicable sections of the Project documents. The adjustment in the contract sum, if any, and the adjustment in the contract time, if any, set out in this Change Order shall constitute the entire compensation and/or adjustment in the contract time due Contractor arising out of the change in the work covered by this Change Order, unless otherwise provided in this Change Order. No additions or deletions to this Change Order shall be allowed, except with written permission of the town. Contractor accepts the terms and conditions stated above as full and final settlement of any and all claims arising from this Change Order.

This Change Order is hereby agreed to, accepted and approved by:

Contractor

Date:

Town Representative

Date:

Title:

Town Board Chair

Date:

**TOWN OF LA POINTE**  
**Public Hearing**  
**Tuesday June 15, 2021**  
**5:00 PM at Town Hall**  
**Special Assessment for Big Arns and Brians Road**

STATE OF WISCONSIN  
Town of La Pointe  
Ashland County

Pursuant to Wisconsin Statute 66.0703(4) & (5), the Town Clerk of the Town of La Pointe presents this Report regarding a Special Assessment to be levied for improvements to Big Arns Road and Brians Road.

The road has a 66' right of way with 22' of roadway. The base was created with pit run, and the top with six inches of gravel. The ditch and back slopes created and culverts placed.

Actual Cost of the project	<u>TOTAL</u>	Proposed to be Assessed
	<u>\$274,550.97</u>	<u>\$216,305.27</u>
\$27,038	Town Labor	\$3,548
\$49,874	Town Equipment	\$0
\$98,554	Materials (gravel, pit run, sand)	\$98,554
\$8,292	Culverts/ Erosion	\$8,292
\$63,955	Ashland County (labor, equipment, materials)	\$63,955
\$1,506	Legal	\$1,506
\$988	Miscellaneous (publishing, signs, K. Sowl Cell)	\$988
\$24,344	Interest (loan interest and Town interest)	\$39,462

The assessment district is as follows:

014-00207-0100 C. Kerelko	014-00208-0500 J. Jamison
014-00207-0200 D. O'Mara	014-00208-0600 M. Mattingly
014-00207-0300 M. Brown	014-00208-0700 B. Alsgaard
014-00207-0400 M. Miller	014-00208-0800 A. Baxter
014-00207-0500 S. Burton	014-00210-0110 R. Melin
014-00207-0600 G. Krubsack	014-00210-0200 Blessed Water LLC
014-00207-0700 B. Nelson	014-00210-0400 C. Wolfe
014-00207-0800 J. Eichorst	014-00210-0500 C. Douglas
014-00208-0100 N. Johnson	014-00210-0600 J. Ruff
014-00208-0200 M.& A. Caswell	014-00210-0700 L. Bono
014-00208-0300 M. Mattingly	014-00210-0800 G. Krubsack
014-00208-0400 M. Phillips	

Special assessments shall be levied against property in the district; and that the number of installments will be determined after the public hearing on the project;

The Town Clerk has made and filed at Town Hall a report containing the specifications of the project and the cost of the project. Information from the Report is included in this notice (above).

Notice is further given that the Town Board will hold a Public Hearing concerning the matters contained in the preliminary resolution and the report on  
**June 15, 2021, at 5:00 PM.**

All persons interested, or their agents or attorneys, may appear and be heard.

Please Respect Social Distancing & Please Wear a Mask  
You may submit a public comment to the Town Clerk via email ([clerk@townoflapointewi.gov](mailto:clerk@townoflapointewi.gov)),  
mail it to Town Clerk PO Box 270 La Pointe, WI, 54850,  
or drop it in the suggestion box outside Town Hall.

The meeting will be live streamed and recorded at [livestream.com/accounts/27528425](https://www.livestream.com/accounts/27528425)

Micaela Montagne  
Town Clerk

(5) TB, Michael, Baub, Michael,  
Ben, Public

TO: Town Board

FROM: Lisa Potswald, Michael Kuchta

RE: Highway H Mitigation Grant

DATE: June 17, 2021

Building Resilient Infrastructure and Communities (BRIC) is a new FEMA pre-disaster hazard mitigation program. (It replaces the existing Pre-Disaster Mitigation -- PDM -- program.) BRIC will support states, local communities, tribes, and territories as they undertake hazard mitigation projects, reducing the risks they face from disasters and natural hazards. The program's guiding principles support communities through capacity-building; encouraging and enabling innovation; promoting partnerships; enabling large projects; maintaining flexibility; and providing consistency.

Sen. Tammy Baldwin informed Wisconsin Emergency Management (WEM) that the federal government is bringing back legislative appropriations ("earmarks") for BRIC-eligible projects. She asked whether WEM had any promising infrastructure projects that had not been submitted under BRIC 2020. Ashland County's County H stabilization project on Madeline Island was mentioned -- it is an application that Ashland County had started but did not complete due to Highway Department budget issues. WEM mitigation officer Robyn Fenning has drafted an application and would provide it to Ashland County and the Town to review prior to submission.

Ashland County estimates it is a \$1 million project. If the county is the applicant, FEMA would cover 75%. However, if the Town is the official applicant, and the Town qualifies as a "small impoverished community," the project would be eligible for up to a 90% federal cost-share. That difference (25% local match = \$250,000; 10% local match = \$100,000) makes it feasible for the County to cover the match. The Town would be required to sign the application; the County would submit a "letter of support" committing to the local match. The partnership between the County and Town can make the project more attractive to fund.

The deadline is/was June 21. If the project is not selected for an appropriation, the County and Town will have a complete application ready to submit for the BRIC 2021 application period (October-January).

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## **TOWN OF LA POINTE**

### **MADLINE ISLAND**

240 Big Bay Road  
PO Box 270  
LA POINTE, WI 54850

**Michael Kuchta**  
Town Administrator  
PHONE: 715-747-6914  
EMAIL: administrator@  
townoflapointewi.gov

June 22, 2021

Robyn Fennig, CFM  
State Hazard Mitigation Officer  
Wisconsin Emergency Management  
2400 Wright Street, P.O. Box 7865  
Madison, WI 53707-7865

Dear Ms. Fennig,

The Town of La Pointe is submitting the County Road H shoreline mitigation project for consideration for a 2021 Legislative Appropriation. The project is an eligible project type in the FEMA BRIC Program and is technically feasible. Additionally, we believe La Pointe and Ashland County meet the criteria for consideration of a higher federal share as a small and impoverished community under the 2020 BRIC Notice of Funding Opportunity. As such, the Town of La Pointe commits to the required 10% non-federal funding share if selected and granted federal appropriation funding.

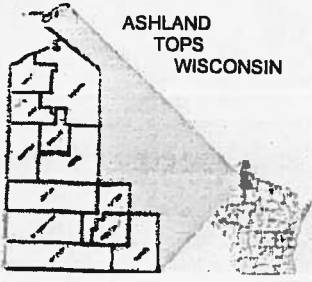
Additionally, the Town understands that this mitigation project will require maintenance activities for the useful life of the project. The Town of La Pointe commits to completing maintenance to keep the facility functioning to its designed purpose for the duration of the project useful life.

Sincerely,

Michael Kuchta  
Town Administrator

Cc: Matt Erickson  
Ashland County Highway Commissioner





# ASHLAND COUNTY HIGHWAY DEPARTMENT

39181 State Hwy 13, P.O. Box 25,  
Highbridge, WI 54846  
Phone: 715-274-3662 Fax: 715-274-8009

Matt Erickson, Highway Commissioner

Bruce Kleinsteiber, Patrol Superintendent

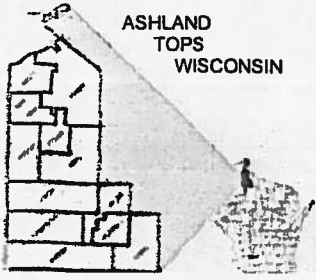
Amber D. Erickson, Office Manager

Robert Piff, Shop Superintendent

## Ashland County CTH H Shoreline Restoration/Protection Project Budget

Engineering-	\$50,000
Project Oversight-	\$50,000
Construction-	<u>\$900,000</u>
Total Project Cost-	\$1,000,000

All future maintenance cost will be the responsibility of Ashland County Highway Department



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Robyn Fennig, CFM  
State Hazard Mitigation Officer  
Wisconsin Emergency Management  
2400 Wright Street, P.O. Box 7865  
Madison, WI 53707-7865

Ms. Fennig-

The Town of La Pointe is submitting the County Road H shoreline mitigation project for consideration for a 2021 Legislative Appropriation. The project is an eligible project type in the FEMA BRIC Program and is technically feasible. Additionally, we believe that we meet the criteria for consideration of a higher federal share as a small and impoverished community under the 2020 BRIC Notice of Funding Opportunity. As such, the Ashland County Highway Department commits to funding the required 10% non-federal funding share if selected and granted federal appropriation funding for all work completed along CTH H.

Additionally, the Ashland County Highway Department understands that this mitigation project will require maintenance activities for the useful life of the project. The Ashland County Highway Department commits to completing maintenance to keep the facility functioning to its designed purpose for the duration of the project useful life.

Sincerely,

Matt Erickson, Highway Commissioner

U.S. DEPARTMENT OF HOMELAND SECURITY  
FEDERAL EMERGENCY MANAGEMENT AGENCY  
**SUMMARY SHEET FOR ASSURANCES AND CERTIFICATIONS**

O.M.B. No. 1660-0025  
Expires July 31, 2007

FOR \_\_\_\_\_

CA FOR (Name of Recipient)

FY \_\_\_\_\_

This summary sheet includes Assurances and Certifications that must be read, signed, and submitted as a part of the Application for Federal Assistance.

An applicant must check each item that they are certifying to:

Part I  FEMA Form 20-16A, Assurances-Nonconstruction Programs

Part II  FEMA Form 20-16B, Assurances-Construction Programs

Part III  FEMA Form 20-16C, Certification Regarding Lobbying; Debarment, Suspension, and Other Responsibility Matters; and Drug-Free Workplace Requirements

Part IV  SF LLL, Disclosure of Lobbying Activities *(If applicable)*

As the duly authorized representative of the applicant, I hereby certify that the applicant will comply with the identified attached assurances and certifications.

Glenn Carlson

Town of La Pointe Board Chair

Typed Name of Authorized Representative

Title

Signature of Authorized Representative

Date Signed

**NOTE:** By signing the certification regarding debarment, suspension, and other responsibility matters for primary covered transaction, the applicant agrees that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by FEMA entering into this transaction.

The applicant further agrees by submitting this application that it will include the clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion-Lower Tier Covered Transaction," provided by the FEMA Regional Office entering into this covered transaction, without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions. (Refer to 44 CFR Part 17.)

**Paperwork Burden Disclosure Notice**

Public reporting burden for this form is estimated to average 1.7 hours per response. The burden estimate includes the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing, reviewing, and maintaining the data needed, and completing and submitting the form. Send comments regarding the accuracy of the burden estimate and any suggestions for reducing the burden to: Information Collections Management, U.S. Department of Homeland Security, Federal Emergency Management Agency, 500 C Street, SW, Washington DC 20472. You are not required to complete this form unless a valid OMB control number is displayed in the upper corner on this form. **Please do not send your completed form to the above address.**

U.S. DEPARTMENT OF HOMELAND SECURITY  
FEDERAL EMERGENCY MANAGEMENT AGENCY  
**ASSURANCES-NONCONSTRUCTION PROGRAMS**

**O.M.B. No. 1660-0025**  
**Expires July 31, 2007**

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**NOTE:**

Certain of these assurances may not be applicable to your project or program. If you have any questions, please contact the awarding agency. Further, certain Federal awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of the project described in this application.
2. Will give the awarding agency, the comptroller General of the United States, and if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal gain.
4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
5. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. Section 4727-4763) relating to prescribed standards for merit systems for programs funded under one of the nineteen statutes or regulations specified in Appendix A of OPM's Standards for Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
6. Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P. L. 88-352) which prohibits discrimination on the basis of race, color, or national origin; (b) Title IV of the Education Amendments of 1972, as amended (20 U.S.C. Sections 1681-1683, and 1685-1688), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. Section 794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. Sections 6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970, (P.L. 91-618), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) Sections 523 and 527 of the Public Health Service Act of 1912, (42 U.S.C. 290-dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Acts of 1968 (42 U.S.C. Section 3601 et. seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provision in the specific statute(s) under which application for Federal assistance is being made; and (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.
7. Will comply, or has already complied, with the requirements of Title II and III of the Uniformed Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provides for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or Federally assisted programs. These requirements apply to all interest in real property acquired for project purposes regardless of Federal participation in purchase.
8. Will comply with provisions of Hatch Act (5 U.S.C. Sections 1501-1508 and 7324-7328) which limit the political activities of employees whose principle employment activities are funded in whole or in part with Federal funds.
9. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. Sections 276a to 276a-7) the Copeland Act (40 U.S.C. Section 276c and 18 U.S.C. Sections 874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. Sections 327-333), regarding labor standards for federally assisted construction subagreements.
10. Will comply, if applicable with flood insurance purchase requirements of Section 102a of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
11. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. Sections 1451 et seq.); (f) conformity of Federal actions to State (Clear Air) Implementation Plans under Section 176 (c) of the Clear Air Act of 1955, as amended (42 U.S.C. Section et seq.); (g) protection underground sources of drinking water under Safe Drinking Water Act of 1974, as amended, (P.L. 93-523); and (h) protection of endangered species under the Endangered Species Act of 1973, as amended, (P.L. 93-205).
12. Will comply with the wild and Scenic Rivers Act of 1968 (16 U.S.C. Sections 1271 et seq.) related to protecting components of the national wild and scenic rivers systems.
13. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. 470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. 469a-et seq.).
14. Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.
15. Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. 2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award of assistance.
16. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. Sections 4801 et seq.) which prohibits the use of lead based paint in construction or rehabilitation of residence structures.
17. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act of 1984.
18. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations and policies governing this program.
19. It will comply with the minimum wage and maximum hours provisions of the Federal Fair Labor Standards Act (29 U.S.C. 201), as they apply to employees of institutions of higher education, hospitals, and other non-profit organizations.

U. S. DEPARTMENT OF HOMELAND SECURITY  
FEDERAL EMERGENCY MANAGEMENT AGENCY  
**ASSURANCES-CONSTRUCTION PROGRAM**

O.M.B. No. 1660-0025  
Expires July 31, 2007

**PAPERWORK BURDEN DISCLOSURE NOTICE**

Public reporting burden for this form is estimated to average 1.7 hours per response. The burden estimate includes the time for reviewing instructions and searching existing data sources, gathering and maintaining the data needed and completing, and submitting the form. You are not required to respond to this collection of information unless a valid OMB control number appears in the upper right corner of this form. Send comments regarding the accuracy of the burden estimate and any suggestions for reducing the burden to: Information Collections Management, U. S. Department of Homeland Security, Federal Emergency Management Agency, 500 C Street, SW, Washington, DC 20472, Paperwork Reduction Project (1660-0001). **NOTE: Do not send your completed form to this address.**

**NOTE"**

Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the Awarding Agency. Further, certain federal assistance awarding agencies may require applicants to certify additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (*including funds sufficient to pay the non-Federal Share of project cost*) to ensure proper planning, management, and completion of the project described in this application.
2. Will give the awarding agency, the comptroller General of the United States, and if appropriate, the States, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the assistance; and will establish a paper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will not dispose of, modify the use of, or change the terms of the real property title, or other interest in the site and facilities without permission and instructions from the awarding agency. Will record the Federal interest in the title of real property in accordance with awarding agency directives and will include a covenant in the title of real property acquired in whole or in part with Federal assistance funds to assure nondiscrimination during the useful life of the project.
4. Will comply with the requirements of the assistance awarding agency with regard to the drafting, review and approval of construction plans and specifications.
5. Will provide and maintain competent and adequate engineering supervision at the construction site to ensure that the complete work conforms with the approved plans and specifications and will furnish progress reports and such other information as may be required by the assistance awarding agency or state.
6. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
7. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict to interest, or personal gain.
8. Will comply with Intergovernmental Personnel Act of 1970 (42 U.S.C. Sections 4728-4763) relating to prescribed standards for merit systems for programs funded under one of the nineteen statutes or regulations specified in Appendix A of OPM's standards for a Merit System of Personnel Administration (5 C.F.R. 900-subpart F).
9. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. Sections 4801-et seq.) which prohibits the use of lead based paint in construction or rehabilitation of residence structures.
10. Will comply with all Federal statutes relating to non-discrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. Sections 1681-1683, and 1685-1686) which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. Sections 794) which prohibits discrimination on the basis of; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. Sections 6101-61-7) which prohibits discrimination on the basis of age; (e) the Drug Abuse Office Treatment Act of 1972 (P.L. 93-255), as amended, relating to non-discrimination on the bases of abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the bases of alcohol abuse or alcoholism; (g) Sections 523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. 290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. Sections et seq.), as amended, relating to non-discrimination in the sale, rental or financing of housing; (i) and other non-discrimination provisions in the specific statutes(s) under which application for Federal assistance is being made, and (j) the requirements on any other non-discrimination Statutes(s) which may apply to the application.
11. Will comply, or has already complied, with the requirements of Title II and III of the Uniform Relocation Assistance and Real Property Acquisition policies Act of 1970 (P.L. 91-646) which provides for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal and Federally assisted programs. These requirements apply to all interest in real property acquired for project purpose regardless of Federal participation in purchases.
12. Will comply with the provisions of the Hatch Act (5 U.S.C. Sections 1501-1508 and 7324-7328) which limit the political activities of employment activities are funded in whole or in part with Federal funds.
13. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. Sections 27a to 276a-7), the Copeland Act (40 U.S.C. Section 276c and 18 U.S.C. Section 874), the Contract Work Hours and Safety Standards Act (40 U.S.C. Sections 327-333) regarding labor standards for Federally assisted construction subagreements.

14. Will comply with the flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance in the total cost of insurable construction and acquisition is \$ 10,000 or more.

15. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (E.O.) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management programs developed under the Coastal Zone Management Act of 1973 (16 U.S.C. Sections 1451 et seq.); (f) conformity of Federal actions to State (Clean Air) Implementations Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. Section 7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended, (P.L. 93-523); (H) Protection of Endangered species Act of 1973, as amended, (P.L. 93-205).

16. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. Sections 1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.

17. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. 470), EO 11593 (identification and preservation of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. 468-1 et seq.).

18. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act of 1984.

19. Will comply with all applicable requirements of all other Federal laws, Executive Orders, regulations and policies governing this program.

20. It will comply with the minimum wage and maximum hours provisions of the Federal Fair Labor Standards Act (29 U.S.C. 201), as they apply to employees of institutions of higher education, hospitals, and other non-profit organizations.

21. It will obtain approval by the appropriate Federal agencies of the final working drawings and specifications before the project is advertised or placed on the market for bidding; that it will construct the project, or cause it to be constructed, to final completion in accordance with the application and approved plans and specifications; that it will submit to the appropriate Federal agency for prior approval changes that alter the cost of the project, use of space, or functional layout; that it will not enter into a construction contract(s) for the project or undertake other activities until the conditions of the construction grant program(s) have been met.

22. It will operate and maintain the facility in accordance with the minimum standards as may be required or prescribed by the applicable Federal, State, and local agencies for the maintenance and operation of such facilities.

23. It will require the facility to be designed to comply with the "American Standard Specifications for Making Buildings and Facilities Accessible to, and Usable by, the Physically Handicapped," Number A117-1961, as modified (41CFR 101-17.703). The applicant will be responsible for conducting inspections to ensure compliance with these specifications by the contractor.

24. If any real property or structure thereon is provided or improved with the aid of Federal financial assistance extended to the applicant, this assurance shall obligate the applicant, or in the case of any transfer of such property, any transferee, for the period during which the real property or structure is used for a purpose for which the Federal financial assistance is extended or for another purpose involving the provision of similar services or benefits.

25. In making subgrants with nonprofit institutions under this Comprehensive Cooperative Agreement, it agrees that such grants will be subject to OMB Circular A-122, "Cost Principles for Non-profit Organization" including but not limited to, the "Lobbying Revision" published in vol 49, Federal Register, pages 18260 through 18277 (April 27, 1984).

U. S. DEPARTMENT OF HOMELAND SECURITY  
FEDERAL EMERGENCY MANAGEMENT AGENCY  
**CERTIFICATIONS REGARDING LOBBYING; DEBARMENT, SUSPENSION AND  
OTHER RESPONSIBILITY MATTERS; AND DRUG-FREE WORKPLACE REQUIREMENTS**

O.M.B. No. 1660-0025  
Expires July 31, 2007

**PAPERWORK BURDEN DISCLOSURE NOTICE**

Public reporting burden for this form is estimated to average 1.7 hours per response. The burden estimate includes the time for reviewing instructions and searching existing data sources, gathering and maintaining the data needed and completing, and submitting the form. You are not required to respond to this collection of information unless a valid OMB control number appears in the upper right corner of this form. Send comments regarding the accuracy of the burden estimate and any suggestions for reducing the burden to: Information Collections Management, U.S. Department of Homeland Security, Federal Emergency Management Agency, 500 C Street, SW, Washington, DC 20472, Paperwork Reduction Project (1660-0001). **NOTE: Do not send your completed form to this address.**

Applicants should refer to the regulations cited below to determine the certification to which they are required to attest. Applicants should also review the instructions for certification included in the regulations before completing this form. Signature of this form provides for compliance with certification requirements under 44 CFR Part 18, "New Restrictions on Lobbying" and 28 CFR Part 17, "Government-wide Debarment and Suspension (Nonprocurement) and Government-wide Requirements for Drug-Free Workplace (Grants)." The certifications shall be treated as a material representation of fact upon which reliance will be placed when the Federal Emergency Management Agency (FEMA) determines to award the transaction, grant, or cooperative agreement.

**1. LOBBYING**

As required by section 1352, Title 31 of the U.S. Code, and implemented at 44 CFR Part 18, for persons entering into a grant or cooperating agreement over \$ 100,000, as defined at 44 CFR Part 18, the applicant certifies that:

(a) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the making of any Federal grant, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal grant or cooperative agreement.

(b) If any other funds than Federal appropriated funds have been paid or will be paid to any other person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or an employee of Congress, or employee of a member of Congress in connection with this Federal Grant or cooperative agreement, the undersigned shall complete and submit Stand Form-LLL, "Disclosure of Lobbying Activities," in accordance with its instructions

(c) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subgrants, contracts under grants and cooperative agreements, and subcontracts) and that all subrecipients shall certify and disclose accordingly.

Standard Form-LLL "Disclosure of Lobbying Activities" attached  
(This form must be attached to certification if nonappropriated funds are to be used to influence activities.)

**2. DEBARMENT, SUSPENSION, AND OTHER RESPONSIBILITY MATTERS (DIRECT RECIPIENT)**

As required by Executive Order 12549, Debarment and Suspension, and implemented at 44 CFR Part 87, for prospective participants in primary covered transactions, as defined at 44 CFR Part 17, Section 17.510-A. The applicant certifies that it and its principals:

(a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of Federal benefits by a State or Federal court, or voluntarily excluded from covered transactions by any Federal department or agency;

(b) Have not within a three-year period preceding this application been convicted of a or had a civilian judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or perform a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;

(c) Are not presently indicted for otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any of the offenses enumerated in paragraph (1) (b) of this certification; and

(d) Have not within a three-year period preceding this application had one or more public transactions (Federal, State, or local) terminated for cause of default; and

B. Where the applicant is unable to certify to any of the statements in this certification, he or she shall attach an explanation to this application.

**3. DRUG-FREE WORKPLACE  
(GRANTEE OTHER THAN INDIVIDUALS)**

As required by the Drug-Free Workplace Act of 1988, and implemented at 44 CFR Part 17, Subpart F, for grantees, as defined at 44 CFR Part 17.615 and 17.620-

A. The applicant certifies that it will continue to provide a drug-free workplace by;

(a) Publishing a statement notifying employees that the unlawful manufacture, distributions

(b) Establishing an on-going drug free awareness program to inform employees about-

- (1) The dangers of drug abuse in the workplace;
- (2) The grantee's policy of maintaining a drug-free workplace;
- (3) Any available drug counselling, rehabilitation, and employee assistance programs; and
- (4) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;

(c) Making it a requirement that each employee to be engaged in the performance of the grant to be given a copy of the statement required by paragraph (a);

(d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will-

(1) Abide by the term of the statement; and

(2) Notify the employee in writing of his or her conviction for a violation of a criminal drug statute occurring on the workplace no later than five calendar days after such convictions;

(e) Notifying the agency, in writing, with 10 calendar days after receiving notice under subparagraph (d)(2) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position, title, to the applicable FEMA awarding office, i.e., regional office or FEMA office.

(f) Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph (d)(2), with respect to any employee who is convicted-

(1) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation act of 1973, as amended; or

(2) Requiring such an employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;

(g) Making a good faith effort to continue to maintain a drug free workplace through implementation of paragraphs (a),(b),(c),(d),(e) and (f).

B. The grantee may insert in the space provided below the site(s) for the performance of work done in connection with the specific grant:

Place of Performance (Street address, City, County, State, Zip code)

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Check  If there are workplaces on file that are not identified here.

Section 17.630 of the regulations provide that a grantee that is a State may elect to make one certification in each Federal fiscal year. A copy of which should be included with each application for FEMA funding. States and State agencies may elect to use a state wide certification.

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

To: Town Board

From: Michael Kuchta, Town Administrator

Re: Public Works dust control proposals

June 21, 2021

At its regular meeting on June 9, 2020, the Town Board voted unanimously to reallocate the \$30,000 that had been budgeted for Dust Abatement in 2020 and to utilize it instead for dock repairs. This \$30,000 for Dust Abatement was restored in the 2021 Road Maintenance budget (#53311-05).

In response to the dry spring and concerns expressed by residents, Public Works has prepared an extensive overview of options for dust control on the Town's gravel roads in 2021 (attached). A summary of the proposals:

**Option 1: Chemical treatments.** Estimated cost for 2021: \$27,000 plus at least \$4,000 in ferry fees. (If this option is selected, the Town would need to seek bids for a contractor to supply the treatment.)

**Option 2: Public Works staff will repurpose the tank portion from a decommissioned, 1975-era fire apparatus.** Staff would adapt the tank to use with Public Works' hook truck; they would create an on-demand gravity or pump spray tanker. Estimated cost: \$4,000 for parts, plus staff time. The crew estimates this could be functional within three weeks of parts being acquired. (Note: the tanker in question has been in and out of fire service before and after the old fire hall burned down, and has changed hands several times, but the Town currently holds the title. If this option is chosen, some accounting adjustments may be needed among department financial documents.)

If Option 2 is selected, Public Works could:

- Utilize on-demand treatment, using a solution of lake water and VP Racing Commercial Dust Deterrent. Estimated additional material cost for 2021: \$3,731.
- Purchase "super sacks" of calcium chloride flakes. Estimated additional material cost for 2021: \$14,400-\$18,000, plus ferry fees.

**Option 3: Pilot project for Miller Farm Road.** This proposal contracts with Ashland County to apply a dust abatement mix they currently use elsewhere in the county. Estimated cost for 2021: \$2,800 plus ferry fees. (This option could be selected in tandem with or separate from Options 1 and 2.)

RECEIVED

JUN 21 2021

Initial: clg

(5)TB, Michael, Barb, Micaela,  
Public

## 2021 Gravel Road Dust Abatement Proposal and Options

### Contracted Calcium Chloride Application vs. In-house and On Demand watering system.

#### OBJECTIVE

- To provide taxpayers and gravel road residents of La Pointe with alternative, cost effective, and innovative solutions to dust control, gravel road binder, and potential elimination of spending over \$30,000 annually to a contractor. In addition, to ask for the Board's blessing in assembling a multipurpose tanker truck.

#### DATA

- The Town currently has \$32,000 budgeted in 2021 which is strictly designated for gravel road dust abatement purposes.
- The Town Board unanimously agreed to cancel the dust abatement in 2020 to transfer funds for crucial dock approach repairs, which are finally completed.
- The Town maintains approximately 20 miles of gravel road, with varied degrees of usage and access.
- COVID-19 and 2020 saw an increase in average daily traffic on gravel roads due to the seasonal resident population ballooning into the shoulder seasons.
- The average motorist does not abide by the posted speed limit of 40 mph., especially on the 9 ½ miles of North Shore Road.
- Resident, pedestrians, bikers, and dog walker complaints concerning dust (especially on North Shore Road) have begun in earnest.
- June 2021 has been unseasonably hot and dry with extreme lack of rainfall.
- The Town began contracting with Handy Andy Express over 10 years ago, when a 38% Calcium Chloride solution was \$0.73 per gallon. Andy has since retired and Wisconsin Salt Solutions is the only cost-effective Wisconsin company able to provide this service to the Island. The price per gallon for 38% solution is now \$1.15. A minimum amount of 4,500 gallons is required

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BY 13 2021

dg. comm Ben S.

for this service. To effectively cover ONLY the high traffic areas, 6 loads with approximately 2.2 miles of coverage per load are required – 4,500 gallons x 6 loads @ \$1.15 per gallon = \$27,000 NOT including ferry fees, which will exceed \$4,000.

- Please refer to attached spreadsheet created by Paul Goetch which provides suggested routes of application over the stretches of Island gravel roads most prone to dust and motorist speed excess. The Public Works crew recommends continuing this approach and adding .36 miles of Big Arn's Road and .30 miles of Brian's Road, should the Town Board recommend seeking a contract with Wisconsin Salt Solutions.

### **PUBLIC WORKS PROPOSAL – BUILD A MULTI-PURPOSE HOOK TRUCK COMPATIBLE WATER TANKER**

- The Town owns an obsolete 1975 tanker truck which has no value, except for the 3,200-gallon tank, which is sound and can be repurposed.
- One of the open top boxes at the MRF, used for steel recycling, is scheduled for scrap this year. Allow Evan, Pete, and Joe a few days to cut down the sides of the box, except for the hook and what is needed to mount the currently idle water tank on the flatbed. After adding the proper fittings and valves for either a gravity delivery system, or a pump sprayer system, the truck will be able to water nearly 2 miles of road on one tank. With the price of steel, piping, and fittings, this project should not exceed a material cost of \$4,000.
- The Town currently employs 2 Class A CDL drivers with a tanker endorsement. If built, the water tank attachment would require a driver with a tanker endorsement.
- The fact that grading gravel roads with moisture (delivered by the new Town water tank set-up) CANNOT be understated. Effective grading and cutting out the wash boarded areas could finally take place during the driest periods of summer with the ability to water the gravel roads as needed.

### **DUST ABATEMENT ALTERNATIVE #1**

- The new Town tank could be filled with lake water and treated with VP Racing Commercial Dust Deterrent. Please refer to attached spec sheet for

details. This product is biodegradable, with main ingredients of glycerol, sodium sulfonate, syrups and starch, with a 55-gallon drum priced at \$3,731.00. With a mix ratio of 1 gallon/3,000 gallons of water, the Town tanker set-up could effectively treat every gravel road on the island throughout the dry summer season as needed and on demand.

## **DUST ABATEMENT ALTERNATIVE #2**

- The Town could purchase 'supersacks', (which usually hold at least 1 ton of dry material) of calcium chloride flakes, picked up with the MRF truck on the backhaul and delivered directly to the Roads shop. The MRF truck could safely bring back at least 12 tons in one backhaul. Immediately after grading the desired stretch of road, this application would be delivered onto the road via the sand spreader on the Town's 2020 Westernstar tandem dump truck, then immediately watered in by the Town's brand-new hook truck water tanker. The Town of Bell in Bayfield County has had success with this approach on a few of their most traveled gravel roads.

## **DUST ABATEMENT ALTERNATIVE #3**

- Ashland County has an 1,800-gallon tanker with hydraulic pump sprayer which they use primarily for deicing bridges. After discussion with Highway Patrol Superintendent Bruce Kleinsteiber, the County would be willing to bring the tanker to the island with their dust abatement mix, which consists of 23% salt brine, 5% beet juice, 30% magnesium chloride. This set up can apply one mile of road, and the application would cost the Town approx. \$2,800, including ferry fee. The Public Works crew recommends trying this application on Miller Farm Road after grading and shaping, to see how long the application would last on a sloped gravel road. If successful, the Town could consider purchasing large vertical poly bulk storage tanks for future use and mix this solution on demand in their new hook truck water tanker.

Thank you for your consideration and we look forward to discussing these options. Each one of these alternatives will not even come relatively close to the amount spent on a dust abatement contractor. Please note that extensive discussions with Patrol Superintendent Bruce, current County Highway

Commissioner Matt Erickson, and retired County Highway Commissioner Emmer Shields concluded that the idea of the island having its own on-demand system for dust abatement only makes sense for La Pointe. Spending thousands on contractor and ferry fees does not, and seeking innovative solutions is worth investing in as we strive to reclaim, reshape, and properly maintain the gravel road system on the island.

# WISCONSIN SALT SOLUTIONS DIV.

April 21, 2021

Town of LaPointe  
Micaela Montagne - Clerk  
PO Box 270  
LaPointe, WI 54850

Dear Micaela,

We are pleased to submit the following quotes for Dust Control solution:

<u>MINIMUM QTY</u>	<u>DESCRIPTION</u>	<u>UNIT PRICE</u>
4500 gallons	Calcium Chloride 38% solution	\$1.15 / gallon
PRICE INCLUDES DELIVERY, APPLICATION & FUEL SURCHARGE PRICE DOES NOT INCLUDE ANY FERRY CHARGES		

<u>MINIMUM QTY</u>	<u>DESCRIPTION</u>	<u>UNIT PRICE</u>
4500 gallons	Magnesium Chloride 30% solution	\$1.10 / gallon
PRICE INCLUDES DELIVERY, APPLICATION & FUEL SURCHARGE PRICE DOES NOT INCLUDE ANY FERRY CHARGES		

Anderson's AA-C™ or AA-M™ corrosion inhibitor add .15 / gallon

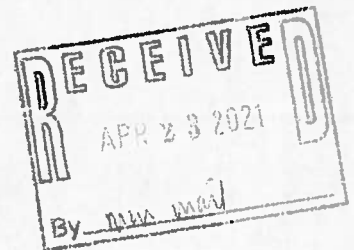
BEE T JUICE RUST INHIBITOR AND ROAD BINDER ADD .12 / GALLON

Orders may be placed by phone, fax or e-mail. (sales@dustbusterplus.com)

Thank you; we appreciate the opportunity to submit this quote.

Sincerely,  
**WISCONSIN SALT SOLUTIONS**

*John Meyer*  
John Meyer



**WISCONSIN SALT SOLUTIONS DIV.** • A DIVISION OF KAFKA DUSTBUSTER PLUS, LLC

550 EAST HWY 153 • MOSINEE, WI 54455 • PHONE 800/852-7415 • FAX 715/687-2395 • WEB [www.dustbusterplus.com](http://www.dustbusterplus.com)

## 2018 Dust Control Application

Road Name	Total Miles	Load #1	Load #2	Loads #3 & 4	Load #5	Untreated
Herring St	0.1	0.1				
Sunny Slope to N1245	0.4	0.4				
Voyager Ln to "Evans Rd"	0.15	0.15				
Baraga St.	0.05					0.05
Equaysayway to E236 (just past corner)	0.2		0.2			
Old Fort to Capser	0.4		0.4			
Capser to E499 (corner)	0.4		0.4			
Raymond Rd to "T"	0.3		0.3			
Chippewa Tr. To E4079 (1st corner)	0.6					0.6
Chippewa Tr. E4079 to E4211 (2nd corner)	0.3					0.3
Kron - Dahlin	0.2					0.2
School House from H to 3720 (Hidden Beach)	2.4				2.2	0.2
North Shore Rd.						
N. Shore 3720 to 3354 (Stockton Rd)	1					1
Stockton Rd. to Cramer Ln.	0.5					0.5
Benjamin Blvd to Cramer Ln.	3.3	0.55	0.55	0.3		1.9
Benjamin Blvd to Big Bay Rd	3.4			3.4		
Benjamin Blvd	0.7			0.7		
Snow Place Ln.	0.35		0.35			
Miller Farm Rd	1	1				
<b>Total Miles</b>	<b>15.75</b>	<b>2.2</b>	<b>2.2</b>	<b>4.4</b>	<b>2.2</b>	<b>4.75</b>



## *Safety Data Sheet*

Conforms to OSHA CFR 29 1910.1200 and aligns to the United Nations Globally Harmonized System  
Conforms to The United Nations Regulation Globally Harmonized System

Date of Revision: 04/23/2019

Revision: 01

### Section 1 - Chemical Product and Company Identification

1.1 Product Name: **VP Dust Deterrent**

1.2 Synonym: Blend

1.3 VP Racing Fuels, Inc., 7124 Richter Road, Elmhendorf, TX 78112, 210.635.7744

1.4 Recommended Use: Dust Control

1.5 RESTRICTIONS on USE None

1.6 Emergency Response Number: **CHEMTREC 800-424-9300**

International Emergency Telephone Number: **703-527-3887**

1.7 See Section 16.3 for CHEMTRC in Country Emergency Numbers

### Section 2 - Hazards Identification

#### 2.1 GHS HAZARD

##### Hazard Classes

Eye Irritation  
Acute Toxicity (Oral)

##### Hazard Categories

Category 2A  
Category 4

2.2 Signal Word: Warning



Irritant

2.3 Pictograms:



# VP Dust Deterrent

Conforms to OSHA CFR 29 1910.1200 and aligns to the United Nations Globally Harmonized System  
 Conforms to The United Nations Regulation Globally Harmonized System

## 2.4 Hazard Statements

**PHYSICAL HAZARDS:** None

**HEALTH HAZARDS:** H302: Harmful if swallowed  
 H319: Causes serious eye irritation

**PRECAUTIONARY STATEMENTS:** P102: Keep out of reach of children  
 P264: Wash hands thoroughly after handling  
 P270: Do not eat, drink or smoke when using this product  
 P280: Wear eye protection

**RESPONSE STATEMENTS:** P301 +312: IF SWALLOWED: USA Immediately call the National POISON CENTER at 800-222-1222. OUTSIDE USA Immediately call poison center or doctor if you feel unwell  
 P305+P351: IF IN EYES rinse cautiously with water for at least 15 minutes  
 P306+P361: IF ON CLOTHING, Take off contaminated clothing  
 P313+P337: If eye irritation persists get medical attention  
 P330: Rinse Mouth

**STORAGE STATEMENTS:** P403: None

**DISPOSAL STATEMENTS:** P501: Dispose of content and/or container in accordance with local, regional, national or international regulations

## Section 3 - Composition / Information on Ingredients

### 3.1

CAS#	EC#	Chemical Names	Percent	Classification
56-81-5	200-289-5	1,2,3-Propanetriol, Glycerol	20-25%	Not Classified
8029-43-4	232-436-4	Syrups, hydrolyzed starch	16 - 20%	Not Classified
25322-69-4	500-039-8	Methyloxirane homopolymer	10-15%	Acute Tox. 4 H302, Eye Irrit. 2A H319
7732-18-5	231-791-2	Water	40-54%	Not Classified

# VP Dust Deterrent

Conforms to OSHA CFR 29 1910.1200 and aligns to the United Nations Globally Harmonized System  
Conforms to The United Nations Regulation Globally Harmonized System

## Section 4 - First Aid Measures

**4.1 Eye:** Contact with the eyes can serious cause irritation. Symptoms may include discomfort or pain and redness. Severe overexposure can result in swelling of the conjunctiva along with tissue damage.

**Eyes:** Flush eyes with plenty of water for at least 15 minutes, occasionally lifting the upper and lower eyelids. Get medical aid.

**4.2 Skin:** Prolonged and repeated liquid contact can cause defatting and drying of the skin and can lead to irritation and/or dermatitis.

**Skin:** Flush skin with plenty of water for at least 15 minutes while removing contaminated clothing and shoes. Get medical aid immediately. Wash clothing before reuse.

**4.3 Ingestion:** Liquid ingestion can cause gastrointestinal pain, nausea, and vomiting.

**Ingestion:** Do NOT induce vomiting. Get medical aid immediately.

**4.4 Inhalation:** Prolonged breathing of high vapor concentrations can produce headache, dizziness, nausea, and impaired vision.

**Inhalation:** Remove from exposure to fresh air immediately. If not breathing, give artificial respiration. If breathing is difficult and **IF TRAINED**, give oxygen. Get medical aid. Do NOT use mouth-to-mouth resuscitation without protection.

**4.5 After first aid, get appropriate paramedic, or community medical support.**

**4.6 Note to Physicians:** The severity of outcome following an exposure may be more related to the time between the exposure and treatment, rather than the amount of the exposure. Therefore, there is a need for rapid treatment of any exposure.

## Section 5 - Fire-Fighting Measures

**5.1 General Fire Hazards** Not flammable. Use water to cool containers if exposed to surrounding fire.

**5.2 Hazardous Combustion Products** Avoid fumes of product that can be released during a fire.

**5.3 Extinguishing Media** Carbon dioxide, dry chemical foam.

**5.4 Fire Fighting Equipment/Instructions** Fire fighters should wear full-face, self-contained breathing apparatus and impervious protective clothing. Fire fighters should avoid inhaling any combustion products.

## Section 6 - Accidental Release Measures

**6.1 Spill /Leak Procedures:** Ventilate area

**6.2 Spills:** Avoid direct contact with material. Stop leak if without risk. Move containers from spill area. Prevent entry into sewers or waterways. Contain and collect spillage with non-combustible, absorbent material such as sand, earth, vermiculite or diatomaceous earth and place in a container for disposal.

# VP Dust Deterrent

Conforms to OSHA CFR 29 1910.1200 and aligns to the United Nations Globally Harmonized System  
 Conforms to The United Nations Regulation Globally Harmonized System

## Section 7 - Handling and Storage

**7.1 Handling Precautions:** Use good personal hygiene practices and wear appropriate personal protective equipment. Empty containers retain residue and may be dangerous. Wash hands and exposed skin thoroughly after handling. Remove contaminated clothing and wash before reuse. Use with adequate ventilation. Avoid ingestion and contact with eyes, skin or clothing. Keep container tightly closed. Avoid and inhalation.

**7.2 Storage Requirements:** Store in original manufacture container tightly closed container in a cool, dry and well-ventilated area.

## Section 8 - Exposure Controls / Personal Protection

### 8.1

Chemical Names	ACGIH- TLV	OSHA - PEL
1,2,3-Propanetriol, Glycerol	5 mg/m <sup>3</sup> (respirable fraction)	5 mg/m <sup>3</sup> (respirable fraction)
Syrups, hydrolyzed starch	Not Established	Not Established
Methyloxirane homopolymer	10 mg/m <sup>3</sup> TWA	10 mg/m <sup>3</sup> TWA

\*200

### STEL

ACGIH® = American Conference of Governmental Industrial Hygienists. TLV® = Threshold Limit Value.  
 OSHA = US Occupational Safety and Health Administration. PEL = Permissible Exposure Limits.

NOTE: TWA Means "TWA is the employee's average airborne exposure in any 8-hour work shift of a 40-hour work week which shall not be exceeded.

**8.2 Ventilation:** Provide general or local exhaust ventilation systems to maintain airborne concentrations below TLV/PELs Local exhaust ventilation is preferred because it prevents contaminant dispersion into the work area by controlling it at its source.

**8.3 Contaminated Equipment:** Separate contaminated work clothes from street clothes and launder before reuse. Remove this material from your shoes and clean personal protective equipment.

### 8.4 Personal protective equipment

#### Respiratory protection

Where risk assessment shows air-purifying respirators are appropriate use a full-face respirator with multi-purpose combination (US) or type AXBEK (EN 14387) respirator cartridges as a backup to engineering controls. If the respirator is the sole means of protection, use a full-face supplied air respirator. Use respirators and components tested and approved under appropriate government standards such as NIOSH (US) or CEN (EU).

#### Hand protection

Handle with gloves. Gloves must be inspected prior to use. Use proper glove removal technique (without touching glove's outer surface) to avoid skin contact with this product.

Full contact: Nitrile rubber

Splash contact: Nitrile rubber

#### Eye protection

Face shield and safety glasses Use equipment for eye protection tested and approved under appropriate government standards such as NIOSH (US) or EN 166(EU).

#### Skin and body protection

The type of protective equipment must be selected according to the concentration and amount of the dangerous substance at the specific workplace

# VP Dust Deterrent

Conforms to OSHA CFR 29 1910.1200 and aligns to the United Nations Globally Harmonized System  
Conforms to The United Nations Regulation Globally Harmonized System

## 8.5 Protective Clothing Pictograms



## Section 9 - Physical and Chemical Properties

### 9.1

**Physical State:** Liquid

**Appearance:** Various

**Odor:** Odorless

**Vapor Pressure:** Not Available

**Vapor Density (Air=1):** 3.2

**Specific Gravity (H<sub>2</sub>O=1.):** 1.2

**Relative Density:** Not Available

**Odor Threshold:** Not Available

**Flammability (solid, gas):** Not applicable.

**Evaporation rate:** Not Available

**Partition coefficient octanol/water:** Not Available

**Water Solubility:** Soluble

**Boiling Point/Range:** Not Available

**Freezing/Melting Point:** : Not Available

**Viscosity:** Not Available

**Flash Point:** 390.2°F (199°C) closed cup

**LEL:** Not determined

**UEL:** Not determined

**Viscosity:** Not Available

**Auto ignition Temperature:** Not Available

**Decomposition temperature:** Not Available

**pH:** 5-8

## Section 10 - Stability and Reactivity

**10.1 Stability:** Stable under ordinary conditions of use and storage.

**10.2 Polymerization:** Hazardous polymerization has not been reported.

**10.3 Chemical Incompatibilities:** Not established

**10.4 Hazardous Decomposition Products:** Not established

**10.5 Conditions to Avoid:** Not established

## Section 11- Toxicological Information

### 11.1

Product Name	Results	Species	Dose	Exposure
1,2,3-Propanetriol, Glycerol	Oral LD50	Rat	12600mg/kg	None Listed
Syrups, hydrolyzed starch	Oral LD50	Rat	None Listed	None Listed
Methyloxirane homopolymer	Oral LD50	Rat	< 2000 mg/kg	None Listed

**11.1.1 OECD Guideline Test results** found in the European Chemical Agency Data Base shows that no components of this product to cause Oral Toxicity.

**11.2 Route of Entry:** Ingestion, Eye Contact

# VP Dust Deterrent

Conforms to OSHA CFR 29 1910.1200 and aligns to the United Nations Globally Harmonized System  
 Conforms to The United Nations Regulation Globally Harmonized System

**11.3 Aspiration Hazard:** European Chemical Agency Data Base shows that no components of this product may be fatal if swallowed and enters airways.

**11.4 Mutagenicity:** European Chemical Agency Data Base show no components of this product to cause genetic defects.

**11.5 Skin Corrosion/Irritation:** OECD Guideline Test results found in the European Chemical Agency Data Base shows that no components of this product to cause skin irritation

**11.6 Serious Eye Damage/Irritation:** OECD Guideline Test results found in the European Chemical Agency Data Base shows that no components of this product to cause serious eye irritation.

**11.7 Reproductive toxicity:** European Chemical Agency Data Base show no components of this product to cause damage to fertility or the unborn child.

**11.8 Skin Sensitisation** OECD Guideline Tests results found in the European Chemical Agency Data Base show no components of this product to cause skin sensitivity.

**11.9 Respiratory Sensitisation** OECD Guideline Tests results found in the European Chemical Agency Data Base show no components of this product to cause respiratory sensitivity.

**11.10 Specific Target Organ Toxicity (Single Exposure):** European Chemical Agency Data Base shows that no components of this product may cause organ toxicity due to a single exposure.

**11.11 Specific Target Organ Toxicity (Repeated Exposure):** European Chemical Agency Data Base shows that no components of this product may cause organ toxicity due to a repeat exposure.

**11.12 Signs and Symptoms:** Signs and Symptoms: Contact with the eyes can cause serious irritation. Symptoms may include discomfort or pain and redness. Severe overexposure can result in swelling of the conjunctiva along with tissue damage. This product is mildly irritating to the skin and other contaminated tissue. Depending on the duration of contact, symptoms will include reddening, discomfort, irritation, and possible tissue damage. Prolonged and/or repeated skin contact with this product may cause irritation/dermatitis.

**11.13 Carcinogenicity:**

Chemical Name	IARC	ACGIH	NTP	OSHA
1,2,3-Propanetriol, Glycerol	Not listed	Not Listed	Not listed	Not Listed
Syrups, hydrolyzed starch	Not listed	Not Listed	Not listed	Not listed
Methyloxirane homopolymer	Not listed	Not Listed	Not listed	Not listed

## Section 12 - Ecological Information

Product Name	Results	Species	Exposure
1,2,3-Propanetriol, Glycerol	LC50 100 mg/l	Fish	96 hours
Syrups, hydrolyzed starch	LC50 1000 mg/l	Fish	96 hours
Methyloxirane homopolymer	LC50 100 mg/l	Fish	96 hours

# VP Dust Deterrent

Conforms to OSHA CFR 29 1910.1200 and aligns to the United Nations Globally Harmonized System  
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**12.1 Toxicity:** This mixture is biodegradable and is not regulated as harmful to aquatic organisms, however, contain runoff

**12.2 Mobility:** Dissolves in water

**12.3 Persistence/degradability:** Inconclusive technical data.

**12.4 Bioaccumulation:** Inconclusive technical data.

**12.5 Other adverse effects:** Inconclusive technical data.

## Section 13 - Disposal Considerations

**13.1 Disposal: DO NOT REUSE EMPTY CONTAINER!** Container should be completely emptied prior to discard. Container with residues should be considered to be hazardous wastes. Contact a licensed contractor for detailed recommendations. Follow applicable federal, state, and local regulations.

## Section 14 - Transport Information

### 14.1 Transport Information

Regulatory Information	UN #	Proper Shipping Name	Hazard Class	PG	Label	Additional Information
DOT Classification		Not Regulated				
IMDG Classification		Not Regulated				
UN Classification		Not Regulated				

## Section 15 - Regulatory Information

### 15.1 US Regulations

**TSCA:** All components of this product are on the TSCA Inventory or are exempt from TSCA Inventory requirements under 40 CFR 720.30

**TRI Section 313:** None Listed

**CERCLA Hazardous Substances and corresponding RQs:** None Listed

**SARA Community Right-to-Know Program:** None Listed

**Clean Water Act: Formalin Clean Air Act:** None Listed

**OSHA:** All ingredients are regulated by 1910.1200

### State Regulations

**California prop. 65:** None Listed

**Chemicals on the following State Right to Know Lists:**

**Massachusetts:** All components of this product are on the Massachusetts Inventory or are exempt from Inventory requirements.

# VP Dust Deterrent

Conforms to OSHA CFR 29 1910.1200 and aligns to the United Nations Globally Harmonized System  
 Conforms to The United Nations Regulation Globally Harmonized System

New Jersey All components of this product are on the New Jersey inventory or are exempt from Inventory requirements.

Pennsylvania: All components of this product are on the Pennsylvania Inventory or are exempt from Inventory requirements.

## 15.2 International Regulations:

**Australian Inventory of Chemical Substance:** All components of this product are on the Inventory or are exempt from Inventory requirements.

**National Existing Chemical Inventory in Taiwan:** All components of this product) are on Inventory or are exempt from Inventory requirements.

**Philippine Inventory of Chemicals and Chemical Substances** All components of this product are on the Inventory or are exempt from Inventory requirements.

**China Existing Chemical Inventory:** All components of this product are on the Inventory or are exempt from Inventory requirements.

## Section 16 - Other Information

**16.1 Disclaimer:** The information presented in this Safety Data Sheet is based on data believed to be accurate as of the date this Safety Data Sheet was prepared. HOWEVER, NO responsibility is assumed for any damage or injury resulting from abnormal use or from any failure to adhere to recommended practices. The information provided above is furnished on the condition that the person receiving them shall make their own determination as to the suitability of the product for their particular purpose and on the condition that they assume the risk of their use.

**16.2 References:** CHEMpendium data base of Canadian Centre for Occupational Health and Safety (CCOHS), JJ Keller on Line, European Chemical Agency Data Base and MSDS and SDS of chemicals in this mixture.

## 16.3 CHEMTREC in country emergency dial numbers:

<b>CHEMTREC</b> In-Country Dial Numbers	Local # Provided in Country	Toll Free in Country*	Greeting Language
<b>AMERICAS</b>			
CHEMTREC Argentina (Buenos Aires)	+(54)-1159839431		Latin American Spanish
CHEMTREC Brazil (Rio De Janeiro)	+(55)-2139581449		Portuguese
CHEMTREC Cayman Islands	+(1)-345-749-8392		English
CHEMTREC Chile (Santiago)	+(56)-225814934		Latin American Spanish
CHEMTREC Colombia *		01800-710-2151	Latin American Spanish
CHEMTREC Costa Rica *	+(506)-40003869		Latin American Spanish
CHEMTREC Mexico *		01-800-681-9531	Latin American Spanish
CHEMTREC Panama	+(507)-8322475		Latin American Spanish
CHEMTREC Peru (Lima)	+(51)-17071295		Latin American Spanish
CHEMTREC Trinidad and Tobago *	+(1)-868-224-5716		English

## VP Dust Deterrent

Conforms to OSHA CFR 29 1910.1200 and aligns to the United Nations Globally Harmonized System  
 Conforms to The United Nations Regulation Globally Harmonized System

### 16.3 CHEMTREC in country emergency dial numbers continued:

MIDDLE EAST			
CHEMTREC Bahrain (Bahrain)	+ (973) 16199372		Arabic
CHEMTREC Israel (Tel Aviv)	+ (972) 37630639		Hebrew
CHEMTREC Saudi Arabia*	+ (966) 8111095861		Arabic and English
CHEMTREC Kuwait National	+965-22274681		Arabic and English
SUB SAHARAN AFRICA			
CHEMTREC South Africa*		0-800-983-611	English
EAST ASIA			
CHEMTREC Hong Kong (Hong Kong)*		800-968-793	Cantonese
CHEMTREC Japan (Tokyo)	+ (81) 345209637		Japanese
CHEMTREC South Korea*		00-308-13-2549	Korean
CHEMTREC South Korea	+ (82) 070 7686-0086		Korean
CHEMTREC Taiwan†		00801-14-8954	Mandarin
SOUTHEAST ASIA			
CHEMTREC Indonesia*		001-803-017-9114	Indonesian
CHEMTREC Malaysia *		1-800-815-308	Malay
CHEMTREC Malaysia (Kuala Lumpur)	+ (60) 327884561		Malay
CHEMTREC Philippines *		1-800-1-116-1020	Tagalog
CHEMTREC Philippines (Manila)	+ (63) 2-395-3308		Tagalog
CHEMTREC Singapore*		800-101-2201	English and Mandarin
CHEMTREC Singapore	+ (65) 31581349		English and Mandarin
CHEMTREC Thailand *		001-800-13-203-9987	Thai
CHEMTREC Vietnam (Hanoi)*	+ (84) 444581938		Vietnamese
SOUTH ASIA			
CHEMTREC Bangladesh††	N/A	N/A	Bengali
CHEMTREC India *		000-800-100-7141	Hindi
AUSTRALIA & OCEANIA			
CHEMTREC Australia (Sydney)	+ (61) 290372994		English
CHEMTREC New Zealand (Auckland)*	+ (64) 98010034		English
* Phone numbers for countries marked with an asterisk must be dialed within the country			
† Phone numbers for countries marked with an asterisk must be dialed within the country.			
†† Phone numbers marked with a double dagger have a DID and greeting ONLY supplied by CHEMTREC			

16.4 SDS Preparation Date 04/18/2016

SDS Previous Issue Date: None

SDS Revision Date 04/23/2019 Revised sections 1,2,3,4,11,12,14,15,16

Prepared by SJC Compliance Education, Inc.

16516 El Camino Real Suite 417

Houston, TX 77062

VP@sicedu.org



(5) TB, Michael, Barb, Michael  
Ben, Public

**TOWN ROAD  
DEFICIENCY REPORT**

Noted at what location: Sunny Slope Rd.

Pertains to:

- |  |   |
|--|---|
| <input type="checkbox"/> Pavement Condition                | <input type="checkbox"/> Culvert Condition  |
| <input checked="" type="checkbox"/> Road Surface Condition | <input type="checkbox"/> Road Signs         |
| <input type="checkbox"/> Drainage Condition                | <input type="checkbox"/> Operational Hazard |
| <input type="checkbox"/> Other: _____                      |   |

I consider the priority:  Routine  Urgent

Description: dust is worse than ever and  
would appreciate the dust abatement!  
More traffic than ever also.

(Please leave your name so we may contact you if additional information is needed. Thank you.)

Jane Jenkins & Jim Peters  
Name  
1186 Sunny Slope  
Address  
715-663-0545  
Phone

(Unsigned reports will be disregarded.)

Please consider... 6/18/21  
Thank you!!! Date

Log NO: _____	Action Taken: _____
By: _____	_____
Date: _____	_____
	_____

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JUN 18 2021

initial: dq

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

**Micaela Montagne**

---

**From:** Robin Petty <r2petty@comcast.net>  
**Sent:** Sunday, June 20, 2021 8:47 AM  
**To:** Micaela Montagne  
**Cc:** 'Mary Scott'; 'Terry Ball'; 'Steven Mueller'; 'Jim Farr'; 'Mary Dietz'; 'Bruce Golob'; 'Jean Freeman'; 'Judith Ball'; 'Jane Vogt'; 'Cynthia Mueller'; 'Penny Gill'; 'Susi Saxl'; 'Joe Aschenbrenner'  
**Subject:** Board meeting

As the author of the column in the Gazette on the subject of dust control on the North Shore Road I had hoped to make my case at the Board meeting Tuesday. Unfortunately, I will be in Minneapolis and will be unable to do so. However, I and others feel very strongly that the town is renegeing on its commitment to maintain the road. This is much more than just an inconvenience. I was recently driving on the road when I was passed by a truck driving fast in the opposite direction. The ensuing cloud of dust forced me to slow down due to reduced visibility on the roadway.

My point is quite clear. The lack of road maintenance is a SAFETY hazard and a HEALTH hazard. The town is responsible for the road and is negligent in refusing to adopt the procedure that has previously been applied to correct the problems we now face.

Regards,  
Robin Petty  
1854 North Shore Road

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JUN 21 2021

dg

## **Micaela Montagne**

---

**From:** Jane Vogt <jevogt@icloud.com>  
**Sent:** Sunday, June 20, 2021 10:35 AM  
**To:** Micaela Montagne  
**Subject:** North shore road

Good morning. I'd like to reiterate the need for improvements to North Shore Road. We need consistent maintenance and dust suppression. I walk the road daily and am engulfed with dust whenever a car passes regardless of speed. When there is no wind it lingers dangerously, impeding visibility.

Please relay to our town board. And thank you for your help in solving this issue. As tourists return, seemingly in droves, this will continue to deteriorate without your/our tax funded intervention.

Thanks,

Jane Vogt  
760-567-3071 (cell)  
715-747-6396 (Madeline Island)

## Micaela Montagne

---

**From:** Micaela Montagne  
**Sent:** Monday, June 21, 2021 10:12 AM  
**To:** 'Susi Saxl'  
**Subject:** RE: Dust suppression on North Shore Rd.

Susi,  
It is on the agenda for tomorrow's Town Board meeting. I will give the Town Board your email.  
Thanks,

Micaela Montagne  
La Pointe Town Clerk  
PO 270  
La Pointe, WI 54850  
[clerk@townoflapointewi.gov](mailto:clerk@townoflapointewi.gov)  
715-747-6913

---

**From:** Susi Saxl <[susi@resipm.com](mailto:susi@resipm.com)>  
**Sent:** Sunday, June 20, 2021 6:33 PM  
**To:** Micaela Montagne <[clerk@townoflapointewi.gov](mailto:clerk@townoflapointewi.gov)>  
**Subject:** Dust suppression on North Shore Rd.

Dear Michaela,

It was my understanding that the stopping of spraying North Shore Rd for dust suppression was a temporary Covid-19 event, and not intended to be permanent.

As a homeowner on North Shore Rd, I am wondering when the spraying will resume.

Please let me know, as it gets very dusty without the spray.

Thank you,

Susi Saxl  
2500 N Shore Dr, La Pointe, WI 54850

715-747-2500

**WISCONSIN  
SALT SOLUTIONS DIV.**

(5)TB, Michael, Barb, Micaela,  
Ben, **Public**

April 21, 2021

Town of LaPointe  
Micaela Montagne - Clerk  
PO Box 270  
LaPointe, WI 54850

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dg  
e-mail B.S.

Dear Micaela,

We are pleased to submit the following quotes for Dust Control solution:

<u>MINIMUM QTY</u>	<u>DESCRIPTION</u>	<u>UNIT PRICE</u>
4500 gallons	Calcium Chloride 38% solution	\$1.15 / gallon
PRICE INCLUDES DELIVERY, APPLICATION & FUEL SURCHARGE PRICE DOES NOT INCLUDE ANY FERRY CHARGES		

<u>MINIMUM QTY</u>	<u>DESCRIPTION</u>	<u>UNIT PRICE</u>
4500 gallons	Magnesium Chloride 30% solution	\$1.10 / gallon
PRICE INCLUDES DELIVERY, APPLICATION & FUEL SURCHARGE PRICE DOES NOT INCLUDE ANY FERRY CHARGES		

Anderson's AA-C™ or AA-M™ corrosion inhibitor add .15 / gallon

BEEF JUICE RUST INHIBITOR AND ROAD BINDER ADD .12 / GALLON

Orders may be placed by phone, fax or e-mail. (sales@dustbusterplus.com)

Thank you; we appreciate the opportunity to submit this quote.

Sincerely,  
**WISCONSIN SALT SOLUTIONS**

*John Meyer*  
John Meyer

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APR 23 2021  
By: [Signature]

**WISCONSIN SALT SOLUTIONS DIV. • A DIVISION OF KAFKA DUSTBUSTER PLUS, LLC**

550 EAST HWY 153 • MOSINEE, WI 54455 • PHONE 800/352-7415 • FAX 715/697-2395 • WEB [www.dustbusterplus.com](http://www.dustbusterplus.com)

(5) TB, Michael, Barb, Michael  
Ben, Public

Please put  
the calcium  
chloride on  
the gravel  
roads!!!

Thanks!

For health,  
safety and  
road maintenance

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JUN 17 2021

initial: dg

drop box

*Micaela Montagne  
Micaela Montagne*

**Micaela Montagne**

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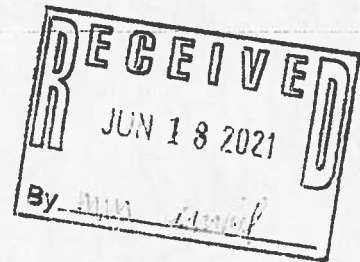
**From:** Hugh Fitzgerald <donnahu40@gmail.com>  
**Sent:** Thursday, June 17, 2021 4:07 PM  
**To:** Micaela Montagne  
**Subject:** North Shore Road Maintenance

Members of the Town Board,

We have been led to understand that there is no plan for dust reduction this summer on the North Shore Road. Several years ago, other residential roads were paved (at the expense of all of us) with the assurance that our road would be maintained in this manner. This is an issue affecting our quality of life - our ability to go for a walk without being inundated in a cloud of red clay every time a car goes by - our ability to ride a bicycle down the road safely - and although our house is far removed from the road, those closest to it must have layers of dust in their homes just from opening a window. And as all of us who live here know all too well, our vehicles are constantly covered with a layer of red. We have financially supported many projects on this island that benefitted only others and would respectfully ask that you find the funds for this project.

Thank you,

Hugh Fitzgerald  
Donna Schoberg  
3222 North Shore Road



*Michael, Bob, Bill,  
Micaela, Paul*

**Micaela Montagne**

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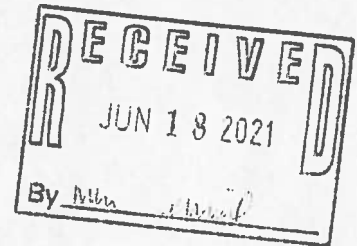
**From:** Robert Kramer <robert@resipm.com>  
**Sent:** Thursday, June 17, 2021 4:15 PM  
**To:** Micaela Montagne  
**Subject:** Dust on North Shore

Please ask our trusted elected officials to find some \$\$ in the budget to apply anti-dust measures on North Shore road NE of Benjamin!

Thanks!!  
Thanks,

**Robert Kramer**  
**ResiPM**  
Great Homes for Great People  
Look. Love. Live.

"It is not the strongest of the species that survives, nor the most intelligent that survives. It is the one that is most adaptable to change." Anat Hoffman.





*Micaela, Ben, John,  
Micaela, Micaela*

**Micaela Montagne**

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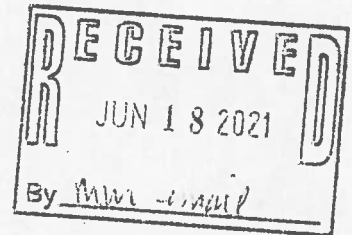
**From:** Bruce Golob <bruce1066@yahoo.com>  
**Sent:** Thursday, June 17, 2021 8:29 PM  
**To:** Micaela Montagne  
**Subject:** Treatment of North Shore Rd

I am writing in support of treating North Shore Rd for dust abatement.

1. This is not a luxury. The dust is a threat to walkers, bikers and motorists. It is both a road hazard and health hazard.
2. There has been a marked increase in traffic on the road in the last 3 years. This makes treatment even more necessary.
3. Spraying with water is not a solution. In the summer weather, it will evaporate quickly.
4. This a good use of taxpayer money as it benefits island residents directly on a daily basis. As an island property owner, I am happy to pay taxes that support the various needs of the island and feel I share the benefits of those expenditures. Coating North Shore Rd, should be one of the expenditures budgeted for every year.

Thank you,  
Bruce Golob  
2018 North Shore Rd

Sent from Yahoo Mail on Android



(5) TB, Michael, Barb, micaela,  
Ben, Public

Town of La Pointe

# Memo

**To:** Town Board  
**From:** Ben Schram, Public Works Director  
**cc:** Michael Kutcha, Town Administrator  
**Date:** 6/16/21  
**Re:** Parks #2 Wage increase

---

Please consider a wage increase for Ciara Wiggins, Parks #2.

Throughout this past spring and into the beginning of the busy season, Ciara has continued to expand her Parks #2 job requirements and taken on new responsibilities. This includes driving with a utility trailer, using a zero-turn mower alone, and assisting in the training of a new Parks employee.

I recommend a wage increase from \$16.32 to \$16.82, effective June 27<sup>th</sup>, 2021.

Thank you for your consideration,

Ben Schram

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JUN 13 2021

dg

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

**TOWN OF LA POINTE REQUEST FOR BIDS**

La Pointe, WI 54850

Posted \_\_\_\_\_, 2021

**BIDS ARE DUE: July 13, 2021 BY 3:00 P.M.**

Town Clerk

La Pointe Town Hall, 240 Big Bay Road, PO Box 270, La Pointe, WI 54850

[clerk@townoflapointewi.gov](mailto:clerk@townoflapointewi.gov)

Bids will be opened at the 5:30 P.M. Town Board meeting on July 13, 2021

**I. BID**

**1. DEFINITIONS:**

"Town" is Town of La Pointe, Wisconsin

"Bidder" is an individual or business submitting a bid to the Town

"Contractor" is one who contracts to perform services in accordance with a contract.

"RFB" is Request for Bid.

**2. PURPOSE OF BID**

The Town of La Pointe is in need of hiring a qualified general contractor to complete remodeling of the Town of La Pointe Recreation Center restrooms located at 295 Middle Road in La Pointe, WI 54850 (Madeline Island).

**Bid Terms:**

- A. The Town reserves the right to reject any or all bids for no reason.
- B. Bids must be signed by an official authorized to bind the contractor to its provisions for at least a period of 90 days. Failure of the successful proposer to accept the obligation of the bid may result in the cancellation of any award.
- C. In the event it becomes necessary to revise any part of the RFB, addenda will be provided. Deadlines for submission of the RFB's may be adjusted to allow for revisions. To be considered, one copy of the bid documents requested must be mailed to the Town Clerk or delivered to the Town Hall on or before the date and time specified. Emailed bids will not be accepted.

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JUL 13 2021  
dg

- D. Bids should be prepared simply and economically, providing a straight-forward concise description of the contractor's ability to meet the requirements of the RFB.
- E. A formal written contract will be executed between the Town and the awarded contractor.
- F. In the event the Town receives two or more bids from responsive, responsible proposers, the Town will award the bid to the lowest bidder.

## **II. BID SPECIFICATIONS**

The bid response shall include all of the following information. Failure to include all of the required information may result in disqualification of a bid.

1. Contractor's qualifications, years in business, and experience in providing the level and type of work specified in the bid.
2. Bank References with name and phone number of contact person.
3. At least three (3) current references from owners of similar projects listed in the bid. Include company name, contact name and phone number.

## **III. GENERAL SPECIFICATIONS**

### **1. Site Details**

A. Please see attached plan documents.

B. Job must be completed by October 1, 2021.

C. The bidder shall, before submitting the bid, carefully examine the proposal, plans, specifications, and contract documents. The bidder shall inspect in detail the site of the proposed work and be familiar with all the local conditions affecting the contract. If successful, the bidder will be responsible for all errors in the proposal resulting from failure or neglect to comply with these instructions. The Town will, in no case, be responsible for any change in anticipated profits resulting from such failure or neglect.

### **2. Project Specifications**

A. The contractor shall provide all labor, materials, equipment, subcontractors and supervision for completion of the project. This includes general construction, electrical, HVAC and plumbing work associated with the project.

B. All clean up shall comply with all applicable Federal, State, and local laws and regulations. The Contractor shall have Safety Data Sheets (SDS) for all products utilized in the course of this project. Contractor's workers shall be trained in utilizations of SDS and have the SDS available in the event of an emergency.

C. Contractor shall, at all times, keep the site free from accumulation of waste materials, debris or rubbish caused by his or her employees at work. Contractor shall remove from the site all tools, surplus materials, debris or rubbish and shall leave the site and the work in a neat and orderly fashion at the completion of the work.

D. Arrangements may be made, in advance, by Contractor for leased waste containers for disposal of construction debris to haul off the Island at Contractor's expense.

All foregoing provisions shall be considered part of the contract document and are hereby made a part of and applicable to all work under these specifications.

### **3. Bid Security/Performance Bond**

A. Accompanying this proposal shall be a Bid Bond (or Certified/Cashier's Check) as surety in an amount of no less than ten percent (10%) of the Base Bid, payable to Town of La Pointe, which will be forfeited if the undersigned fails to execute the contract in conformity with specifications stated herein.

B. The successful bidder further agrees to provide a Performance Bond in an amount equal to one hundred percent (100%) of the total contract cost included in the bid submission.

## **IV. CONTRACT PROVISIONS**

If a contract is awarded, the selected contractor will be required to adhere to a set of general contract provisions which will become a part of any formal agreement.

### **1. Reporting of Contractor**

A. The Contractor is to report to the Town of La Pointe Facilities Manager and/or designee and will cooperate and confer as necessary to insure satisfactory work progress.

B. All reports, estimates, memoranda and documents submitted by the Contractor must be dated and bear the Contractor's name.

C. All reports made in connection with these services are subject to review and final approval by the Facilities Manager prior to payment.

- D. The Town may review and inspect the Contractor's activities during the term of this contract.
- E. Lien waivers must be put in place for all subcontractors and materials purchased.
- F. Contractor is responsible for all expenses related to transportation of staff, equipment and materials and disposal of debris.
- G. Contract must secure all necessary permits according to local and state laws and regulations.

## **2. Personnel**

- A. The Contractor will not hire any Town employee for any of the required services without the Town's written approval in advance.
- B. The parties agree that the Contractor is neither an employee nor an agent of the Town for any purpose.

## **3. Indemnification Agreement**

The Contractor will protect, defend and indemnify the Town, its officers, agents, assigns, volunteers and employees from any and all liabilities, claims, liens, fines, demands and costs, including legal fees, of whatsoever kind and nature which may result in injury or death to any persons, including the Contractor's own employees, and for loss or damage to any property, including property owned or in the care, custody or control of the Town in connection with or in any way incident to or arising out of the occupancy, use service, operations, performance or non-performance of work in connection with this contract resulting in whole or in part from negligent acts or omissions of contractor, any sub-contractor, or any employee, agent or representative of the contractor or any sub-contractor.

## **4. Insurance Requirements**

The Contractor will maintain at its own expense during the term of this Contract, the following insurance:

- A. Workers' Compensation insurance with Wisconsin statutory limits and Employers Liability Insurance with a minimum limit of \$100,000 each accident for any employee.
- B. Commercial General Liability insurance with a combined single limit of \$1,000,000 each occurrence for bodily injury and property damage. The Township shall be added as

“additional insured” on general liability policy with respect to the services provided under this contract.

- C. Automobile Liability Insurance covering all owned, hired and non-owned vehicles with Personal Protection Insurance and Property Protection Insurance, including residual liability insurance with a minimum combined single limit of \$1,000,000 each accident for bodily injury and property damage.
- D. Contractor shall furnish the Town Administrator with satisfactory certificates of insurance or a certified copy of the policy, if requested.

No payments will be made to the Contractor until the current certificates of insurance have been received and approved by the Town Administrator. If the insurance as evidenced by the certificates furnished by the Contractor expires or is canceled during the term of the contract, services and related payments will be suspended. Contractor shall furnish the Town Administrator with certification of insurance evidencing such coverage and endorsements at least ten (10) working days prior to the commencement of services under this contract and shall provide for 30-day written notice to the Certificate holder of cancellation of coverage.

#### **5. Warranty**

The Town requires a one-year warranty on labor.

#### **6. Compliance with Laws and Regulations**

The Contractor will comply with all federal, state and local regulations, including but not limited to all applicable OSHA requirements and the Americans with Disabilities Act.

#### **7. Interest of Contractor and Town**

The Contractor promises that it has no interest which would conflict with the performance or services required by this contract. The Contractor also promises that in the performance of this contract, no officer, agent, employee of the Town or member of its governing body, may participate in any decision relating to this contract which affects his/her personal interest or the interest of any corporation, partnership or association in which he/she is directly or indirectly interested or has any personal or pecuniary interest.

#### **8. Equal Employment Opportunity**

The Contractor will not discriminate against any employee or applicant for employment because of race, creed, color, sex, sexual orientation, national origin, physical handicap, age, height, weight, marital status, veteran status, religion and political belief (except as it relates to

a bona fide occupational qualification reasonably necessary to the normal operation of the business).

#### **9. Payroll Taxes**

The Contractor is responsible for all applicable state and federal social security benefits and unemployment taxes and agrees to indemnify and protect the Township against such liability.

### **V. TERMS AND CONDITIONS**

#### **1. Award:**

The Town reserves the right to reject any and all bids received as a result of this RFB.

#### **2. Low Bid:**

A successful contract will be awarded by the response given on the Bid Sheet to the most responsive and responsible respondent.

#### **3. Term of Bid:**

The Bid is for a six (6) month period from the date of award.

#### **4. Bid Submission:**

Submit Bid Cover page, Bid Signature Page, Contractor Information (page 2, II) and Bid Security/Performance Bond by required time/date. Bids must be submitted by mail or hand delivered to Town of La Pointe Clerk, 240 Big Bay Road, PO Box 270, La Pointe, WI 54850, [clerk@townoflapointewi.gov](mailto:clerk@townoflapointewi.gov) by **3:00 P.M. on July 13, 2021.**

#### **5. Questions:**

Submit all project questions to Ray Hakola, Town Facilities Manager, [facilities@townoflapointewi.gov](mailto:facilities@townoflapointewi.gov), 715-747-6855 and all other questions to Michael Kuchta, Town Administrator at [administrator@townoflapointewi.gov](mailto:administrator@townoflapointewi.gov) or call 715-747-6914.





## ATTACHMENTS

**Bid Cover Page.....8**

**Bid Signature Page.....9**

**Final Drawings.....Attachment C**

**Plumbing Drawings.....Attachment D**

**Plumbing Fixtures.....Attachment E**

**Plumbing Plan Review.....Attachment F**

**Light Fixtures.....Attachment G**

## ATTACHMENT A - BID COVER

**PROPOSER:** \_\_\_\_\_

**PROJECT:** \_\_\_\_\_

**BID DUE:** Tuesday, July 13 by 3:00 p.m.

Proposers are required to perform, provide and furnish all of the labor, materials, necessary tools, fees, permits and equipment including transportation services/fees necessary to complete the work.

**INSTRUCTIONS:** Please provide a total for each of the General Specifications, including preparation, cleanup, materials and grand total cost.

### BID

**General Construction** \$ \_\_\_\_\_

**Electrical** \$ \_\_\_\_\_

**Plumbing** \$ \_\_\_\_\_

**HVAC** \$ \_\_\_\_\_

**Materials** \$ \_\_\_\_\_

**TOTAL COST** \$ \_\_\_\_\_

**Possible Project Start Date:** \_\_\_\_\_  
(Actual start date to be negotiated)

**ATTACHMENT B - SIGNATURE PAGE**

\_\_\_\_\_  
**Signature**

\_\_\_\_\_  
**Company Name**

\_\_\_\_\_  
**Print Name**

\_\_\_\_\_  
**Company Address**

\_\_\_\_\_  
**Title**

\_\_\_\_\_  
**City, State, Zip**

\_\_\_\_\_  
**Telephone**

\_\_\_\_\_  
**Federal Tax ID #**

\_\_\_\_\_  
**Email Address**

\_\_\_\_\_  
**Fax #**

The above individual is authorized to sign on behalf of company submitting bid.

Bids must be signed by an official authorized to bind the contractor to its provisions for at least a period of 90 days.

(5)TB, Michael, Barb, Mikaela,  
Ben, Marty, Public



PO Box 103 - La Pointe, WI 54850

June 20, 2021

Mr. Michael Kuchta  
Town Administrator  
Town of La Pointe  
240 Big Bay  
La Pointe, WI 54850

Dear Michael:

Every year St. John's United Church of Christ has a Church Bazaar which serves the community with an opportunity to recycle and reuse all kinds of household goods, sporting equipment and furniture. This year the Bazaar is August 5 -8, with the main day being, Thursday the 5<sup>th</sup>. The event has a long history on the island and has turned into annual event that visitors plan their vacations around. The Bazaar is also a major fundraiser for the Church.

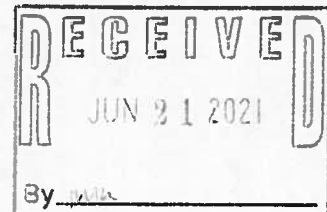
As you know, in cooperation with Town, the Church opened the Island Closet in early June and is located at the MRF. The Island Closet also serves the community to recycle and reuse items with a focus on clothing and small household items with donations going to the church for support of the operation.

In order to leverage the activity of the Bazaar and the items at the Island Closet, the church would like to make a request to the Town Board to allow access to The Island Closet on August 5<sup>th</sup> from 9:00 to 2:00. This would allow people looking for items such as clothing and books to be able to visit the Island Closet as well as increase exposure of the Island Closet to visitors.

Thank you for your consideration of our request.

Sincerely

Rev. Rachel Baumann  
Pastor  
831-566-0353  
pastor@stjohnsmadelineisland.org



MEMO

TO: The Town Board/Clerk/Town Administrator/File  
SUBJECT: Agenda Items under Zoning 6/22/21  
FROM: Zoning and Planning  
DATE: 6/16/21

In addition to the "Junk Survey" on the agenda, The Town Plan Commission recommends the following.

**Hartzell CSM**

Mr. Hartzell, owner is proposing to join to parcels located on the East side of Mondamin Trail. The combination of these parcels conforms with the Zoning District.

The TPC recommends approval of this application

**Binsfield CSM**

Mr. Binsfield, owner is proposing to join to parcels located on the East side of Mondamin Trail. The combination of these parcels conforms with the Zoning District.

The TPC recommends approval of this application

**Peterson/Moseng CSM**

This division met with the approval of the Zoning Board as reflected in historic minutes and publication however the registration was not completed. This CSM divides the properties between the owners as originally agreed. Parcels conform with Zoning requirements.

The TPC recommends approval of this application

**Hartzell Petition for Zoning Map Change.**

Mr. Hartzell filed this petition on 9/8/20 and was presented in a Public Hearing on October 28<sup>th</sup>, 2020. This meeting was attended by Town Supervisor Sue Brenna via phone. Affidavits of listening to the recording of the Public Hearing are on file from Town Chair, Jim Patterson, and Supervisors John Carlson, Mike Anderson, and Glenn Carlson. \$ of the sitting Town Board members have record of attendance.

The Town Plan Commission deliberated on the Petition for the Map change on December 2<sup>nd</sup>, 2020, where a motion was made to approve by Commissioner Starck. This motion failed and 4 Commissioners recommended to deny the application, 1 member Starck voted to approve. The following is an excerpt from the TPC Regular Monthly meeting as approved.

***b. Deliberate on the Petition for Zoning Map Change.***

- i. Parcel #014-00192-0600 Legal Description: South 254' of W 1/2 SW1/4 SW-1/4  
Less MP Condominium V 404 PG 377 & V 473 PG 702 Sec 29 T50N R3W  
3.28A.***

*Per the last TPC meeting this deliberation and vote was delayed providing the owner time to discuss his plans with County Zoning, as their setback issues and floodplain ordinance may hinder related plans. Hartzell indicates he spoke with Amy Moore, Administrative Assistant Ashland County Zoning. While*

*Mr. Hartzell has an awareness that there may be some issues related to this, he is willing to comply with County ordinance should this map change be acceptable.*

**ii. Recommendation to approve or deny to the Town Board**

*Motion by: Mike Starck to recommend approval of the petition for a Map Change to the Town Board, second by Peters.*

*Discussion: As discussion ensued commissioner began to cast votes prior to calling the question. The Chair called the question.*

*Canvas vote and rationale of TPC. A nay vote indicates recommending denial of the petition.*

**Peters: Nay**

*Rationale: Cites Comprehensive plan, and letters of objection from neighboring properties.*

**Starck: Aye**

*Rationale: Hartzell already has a (small boat) marina in the R-1 District. This map change makes the activity conform with Zoning.*

**Wiharm: Nay**

*Rationale: Believes this sets a precedence and agrees with Commissioner Peters.*

**Dobson: Nay**

*Rationale: Due to the delay in phone correspondence during this meeting, her rationale was not recorded.*

**Soucek: Nay**

*Rationale: Concern for neighbors and letters of objection.*

*1 Aye, 4 Nays, Motion fails. The Town Plan Commission has voted to recommend denial of the Petitioners request for a Map Change.*

*Mr. Hartzell asks for clarification of objectors on record. He asks if the Town Plan Commission could postpone sending the recommendation forward to the Town Board, so he may clarify his intent to objectors. Peters motions to postpone forwarding a recommendation to the Town Board for up to and not to exceed 6 months, Wilharm seconds, 5 Ayes Motion carries.*

As noted, the TPC agreed to postpone forward the recommendation up until the June TPC Regular Monthly meeting. The following reflects the TPC recommendation from draft minutes on June 9<sup>th</sup>, 2021

**V. Old Business**

**a. Hartzell petition for Map Change**

*The TPC granted Mr. Hartzell's request to postpone the recommendation to deny this application for a period not to exceed 6 months, he has not brought forward any evidence related to public input already received.*

- iii. *Parcel #014-00192-0600 Legal Description: South 254' of W 1/2 SW1/4 SW 1/4 Less MP Condominium V 404 PG 377 & V 473 PG 702 Sec 29 T50N R3W 3.28A.*
- iv. **Recommendation to approve or deny to the Town Board**  
*Peters motions to recommend denial of the application, Wilharm seconds.*

*The TPC recalled the vote with the same results and rationale.*

- *Soucek – Aye per opposition stated by adjacent property owners.*
- *Peters – Aye Same as above.*
- *Wilharm – Aye Same as above.*
- *Dobson – Aye Same as above.*
- *Starck – Nay – Believes granting the change brings the marina (dockage) located on the property into Zoning compliance.*

*By a voice vote of 4 Ayes and 1 Nay, the TPC does recommend denial of this map change and will forward such to the Town Board. Mr. Hartzell has been informed that the final decision is vested with the Town Board, and he can advocate for this change directly, should he so choose.*

*Mr. Hartzell requests that in lieu of the Map Change a letter from Zoning clarifying his right to operate the dockage be authored by the Zoning Administrator.*

*Annotation: The ZA will attempt to compile relevant information related to this request and find if this was originally granted as dockage for the Marina Point Condominiums, or if it stands on its own.*





Hartzell

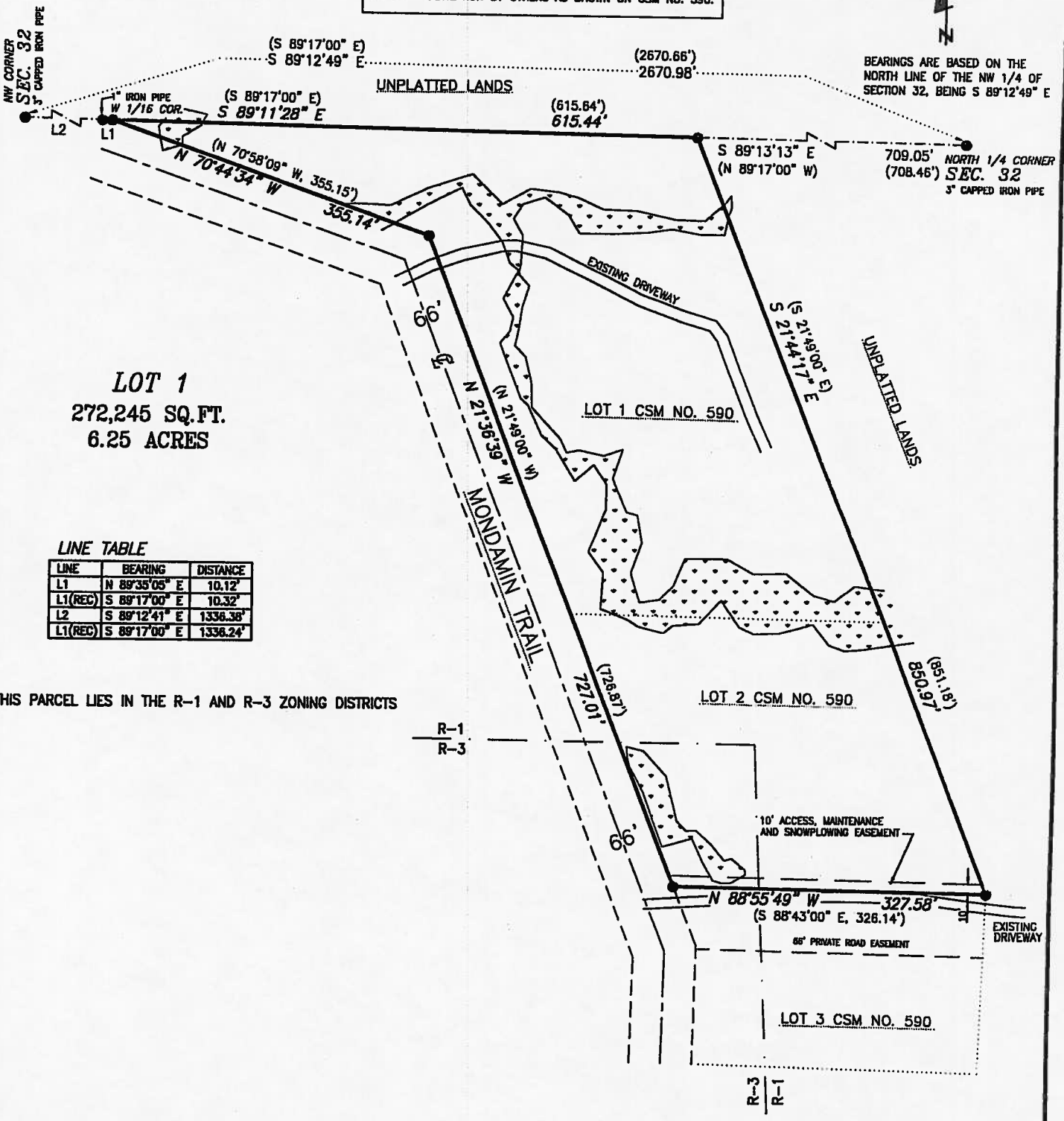
**ASHLAND COUNTY CERTIFIED SURVEY MAP NO. \_\_\_\_\_**

LOTS 1 AND 2 OF ASHLAND COUNTY CERTIFIED SURVEY MAP NO. 590, RECORDED IN VOLUME 4 OF CSM ON PAGES 14-16, AS DOCUMENT NO. 321098 AND LOCATED IN THE NE 1/4 OF THE NW 1/4 OF SECTION 32, T. 50 N., R. 3 W., IN THE TOWN OF LA POINTE, ASHLAND COUNTY, WISCONSIN

NOTE  
WETLAND DELINEATION BY OTHERS AS SHOWN ON CSM NO. 590.



BEARINGS ARE BASED ON THE NORTH LINE OF THE NW 1/4 OF SECTION 32, BEING S 89°12'49" E



**LOT 1**  
272,245 SQ. FT.  
6.25 ACRES

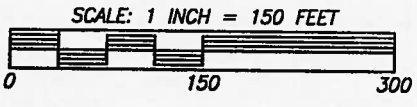
**LINE TABLE**

LINE	BEARING	DISTANCE
L1	N 89°35'05" E	10.12'
L1(REC)	S 89°17'00" E	10.32'
L2	S 89°12'41" E	1336.38'
L1(REC)	S 89°17'00" E	1336.24'

THIS PARCEL LIES IN THE R-1 AND R-3 ZONING DISTRICTS

R-1  
R-3

R-3  
R-1



**LEGEND**  
● FOUND MONUMENT, 1-1/4" IRON PIPE, UNLESS OTHERWISE NOTED  
( ) RECORDED INFORMATION  
- - - DELINEATED WETLANDS  
PIPE DIMENSIONS ARE OUTSIDE DIAMETER

**CLIENT: HARTZELL, R.**  
JOB NO.: N20/123  
DRAFTED BY: P. NELSON  
MAY 4, 2021  
FIELD WORK COMPLETED: 5/4/2021

SCALE: 1 INCH = 150 FEET  
FILE: N/150NR3W/SEC32/  
ACAD/N20\_123 CSM 2021  
PSDATA/N20\_123

SHEET 1 OF 3 SHEETS

**NELSON SURVEYING INCORPORATED**  
101 W. MAIN STREET  
SUITE 100  
ASHLAND, WISCONSIN 54806  
(715) 832-3582  
FAX: (715) 832-3100  
SURVEYING YOUR NECK OF THE WOODS SINCE 1864  
MAP NO. CSM 3147 ©

# ASHLAND COUNTY CERTIFIED SURVEY MAP NO. \_\_\_\_\_

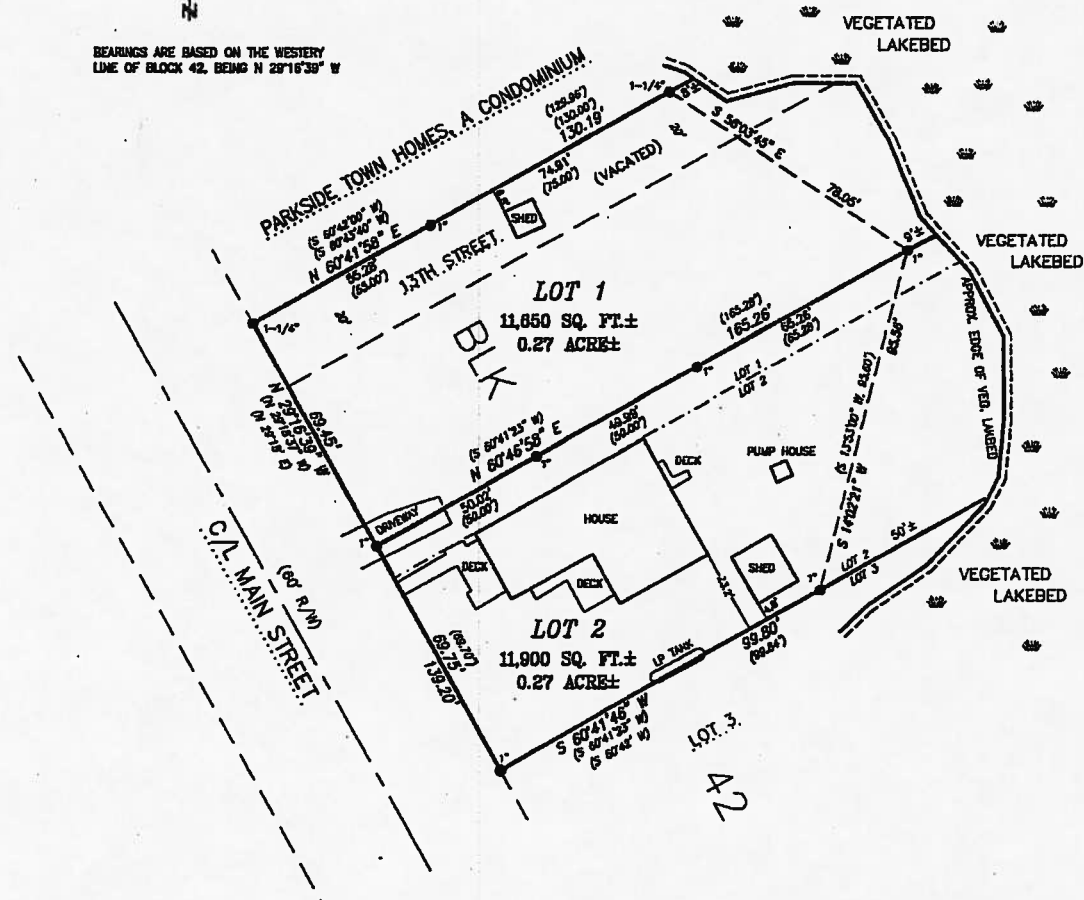
*Peterson/Moseng*

LOTS 1 AND 2, BLOCK 42 AND THE ADJOINING VACATED PORTION OF 13TH STREET OF THE ORIGINAL PLAT OF THE VILLAGE OF LA POINTE, RECORDED ON JUNE 30, 1876, ASHLAND COUNTY, WISCONSIN



BEARINGS ARE BASED ON THE WESTERY LINE OF BLOCK 42, BEING N 29°16'39" W

**TOTAL AREA**  
23,550 SQ. FT.±  
0.54 ACRES±



**SURVEYOR'S NOTES**

IN 2008, ANN MICHAISKI (KNOW ANN KEY) ESTABLISHED THE WETLANDS AND LAKEBED LOCATIONS ADJOINING THE PLAT OF PARKSIDE TOWN HOMES, A CONDOMINIUM. THE ELEVATION OF THE LAKEBED, AS DETERMINED, WAS AROUND 603' (NAVD88).

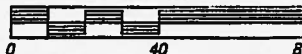
THE EDGE OF THE VEGETATED LAKEBED WAS ESTABLISHED AT OR NEAR 603' (NAVD).

THE EDGE OF THE VEGETATED LAKEBED SHOWN, IS APPROXIMATE AND FOR REFERENCE ONLY.

ANY LAND BELOW THE ORDINARY HIGH WATER LINE OF A LAKE OR A NAVIGABLE STREAM IS SUBJECT TO THE PUBLIC TRUST IN NAVIGABLE WATERS THAT IS ESTABLISHED UNDER ARTICLE IX, SECTION 1 OF THE STATE CONSTITUTION.

THE EXTERIOR OF LOT 2 WAS ESTABLISHED BY T.E. OKSUTA, PLS - 1350, IN SEPTEMBER OF 2004.

SCALE: 1 INCH = 40 FEET



CSM 3157 (MS)

**LEGEND**

- FOUND IRON PIPE, SIZE NOTED
- ( ) RECORDED INFORMATION

PIPE DIMENSIONS ARE OUTSIDE DIAMETER

**CLIENT: IMHOLTE, R.**

JOB NO.: N21/058  
DRAFTED BY: P. NELSON  
JUNE 8, 2021  
FIELDWORK COMPLETED: 6/2/2021

SCALE: 1 INCH = 40 FEET  
FILEN/LAPOINTE/BLK42  
ACAD&PSDATA/N21\_058

SHEET 1 OF 3 SHEETS

**NELSON SURVEYING INCORPORATED**

101 W. MAIN STREET  
SUITE 100  
ASHLAND, WISCONSIN 54806  
(715) 825-3300  
FAX (715) 825-3300

SURVEYED TOWN BLOCK OF THE VILLAGE OF LA POINTE SINCE 1894

MAP NO. CSM 3157 ©

MEMO

TO: The Town Board  
FROM: Town Plan Commission  
SUBJECT: Junk Survey conducted in the spring of 2021  
DATE: 6/15/21

Dear Town Board Members,

Attached is the compilation of the on-line survey initiated by the Town Plan Commission (TPC) this spring. While most of these responses were tabulated on-line there are 4 respondents submitting via hard copy (attached). This survey was advertised twice in the gazette, posted on-line via Madeline Island Community Page (facebook) and the Town's web site. It was also posted at the town hall, library, and post office, with directions to the on-line presence and where to receive hard copies for submission.

This has been approached by the TPC in the past (during codification of ordinance) and was a contentious issue that was ultimately tabled by the Town Board. As a result, the Town of La Pointe has no ordinance related to "junk" except as what would qualify under "Public Nuisance". The TPC does not wish to engage in developing possible related ordinance unless specifically directed by the Town Board.

Should the Town Board direct the TPC to act, drafts of any such ordinance will be forwarded to the Town Board for review and further input. Any proposed ordinance would require postings, publishing's, and a Public Hearing, prior to any finalization. The TPC feels if the Town Board directs development of a related ordinance that the Public Hearing should be held during the summer to maximize input from shareholders on the Island.

The following is a synopsis of the survey which had 57 on-line responses and 4 hard copy submissions. The on-line survey reveals.

- 43 of 57 or 75% of on-line responders favor the regulation of Junk on Madeline Island
- "Junk" should include all 9 categories addressed in question 2
- General consensus in comments:
  - Make "Junk" removal affordable to property owners in the Town of La Pointe and provide incentives for removal (free or reduced "junk" day at the MIRF/junk car collection)
  - Storage of usable materials on private property should be inside or screened from public view
  - Art should be excluded from the "junk" ordinance.
    - *Annotation – Art would need to be defined if included in ordinance*
  - Property setback areas should be a "junk free" zone.

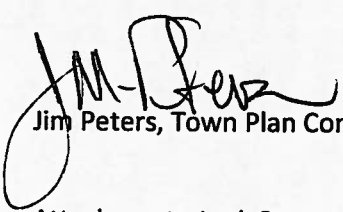
Not reflected in the compiled results are the 4 hard copy submissions.

- All 4 respondents favor an ordinance

47 of 61 or 77+% of all respondents to this survey favor a "junk ordinance".

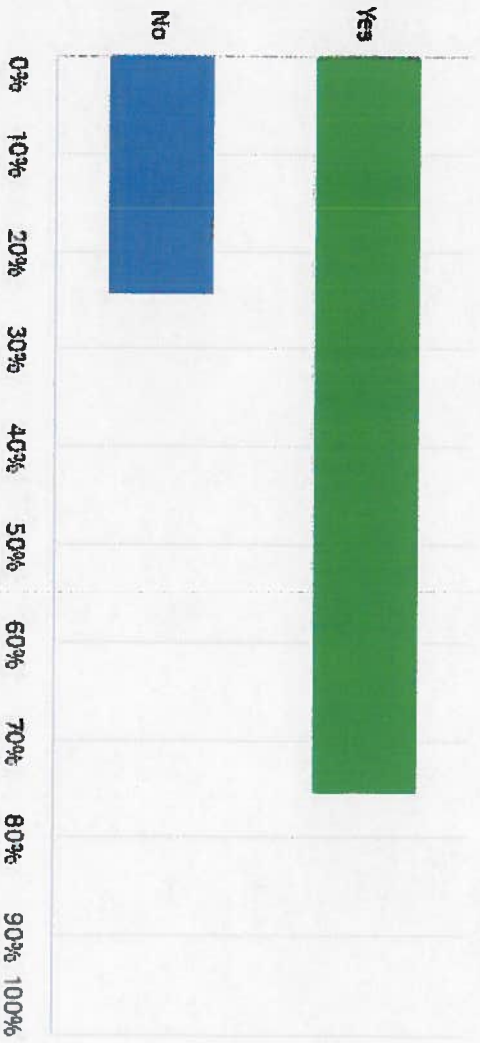
Sincerely,

  
Ric Gillman, Zoning

  
Jim Peters, Town Plan Commission

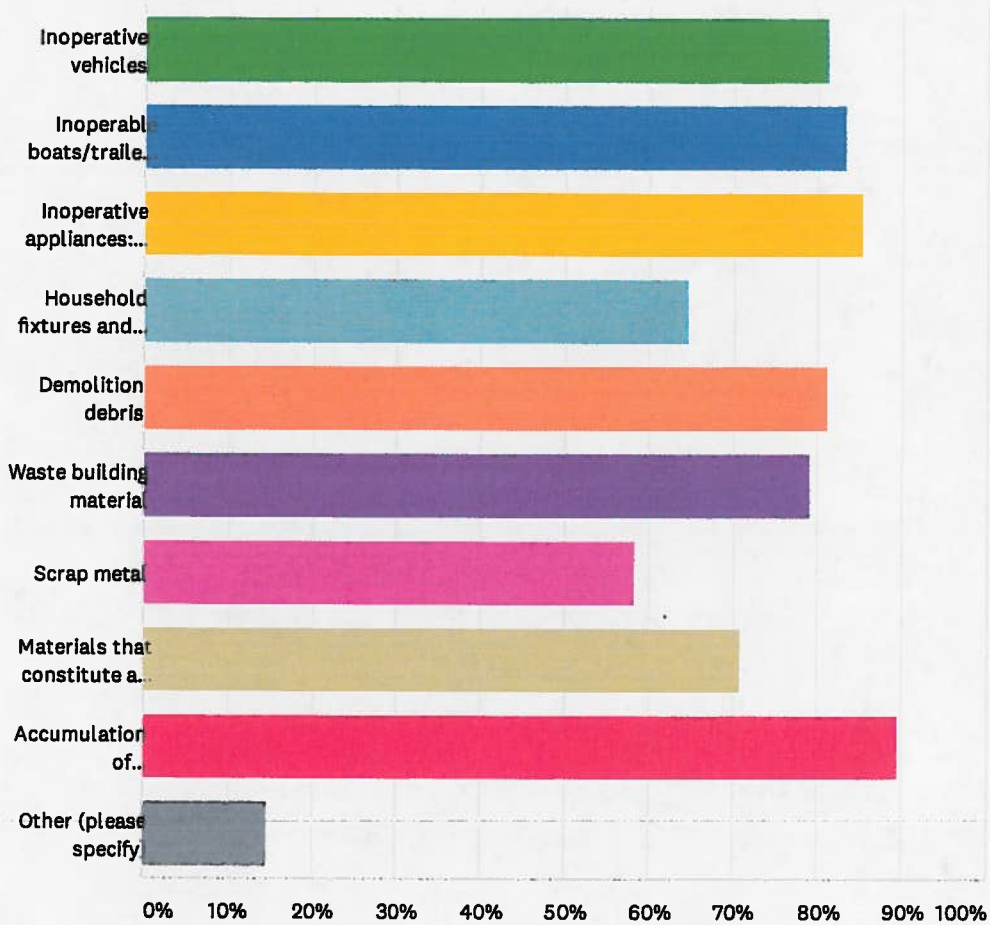
Attachment: Junk Survey

# Q1 Should the Town of La Pointe regulate "junk" on Madeline Island?



## Q2 The term "junk" for any ordinance should include (check all that apply).

Answered: 48 Skipped: 9



ANSWER CHOICES	RESPONSES
Inoperative vehicles	81.25% 39
Inoperable boats/trailers/campers/mobile homes etc.	83.33% 40
Inoperative appliances: washer/dryer/refrigerator etc.	85.42% 41
Household fixtures and furniture	64.58% 31
Demolition debris	81.25% 39
Waste building material	79.17% 38
Scrap metal	58.33% 28
Materials that constitute a visual blight or depreciates the value of surrounding properties	70.83% 34
Accumulation of trash/rubbish/litter	89.58% 43
Other (please specify)	14.58% 7
Total Respondents: 48	

### Q3 What should be included in a junk ordinance for you to support it?

Answered: 41 Skipped: 16

#	RESPONSES	DATE
1	After 45 days junk must be removed from property.	5/31/2021 8:21 AM
2	Some approach that allows for the island culture of keeping stuff but shields the public view of it.	5/31/2021 7:35 AM
3	enforced by cumulative fines; requirement for screening or visual setback; requirement for both in-town and out-of-town areas	5/30/2021 5:48 PM
4	Ordinance should limit how much and where junk can be stored outside	5/30/2021 7:11 AM
5	The ord' must be enforceable. It must get past constitutional challenge regards freedoms home, speech,expression.	5/29/2021 2:03 PM
6	Removal of all of the above. Fines applied if not followed.	5/27/2021 8:01 AM
7	Any of the above that can be seen from public or common roads	5/26/2021 10:30 AM
8	Clean it up or get fined and have the town bill you for the cost of removing the offending items.	5/25/2021 9:04 PM
9	The owner should be given a reasonable period of time to remove (or render the "junk' usable again) the noted "junk" - after which the town should remove it at the owners expense. An appeal option should also be made available to the property owner, which would be referred to the town council for review and adjudication.	5/25/2021 4:34 PM
10	Limited timeframe (2 - 4 years) for required removal/transfer of junk to a specified collection point; owner incentives for transfer during removal period, penalty for failure remove after transfer period.	5/24/2021 9:09 AM
11	The Town should/could schedule annual "assistance pick up" for folks who just aren't able to manage.	5/24/2021 8:49 AM
12	Clarity about timing and a grace period with free hauling for 3 mo	5/20/2021 6:57 PM
13	reasonable timelines for people to get rid of their junk and resources to help people who have junk, but don't have the money or means to get rid of it.	5/20/2021 9:50 AM
14	CUP for any outside storage of more than 2 inoperable and unlicensed vehicles per parcel, more than 2 unregistered and inoperable boats, any outside storage of inoperable appliances, any combined outside storage area in excess of 200 sq ft of demo debris, trash/rubbish, scrap metal	5/19/2021 12:14 PM
15	The town pays to move any and all of it. Seems like yet another ordinance that burdens poor people	5/19/2021 12:13 PM
16	an affordable way for people to remove the "JUNK"	5/11/2021 1:25 PM
17	We already support the idea but it has to be very clearly spelled out and everyone treated equally.	4/28/2021 6:06 PM
18	ample amount of time to clean up property then progressive fines	4/28/2021 10:29 AM
19	Anyone who complains about someone else's junk must allow their own property to be closely examined	4/16/2021 9:08 AM
20	I will not support a junk ordinance.	4/15/2021 3:42 PM
21	General eyesore and blight	4/15/2021 6:58 AM
22	Hazardous chemicals, Individual Fuel containers Environmental hazards Household "weekly" Garbage piles, Paint etc	4/14/2021 10:04 AM

Town Of La Pointe Junk Ordinance

SurveyMonkey

23	Stiff penalties for non-compliance	4/14/2021 7:03 AM
24	Only items that are toxic to land/waters if left alone	4/14/2021 1:06 AM
25	Clear identification of what constitutes junk and enforcement language	4/11/2021 1:13 PM
26	1)Junk that is visible from roadways or adjacent properties 2)No evidence of ongoing efforts to resolve junk problems 3)Consider creating a fund to assist persons who cannot afford to clean up or move unsightly materials to the waste center or off the island.	4/10/2021 9:02 PM
27	Anything that would contain liquids or materials that could leak into and threaten the island's water supply and environment. Anything not environmentally safe.	4/5/2021 7:21 PM
28	Waste material visible from the road and to neighbors.	4/5/2021 1:58 PM
29	Fairness. It has to be fair to everyone.	4/5/2021 1:06 PM
30	An ordinance should include a time limit on how long debris/vehicles can be visible from roads, trails and adjacent properties. Non-permit compliant building renovations that demonstrate minimal progress (such as the eyesore across from the school) should not be tolerated, even if they're owned by a Nelson.	4/5/2021 11:53 AM
31	There should be ordinances in place to protect property values against neighbors who accumulate trash/rubbish/litter and other materials that constitute a visual blight and which depreciate the value of surrounding property.	4/2/2021 1:18 PM
32	I do not support a junk ordinance	4/1/2021 8:48 PM
33	Fair, nonjudgmental approach with fair financial incentive to those able to dispose of junk. Policies incorporate reuse, repurpose, recycle philosophies	3/27/2021 6:56 AM
34	Primary concern is visible garbage that could potentially harm land, people, and animals, that should be taken to the town waste disposal site.	3/23/2021 7:46 PM
35	Guideline for stowage of things the owner perceives as valuable	3/9/2021 8:50 AM
36	Just trash & rubbish, but that is hard to pin down. One man's junk is another man's treasures, so to speak.	3/9/2021 5:36 AM
37	Set Backs that keep junk out of sight. I understand collecting things but all of us should not have to look at a collection if we choose not to.	3/5/2021 4:28 PM
38	Some or all of the above - anything is better than nothing.	3/5/2021 10:25 AM
39	Abandoned or nonfunctioning equipment, vehicles, etc. Trash build up	2/16/2021 7:27 AM
40	Removing inoperative vehicles	2/13/2021 10:21 AM
41	Financial incentives or grants to encourage homeowners with limited incomes to remove their junk.	2/12/2021 9:17 AM

## Q4 What should be excluded from a junk ordinance?

Answered: 26 Skipped: 31

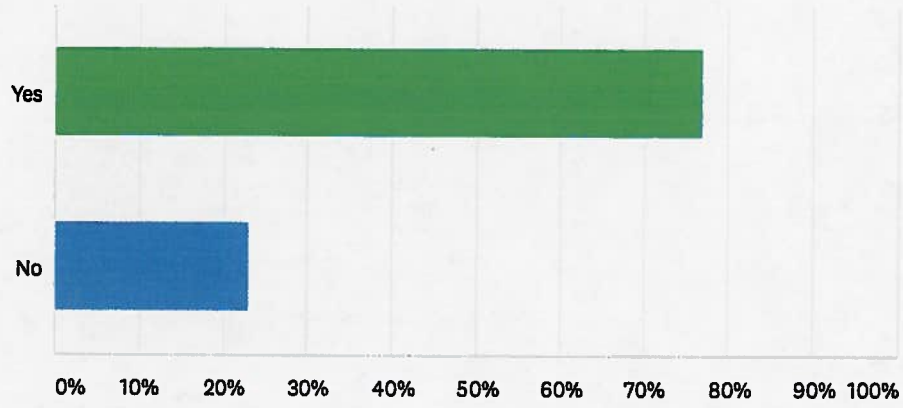
#	RESPONSES	DATE
1	obvious art object. (I know this is a tricky one)	5/29/2021 2:03 PM
2	Genuine under construction projects with a time limit on completion and disposal of junk. Maybe 3-5 years total time to get projects completed.	5/25/2021 9:04 PM
3	The town council should reserve the right to exclude certain materials after specific review (of an appeal, presumably).	5/25/2021 4:34 PM
4	Buildings	5/24/2021 9:09 AM
5	Operative vehicles, boats, and trailers stored on property while not in use. Possibly require tarp or cover.	5/24/2021 8:49 AM
6	anything people consider a decoration. Not looking to infringe on property rights, I just want people to get a handle on the trash (inoperable cars, old boats, literal trash) in their yards.	5/20/2021 9:50 AM
7	Wood piles, material stored indoors (unless bought/sold for any use other than personal)	5/19/2021 12:14 PM
8	This is difficult to answer. We all have "stuff" that we save just in case we may need it someday. There is a fine line between what is considered junk and what is considered possibly useful items or materials used for art projects.	4/28/2021 6:06 PM
9	art installations	4/28/2021 10:29 AM
10	Any item which its owner feels has value	4/16/2021 9:08 AM
11	I will not support a junk ordinance.	4/15/2021 3:42 PM
12	Compost area- designated by property owner Working Farm and garden equipment	4/14/2021 10:04 AM
13	Fencing	4/14/2021 7:03 AM
14	"Visual blight"	4/14/2021 1:06 AM
15	Everything that is not defined as junk in the ordinance	4/11/2021 1:13 PM
16	Materials not visible from the road or to neighbors.	4/5/2021 1:58 PM
17	Sculpture and decorations.	4/5/2021 1:06 PM
18	Actively ongoing, permit-compliant construction projects, so long as their debris is not present longer than several weeks if visible from roads, trails or neighboring properties.	4/5/2021 11:53 AM
19	any items that sit within the legal boundaries of ones property	4/1/2021 8:48 PM
20	Things on private property that have emotional/artistic/ potential value with clear plan to reuse, remake and recycle in next 5 years.	3/27/2021 6:56 AM
21	A subjective interpretation of what diminishes a property's value.	3/23/2021 7:46 PM
22	Temporary projects but that begs the question as to what is temporary.	3/5/2021 4:28 PM
23	Nothing	3/5/2021 10:25 AM
24	wood piles, solar panels, propane tanks and the like currently in use to supply energy/heat to buildings on the property.	2/23/2021 9:41 PM
25	Nothing	2/16/2021 7:27 AM
26	Punitive language. Instead of making rules and penalties, create a process that is friendlier and more collaborative - one based on the presumption that people who allow junk to	2/12/2021 9:17 AM



accumulate do so partly because they can't deal with it for financial or emotional reasons.  
Create a sort of hand-holding process to clean up problems.

### Q5 Should property setback areas (a non-buildable, open, unoccupied space that varies by Zoning District) be a "junk-free" zone?

Answered: 52 Skipped: 5



ANSWER CHOICES	RESPONSES	
Yes	76.92%	40
No	23.08%	12
TOTAL		52

## Q6 What other comments do you have?

Answered: 41 Skipped: 16

#	RESPONSES	DATE
1	This will help improve the image and pride of the Island as visitors/tourists drive around to view the natural beauty of our Island! Has always saddened me to see junk take away the beautiful landscape of Madeline Island.	5/31/2021 8:21 AM
2	Good luck!	5/31/2021 7:35 AM
3	model after successful/effective junk ordinances from other municipalities similar to La Pointe	5/30/2021 5:48 PM
4	#5 above: This would not solve the line of sight blight concern. The city should have the legal and phisical power to enter property, after an agreed date, to remove junkand bill the owner either through fines or property tax increase.	5/29/2021 2:03 PM
5	Make Madeline an even better place!!	5/27/2021 8:01 AM
6	I appreciate your efforts in organizing this. I know that it's controversial!	5/26/2021 10:30 AM
7	It is also an issue that there is a tax loophole that allows homes covered with Tyvek for YEARS to have lower taxes. This really needs to stop. Set a reasonable timeline to complete projects that acknowledges weather uncertainty and don't allow owners to delay finishing to keep taxes lower. This hurts all of us who follow the rules.	5/25/2021 9:04 PM
8	A "junk" ordinance is long overdue. "Junk", especially material that is visible from public roads or is hazardous, is a public nuisance and in some cases a danger (i.e., children could enter a derelict vehicle, trailer, etc. and become trapped.	5/25/2021 4:34 PM
9	MI should not become a public junkyard. Junk impacts property values, detracts from the natural beauty of the island, and can become a safety hazard. Each property owner has an obligation to the community-at-large to maintain a safe and attractive environment. We have a very good MRF that serves as a resource for the entire island. This is where our junk should be managed.	5/24/2021 9:09 AM
10	The junk that is in the kayak lot on Main Street across from Joni's beach is a health and safety hazard as well as a blight on the community.	5/20/2021 9:50 AM
11	There is no place for unsightly junk on the beautiful island. We should all be responsible tenants during our short time on this planet and leave it in better shape than we found it. People are paying very high taxes to live on MI and they deserve to have a clean, green site.	5/19/2021 6:02 PM
12	Soils on the island are heavy and runoff of fluids is a problem. Wetlands abound and junk can either be wetland fill or haz fluids can run off into wetlands. Islanders need some ability to keep 'junk' because parts are needed. MIFL is making it harder to get over to get parts and have them shipped over. Please be sensitive to those needs while balancing ecological sensitivities. Thanks for asking great questions!	5/19/2021 12:14 PM
13	One mans trash is another man's treasure. Let people do what they want unless it's literally garbage blowing around in the woods and into the lake.	5/19/2021 12:13 PM
14	I would like to see the Town create incentives for junk removal rather than an ordinance. Incentives are pro-active and community focused. It doesn't discriminate and shows open support for community members with excess "junk" that the Town is working with them rather than against them.	5/17/2021 8:08 AM
15	Many concerns: Who is going to police the junk? How much time will be allowed for cleanup once someone is on the junk list and how will they be notified? What will the fine be for NOT cleaning it up? Will the Town be working to make arrangements for a large operation haul off the Island with any scrap company that is willing to come over here? Is the Town willing to do a junk amnesty day like they do in so many parts of the Country?	4/28/2021 6:06 PM
16	thanks for asking in operable vehicles can leak hazardous/pollutants into soil/groundwater	4/28/2021 10:29 AM

	rusty metals are a health hazard	
17	Stop trying to be a nanny. If the EPA doesn't care why should you?	4/21/2021 11:49 PM
18	If you are looking for ways to jack up the Town's budget for lawsuits you are heading in the right direction	4/16/2021 9:11 AM
19	Junk is emblematic of a healthy society that tolerates diversity. Nothing lasts forever - today's junk is tomorrow's recyclables. Past junk ordinances have always been a tool of persecution used by those in power against those who are "different" - do not fall into that trap. The past has shown that there is nothing a property owner has done here that depreciates adjoining property values - this is a red herring. I can assure you that there are too many definitions of visual blight to make for an enforceable ordinance.	4/16/2021 9:08 AM
20	A junk ordinance is discriminatory against low income residents of Madeline Island, and it is also discriminatory against year round residents, because many year round residents are also low income. By law, there is a fee associated with the disposal of most items on Madeline Island. Disposal off-island is more expensive, because the cost of scrap metal is currently very low. It costs more money in ferry fees to transport a junk car than the car is worth in scrap metal. In addition, many low-income families need to store items outdoors, in light of the high cost of transporting needed items, such as car parts, to Madeline Island. It is wrong for the Town to regulate how materials are stored on private property. Recycling incentive programs are the most effective way to address junk. One idea is a voucher, similar to the City of Ashland's "Chamber Dollars", awarded to individuals who transfer junk cars, boats, and other titled junk items from their personal possession to the Town of La Pointe Materials Recovery Facility. This would counter the effects of the current low price of scrap metal, providing an incentive for people to tidy their properties.	4/15/2021 3:42 PM
21	I am glad to see this being looked into. There are so many places on the island that have become garbage and junk collection properties and it looks horrible, bringing property values down around it.	4/14/2021 10:04 AM
22	Junk has detrimental environmental impacts that affect us all, like polluting the water table.	4/14/2021 7:03 AM
23	If folks are concerned about "junk", maybe we could create an annual or biannual bulk trash pickup day that is free of charge. That way, we are not penalizing folks that have little time/financial resources.	4/14/2021 1:06 AM
24	There are no definitions that inform this proposal. And is not identified by zone. This complicated idea seems to be an attempt to solve a problem that has not been surfaced by the community at large. I will be interested in seeing what participation (numbers of responses) comes forward.	4/13/2021 6:42 PM
25	A contentious issue that needs to be addressed. I am quite concerned over the potential environmental impact of junk vehicles. Prone to leak oil, gas, antifreeze, and battery acid. The "junk yard at the airport is an example. Leased land from the Town. Who is responsible for any soil remediation that may be needed in the future? We need to respect this place we live and address the few examples of properties that are accumulations of junk and blighted buildings.	4/11/2021 1:13 PM
26	This is a difficult issue as we are all unique individuals with unique backgrounds. Madeline Island is a beautiful island, and all who spend time here, residents, visitors, tourists, have an obligation to keep it beautiful. Even if we have financial ownership of part of the island, we should respect the nature of the island and the sensibilities of our neighbors, friends, and guests by making every effort to keep the safety and beauty of the place. If that requires town ordinances, so be it, but if junk removal is a financial burden to some, perhaps we need to reach out to help with that aspect. In other words, incentives to clean up may be better than disincentives for maintaining junk areas.	4/10/2021 9:02 PM
27	One man's junk is another man's treasure. As long as the junk does not threaten the environment and health of the island and its residents, the owner should be able to use his property to store what he wishes. We need to protect Lake Superior and the island from unnecessary contamination. Esthetics is a matter of personal opinion. Consideration for one's neighbors would be nice but land owners should be able to use their however they wish as long as it's safe and healthy.	4/5/2021 7:21 PM
28	Is this just a way to clamp down on the Burn Down? There's lots of junk around the island and some people have been allowed to pile it up for years while they work on their business or house.	4/5/2021 1:06 PM

29	You need to be uniform in your enforcement, no matter who is in violation. The Town selectively chooses to not enforce for certain people.	4/5/2021 11:53 AM
30	It is very selfish of the small minority who have no problem leaving junk around the island or on their own property so it is visible for all to see. People drive a long distance, and then have to spend time on the ferry, to get to Madeline. And what do they see a lot of? Junk! Why would they ever want to come back? Tourists come here to see pristine nature. Clearly people on the island, undoubtedly a small minority, do not seem to care about nature and are not environmentally sensitive. And the Town of La Pointe doesn't seem to be able to stand up to the small handful of bullies who seem to want to wreck it for everyone else. Thus is very depressing. This handful of bullies seem to take no pride in the island. They selfishly think of themselves, only. What about all the hardworking people who support themselves through the tourist industry? Those who are supporting themselves via the tourist industry are being betrayed by a handful of bullies who think only of themselves.	4/2/2021 1:18 PM
31	Dont we as a community have bigger fish to fry. if you dont like abortion dont get one .....if you dont like your neighbors style dont look at it. Government has no business regulating personal property.	4/1/2021 8:48 PM
32	Encourage community creative efforts over long timeline	3/27/2021 6:56 AM
33	I hope the town can find a way to enforce junk removal on properties in violation.	3/23/2021 7:46 PM
34	Any ordinance introduced should provide a reasonable timeline for compliance and feasible methods for disposal. Any support that can be provided by the Town (recent help with removal of inoperable vehicles) would be helpful.	3/9/2021 8:50 AM
35	Junk is a judgement call and it based on personal beliefs, not quantitative measures. Who does one go to on the island when you need something - usually an Islander who has "stuff". Not everyone can afford, or have the space to build garages & storage sheds for everything. How do you determine if something is inoperable? How to enforce this - increase the Zoning department to full time to go around and inspect properties? What if I think someone's yard art is ugly and is junk? What about business advertising - people love it, but others think it's junky. This is a bad idea - you are going to pit people against one another. Those who live, work & sometimes just exist here verses those who want everything to look pretty and the "Not in my backyard" issues. You have to remember the such varied populations that live here.	3/9/2021 5:36 AM
36	we do not need this ordinance!	3/5/2021 1:15 PM
37	This is an important and necessary move to clean up the Island.	3/5/2021 10:25 AM
38	Good luck trying to enforce a junk yard ordinance in this community - whatever you come up with is going to be challenged. Too many travel trailers on properties - the Island is starting to look like one big RV park	2/23/2021 9:41 PM
39	We need to keep our island community visually appealing as well as safety.	2/16/2021 7:27 AM
40	Let's keep the Island looking beautiful and get rid of the junk by having a "free junk day" to haul off accumulated junk. Have a couple roll-offs just for this purpose.	2/13/2021 10:21 AM
41	Since getting rid of junk is expensive, consider making it into art - expanding on the theme established by the Burned Down Cafe. See, for instance, <a href="https://austin.com/visiting-the-cathedral-of-junk/">https://austin.com/visiting-the-cathedral-of-junk/</a> . Drain old vehicles of any hazardous fluids and batteries, then pile them up. Enlist local artists to help with design.	2/12/2021 9:17 AM

# COMMUNITY SURVEY

## Town of La Pointe Junk Ordinance

**Introduction:**

The purpose of this survey is to collect pertinent data from both year-round and summer residents of Madeline Island. This data will be compiled and presented to the Town Plan Commission for possible further action. The survey will close on April 30<sup>th</sup>, 2021.

You can mail a hard copy of your responses to the Town of La Pointe PO Box 270 La Pointe WI 54850

or

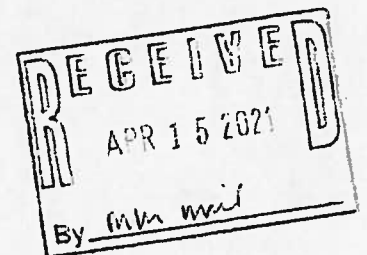
You can take this survey online at [www.townoflapointewi.gov](http://www.townoflapointewi.gov)

1. Should the Town of La Pointe regulated "junk" on Madeline Island?

- Yes  
 No

2. The term "junk" for any ordinance should include (check all that apply)

- Inoperative vehicles
- Inoperable boats/trailers/campers/mobile homes, etc.
- Inoperative appliances: washer/dryer/refrigerator etc.
- Household fixtures and furniture
- Demolition debris
- Waste building material
- Scrap metal
- Materials that constitute a visual blight or depreciates the value of surrounding properties
- Accumulation of trash/rubbish/litter
- Other (please specify)



3. What should be included in a junk ordinance for you to support it? *Any of the items defined as "junk" should be out of view from any public road. Junk kept on an individual's property either behind solid fencing or out of sight of the public is acceptable.*

4. What should be excluded from a junk ordinance? *Junk cars, boats, construction rubbish or any other item defined as junk ~~that~~ should have a 90-day grace period for removal before any fines or action will be taken by the city.*

5. Should property setback areas (a non-buildable open, unoccupied space that varies by Zoning District) be a "junk-free" zone?  
 Yes  
 No

6. What other comments do you have?  
*Whatever ordinance that is developed should be equally applied to all island property owners, or leasees. No grandfather clause should be applied for anyone. The legality of whatever action the city may take to get rid of physical examples of junk, must be firmly established by legal counsel, and agreed to by the town board prior to implementation of the town.*

# COMMUNITY SURVEY

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1. Should the Town of La Pointe regulated "junk" on Madeline Island?

- Yes  
 No

2. The term "junk" for any ordinance should include (check all that apply)

- Inoperative vehicles  
 Inoperable boats/trailers/campers/mobile homes, etc. } if ENVIRONMENTAL HAZARD  
 Inoperative appliances: washer/dryer/refrigerator etc.  
 Household fixtures and furniture  
 Demolition debris  
 Waste building material  
 Scrap metal  
 Materials that constitute a visual blight or depreciates the value of surrounding properties  
 Accumulation of trash/rubbish/litter  
 Other (please specify)

3. What should be included in a junk ordinance for you to support it?

ANYTHING THAT COULD CAUSE ENVIRONMENTAL PROBLEMS  
SUCH AS LEAKING CONTAMINANTS, LEECHING, PLASTICS, ETC.

4. What should be excluded from a junk ordinance?

5. Should property setback areas (a non-buildable open, unoccupied space that varies by Zoning District) be a "junk-free" zone?

- Yes  
 No

6. What other comments do you have?

Extend into Survey  
Municipal Code presented  
by Robertson County  
Administration

# COMMUNITY SURVEY

## Town of La Pointe Junk Ordinance

### Introduction:

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or

You can take this survey online at [www.townoflapointewi.gov](http://www.townoflapointewi.gov)

1. Should the Town of La Pointe regulated "junk" on Madeline Island?

Yes

No

2. The term "junk" for any ordinance should include (check all that apply)

Inoperative vehicles

Inoperable boats/trailers/campers/mobile homes, etc.

Inoperative appliances: washer/dryer/refrigerator etc.

Household fixtures and furniture *Not sure*

Demolition debris (after construction done)

Waste building material

Scrap metal

Materials that constitute a visual blight or depreciates the value of surrounding properties

Accumulation of trash/rubbish/litter

Other (please specify) *Kayaks beyond reasonable #.*

RECEIVED

MAR 12 2021

dg drop box

3. What should be included in a junk ordinance for you to support it?

*Listing of a certain quantity of junk  
or # of vehicles etc*

4. What should be excluded from a junk ordinance?

5. Should property setback areas (a non-buildable open, unoccupied space that varies by Zoning District) be a "junk-free" zone?

Yes

No

*Not sure. But it would be good to have some parameters. Everybody has stuff junk. But it could be hidden*

6. What other comments do you have?

*The only property (and I have a neighbor with many others) that a thing or two. I'd like to place it in one of central area.*

*behind fence or vegetation so that neighbors don't have to look at it all the time. I'll see it from the street.*



COMMUNITY SURVEY  
Town of La Pointe Junk Ordinance

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1. Should the Town of La Pointe regulated "junk" on Madeline Island?

- Yes  
 No

2. The term "junk" for any ordinance should include (check all that apply)

- Inoperative vehicles  
 Inoperable boats/trailers/campers/mobile homes, etc.  
 Inoperative appliances: washer/dryer/refrigerator etc.  
 Household fixtures and furniture  
 Demolition debris  
 Waste building material  
 Scrap metal  
 Materials that constitute a visual blight or depreciates the value of surrounding properties  
 Accumulation of trash/rubbish/litter  
 Other (please specify)

3. What should be included in a junk ordinance for you to support it?

ANY OR ALL OF THE ABOVE

4. What should be excluded from a junk ordinance?

—

5. Should property setback areas (a non-buildable open, unoccupied space that varies by Zoning District) be a "junk-free" zone?

- Yes  
 No

6. What other comments do you have?

JUNK'S SHOULD NOT BE VISIBLE FROM PUBLIC ROADS

(5) TB, Michael, Barb, Micaela,  
Ric. Public

Date: June 17, 2021  
To: Town Board  
From: Dorgene Goetsch, Clerical Assistant  
Re: Appoint a member to Zoning Board of Appeals term  
ending June 30, 2024.  
Agenda item for the June 22, 2021, Town Board Meeting

The following term expires June 30, 2021;

Paul Brummer, Chair - Paul has indicated he would love to serve another term.

I posted for this position from 5/27/21 to 6/17/21. Nobody signed up on the postings.

The following people submitted applications indicating they would be interested in serving on the Zoning Board of Appeals;

Irvin Snider  
Viv Ross

Supporting documents attached.

Thank you,

Dorgene

The following are the present members of the:

### THE ZONING BOARD OF APPEALS

3 Year Terms, 5 Members 2 Alternates

Oath of Office to be taken within 5 days in receiving appointment per §19.01 and §60.31

**PURPOSE:** To consider certain appeals and variances.

**MEMBERS:**

Paul Brummer, Chair  
William Tibble  
Louise McCray  
Rick Reichkitzer  
Tom Nelson

**Alternates:**

1) Michael Childers  
2) Bill Fennell

**TERM EXPIRES:**

June 30, 2021  
June 30, 2022  
June 30, 2022  
June 30, 2023  
June 30, 2023

June 30, 2022  
June 30, 2022



TOWN OF LA POINTE  
MADELINE ISLAND  
P.O. Box 270  
LA POINTE, WISCONSIN 54850

PHONE: 715-747-6913  
FAX: 715-747-6654  
[www.townoflapointewi.gov](http://www.townoflapointewi.gov)  
[clerical@townoflapointewi.gov](mailto:clerical@townoflapointewi.gov)

May 27, 2021

Paul Brummer  
P.O. Box 67  
La Pointe, WI 54850

Dear Paul,

Your term as a member of the Zoning Board of Appeals expires on June 30, 2021.

LOVE

I WOULD LIKE TO VOLUNTEER FOR RE-APPOINTMENT ON THE

Zoning Board of Appeals

Paul Brummer

YES

NO

3-Year Term. New term to end June 30, 2024.

Please return this card by 11:00 A.M. Thursday, June 17, 2021.

rested in serving on  
by 11:00 A.M.

Thank you.



TOWN OF LA POINTE, MADELINE ISLAND

Application to Serve on a Board and/or Committee

Complete and return to the Town Hall PO Box 270 or email to clerk@townoflapointewi.gov

1. Please select the board and/or committee that you wish to be considered for appointment to (you may select more than one)

- Zoning Board of Appeals\*
- Madeline Island Public Library Board
- Town Plan Commission\*
- Affordable Housing Advisory Committee
- Public Arts Committee

- Energy Committee
- Board of Review Alternate\*
- Community Awards Committee
- Winter Transportation Committee
- Election Officials\*

Other: \_\_\_\_\_  
\*Members receive compensation for meeting attendance

2. Personal Information

IRVIN SNIDER 6/7/1955  
 Name Date  
PO BOX 399 La Pointe WI 54850  
 Mailing Address

Phone (Daytime) \_\_\_\_\_ Phone (Evening) \_\_\_\_\_ Email Address \_\_\_\_\_  
 Town Resident?  Full-time  Part-time \_\_\_\_\_ Other \_\_\_\_\_

3. Have you served on any other Town boards/committees in the past? YES \_\_\_\_\_ NO X

If yes, what boards or committees?  
NONE

4. What are your reasons for seeking an appointment to the board(s)/committee(s) you have selected above?

COMMUNITY SERVICE

5. Why would you be an asset to the board(s)/committee(s) you have selected above?

MY LIFE EXPERIENCE, EDUCATION, INTEREST, ET AL.

RECEIVED  
JUN 2021

cc  
from M.K.

IRVIN SNIDER  
Print Name

[Signature]  
Signature

6/9/2021  
Date

Delivered to Town Hall by hand 6/9/2021

Name: \_\_\_\_\_  
Committee/Board \_\_\_\_\_

## TOWN OF LA POINTE BOARD/COMMITTEE MEMBERSHIP POLICY AND PROCEDURES

A. *Scope.* The terms of the Policy shall apply to the appointment of all current and future boards, committees and commissions appointed or created by the Town Board, except where in conflict with applicable state statutes, bylaws, contracts, or as otherwise provided.

### B. *Definitions.*

1. *Board:* A Board is a type of statutory body that must be formed and perform duties according to the guidelines set out in state law. These include:


- |   |                             |
|---|-----------------------------|
| • Town Plan Commission –                | WI Stats 60.62(4) and 62.23 |
| • Madeline Sanitary District Board -    | Chapter 60, Subchapter IX   |
| • Zoning Board of Appeals –             | WI Stats 60.65              |
| • Madeline Island Public Library Board– | WI Stats 43.54              |
| • Board of Review Alternate –           | WI Stats 70.46              |
| • Election Officials -                  | WI Stats 7.30               |

2. *Members:* All appointees described herein who have voting authority.

3. *Quorum:* A majority of a board's members are present. A majority is over 50% of the members unless otherwise indicated in the bylaws.

4. *Bylaws:* Rules adopted governing its members and the regulation of its affairs.

5. *Commission:* A commission is a type of statutory body that must be formed and perform duties according to the guidelines set out in state law. These include:

 C. *Eligibility.* Members must be eligible to vote in the Town of La Pointe, unless otherwise provided, and should not have any Town delinquent personal taxes, Town utilities or other Town assessments, and must not have any claim pending against the Town. Town staff will conduct a one-time check for delinquencies upon receipt of application. Present sitting members of any committee are excluded from this requirement. If a claim is placed by a current member of a board, commission, or committee, the member can be removed by a majority vote of the Town Board.

D. *Vacancies through term expiration or resignation.* A seated member of a Board, Committee or Commission will be sent a letter and email notifying them that their term of office is expiring. A self-addressed stamped postcard addressed to the Town of La Pointe will be enclosed with the letter, allowing the member to either:

1. Serve another term; or
2. Elect not to serve another term.

A sign-up sheet for the position describing who is being resigned will be posted at the Post office, at the Brummer Company posting board, at the Town Hall posting board, and the Town Hall desk in the Town Hall meeting room for interested parties to sign up.

The member who wishes to serve again should return the postcard or respond to the email. If a postcard is received at the Town Hall indicating that the member wishes to serve again, the Town Clerk or Clerical Assistant will so note the name on the sign-up sheet on the Town Hall desk.

E. *Appointment process.* The Town Board will consider the following to decide to appoint a member includes these criteria:

1. The board, commission or committee's recommendation to the Town Board.
2. Seated members who wish to serve again.
3. New individuals interested in the open position.

A new individual who has signed up for an open seat must complete an application, certify that they have read the policy that pertains to attendance, and acknowledge they understand the duties and responsibilities of the position.

The Town Clerk shall be responsible for the applications' completeness. The Town Board will jointly select the most qualified individuals for the available positions. These will be kept on file in case of vacancies (See F).

F. *Vacancies.* Vacancies occurring shall be filled for the unexpired term by appointment of the Town Board from completed applications. If no completed applications are available, the Town Clerk will solicit applications from eligible citizens. All applications will be provided to Town Board members for their review. If an applicant has an application on file and applies for another vacancy, the applicant must review and update their on-file application

G. *No financial liability.* No member thereof, shall incur any financial liability in the name of the Town without proper authorization.

H. *Attendance.*

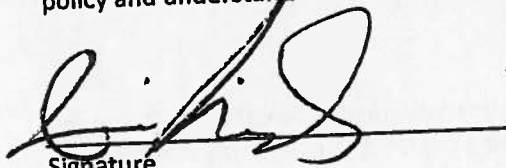
1. Active participation by all appointed members is necessary for proper functioning of boards, committees and commissions. Once notice of a meeting has been supplied to a member, it shall be the responsibility of that member to either attend or, prior to the time of the meeting, notify the Town of his/her inability to attend. Attendance may be by telephone or computer if approved in advance by the committee.
2. Failure to attend three consecutive meetings without excused absences or 75% of meetings in one year, may be considered as a voluntary resignation. The Board, Committee, or Commission Chair decides if the absence is excused or not.
3. If an appointee fails to attend as required herein and thus voluntarily resigns, or for other reasons resigns, the Town Board shall appoint a person to the unexpired term.

I. Town Staff Support for Committees.

1. The Clerical Assistant provides administrative support to the Chairs of the Winter Transportation Committee, the Energy Committee, the Community Awards Committee, the Public Arts Committee and the Harbor Committee to set meeting dates and notify members of meeting dates, ensures information for each meeting is provided to the members in advance and that meetings are recorded. The Clerical Assistant transcribes the minutes and distributes them in a timely manner.
2. The Zoning Administrator provides administrative support to the Town Plan Commission and the Zoning Board of Appeals to set meeting dates and notify members of meeting dates, ensures information for each meeting is provided to the members in advance and that meetings are recorded. The Zoning Administrator transcribes the minutes and distributes them in a timely manner.
3. The Library Director provides administrative support to the Library Board to set meeting dates and notify members of meeting dates, ensures information for each meeting is provided to the members in advance and that meetings are recorded. The Library Board Secretary transcribes the minutes and distributes them in a timely manner.
4. The Town Clerk provides administrative support to the Board of Review and the Election Board to set meeting dates and notify members of meeting dates, ensures information for each meeting is provided to the members in advance.
5. The Town Administrator serves as the administrative representative to the following committees: Winter Transportation, Energy Committee, and Harbor Committee.

J. Removal of members. The Town Board, by majority vote, shall have the authority to remove any member from their seat whenever, in its discretion, the best interests of the Town shall be served thereby, except as provided in state statutes.

I certify by my signature that I have read the applicable Board, Committee or Commission bylaws and this policy and understand the duties of the position.

  
Signature

IRVIN  
Print Name

SNIDER

6/9/2021  
Date

History: Approved November 9, 2004, reaffirmed March 8, 2008, amended April 12, 2008, amended January 26, 2016, September 11, 2018, October 23, 2018.



TOWN OF LA POINTE, MADELINE ISLAND

Application to Serve on a Board and/or Committee

Complete and return to the Town Hall, PO Box 270 or email to clerk@townoflapointewi.gov

1. Please select the board and/or committee that you wish to be considered for appointment to (you may select more than one)

- Zoning Board of Appeals\* [checked]
Madeline Island Public Library Board
Town Plan Commission\*
Affordable Housing Advisory Committee
Public Arts Committee
Energy Committee
Board of Review Alternate\*
Community Awards Committee
Winter Transportation Committee
Election Officials\* [checked]

X Other: Community Connections
\*Members receive compensation for meeting attendance

2. Personal Information

Name: Viv Ross Date: 3/15/21

Mailing Address: P.O. Box 609, LaPointe, WI 54850

Phone (Daytime) Phone (Evening) Email Address

Town Resident? [checked] Full-time [ ] Part-time [ ] Other [ ]

3. Have you served on any other Town boards/committees in the past? YES [checked] NO [ ]

If yes, what boards or committees? Parks Board in Winchester, VA, 1982-84

4. What are your reasons for seeking an appointment to the board(s)/committee(s) you have selected above?

I want to learn more about local ordinances and

5. Why would you be an asset to the board(s)/committee(s) you have selected above? Contribute to local governance. As a relative newcomer to the island, I would offer a fresh pair of eyes.

I have a background in areas of building technology such as architectural technology, structural preservation and architecture history

Print Name: Viv Ross Signature: [Signature] Date: 3/15/21



June 18 2021

Town Board  
Town of La Pointe  
P.O. Box 270  
La Pointe WI 54850

(5) TB, Michael, Barb, Nicole et.  
Public

Dear Board members:

In regards to the appointment of a member to the Board of Appeals please remember that I have attended two zoning workshops during my tenure on the BOA. Not only was this an investment of my time but the Town's money as well. I wish more members would attend these workshops. I am not mentioning this as a "Resume' builder"; instead its a reminder to the Town Board of my efforts to keep up-to-date on the state's zoning laws.

Yours Very Truly,

Paul Greener

P.O. Box 67

La Pointe WI 54850

RECEIVED

JUN 18 2021

Dist. by \_\_\_\_\_

(5) TB, Michael, Barb,  
Micaela, Public

e-mail - public arts

To: La Pointe Town Board  
From: Public Art Committee  
Re: Gateway to Madeline Island Project  
06-22-21

The Town of La Pointe Public Art Committee has chosen Lisa Kosmo's Crane sculpture to recommend to the Town Board for the Gateway project. We would like your permission to install the sculpture and a commemoration plaque on Town property. The entire cost for the sculpture, base, and installation will be paid by private funds. The La Pointe Center has donated \$20,000, which will cover the sculpture cost. MISA has committed money to cover the base and installation costs. Our plan is to create an installation that is easy for the Town to maintain. We also ask that this sculpture be insured under the Town's liability insurance policy. Thank you for your consideration.

We had a call out for proposals for about 8 months, received 2 great designs that were very different, and decided to conduct a public survey. The survey was very successful (with about 90 responses), helped us decide which piece to choose, and provided some suggestions that changed the look of the artwork - keeping it natural steel instead of painting it with white epoxy.

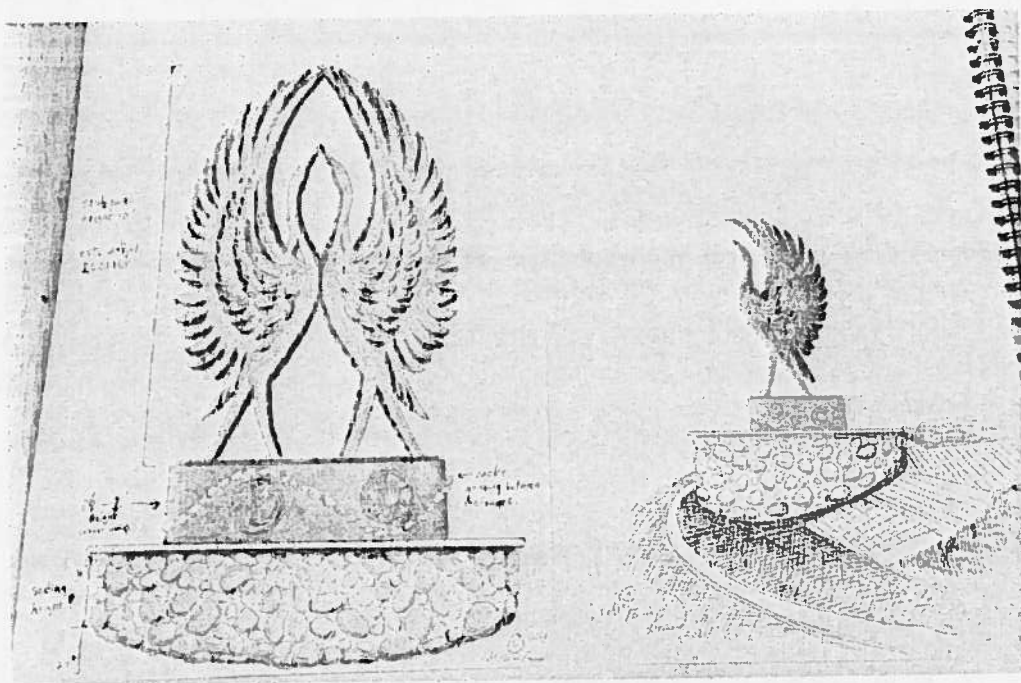
One of the survey concerns was the additional congestion the sculpture might create if it was located in the Pergola area. At that point in time, we had no other choice, as our harbor area offers very limited placement alternatives. We are very excited to be able to locate this beautiful piece of art in the green space adjacent to Grampa Tony's. We feel it is a perfect example of our mission statement and commitment to public art.

**TOWN OF LA POINTE PUBLIC ARTS COMMITTEE MISSION STATEMENT**

*The Town of La Pointe Public Arts Committee believes that public art, art that is freely accessible to all, can humanize, beautify, and invigorate our public spaces. Our committee will strive to increase the cultural, social, and economic value of La Pointe by working to install art that reflects the uniqueness and diversity of our community.*

We are moving along, through the protocols suggested to us, to get support for this project from the Ojibwe Tribes. We have met with the Red Cliff Tribal Council, who liked the project and gave us a point person -- their Council historian, Marvin DeFoe -- to work with as the project develops. We have forwarded our plans to the Bad River Council and hope to get on the agenda a Council meeting soon.

RECEIVED  
JUN 23 2021



## GATEWAY TO MADELINE ISLAND

### LISA KOSMO TWO HARBORS, MN

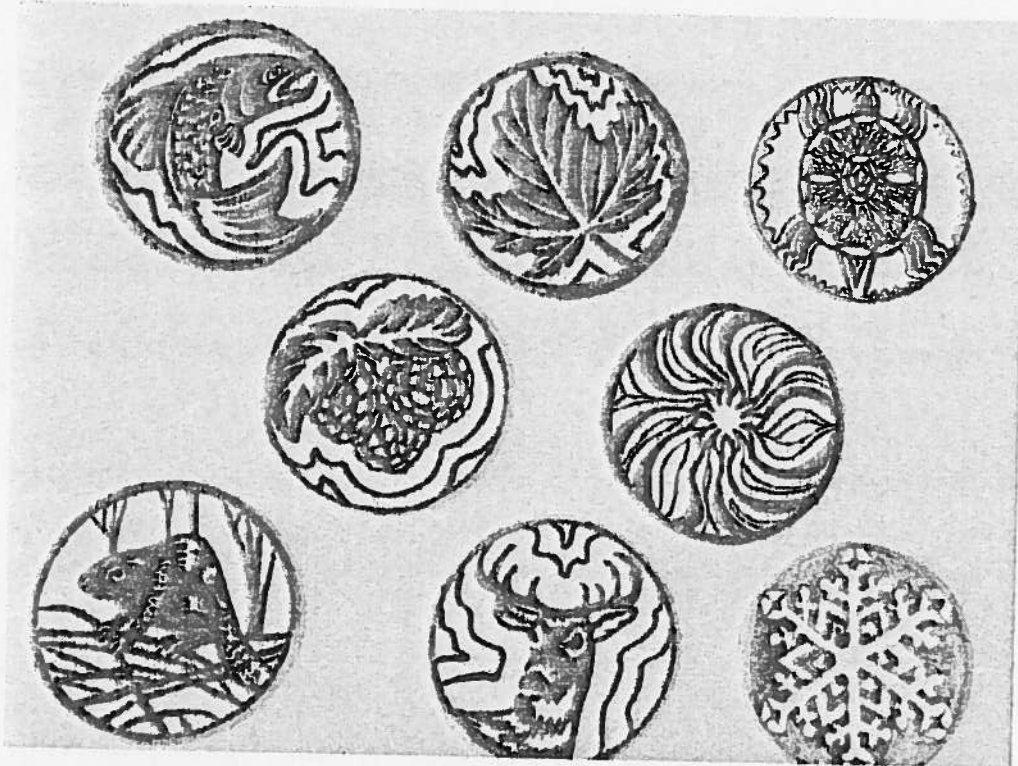
*I have been living in Two Harbors for nearly 30 years, but I have family ties to Madeline Island and am a member of the Red Cliff Band. My grandmother is Isabelle Margaret Cadotte Perrin. Unfortunately, she had passed away before I was born. I have many fond memories of trips to the Island and still visit family members who live in Bayfield, including my Aunt Dolly Schneeberger. Shortly after my last sculpture (2005), I took some time off of my art career to raise my sons & in the last couple of years started to pursue my art again. I mainly paint & have an original painting 'Alive', purchased by Madeline's library, but as you can see I also enjoy creating 3-D work.*

*Loving the imagery of Madeline's father's name Chief White Crane helped me create my piece. I also wanted to incorporate imagery essential to the island's history to its base: fur trade (beaver) industry, logging (pine/maple), winter season (snowflake), fishing (trout), native American (turtle/bear), flora (raspberries), reptile (crayfish/frog), land animal (deer). My thought was also wanting the white crane to be the only winged animal & to have it rising from the red earth. The steel base lends itself to this by not painting it.*

*The sculpture would be 1/2" & 1" painted (2 coat epoxy/urethane paint) & unpainted, A588 weathering steel with galvanized high strength bolts. Painted steel white cranes 10' with a 2' base. A total maximum height of 12', base of 5' diameter. Estimated weight 1.3 tons.*

Project Cost **\$19,000** installation cost not included

**Medallions for base:**



**Original 2020 Budget**

*(from Lisa Kosmo)*

**Costs for a painted custom original steel sculpture; 2 crane images rising from the red earth**

(Painted) Steel Cranes with (unpainted) base - epoxy paint, sculpture 1/2" thick x 10' - 12' total height, transportation, and delivery = \$10,000 (tax included)

Supplies - computer drawing program = \$200

Concept/Design - \$6,400 (tax included)

Rate \$30 per hour - research, execution/creation, 80 hrs = \$2,400

\$19,000.00 total cost

Timeline - 6 -7 weeks

Progress reports - can be set up every 2 weeks.

Damage - I would recommend any minor paint scratches to be painted right after installation by an exterior paint professional, so it would ensure the length of paint quality.

*I've come up with my best estimate at this point. It doesn't include the cost of installation, removal of the sculpture from delivery vehicle or the engineering of the base to the platform.*

(5) TB, Michael, Barb, Micaela  
**ACCOUNTING ADMINISTRATOR REPORT**  
**June 2021**

Public

06/18/2021

**FINANCIALS:**

1. **AUDIT:**

- a. The auditor from Baker Tilly arrived Thursday in full force. It was amazing how much pre-prep had been done by them. The auditor expects to be here Friday and then back early in July to do the testing portion. In between will be remote work of uploading files and documents, answering questions and explaining processes.

2. **GRANTS:**

- a. **American Rescue Plan:** The funding relief programs for municipalities request for funds is open and Micaela has applied for the Town. Once the Town receives confirmation of funding approval, the Town Board may want to have some discussion as to how best use the funds. The funding will be split 50% to be received in June and the balance in 2022. More information will follow in the next week or two.

3. **BUDGET:**

- a. Budget time is coming quickly, which I'll need time to start setting up the files, formulas and historic budget information for the Department Heads.  
b. Budget Amendment #2 is being prepared. This amendment is to adjust the budget for the various decisions and contracts the Town has entered into that were not in the 2021 budget, and to adjust budget items between funds.

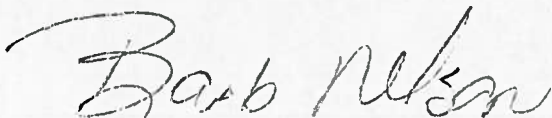
4. **DONATIONS:**

- a. As per the Town Boards request to be notified on any donations received from business, please find a listing of businesses who have contributed to the 4<sup>th</sup> of July fund as well as Library donations.

**MISCELLANEOUS:**

- b. The 4<sup>th</sup> of July falls on Sunday this year and the Town Hall staff has the option of taking Friday the 2<sup>nd</sup> or Monday the 5<sup>th</sup> off.  
c. As per the June 13<sup>th</sup>, 2006 Town Board Proclamation to Celebrate Lake Superior Day as the 3<sup>rd</sup> Sunday in July, the 2021 Lake Superior Day will be **July 18<sup>th</sup>, 2021**.  
d. Thank you for your 6/8/2021 approval of an extension of my unused 2020 vacation.  
e. In summary, my upcoming projects are:  
i. 2020 year end Audit  
ii. Accounting Software research  
iii. Budget Amendment #2  
iv. Insurance current listings/values  
v. 2022-2024 budget preparation

Respectfully submitted,



Barb Nelson  
Accounting Administrator/Deputy Clerk

RECEIVED

JUN 18 2021

dg

# Donations made by Corporations, Businesses, Foundations

Through 06/17/2021

*(Other donation may have been through trusts or foundations, just not receipted that way)*

	Amount	Purpose
<b>Library:</b>		
Jun-21 Brummer Co	\$50.00	Donation - Legacy
Jun-21 Wausau Schools	\$40.00	Donation - Legacy

## **4th of July:**

Jun-21 All Star Construction	\$500.00	
Jun-21 Bayfield Inn	\$250.00	
Jun-21 Bayfield Lumber	\$250.00	
Jun-21 Bell Street Gallery	\$100.00	
Jun-21 Bog Lake Outfitters	\$100.00	
Jun-21 CA Nelson & Son	\$500.00	
Jun-21 Craftivity	\$300.00	
Jun-21 Double J Storage	\$40.00	
Jun-21 Frankies, Inc./Grampa Tony's	\$150.00	
Jun-21 Island Carvers	\$50.00	
Jun-21 Lennick consulting Group	\$200.00	
Jun-21 Nelson Construction	\$500.00	
Jun-21 Nervous Squirrel	\$500.00	
Jun-21 Van Veldhuisen Law Firm	\$250.00	

*7/15/21 Michael, Bob, Wanda*  
1

**TOWN OF LA POINTE  
Resolution #2021-0303**

**Declaration of Health Emergency in the Town of La Pointe:  
Extending Resolution #2020-1027A (Original Resolution #2020-0324)**

**WHEREAS**, the World Health Organization designated the 2019 novel Coronavirus outbreak as a Public Health Emergency of International Concern, and

**WHEREAS**, the United States Health and Human Services Secretary declared a Public Health Emergency for the entire United States, to aid the nation's healthcare community in responding to the 2019 novel Coronavirus "COVID-19", which is contagious, and at times fatal, respiratory disease, and

**WHEREAS**, the Governor of the State of Wisconsin has declared a public health emergency under Wisconsin Statute 323.10, and

**NOW, THEREFORE BE IT PROCLAIMED**, by the Town of La Pointe Board of Supervisors, pursuant to Wis. Stat. §323.11, that a local public health emergency now exists throughout the Town of La Pointe.

**IT IS FURTHER PROCLAIMED AND ORDERED** by the Town Board that during the existence of said local emergency the powers, functions and duties of the emergency management organization of this Town, shall be those prescribed by state law, and by ordinances and resolutions of the Town of La Pointe as previously approved by the Town Board.

**IT IS FURTHER PROCLAIMED AND ORDERED**, that the Town Board Chairperson, Town Clerk, Town Administrator and the Town, acting under the powers granted pursuant to Wis. Stat. §323.14(4)(b), for and on behalf of the employees and residents of the Town of La Pointe, will do whatever is necessary and expedient to protect the health and well-being of the Town of La Pointe and its residents, including the issuance of Administrative Orders and other directives as may be required for a period not to exceed four months from the date of this proclamation.


**IT IS FURTHER PROCLAIMED AND ORDERED**, all Town buildings will be closed to the public except by appointment, and that all councils, boards, committees and/or commissions of the Town of La Pointe are authorized to conduct meetings via video conference, telephone, or other similar means to avoid the physical presence of members. The attendance of any members of such council, board, committee and/or commission via video or telephonic means shall count toward a quorum of such council, board, committee and/or commission and such

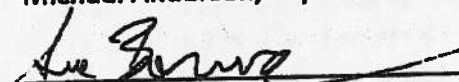
member shall have the full authority to engage in discussions and vote as if he or she were personally present at the meeting. This authority shall exist for a period not to exceed four months from the date of this proclamation.

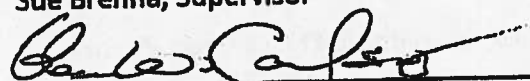
**IT IS FURTHER PROCLAIMED AND ORDERED**, that any voucher that would otherwise be signed by all Town Board Members may now be signed only by the Town Board Chairman or the Town Clerk. Prior to signature, the Accounting Administrator or the Town Clerk will circulate questionable vouchers only to all Town Board Members to see if there are any objections. Town of La Pointe Chapter 40, Article VI describes the Town's alternative claim procedure. An electronic or facsimile signature will be accepted as an original signature. This authority shall exist for a period not to exceed four months from the date of this proclamation.

Adopted March 3, 2020

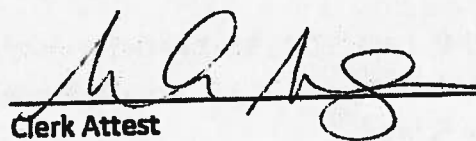
  
\_\_\_\_\_  
Jim Patterson, Chair

  
\_\_\_\_\_  
Michael Anderson, Supervisor

  
\_\_\_\_\_  
Sue Brenna, Supervisor

  
\_\_\_\_\_  
Glenn Carlson, Supervisor

\_\_\_\_\_  
John Carlson, Supervisor

  
\_\_\_\_\_  
Clerk Attest

March 2, 2021  
\_\_\_\_\_  
Date Posted



Public

### SPECIAL EVENT PERMIT

FILE NUMBER \_\_\_\_\_

Organization/Sponsor(s) of Event: Madeline Island Marathon, Inc.

Contact: Alyssa Larsen  
(First Name) (Last Name)

Address: 4144 Meadow Lane

Eau Claire WI 54701 Phone: 715-209-2622  
(City) (State) (Zip Code)

E-mail address: madelineislandmarathon@gmail.com

Date(s) Requested: Sat. May 21, 2022

Mapped route (if any): see attached (marathon + half marathon courses)

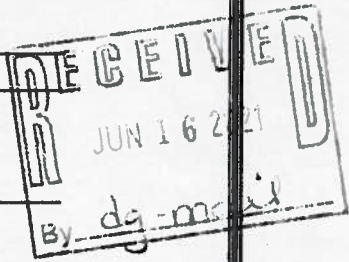
Description of event: marathon + half marathon running races

I/We have read the attached §347-12 Special Event Ordinance and agree to abide by said ordinance. I/We agree to pay for the cost incurred by the Town for the event (50% of anticipated costs due with permit application, remainder due after event once costs are totaled):

[Signature]  
Signature

June 14, 2021  
Date

Deposit Paid: \$ 100.00 ck# 1184 Received by: Dorgene Goetsch Date: 6-16-21  
Amount Paid: \$ 150.00 ck# 1187 Received by: Dorgene Goetsch Date: 6-16-21  
Amount Refunded: \_\_\_\_\_ Date: \_\_\_\_\_

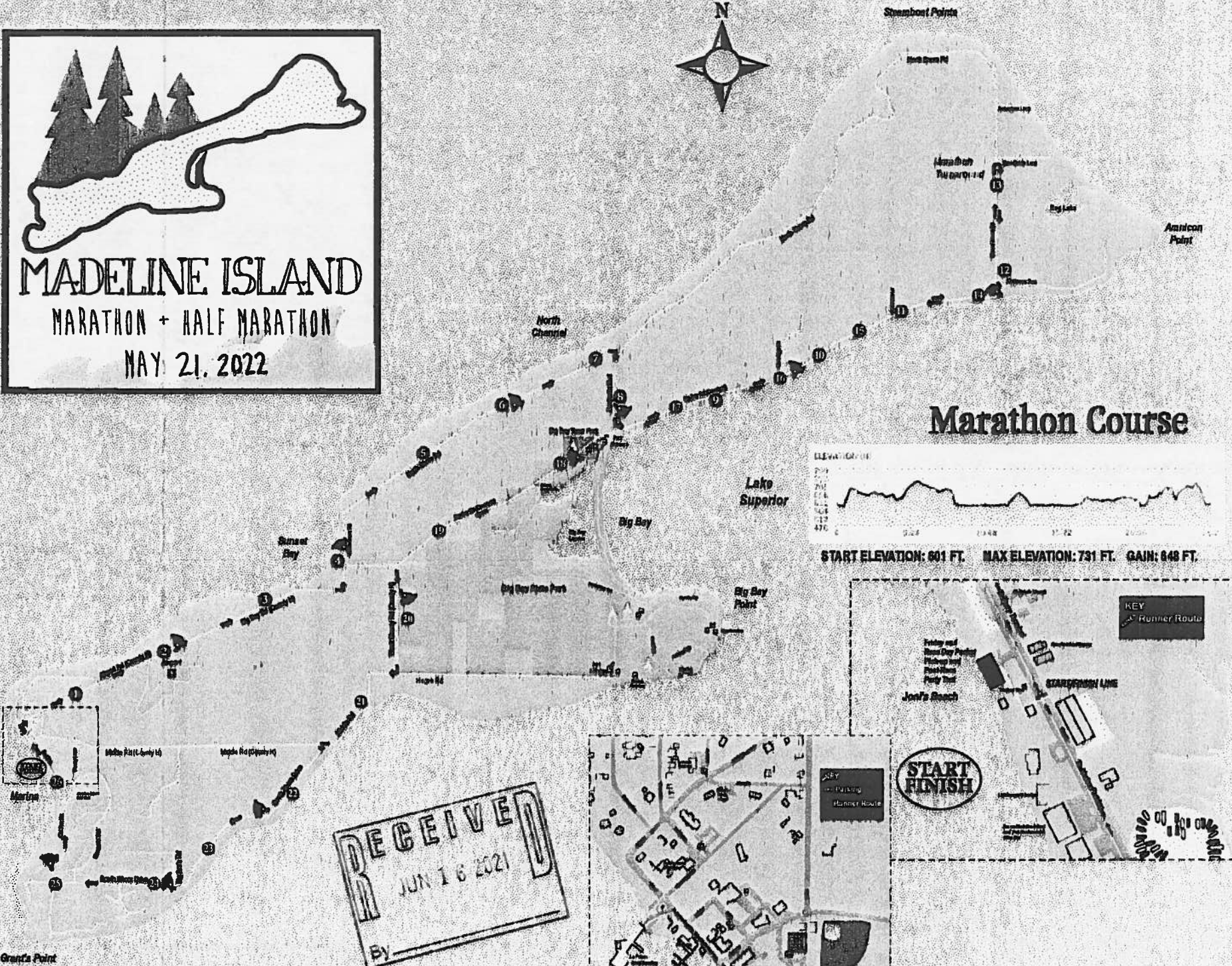


THIS PERMIT WILL BE VALID ONLY FOR: \_\_\_\_\_ TO \_\_\_\_\_  
(Start Date & Time) (End Date & Time)

Approved by Town Clerk: \_\_\_\_\_  
(Signature of Town Clerk/Deputy Clerk) (Date)

Permit: \$150.00 Deposit: \$100.00  
(Please pay with 2 separate checks.)

Fees approved by Town Board December 08, 2020 for 2021



**Marathon Course**

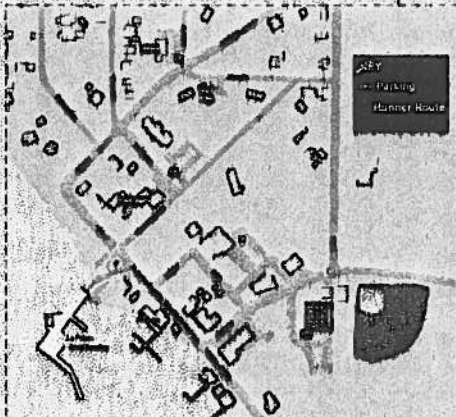


**START ELEVATION: 601 FT. MAX ELEVATION: 731 FT. GAIN: 648 FT.**

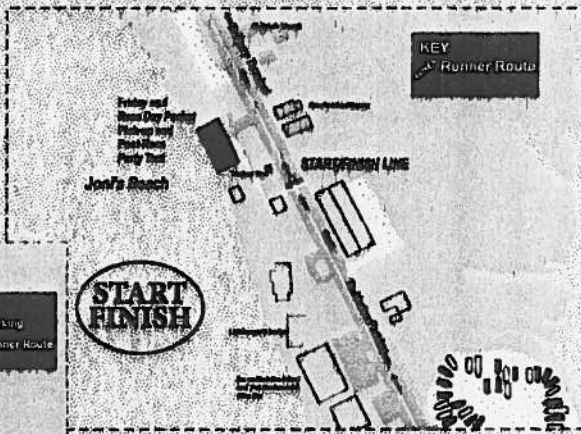
La Pointe Ferry Landing



**RECEIVED**  
 JUN 16 2021  
 BY \_\_\_\_\_



**START FINISH**



Grant's Point



Steamboat Point

High Ridge Rd

Poplar Ave

Geography St

Big Lake

Amidon Point

North Channel

Half Marathon  
 Turnaround

Big Bay Point

Lake Superior

Big Bay

Summer Bay

Big Bay State Park

Big Bay Point

Howe St

La Pointe  
 Ferry Landing

Mable Rd (County Rd)

Mable Rd (County Rd)

Marina

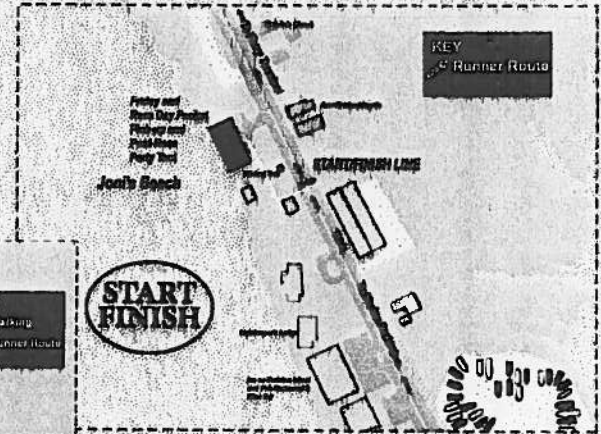
North Shore Drive

Grant's Point

### Half Marathon Course



START ELEVATION: 801 ft. MAX ELEVATION: 720 ft. GAIN: 428 ft.



(5)TB, Michael, Barb, Michaela,  
Ben, Public

## CONTRACT FOR SERVICES

This contract for services is made and entered into between the Town of La Pointe in Ashland County, Wisconsin, (the "Town of La Pointe") and Island Septic Service (the "Contractor").

### RECITALS

**WHEREAS**, the Town of La Pointe desires to obtain the services described herein; and

**WHEREAS**, the Contractor represents to the Town of La Pointe that it has the expertise, knowledge and experience necessary to properly perform this contract according to its terms and that it is ready, willing and able to do so,

**NOW, THEREFORE**, in exchange for the valuable consideration set forth herein, the Town of La Pointe and the Contractor hereby agree as follows:

**1. Description of Services.** The Contractor will, in accordance with the terms and provisions set forth herein, provide the Town of La Pointe with the following services:

- Leased portable toilets: 3 units x \$400.00 per unit per contract year (2@Rec Center, 1@cemetery). Units may be added or removed per Town request.
- Cleanouts: 8 units x \$40.00 per unit per cleanout-recharge (2@LeSeuer, 2@Pocket Park, 3@Rec Center, 1@Capser). Units may be added or removed per Town request.
- Holding tanks: 7 tanks (2,000 to 2,500 gallon) x \$120 per tank per pumpout:
  - Airport - 793 Big Bay Road
  - MRF- 346 Big Bay Road
  - RV Dump Station - 795 Big Bay Road
  - SRE Building-795 Big Bay Road
  - Town Park - 2305 Big Bay Road (3 holding tanks)

Such services will be provided as described above. The same rates will apply if new facilities are added during the length of the contract.

**2. Payment.** In exchange for the Contractor providing the Town of La Pointe with the services described herein, the Town of La Pointe will pay the Contractor as billed.

The total amount payable by the Town of La Pointe to the Contractor for services under this contract shall, in no event, exceed \$22,000 per calendar year.

**3. Dates of Service.** The services provided for herein shall be provided between July 1, 2021, and June 30, 2023.

**4. Reimbursement for Expenses.** The Contractor shall bear most of the costs and expenses under the terms of this Contract. However, in addition to the aforesaid payment for services, the Town of La Pointe will also reimburse the Contractor for the following actual, reasonable out-of-pocket expenses incurred in connection with performing this Contract:

- Sanitary District disposal fees.

~~5. **Specifications.** The specifications for the services to be provided by the Contractor to the Town of La Pointe are set forth in the annexed Exhibit A which are incorporated herein by reference as a part of this Contract.~~

6. **Workmanlike Manner.** The services provided by the Contractor shall be provided in a workmanlike manner consistent with the terms and provisions of this contract.

7. **Warranty.** The Contractor warrants that:

- a) All services it provides pursuant to this contract will be performed in accordance with all applicable federal, state and local laws, rules, regulations, codes and ordinances; and
- b) Any project or work of improvement the Contractor works on pursuant to this contract will comply when it is completed with all applicable federal, state and local laws, rules, regulations, codes and ordinances; and
- c) In the event it is determined that the Contractor has breached this warranty, the Contractor will promptly, upon being notified of such breach, immediately correct and cure the breach.

8. **Compliance with Regulations.** Within five (5) business days after this contract has been signed by the Contractor, the Contractor will provide the Town of La Pointe with a legible copy of each license, certificate and permit which has been issued to the Contractor evidencing that the Contractor is authorized by law to provide the services described in this contract. Compliance with this provision is a condition precedent to the performance of this contract.

9. **Assumption of Liability.** Each party to this contract accepts and assumes and shall be liable and responsible for any and all damages, injuries, deaths, losses, costs, expenses, fees and charges caused by the acts, omissions and negligence of its own directors, officers, members, employees, agents and representatives and any subcontractors and shall protect, defend and hold the other party to this agreement harmless from the same.

Neither party to this contract shall be liable or responsible for the negligence, acts or omissions of the other party or the other party's directors, officers, members, employees, agents or representatives.

10. **Hold Harmless.** The Contractor covenants that it will protect, defend, indemnify and hold the Town of La Pointe harmless from and against any and all claims, actions and causes of action filed or asserted by any person, entity, governmental unit or department against the Town of La Pointe or its supervisors, officers, employees, agents or representatives, for any damages, injury, death, losses, costs, expenses and fees or charges associated with, related to or arising from any occurrence, accident or incident caused by any negligence, act or omission of the Contractor or its officers, members, employees, agents or representatives in connection with this contract and its performance.

**11. Relationship Between Town of La Pointe and Contractor.** With respect to this contract, the Contractor shall be an independent contractor in regard to the Town of La Pointe and not an employee of the Town of La Pointe. As such, the Contractor shall, in accordance with §102.07(8)(b) Wisconsin Statutes:

- a) Maintain its business separate and apart from the Town of La Pointe.
- b) Hold a Federal Employer Identification Number for its business or else file a self-employment income tax return with the IRS reflecting its status.
- c) Control the means of performing this contract.
- d) Incur the main expenses related to the services provided under this contract.
- e) Be responsible for the satisfactory completion of the services provided for herein and be liable for a failure to complete the work or service specified herein.
- f) Receive the compensation provided for herein on the basis provided for herein.
- g) Realize a profit or suffer a loss under this contract, depending on how the Contractor performs.
- h) Have continuing reoccurring business liabilities and obligations.
- i) Operate a business, the success or failure of which depends on the relationship between business receipts and expenditures.

**12. Proof of Insurance.** Within five (5) business days after signing this contract, the Contractor shall file with the Town of La Pointe Clerk written documentation establishing that the Contractor has in effect the following types and amounts of insurance coverage:

- a) Worker's compensation insurance of at least \$500,000 each accident.
- b) Commercial liability insurance with limits of at least \$1,000,000 per occurrence/\$1,000,000 aggregate.
- c) Comprehensive automobile liability insurance of at least \$1,000,000 per occurrence/\$1,000,000 aggregate.
- d) The Town of La Pointe must be listed as additional insured.

**13. Default; Termination.** In the event of a default by either party in the performance of an obligation under this contract which continues for a period of twenty (20) days following written notice thereof to the party in default, the other party to this contract may terminate this contract by written notice to the party in default.

**14. No Assignment.** Neither party to this contract may assign their rights or obligations under this contract to another, in whole or in part, without prior written consent of the other party. Any assignment or attempted assignment in violation of this provision shall be null and void.

**15. Applicable Law; Venue.** This contract shall be interpreted under the laws of the State of Wisconsin. Any suit or proceeding relating to this contract shall be venued in Ashland County, Wisconsin.

**16. Entire Agreement; Amendment.** This contract sets forth the entire understanding and agreement between the parties relating to the subject of this contract and supersedes and replaces any prior discussions, negotiations and agreements, oral or written. This contract may be amended only by a writing signed by the undersigned.

**17. Binding Contract.** Each of the undersigned states they have read this contract in its entirety, that they understand each of its terms and provisions and that they sign the same freely and voluntarily, intending to be legally bound hereby.

**18. Notice.** Any notice to either party under this contract shall be in writing and be served either personally or by registered or certified mail addressed as follows:

To the Town of La Pointe:

Town Administrator  
Town of La Pointe  
PO Box 270  
La Pointe, WI. 54850  
[administrator@townoflapointewi.gov](mailto:administrator@townoflapointewi.gov)

To the Contractor:

Dick Coleman  
Island Septic Service  
PO Box 11  
La Pointe, WI 54850  
[nancyr@cheqnet.net](mailto:nancyr@cheqnet.net)  
715-747-6085

IN WITNESS WHEREOF, the undersigned have executed this agreement this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

The Town of La Pointe

Full Legal Name of Contractor

Signature: \_\_\_\_\_

Signature: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Printed Name: \_\_\_\_\_

Title: \_\_\_\_\_

Title: \_\_\_\_\_

(5) TB, Michael, Barb,  
Micaela, Public

TO: Town Board

FROM: Michael Kuchta

RE: Resolution 2021-0622

DATE: For June 22 meeting

A revised proposal on guidelines for access to attorneys by elected Town officials and Town staff is ready for your consideration. This proposal reflects suggestions and priorities raised by Supervisors at the June 8 meeting and in subsequent one-on-one conversations. The Town's current attorneys of record also were consulted on standard practices and their preferences.

The proposal strikes a balance of providing unfettered access for Town officials and the Town Administrator, providing flexibility in access for other Town staff who need consultation on a regular or periodic basis, and promoting accountability and communication.

RECEIVED

JUN 23 2021

Initial: dg



TOWN OF LA POINTE  
RESOLUTION #2021-0622

**Authorization for Contacting Town Attorneys**

WHEREAS, the Town of La Pointe Board of Supervisors has determined there are times that Town Supervisors, Elected Officials and Town Staff must contact the Town's attorneys to obtain legal advice relative to Town business; and

WHEREAS, the Town of La Pointe Board of Supervisors finds that it is in the best interest of the Town to authorize only certain persons to contact the Town's attorneys in order to minimize expenses and repetition of discussion,

Therefore, BE IT RESOLVED:

1. Elected Town Officials may contact the Town's general municipal attorney with respect to their statutory or ordained responsibilities. Officials shall provide written documentation of the contact to the Town Chair and the Town Administrator as soon as possible.
2. The Town Chair, or two Supervisors acting in concert, may contact any of the Town's attorneys on any matter of concern to the Town Board. It is preferred, but not required, that they provide written documentation to the Town Chair and the Town Administrator as soon as possible.
3. The Town Administrator is the only unelected Town employee authorized to contact any of the Town's attorneys. In addition:
  - a. The Town Administrator may grant authorization in writing, with or without time limit or other restriction, to any other Town employee or representative. The Town Administrator may revoke any authorization, with or without cause. The Town Administrator shall notify the Town Board in writing of any such authorization or revocation at the next regular Town Board meeting.
  - b. The Chief of Police may contact the Town's general municipal attorney with respect to pending court cases or investigations involving the La Pointe Police Department.
4. Elected Town Officials and Town employees may provide information to Town attorneys if the attorney initiates the request. Officials and employees shall notify the Town Chair or the Town Administrator, respectively, of these billable requests as soon as possible.
5. Any Town Official or Town employee who initiates unauthorized contact with any of the Town's attorneys may be required to pay for all fees associated with these contacts.
6. Town Officials, employees, and representatives do not require authorization to utilize the legal information available through the Wisconsin Towns Association.

BE IT FURTHER RESOLVED that Resolution #2015-1222C is rescinded.

Upon adoption, this resolution will be forwarded to the Town's attorneys of record so they clearly understand the Town's expectations in regard to authorization and billing.

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

Passed \_\_\_\_\_

\_\_\_\_\_  
Glenn Carlson, Chair

Posted \_\_\_\_\_

\_\_\_\_\_  
Michael Anderson, Supervisor

Attest \_\_\_\_\_  
Micaela Montagne, Town Clerk

\_\_\_\_\_  
Aimée Baxter, Supervisor

\_\_\_\_\_  
Susan Brenna, Supervisor

\_\_\_\_\_  
John Carlson, Supervisor

NO Michael, Ben, Russell  
Ben

**TOWN OF LA POINTE  
RESOLUTION 2021-0622B  
Obtaining Donated Property by the Town of La Pointe**

WHEREAS, The Town of La Pointe was graciously offered a donation of Parcels #014-00436-0100 and #014-00436-0200, located at the corners of Main and LeSueur streets and LeSueur and Bell streets by Gary Russell and Robin Trinko Russell; and

WHEREAS,,The Town Board believes it is in the best interest of the La Pointe community to accept this donation; and

NOW THEREFORE, BE IT RESOLVED that we, the Town Board of the Town of La Pointe hereby resolve to obtain donated property, parcels and 014-00436-0100 and #014-00436-0200

Adopted this 22<sup>nd</sup> day of June, 2021 at a Regular Town Board Meeting,

\_\_\_\_\_  
Glenn Carlson, Chair

\_\_\_\_\_  
Clerk Attest

\_\_\_\_\_  
Mike Anderson, Supervisor

\_\_\_\_\_  
Date Passed

\_\_\_\_\_  
Aimée Baxter, Supervisor

\_\_\_\_\_  
Date Posted/ Published

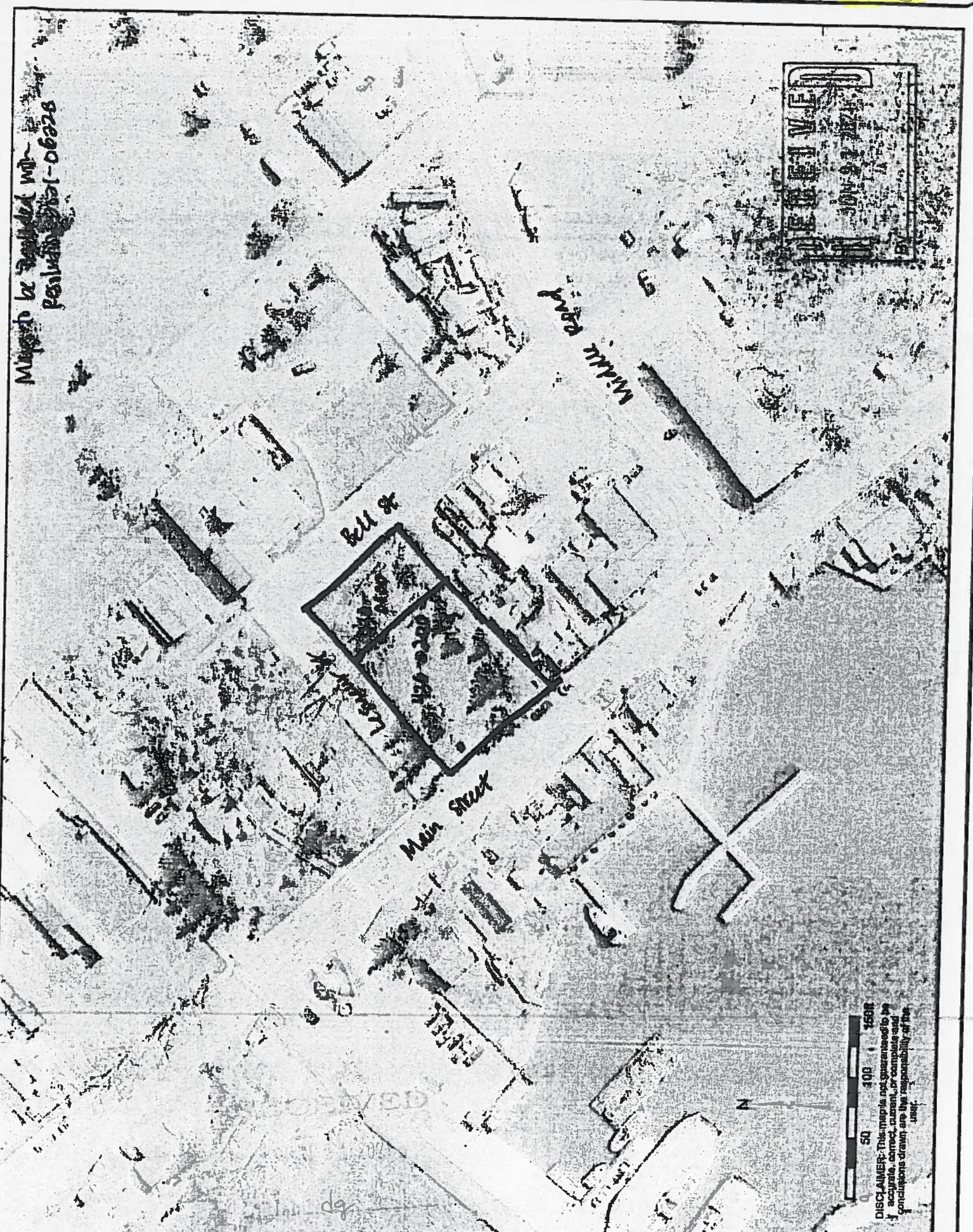
\_\_\_\_\_  
Sue Brenna, Supervisor

\_\_\_\_\_  
John Carlson, Supervisor

DRAFT

RECEIVED  
JUN 17 2021  
dg

Map may be provided with permission 201-06228



DISCLAIMER: This map is not guaranteed to be accurate, correct, current, or complete and conclusions drawn are the responsibility of the user.



Treasurer's Cash Summary as of May 31, 2021

(5) TB, Michael, Barb, Micaela,  
Carol, Public

		Balance Forward	Deposits	With-Drawals	Interest	Bank Charges	Transfers	End Balance
Checking Account	4460000563 1720010674	\$ 1,454,256.95	\$ 114,376.38	\$ (341,607.66)	\$ 35.07		\$ 11,238.47	\$ 1,238,299.21
Designated	167668	\$ 1,508,039.23			\$ 29.26		\$ (11,238.47)	\$ 1,496,830.02
Sect. 125	3150485	\$ 20,186.72		\$ (3,956.54)				\$ 16,230.18
Tax	3142004	\$ 20,864.47			\$ 0.53			\$ 20,865.00
Library Savings		\$300.25						\$ 300.25
Ambulance (Hometown)		\$1,000.00						\$ 1,000.00
<b>Totals</b>		<b>\$ 3,004,647.62</b>	<b>\$ 114,376.38</b>	<b>\$ (345,564.20)</b>	<b>\$ 64.86</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ 2,773,524.66</b>

Bank Reconciliation			
Reported Bank Balance	\$ 2,814,444.36	Available Cash	\$ 1,238,299.21
Deposits in Transit	\$ 22,987.33	Tax Transfer	
Interest in transit		Deposits	
Subtotal		Checks	\$ (65,796.53)
Less Outstanding Checks	\$ (63,871.07)	Vouchers	\$ (87,102.07)
Checkbook Balance	\$ 2,773,560.62	Library Vouchers	
		Total Avail. Cking Account	\$ 1,085,400.61

Treasurer's Report \$ 2,773,524.66  
 Variance \$ 35.96 voided trx -clear in June

5/31/2021 \$1,173,496.68  
 Unbalanced outstanding commitmer \$ (436,472.98)

Submitted by Carol Neubauer  
 June 11, 2021

Accounting Program Totals:	
General Funds	\$ 1,238,299.21
Designated Funds	\$ 1,496,830.02
Tax Account	\$ 20,865.00
Section 125	\$ 16,230.18
Library Savings	\$ 300.25
Ambulance	\$ 1,000.00
<b>TOTAL</b>	<b>\$ 2,773,524.66</b>

Treasurer's Report \$ 2,773,524.66  
 Variance \$ -

Balanced

RECEIVED  
 JUN 18 2021  
 dg

1715 Michael, Ben  
Micaela, public

updated;  
first page;

**TOWN OF LA POINTE  
REGULAR TOWN BOARD MEETING  
TUESDAY JUNE 8, 2021  
5:30 PM AT TOWN HALL  
Draft Minutes**

**Town Board Members Present via Teleconference:** Chair Glenn Carlson, Supervisor Michael Anderson, Supervisor Aimée Baxter, Supervisor Sue Brenna, Supervisor John Carlson  
**Staff Present:** Town Administrator Michael Kuchta, Lisa Potswald, Public Works Director Ben Schram, Elected Clerk Micaela Montagne  
**Public Present:** Attorney Bryan Symes of Von Briesen & Roper (via teleconference)  
**Called to Order:** 5:30pm

**I. Public Comment A\*: None**

**II. Town Administrator's Report:** Report prepared and presented by Michael Kuchta placed on file by Unanimous Consent. Discussion on having Department Heads talk to employees about the personal vehicle use policy, and that the Public Arts Committee Gateway Project has not yet been approved but is moving forward.

**III. Public Works**

**A. Public Work Director's Report:** Report prepared by Ben Schram for May 2021 placed on file by Unanimous Consent.

**B. Roads, Dock and Harbor**

1. Preparation for Public Hearing on Special Assessment of Big Arns/ Brians Roads and Special Assessment Process: A. Baxter abstains from discussion. Discussion on getting brushed up on the topic and have figures as well as comparisons to Miller Farm Road.

2. Change Order #1 with Northwoods Paving for Culvert Patches: have not received yet. Motion to table for the next agenda, M. Anderson/ J. Carlson, 5 Ayes, Motion Carried.

**C. Parks**

1. Ordinance Chapter 432 Non-Motorized Vessels: Discussion on having Town Administrator M. Kuchta work with Attorney Max Lindsey on revising the ordinance, possibly looking at what other municipalities do as well (including Washburn). Motion to table, J. Carlson/ S. Brenna, 5 Ayes, Motion Carried.

**D. Materials Recovery Facility (MRF)**

1. MRF Report: Report prepared by Marty Curry for May 2021 placed on file by Unanimous Consent.

**E. Airport**

1. Airport Manager's Report & Checklist: Report prepared by Paul Wilharm for May 2021 placed on file by Unanimous Consent.

**F. Greenwood Cemetery: nothing.**

**IV. Committees**

**A. Planning and Zoning**

1. Planning and Zoning Administrator's Report: Report prepared by Ric Gillman dated 5/24/2021 placed on file by Unanimous Consent.

#### **V. Town Hall Administration**

A. Budget Summary Report: Motion to accept the Budget Report dated 6/4/2021, M. Anderson/ J. Carlson, 5 Ayes, Motion Carried.

B. Grant Updates: Lisa Potswald working on a firefighter grant. The passenger shelter grant has been extended until 12/31/2021 and the Town can apply for another extension if needed.

C. Town Administrator Transition Plan: Discussion on Lisa Potswald finishing up some projects before fully retiring (personnel policy), and Michael Kuehta taking over some of the tasks (helping Barb Nelson with new accounting software).

D. Request Extension of Vacation Hours from Barb Nelson: Motion to approve the request for 142.4 hours extended until 6/30/2022, A. Baxter/ S. Brenna, 5 Ayes, Motion Carried.

E. Resolution #2021-0608 Authorization for Contacting the Town's General Services Attorney: this will be a first read. Discussion on if someone is not authorized by the resolution whether they would need verbal or written approval to contact the attorney.

F. Resolution #2021-0608A: Authorization for Contacting the Town's Employment Attorney: Also a first read. Discussion on if the police chief needs to have access to personnel attorney or can the Town Administrator act as a funnel for all inquiries as they are the HR manager.

G. Attachment 'C' to 2021 Compensation Resolution #2020-1223: Motion to approve, M. Anderson/ J. Carlson, 5 Ayes, Motion Carried.

H. Propane/ Liquefied Petroleum Gas: Updates and Possible Request for Bids: Letter sent to current contractor to see if an extension of the current contract with the same price can be done. Have not heard back, so may have to put out a request for bids. Motion that if the contract cannot be extended, then start the request for bid process, M. Anderson/ J. Carlson, All Ayes, Motion Carried.

I. Amendment to Contract with On the Rock Roofing for Interior Flooring at Town Hall: Motion to approve the contract amendment extending it to 6/13/2021, M. Anderson/ A. Baxter, 5 Ayes, Motion Carried.

J. Amendment to Contract with On the Rock Roofing for Interior Painting at Town Hall: Motion to approve the contract amendment extending it until July 15, 2021, M. Anderson/ J. Carlson, 5 Ayes, Motion Carried.

**VI. Alternative Claims:** Motion to approve Alternative Claims for May 2021 in the amount of \$261,926.46, \$63,873.42 and \$15,218.85 for the Library, M. Anderson/ J. Carlson, 5 Ayes, Motion Carried.

**VII. Treasurer's Report:** Motion to table, J. Carlson/ M. Anderson, 5 Ayes, Motion Carried.

#### **VIII. Minutes**

A. Regular Town Board Meeting May 25, 2021: Discussion on adding a Clerk's note for item III. A. 1 that should the town need to extend the grant for the passenger's shelter beyond 12/30/2021, it will need to be applied for. And that during public comment A, G. Carlson wanted

all of the Town Board members to meet with the Town Administrator individually, not just say hello. Motion to approve minutes as corrected, M. Anderson/ J. Carlson, 5 Ayes, Motion Carried.

B. Special Town Board Meeting May 27, 2021: Motion to approve minutes as presented, J. Carlson/ M. Anderson, 5 Ayes, Motion Carried.

C. Special Town Board Meeting May 28, 2021: Motion to approve as presented, M. Anderson/ J. Carlson, 5 Ayes, Motion Carried.

### **IX. Police Department**

A. Police Chief's Report: Report prepared by William Defoe for May 2021 placed on file by Unanimous Consent.

### **X. Emergency Services**

A. Fire Chief's Report: Report prepared by Rick Reichkitzer dated June 6, 2021 placed on file by Unanimous Consent.

B. Updates on Construction of Emergency Services Building (ESB): The black top is complete, and the new cement sidewalks are done. The gravel parking lot on the North/ East side will be done soon. There are still a few items that need to be done and a change order with Five Star Electric.

C. Wisconsin Department of Revenue Forest Fire Protection Grant Application: Lisa Potswald reported that there are some form issues, but otherwise complete and is due July 1, 2021. Motion to approve and have the Chair sign electronically, M. Anderson/ J. Carlson, 5 Ayes, Motion Carried.

Motion to move agenda item X. D. and E. to after XII. J. Carlson/ S. Brenna, 5 Ayes, Motion Carried.

### **XI. Public Comment B\*\*:** None.

### **XII. Liquor & Operators' Licenses**

All approvals contingent upon having the last publication in the paper, Friday June 11, 2021 as well as all delinquent payments made to Town and Sanitary District.

#### **A. Class "A" Fermented Malt Beverage License**

##### **1. Island Market Inc., Serena Gelinas Agent:**

Motion to approve, M. Anderson/ J. Carlson, 5 Ayes, Motion Carried.

#### **B. "Class B" Liquor License**

##### **1. Beach Club/ Bell Street Restaurant's Inc, Joseph Wiltz, Agent:**

Motion to approve, M. Anderson/ J. Carlson, 5 Ayes, Motion Carried.

#### **C. Class "B" Retail Sale of Fermented Malt Beverages License**

##### **1. Beach Club/ Bell Street Restaurant's Inc, Joseph Wiltz, Agent**

##### **2. Frankie's Inc./ Grampa Tony's, Susan Flores, Agent**

##### **3. Madeline Island Golf Club, Inc, Michael Starck Agent**

##### **4. Rock House Food Truck, Elena Bangeeva Erickson**

Motion to approve, M. Anderson/ J. Carlson, 5 Ayes, Motion Carried.

#### **D. "Class C" Wine License**

##### **1. Frankie's Inc./ Grampa Tony's, Susan Flores, Agent:**

Motion to approve, J. Carlson/ M. Anderson, 5 Ayes, Motion Carried.



**E. Cigarette and Tobacco License**

1. Beach Club/ Bell Street Restaurant's Inc.
2. Island Market Inc.

Motion to approve, J. Carlson/ M. Anderson, 5 Ayes, Motion Carried.

**F. Non-intoxicating Beverage License**

1. Beach Club/ Bell Street Restaurant's Inc
2. Frankie's Inc./ Grampa Tony's
3. Island Market Inc.
4. Madeline Island Golf Club, Inc
5. Madeline Island Yacht Club
6. McHugh Ltd dba Bell Street Gallery
7. Motion to Go/ Nervous Squirrel Ltd
8. Rock House Food Truck

Motion to approve, J. Carlson/ M. Anderson, 5 Ayes, Motion Carried.

**G. Operator's Licenses**

1. Catherine Ashe
2. Charles Campbell
3. Bruce McLellan
4. Savannah Newton

Motion to approve, J. Carlson/ M. Anderson, 5 Ayes, Motion Carried.

**X. Emergency Services**

**D. Fire Chief Personnel Matter**

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

Motion to go into closed session for items D and E., S. Brenna/ A. Baxter, Roll Call, 5 Ayes, Motion Carried.

Motion to return to open session, M. Anderson/ J. Carlson, 5 Ayes, Motion Carried.

**E. Contract with Community Security Solutions for Investigative Services Regarding the Fire Chief:** Motion to approve the contract not to exceed \$7500.00 for the incidents cited in police reports dated May 15, 2021, and May 22, 2021. Roll Call, 5 Ayes, Motion Carried.

**XIII. Lawsuits & Legal Issues**

A. William Defoe vs. Town of La Pointe, Case No. 19CV57: Nothing at this time.

B. Judgment on Michael Mattingly Properties 014-00208-0600 and 014-00208-0300:  
Nothing at this time.

**XIV. New Agenda Items for Future Meetings: Paving change order, Resolutions for contacting Town Attorneys**

**XV. Adjourn:** Motion to adjourn, M. Anderson/ J. Carlson, 5 Ayes, Motion Carried. Adjourned at 7:38pm.

Submitted by Micaela Montagne, Town Clerk.

*Revised Draft Minutes  
public*

**TOWN OF LA POINTE  
Public Hearing  
Tuesday June 15, 2021  
5:00 PM at Town Hall  
Special Assessment for Big Arns and Brians Road  
Draft Minutes**

**Town Board Members Present:** Chair Glenn Carlson, Supervisor Michael Anderson, Supervisor Aimée Baxter, Supervisor Sue Brenna, Supervisor John Carlson  
**Staff Present:** Town Administrator Michael Kuchta, Public Works Director Ben Schram, Road Foreman Pete Wiggins, Accounting Administrator Barb Nelson, Elected Clerk Micaela Montagne  
**Public Present:** Sandy Caswell, Michael Caswell, Beth Alsgaard, Chris Wolfe  
**Called to Order:** 5:00pm

The purpose of this Public Hearing is to accept public comments regarding the special assessments for the work done laying a road on Big Arns and Brians Roads.

Aimee Baxter recused herself and sat among the public.

B. Alsgaard asked about the removed trees and if she can get the lumber, or the cost of it taken off her assessment.

S. Caswell inquired about the possibility of prepaying to reduce the amount of interest owed.  
G. Carlson stated the interest rate is 2%.

C. Wolfe asked about materials cost as it is listed under town costs and Ashland County costs (each entity used their own materials and billed accordingly).

A. Baxter thinks the Town and County did a great job and loves the road.

S. Caswell agrees, and is very pleased with the road.

C. Wolfe inquired about culverts, if she can get a second one. B. Schram stated that each property got one culvert and a couple paid extra to get a second.

Adjourn: Motion to adjourn, M. Anderson/ J. Carlson, 5 Ayes, Motion Carried. Adjourned at 5:13pm.

Submitted by Micaela Montagne, Town Clerk.

(5) T.B., Madeline, Michael  
public

Madeline Island Ambulance Service

Monthly report June 2021

Well, it is the busy season. In May and June, we have had twelve calls. We are prepared for a very busy summer. We have changed over to the larger box ambulance for the summer. It is more spacious and now that the roads are dry works well for a busy call schedule.

We have had our regular monthly meeting where we go over runs. We also invited Riley Kaiser who passed their National Registry Exam and has applied for his license. The other two students are waiting to finish up the exam process. We will take a break on training meetings until October.

The building is coming along. We need to go over the budget and the demands that the fire department is asking for before we complete some of these purchases. The Wilderness Preserve donated \$5,000.00 to the landscaping hoping that we would do some natural plantings. The town Foreman would like to keep the maintenance down, so I selected a group of shrubs that are native Wisconsin Plants the accent the building. I also purchased from Penny's Garden Center plants to enhance the flagpole. Arnie's crew has finished the seeding and is working on the gravel parking lot for the fire department. The town crew has done a nice job with the trimming, putting down filter cloth and gravel mulch. Please send us some rain.

I have been trying to hold regular meetings about building issues with the fire department and the police department. Over the last month the fire department has not attended.

Sarah has already begun the process to recruit new students for fall EMT classes. We have three people on indefinite leave and one person that is leaving the service. They have already stepped up and joined the service and done the work to do so. We are grateful for their contribution and understand that life takes us through many turns. It does leave us a bit on the short side but Sarah and I and making sure that all shifts are covered.

Thank you,

Respectfully Submitted,

Cynthia Dalzell

Madeline Island Ambulance Service Director

RECEIVED  
JUN 10 2021  
BY: *B. Smith*

(5) TB, Michael, Barb, Micaela,  
Ben, Bill, Cindy, Rick, Public

TO: Michael Kuchta

FROM: Lisa Potswald

RE: Remaining Issues at the ESB

DATE: June 18, 2021

These are the issues yet to resolve at the ESB:

1. Change order on floor outlets from Five Star. The ESB specs put outlets in the floor of the training room. However, they were inadvertently left out of construction. Outlets are required in some types of conference rooms for plugging in laptops to avoid laying cords across a room. They are not required by code for the ESB, nor does the Ambulance Service, Fire Department or Police Department see the need for them. The Town needs to get a change order reducing the amount owed to Five Star. The Town has not yet closed out the Five Star contract and has over \$20,000 still withheld.
2. Different water filter from Brown Plumbing. The current water filter does not filter out the fines as was expected. Brown Plumbing is to provide the Town with a different water filter. Tim Gagner, Project Manager for Wendel, is aware of #1 and #2 and is working to get both resolved.
3. Resolution of work done by Midland on propane tank. Midland installed the propane tank for the ESB generator but put in the wrong sized connections to the generator. This caused the Generac installer, who came from southern WI, to not be able to do his work, and to have to return at additional expense to the Town. Midland did finally come back to correct their error but charged the Town for the labor hours. I sent a letter review and approved by Max Lindsey to Midland asking them to send the Town an amended invoice that didn't include labor. Midland is now adding late charges to the bill.

RECEIVED

JUN 21 2021

Initial: dg