

TOWN OF LIBERTY GROVE PUBLIC MEETING

March Board Meeting *Via Zoom*

Date: Wednesday, March 2, 2022

Time: 7:00 PM or immediately following the Personnel Committee meeting

Place: Town Hall, 11161 Old Stage Rd *Via Zoom*

Agenda:

1. Call to order
2. Declaration of a quorum followed by pledge of allegiance
3. Approve Agenda
4. Approve Minutes: Board 2/16/2022
5. Payment of bills
6. Administrator's report
7. Public Input
8. Board of Review Training
9. Liquor License for BBEB, LLC
10. Recycling Day Shredding Quote
11. Committee Mission Statements
12. Broadband Engineering Design
13. Ord 3-22, Regulating Certain Activities in Town Parks and on Town Property
14. Dates for 2022 Open Book and Board of Review
15. Ordinance 4-22, Appointment of Alternate Members of Board of Review
16. Short-Term Rental License(s)
17. Correspondence
18. Future meetings
19. Adjourn

All agenda items will include discussion and possible action. Deviation from listed order may occur

***Audience members must ask for permission, during public input, to speak on agenda items ***

Anastasia Bell, Clerk/Treasurer

Members of the Town Board or any other Town Committee, who are not members of the body whose meeting agenda is published in this notice, are entitled, as any other citizen of the Town of Liberty Grove, to attend this meeting in an unofficial capacity. It is possible the attendance of one or more non-members may create a quorum of the membership of another body. Such a quorum is unintended, and the non-members are not meeting for the purpose of exercising the powers or duties attendant upon their membership on any Town Committee or Board.

Town of Liberty Grove is inviting you to a scheduled Zoom meeting (teleconferencing). To Join Zoom Meeting enter the following on your computer:

<https://us02web.zoom.us/j/81214932615?pwd=WTJKbWhFQWslYnRUeEZaUnlIa1AvQT09>

Meeting ID: 812 1493 2615

Password: 919456

If the link doesn't work, go to <https://zoom.us/>, click the "Join a meeting" button and enter the meeting ID and Password when prompted.

To find your local number visit <https://zoom.us/u/atMFqvZKe>. To join the meeting by telephone dial one of the numbers below based on your location.

(312) 626 6799 US (Chicago)

(301) 715 8592 US (Washington D.C.)

(646) 558 8656 US (New York)

(346) 248 7799 US (Houston)

(253) 215 8782 US (Tacoma)

(669) 900 9128 US (San Jose)

Town of Liberty Grove
Minutes of the Town Board meeting on February 16, 2022
(this meeting was correctly posted)

Agenda:

1. Call to order
2. Declaration of a quorum followed by pledge of allegiance
3. Approve Agenda
4. Approve Minutes: 2/2/2022
5. Payment of bills
6. Treasurer's report
7. Public input
8. Destination Door County CEO Introduction
9. Technology Committee recommendation for Engineering Design from Nsight
10. WTA 2022 District meetings
11. Short-Term Rental License(s)
12. Correspondence
13. Future meetings
14. Adjourn

Chairman John Lowry called the meeting to order at 6:53pm. Supervisors Janet Johnson, Nancy Goss, Paul Schwengel and Cathy Ward were present along with Administrator Walter Kalms, Clerk/Treasurer Anastasia Bell and 6 members of the public via Zoom.

Lowry moved, Ward second to approve the agenda moving #8 to be before #4. Carried 5-0.

Destination Door County (DDC) – Julie Gilbert, introduced herself and reported on the following projects at DDC. They're working with DCTZC reporting and use of room taxes collected. They're developing the municipal reimbursement program to account for the funds which have been paid by the municipalities for DDC operations. They're creating an investment/development program which will hopefully offer grants to municipalities and non-profits for up to 30% of capital projects using the tourism tax funds collected in excess of budgeted revenue. John Jarosh indicated that there are new programs for funds available.

Lowry moved, Ward second to approve the minutes from the 2/2/22 Town Board as amended. Carried 5-0.

Payment of bills – **Lowry moved, Goss second** to approve the payment of bills as presented, with a total of \$3,392,763.71. Carried 5-0.

Treasurer's report – Bell reported the following Town account balances as of January 31, 2022:

Municipal Checking	4,471,447.27
Money market acct.	1,354,599.91
Checking	206,453.88
Utility Dist.	582,419.11

As of January 31, 2022, total in all Town accounts was \$6,614,919.69. **Johnson moved, Ward second** to approve the Treasurer's report as presented. Carried 5-0.

Public input – Kalms noted the wastewater agreement draft has been provided to the Village.

Nsight Engineering Design – Studebaker requested that Nsight be contracted with to provide an engineering design estimated to cost \$150,000. This design would provide an inventory of the utility poles, examine the topology, and identify assets which can be used by Nsight. It was

noted that there may be \$80,000 available in Tech Capital but this was not budgeted for 2022. Bob Webb, Nsight, clarified that Nsight will only be coordinating an engineer, they will not be performing the work. He identified that private roads would be included in the design, routine drops (connections to the home) are likely to be covered by Nsight, they're working to determine the financial responsibility for non-routine drops, and installation typically follows the current utilities (overhead vs. underground).

WTA Meetings – BOR education materials have not been released yet.

Short-Term Rental License(s) – It was the consensus that property owners requesting an occupancy above the current POWTS design capacity should be asked to provide documentation from the Sanitarian which clearly indicates that the POWTS can handle the additional waste.

Goss moved, Schwengel second to approve short-term rental licenses for 1519 E Door Bluff Road, 12430 Northern Door Road, and 11695 Tipperary Lane. Carried 5-0.

Correspondence – Notice from the Village for property changes near the booster station, County approved Yacht Haven CUP, WTA unit meeting in Brussels 2/24/2022 at 6:00pm, and there may be a funding program to assist with future road engineering requirements. The County will review the Town map amendment on 2/22/22.

The next Town Board meeting will be Wednesday, March 2, 2022 at 7:00pm via Zoom.

Lowry moved, Johnson second to adjourn at 8:12pm. Carried 5-0.

Respectfully submitted,
Anastasia Bell, Clerk/Treasurer

Shredfest 2022 Paper Shredding Quote

The only quote received was from Shred-it (formerly known as Cintas).

Shred-it has a base charge of \$350 per hour plus 'applicable fees', which are a combination of fuel, recycling, and environmental surcharges that will total anywhere between 16%-20% of the total base charge for the event. This percentage is determined by current market factors. Kimberly Dampf from Shred-it verified that the applicable fee percentages will definitely stay within this 16%-20% range for our event.

Calculating the cost of the event:

$\$350/\text{hour} \times 4 \text{ hours} = \text{\$1400 base charge}$

The **minimum cost** for the event would be:

\$1400 base charge
+ \$ <u>224</u> applicable fee ($\$1400 \times 16\%$)
Total \$1624

The **maximum cost** for the event would be:

\$1400 base charge
+ \$ <u>280</u> applicable fee ($\$1400 \times 20\%$)
Total \$1680

The recycling vendor and the sheriff's department attend the event at no cost to the Town or Village. Therefore the total cost for this year's shred event ranges between \$1624-\$1680, and this cost is split equally between the Town of Liberty Grove and the Village of Sister Bay.

The Town's share will range from **\$812-\$840** for this year's event.

Mission Statement
Economic Development Committee

The mission of the Economic Development Committee is to accomplish the following while maintaining the rural character of Liberty Grove:

- Develop programs for existing businesses to ensure their continued economic viability.
- Meet with existing business leaders to exchange information relevant to their concerns and needs.
- Develop programs to create opportunities to attract new businesses.
- Meet with outside agencies and organizations to identify new ideas and sources for funding to support its initiatives.
- Review, suggest and prioritize programs related to the broadband and workforce housing.

Approved at the February 17, 2022 Economic Development Committee meeting

Approved at the _____, 2022 Town Board meeting.

Town of Liberty Grove Highway Committee
Mission Statement

The Highway Committee provides recommendations to the Liberty Grove Town Board and the Town Highway Department staff, endeavoring to provide **safe** roads for vehicular traffic using the most efficient and cost-effective methods possible.

The Highway Committee's duties include but are not limited to:

- Establish a yearly budget for recommendation to the Town Finance Committee, said budget to include capital projects to be undertaken for that year.
- Formulate and keep current a 4-5-year schedule of projects to be undertaken—including but not limited to pave, chip seal, process of gravel, brushing, equipment upgrade and maintenance.
- Undertake projects and assignments that are road related as referred to by the Town Board.
- Whenever necessary cooperate with other government or private agencies for the good of collective road safety.

Approved at the February 7, 2022 Highway Committee meeting.

Approved at the _____, 2022 Town Board meeting.

Mission Statement of the Liberty Grove Parks and Property Committee

The Liberty Grove Parks and Property Committee assists the Town Board; it provides leadership and guidance for the preservation and development of existing properties and future acquisitions. A quality park system is a source of community pride and economic benefit, showcasing the natural beauty and features of the Town and inviting all to experience public spaces with safe recreational opportunities.

Approved at the February 8, 2022 Parks and Property Committee meeting.

Approved at the _____ Town Board meeting.

Mission Statement
Technology Committee

The mission of the Liberty Grove Technology Committee is to recommend to the Town Board feasible solutions that address technology-related needs identified by the Town and/or Community and determined to benefit the governing unit, businesses, and the community of the Town of Liberty Grove.

Approved at the February 7, 2022 Technology Committee meeting.

Approved at the _____, 2022 Town Board meeting.

SpaceX's Starlink Has a Price Problem

Rich Smith – 2-21-22

Just seven years since it was first announced, SpaceX's Starlink has evolved to become the world's biggest (by number of satellites) and most popular satellite broadband internet system, with plans to offer service worldwide.

With 145,000 customers, Starlink may not be the biggest in terms of customer base. (Hughesnet has more than 1 million customers, and even **Viasat**'s customer base tops Starlink's by several times). But Starlink has grown 14-fold in just its first year of operation, making it easily the fastest-growing internet satellite service in the world -- and convincing management that the time will soon come to IPO Starlink.

And yet Starlink is in trouble.

Starlink math

The problem with Starlink was something we talked about one year ago. Here it is in a nutshell.

In internal planning documents obtained by *The Wall Street Journal* in 2017, SpaceX described how it planned to make Starlink the profit driver for its business, generating as much as \$30 billion in internet service revenue by 2025 - at operating profit margins in excess of 60%. Such massive profits would make Starlink a promising prospect for an IPO, giving SpaceX immediate access to the kinds of funding it will need to attempt a colonization of Mars.

Of course, all of this is predicated upon Starlink's ability to attract -- and support - enough users to generate \$30 billion in annual revenue. At current pricing -- roughly \$99 a month or \$1,200 per year, per user, for internet service, this implies a customer base of 25 million is needed to reach \$30 billion in annual revenue.

Problem is, even once Starlink has all 12,000 of its planned satellites in orbit (it has fewer than 2,000 today), the combined bandwidth of all these satellites won't support more than 2.8 million users utilizing the service at advertised minimum rates of 100 megabits per second (Mbps) of download speed.

Musk has implicitly acknowledged this constraint, noting in a recent tweet that "Starlink can only support a limited number of users in [any given] area".

Still, not all users will be online simultaneously, 24/7, so SpaceX can probably "juggle" its users and stretch out its available bandwidth somewhat beyond 2.8 million. But even so, it's not clear the company will be able to make the math work without greatly upgrading the throughput of its satellites, and/or launching a

lot more than the originally planned 12,000 satellites. (Plans have been floated, for example, to launch as many as 42,000 satellites to help with this -- and that *might* be enough to do the trick.)

When all else fails, raise prices

Of course, there *is* another option SpaceX might try -- and as [TheVerge.com](https://www.theverge.com) reported earlier this month, an option it *will* try: Raise prices on Starlink.

As Musk announced in a post on Twitter on Feb. 2, SpaceX is introducing a new "Premium" tier of service on Starlink, beginning in Q2 2022. For the low, low price of just \$499 a month (i.e. 5x the price for plain vanilla Starlink offering download speeds between 100 Mbps and 200 Mbps), Musk & Co. are now offering customers the chance to sign up for a premium service that will offer ...wait for it ...download speeds of 150 Mbps to 500 Mbps!

I'll say that again: Five times the price to guarantee the same midpoint speed that is now advertised for Starlink (with the potential for maximum speeds 2.5 times higher).

That's quite an interesting offer SpaceX is making. For each customer that SpaceX can convince consumers to bite on the new deal, it can theoretically quintuple the revenue it gets, without providing much more bandwidth than originally envisioned -- such that instead of needing 25 million customers to reach \$30 billion in revenue, a mere 5 million would suffice.

By creating this new "Premium" tier of service and advertising it as an up-market offering specifically for "small offices, storefronts, and super users," SpaceX may have figured out a way to bridge the gap between what it hopes to earn, and the amount of traffic its system can support. This is one more step toward viability for the service, and moves Starlink one step closer to being ready to IPO.

ORDINANCE NO. ~~3-22~~ 1-21
AN ORDINANCE REGULATING CERTAIN ACTIVITIES IN TOWN PARKS AND ON TOWN PROPERTY

The Town Board of the Town of Liberty Grove, Door County, Wisconsin, pursuant to Section 60.22(1), Wisconsin Statutes, does hereby ordain as follows:

All previous ordinances regulating activities in Town parks and on Town property, including but not limited to 1-85, 3-86, 6-05, 1-16, 1-7, 3-19, and 1-21 are hereby repealed.

~~Ordinance 1-85 is hereby repealed.~~

~~Ordinance 3-86 is hereby repealed.~~

~~Ordinance 6-05 is hereby repealed.~~

~~Ordinance 1-16 is hereby repealed~~

~~Ordinance 1-17 is hereby repealed~~

~~Ordinance 3-19 is hereby repealed~~

Sec. 1. Purpose.

To enact an ordinance regulating certain activities in Town parks and on Town property of the Town of Liberty Grove, Door County, Wisconsin, in order to enhance and promote to the fullest the public's use, enjoyment, safety of such designated areas.

Sec. 2. Definitions.

- (a) "Dog" means any canine regardless of age or sex.
- (b) "Cat" means any feline regardless of age or sex.
- (c) "Town Park" means any Town Park, property or launch ramp, including, but not limited to the parks known as: Mariner Park at Gills Rock, Ellison Bay Community Center; Fitzgerald, Sand Bay, Porte Des Morts, Will's Park, Hotz Memorial, Grand View, Wisconsin Bay Town Park; and the Ellison Bay, North Bay, Garrett Bay and Europe Lake launch ramps.
- (d) "Town Property" means any property, land or building, owned by or under the jurisdiction of the Town in addition to "Town Parks" as defined in subsection (c) above.
- (e) "Alcohol Beverages" means fermented malt beverages and intoxicating liquor as defined in Chapter 125, Wis. Stats., which definitions are adopted herein by reference.
- (f) "Personal effects" includes but is not limited to watercraft, trailers, vehicles, recreational equipment, and other items that are not the property of Liberty Grove.
- (g) "Private Enterprise" means any entity either individually owned and operated or owned and operated by a corporation for profit or not-for-profit.

Sec. 3. Curfew.

No person may enter, use, leave personal effects at, or remain in any Town Park in the Town of Liberty Grove between the hours of 10:00pm and 6:00am., for any purpose, without the written permission of the Town Board of Supervisors of the Town of Liberty Grove or their designee. This section does not apply to seasonal/transient dockage.

Sec. 4 Dogs/Cats.

No cats shall be allowed in any Town Park at any time. Dogs are allowed in Town parks and launch areas on leash only and are not allowed on the beach areas.

Sec. 5. Alcohol Beverages.

No alcohol beverages shall be consumed by any person in any Town Park between the hours of 10:00 pm and 6:00 am without the written permission of the Liberty Grove Town Board.

Sec. 6. Launching and Storing of Boats.

- (a) No agent or employee of the Town shall participate in the launching, retrieving, loading, or mooring of any watercraft.
- (b) No motorboat, sailboat, canoe, kayak, launch or any other boat or watercraft or equipment of any kind shall be parked, left unattended, stored or kept upon property of the Town, including any Town Park as specified above, other than in designated parking areas, such areas and times to be specified by written permission of the Town Board or its designee. Any watercraft or equipment left on Town property unattended or after the hours specified in Section 3 of this ordinance shall be subject to removal, towing charges, and fines to be paid by the owner as written in Section 9 of this ordinance.

Sec. 7. Rental of Town Parks other than Ellison Bay Community Center.

Rental of the following parks is permitted by written permission of the Town Board of Supervisors of the Town of Liberty Grove or their designee: Gills Rock Park, Wills Park, Mariner Park at Gills Rock, and Fitzgerald Park. These parks will remain open to the public for general use. Fees to rent these parks applies and are listed in the Town's current fees schedule.

Sec. 8. Operation and Launching of Boats in Ellison Bay Community Center.

No person shall operate or launch any motorboat, sailboat, canoe, launch or any other boat or watercraft of any kind within the swimming area of the Ellison Bay community Center. The swimming area is defined as the area bounded by the Community Center dock, a line from the northern tip of said dock in an easterly direction for a distance of 100 feet, thence southeast to the eastern edge of the Town of Liberty Grove property line, then west along the beach to the aforementioned Community Center dock.

Sec. 9. Private Enterprise Operations

- (a) Private enterprises as defined in Section 2(g) above shall not conduct any business in Town parks or in or on Town property except as **specifically authorized by the Town board** and provided in subsection (b) of this Section below.
- (b) Private enterprises as defined in Section 2(g) above may operate aquatic enterprises as outlined in Ordinance 5-05 in Town parks or in or on Town property provided all the necessary permits and proof of insurance are demonstrated and provided further that such private enterprise obtains the express written permission of the Town Board.

Sec. 10. Enforcement.

- (a) This ordinance may be enforced by the issuance of a citation to any violator of this ordinance by any Sheriff or Deputy Sheriff of the County of Door, State of Wisconsin, by any State of Wisconsin officer with police powers.
- (b) In the alternative, any forfeitures imposed by this ordinance may be sued for and recovered pursuant to Chapter 778, Wis. Stats., in the name of the Town of Liberty Grove.

Sec. 11. Penalties.

Penalties for violations of provisions of this ordinance shall be not less than \$50 nor more than \$300 plus the costs and disbursements of prosecution, for any violation which occurs under the terms of this ordinance. Each violation of any section constitutes a separate offense.

Sec. 12. Conflicting Ordinances.

All ordinances in whole or in part of the Town of Liberty Grove which conflict with provisions of this ordinance are hereby repealed.

Sec. 13. Severance Clause.

If provisions of this ordinance are declared to be severable, and if any section, sentence, clause or phrase of this ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses or phrases of the ordinance.

Adopted at a regular meeting of the Liberty Grove Town Board on March 2, 2022.

Motion to adopt: _____ Second: _____. Vote: ____ aye ____ nay.

I, Anastasia Bell, Clerk/Treasurer of the Town of Liberty Grove, Door County Wisconsin hereby certify that the above is a true and correct copy of an ordinance which was adopted at a properly noticed meeting of the Liberty Grove Town Board on the 2nd day of March, 2022.

Dated this 2nd day of March, 2022.

Anastasia Bell, Clerk/Treasurer

**TOWN OF LIBERTY GROVE
ORDINANCE 4-22**

APPOINTMENT OF ALTERNATE MEMBERS OF BOARD OF REVIEW

Whereas, 1997 Wis. Act 237 has amended the procedures for Board of Review commencing in the year 2000, and

Whereas, one of the changes to Sec. 70.47 of Wis. Statutes authorizes the removal of board of review members for individual cases under specific circumstances, and

Whereas, Sec. 70.47(6m) (c) authorizes the appointment of alternate members to serve on the board of review when standing members are removed from individual cases;

Now Therefore the Town Board of the Town of Liberty Grove, Door County, Wisconsin does ordain as follows:

1. Adoption

Pursuant to Section 70.47(6m) (c) and Sec. 70.46(1) of Wis. Statutes the Town Board hereby provides for the appointment of alternates to serve on the Town Board of Review in the event a standing board member of the Board of Review is removed or unable to serve for any reason.

2. Appointments

The following electors of the Town of Liberty Grove are hereby named as alternates in the order indicated to serve as alternate board of review members:

Alternate 1: Julie Kingsbury
Alternate 2: Yvonne Dwonch
Alternate 3: Walter Kalms

3. Effective Date

The appointments made in this ordinance are for the year 2022 Board of Review proceedings and are effective upon posting as provided by law.

Adopted at a meeting of the Liberty Grove Town Board on the 2nd day of March, 2022. _____ moved, _____ second, passed ___ ayes, ___ nays.

I, Anastasia Bell, Clerk/Treasurer for the Town of Liberty Grove, hereby certify that the above ordinance was adopted at a legally noticed meeting of the Liberty Grove Town Board on March 2, 2022.

Anastasia Bell, Clerk/Treasurer

Property Address	Owner Name	Max Occupancy	POWTS Design Capacity	DATCP	DCTZ	Insured	Payment	Notes
970 Cottage Rd	Christina Witmer	6	3 BDRM	YES	YES	YES	YES	All application requirements met
9551 N. Bay Drive	Hakes Family Trst	6	HOLD NO BDRM LISTED	YES	YES	YES	YES	All application requirements met
9456 North Bay Dr	Camille Unger	6	3 BDRM	YES	YES	YES	YES	All application requirements met
12717 Kenosha Dr	Nick/Michelle Backes	12	HOLD 6 BDRM	sent	YES	YES	YES	Missing application items
10228 Settlement Ln	Terrence H Rogers	6	3 BDRM	sent	YES	YES	YES	Missing application items
12595 Hwy 42	Terrence H Rogers	6	3 BDRM	sent	YES	YES	YES	Missing application items
744 Isle View Rd	TreBarn LLC	8		YES	YES	YES	YES	Missing application items
11749 Porcupine Bay Rd	Porcupine Shores LLC	6	3 BDRM	YES	YES	YES	NO	Has not provided payment
11428 Beach Rd	Peder Nelson	8	3 BDRM	YES	YES	YES	YES	1/26/22 Peder will provide additional documents when available
11692 Tipperary Ln	Susan Beaumont	8	3 BDRM	YES	YES	YES	YES	1/18/22 letter sent to lower advertising occupancy
1938 Hillside Dr	Chris/Cathy Fox	12	3 BDRM	YES	YES	YES	YES	2/11/22 called/emailed to lower advertising occupancy
1910 Hillside Drive	Douglas/Ellen Krause	10	3 BDRM	YES	YES	YES	NO	2/25/22 called/emailed to lower advertising occupancy & provide payment