Town of Liberty Grove
Minutes of the Town Board meeting on July 20, 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. Adjourn to closed session per Wi. Stat. 19.85 (1)(e): Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session – Northport PILOT Project
5. Reconvene into open session
6. Announcements from closed session
7. Approve Minutes: 7/6/2022, corrected Special Board 6/22/22
8. Payment of Bills
9. Treasurer's Report
10. Committee Reports: Economic Development, Fire Board, Parks and Property
11. Public Input
12. Rezoning Request for Maria & Ion Nistor, parcel 018-65-0002
13. Resolution 4-22: Nistor Rezoning
14. 6/22/22 Motion Regarding Broadband Engineering Design Proposal
15. Broadband Engineering Design Proposals-FARR, Mi-Tech
16. Recommendation from Parks and Property: Disc Golf Materials
17. Recommendation from Parks and Property: Water Access at Mariner Park
18. Operator License(s)
19. Short-Term Rental License(s)
20. Correspondence
21. Future meetings
22. Adjourn

Chairman John Lowry called the meeting to order at 6:13pm. Supervisors Cathy Ward, Janet Johnson, and Nancy Goss were present along with Administrator Walter Kalms, Clerk/Treasurer Anastasia Bell, and 3 members of the public.

Goss moved, Ward second to approve the agenda as posted. Carried 4-0.

Anita Gallucci, BoardmanClark attorney, noted there are strict federal rules in place for the PSC ARPA funds. They have reviewed the structure of the proposed agreement for the pilot project to confirm the ARPA requirement will be met. The first concern is that the items and services must be owned by the municipality and federal procurement procedures require bidding and compliance obligations. The second concern is that the Town will need to know the structure and procedures are correct at the beginning of the project to ensure the funds will not be taken back by the federal government. The best solution would be if the Town and Nsight switch roles in the grant with the PSC. Supervisor Dan Watts arrived. Bob Webb, Nsight, stated that Cellcom doesn't have the affirmative action capabilities and switching the roles would greatly impact the financials because all funds received are seen as revenue and all expenses made will be capital. Nsight's current financial commitment will cover all of the hard goods. Gallucci indicated it can be investigated if Nsight can be a subrecipient and who will bear the risk if the funds are not reimbursed by the PSC. Johnson asked if Cellcom would have funds to complete this project and Webb replied that it would be an egregious use of capital funds.

Lowry moved, Goss second to adjourn to closed session per Stat. 19.85 (1)(e): Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session – Northport Pilot Project. Roll Call: Watts, Lowry, Goss, Johnson, and Ward voted aye, no nays. Carried 5-0.

Lowry moved, Goss second to reconvene into open session. Roll Call: Johnson, Lowry, Goss, Ward, and Watts voted aye, no nays. Carried 5-0.

Announcements – Johnson indicated that it doesn't seem possible to move ahead with Town-wide service. Watts reported that Bertram has purchased DC Broadband and they may be able to provide service at a level that is better than current offerings but not eligible for grants and it may cost less than fiber. Goss requested another meeting to discuss a more formal agreement with Nsight as the attorneys have identified significant risk with using ARPA funds and a firm partnership agreement must be signed before any progress or study is completed. It was noted that the WPS project isn't being selective because it is using the opportunity to hold the space for future Town-wide fiber.

Goss moved, Ward second to approve the minutes from the 7/6/22 Town Board meeting as presented. Carried 5-0.

Lowry moved, Johnson second to approve the minutes from the 6/22/22 Special Board meeting as corrected. Carried 5-0.

Lowry moved, Ward second to pay the bills as presented totaling $34,393.44. Carried 5-0.

Lowry moved, Goss second to pay the Utility District bills as presented totaling $40,912.84. Carried 5-0.

Treasurer's report – Bell reported the following Town account balances as of June 30, 2022:

Municipal Checking	1,556,357.87
Money market acct.	1,355,206.32
Checking	244,193.24
Utility Dist.	598,374.26

As of June 31, 2022, total in all Town accounts: $3,754,131.69. **Johnson moved, Ward second** to approve the Treasurer's report as presented. Carried 5-0

Committee Reports – John Lowry, Economic Development, reported that Tim Halbrook is working on sample plans and the committee is working to decrease building costs if possible. Nancy Goss, reported no Fire Board meeting held. Cathy Ward, Parks and Property, reported the sign is ordered, the Maritime Museum has retrieved the stove, and the committee is working on building disposal options.

Public Input – None.

Rezoning Nistor parcel 018-65-0002 – Goss reported this property is currently zoned HL-10, the future Town maps show it as rural residential. The Nistor proposal is to build a hotel. Heartland zoning is for single family use, not multi-use or commercial. This use is not in line with future Town maps, it would be spot zoning, and there are covenants on the property which prohibit commercial use. **Goss moved, Johnson second** to recommend the County deny the rezoning request for Nistor parcel 018-65-0002.

Resolution 4-22, Nistor Rezoning – Kalms noted this certified resolution will stop further action of the County. **Lowry moved, Goss second** to approve resolution 4-22 to disapprove the rezoning of tax parcel 018-65-0002. Roll Call: Watts, Lowry, Goss, Ward, Johnson voted aye, no nays Carried 5-0.

6/22/22 Broadband Engineering Motion – None.

Broadband Engineering Design – None.

Disc Golf Course – Ward reported the desire is to have 10 baskets and there are funds available in the 2022 budget. **Ward moved, Goss second** to approve expenditure for 10-disc golf course baskets at a cost not to exceed $5,500. Carried 5-0.

Water Access at Mariner Park – Ward reported that a railing would be possible for an additional $2,500 and it is unclear if it will be ADA compliant. Johnson asked for clarification on the purpose of this access and the depth of the water at the proposed location. It was the consensus to gather more information.

Operator License(s) – Bell reported Kaitlin Parisi will work at Rowleys Bay Resort. **Goss moved, Ward second** to approve the operator license as presented. Carried 5-0.

Short-Term Rental License(s) – **Goss moved, Ward second** to approved licenses for 9842 Marshalls Point Lane and 2182 Seaquist Road. Carried 5-0.

Correspondence – Kalms reported DNR notices have been received for shoreland dumping, wetland filling, and renewal of the Town quarry permit.

A Special Board meeting was scheduled for Wednesday, 7/27/2022 at 7:00pm (or immediately following the Heartland-10 Zoning Informational meeting) to discuss broadband. Open book will be Monday, 8/1/2022 at 10:00am until 12:00pm. The next regular Town Board meeting will be Wednesday, 8/3/2022 at 7:00pm. Board of Review will be Wednesday, 8/17/2022 at 1:00pm.

Lowry moved, Goss second to adjourn at 9:07pm. Carried 5-0.

Respectfully submitted,
Anastasia Bell, Clerk/Treasurer
Approved at the 8/3/2022 Town Board meeting.