Regular June Town Board Meeting Minutes
Monday, June 13th, 2022

The meeting was posted on June 9th, 2022 at the Bayfield Town Hall and the town website. Chairman Thomas Gordon and Supervisors Craig Hoopman, Karen Boutin, Robert Meierotto, and Fred Erickson were present, as well as Clerk Kelly Faye, and Treasurer Billie Hoopman. Chairman Gordon called the meeting to at approximately 6:00 PM.

Public Comment and Suggestions from Persons Present: None.

Discussion and Identification of Items for Future Agendas: None.

Approval of the Regular May Town Board Minutes: A motion was made by Hoopman, seconded by Erickson, to approve the minutes. Motion carried.

Receive and Place on File the Treasurers Report for June 2022:
GENERAL CHECKING ACCT. #50062

CURRENT ACCOUNT BALANCE	$71,742.25
Less Checks Outstanding (to date)	$41,348.78
CURRENT AVAILABLE BALANCE	$ 30,393.47

MONEY MARKET SAVINGS ACCT. #150375

CURRENT ACCOUNT BALANCE	$692,172.11
GROWTH INCENTIVE-DESIGNATED MONEY	$30,070.71
BIG RAVINE APPRAISAL DONATIONS	$11,200.00
HATCHERY TRAIL	$7,000.00
CURRENT AVAILABLE BALANCE	**$642,900.63**

LOANS:

BREMER BANK GRADER LOAN: 00077024356	
Issued date:	2/21/2020
Maturity date:	2/21/2029
Interest rate:	2.5%
Original Balance:	$433,918.28
Last Payment Amount 5/21/22 Principle $4,321.61 Interest $676.91	$4,998.52
Current Balance:	$320,595.53
5/21/2022 Next Pay Amount:	$4,998.52

OTHER:

- Nightly Rentals

  Sent correspondence to late 1st Qtr. Room Tax Filers. One remains non-compliant. Issued one new Room Tax Permit: Bayfield Tiny House, Fire Tower Lane. Working with Kelly and Amy to settle Short Term Rental Accounts, making sure our data matches.
- Bremer Bank

  Worked with them to make sure Town's money is properly secured. Added layer of protection.

A motion was made by Erickson, seconded by Meierotto, to approve the Treasurer's Report. Motion carried.

Report from Pikes Bay Sanitary District: AJ Long was present and gave an update. He stated that there was an issue with workers not being informed about the new water line in Apple Hill, that the Apostle Islands Campground got the agreement to open but they need to ensure there are not problems with their connection for the next 60-days, and that they are replacing manholes in Port Superior Village.

Discussion and possible action on proposal that Town of Bayfield pay for portion of repair of Nick McNeely driveway after placement of Pikes Bay Sanitary District line: AJ Long stated that PBSD had Randy Erickson look at the McNeely driveway. He noted that some of the area to be fixed is in the road right-of-way. Long asked the Town Board if there is any planned work on the road next to the McNeely driveway. Chairman Gordon stated there is nothing in the plan as of now. Gordon added that whenever PBSD does any work on a town road, anything they dig up they should replace. He noted that the town doesn't want to give the idea they will do the repairs there. Long commented that when they started the project, they didn't even know where the line was because a survey needed to be done, and because of that it is an unusual situation. Discussion took place. It was decided that the consensus of the Town Board is that the town should not have to repair the area near the McNeely driveway since the town did not do the work.

OLD BUSINESS

Discussion and possible action on recent request by David Barningham to allow for rezone of his property for the purpose of permitting the processing of firewood (which may potentially require an update of the Town of Bayfield Comprehensive Plan Future Land Use Map) located at 34060 Weber Road, Tax ID: #4883: David Barningham was in attendance and restated his request for a rezone of his property to allow for the processing of firewood there. Carol Fahrenkrog informed Barningham that the request will be discussed at the Plan Commission Meeting to be held on June 28th. Chairman Gordon stated it is getting harder to get firewood in the local area. He stated that he believes there needs to be someone within our township selling wood. He noted he would like to be able to support his business. Erickson added that if the Town Board can support him, he thinks they should. Barningham suggested that the Town Board could write a letter in support of the rezone and amendment of the future land use map. Gordon stated it could be addressed again at the meeting on July 11th.

Discussion and possible action on Ordinance 2022-01: Fireworks Sale and Use establishing regulations related to the selling and use of fireworks in the Town of Bayfield: Chairman Gordon stated he is concerned with liability. Discussion took place. A motion was made by Meierotto, seconded by Hoopman to approve Ordinance 2022-01. Motion carried.

Discussion and possible action on new fireworks use application form including questionnaire related to regulations established in Ordinance 2022-01: The Town Board was presented the application form in the pre-meeting packets and stated no objection.

Discussion and possible action on Ordinance 2022-02: Golf Carts Crossing on Trailer Court Road to allow Apostle Islands Campground employees to drive golf carts across Trailer Court Road. (Pending Attorney Approval): Clerk Faye requested that this issue be tabled until July to provide time for the Town attorney to finalize the document. A motion was made by Hoopman, seconded by Meierotto, to table the item. Motion carried.

NEW BUSINESS

Discussion and possible recommendation to Bayfield County Zoning on Class B Conditional Use Application from Bayfield Storage, Jon Nelson-Agent, to construct a 80'x120' heated storage facility to match the existing three structures, located on 5.12-acres zoned RRB, located at 84595 Highway 13, Tax ID #35761: It was reported that the Plan Commission recommended approval. A motion was made by Hoopman, seconded by Boutin, to recommend that Bayfield County Zoning approve the application. Motion carried.

Discussion and possible recommendation to Bayfield County Zoning on Class A Special Use Application from Michael Kooi and Cara Overland to make a portion of the lower level of their single-family residence available as a short-term rental, located on 9.6-acres, zoned R-1, at 86300 Meyers-Olson Road, Tax ID #5759: It was reported that the Plan Commission recommended approval. A motion was made by Meierotto, seconded by Erickson, to recommend that the Bayfield County Zoning Department approve the application. Motion carried.

Discussion and possible recommendation to Bayfield County Zoning on Class A Special Use Application from Leonard and Kathleen Van Zeeland for placing an RV on their property for the purpose of a temporary residence while their home is under construction (allowed for up to four-months per Bayfield County Zoning Code) located on 4.9-acres zoned R-1, at 25758 Highway 13, Tax ID #5475: It was reported that the Plan Commission recommended approval for up to four months. A motion was made by Hoopman, seconded by Boutin, to recommend that the Bayfield County Zoning Department approve the application. Motion carried.

Discussion and possible action regarding parking concerns on County Highway J during events held at Howl, and Plan Commission recommendation to place "No Parking" signs on the side of the road opposite from the building (between Highway 13 and Trailer Court Road): It was reported that the Plan Commission addressed this issue at their June 7th meeting and recommended that the Town Board send a letter to the Bayfield County Highway

Department recommending the placement of "No Parking" signs on the north side of the road (opposite from Howl) from Highway 13 towards Trailer Court Road. Supervisor Boutin stated she thought the signs should be placed on both sides of County Highway J. Discussion took place about whether the signs should be placed on one or both sides of the road. Boutin stated her viewpoint that both sides of the road should be posted due to concerns about congestion and traffic. Supervisor Hoopman stated that if a letter is mailed to the Bayfield County Highway Department, a copy should be sent to Thiels as well. A motion was made by Boutin, seconded by Hoopman, to recommend that the Bayfield County Highway Department place "No Parking" signs on both sides of County Highway J. Motion carried.

Discussion of recent Plan Commission agenda item related to property listed for sale in the Bayfield Business Park, intentions of person interested in purchasing the property, and the future use of land in this area (interested buyer to complete a Class A Zoning Application for consideration at future meeting): Chairman Gordon stated that two lots in the area are zoned commercial. He asked if Town Board members thought a residence should be located in the area. Supervisor Hoopman asked about the location of the Midland propane storage tank and whether there were any restrictions about how far a residence can be from the tank. Gordon suggested he didn't think the Town Board could give the individuals interested in purchasing the property any answers at this time. He suggested it should go back to the Plan Commission. Carol Fahrenkrog mentioned that the potential buyer had not yet gone through the permit process with the Bayfield County Zoning Department.

Discussion and possible action on approval of 2022-2023 Liquor License Applications:

Adventure Club Brewing LLC, Matthew Gerdts-Agent, has applied for a Class B Beer and Class B Liquor License for the southwest corner of the Howl Building including the brewery, taproom, and patio area, located at 35265 S. County Hwy J, Bayfield, WI 54814: A motion was made by Meierotto, seconded by Hoopman, to approve the application. Motion carried.

Apostle Highlands, Inc, DBA Apostle Highlands Golf Course, William DePerry-Agent, has applied for a Class B Beer and a Class B Liquor License for the pavilion, clubhouse bar, liquor storage room, patio, deck, golf course and downstairs liquor room, located at 34745 Madeline Tr, Bayfield, WI 54814. A motion was made by Boutin, seconded by Erickson, to approve the application. Motion carried.

Ashwabay Outdoor Education (Soon to be operating as The Ashwabay Alliance LLC), Holly Pierce-Agent, has applied for a Class B Beer and Class B Liquor License for the cabinet in storage area, walk-in refrigerators, chalet building from the café/bar counter, outside bar and café located at 32525 Ski Hill Road, Bayfield, WI 54814. A motion was made by Hoopman, seconded by Meierotto, to approve the application. Motion carried.

Bayfield Apple Company, LLC, Karra Prudhomme-Agent, has applied for a Class A Beer and Class A Liquor License for their orchard storefront and gift shop, located at 87540 County Hwy J, Bayfield, WI 54814. A motion was made by Boutin, seconded by Erickson, to approve the application. Motion carried.

Blue Ox Cider, Inc, DBA Bayfield Winery and Blue Ox Cider, Philip Bratsch-Agent, has applied to the for a Class B Winery License for the first floor, deck, and lawn around the farmhouse, located at 87380 Betzold Rd, Bayfield, WI 54814. A motion was made by Meierotto, seconded by Hoopman, to approve the application. Motion carried.

Erickson Orchard and Country Store LLC, Frederick Erickson-Agent, has applied a Class B Beer, Class A Liquor and Class A Cider License for their country store and walk-in cooler, located at 86600 Betzold Rd, Bayfield, WI 54814. A motion was made by Boutin, seconded by Meierotto, to approve the application. Erickson abstained. Motion carried. Note: It has since been realized that the WI Department of Revenue does not allow the issuance of a Class B Beer and A Class A Liquor License for the same premises. Erickson has since chosen to turn in the Class B Beer and maintain the Class A Liquor License.

Goldridge Group of Bayfield LLP DBA Pike's Bay Marina Inc, Drew Stalnaker-Agent, has applied for a Class A Beer License for their ship store, located at 84190 Pikes Bay Rd, Bayfield, WI 54814. A motion was made by Hoopman, seconded by Erickson, to approve the application. Motion carried.

Lake Superior Big Top Chautauqua (Soon to be operating as The Ashwabay Alliance, LLC), Terry Matier-Agent, has applied for a Class B Beer and a Class B Liquor License for their one-story structure with office space, retail/ticker center, event space with bar, commercial kitchen with storage room and office, exterior front deck off of event space, and grounds behind the building located at 84810 Highway 13, Bayfield, WI 54814. This is an over-quota license allowable under WI State Statute 125.4)(v). A motion was made by Boutin, seconded by Meierotto, to approve the application. Motion carried.

Superior View Farms, LLC, DBA Apfelhaus Cidery, Ellen Riely Hauser- Agent, has applied for a Class B Winery License for their red barn and surrounding areas, including operations building and storage building, located at 86565 County Hwy J, Bayfield, WI 54814. A motion was made by Hoopman, seconded by Meierotto, to approve the application. Motion carried.

Perri Campbell, DBA Hillcrest Orchards, Perri Campbell-Agent, has applied for a Class A Liquor and Class A Cider License for the 20"x60" sales building and storage building, located at 35025 County Hwy I, Bayfield, WI 54814. A motion was made by Boutin, seconded by Erickson, to approve the application. Motion carried.

Pikes Creek Winery, LLC, Jonathan Dale-Agent, has applied for a Class A Liquor License for the 24"x36" sales building, located at 87090 Valley Road, Bayfield, WI 54814. A motion was made by Boutin, seconded by Meierotto, to approve the application. Motion carried.

Lake Superior Marina Association, Inc. DBA Portside Bar and Restaurant, Kara Nelis-Agent has applied for a Class B Beer and a Class B Liquor License for the second floor of restaurant, clubhouse, admin office, ship store, pool area, all levels of deck, and docks located at 34475 Port Superior Rd, Bayfield, WI 54814. A motion was made by Boutin, seconded by Erickson, to approve the application. Motion carried.

Superior Living Arts, LLC, DBA Wild Rice Retreat, Heidi Zimmer-Agent, has applied to the Town of Bayfield for a Class B Beer and Class C Wine License for their main retreat center building, located 84860 Old San Road, Bayfield, WI 54814. A motion was made by Hoopman, seconded by Boutin, to approve the application. Motion carried.

Operators Licenses

Bayfield Apple
Kara Prudhomme

Highland Valley Farm
Christopher Dale
Janet Dale
Jonathan Dale

Lake Superior Big Top Chautauqua (Ashwabay Alliance)
Terry Matier

Adventure Club Brewing
Matthew Gerdts

Portside Restaurant/Port Superior Marina
Cindy Butterfield
Kara Nelis

Erickson Orchard
Cindy Nourse
Beth Erickson

Pikes Bay Marina
Drew Stalnaker

Hillcrest Orchard
Perri Shuga

Superior View Farms
Ellen Riely Hauser
Jerry Simons
Lydia Hauser
James Hauser, Jr

Wild Rice Retreat
James Homann
Catlyn Nowicki

Ashwabay Outdoor Educational Foundation (Ashwabay Alliance)
Holly Pierce

Bayfield Winery and Blue Ox Cider
Philip Bratsch

Apostle Highlands Inc
Jane Hauser
William Hauser
Daryl DePerry
Jeffrey Holvick
James Shaitberger

Clerk Faye stated that all Operator's Licenses should be approved pending background checks that were to be completed later that week.

A motion was made by Hoopman, seconded by Meierotto, to approve the Operator's Licenses pending the applicants passing background checks. Motion carried.

Update on room tax collection issues related to Airbnb and other marketplace reporting system: None.

Discussion and possible action on planned use of remaining ARPA funding: It was suggested that this item be revisited at the July meeting.

Notice of resignation of Plan Commission Chairperson and possible action on appointment of individual for this role as well as new Plan Commission member: A motion was made by Hoopman, seconded by Boutin, to appoint Chuck Finn as Plan Commission Chairman, Carol Fahrenkrog as Vice-Chair, and Dennis Clark as new member of the Plan Commission. Motion carried. It was acknowledged that Nancy Bussey did a good job as Plan Commission member and Chairperson and has cared about the town.

Discussion and possible authorization to sign new list of Plan Commission members with updated terms now set to expire April 2024:

STATE OF WISCONSIN
Town of Bayfield
Bayfield County

I, Thomas J. Gordon, the Chairperson of the Town Bayfield, Bayfield County, Wisconsin, as the appointing authority under s. 62.23 (1), Wis. stats. for members of the Town Plan Commission hereby appoints the following:

Plan Commissioner and Chairperson
-Chuck Finn, 3-year term expires April 30, 2024
Began Service 9/21/2021

Plan Commissioner
- Fred Erickson 3-year term expires April 30, 2024
Began Service 7 /15/2013

Plan Commissioner
- Robert Feyen 3-year term expires April 30, 2024
Began Service 11/14/2016

Plan Commissioner
- Jim Steffenson 2-year term expires April 30, 2024
Began Service 6/11/2018

Plan Commissioner
- Robert Meierotto 2-year term expires April 30, 2024
Began Service 4/17/2012

Plan Commissioner
- Carol Fahrenkrog 3-year term expires April 30, 2024
Began Service 2/10/2020

Plan Commissioner
- Dennis Clark 3-year term expires April 30, 2024
Began Service 6/13/2022

Terms renewed as listed above effective June 13th, 2022.

_____
Thomas J. Gordon- Chairman

Attested by:

_____
Kelly N. Faye

Date:_____

A motion was made by Meierotto, seconded by Boutin, to approve the updated Plan Commission terms. Motion carried.

Discussion and possible action on proposal to begin providing meeting stipend to Plan Commission members consisting of $75 per regular Plan Commission Meeting attended and $50 per Sub-Committee Meeting attended, with checks to be issued quarterly:
Chairman Gordon noted that the Town Board had several active committees in the past. These committees are no longer active. He mentioned that the Plan Commission has a lot to do and will have even more at times. A motion was made by Boutin, seconded by Erickson, to approve the stipends. Chairman Gordon noted that Town Board members are not allowed to receive this stipend and this will not be provided to members of the Plan Commission that are also on the Town Board.

A roll call vote was taken. Gordon-yes, Hoopman- yes, Meierotto-yes, Boutin- yes, Erickson-yes. The motion carried with a vote of 5-yes, 0-no.

Chair, Supervisor, and Committee Reports: Chairman Gordon stated that a grant had been approved for the Hatchery Trail for a total of $5,000. Carol Fahrenkrog gave an overview of a trail report provided by Kate Kitchell.

Receive and place on file the Correspondence for June 2022:

Received

1. Email correspondence from Town Attorney related to drafts of Golf Cart Ordinance and Fireworks Ordinance and Application Form.
2. Email correspondence with Town Attorney related to Apostle Islands Campground eligibility for Class C Wine License.
3. Class A Special Use Application from Leonard and Kathleen Van Zeeland for use of RV on their vacant land.
4. Updates from Kate Kitchell on local trail grant application/funding status.
5. Request from Bayfield County Clerk for number of paper ballots needed for August 2022 election.
6. Letter of Resignation from Plan Commission Chairperson Nancy Bussey.
7. Revised Municipal Financial Report for 2021 to WI Department of Revenue.
8. Email from Mirka Nelson related to intended use of land in Business Park and how it affects lot currently for sale in the area.
9. Requests for absentee ballots for August 2022 election.

Outgoing

1. Reminders to Liquor License Applicants missing paperwork and or fees related to their 2022-2023 renewal packets.
2. Legal Notice of 2022-2023 Liquor License Applications to Ashland Daily Press.
3. Zoning Applications signed at the May Town Board Meeting to Bayfield County Zoning Department.
4. Signed Contract with Coleman Engineering for Star Route Road Reconstruction Project.
5. Five Applications including photos, financial estimates, and narratives for road funding for the Bipartisan Infrastructure Law: Top of Ski Hill Road, Star Route Road, Meyers Olson Road, Valley Road #1, and Valley Road #2.
6. Federal Payroll Withholdings for end of May and beginning of June to US Treasury.
7. WI Payroll Withholdings for May to WI Dept of Revenue.
8. Online grant paperwork to finalize awards for Bayfield Area Trails projects.

A motion was made by Boutin, seconded by Meierotto, to approve the correspondence. Motion carried.

Receive and place on file the Clerk's Financial and Budget Report for May 2022:

CLERKS MONTHLY REPORT							
May 6th, 2022 - June 9th, 2022							
DISBURSEMENTS							
Checks written							
Range	20630	20667					
BUDGETS vs. ACTUAL							
		May 2022	**Y-T-D**	**Budget**	**% of Budget**		
	Revenue	$ (1,089)	$ 295,297	$ 1,135,863	26%		
	Expense	$ 74,343	$ 429,960	$ 1,135,863	38%		
	Balance	$ (75,432)	$ (134,663)				

A motion was made by Meierotto, seconded by Boutin, to approve the Clerk's Report. Motion carried.

Set date and time for July Town Board Meeting: Monday, July 11th, 2022- 6:00 PM.

Adjourn: Meeting adjourned, 7:40 PM.

Minutes submitted by:
Kelly Faye- Clerk