



TOWN OF CABLE
March 21 2019 – 5:00 P.M.
Cable Community Centre

MINUTES

1. Call to Order

Chairman Popelka called the meeting to order at 5:15.

2. Approval of Agenda

MOTION by Supervisor Ludzack, seconded by Supervisor Thurn to approve the March 21, 2019 agenda as submitted. MOTION carried.

3. CLOSED SESSION: MOTION by Supervisor Ludzack, seconded by Chairman Popelka to go into Closed Session at 5:20 p.m., pursuant to 1985.(1)(e) to conduct business regarding town TID where a competitive or bargaining reason requires closed session. ROLL CALL: Chairman Popelka, Supervisors Ludzack, Thurn and Clerk Allen in favor.

MOTION by Supervisor Thurn, seconded by Chairman Popelka to adjourn the Closed Session at 6:00 p.m. and reconvene the regular meeting in open session. ROLL CALL: Chairman Popelka, Supervisors Ludzack and Thurn and Clerk Allen in favor.

4. Chairman Popelka reconvened the open meeting at 6:00 p.m.
5. As the Closes Session Recess did not end until 6:00 p.m., no recess was called.

6. Approval of Consent Agenda*

Treasurer's Report: General Account Balance: \$792,646.97 (January 31, 2019)
Cemetery: \$1,334.36 (January 31, 2019)

- Approval of February 21, 2019 Open Meeting Minutes
- Approval of February 21, 2019 Closed Meeting Minutes
- Approval of February 25, 2019 Open Meeting Minutes
- Approval of February 25, 2019 Closed Meeting Minutes
- Sanitary District Report
- Forest Lodge Library Report
- Airport Commission Report – Receipt Draft 3-5-2019 Meeting Minutes
- Plan Commission Report – Receipt Draft 3-6-2019 Meeting Minutes
- Roads Report

MOTION by Supervisor Thurn, seconded by Supervisor Ludzack to approve the Consent Agenda and all reports contained therein. MOTION carried.

7. Public Input

Tony Merrill asked how emergency vehicles access properties that do not keep driveways plowed. Chairman Popelka answered that this is always an issue. It is the responsibility of property owners to keep driveways plowed for emergency vehicle access.

Jack Radecki thanked the Board for all the work done in the last year—those who stepped up to serve interim positions and those elected. He hopes all will continue to stay involved.

8. Remarks from Rural Mutual Insurance Representative Al Schifelbein

Mr. Schifelbein expressed his appreciation for the timeliness of Workers Compensation reports. Because they are done on time, he is able to make a quick response.

He reported that he has been involved with the fire insurance claims on Madelaine Island. Items were not itemized, which has made the process very difficult. He wanted to encourage all departments to keep an itemized inventory of equipment, especially large equipment in the Fire Department. He offered to meet with the Fire Department to develop a comprehensive list.

The Clerk was directed to send a letter to all department heads asking them to develop an itemized inventory for their department.

9. Discussion/Possible Action Regarding Cable Level of Assessment – Steve Nordquist

Cable Assessor, Steve Nordquist explained that property in Cable has been under value for the past 3 years. A re-evaluation is done every 10 years, and it is not unusual that in the last 3 or 4 years before that time property becomes undervalued. The town is allowed 6 years to complete a re-evaluation. There are two methods. A full re-evaluation could be done over a three-year period, which makes it easier to pay the cost. Another method is to do a market analysis of the last three years and adjust property values that are lower than market value.

A full re-evaluation is not included in the 2019 budget. There are 800 homes to visit. The field work could be done the summer prior to re-evaluation. The earliest a re-evaluation could be in effect would be 2022.

MOTION by Supervisor Thurn, seconded by Supervisor Ludzack to table this matter to the next Board meeting. MOTION carried.

10. Discussion and Possible Action on Designating Bob Lang As Authorized Agent for the Conditional Use Permit for Expansion of the Town of Cable Gravel Pit Onto Tax Parcel Id #9018

It has been discovered that 6 acres of town property is not covered under the town's Conditional Use Permit (CUP) for non-metallic mining. The Letter of Authorization will allow Foreman Lang to proceed with obtaining the required CUP and fixing the oversight from the original non-metallic mining permit application.

MOTION by Supervisor Ludzack, seconded by Supervisor Thurn to designate Roads Foreman Bob Lang as the authorized agent of a Conditional Use Permit for expansion of the Town of Cable gravel pit onto Tax Parcel ID #9018. MOTION carried.

11. Discussion Regarding Requirements for Town of Cable TID

The Town of Cable received a notice from the Department of Revenue (DOR) to pay an administrative fee of \$150 for the town's Tax Increment District (TID). It has since been learned that because the TID is not finalized no fee is due. The town originally applied for the TID to develop Telemark. If a TID were to be established for development in 2020, the TID parcels would have to be identified, a public hearing held, approval obtained from all taxing jurisdictions and all paperwork submitted to the DOR by the end of September 2019.

Kathy Zuelsdorff noted that the TID is not tied to Telemark.

Chairman Popelka agreed but stated that the town can create only one district. This is an important development tool to save so that when a TID is created, it serves the best interest of the town.

He noted that there is a group looking at creating a clustered housing development in Bayfield County in order to qualify for WHEDA economic development grants. The Town of Cable was asked to participate. Grants are typically given to large projects that would build 100+ housing units. An application for clusters of smaller development in several towns could qualify for housing financing. A TID could be used to provide infrastructure for such a development. Another possibility is redevelopment of the old school.

It was the consensus of the Board to take no action at this time. However, the Board believes it is important to retain the ability to have this option. The 2017 Wisconsin Act 292, where the legislation was enacted does not include a sunset clause. The ability to form a TID will not be taken away and can be used when the town is ready.

12. Discussion/Possible Action - Vince Beacom Short-Term Rental Special Use Application

Bayfield County Zoning has notified the town that there will be a public hearing March 28, 2019, for the applicant to increase the size of the deck to 57 square feet, which is what was built. Setbacks will be in compliance. The request is just for the larger footprint than permitted for the deck.

Mr. Beacom has contacted the Town Treasurer to comply with the town's Accommodation Tax Ordinance.

It was the consensus of the Board to table this matter to the next Board meeting.

13. Discussion/Possible Action on Deer Management Letter to Section 18 To Residents

Supervisor Thurn read a draft letter to send to residents in Section 18 regarding deer management. The Plan Commission has approved distribution of the letter to property owners in Section 18. Deer management information will be made available at the Annual Meeting on April 16, 2019.

MOTION by Supervisor Ludzack, seconded by Chairman Popelka to approve the letter and send it to property owners in Section 18.

Discussion:

Tom Frels stated that this issue needs to be addressed firmly. An ordinance is needed. To ask people to voluntarily not feed deer is a joke. People are spreading feed beyond their own property. Corn is not good for deer. They get used to repellants which do not work and are even eating non-deer plants. Deer droppings are a health issue for dogs and people. If a lethal method is needed to control deer, then it should be done. He will continue to push Bayfield County Health Department to address this issue.

Supervisor Ludzack stated that to get a permit to kill deer on one's property is a DNR issue. However, Section 18 is not closed to bow hunting. He, too, would like to see an ordinance, but this is good start.

Supervisor Thurn offered an amendment to the motion that the letter will be redrafted to include language about CWD and vehicle/driver safety. Supervisor Ludzack and Chairman Popelka accepted the amendment. MOTION carried as amended.

The letter will be redrafted, posted on the website, Facebook as well as sent to Section 18 property owners.

**14. Discussion/Possible Action on Telecommuter Resolution and Broadband Forward!
Telecommuter Ordinance No. 39-19**

Chairman Popelka read the from the Plan Commission minutes that recommend the Town Board adopt Resolution 19-01 and approve the Broadband Forward Community Ordinance and approve the Broadband Forward Community Ordinance and apply for broadband and telecommuter certifications.

MOTION: by Supervisor Thurn, seconded by Chairman Popelka to approve Resolution 19-01, and that appropriate language be drafted to amend the Comp Plan under Land Use, to encourage home based businesses.

Discussion:

Gil Rasmussen expressed a zoning concern with too many businesses in a residential area. Chairman Popelka explained that it would be people working at home on their computers.

Kathy Zuelsdorff responded that she was able to work from home for 10 years because of the broadband capacity offered by Norvado.

MOTION carried.

The Clerk was asked to work with Norvado to develop an online application.

15. Discussion/Possible Action on Accommodation Tax Ordinance 12.16

Chairman Popelka stated that this ordinance has been amended several times over the years. and is now again being reviewed. The Plan Commission has recommended a number of minor amendments, such as updating definitions of accommodations. A tax exemption clause was added for less than 10 days of rental.

MOTION by Chairman Popelka, seconded by Supervisor Thurn to repeal and reissue Accommodation Tax Ordinance No. 12 as amended.

Discussion:

Chairman Popelka stated this action will incorporate all amendments over the years, as well as the current amendments.

MOTION carried.

16. Discussion/Possible Action on Short-Term Rental Ordinance No. 40-19

Chairman Popelka read the Plan Commission recommendation to approve the Short-Term Rental Ordinance No. 40-19. Since the Plan Commission meeting, a further addition has been made to include “corporation” or “non-profit” as a type of ownership subject to the ordinance. With an ordinance, there are no exemptions to room rental, even if the business is exempted from taxes.

Supervisor Thurn requested the initial \$50 fee be changed to \$75 to cover the cost of an inspection.

Gil Rasmussen suggested the Cable Area Chamber of Commerce do inspections since it receives 75% of the amount collected,

Chairman Popelka explained that 5-year inspections will need to be done to assure compliance with the ordinance. An inspector will have to be hired.

MOTION by Supervisor Ludzack, seconded by Supervisor Thurn to approve Short-Term Rental Ordinance 40-19 as recommended by the Plan Commission and with the amendment to raise the initial fee to \$75. MOTION carried.

17. Discussion/Possible Action on Town of Cable Design Guidelines

Chairman Popelka stated that the Town Board adopted the Cable Design Guidelines at its April 12, 2018 meeting.

Planning Commission Chair Karl Kastrosky recently met with Deb Nelson and Northwest Regional Planning to review the Guidelines. A few minor amendments were made, but it was decided not to change the façade language in the Guidelines, as they are just meant to be guidelines and not mandatory. The Planning Commission then recommended approval.

MOTION by Supervisor Thurn, seconded by Supervisor Ludzack to approve the amended Cable Design Guidelines to be utilized for the general welfare of the Town of Cable. MOTION carried.

18. Discussion/Possible Action on Lease of Land to Non-Profit Corporation

Chairman Popelka reported that with the proposed addition to the Library, the Lions will lose storage in the Village Garage. The town has received a request from the Lions to construct a new storage building on Town Park property. The Plan Commission has recommended approval. The Wisconsin Town Association has recommended this question be brought to the electors for approval at the Annual Meeting.

MOTION by Chairman Popelka, seconded by Supervisor Ludzack to authorize the Clerk to contact the town's attorney and have a lease drawn up for the Lions to construct a storage building at the Cable Rec Park for a fee of \$1.00 per year, with a term of 99 years, and that the lease be brought to the Annual Meeting for elector approval.

Discussion:

The reason for a lease is for the the town to have no liability. The attorney will be asked about including a termination clause.

MOTION carried.

19. Discussion/Possible Action to Authorize Disposal of Excess Town Equipment Consisting of 1999 Sterling Chassis Cab Truck

Chairman Popelka stated that the town tried to sell this truck last summer. Now two bids have been received. He opened the two bids from Allan Pattenaude and Robert Dorumme. Allan Pattenaude submitted the highest bid.

MOTION by Supervisor Ludzack, seconded by Supervisor Thurn to accept the high bid from Alan Pattenaude. MOTION carried.

20. Discussion/Possible Action to Accept Audit Proposal

Clerk Allen reported two quotes received, from CliftonLarsonAllen in Rice Lake and Curt Forse, CPA, in the twin ports of Superior/Duluth. LarsonAllen submitted the lower quote not to exceed \$6,000, which is the amount budgeted for the audit.

MOTION by Supervisor Thurn, seconded by Supervisor Ludzack to accept the CliftonLarsonAllen proposal for the town audit not to exceed \$6000. MOTION carried.

21. Discussion/Possible Action to Appoint AIS Coordinator for 2019

Supervisor Thurn recused herself from this matter.

Scott Gooler served as AIS Coordinator last year. He is willing to serve again but does not want to encounter conflict with paperwork. It was suggested that he and Sue Thurn split the position to which Sue agreed. He will do onsite monitoring and scheduling. Sue will be the liaison to the town for all paperwork and report to DNR Co-Coordiators.

Last year Scott received \$13/hour. He proposed both Scott and Sue be paid \$11/hour for monitor duties and a \$2/hour bonus for coordinator duties.

MOTION by Chairman Popelka, seconded by Supervisor Ludzack to hire Scott Gooler and Sue Thurn as Co-Coordiators of the AIS program to be paid \$11/hour for monitor duties and a \$2/hour bonus for Coordinator duties. MOTION carried.

22. Discussion/Possible Action to Expand Town Board to Five Members

Supervisor Ludzack stated that this decision has to go to the electors.

MOTION by Supervisor Ludzack, seconded by Chairman Popelka to include this decision on the agenda for the Annual Elector Meeting.

MOTION carried.

**23. Approval of Payment of Claims: Town of Cable: Check Nos. 8859 to 8890
Forest Lodge Library: Check Nos. 3381 to 3391
Cable Fire Dept. Check Nos. 3056 to 3059**

MOTION by Supervisor Thurn, seconded by Supervisor Ludzack to approve claims for the Town of Cable: Check Nos. 8859 to 8890; Forest Lodge Library: Check Nos. 3381 to 3391; and the Cable Fire Department: Check Nos. 3056 to 3059.

24. Other Issues

Supervisor Ludzack noted that he has been approached to include the Cable Area Chamber of Commerce employees and Great Divide employees on the town's health insurance. It has also been discussed in the Fire Department. The bigger the group the better the rates.

25. Next meeting: The new Town Board will schedule the next meeting.

26. Adjournment: Chairman Popelka declared the meeting adjourned at 7:54 p.m.

***All items on the Consent Agenda are approved with one motion. Any item may be pulled for separate discussion or vote.**