

Town of Mercer
Meeting Minutes for August 2, 2018
(unapproved)

- Chairman John Sendra called the meeting to order at 5:30 pm in the Haines Building.
- **Roll Call:** Chairman John Sendra, Supervisors Tom Thompson, Mike Lambert, Jeff Stenberg, Chuck Schroepfer, Clerk Christan Brandt and Attorney Fritz Schellgell. Absent Treasurer Lin Miller.
- **Public Comment:** Matt Schmidt stated that he witnessed a man pushing a wheelchair out of the Community Center's front doors after bingo, and he had a difficult time as the landing is too small. The Board stated that there is a handicapped accessible door; that door should be used as such. Bill Brundage asked about getting a stop sign back up on Lakeshore and County J as it is a safety issue and someone is going to get hurt. This will be placed on the next agenda. Beth Wetzler from the Mercer Chamber thanked the Board and the Road Crew for the great job and all the help that they gave for Loon Day. Supervisor Schroepfer thanked Beth for her work as well.
- **Discussion and possible awarding of bid roof for shop:** Todd Nasi was in attendance to answer questions regarding the roof installation on the garage. Supervisor Schroepfer stated that the Architect that was hired by the Town had recommended that we hire Nasi Construction to install the Dura-last roof system for the amount of \$100,650.00. Nasi stated that the 20-year warranty was on the material, labor, and product. Motion to award the bid to Nasi Construction made by Supervisor Chuck Schroepfer, seconded by Supervisor Jeff Stenberg. Carried.
- **Bike Path Funds:** Chairman Sendra stated that he, Shari Younger and Elmer Gosh had gone to the Chamber meeting. Shari had suggested that they give the money to ICORE. Attorney Schellgell stated that he did speak to Henry, the Chamber President regarding this matter and that he does have a copy of the letter that Shari had given to the Chamber. He had concerns with the information in the letter. He stated that the letter read that they would have to go through the Park Board for things on the trail but for ribbon cuttings, fund raisers, maps, repair of blower and miscellaneous items we would not. If it is for the trail, we go through the Park Board period. If we are using funds not for the trail, then we are using funds for other than its intended purposes and State Statutes prohibit it. He also asked who had the backpack blower? Mike Ondresky stated that Shari and Elmer had the item at their home. Attorney Schellgell stated that it needs to be brought to the Town and kept at with the Town. Supervisor Jeff Stenberg stated that we are making a bigger deal over this than it has to be. We should just keep the funds here and be done with it. Attorney Schellgell stated that the Maps need to be approved by the Park Board as well. Ultimately, we are responsible if they print something offensive. The motion to leave the Park Board in Charge and leave the money with the Town made by Supervisor Mike Lambert, seconded by Supervisor Tom Thompson. Carried.
- **An application for a 60' x 27' accessory building at 2634W Lake Shore Dr owned by Mark Wurst:** The Planning Commission met and felt the application was incomplete. They have neighbors on all four sides and they did not speak to all of them as well as one was contacted as long ago as last year. Mr. Wurst was in attendance and stated that he did speak to Dan again and he gave his approval and that Adam from the School was on vacation and would be back on Monday. Motion to approve contingent upon proper application being completed made by Supervisor Jeff Stenberg, seconded by Supervisor Mike Lambert. Carried.
- **An application for a Rezone from I-1 (Industrial) to a R-3 (Rural Residential) at 3110W County Rd FF owned by the Estate of Raymond Wolfe; David Wolfe, Representative:** This is to bring

the property into compliance with THE TOWN OF MERCER COMPREHENSIVE PLAN "Future Land Use Map." Motion to approve made by Supervisor Jeff Stenberg, seconded by Supervisor Chuck Schroepfer. Carried.

- **An application for a 314 Square Foot Commercial addition to 5281 Lakeview Ave owned by John Bestler and Cheri Little:** John Bestler stated that they want to put up the small addition to put the pallets and fork lift inside. The addition will be the same color as the existing building and the roof will also be green. Planning Commission did meet and recommended approval. Motion to approve made by Supervisor Tom Thompson, seconded by Supervisor Chuck Schroepfer. Carried.
- **Roadway agreement between Chippewa and Flambeau Improvement Company:** Motion to postpone so that the Town Attorney could review the agreement made by Supervisor Chuck Schroepfer, seconded by Supervisor Mike Lambert. Carried.
- **PRAT Tax:** Attorney Schellgell stated that the board would need to pass the ordinance this evening and then contact the legislature to move forward. Motion to approve made by Supervisor Chuck Schroepfer, seconded by Supervisor Mike Lambert. Roll call taken with 3 ayes and 2 nays. Carried.
- **CD at Associated Bank:** The Clerk stated that the CD is up at the bank and we need to decide what we would like to do going forward. She had Jama from Associated Bank send information on rates and terms. Motion to renew the CD for 6 months at 2.15% made by Supervisor Mike Lambert, seconded by Supervisor Chuck Schroepfer. Carried.
- **Legal:** Attorney Schellgell stated that he reviewed the information regarding Feely Lake Road as we have some issues where the road is and where the road is platted. Moving forward he would like to get Todd Maki involved to survey the road. The next issue was Lameka Road, and he stated that we will not get involved in a private party dispute. We have determined that the plowed road snow was pushed where the garage is before it was built in the 90's. After that, there was a turn-around by the septic field. We also could go by the 2-part test where we didn't work the road for a 5-year period. Then we have the matter if the public continued to use it. However, we do not know that these are the facts if they continue to use it for driving. Either way her Attorney needs to contact him, and we can move then forward. The next matter is Mercer Lake Circle. We have a few owners that will need to be contacted regarding the platted roadway: Ritter, Santini, VanSyc and Miller. This would be a quick claim deed to what is platted, and we will get deeds for the actual road. We would also make sure that easements would be provided over existing driveways. In addition, he asked what the status was on the fire hydrant on Stafford Point that is too close to the pavement in the Town right-of-way. We would like to just have them move it back. The town is prepared to do so. Bill Brundage from the Sanitary District said it would be discussed at the next district meeting.
- **Vouchers:** The Clerk presented checks 38215 to 38236, 1000408-1000411 in the amount of \$26,889.37 and the vouchers for checks 38237 to 38256 totaling \$45,346.13. Motion to approve made by Supervisor Jeff Stenberg, seconded by Supervisor Tom Thompson. Carried.
- **Treasurer's Report:** The Clerk stated that the general account had an ending balance of \$99,747.20 and our total amount of funds was \$1,468,268.37. Motion to approve made by Supervisor Chuck Schroepfer, seconded by Supervisor Jeff Stenberg. Carried.
- **Bartender's Licenses:** An application for Tom Olson. Motion to approve made by Supervisor Jeff Stenberg, seconded by Supervisor Mike Lambert. Carried.
- **Cemetery:** We need to change the site for Ann Baxter and Laura Baxter as the site we originally gave her was a little farther over than she wanted. The new site is section 5 block 9 plot 8 site 8. Motion to approve made by Supervisor Chuck Schroepfer, seconded by Supervisor Tom Thompson. Carried.
- **Chair's Report:** He stated that John Cassiani from Mercer Valve contacted him and Chairman Sendra had thought we had discussed having him combine the two lots that they own in the

Business Park. Is this something that he could do. Attorney Schellgell stated that he could do it. He also noted that we got a letter from Tony Kemnits from DOT regarding the speed limit through downtown. They did a study and stated that they could see lowering the speed from Associated Bank to the Loons Nest to 25 MPH. This is just the preliminary findings as it still needs to get approved. We also got a letter back from Mark Ratty at DOT regarding the 700 feet area on Hwy 51 by Murrays Landing where we asked to place an ATV route. This we will need to place on the next agenda.

- **Supervisor Mike Lambert: None**
- **Supervisor Tom Thompson:** Iron County Recycle met. The department has not been paying some of the bills from Eagle Waste until a representative comes to one of the meetings and the department gets answers. He also stated that he wanted the Town to write a letter about the County Garage here in town that it is in bad shape, and we should demand it get fixed. Chairman Sendra stated that he should write a list of all the issues the building has and give them to him. Then, he will send a letter.
- **Supervisor Jeff Stenberg:** Stated that he had received a complaint from the rentals that are on the other side of the bank. He gave the information to Tom, and he will be giving it to the County.
- **Supervisor Chuck Schroepfer: None**
- **Public Comment: None**
- **Closed Session:** Motion to move into closed session per WI State Statute 19.85 (1) (b) made by Supervisor Tom Thompson, seconded by Supervisor Mike Lambert. Carried.
- **Return to open session:** No action taken
- **Adjournment:** Motion to adjourn made by Supervisor Jeff Stenberg, seconded by Supervisor Mike Lambert. Carried.