

Town of Plum Lake

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Town Board Meeting

Tuesday, April 9, 2024, beginning at 5:30 pm

1. Open Meeting Verification:

The meeting was held at the Town Hall in Sayner and was called to order at 5:30 pm by Chair Postuchow. The meeting was duly called with the notice posted at the Town Hall in Sayner, the US Sayner Post Office, and notice was given to the *Vilas County News-Review*, *The Lakeland Times*, WRJO, WERL, as well as posted on the Town of Plum Lake website.

2. Roll Call:

Chair Postuchow, Supervisor Eliason, Supervisor Rasmussen, Clerk Lechner, Treasurer Klager, Brian Jopek, *The Lakeland Times*, and 34 other people were present.

3. Pledge of Allegiance

The pledge of allegiance was recited.

4. Approve Agenda to be Discussed in any Order:

Chair Postuchow made a motion to discuss the agenda in any order. Supervisor Eliason seconded the motion. **Motion passed unanimously.**

5. Approval of Minutes from Previous Meeting(s):

Supervisor Eliason made a motion to approve the Town Board meeting minutes from Tuesday, March 26, 2024, beginning at 9:00 am. Supervisor Rasmussen seconded the motion. **Motion passed unanimously.**

6. Discussion and Action on the following:

A. Liquor License Approvals

Class A Beer and Class A Liquor

For period April 12, 2024, through June 30, 2024

1. Bell Inn Retail LLC, d/b/a The Corner Store, 3109 Razorback Rd, Sayner, WI, Brian Bellin, Agent

Supervisor Eliason made a motion to approve a liquor license for Bellin, Brian, and Kassie Krell for The Corner Store. Supervisor Rasmussen seconded the motion. **Motion passed unanimously.**

Class B Beer and Class C Wine

For period May 1, 2024, through June 30, 2024

1. Northern Highland Coffee Company, LLC, 2965 Hwy 155, Sayner, WI, Debra Pockat, Agent.

Chair Postuchow made a motion to approve the Northern Highland Coffee Company for a Class "B" Beer and "Class C" Wine License. Supervisor Eliason seconded the motion. **Motion passed unanimously.**

2. Plum Lake Equestrian Center, Inc., d/b/a Plum Lake Event and Equestrian Center, 8177 Plum Station Rd, Sayner, WI, Debra Stephenson, Agent

Supervisor Eliason made a motion to approve the Class "B" Beer and "Class C" Wine licenses for May 1, 2024, through June 30, 2024, for the Plum Lake Equestrian Center. Supervisor Rasmussen seconded the motion. **Motion passed unanimously.**

B. Operator's License Application:

1. Mary Debilzen:

Chair Postuchow made a motion to approve an operator's license for Mary Debilzen.

Supervisor Rasmussen seconded the motion. **Motion passed unanimously.:**

C. Method of Electorate Input on ATV/UTV Use on Town Roads:

A discussion was held about whether to have a survey or a vote. Supervisor Rasmussen read a statement from Carol Nawrocki from the Wisconsin Towns Association that stated regarding ATV/UTV use on town roadways, "this is NOT a power of the town electors, and they cannot force the board to adopt an ordinance opening (or closing) town roads to ATV/UTV traffic. So, an elector meeting should not be called for this specific purpose. If it comes up from the floor at the annual meeting, the chair should explain that this is not a power of the electors (and if any vote is allowed on this issue the results would be "advisory only" and not binding on the board)."

1. Advisory Electorate Survey

A discussion was held regarding confidentiality, the cost, guarantees that additional copies will not be made, etc. A brief discussion was held regarding a survey being sent to property owners versus electors and how that might work. There are approximately 475 electors in the Town of Plum Lake.

- a. Who/How to Pay for Survey
- b. Survey Questions
- c. Date to Return
- d. Return Date
- e. Date of Survey Results

2. Advisory Electorate Vote

Chair Postuchow made a motion to have an advisory electorate vote (not a survey) with the questions to be determined. Supervisor Rasmussen seconded the motion. **Motion passed unanimously.**

a. Date of Electorate Meeting

A discussion was held regarding possible meeting dates. Supervisor Rasmussen also stated that he would like to see the commitment where if ATV/UTV use does get passed that the ATV Club is financially ready to do all of the signage, and that this will not fall onto the shoulders of the town. It will be their (the ATV Clubs) maintenance, their signage, and if they cannot do it then this is a dead fish. Chair Postuchow stated that she did not want this issue to take over the Annual Town Meeting. Chair Postuchow made a motion to have this vote discussed and done at our May 14, 2024, Board meeting. Supervisor Rasmussen asked that the start time of the meeting be pushed back to 6:30 pm to accommodate anybody who is working so that they can attend it. Chair Postuchow amended her motion to include that the meeting would begin at 6:30 pm. Supervisor Rasmussen seconded the motion. **Motion passed unanimously.** The public will be allowed to speak at this meeting, but only electors will be allowed to vote. Clerk Lechner asked for clarification on the advertising of the meeting. Supervisor Rasmussen stated that he sees something on the website, something on the town sign, something will be needed in both the *Vilas County News-Review* and *The Lakeland Times*, and the town Facebook page.

b. Questions to be voted on:

Supervisor Rasmussen made a motion that the first question on the electorate ballot be: "Would you be in favor of ATV/UTV use in the Town of Plum Lake? Yes or No." A question was asked if that then meant all over. Chair Postuchow and Supervisor Rasmussen responded "correct" to the question. Chair Postuchow seconded the motion. A discussion was held regarding if you answered the first question "yes,"

then you would proceed to the second question? A vote was not held. Chair Postuchow made a motion to strike question one because it is too complicated.

Supervisor Rasmussen seconded the motion. **Motion passed unanimously.**

Beginning again, the first question was a motion by Chair Postuchow: "Would you allow ATV/UTV use on county roads? Yes or No." If passed, the ordinance would specifically state which county roads those would be. Supervisor Rasmussen seconded the motion. **Motion passed unanimously.**

Question two was a motion by Chair Postuchow, "Would you allow ATV/UTV use on town roads? Yes or No." Again, if necessary, the board could specify later in an ordinance if there are any roads that would be a danger to have them and would not allow them on. The question would be for all town roads. Supervisor Eliason seconded the motion. It was clarified that this would just be for town roads, and not trails (i.e. snowmobile trails). **Motion passed unanimously.**

A discussion was held regarding right-of-way.

Question three was a motion by Chair Postuchow, "Would you allow ATV/UTV use on State Hwy 155 where the speed limit is below 35 miles per hour? Yes or No."

Clerk Lechner questioned the earlier use of "would you be in favor of," versus, "would you allow."

Chair Postuchow made a motion to amend the previous questions from "would you allow," to "would you be in favor of," for each question. Question one will be, "Would you be in favor of ATV/UTV use on county roads? Yes or No." Question two will be, "Would you be in favor of ATV/UTV use on town roads? Yes or No."

Question three will be, "Would you be in favor of ATV/UTV use on State Highway 155 where the speed limit is below 35 miles per hour? Yes or No." Supervisor Eliason seconded the motion. **Motion passed unanimously.**

c. Voting Method

Chair Postuchow made a motion that voting with one sheet of paper that has all of the questions and each individual who is an elector that shows their ID gets a piece of paper, they answer it, and put it in the box. There will be no mailing of ballots.

Supervisor Rasmussen seconded the motion. **Motion passed unanimously.**

D. Land Use Agreements with the DNR

1. Star Lake Pavilion and Picnic Area
2. Bike Trail Bridge
3. Trampers Trail
4. Dry Hydrants

Supervisor Rasmussen prepared the Bike Trail Bridge Land Use Agreement with the DNR.

Once the application is completed, the DNR will then send back a list of specifications and the Chair will need to initial after every one that is agreed to and then the final gets submitted.

The Town will also need to renew their contract with Vilas County regarding the right of way, which expires in September of this year. Supervisor Rasmussen is looking for additional wording on how this will benefit the state, which is a question on the application. The process that Supervisor Rasmussen would like to do is the Bike Trail, which was looked at tonight, the brush site will be next, and then the Star Lake Pavilion, dry hydrants, and finally, Trampers Trail. Supervisor Rasmussen made a motion to table this until the next meeting. Supervisor Eliason seconded the motion. **Motion passed unanimously.**

7. Approval of Monthly Vouchers:

Chair Postuchow made a motion to approve payment for vouchers in the amount of \$31,921.30 designated as 21778-21788 from the NOW Account in the amount of \$7,161.43, and 1286-1288 from the Payroll Account in the amount of \$24,759.87 including direct deposit and EFT payments. Supervisor Eliason seconded the motion. **Motion passed unanimously.**

8. Adjourn:

Chair Postuchow made a motion to adjourn. Supervisor Rasmussen seconded the motion.

Motion passed unanimously. The meeting adjourned at 7:01 pm.

These minutes were taken at the Town Board Meeting of the Town of Plum Lake held on the 9th day of April, 2024, and were entered in this Record Book by: K. Lechner, Clerk