

**2010 Budget Hearing – December 8, 2009**

Posted Monday, November 18, 2009 at 4:00 p.m. at the Town Garage, Buffalo Bay Store, Peterson’s Foods and Red Cliff Tribal Administration Center and the Town Web Site. Revised and re-posted December 7, 2009 at 4:00 p.m.

Three members of the public were present.

Chairman Paul “Rocky” Tribovich called the Budget Hearing to order 6:02 p.m. Copies of the proposed budget and budget explanations were presented. Tribovich explained the major budget categories and increases. 2009 budget is \$423,613 and the proposed 2010 budget is \$406,694 for a 3.99% decrease.

**TOWN OF RUSSELL**

Bayfield County - Wisconsin

General Fund	Current Budget 2009	Proposed Budget 2010			% Change
<b>Revenues</b>					
General Property Taxes	\$ 71,893	\$ 95,042			32.20%
Other Taxes	\$ -	\$ -			
Intergovernmental Revenues	\$ 248,025	\$ 223,746			
Licenses & Permits	\$ 1,530	\$ 1,561			
Public Charges for Services	\$ 46,220	\$ 55,570			
Excess Revenues to Reduce Levy	\$ 28,907	\$ 7,335			
Other Financing Sources	\$ 27,038	\$ 23,440			
<b>TOTAL REVENUES</b>	<b>\$ 423,613</b>	<b>\$ 406,694</b>			<b>-3.99%</b>
<b>Expenditures</b>					
General Government	\$ 90,900	\$ 99,694			
Public Safety	\$ 28,141	\$ 29,549			
Conservation & Development	\$ -	\$ -			
Public Works	\$ 207,768	\$ 192,855			
Culture, Recreation, Education	\$ 29,982	\$ 25,575			
Capital Outlay	\$ -	\$ -			
Debt Service	\$ 52,701	\$ 42,131			
Other Financing Uses	\$ 14,121	\$ 16,890			
<b>TOTAL EXPENDITURES</b>	<b>\$ 423,613</b>	<b>\$ 406,694</b>			<b>-3.99%</b>
	Balance 1/1/09	Estimated Revenue	Estimated Expenditure	Estimated Balance	
General Fund	\$ 37,501	2009	2009	12/31/2009	
Savings	\$ 271,385				
Receivables					
12/31/09	\$ 33,258				
Total	\$ 342,144	\$ 386,904	\$ 412,604	\$ (25,700)	
Designated Funds	\$ 185,000	Funds to reduce levy		\$ 7,335	
Available Funds	\$ 157,144	Available Funds		\$ 124,109	

No questions were asked about the budget. The budget hearing was adjourned at 6:03 p.m.

**Special Electors Meeting – December 8, 2009**

Posted Monday, November 18, 2009 at 4:00 p.m. at the Town Garage, Buffalo Bay Store, Peterson's Foods and Red Cliff Tribal Administration Center and the Town Web Site. Revised and re-posted December 7, 2009 at 4:00 p.m.

Eight members of the public were present of which seven were Electors.

The Pledge of Allegiance was recited by all present.

A Special Town Electors meeting at the Town Garage Meeting Room was called to order at 6:03 p.m. by Chairman Paul "Rocky" Tribovich. A total of seven (7) electors were present.

Approve resolution endorsing a Town Board Resolution to exceed the State Levy Limit under Wisconsin State Statutes 60.10(1)(a) – Tribovich explained that governmental revenues are reduced by approximately \$25,000 from Tribal Road Maintenance Contract reductions when the Tribe started to maintain 17.03 mile of road themselves on October 1, 2009. The remainder of the reduction was in State Shared Revenues. The Town made significant reductions in expenditures to offset this. Discussion continued.

A motion was made by Warren Jensch and seconded by Jane Halvorson to adopt the following resolution:

**TOWN OF RUSSELL  
Bayfield County, Wisconsin**

**Resolution 2009-08**

**Authorization to Exceed Levy Cap**

WHEREAS, the Town of Russell has received cuts in Shared Revenues of \$4,473 and a reduction in the Tribal Road Maintenance Contract of \$17,808 totaling \$22,281. This reduction in revenues amounts to a decrease of 9.5% of total revenues.

AND WHEREAS, the Town of Russell Board has reviewed the 2010 Budget and has determined that the levy will need to be increased to cover expenses.

AND WHEREAS, the State of Wisconsin has limited the increase in dollars raised by the local tax levy for 2009 to \$2,158 or 3% unless otherwise authorized by the Town Electors. This funding cap prohibits the Town from raising funds necessary to meet 2010 Expenses.

NOW, THEREFORE, BE IT RESOLVED by the Electors of the Town of Russell, at a Special Meeting held this 8<sup>th</sup> day of December, 2009, that the Town of Russell Board is authorized to levy, over the levy cap, an amount of \$20,993 for a total 2009 tax levy payable in 2010 of \$95,042.

Adopted by the Electors of the Town of Bayfield by a vote of 7 yes, 0 no, 0 abstained.

Dated this 8<sup>th</sup> day of December, 2009.

THIS IS TO CERTIFY THAT the foregoing is a true and correct copy of a resolution duly and legally adopted by the Electors of TOWN OF RUSSELL at a special meeting held on the 8<sup>th</sup> day of December, 2009.

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David L. Good, Clerk/Treasurer

A motion was made by Warren Jensch and seconded by Jane Halvorson to adopt the 2009 Town Tax Levy of \$95,042 to be paid in 2010 pursuant to section 60.10(1)(a) of Wisconsin State Statutes. The motion carried by a vote of 7-0.

A motion was made by Warren Jensch and seconded by Jane Halvorson to approve year 2010 highway expenditures in excess of \$50,000 pursuant to section 81.01(3) of Wisconsin State Statutes. The motion carried by a vote of 7-0.

A motion to adjourn at 6:10 p.m. was made by Warren Jensch and seconded by Jane Halvorson. The motion carried by a vote of 7-0.

Minutes prepared by:

David L. Good  
Clerk/Treasurer

**Regular Town Board Meeting – December 8, 2009**

Posted Monday, November 18, 2009 at 4:00 p.m. at the Town Garage, Buffalo Bay Store, Peterson's Foods and Red Cliff Tribal Administration Center and the Town Web Site. Revised and re-posted December 7, 2009 at 4:00 p.m.

A Regular Town Board meeting at the Town of Russell Community Center was called to order at 6:10 p.m. by Chairman Paul "Rocky" Tribovich. Roll call was taken as follows: Present – Supervisors Leon Basina, Larry Meierotto, and Don Sullivan and Clerk/Treasurer David L. Good. Supervisor Brian Goodwin was excused.

Three members of the public were present.

The Pledge of Allegiance was recited by everyone present.

PUBLIC INPUT – None

#### APPROVAL OF MINUTES

A motion was made by Basina and seconded by Meierotto to approve the minutes of the Town Board Meeting of November 10, 2009. The motion carried. A motion was made by Sullivan and seconded by Meierotto to table approval of minutes of the Special Town Board Meeting of November 17, 2009. The motion carried. A motion was made by Meierotto and seconded by Sullivan to approve the minutes of the Budget Workshop of November 17, 2009. The motion carried.

Supervisor Brian Goodwin arrived at 6:17 p.m.

#### ROAD MAINTENANCE REPORT

- a. Procedures for extraordinary Services and salt/sand sales to Tribe – E-mails have been sent to the Tribe and we received an e-mail response from the Tribal Chairperson that she referred the matter to her staff. Good also discussed the matter with her. Jeff Benton sent an e-mail that he will be addressing this issue following Thanksgiving week. We have not had a response at this time. Discussion followed about the use of Project Work Orders. It was agreed that the Town would honor requests for extraordinary services from the Tribal Chair, Vice Chair, Tribal Manager and Roads Superintendant, Jeff Benton.
- b. Gravel Mining at the Bayfield County Sand River Pit – Good stated he is not aware of where this stands at this time.
- c. Report of Raspberry River Culvert Replacement ACE Section 154 Funds request – Clerk Good attended the meeting and the Town is rated number 2 priority for Bayfield County Projects. The four counties and tribes will meet on December 15 and determine the final disbursement of the funds.

#### COMPREHENSIVE PLAN COMMITTEE

Tribovich announced that a Public hearing and Special Town Board Meeting to Adopt Comprehensive Plan will be held at 7 p.m. on December 17, 2009 at the Community Center.

Elderly Housing Committee Update – No report.

Recreation Committee Update – Request by Dale Rose to be Campground Host for 2010 Season. A motion was made by Basina and seconded by Sullivan to refer this to the Recreation Committee. The motion carried.

#### OLD BUSINESS

Discussion Regarding Union Contract Negotiations – Our contract expires December 31, 2009 with the Operating Engineers. Tribovich discussed holding the contract the same for 2010. No

changes other than naming Jim Barningham a foreman with the pay associated with the position. Dan Westlund, Union Business Agent, needs to approach the Town Crew regarding the Town's proposal. The Clerk stated we will need to change health insurance carries since our provider will cease operations in Wisconsin during 2010.

Petition to Amend Overlay District language – Status of process and information from Town Attorney – Tribovich reported that this was approved. Clerk Good presented information on revisions from the Zoning Committee. Minor wording changes and a requirement for a certified survey were inserted. The County Board still needs to adopt this. The Board asked the Clerk to encourage the County Board to approve the language requested by the Town for the recoding of the open space. A motion was made by Tribovich and seconded by Basina to recommend that item c. be changed to the language originally proposed by the Town. The motion carried by a roll call vote as follows; Sullivan – yes, Goodwin – yes; Basina- yes, Meierotto – yes, and Tribovich – yes. The motion carried 5-0.

### **NEW BUSINESS**

Appoint Election Inspectors 2010-2011 – Clerk Good provided a list. A motion was made by Sullivan and seconded by Basina to name the following persons as Election Inspectors:

Chief Inspector	Lucille Sense
Inspectors	Bertha Hyde Judy Wilcox Lynda Good Linda Brown Leo Coombs Warren Jensch

Adoption of 2010 Budget – A motion was made by Sullivan and seconded by Basina to adopt the 2010 Revenue and expense Budget of \$406,694. The motion carried by a roll call vote as follows; Sullivan – yes, Goodwin – yes; Basina- yes, Meierotto – yes, and Tribovich – yes. The motion carried 5-0.

### **CORRESPONDENCE**

Received

1. WI DOR notice of proposed changes to property tax administration.
2. Charter Communications notices regarding Chapter 11 bankruptcy.
3. Notice UI reserve coverage ratio.
4. Sales brochure Election Works.
5. WDET December quarterly bulletin.
6. Kirschbaum notice of sheriff's sale.
7. Ace Rewards certificate \$5.00.
8. Notice of cancellation Rural Insurance.

9. Shared Revenue payment of \$103,954.08.
10. WI DOC notice of direct UDC Enforcement.
11. Bremer Bank statement of financial stability.
12. Notice of training to conduct boundary and annexation survey reports.
13. Thank you from Experience Works for the donation.
14. Red Cliff Tribe request for contribution as a vendor to the Tribe.
15. CORE request for support.
16. Web site statistics.
17. Request by Census bureau to post recruiting materials.
18. Christmas card from Handy Andy.
19. Thank you from Holden Insurance for business.
20. Notice of Gil Net Tug liquor bill delinquency and subsequent notice of payment.
21. Bayfield County court schedules and law enforcement bulletin.
22. Notice of UW Extensions WisLine training Open Government and Parliamentary Procedure.
23. Notice of UW Extensions WisLine training Local Land Use, Planning and Zoning.
24. WI DOR notice of TIF worksheets.
25. WI DOR notice of Town Hall Meetings regarding County doing assessments.
26. WI DOR notice of Assessor School schedule.
27. Bayfield County notice of Pictometry training.
28. Census Bureau notice of boundary and annexation surveys sent.
29. Bayfield County notice of H1N1 vaccinations.
30. WI Attorney General Notice of Colon election fraud charges and tax against defendants in municipal court actions.
31. WI DOR notice of first dollar credit and gaming credit.
32. Monroe Truck sales brochure on anti-icing equipment.
33. WI DOR notice of health insurance coverage for children to age 27.
34. WI DOR notice of school tax levy.
35. WI DOR notice of Premier Resort Area Sales Tax.
36. WI DNR Point of Origin Fall 2009 Newsletter.
37. National Forest Law Newsletter – November 2009.
38. Correspondence with SEH regarding Comprehensive Plan update to Bayfield County Board.
39. Various WMCA mailings.
40. Various meeting notices for the School District of Bayfield.
41. Various Bayfield Chamber of Commerce mailings.
42. Various State Elections Board mailings.
43. Various National Park Service mailings.
44. WTA notice of Urban Towns Committee meeting.
45. WTA notice of Northern Towns educational seminars.
46. WTA notice of local unit meeting on November 30, 2009.
47. Wisconsin Towns Association December 2009 Report.

#### Outgoing

1. SYNAR tobacco retailers report filed.

2. Letter to Tribal Chairwoman regarding MFL taxation issue.
3. Letter to Tribal Chairwoman regarding procedures for billing and authorization of Extraordinary Services.
4. WI Title definitions for deed and closing papers for land purchase from Sullivan's.
5. E-mails to Jeff Benton regarding monthly billings for Tribal Road Maintenance.
6. TRIP application filed with Bayfield County Highway Department.
7. Correspondence to web site developer regarding data deletions and actions to repair and stop the issue.
8. E-mail to SEH regarding Comp Plan.
9. Request for May 6, 2009 Rec Committee meeting minutes.
10. Operators License issued to Kelly Holcomb.
11. Notice of Spring Election and vacancies.
12. Roger Hyde TBA to Bayfield County Zoning.
13. Experience Works \$1,000 donation.
14. Comprehensive Plan distributed to Red Cliff Band of Lake Superior Chippewa, Town of Bayfield, Bayfield Library, and Northwest Regional Plan Commission.
15. Request an additional gift certificate for the Currans and void the prior check.
16. LSB Reservation Services fee calculations.
17. Provide property tax bill information regarding Treasurer and payments.
18. WI Title opinion Shelia and Richard Kelly.
19. LSB Revenue and Expense comparisons 2007, 2008, and 2009.
20. Driveway Snowplowing contracts logging sheet.
21. Provide John Carlson clarification on language for deed regarding Sullivan Land.
22. Sign additional papers for Bremer loan to purchase Sullivan Land.
23. Tribal Roads Maintenance billing for November 2009.
24. October Federal Tax Payments.
25. October State Tax Payments.

A motion was made by Basina and seconded by Sullivan to receive and place on file the correspondence. The motion carried.

#### CLERK/TREASURER REPORTS

A motion was made by Sullivan and seconded by Basina to approve the bills consisting of checks 14154 to 14174 totaling \$72,572.56. The motion carried.

#### CLERK/TREASURER REPORT

November 7, 2009 to December 8, 2009

#### BANK BALANCES

		Previous	Current	Change
Bremer General Checking	11/30/09	\$17,232.88	\$10,588.24	(\$6,644.64)
Cash	11/30/09	\$15,074.39	\$8,338.13	(\$6,696.66)

Bremer Investors	11/30/09	\$226,186.47	\$365,397.70	\$139,211.23
Totals		\$258,454.14	\$384,324.07	\$125,869.93

DISBURSEMENTS

	11/30/09
Cleared checks	\$38,554.07

BUDGETS vs. ACTUAL

	Nov 2009	Y-T-D	Budget	
Income	\$148,747	\$423,742	\$ 423,613	100%
Expense	\$29,968	\$486,683	\$ 423,613	115%
Balance	\$118,779	(\$62,941)	\$ -	
	Previous Mo.	Current		
Accts Recv	\$28,932.12	\$33,162.98		
Accts Pay	\$2,674.32	\$3,940.12		

1. Tax collections settled and posted.
2. Budget needs adjustment for website development.
3. Budget needs adjustment for Comprehensive Plan.
4. Budget needs adjustment for gravel purchase.
5. Budget needs adjustment for Electors approved expenses for mezzanine.
6. Land purchase approved by electors is not included \$40,000.
7. Bremer Elderly Housing Grant is \$150,000 of restricted funds.
8. Cash includes \$35,000 of WHEDA restricted funds.
9. Tribal Road Maintenance contract payments reduced.

A motion was made by Sullivan and seconded by Basina to approve the Clerk/Treasurer Report. The motion carried.

Chairman, Supervisor and Clerk/Treasurer Reports – No reports.

Agenda Items for Next Meeting – Nothing additional. The next Regular Town Board Meeting will be held at 7:00 p.m., January 12, 2010 at the Community Center. The Board agreed to hold the Caucus at 6:45 p.m. on January 12, 2010.

Public Input – Tribovich read a letter of response to the NPS regarding their response to the Town regarding the Management Plan. A motion was made by Sullivan and seconded by Basina to approve the sending of the following letter.

**Town of Russell**  
**35900 State Highway 13**  
Bayfield, Wisconsin 54814  
(715) 779-5338 or Fax (715)779-0249

E-mail [townofrussell@centurytel.net](mailto:townofrussell@centurytel.net) Website [www.townofrussell.org](http://www.townofrussell.org)

*Paul "Rocky" Tribovich*

*Good*

*Chair*

*Clerk/Treasurer*

*Dave*

December 8, 2009

The Honorable Kenneth Salazar  
Secretary of the Interior  
United States Department of the Interior 1849 C Street, NW  
Room 6156  
Washington, DC 20240

The Honorable Jonathan B. Jarvis Director, National Park Service  
United States Department of the Interior 1849 C Street, NW  
Room 3113  
Washington, DC 20240

Dear Secretary Salazar and Director Jarvis:

On October 13, we wrote to Gregory Jarvis of the National Park Service expressing our concerns over the draft GMP for the Apostle Islands National Lakeshore. As published, the GMP would have serious negative impacts on the Town of Russell, the general public, and the purpose of the Park. In addition to our comments on the contents of the GMP, we expressed strong concern over the failure of the National Park Service to consult directly with our Town government and to treat the Town as a cooperating party in the preparation of the environmental impact document. Such consultation is required because of the Town's jurisdiction over extensive land and roadways within the Lakeshore, including the ownership and management of the popular public campground at Little Sand Bay (which has seen an increase in public use of about 25% while the visitation at the adjacent Park Service facility has declined, due in part to the failure to replace damaged docks and maintain a dredged harbor). We asked to be treated as a cooperating party in the future.

We have received a November 10 response letter from Alan Hutchings, the National Park Service acting Regional Director. The letter states that all comments are under consideration. Mr. Hutchings does not address our major point, however, which is that the Town needs to be included as a cooperating partner in the preparation of the final document. We also believe that the Red Cliff Band of Lake Superior Chippewa Indians, many members of which reside within the Town of Russell, should be treated in the same capacity. It is our understanding that the Tribe also was not consulted with. The Town therefore requests confirmation from you that the National Park Service will engage the Town and the Tribe as full cooperators in the preparation of the final environmental impact document and the GMP itself.

Very truly yours,

Paul Tribovich – Chairman  
Town of Russell Board of Supervisors

cc: Red Cliff Band of Lake Superior Chippewa – Rose Soulier, Chairperson  
Alan M. Hutchings  
Jim Nepstad  
Gregory Jarvis

The motion carried.

A motion to adjourn at 6:40 p.m. was made by Sullivan and seconded by Basina. The motion carried.

The minutes respectfully submitted by:

David L. Good, Clerk/Treasurer