

SPECIAL MEETING & MONTHLY MEETING – SEPTEMBER 9, 2002

On Monday, September 9, 2002, the Salem Town Board held a special meeting regarding the 2002 budget. At 7:00 PM, Chairman Boening called the meeting to order.

She stated that there has been a loss of State Revenues for this coming year.

Mr. Cayo suggested having this special meeting. He felt the Board should go over the existing budget for the purpose of keeping people updated on the expenditures. Also, by doing this, the Board can see where they will need extra money for the coming year.

He felt there should be a separate line item for Park Maintenance. There are about 1-1/2 miles of bike trails that will need to be maintained, and the money spent for the upkeep should not come out of Highway Expenditures, but Park Expenditures.

Also, the Town should be considering purchasing another Building Inspector Vehicle.

Mr. Cayo feels that Patrick Meehan's fees should be broken up between Plan Commission expenses and Park Commission expenses.

Supervisor Tesar stated that at their next meeting, the Park Commission will be making their 2003 budget. They will add additional figures to their various line items.

Mr. Mike Slover, the Emergency Services Director, is looking at purchasing a Trail Blazer. This figure will be added to his portion of the Town's Budget. He is not sure whether or not he will be asking the Town to adopt an ordinance for impact fees for emergency services; or whether it should be an added line item in the Budget.

Chairman Boening stated that in the 2002 Budget, the office personnel salaries were based on 40 hour weeks, instead of the regular 35 hour weeks. This excess money in those line items could be transferred to another line item elsewhere.

At 7:00 PM, the Town Board held a special meeting of the electors for the purpose of consideration and possible action regarding the sale of a piece of Town property on 95th Street and 275th Avenue, in Lakewood Terrace Subdivision.

Mr. Terry Rise was present for the meeting. He is requesting to purchase an extra 25 feet of a piece of property that the Town vacated to him last year.

Mr. Chuck Loth, the adjoining property owner, has no problem with the sale; however, he would also like the Town to vacate the portion of the property adjoining his lot.

Attorney Konicek stated that if the property in front of Mr. Loth's property were vacated, there would only be a 25-foot right-of-way to access Mr. Rise's property.

Mr. Denny Williams felt that the Town should not sell or vacate any property.

Mr. John Tierny asked if there was any other access to the Town Park property that abuts these properties?

Chairman Boening stated that there is other access.

Mr. Chuck Loth asked when the Park Commission would be meeting again?

Supervisor Tesar stated that at the August 27th meeting, they tabled it. Their next meeting is scheduled for September 18th.

Mr. Loth would like the people to Table this matter until the Park Commission has had a chance to check into it.

TABLE UNTIL FURTHER NOTICE, MADE ON A CHUCK LOTH/SHERRI BROCKHAUS MOTION. MOTION CARRIED UNANIMOUSLY.

ADJOURN SPECIAL MEETING OF THE ELECTORS AT 7:15 PM, MADE ON A JOHN TIERNY/SHERRI BROCKHAUS MOTION. MOTION CARRIED UNANIMOUSLY.

At this time, the Board held their regular monthly meeting. Chairman Boening called the meeting to order at 7:15 PM. Roll call was taken as follows: Present were – Chairman Shirley

Boening; Supervisors, Joseph Meier; Diann Tesar; Dolores E. Terry and Jake Brockhaus. Also present were: Deputy Clerk, Linda Terry; Town Treasurer, Chris Lamb; Town Building Inspector, Jack Rowland; General Highway Foreman, George Vujovic; Emergency Services Director, Mike Slover; Utility District Administrator, Brad Zautcke; and Land Development Coordinator, Phil Cayo.

The Pledge of Allegiance was recited. Immediately following, the Town had a Moment of Silence, in memory of those affected by last year's September 11th disaster.

Minutes from previous meetings of 8/12/02 and 8/22/02 were **APPROVED ON A TERRY/MEIER MOTION. MOTION CARRIED 5-0.**

Chris Lamb gave the Treasurer's Report as follows:

AUGUST, 2002 – CASH REPORT FOR THE GENERAL ACCOUNT:

August 1, 2002 – Beginning Balance **\$796,958.13**

RECEIPTS		\$153,289.91
Transfer from Tax Fund	\$ 738.28 Ck#4567	\$687,351.57 Ck#4561
DISBURSEMENTS		\$175,550.59
PAYROLL		<u>\$ 61,365.42</u>
Total		\$236,916.01

August 31, 2002 – Ending Balance **\$1,401,421.88**

State Pool – General		\$1,218,258.69
General Checking	\$ 25,648.02	
Money Market	<u>\$ 157,515.17</u>	
Total		\$1,401,421.88

AUGUST 2002 – CASH REPORT FOR THE TAX ACCOUNT:

August 1, 2002 – Beginning Balance **\$1,121,036.43**

RECEIPTS		\$ 737,533.82
DISBURSEMENTS		\$1,130,361.03
Transfer to Gen. Fund	\$ 738.28 Ck#4567	\$ 687,351.57 Ck#4561

August 31, 2002 – Ending Balance **\$ 40,119.37**

State Pool – Tax		\$ 4,838.80
Tax Checking	\$ 100.00	
Money Market	<u>\$ 35,180.57</u>	
Total		\$ 40,119.37

AUGUST 2002 – CASH REPORT FOR THE PARK ACCOUNT:

August 1, 2002 – Beginning Balance **\$ 799,803.75**

RECEIPTS \$ 2,128.00

August 31, 2002 – Ending Balance \$ 801,932.55

State Pool – Parks	\$ 295,608.06
Zone 1	\$ 81,173.08
Zone 2	\$ 80,204.71
Zone 3	\$ 60,977.32
Zone 4	\$ 37,243.34
Zone 5	\$ 192,896.53
Zone 6	\$ 49,254.11
Zone 9	\$ 4,575.40
Total	\$ 801,932.55

AUGUST 2002 – CASH REPORT FOR THE TRAILS ACCOUNT:

August 1, 2002 – Beginning Balance \$ 103,896.37

RECEIPTS \$ 156.61

August 31, 2002 – Ending Balance \$ 104,052.98

AUGUST, 2002 – CASH REPORT FOR THE MAINTENANCE ACCOUNT:

August 1, 2002 – Beginning Balance \$ 12,495.42

RECEIPTS \$ 10.62

August 31, 2002 – Ending Balance \$ 12,506.04

The Treasurer’s Report was **APPROVED ON A TESAR/MEIER MOTION. MOTION CARRIED 5-0.**

Vouchers were read by Supervisor Meier as follows:

TOWN:

GENERAL ACCOUNT:

\$185,992.29

End of August, 2002 = \$142,200.35 September, 2002 = \$118,108.61

September, 2002 = \$81,956.97

UTILITY DISTRICT:

End of August, 2002 =

TOWN PAYROLL:

#16B = \$ 281.25

#17 = \$36,715.30

#18 = \$44,429.88

UTILITY DISTRICT PAYROLL:

#17 = \$12,820.35

#18 = \$13,080.72

Vouchers were **APPROVED ON A TERRY/TESAR MOTION. MOTION CARRIED 5-0.**

CITIZEN COMMENTS:

At this time, Mr. David Beth, a candidate for the Sheriff's position, introduced himself, and spoke briefly to the audience.

Ms. Sherri Brockhaus, a resident of Salem, stressed her concern over the fact that the Clerk has been ill for quite some time, and she felt the Deputy Clerk should have a full-time person helping out.

Chairman Boening stated that the Town does temporarily have a full-time helper in the Town Hall.

A woman from Echo Lane questioned the roads that are to be redone in Echo Lane Subdivision. Who will be paying the cost of this work?

Chairman Boening stated that as of right now, the developer, Mr. Bob Clemen, will be charged for the cost.

Mr. Mike Slover, the Emergency Services Director, stated that on September 25th, at the Kenosha County Fairgrounds, there will be a Weapons of Mass Destruction Drill.

UTILITY DISTRICT BUSINESS:

1. CONSIDERATION OF SANITARY SEWER ASSESSMENT FOR PARCEL #66-4-120-291-2600, RECENTLY PURCHASED BY THE TOWN FOR PARK PURPOSES:

Mr. Zautcke stated that there is presently a sewer assessment on the above parcel. The Town recently purchased this from the County for the cost of \$1.00. He stated that the figure is \$1144.91.

However, the County Clerk has given the Town a different figure.

TABLE THIS MATTER UNTIL THE ACTUAL DOLLAR AMOUNT IS DETERMINED, MADE ON A TESAR/TERRY MOTION. MOTION CARRIED 5-0.

2. CONSIDERATION OF CHANGE ORDERS #CO-121020-01; AND #CO-121020-02; FOR THE LIFT STATION #19 RELOCATION PROJECT:

Mr. Zautcke said that #CO-121020-01, is for relocating the lift station East of where is was originally planned, at cost not to exceed \$7,203.50.

APPROVE CHANGE ORDER #CO-121020-01, IN AN AMOUNT NOT TO EXCEED \$7,203.50, MADE ON A MEIER/TERRY MOTION. MOTION CARRIED 5-0.

Change Order #CO-121020-02 is for changing the diesel generator to gas, at a cost of approximately \$750.00.

APPROVE CHANGE ORDER #CO-121020-02, MADE ON A TESAR/BROCKHAUS MOTION. MOTION CARRIED 5-0.

3. CONSIDERATION OF BRAD ZAUTCKE AND GARY CAPUTO ATTENDING THE ANNUAL WWOA CONFERENCE IN LA CROSSE, FROM OCTOBER 8-11, 2002:

APPROVED ON A TESAR/MEIER MOTION. MOTION CARRIED 5-0.

4. CONSIDERATION OF A REQUEST BY DENNIS ELLERBROCK TO CONNECT (3) BUILDINGS AT 8760-CAMP LAKE ROAD TO THE SANITARY SEWER VIA (1) PRIVATE LATERAL:

Mr. Mike Degner was present for the meeting. He stated that on this property, the main house is more than 300 feet from the road, and previously, they did not want to hook it up to

sewer, but now, they would like to connect the main house, as well as two of the out buildings, to the sewer.

Mr. Zautcke stated that a connection for each building would need to be paid. All costs for this lateral would be incurred by the property owner.

APPROVED ON A TERRY/MEIER MOTION. MOTION CARRIED 5-0.

5. CONSIDERATION OF A REQUEST BY JAMES A. BECKER, SR. FOR SANITARY SEWER SERVICE:

Mr. Zautcke stated that the approximate cost of this would be \$30,000.00; however, he would like for the Board to table this matter at this time.

TABLE THIS MATTER, MADE ON A MEIER/TESAR MOTION. MOTION CARRIED 5-0.

At this time, Mr. Zautcke stated that the Town has received a bill from Verizon, in the amount of \$6,000.00, for relocating their line.

Chairman Boening felt that this cost should be placed on the developer, not the Town.

TOWN BUSINESS:

1. COMMITTEE REPORTS:

Voltz Lake will be meeting at the Salem Town Hall, on October 12th, at 9:00 AM.

Park Commission will hold their regular monthly meeting on Wednesday, September 18, 2002, at 7:00 PM, at the Town Hall.

Camp/Center Lake Rehab District will hold their meeting at the Town Hall, on September 14, 2002.

Supervisor Tesar stated that the Park Commission needs the Town Attorney to draft a Resolution to adopt a Town Park Plan. She will be getting touch with the Town Attorney and the Town Planner.

2. CONSIDERATION OF PLANNING AND ZONING MINUTES FROM 8/28/02: DISCUSSION AND POSSIBLE ACTION REGARDING STIPULATED SHORELAND CONDITIONAL USE PERMIT – RETAINING WALL LANDSCAPE FOR PROPERTY LOCATED AT 23324 – 86TH PLACE; PARCEL #65-4-120-141-0480:

APPROVE PLAN COMMISSION’S RECOMMENDATION TO PASS ON TO THE TOWN BOARD AS PRESENTED, MADE ON A MEIER/TERRY MOTION. MOTION CARRIED 5-0. THE TOWN BOARD APPROVED THE PERMIT.

DISCUSSION AND POSSIBLE ACTION REGARDING A VARIANCE REQUEST FOR SETBACK FOR THE PURPOSE OF CONSTRUCTING AN ATTACHED GARAGE:

APPROVE PLAN COMMISSION’S RECOMMENDATION FOR APPROVAL OF VARIANCE OF EIGHT FEET, FOR A 22-FOOT SETBACK FROM RIGHT-OF-WAY, MADE ON A TESAR/MEIER MOTION. MOTION CARRIED 5-0.

DISCUSSION AND POSSIBLE ACTION REGARDING PRELIMINARY PLAT REVIEW FOR A PROPOSED SUBDIVISION ON DOOLEY CAMPGROUND; PARCEL #67-4-120-343-0100; #67-4-120-343-0110; #67-4-120-343-0120:

APPROVE PLAN COMMISSION’S RECOMMENDATION TO DENY REQUEST DUE TO INCOMPLETE APPLICATION, MADE ON A TERRY/MEIER MOTION. MOTION CARRIED 5-0.

DISCUSSION AND POSSIBLE ACTION REGARDING REVIEW FOR U.S. CELLULAR'S PROPOSED ADDITION TO ITS GROUND EQUIPMENT AT EXISTING SITE LOCATED AT THE CORNER OF HIGHWAY "83" AND HIGHWAY "C":

APPROVE PLAN COMMISSION'S RECOMMENDATION TO TABLE PENDING RECEIPT FROM THE OWNER, AND VERIFICATION FROM THE COUNTY, MADE ON A MEIER/TERRY MOTION. MOTION CARRIED 5-0.

DISCUSSION AND POSSIBLE ACTION REGARDING PROPOSED U.S. CELLULAR CORPORATION TOWER AT 23100 – 98TH STREET:

Chairman Boening read the following letter from Mrs. Rogers into the minutes:

"This is in response to an application for a conditional use permit on tax parcel #66-4-120-242-0301. As abutting neighbors to this tax parcel and future site on a U.S. Cellular monopole we feel that this should set west of the now proposed site. We feel it would be more esthetic if the site were moved west so that the east side of this would line up with the east fence of the electric substation. We are also concerned with protecting our land value for future land development. We are hoping to find a buyer for a possible higher end type development.

We have talked with Mr. Donald Krahn about this. He also would like it moved over so that his land renter can still use that field entrance for the operation of farming. Mr. Krahn said that he wanted to talk with U.S. Cellular about this because he forgot that he wanted to keep the field entrance. Keeping the existing top of the hill entrance is preferred because of visibility and safety factors in exiting with farm semi trucks and large farm equipment verses from the west entrance at the bottom of the hill and traveling east. We farm the property west of Mr. Krahn and travel this road often with large farm machinery and are well aware of the hazards and safety problems with public traffic verses large farm equipment and poor visibility at the bottom of the hill on this road."

APPROVE PLAN COMMISSION'S RECOMMENDATION TO APPROVE TOWER, WITH THE STIPULATION THAT THERE BE 67 FOOT PLANTINGS INSTEAD OF 4-FOOT PLANTINGS AROUND THE SITE, MADE ON A MEIER/TESAR MOTION. MOTION CARRIED 5-0.

3. CONSIDERATION OF PARK COMMISSION MINUTES FROM 8/27/02:

CONSIDERATION OF LARRY KAMIN AS PARK COMMISSION MEMBER FOR DISTRICT #6:

APPROVE PARK COMMISSION RECOMMENDATION TO APPROVE LARRY KAMIN AS PARK COMMISSION MEMBER FOR DISTRICT #6, MADE ON A MEIER/TESAR MOTION. MOTION CARRIED 5-0.

DISCUSSION REGARDING STEVE MILLS' PROPERTY ON 84TH STREET:

APPROVE PARK COMMISSION RECOMMENDATION TO DECLINE THE STEVE MILLS' PROPERTY ON 84TH STREET, MADE ON A TERRY/MEIER MOTION. MOTION CARRIED 5-0.

DISCUSSION REGARDING JIM GRUMBECK PROPERTY ON "AH":

APPROVE PARK COMMISSION'S RECOMMENDATION TO AUTHORIZE TOWN ATTORNEY TO MAKE AN OFFER TO PURCHASE AT LEAST 40 ACRES OF THE GRUMBECK PROPERTY, MADE ON A MEIER/TESAR

MOTION. MOTION CARRIED 4-1, WITH SUPERVISOR TERRY OPPOSING, DUE TO THE FACT THAT THERE WAS NO MONETARY FIGURE INCLUDED.

DISCUSSION REGARDING AMENDING BOUNDARIES OF DISTRICT #2 AND #3, OR POSSIBLE COMBINATION OF THOSE DISTRICTS:

MOTION TO APPROVE PARK COMMISSION'S RECOMMENDATION TO APPROVE AMENDING THE WEST BOUNDARY LINE OF DISTRICT #3, MADE ON A MEIER/TESAR MOTION. MOTION CARRIED 5-0.

- 4. TOWN BOARD ACTION REGARDING SALE OF A PIECE OF TOWN PROPERTY ON 95TH STREET AND 275TH AVENUE, IN LAKEWOOD TERRACE SUBDIVISION/TERRY RISE:
TABLE UNTIL A LATER DATE, MADE ON A TESAR/MEIER MOTION.
MOTION CARRIED 5-0.**

- 5. DISCUSSION REGARDING ISSUES IN THE TOWN / DENNY WILLIAMS:**

Mr. Denny Williams was present for the meeting. He asked if the Town owned the Rescue Squad? He feels that if Salem Rescue contracts with the Town of Brighton and the Village of Paddock Lake, then should not be called "Salem" Rescue.

Chairman Boening stated that the Rescue Department is a separate entity; the Town does not own them.

Mr. Williams then asked if the Rescue Department pays the Town rent on the property that their building is on?

Chairman Boening stated that the Town signed a contract with the Rescue Department regarding paying rent, etc.

Mr. Williams will be back for the October 7th meeting to get an answer to the above question.

He also questioned the Building Department.

He stated that he complained about a few addresses that he felt did not have permits. He said he gave the addresses to Supervisor Tesar, and only one of the addresses could be found to have a permit.

Deputy Clerk, Linda Terry, stated that she would need correct addresses in order to find permits. The one address that was found didn't match Mr. Williams' complaint address; he said it was 116th Street, when it's actually Wilmot Road. Thus, prior to making a complaint, the Town Hall needs the exact address.

- 6. CONSIDERATION OF AUTO SALVAGE YARD LICENSE FOR HIGHWAY 50 AUTO & TRUCK SALVAGE:
TABLE UNTIL THE OCTOBER 7TH MEETING, MADE ON A BROCKHAUS/TERRY MOTION.
MOTION CARRIED 5-0.**

- 7. DISCUSSION AND POSSIBLE ACTION REGARDING DRAINAGE PROBLEM IN ROCK LAKE HIGHLANDS / LEE & KAY WITKOWSKI:**

Mr. Vujovic stated that this is a pre-existing problem. However, it would take approximately 250 linear feet of curb to be installed to alleviate some of the problem.

Supervisor Terry asked when this could be done?

Mr. Vujovic stated that it could be done in late fall – October.

APPROVE AUTHORIZING MR. VUJOVIC TO TAKE CARE OF THE DRAINAGE PROBLEM FOR THE WITKOWSKI'S, MADE ON A TESAR/MEIER MOTION. MOTION CARRIED 5-0.

- 8. RESOLUTION #02-09-09A; A RESOLUTION CHANGING THE NAMES OF TWO ROADS IN ROCK LAKE MEADOWS SUBDIVISION – 255TH COURT (INSTEAD OF 127TH COURT); AND 254TH COURT (INSTEAD OF 128TH COURT):
ADOPT RESOLUTION #02-09-09A, MADE ON A MEIER/TERRY MOTION. MOTION CARRIED 5-0.**
- 9. CONSIDERATION OF DEVELOPER'S AGREEMENT FOR PATHWAY DEVELOPMENT CORP.:
APPROVE RESOLUTION #02-09-09B, CONTINGENT ON REVIEW OF THE SAME, MADE ON A TESAR/MEIER MOTION. MOTION CARRIED 5-0.**
- 10. CONSIDERATION FOR TOWN TREASURER, CHRIS LAMB, TO ATTEND THE ANNUAL FALL CONFERENCE FROM SEPTEMBER 18-20, 2002:
APPROVED ON A MEIER/TERRY MOTION. MOTION CARRIED 5-0.**
- 11. CONSIDERATION FOR COURT CLERK, LINDA TERRY, TO ATTEND THE ANNUAL COURT CLERK'S SEMINAR IN WISCONSIN RAPIDS FROM NOVEMBER 6-8, 2002:
APPROVED ON A TESAR/MEIER MOTION. MOTION CARRIED 5-0.**
- 12. CONSIDERATION OF FORMALLY HIRING DON FOX AS PART-TIME BUILDING INSPECTOR:
APPROVED ON A TERRY/MEIER MOTION. MOTION CARRIED 5-0.**
- 13. CONSIDERATION OF PICNIC LICENSE FOR SILVER LAKE SPORTSMEN'S CLUB ON SEPTEMBER 22, 2002:
APPROVED ON A TESAR/MEIER MOTION. MOTION CARRIED 5-0.**
- 14. CONSIDERATION OF OPERATOR'S LICENSES PENDING CLEAR RECORD CHECKS:
Niomi Howe
APPROVED ON A TESAR/MEIER MOTION. MOTION CARRIED 5-0.**
- 15. VERIFICATION OF OCTOBER, 2002 TOWN BOARD MEETING – OCTOBER 7, 2002:
The Town Board meeting for October, 2002, is set for October 7, 2002.**

AT 8:50 PM, THE MEETING WAS ADJOURNED ON A TERRY/MEIER MOTION. MOTION CARRIED 5-0.

Minutes submitted and prepared by: _____ Deputy Clerk.