

SPECIAL MEETING & REGULAR TOWN BOARD MEETING - AUGUST 9, 2004

The Town Board of the Town of Salem, held a Special Meeting on Monday, August 9, 2004, at 6:45 PM. At that time, Chairman Walsh called the meeting to order for the purpose of opening bids for the 2004 paving project.

The Town received one bid from Payne & Dolan, as follows:

6715 tons of Virgin Materials:	6715 tons of Recycled Materials:
Binder = \$35.75 per ton	Binder = \$33.75
per ton	
Surface = \$33.25 per ton	Surface = \$30.75
per ton	
Tack = \$.85 per gallon	Tack = \$.85 per gallon

Mr. Vujovic will look over the bid and let the Board know his feelings.

At 7:00 PM, the Town Board held their regular monthly meeting. Chairman Walsh called the meeting to order. The pledge of allegiance was recited. Clerk Seitz took roll call as follows: Present were - Chairman Tom Walsh; Supervisors, Diann Tesar; Patrick O'Connell; Joseph Meier; and Dennis Faber. Also present were: Town Clerk, Toni Seitz; Deputy Clerk, Linda Terry; Town Treasurer, Chris Lamb; Director of Public Works, George Vujovic; Utility District Administrator/Land Development Coordinator, Brad Zautcke; and Town Attorney, Richard Scholze.

Minutes from previous meetings of: 7/12/04 and 7/26/04 were **APPROVED ON A MEIER/TESAR MOTION. MOTION CARRIED 4-0.**

Christine Lamb read the Treasurer's Report as follows:
JULY, 2004 - CASH REPORT FOR THE GENERAL ACCOUNT:
July 1, 2004 - Beginning Balance
\$1,990,096.54

RECEIPTS	\$255,128.11
Transfer from Tax Fund	\$ 250.79
DISBURSEMENTS	\$237,757.90
PAYROLL	\$102,200.28
Total	\$339,958.18

July 31, 2004 - Ending Balance
\$1,905,517.26

State Pool - General	\$1,598,337.55
General Checking	<u>\$ 307,179.71</u>
Totals	\$1,905,517.26

JULY, 2004 - CASH REPORT FOR THE TAX ACCOUNT:

July 1, 2004 - Beginning Balance \$
43,391.22

RECEIPTS \$1,028,548.44

DISBURSEMENTS \$ 1,102.65

Transfer to General Fund \$ 250.00

July 31, 2004 - Ending Balance

\$1,070,586.22

State Pool - Tax \$1,060,757.57

Tax Checking \$ 9,828.65

Total \$1,070,586.22

JULY, 2004 - CASH REPORT FOR THE PARK ACCOUNT:

July 1, 2004 - Beginning Balance

\$1,011,517.39

RECEIPTS \$ 5,268.38

July 31, 2004 - Ending Balance

\$1,016,785.77

State Pool - Parks \$ 357,151.15

Zone 1 \$ 153,157.30

Zone 2 \$ 93,064.29

Zone 3 \$ 72,723.87

Zone 4 \$ 61,966.21

Zone 5 \$ 205,030.89

Zone 6 \$ 68,136.87

Zone 9 \$ 5,555.19

Total \$1,016,785.77

JULY, 2004 - CASH REPORT FOR THE MAINTENANCE ACCOUNT:

July 1, 2004 - Beginning Balance

\$23,828.31

RECEIPTS \$9.08

July 31, 2004 - Ending Balance

\$23,837.39

The Treasurer's Report was APPROVED ON AN O'CONNELL/FABER
MOTION. MOTION CARRIED 4-0.

Chairman Walsh read the Vouchers as follows:

TOWN:			UTILITY DISTRICT:		
End of July, 2004 =	\$151,973.93		End of July, 2004 =		
\$271,785.64					
August, 2004 =	\$	89,665.55	August, 2004 =	\$	
19,065.06					
TOWN PAYROLL:			UTILITY DISTRICT PAYROLL:		
#15 =	\$70,015.80		#15 =	\$15,566.46	
#16 =	\$57,782.05		#16 =	\$16,116.69	

Vouchers were APPROVED ON A FABER/O'CONNELL MOTION. MOTION CARRIED 4-0.

CITIZEN COMMENTS:

Mr. Randy Matecny, 9704-274th Avenue, was present for the meeting. He stated his concerns over a lot next to his that is overgrown with weeds/shrubs.

Chairman Walsh stated that the Town will send out a 10-day notice and see what can be done.

This will be put on next month's agenda.

Mr. Steve Brown, 8734-245th Avenue, was present for the meeting. He was recently at a meeting held at the Town Hall regarding Smart Growth. He feels that the Town Board should put a lot of thought and consideration when looking at the Smart Growth project.

Chairman Walsh stated that he has spoken to Mr. Dennis Sheen regarding 98th Street water problem.

This will be placed on next month's agenda.

UTILITY DISTRICT BUSINESS: NONE

TOWN BUSINESS:

1. COMMITTEE REPORTS:

Mr. Faber stated that the Camp/Center Lake Rehab District will have their meeting on August 28th, at 9:00 AM at the Salem Town Hall. He also stated that the CCLRD Board is looking for a member. The new member should be a resident of the area.

The Park Commission will have their meeting on Tuesday, August 24, 2004, at 7:00 PM, at the Salem Town Hall.

There was an ETZ meeting regarding the Certified Survey Map for the property split of the Kelroy property; it was approved.

Chairman Walsh stated that there was a meeting scheduled last Wednesday with members from Paddock Lake regarding the possibility of a boundary agreement. Unfortunately, the meeting had to be cancelled. Another meeting will be set up in the near future.

Supervisor O'Connell stated that there have been negotiations with the Utility District Employees, and right now, things are in mediation.

2. CONSIDERATION OF PARK COMMISSION MINUTES: NONE

3. CONSIDERATION OF PLAN COMMISSION MINUTES FROM 7/22/04:

TOWN OF SALEM HIGHWAY DEPARTMENT/GEORGE VUJOVIC: 11200-258TH COURT; REZONING OF THE PORTION OF PARCEL #66-4-120-273-0300 WHICH IS TO BE ADDED TO PARCEL #66-4-120-273-0401, FROM A2 TO I1:

MOTION TO APPROVE PLAN COMMISSION RECOMMENDATION TO APPROVE REZONING FROM A2 TO I1, MADE ON A MEIER/O'CONNELL MOTION. MOTION CARRIED 4-0.

IRWIN M. EISEN, REVOCABLE TRUST; CERTIFIED SURVEY MAP APPROVAL:

APPROVE PLAN COMMISSION'S RECOMMENDATION TO APPROVE CERTIFIED SURVEY MAP, MADE ON A TESAR/MEIER MOTION. MOTION CARRIED 4-0.

BRAD PFEIFFER; PARCEL #65-4-120-123-0420; REZONING REQUEST FROM A2/C1 TO R2/C1:

APPROVE PLAN COMMISSION RECOMMENDATION TO APPROVE REZONING REQUEST, MADE ON A FABER/O'CONNELL MOTION. MOTION CARRIED 4-0.

DISCUSSION AND POSSIBLE ACTION REGARDING KENOSHA COUNTY'S REQUEST FOR RE-ZONE/MAP AMENDMENT FOR BRAD PFEIFFER; PARCEL #65-4-120-123-0420 AND BRYON SPINLER; PARCEL #65-4-120-123-0401 FROM A2 TO R2 AND AMEND THE C1 BOUNDARY TO REPRESENT ACTUAL FIELD CONDITIONS OF THE WETLAND PER STUDY THAT WAS DONE 5/03:

APPROVE PLAN COMMISSION'S RECOMMENDATION TO APPROVE, MADE ON AN O'CONNELL/MEIER MOTION. MOTION CARRIED 4-0.

S.R. MILLS; PARCEL #65-4-120-044-0100; 26520-75TH STREET; DISCUSSION AND POSSIBLE ACTION FOR REZONING FROM C2 TO C1 FOR THE PURPOSE OF REFLECTING THE ACTUAL SITE CONDITION:

APPROVE PLAN COMMISSION'S RECOMMENDATION TO APPROVE, MADE ON A FABER/TESAR MOTION. MOTION CARRIED 4-0.

THE RESERVE, LLC; A 55.7284 ACRE PIECE OF PROPERTY LOCATED ON 75TH STREET (HWY. 50); WEST OF STH "83"; DISCUSSION AND

POSSIBLE ACTION REGARDING PRELIMINARY CONDOMINIUM PLAT AND FINAL CONDOMINIUM PLAT:

APPROVE PLAN COMMISSION'S RECOMMENDATION TO APPROVE CONDITIONALLY BASED ON PATRICK MEEHAN'S MEMO DATED JULY 13, 2004, MADE ON A MEIER/O'CONNELL MOTION. MOTION CARRIED 4-0.

4. CONSIDERATION OF STATE TRUST FUND LOAN APPLICATION NOT TO EXCEED \$400,000.00:

A gentleman from Ehler's & Associates was present for the meeting. He stated that the Town will not pay interest until after the first draw is actually made.

Chairman Walsh asked if there is an expiration date to draw funds?

It was stated that the time frame is usually one year, unless an extension is granted.

ACCEPT APPLICATION, NOT TO EXCEED \$400,000.00, MADE ON A MEIER/TESAR MOTION. MOTION CARRIED 4-0.

5. CONSIDERATION OF RESOLUTION #04-08-09A, BORROWING FROM THE STATE TRUST FUND THE SUM OF \$400,000.00 FOR THE PURPOSE OF FINANCING LAND USE, PARK, UTILITY AND TRANSPORTATION PLANNING AND FOR NO OTHER USE: APPROVED ON AN O'CONNELL/FABER MOTION. The Board was polled as follows: TESAR-AYE; MEIER-AYE; O'CONNELL-AYE; FABER-AYE; AND WALSH-AYE. MOTION CARRIED 5-0.

6. CONSIDERATION OF SAFE HARBOR HUMANE SOCIETY ANIMAL CONTROL AGREEMENT / TABLED FROM JULY:

Mr. Robert Melby, from Claws and Paws was present for the meeting. He is a "Certified Humane Officer". At the present time, he is contracted with some of the area municipalities.

Chairman Walsh would like to get a committee together to look over Mr. Melby's paperwork and contract.

This item will be tabled until the SEPTEMBER MEETING.

7. DISCUSSION AND POSSIBLE ACTION REGARDING REQUEST FOR SLOW-NO WAKE ON FOX RIVER FROM HIGHWAY "F" TO HIGHWAY "50"/KURT & JOAN JORGENSEN/TABLED FROM JULY:

Mr. and Mrs. Jorgensen were present for the meeting. Supervisor Faber stated that applications for water markers need to be filled out prior to installation of such water markers. Also, the Town needs to adopt an ordinance, along with filling out an application.

Mr. Vujovic stated that the Ordinance should read "from Highway "F" to 312th Avenue", not Highway "50".

Chairman Walsh stated that he thought this was done last year - the Town's Water Patrol should have been filling out the paperwork.

Attorney Scholze stated that the present Ordinance can be amended.

Chairman Walsh; Supervisor Faber and Officer Weyand will be meeting on this matter in the near future.

MOTION TO AMEND THE PRESENT TOWN ORDINANCE REGARDING SLOW-NO WAKE ON THE FOX RIVER, MADE ON A FABER/O'CONNELL MOTION. MOTION CARRIED 4-0.

8. CONSIDERATION AND POSSIBLE ACTION ON A STORM WATER MANAGEMENT EASEMENT AGREEMENT BETWEEN THE TOWN OF SALEM AND CRANE LANDSCAPING / RICHARD SCHOLZE:

Mr. Zautcke stated that the property owner has a rezone on part of the parcel. This agreement obligates the owner to maintain the property, but gives the Town an easement.

APPROVE AGREEMENT, MADE ON AN O'CONNELL/MEIER MOTION. MOTION CARRIED 4-0.

9. CONSIDERATION OF SHORELINE STABILIZATION COST SHARE PROPOSAL AT THE CENTER LAKE OUTFLOW WITH CAMP/CENTER LAKE REHAB. DISTRICT/SUPERVISOR FABER:

It was stated that the Town does not own the property, so this is null and void.

10. CONSIDERATION OF PHONES PLUS MAINTENANCE AGREEMENT:

Clerk Seitz stated that this is at a cost of \$805.00/year. She felt the Town does not benefit by this agreement.

Mr. Zautcke stated that the Utility District dropped their agreement about five years ago.

Chairman Walsh called for a motion. He received none - AGREEMENT DENIED FOR LACK OF MOTION.

11. CONSIDERATION OF ORDINANCE #04-08-09 TO REQUIRE CONNECTION TO STORM SEWERS:

APPROVED ON AN O'CONNELL/MEIER MOTION. MOTION CARRIED 4-0.

12. CONSIDERATION OF ATTENDING WATER SAFETY SURVIVAL CLASS SEPTEMBER 8, 9 AND 10, IN WAUSAU, WISCONSIN FOR OFFICER PATRICK WEYAND:

Supervisor Faber stated that the State will be waving the \$395.00 fee to attend this seminar. Officer Weyand is merely looking for approval for his lodging costs; 3-days pay, and mileage.

APPROVED ON A FABER/MEIER MOTION. MOTION CARRIED 4-0.

13. APPOINTMENT OF PART-TIME PARAMEDIC POSITIONS FOR SALEM FIRE/RESCUE:

RANDY SMITH

BERNIE LEONARD

DAVID WILKINSON

JASON WITTE

J. MAXWELL DURAN

APPROVED ON A MEIER/FABER MOTION. MOTION CARRIED 4-0.

14. CONSIDERATION OF RESOLUTION #04-08-09B, REGARDING THE PROVISION OF FIRE PROTECTION AND EMERGENCY SERVICES: APPROVED ON A MEIER/WALSH MOTION. MOTION CARRIED 4-0.

15. CONSIDERATION OF 2004 MOBILE HOME PARK LICENSE: Lakewood Estates - 288th Avenue - George Gekas APPROVED ON AN O'CONNELL/TESAR MOTION. MOTION CARRIED 4-0.

16. CONSIDERATION OF OPERATOR'S LICENSES PENDING CLEAR RECORD CHECKS:

Curt Adams	Jacqueline La Rocca
Bobbette Stowell	Kimberly Coli
Jean Sullivan	Terry Case
Dale Makeci	Jeffrey Ginter
Richard Manning	

APPROVED ON A TESAR/FABER MOTION. MOTION CARRIED 4-0.

17. AWARDING OF PAVING BID:

Mr. Vujovic would suggest approving the bids for virgin materials, contingent that the cost of pulverizing and shaping 256th Avenue be included in the price. The approximate total will be \$232,346.25.

APPROVE PAVING BID OF APPROXIMATELY \$232,346.25, CONTINGENT ON INCLUSION OF PULVERIZING AND SHAPING OF 256TH AVENUE, MADE ON A TESAR/O'CONNELL MOTION. MOTION CARRIED 4-0.

At 7:50 PM, the MEETING WAS ADJOURNED ON A TESAR/FABER MOTION. MOTION CARRIED 4-0.

Minutes submitted

by: _____ Town Clerk.

Minutes prepared

by: _____ Deputy Clerk.