

**SPECIAL MEETING & MONTHLY MEETING - FEBRUARY 9, 2004**

On Monday, February 9, 2004, the Town Board of the Town of Salem held a Special Meeting. Present for the meeting were: Town Chairman, Tom Walsh; Supervisors, Dennis Faber; Patrick O'Connell; Diann Tesar and Joseph Meier; Deputy Clerk, Linda Terry; Land Development Coordinator, Brad Zautcke; Town Attorney, Richard Scholze; and Utility District Engineer, Chris Kaempfer. At 6:30 PM, the Town Board moved to closed session for the purpose of conferring with legal counsel concerning strategy to be adopted by the Town with respect to litigation in which it is involved accordance with Section 19.85(1)(g) of the Wisconsin Statutes, **ON A MEIER/TESAR MOTION. The Board was polled as follows: Meier-aye; Tesar-aye; O'Connell-aye; Faber-aye; and Walsh-aye; MOTION CARRIED 5-0.**

**After discussion regarding the same, the closed session meeting was ADJOURNED AT 6:55 PM, ON A TESAR/O'CONNELL MOTION. MOTION CARRIED 5-0.**

At 7:00 PM, the Board held their regular monthly meeting. Chairman Walsh called the meeting to order. The Pledge of Allegiance was recited. Roll call was taken as follows: Present were - Chairman Tom Walsh; Supervisors, Joseph Meier; Diann Tesar; Patrick O'Connell; and Dennis Faber. Also present were: Deputy Clerk, Linda Terry; Town Treasurer, Christine Lamb; Land Development Coordinator, Brad Zautcke; Director of Public Works, George Vujovic; Town Planner, Patrick Meehan; and Utility District Engineer, Chris Kaempfer.

Minutes from previous meetings of: 1/12/04 and 1/26/04, were **APPROVED ON A MEIER/FABER MOTION. MOTION CARRIED 4-0.**

Christine Lamb read the treasurer's report as follows:

**JANUARY, 2004 - CASH REPORT FOR THE GENERAL ACCOUNT:**

**January 1, 2004 - Beginning Balance**

**\$653,375.58**

RECEIPTS	\$192,030.83
Transfer from Tax Fund	\$587,600.90
Transfer from Trails Fund	\$206,394.44
DISBURSEMENTS	\$231,085.05
PAYROLL	<u>\$ 69,394.44</u>
<b>Total</b>	<b>\$300,479.49</b>

**January 31, 2004 - Ending Balance**

**\$1,339,108.79**

State Pool - General	\$ 684,075.66
General Checking	<u>\$ 655,033.13</u>
<b>Totals</b>	<b>\$1,339,108.79</b>

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**JANUARY, 2004 - CASH REPORT FOR THE TAX ACCOUNT:**  
**January 1, 2004 - Beginning Balance**

RECEIPTS	\$6,550,805.74
DISBURSEMENTS	\$3,159,217.72

Transfer to General Fund \$ 587,600.90  
**January 31, 2004 - Ending Balance**  
**\$6,723,397.94**

State Pool - Tax	\$4,826,434.81
Tax Checking	<u>\$1,896,963.13</u>
<b>Total</b>	<b>\$6,723,397.94</b>

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**JANUARY, 2004 - CASH REPORT FOR THE PARK ACCOUNT:**  
**January 1, 2004 - Beginning Balance** \$  
**983,600.63**

RECEIPTS	\$ 3,098.41
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**January 31, 2004 - Ending Balance** \$  
**986,699.04**

State Pool - Parks	\$347,084.77
Zone 1	\$151,705.17
Zone 2	\$ 91,759.61
Zone 3	\$ 70,397.84
Zone 4	\$ 54,304.49
Zone 5	\$204,521.85
Zone 6	\$ 61,532.20
Zone 9	<u>\$ 5,393.11</u>
<b>Totals</b>	<b>\$986,699.04</b>

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**JANUARY, 2004 - CASH REPORT FOR THE TRAILS ACCOUNT:**  
**January 1, 2004 - Beginning Balance**  
**\$206,447.34**

RECEIPTS	\$ 133.63
Transfer to Gen. Acct.	\$206,580.97

**January 31, 2004 - Ending Balance** \$ **0.00**

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JANUARY, 2004 - CASH REPORT FOR THE MAINTENANCE ACCOUNT:  
January 1, 2004 - Beginning Balance \$  
23,775.05

RECEIPTS \$ 9.07

January 31, 2004 - Ending Balance \$ 23,784.12

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

Chairman Walsh read the Vouchers as follows:

<u>TOWN</u>	<u>UTILITY DISTRICT:</u>
End of Jan., 2004 = \$57,579.78	End of Jan., 2004 =
\$58,932.26	
February, 2004 = \$68,353.89	February, 2004 =
\$12,929.24	

TOWN PAYROLL:	UTILITY DISTRICT
PAYROLL:	
#2A = \$67,172.17	#2A = \$15,757.03
#2B = \$ 1,088.93	#2B = \$ 1,727.05
#2C = \$ 4,378.68	#3 = \$15,995.45
# 3 = \$58,582.54	

Vouchers were APPROVED WITH THE EXCEPTION OF CHECK #34616; 34622; AND 34623, ON A TESAR/FABER MOTION. MOTION CARRIED 4-0.

CITIZEN COMMENTS:  
NONE

**UTILITY DISTRICT BUSINESS:**

1. CONSIDERATION OF RESOLUTION #04-02-09A, TO CONFIRM AND APPROVE THE 2003 COMPLIANCE MAINTENANCE ANNUAL REPORT FOR THE TOWN OF SALEM UTILITY DISTRICT:

Mr. Zautcke stated that this is a requirement from the DNR. APPROVE RESOLUTION #04-02-09A, MADE ON AN O'CONNELL/MEIER MOTION. MOTION CARRIED 4-0.

2. CONSIDERATION OF RESOLUTION #04-02-09B, EXTINGUISHING A SPECIAL ASSESSMENT ON PROPERTY (66-4-120-291-2600), OWNED BY THE TOWN OF SALEM:

This is in the amount of \$858.69. APPROVE RESOLUTION #04-02-09B, MADE ON A TESAR/MEIER MOTION. MOTION CARRIED 4-0.

3. CONSIDERATION OF GARY CAPUTO, TIM LUDVIGSEN, KAI ANDERSON & MIKE POWROZNIK ATTENDING THE WISCONSIN WASTEWATER OPERATOR'S ASSOCIATION SOUTHEAST REGIONAL MEETING IN BRISTOL, WISCONSIN ON FEBRUARY 24, 2004:  
APPROVED ON A MEIER/O'CONNELL MOTION. MOTION CARRIED 4-0.

**TOWN BUSINESS:**

1. COMMITTEE REPORTS:

Pest Control = This year, Kenosha County has received grant monies for the briquettes for the West Nile Virus. The only cost to the Town will be to apply the briquettes.

Camp/Center Lake Rehab. District will be having a meeting at the Town Hall on March 6, 2004, at 10:00 AM.

Park Commission is changing their meeting date to the third Thursday of each month. The next meeting will be 2/19/04, at 7:00 PM.

Highway Department - One new person started January 25<sup>th</sup>, and the second started today (2/9/04).

2. CONSIDERATION OF REQUEST TO DEFRAY COST OF GARBAGE PICK-UP FOR "SHARING CENTER" / NANCY CAYO:

This was withdrawn.

3. CONSIDERATION OF PLANNING & ZONING MINUTES DATED 1/28/04:

BRIAN C. BUCCHOLZ; 6811-256<sup>TH</sup> AVENUE; PARCEL #65-4-120-034-0102: REZONING REQUEST FOR A 70 FT. X 30 FT. PORTION OF A 10.576 ACRE PIECE OF PROPERTY. REZONING FROM C1 TO C2:

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

DISCUSSION AND POSSIBLE ACTION REGARDING POSTING LOTS THAT ARE REQUESTING VARIANCES / GEORGE VUJOVIC:

At this time, Mr. Steve Arnold handed out a list of procedures for a different municipality.

Chairman Walsh feels that this should be dealt with through Committee. The Committee Members will be Steve Arnold, Patrick O'Connell and Brad Zautcke.

TABLE THIS UNTIL THE MARCH 8, 2004, TOWN BOARD MEETING, MADE ON A TESAR/O'CONNELL MOTION. MOTION CARRIED 4-0.

At this time, Supervisor Faber questioned the beginning of the Plan Commission Minutes, wherein, Commission Member Roger Phillips suggested a person requesting a variance, be required to submit a survey of adjoining properties.

Supervisor Tesar stated that this idea was brought up a few years ago, but never approved, due to the cost it would bring onto the petitioner.

**Chairman Walsh asked for a motion regarding this; however, he never received a motion.**

**4. CONSIDERATION OF PARK COMMISSION MINUTES DATED 1/21/04:**

There was much discussion regarding this agenda item. Chairman Walsh stated that there were many innuendos and assumptions made during the Park Commission Meeting. Supervisor Tesar was unable to make the last Park Commission Meeting, therefore, she was uncertain about what actually went on.

**MOTION TO APPROVE PARK COMMISSION MINUTES, #1, #2, #3 AND #5, EXCLUDING THE REMAINDER OF THE MINUTES, MADE ON A FABER/O'CONNELL MOTION. MOTION CARRIED 4-0.**

**5. FORMAL PERSONNEL APPOINTMENT OF JILL TORRES AS LIEUTENANT FOR SALEM FIRE/RESCUE DEPARTMENT:  
APPROVED ON A MEIER/FABER MOTION. MOTION CARRIED 4-0.**

**6. CONSIDERATION OF FORMAL HIRING OF: MICHAEL MURDOCK AND RANDY HERRIED FOR SALEM HIGHWAY DEPARTMENT:  
APPROVED ON A MEIER/O'CONNELL MOTION. MOTION CARRIED 4-0.**

**7. CONSIDERATION OF SELLING 1992 CHEVROLET ½ TON PICK-UP:**  
Chairman Walsh stated that he would like to see this truck used for water patrol.  
**MOTION TO NOT SELL THE 1992 PICK-UP, MADE ON A FABER/O'CONNELL MOTION. MOTION CARRIED 4-0.**

**8. REQUEST ATTENDANCE TO STANDARD FIELD SOBRIETY TESTING FOR TWO WATER PATROL OFFICERS:  
APPROVED ON A FABER/MEIER MOTION. MOTION CARRIED 4-0.**

**9. DISCUSSION AND POSSIBLE CONCEPTUAL APPROVAL FOR NEIGHBORHOOD PLANNING:**  
Mr. Patrick Meehan stated that this is a response to Kenosha County's requirements to draft a neighborhood plan. This is a three-step process.  
Chairman Walsh would like to work closely with this project.  
Mr. Zautcke stated that the Board needs to conceptually approve this plan.  
Chairman Walsh asked about a time-line for completion?  
Mr. Meehan stated it would take between 12 - 15 months to complete.  
Mr. Faber suggested adding a proposal for a trail system to the map.

**MOTION TO CONCEPTUALLY APPROVE THE NEIGHBORHOOD PLAN, MADE ON A FABER/O'CONNELL MOTION. MOTION CARRIED 4-0.**

**10. DISCUSSION AND POSSIBLE ACTION TO ESTABLISH A WATER UTILITY:**

Mr. Chris Kaempfer has spoken to the Public Service Commission. The proper process would be that all future developments have sewer and water. When the first water utility starts, at that time, the Town would apply to have a water utility district. Chairman Walsh asked if the Town would have the manpower for this.

Mr. Zautcke stated that there would be the manpower at the present time. He also stated that this will be discussed at the next Plan Commission Meeting.

Chairman Walsh said that some of these will be underground tanks. We are not making water mandatory for existing well-users.

Mr. Meehan stated that this would be for the urban service area - not rural cluster development.

Supervisor Meier would like to move forward with this. He would also like the Town to keep WE Energies in mind.

**MOTION TO MOVE AHEAD WITH DISCUSSIONS REGARDING WATER UTILITY, MADE ON A MEIER/FABER MOTION. MOTION CARRIED 4-0.**

**11. CONSIDERATION OF KENNEL LICENSE FOR: MISTY-DAWN ACRES, 26633-122<sup>ND</sup> STREET/MICHAEL WITT:  
APPROVED ON A TESAR/MEIER MOTION. MOTION CARRIED 4-0.**

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

Jamie Lynn Henry  
Jodie Miedzianski  
Kevin Krueger

**APPROVED ON A TESAR/O'CONNELL MOTION. MOTION CARRIED 4-0.**

**AT 8:35, the meeting was ADJOURNED ON A FABER/TESAR MOTION. MOTION CARRIED 4-0.**

Minutes prepared and submitted by: \_\_\_\_\_ Deputy Clerk.