

MINUTES
TOWN OF SALEM
REGULAR MEETING OF THE BOARD OF SUPERVISORS
MONDAY, OCTOBER 8, 2007 7:00 P.M.

Acting Board Chairman Joe Meier called this Regular Meeting of the Town of Salem Board of Supervisors to order at 7:00 p.m. with the following present:

ACTING CHAIRMAN: Joe Meier

BOARD OF SUPERVISORS: Josephine Weidman, Pat O’Connell, and Dennis Faber

ABSENT: Chairman Diann Tesar absent due to family death.

OTHERS: Rich Scholze, Mike Slover, Chris Lamb, Brad Zautke, Mike Murdock, Jack Rowland, and Cindi Ernest

GUESTS: Tracy Lowe, Arlene Siegel, Carl Siegel, Jeff Wick, Sharon Wick, Kevin Spring, Jennifer Donat, Rick Zanow, Crysti Neuman, Tim Vanderhoef,, Linda Valentine, Brian Lolmaugh, Carolyn Feldt, Melanie Lazano, Johan Ihlen, Bill Barhyte, and Gail Dziki

PLEDGE OF ALLEGIANCE
Chairman Meier led the Pledge of Allegiance.

OPEN MEETING COMPLIANCE CHECK
The agenda was posted at 3:00 p.m. on Friday, October 5, 2007 at the Town Hall Municipal Building, Salem Post Office, Camp Lake Post Office, Wilmot Post Office, and the Trevor Post Office. It was also posted on the Town’s website.

MINUTES
MOTION BY Supervisor Faber, second by Supervisor Weidman to approve the minutes of a Public Hearing on 09/10/07, Regular Board Meeting on 09/10/07, and a Special Meeting 09/24/07.
UNANIMOUS VOTE – AYE
MOTION CARRIED

TREASURER’S REPORT
Treasurer Lamb told those in attendance that the Fiscal Year 2008 Budget Hearing has been set for Tuesday, November 13, 2007 at 7:00 p.m. Treasurer Lamb then gave the treasurer’s report as follows:

SEPTEMBER 2007 - CASH REPORT FOR THE GENERAL ACCOUNT - TOWN OF SALEM

AUGUST 1, 2007- Beginning Balance	\$3,039,330.16
<u>RECEIPTS</u>	\$ 278,593.32
Transfer from Tax Fund	\$ 5,534.24
Transfer from UD GO Acct.	\$ 728,850.45
<u>DISBURSEMENTS</u>	\$ 1,184,071.58
Adjust. From Aug-PR	\$ 3,669.38
Payroll	\$124,265.88
Total	\$ 1,312,006.84
SEPTEMBER 30, 2007 - Ending Balance	\$2,740,301.33
State Pool - General	\$2,240,316.47

SEPTEMBER 2007 - CASH REPORT FOR THE TRAILS ACCOUNT - SALEM

SEPTEMBER 1, 2007 Beginning Balance

\$ 214,816.47

RECEIPTS

\$891.70

SEPTEMBER 30, 2007 Ending Balance

\$ 215,708.17

MOTION BY Supervisor O'Connell, second by Supervisor Faber to approve the Treasurer's report as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

VOUCHERS TOWN OF SALEM:

Vouchers issued from September 11, 2007
through September 30, 2007

\$976,122.56

Vouchers issued from October 1, 2007
Through October 8, 2007

\$262,449.44

Payroll #20

\$78,579.62

Payroll #21

\$85,431.62

Total

\$1,402,583.24

There is no longer a separate voucher approval for the Utility District. As of July 1, 2007, all Utility District expenditures are disbursed through the Town.

MOTION BY Supervisor Weidman, second by Supervisor Faber to approve the payment of the vouchers as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

VOUCHERS OVER \$1,000

Vouchers over \$1,000 for the month of September 11 – October 8, 2007 awaiting payment, total \$1,164,778.
MOTION BY Supervisor Faber, second by Supervisor O'Connell to approve the payment of bills over \$1,000.

UNANIMOUS VOTE – AYE

MOTION CARRIED

CLERK'S REPORT

Nothing to report.

PRESENTATIONS, PETITIONS, AND COMMUNICATIONS

1.) Carolyn Feldt gave a presentation on the Western Kenosha County Transit Service. This is a public transportation program for residents in Western Kenosha County, west of I-94. Currently this is a test to see if there is interest, feasibility, and need. The cost is \$2.00, one way, from one of the designated pick up places, or \$3.00, one way, door to door. People with disabilities are \$2.00 door to door. The system routes will be looked at in three (3) – six (6) months.

2.) Melanie Lazano, representing Enrique Lazano, presented a letter regarding the problem intersection at CTH JF and Rock Lake Road near their home. There have been a number of accidents and people are ignoring the stop sign.

Discussion.

MOTION BY Supervisor Weidman, second by Supervisor O'Connell that a recommendation be made to Kenosha County that a flashing light be installed similar to the one in Wilmot.

UNANIMOUS VOTE – AYE

MOTION CARRIED

3.) Acting Chairman Meier told those in attendance that Jerry Kreiger is putting up a new house, but the lot isn't big enough. His neighbor to the north has two (2) lots and would sell the south 10 feet to Mr. Keiger. This would add 10 feet to Mr. Kreiger's property and he would move over 10 feet. There was further discussion regarding DNR approval. Supervisor Faber will contact Jim Richey at the DNR. This item was tabled to next month's agenda.

4.) Citizen's Comments – Sharon Wick, who came to the board in September. There is now a new road and they have found that their well is contaminated. She then read a letter to the board. She feels that developers are penalizing longtime property owners. They are coming in to make money and leave. She then challenged the board to think outside the "municipal box".

Chairman Meier told her that the board does sympathize with these property owners. The Town is attempting to address these problems with a proposed storm water ordinance.

DEPARTMENT REPORTS, ACTIONS, AND EXPENDITURE REQUESTS

PLANNING AND ZONING COMMISSION

1.) MOTION BY Supervisor Faber , second by Supervisor Weidman to approve the minutes of the Planning and Zoning Commission on 09/26/07 as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

2.) The revised preliminary draft of Neighborhood Plan #3 was presented.

MOTION BY Supervisor O'Connell, second by Supervisor Weidman to approve the recommendation made by the P & Z Commission and approve the revised preliminary draft of Neighborhood Plan #3.

UNANIMOUS VOTE – AYE

MOTION CARRIED

3.) A request by Rick Zanow to change the location of the monument for Falcon Heights Subdivision.

Supervisor Weidman questioned the reason for changing the site to which Mr. Zanow responded it would get better lighting.

MOTION BY Supervisor Weidman, second by Supervisor Faber to approve the recommendation made by the P & Z Commission to change the location of the monument for Falcon Heights.

UNANIMOUS VOTE - AYE

MOTION CARRIED

4.) A request was received to build a model home in the Creekside Cove Subdivision.

MOTION BY Supervisor O'Connell, second by Supervisor Weidman to approve the recommendation made by the P & Z Commission and approve the request by Creekside Cove to build a model home.

UNANIMOUS VOTE – AYE

MOTION CARRIED

5.) A Certified Survey Map and rezoning for future Highway Department facilities. Tax Parcel # 66-4-120-274-0103 and #66-4-120-273-0100.

MOTION BY Supervisor Faber, second by Supervisor Weidman to Weidman to approve the recommendation made by the P & Z Commission and Pat Meechan's recommendation to conditionally approve the Certified Survey Survey Map and rezoning for future Highway Department facilities. Tax Parcel # 66-4-120-274-0103 and #66-4-120-273-0100, subject to items 1-13 being met.

UNANIMOUS VOTE – AYE

MOTION CARRIED

6.) A street yard variance for a vacant parcel, Victor Borrelli. A 65 foot street yard setback is required from County Trunk Highway. Variance requested is 22 feet. Tax Parcel # 67-4-120-303-0925.

MOTION BY Supervisor O'Connell, second by Supervisor Weidman to approve the recommendation made by the P & Z Commission and approve a street yard variance of 22 feet for a vacant parcel owned by Victor Borrelli.

UNANIMOUS VOTE – AYE

MOTION CARRIED

7.) A street yard variance request for 26645 103rd Street, Christopher Lowe. Average street yard setback from trunk highway not to be less than 50.185 ft. Variance requested is 50 feet. Tax Parcel # 66-4-20-214-0590.

MOTION BY Supervisor Faber, second by Supervisor Weidman to approve the recommendation made by the P & Z Commission and approve a street yard variance of 50 feet for Christopher Lowe.

UNANIMOUS VOTE – AYE

MOTION CARRIED

8.) Ordinance No. 07-10-08, an ordinance amending section 12.14 and 12.19 of the Town of Salem Code of Ordinances regarding land division and condominium review fees.

There was discussion of this ordinance including a \$50 cap, legal and consulting fees can draw off the letter of credit, not having an escrow account, and billing the developers directly.

This item was tabled until the November meeting.

9.) Request to accept dedication of roads in Rock Lake Meadows (East). This was tabled at the September 10, 2007 meeting.

Administrator Zautcke requested that this be tabled again to the November meeting as conditions haven't been met.

UTILITY DISTRICT

1.) Tom Walsh was to attend on behalf of Yung Cho regarding a long lateral agreement on 127th Street. Administrator Zautcke said that Mr. Walsh was unable to attend. There is just a standard form that he completed and Mr. Cho signed.

MOTION BY Supervisor O'Connell, second by Supervisor Weidman to approve the long lateral agreement for Yung Cho on 127th Street.

UNANIMOUS VOTE – AYE

MOTION CARRIED

2.) A pay request # PR-1210703C-01 for Wet Weather Flow WWTP Improvements in the amount of \$34,960.00 was presented.

MOTION BY Supervisor Weidman, second by Supervisor O'Connell to approve pay request # PR-1210703C-01 for Wet Weather Flow WWTP Improvements.

UNANIMOUS VOTE – AYE

MOTION CARRIED

3.) A pay request # PR-1210702A-02 for Sewage Lift Station Improvements in the amount of \$359,393.55 was presented.

MOTION BY Supervisor Faber, second by Supervisor Weidman to approve pay request # PR-1210702A-02 for Sewage Lift Station Improvements.

UNANIMOUS VOTE – AYE

MOTION CARRIED

4.) A pay request # PR-1210703A-02 for Wet Weather Flow WWTP Improvements in the amount of 245,805.85 was presented.

MOTION BY Supervisor O'Connell, second by Supervisor Faber to approve pay request # PR-1210703A-02 for Wet Weather Flow WWTP Improvements.

UNANIMOUS VOTE – AYE

MOTION CARRIED

5.) A request was made by the Utility District to purchase new maintenance software, contracting training on new maintenance software, for recently purchased lab software so WDNR monthly discharge reports can be filed electronically.

MOTION BY Supervisor O'Connell, second by Supervisor Faber to approve the purchase of maintenance software and contract training.

UNANIMOUS VOTE – AYE

MOTION CARRIED

6.) A request for Brad Zautcke and Gary Caputo to attend the annual Waste Water Operators Association Seminar October 22nd through October 26th in LaCrosse, WI. Was made.

MOTION BY Supervisor Faber, second by Supervisor O'Connell to approve Brad Zautcke and Gary Caputo to attend the annual Waste Water Operators Association Seminar October 22nd through October 26th in LaCrosse, WI.

UNANIMOUS VOTE – AYE

MOTION CARRIED

7.) Administrator Zautke requested that the board accept dedication of sanitary and storm sewers in the Meadows of Mill Creek.

MOTION BY Supervisor Weidman, second by Supervisor Faber to approve the dedication of sanitary and storm sewers in the Meadows of Mill Creek.

UNANIMOUS VOTE – AYE

MOTION CARRIED

8.) Kevin Spring explained the history of his utility account and that he had not received bills or notices that it his utility bill was being put on the tax rolls. Questioned how he could pay in a timely manner if he's not receiving anything. He requested that the board remove late penalties from his utility bill.

MOTION BY Supervisor Weidman, second by Supervisor Faber to remove the penalties from Kevin Spring's utility bill.

UNANIMOUS VOTE – AYE

MOTION CARRIED

HIGHWAY

1.) Highway Department Administrator, Mike Murdock, said he received a call from Larry Simon, who the Town is buying property from. Currently the property is being farmed and the farmer would like to continue until the Town decides if and when to build.

MOTION BY Supervisor Weidman, second by Supervisor Faber to lease the property for farming to the existing leaseholder.

UNANIMOUS VOTE – AYE

MOTION CARRIED

2.) Highway Department Administrator, Mike Murdock requested the repair of the backhoe bucket. The quote from Brooks Tractor in the amount of \$2,945 would be less expensive then buying a new bucket.

MOTION BY Supervisor Weidman, second by Supervisor Faber to approve the repair of the backhoe bucket.

UNANIMOUS VOTE – AYE

MOTION CARRIED

3.) Highway Department Administrator, Mike Murdock requested permission to purchase a lap top for the Highway Department, not to exceed \$1,000.

MOTION BY Supervisor Faber, second by Supervisor O'Connell approve the purchase of a lap top for the Highway Department.

UNANIMOUS VOTE – AYE

MOTION CARRIED

FIRE AND RESCUE

1.) Nothing to report.

PUBLIC SAFETY

1.) Nothing to report.

BUILDING AND ZONING

1.) Neighbor Mike Slover told the board that nothing further has been done on the Michalski property. Building Inspector Rowland stated that if you get close enough to the building, it smells. Prior to the last meeting, he did do some work, but nothing has been done since.

MOTION BY Supervisor Weidman, second by Supervisor Faber to send a raze letter to the property owner.

UNANIMOUS VOTE – AYE

MOTION CARRIED

Attorney Scholze will prepare the raze order and serve it.

2.) A raze order is being considered for property owned by James M. Zumbruck, 12009 255th Ave., Tax Parcel #67-4-120-341-0660. This was tabled in September.

Mr. Ihlen stated he is representing the new property owner. The correct address for the house property is 11923 255th Ave. The 12009 is the lot with it.

This property is being purchased and will be tabled at this time to see what the new owner does.

3.) Due to the recent heavy rains and requests from citizens, the Town would like to look at a storm water ordinance.

MOTION BY Supervisor Faber, second by Supervisor Weidman to direct attorney Scholze to proceed with ideas for a storm water drainage and sump pump ordinance.

UNANIMOUS VOTE – AYE

MOTION CARRIED

PARK COMMISSION

1.) MOTION BY Supervisor Faber, second by Supervisor O’Connell to approve the minutes of 09/20/2007.

UNANIMOUS VOTE – AYE

MOTION CARRIED

2.) Supervisor Faber told those in attendance about the Ad-Hoc Committee which was formed to help the Park Commission with the development of Community Park. Jo Weidman is the Chairman. Other members include Dennis Faber, Brad Zautke, Doug Hughes, Dean Hintzman, and Mark Eberly.

He went on to explain that it isn’t the intent of the committee to change recommendations, but rather to meet every week to move the development of the park along. There will be a committee meeting on Thursday.

They would like to entertain bids for brush and tree clearing.

MOTION BY Supervisor Weidman, to allow the Park Commission to move forward on the bids for brush and tree removal.

Attorney Schulze cautioned the board on giving the Ad-Hoc Committee authority.

It was stated that the Park Commission is giving the authority.

SECOND BY Supervisor Meier, to move forward on the bids for brush and tree removal.

UNANIMOUS VOTE – AYE

MOTION CARRIED

JUDICIAL

1.) Nothing to report.

SUBSET REPORTS: REPORT AND ACTION TAKEN ON PREVIOUS SUBSET MEETINGS, FUTURE AGENDA ITEMS, AND UPCOMING SCHEDULED MEETINGS

1.) Acting Chairman Meier told those in attendance that a meeting will be held on Friday at 2:00 p.m. to discuss with a consultant, pay structure fees, job descriptions, and organization.

2.) Supervisor O’Connell stated that the annual meeting of Volz Lake will be held on October 17th.

NEW BUSINESS

1.) The following Operator’s License applications in the Town of Salem were received. A request was made for approval pending background check clearance and payment of the necessary fees.

Dena L. Permanian

Janelle Feekes

Jess Feekes

MOTION BY Supervisor Faber, second by Supervisor Weidman to approve the Operator’s Licenses as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

2.) A request was made for approval of a Kennel License, from Luell’s/Ron Bertram, contingent on payment of personal property taxes.

MOTION BY Supervisor Weidman, second by Supervisor Faber to approve the kennel license pending payment of personal property taxes.

UNANIMOUS VOTE – AYE

MOTION CARRIED

3.) A request was made to set a date and time for Halloween Trick or Treating. Schools are putting in their newsletter October 31, 2007 4:00 pm – 7:00 pm.

MOTION BY Supervisor O’Connell, second by Supervisor Faber to set the date for Halloween Trick or Treat as October 31, 2007 4:00 pm – 7:00 pm.

UNANIMOUS VOTE – AYE

MOTION CARRIED

4.) A request from employees to participate in the Wisconsin Employee Virtual University training program. The cost would be \$40 per employee to participate.

MOTION BY Supervisor Faber, second by Supervisor O'Connell to approve the request from employees to participate in the Wisconsin Employee Virtual University training program.

UNANIMOUS VOTE – AYE

MOTION CARRIED

ADJOURNMENT

MOTION BY Supervisor O'Connell, second by Supervisor Faber to adjourn this Regular Meeting.

UNANIMOUS VOTE – AYE

MOTION CARRIED

THIS MEETING WAS ADJOURNED AT 8:30 P.M.

Respectfully submitted,

Cindi Ernest, Clerk