



Town Hall, 262-843-2313  
Fax, 262-843-4432  
TownofSalem.net  
Salem Town Hall • 9814 Antioch Road, (STH 83) P.O. Box 443 • Salem, WI  
53168

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**TOWN OF SALEM BOARD OF SUPERVISORS  
REGULAR BOARD MEETING AGENDA  
MONDAY, DECEMBER 14, 2009 7:00 P.M.  
SALEM TOWN HALL  
9814 ANTIOCH ROAD, SALEM, WI 53168 222**

- 1.) Call to order
- 2.) Pledge of Allegiance
- 3.) Roll Call
- 4.) Open Meeting Compliance Check
- 5.) Approval of agenda sequence

**PUBLIC HEARINGS**

Applications have been filed with the Clerk of the Town of Salem, Kenosha County, Wisconsin for retail licenses to sell fermented malt beverages and intoxicating liquors, in accordance with the provisions of CHAPTER 125.04 of the Wisconsin State Statutes by the following:

NAME & ADDRESS OF APPLICANT	TRADE NAME & ADDRESS OF ESTABLISHMENT
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**Class A (beer only retail)**

Akhtar Enterprises  
23618 124<sup>th</sup> Place  
Trevor, WI 53179  
Agent: Michael Gentile

Trevor Citgo  
12617 Antioch Rd.  
Trevor, WI 53179

Applications will be read and comment taken at a Public Hearing of the Town Board on Monday, December 14, 2009 at 7:00 PM at the Town Hall. Published in accordance with the provisions of Chapter 125.04 of the Wisconsin Statutes.

**CITIZEN INITIATED BUSINESS**

- 1.) Citizens Comments: *Please be advised per Wisconsin Act 123, the Town Board will receive information from the public for a three minute time period, with time extensions per the Chairperson's discretion, per person; be further advised that after the public comments are completed, the Town Board Supervisors may have limited discussion on the information received, however, no action will be taken under public comments.*
- 2.) Consideration and possible action on a request from Karen Dinges, 10421 266<sup>th</sup> Ave., Trevor, for a variance to allow for a flat garage slab rather than a pitched slab as required by state building codes.

3.) Consideration and possible action on a request by Virginia Winker that the Town Board reconsider their vote to allow the change of "slow no wake" hours on Hooker Lake, on Tuesdays & Thursdays from 10:00 a.m. to one half ( ½) hour before sunset.

4.) Consideration and possible action on Ordinance No. 09-12-14, An Ordinance Amending the Provisions of Chapter 20 of the Town of Salem Code of Ordinances "Pertaining to Waterski Hours and Slow No Wake Restrictions On Hooker Lake".

5.) Consideration and possible action on a request by Jennifer Donat to place three (3), 3-way stop signs at the intersections of 93<sup>rd</sup> Street and 256<sup>th</sup> Ave., 100<sup>th</sup> Street and 256<sup>th</sup> Ave., and at 9625 256<sup>th</sup> Ave.

**CLERK'S BUSINESS**

1.) **Motion:** Approval of the minutes of the previous meeting: Regular Board Meeting on 11/9/09, a Public Hearing on 11/17/09, and a Special Meeting on 11/17/09.

2.) Consideration and possible action on operator licenses as follows. Approval is contingent on background check clearance, completion of beverage server class, and payment of the necessary fees.

Lori Hall-Mauser	Erica Graff	Brandy Tsuha	Andrew Meyer
Linnea M. Elliott	Kenny Maslowski	Pamela Miller	

3.) Consideration and possible action on Alcohol License applications, as presented during the public hearing of this day. Approval is contingent on background check clearance, payment of delinquent taxes, assessments, and all necessary fees.

NAME & ADDRESS OF APPLICANT	TRADE NAME & ADDRESS OF ESTABLISHMENT
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**Class A (beer only retail)**

Akhtar Enterprises 23618 124 <sup>th</sup> Place Trevor, WI 53179 Agent: Michael Gentile	Trevor Citgo 12617 Antioch Rd. Trevor, WI 53179
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4.) Consideration and possible action on the appointment of election workers and board of canvas for 2010-2011 elections.

**Chief Inspectors**

Richard E. Venem  
Gail Peckler-Dziki

**Election Inspectors, Registration Deputies, & Greeters**

Renee M. Thurow	Judy M. Zanow	Holly Griesen	Betty Brandes
Nancy J. Cayo	Elaine M. Tesar	Walter B. Pomicten	Demiree L Anderson
Eileene Anderson	Sonja R. Bigley	Henrietta Bluma	Diane K. Brady

Hannah R. Greisen  
Colleen A Glaves  
Ralph Mattacochia  
Lorraine J. Phillips  
Kayla Shortess  
Kathryn A. Wall

Donald F. Hannan  
Lois Hartman  
Joseph E. Miller  
Donna Polinski  
Cynthia D. Staffeldt  
Nancy A. Wall

Philip J. Dziki  
Fay Johnson-Csepp  
Rosemary Miller  
Ester Rice  
Roy Trout  
Gina Mordja

Paul F. Eberle  
Phyllis J. Kelly  
Luanne A. Olson  
Freda R. Pryga  
Michael M. Ullstrup

### **Board of Canvass**

Renee M. Thurow  
Betty Brandes  
Richard E. Venem  
Michael Ullstrup

Judy M. Zanow  
Nancy J. Cayo  
Gail Peckler-Dziki  
Lois Hartman

### **TREASURER'S REPORT**

- 1.) Treasurer's report for November 1, 2009 – November 30, 2009.
- 2.) **Motion:** Approval of payment of the vouchers November 10, 2009 – December 14, 2009 as presented.

### **ADMINISTRATOR'S BUSINESS**

- 1.) November 2009 monthly report.
- 2.) Consideration, discussion, and possible action on Resolution 09-12-14, A Resolution Adopting a Budget For The Town of Salem, Kenosha County, Wisconsin, For The Fiscal Year 2010.
- 3.) Consideration and possible action Resolution 09-12-14A, A Resolution Amending the Town of Salem Health Reimbursement Arrangement.
- 4.) Consideration and possible action relative to changing the office hours of the Salem Town Hall.

### **HIGHWAY/FIRE BUILDING PROJECT**

- 1.) Status report of the Highway/Fire building project.
- 2.) Consideration and possible action on Change Order #1, by Powers Lake Construction Co., Inc. in the amount of \$46,904.18 and requires separate budget direction by the board. This will be an amount OVER the original contract amount.
- 3.) Consideration and possible action on payment request # 3 by Powers Lake Construction Co., Inc., for site grading, drainage & roadway improvement project at the Town of Salem Highway & Fire Facility in the amount of \$400,745.63. Original contract amount \$1,553,443.30 which may be amended to include the figure above.
- 4.) Consideration and possible action on payment request # PR-1320902-01 by Layne Christensen Company, for utility improvements of the production well at the Town of Salem Highway & Fire Facility in the amount of \$37,667.50. Original contract amount \$239,700.00.

5.) Consideration and possible action on payment request # PR-1320902-02 (November) by Reesman's Excavating & Grading, Inc., for utility improvements sanitary sewer and water main extensions at the Town of Salem Highway & Fire Facility in the amount of \$118,616.47. Original contract amount \$274,666.85.

6.) Discussion and possible action on payment request # PR-1320902-03 (December) by Reesman's Excavating & Grading, Inc., for utility improvements sanitary sewer and water main extensions at the Town of Salem Highway & Fire Facility in the amount of \$118,716.48. Original contract amount \$274,666.85.

7.) Consideration and possible action on Miron Construction Change Order #1, reducing the contract with Miron by \$931,186.00 from \$4,500,474.00.

8.) Consideration and possible action on contracting with Advantage Purchasing, LLC, a division of Miron Construction, to purchase materials not to exceed \$891,087.34 for use on the Salem Highway & Fire Facility.

9.) Consideration and possible action on Payment Request #1 for Miron in the amount of \$479,633.00. Original contract amount \$4,500,474.00.

10.) Consideration and possible action on the purchase of furniture for the Highway/Fire facility in an amount not to exceed \$12,000.00.

11.) Consideration and possible action regarding the engineering and letting of bids for the reservoir at the Fire/Highway Department location.

## **DEPARTMENT REPORTS, ACTIONS, AND EXPENDITURE REQUESTS**

### **FIRE AND RESCUE**

1.) Fire Department report.

2.) Recognition of Eric Norden, Robert Pattie, Mary Soehn, and David Kersting upon receiving their paramedic certifications.

### **STORM WATER DISTRICT**

1.) Storm Water District report

2.) Consideration and possible action on a Notice of Claim filed against the Town of Salem by John Kraus for property damages that occurred at 10326 268<sup>th</sup> Avenue on or about June 19<sup>th</sup>, 2009, damages sought are approximately \$12,000.00.

### **BUILDING DEPARTMENT**

1.) Building Department report and update.

### **SEWER UTILITY DISTRICT**

1.) Consideration and possible action on final payment request # PR-1210801C-11, by Delta Electric, for

wet weather flow equalization facilities, in the amount of \$30,349.50. Original contract amount \$649,400.00, amount added by change order \$60,603.00, amount deducted by change order \$720.00, less previous payments of \$678,933.50.

2.) Consideration and possible action on payment request # PR-1210801A-11, for November, by Staab Construction Corporation, for wet weather flow equalization facilities, in the amount of \$143,326.41. Original contract amount \$3,540,000.00, amount added by change order \$14,929.00, amount deducted by change order \$59,702.00, less previous payments of \$3,271,018.32.

3.) Consideration and possible action on payment request # PR-1210801A-12, for November, by Staab Construction Corporation, for wet weather flow equalization facilities, in the amount of \$45,854.86. Original contract amount \$3,540,000.00, amount added by change order \$22,443.20, amount deducted by change order \$59,702.00, less previous payments of \$3,414,344.73.

4.) Consideration and possible on payment request # PR-1210802-12 by J.F. Ahern Company, for digester cover and clarifier renovations, in the amount of \$56,691.45. Original contract amount of \$790,000.00, amount added by change order \$250,249.00, less previous payments of \$545,234.33.

5.) Consideration and possible action on the Sewer Utilities Commercial User Charge Equivalent (sewer utility fee) Inspection and Audit Program and Recommended Plan and past billing activities. Ref: B. Jonas

**PUBLIC WORKS/HIGHWAY**

1.) Public Works/Highway Department report – snow storm update.

2.) Consideration and possible action on final payment request #1 by B.R. Amon & Sons, Inc., for parking lot improvements in the amount of \$93,300.01. Original contract amount was \$100,106.00.

**PLANNING AND ZONING COMMISSION**

1.) Planning and Zoning report.

2.) Consideration and possible action on the Working Lands Initiative – Ref: Kim Breunig

**PUBLIC SAFETY DEPARTMENT**

1.) Public Safety report.

**JUDICIAL**

1.) Judicial report.

Salem Municipal Court at 5:00 p.m. on December 8, 2009.

	Adult	Juvenile
Initial Appearances	11	1
Good Cause/Poverty Hearings	0	0
Trials	0	0
Follow-ups and Reviews	0	4

## **PARK COMMISSION**

1.) Nothing.

### **REPORTS AND ACTION TAKEN ON PREVIOUS COMMISSION MEETINGS, FUTURE AGENDA ITEMS, UPCOMING SCHEDULED MEETINGS, AND CONSIDERATIONS BY THE BOARD**

1.) Consideration and possible action relative to setting the following dates for future board meetings:  
January 4, 2010 – Lakes Committee,  
January 11, 2010 – Personnel Job Descriptions including those of Public Safety and Administrator,  
January 18, 2010 – Lakes Committee,  
January 25, 2010 – Draft Stormwater Management Plan Review, and  
February 1, 2010 – Public Safety Manual – not including Job Descriptions.

2.) Consideration and possible action regarding the county-wide assessor initiative being promoted by the State, in the form of a resolution.

3.) Update on the Town and employees Santa's Visit event at the town hall on Saturday 12-12-09.

4.) Consideration and possible action regarding the Regular Town Board Meeting date to January 18, 2010, instead of the January 11, 2010.

5.) Update and status regarding the fiscal agent responsibilities change to the Village of Twin Lakes for the Community Library.

6.) Consideration and possible action regarding burying of household waste in backyards.

7.) Consideration and possible action regarding the stop sign, traffic signal or roundabout at the new ingress/egress of the WCHS and update regarding the sidewalk in that area which TOS has been involved in.

8.) Status of contracts/agreements with suppliers, employees and other entities with the town.

9.) Consideration and possible action regarding the monthly payment of Commissioners on Planning and Zoning and Parks Commissions subject to procedure clarification.

10.) Wisconsin Towns Association Convention is 10-03- 10-6-2010 in LaCrosse. How many rooms shall be reserved for our use?

#### **Chairman Valentine Report**

#### **Supervisor Faber (CCLRD, SEWRPC, P&Z Liaison) Report**

#### **Supervisor Meier (HOOKER LAKE DISTRICT) Report**

#### **Supervisor O'Connell (Board of Review, LIBRARY BOARD, VOLTZ LAKE DISTRICT) Report**

#### **Supervisor Weidman (FAIR, PARKS COMMISSION) Report**

## CLOSED SESSION

- 1.) MOTION: To move into closed sessions pursuant to:  
Wisconsin State Statute 19.85 (1) (e) Deliberating or negotiating the purchasing of public property, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session. Consideration and possible action relative to Town of Salem boundaries.
- 2.) Motion to adjourn into open session.
- 3.) Resulting motion for action by the Town Board, if appropriate.

## ADJOURNMENT

### ***This Notice was posted at the following places:***

*Camp Lake Post Office  
Salem Post Office  
Trevor Post Office  
Wilmot Post Office  
Town of Salem Municipal Building*

*By Authority of Linda Valentine, Chairman*

*December 11, 2009*

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*Cindi Ernest, Clerk*

*Please note, upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through appropriate aids and services. For additional information or to request service, contact Town Clerk, Cindi Ernest at 262-843-2313. "Notice is hereby given that a majority of any other town commission, committee or board may be present at this meeting to gather information about a subject over which they may have decision making responsibility. It is intended that this notice shall constitute an adequate notice of meeting pursuant to State ex rel Badke v. Greendale Village Bd., 173 Wis.2d 553, 494 N.W. 2d 408 (1993), although none of the other town commissions or boards will take any formal action at this meeting".*

Cc: Town of Salem Website [www.townofsalem.net](http://www.townofsalem.net)  
Community Library