

**MINUTES
TOWN OF SALEM
REGULAR MEETING OF THE BOARD OF SUPERVISORS
MONDAY, APRIL 11, 2011 7:00 P.M.**

Chairman Linda Valentine called this Public Hearing and Regular Meeting of the Town of Salem Board of Supervisors to order at 7:04 p.m. with the following present:

CHAIRMAN: Linda Valentine

BOARD OF SUPERVISORS: Diann Tesar, Joe Meier, Pat O'Connell, and Dennis Faber

OTHERS: Pat Casey, Attorney Rich Scholze, Brad Zautcke, Jack Rowland, Mike Murdock, Mike Slover, and Cindi Ernest.

GUESTS: State Representative Samantha Kerkman, Jerry Leslie, Karen Ihlen, Pat Mulvey, Philip Dziki, Gail Peckler-Dziki, Eileene Anderson, Karen Mahoney, Jim Valentine, William Schulz, Gail Kirby, Carl Siegel, Dan Campion, Elizabeth Greiner, Jeanette Young, Ralph Young, Mike Langel, BJ Messier, Mary Ann Messier, Judy Loth, Larry Kamin, Tim Vanderhoef, John Roberts, David Katzer, Caroline Katzer, Emmet Katzer, AB O'Brien, Sue Kronenberger, Carol Husnick, David Hoke, James Woodke, Jessica Scheeler, Arlene Langel, Linda Meyer, Ted Tsoumas, Jennifer Donat, Chris Skerzynecki, Mary Laschinski, Crysti Neuman, Mary Sheen, and Dennis Sheen

Chairman Valentine announced the Oaths of Office for newly elected officials will take place following this meeting. The Spring Cleanup the week of May 7, 2011. There is a \$7,000 scholarship, \$3,500 for two (2) students, available from the WI Towns Association. The application is due May 25th and is available on the WTA website and information is on this agenda.

PLEDGE OF ALLEGIANCE

Chairman Valentine led the Pledge of Allegiance.

OPEN MEETING COMPLIANCE CHECK

The agenda was posted prior to 3:00 p.m. on Friday, April 8, 2011 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.

AGENDA SEQUENCE

There was no change in the agenda sequence.

CITIZEN COMMENTS

Dan Campion commended all who got out and voted. There were 2,371 voters who voted in the April 5th election. He thanked those who voted for him.

Bill Schulz inquired about the signs which have been placed at Lake Shangri-La and stated that it does not agree with what has been discussed at the Ch. 20 Lakes and Beaches meetings. The sign says 200 feet from the shoreline for no wake. Lake Shangri-La is too small.

Supervisor Faber explained that the sign reflects the old Ch. 20 because it hasn't changed.

Mr. Schulz further explained that it's always been 100 feet and questioned why we went to the expense of the signs when Ch. 20 isn't finished.

Administrator Casey further explained that the signs are to inform the public and reflect the current Ch. 20. When and/or if there are changes to Ch. 20 then the signs will be changed. The DNR requires the signs to be up and reflect the current ordinance.

CITIZEN INITIATED BUSINESS

1.) Resource Development, Foster Parent Trainer and Recruiter Jessica Scheeler, with Kenosha Co. Community Impact Programs, informed those in attendance that Kenosha County is in need of foster parents. She explained the process that prospective foster parents go through including the initial contact and an inquiry packet with a brief survey is sent out about what a prospective foster parent would be willing to take on. When this is returned, they are then contacted by facilitators who come to the home and certify it. She also explained respite care. She requested that the Board allow a link on the Town's website and allow her to put pull tab posters and brochures in the Town Hall lobby. The Town Board was in agreement with this.

2.) Denny Williams requested to be put onto the agenda regarding snow removal. Mr. Williams did not show up for this meeting.

STORM WATER DISTRICT

1.) A request by Wayne E. Koessl, Local Affairs Account Manager for WE Energies for the Town Board to review of the storm water appeals for WE Energies' substations was made. This item was tabled from the March 2011 meeting. This is still be worked on by the engineer and will be added to the May 2011 Regular Board meeting.

CLERK'S BUSINESS

1.) The minutes of the previous meetings, a Regular Board Meeting on 03/14/11 and Special Meetings on 03/14/11 and 3/26/11 were presented.

MOTION BY Supervisor Faber, second by Supervisor Tesar to approve the minutes of the previous meetings, a Regular Board Meeting on 03/14/11 and Special Meetings on 03/14/11 and 3/26/11 as presented.

SUPERVISORS Faber, O'Connell, Meier and Tesar – AYE

CHAIRMAN Valentine – NAY

MOTION CARRIED

2.) Operator licenses were presented as follows. Approval is contingent on background check clearance, completion of beverage server class, and payment of the necessary fees.

Patricia Neu, Janelle Feekes, Jennie Dykiel, Nancy Barranco, Salvatore Barranco, David C Gyger, Victoria Grimm, Kevin Gerber, Dawn Barranco

MOTION BY Supervisor O'Connell, second by Supervisor Tesar to approve the Operator licenses

presented with approval contingent on background check clearance, completion of beverage server class, and payment of the necessary fees.

UNANIMOUS VOTE – AYE

MOTION CARRIED

TREASURER’S REPORT

1.) Administrator Casey gave the Treasurer’s report for March 1, 2011 – March 31, 2011 as follows:

MARCH 2011 - CASH REPORT FOR THE GENERAL ACCOUNT - TOWN OF SALEM

March 1, 2011- Beginning Balance **\$2,666,589.87**

<u>RECEIPTS</u>	\$ 230,034.66
Transfer from LGIP#09	\$ 698.45
Prior Month Adjustment	\$ 0.00
<u>DISBURSEMENTS</u>	\$ 1,075,497.38
PAYROLL	\$ 199,513.39
Prior Month Adjust.	\$ 0.00
Total	\$ 1,275,010.77

March 31, 2011 - Ending Balance **\$1,622,312.21**

State Pool - General	\$ 284,475.38
Gen. Checking	<u>\$ 1,337,836.83</u>
Totals	\$ 1,622,312.21

MARCH 2011 - CASH REPORT FOR THE TAX ACCOUNT - TOWN OF SALEM

March 1, 2011- Beginning Balance **\$ 698.45**

<u>RECEIPTS</u>	\$ 0.00
Trnsfr from Gen. Ck.	\$ 0.00
<u>DISBURSEMENT</u>	
Trnsfr to Gen. Ck	\$ 698.45

March 31, 2011 - Ending Balance **\$ 0.00**

MARCH 2011 - CASH REPORT FOR THE PARK ACCOUNT - TOWN OF SALEM

March 1, 2011 - Beginning Balance **\$ 881,940.59**

RECEIPTS \$ 1741.54

DISBURSEMENTS

March 31, 2011 - Ending Balance \$ 883,682.13

MARCH 2011 - CASH REPORT FOR THE MAINTENANCE ACCOUNT-SALEM

March 1, 2011 Beginning Balance \$ 35,501.88

RECEIPTS \$ 4.98

March 31, 2011 Ending Balance \$ 35,506.86

MARCH 2011 - CASH REPORT FOR THE CAPITAL PROJECTS ACCOUNT - SALEM

March 1, 2011 Beginning Balance \$ 1,936,429.76

RECEIPTS \$ 271.68

DISBURSEMENTS

Transfer to Gen Fund \$ 0.00

March 31, 2011 Ending Balance \$ 1,936,701.44

MARCH 2011- CASH REPORT FOR THE TRAILS ACCOUNT – SALEM

March 1, 2010 Beginning Balance \$ 225,214.66

RECEIPTS \$ 31.60

March 31, 2011 Ending Balance \$ 225,246.26

2.) Approval of payment of the vouchers March 15, 2011 – April 11, 2011 were presented as follows:

Vouchers issued from March 15, 2011 through April 11, 2011	\$ 205,259.11
Payroll #6 Ending 03/12/11	\$ 58,098.32
Payroll #7 Ending 03/26/11	\$ 60,715.42
<hr/>	
Total	\$ 324,072.85

MOTION BY Supervisor Faber, second by Supervisor Meier to approve payment of the vouchers March 15, 2011 – April 11, 2011 as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

PUBLIC WORKS/HIGHWAY

- 1.) There was no Public Works/Highway Department report.

FIRE AND RESCUE

- 1.) Chief Slover reported that there were 71 fire calls and 94 EMS calls for the Fire Department.

CHAIRMAN INITIATED BUSINESS

- 1.) Chairman Valentine indicated that County Supervisor Erin Decker has requested that a letter from the Board to place "No Engine Braking except in emergency" signs at two locations on County W is all that is needed for County Highway to install the signs. This has been requested over the last two years by citizens who live along County W (Fox River Road).

MOTION BY Supervisor Meier, second by Supervisor O’Connell to direct Administrator Casey to write a letter to the County requesting “No Engine Braking Except in an Emergency” signs be placed on CTH “W”.

UNANIMOUS VOTE – AYE

MOTION CARRIED

- 2.) Chairman Valentine requested that a question posed to candidates of the recent election regarding a single Lake District encompassing all lakes of the Town be placed on the next Lakes Committee agenda.

MOTION BY Supervisor O’Connell, second by Supervisor Tesar to bring discussion as a topic of a single Lake District encompassing all lakes of the Town be placed on the next Lakes Committee agenda.

UNANIMOUS VOTE – AYE

MOTION CARRIED

- 3.) Chairman Valentine wanted information noted regarding the 2011 Wisconsin Towns Association (WTA) Scholarship Competition* (2/15/11) For the 26th year, WTA together with

our endorsed insurance carrier, Rural Mutual Insurance, and Scott Construction, Inc., will be awarding a total of \$7,000 in scholarships. High school seniors attending a public or private high school in Wisconsin that plan to attend a Wisconsin public, private or vocational school are eligible to apply. The winners are determined by the independent judging of an essay contest. This year's essay topic is: "How can towns and villages best protect their infrastructure and still provide other needed services such as fire and emergency services in tough economic times?"

<http://www.wisctowns.com/uploads/ckfiles/files/2011%20WTA%20Scholarship%20Brochure.pdf>

The deadline for submissions is May 25th, 2011. Wisconsin Towns Association, W7686 County Road MMM, Shawano, Wisconsin

4.) On May 18 in Brookfield there will be the New and Continuing elected officials meeting/seminar. Let the Clerk know if attending.

5.) Chairman Valentine presented a letter which is the confirmation of a verbal agreement between Village of Silver Lake and Town of Salem regarding the patrolling and enforcing of State Statutes on Silver Lake.

MOTION BY Supervisor Meier, second by Supervisor Tesar that we will follow the agreement with the Village of Silver Lake that they will patrol/enforce laws on Silver Lake and the Town of Salem will patrol/enforce laws on the Fox River.

Discussion followed regarding our ordinance and enforcement.

UNANIMOUS VOTE – AYE

MOTION CARRIED

6.) There was no Quarterly Report from the Sharing Center due to changes in directorship.

ADMINISTRATOR'S BUSINESS

1.) Administrator Casey gave his report for the preceding period.

In response to Chairman Valentine: We have most Job Descriptions and will address this when we determine what the positions are. He will discuss a contract with Fire Chief

We have a listing of contracts that the town is committed to.

Clarification – The bank building next door is being considered for trailer sales, not a town building.

Vicious dogs' info is back from the Town Attorney and will be placed on a future agenda.

The codification was received on Friday and will be placed on a future agenda.

2.) The Village of Bristol/Town of Salem Boundary and Sewer Agreement was presented.

It was explained that were charging for full service, but weren't providing full service. They maintain the pipes and were charged for service we didn't provide. The agreement is for twenty (20) years, the same as our boundary agreement.

Further discussion followed regarding the agreement and how it compares to Paddock Lake.

MOTION BY Supervisor Tesar, second by Supervisor O'Connell to approve the Village of Bristol/Town of Salem Boundary and Sewer Agreement as presented.

SUPERVISORS O'Connell, Meier, Tesar and Chairman Valentine – AYE

SUPERVISOR Faber – NAY

MOTION CARRIED

3.) The Town of Salem Building Use Policy was tabled until the May regular board meeting to give Attorney Scholze the opportunity to look at the state statues relative to campaigning.

4.) Several complaints have been received regarding recyclables being loaded in with regular garbage by Veolia personnel.

Administrator Casey informed the board that Veolia had been contacted and they will make sure that it isn't happening. He also said we need to begin reviewing the contract which is coming up for renewal and revisit the cart program at the end of the year.

5.) First Quarter 2011 Performance to 2011 Budget Report.

Administrator Casey reported that things are slow at the beginning of the year, but will pickup. It is still too early to determine trends.

6.) A draft of the 2011 Fiscal Year Audit was to have been presented by Jim Frechette, Mukwonago WI, the Town's Auditor. Administrator Casey informed the Board that he received the draft on Friday and he needs time to review and he has questions regarding the audit. Chairman Valentine stated that the auditor knew a year ago that it was needed and still cut it short.

Supervisor O'Connell stated that it is important to have the audit for the annual meeting.

FIRE AND HIGHWAY BUILDING PROJECT

1.) Administrator Casey reported on the status of the Highway/Fire building project. There are a few small things which need to be completed. We are starting on the well building and tower and the fittings should be in before the end of the month. There is a one (1) year warranty on the building with the exception of the roof. There is a longer warranty on the roof.

BUILDING DEPARTMENT

1.) There were 25 permits issued last month.

Building Inspector Rowland gave a report on two (2) properties located at 26810 107th Street, owned by Steven Sward and 26902 111th Street owned by Jason and Regina Angel.

SEWER UTILITY DISTRICT

1.) Utility Supervisor Zautcke gave Sewer Utility Department report. We are required to start disinfecting on May 1st and the ultraviolet lights will be in next week.

Administrator Casey gave compliments to Zautcke. In the past we would have called the engineer. The vendor came in and Zautcke worked with them and saved us money.

PLANNING AND ZONING COMMISSION

1.) It was announce that the positions currently held by Wes Dumalsky and Shirley Boening will be expiring. The Planning and Zoning Commission terms need to be appointed or re-appointed at the May, 2011 Regular Town Board meeting.

2.) Chairman Valentine requested that the Town Board reconsider the curbs/gutters vs. ditch/culvert standards currently in use in order to retain the rural feel of the town. She also wanted to consider the new view of the DNR regarding curbs/gutters and less particulates in our lakes and river' to also reconsider the narrowness of the newer subdivision roadways and to tighten up the lighting levels at new business development to protect our night skies and quality of residential life.

Supervisor Faber stated that this was on last month's agenda.

Discussion followed.

MOTION BY Supervisor Faber, second by Supervisor Meier to discuss this with the Town Planner and add this item to the next Planning & Zoning agenda.

UNANIMOUS VOTE – AYE

MOTION CARRIED

Supervisor Faber state this pertains to NR1-50, the DNR changes regarding the Clean Water Act. This is not in effect yet, but the state is rethinking their position. P & Z should be brought up to date with the possible changes and the 2035 Comprehensive Plan may have to be readjusted.

PUBLIC SAFETY

1.) Chairman Valentine gave the Public Safety report

2.) Chairman Valentine gave the Kenosha County Sheriff's report for March, 2011 as follows:

911	48	
Phone	181	
Cell	95	
Officer initiated	502	
Alarm	9	
Walk in	0	
Other	0	
Total	835,	Feb 692, Jan 837

PARK COMMISSION

1.) The term of Colleen Glaves is expiring on the Parks Commission. The term will need to be appointed or re-appointed at the June, 2011 Regular Town Board meeting.

2.) A request by James Reinhold, April Biel, and Shannon Kirwan for a temporary structure permit (bounce house) and to serve fermented malt beverages/wine for a family birthday party to be held on Sunday, May 15, 2011 at the Salem Community Park from 9:30 am – 4:30 pm was presented. This was approved by the Parks Commission.

MOTION BY Supervisor Faber, second by Supervisor Meier to approve the request by James Reinhold, April Biel, and Shannon Kirwan for a temporary structure permit (bounce house) and to serve fermented malt beverages/wine for a family birthday party to be held on Sunday, May 15, 2011 at the Salem Community Park from 9:30 am – 4:30 pm as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

3.) Administrator Casey told the Board that it was brought to the attention of the Park Commission that the grade schools were cancelling their summer school programs for 2011.

Administrator Casey proposed that the Town provide a summer recreation program. He gave an overview of the program camps. The services for the camps would be provided by an outside vendor. A minimum of ten (10) would be needed to run a class. The fees reflected would be costs which would be the responsibility of the participants. We are looking at gyms and fields at the grade schools in case of rain. The school has a rental policy for the gyms, which would cost the Town \$8,000 for the summer. Five (5) Star would be the vendor providing the camps.

Discussion followed.

MOTION BY Supervisor Faber, second by Supervisor Tesar to proceed with providing the summer recreation program camps as presented.

Further discussion followed the motion.

UNANIMOUS VOTE – AYE

MOTION CARRIED

JUDICIAL

1.) Chairman Valentine gave the judicial report as follows:

The following cases are scheduled to be heard in the Salem Municipal Court at 5:00 p.m. on April 19, 2011.

	Adult	Juvenile
Initial Appearances/Non Traffic (Water Patrol: 0 – Ordinance: 7)	7	0
Initial Appearances/Traffic	46	0
Good Cause/Poverty Hearings	4	2
Trials	0	0
Follow-ups and Reviews	10	0
Total	67	2

2.) Chairman Valentine read the March 2011 financial report:

Total Collected	Municipality Share	Sent to County	Sent to State
\$4883	\$3247	\$390	\$1246

SALEM MOUND CEMETERY

1.) There was no Salem Mound Cemetery report.

LIBRARY BOARD

1.) Shirley Boening submitted her resignation on the Library Board and will not seek reappointment. The Library Board term is to be appointed at the May, 2011 Regular Town Board meeting.

2.) Chairman Valentine pointed out that this board decided that when the Census 2010 details would be released, they would take action regarding the population representation issue on the Library Board wherein the Town of Salem is not represented per the WI Statutes. She questioned what action does the Board wish to take at this time?

Supervisor O'Connell pointed out that right now there are issues with the Village of Twin Lakes. We'd have to tear up the agreement and he isn't in favor of this.

Supervisor Faber stated he is not in favor of this either.

Supervisor O'Connell said that until the issue with Twin Lakes is resolved, nothing should be done.

Discussion followed with Board members Faber, O'Connell, Meier, and Tesar indicating they wish to wait at this time. Chairman Valentine wasn't in favor of this and thinks we should follow state statutes.

3.) There was discussion at the request of Chairman Valentine regarding the board previously indicating that they only want to be accepting Town Board Members for appointment to the Library Board. This policy should be considered and made official. An example of problems that it causes is the inability of a Board member to attend a Town Board meeting if the Library Board meets on the same day. She stated this was the case at a recently scheduled Lakes Committee Meeting.

Discussion followed, but no action was taken on this item.

BOARD OF REVIEW

1.) Clerk Ernest announced of the 2011 Board of Review schedule and process.

REPORTS ON PREVIOUS COMMISSION MEETINGS, FUTURE AGENDA ITEMS, AND UPCOMING SCHEDULED MEETINGS

Chairman Valentine (Lakes Committee, Bike Committee) report.

Chairman Valentine requested her name and contact information be removed from the Town's website.

Supervisor Faber (CCLRD, SEWRPC, P&Z Liaison, Lakes Committee, Board of Review) report.

Nothing to report.

Supervisor Meier report.

Nothing to report.

Supervisor O'Connell (Library Board, Voltz Lake District) report.

Supervisor O'Connell requested that Administrator Casey write a letter on behalf of the Town Board recommending Bill Martin as a representative to the Voltz Lake management District. There was discussion of roundabouts.

Supervisor Tesar (Hooker Lake) report.

Supervisor Tesar reported that the Hooker Lake meeting will be held Thursday at 7:00 p.m. She questioned the status of the survey to which Administrator Casey indicated he had been in contact with SEWRPC.

Supervisor Tesar questioned her vacant seat to which Attorney Scholze said her seat is not vacant until she resigns.

ADJOURNMENT

MOTION BY Supervisor Tesar, second by Supervisor Meier to adjourn this Regular Board Meeting.

UNANIMOUS VOTE – AYE

MOTION CARRIED

This Regular Board meeting was adjourned at 8:56 p.m.

Respectfully submitted,

Cindi Ernest, Clerk