

**MINUTES
TOWN OF SALEM
REGULAR MEETING
OF THE BOARD OF SUPERVISORS
Monday, March 12, 2012 7:00 P.M.**

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

CHAIRMAN: Diann Tesar

BOARD OF SUPERVISORS: Pat O’Connell, Dennis Faber, Ted Kmiec and Dan Campion

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

GUESTS: David Hoke, Cheryl Hoke, Carl Siegel, Steve Brown, William Smarto,
Gail Peckler – Dziki, Mike Culat, B. Campion John Roberts, Pat
Mulvey, Kim Breunig, Michael Ullstrup, Tim Vanderhoef, Robert
Meisiner, Lois Schaedel, Ted Tsoumas and Patti Zurla

PLEDGE OF ALLEGIANCE

Chairman Tesar led the Pledge of Allegiance.

OPEN MEETING COMPLIANCE CHECK

The agenda was posted prior to 3:00 p.m. on Thursday, March 9, 2012 at the Town Hall Municipal Building, Salem Post Office, Camp Lake Post Office, Wilnot Post Office, and the Trevor Post Office. It was also posted on the Town’s website.

APPROVAL OF AGENDA SEQUENCE

There was no change in the agenda sequence at this point.

CITIZENS COMMENTS

William Smarto, representing the owner of the home, Lunsford Family Revocable Trust, located at 11619 306th Court, Tax Parcel 67-4-120-303-0975, which burned several months ago, informed the Board that the fire at this time is still under investigation. He indicated that he would bring another report to the Board at next month’s meeting.

County Supervisor Kim Breunig requested that the Board formulate a committee for the Youth in Governance program. She suggested a couple of Board members, community and a staff member. There were on hundred twenty –three applicants this year.

Toni Schaedel indicated that she had questions on agenda item #2. Chairman Tesar informed that these questions could be addressed when they came to that agenda item.

Mike Culat informed the Board that during the primary election some people were sent to the Trevor Fire Station rather than Wilmot.

PRESENTATIONS, PETITIONS, COMMUNICATIONS, & OTHER AGENCY REPORTS

1.) Ordinance No. 12 03 12A, An Ordinance Amending Section 330-5 A (9) of the Code of the Town of Salem Regarding Slow No Wake Operation on Camp Lake was presented.

MOTION BY Supervisor Faber, second by Supervisor Kmiec to adopt Ordinance No. 12 03 12A, An Ordinance Amending Section 330-5 A (9) of the Code of the Town of Salem Regarding Slow No Wake Operation on Camp Lake as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

ADMINISTRATOR’S BUSINESS

1.) Administrator Casey pointed out the garbage containers located in the corner of the board room. The containers are being considered to reduce costs, increase recycling and to keep trash from blowing around. There will also be an upcoming storm water project next month.

2.) Chairman Tesar explained that a request was made by David Hoke, a homeowner on Rock Lake, to include Rock Lake in a grant for a plant study. Administrator Casey looked into a Town of Salem sponsorship of a plant study/survey on Rock Lake, Montgomery Lake and Cross Lake. Given the current 67% state/33% local cost share of a grant, Sewrpc would undertake the three (3) lake aquatic plant management and planning study in an amount of \$15,000, with a local share of \$4,950. If Cross Lake was excluded from the study the total cost would be reduced by \$2,500 and the resulting cost of \$12,500 would result in a local share of \$4,125.

Further discussion followed with Toni Schaedel explaining to the Board that the three (3) associations on Cross Lake have contracted with Satntec for a “weeds contract”.

MOTION BY Supervisor Faber, second by Supervisor O’Connell to apply for the grant, to include Rock and Montgomery Lakes in the amount of \$4,125.

Robert Meisiner told the Board that Stantec is going to do the initial study on Cross Lake and then come in and do another study after the initial weed treatment.

UNANIMOUS VOTE – AYE

MOTION CARRIED

3.) Resolution No 12 03 12, A Resolution Re-Adopting the 2020 Park and Open Space Plan for the Town of Salem was presented.

MOTION BY Supervisor Faber, second by Supervisor Campion to approve Resolution No 12 03 12, A Resolution Re-Adopting the 2020 Park and Open Space Plan for the Town of Salem as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

4.) An agreement/contract with Relay Station with Hiercomm, Inc. for the installation of two (2) relay stations on Town property to provide network and emergency services in Kenosha County was presented. The relay stations are part of the infrastructure needed to complete the Kenosha County public safety and c communications initiative.

MOTION BY Supervisor O’Connell, second by Supervisor Campion to approve the agreement with Hiercomm, Inc. for the installation of two (2) relay stations on Town property, as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

5.) Discussion took place relative to the Town of Salem Building Use Policy. Chairman Tesar asked that no campaigning or distribution of campaign materials take place with further discussion of literature in the lobby.

Gail Peckler – Dziki informed the Board that along with Sass Graphics business owner, Paula Sass, a new group is being formed to promote local business. It's called Westosha Business Central. No action was taken on this agenda item.

BUILDING DEPARTMENT

1.) Building Inspector Jack Rowland gave an update and the status of the various razes and raze orders in the Town of Salem. It was requested that Mr. Alber be invited back to give an update on the status of his property.

PUBLIC SAFETY DEPARTMENT

1.) Ordinance No. 12 03 12, An Ordinance Amending Chapter 398 of the Code of the Town of Salem Pertaining to Pawnbrokers and Secondhand Article and Jewelry Dealers was presented.

Chairman Tesar told those in attendance that Attorney Scholze, Public Safety department head Dave Shortess and herself met with Mr. Levandoski to address his concerns regarding the ordinance. The result was to clarify some items in the ordinance.

MOTION BY Supervisor Faver, second by Supervisor O'Connell to adopt Ordinance No. 12 03 12, An Ordinance Amending Chapter 398 of the Code of the Town of Salem Pertaining to Pawnbrokers and Secondhand Article and Jewelry Dealers as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

CLERK'S BUSINESS

1.) The minutes of the previous meeting of a Regular Board Meeting on 2/13/12 were presented.

MOTION BY Supervisor O'Connell, second by Supervisor Faber to approve the minutes of the Regular Board Meeting on 2/13/12 as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

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

Frank R Curtis

Ryan Goodfriend

Bikram Samra

MOTION BY Supervisor Campion, second by Supervisor Kmiec to approve Operator License applications as presented with approval contingent on background check clearance, completion of beverage server class, and payment of the necessary fees.

UNANIMOUS VOTE – AYE

MOTION CARRIED

3.) An application was 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, 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

CLASS "B" BEER AND "CLASS B" LIQUOR

Out of the Park Enterprise, Inc.
9251 Antioch Road
Salem, WI 53168
Agent: Cindy Keefe

Player's Park South
9251 Antioch Road
Salem, WI 53168

Supervisor Campion questioned a couple of the property's out buildings and whether they could be razed/repared prior to approval.

Attorney Scholze indicated that because alcohol isn't being sold out of the buildings he didn't believe we could put that stipulation on the license.

MOTION BY Supervisor Campion, second by Supervisor Faber to approve the Class "B" and "Class B" Liquor License for Out of the Park Enterprise, Inc. as presented with approval contingent on background check clearance, payment of delinquent taxes, assessments, and all necessary fees.

UNANIMOUS VOTE – AYE

MOTION CARRIED

4.) Ordinance No. 12 03 12B, An Ordinance Amending Section 305-10 of the Code of the Town of Salem Pertaining to Closing Hours for "Class A" Licensed Premises was presented.

MOTION BY Supervisor Kmiec, second by Supervisor Campion to adopt Ordinance No. 12 03 12B, An Ordinance Amending Section 305-10 of the Code of the Town of Salem Pertaining to Closing Hours for "Class A" Licensed Premises as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

TREASURER'S REPORT

1.) Chairman Tesar read the Treasurer's report for February 1, 2012 – February 29, 2012 as follows:

FEBRUARY 2012 - CASH REPORT FOR THE GENERAL ACCOUNT - TOWN OF SALEM

February 1, 2012- Beginning Balance **\$6,895,970.73**

<u>RECEIPTS</u>	\$ 846,088.47
Transfer from LGIP#9	\$ 10,129,857.12
Prior Month Adjustment	\$
<u>DISBURSEMENTS</u>	\$ 8,986,224.37
PAYROLL	\$ 181,486.35

Prior Month Adjust.	\$	5.00
Transfer to LGIP #9		<u>\$ 5,000,000.00</u>
Total		\$ 14,167,715.72

February 29, 2012 - Ending Balance		\$3,704,200.60
State Pool - General	\$ 2,281,430.85	
Gen. Checking	<u>\$ 1,422,769.75</u>	
Totals	\$ 3,704,200.60	

FEBRUARY 2012 - CASH REPORT FOR THE TAX ACCOUNT - TOWN OF SALEM

February 1, 2012- Beginning Balance		\$ 5,129,857.12
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<u>RECEIPTS</u>	\$	589.37
Trnsfr from Gen. Ck.	\$	5,000,000.00

<u>DISBURSEMENT</u>	\$	10,129,857.12
Trnsfr to Gen. Ck	\$	10,129,857.12

February 29, 2012 - Ending Balance		\$ 589.37
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FEBRUARY 2012 - CASH REPORT FOR THE PARK ACCOUNT - TOWN OF SALEM

February 1, 2012 - Beginning Balance		\$ 526,821.18
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<u>RECEIPTS</u>	\$	1,675.10
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<u>DISBURSEMENTS</u>	\$	0.00
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February 29, 2012 - Ending Balance		\$ 528,496.28
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FEBRUARY 2012 - CASH REPORT FOR THE MAINTENANCE ACCOUNT-SALEM

February 1, 2012 Beginning Balance		\$ 35,544.64
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<u>RECEIPTS</u>	\$	245.18
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February 29, 2012 Ending Balance		\$ 35,789.82
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FEBRUARY 2012 - CASH REPORT FOR THE CAPITAL PROJECTS ACCOUNT - SALEM

February 1, 2012	Beginning Balance	\$ 432,377.55
	<u>RECEIPTS</u>	\$ 47.05
	<u>DISBURSEMENTS</u>	
	Transfer to Gen Fund	\$ 0.00
February 29, 2012	Ending Balance	\$ 432,424.60

FEBRUARY 2012- CASH REPORT FOR THE TRAILS ACCOUNT – SALEM

February 1, 2012	Beginning Balance	\$ 225,485.88
	<u>RECEIPTS</u>	\$ 24.54
February 29, 2012	Ending Balance	\$ 225,510.42

2.) The approval of payment of the vouchers February 14, 2012 – March 12, 2012 was presented as follows:

Vouchers issued from February 14, 2012 through March 12, 2012	\$ 8,982,881.49
Payroll #4 Ending 2/11/12	\$ 66,352.41
Payroll #5 Ending 2/25/12	\$ 65,384.20
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Total	\$9,114,618.10

MOTION BY Supervisor Campion, to approve payment of the vouchers with exceptions. Questions were asked and discussion regarding some of the invoices.
 MOTION AMENDED BY Supervisor Campion, second by Supervisor O’Connell to approve the payment of the vouchers as presented.
 UNANIMOUS VOTE – AYE
 MOTION CARRIED

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

Chairman Tesar (Lakes Committee & Hooker Lake) report.

Chairman Tesar reminded everyone to vote on Tuesday, April 3rd with three (3) Town Supervisor positions up for election.

The Public Safety Fair will be held this year on June 2nd in Bristol.

Hooker Lake Management District held their meeting last week.

There will be a Vendor Fair and Easter Egg Hunt held at the Town Hall on March 31st, 9:00 am – 3:00 pm.

1.) Chariman Tesar stated she would like to establish a committee for 4th of July events with the events to include fireworks. She requested volunteers to form a committee for next year.

Steve Brown, Gail Peckler – Dziki and Mike Culat volunteered to be on this committee.

MOTION BY Supervisor Campion, second by Supervisor Kmiec to form the committee to look at community celebrations.

UNANIMOUS VOTE – AYE

MOTION CARRIED

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

Supervisor Faber announced the DNR annual reimbursement to the Town of Water Patrol was completed and approved by the DNR on February 16, 2012. The total costs for the water patrol for salaries, materials, supplies and training of approximately four (4) new officers came to \$20,917.78. The DNR reimbursement formula and CCLRD's financial assistance brought the costs down to \$9,952.78. The DNR reimbursement will be \$6,071.20 (approx 61%).

CCLRD held its first quarterly meeting.

The CCLRD building has been completed under cost and ahead of schedule.

CCLRD is currently resolving the spillway issues with the DNR.

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

Supervisor O'Connell reported that the new library building has a WOW! factor to it. The first half hour of the open house had about thirty (30) people walk through it. The Library didn't spend any money to upgrade the building. The owner of the building paid for the upgrades with a ten (10) year signed lease.

Supervisor Kmiec (Park Commission) report.

Supervisor Kmiec reported that there was continued discussion about the new Camp Lake Park. Administrator Casey added that they hope to see a proposed plan soon.

Supervisor Campion (County Liaison) report.

Supervisor Campion reported that FEMA is issuing new flood maps. www.floodsmart.gov allows people to put in an address to view and informs of flood insurance at a discounted rate, but for a limited time.

1.) Supervisor Campion presented a synopsis of establishing a committee on Information, Communication and Technology which included an Ad-Hoc Communications Committee, committee objectives, a proposed time commitment, a proposal of the function of the committee chair and a proposed committee member profile.

Discussion followed.

MOTION BY Supervisor Campion, second by Supervisor Faber to create a committee on Information, Communication and Technology.

UNANIMOUS VOTE – AYE

MOTION CARRIED

CLOSED SESSION

1.) MOTION BY Supervisor Campion, second by Supervisor Kmiec to move into closed session pursuant to: Section 19.85(1)(e), Wis. Stats. for the purpose of deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session. This closed session is relative to a vendor contract renewal.

ROLL CALL VOTE

SUPRVISORS Faber, O’Connell, Kmiec, Campion and Chairman Tesar – AYE

MOTION CARRIED

Board moved into Closed Session at 8:37 pm.

2.) MOTION BY Supervisor Campion, second by Supervisor O’Connell to move out of Closed Session and reconvene in Open Session.

ROLL CALL VOTE

SUPRVISORS Faber, O’Connell, Kmiec, Campion and Chairman Tesar – AYE

MOTION CARRIED

Board moved out of Closed Session and into Open Session at 8:49 pm.

3.) Chairman Tesar made an announcement relative to Section 19.85(1)(e) referenced during the Closed Session that the Town would look into retaining a long term contract for waste and recycling.

ADJOURNMENT

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

UNANIMOUS VOTE – AYE

MOTION CARRIED

This Regular Board meeting was adjourned at 8:50 p.m.

Respectfully submitted,

Cindi Ernest, Clerk