

**MINUTES  
TOWN OF SALEM  
REGULAR MEETING OF THE BOARD OF SUPERVISORS  
Monday, November 10, 2014 7:00 P.M.**

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

**CHAIRMAN:** Diann Tesar

**BOARD OF SUPERVISORS:** Dennis Faber, Mike Culat, Ted Kmiec and Dan Campion

**OTHERS:** Attorney Scholze, Administrator Casey, Brad Zautcke and Cindi Ernest.

**GUESTS:** Mike Langel, Arlene Langel, Mike Ullstrup, Evan Kirsch, Crystal Kosze, Jerry Leslie, Karen Fakes, Richard Fakes, Kaet Johnson, Sue Milligan, Darren Hillock, Gail Dziki and Jill Rozell

**PLEDGE OF ALLEGIANCE**

Chairman Tesar led the Pledge of Allegiance.

**OPEN MEETING COMPLIANCE CHECK**

The agenda was posted prior to 4:00 p.m. on Friday, November 7, 2014 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.

**APPROVAL OF AGENDA SEQUENCE**

There was a change in the agenda sequence. Planning & Zoning item #2 will be moved up in the agenda after Citizen Comments.

**CITIZEN COMMENTS**

Mike Langel, Arlene Langel and Karen Fakes spoke in favor of the Board developing an ordinance for ATV routes.

Sue Milligan, Kaet Johnson and Jerry Leslie spoke against developing an ordinance for ATV routes.

**PRESENTATIONS, PETITIONS, COMMUNICATIONS, & OTHER AGENCY REPORTS**

In honor of Veterans Day tomorrow, Chairman Tesar asked for a moment of silence. She then requested that Veterans attending to please stand and thanked them for their service to our country.

**PLANNING AND ZONING**

**2.)** Proposed Text Amendments to the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinances – Chapter 12, amending the requirements for Mobile Tower Siting based upon

Wisconsin State Statute 66.0404 was presented to the Town Board. It was explained that this is being corrected to comply with State Statutes.

The Town Planning and Zoning Commission reviewed this item at their October 22, 2014 meeting. There was no action or recommendation taken by the Planning Commission as they didn't feel they knew enough about the proposed item.

MOTION BY Supervisor Faber, second by Supervisor Campion to approve the Text Amendments, as it relates to the State Statutes, to the Kenosha County General Zoning and Shoreland/Floodplain Zoning Ordinances – Chapter 12, amending the requirements for Mobile Tower Siting based upon Wisconsin State Statute 66.0404 as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

## **PRESENTATIONS, PETITIONS, COMMUNICATIONS, & OTHER AGENCY REPORTS**

1.) Evan Kirsch, of Boy Scout Troop 328, completed his Eagle Scout project by developing a butterfly garden at Community Park. The purpose of the garden is to help prevent Monarch butterflies from becoming extinct. The garden is located back near the pond and there are also wooden signs telling about the garden. Evan then presented Chairman Tesar with a certificate of appreciation, from Monarch Watch, an organization dedicated to the conservation, education and research of Monarch Butterflies and their natural habitat.

2.) Discussion and possible action on the results of the ATV referendum.

## **PLANNING & ZONING**

1.) A request by Robert P. & Diane M. Wagner Trustees, PO Box 263, Wilmot, WI 53192-0263 (Owner), Robert P. Wagner, PO Box 263, Wilmot, WI 53192-0263 (Agent) for a rezoning from R-4 (Urban Single-Family Residential District) & C-1 (Lowland Rural Residential District) to R-4, C-1, and C-2 (Upland Resource Conservancy District), on Tax Parcel #67-4-120-303-1321, located in the Southwest 1/4 of Section 30, Township 1 North, Range 20 East, Town of Salem was presented. For informational purposes only this parcel is located on the west side of 308<sup>th</sup> Avenue approximately 250 feet south of 113<sup>th</sup> Street. The Town Planning and Zoning Commission approved this rezoning on a vote of 4-0.

MOTION BY Supervisor Culat, second by Supervisor Faber to approve the request by Robert P. & Diane M. Wagner Trustees, PO Box 263, Wilmot, WI 53192-0263 (Owner), Robert P. Wagner, PO Box 263, Wilmot, WI 53192-0263 (Agent) for a rezoning from R-4 (Urban Single-Family Residential District) & C-1 (Lowland Rural Residential District) to R-4, C-1, and C-2 (Upland Resource Conservancy District), on Tax Parcel #67-4-120-303-1321, located in the Southwest 1/4 of Section 30, Township 1 North, Range 20 East, Town of Salem as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

2.) Item #2 was a change in sequence and was moved to after Citizen Comments.

## **SEWER UTILITY DEPARTMENT**

1.) Partial Payment Request No. 5 by Staab Construction Corporation, in the amount of \$452,132.55 for the Wastewater Treatment Plant Upgrades was presented.

MOTION BY Supervisor Faber, second by Supervisor Culat to approve Partial Payment Request No. 5 by Staab Construction Corporation, in the amount of \$452,132.55 for the Wastewater Treatment Plant Upgrades as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

### **ADMINISTRATOR’S BUSINESS**

1.) A request from Woodhaven Meadows, LLC, to allow for a bond, in lieu of and refund of cash deposit, as surety for the 1-year, 10%, guarantee retainage on the accepted public improvements, in the amount of \$241,648.00 was presented.

MOTION BY Supervisor Faber, second by Supervisor Culat to approve the request from Woodhaven Meadows, LLC, to allow for a bond, in lieu of and refund of cash deposit, as surety for the 1-year, 10%, guarantee retainage on the accepted public improvements, in the amount of \$241,648.00 as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

2.) Strand & Associates, Inc. Task Order No. 14-03, Water Treatment Evaluation and Wellhead Protection Plan was presented.

MOTION BY Supervisor Faber, second by Supervisor Campion to approve Strand & Associates, Inc. Task Order No. 14-03, Water Treatment Evaluation and Wellhead Protection Plan as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

### **CLERK’S BUSINESS**

1.) The approval of the minutes of the previous meeting of a Regular Board meeting on 10/13/2014 and a Special Meeting on 11/05/2014 were presented.

MOTION BY Supervisor Culat, second by Supervisor Kmiec to approve the minutes of the October 13<sup>th</sup> Regular Board meeting as presented.

SUPERVISORS Faber, Culat, Kmiec and Chairman Tesar – AYE

SUPERVISOR Campion – ABSTAIN due to absence

MOTION CARRIED

MOTION BY Supervisor Faber, second by Supervisor Campion to approve the minutes of the November 5<sup>th</sup> Special Board meeting as presented.

SUPERVISORS Faber, Campion, Kmiec and Chairman Tesar – AYE

SUPERVISOR Culat – ABSTAIN due to absence

MOTION CARRIED

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

Katherine Johnson Michael Bevis Aaron Hopkins Michelle Cordova

MOTION BY Supervisor Faber, second by Supervisor Culat to approve the Operator Licenses as presented with approval is contingent on background check clearance, completion of beverage server class, and payment of the necessary fees.

UNANIMOUS VOTE – AYE

MOTION CARRIED

3.) A request for change of agent for Hasi Sai, LLC, dba as JP Food & Liquor, from Deven Patel to Ashmita Patel was filed with the Clerk. Owner of the business has moved to WI from IL in May and provided proof of her residence.

MOTION BY Supervisor Faber, second by Supervisor Campion to approve the change of agent for Hasi Sai, LLC, dba as JP Food & Liquor, from Deven Patel to Ashmita Patel as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

4.) Approval of the vouchers for October 14, 2014, through November 10, 2014, was presented as follows:

Vouchers issued from October 14, 2014 through November 10, 2014		\$ 1,360,893.87
Payroll #22 Ending	10/18/14	\$ 65,765.24
Payroll #23 Ending	11/01/14	\$ 71,115.31
		_____
<b>Total</b>		<b>\$ 1,497,774.42</b>

MOTION BY Supervisor Faber, second by Supervisor Campion to approve the vouchers for October 14, 2014, through November 10, 2014, as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

**TREASURER’S REPORT**

1.) Chairman Tesar read the Treasurer’s report for October 1, 2014 through October 31, 2014 as follows:

OCTOBER 2014 - CASH REPORT FOR THE GENERAL ACCOUNT - TOWN OF SALEM

October 1, 2014- Beginning Balance		\$1,413,360.39
	<u>RECEIPTS</u>	\$ 639,599.02
	Transfers In	\$ 1,186,578.69
	Prior Month Adjustment	\$ (182.70)
	<u>DISBURSEMENTS</u>	\$ 1,575,804.70
	PAYROLL	\$ 152,087.81
	Transfers Out	\$ 0.00
	Total	\$ 1,727,892.51
October 31, 2014- Ending Balance		\$1,511,462.89
State Pool - General	\$ 686,096.04	
Gen. Checking	\$ <u>825,366.85</u>	

Totals \$ 1,511,462.89

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OCTOBER 2014 - CASH REPORT FOR THE TAX ACCOUNT - TOWN OF SALEM

October 1, 2014 - Beginning Balance \$ 1,131.06

RECEIPTS \$ .07  
Trnsfr from Gen. Ck. \$ 0.00

DISBURSEMENT  
Trnsfr to Gen. Ck \$ 0.00

October 31, 2014 - Ending Balance \$ 1,131.13

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OCTOBER 2014 - CASH REPORT FOR THE PARK ACCOUNT - TOWN OF SALEM

October 1, 2014 - Beginning Balance \$ 355,891.30

RECEIPTS \$ 3,540.78

DISBURSEMENTS  
Transfer to LGIP 8 \$ 0.00

October 31, 2014- Ending Balance \$ 359,432.08

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OCTOBER 2014 - CASH REPORT FOR THE MAINTENANCE ACCOUNT-SALEM

October 1, 2014 Beginning Balance \$ 42,788.20

RECEIPTS \$ 158.61

October 31, 2014 Ending Balance \$ 42,946.81

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OCTOBER 2014 - CASH REPORT FOR THE CAPITAL PROJECTS ACCOUNT - SALEM

October 1, 2014 Beginning Balance \$ 900,168.77

RECEIPTS \$ 9,369.27  
Transfer In \$ 0.00

DISBURSEMENTS  
Transfer Out \$ 354,981.99



There have also been some changes in the Clean Water Act and the legislature has been working on changing. In the State of WI, 90% of the communities and 70% of the residents rely on groundwater for drinking. The rest depend on Lake Michigan and Lake Winnebago.

**ADJOURNMENT**

MOTION BY Supervisor Culat, second by Supervisor Faber to adjourn this Regular meeting.

UNANIMOUS VOTE – AYE

MOTION CARRIED

**This Regular Board meeting was adjourned at 7:37 p.m.**

Respectfully submitted,

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Cindi Ernest, Clerk