

MINUTES
REGULAR MEETING OF THE BOARD OF SUPERVISORS
Monday, March 9, 2015 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, Mike Murdock, Mike Slover, Dave Shortess, Jack Rowland and Cindi Ernest.

GUESTS: Carl Siegel, West C Jacobs, Pat Mulvey, Jim Woodke, Ron Gandt, Corrine Simon, Larry Simon, Fred W Brown, Michael Underhill, Chance Hilberlink

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 Wednesday, March 4, 2015 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 no change in the agenda sequence.

CITIZEN COMMENTS

West Jacobs of Trevor, came before the Board requesting a road name change of 242nd Avenue to Schumacher Road in memory of Scott Schumacher of Trevor. Scott was a City of Kenosha Fire Fighter who recently passed away from a duty related illness. West had been in contact with Tammy Bronstadt from Samantha Kerkman's office who told him that the name was up to the Town. Administrator Casey suggested an honorary naming because the 242nd Avenue couldn't be changed. The Town will look into the process.

PRESENTATIONS, PETITIONS, COMMUNICATIONS, & OTHER AGENCY REPORTS Announcement of

1.) Chairman Tesar's term on the Community Library Board will expire in April 30th and she stated she would like to "pass the torch". She announced that the Board will be taking applications of interest for this position.

PLANNING & ZONING

1.) Ordinance 15-03-09; An Ordinance Approving an Amendment to the Comprehensive Plan for the Town of Salem: 2035, on Tax Parcel # 66-4-120-274-0122 was presented. The Town Planning and Zoning Commission adopted Resolution No 15-03-04, a Resolution Approving an Amendment to the Comprehensive Plan for the Town of Salem on a vote of 5-0. There were five (5) Commission members present and two (2) Commission members absent.

MOTION BY Supervisor Faber, second by Supervisor Campion to adopt Ordinance 15-03-09; An Ordinance Approving an Amendment to the Comprehensive Plan for the Town of Salem: 2035, on Tax Parcel # 66-4-120-274-0122 as presented and update the 2035 Plan.

UNANIMOUS VOTE – AYE

MOTION CARRIED

2.) A request by Attic Self Storage LM Inc., 6850 349th Avenue, Burlington, WI 53105 (owner), Town of Salem, P.O. Box 443 Salem, WI 53168 (agent), for a rezoning from A-1 (Agricultural Preservation District) and C-1 (Lowland Conservation District) to R-3 (Urban Single-Family Residential District), BP-1 (Business Park District) and C-1 on Tax Parcel # 66-4-120-274-0122 located in Section 27, Township 1 North, Range 20 East, Town of Salem was presented.

Supervisor Faber read a quote to those in attendance, from a local online citizens forum. He then gave those in attendance an overview of the Comprehensive Plan and what the purpose of this rezone was. He told those in attendance he wanted to dispel the accusations and misinformation that is being given on this forum to the public, regarding the changes to the Comprehensive Plan.

The Town Planning and Zoning Commission approved this rezoning on a vote of 5-0.

MOTION BY Supervisor Faber, second by Supervisor Kmiec to approve the request by Attic Self Storage LM Inc., 6850 349th Avenue, Burlington, WI 53105 (owner), Town of Salem, P.O. Box 443 Salem, WI 53168 (agent), for a rezoning from A-1 (Agricultural Preservation District) and C-1 (Lowland Conservation District) to R-3 (Urban Single-Family Residential District), BP-1 (Business Park District) and C-1 on Tax Parcel # 66-4-120-274-0122 located in Section 27, Township 1 North, Range 20 East, Town of Salem as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

3.) A request by the Town of Salem, P.O. Box 443, Salem, WI 53168 (owner), for a rezoning from A-1 (Agricultural Preservation District) to BP-1 (Business Park District) and C-1 (Lowland Conservation District) on Tax Parcel #66-4-120-271-0400 located in Section 27, Township 1 North, Range 20 East, Town of Salem was presented.

The Town Planning and Zoning Commission approved this rezoning on a vote of 5-0.

MOTION BY Supervisor Faber, second by Supervisor Campion to approve the request by the Town of Salem, P.O. Box 443, Salem, WI 53168 (owner), for a rezoning from A-1 (Agricultural Preservation District) to BP-1 (Business Park District) and C-1 (Lowland Conservation District) on Tax Parcel #66-4-120-271-0400 located in Section 27, Township 1 North, Range 20 East, Town of Salem as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

4.) A request by Attic Self Storage LM Inc., 6850 349th Avenue, Burlington, WI 53105 (owner), Town of Salem, P.O. Box 443 Salem, WI 53168 (agent), for approval of a Certified Survey Map (undated draft prepared by R.A. Smith National, Inc.) to divide Tax Parcel # 66-4-120-274-0122 into one (1) 7.0-acre

parcel, and one (1) 41.1-acre parcel. Part of Section 27, Township 1 North, Range 20 East, Town of Salem was presented.

The Town Planning and Zoning Commission approved this Certified Survey Map on a vote of 5-0.

MOTION BY Supervisor Faber, second by Supervisor Campion to approve the request by Attic Self Storage LM Inc., 6850 349th Avenue, Burlington, WI 53105 (owner), Town of Salem, P.O. Box 443 Salem, WI 53168 (agent), for approval of a Certified Survey Map (undated draft prepared by R.A. Smith National, Inc.) to divide Tax Parcel # 66-4-120-274-0122 into one (1) 7.0-acre parcel, and one (1) 41.1-acre parcel. Part of Section 27, Township 1 North, Range 20 East, Town of Salem as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

SEWER UTILITY DEPARTMENT

1.) A Partial Payment Request No. 9 by Staab Construction Corporation, in the amount of \$111,355.50 for the Wastewater Treatment Plant Upgrades was presented.

MOTION BY Supervisor Culat, second by Supervisor Faber to approve the Partial Payment Request No. 9 by Staab Construction Corporation, in the amount of \$111,355.50 for the Wastewater Treatment Plant Upgrades as presented.

UNANIMOUS VOTE- AYE

MOTION CARRIED

HIGHWAY DEPARTMENT

1.) The recommendation of the Town Engineer of the contract award for the 2015 Town Road Rehabilitation Program and Camp Lake Park Improvements was presented. The two (2) bids received were checked and tabulated as follows:

	Montgomery Lake Highlands Sub., Trevor Creek Est. Sub., Camp Lake Trail & Boat Launch	Shorewood Terrace Sub	Hi Woods Sub	Camp Lake Park Parking Lots	
Bidder/Contractor	(Base Bid)	(Alt. A)	(Alt. B)	(Alt. C)	Grand Total
1. Stark Asphalt	\$943,564.05	\$396,738.00	\$92,010.00	\$99,102.50	\$1,531,414.55
2. Payne & Dolan, Inc.	\$984,909.95	\$418,314.81	\$86,121.48	\$95,847.50	\$1,585,193.74

The recommendation was that the Town consider awarding a contract which includes the Base Bid, Alternate A, B and C to Stark Asphalt in the amount of \$1,531,414.55.

MOTION BY Supervisor Culat, second by Supervisor Faber to award the 2015 Town Road Rehabilitation Program and Camp Lake Park Improvements Base Bid, Alternate A, B and C to Stark Asphalt in the amount of \$1,531,414.55 as presented.

UNANIMOUS VOTE- AYE

MOTION CARRIED

CLERK'S BUSINESS

1.) The minutes of the previous meeting of a Regular Board meeting on 2/9/2015 and a Special Meeting on 2/23/2015 were presented for approval.

MOTION BY Supervisor Faber, second by Supervisor Culat to approve the minutes of a Regular Board meeting on 2/9/2015 and a Special Meeting on 2/23/2015 as presented
UNANIMOUS VOTE- AYE
MOTION CARRIED

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

Dawn M Roberts

MOTION BY Supervisor Kmiec, second by Supervisor Faber to approve the Operator License as presented with approval contingent on background check clearance, completion of beverage server class, and payment of the necessary fees.
SUPERVISORS Faber, Culat, Kmiec and Chairman Tesar – AYE
SUPERVISOR Campion – NAY
MOTION CARRIED

3.) An Operator License application was filed with the Town Clerk as follows. Approval is contingent on background check clearance, completion of beverage server class, and payment of the necessary fees.

Denise L Villa

MOTION BY Supervisor Kmiec, second by Supervisor Culat to approve the Operator License 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

4.) The vouchers for February 10, 2015, through March 9, 2015, were presented for approval as follows:

Vouchers issued from February 10, 2015 through March 9, 2015		\$ 7,431,432.67
This includes February tax settlements paid to taxing districts		
Payroll #3 Ending	2/07/15	\$ 79,526.96
Payroll #4 Ending	2/21/15	\$ 61,438.44

	Total	\$ 7,572,398.07

MOTION BY Supervisor Culat, second by Supervisor Faber to approve the vouchers for February 10, 2015, through March 9, 2015, as presented.
UNANIMOUS VOTE- AYE
MOTION CARRIED

TREASURER'S REPORT

1.) Chairman Tesar read the Treasurer's report for February 1, 2015 through February 28, 2015 as follows:

FEBRUARY 2015 - CASH REPORT FOR THE GENERAL ACCOUNT - TOWN OF SALEM

February 1, 2015- Beginning Balance **\$10,566,515.36**

<u>RECEIPTS</u>	\$1,284,323.41
Transfers In	\$7,366,904.58
Prior Month Adjustment	\$ 141.00

<u>DISBURSEMENTS</u>	\$8,693,628.70
PAYROLL	\$ 156,834.39
Transfers Out	<u>\$8,000,000.00</u>
Total	\$16,850,463.09

February 28, 2015- Ending Balance **\$2,367,421.26**

State Pool - General	\$ 555,240.92
Gen. Checking	<u>\$ 1,812,180.34</u>
Totals	\$ 2,367,421.26

FEBRUARY 2015 - CASH REPORT FOR THE TAX ACCOUNT - TOWN OF SALEM

February 1, 2015 - Beginning Balance **\$ 1,131.40**

<u>RECEIPTS</u>	\$ 337.53
Trnsfr from Gen. Ck.	\$8,000,000.00

<u>DISBURSEMENT</u>	
Trnsfr to Gen. Ck	\$6,910,808.44

February 28, 2015 - Ending Balance **\$ 1,090,660.49**

FEBRUARY 2015 - CASH REPORT FOR THE PARK ACCOUNT - TOWN OF SALEM

February 1, 2015 - Beginning Balance **\$ 367,527.32**

<u>RECEIPTS</u>	\$ 3,265.07
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<u>DISBURSEMENTS</u>	
Transfer to LGIP 8	\$ 0.00

February 28, 2015- Ending Balance **\$ 370,792.39**

Chairman Tesar report that a Library Board meeting will be held at the Silver Lake Library at 6:30 pm on March 24, 2015. There will be a Kenosha County Council of Governments meeting on Saturday, March 14, 2015 beginning at 8:30 am.

Supervisor Faber (CCLRD, SEWRPC, P&Z Joint Liaison, Board of Review, Public Safety & Communication Committees) report.

Supervisor Faber that CCLRD held their quarterly meeting last week. The northern fishing was good this year. For many years, game fishing was stunted, but it is improving. Ice shantys re to be off the lakes by March 5th.

There is a new invasive species in Lake Muskego called a starry stoneworth.

Chairman Tesar, Supervisor Faber and Administrator Casey attended the 19th annual Town's Tr-County meeting. There was discussion regarding the Governor having the counties do the assessments.

Attended the Multi-Jurisdictional Comp Plan meeting. This meeting is held once a year.

Supervisor Culat (Park & P & Z Commissions Joint Liaison, Public Works Committee) report.

Supervisor Culat reported that work is continuing at the sewer plant.

There are positive reports coming from the Building Department.

Chairman Tesar mentioned that there is a request for a meeting with the Library Board regarding the Library Joint Agreement.

Supervisor Kmiec (Park Commission Joint Liaison, Administration, Public Safety, & Communication Committees) report.

Supervisor Kmiec had nothing to report.

Supervisor Champion (County & Voltz Lake Liaison, Administration, Communication & Public Works Committees) report.

Supervisor Champion reported that the DOT is still gathering information on STH 83 and CTH C and STH 83 and CTH JF.

The Westosha Seniors has a list of programs on their website and they serve good breakfasts.

In the month of February, the County Board approved an extension of KABA's revolving credit line, which ties in the Town's proposed business park.

CLOSED SESSION

1.) MOTION BY Supervisor Champion, second by Supervisor Culat 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 public properties.

ROLL CALL VOTE

SUPERVISORS Faber, Culat, Kmiec, Champion and Chairman Tesar – AYE

MOTION CARRIED

The Board moved into Closed Session at 7:36 pm.

MOTION BY Supervisor Culat, second by Supervisor Campion to move out of closed session and reconvene in Open Session.

ROLL CALL VOTE

SUPERVISORS Faber, Culat, Kmiec, Campion and Chairman Tesar – AYE

MOTION CARRIED

The Board moved out of Closed Session and reconvened in Open Session at 8:32 pm.

2.) There was no discussion, action or announcement relative to Section 19.85(1)(e) referenced during the closed session.

ADJOURNMENT

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

UNANIMOUS VOTE – AYE

MOTION CARRIED

This Regular Board meeting was adjourned at 8:34 p.m.

Respectfully submitted,

Cindi Ernest, Clerk