

**MINUTES
REGULAR MEETING OF THE BOARD OF SUPERVISORS
Monday, August 10, 2015 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: Dennis Faber, Mike Culat, Ted Kmiec and Dan Campion

OTHERS: Attorney Scholze, Administrator Casey, Brad Zautcke, Mike Murdock, Mike Slover and Cindi Ernest.

GUESTS: Gregory Galice, Bruce Nopenz, Jim Woodke, John Poole, Michael Ullstrup, John Roberts, Bob Kupfer, Fred Brown, Doug Randolph Tom Lampe, Konnie Lampe and Bryon Spinler

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, August 5, 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

There were no citizen's comments.

PRESENTATIONS, PETITIONS, COMMUNICATIONS, & OTHER AGENCY REPORTS

1.) Chairman Tesar read and presented a Proclamation to the Central Westosha High School's 2015 WI Girls Softball Champions. The presentation was made to Tom and Konnie Lampe, coaches for the team.

BUILDING DEPARTMENT

1.) Further discussion took place regarding the raze which was ordered by the Town Board. In April 2015 the Board gave additional time for the raze of the buildings, including residential/commercial building and garage on property located at 22002 60th Street, Salem, WI. Tax Parcel No. 65-4-120-011-0106, belonging to James J. Jennings, 4851 N. East River Road, Norridge, IL 60656. Mr. Jennings again appeared before the Board with a potential buyer for the property and an additional 30 days was given.

Bob Kupfer, Attorney, representing James Jennings informed the Board that Mr. Freigtas, the potential buyer, has backed out of the purchase of the property. Mr. Jennings would still like to pursue fixing it and selling the property.

Administrator Casey informed the Board that the building has been stripped of everything. They would need to rebuild it from the ground up and brought up to current building codes. It's a dangerous building and this has been going on since the fall of 2014.

Further discussion.

MOTION BY Supervisor Faber, second by Supervisor Campion to proceed with the raze order in place.

Supervisor Culat voiced concerns regarding a possible injunction and possible legal costs which would be involved.

Attorney Scholze advised that if a court should order an injunction, then the Town would just stop.

UNANIMOUS VOTE – AYE

MOTION CARRIED

SEWER UTILITY DEPARTMENT

1.) Partial Payment Request No. 14 by Staab Construction Corporation, in the amount of \$41,259.66, for the Wastewater Treatment Plant Upgrades was presented.

MOTION BY Supervisor Campion, second by Supervisor Faber to approve Partial Payment Request No. 14 by Staab Construction Corporation, in the amount of \$41,259.66, for the Wastewater Treatment Plant Upgrades as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

2.) Resolution 15-08-10, A Resolution Confirming and Approving the Town of Salem Utility District Compliance Maintenance Annual Report for 2014 was presented.

Sewer Utility Department Head, Brad Zautcke, informed the Board that the Town scored well except for two (2) force main breaks in the winter of 2014 and a manhole overflow at the Kenosha County Fairgrounds.

MOTION BY Supervisor Faber, second by Supervisor Campion to adopt Resolution 15-08-10, A Resolution Confirming and Approving the Town of Salem Utility District Compliance Maintenance Annual Report for 2014 as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

PUBLIC SAFETY

1.) Ordinance No. 15 08 10, An Ordinance Creating Section 400-20 of the Code of the Town of Salem Prohibiting Theft was presented.

MOTION BY Supervisor Faber, second by Supervisor Campion to adopt Ordinance No. 15 08 10, An Ordinance Creating Section 400-20 of the Code of the Town of Salem Prohibiting Theft as presented.

SUPERVISORS Faber, Kmiec, Campion and Chairman Tesar – AYE

SUPERVISOR Culat - NAY

MOTION CARRIED

2.) Ordinance No 15 08 10A, an Ordinance Creating Section 470-14 of the Code of the Town of Salem Regarding Disorderly Conduct With a Motor Vehicle was presented.

MOTION BY Supervisor Culat, second by Supervisor Faber to adopt Ordinance No 15 08 10A, an Ordinance Creating Section 470-14 of the Code of the Town of Salem Regarding Disorderly Conduct With a Motor Vehicle as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

CLERK’S BUSINESS

1.) The minutes of a Regular Board meeting on 7/13/2015 and a Special Meeting on 7/20/2015 were presented.

MOTION BY Supervisor Faber, second by Supervisor Campion to approve the minutes of a Regular Board meeting on 7/13/2015 and a Special Meeting on 7/20/2015 was presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

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

Walter E Miedema Paul G Jablonowski Frank R Curtis Kimberely k Geyer

MOTION BY Supervisor Campion, second by Supervisor Culat to approve the Operator Licenses 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.) A SecondHand Article & SecondHand Jewelry Dealer License application, filed with the Town Clerk, by Mark G Schultz, DBA All About the Find, located at 8607 Antioch Road, Unit #1, Sale, WI was presented.

MOTION BY Supervisor Culat, second by Supervisor Faber to approve the SecondHand Article & SecondHand Jewelry Dealer License for Mark G Schultz, DBA All About the Find, located at 8607 Antioch Road, Unit #1, Sale, WI as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

4.) A liquor license application filed with the Clerk for retail license to sell fermented malt beverages and intoxicating liquors, in accordance with the provisions of CHAPTER 125.04 of the Wisconsin State Statutes was presented as follows with approval 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

B & S Roadhouse, LLC
9251 Antioch Road
Salem, WI 53168
Agent: Bryon Spinler

Reuben & Co.
9351 Antioch Road
Salem, WI 53168

Owner Bryon Spinler informed the Board that his new venture is a restaurant, all his own menus and he is getting away from the bar venue and will be a restaurant with bar drinks available.

MOTION BY Supervisor Faber, second by Supervisor Campion to approve the liquor license for retail license to sell fermented malt beverages and intoxicating liquors, in accordance with the provisions of CHAPTER 125.04 of the Wisconsin State Statutes as presented with approval contingent on background check clearance, payment of delinquent taxes, assessments, and all necessary fees.

UNANIMOUS VOTE – AYE

MOTION CARRIED

5.) The vouchers for July 14, 2015, through August 10, 2015 were presented and read by Chairman Tesar as follows:

Vouchers issued from July 14, 2015 through August 10, 2015		\$ 1,160,183.33
Payroll #14 Ending	7/11/15	\$ 77,950.70
Payroll #15 Ending	7/25/15	\$ 67,220
		\$ 1,305,354.39
Total		\$ 1,305,354.39

MOTION BY Supervisor Culat, second by Supervisor Faber to approve the vouchers for July 14, 2015, through August 10, 2015 as presented

UNANIMOUS VOTE – AYE

MOTION CARRIED

TREASURER’S REPORT

1.) Chairman Tesar read the Treasurer’s report for July 1, 2015 through July 31, 2015 as follows:

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

July 1, 2015- Beginning Balance **\$1,931,532.09**

RECEIPTS	\$ 919,012.00
Transfers In	\$
Prior Month Adjustment	\$

DISBURSEMENTS	\$1,196,875.61
PAYROLL	\$ 238,132.09
Transfers Out	\$ 0.00
Total	\$1,435,007.70

July 31, 2015- Ending Balance **\$1,415,536.39**

State Pool - General	\$ 833,552.74
Gen. Checking	\$ 581,983.65
Totals	\$ 1,415,536.39

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

July 1, 2015 - Beginning Balance **\$ 0.00**

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

DISBURSEMENT
Trnsfr to LGIP 8 **\$ 0.00**

July 31, 2015 - Ending Balance **\$ 0.00**

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

July 1, 2015 - Beginning Balance **\$ 383,894.03**

RECEIPTS **\$ 4,896.96**

DISBURSEMENTS
Transfer to LGIP 8 **\$ 0.00**

July 31, 2015- Ending Balance **\$ 388,790.99**

JULY 2015 - CASH REPORT FOR THE MAINTENANCE ACCOUNT-SALEM

July 1, 2015 Beginning Balance **\$ 44,197.54**

RECEIPTS **\$ 379.74**

July 31, 2015 Ending Balance **\$ 44,577.28**

JULY 2015 - CASH REPORT FOR THE CAPITAL PROJECTS ACCOUNT – SALEM

July 1, 2015 Beginning Balance **\$ 3,033,273.03**

RECEIPTS **\$ 6,668.28**
Transfer In **\$ 0.00**

DISBURSEMENTS
Transfer Out **\$ 0.00**

July 31, 2015 Ending Balance **\$ 3,039,941.31**

1.) MOTION BY Supervisor Culat, second by Supervisor Faber 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 joint and/or consolidated services agreements.

ROLL CALL VOTE

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

MOTION CARRIED

The Town Board moved into Closed Session at 7:32 pm.

Silver Lake Village President, Bruce Nopenz, was asked to come into Closed Session for the purpose of the Town Board asking questions and clarification at 8:03 pm.

Silver Lake Village President, Bruce Nopenz, left this Closed Session at 8:16 pm.

2.) MOTION BY Supervisor Faber, second by Supervisor Culat 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

3.) The announcement relative to Section 19.85(1)(e) referenced during the closed session was that it was the consensus of the Board that Administrator Casey has been given the authority to negotiate and agreement with the Village of Silver Lake for Fire/Rescue services.

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 8:27 p.m.

Respectfully submitted,

Cindi Ernest, Clerk