

**MINUTES
TOWN OF SALEM
REGULAR MEETING OF THE BOARD OF SUPERVISORS
MONDAY, January 14, 2013 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: Pat Casey, Town Attorney, Mike Murdock, Mike Slover, Dave Shortess, Brad Zautcke and Cindi Ernest

GUESTS: Toni Schaedel, Robert Meisinger, George Steffen, Jim Woodke, Leon Edmark, Roland Allan, Brian Cardiff, Dawn Driscoll, Wayne Fritch, Larry Colby, Roland Buhler, Sandy Wilson and Kim Roper.

PLEDGE OF ALLEGIANCE

Chairman Tesar led the Pledge of Allegiance.

OPEN MEETING COMPLIANCE CHECK

The agenda was posted by 4:00 p.m. on Thursday, January, 2013 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.

CITIZENS COMMENTS

Leon Edmark came before the board to ask for a resolution to a cat problem in his neighborhood. The cats are being allowed to breed on property in the neighborhood and there are feral cats everywhere and are not being cared for. He can't go on someone else's property and the property owners won't do anything. The cats are breeding under the house. Administrator Casey advised that the town doesn't have a lot of authority when it comes to cats, but with the property owner's permission we can have the Safe Harbor Shelter come out and trap them. He was also advised that they would catch them, fix them and release them. Discussion of the feral cats continued and Mr. Edmark was advised to speak to the neighbors and see if they would allow the shelter to come and get the cats.

PRESENTATIONS, PETITIONS, COMMUNICATIONS, & OTHER AGENCY REPORTS

1.) Chairman Tesar informed the board that she would like the request by Toni Schaedel, relative to the results of a study and chemical treatment of Cross Lake and the Town

contributing to the funding of weed eradication, referred to committee on January 21st. This item was tabled from the December 2012 Regular Board meeting.

Discussion followed regarding the weeds, the town contributing and the need for long range lake planning of all of our lakes.

MOTION BY Supervisor Campion, second by Supervisor Faber to address this issue in committee on January 21, 2013.

UNANIMOUS VOTE – AYE

MOTION CARRIED

2.) A proposal by Supervisor Culat for a vacant property ordinance was brought back. This item was tabled from last month's agenda. This item was tabled from the December 2012 Regular Board meeting.

Discussion took place regarding occupancy, if there is a need for an occupancy permit, how foreclosure would trigger enforcement, concerns of compliance and the steps employees would have to take for enforcement and due process. All were in agreement that this item should be sent to committee for further discussion and will be added to the January 21, 2013 Board Committee agenda.

BUILDING DEPARTMENT

1.) An update, discussion and possible action on property located at 9949 272nd Avenue, Trevor, WI 53179-9797, Tax Parcel No. 66-4-120-214-1410, belonging to Roland Alber 9949 272nd Avenue, Trevor, WI 53179 and Mary K. Lester 10920 267th Avenue, Trevor, WI 53179. This item was tabled from the December 2012 Regular Board meeting.

Mr. Alber informed that there has been progress done with the sheeting and he will be shingling soon. He will come back in February before the board and give another progress report.

FIRE AND RESCUE

1.) Informational update on the agreement that was made by Silver Lake Rescue to provide Emergency Medical Services to the Village of Silver Lake. This item was tabled from the December 2012 Regular Board meeting.

MOTION BY Supervisor Kmiec, second by Supervisor Campion to remove this item from the agenda until further information is received.

UNANIMOUS VOTE – AYE

MOTION CARRIED

PLANNING AND ZONING

1.) A Subdivider's Agreement between George & Diane Propeck (Owner) and the Town of Salem were presented. Property address of 12501 280th Avenue, Trevor, WI 53179. Tax Parcel #67-4-120-333-0200, located in the Southwest Quarter of Section 33, Township 1 North, Range 20 East, Town of Salem. For informational purposes only this parcel is located on the southeast corner of 122nd Street and 280th Avenue.

The Town of Salem Planning & Zoning Commission approved the Subdivider's Agreement between George & Diane Propeck (Owner) and the Town of Salem on a 6-0 vote.

MOTION BY Supervisor Faber, second by Supervisor Campion to take the recommendation of the Planning & Zoning Commission and approve the Subdivider's Agreement between George & Diane Propeck (Owner) and the Town of Salem as presented.

SUPERVISOR CULAT ABSTAINED FROM THIS VOTE DUE TO A CONFLICT OF INTEREST

UNANIMOUS VOTE – AYE
MOTION CARRIED

2.) A request by Trustees Methodist Church of Wilmot, PO Box 218, Wilmot WI 53192-0218 (Owner), Wayne R. Fritch, 11 E. Hague Drive, Antioch IL 60002-2636 (Agent) for a variance was presented. Section V. B. 12.28-7: which states that non-conforming structures which encroach upon the yard requirements of this ordinance, but which met yard requirements of the applicable zoning ordinance at the time of construction, may be structurally enlarged or expanded if the existing structure is located at least fifty (50) percent of the minimum setback requirement and further provided that the alteration does not create a greater degree of encroachment on yard, height, parking, loading, or access requirements in the I-1 Institutional District) to construct a 22' x 9' church addition onto the northeast side of an existing non-conforming structure, which is located 8.6 feet (required setback 65 feet) from the right-of-way of CTH "W" (Fox River Rd.) on Tax Parcel #67-4-120-303-0910, Southwest Quarter of Section 30, Township 1 North, Range 20 East, Town of Salem. For informational purposes only this parcel is located on the east side of CTH "W" (Fox River Rd) approximately 300 feet south of CTH "C" (114th Street).

The Town of Salem Planning & Zoning Commission approved the variance request on a 6-0 vote.

MOTION BY Supervisor Kmiec, second by Supervisor Culat to take the recommendation of the Planning & Zoning Commission and approve the request by Trustees Methodist Church of Wilmot, PO Box 218, Wilmot WI 53192-0218 (Owner), Wayne R. Fritch, 11 E. Hague Drive, Antioch IL 60002-2636 (Agent) for a variance as presented for the parcel located on the east side of CTH "W" (Fox River Rd.) on Tax Parcel #67-4-120-303-0910.

UNANIMOUS VOTE – AYE
MOTION CARRIED

3.) A request by Trevor-Wilmot Consolidated Grade School District (Owner), for approval of a Certified Survey Map (dated October 13, 2012 by Mark A Bolender, R.L.S. of Ambit Land Surveying) to create one (1) 8.71-acre parcel and one (1) 0.82-acre parcel from existing Tax Parcel #67-4-120-302-0240 was presented. Part of the Northwest Quarter of Section 30, Township 1 North, Range 20 East, Town of Salem. For informational purposes only this parcel is located on the west side of County Trunk Highway "W" (Fox River Road), approximately 0.5 miles north of County Trunk Highway "C" (Wilmot Road).

The Town of Salem Planning & Zoning Commission made a recommendation for conditional approval of the Certified Survey Map request, subject to conditions 1 through 13 of Patrick Meehan's Review Memorandum dated 11/3/12, on a 6-0 vote.

MOTION BY Supervisor Culat, second by Supervisor Faber to take the recommendation of the Planning & Zoning Commission and approve the request by Trevor-Wilmot Consolidated Grade School District (Owner), for approval of a Certified Survey Map (dated October 13, 2012 by Mark A Bolender, R.L.S. of Ambit Land Surveying) to create one (1) 8.71-acre parcel and one (1) 0.82-acre parcel from existing Tax Parcel #67-4-120-302-0240, with conditions 1 through 13 of Patrick Meehan's Review Memorandum dated 11/3/12 (attached), as presented.

UNANIMOUS VOTE – AYE
MOTION CARRIED

STORM WATER

1.) Change Order #1 in the amount of \$5,444.17 and Payment Request #2 (Final) in the amount

of \$9,095.80, from Bradford Contractors, LLC, was presented for the 2012 Storm Water Projects. Original contract amount \$104,700.00 less \$5,819.47 for future mill and patch work.

MOTION BY Supervisor Faber, second by Supervisor Culat to approve Change Order #1 in the amount of \$5,444.17 and Payment Request #2 (Final) in the amount of \$9,095.80, from Bradford Contractors, LLC, as presented, for the 2012 Storm Water Projects.

UNANIMOUS VOTE – AYE

MOTION CARRIED

2.) A request by Joseph Krupinski to receive additional credit and/or exceptions for all the drainage projects completed on his property. This was tabled from the December 10, 2012 agenda due to Mr. Krupinski not being present.

Mr. Krupinski was not present at this meeting.

MOTION BY Supervisor Faber, second by Supervisor Culat to deny further storm water credits for all drainage projects on Mr. Krupinski's property.

UNANIMOUS VOTE – AYE

MOTION CARRIED

CLERK'S BUSINESS

1.) Correction to be made to the minutes under Planning and Zoning items # 1, 2 & 3, Supervisor Culat abstained on all three (3) items.

MOTION BY Supervisor Faber, second by Supervisor Campion to approve the minutes of the Regular Board meeting on 12/10/2012, with the correction noted, and the Special Board Meeting on 12/18/2012.

UNANIMOUS VOTE – AYE

MOTION CARRIED

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

Lara Zinsky

Margaret W Padgett

Kiersten M Mey

Daniel Ridenour

Tammy L Pozdol

Ali Mehmood

Jenna La Tour

Vanessa I Gilman

MOTION BY Supervisor Faber, 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 Dealer License application submitted to the Clerk by Nancy L. Wilson, DBA Thrift Trip, Inc. 25014 83rd Street Salem, WI 53168 was presented. Approval is contingent on background check clearance, and payment of the necessary fees, delinquent taxes and assessments.

MOTION BY Supervisor Faber, second by Supervisor Kmiec to approve the Secondhand Article Dealer License for Nancy L. Wilson, DBA Thrift Trip, Inc. 25014 83rd Street Salem, WI 53168 as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

TREASURER'S REPORT

1.) Chairman Tesar read the Treasurer's report for December 1, 2012 – December 31, 2012 as follows:

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

December 1, 2012- Beginning Balance		\$1,871,235.29
<u>RECEIPTS</u>	\$ 5,705,502.08	
Prior Month Adjustment	\$ (12,687.31)	
<u>DISBURSEMENTS</u>	\$ 575,348.04	
PAYROLL	<u>\$ 174,195.91</u>	
Total	\$ 749,543.95	
December 31, 2012 - Ending Balance		\$6,814,506.11
State Pool - General	\$ 1,110,365.23	
Gen. Checking	<u>\$ 5,704,140.88</u>	
Totals	\$ 6,814,506.11	

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

December 1, 2012- Beginning Balance		\$ 0.00
<u>RECEIPTS</u>	\$ 0.00	
Trnsfr from Gen. Ck.	\$ 0.00	
<u>DISBURSEMENT</u>		
Trnsfr to Gen. Ck.	\$	
December 31, 2012 - Ending Balance		\$ 0.00

DECEMBER 2012 - CASH REPORT FOR THE PARK ACCOUNT - TOWN OF SALEM

December 1, 2012 - Beginning Balance		\$ 545,325.34
<u>RECEIPTS</u>	\$ 4,938.18	
<u>DISBURSEMENTS</u>	\$ 0.00	

December 31, 2012 - Ending Balance \$ 550,263.52

DECEMBER 2012 - CASH REPORT FOR THE MAINTENANCE ACCOUNT-SALEM

December 1, 2012 Beginning Balance \$ 37,376.94

RECEIPTS \$ 728.49

December 31, 2012 Ending Balance 38,105.43

DECEMBER 2012 - CASH REPORT FOR THE CAPITAL PROJECTS ACCOUNT - SALEM

December 1, 2012 Beginning Balance \$ 475,372.27

RECEIPTS \$ 74.03
Transfer from LGIP 8 \$ 0.00

DISBURSEMENTS
Transfer to Gen Fund \$ 0.00

December 31, 2012 Ending Balance \$ 475,446.30

DECEMBER 2012- CASH REPORT FOR THE TRAILS ACCOUNT – SALEM

December 1, 2012 Beginning Balance \$ 225,784.55

RECEIPTS \$ 35.16

December 31, 2012 Ending Balance \$ 225,819.71

2.) Payment of the vouchers for December 11, 2012 through January 14, 2013, was presented as follows:

Vouchers issued from December 11, 2012
through January 14, 2013 \$ 503,624.38

Payroll #26 Ending 12/15/12	\$ 66,271.67
Payroll #1Ending 12/29/12	\$ 68,040.43

Total	\$ 637,936.48
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MOTION BY Supervisor Faber, second by Supervisor Campion to approve the payment of the vouchers for December 11, 2012 through January 14, 2013, as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

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

Chairman Tesar (Library Board, Hooker Lake, & Administration, Public Works, Public Safety & Communication Committees) report.

Chairman Tesar asked that discussion of the audit, lakes, and job descriptions be placed on the agenda for the board committee meeting on January 21, 2013 at 6:00 pm. A special meeting will also be needed following the committee meeting for two (2) resolutions. There is a library board meeting tomorrow and there was a Hooker Lake meeting last Thursday. The next Hooker Lake meeting will be on March 14th.

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

Supervisor Faber reported that the first quarterly meeting of CCLRD will be on February 21st. The Silver Lake Protection Assoc. will meet at 5:30 pm on January 21st and they will review the bids for weeds. WTA Tri-County meeting is on February 20th at the Brat Stop.

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

Supervisor Culat reported that there is a Parks meeting on Wednesday at 7:00 pm. He is encouraged by the number o building permits issued and Mike Murdock did a wonderful job on the snow removal.

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

Supervisor Kmiec reported that the Public Safety Committee met and they are reviewing public safety ordinances and redrafting some.

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

Supervisor Campion reported that there is nothing to report for Voltz Lake. Lake Shangri-La is having their fishing derby on January 26th & 27th. ATC is planning a high transmission line in the County. There will be two (2) informational meetings on Jan. 29th from 3:00 pm – 7:00 pm at Fox View Golf Course in Lake Geneva and Jan. 30th from 3:00 pm – 7:00 pm at Christ Lutheran

Church in Paddock Lake.

ADJOURNMENT

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

UNANIMOUS VOTE – AYE

MOTION CARRIED

This Regular Town Board meeting was adjourned at 8:12 p.m.

Respectfully submitted,

Cindi Ernest, Clerk