

**MINUTES
TOWN OF SALEM
REGULAR MEETING OF THE BOARD OF SUPERVISORS
Monday, September 9, 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, Rich Scholze, Brad Zautcke, Mike Murdock, Dave Shortess and Cindi Ernest

GUESTS: Manont Schmidt, Ron Schmidt, Loraine Burnier, Tim Burnier, Fred Brown, Frank Bell, Bill Winker, Virginia Winker, David Gyger, Pam Gyger, Randy Bonn (?) and Scott Fredrick.

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, September 6, 2013 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.

CITIZENS COMMENTS

Virginia Winker questioned why there was no discussion on the agenda relating to the buoys on Hooker Lake. She state she had prior approval by the Town Board and the application should be turned over to the DNR.

Chairman Tesar responded that it would be.

Mrs. Winker then read a copy of a letter she had written to the board (letter not given to the clerk as part of the permanent record) with her stated intention is to have the whole board vote yes after hearing the letter.

Tim Burnier stated to the board that they were going to have to approve or disapprove the application. He said he had spoken to the DNR. Lakes are held in public trust and are bound to uphold the state constitution above all else and 200 feet is excessive restriction.

Tim Vanderhoef read an email to the board (also not given to the clerk and entered as part of the permanent record) from Tim Esplin of the DNR regarding wake boarding and its effects on shoreline erosion. He stated he had given the board a petition with signatures and believed the signatures outnumbered those who are opposed to the buoys.

Buoys will be placed on a special meeting agenda on Monday, September 16, 2013.

ADMINISTRATIVE BUSINESS

1.) Ordinance No. 13-09-09A, An Ordinance Creating Section 330-20 of the Code of the Town of Salem Regarding Boat Launching Fees on Camp Lake was presented.

The purpose of this ordinance is that in order to qualify for an additional \$5,000 on a grant applied for the Marchuk property, the Town would need to charge boat launch fees at the proposed boat launch.

Discussion followed relative to the grant, boat launching and enforcement.

MOTION BY Supervisor Culat to approve Ordinance No. 13-09-09A, An Ordinance Creating Section 330-20 of the Code of the Town of Salem Regarding Boat Launching Fees on Camp Lake as presented.

Further discussion.

MOTION DIED FOR LACK OF A SECOND

Further discussion took place about fees on Center and possibly other lakes.

MOTION BY Supervisor Faber to amend Ordinance No. 13-09-09A, An Ordinance Creating Section 330-20 of the Code of the Town of Salem Regarding Boat Launching Fees on Camp Lake to include Camp and Center Lake.

MOTION DIED FOR LACK OF A SECOND

Consensus of the Board is to place this item on Monday, September 16, 2013 special meeting agenda.

2.) An Agricultural Lease that would lease a twenty-seven (27) acre of tax parcel number 66-4-120-233-0300 tract of farm land with Fred W. Brown was presented.

MOTION BY Supervisor Kmiec, second by Supervisor Faber to approve and sign the lease with Fred W. Brown to farm Town property, Parcel # 66-4-120-233-0300.

UNANIMOUS VOTE – AYE

MOTION CARRIED

PLANNING & ZONING

1.) Ordinance No. 13-09-09; an Ordinance Adopting Amendments to the Comprehensive Plan for the Town of Salem: 2035, on Tax Parcel # 65-4-120-044-0210 and a portion of Tax Parcel # 65-4-120-044-0200 was presented.

The Town Planning & Zoning Commission adopted this Resolution No. 13 08 28, which recommends that the Salem Town Board adopt Ordinance No. 13-09-09; an Ordinance Adopting Amendments to the Comprehensive Plan for the Town of Salem: 2035, on a 6-0 vote.

MOTION BY Supervisor Culat, second by Supervisor Faber to adopt Ordinance No. 13-09-09; an Ordinance Adopting Amendments to the Comprehensive Plan for the Town of Salem: 2035 as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

2.) A request by David C & Pamela Gyger, PO Box 13, Wilmot, WI 53192 (Owner), for a rezoning from R-8 (Urban Two-Family Residential District) to R-4 (Urban Single-Family Residential District) on a portion of Tax Parcel #67-4-120-303-0145 located in the Southwest ¼ of Section 30, Township 1 North, Range 20 East, Town of Salem was presented.

The Town Planning & Zoning Commission recommended the rezoning for David C & Pamela Gyger, PO Box 13, Wilmot, WI 53192 (Owner), for a rezoning from

R-8 (Urban Two-Family Residential District) to R-4 (Urban Single-Family Residential District) on a portion of Tax Parcel #67-4-120-303-0145 located in the Southwest ¼ of Section 30, Township 1 North, Range 20 East, Town of Salem 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 David C & Pamela Gyger, PO Box 13, Wilmot, WI 53192 (Owner), for a rezoning from R-8 (Urban Two-Family Residential District) to R-4 (Urban Single-Family Residential District) on a portion of Tax Parcel #67-4-120-303-0145 located in the Southwest ¼ of Section 30, Township 1 North, Range 20 East, Town of Salem as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

SEWER UTILITY

1.) Task Order 13-04, the Sanitary Sewer Evaluation and Recommendations – Strand & Associates was presented.

MOTION BY Supervisor Faber, second by Supervisor Culat to approve Task Order 13-04, the Sanitary Sewer Evaluation and Recommendations in an amount not to exceed \$20,000.

UNANIMOUS VOTE – AYE

MOTION CARRIED

2.) Task Order 13-05 Waste Water Treatment Plant Improvements 2014 – Strand & Associates was presented.

MOTION BY Supervisor Faber, second by Supervisor Culat to approve Task Order 13-05 Waste Water Treatment Plant Improvements 2014 in the amount of \$208,000, as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

Supervisor Campion requested a monthly report on these Task Orders.

CLERK'S BUSINESS

1.) The approval of the minutes of the previous meeting of a Regular Board meeting on 08/12/2013 and a Special Meeting on 8/19/2013 were presented.

MOTION BY Supervisor Culat, second by Supervisor Kmiec to approve the minutes of a Regular Board meeting on 08/12/2013 and a Special Meeting on 8/19/2013 as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

2.) Resolution No. 13 09 09, A Resolution Requesting an Exemption from the County Library Tax for the 2014 Budget for the Town of Salem was presented. This is a yearly resolution, which is done so the Town doesn't pay library taxes to the county due to the joint Community Library.

MOTION BY Supervisor Faber, second by Supervisor Campion to adopt Resolution No. 13 09 09, A Resolution Requesting an Exemption from the County Library Tax for the 2014 Budget for the Town of Salem as presented.

UNANIMOUS VOTE – AYE

MOTION CARRIED

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

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

4.) Clerk Ernest requested the Board confirm the date and time of Thursday, October 31, 2013 from 4:00 pm until 7:00 pm for Halloween Trick or Treat in the Town of Salem. This has been the date the Town has historically done Halloween Trick or Treating.

MOTION BY Supervisor Kmiec, second by Supervisor Campion to confirm Thursday, October 31, 2013 from 4:00 pm until 7:00 pm for Halloween Trick or Treat in the Town of Salem.

UNANIMOUS VOTE – AYE

MOTION CARRIED

TREASURER’S REPORT

1.) Chairman Tesar read the Treasurer’s Report for August 1, 2013 through August 31, 2013 as follows:

AUGUST 2013 - CASH REPORT FOR THE GENERAL ACCOUNT - TOWN OF SALEM

August 1, 2013- Beginning Balance **\$3,094,120.83**

<u>RECEIPTS</u>	\$ 280,979.31
Transfers In	\$ 1,346,864.24
Prior Month Adjustment	\$ 0.00

<u>DISBURSEMENTS</u>	\$ 1,700,792.53
PAYROLL	\$ 229,978.67
Transfers Out	<u>\$ 198,686.45</u>
Total	\$ 2,129,457.65

August 31, 2013 - Ending Balance **\$2,592,506.73**

State Pool - General \$ 1,694,673.66

Gen. Checking \$ 897,833.07

Totals \$ 2,592,506.73

AUGUST 2013 - CASH REPORT FOR THE TAX ACCOUNT - TOWN OF SALEM

August 1, 2013 - Beginning Balance **\$ 963.05**

<u>RECEIPTS</u>	\$.06
Trnsfr from Gen. Ck.	\$ 0.00

<u>DISBURSEMENT</u>	
Trnsfr to Gen. Ck	\$ 0.00

August 31, 2013 - Ending Balance \$ 963.11

AUGUST 2013 - CASH REPORT FOR THE PARK ACCOUNT - TOWN OF SALEM

August 1, 2013 - Beginning Balance \$ 322,750.03

RECEIPTS \$ 1,634.09

DISBURSEMENTS

Transfer to LGIP 8 \$ 1000.00

August 31, 2013- Ending Balance \$ 323,384.12

AUGUST 2013 - CASH REPORT FOR THE MAINTENANCE ACCOUNT-SALEM

August 1, 2013 Beginning Balance \$ 39,349.06

RECEIPTS \$ 2.38

August 31, 2013 Ending Balance \$ 39,351.44

AUGUST 2013 - CASH REPORT FOR THE CAPITAL PROJECTS ACCOUNT – SALEM

August 1, 2013 Beginning Balance \$ 4,248,002.38

RECEIPTS \$ 230.06
Transfer In \$ 198,686.45

DISBURSEMENTS

Transfer Out \$ 1,046,864.24

August 31, 2013 Ending Balance \$ 3,400,054.65

AUGUST 2013- CASH REPORT FOR THE TRAILS ACCOUNT – SALEM

August 1, 2013 Beginning Balance \$ 215,464.41

RECEIPTS \$ 13.04

DISBURSEMENTS

August 31, 2013 Ending Balance \$ 215,477.45

2.) Approval of payment of the vouchers for August 13, 2013, through September 9, 2013, was presented as follows:

Vouchers issued from August 13, 2013 through September 9, 2013	\$ 536,578.37
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(Note: Payrolls #17 & 18 will be placed
on next month's voucher report)

Total	\$ 536,578.37
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MOTION BY Supervisor Culat, second by Supervisor Campion to approve the vouchers 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 Committee) report.

Chairman Tesar reported the Library Board has a new treasurer, Mike Faber. The next meeting is in Twin Lakes at 6:30 pm on Sept. 23rd. There will be a special town board meeting next Monday at 6:00 pm.

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

Supervisor Faber reported that CCLRD held its annual meeting and every item in their budget was unanimously approved. Susan Greenfield did a presentation on rain gardens. Silver Lake Protection Association is hosting a fundraiser on September 28th at the Marina. They have applied for a \$144,000 grant. The Multi-Jurisdictional met and all counties have complied, with adjustments being done annually.

Chairman Tesar reported that the American Transmission Co, who is proposing the lines to Lake Geneva, will be meeting in the spring of 2014. PumpkinDaze is being held on October 19th at the Highway/Fire building beginning at 9:00 am – 12:00 midnight. There will be a vendor fair, food, drinks, children's activities, and raffles, Salem Has Talent, Kyle Young Band and Bella Cain. There will be a PumpkinDaze committee meeting tomorrow at 6:00 pm.

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

Supervisor Culat had nothing to report.

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

Supervisor Kmiec told the public works departments that they were doing a nice job on the roads.

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

Supervisor Campion reported that Voltz Lake will hold their annual meeting on Thursday, October 17th at 7:00 pm at the Town Hall. County Exec Jim Krueser will be hosting Journey Home on September 27th to benefit children. He also complimented Public Works on the roads.

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 collective bargaining.

ROLL CALL VOTE

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

MOTION CARRIED

Town Board moved into Closed Session at 8:11 pm.

Supervisor Kmiec left this Closed Session at 8:36 pm.

MOTION BY Supervisor Culat, second by Supervisor Campion to move out of Closed Session and into Open Session.

ROLL CALL VOTE

SUPERVISORS Faber, Culat, Campion and Chairman Tesar – AYE

MOTION CARRIED

Town Board moved into Open Session at 8:45 pm.

Supervisor Culat left this meeting at 8:45 pm.

2.) There was nothing to discuss, announce or action regarding this Closed Session.

ADJOURNMENT

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

UNANIMOUS VOTE – AYE

MOTION CARRIED

This Regular Board meeting was adjourned at 8:47 p.m.

Respectfully submitted,

Cindi Ernest, Clerk