

**MINUTES**  
**REGULAR MEETING OF THE SALEM LAKES BOARD OF TRUSTEES**  
**Monday, November 12, 2018 7:00 P.M.**

President Tesar called this Regular Meeting of the Village of Salem Lakes Board of Trustees to order at 7:00 p.m., with the following present:

- TRUSTEES:** Dan Campion, Bill Hopkins, Mike Culat, Dennis Faber and Ron Gandt
- ABSENT:** Ted Kmiec was absent, but participated by phone conference.
- OTHERS:** Attorney Scholze, Interim Administrator Mike Murdock, Brad Zautcke, Mike Slover, Chris Lamb and Cindi Dulaney

**CLOSED SESSION**

This Closed Session was removed from the agenda.

**CITIZEN COMMENTS**

Noah Feebler, Attorney representing Paula and Dustin Beck stated he understands the frustration of the Village Board. He then shared Mrs. Beck's intentions for the property. They are trying to avoid litigation which is expensive all around. He presented the Board with a repair plan and stated that his client is committed to the plan and schedule. On behalf of his client, he requested that the Village Board reconsider the raze order and believes that reconsidering will benefit both the Village and his client.

Chris Skryznecki informed the Board that John's Disposal continues to leak oil on the roadways. Drivers have been told not to drive with leaking oil, but they still do. He has made calls to Johns regarding this and sent a letter to former Administrator Casey. He stated that we all have wells and the oils leaking are seeping into the ground.

He is also in favor of allowing the apartment owners to repair the apartment. The Village should support them.

Mark Nordigian told the Board and those in attendance that the County budget had been passed and has gone down. Camp Lake Gardens flooding information may be coming to the Village Board as the County may be able to do something on it.

The Board thanked Veterans for their service to our country.

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

**1.)** Scheduled computer workstation and laptop replacements in the amount of \$10,458.06. Sales tax on the quotes will be removed.

MOTION BY Trustee Hopkins, second by Trustee Campion to approve the scheduled computer workstation and laptop replacements in the amount of \$10,458.06. UNANIMOUS VOTE – AYE MOTION CARRIED

**2.)** An Agreement with Midwest Fiber Networks for Internet Services was presented. It is a five (5) year contract at \$900 a month.

MOTION BY Trustee Culat, second by Trustee Campion to approve the Agreement with Midwest Fiber Networks for Internet Services as presented. UNANIMOUS VOTE – AYE MOTION CARRIED

**3.)** Dan, with John's Disposal reviewed with the Board a possible 2019 Rate Change Proposal. He stated that currently residents put their bulk garbage out on the first garbage pickup of the month. With the new option residents would call and schedule a bulk garbage pickup anytime during the month. Residents would be allowed to do this once a month and Johns will manage the time. The truck would come through each week and residents wouldn't have to wait until the beginning of the month. Under the current pickup, residents are charged \$.85 a unit for twelve (12) pickups a year.

In response to Chris Skyrznecki's oil leak complaint, he stated that Johns tries their best to be responsive to the leaks. There is increased DOT inspections which includes hydraulic lines.

MOTION BY Trustee Campion, second by Trustee Culat to retain the current bulk garbage pickup service from Johns at \$.85 a unit, a month. UNANIMOUS VOTE – AYE MOTION CARRIED

**4.)** A request by Western Kenosha County Senior Citizens Council for purchase of service funding assistance, in the amount of \$3,500, for an air conditioner for the Westosha Senior Community Center. The assistance is for the fiscal year 2019.

MOTION BY Trustee Faber, second by Trustee Campion to approve the request by Western Kenosha County Senior Citizens Council for purchase of service funding assistance, in the amount of \$3,500, for an air conditioner for the Westosha Senior Community Center. UNANIMOUS VOTE – AYE MOTION CARRIED

**5.)** A request by the Sharing Center, Inc for purchase of funding assistance in the amount of \$12,000 for the fiscal year 2019.

MOTION BY Trustee Campion, second by Trustee Culat to approve the request by the Sharing Center, Inc for purchase of funding assistance in the amount of \$12,000.

TRUSTEES Campion, Hopkins, Culat, Faber, Kmiec and Gandt – AYE PRESIDENT Tesar – NAY  
MOTION CARRIED

**6.)** Attorney Scholze issued a memo relative to the Municipal Courts. The Village adopted ordinances with a change from two (2) Branches to one (1) Branch. If the Board wants to continue with the terms then there would be the need for an election for Judge Langel, but would recreate and fill by appointment and undo Ordinance 17.11(A). The Charter Ordinance would need to be adopted and change both judge the terms to a two (2) year term and the terms wouldn't change until 2025. The Charter Ordinance wouldn't take effect for sixty days.

MOTION BY Trustee Hopkins, second by Trustee Gandt to leave the ordinance as is and the court would go away April 30, 2019.

Trustees Hopkins and Gandt – AYE

Trustees Faber, Kmiec, Campion, Culat and President Tesar – NAY MOTION FAILED

Attorney Scholze suggested after December Repeal Ordinance 17.11(A), creating a vacant position, fill it by appointment until the election and do the Charter Ordinance with the election term to 2021.

**Trustee Kmiec left this meeting (by phone conference) at 7:43 pm.**

**7.)** Vicious Animals – This item is tabled until the November Board Committee of the Whole meeting.

## **FIRE/RESCUE DEPARTMENT**

**1.)** The 2018/2019 Collective Bargaining Agreement between the Village of Salem Lakes Fire/Rescue and General Teamsters Local 200 was presented.

MOTION BY Trustee Culat, second by Trustee Hopkins to approve the 2018/2019 Collective Bargaining Agreement between the Village of Salem Lakes Fire/Rescue and General Teamsters Local 200 as presented.

UNANIMOUS VOTE – AYE MOTION CARRIED

**2.)** Resolution No 8 11 12, A Resolution Authorizing a Change in the 2018 Budget for the Village of Salem Lakes was presented.

MOTION BY Trustee Culat, second by Trustee Gandt to adopt Resolution No 8 11 12, A Resolution Authorizing a Change in the 2018 Budget for the Village of Salem Lakes as presented.

UNANIMOUS VOTE – AYE MOTION CARRIED

### **PLANNING & ZONING**

1.) Resolution No. 18-11-12(B), A Resolution Requesting Kenosha County to Amend Section 7.03 of the County's Traffic and Boating Laws Code to Prohibit Parking on Portions of CTH "C" in the Village of Salem Lakes was presented. (More specifically from Joe Meier Parkway southwesterly to the intersection or the railroad tracks).

MOTION BY Trustee Faber, second by Trustee Culat to adopt Resolution No. 18-11-12, A Resolution Requesting Kenosha County to Amend Section 7.03 of the County's Traffic and Boating Laws Code to Prohibit Parking on Portions of CTH "C" in the Village of Salem Lakes as presented.

UNANIMOUS VOTE – AYE MOTION CARRIED

### **STORM WATER**

1.) Resolution No 18 11 12(C)), A Resolution Establishing Storm Water Utility User Fees in the Village of Salem Lakes, Kenosha County, Wisconsin was presented. This will raise the StormWater User Fee from \$60 a year to \$80 a year.

MOTION BY Trustee Culat, second by Trustee Hopkins to adopt Resolution No 18 11 12, A Resolution Establishing Storm Water Utility User Fees in the Village of Salem Lakes, Kenosha County, Wisconsin as presented. TRUSTEES Campion, Hopkins, Culat, Gandt and President Tesar – AYE

TRUSTEE Faber - NAY MOTION CARRIED

### **ADMINISTRATOR'S BUSINESS**

1.) Resolution No 18 11 12(A), A Resolution Authorizing a Change in the Purpose of Certain Appropriations Under the 2018 Budget for the Village of Salem Lakes was presented.

MOTION BY Trustee Culat, second by Trustee Faber to adopt Resolution No 18 11 12, A Resolution Authorizing a Change in the Purpose of Certain Appropriations Under the 2018 Budget for the Village of Salem Lakes as presented. UNANIMOUS VOTE – AYE MOTION CARRIED

2.) Pay Request No 2, from Payne & Dolan, Inc. in the amount of \$183,983.22, for the 2018 Village Road rehabilitation Project In: 113th Street, 114th Street, 115th Street, 269th Avenue, 270th Avenue, 271st Avenue, 272nd Avenue, 273<sup>rd</sup> Avenue, 274th Avenue, 275th Avenue, 276th Avenue, 277th Avenue, First Street, S. Sixth Street & Various Other Locations was presented.

MOTION BY Trustee Hopkins, second by Trustee Culat to approve Pay Request No 2, from Payne & Dolan, Inc. in the amount of \$183,983.22, for the 2018 Village Road rehabilitation Project as presented.

UNANIMOUS VOTE – AYE MOTION CARRIED

3.) There was no Administrator's report.

### **CLERK'S BUSINESS**

1.) Minutes of a Regular Board meeting on 9/10/2018 & 10/08/2018, a Joint Public Hearing & Special Board meeting on 9/17/2018 and Committee of the Whole Workshops on 10/15/2018 & 10/22/2018 were presented. MOTION BY Trustee Culat, second by Trustee Hopkins to approve the minutes of a Regular Board meeting on 9/10/2018 & 10/08/2018, a Joint Public Hearing & Special Board meeting on 9/17/2018 and Committee of the Whole Workshops on 10/15/2018 & 10/22/2018 as presented.

Trustee Campion requested that Resolution on October 8<sup>th</sup> be changed as he vote - Yes

UNANIMOUS VOTE – AYE MOTION CARRIED

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

Jessica M Ballering                      Mack G Sherman                      Emily Brinkmann                      Rachel Waterman

MOTION BY Trustee Culat, second by Trustee Hopkins to approve the Operator Licenses.

MOTION RESCINDED BY Trustee Culat, second by Trustee Hopkins.

MOTION BY Trustee Hopkins to deny the Operator License for Jessica M Ballering.

MOTION FAILED FOR LACK OF A SECOND.

MOTION BY Trustee Campion, second by Trustee Hopkins to approve the Operator Licenses for Mack G Sherman, Emily Brinkmann and Rachel Waterman. UNANIMOUS VOTE – AYE MOTION CARRIED

MOTION BY President Tesar, second by Trustee Culat to approve the Operator License for Jessica M Ballering.

TRUSTEES Campion, Hopkins, Faber and Gandt – NAY TRUSTEE Culat and President Tesar – AYE

MOTION FAILED

3.) An application was presented for retail licenses to sell fermented malt beverages and intoxicating liquors, in accordance with the provisions of CHAPTER 125.04 of the Wisconsin State Statutes, by the following, with approval contingent on background check clearance and payment of all necessary fees:

**NAME & ADDRESS  
OF APPLICANT**

**TRADE NAME & ADDRESS  
OF ESTABLISHMENT**

**CLASS "A" BEER AND "CLASS A" LIQUOR**

Wilmot Auto Service Inc.  
12001 304th Ave  
Trevor, WI 53179  
Agent: Dwayne J Garwood

Wilmot Auto Service &  
Convenience Store  
11307 Fox River Road  
Wilmot, WI 53192

MOTION BY Trustee Hopkins, second by Trustee Campion to approve the retail licenses to sell fermented malt beverages and intoxicating liquors, in accordance with the provisions of CHAPTER 125.04 of the Wisconsin State Statutes, with approval contingent on background check clearance and payment of all necessary fees:

UNANIMOUS VOTE – AYE MOTION CARRIED

4.) The vouchers for October 9, 2018 through November 12, 2018, were read by President Tesar as follows:  
Vouchers from October 9, 2018 through November 12, 2018

Accounts Payable Invoices		\$ 1,483,890.85
Payroll #21 Ending	10/13/2018	\$ 93,154.63
Payroll #22 Ending	10/27/2018	\$ 85,007.15
		<hr/>
<b>Total</b>		<b>\$ 1,662,052.63</b>

MOTION BY Trustee Faber, second by Trustee Culat to approve the vouchers from October 9, 2018 through November 12, 2018

as presented. UNANIMOUS VOTE – AYE MOTION CARRIED

## **REPORTS ON UPCOMING SCHEDULED MEETINGS, UPCOMING EVENTS AND REQUESTS FOR FUTURE AGENDA ITEMS**

Chairman Tesar read the Upcoming Meetings Scheduled as follows:

- 1.) Board Committee of the Whole (Tentative) – Monday, November 19, 2018 7:00 pm (Village Hall)
- 2.) Fire Commission Meeting (Tentative) – Monday, November 26, 2018, 5:30 pm (Village Hall)
- 3.) Library Board Meeting – Monday, November 26, 2018 6:30 pm (Twin Lakes Community Library)
- 4.) Regular Board Meeting – Monday, December 10, 2018, 7:00 pm (Village Hall)
- 5.) Park Commission Meeting – Thursday, December 13, 2018, 7:00 pm (Village Hall)
- 6.) Board Committee of the Whole (COW) (Tentative) – December 17, 2018 7:00 pm (Village Hall)

President Tesar read Upcoming Events & Information as follows:

- 1.) Santa Comes to Salem – Saturday, December 8, 2018 11:00 am – 1:00 pm.
- 2.) Board Requests for Future Agenda Items – Committee of the Whole –Vicious Animals and Wastewater Treatment Plant Regionalization Improvements Project at 6:00 pm.

## **CLOSED SESSION**

1.) MOTION BY Trustee Hopkins, second by Trustee Campion to move into Closed Session pursuant to WI Statute 19.85(1)(e): For the purpose of deliberating or negotiating the purchasing 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 in reference to Fire/Rescue Collective Bargaining Agreement, Public Works Contract and Silver Lake Rescue

AND

2.) To move into closed session pursuant to: WI Statute Section 19.85(1)(c), considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility. This is relative to a review of interim Village Administrator.

ROLL CALL VOTE Trustees Campion, Hopkins, Culat, Faber, Gandt and President Tesar – AYE  
MOTION CARRIED

**The Board convened into Closed Session at 8:28 pm with Attorney Scholze, Mike Murdock, Mike Slover and Cindi Dulaney in attendance.**

2.) MOTION BY Trustee Culat, second by Trustee Gandt to move out of Closed Session and reconvene in Open Session.

**The Board reconvened into Open Session at 9:26 pm**

3.) There was no consideration, action or announcement relative Section 19.85(1)(e) referenced during the Closed Session

4.) There was no consideration, action or announcement relative Section 19.85(1)(c) referenced during the Closed Session

## **ADJOURNMENT**

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

UNANIMOUS VOTE – AYE MOTION CARRIED

**This Regular Board meeting was adjourned at 9:27 pm.**

Submitted By:

---

Cynthia Dulaney, Clerk