

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

**President Diann 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:

**PRESIDENT:** Diann Tesar

**BOARD OF TRUSTEES:** Dan Campion, Bill Hopkins, Laura Francart. Ted Kmiec, and Mike Culat

**ABSENT:** Trustee Bob Raymond

**OTHERS:** Attorney Scholze, Mike Murdock, Brad Zautcke and Cindi Dulaney

**PLEDGE OF ALLEGIANCE**

President Tesar led the Pledge of Allegiance.

**OPEN MEETING COMPLIANCE CHECK**

The agenda was posted prior to 4:00 p.m. on Thursday, February 8, 2018 at the Salem Lakes Village Hall and on the Village's website at [www.villageofsalemlakes.org](http://www.villageofsalemlakes.org)

**APPROVAL OF AGENDA SEQUENCE**

There was no change in the agenda sequence.

**CITIZEN COMMENTS**

President Tesar announced that the scheduled Committee of the Whole (COW) meeting on Monday, February 19<sup>th</sup> has been cancelled.

She also announced that on Wednesday, February 14<sup>th</sup>, the Village of Salem Lakes will be celebrating it's first birthday.

Amy Waggoner introduced herself as a candidate for County Supervisor for District 20. Alexandra Robinson, in charge of the website and social media, was introduced.

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

**1.)** John Vandenburg, 27414 113<sup>th</sup> St, Trevor in Camp Lake Gardens. Requested that the Village review the flooding he has due to drain tiles the County put in to the south of C and to the north of 113<sup>th</sup> ST.

John Vandenburg gave an overview of the water problems he has had for over twenty (20) years. He stated the water pours out of the culvert on CTH C like there were three (3) hydrants open. He described where the water goes and the flooding which affects his home, garage and yard. He stated that there is nowhere for the water to go and eight to ten other residents have water problems also. He stated the water is coming from the farm across the street, but that it should stay on the farm and have some type of retention pond instead of running into residential areas.

Administrator Casey Said the farm has been there. The area is so flat and level with Camp Lake that there is nowhere for the water to go. He's not sure why the County put that culvert there.

Attorney Scholze added that when you have rainwater, the general rule is you keep it on the property and provide for drainage, but Mr. Vandenburg may be limited by the rights which the farmer has.

Further discussion followed regarding CTH C being a County road, drain tiles and the elevation of the area. No action was taken on this agenda item.

2.) 2018 Village road projects were presented by Administrator Casey. The costs would include stormwater projects in the areas. He stated the cost would be \$4.5 million and would include Timberlane, Sunset Oaks, Camp Lake Gardens and Silver Lake. We would have to delay the bond issue until August and split the projects until 2019

Trustee Campion stated he would like to see a projection of the costs before the Board acts on anything. He also suggested we add Hawkes Run if we're going to speak with the County.

Zack Vandenburg reiterated the problems his father John has had.

Todd Metcke stated he has the same problems, only he has had two (2) sewer backups during the big storms. His location is 26805 110<sup>th</sup> Street.

When asked about check valves, Sewer Utility District Administrator, Brad Zautcke informed the residents that they could put check valves in at the lateral, but it would be at their cost.

Chuck Connor stated he also has flooding as does the whole block which floods badly. The pumps can't keep up with the water.

MOTION BY Trustee Culat, second by Trustee Hopkins to move forward with the stormwater project.

UNANIMOUS VOTE – AYE MOTION CARRIED

## **PLANNING & ZONING**

1.) Ordinance 18-02-12, an ORDINANCE ADOPTING AN AMENDMENT TO THE MULTI-JURISDICTIONAL COMPREHENSIVE PLAN FOR KENOSHA COUNTY: 2035, was presented. Teresa M. Mulligan, 1415 E. Fleming Dr. S, Arlington Heights, IL 60004-1630 (Owner), Julie Mulligan, 1415 E. Fleming Dr. S, Arlington Heights, IL 60004 (Agent), requests an amendment to the land use plan map for the Village of Salem Lakes (Map 101) as adopted in the Multi-Jurisdictional Comprehensive Plan for Kenosha County: 2035 from "Medium-Density Residential" to "Commercial" on Tax Parcel #67-4-120-354-3155 & 67-4-120-354-3160 located in the SE ¼ of Section 35, T1N, R20E, Village of Salem Lakes

MOTION BY Trustee Culat, second by Trustee Francart to adopt Ordinance 18-02-12, an ORDINANCE ADOPTING AN AMENDMENT TO THE MULTI-JURISDICTIONAL COMPREHENSIVE PLAN FOR KENOSHA COUNTY: 2035, for Teresa M. Mulligan, 1415 E. Fleming Dr. S, Arlington Heights, IL 60004-1630 (Owner), Julie Mulligan, 1415 E. Fleming Dr. S, Arlington Heights, IL 60004 (Agent), requesting an amendment to the land use plan map for the Village of Salem Lakes (Map 101) as adopted in the Multi-Jurisdictional Comprehensive Plan for Kenosha County: 2035 from "Medium-Density Residential" to "Commercial" on Tax Parcel #67-4-120-354-3155 & 67-4-120-354-3160 located in the SE ¼ of Section 35, T1N, R20E, Village of Salem Lakes, as presented.

UNANIMOUS VOTE – AYE MOTION CARRIED

## **SEWER UTILITY DISTRICT**

1.) Partial Pay Request No 7, by August Winters and Sons, Inc., in the amount of \$671,870.00, for Phase 2 Lift Station Rehabilitation and WWTP Improvements was presented.

MOTION BY Trustee Campion, second by Trustee Hopkins to approve Partial Pay Request No 7, by August Winters and Sons, Inc., in the amount of \$671,870.00, for Phase 2 Lift Station Rehabilitation and WWTP Improvements as presented.

UNANIMOUS VOTE – AYE MOTION CARRIED

2.) A request for approval of sanitary sewer cleaning and televising proposals for possible future sanitary sewer, storm sewer and road paving projects was presented.

President Tesar requested that we start smoke testing again as there is a lot of water going into the sewer system.

MOTION BY Trustee Campion, second by Trustee Kmiec to approve the quote, from Green Bay Pipe & TV Pipe, LLC, for televising in the amount of \$54,886.45.

UNANIMOUS VOTE – AYE MOTION CARRIED

## **FIRE/RESCUE DEPARTMENT**

Fire/Rescue Chief Slover is applying for a FEMA Fire Act Program Grant participation. There are two applications within one grant and is requesting replacement of the departments various apparatus and a tender/tanker.

**2.)** Replacement of department Self Contained Breathing Apparatus, RIT Packs/Cylinders, Face Pieces – Costs approximate \$380,570, FEMA Share 95% - \$362,574, Village Share 5% - \$18,122 was presented.

MOTION BY Trustee Culat, second by Trustee Francart to approve the replacement of department Self Contained Breathing Apparatus, RIT Packs/Cylinders, Face Pieces – Costs approximate \$380,570, FEMA Share 95% - \$362,574, Village Share 5% - \$18,122 as presented.

UNANIMOUS VOTE – AYE MOTION CARRIED

**3.)** Replacement of one department Tender/Tanker – Costs approximate \$305,000, FEMA Share 95% - \$290,477, Village Share 5% - \$14,523 was presented.

MOTION BY Trustee Culat, second by Trustee Hopkins to approve replacement of one department Tender/Tanker – Costs approximate \$305,000, FEMA Share 95% - \$290,477, Village Share 5% - \$14,523 as presented.

UNANIMOUS VOTE – AYE MOTION CARRIED

## **PARKS COMMISSION**

**1.)** President Tesar announced that there is a seat vacancy on the Parks Commission and she is accepting letters of interest.

This vacancy is due to the resignation of Adam Caldwell whose one year term expires May 1, 2018.

Appointment will be for a three year term.

**2.)** Trustee Francart gave an update of upcoming Park Commission events. These events are as follows: Saturday, February 24, 2018 a Polka Night will be held at the Village Hall from 6:00 pm to 8:00 pm. There will be a live polka band with refreshments served, including a cake to celebrate the one year anniversary of the Village of Salem Lakes.

Saturday, March 24<sup>th</sup> there will be an Easter Egg Hunt to be held at Schmalfeldt Park in Silver Lake at 10:00 am. The Easter bunny will be in attendance. Children's activities will follow at the Salem Lakes Village Hall from 11:00 am – 1:00 pm.

Trustee Campion questions why we were having the Easter Egg Hunt at a park which can't handle the the parking. He feels this is a mistake.

Discussion followed with no action being taken on this.

## **ADMINISTRATOR'S BUSINESS**

**1.)** A proposal from First Security for replacement of the Kerry door system at Silver Lake Fire Station. Damage is due to July storm 2017 and reimbursed by insurance was presented.

MOTION BY Trustee Culat, second by Trustee Hopkins to approve First Security for the replacement of the Kerry door system at Silver Lake Fire Station, as presented.

UNANIMOUS VOTE – AYE MOTION CARRIED

2.) Administrator Casey reported on several legislative bills in the Assembly and Senate including AB651 relative to TIF's, by increasing a municipality's allowable levy upon the subtraction of territory from a TIF district. Ours is small, but we are part of a letter against this. AB770 regarding mandates on local government relative to refunds to developers, AB821 regarding exempting improvements donated to a municipality from the competitive bidding requirements and preparation of an annual affordability report.

**CLERK'S BUSINESS**

1.) The minutes of a Regular Board meeting on 1/08/2018 and a Special Board Meeting on 1/15/2018 were presented.

MOTION BY Trustee Hopkins, second by Trustee Culat to approve the minutes of the Regular Board meeting on 1/08/2018 as presented.

Trustee Raymond – ABSTAIN Trustees Campion, Hopkins, Culat, Francart, Kmiec and President Tesar – AYE  
MOTION CARRIED

MOTION BY Trustee Culat, second by Trustee Hopkins to approve the minutes of the Special Board meeting on 1/15/2018 as presented.

Trustees Raymond, Francart and Kmiec – ABSTAIN Trustees Campion, Hopkins, Culat, and President Tesar – AYE MOTION CARRIED

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

Katie Boehlen Susan Gorlinski Katie Nance Lesa J Dalton Cynthia Lent Linda Wanhala  
Tera M Costa Heather Lancaster Jessica Plumley Alicia Marchel David VanCleve Amanda Broniec  
Megan L Juarez Jasmine R Swafford Rene L Ratchek Trista Fiene

MOTION BY Trustee Culat, second by Trustee Francart 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.) Applications have been filed with the Clerk of the Village of Salem Lakes, Kenosha County, Wisconsin 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 were submitted by the following with approval contingent on background check clearance, completion of beverage server class, and payment of the necessary fees.:

NAME & ADDRESS  
OF APPLICANT

TRADE NAME & ADDRESS  
OF ESTABLISHMENT

**CLASS "B" BEER AND "CLASS B" LIQUOR**

Kenosha County Fair Association Co-op  
30820 111<sup>th</sup> Street  
Wilmot, WI 53192  
Agent: Denise Zirbel

Kenosha County Fair Association Co-op  
30820 111<sup>th</sup> Street  
Wilmot, WI 53192

Wilmot Stage Stop Supper Club, LLC  
30646 113<sup>th</sup> Street

Wilmot Stage Stop Supper Club, LLC  
30646 113<sup>th</sup> Street

Wilmot, WI 53192  
AGENT: Alicia Marchel

Wilmot, WI 53192

MOTION BY Trustee Culat, second by Trustee Francart 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, as presented, with approval contingent on background check clearance, completion of beverage server class, and payment of the necessary fees.

ABSTAIN - Trustee Hopkins

TRUSTEES Campion, Culat, Francart, Raymond, Kmiec and President Tesar – AYE MOTION CARRIED

4.) Clerk Dulaney is requesting that we move from our current purchasing card vendor, JP Morgan, to US Bank. Approximately 90% of the WI P-card Consortium that is moving over to US Bank. The reason for the move is that JP Morgan Chase changed the terms of the contract which has resulted in a significant reduction in their rebates. (based on last year **-\$7319.74**) Although JP Morgan Chase is still offering their rebate program to individual entities, we would lose even more of the rebate due to the majority of the Consortium moving to US Bank. Under US Bank we would have the advantage of the State of WI as well as other states under their program.

MOTION BY Trustee Campion, second by Trustee Kmiec to approve the change of purchasing card vendor from JP Morgan to US Bank.

UNANIMOUS VOTE – AYE MOTION CARRIED

5.) Clerk Dulaney is requesting authorization to allow Kenosha County to represent the Village of Salem Lakes for the 2020 Census Local Update of Census Addresses (LUCA). We did this during the last census in 2010 as Kenosha County Land Information has the resources to provide the addressing data needed by the Census Bureau.

MOTION BY Trustee Hopkins, second by Trustee Francart to approve Kenosha County Land Information to represent the Village of Salem Lakes for the 2020 Census Local Update of Census Addresses (LUCA).

UNANIMOUS VOTE – AYE MOTION CARRIED

6.) The proposed Operator License Application was presented.

MOTION BY Trustee Culat, second by Trustee Raymond to approve the Operator License template submitted by the Clerk.

UNANIMOUS VOTE – AYE MOTION CARRIED

7.) The vouchers for January 9, 2018 through February 12, 2018, were reviewed by and presented for payment as follows:

Vouchers from January 09, 2018 through February 12, 2018

Accounts Payable Invoices		\$12,774,870.63 (Includes Tax Settlements)
Payroll #1 Ending	1/06/18	\$ 78,494.54
Payroll #2 Ending	1/20/18	\$ 76,482.86
Payroll #3 Ending	2/03/18	\$ 82,933.37
	<b>Total</b>	<b>\$13,012,781.40</b>

MOTION BY Trustee Hopkins, second by Trustee Francart to approve the vouchers as presented.

UNANIMOUS VOTE – AYE MOTION CARRIED

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

President Tesar reviewed the upcoming meetings which are scheduled as follows:

- 1.)** Police & Fire Commission Meeting – Thursday, February 15, 2018 7:00 pm - CANCELLED
- 2.)** Planning & Zoning Commission Meeting – Wednesday, February 21, 2018 6:00 pm (Village Hall)
- 3.)** Library Board Meeting – Monday, February 26, 2018 6:30 pm (Salem Lakes Community Library)
- 4.)** Board of Appeals – Wednesday, February 28, 2018 6:00 pm (Village Hall)
- 5.)** Park Commission Meeting – Thursday, March 8, 2018, 7:00 pm (Village Hall)
- 6.)** Regular Board Meeting – Monday, March 12, 2018 7:00 pm (Village Hall)

The Committee of the Whole (COW) meeting for February has been CANCELLED.

President Tesar reviewed the upcoming Events & information. She told those in attendance that Mike Culat and she attended the 80<sup>th</sup> birthday celebration of Wilmot Mountain. The cake was very nice and they decided to keep it, but took off a small piece and then handed out cupcakes to guests.

Primary Election, Tuesday, February 20, 2018. Polls open 7:00 am – 8:00 pm

Spring Election, Tuesday, April 3, 2018. Polls open 7:00 am – 8:00 pm

Board Requests for Future Agenda Items – Committee of the Whole & Regular Meeting

There were no requests for future agenda items.

### **CLOSED SESSION**

**1.)** MOTION BY Trustee Hopkins, second by Trustee Culat to move into closed session pursuant to: WI Statute Section 19.85(1)(e), 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 relative real property.

AND

To move into closed session pursuant to: WI Statute Section 19.85(1)(g), Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved.

ROLL CALL VOTE TRUSTEES – Campion, Hopkins, Culat, Francart, Raymond, Kmiec and President Tesar – AYE  
MOTION CARRIED

**The Village Board moved into Closed Session at 8:11 pm with Administrator Casey, Attorney Scholze, Clerk Dulaney, Mike Slover and Brad Zautcke in attendance.**

**2.)** MOTION BY Trustee Campion, second by Trustee Francart to move out of Closed Session and reconvene in Open Session.

ROLL CALL VOTE TRUSTEES – Campion, Hopkins, Culat, Francart, Raymond, Kmiec and President Tesar – AYE  
MOTION CARRIED

**The Village Board moved out of Closed Session and reconvened in Open Session at 8:47 pm.**

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

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

**ADJOURNMENT**

MOTION by Trustee Hopkins, second by Trustee Culat to adjourn this Regular Board meeting.  
UNANIMOUS VOTE – AYE MOTION CARRIED

**This Regular Board meeting was adjourned at 8:48 pm.**

Submitted by,

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Cynthia Dulaney, Clerk

