

Public Hearing
Ordinance No. 452

April 16, 2013

Public hearing called to order at 6:55 p.m. by President Manthei. Trustees present: Baltz, Koelbl, Lautz, Leicht, Schumacher, and Wehrs. Also present: Public Works Director Scott Halbrucker, Recreation Director Michelle Czerwan, Dave Geske, Jim Steinhoff, Coulee News Correspondent Mike Martin, Village Attorney Bryant Klos, and Village Administrator Teresa Schnitzler.

The public hearing pertained to proposed Ordinance No. 452, which, if adopted, will create a Law Enforcement Disciplinary Committee, set forth the purpose, appointment and terms, rules and procedures, appeals and notice procedures, and costs associated with the creation of the LEDC.

There were no citizens present to speak for or against the proposed Ordinance.

Motion by Trustee Leicht, seconded by Trustee Schumacher to adjourn the public hearing at 6:58 p.m. Approved by voice vote.

Teresa L. Schnitzler, Village Administrator

Regular Board Meeting

April 16, 2013

Meeting called to order at 7:00 p.m. by President Manthei. Trustees present: Baltz, Koelbl, Lautz, Leicht, Schumacher, and Wehrs. Also present: Public Works Director Scott Halbrucker, Village Attorney Bryant Klos, Coulee News Correspondent Mike Martin, Recreation Director Michelle Czerwan, Dave Geske, Jim Steinhoff, Brad and Laura Villiand, Lance Wolfe, and Village Administrator Teresa Schnitzler.

Agenda Change

The Board agreed to move the Buildings and Grounds Committee meeting minutes and recommendations agenda items to the fifth item on the agenda.

Minutes

Motion by Trustee Lautz, seconded by Trustee Schumacher to approve the minutes of the April 2, 2013, Regular Board meeting as written. Roll call vote: Baltz – abstain; remainder of Board – aye. Motion approved.

Claims

Claims from the following funds were presented for payment:

<u>General Fund:</u>	\$66,203.84
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<u>Water Utility:</u>	\$213,367.87
<u>Sewer Utility:</u>	\$330,029.58
<u>Storm Water Utility:</u>	\$1,392.42

Motion by Trustee Leicht, seconded by Trustee Schumacher to approve the payment of all claims as listed. Roll call vote: Baltz – abstain; remainder of Board - aye. Motion approved.

Buildings and Grounds Committee

Trustee Lautz reported on the April 3, 2013, Buildings and Grounds Committee meeting. The purpose of the meeting was to meet with representatives of the West Salem Hockey Association to review a proposal from the West Salem Hockey Association for distribution of Focus on Energy rebates received, discuss a potential purchase of the West Salem Community Shelter by the Hockey Association, and receive an update on removal of the temporary lockers placed on the north side of the West Salem Community Shelter. John Hammes, on behalf of the West Salem Hockey Association, informed the Committee the Association has received the Focus on Energy grant money for the lights the Association installed at the shelter. The Association received \$800 for qualifying as a non-profit organization, and it received \$1,600 for the lights installed. The Association proposes the Association retain the \$800 because of their non-profit status, and the \$1,600 be divided evenly between the Village and the Association. The Committee recommended approval of West Salem Hockey Association's proposed distribution of the Focus on Energy rebate money. The West Salem Hockey Association would like to continue pursuing the purchase of the West Salem Community Shelter. The Association has access to a DNR appraiser who is willing to give a preliminary opinion on the value of the shelter, improvements, and area. Attorney Klos updated the Committee on communications had with the State of Wisconsin regarding a potential conversion process. In order to put together a conversion acceptable to the DNR, the Village would have to acquire a new piece of ground for the project, and development of currently-owned land will not qualify for a conversion. The value of land acquired and improvements the Village makes on this new site for outdoor recreational use would have to be equivalent to the current fair market appraisal of the current community shelter site. In the past, the Committee has discussed working towards acquiring land from La Crosse County. La Crosse County, however, is reviewing future locations for the Lakeview Health Care facility, and the County will not be open to discussing land transfers until the Lakeview Health Care site has been decided. The West Salem School District also has interest in purchasing land from La Crosse County for future school expansion. Attorney Klos felt the Village should have some knowledge within six to twelve months of what the County is going to do with Lakeview and what land the School District wants to purchase. The Committee discussed with the Hockey Association the removal status of the temporary trailers located on the north side of the West Salem Community Shelter. The Hockey Association would like to leave the trailers in place, paint the trailers to match the building, and place skirting around the trailers. The Committee discussed possible opposition to this from the Legion Ball league and safety concerns about the trailers in their present state. Attorney Klos recommended the Hockey Association make their improvements, take pictures of the trailers, and he could contact the DNR requesting

special permission to leave the trailers on site as the trailers do not interfere with the use and intent of the stewardship program. The Committee recommended allowing the West Salem Hockey Association trailers to stay on site with the Association making improvements to the trailers contingent upon DNR approval.

Motion by Trustee Lautz, seconded by Trustee Wehrs to approve the minutes of the April 3, 2013, Buildings and Grounds Committee meeting as presented. Roll call vote: Baltz – abstain; remainder of Board - aye. Motion approved.

Motion by Trustee Lautz, seconded by Trustee Leicht to approve the recommendation of the Buildings and Grounds Committee to accept the West Salem Hockey Association's proposed distribution of the Focus on Energy rebate money. Roll call vote: Baltz – abstain; remainder of Board – aye. Motion approved.

Motion by Trustee Lautz, seconded by Trustee Wehrs to approve the recommendation of the Buildings and Grounds Committee to allow the West Salem Hockey Association trailers to stay on site with the Association making improvements to the trailers contingent upon DNR approval. Roll call vote: Wehrs – aye; remainder of Board – nay. Motion rejected.

Offer to Purchase Land

Laura and Brad Villiand and Lance Wolfe appeared before the Board to discuss their interest in purchasing Village-owned Lot 7 in Riverview Estates. The Villiands are considering purchase of Lot 6 if additional land can be acquired from the Village at a reasonable price, and Mr. Wolfe presently resides in a home located on Lot 8.

Motion by Trustee Wehrs, seconded by Trustee Leicht to refer the purchase of Lot 7 to the Finance and Personnel Committee. Roll call vote: Unanimous aye.

Request for Ordinances Addressing Outdoor Wood Boilers

La Crosse County Vector Control Manager Dave Geske and La Crosse County Environmental Health Manager Jim Steinhoff appeared before the Board to request the Village consider ordinances addressing outdoor wood boilers (wood stoves). Mr. Geske is a Village resident, and he recognizes there are a couple of wood burners in the Village. He acknowledged the owners of the wood burners have expended money to help with heating bills. However, the negative health impacts from the smoke of the wood burners should be addressed. Mr. Steinhoff explained outdoor wood boilers provide heating and/or hot water to single residences. The basic design of the outdoor wood boiler encourages a slow, cooler fire, to maximize the amount of heat transferred from the fire to the water. Slow, cooler fires, however, burn inefficiently and create more smoke and creosote than higher temperature fires. Mr. Steinhoff suggested a ban on new boilers coming into the Village until the Village has requirements in place to address public health hazards. La Crosse County ordinances require outdoor wood boilers to be at least 200 feet from any residence, and the State requires boilers to be at least 300 feet from any residences. La Crosse County ordinances apply to unincorporated areas, and a permit is required for any new furnaces coming into the County.

Motion by Trustee Koelbl, seconded by Trustee Leicht to refer the outdoor wood boiler matter to the Buildings and Grounds Committee. Roll call vote: Unanimous aye.

Ordinance No. 452

Motion by Trustee Koelbl, seconded by Trustee Leicht to approve Ordinance No. 452 to create a Law Enforcement Disciplinary Committee. Roll call vote: Unanimous aye.

“Class A” Liquor License Application

Motion by Trustee Leicht, seconded by Trustee Koelbl to approve the issuance of a “Class A” Liquor License to the Clinic Pharmacy of West Salem, Inc., d/b/a Clinic Pharmacy Gifts & More. Roll call vote: Unanimous aye.

2013-2014 Committee Appointments

Motion by Trustee Koelbl, seconded by Trustee Leicht to approve the 2013-2014 Committee Appointments as recommended and presented. Roll call vote: Unanimous aye.

2013 - 2014 STANDING COMMITTEES

Board of Trustees
Village of West Salem

FINANCE AND PERSONNEL

James Leicht, Chairperson
Scott Schumacher
James Koelbl

UTILITIES COMMITTEE

Scott Schumacher, Chairperson
Merlin Wehrs
Walter F. Baltz, III

LAW ENFORCEMENT

Merlin Wehrs, Chairperson
John Lautz
James Leicht

STREETS

James Koelbl, Chairperson
James Leicht
Scott Schumacher

BUILDINGS AND GROUNDS

John Lautz, Chairperson
James Koelbl
Walter F. Baltz, III

LIBRARY COMMITTEE

Walter F. Baltz, III, Chairperson
James Koelbl
John Lautz

THE ABOVE COMMITTEES ARE ONE (1) YEAR TERMS. ALL EXPIRE APRIL 14, 2014.

PLANNING COMMISSION

Dennis Manthei, Chairman
1st of 2 year term, expires April 20, 2015
Judy Long
1st of 3 year term, expires April 18, 2016
James Morzinski
2nd of 3 year term, expires April 20, 2015
Walter F. Baltz III
1st of 3 year term, expires April 18, 2016
Diana Engel
2nd of 3 year term, expires April 20, 2015
John Johnson

3rd of 3 year term, expires April 14, 2014
Joseph Burke
3rd of 3 year term, expires April 14, 2014

RECREATION COMMITTEE (3 citizens with 3 year staggered terms)
(2 trustees with terms coinciding with official terms of office)

Jennifer Stenberg, 541 Lewis Street – (608) 393-9071
2nd of 3 year term, expires April 20, 2015
Michael Glassmaker, 513 Lark Lane – 786-0015
3rd of 3 year term, expires April 14, 2014
Steve Kastenschmidt, 737 East Avenue – 786-1219
1st of 3 year term, expires April 18, 2016
Scott Schumacher, Trustee, 442 West Franklin Street - 792-9852
2nd of 2 year term, expires April 16, 2014
John Lautz, Trustee, 420 East Tilson Street, 786-1340
2nd of 2 year term, expires April 16, 2014
(Chairperson to be elected by Committee at first meeting for 1 year term)

ECONOMIC DEVELOPMENT ADVISORY COMMITTEE

Sharon Fuller, Chairperson, 420 North Tilson Street – 786-0886
3rd of 3 year term, expires April 14, 2014
Dave Evenson, 760 Lewis Street – 786-3375
2nd of 2 year term, expires April 14, 2014
John Lautz, 420 East Tilson Street, 786-1340
2nd of 2 year term, expires April 14, 2014
Helen Harold, 519 North Youlon Street - 786-0856
2nd of 3 year term, expires April 20, 2015
Merlin Wehrs, Trustee, 616 Birchwood Lane – 786-1348
1 year term – expires April 14, 2014
James Koelbl, Trustee, 527 North Youlon Street – 786-9044
1 year term – expires April 14, 2014

BOARD OF APPEALS

Carl Wallace, Chairperson, 740 East Avenue – 786-0714
2nd of 3 year term, expires April 20, 2015
Joe Hesselberg, 520 Lakewood Street - 786-0967
2nd of 3 year term, expires April 20, 2015
Ray Walter, 528 North Youlon Street - 786-0496
3rd of 3 year term, expires April 14, 2014
Keith Schmig, 238 West Avenue North – 786-1743
1st of 3 year term, expires April 18, 2016
John Diekroeger, 450 North Youlon Street - 786-0847
3rd of 3 year term, expires April 14, 2014

LAW ENFORCEMENT DISCIPLINARY COMMITTEE

Jeffrey S. Trotnic, Chief of Police, City of Onalaska,
415 Main Street, Onalaska 54650 – 781-9550
1st of 3 year term, expires April 18, 2016
Diana Engel, 480 Lark Lane – 786-1560

1st of 2 year term, expires April 20, 2015
Mark Johnson, P. O. Box 892, West Salem – 786-0296
1 year term, expires April 14, 2014
FAIR HOUSING COMMITTEE (5 year staggered terms)
Orin Nyseth, 521 West Garland Street - 786-1268
5th of 5 year term, expires April 21, 2014
Dave Geske, 341 West Garland Street – 786-4759
1st of 5 year term, expires April 16, 2018
Gerald Van Oss, 468 Campfire Drive - 786-0299
2nd of 5 year term, expires April 17, 2017
Merlin Wehrs, Trustee, 616 Birchwood Lane – 786-1348
3rd of 5 year term, expires April 18, 2016
John Wittenberg, 910 Brickl Road - 786-2996
4th of 5 year term, expires April 20, 2015

LAKE DISTRICT REPRESENTATIVE

Dennis Manthei, 1 year term, expires April 14, 2014

SENIOR CITIZEN REPRESENTATIVE

Miriam Wuensch, 134 West Hamlin Street – 385-9832
1 year term, expires April 14, 2014

LA CROSSE AREA PLANNING COMMISSION

Dennis Manthei, 1 year term, expires April 14, 2014
Walter F. Baltz, III, 1 year term, expires April 14, 2014

BOARD OF REVIEW

Dennis Manthei, 527 West Garland Street, - 786-0971
David Huebsch (ex-officio), W16941 Pow Wow Lane, Galesville - 582-1147
Teresa Schnitzler, 210 North Rose Street - 786-3121
Ray Ebert, W3763 Hidden River Road - 786-1046

BOARD OF REVIEW ALTERNATES

Lill Twining, 310 North Leonard Street – 786-1651
Fran Noffke, 441 North Leonard Street – 786-0527

FIRE DISTRICT BOARD

Merlin Wehrs – 2nd of 3 year term, expires April 20, 2015
David Tauscher – 1st of 2 year term, expires April 20, 2015

COULEE REGION JOINT MUNICIPAL COURT COMMITTEE

Teresa Schnitzler, 175 South Leonard Street - 786-1858
Charles Ashbeck, Alternate, 175 South Leonard Street – 786-0407

WEST SALEM AREA TOURISM AD HOC COMMITTEE

Steve Plenge, Chairperson, Americinn, 125 Buol Road – 786-3340
Chuck Deery, W3891 Hickory Terrace, La Crosse – 787-6226
Patsy Hofer, 171 South Oak Street – 786-0750
Nick Miller, LeCoulee Cheese Castle, 112 South Leonard Street – 786-2811

Vernon Romskog, 329 North Leonard Street – 786-0583
Richard Schomberg, W3679 County Road C – 786-1196
Karen Gilster, 4330 County Road B, La Crosse – 786-1759
Jim Cox, N4311 CTH M – 786-2327
Margaret Cox, N4311 CTH M – 786-2327
James Leicht, 520 North Tilson Street – 786-0513

ONALASKA UTILITY COMMISSION

Walter F. Baltz, III, 540 North Tilson Street – 786-0240

BICYCLE AND PEDESTRIAN AD HOC COMMITTEE

Joseph Belling, W3839 Western Hills Drive – 786-0637
Carl Wallace, 740 East Avenue - 786-0714
Sharon Fuller, 420 North Tilson Street – 786-0886
Monte Wick, 125 West Hamlin Street – 786-0169
Tim Tiber, 800 West Franklin Street, #10 – 786-3357
Lisa Gerke, W4521 Pioneer Court – 769-7207
Rick Cline, N6096 County Road ZZ, Onalaska – 786-4356
Helen Harold, 519 North Youlon Street – 786-0856
Jim Koelbl, Trustee, 527 North Youlon Street – 786-9044
Virginia Gates-Loehr, (ex-officio), SRTS Coordinator, 785-9833
Jackie Eastwood, (ex-officio), Transportation Planner, 785-6141

Official Bank Depository

Motion by Trustee Wehrs, seconded by Trustee Lautz to designate Union State Bank as the official Village bank depository. Roll call vote: Unanimous aye.

Alcohol Beverage License Applications

Motion by Trustee Schumacher, seconded by Trustee Lautz to approve the issuance of alcohol beverage licenses for Casie Kay Fry and Susan E. Proudfoot. Roll call vote: Unanimous aye.

Street Committee

Trustee Koelbl reported on the April 12, 2013, Street Committee meeting. The purpose of the meeting was to discuss with a possible recommendation to the Village Board maintenance and ownership of the future State Highway 16 multi-use path and to discuss mowing maintenance along State Highway 16 within the Village limits. To review, Ron Chamberlain stated the Wisconsin Department of Transportation plans to construct an eight to ten foot paved multi-use trail along the south side of newly-widened Highway 16 from Veterans Memorial Park west to approximately the driveway at the La Crosse County Household Hazardous Waste Facility. The path is planned to begin on the west side of the river. The State of Wisconsin is not required to build the path unless the local municipalities want it and the local municipalities are willing to take care of it. Under community sensitive design funds, the Department of Transportation will pay for the construction of this path in its entirety. If local municipalities do not want the maintenance of the path, the right-of-way would simply be grass. The trail does not have to be cleared of snow in the winter. Maintenance would involve keeping the trail clean, mowing the grass along the path, pothole patching when needed, and general asphalt maintenance. Construction is scheduled to begin in 2015 or 2016. Mr.

Chamberlain stated the City of Onalaska is willing to look at the path in their municipality, and he has not yet met with the Town of Hamilton. Although not speaking for the Town of Hamilton, Ray Ebert believed the Town of Hamilton will be on board with this project. Scott Halbrucker confirmed the Village would need to mow five feet on each side of the path, crack fill once a year, seal coat every five years, and the trail should not be a high maintenance item. Mr. Halbrucker estimated four hours per month of Village time take care of mowing maintenance. The Town of Hamilton and the Village of West Salem can discuss shared maintenance of the multi-use path. The Department of Transportation would expect to enter into an agreement for maintenance with either La Crosse County or the local municipalities. The Committee remains concerned about the lack of safe bridge crossing at Vets Park and expressed safety concerns for residents of Briarcliffe to access the trail. Mr. Chamberlain stated he would work with the local municipalities to urge the Department of Transportation to address the safety concerns. The Committee continues to agree this is a worthwhile project that should go forward, and its recommendation from the March 15, 2013, Committee meeting stands. Ron Chamberlain then informed the Committee that La Crosse County is under contract with the Wisconsin Department of Transportation for mowing of State right-of-ways. There are areas in the State where private organizations have contracted with the Department of Transportation for mowing. Mr. Chamberlain stated the Governor's new budget does provide more funding for more maintenance along State right-of-ways. If a private firm or individual wanted to take over mowing maintenance, a permit from the Department of Transportation is required along with adherence to all equipment and clothing safety requirements.

Motion by Trustee Koelbl, seconded by Trustee Leicht to approve the minutes of the April 12, 2013, Street Committee meeting as presented. Roll call vote: Baltz – abstain; remainder of Board - aye. Motion approved.

Motion by Trustee Koelbl, seconded by Trustee Leicht to approve the recommendation of the Buildings and Grounds Committee that the Village agree to maintain the multi-use path as long as the City of Onalaska and the Town of Hamilton also agree to maintain the portions of the trail within their boundaries. Roll call vote: Unanimous aye.

Planning Commission

President Manthei reported on the April 15, 2013, Planning Commission meeting. The purpose of the Planning Commission meeting was to review with possible recommendation for public hearing a Conditional Use Permit Application submitted by SignArt Co. and Altra Federal Credit Union and to review with possible recommendation for public hearing proposed Ordinance No. 451. Ted Woodard of SignArt Company appeared before the Commission to convey Altra Federal Credit Union's commitment to West Salem. Altra intends to utilize its sign for community service announcements, continue to sponsor West Salem fundraisers and events, and Altra will continue to be a good neighbor for West Salem. Altra Federal Credit Union has requested a conditional use permit to construct a new pylon sign containing an electronic message center at 1400 Waterloo Avenue. The Planning Commission recommended scheduling a public hearing on the proposed conditional use permit for Monday, May 6, 2013, at 6:30 p.m. The Commission then reviewed a revised Ordinance No. 451. This Ordinance will revise Section 3.04(B) and Section 3.11(I) to add requirements to all conditional use

permit applications and changes of zone review and inspection costs. The Commission recommended amending the proposed Ordinance as follows:

3.04(B) All conditional use permit applications are subject to review, inspection, and written recommendation by the Village Attorney and Village Engineer as the Village Planning Commission and Village Board as ~~they deem~~ may be deemed necessary to assure compliance with Village Ordinances. During the review process the Planning Commission or Village Board may require the applicant to post collected funds with the Village to cover the costs incurred by the Village with regard to engineering and legal fees and Village actual costs. Once the Village Planning Commission and Village Board have acted on (whether granting or denying) said conditional use permit application, the Village Administrator shall prepare a statement addressed to said conditional use permit applicant detailing all Village Attorney and Village Engineer charges for services and any and all actual costs to the Village for such review, inspection, and recommendation. The applicant shall ~~be liable for the~~ remit same ~~by the act~~ at the time of applying and shall be so notified in the application.

3.11(l) Review, Inspection and Recommendation. All zoning petitions are subject to review, inspection, and written recommendation by the Village Attorney and Village Engineer as the Village Planning Commission and Village Board deem necessary to assure compliance with Village Ordinances. During the review process, the Planning Commission or Village Board ~~may~~ shall require the applicant to post collected funds with the Village to cover the costs incurred by the Village with regard to engineering and legal fees and Village actual costs. Once the Village Planning Commission and Village Board have acted on (whether granting or denying) said petition, the Village Administrator shall prepare a statement addressed to said petitioner detailing all Village Attorney and Village Engineer charges for services and any and all actual costs to the Village for such review, inspection, and recommendation. The applicant shall be liable for the same by the act of applying and shall be so notified in the application.

The Commission then recommended scheduling a public hearing on proposed Ordinance No. 451 for Monday, May 6, 2013, at 6:35 p.m.

Motion by President Manthei, seconded by Trustee Schumacher to approve the minutes of the April 15, 2013, Planning Commission meeting as presented. Roll call vote: Unanimous aye.

Motion by Trustee Wehrs, seconded by Trustee Koelbl to approve scheduling the public hearings as recommended by the Planning Commission. Roll call vote: Unanimous aye.

Motion by Trustee Wehrs, seconded by Trustee Leicht to adjourn the meeting at 7:53 p.m. Approved by voice vote.

Teresa L. Schnitzler, Village Administrator