

Regular Board Meeting

July 3, 2012

Meeting called to order at 7:00 p.m. by President Manthei. Trustees present: Iverson, Koelbl, Lautz, Leicht, Schumacher, and Wehrs. Also present: Police Chief Charles Ashbeck, Coulee News Special Correspondent Mike Martin, Public Works Director Scott Halbrucker, Jennifer Briseno, Carlos Briseno Garcia, Mike Heimer, David Tauscher, David Rudesill, Glen Bass, Dave Hemker, Jeffrey Hanson, and Village Administrator Teresa Schnitzler.

Public Comment

On behalf of the West Salem Volunteer Fire Department, David Rudesill addressed the Board with regard to proposed Ordinance No. 443 Amending West Salem Fire Protection District, which, if adopted, would allow the Village of West Salem to seek reimbursement from the State of Wisconsin for fire calls on highways maintained by the State of Wisconsin. Mr. Rudesill stated the Ordinance is a stepping stone, the number of qualifying calls presented is misleading, and there were no fire calls that were chargeable in 2011. Mr. Rudesill stated residents already pay for fire protection through their real estate taxes.

Minutes

Motion by Trustee Leicht, seconded by Trustee Lautz to approve the minutes of the June 19, 2012, Regular Board meeting as written. Roll call vote: Unanimous aye.

Motion by Trustee Wehrs, seconded by Trustee Schumacher to approve the minutes of the June 26, 2012, Special Board meeting as written. Roll call vote: Unanimous aye.

Claims

Claims from the following funds were presented for payment:

<u>General Fund:</u>	\$16,712.63
<u>Water Utility:</u>	\$4,825.21
<u>Sewer Utility:</u>	\$5,910.46
<u>Storm Water Utility:</u>	\$323.60

Motion by Trustee Leicht, seconded by Trustee Schumacher to approve the payment of all claims as listed. Roll call vote: Unanimous aye.

Ordinance No. 443 – Amending West Salem Fire Protection District Ordinance

The Board reviewed the proposed Ordinance, which, if adopted, would allow the Village of West Salem to seek reimbursement from the State of Wisconsin for fire calls on highways maintained by the State of Wisconsin. Trustee Koelbl stated he does not believe the Village should charge for fire calls as this is why we pay taxes. Trustee Leicht stated at one time the firefighters supported charging for fire calls on State

highways, but it appears the firefighters are now 100 percent against the change. Trustee Leicht felt if the Fire District Board could get the firefighters to agree to the charges, he would then support it. Trustee Leicht asked if there is a rift between the firefighters and the Fire Board. Trustee Wehrs stated there is no rift, and for every dollar collected through fire call charges that much less would have to be collected through taxes.

Motion by Trustee Koelbl, seconded by Trustee Lutz to reject Ordinance No. 443 Amending West Salem Fire Protection District Ordinance. Roll call vote: Manthei and Wehrs – nay; remainder of Board – aye. Motion approved.

License Applications

Motion by Trustee Leicht, seconded by Trustee Koelbl to approve the issuance of an Alcohol Beverage License, a non-intoxicating beverage license, and a dance permit to the LaHacienda Mexican Restaurant LLC, 102 North Leonard Street. Roll call vote: Unanimous aye.

Operator's License Applications

Motion by Trustee Koelbl, seconded by Trustee Schumacher to approve an operator's license for Duane Frederick Lueth. Roll call vote: Unanimous aye.

Street Committee

Trustee Koelbl reported on the June 26, 2012, Street Committee meeting. The purpose of the meeting was to review and discuss for recommendation to the Village Board Ordinance No. 5.09 as it relates to boulevard changes, exceptions, and restrictions. The Committee reviewed Section 5.09(H), 5.09(I), and 5.09(J) of the Village Code of Ordinances as follows: 5.09(H) Boulevard Changes Prohibited. No person shall change the condition of any boulevard area within the Village in a residential area without written approval in the form of a Boulevard Permit from the Public Works Director, unless changing the surface to grass. Prohibited changes include, but are not limited to, installation of fencing, paving over boulevard areas with concrete, asphalt, recycled asphalt, brick pavers, gravel, aggregate, rocks, or the removal of grass or sod, and/or damage to or removal of boulevard trees. All that part of the boulevard in a residential area not covered by a Village required sidewalk shall be kept free and clear of all noxious weeds and shall not, after the enactment of this ordinance be paved, surfaced, or covered with any material which shall prevent the growth and maintenance of a lawn. The Public Works Director may grant a written variance against these prohibitions where the width or some other condition of the boulevard is such that grass is not practicable. Future planting of evergreens in a public way is prohibited. All existing evergreens within a public way must be removed. All existing and future shrubbery within a public way must be removed unless it complies with 5.09(I). 5.09(I) states in part: It shall be unlawful to plant or maintain anything within a public way except grasses within public ways whose growth is not in excess of eight (8) inches and trees in compliance with this ordinance. However, plants and shrubs are allowed within three (3) feet of a mailbox, traffic sign, tree or utility pole if said planting does not overhang the curb or sidewalk or obstruct traffic and pedestrian vision lines of sight significantly more so than a mailbox, traffic sign, tree, or utility pole. The allowed plants and shrubs shall not exceed the height of the mailbox and shall not contain grasses or noxious weeds. All such plantings shall be maintained so as not to present hazards to

adjoining properties or to persons or vehicles traveling on public ways and shall be maintained so as to enhance the appearance and value of the property on which located and thereby the appearance and value of the neighborhood and Village. 5.09(J) Public Way Restrictions. In addition to the definitions and restrictions contained herein, no person shall place any accessory structure or personal property, including but not limited to fences, landscaping ornaments, stones, and basketball backboards/hoops in or overhanging any public way except one portable planting container every fifty (50') feet of lineal street which shall be not more than twenty-four (24") inches in diameter or a mailbox and its support. The Committee also reviewed an inventory of 43 photographs taken by Ms. Schnitzler documenting properties in violation of one or more sections of the Code. Mr. Leicht stated the only complaints received pertain to 224 North Van Ness Street due to the height and amount of plantings on the boulevard. Mr. Leicht recommended the Ordinance be modified and revised to be less restrictive on the distance from mailboxes, traffic signs, trees, or utility poles maintaining that pedestrian and traffic vision lines of sign must be maintained. Therefore, the height restrictions should remain in place. Plantings should be allowed along carriage walks and driveways as well. The Committee directed Attorney Klos to draft a revision to this ordinance and bring same back to the Committee for review and recommendation to the Village Board.

Motion by Trustee Koelbl, seconded by Trustee Leicht to approve the minutes of the June 26, 2012, Street Committee meeting as presented. Roll call vote: Unanimous aye.

Buildings and Grounds Committee

Trustee Lautz reported on the June 28, 2012, Buildings and Grounds Committee meeting. The purpose of the meeting was to meet with representatives of the West Salem Hockey Association regarding use of the Lions Shelter and additions to the facility and to review and recommend a process and fees to be charged for use of the new dog park and receive an update on the progress of the dog park. Joe Belling, on behalf of the West Salem Hockey Association, presented the Association's plans for additions and expansion of the Lions Shelter facility to accommodate more participants and the upcoming West Salem High School hockey team. The Association would like to bring in two, 14'X60' or 70' mobile homes to be used for home and visitor team locker rooms. The mobile homes would be painted to match the color of the Lions Shelter. Ideally, the Association would like to leave one structure on site, and relocate the second structure during the off season. The Committee and the Association discussed the Knowles-Nelson Stewardship Program funding used to construct the shelter facility in 1992. With the acceptance of the program funds, the Village also accepted a contractual obligation to continue the property in public outdoor recreation use in perpetuity. If the Village decided to sell the property to the Hockey Association, the Department would consider this action to be inconsistent with the stewardship program and it would then be subjected to the conversion process. The conversion process requires the Village to replace the recreational lands with property of at least equal value, size, and recreational utility as the land being converted. The current value of the converted and replacement lands will be established by an appraisal done at today's value which includes the current condition of the improvements. The Department of Natural Resources offered two options for the conversion process. The Hockey Association has made its proposal to move locker rooms onto the facility as a short-term

solution with the long-term solution being major remodeling and/or purchase of the facility from the Village. The Committee requested the Association put together a complete, written plan and drawings complete with timeframes for completion so this information can be submitted to the Department of Natural Resources for consideration. James Koelbl informed the Committee work will begin on the new dog park on Saturday, June 30 around 9:00 a.m. Dave Hundt expects the dog park to be ready for use mid-July. Mr. Koelbl is meeting with Mike Modawell later to bring him up-to-date on the dog park creation. The Committee discussed an annual fee to be charged for use of the dog park, the process for obtaining a permit, and if dog tags or cards should be issued. The Committee recommended a charge of \$12 for an annual permit, \$5 for an additional permit, and to issue the permits on card stock. Michelle Czerwan shared proposed signage for the dog park, and the Committee directed Mrs. Czerwan to order the signs as presented with Attorney Klos to review the proposed rules for the dog park.

Motion by Trustee Lautz, seconded by Trustee Koelbl to approve the minutes of the Buildings and Grounds Committee meeting held on June 28, 2012. Roll call vote: Unanimous aye.

Motion by Trustee Lautz, seconded by Trustee Koelbl to approve a charge of \$12 for an annual permit, \$5 for an additional permit, and to issue the permits on card stock, as recommended by the Buildings and Grounds Committee. Roll call vote: Unanimous aye.

Motion by Trustee Leicht, seconded by Trustee Schumacher to adjourn the meeting at 7:31 p.m. Approved by voice vote.

Teresa L. Schnitzler, Village Administrator