

Public Hearing
Ordinance No. 464
Amend Chapter XII State Alcohol Laws Adopted

July 7, 2015

Public hearing called to order at 6:55 p.m. by President Manthei. Trustees present: Brown, Deal, Hennessey, and Leicht. Excused: Lautz. Absent: Schumacher. Also present: Village Attorney Bryant Klos, Police Chief Charles Ashbeck, Sean Gavaghan, Public Works Director Scott Halbrucker, Jason and Michelle Witte, Merlin Wehrs, and Village Administrator Teresa Schnitzler.

The purpose of the public hearing was to hear citizen comments regarding proposed Ordinance No. 465, which, if adopted, would amend Chapter XII to adopt the provisions of Wisconsin State Statutes Chapter 125 Alcohol Beverages, and including all subsequent revisions and amendments thereto.

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

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

Teresa L. Schnitzler, Village Administrator

Regular Board Meeting

July 7, 2015

Meeting called to order at 7:00 p.m. by President Manthei. Trustees present: Brown, Deal, Hennessey, and Leicht. Excused: Lautz. Trustee Schumacher arrived later as noted below. Also present: Village Attorney Bryant Klos, Police Chief Charles Ashbeck, Sean Gavaghan, Public Works Director Scott Halbrucker, Jason and Michelle Witte, Merlin Wehrs, and Village Administrator Teresa Schnitzler.

Public Comment

Jason Witte, 1516 Waterloo Avenue, appeared before the Village Board to discuss conditional use requirements that have not yet been met by Marcie's Pet Spa, 1515 Heritage Boulevard. The Wittes live directly behind the Marcie's Pet Spa. Mr. Witte cited water runoff into his yard from the business property retaining wall, and cracks in the cement retaining wall need to be repaired. Although there is no odor yet, water is pooling in his backyard, and he believes it will result in odors. Utility cables still have not been buried, and he has to mow and cut weeds around the unburied cables. River rock and decorative lattice work still has not been put along the retaining wall facing his backyard. This retaining wall has decreased the value of his property. The Wittes would like to see a vinyl fence similar to what encloses the Marcie's Pet Spa outdoor area installed along the retaining wall, along with a fabric barrier and decorative rock. A concrete curb has not been installed to hold back water from the property either.

Trustee Schumacher arrived at 7:03 p.m.

Mr. Witte was informed after two inspections of the premises, a letter has been sent to both the property owner and the tenants outlining all conditions of the zoning use determination that still need to be met by July 31, 2015, or the approvals will be rescinded.

Minutes

Motion by Trustee Leicht, seconded by Trustee Schumacher to approve the minutes of the June 16, 2015, Regular Board meeting as written. Roll call vote: Unanimous aye.

Claims

Claims from the following funds were presented for payment:

<u>General Fund:</u>	\$57,278.87
<u>Water Utility:</u>	\$17,581.71
<u>Sewer Utility:</u>	\$23,732.78
<u>Storm Water Utility:</u>	\$3,805.43

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

Resolution 3.15 – Fireworks Permit

Sean Gavaghan on behalf of the West Salem American Legion Post 51 appeared before the Board to request permission to have Above and Beyond Pyrotechnics, LLC conduct a 12 to 15-minute fireworks display to be set off from the Junior Varsity softball field on Wednesday, July 29, 2015. American Legion Post 51 is hosting the Legion State Class A Baseball Tournament that week. Above and Beyond Pyrotechnics, LLC is the same firm the June Dairy Days Committee hires for the annual fireworks display in June.

Motion by Trustee Leicht, seconded by Trustee Deal to approve Resolution 3.15 granting permission for a fireworks display scheduled for Wednesday, July 29, 2015, at the high school varsity softball field. Roll call vote: Unanimous aye.

Ordinance No. 464

Motion by Trustee Leicht, seconded by Trustee Brown to approve Ordinance No. 464 amending Chapter XII State alcohol laws adopted. Roll call vote: Unanimous aye.

Alcohol Beverage License Application

Motion by Trustee Schumacher, seconded by Trustee Hennessey to approve the issuance of alcohol beverage licenses to Twila Bores, Kirsten Swanke-Antony, and Kyle Tranberg, and to approve alcohol beverage licenses to Jocelyn Oldenburg and Janelle Wingert contingent upon Police Chief Ashbeck's satisfactory background check. Roll call vote: Unanimous aye.

Law Enforcement Disciplinary Committee

Village Administrator Teresa Schnitzler reported on the June 18, 2015, Law Enforcement Disciplinary Committee meeting. The purpose of the meeting was the annual meeting as provided in West Salem Code of Ordinances Section 1.29 to elect a Chairperson. The Committee recommended maintaining status quo and nominated Mark Johnson as Chair of the Law Enforcement Disciplinary Committee. Chair Mark Johnson noted the Committee has not met in a year, and this fact speaks highly of the West Salem Police Chief and the Department. Jeffrey Trotnic stated he has high regard for the West Salem Police Department, and he believes the West Salem Police Department is an outstanding organization operated by a fine Chief of Police. Mr. Johnson and Mrs. Engel agreed with Mr. Trotnic's assessment.

Motion by Trustee Schumacher, seconded by Trustee Leicht to approve the minutes of the Law Enforcement Disciplinary meeting held on June 18, 2015, as presented. Roll call vote: Unanimous aye.

Motion by Trustee Leicht, seconded by Trustee Schumacher to convene in closed session at 7:18 p.m. pursuant to Wis. Stat. Sec. 19.85(1)(e) for the purpose of deliberating or negotiating the purchasing of public properties, i.e., proposed development agreement for land swap and Village property transfers. Roll call vote: Unanimous aye.

Motion by Trustee Leicht, seconded by Trustee Schumacher to reconvene in open session at 7:45 p.m. Approved by voice vote.

Motion by Trustee Leicht, seconded by Trustee Schumacher to adjourn the meeting at 7:46 p.m. Approved by voice vote.

Teresa L. Schnitzler, Village Administrator