

JANUARY 23, 2012 WHEATLAND TOWN BOARD MEETING

Meeting was called to order by Chairman William Glembocki at 6:30 p.m. on Monday, January 23, 2012 at the Town Hall in New Munster. He opened the meeting with the *Pledge of Allegiance*.

Town Board members present – Chairman Glembocki and Supervisors Andrew Lois and Robert Herda. Others present: Clerk Sheila Siegler, Kenosha County Circuit Court Judge Branch 2 Jason Rossell, Alan Kaddatz, Wayne Kaddatz, Robert Stec, Bill Heeg, Timothy & Deanna Delimat, Alan Miller, and Randi Wille.

Notices were posted in six public areas and the town website. The *Kenosha News* and *Westosha Report* were notified. Individuals who have requested meeting notices by e-mail were also sent agendas as required by state law. Property owners abutting Tax Parcel #95-4-219-353-0230 were sent notice of the meeting by First Class Mail.

Robert Herda moved approval of the January 13, 2012 Town Board Meeting. Andrew Lois seconded. Motion carried.

- **Fire Dept.** – Chairman reported Fire Chief Denko is unable to be here because of tonight's fire department training. Chairman Glembocki said there is nothing new to report regarding the memorial. We have been holding a check for some time from a contributor pending outcome of memorial consideration. Chairman said this should be returned and if something comes up, we will go forward and request donations at that time.

- **Public Comments –**

1. Robert Stec, 5701 Hwy 83, said he lives north of the Marathon Gas Station. He has concerns about the small tent fireworks stand location in relation to the underground tanks. Last year, after purchasing fireworks, someone set them off on the access road as they were leaving the premises. Can it be moved to another area? Chairman said we would address this when the application was considered.

2. Jason Rossell, current Branch 2 Circuit Court Judge for Kenosha County and recently appointed to complete retired Judge Kluka's term, gave a short presentation on his credentials for the office. The primary election is February 21 with five candidates on the ballot.

- **Meyer Material Company, 1819 Dot St., P.O. Box 511, McHenry, IL 60050 for the mining operation/ready-mix plant at 4111 392nd Ave.:**

- A. Conditional Use Permit (County) - two year renewal for gravel mining operation on 392nd Ave. - tax parcels #95-4-219-291-0100, 291-0300, 291-0400, 292-0300, 292-0200, 293-0100, 293-0200, 293-0300, 293-0400, 294-0100

- B. Owner and Operator Permits (Town) for the above Ron & Bonnie Denko, Bert & Lillian Robers, and Ray & Gloria Tenhagen properties

Alan Miller and Randi Wille were present for Meyer Material Company. Alan Miller said this is the eighth renewal. He said they were only open three months in 2011 because there is no construction work. Hopefully, 2012 will be a better year for everyone.

Clerk noted the company has an existing \$75,000 surety bond (renewed thru May 20, 2012) for the maintenance of 392nd Ave. between the Meyer Pit entrance and south to S.T.H. 50.

Andrew Lois moved a favorable recommendation to the Kenosha County Planning, Development & Extension Education Committee for the renewal of the county-issued Conditional Use Permit for the Meyer Material Company mining operation at 4111 392nd Ave. and the renewal of the town-issued Owner and Operator Permits for operator Meyer Material Company and owners: Ron & Bonnie Denko, Bert & Lillian Robers and Ray & Gloria Tenhagen, per application submitted and \$75,000 surety bond for 392nd Ave. maintenance. Robert Herda seconded. Motion carried.

- **Request of Tucker Bay Energies, LLC, P.O. Box 785, New Munster, WI 53152-0785 (lessor), Black Bull Fireworks, 34231 High Drive, East Troy, WI 53120 (lessee) for a Kenosha County Zoning & Shoreland/Floodplain Zoning Temporary Use Permit to allow the sale of novelty fireworks from June 20th to July 8th, 2012, 10 a.m. – 8 p.m. from a 30' x 40' tent and 8' x 40' steel storage shed to be located on property owned by Tucker Bay Energies LLC, Tax Parcel #95-4-219-353-0230. Sales tent & shed will be located on the east side of the pumps of the *Wheatland Convenience Center* (Marathon Gas Station - Hwy "83" & "50"), 33703 59th St.**

Deanna Delimat, Black Bull Fireworks, said they do have a 30x40 tent to sell fireworks and 8x40 steel storage container but they are meeting the requirements of Wis. Stats 167.10 regarding a 50' distance from gas pumps and underground storage tanks.

Robert Stec said he's lived there 17 years and he was concerned last year. Chairman Glembocki told him to call 911 to report anyone setting off fireworks and Black Bull is meeting the state distance requirement.

Alan Kaddatz (former fire chief) noted that underground storage tanks are not an issue. They are sealed. Spilled gasoline could be a problem.

Deanna Delimat said they do sell aerial fireworks to out-of-state people. If they see anyone setting them off, they will call 911 this year.

Robert Stec said he was o.k. with the application if they meet the 50' state requirement and the underground storage is not an issue.

Robert Herda moved a favorable recommendation for a Temporary Use Permit for the application of Tucker Bay Energies, LLC and Black Bull Fireworks to the Kenosha County Board of Adjustments per application submitted. Andrew Lois seconded. Motion carried.

- **Town Insurance Proposals – Review and accept for term February 2012 thru January 2013**

Chairman Glembocki reported insurance proposals for town insurance coverage beginning February 2012 were requested. Three proposals were received. The board met six hours today with the three different agents who explained their proposals:

1. Leonardelli Insurance & Financial Services, Inc. – proposal quote \$28,932
2. Schenning Insurance Agency – proposal quote \$28,033, and
3. The Horton Group – proposal quote \$23,952.

Chairman noted that during the presentations today, raising coverage limits on certain items was recommended by the agents. Raising the liability limit from \$4 million/\$9 million to \$5 million/\$10 million, increasing the aerial fire truck by \$200,000, increasing the firehouse limit by \$200,000, and adding Koch Park Pavilion as separate premises on the scheduled property coverage list were discussed by the board. The Horton agent estimated this could add a possible \$1300 in premium fee.

Board members were not certain whether it was necessary to increase the limits for liability from \$4 million/\$9 million to \$5 million/\$10 million. Clerk was requested to ask the town attorney for his opinion.

The board also discussed increasing the fire department accident, sickness and disability from \$50,000 to \$100,000. The additional premium cost would need to be calculated.

Chairman stated the agents all did great presentations and gave the board a better idea of the types of coverage and limits needed. Supervisors Lois and Herda agreed.

Alan Kaddatz said Horton had done a great job with any claims the town had over the years. Chairman said the board was not dissatisfied with Horton but decided we should bid the insurance package to make sure we were getting the best coverage for the town's needs at a favorable cost.

William Glembocki moved a motion to renew the insurance package for town insurance with The Horton Group and to upgrade the limits as discussed, and including the \$5 million/\$10 million if the town attorney felt it was needed, up to a maximum increase in the premium of \$2,000 for a maximum premium of \$25,952. Andrew Lois seconded. Motion carried with a unanimous vote. If the cost is higher than \$2,000, the clerk is to bring back to the board. The fire department policy will be decided when the premium increase is known.

The board directed the clerk to prepare a letter thanking the agents for their time in preparing the proposal and presenting and answering questions today.

- **Alcoholic Beverage Operator (Bartender) License Application:**

- A. Kathy D. Bock, Crystal Lake, IL 60014 – *The Sly Fox*
- B. Carrie L. Kelly, Burlington, WI 53105 – *The Sly Fox*
- C. Tammy D. Vierck, Elkhorn, WI 53121 – *The Sly Fox*
- D. Kyle Mullaney Sayers, Fox Lake, IL 60020 – *The Sly Fox*
- E. Renae N. Shike, Salem, WI 53168 – *The Sly Fox*
- F. Kevin C. Purves, Wadsworth, IL 60083 – *Wheatland Convenience Center*
- G. Jenna M. May, Spring Grove, IL 60081 – *Wheatland Convenience Center*

Robert Herda moved approval of alcoholic beverage operator licenses for the applicants as listed A thru G above. Clerk reported they have all met the license requirements. Andrew Lois seconded. Motion carried.

- **Reports** – Chairman Glembocki stated 26th District Kenosha County Board Supervisor Bob Haas

is the person who deserves all the credit for the “flashing” lights on the KD & Geneva Rd. stop sign (southeast corner) for northbound traffic, alerting motorists to the need to stop. He, Glembocki, requested the flags be placed on the “stop ahead” and the stop sign but Supervisor Haas asked for the very effective, solar, flashing light.

A. Road report – Chairman said he noticed a crack on the newly paved 52nd St. and will keep a lookout for further cracking. He had a complaint of the snowplow peeling back sod next to the pavement on 347th Ave. He'll look at it again in the spring.

B. Other reports – Clerk reported a tri-county meeting of the Wisconsin Towns Association – Kenosha – Racine – Walworth County Units will take place in Elkhorn on February 9th. Plan Commission members are included in the meeting.

- **Announcements** – none

- **Financial matters:**

A. Purchase approval

B. Other financial – Kenosha County Deputy Friendly Safety Poster Contest. Chairman said the town has been sending \$50 each year for the program. William Glembocki moved approval of a \$50 contribution for 2012. Robert Herda seconded. Motion carried.

- Adjournment

William Glembocki moved to adjourn at 7:12 p.m. Andrew Lois seconded. Motion carried.

Respectfully submitted,

Sheila M. Siegler, Town Clerk