

## **APRIL 9, 2018 WHEATLAND TOWN BOARD MEETING**

Meeting was called to order by Chairman William Glembocki at 6:00 p.m. on Monday, April 9, 2018 at the Town Hall in New Munster and opened with the *Pledge of Allegiance*. Town Board members present: Supervisor Andrew Lois and Kelly Wilson. Others present: Clerk Sheila Siegler, Constable Robert Santelli, Assistant Fire Chief Brian Kerkman, Mike Cherry and *Westosha Report* reporter Jason Arndt.

Notices were posted in two public areas (Town Hall and Transfer Station) 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 #95-4-119-041-0219 were notified of the meeting by First Class Mail.

Minutes of the March 12, 2018 Town Board Meeting will be available at the next meeting.

**Fire Dept. Report** - Assistant Chief Brian Kerkman reported on the Saturday brush fire in the Town of Burlington. They were called for mutual aid. Keller Inc. will be meeting with fire department and town board parties regarding the proposed firehouse construction to receive input as to what is needed and anticipated on April 18 at 1 p.m. There is a leak in the main hydraulic on truck #6633, the ladder truck.

**Public Safety Report** – Constable Santelli said he is getting proposals from Ewald which has the state contract for police vehicles on a Ford Explorer and will get them for a Chevrolet Tahoe and at Chairman's request a Dodge Durango. He intends to get a dark color and will use subdued graffix.

**Public Comments** - Mike Cherry, 35209 52nd St. said he has an issue with the appraisal company. He moved in December 2016 and has had two encounters with Associated Appraisal. The latest a couple of weeks ago at which time the appraiser stopped at his house, identified himself and did receive permission from his sister-in-law to view the property. They had constructed an addition after moving in. When he came home, the appraiser was measuring the construction. They received permits for everything and there was no need to have him there. Just take the permit information. Very inefficient operation!

The board explained to Mr. Cherry the assessment process in Wisconsin which differs from Illinois in that market value is the goal of the assessment; therefore, a site visit is important. He will be mailed an assessment notice prior to the assessment Open Book meeting on May 18. He was encouraged to make an appointment with the assessor to go over his property records for accuracy.

### **Town of Wheatland Fire Dept. June Festival**

- A. Activities schedule
- B. Temporary Class B retail license for the sale of fermented malt beverages
- C. Temporary alcoholic beverage operator licenses for above

Assistant Chief Brian Kerkman said they are having a Sunday, June 24th parade, water fights, extrication demonstrations, food, beer, Euchre tournament, raffle drawing, etc. They will not be selling beer and food at the pavilion area by the ball park.

Brian Kerkman said he didn't know anything about the ball tournament status. Clerk reported finding out from the City of Burlington regarding how they allowed beer sales at the park and had told Jeff Niederer. License was issued to a type of organization like the Lions, Kiwanis or in the case of the co-ed tournament brought up last meeting, it was issued to Baseball 2000. But the city issues only to legitimate organizations that meet the Dept. of Revenue guidelines, not to individuals.

Board agreed a fenced area was not needed at the firehouse if they are having daytime sales and only on Sunday but wristbands will continue to be used to identify any underage drinkers.

Chairman moved to approve a Temporary Class B retail license for the sale of fermented malt beverages for the Wheatland Volunteer Fire Department for Sunday, June 24, 2018 for the firehouse, water fight and volleyball court areas without a fenced area and the fire department is required to check I.D. and issue wristbands to 21 and over and have licensed bartenders on duty. Andrew Lois seconded. Motion carried. Bartender licenses will need to be approved for the Sunday sales at a later date.

**Christopher Gorlinski, 6411 368th Ave., Burlington, WI 53105 - Tax parcel #95-4-119-041-0219** - Request for a variance from the Kenosha County Zoning and Shoreland Floodplain Zoning

Ordinance to allow the construction of a 38' x 26' (988 sq. ft.) detached garage in the street yard of 368th Ave. Ordinance requires detached accessory buildings to be constructed in the rear or side yard.

Chairman said we will wait for the end of the meeting to allow time for Christopher Gorlinski to arrive.

**Ordinance No. 2018-002 - Chapter 48 revision relating to the regulation of fireworks sales**

- A. First reading
- B. Waive second reading
- C. Adoption
- D. Set a fee amount for the 2018 fireworks possessor's permit

Ordinance No. 2018-002 - Chapter 48 revision relating to the regulation of fireworks sales was read for a first reading. The ordinance allows the possession of fireworks by Wisconsin residents. It is not a "use" permit which allows the fireworks to be set off.

Kelly Wilson moved a motion to waive the second reading. Andrew Lois seconded. Motion carried.

Andrew Lois moved a motion to approve Ordinance No. 2018-002 - Chapter 48 revision relating to the regulation of fireworks sales. Kelly Wilson seconded. On the motion to approve, Lois and Wilson voted in favor. Glembocki voted against the ordinance. Motion carried 2-1. Clerk noted the board had wanted a probationary year but that could not be written in the ordinance. It will take separate action next year if you want to rescind.

Kelly Wilson moved a motion to set a \$5 fee for a fireworks possessor permit. Andrew Lois seconded. Motion carried. Permit will need an official's signature. Wilson and Lois both said they would be happy to sign the permits. Ordinance calls for the permits to be prepaid. It will be Black Bull's call as to how many we print.

**Resolution #2018--003 - Water Patrol Registration with WI Dept. of Justice**

Clerk stated the resolution is not needed because the ordinance should fulfill the requirements. Chairman moved to send the ordinance in lieu of resolution to register the Town of Wheatland Water Patrol with the Wisconsin Department of Justice. Kelly Wilson seconded. Motion carried.

**Reports - Correspondence - Announcements**

A. Road report – fire in Geneva Rd. r.o.w. west of 368th Ave. was the reason for the sign post that was burned off and needed to be replaced.

B. Chairman's report - former town constable Bob Haas who is interested in allowing ATV travel on town roads told him there is no speed limit for town roads. Clerk said the law was just passed that allows ATV's to travel on roads 35 miles or less. Chairman said we need to find out more but he is in favor of allowing travel by ATV's on town roads.

C. Clerk's report

<b>Clerk's Report to Town Board - April 9, 2018 Meeting</b>	
Spring Election	723 voted (671 at the polls, 52 absentee) and 32 registered to vote or updated registration. 1870 registered voters at beginning of day - 39% voter turnout.
Cracked limb	Complaint received that a large Maple limb extends over 76th St. in Lilly Lake near the corner of 335th Ave. and has a large crack. Person walks and is afraid limb may fall. I looked at it and definitely needs to be removed but tree across street has a limb also extending over 76th St. Consider removing both while we're there?

Kelly Wilson will check on the Lilly Lake 76th St. cracked Maple limb and corresponding limb across the street.

D. Correspondence - none

E. Announcements

- Kenosha Human Development Services (KHDS) will be holding hours at the town hall, lower south entrance on the second and fourth Wednesday of the month 10 am - 2 pm
- April 23 Annual Town Meeting - 7 p.m. @ Town Hall
- May 5, 2018 - 8 a.m. - 1 p.m. - Household Hazardous Waste, E-Waste & Refrigerant Collection Event - Kenosha County Center, 19600 75th St., Bristol (Hwy 45/50)
- May 12 - 10 a.m. - Spring Meeting of the Lilly Lake Protection & Rehabilitation District

**Financial matters:**

A. Purchase approval – none

B. Other financial matters - add amount to restricted road funds; 2017 Budget Amendment - no action.

C. Other financial matters - Approve 2017 Financial Report for presentation/approval to electors at Annual Meeting - Chairman Glembocki moved approval of the draft report. Kelly Wilson seconded. Motion carried.

Water patrol suggested experience tier hourly rates were approved by the board of \$18 - \$20 - \$24 as suggested by Kent Waldow, water patrol director.

**Christopher Gorlinski, 6411 368th Ave., Burlington, WI 53105 - Tax parcel #95-4-119-041-0219** - Request for a variance from the Kenosha County Zoning and Shoreland Floodplain Zoning Ordinance to allow the construction of a 38' x 26' (988 sq. ft.) detached garage in the street yard of 368th Ave. Ordinance requires detached accessory buildings to be constructed in the rear or side yard.

The board took up the matter delayed from beginning of meeting without the petitioner being present. Chairman said only issue is the position of the house relative to side yard and street yard. The accessory building will be constructed more than 150 ft. from 368th Ave. Garage is proposed at 988 sq. ft. but Chairman wanted Gorlinski to be aware that he could go up to 1500 sq. ft. Kelly Wilson moved a favorable recommendation to the Kenosha County Board of Adjustments for the request of Christopher Gorlinski for Tax parcel #95-4-119-041-0219 per application. Andrew Lois seconded. Motion carried.

**Adjournment** - Chairman Glembocki moved to adjourn at 7:33 p.m. Andrew Lois seconded. Motion carried.

Respectfully submitted,

Sheila M. Siegler, Town Clerk