

## MARCH 9, 2009 WHEATLAND TOWN BOARD MEETING

Meeting was called to order by Chairman Butler at 6:30 p.m. at the Town Hall in New Munster and opened with the *Pledge of Allegiance*.

Town Board members present – Chairman Jeffrey Butler, and Supervisors Andrew Lois and Robert Herda.

Others present: Clerk Sheila Siegler, Treasurer Deborah Vos, Bill Glembocki, Jane Hall, Jim Mirek, Ron Kujak, and Tim Koldeway.

Notices were posted in four public areas and *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 Parcels #95-4-119-111-4230 (James & Jane Hall) and #95-4-219-353-0230 (Tucker Bay Energies LLC) were notified by First Class Mail.

Minutes of the February 23, 2009 town board meeting were moved for approval by Andrew Lois with a second by Robert Herda. Motion carried.

- **Fire Dept. business** - None

- **Old business** – Chairman Butler said the increased television recycling cost had been discussed at past meetings. State law does not require municipalities to recycle the televisions. The cost has gone up from 22¢ a pound to 55¢ a pound. The cost for all of 2008 was \$1,883.86 and one load this year was \$1,367.85. He believes we should dispose of them in the dumpsters which will then be hauled to the landfill. Asset Recyclers will continue to recycle other electronic equipment at no charge.

Robert Herda moved a motion to discontinue recycling televisions dropped off at the transfer station and place them in trash dumpsters. Andrew Lois seconded the motion. Motion carried.

- Request for a variance from Kenosha County Zoning & Shoreland/Floodplain Zoning Ordinance to **construct a screen porch addition over the existing deck on the lakeside of the existing residence. Existing deck has a 52.4 ft. shore yard setback from the lake (75 ft. required); and existing deck has a 2.3 ft. side yard setback (4 ft. minimum required): James & Jane Hall, 635 Maple Ave., Wilmette, IL 60091-2534, property location 33012 80<sup>th</sup> St., Tax Parcel #95-4-119-111-4230.**

Jane Hall was present and stated they are covering the existing deck with a roof and screening it. The existing deck distance to the lake and to the side property line will not change.

Chairman said he spoke to the town building inspector and they will be required to “beef up” the deck to support the roof. Hall said she understood that.

Robert Herda moved a motion to recommend approval to the Kenosha County Board of Adjustments. Andrew Lois 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 18<sup>th</sup> to July 5<sup>th</sup>, 2009** 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 59<sup>th</sup> St., New Munster, WI 53152.

Andrew Lois moved a motion to table this item to the March 23<sup>rd</sup> meeting, at the request of the petitioner who could not be present. Jeffrey Butler seconded the motion. Motion carried.

- **Alcoholic Beverage Operator (Bartender) Original License applications:**

A. Original – Albert J. Vos, 6411 347<sup>th</sup> Ave., New Munster, WI 53152 - *Independent*

B. Original – Rhonda Rhyner, P.O. Box 313, Pell Lake, WI - *Wheatland Convenience Cntr*  
Clerk stated the background check for Albert J. Vos was clear and he has completed an alcohol beverage server class. Clerk asked that Rhonda Rhyner be withdrawn at this time.

Robert Herda moved a motion to approve the alcoholic beverage operator license for Albert J. Vos and accept the withdrawal of the application for Rhonda Rhyner. Andrew Lois seconded. Motion carried.

- **Public Comments** –

Bill Glebocki questioned whether an extra dumpster was going to be placed at the transfer station for televisions? Chairman said the televisions would be placed in the regular 30 yd. dumpsters presently at the site. It's not cost effective to recycle.

- **Reports**

A. **Treasurer's Report** for the period of February 1 – 28, 2009 listed \$332,942.20 in receipts and \$55,133.79 in disbursements. Chairman Butler noted that on March 6, we received \$46,029.28 from the DNR Urban Forestry Catastrophic Storm Grant to offset a major portion of last year's January 7<sup>th</sup> tornado cleanup costs.

Robert Herda moved a motion to accept the Treasurer's Report for the month of February as printed. Andrew Lois seconded. Motion carried.

B. **Building Inspector Report** for the month of February 1 – 28, 2009 listed 4 permits, \$706 permit fees, and \$64,894 in construction value.

Andrew Lois moved to accept the Building Inspector Report for February as printed. Jeffrey Butler seconded. Motion carried.

C. **Road report** – Chairman said there are street signs in the town that have been knocked down by snowplows pushing the snow. Make note of any that are down and report them.

Andrew Lois said he noticed the new blacktop on 376<sup>th</sup> Ave. has a couple of spots where it looks as if the first and the second layer of blacktop have separated. Chairman Butler said that as soon as the frost is out of the road, the town engineer will check the spots and we will have Amon come back and look at the spots.

Clerk noted that we had talked about changing the speed limit on 51<sup>st</sup>/52<sup>nd</sup> St. between "83" and "KD" to one speed before we replaced the sign that was knocked down. Kenosha Co. Hwy. Dept. sign person told us last Fall, when they were called to replace the sign, we needed to either add more signs or make it one speed limit. Currently the middle section is 35 mph with a short distance on each end 55 mph. Board authorized the town attorney to prepare an ordinance amendment and include the entire road as 35 mph.

D. **Other reports**

1. Jeff Ruth, Aflac Insurance salesman asked if we would be interested in a presentation for supplemental insurance. The requirement is three employees in order to deduct from payroll. Board was polled and there was no interest in a presentation.

2. Clerk informed the board that with the current floodplain buyout grant, a notice of demolition of the houses is a program requirement. A Class 1 legal notice will be published in the *Kenosha News*.

3. Capitol days will take place in Madison on March 25. The WI Towns Association sent a notice of the need to register if interested in attending.

4. Representative Samantha Kerkman informed us of a WI Dept of Public Instruction website that lists benefits for Wisconsin school districts and public libraries from the federal "Stimulus Program."

5. Clerk stated a Construction Business Group spokesperson visited the office and left information regarding 2005 Wisconsin Act 181 and the September 2008 clarification of when government entities need to pay prevailing wage rates for public works projects. It has been interpreted to also apply to a developer who builds roads and turns them over to the town. We need to alert developers. Don't know how far they can go back and don't know ramifications if they haven't paid the rates. It is important we watch this.

6. Kenosha County Emergency Management Director asked the name of the Municipal Emergency Management Director and the Deputy Director. In the past we have named the Kenosha County Director as the town's and Constable Bob Haas as the Deputy Director. This appointment will be included in list of items which we approve every two years, after the spring election. Supervisor Lois suggested the emergency management director information be added to the annual tax letter sent with the property tax bills.

- **Announcements –**

A. **March 23 – 5 – 6:30 p.m. – Kenosha County Executive Jim Kreuser** will hold open hours at the Town Hall to meet with county residents and discuss any county related issues.

B. **SPRING ELECTION – Tuesday, April 7, 2009** - Polls open 7 a.m. – 8 p.m. - Town Hall Correspondence - none

- **Financial matters:**

A. Purchase approval / bill approval - none

B. Other financial matters –

Chairman Butler said we've spent roughly \$127,000 for snowplowing. This does include some December costs.

Bill Glembocki, what is included in the \$127,000? Chairman said the amount covers Finishing Touches from December to present and Kenosha County Hwy Dept. from December to the end of 2008. We have not yet received Kenosha County 2009 charges. He explained the county is plowing the "thru" roads - Geneva Rd., 368<sup>th</sup>, 376<sup>th</sup>, 392<sup>nd</sup>, 45<sup>th</sup> & 52<sup>nd</sup>, etc.

Chairman said he has also heard that Kenosha County told the Town of Randall they would continue to plow all the town roads next year. The county had told Wheatland we needed to contract with a private company for subdivision roads but would continue to plow the "thru" roads. We now have a three year contract with Finishing Touches to plow subdivision roads.

C. Review and approve clerk's report for disbursements - period February 1 - 28, 2009, check #18572 - #18680 – Robert Herda moved approval, second by Andrew Lois. Motion carried.

- **Adjournment** – Andrew Lois moved to adjourn at 6:55 p.m. Robert Herda seconded. Motion carried.

Respectfully submitted,

Sheila M. Siegler, Town Clerk