

Regular Board Meeting

August 1, 2006

Meeting called to order at 7:30 p.m. by President Manthei. Trustees present: Engel, Hanson, Harold, Hoffman, and Leicht. Excused: Wehrs. Also present: Wade Peterson, Dennis Abbott, Jerome Klos, Dave Hundt, Emily Wilson, and Teresa Schnitzler.

Minutes

Motion by Trustee Engel, seconded by Trustee Leicht to approve the minutes of the July 18, 2006, Regular Board meeting. Roll call vote: Unanimous aye.

Claims

Claims from the following funds were presented for payment:

General Fund: \$70,304.52

Water Utility: \$27,778.74

Sewer Utility: \$9,986.93

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

Special Event Application – Labor Day Street Dance

Dave Hundt appeared before the Board to request South Leonard Street be closed for the annual Labor Day Street Dance on Sunday, September 3, 2006. The Street Dance will benefit the baseball field renovation project and the June Dairy Days fireworks event.

Motion by Trustee Hanson, seconded by Trustee Leicht to approve a special event application for a street dance on September 3, 2006. Roll call vote: Unanimous aye.

Ordinance No. 6.16 – School Bus Warning Lights

Motion by Trustee Hoffman, seconded by Trustee Hanson to approve the West Salem School District list of streets and stops within the Village limits where bus drivers will be using flashing red lights and stop arms. Roll call vote: Unanimous aye.

Law Enforcement Committee Meeting

Trustee Leicht reported on the July 18, 2006, Law Enforcement Committee meeting. Trustee Leicht had informed the Committee of complaints he has received from downtown business owners and bartenders regarding the overnight parking ordinance. Presently, downtown parking is prohibited on the following streets: Leonard Street between Jefferson Street and Franklin Street; Mill Street between Jefferson Street and Hamilton Street; Hamilton Street between Youlon Street and Mill Street; Memorial Drive; including such named streets, between 2:00 a.m. and 5:00 a.m., excepting New Year's

Eve. Employees of downtown taverns are receiving overnight parking tickets. Trustee Leicht felt a more realistic time frame would be between 3:00 a.m. and 5:00 a.m. Chief Abbott explained his department has received complaints from other businesses regarding downtown apartment tenants parking on the street overnight in front of their businesses. The police department has been ticketing all cars parked on the street between 2:00 a.m. and 5:00 a.m. in order to be consistent. When a bartender or employee brings their parking ticket to the police department and explains he or she was working when the ticket was issued, Chief Abbott has rescinded the citation. The Committee agreed to recommend the ordinance be amended from 2:00 a.m. to 3:00 a.m. to accommodate bar closing time.

Chief Abbott brought the Committee up to date on police department staffing. Presently, the department is one full time officer short. Last April, a new full time police officer left the department to work elsewhere. Chief Abbott has not filled the full time position and instead has hired three new part time officers. Chief Abbott is not seeking to fill the full time position immediately and instead proposed to fill the position toward the end of 2006. By the end of the year, he may propose the Village hire one of the new part time officers full time. The Committee agreed to postpone hiring a new full time police officer until the end of 2006.

Chairman Merlin Wehrs proposed to the Committee that the initial first meeting with the Village and the Police Union to exchange union contract proposals be conducted without legal counsel present. The Committee agreed to send a letter to the Union asking them to present their first proposals to the Law Enforcement Committee without legal counsel present.

Motion by Trustee Leicht, seconded by Trustee Harold to approve the minutes of the July 18, 2006, Law Enforcement Committee meeting. Roll call vote: Unanimous aye.

Ordinance No. 405 – Business District Night Parking

Motion by Trustee Harold, seconded by Trustee Engel to schedule a public hearing on Ordinance No. 405 for Tuesday, September 5, 2006, at 7:00 p.m. Roll call vote: Unanimous aye.

Ordinance No. 406 – Park Development

Motion by Trustee Engel, seconded by Trustee Leicht to schedule a public hearing on Ordinance No. 406 for Tuesday, September 5, 2006, at 7:15 p.m. Roll call vote: Unanimous aye.

Resolution 11.06 Extend Use of Park Impact Fees

Motion by Trustee Hanson, seconded by Trustee Hoffman to approve Resolution 11.06 Extend Use of Park Impact Fees as follows. Roll call vote: Unanimous aye.

WHEREAS, Village Ordinance 4.07(B)(7)(K)(3) requires park impact fees to be used only for the acquisition or capital improvements of park, playground, and other public recreational sites; and the Planning Commission, with input from the Recreation Committee, shall determine the location of sites dedicated to public use; and in making such determination, consideration shall be given to the needs of the community in general and of the residents of the proposed subdivision in correlation with existing and planned uses; facilities dedicated for such public uses, feasibility, and

practicability of requiring dedication of land, zoning regulations, and development plans for a park or open space plan; and

WHEREAS, originally said funds were earmarked for the development of a park on the western extremities of the Village, completion of Pineview Park and Village Park (approximately \$40,000), and a bike trail access was created to the County park which is located west of the Village, and no feasible site has been located to date for the creation of said western park;

WHEREAS, as of the end of 2005, Neshonoc Lake Addition was approved with a provision for a neighborhood park consisting of two residential lots in the Addition, and the promise of an additional two lots adjacent equivalent from La Crosse County, and further provision for donation of approximately 13 acres of park bordering Lake Neshonoc to the east of the Village; and

WHEREAS, changes in priorities have occurred for the fund to be expended for capital improvements thereon as required by the needs of the community in general; and

WHEREAS, the completion of the deeded lands from the developer of Neshonoc Lake Addition, and deeding and construction of road access will require some delay as the process involves concurrence of La Crosse County government;

NOW, THEREFORE, BE IT RESOLVED pursuant to Wisconsin Statutes Chapter 66 and 2005 Wisconsin Act 203, the West Salem Village Board declares extenuating circumstances and hardship set forth above have prevented the utilization of said impact fees and extends for three years to April 11, 2009, to expend the park impact fees collected to date.

ADOPTED BY THE VILLAGE BOARD OF TRUSTEES this ____ day of August, 2006.

Dennis Manthei, Village President

(SEAL)

Teresa L. Schnitzler, Village Administrator

Operator's Licenses

Motion by Trustee Harold, seconded by Trustee Engel to approve operator's licenses for Debra A. Walsh and Anne B. Walz. Roll call vote: Unanimous aye.

Planning Commission Meeting

President Manthei reported on the August 1, 2006, Planning Commission meeting. The Commission reviewed Traditional Addition, a re-plat of Neshonoc Lake Addition. Traditional Addition has been submitted by Dennis Aspenson, Owner of Traditional Trades. The re-plat will split into two separate parcels Lot 1, Block 1, Lots 3, 4, 5, 6, 7, 8, 32, 33, 34, 35, 36, and 37, of Block 4, and Lot 3, Block 5, Neshonoc Lake Addition. The Commission recommended approval of the Traditional Addition re-plat as presented.

The Commission reviewed an Application for Conditional Use Permit submitted by Shane and Tina Wehrs, owners of Lloyd's Speedstop, Inc. on Buol Road. The applicants are applying for a Conditional Use Permit for a 70-foot high on-site sign for use in a Business District zone. Village Ordinances provide a 45-foot maximum sign height. Mr. Wehrs stated the present sign cannot be seen by westbound traffic, and drivers do not have enough time to safely decide to stop at their station. Mrs. Wehrs stated the present trees are their natural obstacle to being able to see the sign just as the elevation is the I-90 Cenex natural obstacle. In addition, travelers have commented

they did not see the sign in time to stop. The Commission agreed to set the Conditional Use Application for public hearing on Tuesday, September 5, 2006, at 6:45 p.m.

Motion by President Manthei, seconded by Trustee Hoffman to approve the minutes of the August 1, 2006, Planning Commission meeting. Roll call vote: Hanson – nay; remainder of Board – aye. Motion approved.

Motion by Trustee Engel, seconded by Trustee Leicht to adjourn the meeting at 8:02 p.m. Approved by voice vote.

Teresa L. Schnitzler, Village Administrator