

## **Village of Chenequa**

CHENEQUA VILLAGE BOARD MEETING  
MINUTES OF MONDAY, NOVEMBER 14, 2005

Unofficial until approved by the Village Board  
Approved as written ( ) or with corrections ( ) on \_\_\_\_\_

The regular meeting of the Board of Trustees of the Village of Chenequa was held at 7:30 p.m. on Monday, November 14, 2005, at the Village Hall, 31275 W. Hwy K, Chenequa. Legal requirements for notification of the news media were met. The following were in attendance.

Mr. Styza / President – present  
Ms. Seidel / Trustee – present  
Mr. Gehl / Trustee – absent  
Mr. Biersach / Trustee – absent  
Mr. Harkness / Trustee – present  
Ms. Villavicencio / Trustee – present  
Dr. Tyre / Trustee – absent  
Mr. Krutz / Village Attorney – present  
Mr. Douglas / Administrator -Police Chief – present  
Ms. Zimdars / Clerk-Treasurer – present

### **Attendance**

Kelly Smith – Lake Country Reporter  
Lynn Grosch – Deputy Clerk

### **Public Hearing on the 2006 Budget**

Seeing no persons present, President Styza asked to leave this item open and if any one comes before the board at a later time, they could be heard.

### **Public comment period**

None.

### **Approve Minutes of September 12, 2005 Board Meeting**

Motion (Harkness/Villavicencio) to accept the minutes of the October 10, 2005 Board Meeting. *Carried Unanimously.*

At this time, Kelly Smith, reporter for the Lake Country Reporter voiced concerns with the wording of the closed sessions on tonight's agenda, stating according to state statutes, they were not properly noticed. He said he wanted to request the reasons for the closed sessions. Attorney Krutz addressed reporter Smith's concerns.

### **Clerk/Treasurer – Present Invoices for approval; report on investment activity**

President Styza questioned a charge of \$96 for prisoner housing, to which Administrator Douglas replied that this charge was to house a prisoner picked up

by the Chenequa Police Department. Motion (Villavicencio/Seidel to approve payments as presented. Carried Unanimously.  
Investment activity was reviewed by the Board, and no action was required.

### **Committee Reports**

*Public Safety* – No report

*Operations* – No report

*Plan Commission* – No report

*Open Space* – No report

*Board of Appeals* – No report

*Personnel Committee* – No report

*Hwy 83 Task Force* – Administrator Douglas reported he had contacted the State Highway officials and there are plans to get together with the Village in the next few weeks. President Styza then mentioned the problem with continuing flooding near Jensen's and Price's houses, in the 5300 block of Highway 83.

Trustee Villavicencio then pointed out there is also an overflow problem from Chapel Ridge. President Styza asked that when the meeting was set, to let Trustee Villavicencio know, so she could also be present at that meeting.

Trustee Seidel then questioned the fact that the church wants to come before the board. She asked if this meant you would put off a decision until the ad-hoc committee finishes their work, then give to the attorney to codify before going forward. President Styza then stated that we would ask to the applicants to conform to the new ad-hoc concerns, but they can't be enforced at this time.

*Emergency Government Committee* – No report

*Internet Ad Hoc Committee* – No report

*Building Zoning Ad Hoc Committee* – No report

### **Consider resolution for 2006 budget adoption and tax levy**

President Styza asked that this item be held over until salaries were discussed.

### **Review and consider application for State Trust Fund Loan.**

Administrator Douglas explained this loan was for the purchase of a dump truck to be used by the Highway Forestry department. The loan is to be repaid over a 5 year period and the rate of interest is 4%. The preamble and resolutions were presented by President Styza and read to the meeting. Motion (Harkness/Villavicencio) to approve the application for the State Trust Fund Loan, Carried Unanimously.

### **Review and consider Unison Lease Conversion offer on Village's Cell Tower**

Administrator Douglas referred this issue to Trustee Harkness. Mr. Harkness explained that the tower rests on a valuable location, and the Unison price is too low. He then stated that this is not a good offer and recommended not following through with it. No action required.

**Review and consider Resolutions of Appreciation**

Administrator Douglas said he felt these resolutions were appropriate to recognize continuous years of service by 2 employees: Forester Jeff Kante, and Sergeant Phil Bagnall. Motion (Harkness/Villavicencio) to approve resolutions of appreciation for Jeff Kante and Phil Bagnall, *Carried Unanimously*.

**Review and consider renewal of Independent Inspections Ltd. Contract for services**

Administrator Douglas stated that the contract with Independent had not been reviewed since 2000, so they had been working under the old terms. He then mentioned there were 2 points in the contract that he would like to strike, the first being in paragraph 4 – the clause that states if we terminate the contract we could not hire their agents. He also mentioned he would like to strike paragraph 6 which states they will be the sole provider for zoning and building for Chenequa. Administrator Douglas then recommended renewal based on those strikes. Motion (Villavicencio/Seidel) to approve renewal of Independent Inspections Ltd. Contract for services, *Carried Unanimously*.

**Review and consider adoption/approval of the Lake Country Municipal Court Budget for 2006**

Administrator Douglas informed the Board that all communities are to make a formal recommendation. He also stated that the Court is doing well, is self-sufficient and has \$300,000 in reserves. All money paid in by communities has been returned. Motion (Harkness/Seidel) to approve and adopt the Lake Country Municipal Court Budget for 2006, *Carried Unanimously*.

**Review and consider building plan for Bradt and Carroll residences**

Trustee Harkness reported that the plans for Bradt had been unanimously approved by the Plan Commission, and the application submitted for the Carroll's had been deferred. Motion (Harkness/Villavicencio) to approve the building plans for Samuel and Nancy Bradt residence located at 6925 N. Wildwood Point Road, *Carried Unanimously*.

**Discussion and/or action as it relates to water management issues and high capacity wells**

Trustee Seidel said there has been no change on website or as reported by the DNR. No permit has been applied for according to Attorney Krutz. She then stated that according to the Lake Country Reporter, another high capacity well is being proposed for the NW corner of Delafield which will also be in the shallow aquifer.

**The Board may consider entering into closed session under Wisconsin State Statute 19.85(1) (c) considering employment, promotion, compensation or performance evaluation date of any public employee over which the governmental body has jurisdiction or exercises responsibility.**

Motion (Villavicencio/Seidel) to convene into closed session as set forth in the announcement by the Village President at 8:07 p.m. by roll call vote: Seidel, aye; Villavicencio, aye; Styza, aye; Harkness, aye. Carried Unanimously.

**Reconvene into Open Session**

Motion (Seidel/Harkness) to reconvene into open session at 8:11 p.m. by roll call vote: Seidel, aye; Villavicencio, aye; Styza, aye; Harkness, aye. Carried Unanimously.

Motion (Harkness/Villavicencio) to approve salaries as listed on page 4 with additional consideration of the chief salary to be negotiated with the Village President, Carried Unanimously.

**Consider Midwest Engineering bid process for old can dump – invitation to bid remedial excavation**

President Styza asked to be sure proper levels of insurance were being met in order that we have adequate coverage, yet not excessive coverage and so as not to scare away smaller bids. He then stated we are looking for bids and the bid document will be reviewed by Attorney Krutz.

**Consider sale of 1974 GMC fire vehicle**

Administrator Douglas stated that this had been brought up at the last LCF board meeting. Vehicle being considered for sale is a pick up with little value and a dropped transmission. Both Nashotah and Lake Country Fire Department need to approve the sale, and the proceeds from the sale would go to Nashotah. Motion (Villavicencio/Seidel) to approve the sale of the 1974 GMC fire vehicle, Carried Unanimously.

**Consider letter of release in order for Time Warner to provide service**

Administrator Douglas stated he had received a request from a resident to connect to Time Warner. To date, we have been holding out for the whole village, so we needed Village approval for one person to hook up to Time Warner. President Styza stated he felt we should allow residents to get service wherever they can get it. Attorney Krutz mentioned that cable is regulated differently. Motion (Harkness, Seidel) to draft a letter of release to Time Warner or for any company to give Internet service to the Village, Carried Unanimously.

**Consider resolution for 2006 budget adoption and tax levy**

Motion (Harkness/Villavicencio) approve resolution for 2006 budget adoption and tax levy. President Styza asked for any discussion, and hearing none, asked for a vote, Carried Unanimously.

**Report of Village Administrator**

Administrator Douglas stated that Pewaukee, Hartland, Delafield, and Chenequa will do a citizen's police academy. The academy is a way for police departments to bring communities in to better understand the police department and the

services they provide. The course runs ten consecutive weeks on Thursday nights. Chenequa will host one of those meetings. The meeting for Hwy 83 is needed before December 13<sup>th</sup>, due to the fact that President Styza will be gone after that time.

Proposals from accounting firms are due this Thursday.

Also, former resident Sam Fieger passed away the previous night.

**Report of Village Attorney**

No report.

**Report of Village President**

President Styza reminded everyone on the board whose term would be expiring in April to take out nomination papers. The three trustees whose terms are expiring are Kathleen Seidel, J. Scott Harkness, and William Biersach. President Styza then stated that Trustee Biersach would not be seeking re-election to the Board.

Trustee Seidel then questioned if a discussion could be had on towers on top of residences. President Styza responded by saying, "It is my understanding that we can't stop that." It was then noted that an item for the next agenda should be to ask Attorney Krutz to give an opinion for towers.

Trustee Harkness then requested a report on nomination papers should be made at the December meeting.

Trustee Villavicencio then stated that ICOM is a possibility for high speed internet, with 2 towers in Hartland and one in Merton.

**New Business**

None.

**Adjournment**

Motion (Harkness/Villavicencio) to adjourn at 8:24 p.m., *Carried Unanimously.*

Respectfully submitted by:

Approved and Ordered Posted by:

\_\_\_\_\_  
Bonita Zimdars  
Clerk/Treasurer

\_\_\_\_\_  
Bryce Styza  
Chenequa Village President