

Village of Chenequa

CHENEQUA VILLAGE BOARD MEETING
MINUTES OF MONDAY, JUNE 12, 2006
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, June 12, 2006, 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. Wilkey / Trustee – present
Ms. Seidel / Trustee – present
Dr. Tyre / Trustee – present
Mr. Gehl / Trustee – present
Mr. Foote / Trustee – absent
Ms. Villavicencio / Trustee – absent

Mr. Krutz / Village Attorney – present
Mr. Douglas / Administrator -Police Chief – present
Ms. Zimdars / Clerk-Treasurer – present

Attendance

Kelly Smith – L.C.R.
Matt Colby – L.C.R.
Kathy Gillstrom
Gail Holcomb
James Williams
Nevin Van Antwerpen
Patty Van Antwerpen
Susan Sheeltis
Barb Anstey

Public comment period.

Village resident Jim Williams addressed the board saying he just wanted to be sure the board had reviewed the letter he sent last month. He also wanted to encourage the Village Attorney to give the details of the detachment. Gail Holcomb also voiced an objection to the detachment. Barb Antsy, Hasslinger Drive, said she was concerned about the density of the houses and said she didn't want to see any changes.

Attorney Krutz stated that per state statute 66.0227 the public notice starts the detachment process and also lists the adjoining property owners. Within 120 days, a petition has to be signed and filed with both the attaching and detaching municipalities, and then within 60 days the petition has to be approved or denied. If nothing is done it is assumed to be denied. So we are only at the

beginning of the detachment processes. Parties may choose to start a referendum if the detachment is denied. To date, no petition has been filed.

Presentation of plaques of appreciation to past trustees Scott Harkness and William Biersach.

President Styza recognized each trustee, presenting them each with a plaque, and thanked them for their years of service to the Village.

Approve minutes of the May 8, 2006, Board Meeting.

Motion (Tyre, Seidel) approve minutes of the May 8, 2006 Board Meeting, *Carried Unanimously.*

Clerk/Treasurer

Present invoices for approval.

Motion (Gehl, Wilkey) to approve bills as presented, *Carried Unanimously.*

Report on investment activity.

Investment activity was reviewed by the Board, and no action was required.

Consider renewal of liquor license to the Chenequa Country Club.

President Styza questioned if all the bartenders licenses were approved and was told by Administrator Douglas that they were. Motion (Wilkey, Gehl) to approve the renewal of the liquor license to the Chenequa Country Club, *Carried Unanimously.*

Consider approval for purchase of HAVA approved voting machine.

Clerk Zimdars explained the Help America Vote Act (HAVA) sec 301 (3) requires that there be voting equipment accessible for individuals with disabilities, including non-visual accessibility for the blind and visually impaired. A new HAVA compliant machine needs to be added to each polling place. These machines are required to be federal and state certified systems prior to use in any election. The Federal Government gave the State \$6000 for each municipality for the required equipment. The state will pass the money to the municipalities by a grant reimbursement program.

Motion (Tyre, Gehl) to give the Village Clerk approval to sign the contract to purchase the new machine when the contract becomes ready, contingent on Attorney Krutz first reviewing the contract, *Carried Unanimously.*

Consider issue of raising fees for the Boater's Safety Courses offered by the Chenequa Police Department.

Administrator Douglas stated he had done some research and found that we are currently at the maximum allowable fee per the DNR and state statutes. Trustee Seidel stated that mostly non-residents are taking the courses, but the Chenequa Police are teaching it. Administrator Douglas replied saying that both Delafield and Pike Lake offer the course, and in recent years it may not be as many residents that are taking the course, but the kids taking the course are using our

lakes area. Trustee Wilkey questioned the costs involved and Administrator Douglas told her they were minimal, saying anything associated with the course is taken from the boat launch account – not the general budget, and a large portion of costs for hosting the classes is reimbursed by the DNR. He also said that notice is first given to village residents so they would have the first opportunity to enroll in the class, and he felt the classes should continue. It was the consensus of the Trustees to continue the courses as it is a good Public Relations tool.

Consider and approve the following appointees to the Lakes Management Plan Committee: JoAnn Villavicencio (chairman), Dr. Timothy Tyre, Rick Luedtke, Jan Coakly, Linda Surles, Ann Rohlen, and Becky Brumder.

President Styza explained that this would be an Ad-Hoc committee formed for the purpose of addressing lake management issues, and the committee would report their findings to the Village Board.

Motion (Gehl, Seidel) to approve appointees JoAnn Villavicencio, Dr. Timothy Tyre, Rick Luedtke, Jan Coakly, Linda Surles, Ann Rohlen, and Becky Brumder to the Lakes Management Plan Ad-Hoc Committee, *Carried Unanimously.*

Review and consider submission by James & Sally Youker for a partial fence on the south side of their property located at 5581 N Hwy 83.

President Styza summarized what the Plan Commission had recommended at their earlier meeting, saying they gave their approval to the fence to be placed 2 feet off the property line per our zoning code.

Motion (Seidel, Wilkey) to approve submission by James and Sally Youker for a partial fence on the south side of their property located at 5581 N Hwy 83, *Carried Unanimously.*

Review and consider submission by Brian Gillstrom for new home construction for property located at 5478 N. Hwy 83.

President Styza explained that the Gillstrom proposal is on a lot that is legal, non-conforming and saw no reason to deny the request. Forester Kante stated that the road pitched toward the hill so water drains into a culvert which then moves the water under the road to the south; and that you would not want the road to pitch away from the driveway because it would create a hazard.

Motion (Wilkey, Gehl) to approve submission by Brian Gillstrom for new home construction for property located at 5478 N. Hwy 83, *Carried Unanimously.*

Review and consider Certified Survey Map submitted by William and Cynthia Nack for the SE ¼ of the NE ¼ of Section 17, T8N, and R18E, located in the Town of Merton per Village Code 6.18 extraterritorial jurisdiction.

President Styza explained the property was on North Lake in the town of Merton and Chenequa had extraterritorial jurisdiction.

Motion (Gehl, Tyre) approve CSM submitted by William and Cynthia Nack, *Carried Unanimously.*

Review and consider Certified Survey Map submitted by John R. Van Goethem for the NW ¼ and SW ¼ of the NE ¼ of Section 16, T.8N, R.18E., Town of Merton per Village Code 6.18 extraterritorial jurisdiction.

President Styza again explained this property was located in the Town of Merton, and noted that the last page of the CSM showed detail of the list of restrictions. Motion (Gehl, Tyre) approve CSM submitted by John R. Van Goethem, *Carried Unanimously.*

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 – no report

Emergency Government Committee – no report

Internet Ad Hoc Committee – Administrator Douglas explained that Trustee Foote had the internet service and said there were a few times when the bandwidth was not quite where it should be. He also said that Waukesha County is exploring a County-wide WI-FI wireless internet system which would be a seamless connection across the County. It was reported that this project is on the fast track. Administrator Douglas said a resolution or county agreement should be coming shortly from the county. Trustee Seidel then stated that she had Netwurx and it works, although not as fast as Eclipse.

Building Zoning Ad Hoc Committee – Trustee Seidel reported that the committee now had their final lighting ordinance and were working with grading & shoreline cutting. She also said that grading was being separated out in order to become more restrictive by saying any changes up to 12 inches would be covered. She felt the ordinance would be very effective when finished.

Report of Village Administrator.

Administrator Douglas explained that Forester Kante had appeared before the DNR and was successful in obtaining funding for \$54,000 of an anticipated \$94,000 project at the Pine Lake Boat Launch.

Report of Village President

No report.

Report of Village Attorney.

No report.

Closed Session

Motion (Tyre/Gehl) to adjourn to closed session at 8:00 p.m. pursuant to Wis. Stat. 19.85(1)(g) to confer with Village Attorney regarding strategy and options

for litigation in which the Village is likely to become involved as they relate to the proposed well at Hwy 83 and Hwy 16. Voice Vote: Wilkey (aye) Seidel (aye), Tyre (aye), Gehl (aye), Styza (aye), *Carried Unanimously*.

Reconvene into open session for the purpose of taking any and all action necessary, arising out of the closed session. Motion (Seidel, Gehl) to reconvene into open session at 9:02 p.m., *Carried Unanimously*.

Discussion and/or action as it relates to water management issues and high capacity wells. (a) Consider approval of finances for proposal test wells in the village.

The proposal from RSV was summarized by President Styza. He noted there were not budgeted funds to cover these expenses and that the money would have to be captured somewhere else. He recommended three monitoring wells, proceeding with scenario four which included a piezometer which went down about 20 feet deeper. It was also noted that limited easements would be granted with restoration required.

Motion (Tyre, Seidel) to proceed with scenario four of the proposal from RSV, *Carried Unanimously*.

Hwy 83 reconstruction and repaving update and any action that may be necessarily related to this project.

Administrator Douglas explained that the State Department of Transportation (DOT) came in and showed final plans for the Village, and that in order to proceed they needed to cut a 10 foot clear zone. The Hwy 83 Task Force members were upset that this issue did not come up prior to this time.

Administrator Douglas then explained that their recommendations were part of Federal standards, and if the trees were not removed there would be a need to have guardrails installed. At the end of the meeting the DOT representatives were asked to go back and come up with a better plan.

Discussion regarding proposed detachment of property owned by Mark and Mary Sellers and tax key CHQV-402-981-001. Consider action in response to proposal.

President Styza told the Board that they wouldn't be allowed to detach unless the Village allows them to detach. Attorney Krutz said there were many steps they needed to complete and if the Village Board would deny the request they could then try to get a referendum.

Discussion/consideration to the dry fire hydrant request at Pine Lake Launch.

President Styza asked what the cost was for the dry fire hydrant and was told by Administrator Douglas that the cost was \$2,500. and had already been approved by the Chenequa Foundation.

Motion (Gehl, Tyre) approve dry hydrant request at Pine Lake launch as proposed, *Carried Unanimously*.

Reading of bids for excavation of dump site and recommendation of award of contract.

Attorney Krutz reviewed the two bids received and it was determined that Henry R. Marohl Inc. of Waukesha was the most responsible and responsive. He also said that part of the bid is removing on a per load basis, so a 10% surcharge limit was being built in with a cap of \$5,500.

Motion (Seidel, Gehl) to accept the bid by Henry R. Marohl. Administrator Douglas then clarified that the total cost is \$58,000. Motion approved to award bid subject to terms, *Carried Unanimously.*

Consider approval of loan application for dump site project.

Administrator Douglas recommended moving forward based on the fact that last year we came in at \$62,000 under budget, and wouldn't need to take out a loan but could use Village reserves and a budget amendment.

Any new Business.

None

Adjournment

President Styza adjourned the meeting at 9:16

Respectfully submitted by:

Approved and Ordered Posted by:

Bonita Zimdars
Clerk/Treasurer

Bryce Styza
Chenequa Village President