

Village of Chenequa

CHENEQUA VILLAGE BOARD MEETING
MINUTES OF MONDAY, JUNE 9, 2008
Unofficial until approved by the Village Board
Approved as written *JS* or with corrections () on 7-14-2008

The regular meeting of the Board of Trustees of the Village of Chenequa was held at 7:30 p.m. on Monday, June 9, 2008, at the Village Hall, 31275 W. Hwy K, Chenequa. Legal requirements for notification of the news media had been met. Following is the attendance list:

Mr. Styza / President – present
Mr. Foote, Ms. Villavicencio, Ms. Seidel, Ms. Wilkey / Trustees – present
Mr. Gehl, Dr. Tyre / Trustees – absent
Attorney David Krutz / Village Attorney – present
Mr. Douglas / Administrator -Police Chief – present
Ms. Zimdars / Clerk-Treasurer – present

Attendance

Julie Gallagher Rolfs, Tom Rolfs

Public Comment Period

Julie Gallagher Rolfs addressed the Board, saying she was in favor of a slow no wake ordinance. She said she thought it would be better to keep it local. The lake is very high, and we are the only lake that doesn't have a slow no wake ordinance in Waukesha County. Ms. Rolfs said if the Village does not impose this rule all the water skiers in the area will get wind of it and come here. President Styza explained that no wake means the boat has steerage only, typically traveling 2 or 3 mph. Police Chief/Administrator Douglas said a verbal warning would be the first approach. He went on to explain that Chapter 1 of the code lists the fines which would apply. He said currently twelve to sixteen hours are spent patrolling the lake, and is done mainly on weekends. Mr. Rolfs then addressed the Board saying the notice should be posted at the launch. Trustee Villavicencio noted the policy would be important especially for erosion control. She went on to say the Yacht Club didn't want to take ownership of manning the flag status. President Styza said he felt there should be a public hearing on this issue.

Approve minutes of the May 12th, 2008 Board Meeting.

Motion (Wilkey, Seidel) to approve the minutes of the May 12th Village Board Meeting, *Carried Unanimously*.

Clerk/Treasurer

Present invoices for approval

Trustee Seidel questioned the high cost for utilities at the highway/forestry garage. Clarification will be sent via e-mail to all Trustees.

Motion (Villavicencio, Wilkey) to approve the May 2008 bills, *Carried Unanimously*.

Report on investment activity

Investment activity was reviewed and no action was required.

Consider renewal of liquor license for the Chenequa Country Club; as well as approval of an operator license request submitted by Jeffrey Scott Sasse.

Motion (Wilkey, Foote) to approve the license for the Chenequa Country Club, *Carried Unanimously*.

Preliminary -Review and consider driveway plans submitted by James Joel Quadracci for his property located at 5251 Hwy 83.

President Styza explained that this project was given final approval earlier by the Plan Commission. He said the pitch/grade as the driveway meets Hwy 83 is 100% better and ingress and egress are better. Motion (Villavicencio, Seidel) to approve as final, driveway plans submitted James Joel Quadracci for his property located at 5251 Hwy 83, Carried Unanimously.

Review and consider Certified Survey Map submitted by Gerald Dolphin for a re-division of the north half of lot 19 of Hasslingers Plat No. 2, and lands located in government Lot 1 of the Northeast Quarter of Section 30 and Part of the SW ¼ of the Northwest quarter of section 29, all in Town 8 north, range 18 east, town of Merton and Village of Chenequa, Waukesha County, Wisconsin per Village Code 6.18 extraterritorial jurisdiction.

President Styza gave an explanation of where this property is located. He told Board members it had been approved by the Plan Commission by a vote of 4 to 2. Trustee Seidel asked how large the portion of land lying in Chenequa was, and President Styza told her it was not buildable in Chenequa. The zoning of the Town of Merton was also discussed.

Motion (Foote, Wilkey) to give approval to the Certified Survey Map submitted by Gerald Dolphin, Carried Unanimously.

Consider annexation of property owned by Richard and Susan Wilkey located at 5112 N. Hwy 83.

President Styza introduced this annexation, saying the State of Wisconsin did not object to this request.

He went on to say by annexing the property it would make a non-conforming lot less non-conforming.

Motion (Foote, Villavicencio) to approve the annexation of property owned by Richard and Susan Wilkey located at 5112 N. Hwy 83, Aye: Seidel, Villavicencio, Foote, Styza, Abstaining: Wilkey Motion Carried.

Review and consider resolution allowing the use of State approved equipment and vehicle rates.

Police Chief/ Administrator Douglas noted this resolution would allow the Village to use the State Equipment rates when applying for Federal Emergency Management Aid, rather than being required to use the FEMA rates which are lower.

Motion (Foote, Seidel) to approve the resolution allowing the use of State approved equipment and vehicle rates, Carried Unanimously.

Review and consider resolution in support of participation in a County-Coordinated Request for Proposals for Trash Collection and Disposal and Recycling Collection Services.

Police Chief/ Administrator Douglas explained that Waukesha County is currently in the recycling program and would like to stay in the business. He noted that if one provider were allowed to take over there would be no competitive bidding. This resolution would require disposal companies to bid. This is a non-binding resolution, and we would have no influence over the process. Specifically, the last line of the resolution states "...commits to participation in the RFP process...". Attorney Krutz said he would rather see the last line read, "...subject to Village approval".

Motion (Foote, Seidel) to approve the resolution in support of participation in a County-Coordinated Request for Proposals for Trash Collection and Disposal and Recycling Collection Services, provided the wording in the last sentence is changed to say..."subject to Village approval", Carried Unanimously.

Review and consider establishing an underground utilities ordinance.

President Styza said this comes as a result of the Department of Transportation meeting held recently. It would be beneficial if new homes had their utility lines buried. He said if this ordinance were in force, it is possible when Highway 83 is widened the utilities may have to be buried in the right-of-way. Most municipalities in southeast Wisconsin require underground utilities. Trustee Wilkey asked who would be responsible for the cost. President Styza told her it would be the homeowner's responsibility. Trustee Seidel said she was at the meeting with the State and she heard them say it was too expensive to go underground. Attorney Krutz said this ordinance was modeled after the Thiensville ordinance. Trustee Seidel suggested a Public Hearing may be in order for this issue.

Motion (Villavicencio, Seidel) to approve the underground utilities ordinance subject to a Public Hearing being held on this issue at the July meeting of the Village Board, Carried Unanimously.

Discussion of possible relocation of State Hwy 83 from its current location in the Village of Chenequa. Consider resolution relating to same.

Trustee Villavicencio explained that at the end of May the Department of Transportation came to the Village Hall to discuss options for Highway 83. The possibility of relocating or redesignating Hwy 83 to Hwy P was discussed. Hwy P is a north/south corridor, with a lot of open farmland. Trustee Villavicencio said this would be a logical solution, diverting a great deal of truck traffic from the Village. She said she would recommend passing this resolution. Trustee Seidel asked why the truck traffic from Hwy C and Hwy K couldn't be moved to Hwy P as well. President Styza said when the Merton Town Chairman was contacted he said he would want to see a public hearing held on this issue. There is a great deal of trucking in Stone Bank, and by moving the traffic to Hwy P, the Redi-Mix trucks would have a problem because the railroad overpass on Hwy P is not 13' high. President Styza also noted if Hwy 83 were to be moved, then something could be done about trucking in our jurisdiction, and as long as Merton is supportive of this, he would be in favor of moving Hwy 83 to Hwy P.

Motion (Wilkey, Villavicencio) to have State Hwy 83 relocated from its current location in the Village of Chenequa to Hwy P, Carried Unanimously.

Discussion and consideration of Ordinance for establishing Emergency Slow No Wake speed limit at times of High Water on Pine Lake.

Trustee Villavicencio said she would like to see this ordinance moved forward and felt it should be added to the public hearing to be held in July. She said that erosion is the problem and this affects people in low lying areas. President Styza asked what the criteria would be to trigger the imposing of a slow no wake rule, and Police Chief/Administrator Douglas said it was pretty discretionary. He said that 902.7 is the ordinary high water mark. President Styza thought there should be objective standards. Trustee Villavicencio asked if the ordinary high water mark should be used as the standard. Police Chief/Administrator Douglas said the lake is beyond that number quite often. President Styza asked if a sail boat race would be an exception. Trustee Foote thought exceptions should be listed. Trustee Villavicencio suggested exceptions should also include emergency situations. Trustee Foote said notification should be sent by e-mail to all village residents. Attorney Krutz also suggested having the notice posted to the village website.

Motion (Seidel, Villavicencio) to adopt a temporary ordinance for slow no wake speed limit on Pine Lake subject to revision and to proceed with this temporary ordinance on an emergency basis; and to adopt a permanent ordinance for slow no wake speed limit on Pine Lake, subject to a Public Hearing being held on this issue at the July meeting of the Village Board, Carried Unanimously.

Review and consider Committee appointments as recommended by the Village President to the Public Safety Committee, Operations Committee, Plan Commission, Open Space, Board of Appeals, Personnel Committee, Hwy 83 Task Force, Emergency Government Committee, Lake Management Ad Hoc Committee, Police Commission, Board of Review, Lake Country Fire Board, and all other appointed positions.

Police Chief/Administrator Douglas noted that the appointments to the Board of Appeals of Jack Hendee and James Huber are 3-year terms, ending in April of 2011. It was also noted that the Open Space committee was omitted from the listing, and those appointees are Scott Harkness and Bill Biersach. President Styza said he would like Fred Luedtke to decide who he would like to add to the Personnel Committee.

Motion (Wilkey, Villavicencio) all of the following nominations be approved:

Public Safety: Gordon Gunnlaugsson, Chairperson, Richard Berk, Kathy Seidel, Morton R. Spence, Jr., Bryce P. Styza, Russ Witt, J. MacDonough

Board of Appeals: James Huber, Chairperson, Carol O. Manegold, Tom Dalum, John H.Hendee, Jr., Curt Culver, Morton Spence Jr., 1st alternate.

Operations Committee: Jo Ann Villavicencio, Chairperson, Robert Bellin, Jack MacDonough, James P. Huber, Chris Elser, Frederick R. Luedke, Brian L. Nahey, Linda Surles

Board of Review: Bryce Styza, Jo Ann F. Villavicencio, Dr. Timothy Tyre, Village Clerk,
Alternates: Trustees Seidel, Gehl, Foote, Wilkey

Plan Commission: Bryce Styza, Chairperson, Robert Foote, Jr., Peter Zlotocha, Robert Bellin, Susan Wilkey, Linda Surles, Mike Pranke. Tom Rolfs as an alternate.

Board of Election Inspectors, terms expiring 12/08: Leslie Barkow, Becky Brumder, Sue Culver, Alan Enters, Mary Alice Eschweiler, Grace Gunnlaugsson, Peggy Helz, Jean Lindemann, Barbara Mayo, Fred Mayo, Julie Meier, Rhonda Reeser, Sandy Rose, William Rose, Nancy Seaman, Linda Surles, Anne Styza, Marilyn Tyre, Louise Van Antwerpen, Nevin Van Antwerpen, Susan Wilkey, Bette Williams, James Williams, Susan Zlotocha

Open Space Committee: William Biersach, Scott Harkness

Hwy 83 Task Force: Jo Ann Villavicencio, Chairperson, Robert Bellin, John Hendee, Jr., Robert Manegold, Jr., Susan Wilkey, Alternates: Ann Seidel, James Ratzel

Personnel Committee: Frederick Luedke, Chairperson, Bronson Haase, (to be named)

Lake Country Fire Board: Robert Manegold (Chenequa), Theresa Urbanchek (Nashotah), Russ Witt (Chenequa), Rod Stotts (Nashotah), Tom Oswald (Chenequa)

Lake Country Fire Commission: Richard Schafer (Nashotah), Morton Spence, Jr. (Chenequa), Jack Neal (Nashotah), Dr. Timothy Tyre (Chenequa),

Lakes Management: JoAnn Villavicencio, Chairperson, President Styza, Dr. Timothy Tyre
Jan Coakley, Linda Surles, Rick Luedtke, Ann Rohlen, Becky Brumder

Police Commission: Robert Foote Jr., Chairperson, Thomas Dalum, Gordon Gunnlaugsson, Morton Spence Jr., Russ Witt

LCFD/Delafield Fire Consolidation: Bryce Styza (Chenequa), Gordon Gunnlaugsson (Chenequa), Susan Wilkey (Chenequa) Ted Rolfs, Alternate (Chenequa) Rich Lartz (Nashotah), Julie Petras (Nashotah), Rick VanderVeen (Nashotah), Ed McAleer (Delafield), Cate Rahmlow (Delafield), Gerry MacDougall (Delafield)

Carried Unanimously.

Committee Reports

Public Safety – No report

Operations – No report.

Plan Commission – Met earlier

Open Space – No report

Board of Appeals – No report

Personnel Committee – No report

Hwy 83 Task Force – Discussed earlier

Emergency Government Committee – No report

Lake Management Ad Hoc Committee – No report

Police Commission – No report

Report of Village Administrator.

Police Chief/Administrator Douglas told the Trustees that a \$5,000 grant targeted at smaller Police Agencies was applied for and received. It was a grant for digital audio and visual equipment. Next he asked for input on whether or not the Village should go forward with a scheduled lake treatment on Tuesday, June 10th. Due to the high water level of the lake, and the fact that the weeds are down this year it was suggested that the scheduled treatment be postponed until later in the summer. He noted that people may have been self-treating using copper sulfate. Trustee Foote said the Village should make that practice illegal. Attorney Krutz pointed out an ordinance would be required if the Village would like to stop the practice of self-treating with copper sulfate. Trustee Foote then gave two suggestions concerning the lake: (1) Designate a fraction of the lake as a fish reserve; and (2) Impose a catch-and-release policy.

It was then noted that an earlier item on the agenda had been overlooked, so the Trustees were asked to act on the motion to approve an operator license.

Motion (Villavicencio, Wilkey) to approve the issuance of an operator's license for Jeffrey Scott Sasse, Carried Unanimously.

Police Chief/Administrator Douglas went on with his report telling Board members there would be a newsletter sent out this week. He also asked if there were any questions on his budget summary, saying that the allowance for Police Department and Highway/Forestry gas will be coming in over budget due to the rising cost of fuel.

Report of Village President.

No report.

Report of Village Attorney.

No report.

Agenda items to be considered for future meeting of the Village Board.


Trustee Seidel said she would like to discuss the truck traffic on Hwy C and Hwy K.

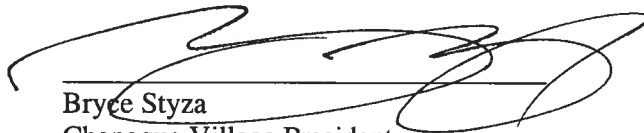
Adjournment.

Motion (Wilkey, Villavicencio) to adjourn the June meeting of the Village Board at 8:50 p.m.

Respectfully submitted by:

Approved and Ordered Posted by:


Bonita Zimdars
Clerk/Treasurer


Bryce Styza
Chenequa Village President