

Village of Chenequa

CHENEQUA VILLAGE BOARD MEETING
MINUTES OF MONDAY, FEBRUARY 9, 2009
Unofficial until approved by the Village Board
Approved as written (✓) or with corrections () on 3-9-2009

The regular meeting of the Board of Trustees of the Village of Chenequa was held at 7:30 p.m. on Monday, February 9, 2009, at the Village Hall, 31275 W. Hwy K, Chenequa. Legal requirements for notification of the news media were met. Following is the attendance list:

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

Attendance

None.

Public comment period.

None.

Approve minutes of the January 12, 2009 Board Meeting.

Motion (Wilkey, Gehl) to approve the minutes of the January 12, 2009 Board meeting, Carried Unanimously.

Clerk/Treasurer

Present invoices for approval.

Trustee Gehl questioned many of the acronyms listed on the check detail list.

Motion (Tyre, Seidel) to approve the invoices as presented, Carried Unanimously.

Report on Investment activity.

Investments were reviewed.

Review and consider Application for Land Division request submitted by DeWitt Ross & Stevens SC as joint counsel for all owners.

President Styza reviewed the plans that had been submitted, explaining that the Plan Commission gave their approval subject to two conditions: (1) that the owners would be responsible for all costs associated with this request, and (2) that the current structure be razed. Administrator/Police Chief Douglas explained the diagram, saying the lot created would be 2 1/2 acres and have 190 feet of lake frontage. The shared driveway agreement will govern the easement. Trustee Gehl questioned why the current structure had to be razed, and Administrator/Police Chief Douglas told him if the structure were to be left as it is, it would be nonconforming.

Motion (Gehl, Foote) approve the application for land division request submitted by DeWitt Ross & Stevens SC as joint counsel subject to the current structure being razed, and the owners agreement to cover all costs associated with this application, including attorneys' fees incurred by the Village, Carried Unanimously.

Review and consider language changes to section 5.03 of the Village Code – Building Permits and Land Disturbance permits.

Administrator/Police Chief Douglas explained the focus should be on 5.03(3), the building of secondary structures, and using materials not in keeping with materials used on the original structures. The secondary structure should be aesthetically in keeping and materials should be used that are similar in appearance to the primary structures. He said that number four says if there is no other structure existing

on the property then adjoining property structures would be used for comparison. Trustee Tyre said item five says this is not binding. Attorney Krutz noted that the preliminary plans come first to the Zoning Administrator, but final approval is given by the Village Board. Trustee Gehl noted that previously, preliminary plans were to be brought in for review, but now there is no difference in the level of detail or cost to submit the plans between the preliminary stage and the final stage. President Styza noted there was a step before going before the Plan Commission as well; first coming in to talk the plans over with Building Inspector Tising and Zoning Administrator Douglas. Trustee Gehl argued that the preliminary plans didn't need to be so detailed, causing the owners to spend more than necessary at this stage. Trustee Tyre noted that by having the detailed plans at the preliminary review prevents a person from being less than candid in the preliminary stage. Trustee Gehl then directed attention to the second to the last paragraph and asked what would have to be built to cause "substantial depreciation". Attorney Krutz said subsection IV could be deleted, but noted that the ordinance originated from the Building/Zoning Ad-Hoc Committee. President Styza asked Trustee Gehl to go before the Plan Commission with any concerns he has regarding this section of the code.

Review and consider resolution 2009-02-09-01 to create sections 2.02 and 2.03 of the general code relating to registration of transient merchants and solicitors.

Administrator/Police Chief Douglas explained that this proposed ordinance covers door-to-door sales people. He said he would like to see an ordinance in place, and many incorporated communities have ordinances regarding transient merchants and solicitors. Page two lists exemptions. He said if the ordinance were in place it would allow better protection for residents. Trustee Foote said under #2 he would exempt UPS, Fed-Ex and other delivery services. Administrator/Police Chief Douglas explained that page one listed definitions.

Motion (Seidel, Villavicencio) to approve the resolution 2009-02-09-01 to create sections 2.02 and 2.03 of the general code relating to registration of transient merchants and solicitors.

Trustee Foote asked if this included delivery drivers, and Attorney Krutz told him they were not included. Trustee Seidel suggested taking out "dairy products, etc." NO VOTE TAKEN.

Motion **amended** (Seidel, Villavicencio) to adopt resolution 2009-02-09-01 creating sections 2.02 and 2.03 of the general code with recommended language changes for exemptions under #2, "any person delivering on established routes or by contract", *Carried Unanimously.*

Lake Country Fire Dept. Expansion – merger talks update.

President Styza explained that an entirely new Fire Department would be created, and would require a public hearing for approval.

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 President Styza explained that Hwy 83 will be repaved.

Emergency Government Committee No report.

Lake Management Ad Hoc Committee No report.

Police Commission No report.

Report of Village Administrator

Administrator/Chief Douglas told Board members the current deer count was at 42.

He noted that one of the Chenequa squad cars was involved in an accident with one of the residents and sustained approximately \$6,000 in damage. He said that at the time of this accident, a second squad was out with motor problems.

He and Attorney Krutz are working on a joint slow no wake ordinance for Beaver Lake and North Lake with the town of Merton.

The Smart Growth plan will be taken chapter by chapter with costs not to exceed \$9,400. There is a 50% match on costs; and the Village is moving forward with this plan with Bill Biersach as the leader. The 2008 Audit is currently available in draft form.

The Friends of Nashotah have a wild game feed and the numbers are way down. This is a fundraiser dinner. Trustee Tyre said a long rifle will be auctioned off at the event.

Report of Village President

No Report.

Report of Village Attorney

No Report.

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

Trustee Tyre said he had received a letter from the Waukesha Chamber of Commerce, and said he felt the information was reasonable, and would like to see it reviewed at a future meeting.

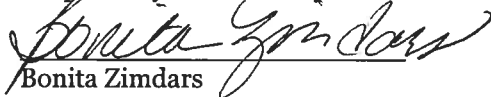
Viewing of DVD from R & R Insurance regarding Municipal liability.

The DVD covering municipal liability was viewed by the following Board Members and staff: President Styza, Trustee Villavicencio, Trustee Foote, Trustee Seidel, Trustee Tyre, Trustee Gehl, Forester Kante, Administrator Douglas, Attorney Krutz, and Clerk/Treasurer Zimdars. Afterwards, a short discussion was had regarding the information in the DVD. Attorney Krutz reminded Board Members to be watchful of a floating quorum.


Adjournment.

Motion (Tyre, Gehl) to adjourn the February 9th meeting of the Village Board at 8:58 p.m., Carried Unanimously.

Respectfully submitted by:


Bonita Zimdars
Clerk/Treasurer

Approved and Ordered Posted by:


Bryce Styza
Chenequa Village President