

## Village of Chenequa

CHENEQUA VILLAGE BOARD MEETING  
MINUTES OF MONDAY, May 11, 2009  
Unofficial until approved by the Village Board  
Approved as written (✓) or with corrections ( ) on 6/8/9

Mr. Styza / President – present  
Ms. Villavicencio / Trustee – present  
Ms. Seidel / Trustee – absent  
Mr. Gehl / Trustee – present  
Mr. Haase / Trustee – present  
Mr. Foote / Trustee – absent  
Ms. Wilkey / Trustee – present  
Attorney Susan M. Sager/ Village Attorney - present  
Mr. Douglas / Administrator -Police Chief – present  
Ms. Zimdars / Clerk-Treasurer – present

### **PUBLIC HEARING**

A public hearing to hear comments regarding the proposed 2009 Village of Chenequa budget was called to order at 7:30 p.m. Legal requirement for notification of the news media had been met.

Public Attendance: Jerry Braatz (Waukesha County UW Extension); Wolfgang Dorner; Kim Schubert, Jack MacDonough.

### **Review and consider recommendation of approval of the Village of Chenequa Smart Growth Plan.**

Mr. William Biersach gave an overview of the plan. He handed out a reprint of an article in the Tall Pines 2002 newsletter that explained the reason for the plan. January 1, 2001, a law became effective mandating that all municipalities develop a comprehensive plan by January 1, 2010. The advisory group that oversaw the creation of the Waukesha County plan was comprised of representatives from 29 different communities in Waukesha County. Communities then had the option to adopt the County plan, or create a plan of their own. Next he gave a recap of the chapters saying some sections read well, but other sections in the County plan do not apply to Chenequa, and wouldn't apply in the future. For that reason the Village of Chenequa developed their own plan. He said this plan will provide guidelines and benchmarks for ordinances going forward. Mr. Biersach said the philosophy was to maintain the rural character of the community. Trustee Haase said he learned a lot about Chenequa by reading through the plan but noticed that the north Lake Management District was not included. He asked that this be considered for future updates.

Motion (Gehl, Villavicencio) to close the Public Hearing at 7:55 p.m., *Carried Unanimously.*

### **VILLAGE BOARD MEETING**

The regular meeting of the Board of Trustees of the Village of Chenequa was held at 7:55 p.m. on Monday, May 11, 2009, at the Village Hall, 31275 W. Hwy K, Chenequa. Legal requirements for notification of the news media were met.

### **Attendance**

Rod Stotts; Fire Chief Dick Hagemann;

### **Mr. Rod Stotts to address the Board on the 2008 Lake Country Fire Department audit.**

#### **a) Consider adoption of 2008 Lake Country Fire Department audit.**

President Styza asked if there would be a refund from the Fire Department, and Mr. Stotts told him Chenequa and Nashotah would receive a refund of \$1,649.55 each.

Motion (Gehl, Wilkey) to approve adoption of the 2008 Lake Country Fire Department, *Carried Unanimously.*

### **Overview of the Chenequa Smart Growth Plan presented by William Biersach and Jerry Braatz.**

#### **a) Consider adoption of the Smart Growth Plan resolution.**

President Styza explained that the Plan Commission heard about this plan earlier in the evening and recommended adoption of the Smart Growth Plan. Attorney Sager said if the Board wanted to move forward, the resolution could be adopted tonight, but it should be made conditional on some clean ups on mapping and things.

Motion (Gehl, Haase) to approve the Smart Growth Plan resolution, *Carried Unanimously.*

**Approve minutes of the April 13, 2009, Village Board meeting.**

(Villavicencio, Wilkey) to approve the minutes of the April 13, 2009 Board meeting, *Carried Unanimously.*

**Clerk/Treasurer**

**Present invoices for approval.**

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

**Report on Investment activity.**

Investments were reviewed, no action was required.

**Review and consider revised resolution amending the 2008 budget by Reilly, Penner & Benton, LLP**

Motion (Gehl, Haase) to approve the resolution amending the 2008 budget by Reilly, Penner & Benton, LLP, *Carried Unanimously.*

**Review and consider landscape and pool plans submitted by Richard and Susan Wilkey for their property located at 5112 N Hwy 83.**

President Styza explained these were plans that covered a swimming pool, hot tub, landscaping, and fencing. He said these plans were previously approved by the Plan Commission.

Motion (Villavicencio, Gehl) to approve landscape and pool plans submitted by Richard and Susan Wilkey, *Motion Carried with Trustee Wilkey abstaining.*

**Review and consider Certified Survey Map submitted by Richard Grunke and Bill Grasch for land division, property located at 31982 Treasure Island Drive.**

President Styza explained that this CSM had previously been approved, but was not recorded in a timely manner; therefore this was a request for re-approval. The deed restrictions have been checked. Trustee Gehl stated they were splitting from one lot into three lots.

Motion (Gehl, Haase) to approve the Certified Survey Map submitted by Richard Grunke and Bill Grasch for land division, *Carried Unanimously.*

**Review and consider Road Policy and Possible Action on bids for Morris Drive repavement project.**

President Styza suggested the Village should adopt a road policy before approving the bid for repair to Morris Drive. He explained that the people who use Morris Drive want the Village to pay for the repavement project. He said the policy should also decide use vs. frontage; saying out of seven users, only two have frontage. Trustee Gehl said on a user basis the recommendation was 25 % for the Village and 75% for the land owner. Attorney Sager noted two corrections in the third "whereas" clause: remove snow fencing and tree removal. Trustee Haase clarified that private drives are given an easement across a private road and this policy would pertain only to public roads. President Styza asked if a public hearing would be required and Attorney Sager it was not required, but it certainly could be held if desired. Trustee Gehl said he would like to see the public have an opportunity to voice their concerns. Trustee Haase said all seven would be required to pay for the repavement and Administrator/Police Chief Douglas said that Morris Drive feeds Pine Crest. Attorney Sager said the owners that ingress or egress from the roadway would pay. Administrator/Police Chief Douglas said the third line on the back page might be changed to say "adjacent benefiting property owners." Trustee Villavicencio suggested that should be included in the front of the document as well. Attorney Sager suggested that the policy should not be created to be too narrow. President Styza said it needed to be more specific. Administrator/Police Chief Douglas suggested exhibits should be included to go along with each scenario. Trustee Haase said he believed that new residents don't fully understand the difference between private and public roads.

Motion (Gehl, Villavicencio) to set a Public Hearing on the road policy for Chenequa on Monday, June 8<sup>th</sup>, at 7:30 p.m., *Carried Unanimously.*

Trustee Haase said that other precedents should be reviewed. Attorney Sager recommended holding off on awarding the bid.

**Lake Country Fire Dept. Expansion – merger talks update.**

President Styza said the talks were going well and he, along with Trustee Wilkey and Gordon Gunnlaugsson were on the committee representing the Village of Chenequa. Trustee Wilkey said she was enthusiastic about the expansion, saying it would add a great deal of safety for the Village.

**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** No report.  
**Emergency Government Committee** No report.  
**Lake Management Ad Hoc Committee** No report.  
**Police Commission** No report.

**Consider appointments 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 Administrator/Police Chief Douglas Hoc Committee, Police Commission, Board of Review, Lake Country Fire Board and all other appointed positions.**

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, Albert (Chris) Elser, Curt Culver, Thomas Dalum, Morton Spence Jr., 1<sup>st</sup> alternate.

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

**Board of Review:** Bryce Styza, Jo Ann F. Villavicencio, Andrew Gehl, Village Clerk, alternate: Susan Wilkey  
Alternates: Trustees Seidel, Gehl, Foote, Wilkey

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

**Board of Election Inspectors, terms expiring 12/09:** Leslie Barkow, Becky Brumder, Sue Culver, Alan Enters, Mary Alice Eschweiler, Grace Gunnlaugsson, Peggy Helz, Jean Lindemann, Barbara Mayo, Fred Mayo, Julie Meier, Sharon Pretasky, Rhonda Reeser, Sandy Rose, William Rose, Nancy Seaman, Linda Surlles, Anne Styza, Marilyn Tyre, Nevin Van Antwerpen, Susan Wilkey, Bette Williams, James Williams, Susan Zlotocha

**Open Space Committee:** Scott Harkness, William Biersach

**Hwy 83 Task Force:** Jo Ann Villavicencio, Chairperson, Bryce Styza, Robert Bellin, Robert Manegold, Jr., Susan Wilkey, Anne Seidel, 1<sup>st</sup> alternate James Ratzel

**Personnel Committee:** Frederick Luedke, Chairperson, Tim Fredman, Timothy Hoeksema

**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), Bill Knoff (Nashotah), Dr. Timothy Tyre (Chenequa),

**Lakes Management:** Andrew J. Gehl, Chairperson, JoAnn Villavicencio, Bryce Styza, Dr. Timothy Tyre, Frederick R. Luedke, Jan Coakley, Linda Surlles, 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.*

**Review and consider County-wide Mutual Aid Agreement.**

Administrator/Police Chief Douglas explained that the first draft of this agreement was looked at last fall, and this is the final draft agreement. He said this is not for public safety, but rather for environmental, clerical, public works, etc. The agreement states that the rendering of assistance is not mandatory, but left to the sole discretion of the party receiving the request. If the responding personnel are unable to furnish the requested assistance, they will notify the municipality as soon as possible. The agreement is automatically renewed on a year-to-year bases. The power to make a request for assistance falls under the Village President. All participating municipalities are required to maintain adequate insurance coverage.

Motion (Haase, Gehl) approve and accept the County-wide Mutual Aid Agreement, *Carried Unanimously.*

**Consider revision to section 4.10 of the Village Code.**

Trustee Haase gave an overview of the revision saying North Lake Management thought they had the proper high water mark, but the markers were actually too high. NLM wanted the number altered to a lower number.

Motion (Gehl, Villavicencio) to approve the revision to section 4.10 of the Village Code, *Carried Unanimously.*

**Set date for a Public Hearing on the proposed merger of the Lake Country Fire and Delafield Fire Departments.**

Motion (Villavicencio, Wilkey) to set the public hearing for the proposed merger of the Lake Country Fire and Delafield Fire Departments as Monday, June 8<sup>th</sup> at 7:30 p.m., Carried Unanimously.

**Report of Village Administrator Hasslinger Drive update.**

Administrator/Police Chief Douglas said this issue should be moving forward in the next 30 days.

**Report of Village President**

No report.

**Report of Village Attorney**

No Report.

**Consider convening in closed session pursuant to §19.85(1)(e) deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session.**

Motion (Gehl, Villavicencio) to convene in closed session 8:30 p.m., Gehl (aye), Haase (aye), Wilkey (aye), Villavicencio (aye), Styza (aye) Motion Carried.

Motion (Wilkey, Villavicencio) to reconvene in open session, Carried Unanimously.

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

Administrator/Police Chief Douglas recommended a resolution of appreciation for Bill Biersach and the work he did on the Comprehensive Plan for the Village of Chenequa. President Styza said there should also be a resolution of appreciation for outgoing Trustee Tyre.

Next Trustee Villavicencio stated that most other lakes have speed limits. She has seen boats speeding on Pine Lake, and sees this behavior as a safety concern. Trustee Haase said most lakes have speed limits, and there is a book that lists all the limits for comparison purposes. President Styza said he would like to refer this to the Lake Management Committee.

**Adjournment.**

Motion (Wilkey, Haase) to adjourn the May 11<sup>th</sup> meeting of the Village Board at 8:43 p.m., Carried Unanimously.

Respectfully submitted by:



Bonita Zimdars  
Clerk/Treasurer

Approved and Ordered Posted by:



Bryce Styza  
Chenequa Village President