

Village of Chenequa

CHENEQUA VILLAGE BOARD MEETING
MINUTES OF MONDAY, JUNE 21, 2010
Unofficial until approved by the Village Board
Approved as written () or with corrections (X) on July 12, 2010

The regular meeting of the Board of Trustees of the Village of Chenequa was held at 7:30 p.m. on Monday, June 21, 2010, 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. Foote/President – present
Ms. Villavicencio/ Trustee – present
Ms. Manegold / Trustee – present
Mr. Gehl / Trustee – present
Ms. Wilkey / Trustee – present
Mr. Haase / Trustee – present
Mr. MacDonough/ Trustee – absent
Attorney David Krutz/ Village Attorney - present
Mr. Douglas / Administrator -Police Chief – present
Ms. Zimdars / Clerk-Treasurer – present

Attendance

Richard Hagemann; Rod Stotts; Bryce Styza; Judy Hansen; Tom Rolfs

Public comment period

Judy Hansen asked the Village Board to consider a noise ordinance, saying the levels of noise in the Village were getting out of hand. President Foote asked to make this an agenda item for the next meeting.

Next Tom Rolfs spoke, asking if something could be done about the carp fishermen. He said he is constantly being woken up by their generators and bright lights. He said he has also been verbally abused. He suggested closing the gates at the launch at 10:00 p.m. - the normal time when the launch closes, then having the fishermen call the Police Department to get out. President Foote asked to make this an agenda item as well.

Consider appropriate recognition of past Trustee Kathleen Seidel.

Ms. Seidel was not in attendance at the meeting.

Presentation of the 2009 Lake Country Fire Department Audit.

Mr. Rod Stotts made a presentation of the audit and noted this would be the final audit of the Chenequa/Nashotah Lake Country Fire Department. He said in 2009 the department operated below budget and noted the return of \$7645.31 in returned contributions to the Village of Chenequa for this, as well as an insurance dividend of \$1,555 which was equally split between the two villages. Trustee Wilkey said she applauded the efforts of Mr. Stotts and Fire Chief Hagemann. Trustee Haase asked if the department had any outstanding debt and Mr. Stotts told him there was none.

Approve minutes of the May 10, 2010 Village Board meeting.

Motion (Villavicencio, Haase) to approve the minutes of the May 10, 2010 Board meeting, *Carried Unanimously.*

Clerk/Treasurer

Present invoices for approval.

Motion (Villavicencio, Manegold) to approve the invoices as presented, *Carried Unanimously.*

Report on Investment activity.

No action was required.

Review and consider renewal of Chenequa Country Club's liquor license, covering the period July 1, 2010, through June 30, 2011.

Motion (Haase, Manegold) to approve the issuance of a liquor license for the Chenequa Country Club for the period July 1, 2010 through June 30, 2011, *Carried Unanimously.*

Review and consider plans for a tennis court on the Tom and Kim Schubert property located at 5445 N Hwy 83.

President Foote gave an overview of the proposal as it was explained earlier in the evening at the Plan Commission meeting. He told Board members the Plan Commission had given final approval to these plans, saying the court fits within set back restrictions and removable, retractable netting will be used. He noted that the neighbor is now in agreement with the plan. Trustee Haase asked for clarification that all issues had been resolved, and President Foote told him they had been.

Motion (Wilkey, Villavicencio) to give final approval to tennis court plans on the Tom and Kim Schubert property located at 5445 N Hwy 83.

Preliminary/Possible Final: Review and consider a house addition and new garage at 31985 W Hwy K (property currently owned by Richard and Collette Brunkan; being purchased by Jay and Julie Van Cleave).

President Foote told Board members an offer to purchase on this property was contingent on the Board's approval of these plans. He explained that the plans were reviewed by the Plan Commission and were given final approval.

Motion (Gehl, Haase) to give final approval to house addition and new garage plans for property located at 31985 W Hwy K, contingent on the proper construction plans, lighting plans, and landscaping plans being submitted prior to any work being done, and the permits must be pulled within 6 months, *Carried Unanimously*.

Review and consider the Operation Committee's recommendation to seek proposals for snow plowing services.

President Foote noted there had been an earlier request of the Village Board to do an analysis on sub contracting snow plow services in the Village. Trustee Villavicencio then gave a summary of the details that resulted from the resident survey recently completed. She asked Attorney Krutz for an overview of the legal process for outsourcing snow plow operations. Attorney Krutz explained that there were two methods for getting bids: (1) it could be done on a pure service or quality basis, thereby the Village would simply choose the contractor that would do the most adequate job, or (2) it could be done on the lowest bid process which would require a great deal of work. The Village would need to develop a very specific set of specifications; would need clear indemnification language; would need to have a set policy to process claims; the renewal process would have to be decided; as would a monitoring process. There would also have to be language stating specifically how special requests are handled. Attorney Krutz said the Board needed to decide if it needs to give direction to the Operations Committee and the Village Attorney, and if so, it should be done as soon as possible. Trustee Haase said he was having trouble believing that the annual average cost for snow removal in the Village was \$92,000 to \$100,000 - saying he thought the costs are more. President Foote suggested the estimate was within 10% to 15% one way or another; and he thought it would be impossible for a private contractor to do the job for the same amount of money.

Administrator/Police Chief Douglas said the figure includes operational costs as well as overtime and part time, but did not include Jeff and PJ's pay. He said the average of \$55,000 to \$60,000 was just for operations. The cost of all trucks was computed by taking the cost per year, per vehicle; and \$22,500 was the figure arrived at for annual capital costs. The overall costs for snow plowing operations divided by the number of households paying for the service comes to \$326 per household per year. Trustee Manegold asked if the Village were to sub-contract the services out and there were damage, then who would be liable. President Foote asked if the Village should get quotes or abandon the idea. Trustee Wilkey said per Attorney Krutz it sounded like a lot of work before the bid process can even be started. Attorney Krutz said the Village would need a proposal to make the bid process fair. Trustee Gehl asked how much the cost was to plow the drive and roads. He said the Village owns the trucks, so bids should be gotten simply on an hourly basis. Attorney Krutz said if it is done on purely an hourly basis, also consider quality and timeliness. Trustee Gehl suggested trying it this winter and if it was suitable, start to ramp down the trucks the Village owns. Attorney Krutz said he doubted there would be highly qualified contractors. Trustee Haase suggested start time could be critical, saying that some people are not happy with the current timing. He said there can be a 2 or 3 hour difference between when the Town plows and when the Village comes through. President Foote noted the primary issue is to provide service for emergency vehicles. Trustee Wilkey said she didn't think many residents understood that concept. She also said she saw no reason to change the service we have now. Trustee Gehl said he would like to see the costs broken out at year end. Trustee Manegold suggested that paying for damage would eat up any savings that might be had. Trustee Haase said snow plowing operations should be its own budget. Administrator/Police Chief Douglas said that last year a personnel change was made, and the big International is being used for big drives and roads only.

Motion (Haase, Wilkey) do not secure bids for the Village of Chenequa snow plowing services at this time, *Carried Unanimously*.

Review and consider extending the Village's extraterritorial zoning jurisdiction as authorized by sec. 62.23 of Wisconsin Statutes and consistent with recent legislative amendment to Wisconsin Statutes.

President Foote said in the history of the Village, extra territorial zoning options have never been exercised and he believes it is safe to say it would be harder to do now than it has been in the past. Attorney Krutz said there have been some challenges to the exercise of extra territorial zoning powers, particularly out of Dane County. Some of the jurisdictions were falling back on their Comprehensive Plan as opposed to a comprehensive zoning statute. Those jurisdictions that do want to exercise extra territorial powers need to do so pursuant to an actual zoning regulation and identify specifically what zoning requirements and how they're going to authorize it. There has to be something very concrete. He said he was looking for direction from the Board as to how they would like to proceed. If the position of the Board would be to explore this process, it would not be just identifying the specific codes, the Plan Commission would get involved, and the Village would have to meet with surrounding towns and go through an approval process. Trustee Wilkey said she thinks the Board should follow through with the process. Trustee Villavicencio said she thought Hwy 83 might be affected. President Foote said he felt the sentiment is in support of this and the Board should take the next step.

Committee Reports

Public Safety – no report.

Operations – committee met on May 25th, a report referring to the meeting was distributed to Board members with the June Village Board meeting packets.

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.

Lake Country Fire and Rescue Board – Trustee Wilkey said that the Lake Country Fire and Rescue department is still working on getting funding for water rescue services. She went on to say that letters have gone out to residents regarding the trimming of trees, and there has been good reaction to that. The change of command will be on August 15th, by Dr. Timothy Tyre.

Report of Village Administrator.

Administrator/Police Chief Douglas explained that the well data recorders needed battery replacements and Bob Nauta was having difficulty finding replacements for the eight batteries. The replacement batteries are very hard to find and Mr. Nauta was now proposing instead, to replace the 4 units. Trustee Gehl asked if all four were needed, and Trustee Villavicencio told him four were needed to get a broad feeling for what is happening. Attorney Krutz said four were chosen in order to obtain quality data. President Foote said the Village should continue with four monitoring wells.

Administrator/Police Chief Douglas said the newsletter would be going out this week.

Report of Village President.

President Foote said he observed that when the end of the budgeting process was reached, there were many who were not satisfied, so he suggested giving Administrator/Police Chief Douglas some direction. He also said he would like to try for a 0% increase in expenditures in 2011 and would like to see expenses frozen. Trustee Wilkey said that was a great goal and Trustee Manegold asked if anything was going to increase. Administrator/Police Chief Douglas said Rod Stotts told him the fire budget was going to increase. Trustee Wilkey said the Fire Board was just starting on the budgeting process.

Report of Village Attorney

Attorney Krutz said the Board should make a motion to formally accept the Fire Department audit.

Motion (Foote, Gehl) to accept the audit of the 2009 Lake Country Fire Department as presented, Carried Unanimously.

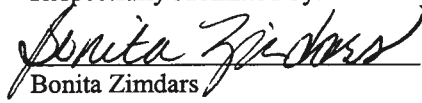
Agenda items to be considered for future meetings of the Village Board.

President Foote said the Board should look at a noise nuisance on the lake during both day and night and what can and cannot be done. Trustee Gehl said the Milwaukee River passed a law banning water sacs which cause high wakes that erode the shoreline. Trustee Villavicencio said the Board should look at all regulation on the lakes. Trustee Manegold asked if there were any winter problems on the lakes, and President Foote told her the Village has a no snowmobile, no motorized vehicle ordinance on Pine Lake in the winter.

Adjournment.

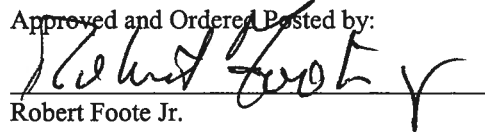
Motion (Wilkey, Foote) to adjourn the June 21st meeting of the Village Board at 9:00 p.m., Carried Unanimously.

Respectfully submitted by:



Bonita Zimdars
Clerk/Treasurer

Approved and Ordered Posted by:



Robert Foote Jr.
Chenequa Village President