

Village of Chenequa

CHENEQUA VILLAGE BOARD MEETING
MINUTES OF MONDAY, JULY 12, 2010
Unofficial until approved by the Village Board
Approved as written or with corrections () on 8-9-2010

The regular meeting of the Board of Trustees of the Village of Chenequa was held at 7:30 p.m. on Monday, July 12, 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 – present
Attorney Susan Sager/ Village Attorney - present
Mr. Douglas / Administrator -Police Chief – present
Ms. Zimdars / Clerk-Treasurer – present

Attendance

Kelly Smith- Lake Country Reporter

Public comment period

None.

Approve minutes of the June 21, 2010 Village Board meeting.

Trustee Villavicencio requested the following change to the minutes: that it be noted that the Operations committee met on May 25th, and a copy of a report referring to that meeting was attached.

Motion (Wilkey, Haase) to approve the minutes, with specified changes, of the June 21, 2010 Board meeting, *Carried Unanimously.*

Clerk/Treasurer

Present invoices for approval.

Trustee Haase questioned the large check for ammunition charges. Trustee Wilkey questioned the payment to Leitzke Printing for citations.

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

Report on Investment activity.

Clerk Zimdars explained there had been no new activity with the Village's accounts, other than a payment for transportation aid which was received at the beginning of July. Trustee Haase asked where the Village nursery property was located and what its purpose was. Administrator/Police Chief Douglas told him it was currently being used for dumping purposes by the highway/forestry department.

Discussion regarding possible lake regulations addressing noise, high wake and other activities.

President Foote noted that during the June meeting of the Village Board, there were two residents that registered complaints regarding various nuisances on the lake. Administrator/Police Chief Douglas explained that approximately three years ago, the Wisconsin DNR gave approval to allow bow fishing of carp; and as expected, that was also the same time the complaints started coming in about the actions of the carp fishermen. He said there are currently three to five groups that hunt the carp, and most are quiet and respectful, but there is one party in particular that has repeatedly been a problem. He said his officers have had several contacts with this group and when the third shift officers come on duty there is always a record of who is in the launch. Administrator/Police Chief Douglas noted that this is typically a 4 to 6 week season, and is, for the most part, finished for this year. The DNR said the Village could enforce restrictions through local ordinances. A form on disorderly conduct was then summarized by the Chief. It was noted that the Village also had a disorderly ordinance for moving vehicles and it was suggested it could be tweaked to address water crafts. The outdoor lighting ordinance could also be used.

Attorney Sager said the Village has to decide how much it would like to curtail this activity and how to do it so it's not disturbing to residents. It was noted that other lakes are experiencing similar problems. President Foote asked if this activity could be interpreted as hunting, which is not allowed in the village. He then suggested that someone could argue that technically it is still fishing, not hunting. Attorney Sager said she could make some tweaks in the ordinances to address the lighting and noise issues. President Foote asked if this activity should be prohibited or controlled. Trustee Haase said he was concerned about eliminating the activity because of one group. Trustee Villavicencio said the ordinances should be better defined, and she didn't want to see the elimination of bow fishing for carp. Trustee MacDonough said it would be helpful if residents were better informed that this practice is good for the lake, through the newsletter and on the Village website. Trustee Gehl said he wouldn't want to see it prohibited, as there were benefits to having carp hunters on the lakes. Attorney Sager said if the Village wanted to prohibit carp hunting, the surrounding communities would have to agree. Trustee Haase suggested sending a letter to the DNR asking them to prohibit over illumination by these boats in the future. Trustee Manegold suggested putting the notice about the carp fishermen activities with the lake spraying notice.

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

Attorney Sager said the Board should consider if it wants to further exercise extraterritorial zoning regulations, and what type of regulations should be imposed. She said that zoning regulations for extraterritorial properties are available if the Trustees wished to utilize its zoning jurisdiction over the area. Some communities take existing ordinances and apply it to their extraterritorial zoning jurisdictions. She also said that the Wisconsin Legislature made it clear that if a community is going to deny a request in the area of their extraterritorial zoning, the community must be able to articulate a regulation that supports the reason for denial. Trustee MacDonough asked how big the extraterritorial area was and Attorney Sager stated it extended 1 ½ miles beyond the border of the village. Trustee Haase said it would be difficult to extend the same zoning requirements on the extraterritorial properties. Attorney Sager said the entire mile and a half would not have to be done, and it would be possible to address only certain areas. She went on to explain, if the village would choose to extend the jurisdiction it would first require that 3 members of the Chenequa Plan commission be appointed to a committee with 3 representatives from each of the neighboring jurisdictions. Attorney Sager said a detailed statutory procedure must be followed. Trustee Villavicencio said it might make a smoother transition, as it would open a dialog with other communities. Attorney Sager noted that the Plan Commission could study and make a recommendation to the Board as to whether the Board should proceed forward with the extension of its authority. Trustee Haase said it should at least be investigated. Trustee Manegold said she would like to know more, and with so much growth currently, the Village should act while it can. Trustee Foote said the Plan Commission should look at this. The consensus of the Board was for the Plan Commission to review and make a recommendation.

Review and consider appointment for Personnel Committee.

Administrator/Police Chief Douglas said that Lisa Yewer had been tapped to fill the position of Personnel Committee member and Lisa said she would consider it. While she was considering it, the Board appointed her to the position, but she has since called, saying she would not be able to serve in this capacity at this time. Therefore, Dwyn Von Bereghy is now being considered for this position. Motion (MacDonough, Foote) to appoint Dwyn Von Bereghy to the Personnel Committee, *Carried Unanimously*.

Committee Reports

Public Safety – no report.

Operations – no report.

Plan Commission – did not meet.

Open Space – no report.

Board of Appeals – no report.

Personnel Committee – will be meeting next week Thursday.

Hwy 83 Task Force – *Review and consider Hwy 83 correspondence from Allison Bussler, Director of Public Works for Waukesha County.* Trustee Villavicencio said the Village started working with the DOT in 2000, and this correspondence came out of a meeting that was held recently with Dan Vrakas. She said the task committee looked at multiple issues on parallel lines; and have dealt with multiple people at the DOT. Every year a new person is assigned to the Village and then there is no continuity. She stressed that all the alternatives offered in the correspondence should be looked at.

Emergency Government Committee – no report.

Lake Management Ad Hoc Committee – will be meeting next week Thursday. Trustee Gehl said the committee wanted to consolidate the rules on all three of the lakes. Trustee Haase said

high wakes are becoming more and more of an issue. Trustee Gehl said Mr. Jeffrey Thorton has said he will be at the meeting.

Police Commission – no report.

Lake Country Fire and Rescue Board – no report.

Report of Village Administrator.

No report.

Report of Village President.

No report.

Report of Village Attorney

No report.

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

President Foote said he had been made aware of abuse of rental privileges on Pine Lake. He noted that some parties are renting out a home to non-family members and the Village currently has no language addressing the rental of private residences.

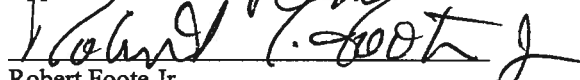
Adjournment.

Motion (Gehl, Villavicencio) to adjourn the July 12th meeting of the Village Board at 8:28 p.m., *Carried Unanimously.*

Respectfully submitted by:


Bonita Zimdars
Clerk/Treasurer

Approved and Ordered/Posted by:


Robert Foote Jr.
Chenequa Village President