

Village of Chenequa

CHENEQUA VILLAGE BOARD MEETING
MINUTES OF MONDAY, JUNE 13, 2011
Unofficial until approved by the Village Board
Approved as written (✓) or with corrections () on 7/11/2011

The regular meeting of the Board of Trustees of the Village of Chenequa was held at 7:00 p.m. on Monday, June 13, 2011, 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. Robert T. Foote, Jr. / President – present
Ms. Jo Ann F. Villavicencio / Trustee – present
Ms. Susan Wilkey/ Trustee – present
Mr. Bronson Haase / Trustee – absent
Mr. Jack MacDonough/ Trustee – present
Ms. Carol Manegold/ Trustee – present
Ms. Dwyn Von Bereghy / Trustee – absent
Attorney Susan Sager / Village Attorney - present
Mr. Robert Douglas / Administrator -Police Chief – present
Ms. Bonita Zimdars / Clerk-Treasurer – present

Public Attendance

Bill Biersach; Andy Gehl.

Public comment period

None.

Review and consider resolution/recognition of Past Trustee Andy Gehl.

President Foote read the resolution out loud and presented the plaque embossed with the resolution to past Trustee Gehl.

Motion (Manegold, Wilkey) to approve the resolution of appreciation for Andy Gehl, *Carried Unanimously.*

Report on Extra Territorial Zoning Ad-hoc committee by Chairman Biersach.

President Foote explained that he had asked Bill Biersach to explore extra territorial zoning for the Village of Chenequa. Mr. Biersach said the committee members were: Mark Petri, Bill Rose, himself, and Zoning Administrator Douglas (ex officio member). Mr. Biersach said the committee looked at three things:

- 1.) How would extra territorial zoning work given legal backgrounds? He said they got Slinger's plan and studied it.
- 2.) What basis is there for engaging in extra territorial zoning? What premises would Chenequa have to go out and talk to an unincorporated municipality? What allows the Village of Chenequa to do this?
 - a. Open Space Plan – guiding principles for the Village
 - b. Comprehensive Plan Section 9 deals with inter governmental relations and how to deal with surrounding communities. Section 9 gives directives.
- 3.) What would be the subjects for discussion?

Mr. Biersach said Slinger had a good plan that was nicely laid out. He said he also asked Attorney Sager to seek out successful community plans. He said he checked with the Town of Merton, and it is very complicated to try to overlap zoning. He said both the Town of Merton and the Village of Hartland should be contacted. Mr. Biersach said, in summary, the Board should be thinking about intergovernmental relations. Then he passed out a sheet with some topics for discussion.

President Foote asked about crematoriums, tanneries, and foundries. Attorney Sager said more and more communities are turning to a cooperative agreement. There is automatic extra territorial review per State Statutes. Trustee Wilkey asked what the next step would be, and Mr. Biersach told her the Board should decide what issues are to be addressed. He said the Board should go through critical properties to see where they lie. President Foote said Mr. Biersach should get a map to the Plan Commission and then they could

make a recommendation to the Village Board. President Foote asked Mr. Biersach to come to a Plan Commission meeting or to send a representative from Tall Pines. Trustee Villavicencio said SEWRPAC could be used as a mediator, in order to come together with other communities. Attorney Sager said cooperative agreements are common. She said she was hearing not to extend zoning. Trustee Manegold asked if there had been any testing. Attorney Sager said the legislature has given express authority to villages.

View Leave of Municipalities DVD on Trustee Responsibilities.

The video was viewed by all present. Trustee Manegold said she thought good information had been presented.

Approve minutes of the May 9, 2011 Board Meeting.

Motion (Villavicencio, MacDonough) to approve the minutes of the May 9, 2011 Board meeting, *Carried Unanimously.*

Clerk/Treasurer

Present invoices for approval.

Trustee Manegold questioned the invoice for blood work, and Administrator Douglas told her that was standard procedure anytime someone is suspected of drunk driving. Next she asked why the village would post bail for someone, and it was explained that if the person has a warrant out for their arrest, they post bail with the Village of Chenequa and we, in turn, pay the Court.

Motion (MacDonough, Villavicencio) to approve the bills as presented, *Carried Unanimously.*

Report on Investment activity.

It was noted that the highest interest rate currently being paid for the Village of Chenequa was 1.30% through Hustisford State bank. Also, pricing on security services is currently being reviewed with Town Bank and M & I Bank. President Foote said he would like to see an investment policy to be reviewed at the next Board meeting.

Review and consider Certified Survey Map submitted by James and Susan Grinney being a re-division of Lot 8 in Lakewood Subdivision, being a part of Southwest ¼ of the Southwest ¼ of Section 27, Township 8 North, Range 18 East, and a part of the Southwest ¼ of the Southwest ¼ of Section 27, Township 8 North, Range 18 East, in the Town of Merton, Waukesha County, per Village Code 6.18 extraterritorial jurisdiction.

Zoning Administrator Douglas directed the trustee's attention to the middle of their maps. He said this request involves a combination of lot 1 and out lot 1. The property owners are proposing to remove the existing garage and replace it with a larger garage. These plans have been approved by the Town of Merton.

Motion (MacDonough, Foote) to approve the CSM submitted by James and Susan Grinney, *Carried Unanimously.*

Review and consider resolution for Chenequa employees WRS contributions to be made on a pre-tax basis.

President Foote said the letter from the attorney was lengthy and complex. In private industry, when people pay their portion of those expenses, they are deducted pre-tax. President Foote said he would like to also see that same pre-tax benefit for Chenequa employees. He said that would put Chenequa employees on the same level as those in private industry.

Motion (MacDonough, Villavicencio) to approve the resolution allowing Chenequa employees' WRS contributions to be made on a pre-tax basis, *Carried Unanimously.*

Review and consider renewal of Chenequa Country Club's liquor license, covering the period July 1, 2011, through June 30, 2012.

Motion (MacDonough, Wilkey) to approve the issuance of a liquor license to the Chenequa Country Club covering the period July 1, 2011 through June 30, 2012, *Carried Unanimously.*

Review and consider approval of two new operator's licenses as submitted by the Chenequa Country Club: Matthew Reich and Ashley Wisneski.

It was noted that background checks had been done on both applicants and no issues were found.

Motion (Manegold, MacDonough) to approve operator's licenses for Matthew Reich and Ashley Wisneski, *Carried Unanimously.*

Consider correction to appointment of committee members to the Chenequa Board of Review.

It was explained that for the last several years, the Board of Review had too many members assigned, and did not follow with the Chenequa ordinance number 1.09.

Motion (MacDonough, Manegold) to correct the members assigned to the Chenequa Board of Review - correct members being: President Foote, Trustee Villavicencio, Clerk Zimdars, and Trustee Wilkey as an alternate, *Carried Unanimously.*

Review and consider approval of Lake Country Fire & Rescue Fire Station and Equipment Lease agreement.

Administrator Douglas said Nashotah brought this up, but Chenequa didn't see the need for it.

Motion (MacDonough, Villavicencio) to grant approval of the Lake Country Fire & Rescue Fire Station and Equipment Lease agreement, *Carried Unanimously.*

Committee Reports

Public Safety – no report.

Operations – no report.

Plan Commission – no report.

Open Space – no report.

Board of Appeals – **Attorney Sager** said the applicant was asking for a variance from ordinance 6.09, and was proposing to clear cut 50 trees and put in a sedge meadow.

The Board of Appeals denied this request.

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 – no report.

Report of Village Administrator.

No report.

Report of Village President

No report.

Report of Village Attorney

No report.

The Chenequa Village Board may enter into closed session pursuant to Wisconsin State Statute §19.85

(1) (c) considering employment, promotion, compensation, or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercise responsibility for the purpose of discussing wage and benefit matters. Participating in the closed session will be the Village Board, Village Attorney and the Village Administrator.

Motion (MacDonough, Villavicencio) to go into closed session at 8:10 p.m., MacDonough (aye); Foote (aye); Villavicencio (aye); Wilkey (aye); Manegold (aye), *Carried Unanimously.*

Reconvene into open session and consider any action resulting from closed session.

Motion (MacDonough, Villavicencio) to move out of closed session and reconvene into open session at 8:20 p.m., *Carried Unanimously.*

Motion (Foote, MacDonough) that in the event that bill 10 is passed by the Wisconsin State legislature and placed into effect, the Village of Chenequa would then adjust employee compensation to make up employee mandated contributions, *Carried Unanimously.*

The Chenequa Village Board may enter into closed session pursuant to Wisconsin State Statute §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. Participating in the closed session will be the Village Board, Village Attorney and the Village Administrator.

Motion (Foote, Manegold) to go into closed session at 8:21 p.m., MacDonough (aye); Foote (aye); Villavicencio (aye); Wilkey (aye); Manegold (aye), *Carried Unanimously.*

Reconvene into open session and consider any action resulting from closed session.

Motion (Manegold, Villavicencio) to move out of closed session and reconvene into open session at 8:35 p.m., *Carried Unanimously.*

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

Trustee Manegold said she would like to discuss the sign placement for the new road signs. She said the way some of the signs were placed you simply don't see it unless you know that it's there. She said the Barkow's sign is straight on and should be moved so it can be seen. Trustee Manegold said she thought the signs looked very nice, but President Foote said he would rather have no signs. Trustee Villavicencio said technology is wonderful, but not always accurate.

Next Trustee MacDonough brought up Bird City tours, saying tours of the eagles nest are not allowed according to federal law. Trustee Villavicencio said she had no intention to tour near the eagle nest and would take the tour elsewhere in order to meet the requirement.

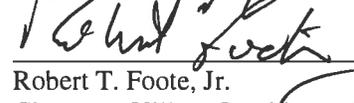
Adjournment.

Motion (MacDonough, Villavicencio) to adjourn the June 13th meeting of the Village Board at 8:41 p.m., *Carried Unanimously.*

Respectfully submitted by:


Bonita Zimdars
Clerk/Treasurer

Approved and Ordered Posted by:


Robert T. Foote, Jr.
Chenequa Village President