

# VILLAGE OF CHENEQUA

CHENEQUA VILLAGE BOARD MEETING  
MINUTES OF MONDAY, JANUARY 13, 2014.  
Unofficial until approved by the Village Board.  
Approved as written (  ) or with corrections (  ) on 2-10-14

The regular meeting of the Board of Trustees of the Village of Chenequa was held at 6:30 p.m. on **Monday, January 13, 2014**, at the Village Hall, 31275 W County Highway K, Chenequa, Wisconsin. Legal requirements for notification of the news media were met.

**A public hearing to hear comments regarding a possible referendum for an increase in the tax levy by 6.67% over the base year in fiscal years 2015 and 2016 was called to order at 6:30 p.m. Legal requirements for notification of the news media were met.**

One resident was in attendance at the public hearing. No comments by the public.

The following Village Board Members were in attendance:

Mr. Robert T. Foote, Jr. / President – present  
Ms. Jo Ann Villavicencio / Trustee – present  
Ms. Susan Wilkey / Trustee – present  
Ms. Carol Manegold / Trustee – present  
Ms. Dwyn von Bereghy / Trustee – present  
Mr. Bronson Haase / Trustee – present  
Mr. Jack MacDonough / Trustee – present  
Attorney Michelle Wagner Ebben / Village Attorney – present  
Mr. Robert Douglas / Administrator-Police Chief – present  
Ms. Pamela Ann Little / Clerk-Treasurer – present

## **Attendance**

Jeff Kante, Dave Zimmermann, and Win Hollister

## **Public Comment**

Waukesha County Board Supervisor David Zimmerman stopped in to introduce himself to the Board and provided resource guides for the village.

Mr. Hollister than commented on assessment methods used by Ms. Bezanson. Packets of his investigation were presented to the Board to review and consider. President Foote explained the BOR process and suggested Mr. Hollister schedule a meeting with the new assessor once he receives his notice of assessment this year.

## **Update on Deer Management Program**

Forester Kante updated the Trustees on the Deer Management Program. The annual helicopter survey was completed and revealed an increase in the deer population. Last year's survey showed 150 deer and this year's survey showed 194 deer inside the village. The survey technique was altered this year by going 1/2 mile outside the perimeter of the village. They were able to see numerous deer at the borders going to and from the village. Forester Kante explained the possible increase in the deer survey could have been due to (1) ideal conditions, (2) heavy snow,

(3) a sunny day, (4) Forester Kante in the helicopter for the survey who has better knowledge where things are in the village, and (5) different flight patterns were run. This survey was more accurate than ones done in the past. Shooting started a few weeks ago and 12-13 deer have already been taken. We were successful this year in getting more property owners to give permission to use their land for this program and additional stands will be put out. A change in policy to shoot small bucks this year will also help. The Trustees then defined the size of buck that could be taken.

Motion (Foote/Haase) that up to 8 point bucks could be taken by sharpshooters for the Deer Management Program. *Six (ayes) One (nay). Motion Carried.*

**Review and discuss 2013 Wisconsin Act 71 and possible action on Ordinances 8.04 and 8.05**

Attorney Wagner Ebben reported Act 71 has passed which essentially allowed bow and crossbow hunting anywhere in the state. The only exceptions are that municipalities can restrict it from any property that they own or lease and such activities cannot be within 100 yards of any building. State statutes define building as any permanent structures used for human occupancy, including manufactured homes. Ordinances 8.04 and 8.05 will need to be amended which restricts all hunting within the Village. Recommendations were made by Attorney Wagner Ebben regarding the restriction of firearm hunting in the Village limits. Discussion then followed regarding issues on trespassing and penalties. A draft of the proposed changes was reviewed and considered. A resolution will be prepared for the February 10, 2014 meeting.

**Approve minutes of the December 9, 2013 Village Board meeting**

Motion (Villavicencio/von Bereghy) to approve Village Board minutes of meeting held on December 9, 2013. *Trustees Wilkey and Haase abstained. Motion Carried.*

**Clerk / Treasurer**

**Presentation of invoices for approval**

Motion (von Bereghy/Villavicencio) to approve bills as presented. *Carried Unanimously.*

**Review and consider Certified Survey Map for lot division submitted by Frank A. Boucher, Trustee for F V and K Revocable Real Estate Trust of 5569 N STH 83**

President Foote reported the Plan Commission approved the division of land submitted by Mr. Boucher which was a condition of sale to turn the roughly 2.2 acre parcel into a conforming 5 acre lot. President Foote recommended final approval.

Motion (von Bereghy/MacDonough) for final approval of the CSM submitted by Frank A. Boucher for lot alteration. *Carried Unanimously.*

**Review and consider Certified Survey Map for land exchange between Thomas and Susan Touchett of 4675 N Pine Meadows Lane and Daniel Gorecki of 4667 Pine N Meadows Lane**

President Foote reported the Plan Commission approved the land exchange between M/M Touchett and Gorecki. Final approval was recommended.

Motion (Wilkey/Haase) for final approval of CSM submitted by Thomas and Susan Touchett and Daniel Gorecki for land exchange between the parties. *Carried Unanimously.*

**Review and consider Certified Survey Map submitted by Daniel and Christine Aicher being a part of the SW ¼ of Section 16, T8N, R18E, Town of Merton, Waukesha County, per Village Code 6.18 extraterritorial jurisdiction.**

President Foote reviewed the CSM submitted by M/M Aicher per Village Code 6.18 extraterritorial jurisdiction. The CSM was approved by the Town of Merton and Waukesha County with conditions. The Plan Commission also approved the CSM with the same conditions outlined by Waukesha County. Final approval was recommended.

Motion (Haase/Foote) for final approval of CSM submitted by Daniel and Christine Aicher per Village Code 6.18 extraterritorial jurisdiction. *Carried Unanimously.*

**Consider Resolution 2014-01-13-01 Increase in the Tax Levy by 6.67% Over the Base Year in Fiscal Years 2015 and 2016 by Referendum in the 2014 Spring Election**

Attorney Wagner Ebben reported to the Trustees that the final draft of the proposed resolution for the referendum was presented to the Department of Revenue (DOR). The DOR questioned a spring referendum vs a fall referendum. Even though State Statutes allows for a spring referendum, the DOR does not certify equalized values and net new construction values until August 15<sup>th</sup>. Attorney Wagner Ebben will continue dialogue with the DOR because her interpretation of State Statutes is that they are not mutually exclusive and we do have valuations from August 15, 2013. An updated report will be given at the next Village Board meeting so we will know how to proceed. If the DOR expressly advises against a spring referendum, we would still have the ability to have a special election at any time if the values become available before August 15<sup>th</sup>. Another option would be to place the referendum on the General Election ballot in November. An administrative burden is put on the Administrator and Treasurer to prepare two budgets; one if the referendum passes and a second if it does not. If we proceed with a spring referendum against DOR recommendations, they could deny the results of the election because in their opinion it was not a valid referendum, or they could penalize the Village by losing out on the state funding. An informative letter on the referendum will be prepared and sent to residents.

**Consider Resolution 2014-01-13-02 Honoring Police Officer Scott Swan on his Retirement from the Village after 33 Years of Service**

Motion (MacDonough/Haase) to approve Resolution 2014-01-13-02 Honoring Police Officer Scott Swan on his Retirement from the Village after 33 Years of Service. *Carried Unanimously.*

**Report on Village Garage Project**

Administrator Douglas reported that as soon as weather improves work on the rock wall will begin and they will proceed with installation of septic tanks. Hopefully, by early March they can start putting the foundations in. Photo and informational boards will be placed in the Village Hall to help residents understand the Board's decision to not renovate the old garage and move forward with the building of a new garage. Brochures are planned.

**Committee Reports**

**Public Safety** – no report

**Operations** – no report

**Plan Commission** – reported above

**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 Committee** – no report

**Police Commission** – no report

**Lake Country Fire and Rescue Board** – Trustee Wilkey advised the 2012 LCF&R budget was not as short on deficit as they expected. Oconomowoc at this time will not be merging with Delafield, Nashotah and Chenequa.

**Report - Village Administrator**

Administrator Douglas updated Trustees on the foundation problem in the firehouse. Years ago, there was a police chief's house on the end of the village hall which was torn down and filled in. The fill was not compacted. The foundation problem we are currently experiencing may have been due to this. Before we incur any more expenses, it was recommended that we hire a surveyor and establish current level readings. In six months, these levels will be rechecked. A decision will be made based on those readings.

Administrator Douglas then apprised the Trustees on salt consumption last week with the tremendous snowfall and icy conditions. Fifty tons of salt was used within 12 hours on hills, turns and intersections only. Some residents wanted us to take care of all flat areas in their drives. There was need to convey policy to the residents so they can be more self supportive in taking care of their own walkways and portions of their driveways. County trucks were out, roadways were closed and 23 accidents were reported on STH 83 alone in the Delafield/Hartland area.

**Report - Village President**

None

**Report - Village Attorney**

None

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

- Formal Resolution for changes to Ordinances 8.04, 8.05 and 8.10
- CTH K / STH 83 update

**Adjournment**

Motion (MacDonough/Haase) to adjourn the January 13<sup>th</sup> meeting of the Village Board at 7:54 p.m. Carried Unanimously.

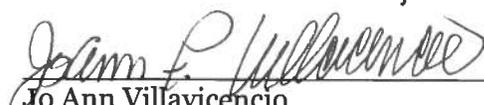
Respectfully submitted by:

Approved and Ordered Posted by:




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Pamela Ann Little  
Village Clerk - Treasurer




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Jo Ann Villavicencio  
Acting Chairperson, Trustee