

# VILLAGE OF CHENEQUA

CHENEQUA VILLAGE BOARD MEETING  
MINUTES OF MONDAY, OCTOBER 13, 2014.  
Unofficial until approved by the Village Board.  
Approved as written (✓) or with corrections ( ) on 11-10-14

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

The following Village Board Members were in attendance:

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

## **Attendance**

Phil Meissen, Gerry MacDougall, Jeff Krickhahn, Jack Edwards, Martin Morris, Theresa Urbanchak, John Kanzenback, Garrett Herzberg and Susan Wilkey

## **Public Comment**

None

## **Approve minutes of the September 8, 2014 Village Board meeting**

Motion (Villavicencio/Manegold) to approve Village Board minutes of meeting held on September 8, 2014. *Motion carried*

## **Clerk/Treasurer**

### **Present invoices for approval**

Motion (Villavicencio/Bellin) to approve bills as presented. *Motion carried*

## **Stone Bank School Referendum information sharing – Phillip A Meissen**

Mr. Meissen took a few minutes to share information on the Stone Bank School referendum. This referendum is for major capital projects and improvements on the building.

## **Mr. Rod Stotts to address the Board on the 2015 Lake Country Fire & Rescue Budget**

Fire Chief Jack Edwards presented the proposed 2015 LCF&R Board Budget. Challenges will continue in 2015 with revenues continuing to decrease. The proposed revenue budget shows a decrease from the previous year of \$213,350 primarily due to medical reimbursement for services. The proposed operations budget shows a slight decrease from the previous year due to the loss of a FT position and Dean Care costs for health coverage. There are no proposed 2015 capital budget expenses. Chenequa's proposed contribution for 2015 is \$128,272.31.

**Preliminary / Final – Review and consider plans for the construction of a new residence submitted by John Rau of 4978 N County Highway C**

Chairperson Foote reported that the Plan Commission is recommending final approval for the construction of this new residence subject to the landscape plans being revised to reflect the seat-walls at grade level.

Motion (von Bereghy/Haase) for final approval of plans for the construction of a new residence submitted by John Rau of 4978 N County Highway C subject to revising the landscape plan to reflect the seat-walls at grade level. *Motion carried*

**Preliminary / Final – Review and consider plans for the construction of a new attached garage submitted by Kenneth and Gwendolyn Condon of 31523 W Pine Meadows Lane**

Chairperson Foote advised that the application by the Condon's was short a survey. Per ordinance, until a current survey of the setbacks surrounding the garage is provided, no action will be taken.

**Preliminary / Final – Review and consider plans for an addition to the golf cart shed at the Chenequa Country Club**

Chairperson Foote reported the existing golf shed is being expanded and the Plan Commission approved and recommended final approval.

Motion (von Bereghy/Villavicencio) for final approval of plans submitted by CCC for an addition to the golf cart shed. *Motion carried*

**Review and consider Certified Survey Map submitted by North Lake Inn being a part of Lots 1,2,3 and 5, Block 3 of Shear's Addition to North Lake and located in the SE ¼ of the NW ¼ of Section 16, T08N, R18E, Town of Merton, Waukesha County, per Village Code 6.18 extraterritorial jurisdiction.**

President Foote reviewed the CSM submitted by Richard A. Steininger for the North Lake Inn per Village Code 6.18 extraterritorial jurisdiction. The Plan Commission approved and recommended final approval.

Motion (Bellin/Keidl) for final approval of CSM submitted by Richard A Steininger for the North Lake Inn per Village Code 6.18 extraterritorial jurisdiction. *Motion carried*

**Discussion on proposed road construction at STH 83 and CTH K w/Beaver Lake Road**

Representatives from Waukesha County DOT have held hearings in Hartland and Chenequa. The sub-committee (MacDonough, Michels, Villavicencio and Foote) has looked at the different alternatives proposed and is recommending the plan that has the least impact on trees, tree removal and the environment.

**Review and consider action: Cell tower leases**

It was decided a closed session was needed at this time.

**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, Village Clerk, and the Village Administrator**

Motion (von Bereghy/Manegold) to go into closed session to discuss cell tower leases. von Bereghy (aye); Manegold (aye); Haase (aye); Bellin (aye); Foote (aye); Keidl (aye); Villavicencio; (aye); *Motion carried*

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

Motion (Manegold/Bellin) to come out of closed session.

Manegold (aye); von Bereghy (aye); Haase (aye); Bellin (aye); Foote (aye); Keidl (aye); Villavicencio; (aye) *Motion carried*

Motion (Foote/Haase) to authorize Trustees von Bereghy and Bellin, Administrator Douglas and Attorney Wagner Ebben to negotiate and accept an offer from Landmark for no less than \$347,500 with 50/50 shared revenue for 20 years, subject to Verizon's right of first refusal and Landmarks due diligence.

**Review and consider action: Waste and recycling contract**

Administrator Douglas reported the contract has not been finalized. We are still in negotiations.

**Review and consider action: Muscovy Road and Pine Meadows Lane contract**

Administrator Douglas updated Trustees regarding the notification by Payne & Dolan of putting this road improvement project off until spring 2015. Attorney Krutz assisted with this situation and we are now back on track to have the roads completed by the end of October.

**Review and consider action: Ordinance to Create Section 8.23 of the Village of Chenequa, Waukesha County, Code of Ordinances Pertaining to Prohibiting Loud and Unnecessary Noise. (Ordinance No. 2014-10-13-1)**

The ordinance was reviewed and decided that one additional change be made. The new ordinance was changed to state in subsection 8.23(6) as follows: *Any person who violates this Section shall be subject to a forfeiture of not less than \$100 but not more than \$5,000 per occurrence.*

Motion (Manegold/von Bereghy) to approve Ordinance to Create Section 8.23 of the Village of Chenequa, Waukesha County, Code of Ordinances Pertaining to Prohibiting Loud and Unnecessary Noise with the one change made to the forfeiture amount as stated above.

*Motion carried*

**Review and consider action: 2015 contract providing Animal Control & Humane Officer Services with Elmbrook Humane Society**

President Foote recommended that we renew our contract with the Elmbrook Humane Society. This is done annually.

Motion (Bellin/Villavicencio) to renew the 2015 contract providing Animal Control and Humane Officer services with Elmbrook Humane Society. *Motion carried*

**Review and consider action: Chenequa Foundation trustee nominees**

President Foote advised the Chenequa Foundation has three trustees nominated and approved by the Village and two chosen by the Foundation. Charlie Brumder was a Village nominated and appointed Trustee who passed away. Richard Seaman has agreed to take his place.

Motion (Foote/Bellin) to nominate Dick Seaman to the Chenequa Foundation Board. No other nominations. *Motion carried*

**Review 2015 preliminary budgets for the Village of Chenequa**

Administrator Douglas reviewed the two proposed 2015 budgets for the Village of Chenequa to the Trustees. The first budget meets the zero levy increase requirements should the referendum not pass. The second proposed budget is for added expenses and purchases that would be covered with the referendum approved budget monies that would be available. It was noted that due to a few factors; health care cost savings, a reduction in the fire budget and a few others; we would be able to save or put away into capital reserves \$50,000 of the \$85,000 we would be receiving if the referendum approved budget should pass. Should it not pass, we would not be in

terrible shape due to savings in fire and health care. However, we would still be short a squad replacement.

**Key Exceptions from Levy Limits:**  
League of Wisconsin Municipalities

Levy Limits 2012-2013: A Brief Explanation

Under 2011 Wisconsin Act 32, in 2012 and all future years, a municipality is allowed to increase its levy over the amount it levied in the prior year by the percentage increase in equalized value from net new construction. If no net new construction occurred in your community, then the levy limit holds at zero percent. All of the exceptions and modifications to levy limits that existed under previous law continue to apply, (e.g., debt service levy exempt from levy limits; municipalities can exceed limits if approved by referendum).

In 2014 for 2015, the Village did see growth for the first time in many years. We are able to add \$26,365 to the levy and still maintain the zero levy limit increase to taxpayers. This added growth of \$26,365 was due to net new construction.

**The Personnel Committee** met and has made a tentative recommendation for a 2% pay increase for the police officers but would like to revisit all the pay and benefits after the referendum vote on November 4<sup>th</sup>. A meeting has been scheduled for Friday November 7<sup>th</sup> to revisit portions of the personnel wages and benefits. Personnel wages and benefits were budgeted for the most part as discussed and approved by the personnel committee. We were able to see a substantial savings for 2015 as Dean Care has now entered into the Pro Health Care network and has now become the lowest cost qualified plan for Waukesha County. This has reduced benefit costs but in doing so any and all dental coverage employees had has been eliminated. A dental plan was added into the budget that was in place in 2012 and years prior and we are still able to see an overall savings in benefit costs for all employees. The Wisconsin Retirement System (WRS) has also reduced its contribution rates which have helped the bottom line as well.

**The Public Safety Committee** did meet and reviewed the proposed budgets for Police, Deer Management and Lake Country Fire and Rescue. They were supportive and understanding of the two budget proposals based on the passage or non passage of the referendum.

**The Chenequa Police Department** budget being submitted for review and consideration for the most part had little variation from prior years in the operations portion of the police budget. The difference between the two budgets being presented is a replacement squad of \$41,000 if the referendum passes. The replacement squad is not in the non referendum approved budget. Of the \$45,510 increase, \$41,000 is for the new squad replacement.

Secondly, \$8,000 was added to the training budget for Sgt Neumer to attend the FBI National Academy in January 2015 for 11 weeks. We are extremely fortunate that Sgt Neumer is our third member from this agency to have this opportunity to attend this top notch training academy. Only the top 1% of all law enforcement officers is able to attend this training. In the State of Wisconsin, only 16 officers per year are approved to attend and only about 1,000 worldwide attend annually. There will be daily per diem and other uniform expenses that will fall on us for his time in Quantico, VA. Other than these two items, the department tried to keep its operating costs as consistent and conservative as possible.

Equipment maintenance was increased by \$2,480 in the non referendum budget due to the possible need for upkeep when not replacing a squad.

**The Lake Country Fire and Rescue Department** budget has already been reviewed by the Lake Country Fire Board and all three communities are considering the approval of the 2015

budget. As you may recall, January 1<sup>st</sup>, 2010, the newly created Lake Country Fire and Rescue is a partnership with the Village of Chenequa, the Village of Nashotah and the City of Delafield. Emergency Medical Services (EMS) for the Village of Chenequa is now provided by this department which includes the paramedic program. After a joint meeting with community leaders, the capital budget for the Lake Country Fire and Rescue Department has been scratched and only the operations portion of the budget will be moving forward. This will reduce Chenequa's 2015 Fire and Rescue budget to \$128,272.31; the 2014 budget was \$152,311.71; down \$24,039.40.

**The Deer Management Program** is proposed to continue in the same manner as we have done for several years now. The deer herd is holding fairly consistent and the continuation of the deer management program will continue to keep the herd in check. There has been some push from the trustees the past few years to increase the program even more to further decrease the herd. We have done so the past few years and are increasing the budget to reflect that effort a bit more for 2015 to \$21,500 if the referendum passes and reduced it back to \$19,000 if the referendum fails to pass.

**The Operations Committee** has not met as of yet. There is not a lot for them to address at this point. No major purchases are being considered in the areas they are responsible to oversee. They will convene when the new garage is at or near completion so they can see what the village has set up for the long term as it relates to village property and highway equipment operations.

**Deferred items if the referendum fails:**

There is a need for a new roof on the rental house behind the Village Hall. That is only feasible if we pass the referendum (\$10,000 to \$12,000).

Roof and gutter repairs are needed on the fire house; approximately \$10,000. That too we can try and work in if the budget seems to be in good shape in the spring (based on the winter we have) and the Board would be asked at that time to approve this expenditure.

New Police squad car \$41,000.

**Establish a Public Hearing date and time for consideration and adoption of the 2015 Village of Chenequa Budget**

A public hearing date will be set for November 10, 2014 at 6:30 p.m. for the consideration and adoption of the 2015 Village of Chenequa budget. No objections.

Motion (Manegold/Foote) to set a public hearing date of November 10, 2014 at 6:30 p.m. for consideration and adoption of the 2015 Village of Chenequa budget. *Motion carried*

**Review Public Information Referendum Meeting**

An informational meeting will be held on Saturday, October 25<sup>th</sup> from 9-10am to answer any questions residents may have regarding the referendum.

**Establish Village of Chenequa Trick or Treat hours (Friday, October 31<sup>st</sup> 4-7 p.m.)**

Village of Chenequa Trick or Treat hours will take place on Friday, October 31<sup>st</sup> from 4-7 p.m.

Motion (Foote/Villavicencio) to establish the Village of Chenequa Trick or Treat Hours for October 31, 2014 from 4-7 p.m. *Motion carried*

**Report on Village Garage Project**

Administrator Douglas reported that we are anticipating completion of the garage around the first week in December. There are some overruns (approximately 5%) that we took on as an owner responsibility (bearing utility lines -\$20,000, etc.)

**Committee Reports**

- Public Safety** – reported above
- Operations** – no report
- Plan Commission** – reported above
- Open Space** – no report
- Board of Appeals** – no report
- Personnel Committee** – reported above
- 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** – reported above

**Report - Village Administrator**

None

**Report - Village President**

None

**Report - Village Attorney**

None

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

- Possible generator and air conditioner ordinance

**Adjournment**

Motion (Haase/Manegold) to adjourn the meeting at 8:49 p.m. *Motion carried*

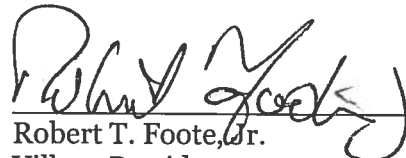
Respectfully submitted by:




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Pamela Ann Little  
Village Clerk - Treasurer

Approved and Ordered Posted by:




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Robert T. Foote, Jr.  
Village President