

VILLAGE OF LANNON
MINUTES FROM THE 2/08/2010 VILLAGE BOARD MEETING

1. President Martin, the presiding officer, called the meeting to order at 7:05 p.m.
2. Pledge of Allegiance was recited.
3. Roll call: Balsiger, Bartelt, Daily, Dutcher, Gissal, Martin, and Newman were present. Also present was Village Attorney Mr. Hector de la Mora.
4. Statement of Public Notice was confirmed.
5. **Motion** by Daily/Newman to approve the minutes from the 10/29/09 Special Village Board meeting. Carried unanimously.
6. **Motion** by Gissal/Daily to approve the minutes from the 1/11/10 Village Board meeting. Carried unanimously.
7. Committee Reports:
 - Finance/Personnel – Trustee Gissal reported the committee had met and will present comments for discussion on Agenda Items #14 and #15.
 - Legislative – Trustee Daily stated a meeting will be scheduled for this or next week regarding the hiring and firing of the Fire Chief and the manual for the Fire Department.
 - Parks/Recreation/Beautification- Trustee Dutcher stated he will present comments under Agenda item #14; 970 flyers were sent out for children ages 4-7 for the Squirt Baseball League.
 - Public Safety – Trustee Balsiger had no business to report.
 - Public Works/Recycling/Sewer – Trustee Newman presented comments concerning meetings with the DNR regarding storm water; will be costly in the future as DNR is working on new standards beyond 40% reduction; phosphate removal will come after particulate reduction; discussions with DOT concerning waiting times at the traffic lights at both intersections and in Spring they will redo the intersection at Lannon Road and Main Street to make a right turn only lane, and put more signs up to not block the driveway; water project is looking at purchasing SCADA system and have a secured road permit to put road in off Hwy 74; developer interest for an assisted living project and an apartment project; had a 2030 planning meeting with Menomonee Falls and may consider establishing a three member committee to meet with the Falls to discuss shared services short and long term.
 - Quarry – Trustee Bartelt had no business to report.
8. Department Reports:
 - Clerk's Office – Village Clerk Lamb had no report.
 - Fire Department – Chief Georgenson reported there were 19 activities last month; after four years have received a \$91,706 grant for 800 mega-hertz radios (Agenda Item #13); that 19 EMTS passed weekend refresher course and have taken on a FFI/II, EMT - IV Tech instructor; working on pre-plans with area businesses (12 completed and 30 in various stages).
 - Police Department – Lt. Porter reported on several of the activities in the month: zoning complaints at Circle S; hunting violation on the Bug Line referred to the DNR warden; arrest for violation of a domestic abuse order; theft at Circle S; seven citations each to two individuals for operating a business without a plan of operation; routine traffic stop arrest for several Germantown drug warrants; arrest for violation of a no contact order, intimidation of a witness and bail jumping; responded with ambulance to an accidental self-stabbing incident.
9. Citizens Comments:
 - Mike Mueller – upset that 80% of website content was taken from his website and asks that it be removed.

Gary Georgenson – Fire Department at 5:00 a.m. Saturday responded to a water main break at Asset Development; where able to shut off but what is their management's plan in an emergency; normally would be billed as it is considered a business.

10. Options to be considered in delinquent and non compliance situations with Lannon Estates Mobile Home Park and the owners Asset Development Group. Discussion followed concerning rescheduling of a missed appointment; League of Municipalities contact offered no recourse options, not a health hazard; another new trailer just arrived. Village Attorney Mr. de la Mora presented comments concerning the Plan of Operation and an understanding reduced to writing requiring them to maintain their site map layout current and update it periodically. Discussion continued; that the Village Building Inspector needs to issue an occupancy permit; combined with next agenda item there is not much of anything that can be done; discussion with Germantown indicated they have the same financial problems; how to proceed or resolve especially with school district payments; Hamilton indicated they will wait for payment. Discussion followed concerning late fees and the administrative fees collected. Village Attorney Mr. de la Mora presented comments on the collection process and recommended tabling and attempt to have a meeting with Mr. Reitzner and their attorney to talk about ramifications for financing; difficulties 2-3 years ago motivating factor was insistence of their lenders to have a current valid license to operate and at this point they do not have one; need to try every way possible to protect the residents living there; if bankruptcy is declared reality is assets may not have a great deal of liquidate able value. **Motion** by Gissal/Newman to table Items #10 and #11 until a meeting can be scheduled with the owners and attorney(s) of the mobile home park for these reasons (1) there are no appropriate contact people for emergency purposes, (2) delinquent in important payments to the Village, i.e., sewer and parking fees, and (3) they failed to show up for a meeting intended to discuss these very topics. Carried unanimously.
11. Application for license of Mobile Home Parks submitted by Lannon Development Group LLC for the Lannon Estates Mobile Home Park for 2010. Tabled; refer to Agenda Item #10.
12. Consideration of an appeal of impact fees by St. John's Evangelical Lutheran Church and School and possible scheduling of a hearing if necessary. Trustee Newman presented comments concerning a meeting with the church and confusion resulting in the appeal; the church's attorney has faxed a letter to Village Attorney Mr. de la Mora requesting the Village to table the appeal at this time; they wish to continue to discuss the issues with the Village. **Motion** by Gissal/Daily to table any action on the appeal of impact fees by St. John's Evangelical Lutheran Church and School. Carried unanimously.
13. Approving payment of \$4,826.00 as the Village of Lannon's portion toward the purchase of 800 mega-hertz trunk radios with the balance to be paid for by a grant from the Federal Government. Discussion followed concerning the total cost; the amount of the grant; that bids are still being accepted; that the grant is 95% of the total cost. Fire Chief Georgenson presented comments concerning the bids and receipt of grant money, that radios are purchased through the state but installation, etc. is bid; explained what occurred the past two times a grant was received; cost of reprogramming of the radios and compatibility for upgrading in the future. Village Clerk Lamb stated that when the bill comes it can be decided where the Village's share will come from; that the Fire Chief needs to indicate that the Village Board has authorized payment of their portion. **Motion** by Gissal/Newman to approve payment of \$4,826.00 as the Village of Lannon's portion toward the purchase of 800 mega-hertz trunk radios with the balance to be paid for by a grant from the Federal Government. Carried unanimously.
14. Purchasing a new net for the baseball diamond from Fence Erectors, Inc., in the amount of \$1,057.00 with the money to be allocated from the Contingency Fund. Trustee Gissal presented comments concerning discussion at the Finance & Personnel Committee meeting regarding taking the money from the Parks budget at this time. **Motion** by Gissal/Balsiger to purchase a

new net for the baseball diamond from Fence Erectors, Inc., in the amount of \$1,057.00 plus installation costs, with the money to be taken from the Parks budget. Carried unanimously.

15. **Motion** by Gissal/Daily to pay the bills as presented. Carried unanimously.

16. Attorney's Report:

Accurate Equipment – Village Attorney Mr. de la Mora presented comments concerning the approaching trial date and a letter for a proposal for resolution of the matter with payment of a significant fine in case they are interested in avoiding going to trial.

17. President's Report: Village President Martin had no report.

18. **Motion** by Balsiger/Gissal to adjourn the meeting. Carried unanimously. The meeting was adjourned at 7:55 p.m.

Transcribed on February 24, 2010

By Kristine A. Sagert

March 2, 2010 Reviewed and respectfully submitted by,

James J. Lamb, CMC/WCMC

Village of Lannon Clerk/Treasurer