

VILLAGE OF LANNON
MINUTES OF THE SPECIAL VILLAGE BOARD MEETING FROM 6/8/21

1. Call to order by presiding officer. President Sommers called the meeting to order at 6:00 p.m.
2. Pledge of Allegiance was recited.
3. Roll Call: Village Board: Barbieri, Jensen, Martin, Nellis, Reek, Sommers and Yates were present.
4. Statement of Public Notice confirmed.
5. Citizens Comments:

(This is meant for Public Comments on any subject, without any discussion by Board of Trustee members or action, except for possible referral to a governmental body or Village agent). (Except as otherwise allowed by motion of the Board, citizen comments will be limited to 3 minutes per person although written comments of any length may be submitted prior to the meeting to the Village Clerk.)

President Sommers stated when this started he didn't feel things were being done correctly. He has spoke with attorneys regarding this. His feeling to do a peer review this whole water system will help calm the ruffled feathers and keep Lannon from being involved in a law suit. That is his goal. Lets resolve the issues. Everyone loses in a lawsuit. Jerry Newman- Lannon advocacy group has been discussing issues with as many as 6 attorneys. Mandatory connections is a big concern in addition to the questionable testing of wells. Next big issue is connection fees as well as impact fees. Well abandonment, you cannot force someone to close it without compensation. Some people corrected their wells. What is the fair market compensation? Connection of people on the existing main? We tried to incorporate that on Gudex property and that is only collected from developers. It has been over 10 years, connection fee? Not sure you can get impact fee? That's another issue. He brought the peer review to the President and feels it should be done. Try to prevent litigation.

Chris Barber – He thinks it would be a good idea to make sure that what is happening is right and is legal. It could save a lot of money down the road. Hector and Ben stated they didn't have test results so was there any testing done? Results seem manufactured.

Anna Robe- 7800 is not a small amount of money and it has been gone over and over again. They have come up with the money for the attorney. Why should Lannon have to pay for it. It will always be something else.

Christine Swearingen – Peer review would be a good idea, second opinion would be good so we know.

Deanne Sauer – Bedrock Ct. We don't have enough money to put signs up on the crosswalks but we can spend 7800 for a peer review. We are already in the hole and cant pay for signs but we are gonna spend money on this. What happens when the grants are gone and we need to do this, then the costs are way out of line.

Mary Madl – Vine St. The study should be done. 7373 N Vine St. Confirmation to well testing. We all took test kits, we don't know how they did it, etc. Testing should have been done by a contractor.

Jan Schmidt – agree with Jerry, his research is correct. \$8000 may pay for signs but we still have not gotten them. It can put a lot of peoples minds at ease. You get a second opinion in medical things. This is a big deal. What are the rules for other municipalities for hook up? Municipalities pay for water line, and people pay for their laterals. Why is it different for us?

Katie Streblov – Weather Edge Circle. See attached.

Don stated this can be done by the end of July and we need to get this done as soon as we can and move on.

6. Discussion and possible action to accept and designate funding for the proposal (as attached) from Ruekert Mielke to provide a second opinion with respect to three aspects of deliverables/information utilized to date in the advancement of the water expansion project. Steve Reek – why did I know nothing about this until we got an email about this on Friday when there is already a contract drawn up. Did you engage with them? He made the decision at noon on Friday and within his power to authorize this but he decided to have this meeting. Don didn't know what else to do. Nellis stated that a phone call would have been great. We have dealt with this for 3 years, where was everybody. There are 20 people here. Municipal League of WI will provide training and answer questions for any elected person. What is a Village President from June 2020. A Village President is not a chief executive officer. They are a trustee with certain administrative responsibilities. Maintain peace and good order and see that ordinances are obeyed, signing checks, etc. Village president is a shared authority with the rest of the village board. Any elected official can get this information and we are all sent it each month. Failure to know it is not an excuse. Tired of rehashing it month after month to 20 people and not the 1000 people of the Village. Yates – biggest complaint regarding former President, doing business behind closed doors, this smells a lot like this. A heads up would have been good, especially as the representative of the water project. Methodology – Strand took the exact methodology that was put in place by Ruekert Mielke. I understand Statutes have changed, but we have an attorney who assures us this is defensible. The impact fee has been recalculated twice already and updated. They have been looked at a number of times. As far as the method used to test wells, the wells have nothing to do with the USDA application. It had nothing to do with them issuing us these grants and loans. It effects the block grant money from Waukesha County. Not the largest part of this project. They were to offset costs to homeowners. Impact fee/connection fee has been reviewed by our attorney. If I thought it would put these issues to rest I would agree to it but I don't feel that is the case. There is a deadline, the end of the year so yes the clock is ticking.

Contracts are coming tomorrow and I have every intention of signing them. Kelly Jensen – what about the contract and brochure the residents received, it was all about how dangerous the water was. Names were called out regarding the impact fees, statutes have changed. I don't know why there are not more people at this meeting. This affects a lot of people. This is a big deal to people who cannot afford it. Yates stated we are all here to support the constituents and we will not agree on everything and I think that's good but this project has been getting kicked down the road for a long time and we have an opportunity and investment in this. Long term this is good for the Village. It has gone past us not agreeing. Yates reviewed Menomonee Falls issues with water. The residents who fought there are now paying about 28,000 instead of much less because they fought it. Sommers stated that his reason for bringing this up is to stay out of a law suit and have another pair of eyes look at. Reek asked if Ben and Strand are not reputable enough. We are listening to USDA, our attorney, our engineer. I don't see a reason to question these professionals. We are way late, the ship has already sailed, this should have been done months ago. We don't have time to finish the project. Why didn't Newman bring these issues up before. Reek stated we have been looking at trying to accommodate funding and ways to make payments more reasonable. We have been doing this for a long time. Sommers gave up on asking Tom because he got nowhere. He only talked with Ben because he could get answers. Who was responsible for mailings? How were they done. They were to be sent to everyone in the zip code. Hector De La Mora brought in after internal affairs. He has been practicing for 50 years. You will not find a community that has done as much as this community has done. There are no more than 3 employees not counting the police department. Don't bring your experiences from Milwaukee, they have staff. People get activated only when things seem wrong to them. He worked with Mr. Newman when he was president and they knocked their heads against the wall trying to figure out funding. This community would always be stuck because of the bedrock. We are trying to get unstuck. The thing that activated people was that our school was in Jeopardy. People thinking out of the box to come with funding and calculate costs, etc. Communities need water to thrive. Never be arrogant about stuff you don't know about. State legislature is always changing the laws. Feels the second opinion is fine if you are truly sincere about postponing the law suit. You will never get the funding you have available to you right now. Properties depending on a well is worth a lot less than those connected to municipal water. Reach a compromise if that is what you are asking the Village to do. Martin/Nellis motioned to not get a second opinion. Opposed - Sommers and Jensen. Motion carried by majority vote.

- 7. Adjournment. Martin/Barbieri to adjourn at 7:10 p.m. Motion carried unanimously.

June 7, 2021
 Respectfully submitted,
 Brenda Klemmer
 Village of Lannon Clerk/Treasurer

*Notice is hereby given that the Municipal Building is accessible to elderly and disabled persons.**Notice is also hereby given that members of other governmental bodies from the Village of Lannon may be present at this meeting to gather information about a subject on which they may have decision making responsibility and may constitute a quorum of that governmental body. No action by any of those governmental bodies, except the Village Board of Lannon, will be taken at this meeting.