

VILLAGE OF LANNON
MINUTES OF THE VILLAGE BOARD MEETING FROM 1/10/22

1. Call to order by presiding officer. President Sommers called the meeting to order at 7:00 p.m.
2. Pledge of Allegiance was recited.
3. Roll Call: Calatola-Robe, Jensen, Martin, Nellis, Reek, Sommers, and Yates were present.
4. Statement of Public Notice was confirmed.
5. Discussion and possible action on the reading, correction, and approval of the minutes from the Village Board meeting from 12/15/21. Yates/Nellis motioned to approve the meeting minutes from 12/15/21. Motion carried unanimously.
6. Committee Reports:
 - a. Finance/Personnel – ARPA funds, we had a meeting in December and started to shake out some ideas. We will be working forward and we need to have technology in Village Hall and making meetings easier to attend remotely. Secure cameras for Village hall, etc. We will have another meeting soon and bring those to the board for approval.
 - b. Legislative - none
 - c. Parks and Recreation/Beautification - none
 - d. Public Safety -updated the open burn ordinance for burn hours from 10- 6 Tuesdays, Thursdays and Saturdays.
 - e. Public Works/Recycling/Sewer – snowplowing problems with plowing whispering ridge. Hopefully we have it taken care of. We have also gotten complaints about Snow plows who need to slow down on Main St.
 - f. Quarry - none
7. Department Reports:
 - a. Clerk's Office – There is a Primary on February 15th for the Menomonee Falls School District only. Polls will be open 7:00 a.m. to 8:00 p.m. Utility bills will hopefully go out this week, there has been a lot to update and a lot more meters to read. Still waiting on schedule for bulk and yard waste and will update as soon as I get that.
 - b. Police Department – Monthly activity submitted
8. 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.)

Mary Madl – Vine St. Timeline for water. Hookup on Dec. 16th. 7th we got a water sample, it was ok. How to keep our well. December 23rd, those forms became available. Holiday week was busy. Jan.3rd she contact well driller. Cost would be \$1200 – \$1500 because there was no prior well report. 2 Time limit, well sample expire and not much time to make a decision. She can't get a sample once the well is not hooked up anymore. Added expenses to keep the well. It has been disconnected. Grant for abandonment? Well grant has to be used first. Well grant taxable. If the quarry fund covers everything, what is taxable. Quarry fund pay for taxes. Exterior water service lines not covered by insurance company.

Chris Barber – reconsider TID 3, does not seem like a great idea when TID 2 isnt doing great right now. Economy is slipping.

Jim Williard – Overstone Dr. item 20. Change to citizen comments section. Your trying to suppress freedom of speech. Reducing what can be talked about. It would not be a good look for this board.
9. Discussion and possible action on the Liquor License Application for Henny's Dugout at 7273 Lannon Rd. Lannon WI 53046 for Ruth Seelig. Reek/Nellis motioned to approve the liquor license for Henny's Dugout. Motion carried unanimously.
10. Discussion and possible action on the Amusement Device License for Henny's Dugout at 7273 Lannon Rd. Lannon WI 53046. Yates/Martin motioned to approve the amusement Device License for Henny's Dugout. Motion carried unanimously.
11. Discussion and possible action on accepting the dedication of the water and sewer improvements from Whispering Ridge Estates North – Phase 2. Engineer Ben Wood states that the developer puts in the public water lines and sewer lines and then the utilities get dedicated to the Village as a public dedication and then the warranty starts. Yates/Jensen motioned to accept water and sewer improvements from Whispering Ridge Estates North Phase 2. Motion carried unanimously.
12. Discussion and possible action to reappoint a Village Representative to the Joint Review Board for TIDS 1 & 2. President would be Village representative for TID 1, Patrick Yates. Mr. Gudex was the representative for TID 2. He was still listed as the representative. New representation for the TIDS. Nellis/Jesnsen motioned to keep Yates on for representative for TID 1 and TID 2. Motion carried. Yates abstained.
13. Discussion and possible action on committee appointments. President Sommers stated Anna was elected to the Board. He summarized the changes he wanted to put her in charge of Public Safety. Amy would move to Legislative for Barbieri and Anna would be on Park and Rec. Amy would chair Quarry. Anna stated she is not very familiar with it. Come to the members with any questions. Move people around a little and then re address again in April. Yates/Nellis motioned to approve committee appointments. Motion carried unanimously.
14. Discussion and possible action on application for payment by Mid-City for contract 2033. Engineer Ben Wood summarized the Mid City payment contract. The County is paying out the CDGB grant for the first 800,000+ When those permits are closed out in January, recommend payment up to 480,784.75 on the condition that permits are closed out. Expiration date of notary – typo? Yates/Reek motioned to authorize payment application for Mid City up to 487,784.75 with the condition that the necessary permits are closed out to the County's satisfaction. Motion carried unanimously.
15. Discussion and possible action on application for payment by Vinton Construction Company for Contract 1-2021 Water Main System Extension. Engineer Ben Wood stated this is more straight forward. Pay application number 6. Nellis/Yates motioned to approve pay application for Vinton Construction for \$455,959.50. Motion carried unanimously. 5.46 million total contract, claimed 4.99 claimed to date. Retainage for landscape work that needs to be finished. It won't be done until Spring for completion. Held back funds for restoration.

16. Discussion and possible action on approval of engagement letter from Von Briesen & Roper. Attorney de la Mora stated that many law firms indicated the fee adjustment with a stamp on their bill. He likes to let clients know about the fees and scope up front. Engagement agreement is the same from past several years. Reek/Martin motioned to accept the engagement letter. Motion carried unanimously.
17. Discussion and possible action to authorize Ehler's, Inc. to study TID 1 & TID 2 boundary amendments and the possible creation of a third TID. Ehler's were not able to be present tonight. Reek/Jensen motioned to table until a future meeting. Motion carried unanimously.
18. Discussion and possible action related to Custer Lane Road Construction design layout alternatives. Nicole Wellenstein from Strand is leading the project. She summarized the project. 12 foot lanes and 2 foot shoulder with ditches for drainage. A bike lane on the south side of the road. Curb and gutter on north side for half of the project. Ditch to collect water. Ditch on South side and a bike path connecting to bug line trail. Left turn lane on Hwy. F to help with flow of traffic and safety of intersection with increase traffic due to construction. Install sewer and water main and connect from Rock Pointe and bring it out on other side of Hwy F for future developments and to loop the system. Will Menomonee Falls extend widening their portion. They are not going to do that so we will reduce out lanes as we approach their portion. Gravel area for cars to park. Right of way dedications or easements will be obtained. Their design drawn into current design so their intersection will need to be coordinated. Also with Waukesha County Hwy and Park. Traffic study stated that it needs that added lane. Needs to be done for phase 3 occupancies. Design complete for April meeting, construction to start in May – 3 to 4 months long. Summer of 2022. Project plan included a bike path in the TID plan. Lower speed limit from Edgewood and Custer will be discussed with the County. Reek/Nellis motioned to proceed with presented plan with pedestrian bike crossing with possibility with controlled intersection and lower speed limit at the County. Motion carried unanimously.
19. Discussion and possible action regarding properties that do not connect to the water system within the timeframes identified in the ordinance. Hector de la Mora 74-157 which compels connection to the water main when available. The operative language states that when it becomes available such property should be connected within 6 months of service becoming available. Options for enforcement. Remedies within the ordinance 74-157 d. penalties. Violation of ordinance, subject to forfeiture/citation. Pay 95% of minimum quarterly charge, non payment – special assessment on property tax bill. In theory they could also go to circuit court to order connection. In reality that would be costly. Once the main is available, there should be something in writing to notify them of the date they need to connect by. Issue billings from the Clerk's office. 25 residential connections that are outstanding with an equivalent amount of businesses. We don't have a grasp on that number to get the residential customers done. Some commercial people brought in their own contractors so there have been some that we don't know about on the business side of things. Now they have until June 1st and do it at their own cost. Subset who signed with Mid City and wont let them back in to finish. If they want to wait until June 1st that is still an option. Many different cases. At a minimum we should send out letters with the date is was available and what their 6 month timeline is or make it one date for everyone? That makes the most sense. Efforts have been made and some progress has been made. CBDG only funds residential properties. They have exhausted those funds. Moving forward it is within the quarry grant fund without a drop dead date. Up to that committee how long they want that available. Feedback to Mid City, if someone calls them, will quarry grant still consider covering the cost to get these people connected. Hector will prepare letter and we will establish the end date. Drop dead date from Mid City as well. Board motion to meet on Thursday to finalize and call residents again. Reek/Yates to have a special meeting at 6:00 p.m. for Board will be posted and hector will draft letter. Motion carried unanimously.
20. Discussion and possible action on Citizens Comment policy. Trustee Reek stated just trying to get a little more control of citizen comments. Get rid of outbursts and name calling, not suppressing people's voices. Look at other communities and see how are they run? Steve summarized the guidelines he would like to see implemented. We also suggested to have a sign in sheet at beginning of the meeting. Constructive comments and done in an orderly fashion and still accomplish that. Other municipalities meetings are not run that way. Ours have been out of control and embarrassing. How are we going to communicate and get the business done that we are here to conduct. Jensen stated people are upset about what has happened this last year and that is understandable. We should have a policy in place however. How do they question someone's actions. We are all available anytime. Vulgarity and name calling needs to be cut down. Non trust of board members doesn't give them the right to be vulgar. Nellis/Yates motioned to have sign in sheet at meetings. Committee assignments may not know who is on committee. It is posted on website. Motion carried by majority vote. Jensen voted no.
21. Discussion and possible action on payment of the bills. Yates/Reek motioned to pay bills. Motion carried.
22. Engineer's Report. Mid-City contract for Lannon Estates well. Long lead time on a valve. May not start for 2 more months. USDA is projecting 800,000 to 1,000,000 under budget. How to use those additional funds? USDA invited us to apply for another application. They will not switch census data until October. Well operation permit. Intent is to mimic the DNR requirement. Concerns were passed on, what is the timing, etc. DNR is getting us that answer.
23. Attorney's Report. None.
24. President's Report. Earlier this year he was attacked very seriously. 3 of them accused me of being racist. Double standard. Nobody wants to be here when things get ugly. Cameras should add safety to our village employees. Challenge to do job correctly but is willing to make it go smoother. Respect on both sides. He will remove people being disruptive on either side.
25. May convene into a closed session pursuant to Wis. Stat. § 19.85 (1)(g) for the purpose of conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is likely to become involved in and consideration of a request for an exemption to Chris Barber and Kelly Jensen from mandatory water connection to accommodate a hyper-sensitivity to chlorine by their minor son who lives with the family. Nellis/Martin Motioned to go into closed session. Reek-yes, Jensen-yes, Nellis-yes, Sommers-yes, Calatola-Robe-yes, Yates-yes and Martin – yes. Motion carried unanimously.
26. Reconvene in open session to take action, if any, with respect to the subject matter of item No. 23 above.
27. Adjournment. Reek/Nellis motioned to adjourn the meeting at 9:28 p.m. Motion carried unanimously.

<p>January 31, 2022 Respectfully submitted, Brenda Klemmer Village of Lannon Clerk/Treasurer</p>	<p>*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.</p>
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