

VILLAGE OF LANNON
MEETING MINUTES OF THE VILLAGE BOARD MEETING FROM 9/12/22

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: Jensen, Martin, Nellis, Piquette, 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 8/08/22. Reek/Nellis motioned to approve the meeting minutes from 8/8/22. Motion carried unanimously.
6. Discussion and possible action on the reading, correction, and approval of the minutes from the Special Village Board Meeting from 8/30/22. Yates/Martin motioned to approve the meeting minutes from the Special Village Board meeting from 8/30/22. Motion carried unanimously.
7. Committee Reports:
 - a. Finance/Personnel-none
 - b. Legislative - none
 - c. Parks and Recreation/Beautification-awareness walk was held and went very well. Flowers are dying.
 - d. Public Safety- none
 - e. Public Works/Recycling/Sewer- item 16 on agenda
 - f. Quarry-complaint on blast on Friday. Information was within the state recommendation. Lower frequency blast that lasts longer. No notification within 300 feet of quarry for each blast.
8. Department Reports:
 - a. Clerk's Office – Working on getting Financials in order, would like to call a budget Workshop meeting soon. Also starting to work on the November Election and the utility billing switchover.
 - b. Police Department- monthly report submitted. CCW Class this Saturday at 8:00 a.m. for \$50.

9. 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.)

Serious issue yesterday, it was a long day. Mid City and CTW were on site within an hour. Protection systems were never kept up and did not function properly. We asked about Boil Order yesterday and they said no, but today we got that call that we needed to put that order out. We have never had to deal with anything like this before, it was a learning curve and the system will be upgraded so this doesn't happen again.

Anna Robe- Weather Edge Circle. Concerned about the snow plowing for the winter. There is no contract in place yet. She will ask landscaper to put bid together and bill the Village if that needs to happen.

Jeff Lehn – Forest View Dr. When the water went out, had a hard time figuring out who to call that there was a problem. Water issue on Forest View Dr. Isak at Strand has been contacted regarding drainage problems. His front yard is flooded everytime it rains and has not heard back from him. The Village needs to fix that. They killed the grass with all the fertilizer they put down.

Janet Muehlbauer – Main St. Concerned with the boil advisory. Should notify the news stations and would reach a lot more people. What happens with Willow Springs and Lannon Elementary? Do we need to provide them with water.

Jan Schmidt – Good Hope Rd. October 2020, Strand submitted a breakdown of what he showed on the screen. Want to see a new current report to compare. Water impact fee study. July – the concern for road on Hemlock, Vine, etc. How to prevent all the speeding on those roads. You have not faced that problem since July. The cars go flying through there while kids are playing in the streets. They have to ride their bikes in the ditch.

Jacqueline Madl – forest View Dr. she agrees with all the of the Lehn's comments. The fertilization was disastrous. She has never had water in her yard like that. She has contacted Strand several times on the way the landscaping was handled.

Jan Schmidt – Widened Good Hope, there is a patch of land about 18 inches wide. Our lawnmower doesn't fit through there anymore, who is responsible for it. Weeds are as high as the retaining wall.

Colleen Lake – Town Line Rd. See attached.

Mary Madel – Vine St. Rebut her comments. There is not a minority group, the citizens wanted a choice, curing their existing well or digging a new well. It was not that all people's wells were contaminated. People didn't want to be told. She does commend her on her thoughts on protocol. We need to have something put in place.

Lucy Bartell – Never has had to worry about traffic. People are avoiding red and green lights and cutting down our streets.

Jan Schmidt – Regarding dogs in the park, it has been brought to the Village's attention. If they are set on having dogs, fence in an area. It is unrealistic to get a name, number or plate. Police need to patrol as well. Since the 3K walk is not a village event, why are people asking where the money went. Nobody asked where the money went from the anniversary. Same as the car show, why are they asking where the money is. It costs over \$7,000 to run the show this year. Overstepping her bounds and needs to be reminded about what her duties are.

Jessie Schmidt – home during the day, cars are flying through the stop sign on Lake St. The kids cannot ride bikes on the road because of these people. The police have been notified and nothing has been done. People use these streets as shortcuts.

Dennis Schmidt – What did you guys find out today about the water problem?

10. 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 regarding a claim that was filed against the Village. Hector stated that the Attorney asked for more time until next month. Yates/Martin motioned to table until next month. Motion carried unanimously.
11. Reconvene in open session to take action, if any, if required as a result of the above indicated closed session.
12. Discussion and possible action regarding Water System Expansion Project restoration and the potential to send the Contractor a written notice of defective work. A similar item was on the agenda last month, the option that was discussed last month was to put them on notice. It takes grass 21 days to germinate. It seemed like there was some progress and then all the grass got burned so we brought this back. They asked for an extended date to September 30th. What realistically can be done? Yates stated this has been an ongoing issue for some time now whether it was getting the work done, getting it done correct, etc. Everyone should understand that some of the restoration work is not their responsibility either. Many complaints have been taken by Isak and Patrick. You could see by driving around that things were not happening very successfully. We did issue a verbal warning that we were not satisfied with ESI's restoration. Water trucks don't come back, throwing seed out the window, throwing fertilizer on the patches. We understand they are a subcontractor of Vinton but they were present to discuss. They are aware of the issues and have been in contact with them since the fertilizer issue. You guys are seeing this not being done to your satisfaction. If you decide you are upset with ESI then there is a whole other discussion that needs to start. If we have to start with another landscaper, it will not be complete by September 30th. We acknowledge that you are unhappy, and we need to move forward and get beyond this. What level of choice do you have and who do you have to choose from. Bidding is low bidder, so they have to use a low bid sub-contractor. Oversee your sub-contractor not the Village because we have no authority over your sub-contractor. Vice President of Vinton was present. Attorney stated they knew about all of this all summer long. What are you proposing to do other than urging them to get with it. Don't you want to save corporate face as you have been awarded another contract in Lannon. I want to know how you are going to get another contractor in here and get it done. Piquette stated the only alternative is sod. It is not even close to being fixed, there are just patches of weeds in everyone's yards. We were promised it would be restored and it is not. We are looking for a solution. My primary concern is that ESI is not capable of getting it done correctly with any degree of reliability. We are just trying to grow grass and it's been a nightmare. If using them to get it done is the only way to get it done, we will support that but it needs to get done. Attorney de la Mora stated we will recommend authorizing the issue of the letter but if the problem is taken care of then we can withdraw that. Yates/Reek motioned to issue a letter of defective work with an allowable period of acceptable action and a final determination made on September 29th Special Village Board Meeting as to issue the letter or accept the level of work. Motion carried unanimously.
13. Consideration and action on a Preliminary Resolution that will authorize the preparation of a Reserve Capacity Assessment Ordinance and Report for the purpose of ending the utilization of the Impact Fee and Special Assessment currently in use for the funding of the water system expansion and substituting in their place a Reserve Capacity Assessment that will take into account funding sources not previously fully ascertainable and which will be implemented for current and future water connections services for users to be identified in the Report. Attorney de la Mora stated that Strand, Trilogy, Trustee Yates and himself has been looking at a way to collect these fees from the water expansion project. The Village found themselves in a position to recalculate the fees as the project was under budget, etc. Impact fees transferred to Reserve Capacity which takes into consideration the monies available to fund the project. Preliminary Resolution to Levy a Reserve Capacity Special Assessment. Attorney de la Mora read the resolution for the audience. Reek/Nellis motioned to accept the preliminary resolution to levy by RCA with amendments made. Motion carried unanimously. Public Hearing Tuesday October 11th, October 17th to adopt final resolution. Reek/Yates To schedule a public hearing before the Village Board on October 11th and a special village board meeting on October 17th for any issues to address. Motion carried unanimously.
14. Discussion and possible action to amend Strand Associates, Inc. task order 20-01 to include services related to modification of the special assessments and implementation of a reserve capacity assessment fee in an amount that remains under the current billing limit of USDA-RD engineering agreement. Total USDA has about 69,000 under the umbrella of that task order. Without additional sources we are still under budget. Not sure how much effort it is going to take to get this all implemented in this time frame. Total authorized money doesn't need to change. Remaining is 69,562, expect to spend 32,000 for things in progress. \$37,000 under budget. Go beyond 260,000 as long as we don't pass the \$37,000. Yates/Reek motioned to amend the task order for Strand to remain under the billing limit for RCA reporting. Motion carried unanimously.
15. Discussion and possible action for approval of Operators License for Twelve 29. Yates/Reek motioned to approve contingent upon background check. Motion carried unanimously.
16. Discussion and possible action on approval of quote to cut down trees on Barnes Property. Quote for around \$11,000 for two trees. Received some more bids. One bid to take down a cottonwood and a split box elder tree for \$7,000 and leaving tree where it is, cut n go to take down cottonwood and box elder for \$3400.00. Nellis/Martin to make a motion to accept the bid for Cut n Go. Motion carried unanimously.
17. Discussion and possible action on Water and Sewer Contract with the Village of Sussex. Staff met with Village of Sussex to talk through a draft agreement for Sussex to take over Utilities from Menomonee Falls effective October 1st. Sussex will take action on September 27th, Lannon will take action on September 29th at Special Village Board Meeting. Sussex would run point in emergency situations. CTW is still the operator of record for Lannon. Emergency response plan was discussed. Reek/Jensen motioned to schedule a special meeting at 6:00 p.m. on September 29th. Motion carried unanimously.
18. Discussion and possible action on Pay Application 7 for PTS Contractors on Contract 1-2021 Custer Lane Lift Station. Reek/Nellis motioned to accept pay application. Motion carried unanimously.
19. Discussion and possible action to confirm dates for Trick or Treat, Tree Lighting and Community Christmas Dinner. Trick or Treat Sunday October 30th, Tree Lighting Dec. 2nd at 6:00, Christmas dinner at noon on the 25th. Martin stated she had some feedback that people wanted it on October 29th. Parade at 1 with trick or treat after from 2 to 5. Yates/Nellis motioned to approve the dates and times for events listed. Motion carried unanimously.
20. Discussion and possible action on payment of the bills. Yates/Jensen motioned to pay the bills as submitted. Motion carried unanimously.

- 21. Engineer's Report. None.
- 22. Attorney's Report. None.
- 23. President's Report. Better system in place so that we don't have a situation like that again. Thank everyone for helping out and Steve and Amy with distributing Flyer. Dennis got water.
- 24. Adjournment. Nellis/Jensen motioned to adjourn at 8:52 p.m. Motion carried unanimously

October 5, 2022
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.