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Summit Village Hall • 37100 Delafield Road • Summit, WI 53066

AGENDA

Cemetery Board - Village of Summit Friday, May 20, 2024 at 8:00 AM.

At the Summit Village Cemetery, 36000 Delafield Road, Summit, WI 53066

1. CALL TO ORDER
2. ROLL CALL AND CONFIRM POSTING
3. PUBLIC COMMENT
4. DISCUSSION AND ACTION ON APPROVAL OF CEMETERY BOARD MEETING MINUTES:
 - A. OCTOBER 6, 2023 REGULAR MEETING
 - B. JANUARY 19, 2024 SPECIAL MEETING
5. REGULAR AGENDA ITEMS
 - A. DISCUSSION AND ACTION ON FINANCIAL REPORT
 - B. DISCUSSION AND ACTION ON SEXTON REPORT
 - C. DISCUSSION AND ACTION ON NAMING OF PET OSSUARY
 - D. DISCUSSION AND ACTION ON PET OSSUARY MONUMENT AND LANDSCAPE
 - E. DISCUSSION AND ACTION ON LOT 626, GRAVE 7 OWNERSHIP AND BURIAL OF INFANT CREMAINS
6. ADJOURN CEMETERY BOARD MEETING

Respectfully Submitted,

Sarah LaValliere
Deputy Clerk/Deputy Treasurer

Next Regular Meeting: October 4, 2024

Posted: May 17, 2024

**** Please note that, upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through appropriate aids and services. For additional information or to request this service contact the Village Hall at 262-567-2757.

It is possible that members of and possible a quorum of members of other governmental bodies of the municipality may be in attendance at the above-stated meeting to gather information; no action will be taken by any other governmental body except by the Village Board noticed above.



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MINUTES
Cemetery Board - Village of Summit
October 6, 2023

CALL TO ORDER

Chairperson Arenz called to order the Cemetery Board meeting at 8:12 am at Summit Village Hall, 37100 Delafield Rd, Summit WI.

ROLL CALL AND CONFIRM POSTING

Administrator/Clerk/Treasurer Debbie Michael took roll and confirmed the meeting was posted as required and requested to the Village posting board and website. Members present were: Harold Miller, Alternate Janet Gibeau. Also, present were: Chairperson Kraig Arenz, Public Works Director Kamron Nash and Administrator/Clerk/Treasurer Debbie Michael

MINUTES: August 18, 2023

MOTION: (Gibeau, Arenz) *to approve the minutes from August 18, 2023 as presented. Carried.*

NEXT REGULAR MEETING DATE: Friday, May 17, 2024

PUBLIC COMMENT

There was no public comment.

Member Harold Miller arrived at 8:20 a.m.

REGULAR BUSINESS:

Discussion & Recommendation of information presented by Bank Five-Nine regarding consolidation of banking services.

Administrator/Clerk-Treasurer Michael introduced the team from Bank 59. A presentation was provided by Bank Five-Nine regarding the current accounts that the Cemetery has with them. They presented some alternative accounts that would earn the Cemetery higher interest rates and affirmed that the account service charges will continue to be waved. A proposal was made related to the 48-month CD to open a current CD special so that can earn a higher interest rate at the term the Board desires.

Discussion & Action on Financial Report

This topic was held until Deputy Clerk/Deputy Treasurer LaValliere could attend the meeting.

Village of Summit
Cemetery Board Meeting Minutes
October 6, 2023

Discussion & Action on Sexton Report

Director Nash reviewed the sexton report provided by Sexton Beauchamp. An Arborist came out to take a look at trees and dead wood that needs to be removed. There was a quote provided and Sexton Beauchamp is instructed to get a couple of additional quotes in order to take care of removal when the ground firms up.

Discussion & Action on Financial Report

Deputy Clerk/Treasurer LaValliere reviewed the Financial Report contained in the meeting pack. There was further conversation about CD's.

MOTION: (Arenz, Gibeau) *to allow Debbie & Kraig to make change to the 48-month CD to 23-month with Bank 59 as presented in the meeting. Carried*

MOTION: (Gibeau, Miller) *to approve the financial report as presented. Carried*

Discussion and Action on Cemetery Sign

Director Nash presented the findings from the Cemetery Signage cost difference and proposes \$3,000.00 for new Cemetery Sign in 2024 budget.

There was further conversation about Village signage, and it is determined the horizontal sign is preferable.

MOTION: (Gibeau, Miller) *to procure a new Village of Summit Cemetery sign.*

AMENDED MOTION: (Gibeau, Miller) *to add to previous motion that the sign budget should not to exceed \$3,000.00. Carried.*

Date for the Cemetery sign is in question and clarification is requested.

Discussion and Action on Pet Ossuary Monument/Landscape

Chairperson Arenz reviewed issues/concerns regarding memorialization. There were questions regarding costs for Brass Plaque, Bronze Plaque or granite.

The two options that there is information on are: granite, and every 6 months provide etching (could be based on quantity), or PL Gayle recommends a "regular" monument is an option that could be scalable.

There is a request to make fees a' la carte to accommodate those who do not want a memorial plaque.

There was additional conversation about memorialization and how to best get the ossuary ready for burial but still leave memorialization outstanding. It is determined that until there is a clear path on how to bury and memorialize in the ossuary the start date of services is on hold.

Pavers are introduced as an option, conversation around pavers and a map of the area is requested in order to get a better idea of what the potential is. Edging is discussed and it is proposed to do the whole thing with bricks or concrete with brick edge.

Approximate distance and layout and handicap accessibility, more information on costs and purpose is needed in order to understand the project. Staff is directed to continue to get costs on monuments and pavers from providers to see if there is a cost-effective option.

MOTION: (Arenz, Miller) *to table the topic and have a special meeting in January to revisit.* Carried.

Discussion and Action on fees related to Pet Ossuary Space for sale and Service to open and close; including set date for sales to start.

This item is tabled until actual costs are understood.

Discussion on Cemetery Chapel

There is no additional information to talk about.

Discussion and Action on 2024 - 2028 Cemetery Capital Improvement Plan and 2024 Cemetery Budget.

Director Nash reviewed the proposed 2024 Cemetery Budget.

MOTION: (Miller, Gibeau) *to approve the proposed 2024 Cemetery Budget.* Carried

ADJOURN Village of Summit Cemetery Board meeting

MOTION: (Gibeau, Miller) *to adjourn the Cemetery Board meeting at 10:15 a.m.* Carried

Respectfully Submitted,
Sarah J LaValliere
Deputy Clerk/Deputy Treasurer

Next Regular Meeting: May 17, 2024



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MINUTES
Cemetery Board - Village of Summit
Special
Friday, January 19, 2024

CALL TO ORDER

Chairperson Kraig Arenz called the Village of Summit Cemetery Board meeting to order at 9:06 am Summit Village Hall 37100 Delafield Rd Summit WI.

ROLL CALL AND CONFIRM POSTING

Deputy Clerk/Deputy Treasurer Sarah LaValliere took roll and confirmed the meeting was noticed and posted as required and requested to the Village Posting Board and Website.

Board members present were: Greg Kummrow, Harold Miller, Alternate Janet Gibeau

Also, present were: Chairperson Kraig Arenz, Sexton Jared Beauchamp, Public Works Director Kamron Nash, & Deputy Clerk/Deputy Treasurer Sarah LaValliere

PLEDGE OF ALLEGIANCE

PUBLIC COMMENT

Member Kummrow introduced Tina Kummrow who is attending the meeting as she is running for Village Board in 2024.

DISCUSSION AND ACTION ON PET OSSUARY MONUMENT AND LANDSCAPE

Chairperson Arenz introduced a history of the Cemetery, accounting, & pet ossuary project.

Sexton Beauchamp provided a summary of options that are available for the Ossuary project. Conversation is had about Brick Walkway and the options that could exist.

It is discussed that the area from road to entry will be gravel; and Phase 1a will be a U – to go around the existing tanks.

Conversation is had about placement of bricks, quantity, edging and cost/expense.

Reference is made to the Oconomowoc Veterans memorial and the look of the bricks that are placed there.

Input is requested regarding size which is est. no wider than 4', and amount of brick to be used based on size of path.

Phase 1 is bricks on the east side 4 x 16 and gravel everything else. Determine how many bricks and how much it would cost.

Stepping stones that could be moveable are recommended 2' x 2' for the path additional questions are:

- Pricing
- Installation
- Gravel Drive
- Stepping stones for filler

Questions are brought up regarding landscaping on/around tanks.

MOTION: (Kummrow, Miller) *to direct staff to work Phase 1A, roughly 4 x 16' brick path cost and brick count for memorial, add gravel path to area from road, and to add stepping stones to the fill port. (Size determined by excavator/ DPW) - Carried*

Additional conversation is had about Monument, types and options.

Next Meeting May 17, 2024 @ 9:00 am

ADJOURN CEMETERY BOARD MEETING

MOTION: (Miller, Kummrow) *to adjourn the meeting at: 10:05 am - carried*

Respectfully Submitted,

Sarah LaValliere
Deputy Clerk/Deputy Treasurer

Next Regular Meeting: May 17, 2024 changed to May 20, 2024

SUMMIT CEMETERY

As of April 30, 2024

Prepared for May 17, 2024 Meeting

				Balance	Interest APY
Bank Five Nine checking	786			\$92,213.94	4.02%
CD's					
Bank Five Nine CD	2900093763	23 month	06/20/2025	\$214,440.04	5.25%
Bank Five Nine CD	2900137470	15 month	10/19/2024	\$57,290.20	5.16%
Bank Five Nine CD	2900002545	48 month	08/15/2027	<u>\$124,719.40</u>	3.94%
TOTAL FUNDS				\$488,663.58	

Activity in Checking Account:

September 2023

Sale Lot 843 G5 Loop	\$1,155.00
Sale C8-A4 Brinn	\$1,230.00
Sale Lot 662 G5 Thompson	\$2,535.00
Interest	1.02

October 2023

CK 493 Village of Summit- Thompson prepaid burial	(1,600.00)
CK 494 Village of Summit - Brinn prepaid burial	(330.00)
CK 495 Briant Redmond-Repurchase 830#1	(900.00)
Interest	160.72

November 2023

Interest	208.34
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December 2023

Sale Lot 821 G5 - Kelly	1,155.00
Sale Niche C8 D4 - Schmitz	1,870.00
Sale Lot 821 G3 - Adams	935.00
Interest	208.54

January 2024

Sale Lot 708 G8 - Longman	935.00
Sale Lot 828 G1-3 - Schaefer	3,465.00
Sale Lot 828 G4 - Schaefer	1,155.00
Interest	250.83

February 2024

Sale Lot 842 G1-6 - Seemuth	6,930.00
Sale Lot 837 G5&6 - Seemuth	2,310.00

Sale Lot 842 G7&8 - Whaley	2,310.00
CK #496 WI Cemetery Association Dues	(50.00)
Interest	254.49

March 2024

Interest	263.82	
Sale Lot 837 G1-4 & 7-8 Seemuth	6,930.00	
Transfer Lot 637 G 5&6	100.00	
CK #497 Village of Summit	2023 Interest	(8,507.28)

April 2024

Interest	112.62
Sale Niche C8-G5 - Gibbs	1,870.00
Sale Lot 828 G 7&8 Munro	2,310.00
Sale Lot 740 G 8 Zyduck	1,155.00
Sale C8-K2 Suh	1,870.00

Net Change in Checking Account	\$30,293.10
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2024
Cemetery
Sales

PAID BY	CITY	Lot/Plot/Grave/Columbarium	DAY	MONTH	YEAR	Type	Note	Fee
Scott & Janet Zyluck	Dousman	740-8	17	April	2024	Purchase		\$ 1,155.00
Marie L Cantwell c/o M & M Cleaning Service	Oconomowoc	Lot 626 Grave 7	11	April	2024	Transfer	Change Name on Deed Waived	\$ -
John & Ruth Suh	Chicago	C8-K2	10	April	2024	Purchase		\$ 1,870.00
Eugene & Judith Gibbs	Oconomowoc	C8-G5	10	April	2024	Purchase		\$ 1,870.00
David & Ruth Munro	Oconomowoc	828-7 & 8	10	April	2024	Purchase		\$ 2,310.00
John & Nancy Kreil	Pewaukee	709 3&4	8	February	2024	Purchase	Paid short fee to cancell lost check	\$ 2,282.00
Eileen Bray	Oconomowoc	637 5& 6	8	February	2024	Transfer	Deed transfer from Eileen Bray	\$ 100.00
Ruth Longman	Oconomowoc	709-8	10	January	2024	Purchase	709-8	\$ 935.00
David P. & Karen R. Seemuth	Waukesha	842 1-6	22	December	2023	Purchase	842 1-6	\$ 6,960.00
David Whaley & Kristin Seemuth Whaley	New Berlin	842 7&8	22	December	2023	Purchase	842 7 & 8	\$ 2,310.00
Robert Seemuth	Vancouver	837 1-4	22	December	2023	Purchase	83 All	\$ 6,930.00
Robert Seemuth	Vancouver	837 7 & 8	22	December	2023	Purchase	837 1-4	\$ 6,930.00
David P. & Karen R. Seemuth	Waukesha	837 5&6	22	December	2023	Purchase	837 5&6	\$ 2,310.00
Lana Jerabek	Pewaukee	846-1	22	December	2023	Purchase	846-1	\$ 1,155.00
Jerald & Sheila Schaefer	Dousman	828-4	22	December	2023	Purchase	828-4	\$ 1,155.00
Jerald & Sheila Schaefer	Dousman	828 1-3	22	December	2023	Purchase	828 1-3	\$ 3,465.00
Village of Summit	North Prairie	830-1	30	November	2023	RETURN	830-1	\$ (900.00)
Conor Kelly	Pewaukee	821-5	30	November	2023	Purchase	821-5	\$ 1,155.00
Thomas & Nancy Adams	Summit	821 - 3	30	November	2023	Purchase	821-3	\$ 935.00
Stephen & Dana Schmitz	Oconomowoc	C8-D4	30	November	2023	Purchase	C8 - D4	\$ 1,870.00
Gary & Linda Thomas	Riverhills	702 -1-8	18	October	2023	Purchase	702 - All	\$ 9,240.00
James & Maryellen Thompson	Dousman	662-5	13	Sept	2023	Purchase	Pre Paid Burial Open, Close \$580.00 and Burial James 1,020.00/ Cremains Mary- Ellen. Once Check made to Village of Summit Cemetery - Cemetery must write check to Village for Burial Open/Close 1600.00 Payable to Summit	\$ 935.00
Kathy Li	West Bend	843-5	843-5		2023	Purchase		\$ 1,155.00
Charlotte Brinn	New Berlin	C8-A4	C8-A4		2023	Purchase		\$ 900.00

Total Sales \$ 57,027.00
Realized Sales \$ 38,545.00

LOT	GRAVE	LAST NAME	FIRST NAME	DATE BURIAL	Military	Type	Paid
129	3	Waters	Larry	4/10/2024		Burial	\$ 935.00
857	5	Ludwig	Robert	2/21/2024		Burial	\$ 935.00
751	4	Henrichs	Kenneth	2/12/2024		Cremains	\$ 495.00
709	8	Longman	Gary	1/11/2024		Cremains	\$ 495.00
828	2	Schaefer	Dylan	12/29/2023		Burial	\$ 935.00
821	5	Kelly	John Edward Jr	12/5/2023		Burial	\$ 935.00
690	5	Steffens	Bruce	11/22/2023		Cremains	\$ 495.00
637	7	Bray	Wesley John	11/18/2023		Cremains	\$ 580.00
845	8	Luker	Stanton	11/10/2023	Air Force	Burial	\$ 1,020.00
845	8	Luker	Kathleen	11/10/2023		Cremains	\$ 495.00
741	3	Reichard	William	10/20/2023		Burial	\$ 935.00
721	3	Bostrom	Elizabeth	10/14/2023		Cremains	\$ 580.00
358	3	Kraft	Shirley	9/23/2023		Cremains	\$ 580.00
810	7	Frankwick	Steve	9/16/2023	Air Force	Burial	\$ 1,020.00
643	2	Zastrow	Ruth	9/11/2023		Cremains	\$ 495.00
						Total Burial Income	\$ 10,930.00



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MEMORANDUM

To: Cemetery Board
From: Jared Beauchamp
Date: 5/20/2024
Re: Cemetery Sexton Report

BACKGROUND: To inform the Cemetery Board on the daily Cemetery Activities

- September 2023 – April 2024 (see following back up documentation)
- Burial 15 total -\$10,930.00 Revenue to Village of Summit
- Sales 29 Graves/ 3 Niches - \$38,545.00 Revenue to Cemetery
- The Columbarium currently has 10 Single Niches out of 36 Niches Sold and has 17 Double niches sold out of the 36 available
- Water has been Turned on and any hydrant valves and underground leaks have been repaired
- Repair split rail fence on North side of the Cemetery
- The John Deere mini excavator has been in service for the last year and has performed excellent saving the crew time and easy.
- There are a number of Dead trees that need to be removed yet from the Cemetery, due to chipper issues and no frost we were unable to gain access in winter
- The Scag and Grasshopper mowers have been serviced and in operation
- Repaired Multiple Broken headstones
- All winter graves have been Completed and seeded
- Multiple monument foundation Permits have been issued and completed
- Talked with Jim Pabst regarding any updates on the Pabst section of the Cemetery, according to Jim, Alan Runyard of Runyard Farms is the gentleman that will complete the tree removal. The farm lost majority of there help this past winter leaving them short handed to complete the job. They are projected to complete the project fall/winter of 24/25.

Submitted By:
Jared Beauchamp
Village of Summit Sexton

and other things that pertain to the cemetery". In referring to the twelve summer burials, he complained that plants and flowers had been stolen for the "culprits" own use and that anyone "committing such a dastardly act must be very low indeed".

Two mammoth evergreens met the ax in 1932 when McDonald reported that they "had cast their last shade". The event this year was the erection of "a beautiful and substantial building known at present as a 'rest room' and it is a thing of beauty and may it be a joy forever". If McDonald returned today and saw his beautiful little chapel locked and filled with storage, the cemetery board would definitely hear about it.

Fred Pabst added an addition to the cemetery from his land which adjoins the town property. This gift was the result of the death of his son August, who had been killed in a plane crash in 1934. New driveways were laid with hand-mixed concrete just wide enough to allow carriages to pass.

The 1934 report stated that "Harmon Baxter, grandson of the first settler of this good old town of Summit, has taken over by quit claim deed from all the other heirs, lot 107, being the Baxter lot and where the first old settlers lie."

McDonald badgered the board into hiring more help for the cemetery using his usual blunt persuasion. He referred to the monies in the cemetery fund to be used for this additional salary. He said, "If this amount were to be raised by tax, I would be the last man to propose it, but to take from this treasury reeking with funds, overflowing with wealth and bursting with abundance. Why? Gentlemen, it would be almost a sacrilege to vote against it"! The record does not show if he got the additional help, but he usually managed to get his way.

For twenty-three years, McDonald gave eloquent reports on the cemetery and when he died in 1936, at age eighty-four, the flowing annual reports also stopped. This was about the time the cemetery fund was absorbed into the general fund.

OAKWOOD CEMETERY ADDITION

In 1940, a resolution was made to accept the two acre plat of Fred and Ida

Pabst. This 164 lot section was named Oakwood Cemetery and the land adjoined the town cemetery. There was a provision in the deed that no monuments ever be erected and that all markers be at ground level. Today, it is very obvious where the Pabst section joins the older town section with its tall old monuments. This provision did cause some problems years later when a lot owner attempted to erect a monument in the Pabst section. Apparently the owners had not been informed of this provision and the town had to absorb the cost of their expenses.

Pabst gave the town \$2000 for perpetual care of his family graves and the area was to be kept up with trees and shrubs after his wife died. A cemetery board was appointed in the 1940's and the reports became very short and businesslike.

A 1956 order signed by David Pabst, for Pabst Farms, turned over an additional four acres at \$500 per acre for cemetery use. A 1957 decision to



construct another building on the grounds ended up costing a bit more than the town expected. A cemetery board decided that a building was needed, about the size of a three car garage, and that it was to match the present chapel on the property. It ended up costing \$10,000 when completed. The new Pabst addition was plotted in 1958.

A building, referred to as the "tool shed" was moved from the cemetery grounds to the town dump. Could this have been the hearse house? Old-timers don't seem to have the answer. In July, 1959, David Pabst gives the town another sizable donation of \$5000, a contribution from his mother, Ida Pabst, "to be directed as they see fit." It went into the cemetery fund.

Upon entering the 1960's, it was



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MEMORANDUM

To: Cemetery Board

From: Kamron Nash, P.E., Village Public Works Director

Date: May 14, 2024

Re: Discussion and Action on Lot 626, Grave 7 Ownership & Burial of Infant Cremains

PURPOSE:

To provide an update to the Cemetery Board regarding a dispute regarding the burial of cremains on the subject gravesite without the permission of the owner and to receive direction regarding resolution.

BACKGROUND:

Please refer to the attached documents for detailed background information:

1. Memorandum to Chairperson Arenz, dated February 27, 2024
2. Letter signed by Lance Cantwell, dated April 4, 2024
3. Email correspondence with Marie Cantwell, dated February 28 – April 12, 2024

May 14th update:

Village staff have been directed to work directly with the owner of the grave, Lance Cantwell. To date, Lance has not made contact with the Village aside from the letter that was received, dated April 4, 2024. The primary contact from the family has been Marie Cantwell, a sister of Lance. Marie has inquired about the procedures required to remove the cremains from the grave, in the event that the family wishes to move them.

Village staff are looking for direction on future action with regard to the Cantwell family's request.

ATTACHMENTS: Lot 626, Grave 7 Deed and Burial Record Card

FISCAL IMPACT: To be determined.

RECOMMENDED MOTION: To be determined, based on Cemetery Board direction.



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MEMORANDUM

To: Kraig Arenz, Sr., Cemetery Board Chairperson

From: Kamron Nash, P.E., Village Public Works Director

Date: February 27, 2024

Re: Ownership of Lot 626, Grave 7 and Burial of Infant Cremains without Owner Permission

PURPOSE:

To provide background information regarding a burial of cremains on a gravesite without the permission of the owner that occurred in 2023, and to present a request by the family of James Cantwell, deceased, as resolution to the unauthorized burial.

BACKGROUND:

Grave Ownership & Burials

- Lot 626, Grave 7 was purchased in December of 2014, and the owner of the deed was listed as Lance Cantwell at the time of purchase.
- James Cantwell was buried in the gravesite in December of 2014. James is the father of Lance Cantwell.
- Ashley Maldonado, a daughter of James Cantwell (deceased), contacted Jared to make arrangements for her deceased infant's cremains to be placed on top of her father on the grave site. The cremains were buried in January of 2022. No contact was made to the owner of the grave site, Lance Cantwell, to determine if he had given permission for this burial before it was completed.

Family Concerns & 2/27/24 Meeting Summary

In 2023, Marie Cantwell and Valerie St. George discovered that their sister's infant had been buried in the grave owned by their brother, Lance. They were previously unaware that this had occurred, and they claim that their brother, Lance Cantwell (owner of the grave site), was also unaware. Marie, Valerie, and another of their sisters contacted Jared Beauchamp, Cemetery Sexton, to determine how a burial had occurred without the permission of the owner and any discussion with the family. At that time, the family expressed concerns about the burial but did not request any action by the Village or the Cemetery Board.

In March of 2023, Village staff brought this issue to the attention of the Cemetery Board along with a proposed policy and procedure for receiving permission by living and deceased owners for burials on their cemetery lots or their columbarium niches. This policy was brought forward to address similar situations that may arise in the future, and the policy and procedures were approved by the Cemetery Board at the May 2023 meeting.

In February of 2024, Marie and Valerie reached back out to the Village to set up a meeting to discuss how the situation can be resolved. A meeting was held on February 27th with Marie, Valerie, Jared, and Kamron. Valerie and Marie made the following statements/claims:

- The grave site was placed in Lance Cantwell's name, although he did not financially contribute towards its purchase. The previous Sexton, Bill Miller, told the siblings that Lance was the only person who could be listed as an owner in order for the grave to be purchased at the Summit resident fee since he was the only person who resided in Summit. The other four siblings shared the cost of the purchase. Lance has not been in contact with the Village at all through this process.
- There have been some relationship issues between the siblings, and there have been periods of time when they were not speaking to members of their family for various reasons, including both Lance and Ashley. At this time, Marie is speaking to both her sister, Ashley, and her brother, Lance.
 - Marie reported that Lance is willing to support the decision that the family (Marie and Valerie) makes to find a resolution to this issue.
 - Ashley does not wish to move the cremains of her deceased infant or the headstone from its current location.
 - Neither Marie or Valerie believe that it would be right to move the cremains of the infant.
- Ashley's four siblings all believe that they have been wronged and lost their share/ability to make decisions regarding the grave site.
 - Jared had previously offered to make an exception in this circumstance to allow for a second cremains to be buried on the grave site if it were allowed, but Marie expressed concern that this is unlawful practice. She also indicated that this offer still did not resolve the issue of the large headstone that was placed on the gravesite for the deceased infant, nor does it right the wrong that she and the other siblings feel.

Request to Resolve

Marie and Valerie are requesting that two additional grave sites are provided at no cost to the four remaining siblings so that they each have a site where they may authorize a burial (or be buried themselves). They believe that this will provide resolution to the remaining four siblings, while leaving the existing grave as is.

- Marie and Valerie were informed that Lance Cantwell has to make this request since he was the owner at the time the burial was completed, and he had the sole ability as the owner to approve burials of anyone other than himself or his spouse.
- There are currently open graves near the subject grave site in an adjacent lot that abuts the fence line (same general location).

ATTACHMENTS: Copy of Cemetery Deed and Burial Record Card for Lot 626, Grave 7

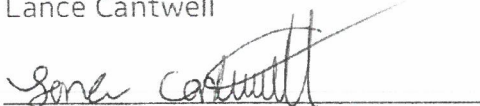
FISCAL IMPACT: To be determined, based on direction from the Cemetery Board.

COPY

03/28/2024

To Whom It May Concern, I, Lance Cantwell, would first like to start by asking in writing that the ownership of my father's plot be changed. Instead of ownership only being in my name, I would also like it to include Valorie St. George, Marie Cantwell, and Bridget Laughlin. I have been working with my sisters to come up with a solution that will make all 4 of us feel rectified for the mistake made on our father's plot. Originally Valorie and Marie came up with the idea of getting 2 plots at no cost so that each of us would own a half of plot however given the fact that the mistake made by the cemetery has already caused a lot of undue stress on our family. We don't want to put ourselves in a position that could cause any more undue stress on our family in the future. So we had a family meeting a few hours after Valorie and Marie met with you in person. We came up with a solution that all 4 of us would feel much more comfortable with. Rather than getting 2 plots at no cost, we figured if we could get 4 plots, one for each of us, that we would each pay half of the original cost that we paid for my father's plot. Attached is a copy of the \$800 check showing what we paid for my father's plot. So basically each one of us would pay \$400 for our plot. So for all 4 plots we would be paying \$1600 and the other \$1600 would be waived to rectify the mistake made by your cemetery. We believe this proposal is fair and achieves a mutually agreeable resolution.

Thank you,
Lance Cantwell


4-4-24

REC'D APR 04 2024

Kamron Nash

From: Kamron Nash
Sent: Friday, April 12, 2024 2:58 PM
To: Marie Cantwell
Cc: Kraig Arenz; Summit DPW
Subject: RE: Cantwell Grave 7, Lot 626

Hi, Marie.

We'll look into the requirements and steps that need to be taken and consult with our legal team, if this is the route that the lot owner wishes to pursue. Please note that I have been advised that any future action that Cemetery staff takes with regard to this situation will be based on direct communication with the lot owner, Lance Cantwell.

Regards,

Kamron E. Nash, P.E.
Public Works Director
Village of Summit
37100 Delafield Road | Summit, WI 53066
262-567-2757 main | pwdirector@summitvillage.org
<https://summitvillage.org/>
Pronouns: she/her/hers



From: Marie Cantwell
Sent: Thursday, April 11, 2024 12:26 PM
To: Kamron Nash <pwdirector@summitvillage.org>
Subject: Re: Cantwell Grave 7, Lot 626

Hello Kamron,

Could you please go through all the steps you guys will have to take to move the remains off of my father's plot if we decide to go that route?

Thank you
Marie Cantwell

On Thu, Apr 11, 2024, 9:50 AM Kamron Nash <pwdirector@summitvillage.org> wrote:

Good morning, Marie.

I am in receipt of a letter that was dropped off at Village Hall on April 4th. The letter indicates that Lance would like to make a change in ownership of the lot, and we are happy to initiate this process. We ask that Lance brings the deed in person for the lot in to Village Hall. Once this occurs, an invoice documenting the transfer and a new deed will be created. Note that there typically is a \$50 transfer fee, but we will waive this fee due to the circumstances. To clarify, the Cemetery still needs to be dealing directly with Lance to resolve the issue at hand since he was the sole owner of the lot at the time that the cremains burial was completed. A change in ownership will not authorize any new owners to make any claims or decisions related to open claims for events that occurred before they obtained ownership.

I have consulted with the Cemetery Board Chair regarding the other request in the letter, which is for the Cemetery to agree to offer four lots at a cost of \$400 each (half the \$800 cost originally paid for Grave 7, Lot 626) for Lance and three of his sisters. After consideration of the request, the Chair has indicated that he believes that it would be reasonable to offer one additional grave near your father's grave at no cost. The rationale behind this offer is that the owner of the existing grave lost the ability to bury one additional cremains on the site, and one additional grave site would correct this. Once your family has considered this offer, Lance will be required to reach out to us directly to accept or decline. There was no contact information for Lance in the letter we received, and my understanding is that someone other than Lance delivered the letter to our administrative office.

If you have any questions, please let me know.

Thank you,

Kamron

From: Kamron Nash
Sent: Wednesday, February 28, 2024 8:49 AM
To:
Cc: Summit DPW <dpw@summitvillage.org>
Subject: Cantwell Grave 7, Lot 626

Good morning, Marie.

It was a pleasure meeting you and Valerie yesterday morning. I am following up on our conversation regarding Grave 7, Lot 626.

I was able to speak to the Cemetery Board Chair yesterday afternoon, and he clarified a few points on the proper process to handle this situation. To make a claim/request to the Cemetery regarding the burial of your sister's deceased infant's cremains without the gravesite owner's permission, the legal owner of the site at the time that the burial occurred must initiate. Since Lance Cantwell is the only owner listed on the deed, he is the legal owner. At our meeting, you had stated that Lance would be willing to support any decision that you and Valerie determined to be adequate to resolve this issue, which should help expedite the process. Lance will have to provide us with a written request to the Cemetery as the grave site owner. It may be helpful for you to have him contact me directly to discuss this more in depth.

If you have any questions, please do not hesitate to contact me.

Regards,

Kamron E. Nash, P.E.

Public Works Director

Village of Summit

37100 Delafield Road | Summit, WI 53066

262-567-2757 main | pwdirector@summitvillage.org

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SUMMIT CEMETERY - RULES AND REGULATIONS

1. No lots sold without perpetual care.
2. Lots are to be sold only to residents or property owners of the Village of Summit. No lot owner in Summit Cemetery shall transfer a lot or part of lot to any person not entitled to purchase a lot in said cemetery, and such transfer shall be approved by the Village Board.
3. If an owner wishes to sell or transfer a lot, or a part of a lot, to another resident or property owner of the Village of Summit, and approval is given by the Village Board the seller shall pay to the Village of Summit a sum of \$50.00 for administrative costs of such transfer.
4. Only the Village Board shall have the right to decide when and whether a citizen may acquire more than one lot in the cemetery.
5. If a lot has been sold without perpetual care clause and charge, the buyer is obligated to pay \$2.00 per year for such care for each full lot consisting of eight (8) graves, and \$1.00 per year for each half lot consisting of four (4) graves.
6. If an owner or a lot has purchased same without perpetual care, and shall neglect or refuse, after due notice, to pay the annual fee of \$2.00 for a full lot and \$1.00 for a half lot for two consecutive years, said owner shall forfeit the right of burial in said lot until all charges are paid. Any lot owner who shall neglect or refuse after due notice to pay annual fees for care for a period of five (5) years shall forfeit title to unoccupied parts of said lot to the Village of Summit and said parts may be sold.
7. If a lot is sold and full payment is not made for such lot within five years, the unused portion of the lot shall revert to the Village of Summit, after proper notice, who shall have the right to sell the unused portion.
8. In the Pabst Addition and all that part directly north of said addition, all markers must be flush with the ground, and may be either of granite or bronze. All markers shall have an extension of base of white cement around said marker of at least four (4) inches to aid in the care of said lot.
9. In all other parts of the cemetery all markers shall have an extension of base of white cement around said marker or monument of at least four (4) inches to aid in the care of said lot.
10. Trees or shrubs may be planted only with permission of the sexton, and he may limit the number.
11. The Village Board, Superintendent, Sexton and Caretaker shall have constable powers to enforce all rules and regulations of Summit Cemetery.
12. All graves are to be marked with a permanent marker within one year after burial.

CEMETERY DEED

LOT 626
Grave 7

Lance Cantwell

STATE OF WISCONSIN
VILLAGE OF SUMMIT, }
WAUKESHA COUNTY. }

Received for Record the 5th day
of December, 2014 at 10:45 am
and recorded in Volume E of
Deeds, page 131.

William Miller

William Miller, Cemetery Sexton

COPY

COPY

Know All Men By These Presents

That the Village of Summit in the County of Waukesha, and the State of Wisconsin, in consideration of **Eight Hundred Dollars** To said Village paid by **Lance Cantwell** of 34931 Elm Street Oconomowoc WI 53066 , the receipt whereof is hereby acknowledged, doth hereby sell and convey unto the said

Lance Cantwell

all of that lot of ground situate, lying and being in the Summit Cemetery of said of Village of Summit, known and designated on the map of said cemetery filed in the office of the Village Clerk of said Village by the number **Lot 626 Grave 7** together with the appurtenance there unto belonging, or in anywise appertaining.

To have and to hold the same unto the said **Lance Cantwell** and **his** heirs forever, subject to the following conditions and restrictions, namely: That this conveyance is limited to be expressly for burial purposes and no other, and subject to the by-laws, rules and regulations of said cemetery under the control of the Board of Supervisors of said Village of Summit, which are listed on the back of this deed. The buyer, by acceptance of this deed, agrees to adhere to such rules and regulations.

~~In Witness Whereof~~, the said Village of Summit has caused these presents to be subscribed by the Chairman, and to be attested by the Treasurer/Deputy Clerk thereof, this 5th of December 2014.

Signed, Sealed and Delivered in Presence of

William Mills Sexton

Kraig J. Aray Sr. Chairman

ATTEST: Bene Larson Village Treasurer/Deputy Clerk

COPY

BURIAL RECORD

GRAVE NO.	NAME OF DECEASED	PLACE OF DEATH	DATE OF BURIAL	UNDERTAKER	PERMIT NO.
7	James Cantwell	Morland, W. Va.	12/12/14	Yagenkopf	
7	BABY MALDONADO ↳ grand daughter of James Cantwell		1/31/22	CREMATINS ON TOP	
REMARKS					
OWNER				LOT	BLOCK SECTION

COPY

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CEMETERY DEED

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LOT 626
Grave 7

Lance Cantwell

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VILLAGE OF SUMMIT, }
WAUKESHA COUNTY. }

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Signed, Sealed and Delivered in Presence of

William Mills Sexton

Kraig J. Aray Sr. Chairman

ATTEST: Beverly Pearson Village Treasurer/Deputy Clerk

OWNER <i>Cantwell, Lance</i>		DEED	CONTRACT	GRAVES <i>7</i>	SQ. FEET	LOT <i>626</i>	BLOCK <i>1</i>	SECTION
ADDRESS								
CHANGE <i>34931 Elm Street</i>								
<i>Oconomowoc WI 53066</i>								
CONTRACT NO.	DEED	PRICE <i>800.00</i>						
MONUMENT		COMPANY						
PLANTINGS								
OWNER	TRANSFER TO							

COPY

BURIAL RECORD

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COPY						
REMARKS						
OWNER				LOT	BLOCK	SECTION