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

MINUTES

Village Board - Village of Summit

February 8, 2024

CALL TO ORDER

Chairperson Riley called to order the Village of Summit Board meeting at 6:30 p.m. on Thursday, February 8, 2024 at Summit Village Hall, 37100 Delafield Road, Summit, WI.

ROLL CALL AND CONFIRM POSTING

Administrator Michael took roll call and confirmed that the meeting was noticed to the local media as required and requested and posted on the Village posting board and website. Trustees present were: Kraig Arenz, Sr., Jim Petronovich, Jeff Lee and Justin Phillips. Also, present were: President Jack Riley, Public Works Director Kamron Nash, and Police Chief Mike Hartert and Administrator-Clerk/Treasurer Debbie Michael.

President Riley stated there is severe weather in our area and gave direction in the instance that we'd need to move to a safe place.

PUBLIC COMMENT

Matt Thompson, W300N7561 Thomas Drive, Town of Oconomowoc

Kodie Arenz, 38751 Delafield Road, Summit – thanked the board for taking the time in the past few months to talk about the ATV/UTV topic.

Matthew Weil, Village Oconomowoc Lake resident and County Supervisor District 2, changes proposed over by Hogg Alley, is of interest because of county road and lake country trail. Good work towards solutions. ATV/UTV project, long standing and attended open house here and in Town of Oconomowoc, intends to meet with the State Senator Jon Jagler next week to discuss that topic, Summit and Jefferson County. On front lines with people interested in this at Waukesha County. Announced he's running for re-election in April, 9-year resident, served as HHS committee, spent time delving into county finances and shared revenues. Public Safety is his 2nd biggest concern, practicing attorney.

Brian Udovich, 1551 Waterville Road - works for Jefferson County Highway Department, they recently passed an ATV/UTV Ordinance. The Village's 2045 Comp plan was developed and Chapter 4 is the Transportation element. Section 4.4.3 titled "Review of Rustic Road Designation Opportunities" references two segments within the Village: portions of Valley Road and Mill Road, and Waterville Road and there are additional roads that may meet the qualifications of rustic roads. Benefits of rustic roads are minimizing traffic impacts by restricting speed limits and discouraging thoroughfare use, providing additional protections to natural areas, and providing safer facilities

for bicycle and pedestrian activities. This proposal looks like all roads are looking to be considered but Mr. Udovich is asking the board to think further about the designation of rustic roads.

Mary Spencer, 620 S Wayfare Trail, Summit – in favor of ATV/UTV.

Matt Wedig, 1220 S. Opengate Court - in support of the ATV/UTV. Hopes a vote will be taken tonight and can move forward with opening our roads.

Mike Nevins, 849 N. Point View Road – stated he has concerns with ATV usage and that there are more safety concerns here than being led to believe, lots of bicyclists, joggers, in line skiers especially on Waterville Road and it is designated as a rustic road. Residents like the quietness and accident issues are a concern. Would be interested in knowing counts for accidents with injuries, and questions if we will need more police presence. Comments have been made about it being an economic benefit but he doesn't see where that would be the case. Very concerned as to how this will be to the benefit of the residents that actually live in Summit and many of the people coming here to the meetings are from outside Summit.

Marc Spencer, 620 S Wayfare Trail, Summit - in favor of this matter (ATV/UTV).

John Niegelsen, 1161 S Opengate Court, Summit - in support of ATV/UTV, they often go out for lunch from Sullivan to Neosho and looking for access to leave Summit and go to the west where the county is open and can go where they want.

Lance Spranger, 35445 Opengate Court - in support of ATV/UTV road routes, saw the information on the safety, these are vehicles that are similar to cars and the interaction with the other road users. Asks for their support.

Mitch Groenier, 34910 Pabst Road – stated he is retired from the DNR and did lots of enforcement on ATV's. People are saying all these western counties are open. The total of 7 counties don't add up to Waukesha County. Anything East of Sawyer Road there can be no crossing. Of the fatalities in 2023; 15 of 17 were alcohol related. 11 on roadways 7 alcohol related. Gave 2 more years. Local Ordinances – when created adding things like licenses can only be enforced by Police Department. Time limits can be placed on the use on roads. Our roads here are really populated compared to the rest of the state.

Matt Thompson, President of ATV/UTV Club - stated he is happy to answer any questions. Working with several other local communities to

Brent Barg, 34621 Sugar Island Road - part of Panga buying group and very well aware of fire inspection and building inspection issues and have a plan of action to address those and they also aware of past due utility issue.

President Riley announced **EXECUTIVE SESSION**, pursuant to Sections 19.85(1)(c) Considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility – *Public Works Crew Employee*

CONSENT AGENDA - Items listed under the Consent Agenda are considered in one motion unless a Village Board Member requests that an item be removed from the Consent Agenda

- A. Minutes of January 11, 2024 regular meeting & January 29, 2024 special meeting
- B. January 2024 payables

- C. Appointment of Election Inspectors: Janice Griffin & Lisa Laborde
- D. Stormwater Maintenance Agreement for Whitestone Church to accommodate a parking lot expansion and future church addition on property located at 2517 N Dousman Road

MOTION: (Petronovich, Phillips) *to approve the consent agenda as presented.* Carried.

MOTION: (Arenz, Phillips) *to suspend the rules and consider Item 11.B.* Carried.

Discussion and action on an Ordinance regulating the use of All-Terrain and Utility Terrain Vehicles on Village Roads

Trustee Arenz reviewed the history including the previous open house and all the village roads that would be interior interceptors, county road access would be required otherwise most of the Village would be pocketed. December it was determined that we hold an open house and ran through a similar program, had someone from the State organization there. At end of that, Sarah took notes and asked anybody to send comments through the Village website.

Reimbursement for signage isn't in the ordinance but the group made us aware that they would fundraise to pay for the costs of those. If it was added back into the ordinance to make it clearer, that isn't an issue. But how the Town of Ixonia handled that was different. We could approve with conditions.

President Riley thinks what we need to do is keep this moving forward, return to staff for more extensive review and bring back. Only risk there is if there is not support to go forward.

MOTION: (Arenz, Phillips) *to direct staff to review the ordinance.*

Trustee Petronovich stated he has issues with the safety concerns, when you start mixing the UTVs, cars and pedestrians. Would like to know opinions of both Chiefs.

Trustee Phillips stated he was grateful for the comments. Heard that a person just wants to get from Summit to the other trails instead of trailering their equipment. Would be interested in the Chief's comments.

Chief Hartert stated when he reviewed the ordinance when it was presented, he amassed several ordinances and found some restrictions that had to do with noise, lighting and hours of operation and would suggest that we tighten up the ordinance a little more. Would like to have his head wrapped around this and make sure it includes those items of concern.

President Riley requested Chief bring back enforcement information.

Trustee Lee stated let's make sure it's right. Director Nash added that there is a lot more detail that can be put in.

Trustee Lee asked what are the roads that aren't accessible. Trustee Arenz responded the county roads over 35 mph and any multi-jurisdictional roads could not have access. Valley Road is a county road and even though it's 25 mph there are broken parts that are in the City of Oconomowoc. Next step would be to try to gain access on those. He sees this as a three-step process: village roads, excluded roads, county interceptor roads.

Carried.

PLANNING DEPARTMENT

Acknowledge summary of work and related planner hours to address a portion of the Zoning Code Text Amendment project related to Permitted and/or Conditional Uses

Administrator Michael stated that Planner Barrows prepared the proposal to indicate a rough timeline and scope of this work. Currently the plan is for her to accomplish this work during her normal office hours at the Village. If in the future that isn't workable, she will bring back a project proposal for consideration.

MOTION: (Arenz, Lee) *to acknowledge the summary of work and related planner hours to address a portion of the Zoning Ordinance Text Amendment Project related to Permitted and/or Conditional Uses.* Carried.

Acknowledge open house for a presentation on a proposal to vacate a portion of Venice Beach Road by Jeff, Stoll, representative of 2008 N. Venice Beach Road, LLC & 34311 Venice Beach Road, LLC, property owners located at 2008 N. Venice Beach Road (SUMT0669031001) & 34311 Venice Beach Road (SUMT0669056)

Public Works Director Nash provided an update on how the open house went.

PUBLIC WORKS DEPARTMENT

Monthly Administrative Report

Public Works Director Nash reviewed the monthly report.

POLICE DEPARTMENT

Monthly Report

Chief Hartert reviewed the monthly report.

Discussion and action on Lake Country Municipal Court Ordinance in regards to establishing a Municipal Court

MOTION: (Arenz, Lee) *to repeal Ordinance 101-2021 and its Successor Agreement and replace it with Ordinance 124-2024 and the revised Successor Agreement in regards to Establishing a Municipal Court.* Carried.

Discussion and action on acceptance of \$2,500 donation to be used towards new Taser purchases

MOTION: (Lee, Phillips) *to approve the designation of \$2,500 in donated funds from Tom and Cathy Hebert for new Taser purchases.* Carried.

Discussion and action on acceptance of \$700 and designation to the Community Outreach Fund

MOTION: (Lee, Phillips) *to approve the designation of \$700 from ORBIS for Community Outreach and future training.* Carried.

Discussion and action on acceptance of donated artwork to be displayed at the Summit Police Department

MOTION: (Arenz, Lee) to *allow acceptance of the donated art to be displayed at the police department.* Carried.

WESTERN LAKES FIRE DISTRICT

Monthly Report

Chief Bowen reviewed the monthly report.

VILLAGE BOARD

Discussion and action on Class “B” Beer and “Class B” Liquor License for Nemahbin Lake Partners LLC, dba Panga Bar & Grill, 34422 Delafield Road, Agent Daniel Della

Administrator Michael provided an update and requested that no action be taken on this item at this time.

Discussion and action on Yard & Wood Waste Processing Contract with Johnson’s Nursery, LLC

MOTION: (Lee, Arenz) to *approve the Yard & Wood Waste Processing Contract with Johnson’s Nursery, LLC for a term of February 1, 2024 to December 28, 2028.* Carried.

Discussion and action to set items for March 14, 2024 regular Village Board meeting

Strategic Plan meeting: March 7: Park Master Plan, review of solid waste options. March regular meeting: ATV/UTV staff reports.

MOTION: (Lee, Arenz) to *go into EXECUTIVE SESSION, pursuant to Sections 19.85(1)(c) Considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility – Public Works Crew Employee*

ROLL CALL VOTE: Trustee Jim Petronovich – aye, Trustee Justin Phillips – aye, Trustee Jeff Lee – aye, Trustee Kraig Arenz, Sr. – aye, President Jack Riley – aye. Carried.

ADJOURN VILLAGE BOARD MEETING

MOTION: (Phillips, Lee) to *adjourn at 8:10 p.m.* Carried.

Respectfully Submitted,

Debra J. Michael, WCMC
Village Administrator-Clerk/Treasurer

Next Regular Meeting: March 14, 2024