

**APPROVED PUBLIC HEARING COOPERATIVE BORDER
AGREEMENT MINUTES
VERNON TOWN BOARD OF SUPERVISORS AND
MUKWONAGO TOWN BOARD OF SUPERVISORS
Wednesday November 13, 2019
at 6:30 p.m. in the Town of Vernon**

1-3. CALL TOWN BOARD TO ORDER, PLEDGE TO THE FLAG, MOMENT OF SILENCE, ROLL CALL, OPEN MEETING LAW COMPLIANCE:

Chairman Carl Fortner called the Vernon Town Board to order at 6:30 pm with the Pledge of Allegiance and a moment of silence. Chairman Carl Fortner called for a roll call. Present at the Town Board meeting were: Chairman Carl Fortner, Supervisors Jeff Millies, Gary Wilde, Fred Michalek and Laureen Dashek. Town of Mukwonago called for a roll call. Present at the meeting were: Town of Mukwonago Supervisors Richard Wrasman, Gail Yerke and Lyle Boucher. Town of Vernon Chairman Carl Fortner asked Clerk/Treasurer Karen Schuh to verify that the agenda was properly noticed, which Clerk/Treasurer Karen Schuh verified that meeting notices were properly given and posted at the Town Hall inside and outside, to the media, and as a courtesy to other entities in the Town of Vernon and on the Town of Vernon website. The Clerk/Treasurer stated that this meeting complies to the Open Meetings Law requirement.

Administrator/Clerk/Treasurer Kathy Karalewitz asked for a motion for the Town of Mukwonago Board to appoint a Chairman for tonight's meeting. Motion: Richard Wrasman moved to appoint Lyle Boucher as the acting Chairman. Motion was seconded by Supervisor Gail Yerke. Motion carried by unanimous voice vote. Acting Chairman Lyle Boucher called the Town of Mukwonago Board to order.

4. NOTICE READ INTO RECORD

Chairman Carl Fortner read the following notice into the record:

Please take notice that the Town Board of the Town of Mukwonago and the Town Board of the Town of Vernon will conduct a Public Hearing on November 13, 2019 beginning at 6:30 p.m. at the Town of Vernon Town Hall, W249 S8910 Center Drive, Big Bend, Wisconsin, for the purpose of receiving public comment regarding a proposed Cooperative Plan between the Town of Mukwonago and Town of Vernon, enacted pursuant to Section 66.0307, Wis. Stats., which the Cooperative Plan is proposed to be submitted to the Department of Administration for review and approval. The Notice was published on October 23, October 30, and November 6, 2019 in the Waukesha NOW newspaper. The agenda was posted and distributed to all news media requesting notification in accordance with the open meeting laws and posted on October 18, 2019, inside and outside the Vernon Town Hall.

5. OPEN PUBLIC HEARING

Chairman Carl Fortner opened the Public Hearing at 6:35 pm.

6. Details of the Cooperative Plan between the Town of Mukwonago and Town of Vernon

Chairman Carl Fortner asked the Town Attorney to discuss the details of the cooperative plan between the Town of Mukwonago and the Town of Vernon. Town Attorney John Macy discussed the details of the cooperative plan between the Town of Mukwonago and the Town of Vernon.

Town of Mukwonago Supervisor Lyle Boucher discussed parts of the proposed border agreement that needed to be changed.

- a. Public Comments - Chairman Carl Fortner asked for comments related to the proposed border agreement.

Jim Pepper - S66 W25070 Skyline Ave: The current Border as it exists today has no variance. That being the case, it sounds good for both communities. Commented that there doesn't seem to be any negative cost to the Town of Vernon residents or Mukwonago.

Gilbert Yerke - S79 W28989 Frog Alley: Not against the border agreement. Questioned the current agreement with the Village of Mukwonago behind Hidden Lakes with some areas being surrounded by the

Town of Vernon. I can see an issue with the properties behind Hidden Lakes. The two communities fighting over the property.

Attorney John Macy: The Town of Mukwonago and the Village of Mukwonago has a Border Agreement not a Cooperative Boundary Agreement, that is under a different law. Those are still in place and still honored. The other interesting thing with this Incorporation is you can have islands, the other Incorporation does not allow islands. Keep the boundaries the way they are.

Randy Gross - W246 S6890 Maple Hill Drive: Questioned the location of where the new fire station would be if the Town creates a Town's Sanitary District in the proposed location. There is no guarantee.

Attorney John Macy: There is no detailed negotiation with the developer but has an interest in it. The developer would work with the town. The Fire Station would not be there forever. If it was a Work Force Development residential development, the developer stated he would use the Fire Station as his rec building.

Chairman Carl Fortner: The Board and Commission talked about using other Town land. The potential sewer service would be with the Village of Big Bend and that is why the Town selected the Sanitary District to be located at the Vernon Fire Station #1.

Merl Wagner - W265 S8000 Somerset Lane: Questioned section 4A, 4B, and 4C and Section 8 of the Border Agreement. There would be change to the border.

Attorney John Macy: It is a Statutory requirement comment and we can change the wording. We can modify the wording if it is problematic. It is following the State Statute we must reference that no money will change hands. We could add the word because, "no adjustment because no future transfer of land".

Chairman Carl Fortner: asked for any additional comments. There were none and Chairman Carl Fortner closed the public hearing at 6:54 pm.

Review of Timeline for Cooperative Plan

Chairman Carl Fortner asked the Town Attorney to discuss and give a review of the timeline for the Cooperative

Plan. Attorney John Macy discussed the review of a timeline for the Cooperative Plan.

*Clerk/Treasurers Note: The audio is available on the Town of Vernon website and can be viewed on YouTube.

ADJOURNMENT

MOTION: Supervisor Fred Michalek moved to adjourn at 6:55 pm. Seconded by Supervisor Laureen Dashek. Motion carried by unanimous voice vote

Respectfully Submitted,

Karen L. Schuh

Karen L. Schuh, Clerk/Treasurer
Town of Vernon

APPROVED:

Carl Fortner

Carl Fortner, Chairman Town of Vernon