

**MINUTES**

**SOUTHEASTERN WISCONSIN REGIONAL PLANNING COMMISSION**

**QUARTERLY MEETING**

Milwaukee Public Museum  
800 West Wells Street  
Garden Gallery Conference Center– Ground Floor  
Milwaukee, Wisconsin  
(414) 278-2710

December 7, 2005

3:00 p.m.

Present:

Excused:

Commissioners:

Thomas H. Buestrin, Chairman  
William R. Drew, Vice-Chairman  
Anthony F. Balestrieri  
Robert A. Brooks  
Lee Holloway  
Leonard R. Johnson  
Kenneth F. Miller  
Allen L. Morrison  
James E. Moyer  
Daniel S. Schmidt  
Linda J. Seemeyer  
David L. Stroik  
Paul G. Vrakas  
Gustav W. Wirth, Jr.

Leon T. Dreger  
Adelene Greene  
Richard A. Hansen  
Kenneth C. Herro  
Gregory L. Holden  
Michael J. Miklasevich  
Anselmo Villarreal

Absent:

Staff:

Philip C. Evenson  
Loretta Watson

Executive Director  
Executive Secretary

Guests:

Daniel M. Finley

President and CEO, Milwaukee Public Museum

## **ROLL CALL AND WELCOME**

Chairman Buestrin called the 211<sup>th</sup> meeting of the Commission to order at 3:05 p.m. Roll call was taken and a quorum declared present. Mr. Evenson indicated for the record that Commissioners Dreger, Greene, Hansen, Herro, Holden, Miklasevich, and Villarreal had asked to be excused.

## **WELCOME**

Chairman Buestrin introduced Mr. Daniel M. Finley, President and CEO, Milwaukee Public Museum. Mr. Finley welcomed the Commission to the Milwaukee Public Museum, indicating that he was very proud to be the new President of one of the great institutions of the State of Wisconsin. Referring to the difficult financial situation that the Museum is now in, he indicated that, in his opinion, the financial problems stem not from the public-private partnership model put in place a number of years ago by Milwaukee County, but rather may be attributed to individuals who badly served this iconic institution. He indicated that the Museum management is being restructured to ensure that financial mismanagement never again occurs, and that he and the Board of Directors are poised to move forward with aggressive fundraising efforts that will return the Milwaukee Public Museum to greatness. It will, he said, probably take four to five years to rectify the financial situation at the Museum and to achieve fiscal stability. He indicated that Milwaukee County government has responded in a very helpful and responsible manner to the situation, and that the County officials are to be commended for their willingness to stand behind the institution.

Mr. Finley went on to comment that while most of the financial problems at the Museum were the result of poor management and not enough oversight, it was his opinion that many, if not all, of the greater Milwaukee area's cultural institutions are facing very challenging financial situations. Yet, the largest and most important of the area's cultural institutions, including besides the Museum, the Milwaukee Symphony, the Milwaukee Art Museum, the War Memorial Center, the Mitchell Park Domes, and the Boerner Visitor Center, among others, throughout the seven-county Region, are critically important to the quality of life in the Region and to economic development efforts in the 21<sup>st</sup> Century. It may be, he said, that the Commission would be called upon to help address this looming problem as public understanding grows over the years of the need to find a fair and equitable way to publicly support these major institutions. It will be difficult, he noted, for any elected local official to support some sort of areawide cultural district with a new tax. On the other hand, he noted, there are many good reasons why we don't want to lose our treasured cultural institutions.

Mr. Finley then engaged the members of the Commission in a discussion of this emerging regional issue. During that discussion, Ms. Seemeyer noted that the Denver area has a regional approach to funding cultural institutions, but that such funding must be approved by the electorate in a referendum every five years. Mr. Drew noted that it would be important to develop a broad base of public understanding of the benefits of these cultural institutions, particularly in economic development terms. Without such broad public understanding there will be little or no support for public funding. Mr. Evenson noted that with respect to the major regional cultural institutions such as the Milwaukee Public Museum, there already is public funding support in place. However, that burden falls unfairly on Milwaukee County alone. At the close of the discussion, Mr. Finley noted that it was his understanding that the Greater Milwaukee Committee was beginning to examine this issue and that the Commission might be in a position to aid and participate in that effort.

Chairman Buestrin thanked Mr. Finley for his remarks and wished him and others at the Milwaukee Public Museum well in the years ahead.

## **APPROVAL OF MINUTES OF SEPTEMBER 14, 2005, MEETING**

On a motion by Mr. Wirth, seconded by Mr. Drew, and carried unanimously, the minutes of the Quarterly Meeting of September 14, 2005, were approved as published.

## **TREASURER'S REPORT**

Noting that Commissioner Hansen was unable to attend the meeting, Chairman Buestrin asked Mr. Evenson to present the Treasurer's Report. Mr. Evenson noted that a copy of the report had been provided to all Commissioners for review at the meeting. In commenting on the report, he called attention to the following items:

1. Based upon disbursements through October 30, 2005, it is projected that total disbursements for the year will approximate \$8.37 million. Revenues are projected at \$8.63 million.
2. The total amount of funds held by the Commission in the various operating, liability, and reserve accounts approximates \$3.51 million. The various accounts are identified on the second page of the report.
3. As of October 30, 2005, the Commission had in investments and cash on hand about \$4.50 million. About \$3.37 million are invested in the State of Wisconsin Local Government Pooled Investment Fund. As of October 30, 2005, that fund was yielding 3.68 percent interest. Other funds are held in savings and checking accounts at the Johnson Bank and in certificates of deposits at several banks throughout the Region. Of the available \$4.50 million, about \$1.0 million represents funds provided to the Commission in advance of expenditures. In addition, another \$1.0 million was placed with the trustee for the Rockwood Drive Building bonds shortly after the October 30, 2005, deadline for the Treasurer's Report.

There being no discussion, on a motion by Mr. Morrison, seconded by Mr. Miller, and carried unanimously, the Treasurer's Report for the period ending October 30, 2005, was approved (copy attached to Official Minutes).

## **STANDING COMMITTEE REPORTS**

### **Planning and Research Committee**

Noting that the Planning and Research Committee had met once since the Commission Quarterly meeting on September 14, 2005, Committee Chairman Schmidt reported the following items:

On November 22, 2005, the Committee took the following actions:

1. Reviewed and acted to recommend to the Commission for adoption a series of amendments to the regional water quality management plan pertaining to planned sanitary sewer service areas throughout the Region. These areas affect the Cities of Hartford and Pewaukee; the Villages of Caledonia, Darien, Dousman, Kewaskum, Menomonee Falls, Twin Lakes, and Union Grove; and the Towns of Bristol and Somers. The amendments that affect Bristol, Caledonia, Darien, Dousman, Kewaskum, Menomonee Falls, Twin Lakes, and Union Grove may be characterized as relatively minor in nature, seeking to add developable lands to the pool of such lands available for sewered development. The amendment for Somers is more major in nature, reflecting as it does a long sought after agreement between the Town of Somers and the City of Kenosha that addresses not only sanitary sewer and water supply services, but future municipal boundaries as well. The amendment for Pewaukee

involves an unusual adjustment to primary environmental corridor lands, whereby 0.7 acre of existing corridor will be disturbed to accommodate a proposed school, with mitigation being provided by the creation over time of 1.6 acres of corridor lands on an adjacent site. In addition to being minor in nature, the amendment for Menomonee Falls involves the provision of both Lake Michigan-based water supply and Milwaukee Metropolitan Sewerage District-based sanitary sewer service to five proposed residential lots that lie west of the subcontinental divide that traverses the Region. This minor amendment is consistent with the spirit and intent of the pending Great Lakes Diversion Agreement to be considered by the Great Lakes Governors and Canadian Premiers at a meeting in Milwaukee next week. Action on all of these sewer service plan amendments is scheduled later in this meeting.

2. Reviewed and returned to staff for further consideration a proposal by the Village of Genoa City to amend its sanitary sewer service area. The referral follows public hearing testimony on the part of the neighboring Pell Lake Sanitary District that raised a question as to whether or not the Pell Lake District might be in a better position to provide sewer service to the area concerned. The staff will work with the Village of Genoa City and the Pell Lake Sanitary District to address this issue.
3. Reviewed and approved for publication Chapter 7 of SEWRPC Planning Report No. 48, **A Regional Land Use Plan for Southeastern Wisconsin: 2035**. This chapter sets forth a set of implementation recommendations attendant to the forthcoming new regional land use plan.
4. Reviewed and approved for publication Chapters 1 and 2 of SEWRPC Planning Report No. 52, **A Regional Water Supply Plan for Southeastern Wisconsin**. These chapters present introductory material and a description of the study area as background for the new water supply plan.
5. Reviewed and acted to recommend to the Commission for approval the Commission's proposed 2006 Overall Work Program. That program will be considered for adoption by the Commission later in this meeting and was found by the Committee to be consistent with the Commission's adopted 2006 budget.

There being no questions or comments, on a motion by Mr. Vrakas, seconded by Mr. Brooks, and carried unanimously, the Planning and Research Committee report was approved.

#### **Administrative Committee**

Noting that the Administrative Committee had met three times since the Commission Quarterly meeting on September 14, 2005, Committee Chairman Vrakas reported the following items:

On September 29, 2005, the Committee took the following actions:

1. Reviewed and approved the Commission disbursements for three financial reporting periods: Year 2005 Nos. 17, 18, and 19, extending over the period August 8, 2005, to September 18, 2005.
2. Reviewed the Statement of Projected Revenues and Expenditures for the financial reporting period ending September 18, 2005. With nearly three-fourths of the year completed, the projections indicated a year end surplus of about \$109,000.
3. Approved a staff proposal to replace this year one of the two field trucks used in support of the Commission's county surveyor work program.

- 5 -  
(Quarterly Meeting)  
December 7, 2005

On October 27, 2005, the Committee took the following actions:

1. Reviewed and approved the Commission disbursements for two financial reporting periods: Year 2005 Nos. 20 and 21, extending over the period September 19, 2005, to October 16, 2005.
2. Reviewed the Statement of Projected Revenues and Expenditures for the financial reporting period ending October 16, 2005. With about 80 percent of the year completed, the projections indicated a year end surplus of about \$120,000.
3. Received a report on a meeting held with JP Morgan, the trustee for the Rockwood Drive Building bonds. That meeting was preparatory for beginning the process of placing funds with the trustee to be used in 2011 to redeem the then remaining bonds on the building.
4. Received a report from Commission staff that a Commission survey crew vehicle was broken into and certain surveying equipment stolen. The theft occurred in the City of Milwaukee. The Commission Chairman expressed to the Milwaukee Police Chief the Commission's disappointment on the extraordinary length of time it took for the Milwaukee Police Department to respond to the staff's telephone call at 10:30 a.m. relative to the theft. A Milwaukee police officer did not arrive at the scene until 3:15 p.m. The major item lost in the theft was a surveyor's instrument called a "total station" which has been replaced at a cost of about \$10,500. The Commission's insurance company will reimburse the Commission for about 80 percent of that amount after taking depreciation into account.
5. Received a report that Ewald Chevrolet of Oconomowoc was the low bidder on the purchase of a replacement truck for use in surveying operations. The new truck, a Chevrolet Silverado, is being acquired for about \$24,000. The truck replaces a 1998 vehicle.

On November 17, 2005, the Committee took the following actions:

1. Reviewed and approved the Commission disbursements for one financial reporting period: Year 2005 No. 22, extending over the period October 17, 2005, to October 30, 2005.
2. Reviewed the Statement of Projected Revenues and Expenditures for the financial reporting period ending October 30, 2005. With about 85 percent of the year completed, the projections indicated a year end surplus of about \$100,000, exclusive of any miscellaneous revenue and interest.
3. Received a report on employee enrollment in the 2006 group medical insurance program. A total of 60 Commission employees elected to obtain medical insurance coverage, paying at a minimum 18 percent of the premium cost. Ten Commission employees declined medical insurance coverage. While a few staff vacancies remain, the adopted 2006 budget of about \$743,000 for medical insurance premiums will be adequate.
4. Received a report that \$1,000,000 in Commission funds have been irrevocably placed with JP Morgan, the trustee for the Rockwood Drive Building bonds. These funds will be used to purchase U.S. Treasury Notes until March 2011 when the bonds outstanding at that time may be redeemed without penalty.
5. Received a report that negotiations continue with Medical Associates, Inc., relative to an extension of that firm's lease in the Rockwood Drive building. The present lease expires on March 31, 2006.

There being no questions or comments, on a motion by Mr. Johnson, seconded by Mr. Drew, and carried unanimously, the Administrative Committee report was approved.

### **Executive Committee**

Noting that the Executive Committee had met three times since the Commission Quarterly meeting on September 14, 2005, Chairman Buestrin reported the following items:

On September 29, 2005, the Committee took the following actions:

1. Received and approved a report from the Administrative Committee relative to its meeting that day.
2. Reviewed and approved four contracts for planning and related work. The details pertaining to these contracts are set forth in a table included with the agenda for this meeting.
3. Recommended approval of three applications for Federal grants or loans as being in conformance or not in conflict with the regional plans prepared by the Commission. The details pertaining to those applications are set forth in a table included with the agenda for this meeting.
4. Received a report that staff is negotiating a contract with hydrogeologists within the University of Wisconsin system to provide technical support for the regional water supply study.
5. Approved a staff proposal that the Commission enter into a sole-source agreement with the Boardman Law Firm in Madison to obtain the services of Ms. Lawrie J. Kobza, a water supply specialist who would undertake the legal research for the regional water supply study.
6. Approved a staff proposal to create a new Milwaukee County Jurisdictional Highway Planning Committee. That Committee would participate in the current update of the regional transportation system plan and potentially help prepare a new Milwaukee County Jurisdictional Highway System Plan over the next two years.
7. Received reports relative to a meeting held with the President of the Greater Milwaukee Committee relative to the initiative by that group and others to establish a regional economic development council, and a meeting held with the Chair of the Infrastructure Committee of the Metropolitan Milwaukee Association of Commerce relative to the recently begun advanced planning and environmental studies for the K-R-M commuter rail service proposal.

On October 27, 2005, the Committee took the following actions:

1. Received and approved a report from the Administrative Committee relative to its meeting that day.
2. Reviewed and approved two contracts for planning and related work. The details pertaining to these contracts are set forth in a table included with the agenda for this meeting.
3. Recommended approval of two applications for Federal grants or loans as being in conformance or not in conflict with the regional plans prepared by the Commission. The details pertaining to those applications are set forth in a table included with the agenda for this meeting.
4. Approved a staff proposal to amend the Commission's Public Records Access Policy and Fee Schedule, whereby a procedure is set forth to charge requesting parties the full cost of complying with any request exceeding \$50 as permitted by State law.

5. Received staff reports attendant to work program matters, including the completion of a new regional land use plan by a Commission advisory committee; the completion of applications for State funding of comprehensive planning partnership efforts for the Counties of Kenosha, Racine, and Walworth; and the results of a meeting with the Milwaukee Journal Sentinel Editorial Board and reporters relative to preliminary results from the Commission's update of the regional water quality management plan for the Milwaukee area watersheds.
6. Received a report that the Commission's legal counsel had completed all of the arrangements with RidgeView LLC, the Commission's neighbor to the north of the Rockwood Drive building, for the gift of about 0.4 acre of land to the Commission. This enlargement of the Commission's parcel will permit enlargement next year of the Commission's parking lot.
7. Received a report that the Commission's telecommunications planning staff is participating in the Southeastern Wisconsin Communications Resource/Support Group. Through that group, representatives from throughout the Region will focus on improving communications between law enforcement and emergency service agencies.

On November 17, 2005, the Committee took the following actions:

1. Received and approved a report from the Administrative Committee relative to its meeting that day.
2. Reviewed and approved two contracts for planning and related work. The details pertaining to those contracts are set forth in a table included with the agenda for this meeting.
3. Reviewed and commented on draft materials relative to a new Commission logo. The Commission is working with Mueller Communications, Inc., of Milwaukee to develop public informational materials. The Executive Committee agreed that it would be well to abandon the SEWRPC acronym, focusing on the letters RPC in the logo and promoting the use of "The Regional Planning Commission for Southeastern Wisconsin" in all materials.
4. Reviewed a letter from Commissioner Lee Holloway written in his capacity as Chairman of the Milwaukee County Board of Supervisors. Mr. Holloway's letter, a copy of which is at your place today, outlines the concerns expressed by some individual Milwaukee County Board Supervisors during that Board's recent consideration of the Commission's 2006 budget request. The staff is in the process of responding to Mr. Holloway's request for a report. In addition, on November 30<sup>th</sup>, the staff appeared before the Milwaukee County Committee on Transportation, Public Works and Transit, to brief that group on work being done in response to the Milwaukee County Board Resolution that the Commission address the potential creation of a regional transit authority.

Mr. Holloway briefly commented that the letter he sent to the Commission reflected a number of concerns on the part of several Milwaukee County Board members. It will be important, he said, to respond to those concerns through better and more frequent communications. He suggested that the Commission staff provide him with a draft report and then meet with him and his staff to discuss that report before it is distributed to the County Board. Following that comment, on a motion by Mr. Wirth seconded by Mr. Balestrieri, and carried unanimously, the Executive Committee report was approved.

#### **ADOPTION OF AMENDMENTS TO REGIONAL WATER QUALITY MANAGEMENT PLAN**

##### **Town of Bristol/Utility District No. 1 Sewer Service Area (Resolution No. 2005-17)**

Chairman Buestrin asked the Commission to consider Resolution No. 2005-17, noting that the Resolution would revise the Town of Bristol sewer service area. He asked Mr. Schmidt to present the resolution.

Mr. Schmidt noted that all Commissioners had received for review prior to the meeting a copy of Resolution No. 2005-17 documenting the proposed amendment. He recalled that the proposed amendment had been reviewed by the Planning and Research Committee at its meeting held on November 22, 2005, and was recommended for adoption by the Committee.

There being no questions or comments, on a motion by Mr. Schmidt, seconded by Mr. Stroik, and carried unanimously, Resolution No. 2005-17 was approved (copy of Resolution No. 2005-17) attached to Official Minutes).

**Village of Twin Lakes Sewer Service Area Plan** (Resolution No. 2005-18)

Chairman Buestrin asked the Commission to consider Resolution No. 2005-18, noting that the Resolution would revise the Village of Twin Lakes sewer service area plan. He asked Mr. Schmidt to present the resolution.

Mr. Schmidt noted that all Commissioners had received for review prior to the meeting a copy of Resolution No. 2005-18 documenting the proposed amendment. He recalled that the proposed amendment had been reviewed by the Planning and Research Committee at its meeting held on November 22, 2005, and was recommended for adoption by the Committee.

There being no questions or comments, on a motion by Mr. Schmidt, seconded by Mr. Balestrieri, and carried unanimously, Resolution No. 2005-18 was approved (copy of Resolution No. 2005-18 attached to Official Minutes).

**Town of Caledonia Sewer Service Area** (Resolution No. 2005-19)

Chairman Buestrin asked the Commission to consider Resolution No. 2005-19, noting that the Resolution would revise the Town of Caledonia sewer service area. He asked Mr. Schmidt to present the resolution.

Mr. Schmidt noted that all Commissioners had received for review prior to the meeting a copy of Resolution No. 2005-19 documenting the proposed amendment. He recalled that the proposed amendment had been reviewed by the Planning and Research Committee at its meeting held on November 22, 2005, and was recommended for adoption by the Committee.

There being no questions or comments, on a motion by Mr. Schmidt, seconded by Mr. Moyer, and carried unanimously, Resolution No. 2005-19 was approved (copy of Resolution No. 2005-19) attached to Official Minutes).

**Village of Union Grove Sewer Service Area** (Resolution No. 2005-20)

Chairman Buestrin asked the Commission to consider Resolution No. 2005-20, noting that the Resolution would revise the Village of Union Grove sewer service area. He asked Mr. Schmidt to present the resolution.

Mr. Schmidt noted that all Commissioners had received for review prior to the meeting a copy of Resolution No. 2005-20 documenting the proposed amendment. He recalled that the proposed amendment had been reviewed by the Planning and Research Committee at its meeting held on November 22, 2005, and was recommended for adoption by the Committee.

There being no questions or comments, on a motion by Mr. Schmidt, seconded by Mr. Moyer, and carried unanimously, Resolution No. 2005-20 was approved (copy of Resolution No. 2005-20) attached to Official Minutes).

**Village of Darien Sewer Service Area (Resolution No. 2005-21)**

Chairman Buestrin asked the Commission to consider Resolution No. 2005-21, noting that the Resolution would revise the Village of Darien sewer service area. He asked Mr. Schmidt to present the resolution.

Mr. Schmidt noted that all Commissioners had received for review prior to the meeting a copy of Resolution No. 2005-21 documenting the proposed amendment. He recalled that the proposed amendment had been reviewed by the Planning and Research Committee at its meeting held on November 22, 2005, and was recommended for adoption by the Committee.

There being no questions or comments, on a motion by Mr. Schmidt, seconded by Mr. Morrison, and carried unanimously, Resolution No. 2005-21 was approved (copy of Resolution No. 2005-21) attached to Official Minutes).

**Village of Dousman Sewer Service Area (Resolution No. 2005-22)**

Chairman Buestrin asked the Commission to consider Resolution No. 2005-22, noting that the Resolution would revise the Village of Dousman sewer service area. He asked Mr. Schmidt to present the resolution.

Mr. Schmidt noted that all Commissioners had received for review prior to the meeting a copy of Resolution No. 2005-22 documenting the proposed amendment. He recalled that the proposed amendment had been reviewed by the Planning and Research Committee at its meeting held on November 22, 2005, and was recommended for adoption by the Committee.

There being no questions or comments, on a motion by Mr. Schmidt, seconded by Mr. Vrakas, and carried unanimously, Resolution No. 2005-22 was approved (copy of Resolution No. 2005-22) attached to Official Minutes).

**Greater Kenosha Area/Town of Somers Sewer Service Area (Resolution No. 2005-23)**

Chairman Buestrin asked the Commission to consider Resolution No. 2005-23, noting that the Resolution would revise the Town of Somers sewer service area. He asked Mr. Schmidt to present the resolution.

Mr. Schmidt noted that all Commissioners had received for review prior to the meeting a copy of Resolution No. 2005-23 documenting the proposed amendment. He recalled that the proposed amendment had been reviewed by the Planning and Research Committee at its meeting held on November 22, 2005, and was recommended for adoption by the Committee.

There being no questions or comments, on a motion by Mr. Schmidt, seconded by Mr. Moyer, and carried unanimously, Resolution No. 2005-23 was approved (copy of Resolution No. 2005-23) attached to Official Minutes).

**Village of Kewaskum Sewer Service Area (Resolution No. 2005-24)**

Chairman Buestrin asked the Commission to consider Resolution No. 2005-24, noting that the Resolution would revise the Village of Kewaskum sewer service area. He asked Mr. Schmidt to present the resolution.

Mr. Schmidt noted that all Commissioners had received for review prior to the meeting a copy of Resolution No. 2005-24 documenting the proposed amendment. He recalled that the proposed amendment had been reviewed by the Planning and Research Committee at its meeting held on November 22, 2005, and was recommended for adoption by the Committee.

There being no questions or comments, on a motion by Mr. Schmidt, seconded by Mr. Johnson, and carried unanimously, Resolution No. 2005-24 was approved (copy of Resolution No. 2005-24) attached to Official Minutes).

**City of Hartford Sewer Service Area** (Resolution No. 2005-25)

Chairman Buestrin asked the Commission to consider Resolution No. 2005-25, noting that the Resolution would revise the City of Hartford sewer service area. He asked Mr. Schmidt to present the resolution.

Mr. Schmidt noted that all Commissioners had received for review prior to the meeting a copy of Resolution No. 2005-25 documenting the proposed amendment. He recalled that the proposed amendment had been reviewed by the Planning and Research Committee at its meeting held on November 22, 2005, and was recommended for adoption by the Committee subject to adoption of the amendment by the local governing body. Mr. Evenson noted that the Hartford City Council had approved the sewer service area plan amendment on November 22, 2005.

There being no questions or comments, on a motion by Mr. Schmidt, seconded by Mr. Moyer, and carried unanimously, Resolution No. 2005-25 was approved (copy of Resolution No. 2005-25) attached to Official Minutes).

**City of Pewaukee Sewer Service Area** (Resolution No. 2005-26)

Chairman Buestrin asked the Commission to consider Resolution No. 2005-26, noting that the Resolution would revise the City of Pewaukee sewer service area. He asked Mr. Schmidt to present the resolution.

Mr. Schmidt noted that all Commissioners had received for review prior to the meeting a copy of Resolution No. 2005-26 documenting the proposed amendment. He recalled that the proposed amendment had been reviewed by the Planning and Research Committee at its meeting held on November 22, 2005, and was recommended for adoption by the Committee subject to adoption of the amendment by the local governing body. Mr. Evenson noted that the Pewaukee City Council had approved the sewer service area plan amendment on December 5, 2005.

There being no questions or comments, on a motion by Mr. Schmidt, seconded by Mr. Morrison, and carried unanimously, Resolution No. 2005-26 was approved (copy of Resolution No. 2005-26) attached to Official Minutes).

**Village of Menomonee Falls Sewer Service Area** (Resolution No. 2005-27)

Chairman Buestrin asked the Commission to consider Resolution No. 2005-27, noting that the Resolution would revise the Village of Menomonee Falls sewer service area. He asked Mr. Schmidt to present the resolution.

Mr. Schmidt noted that all Commissioners had received for review prior to the meeting a copy of Resolution No. 2005-27 documenting the proposed amendment. He recalled that the proposed amendment had been reviewed by the Planning and Research Committee at its meeting held on November 22, 2005, and was recommended for adoption by the Committee.

There being no questions or comments, on a motion by Mr. Schmidt, seconded by Mr. Vrakas, and carried unanimously, Resolution No. 2005-27 was approved (copy of Resolution No. 2005-27) attached to Official Minutes).

**CONSIDERATION OF APPROVAL OF THE 2006 OVERALL WORK PROGRAM**  
(Resolution No. 2005-28)

Chairman Buestrin asked the Commissioners to consider Resolution 2005-28 adopting the Commission Overall Work Program (OWP) for calendar year 2006. He asked Mr. Evenson to briefly comment on the program.

Mr. Evenson noted that the Planning and Research Committee, at its meeting on November 22, 2005, had reviewed and recommended approval of the 2006 Overall Work Program. He then briefly reviewed some of the major work elements included in the program. He concluded by indicating that, from a budgetary perspective, the work program provides for a level of effort very close to that envisioned when the 2006 budget was approved in June.

Mr. Evenson indicated that the work program had been informally approved by the Federal and State transportation funding agencies at a meeting held on November 3, 2005. Given that approval and given the recommendations of the Planning and Research Committee on this matter, formal action by the Commission on Resolution 2005-28, would now be in order.

A brief discussion then ensued. In response to an inquiry by Mr. Vrakas, Mr. Evenson noted that the State's comprehensive planning law, commonly termed "Smart Growth," includes no State agency oversight of the planning process other than a checklist approach to oversight to be sure that all nine plan elements have been addressed in those situations where State funds are used to help carry out the planning efforts. Should a local government fail to properly adopt a new comprehensive plan by January 1, 2010, he continued, any penalties for failure to do so will have to follow from legal challenges by aggrieved parties. The way the law is presently written, communities will be barred after January 1, 2010, from enforcing zoning, land division, and official mapping ordinances unless a compliant comprehensive plan is in place. Moreover, he said, local ordinance activities must be consistent with the plan recommendations. Mr. Wirth commented that as work proceeds on the regional telecommunications program, it would be well for the Commission to bring all seven counties together to collaborate in addressing interoperability issues among the law enforcement and emergency services agencies. Mr. Evenson agreed, noting that the Commission staff will pursue opportunities toward that end in the year ahead.

Following that discussion, on a motion by Mr. Schmidt, seconded by Mr. Balestrieri, and carried by a vote of 14 ayes and 0 nays, Resolution 2005-28 was approved, said resolution providing for the adoption of the Overall Work Program for calendar year 2006 (copy of Resolution No. 2005-28 attached to Official Minutes).

**CORRESPONDENCE/ANNOUNCEMENTS**

Mr. Evenson reported that he had placed on the Commissioners' desks today several items of correspondence in addition to Mr. Holloway's letter. He called attention in particular to a copy of an on-line opinion column by the editor of Milwaukee Magazine, noting that the Milwaukee area deep tunnel system should be considered an engineering triumph, contrary to what is reported in the popular press. Finally, he announced that a third annual Conference on Clean Water will be jointly sponsored by the Commission and the Metropolitan Milwaukee Sewerage District on March 2, 2006, with more detailed information to follow.

**ADJOURNMENT**

There being no further business to come before the Commission, on a motion by Mr. Balestrieri, seconded by Mr. Stroik, and carried unanimously, the meeting adjourned at 4:30 p.m.

Respectfully submitted,

Philip C. Evenson  
Deputy Secretary

PCE/lw  
Attachments  
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