

VILLAGE OF OCONOMOWOC LAKE

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**OCONOMOWOC LAKE VILLAGE BOARD MEETING MINUTES OF MONDAY,
August 18, 2008, Unofficial until approved by the Village Board.
Approved as written () or with corrections () on _____.**

The regular monthly meeting of the Board of Trustees of the Village of Oconomowoc Lake was held immediately following a special Plan Commission meeting, commencing at 7:45 p.m., on August 18, 2008, at the Village Hall, 35328 W. Pabst Road, Oconomowoc, Wisconsin. Legal requirements for notification as required by law have been met. Roll was taken following the Pledge of Allegiance with the following in attendance:

Mr. Kneiser/President – present
Messrs., Bickler, Birbaum, Fischer, Owens, Schinzer, and Shult/Trustees – present
Ms. Schlieve/ Clerk-Treasurer – present
Mr. Wiemer/Police Chief-Administrator – present
Mr. Macy/Attorney –present

ATTENDANCE

Meeting attendance sheet is attached.

Mr. Macy requested that the record reflect that all members of the Village Board of Trustees were present during the Special Plan Commission meeting held immediately prior to this meeting.

MINUTES

Motion (Bickler/Shult) to approve the minutes of the July 21, 2008 Village Board meeting as printed, Carried Unanimously.

PUBLIC COMMENT

Motion (Birbaum /Bickler) to open the meeting to public comment on agenda items, Carried Unanimously.

Mrs. Shirley Norris, of 4658 Lake Club Circle, commented regarding the Oconomowoc Lake Club's (OLC) proposed Conditional Use Permit (CUP), stating the membership is currently 1/3 residents of the Village and 2/3 non-residents. She suggested that 35 memberships be reserved for Village residents only. Mrs. Norris also noted that the boat launching portion of the conditional use permit does not state that only members of the Club may launch. Additionally, she commented that many of the people at the public hearing in July are not year-round residents of the Village. Additionally Mrs. Norris questioned the layout of the Lake Club parking lot. She also requested that all documents provided to the Village since the public hearing in July be made part of the record for this meeting.

Trustee Shult questioned the boat launching regulations of the Lake Club. Mr. Lyons responded that only members of the Lake Club may launch their boats.

Mr. James Connelly, of 4648 Lake Club Circle, commented that while he only resides in the Village for a portion of the year, he pays real estate taxes for the entire year.

Attorney Mike Lund, representing Ms. Marie Kasten of 4654 Lake Club Circle, restated her concern regarding possible conflict of interest in club membership and members of the village boards; concerns regarding noise at late night events and noise from Lake Club maintenance; he noted that Ms. Kasten has offered to purchase noise measuring equipment for the Village and has a belief that a noise ordinance similar to one in effect in Shorewood should be adopted by the Village; he suggested that the police staff should be educated to enforce the CUP uniformly; and that parking along Lake Club Circle should not be allowed.

Mr. Ed Johnson, of 35934 North Beach Road, questioned how the valet parking will be done and will parking that is allowed on the road be done by valets only. He was advised that only valets may park the cars legally on the road, and that cars that are parked by their owners on the road illegally are subject to receiving parking tickets.

Motion (Birbaum/Shult) to close the meeting to public comment, Carried Unanimously.

PRESIDENT

Discussion/action regarding accepting donations to the Village for use in the tree trimming and replacement project on Fairview Road, as follows: Lynne Z. Bickler, \$50.00; Richard S. Gallagher, \$100.00; Claire P. Greene, \$105.30; Cynthia Chester McKoy, \$50.00; and James & Deborah Schneider, \$100.00.

Mr. Wiemer explained that residents on Fairview Road have requested permission to replace or trim trees along their road. The trees were originally purchased by residents of Fairview Road, and the work will again be paid for by donations from residents of Fairview Road. Mr. Macy noted that a document was created when the original project was done and that staff should check it to verify that no revisions are needed to be made to that document. Motion (Birbaum/Owens) to accept the donations as noted above, Carried. Mr. Bickler abstained from the vote.

PLAN COMMISSION

Discussion/action regarding the request of Rogers Memorial Hospital for approval of their Certified Survey Map. Rogers Memorial Hospital is located in the Town of Summit; this is an extraterritorial plat review.

The Plan Commission recommended adoption of the Certified Survey Map at their meeting immediately prior to this Trustee meeting. Motion (Shult/Schinzer) to approve the Certified Survey Map submitted by Rogers Memorial Hospital, Carried Unanimously.

Discussion/action regarding the request of the Oconomowoc Lake Club, 4688 Lake Club Circle, a Wisconsin non-profit corporation, to amend their current conditional use permit which allows the Oconomowoc Lake Club to operate a lake club in the Village of Oconomowoc Lake.

Mr. Macy noted that the trustees should use caution in making any decisions based on the ex parte communications received after the public hearing held on July 7, 2008 regarding this matter.

Discussion followed regarding the request of the Oconomowoc Lake Club (OLC) to amend their current conditional use permit (CUP). Matters included in the discussion are as follows:

- Regarding boat launching, the current CUP limits launching during May through September; the proposed amended CUP clarifies the language in the existing CUP
- Boat launching at the OLC is only allowed for OLC members
- Regarding parking, a plan to be submitted by OLC is only for their own parking lot and property owned by them; it does not include a plan for road right-of-way; the Village Administrator will advise OLC that any road right-of-way parking may only be done by valet
- Regarding club functions, the last sentence reads "Guests shall not be permitted at any social function unless the sponsoring member is present." The word "sponsoring" will be removed

Motion (Schinzer/Shult) to approve the request of the Oconomowoc Lake Club to amend their current conditional use permit, as recommended by the Plan Commission, subject to the changes noted above, Carried Unanimously.

ATTORNEY

No report.

TREASURER

Checks

Motion (Bickler/Birbaum) to approve check nos. 35470 through 35543, for regular monthly payments, and all electronic tax payments, Carried Unanimously.

FINANCE

Discussion regarding monthly operating statement for August.

The monthly operating statement was discussed. Mr. Fischer requested clarification on when the Village will begin paying back the funds, with interest, borrowed from its investment account for the road paving project. Staff will research the matter.

ADMINISTRATOR

Update regarding tree removal.

Mr. Wiemer advised that the tree debris has been cleaned up. The expense has been submitted to FEMA as part of expenses from the June flooding. Mr. Wiemer also noted that the Village's current ordinance relating to oak wilt could require the removal of dead or dangerous trees or tree limbs that are on private property in the Village.

Update regarding the creation of a cooperative lake management group.

Mr. Wiemer advised that he has spoken with representatives from the Town of Oconomowoc, Village of Lac La Belle, City of Oconomowoc, and the Waukesha Country representative for the Village of Lac La Belle in regard to creating a cooperative lake management group. All representatives expressed interest in the group. A cooperative lake water study may be possible for the spring of 2009. A grant may be available with the possibility of fifty percent funding.

Update regarding the FEMA disaster reimbursement relating to the June flooding.

Mr. Wiemer advised that \$6,986 of expenses incurred by the Village during the June flooding have been submitted to FEMA. It is possible that 90 to 95% will be reimbursed.

Update regarding the paving project for Pabst Road and the LaLumiere subdivision.

Mr. Wiemer advised that the paving has been completed. The gravel along the shoulder of the road is still loose, but will pack down when it rains. The balance of the contract will be paid out upon final inspection by the Village Engineer and the Administrator.

Discussion/action regarding the request of the Waukesha County Department of Parks and Land Use to financially support a proposed dog exercise area at Nashotah Park with a \$1,500 commitment from the Village of Oconomowoc Lake.

Motion (Bickler/Shult) to DENY the request of the Waukesha County Department of Parks and Land Use to financially support a proposed dog exercise area at Nashotah Park with a \$1,500 commitment from the Village, *Carried Unanimously.*

Discussion regarding the rerouting of Hwy 83 in Chenequa.

Mr. Wiemer advised that he will be closely following the possible declassification of State Hwy 83. The proposed plan could possibly put additional traffic on Hwy P, which may affect traffic in the Village also. Mr. Wiemer will be in contact with the Wisconsin Department of Transportation on this matter.

POLICE CHIEF

Chief Wiemer reported that one of the police squads was damaged while being driven by one of the Village's police officers. The repairs are covered by insurance. Additionally, Chief Wiemer's police squad was damaged by stones falling from a dump truck while he was driving on I-94. The trucking company hauling the stones has been contacted, and their insurance will cover the damage.

On September 1st, Officer Chris Marks will be returning to work after his leave of absence due to an off-duty injury.

FIRE COMMISSIONER

Mr. Wiemer advised that the Summit Fire District met on August 14, 2008 regarding their 2009 budget. There are currently 23 fire fighters on the Summit Fire Department due to some recent resignations. The City of Oconomowoc will be considering approval of the plans for the new fire house on August 19, 2008. The eastern extension of Oconomowoc Parkway, upon which the new fire house will be built, has begun.

BOARD OF ZONING APPEALS

The board did not meet. Mr. Wiemer noted that the original house located at 4625 West Beach Road will be razed within the next week or two. The owners were granted occupancy in May of the newly built house.

ARCHITECTURAL CONTROL BOARD (ACB)

The ACB met in July to discuss the request of Mr. & Mrs. Scott Lowry, of 36024 South Beach Road, to build a garage addition, which was approved. The meeting in August will include the final landscape plans for Mr. & Mrs. Chris Shult.

CLERK

Discussion/action regarding the request from Ultra Mart Foods, LLC for the transfer of licenses for the sale of fermented malt beverages and intoxicating liquor, cigarettes and soda from the former Pick N Save store, located at 36933 East Wisconsin Avenue, Oconomowoc, in the Village of Oconomowoc Lake, to the new Pick N Save store, located at 36903 East Wisconsin Avenue, Oconomowoc, in the Village of Oconomowoc Lake.

Motion (Birbaum/Bickler) to approve the transfer of licenses for the sale of fermented malt beverages and intoxicating liquor, cigarettes, and soda from the former Pick N Save store, located at 36933 East Wisconsin Avenue, in the Village of Oconomowoc Lake, to the new Pick N Save store, located at 36903 East Wisconsin Avenue, in the Village of Oconomowoc Lake, *Carried Unanimously*.

COMMUNICATIONS

Mr. Birbaum reported that the volunteer group planning the Village's 50th anniversary celebration met on August 13, 2008. The proposed date for the celebration is August 2, 2009. Details regarding the food, music, and general set-up of the event are ongoing. The next gathering of the group is planned for November 12, 2008.

With no further discussion being heard, motion (Owens/Schinzer) to adjourn was made at approximately 8:47 p.m., and *Carried Unanimously*.

Respectfully submitted by:

Cindy J. Schlieve, Clerk-Treasurer

Approved and Ordered Posted by:

Richard J. Kneiser, President