

# VILLAGE OF OCONOMOWOC LAKE

35328 West Pabst Road, Oconomowoc, WI 53066

Phone: (262) 567-5301 Web: www.oconlake.com

Fax: (262) 567-7447 e-mail: villagehall@oconlake.com

OCONOMOWOC LAKE VILLAGE BOARD MEETING MINUTES OF MONDAY,  
January 20, 2003. Unofficial until approved by the Village Board. Approved as  
written ( ) or with corrections (✓) on 2-17-03.

The regular monthly meeting of the Board of Trustees of the Village of Oconomowoc Lake was held at 7:00 PM on Monday, January 20, 2003, at the Village Hall, 35328 W. Pabst Road, Oconomowoc, Wisconsin. Legal requirements for notification of the news media were complied with. Roll was taken following the Pledge of Allegiance with the following in attendance:

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

## **ATTENDANCE**

Ed Johnson; Scott Niedermeyer; Scott Lowry; John Tindall, Oconomowoc Focus.

## **MINUTES**

Motion (Owens/Kneiser) to approve the December 16, 2002 Village Board meeting minutes, Carried Unanimously.

## **PUBLIC COMMENT**

None.

## **PRESIDENT**

### **Closed Session Announcement**

Mr. Foster announced the Village Board may convene into executive closed session pursuant to section 19.85(1)(e), Wisconsin Statutes, conducting public business which, for competitive or bargaining reasons, require a closed executive session regarding sewer for South Beach Road. Participating in the executive closed session will be the Village Board, Village Attorney, Village Administrator, and Village Clerk-Treasurer.

### **Lake Country Municipal Court Report**

Judge Douglas Stern, Lake Country Municipal Court, presented his annual update to the Board. Mr. Foster thanked Judge Stern for his presentation.

### **Municipal Court Agreement**

Motion (Kneiser/Schinzer) to approve the agreement to allow the Town of Lisbon to join the Lake Country Municipal Court, Carried Unanimously.

## **PLAN COMMISSION**

Did not meet.

## **ATTORNEY**

### **Oak Wilt Ordinance**

Mr. Macy presented the second draft of the ordinance. Discussion followed.

Motion (Schinzer/Birbaum) to approve the Ordinance to Require Proper Care of Trees to Prevent the Spread of Diseases and to Empower the Village Forester to Enforce these Requirements with the following amendment:

Under Section 13, Penalty, the first sentence originally read, "The penalty for violation of any provision of this ordinance shall be a forfeiture of not less than \$25.00 nor more than \$100.00, together with the costs of prosecution." The amended sentence now reads, "The penalty for violation of any provision of this ordinance shall be a forfeiture of not less than \$25.00 nor more than \$500.00, together with the costs of prosecution."

Motion Carried Unanimously.

#### **Lalumiere Road Vacation**

Mr. Macy introduced the procedure to be followed for vacating roads in Lalumiere. Mr. Wiemer reported he is currently working on locating utilities. Mr. Fischer explained Mr. Jeff Rummel's objection to the proposed plan. Discussion followed.

Motion (Schinzer/Steinbach) to direct staff to proceed with recording the Notice of Pendency and set the date when the resolution will be first introduced before the Village Board as February 17, 2003, Carried Unanimously.

#### **Gifford Road Railroad Crossing Gates**

Mr. Macy stated that Mr. Riffle is still waiting for a response regarding the railroad crossing gates at Gifford Road.

#### **TREASURER**

##### **Checks**

Motion (Kneiser/Birbaum) to approve check nos. 30040 through 30136, for regular monthly bills, and all electronic tax payments, Carried Unanimously.

#### **FINANCE**

##### **Monthly Operating Statement**

Discussed.

#### **ADMINISTRATOR**

##### **Storm Sewer Permit**

Mr. Wiemer informed the Trustees that a new federal mandate requires permitting of storm sewer systems. Mr. Wiemer and the village engineer will be attending a workshop regarding the permit application and will report back to the Board.

##### **Resolution Establishing a Threshold for Capital Assets**

This resolution was a recommendation by the village accountant.

Motion (Birbaum/Fischer) to approve the Resolution Establishing a Threshold for Capital Assets as they relate to Financial Reporting with the amount for infrastructure and capital assets set at \$1000 and with the addition of the following paragraph to be added after paragraph four:

Now, therefore, be it further resolved that the Village Board of the Village of Oconomowoc Lake hereby establishes the following minimum fair value thresholds that will trigger capitalization of existing capital assets and infrastructure:

Infrastructure: \$1000  
Existing Capital Assets: \$1000

Motion Carried Unanimously.

**Lalumiere Channel Mouth**

Mr. Wiemer reported the DNR is researching exemption status for the Village regarding a permit requirement for opening up the channel mouth in Lalumiere. If a permit is required, the material to be removed will be tested for hazardous waste. This issue will come before the Board for further discussion/action.

**Training Equipment Purchase**

Mr. Wiemer reported the Village received donations of \$1000 from Dr. Bartos, and \$1500 from Stapleton Realty. This money, along with \$500 from Boater Safety class funds, will be used to purchase a digital projector. The cost of the projector is approximately \$3000.

Motion (Kneiser/Schinzer) to accept the donations totaling \$2500 to be used for the purchase of a digital projector, Carried Unanimously.

**Removal of Tree**

Mr. Wiemer stated that Mr. John Koch had a tree removed that could have potentially blocked the boat launch. Mr. Wiemer and officers assisted in the tree removal.

**POLICE CHIEF**

**Sale of Squad Truck**

Motion (Fischer/Birbaum) to sell the 2000 Silverado squad pickup truck to the Okauchee Fire Department for \$20,000, Carried Unanimously.

**Portable Breath Test Instruments**

Mr. Wiemer stated that U.S. Cellular donated two portable breath test instruments to the Village and MADD will be contributing \$300 toward the purchase of a third instrument.

Motion (Birbaum/Owens) to accept the donation of two portable breath test instruments from Cellular One and \$300 to be used toward the purchase of a third instrument with thanks from the Village, Carried Unanimously.

**FIRE COMMISSIONER**

Mr. Wiemer updated the Board on the January meeting.

**PUBLIC HEALTH AND SAFETY**

Mr. Foster reported the Water Quality Committee met on January 7, 2003 and approved a crib for fish reproduction. They are also planning a public information meeting in late spring after U.S. Geological testing is completed.

**ARCHITECTURAL CONTROL BOARD (ACB)**

Did not meet.

**CLERK**

No comment.

**COMMUNICATIONS**

The Village Board received a letter dated 12-26-02 from John and Sharon Koch thanking Mr. Wiemer and officers for assisting with the removal of a wind damaged tree.

**EXECUTIVE CLOSED SESSION**

Motion (Fischer/Steinbach) to convene into executive closed session as set forth in the announcement by the Village President, at 8:20 p.m. by roll call vote: Owens, aye; Steinbach, aye; Birbaum, aye; Kneiser, aye; Schinzer, aye; Foster, aye; Fischer, aye.

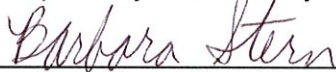
Motion Carried.

**RECONVENE INTO OPEN SESSION**

Motion (Birbaum/Schinzer) to reconvene into open session at 8:40 p.m. by roll call vote: Owens, aye; Steinbach, aye; Birbaum, aye; Kneiser, aye; Schinzer, aye; Foster, aye; Fischer, aye. Motion Carried.

With no further discussion being heard, motion (Schinzer/Steinbach) to adjourn was made at approximately 8:45 PM, and Carried Unanimously.

Respectfully submitted by:

  
\_\_\_\_\_  
Barbara Stern, Clerk-Treasurer

Approved and Ordered Posted by:

  
\_\_\_\_\_  
Raymond O. Foster, Jr., President