

# VILLAGE OF OCONOMOWOC LAKE

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OCONOMOWOC LAKE VILLAGE BOARD MEETING MINUTES OF MONDAY,  
May 17, 2004. Unofficial until approved by the Village Board. Approved as  
written ( ) or with corrections (X) on 6-21-04.

The regular monthly meeting of the Board of Trustees of the Village of Oconomowoc Lake was held at 7:00 PM on Monday, May 17, 2004, at the Village Hall, 35328 W. Pabst Road, Oconomowoc, Wisconsin. Legal requirements for notification of the news media were met. Roll was taken with the following in attendance:

Mr. Foster/President – present  
Messrs. Birbaum, Fischer, Kneiser, Owens (arrived at 7:15 PM),  
Steinbach, Schinzer /Trustees – present  
Ms. Kreuser/ Clerk-Treasurer – present  
Mr. Wiemer/Police Chief and Administrator – present  
Mr. Macy/Attorney – present

## **ATTENDANCE**

Ed Johnson

## **MINUTES**

Motion (Kneiser/Fischer) to approve the April 17, 2004 Village Board & Water Quality Committee Joint meeting minutes & the regular monthly Village Board meeting minutes, Carried Unanimously with the following revision:

The Village Board meeting minutes, page 4 under Update on Sewers for South Beach Rd. read - engineering costs will be approved at a future Village Board meeting. The amended phrase now reads engineering costs will be discussed at a future Village Board meeting.

## **PUBLIC COMMENT**

There were no comments.

## **PRESIDENT**

### **Discussion/action concerning burning period.**

Mr. Foster explained he had received complaints concerning the length of the spring burning period due to inclement weather. Mr. Foster asked if the Board could be more flexible in determining the length of the spring 2005 burning period. The Board agreed to extend the 2005 spring burning period to four weeks.

Mr. Kneiser suggested that a citation be issued to anyone who burns without a permit. Discussion followed.

Motion (Steinbach/Birbaum) to extend 2005 spring burning period to four weeks, Carried Unanimously.

**PLAN COMMISSION**

**Approval of Certified Survey Maps 043.1- 043.19 for LaLumiere Subdivision.  
Easements for Lalumiere Subdivision.**

Mr. Wiemer explained that the changes on the certified survey maps 043.1-043.19 were implemented from the April 19th Village Board meeting. There are some minor changes that still need to be made before the certified survey maps are sent out to the property owners. Discussion followed.

Motion (Kneiser/Steinbach) to approve certified survey maps subject to corrections as proposed by the Village Administrator, Carried Unanimously.

**ATTORNEY**

**Gifford Road Railroad Crossing Gates**

Mr. Macy had no new information.

Mr. Wiemer explained that he has received an updated quote from Ruekert & Mielke for \$840.00 for making application to the Railroad Administration and \$2,800.00 for design work. Discussion followed.

Motion (Birbaum/Schinzer) to approve Reukert & Mielke's bid for \$840.00 for making application to the Railroad Administration and upon successful acceptance approve the \$2800.00 bid for design work, Carried Unanimously.

**Notice regarding Public Records**

Mr. Macy explained the notices regarding public records and how it would affect personnel. Discussion followed.

Motion (Birbaum/Steinbach) to approve the two policies regarding public records to form and that the staff is authorized to update them when those positions are replaced by other names, Carried Unanimously.

**Discussion/action to amend Plan Commission Membership Ordinance.**

Mr. Macy amended the Plan Commission Membership Ordinance adopting state law with the exception that the Plan Commission members should serve three year staggered terms. Discussion followed.

Motion (Birbaum/Schinzer) to adopt an Ordinance to amend Village of Oconomowoc Lake Ordinance #4 regarding appointment to Plan Commission and direct Village Attorney to draft the same as set forth the May 17<sup>th</sup> Village Board meeting, Carried Unanimously.

**Lot size variance issues.**

Mr. Macy explained his view on variance issues concerning lot sizes.

Mr. Macy stated the guide lines regarding variances. Discussion followed.

Motion (Fischer/Schinzer) to direct staff to prepare an Ordinance regarding lot size variances and forward it to the Plan Commission for recommendation, Carried Unanimously.

**Zoning Board of Appeals Zoning Variance Standard.**

Mr. Macy updated the Board on the Zoning variance standard.

**Understanding Open Government Laws/Open Records Law.**

Mr. Macy updated the Board on the open government/open records law.

**TREASURER**

**Checks**

Motion (Kneiser/Schinzer) to approve check nos. 31431 through 31509, for regular monthly bills, and all electronic tax transfers, *Carried Unanimously.*

**FINANCE**

**Monthly Operating Statement**

Discussed.

**ADMINISTRATOR**

**Quote update for engineering work for quiet zone at Gifford Railroad Crossing.**

Mr. Wiemer gave an overview of the engineering work and quotes from Ruekert & Mielke that was discussed earlier in the meeting

**Update on sewers for South Beach Road.**

Mr. Fischer & Mr. Schinzer updated the Board on their work with the residents on South Beach Road regarding signing the petition for the installation of sewers.

Mr. Macy stated that if all the residents did not sign the waivers for the installation of the sewers, the Village would have to incorporate a special assessment for the sewer project. Discussion followed.

**Approval of Engineering Services for South Beach Road sewers.**

Mr. Macy suggested that all the residents on South Beach road sign a chargeback form for the initial charges that would be incurred by the Village.

Motion (Schinzer/Fischer) to authorize the Village Administrator to indicate to the City of Oconomowoc to proceed with the engineering, drafting and review of agreement and pay invoices from Ayres Associates for \$9,500.00 upon obtaining chargeback forms signed from the property owners and a second Motion (Fischer/Birbaum) that in the area served by sewer, no property shall be bypassed, *Both Motions Carried Unanimously.*

**Sewer agreement with City of Oconomowoc.**

Mr. Wiemer stated that he received the sewer agreement from the City of Oconomowoc just before the meeting and was not able to have the Village Attorney review the agreement.

**Preliminary CSM for Village owned lot in Lalumiere Subdivision.**

Mr. Wiemer asked if the Board wanted to proceed in obtaining a certified survey map for the third Village owned lot located near Southwood. Discussion followed.

Mr. Fischer suggested getting costs on obtaining certified survey maps on all three of the Village owned lots.

Motion (Fischer/Steinbach) to direct the Village Administrator to proceed with obtaining certified survey maps for the three Village owned lots for an amount not to exceed \$2,000.00 total, *Carried Unanimously.*

**Property evaluation from Stapleton Realty.**

Mr. Wiemer explained the property evaluation from Maureen Stapleton.

**POLICE CHIEF**

**Acceptance of donation for motorcycle fund & donation of two firearms.**

Motion (Fischer/Steinbach) to accept the donation for \$500.00 for the motorcycle fund from Mr. & Mrs. Bielik, *Carried Unanimously.*

Motion (Fischer/Steinbach) to accept the donation of two firearms worth \$1,000.00 to the Village of Oconomowoc Lake Police Department from Mr. Yontz, *Carried Unanimously.*

**Discussion/action on Waukesha County Communications  
Joint Powers Agreement County 911 Emergency System.**

Mr. Wiemer explained that Waukesha County Communications for 911 was a standard document that the Village signed very year.

Motion (Fischer/Birbaum) to authorize the Village Administrator to accept and sign Waukesha County Communications Joint Powers agreement, *Carried Unanimously.*

**Discussion/action on Waukesha County Communications  
Public Records Policy.**

Mr. Wiemer explained the public records policy for the dispatch center.

Motion (Birbaum/Steinbach) to authorize the Village Administrator to accept and sign the public records policy document, *Carried Unanimously.*

**Discussion/action regarding Copy of Ordinance regarding collection  
of a warrant service fee recently adopted by the City of Oconomowoc.**

The Village Administrator requested the Board to authorize the Village Attorney to draft an Ordinance for warrants and service fees.

Motion (Steinbach/Fischer) to authorize the drafting of an Ordinance regarding collection of a warrant service fee, *Carried Unanimously.*

Mr. Wiemer gave an update on Officer Steve Wagner's disability leave. Discussion followed.

**FIRE COMMISSIONER**

Mr. Wiemer updated the Village Board on possible merger discussions with City of Oconomowoc Mayor, Maury Sullivan.

**PUBLIC HEALTH AND SAFETY**

Mr. Foster explained that the Village was attempting to follow through on previous recommendations by SEWRPC to do an overall lake management plan. Discussion followed.

Motion (Birbaum/Fischer) to approve a comprehensive lake management plan which also includes aquatic plant management not to exceed \$10,000.00 with the expectation that the Department of Natural Resources will provide a grant for seventy five percent of the cost, Carried Unanimously.

**BOARD OF ZONING APPEALS**

Mr. Wiemer reported that Mr. & Mrs. Langenbach applied for a variance to have their current home remain on their property until the construction of their new home is completed.

**ARCHITECTURAL CONTROL BOARD (ACB)**

The ACB met in April and approved the following:

1. Mr. & Mrs. John Ballisteri, 2 Earling Court , Deck.
2. Mr. August Pabst, 35216 Pabst Road, addition to residence and kitchen remodeling.
3. Mr. John Macy, 4839 Hewitt's Point Road, new single family residence.
4. Mr. & Mrs. Gery Langenbach, 36058 N. Beach Rd., new single family residence.

**CLERK**

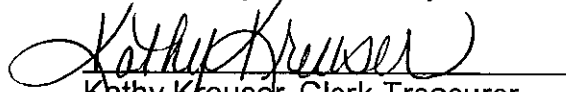
No report.

**COMMUNICATIONS**

Mr. Foster stated he has had conversations with residents regarding the deer population in the Village.

With no further discussion being heard, motion (Birbaum/Kneiser) to adjourn was made at approximately 9:35 PM, and Carried Unanimously.

Respectfully submitted by:

  
Kathy Kreuser, Clerk-Treasurer

Approved and Ordered Posted by:

  
Raymond O. Foster, Jr., President