

# 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,  
July 19, 2004. Unofficial until approved by the Village Board. Approved as  
written (X) or with corrections ( ) on 8-10-04.

The regular monthly meeting of the Board of Trustees of the Village of Oconomowoc Lake was held at 7:00 PM on Monday, July 19, 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, Steinbach  
Schinzer and Owens/Trustees – present  
Ms. Kreuser/Clerk-Treasurer – present  
Mr. Wiemer/Police Chief and Administrator – present  
Mr. Macy/Attorney – present

## ATTENDANCE

Brian Ewald, Douglas Smiljanic, Tom Joerres, David Haertle.

## MINUTES

Motion (Owens/Birbaum) to approve the June 21, 2004 Village Board meeting minutes and the Village Board Public Hearing minutes, Carried Unanimously with the following revisions:

Under President – add - and propose alternative deer control measures.

On Page 3 under Administrator – Motion – strike counsel from sentence.

## PUBLIC COMMENT

There were no comments.

## PRESIDENT

No Comment.

## PLAN COMMISSION

### Renewal of Conditional Use Permit for

Ewald Chevrolet-Buick, 36833 E. Wisconsin Ave., Oconomowoc.

### Renewal of Conditional Use Permit for

Ewald Chrysler Kia, 36833 E. Wisconsin Ave., Oconomowoc.

The renewal of the two conditional use permits were combined for discussion and voting purposes.

Mr. Wiemer explained there would not be any changes to the conditional use permits for Ewald Chevrolet-Buick/Abra of Oconomowoc and Ewald Chrysler.

Mr. Macy asked for clarification regarding the corporate names on the deeds for the dealerships.

Mr. Ewald stated the corporate names on the deeds were correct.

Motion (Schinzer/Steinbach) to approve the two conditional use permits For Ewald Chevrolet-Buick Inc./Abra of Oconomowoc, Inc. and Ewald Chrysler Inc. subject to returning within 90 days for approval for structures in the setback areas as per Special Exceptions Ordinance #216, Carried Unanimously.

**Discussion/Action on certified survey map for Douglas Smiljanic for property located 36745 Valentine Road formerly known as Kozlowski Lane.**

Mr. Wiemer explained that a title search for Kozlowski Lane determined it was not a public road. The address on Kozlowski Lane has been changed to 36745 Valentine Road. Discussion followed.

Motion (Kneiser/Birbaum) to approve the certified survey map for Douglas Smiljanic for the property located at 36745 Valentine Road, Carried Unanimously.

**ATTORNEY**

**Gifford Road Railroad Crossing Gates**

Mr. Macy reported on the status of the petition before the Railroad Commission.

Motion (Fischer/Birbaum) to move item (a.) under Communications to discuss the letter from Mr. Porter regarding the Gifford Road Railroad Gates, Carried Unanimously.

Mr. Wiemer explained the sketch of the proposed Gifford Road crossing barriers.

Mr. Porter submitted a letter regarding ingress and egress issues on his property if the Gifford Road crossing barriers were constructed. Discussion followed.

The Village Board will consider modifications to the barrier after the request has been approved to accommodate ingress and egress for Mr. Porters property.

**Discussion/Action South Beach Road Sewer/Sewer Agreement.**

Mr. Macy reviewed the South Beach Road Sewer Agreement.

Mr. Wiemer stated that tax-key numbers of the properties should be attached to the South Beach Road Sewer Agreement. Discussion followed.

Motion (Birbaum/Kneiser) to authorize the Village President and Village Clerk to enter into an agreement for sewer for South Beach Road with the City of Oconomowoc upon receipt of special assessment waivers and easements, Carried Unanimously.

**2003-2004 Wisline Series/Conducting Local Elections Problems on Election Day.**

Mr. Macy updated the Board on conducting local elections and problems on election day.

**TREASURER**

**Checks**

Motion (Steinbach/Birbaum) to approve check nos. 31590 through 31667, for regular monthly bills, and all electronic tax transfers, Carried Unanimously.

**FINANCE**

**Monthly Operating Statement**

Discussed.

**ADMINISTRATOR**

**Discussion/action regarding Resolution for Grant Application for Lake Management Program.**

Mr. Wiemer explained that Resolution #110 for the grant application had to be revised to authorize the Village Administrator to sign and process paperwork pertaining to the Lake Management Grant Application.

Motion (Birbaum/Steinbach) to amend Resolution #110 to authorize the Village Administrator to sign and process paperwork for the Lake Management Programs, Carried Unanimously. The amended Resolution was assigned number #112.

**Discussion/action repealing Ordinance 196 prohibiting fireworks.**

Mr. Kneiser felt that Ordinance 196 prohibiting fireworks should remain in force because of safety issues and the cost to the Village for police and fire protection. Discussion followed.

Mr. Steinbach stated that Wisconsin Act 298 would exempt the Village from liability in issuing a permit for fireworks. Discussion followed.

Motion (Birbaum/Owens) to suspend the rules for public comment, Carried Unanimously.

Mr. Joerres stated fireworks should be permitted for special events in the Village and the party requesting the permit should be responsible for the cost incurred by the Village. Discussion followed.

Motion (Owens/Birbaum) to reconvene into regular session, Carried Unanimously.

It was the consensus of the Village Board was not to take any action to repeal Ordinance 196.

**POLICE CHIEF**

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

**FIRE COMMISSIONER**

Mr. Wiemer updated the Board regarding the new fire equipment needed to service the proposed Aurora Hospital complex.

**PUBLIC HEALTH AND SAFETY**

No report.

**BOARD OF ZONING APPEALS**

Did not meet.

**ARCHITECTURAL CONTROL BOARD (ACB)**

The ACB met in June and approved the following:

1. Mr. & Mrs. Rick Kneiser, 35890 Pabst Road, fence and pillars.

**CLERK**

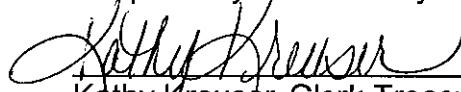
No report.

**COMMUNICATIONS**

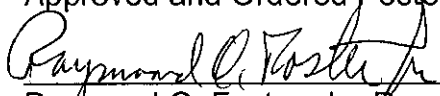
No report.

With no further discussion being heard, motion (Owens/Steinbach) to adjourn was made at approximately 9:00 PM, and Carried Unanimously.

Respectfully submitted by:

  
Kathy Kreuser, Clerk-Treasurer

Approved and Ordered Posted by:

  
Raymond O. Foster, Jr., President