

VILLAGE OF OCONOMOWOC LAKE

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OCONOMOWOC LAKE VILLAGE BOARD MEETING MINUTES OF MONDAY,
May 16, 2005. Unofficial until approved by the Village Board. Approved as
written () or with corrections ☒ on 6-20-05.

The regular monthly meeting of the Board of Trustees of the Village of Oconomowoc Lake was held May 16, 2005, 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. Foster/President – present
Messrs. Fischer, Schinzer and Owens, Kneiser,
Birbaum, Steinbach/Trustees – present
Ms. Kreuser/ Clerk-Treasurer – present
Mr. Wiemer/Police Chief - Administrator – present
Mr. Macy/Attorney – present

ATTENDANCE

Ed Johnson, Roy Johnson, Tony Armeli, Pepino's Restaurant, Jerry McNellis

MINUTES

Motion (Kneiser/Owens) to approve the April 18, 2005 Village Board meeting minutes,
Carried with the following revisions:

Trustees Kneiser and Steinbach were in attendance at the April 18, 2005 Village Board monthly meeting.

Under Public Comment on page 2, the first and second paragraphs should be combined and the second sentence should read: The Village Board directed the Village Administrator to contact the State Senator and Assembly Representative and ask that the Village be notified of any impending bills or additions to any budgetary bill coming up for consideration regarding the revisions to the proposed pier rules.

PUBLIC COMMENT

Motion (Birbaum/Kneiser) to open the Public Comments, Carried Unanimously.

Ed Johnson stated that the second item under Police Chief regarding expanding the 15 mph speed limit zone to West Beach Road to Gifford Road should be North Beach Road to Gifford Road. Mr. Wiemer stated the error had already been corrected. Mr. Johnson stated he was in favor of expanding the 15 mph speed limit zone to North Beach Road and Gifford Road.

Mr. Johnson explained that he would like to see smaller portable units for outdoor fires instead of the larger in ground burning pits that one of his neighbors had installed. Discussion followed.

Motion (Kneiser/Schinzer) to close Public Comments, Carried Unanimously.

PRESIDENT

No Report.

PLAN COMMISSION

Discussion/action on regarding Pepino's request to amend their Conditional Use Permit to allow outside beer sales in their rear lot and music for Charitable events.

Mr. Macy explained the revisions he made to amend Pepino's current conditional use permit to allow outside beer sales in their rear lot and music for charitable events. The Board members discussed and revised the language to the proposed amended conditional use permit regarding:

- Annual review by the Plan Commission.
- Allowing only bonafide and approved charitable events.
- Proposed hours of operation for scheduled special events.
- Requests must be submitted to the Police Chief thirty days prior to the special event.

Motion (Kneiser/Steinbach) to approve amending the conditional use permit with the revised language as previously discussed, Carried Unanimously.

Discussion/action regarding amending the alcohol beverage license to be able to serve alcohol in Pepino's rear parking lot during charitable events.

Mr. Macy explained Pepino's needed to extend the description of premise on the alcohol license in order to operate during special charitable events. Mr. Macy stated that the amendment to the alcohol license should be in addition to the original described premise during approved special charitable events. Discussion followed.

Motion (Schinzer/Owens) to approve an amendment to the original liquor license to allow in addition to the original described premise, consumption and sales in Pepino's rear lot area upon approval of special charitable events, Carried Unanimously.

Discussion/action regarding Oconomowoc Lake Club to allow fuel sales for boats.

Mr. Wiemer explained that the Plan Commission heard the Oconomowoc Lake Club's request to allow fuel sales and it was their consensus that allowing fuel sales was an allowable use under the Oconomowoc Lake Club's current conditional use permit and should be forwarded to the Village Board to make a final determination.

Mr. Foster stated the Oconomowoc Lake Club had sold fuel in the past and the Lake Club felt it was incidental to the club's operation. Discussion followed.

Motion (Kneiser/Owens) that the Village Board determines that the Oconomowoc lake Club does not need to amend their conditional use permit to install facilities and sell fuel to their members subject to compliance with all other applicable laws including permits and rules, Carried Unanimously.

ATTORNEY

Public comment section statement of purpose.

Mr. Macy reviewed the public comment section statement of purpose.

2004-2005 Wisline Series:

Local land use planning and zoning – growing communities, greening communities.

Open government laws – open records law.

Mr. Macy updated the Board on the 2004-2005 Wisline Series regarding local land use planning and zoning and open record laws.

TREASURER

Checks

Motion (Steinbach/Birbaum) to approve check nos. 32390 through 32487, for regular monthly bills and all electronic tax payments, Carried Unanimously.

FINANCE

Monthly Operating Statement for May.

Discussed.

Discussion/action regarding financial statement for year end 2004.

Mr. Wiemer stated the financial statements were not delivered until Monday, May 16th before the Village Board meeting.

Mr. Fischer reviewed the financial statement for year end 2004.

The Village Board tabled taking any action on the annual financial statement until the next Village Board meeting so that all Board members had a chance to review the 2004 year end statement.

ADMINISTRATOR

Discussion/action on approval of a Resolution authorizing the issuance and sale of the \$375,000 general obligation promissory notes for the South Beach Road sewer project.

Mr. Wiemer explained that the Village sent out eight or nine applications to financial institutions for financing of the \$375,000 promissory notes and received three bids back.

Mr. Wiemer explained that First Bank Financial Centre submitted a bid with an interest rate of 3.75% and an interest cost of \$117,000 for a term of 10 years. Discussion followed.

Mr. Schinzer explained he had spoken to Tom Steinbach, Operations Manager for the City of Oconomowoc and Mr. Steinbach stated the main was finished. Mr. Steinbach stated the City has to work on installing the lateral stubs. Discussion followed.

Motion (Schinzer/Steinbach) to approve the Resolution to authorize the Village of Oconomowoc Lake to borrow a sum not to exceed \$412,000 by issuing general obligation promissory notes pursuant to section 67.12(12) of the Wisconsin Statutes and authorizing the sales of the notes, Motion Carried with a roll call vote: Owens, aye, Steinbach, aye, Birbaum, aye, Kneiser, aye, Schinzer, aye, Foster, aye, and Fischer, aye.

Discussion/action regarding report from Village Administrator on Burning Ordinance #195.

Mr. Wiemer explained he had contacted Mr. Thornson regarding Burning Ordinance #195 in reference to his burning pit. Mr. Thornson stated he was not familiar with the Village's Burning Ordinance and he would comply with the Ordinance in the future. Mr. Wiemer stated he also talked to Mr. Fitch and Mr. Fitch agreed to use a regulated burning unit to burn outside of the burning dates set by the Board. Discussion followed.

The Board directed the Village Administrator to research outdoor wood burning furnaces and discuss it further at the June Village Board meeting.

Discussion/action regarding Public Participation Plan for the Village of Oconomowoc Lake and/or Waukesha County for Smart Growth Plan.

Mr. Wiemer explained the Public Participation Plan needed Resolutions adopted for the Village of Oconomowoc Lake and Waukesha County to proceed with the Smart Growth Plan. Discussion followed.

Mr. Macy stated the Village of Oconomowoc Lake should adopt a Village Resolution for Smart Growth to forward and receive grant money but stated that the Village did not have to adopt a Resolution for Waukesha County. Mr. Macy suggested revising the language of the Village of Oconomowoc Lake's Resolution that was presented to the Board. Discussion followed.

Motion (Steinbach/Kneiser) to table adopting the Village of Oconomowoc Resolution regarding Smart Growth for further research until the next Village Board meeting, Carried Unanimously.

POLICE CHIEF

Discussion/action regarding safety concerns for Gifford Pier Club.

Mr. Wiemer updated the Board on safety concerns for Gifford Pier Club.

Discussion/action requesting to expand the 15 MPH speed limit zone to N. Beach Road and Gifford Road.

Mr. Wiemer stated that he had received an e-mail from Jeff Tracy regarding expanding the 15 mph speed limit zone to North Beach Road and Gifford Road. Mr. Wiemer stated he was in favor of expanding the 15 mph speed limit to North Beach Road and Gifford Road. Discussion followed.

Motion (Birbaum/Owens) to approve repealing and recreating a section of Ordinance No. 81 to expand the 15 mph speed limit zone to North Beach Road and Gifford Road and review the revised Ordinance at the June Board meeting, Carried Unanimously.

Discussion/action regarding sale of 2002 police vehicle.

Mr. Wiemer explained that the Village put an ad in the local newspaper for the sale of the 2002 police vehicle and the highest bid received was \$6,500.

Mr. Fischer stated the Village should consider retaining the 2002 squad car and utilize the vehicle until the milage reached 200,000 to 250,000 even if the vehicles would need repair. Discussion followed.

Motion (Fischer/Birbaum) to approve accepting the \$6,500 bid for the 2002 police vehicle and in the future the Village should consider retaining police vehicles until the milage reaches 200,000 to 250,000 and to approve a contingency that if the \$6,500 bid does not materialize the 2002 police vehicle will go to auction, *Carried Unanimously.*

FIRE COMMISSIONER

Mr. Wiemer updated the Board on the fire merger talks.

PUBLIC HEALTH AND SAFETY

Update on water quality meeting held on May, 5, 2005.

Jerry McNellis updated the Board regarding the Water Quality meeting held on May 5, 2005.

- Mr. McNellis stated they were waiting for a report of fish census done by the DNR in the fall of 2004.
- Mr. McNellis stated the Catch and Release Club of Watertown proposed putting half-log structures in Oconomowoc Lake to encourage the production of bass.
- Discussion of Eurasian Water Milfoil hybrid found in Oconomowoc lake.
- Discussion of an informational letter from Sewrpac on updating the Lake Management Plan.

Update on proposed revisions for piers.

Mr. Wiemer updated the Board on the response from Senator Kedzie regarding the proposed revisions for piers. Discussion followed.

BOARD OF ZONING APPEALS

No report.

ARCHITECTURAL CONTROL BOARD (ACB)

The ACB met in April and approved the following:

1. Mr. & Mrs. Pat Eilers, 36016 South Beach Road, new single-family residence to replace the current residence.
2. Mr. David Jacobs, 35343 Schaefer Road, new detached garage.
3. Request of Mr. Wally Garlock, 36355 East Wisconsin Avenue, to construct storage buildings, four (4) mini storage buildings, to be located on the vacant lot between Duchow's Marine and Silver Lake Auto.

CLERK

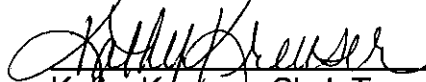
The Clerk updated the Board on the meeting at Waukesha County regarding the Help America Vote Act (HAVA).

COMMUNICATIONS

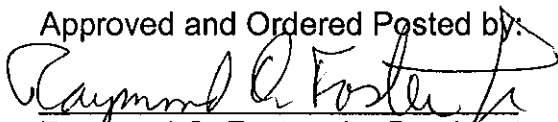
No report.

With no further discussion being heard, motion (Steinbach/Birbaum) to adjourn was made at approximately 9:10 PM, and Carried Unanimously.

Respectfully submitted by:


Kathy Kreuser, Clerk-Treasurer

Approved and Ordered Posted by:


Raymond O. Foster, Jr., President