

VILLAGE OF OCONOMOWOC LAKE

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OCONOMOWOC LAKE VILLAGE BOARD MEETING MINUTES OF MONDAY,
December 18, 2006. Unofficial until approved by the Village Board. Approved
as written () or with corrections (X) on 1-15-07.

The regular monthly meeting of the Board of Trustees of the Village of Oconomowoc Lake was held commencing at 7:00 PM on December 18, 2006, 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, Kneiser, Birbaum, Schinzer, Steinbach,
Owens (arrived at 7:05 pm)/Trustees – present
Ms. Kreuser/ Clerk-Treasurer – present
Mr. Wiemer/Police Chief - Administrator – present
Mr. Macy/Attorney –present

ATTENDANCE

Ed Johnson and Chris Shult.

MINUTES

Motion (Kneiser/Birbaum) to approve the November 20, 2006, Village Board Public hearing minutes, Carried Unanimously.

Motion (Steinbach/Schinzer) to approve the November 20, 2006, Village Board meeting minutes, Carried Unanimously with the following revisions:

Page 2, under amending Ordinance #99, the third sentence should read if the current liquor license held by Plank Road Bowl was in non-use for more than sixty (60) days it would become "subject to revocation".

Page 3, under 2007 Building Inspection fees the second part of the motion should read:

To increase the "Village inspection" remodeling fees (\$10,000 or greater of construction costs) from \$5.00 per one thousand dollars to \$7.00 per one thousand dollars with building "inspector" receiving \$4.00 per thousand and the Village retaining \$3.00 per thousand for office staff services.

Under Increase of launch fees for Oconomowoc Lake, the first sentence of the second paragraph should read: Mr. Birbaum recommended setting up a "capital" fund "using a portion" of the boat launch fees collected.

PUBLIC COMMENT

There was no comment.

PRESIDENT

Discussion/action regarding the resignation of Trustee Gordon Steinbach from the Village Board effective December 31, 2006.

Motion (Kneiser/Birbaum) to accept Trustee Steinbach's resignation from the Village Board effective December 31, 2006, Carried with Trustee Steinbach abstaining.

Discussion/action regarding Resolution 125.

Mr. Foster read Resolution #125, expressing appreciation of services for retiring Village Trustee, Gordon Steinbach.

Motion (Kneiser/Birbaum) to approve Resolution #125, Appreciation of Service, Carried with Trustee Steinbach abstaining.

Trustee Steinbach thanked the Village Board.

Discussion/action regarding appointing Chris Shult for Village Board trustee to fill the vacated position on the Village Board through 2009 of Trustee Steinbach.

Motion (Schinzer/Kneiser) to appoint Chris Shult to fill the vacated Trustee position on the Village Board through 2009, Carried Unanimously.

Renewal of professional, yearly appointments for 1-year term through December 2007:

1. Arenz, Molter, Macy & Riffle S.C. as Village Attorneys.
2. Lake Country Engineers as Village Planner/Engineer.
3. Reilly, Penner & Benton as Village Accountant.
4. Kay & Kay, Attorneys-at-law, as Village Traffic Attorney.
5. Thomas Marks as Village Building Inspector.
6. Donald Wiemer as Fire Department Liaison to Okauchee and Village Commissioner to Summit Fire District.
7. Donald Wiemer as Municipal Court Representative.
8. Leyton Schultz Agency as Village Assessor.
9. David A. Farina as Village Arborist.
10. Hilton Neal as Oconomowoc Historical Representative.

Mr. Macy recommended that the Village Board renew yearly appointments representing companies instead of individuals.

Motion (Kneiser/Steinbach) to approve the yearly appointments subject to the Village Administrator checking with the individuals listed to see if they wanted their company listed as the appointment or the individual as listed above. Also remove Item #10 Hilton Neal as Oconomowoc Historical Representative from the list of yearly appointments, Carried Unanimously.

Appointments of election poll workers and Chief Inspectors for a 1 year term through Dec. 2007.

1. Bea LaBelle
2. Eleanor Heinrich
3. Anne Foster
4. Carol Falstad
5. Holly Krull
6. Lynne Bickler
7. Jean Neal

8. Christine Cornell
9. Andrea Clarkson
10. Colleen Lowry
11. Sharon McNellis

Motion (Schinzer/Birbaum) to approve the appointments of the election poll workers and chief inspectors for a one year term through December 2007, Carried Unanimously.

PLAN COMMISSION

Discussion/action regarding drafting an Ordinance requiring building inspection of non-owner occupied rental properties.

Mr. Wiemer explained the Plan Commission is looking for direction from the Village Board before drafting an Ordinance for building inspection of non-owner occupied rental properties.

Mr. Kneiser explained the Plan Commission directed Attorney Macy to draft a one page summary of the Plan Commission's consensus at the previous meeting to present to the Village Board for guidance before drafting an Ordinance.

Mr. Birbaum stated the Village Board's major concern was with safety violations and not building code violations. Discussion followed.

Mr. Shult, Village resident, requested to be heard. The Village Attorney stated the Village President could suspend the rules if there was no objection for public comment. The Village President suspended the rules and allowed public comment.

Mr. Shult stated when properties are sold the majority of people have home inspections regarding safety and building code violations. Discussed followed.

Mr. Kneiser stated the Plan Commission was only concerned with fire safety (i.e. smoke alarms) and maintenance code violations.

Mr. Birbaum made a motion to send this issue back to the Plan Commission and recommended the Plan Commission consult with a building inspector or other professional service for guidance on inspecting non-owner occupied rental properties. Motion died for lack of a second. It was therefore the consensus of the Board to not proceed with on an ordinance draft at this time.

ATTORNEY

Discussion/action regarding AT&T Video Services/Time Warner Issues.

Mr. Macy stated there was a meeting with Time Warner, AT&T, the Village President, Village Administrator and himself. Mr. Macy summarized the issues regarding the video services that AT&T is proposing for the Village of Oconomowoc Lake at the meeting. Discussion followed. Mr. Macy explained the legal ramifications regarding this issue.

The Board took no action.

Discussion/action regarding an Ordinance to regulate traffic and vehicles.

Mr. Macy stated the Village Administrator requested that the multiple traffic Ordinances and amendments be codified into one, and a draft in this regard was presented. Discussion followed.

The Board directed the Village Attorney to revise the traffic ordinance draft per their direction and resubmit for Village Board approval.

Motion (Birbaum/Steinbach) to table codifying all the traffic ordinances and amendments until the Village Attorney and Village Administrator could revise the traffic ordinance draft per the Village Board's direction and resubmit for the Board's approval, Carried Unanimously.

TREASURER

Checks

Motion (Birbaum/Kneiser) to approve check nos. 33917 through 33982, for regular monthly and all electronic tax payments, Carried Unanimously.

FINANCE

Discussion regarding monthly operating statement for December.

Monthly operating statement discussed.

Discussion/action regarding 2006 budget amendment.

Mr. Wiemer explained the changes for amending the 2006 Village budget.

Motion (Fischer/Birbaum) to approve amending the 2006 Village budget per attachment, by roll call vote, Owens, aye; Steinbach, aye; Birbaum, aye; Kneiser, aye; Foster, aye; Schinzer, aye; Fischer, aye. Motion Carried.

Discussion/action regarding end-of-year transfers.

Motion (Birbaum/Schinzer) to approve end-of-year designations which are designated as transfers to/from the budget appropriations, per attachment, Carried Unanimously.

Update on worker's compensation 2005 & 2006 payments for Police Dept.

Mr. Wiemer explained the worker's compensation insurance premium has decreased in 2006 from 2005 by \$14,355.

ADMINISTRATOR

Discussion/action on Resolution #126 establishing fees for the Village of Oconomowoc Building Code Inspections.

Mr. Wiemer explained Resolution #126 codifies the previous Resolution regarding the breakdown of the new fee schedule for building inspection.

Motion (Schinzer/Kneiser) to adopt Resolution #126 regarding the fee schedule for building code inspection, Carried Unanimously.

Discussion/action on Resolution #127 for setting the fee schedule for the Village of Oconomowoc Lake Public Boat Launch facility.

Mr. Wiemer requested adoption of Resolution #127 to adopt a new fee schedule for the public boat launch facility.

Motion (Fischer/Birbaum) to adopt Resolution #127 regarding the fee schedule for the Oconomowoc Lake public boat launch facility, *Carried Unanimously.*

Discussion/action regarding the 2007 Ambulance Service Contract.

Mr. Wiemer requested approval of the 2007 ambulance service contract.

Motion (Steinbach/Birbaum) to approve the ambulance service contract for 2007, *Carried Unanimously.*

Discussion/action regarding a Certified Survey Map for Erin Waldron, located in the Town of Oconomowoc.

Mr. Wiemer explained the Village received a request for approval of a certified survey map submitted by Erin Waldron located in the Town of Oconomowoc.

Motion (Birbaum/Steinbach) to approve the certified survey map submitted by Erin Waldron located in the Town of Oconomowoc, *Carried Unanimously.*

Discussion/action regarding the 2007 Joint Powers Agreement.

Motion (Steinbach/Birbaum) to approve the 2007 Joint Powers Agreement, *Carried Unanimously.*

Discussion/action regarding the Bartolotta 2007 Firework's contract.

Mr. Wiemer explained the Barolotta Company would provide ten percent increase in product if the Village would submit a fifty percent downpayment by February.

Motion (Schinzer/Birbaum) to approve the Bartolotta 2007 firework's contract subject to checking language in the contract and to submit a fifty percent downpayment by February, *Carried Unanimously.*

Update on inspection of Village properties with Maintenance code violations.

Mr. Wiemer updated the Board on the status of the inspections for properties with maintenance code violations.

POLICE CHIEF

No report.

FIRE COMMISSIONER

Mr. Wiemer updated the Board on the status of the proposed new firehouse and fire truck for Summit.

December 18, 2006

PUBLIC HEALTH AND SAFETY

Did not meet.

BOARD OF ZONING APPEALS

Did not meet.

ARCHITECTURAL CONTROL BOARD (ACB)

The ACB met in November and approved the following:

1. Jim and Tammy Crivello, 35340 Pabst Court, new single family residence.

CLERK

Discussion/action regarding December newsletter.

Motion (Birbaum/Schinzer) to approve the newsletter with the following revisions, Carried Unanimously:

1. Add a Trustee appreciation notice.
2. Revise paragraph under elected officials on front page to indicate they serve without compensation.

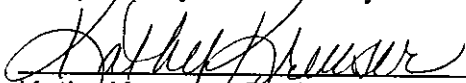
The Board directed the Clerk to put a reminder in the March newsletter regarding the maintenance ordinance.

COMMUNICATIONS

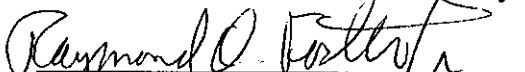
Trustee Fischer stated that the state has imposed a two percent tax levy limit on municipalities. The school systems levy higher percentages and Village properties are taxed on the equalized values instead of the assessed values. Trustee Fischer requested permission from the Board to challenge the current practice of being taxed on the equalized (fair market) value instead of the assessed value for the school portion of the tax bill. Mr. Fischer volunteered to follow up on this matter and report back to the Board.

With no further discussion being heard, motion (Birbaum/Kneiser) to adjourn was made at approximately 9:05 PM, and Carried Unanimously.

Respectfully submitted by:


Kathy Kreuser, Clerk-Treasurer

Approved and Ordered Posted by:


Raymond O. Foster, Jr., President