

# VILLAGE OF OCONOMOWOC LAKE

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## OCONOMOWOC LAKE VILLAGE BOARD MEETING

MINUTES OF MONDAY, January 20, 2025

Unofficial until approved by the Village Board.

Approved as written ☒ or with corrections ( ) on 2/17/25.

A meeting of the Village Board of the Village of Oconomowoc Lake was held on Monday, January 20, 2025, at 7:00 p.m., at the Village Hall, 35328 W. Pabst Road, Oconomowoc. Legal requirements for notification as required by law have been met. Roll call was taken with the following in attendance:

Present: President Bickler; Trustees: Taylor, Zimmermann, Fischer, Fellows, and Waltersdorf

Absent: Trustee Sheahan

Also present: Administrator/Police Chief Janicsek, Zoning Administrator Wiemer, Attorney Macy and Village Clerk, Teri Sayles

### ATTENDANCE

Gary Pestka (4542 N Sawyer Rd); Jef Fitch (36048 S Beach Rd)

### MINUTES

#### Discussion/action to approve previous meeting minutes:

##### a. December 16, 2024 Village Board Meeting

Motion (Fellows/Zimmermann) to approve the minutes from the December 16, 2024 Village Board Meeting.

Motion carried.

### PUBLIC COMMENT

Motion (Waltersdorf/Zimmermann) to Open Meeting to Public Comment on Agenda items at 7:02 p.m. Motion carried.

Gary Pestka (4542 N Sawyer Rd) requested a refund of the excess property tax he paid due to Assessor error.

Motion (Waltersdorf/Zimmermann) to Close Meeting to Public Comment on Agenda items at 7:05 p.m. Motion carried.

### VILLAGE PRESIDENT

President Bickler shared a press release regarding the lawsuit with the City of Oconomowoc vs the Village of Lac la Belle and Town of Oconomowoc. All parties have agreed to put a hold on litigation and will attempt, in good faith, to discuss terms for a global resolution of the issues of dispute. A copy of the press release was added to the village board packet.

### VILLAGE TRUSTEES

Trustee Waltersdorf asked to move the Pestka agenda item up.

#### Recommendation and possible action on a Resolution for Refund of Property Taxes Due to Palpable Error; Pestka Property.

Clerk Sayles stated there was an error in assessment of the Pestka property that resulted in an excessive tax bill. The Petka's paid the tax bill in full and are requesting a refund. The village assessor estimates the excess tax amount to be \$2,212.38.

Attorney Macy stated residents must review their tax assessment notice when received. Even when there is an assessment error, the village board has very limited discretion to act on assessment matters. This is a very rare

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situation the board may act on because the resident sent an initial letter and then filed a claim in accordance with the law.

Motion (Fischer/Waltersdorf) to adopt a Resolution approving the refund of excess taxes per the documentation in the packet. Motion carried.

#### **ADMINISTRATOR**

##### **Discussion/action to authorize the sale of the F550.**

Motion (Zimmermann/Fellows) to direct the administrator and Finance Committee Chair to list the F550 for sale at agreed upon terms. Motion carried.

#### **POLICE CHIEF**

##### **Police Department Monthly Report for December 2024.**

Chief Janicsek reviewed his report stating there were 21 citations, 318 total calls handled and 5065 road miles in December. Total citations and road miles were down compared to 2023; this is due to being down an officer on third shift.

##### **Discussion/action to approve the 2025 Joint Powers Agreement County 9-1-1 Emergency System.**

Motion (Zimmermann/Taylor) to approve the 2025 Joint Powers Agreement County 9-1-1 Emergency System. Motion carried.

#### **FIRE DEPARTMENT**

Chief Janicsek stated that the municipal administrators are meeting this week to review the findings of the study related to the funding formula. Municipal Chairs, President and Mayor will meet next week regarding the same.

#### **ZONING ADMINISTRATOR**

No agenda items

#### **PLAN COMMISSION**

Mr. Wiemer stated with the merge of Lac la Belle and Town of Oconomowoc; extra-territorial plat reviews will no longer be done by the village of Oconomowoc Lake.

#### **ATTORNEY**

No agenda items

#### **CLERK**

**Recommendation and possible action on a Resolution for Refund of Property Taxes Due to Palpable Error; Pestka Property.** See "TRUSTEES" above.

##### **Discussion/action regarding approval of an Operator License for Brian D Hoffman, Metro Market.**

Motion (Taylor/Zimmermann) to approve an Operator License for Brian D Hoffman, Metro Market. Motion carried.

#### **TREASURER**

##### **Discussion/action regarding approval of checks as shown on voucher list and all electronic payments.**

Motion (Fellows/Waltersdorf) to approve checks as shown on voucher list and all electronic payments. Motion carried.

##### **Discussion/action regarding acceptance of donations received from Village residents, as noted on Exhibit A, designated for use toward the fireworks display in July of 2025.**

Trustee Fischer stated incoming donations are down about \$2,000 compared to this time last year. There was also a large one-time donation that was divided at \$10,000 each for the 2023 and 2024 fireworks displays.

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Motion (Fellows/Zimmermann) to accept donations received from Village residents, as noted on Exhibit A, designated for use toward the fireworks display in July of 2025. Motion carried.

## **FINANCE COMMITTEE**

### **Discussion regarding the monthly operating statement for January 2025**

There were no comments regarding the January operation statement.

### **Discussion/action regarding approval of proposed 2024 year-end transfer revisions.**

Trustee Fischer added a one-time adjustment for funds acquired for the Lalumiere lot sales to the previously approved 2024 Transfers. This adjustment moves \$812,337 from the General Fund to the Land Acquisition and Sewer Fund.

Motion (Fischer/Taylor) to approve 2024 Year-End Transfers revision as shown on the memo in the packet and stated above. Motion carried.

## **BOARD OF ZONING APPEALS**

No agenda items.

## **ARCHITECTURAL CONTROL BOARD (ACB)**

No December meeting.

## **COMMUNICATIONS**

### **The following communications were in the packet:**

- a. City of Oconomowoc Public Hearing notice for January 21, 2025.
- b. January 7, 2025, email from Mary Cyrilla Behrndt.
- c. City of Delafield Public Hearing Notice for January 29, 2025.

## **CLOSED SESSION**

### **After the appropriate announcement by the Meeting Chairman, the Board will enter, by roll call vote, into**

#### **Closed Session pursuant to:**

Wis. Stats. 19.85(1)(g) Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. Specifically, the following: Litigation v. the Village of Lac La Belle and the Town of Oconomowoc.

Motion (Fischer/Zimmermann) to enter into Closed Session. On a roll call vote, all members present (6) voted Aye. Motion carried unanimously.

### **The Board will reconvene, by roll call vote, into Open Session for discussion and possible action on closed session items.**

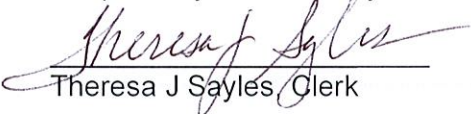
Motion (Zimmermann/Fellows) to reconvene into Open Session for discussion and possible action on items discussed in Closed Session. On a roll call vote, all members present (6) voted Aye. Motion carried unanimously.

Motion (Zimmermann/Taylor) to direct President Bickler to proceed as directed in closed session. Motion carried.

## **ADJOURNMENT**

With no further discussion being heard, a motion (Zimmermann/Taylor) to adjourn was made at 7:54 p.m. Motion carried.

Respectfully submitted by:

  
Theresa J Sayles, Clerk

Approved and ordered posted by:

  
Michael J Bickler Sr, President