

VILLAGE OF OCONOMOWOC LAKE

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**OCONOMOWOC LAKE VILLAGE BOARD MEETING MINUTES OF MONDAY,
January 21, 2008, Unofficial until approved by the Village Board. Approved as
written () or with corrections () on _____.**

The regular monthly meeting of the Board of Trustees of the Village of Oconomowoc Lake was held commencing at 7:00 p.m. on January 21, 2008, 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. Kneiser/President – present
Messrs., Bickler, Fischer, Owens (arrived 7:25 p.m.), Shult/Trustees – present
Messrs., Birbaum, Schinzer/Trustees – absent
Ms. Schlieve/ Clerk-Treasurer – present
Mr. Wiemer/Police Chief-Administrator – present
Mr. Macy/Attorney –present

ATTENDANCE

Pat McAdams (McAdams Realty Oconomowoc LLP)

MINUTES

Motion (Shult/Bickler) to approve the minutes of the December 17, 2007 Village Board Meeting and the minutes of the December 17, 2007 special joint Board and Plan Commission meeting as printed, Carried Unanimously.

PUBLIC COMMENT

Motion (Shult/Bickler) to open meeting to public comment on agenda items, Carried Unanimously.

Mr. Kneiser referred to an article entitled “State Has Deer in its Headlights” that was included in the trustees’ packets. The article states that Wisconsin ranks third nationwide for the highest likelihood of striking a deer in 2008. Tips on how to reduce the chance of a deer-vehicle collision are also included in the article.

Motion (Bickler/Shult to close meeting to public comment, Carried Unanimously.

PRESIDENT

Update on Village 50th Anniversary Plans.

Mr. Kneiser reported that a gathering of members of the volunteer group was held on January 9, 2008. Joe and Mimi Birbaum with Mike and Sue Bickler volunteered to co-chair the group. Good progress is being made on the plans. The next gathering of the group is on Wednesday, February 13, 2008 at 7:00 p.m. at the Village Hall. Residents interested in the project are encouraged to attend and share their ideas.

Accept Donation to Village: Lynne and Tom Hattori for \$500 towards Police Department Equipment.

Motion (Fischer/Bickler) to accept the donation made to the village by Lynne and Tom Hattori restricted by the donor for police department equipment, Carried Unanimously.

PLAN COMMISSION

There was no Plan Commission meeting in January; however, Mr. Wiemer advised there will be a meeting in February which will include a request to amend the conditional use for the Ullman horse farm to update the name, allow for additional horses, and construct an addition to the horse barn.

ATTORNEY

Discussion/action regarding code compliance per letter from Mr. Macy dated December 19, 2007.

Mr. Macy reported that the Wisconsin Court of Appeals upheld a sliding-scale re-inspection fee program that was developed by the City of Milwaukee. The fees related to inspections for code compliance of properties. The fees for inspections would increase each time an inspection was made due to a previous non-compliance of code. No action was taken.

Discussion/action regarding video franchising authority per letter from Mr. Macy dated January 10, 2008.

Mr. Macy explained that many municipalities receive franchise fees from cable providing companies. The Village receives no franchise fees, so should not be affected by any litigation that occurs regarding this matter.

Waiver of Conflict of Interest as it regards the Town of Summit Incorporation-Cooperative Boundary Agreement with Oconomowoc Lake.

There was a discussion at the November 19, 2007 Village Board meeting regarding a resolution to waive conflict of interest in the matter of the Town of Summit's pursuit of incorporation. Mr. Macy now has provided a letter advising the trustees that a resolution waiving conflict of interest had been approved by the Village board on July 17, 2006. The trustees expressed concern as to how this resolution will affect on-going matters with the Town of Summit's incorporation and the border agreement the Village has with them. The matter of the waiver will be placed on the agenda for the February 18, 2008 Village board meeting.

TREASURER

Checks

Motion (Bickler/Fischer) to approve check nos. 34919 through 35014, for regular monthly payments, and all electronic tax payments, *Carried Unanimously*.

FINANCE

Discussion regarding monthly operating statement for January.

The monthly operating statement was discussed.

ADMINISTRATOR

Discussion/action regarding Joint Powers Agreement for 2008 for the County 9-1-1 Emergency System.

Mr. Wiemer explained that this is an annual agreement that must be signed for the County to function as the 9-1-1 service for the Village of Oconomowoc Lake. Motion (Fischer/Bickler) to approve the Joint Powers Agreement for 2008 for the County 9-1-1 Emergency System, *Carried Unanimously*.

Update on Valentine Road Bridge repair per letter mailed to Village residents.

Mr. Wiemer explained that, as required by Federal funding regulations, all residents received a letter from the Village announcing a public information meeting to be held on January 30, 2008 from 7:00 p.m. to 9:00 p.m., at the Village Hall, to explain the plans for the Valentine Road Bridge rehabilitation. The work is scheduled for the summer of 2009.

Update on Smart Growth time table.

Mr. Wiemer advised the Smart Growth Plan has been completed by the Plan Commission and that staff will begin assembling the books for distribution to the trustees, plan commissioners, neighboring municipalities and the county. Plans will then be made for a public information meeting.

Discussion/action regarding lighting ordinance.

Mr. Wiemer reported that concerns had been raised regarding the hours of operation for outdoor luminaries. Section 4 (b)(iii) of the lighting ordinance (No. 178) states that illuminated recreational use may continue after 11:00 PM, but lighted only for so long as such use continues. Trustees expressed concern that the ordinance does not provide a definite time for the lights to be turned off. Mr. Macy will revise the current ordinance as follows: Section 4(b)(iii) will be changed to reflect that only commercial establishments may have lights on after 11:00 PM, as part of a conditional use permit; and Section 1(c) will be revised to reflect the correct exceptions. The ordinance will be placed on the agenda for the February 18, 2008 Village Board of Trustees meeting.

Discussion/action regarding “Master Planning Session” meeting for trails in western Waukesha County.

Mr. Wiemer advised that the Village had received an invitation to attend a planning session regarding a regional trail and/or greenway network that will connect neighboring communities. Other communities invited to attend were the City of Oconomowoc, Town of Oconomowoc, Village of Dousman, Town of Concord, Town of Ottawa, Town of Delafield, City of Delafield, Town of Summit, Village of Lac La Belle, and the parks director for Jefferson County. Discussion followed regarding whether the trails should go through the Village of Oconomowoc Lake. The trustees felt that having trails running through the village is not in accordance with the Master Plan. A letter will be sent to Gina Markson Magnus, the organizer of the planning session, to advise her that the Village does not wish to have trails within its boundaries.

Discussion/action regarding the sewer agreement for current Utility District.

Mr. Wiemer reported that the document needed some revisions. Mr. Macy also stated that he had reviewed the document and found many inconsistencies and a couple of major issues. Mr. Wiemer, Mr. Macy and Mr. Kneiser will review the document together and make corrections, changes, and additions, and then refer the document back to the City of Oconomowoc for their review. The issue of unpaid electric bills owed to the City Utilities, and how the City recovers those funds, was also discussed. Since no action was taken, there was no need for the Village of Oconomowoc Lake Utility District to meet following the Village Board of Trustees meeting.

Discussion and referral to plan commission regarding Ordinance 17.34 (condominiums) of the Zoning Code as it pertains to the business district.

Mr. Wiemer reported that Mr. McAdams would like to “condominium-size” his property in the business district. That would allow each of the individual businesses to have its own tax key number and pay their own property taxes accordingly. Currently the zoning code allows condominiums in residential areas of the Village, but there is no mention of the business district. Mr. Macy advised that the ordinance could be revised to indicate that it included the B-1 and I-1 districts.

Motion (Bickler/Shult) to initiate the petition to amend the zoning code to allow for condominiums in the business and industrial districts, and to refer this to the Plan Commission for their recommendation, *Carried Unanimously.*

POLICE CHIEF

A question was asked regarding who is responsible to repair a damaged stone wall within the road right-of-way on someone’s property in the Village. Mr. Wiemer will check with the property owner whose wall was damaged, but questioned whether the owner was responsible for the repair since the stone wall is in road right-of-way. An additional question was asked. Can the stone walls be protected? Since this matter

was not on the agenda, it will be placed on the February 18, 2008 agenda for further discussion and possible action.

FIRE COMMISSIONER

Mr. Wiemer advised that the new fire truck for the Summit Fire District has been delivered. It is currently being kept at the Oconomowoc Fire Department since the Summit Fire Department's garage is not large enough for the truck. The finalization for the land for a new fire station and a lease for that station has not yet been completed. There will also need to be training on the new fire truck and that will take six months.

PUBLIC HEALTH AND SAFETY

No report.

BOARD OF ZONING APPEALS

The board did not meet.

ARCHITECTURAL CONTROL BOARD (ACB)

There was no December meeting. There will be a meeting in January regarding the Ullman horse farm.

CLERK

The clerk advised that the Southeastern Wisconsin Regional Planning Commission Report No. 53, *A Regional Broadband Telecommunications Plan for Southeastern Wisconsin*, is available at the Village Hall for viewing. In addition, two maps are available for residents to pick up or review regarding the proposed Pabst Farms Development.

COMMUNICATIONS

There were no communications.

With no further discussion being heard, motion (Bickler/Owens) to adjourn was made at approximately 8:47 p.m., and Carried Unanimously.

Respectfully submitted by:

Cindy J. Schlieve, Clerk-Treasurer

Approved and Ordered Posted by:

Richard J. Kneiser, President