

# VILLAGE OF OCONOMOWOC LAKE

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**OCONOMOWOC LAKE VILLAGE BOARD MEETING MINUTES OF MONDAY,  
March 17, 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 7:07 p.m., immediately following the public hearing, on March 17, 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, Birbaum, Fischer, Owens, Schinzer, and Shult/Trustees – present  
Ms. Schlieve/ Clerk-Treasurer – present  
Mr. Wiemer/Police Chief-Administrator – present  
Mr. Macy/Attorney –present

## **ATTENDANCE**

Kathy Moore (Moore Consulting), Ed Johnson, and Terri Anne Ullman

## **MINUTES**

Motion (Shult/Owens) to approve the minutes of the February 18, 2008 Public Hearing and Village Board meeting, and the March 3, 2008 Special Village Board meeting as printed, Carried Unanimously.

## **PUBLIC COMMENT**

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

Mr. Kneiser and the trustees expressed their thanks to Kathy Moore for all her work on the Smart Growth Plan and her presentation at the public information meeting.

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

## **PRESIDENT**

### **Discussion/action regarding the adoption of an ordinance to adopt the Village of Oconomowoc Lake Smart Growth Plan Pursuant to Sections 62.23 and 66.1001 of the Wisconsin Statutes, per Plan Commission Resolution No. 135.**

Motion (Shult/Schinzer) to adopt an ordinance that adopts the recommended Smart Growth Plan for the Village of Oconomowoc, with the revision of paragraph D3 on page 18, to read as follows: "The Village should not permit or provide sanitary sewer service, unless such service is necessary to replace failing private septic systems, or those which threaten the quality of the lake.", Carried Unanimously.

### **Update on Village 50<sup>th</sup> Anniversary Plans.**

Mr. Birbaum reported that a band has been contracted for the event. Other preparations and discussions are ongoing. The next gathering of the group is set for 7:00 p.m. on June 18, 2008 at the Birbaum residence.

### **Appointment of additional election inspectors for a term expiring December 31, 2008. 1) Carol Fischer and 2) Scott Lowry.**

Motion (Owens/Shult) to approve the appointment of Ms. Carol Fischer and Mr. Scott Lowry as election inspectors for a term expiring December 31, 2008, Carried Unanimously.

## **PLAN COMMISSION**

**Discussion/action regarding the approval of the conditional use agreement for Terri Anne Ullman and Ken Ullman, D/B/A Winsome Farm to operate a semi-private riding stable in the Village of Oconomowoc Lake located at 35470 W. Pabst Road. Additionally, the petitioner requests a special exception which would allow for the height of accessory structures (arena) to exceed the maximum height of 16 feet when it pertains to agricultural structures. The special exception will allow for a 200 foot addition to the current arena, which will also include added box stalls. The special exception is included in the conditional use agreement.**

Mr. Wiemer explained the agreement and the special exception for the height of the building. He also advised that there is a plan for handling the manure included in the conditional use document. The Plan Commission has recommended approval of the conditional use agreement.

Motion (Shult/Birbaum) to approve the conditional use agreement for Terri Anne Ullman and Ken Ullman, D/B/A Winsome farm to operate a semi-private riding stable in the Village of Oconomowoc Lake located at 35470 W. Pabst Road, to include a special exception for the height of accessory structures, *Carried Unanimously*.

### **Update on the Town of Summit's pursuit of incorporation.**

Mr. Wiemer reported that he and Mr. Kneiser had met with Mr. Henry Elling, Town Administrator and Planner, and Mr. Len Susa, Town Chairman. They reviewed the list of concerns that were noted during the closed session meeting held in February. The Town of Summit has agreed to pay for the special counsel the Village will need in order to review the boundary agreement; and they have agreed that any amendments agreed upon will be included in the agreement whether or not the Town is successful in its pursuit of incorporation. Mr. Kneiser noted that the representatives of the Town also agreed with the concerns the Village has regarding maintaining lot sizes and single family residential zoning consistent with the Village zoning for certain properties in the Town abutting the Village that may be developed in the future.

## **ATTORNEY**

### **Discussion regarding the 2008 Wisline Series "Local Land Use Planning" and Local Subdivision Regulation and the Use of Impact Fees"**

Mr. Macy noted that in his letter of February 28, 2008, he advised that the above noted materials are available for trustees to review. The trustees may request a copy from Mr. Macy.

## **TREASURER**

### **Checks**

Motion (Bickler/Birbaum) to approve check nos. 35092 through 35168, for regular monthly payments, and all electronic tax payments, *Carried Unanimously*.

## **FINANCE**

### **Discussion regarding monthly operating statement for March.**

The monthly operating statement was discussed.

Mr. Fischer also noted that he has been working with accountants at Reilly, Penner and Benton on the management letter for the annual audited financial statements, and has been encountering difficulties in the interpretations of GASB 34, which are the generally accepted accounting principles that govern municipal accounting practices. He will continue to work with the accounting firm, and hopes to have the matters resolved very soon.

## **ADMINISTRATOR**

### **Discussion/action regarding approval of road paving projects for 2008 (Pabst Road and LaLumiere Subdivision), and the submittal of the loan application to the Board of commissioners of Public Lands for \$100,000 for the Pabst Road portion of the paving.**

Motion (Birbaum/Bickler) to authorize the road paving projects for 2008 (Pabst Road and LaLumiere Subdivision), and to obtain bids for the projects, *Carried Unanimously*.

Additional discussion followed regarding the method of payment for the projects. Mr. Fischer suggested that the Village borrow funds from itself, paying the funds back with interest and possibly by selling one of the village-owned lots in the LaLumiere subdivision. The April agenda will include a funding plan for road projects.

### **Discussion/action regarding appointment of special counsel in the matter of the boundary agreement with the Town of Summit.**

Mr. Wiemer reported that information regarding the proposed special counsel, Mr. John A. St. Peter, had been included in the trustees' packets. Motion (Schinzer/Shult) to approve the appointment of Mr. John A. St. Peter as special counsel in the matter of the boundary agreement with the Town of Summit, *Carried Unanimously*.

### **Discussion/action regarding the new service agreement with the City of Oconomowoc for the Utility District located on E. Wisconsin Avenue in the Business and Industrial Districts of the Village of Oconomowoc Lake.**

Mr. Macy explained that he had reviewed the changes that City Attorney, Mr. William Chapman, had requested. The changes requested are acceptable. Motion (Owens/Shult) to approve the agreement and authorize the Village President and Village Clerk to sign the agreement, *Carried Unanimously*.

## **POLICE CHIEF**

No report.

## **FIRE COMMISSIONER**

Mr. Wiemer advised that the next meeting of the Summit Fire District will be on March 19, 2008. The District is still waiting on permits for the new fire station.

## **PUBLIC HEALTH AND SAFETY**

No report.

## **BOARD OF ZONING APPEALS**

The board did not meet.

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

The ACB met in February and approved remodeling plans for the house owned by Dick and Kris Heinrich (formerly owned by Don and Carol Jung), located at 4255 West Beach Road.

## **CLERK**

### **Discussion/action regarding the March newsletter.**

Motion (Birbaum/Shult) to approve the March quarterly newsletter, *Carried Unanimously*.

### **Discussion/action regarding setting spring burning dates for the Village. (Burning dates last year were from 04/14/07 to 05/06/07.)**

Motion (Birbaum/Bickler) to set the spring burning dates for 2008 as April 12 through May 11, *Carried*. Mr. Fischer opposed the motion.

**COMMUNICATIONS**

There were no communications.

With no further discussion being heard, motion (Bickler/Shult) to adjourn was made at approximately 8:06 p.m., and Carried Unanimously.

Respectfully submitted by:

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Cindy J. Schlieve, Clerk-Treasurer

Approved and Ordered Posted by:

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Richard J. Kneiser, President