

VILLAGE OF OCONOMOWOC LAKE

35328 West Pabst Road, Oconomowoc, WI 53066

Phone: (262) 567-5301 Web: www.oconlake.com
Fax: (262) 567-7447 e-mail: villagehall@oconlake.com

**OCONOMOWOC LAKE VILLAGE BOARD MEETING
MINUTES OF MONDAY, March 21, 2011,
Unofficial until approved by the Village Board.
Approved as written (X) or with corrections () on April 18, 2011.**

The regular monthly meeting of the Board of Trustees of the Village of Oconomowoc Lake was held on March 21, 2011, commencing at 7:06 p.m., at the Village Hall, 35328 W. Pabst Road, Oconomowoc, Wisconsin. Legal requirements for notification as required by law have been met. Roll was taken followed by the Pledge of Allegiance with the following in attendance:

Mr. Kneiser/President – present
Messrs., Bickler, Birbaum, Falstad, Owens/Trustees – present
Messrs., Fischer, Shult/Trustees – absent
Ms. Schlieve/ Clerk-Treasurer – present
Mr. Wiemer/Police Chief-Administrator – present
Mr. Macy/Attorney –present

ATTENDANCE

Ed Johnson

MINUTES

Motion (Falstad/Bickler) to approve, as printed, the minutes of the February 21, 2011 Village Board meeting, and the public hearing, Carried Unanimously.

PUBLIC COMMENT

There was no public comment.

PRESIDENT

There was no report.

PLAN COMMISSION

There was no report, as the Commission did not meet in March.

ATTORNEY

Discussion/action regarding letter from Mr. Macy to Reilly, Penner & Benton regarding the 2010 audit of financial statements

Mr. Macy noted that his firm has furnished the Village's accounting firm (Reilly, Penner & Benton) with a letter detailing any knowledge of threatened or pending litigation and unasserted claims and assessments affecting the Village of Oconomowoc Lake. A copy was provided to Trustees. No action necessary.

TREASURER

Checks

Motion (Bickler/Birbaum) to approve check numbers 38321 through 38388, for regular monthly payments, a check to be written to Radix Auto Body for truck repair, and all electronic payments, Carried Unanimously.

FINANCE

Discussion regarding monthly operating statement for March

Mr. Wiemer reviewed the monthly operating statement.

Discussion/action regarding the 2010 year-end financial audit

The 2010 year-end financial audit is expected to be ready for review and possible approval at the April 18, 2011 Village Board of Trustees meeting. Mr. Fischer is preparing the M D & A letter.

ADMINISTRATOR

Discussion/action regarding update on the progress of the three notices of zoning violations

Mr. Wiemer provided copies of the letters sent most recently to Ms. Marie Kasten regarding 4654 Lake Club Circle, Mr. Robert O. Remien regarding 35900 W. Pabst Road, and Mr. James Schneider regarding 34927 Fairview Road. Ms. Kasten has removed the arches on her property between the house and the lake, and has agreed to complete resizing the patios once the ground thaws in the spring. Additionally, her large exterior lights do not comply with the zoning code, and they will be brought into compliance. Mr. Remien's property has agreed to complete compliance in the spring when the ground has thawed. Mr. Schneider has not yet responded to the request for further clarification regarding the use of his coach house; however, Mr. Wiemer noted that it appears that no one is currently using the coach house for human habitation. The issue of the Schneider pergola remains unresolved.

Mr. Kneiser requested that the Trustees continue to receive a monthly update on the progress of these three properties' zoning violations until everything is in compliance, including copies of all related correspondence.

Update on Heinrich extension

Mr. Wiemer reported that Mr. Heinrich has taken out a new building permit for the unfinished portions of his remodeling project at his house located at 4255 West Beach Road.

Discussion/action regarding setting the spring 2011 burning dates for the Village. (Burning dates for 2010 were 04/10/10 through 05/09/10; proposed for 2011 is 04/09/11 through 05/08/11)

Motion (Birbaum/Bickler) to set the spring burning dates for 2011 as April 9th through May 8th, *Carried Unanimously*.

Discussion/action regarding letters drafted by Mr. Macy for the two notices of claim for excessive assessment currently pending (Nancy C. Latta regarding 34907 W. Fairview Road, and Mart A. Olson regarding land on E. Wisconsin Avenue)

Mr. Macy explained the draft letters he had provided for the Trustees. Each draft letter indicates that the Village Board does not anticipate taking final action on either claim within 90 days after the claim was filed; and therefore, the claim is deemed to be disallowed effective 90 days after the claim was filed.

Motion (Bickler/Owens) to give Mr. Macy the authority to send letters regarding notices of claim to Nancy C. Latta and Mart A. Olson, as noted above, with the letters to be mailed on or about April 20, 2011, *Carried Unanimously*.

Discussion/action regarding payout of employee benefits

Mr. Wiemer reported that Robert Wuerl had retired from the Oconomowoc Lake Police Department, effective March 18, 2011. He requested approval for the payout of benefits due Mr. Wuerl upon his retirement. The payout includes vacation days earned but not taken, paid holidays earned but not taken, and his wages earned from March 16, 2011 through March 18, 2011, for a total payout of \$9,793.06 (as noted on the attached spreadsheet).

Motion (Bickler/Birbaum) to approve the lump sum payment due to Robert Wuerl of \$9,793.06, effective with his retirement on March 18, 2011, *Carried Unanimously*.

Discussion/action regarding Estimated 2012 General Transportation Aid Payments and County and Municipal Aid Program under Governor's Proposed Budget

Mr. Wiemer reviewed the proposed cuts to the payments the Village receives from the State of Wisconsin. No action was taken.

Discussion/action regarding the Governor's budget repair bill as it applies to Village staff

Mr. Wiemer presented information regarding the salaries of Chris Arendt (Department of Public Works), Cindy Schlieve (Clerk), Michele Cannariato (Deputy Clerk), and Andy Helwig (police lieutenant), and how those employees' salaries will be affected by the Governor's budget repair bill. Mr. Wiemer noted that he was not expecting an immediate decision on the matter due to the absence of Mr. Fischer, chair of the Finance Committee. Trustees requested the Mr. Wiemer include his own salary, and the effects upon it, along with the information presented for the other employees noted above. Mr. Wiemer noted that he may have some alternatives for his own situation that could save the Village some money. Trustees would like to look at whatever alternatives are available.

Motion (Bickler/Falstad) to have the Finance Committee review the pending effect on salaries, based on the Governor's budget repair bill, and that the effect to Don Wiemer's salary be considered along with the other staff who are affected by the budget repair bill, *Carried Unanimously*.

Discussion/action regarding employee retirement contributions as pre-tax

Mr. Wiemer explained that a 125 Plan would allow the Village to deduct the required employee Wisconsin retirement contributions as a pre-tax deduction. The Village is not currently enrolled in a 125 Plan, so would need to do so in order to deduct the retirement contributions as pre-tax.

Motion (Bickler/Owens) to hold this item over to be considered by the Finance Committee, along with all the other ramifications of the budget repair bill, and that the findings of the Finance Committee be included in a recommendation to the Village Board at a future meeting, *Carried Unanimously*.

POLICE CHIEF

Mr. Wiemer provided information regarding the rate of water flow over the dam and through the dam gates. The information was compiled by Rob Davy of Lake Country Engineering. Mr. Wiemer will forward the information to the Department of Natural Resources.

Mr. Wiemer reported that there had been a theft of tires and rims from 12 vehicles at Ewald Automotive.

FIRE COMMISSIONER

Mr. Wiemer stated that the monthly meeting of the Summit Fire District had been held on March 17, 2011. Four or five new fire fighters have been hired. Mr. Kneiser noted that there was supposed to be a meeting held with the City of Oconomowoc Mayor regarding a possible consolidation of fire departments, per recommendation from the January 12, 2011 meeting held between the Villages of Oconomowoc Lake and Summit and the Summit Fire District. There were numerous attempts made to arrange for a meeting prior to a deadline of March 22, 2011. A meeting has now been set for April 5, 2011. The meeting that was planned by the Villages of Oconomowoc Lake and Summit and the Summit Fire District for March 23, 2011, to review the matter, has been cancelled until such time as information from the planned April 5th meeting is available to review.

BOARD OF ZONING APPEALS

There was no meeting.

ARCHITECTURAL CONTROL BOARD (ACB)

There was a meeting on February 28, 2011 at which plans were presented by Mr. and Mrs. Chris Mortonson for a roof change to the third floor on the west side of their single family home located at 4325 West Beach Road; and Mr. Bryan Waltersdorf, 4508 Hewitts Point Road, for a reconstruction, remodel, and style change to the garage/apartment structure. The plans for both applicants were approved.

CLERK

Discussion/action regarding the March 2011 Village Newsletter

Trustees reviewed the proposed newsletter and requested several revisions to the section pertaining to wake boats.

Motion (Falstad/Birbaum) to approve the March 2011 Village Newsletter, with the above-noted revisions, Carried Unanimously.

COMMUNICATIONS

Communications included the following:

- Farina Tree Care, Inc. letter dated February 18, 2011
- Focus on County Government from the County Executive's Office
- Notice of Public Hearing conducted by the Executive Committee of the Waukesha County Board on Monday, April 18, 2011, at 8:30 a.m.

ADJOURNMENT

With no further discussion being heard, a motion (Bickler/Falstad) to adjourn was made at approximately 7:55 p.m., and Carried Unanimously.

Respectfully submitted by:

Approved and ordered posted by:

Cindy J. Schlieve, Clerk-Treasurer

Richard J. Kneiser, President