

VILLAGE OF OCONOMOWOC LAKE

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OCONOMOWOC LAKE VILLAGE BOARD MEETING MINUTES OF MONDAY, May 17, 2010, Unofficial until approved by the Village Board. Approved as written () or with corrections (X) on 06/21/2010.

The regular monthly meeting of the Board of Trustees of the Village of Oconomowoc Lake was held immediately following a public hearing on May 17, 2010, 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 following the Pledge of Allegiance with the following in attendance:

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

ATTENDANCE

Ed Johnson, Walter Garlock (Village Storage of Oconomowoc, LLC), and Amy Zea

MINUTES

Motion (Falstad/Shult) to approve, as printed, the minutes of the April 19, 2010 Village Board public hearing; and to approve the minutes of the April 19, 2010 Village Board meeting, with the addition noted below, Carried Unanimously.

Addition to the third paragraph, immediately following the third sentence, in the Ewald Kia discussion:
The matter of the water retention and run-off plan must be approved by the Village Administrator.

PUBLIC COMMENT

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

Mr. Wiemer noted that Mrs. Zea may wish to comment on the matter of revising the areas of the Village in which bow hunting is allowed. The trustees agreed that Mrs. Zea may comment on that agenda item at the time of its discussion.

Motion (Bickler/Birbaum) to close the meeting to public comment on agenda items, Carried Unanimously.

PRESIDENT

There was no report.

PLAN COMMISSION

Discussion/action regarding the recommendation of the Plan Commission to approve the request of Mr. Walter Garlock to renew his conditional use permit for Village Storage of Oconomowoc, LLC located at 36205 E. Wisconsin Avenue in the Village of Oconomowoc Lake business district.

Motion (Owens/Birbaum) to approve, per Plan Commission recommendation, the request of Mr. Walter Garlock to renew his conditional use permit for Village Storage of Oconomowoc, LLC located at 36205 E. Wisconsin Avenue in the Village of Oconomowoc Lake business district, Carried Unanimously.

Discussion/action regarding the Plan Commission zoning amendment petition to amend the current Village Zoning Code (Chapter 17) regarding an ordinance to repeal and recreate the definition of "structure" and the regulation of swimming pools within the Village of Oconomowoc Lake.

A motion (Fischer/Bickler) was made to revise sections 3, 4, 5 and 6 of the proposed amendment to the Village Zoning Code to state: "No accessory structure, except a swimming pool, constructed at grade or below grade, *and its security fence*, shall be located in the offset areas of the main building." The revision would affect R-1, R-2, R-3, and R-4 zoning districts.

Discussion followed. Mr. Birbaum noted his continuing opposition to this zoning amendment, stating that he feels that the Village should regulate the specific items of concern, such as slides, or other pool accompaniments, and not the swimming pools themselves. He feels the zoning amendment is too restrictive. After further discussion, the original motion, made by Mr. Fischer and seconded by Mr. Bickler, was withdrawn.

Mr. Fischer stated that the matter should be returned to the Plan Commission for further discussion. He suggested that the zoning amendment should allow swimming pools between the high water mark and the residence as long as the residence setback was 125 feet or greater, that the pool would be set no closer than 75 feet from the water, and that the pool would be less than the width of the residence.

Motion (Fischer/Birbaum) to table this matter to a future Village Board of Trustees meeting after additional review and possible revision by the Plan Commission, *Carried Unanimously*.

ATTORNEY

Discussion/action regarding 2009-2010 Wisline Series "Current Issues Affecting Local Government Officials and Regulation of Alcohol Beverage Licensing", per correspondence from Mr. Macy dated April 19, 2010.

Mr. Macy advised that he had attended the above noted Wisline Series, and that there are no major changes in the laws. He will keep the trustees informed of any changes that may affect the Village.

Discussion/action regarding revaluation notification as required in 2009 Wisconsin Act 68, per correspondence from Mr. Macy dated May 12, 2010.

Mr. Macy explained that new legislation requires the Village to post a notice on its website advising residents that a revaluation of the Village is taking place. The language needed was included in Mr. Macy's letter, and Mr. Wiemer will update the website accordingly.

TREASURER

Checks

Motion (Falstad/Bickler) to approve check nos. 37583 through 37618 for regular monthly payments, and all electronic transfers, *Carried Unanimously*. Ms. Schlieve noted that check nos. 37577 through 37582 had been voided due to a printing error.

FINANCE

Discussion regarding monthly operating statement for May.

Mr. Fischer reviewed the monthly operating statement.

ADMINISTRATOR

Discussion/action regarding the request of the majority of residents on South Beach Road to add their neighborhood into the areas of the Village in which bow hunting is allowed.

Mr. Wiemer explained that the addition to the areas in which bow hunting are allowed would include South Beach and West Beach Roads, inclusive up to and including the present David Pabst property. Mrs. Zea stated that, per the letter submitted by the South Beach Road neighborhood, the deer

population has become very large, and that the deer have decimated many of the yards and gardens in the neighborhood.

Motion (Birbaum/Bickler) to amend the map indicating the areas in which bow hunting is allowed to include South Beach Road and up to and including 4200 West Beach Road, Carried Unanimously.

Discussion/action regarding an ordinance requiring commercial, institutional or manufacturing structures to provide a public key box system for fire department use.

Mr. Wiemer explained that the Summit Fire District has requested the Village to adopt this ordinance, which requires a public key box system to be installed on all new commercial, institutional or manufacturing structures. They key box system is necessary to assist the fire department in entering a building due to a report of fire or fire alarm. Motion (Shult/Birbaum) to adopt an ordinance for use of a rapid entry system (key box) for Summit Fire District Properties in the Village of Oconomowoc Lake, Carried Unanimously.

Update regarding stop signs at the intersections of Sawyer Road and Pabst Road, and Valley Road and Pabst Road.

Mr. Wiemer stated that there has been no new communication with Waukesha County regarding this matter. Mr. Falstad reported that he had checked with the Public Works Department, and the matter is currently sitting on their desk and is being reviewed.

POLICE CHIEF

There was no report.

FIRE COMMISSIONER

Mr. Wiemer reported that he and president Kneiser had attended a meeting with the new City of Oconomowoc Mayor, Jim Daley, regarding the possible merger of the Summit Fire Department and the Oconomowoc Fire Department. The matter will be reviewed by the Mayor Daley with his staff and advisors, and recommendations regarding the possible merger will be made at a later date. The Summit Fire District is working on a pro-forma budget for a combined department, and the City will also do so.

BOARD OF ZONING APPEALS

A Board of Zoning Appeals hearing is scheduled for June 16, 2010, with a possible continuation date of June 17, 2010, in regard to the request of Patrick and Jana Eilers.

ARCHITECTURAL CONTROL BOARD (ACB)

There will be a meeting on May 24, 2010.

CLERK

There was no report.

COMMUNICATIONS

There were no communications.

With no further discussion being heard, a motion (Owens/Shult) to adjourn was made at approximately 8:07 p.m., and Carried Unanimously.

Respectfully submitted by:

Approved and ordered posted by:

Cindy J. Schlieve, Clerk-Treasurer

Richard J. Kneiser, President