

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, August 15, 2011,
Unofficial until approved by the Village Board.
Approved as written (X) or with corrections () on 09/19/2011.

The regular monthly meeting of the Board of Trustees of the Village of Oconomowoc Lake was held on August 15, 2011, commencing at 7:05 p.m., immediately following a public hearing, 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. Birbaum/President – present
Messrs., Bickler, Falstad, Fellows, Fischer, Shult/Trustees – present
Mr. Owens/Trustee – absent
Ms. Schlieve/ Clerk-Treasurer – present
Mr. Wiemer/Police Chief-Administrator – present
Mr. Macy/Attorney –present

ATTENDANCE

Steve Macaione, Joe Faretta, Margie Erdmann, Paul Breiwa

MINUTES

Motion (Falstad/Shult) to approve, as printed, the minutes of the July 18, 2011 Village Board meeting, Carried Unanimously.

PUBLIC COMMENT

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

Mr. Joe Faretta, 3821 LaLumiere Road, commented about the use of the “pass through” that is located on Sylvan Lane in the LaLumiere Subdivision, next to Mr. Faretta’s property. Mr. Faretta also indicated that he would be willing to purchase and install a gate and/or fencing at either end of the “pass through”, if that is the way the Village Trustees want to try to remedy the problem.

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

PRESIDENT

Discussion/action regarding the “pass through” on Sylvan Lane in the LaLumiere subdivision

Mr. Wiemer explained that the “pass through” had been created for the residents of the LaLumiere subdivision after the vacation of three (3) roads that connected both ends of LaLumiere Road. The purpose of the “pass through” was to allow passage on a vacated section

of road to those residents whose deed gave them the right to use the multi-family dock located on the channel in the LaLumiere subdivision. Otherwise, those residents had to drive outside the subdivision, going onto Pabst Road and then back into the subdivision, in order to get to the dock. Mr. Faretta provided a list that indicated the residents and non-residents who were using the “pass through” for purposes other than getting to the dock. In doing so, those people were trespassing on Village-owned property. Mr. Wiemer noted that a letter had been sent to the residents of LaLumiere in July of 2010 explaining the proper use of the “pass through”. Residents and non-residents continue to trespass on the Village-owned property. Additionally, a meeting had been held immediately prior to the Village Board of Trustees meeting, with residents of LaLumiere invited to explain the usage of the “pass through” or offer suggestions to alleviate the problem. Mr. Birbaum, Mr. Fischer, and Mr. Wiemer met with those residents in the LaLumiere subdivision at the “pass through” location.

Mr. Bickler suggested that a gate could be installed to prevent unauthorized usage of the “pass through”. The gate should deter anyone who was not a resident and encourage residents to use the “pass through” in the proper manner. It was noted that fencing would also have to be installed; otherwise, people would just drive around the gate and trespass on Mr. Faretta’s property. It was noted that if fencing is installed, it should be completely on the Village-owned property to prevent any ownership issues that may arise in the future.

Motion (Bickler/Falstad) to table the matter to allow time for Mr. Faretta to work with Mr. Wiemer in order to create a gate and fencing plan for the “pass through” and present it to the Trustees at the September 19, 2011 meeting for review and possible approval, Carried Unanimously.

Discussion/action regarding progress of the study group reviewing assessment procedures and methodology; and, Discussion/action regarding the proposed RFP for the Village Assessor

Mr. Birbaum provided an update on the progress of the study group reviewing assessment procedures and methodology. The group has created a request for proposals (RFP) for assessment services. The most recent copy was distributed to the Trustees at the time of the Village Board meeting, so they had not had an opportunity to review the RFP.

Motion (Bickler/Shult) to request the Trustees to review the RFP for assessment services, and submit their comments to Mr. Wiemer by Thursday, August 18, 2011; and, to authorize Mr. Birbaum to give Mr. Wiemer the authority to send out the RFP for assessment services if the Trustees’ comments have indicated their approval of the document, Carried Unanimously.

PLAN COMMISSION

Discussion/action regarding request for an amendment to the Conditional Use Permit for the Oconomowoc Lake Club for the purpose of building a new tennis building, to replace the existing structure, on the Lake Club’s property located at 4661 Lake Club Circle, Oconomowoc

Mr. Wiemer reported that the Plan Commission had reviewed the proposed amendment to the Conditional Use Permit for the Oconomowoc Lake Club, and recommended the matter be given a public hearing and approval by the Trustees. The public hearing was held immediately prior to the Trustee meeting, with no objections being heard from those in attendance.

Motion (Bickler/Falstad) to approve the proposed amendment to the Conditional Use Permit for the Oconomowoc Lake Club to build a new tennis building, to replace the existing structure, on the Lake Club's property located at 4661 Lake Club Circle, in the Village of Oconomowoc Lake, Carried. Mr. Fellows abstained from the vote.

Discussion/action regarding use variances: An Ordinance to Repeal and Recreate Section 17.61(4)(b) Entitled "Powers" of the Village of Oconomowoc Lake Village Code, per correspondence from Mr. Macy dated June 21, 2011 and recommendation of the Plan Commission for Village Board review

Mr. Wiemer reported that the Plan Commission had reviewed the proposed ordinance and had recommended that the Village Board review it for any possible comment or changes prior to setting the matter for public hearing and final approval.

Motion (Fischer/Bickler) to table the matter to the September 19, 2011 Village Board meeting, Carried Unanimously.

ATTORNEY

Discussion/action regarding Concealed Carry Law, Municipal Impacts, per correspondence from Mr. Macy dated July 20, 2011

Mr. Macy explained that he had provided an opinion letter to all of his municipalities for their reference and possible future action. Mr. Wiemer stated that he did not foresee any issues in regard to concealed carry at this time. Mr. Macy noted that if the Trustees wanted to prohibit the carrying of weapons, either concealed or open, for the entire Village Hall, not just in the police department area, then signage must be created stating that prohibition. The matter was deferred to Mr. Wiemer to handle as he deemed necessary.

TREASURER

Checks

Motion (Bickler/Shult) to approve check numbers 38657 through 38720, for regular monthly payments, and all electronic payments, Carried Unanimously.

FINANCE

Discussion regarding monthly operating statement for August

Mr. Fischer reviewed the monthly operating statement.

ADMINISTRATOR

Discussion/action regarding acceptance of the donation of framed artwork from Hilton and Jean Neal

Mr. Wiemer advised the Trustees that Hilton and Jean Neal had donated ten (10) pieces of framed artwork, including some maps and pictures of property in the Village. The artwork was available for viewing by the Trustees. Mr. Wiemer stated that the artwork could be displayed nicely in the Village Hall. Motion (Bickler/Shult) to accept the generous donation of framed artwork received from Hilton and Jean Neal, Carried Unanimously.

POLICE CHIEF

There was nothing to report.

FIRE COMMISSIONER

Mr. Wiemer stated that work is continuing relating to a possible merger of fire departments.

BOARD OF ZONING APPEALS

There was no meeting.

ARCHITECTURAL CONTROL BOARD (ACB)

Update regarding meeting held on July 25, 2011

There was a meeting on July 25, 2011 at which plans were presented by Mr. and Mrs. John Sproule, of 36020 North Beach Road, for window and siding changes for the attached garage previously approved; Dr. James Leaman, of 4510 Sawyer Road, for an unattached 2-car garage; Mr. and Mrs. Brennan Smith, of 35947 North Beach Road for a new single family residence; and the Oconomowoc Lake Club, for property located at 4661 Lake Club Circle, for a new tennis building to replace the existing structure. The plans were approved.

CLERK

There was nothing to report.

COMMUNICATIONS

Communications included the following:

- Focus on County Government from the County Executive's Office
- Minutes of the July 25, 2011 meeting of the Waukesha County Cooperation Council

ADJOURNMENT

With no further discussion being heard, a motion (Bickler/Falstad) to adjourn was made at approximately 8:03 p.m., and Carried Unanimously.

Respectfully submitted by:

Approved and ordered posted by:

Cindy J. Schlieve, Clerk-Treasurer

Joseph L. Birbaum, President