

VILLAGE OF OCONOMOWOC LAKE

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**OCONOMOWOC LAKE VILLAGE BOARD MEETING
MINUTES OF MONDAY, August 17, 2015,
Unofficial until approved by the Village Board.
Approved as written (X) or with corrections () on 09-21-2015.**

The regular monthly meeting of the Board of Trustees of the Village of Oconomowoc Lake was held on August 17, 2015 at 7:00pm, 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
Mr. Owens/Trustee - absent
Messrs., Bickler, Fellows, Fischer, Shult, Waltersdorf/Trustees – present
Ms. Cannariato/ Deputy Clerk – Administrative Assistant - present
Mr. Wiemer/Police Chief-Administrator – present
Mr. Macy/Attorney –present

ATTENDANCE

Mark and Kim Loehrer, Roy Johnson, Kyle Drake/DNR

MINUTES

Motion (Shult/Fellows) to approve the minutes of the July 20, 2015 Public Hearing and Village Board meetings, Carried Unanimously.

PUBLIC COMMENT

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

Roy Johnson presented a letter addressed to the Board of Trustees regarding the increase in traffic on North and West Beach Roads due to the construction on Highway 67 in the city of Oconomowoc. The issue will be taken under advisement and put on the agenda for next month.

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

PRESIDENT

Discussion/action regarding the appointment of Derek Pawlak to the Architectural Control Board for the remainder of Sharon McNellis' three year term expiring the third Monday of April, 2018.

Motion (Bickler/Shult) to approve the appointment of Derek Pawlak to the Architectural Control Board for the remainder of Sharon McNellis' three year term expiring the third Monday of April, 2018, Carried Unanimously.

Discussion/action regarding wave boating – Kyle Drake, DNR.

Mr. Drake explained that a wave boat creates an artificial large wake behind them for people to surf in. Municipalities can create an ordinance to limit them, but cannot ban them. Any ordinance has to be consistent with Chapter 30, consistent with state law. The DNR has review authority for any potential ordinances. He requires a statement and documentation about why these boats are causing damage. There is already a state law (30.68 (4)) that states if the wake or wave is a hazard to other boaters or

shoreline, they can be limited or cited. The Village could create an ordinance to limit wake enhanced boats to slow no-wake up to 300 feet from the shoreline.

Paul Fischer suggested that an article be put in the newsletter advising boaters to stay 300 feet from slow moving or non-powered boats, anchored boats and the shoreline and reminding boaters that they are liable for any damages they may have caused. Jeff Fellows suggested that this be a special letter mailed directly to all residents and Mike Bickler agreed. John Macy brought up a question regarding getting evidence of a complaint (pictures, videos, etc.) by the complainant. He suggested that the letter state that citizens can take video of anyone disregarding the suggested 300 feet and that this might be an incentive for boaters to not disregard the suggestion. The board would like to send out a "softer" first letter. Paul Fischer will draft a letter to be sent out village wide in the spring of 2016.

Don Wiemer suggested that questions could be asked of Mr. Drake about geese population control. He responded that the DNR works with Ag Cap, a federal agency and that nest destruction or oiling of the eggs so they don't hatch could be used. There is also a program to round up the geese and have them destroyed. He will get some information about this to Don Wiemer.

PLAN COMMISSION

There was no August meeting.

ATTORNEY

There was no report.

TREASURER

Checks

Motion (Bickler/Shult) to approve check numbers 1116 through 1117 and 42803 through 42868, 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. He stated that there was nothing unusual except for the construction of the building and borrowing required to do so.

ADMINISTRATOR

Discussion/action regarding acceptance of donations toward fireworks.

Motion (Fellows/Shult) to accept the donations from Village residents designated for use toward the July 2016 fireworks display, Carried Unanimously.

Discussion/action regarding additional paving for the garage/salt shed.

The original paving is up to the salt shed. The request is to pave the north side tying into the other pavement to eliminate a drainage issue. The total estimated cost for this is \$7500.00.

Motion (Bickler/Shult) to approve \$7500 for the additional paving and re-grading around the salt shed to alleviate the drainage problems, Carried Unanimously.

The clerk will publish a Class One notice published one week before signing the contract.

Don Wiemer presented information regarding a roof for the salt shed. An original estimate for this construction was \$130,000 and was deemed too expensive. He believes that the Village could put the roof on for \$15,000. They got the trusses for \$4500. Mr. Wiemer is asking for \$20,000 but he believes it will be closer to \$15,000.

Motion (Shult/Bickler) for approval of no more than \$20,000 for the salt shed roof, knee wall and trusses, Carried Unanimously.

The clerk will publish a Class One notice published one week before signing the contract.

Update on current construction budget and costs.

Looking for more funds for furnishings. They purchased a more expensive hoist and that used up more of the furnishing funds than anticipated. There is over \$12,000 in the contingency fund that has not been used. They need funds for additional equipment, cabinets, air hoses, etc. They would like approval for \$11,500.

The agenda did not say “discussion/action” for this item, so it will have to be put on next month’s agenda.

Mr. Birbaum noted that the Village hired a construction manager for \$135/hour rather than the proposed contract amount of \$21,000. The estimated construction manager cost will total less than \$1,000 due to the good work of Don Wiemer and Mike Bickler.

Discussion/action regarding letter for LaLumiere dredging.

Two DNR agents looked at the area – if it is dredged then everything must be taken out or it will just fill back in. It will cost hundreds of thousands of dollars and there does not appear to be 100% support with the residents living in the area. It was agreed to table this issue. The Village may pursue opening up the small channel at the lake with DNR approval to increase the flow through the channels. Mr. Wiemer will investigate. Mr. Wiemer drafted a letter to the residents regarding this manner which was reviewed by the Trustees.

Motion (Shult/Waltersdorf) to approve send the letter as written to the LaLumiere residents, Carried Unanimously.

Discussion/action regarding sale of LaLumiere lot.

There is still interest in putting the lot up for bid. A new appraisal and perk test will be needed as well as approval by the Village Trustees.

A motion (Shult/Waltersdorf) to instruct the Village Administrator to have an updated appraisal and perk test completed for the lot, reviewed by counsel, and brought back to the Village Board, Carried Unanimously.

POLICE CHIEF

There was no report.

BOARD OF ZONING APPEALS

There was no meeting.

ARCHITECTURAL CONTROL BOARD (ACB)

Update regarding ACB meeting held on August 11, 2014

Mr. Wiemer reported that the following requests were being presented to the ACB members for approval.

The owner of the lot that was sold in LaLumiere is coming in on Monday with plans for a new single family residence, Jef Fitch is doing an addition, and Ken Carlson is adding an accessory structure. We may have another house coming in this year. Review of the White’s garage plans for a proposal to reduce the footprint.

- The request of Mr. and Mrs. Richard Zimmerman, 35360 Pabst Court for a new single family residence was approved subject to sample materials provided at the next meeting.

CLERK

Discussion/action regarding the appointment of Richard Wentland from the Village of Summit and Diane Garbutt as Election Inspectors for a term to expire on December 31, 2015.

There were not enough current poll workers available for the upcoming special election. With these two we should have enough. These should be the final 2015 elections.

A motion (Bickler/Waltersdorf) to accept the appointment of Richard Wentland from the Village of Summit and Diane Garbutt as Election Inspectors for a term to expire on December 31, 2015, Carried Unanimously.

COMMUNICATIONS

Mr. Macy discussed a letter from the Town of Oconomowoc stating that they will not plow Wisconsin Ave. We reported this to the state of Wisconsin because it is their road and legally it is their problem.

Mr. Macy expanded on the Wake/Wave State Law: Creating Hazardous Wake or Wash.

Mr. Macy also asked about the channels behind the Swanson's old house – they are not private and the public may use them. The owner put aerators in the channel to try to clear them but it is still navigable water and available for public use.

- Press release from Waukesha County – Waukesha County Residents save \$5M Annually through Recycling Cooperation.
- Press Release Dated August 10, 2015 – “Recycle Right – Quality Matters!”

ADJOURNMENT

With no further discussion being heard, a motion (Shult/Fellows) to adjourn was made at approximately 8:12 p.m., and Carried Unanimously.

Respectfully submitted by:

Approved and ordered posted by:

Michele Cannariato, Deputy Clerk

Joseph L. Birbaum, President