

VILLAGE OF OCONOMOWOC LAKE

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**OCONOMOWOC LAKE VILLAGE BOARD MEETING
MINUTES OF MONDAY, October 15, 2012,
Unofficial until approved by the Village Board.
Approved as written (X) or with corrections () on 11/19/2012.**

The regular monthly meeting of the Board of Trustees of the Village of Oconomowoc Lake was held on October 15, 2012, commencing at 7:00 PM, 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

Ed Johnson, Chris Kapenga (99th Assembly District Representative)

CLOSED SESSION ANNOUNCEMENT

President Birbaum announced that the Village Board of Trustees will: “convene into executive closed session by roll call vote, pursuant to Section 19.85(1)(g), Wisconsin State Statutes, ‘conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved’, regarding Delta Trust vs. the Board of Review of the Village of Oconomowoc Lake in regard to Delta Trust’s real estate property located in the Village of Oconomowoc Lake with tax key number OCLV 0575-927. Participating in the executive session will be the Village Board, Village Attorney, Village Administrator, and Village Clerk-Treasurer.

MINUTES

Motion (Bickler/Shult) to approve, as printed, the minutes of the September 17, 2012 Village Board meeting, Carried Unanimously.

PUBLIC COMMENT

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

Mr. Kapenga addressed the Trustees regarding his work as the 99th Assembly District Representative.

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

PRESIDENT

There was no report.

PLAN COMMISSION

There was no meeting in October. There will be a November Plan Commission meeting.

ATTORNEY

Discussion/action regarding Public Records Issues; Recent Case Law; DPPA Interpretation and Recommendations, per correspondence from Mr. Macy dated September 12, 2012

Mr. Macy reviewed his letter, noting that the release of defendant information by law enforcement has been limited by the Federal Courts. No action needed.

Discussion/action regarding Land Use Siting Issues; Wind Turbine Rules; Wireless Telecommunications Federal Law Changes; per correspondence from Mr. Macy dated October 8, 2012

Mr. Macy reviewed the changes in the laws regarding wind turbines and wireless telecommunications. He noted that upgrades to wireless telecommunications cannot be denied if all required conditions are met. Wind turbine siting rules set by the Public Service Commission are now in effect. Mr. Macy will keep the Trustees updated as changes to the laws or rules occur. No action was needed.

TREASURER

Checks

Motion (Bickler/Fellows) to approve check numbers 39710 through 39784, for regular monthly payments, and all electronic payments, *Carried Unanimously*.

FINANCE

Discussion regarding monthly operating statement for October

Mr. Fischer reviewed the monthly operating statement.

ADMINISTRATOR

Discussion/action regarding approval of the 2012 Tax Collection Agreement between Waukesha County and the Village of Oconomowoc Lake

Mr. Wiemer explained the proposed contract. Motion (Shult/Falstad) to approve the 2012 Tax Collection Agreement between Waukesha County and the Village of Oconomowoc Lake, *Carried Unanimously*.

Discussion/action regarding the proposed Labor Agreement between the Village of Oconomowoc Lake and Law Enforcement Employee Relations Division of the Wisconsin Professional Police Association, for the period of January 1, 2013 through December 31, 2014

Mr. Wiemer reviewed the contract and explained that the only issues on the table had been wages and the change that the police officers will pay 12% of the health insurance premiums, with the Village paying 88% of the lowest cost insurance provider for Waukesha County as defined by Employee Trust Funds. Motion (Shult/Bickler) to approve the Labor Agreement between the Village of Oconomowoc Lake and Law Enforcement Employee Relations Division of the Wisconsin Professional Police Association, for the period of January 1, 2013 through December 31, 2014, *Carried Unanimously*.

Trustees noted that the Village has a fine police department and their work is greatly appreciated.

POLICE CHIEF

There was nothing to report.

FIRE COMMISSIONER

Mr. Wiemer advised that there were 3 more official meetings of the Summit Fire District. The Fire Commission is trying to keep expenditures to a minimum. In regard to the Okauchee Fire Department, Mr. Wiemer advised that he would be meeting with the Town of Oconomowoc and the fire department the following Tuesday to finalize budget figures for the contract.

BOARD OF ZONING APPEALS

There was no meeting.

ARCHITECTURAL CONTROL BOARD (ACB)

There was a meeting held on September 24, 2012. Plans presented and approved include the following.

- The request of Mr. and Mrs. William Sturm of 4600 Hewitts Point Road, for additions to the residence
- The request of Mr. & Mrs. Mike Mazur of 34819 Fairview Road, for a new single family residence

CLERK

Discussion/action regarding issuance of Operator's (bartender) Licenses to three (3) individuals employed by Pick N Save: Kathleen M. Milroy, 61 years old, new applicant; Jessenia Gomez, 23 years old, new applicant; Donna J. Graeff, 50 years old, new applicant

Ms. Schlieve requested the approval for three (3) operator's (bartender) licenses for individuals employed by Pick N Save: Kathleen M. Milroy, Jessenia Gomez, and Donna J. Graeff.

Motion (Shult/Falstad) to approve the three (3) operator's licenses as noted above, *Carried Unanimously*.

COMMUNICATIONS

Communications included the following:

- Focus on County Government Monthly Update from the Desk of Waukesha County Executive Daniel P. Vrakas

CLOSED SESSION

Convene into executive closed session by roll call vote, pursuant to Section 19.85(1)(g), Wisconsin State Statutes, "conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved", regarding Delta Trust vs. the Board of Review of the Village of Oconomowoc Lake in regard to Delta Trust's real estate property located in the Village of Oconomowoc Lake with tax key number OCLV 0575-927. Participating in the executive closed session will be the Village Board, Village Attorney, Village Administrator, and Village Clerk-Treasurer."

Motion (Bickler/Shult) to convene into closed session, *Carried Unanimously*. The roll call vote was as follows: Mr. Owens, absent; Messrs. Shult, Fellows, Bickler, Falstad, Birbaum, and Fischer voted yes.

The meeting convened into closed session at 7:58 p.m.

RECONVENE INTO OPEN SESSION TO ACT UPON ANY MOTION(S) REQUIRED FROM THE CLOSED SESSION

Motion (Bickler/Shult) to reconvene into open session, *Carried Unanimously*. The roll call vote was as follows: Mr. Owens, absent; Messrs. Shult, Fellows, Bickler, Falstad, Birbaum, and Fischer voted yes.

There were no motions needing action.

ADJOURNMENT

With no further discussion being heard, a motion (Shult/Bickler) to adjourn was made at approximately 8:25 p.m., and *Carried Unanimously*.

Respectfully submitted by:

Approved and ordered posted by:

Cindy J. Schlieve, Clerk-Treasurer

Michael J. Bickler, Sr., Acting Chair