

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, October 19, 2009, Unofficial until approved by the Village Board. Approved as written (X) or with corrections () on 11/16/2009.

The regular monthly meeting of the Board of Trustees of the Village of Oconomowoc Lake was held on October 19, 2009, commencing at 7:00 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 – absent
Messrs., Bickler, Birbaum, Falstad, Fischer,
Owens, and Shult /Trustees – present
Ms. Schlieve/ Clerk-Treasurer – present
Mr. Wiemer/Police Chief-Administrator – present
Mr. Macy/Attorney –present

ATTENDANCE

There was no one in attendance other than those noted above.

NOMINATION OF CHAIRPERSON

In the absence of the Village President, Ms. Schlieve accepted suggestions for nominations to act as chairperson for the meeting. Motion (Birbaum/Shult) to nominate Mr. Bickler to act as chairperson for the meeting, Carried Unanimously.

MINUTES

Motion (Falstad/Shult) to approve, as printed, the minutes of the September 21, 2009 Village Board meeting, Carried Unanimously.

PUBLIC COMMENT

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

There was no public comment.

Motion (Birbaum/Falstad) to close the meeting to public comment, Carried Unanimously.

PRESIDENT

There was no report.

PLAN COMMISSION

Discussion/action regarding the recommendation of the Plan Commission for approval of the proposed Certified Survey Map (CSM) for a property located on Tweeden Lane in the West Shore Subdivision in the Town of Oconomowoc. The CSM combines two (2) lots. This is an extraterritorial review.

Motion (Birbaum/Owens) to approve the CSM for a property located on Tweeden Lane in the West Shore Subdivision in the Town of Oconomowoc, per Plan Commission recommendation, Carried Unanimously.

ATTORNEY

Discussion/action regarding prevailing wage rate and hour law changes and recommended protections, per correspondence from Mr. Macy dated September 23, 2009.

Mr. Macy explained that the prevailing wage law refers to public projects. No action needed.

Discussion/action regarding garbage contract with Veolia Environmental Services, per correspondence from Mr. Macy dated October 1, 2009.

Mr. Macy reviewed the proposed contract with Veolia Environmental Services (Veolia), and suggested several areas that should be revised. Mr. Falstad reported that he had spoken with Linda Wainstock of the Waukesha County Parks and Land Use Department, Recycling Division, regarding the Waukesha County cooperative garbage service contract. Either Mr. Falstad or Village staff will try to obtain a copy of the County's cooperative garbage service contract to compare to the contract Veolia has proposed with the Village.

Motion (Owens/Shult) to table the matter until the November Village Board meeting to allow Mr. Macy and Mr. Wiemer to enter into negotiations with Veolia regarding the proposed contract, Carried Unanimously.

TREASURER

Checks

Motion (Birbaum/Owens) to approve check nos. 37074 through 37140 for regular monthly payments, and all electronic transfers, Carried Unanimously.

FINANCE

Discussion regarding monthly operating statement for October.

Mr. Fischer reviewed the monthly operating statement. Mr. Fischer noted that the Village has incurred considerable expenses relating to the recent Board of Zoning Appeals matters, and questioned whether any of the expenses could be "charged back" to the applicant. Mr. Macy advised that some communities do request reimbursement for all expenses related to a zoning appeals matter, but further investigation into the matter may be needed. The matter will be reviewed by the finance committee.

ADMINISTRATOR

Update regarding the Town of Summit Cooperative Boundary Agreements.

Mr. Wiemer explained that the Town of Summit Cooperative Boundary Agreement states that a section of the Town of Summit will potentially be annexed into the Village. The potential annexation area includes the entire pavement from Gifford Road to Fiberesin Industries (E. Wisconsin Avenue, also known as old Hwy. 16) in the Village Business District. Henry Elling, Town of Summit Administrator, will advise the Village of the next steps that are needed to complete the proposed transaction.

Presentation of DVD regarding preventing public officials' liability.

Mr. Wiemer presented a DVD entitled "In the Scope of Your Authority: Preventing Public Officials' Liability". The DVD was provided by the League of Wisconsin Municipalities Mutual Insurance (LWMMI) in order to better equip municipal officials to successfully fulfill their elected or appointed positions. By having the elected officials view the DVD, the Village will receive a check from the LWMMI as a credit for the public officials' liability insurance. The check will equal between 10 to 20 percent of the insurance cost.

Discussion/action regarding revaluation of the Village in 2010.

Mr. Wiemer reported that Schultz Appraisal Agency has proposed a cost of \$20,000 to perform the revaluation for the Village of Oconomowoc Lake in 2010, which is the same cost as the last revaluation conducted in the Village. Schultz Appraisal has just completed the revaluation of the Village of Chenequa, and their cost was approximately \$20,000. Mr. Wiemer also noted that he had discussed with Leyton Schultz, of Schultz Appraisal Agency, the matter of how to keep the assessment ratio between

90% and 110% each year. Mr. Wiemer will work with Mr. Schultz to create a plan, including an annual cost, to accomplish the goal of keeping the assessment ratio between 90% and 110% each year.

Administrator Comments

Mr. Wiemer reported on the school levy. He advised Trustees that the State depreciated the value of the Village this year, and because of that the Village portion of the Oconomowoc Area School District (OASD) tax levy will be 8.4%, as opposed to 9.3% last year. The actual tax levy may shrink 1.34% over last year. Mr. Wiemer noted that other communities in the OASD increased in value, so will have a larger portion of the school tax levy. The only two communities that decreased in value were the Village of Oconomowoc Lake and the Village of Lac LaBelle. Mr. Wiemer also noted that the decrease in the value of the Village should also help in lowering the tax levy for Waukesha County Technical College.

Mr. Wiemer reported that he had been requested to update the dog ordinance for the Village of Oconomowoc Lake, especially in regard to the clean up of manure and the location of kennels on owners' properties. He will work with Mr. Macy to create an updated ordinance, and report back to the Board at a future meeting.

Several Trustees noted that many Village residents have not picked up the phone books that have been dropped off at the mailboxes of houses within the Village. The phone books look unsightly, and constitute littering by the drivers who dropped off the books. The books were not requested by the homeowners, and in many cases are not wanted. Mr. Wiemer advised that the Village Police Department can contact the delivery drivers the next time books are being delivered and advise them that they must return in the next week to verify that the books have been picked up. If the books have not been picked up, it is the responsibility of the delivery driver to pick them up, or receive citations from the Village for littering.

POLICE CHIEF

Chief Wiemer reported that there had been an accident that caused a car fire over the week end, October 17 and 18, on Pabst Road at LaLumiere Road. Two men from Michigan who were driving through the Village came upon the accident and car fire, and were able to assist the driver and all the passengers to escape from the vehicle. There had been five people in the vehicle. Chief Wiemer also reported that another accident had occurred at the intersection of Sawyer and Buchanan Roads.

FIRE COMMISSIONER

Mr. Wiemer reported that the dedication ceremony for the new fire station had taken place on October 15th. Additionally, work is continuing on the possible merger of the Summit and Oconomowoc Fire Departments.

BOARD OF ZONING APPEALS

Report on meeting held on September 28, 2009.

Mr. Fischer reported that a meeting had been held on September 28, 2009 regarding the request of Patrick Eilers to convert the existing residence to a boat house and build a new single family residence on the property located at 36016 South Beach Road. The request was denied.

ARCHITECTURAL CONTROL BOARD (ACB)

Mr. Wiemer reported that a meeting was held on September 17, 2009. At that time, the plans presented for Mr. & Mrs. Frank Marek regarding 4001 Sawyer Road, with the clarifications previously requested by the ACB, were approved for a new single family residence. There will be two matters presented at an ACB meeting on October 26, 2009.

CLERK

Discussion/action regarding the Tax Collection Agreement with the Waukesha County Treasurer's Office for collection of 2009 property tax bills.

Motion (Birbaum/Shult) to approve the Waukesha County Tax Collection Agreement for the collection of 2009 property tax bills, Carried Unanimously.

COMMUNICATIONS

Communication regarding Senate Bill 185 relating to the regulation of wind energy systems, and Senate Substitute Amendment 2.

Mr. Wiemer explained that the new law restricts the prevention of most windmills or wind energy systems. Mr. Macy will review the law and provide an opinion on the matter.

With no further discussion being heard, motion (Falstad/Shult) to adjourn was made at approximately 8:40 p.m., and Carried Unanimously.

Respectfully submitted by:

Approved and ordered posted by:

Cindy J. Schlieve, Clerk-Treasurer

Richard J. Kneiser, President