

VILLAGE OF OCONOMOWOC LAKE

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**OCONOMOWOC LAKE VILLAGE BOARD MEETING
MINUTES OF MONDAY, October 19, 2015,
Unofficial until approved by the Village Board.
Approved as written (X) or with corrections () on 11/16/2015.**

The regular monthly meeting of the Board of Trustees of the Village of Oconomowoc Lake was held on October 19, 2015 at 7:04pm 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
Mr. Owens/Trustee – arrived at 7:32pm
Messrs., Shult, Fellows, Bickler, Fischer/Trustees – present
Mr. Waltersdorf/Trustee - absent
Ms. Moore/Clerk-Treasurer - present
Mr. Wiemer/Police Chief-Administrator – present
Mr. Macy/Attorney –present

ATTENDANCE

Dan Garlock (Silver Lake Auto), Ed Johnson (resident)

MINUTES

Motion (Bickler/Shult) to approve the minutes of the September 21, 2015 Village Board meeting, Carried Unanimously.

PUBLIC COMMENT

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

No public comments.

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

PRESIDENT

There was no report.

PLAN COMMISSION

Discussion/action regarding the re-approval of a Certified Survey Map for property located at 4508, 4510, and 4510a Hewitts Point Road, Oconomowoc, Wisconsin, owned by Mr. Bryan Waltersdorf, per recommendation for approval by the Plan Commission at its February 4, 2013 meeting.

Mr. Weimer stated that all changes recommended by Mr. Powers at the February 4, 2013 Plan Commission meeting have been made.

Motion (Shult/Bickler) to re-approve the Certified Survey Map for property located at 4508, 4510, and 4510a Hewitts Point Road, Oconomowoc, Wisconsin, owned by Mr. Bryan Waltersdorf, per recommendation for approval by the Plan Commission at its February 4, 2013 meeting, Carried Unanimously.

Discussion/action regarding an amendment to the Conditional Use Permit for Silver Lake Auto Center, Inc., located at 36355 E. Wisconsin Avenue, Oconomowoc, Wisconsin, for the purpose of an ownership change, per recommendation for approval by the Plan Commission at its October 5, 2015 meeting.

Motion (Shult/Fellows) to approve the amendment to the Conditional Use Permit for Silver Lake Auto Center, Inc., located at 36355 E. Wisconsin Avenue, Oconomowoc, Wisconsin, for the purpose of an ownership change, per recommendation for approval by the Plan Commission at its October 5, 2015 meeting, *Carried Unanimously*.

ATTORNEY

Discussion/action regarding Wisconsin Avenue jurisdictional transfer.

Mr. Macy stated that Senator Kapenga was contacted and was e-mailed a memo, chronology of events, exhibits referenced in the chronology and a general summary in regard to Wisconsin Avenue. The Senator understands our position and will be drafting a memo tomorrow (October 20). The Senator stated if the Village is on the hook, they are on the hook. The Board believes it can be proven the Village is not on the hook for Wisconsin Avenue.

No action taken.

TREASURER

Checks

Mr. Wiemer stated that he was notified Friday, October 16, that the original concrete subcontractor had rebar delivered to the job site before they were let go from the job. The second concrete company used the rebar and the original subcontractor wants to be reimbursed for the cost. It was determined that this dispute is between ABC and the original subcontractor; the Village is not liable for the cost. It was stated that the Village has a Payment Bond and Performance Bond for this project. It was decided that we should pay ABC in full but require indemnification in writing in regard to this matter.

Motion (Bickler/Shult) to approve check numbers 42933 through 43003, for regular monthly payments, and all electronic payments, *Carried Unanimously*.

FINANCE

Discussion regarding monthly operating statement for October.

Mr. Fischer noted the operating statement is normal except for the construction project which will be discussed as a separate item. The operating statement was accepted by the Board.

Discussion/action regarding 2015 budget amendments.

Mr. Wiemer distributed proposed Class 1 notice for budget amendment relating to the Village garage construction.

Motion (Fischer/Shult) to approve the proposed amendment to the 2015 budget, *six voted Aye; zero voted Nay, Motion Carried*.

ADMINISTRATOR

Discussion/Action regarding update on village garage and final payment.

This item was discussed under Treasurer and Finance Committee items.

No action taken.

Discussion/action regarding acceptance of donations received from Village residents, as noted on Exhibit A, designated for use toward the annual fireworks display in July 2016.

Motion (Shult/Owens) to accept donations received from Village residents, as noted on Exhibit A, designated for use toward the annual fireworks display in July 2016, *Carried Unanimously.*

Discussion/action regarding Tax Collection Agreement with the Waukesha County Treasurer's Office.

Motion (Shult/Owens) to approve the Tax Collection Agreement with the Waukesha County Treasurer's Office, *Carried Unanimously.*

Discussion/action regarding Existing Employer Option Selection Resolution Wisconsin Public Employers' Group Health Insurance Program.

Motion (Bickler/Fischer) to approve Existing Employer Option Selection Resolution Wisconsin Public Employers' Group Health Insurance Program.

Discussion/action regarding LaLumiere lot owned by the Village of Oconomowoc Lake.

Trustee Bickler recused himself from the meeting at 7:53pm due to a possible conflict of interest.

Mr. Weimer noted the lot appraisal is \$90,000.

No perk test has been done on the site and any successful bid should be contingent on a perk test. There are currently two parties interested in this lot.

The question was raised as to how the Village can sell property. Resolution #51 was read and stated in part that the Village must obtain an independent appraisal of the property, the Board must authorize the sale of the property, the Board shall determine the minimum bid specifications in writing, the Village shall give public notice of the intent to offer the property for sale, all bids submitted for purchase of the property must be in writing and standard form, and the Village Board reserves the right to reject any and all bids at any time for any reason.

The Board directed Mr. Weimer to investigate alternate avenues to advertise the property for sale i.e. Zillow, Craigslist, etc.

Motion (Shult/Owens) to authorize the sale of the LaLumiere lot owned by the Village of Oconomowoc Lake with a minimum bid of \$90,000.00, *Carried Unanimously.*

Trustee Bickler rejoined the meeting at 8:15pm.

POLICE CHIEF

There was no report.

BOARD OF ZONING APPEALS

There was no meeting.

ARCHITECTURAL CONTROL BOARD (ACB)

Update regarding ACB meeting held on September 10, 2014

There was no meeting.

CLERK

There was no report.

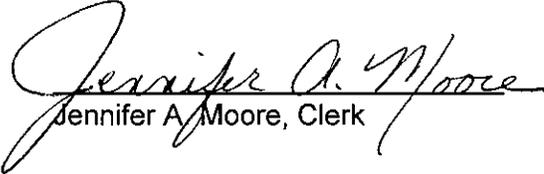
COMMUNICATIONS

- League of Wisconsin Municipalities – September 28 Legislative Bulletin
- Public hearing notices from the City of Oconomowoc

ADJOURNMENT

With no further discussion being heard, a motion (Shult/Bickler) to adjourn was made at approximately 8:20 p.m., and Carried Unanimously.

Respectfully submitted by:


Jennifer A. Moore, Clerk

Approved and ordered posted by:


Joseph L. Birbaum, President