

**OCONOMOWOC LAKE VILLAGE BOARD MEETING
MINUTES OF MONDAY, NOVEMBER 20, 2017,
Unofficial until approved by the Village Board.
Approved as written (X) or with corrections () on 12-18-2017.**

A regular meeting of the Board of Trustees of the Village of Oconomowoc Lake was held immediately following a public hearing, on November 20, 2017 at 7:32pm, 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 – absent
Messrs. Owens, Shult, Fellows, Bickler, Waltersdorf, Fischer/Trustees – present
Mr. Wiemer/Police Chief-Administrator – present
Mr. Macy/Attorney – present
Ms. Moore/Clerk-Treasurer - present

ATTENDANCE

Jill Bedford (Tall Pines Conservancy), Andy Helwig (Village Employee), Ed Johnson (Resident, 35934 N. Beach Road), Brian Ewald (Ewald Chevrolet-Buick, 36833 E. Wisconsin Avenue)

APPOINTMENT OF CHAIR IN THE ABSENCE OF THE VILLAGE PRESIDENT

Ms. Moore reminded the Board that Mr. Bickler was voted as chair of the Public Hearing and Village Board meeting. Mr. Bickler continued the meeting as chairperson.

ANNOUNCE CLOSED SESSION

Mr. Bickler announced to all in attendance the following:

You are hereby notified that the Village Board of the Village of Oconomowoc Lake may upon motion duly made and seconded and acted upon by roll call vote as required under Wis. Stats. 19.85(1)(c) and Wis. Stats. 19.85(1)(g) go into closed session during the course of the meeting. The purpose of the closed session will be as follows:

To consider employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body had jurisdiction or exercises responsibility as authorized under §19.85(1)(c), Stats. Specifically to consider the Lieutenant's position.

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 likely to become involved as authorized under §19.85(1)(g), Stats. Specifically to consider sex offender ordinances.

MINUTES

Motion to approve previous meeting minutes.

Motion (Fellows/Shult) to approve October 16, 2017 Village Board meeting minutes, *Carried Unanimously.*

PRESENTATION BY DON HEILMAN FROM THE CLEAN WATER ASSOCIATION AND SUSAN BUCHANAN FROM TALL PINES CONSERVANCY REGARDING STEWARDSHIP AND PRESERVATION OF LANDS AROUND WATERWAYS AND WATER QUALITY.

Information was presented to the Board regarding water quality and how the Clean Water Association and Tall Pines Conservancy can help if the Village is interested.

PUBLIC COMMENT

Motion (Waltersdorf/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.*

VILLAGE PRESIDENT

Mr. Birbaum was included in the meeting at this time by telephone. Mr. Birbaum will not vote on any matters before the Board and will only listen and comment when necessary.

PLAN COMMISSION

Discussion/action regarding amendment to the Conditional Use Permit (CUP) for Ewald Chevrolet Buick, Located in the business district of the Village of Oconomowoc Lake at 36833 E. Wisconsin Avenue, Oconomowoc, Wisconsin, for the storage of new vehicles on adjacent property (Property owned by Grand Butterfly Productions, LLC, Tax Key #585-974-002 and Tax Key #585-971 provided the owner must be notified of and acknowledge the CUP amendment, as recommended by the Plan Commission.

Attorney Macy noted the November 6, 2017 draft Plan Commission minutes have an error. This item should read that the vacant lot is zoned B-1. Parking is allowed as an accessory use to the existing Ewald conditional use if the existing conditional use is amended.

Motion (Shult/Waltersdorf) to direct staff to draft an amendment to the CUP for Ewald Chevrolet Buick, located in the business district of the Village of Oconomowoc Lake at 36833 E. Wisconsin Avenue, Oconomowoc, Wisconsin, for the storage of new vehicles on adjacent property (Property owned by Grand Butterfly Productions, LLC, Tax Key #585-974-002 and Tax Key #585-971 provided the owner must be notified of and acknowledge the CUP amendment and the final language of the same is subject to the approval of the Village Administrator and if there are questions it will be brought back to the Board, *Carried Unanimously.*

FINANCE COMMITTEE

Discussion/action regarding 2018 budget for the Village of Oconomowoc Lake

Motion (Shult/Fellows) to approve the 2018 budget for the Village of Oconomowoc Lake as published, *Carried Unanimously.*

Discussion/action regarding setting the tax levy for the Village of Oconomowoc Lake for 2018

Motion (Fellows/Shult) to approve the tax levy for the Village of Oconomowoc Lake for 2018 at \$1,458,681.00, *Carried Unanimously.*

ATTORNEY

Discussion/action regarding an Ordinance to amend Ordinance 09-91 entitled Alcohol Beverages which created Section 12.03 of the Municipal Code as it relates to the sale of wine in unopened containers

The current Village Ordinance was written on prior state law. State statutes changed in regard to wine. This Municipal Ordinance change will be in line with current state law.

Motion (Fellows/Owens) to approve An Ordinance to Amend Ordinance #117 Entitled "An Ordinance to Repeal all Prior Ordinances Dealing With Alcohol Beverages and Create Section 12.03 for the Municipal Code of the Village of Oconomowoc Lake Entitled Intoxicating Liquor and Fermented Malt Beverages" by Repealing and Recreating Section 9 Entitled Miscellaneous Provisions, Subsection (F) Entitled Local Options, Carried Unanimously.

Discussion/action regarding short term rentals of private property.

This will be an amendment to the zoning code. The Board forwarded this item to the Plan Commission to take up at their next meeting.

Motion (Owens/Fellows) to direct the Plan Commission discuss and act upon an amendment to the Village of Oconomowoc Lake Zoning Code regarding short term rentals of private property, Carried Unanimously.

TREASURER

Discussion/action regarding approval of checks

Motion (Shult/Owens) to approve check numbers 44664 through 44725 and all electronic payments from the general fund, Carried Unanimously.

FINANCE COMMITTEE

Discussion/action regarding the monthly operating statement for November

Mr. Fischer noted there was nothing unusual in the November operating statement. The operating statement was accepted by the Board.

ADMINISTRATOR

Discussion/action regarding 2018 Lake Country Municipal Court Budget

Mr. Wiemer noted that Lake Country Municipal Court will end 2017 in the black and has budgeted to break even in 2018. The court is currently paying for itself.

Motion (Fellows/Shult) to approve the 2018 Lake Country Municipal Court Budget, Carried Unanimously.

Discussion/action regarding sale of LaLumiere lot

Mr. Wiemer noted the wetlands were delineated by SEWRPC, the village will need a Certified Survey Map if the lot is put up for sale. Mr. Wiemer would also recommend keeping ownership of a 20' strip of land for a future road.

Motion (Shult/Fellows) to direct the Village Administrator to obtain a Certified Survey Map that creates an outlot owned by the Village and also to obtain a lot appraisal from Rick Larkin, and bring both items back to the Village Board, Carried Unanimously.

POLICE CHIEF

BOARD OF ZONING APPEALS

No meeting

ARCHITECTURAL CONTROL BOARD (ACB)

Update regarding the October 23, 2017 ACB meeting

- The request of Patrick and Judy Sebranek, 4025 Sawyer Road, for a pool slide and fence was approved.
- The request of August Pabst, 35216 W. Pabst Road, for an addition to the accessory structure was approved.

- The request of Jack McGinnis and Laura Raftery, 4230 Buchanan Road, for an addition to the residence for a sunroom was approved.

CLERK

Discussion/action regarding 2017 tax collection agreement with Waukesha County.

Motion (Shult/Fellows) to approve the 2017 tax collection agreement with Waukesha County, Carried Unanimously.

COMMUNICATIONS

Waukesha County Land Information System Division meeting announcement

Village of Summit Ordinance #50-2017 "Ordinance to Adopt a Master Plan Amendment for the Village of Summit Pursuant to Applicable Wisconsin Statutes."

After the appropriate announcement by the Village President, the Board will enter, by roll call vote, into Closed Session pursuant to Wis. Stats. 19.85(1)(g) "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 likely to become involved" (Sex Offender Ordinances) and pursuant to Wis. Stats. 19.85(1)(c) "Considering employment, promotion or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility" (Village Police Lieutenant Position).

Mr. Bickler, as Chairman of the meeting, announced the Closed Session.

Motion (Shult/Waltersdorf) to enter Closed Session pursuant to Wis. Stats. 19.85(1)(g) "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 likely to become involved" (Sex Offender Ordinances) and pursuant to Wis. Stats. 19.85(1)(c) "Considering employment, promotion or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility" (Village Police Lieutenant Position). On roll call, all voted Aye; motion carried.

The Board will reconvene, by roll call vote, into Open Session for discussion and possible action regarding Sex Offender Ordinances and Village Police Lieutenant Position.

Motion (Shult/Waltersdorf) to reconvene into Open Session for discussion and possible action regarding Sex Offender Ordinances and the Village Police Lieutenant Position. On roll call, all voted Aye; motion carried.

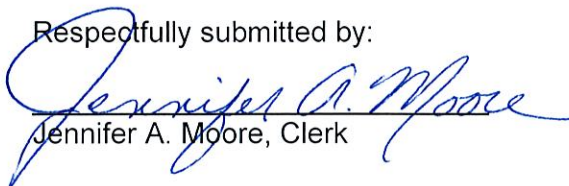
Discussion/action to act upon any other motion(s) required from the Closed Session discussion.

Motion (Owens/Shult) to table discussion and possible action regarding Sex Offender Ordinances until the January Village Board meeting, Carried Unanimously.

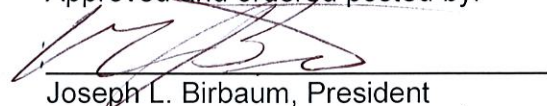
ADJOURNMENT

With no further discussion being heard, a motion (Shult/Owens) to adjourn was made at approximately 10:00 p.m., and Carried Unanimously.

Respectfully submitted by:


Jennifer A. Moore, Clerk

Approved and ordered posted by:


Joseph L. Birbaum, President