

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 SPECIAL VILLAGE BOARD MEETING
MINUTES OF MONDAY, November 30, 2015,
Unofficial until approved by the Village Board.
Approved as written (X) or with corrections () on 12/21/2015.

A special meeting of the Board of Trustees of the Village of Oconomowoc Lake was held on November 30, 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 – absent
Messrs., Owens, Shult, Fellows, Bickler, Waltersdorf, Fischer/Trustees – present
Ms. Moore/Clerk-Treasurer - present
Mr. Wiemer/Police Chief-Administrator – present
Mr. Macy/Attorney –present

ATTENDANCE

Tim Schuetz (36863 E. Wisconsin Ave), Terry Schuetz (36863 E. Wisconsin Ave), Dan Garlock (36355 E. Wisconsin Ave), Kevin Raasch (36115 E. Wisconsin Ave), Pat McAdams (36903 E. Wisconsin Ave)

APPOINTMENT OF CHAIR IN THE ABSENCE OF THE VILLAGE PRESIDENT

Village Clerk Jennifer Moore called the meeting to order and asked for nominations to act as chair in the absence of the Village President. Motion (Shult/Olson) to nominate Mr. Bickler as chair of the meeting, Carried Unanimously. Mr. Bickler continued the meeting as chairperson.

ACTION TO ALLOW VILLAGE PRESIDENT TO ATTEND BY TELEPHONE

Motion (Owens/Shult) to allow the Village President to attend the November 30, 2015 Village Board meeting by telephone on the condition that this is a one-time non-precedent setting occurrence and there will not be a vote by him attached to his presence, Carried Unanimously.

PUBLIC COMMENT

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

Wisconsin Avenue discussion as follows:

- Kevin Raasch
 - Has safety and accessibility concerns during winter weather.
 - Why should customers be in danger because of a problem with the municipalities?
- Pat McAdams
 - Agrees with Kevin and would like to see cooperation between the municipalities.
- Dan Garlock
 - Would like to see us come up with both a short term and long term solution.
 - Bob Halquist from the Town said it was a non-issue and they aren't going to do anything.
 - Senator Kapenga's office is taking it to the Governor.
 - The Department of Transportation doesn't want to get involved.

- Town Board members are unaware of the situation.
- He might go to the Town Board meeting to voice his concerns but it didn't sound like they are going to work with the businesses.
- Tim Schuetz
 - Talked to Senator Kleefisch's office who wants the Village and the Town to work through it.
- Pat McAdams
 - If we are both receiving state funds we should work together.
- Dan Garlock
 - Brian Ewald was in touch with the Town's attorney. The attorney stated Wisconsin Avenue should have been resolved last week but nothing has been heard back.
- John Macy was asked to give an update to everyone present.
 - Senator Kapenga is very frustrated with the DOT so he contacted the Governor's office.
 - Information was related to the Governor's Deputy Chief of Staff today.
 - Wisconsin Avenue is a state owned road, there is a question if we can legally plow the road.
 - Prior to 1997 it is unknown if anyone received road aids for Wisconsin Avenue.
 - Tri-party agreement was with the Town of Oconomowoc, Village of Summit and State of Wisconsin.
 - January 1, 1998 road aids were split between the Town of Oconomowoc and village Village of Summit.
 - Wisconsin Avenue is in the jurisdictional limits of the Village of Oconomowoc Lake but we do not have ownership of the road.
 - The gravel on the north side of the road is in the Town limits.
 - If the Town did not take the jurisdictional transfer the State would have to maintain the road.
 - The Village plowed for one winter (2013) and the Town plowed after that.
 - The State brought the bridge up to standard before the Town took it over.
 - The bridge needs to be repaired.
- Pat McAdams
 - In 2004 he had to go to Town meetings when he rebuilt the store because of the road.
- Don Wiemer
 - The Town must give their permission for curb cuts.
 - The Town intervened this summer regarding Ewald and NAPA curb cuts.
- John Macy
 - Worst case scenario is we did step into Summit's shoes we will need to pay that portion of the road aids to the Town.
 - There is a risk that if we do any plowing or maintenance to the road they will use it against us.
- Dan Garlock
 - Can we do it ourselves and bill the Town?
 - We need assurances, the road is dangerous.
- Mike Bickler
 - You are best served by getting the property owners on the other side of the road with you.
- Dan Garlock
 - Urged everyone to go to the next Town Board meeting.
- Tim Schuetz
 - The people here tonight are Village of Oconomowoc Lake taxpayers and our responsibility is to them.

- o Plowing is a reasonable expectation.
- Don Wiemer
 - o Will let everyone know what decisions are made tonight.

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

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." (WISCONSIN AVENUE MAINTENANCE)

After appropriate announcement was made as set forth above by Chairperson Bickler, motion (Shult/Fellows) to enter 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." (Wisconsin Avenue Maintenance). On roll call vote all voted Aye, *Motion Carried.*

THE BOARD WILL RECONVENE, BY ROLL CALL VOTE, INTO OPEN SESSION FOR DISCUSSION AND POSSIBLE ACTION REGARDING WISCONSIN AVENUE MAINTENANCE.

Motion (Shult/Waltersdorf) reconvene into Open Session for discussion and possible action regarding Wisconsin Avenue maintenance. On roll call vote all voted Aye, *Motion Carried.*

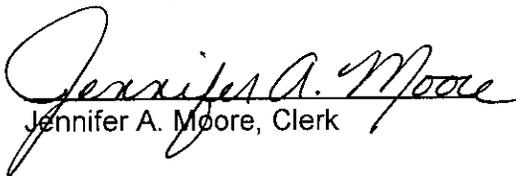
DISCUSSION/ACTION TO ACT UPON ANY OTHER MOTION(S) REQUIRED FROM THE CLOSED SESSION DISCUSSION

No action taken.

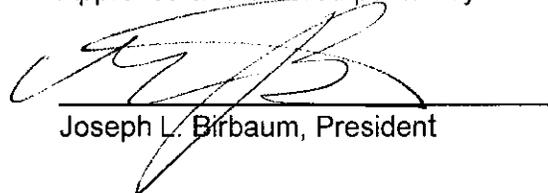
ADJOURNMENT

With no further discussion being heard, a motion (Shult/Owens) to adjourn was made at approximately 9:40 p.m., and *Carried Unanimously.*

Respectfully submitted by:


Jennifer A. Moore, Clerk

Approved and ordered posted by:


Joseph L. Birbaum, President