

# 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, December 3, 2012,  
Unofficial until approved by the Village Board.  
Approved as written ( X ) or with corrections ( ) on 12/17/2012.**

A special meeting of the Board of Trustees of the Village of Oconomowoc Lake was held on December 3, 2012, commencing at 6:45 p.m., 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 – absent  
Messrs., Bickler, Fellows, Fischer, Owens, Shult/Trustees – present  
Mr. Falstad/Trustee – absent  
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.

## **APPOINTMENT OF ACTING CHAIR IN THE ABSENCE OF PRESIDENT BIRBAUM**

Mr. Bickler continued as Acting Chair, as appointed at the Public Hearing immediately preceding the special meeting of the Village Board of Trustees.

## **CLOSED SESSION ANNOUNCEMENT**

Acting Chair Bickler 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 closed session will be the Village Board, Village Attorney, Village Administrator, and Village Clerk-Treasurer.”

## **DISCUSSION/ACTION REGARDING THE 2013 BUDGET FOR THE VILLAGE OF OCONOMOWOC LAKE**

Motion (Shult/Owens) to approve the proposed 2013 budget for the Village of Oconomowoc Lake, *Carried Unanimously*.

## **DISCUSSION/ACTION REGARDING SETTING THE 2013 TAX LEVY FOR THE VILLAGE OF OCONOMOWOC LAKE**

The 2013 budget calls for a Village tax levy of \$1,273,058 setting the mil rate at \$3.89 per \$1,000 of assessed value, which is a 25.54% increase over the 2012 budget.

Motion (Shult/Owens) to approve the tax levy of \$1,273,058 which sets the mil rate at \$3.89 per \$1,000 of assessed value for the 2013 tax year, *Carried Unanimously*.

**CLOSED SESSION**

Acting Chair Bickler 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 closed session will be the Village Board, Village Attorney, Village Administrator, and Village Clerk-Treasurer.”

Motion (Shult/Fellows) to convene into executive closed session, Carried Unanimously. The roll call vote was as follows: Messrs. Birbaum, Owens, Shult, Fellows, Bickler, and Fischer voted in favor. Mr. Birbaum was present by telephone at this time. Mr. Falstad was absent.

The meeting convened into executive closed session at 6:50 p.m.

**RECONVENE INTO OPEN SESSION FOR DISCUSSION AND POSSIBLE ACTION REGARDING THE APPROVAL OF THE SETTLEMENT AGREEMENT IN THE DELTA TRUST VS. THE BOARD OF REVIEW OF THE VILLAGE OF OCONOMOWOC LAKE MATTER**

Motion (Shult/Fellows) to reconvene into open session, Carried Unanimously. The roll call vote was as follows: Messrs. Birbaum, Owens, Shult, Fellows, Bickler, and Fischer voted in favor. Mr. Birbaum was present by telephone at this time. Mr. Falstad was absent.

Motion (Shult/Fischer) to accept the settlement agreement as proposed based on documents received on November 27, 2012, and to authorize Mr. Macy to act on the Village’s behalf in this matter, Carried Unanimously.

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

There were no other motions required from the closed session.

**ADJOURNMENT**

With no further discussion being heard, a motion (Fellows/Shult) to adjourn was made at approximately 7:20 p.m., and Carried Unanimously.

Respectfully submitted by:

Approved and ordered posted by:

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Cindy J. Schlieve, Clerk-Treasurer

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Joseph L. Birbaum, President