

CITY OF OCONOMOWOC
COMMON COUNCIL MEETING MINUTES
February 17, 2009

PUBLIC HEARING:

7:30 PM – The purpose of the hearing is to allow for public comment regarding an application submitted by Jason Dvorak and Robert Buchta to amend the City of Oconomowoc zoning ordinance. The amendment is to Section 17.206(4)(m)(4) relating to the parking requirements for Group Day Care Centers. The amendment proposes to change the parking requirement from “One space per five students, plus one space for each employee on the largest work shift” to read “One space per ten students, plus one space for each employee on the largest work shift.”

Gallo reported that the applicant is requesting a zoning text amendment to change the zoning requirements for parking regulations for group daycare centers of nine (9) or more children. The current ordinance requires one parking space per five (5) students and one space for each employee on the largest work shift. The amendment would require one parking space per ten (10) students and one space for each employee on the largest shift. This amendment will reduce the required number of parking spaces for daycare centers within the City. Planning staff and the applicant have researched parking requirements in other communities throughout Wisconsin and found that there is nothing standard across the board. Some are more restrictive and some are less. The proposed zoning text amendment will have no measurable impact on existing daycare centers within the City. Daycare centers that currently have insufficient parking will continue to operate as usual, but will be closer to being in compliance with this amendment. Based on the evidence and research, daycare centers are more of a drop-off site. The reduced parking requirement for daycare centers will result in more efficient use of land and the potential of additional green space being created instead of parking space.

Both Buchta and Dave Linsmeier briefly spoke about parking requirements at day care centers. No other comments were received. The hearing closed at 7:39 pm.

Mayor Sullivan called the regular Common Council meeting to order at 7:39 PM.

Pledge of Allegiance

Roll Call: Aldermen Antonneau, Cochrane, Hollatz, Miller, Schmitter, Morgan, Nold and Larsen

Staff Present: Mayor Sullivan, Gard, Gallo, Bednarski, Beguhn, Lamp, Kitsembel, Frye, Maurer, Duffy and Coenen

Others present: Atty. Chapman and Stan Sugden

Minutes of February 3, 2009: Motion by Cochrane to approve the minutes of the February 3rd meeting as written; second by Antonneau. Motion carried 8-0.

Comments and Suggestions from Citizens:

A. **Recognitions:** Ray Maurer presented an award and recognized the following individual.

1. Jenni Froemming received the Wisconsin Park & Recreation Assoc. Silver Star Award for her initiative in offering the new Sunset Kayaking Program through the Park and Rec. Dept.
2. Barbara Mueller was inducted into the U.S. Tennis Assoc. Midwest Section Hall of Fame in Chicago. She held the #1 Wisconsin Women's Open Singles ranking seven consecutive years and was ranked #1 in the USTA/Midwest Section Women's Open Singles. Barb is involved with the tennis program offered through the Park and Rec. Dept.

B. **Fowler Lake Waterfront Design Update - Hitchcock Design Group:** Sullivan reminded Council that they adopted a goal one year ago to research the Fowler Lake promenade and parking structure initiative, and as a result, a consultant was hired. Duffy reported that Hitchcock Design Group was hired to design the waterfront space/parking solutions and an advisory group has been meeting to discuss the options. Rick Hitchcock and his team were introduced. Hitchcock displayed a Power Point presentation to Council, updating them on the orientation of the project, opportunity analysis, alternative strategies and the final master plan. *(Copy of Power Point presentation is on file in the Clerk's Dept.)*

C. Citizen Comment:

1. Maureen Stapleton, 318 N. Lake Road stated we need to bring vitality to the downtown and feels the City is penalizing businesses with impact fees.
2. Laurel Whelan, 163 & 165 E. Wisconsin Ave. thanked Council for the grant for façade improvements and wants the City to look at speeding up the process.
3. Ben Nelson, N64 W38018 Lac La Belle Dr. asked Council to consider the future changes in transportation, i.e. electric and hybrid vehicles, and to prepare by putting charging stations in the Fowler Lake waterfront design.

Consent agenda:

- A. Licenses
- B. Budget Amendments for Grants Received: October 1st – December 31st, 2008
- C. 2009 Badgerland Water Ski Show Dates
- D. Treasurer's Report

Motion by Hollatz to approve the Consent Agenda; second by Cochrane. Motion carried 8-0.

Committee Reports:

- A. Public Services – Nold, chr; Schmitter; Larsen, secy
 1. **Consider/approve the Application for Stimulus Funding:** Larsen reported that the application for stimulus funding is for a large part of Summit Avenue. Frye reported that the area of reconstruction will be from Main Street to Thackeray Trail. The project will consist of removing the existing asphalt and underlying concrete and repaving. The application is due 2/18/09 and the complete bid package must be ready to go by 3/17/09. Motion by Larsen to approve the application submittal for stimulus funding; second by Nold. Motion carried 8-0.

Plan Commission:

- A. **Consider/act on the Conditional Use Permit of Marie Knope for the operation of Curves Fitness Center, located at 127 E. Wisconsin Avenue:** Antonneau reported that the applicant submitted plans for a CUP to operate a Curves Fitness Center at 127 E. Wisconsin Avenue. The business was previously at a different location in the downtown, but has since moved and is required by code to obtain a CUP for the new location. The Plan Commission has reviewed and recommends unanimously. Motion by Antonneau to approve the Conditional Use Permit for Curves Fitness Center, 127 E. Wisconsin Avenue; second by Cochrane. Motion carried 8-0.
- B. **Consider/act on Ordinance to amend the boundaries (2.04 acres) as shown on the District Map from RA; Rural Agricultural District to SR-3; Suburban Residential District (Weston Meadows Property) – 1st Reading:** Antonneau reported that the rezone from RA to SR-3 is for the property located on the southwest corner of Reddelien Road and Marks Road, which is located adjacent to Weston Meadows Subdivision. The Plan Commission has reviewed and recommends unanimously. Motion by Antonneau to give the ordinance its first reading; second by Cochrane. Chapman read the ordinance into the record. Motion carried 8-0.
- C. **Consider/act on Ordinance to amend Section 17.206(4)(m)(4) of the Zoning Ordinance relating to the parking regulations for Group Day Care Centers – 1st Reading:** Antonneau reported that the applicant submitted a request for a zoning text amendment to change the requirements as they relate to parking for daycare centers. The proposed amendment would allow one parking space per ten (10) students versus the current five (5) and one space for each employee on the largest shift. The Plan Commission has reviewed and recommends approval. Motion by Antonneau to give the ordinance its first reading; second by Cochrane. Chapman read the ordinance into the record. Motion carried 8-0.
- D. **Consider/act on the Extra-Territorial Certified Survey Map for the purpose of dedicating revised lands for Stonehedge Trail, located in Outlot 1 of CSM Map No. 10452, located north of CTH DR and east of STH 67, Town of Summit:** Antonneau reported that the applicant submitted an ETZ-CSM to change the alignment of Stonehedge Trail, located in the Town of Summit and to dedicate additional roadway. The roadway is located east of Aurora Hospital and is approximately 555 ft. from the City of Oconomowoc boundaries, within the City's extraterritorial platting jurisdiction. No technical review was requested by the applicant and the Plan Commission recommends no action be taken. Motion by Antonneau to take no action; second by Larsen. Motion carried 8-0.
- E. **Consider/act on the Resolution to amend the Wisconsin Avenue Right-of-Way Plat, Project No: 1371-08-20; Sheet Numbers 4.1 – 4.8 and Relocation Order:** A one page memo from Duffy was at Council stations. Duffy reported that Council previously approved the Transportation Plat which established road right-of-way along with the land to be acquired in order to facilitate improvements for the W. Wisconsin Avenue reconstruction project scheduled for 2010. As a result of discussions with the Oconomowoc Electric Utility, the WIDOT has agreed on the necessity of amending the right-of-way. The Plan Commission reviewed and recommends adoption. Additionally,

staff is looking for direction from Council to prepare a blanket variance ordinance in the event the acquisitions affect the conformity of any lot or structure involved. Motion by Antonneau to adopt the resolution to amend the Wisconsin Avenue Transportation Project Plat and direct staff to prepare a blanket variance ordinance; second by Cochrane. Motion carried 8-0.

Motion by Antonneau to convene into Closed Session; second by Cochrane. Motion carried 8-0. Closed Session convened at 8:34 pm.

Closed Session:

- A. Per Wis. Stats. 19.85(1)(e) "Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session."
(Future Fire Station)
- B. Per Wis. Stats. 19.85(1)(e) "Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session."
(Purchase of Public Property)

Motion by Antonneau to adjourn the Common Council meeting; second by Cochrane. Motion carried 8-0. The meeting adjourned at 8:34 PM.

Diane Coenen, City Clerk