

CITY OF OCONOMOWOC
COMMON COUNCIL MEETING MINUTES
May 19, 2009

Mayor Sullivan called the regular Common Council meeting to order at 7:35 PM.

Pledge of Allegiance

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

Staff present: Mayor Sullivan, Gard, Gallo, Beguhn, Lamp, Kitsembel, Duffy, Frye, Molitor, Maurer and Coenen

Others present: Atty. Chapman

Minutes of April 21, 2009 and May 5, 2009: Motion by Cochrane to approve the minutes of the April 21st and May 5th meetings as written; second by Antonneau. Motion carried 8-0.

Consent Agenda:

- A. Licenses
- B. Correction Resolution Vacating Commerce Street Lying Between Unity Drive and STH 67
- C. Resolution Accepting Demolition Contract with K & L Construction, Inc. for 315-317 E. Wisconsin Ave (Project #1281-09)
- D. Treasurer's Report

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

Committee Reports:

Public Services – Nold, chairman, Schmitter, Larsen, secy.

1. **Consider/act on Ordinance Amending §21.14(4)(c)1.a. Relating to the Definition of High Water on Lac LaBelle – 1st Reading:** Larsen reported that this amendment more clearly defines the measurement of “high water” on Lac LaBelle and the “slow no wake” conditions and requirements. Public Services reviewed and recommends unanimously. Motion by Larsen to give the ordinance its first reading; second by Nold. Chapman read the ordinance into the record. Larsen thanked Sullivan and Frye for their effort to foster coordination between the Town of Oconomowoc, Village of Lac LaBelle and the City. Kohlenberg inquired as to how people on the lake get notified. Sullivan stated there are provisions in our code on how we notify the public that staff follows. Two hours after the “slow no wake” has been issued, it takes affect. Motion carried 8-0.

Plan Commission:

- A. **Consider/act on Ordinance Annexing Certain Lands of the Town of Oconomowoc (W372 N5406 Lapham St. - Gene Schaal Property) to the City of Oconomowoc – 1st Reading:** Antonneau reported that this petition for annexation is from the Town of Oconomowoc in an area where properties already located in the City are immediately to the south and west of the proposed annexation. Schaal's septic system is failing and they are requesting to annex to the City to receive sewer and water services. Plan Commission reviewed and recommends unanimously. Motion by Antonneau to give the ordinance its first reading; second by Cochrane. Chapman read the ordinance into the record and stated that he added a new section – 4. Population – to this and all future annexation ordinances because the Clerk is required to notify the State and County offices of this information. Motion carried 8-0.
- B. **Consider/act on Extraterritorial Certified Survey Map for property located at N68 W34640 CTH K, Town of Oconomowoc (Salzman):** Antonneau reported the applicant submitted an ETZ-CSM to create one (1) new lot and revise the lot lines of an existing lot to make it conforming to Waukesha County standards. The lot is located in the Town of Oconomowoc approximately 1-mile from the City boundaries, within the City's extraterritorial platting jurisdiction. The applicant did not request a technical review, therefore the Plan Commission recommends that no action be taken. Motion by Antonneau that no action is taken on this ETZ-CSM; second by Cochrane. Motion carried 8-0.
- C. **Consider/act on Order for Amendment (#2) of the Precise Implementation Plan for Buildings 1-4 regarding the Master Signage Plan of Brennan's Marketplace (PD-10-06):** Antonneau reported that the applicant submitted a request to amend the approved PIP for the Planned Development known as Brennan's Marketplace. The request amends only the Master Signage Plan. Plan Commission reviewed and recommends unanimously. Motion by Antonneau to approve the order for amendment of the PIP for buildings 1-4 of the Master Signage Plan for Brennan's Marketplace; second by Cochrane. Kohlenberg requested an explanation of the 80% of lineal sq. ft. frontage. Gallo explained that each tenant gets

a 1½ sq. ft. area per lineal sq. ft. of frontage for signage. 80% is the width and total signage is based on the area, not the size of the sign. Sullivan stated this ordinance does conform to our code. Motion carried 8-0.

Unfinished Business:

- A. **Consider/act on Ordinance to Create 8.06(2)(c) and 8.06(3) Relating to Sidewalk Seating and Decorative Displays – 2nd Reading:** A black-lined version of the code was placed at Council stations and Chapman explained the changes. Motion by Antonneau to give the ordinance its 2nd reading in title only; second by Cochrane. Chapman read the title into the record. Motion carried 8-0. Motion by Nold for the ordinance to become law; second by Cochrane. Motion carried 8-0.
- B. **Consider/act on Ordinance to Create Section 17.206(8)(x) Sidewalk Seating and Amend Section 17.105(3)(f)2.d.(1) Land Uses Permitted in the Central Commercial Districts as a Permitted Use and Amend 17.203 Table of Land Uses – 2nd Reading:** Motion by Antonneau to give the ordinance its 2nd reading in title only; second by Cochrane. Chapman read the title into the record. Motion carried 8-0. Motion by Nold for the ordinance to become law; second by Cochrane. Motion carried 8-0.

Mayoral appointments to Council Committees announced:

Kohlenberg asked if he could ask Slattery where she stands on key issues. Sullivan stated that the candidates qualifications are outlined in the background information included in the Council packet. Chapman stated that a new appointment should not have opinions formed already, as they have not served on the Board yet and don't have the background information to make an informed decision.

- A. **John Gross – Reappointment, Plan Commission:** Motion by Cochrane to confirm the Reappointment of John Gross to the Plan Commission until 4/30/12; second by Miller. Motion carried 7-1. Kohlenberg voted no.
- B. **Pat Percy – Reappointment, Library Board:** Motion by Cochrane to confirm the Reappointment of Pat Percy to the Library Board until 4/30/12; second by Morgan. Motion carried 7-1-0. Kohlenberg abstained.
- C. **Cathleen Slattery – Appointment, Park and Recreation Board:** Motion by Cochrane to confirm the Appointment of Cathleen Slattery to the Park & Recreation Board until 4/30/12; second by Miller. Motion carried 7-1-0. Kohlenberg abstained.

Reports and comments from the Aldermen:

- A. **Discussion on Alderman Kohlenberg's request for a work area in City Hall, computer, business cards and various office supplies including official City letterhead, envelopes, etc.:** Kohlenberg stated his request is so he can correspond and communicate with his constituents as he receives daily correspondence from residents. He is presently responding via email or writing. He believes the Aldermen should have the same level of professionalism as City staff when communicating with the public. He feels it is not a cost issue, but rather a way of communicating with each other, staff and residents. There was general discussion among the Aldermen regarding cost, set-up of email addresses on City web-site, volume of supplies needed, documents created on City letterhead creating a degree of authority that an individual Alderman does not have and the issue of using City email for personal use. Chapman stated this is a policy decision. Sullivan stated that staff would review the comments and put together information on costs, computer access and areas of concern.

Larsen welcomed Slattery to the Park & Recreation Board. Antonneau stated he had received comments on the hydrants and feels the City will take some flack in these economic times. He also invited Council and staff to a "Step Back in Time" Ice Cream Social on June 3rd from 2 – 5 PM at the Adult Day Care, 869 Summit Avenue.

Motion by Cochrane to convene into Closed Session; second by Antonneau. Motion carried 8-0. Closed Session convened at 8:37 PM.

Closed Session: 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 – Park Street)

Motion by Antonneau to adjourn the Common Council meeting; second by Cochrane. Motion carried 8-0. The meeting adjourned at 8:37 PM.

Diane Coenen, City Clerk