

CITY OF OCONOMOWOC
COMMON COUNCIL MEETING MINUTES
February 6, 2007

“REVISED”

Mayor Sullivan called the regular Common Council meeting to order at 7:30 PM and the Clerk confirmed appropriate notice was given.

Pledge of Allegiance

Roll Call: Aldermen Morgan, Larsen, Antonneau, Cochrane, Hollatz, Jones and Snyder

Absent: Alderman Gross

Staff present: Mayor Sullivan, Gard, Lamp, Gallo, Beguhn, Duffy, Bednarski, Frye and Coenen

Others present: Atty. Chapman and Stan Sugden

Minutes - January 16, 2007: Motion by Cochrane to approve the minutes from the January 16, 2007 meeting as presented; second by Antonneau. Motion carried 7-0.

Comments and suggestions from citizens: None.

Consent agenda

- A. Licenses

Motion by Hollatz to approve the Consent Agenda; second by Antonneau. Motion carried 7-0.

Committee Reports

- A. Finance – No Report
- B. Personnel – No Report
- C. Protection and Welfare – No Report
- D. Public Services – No Report
- E. Utility – No Report

Old Business

- A. **Consider/act on Ordinance to Zone SO Suburban Office Lands in the City of Oconomowoc, Waukesha County, Wisconsin (Former Summit School Property) – 2nd Reading** – Motion by Cochrane to give the Ordinance its second reading in title only; second by Antonneau. Chapman read the title into the record. Motion carried 7-0. Motion by Antonneau for the ordinance to become law; second by Cochrane. Motion carried 7-0.

New Business

- A. **Introduction of Resolution Vacating Commerce Street Lying Between Unity Drive and STH 67** – Chapman stated that per Wis. Statutes, the introduction of this resolution is the first step in the process to vacate Commerce Street and that Council can introduce this resolution, but can not take any action for forty (40) days. A Public Hearing is set for March 20, 2007 at 7:30 PM. Commerce Street lying between Unity Drive and STH 67 has been abandoned as a public street by the DOT due to the separation distance between Commerce and Oconomowoc Parkway. It is no longer necessary for public travel as the adjoining properties have access to Unity Drive. No action is necessary at this time. Sullivan verified that this introduction procedure was valid.
- B. **Consider/act on Recapture Agreement Between the City of Oconomowoc, Oconomowoc Development Partners, LLC and Bielinski Development, Inc. to Levy Special Assessments for Municipal Wastewater Water Collection and Transportation System (Wood Creek Subdivisions) –**

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Antonneau inquired about Page 2, top paragraph of the agreement. Chapman explained that the City is acting like a collection agency and that the City has no control over the property owners and if they connect or not. The owner must petition for annexation. Bielinski has paid for the infrastructure improvements for which we are levying a special assessment and cost recovery charge. The City is obligated to collect and reimburse the developer. This resolution allows the City to reimburse Bielinski as the payments are received. Motion by Snyder to approve the Recapture Agreement in title only, second by Jones. Chapman stated that the agreement does not need to be read. Snyder withdrew his motion and Jones withdrew his second. Chapman then stated that there was a revision on Page 6 regarding deferrals being terminated on special events. Motion by Antonneau to approve the Recapture Agreement between City of Oconomowoc, Oconomowoc Development Partners, LLC and Bielinski Development, Inc. to Levy Special Assessments for Municipal Wastewater Water Collection and Transportation System; second by Cochrane. Motion carried 7-0.

- C. **Consider/act on Final Resolution Authorizing Public Improvements consisting of a 15" and 24" Sanitary Sewer, a Pump Station and Force Main and Levying Special Assessment against Benefited Property in the City of Oconomowoc, and Providing for Capital Cost Recovery from Benefited Property in the Town of Oconomowoc** – Chapman read an addition to the caption of the resolution. He gave a brief history on the special assessments previously adopted by Council and stated that this is the final step in the special assessment process for the sanitary sewer infrastructure improvements installed by Bielinski Development on the north side of the City. Assessments for undeveloped properties within the City will be deferred until final platting sales or transfer of land ownerships, certified survey map approval, subdivision plan approval, or any change in the use of the property. For properties currently located in the Town of Oconomowoc, the capital cost recovery charge will be collected after connection to the sanitary sewer system. A 4% interest charge is provided for in the final resolution for those properties for which the special assessment is deferred. If upon termination of the deferral and the City property owner elects to pay the special assessments in installments, the City would pay the developers the special assessment plus interest and then collect the payment from the property owner as installment payments are made. Snyder commented that he wanted to suspend the rules and have the resolution read into the record by title only. Motion by Snyder to approve the Final Resolution Authorizing Public Improvements consisting of a 15" and 24" Sanitary Sewer, a Pump Station and Force Main and Levying Special Assessment against Benefited Property in the City of Oconomowoc, and Providing for Capital Cost Recovery from Benefited Property in the Town of Oconomowoc in title only; second by Jones. Chapman read the title into the record. Motion carried 7-0.

Mayoral Appointments – None.

Announcements and Communications – Gard stated that the Oakwood Bridge will be closed starting Wednesday, 2/7/07 until the end of May. Also, there will be a Public Information Meeting on STH 16 Reconstruction from Concord to Sheldon on February 15th from 5:30 – 7:30 PM in the Community Room at Berkshire.

Reports and comments from the Aldermen – Cochrane thanked the Mayor, Frye and Wohlfeil for responding to her constituents so quickly regarding snow issues. Antonneau would like to discuss at a future Utility meeting the use of a sand and salt mix instead of just salting City roads. Sullivan would prefer to have this discussion at a Committee of the Council level. Hollatz stated that sidewalks are not being cleaned very well. Beguhn responded that officers do check for cleared sidewalks and issue citations when warranted.

Reports and comments from the Mayor

- A. Proclamation on Autism – Sullivan read the Proclamation into the record.

Motion by Cochrane to adjourn the Common Council meeting; second by Jones. Motion carried 7-0. The meeting adjourned at 7:55 PM.