

CITY OF OCONOMOWOC
COMMON COUNCIL MEETING

September 6, 2005

Mayor Sullivan called the Common Council meeting to order at approximately 8:33 p.m., immediately following the adjournment of the Fowler Lake Annual Meeting/Budget hearing. The Clerk confirmed that appropriate notice had been given.

Public Safety Director, Hugh Martin, led in the **Pledge of Allegiance**.

Roll Call: Aldermen present: Jones, Snyder, Morgan, Gross, Larsen, Antonneau and Cochrane
Aldermen absent: Hollatz (a quorum was present)

Staff in Attendance: Lamp, Molitor, Sugden, Severson, Langohr, Caughran, Dodge, Duffy, Martin, Bednarski, Frye, Steinbach, McKenna, Senfleben, Gard and Attorney Chapman

Minutes of previous meeting (Common Council meeting of August 16, 2005) – Moved by Ald. Cochrane, seconded by Ald. Jones to approve the minutes of the August 16, 2005 Council meeting, as presented. Voice vote carried with no dissenting votes.

Comments and suggestions from citizens – none

Mayor Sullivan reported that this meeting was preceded by the Fowler Lake Annual Meeting & Budget hearing. Several people commented, and the 2006 Fowler Lake Budget was adopted.

Consent agenda

A. Licenses – the Clerk read several additional licenses into the record. Motion was made by Ald. Morgan, seconded by Ald. Antonneau to approve the consent agenda. Voice vote carried with no dissenting votes.

Committee Reports

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

1) Consider/act on Amendment to the Wastewater Agreement for Lac LaBelle – Mr. Tom Steinbach, Wastewater Operations Manager, gave some background regarding the Lac LaBelle Utility District, which presently has 80 REC's. This amendment addresses an inclusion of a larger geographical area, basically, the Olin Sang property, and resolves the unused REC's. Mr. Steinbach explained that this amendment is in conjunction with the SEWRPC Sanitary Sewer district expansion that was adopted at the previous meeting. The REC requirement for this expansion is 67 and will be used to serve additional buildings on the Olin Sang property, as well as future development in this geographical area. The settlement of 67 REC's, as opposed to 80, results in a Village of Lac LaBelle paying the City for the difference, of \$65,987.00.

Ald. Gross reported that this comes with a unanimous vote of the Utility Committee, also pointing out that this is household-type water. There will be no hazardous wastewater involved.

Moved by Ald. Gross, seconded by Ald. Jones to approve the Amendment to the Wastewater Agreement with Lac LaBelle. Carried unanimously.

Plan Commission recommendations – none

Unfinished Business

- A. An Ordinance Repealing and Re-Creating §21.125 of the Municipal Code of the City of Oconomowoc Relating to Slow No-Wake speed limits on Fowler Lake – 2nd reading.

Moved by Ald. Antonneau, seconded by Ald. Snyder to give the ordinance its second reading by title only. Carried unanimously.

Moved by Ald. Gross, seconded by Ald. Cochrane that the ordinance become law. Roll call vote carried unanimously.

- B. An Ordinance to Amend §12.03(6)(a) of the Municipal Code of the City of Oconomowoc Relating to the number of Dogs or Cats allowed per family unit – 2nd reading

Moved by Ald. Gross, seconded by Ald. Cochrane to give the ordinance its second reading by title only. Carried unanimously.

Moved by Ald. Gross, seconded by Ald. Antonneau that the ordinance become law. Roll call vote carried unanimously.

New Business

- A. Resolution Releasing Letter of Credit for Hickory Green subdivision – Moved by Ald. Jones, seconded by Ald. Cochrane to adopt the resolution. Carried unanimously.
- B. Resolution Releasing Letter of Credit for Hickory Creek III subdivision – Moved by Ald. Antonneau, seconded by Ald. Cochrane to adopt the resolution. Carried unanimously.
- C. Resolution Exempting the City from the Waukesha County Library levy for 2006 – Moved by Ald. Morgan, seconded by Ald. Cochrane to adopt the resolution. Carried unanimously.
- D. Consider/act on a water Easement for Marketplace @ Pabst Farms – Attorney Chapman gave background, pointing out that a water easement is shown on the Certified Survey (CSM) as well as two additional easements previously approved by the Council. Staff felt that there should be a separate document for the water utility, and he recommends approval. The Easement will be recorded, as well as the Certified Survey Map.

Moved by Ald. Jones, seconded by Ald. Cochrane to approve the water easement for Marketplace @ Pabst Farms. Carried unanimously.

- E. An Ordinance to Repeal and Re-Create §1.42 of the Municipal Code of the City of Oconomowoc Relating to the Organization and the Powers and duties and other Provisions Relating to the Board of Zoning Appeals – Attorney Chapman explained

that there has been a change in the law regarding Zoning Boards of Appeal. The statutes now read that the Mayor "shall" appoint 2 alternates, rather than "may". Regarding action by the Board; if a quorum is present, a majority of members may take action. Presently, it takes 4 affirmative votes to take action.

Moved by Ald. Cochrane, seconded by Ald. Jones to give the ordinance its first reading.
Carried unanimously.

Mayoral appointments to Boards and/or Commissions, with Council confirmation – Mayor Sullivan announced his appointment of Joe Moroni to the Parks & Recreation Board. He will replace Sue Ellen Schellpeper-Rohrer whose term expires in 2008.

Moved by Ald. Cochrane, seconded by Ald. Jones to confirm the appointment of Joe Moroni to the Parks & Recreation Board, until 2008. Carried unanimously.

The Mayor stated he hoped to have another appointment for the Parks & Recreation Board, and possibly for the Zoning Board of Appeals at the next Council meeting.

Staff Reports

- A. City Administrator – no report
- B. Other – Bob Duffy, Director of Economic Development, announced that staff has scheduled a meeting between the Council, Plan Commission and CDA to go over the traffic study. The meeting will be Wednesday, September 14th @ 5:30 p.m. in Conference Rm. #3. He asked the aldermen to attend.

Stan Sugden, City Engineer, reported on the 2005 street program, pointing out that signs are going up on Third St., South St. and Main St. detouring traffic during reconstruction/repair in those areas. The work should be completed by the end of October with final restoration in 2006. He stated staff is meeting with the contractor weekly, so if there are any problems call the DPW so it can be taken up with the contractor.

Announcements and Communications – none

Reports and comments from the Aldermen – Ald. Morgan stated that with all we are hearing about tornados/winds in other areas, he had concerns about the dead trees around the City that could be blown over and cause damage. He questioned whether we had an ordinance about taking them down. Attorney Chapman responded that in Chapter 10, the Public Nuisance chapter of our Code, there is reference to ordering a property owner to take down dead trees/limbs. Staff will check into this further and bring information back at another meeting.

Ald. Antonneau reported a call he had from a citizen saying that the Bypass, from Summit Ave. to the end is a "speed trap", at 35 mph.

Reports and comments from the Mayor – Mayor Sullivan reported that he had received 8 to 10 calls regarding the hurricane with offers of assistance and support & an inquiry as to whether the City was going to start a collection. Upon information received, it appears best to participate in the existing EMS services, rather than creating a separate one. He encouraged people to

donate money. People have offered their homes here, and there has also been an inquiry regarding space. These have not materialized at this time, but we may see these things happen.

There being no further business to properly come before body, a motion to adjourn was made by Ald. Cochrane, seconded by Ald. Antonneau, and carried. (9:08 p.m.)

Ardyce Senfleben, City Clerk