

TOWN OF OCONOMOWOC

Board of Supervisors

April 7, 2008

Call to Order/Pledge of Allegiance: Chairman Hultquist called the meeting to order at 6:00 p.m. with the Pledge of Allegiance. Present were Chairman Hultquist, Supervisors John Roelandts, Janis Husak, Brian Wiemer, and John Koepke. Also present were Town Attorney William Chapman, Police Chief James Wallis, Highway Superintendent Owen Salzman, Administrator/Planner Jeff Herrmann, and Clerk/Treasurer Terry Leaman.

There were 6 residents in attendance.

Approve Minutes: March 17, 2008 Board of Supervisors Meeting:

Supervisor Roelandts made a motion to approve the minutes of the March 17, 2008 Board of Supervisors Meeting. The motion was seconded by Supervisor Husak. The motion carried unanimously.

Correspondence: The Clerk read a letter from resident Denisa Zuelsdorf complementing the snow plow drivers for their late hours and hard work.

Comments from the Floor on Agenda items or any other items:

Robert Thelen: W350N9529 Norwegian Rd

Mr. Thelen wanted to comment about item # 4 on the agenda regarding signs in the road right-of-way. He had contacted the Town regarding election signs placed in the right-of-way, most notably next to the park n' ride on Brown Street and in the right-of-way on Town roads. The area next to the park-n'-ride is county/state land, the Town does not have jurisdiction over it even though the Town maintains it. He placed a sign in the round-about and it was taken down quickly on Election Day while other signs were left alone. Something needs to be done to make sure any signs are placed in the proper portion of the roads.

OLD BUSINESS: None

NEW BUSINESS:

1. Consider and Act on MABAS Resolution.

The MABAS Agreement was signed at the March 17, 2008 Board of Supervisors Meeting. A motion was made by Supervisor Husak to approve the MABAS Resolution as presented. Supervisor Wiemer seconded the motion. The motion passed unanimously.

2. Consider and Act on a Petition for Direct Annexation of land from the Town of Oconomowoc to the City of Oconomowoc; Mark Herro, David Radtke, Barbara Brockway.

Bielinski Homes presented this Petition on behalf of the property owners. The City wants to annex this land in order to provide a water loop for the Piggly Wiggly Shopping Center. If the Town and the City had a border agreement the water loop would be allowed.

Supervisor Roelandts asked if the Town has any options in this matter. With this annexation there are not any options.

There seems to be several questions that need to be answered. Administrator/Planner Herrmann will meet with the representative of Bielinski Homes to discuss the questions the Board members have.

The decision to act on this item was tabled to the next Board of Supervisor's meeting.

3. Consider and Act on CLASS "B" BEER and "CLASS B" LIQUOR License for Peter R. Bethke, Agent of It's Game Time LLC, 108 W. Wells #5A Milwaukee, WI 53203 d/b/a Gilligan's N52W35091 West Lake Dr. Okauchee, WI 53069.

Town Attorney Chapman indicated that there are two issues regarding the issuance of this license. 1) Susan A. Dabel, Harley's Steakhouse & Sports Bar, currently has the license for this premise. This license needs to be surrendered in order to issue another license to Mr. Bethke prior to the expiration of the license on 6/30/2008. There cannot be two liquor licenses issued to the same premise. 2) There are outstanding liquor bills from 2004, 2006, and 2007 for the premise. Since Mr. Bethke is not the person who is delinquent in paying these bills a license could be issued if item one was satisfied.

The Town of Oconomowoc does not have an Ordinance that requires a bar/restaurant to be open a certain number of days in a year. Some municipalities have such an Ordinance and can revoke a license if the license holder does meet these requirements.

Pat Johnson owner of Gilligan's asked what the Town could do. Mr. Chapman indicated that the Town cannot get involved in disputes such as this. Supervisor Roelandts asked if there was any litigation active at this time. Mr. Johnson indicated that there was none.

Supervisor Husak made a motion to approve the CLASS "B" BEER and "CLASS B" LIQUOR License for Peter R. Bethke subject to the current license being surrendered to the Town of Oconomowoc. Supervisor Roelandts seconded the motion. The motion carried unanimously.

- 4. Discussion on signs within the Town right-of-ways and the round-a-bout.** Bob Thelen's sign and the Okauchee Area Business Association Dinner/ Dance were placed in the round-a-bout. Chairman Hultquist went to Okauchee to view the signs and felt, because the size of the signs, that they both were traffic hazards. The signs were subsequently removed by the Highway Department. The Board felt that, generally, the round-a-bout was no place for signs.

Administrator/Planner Herrmann suggested that there should be no signs in the road right-of-way anywhere in the Town. Chief Wallis indicated that the Police would remove signs, call the offending party the first time and allow them to pick up the signs at the Town Hall. Real Estate signs are consistently in the right-of-way.

A question was asked as to where was the right-of-way? No one exactly knows the right-of-way location. Supervisor Wiemer mentioned that the park-n'-ride triangle had an election banner and many signs on it. While this is County/State land the Town does maintain it. Supervisor Koepke received several calls during the recent election regarding signs. He felt that the Town needs set one rule and all parties need to stick with the rule. Candidates for office should be given the sign posting rules so that they can comply.

Supervisor Husak mentioned that when a person completes their nomination papers they receive the guidelines. The Town needs to contact non-local candidates to inform them of the guidelines.

- 5. Chairman Hultquist:** Nothing

6. Supervisor Reports:

- a. **John Koepke:** Supervisor Koepke has been making phone calls regarding the Monterrey Dam and wetland issues. He has not received any immediate responses. Rep. Kleefisch is also making calls to try to acquire some money for repairs or replacement.
- b. **Brian Wiemer:** Supervisor Wiemer congratulated Supervisor Koepke and Supervisor Husak for being re-elected in the recent spring election.
- c. **Janis Husak:** Regarding the Monterrey Dam issue. Could sandbags be used as a temporary fix for the dam? Several of the Supervisors felt the swift current at the dam may not allow sandbags to be used.
- d. **John Roelandts:** Supervisor Roelandts is trying to schedule a meeting with the Monterrey Dam owners. This is a time sensitive issue with the DNR and it needs to be kept on track.

- 7. Attorney Chapman:** Nothing

- 8. Highway Superintendent Salzman:** Nothing

- 9. Police Chief Wallis:** Nothing

10. Administrator/Planner Herrmann:

a. Consider and Act on Letter from the City of Oconomowoc.

Administrator/Planner Herrmann received a letter from Diane Gard, City Administrator, regarding a recent meeting on service and boundary interests of the Town and City. Mr. Herrmann was disappointed with the content of the letter. He felt it undermined the whole process with the City.

The Board encouraged the Town Administrator/Planner to write a letter to the City of Oconomowoc in response to the letter dated March 18, 2008.

11. Clerk/Treasurer

a. Approve Operator's Licenses per List: Supervisor Husak made a motion to approve the Operator's Licenses subject to the approval of the Police Chief. Supervisor Wiemer seconded the motion. The motion carried unanimously.

12. Approve Vouchers and Checks: Supervisor Wiemer made a motion to approve the vouchers and checks subject to the Administrator's approval. Supervisor Koepke seconded the motion. The motion carried unanimously.

Closed Session

The Board will enter, by roll call vote, into Closed Session, pursuant to State Statute 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. (Engineering charges)

Roll call vote: Supervisor Koepke: Yes Supervisor Wiemer: Yes
 Chairman Hultquist: Yes Supervisor Husak: Yes
 Supervisor Roelandts: Yes

Following the closed session the Board reconvened.

13. Adjourn: A Motion was made by Supervisor Roelandts to adjourn the meeting. Supervisor Husak seconded the motion. The motion carried unanimously. The meeting adjourned at 7:10 p.m.

Respectfully submitted,

Terry A. Leaman
Clerk/Treasurer