

TOWN OF OCONOMOWOC  
MEETING MINUTES  
OF  
JUNE 29, 2009

Chairman Hultquist called the meeting to order at 6:00 PM. Those present included Supervisor Wiemer, Supervisor Husak, and Chairman Hultquist. Supervisors Roelandts and Koepke were excused.

Chairman Hultquist asked those present to stand and recite the Pledge of Allegiance.

Chairman Hultquist asked if there was any correspondence to be read; the Clerk submitted a letter from Robert Sokolowicz in regards to comments on the Road J assessment. Chairman Hultquist looked over the letter and stated that there was nothing new in the letter that the Board has not heard repeatedly.

Chairman Hultquist asked for comments from anyone in the audience, and the Chairman reminded them that the Board only wanted to hear comments pertaining to Road J or California Avenue if they had new information. Patty Napgezak submitted an informational packet to the Board relating to California Avenue.

Barbara Pinter thanked the Board for all they have done with regards to Road J.

Terry Leaman encouraged the Board to read Mr. Sokolowicz's letter, and that he had new information to share since the public hearing.

Chairman Hultquist read the next order of business indicating the Road J Resolution. Town Attorney Chapman read the resolution. Chairman Hultquist indicated that each resident will be charged the same amount for the Road J assessment, in the amount of \$4,900.42. Supervisor Husak made a motion to approve Resolution 2009-15 Road J road improvements. Supervisor Wiemer seconded the motion. Motion carried unanimously.

Attorney Chapman explained the changes that were made from the previous submitted resolution. Supervisor Wiemer made a motion to approve the revised resolution defining high water on Lake Lac La Belle. Supervisor Husak seconded the motion. The motion carried unanimously.

The Board discussed a possible noise ordinance relating to construction. It was noted at the June 15, 2009 meeting that Supervisors were to look over the material and submit comments to Administrator/Planner Herrmann. Supervisor Husak stated that it would be best for this subject to be given to the full Board for consideration. This item will be placed on the July 20, 2009 meeting agenda.

Chairman Hultquist read the next order of business, the location of California Ave and other road improvements. It was noted that Administrator/Planner Herrmann and Chairman Hultquist listened to the meeting minute tape from August of 2008. It was

noted that the tape is very clear that the road is to have a 15' easement except in the curve. The road infringes in two places other than the curve. Mark Mickelson of Yaggy & Colby obtained an estimate from Wolf Paving for making the corrections. It was noted that the estimate is on the high side, this is due to the width of the working area and hand tools will need to be used rather than the normal equipment. Peter Muth of Ruckert & Mielke stated that at the time of the installment of the first layer he was receiving calls from residents and was getting conflicting information, and stated he called Administrator/Planner Herrmann to get clarification. Stan Snugden also from Ruckert & Mielke brought to the Board's attention a matter of some unpaid invoices. It was noted that Attorney Chapman and the Administrator/Planner were working on that issue.

The Board acted on Resolution 2009-16 in regards to NR208 Compliance Maintenance for the utility system. Supervisor Husak made a motion to approve resolution 2009-16 Compliance Maintenance NR208. Supervisor Wiemer seconded the motion. Motion carried unanimously.

The Board discussed the ETZ (extra territorial zoning) resolution which would create a zoning district shared with the Village of Lac La Belle, and would remove the authority from Waukesha County zoning. The property in question borders Hwy 16 in the Town of Oconomowoc and the Village of Lac La Belle. Supervisor Husak made a motion to approve Resolution 2009-16 establishing the ETZ on land south of the by-pass. Supervisor Wiemer seconded the motion. Motion carried unanimously.

There was discussion of setting up a special meeting for the Town Supervisors to meet at the Mapleton Community Center to discuss the upcoming work to be completed to the building and the grounds. It was noted that adjacent property owner Paul Fischer is interested in selling some land to the Town that would allow for the entrance to the park and center to be moved to the east of the current driveway. It was noted that Clerk/Treasurer Lesser contact the Supervisors to set up a date for an AM meeting. Supervisor Wiemer made a motion to approve setting up a special meeting at the Mapleton Community Center. Supervisor Husak seconded the motion. The motion carried unanimously.

Resident Mary Hatcher submitted an application to the Clerk's office requesting to have alcohol at her function being held at the Mapleton Community Center on July 12, 2009. Supervisor Husak made a motion to approve the use of the Mapleton Community Center for Bonnie Hare with regards to serving alcohol. Supervisor Wiemer seconded the motion. Motion carried unanimously.

Resident Bonnie Hare submitted an application to the Clerk's office requesting to have alcohol at her function being held at the Mapleton Community Center on July 19, 2009. Supervisor Wiemer made a motion to approve the use of the Mapleton Community Center for Bonnie Hare with regards to serving alcohol. Supervisor Husak seconded the motion. Motion carried unanimously.

Kenny's Gin Mill submitted two special event applications to the Clerk's office. One event will be held on July 18, 2009 and is the Wounded Warrior Poker Run the second is on July 25, 2009 and is for the Retired Harley Workers Poker Run. Supervisor Wiemer made a motion to approve the submitted applications from Kenny's Gin Mill. Supervisor Husak seconded the motion. Motion carried unanimously.

An application for a fire works permit was submitted to the Clerk's office by Tim Heinecke-Five Star Fireworks Corp. to be displayed on July 3, 2009. Supervisor Husak made a motion to approve the fireworks permit for Five Star Fireworks Corp. Supervisor Wiemer seconded the motion. Motion carried unanimously.

Chairman Hultquist stated that he would like to appoint Supervisor Husak to the plan commission for a 5 year term as the Town Board liaison. Chairman Hultquist stated that he would also like to appoint Catherine Balthazor as a plan commission member to fulfill the remaining term for Richard Heinrick who moved out of the Town limits. Supervisor Wiemer made a motion to approve the appointments made by Chairman Hultquist of Janis Husak and Catherine Balthazor to the plan commission. Supervisor Husak seconded the motion. Motion carried unanimously.

Supervisor Reports: None

Attorney Chapman: Nothing

Highway Superintendent Salzman: Nothing

Police Chief Wallis: Nothing

Administrator/Planner Herrmann: Nothing

The Board was submitted with Class "B" and "Class B" retail license renewal applications for Dock of the Bay, Okauchee Lions Club, Last Round Up, Gilligan's Cove, Boathouse Pizza, and the Okauchee Convenience Center. Supervisor Husak made a motion to approve the renewals of items #11 (a) 1-6. Supervisor Wiemer seconded the motion. Motion carried unanimously.

The Board discussed the Class "B" and "Class B" retail licenses under reconsideration. It was noted that these licenses were being reconsidered due to real estate or personal property taxes or utility charges were unpaid. It was noted by Clerk/Treasurer Lesser that Victoria's Tavern, Just Killin Time, and Tom & Di's Rustic Inn was no longer behind on payments. Supervisor Husak made a motion to approve items under #11 (b) 2-4. Supervisor Wiemer seconded the motion. Motion carried unanimously.

The Board discussed the remaining item listed under #11 (b) 2. Aliota's Hide Away. Attorney Chapman read the complaint and summons as prepared by the Town Clerk/Treasurer and delivered by the Town Police. Attorney Chapman asked Mr. Ralph Aliota who was present for this hearing if he received the forms filed by the Town Clerk/Treasurer, Mr. Aliota stated yes. Mr. Aliota stated that he has been in the process of refinancing and had issues with the financial lender who filed bankruptcy, and is now working with another institution and stated that he should have everything finalized and

paid in full in a few weeks. Supervisor Husak made a motion to approve Aliota's Hide Away renewal application for a Class "B" and "Class B" retail license to operate through July 31, 2009, unless all debt has been paid then the license will be renewed to expire at the normal date of June 30, 2010. If the debt is not the license will be suspended until the debt has been paid. Supervisor Wiemer seconded the motion. Motion carried unanimously.

Clerk/Treasurer Lesser submitted operator renewal applications to the Board for approval. Supervisor Husak made a motion to approve the renewal applications submitted for George Simos, David Halladay, Lori Geyman, Carrie Severson, Daniel Baumgartner, Craig Rehm, John Moosreiner IV, and Reva Goben. Supervisor Wiemer seconded the motion. Motion carried unanimously.

Clerk/Treasurer Lesser submitted new operator applications to the Board for approval. Supervisor Husak made a motion to approve the renewal applications submitted for Peter Pakalski and Kristine Goetzke. Supervisor Wiemer seconded the motion. Motion carried unanimously.

Clerk/Treasurer Lesser requested that Deputy Clerk/Treasurer Heinzl be allowed to attend the WMCA conference banquet on August 20, 2009. Supervisor Husak made a motion to approve the Deputy Clerk/Treasurer to attend the WMCA banquet. Supervisor Wiemer seconded the motion. Motion carried unanimously.

Supervisor Wiemer made a motion to approve the checks and vouchers per Administrator/Planner Herrmann's approval. Supervisor Husak seconded the motion. Motion carried unanimously.

Supervisor Husak made a motion to enter into closed session, by roll call vote, pursuant to chapter 19.85 (1)(g) Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved (potential claim). Supervisor Wiemer seconded the motion.

Roll Call Vote: Supervisor Koepke; absent  
Supervisor Wiemer; Aye  
Chairman Hultquist; Aye  
Supervisor Husak; Aye  
Supervisor Roelandts; absent

Motion carried unanimously. Those present were asked to leave.

Meeting adjourned into closed session at 6:50 PM.

Respectfully submitted,

Jo Ann Lesser, WCMC  
Clerk/Treasurer