

**TOWN OF OCONOMOWOC BOARD OF SUPERVISORS
MEETING MINUTES
June 20, 2011**

Chairman Robert C. Hultquist called the meeting to order at 5:47 p.m. Supervisors present included John Koepke, Brian Wiemer, Jan Husak, and John Roelandts. Also present was Attorney Chapman, Administrator/Planner Herrmann, Police Chief Wallis, Highway Superintendent Salzman, and Clerk/Treasurer Lesser. For audience attendance please see attached sign-in sheet.

All those present stood to recite the Pledge of Allegiance.

Approve Minutes: Supervisor Roelandts made a motion to approve the June 6, 2011 meeting minutes as printed. Supervisor Wiemer seconded the motion. Motion carried unanimously.

Correspondence: Nothing

Comments from the Floor on Agenda items or any other items: Tommie Coppinger N52W35147 W Lake Drive; wanted to discuss Foolery's bar. She stated that she had talked with Jeff Herrmann and she doesn't see any changes since September of 2010 when there were about 15 people here making complaints about the establishment. The noise continues until 2 a.m.

16. Police Chief Wallis

- a. Consider and Act on Hiring Brent Best for Full-time Patrol Officer:** Chief Wallis explained that after Officer's Bautz and Priebe left employment with the Town of Oconomowoc there was a need to hire new officers. At the last meeting he introduced Officer Robert Kassens and now he would like to introduce Officer Brent Best. Officer Best will be a full-time employee on 3rd shift and he was the "best" candidate. His prior experience with the Village of Summit and a security guard was beneficial. Supervisor Wiemer made a motion to approve the hiring of Brent Best. Supervisor Roelandts seconded the motion. Motion carried unanimously.

CONSENT AGENDA

Consider and Act on Operator License Applications for the Following:

- | | | | |
|-------------------------|--------------------------|-------------------------|---------------------|
| 1. Megan Chentis | 24. Ashley Robinson | 46. Kathryn Waters | 69. Rachel Seip |
| 2. David Smith | 25. Regina Jacobosky | 47. James Aliota | 70. Kim Ferraro |
| 3. Peter Pakalski | 26. Scott Stetter | 48. Thomas Evert Jr. | 71. Greg Nickolaus |
| 4. Cindy Amato | 27. Terry Ortmann | 49. Steve Schmidt | 72. Wendy Renz |
| 5. Richard Pavlic | 28. Craig Rehm | 50. Lisa Tremaine | 73. Gary Zwick |
| 6. Katherine Wegner | 29. Kasey Salisbury | 51. Mary Kunstek | 74. Carl Marzolf |
| 7. Andrew Schultz | 30. Ann Schultz | 52. Seth Parker | 75. Spencer Kellogg |
| 8. Alicia Davy | 31. Tiffany Smith | 53. Kristina Reynolds | 76. Jerald Bouwens |
| 9. Christine Gerritsen | 32. Joel Maerder | 54. Jacqueline Brault | 77. Dawn Bouwens |
| 10. David Borkowski Jr. | 33. David Wittnebel | 55. George Simos | 78. Michael Maerder |
| 11. June Sunnicht | 34. Robin Sweda | 56. David Halladay | 79. Shaun Droegkamp |
| 12. James Anderson | 35. Kristi Holverson | 57. Lori Geyman | 80. Daniel Terry |
| 13. Shirley Oliver | 36. Martin Smith | 58. Ashley Maerder | 81. Todd Helwig |
| 14. Maxwell Otto | 37. Jean Andreski | 59. Linda Hansen | 82. Mary Goeman |
| 15. Christine Wagner | 38. Jessica Peterson | 60. Jennifer Arnold | 83. Lisa McClary |
| 16. DeAnn Pillard | 39. Reva Gobon | 61. Leslie Harris | 84. Ila Black |
| 17. Jessica Kuehn | 40. Angie Hans | 62. Hannah Matusek | 85. Rebecca Janny |
| 18. Suzanne Jennaro | 41. Randy Stewart | 63. Richard Santistevan | 86. Pamela Mainz |
| 19. Lauren Smith | 42. Michele Murphy-Brown | 64. Tiffany Rajniecek | 87. Edward Short |
| 20. Alana Smith | 43. Aimee Thoravingsa | 65. Sarah Mead | 88. Mary Terry |
| 21. Alan Petelinsek | 44. Michelle Strasser | 66. Mark Prange | 89. Rachael Nerdahl |
| 22. John Baumann | 45. Lorilee Krebsbach | 67. Deborah Prange | 90. Julie Dieball |
| 23. Lisa Wagner | | 68. Robert Growe II | 91. Kelly Zeise |
| | | | 92. Don Wiseman |

Bold Names Indicate Renewal

Supervisor Husak made a motion to approve the consent agenda of operator license applications making note that Chief Wallis has recommended approval. Supervisor Roelandts seconded the motion. Motion carried unanimously.

OLD BUSINESS:

1. Consider and Act on Ordinance to Implement Point System for Alcohol Licensing Renewal Applicants:

Supervisor Koepke asked Chief Wallis if the ordinance was enacted today, how many of the establishments would be in danger of not being renewed. Chief Wallis stated that there would be a few that would have some demerits. Supervisor Husak made a motion to approve the point system ordinance for alcohol establishments. Supervisor Roelandts seconded the motion. Supervisor Roelandts questioned if the demerits would stay with the establishment or the person. Had concerns that if an establishment would lose their license they would transfer the operation to an employee and operate in that manner. Attorney Chapman stated that there would be a review. Motion carried unanimously.

6:03 p.m. Public Hearing-Vacation of Service Road North of Burtonwood Drive: Chairman Hultquist read the notice for the public hearing that was posted and published.

Administrator/Planner Herrmann briefly explained the reason for vacating the service road. Highway Superintendent Salzman stated that he doesn't see any reason for the Town to keep it, the Highway Department does not need it for anything. Attorney Chapman stated that the property cannot be sold, but it can be vacated. The notice to vacate was introduced more than 40 days ago and the Board can act on it tonight. Attorney Chapman asked if the neighbors were all notified, Clerk/Treasurer Lesser stated that yes, by certified letter which the receipts were returned.

Chairman Hultquist asked if there were any comments or questions. There were no questions or comments.

Supervisor Roelandts made a motion to close the public hearing at 6:07 p.m. Supervisor Husak seconded the motion. Motion carried unanimously.

2. Consider and Act on Resolution Vacating a Service Road North of Burtonwood Drive: Supervisor Koepke made a motion to approve the resolution vacating a service road north of Burtonwood Drive. Supervisor Wiemer seconded the motion. Motion carried unanimously.

NEW BUSINESS:

- 1. Consider and Act on Rescheduling or Canceling the First Board Meeting in July:** Supervisor Roelandts made a motion to approve canceling the first meeting in July due to the 4th of July holiday. Supervisor Husak seconded the motion. Motion carried unanimously.
- 2. Consider and Act on CSM for David and Lisa Grubba; W371N5434 Marquette Avenue:** Administrator/Planner Herrmann indicated that the CSM is for combining parcels and a variance request was needed to build on the property. Herrmann also stated that the Plan Commission recommended approval. Supervisor Wiemer made a motion to approve the CSM for David and Lisa Grubba subject to Administrator/Planner Herrmann's recommendations. Supervisor Husak seconded the motion. Motion carried unanimously.
- 3. Consider and Act on CSM for Robert Schowalter; Corner of Norwegian Road and Petersen Road- Approximately 15 Acres:** Administrator/Planner Herrmann stated that the CSM is a re-division of land in which 2 lots will be created, and lots cannot be created without Town Board approval. The lot does not meet the requirement for footage along a roadway. Supervisor Husak made a motion to approve the CSM for Robert Schowalter to divide 15 acres into 2 lots subject to Administrator/Planner Herrmann's recommendations. Supervisor Roelandts seconded the motion. Motion carried unanimously.
- 4. Consider and Act on Lot Not Abutting a Public Road-Robert Schowalter; Corner of Norwegian Road and Petersen Road-Approximately 15 Acres:** Supervisor Roelandts made a motion to approve the lot not abutting a road for Robert Schowalter. Supervisor Wiemer seconded the motion. Motion carried unanimously.
- 5. Consider and Act on Delinquent Account Collection Services Agreement Between Town of Oconomowoc and Waukesha County:** Supervisor Husak made a motion to approve the collection agreement between the Town of Oconomowoc and Waukesha County to collect unpaid debts owed to the town. Supervisor Roelandts seconded the motion. Motion carried unanimously.
- 6. Consider and Act on Approval of Town of Oconomowoc Zoning Code:** Supervisor Husak made a motion to approve not adopt the zoning code for the Town of Oconomowoc as recommended by the Plan Commission. Supervisor Koepke seconded the motion. Motion carried unanimously.
- 7. Consider and Act on Approval of Town of Oconomowoc Zoning Map:** Supervisor Husak made a motion to approve not adopt the zoning map for the Town of Oconomowoc as recommended by the Plan Commission. Supervisor Wiemer seconded the motion. Motion carried unanimously.
- 8. Consider and Act on Soda License Application for Drew Howie of the Kiltie Drive-In:** Supervisor Husak made a motion to approve the renewal soda license application for Drew Howie of the Kiltie Drive-In. Supervisor Wiemer seconded the motion. Motion carried unanimously.
- 9. Consider and Act on Class A Beer Retail, Soda and Tobacco License Applications for the Following:**
 - a. Musky Mike's Bait and Tackle, LLC; N50W34725 Wisconsin Avenue, Kathy Nickolaus-Agent.
 - b. Okauchee Petroleum 2, LLC; N51W34854 Wisconsin Avenue, Dennis Russ-Agent.
 - c. Kwik Trip, Inc.; N56W39345 Wisconsin Avenue, Karry Lynn Schaefer-Agent.
 - d. Open Pantry Food Marts of Wisconsin Inc.; N49W35964 Wisconsin Avenue, James L. Schutz-Agent.
 - e. T.J's Catering, LLC; W394N5313 Reddelien Road, Thomas Spoke-Agent.

Supervisor Husak made a motion to approve the submitted Class A Beer Retail license, soda and tobacco license applications as submitted. Supervisor Wiemer seconded the motion. Motion carried unanimously.

- 10. Consider and Act on a Class B Beer Retail and Soda License Application for Okauchee Lions Club, Inc.; N49W34400 Wisconsin Avenue, Rick Russart-Agent:** Supervisor Roelandts made a motion to approve the Class B Beer Retail license application for Okauchee Lions Club. Supervisor Husak seconded the motion. Motion carried unanimously.
- 11. Consider and Act on Combination Class B Retail, Soda, Amusement and Tobacco License Applications for the Following:**
 - a. Just Kickin Spoon, Saloon & Sports, LLC; N50W35016 Wisconsin Avenue, Kristina Siodlarz-Agent.
 - b. Kenny's LLC; W380N8453 Mill Street, Kenny Buska-Agent.
 - c. Bertrands Point Comfort Place, LLC; N52W35002 Lake Drive, Michael Bertrand-Agent.
 - d. Ron's Cozy Corner, LLC; W359N5920 Brown Street, Ronald Allen Eder-Agent.
 - e. Lou-Eze Pier 53, LLC; N50W35124 Wisconsin Avenue, Diane Dicks-Agent.
 - f. Randy's Waterline Inc.; N50W34474 Road P, Randy V. Eder-Agent.

- g. Wine Maniacs II, LLC; W359N5002 Brown Street, Debra A. Bertrand-Agent.
- h. Packerland Enterprises, LLC; N87W36026 Mapleton Street, James Pilot-Agent
- i. Schwefel's Inc.; N58W39877 Hwy 16, Daniel L. Schwefel-Agent.
- j. Cody Inc.; W360N8739 Brown Street, Diane Champeau-Agent.
- k. Dock of The Bay, LLC; N51W39950 Wisconsin Avenue, Erin A. Waldron-Agent.
- l. Okauchee Mystery Bar, LLC; N5235091 Lake Drive, Anthony R. Foss-Agent.
- m. Mapleway Inc.; N56W39433 Hwy 16, Rodger Maerder-Agent.
- n. Okauchee Lake Yacht Club; W340N6338 Breezy Point Road, Timothy Kay-Agent.
- o. Magnus Anderson Legion Post 399; N50W34760 Wisconsin Avenue, Gary Latzke-Agent.
- p. Oconomowoc Golf Club; W360N5261 Brown Street, Lawrence Musolf-Agent.
- q. Glenda's Café, LLC; N51W34975 Wisconsin Avenue, Glenn David Repinski-Agent.
- r. Golden Mast Inc.; N52W34868 Lake Street, Hans Weissgerber Jr.-Agent.
- s. Pauline's Inc.; N51W34922 Wisconsin Avenue, Richard Jensen-Agent.
- t. Aliota's Hide Away Inc.; N55W34657 Road E, Ralph Aliota-Agent.

Supervisor Roelandts made a motion to approve the Combination Class B Retail license, soda, tobacco, and amusement license applications items a through r as submitted. Supervisor Husak seconded the motion. Attorney Chapman stated that items s and t will require a public hearing for consideration of denial due to non-renewal of the seller's permit by the Department of Revenue. Motion carried unanimously.

12. Chairman Hultquist: Nothing

13. Supervisor Reports

a. **John Koepke:** Stated that he attended the Ashippun Lake Management meeting and there was considerable discussion about the dam. Michelle Schneider of the DNR was in attendance and they suggested if the Town would remove the dam this summer, would they hold the permit to replace the dam for 5 years so that the effects of the removal could be witnessed. There were suggestions that the town could remove the dam and bridge, replace the bridge and forget about the dam and the majority of the group liked the DNR suggestion. Administrator/Planner Herrmann stated that he did receive an email from Michelle Schroeder about the suggestions, but does not have anything in writing. Supervisor Koepke stated that he is getting phone calls once again about the light on Road J, and how it doesn't fall in line with the ordinance. Could the Town get this issue cleared up once and for all? Administrator/Planner Herrmann stated that he is working on it with WE Energies.

b. **Brian Wiemer:** Nothing

c. **Janis Husak:** Nothing

d. **John Roelandts:** Nothing

14. Attorney Chapman: Informed the Board of the public hearing that is required for the denial of the liquor license applications for Pauline's and Aliota's. The Board agreed upon Wednesday, June 29, 2011 at 6:00 p.m. for Pauline's and 6:15 p.m. for Aliota's.

15. Highway Superintendent Salzman: Nothing

17. Administrator/Planner Herrmann

a. Consider and Act on Phase III (Jaekcles Drive) of the Town of Oconomowoc Utility District #1:

Administrator/Planner Herrmann requested permission from the Board to obtain prices on the design and construction of the project then conduct public informational meeting for the people of the district. Supervisor Husak made a motion to authorize Jeff Herrmann to obtain prices on the design and construction of the utility district phase 3. Supervisor Wiemer seconded the motion. Motion carried unanimously.

18. Clerk/Treasurer Lesser: Nothing

19. Approve Vouchers and Checks: Supervisor Wiemer made a motion to approve vouchers and checks subject to Administrator/Planner Herrmann's approval. Supervisor Koepke seconded the motion. Motion carried unanimously.

20. Adjourn: Supervisor Roelandts made a motion to adjourn at 6:30 p.m. Supervisor Husak seconded the motion. Motion carried unanimously.

Respectfully submitted,

Jo Ann Lesser, WCMC
Clerk/Treasurer