

City of Oconomowoc Common Council Meeting Minutes April 20, 2021 - 7:30 PM



Aldermen Present: Kevin Ellis, Karen Spiegelberg, Matt Mulder, Charles Schellpeper, Lou Kowieski, Andy Rogers, Matt Rosek, John Zapfel

Also Present: Robert Magnus, Matt Trebatoski, Diane Coenen, Robert Duffy, Mark Frye, Jason Gallo, Craig Hoepfner, Scott Osborn, James Pfister, Joe Pickart, Mark Schrang, Laurie Sullivan, Brad Timm, Ivan Lam, Stan Riffle

Mayor Magnus called the Common Council Meeting to order at 7:30 PM.

Call to Order and Confirmation of Appropriate Meeting Notice

Pledge of Allegiance

Roll Call

Ceremonial Oath of Office for Newly Elected Officials

Coenen gave the Oath of Office to reelected Aldermen Spiegelberg - District #1, Kowieski - District #2, Rogers - District #3 and Ellis - District #4.

Public Hearing

a. Public Hearing - Food Trucks

The purpose of the hearing is to hear public comment on the application filed by the City of Oconomowoc for a text amendment to create Section 17.111(10) of the Municipal Zoning Ordinance pertaining to Food Trucks & Mobile Food Shops. The request is to create definitions, permit, application & location requirements, permit review process, and other general regulations.

The hearing opened at 7:33 PM. Gallo gave a PowerPoint presentation.

Mike Herro, 102 - 310 E. Wisconsin Ave. stated they have food trucks on their property and this site fits a food court scenario. He requested to have lighting defined and has concerns with the fee amounts.

Lynn Werther, N91 W29511 Center Oak, Town of Merton frequents the food trucks in the City and feels fees can be a financial burden. The City needs to promote small business.

No other comments were received. The hearing closed at 7:52 PM.

Approval of Meeting Minutes

a. Minutes of March 16, 2021

Motion to approve the Council Minutes of March 16, 2021 made by Zapfel and seconded by Spiegelberg.
Motion carried 8-0-0.

Comments/Suggestions from Citizens

Sarah LePage 140 Worthington St. requests a four way stop sign at the corner of 2nd St & Worthington. The intersection is dangerous – too wide, too long, too straight and speed are factors. She referenced a petition by the neighbors.

Consent Agenda (Items listed under the Consent Agenda are considered in one motion - a Council member may request to remove an item):

Motion to approve the Consent Agenda made by Rosek and seconded by Zapfel.

Motion carried 8-0-0.

a. Licenses

1. Licenses

b. Resolution 21-R2942 Granting a 6-Month Class "B" License to Oconomowoc Area Baseball Club (Roosevelt Field)

c. Water Utility Easement Agreement between City of Oconomowoc and Lake Country Village, LLC Phase 6

d. Release of Recorded Water Utility Easement Agreement with Lake Country Village, LLC Phase 5

e. Treasurer's Report

1. Treasurer's Report and Financials - March 2021

Committee Reports

a. Finance - Rosek, Chr; Ellis, Secy; Spiegelberg

1. Consider/act on Adopting the City of Oconomowoc Revised Procurement Policy

Motion to amend Page 14, Emergency to state the Mayor shall make such determination and authorize the emergency purchase. If the Mayor is not immediately available the City Administrator, Finance Director or Police Chief may authorize an emergency purchase made by Rosek and seconded by Schellpeper.

Motion carried 7-0-1. Voted no: Kowieski.

Motion to approve adopting the City of Oconomowoc revised Procurement Policy as amended at the Finance Committee and as amended at Council made by Rosek and seconded by Schellpeper.

Motion carried 8-0-0.

b. Utility - Kowieski, Chr; Mulder, Secy; Zapfel

1. Consider/act on Water Tower Logo Change and Tourism Funding Collaboration

Motion to approve Water Tower logo change and Tourism funding collaboration made by Kowieski and seconded by Schellpeper. Trebatoski stated a resolution for a budget amendment will come before Council on May 4, 2021.

Motion carried 8-0-0.

Plan Commission

a. Consider/act on Ordinance 21-O1007 to Create Section 17.111(10) of the City of Oconomowoc Zoning Code Regarding Food Trucks and Mobile Food Shops - 1st Reading

Motion to amend Item U. to change the total number of Food Trucks/Mobile Food Shops within our City from 15 to 20 made by Kowieski and seconded by Schellpeper.

Motion carried 5-0-3. Voted no: Ellis, Spiegelberg, Zapfel.

Motion to amend the ordinance to extend the temporary use permit from 90 days to 120 days made by Mulder and seconded by Spiegelberg.

Motion carried 8-0-0.

Motion to amend Item F.3. Food Court to be recommended by Plan Commission and Council giving the final approval made by Mulder and seconded by Rosek.

Motion carried 8-0-0.

Motion to give the ordinance its first reading as amended made by Rosek and seconded by Mulder.

Motion carried 7-0-1. Voted no: Kowieski.

Motion to waive the second reading made by Ellis and seconded by Spiegelberg.

Motion carried 7-0-1. Voted no: Kowieski.

b. Consider/act on Resolution 21-R2943 Creating a Food Truck Permit Fee

Motion to adopt Resolution 21-R2943 creating a Food Truck Permit Fee made by Mulder and seconded by Spiegelberg.

Motion carried 6-0-2. Voted no: Schellpeper, Kowieski.

c. Consider/act on Extraterritorial Certified Survey Map to Divide Lot into Three Lots and an Outlot on Nelson Road, Town of Oconomowoc

Motion to approve the ETZ CSM to divide lot into three lots and an Outlot on Nelson Road, Town of Oconomowoc made by Ellis and seconded by Zapfel.

Motion carried 8-0-0.

d. Consider/act on Extraterritorial Certified Survey Map Combining Two Lots into One Located at N53 W35994 Lake Drive, Town of Oconomowoc

Motion to approve the ETZ CSM combining two lots into one located at N53 W35994 Lake Drive, Town of Oconomowoc made by Zapfel and seconded by Ellis.

Motion carried 8-0-0.

Mayoral Citizen Appointments with Council Confirmation

a. Citizen Appointments/Reappointments to Committees/Commissions/Boards

Motion to remove the Police Commission appointment and confirm the appointments/reappointments to Committees/Commissions/Boards and made by Ellis and seconded by Mulder.

Motion carried 8-0-0.

Motion to confirm the Police Commission appointment of Wiemer made by Ellis and seconded by Mulder.

Motion failed 2-0-6. Voted no: Mulder, Schellpeper, Kowieski, Rogers, Rosek, Zapfel.

Election of Council President

Motion to nominate Rosek as Council President made by Mulder and seconded by Schellpeper. No other nominations were received.

Motion carried 8-0-0. Rosek was elected Council President.

Election of Council Vice-President

Motion to nominate Spiegelberg as Council Vice-President made by Rosek and seconded by Ellis.

Motion to nominate Kowieski as Council Vice-President made by Schellpeper. Kowieski declined the nomination. The motion died due to a lack of a second. No other nominations were received.

Motion carried 8-0-0. Spiegelberg was elected Council Vice-President.

Selection of Council Representative to Plan Commission

Motion to nominate Mulder as Plan Commission representative made by Rosek and seconded by Schellpeper. No other nominations were received.

Motion carried 8-0-0. Mulder was elected as Council Representative to Plan Commission.

Mayoral Appointments to Council Committees

Mayor gave a PowerPoint presentation. He passed out a spreadsheet listing the Aldermen on each standing committee and position (Chairman, Secretary & Member.)

Mayoral Appointments of City Attorney and Assistant City Attorney, with Council Confirmation

a. Confirmation of City Attorney/Assistant Attorney

Motion to confirm the appointment of H. Stanley Riffle as City Attorney and Jeff Ek as Assistant City Attorney made by Rosek and seconded by Mulder.

Motion carried 8-0-0.

Mayoral Appointment to WPPI Board

Magnus appointed Pickart and Trebatoski (Alternate) to serve on the WPPI Board.

Motion to confirm the appointment of Pickart and Trebatoski (Alternate) to serve on the WPPI Board made by Ellis and seconded by Kowieski.

Motion carried 8-0-0.

Adjourn

Motion to adjourn the Common Council meeting made by Mulder and seconded by Ellis.

Motion carried 8-0-0.

The meeting adjourned at 10:17 PM.

Diane Coenen, City Clerk
City of Oconomowoc