

City of Oconomowoc Common Council Meeting Minutes April 21, 2020 - 7:30 PM



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

Pledge of Allegiance

Roll Call: Aldermen Spiegelberg, Zwart, Strey, Kowieski, Rogers, Rosek, Shaw and Ellis

Staff Present: Mayor Nold, Kitsembel, Duffy, Frye, Gallo, Lam and Coenen

Others present: Robert Magnus and Atty. Riffle

No business was discussed nor was action taken.

Kitsembel presented Aldermen Zwart, Strey and Shaw with Certificates of Appreciation and Service. She presented Mayor Nold with a Plaque. Council thanked the outgoing Aldermen and Mayor and said many nice things to show their appreciation for their service, their legacy, friendship, encouragement, wisdom and leadership. They will be missed.

Zwart, Strey and Shaw thanked the citizens, City staff, Nold and their fellow Aldermen for all the support.

Nold thanked Wangard for the use of the former K-Mart building for the April 7th election. He went over his history of service starting in 1993 as an Alderman stating he has seen many changes over the years and is proud of the \$100M in construction the City has realized during his terms as Mayor. He thanked his family.

Adjourn sine die – Motion by Strey to adjourn **sine die**; second by Shaw. Motion carried 8-0. The Ceremonial Meeting adjourned at 8:12 PM.

Public Swearing in of newly elected Officials: Coenen gave the Oath of Office to the newly elected Mayor Magnus and Aldermen: Mulder – District #1, Schellpeper – District #2 and Zapfel – District #4, and to reelected Alderman Rosek – District #3.

Mayor Magnus called the Regular Common Council Meeting to order at 8:19 PM.

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

Also Present: Mayor Magnus, Sarah Kitsembel, Stan Riffle, Diane Coenen, Robert Duffy, Mark Frye, Jason Gallo, Ivan Lam

Approval of Meeting Minutes

Motion to approve the March 3, 2020 Council minutes as presented made by Rosek and seconded by Ellis.
Motion carried 8-0-0.

a. Minutes of March 3, 2020

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

Motion to remove Item e. from the Consent Agenda made by Rosek and seconded by Spiegelberg. Motion carried 8-0-0. Council inquired about vouchers for an attorney and engineering services, and payments to Ruekert & Mielke. Frye reported over the last few years the City has monitored underground fuel tanks on Village Green and the payments to R-M are for work on the Olympia Fields project. The City is tracking expenses in the event a TIF is created and if not, expenses will be charged back to the

developer. Council requested more information on these types of charges in the future. Council also inquired about the Pabst Farms Joint Stormwater District expense and Frye reported the City processes the invoice, but the invoice is repaid from the District. Motion to approve Item e. made by Rosek and seconded by Schellpeper. Motion carried 8-0-0. Motion to remove Item f. from the Consent Agenda made by Ellis and seconded by Kowieski. Motion carried 8-0-0. Council asked what is owed for the Community Center and when it is scheduled to be paid off. Kitsemel stated \$3-\$4M and it will be paid off in 2030. Motion to approve Item f. made by Ellis and seconded by Rosek. Motion carried 8-0-0. Motion to approve Consent Agenda Items A. - D. made by Rosek and seconded by Ellis. Motion carried 8-0-0.

- a. **Licenses**
- b. **Electric Utility Easement Agreement Between City of Oconomowoc and Suttner Rosch Properties (24 S Main St)**
- c. **Storm Water Pipe Easement Between City of Oconomowoc and Wisconsin Electric Power Company**
- d. **Resolution 20-R2866 Proclaiming April 24, 2020 as International Migratory Bird Day**
- e. **March Voucher Report**
- f. **Treasurer's Report - March 2020**

Plan Commission

- a. **Consider/act on Final Plat for Weston Meadows II Located South of Weston Meadows Subdivision & East of Reddelien Road**
Motion to approve the Final Plat for Westin Meadows II located south of Weston Meadows Subdivision east of Reddelien Rd made by Spiegelberg and seconded by Zapfel.
Motion carried 8-0-0.
- b. **Consider/act on Condominium Plat Addendum No. 2 for Village Crossing II Located on Belmont Lane, South of Valley Road**
Motion to approve the Condominium Plat Addendum No. 2 for Village Crossing II located on Belmont Ln, south of Valley Rd made by Ellis and seconded by Rosek.
Motion carried 8-0-0.
- c. **Consider/act on Certified Survey Map Dividing One Lot into Three Lots Located on the NE Corner of Old Schoolhouse Rd & Valley Rd**
Motion to approve the CSM dividing one lot into three lots located on the NE corner of Old Schoolhouse Rd and Valley Rd made by Ellis and seconded by Rogers.
Motion carried 8-0-0.

New Business

- a. **Consider/act on Resolution 20-R2867 Awarding Construction Management Services for 2020 Street Maintenance Projects**
Motion to adopt Resolution 20-R2867 awarding Construction Management Services for 2020 Street Maintenance Projects to Bloom Companies, LLC made by Spiegelberg and seconded by Mulder.
Motion carried 8-0-0.
- b. **Consider/act on Resolution 20-R2868 Disallowing Claim from John Suttner (134 N. Main)**
Motion to adopt Resolution 20-R2868 disallowing claim from John Suttner made by Rosek and seconded by Zapfel.
Motion carried 8-0-0.

c. Consider/act on Resolution 20-R2869 Declaring State of Emergency In the City of Oconomowoc Regarding COVID-19 - Amendment #1

A copy of Resolution 20-R2865 and the City of Oconomowoc Pandemic Preparedness Plan was placed at Council stations. Motion to amend Resolution 20-R2869 striking for a period of thirty-five (35) days and replacing with up to the next Common Council meeting or May 5th at 11:59 PM made by Rosek and seconded by Zapfel.

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

Motion to amend the guidelines to add one more bullet point that states as follows: that we hereby incorporate the City of Oconomowoc Pandemic Preparedness Plan as revised on March 17, 2020 made by Rosek and seconded by Kowieski.

Motion carried 8-0-0.

Motion to amend the resolution to keep the CDA as the approval authority and have them expedite a meeting in whatever format is authorized as part of the COVID-19 City Policy made by Kowieski and seconded by Schellpeper.

Motion failed 3-0-5. Voted no: Spiegelberg, Mulder, Rogers, Rosek, Zapfel.

Motion to adopt Resolution 20-R2869 as amended made by Spiegelberg and seconded by Rosek.

Motion carried 8-0-0.

d. Discussion on State of Emergency City Operations

Council requested weekly or bi-weekly information on COVID-19, statistics, etc.; would like to be part of the process to review revenue losses; reevaluate bigger ticket items that have been approved previously; and look at amending the current budget.

Mayoral Appointments to Council Committees Announced

Magnus announced his appointments to Committees of the Council and various others as outlined in the memo placed at Council stations. No confirmation necessary.

Election of Council President by Aldermen

This is a one-year term. Motion by Rosek to nominate Kowieski as Council President; second by Spiegelberg. No other nominations were received. Motion carried 8-0-0. Kowieski was elected Council President.

Election of Council Vice-President by Aldermen

Motion by Kowieski to nominate Ellis as Council Vice President; second by Spiegelberg. Motion by Schellpeper to nominate Rosek as Council Vice President; second by Zapfel. No other nominations were received. Council voted by paper ballot and Coenen tallied the votes announcing Ellis was elected as Council Vice President.

Selection of Council Representative to Plan Commission by Aldermen

Motion by Spiegelberg to nominate Kowieski as Plan Commission representative; second by Rosek. No other nominations were received. Motion carried 8-0-0. Kowieski was elected as Council Representative to Plan Commission.

Mayoral Appointment of Emergency Government Director, with Council Confirmation

Motion to confirm the appointment of Buerger as Emergency Government Director made by Ellis and seconded by Mulder.

Council asked if there is a job description for this position as they feel the role and conditions of the position should be outlined.

Council had questions regarding the City Emergency Response Plan, if Western Lake Fire District had a copy of the plan, and if City residency is required for the position? Kitsemel stated when the City had the Fire Department, the Chief of Police was the Public Safety Director and was also the Department head of the Fire and the Police Departments. Now that we are part of WLFD and they are a separate entity, the Police Chief has continued to serve as our Emergency Government Director. Motion ended in a tie vote.

Magnus cast the tie breaking vote in favor of the appointment of Buerger as Emergency Government Director. Motion carried 5-0-4. Voted no: Kowieski, Rogers, Rosek, Ellis.

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

Motion to confirm the reappointment of H. Stanley Riffle as City Attorney made by Rosek and seconded by Spiegelberg. Motion carried 8-0-0.

Motion to confirm their reappointment of Jeff Ek as Assistant City Attorney made by Rosek and seconded by Ellis. Motion carried 8-0-0.

Mayoral Appointments to WPPI Energy Board

Magnus appointed Pickart and Kitsembel (Alternate) to serve on the WPPI Board. No confirmation necessary.

Reports and Comments from the Mayor

a. Arbor Day Proclamation

Magnus read the proclamation into the record.

b. Oconomowoc Responds Task Force

A Press Release from the Mayor's Office titled Oconomowoc Responds – COVID-19 Response & Revitalization Task Force was placed at Council stations. Magnus stated staff put together an emergency Task Force and the Press Release went out earlier today. Oconomowoc Responds is an emergency COVID-19 Response and Revitalization Task Force that is divided into three teams; Business and Economic Growth – lead by Bob Duffy, Residents – lead by Jason Curtis and Non-Profits and Churches – lead by Pat Neudecker. He stated he had asked three Aldermen to take leadership roles in each one of these teams and recognized Ellis, Kowieski and Zapfel.

Reports and Comments from the Aldermen

Spiegelberg welcomed the new Aldermen and looks forward to working with all. Zapfel thanked Nold and Shaw for their service and appreciates that the Aldermen met with him. He also thanked family and friends for their support. He passed out three letters for the record (Senator Feyen; Milwaukee area health care providers & one submitted by various organizations.) Kowieski handed out a petition titled Restart Oconomowoc that was signed by 521 people. He noted that Council and Magnus will do everything we can to provide unified leadership to navigate the pandemic. Ellis welcomed Magnus and stated he is here to support him. Schellpeper thanked the residents of District #2 and stated it's an honor to serve them as the residents are first and foremost his concern when decisions are made. He thanked all for their encouragement, the outgoing Aldermen, his family and Strey stating he will be a tough act to follow. He will serve with transparency and responsibility to citizens.

Adjourn

Motion to adjourn made by Rosek and seconded by Ellis.

The meeting adjourned at 10:43 PM.

Motion carried 8-0-0.

Diane Coenen, City Clerk
City of Oconomowoc