

# City of Oconomowoc Common Council Meeting Minutes September 15, 2020 - 7:30 PM



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

**Also Present:** Robert Magnus, Stan Riffle, Betsy Bleck, James Pfister, Diane Coenen, Robert Duffy, Mark Frye, Jason Gallo, Laurie Sullivan, Tony Posnik, Ivan Lam

Mayor Magnus called the Common Council Meeting to order at 7:42 PM.

## Call to Order and Confirmation of Appropriate Meeting Notice

### Pledge of Allegiance

### Roll Call

### Public Hearing

#### a. Public Hearing - Household Living

The purpose of the hearing is to hear public comment on the Zoning Ordinance Text Amendment application filed by the City of Oconomowoc to amend Section 17.903(1)(a) of the Municipal Ordinance pertaining to the definition of "Household Living." The specific request is to amend the definition by removing "Tenancy is arranged on a month-to-month or longer basis, with a minimum of 30-days." A change in State Law requires that municipalities allow short-term rentals for less than 30-days. This amendment would remove a conflict in the City Zoning Code with the State Statutes.

The hearing opened at 7:43 PM. Gallo reported this code revision would amend the definition of household living to bring the City's code into compliance with Wisconsin State Statutes. No other comments were received. The hearing closed at 7:46 PM.

### Approval of Meeting Minutes

#### a. Minutes of August 18, 2020

Motion to approve the Council minutes of August 18, 2020 as presented made by Ellis and seconded by Kowieski.  
Motion carried 8-0-0.

### 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 d. from the Consent Agenda made by Rosek and seconded by Spiegelberg.  
Motion carried 8-0-0.

Council discussed the last section about preparing the necessary documents, acquiring lands and implementing necessary improvements infrastructure to support future redevelopment of the area and felt that it is not clear that whatever decisions the CDA will make will be brought back to Council. Motion to amend the resolution to replace language in the last section to read as follows: Any acquisition of land, infrastructure, improvements, the entering of contracts or MOU's or other redevelopment plans must be approved by the Common Council made by Rosek and seconded by Spiegelberg.

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

Motion to adopt the Resolution Authorizing the Community Development Authority to Establish Boundaries, Develop Redevelopment Plan and Designate the Olympia Fields Area Blighted and In Need of Redevelopment as amended made by Kowieski and seconded by Rosek.

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

Motion to approve the consent agenda Items a.- c. and e. - i. made by Rosek and seconded by Rogers.  
Motion carried 6-0-2. Voted no: Schellpeper, Rogers.

- a. **Licenses**
- b. **Resolution 20-R2889 to Change Polling Locations for Aldermanic Districts #1 & #3**
- c. **Electric Utility Easement Agreement Between the City and McGee Hicks (413 W 2nd St)**
- d. **Resolution Authorizing the Community Development Authority to Establish Boundaries, Develop Redevelopment Plan and Designate the Olympia Fields Area Blighted and In Need of Redevelopment**
- e. **Sanitary Sewer & Water Utility Easement Agreement Between City of Oconomowoc and Belforte, Inc (Vespara II St. Andrews Dr)**
- f. **Water Utility Easement Agreement Between City of Oconomowoc and Wisconsin Electric Power Company (Oconomowoc Pkwy & St. Andrews Dr)**
- g. **Extraterritorial Certified Survey Map to Create Two Buildable Lots Adjacent to W340 N7661 Townline Road, Town of Oconomowoc**
- h. **Extraterritorial Certified Survey Map to Create Two Residential Lots Adjacent to W340 N7661 Townline Road, Town of Oconomowoc**
- i. **Treasurer's Report and Financials - August 2020**

#### **Committee Reports**

- a. **Finance - Rosek, Chr; Ellis, Secy; Spiegelberg**
  - 1. **Consider/act on Resolution 20-R2891 Approving a Two-Year Contract Extension with Baker Tilly, LLP for Audit Services**  
Motion to adopt Resolution 20-R2891 approving a two-year contract extension with Baker Tilly, LLP for audit services made by Rosek and seconded by Ellis.  
Motion carried 8-0-0.
  - 2. **Consider/act on Amending Ordinance 86-O170 of the City of Oconomowoc Municipal Code Regarding Room Tax - 1st Reading**  
Motion to give the ordinance its first reading made by Kowieski and seconded by Schellpeper.  
Motion carried 7-0-1. Voted no: Rosek.
- b. **Public Services - Ellis, Chr; Rosek, Secy; Mulder**
  - 1. **Consider/act on Resolution 20-R2890 Awarding Collins Parking Lot Construction Management Services**  
Motion to adopt Resolution 20-R2890 awarding Collins Parking Lot Construction Management Services made by Schellpeper and seconded by Mulder.  
Motion carried 8-0-0.

#### **Plan Commission**

- a. **Consider/act on Zoning Ordinance Text Amendment to Repeal & Recreate Section 17.903(1)(a) Relating to the Definition of Household Living - 1st Reading**  
Motion to give the ordinance its first reading and waive the second reading made by Kowieski and seconded by Rosek.  
Motion carried 8-0-0.
- b. **Consider/act on the Certified Survey Map for the Hackney House Apartments Located on the North Side of Valley Road, West of Summit School**  
Motion to approve the CSM for the Hackney House Apartments located on the north side of Valley Road, west of Summit School made by Kowieski and seconded by Rosek.  
Motion carried 8-0-0.

**New Business**

- a. **Consider/act on the 2021-2023 Union Contract between the City of Oconomowoc and the Wisconsin Professional Police Association (WPPA)**  
Motion to approve the 2021-2023 Union Contract between the City of Oconomowoc and the Wisconsin Professional Police Association made by Rosek and seconded by Zapfel.  
Motion carried 8-0-0.
- b. **Consider/act on Lease Agreement Between the City of Oconomowoc and Lake Country Municipal Court (630 E. Wisconsin Avenue)**  
Motion to approve the Lease Agreement between the City of Oconomowoc and Lake Country Municipal Court (630 E. Wisconsin Avenue) and amend item 2.a. to be an additional four days per month upon approval of the Police Chief made by Kowieski and seconded by Ellis.  
Motion carried 6-0-2. Voted no: Rogers, Rosek.
- c. **Consider/act on City Administrator Agreement on Separation Procedures/Payments and Confirm Appointment of New City Administrator**  
Motion to approve the City Administrator Agreement on Separation Procedures/Payments and Confirm Appointment of New City Administrator made by Ellis and seconded by Kowieski.  
Motion carried 8-0-0.

**Reports and Comments from the Aldermen**

Kowieski reported on the activities during Suicide Prevention week stating the concert was moved to Sunday along with prayer service. He gave many thanks to all providers to the event and stated the activities reached over 45,000 people. Rogers asked who is responsible for sidewalk cleanup regarding gum. Frye stated staff will discuss. Zapfel thanked Kowieski for coordination of the event, welcomed Matt & Lisa Trebatoski to City and thanked Mayor for donating his time to the community. Schellpeper agreed with Zapfel and asked Coenen to give an election update on absentees at the Oct 6th Council meeting.

**Reports and Comments from the Mayor**

Mayor recognized that elections keep changing and there are challenges and thanked the Clerk and staff for their hard work. He welcomed Matt & Lisa Trebatoski to community.

**Adjourn**

Motion to adjourn made by Kowieski and seconded by Mulder.  
The meeting adjourned at 8:51 PM.  
Motion carried 8-0-0.

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Diane Coenen, City Clerk  
City of Oconomowoc