

# City of Oconomowoc Common Council Meeting Minutes June 06, 2023 - 7:30 PM



**Aldermen Present:** Matt Mulder, Charles Schellpeper, Andrew Moroni, Chris Douglas, Matt Rosek, Jennifer Aultman Kloth, Kevin Ellis, Karen Spiegelberg

**Also Present:** Robert Magnus, Hannah Brasch, Lucas Caine, Diane Coenen, Robert Duffy, Kevin Freber, Mark Frye, Jason Herzog, Craig Hoepfner, Scott Osborn, James Pfister, John Schuh, Laurie Sullivan-Murray, Brad Timm, Ivan Lam, Brad Bowen, Stan Riffle

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

## **Pledge of Allegiance**

A moment of silence was held for the passing of former Mayor Tom Foti and all he did for the City.

*Without objection Item 10.a. was moved up -* **Mayoral Appointments with Council Confirmation**

### **a. Mayoral Citizen Appointment**

Jenn Hulsopple introduced herself and answered questions from the Aldermen. Motion to confirm the appointment of Jenn Hulsopple to the Police Commission made by Douglas and seconded by Moroni. Motion carried 8-0-0.

## **Approval of Meeting Minutes**

### **a. Minutes of May 16, 2023**

Motion to approve the Council minutes of May 16, 2023 made by Rosek and seconded by Mulder. Motion carried 8-0-0.

## **Comments/Suggestions from Citizens**

### **a. Presentation - 2022 Audited Financial Statements**

Paul Frantz, auditor from Baker Tilly, gave a PowerPoint presentation on 2022 Financial Statement Highlights and referenced two reports provided in the Council packet: Annual Comprehensive Financial Report for the Year Ended December 31, 2022 & Reporting and Insights from 2022 Audit.

- 1) Stan Riffle, Town of Oconomowoc, stated he just closed on a condo on Pleasant Street for his mother-in-law.
- 2) Terry Birk, 845 St. Andrews Dr. is concerned about the architectural approval of some of the building designs in the Olde Highlander development and the extension of Mackenzie Lane. Mackenzie is a tight area with a lot of kids and elderly residents and traffic is a safety concern.
- 3) Jerry Erdman, 372 River Bluff Cir is concerned with proper infrastructure and supports the extension of Oconomowoc Pkwy and other streets because roads need to connect, and we need sidewalks and paths.
- 4) Emilie Williamson, 875 E. Wisconsin Ave. is the Corporate Affairs Manager for Metro Market. She thanked Pfister for working together to address fraudulent gift card purchases and stated they will continue to work together over the next six months and reassess how the code is working to determine if amendments need to be made.
- 5) Jane Owen, Nashotah, talked about City government spending, Aldermanic representation on

Committees, Aldermen meeting attendance, making all newly created jobs part-time or using two part-timers to equal full-time, noted the City was \$4M in debt four years ago and today we are \$44M in debt, there is a giant pothole on N. Lake Rd that needs repairing and the City still has not completed a Historic Building code.

**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 Aultman Kloth.  
Motion carried 8-0-0.

- a. Licenses

**Committee Reports**

**a. Finance - Schellpeper, Chr; Spiegelberg, Secy; Moroni**

**1. Consider/act on Resolution 23-R3137 Approving City Funding for Off-Leash Dog Park at Roosevelt Park and Budget Amendment**

Motion to adopt Resolution 23-R3137 approving City Funding for Off-Leash Dog Park at Roosevelt Park and associated Budget Amendment up to \$75K made by Spiegelberg and seconded by Aultman Kloth.

Motion carried 8-0-0.

**2. Consider/act on Resolution 23-R3138 Approving the FLOCK Camera System Purchase Using Contingency Funds with a Budget Amendment**

Pfister stated a budget amendment is required to purchase the FLOCK Safety automatic license plate recognition cameras and vehicle fingerprint technology if we are going to move forward with this program in 2023 as indicated by Council. The camera system helps to fight crime as 70% of all crimes are committed with a vehicle. The cost of four cameras plus installation is \$14.6K and thereafter annually \$12K and the cameras would be placed at the four main corridors to the City. The information the camera gathers is held in a cloud and the Chief would determine who we share it with. Amy Cornell, Community Affairs Manager with FLOCK, gave a PowerPoint presentation. Council asked about other vendors, use of the cameras by HOA's and their feedback, accessibility to the film, what are the safeguards, is there a policy, would like to get public feedback and asked Cornell various questions about the system.

In response, Douglas offered HOA's could make a donation to the Police Dept. and then the Police Dept. pays for the cameras. Pfister stated the surrounding communities use FLOCK and this way we can integrate with them and work together, the system requires a legitimate case in order to review the information gathered, FLOCK gets shared with only the communities the Chief would allow, and FLOCK would be more than happy to come back to the City for a public information meeting. Cornell stated the HOA's work with law enforcement, there are other systems out there, but they are used for traffic enforcement whereas FLOCK is far better to pick up vehicle plate numbers, descriptions, etc., she will get back to the City on number of times FLOCK assisted in serving warrants/subpoenas, the Police Dept owns all the data and FLOCK doesn't see it, upgrades are part of the FLOCK contract, other capabilities in the future would be related to software upgrades but not facial recognition, FLOCK serves 2,000 jurisdictions and she will follow up on how many cameras that is, FLOCK is privately owned and she can provide more information on the owners.

Motion by Ellis to postpone until after Council completes our budget sessions, seconded by Schellpeper. After further discussion Ellis and Schellpeper withdrew their motion and second. Community outreach was agreed to by Council before moving this purchase forward and a policy on

use would need to be created before the public information meeting. No action was taken.

**b. Protection & Welfare - Douglas, Chr; Schellpeper, Secy; Rosek**

**1. Consider/act on Resolution 23-R3130 for New 2023-2024 Fermented Malt Beverage License for Bar Stars Bartending Services, LLC for the Oconomowoc Community Center**

Motion to adopt Resolution 23-R3130 for a new 2023-2024 Fermented Malt Beverage License for Bar Stars Bartending Services, LLC for the Oconomowoc Community Center made by Moroni and seconded by Ellis.  
Motion carried 8-0-0.

**2. Consider/recommend Resolution 23-R3135 Granting Renewal of 2023 - 2024 Alcohol Beverage Licenses**

Motion to adopt Resolution 23-R3135 granting renewal of 2023 - 2024 Alcohol Beverage Licenses made by Rosek and seconded by Aultman Kloth.  
Motion carried 8-0-0.

**c. Utility - Rosek, Chr; Spiegelberg, Secy; Ellis**

**1. Consider/act on Resolution 23-R3139 for the Wisconsin DNR Compliance Maintenance Annual Report (CMAR) for 2022 Wastewater Operations**

Motion to adopt Resolution 23-R3139 for WI DNR Compliance Maintenance Annual Report (CMAR) for 2022 Wastewater Operations made by Ellis and seconded by Mulder.  
Motion carried 8-0-0.

**Unfinished/Old Business**

**a. Consider/act on Ordinance 23-O1046 to Create §9.32 of the City of Oconomowoc Municipal Code Regarding Third Party Gift Card Procurement - 2nd Reading**

Pfister distributed two copies of a revised ordinance (red lined version and clean version) that encompasses the changes made through a collaborative effort between the City and Metro Market. Page 2, subsection (2) added “with a value in excess of One Hundred (\$100) Dollars” and subsection (3) added the same language as (2). Council had questions and concerns about comments Williamson made regarding collecting data over the next six months and potentially changing the ordinance. Pfister stated without the ordinance in place, stores do not have to follow it and that is what is needed to get the data. Data collected will be done by Metro Market on purchases and the PD will collect data on fraud/scam calls.

Motion to amend the ordinance in Subsections (2) and (3) to read “with a value at or in excess of \$100” made by Rosek and seconded by Mulder. Motion carried 8-0-0.

Motion to give the ordinance its second reading as amended made by Rosek and seconded by Ellis. Motion carried 8-0-0.

**New Business**

**a. Consider/act on Resolution 23-R3133 Approving a Redevelopment Plan for the Olde Highlander Redevelopment Project Area**

Duffy gave a PowerPoint presentation. Council discussed the extension of Mackenzie Lane and would like more analysis by the Police and Fire Depts. and commented that the Traffic Study does not make it a requirement to extend Mackenzie Lane for the redevelopment plan. Council discussed adding language to the developer’s agreement to erect berms, plantings, or other green shielding for the existing homes. Magnus directed Frye to distribute the Traffic Study to the Aldermen for their

review and noted the key pieces of the redevelopment project plan is to look to extend Oconomowoc Pkwy and the former ski hill being developed as commercial.

Motion to strike the extension of Mackenzie Lane from the resolution made by Rosek and seconded by Douglas. Motion failed 3-5-0. Mulder, Schellpeper, Moroni, Ellis and Spiegelberg voted no. Motion to add additional language in Page 15, Section 3.3.3 Site Design to erect berms, plantings or other green shielding between the new development and existing subdivisions (Briarwood and Whitman Park) as outlined in a forthcoming exhibit made by Rosek seconded by Schellpeper. Motion carried 8-0-0.

Motion to adopt amended Resolution 23-R3133 approving a Redevelopment Plan for the Olde Highlander Redevelopment Project Area made by Schellpeper and seconded by Rosek. Motion carried 8-0-0.

**b. Consider/act on Lac La Belle Yacht Club's Use of Lac La Belle for Sailing Events**

Hoepfner stated this approval would encompass approving this event and all future Lac La Belle Yacht Club regattas. There was lengthy discussion between Council, staff and the yacht club representatives on the City's code requiring Council approval for the use of Lac La Belle, events applying for a permit from the Parks & Recreation Dept., meeting the requirements of the permit, boat launch fees, past history not requiring the yacht club to get a permit or Council permission, and determination of launch fees. Magnus directed staff to look at City Code 21.115 for potential improvement to address different uses. No motion made.

**Reports and Comments from the Aldermen**

Mulder stated in response to Owen's comments that Aldermen are serving on three committees each, Aldermen work hard and rarely miss meetings, and staff works hard. He is offended by the comments and commended everyone for all their work. Aultman Kloth commented on the two screens at Council stations as noted by Owen and stated Aldermen get laptops or the option to have them, however citizen members such as the CDA committee do not get laptops and rely on the screens. She also stated the OHS Boys Track Team took 3<sup>rd</sup> in State for the 4 x 200 relay and broke the school record.

**Reports and Comments from the Mayor**

Magnus applauded Mulder for his comments and hopes Owen will move forward in a positive direction. He requested Frye read a letter dated June 1, 2023 that the City received from the Debbink Family regarding Resolution 23-R3131 to Support HR 1668 - the "Sarah Debbink Langenkamp Active Transportation Safety Act" which gave an update on the bill and thanked the City for their support. Magnus asked Council if they wanted to postpone the Committee-Of-The-Whole meeting or convene as planned. Council asked for a ten-minute break before convening.

**Adjourn**

Motion to adjourn made by Rosek and seconded by Mulder.  
Motion carried 8-0-0.  
The meeting adjourned at 10:38 PM.

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Minutes taken by Diane Coenen, City Clerk