

FINANCE, LICENSE & REGULATION COMMITTEE
MONDAY, NOVEMBER 14, 2011 - 6:00PM
COUNCIL CHAMBERS, CITY HALL

Chairman Krause called the meeting to order at 6:01pm.

Roll Call. Present: Aldermen Krohn, O'Neill, Hartz, Marsala, and Krause. Also Present: Comptroller Pollitt, Administrator Jordan, DPW Winkler, and City Clerk Hawes.

Approval of Minutes

Alderman O'Neill requested an amendment to the second paragraph under the heading of Ordinance 11-31 of the draft Finance, License and Regulation Committee minutes of October 24, 2011. He asked that the minutes reflect his suggestions that the entire parking meter ordinance be revised because it contains provisions that only apply to the coin-operated meters. He asked that the minutes also reflect his suggestion that the ordinance changes not be put into effect until the new parking system is installed. Marsala/Krohn motion to approve Finance, License and Regulation Committee minutes of October 24, 2011 with the amendment to Alderman O'Neill's statements relating to Ordinance 11-31. Unanimously carried.

Comments from the public as allowed by Wis. Stats. §19.84(2), limited to items on this agenda except for public hearing items. Comments will be limited to 5 minutes. None.

RESOLUTIONS

Resolution 11-63, establishing locations for signage prohibiting firearms and weapons in City-owned structures

Administrator Jordan stated that the Council approved Ordinance 11-30 which prohibits firearms and weapons in City-owned structures. This resolution would establish the locations of related signage required by state statutes. Chairman Krause suggested that both fire stations be added to the list of buildings on the resolution. The Committee discussed whether other city-owned buildings should be added to the list, such as the Chamber of Commerce building. City Attorney Draper stated that, although the City may own this building, it should be left to the Chamber of Commerce to determine whether to prohibit firearms and weapons in its facility.

Hartz/Marsala motion to forward to Council for approval, with the amendment that the fire stations be added to the list of locations of signage. Alderman O'Neill expressed opposition for the resolution, feeling that it conflicted with second amendment rights to bear arms. Alderman Krohn said that she felt the signage wouldn't stop someone from bringing a weapon into a public building and that such signage would put the Council in a vulnerable position. Alderman Masala stated that he also supported second amendment rights, but felt the signs would be a step toward maintaining a certain degree of safety. Motion carried by vote of 3-2, with Aldermen O'Neill and Krohn opposed.

ORDINANCES

First Reading of Ordinance 11-32, amending Chapter 2, Administration, Article II, City Council of the Lake Geneva Municipal Code regarding the responsibilities of the Personnel Committee

Alderman Hartz stated that Ordinance 11-32 would address an inconsistency within the City's ordinances with respect to personnel appointments. This ordinance would add the term "and officials" to Sec. 2-49(3) where it discusses what positions the Personnel Committee will conduct interviews and make recommendations for. Alderman Hartz stated that this would make it consistent with the list of positions in Sec. 2-3, which are identified as "officials." Chairman Krause suggested that the term be revised to "and appointed officials."

First Reading of Ordinance 11-33, a Charter Ordinance amending portions of Sec. 2-3 entitled “Appointed Officials” of Article I entitled “In General,” Chapter 2 entitled “Administration” of the Municipal Code of the City of Lake Geneva

Alderman Hartz stated that Ordinance 11-33 would make the Municipal Code more consistent with state statutes. The ordinance would remove the positions of Street Superintendent, Building Inspector, and Zoning Administrator from the listing of “officials” in Sec. 2-3 of the Municipal Code. The ordinance would also revise the “How Appointed” provision in Sec. 2-3, changing City Clerk, Director of Public Works, Assessor, Comptroller, and Administrator from “Mayor, subject to confirmation by the Council” to “Appointment by the City Council.”

Alderman O’Neill expressed concern that Ordinance 11-33 would take authority away from the Council and the Mayor, and that it would give more power to the Personnel Committee and Administrator. Chairman Krause responded that the Personnel Committee is comprised of many members of the Council who participate in the interviewing process. Alderman Hartz said that Ordinance 11-33 would prevent a Mayor from making independent appointment decisions and would allow the Council and opportunity to vote on appointment recommendations. Alderman O’Neill said that removing positions from the list of officials would take authority away from the Council to evaluate or discipline these positions. Alderman Hartz said that under the current organizational structure, these positions already serve underneath the City Administrator. He stated that the Personnel Committee is still involved with reviewing the Administrator’s evaluations of these positions and recommending disciplinary actions, when appropriate. Administrator Jordan said that the Mayor and members of the Council are always welcome to participate in the Personnel Committee’s interviewing processes. Chairman Krause stated that it is not uncommon for the full Council to be present when higher profile positions are being interviewed.

LICENSES & PERMITS

Park Permit application filed by Lake Geneva Sports, LLC, for “Lake Geneva Marathon” using Library Park on May 12, 2012, from 7:00am to 3:00pm (*recommended by Board of Park Commissioners 10/5/11; continued 10/10/11 and 10/24/11*)

Hartz/Marsala motion to suspend rules to permit the applicants to address the Committee. Unanimously carried. Pat Schroeder and Frank Dobbs, both of 713 South Lake Shore Drive in Lake Geneva, addressed the committee to describe their proposed event. Chairman Krause expressed concern about allowing for-profit events if the application fee wouldn’t cover the City services that would be required for a large marathon event. Ms. Schroeder stated that she would be comfortable removing the request for an on-site ambulance from the application.

Marsala/O’Neill motion to forward to the Council for approval. Alderman O’Neill stated that the Committee should support events that bring people and commerce which the City benefits from. Unanimously carried.

Park Permit application filed by Lake Geneva Sports, LLC, for “Winterfest Road Races” using Library Park on February 4, 2012, from 9:30am to 11:00am (*recommended by Board of Park Commissioners 10/5/11; continued 10/10/11 and 10/24/11*)

Hartz/Marsala motion to forward to the Council for approval. Unanimously carried.

Park Permit application filed by Lake Geneva Hope Walk, for “Lake Geneva Hope Walk” using Library Park on September 29, 2012, from 6:00am to 2:00pm (*recommended by Board of Park Commissioners 11/02/11*)

Marsala/Krohn motion to forward to the Council for approval. Unanimously carried.

Original Class “B” Fermented Malt Beverage License Application for Lake Geneva Brewing Emporium, LLC, 640 West Main Street, Lake Geneva, Troy Anderson, Agent

City Clerk Hawes indicated that the applicant currently holds both a “Class A” Intoxicating Liquor and Class “A” Fermented Beverage License. The applicant is seeking a Class “B” License to be permitted to serve beer on its premises. If approved, the applicant would be required to relinquish their Class A licenses. Hartz/Marsala motion to forward to the Council for approval. Unanimously carried.

Original Operator License applications filed by Mary Meehan, Samantha Haimann, Andraya Sturm, and Marian Lindner.

Hartz/Marsala motion to forward to Council for approval. Unanimously carried.

Discussion/Recommendation on RFP for banking services (continued 10/10/11 and 10/24/11)

Comptroller Pollitt said that she completed additional research with regard to the banking services proposals that the City received. According to the results of the RFP, the City would save approximately \$7,500 if it moved its general accounts from PNC Bank to Walworth State Bank. Comptroller Pollitt stated that the City also received notice that PNC’s banking services would increase an additional 2.8% in 2012. She suggested that it would make sense to retain PNC for coin-counting services since a branch is located within close proximity of City Hall. She stated that PNC would agree to continue providing coin-counting at the rate of 0.10%, or approximately \$40 per month.

Alderman Hartz expressed concern about the cost of mileage associated with making daily deposits at Walworth State Bank, as the nearest location is in Williams Bay. He suggested that Talmer Bank be considered because there is a branch located within the City and there would still be banking fee savings over PNC. Hartz/Marsala motion to suspend the rules to allow Treasurer Klein to address the Committee. Unanimously carried. Treasurer Klein stated that the City currently uses Talmer Bank for its tax accounts. She felt that continuing the practice of daily deposits was important, but suggested that driving to Walworth State Bank in Williams Bay would not be problem.

Alderman Marsala asked how long it would take to change banks. Comptroller Pollitt stated that she would recommend phasing the transition over the course of the first four months in 2012. She said that it would be prudent to use up the current inventory of checkstock.

Krause/Krohn motion to recommend moving the City’s general banking accounts to Walworth State Bank at the monthly fee of \$15.00 and retaining PNC Bank for coin counting services at the rate of 0.10%. Alderman Hartz offered a friendly amendment to continue the practice of daily deposits. Aldermen Krause and Krohn, as maker and seconder of the motion respectively, accepted the amendment as friendly. Motion carried by vote of 4-1, with Alderman Hartz opposed.

Discussion/Recommendation on award of bid for Maple Park & Dunn Field tennis court replacements (continued 10/24/11)

Administrator Jordan stated that the Committee was concerned because the only one bid was received for the project. He said that the Committee also expressed interest in waiting until the Spring to begin the project. The contractor that submitted the bid indicated they could complete the project in 2012 by the deadline of May 25, 2012. Administrator Jordan said that the Committee could opt to rebid the project in the Spring but there is no guarantee that the City will receive more bids. DPW Winkler stated that Payne & Dolan’s bid was within his expectations for the cost of completing the project. He said that the project is not just a resurfacing of the tennis courts, but includes a complete excavation and disposal. DPW Winkler indicated that he would not be opposed to rebidding the project in the Spring but cautioned that the City may only receive one or two bids due to the limited number of contractors in the area that do asphalt work.

Alderman Marsala stated that he was aware of a company in Illinois that specializes in tennis court reconstruction. Chairman Krause stated that the City is limited geographically because the cost of

transporting asphalt would be very high. Alderman O'Neill suggested that this project be compared with other municipalities that have carried out similar projects in order to determine if the current bid is a fair price.

Hartz/Marsala motion to recommend that all bids be rejected and the project be rebid in the Spring. Unanimously carried.

Discussion/Recommendation on CD and CDARS reinvestment and renewal.

Chairman Krause stated that the CD is currently at a 0.50% rate and the CDARS is at a 0.40% rate. Comptroller Pollitt said that the CD came due on November 8th and the CDARS is coming due on the 17th. She stated that many banks are not interested in bidding on CDARS in the current economic climate. She suggested that the CD be renewed for a 9-month period at 0.40% and the CDARS be renewed for a 26-week period under the 0.20% rate available with Community Bank of Delavan.

Krause/Hartz motion to recommend that the CD be renewed for a nine month period at the rate of 0.50% and the CDARS be renewed for a 26-week period at the rate of 0.40%. Unanimously carried.

Discussion/Recommendation on Agreement for Current Planning Services with Vandewalle & Associates (Administrator Jordan)

Administrator Jordan said that the agreement includes the same reduced rates that were given to the City for 2011. He said that the City budgets about \$2,000 per year for financial planning services with Vandewalle & Associates. City Attorney Draper suggested that the indemnification clause on page 6, paragraph D be removed from the agreement.

Hartz/Marsala motion to recommend approval of the agreement dated October 8, 2011 with Vandewalle & Associates subject to removal of Article 8, Paragraph D. Marsala 2nd. Unanimously carried.

Presentation of Accounts

Purchase Orders. None.

Marsala/Krohn motion to recommend approval of Prepaid Bills in the amount of \$14,476.36. Unanimously carried.

Marsala/Hartz motion to recommend approval of Regular Bills in the amount of \$710,170.94. Unanimously carried.

Marsala/Hartz motion to recommend approval of the Monthly Report from the City Treasurer for September. Unanimously carried.

Adjournment

Hartz/Marsala motion to adjourn at 7:32pm. Unanimously Carried.

/s/ Michael D. Hawes, City Clerk