

# **FINANCE, LICENSE & REGULATION COMMITTEE**

**MONDAY, MAY 14, 2012 - 6:00PM**

**COUNCIL CHAMBERS, CITY HALL**

Chairperson Hill called the meeting to order at 6:00 p.m.

Roll Call. Present: Aldermen Kupsik, Krohn, Hougen and Hill. Also Present: Comptroller Pollitt, City Administrator Jordan and City Clerk Hawes.

## **Approval of Minutes**

Kupsik/Krohn motion to approve Finance, License and Regulation Committee regular meeting minutes of April 23, 2012 as distributed. Motion carried by vote of 4 to 0.

## **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.**

Ken Etten, 1109 Wisconsin Street, Lake Geneva, spoke to the Committee as President of the Friends of Geneva Theater. He commented on item 5b regarding closure of TID #4, urging the Committee to keep the TID open. Mr. Etten said the TID was used to improve the downtown area in ways that may not have otherwise occurred. He encouraged the Committee to keep the TID open and use TIF funds to purchase the old Geneva Theater building.

Jeanne Dyer, Geneva, addressed the Committee as President of the Geneva Lake Art Association. Ms. Dyer spoke in favor of keeping TID #4 open and using funds to purchase the Geneva Theater building.

Russ Hannula, 441 Frost Drive, Williams Bay, said he was a part of a small group that canvassed the entire downtown business community in Lake Geneva to gauge support for utilizing TIF funds for purchasing the Geneva Theater building. He said 68 individuals signed the petition. He added that 37 letters of support were also submitted in favor of renovating the theater. Mr. Hannula concluded by urging the City to keep TID #4 open and use TIF funding to purchase the building.

Barbara Adams, member of the Friends of Geneva Theater, asked that the Committee keep TID #4 open and consider using TIF funds to restore the Geneva Theater building.

Richard Peterson, 300 S. Edwards Boulevard, Lake Geneva, expressed opposition for closing TID #4. He suggested having a referendum on whether TIF funds should be used to support purchasing the Geneva Theater.

Raymond Ring, 951 S. Lakeshore Drive, Lake Geneva, asked that the Committee keep TID #4 open so that funds could be used to purchase the Geneva Theater. He said there have been many instances in other communities where public funds were used to successfully support a theater revitalization project.

Pete Peterson, 1601 Evergreen Lane, Lake Geneva, said the purpose of TIF districts is to address blighted areas. He stated that TIF funds should not be used to purchase the theater building because the theater is not blighted. Mr. Peterson stated that Mayor Connors ran for office on the platform of closing TID #4. He urged the Committee to recommend closing TID #4.

Janelle Powers, 1003 West Main Street, Lake Geneva, addressed the Committee to express support for keeping TID #4 open. She said there are many projects in the TIF budget that are worth completing.

Hannah Foss, 1008 George Street, Lake Geneva, approached the Committee representing Covenant Harbor in Lake Geneva. She said she is present to answer any questions about agenda item #9.

## **RESOLUTIONS**

**Resolution 12-R40, establishing salaries for elected officials as approved in the 2012 budget, to be effective May 1, 2012**

Chairperson Hill said the purpose of Resolution 12-R40 is to reflect the 2012 budget increase in the City Treasurer salary, from \$14,000.00 to \$16,000.00 per year. Administrator Jordan indicated the change could not be made until after last month's election.

Kupsik/Hougen motion to recommend approval. Motion carried by vote of 4 to 0.

**Resolution 12-R41, terminating TIF District No. 4 and authorizing the City Treasurer to distribute excess increment to overlying taxing districts**

Chairperson Hill explained that if the Council wished to close TID #4 by the end of the year, the City would need to send a copy of an approved resolution to the Wisconsin Department of Revenue by May 15<sup>th</sup>. Alderman Hougen asked how the Geneva Theater project would be affected by closing the TIF. Chairperson Hill said the TID would likely need to stay open longer than this year in order to fund the purchase of the theater building with TIF funds. Administrator Jordan said the City would need approval from the TIF Joint Review Board to amend the TID #4 project plan in order for TIF funds to be used to purchase the theater building.

Kupsik/Krohn motion to forward to council without recommendation. Motion carried by vote of 3 to 1, with Alderman Hougen opposed.

**ORDINANCES**

**First Reading of Ordinance 12-08, a Charter Ordinance to combine the positions of Treasurer and Deputy Clerk**

Administrator Jordan said the ordinance is based on the Personnel Committee's recommendation to combine the elected City Treasurer position with the appointed Deputy Clerk position into one appointed "Deputy Clerk/Treasurer" position. He said the draft ordinance was first reviewed by the Committee of the Whole at the May 7<sup>th</sup> meeting. First reading only; no action taken.

**First Reading of Ordinance 12-09, amending Chapter 74, Traffic and Vehicles, regarding parking meters and limited time parking zones**

Chairperson Hill said the Parking Commission recommended updates to the City's parking ordinances as they relate to implementation of the new parking system. First reading only; no action taken.

**First Reading of Ordinance 12-10, repealing Sec. 90-35 of Chapter 90, Waterways, regarding beach sampling**

Chairperson Hill said the City adopted a new policy for beachwater sampling that would replace the current ordinance. She said the purpose of Ordinance 12-10 is to repeal the beachwater sampling ordinance. First reading only; no action taken.

**First Reading of Ordinance 12-11, amending Chapter 62, Streets, Sidewalks and Other Public Places, regarding petition requirement for Street Use Permit applications**

Chairperson Hill said this issue was discussed at the Committee of the Whole meeting on May 7<sup>th</sup>. The purpose of the ordinance is to remove the petition requirement for certain annual events like the Memorial Day Parade and Christmas Parade so that the applicants wouldn't need to collect signatures from at least 51% of the adjacent property owners. Administrator Jordan said the petition requirement was designed to prevent for-profit groups from putting together events that were not desirable to the City or adjacent property owners; the purpose was not to restrict certain annual events like those put on by the American Legion and the Chamber of Commerce. First reading only; no action taken.

**LICENSES AND PERMITS**

**Original "Class A" Intoxicating Liquor and Class "A" Fermented Malt Beverage License Application for Kenru LLC d/b/a Village Gourmet & World Wine Shop, 725 West Main Street, Lake Geneva, Kenneth H. Conell, Agent**

Kupsik/Krohn motion to recommend approval. Motion carried by vote of 4 to 0.

**Amendment of "Class B"/Class "B" Intoxicating Liquor and Fermented Malt Beverage License for sidewalk café premises extension filed by Scuttlebutts, 831 Wrigley Drive, Lake Geneva, Steven H. Sundberg, Agent**

Kupsik/Hougen motion to recommend approval. Motion carried by vote of 4 to 0.

**Park Permit application filed by Robert W. Klockars representing the Geneva Lake Conservancy for 35th Anniversary Kick Off event at the Flat Iron Park Gazebo from 9 a.m. to 4 p.m. on May 28, 2012 (recommended by Board of Park Commissioners 5/2/12)**

Kupsik/Hougen motion to recommend approval. Motion carried by vote of 4 to 0.

**Park Permit application filed by George Hennerley representing the Lake Geneva Area Chamber of Commerce for Concerts in the Park Series at Flat Iron Park from 6:30 to 8:30 p.m. on Thursdays in July and August 2012 (except August 16th due to Venetian Fest) (recommended by Board of Park Commissioners 5/2/12)**

Kupsik/Krohn motion to recommend approval. Motion carried by vote of 4 to 0.

**Park Permit application filed by George Hennerley representing the Lake Geneva Area Chamber of Commerce for Winterfest at the Riviera from January 28 to February 3, 2013 (recommended by Board of Park Commissioners 5/2/12)**

Kupsik/Hougen motion to recommend approval. Motion carried by vote of 4 to 0.

**Street Use Permit Application filed by Chuck Schlehlein representing the American Legion Post 24 for Memorial Day Parade and Ceremony using Wisconsin Street and part of Cook Street for staging from 9 to 10 a.m. and Broad Street to the Riviera from 10 to 10:30 a.m. on May 28, 2012**

Kupsik/Krohn motion to recommend approval. Motion carried by vote of 4 to 0.

**Renewal “Class B”/Class “B” Intoxicating Liquor & Fermented Malt Beverage License applications**

Alderman Krohn indicated that in past years the Committee recommended continuing renewal applications for applicants that had any holds or delinquencies. City Clerk Hawes said one applicant has a personal property tax delinquency. He suggested this application could be continued until the next meeting. He said the other applications should be approved contingent on the condition that there are no other holds or liabilities that come up.

Kupsik/Hougen motion to recommend approval of renewal of “Class B”/Class “B” Intoxicating Liquor & Fermented Malt Beverage License applications filed by the following, pending any outstanding liabilities to the City being paid and all distributor invoices and Department of Revenue holds being cleared prior to issuance of the licenses:

422 S Wells St Ltd d/b/a Celebration on Wells, 422 S. Wells Street, Lake Geneva, Charles Lorenzi, Agent  
American Legion Post 24, 735 Henry Street, Lake Geneva, Charles J. Schlehlein, Agent  
Anagnos Enterprises, Ltd. d/b/a Popeyes, Inc., 811 Wrigley Drive, Lake Geneva, Michael Anagnos, Agent  
Capitol Geneva, LLC d/b/a Sprecher’s Restaurant & Pub, 111 Center Street, Lake Geneva, Stephen J. Schroeder, Agent  
Chubby Kitty LLC d/b/a Fat Cats, 104 Broad Street, Lake Geneva, Mark Basil, Agent  
GE Geneva, LLC d/b/a Gino’s East, 300 Wrigley Drive, Lake Geneva, Jeff Whiteman, Agent  
Gleneagles LLC d/b/a Sopra, 724 Main Street, Lake Geneva, Alastair M. Cumming, Agent  
Golden Oaks Mansion, 421 Baker Street, Lake Geneva, Nancy Golden Waspi, Agent  
Harry’s Café and Place Inc. d/b/a Harry’s Café, 808 Main Street, Lake Geneva, James Chironis, Agent  
Hogs & Kisses, Inc. d/b/a Hogs & Kisses, 149 Broad Street, Lake Geneva, Linda Chironis, Agent  
L & B Mainstreet Inc. d/b/a Champs Sports Bar & Grill, 747 West Main Street, Lake Geneva, Gregory Bush, Agent  
LG Hospitality Group LLC d/b/a Tuscan Tavern & Grill, 430 N. Broad Street, Lake Geneva, Anne Gram Sayers, Agent  
DCR Restaurant Group LLC d/b/a The Next Door Pub, 411 Interchange North, Lake Geneva, Chad Bittner, Agent  
Pop More Corks Inc., 615-617 Main Street, Lake Geneva, David Biegemann, Agent  
Samson Enterprises, LLC d/b/a Carvetti’s, 642 W. Main Street, Lake Geneva, Colleen Larimer, Agent  
Sandal Inc. d/b/a Lake Geneva Lanes, 192 E. Main Street, Lake Geneva, Franklin D. Guske, Sr., Agent  
Stone Soup LLC d/b/a Baker House, 327 Wrigley Drive, Lake Geneva, Charles Andrew Fritz, Agent  
Scuttlebutts, 831 Wrigley Drive, Lake Geneva, Steven H. Sundberg, Agent  
Swatek Sales Corp./SS2 Inc. d/b/a The Red Geranium Restaurant, 393 N. Edwards Boulevard, Mark P. Swatek, Agent  
Thumbs Up, Inc., 260 Broad Street, Lake Geneva, Michael J. Appel, Agent

Motion carried by vote of 4 to 0.

Kupsik/Krohn motion to continue renewal of the “Class B”/Class “B” Intoxicating Liquor & Fermented Malt Beverage License application filed by Medusa Grill & Bistro LLC d/b/a Medusa Grill & Bistro, 501 Broad Street, Lake Geneva, Gregory Anagnos, Agent to the meeting on May 29, 2012. Motion carried by vote of 4 to 0.

**Renewal Reserve “Class B”/Class “B” Intoxicating Liquor & Fermented Malt Beverage License applications**

Hill/Kupsik motion to recommend approval of Reserve “Class B”/Class “B” Intoxicating Liquor & Fermented Malt Beverage License applications filed by the following, pending any outstanding liabilities to the City being paid and all distributor invoices and Department of Revenue holds being cleared prior to issuance of the licenses:

Lake Aire Restaurant, 804 Main Street, Lake Geneva, George Argiropoulos, Agent  
Meridien Bella Vista Suites Hotel LLC d/b/a Bella Vista Suites Hotel, 335 Wrigley Drive, Theodore M. Harig, Agent  
Harborside Pub & Grill, 100 Broad Street, Lake Geneva, Spyro G. Condos, Agent  
Cove Condominium Association d/b/a The Cove of Lake Geneva, 111 Center Street, Lake Geneva, Sal Sardina, Agent  
Su Wings Corporation d/b/a Su Wings Restaurant, 743 North Street, Lake Geneva, Siu Wing Leung, Agent  
The Tempura House, LLC d/b/a The Tempura House, 306 Center Street, Lake Geneva, Pai Tsung Wang, Agent

Motion carried by vote of 4 to 0.

**Renewal “Class B”/Class “B” Intoxicating Liquor & Fermented Malt Beverage (Winery) License applications**

Hill/Kupsik motion to recommend approval of “Class B”/Class “B” Intoxicating Liquor & Fermented Malt Beverage (Winery) License applications filed by Jackson Wine, LLC d/b/a Studio Winery, 401 Sheridan Springs Road, Lake Geneva, Kathleen A. Jackson, Agent, pending any outstanding liabilities to the City being paid and all distributor invoices and Department of Revenue holds being cleared prior to issuance of the licenses. Motion carried by vote of 4 to 0.

**Renewal Class “B” Fermented Malt Beverage & “Class C” Wine License applications**

Hill/Kupsik motion to recommend approval of Class “B” Fermented Malt Beverage & “Class C” Wine License applications filed by the following, pending any outstanding liabilities to the City being paid and all distributor invoices and Department of Revenue holds being cleared prior to issuance of the licenses:

Bistro 220, 220 Cook Street, Lake Geneva, Ken Wenz, Agent  
Happy Restaurant, Inc, 526 Well Street, Lake Geneva, Min Ting Zhong, Agent  
Lake Geneva Creperie, Inc, 234 Broad Street, Lake Geneva, Ralph Kennedy, Agent  
Mama Ciminis LLC, 131 Wells Street, Lake Geneva, Nick Cimino, Agent  
Guerrero Inc d/b/a Olympiac Restaurant, 748 W. Main Street, Lake Geneva, Yolanda Zaveleta, Agent  
Pizza Co. of Lake Geneva d/b/a Original Chicago Pizza Co., 150 Center Street, Lake Geneva, John P. Regester, Agent  
PH Hospitality Group LLC d/b/a Pizza Hut, 801 Williams Street, Lake Geneva, Mark Dillon, Agent  
Simple Café, LLC, 525 Broad Street, Lake Geneva, Thomas A. Hartz, Agent

Motion carried by vote of 4 to 0.

**Renewal “Class A”/Class “A” Liquor & Fermented Malt Beverage License applications**

Hill/Kupsik motion to recommend approval of “Class A”/Class “A” Liquor & Fermented Malt Beverage License applications filed by the following, pending any outstanding liabilities to the City being paid and all distributor invoices and Department of Revenue holds being cleared prior to issuance of the licenses:

Brutap LLC d/b/a Bruno’s Liquors 524 Broad Street, Lake Geneva, James E. Sharkus, Agent  
Geneva Bay Market & Gifts, LLC, 252 Center Street, Lake Geneva, Patrick M. Kavanaugh, Agent  
Geneva Country Store, 605 Williams Street, Lake Geneva, Thomas Kaczmarek Sr., Agent  
Geneva Liquors Inc, 797 Wells Street, Lake Geneva, Kanwal B. Singh, Agent  
Prairie State Enterprises of Darien LLC d/b/a Lake Geneva Mobil, 350 N. Edwards Blvd, Kenneth B. Kearns, Agent  
Midwest Fuel LLC d/b/a Lake Geneva Shell, 501 Interchange North, Lake Geneva, John Consolino, Agent  
QuickNSave LLC d/b/a Quick Mart, 1231 Grant Street, Lake Geneva, Jatinder Singh Dhillon, Agent  
433 Broad Street, Inc. d/b/a Roses Fresh Market, 433 Broad Street, Lake Geneva, Eric B. Rose, Agent  
Fischer’s on Buttons Bay Inc d/b/a Salami Sam’s Deli and Market, 880 W. Main Street, Deborah L. Dalzell, Agent

Stinebrink's Lake Geneva Foods LLC d/b/a Stinebrink's Piggly Wiggly, 100 East Geneva Square, Mark E. Stinebrink, Agent  
Stop-N-Go of Madison, Inc. d/b/a Stop-N-Go #265, 896 Wells Street, Lake Geneva, Crystal Dent, Agent  
Target Corporation d/b/a Target Store T-2348, 660 N Edwards Boulevard, Donna Jeanne Bulington, Agent  
Queso Corp. LLC d/b/a The Cheese Box, 801 S. Wells Street, Lake Geneva, Leslie Schwinn, Agent  
Wal-Mart Stores East, LP d/b/a Wal-Mart Supercenter #910, 201 S. Edwards Boulevard, Cliff Floerke, Agent

Motion carried by vote of 4 to 0.

**Renewal Class "B" Fermented Malt Beverage License applications**

Hill/Kupsik motion to recommend approval of Class "B" Fermented Malt Beverage License applications filed by the following, pending any outstanding liabilities to the City being paid and all distributor invoices and Department of Revenue holds being cleared prior to issuance of the licenses:

Lake Geneva Brewing Emporium, LLC, 640 Main Street, Lake Geneva, Troy Anderson, Agent  
Lake Geneva Hospitality Group LLC d/b/a Comfort Suites, 300 E. Main Street, Lake Geneva, Sam Russo, Agent

Motion carried by vote of 4 to 0.

**Renewal "Class A" Liquor License application filed by the following:**

Hill/Kupsik motion to recommend approval of "Class A" Liquor License applications filed by the following, pending any outstanding liabilities to the City being paid and all distributor invoices and Department of Revenue holds being cleared prior to issuance of the licenses:

Lake Geneva School of Cooking LLC, 727 Geneva Street, Lake Geneva, John Bogan, Agent  
Cove Condominium Association d/b/a The Cove of Lake Geneva, 111 Center Street, Lake Geneva, Sal Sardina, Agent

Motion carried by vote of 4 to 0.

**Renewal Class "A" Fermented Malt Beverage License application filed by the following:**

Hill/Kupsik motion to recommend approval of Class "A" Fermented Malt Beverage License applications filed by the following, pending any outstanding liabilities to the City being paid and all distributor invoices and Department of Revenue holds being cleared prior to issuance of the licenses:

Tienda El Rancho, Inc., 1151 Elkhorn Road, Lake Geneva, Mercedes Jaramillo, Agent  
Geneva Lakes Convenience Corporation d/b/a Lake Geneva Clark, 728 Williams St, Lake Geneva, Cindy Todd, Agent

Motion carried by vote of 4 to 0.

**Discussion/Recommendation on service agreement with SimplexGrinnell for fire alarm inspection and other related services for the Geneva Lake Museum for the period of June 1, 2012 to May 31, 2015 in the total amount of \$2,936.00**

Kupsik/Hill motion to recommend approval. Alderman Hougen asked if the City bids out for these services. Administrator Jordan said they are bid out along with the services at City Hall building. He said the City gets a better deal to include both buildings together. Motion carried by vote of 4 to 0.

**Discussion/Recommendation on disposition of old skate park equipment (recommended by Board of Park Commissions 5/2/12)**

Alderman Kupsik said Covenant Harbor approached the City with the offer to remove the equipment and fencing at the old skate park at no cost. In exchange, they have asked to keep the old skate park items. Alderman Kupsik said the Board of Park Commissioners discussed this proposal and felt it would be most prudent for the City to attempt to sell the skate park items at a minimum price of \$5,000.00. If the items don't sell after advertising for a month or two, then the City could consider Covenant Harbor's request. Alderman Hill asked if the items would be sold altogether or piece-mealed. Alderman Kupsik said the Board of Park Commissioners is recommending selling that all in one lump. Administrator

Jordan said he could post the items on the Wisconsin municipalities listserv. Alternatively, he said the equipment could be sold to skateboard equipment companies.

Kupsik/Hougen motion to recommend putting the equipment up for sale at the minimum price of \$5,000.00, for a period of at least 60 days. Motion carried by vote of 4 to 0.

**Discussion/Recommendation on CDARS renewal or reinvestment**

Comptroller Pollitt said the City has a CDARS fund in the amount of \$600,000.00 coming due next month. She recommended renewing a term shorter than one year in case the Council wished to terminate the TIF.

Kupsik/Krohn motion to recommend renewal of the CDARS in the amount of \$600,000.00 for a 26-week period with Community Bank of Delavan at the rate of 0.25%. Motion carried by vote of 4 to 0.

**Presentation of Accounts**

Kupsik/Krohn motion to recommend approval of Prepaid Bills in the amount of \$59,292.65. Motion carried by vote of 4 to 0.

Kupsik/Krohn motion to recommend approval of Regular Bills in the amount of \$271,794.04. Motion carried by vote of 4 to 0.

**Adjournment**

Kupsik/Krohn motion to adjourn at 7:15 p.m. Motion carried by vote of 4 to 0.

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/s/ Michael D. Hawes, City Clerk

**THESE MINUTES ARE NOT OFFICIAL UNTIL APPROVED  
BY THE FINANCE, LICENSE & REGULATION COMMITTEE**