

CITY COUNCIL MEETING

TUESDAY, MAY 27, 2014 – 7:00 PM

COUNCIL CHAMBERS, CITY HALL

Mayor Connors called the meeting to order at 7:02 p.m.

The Pledge of Allegiance was led by Alderman Taggart.

Roll Call. Present: Mayor Connors, Aldermen Chappell, Wall, Kordus, Hill, Kupsik, Kehoe, Taggart and Lyon. Also present: Administrator Jordan, City Attorney Draper and City Clerk Neubeck.

Awards, Presentations, and Proclamations.

Mayor Connors announced yard waste collection is ending for the spring season and will resume again in the fall. Administrator Jordan gave an update on repair of the overpass at Highway 12 and Route 50.

Re-consider business from previous meeting. None.

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.

Acknowledgement of Correspondence.

City Clerk Neubeck said the City received a letter from Alliant Energy regarding the trimming of limbs near power lines. Mr. Neubeck said the information will be disseminated to the public on the internet.

Approval of Minutes

Taggart/Lyon motion to approve the regular meeting minutes of May 12, 2014, with striking the re-appointment of Bryan Poetzinger. Unanimously carried.

Consent Agenda

- A. Original 2013-2014 Operator (Bartender) License applications filed by Jared J. Murphy & Benjamin W. Wooten
- B. Original 2014-2015 Operator (Bartender) License applications filed by Jerald A. Smudde, Sarah R. Glithero, Juliann M. Johnson-Muehl, Kamryn S. Smallwood, Adam J. Koldeway
- C. Renewal 2014-2015 Operator (Bartender) License applications filed by Sophia G. Sakellariadis, Christopher S. Cline, Frances M. Learn, Mary E. MeehanSheila F. Miller, May A. Manley, Catherine R. Peek, Shelly Ann Yopp, Andrew J. Rizzo, Erik F. Nor, Timothy Jon Stinebrink, David W. Henchel Jr., Mary P. Stenger, Barbara C. Godan, Robert S. Peters, James Georgalas, Jennifer M. Odegaard, Hannah L. Gibbs, Julie E. Duesterbeck, Cheri Lynn Wall, Debra K. Hendrixson, Andrew Paul Voight, Terri L. Messerschmidt, Erik M. Emerson, Lynda L. Colby, Trevis S. Mitchell, April L. McCoy, John Patrick Cardiff, Douglas S. Rockwell, Judith A. Horgen, Dawn D. Hancock, Michael J. Fryar, Myles D. Mitchell, Kevin R. Dickey, David Jerome Stinebrink, Liliana Ayala, Brian M. Monahan, Bradley John Wozniak
- D. Park Reservation Permit application filed by Sherm Lindsey on behalf of Midwest Action Cycle & Club Scoot Jockeys for the Viva Lake Geneva Scooter Rally on June 21st at Flat Iron Park from 9:00am to 9:00pm (*recommended at the May 22, 2014 Board of Park Commissioners meeting*)
- E. Park Reservation Permit application filed by Kirsten Ackerman for the Wedding Rehearsal of Jon Keough and Ashley Arneson on July 10, 2014 at Seminary Park from 5:00pm to 9:00pm (*recommended at the May 22, 2014 Board of Park Commissioners meeting*)
- F. Park Reservation Permit filed by Abby Shusis and David Falk for their rehearsal dinner on September 11, 2014 at Seminary from 4:00pm to 9:00pm (*recommended at the May 22, 2014 Board of Park Commissioners meeting*)

- G. Street Use Permit application filed by Scott Bruzek & Brandon Presern on behalf of RAM Racing for the Big Foot Triathlon at Big Foot State Park on June 22, 2014 from 7:00am to 11:00am
- H. Street Use Permit application filed by Robert Kopydlowski on behalf of Badger High School for the Badger High School graduation on June 8, 2014 from 12:00pm to 4:00pm at the Badger Football Stadium
- I. Park Reservation Permit application filed by Erin Thornburg on behalf of the of the Lake Geneva Chamber of Commerce for Concerts in the Park at Flat Iron Park on every Thursday from July 3 through August 28, 2014 (excluding August 14) from 5:00pm to 9:00pm
- J. Street Use Permit application filed by Erin Thornburgh on behalf of the Lake Geneva Chamber of Commerce for the Lake Geneva 39th Annual Great Electric Children's Christmas Parade on December 6, 2014 from 4:00pm to 6:00pm
- K. Street Use Permit application filed by Erin Thornburgh on behalf of the Lake Geneva Chamber of Commerce for Oktoberfest on October 11 & 12, 2014 on the 200 block of Broad Street
- L. Park Reservation Permit application filed by Erin Thornburgh on behalf of the Lake Geneva Chamber of Commerce for the Taste of Lake Geneva on September 12 & 13 , 2014 at Flat Iron Park (*recommended at the January 2, 2014 Board of Park Commissioners Meeting*)
- M. Application for a Temporary Class "B"/Class "B" Retailer's License for the Lake Geneva Chamber of Commerce for the Taste of Lake Geneva on September 13, 2014 in Flat Iron Park
- N. Renewal "Class B"/Class "B" Intoxicating Liquor & Fermented Malt Beverage License applications filed by the following, contingent upon payment of all outstanding liabilities and delinquencies with the City of Lake Geneva and wholesaler invoices, and clearance of any Department of Revenue holds:
 - 1) Two Thumbs Up, LLC d/b/a Thumbs Up, 260 Broad St., Lake Geneva, Benjamin Barel, Agent
 - 2) Geneva Bay Club LLC d/b/a Maxwell Mansion, 421 Baker Street, Lake Geneva, Charles Andrew Fritz, Agent
 - 3) Stone Soup LLC d/b/a Baker House, 327 Wrigley Drive, Lake Geneva, Charles Andrew Fritz, Agent
 - 4) 422 S Wells St Ltd d/b/a Celebration on Wells, 422 S. Wells Street, Lake Geneva, Charles Lorenzi, Agent
 - 5) Scuttlebutts, 831 Wrigley Drive, Lake Geneva, Steven H. Sundberg, Agent
 - 6) Capitol Geneva, LLC d/b/a Sprecher's Restaurant & Pub, 111 Center Street, Lake Geneva, Oscar Flores, Agent
 - 7) Hogs & Kisses, Inc. d/b/a Hogs & Kisses, 149 Broad Street, Lake Geneva, Linda Chironis, Agent
 - 8) Sandal Inc. d/b/a Lake Geneva Lanes, 192 E. Main Street, Lake Geneva, Franklin D. Guske, Sr., Agent
 - 9) Swatek Sales Corp./SS2 Inc. d/b/a The Red Geranium Restaurant, 393 N. Edwards Boulevard, Lake Geneva, Lyle H. Swatek, Agent
 - 10) L & B Mainstreet Inc. d/b/a Champs Sports Bar & Grill, 747 West Main Street, Lake Geneva, Gregory Bush, Agent
 - 11) GE Geneva, LLC d/b/a Gino's East, 300 Wrigley Drive, Lake Geneva, Jeff Whiteman, Agent
 - 12) Harry's Café and Place Inc. d/b/a Harry's Café, 808 Main Street, Lake Geneva, James Chironis, Agent
 - 13) Jackson Wine, LLC d/b/a Studio Winery, 401 Sheridan Springs Road, Lake Geneva, Kathleen A. Jackson, Agent (Winery)
 - 14) Samson Enterprises, LLC d/b/a Carvetti's, 642 W. Main Street, Lake Geneva, Amber Agen, Agent
 - 15) Gleneagles LLC d/b/a Sopra, 724 Main Street, Lake Geneva, Alastair M. Cumming, Agent

- 16) Popeye's Galley & Grog, LTD d/b/a Popeye's Galley & Grog 811 Wrigley Dr., Michael Anagnos, Agent
 - 17) The Tempura House, LLC d/b/a The Tempura House, 306 Center Street, Lake Geneva, Pai Tsung Wang, Agent
 - 18) LG Hospitality Group LLC d/b/a Tuscan Tavern & Grill, 430 N. Broad Street, Lake Geneva, Anne Gram Sayers, Agent
 - 19) Chubby Kitty LLC d/b/a Fat Cats, 104 Broad Street, Lake Geneva, Mark Basil, Agent
 - 20) Medusa Grill & Bistro, 501 Broad Street, Lake Geneva, Gregory Anagnos, Agent
 - 21) Pop More Corks Inc., 615-617 Main Street, Lake Geneva, David Biegemann, Agent
- O.** Renewal Reserve "Class B"/Class "B" Intoxicating Liquor & Fermented Malt Beverage License applications filed by the following, contingent upon payment of all outstanding liabilities and delinquencies with the City of Lake Geneva and wholesaler invoices, and clearance of any Department of Revenue holds:
- 1) Harborside Pub & Grill, 100 Broad Street, Lake Geneva, Spyro G. Condos, Agent Meridien
 - 2) Bella Vista Suites Hotel LLC d/b/a Bella Vista Suites Hotel, 335 Wrigley Drive, Lake Geneva, Charles Lorenzi, Agent (Reserve)
 - 3) Su Wings Corporation d/b/a Su Wings Restaurant, 743 North Street, Lake Geneva, Siu Wing Leung, Agent
- P.** Renewal Class "B" Fermented Malt Beverage & "Class C" Wine License applications filed by the following, contingent upon payment of all outstanding liabilities and delinquencies with the City of Lake Geneva and wholesaler invoices, and clearance of any Department of Revenue holds:
- 1) Happy Restaurant, Inc, 526 Well Street, Lake Geneva, Min Ting Zhong, Agent
 - 2) Bistro 220, 220 Cook Street, Lake Geneva, Ken Wenz, Agent
 - 3) Guerrero Inc d/b/a Olympic Restaurant, 748 W. Main Street, Lake Geneva, Yolanda Zaveleta, Agent
 - 4) PH Hospitality Group LLC d/b/a Pizza Hut, 801 Williams Street, Lake Geneva, Mark Dillon, Agent
 - 5) Beachside Hospitality, Inc. d/b/a Barrique Wine Bar & Beachside Cafe, 835 Wrigley Dr., Lake Geneva, Nancy Trilla, Agent
- Q.** Renewal Class "B" Fermented Malt Beverage applications filed by the following, contingent upon payment of all outstanding liabilities and delinquencies with the City of Lake Geneva and wholesaler invoices, and clearance of any Department of Revenue holds:
- 1) Hawks View Golf Club, LLC d/b/a Hawks View Boutique 728 Main St., Lake Geneva, Daniel R. Daniels, Agent
- R.** Renewal "Class A"/Class "A" Liquor & Fermented Malt Beverage License applications filed by the following, contingent upon payment of all outstanding liabilities and delinquencies with the City of Lake Geneva and wholesaler invoices, and clearance of any Department of Revenue holds:
- 1) Stinebrink's Lake Geneva Foods LLC d/b/a Stinebrink's Piggly Wiggly, 100 East Geneva Square, Lake Geneva, Mark E. Stinebrink, Agent
 - 2) Stop-N-Go of Madison, Inc. d/b/a Stop-N-Go #265, 896 Wells Street, Lake Geneva, Andrew Bowman, Agent
 - 3) Prairie State Enterprises of Darien, LLC d/b/a Lake Geneva Mobil, 350 N Edwards Blvd, Lake Geneva, Kenneth B. Kearns, Agent
 - 4) Geneva Country Store, 605 Williams Street, Lake Geneva, Thomas Kaczmarek Sr., Agent
 - 5) Wal-Mart Stores East, LP d/b/a Wal-Mart Supercenter #910, 201 S. Edwards Boulevard, Lake Geneva, Barbara C. Godan, Agent
 - 6) Target Corporation d/b/a Target Store T-2348, 660 N Edwards Boulevard, Lake Geneva, Sanaz Rajabi, Agent
 - 7) Fischer's on Buttons Bay Inc d/b/a Salami Sam's Deli and Market, 880 W. Main Street, Lake Geneva, Deborah L. Dalzell, Agent
 - 8) QuickNSave LLC d/b/a Quick Mart, 1231 Grant Street, Lake Geneva, Jatinder Singh Dhillon, Agent

- 9) Queso Corp d/b/a The Cheese Box, 801 Wells St., Lake Geneva Zbigniew Borowiec, Agent

S. Renewal “Class A” Liquor License applications filed by the following, contingent upon payment of all outstanding liabilities and delinquencies with the City of Lake Geneva and wholesaler invoices, and clearance of any Department of Revenue holds:

- 1) Brutap LLC d/b/a Bruno’s Liquors 524 Broad Street, Lake Geneva, James E. Sharkus, Agent
- 2) Lake Geneva School of Cooking, LLC 727 Geneva St, Lake Geneva, John Bogan, Agent

Alderman Kupsik asked to remove Item G. Alderman Lyon asked to remove Item N-11. Alderman Hill asked to remove Items N-12 and O-1. Alderman Wall asked to remove Item I.

Kordus/Lyon motion to suspend the rules and not read the consent agenda, but to consider as it is listed. Unanimously carried.

Lyon/Taggart motion to approve the consent agenda, with Items G, N-11, N-12, O-1 and I removed. Unanimously carried.

Items Removed from the Consent Agenda.

Street Use Permit application filed by Scott Bruzek & Brandon Presern on behalf of RAM Racing for the Big Foot Triathlon at Big Foot State Park on June 22, 2014 from 7:00am to 11:00am

Kordus/Wall motion to approve, contingent upon approval of an agreement for reimbursement for services as recommended by City Attorney Draper. Unanimously carried.

Park Reservation Permit application filed by Erin Thornburg on behalf of the of the Lake Geneva Chamber of Commerce for Concerts in the Park at Flat Iron Park on every Thursday from July 3 through August 28, 2014 (excluding August 14) from 5:00pm to 9:00pm

Kehoe/Kupsik motion to approve. Alderman Wall expressed concern with allowing the Chamber of Commerce to allow retailers to sell items in the park when there have been instances when other entities were not allowed to do so. City Attorney Draper said the City has historically made an exception by permit for events organized by the Chamber of Commerce, such as Venetian Fest and Maxwell Street Days.

Hill/Wall motion an amendment to restrict sales of items to Chamber of Commerce. Amendment motion carried 7 to 1, with Kehoe voting “no.”

Main motion as amended carried 7 to 1, with Kehoe voting “no.”

Renewal “Class B”/Class “B” Intoxicating Liquor & Fermented Malt Beverage License applications filed by GE Geneva, LLC d/b/a Gino’s East, 300 Wrigley Drive, Lake Geneva, Jeff Whiteman, Agent, contingent upon payment of all outstanding liabilities and delinquencies with the City of Lake Geneva and wholesaler invoices, and clearance of any Department of Revenue holds

Lyon/Taggart motion to continue. City Attorney Draper said he is concerned about this entity lending out its liquor license to the hotel premises which is controlled by a different entity as it would be a violation of State law. He suggested continuing this item so staff could discuss this with the applicant and determine how they would like to proceed. Unanimously carried.

Renewal “Class B”/Class “B” Intoxicating Liquor & Fermented Malt Beverage License applications filed by GE Geneva, LLC d/b/a Gino’s East, 300 Wrigley Drive, Lake Geneva, Jeff Whiteman, Agent, contingent upon payment of all outstanding liabilities and delinquencies with the City of Lake Geneva and wholesaler invoices, and clearance of any Department of Revenue holds

Lyon/Kupsik motion to continue this item and require the applicant to submit a map that also shows the outdoor area where the alcohol will be served. Unanimously carried.

Renewal “Class B”/Class “B” Intoxicating Liquor & Fermented Malt Beverage License applications filed by Harborside Pub & Grill, 100 Broad Street, Lake Geneva, Spyro G. Condos, Agent Meridien, contingent upon payment of all outstanding liabilities and delinquencies with the City of Lake Geneva and wholesaler invoices, and clearance of any Department of Revenue holds

Kordus/Lyon motion to continue this item and require the applicant to submit a map that also shows the outdoor area where the alcohol will be served. Unanimously carried.

Second Reading: Ordinance 14-03, amending Chapter 98 of the Lake Geneva Zoning Ordinance regarding nonconforming uses (recommended at the April 21, 2014 Plan Commission Meeting)

Hill/Wall motion to approve.

Roll Call: Chappell, Wall, Kordus, Hill, Kupsik, Kehoe, Taggart and Lyon voted “yes.” Unanimously carried.

Discussion/Approval of naming rights for Flat Iron Park pavilion (continued from the May 12, 2014 City Council Meeting)

Kupsik/Taggart motion to approve the naming rights of Flat Iron Park pavilion to Brunk Industries. City Attorney Draper said the Beautification Committee raised \$200,000 counting this donation, and the Beautification Committee will be seeking additional funding. Unanimously carried.

Plan Commission Recommendations – Alderman Kupsik

Resolution 14-R29, a Conditional Use Application filed by Paul Lauterbach, 914 Bennett Ct. Walworth, WI 53184 on behalf of Lake Geneva Tennis Club, to operate and Indoor Tennis Club (Physical Activity Studio) in the Planned Business Park (PBP) zoning district in a proposed building on Veterans Parkway Tax Key No’s ZLGBP 200029 & ZLGBP 200030 (continued from the May 12, 2014 City Council Meeting)

Hill/Lyon motion to continue the item to the next meeting, per the applicant’s request. Unanimously carried.

Discussion/Approval on a Precise Implement Plan (PIP) Amendment filed by McMurr II, LLC, 351 W. Hubbard St., Suite 610, Chicago, IL, 60654 to allow the developer to reduce the number of condominium dwelling units from thirty-four (34) to twenty-nine (29)

Kupsik/Lyon motion to approve, with the following conditions:

1. Bank letter of consent.
2. Ponds cleaned and verified that they are built to specifications.
3. Road completed to second access on Lake Geneva Boulevard with binder coat and limited to Emergency Vehicle and limited construction traffic.
4. Final lift installed on road for phase one.
5. Complete site cleanup and maintained until project completed.
6. Silt fence around millings on North end and storm water diverted from going to adjacent North property.
7. Record Condominium plat and Amendment to Condominium agreement.
8. Developer’s agreement with City of Lake Geneva.
9. Storm water Maintenance agreement with City of Lake Geneva.
10. No pool with this phase of project. Must be approved with development of future phases.
11. Verification that land was purchased for South Lake Geneva Boulevard access point.
12. All Staff recommendations.

Roll Call: Chappell, Wall, Kordus, Hill, Kupsik, Kehoe, Taggart and Lyon voted “yes.” Unanimously carried.

Discussion/Approval of a on a Land Division Review Application filed by McMurr II, LLC, 351 W. Hubbard St., Suite 610, Chicago, IL, 60654 to amend the Condominium Plat for phase 1 of the Summerhaven of Lake Geneva Condominium Development

Kupsik/Wall motion to approve with the published legal description.

Roll Call: Chappell, Wall, Kordus, Hill, Kupsik, Kehoe, Taggart and Lyon voted “yes.” Unanimously carried.

Review and Recommendation on an Application for Land Division Review for a Certified Survey Map submitted by Barbara C Braden, 1175 S. Lake Shore Drive, Lake Geneva, WI 53147 to split her property into two parcels. Current Tax Key No. ZLG 00002

Kupsik/Wall motion to approve, including that access to lot #1 be restricted to Elm St. and access to lot #2 be restricted to South St.

Roll Call: Chappell, Wall, Kordus, Hill, Kupsik, Kehoe, Taggart and Lyon voted “yes.” Unanimously carried.

Resolution 14-R30, a Conditional Use Application filed by Scott Sweet and Candice Finnegan, 1134 Geneva Street, Lake Geneva, WI 53147, for the installation of a decorative fence in excess of three feet in the streetyard (on both Geneva and Maxwell) at 1134 Geneva Street, Lake Geneva, Tax Key No. ZOP 00218

Kupsik/Kehoe motion to approve.

Roll Call: Chappell, Wall, Kordus, Hill, Kupsik, Kehoe, Taggart and Lyon voted “yes.” Unanimously carried.

Personnel Committee Recommendations – Alderman Kupsik

Discussion/Action to accept Jackie Gregoles’s letter to request to return to the Building & Zoning Administrative Assistant position

Administrator Jordan said Ms. Gregole requested to return to her previous position because she did not feel the deputy clerk/treasurer position was a good fit for her. Kupsik/Wall motion to approve. Alderman Hill asked what her pay would be. Administrator Jordan said she will return to her previous wage.

Roll Call: Chappell, Wall, Kordus, Hill, Kupsik, Kehoe, Taggart and Lyon voted “yes.” Unanimously carried.

Discussion/Action to reopen the search for Deputy City Clerk-Treasurer position

Alderman Kupsik said the position will be open until filled. Kupsik/Taggart motion to approve reopening the search for the deputy clerk/treasurer position.

Roll Call: Chappell, Wall, Kordus, Hill, Kupsik, Kehoe, Taggart and Lyon voted “yes.” Unanimously carried.

Presentation of Accounts – Alderman Hill

Purchase orders. None.

Lyon/Wall motion to approve Prepaid Bills in the amount of \$8,940.40

Roll Call: Chappell, Wall, Kordus, Hill, Kupsik, Kehoe, Taggart and Lyon voted “yes.” Unanimously carried.

Lyon/Kehoe motion to approve Regular Bills in the amount of \$181,698.08

Roll Call: Chappell, Wall, Kordus, Hill, Kupsik, Kehoe, Taggart and Lyon voted “yes.” Unanimously carried.

Mayoral Appointments – Mayor Connors

Appointment of Kate Anderson to the Avian Committee with a term ending May 1, 2016

Wall/Taggart motion to approve. Unanimously carried.

Closed Session

Kupsik/Hill motion to go into Closed Session pursuant to Wis. Stat. 19.85 (1)(e) for competitive bargaining reasons for Police union negotiations.

Roll Call: Chappell, Wall, Kordus, Hill, Kupsik, Kehoe, Taggart and Lyon voted “yes.” Unanimously carried.

The Council entered into Closed Session at 7:57 p.m.

Taggart/Lyon motion to return to open session pursuant to Wisconsin Statutes 19.85 (2) and take action on any items discussed in Closed Session.

Roll Call: Chappell, Wall, Kordus, Hill, Kupsik, Kehoe, Taggart and Lyon voted “yes.” Unanimously carried. The Council reconvened in open session at 8:36 p.m.

No action was taken upon reconvening in open session.

Adjournment

Kordus/Hill motion to adjourn at 8:36 p.m. Unanimously carried.

/s/ Sabrina Waswo, Acting City Clerk

THESE ARE NOT OFFICIAL MINUTES UNTIL APPROVED BY THE COMMON COUNCIL