

**REGULAR CITY COUNCIL MEETING
MONDAY, JUNE 23, 2014 – 7:00 PM
COUNCIL CHAMBERS, CITY HALL**

Mayor Connors called the meeting to order at 7:00 p.m.

The Pledge of Allegiance was led by Alderman Lyon.

Roll Call. Present: Aldermen Chappell, Wall, Kordus, Hill, Kehoe, Kupsik, Taggart and Lyon. Also present: City Administrator Jordan, City Attorney Draper and Acting Deputy Clerk/Treasurer Teresa Klein

Awards, Presentations, and Proclamations. None.

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 to be limited to 5 minutes. None.

Acknowledgement of Correspondence. None.

Approval of Minutes

Wall/Lyon motion to approve the regular meeting minutes of May 27, 2014 and June 9, 2014, as prepared and distributed. Unanimously carried.

Consent Agenda

- A. Original 2014-2015 Operator (Bartender) License applications filed by Dale H. Eichman, Bree Anne Schlater, Daniel Ethan Springhorn, Jessica Brie Tesch, Amanda R. McLernon, Scott A. Hardwick, Taylor P. Brown, Sarai R. Cardiff, Eugene Grahler and Cheryl L. Vanderloop.
- B. Renewal 2014-2015 Operator (Bartender) License applications as per attached report summary.
- C. 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:
 - i. Gleneagles LLC d/b/a Sopra, 724 Main Street, Lake Geneva, Alastair M. Cumming, Agent
 - ii. Popeye’s Galley & Grog, LTD d/b/a Popeye’s, 811 Wrigley Dr., Michael Anagnos, Agent
 - iii. The Tempura House, LLC d/b/a Tempura House, 306 Center Street, Lake Geneva, Pai Tsung Wang, Agent
 - iv. LG Hospitality Group LLC d/b/a Tuscan Tavern & Grill, 430 N. Broad Street, Lake Geneva, Anne Gram Sayers, Agent
- D. 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:
 - i. Meridian Homeowner’s Association d/b/a Bella Vista Suites on the Shore of Lake Geneva, 335 Wrigley Drive, Lake Geneva, Charles Lorenzi, Agent (Reserve)
 - ii. Su Wings Corporation d/b/a Su Wings Chinese Restaurant, 743 North Street, Lake Geneva, Siu Wing Leung, Agent

- E. 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:
 - i. Happy Restaurant Inc d/b/a Happy Café, 526 Wells Street, Lake Geneva, Min Ting Zhong, Agent
 - ii. Bistro 220, 220 Cook Street, Lake Geneva, Ken Wenz, Agent
 - iii. Guerrero Inc d/b/a Olympic Restaurant, 748 W. Main Street, Lake Geneva, Yolanda Zavaleta, Agent
 - iv. PH Hospitality Group LLC d/b/a Pizza Hut, 801 Williams Street, Lake Geneva, Eugene (Butch) Nocek, Agent

- F. 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:
 - i. Kenru LLC d/b/a Village Gourmet & World Wine Shop, 725 West Main Street, Lake Geneva, Kenneth H. Conell, Agent

- G. Renewal Carriage Company License application filed by Field Stone Farm Carriage & Pony LLC, 6913 Womack Lane, Burlington, WI

- H. Renewal Taxi Company License applications filed by the following:
 - i. N & T Enterprises, Inc., d/b/a Lakes Area Taxi, P.O. Box 382, Delavan, WI
 - ii. Senior Cab Plus LLC, W3099 Krueger Road, Lake Geneva, WI
 - iii. All Star Cab, W1044 Evergreen Road, Pell Lake, WI

Alderman Hill asked to remove Item G.

Hill/ Wall motion to approve the consent agenda as read into the record, with Item G removed. Motion carried 7 to 1, Taggart voted “no.”

Items Removed from the Consent Agenda

Renewal Carriage Company License application filed by Field Stone Farm Carriage & Pony LLC, 6913 Womack Lane, Burlington, WI

Hill/Kordus motion to approve renewal of license contingent upon verification that the lease is in effect or negotiating a successor lease. Alderman Hill stated that since this is one of the most valuable parking spaces in the City, she would like arrangements made accordingly. Alderman Taggart expressed concern with the impact the horses have on traffic congestion and cleanliness in the downtown area; he asked that Administrator Jordan straighten out these issues. Motion carried 7 to 1 with Taggart voting “no.”

Resolution 14-R34 establishing Ad Hoc Committee for recommending a design for a new parking structure.

Lyon/Kupsik motion to approve.

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

Discussion/Action regarding Willow Road/Wilmot Blvd Maintenance Exchange with the Town of Linn including temporary road repairs not to exceed \$4,876.

Mayor Connors stated this item should be separated into two items. He asked the council to only take action on the first issue regarding the city funding half of the temporary road repair. The Town of Linn received a quote from Payne and Dolan and the city received a quote from Stark Asphalt.

Kehoe/Kupsik motion to approve the funding of the shared repair with the Town of Linn not to exceed \$4,876.

Alderman Hill questioned what the quote came in at from Stark Asphalt. Mayor Connors stated it was comparable and Alderman Kordus stated it was within \$50 to \$100 as discussed in the Public Works Committee meeting. Hill asked if it

would be ongoing and what account the funding would come from. Connors replied that it is a 10-year agreement with the funding coming from the Street Maintenance fund. Connors also stated that the Town of Linn has agreed to extend the city's payment until after October, which is after the borrowing is completed.

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

Discussion on Banner Schedule of Fees regarding the BID and Chamber of Commerce.

Administrator Jordan stated the Chamber of Commerce and Business Improvement District are requesting a waiver of the event permit fees as they feel a majority of the events they hold are for the city, not the business district. They also would like to put up banners when the poles are not in use, free of charge. The city's charge for putting up banners is \$20 per banner for two weeks. Jordan stated this is for discussion purposes only with no action to be taken.

Discussion followed that the banners would be a generic Lake Geneva banner and considered a place holder for when no other events are renting the space. The banners are normally rented during the summer months and put up by the street department. Kordus expressed concern over the waiver of fees and if it has been done in the past for both nonprofit and for profit groups.

Kehoe/Lyon motion to suspend the rules to have Erin Thornburgh from the Chamber of Commerce address the council on the item. Unanimously carried.

Erin Thornburgh, Events Coordinator for the Chamber of Commerce, stated that the banners make the city look more inviting and friendly. The Chamber would purchase the banners and have them up when no other event is renting the poles. No extra work would have to be done by the street department as the placeholder banners would be put up when taking down a prior event banner or taken down when another event banner has rented the pole space. Ms. Thornburgh said that the waiving of fees for banners has been handled inconsistently by the council in the past.

Alderman Hill stated she would like to see a policy in effect that only city events are sponsored on the banners. Alderman Chappell suggested event banners be placed earlier. Administrator Jordan replied that the groups renting the poles are the ones who decide when they want the banners up, not the city. Alderman Kordus said he would like to see a list of all the banners that were put up, including the timeframes, fee schedules and guidelines.

Mayor Connors stated the discussion should be continued for further information regarding the policy and fees obtained over the past year.

Planning 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 27, 2014 City Council Meeting)

Kupsik/Lyon motion to continue to the June 27, 2014 meeting. Unanimously carried.

Resolution 14-R33, a Conditional Use Application filed by John Wright, 968 South Lakeshore Drive, Lake Geneva, WI 53147, to construct an addition (garage and master suite) to a Single Family Residence using the SR-4 Zoning requirements in an Estate Residential Zoning District (ER-1) located at 968 S Lake Shore Drive, Tax Key No. ZYUP 00106A, pursuant to the City staff review and comments.

Kupsik/Kordus motion to approve. Motion carried 6 to 0, with Hill and Chappell abstaining.

Resolution 14-R35, a Conditional Use Application filed by Susan Crowley, 3 Anglican Lane, Lincolnshire, IL 60069, to construct a screen porch on an existing Single Family Residence using the SR-4 Zoning requirements in an Estate Residential Zoning District (ER-1) located at 45 Lakewood Drive, Tax Key No. ZLM 00011, pursuant to the City staff review and comments.

Kupsik/Lyon motion to approve. Attorney Draper clarified that the council is only approving the porch will be built on the SR-4 zoning, not the existing footprint. Mayor Connors stated that due to the encroachment all the lots are nonconforming in the manor. Motion carried 5 to 0 with Hill, Chappell and Kehoe abstaining.

Resolution 14-R36, a Conditional Use Application filed by Rick Bittner for Bittner Properties Inc, 259 Skyline Drive, Lake Geneva, WI 53147, to operate Outdoor Commercial Entertainment (Restaurant & Bar Service) in a Planned Business (PB) Zoning District located at 411 Interchange North, Tax Key No. ZYUP 00137M pursuant to the City staff review and comments and hours of operation limited to Sunday thru Thursday until 10:00PM, Friday and Saturday until 11:00PM, and outdoor music not to be heard past property line as conditions.

Hill/Wall motion to approve. Alderman Kordus asked if they were also applying for an alcohol premise extension. Alderman Kupsik indicated the premises extension application has been submitted and will be considered separately. Unanimously carried.

Presentation of Accounts – Alderman Lyon

Purchase Orders. None.

Alderman Lyon stated the prepaid bills are being sent to council without recommendation as the Finance, License and Regulation Committee had a question concerning the invoice from K-Log Incorporated for tables for the Police Department training room. Alderman Kehoe stated she had talked to Police Chief Rasmussen before this meeting and learned they were additional tables for the training room. She stated the tables had already been purchased and she recommends approval for payment. Mayor Connors stated Mr. Rasmussen used seizure money to pay for the tables. Alderman Hill questioned why the police department takes out a yellow page ad. Connors stated the police department lists nonemergency numbers in the ad.

Kehoe/Wall motion to approve prepaid bills in the amount of \$5,436.70 .

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

Lyon/Kehoe motion to approve regular bills in the amount of \$219,379.38

Hill questioned why Digital Payment Technologies are being paid in June for July EMS fees. Administrator Jordan said this is the monthly Wi-Fi service contract. Hill was concerned why the city is still paying Humphrey’s for the kiosk contract. Jordan stated this is a new contract to move just this one kiosk.

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

Mayoral Appointments – Mayor Connors

Appointment to Ad Hoc Parking Structure Committee:

- Sarah Hill
- Bob Kordus
- Darien Schaefer
- Martin Smith
- Jon Anderson
- John Button
- Ellie Jordan
- Tara Trent
- Spyro Condos
- Ruth Hackman
- Mike Kocourek

Kupsik/Taggart motion to approve. Unanimously carried.

Closed Session

Kupsik/Taggart motion to go into Closed Session pursuant to Wis. Stat. 19.85 (1)(g) for conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved and allowing the Police Chief to stay for closed session.

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

The Council entered into Closed Session at 7:53 p.m.

Kupsik/Taggart 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: Aldermen Chappell, Wall, Kordus, Hill, Kupsik, Kehoe, Taggart and Lyon voted “yes.” Unanimously carried. The Council reconvened in open session at 8:30 p.m.

No action was taken upon reconvening in open session.

Adjournment

Kordus/Chappell motion to adjourn at 8:30 p.m. Unanimously carried.

/s/ Sabrina Waswo, Acting City Clerk

THESE ARE NOT OFFICIAL MINUTES UNTIL APPROVED BY THE COMMON COUNCIL