

REGULAR CITY COUNCIL MEETING
MONDAY, MAY 8, 2017 – 6:00 PM
COUNCIL CHAMBERS, CITY HALL

Mayor Kupsik called the meeting to order at 6:02 p.m.

The Pledge of Allegiance was led by Alderman Chappell

Roll Call. Present: Aldermen Chappell, Skates, Kordus, Flower, Halverson, Hedlund, Howell. Absent: Ald. Straube. Also Present: City Attorney Draper, City Administrator Oborn and City Clerk Waswo.

Awards, Presentations, and Proclamations.

Mayor Kupsik presented a proclamation recognizing the week of May 7th through May 13th as Municipal Clerks Week

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.

The city received an email from Casey Schiche questioning the status of the Geneva Inn Annexation and requesting representatives seek answers and provide feedback to address local taxpayer concerns. The city received an email from Richard Nunemaker stating his objection to the approval of the Muck Suck event. The city received an email from Patricia Schaefer stating her concerns and objection to the rezoning of the 407 Center Street property.

Approval of Minutes. Skates/Kordus motion to approve the Regular City Council Meeting minutes of April 24, 2017, as prepared and distributed. Motion carried 7 to 0.

Consent Agenda – *Recommended by Finance, License and Regulation on May 2, 2017*

- a. Street Use Permit application filed by Badger High School to close a portion of South Wells Street from E. South Street/N. Bloomfield Road, south to the end of the City of Lake Geneva's jurisdiction on Sunday, May 28, 2017 from 12:30pm to 3:30pm for the Badger High School Graduation
- b. Original 2017-2018 Operator's (Bartender) License applications filed by Allison Dertz, Logan Farrar, Carrie Hill, John Kobernick, Dustin Meyer and Melissa Allen
- c. Renewal of 2017-2018 Operator's (Bartender) License applications as listed in packet
- d. Renewal of Taxi Driver License application filed by Richard Skipper Sr. (*approved by Police Chief; informational only*)

Howell/Kordus motion to approve.

Roll Call: Chappell, Skates, Kordus, Flower, Halverson, Hedlund, Howell voting "yes." Motion carried 7 to 0.

Items removed from the Consent Agenda. None.

First reading of Ordinance 17-05, amending Section 74-210(d), Night Parking, to allow parking in the Sage Street Parking Lot D, not to exceed 24 hours

First reading of Ordinance 17-06, amending Section 74-210(c), Parking Regulations, Boat Trailers, to include a violation for any motor vehicle with a trailer or a trailer alone to be parked in the Sage Street Parking Lot D

First reading of Ordinance 17-07, amending Section 74-210(f), Backing into parking stalls, to include a motorcycle exception

First reading of Ordinance 17-08, amending Section 74-221(d), Parking Station Zones, to include a ten-hour parking station zone at the 227 South Lake Shore Drive Parking Lot I

First reading of Ordinance 17-09, amending Section 74-221(h), Authorized City Parking Stickers, to include 10 consecutive hours of free parking from 9:00am to 7:00pm for any vehicle with a valid parking sticker at the 227 South Lake Shore Drive Parking Lot I

First reading of Ordinance 17-10, amending Section 90-123(f), Boat Launching Facility, to include a violation for any vehicle other than a motor vehicle connected to a boat trailer to be parked in the City Boat Launch Parking Lot F

Finance, License & Regulation Committee Recommendations from May 2, 2017 – Alderman Kordus

Discussion/Action on Resolution 17-R19, a resolution approving the budget transfer of additional funding to hire an additional full-time Police Officer in the amount of \$27,777 from the Contingency Account

Kordus/Hedlund motion to approve. We have an officer on disability and light duty for the past year. There is also another officer retiring this fall. This would be an early hire to replace that position and fund it for the remainder of the year.

Roll Call: Chappell, Skates, Kordus, Flower, Halverson, Hedlund, Howell voting “yes.” Motion carried 7 to 0.

Discussion/Action on Organizational Chart Revision adding a Lead Booking Officer and recognizing the Utility Commission changes

Kordus/Hedlund motion to approve.

Roll Call: Chappell, Skates, Kordus, Flower, Halverson, Hedlund, Howell voting “yes.” Motion carried 7 to 0.

Discussion/Action on updated Committee meeting calendar

Ald. Kordus said this is for informational purposes only. City Administrator Oborn noted these are the changes determined by the committees. Ald. Flower questioned if there were any need to change the time for the Finance, License and Regulation committee and how packet preparing times are going. Mr. Oborn stated we are open to tweaking and suggestions. Mayor Kupsik felt the workload has not changed. City Clerk Waswo stated essentially it created double work. She had thought all items could be taken straight from FLR to the Council packet, however, the minutes needs to be prepared and based on how FLR votes, agenda items may need to be changed. She likes having the separate days as it allows for more discussion but it creates a shorter timeframe to prepare the council packet. Ald. Chappell said the intention was not to make more work. Mayor Kupsik stated this item can be discussed at the next Committee of the Whole.

Discussion/Action on Resolution 17-R20, a resolution approving the budget transfer of additional funding for the Treasurer/Sr. Financial Analyst position in the amount of \$26,618 from the Contingency Account (recommended for approval on April 18, 2017 by Finance, License and Regulation Committee)

Kordus/Hedlund motion to approve. This is authorizing and funding the position. Mr. Oborn stated it was lowered from the original amount of \$34,000 as there was funding due to the Parking Clerk position being vacant. Ald. Skates questioned the contingency fund possibly being upside down due to PFC needing an additional \$50,000. Mr. Oborn stated they have more charges from their payout but they are going to try to absorb it in their budget.

Roll Call: Chappell, Skates, Kordus, Flower, Halverson, Hedlund, Howell voting “yes.” Motion carried 7 to 0.

Discussion/Action on Resolution 17-R21, authorizing the issuance and sale of a \$3,500,000 General Obligation Promissory Note

City Administrator Oborn provided the council the final version as he was still negotiating when the packet was given out. The interest went up from 2.323% to 2.337%. The original proposal expired on May 5th, and they committed to extending it to May 15th, but they changed the interest slightly. The starting date will be in July instead of April as well as other housekeeping items. Section 12 lists the City Comptroller and City Treasurer; based on the City Attorney’s recommendation, Mr. Oborn asked the council to amend the City Treasurer to the City Clerk. During the term they are late, the interest goes up to a high amount of 18%. We have no intention of paying late, but per the law and our bond counsel they wanted to make sure they reflected the maximum payment provision. City Attorney Draper stated there is a 5 day grace period before it goes into default if a payment is made late.

Kordus/Chappell motion to approve as amended in the packet, and making the change in Section 12, changing City Treasurer to City Clerk.

Roll Call: Chappell, Skates, Kordus, Flower, Halverson, Hedlund, Howell voting “yes.” Motion carried 7 to 0.

Presentation of Accounts – *Recommended by Finance, License and Regulation on May 2, 2017*

Purchase Orders (none)

Kordus/Hedlund motion to approve the Prepaid Bills in the amount of \$14,958.21

Roll Call: Chappell, Skates, Kordus, Flower, Halverson, Hedlund, Howell voting “yes.” Motion carried 7 to 0.

Kordus/Hedlund motion to approve the Regular Bills in the amount of \$109,390.94

Roll Call: Chappell, Skates, Kordus, Flower, Halverson, Hedlund, Howell voting “yes.” Motion carried 7 to 0.

Kordus/Hedlund motion to approve the Treasurer’s Report for February 2017

Roll Call: Chappell, Skates, Kordus, Flower, Halverson, Hedlund, Howell voting “yes.” Motion carried 7 to 0.

Mayoral Appointments.

Skates/Chappell motion to approve the reappointment of Jim Davis to the Historic Preservation Commission with an expiration of May 1, 2020. Motion carried 7 to 0.

Closed Session

a. Motion to go into Closed Session pursuant to Wis. Stat. 19.85(1)(g) 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:

- 1. Sprinkler Ordinance (City Attorney Draper)**
- 2. Preannexation Agreement with Big Foot Holdings LLC and Geneva Waterfront Inc. (AKA Geneva Inn) (Special Counsel Wirth)**
- 3. Notice of Claim for the crosswalk death incident on December 27, 2016 (Special Counsel Wirth)**

Kordus/Hedlund motion to go into closed session with City Attorney, City Administrator, City Clerk and Special Counsel Wirth. Roll Call: Chappell, Skates, Kordus, Flower, Halverson, Hedlund, Howell voting “yes.” Motion carried 7 to 0.

Council entered into closed session at 6:33pm.

Open Session

Kordus/Howell 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, Skates, Kordus, Flower, Halverson, Hedlund, Howell voting “yes.” Motion carried 7 to 0.

Council returned to open session at 8:29pm.

Closed Session Item a.1. No Action Taken.

Closed Session Item a.2. Kordus/Hedlund motion to proceed as discussed in closed session

Roll Call: Chappell, Skates, Kordus, Flower, Halverson, Hedlund, Howell voting “yes.” Motion carried 7 to 0.

Closed Session Item a.3. Kordus/Hedlund motion to disallow the claim.

Roll Call: Chappell, Skates, Kordus, Flower, Halverson, Hedlund, Howell voting “yes.” Motion carried 7 to 0.

Adjournment. Kordus/Chappell motion to adjourn at 8:31pm. Motion carried 7 to 0.

/s/ Sabrina Waswo, City Clerk

THESE ARE NOT OFFICIAL MINUTES UNTIL APPROVED BY THE COMMON COUNCIL