

**REGULAR CITY COUNCIL MEETING
MONDAY, SEPTEMBER 26, 2016 – 7:00 PM
COUNCIL CHAMBERS, CITY HALL**

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

The Pledge of Allegiance was led by City Clerk Waswo

Roll Call. Present: Mayor Kupsik, Aldermen Chappell, Skates, Flower, Gelting, Horne, Hedlund, Howell. Absent (excused): Alderman Kordus and City Administrator Oborn. Also Present: City Attorney Draper, Comptroller Pollitt, Director of Public Works Earle and City Clerk Waswo.

Awards, Presentations, and Proclamations.

Mayor Kupsik congratulated Richard Bergman on his retirement and recognized his 18 years of service to the City. A proclamation was read into the record declaring September as “Library Card Sign-up Month” in the City of Lake Geneva. Mayor Kupsik announced a forum will be held Thursday, September 29 from 7pm to 9pm at City Hall to discuss the need to find a sustainable solution for transportation. City Clerk Waswo announced absentee in-person voting has begun at City Hall for the November 8th election. Absentee ballots can be requested Monday through Friday 8:30am to 5:00pm. The last day to vote absentee is Friday, Nov. 4.

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.

Bill Huntress, 1015 Pleasant Street, spoke on 11.a. and 11.b. Healthcare effects everyone, it’s no one’s fault in this room. We are all paying due to Obamacare.

Mary Jo Fesenmaier, 955 George St., spoke on 11.a. and 11.b. and requested the council to vote no and have respect for employees. Self funded was a mistake. It’s not the employees’ mistake; they shouldn’t have to pay for it. They need to transition to a real insurance company. She spoke on 11.e., suggesting a consistent day of the week for FLR and consistent start times of 6:30pm.

Jeff Nethery, N7548 Cardinal Dr., Elkhorn, employee at the Lake Geneva Police Department, and representative of the Union, spoke on the health insurance. The council asked the employees to save and they saved a lot. Then they said it’s not enough. All the employees ask is for the open minded alderpersons to vote their conscience.

Jo Busch, 6343 First Ave., asked for more time to implement the employee surcharge and employee health insurance premium share. She assured the council that this is not something that has been kicked down the road or discussed for 3 years. The possibility of premium share arose in 2014 and the result was the implementation of HealthCheck 360. This in turn led to multiple employees paying a premium share due to not meeting the HealthCheck 360 incentive criteria. In 2015 an ad hoc committee of employees was created and multiple meetings were held to discuss and agree to changes in the plan design. These were all implemented to avoid a premium share. The plan design changes were huge and especially affected anyone that regularly used the plan. Deductibles doubled, co-pays increased as much as five times over for some services employees use regularly such as chiropractic care. The employees listened to what the council was asking. We sat down together to brainstorm and compromised. As a result in the changes of the plan design we are now seeing changes in the right direction. It was a give and take process and this should be too. Give us another year to show you how much of a difference we have really made and then implement the changes gently so that we can adjust our lives accordingly. They are not asking too much. They are working toward the greater good for all of us and asked the council to do the same.

Greg Kolb, 351 West Laurie St., said his wife, Marilyn, has worked for the Utility Commission for almost 20 years. He lives on Park Row and has been a property owner since 1975. He is still an owner and a taxpayer for multiple properties. He requested the council to vote no on item 11.a. and 11.b. He heard a lot about how to protect taxpayers and he wasn’t sure if they knew a lot of the employees are also taxpayers in the City of Lake Geneva. He was disappointed that in a City

like Lake Geneva with numerous streams of revenue, there was nowhere listed where they could use that revenue for employees. Most of these people have given their lives; they don't come and go in a year or two.

Scott Eckert, Water Dept. employee, spoke on 11.a. and 11.b. He said 2 weeks ago he talked about the employees' willingness to do their jobs the best they could, and even after hearing about the reluctance to back off on a deadline for a tax that may or may not happen, the work still got done as employees take pride in their work. He questioned why they won't use the baby steps approach. The money was saved and the employees made better decisions on their health. He asked what is wrong with taking care of the people that take care of you. He urged them to think twice before they vote.

Marilyn Kolb, 351 West Laurie Street, gave an example of one prescription she takes for maintenance. She took her prescription into Target for a price. She had to send over the prescription first before they would give her a price. It makes it hard to be a conscientious consumer when they won't tell you the price. She went to Wal-Mart and found out it was \$40 a month cheaper than getting it at Walgreens. She wanted the council to know that some of the employees are making an honest effort. If everyone pitches in, it will make a huge difference.

Laurie Kuel, Student Council Advisor and Evert Black, Student Council President from Badger High School requested approval of the Badger High School parade and fireworks permits.

Brenda Barton, Police Department employee for 23 years, said every year, every contract has always been giving back to the city. She left the Personnel Committee angry as there was not one discussion on how to help the employees. Jeff Nethery went to speak and was told to hurry up and get done. There are no discussions on how to give back to the employees and how to make their life right; it's all about taking away. She's spent 23 years giving to the City. That means start times at 2:00am. Tonight she works till 10:00pm and has to be back at 5:45am tomorrow morning. She's 57 years old and will hopefully get 4 hours of sleep. She does this every week, once a week. She questioned why they would wonder why their health care costs are so high when she's not the only one that does this in her department.

Acknowledgement of Correspondence.

The city received an email on September 15, 2016 from Chris Herich stating he is opposed to the elimination of parking on the south side of Grant Street.

Approval of Minutes. Hedlund/Skates motion to approve the Regular City Council Meeting minutes of September 12, 2016, as prepared and distributed. Motion carried 7 to 0.

Consent Agenda

- f. Original Class "B" Fermented Malt Beverage & "Class C" Wine License application filed by The Noodle Shop. Co. – Colorado, Inc. d/b/a Noodles & Company, 351 Peller Road, Michael Pittenger, Agent, contingent upon payment of all outstanding liabilities and delinquencies with the City of Lake Geneva and wholesaler invoices, clearance of any Department of Revenue holds, and approved occupancy permit for 351 Peller Road, Lake Geneva
- g. Temporary Class "B"/"Class B" Retailer's License application filed by JAMM Family Support, Inc. for the sale of fermented malt beverages and wine at the Riviera Ballroom, 812 Wrigley Dr, Lake Geneva, for a Fall Fundraising Celebration on November 13, 2016 from 5:00 pm to 8:00 pm
- h. Temporary Operator License application filed by Jennifer MacIntyre on behalf of JAMM Family Support, Inc. for the Fall Fundraising Celebration on November 13, 2016 to be held at the Riviera Ballroom, 812 Wrigley Dr
- i. Renewal of 2016-2017 Operator's (Bartender) License application filed by Christopher Cummings
- j. Original 2016-2017 Operator's (Bartender) License applications filed by David Cox and Stephanie Pople

Howell/Horne motion to approve.

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

Items removed from the Consent Agenda.

- a. **Howell/Horne motion to approve the Permit Application filed by Badger High School Student Council to use Wisconsin St., Broad St. and Wrigley Dr. for Badger High School Homecoming Parade on October 7, 2016 from 4:45 pm to 5:15 pm with request to waive the \$25 application fee.** Alderman Hedlund doesn't understand why we would waive an application fee as it's a direct expense. The \$200 application fee should be charged to cover administrative costs. We don't need to make a profit but we need to recoup the costs. City Hall doesn't run for free. Roll Call: Chappell, Gelting, Horne, Howell voting "yes." Alderman Skates, Flower, Hedlund voting "no." Motion carries 4 to 3.
- b. **Horne/Gelting motion to approve the Street Use Permit Application filed by Badger High School Student Council to use Wisconsin St., Broad St. and Wrigley Dr. for Badger High School Homecoming Parade on October 7, 2016 from 4:45 pm to 5:15 pm with request to waive the \$25 application fee and the \$40 permit fee** Alderman Skates is a big supporter of Badger High School and the kids. He is in favor of the \$25 application fee, but to waive everything opens the City up to waive many more permits. The application fee is the bare minimum. Alderman Flower agrees, stating if we waive fees why have a fee structure. Mayor Kupsik said in the past when fees are waived, typically the \$25 application fee stands. Alderman Gelting questioned an application fee for each permit and how much more work it is for 4 permits versus 1. Roll Call: Chappell, Gelting, Horne, Howell voting "yes." Alderman Skates, Flower, Hedlund voting "no." Motion carries 4 to 3.
- c. **Gelting/Horne motion to approve the Fireworks Permit application filed by Badger High School and J & M Displays for the use of fireworks on the Badger High School soccer field, 220 E. South St., on October 7, 2016 between 9:00 pm and 10:00 pm with request to waive the \$50 permit fee (recommended for approval by the Fire Chief and Police Chief).** Roll Call: Chappell, Gelting, Horne, Howell voting "yes." Alderman Skates, Flower, Hedlund voting "no." Motion carries 4 to 3.
- d. **Gelting/Horne motion to approve the Street Use Permit application filed by Badger High School for the temporary closure of Highway H from Badger High School to Highway 120 during the Fireworks display only on October 7, 2016 between 9:00 pm and 10:00 pm with request to waive the \$25 application fee, \$40 permit fee, \$20 barricade fee and \$50 barricade security deposit (recommended for approval by the Fire Chief and Police Chief)** Roll Call: Hedlund, Gelting, Horne, Howell voting "yes." Alderman Skates, Flower, Chappell voting "no." Motion carries 4 to 3.
- e. **Banner Permit application filed by Becky Connelly on behalf of Santa Cause and the Twelve Charities of Christmas to use 6 banner poles starting November 21, 2016 through December 31, 2016 with request to waive the \$240 fee (applicant spoke with VISIT Lake Geneva and will leave 5 banner poles available for Winterfest banners)** Howell/Chappell motion to approve and include the \$240 fee. Roll Call: Chappell, Skates, Flower, Gelting, Horne, Hedlund, Howell voting "yes." Motion carried 7 to 0.

Finance, License and Regulation Committee Recommendations – Alderman Gelting

Discussion/Action on Employee Health Benefits Employee Working Spousal Surcharge of 10% of the single cobra rate (estimated at \$130.84 per month for 2017) (recommended by the Personnel Committee on August 25, 2016 and continued from September 12, 2016 Council meeting). The recommendation in the packet was to include a working spouse surcharge if the spouse has coverage available from the spouses' employer and remains covered under the city's health plan. The employee would then be assessed a surcharge on the spouses coverage, a suggested 10% of the single cobra rate, \$130.84 per month. Comptroller Pollitt explained the \$130.84 is the single cobra rate, set July 1st, that includes fixed costs and claims. Cobra rates are set by a look back period where they take fixed costs to administer the plan, the insurance we buy to cover us over \$40,000 per person and the amount of claims for the prior 12 months. It is divided by the single members on the plan. The family uses the same numbers and divides it by the average number of people we are covering under family, 1.24. Our cobra rates are very much a function of our claims. The employee's spouse could still take their insurance and the city's insurance, but would be charged the 10% surcharge. It was questioned if there were other ways to incentivize the employees. In the past the city offered employees money back for not taking the city insurance plan, which did not work out well for the city.

Hedlund/Horne motion to charge a 10% surcharge of \$130.84 of the cobra rate per month for employee working spouses that have the option of taking insurance through their employer but opt to stay in our plan.

An affidavit would have to be signed stating the spouse has access to other health care. Mr. Gelting felt we offer a good benefit for the employees, but having double coverage with the city being primary is an undue expense and burden on our plan. He questioned other ways to keep people from having double coverage.

Ms. Pollitt said the city has never had a spousal opt out. In the past they had an employee opt out where the employee would opt out of the plan. The Police Union currently has this. Ms. Pollitt stated you can't discriminate if a non-working spouse has Medicare. It is unknown how many employees this would affect as the city doesn't capture the data of how many spouses are working. Roll Call: Skates, Hedlund, Gelting, Horne voting "yes." Alderman Howell, Flower, Chappell voting "no." Motion carries 4 to 3.

Discussion/Action on Employee Health Benefits Employee Premium Cost Share for family only plans with a rate at 15% of the difference between the single and family rates (estimated at \$214.28 per month for 2017) (recommended by the Personnel Committee on August 25, 2016 and continued from September 12, 2016 Council meeting)

Alderman Flower questioned with the implementations we have made, our cobra rates continue to climb. Ms. Pollitt confirmed, except that single went down. She explained that claims have a 3 month lag; cobra rates are set using claim information from 3 months prior. The claim information they have is claims through August. The claims from this March to next March won't be reflected until next year's cobra rate. Looking at the most recent data, they have seen a significant decrease in the amount of claims.

Alderman Gelting questioned the total plan cost after stop loss, including the fixed costs of the plan. The net number for 2015 was \$1,160,900. The actual expense in 2015 was \$1,674,451. The extra items included in the expense were disability plan premiums around \$11,000, our EAP, and opt out social security expense, which is another \$6,000. In 2015 the city was over in all the revenues and all departments came in under budget. With the increase in revenue the city still had a favorable year. The proposed employee contribution premium share would bring in a total of \$143,996.

Alderman Gelting estimated the rolling 12 month cost over what was budgeted for in 2016 would be \$153,000 over. This proposal would fill the hole by \$144,000 or so. He felt staff implementations have been great and we need to keep driving towards that. He questioned if the price keeps going up, should it be shared or do the taxpayers pay. The trend is that the consumer driven health care is helping. But it still looks like an increase of \$153,000 which is not necessarily a reflection of the employee's efforts. It could be the market is increasing at a faster rate than we can get a handle on. It's a reality health insurance expenses are going up and we need to keep looking at ways to drive down that cost. The potential tax in 2020 is not a factor. It's driving the behavior to lower the expenses. The sharing doesn't lower the expenses; it's the behavior that lowers the expenses. He questioned if these incentives will help lower the behavior. He feels the shared amount should be spread over everyone in a smaller scale as that would be more equitable. He doesn't know that the expense of families is the driver of the increasing expenses. He is concerned we are driving towards a solution that could ultimately hurt the city from an expense standpoint. The risk in an insurance pool is by only charging families, healthier people will leave the pool. Our expenses might go up a lot more by the methodology of only charging the family plans as opposed to a small percentage on the whole plan.

Alderman Flower agrees to spread it out as an incremental step and vote down the motion. Alderman Chappell felt they should vote this down and look into not being self insured. If the group gets healthy in a year, we could apply for a different insurance company.

Alderman Hedlund stated no insurance company would bid us last year because of our experience. He doesn't feel the city can afford the health care costs of \$1,344,000. Ms. Pollitt noted the 2016 budget for health care is \$1,425,000. They budget light as no one can predict what the health claims will be; but they also predict the beach and parking revenues on the lighter side. Historically they have done very well with beach and parking. This year the beach was record breaking. They do plan for that to help cover a bad medical year. Mr. Hedlund noted if the 12 month would work out, we would be right about dead on, which would be good.

Mr. Gelting said it doesn't include fixed costs of \$490,000 or the stop loss. They are at a critical level of blowing the doors off the budget. He feels the budget number doesn't mean anything. They also cut back on roads. They only do 1 mile of road each year and they have 45 miles of roads, lasting only 15 years. We are only able to do a 1/3 of our road

repairs with the way we are managing the city now. We haven't been realistic in other areas such as infrastructure. He doesn't agree with throwing the \$144,000 onto families as he feels this is detrimental to the plan for the future. That number is almost equivalent to the 5% premium share if you do it across the board. He feels the wellness amounts are on the light side of \$130 and \$260. We offer alternatives for people to avoid that penalty. The 6 people that choose not to follow through is detrimental to our plan and feels those 6 people not following the wellness plan is equal to \$153,000 to him. It makes more sense to implement the 5% share across the board.

Gelting/Horne motion to approve 5% premium share across the single and family along with the increase of the non-wellness participation to \$200 and \$400 for 1 and 2 people. Attorney Draper advised against the motion as it was noticed for a family only premium share. They have not heard from employees on the single plan who might express an objection. They can send it back to Personnel to make a recommendation or list it differently on the agenda. Alderman Gelting withdrew his motion and Alderman Horne withdrew his second.

Mayor Kupsik complimented the employees on the noticeable savings. He questioned with the costs increasing if after a year, can they reach their goal; will it cut enough.

Gelting/Horne motion to set the family only rate at 5% of the premium for the 2017 cobra rate. Mayor Kupsik suggested sending this back to include the family, single and wellness program to try and make a decision by the end of October. Ms. Pollitt stated they have to publish the budget by October 24 and would need direction on how to budget for it. Alderman Gelting withdrew his motion and Alderman Horne withdrew his second.

Gelting/Chappell motion to continue to next meeting with broad definitions of the single, family, and wellness plans.

Chappell/Gelting motion an amendment to have a listening session with the employees at the Committee of the Whole meeting. Roll Call: Chappell, Flower, Gelting, Howell voting "yes." Alderman Skates, Horne, Hedlund voting "no." Motion carries 4 to 3.

Original motion as amended: Gelting/Chappell motion to continue to the next meeting with a broader definition of the single, family, and wellness plans and to include a listening session with the employees at the Committee of the Whole meeting. Roll Call: Chappell, Skates, Flower, Gelting, Horne, Hedlund, Howell voting "yes." Motion carried 7 to 0.

Gelting/Howell motion to approve the Hein Electric TIF4 Escrow Draw Request No. 4 for \$3,029.26 *(Continued from September 12, 2016 FLR & Council meeting)*

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

Discussion/Action on Resolution 16-R45, Notice of Referendum Election Regarding Tourist Sales Tax (Premier Resort Area Tax) *(Continued from September 12, 2016 Council meeting)*

Gelting/Horne motion to continue to the next council meeting. There was confusion on the agenda wording as they only wanted to discuss the item, not pass a resolution at this time. Alderman Gelting withdrew his motion and Alderman Horne withdrew his second.

Gelting motion to modify this item for discussion regarding a potential referendum with an update from the City Administrator. Alderman Gelting withdrew his motion.

Skates/Flower motion to direct staff to write a letter to surrounding municipalities regarding our intentions to move forward with the Premier Area Resort Tax and to include the draft resolution.

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

Discussion/Action on eliminating the Parking Commission and Communications Committee, rescheduling the Finance, License & Regulation Committee meeting, and general discussion on the scheduling of advisory committees of the City and corresponding ordinance changes *(discussed at Committee of the Whole on 9/6/2016; Continued from September 12, 2016 Council meeting)*

Gelting/Hedlund motion to instruct staff to come up with a schedule that works for all departments including times and days and come back with a more specific recommendation and work with the City Attorney to draft ordinance changes that correspond with the recommendation.

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

Discussion/Action on establishing “Trick or Treat” hours for the City of Lake Geneva for Sunday, October 30, 2016 from 1:00pm to 4:00pm

Gelting/Horne motion to approve. Alderman Skates challenged the council to have trick or treating on October 31st. He listed numerous municipalities that have trick or treating on the 31st, the day of Halloween. His neighborhood is inundated with everyone but his neighbors. People don’t have enough candy and these are kids they don’t know. They feel they have lost the neighborhood. The Police and Fire Departments both are unable to come up with the extra manpower on Sunday but staffing would be available on Monday. The businesses downtown regularly hand out 1,000 pieces of candy and run out. They don’t get any increased business and none of them are local kids. The locals don’t even try to venture downtown. Even though it will be getting dark, most kids go out with their parents. Mr. Skates was told in the past the Fire Department used to have a haunted house every weekend and they ended up getting overwhelmed with in town and out of town people that they had to shut it down.

Roll Call: Hedlund and Howell voting “yes.” Alderman Chappell, Skates, Flower, Gelting, Horne voting “no.” Motion fails 2 to 5.

Skates/Chappell motion to establish “Trick or Treat” hours for the City of Lake Geneva on Monday, October 31, 2016 from 4:00pm to 7:00pm. Alderman Howell felt 4:00pm was too early and noted Monday is a school night. He would like to see it from 5:00pm to 8:00pm.

Roll Call: Chappell, Skates, Flower, Gelting, Horne, Hedlund voting “yes.” Motion carried 6 to 1 with Alderman Howell voting “no.”

Gelting/Horne motion to approve the Breezy Hill TIF4 Escrow Draw Request No. 1 for \$3,101.83

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

Gelting/Horne motion to approve the Michael's Signs TIF4 Escrow Draw Request No. 3 for \$17,190.80

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

Gelting/Horne motion to approve Resolution 16-R47, a resolution urging the Governor and Legislature to #JustFixItWI and agree upon a sustainable solution for transportation funding

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

Discussion/Action on Liability, Property, Workman’s Compensation insurance renewals and Terrorism Risk Insurance Act policy. Gelting/Horne motion to approve and exclude the Terrorism Risk Insurance Act Policy. This has an increase of \$9,000 and the policy renews October 1st. Last year the city solicited bids, but did not receive any due to our workman’s comp experience being too high. All department heads were required to do a workman’s comp training and they are implementing more light duty. The MOD has come down in the last two years.

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

Gelting/Skates motion to approve the First Amendment to the Amended and Restated Development Agreement for Symphony Bay releasing Taylor Morrison as Developer under the Amended Agreement, and accepting Fairwyn SB as Developer in its place. City Attorney Draper stated Taylor Morrison is no longer going to develop Symphony Bay. Brian Pollard who is part of Fairwyn SB have stepping in and they would like to substitute themselves to proceed forward. This doesn’t change the PIP or the General Development Plan. It just changes the party that is responsible on the developers agreement.

Roll Call: Skates, Flower, Gelting, Horne, Hedlund, Howell voting “yes.” Motion carried 6 to 1 with Alderman Chappell voting “no.”

Gelting/Horne motion to approve the Memorandum of Understanding between the Lake Geneva Fire Department and Paratech Ambulance Service, Inc. relating to ambulance back-up to the Town of Geneva (recommended by Police & Fire Commission on September 8, 2016). We have a shared services agreement with the Town of Geneva. Several years back there was a rift that developed and they decided they wanted Paratech to be the first responder for emergency services. In order for use to continue to work together with the Town of Geneva and Paratech we had to establish some guidelines. The understanding states Paratech will be the primary responder. If they can’t respond, Lake Geneva will be called to cover. It also highlights the Town of Geneva will not pay our services. The city would invoice the homeowner or the driver’s car insurance involved in the accident.

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

Gelting/Horne motion to approve the elimination of the Assistant Director of Public Works position, reclassify the Working Foreman position to Street Superintendent, and create a Street Lead position with the corresponding elimination of one Heavy Equipment Operator position including organizational chart change (*recommended by Personnel Committee on September 21, 2016*). There will be two leads, the Arborist and Street Lead, which are both listed on the amended organizational chart.

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

Plan Commission – Alderman Skates

Skates/Gelting motion to approve an Application for Land Division Review for a CSM, to divide a lot into two lots, submitted by W. David Denton, N3161 Center Street, Lake Geneva, for land located in the Town of Geneva Extra-territorial Jurisdiction Boundary, at N3161 Center Street, Lake Geneva, Tax Key No. JA192600002 including City staff comments and Finding of Facts (*recommended by Plan Commission on September 19, 2016*)

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

Skates/Gelting motion to approve Resolution 16-R46, a Conditional Use Application filed by David & Julie Merhar, 1591 Orchard Lane, Lake Geneva, to construct a fence in excess of three feet (five feet) in the street side yard along Lakeview Drive at 1591 Orchard Lane, Lake Geneva, Tax Key No. ZA455800001, including City staff comments and Finding of Facts (*recommended by Plan Commission on September 19, 2016*)

The applicant is going to have a pool that requires a 4 foot fence. There was no opposition by the neighbors.

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

Skates/Flower motion to approve an Application for Site Plan Review for a parking lot filed by the City of Lake Geneva, 626 Geneva Street, Lake Geneva, for property at 227 S Lake Shore Drive, Lake Geneva, Tax Key No. ZOP00380 including a 5 foot wide sidewalk on the North side and 30 feet of sidewalk on the South side for handicap and kiosk access and drainage on the northwest corner including City staff comments and Finding of Facts (*recommended by Plan Commission on September 19, 2016*). Plan Commission recommended the installation of a 5 foot asphalt sidewalk the entire length of the north side of the parking lot and to install 30 feet of sidewalk on the south side to allow handicap accessibility to the kiosk.

Alderman Flower and the Public Works Committee were opposed to the sidewalk on the north side as people will walk down the parking lot and not use the sidewalk. Due to the lot lines being so close, the Street Department will have to pick up and haul away the snow as there would be no where to push it with a sidewalk, which is a huge expense. It will look like a sea of parking lots as there will be no room for vegetation or trees on the north side. Also the sidewalk leads to nowhere as they would have to add more sidewalks to reach a crosswalk. They were unable to add the sidewalk on the south side due to easements and buried utilities.

Flower/Gelting motion an amendment to eliminate the sidewalk to a later date with the exception of the handicap sidewalk. Roll Call: Chappell, Flower, Gelting, Horne, Hedlund, Howell voting “yes.” Motion carried 6 to 1 with Alderman Skates voting “no.”

Original motion as Amended: Skates/Flower motion to approve an application for Site Plan Review for a parking lot filed by the City of Lake Geneva, 626 Geneva Street, Lake Geneva, for property at 227 S Lake Shore Drive, Lake Geneva, Tax Key No. ZOP00380 to not include the 5 foot wide sidewalk on the north side, but to include the 30 feet sidewalk on the South side for handicap and kiosk access and drainage on the northwest corner including City staff comments and Finding of Facts. Roll Call: Chappell, Flower, Gelting, Horne, Hedlund, Howell voting “yes.” Motion carried 6 to 1 with Alderman Skates voting “no.”

Gelting/Flower motion to approve the appointment of Peg Pollitt to the Secretary/Treasurer position for the Geneva Lake Use Committee (*recommended by the Geneva Lake Use Committee on September 20, 2016*). The appointment begins in 2017. Roll Call: Chappell, Skates, Flower, Gelting, Horne, Hedlund, Howell voting “yes.” Motion carried 7 to 0.

Presentation of Accounts – Alderman Gelting

Purchase Orders. None.

Gelting/Horne motion to approve Prepaid Bills in the amount of \$7,127.56

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

Gelting/Skates motion to approve Regular Bills in the amount of \$121,726.61

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

Mayoral Appointments.

Skates/Gelting motion to approve the appointment of Beverly Leonard to the Avian Committee expiring May 1, 2018. Roll Call: Chappell, Skates, Flower, Gelting, Horne, Hedlund, Howell voting “yes.” Motion carried 7 to 0.

Gelting/Hedlund motion to approve the appointment of Brett Stanczak to the Utility Commission to fill Michael Kocourek’s term expiring October 1, 2018

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

Closed Session

- a. **Motion to go into Closed Session pursuant to Wis. Stat. 19.85(1)(c) considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility for appointment of Neil Waswo as the Street Superintendent and classification/salary/benefits negotiations**
- b. **Motion to go into Closed Session pursuant to Wis. Stat. 19.85(1)(e) for deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session concerning the Riviera Concourse Space “B” Lease with William Briggs**

Hedlund/Flower motion to go into closed session to include City Attorney, Director of Public Works Earle, Comptroller Pollitt, and City Clerk Waswo for item b. only.

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

Entered into closed session at 9:53pm

Hedlund/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, Flower, Gelting, Horne, Hedlund, Howell voting “yes.” Motion carried 7 to 0.

Council returned to open session at 10:11pm.

- a. Hedlund/Skates motion to approve the appointment of Neil Waswo as the Street Superintendent with a pay grade of 14, effective October 3, 2016 with a salary as discussed in closed session.
Roll Call: Chappell, Skates, Flower, Gelting, Horne, Hedlund, Howell voting “yes.” Motion carried 7 to 0.
- b. Hedlund/Gelting motion to approve the lease for the Riviera Concourse Space “B” with William Briggs for the 2016-2017 years with no rent charged in 2016 and \$1,000 security deposit payable prior to occupancy.
Roll Call: Chappell, Skates, Flower, Gelting, Horne, Hedlund, Howell voting “yes.” Motion carried 7 to 0.

Adjournment. Skates/Flower motion to adjourn at 10:13pm. Motion carried 7 to 0.

/s/ Sabrina Waswo, City Clerk

THESE ARE NOT OFFICIAL MINUTES UNTIL APPROVED BY THE COMMON COUNCIL