

**REGULAR CITY COUNCIL MEETING
MONDAY, NOVEMBER 10, 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 Chappell.

Roll Call. Present: Mayor Connors, Aldermen Chappell, Wall, Kordus, Hill, Kehoe, Hedlund, Kupsik, and Lyon. Also present: City Administrator Jordan, City Attorney Draper, Public Works Director Winkler and City Clerk Waswo.

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.

Terry O'Neill, 954 George Street spoke on his concerns with ordinance 14-08 regarding separating the Deputy Clerk Treasurer positions.

Kevin Fleming, 1032 Wisconsin Street, spoke on the banners fees in relation to the BID and Chamber of Commerce. He stated the banner poles were paid for by the downtown property owners quite a few years ago through special assessments. He asked for consideration in waiving the banner fees as he stated the banners put up are for events in Lake Geneva and they help promote the downtown business district.

Acknowledgement of Correspondence.

City Clerk Waswo announced the City received correspondence from Mary Lafrenz on October 29, 2014, requesting an increase in the two hour parking limit. Ms. Waswo further stated the City received correspondence from Cindy Forster-Fueredi on October 29, 2014 supporting the ordinance change of the exterior colors in the Business District.

Approval of Minutes

Wall/Kordus motion to approve the Regular City Council Meeting minutes of October 27, 2014, as prepared and distributed. Unanimously approved.

Consent Agenda

Renewal of 2014-2015 Operator's (Bartender) license applications filed by Paula Holmes.

Kupsik/Lyon motion to approve the consent agenda. Unanimously approved.

Items Removed from the Consent Agenda. None.

Finance, License and Regulation Committee Recommendations – Alderman Lyon

Discussion/Action on request from Caroline Ausman regarding waiver of remaining Carriage License Parking Fee for Field Stone Farm Carriage & Pony Rides LLC.

Lyon/Kupsik motion to not waive the existing contract fees. Alderman Lyon stated the council had a similar situation with the Dunn Field Park concession stand contract. The decision by council was not to waive those contract fees and in being consistent, believes this contract should not be waived either. Alderman Chappell questioned if there was confusion with Ms. Ausman understanding the parking situation and asked for further explanation. Alderman Lyon stated it was understood by both the council and Ms. Ausman that this year she was going to be running one carriage, not two. Mr. Lyon stated there should not be any confusion nor does he think there is any confusion on Ms.

Ausman's part. Ms. Chappell asked if the fee paid this year was for one stall and one carriage, which Mr. Lyon confirmed. Alderman Hill stated the \$10 per day fee was only established a couple years ago. Ms. Hill asked if operating only one carriage license was a limitation the city put on Ms. Ausman to cut her business revenue in half. Mayor Connors stated there are two issues, the license to operate a carriage and the payment for use of the spot. Ms. Hill stated there is not a revenue generating stall in that location, there is only a horse hitch. Administrator Jordan stated the council knew there was not a stall located in the spot and felt that she should pay for the parking. He stated earlier, it was only 50 cents per day but two years ago when the parking rates were raised, the carriage parking was raised as well. He believes that Ms. Ausman thought since she had two carriages at the time, the rate was for two, however, the rate was just for the parking space. There was further discussion that the fee was for the parking area and not based on how many carriages she would operate. Mayor Connors stated there is a carriage license fee for each carriage and a cost for the whole area, which in the past was set by the council for \$10 per day for the whole calendar year, which is how the \$3,650 was established.

Alderman Kupsik stated, per the July 14th meeting minutes, it states there is no lease on file, which City Attorney Draper confirmed. Ms. Hill acknowledged if there is not a lease, there is no permit for her to reserve that space. She stated she is uncomfortable asking Ms. Ausman to pay \$2,480 to go out of business. Mr. Draper stated the parking fee is a condition of the carriage permit being granted. It is not whether or not there is a lease, and it does not limit her to one carriage. Alderman Kordus stated she had paid the fee and agreed to it last year, so she was well aware of what that fee was when she went into business this year. Mr. Kordus stated she is saying this has become burdensome, even though the fee did not increase in 2014. He also feels this is a similar situation to the concession stand and stated just because her business plan failed, he feels the city should not have to eat the cost of her misinterpretation of the market.

Roll Call: Wall, Kordus, Kehoe, Hedlund, Kupsik and Lyon voted "yes." Motion carried 6 to 2 with Alderman Chappell and Hill voting "no."

Discussion/Action on schedule of Banner Fees in relation to the BID and Chamber of Commerce.

Lyon/Wall motion to continue the item and have staff provide costs associated with the banner placement. Alderman Hill asked if we are continuing this item to better understand the personnel cost to the street department in putting up and taking down these flags just for the BID and Chamber of Commerce events. Alderman Lyon stated no, the costs should be determined based upon the function of putting them an up and taking them down, no matter who the event is for. Ms. Hill stated the BID did a special assessment to pay for the poles themselves and these downtown events contributes to our economy. She believes this is minor and thinks the banner events should be limited to city events only. She recommended that rather than going to the street department, for-profit events should be charged double. Alderman Chappell stated she feels the BID and Chamber are doing a lot to beautify the downtown for the city and would also like to know the costs associated with the banners. Alderman Kehoe asked if any organization can put up banners. Administrator Jordan stated the city has 11 poles and groups can come to the City Hall to request putting up the flags.

Roll Call: Wall, Kehoe, Hedlund, Kupsik and Lyon voted "yes." Motion carried 5 to 3 with Alderman Chappell, Kordus and Hill voting "no."

Discussion/Action on award of bid to American Pavement Solutions of Green Bay, WI for the 2014 Joint and Crack Cleaning and Sealing Project in the amount of \$40,000.00 funded by the Capital Projects Fund.

Lyon/Kupsik motion to approve. Alderman Lyon stated there were 9 bid packets sent, 4 responded. Alderman Hill questioned if all the bids came in at \$40,000. Mayor Connors stated this was the amount the city had and the bid was to determine how many roads the company could do for the \$40,000.

Roll Call: Chappell, Wall, Kordus, Hill, Kehoe, Hedlund, Kupsik, and Lyon voted "yes." Unanimously approved.

Discussion/Action on request to purchase a used 2008 Caterpillar mini-excavator from Fabco in the amount of \$28,500 for use in digging Cemetery graves and street repairs funded as follows: \$6,000 from the Cemetery Fund and \$22,500 from Contingency.

Lyon/Kordus motion to approve. Alderman Kordus stated this was discussed at the Cemetery Commission. The current firm providing the digging had stated they can no longer provide services in a timely manner. Kordus stated this equipment can also be used at the street department.

Roll Call: Chappell, Wall, Kordus, Hill, Kehoe, Hedlund, Kupsik, and Lyon voted “yes.” Motion carried 7 to 1 with Alderman Kehoe “abstaining.”

Discussion/Action on renewal of CD in the amount of \$143,204.17 plus interest, maturing on November 21, 2014 from BMO Harris Bank of Lake Geneva.

Lyon/Kupsik motion to approve renewal of the CD with BMO Harris Bank for 0.10% for a 6 month term.

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

Discussion/Action on renewal of CD in the amount of \$313,950.77 plus interest, maturing on November 12, 2014 from Town Bank of Lake Geneva.

Lyon/Kupsik motion to approve the transfer of the CD to Associated Bank at 0.26% for a 6 month term.

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

Discussion/Action on approving the Business Improvement District 2015 Operating Plan.

Lyon/Wall motion to approve. Alderman Lyon stated this is all money that flows through the city but is really paid by participants of the BID. Alderman Hill stated she would like to thank our businesses for their contributions to our downtown area. She noted, unlike other communities, the city is not paying for benches, flowers, planters, holiday decorations and banner poles. Ms. Hill stated she is concerned that the BID is event driven and would like to see more marketing for business development.

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

Plan Commission Recommendations – Alderman Kupsik

Second Reading on Ordinance 14-07, to adopt an amendment to the City of Lake Geneva Comprehensive Plan

Kupsik/Lyon motion to approve. Alderman Kupsik stated the reason for the amendment is to change two parcels of land from a single residential-urban to a multifamily residential.

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

Personnel Committee Recommendations – Alderman Kupsik

Second Reading of Ordinance 14-08, abolishing Deputy Clerk/Treasurer and making it into two positions of Assistant City Clerk and Treasurer.

Kupsik/Lyon motion to approve and include a change to Item 21 from Deputy Clerk to Treasurer and a change on Item 28 from Deputy Treasurer to Treasurer. Alderman Chappell asked if these were elected positions. Mayor Connors stated no, they are appointed.

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

Discussion/Action on naming the area in front of the Riviera the Richard Dreihaus Plaza.

Kordus/Hill motion to approve. Alderman Chappell asked for further clarification as to the naming. Mayor Connors stated the city would like to recognize and honor Mr. Dreihaus as he donated the fountain in front of the Riviera and numerous other items in the city. Alderman Hill stated she had concerns about the naming policy, and that she very much appreciates Mr. Dreihaus’ contributions around the city. However, she stated the city should be very careful on naming buildings and other areas in the city. Alderman Kupsik stated it should be noted the original request was to have a street sign dedicated to Mr. Dreihaus; however, the alternative was to name that area due to the donation of the

fountain and other contributions he has made to that area. Mayor Connors noted that Mr. Dreihaus has been very generous to the community and projects throughout the city. Mr. Jordan stated some of the projects done have been through the Beautification Committee with challenge grants. Alderman Kehoe stated the naming is special, but does not believe the council is being out of order and should honor him for his contributions.

Roll Call: Wall, Kordus, Hill, Kehoe, Hedlund, Kupsik and Lyon voted “yes.” Motion carried 7 to 1 with Alderman Chappell voting “no.”

Presentation of Accounts – Alderman Lyon

Purchase Orders. None.

Lyon/Hedlund motion to approve Prepaid Bills in the amount of \$13,116.33. Alderman Hill asked if the rescinded Development Corp tax payment is the final amount due. Mr. Jordan stated the payment was taken to the county and accepted.

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

Lyon/Kordus motion to approve Regular Bills in the amount of \$168,102.70. Alderman Hill asked if the \$6,000 for picnic tables was for all three years, which Administrator Jordan confirmed.

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

Adjournment

Lyon/Chappell motion to adjourn at 8:01 p.m. Unanimously approved.

/s/ Sabrina Waswo, City Clerk

THESE ARE NOT OFFICIAL MINUTES UNTIL APPROVED BY THE COMMON COUNCIL