

**REGULAR CITY COUNCIL MEETING  
MONDAY, DECEMBER 27, 2016 – 7:00 PM  
COUNCIL CHAMBERS, CITY HALL**

Mayor Kupsik called the meeting to order at 7:06 p.m.

The Pledge of Allegiance was led by Alderman Flower

**Roll Call.** Present: Mayor Kupsik, Aldermen Kordus, Flower, Gelting, Horne, Hedlund, Howell. Absent (excused): Ald. Skates and Chappell. Also Present: City Attorney Draper, City Administrator Oborn, 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.** None.

**Acknowledgement of Correspondence.**

The Clerk's Office received an email on Dec. 13<sup>th</sup> from Beverly Leonard with parking recommendations.

**Approval of Minutes.** Kordus/Gelting motion to approve the Regular City Council Meeting minutes of December 12, 2016, as prepared and distributed. Motion carried 6 to 0.

**Consent Agenda**

**Original 2016-2017 Operator's (Bartender) License application filed by Jesse Skewes and Paige Stan  
Renewal 2016-2017 Operator's (Bartender) License application filed by Jaime Prica**

Kordus/Gelting motion to approve.

Roll Call: Kordus, Flower, Gelting, Horne, Hedlund, Howell voting "yes." Motion carried 6 to 0.

**Items removed from the Consent Agenda.** None.

**Second reading of Ordinance 16-20, repealing the Parking Commission**

Kordus/Gelting motion to approve.

Roll Call: Kordus, Flower, Gelting, Horne, Hedlund, Howell voting "yes." Motion carried 6 to 0.

**Second reading of Ordinance 16-21, amending duties of the Public Works Committee**

Kordus/Gelting motion to approve.

Roll Call: Kordus, Flower, Gelting, Horne, Hedlund, Howell voting "yes." Motion carried 6 to 0.

**Second reading of Ordinance 16-22, repealing the Communications Committee**

Kordus/Gelting motion to approve.

Roll Call: Kordus, Flower, Gelting, Horne, Hedlund, Howell voting "yes." Motion carried 6 to 0.

**Second reading of Ordinance 16-23, amending duties and meeting times of the Finance, Licensing and Regulation Committee**

Kordus/Gelting motion to approve with an effective date of February 1, 2017.

Roll Call: Kordus, Flower, Gelting, Horne, Hedlund, Howell voting "yes." Motion carried 6 to 0.

**Finance, License and Regulation Committee Recommendations – Alderman Kordus**

**Discussion/Action on the draft recommended Committee, Board, and Commission meeting dates and times with implementation February 1, 2017**

Kordus/Gelting motion to approve. This is a recommendation by the council, but it is still up to the committee chairs to adhere to this schedule. There will not be any ordinance changes.

Roll Call: Kordus, Flower, Gelting, Horne, Hedlund, Howell voting “yes.” Motion carried 6 to 0.

**Discussion/Action on City Council meeting time change on same day moved to 6:00 pm and corresponding ordinance change**

Kordus/Gelting motion to approve. This change gets all the meetings in line to start at 6:00pm. The only exception is the Planning Commission. As the staffing meeting is at 4:00pm, they felt it would be hard pressed to start at 6:00pm. Mayor Kupsik agreed, but doesn't see where a ½ hour would make that much of a difference.

Roll Call: Kordus, Flower, Gelting, Horne, Hedlund, Howell voting “yes.” Motion carried 6 to 0.

**Discussion/Action on proposed changes to the Joint Uniform Lake Law Ordinance of Geneva Lake as recommended by the Geneva Lake Use Committee (recommended by Piers, Harbors and Lakefront Committee on Dec. 21, 2016).**

Kordus/Gelting motion to approve. These are proposed changes; once all the lake communities approve them, it will come back for a final approval.

Roll Call: Kordus, Flower, Gelting, Horne, Hedlund, Howell voting “yes.” Motion carried 6 to 0.

**Discussion/Action on Resolution 16-R58 approving the amended City of Lake Geneva WI 457b Deferred Compensation Plan**

Kordus/Gelting motion to approve. The changes made are required by the IRS.

Roll Call: Kordus, Flower, Gelting, Horne, Hedlund, Howell voting “yes.” Motion carried 6 to 0.

**Discussion/Action on Resolution 16-R59 approving the amended City of Lake Geneva WI 401a Plan**

Kordus/Gelting motion to approve. The 401a Plan is for the Firefighters as they do not qualify for the 457b plan.

Roll Call: Kordus, Flower, Gelting, Horne, Hedlund, Howell voting “yes.” Motion carried 6 to 0.

**Plan Commission – Alderman Skates**

**Discussion/Action on Resolution 16-R57, a Conditional Use Application filed by Matthew Morgan, 212 W Hidden Trail, Elkhorn, WI 53121, to open a Commercial Indoor Entertainment facility (Magic Theater) at 231 Cook Street, Lake Geneva, Tax Key No. ZOP 00253 including conditions for current applicant only, curtains are 2 feet from ceiling, no pyrotechnics used, seating meets all ADA standards and seating and occupancy meet current IEBC building codes along with staff recommendations, and all findings of fact (recommended by Plan Commission on Dec. 19, 2016)**

Gelting/Flower motion to approve with amendment of Center Street to Cook Street on the resolution. Ald. Kordus stated he will rescue himself as he has financial ties to this item. Per City Attorney Draper a quorum is needed to vote and abstaining is not considered a vote.

Gelting/Flower withdrew motion.

Gelting/Flower motion to continue to the next council meeting. Motion carried 5 to 1 with Ald. Kordus “abstaining.”

**Discussion/Action on a Site Plan Amendment Application filed by Mick and Joanne Wright, 682 Wells Street, Lake Geneva for modifications to an existing site plan to construct two single unit cabins instead of one duplex cabin at 682 Wells Street, Tax Key No. ZOP 00410A including staff recommendations, findings of fact, and the building design be consistent with the current buildings (recommended by Plan Commission on Dec. 19, 2016)**

Gelting/Flower motion to approve.

Roll Call: Kordus, Flower, Gelting, Horne, Hedlund, Howell voting “yes.” Motion carried 6 to 0.

**Presentation of Accounts – Alderman Kordus**

**Purchase Orders.** None.

**Kordus/Gelting motion to approve Prepaid Bills in the amount of \$7,000.14**

Roll Call: Kordus, Flower, Gelting, Horne, Hedlund, Howell voting “yes.” Motion carried 6 to 0.

**Kordus/Gelting motion to approve Regular Bills in the amount of \$67,759.24**

Roll Call: Kordus, Flower, Gelting, Horne, Hedlund, Howell voting “yes.” Motion carried 6 to 0.

**Mayoral Appointments.** None.

**Closed Session**

- a. **Motion to go in to Closed Session pursuant to Wis. Stat. 19.85(1)(e) for purposes of conducting other specified public business, whenever competitive bargaining reasons require a closed session:**
  - 1. **Police Officer’s Union Negotiations**
  - 2. **Riviera Concourse Space “G/H” Lease with Ming/Antonio Angeles and Liyi Kuang**

Kordus/Gelting motion to approve including the City Attorney and City Clerk.

Roll Call: Kordus, Flower, Gelting, Horne, Hedlund, Howell voting “yes.” Motion carried 6 to 0.

Council entered into closed session at 7:33pm

**Kordus/Gelting 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: Kordus, Flower, Gelting, Horne, Hedlund, Howell voting “yes.” Motion carried 6 to 0.

Council returned to open session at 7:50pm.

Item a.1. Kordus/Hedlund motion to authorize the Mayor to sign the contract as presented pending Attorney review.

Roll Call: Kordus, Flower, Gelting, Horne, Hedlund, Howell voting “yes.” Motion carried 6 to 0.

Item a.2. Kordus/Gelting motion to approve the assignment of the lease from the Angeles to the Kuangs.

Roll Call: Kordus, Flower, Gelting, Horne, Hedlund, Howell voting “yes.” Motion carried 6 to 0.

**Adjournment.** Kordus/Gelting motion to adjourn at 7:51pm. Motion carried 6 to 0.

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/s/ Sabrina Waswo, City Clerk

**THESE ARE NOT OFFICIAL MINUTES UNTIL APPROVED BY THE COMMON COUNCIL**