

REGULAR CITY COUNCIL MEETING

MONDAY, MARCH 12, 2012 – 7:00 PM

COUNCIL CHAMBERS, CITY HALL

Mayor Connors called the meeting to order at 7:24 p.m.

The Pledge of Allegiance was led by Alderman Hartz.

Roll Call. Present: Aldermen Krause, Hartz, Mott, Marsala, Kehoe, Kupsik, Krohn and O'Neill. Also present: Administrator Jordan, City Attorney Draper, DPW Winkler and City Clerk Hawes.

Awards, Presentations, and Proclamations.

Mayor Connors announced Lisa Seiser is leaving her position as Editor of the Lake Geneva Regional Newspaper to take a position in Junction City, Kansas. He wished Ms. Seiser well in her new position.

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 be limited to 5 minutes.

Barbara Phillips Hartigan, 1600 Evergreen Lane, addressed the Council to express support for the skate park.

Chris Shields, Lake Geneva, spoke in support of constructing the new skate park.

Cory Ackley, 434 Haskins Street, Lake Geneva, voiced support for the new skate park.

Kirk Ladu, 1815 Miller Road, Lake Geneva, addressed the Council to express support for the new skate park. He said he has come to appreciate skateboarding since his son has become an avid enthusiast. Mr. Ladu referenced data indicating that skateboarding is the third most popular sport for kids aged 13-18. He said it is a physically exhausting sport and kids burn between 350-400 calories per hour. He said as a parent he would prefer that his kid is skating instead of sitting in the basement playing video games or watching TV.

Ryan Harris, N2655 Woodlane Road, Geneva, urged the Council to quickly approve construction of the new skate park.

Brian Chavez, 433 Haskins Street, Lake Geneva, spoke in favor of constructing the new skate park at Dunn Field. He said he would rather be active and using a skate park than sitting on the couch and eating chips.

Lynn Hassler, 375 S. Lakeshore Drive, Lake Geneva, expressed support for the new skate park. She said many people don't realize how many kids skateboard and use the current skate park. She suggested it is a much better alternative than kids skating downtown or on the Riviera property.

John Swanson, 1580 Orchard Lane, Lake Geneva, spoke to the Council as a member of the Board of Park Commissioners. He suggested the Board has thoroughly reviewed many aspects of the skate park plan. He said it was a real eye-opener visiting the current skate park and seeing how many kids utilize it.

Calvin Abbott, 309 Haskins Street, Lake Geneva, approached the Council to speak in support of constructing the new skate park.

Sarah Schuster, N1970 S. Lakeshore Drive, Linn, said she wanted to express support for multiple items on the agenda, including the skate park, the Shamrock Shuffle event, the stand-up paddle-boarding event and eliminating the kayak launch fees. She said all of these items would be a boost for the community. She said young families are interested in communities that offer plenty of outdoor recreation. She urged support for these items as they would bring more people to the area.

Bill Huntress, 1015 Pleasant Street, addressed the Council to express opposition for the skate park and eliminating fees for the kayak launch. He said the skate park project is approaching \$500,000. He said it is hard to imagine government spending that much for a hobby. He stated there are problems with the current skate park. He suggested it is overrun by older kids. Mr. Huntress also said there may be problems with building on the park on the proposed area of land. He said he predicted there would be costly overruns involved with trying to build on this land. Mr. Huntress noted that three of the aldermen currently on the Council are not seeking reelection and would soon be leaving the Council.

Kerri Ladu, 1815 Miller Road, Lake Geneva, expressed support for building the new skate park. She said their family often makes vacation decisions based on activities for the family, and skateboarding is a big activity for her son. She suggested there are similar families who would choose to vacation in Lake Geneva if the new skate park was built.

Robert Harris, N2655 Woodlane Road, Geneva, spoke in reference to the proposed skate park. He described his experiences relating to golfing, hunting, coaching baseball and instructing snowboarding. He stated skateboarding is a tremendous workout. He expressed support for constructing the new skate park.

Nario Randa, 934 Clover Street, Lake Geneva, expressed support for the new skate park. He suggested it would be positive for the City and would draw visitors from other communities.

Shawn Payne, 404 Elmwood Avenue, Lake Geneva, addressed the Council to express support for the stand-up paddleboarding event and eliminating the launch fees for kayaks and canoes.

Craig Olsen, 998 Lake Geneva Boulevard, Lake Geneva, urged the Council to approve construction of the new skate park. He said the current skate park serves many different groups in the community. He said he has visited it with other parents and seen a lot of positive things there. Mr. Olsen said he is proud of Lake Geneva serving its young people in this way.

Richard Peterson, 300 S. Edwards Boulevard, Lake Geneva, spoke to the Council on the subject of the proposed skate park. Mr. Peterson said there are problems at the current skate park. He said he knows parents that don't let their kids go there. He said alcohol and smoking dope is popular at the skate park. Mr. Peterson said he hopes there are plans for maintenance and supervision.

Doug Skates, 1133 Bonnie Brae Lane, Lake Geneva, addressed the Committee as chairman of the Board of Park Commissioners. Mr. Skates said he has heard a lot of positive input from members of the public regarding the skate park project. He said there are concerns about things like vandalism, alcohol, safety and security. He indicated the park was designed with these concerns in mind. He said the skate park was designed with an open concept, meaning visitors could walk through and utilize it like other parks. He said the design was changed twice to accommodate the sewer and water concerns with the land. Mr. Skates said the City has gotten good use from the current skate park and the park's users have made the best out of it for some time. He said that it is by far the most active of the City parks. He commented that local contractors would be constructing the park.

Shane Straight, 522 Spring Street, Lake Geneva, addressed the Committee to express support for the new skate park. He said many of his friends have used the current park for many years.

Acknowledgement of Correspondence.

City Clerk Hawes acknowledged the following correspondence for the record:

Letter from James P. Wilkin, 179 E. Lake Shore Drive, Chicago, Illinois, dated March 1, 2012, asking that the sidewalk snow removal ordinance should not be enforced on his vacant property (tax keys ZLM 0001 and ZLM 00002). He said this is a "sidewalk to nowhere" and snow removal had not been enforced for over 60 years until this winter.

E-mail from Barbara Dinan, 500 S. Edwards Boulevard, Lake Geneva, dated March 6, 2012, urging the City to replace the skate park facility at Dunn Field. She suggested the project would provide a healthy option for the City's youth to recreate.

E-mail from Jayson Rishling, owner of The Board Shop, 269 Broad Street, Lake Geneva, dated March 7, 2012 expressing support for building a new skate park in the City. Mr. Rishling said it would increase business for his store and the rest of the businesses in Lake Geneva.

E-mail from Kirk Ladu, 1815 Miller Road, Lake Geneva, dated March 7, 2012 expressing support for construction of a new skate park. He referenced data from SGMA International indicating there are 11.6 million skaters in America, making it the third most popular sport for children aged 13-18.

E-mail from Adam King, general manager of Simple Café, 525 Broad Street, Lake Geneva, dated March 7, 2012 urging that a new skate park be constructed in the community. Mr. King said he has seen how skate parks in Chicago and Seattle are successful at bringing all age groups together.

Letter from Barbara Philipps Hartigan, 1600 Evergreen Lane, Lake Geneva, dated March 8, 2012 in support of building a new skate park in the City. She said the project would provide a recreational tourist attraction and help increase property values. She also stated the skate park would provide a riding environment that is safer for children than riding on City streets and private drives.

E-mail from John and Elizabeth Ring, 3340 Via Cassio Street, Lyons, dated March 9, 2012 stating that the proposed skate park would be vital to the community and to the youth it would serve. They indicated the location and condition of the current skateboard is not adequate.

E-mail from Lisa, Jack and Chloe Wright, W1933 Briar Ridge, Bloomfield, dated March 10, 2012 urging approval of the new skateboard in Lake Geneva. They said the current skateboard is often crowded and is in need of improvements.

E-mail from Casey Schiche, 231 Ridge Road, Lake Geneva, dated March 10, 2012 expressing opposition for eliminating the kayak and canoe launch fee. He said that as a boater he sees 30 or more kayak launches every weekend and that better enforcement of the rules should be in place to collect this revenue. Mr. Schiche also expressed concern with allowing a free kayak launching area near Library Park.

E-mail from Craig Olson, 998 Lake Geneva Boulevard, Lake Geneva, dated March 11, 2012 expressing support for the construction of the skate park, as it would serve many of the young people who do not always participate in the traditional recreational activities available to them. He said the skate park would address the concerns with the current skate park and would attract more visitors to the City.

E-mail from Kevin J. Fleming, 1032 Wisconsin Street, Lake Geneva, dated March 12, 2012 stating that skateboarding is a very popular sport and the current skate park located at Dunn Field needs updating.

Letter from Tara Trent, President of the Maple Park Homeowners Association, 1103 Geneva Street, Lake Geneva received March 12, 2012 expressing interest in beautifying Pioneer Cemetery and opening the gates of the cemetery for a six month period beginning in May 2012. Ms. Trent asked that two 5x6 garden beds be installed, which could be paid for and maintained by the Maple Park Homeowners Association.

E-mail from Young Cho, co-owner of Simple Café, 525 Broad Street, Lake Geneva, expressing support for the new skate park. Mr. Cho said the skate park would be an excellent venue for youth, young adults and people of all ages to engage in an exciting outdoor physical activity.

Copies of the correspondence were distributed to the Mayor and aldermen and are on file in the City Clerk's office.

Approval of Minutes

Krause/Kehoe motion to approve the Regular City Council Meeting minutes of February 27, 2012, as published and distributed. Unanimously carried.

Krause/Kupsik motion to suspend rules and consider item 12-D as the next item of business. Unanimously carried.

Discussion/Action on award of bid to Scherer Construction Co. for Skateboard Park at Dunn Field in the amount of \$448,000

Alderman Krause said this item was forwarded to the Council from the Finance, License and Regulation Committee without recommendation.

Krause/Kehoe motion to approve the award of bid to Scherer Construction Co. in the amount of \$448,000, contingent upon the City Attorney's approval of the contract. Alderman Krause expressed excitement for the project, stating it was one more offering the City would have to help keep kids active. He commended the diligence of the Board of Park Commissioners in planning the project. He agreed the skate park would bring visitors and revenue to the community. Alderman Kehoe stated the new skate park would serve the community well. She said parents would come and watch kids skate and it would be a family destination. Alderman Krohn said she was troubled by a kid she recently saw zig-zagging through traffic on a skateboard. She asked that skaters take their skates off when they leave the park. She asked how the skate park will be maintained. DPW Winkler said the structure itself will not require maintenance for about 5-10 years because it is concrete. He said there will be many trash containers for people to use.

Alderman Hartz commended the kids in attendance and for voicing their support for the project. He acknowledged the work of the Board of Park Commissioners and the people involved with early budgeting for the project. Alderman Hartz said he doesn't agree with the idea that all people who ride skateboards or scooters are vandals. He stated the City has had vandalism at all of the parks to some degree and said the skateboarders weren't behind all of these problems. He said the project has come in within budget and funds are sitting in the account ready to be used on this project. Alderman Hartz said he dislikes the current skate park because it is tucked away and enclosed in a chain-link fence.

Alderman O'Neill said half a million dollars is a lot of money and once it is spent we will not have it for other things. He referenced the recent request for the City to purchase the Geneva Theater. Alderman O'Neill suggested that people are careless when it comes to cleaning up after themselves and caring for things that aren't their own. He said there is often trash lying around at the current skate park and the tennis courts. He stated it is not appropriate for the City to provide entertainment for people. He suggested that entertainment is not the role of government.

Alderman Mott said he, in large part, supports the project. He said restaurants will be enhanced by the project and it will provide another exercise outlet for the community. He expressed reservations about the security of the facility and the parking lot. He asked how the skate park will be maintained after the initial 5-10 years. Alderman Mott noted the project is about \$100,000 over the initial budget of \$350,000.

Alderman Kupsik said the project is long in the making and a lot of thought has gone into it. He said the new skate park will actually be a park and it will be maintained like other parks. He stated the security concern is something that we will need to wait and see how to address. He said the bid includes an alternate for a conduit for future lighting. Alderman Kupsik suggested that the new skate park will definitely improve the City.

Alderman O'Neill asked if the vote would require a supermajority. City Attorney Draper said that it would not because the funding was already approved and this would be to approve the bid. Alderman O'Neill said he felt misled by the TID approval process because he was told the projects would be considered again individually for approval or denial.

Alderman Marsala said he was involved with the initial funding process for the project. He said he was initially opposed to the project, but as excitement from the community has picked up, he can't help but support it now. He said he also had concerns about security, but it will be an open park with spectators and parents present. He stated that government has a role in attracting visitors through recreation and enhancing its lakefront and open spaces. He suggested the skate park is a worthwhile project that will be worth the funding.

Administrator Jordan noted the skate park was designed to be close to the parking lot for increased security. He stated police will patrol the area and if there are security problems they will be addressed as they occur.

Roll Call: Krause, Hartz, Marsala, Kehoe, Kupsik and Krohn voted "yes." Mott and O'Neill voted "no." Motion carries by vote of 6 to 2.

Second reading of Ordinance 12-05, amending Chapter 78, Utilities, of the Lake Geneva Municipal Code, to establish Regulation of Water Softeners in New Construction

Krause/Hartz motion to approve. Alderman Krause said Ordinance 12-05 would prohibit timer regenerating water softeners from being installed with new construction. The ordinance requires water softeners that regenerate on an as-needed basis. Mayor Connors noted that a \$100.00 rebate on these type of softeners is available to utility customers. DPW Winkler stated the purpose of the ordinance is to reduce the amount of chlorides that get into the waste stream. He said the high amounts of chloride are largely caused by the timer regenerating softeners.

Roll Call: Krause, Hartz, Mott, Marsala, Kehoe, Kupsik, Krohn, and O'Neill voted "yes." Unanimously carried.

Discussion/Action on acceptance of streets located in the Meadowlands Subdivision (continued 2/27/12)

Mott/Kupsik motion to accept streets located in Meadowlands Subdivision. Alderman Mott said the streets should be accepted because the developer has brought them up to code. Alderman Kupsik asked if DPW Winkler followed up on the concerns with the roads that were raised by Alderman Hartz at the last meeting. DPW Winkler said there is a 2-3 foot gutter area that dropped. He said it appeared a snow plow may have damaged a curb a bit. Alderman O'Neill said he preferred that in future correspondence the City Engineer would provide more information about the condition of the roads. Alderman Hartz said there were two street signs missing in addition to the damaged curb and gutter areas. He suggested that these be addressed before they are accepted by the City and become the City's burden to replace.

Hartz/Krause motion to amend the motion that acceptance of the roads be contingent upon all repairs to the dropped curb and replacement of two signs be completed at the developer's expense. Unanimously carried.

Alderman Krause asked if the developer will be given a specific deadline to complete the repairs. Hartz/Mott motion to suspend the rules and allow the developer, Josh Basso, to address the Council. Unanimously carried. Mr. Basso indicated the repairs could be completed by June 15th. Administrator Jordan suggested the Council itemize the exact repairs needed to be done so that we aren't coming back to Mr. Basso with additional work needing to be done. DPW Winkler said the work should only cost a few hundred dollars. He said he doesn't have a problem just getting the work completed and having Mr. Basso reimburse him. Alderman Krause suggested that they report back on the status of the repairs at the first meeting in April. Mayor Connors said if the Council votes down the current motion then a motion could be made to continue the item to the April 9th meeting.

Roll Call: Krause, Hartz, Mott, Marsala, Kehoe, Kupsik, Krohn, and O'Neill voted "no." Motion failed by vote of 0 to 8.

Krause/Mott motion to continue to the April 9th meeting and directing staff to oversee the curb, gutter and street sign repairs. Unanimously carried.

Discussion/Action on improvements to private roads (Administrator Jordan)

Administrator Jordan said staff is preparing to issue letters to property owners on private roads to follow-up on the hold harmless agreements that were mailed out in January. He said the City Engineer put together cost estimates for improving the private roads so they would meet City standards. He asked for guidance from the Council whether they should proceed with offering to have the roads improved using special assessments to the property owner. Alderman O'Neill said the City shouldn't be in the business of loaning people money. Administrator Jordan said the reason the City might consider using special assessments is to get the roads improved once and for all, otherwise it might not ever occur. Alderman Hartz said he would be troubled by the City getting involved with improving the private roads. He said the reason the private roads exist is because it was a way for developers to finish the road at a lower cost. He said the City has communicated what needs to be done to continue to receive City services. He suggested it should not be the responsibility of the City to have the roads improved for them. Alderman Mott said he agreed.

Hartz /Krohn motion to not use the special assessment process to improve the following private roads at this time: Ceylon Court, Heritage Drive, Knoll Lane N., Knoll Lane S., LaGrange Drive, Maytag Drive, Oak Terrace, Shore Acres, Tiffany (Somerset), Heather (Somerset), Windsor (Somerset), Woodridge Court, Maytag E. Subdivision, Seaver Lane, Summer Haven and Victorian Village.

Roll Call: Krause, Hartz, Mott, Marsala, Kehoe, Kupsik, Krohn, and O'Neill voted "yes." Unanimously carried.

Finance, License and Regulation Committee Recommendations – Alderman Krause

RESOLUTIONS

Resolution 12-R16, authorizing the transfer of monies from the undesignated fund balance to the designated fund balance for Police Donations in the amount of \$1,294.00

Krause/Hartz motion to approve. Alderman Krause said items 1-10 involve carrying over funds to the Police and Fire Departments from the previous year.

Roll Call: Krause, Hartz, Mott, Marsala, Kehoe, Kupsik and Krohn voted “yes.” O’Neill voted “no.” Motion carries by vote of 7 to 1.

Resolution 12-R17, authorizing the transfer of monies from the Designated Fund – Police Vest Donations to the undesignated fund balance in the amount of \$1,250.00

Krause/Kupsik motion to approve.

Roll Call: Krause, Hartz, Mott, Marsala, Kehoe, Kupsik and Krohn voted “yes.” O’Neill voted “no.” Motion carries by vote of 7 to 1.

Resolution 12-R18, authorizing the transfer of monies from the undesignated fund balance to the designated fund balance EMS Act 102 Program in the amount of \$4,770.37

Krause/Hartz motion to approve.

Roll Call: Krause, Hartz, Mott, Marsala, Kehoe, Kupsik, Krohn, and O’Neill voted “yes.” Unanimously carried.

Resolution 12-R19, authorizing the transfer of monies from the designated fund balance Fire Donations to the undesignated fund balance in the amount of \$4,055.38

Krause/Hartz motion to approve.

Roll Call: Krause, Hartz, Mott, Marsala, Kehoe, Kupsik and Krohn voted “yes.” O’Neill voted “no.” Motion carries by vote of 7 to 1.

Resolution 12-R20, authorizing the transfer of monies from the undesignated fund balance to the designated fund balance for Fire CPR Donations in the amount of \$670.26

Krause/Kupsik motion to approve.

Roll Call: Krause, Hartz, Mott, Marsala, Kehoe, Kupsik and Krohn voted “yes.” O’Neill voted “no.” Motion carries by vote of 7 to 1.

Resolution 12-R21, authorizing the transfer of monies from the unreserved fund balance to the designated fund balance for Police State Seizures in the amount of \$379.52

Krause/Marsala motion to approve.

Roll Call: Krause, Hartz, Mott, Marsala, Kehoe, Kupsik, Krohn, and O’Neill voted “yes.” Unanimously carried.

Resolution 12-R22, authorizing the transfer of monies from the Designated Fund – Police Grants to the undesignated fund balance in the amount of \$7,300.13

Krause/Kupsik motion to approve.

Roll Call: Krause, Hartz, Mott, Marsala, Kehoe, Kupsik, Krohn, and O’Neill voted “yes.” Unanimously carried.

Resolution 12-R23, authorizing the transfer of monies from the unreserved fund balance to the designated fund balance for Police Uniform Allowances in the amount of \$559.07

Krause/Marsala motion to approve.

Roll Call: Krause, Hartz, Mott, Marsala, Kehoe, Kupsik and Krohn voted “yes.” O’Neill voted “no.” Motion carries by vote of 7 to 1.

Resolution 12-R24, authorizing the transfer of monies from the Police 1033 Program designated fund to the unreserved fund balance in the amount of \$900.00

Krause/Marsala motion to approve.

Roll Call: Krause, Hartz, Mott, Marsala, Kehoe, Kupsik, Krohn, and O’Neill voted “yes.” Unanimously carried.

Resolution 12-R25, authorizing the transfer of monies from the undesignated reserve funds for Riviera Beach Dredging in the amount of \$36,350.00

Krause/Marsala to approve.

Roll Call: Krause, Hartz, Mott, Marsala, Kehoe, Kupsik, Krohn, and O'Neill voted "yes." Unanimously carried.

Resolution 12-R26, authorizing the carry-forward of capital project funds for EM Storm Sirens in the amount of \$4,800.00 and revising the carry-forward amount for PD Radio Replacement System from \$33,840.00 to \$9,105.00

Krause/Kehoe motion to approve.

Roll Call: Krause, Hartz, Mott, Marsala, Kehoe, Kupsik, Krohn, and O'Neill voted "yes." Unanimously carried.

Marsala/Krause motion to suspend the rules and consider item 13-A as the next item of business. Unanimously carried.

Discussion/Action on eliminating fees for kayak and canoe launching, except for commercial users and launching at the boat launch near Flat Iron Park

Alderman Marsala said this item was brought to the Piers, Harbors and Lakefront Committee by Alderman Hartz. He said for the duration of the 2011 season only one person paid for kayak launching using the honor box. He stated it's a matter of fairness to those who rent the kayak racks; the launch fee is built into their rental fee. He said the recommendation from the Committee is to eliminate the honor box and make the kayak rack rental fees on par with the dinghy rental fees.

Marsala/Hartz motion to eliminate kayak and canoe launch fees along the lake except for commercial and boat launch users, and that the rate of kayak rack storage be changed to that of the dinghy rate. Mayor Connors asked how this would affect the budget. Alderman Marsala said it would be about a \$720.00 annual decrease in revenue. Alderman Hartz said it involved the boat launch ramp account of the budget. He said \$33,000 is budgeted for this account, and \$700 is about 0.02% of that amount. Alderman O'Neill commented that the weather alone could provide a similar variation in revenue.

Roll Call: Krause, Hartz, Marsala, Kehoe, Kupsik, Krohn and O'Neill voted "yes." Mott voted "no." Motion carries by vote of 7 to 1.

Resolution 12-R27, establishing the 2012 West End Pier, Lagoon Slip, Buoy, Dinghy and Kayak Rack Rates (referred by Piers, Harbors & Lakefront Committee 3/1/12)

Krause/Marsala motion to approve. Alderman Krause said the rates for the kayak rack were lowered to be the same as the dinghy rental rates. Alderman Mott asked if any other changes were made to the fees compared to 2011. Alderman Marsala said no other rates were changed. Mayor Connors noted all the rates were increased in 2011.

Roll Call: Krause, Hartz, Mott, Marsala, Kehoe, Kupsik, Krohn, and O'Neill voted "yes." Unanimously carried.

LICENSES AND PERMITS

Original "Class B" Fermented Malt Beverage and "Class C" Wine License Application for the Lake Geneva Creperie Inc., 234 Broad Street, Lake Geneva, Christine Purich, Agent

Alderman Krause said the applicant withdrew her application. City Clerk Hawes said the applicant was going to resubmit her paperwork because Ms. Purich did not meet the 90-day state residency requirement for an agent. No action taken.

Temporary Class "B" License application filed by Brian Olsen, representing Lake Geneva Jaycees, for the sale of fermented malt beverages at Venetian Festival, on the 100 block of Center Street, Flat Iron Parking Lot from 6 a.m. to 12:30 a.m. on August 14 – August 20, 2012

Krause/Kupsik motion to approve with waiving of fees. Unanimously carried.

Street Use Permit application filed by Cathy Nickels, representing Lake Geneva YMCA, for "Shamrock Shuffle 5k Run/Walk" using section of Geneva Parkway North, from 9 to 11 a.m. on March 17, 2012

Krause/Kupsik motion to approve with waiving of fees. Mayor Connors noted the Street Use Permit was for the north area of Veteran's Park where there was no sidewalk for them to use. Unanimously carried.

Park Permit application filed by Cathy Nickels, representing Lake Geneva YMCA, for “Shamrock Shuffle 5k Run/Walk” event at Veteran’s Park, from 9 to 11 a.m. on March 17, 2012 (recommended by Board of Park Commissioners 3/7/12)

Krause/Kupsik motion to approve with waiving of fees. Alderman Krause noted this is for an annual event. Unanimously carried.

Park Permit application filed by Ryan Lasch, representing Lake Geneva Jaycees, for “Easter Egg Hunt” event at Seminary Park, from 8 a.m. to 12 p.m. on April 7, 2012 (recommended by Board of Park Commissioners 3/7/12)

Krause/Kupsik motion to approve with waiving of fees. Unanimously carried.

Park Permit application filed by Penny Erickson, representing First Congregational United Church of Christ, for “Early Sunrise Worship Service” event at Library Park, from 6:15 to 7:15 a.m. on April 8, 2012 (recommended by Board of Park Commissioners 3/7/12)

Krause/Kupsik motion to approve with waiving of fees. Unanimously carried.

Park Permit application filed by Timothy Townsend, representing Black Circle Records, for a grand opening/live music event at Flat Iron Park, from 12 to 5 p.m. on June 3, 2012 (recommended by Board of Park Commissioners 3/7/12)

Krause/Kupsik motion to approve, contingent upon the Police Chief’s approval. Unanimously carried.

Park Permit application filed by Nathan Duda, representing Clear Water Outdoor, for stand-up paddle boarding races and demonstrations at the east end of Library Park, from 7 a.m. to 4 p.m. on July 7, 2012 (recommended by Piers, Harbors & Lakefront Committee 3/1/12 and Board of Park Commissioners 3/7/12)

Krause/Marsala motion to approve with a rain date of July 8th. Alderman Krause indicated this would be the third year of the event. He said it has been a great event for people to get exposed to a new sport called paddle-boarding. Alderman Marsala said the applicant would make arrangements with boats/buoys and any other small obstructions to their course. Alderman O’Neill commented that it was an entertaining event to watch last year. Unanimously carried.

Street Use Permit application filed by Brian Olsen, representing Lake Geneva Jaycees, for “Venetian Festival” event using Wrigley Street, from Center Street to Broad Street, from 6 a.m. to 12:30 a.m. on August 13 through August 20, 2012

Krause/Kupsik motion to approve including waiving of fees. Mayor Connors noted this is the 50th anniversary of the event. He said there may be a future request from the applicant to the City relating to fireworks display. Unanimously carried.

Park Permit application filed by Brian Olsen, representing Lake Geneva Jaycees, for “Venetian Festival” event at Flat Iron, Library and Seminary Parks, from 6 a.m. to 12:30 a.m. on August 13 through August 20, 2012 (recommended by Board of Park Commissioners 3/7/12)

Krause/Kupsik motion to approve with waiving of fees. Unanimously carried.

Original Operator License applications filed by Jonathon Pena, Kyle Waschow, Nicholas Fischer, Margaret Fucela and Shelby Kowalski

Krause/Hartz motion to approve Original Operator License applications filed by Kyle Waschow, Nicholas Fischer, Margaret Fucela and Shelby Kowalski. Unanimously carried.

Hartz/Krause motion to deny the Original Operator License application filed by Jonathan Pena. Alderman Hartz said the Police Chief recommended denial of the application based on the applicant’s record. He said the applicant appeared before the Finance, License and Regulation Committee in open session to discuss his record. Alderman Hartz said he was troubled by the applicant’s pattern of offenses relating to alcohol. Unanimously carried.

Discussion/Action on award of bid to Breezy Hill Nursery for Landscaping – 2012, 2013 and 2014 seasons in the amounts of \$15,902.00, \$15,902.00 and \$16,379.06, respectively

Krause/Hartz motion to approve the award of bid to Breezy Hill Nursery for Landscaping in the amounts of \$15,902.00 for 2012, \$15,902.00 for 2013 and \$16,379.06 for 2014, contingent upon a 60 day out-clause at the City’s

discretion. Alderman Krause said bid packets were distributed to 14 applicants and only two were returned. He noted the second bidder came in much higher. Unanimously carried.

Piers, Harbors and Lakefront Committee Recommendations – Alderman Marsala

Discussion/Action on renewal of commercial slip, buoys and Riviera leases

Alderman Marsala said the Piers, Harbors and Lakefront Committee recommended approval of the commercial slip, buoys and Riviera leases at the same terms and rates as last year. He said the Riviera concourse tenants requested to make their payments a month later, however this wasn't approved at Committee. Alderman Marsala read the rates and terms of the Riviera leases.

Marsala/Krause motion to approve renewal of the commercial slip, buoys and Riviera leases. Alderman Hartz asked why there were highlighted items in the leases. Administrator Jordan said the highlights were left in from changes that were made last year and they should be removed.

Roll Call: Krause, Hartz, Mott, Marsala, Kehoe, Kupsik, Krohn, and O'Neill voted "yes." Unanimously carried.

Presentation of Accounts – Alderman Krause

Krause/Hartz motion to approve the Purchase Order to Duncan Solutions for parking system upgrades in the amount of \$15,800.00.

Roll Call: Krause, Hartz, Mott, Marsala, Kehoe, Kupsik, Krohn, and O'Neill voted "yes." Unanimously carried.

Krause/Marsala motion to approve Prepaid Bills in the amount of \$3,342.68.

Roll Call: Krause, Hartz, Mott, Marsala, Kehoe, Kupsik, Krohn, and O'Neill voted "yes." Unanimously carried.

Krause/Hartz motion to approve Regular Bills in the amount of \$500,293.07 .

Roll Call: Krause, Hartz, Mott, Marsala, Kehoe, Kupsik, Krohn, and O'Neill voted "yes." Unanimously carried.

Closed Session

Kupsik/Marsala motion to go into Closed Session pursuant to Wis. Stat. 19.85 (1)(e) for competitive bargaining reasons for the union negotiations update (Administrator Jordan), with Chief Rasmussen present.

Roll Call: Mott, Marsala, Kehoe, Kupsik, Krohn, O'Neill, Krause, and Hartz voted "yes." Unanimously carried.

The Council entered into Closed Session at 9:47 p.m. Also present: Administrator Jordan, City Attorney Draper, City Clerk Hawes and Police Chief Rasmussen.

Kupsik/Krause 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: Mott, Marsala, Kehoe, Kupsik, Krohn, O'Neill, Krause, and Hartz voted "yes." Unanimously carried. The Council reconvened in open session at 10:11 p.m.

Hartz/Marsala motion to continue discussions with the police personnel and continue gathering information to help determine the next steps. Unanimously carried.

Adjournment

Marsala/Mott motion to adjourn at 10:13 p.m. Unanimously carried.

/s/ Michael D. Hawes, City Clerk

THESE ARE NOT OFFICIAL MINUTES UNTIL APPROVED BY THE COMMON COUNCIL