

**REGULAR CITY COUNCIL MEETING
MONDAY, DECEMBER 13, 2010 – 7:00 PM
COUNCIL CHAMBERS, CITY HALL**

Mayor Connors called the meeting to order at 7:00pm.

The Pledge of Allegiance was led by Alderman Mott.

Roll Call. Present: Aldermen Mott, Marsala, Kehoe, Fesenmaier, Krohn, Tolar, Krause, and Hartz. Also present: Administrator Jordan, City Attorney Draper, DPW Winkler, and Clerk Reale.

Awards, Presentations, and Proclamations. None.

Re-consider business from previous meeting.

Kehoe/Hartz motion to reconsider the removal of the City Assessor at pleasure pursuant to Wis. Stats. 17.12 (1)(c). Motion carried by vote of 7 to 1, with Alderman Fesenmaier opposed.

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.

Joe Cardiff, 725 Pine Tree Lane, addressed the Council as Executive Director of the Lake Geneva Economic Development Corporation (LGEDC) to read a letter requesting that the recreation park section of the Lake Geneva Business Park be named in memory of Frank Fermano. He described the many community activities that Mr. Fermano had been involved in during his life, including service on the City Council, Fire and Police Commission, Chamber of Commerce Board, YMCA Board, and the Geneva Lake Development Corporation. The LGEDC had passed a resolution at its November meeting requesting this honor for Mr. Fermano, and Mr. Cardiff stated that the organization would appreciate the Council's positive consideration of the request.

Acknowledgement of Correspondence. None.

Approval of Minutes

Krause/Tolar motion to approve Regular City Council Meeting minutes of November 22, 2010 and Special City Council Meeting minutes of November 22, 2010, as published and distributed. Unanimously carried.

Acceptance of Petition for Discontinuance of a Public Way, pursuant to Sec. 66.1003, Wis. Stats.

Marsala/Krause motion to accept and forward to the Plan Commission the Petition for Discontinuance of a Public Way, pursuant to Sec. 66.1003, Wis. Stats. The petition covered a small roadway that served as an access point for four properties off of South Lake Shore Drive. It was noted that this would begin the formal process of vacating the roadway to the adjacent property owners. Alderman Fesenmaier stated that the discontinuance would permit the property owners to eventually construct a gated entry to the access drive. Unanimously carried.

Finance, License and Regulation Committee Recommendations – Alderman Krause

ORDINANCES

First Reading of Ordinance 10-15, providing for the compensation of members of the Plan Commission

First Reading; no action taken.

First Reading of Ordinance 10-16, providing for the monthly collection of room tax returns

First Reading; no action taken.

LICENSES & PERMITS

Original “Class B” Liquor and Class “B” Fermented Malt Beverage License application for Capitol Geneva LLC, d/b/a Sprecher’s Restaurant & Pub, 111 Center Street, Lake Geneva, Stephen J. Schroeder, Agent
Krause/Marsala motion to approve, with issuance contingent upon the return of the existing “Class B”/Class “B” license for Houlihan’s. Unanimously carried.

Temporary Class “B” Fermented Malt Beverage License application for St. Francis De Sales Church – Parish Life, 148 W. Main, Lake Geneva, for annual chili cook-off event on February 5, 2011
Krause/Tolar motion to approve. Unanimously carried.

Park Board application from Andy Kerwin, representing the Alzheimer’s Association of SE Wisconsin, for 5th Annual Alzheimer’s Association “Walk to End Alzheimer’s” in Library Park on September 17, 2011, from 7:00am to 2:00pm
Krause/Tolar motion to approve. Alderman Krause noted that the Board of Park Commissioners had recommended a waiver of all fees for the event; however, the application fee would still be paid. Unanimously carried.

Original Operator Licenses for Stephen Gillam, Bruno Sharkus, and Thomas Ploch
Krause/Marsala motion to approve. Unanimously carried.

Original Taxicab Driver Licenses for David Ewing, Stephen Steffen, and Victoria Melson
Alderman Krause noted that no Council action was required on these applications. All applications had been approved for issuance by Chief Rasmussen.

Discussion/Action on bids for Sheridan Springs traffic signal project
Krause/Mott motion to authorize award of bid to Mann Brothers in the amount of \$282,210.00. Alderman Krause reported that the committee had recommended the award of the bid, excluding the installation of the traffic signal preemption device. A preemption device was utilized by emergency vehicles to automatically change the signal to green upon approaching the signalized intersection. Alderman Krause noted that the signal could be retrofitted with the device at a later date, if the Council so desired. DPW Winkler was directed to provide the Council with information on the costs of retrofitting the signal. Alderman Marsala asked that DPW Winkler also provide figures for retrofitting other existing traffic signals in the City. DPW Winkler noted that the signal should be installed prior to the start of the busy season, adding that no road closures were anticipated during the course of the project.

Roll Call: Mott, Marsala, Kehoe, Krohn, Tolar, Krause, and Hartz voted “yes”. Fesenmaier voted “no”. Motion carried by vote of 7 to 1.

Discussion/Action on professional construction-related services agreement with Crispell-Snyder, Inc., for Sheridan Springs traffic signal project
Krause/Tolar motion to approve agreement for an amount not to exceed \$20,900.00, including the addition of a reciprocal limitation of liability for the City.

Roll Call: Mott, Marsala, Kehoe, Krohn, Tolar, Krause, and Hartz voted “yes”. Fesenmaier voted “no”. Motion carried by vote of 7 to 1.

Discussion/Action on proposals for Seminary Park sidewalk replacement
Krause/Marsala motion to authorize award of bid to Humphreys Contracting for an amount not to exceed \$7,500.00, for replacement with 4.5 ft-wide sidewalk using TIF funding. Alderman Krause reported that the committee had recommended replacing the additional length of sidewalk from the boat launch east to the parking area, which would make the entire section along Baker Street the same age and width. Alderman Fesenmaier inquired about the location at which the bids were received and opened. Clerk Reale confirmed that the bids were received by the City Clerk’s office and opened at City Hall. Alderman Fesenmaier also noted that the scope of the project work was to include removal and disposal, asking where the removed materials would be taken. DPW Winkler responded that the broken concrete would be taken to a location chosen by the contractor, adding that the City would not be involved in the removal or disposal. Alderman Tolar expressed concern about the ability of the Council to approve the additional

work, as none of the other contractors involved had bid on the extension. DPW Winkler stated that the low bid provided by Humphreys had been significantly lower than the others submitted and left the City well within its right to approve the additional work.

Roll Call: Mott, Marsala, Kehoe, Krohn, Tolar, Krause, and Hartz voted “yes”. Fesenmaier voted “no”. Motion carried by vote of 7 to 1.

Piers, Harbors & Lakefront Committee Recommendations – Alderman Marsala

Discussion/Action on commercial slip and buoy leases with Gage Marine, Marina Bay, and Geneva Lake Boat Lines

Marsala/Krause motion to approve leases as amended to remove termination clause and provide for non-resident property owner rate on buoys. Alderman Marsala noted that these were the only recommended adjustments to the original leases with Marina Bay and Geneva Lake Boat Lines. He added that the committee had felt these changes were justified in light of the fact that these lessees were required to purchase, maintain and carry insurance on the buoys. Alderman Hartz reiterated his previous concern about the City allowing these commercial enterprises to sublet their buoys, something that residents were not permitted to do.

Roll Call: Marsala, Kehoe, Krohn, Tolar, and Krause voted “yes”. Mott, Fesenmaier, and Hartz voted “no”. Motion carried by vote of 5 to 3.

Board of Park Commissioners Recommendations – Alderman Fesenmaier

Discussion/Action on request to rename portion of Lake Geneva Business Park in memory of Frank Fermano

Fesenmaier/Krause motion to approve naming triangular section of park surrounding the pond as “Fermano Park”, with the Lake Geneva Economic Development Corporation responsible for appropriate signage. Unanimously carried.

Presentation of Accounts – Alderman Krause

Purchase Orders. None.

Krause/Marsala motion to approve Prepaid Bills in the amount of \$12,372.82.

Roll Call: Mott, Marsala, Kehoe, Fesenmaier, Krohn, Tolar, Krause, and Hartz voted “yes”. Unanimously carried.

Krause/Marsala motion to approve Regular Bills in the amount of \$344,677.75.

Roll Call: Mott, Marsala, Kehoe, Fesenmaier, Krohn, Tolar, Krause, and Hartz voted “yes”. Alderman Hartz noted that the Council members had been provided with paid-to-date statements for two ongoing contracts, as requested from the Comptroller. Unanimously carried.

Mayor Connors and the Council wished all a happy and safe holiday season.

Adjournment

Kehoe/Krause motion to adjourn at 7:38pm. Unanimously carried.

/s/ Jeremy A. Reale, City Clerk

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