



REGULAR CITY COUNCIL MEETING

MONDAY, APRIL 26, 2010 – 7:00 PM

COUNCIL CHAMBERS, CITY HALL

AGENDA

1. Mayor Connors calls the meeting to order
2. Pledge of Allegiance
3. Roll Call
4. Mayoral Proclamation establishing Historical Preservation Month.
5. Re-consider business from previous meeting.
6. 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.
7. Acknowledgement of Correspondence.
 - A. A letter from Ed Yeager regarding his concerns with TIF #4
 - B. A letter from Andrea Koontz regarding removal of her signature from a petition circulated by Barbara Hartke.
8. Approve Regular City Council Meeting minutes of April 12, 2010 as published and distributed.
9. **Finance, License and Regulation Committee Recommendations, Alderman Krause**
 - A. **RESOLUTIONS**
 - 1) **Resolution 10-R18** a resolution to carryover \$300 from Portable Radios to the 2010 Capital Budget.
 - 2) **Resolution 10-R19** a resolution to carryover \$1,000 from Covert Camera System to the 2010 Capital Budget.
 - 3) **Resolution 10-R21** a resolution to carryover \$50,000 from Apparatus Replacement – Fire Truck to the 2010 Capital Project Accounts \$35,000 for Designated FB-Fire Vehicles, \$12,000 for Protective Fire Clothing/Equipment, and \$3,000 for Computer Upgrades.
 - 4) **Resolution 10-R25** a resolution to amend the 2010 Operating Budget to transfer \$3,000 from Contingency to Outside Professional Planning for the Hillmoor appraisal.
 - 5) **Resolution 10-R26** a resolution to carry over from the 2009 Capital Expenditures Budget to the 2010 Capital Expenditures Budget \$146,020 for the following designated accounts: \$2,800 FORS Court Software, \$8,800 City Hall Digital Document Storage, \$1,687 Council Chambers Upgrade, \$6,070 Library Shelving, \$7,000 16 Yd Vac-all screens, \$15,000 Alley Rehab, \$13,500 PD Squad cameras, \$85,863 2009 Ambulance, \$2,500 Comp/Video Projection System, \$2,800 CH Server Room Replacement.

- 6) **Resolution 10-R27** a resolution to carry over to the 2010 Operating Budget the following in the amount of \$23,047: Room Tax Audit \$2,000, Sidewalk Replacement Program \$1,634, Meter Ticket Handheld Units \$19,413.
- 7) **Resolution 10-R29** a resolution to amend the 2010 Capital Projects Fund \$1,449.43 from Designated FB-PD Radio System to Police Radio Replacements.
- 8) **Resolution 10-R30** a resolution to designate a 2009 Fund Balance using undesignated reserves in the amount of \$82,533.66 for the Fire Department 401(a) Plan.
- 9) **Resolution 10-R37** a resolution to prohibit U-turns at any signalized intersection except for the intersection at 201 S. Edwards Boulevard.

B. ORDINANCES

- 1) First Reading of **Ordinance 10-05** an Ordinance amending Chapter 2 ADMINISTRATION of the Municipal Code pertaining to Personnel Committee, Appointed Officials, and Administrator.
- 2) First Reading of **Ordinance 10-06** an Ordinance amending Chapter 90 WATERWAYS of the Municipal Code to reflect new Kayak regulations and definitions.

C. LICENSES & PERMITS

- 1) Original Class B Fermented Malt Beverage and Class B Liquor License Application for LG Hospitality Group LLC, d/b/a Ryan Braun's Tavern & Grill, 430 N. Broad Street, Lake Geneva, Arthur Hallenberg, Jr. Agent.
- 2) Change of Agent Application for Baker House, 327 Wrigley Drive, Lake Geneva to Kevin Halminiak, 327 Wrigley Drive, Lake Geneva.
- 3) Original Operator Licenses for Jake Boulden, Andrew Voight, Christopher Lyon, Margaret Condos, Elke Kurth, Danielle Leone, Angela Kotrba, Susan Hirsch.
- 4) Street Use Permit Application and waiver of fee for American Legion Post 24 for the Memorial Day Parade and Ceremony on May 31, 2010 from 9AM – 10:30AM.
- 5) Street Use Permit Application and waiver of fee for The Geneva Area Foundation for the Farmers Market on Thursdays from May 6, 2010 until October 28, 2010 from 7AM until 1:30PM.

D. Disallowance of claim filed by Mary Jo Fesenmaier for Attorney Fees in the amount of \$91,693.58.

E. Disallowance of claim filed by Thomas M. Spellman for Attorney Fees in the amount of \$91,693.58.

F. Disallowance of claim filed by Penny Roehrer for Attorney Fees in the amount of \$89,593.58.

G. Disallowance of claim filed by Arleen Krohn for Attorney Fees in the amount of \$89,593.58.

10. Planning Commission Recommendations, Alderman Tolar.

- A. **Conditional Use Resolution 10-R31** a resolution filed by Kamal and Lisa Muzaffar to establish a legal conforming status for an existing two-flat use per Section 98-207 (3) at 224 Maxwell Street, Lake Geneva, Tax Keys ZOP 00204 and ZOP 00204B, including staff recommendations.

- B. **Conditional Use Resolution 10-R32** a resolution filed by Gregory Fletcher for the construction of an additional slip (6' by 36') with a catwalk (6' by 20') attached to the existing pier at 500 S. Lake Shore Dr., Lake Geneva, Tax Key ZBB 00003, including staff recommendations.
- C. **Conditional Use Resolution 10-R33** a resolution filed by Kocourek Property Holdings, LLC to modify a non-conforming pole sign at 270 Broad Street, Lake Geneva, Tax Key ZOP 00244, including staff recommendations.
- D. **Conditional Use Resolution 10-R34** a resolution filed by Walter and Nancy Bell for construction of a single family residential home in an ER-1 District using SR-4 District requirements on a substandard lot, provisions of Sec. 98-407 on Lot 13 of Syverstad Lake Shore Estates, Lake Geneva, Tax Key ZSY 00013, including staff recommendations.
- E. **Conditional Use Resolution 10-R35** a resolution filed by Walter and Nancy Bell for the extension of the patio and open deck into the Lakeshore Overlay District for a passive recreation area (located between the house and the lake) per Section 98-206 (10) (e) 2 a. on Lot 13 of Syverstad Lake Shore Estates, Lake Geneva Tax Key ZSY 00013, including staff recommendations and that there be no retaining wall to the patio.
- F. Certified Survey Map filed by David and Krisine Hills 2762 Krueger Rd, Lake Geneva, WI 53147 for land located in the Town of Geneva and is within the City Extra-territorial Platting Jurisdiction.
- G. Certified Survey Map filed by Immanuel Evangelical Lutheran Church, 1229 Park Row, Lake Geneva, WI 53147, (to remove a restriction) for land located in the Town of Bloomfield and is within the City Extra-territorial platting jurisdiction.

11. Parking Commission Recommendations, Alderman Marsala

- A. Two Hour Parking Limits in Maple Park
- 12. Accept and forward to Plan Commission a petition for Direct Annexation by Unanimous Consent of Electors and Property Owners of Territory located in the Town of Linn, Walworth County, Wisconsin, to the City of Lake Geneva, Walworth County, Wisconsin pursuant to Wis. Stats. 66.0217(2). (Ross and Pam Adams)
- 13. Notice of Tank Removal for the Edwards Boulevard Extension. (Administrator Jordan)
- 14. Approve negotiated offer and Resolution under Wis. Stats 32.05 (2) (a) with Peller Investments, LLC in the amount of \$200,000 and the assessment agreement. (Administrator Jordan)
- 15. Relocation Order in accordance with subsection 32.05 (1) Wisconsin Statutes to properly establish, lay out, widen, construct, improve or maintain a portion of a city street known as Edwards Boulevard Frontage Road Connection, located in the City of Lake Geneva, Walworth County, Wisconsin.
- 16. Contract with Champion Environmental Services for asbestos removal and demolition of the WE Energies Property in the amount of \$93,000. (Administrator Jordan) (Tabled 4/12/10)
- 17. Internal Controls Report and general operation policy. (Administrator Jordan)
- 18. Notice regarding available Regular Combination Class B Fermented Malt Beverage License and Class B Intoxicating Liquor License.
- 19. Discussion/Recommendation regarding the petition of direct legislation for the comprehensive, independent, objective audit. (Alderman Fesenmaier and Krohn)

20. Presentation of Accounts

- A. Purchase Orders
- B. Prepaid Bills in the amount of \$ 43,972.02
- C. Regular Bills in the amount of \$ 64,611.86

21. Appointments to Committees, Commission & Boards by Mayor Connors.

- A. Citizen Appointments to Boards, Committees, and Commissions forwarded from April 20, 2010.

22. Adjournment

4/23/2010 11:13 AM

Requests from persons with disabilities, who need assistance to participate in this meeting or hearing, should be made to the City Clerk's office in advance so the appropriate accommodations can be made.

CC:

Mayor & Council

Administrator, Attorney, Treasurer, Department Heads, Media