

FINANCE, LICENSE & REGULATION COMMITTEE

MONDAY, APRIL 26, 2010 - 6:00PM

COUNCIL CHAMBERS, CITY HALL

AGENDA

1. Call to Order
2. Roll Call
3. Approve Finance, License and Regulation Committee minutes of April 12, 2010 as distributed.
4. 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.
5. Discussion/Recommendation on possible rollover of \$300,000 CDARS investments.
6. **RESOLUTIONS**
 - A. **Resolution 10-R18** a resolution to carryover \$300 from Portable Radios to the 2010 Capital Budget.
 - B. **Resolution 10-R19** a resolution to carryover \$1,000 from Covert Camera System to the 2010 Capital Budget.
 - C. **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.
 - D. **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.
 - E. **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.
 - F. **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.
 - G. **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.

- H. **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.
- I. **Resolution 10-R37** a resolution to prohibit U-turns at any signalized intersection except for the intersection at 201 S. Edwards Boulevard.

7. ORDINANCES

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

8. LICENSES & PERMITS

- A. 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.
 - B. Change of Agent Application for Baker House, 327 Wrigley Drive, Lake Geneva to Kevin Halminiak, 327 Wrigley Drive, Lake Geneva.
 - C. Original Operator Licenses for Jake Boulden, Andrew Voight, Christopher Lyon, Margaret Condos, Elke Kurth, Danielle Leone, Angela Kotrba, Susan Hirsch.
 - D. 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.
 - E. 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.
- 9. Disallowance of claim filed by Mary Jo Fesenmaier for Attorney Fees in the amount of \$91,693.58.
 - 10. Disallowance of claim filed by Thomas M. Spellman for Attorney Fees in the amount of \$91,693.58.
 - 11. Disallowance of claim filed by Penny Roehrer for Attorney Fees in the amount of \$89,593.58.
 - 12. Disallowance of claim filed by Arleen Krohn for Attorney Fees in the amount of \$89,593.58.
 - 13. 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)
 - 14. Contract with Champion Environmental Services for asbestos removal and demolition of the WE Energies Property in the amount of \$93,000. (Administrator Jordan)
 - 15. Notice regarding available Regular Combination Class B Fermented Malt Beverage License and Class B Intoxicating Liquor License.

16. 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

17. Adjournment

This is a meeting of the Finance/License & Judicial Committee.
No official Council action will be taken, however a quorum of the Council may be present

4/23/2010 11:15 AM
cc: Committee Members: Alderman Krause, Hartz, Fesenmaier, Krohn, Marsala
Mayor & remaining Council
Administrator, City Clerk, Department Heads, Attorney, Treasurer

FINANCE, LICENSE & REGULATION COMMITTEE

MONDAY, APRIL 12, 2010 - 6:00PM

COUNCIL CHAMBERS, CITY HALL

Call to Order by Chair Krause at 6:05pm.

Roll Call: Alderman Krohn, Roehrer, Marsala, Fesenmaier, and Krause, Clerk Dykstra, Comptroller Pollitt, Administrator Jordan, and DPW Winkler.

Marsala/Roehrer motion to approve Finance, License and Regulation Committee minutes of March 22, 2010 as distributed. Unanimously carried.

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.

Terry O'Neill, 954 George Street, commented on item #6 and noted the correct change of location, he also noted the resolutions that appear on the agenda and asked how you can stop City employees from spending City money without proper authority.

Discussion/Recommendation on Original Class A Liquor and Class A Fermented Malt Beverage License Application for Geneva Liquors, 797 Wells Street, Lake Geneva, Kanwal Kaur Agent.

Marsala/Roehrer motion to recommend approval. Unanimously carried.

Discussion/Recommendation on Street Use Permit application for the Genoa City Lions Club, Harley Davidson Raffle from April – July 2010 on the northwest corner of Broad and Main Street.

Marsala/Roehrer motion to recommend approval.

Chair Krause noted the meters are plugged and they do pay for a \$100 permit for that space.

Unanimously carried.

Discussion/Recommendation on Street Use Permit application for the Geneva Lake Environmental Agency for the Classic Car Rally on Saturday, September 25, 2010 from 8:00am until 12:00pm utilizing Wrigley Drive.

Fesenmaier/Marsala motion to recommend approval. Unanimously carried.

Discussion/Recommendation on Street Use Permit application for John Corrigan and the Big Foot Triathlon on June 27, 2010 from 7am until 12pm using South Lakeshore Drive from South Street to Big Foot State Park entrance.

Roehrer/Marsala motion to recommend approval. Unanimously carried.

Discussion/Recommendation on Street Use Permit application for Lakeland Animal Welfare Society, Paws 4 Lakeland Animal Shelter walk on April 18, 2010 from 1pm until 3pm.

Marsala/Roehrer motion to recommend approval. Unanimously carried.

Discussion/Recommendation on Taxi Cab Driver License Application for John Albert, 1119 Pleasant St., Lake Geneva.

It was noted no vote is required on this application.

Discussion/Recommendation on Temporary Picnic License Application by the Lake Geneva Chamber of Commerce for Lake Geneva Women's Weekend April 23-25, 2010 at the Riviera Ballroom.

Roehrer/Marsala motion to recommend approval. Unanimously carried.

Discussion/Recommendation on Disallowance of claim filed by Dolores Hintzpeter for vehicle damage on January 31, 2010.

Roerher/Krohn motion to deny the claim filed by Dolores Hintzpeter. Alderman Marsala noted he is familiar with this and he will vote against denial. Mr. Winkler noted there was a water main break. Everything was left level and with the unusual warm weather the street settled.
Motion carried 4-1 Alderman Marsala opposed.

Discussion/Recommendation on Operator licenses applications for Jillian Glas, Jacob McHugh, Megan Clausen, and Kristina Kerwer-Horgan.

Fesenmaier/Roehrer motion to recommend approval. Unanimously carried.

Discussion/Recommendation on Resolution 10-R13 a resolution to adjust the 2009 fund balance accounts for Police Designated Fund Balance Uniform Allowance in the amount of \$766.17.

Roehrer/Marsala motion to recommend approval. Comptroller Pollitt noted these are non-lapsing accounts set up by the Council that they are allowed to roll over, or donated monies. Unanimously carried.

Discussion/Recommendation on Resolution 10-R14 a resolution to amend the 2009 operating budget for Police Donations in the amount of \$1,100 and Donation Purchases in the amount of \$4,675.38 from fund balance donations.

Marsala/Krohn motion to recommend approval. Unanimously carried.

Discussion/Recommendation on Resolution 10-R15 a resolution to change the 2009 operating budget increasing Softvest Expenditures by \$4,585 from Designated FB-PD Vest Donations.

Marsala/Fesenmaier motion to recommend approval. Unanimously carried.

Discussion/Recommendation on Resolution 10-R16 a resolution to change the 2009 operating budget to increase Donations CPR classes by \$1,826 and CPR classes by \$1,597.04, and Designated Fund Balance – Fire CPR rev by \$228.96.

Roehrer/Marsala motion to recommend approval. Unanimously carried.

Discussion/Recommendation on Resolution 10-R17 a resolution to change the 2009 operating budget to increase Fire Dept Donations by \$6,625 and Donations Fire Purchases by \$7,174.72 and decrease Designated Fund Balance – Fire Donations by \$549.72

Roehrer/Krohn motion to recommend approval. Unanimously carried.

Discussion/Recommendation on Resolution 10-R20 a resolution to adjust the 2009 Capital Projects Fund Budget \$3,701 Police Radio Replacements from Designated FB-PF Radio System.

Marsala/Roehrer motion to recommend approval. Unanimously carried.

Discussion/Recommendation on Resolution 10-R22 a resolution to increase the 2010 Budget for Tax Increment Financing District 4 Street Resurfacing by \$479,000 from Appl.-Prior Yrs Appropriation.

Marsala/Krause motion to recommend approval.

Unanimously carried.

Discussion/Recommendation on Resolution 10-R23 a resolution to increase the 2010 Budget for Tax Increment Financing District 4 Maintenance and Repairs by \$43,400 from Appl.-Prior Yrs Appropriations.

Marsala/Roehrer motion to recommend approval.

Chair Krause asked to change the wording “exclusively” to “primarily”

Fesenmaier/Krohn motion to amend to replace the word “exclusively” to “primarily”. Unanimously carried.

On original motion as amended: Unanimously carried.

Discussion/Recommendation on Resolution 10-R24 a resolution to change the 2010 operating budget to increase Grant Purchases by \$1,422.71 for election grants received and not spent.

Fesenmaier/Roehrer motion to recommend approval. Unanimously carried.

Discussion/Recommendation on Discussion and possible action on the 2009 Capital Carryforward requests for the City of Lake Geneva.

Comptroller Pollitt noted she revised the capital project carryovers. At the time she drafted she believed there was not enough to cover those expenses. She now has a clarification and is able to show there is enough funds to cover the requests. A resolution will come to the next meeting for approval.

Discussion/Recommendation on Contract for abatement of asbestos and demolition of WE Energies Building to Champion Environmental Services, Inc. in the amount of \$93,000.

Marsala/Roehrer motion to recommend approval.

Administrator Jordan noted there was a study done by WE Energies and certain things needed to be completed. He sent out seven proposals and response was varied. The best bid was the one before them. Prior it was approved for \$140,000 and this comes in well under budget. Alderman Marsala noted the terms of payment are not designated. Jordan noted the demolition will occur after May 2nd and then payment is on completion which he estimated 2 weeks. Alderman Fesenmaier asked if the Bid document was available online.

Marsala/Roehrer motion to amend to make the terms of payment, term of completion and contingent upon Attorney review. Unanimously carried.

On original motion as amended: Unanimously carried.

Presentation of Accounts

Discussion/Recommendation on Purchase Orders. None.

Discussion/Recommendation on Prepaid Bills in the amount of \$67,244.97.

Marsala/Krohn motion to recommend approval. Unanimously carried.

Discussion/Recommendation on Regular Bills in the amount of \$226,647.26.

Marsala/Krohn motion to recommend approval. Unanimously carried.

Roehrer/Marsala motion to Adjourn at 6:41pm. Unanimously carried.

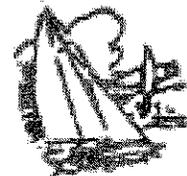
/s/ Diana Dykstra, City Clerk

**City of Lake Geneva
CDARS Investments**

As of 2/27/10

| <u>Bank</u> | <u>Amount Invested</u> | <u>Time Period</u> | <u>% rate</u> | <u>Maturity Dates</u> | <u>Fund</u> | <u>% This Week's Quote</u> |
|---|------------------------|--------------------|---------------|-----------------------|-------------|-----------------------------|
| <u>M&I Bank</u> | | | | | | |
| Regular CD | \$ 450,000.00 | 13 months | 1.25 | 03/24/11 | TIF 4 | quotes |
| Sub-Total | \$ 450,000.00 | | | | | |
| <u>First Banking Center</u> | | | | | | |
| Regular CD | \$ 650,000.00 | 7 month | 1.360 | 09/18/10 | TIF 4 | will be available on Monday |
| Sub-Total | \$ 650,000.00 | | | | | |
| <u>Community Bank of Delavan</u> | | | | | | |
| Regular CD | \$ 300,000.00 | 12 week | 0.500 | 04/28/10 | TIF 4 | |
| Regular CD | \$ 350,000.00 | 26 week | 0.800 | 08/18/10 | TIF 4 | |
| CDARS | \$ 1,200,000.00 | 26 week | 0.600 | 08/19/10 | TIF 4 | |
| Sub-Total | \$ 1,850,000.00 | | | | | |
| TOTAL invested in CDARS | \$ 2,950,000.00 | | | | | |
| Interest to Re-invest | \$ 6,241.95 | | | | | |
| | \$ 2,956,241.95 | | | | | |

LGIP = .20%



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.

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- 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 Immanual 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

MAYORAL PROCLAMATION
2010 HISTORIC PRESERVATION MONTH

WHEREAS, historic preservation is an effective tool for managing growth and sustainable development, revitalizing neighborhoods, fostering local pride and maintaining community character while enhancing livability; and

WHEREAS, historic preservation is relevant for communities across the nation, both urban and rural, and for Americans of all ages, all walks of life and all ethnic backgrounds; and

WHEREAS, it is important to celebrate the role of history in our lives and the contributions made by dedicated individuals in helping to preserve the tangible aspects of the heritage that has shaped us as a people; and

WHEREAS, "Old is the New Green" is the theme for National Preservation Month-2010.

NOW, THEREFORE, I, Jim Connors, Mayor of the City of Lake Geneva do proclaim May 2010 as National Preservation Month, and call upon the residents of the City to join their fellow citizens across the United States in recognizing and participating in this special observance.

Dated this _____ of _____ 2010

James R. Connors, Mayor

Attest:

Diana Dykstra, City Clerk

3-19-10 clerk

✓ To: Joint Review Board (meeting date March 10, 2010, 3:00 p.m.) and to whom it may concern

From: Edward Yaeger, Lake Geneva Citizen

Subject: City of Lake Geneva TIF #4

Attachments: #1. City of Lake Geneva Tax Increment Calculation Taxes Payable 2010 (one page)
#2. City of Lake Geneva Detailed Balance Sheet TID #4 fund December 11, 2009 (two pages- marked preliminary)

Attachment #1 demonstrates that because of TIF increment obligations the 2010 county apportioned levy was increased by \$409,722.39, city apportioned levy was increased by \$502,198.94, school districts apportioned levy was increased by \$587,823.43 and \$425,445.00, and the Technical College apportioned levy was increased by \$135,962.46. A grand total payable in 2010 by Lake Geneva taxpayers = \$2,061,152.22.

Attachment #2 demonstrates that the preliminary TID #4 fund balance of December 31, 2009 was in excess of \$6.6 million.

The above information indicates that in 2010 the City of Lake Geneva will have at its disposal over \$8.7 million. This sum far exceeds any TIF projects approved to date and/or those contemplated. The existence of such a large sum generates temptations for statute abuse, which is well known to exist in TIF administration. An additional concern is that during the life of TIF #4 public awareness of how the TIF money is generated has been clouded and understated. Document #1 and #2 clearly show that the taxpayers pay for the increment each and every year.

Conclusions:

At this significant juncture in the TIF #4 journey, as a citizen and taxpayer of Lake Geneva I respectfully suggest that the Joint Review Board not amend or extend TIF #4 and to recommend to Lake Geneva City management and its consultants to immediately begin the process to close TIF #4 in 2010.

If closed this year it will show the taxpaying citizens and businesses that there are some people who care about their tax burden. You no doubt will hear that you can't do this, or you can't do that. Don't be fooled! Involvement with TIF administrations for over a decade has shown that city councils and administration are in complete control. The TIF statute like many statutes does not fit the definition of "a law". Rather, it suggests an idealistic proposal. Webster's definition of "idealistic"- "tendency to see things as they should be, rather than as they are."

Thank you.

Save Our City,

Ed Yaeger *ET Yaeger*

*Ald. Matt
Requested as Corespondence 4/12/10*

filed
12-1-04

/

Tax Increment Calculations

County/Municipal Code 64246 Equalized TID Value Increment(s):
 Municipality Name CITY OF LAKE GENEVA For 2009 Taxes Payable 2010 \$ 106,053,300
 County Name WALWORTH (Must be TOTAL if more than one TIF District)

This worksheet is for all TIDs in this municipality

| Taxing Jurisdiction | A | | B | | C | | D | | E | | F |
|---|------------------|---|--|---|--------------|---|--|---|---------------------|---|-----------------------|
| | Apportioned Levy | ÷ | Equalized Value (less TID value increment) | = | Interim Rate | X | Equalized Value (with TID value increment) | = | Amount to be Levied | = | E - A = Tax Increment |
| 1. County | 4,888,352.96 | ÷ | 1,265,311,000 | = | .003863361 | X | 1,371,364,300 | = | 5,298,075.35 | = | 409,722.39 |
| 2. Special District (metro, sanitary, lake) | | ÷ | | = | | X | | = | | = | |
| | | ÷ | | = | | X | | = | | = | |
| | | ÷ | | = | | X | | = | | = | |
| | | ÷ | | = | | X | | = | | = | |
| | | ÷ | | = | | X | | = | | = | |
| 3. Tax District (city, village) | 5,991,691.00 | ÷ | 1,265,311,000 | = | .004735350 | X | 1,371,364,300 | = | 6,493,889.94 | = | 502,198.94 |
| 4. School District(s) 2885 | 7,010,815.21 | ÷ | 1,264,870,270 | = | .005542715 | X | 1,370,923,570 | = | 7,598,638.64 | = | 587,823.43 |
| | | ÷ | | = | | X | | = | | = | |
| 2884 | 5,075,933.74 | ÷ | 1,265,311,000 | = | .004011610 | X | 1,371,364,300 | = | 5,501,378.74 | = | 425,445.00 |
| | | ÷ | | = | | X | | = | | = | |
| | | ÷ | | = | | X | | = | | = | |
| | | ÷ | | = | | X | | = | | = | |
| | | ÷ | | = | | X | | = | | = | |
| 5. Technical College District(s) 0600 | 1,622,154.00 | ÷ | 1,265,311,001 | = | .001282020 | X | 1,371,364,301 | = | 1,758,116.46 | = | 135,962.46 |
| | | ÷ | | = | | X | | = | | = | |
| | | ÷ | | = | | X | | = | | = | |
| 6. Total for Tax Increment | 24,588,946.91 | | | | | | | | 26,650,099.13 | | 2,061,152.22 |

Handwritten: Preliminary

FUND: TID #4 FUND
 FOR 12 PERIODS ENDING DECEMBER 31, 2009

| ACCOUNT # | DESCRIPTION | BALANCE 01/01/09 | NET DEBITS | NET CREDITS | BALANCE 12/31/09 |
|------------------------------------|-------------------------------|---------------------|---------------|----------------|---------------------|
| ASSETS | | | | | |
| 34-00-00-1064 | CDARS INVESTMENTS | 3,800,000.00 | 1,000,000.00 | 0.00 | 4,800,000.00 |
| 34-00-00-1068 | CDARS INTEREST-COMMUNITY BANK | 8,018.70 | 0.00 | 0.00 | 8,018.70 |
| 34-00-00-1069 | CDARS INTEREST-FBC BANK | 14,591.20 | 0.00 | 0.00 | 14,591.20 |
| 34-00-00-1150 | LGIP # 7 TIF #4 CASH | 2,655,758.59 | 8,169.63 | 1,000,000.00 | 1,663,928.22 |
| TOTAL | | 6,478,368.49 | 1,008,169.63 | 1,000,000.00 | 6,486,538.12 |
| 34-30-00-1300 | INTEREST RECEIVABLE | 2,717.33 | 0.00 | 0.00 | 2,717.33 |
| TOTAL | | 2,717.33 | 0.00 | 0.00 | 2,717.33 |
| 34-00-11-1590 | DUE TO/DUE FROM GENERAL FUND | (81,901.10) | 2,390,750.97 | 2,158,687.32 | 150,162.55 |
| TOTAL | | (81,901.10) | 2,390,750.97 | 2,158,687.32 | 150,162.55 |
| TOTAL ASSETS | | 6,399,184.72 | 3,398,920.60 | 3,158,687.32 | 6,639,418.00 |
| LIABILITIES AND FUND EQUITY | | | | | |
| LIABILITIES | | | | | |
| 34-00-00-2110 | ACCOUNTS PAYABLE | 221,262.95 | 2,158,652.06 | 2,040,114.84 | 102,725.73 |
| 34-00-00-2140 | PURCHASE ORDERS OUTSTANDING | 0.00 | 0.00 | 0.00 | 0.00 |
| 34-00-00-2190 | ACCRUED EXPENSES | 15,586.80 | 15,586.80 | 0.00 | 0.00 |
| TOTAL | | 236,849.75 | 2,174,238.86 | 2,040,114.84 | 102,725.73 |
| 34-30-00-2110 | ACCOUNTS PAYABLE | 40,200.00 | 40,200.00 | 0.00 | 0.00 |
| 34-30-00-2610 | DEFERRED TAX REVENUE | 0.00 | 0.00 | 0.00 | 0.00 |
| TOTAL | | 40,200.00 | 40,200.00 | 0.00 | 0.00 |
| TOTAL LIABILITIES | | 277,049.75 | 2,214,438.86 | 2,040,114.84 | 102,725.73 |
| FUND EQUITY | | | | | |
| 34-00-00-3443 | DES. FOR CARRY FORWARDS | 0.00 | 0.00 | 0.00 | 0.00 |
| 34-00-00-3480 | UNRESERVED FUND BALANCE | 6,122,134.97 | 0.00 | 0.00 | 6,122,134.97 |

FUND: TID #4 FUND
 FOR 12 PERIODS ENDING DECEMBER 31, 2009

| ACCOUNT # | DESCRIPTION | BALANCE 01/01/09 | NET DEBITS | NET CREDITS | BALANCE 12/31/09 |
|-----------------------------------|------------------------|---------------------|---------------|----------------|---------------------|
| TOTAL | | 6,122,134.97 | 0.00 | 0.00 | 6,122,134.97 |
| TOTAL FUND EQUITY | | 6,122,134.97 | 0.00 | 0.00 | 6,122,134.97 |
| | FUND SURPLUS (DEFICIT) | 0.00 | 0.00 | 414,557.30 | 414,557.30 |
| TOTAL LIABILITIES AND FUND EQUITY | | 6,399,184.72 | 2,214,438.86 | 2,454,672.14 | 6,639,418.00 |

April 14, 2010, 1:33pm

Attn: City Clerk, Diana Dykstra

City of Lake Geneva

626 Geneva St., Lake Geneva, WI 53147

I am requesting for my name/signature and residential address to no longer be considered with the petition Barbara Hartke is planning to present to the city "to hire an outside auditing firm to look into the city's treasury status".

I told her, "No," on many occasions and finally signed it without reading it so I wouldn't hear any more about "the petition".

The evening of April 12, I left a message at the home of Ms. Hartke to tell her I wanted a copy of the page with my signature on it for which I did not receive a response as of today.

Sincerely,

Andrea J. Koontz

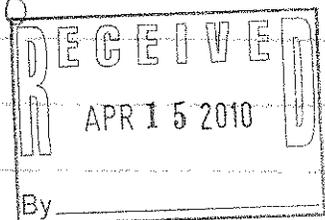
4-14-10

Andrea J. Koontz

April 14, 2010

903 S. Wells St. #7

Lake Geneva, WI 53147



REGULAR CITY COUNCIL MEETING

MONDAY, APRIL 12, 2010 – 7:00 PM

COUNCIL CHAMBERS, CITY HALL

Mayor Chesen calls the meeting to order at 7:00pm.

Pledge of Allegiance was lead by Alderman Krause.

Roll Call: Alderman Krause, Roehrer, Mott, Marsala, Fesenmaier, Krohn, and Tolar, Attorney Draper, Mayor Chesen, Clerk Dykstra, Administrator Jordan, and DPW Winkler.

Statement of public notice by Mayor Chesen.

Krause/Marsala motion to approve Regular City Council Meeting minutes of March 22, 2010 as published and distributed. Alderman Roehrer noted that on page three she felt it was not from contingency but from TIF. The City Clerk will review. Unanimously carried.

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.

Larry Magee, 1120 Mobile Street, he noted he has been a resident for 65 years. He is addressing item #22, he wanted to welcome the council members coming back and he looks forward to the new being seated. There has been a long two years and he gives credit to Mayor Chesen. He has never known of a time when a Mayor has been faced with so much hatred and adversity. He didn't resign, he stuck it out and stood up to the plate. His actions made people come out and he wanted to say thank you to Mr. Chesen. They wish everyone the best.

Sturges Taggart, 129 Curtis Street, he wanted to address the concern for the cemetery. They are asking for support for a larger buffer that is allowed by County Ordinance. The County Plan has given an additional 50 feet. He is trying to keep building away from the north lot line. Along the north perimeter there are prominent people buried and this adventure park will be here until the next endeavor. The Council needs to address to take this property by adverse selection and have the Cemetery own this parcel 300 feet in depth and a quarter of a mile east to west. This would protect them from future development. Their proposal will go to the Board on April 22, 2010.

Re-consider business from previous meeting. None.

Acknowledgement of Correspondence.

Mayor Chesen noted there is an Arbor Day Foundation Letter naming the City of Lake Geneva Tree City USA. He further reminded residents to completed their US Census forms and return as soon as possible.

Proclamation establishing April as ARBOR DAY month in the City of Lake Geneva. It was noted April 24, 2010 at 9AM at Seminary Park where a tree will be planted in memory of Former Mayor Richard Folman. Alderman Roehrer noted this Saturday the State Park will be planting 400 trees and volunteers are welcome.

Proclamation establishing April 18, 2010 as BOB MEYERHOFER day in the City of Lake Geneva was presented by Mayor Chesen.

Public Hearing on Special Assessment s for Improvements in the City of Lake Geneva related to the Proposed Shore Acres Sanitary Sewer Project.

Dave Klassy, 1121 S. Lake Shore Dr., he noted this is the best time and everyone there is in favor of it.

Bob McCay, 1121 S. Lake Shore Dr., he thanked Mr. Winkler for the job he has done.

Tolar/Roehrer motion to close the public hearing. Unanimously carried.

Resolution 10-R12 a Preliminary Resolution declaring intent to exercise special assessment powers under section 66.0703, Wisconsin Statutes, for improvements in the City of Lake Geneva related to the proposed Shore Acres water main and sanitary sewer project.

Krause/Roehrer motion to approve. DPW Winkler noted this is six homes that have been on septic and they are in the heart of the city and they have substandard water service. He is very happy to see this project completed. They urged the Council to approve and move forward. Unanimously carried.

Discussion/possible action concerning proposed zipline course and ATV park adjacent to Oak Hill Cemetery. (Administrator Jordan)

He felt there was some concern regarding this and asked if they wanted they should direct him to send a letter together to the DOA, the Town of Geneva, and the County of Walworth.

Krause/Fesenmaier motion to approve sending those letters. Unanimously carried.

Second Reading and approval of Ordinance 10-02 An Ordinance amending Chapter 2 Alcohol Beverages of the Lake Geneva Municipal Code to address delinquent tax payments.

Roehrer/Marsala motion to approve. Unanimously carried.

Second Reading and approval of Ordinance 10-03 An Ordinance amending Chapter 74 Traffic and Vehicles of the Lake Geneva Municipal Code to address U-Turns.

Tolar/Marsala motion to approve. Alderman Roehrer asked who is going to determine the list. It was noted all the signalized intersections would have this sign. This states by a separate resolution these will be indicated. Attorney Draper noted this can be done at the next meeting. Unanimously carried.

Original Class A Liquor and Class A Fermented Malt Beverage License Application for Geneva Liquors, 797 Wells Street, Lake Geneva, Kanwal Kaur Agent.

Krause/Marsala motion to approve. Unanimously carried.

Street Use Permit application for the Genoa City Lions Club, Harley Davidson Raffle from April – July 2010 on the northwest corner of Main and Broad.

Krause/Roehrer motion to approve. Unanimously carried.

Street Use Permit application for the Geneva Lake Environmental Agency for the Classic Car Rally on Saturday, September 25, 2010 from 8:00am until 12:00pm utilizing Wrigley Drive.

Krause/Marsala motion to approve. Unanimously carried.

Street Use Permit application for John Corrigan and the Big Foot Triathlon on June 27, 2010 from 7am until 12pm using South Lakeshore Drive from South Street to Big Foot State Park entrance.

Krause/Marsala motion to approve. Unanimously carried.

Street Use Permit application for Lakeland Animal Welfare Society, Paws 4 Lakeland Animal Shelter walk on April 18, 2010 from 1pm until 3pm.

Krause/Marsala motion to approve. Unanimously carried.

Taxi Cab Driver License Application for John Albert, 1119 Pleasant St., Lake Geneva.

No action was required.

Temporary Picnic License Application by the Lake Geneva Chamber of Commerce for Lake Geneva Women's Weekend April 23-25, 2010 at the Riviera Ballroom.

Krause/Roehrer motion to approve. Unanimously carried.

Disallowance of claim filed by Dolores Hintzpeter for vehicle damage on January 31, 2010.

Krause/Roehrer motion to approve the disallowance of the claim. Motion carried. Alderman Marsala opposed.

Operator licenses applications for Jillian Glas, Jacob McHugh, Megan Clausen, and Kristina Kerwer-Horgan.

Krause/Marsala motion to approve. Unanimously carried.

Resolution 10-R13 a resolution to adjust the 2009 fund balance accounts for Police Designated Fund Balance Uniform Allowance in the amount of \$766.17.

Krause/Roehrer motion to approve. Roll Call: "Yes" Alderman Krause, Roehrer, Mott, Marsala, Fesenmaier, Krohn and Tolar. Unanimously carried.

Resolution 10-R14 a resolution to amend the 2009 operating budget for Police Donations in the amount of \$1,100 and Donation Purchases in the amount of \$4,675.38 from fund balance donations.

Krause/Roehrer motion to approve. Roll Call: "Yes" Alderman Krause, Roehrer, Mott, Marsala, Fesenmaier, Krohn and Tolar. Unanimously carried.

Resolution 10-R15 a resolution to change the 2009 operating budget increasing Softvest Expenditures by \$4,585 from Designated FB-PD Vest Donations.

Krause/Roehrer motion to approve. Roll Call: "Yes" Alderman Krause, Roehrer, Mott, Marsala, Fesenmaier, Krohn and Tolar. Unanimously carried.

Resolution 10-R16 a resolution to change the 2009 operating budget to increase Donations CPR classes by \$1,826 and CPR classes by \$1,597.04, and Designated Fund Balance – Fire CPR rev by \$228.96.

Krause/Marsala motion to approve. Roll Call: "Yes" Alderman Krause, Roehrer, Mott, Marsala, Fesenmaier, Krohn and Tolar. Unanimously carried.

Resolution 10-R17 a resolution to change the 2009 operating budget to increase Fire Dept Donations by \$6,625 and Donations Fire Purchases by \$7,174.72 and decrease Designated Fund Balance – Fire Donations by \$549.72

Krause/Mott motion to approve. Roll Call: "Yes" Alderman Krause, Roehrer, Mott, Marsala, Fesenmaier, Krohn and Tolar. Unanimously carried.

Resolution 10-R20 a resolution to adjust the 2009 Capital Projects Fund Budget \$3,701 Police Radio Replacements from Designated FB-PF Radio System.

Krause/Marsala motion to approve. Roll Call: "Yes" Alderman Krause, Roehrer, Mott, Marsala, Fesenmaier, Krohn and Tolar. Unanimously carried.

Resolution 10-R22 a resolution to increase the 2010 Budget for Tax Increment Financing District 4 Street Resurfacing by \$479,000 from Appl.-Prior Yrs Appropriation.

Krause/Roehrer motion to approve. Roll Call: "Yes" Alderman Krause, Roehrer, Mott, Marsala, Fesenmaier, Krohn and Tolar. Unanimously carried.

Resolution 10-R23 a resolution to increase the 2010 Budget for Tax Increment Financing District 4 Maintenance and Repairs by \$43,400 from Appl.-Prior Yrs Appropriations.

Krause/ Roehrer motion to approve. It was noted the word "exclusively" was changed to "primarily"
Roll Call: "Yes" Alderman Krause, Roehrer, Mott, Marsala, Fesenmaier, Krohn and Tolar. Unanimously carried.

Resolution 10-R24 a resolution to change the 2010 operating budget to increase Grant Purchases by \$1,422.71 for election grants received and not spent.

Krause/Mott motion to approve. Roll Call: "Yes" Alderman Krause, Roehrer, Mott, Marsala, Fesenmaier, Krohn and Tolar. Unanimously carried.

Discussion and possible action on the 2009 Capital Carry forward requests for the City of Lake Geneva.
Alderman Krause noted a resolution will come to the next meeting.

Contract for abatement of asbestos and demolition of WE Energies Building to Champion Environmental Services, Inc. in the amount of \$93,000.

Krause/Roehrer motion to table to allow the Attorney to review. Unanimously carried.

Explanation of Stipulation Agreement between the City of Lake Geneva and Marina Bay while litigation is pending. (Mayor Chesen)

Mayor Chesen noted that a memo was distributed by Attorney Draper and suggested they review.

Discussion/Recommendation on renewal of Buoy Lease for Marina Bay. (Alderman Marsala and Tolar)

Alderman Roehrer motioned to approve with the same conditions as the other leases.

Alderman Fesenmaier made a point of order. She noted this item is out of order because the minutes it was postponed until the end of May. She believes they should follow what is approved.

Mayor Chesen stated the tabling was probably done inappropriately.

Alderman Marsala noted these leases go into affect in three days from now. They have asked for this to go back on the agenda for the beginning of the contract date.

Attorney Draper commented it has been noticed properly, and they should remove from the table and take a vote on the item.

Tolar/Marsala motion to remove from the table. Unanimously carried.

Roehrer/Krause motion to approve the lease with the same conditions as the other leases. Alderman Marsala noted it would be a three year lease at the non-resident rate, and it can be terminated at the end of the year and they all obtain a business license. Unanimously carried.

Comments from the Mayor regarding the City's Financial Status. (Mayor Chesen)

Mayor Chesen noted that six years ago under Mayor Shepstone the City had \$14Million in debt and about \$300,000 in undesignated reserve. When he leaves office on April 20th there will be about \$5,092,000 in debt and about \$2.2 Million in undesignated reserves which is after the purchase of WE energies process. They have a good bond rating, and one of the best financial histories in the state. The City is financially healthy. He hopes that anyone who has questions will look at the reality and pay attention to those facts.

Correspondence from the District Attorney's Office regarding failure to comply with an Open Records Request. (Mayor Chesen)

Mayor Chesen stated he asked for this to be placed on the agenda. The Alderman have been asked by the City Attorney to comply with this request as quickly as possible.

Update on city wide Performance Evaluations as requested on January 18, 2010. (Mayor Chesen)

Mayor Chesen stated he understands that this will be on the next personnel agenda. He hopes that a citywide evaluation will occur and it should be done not just of department heads. He felt they can't expect to do a good job if we don't tell them how they are doing.

Farwell Comments from the Mayor. (Mayor Chesen)

It has been a real privilege to work with the employees of the City. He is shocked to know how little he knew about the City when he started. He commented that at the cemetery there are employees that didn't have heat until they were provided a wood furnace which they supply heat from the trees they clear. He noted there aren't many complaints about the fire department

Fire and Police do a wonderful job, cause very little problems and make the City very proud when serving this community. Meter maids create a tremendous amount of complaints, but that is because they are out doing their jobs and doing it well. It is amazing the difficult environment we put them to work in. They are truly the front line ambassadors. It is also amazing the types of calls the front desk receives regarding weather and temperature of the lake. He has nothing but respect for the staff. They do a fantastic job representing the City. Citizens should not only be proud of staff but proud of themselves. The City is amazing having an election with 47% turnout in a state average of 9-11%. He thanked the citizens for turning out. As difficult as the past two years have been, he has heard more laughter in the chambers this evening then the last two years. He hopes that continues for everyone's benefit.

Presentation of Accounts

Purchase Orders. None.

Krause/Roehrer motion to approve Prepaid Bills in the amount of \$67,244.97. Roll Call: "Yes" Alderman Krause, Roehrer, Mott, Marsala, Fesenmaier, Krohn and Tolar. Unanimously carried.

Krause/Roehrer motion to approve Regular Bills in the amount of \$226,647.26. Roll Call: "Yes" Alderman Krause, Roehrer, Mott, Marsala, Fesenmaier, Krohn and Tolar. Unanimously carried.

Appointments to Committees, Commission & Boards by Mayor Chesen.

Krause/Tolar motion to Adjourn at 7:58pm. Unanimously carried.

/s/ Diana Dykstra, City Clerk

THESE MINUTES ARE NOT OFFICIAL UNTIL APPROVED BY THE COMMON COUNCIL

RESOLUTION NO: 10-R18

WHEREAS, the Common Council approved the 2010 Capital Budget for the City of Lake Geneva, and

WHEREAS, the Police Department substituted the capital funding allocated for a Satellite Receiver towards the purchase of additional Portable Radios in the amount of \$6,400.00 in 2009 and,

WHEREAS, the Police Department had an unspent balance in this capital project at the end of 2009 in the amount of \$300.00 and requests to carry this over to 2010,

WHEREAS, the Police & Fire Commission approved this carryover at their April 12, 2010 meeting,

BE IT THEREFORE RESOLVED, that the Common Council adopt a budget amendment allowing for a carryover from the 2009 to the 2010 Capital Budget as follows:

Increase Acct # 41 00-00 4910, Prior Yr Appropriations, by \$300.00 and
Increase Acct # 41 21-00 9075, PD Portables Radios, by \$300.00.

Adopted this 26th day of April, 2010.

APPROVED:

James R. Connors, Mayor

ATTEST:

Diana Dykstra, City Clerk

RESOLUTION NO: 10-R19

WHEREAS, the Common Council approved the 2010 Capital Budget for the City of Lake Geneva, and

WHEREAS, the Police Department had an unspent balance in the Covert Camera System capital project at the end of 2009 in the amount of \$1,000.00 and requests to carry this over into 2010,

WHEREAS, the Police & Fire Commission approved this carryover at their April 12, 2010 meeting,

BE IT THEREFORE RESOLVED, that the Common Council adopt a budget amendment allowing for a carryover from the 2009 to the 2010 Capital Budget as follows:

Increase Acct # 41 00-00 4910, Prior Yr Appropriations, by \$1,000.00 and
Increase Acct # 41 21-00 9072, PD Covert Camera System, by \$1,000.00.

Adopted this 26th day of April, 2010.

APPROVED:

James R. Connors, Mayor

ATTEST:

Diana Dykstra, City Clerk

Resolution No: 10-R21

WHEREAS, the Common Council approved the 2009 Capital Budget for the City of Lake Geneva for capital expenditures that may occur during 2009 but may be carried forward to 2010 with the approval of Common Council, and

WHEREAS, the 2009 Capital Projects Fund Budget included account # 41-22-00-9054, Apparatus Replacement-Fire Truck, for \$50,000, and

WHEREAS, the Lake Geneva Police and Fire Commission has reviewed the Fire Department's commitments and, on April 8, 2010, has made the following recommendations for carryforward,

BE IT THEREFORE RESOLVED, that the Common Council adopt this budget resolution to allow for a carry forward in the 2010 Capital Projects Fund Budget as follows:

- Increase Acct # 41 00-00 3437, Designated FB-Fire Vehicles, by \$35,000.00
- Increase Acct # 41 22-00 9056, Protective Fire Clothing/Equipment, by \$12,000.00
- Increase Acct # 41 22-00 0109, Computer Upgrades, by \$3,000.00
- Decrease Acct # 41 00-00 4910, Application of Prior Year Appropriations, by \$50,000.00

Adopted this 26th day of April, 2010.

APPROVED:

James R. Connors, Mayor

ATTEST:

Diana Dykstra, City Clerk

RESOLUTION NO: 10-R25

WHEREAS, the Common Council approved the 2010 Budget for the City of Lake Geneva for operations, and

WHEREAS, the operating budget includes a contingency account which has an original budget of \$50,000.00,

WHEREAS, the Common Council passed a motion to authorize an appraisal of the City owned Hillmoor land up to the City owned former We Energies property for \$3,000 at their March 22, 2010 meeting,

BE IT THEREFORE RESOLVED, that the Common Council adopt a budget amendment allowing for a transfer within the 2010 General Fund Operating Budget as follows:

Decrease Acct # 11-10-00-5780, Contingency Account by \$3,000.00, and
Increase Acct # 11-69-30-5212, Outside Professional Planning by \$3,000.00.

Adopted this 26th day of April, 2010.

APPROVED:

James R. Connors, Mayor

ATTEST:

Diana Dykstra, City Clerk

RESOLUTION NO: 10-R26

WHEREAS, the Common Council approved the 2009 Budget for the City of Lake Geneva for capital expenditures that may occur during 2009 but may be carried forward to 2010 with the approval of Common Council, and

WHEREAS, the budget balances for these Capital projects are as follows:

| <u>Capital Project</u> | <u>CIP #</u> | <u>Budget Balances</u> |
|------------------------------------|--------------|------------------------|
| FORS Court Software | 7061 | \$ 2,800 |
| City Hall Digital Document Storage | 8001 | \$ 8,800 |
| Council Chambers Upgrade | 8011 | \$ 1,687 |
| Library Shelving | 8128 | \$ 6,070 |
| 16 yd Vac-all screens | 9024 | \$ 7,000 |
| Alley Rehab | 9019 | \$ 15,000 |
| PD Squad cameras | 9074 | \$ 13,500 |
| 2009 Ambulance | 9147 | \$ 85,863 |
| Comp/Video Projection System | 9011 | \$ 2,500 |
| CH Server Room Replacement | 9007 | \$ 2,800 |
| Total | | \$ 146,020 |

WHEREAS the Common Council discussed this at their April 12, 2010 meeting and asked that their recommendation come back to them in resolution form for approval,

BE IT THEREFORE RESOLVED, that the Common Council adopt a budget amendment allowing for a carryforward of the capital project budget balances noted in the above list totaling \$146,020.00.

Adopted this 26th day of April, 2010.

APPROVED:

James R. Connors, Mayor

ATTEST:

Diana Dykstra, City Clerk

RESOLUTION NO: 10-R27

WHEREAS, the Common Council approved the 2009 Operating Budget for the City of Lake Geneva for departmental expenditures occurring during the year 2009 but whose budget may be carried forward to 2010 with the approval of Common Council, and

WHEREAS, contracts, purchase orders, and other commitments already approved by the Common Council may require expenditures to occur in 2010 that were not anticipated when the budget was approved, and

BE IT THEREFORE RESOLVED, that the Common Council adopt a budget amendment allowing for carryforwards of the following operating budgets:

| <u>Department Acct #</u> | <u>Description</u> | <u>Budget Balance:</u> |
|--------------------------|------------------------------|------------------------|
| 11-15-10-5399 | Room tax audit | \$ 2,000.00 |
| 11-32-10-5270 | Sidewalk Replacement Program | \$ 1,634.00 |
| 42-34-50-5870 | Meter Ticket Handheld Units | <u>\$19,413.00</u> |
| | Total | \$23,047.00 |

Adopted this 26th day of April, 2010.

APPROVED:

James R. Connors, Mayor

ATTEST:

Diana Dykstra, City Clerk

Resolution No: 10-R29

WHEREAS, the Police Department has a Designated Fund Balance-PD Radio System Account to reserve monies for purchases related to the PD Radio system, and

WHEREAS, the Police Department has expenditures in 2010 totaling \$1,421.40 that meet these qualifications and are requesting to then close this Designated Fund Balance account,

WHEREAS, this Designated Fund Balance-PD Radio System Account had a balance of \$1,449.43 as of 1/1/10, and

BE IT THEREFORE RESOLVED, that the Common Council adopt this budget resolution to adjust the 2010 Capital Projects Fund Budget as follows:

Increase Acct # 41 21-00 8138, Police Radio Replacements by \$1,449.43,
Decrease Acct # 41 00-00 3439, Designated FB-PD Radio System, by \$1,449.43

Adopted this 26th day of April, 2010.

APPROVED:

James R. Connors, Mayor

ATTEST:

Diana Dykstra, City Clerk

Resolution No: 10-R30

WHEREAS, the Common Council approved the 2009 Operating Budget for the City of Lake Geneva, and

WHEREAS, the Common Council established a Security Benefit Retirement Program Plan, effective January 1, 2007, titled, "City of Lake Geneva, WI 401(a) Plan", a governmental 401(a) money purchase plan to accept City employer contributions to all Fire personnel accounts that do not qualify for the Wisconsin Retirement System Plan per Union agreement; and

WHEREAS, the City contributions from 2005-2009 are ready to be made in 2010, per Union agreement, and

WHEREAS, it is desired to have the amount set aside to designate the unfunded balance of the Fire 401(a) Plan in the amount of \$82,533.66 in a Reserved Fund for this purpose,

BE IT THEREFORE RESOLVED, that the Common Council designate 2009 Fund Balance, using account number 11 00-00 3442, in the amount of \$82,533.66.

Adopted this 26th day of APRIL, 2010.

APPROVED:

James R. Connors, Mayor

ATTEST:

Diana Dykstra, City Clerk

RESOLUTION NO: 10-R37

WHEREAS, the Wisconsin State Statutes were amended to provide U-turns are allowed at intersections at divided highways unless otherwise posted by local municipalities, and

WHEREAS, the City of Lake Geneva has the authority to determine where U-turns may occur within its jurisdiction, and

WHEREAS, the City is required to pass a resolution establishing which signalized intersections will prohibit U-turns.

NOW THEREFORE BE IT RESOLVED, that the Common Council ordains that U-turns shall be prohibited at any signalized intersection except for the intersection at 201 S. Edwards Boulevard.

Adopted this 26th day of April, 2010.

APPROVED:

JAMES R. CONNORS, Mayor

ATTEST:

DIANA DYKSTRA, City Clerk

**AN ORDINANCE AMENDING ADMINISTRATION CHAPTER
OF THE LAKE GENEVA MUNICIPAL CODE**

NOW THEREFORE, the Common Council of the City of Lake Geneva, Wisconsin does ordain as follows:

ORDINANCE NO. 10-05

1. The following portion of Chapter 2 of the Lake Geneva Code (Administration) is amended as follows:

A. Amend Section 2-49 (3) Personnel Committee by adding subsection "f." with the following:

f. The Personnel committee will interview all prospective full time City employees (excepting Police and Fire Department officers and employees) and make recommendations concerning employment to the City Council.

B. Amend Section 2-3 Appointed Officials by deleting and replace with the following:

Appointed officials of the city shall be selected in the manner and for the terms prescribed as follows:

TABLE INSET:

| Official | How Appointed | Term |
|---------------------------|--|-------------|
| (1) City Clerk | Mayor, subject to confirmation by council | Indefinite |
| (2) Fire chief | Police and fire commission | Indefinite |
| (3) Police chief | Police and fire commission | Indefinite |
| (4) Street superintendent | Mayor, subject to confirmation by council | Indefinite |
| (5) Assessor | Mayor, subject to confirmation by council | Indefinite |
| (6) Building inspector | Mayor, subject to confirmation by council | Indefinite |
| (7) Zoning administrator | Mayor, subject to confirmation by council | Indefinite |
| (8) Comptroller | Mayor, subject to confirmation by council | Indefinite |
| (9) Administrator | City Council by majority vote of the members of the City Council | Indefinite |

C. Amend Division 6 ADMINISTRATOR, Section 2-182 "Appointment, term of office and removal" shall be amended as follows:

Adding the words "members of the" to the following sentence.

"The Administrator shall hold office for an indefinite term, subject to removal at any time by a two-thirds vote of the members of the council."

D. Amend Section 2-184 "Functions and duties." subsection (4) f is amended to read:

f. Assist the Comptroller in examining investment accounts and reports to ensure compliance with established fiscal policies and procedures.

2. This ordinance shall take effect upon passage and publication as provided by law

3. Adopted, passed, and approved by the Common Council of the City of Lake Geneva, Walworth County, Wisconsin, this _____ day of _____, 2010.

JAMES R. CONNORS, Mayor

Attest: _____
DIANA A. DYKSTRA, City Clerk

First Reading:
Second Reading:
Adoption:
Published:

**AN ORDINANCE AMENDING WATERWAYS
OF THE LAKE GENEVA MUNICIPAL CODE**

NOW THEREFORE, the Common Council of the City of Lake Geneva, Wisconsin does ordain as follows:

ORDINANCE NO. 10-06

1. The following portion of Chapter 90 of the Lake Geneva Code (Waterways) is amended as follows:

A. Amend Section 90-191 "Season Rental" adding the following at the end of said provision:

"and Kayak rack space."

B. Amend 90-123 "Boat launching facility" By adding "Kayak" and "Canoe" to the definitions as described below:

Kayak means a covered canoe with an opening in the middle for an occupant which is propelled by a double bladed paddle.

Canoe means a light narrow boat with both ends sharp that is propelled by one or two occupants with single bladed paddles.

Amend to Add subsection (h)

"Kayaks and canoes may only be launched at dinghy pads located on the east and west end of Library Park."

2. This ordinance shall take effect upon passage and publication as provided by law

3. Adopted, passed, and approved by the Common Council of the City of Lake Geneva, Walworth County, Wisconsin, this _____ day of _____, 2010.

JAMES R. CONNORS, Mayor

Attest: _____
DIANA A. DYKSTRA, City Clerk

First Reading:
Second Reading:
Adoption:
Published:

ORIGINAL ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

For the license period beginning 7/1/5/1 20 10 ;
ending 6/30 20 10

TO THE GOVERNING BODY of the: Town of } Lake Geneva
 Village of }
 City of }

County of Walworth Aldermanic Dist. No. _____ (if required by ordinance)

1. The named INDIVIDUAL PARTNERSHIP LIMITED LIABILITY COMPANY
 CORPORATION/NONPROFIT ORGANIZATION

hereby makes application for the alcohol beverage license(s) checked above.

2. Name (individual/partners give last name, first, middle; corporations/limited liability companies give registered name): LG HOSPITALITY GROUP LLC

An "Auxiliary Questionnaire," Form AT-103, must be completed and attached to this application by each individual applicant, by each member of a partnership, and by each officer, director and agent of a corporation or nonprofit organization, and by each member/manager and agent of a limited liability company. List the name, title, and place of residence of each person.

| Title | Name | Home Address | Post Office & Zip Code |
|-----------------------|--------------------------------|----------------------------------|------------------------|
| President/Member | <u>Thomas Anthony Romano</u> | <u>3851 N. Southport Chicago</u> | <u>IL 60613</u> |
| Vice President/Member | _____ | _____ | _____ |
| Secretary/Member | _____ | _____ | _____ |
| Treasurer/Member | _____ | _____ | _____ |
| Agent | <u>Arthur B. Hallenberg Jr</u> | _____ | _____ |
| Directors/Managers | _____ | _____ | _____ |

3. Trade Name Ryan Brown's Tavern & Grill Business Phone Number 2162-206-0929
4. Address of Premises 430 N BROAD ST LAKE Geneva Post Office & Zip Code 53147

5. Is individual, partners or agent of corporation/limited liability company subject to completion of the responsible beverage server training course for this license period? Yes No
6. Is the applicant an employe or agent of, or acting on behalf of anyone except the named applicant? Yes No
7. Does any other alcohol beverage retail licensee or wholesale permittee have any interest in or control of this business? Yes No
8. (a) Corporate/limited liability company applicants only: Insert state WI and date 3/30/2010 of registration.
(b) Is applicant corporation/limited liability company a subsidiary of any other corporation or limited liability company? Yes No
(c) Does the corporation, or any officer, director, stockholder or agent or limited liability company, or any member/manager or agent hold any interest in any other alcohol beverage license or permit in Wisconsin? Yes No
(NOTE: All applicants explain fully on reverse side of this form every YES answer in sections 5, 6, 7 and 8 above.)

9. Premises description: Describe building or buildings where alcohol beverages are to be sold and stored. The applicant must include all rooms including living quarters, if used, for the sales, service, and/or storage of alcohol beverages and records. (Alcohol beverages may be sold and stored only on the premises described.) See Diagram attached - 2 BAR Areas - 2 liquor Rooms - 1 Beer Cooler

10. Legal description (omit if street address is given above): _____
11. (a) Was this premises licensed for the sale of liquor or beer during the past license year? Yes No
(b) If yes, under what name was license issued? LAKE Geneva's Cactus Club LLC
12. Does the applicant understand they must file a Special Occupational Tax return (TTB form 5630.5) before beginning business? [phone 1-800-937-8864]. Yes No
13. Does the applicant understand a Wisconsin Seller's Permit must be applied for and issued in the same name as that shown in Section 2, above? [phone (608) 266-2776] Yes No
14. Is the applicant indebted to any wholesaler beyond 15 days for beer or 30 days for liquor? Yes No

READ CAREFULLY BEFORE SIGNING: Under penalty provided by law, the applicant states that each of the above questions has been truthfully answered to the best of the knowledge of the signers. Signers agree to operate this business according to law and that the rights and responsibilities conferred by the license(s), if granted, will not be assigned to another. (Individual applicants and each member of a partnership applicant must sign; corporate officer(s), members/managers of Limited Liability Companies must sign.) Any lack of access to any portion of a licensed premises during inspection will be deemed a refusal to permit inspection. Such refusal is a misdemeanor and grounds for revocation of this license.

SUBSCRIBED AND SWORN TO BEFORE ME

this 5 day of April, 20 10
Chana [Signature]
(Clerk/Notary Public)

Thomas Romano
(Officer of Corporation/Member/Manager of Limited Liability Company/Partner/Individual)

(Officer of Corporation/Member/Manager of Limited Liability Company/Partner)

My commission expires 6/20/10

(Additional Partner(s)/Member/Manager of Limited Liability Company if Any)

TO BE COMPLETED BY CLERK

| | | | |
|--|---|---------------------------------|-----------------------------------|
| Date received and filed with municipal clerk <u>4/5/10</u> | Date reported to council/board <u>4/26/10</u> | Date provisional license issued | Signature of Clerk / Deputy Clerk |
| Date license granted | Date license issued | License number issued | |

**BRYAN
BRAUN'S**
Tavern & Grill

430 N Broad St Lake Geneva WI 53147

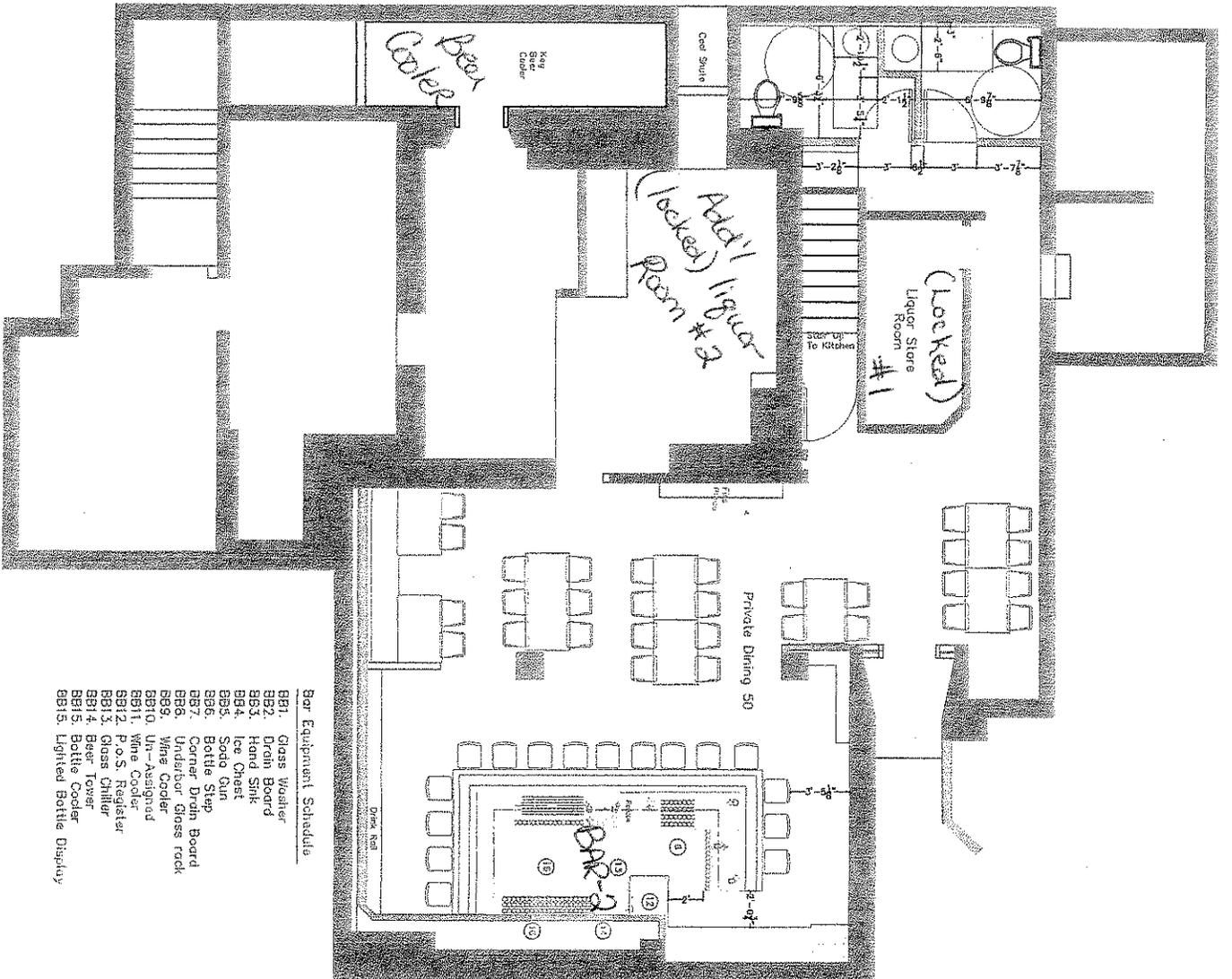
To Whom It May Concern:

Regarding the Liquor Licensing for LG Hospitality Group, LLC (d/b/a Ryan Braun's Tavern & Grill), we have recently submitted a request to switch LLC's. This is concerning the property at 430 N Broad St, Lake Geneva, formerly known as the Cactus Club, legal name of Lake Geneva Cactus Club, LLC. We only wish to surrender our current liquor license as Lake Geneva Cactus Club LLC if a new license is granted under the name LG Hospitality Group LLC.

Thank you for your time and consideration.

Sincerely,

Tom Romano



- Bar Equipment Schedule
- BB1. Glass Washer
 - BB2. Drain Board
 - BB3. Hand Sink
 - BB4. Ice Chest
 - BB5. Soda Bin
 - BB6. Bottle Strip
 - BB7. Corner Drain Board
 - BB8. Underbar Glass rack
 - BB9. Wine Cooler
 - BB10. Urn-Assigned
 - BB11. Wine Cooler
 - BB12. P.O.S. Register
 - BB13. Glass Chiller
 - BB14. Beer Tower
 - BB15. Bottle Cooler
 - BB15. Lighted Bottle Display

Bar-2

Alcohol + Beer Sold -
dispensed + stored

Liquor Room #1 -
Locked liquor storage

Liquor Room #2
Locked 2nd liquor storage

Beer Cooler - locked
Keg + bottled beer
storage

NETZERO Message Center

From: DORRegistration@revenue.wi.gov

To: kris@horgan.org

Sent: Thu, Apr 01, 2010 04:18 PM

Subject: Wisconsin Business Tax Registration Confirmation

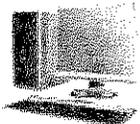
We have processed your Business Tax Registration (BTR) application that you recently submitted electronically. We have issued the following tax accounts and tax account identification numbers:

L G HOSPITALITY GROUP LLC

Seller's Permit Tax
Account Identification Number 456-1027061725-03
Local Exposition Tax Tax
Account Identification Number 014-1027061725-04

You should receive additional information about your account(s), including your registration certificate and applicable permits, within 7-10 days. If any registration fee is due you will also receive a bill for the fee amount.

Wisconsin Department of Revenue
Registration Unit



Own a new computer for just \$29.99* per week!

*Prices start at \$29.99 but
may vary by model.

Call today! 1-877-294-3988

no 410 w change of agent fee - 4/9/10

SCHEDULE FOR APPOINTMENT OF AGENT BY CORPORATION/NONPROFIT ORGANIZATION OR LIMITED LIABILITY COMPANY

Submit to municipal clerk.

All corporations/organizations or limited liability companies applying for a license to sell fermented malt beverages and/or intoxicating liquor must appoint an agent. The following questions must be answered by the agent. The appointment must be signed by the officer(s) of the corporation/organization or members/managers of a limited liability company and the recommendation made by the proper local official.

To the governing body of: Town/Village/City of LAKE GENEVA County of WALWORTH

The undersigned duly authorized officer(s)/members/managers of STONE SOUP, LLC
(registered name of corporation/organization or limited liability company)

a corporation/organization or limited liability company making application for an alcohol beverage license for a premises known as BAKER HOUSE
(trade name)

located at 327 WRIGLEY DRIVE, LAKE GENEVA WI 53147

appoints KEVIN HALMINIAK
(name of appointed agent)

327 WRIGLEY DRIVE, LAKE GENEVA WI 53147
(home address of appointed agent)

to act for the corporation/organization/limited liability company with full authority and control of the premises and of all business relative to alcohol beverages conducted therein. is applicant agent presently acting in that capacity or requesting approval for any corporation/organization/limited liability company having or applying for a beer and/or liquor license for any other location in Wisconsin?
 Yes No If so, indicate the corporate name(s)/limited liability company(ies) and municipality(ies).

is applicant agent subject to completion of the responsible beverage server training course? Yes No

How long immediately prior to making this application has the applicant agent resided continuously in Wisconsin? _____

Place of residence last year _____

For: STONE SOUP, LLC
(name of corporation/organization/limited liability company)

By: [Signature]
(signature of Officer/Member/Manager)

And: _____
(signature of Officer/Member/Manager)

ACCEPTANCE BY AGENT

I, Kevin Halminiak KEVIN HALMINIAK hereby accept this appointment as agent for the corporation/organization/limited liability company and assume full responsibility for the conduct of all business relative to alcohol beverages conducted on the premises for the corporation/organization/limited liability company.
(print/type agent's name)

Kevin Halminiak 4.9.10 Agent's age 40
(signature of agent) (date)

327 WRIGLEY DR. LAKE GENEVA WI. 53147 Date of birth _____
(home address of agent)

APPROVAL OF AGENT BY MUNICIPAL AUTHORITY (Clerk cannot sign on behalf of Municipal Official)

I hereby certify that I have checked municipal and state criminal records. To the best of my knowledge, with the available information, the character, record and reputation are satisfactory and I have no objection to the agent appointed.

Approved on 4-20-10 by [Signature] Title Chief of Police
(date) (signature of proper local official) (town clerk, village president, police chief)

City of Lake Geneva

Operator's Regular

Date: 4/21/2010
 Time: 11:55 AM
 Page: 1

| Issued | License No | Customer | Address | | | | Total |
|-----------|------------|---|--|-------------------|-----------------------|-----------------------|-------|
| 4/26/2010 | 2009 281 | Jake Bouden Employer: Lake Geneva Mobil | 3174 Lockwood Blvd. Prairie State Enterprises | Lake Geneva, WI 5 | 350 Edwards Blvd. | Lake Geneva, WI 53147 | 20.00 |
| 4/26/2010 | 2009 282 | Andrew P. Voight Employer: Lake Geneva Mobil | 1167 S. Wells St., Apt. 4 Prairie State Enterprises | Lake Geneva, WI 5 | 350 Edwards Blvd. | Lake Geneva, WI 53147 | 20.00 |
| 4/26/2010 | 2009 280 | Christopher E. Lyon Employer: Lake Geneva Mobil | W4375 State Road 50 Prairie State Enterprises | Lake Geneva, WI 5 | 350 Edwards Blvd. | Lake Geneva, WI 53147 | 20.00 |
| 4/26/2010 | 2009 279 | Margaret E. Condos Employer: The Red Geranium Restaurant | 1720 Summit Drive Swatek Sales Corp., SS21 | Lake Geneva, WI 5 | 393 N. Edwards Blvd. | Lake Geneva, WI 53147 | 20.00 |
| 4/26/2010 | 2009 275 | Elke Kurth Employer: Bella Vista Suites Hotel | 311 S. Wells St., Apt. 15 Attention: Tom Hyslop | Lake Geneva, WI 5 | 335 Wrigley Dr. | Lake Geneva, WI 53147 | 20.00 |
| 4/26/2010 | 2009 278 | Danielle M. Leone Employer: Self | 6319 E. Hwy 50 | Lake Geneva, WI 5 | Lake Geneva, WI 53147 | Lake Geneva, WI 53147 | 20.00 |
| 4/26/2010 | 2009 276 | Angela M. Kotrba Employer: Bella Vista Suites Hotel | 7540 Fox River Rd. 1105 Main St. Attention: Tom Hyslop | Burlington, WI 53 | Lake Geneva, WI 5 | Lake Geneva, WI 53147 | 20.00 |
| 4/26/2010 | 2009 277 | Susan L. Hirsch Employer: Bella Vista Suites Hotel | | Lake Geneva, WI 5 | | | 20.00 |

Operator's Regular Count: 8 Totals for this Type: 160.00

RECEIPT NO: _____
 TOTAL AMOUNT: _____
 DATE: _____

APPLICATION FOR
STREET USE PERMIT

CITY OF LAKE GENEVA, WISCONSIN

*Requesting
 waiver of fee*

FEE DUE UPON APPLICATION, UP TO 2 DAYS \$20, MORE THAN 2 DAYS \$100

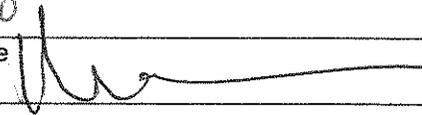
APPLICANT SHALL FURNISH A CERTIFICATE OF COMPREHENSIVE GENERAL LIABILITY INSURANCE WITH THE CITY. THIS APPLICATION SHALL BE ACCOMPANIED BY A PETITION DESIGNATING THE PROPOSED STREET AND TIME FOR SUCH USE BE SIGNED BY NOT LESS THAN 51% OF RESIDENTIAL OR COMMERCIAL ALONG THAT PORTION OF THE STREET.

FILL IN ALL BLANKS COMPLETELY.

APPLICANT (please print clearly)

| | | |
|---|---|-------------------------------|
| Name | CHUCK SCHLEHLEIN | |
| Name of Organization | AMERICAN LEGION POST 24 | |
| Mailing Address | PO BOX 24 | |
| City, State, Zip | LAKE GENEVA WI 53147 | |
| Phone | 248-9767 | |
| Event Chair | Name: CHUCK SCHLEHLEIN | Phone: 248-4243 |
| Event Title | MEMORIAL DAY PARADE & CEREMONY | |
| Date of Event | MAY 31, 2010 | |
| Hours | Start 9 AM | Terminate 10 - 10:30 AM |
| Brief Description and location of proposed street use | STAGING AREA - WIS. ST & PART OF COOK ST. 9-10 AM. PARADE - BROAD ST. TO RIVIERA 10-1030 AM | |
| Approximate Number of participants | Approximate Number 125 | Basis for Estimate PAST YEARS |

Please Note: Park Reservations are applied for separately. All Requests should be made at least six weeks in advance.

| | | | |
|-----------------------------|---|----------------------------|--|
| Date Filed with Clerk | 4-9-10 | | |
| Police Chief Recommendation | Signature  | | |
| Circle One | <input checked="" type="radio"/> Approve | <input type="radio"/> Deny | <input type="radio"/> Alternate Suggestion |
| Copies Provided | Police Chief | Fire Chief | Street Superintendent Parking Dept. |



FRANK KRESEN POST 24
Memorial Building

P.O. BOX 24
LAKE GENEVA, WI 53147

4-9-10

To:

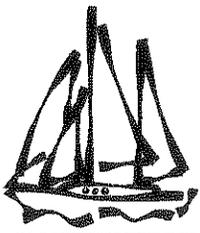
FLC,

WE ARE REQUESTING A WAIVER FOR THE
\$20⁰⁰ FEE FOR THE STOPPING OF TRAFFIC
FOR THE MEMORIAL DAY PARADE ON
MONDAY MAY 31ST. THE PARADE
IS A COMMUNITY FUNCTION WHICH
CONSISTS OF THE POLICE DEPT., FIRE
DEPT., CITY OFFICIALS, BOY SCOUTS,
VETERANS AND THE AMERICAN LEGION.
YOUR WAIVER WOULD BE MUCH
APPRECIATED.

THANK YOU,

CHUCK SCHLEHLEIN

COMMANDER
AMERICAN LEGION POST #24
LAKE GENEVA



APPLICATION FOR
PARADE & PUBLIC ASSEMBLY
 CITY OF LAKE GENEVA, WISCONSIN

NO APPLICATION FEE IS REQUIRED

FILL IN ALL BLANKS COMPLETELY. A LETTER DETAILING ACTIVITIES AND PARADE ROUTE MUST BE ATTACHED OR APPLICATION WILL BE REJECTED.

APPLICANT (please print clearly)

| | | | |
|------------------------------------|--------------------------------|-----------------------------------|--------|
| Name | Last SCHLEHLEIN, | First CHUCK | Middle |
| Name of Organization | AMERICAN LEGION POST 24 | | |
| Mailing Address | PO BOX 24 | | |
| City, State, Zip | LAKE GENEVA WI 53147 | | |
| Phone | 248-9767 | | |
| Event Chair | Name CHUCK SCHLEHLEIN | Phone 248-4243 | |
| Event Title | MEMORIAL DAY PARADE & CEREMONY | | |
| Date of Event | MAY 31 2010 | | |
| Hours | Start 10 AM | Terminate NOON | |
| Brief Description of Event | PARADE & CEREMONY AT | | |
| Approximate Number of participants | Approximate Number 125 | Basis for Estimate PRYOR YEARS | |

Has your Route been reviewed and approved by the Police Department?

Yes No

Will there be animals?

Yes No

Please Note:

Park Reservations are applied for separately. All Requests should be made at least six weeks in advance. Street Use Permits are required if there is a closing of any street.

SUBSCRIBED AND SWORN TO ME THIS 9 DAY OF April, 2010

Clarey Williams
SIGNATURE OF APPLICANT

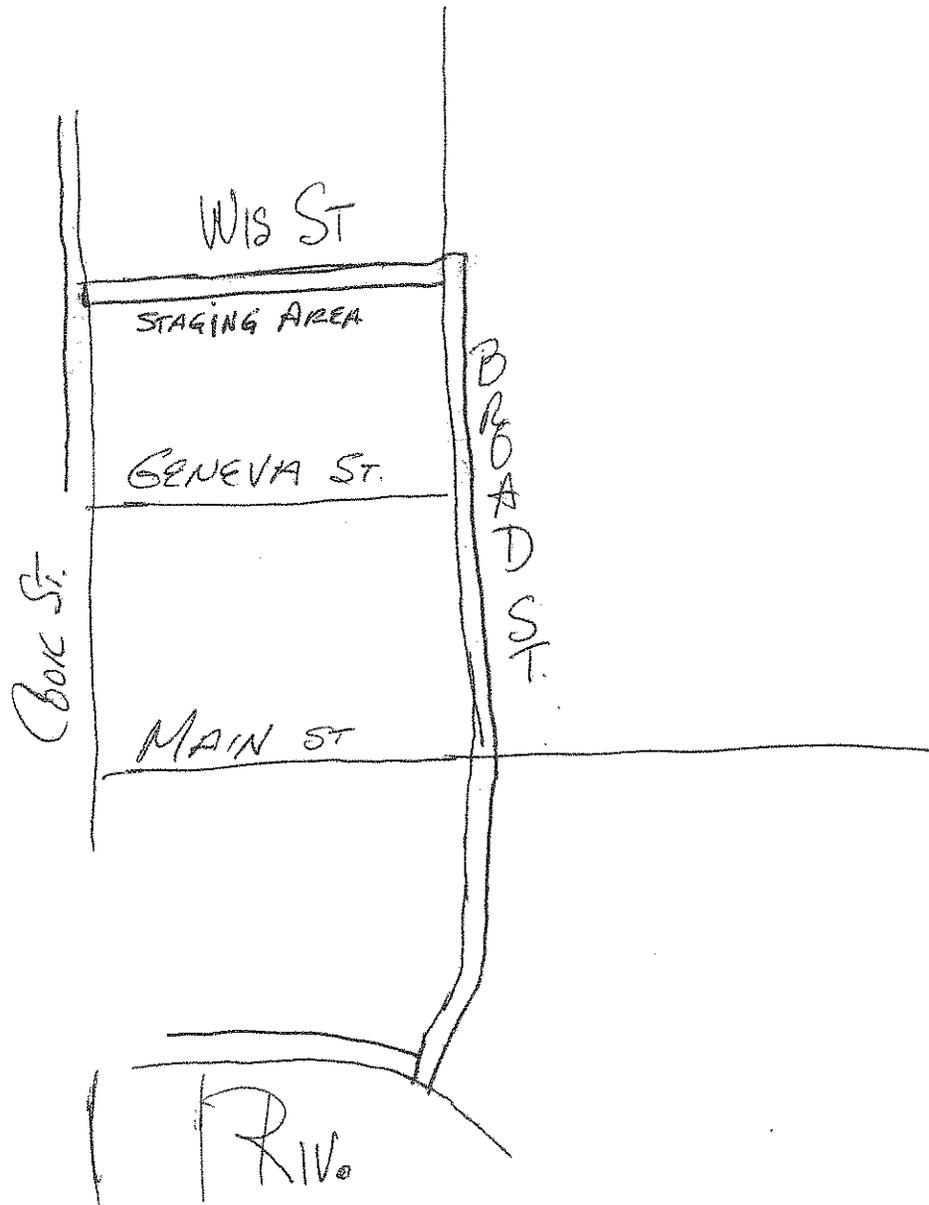
NOTARY PUBLIC *Mary E. Schlegel*

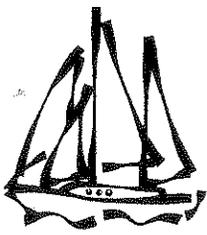
COMMISSION EXPIRES 11-3-13
COUNTY OF Walworth
STATE OF Wisconsin

Map of Event or Route must be included

Office Use Only

| | | | | |
|------------------------------------|--|------------|-----------------------|---------------|
| Date Filed with Clerk | | | | |
| Police Chief Recommendation | Signature <u><i>MM</i></u> | | | |
| Circle One | <input checked="" type="radio"/> Approve <input type="radio"/> Deny <input type="radio"/> Alternate Suggestion | | | |
| Copies Provided | Police Chief | Fire Chief | Street Superintendent | Parking Dept. |
| | Council | Media | | |





APPLICATION FOR

STREET USE PERMIT

CITY OF LAKE GENEVA, WISCONSIN

RECEIPT NO. _____
TOTAL AMOUNT: _____
DATE: _____

FEE DUE UPON APPLICATION, UP TO 2 DAYS \$20, MORE THAN 2 DAYS \$100

APPLICANT SHALL FURNISH A CERTIFICATE OF COMPREHENSIVE GENERAL LIABILITY INSURANCE WITH THE CITY. THIS APPLICATION SHALL BE ACCOMPANIED BY A PETITION DESIGNATING THE PROPOSED STREET AND TIME FOR SUCH USE BE SIGNED BY NOT LESS THAN 51% OF RESIDENTIAL OR COMMERCIAL ALONG THAT PORTION OF THE STREET.

FILL IN ALL BLANKS COMPLETELY.

APPLICANT (please print clearly)

Name

HORTICULTURAL HALL

Name of Organization

GENEVA AREA FOUNDATION

Mailing Address

330 BROAD ST.

City, State, Zip

LAKE GENEVA, WI 53147

Phone

248-4382

Event Chair

Name

RON MCCORMACK

Phone

248-8391 x11

Event Title

FARMERS MARKET

Date of Event

MAY 6, 2010 + EVENT THURSDAY TO 10-28-10

Hours

Start

7:00 AM

Terminate

1:30 PM

Brief Description and location of proposed street use

PORTION OF ALLEY BETWEEN HORTICULTURAL HALL AND EPISCOPAL CHURCH.

Approximate Number of participants

Approximate Number

VARIES - 150?

Basis for Estimate

GUESS

Please Note: Park Reservations are applied for separately. All Requests should be made at least six weeks in advance.

Date Filed with Clerk

3/15/10

Police Chief Recommendation

Signature

Circle One

Approve

Deny

Alternate Suggestion

Copies Provided

Police Chief

Fire Chief

Street Superintendent

Parking Dept.



THE GENEVA AREA FOUNDATION

330 BROAD STREET, P.O. BOX 71, LAKE GENEVA, WISCONSIN 53147-0331

March 16, 2010

City of Lake Geneva, Wisconsin

RE: Farmers Market Alleyway Closure

Dear Sirs:

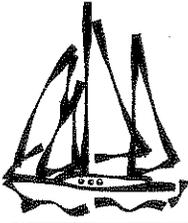
The Board of Directors for Horticultural Hall is seeking approval for closing of the alleyway between Broad and Cook Streets on the south side of Horticultural Hall on Thursdays from May 6, 2010 through October 28, 2010, from 7:00 a.m. until 1:30 p.m. for the Farmers Market that we sponsor. We thank you for your approval of this same request in 2009.

We have submitted a Street Use Permit application and Parade & Public Assembly application, but are requesting a waiver of the fees for these applications, as we feel the Farmers Market is a worthy community service project.

Thanks you for your consideration of this request.

Sincerely,

Ronald H. McCormack
Vice President, Board of Directors
Geneva Area Foundation / aka Horticultural Hall



APPLICATION FOR
PARADE & PUBLIC ASSEMBLY
 CITY OF LAKE GENEVA, WISCONSIN

NO APPLICATION FEE IS REQUIRED

FILL IN ALL BLANKS COMPLETELY. A LETTER DETAILING ACTIVITIES AND PARADE ROUTE MUST BE ATTACHED OR APPLICATION WILL BE REJECTED.

APPLICANT (please print clearly)

| | | | |
|------------------------------------|---|--------------------|--------------|
| Name | Last | First | Middle |
| Name of Organization | AGRICULTURAL HALL | | |
| Mailing Address | GENEVA AREA FOUNDATION | | |
| City, State, Zip | 330 BROAD ST. | | |
| Phone | LAKE GENEVA, WI 53147 | | |
| Event Chair | Name | Phone | |
| Event Title | REN MCCORMACK | | 248-8391 x11 |
| Date of Event | FARMERS MARKET | | |
| Hours | Start | Terminate | |
| Brief Description of Event | MAY 6, 2010 + EVERY THURSDAY TILL 10-28-10 | | |
| Approximate Number of participants | Approximate Number | Basis for Estimate | |
| | 7:00 AM | | 1:30 PM |
| | SALE OF FARMERS MARKET ITEMS IN ALLEYWAY BETWEEN HALL + BASILICAL CHURCH. | | |
| | VARIES - 150? | | GUESS |

Has your Route been reviewed and approved by the Police Department?
 Yes No

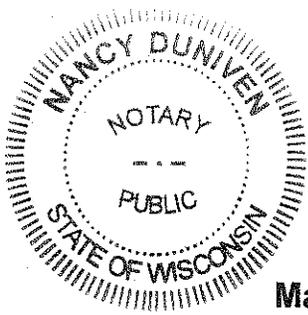
Will there be animals?
 Yes No

Please Note:

Park Reservations are applied for separately. All Requests should be made at least six weeks in advance. Street Use Permits are required if there is a closing of any street.

SUBSCRIBED AND SWORN TO ME THIS 15th DAY OF March, 2010

[Signature]
SIGNATURE OF APPLICANT



NOTARY PUBLIC [Signature]
COMMISSION EXPIRES 9/4/11
COUNTY OF Walworth
STATE OF Wisconsin

Map of Event or Route must be included

Office Use Only

| | | | | |
|-----------------------------|--|---------------------|-----------------------|---------------|
| Date Filed with Clerk | 3/15/10 | | | |
| Police Chief Recommendation | [Signature] | | | |
| Circle One | <input checked="" type="radio"/> Approve <input type="radio"/> Deny <input type="radio"/> Alternate Suggestion | | | |
| Copies Provided | Police Chief Council | Fire Chief Media | Street Superintendent | Parking Dept. |

State of Wisconsin

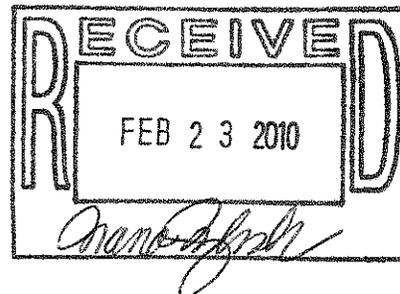
Walworth County

Notice of Claim
and
Claim Against City of Lake Geneva

To: William Chesen, Mayor
City of Lake Geneva
626 Geneva Street
Lake Geneva, WI 53147

Diana Dykstra, City Clerk
City of Lake Geneva
626 Geneva Street
Lake Geneva, WI 53147

Attorney Dan Draper
Braden, Olson and Draper
716 Wisconsin
Lake Geneva, WI 53147



PLEASE TAKE NOTICE that Mary Jo Fesenmaier by her Attorney, David A. Rasmussen, states that the following described circumstances give rise to a claim by her against the City of Lake Geneva, Walworth County, Wisconsin, under Sec. 893.80 Wisconsin Statutes:

1. At all times referenced herein Mary Jo Fesenmaier has been an alderperson elected to represent City Council District 2 in the City of Lake Geneva, Walworth County, Wisconsin, residing at 633 Sue Ann Drive, Lake Geneva, WI 53147.
2. On September 9, 2009, William P. Chesen, Mayor of the City of Lake Geneva, Walworth County, Wisconsin, filed charges of Inefficiency, Official Misconduct and Violation of Open Meetings Law against Mary Jo Fesenmaier.
3. On September 9, 2009, William P. Chesen, as Mayor of the City of Lake Geneva, ordered the suspension of Mary Jo Fesenmaier from the office of Alderperson and scheduled a Hearing for September 23, 2009, on the charges he had filed.
4. In response to the charges filed against him, Alderperson Fesenmaier hired Attorneys Godfrey & Kahn, David C. Williams and David A. Rasmussen to defend her and to pursue injunctive remedies in the civil proceedings to defend her aldermanic position.

5. On Fesenmaier's behalf and on behalf of other persons similarly charged her attorneys took defensive actions, filed an action to have her reseated and obtained dismissal of the charges against her and reinstatement to her position with its emoluments.
6. For the above services Fesenmaier's attorneys at Godfrey & Kahn submitted a bill to her on October 26, 2009, totaling \$62,123.93.
7. Attorney David C. Williams submitted a bill to Fesenmaier on January 28, 2010, totaling \$27,469.65.
8. Attorney David A. Rasmussen submitted bills to Fesenmaier on November 20, 2009, totaling \$2,100.00.
9. The City of Lake Geneva did not provide counsel to Alderperson Fesenmaier to defend her position or to defend the charges against her..
10. Section 895.46(1) of Wisconsin Statutes provides:

"If the Defendant in any action or special proceeding is a public officer or employee and ...is proceeded against as an individual because of acts committed while carrying out duties as an officer ... Regardless of the results of the litigation the governmental unit, if it does not provide legal counsel to the Defendant officer or employee shall pay reasonable attorney fees and costs of defending the action, unless it is found by the Court or jury that the Defendant officer or employee did not act within the scope of employment."

WHEREFORE, Mary Jo Fesenmaier requests the following relief:

1. Payment of \$91,693.58 for attorney's fees incurred in defense of the civil charges and suspension filed against her less any amounts paid on behalf of other represented parties.
2. Indemnification for additional attorney's fees incurred in submitting and pursuing this claim at the rate of \$175.00 per hour.

DATED: February 22, 2010

Respectfully submitted,



David A. Rasmussen, Attorney for Mary Jo Fesenmaier
State Bar No. 1012810
P.O. Box 250, 113 Kenosha Street
Walworth, WI 53184
(262) 275-5669

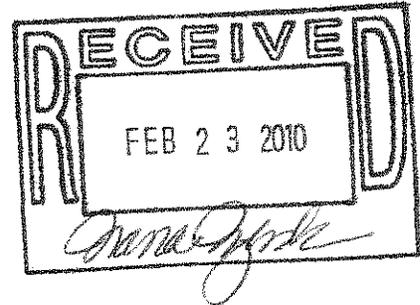
State of Wisconsin
Walworth County

Notice of Claim
and
Claim Against City of Lake Geneva

To: William Chesen, Mayor
City of Lake Geneva
626 Geneva Street
Lake Geneva, WI 53147

Diana Dykstra, City Clerk
City of Lake Geneva
626 Geneva Street
Lake Geneva, WI 53147

Attorney Dan Draper
Braden, Olson and Draper
716 Wisconsin
Lake Geneva, WI 53147



PLEASE TAKE NOTICE that Thomas M. Spellman by his Attorney, David A. Rasmussen, states that the following described circumstances give rise to a claim by him against the City of Lake Geneva, Walworth County, Wisconsin, under Sec. 893.80 Wisconsin Statutes:

1. At all times referenced herein Thomas M. Spellman has been an alderman elected to represent City Council District 3 in the City of Lake Geneva, Walworth County, Wisconsin, residing at 270 Country Club Drive No. 22, Lake Geneva, WI 53147.
2. On September 9, 2009, William P. Chesen, Mayor of the City of Lake Geneva, Walworth County, Wisconsin, filed charges of Neglect of Duty, Inefficiency, Official Misconduct and Violation of Open Meetings Law against Thomas M. Spellman.
3. On September 9, 2009, William P. Chesen, as Mayor of the City of Lake Geneva, ordered the suspension of Thomas Spellman from the office of Alderman and scheduled a Hearing for September 23, 2009, on the charges he had filed.
4. In response to the charges filed against him, Alderman Spellman hired Attorneys Godfrey & Kahn, David C. Williams and David A. Rasmussen to defend him and to pursue injunctive remedies in the civil proceedings to defend his aldermanic position.

5. On Spellman's behalf and on behalf of other parties similarly charged his attorneys took defensive actions, filed an action to have him reseated and obtained dismissal of the charges against him and reinstatement to his position with its emoluments.
6. For the above services Spellman's attorneys at Godfrey & Kahn submitted a bill to him on October 26, 2009, totaling \$62,123.93.
7. Attorney David C. Williams submitted a bill to Spellman on January 28, 2010, totaling \$27,469.65.
8. Attorney David A. Rasmussen submitted bills to Spellman on November 20, 2009, totaling \$2,100.00.
9. The City of Lake Geneva did not provide counsel to Alderman Spellman to defend his position or to defend the charges against him.
10. Section 895.46(1) of Wisconsin Statutes provides:

"If the Defendant in any action or special proceeding is a public officer or employee and ...is proceeded against as an individual because of acts committed while carrying out duties as an officer ... Regardless of the results of the litigation the governmental unit, if it does not provide legal counsel to the Defendant officer or employee shall pay reasonable attorney fees and costs of defending the action, unless it is found by the Court or jury that the Defendant officer or employee did not act within the scope of employment."

WHEREFORE, Thomas M. Spellman requests the following relief:

1. Payment of \$91,693.58 for attorney's fees incurred in defense of the civil charges and suspension filed against him less any amounts paid on behalf of other represented parties.
2. Indemnification for additional attorney's fees incurred in submitting and pursuing this claim at the rate of \$175.00 per hour.

DATED: February 22, 2010

Respectfully submitted,



David A. Rasmussen, Attorney for Thomas M. Spellman
State Bar No. 1012810
P.O. Box 250, 113 Kenosha Street
Walworth, WI 53184
(262) 275-5669

State of Wisconsin

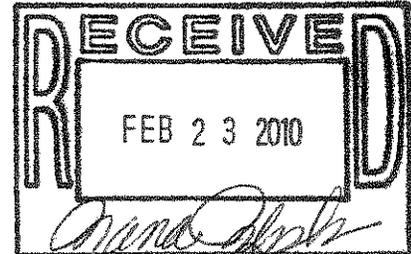
Walworth County

Notice of Claim
and
Claim Against City of Lake Geneva

To: William Chesen, Mayor
City of Lake Geneva
626 Geneva Street
Lake Geneva, WI 53147

Diana Dykstra, City Clerk
City of Lake Geneva
626 Geneva Street
Lake Geneva, WI 53147

Attorney Dan Draper
Braden, Olson and Draper
716 Wisconsin
Lake Geneva, WI 53147



PLEASE TAKE NOTICE that Penny Roehrer by her Attorney, David A. Rasmussen, states that the following described circumstances give rise to a claim by her against the City of Lake Geneva, Walworth County, Wisconsin, under Sec. 893.80 Wisconsin Statutes:

1. At all times referenced herein Penny Roehrer has been an alderperson elected to represent City Council District 2 in the City of Lake Geneva, Walworth County, Wisconsin, residing at 951 S. Lake Shore Drive, Unit 1, Lake Geneva, WI 53147.
2. On September 9, 2009, William P. Chesen, Mayor of the City of Lake Geneva, Walworth County, Wisconsin, filed charges of Neglect of Duty, Inefficiency, Official Misconduct and Violation of Open Meetings Law against Penny Roehrer.
3. On September 9, 2009, William P. Chesen, as Mayor of the City of Lake Geneva, ordered the suspension of Penny Roehrer from the office of Alderperson and scheduled a Hearing for September 23, 2009, on the charges he had filed.
4. In response to the charges filed against her, Alderperson Roehrer hired Attorneys Godfrey & Kahn and David C. Williams to defend her and to pursue injunctive remedies in the civil proceedings to defend her aldermanic position.

5. On Roehrer's behalf and on behalf of other persons similarly charged her attorneys took defensive actions, filed an action to have her reseated and obtained dismissal of the charges against her and reinstatement to her position with its emoluments.

6. For the above services Roehrer's attorneys at Godfrey & Kahn submitted a bill to her on October 26, 2009, totaling \$62,123.93.

7. Attorney David C. Williams submitted a bill to Roehrer on January 28, 2010, totaling \$27,469.65.

8. The City of Lake Geneva did not provide counsel to Alderperson Roehrer to defend her position or to defend the charges against her.

9. Section 895.46(1) of Wisconsin Statutes provides:

"If the Defendant in any action or special proceeding is a public officer or employee and ...is proceeded against as an individual because of acts committed while carrying out duties as an officer ... Regardless of the results of the litigation the governmental unit, if it does not provide legal counsel to the Defendant officer or employee shall pay reasonable attorney fees and costs of defending the action, unless it is found by the Court or jury that the Defendant officer or employee did not act within the scope of employment."

WHEREFORE, Penny Roehrer requests the following relief:

1. Payment of \$89,593.58 for attorney's fees incurred in defense of the civil charges and suspension filed against her less any amounts paid on behalf of other represented parties.

2. Indemnification for additional attorney's fees incurred in submitting and pursuing this claim at the rate of \$175.00 per hour.

DATED: February 22, 2010

Respectfully submitted,



David A. Rasmussen, Attorney for Penny Roehrer
State Bar No. 1012810
P.O. Box 250, 113 Kenosha Street
Walworth, WI 53184
(262) 275-5669

State of Wisconsin

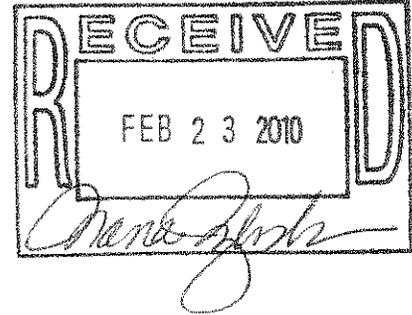
Walworth County

Notice of Claim
and
Claim Against City of Lake Geneva

To: William Chesen, Mayor
City of Lake Geneva
626 Geneva Street
Lake Geneva, WI 53147

Diana Dykstra, City Clerk
City of Lake Geneva
626 Geneva Street
Lake Geneva, WI 53147

Attorney Dan Draper
Braden, Olson and Draper
716 Wisconsin
Lake Geneva, WI 53147



PLEASE TAKE NOTICE that Arleen Krohn by her Attorney, David A. Rasmussen, states that the following described circumstances give rise to a claim by her against the City of Lake Geneva, Walworth County, Wisconsin, under Sec. 893.80 Wisconsin Statutes:

1. At all times referenced herein Arleen Krohn has been an alderperson elected to represent City Council District 3 in the City of Lake Geneva, Walworth County, Wisconsin, residing at 922 Sage Street, Lake Geneva, WI 53147.
2. On September 9, 2009, William P. Chesen, Mayor of the City of Lake Geneva, Walworth County, Wisconsin, filed charges of Neglect of Duty, Inefficiency, Official Misconduct and Violation of Open Meetings Law against Arleen Krohn.
3. On September 9, 2009, William P. Chesen, as Mayor of the City of Lake Geneva, ordered the suspension of Arleen Krohn from the office of Alderperson and scheduled a Hearing for September 23, 2009, on the charges he had filed.
4. In response to the charges filed against her, Alderperson Krohn hired Attorneys Godfrey & Kahn and David C. Williams to defend her and to pursue injunctive remedies in the civil proceedings to defend her aldermanic position.

5. On Krohn's behalf and on behalf of other persons similarly charged her attorneys took defensive actions, filed an action to have her reseated and obtained dismissal of the charges against her and reinstatement to her position with its emoluments.
6. For the above services Krohn's attorneys at Godfrey & Kahn submitted a bill to her on October 26, 2009, totaling \$62,123.93.
7. Attorney David C. Williams submitted a bill to Krohn on January 28, 2010, totaling \$27,469.65.
8. The City of Lake Geneva did not provide counsel to Alderperson Krohn to defend her position or to defend the charges against her.
9. Section 895.46(1) of Wisconsin Statutes provides:

"If the Defendant in any action or special proceeding is a public officer or employee and ...is proceeded against as an individual because of acts committed while carrying out duties as an officer ... Regardless of the results of the litigation the governmental unit, if it does not provide legal counsel to the Defendant officer or employee shall pay reasonable attorney fees and costs of defending the action, unless it is found by the Court or jury that the Defendant officer or employee did not act within the scope of employment."

WHEREFORE, Arleen Krohn requests the following relief:

1. Payment of \$89,593.58 for attorney's fees incurred in defense of the civil charges and suspension filed against her less any amounts paid on behalf of other represented parties.
2. Indemnification for additional attorney's fees incurred in submitting and pursuing this claim at the rate of \$175.00 per hour.

DATED: February 27, 2010

Respectfully submitted,



David A. Rasmussen, Attorney for Arleen Krohn
State Bar No. 1012810
P.O. Box 250, 113 Kenosha Street
Walworth, WI 53184
(262) 275-5669

**CITY PLAN COMMISSION
MONDAY, APRIL 19, 2010 - 6:30 PM
COUNCIL CHAMBERS, CITY HALL**

Meeting called to order by Mayor Chesen at 6:33pm.

Roll Call: Commissioners Kupsik, Lyon, Alderman Tolar and Commissioners Kuehl and Hartz. Also Present: Mayor Chesen, City Attorney Draper, Building/Zoning Administrator Brugger, Administrator Jordan and Administrative Assistant Special. City Planner Slavney was excused. Commissioner Horne was absent.

Tolar/Lyon motion to approve minutes of March 15th, 2010 Plan Commission meeting with the correction of adding Alderman Tolar as being present. Motion carries.

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 five (5) minutes.

Correspondence.

Written correspondence received from John Fedorovich, 232 Maxwell Street, in support of the project for the Muzaffar's at 224 Maxwell Street.

Public Hearing on a Conditional Use Application filed by Kamal Muzaffar and Lisa Muzaffar Kusko, 224 Maxwell Street, Lake Geneva, WI 53147 to establish a legal conforming status for an existing two-flat use per Section 98-207(3) at 224 Maxwell Street, Lake Geneva, Tax Key No. ZOP 00204 and ZOP 00204B.

Attorney Tim Swatek approached the podium and gave a brief background on the project. Commissioner Hartz asked if this is in the Maple Park Historic District. It was revealed that it was. Brugger stated that the building plan will need to be approved by the Historic Preservation Committee. Brugger explains that the Plan Commission is approving the use and not the plans. Hartz/Lyon motion to close the public hearing. Motion carried. Mayor Chesen asked Brugger to explain how this works. Brugger explains that there are a couple ways to preserve the two-family use of older homes in case they were damaged or destroyed. This is some recourse above and beyond the Conditional Use precautions. If there is a responsible landlord and there are no problems, then someone could be still be allowed to continue the use. Kuehl asked if this is an application to rezone. Brugger said no, that this is a way to make it conforming, because under SR-4 there is no option to have a two flat. Under the above stated provision there is an allowance to make this a conforming use. Kuehl also asks if there has been another application like this. Brugger states that he doesn't believe that it does. Hartz asks how the Comprehensive Plan comes into play. Brugger states that he is not sure that the Comprehensive Plan comes into play. Because you are not re-zoning it, the Conditional Use is a here and now situation. Tolar asks if any opposition was received. No there hasn't been any. In fact there was one letter received in favor of it. Kupsik asks if two families are living there. Apparently there is. The current owners also do live there. Kuehl feels that there may be a door opening to someone who has a different interpretation of this particular clause of the ordinance to allow something that was not conforming to be conforming. Lyon expresses that he doesn't feel the same of it. Kuehl/Kupsik motion to approve the application as presented and to include staff recommendations. Motion carries.

R31

Public Hearing on a Conditional Use Application filed by Gregory Fletcher, 2302 Evergreen Circle, Mc Henry, IL 60025, 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 Drive, Lake Geneva, Tax Key No. ZBB 00003.

Mr. Greg Fletcher approached the podium and explained the project to expand the slip to allow for another boat. Lyon/Kupsik motion to close the public hearing. Motion carries. Kupsik/Tolar motion to approve the application as presented with and to include the staff recommendations. Hartz asked what the calculations were to determine the amount of slips that are allowed. Brugger explains that the DNR mandates that. Our ordinance also makes note that the DNR must approve the application prior to the City's approval. Motion carries.

R32

Public Hearing on a Conditional Use Application filed by Kocourek Property Holdings, LLC, 880 S. Lake Shore Drive, Lake Geneva, WI 53147, to modify a non-conforming pole sign at 270 Broad Street, Lake Geneva, Tax Key No. ZOP 00244. Attorney Richard Torhorst approached the podium and gave a background on the project. He explains that the ordinance says that after ten years the sign must conform. Mr. Torhorst states that it is proposed to be rough sawn cedar and stained to be a maroon like color with a beige MDO insert(s) with burgundy copy on them and easily changeable. The alternative is to remove the sign and put it on the ground and block the vision from the Geneva Street to Broad Street on the West. Mr. Torhorst is asking for the approval of the Conditional Use for another ten years to have the sign as proposed. Brugger makes a couple quick comments. The plan makes note that the tone on the sign would be a dark stained wood (red) and Attorney Torhorst agrees that it will be closer to that color. Brugger also states that this approval could also include the Downtown Design Review as well. Kupsik asks that the new sign will be the same height and dimension as existing. Brugger stated that he feels the existing sign is getting a new facelift but the sign will remain. Kupsik also asks if the *Beadology* sign up the pole of the sign will be removed as well as the sandwich signs. Brugger hopes so. Kupsik/Lyon motion to close the public hearing. Motion carries. Hartz stated that Mr. Torhorst stated if the sign was suppose to be conforming it would become a monument sign and at this location, this could be detrimental. Brugger gave a couple other examples. Hartz thought maybe the monument sign provision could be eliminated. Brugger stated that he didn't think that would be necessary. Kupsik/Tolar motion to approve the sign as presented including staff recommendations with the condition that the sign running up the pole of the sign and the sandwich signs would be removed from the property when the new sign is finished. Motion carries.

R33

Public Hearing on a Conditional Use Application filed by Walter and Nancy Bell, 7 Wildwood Unit D, Williams Bay, WI 53191, for construction of a single family residential home in an ER-1 District using SR-4 requirements on a substandard lot, provisions of Sec. 98-407 on Lot 13 of Syverstad Lake Shore Estates, Lake Geneva, Tax Key No. ZSY 00013. Brian Jorndt approached the podium on behalf of the applicants. Hartz asked if the sanitary line that is documented outside of the easement line is allowed as the stock pile is over the easement and would it be detrimental. Also, is there an association approval that needs to be done prior to construction? No it doesn't appear to be so. Hartz also asked about the shoreline setback at 72 feet should be more. Brugger states that as the building setbacks encroach into the setback can go so far as the existing setback can go. There are not going any further than what the current house is other than the next item will address which is the passive recreation. Will a retaining wall be needed to hold up the patio? Mr. Jorndt stated that they will grade it out to get rid of any retaining walls. Kupsik/Hartz motion to close the public hearing. Motion carries. Kupsik/Lyon motion to approve the conditional Use application s noted and to include all of the staff recommendations as noted. Motion carries.

R34

Public Hearing on a Conditional Use Application filed by Walter and Nancy Bell, 7 Wildwood Unit D, Williams Bay, WI 53191, 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 No. ZSY 00013. Mr. Jorndt continued at the podium and explained this part of the project. This is to allow the deck to encroach into the setback area Hartz doesn't see how they will be able to get away without having a retaining wall. Mr. Jorndt explained that the patio will not go out as far as the deck and will allow for the land to be graded. There will also be a step from the basement to the patio and then will be graded out from there. Kupsik/Lyon motion to close the public hearing. Motion carries. Kupsik/Tolar motion to approve the Conditional Use application as noted and to include all staff recommendations. Friendly amendment to add that there be no retaining wall to the patio. First and second agreed. Motion carries.

R35

Review and Recommendation on an Application for Certified Survey Map filed by David W. and Kristine K. Hills 2762 Krueger Road, Lake Geneva, WI 53147 for land located in the Town of Geneva and is within the City's Extra-territorial Platting jurisdiction. Attorney Bob Leibsle approached the podium and gave a background on the project. Kupsik/Lyon motion to approve the application for the Certified Survey Map as noted. Motion carries.

Review and Recommendation on an Application for Certified Survey Map (for the removal of a restriction) filed by Immanuel Evangelical Luthern Church 1229 Park Row, Lake Geneva, WI 53147 for land located in the town of Bloomfield and is within the City's Extra-territorial Platting jurisdiction. Attorney Richard Torhorst approached the podium and gave a background on the project. Hartz wants to recuse himself as a member and he was on the board for the acquisition. Kuehl also recuses himself as he is also a member and represented the church in the legal matter. Attorney Draper stated that he assisted the church when Kuehl had to leave for his duties and also Alderman Tolar has to recuse himself as a member of the church as well. Due to this unforeseen event, there is not a quorum to make a decision. Item was passed onto the Council without recommendation (and without a vote) due to a lack of quorum for this item.

Operational Plan review and approval for *The Great Crepe* to be located at 247 Cook Street, Lake Geneva per Planned Development Requirements. Brugger explained the background of this decision. Hartz/Lyon to approve this plan as noted. Motion carries.

Review and action for a Site Plan Amendment filed by Richard Bittner for the *Next Door Pub, 411 Interchange North*. Ken Eiten approached the podium on behalf of Rick and Chad Bittner and explained the background of the project. There will be no drink of food served on this deck area. This is only to leave the restaurant to smoke and then return to the restaurant. The applicant will remove the same amount of paved surface that will be taken up with the deck to make sure the calculations will remain the same. Tolar/Kuehl motion to approve the Site Plan Amendment as presented. Lyon wanted to make sure that the ratio of landscape to impervious surface is 1 to 1. It is. Motion carries.

Downtown Design Review.

None.

Kupsik/Tolar motion to adjourn at 7:28 p.m. Unanimously carried.

/s/ Jennifer Special, Building/Zoning Administrative Assistant

These minutes are not official until approved at the next Planning Commission meeting.

STAFF REPORT
To Lake Geneva Plan Commission

Meeting Date: April 19, 2010

Agenda Item #6

Applicant:

Kamal Muzaffar and Lisa Muzaffar Kusko
224 Maxwell Street
Lake Geneva, WI 53147

Request:

Conditional Use approval to establish a legal conforming status for an existing two-flat use per Section 98-207(3).

Description: The applicants would like to construct an addition to their existing two-flat dwelling located in the SR-4 district. The ordinance prohibits expansion of an existing non-conforming use but does allow for the applicant to apply for conforming status to allow the addition.

Staff Recommendation: Staff has no objection to the proposed conditional use. This is the reason this section is in the ordinance; to allow a responsible property owner the opportunity to maintain an otherwise non-conforming two family dwelling in a single family district as a conforming use if approved after a public hearing. Staff is not aware of any issues resulting from this two-flat use. The owner has a lot that well exceeds the lot area for a two-flat and, in fact, has adequate lot area for two single family dwellings.

If, after the public hearing, the Commission wishes to recommend approval, then the appropriate fact finding would be:

1. In general, the proposed conditional use is in harmony with the purposes, goals, objectives, policies and standards of the City's Comprehensive Plan, Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City.
2. Specific to this site, the proposed conditional use is in harmony with the purposes, goals, objectives, policies and standards of the City's Comprehensive Plan, Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City.
3. The proposed conditional use in its proposed location, and as depicted on the required site plan does not result in a substantial or undue adverse impact on nearby property, the character of the neighborhood, environmental factors, traffic factors, parking, public improvements, public property or rights-of-way, or other matters affecting the public health, safety, or general welfare, either as they now exist or as they may in the future be developed as a result of the implementation of the provisions of this Chapter, the Comprehensive Plan or any other plan, program, map, or ordinance adopted or under consideration pursuant to official notice by the City or other governmental agency having jurisdiction to guide development.
4. The proposed conditional use maintains the desired consistency of land uses, land use intensities, and land use impacts as related to the environs of the subject property.

5. The proposed conditional use is located in an area that will be adequately served by, and will not impose an undue burden on any of improvements, facilities, utilities or services provided by public agencies serving the subject property.

6. The potential public benefits of the proposed conditional use outweigh all potential adverse impacts of the proposed conditional use after taking into consideration the Applicant's proposal and any requirements recommended by the Applicant to ameliorate such impacts.

If, after the public hearing, the Commission wishes to recommend denial, then the appropriate fact finding would be:

1. In general, the proposed conditional use is not in harmony with the purposes, goals, objectives, policies and standards of the City's Comprehensive Plan, Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City.

2. Specific to this site, the proposed conditional use is not in harmony with the purposes, goals, objectives, policies and standards of the City's Comprehensive Plan, Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City.

3. The proposed conditional use in its proposed location, and as depicted on the required site plan does result in a substantial or undue adverse impact on nearby property, the character of the neighborhood, environmental factors, traffic factors, parking, public improvements, public property or rights-of-way, or other matters affecting the public health, safety, or general welfare, either as they now exist or as they may in the future be developed as a result of the implementation of the provisions of this Chapter, the Comprehensive Plan or any other plan, program, map, or ordinance adopted or under consideration pursuant to official notice by the City or other governmental agency having jurisdiction to guide development.

4. The proposed conditional use does not maintain the desired consistency of land uses, land use intensities, and land use impacts as related to the environs of the subject property.

5. The proposed conditional use is located in an area that will be adequately served by, and will not impose an undue burden on any of improvements, facilities, utilities or services provided by public agencies serving the subject property.

6. The potential public benefits of the proposed conditional use do not outweigh all potential adverse impacts of the proposed conditional use after taking into consideration the Applicant's proposal and any requirements recommended by the Applicant to ameliorate such impacts.

Agenda Item #7

Applicant:

Gregory Fletcher
2302 Evergreen Circle
Mc Henry, IL 60025

Request:

Conditional Use approval to construct an additional slip with a catwalk attached to the existing pier at 500 S. Lake Shore Dr.

Description: The applicant would like to add a slip to his existing pier.

Staff Recommendation: Staff has no objection to the proposed pier addition.

If, after the public hearing, the Commission wishes to recommend approval, then the appropriate fact finding would be:

1. In general, the proposed conditional use is in harmony with the purposes, goals, objectives, policies and standards of the City's Comprehensive Plan, Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City.
2. Specific to this site, the proposed conditional use is in harmony with the purposes, goals, objectives, policies and standards of the City's Comprehensive Plan, Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City.
3. The proposed conditional use in its proposed location, and as depicted on the required site plan does not result in a substantial or undue adverse impact on nearby property, the character of the neighborhood, environmental factors, traffic factors, parking, public improvements, public property or rights-of-way, or other matters affecting the public health, safety, or general welfare, either as they now exist or as they may in the future be developed as a result of the implementation of the provisions of this Chapter, the Comprehensive Plan or any other plan, program, map, or ordinance adopted or under consideration pursuant to official notice by the City or other governmental agency having jurisdiction to guide development.
4. The proposed conditional use maintains the desired consistency of land uses, land use intensities, and land use impacts as related to the environs of the subject property.
5. The proposed conditional use is located in an area that will be adequately served by, and will not impose an undue burden on any of improvements, facilities, utilities or services provided by public agencies serving the subject property.
6. The potential public benefits of the proposed conditional use outweigh all potential adverse impacts of the proposed conditional use after taking into consideration the Applicant's proposal and any requirements recommended by the Applicant to ameliorate such impacts.

If, after the public hearing, the Commission wishes to recommend denial, then the appropriate fact finding would be:

1. In general, the proposed conditional use is not in harmony with the purposes, goals, objectives, policies and standards of the City's Comprehensive Plan, Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City.

2. Specific to this site, the proposed conditional use is not in harmony with the purposes, goals, objectives, policies and standards of the City's Comprehensive Plan, Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City.

3. The proposed conditional use in its proposed location, and as depicted on the required site plan does result in a substantial or undue adverse impact on nearby property, the character of the neighborhood, environmental factors, traffic factors, parking, public improvements, public property or rights-of-way, or other matters affecting the public health, safety, or general welfare, either as they now exist or as they may in the future be developed as a result of the implementation of the provisions of this Chapter, the Comprehensive Plan or any other plan, program, map, or ordinance adopted or under consideration pursuant to official notice by the City or other governmental agency having jurisdiction to guide development.

4. The proposed conditional use does not maintain the desired consistency of land uses, land use intensities, and land use impacts as related to the environs of the subject property.

5. The proposed conditional use is located in an area that will be adequately served by, and will not impose an undue burden on any of improvements, facilities, utilities or services provided by public agencies serving the subject property.

6. The potential public benefits of the proposed conditional use do not outweigh all potential adverse impacts of the proposed conditional use after taking into consideration the Applicant's proposal and any requirements recommended by the Applicant to ameliorate such impacts.

Agenda Item #8

Applicant:

Kocourek Property Holdings, LLC
880 S. Lake Shore Drive
Lake Geneva, WI 53147

Request:

Conditional Use approval to modify a non-conforming pole sign at 270 Broad Street.

Description: The applicant would like approval to continue the use of an existing non-conforming pole sign and allow modifications for new tenants.

Staff Recommendation: Staff has no objection to the proposed conditional use as this is another downtown property with a building setback to the rear of the property leaving no building wall at the sidewalk for signage. A new monument sign installed per code would also have to be setback behind the wall line of adjacent buildings making it ineffective and would likely be so low that it would not be visible behind cars parked on the street. The existing pole sign does not obstruct pedestrian or traffic visibility. This review will also serve as the Downtown Design Review. The conditional use is limited by ordinance to ten years.

If, after the public hearing, the Commission wishes to recommend approval, then the appropriate fact finding would be:

1. In general, the proposed conditional use is in harmony with the purposes, goals, objectives, policies and standards of the City's Comprehensive Plan, Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City.

2. Specific to this site, the proposed conditional use is in harmony with the purposes, goals, objectives, policies and standards of the City's Comprehensive Plan, Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City.

3. The proposed conditional use in its proposed location, and as depicted on the required site plan does not result in a substantial or undue adverse impact on nearby property, the character of the neighborhood, environmental factors, traffic factors, parking, public improvements, public property or rights-of-way, or other matters affecting the public health, safety, or general welfare, either as they now exist or as they may in the future be developed as a result of the implementation of the provisions of this Chapter, the Comprehensive Plan or any other plan, program, map, or ordinance adopted or under consideration pursuant to official notice by the City or other governmental agency having jurisdiction to guide development.

4. The proposed conditional use maintains the desired consistency of land uses, land use intensities, and land use impacts as related to the environs of the subject property.

5. The proposed conditional use is located in an area that will be adequately served by, and will not impose an undue burden on any of improvements, facilities, utilities or services provided by public agencies serving the subject property.

6. The potential public benefits of the proposed conditional use outweigh all potential adverse impacts of the proposed conditional use after taking into consideration the Applicant's proposal and any requirements recommended by the Applicant to ameliorate such impacts.

If, after the public hearing, the Commission wishes to recommend denial, then the appropriate fact finding would be:

1. In general, the proposed conditional use is not in harmony with the purposes, goals, objectives, policies and standards of the City's Comprehensive Plan, Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City.

2. Specific to this site, the proposed conditional use is not in harmony with the purposes, goals, objectives, policies and standards of the City's Comprehensive Plan, Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City.

3. The proposed conditional use in its proposed location, and as depicted on the required site plan does result in a substantial or undue adverse impact on nearby property, the character of the neighborhood, environmental factors, traffic factors, parking, public improvements, public property or rights-of-way, or other matters affecting the public health, safety, or general welfare, either as they now exist or as they may in the future be developed as a result of the implementation of the provisions of this Chapter, the Comprehensive Plan or any other plan, program, map, or ordinance adopted or under consideration pursuant to official notice by the City or other governmental agency having jurisdiction to guide development.

4. The proposed conditional use does not maintain the desired consistency of land uses, land use intensities, and land use impacts as related to the environs of the subject property.

5. The proposed conditional use is located in an area that will be adequately served by, and will not impose an undue burden on any of improvements, facilities, utilities or services provided by public agencies serving the subject property.

6. The potential public benefits of the proposed conditional use do not outweigh all potential adverse impacts of the proposed conditional use after taking into consideration the Applicant's proposal and any requirements recommended by the Applicant to ameliorate such impacts.

Agenda Item #9

Applicant:

Walter and Nancy Bell
7 Wildwood Unit D
Williams Bay, WI 53191

Request:

Conditional Use approval for the construction of a single family home in the ER-1 District using SR-4 District requirements on a substandard lot per Sec. 98-407 on Lot 13 in Syverstad Lake Shore Estates.

Description: The applicant would like to reconstruct their existing single family dwelling on an existing substandard lot in the ER-1 district utilizing the requirements of the SR-4 district.

Staff Recommendation: Staff has no objection to the proposed conditional use as the submitted site plan is in conformity with ordinance requirements.

If, after the public hearing, the Commission wishes to recommend approval, then the appropriate fact finding would be:

1. In general, the proposed conditional use is in harmony with the purposes, goals, objectives, policies and standards of the City's Comprehensive Plan, Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City.

2. Specific to this site, the proposed conditional use is in harmony with the purposes, goals, objectives, policies and standards of the City's Comprehensive Plan, Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City.

3. The proposed conditional use in its proposed location, and as depicted on the required site plan does not result in a substantial or undue adverse impact on nearby property, the character of the neighborhood, environmental factors, traffic factors, parking, public improvements, public property or rights-of-way, or other matters affecting the public health, safety, or general welfare, either as they now exist or as they may in the future be developed as a result of the implementation of the provisions of this Chapter, the Comprehensive Plan or any other plan, program, map, or ordinance adopted or under

consideration pursuant to official notice by the City or other governmental agency having jurisdiction to guide development.

4. The proposed conditional use maintains the desired consistency of land uses, land use intensities, and land use impacts as related to the environs of the subject property.

5. The proposed conditional use is located in an area that will be adequately served by, and will not impose an undue burden on any of improvements, facilities, utilities or services provided by public agencies serving the subject property.

6. The potential public benefits of the proposed conditional use outweigh all potential adverse impacts of the proposed conditional use after taking into consideration the Applicant's proposal and any requirements recommended by the Applicant to ameliorate such impacts.

If, after the public hearing, the Commission wishes to recommend denial, then the appropriate fact finding would be:

1. In general, the proposed conditional use is not in harmony with the purposes, goals, objectives, policies and standards of the City's Comprehensive Plan, Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City.

2. Specific to this site, the proposed conditional use is not in harmony with the purposes, goals, objectives, policies and standards of the City's Comprehensive Plan, Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City.

3. The proposed conditional use in its proposed location, and as depicted on the required site plan does result in a substantial or undue adverse impact on nearby property, the character of the neighborhood, environmental factors, traffic factors, parking, public improvements, public property or rights-of-way, or other matters affecting the public health, safety, or general welfare, either as they now exist or as they may in the future be developed as a result of the implementation of the provisions of this Chapter, the Comprehensive Plan or any other plan, program, map, or ordinance adopted or under consideration pursuant to official notice by the City or other governmental agency having jurisdiction to guide development.

4. The proposed conditional use does not maintain the desired consistency of land uses, land use intensities, and land use impacts as related to the environs of the subject property.

5. The proposed conditional use is located in an area that will be adequately served by, and will not impose an undue burden on any of improvements, facilities, utilities or services provided by public agencies serving the subject property.

6. The potential public benefits of the proposed conditional use do not outweigh all potential adverse impacts of the proposed conditional use after taking into consideration the Applicant's proposal and any requirements recommended by the Applicant to ameliorate such impacts.

Agenda Item #10

Applicant:

Walter and Nancy Bell
7 Wildwood Unit D
Williams Bay, WI 53191

Request:

Conditional Use approval for the extension of the patio and open deck into the Lake Shore Overlay District for a passive recreation area (located between the house and the lake per Sec. 98-206(10)(e)2.a. on Lot 13 in Syverstad Lake Shore Estates.

Description: The applicant would like to construct a deck and patio within their allowable 20 foot wide lake access area for passive recreation.

Staff Recommendation: Staff has no objection to the proposed deck and patio as these are typical passive recreation uses for other lake front dwellings.

If, after the public hearing, the Commission wishes to recommend approval, then the appropriate fact finding would be:

1. In general, the proposed conditional use is in harmony with the purposes, goals, objectives, policies and standards of the City's Comprehensive Plan, Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City.
2. Specific to this site, the proposed conditional use is in harmony with the purposes, goals, objectives, policies and standards of the City's Comprehensive Plan, Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City.
3. The proposed conditional use in its proposed location, and as depicted on the required site plan does not result in a substantial or undue adverse impact on nearby property, the character of the neighborhood, environmental factors, traffic factors, parking, public improvements, public property or rights-of-way, or other matters affecting the public health, safety, or general welfare, either as they now exist or as they may in the future be developed as a result of the implementation of the provisions of this Chapter, the Comprehensive Plan or any other plan, program, map, or ordinance adopted or under consideration pursuant to official notice by the City or other governmental agency having jurisdiction to guide development.
4. The proposed conditional use maintains the desired consistency of land uses, land use intensities, and land use impacts as related to the environs of the subject property.
5. The proposed conditional use is located in an area that will be adequately served by, and will not impose an undue burden on any of improvements, facilities, utilities or services provided by public agencies serving the subject property.
6. The potential public benefits of the proposed conditional use outweigh all potential adverse impacts of the proposed conditional use after taking into consideration the Applicant's proposal and any requirements recommended by the Applicant to ameliorate such impacts.

If, after the public hearing, the Commission wishes to recommend denial, then the appropriate fact finding would be:

1. In general, the proposed conditional use is not in harmony with the purposes, goals, objectives, policies and standards of the City's Comprehensive Plan, Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City.
2. Specific to this site, the proposed conditional use is not in harmony with the purposes, goals, objectives, policies and standards of the City's Comprehensive Plan, Zoning Ordinance, and any other plan, program, or ordinance adopted, or under consideration pursuant to official notice by the City.
3. The proposed conditional use in its proposed location, and as depicted on the required site plan does result in a substantial or undue adverse impact on nearby property, the character of the neighborhood, environmental factors, traffic factors, parking, public improvements, public property or rights-of-way, or other matters affecting the public health, safety, or general welfare, either as they now exist or as they may in the future be developed as a result of the implementation of the provisions of this Chapter, the Comprehensive Plan or any other plan, program, map, or ordinance adopted or under consideration pursuant to official notice by the City or other governmental agency having jurisdiction to guide development.
4. The proposed conditional use does not maintain the desired consistency of land uses, land use intensities, and land use impacts as related to the environs of the subject property.
5. The proposed conditional use is located in an area that will be adequately served by, and will not impose an undue burden on any of improvements, facilities, utilities or services provided by public agencies serving the subject property.
6. The potential public benefits of the proposed conditional use do not outweigh all potential adverse impacts of the proposed conditional use after taking into consideration the Applicant's proposal and any requirements recommended by the Applicant to ameliorate such impacts.

Agenda Item #11

Applicant:

David W. and Kristine K. Hills
2762 Krueger Road
Lake Geneva, WI 53147

Request:

Approval of a CSM for land located in Town of Geneva
located within the City's ETP jurisdiction.

Description: The applicant would like to "officially" divide their existing parcel which is actually comprised of two separate parcels.

Staff Recommendation: Staff has no objection to the proposed CSM and agrees with the applicant's statements that this is an "infill" development.

Agenda Item #12

Applicant:

Immanuel Evangelical Lutheran Church
1229 Park Row
Lake Geneva, WI 53147

Request:

Approval of a CSM for land located in Town of Bloomfield
located within the City's ETP jurisdiction.

Description: The applicant would like to have the "outlot" designation removed from their parcel to remove a building restriction that was placed on the current CSM in error. A new CSM is required to accomplish this.

Staff Recommendation: Staff has no objection to the proposed CSM as it does not create a new residential lot.

Agenda Item #13

Applicant:

The Great Crepe
247 Cook Street
Lake Geneva, WI 53147

Request:

Operational Plan Review.

Description: The applicant would like to open up a crepe restaurant. The approved Development Plan for this location's Planned Development allowed for indoor entertainment uses permitted by right with approval of an operation plan.

Staff Recommendation: Staff has no objection to the use based on the submitted operation plan.

Agenda Item #14

Applicant:

Richard Bittner
411 Interchange North
Lake Geneva, WI 53147

Request:

Approval for a Site Plan amendment.

Description: The applicant would like to construct an addition to his existing deck and a roof to cover the deck for an outdoor smoking lounge.

Staff Recommendation: Staff has no objection to the proposed deck addition as the submitted site plan is in conformity with ordinance requirements.

If the Commission wishes to recommend approval, then the appropriate fact finding would be:

1. All standards of the Zoning Ordinance and other applicable City, State and Federal regulations are met;
2. The public health and safety is not endangered;
3. Adequate public facilities and utilities are provided;
4. Adequate control of storm water and erosion are provided and the disruption of existing topography, drainage patterns and vegetative cover is maintained insofar as is practical;
5. Appropriate traffic control and parking are provided;
6. Appropriate landscaping and open space areas are provided;
7. The appearance of structures maintains a consistency of design, materials, colors, and arrangement with nearby properties of similar use which comply with the general architectural guidelines provided in subsections i. through v., below:
 - i. Exterior construction materials shall be consistent with Sec.98-718;
 - ii. Exterior building design or appearance shall not be of such unorthodox or abnormal character in relation to its surroundings as to be unsightly or offensive to generally accepted taste and community standards;
 - iii. Exterior building design or appearance shall not be so identical with nearby buildings so as to create excessive monotony or drabness. A minimum of five basic home styles shall be provided in each residential subdivision;
 - iv. Exterior building design or appearance shall not be constructed or faced with exterior material which is aesthetically incompatible with other nearby buildings or which presents an unattractive appearance to the public and from surrounding properties; and
 - v. Exterior building, sign, and lighting design or appearance shall not be sited on the property in a manner which would unnecessarily destroy or substantially damage the natural beauty of the area.

Staff may provide additional comment on the above items and will comment on remaining agenda items at the meeting.



Zoning Administrator

CONDITIONAL USE RESOLUTION 10-R31

A Resolution authorizing issuance of a Conditional Use Permit 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.

WHEREAS, the City Plan Commission has considered the application of Kamal and Lisa Muzaffar, and

WHEREAS, The City Plan Commission held a Public Hearing thereon pursuant to proper notice given on April 19, 2010.

NOW, THEREFORE, BE IT RESOLVED, that the Zoning Administrator be, and is hereby authorized, to issue a Conditional Use Permit, 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.

Granted by action of the Common Council of the City of Lake Geneva this 26th day of April, 2010.

James R. Connors, Mayor

ATTEST:

Diana A. Dykstra, City Clerk

HARRISON, WILLIAMS, McDONELL & SWATEK, LPP

LAKE GENEVA OFFICE
527 CENTER STREET, SUITE 1
LAKE GENEVA, WISCONSIN 53147
PH. and Cell 262-206-3231
FAX 262-248-3154

DAVID C. WILLIAMS
TIMOTHY P. SWATEK

WHITEWATER OFFICE
MARTIN W. HARRISON
WALLACE K. McDONELL

EMAIL tswatek@hotmail.com

March 5, 2010

City of Lake Geneva Plan Commission
City of Lake Geneva City Hall
626 Geneva Street
Lake Geneva, Wisconsin 53147

Re: Supplement to the Conditional Use Application of Kamal S. Muzaffar
and Lisa M. Kusko - 224 Maxwell Street (Tax Key No. ZOP00204 and
ZOP00204B)

DESCRIPTION OF PROPOSED CONDITIONAL USE, JUSTIFICATION OF THE
PROPOSED CONDITIONAL USE, OTHER CONSIDERATIONS

Dear Mayor and Plan Commission Members:

I have been asked to assist Kamal S. Muzaffar and Lisa M. Kusko in the
Application and approval process for their proposed Conditional Use for the residence
located at 224 Maxwell Street in Lake Geneva. This Supplement to the filing is
contemplated to satisfy the "JUSTIFICATION OF THE PROPOSED CONDITIONAL
USE" aspect of the Application.

DESCRIPTION OF THE PROPOSED CONDITIONAL USE:

The Proposal is for a Conditional Use Approval pursuant to Section 98-207 of the
Zoning Code making the nonconforming use status of the property as a duplex a "legal
conforming status" as allowed by the Code. The property is Zoned SR-4 under Section
98-105 (2) (d) of the Lake Geneva Zoning Code. The property has been used as a
duplex for many decades. Each of the residential spaces is separately metered for
utilities. My clients intend to continue that use and in so doing expand the personal
residence portion of the building. The expansion of the personal residence portion of
the building will meet all codes. The following is the Justification for the request.

JUSTIFICATION FOR THE PROPOSED CONDITIONAL USE

1. The proposed Conditional Use, generally, is consistent with the purposes, goals,
objectives, policies and standards of the City's comprehensive plan, Zoning
Code. The property, and many other along Maxwell Street have and continue to
be used for duplex residential purposes. Across the street and north one block is
a multiple unit residential building. The parcels have sufficient square footage to

accommodate two residential homes as far as density. The total square footage of the parcels is 22,560 sq. feet. In the SR-4 Zoning District, only 9,000 sq. ft. are required per living unit. The parcel as a whole contains four lots. Three of the lots, however, are landlocked by the "street fronting" parcel. The residences in the area are older homes such that a land division with two new homes would not suit the area and would adversely impact the neighborhood charm. Given the fact that the historic use of not only this building, but many others in the area are as a duplex, this shift to a legal conforming status is preferable. Additionally, as with all nonconforming uses, it is always preferable to end the nonconforming nature and render the use conforming.

2. As stated above, the use, in this specific location is, in fact, no change to the historic use in the immediate area. For the reasons stated above, the use is therefore consistent with the purposes, goals, objectives, policies and standards of the City's comprehensive plan, Zoning Code. In fact, because of the older nature of the neighborhood, this proposed Conditional Use ensures consistency therein.
3. The use does not result in any substantial or undue adverse impact on the nearby property, the character of the neighborhood, environmental factors, traffic factors, parking, public improvement, public property or right-of-way, or other matter affecting the public health, safety, or general welfare, either as they now exist or as they may in the future be developed. The use will remain unchanged. The primary residence portion of the building will be enlarged but in a fashion completely consistent with the code. Matters such as storm-water drainage, utilities, traffic and other factors enumerated above like will be completely unaffected. In fact it is believed that the proposed improvements will be a compliment to the neighborhood as can be seen in the proposed elevations. Given the fact that the neighborhood is already developed, excepting land locked areas of the block, it is not anticipated this proposal will have any impact on future development.
4. As stated above and for the reasons stated above, this request maintains, rather than alters the consistency of land uses, intensities and land use impacts in this neighborhood. It is not a request for an additional building of residential unit. It maintains what presently exists and simply allows for the improvement of the primary residential portion of the building.
5. With this proposal no facilities, utilities or services provided by the City or any other public agency will be impacted given there is no proposed change in demand or usage of the property.
6. The potential benefits of the proposal outweigh any potential adverse impact of the Conditional Use (although no potential adverse impact is conceded), given the fact that the proposal maintains the character of the neighborhood rather than potentially altering it.

OTHER CONSIDERATIONS

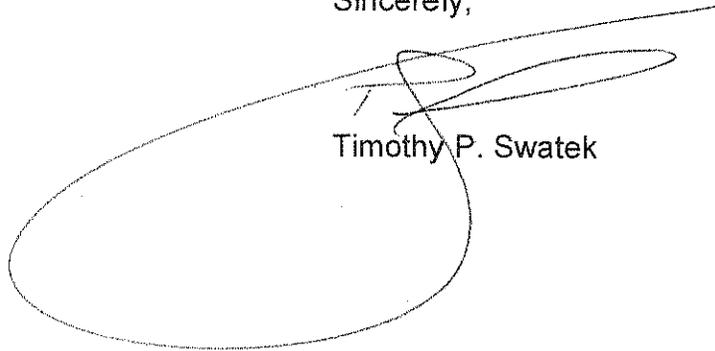
Regarding the requirement for consideration of Operational Site Plan considerations under Sections 98-701 and 98-721 of the Code, the Applicants again submit that given this proposal is for legal conforming status of a present and historic continued use, and

that the proposed improvement of the primary residential portion of the building is not substantial, the impact of the proposal is temporary in regard to the construction period contemplated. Additionally, the affect on traffic, noise, parking, etc. will not be significantly different than if the house was simply being re-sided and re-roofed. The proposed use as a duplex already exists and as such no nuisance will be created. No future expansion of the home is contemplated beyond that being proposed herewith. Please note the following data, which is also stated on the site plan for the project.

| | |
|---------------------------|---|
| LOT AREA: | 22,560 sq. ft. |
| FLOOR AREA: | 3,138 sq. ft. (1 st floor, inc. garage & stoops) |
| FLOOR AREA RATIO: | 13.91% |
| IMPERVIOUS SURFACE RATIO: | 6.7% |
| BUILDING HEIGHT: | 33 ft. +/- (measured at the street) |

It is believed this Supplement, along with the other submissions, meet the requirements of the Code for your consideration and approval of the proposed Conditional Use. Please feel free to contact me if you have any questions or require any additional information.

Sincerely,

A handwritten signature in black ink, appearing to read 'Timothy P. Swatek', is written over a large, hand-drawn oval. The signature is somewhat stylized and overlaps the oval.

Timothy P. Swatek

APPLICATION FOR CONDITIONAL USE

City of Lake Geneva

SITE ADDRESS/PARCEL NO. AND FULL LEGAL DESCRIPTION REQUIRED (ATTACH SEPARATE SHEET IF NECESSARY):

224 Maxwell St. Lake Geneva
(See "Exhibit A" for legal description)

NAME AND ADDRESS OF CURRENT OWNER:

Kamal Muzaffar and Lisa Muzaffar Kusko
224 Maxwell St., Lake Geneva

TELEPHONE NUMBER OF CURRENT OWNER: (262) 348-0514

NAME AND ADDRESS OF APPLICANT:

Kamal Muzaffar and Lisa Muzaffar Kusko
224 Maxwell St., Lake Geneva

TELEPHONE NUMBER OF APPLICANT: (262) 348-0514

PROPOSED CONDITIONAL USE:

Continuation of use of the building as a duplex -
change from non-conforming legal use to legal
conforming status per S98-207

ZONING DISTRICT IN WHICH LAND IS LOCATED: SR-4

NAMES AND ADDRESSES OF ARCHITECT, PROFESSIONAL ENGINEER AND CONTRACTOR OF PROJECT:

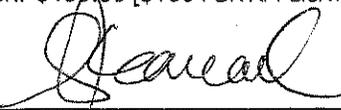
Charles Madden, architect, w3989 Cty ES Elkhorn WI
Frank Lazzaroni, contractor, N4236 Cty NN Elkhorn, WI

SHORT STATEMENT DESCRIBING ACTIVITIES TO BE CARRIED ON AT SITE:

Expansion of the owner's personal living area to include a
garage, kitchen, and more. Rental unit not being expanded but will
maintain separate utilities.

CONDITIONAL USE FEE PAYABLE UPON FILING APPLICATION: \$400.00 [\$100 FOR APPLICATIONS UNDER SEC. 98-407(3)]

03/08/2010
DATE


SIGNATURE OF APPLICANT

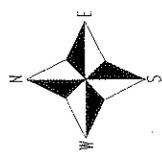
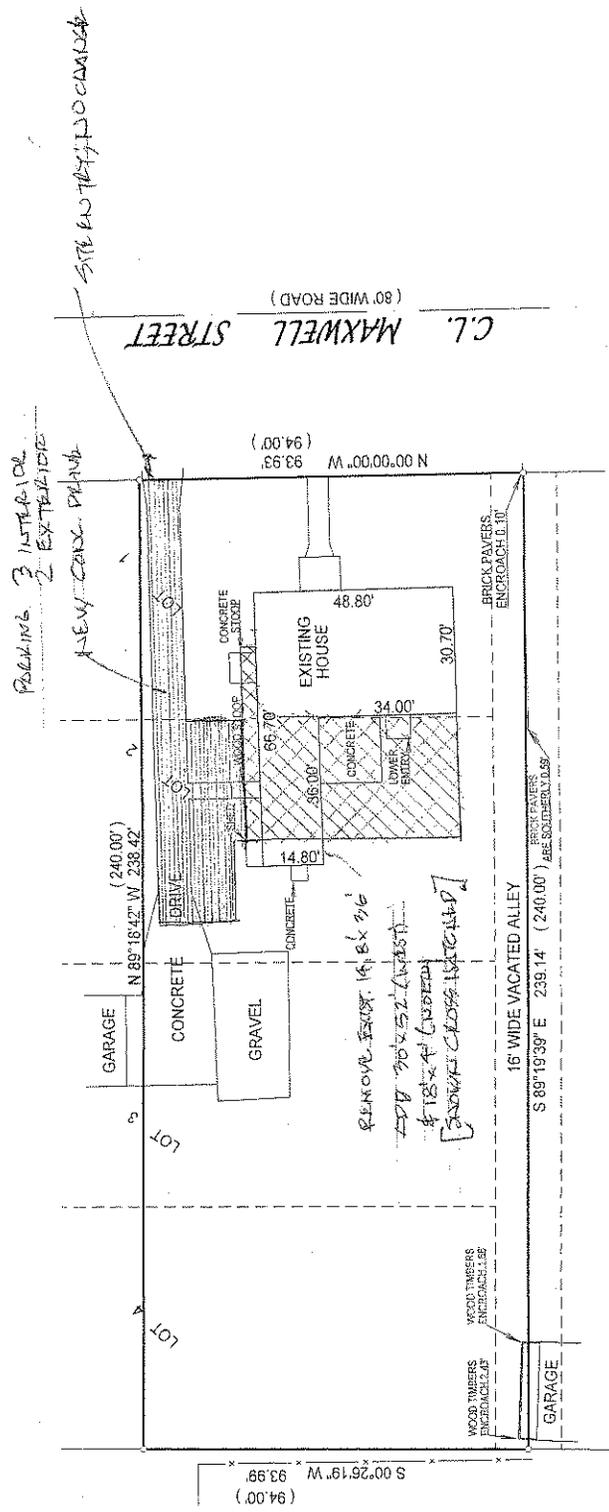
J.K. SURVEYING INC.
 N3785 WILLOWBEND LANE
 LAKE GENEVA, WI, 53147
 262-248-3697

PLAT OF SURVEY

- OF -

THE SOUTH 1/2 OF LOTS 1-4 BLOCK 22, ORIGINAL PLAT OF THE VILLAGE (NOW CITY) OF LAKE GENEVA, WALWORTH COUNTY, WISCONSIN TOGETHER WITH ALL OF THE LAND LYING NORTH OF THE CENTERLINE OF THE ALLEY (NOW VACATED) WHICH WAS ORIGINALLY PLATTED THROUGH SAID BLOCK 22, LYING BETWEEN THE SOUTHERLY EXTENSION OF THE EAST LINE OF SAID LOT 1 AND THE SOUTHERLY EXTENSION OF THE WEST LINE OF THE AFORESAID LOT 4.

PREPARED FOR: CAROL ZWICKLBAUER
 224 MAXWELL ST.
 LAKE GENEVA WI, 53147
 (- 115 2003)



- () = recorded as
- = found iron bar
- = found iron pipe
- = set iron pipe
- = set iron bar

SCALE 1" = 30'
 JOB # 03-470
 TAX ID # ZOP00204B & ZOP00204

LEGEND
 LOT AREA 22,560 SF
 FLOOR AREA 2135 SF (KIT, HALL, INC. GAR. & STOODS)
 FLOOR AREA IN LOT 19,917 SF
 IMPROVEMENTS AREA 1500 SF (GARAGE, DRIVE, CONCRETE)
 IMPROVEMENTS DATA 6.7%
 BUILDING NET 733 SF (UNIMPROVED AT STREET)

COMPARE LEGAL DESCRIPTION ABOVE AND DRAWING WITH DEED FOR BUILDING RESTRICTIONS AND EASEMENTS NOT SHOWN HEREIN TO BE DETERMINED. VERIFY SOURCES AND LOCAL MUNICIPAL CODES. ACTIVITY THE SURVEYOR IMMEDIATELY UPON DISCOVERY.
 "I hereby certify that I have surveyed the above described property and that the above map is a true representation thereof and shows the size and location of all visible structures, apparent easements and encroachments if any."
 This survey is made for the present owners of the property, and those who purchase, mortgage, or guarantee the title hereinto, within one year from the date hereof.

JEFFREY L. KIMPS S. 2436
 Wisconsin Registered Land Surveyor
 (original if signed in red)

DATED THIS THE 5th DAY OF AUGUST 2003

SITE SHOWED TO 224 MAXWELL ST.
 CURBLINE OWNED BY MR. & MRS. KIMPS
 NEW BRICK PAVEMENT 262-248-3697
 5:00 PM, 8/5/03

City of Lake Geneva Comprehensive Master Plan

Map 2 - Central Area Land Use Plan

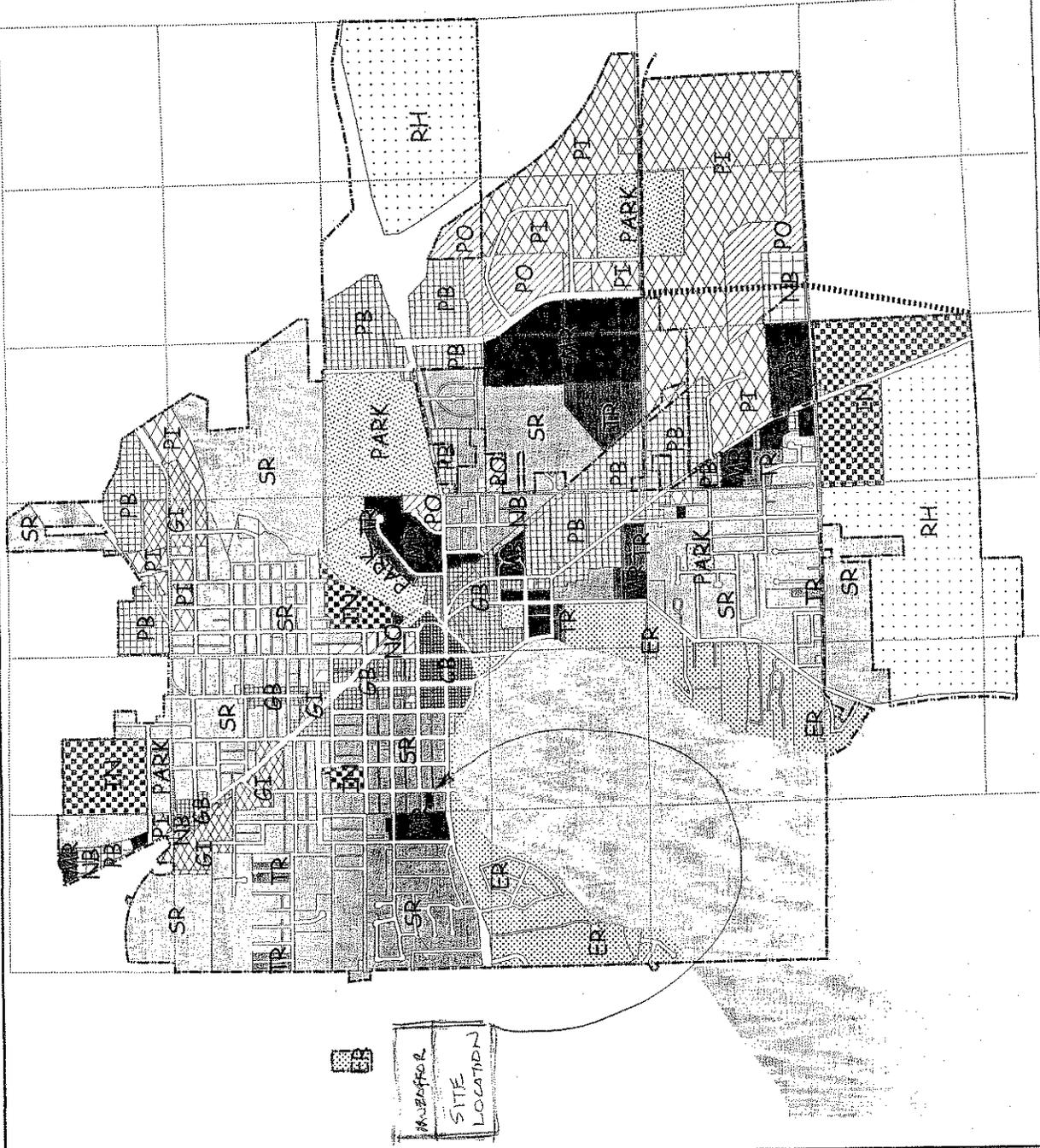
- City Limits
- Quarter-Section Lines
- STH 120 Bypass
- Waterways
- Lake
- Planned Land Uses
 - RH - Rural Holding
 - ER - Estate Residential
 - SR - Single-Family Residential
 - TR - Two-Family Residential
 - MR - Mixed Residential
 - NO - Neighborhood Office
 - PO - Planned Office
 - NB - Neighborhood Business
 - PB - Planned Business
 - GB - General Business
 - CB - Central Business
 - PI - Planned Industrial
 - GI - General Industrial
 - IN - Institutional
 - PARK - Parks & Open Space



August, 1997



Planning Director & Associates
VANDEWALLE & ASSOCIATES
Madison & Milwaukee, Wisconsin



CONDITIONAL USE RESOLUTION 10-R32

A Resolution authorizing issuance of a Conditional Use Permit 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.

WHEREAS, the City Plan Commission has considered the application of Gregory Fletcher, and

WHEREAS, The City Plan Commission held a Public Hearing thereon pursuant to proper notice given on April 19, 2010.

NOW, THEREFORE, BE IT RESOLVED, that the Zoning Administrator be, and is hereby authorized, to issue a Conditional Use Permit, 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.

Granted by action of the Common Council of the City of Lake Geneva this 26th day of April, 2010.

James R. Connors, Mayor

ATTEST:

Diana A. Dykstra, City Clerk

APPLICATION FOR CONDITIONAL USE

City of Lake Geneva

SITE ADDRESS/PARCEL NO. AND FULL LEGAL DESCRIPTION REQUIRED (ATTACH SEPARATE SHEET IF NECESSARY):

500 s Lake Shore Drive Lake Geneva WI 53147
Lot 3 Exc N 50 Baker + Brown sub city of lake Geneva split per
Owners Request 2.46 AM/L

NAME AND ADDRESS OF CURRENT OWNER:

Gregory L. Fletcher
2302 Evergreen Circle Mchenry IL 60050

TELEPHONE NUMBER OF CURRENT OWNER: 8-847-516-3773 cell 224 588-6608

NAME AND ADDRESS OF APPLICANT:

Reed's Construction LLC
W3199 South Lake Shore Dr. Lake Geneva WI 53147

TELEPHONE NUMBER OF APPLICANT ^{Jeff Reed} 8.262-248-2934 cell 262-949-5064

PROPOSED CONDITIONAL USE:

To build one New slip 6'x36 with 6'x20 catwalk
slip is to put a sailboat in.

ZONING DISTRICT IN WHICH LAND IS LOCATED: Residential

NAMES AND ADDRESSES OF ARCHITECT, PROFESSIONAL ENGINEER AND CONTRACTOR OF PROJECT:

Reed Construction LLC
W3199 south lake shore Dr. Lake Geneva WI 53147

SHORT STATEMENT DESCRIBING ACTIVITIES TO BE CARRIED ON AT SITE:

Put 3 cribs in the water and fill with Rock
Then Building of the Jack and stringer and Decking at the
shop. Then haul it to the lake put it together

CONDITIONAL Use Fee PAYABLE UPON FILING APPLICATION: \$400.00 [\$100 FOR APPLICATIONS UNDER SEC. 98-407(3)]

2-16-10
DATE

Jeff Reed
SIGNATURE OF APPLICANT

PLEASE COMPLETE BOTH PAGES 1 & 2 OF THIS APPLICATION. PRINT OR TYPE. The Department requires use of this form for any application filed pursuant to Chapter 30, Wis. Stats. The Department will not consider your application unless you complete and submit this application form. Personally identifiable information on this form will not be used for any other purpose, but it must be made available to requesters under Wisconsin's open records law [s. 19.31-19.39, Wis. Stats.].

| | |
|---|---|
| 1. Applicant (Individual or corporate name) <u>Gregory L. Fletcher</u> Address <u>2302 Evergreen Circle</u> City, State, Zip Code <u>McHenry IL 60050</u> Telephone No. (Include area code) <u>608</u> B-847-516-3773 c-224-558-6608 | 2. Agent/Contractor (firm name) <u>Reeds Construction LLC</u> Address <u>W3199 South Lake Shore Drive</u> City, State, Zip Code <u>Lake Geneva WI 53147</u> Telephone No. (Include area code) / <u>Jeff Cell</u> 262-248-2934 / 262-949-5064 |
| Fire Number <u>500 S.</u> Tax Parcel Number <u>ZBB 00003</u> | Fire Number <u>500 S.</u> Tax Parcel Number <u>ZBB 00003</u> |

3. If applicant is not owner of the property where the proposed activity will be conducted, provide name and address of owner and include letter of authorization from owner. Owner must be the applicant or co-applicant for structure, diversion and stream realignment activities.

| | | |
|--------------|---------|-----------------------|
| Owner's Name | Address | City, State, Zip Code |
|--------------|---------|-----------------------|

4. Is the applicant a business? Yes No

If YES, is the permit or approval you are applying for necessary for you to conduct this business in the State of Wisconsin?
 Yes No

If YES, please explain why (attach additional sheets if necessary):

5. Project Location

Address 500 S. Lake Shore Drive
 Village/City/Town Lake Geneva WI 53147
 Fire Number 500 S. Tax Parcel Number ZBB 00003
 Waterway Geneva Lake
 County Walworth County
 Govt Lot 3 OR 1/4 1/4, of Section , Lake Geneva
 Township North, Range (East) (West)

6. Adjoining Riparian (Neighboring Waterfront Property Owner) Information

| | | | |
|---------|--|---|--|
| (North) | Name of Riparian #1 <u>East Bank Condominiums</u> | Address <u>Seaver Lane</u> | City, State, Zip Code <u>Lake Geneva WI 53147</u> |
| (South) | Name of Riparian #2 <u>Tom Kroemer</u> | Address <u>1810 West Ridge Wood Lane</u> | City, State, Zip Code <u>Glencoe IL 60025</u> |

7. Project Information (Attach additional sheets if necessary)

(a) Describe proposed activity (include how this project will be constructed)
Wood Construction pier with wood crib filled with Rocks

(b) Purpose, need and intended use of project
main pier with 3 Boat slip + 1 Bouy

(c) I have applied for or received permits from the following agencies: (Check all that apply)
 Municipal County Wis. DNR Corps of Engineers

(d) Date activity will begin if permit is issued ASAP; be completed: Dec 2010

(e) Is any portion of the requested project now complete? Yes No
 If yes, identify the completed portion on the enclosed drawings and indicate here the date activity was completed: New part in yellow

IP-SE-2006-65-0048

I hereby certify that the information contained herein is true and accurate. I also certify that I am entitled to apply for a permit, or that I am the duly authorized representative or agent of an applicant who is entitled to apply for a permit. Any inaccurate information submitted may result in permit revocation, the imposition of a forfeiture(s) and requirement of restoration.

| | |
|--|---------------------------------|
| Signature of Applicant(s) or Duly Authorized Agent <u>Jeff Reed</u> | Date Signed <u>1-26-2010</u> |
|--|---------------------------------|

| | | |
|--|------------------------|-------------------------------|
| LEAVE BLANK - FOR RECEIVING AGENCY USE ONLY | | |
| Corps of Engineers Process No. | Wisconsin DNR File No. | |
| Received By | Date Received | Date Application Was Complete |

State / Federal Application for Water Regulatory Permits and Approvals

Form 3500-053 (R 4/01)

Drawings of proposed activity should be prepared in accordance with sample drawing.

Location Sketch (Indicate scale)
Show route to project site, include nearest main road and crossroad.

N 1" = ft.

Fire Number 500 S.

Proposed Materials
3 Rock Filled crib
All wood will be Doug Fir
6X6 post + Jack
4X6 stringer
2X8 Decking
Wood cribs Filled
with Field stone

See Next page

Project Plans (Include top view and typical cross sections. Clearly identify features and dimensions or indicate scale.)
Use additional sheets if necessary.

N 1" = ft.

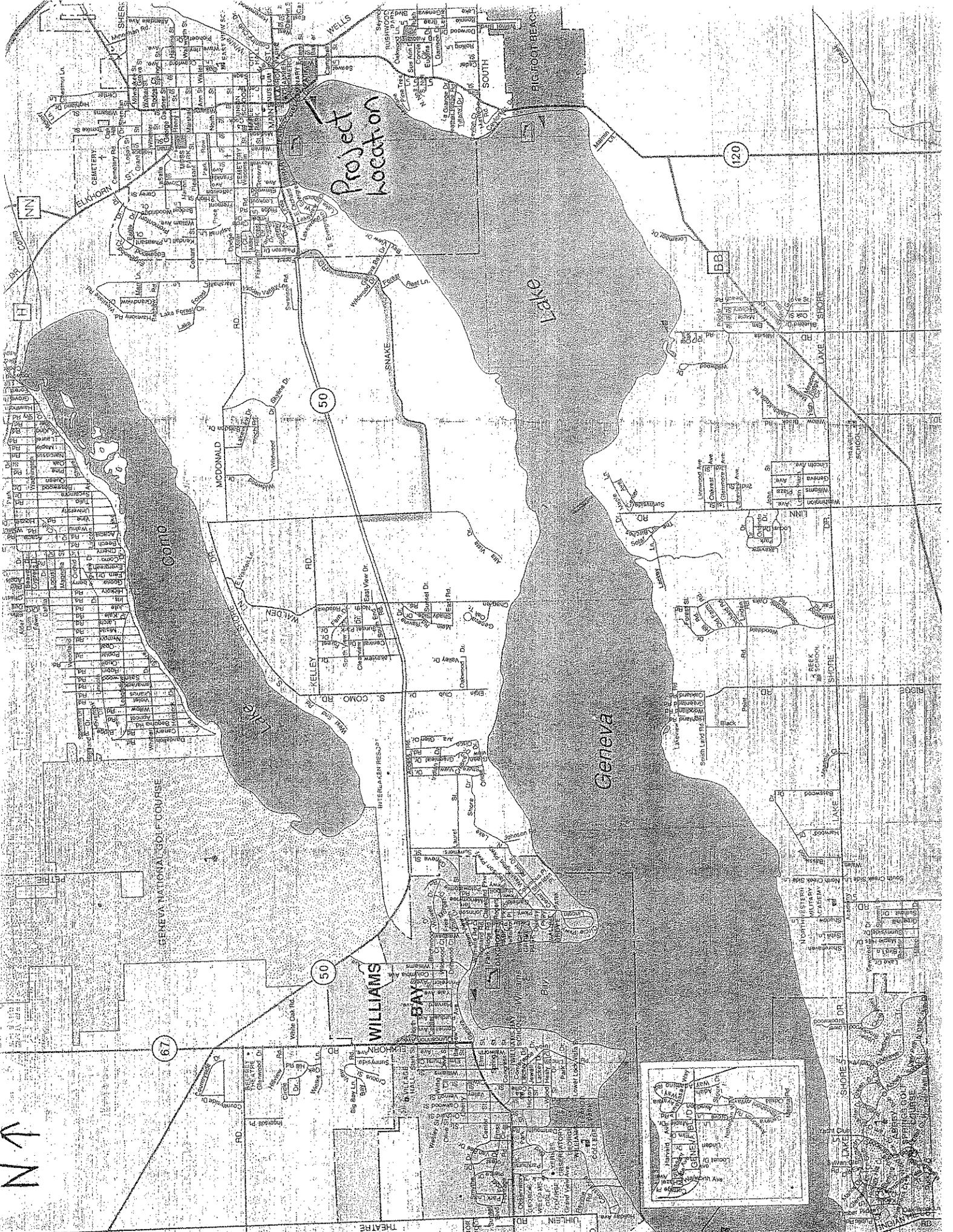
Top View

See Next pages

Cross Section

See Next pages

N ↑



Project Location

Lake Geneva

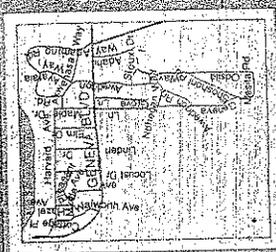
50

120

50

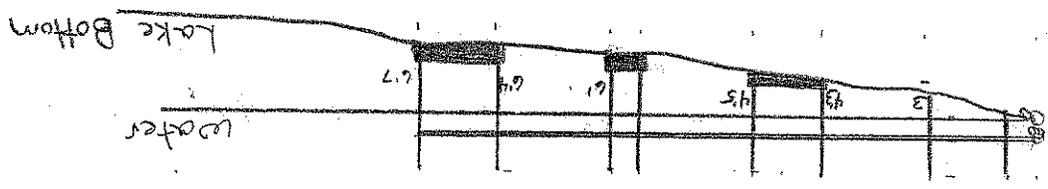
67

WILLIAMS BAY



N →

1" = 20'



Cross Section

Top View

● Bay

Water Depths

7' 80' 7"

6' 7" 20' 60"

6' 4" 60' 6"

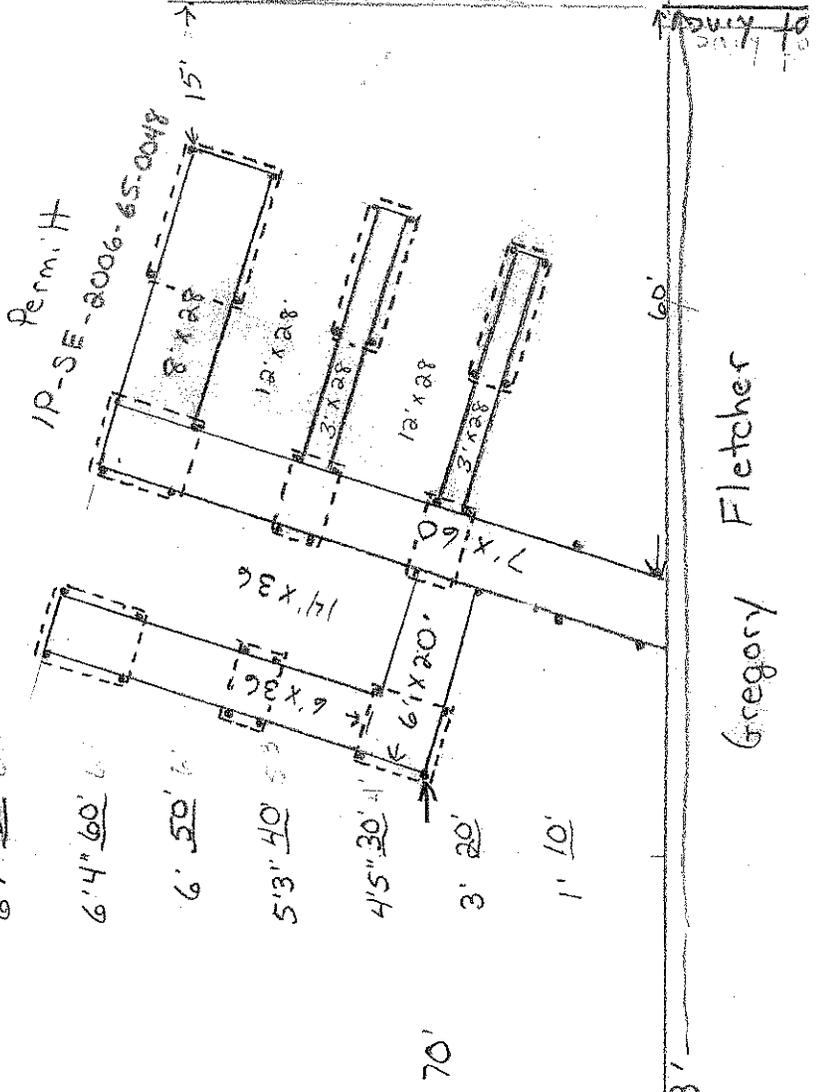
6' 50' 6"

5' 3" 40' 5"

4' 5" 30' 11"

3' 20'

1' 10'



Kramer Lot Line

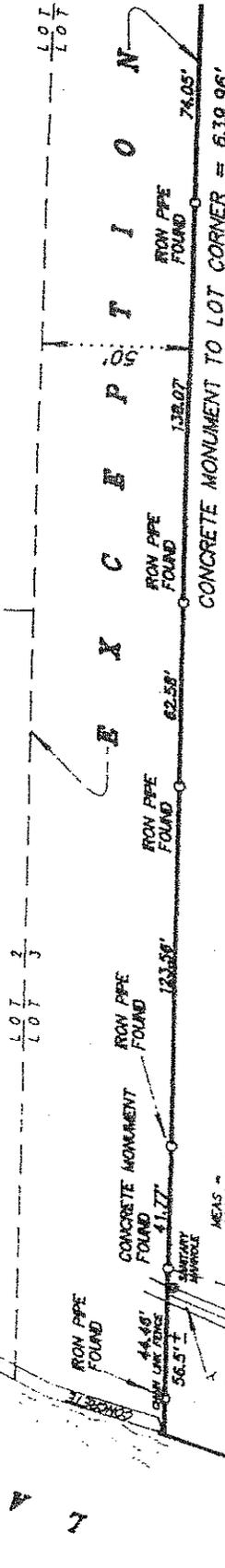
Gregory Fletcher

East Bank Condominium

Walworth County, Wisconsin
 throughout its length off the entire north side of said Lot 3.

LOT 2

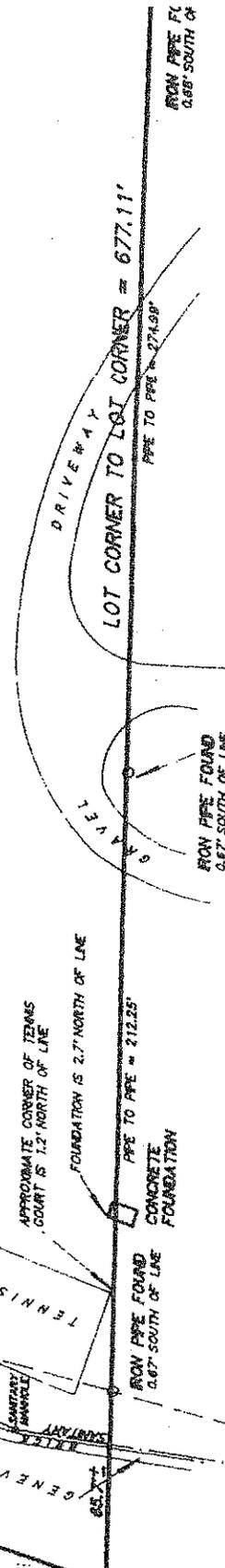
LOT



LOT 3

GAZEBO
 2.46 ± ACRES

LOT 4



SCALE 1 inch = 60 feet



CONDITIONAL USE RESOLUTION 10-R33

A Resolution authorizing issuance of a Conditional Use Permit to modify a non-conforming pole sign at 270 Broad Street, Lake Geneva, Tax Key ZOP 00244.

WHEREAS, the City Plan Commission has considered the application of Kocourek Property Holdings, LLC, and

WHEREAS, The City Plan Commission held a Public Hearing thereon pursuant to proper notice given on April 19, 2010.

NOW, THEREFORE, BE IT RESOLVED, that the Zoning Administrator be, and is hereby authorized, to issue a Conditional Use Permit, to modify a non-conforming pole sign at 270 Broad Street, Lake Geneva, Tax Key ZOP 00244, including staff recommendations.

Granted by action of the Common Council of the City of Lake Geneva this 26th day of April, 2010.

James R. Connors, Mayor

ATTEST:

Diana A. Dykstra, City Clerk

APPLICATION FOR CONDITIONAL USE

City of Lake Geneva

SITE ADDRESS/PARCEL NO. AND FULL LEGAL DESCRIPTION REQUIRED (ATTACH SEPARATE SHEET IF NECESSARY):

270 Broad Street/ see attached for legal description

NAME AND ADDRESS OF CURRENT OWNER:

Kocourek Property Holdings LLC

880 South Lake Shore Drive, Lake Geneva, WI 53147

TELEPHONE NUMBER OF CURRENT OWNER: (262) 248-6280

NAME AND ADDRESS OF APPLICANT:

Same

TELEPHONE NUMBER OF APPLICANT: Same

PROPOSED CONDITIONAL USE:

To retain the continued use of the sign located in the Northeast corner of the property which has been in existence for more than 10 years. The grandfathered rights of which expired on May 1, 2007.

ZONING DISTRICT IN WHICH LAND IS LOCATED: Central Business

NAMES AND ADDRESSES OF ARCHITECT, PROFESSIONAL ENGINEER AND CONTRACTOR OF PROJECT:

Not Applicable

SHORT STATEMENT DESCRIBING ACTIVITIES TO BE CARRIED ON AT SITE:

Retention of existing sign permitting the tenants leasing the premises from time to time to identify themselves and their location. see attached for continued statement.

CONDITIONAL USE FEE PAYABLE UPON FILING APPLICATION: \$400.00 [\$100 FOR APPLICATIONS UNDER SEC. 98-407(3)]

DATE

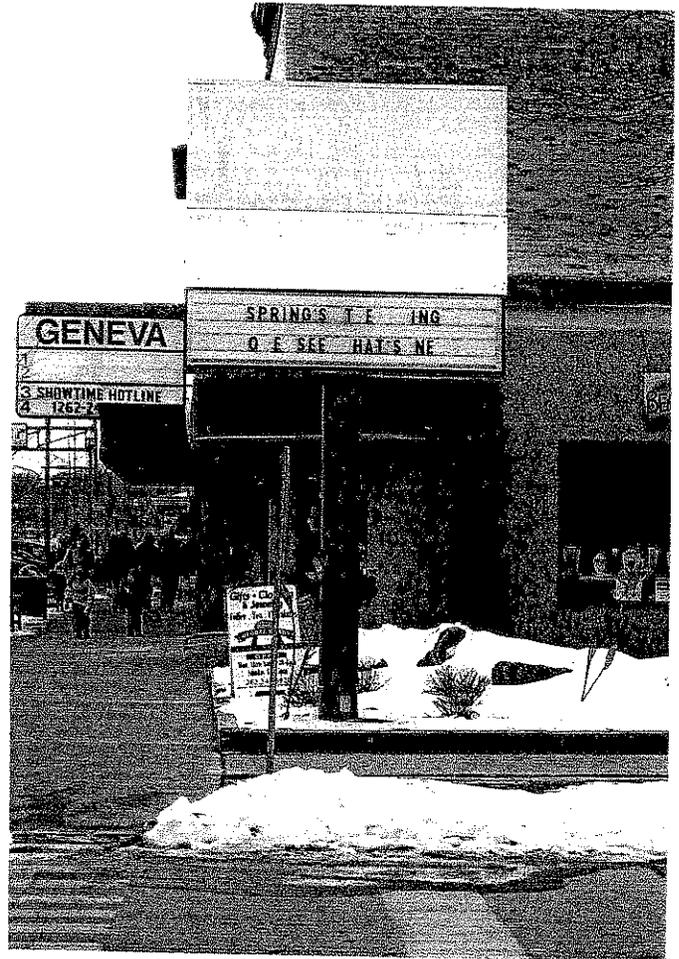
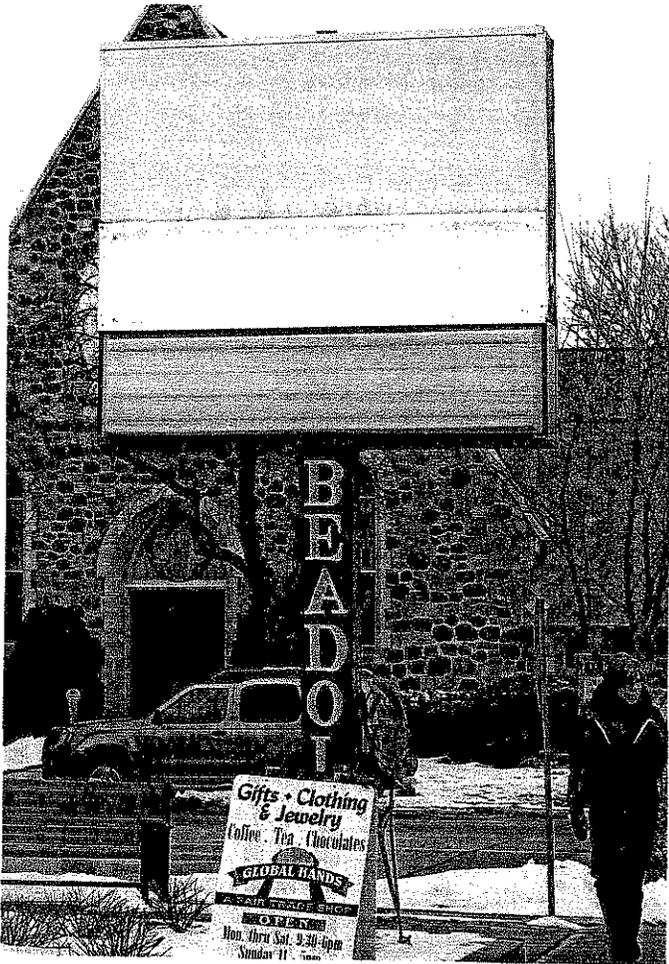
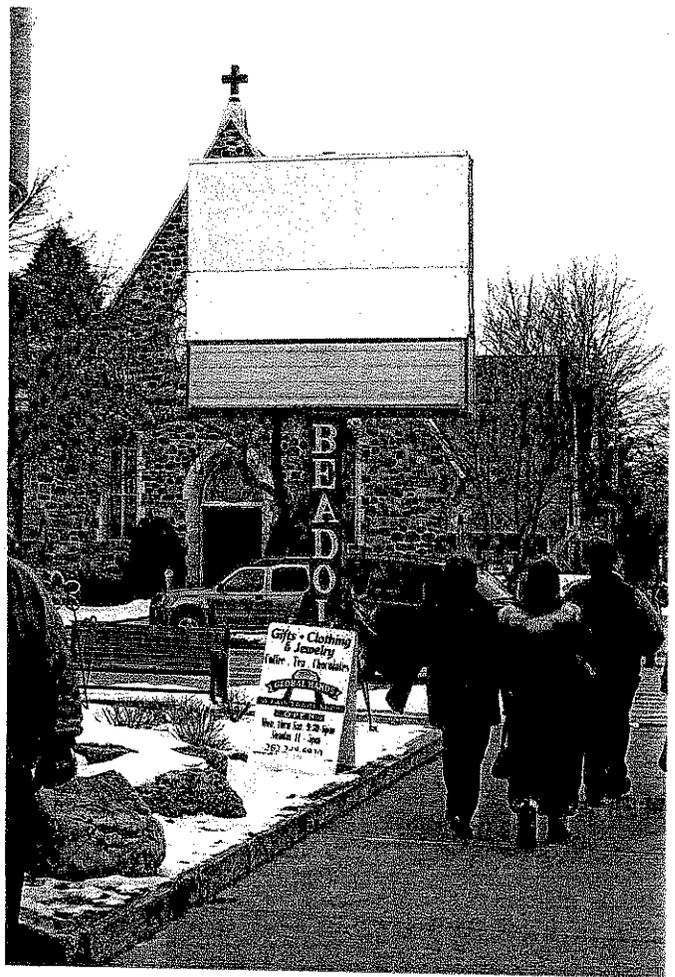
1/22/10

SIGNATURE OF APPLICANT

Paul Kocourek

ADDENDUM

1. The proposed conditional use is for the purpose of the continued use of an existing sign which became substandard due to the running of time. This sign remains in harmony with the comprehensive plan and zoning ordinance but does not strictly comply with the sign requirements. The sign however does not contain flashing or moving messages or other distracting features. The sign does not interfere with the vision of drivers or pedestrians for safety at the intersection. The sign identifies the location of the business located in the western portion of the building which is not visible to pedestrians or drivers on Broad Street unless they are directly adjacent to the property or within the intersection of Broad and Geneva streets.
2. See number 1 above.
3. No.
4. The existing sign as stated in the application, is in a location which could be encompassed by building. The sign is smaller in dimension and height than a permitted building.
5. The proposed conditional use is not required to be served by any public agencies.
6. The sign has been in this location for many years and has served the public by identifying the location of the business establishment providing goods and services for the consumer which outweighs all potential adverse impacts, if any, created by the continued use of the sign.





**STRUCTURE RESURFACED WITH RUFF SAWN CEDAR STAINED DK. CEDAR SOLID BODY
HEADER TO HAVE DIMENSIONAL ACRYLIC LETTERS AND DIAMOND SHAPE IN GOLD AND MAROON
TENANT PANELS TO BE MDO 1/2" IN BEIGE WITH BURGUNDY COPY AND BORDER**

March 30, 2010

Beadology
270 Broad St.
Lake Geneva, WI 53157
262-248-1895

Dear Mike Kocourek,

This letter is to advise you about our lease renewal that is to take effect as of May 1, 2010. The partners of Beadology have agreed to make this offer for renewal.

-For the past two years, we have been unable to benefit from usage of the pole sign. We feel that this has caused us a great loss of income, as the foot traffic from Main St. is unable to locate us. During lease negotiations, we were told that the pole sign would be usable and was considered a valuable part of this rental property which added value to your rental price.

BALANCE OF LETTER INTENTIONALLY DELETED

Thank you,
Beadology Partners
Jan Ketzka, Jude Mc Kinley

CONDITIONAL USE RESOLUTION 10-R34

A Resolution authorizing issuance of a Conditional Use Permit 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.

WHEREAS, the City Plan Commission has considered the application of Walter and Nancy Bell, and

WHEREAS, The City Plan Commission held a Public Hearing thereon pursuant to proper notice given on April 19, 2010.

NOW, THEREFORE, BE IT RESOLVED, that the Zoning Administrator be, and is hereby authorized, to issue a Conditional Use Permit, 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.

Granted by action of the Common Council of the City of Lake Geneva this 26th day of April, 2010.

James R. Connors, Mayor

ATTEST:

Diana A. Dykstra, City Clerk

APPLICATION FOR CONDITIONAL USE
City of Lake Geneva

SITE ADDRESS/PARCEL NO. AND FULL LEGAL DESCRIPTION REQUIRED (ATTACH SEPARATE SHEET IF NECESSARY):

938 MARIANE TERRACE--ZSY 00013--LOT 13 IN SYVERSTAD LAKE SHORE ESTATES, LOCATED IN
NORTHEAST 1/4 OF THE NORTHWEST 1/4 AND IN THE NORTHWEST 1/4 OF THE NORTHEAST 1/4 OF
SECTION 1, TOWN 1 NORTH, RANGE 17 EAST, CITY OF LAKE GENEVA, WALWORTH COUNTY, WISCONSIN.

NAME AND ADDRESS OF CURRENT OWNER:

WALTER AND NANCY BELL

7 WILDWOOD-UNIT D, WILLIAMS BAY, WI 53191

TELEPHONE NUMBER OF CURRENT OWNER: 1-630-653-1887

NAME AND ADDRESS OF APPLICANT:

JORNDT BUILDERS LLC, 168 ELKHORN RD, WILLIAMS BAY, WI 53191

TELEPHONE NUMBER OF APPLICANT: 1-262-749-9064

PROPOSED CONDITIONAL USE:

NEW SINGLE FAMILY RESIDENCE

ZONING DISTRICT IN WHICH LAND IS LOCATED: ER-1 SINGLE FAMILY SEWERED

NAMES AND ADDRESSES OF ARCHITECT, PROFESSIONAL ENGINEER AND CONTRACTOR OF PROJECT:

ARCHITECT-ED CHAPIN- N7564 CARDINAL DRIVE, ELKHORN, WI 53121

ENGINEER-KROTT SURVEYING INC.-N3705 WILLOW BEND LANE, LAKE GENEVA, WI 53147

CONTRACTOR-JORNDT BUILDERS LLC-168 ELKHORN RD, WILLIAMS BAY, WI 53191

SHORT STATEMENT DESCRIBING ACTIVITIES TO BE CARRIED ON AT SITE:

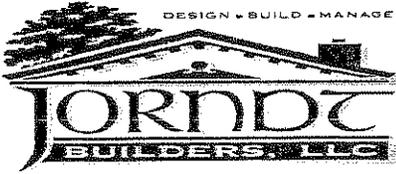
TEARING DOWN EXISTING SINGLE FAMILY RESIDENCE AND CONSTRUCTING A
NEW SINGLE FAMILY RESIDENCE.

CONDITIONAL USE FEE PAYABLE UPON FILING APPLICATION: \$400.00 [\$100 FOR APPLICATIONS UNDER SEC. 98-407(3)]

3-1-10

DATE


SIGNATURE OF APPLICANT



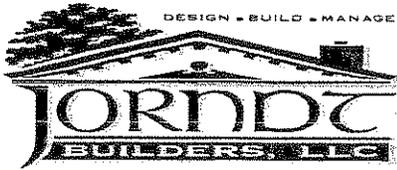
Written description

We are proposing tearing down the current single family home, and rebuilding another single family home. The proposed home is requesting a six foot side yard setback on one side, and a nine foot setback on the other side yard setback. The current home does not meet the cities right of way setback. The proposed home will meet the required right of way. The goal is to build a well constructed home with both curb and lake appeal.



Intended Use

- The current and proposed zoning district is ER-1
- The land use plan map designated the property as single family residence with sewer
- The current use of the land is single family residence
- The proposed use of the property will be for a single family residence
- The projected number of residence in the home will be two.
- I believe the question is for a commercial project, and does not apply to this single family residential property.
- This question also seems to be directed to a commercial project, and not a single family residence.
- This single family residence will not create a nuisance
- The proposed development shall comply with all requirements of article VII.
- The exterior siding of the home will be 6" exposed smart siding, and a cobblestone real stone veneer. The roof shingles will be a 30 year elk shingle. The color of the stone will be a variety of colors between brown and rust. And the siding will be in the tan genre.
- The goal of the proposed home is to blend into the lakefront neighborhood, but also have some unique characteristics that differentiate it from its neighbors.



III. Justification of the proposed conditional use

1. The proposed home will add value to the neighbors and community. Both existing and proposed home are single family residence, which is consistent with area. The home will be built with superior building materials. The home will be more energy efficient. The home will be in keeping with the expectations of a Lake Geneva Lake front home.
2. The proposed home will be consistent with the cities requirements on the right of way, unlike the current home. The zoning will remain the same which is consistent with the neighborhood. The proposed home will add visually from both the lake and road.
3. The proposed home does not result in any substantial or undue adverse impact on nearby properties. For reasons stated prior, the home will benefit nearby properties. The current single family home will be replaced with another single family home. Backing the house off the road and increasing the right of way, will be help neighbors and city.
4. The current home is zoned ER-1 single family; the proposed home will also be zoned the same way. The neighboring properties are also zoned single family.
5. Yes, the property will be adequately served by the necessary services. It will not impose undue burden on the necessary services.
6. The proposed home benefits the neighbors, community, far more than the current home.

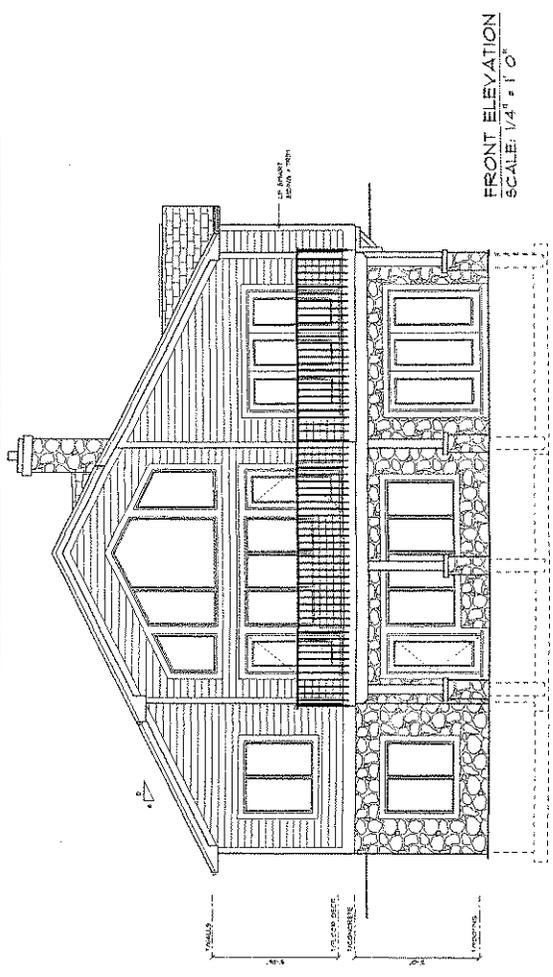


JORNDT BUILDERS, LLC
188 ELKHORN ROAD
WILLIAMS BAY, WI 53191
262-607-8121
FAX: 262-807-6135
jordbuilders.com

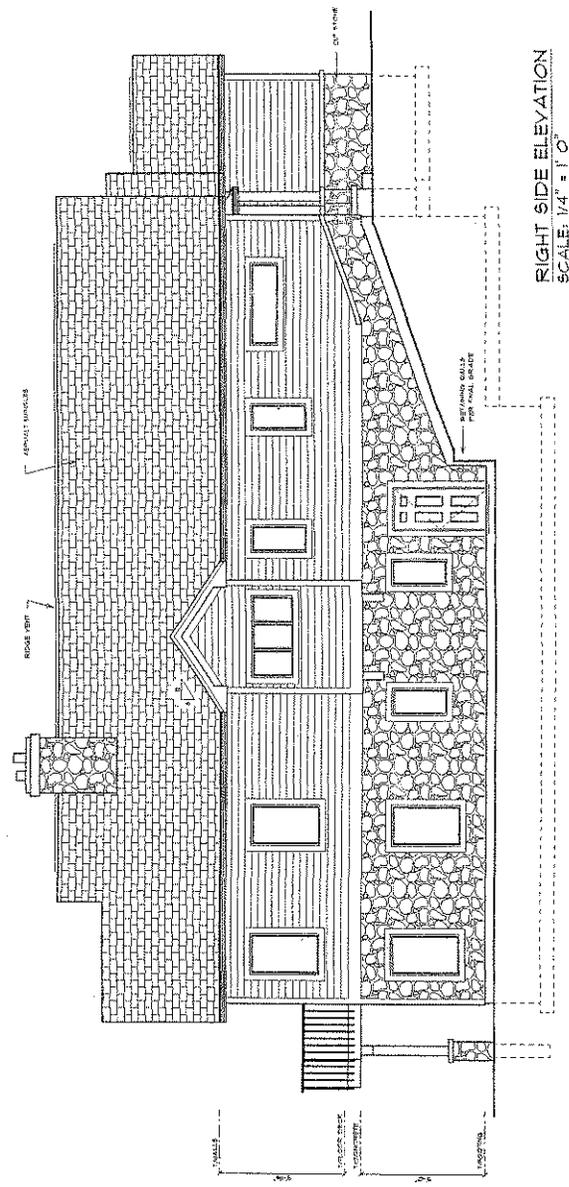
BELL RESIDENCE
LAKE GENÈVA, WI
FRONT & RIGHT SIDE ELEVATION

DATE
4-7-10

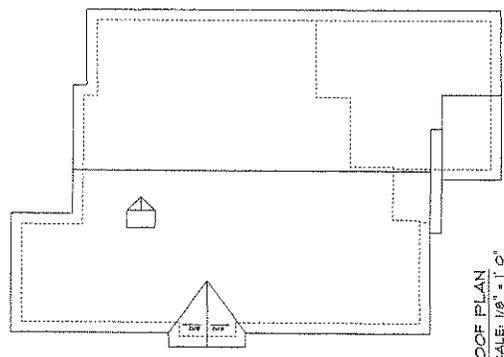
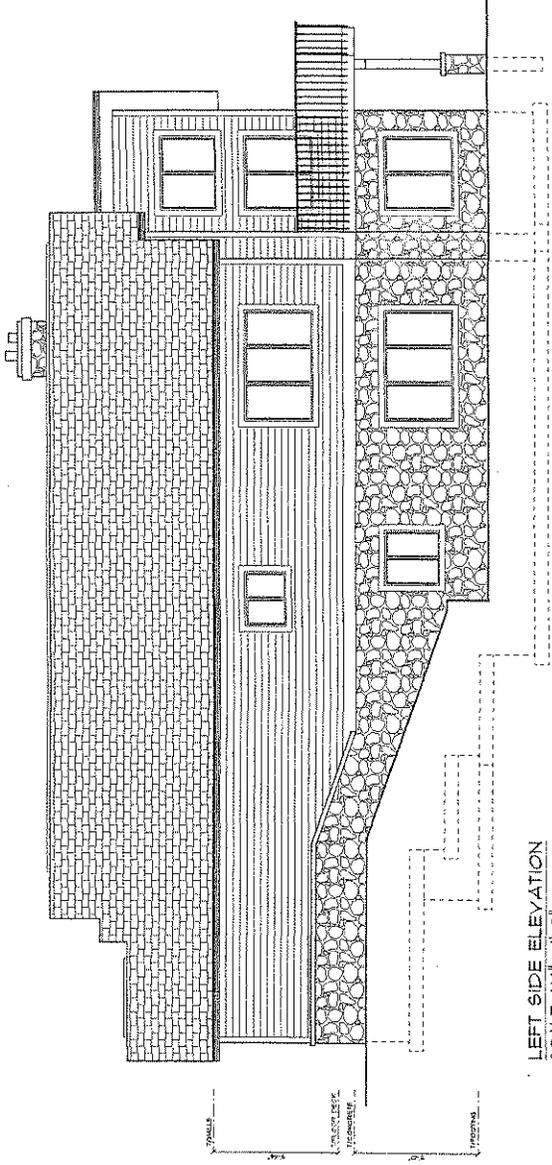
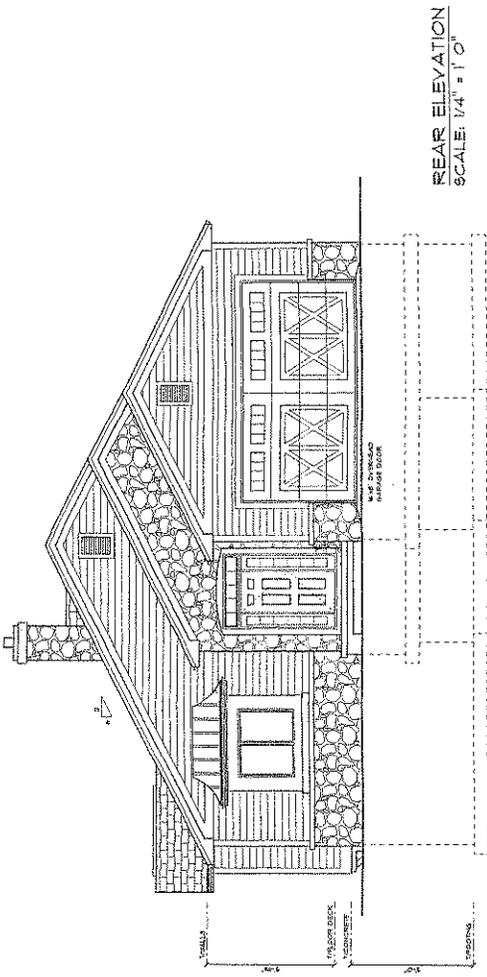
SHEET NO.
1



FRONT ELEVATION
SCALE: 1/4" = 1' 0"



RIGHT SIDE ELEVATION
SCALE: 1/4" = 1' 0"



NOTES:
 1. FINISHES FOR
 MANUFACTURER'S SPEC
 ALL ROOF PITCH TYPICAL
 UNLESS NOTED
 SEE SPECIFICATIONS FOR
 BRACE ANCHORAGE

CONDITIONAL USE RESOLUTION 10-R35

A Resolution authorizing issuance of a Conditional Use Permit 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.

WHEREAS, the City Plan Commission has considered the application of Walter and Nancy Bell, and

WHEREAS, The City Plan Commission held a Public Hearing thereon pursuant to proper notice given on April 19, 2010.

NOW, THEREFORE, BE IT RESOLVED, that the Zoning Administrator be, and is hereby authorized, to issue a Conditional Use Permit, 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.

Granted by action of the Common Council of the City of Lake Geneva this 26th day of April, 2010.

James R. Connors, Mayor

ATTEST:

Diana A. Dykstra, City Clerk

APPLICATION FOR CONDITIONAL USE

City of Lake Geneva

SITE ADDRESS/PARCEL NO. AND FULL LEGAL DESCRIPTION REQUIRED (ATTACH SEPARATE SHEET IF NECESSARY):

938 MARIANE TERRACE---ZSY 00013--LOT 13 IN SYVERSTAD LAKE SHORE ESTATES, LOCATED IN
NORTHEAST 1/4 OF THE NORTHWEST 1/4 AND IN THE NORTHWEST 1/4 OF THE NORTHEAST 1/4 OF
SECTION 1, TOWN 1 NORTH, RANGE 17 EAST, CITY OF LAKE GENEVA, WALWORTH COUNTY, WISCONSIN.

NAME AND ADDRESS OF CURRENT OWNER:

WALTER AND NANCY BELL

7 WILDWOOD-UNIT D, WILLIAMS BAY, WI 53191

TELEPHONE NUMBER OF CURRENT OWNER: 1-630-653-1887

NAME AND ADDRESS OF APPLICANT:

JORNDT BUILDERS LLC, 168 ELKHORN RD, WILLIAMS BAY, WI 53191

TELEPHONE NUMBER OF APPLICANT: 1-262-749-9064

PROPOSED CONDITIONAL USE:

RECREATIONAL AREA

ZONING DISTRICT IN WHICH LAND IS LOCATED: ER-1 SINGLE FAMILY SEWERED

NAMES AND ADDRESSES OF ARCHITECT, PROFESSIONAL ENGINEER AND CONTRACTOR OF PROJECT:

ARCHITECT-ED CHAPIN- N7564 CARDINAL DRIVE, ELKHORN, WI 53121

ENGINEER-KROTT SURVEYING INC.-N3705 WILLOW BEND LANE, LAKE GENEVA, WI 53147

CONTRACTOR-JORNDT BUILDERS LLC-168 ELKHORN RD, WILLIAMS BAY, WI 53191

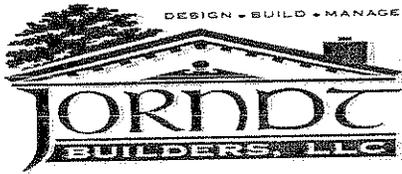
SHORT STATEMENT DESCRIBING ACTIVITIES TO BE CARRIED ON AT SITE:

BUILDING AN OPEN DECK AND PATIO IN THE RECREATIONAL AREA

CONDITIONAL USE FEE PAYABLE UPON FILING APPLICATION: \$400.00 [\$100 FOR APPLICATIONS UNDER SEC. 98-407(3)]

3-1-10
DATE


SIGNATURE OF APPLICANT



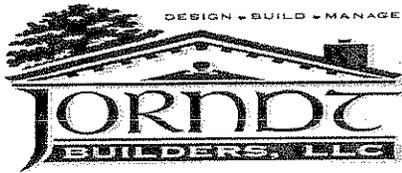
Written Description

We are requesting to encroach on the lakeside setback, for the purpose of Lake Geneva's accepted *PASSIVE* recreational area. Our recreation area will be eighteen foot ten inches by fifteen feet. The structure that will be in the recreational area will be an open deck, and patio.



Intended Use

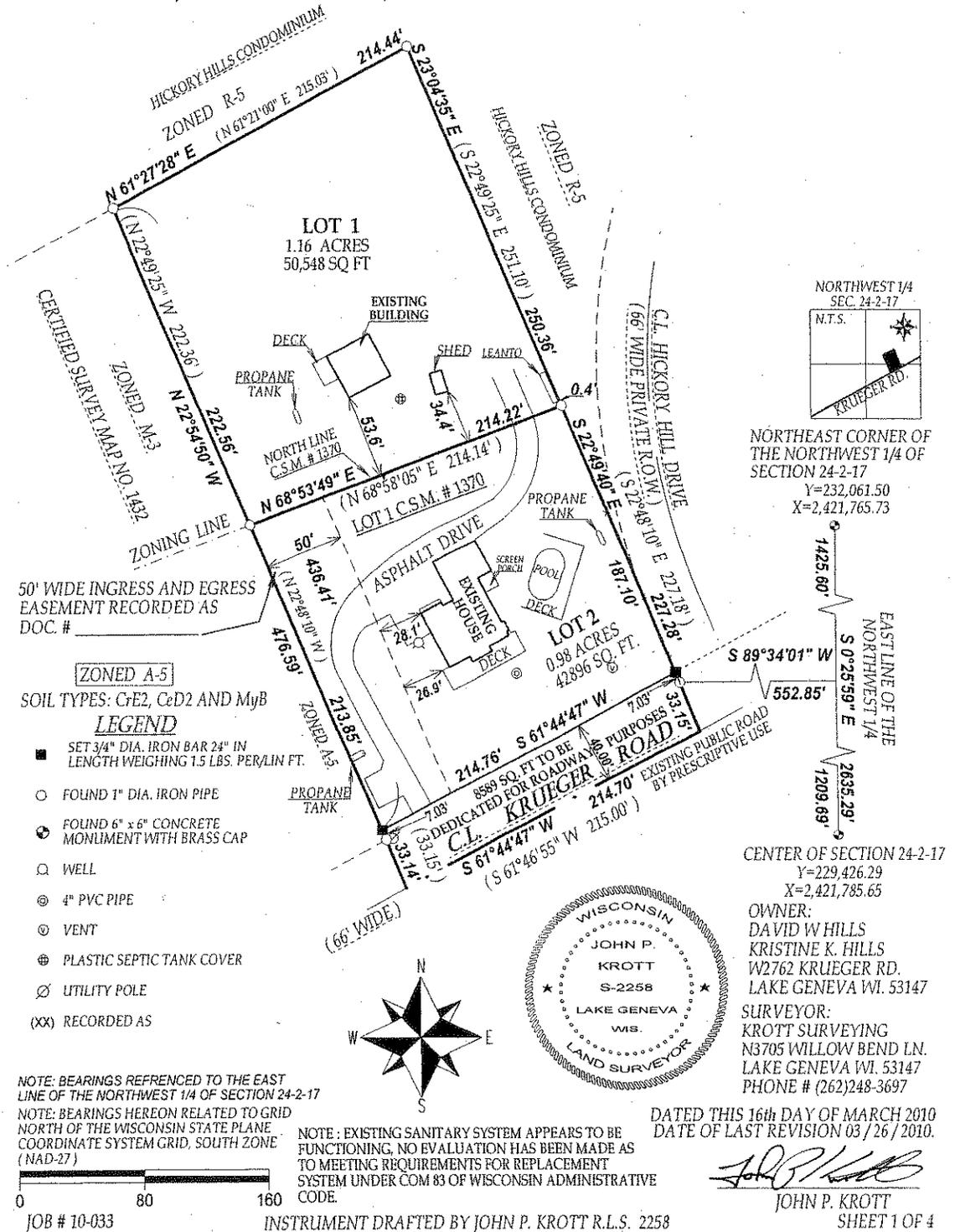
- The current and proposed zoning district is ER-1
- The land use plan map designated the property as single family residence with sewer
- The current use of the land is single family residence
- The proposed use of the property will be for a single family residence
- The projected number of residence in the home will be two.
- I believe the question is for a commercial project, and does not apply to this single family residential property.
- This question also seems to be directed to a commercial project, and not a single family residence.
- This single family residence will not create a nuisance
- The proposed development shall comply with all requirements of article VII.
- The deck will be cedar or a composite decking; the railing system will also be cedar or a composite material. The patio will be concrete
- The goal of the proposed deck and patio is to blend into the lakefront neighborhood.



III. Justification of the proposed conditional use

1. The deck and patio will be built with superior building materials. The deck and patio will be in keeping with the expectations of a Lake Geneva Lake front home.
2. The deck and patio proposed set back will be consistent with the neighbors. The proposed deck and patio will add visually from the lake.
3. The proposed deck and patio does not result in any substantial or undue adverse impact on nearby properties.
4. The current home is zoned ER-1 single family; the proposed home will also be zoned the same way. The neighboring properties are also zoned single family.
5. Yes, the property will be adequately served by the necessary services. It will not impose undue burden on the necessary services.
6. The deck and patio will add to the lakefront setting.

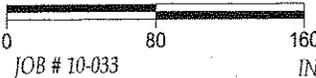
CERTIFIED SURVEY MAP NO. _____
 A REPLAT OF CERTIFIED SURVEY MAP NO. 1370 AND
 A PARCEL OF LAND ALL LOCATED IN THE
 NORTHWEST 1/4 AND THE SOUTHEAST 1/4 OF THE
 NORTHWEST 1/4 OF SECTION 24, TOWN 2 NORTH,
 RANGE 17 EAST, WALWORTH COUNTY, WISCONSIN.



ZONED A-5
 SOIL TYPES: CrE2, Cd2 AND MyB

- LEGEND**
- SET 3/4" DIA. IRON BAR 24" IN LENGTH WEIGHING 1.5 LBS. PER/LIN FT.
 - FOUND 1" DIA. IRON PIPE
 - ⊙ FOUND 6" x 6" CONCRETE MONUMENT WITH BRASS CAP
 - WELL
 - ⊕ 4" PVC PIPE
 - ⊖ VENT
 - ⊕ PLASTIC SEPTIC TANK COVER
 - ⊙ UTILITY POLE
 - (XX) RECORDED AS

NOTE: BEARINGS REFERENCED TO THE EAST LINE OF THE NORTHWEST 1/4 OF SECTION 24-2-17
 NOTE: BEARINGS HEREON RELATED TO GRID NORTH OF THE WISCONSIN STATE PLANE COORDINATE SYSTEM GRID, SOUTH ZONE (NAD-27)



NOTE: EXISTING SANITARY SYSTEM APPEARS TO BE FUNCTIONING. NO EVALUATION HAS BEEN MADE AS TO MEETING REQUIREMENTS FOR REPLACEMENT SYSTEM UNDER COM 83 OF WISCONSIN ADMINISTRATIVE CODE.

INSTRUMENT DRAFTED BY JOHN P. KROTT R.L.S. 2258

NORTHWEST 1/4 SEC. 24-2-17
 N.T.S.
 KRUEGER RD.
 NORTHWEST CORNER OF THE NORTHWEST 1/4 OF SECTION 24-2-17
 Y=232,061.50
 X=2,421,765.73

EAST LINE OF THE NORTHWEST 1/4
 S 0°25'59" E
 2635.29'
 1209.69'
 CENTER OF SECTION 24-2-17
 Y=229,426.29
 X=2,421,785.65

OWNER:
 DAVID W HILLS
 KRISTINE K. HILLS
 W2762 KRUEGER RD.
 LAKE GENEVA WI. 53147

SURVEYOR:
 KROTT SURVEYING
 N3705 WILLOW BEND LN.
 LAKE GENEVA WI. 53147
 PHONE # (262)248-3697

DATED THIS 16th DAY OF MARCH 2010
 DATE OF LAST REVISION 03 / 26 / 2010.

John P. Krott
 JOHN P. KROTT
 SHEET 1 OF 4

CERTIFIED SURVEY MAP NO. _____

A REPLAT OF CERTIFIED SURVEY MAP NO. 1370 AND A PARCEL OF LAND ALL LOCATED IN THE NORTHEAST 1/4 AND THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 24, TOWN 2 NORTH, RANGE 17 EAST, WALWORTH COUNTY, WISCONSIN.

SURVEYOR'S CERTIFICATE:

I, JOHN P. KROTT REGISTERED LAND SURVEYOR, HEREBY CERTIFY THAT I HAVE SURVEYED, DIVIDED, AND MAPPED THE FOLLOWING LAND BOUNDED AND DESCRIBED AS FOLLOWS;
A PARCEL OF LAND LOCATED IN THE NORTHEAST 1/4 AND THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 24, TOWN 2 NORTH, RANGE 17 EAST, WALWORTH COUNTY, WISCONSIN DESCRIBED AS FOLLOWS TO-WIT: COMMENCING AT THE NORTHEAST CORNER OF THE NORTHWEST 1/4 OF SAID SECTION 24; THENCE S 0°25'59" E ALONG THE EAST LINE OF THE NORTHWEST 1/4 OF SAID SECTION 24, 1,425.60 FEET; THENCE S 89°34'01" W 552.85 FEET TO A POINT IN THE NORTHERLY LINE OF KRUEGER RD. AND THE PLACE OF BEGINNING; THENCE S 22°49'40" E 33.15 FEET TO THE CENTER LINE OF SAID KRUEGER RD.; THENCE S 61°44'47" W ALONG SAID CENTER LINE 214.70 FEET; THENCE N 22°54'50" W 476.59 FEET; THENCE N 61°27'28" E 214.44 FEET; THENCE S 23°04'35" E 250.36 FEET; THENCE S 22°49'40" E 194.13 FEET TO THE PLACE OF BEGINNING. SAID PARCEL OF LAND CONTAINING 102,033 SQ FT MORE OR LESS.

I FURTHER CERTIFY THAT I HAVE MADE THIS SURVEY AND MAP IN ACCORDANCE WITH THE REQUIREMENTS OF CHAPTER 236.34 OF THE STATE STATUTES AND THE SUBDIVISION CONTROL ORDINANCE, WALWORTH COUNTY, WISCONSIN AND BY THE DIRECTION OF THE OWNER'S AND SUCH MAP IS A CORRECT REPRESENTATION OF ALL THE EXTERIOR BOUNDARIES OF THE LAND SURVEYED AND THE DIVISION OF IT.



John P. Krott

JOHN P. KROTT, S-2258

DATED THIS 16th, DAY OF MARCH 2010.

DATE OF LAST REVISION 03 / 26 / 2010.

OWNERS CERTIFICATE:

" AS OWNERS, WE HEREBY CERTIFY THAT WE CAUSED THE LAND DESCRIBED HEREIN TO BE SURVEYED, DIVIDED, MAPPED AND DEDICATED AS REPRESENTED ON THIS CERTIFIED SURVEY MAP. WE ALSO CERTIFY THAT THIS CERTIFIED SURVEY MAP IS REQUIRED TO BE SUBMITTED TO THE TOWN OF GENEVA, CITY OF LAKE GENEVA AND WALWORTH COUNTY FOR APPROVAL "

DAVID W. HILLS

KRISTINE K. HILLS

STATE OF WISCONSIN)
COUNTY OF WALWORTH)

PERSONALLY CAME BEFORE ME THIS _____ DAY OF _____ 2010, THE ABOVE NAMED, TO ME KNOWN TO BE THE PERSON WHO EXECUTED THE FOREGOING INSTRUMENT AND ACKNOWLEDGE THE SAME.

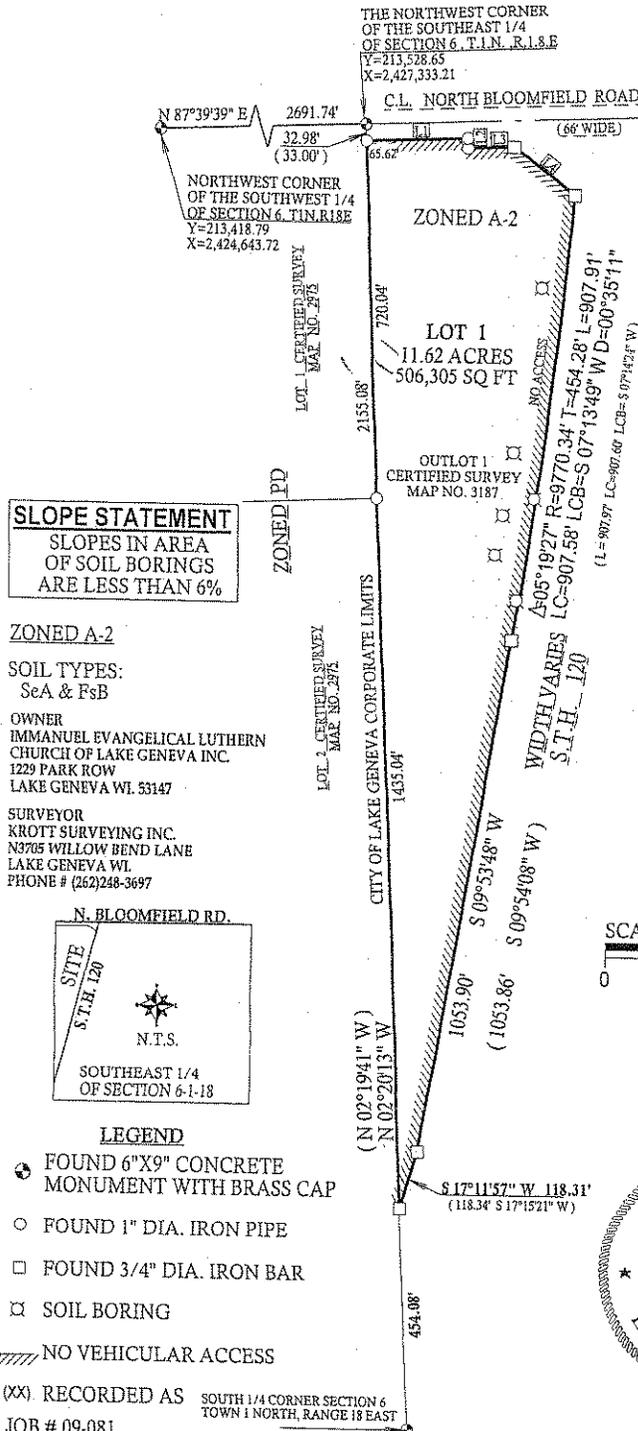
MY COMMISSION EXPIRES

NOTARY PUBLIC _____, WISCONSIN

KROTT SURVEYING
N3705 WILLOW BEND LN.
LAKE GENEVA WI. 53147
(262)248-3697

100754

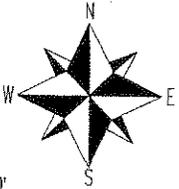
CERTIFIED SURVEY MAP NO. _____
 BEING PART OF OUTLOT 1 CERTIFIED SURVEY MAP NO. 3187
 LOCATED IN THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4
 AND THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF
 SECTION 6, TOWN 1 NORTH, RANGE 18 EAST, WALWORTH
 COUNTY, WISCONSIN.



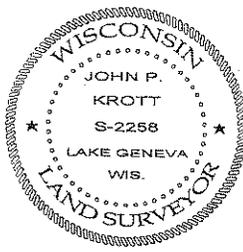
DOT PREVIOUS RESTRICTIONS? MUST BE RELEASE IN WRITING.

LINE TABLE

| Id | Bearing | Distance |
|----|----------------------------------|----------------------|
| L1 | N 87°39'45" E (N87°39'57" E) | 204.91' (204.94') |
| L2 | S 01°38'43" E (S 02°41'31" E) | 20.13' (20.10') |
| L3 | N 87°15'40" E (N 87°18'29" E) | 92.22' (91.86') |
| L4 | S 52°00'46" E (S 52°01'20" E) | 153.26' (153.22') |



NOTE: BEARINGS REFERENCED TO THE WEST LINE OF THE SOUTHEAST 1/4 OF SECTION 6-1-18
 NOTE: BEARINGS HEREON RELATED TO GRID NORTH OF THE WISCONSIN STATE PLANE COORDINATE SYSTEM GRID, SOUTH ZONE (NAD-27)



John P. Krott
 JOHN P. KROTT, S-2258

DATED THIS 7th DAY OF DECEMBER 2009.

100754

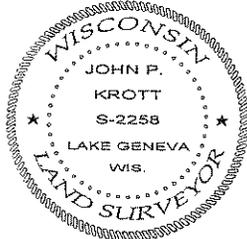
CERTIFIED SURVEY MAP NO. _____

BEING PART OF OUTLOT 1 CERTIFIED SURVEY MAP NO. 3187
 LOCATED IN THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4
 AND THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF
 SECTION 6, TOWN 1 NORTH, RANGE 18 EAST, WALWORTH
 COUNTY, WISCONSIN.

SURVEYOR'S CERTIFICATE:

I, JOHN P. KROTT REGISTERED LAND SURVEYOR, HEREBY CERTIFY THAT I HAVE SURVEYED,
 AND MAPPED THE FOLLOWING LAND BOUNDED AND DESCRIBED AS FOLLOWS;
 BEING PART OF OUTLOT 1 CERTIFIED SURVEY MAP NO. 3187 LOCATED IN THE NORTHWEST 1/4
 OF THE SOUTHEAST 1/4 AND THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 6, TOWN
 1 NORTH, RANGE 18 EAST, WALWORTH COUNTY, WISCONSIN MORE PARTICULARLY DESCRIBED
 AS FOLLOWS: TO-WIT COMMENCING AT THE NORTHWEST CORNER OF THE SOUTHWEST 1/4 OF
 SAID SECTION 6 THENCE N 87°39'39" E 2691.74 FEET TO THE NORTHWEST CORNER OF THE
 SOUTHEAST 1/4 OF SAID SECTION 6; THENCE S 02°20'13" E ALONG THE WEST LINE OF THE
 SOUTHEAST 1/4 OF SAID SECTION 6, 32.98 FEET TO THE PLACE OF BEGINNING; THENCE
 N 87°39'45" E 204.91 FEET; THENCE S 01°38'43" E 20.13 FEET; THENCE N 87°15'40" E 92.22 FEET;
 THENCE S 52°00'46" E 153.26 FEET TO THE POINT OF CURVATURE OF A NON-TANGENT CURVE,
 CONCAVE TO THE WEST, HAVING A RADIUS OF 9770.34 FEET A CENTRAL ANGLE OF 05°19'27",
 AND A CHORD OF 907.58 FEET BEARING S 07°13'49" W; THENCE SOUTH ALONG SAID CURVE, A
 DISTANCE OF 907.91 FEET; THENCE S 09°53'48" W 1053.90 FEET; THENCE S 17°11'57" W 118.31 FEET
 TO A POINT IN THE WEST LINE OF THE SOUTHEAST 1/4 OF SAID SECTION 6; THENCE N 02°20'13" W
 ALONG SAID WEST LINE 2155.08 FEET TO THE PLACE OF BEGINNING; SAID PARCEL OF LAND
 CONTAINING 506,305 SQUARE FEET, MORE OR LESS.

I FURTHER CERTIFY THAT I HAVE MADE THIS SURVEY AND MAP IN ACCORDANCE WITH THE REQUIREMENTS OF
 CHAPTER 236.34 OF THE STATE STATUTES AND THE SUBDIVISION CONTROL ORDINANCE, WALWORTH COUNTY,
 WISCONSIN AND BY THE DIRECTION OF THE OWNER AND SUCH MAP IS A CORRECT REPRESENTATION OF ALL
 THE EXTERIOR BOUNDARIES OF THE LAND SURVEYED.



John P. Krott

 JOHN P. KROTT, S-2258

DATED THIS 7th DAY OF DECEMBER 2009.

OWNERS CERTIFICATE:

" AS OWNER, I HEREBY CERTIFY THAT I CAUSED THE LAND DESCRIBED HEREIN TO BE
 SURVEYED AND MAPPED AS REPRESENTED ON THIS CERTIFIED SURVEY MAP. I ALSO
 CERTIFY THAT THIS CERTIFIED SURVEY MAP IS REQUIRED TO BE SUBMITTED TO
 THE TOWN OF BLOOMFIELD, CITY OF LAKE GENEVA AND WALWORTH COUNTY FOR APPROVAL "

IMMANUEL EVANGELICAL LUTHERAN
 CHURCH OF LAKE GENEVA INC.
 (PRESIDENT THOMAS LARWA)

STATE OF WISCONSIN)
 COUNTY OF WALWORTH)

PERSONALLY CAME BEFORE ME THIS ____ DAY OF _____ 2009, THE ABOVE NAMED, TO ME KNOWN
 TO BE THE PERSON WHO EXECUTED THE FOREGOING INSTRUMENT AND ACKNOWLEDGE THE SAME.

MY COMMISSION EXPIRES _____

NOTARY PUBLIC _____, WISCONSIN

KROTT SURVEYING INC.
 N3705 WILLOW BEND LANE
 LAKE GENEVA WI. 53147
 PHONE # (262)248-3697
 FAX # (262)249-0639

100754

CERTIFIED SURVEY MAP NO. _____

BEING PART OF OUTLOT 1 CERTIFIED SURVEY MAP NO. 3187
LOCATED IN THE NORTHWEST 1/4 OF THE SOUTHEAST 1/4
AND THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF
SECTION 6, TOWN 1 NORTH, RANGE 18 EAST, WALWORTH
COUNTY, WISCONSIN.

CITY OF LAKE GENEVA EXTRATERRITORIAL APPROVAL

RESOLVED: THAT THE CERTIFIED SURVEY MAP SHOWN HEREON, IN THE EXTRATERRITORIAL
PLAT APPROVAL JURISDICTION OF THE CITY OF LAKE GENEVA, WALWORTH COUNTY, WISCONSIN.
OWNER IMMANUEL EVANGELICAL LUTHERAN CHURCH OF LAKE GENEVA INC. IS HEREBY APPROVED
BY THE CITY OF LAKE GENEVA.

CITY BOARD, ON THIS _____ DAY OF _____, 2009.

WILLIAM CHESEN (MAYOR)

DIANA DYKSTRA (CLERK)

TOWN BOARD APPROVAL

APPROVED BY THE TOWN OF BLOOMFIELD TOWN BOARD THIS _____ DAY OF _____, 2009

KENNETH MONROE (CHAIRMAN)

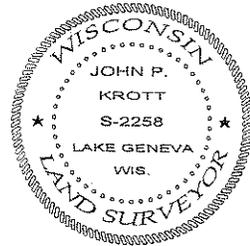
MARTIE WELLS (CLERK)

WALWORTH COUNTY APPROVAL

APPROVED BY THE WALWORTH COUNTY ZONING AGENCY

THIS _____ DAY OF _____, 2009.

RICK STACEY (CHAIRPERSON)



KROTT SURVEYING INC.
N3705 WILLOW BEND LANE
LAKE GENEVA WI 53147
PHONE # (262)248-3697
FAX # (262)249-0639
JOB # 09-081

John P. Krott

JOHN P. KROTT, S-2258
DATED THIS 7th DAY OF DECEMBER 2009.

Diana Dykstra

From: Kevin J Fleming [kevin@flemingsltd.com]
Sent: Tuesday, April 06, 2010 1:55 PM
To: ddykstra@cityoflakegeneva.com
Subject: Parking Com minutes

Parking Commission Minutes- March 2010 Meeting- City Hall Thursday 3/18/2010 7:00 pm

1. Call meeting to order- in attendance- Hennerly, Marsala, Flowers, Fleming, also Penny Rohr, Allen Tripp, Ron Carstensen, Mark Smith
2. Ticket complaint by Allen Tripp in regards to a pkg tkt received Mar 16, 2010 at the 30 min Starbucks meter. Mr Tripp assumed that there was free parking as all other meters said 2 hour free pkg. He parked for 20 minutes and recd a tkt. Fleming told him he would refer this to the city Administrator.
3. Address 3 items (see attached) presented by Mary Jo Fesenmaier, who was not present (These items were given to the PC members at the time of the meeting and were not on the agenda).
 1. Discussion about making sure Eastview lot is used in the summer. Metering the museum lot was never discussed as an option when the Eastview lot was presented for approval. PC not in favor of metering the lot, but using signage to direct people to the Eastview lot.
 2. Pay and Display- the test system is being installed on the 200 block of Broad St as a test this spring. There is a concern about the overall cost of the system.
 3. 2 hour pkg limits in Maple Park. Mark Smith presented a proposal for 2 hour parking limit, except for cars with city pkg permit who would not have a limit, on Madison St from Main to Geneva St and on Geneva from Madison to Warren. This would be a trial from May 1, 2010 to Oct 31, 2010. The PC was concerned about the effectiveness and enforcement, but agreed to pass this on to council.
4. Shuttle schedule- July 4 wknd, Venetian Fest, Oct Fest 5. Pkg policy for major downtown events- require all major downtown events to use Eastview lot for participants/vendors. Parking Com should be included in the permit process for events. Ie.- Art in the Park vendors should have in their contract a requirement that they park in the Eastview lot.
6. Bollard system for Wisconsin St/Central/Denison lot to allow for parking whenever school is not in session. An agreement between the City and the school district needs to be done at once so this system can be in place by Memorial Day 2010.
7. Adjournment 8:30

submitted by Kevin Fleming

--

Fleming's, Ltd 711 Main Street Lake Geneva, WI 53147 800.553.2779 www.flemingsltd.com

\$100 pd
4-12-10
#15

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. STAT.

66.0217(2)

To: Common Council of the City of Lake Geneva
Walworth County, Wisconsin
c/o Diana Dykstra, City Clerk
Lake Geneva City Hall
626 Geneva Street
Lake Geneva, Wisconsin 53147

Town Board of the Town of Linn
Walworth County, Wisconsin
c/o Sue Polyock, Town Clerk/Treasurer
W3738 Franklin Walsh Street
PO Box 130
Zenda, WI 53195

Municipal Boundary Review
Attn: Erich Schmidtke
State of Wisconsin Department of Administration
PO Box 1645
Madison, WI 53701-1645

THIS PETITION of Ross and Pam Adams, (Petitioner”), as the owner of record of the real property in the territory sought to be annexed, such territory being more particularly described below, does respectfully state, represent, and show to the Common Council as follows:

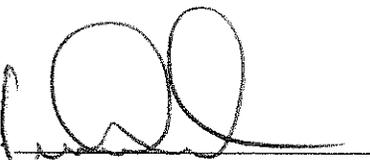
1. Petitioner, whose address is N2275 Wilmot Blvd., Lake Geneva, Wisconsin 53147, is the sole and only owner of record of the real property in the territory sought to be annexed, such property being located in Section 1, Township of Linn, Walworth County, Wisconsin, and more particularly described in the legal description of the property, attached hereto as exhibit “A”, and incorporated herein by reference (“Subject Territory”).

*

2. Petitioner respectfully requests all the Subject Territory to be annexed to the City of Lake Geneva, Walworth County, Wisconsin.
3. Attached hereto, marked Exhibit "B", and incorporated herein by reference, is a scale map of the Subject Territory, in accordance with the provisions of Wis. Stat. 66.0217(2) and 66.0217(5).
4. No Electors reside in the Subject Territory sought to be annexed hereunder. The current population of the Subject Territory sought to be annexed hereunder is zero (0).
5. Petitioner will cause this Petition, the legal description and the scale map of the Subject Territory to be annexed to be filed with the City Clerk of the City of Lake Geneva, Walworth County, Wisconsin, the Clerk/Treasurer of the Township of Linn, Walworth County, Wisconsin, Lake Geneva – Genoa City Union High School District and Joint School District No. 1, Lake Geneva, Walworth County, Wisconsin, and the State of Wisconsin, Department of Administration, in accordance with the provisions of Wis. Stat. 66.0217(2).
6. To zone the property Single Family Residential, SR4, pursuant to Ordinance No. 98-1, City of Lake Geneva Zoning Ordinance.
7. Petitioner states Subject Territory is contiguous to the City of Lake Geneva, Walworth County, Wisconsin, and that the Petitioner requests annexation in order to receive City of Lake Geneva Municipal Water Utility connection.
8. Petitioner requests the City of Lake Geneva adopt an Annexation Ordinance in substantial conformity with Exhibit "C", attached hereto and incorporated herein by reference.
9. Petitioner believes this Petition and the Subject Territory sought to be annexed hereunder meet all legal requirements for annexation, and that such annexation is in the public interest.

Date this 16th day of April, 2010.

By


Ross Adam

By:


Pam Adams

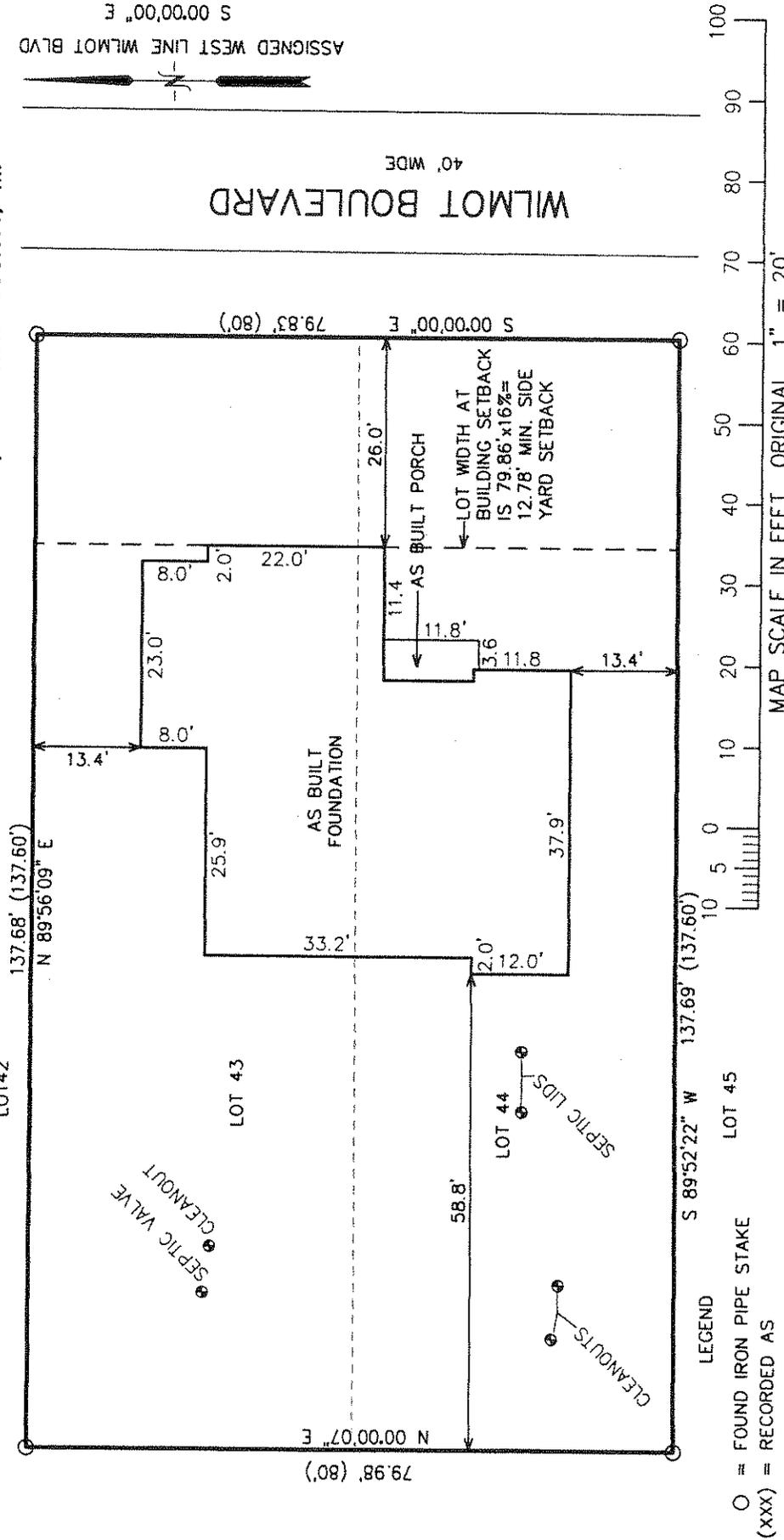
EXHIBIT "A"

Legal description of Subject Territory is as follows:

LOTS 43 AND 44 OF PARADISE VISTA, ACCORDING TO THE RECORDED
PLAT THEREOF. SAID LAND BEING IN THE TOWN OF LINN, WALWORTH
COUNTY, WISCONSIN.

FARRIS, HANSEN & ASSOC. INC.
 7 RIDGWAY COURT- P.O. BOX 437
 ELKHORN, WISCONSIN 53121
 PHONE (262) 723-2098
 FAX (262) 723-5886

PLAT OF SURVEY
 LOTS 43 & 44 OF PARADISE VISTA SUBDIVISION
 LOCATED IN SEC. 1, TOWN 1 N., R. 17 E.
 TOWN OF LINN, WALWORTH COUNTY, WI.



NOTE: COPIES OF THIS MAP TO WHICH THE FOLLOWING CERTIFICATE WILL APPLY SHOW SURVEYOR'S ORIGINAL SEAL AND SIGNATURE IN RED INK. COPIES BY ANY OTHER MEANS MAY HAVE ALTERATIONS WHICH DO NOT REPRESENT THE SURVEYOR'S WORK PRODUCT.

I HEREBY CERTIFY THAT THE ABOVE DESCRIBED PROPERTY HAS BEEN SURVEYED UNDER MY DIRECTION AND THAT THE ABOVE MAP IS A TRUE REPRESENTATION THEREOF AND SHOWS THE SIZE AND LOCATION OF THE PROPERTY AND ITS EXTERIOR BOUNDARIES. THIS SURVEY IS MADE FOR THE USE OF THE PRESENT OWNERS OF THE PROPERTY, AND ALSO THOSE WHO PURCHASE, MORTGAGE, OR GUARANTEE THE TITLE THERETO WITHIN ONE YEAR FROM THE DATE HEREOF.

DATED: SEPTEMBER 24, 2009
 TO SHOW SIZE & LOCATION OF PROPOSED RESIDENCE

Peter S. Gordon
 PETER S. GORDON R.L.S. 2101

REVISED 10/26/2009-KB
 TO SHOW SIZE & LOCATION OF PROPOSED RESIDENCE

REVISED 11-30-2009
 TO SHOW SIZE & LOCATION OF AS BUILT FOUNDATION

ORDERED BY: FAIRWYN, LTD
 875 TOWNLINE ROAD, SUITE 103
 LAKE GENEVA, WI. 53147

AREA = 11,002 S.F. 0.25 AC.
 TAX PARCEL IPV 00005

PROJECT NO. 8001
 DATED: 09-24-2009
 SHEET 1 OF 1 SHEETS

EXHIBIT "A"

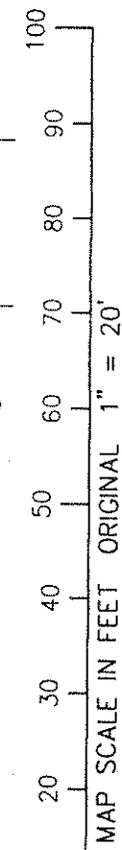
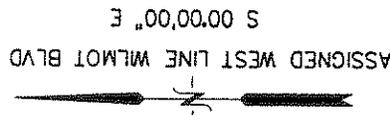


EXHIBIT "B"

Exhibit "B" consists of the following four(4) pages:

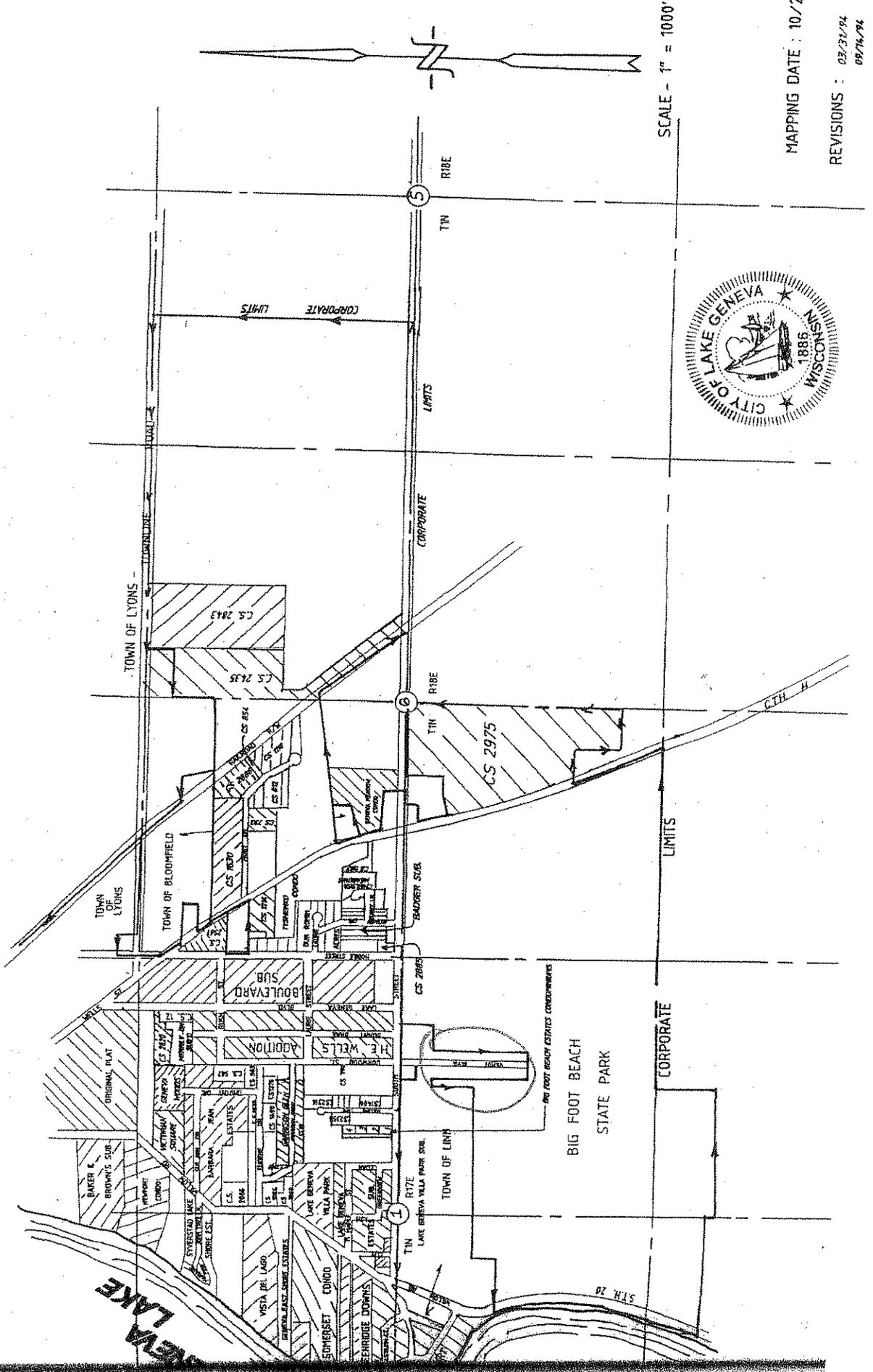
Page #1 – Plat of Survey of the Subject Territory

Page #2 – Plat Map, City of Lake Geneva Index Map (Southerly Part of City)

Page #3 – Plat Map, Paradise Vista, Section 1 town of Linn

Page #4 – Plat Map, Sec. 1 T1N,R17E - LINN

CITY OF LAKE GENEVA INDEX MAP SOUTHERLY PART OF CITY

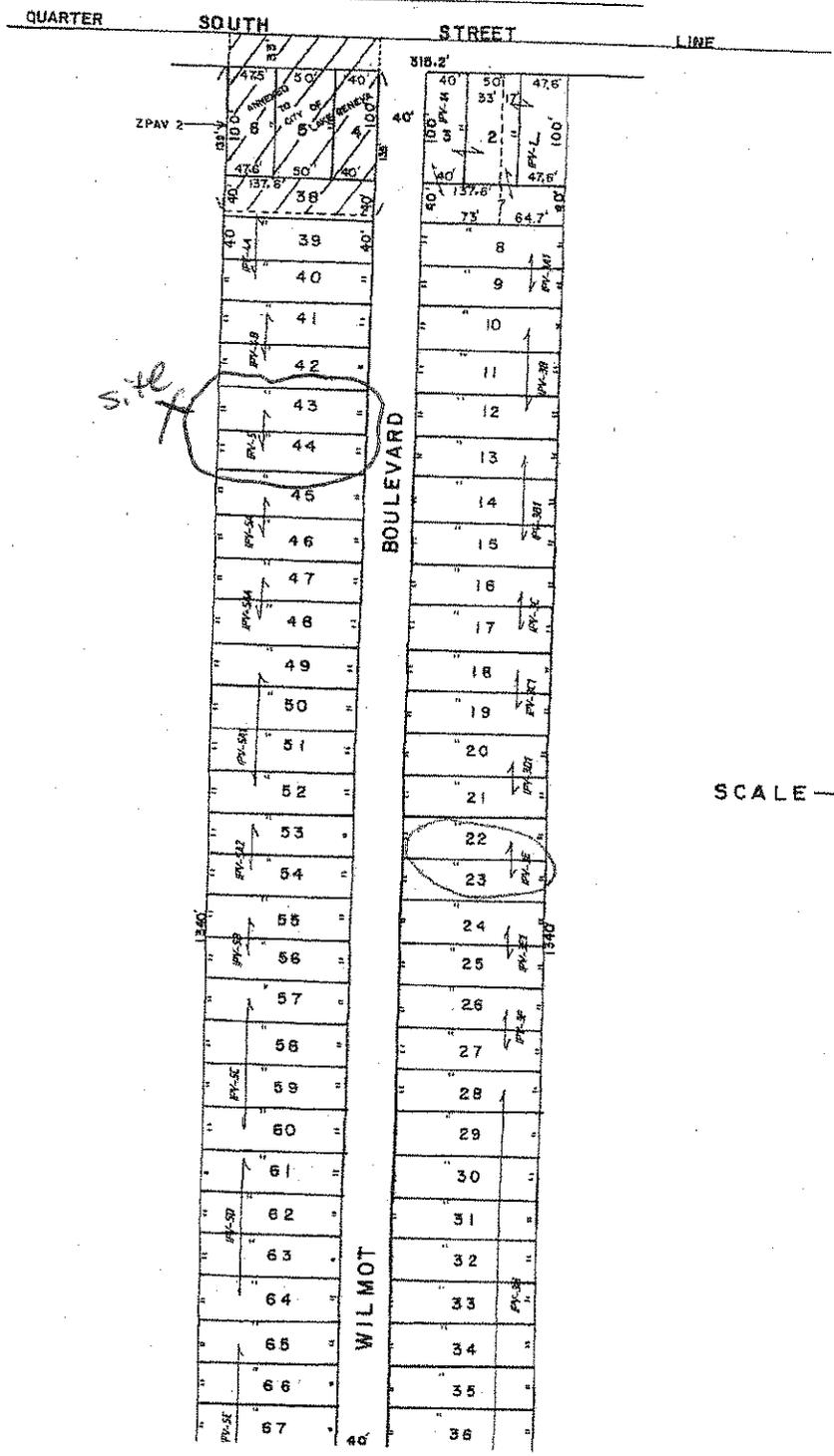


MAPPING DATE : 10/21/

REVISIONS : 03/23/94
08/14/94

Exhibit 'B'

PARADISE VISTA SECTION I TOWN OF LINN



SCALE - 1" = 1'

CITY OF LAKE GENEVA

626 GENEVA STREET
LAKE GENEVA, WISCONSIN 53147
(262) 249-4098 • Fax (262) 248-4715
www.cityoflakegeneva.com



DENNIS E. JORDAN
CITY ADMINISTRATOR

DEJ
TO: MAYOR & COMMON COUNCIL
FROM: CITY ADMINISTRATOR
DATE: APRIL 26, 2010
RE: TANK REMOVAL NOTICE

Background: The contractor for the Edwards Boulevard Extension has been grading the future roadway. As the grader was moving earth in the area, it struck an old fuel tank. The tank appears to be part of the old homestead that used to be on the property. Staff is getting proposals for the removal of the tank and any clean-up work that may have to be done. The tank needs to be removed as soon as possible so grading of the roadway can continue. The payment of the removal will be covered under TIF funds, and the project is well under the budgeted amount of \$2,900,500. I only have one proposal so far and will be coordinating this process from the Wisconsin Dells where I will be attending an insurance seminar. I will provide the proposal details at the Council meeting.

No action necessary.

CITY OF LAKE GENEVA

626 GENEVA STREET
LAKE GENEVA, WISCONSIN 53147
(262) 249-4098 • Fax (262) 248-4715
www.cityoflakegeneva.com



DENNIS E. JORDAN
CITY ADMINISTRATOR

DEJ

TO: MAYOR & COMMON COUNCIL

FROM: CITY ADMINISTRATOR

DATE: APRIL 26, 2010

RE: PURCHASE OF PELLER PROPERTY

Background: The City has been negotiating with the Peller's and their representatives for the road right-of-way for the Edwards Boulevard extension. When the City began negotiations, the offer was to limit the special assessment for the road construction to \$375,000. in return for right-of-way dedication for the road and an easement for a detention pond. The Peller's responded that the City should purchase the land from them and include the land for the detention pond in the agreement. The City received an appraisal that included the land for the detention pond that stated the value as \$189,500. Per State Statute 32.05 (2) (a), the City has negotiated an offer with the Pellers and is asking the Common Council to approve the negotiated offer. Through negotiations, staff is recommending that the City purchase the 3.61 acres of land from the Pellers for the road right-of-way and detention pond for \$200,000. and the Pellers agree to pay the special assessment for the road construction per linear foot on their property in a ten year period.

Recommendation: Approve the negotiated offer under State Statute 32.05 (2)(a) with Peller Investments, LLC in the amount of \$200,000. and the Assessment Agreement which is attached.

PELLER ASSESSMENT AGREEMENT

THIS PELLER ASSESSMENT AGREEMENT ("Agreement") is made as of the ___th day of April, 2010, between the CITY OF LAKE GENEVA, a Wisconsin municipal corporation ("City"), and Peller Investments, LLC, a Wisconsin corporation ("Owner").

RECITALS:

WHEREAS, Owner is the owner of certain real property in the City, situated west of U.S. Highway 12, consisting of approximately 13.02 acres, and more particularly described as the "Property" in the attached Exhibit A incorporated herein; and

WHEREAS, the City is a Wisconsin municipal corporation organized and existing pursuant to Wis. Stat. Ch. 62, with authority to enter into this Agreement under Wisconsin law; and

WHEREAS, the City is taking by condemnation, the ownership of a 3.61 acre parcel of land, immediately adjacent to the Property, and plans to improve on it North Edwards Boulevard including that portion of the right of way extending from the south line of the Property as extended east to the right of way of U.S. Highway 12, to the north line of the Property as extended east to the right of way of U.S. Highway 12, and as described on Exhibit A as the Peller Segment, ("Peller Segment") in accordance with the plan attached hereto as Exhibit B ("Plan") to facilitate development north and south of the Property; and

WHEREAS, the Property is currently contiguous to a public road known as North Edwards Boulevard, which when improved in accordance with the Plan, will provide access to the Property; and

WHEREAS, the cost of improving North Edwards Boulevard in accordance with the Plan is assessable to Owner and others pursuant to sec. 66.0701, Wis. Stats.; and

WHEREAS, the parties desire to set and determine the payment of the assessment on the Property, pursuant to Secs. 66.0703(7)(b) and 66.0715(2), Wis. Stats.

NOW, THEREFORE, the City and the Owner agree as follows:

SECTION 1 RESTATEMENT OF RECITALS

1.01 Recitals The recitals above are restated in the text of this Agreement by reference as if set forth in full herein, and as such constitute agreements between the parties made part and parcel of this Agreement.

**SECTION 2
CONFIRMATION OF ZONING**

2.01 Zoning. The City confirms that the Zoning of the Property is Rural Holding.

**SECTION 3
CITY'S WORK**

3.01 City's Construction of Improvements. In consideration of the Owner agreeing to pay the Assessment defined below, the City agrees to furnish, or cause to be furnished, all labor and services, material and work for the construction and completion of the Improvements, which Improvements are more fully described on Exhibit C, attached hereto and incorporated herein, on or before December 31, 2011. The plans and specifications for the Improvements, referenced on Exhibit C shall be identified as the "Plans."

3.02 Access by Owner. The Property shall have permanent access to North Edwards Boulevard, by at least two commercial-width driveways. During the period of construction, City agrees to allow vehicular and pedestrian access from North Edwards Boulevard south of this Property, for any reasonable and safe access Owner requires.

3.03. Moving Water Main. The City hereby grants to Owner the right to move into the right of way of North Edwards Boulevard, the existing water mains which cross the Property, at Owner's expense, and if Owner does so, the City agrees to vacate the City's existing water main easement across the Property recorded as Document Numbers 98062 and 98063 in the Office of the Walworth County Register of Deeds (collectively, the "Old Easement"). Upon the completion of the construction of the Improvements, sanitary sewer mains and municipal water mains, the Property shall have the right to tap into such water and sanitary sewer mains, on the usual and customary terms and conditions of the City of Lake Geneva, but subject to the limitations contained herein on additional charges and costs.

3.04 Temporary Limited Easement for Grading Purposes. Owner hereby grants to City a temporary limited easement ("Grading Easement"), across that portion of the Property shown on Exhibit B as "Temporary Limited Easement," (the "Grading Easement Area") for purposes of grading the existing soil to meet the grade of the Improvements, as such grading work is detailed in the Plans. This easement shall terminate on the earlier of completion of the Improvements, or December 31, 2010, and is subject to the provisions herein about City's work on that Grading Easement Area.

**SECTION 4
FEES AND ADDITIONAL CHARGES AND IMPROVEMENTS**

4.01 Assessment. When the City has completed the North Edwards Boulevard Improvements in accordance with the Plans, the City shall assess Owner for its share of the Improvements, in accordance with the requirements of Section 66.0703 and 66.0715 Wis. Stats. ("Assessment"), in full and complete satisfaction of all municipal charges of any nature related to the roadway, sidewalk, curb and gutter, bike path, stormwater management fees related to the pond on the Peller Segment, maintenance costs of the stormwater pond, connection of the

SECTION 5 OWNER WORK

5.01 Connection Fees. The Owner acknowledges that it, or its successor and assigns who develop the Property, shall be obligated to pay all water and sanitary sewer consumption fees, any nominal connection fees, and any usual and permit fees in connection with development of the Property, but that the Assessment is intended to be the Property's entire contribution to all costs of roadway and utility improvements and to give the Property the right to connect to the water, sanitary and storm systems on the Peller Segment.

5.02 East Land. [Deleted].

SECTION 6 RISK OF LOSS

6.01 Risk of Loss. The risk of loss, damages and liability of the Peller Segment, shall at all times be with the City, and the risk of damage or destruction to the Improvements or any part thereof, or to any person, at any time prior to the completion and acceptance of the Improvements to be performed under this Agreement, is assumed by the City, except for that which is caused by Owner or Owner's agent.

SECTION 7 CITY'S INSURANCE

7.01 Insurance. The City shall not enter onto the Property or perform any work on the Property, other than the Fill Work, and the rights under the Grading Easement, in the manner required herein, and hereby indemnifies Owner against all costs and liability of the City's entry onto the Property. The City shall not commence or cause to be commenced, the Fill Work, or work in the Grading Easement Area under this Agreement until the City has obtained all insurance required under this section and such insurance has been approved by Owner.

(1) Compensation Insurance. The City shall take out and maintain during the life of this Agreement Workmen Compensation Insurance for any of its employees who are working on the Property, and, if any work is sublet, the City shall require all contractors and subcontractors to similarly provide Workman Compensation Insurance for all of their employees, unless such employees are covered by the protection afforded by the City, or the equivalent municipal insurance. If any class of employees on the Property engaged in hazardous work under this Agreement is not protected under the Workmen Compensation Statute, the City shall provide, and shall cause such contractor and subcontractor to provide, Employer's Liability Insurance for the protection of its employees not otherwise protected.

(2) Public Liability and Property Damage Insurance. The City shall take out and maintain, during the life of this Agreement, such public liability and property damage insurance as shall protect it, and any contractor or subcontractor performing work covered by this Agreement, from claims for damages for personal injury, including accidental death, as well as from claims for property damages which may arise from operations under this Agreement, whether such operations be by it or by any contractor or subcontractor or anyone directly or indirectly employed by either of them, and the amount of such insurance shall be as follows:

Public liability insurance in an amount not less than \$1,000 000.00 for injuries, including accidental death to anyone person, and subject to the same limit for each person in an amount not less than \$2,000,000.00 on account of one accident, and property damage insurance in an amount of not less than \$500,000.00.

7.02 Contractor and Subcontractor Policies. The City shall require every contractor and subcontractor performing work on the Property to obtain and maintain similar policies with the same limits stipulated above, construed as including contractor's contingent or protective insurance, if necessary to protect the Owner from damage claims arising from operations under this Agreement.

7.03 Insurance Covering Special Hazards. The following special hazards shall be covered by rider or riders to the public liability and/or property damage insurance policy or policies hereinbefore required to be furnished by the City to Owner or by separate policies of insurance, in amounts not less than \$300,000.00 to cover injury to underground structures, such as wires, conduits, and sewers, and explosions of any kind, including blasting, and public liability insurance of \$500,000 with property damage not less than \$100,000 for every truck or other motor vehicle used in hauling materials to or from the Property.

7.04 Proof of insurance. Prior to commencement of work on the Property, the City shall furnish to, and obtain approval from, the Owner of certificates of insurance relating to all coverages required herein.

7.05 Cancellation of Insurance. Each policy shall provide that it is non-cancellable for a period of thirty (30) days following written notice of intent to cancel given by the policy owner via certified mail.

7.06 Endorsements. The City shall secure a contractual endorsement covering the hold harmless and indemnity agreements contained in Section 8, below.

SECTION 8 HOLD HARMLESS AND INDEMNITY AGREEMENT

8.01 Indemnity. The City shall indemnify and hold harmless the Owner, its members, agents and employees, from all claims of all persons, entities, or the like, for damages of any kind relating to injury, death, or property damage arising directly or indirectly out of the work performed or to be performed by the City under this Agreement, including extra work, by reason of negligent or wrongful conduct in whole or in part on the part of the City, or any of its servants, employees, personnel, agents, representatives, contractors, or subcontractors, or the agents of said respective parties or person performing any work which is the subject of this Agreement or is in connection with any work which is the subject of this Agreement, except for that which is caused by Owner or Owner's agent.

8.02 Defense. The City shall assume the defense of any action filed to which this hold harmless agreement applies, and pay all costs and attorney fees incurred in connection therewith, and pay any final judgments entered in an action to which this hold harmless agreement and indemnification agreement applies.

Property to North Edwards Boulevard, and related in any way to the Property, of whatever name and nature, except for normal and customary hookup and connection fees, based on the City's then current fee schedule. This Assessment shall be deferred pursuant to sec. 66.0715(2), Wis. Stats and shall not become due until the earlier of i) 10 years after the date of assessment; or ii) issuance of an Occupancy Permit for some or all of the Property, as detailed below (the "Due Date"). Owner may elect on the Due Date to pay the Assessment in installments equivalent to the most recent installment payment schedule for any Special Assessment in the City. The Assessment will not accrue interest. This Assessment shall run with the Property, and be a lien on the Property, and shall not be due and payable until the Due Date, notwithstanding any sale or transfer of the Property to a third party. If the first Occupancy Permit for the Property is for a building or improvement which occupies less than the full Property (taking into consideration setbacks and coverage ratios then in existence for the zoning of the Property), then only a portion of the Assessment shall become due, prorated over the total building capacity of the Property. For example, if the full building capacity of the Property is for 1000 square feet of building, at the time an Occupancy Permit is issued for a building of 500 square feet, or 50% of the building capacity of the Property, then the date of issuance of that Occupancy Permit will be considered the Due Date for 50% of the Assessment, and the remaining Assessment shall remain deferred, without interest, until the next Occupancy Permit is requested.

4.02 Edwards Extension. The City agrees to acquire all necessary rights-of-way and temporary construction easements for the extension of North Edwards Boulevard from the north terminus of the Peller Segment to an intersection with Sheridan Springs Road, as a three lane asphalt road, and to build the Improvements identified on Exhibit C ("Edwards Extension").

4.03 Survey. The City shall provide to the Owner, upon completion of the Improvements, with a copy of the final survey, showing the exact location of the Improvements in the Peller Segment, and all utilities in the Peller Segment, for purposes of its planning the development of the Property.

4.04 Fill. The City has determined that, in connection with constructing the Improvements, the City will have a large quantity of excess fill to dispose of which is currently located in the Peller Segment (the "Fill"). In consideration of the City saving the cost of moving the Fill offsite, the City hereby offers to give the Fill to Owner, at no cost, provided however that Owner must secure whatever permits are needed from the WDNR and any other applicable governmental entity, to use the Fill on the Property. Owner will also need to submit to the City, and to have the City approve, a grading plan, to perform fill activities on the Property. If Owner elects to receive the Fill, and secures the needed permits, City agrees to deliver, or to instruct its employees and contractors to deliver, to Owner, on the Property, the Fill, in the general locations of Owner's choosing on the Property, and in the manner identified in the final grading plan submitted to the City (the "Fill Work"). Owner agrees to promptly hire a contractor to draw up a grading plan, and to promptly apply for and diligently pursue the City grading plan approval, and the WDNR fill plan approval, and the City agrees to cooperate and assist the Owner in securing those permits.

SECTION 9 MISCELLANEOUS

9.01 Complete Agreement. There are no representations, covenants, warranties, promises, agreements, conditions, or undertakings, oral or written, between the City and the Owner, other than as set forth herein, and in the exhibits hereto, including the Plans, which are to be read and interpreted in conjunction with this Agreement as to the subject matter hereof. Except as otherwise expressly provided herein, no subsequent alteration, amendment, change, or addition to this Agreement shall be binding upon either party unless made in writing by the City and the Owner, and signed by them, but the City, by adopting this Agreement, hereby authorizes the City Administrator to execute amendments to this Agreement which do not materially change the nature of the Agreement itself.

9.02 Easements. The City shall cooperate with the Owner in the Owner obtaining all necessary easements and shall grant the Owner access to all City owned rights-of-way to enable the Owner's provision of sanitary sewer, municipal water, stormwater management, electrical, and all other utility service to the Property.

9.03 Other Standard Fees. It is understood that the Owner, and the Owner's successors and assigns, shall be required to pay the then-current fees, in accordance with City Codes, at such time as each future building connection is made, except for fees waived herein. Fees for building connections within the Property shall be in accordance with the schedules used throughout the City, except as otherwise defined herein.

9.04 No Partnership. The City does not, in any way or for any purpose, become a partner, employer, principal, agent, or joint venturer of or with the Owner.

9.05 Headings. This Agreement shall be construed without reference to titles of any sections or subsections hereof, which are inserted only for convenience.

9.06 Successors and Assigns. This Agreement, and all of the terms, covenants, and conditions hereof and of the various instruments executed and delivered pursuant hereto, shall be binding upon and inure to the benefit of the parties and their respective successors and assigns. The Owner shall be permitted to assign its rights and obligations hereunder in whole or in part to a purchaser of the Property or any part of the Property, provided, however, that the City shall be notified, in writing, of any such assignment, and such written notice shall include the name, address, and telephone number of the assignee.

9.07 Construction. This Agreement shall be construed under the laws of the State of Wisconsin.

9.08 Counterparts. This Agreement, and all other documents or instruments that maybe required by this Agreement, may be executed in several counterparts, each of which shall be deemed an original, but all of which shall constitute one and the same instrument. In addition, this Agreement may contain more than one counterpart of the signature page, and this Agreement may be executed by the affixing of the signatures of each of the signers to one of such counterpart signature pages; all of such counterpart signature pages shall be read as though

one, and shall have the same force and effect as though all of the signers had signed a single signature page.

9.09 Edwards Boulevard Extension As Public Road. City confirms that the City has recorded a Relocation Order for the Peller Segment, incorporating the engineering maps of the Project, which is sufficient to cause the Peller Segment to be laid out as a public street. If for any reason this is not the case, then the City hereby grants to the Property an easement across the Peller Segment, from the date the City takes title to the Peller Segment, until the Peller Segment legally becomes a public road, and City has the right to set forth reasonable rules about the use of this easement for safety purposes during the construction of the Project.

IN WITNESS WHEREOF, the parties have executed this Agreement on the date first written above.

OWNER:
PELLER INVESTMENTS, LLC, a Wisconsin limited liability company

By: _____

Robert Price, its Manager

STATE OF WISCONSIN)
) ss.
COUNTY OF _____)

On April __, 2010 before me, _____, Notary Public, personally appeared Robert Price, personally known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

Witness my hand and official seal.

Notary Public, State of Wisconsin

My Commission expires:

CITY OF LAKE GENEVA, a Wisconsin municipal corporation

By: _____
Mayor

Attest: _____
City Clerk

STATE OF WISCONSIN)
) ss.
COUNTY OF _____)

On April __, 2010 before me, _____, Notary Public, personally appeared _____ and _____, to be known to be the Mayor and City Clerk of the City of Lake Geneva, Wisconsin, and to me known to be the persons who executed the above instrument, and acknowledge the same.

Witness my hand and official seal.

Notary Public, State of Wisconsin

My Commission expires:

The terms and provisions of this Agreement and the engineering plans and specifications referenced herein are approved.

By: _____
City Engineer

**EXHIBIT A
LEGAL DESCRIPTIONS**

The "Property" shall be defined as follows:

All that part of the following described lands lying Westerly of US Hwy. 12:
A parcel of land located in the SE ¼ and SW ¼ of Section 30, T2N, R18E, more fully described as: Beginning at mid ¼ corner Section 30, Township 2 North, Range 18 East, Walworth County, Wisconsin; thence West on ¼ line to White River; thence Southwesterly along river to a point 8 rods South of East and West ¼ line; South 88°15' East 27.19 chains to point 25 rods East of the North and South ¼ line; thence North 8 rods; thence East 28.8 rods along ¼ line; thence North 80 rods to East and West ¼ line; thence West on ¼ line to point of beginning.

Tax Key No.: ZYUP 00194

But excluding therefrom, the following land which was taken by the City in condemnation:

Located in the Northeast 1/4 and Southeast 1/4 of the Southwest 1/4 of Section 30, Town 2 North, Range 18 East, City of Lake Geneva, Walworth County, Wisconsin, described as:

Beginning at the Northeast corner of Certified Survey Map No. 3997, said corner being on the Westerly right-of-way line of USH 12 and also being the Southeast corner of grantor's property; thence North 89°15'36" West, along the North line of said Certified Survey Map, (said North line also being the South line of grantor's property) 108.25 feet; thence North 33°01'04" West, 556.03 feet; thence North 35°49'19" West, 101.00 feet; thence South 54°10'41" West, 190.00 feet; thence North 35°49'19" West, 205.00 feet; thence North 11°27'36" East, 89.98 feet to the Northerly line of grantor's property; thence continue North 11°27'36" East, along said Northerly line, 309.79 feet to the Westerly right-of-way line of USH 12; thence South 33°00'33" East, along said Westerly right-of-way line, 279.38 feet; thence South 35°49'19" East, along said Westerly right-of-way line, 300.36 feet; thence South 33°01'04" East, along said Westerly right-of-way line, 618.38 feet to the point of beginning.

The above-described parcel contains 157,459 square feet (3.61 acres) of land more or less.

The "Grading Easement Area" shall be the following:

A temporary limited easement for grading purposes located in the Northeast 1/4 and Southeast 1/4 of the Southwest 1/4 of Section 30, Town 2 North, Range 18 East, City of Lake Geneva, Walworth County, Wisconsin, described as:

Commencing at the Northeast corner of Certified Survey Map No. 3997, said corner being on the Westerly right-of-way line of USH 12 and also being the Southeast corner of grantor's property; thence North 89°15'36" West, along the North line of said Certified Survey Map (said North line also being the South line of grantor's property) 120.28 feet to the point of beginning; thence continue North 89°15'36" West, along said line, 72.17 feet; thence North 33°01'04" West, 514.46 feet; thence North 35°49'19" West, 84.53 feet; thence South 54°10'41" West, 130.00 feet; thence North 35°49'19" West, 15.00 feet; thence North 54°10'41" East, 190.00 feet; thence South 35°49'19" East, 101.00 feet; thence South 33°01'04" East, 556.03 feet to the point of beginning.

The above-described temporary limited easement contains 40,080 square feet (0.92 acres) of land more or less.

The "Peller Segment" shall be the following:

Located in the Northeast 1/4 and Southeast 1/4 of the Southwest 1/4 of Section 30, Town 2 North, Range 18 East, City of Lake Geneva, Walworth County, Wisconsin, described as:

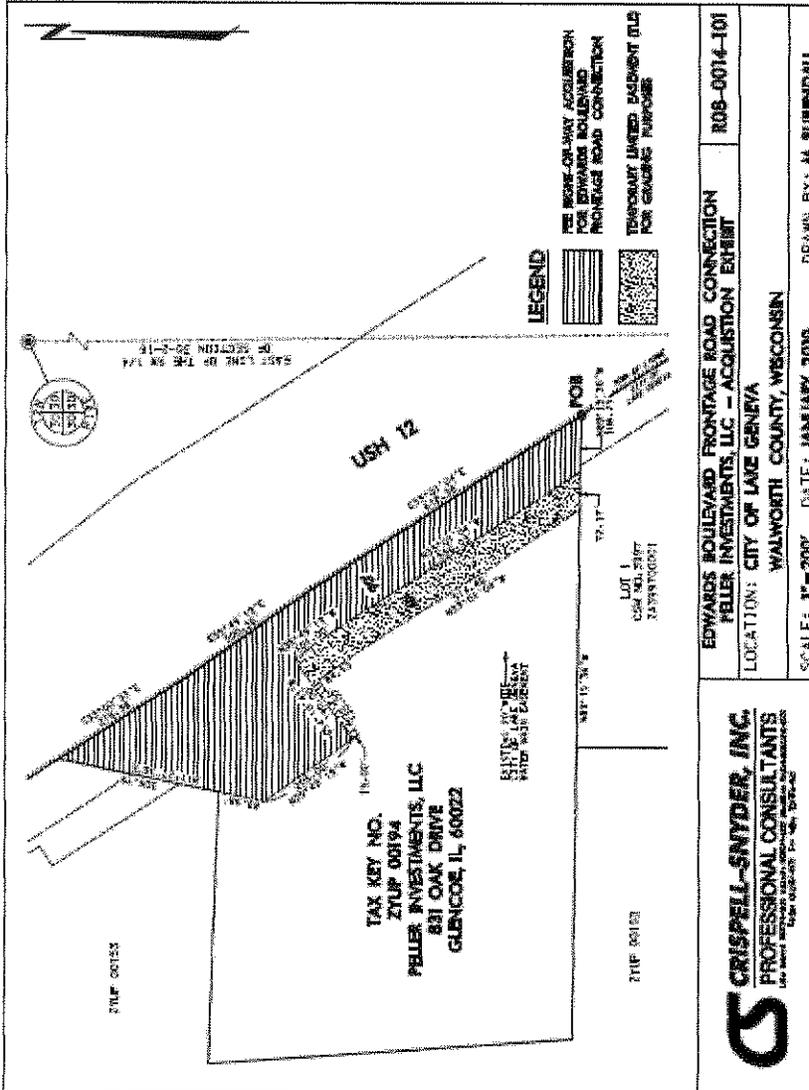
Beginning at the Northeast corner of Certified Survey Map No. 3997, said corner being on the Westerly right-of-way line of USH 12 and also being the Southeast corner of grantor's property; thence North 89°15'36" West, along the North line of said Certified Survey Map, (said North line also being the South line of grantor's property) 108.25 feet; thence North 33°01'04" West, 556.03 feet; thence North 35°49'19" West, 101.00 feet; thence South 54°10'41" West, 190.00 feet; thence North 35°49'19" West, 205.00 feet; thence North 11°27'36" East, 89.98 feet to the Northerly line of grantor's property; thence continue North 11°27'36" East, along said Northerly line, 309.79 feet to the Westerly right-of-way line of USH 12; thence South 33°00'33" East, along said Westerly right-of-way line, 279.38 feet; thence South 35°49'19" East, along said Westerly right-of-way line, 300.36 feet; thence South 33°01'04" East, along said Westerly right-of-way line, 618.38 feet to the point of beginning.

The above-described parcel contains 157,459 square feet (3.61 acres) of land more or less.

[Note before this goes final we should doublecheck with Sue Barker that these are the final legal descriptions for the final area of the taking]

EXHIBIT B SITE PLAN

REVISION/PLLOT DATE: EARTH FELLER ACQUISITION, SEP. 1, 2019, MW



TAX KEY NO.
ZTUP 00194
PELLER INVESTMENTS, LLC
881 OAK DRIVE
GLENCOE, IL, 60022

**EDWARDS BOULEVARD FRONTAGE ROAD CONNECTION
PELLER INVESTMENTS, LLC - ACQUISITION EXHIBIT** ROB-0014-101

LOCATION: **CITY OF LAKE GENEVA
WALWORTH COUNTY, WISCONSIN**

SCALE: 1"=200' DATE: JANUARY 2019 DRAWN BY: M. BURBIDALL

CRISPELL-SNYDER, INC.
PROFESSIONAL CONSULTANTS
1400 NORTH WISCONSIN STREET, SUITE 200
LAKE GENEVA, WISCONSIN 53147

EXHIBIT C

IMPROVEMENTS

The "Improvements" shall be defined as the improvements shown in the Plans and Specifications entitled "Edwards Boulevard Frontage Road Connection," as identified in the "Released for Construction 12/10/09" set of plans, Project No. R08-0014-101, Sheets 1 through 55, File No. F-27318, drawn by Crispell-Snyder, Inc., but modified to be consistent with the drawing on Exhibit B of this document. It is clarified that the definition of "Improvements" includes the completion of the roadway and other improvements in these Plans and Specification, to the Right of Way of Sheridan Springs Road. These shall all be known as the "Plans."

Stormwater Drainage Facility. The City shall construct stormwater drainage facilities, which include storm sewers, and a detention/retention ponds on the Peller Segment, in compliance with the Plans and specifically capable of handling all stormwater from the Peller Segment. City covenants that no properties shall ever be allowed to drain into the stormwater pond on the Peller Segment, other than the Peller Segment, and, to the extent that pond is capable of accepting more runoff, the Property. City agrees to grant to Owner, for the benefit of the Property and all future owners of the Property, a perpetual easement to drain surface water from the Property to this pond, at no cost to Owner, to the extent the pond is capable of accepting stormwater from the Property. The stormwater drainage facilities shall be so designed as to present no hazard to life or property.

Other Utilities. City covenants that all utility service in the Peller Segment shall be located underground.

Landscaping. City shall landscape any unpaved areas of the Peller Segment in the manner required in the Plans.

Version dated April 17, 2010

X:\CLIENT\B\074386\0015\A3853009.1

RESOLUTION

WHEREAS, the City of Lake Geneva has entered into negotiations with Peller Investments, LLC for the purchase of 3.61 acres of land to construct the Edwards Boulevard Extension to Sheridan Springs Road, and

WHEREAS, Peller Investments, LLC have offered to sell the necessary 3.61 acres of land to construct a road and establish a retention pond for storm water run off for \$200,000, and

WHEREAS, the Peller Investments, LLC have also requested that the City enter into an assessment agreement for the payment of special assessments for the extension of Edwards Boulevard to Sheridan Springs Road, and

WHEREAS, the costs of construction for the extension of existing Edwards Boulevard to Sheridan Springs Road have been unknown until the negotiations with Peller Investments, LLC was complete, and

WHEREAS, the cost of acquiring the parcel from Peller Investments, LLC is a necessary component in setting the actual necessary assessments.

NOW THEREFORE BE IT RESOLVED, the City of Lake Geneva is authorized to do the following:

1. Purchase the 3.61 acres from Peller Investments, LLC for the price of \$200,000
2. Enter into the attached Assessment Agreement with Peller Investments, LLC
3. Prepare the necessary reports and schedule the necessary public hearing for special assessments as required by 66.0703(7) unless said notice and hearing are waived by Peller Investments, LLC

Adopted this 26th day of April, 2010.

APPROVED:

James R. Connors, Mayor

ATTEST:

Diana Dykstra, City Clerk

RELOCATION ORDER

RELOCATION ORDER OF THE City of Lake Geneva, Walworth County, Wisconsin, by its City Council and for its Relocation Order hereby resolves as follows:

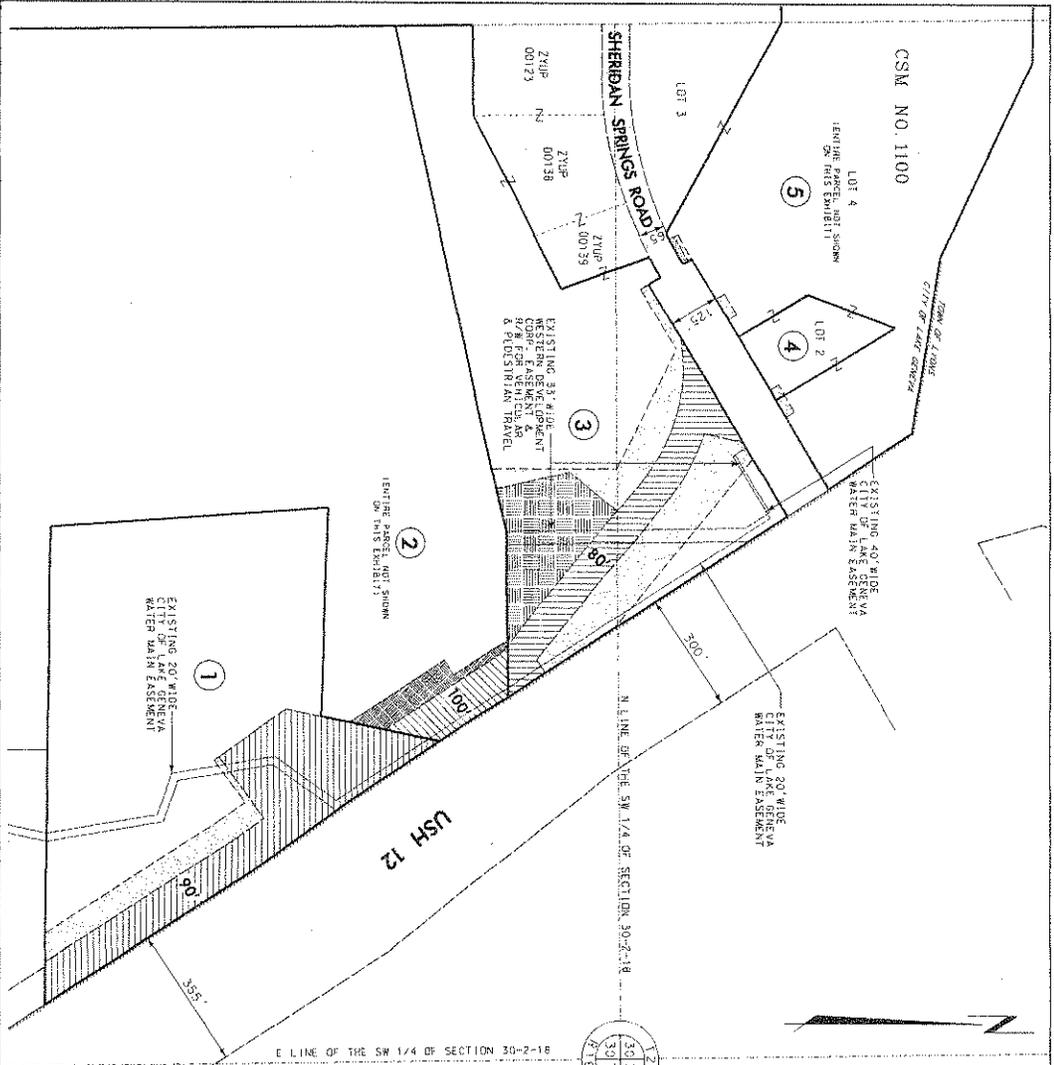
1. That this Resolution is a Relocation Order in accordance with subsection 32.05(1), Wisconsin Statutes, to properly establish, lay out, widen, construct, improve or maintain a portion of a city street known as Edwards Boulevard Frontage Road Connection, located in the City of Lake Geneva, Walworth County, Wisconsin.
2. That this resolution is also a determination of necessity for the foregoing project in accordance with subsection 32.07(2), Wisconsin Statutes;
3. That the City of Lake Geneva hereby determines that it is necessary and a public purpose to construct and extend that certain City Road known as Edwards Boulevard Frontage Road Connection (the Roadway) in order to provide a more convenient and efficient traffic flow through and around the City of Lake Geneva.
4. That the construction and extension of the Roadway will be laid out, built and maintained along that certain property depicted on the attached Exhibit A. It is shown as the Edwards Boulevard Frontage Road Connection on the attached Exhibit A. In addition to the Roadway, permanent and temporary easements will be acquired for the purposes set forth in the attached Exhibit A.
5. That the said roadway is laid out and established to the lines and widths as shown on the attached map marked Exhibit A.
6. That the required lands or interests in lands as shown on the attached Exhibit A have been or will be acquired by the City of Lake Geneva pursuant to the provisions of § 32.05 Wis. Stats.

Passed and approved this ___ day of _____, 2010.

I hereby certify that on this ___ day of March, 2010, that the within Relocation Order was adopted by a vote of ___ ayes and ___ nays by the City Council of the City of Lake Geneva, Wisconsin.

ATTEST:

APPROVED



Schedule of Lands and Interests Required
Edwards Boulevard Frontage Road Connection
City of Lake Geneva, Walworth County, Wisconsin

| Parcel Number | Property Owner | Tax Parcel Number | Interest Required | Total Acres | New Acres | Existing Acres | Total Acres | PL/E Acres | T/E Acres |
|---------------|------------------------------|-------------------|-------------------|-------------|-------------|----------------|-------------|-------------|-------------|
| 1 | Palmer Investments, LLC | ZUP 00104 | Fee, T/E | 16.03 | 3.61 | 0.00 | 13.02 | 0.00 | 0.00 |
| 2 | Wright River Crossings, LLC | ZUP 00153 | Fee | 83.40 | 0.00 | 0.00 | 82.77 | 0.45 | 0.00 |
| 3 | Walworth Station Gas Co. Inc | ZUP 00152 | Fee, PL & T/E | 14.86 | 1.88 | 0.00 | 13.90 | 1.82 | 2.59 |
| 4 | Lake Geneva Investors, LLC | ZU1000002 | T/E | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| 5 | Lake Geneva Investors, LLC | ZU1000004 | PL & T/E | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |
| Totals | | | | 6.15 | 6.15 | 0.00 | 2.03 | 3.81 | 0.00 |

*Areas shown in the total acres column may be approximate and are derived from tax rolls or other available sources and may not include lands of the owner which are not contiguous to the area to be acquired.

LEGEND

- FEE RIGHT-OF-WAY ACQUISITION FOR EDWARDS BOULEVARD FRONTAGE ROAD CONNECTION**
- PERMANENT LIMITED EASEMENT (PL) FOR STORM WATER MANAGEMENT AND GRADING**
- PERMANENT LIMITED EASEMENT (PL) FOR STORM WATER MANAGEMENT**
- PERMANENT LIMITED EASEMENT (PL) FOR BIKE / PEDESTRIAN PATH EASEMENT**
- TEMPORARY LIMITED EASEMENT (T/E) FOR GRADING PURPOSES**

CRISPELL-SNYDER, INC.
PROFESSIONAL CONSULTANTS
 1500 SOUTH GARDNER ROAD, WAUWATOSH, WISCONSIN 53190
 PHONE: 262-781-1234 FAX: 262-781-1234

EDWARDS BOULEVARD FRONTAGE ROAD CONNECTION - RELOCATION ORDER MAP / SCHEDULE OF LANDS & INTERESTS REQUIRED **R08-0014-101**

LOCATION: **CITY OF LAKE GENEVA**
WALWORTH COUNTY, WISCONSIN

SCALE: 1" = 300' DATE: JANUARY 2010 DRAWN BY: M. RUBENDALL

CITY OF LAKE GENEVA

626 GENEVA STREET
LAKE GENEVA, WISCONSIN 53147
(262) 249-4098 • Fax (262) 248-4715
www.cityoflakegeneva.com



DENNIS E. JORDAN
CITY ADMINISTRATOR

TO: MAYOR & COMMON COUNCIL

DEJ **FROM: CITY ADMINISTRATOR**

DATE: APRIL 26, 2010

RE: CONTRACTOR AGREEMENT WITH CHAMPION ENVIRONMENTAL SERVICES

Background: Enclosed is the contract prepared by the City Attorney for the asbestos removal and demolition of the WE Energies property. The lowest proposal was received from Champion Environmental, Inc. of Gilberts, IL in the amount of \$93,000.00 for the abatement and demolition. The project will commence on May 3, 2010 and shall be completed on or before June 17, 2010.

Recommendation: Award the contract for the abatement of asbestos and demolition of the WE Energies Building to Champion Environmental Services, Inc. for the amount of \$93,000.00.

Contractor Agreement

This Agreement is made between City of Lake Geneva ("Owner"), with a principal place of business at 626 Geneva Street, Lake Geneva, WI 53147, and Champion Environmental Services ("Contractor"), with a principal place of business at 38 West End Drive, Gilberts, IL 60136.

1. Services to Be Performed

Contractor shall furnish all labor and materials to construct and complete the project shown on the contract documents contained or specified in Exhibit A, which is attached to and made part of this Agreement.

2. Payment

- A. Owner shall pay Contractor for all labor and materials the sum of \$ 93,000.00.
- B. Owner shall pay Contractor \$ _____ for labor. Materials shall be paid for by Owner upon delivery to the worksite or as follows: _____.

3. Terms of Payment

- A. Upon completing Contractor's services under this Agreement, Contractor shall submit an invoice. Owner shall pay Contractor within 30 days from the date of Contractor's invoice.
- B. Contractor shall be paid \$ _____ upon signing this Agreement and the remaining amount due when Contractor completes the services and submits an invoice. Owner shall pay Contractor within _____ days from the date of Contractor's invoice.
- C. Contractor shall be paid according to the Schedule of Payments set forth in Exhibit _____, attached to and made part of this agreement.

4. Late Fees

If Client is late paying Contractor, Contractor's damages will be difficult to measure. As a reasonable estimate of the damages Contractor will sustain, and as liquidated damages and not as a penalty, Client agrees to pay Contractor an additional 1 % per month interest charge on the amount owed.

5. Time of Completion

The work to be performed under this Agreement shall commence on May 3, 2010 and be substantially completed on or before June 17, 2010.

6. Permits and Approvals

- A. Owner shall be responsible for determining which state and local permits are necessary for performing the specified work and for obtaining and paying for the permits.
- B. Contractor shall be responsible for determining which state and local permits are necessary for performing the specified work and for obtaining and paying for the permits.

7. Warranty

Contractor warrants that all work shall be completed in a good workmanlike manner and in compliance with all building codes and other applicable laws.

8. Site Maintenance

Contractor agrees to be bound by the following conditions when performing the specified work:

- Contractor shall remove all debris and leave the premises in broom-clean condition.
- Contractor shall perform the specified work during the following hours: 7:00AM - 5:30PM
- Contractor agrees that disruptively loud activities shall be performed only at the following times:

• At the end of each day's work, Contractor's equipment shall be stored in the following location:

on project site

9. Subcontractors

Contractor may at its discretion engage subcontractors to perform services under this Agreement, but Contractor shall remain responsible for proper completion of this Agreement.

10. Independent Contractor Status

Contractor is an independent contractor, not Owner's employee. Contractor's employees or subcontractors are not Owner's employees. Contractor and Owner agree to the following rights consistent with an independent contractor relationship:

- Contractor has the right to perform services for others during the term of this Agreement.
- Contractor has the sole right to control and direct the means, manner, and method by which the services required by this Agreement will be performed.
- Contractor or Contractor's employees or subcontractors shall perform the services required by this Agreement;
- Owner shall not hire, supervise, or pay any assistants to help Contractor.
- Owner shall not require Contractor or Contractor's employees or subcontractors to devote full time to performing the services required by this Agreement.
- Neither Contractor nor Contractor's employees or subcontractors are eligible to participate in any employee pension, health, vacation pay, sick pay, or other fringe benefit plan of Owner.

11. Local, State, and Federal Taxes

Contractor shall pay all income taxes and FICA (Social Security and Medicare taxes) incurred while performing services under this Agreement. Owner will not:

- withhold FICA from Contractor's payments or make FICA payments on Contractor's behalf
- make state or federal unemployment compensation contributions on Contractor's behalf, or
- withhold state or federal income tax from Contractor's payments.

The charges included here do not include taxes. If Contractor is required to pay any federal, state, or local sales, use, property, or value added taxes based on the services provided under this Agreement, the taxes shall be billed separately to Owner. Owner shall be responsible for paying any interest or penalties incurred due to late payment or nonpayment of any taxes by Owner.

12. Insurance

Contractor agrees to obtain adequate business liability insurance for injuries to its employees and others incurring loss or injury as a result of the acts of Contractor or its employees or subcontractors. See Exhibit B

13. Terminating the Agreement

A. With reasonable cause, either Owner or Contractor may terminate this Agreement effective immediately by giving written notice of cause for termination.

Reasonable cause includes:

- a material violation of this Agreement, or
- nonpayment of Contractor's compensation after 20 days' written demand for payment.

Contractor shall be entitled to full payment for services performed prior to the effective date of termination.

B. Either Owner or Contractor may terminate this Agreement at any time by giving _____ days' written notice of termination. Contractor shall be entitled to full payment for services performed prior to the date of termination.

14. Exclusive Agreement

This writing (including any exhibits) is the entire Agreement between Contractor and Owner.

The exhibits attached to this Agreement are Exhibit A & B.

~~15. Modifying the Agreement~~

~~Owner and Contractor recognize that:~~

- ~~• Contractor's original cost and time estimates may be too low due to unforeseen events or to factors unknown to Contractor when this Agreement was made~~
- ~~• Owner may desire a midproject change in Contractor's services that would add time and cost to the project and possibly inconvenience Contractor, or~~
- ~~• other provisions of this Agreement may be difficult to carry out due to unforeseen circumstances.~~

~~If any intended changes or any other events beyond the parties' control require adjustments to this Agreement, the parties shall make a good faith effort to agree on all necessary particulars. Such agreements shall be put in writing, signed by the parties, and added to this Agreement.~~

16. Resolving Disputes

A. If a dispute arises under this Agreement, any party may take the matter to court.

If any court action is necessary to enforce this Agreement, the prevailing party shall be entitled to reasonable attorney fees, costs, and expenses in addition to any other relief to which the party may be entitled.

B. If a dispute arises under this Agreement, the parties agree to first try to resolve the dispute with the help of a mutually agreed-upon mediator in Wisconsin. Any costs and fees other than attorney fees associated with the mediation shall be shared equally by the parties. If the dispute is not resolved within 30 days after it is referred to the mediator, any party may take the matter to court.

If any court action is necessary to enforce this Agreement, the prevailing party shall be entitled to reasonable attorney fees, costs, and expenses in addition to any other relief to which the party may be entitled.

C. If a dispute arises under this Agreement, the parties agree to first try to resolve the dispute with the help of a mutually agreed-upon mediator in Wisconsin. Any costs and fees other than attorney fees associated with the mediation shall be shared equally by the parties. If it proves impossible to arrive at a mutually satisfactory solution through mediation, the parties agree to submit the dispute to a mutually agreed-

upon arbitrator in Wisconsin. Judgment upon the award rendered by the arbitrator may be entered in any court having jurisdiction to do so. Costs of arbitration, including attorney fees, will be allocated by the arbitrator.

17. Notices

All notices and other communications in connection with this Agreement shall be in writing and shall be considered given as follows:

- when delivered personally to the recipient's address as stated on this Agreement
- three days after being deposited in the United States mail, with postage prepaid to the recipient's address as stated on this Agreement, or
- when sent by fax or electronic mail, such notice is effective upon receipt provided that a duplicate copy of the notice is promptly given by first class mail, or the recipient delivers a written confirmation of receipt.

18. No Partnership

This Agreement does not create a partnership relationship. Neither party has authority to enter into contracts on the other's behalf.

19. Applicable Law

This Agreement will be governed by the laws of the state of Wisconsin.

Signatures

Signature of Owner

Date

City of Lake Geneva
Printed Name of Owner

Title


Signature of Contractor Dominic Gorniak

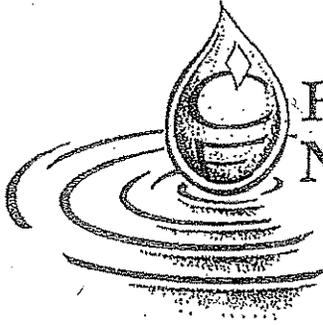
March 30, 2010
Date

Champion Environmental Services, Inc.
Printed Name of Contractor

President
Title

Taxpayer ID Number: 39-1740751

EXHIBIT A



**H A M P I O N
E N V I R O N M E N T A L
S E R V I C E S , I N C .**

38 WEST END DRIVE
GILBERTS, IL 60136
847-844-1695
Fax 847-844-1696

March 19, 2010

Mr. Dennis Jordan
City of Lake Geneva
626 Geneva St.
Lake Geneva, WI 53147
PHN: 262.248.3673
FAX: 262.248.4715

Re: WE Energies/Lake Geneva

Work By Champion Environmental Services:

1. Demolish the two-story office building located at 120 East Sheridan Springs Rd down to the top of surrounding grade.
2. Remove the slab, foundations and basement area associated with the building.
3. Crush all concrete, brick and block five inches and under with fines and backfill the basement area.
4. Rough grade the finished area as needed for drainage.
5. Perform the asbestos removal per the specification provided.
6. Remove, load, haul and legally dispose of all combustible debris resulting from the captioned work.

WORK NOT INCLUDED/WORK BY OTHERS:

1. Capping, relocation or re-routing of utilities.
2. Site demolition work.
3. Removal of landscape materials or trees.

PAYMENT:

Champion Environmental Services will perform the proposed work for and in consideration of receiving title to all salvage and payment in the amounts of \$93,000.00.

Respectfully,

Robert Hesotian
Estimator

EXHIBIT B

The following provisions are hereby incorporated by reference in that certain Contractor Agreement regarding WE Energies/Lake Geneva between City of Lake Geneva, ("Owner") and Champion Environmental Services, ("Contractor").

12. The contractor agrees to keep in full force and effect at contractors expense during the entire period of demolition, such liability insurance as will protect the contractor and owner from claims under worker's compensation and other employee benefit laws, for bodily injury and death and for property damage, that may arise out of work under this contract, whether directly or indirectly by the contractor or directly or indirectly by his subcontractors. The minimum liability limits of such public liability insurance shall be in an amount not less than \$1,000,000.00 for injuries, including accidental death to any one person and subject to the same limit for each person in an amount not less than \$2,000,000.00 on account of each accident, and property damage insurance in an amount not less than \$500,000.00. If any class of employees on the property engaged in hazardous work under this contract is not protected under the worker's compensation statute, the contractor shall provide, and shall cause such contractor and subcontractors to provide employers liability insurance for protection of its employees not otherwise protected. The contractor shall require every subcontractor performing work on the property to obtain and maintain similar policies with the same limits stipulated above, construed as including contractors contingent or protective insurance, if necessary to protect the owner from damage claims arising from operations under this contact.

20. Safety

The contractor has the duty of providing for and overseeing all safety orders, precautions and programs necessary to the reasonable safety of the work. In this connection, the

contractor must take reasonable precautions for the safety of all employees and other persons whom the work might affect, all work and materials incorporated in the project, and comply with all applicable laws, ordinances, rules, regulations, and orders, including but not limited to environmental, OSHA, and Department of Natural Resources regulations.

21. Hold Harmless and Indemnity Agreement

The contractor shall indemnify and hold harmless the owner from all claims of all persons, entities, or the like, for damages of any kind relating to injury, death, or property damage arising directly or indirectly out of work performed or to be performed by the contractor under this agreement, including extra work if any, by reason of negligent or wrongful conduct in whole or in part on the part of the City, or any of its servants, employees, personnel, agents, representatives, contractors, or subcontractors, or the agents of said respective parties or person performing any work which is the subject of this agreement or is in connection with any work which is the subject of this contract.

21.02. Defense

The contractor shall assume the defense of any action filed to which this hold harmless agreement applies and pay all costs and attorney fees incurred in connection therewith, and pay any final judgments entered in an action to which this hold harmless agreement and indemnification agreement applies.

22. Time

All times set forth in the contract shall be of the essence.

TO: MAYOR AND COMMON COUNCIL

FROM CITY ADMINISTRATOR

DATE: APRIL 26, 2010

RE: INTERNAL CONTROLS REPORT

Background: As per instructions from the Common Council, attached is the most recent draft of staff's general operations policy for the City. Staff would like to know if the Council would prefer separate policies for each operation, or should staff proceed to make a comprehensive policy that would include all operations, i.e. procurement, investments, debt, etc.?

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City of Lake Geneva

General Operations Policy

Section I. Purpose

The establishment of general operations policy statements is an important component of the City's financial management policy and planning efforts.

Section II. Objectives

A. Accounting

- The City will establish and maintain the accounting systems according to GAAP and the State of Wisconsin Uniform Chart of Accounts.
- An annual audit will be performed by an independent public accounting firm which will issue an official opinion on the annual financial statements. In addition, full disclosure will be provided in the financial statements and bond representations.
- Financial systems will be maintained to monitor expenditures and revenues on a monthly basis and all revenue collections will be consolidated under the Clerk/Treasurer. A cash-flow analysis, including disbursements, collections, and investments, will be prepared on a regular basis indicating that sufficient cash is available for daily financial needs.
- Encumbrances represent commitments related to unperformed contracts for goods or services, and will be recorded when incurred. Encumbrances outstanding at year-end will be reported as reservations of fund balance.
- The City will establish and maintain a depreciation schedule based on the straight-line method. The useful life of capital assets will be based on internal information, information on comparable assets from other governments, and general guidelines from professional or industry organizations.

B. Revenue

- Each year and whenever appropriate, existing revenues will be re-examined and possible new sources of revenues will be explored to ensure that we are maximizing our revenue potential. In addition, major sources of revenues will be projected for at least the next three years.
- Legally restricted revenues will be avoided when they adversely affect the short or long-term financial health of our government. One-time revenues may be used for capital improvements or as legally restricted to a specific purpose.
- Each year and whenever appropriate, intergovernmental revenues will be reviewed to determine their short and long-term stability, to minimize the impact of any adverse changes. Intergovernmental revenues shall be used as legally prescribed or otherwise set forth by policy.

- Any amounts due to the City will be carefully and routinely monitored. An aggressive policy of collection will be followed for all receivables, including property taxes. In addition, proprietary funds will generate revenue sufficient to support the full direct and indirect costs of these funds.
- All potential grants and other aid shall be carefully examined for matching requirements and restrictive covenants, to ensure that our participation in such grants will be beneficial and cost-effective.

C. Budget & Capital Improvements

- The City will pay for all current operating expenses with current revenues and will avoid budgetary procedures that balance current costs at the expense of future years, such as postponing necessary expenses, accruing future revenues, or rolling over of short-term debt.
- The City will prepare and annually maintain a multi-year capital improvements plan and project its equipment replacement needs for the next five years. In addition, a maintenance and replacement schedule will be developed and updated on an annual basis. Estimated costs of each capital improvement projected for each year will be included in the annual budget, including the impact to annual operating expenditures.
- Intergovernmental funding sources for capital improvements from the federal, state, and private sector will be actively sought and used as available to assist in financing of capital improvements.

FINANCIAL PROCEDURES & INVESTMENT POLICY

Section I: PURPOSE

To establish investment objectives; to delegate authority for the execution and reporting of investments; to establish standards of prudence; to direct the development of internal control; to establish standards for Depositories, to set and establish collateral requirements; and to identify permitted investment.

Section II: SCOPE

This investment policy applies to all cash assets of the City, except:

- A. Funds which are held by an external trustee and are restricted in their investment by terms of a trust indenture; in which case the trust indenture shall regulate investment activities;
- B. Funds granted to or held in custody by the City, under terms which provide for or restrict their investment in a particular manner; in which case said provisions or restrictions shall regulate investment activities;

- C. Funds otherwise restricted by State or Federal laws or regulations; in which case said restrictions shall regulate investment activities.

Section III: GENERAL OBJECTIVES

The primary objectives of investment activities shall be the following in order of importance: safety, liquidity, and yield:

1. Safety: Preservation and safety of principal are the foremost objective of the investment program. Investment shall be undertaken in a manner that seeks to ensure the preservation of capital in the overall portfolio. In addition, all risks associated to City funds and investments will be disclosed on an annual basis or as requested.
 - a. Credit Risk – The City will minimize credit risk, which is the risk of loss due to the failure of the security issuer or backer by:
 - Limiting investments to the types of securities listed in this Investment Policy.
 - Pre-qualifying the financial institutions, broker/dealers, intermediaries, and advisers with which the City will do business.
 - Diversifying the investment portfolio.
 - b. Interest Rate Risk – The City will minimize rate risk, which is the risk that the market value of securities in the portfolio will fall due to changes in market interest rates, by:
 - Structuring the investment portfolio so that securities mature to meet cash requirements for ongoing operations, thereby avoiding the need to sell securities on the open market prior to maturity.
 - Investing operating funds primarily in shorter-term securities, money market mutual funds, or similar investment pools and limiting the average maturity of the portfolio in accordance with this policy.
 - Utilizing securities with adjustable coupon rates to minimize price volatility.
2. Liquidity: The investment portfolio will remain sufficiently liquid to meet all operating requirements that might be reasonably anticipated. This is accomplished by structuring the portfolio so that securities mature concurrent with cash needs to meet anticipated demands.

3. Yield: The investment portfolio shall be designed with the objective of attaining a rate of return/yield throughout budgetary and economic cycles, commensurate with the City's investment risk constraints and the cash flow characteristics of the portfolio. Return on investment is of secondary importance compared to the safety and liquidity objectives described above. The core of investments is limited to low risk securities in anticipation of earning a fair return relative to the risk being assumed. Securities shall generally be held until maturity unless as deemed appropriate by the City Administrator, or for the following exceptions:
- A security with declining credit may be sold early to minimize loss of principal.
 - A security transfer would improve the quality, yield, or target duration in the portfolio.
 - Liquidity needs of the portfolio require that the security be sold.

Section IV. STANDARDS OF CARE & REPORTING

A. Prudence

The City's investments shall be made with judgment and care, under prevailing circumstances, which a person of prudence, discretion, and intelligence would exercise in that management of the person's own affairs, not for speculation, but for investment, considering the safety of capital and the yield to be derived.

B. Ethics and Conflicts of Interest

Officers and employees involved in the investment process shall refrain from personal business activity that could conflict or be perceived to conflict with proper execution of the investment program, or that could impair their ability to make impartial decisions. Employees and investment officials shall disclose any material interests in financial institutions with which they conduct business. They shall further disclose any personal financial/investment positions that could be related to the performance of the investment portfolio. Employees and officers shall refrain from undertaking personal investment transactions with the same individual with whom business is conducted on behalf of the City.

C. Delegation of Authority

The Common Council is ultimately responsible for the investment of City funds. The responsibility for conducting investment transactions is delegated to the Finance, License and Regulation Committee (the "Committee") which shall conduct its day-to-day activities through the office of the Treasurer. The Treasurer may, with Committee and Board approval, receive assistance from one or more investment advisors pursuant to

Wisconsin Statutes on a non-discretionary basis and shall obtain approval for all investments in advance from the City Treasurer prior to proceeding. The Treasurer will provide investment data, statistics and recommendations to the Committee to aid in investment decisions.

D. Reporting Requirements

The Treasurer shall report investment portfolio performance to the Committee at least quarterly or when a specific request is made. The report will summarize the investment strategies employed, describe the portfolio in terms of investment securities, maturities, risk characteristics and other factors. The report will indicate any areas of policy concern and suggested or planned revision of investment strategies.

The Committee shall report investment portfolio performance to the Council annually and shall ask the Council to review its investment strategies at least annually.

E. Internal Controls

The Treasurer shall establish a system of internal controls, which shall be approved by the Committee. The internal controls shall be reviewed by an independent certified public accountant in conjunction with the annual examination of the financial statements of the City. The controls shall be designed to forecast cash flows, maximize the investment of available balances, fully report results of investment activities and prevent losses of public funds arising from fraud, employee error, misrepresentation by third parties, forecasted changes in financial markets, or imprudent action by employees and officers of the City.

All purchases and sales of investment securities must be authorized by the City Administrator and Treasurer, or in one's absence, the Comptroller. All bank accounts shall be reconciled on a monthly basis and shall be completed in a reasonable time after the receipt of the monthly bank statement.

Section V. AUTHORIZED FINANCIAL INSTITUTIONS, DEPOSITORIES, AND BROKER/DEALERS

A. Depositing of Funds

All currency, checks, drafts or other funds in any form payable to the bearer, or endorsed for payment, shall be promptly deposited in an approved Depository, so designated by the Council.

Designation by the Council shall be given only when the financial institution meets all Public Depository requirements provided for by applicable State and Federal laws and regulations, and the following additional criteria:

1. Deposit Insurance

The financial institution is a member of the Federal Deposit Insurance Corporation (FDIC) and deposits made with the financial institution are insured to the maximum permitted by the FDIC.

2. Depository Agreement

Any financial institutions acting as a depository for the City must enter into a "depository agreement" requiring the depository to:

- a. Pledge collateral to secure amounts over and above guaranteed amounts. All securities serving as collateral shall be specifically pledged to the City (not as part of a pooled fund) and placed in a custodial account at a Federal Reserve Bank, a trust department of a commercial bank, or through another financial institution. The custodian may not be owned or controlled by the depository institution or its holding company unless it is a separately operated trust institution.
- b. Require the custodian to send statements of pledged collateral to the City Treasurer on a monthly basis.
- c. Annually, provide the City its audited financial statements.
- d. Provide the City normal banking services, including, but not limited to: checking accounts, wire transfers, purchase and sale investment securities and safekeeping services. Fees, if any, shall be mutually agreed to by an authorized representative of the depository bank and the City Treasurer.

B. Preferences for Local Financial Institutions

All else being equal comparing financial institutions meeting the criteria set forth, the City Council will give preference in selection to those financial institutions who maintain offices in the immediate area.

Section VI. COLLATERALIZATION

A. Collateral Required

All City funds held in City Depositories which are not held in investment securities registered in the name of the City shall to the extent they exceed federal deposit insurance and state public deposit security fund coverage limits, be collateralized as provided in this Section. The City will minimize the amount of time cash and investments are held at any given bank exceeding \$500,000, understanding that certain times during the year, it may be temporarily

unavoidable to not exceed these dollar amounts due to fluctuating cash flows, and depository requirements.

B. Form of Collateral

Except as provided in Subparagraph a. of Subsection C.1. of this Section, collateral shall be pledged in the name of the City and must be one of the following:

1. Securities of the U.S. Treasury or U.S. Governmental Agency as defined by the Federal Reserve.

If held herein, the collateral may consist of any reserves deemed acceptable by the Federal Reserve Bank to meet other reserve requirements of the Depository provided it is held in a sub-account which names the City as beneficiary.

2. U.S. government guaranteed securities such as those issued through the Small Business Administration, provided they are fully guaranteed.
3. General obligations of states or municipalities provided they are rated in the highest or second highest rating categories by Moody Investors Service, Inc., Standard and Poor's Corporation or Fitch Investors Service, L.P.

C. Valuation of Collateral

1. Valuation: Collateral must be marked to market not less frequently than monthly and its value reported on the monthly statement.
2. Sufficiency: The value of the collateral must equal 105% of the amount requiring collateralization. Additional collateral is to be requested when the monthly statement indicates a deficiency.

D. Substitution of Collateral

Collateral agreements are to prohibit the release of pledged assets without the authorization of the City Treasurer, however, exchanges of collateral of like value are to be permitted.

Section VII. AUTHORIZED INVESTMENTS

Funds of the City which are not immediately needed for payment of obligations shall be invested to the greatest extent practical, in accordance with applicable Wisconsin

Statutes, if the funds have been appropriated for the payment of debt service, and Wisconsin Statutes. If the funds are to be used for any other purpose, the following investment securities are permitted to be used:

1. U.S. Treasury Obligations and Government Agency Securities.
2. Certificates of Deposit.
3. Municipal General Obligations.
4. State of Wisconsin Investment Board's Local Government Investment Pool.
5. Repurchase Agreements.
6. Operating Bank Account.
7. Money Market Funds.
8. Commercial Paper.

Special attention should be paid to the allocation and balance/threshold limit (maximum) for each type of investment for diversification and minimization of risk.

Section VIII. INVESTMENT TRANSACTIONS & PARAMETERS

A. Co-mingling of Funds

The Treasurer may pool cash from several different funds for investment purposes, provided such co-mingling is permitted by law, and records are maintained which show that interest earned on such investments has been fairly allocated to each originating fund.

B. Securities Firms

The Treasurer is authorized to execute purchases and sales of Permitted Securities with City Depositories or with securities firms previously approved by the Committee, (the "Approved List"). Such firms must be licensed by the Wisconsin Commissioner of Securities to conduct business in Wisconsin, shall be a member of the National Association of Securities Dealers and the SIPC.

C. Diversification

The investment policy incorporates the investment strategy and as such, will allow for diversification of investments to the extent practicable considering yield, collateralization, investment costs, and available bidders. Diversification by investment institutions shall be determined by an analysis of yield, collateral, investment costs, and available bidders. Diversification by types of securities and maturities may be as allowed by this policy and Wisconsin State Statutes.

D. **Maximum Maturities**

To the extent possible, the City will attempt to match its investments with anticipated cash flow requirements. However, the maximum maturities for any single investment shall not exceed three (3) years, except for reserve funds. The maximum dollar-weighted average maturity for pooled investments will not exceed two (2) years. Reserve funds may be invested in securities not to exceed ten (10) years if the maturity of such investments are made to coincide as nearly as practicable with the expected call date or final payment date, whichever is shorter. For securities with adjustable rate coupons, the average time to coupon reset will be used as a measure of average maturity.

Section IX. APPROVAL OF INVESTMENT POLICY AND AMENDMENT

This investment policy is intended to clarify, amend, and supersede existing investment policies. The Committee is delegated the authority to amend this Investment Policy from time to time as it deems such action to be in the best interest of the City. Any such amendment shall be promptly recommended to the City Council for consideration. When amendment occurs, any investment currently held that does not meet the guidelines of the amended policy, shall be temporarily exempted from the requirements of this policy. Investments must come in conformance with the amended policy within six (6) months of the policy's adoption or the Committee must be presented with a plan through which investments will come into conformance.

Fund Balance Policy

Section I. Purpose

The establishment of a formal fund balance policy is an important component of the City's financial management policy. Maintaining appropriate levels of fund balance is a key element of the City's overall financial health. This policy is intended to set targets for the desired level of fund balances, identify the approach to maintain these levels, and to provide guidelines for the use of fund balance.

Section II. Objectives

- A. To insulate the City from large, unanticipated one-time expenditures or revenue reductions resulting from external changes.
- B. To provide funds to allow the City to respond to unforeseen emergencies.
- C. To help stabilize the City's tax levy due to a temporary reduction in non-property tax revenue.

- D. To provide sufficient working capital to eliminate the need for short-term borrowing due to the timing of the receipt of short-term receivables and the remittance of short-term payables.
- E. To strive to maintain a general fund balance equal or above 20% of budgeted general fund appropriations. In determining the acceptable range of general fund balance, the Village considered the following factors:
 - Historical stability of the City's revenues, expenditures and mill rate.
 - Timing of revenue collections in relation to payments made for operational expenditures.
 - Anticipated growth in the City's valuation and/or services to be provided City residents.
- F. Apply any operational surplus at the end of any fiscal year to the reserve for working capital if necessary to meet policy minimums.
- G. Eliminate the budgeted use of fund balance if its use would reduce the available balance below policy minimums.

Section III. Balance Requirements

The City recognizes that fund balances are targeted objectives to ensure the long-term stability of the City's finances. From time to time, upon Common Council authorization, the funds may not contain the stated goal. This is done with the understanding that it is in the best interests of the taxpayers and most cost effective manner to utilize the reserve funds.

The City also recognizes that in some instances, it will take time to build the fund balances, to the desired level. The timeframe for achieving the desired level is balanced with the short and long term financial considerations of the City.

- A. General Fund – The fund balance shall not be less than 20% of the budgeted general fund appropriations and any excess shall be allocated according to the percentages outlined below, and approved by the Common Council upon completion of the annual audit of City financials.

Amounts over the 20% will be allocated to the following:

- 30% to Levy Stabilization Fund
- 30% to Remain in General Fund Balance
- 10% to Future Retirement Benefits Reserve
- 10% to DPW Equipment Reserve
- 10% to Road Reserve Fund
- 10% to Future Building Maintenance Fund

- E. Health Reimbursement Account Fund – The fund balance range for the Health Reimbursement Account Fund shall be not less than 50% and not more than 90% of the future outlays determined by evaluation of annual expenditures and shall be funded annually.
- F. Road Reserve Fund – The fund balance range for the Road Reserve Fund shall be based on the annual depreciation schedule for roads, and used only for the improvement of City streets or maintenance of right of way, unless authorized by the Common Council.
- G. Computer Reserve Fund – The fund balance range for the Computer Fund shall be not less than the cost associated with the annual depreciation schedule for computer equipment.

Debt Management Policy

Section I. Purpose

Debt can be an effective way to finance capital improvements. Properly managed debt preserves credit ratings, provides flexibility in current and future operating budgets, and provides long-term assets that maintain or improve our quality of life. To provide for the appropriate issuance and responsible use of debt, the City has adopted the following (below) debt management policy objectives.

Section II. Objectives

- A. Long-term debt will be issued only for objects or purposes having a period of probable usefulness of at least five years.
- B. Short-term debt should be limited, but may be issued whenever appropriate for objects or purposes having a period of probable usefulness of at least five years, when deemed financially prudent.
- C. Debt maturity will not exceed the lesser of: the useful life, or the period of probable usefulness, of the object or purpose so financed.
- D. The annual operating budgets of all funds will be maintained so as to ensure the full and timely repayment of debt principal and interest due that year.
- E. The total amount of outstanding debt will comply with Wisconsin State Statutes.
- F. Good communications will be maintained with bond rating agencies, bond counsel, banks, financial advisors, and other involved in debt issuance and management.

- G. Comprehensive annual financial reports and official statements will reflect the City's commitment to full and open disclosure concerning debt.

Capitalized Fixed Assets Policy

Section I. Purpose

To establish a general policy for Capitalized Fixed Assets including standards for valuation of assets with a useful life greater than one-year.

Section II. Objectives

- A. The Fixed Assets Account Group shall include general fixed assets, i.e., non-infrastructure assets. Infrastructure assets are assets that are immovable and of value only to the City government, e.g., buildings and streets. As a general rule, "capitalized" items maintained within the Fixed Assets Account Group shall have an expected useful life greater than one year and a purchase, donated or assessed value equal to or greater than \$1,000. For computer equipment, initial operating software shall be included but subsequent operating software and application software shall be excluded.
- B. Generally repairs will not qualify for changing the initial capitalized value. Only major replacements of components and/or additions which significantly change the initial capitalized value or significantly extend the expected useful life of any capitalized item shall be considered in order to substantiate any subsequent year value change of an asset maintained within the Fixed Assets Account Group.

Asset Valuation

Departments shall record long-term assets at historic cost or, if the cost is not readily determined, at estimated historic cost. Cost shall include applicable ancillary costs. All costs shall be documented, including methods and sources used to establish any estimated costs.

- A. Purchased Assets – the recording of purchased assets shall be made on the basis of actual costs, including all ancillary costs, based on vendor invoice or other supporting documentation.
- B. Salvage Value – the recording of purchased assets that are expected to be sold at retirement should be recorded with the historical estimated sale value if in excess of \$1,000.00. If sale value is less than \$1,000.00, normal depreciation for the useful life will be used.
- C. Self-Constructed Assets – All direct costs (including labor) associated with the construction project shall be included in establishing a self-constructed asset valuation. If a department is unable to specifically identify all direct costs an

estimate of the direct cost is acceptable, but must be supported by a reasonable methodology.

- D. Donated Assets – Fixed assets acquired by gift, donation or payment of a nominal sum not reflective of the asset’s market value shall be assigned cost equal to the fair market value at the time of acquisition.
- E. Leased Property - Capital lease property should be recorded as an asset and depreciated as though it had been purchased.
- F. Dedicated Assets – Required installation by Developer of public improvements, including but not limited to sanitary service mains, manholes, laterals and all appurtenances, water mains, laterals, hydrants, valves and all appurtenances, storm sewers, storm water management measures, streets, curb and gutter, street lights, street signs, sidewalks will be dedicated to the City upon completion. Recording of infrastructure assets will be made on the basis of actual costs, including all ancillary costs, based on vendor invoice or other supporting documentation provided by the Developer.

| Fixed Asset Category | Illustrative Items and Capitalization Threshold |
|--|---|
| Furniture | Chairs, tables, bookcases, file cabinets or other furniture items which individually cost \$1,000 or more with an expected useful life greater than one year. |
| Office Equipment | Postage machine and copiers or other office equipment items that individually cost \$1,000 or more with an expected useful life greater than one year. |
| Computers and associated equipment | Large computers, personal computers (PCs), printers, copiers that individually cost \$1,000 or more with an expected useful life greater than one year. |
| Specialized Public Safety Equipment | Certain communications equipment, copiers that individually cost \$1,000 or more with an expected useful life greater than one year. |
| Motorized road equipment, i.e. cars, trucks, or ambulances | All permanent or semi-permanent attachments shall be included, e.g., snow plows, salt spreaders, etc. |
| Motorized non-road equipment, e.g., ditch diggers, air compressors | All equipment that individually cost \$1,000 or more with an expected useful life greater than one year. |
| Other non-motorized equipment | All equipment that individually cost \$1,000 or more |

not attached to or associated with with an expected useful life greater than one year.
motorized equipment

Purchasing & Expenditure/Expense Policy

Section I. Purpose

Expenditure/expenses are a rough measure of a local government's service output. While many expenditures/expenses can be easily controlled, emergencies, unfunded mandates, and unanticipated service demands may strain our ability to maintain a balanced budget. To ensure the proper control of expenditures/expenses and provide for a quick and effective response to adverse financial situations, the City of Lake Geneva has adopted the following (below) expenditure/expense policy statements.

Section II. Objectives

- A. Expenditures/expenses and purchase commitments will be made in a form and process that is legal, appropriate, funded, authorized and sufficiently documented. In addition, expenditures/expenses and purchase commitments will be recorded in an accurate and timely fashion.
- B. Financial reports will be provided to the Common Council, City Administrator, and Department Heads on a monthly basis.
- C. Requests for competitive bids, proposals, formal and informal quotes, and other methods of seeking and encouraging vendor competition will be obtained as required by law for public construction contracts or otherwise established by the Common Council or City Administrator. The City will seek a minimum of three quotes for any proposed expenditure/expense over \$2,500.
- D. Arrangements will be encouraged with other governments, private individuals, and firms, to contract out or cooperatively deliver services, in a manner that reduces cost and/or improves efficiency and effectiveness while maintaining service quality.
- E. The full direct and indirect costs will be calculated for any service provided for a fee or charge, or where there is a potential for the reimbursement of such costs.
- F. All appropriations shall lapse at the close of the fiscal year to the extent that they shall not have been expended or encumbered.
- G. The Director of Public Works, City Clerk and City Treasurer shall each have authority for the purchase of single items or amounts of materials, supplies, equipment and services, the purchase price of which is less than \$1,000 without previous approval of the Common Council or the City Administrator.

- H. The Mayor with the concurrence of one other Alderperson may authorize the City Administrator in writing to incur expenditures of not more than \$15,000.00 under emergency situations when the health, safety and welfare of the employees or residents of the City or their property are threatened and time constraints do not permit normal Common Council expenditure approval. If the Mayor is not available the President of the Common Council with the concurrence of one other Alderperson may act in the Mayor's absence to authorize the emergency expenditure. If neither the Mayor or the President of the Common Council are available any two Alderspersons shall have the authority to authorize any emergency expenditure under the provisions of this section. The Common Council shall be notified of the emergency expenditure within 48 hours and at the next regularly scheduled Council meeting and shall be provided a copy of the written authorization required by this section.

- I. The City Administrator may make Purchases of single items or amounts the purchase price of which is less than \$5,000.00. The City Administrator may make purchases of commodities such as gas, diesel fuel, salt, sand and gravel, asphalt and tar, cement, paving and crack filling materials and associated rental equipment, and drainage supplies such as culvert, pipe, and associated rental equipment for projects that are approved in the annual budget, providing that the purchases of single items or amounts in the foregoing categories does not exceed \$15,000.00.

- J. The City Administrator has the authority with the advice and consent of the City attorney to settle property damage claims against the City which are less than \$1,000.00 and for which the City would appear in the opinion of the City Attorney to have partial or total liability providing the claimant signs a release of liability in form approved by the City Attorney. Any such claims under \$1,000.00 which are settled by the City Administrator shall be routinely reported to the Common Council for informational purposes.

- K. The City Administrator has the authority to make purchases/payments of landfill tipping fees, vehicle and building repair and maintenance, property insurance premiums, custodial and janitorial contracts, consultant contracts, equipment maintenance contracts and legal fees providing the purchases of single items or amounts in the foregoing categories does not exceed \$10,000.00.

- L. The City Administrator has the authority to purchase equipment replacement and capital items up to the amount approved by the finance, License and Regulation committee and reflected in budget supplementary information.

- M. The City Administrator has the authority to make payment on accounting and auditor fees not to exceed the amount provided in the budget supplementary information. In addition, the City Administrator has the authority to pay charges for services for the YMCA, the Lake Geneva Library and the Oak Hill Cemetery in monthly or quarterly payments as may be required, but not more than the annual budgeted amounts.

Billing/Accounts Receivable Collection Policy

Section I. Purpose

The establishment of a formal Billing/Accounts Receivable Collection policy is an important component of the Village's financial policy and management efforts.

Section II. Objectives

- A. The Village shall not sell municipal materials (goods or supplies) to third parties unless authorized by the Village Manager.
- B. The Village reserves the right to require cash payment prior to the sale of any goods or services.
- C. Any delinquent accounts in which the statutes allow for placing on the tax roll will not be considered for writing-off. Any delinquent accounts which qualify for the State of Wisconsin, Department of Revenue Refund Interception Program will be pursued through the program prior to being considered for writing-off.
- D. Due diligence will be conducted by Village staff for the collection of receivables. Accounts will be considered delinquent upon reaching 30 days beyond the date of the voice or upon the first day after the due date as per the invoice. Invoices overdue will accrue appropriate penalties as defined by the Clerk/Treasurer and/or the Finance and Administration Committee.
- E. Accounts considered for writing-off are those that cannot be collected because of the inability to locate the party owing the Village money, the party has filed for bankruptcy, or the expense of collected the delinquent funds owed to the Village exceed the amount of the delinquency.
- F. Delinquent personal property tax bills that become a year overdue and are determined to be uncollectible by the Clerk/Treasurer will be presented to the Finance and Administration Committee and authorization to write-off will be required for any amounts over \$1,000.00. Delinquent personal property is exempt from any administrative fees or interest charges, as the interest and penalties associated with delinquent personal property taxes are set forth in state statutes.

Segregation of Duties & Financial Controls Policy

Section I. Purpose

The City has established a system of internal financial controls to carry out its operations in an economical, efficient, effective and orderly manner. The primary objective of the internal control system is appropriate segregation of duties.

Section II. Objectives

- A. Staff who create purchase orders shall not approve those purchase orders. That is, a person independent of the purchase order creation must approve the purchase order.
- B. Staff who create purchase orders may approve receipt of goods for those purchase orders. However, where a variation to the original purchase order occurs, it must be approved by a person independent of the variation to the order.
- C. Staff who enter accounts payable invoices shall not approve payment of those invoices. A person independent of the invoice entry process must approve invoice payments. Payable checks shall be mailed by a person other than the person who created the checks.
- D. Staff who create accounts receivable invoices may also process credit notes and debt write-offs. However, these transactions are supported by documentation with sign-off authorized delegates, who do not have access to create account receivable invoices.
- E. Staff who create general journals and other system journals shall not approve those journals for posting to the general ledger. The City Administrator, who is independent of the journal creation process, shall approve the posting of journals.
- F. Users with access to create accounts receivable invoices have retained access to add or change customer records in the address book. The City understands and recognizes the risk associated with this particular duty.
- G. Staff shall have a preference for system controlled on-line transactional environments with appropriate security and audit trails.
- H. Staff shall have end to end responsibility for any series of financially related transactions be distributed among two or more staff members or departments.
- I. Non-compliance with established procedures are reported directly to the City Administrator and the Finance, License & Regulation Committee.
- J. At a minimum, payroll shall be reviewed by the appropriate designee by: scanning the names of those paid for people who have been terminated or not hired, scanning the amounts paid to people to make sure they look reasonable in amount, and to review hours worked to validate that they are reasonable hours for the person doing the job.
- K. No one individual is to handle a cash transaction from receipt to deposit. If a department is unable to separate the receipt of cash and deposit function due to staffing limitations, a responsible employee independent from these functions

(normally a department head or administrative senior employee) must be designated to verify that the total amount received equals the total amount deposited. This should be done daily, but no less than once a week.

- L. All deposits should be made intact; department receipts should never be used to replenish petty cash or other funds.
- M. All security and bid deposits received in negotiable form and escrowed funds or other funds requiring specialized handling should be held in the main vault at City Hall.
- N. The general operating standard for deposit of negotiable funds, cash and checks, to the primary depository shall be within twenty-four hours of receipt of those funds. Departments should weigh reasonableness and practicality versus security in determining the timing for the deposit of smaller amounts. All deposits not made daily should be held in a secured location such as a safe or vault.
- O. Segregation of deposit duties: The Treasurer shall have the responsibility for creating all deposits for the City. The actual delivery of the deposits (in a sealed envelope) shall be the responsibility of the Police Department. (????????)

GLOSSARY

ACCOUNTS RECEIVABLE: Amount owed to the City for goods, services, taxes or other miscellaneous items.

BROKER/DEALER: A broker/dealer brings buyers and sellers together for a commission.

CERTIFICATE OF DEPOSIT(CD): A negotiable or non-negotiable receipt for monies deposited in a bank or other financial institution for a specified period for a specified rate of interest. Large-denomination CD's are typically negotiable.

COLLATERAL: Securities, evidence of deposit or other property which a borrower pledges to secure repayment of a loan. Also refers to securities pledged by a bank to secure deposits of public monies.

COMMERCIAL PAPER: Unsecured short-term debt instrument issued by a corporation, typically for the financing of accounts receivables, inventories, and meeting short-term liabilities.

COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR): The official annual report for the City of Lake Geneva. It includes five combined statements for each individual fund and account group prepared in conformity with GAAP. It also includes supporting schedules necessary to demonstrate compliance with finance-related legal and contractual provisions, extensive introductory material, and a detailed Statistical Section.

DIVERSIFICATION: Dividing investment funds among a variety of securities offering independent returns.

ENCUMBRANCE: An accounting technique that represents a commitment to purchase a good or service yet is not a current liability.

FEDERAL DEPOSIT INSURANCE CORPORATION (FDIC): A federal agency that insures bank deposits, currently up to \$100,000 per deposit.

FEDERAL RESERVE BANK/SYSTEM: The central bank of the United States created by Congress and consisting of a seven member Board of Governors in Washington, D.C., 12 regional banks and about 5,700 commercial banks that are members of the system.

FUND: An independent fiscal and accounting entity used to record all financial transactions related to the specific purpose for which the fund was created.

GAAP: Generally Accepted Accounting Principles

GENERAL FUND: The fund supported by taxes, fees and other revenues that may be used for any lawful purpose.

LIQUIDITY: A liquid asset is one that can be converted easily and rapidly into cash without a substantial loss of value. In the money market, a security is said to be liquid if the spread between bid and asked prices is narrow and reasonable size can be done at those quotes.

LOCAL GOVERNMENT INVESTMENT POOL (LGIP): The aggregate of all funds from political subdivisions that are placed in the custody of the State Treasurer for investment and reinvestment.

MASTER REPURCHASE AGREEMENT: A written contract covering all future transactions between the parties to repurchase-reverse repurchase agreements that establish each party's rights in the transactions. A master agreement will often specify, among other things, the right of the buyer-lender to liquidate the underlying securities in the event of default by the seller-borrower.

MATURITY: The date upon which the principal or stated value of an investment becomes due and payable.

MONEY MARKET: The market in which short-term debt instruments (bills, commercial paper, bankers' acceptances, etc.) are issued and traded.

MUNICIPAL GENERAL OBLIGATION BOND: A bond that is backed by the credit and taxing power of the issuing jurisdiction.

PRINCIPAL: The face or par value of an instrument, exclusive of accrued interest.

PRUDENT PERSON RULE: An investment standard. In some states the law requires that a

fiduciary, such as a trustee, may invest money only in a list of securities selected by the custody state--the so-called legal list. In other states the trustee may invest in a security if it is one which would be bought by a prudent person of discretion and intelligence who is seeking a reasonable income and preservation of capital.

REPURCHASE AGREEMENT (RP OR REPO): A holder of securities sells these securities to an investor with an agreement to repurchase them at a fixed price on a fixed date. The security "buyer" in effect lends the "seller" money for the period of the agreement, and the terms of the agreement are structured to compensate him for this. Dealers use RP extensively to finance their positions. Exception: When the Fed is said to be doing RP, it is lending money, that is, increasing bank reserves.

RESERVE: An account used to earmark a portion of the balance as legally segregated for a specific use.

SPECIAL REVENUE FUND: A fund used to account for the proceeds of specific revenue sources that are legally restricted to specified purposes.

STATE OF WISCONSIN, DEPARTMENT OF REVENUE REFUND INTERCEPTION PROGRAM: State of WI Program in which to pursue collection of delinquent receivables via interception of taxpayer refunds.

STATE OF WISCONSIN, UNIFORM CHART OF ACCOUNTS: A uniform financial and accounting structure for public entities.

TREASURY BILLS: A non-interest bearing discount security issued by the U.S. Treasury to finance the national debt. Most bills are issued to mature in three months, six months, or one year.

TREASURY BONDS: Long-term coupon-bearing U.S. Treasury securities issued as direct obligations of the U.S. Government and having initial maturities of more than 10 years.

TREASURY NOTES: Medium-term coupon-bearing U.S. Treasury securities issued as direct obligations of the U.S. Government and having initial maturities from two to 10 years.

WRITE-OFF: Function used to remove the uncollectible receivable (asset) from the City's books.

YIELD: The rate of annual income return on an investment, expressed as a percentage. (a) INCOME YIELD is obtained by dividing the current dollar income by the current market price for the security. (b) NET YIELD or YIELD TO MATURITY is the current income yield minus any premium above par or plus any discount from par in purchase price, with the adjustment spread over the period from the date of purchase to the date of maturity of the bond.

DRAFT

NOTICE
CITY OF LAKE GENEVA BUSINESS OWNERS

The City of Lake Geneva currently has regular Class B Fermented Malt Beverage & Class B Intoxicating Liquor License available.

Applications will be received until May 7, 2010. All applications will be date stamped upon receipt and forwarded to the Finance, License, and Regulation Committee and the Common Council on May 24, 2010.

For application materials, please contact the City Clerk's office at 626 Geneva Street, Lake Geneva, WI 53147 or log on to www.cityoflakegeneva.com.

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Published as a display Ad on 4/29/10



DEVELOPMENT ♦ CONSTRUCTION ♦ REAL ESTATE

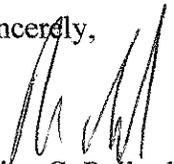
April 16, 2010

Diana Dykstra, City Clerk
Lake Geneva City Hall
626 Geneva Street
Lake Geneva, Wisconsin 53147

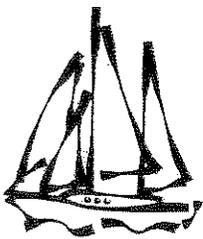
Dear Diana,

This letter is to confirm that SF Food & Beverage LLC will no longer be applying to renew our alcohol license at 99 E. Bloomfield Road, Lake Geneva, WI. Due to the economic times we have been unable to secure a user for our site. Thanks for your help with this over the past couple of years.

Sincerely,



Brian C. Pollard



AGENDA ITEM REQUEST FORM

CITY OF LAKE GENEVA, WISCONSIN

Please attach any information that you would like to be included with the agenda.

Two Aldermen, Mayor Or Administrator
For City Council Requests: Article II,
Section 2-42 (c) must be received two
Fridays prior to the scheduled City Council
meeting

Item Requesting
Be placed on agenda
Please list as you would like it
displayed on the agenda

Committee/Board/Commission
which you are asking to
Review this item

Date of Meeting

| |
|--|
| Mary Jo Fesenmaier ARLEEN KROHN |
| Discussion/ recommendation regarding the petition of direct legislation for the comprehensive, independent, objective audit. |
| Council |
| Council meeting April 26, 2010 |

Signature

Mary Jo Fesenmaier

DATE: 4/17/10

Arleen Krohn

DATE: 4/17/10

see
attached
email

[Print](#) | [Close Window](#)

Subject: Agenda item for April (last meeting)
From: mfenenmaier@cityoflakegeneva.com
Date: Fri, Apr 16, 2010 5:11 pm
To: "Diana Dykstra" <ddykstra@cityoflakegeneva.com>

City Council meeting
April 26, 2010

Item: Discussion/recommendation regarding the petition of direct legislation for the comprehensive, independent, objective audit.

From: Aldermen Fesenmaier and Krohn

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**City of Lake Geneva
Council Meeting
4/26/2010**

Prepaid Checks - 4/9/10 through 4/21/10

\$43,972.02

**CITY OF LAKE GENEVA
ACCOUNTS PAYABLE ITEMS OVER \$1,000
FOR THE COUNCIL MEETING DATED 4/26/10**

| | |
|---|-------------------|
| BREAKDOWN PREPAID A/P COUNCIL MEETING DATE: | 4/26/2010 |
| TOTAL UNPAID ACCOUNTS PAYABLE - 4/9/10 through 4/21/10 | 43,972.02 |
| ITEMS > \$1,000: | |
| <i>Prairie Truck Sales - '99 Int'l 4900 Garbage Truck</i> | -43,400.00 |
| BALANCE OF OTHER ITEMS | 572.02 |

DATE: 04/21/2010
TIME: 09:36:38
ID: AP450000.WOW

CITY OF LAKE GENEVA
PAID INVOICE LISTING

PAGE: 1

FROM 04/09/2010 TO 04/12/2010

VENDOR # INVOICE #

ITEM DESCRIPTION

ACCOUNT NUMBER

INV. DATE

P.O. NUM

CHECK #

CHK DATE

CHECK AMT

INVOICE AMT/
ITEM AMT

TOTAL --- ALL INVOICES: 0.00

DATE: 04/21/2010
 TIME: 09:37:24
 ID: AP450000.WOW

CITY OF LAKE GENEVA
 PAID INVOICE LISTING

FROM 04/14/2010 TO 04/21/2010

| VENDOR # | INVOICE # | ITEM DESCRIPTION | ACCOUNT NUMBER | INV. DATE | P.O. NUM | CHECK # | CHK DATE | CHECK AMT | INVOICE AMT/ ITEM AMT |
|----------|---------------------|----------------------------------|----------------|-----------|----------|---------|----------|-----------|-----------------------------------|
| PRAIRIE | PRAIRIE TRUCK SALES | | | | | | | | |
| | | GARBAGE TRUCK | | | | | | | |
| | | 01 '99 INT'L 4900 GARBAGE TRUCK | 3430005450 | 04/13/10 | | 48772 | 04/14/10 | 43,400.00 | 43,400.00 |
| | | | | | | | | | 43,400.00 |
| | | | | | | | | | VENDOR TOTAL: 43,400.00 |
| REIGLE | AARON REIGLE | | | | | | | | |
| | | ACADEMY | | | | | | | |
| | | 01 MILEAGE-POLICE ACAD-3/15-3/26 | 1121005330 | 04/05/10 | | 48773 | 04/16/10 | 520.50 | 272.68 |
| | | 02 MEALS-POLICE ADAD-3/15-3/26 | 1121005331 | | | | | | 257.40 |
| | | | | | | | | | 15.28 |
| | | | | | | | | | VENDOR TOTAL: 520.50 |
| WARD | THEON WARD | | | | | | | | |
| | | ACADEMY-A | | | | | | | |
| | | 01 MILEAGE-POLICE ACAD-3/29-4/9 | 1121005330 | 04/14/10 | | 48773 | 04/16/10 | 520.50 | 247.82 |
| | | 02 MEALS-POLICE ACAD-3/29-4/9 | 1121005331 | | | | | | 205.92 |
| | | | | | | | | | 41.90 |
| | | | | | | | | | VENDOR TOTAL: 520.50 |
| | | TRAINING | | | | | | | |
| | | 01 MEALS-CAD ZONE TRAINING | 1132105331 | 04/05/10 | | 48774 | 04/16/10 | 51.52 | 51.52 |
| | | | | | | | | | 51.52 |
| | | | | | | | | | VENDOR TOTAL: 51.52 |
| | | | | | | | | | TOTAL --- ALL INVOICES: 43,972.02 |

**City of Lake Geneva
Council Meeting
4/26/2010**

Accounts Payable Checks - Through 4/20/10

| | |
|------------------------|----------------------------------|
| 1. General Fund | <u>\$ 62,282.36</u> |
| 2. Debt Service | <u>\$ -</u> |
| 3. TID #4 | <u>\$ -</u> |
| 4. Lake Front | <u>\$ 2,304.82</u> |
| 5. Capital Projects | <u>\$ -</u> |
| 6. Parking Meter | <u>\$ 13.09</u> |
| 7. Library Funds | <u>\$ 11.59</u> |
| 8. Impact Fees | <u>\$ -</u> |
| 9. Tax Agency Fund | <u>\$ -</u> |
| Total All Funds | <u><u>\$64,611.86</u></u> |

**CITY OF LAKE GENEVA
 ACCOUNTS PAYABLE ITEMS OVER \$1,000
 FOR THE COUNCIL MEETING DATED 4/26/10**

| | |
|---|---------------------|
| BREAKDOWN REGULAR A/P COUNCIL MEETING DATE: | 4/26/2010 |
| TOTAL UNPAID ACCOUNTS PAYABLE - THROUGH 4/8/10 | \$ 64,611.86 |
| ITEMS > \$1,000: | |
| John's Disposal Service - 4/10 Recycling/Refuse Service | -32,595.00 |
| Alliant Energy/WP&L - Various Dept Electric Bills | -13,016.39 |
| State of Wisconsin - 3/10 Court Fines | -3,251.10 |
| Rote Oil Company - Undyed/Dyed Diesel | -2,329.80 |
| National City Processing Center - Various Dept. Credit Card Charges | -1,843.57 |
| General Code - Code Supplement | -1,665.00 |
| Walworth County Treasurer - 3/10 Court Fines | -1,435.87 |
| Lake Geneva Regional News - City and Billable Publications | -1,053.90 |
| Balance of Other Items | 7,421.23 |

DATE: 04/21/10
 TIME: 09:26:18
 ID: AP441000.MOM

CITY OF LAKE GENEVA
 DETAIL BOARD REPORT

INVOICES DUE ON/BEFORE 04/27/2010

| INVOICE # | INVOICE DATE | ITEM # | DESCRIPTION | ACCOUNT # | P.O. # | DUE DATE | ITEM AMT |
|-----------|--------------|--------|--------------------------------|---------------|--------|----------|----------|
| RE042010 | 04/20/10 | 02 | INV 106985-010-STREET LIGHTS | 11-34-10-5223 | | 04/27/10 | 7,358.44 |
| | | | STREET LIGHTS ELECTRICITY | | | | |
| | | 03 | INV 114980-010-HWY 12/WHEELER | 11-34-10-5222 | | | 10.43 |
| | | | ELECTRICITY-FLASHERS | | | | |
| | | 06 | INV 140837-010-S LAKE SHORE DR | 11-34-10-5222 | | | 6.31 |
| | | | ELECTRICITY-FLASHERS | | | | |
| | | 07 | INV 178856-010-GEORGE ST | 11-34-10-5222 | | | 7.89 |
| | | | ELECTRICITY-FLASHERS | | | | |
| | | 08 | INV 184924-010-COBB PARK | 11-52-00-5222 | | | 21.66 |
| | | | PARKS-ELECTRICITY | | | | |
| | | 10 | INV 239783-010-CENTRAL SCH | 11-52-00-5222 | | | 4.85 |
| | | | PARKS-ELECTRICITY | | | | |
| | | 11 | INV 268954-010-FLAT IRON PK | 11-52-00-5222 | | | 191.99 |
| | | | PARKS-ELECTRICITY | | | | |
| | | 13 | INV 292807-010-WELLS ST | 11-34-10-5222 | | | 60.18 |
| | | | ELECTRICITY-FLASHERS | | | | |
| | | 14 | INV 302769-010-DUNN BASEBALL | 11-52-00-5922 | | | 229.99 |
| | | | BASEBALL FIELD ELECTRIC | | | | |
| | | 16 | INV 318816-010-HWY 50/HWY 12 | 11-34-10-5222 | | | 10.60 |
| | | | ELECTRICITY-FLASHERS | | | | |
| | | 17 | INV 335773-010-WELLS ST | 11-34-10-5222 | | | 10.21 |
| | | | ELECTRICITY-FLASHERS | | | | |
| | | 18 | INV 336765-010-FLAT IRON PK | 11-52-00-5222 | | | 8.78 |
| | | | PARKS-ELECTRICITY | | | | |
| | | 21 | INV 375931-010-RIVIERA PIER | 40-55-30-5222 | | | 1,550.38 |
| | | | PIER ELECTRIC | | | | |
| | | 22 | INV 392817-010-LIBRARY PK | 11-52-00-5222 | | | 23.50 |
| | | | PARKS-ELECTRICITY | | | | |
| | | 23 | INV 414934-010-101 BROAD 9TH F | 11-34-10-5222 | | | 154.25 |
| | | | ELECTRICITY-FLASHERS | | | | |
| | | 24 | INV 426987-010-RR3 BLK FLASHER | 11-34-10-5222 | | | 10.60 |
| | | | ELECTRICITY-FLASHERS | | | | |
| | | 25 | INV 433829-010-FIRE HOUSE | 11-22-00-5222 | | | 702.63 |
| | | | FIREHOUSE ELECTRICITY | | | | |

DATE: 04/21/10
 TIME: 09:26:18
 ID: AP441000.WOM

CITY OF LAKE GENEVA
 DETAIL BOARD REPORT

INVOICES DUE ON/BEFORE 04/27/2010

| INVOICE # | INVOICE DATE | ITEM # | DESCRIPTION | ACCOUNT # | P.O. # | DUE DATE | ITEM AMT |
|-----------|--------------|--------|--------------------------------|--|--------|----------|----------|
| RE042010 | 04/20/10 | 26 | INV 433906-010-HAVENWOOD | 11-34-10-5222 | | 04/27/10 | 7.43 |
| | | 27 | INV 434743-010-HWY 12/HWY 36 | ELECTRICITY-FLASHERS 11-34-10-5222 | | | 10.43 |
| | | 29 | INV 517852-001-SAGE ST/DUNN | ELECTRICITY-FLASHERS 11-29-00-5222 | | | 4.99 |
| | | 31 | INV 560544-002-1003 HOST DR | SIRENS ELECTRICTY 11-22-00-5222 | | | 155.05 |
| | | 32 | INV 589078-001-RUSH ST | FIREHOUSE ELECTRICITY 11-52-00-5222 | | | 20.90 |
| | | 33 | INV 589905-001-BEACH HOUSE | PARKS-ELECTRICITY 40-54-10-5222 | | | 398.70 |
| | | 36 | INV 594309-001-STREET LIGHTS | BEACH ELECTRIC 11-34-10-5223 | | | 296.48 |
| | | 39 | INV 619678-001-LASALLE ST SIRE | STREET LIGHTS ELECTRICITY 11-29-00-5222 | | | 11.23 |
| | | 41 | INV 621606-001-HELLS ST | SIRENS ELECTRICTY 11-34-10-5222 | | | 27.70 |
| | | 42 | INV 626232-001-HWY 50/HWY 12 | ELECTRICITY-FLASHERS 11-34-10-5222 | | | 21.45 |
| | | 43 | INV 627270-001-730 MARSHALL SI | ELECTRICITY-FLASHERS 11-29-00-5222 | | | 18.74 |
| | | 44 | INV 628749-001-W COOK SIREN | SIRENS ELECTRICTY 11-29-00-5222 | | | 11.60 |
| | | 46 | INV 640082-001-201 EDWARDS SIR | SIRENS ELECTRICTY 11-29-00-5222 | | | 8.82 |
| | | 47 | INV 188965-013-1065 CAREY | SIRENS ELECTRICTY 11-32-10-5222 | | | 517.39 |
| | | 48 | INV 243947-013-1055 CAREY | ST DEPT BLDG ELECTRICITY 11-32-10-5222 | | | 154.21 |
| | | 49 | INV 147744-014-1070 CAREY | ST DEPT BLDG ELECTRICITY 11-32-10-5222 | | | 135.67 |
| | | 50 | INV 654168-001-HWY 50 SIGNAL | ST DEPT BLDG ELECTRICITY 11-34-10-5223 | | | 116.35 |

DATE: 04/21/10
 TIME: 09:26:18
 ID: AP441000.WOM

CITY OF LAKE GENEVA
 DETAIL BOARD REPORT

INVOICES DUE ON/BEFORE 04/27/2010

| INVOICE # | INVOICE DATE | ITEM # | DESCRIPTION | ACCOUNT # | P.O. # | DUE DATE | ITEM AMT |
|-----------|--------------|--------|-------------|-----------|--------|----------|----------|
|-----------|--------------|--------|-------------|-----------|--------|----------|----------|

ALLIANT ALLIANT ENERGY/WP&L

| | | | | | | | |
|----------|----------|----|--------------------------------|----------------------------|--|----------|-----------|
| RE042010 | 04/20/10 | 54 | INV 657276-002-389 EDWARDS | 11-34-10-5223 | | 04/27/10 | 74.83 |
| | | 55 | INV 492771-003-GENEVA SQ | STREET LIGHTS ELECTRICITY | | | 34.50 |
| | | 57 | INV 679833-001-LOT LITE | STREET LIGHTS ELECTRICITY | | | 228.53 |
| | | 59 | INV 699860-001-IMPOUND | STREET LIGHTS ELECTRICITY | | | 90.70 |
| | | 61 | INV 703615-001-MAIN ST LIGHTS | POLICE-EQUIP MAINT SERV CO | | | 233.02 |
| | | 62 | INV 703098-001-LIBR PK RESTROO | STREET LIGHTS ELECTRICITY | | | 74.98 |
| | | | | PARKS-ELECTRICITY | | | |
| | | | | | | | 13,016.39 |
| | | | | | | | 13,016.39 |

INVOICE TOTAL: 13,016.39
 VENDOR TOTAL: 13,016.39

| | | | | | | | | |
|-------|-------------------------|-------|----------|----|----------------------|---------------|----------|-------|
| ARROW | ARROW PEST CONTROL INC. | 47883 | 03/26/10 | 01 | 3/10 MONTHLY SERVICE | 11-16-10-5360 | 04/27/10 | 50.00 |
|-------|-------------------------|-------|----------|----|----------------------|---------------|----------|-------|

INVOICE TOTAL: 50.00
 VENDOR TOTAL: 50.00

| AT&T | AT&T ONENET SERVICE | RE042010 | 04/01/10 | 01 | CHARGES-4/10 | 11-21-00-5221 | 04/27/10 | 36.78 |
|------|---------------------|----------|----------|----|--------------|----------------------------|----------|-------|
| | | | | 02 | CHARGES-4/10 | PD TELEPHONE EXPENSE | | 17.23 |
| | | | | 04 | CHARGES-4/10 | FIRE DEPT TELEPHONE EXPENS | | 10.58 |
| | | | | 05 | CHARGES-4/10 | MUNICIPAL CT TELEPHONE | | 35.38 |
| | | | | 06 | CHARGES-4/10 | CITY HALL TELEPHONE EXPENS | | 4.18 |
| | | | | | | ST DEPT TELEPHONE EXPENSE | | |

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|------------|--------------|--------|--------------------------|--|--------|----------|----------------------|
| RE042010 | 04/01/10 | 07 | CHARGES-4/10 | 99-00-00-5221 | | 04/27/10 | 11.59 |
| | | 08 | CHARGES-4/10 | LIBRARY TELEPHONE/PAGER 42-34-50-5221 | | | 8.44 |
| | | | | TELEPHONE EXPENSE | | | 124.18 |
| | | | | | | | VENDOR TOTAL: 124.18 |
| AAA034845 | 01/05/10 | 01 | SNOW BROOM | 11-32-12-5344 | | 04/27/10 | 617.00 |
| | | | | SNOW REMOVAL EXPENSES | | | 617.00 |
| | | | | | | | VENDOR TOTAL: 617.00 |
| AUREAP | 03/31/10 | 01 | 2ND QTR FEE | 11-10-20-5135 | | 04/27/10 | 937.50 |
| | | | | EAP PROGRAM | | | 937.50 |
| | | | | | | | VENDOR TOTAL: 937.50 |
| BUMPL | 04/09/10 | 01 | FILTERS, WASHER SOLVENT | 11-32-10-5351 | | 04/27/10 | 37.56 |
| | | | | VEHICLE/EQUIPMENT MAINTENA | | | 37.56 |
| | | | | | | | VENDOR TOTAL: 37.56 |
| 662-166696 | 04/13/10 | 01 | MINI LAMP | 11-32-10-5351 | | 04/27/10 | 4.40 |
| | | | | VEHICLE/EQUIPMENT MAINTENA | | | 4.40 |
| | | | | | | | VENDOR TOTAL: 41.96 |
| DEIGN | 03/31/10 | 01 | 2008 AUDIT PRESENTATIONS | 11-15-10-5213 | | 04/27/10 | 470.00 |
| | | | | INDEPENDENT AUDIT FEES | | | 470.00 |
| | | | | | | | VENDOR TOTAL: 470.00 |

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| DUNN | DUNN | LUMBER & TRUE VALUE | | | | | |
| 378913 | 02/06/10 | 01 | PAINT-WASHROOM REHAB | 11-21-00-5342 | | 04/27/10 | 89.69 |
| | | | | PD SPECIAL EQUIPMENT | | | |
| | | | | | | | INVOICE TOTAL: 89.69 |
| | | | | | | | VENDOR TOTAL: 89.69 |
| DYKST | DIANA DYKSTRA | | | | | | |
| MILEAGE/MISC | 04/19/10 | 01 | MILEAGE-177 MILES | 11-14-30-5330 | | 04/27/10 | 88.50 |
| | | 02 | CARD/BALLOONS-MAYOR | CITY CLERK TRAVEL-MILEAGE | | | |
| | | | | 11-14-30-5399 | | | 9.90 |
| | | | | CITY CLERK MISCELLANEOUS E | | | |
| | | | | | | | INVOICE TOTAL: 98.40 |
| | | | | | | | VENDOR TOTAL: 98.40 |
| EBC | EMPLOYEE BENEFITS CORPORATION | | | | | | |
| 825810 | 04/15/10 | 01 | 5/10 FLEX ADMIN | 11-10-20-5132 | | 04/27/10 | 128.25 |
| | | | | HEALTH AND DENTAL ADMIN CH | | | |
| | | | | | | | INVOICE TOTAL: 128.25 |
| 825811 | 04/15/10 | 01 | 5/10 COBRA ADMIN | 11-10-20-5132 | | 04/27/10 | 69.30 |
| | | | | HEALTH AND DENTAL ADMIN CH | | | |
| | | | | | | | INVOICE TOTAL: 69.30 |
| 825812 | 04/15/10 | 01 | 5/10 BENNY CARD ADMIN | 11-10-20-5132 | | 04/27/10 | 39.00 |
| | | | | HEALTH AND DENTAL ADMIN CH | | | |
| | | | | | | | INVOICE TOTAL: 39.00 |
| | | | | | | | VENDOR TOTAL: 236.55 |
| ELKHO | ELKHORN CHEMICAL COMPANY, INC. | | | | | | |
| 495748 | 04/06/10 | 01 | TRASH BAGS, WAX, CLEANER | 40-55-20-5350 | | 04/27/10 | 333.67 |
| | | | | BLDG. MAINTENANCE SUPPLIES | | | |
| | | | | | | | INVOICE TOTAL: 333.67 |
| | | | | | | | VENDOR TOTAL: 333.67 |

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|----------------|--------------|--------|--------------------------------|----------------------------|--------|----------|-----------|
| 364 | 04/08/10 | 01 | RESET STOP LIGHTS-HWY 50/EDMDS | 11-34-10-5260 | | 04/27/10 | 67.50 |
| | | | | REPAIRS-TRAFFIC SIGNALS, E | | | |
| INVOICE TOTAL: | | | | | | | 67.50 |
| VENDOR TOTAL: | | | | | | | 67.50 |
| ----- | | | | | | | |
| 0376-0547 | 04/14/10 | 01 | FUEL FOR GARBAGE TRUCK | 11-32-10-5341 | | 04/27/10 | 48.93 |
| | | | | VEHICLE-FUEL & OIL | | | |
| INVOICE TOTAL: | | | | | | | 48.93 |
| VENDOR TOTAL: | | | | | | | 48.93 |
| ----- | | | | | | | |
| 32388 | 04/05/10 | 01 | 4/10 RECYCLING SVC | 11-36-00-5297 | | 04/27/10 | 9,100.00 |
| | | | | SOLID WASTE - RECYCLING | | | |
| | | | | 11-36-00-5294 | | | |
| | | | | SOLID WASTE - RESIDENTIAL | | | |
| | | | | 11-36-00-5296 | | | |
| | | | | SOLID WASTE - STREET DEPT. | | | |
| INVOICE TOTAL: | | | | | | | 32,595.00 |
| VENDOR TOTAL: | | | | | | | 32,595.00 |
| ----- | | | | | | | |
| 1065 | 04/14/10 | 01 | SERVICE POWER WASHER | 11-32-10-5399 | | 04/27/10 | 249.99 |
| | | | | STREET DEPT MISCELLANEOUS | | | |
| INVOICE TOTAL: | | | | | | | 249.99 |
| VENDOR TOTAL: | | | | | | | 249.99 |

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|----------|---------------------------|----------|--------|--------------------------------|----------------------------|--------|----------|----------------|
| LASER | LASER WORKS UNLIMITED LLC | | | | | | | |
| 267 | | 04/03/10 | 01 | NEW NAME PLATE | 11-11-00-5399 | | 04/27/10 | 14.07 |
| | | | | | COUNCIL MISCELLANEOUS EXPE | | | |
| | | | | | | | | 14.07 |
| | | | | | | | | INVOICE TOTAL: |
| | | | | | | | | 36.30 |
| 274 | | 04/11/10 | 01 | NAMEPLATES FOR COUNCIL CHAMBER | 11-11-00-5399 | | 04/27/10 | 36.30 |
| | | | | | COUNCIL MISCELLANEOUS EXPE | | | |
| | | | | | | | | INVOICE TOTAL: |
| | | | | | | | | 50.37 |
| IGREG | LAKE GENEVA REGIONAL NEWS | | | | | | | |
| 797368 | | 03/04/10 | 01 | LN:COUNCIL MTG MINUTES | 11-10-00-5314 | | 04/27/10 | 297.97 |
| | | | | | OFFICIAL PUBLICATIONS & NO | | | |
| | | | | | | | | INVOICE TOTAL: |
| | | | | | | | | 297.97 |
| 798474 | | 03/11/10 | 01 | AD:ABSENTEE BALLOTS | 11-14-30-5311 | | 04/27/10 | 26.48 |
| | | | 02 | AD:ABSENTEE BALLOTS | 11-00-00-1391 | | | 158.85 |
| | | | | | A/R BILL OUTS | | | |
| | | | | | | | | INVOICE TOTAL: |
| | | | | | | | | 185.33 |
| 798670 | | 03/11/10 | 01 | AD:SP ASSESSMENT PUBL HEARING | 11-00-00-1391 | | 04/27/10 | 84.00 |
| | | | | | A/R BILL OUTS | | | |
| | | | | | | | | INVOICE TOTAL: |
| | | | | | | | | 84.00 |
| 799611 | | 03/18/10 | 01 | LN:3/12 SP COUNCIL MTG MINUTES | 11-10-00-5314 | | 04/27/10 | 127.04 |
| | | | | | OFFICIAL PUBLICATIONS & NO | | | |
| | | | | | | | | INVOICE TOTAL: |
| | | | | | | | | 127.04 |
| 799785 | | 03/18/10 | 01 | AD:VET'S PARK CONCESSIONS | 11-10-00-5314 | | 04/27/10 | 84.00 |
| | | | | | OFFICIAL PUBLICATIONS & NO | | | |
| | | | | | | | | INVOICE TOTAL: |
| | | | | | | | | 84.00 |
| 800260 | | 03/25/10 | 01 | AD:FABRICATION EQUIP TESTING | 11-14-30-5311 | | 04/27/10 | 18.81 |
| | | | | | BALLOTS/OTHER ELECTION EXP | | | |

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| ----- | | | | | | | |
| 800260 | 03/25/10 | 02 | AD:TABULATION EQUIP TESTING | 11-00-00-1391 | | 04/27/10 | 112.89 |
| | | | | A/R BILL OUTS | | | |
| | | | | | | | INVOICE TOTAL: 131.70 |
| 800266 | 03/25/10 | 01 | AD:VET'S PARK CONCESSIONS | 11-10-00-5314 | | 04/27/10 | 84.00 |
| | | | | OFFICIAL PUBLICATIONS & NO | | | |
| | | | | | | | INVOICE TOTAL: 84.00 |
| 802124 | 04/01/10 | 01 | IN:ORD 10-4 | 11-10-00-5314 | | 04/27/10 | 59.86 |
| | | | | OFFICIAL PUBLICATIONS & NO | | | |
| | | | | | | | INVOICE TOTAL: 59.86 |
| | | | | | | | VENDOR TOTAL: 1,053.90 |
| ----- | | | | | | | |
| MARTIN | MARTIN BUSINESS GROUP | | | | | | |
| 1081751 | 03/31/10 | 01 | RICOH/MP161 CONTR THRU 6/19/10 | 11-16-10-5531 | | 04/27/10 | 72.60 |
| | | | | OFFICE MACHINE CONTRACTS | | | |
| | | | | | | | INVOICE TOTAL: 72.60 |
| 1081944 | 04/06/10 | 01 | TONER-RICOH | 11-16-10-5360 | | 04/27/10 | 96.95 |
| | | | | CITY HALL MAINT SERVICE CO | | | |
| | | | | | | | INVOICE TOTAL: 96.95 |
| | | | | | | | VENDOR TOTAL: 169.55 |
| ----- | | | | | | | |
| NAPAR | NAPA AUTO PARTS | | | | | | |
| 170564 | 04/14/10 | 01 | POWERATED BELT-MOWER | 11-52-00-5250 | | 04/27/10 | 22.35 |
| | | | | EQUIPMENT REPAIR SERVICES | | | |
| | | | | | | | INVOICE TOTAL: 22.35 |
| | | | | | | | VENDOR TOTAL: 22.35 |
| ----- | | | | | | | |
| NATIONAL NATIONAL CITY PROCESSING CTR | | | | | | | |
| 0403-3/10 | 04/08/10 | 01 | 3/30 WIS LINE REGISTRATION | 11-14-30-5332 | | 04/27/10 | 20.00 |
| | | | | CITY CLRK CONFERENCES & SC | | | |

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| NATIONAL NATIONAL CITY PROCESSING CTR | | | | | | | |
| 0403-3/10 | 04/08/10 | 02 | 4/6 ELECTION DINNER | 11-14-30-5311 | | 04/27/10 | 61.48 |
| | | | | BALLOTS/OTHER ELECTION EXP | | | |
| | | | | | | | 81.48 |
| INVOICE TOTAL: | | | | | | | |
| 0437-3/10 | 04/08/10 | 01 | 3/15 HOME DEPOT-SQUEEGEE | 11-16-10-5350 | | 04/27/10 | 24.89 |
| | | 02 | 3/29 HOME DEPOT-SQUEEGEE | BLDG MAINT SUPPLIES-CITY H | | | |
| | | | | 11-16-10-5350 | | | 11.99 |
| | | | | BLDG MAINT SUPPLIES-CITY H | | | |
| | | | | | | | 36.88 |
| INVOICE TOTAL: | | | | | | | |
| 1013-3/10 | 04/08/10 | 01 | 3/10 CREDIT FOR CARBURATOR | 11-32-10-5250 | | 04/27/10 | -380.36 |
| | | 02 | 3/15 DOG LITTER BAGS | ST DEPT EQUIPMENT REPAIRS | | | |
| | | | | 11-52-00-5352 | | | 186.30 |
| | | 03 | 3/12 OIL PUMP | GROUNDS MAINTENANCE SUPPLI | | | |
| | | | | 11-32-10-5340 | | | 167.93 |
| | | 04 | 3/22 BENCH GRINDER | OPERATING SUPPLIES-STREET | | | |
| | | | | 11-32-10-5340 | | | 129.99 |
| | | 05 | 3/18 TONER, OFFICE SUPPLIES | OPERATING SUPPLIES-STREET | | | |
| | | | | 11-32-10-5399 | | | 109.06 |
| | | | | STREET DEPT MISCELLANEOUS | | | |
| | | | | | | | 212.92 |
| INVOICE TOTAL: | | | | | | | |
| 1831-3/10 | 04/08/10 | 01 | 3/12 FILTERS-REV OSMOSIS SYS | 11-22-00-5340 | | 04/27/10 | 94.96 |
| | | 02 | 3/18 GOVERNORS CONF REGISTR | OPERATING SUPPLIES-FIRE DE | | | |
| | | | | 11-29-00-5399 | | | 350.00 |
| | | 03 | 3/26 TACTICAL EMS LEG BAG | EMERGENCY MGMT MISC EXP | | | |
| | | | | 11-22-00-5810 | | | 393.94 |
| | | 04 | 3/26 TACTICAL EMS LEG BAG | EMS EQUIPMENT OUTLAY | | | |
| | | | | 11-22-00-5810 | | | 393.94 |
| | | 05 | 3/31 DINNER-GOVERNORS CONF | EMS EQUIPMENT OUTLAY | | | |
| | | | | 11-29-00-5399 | | | 30.83 |
| | | 06 | 3/31 BREAKFAST-GOVERNORS CONF | EMERGENCY MGMT MISC EXP | | | |
| | | | | 11-29-00-5399 | | | 8.87 |
| | | | | EMERGENCY MGMT MISC EXP | | | |

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NATIONAL NATIONAL CITY PROCESSING CTR

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| 1831-3/10 | 04/08/10 | 07 | 3/31 BREAKFAST-GOVERNORS CONF | 11-29-00-5399 | | 04/27/10 | 9.92 |
| | | 08 | 3/30 CONNECTORS | EMERGENCY MGMT MISC EXP | | | 10.38 |
| | | 09 | 3/31 RADIO CONNECTORS | 11-22-00-5351 | | | 16.05 |
| | | 10 | 3/30 HOTEL-GOVERNORS CONF | EQUIP MAINT SUPPLIES-FIRE | | | 194.00 |
| | | 11 | 3/31 INTEREST CHARGE | 11-29-00-5399 | | | 9.40 |
| | | | | EMERGENCY MGMT MISC EXP | | | |
| | | | | 11-22-00-5399 | | | |
| | | | | FIRE DEPT MISCELLANEOUS EX | | | |

INVOICE TOTAL: 1,512.29
 VENDOR TOTAL: 1,843.57

NEXTEL NEXTEL/SPRINT

| | | | | | | | |
|---------------|----------|----|-------------------------|----------------------|--|----------|--------|
| 940684224-084 | 04/12/10 | 01 | CELL CHGS 3/9/10-4/8/10 | 11-21-00-5221 | | 04/27/10 | 599.03 |
| | | | | PD TELEPHONE EXPENSE | | | |

INVOICE TOTAL: 599.03
 VENDOR TOTAL: 599.03

OFFICE OFFICE DEPOT

| | | | | | | | |
|--------------|----------|----|----------------------------------|---------------------------|--|----------|-------|
| 514199981001 | 03/29/10 | 01 | PAPER, FIRST AID KIT, SURGE PROT | 11-16-10-5310 | | 04/27/10 | 51.92 |
| | | | | GENERAL OFFICE SUPPLIES & | | | |

INVOICE TOTAL: 51.92

5155551609001

| | | | | | | | |
|--|----------|----|-----------------------|---------------------------|--|----------|-------|
| | 04/12/10 | 01 | TONER | 11-14-10-5310 | | 04/27/10 | 64.08 |
| | | 02 | PENCIL HOLDER, PLATES | MAYOR OFFICE SUPPLIES | | | 7.79 |
| | | | | 11-16-10-5310 | | | |
| | | | | GENERAL OFFICE SUPPLIES & | | | |

INVOICE TOTAL: 71.87
 VENDOR TOTAL: 123.79

PREMIER PREMIER ELECTION SOLUTIONS

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| 601509 | 03/31/09 | 01 | ELECT MACHINE MAINT | 11-14-30-5311 | | 04/27/10 | 647.28 |
| | | | BALLOTS/OTHER ELECTION EXP | | | | |
| | | | INVOICE TOTAL: | | | | 647.28 |
| | | | VENDOR TOTAL: | | | | 647.28 |
| ROEN | ARPTS ROENSPERS | | | | | | |
| MILEAGE | 04/07/10 | 01 | TAKE ELECTION RESULTS-20 MI | 11-14-30-5330 | | 04/27/10 | 10.00 |
| | | | CITY CLERK TRAVEL-MILEAGE | | | | |
| | | | INVOICE TOTAL: | | | | 10.00 |
| | | | VENDOR TOTAL: | | | | 10.00 |
| ROTE | ROTE OIL COMPANY | | | | | | |
| 104114 | 04/05/10 | 01 | 612.5 GAL UNDYED DIESEL | 11-32-10-5341 | | 04/27/10 | 1,760.33 |
| | | | VEHICLE-FUEL & OIL | | | | |
| | | | INVOICE TOTAL: | | | | 1,760.33 |
| 104122 | 04/07/10 | 01 | 211.10 GAL DYED DIESEL | 11-32-10-5341 | | 04/27/10 | 541.47 |
| | | | VEHICLE-FUEL & OIL | | | | |
| | | | INVOICE TOTAL: | | | | 541.47 |
| 22894 | 03/19/10 | 01 | BARREL CREDIT | 11-32-10-5341 | | 04/27/10 | -44.00 |
| | | | VEHICLE-FUEL & OIL | | | | |
| | | | INVOICE TOTAL: | | | | -44.00 |
| 22946 | 04/01/10 | 01 | GAS TANK DECALS | 11-32-10-5340 | | 04/27/10 | 72.00 |
| | | | OPERATING SUPPLIES-STREET | | | | |
| | | | INVOICE TOTAL: | | | | 72.00 |
| | | | VENDOR TOTAL: | | | | 2,329.80 |
| SHERIFF | WALWORTH COUNTY SHERIFF | | | | | | |
| 3/10 | 03/31/10 | 01 | 3/10 PRISONER CONFINEMENT | 11-12-00-5290 | | 04/27/10 | 90.00 |
| | | | CARE OF PRISONERS | | | | |

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| SHERIFF WALWORTH COUNTY SHERIFF | | | | | | | |
| 3/10 | 03/31/10 | 02 | 3/10 PRISONER CONFINEMENT | 11-21-00-5290 | | 04/27/10 | 45.00 |
| | | | CARE OF PRISONERS | | | | |
| | | | INVOICE TOTAL: | | | | 135.00 |
| | | | VENDOR TOTAL: | | | | 135.00 |
| STARK H.E. STARK AGENCY INC | | | | | | | |
| 6089COURT-3/10 | 03/31/09 | 01 | 3/10 COLLECTION FEES | 11-12-00-5214 | | 04/27/10 | 675.33 |
| | | 02 | 3/10 COLLECTION INTEREST | 11-12-00-4811 | | | 244.98 |
| | | | MUNICIPAL CT INTEREST INCO | | | | |
| | | | INVOICE TOTAL: | | | | 920.31 |
| | | | VENDOR TOTAL: | | | | 920.31 |
| T0000209 HALEY WAGNER | | | | | | | |
| REFUND | 04/15/10 | 01 | OPERATORS LIC REF-NOT IN CITY | 11-00-00-4411 | | 04/27/10 | 20.00 |
| | | | OPERATOR LICENSES | | | | |
| | | | INVOICE TOTAL: | | | | 20.00 |
| | | | VENDOR TOTAL: | | | | 20.00 |
| T0000210 SARAH MURPHY | | | | | | | |
| REFUND | 04/16/10 | 01 | FLAT IRON PK CANCEL-5/29/10 | 11-00-00-2353 | | 04/27/10 | 100.00 |
| | | 02 | FLAT IRON PK CANCEL-5/29/10 | SECURITY DEPOSITS | | | |
| | | | PARK USE FEES | 11-52-00-4675 | | | 55.00 |
| | | | INVOICE TOTAL: | | | | 155.00 |
| | | | VENDOR TOTAL: | | | | 155.00 |
| TIMBER TIMBERLINE SIGN CO INC | | | | | | | |
| 3993 | 04/02/10 | 01 | HISTORIC PLAQUE "1885" | 11-70-00-5723 | | 04/27/10 | 120.00 |
| | | | HISTORIC PLAQUE PURCHASES | | | | |
| | | | INVOICE TOTAL: | | | | 120.00 |
| | | | VENDOR TOTAL: | | | | 120.00 |

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| USCELL | | | U.S. CELLULAR | | | | |
| RE042010 | 04/12/10 | 03 | BLDG INSP CELL 4/12-5/11 | 11-24-00-5262 | | 04/27/10 | 22.41 |
| | | 05 | CITY ADMIN CELL 4/12-5/11 | COMMUNICATION SYSTEMS | | | |
| | | 06 | CITY CLERK CELL 4/12-5/11 | 11-16-10-5221 | | | 49.50 |
| | | 07 | BEACH CELL 4/12-5/11 | CITY HALL TELEPHONE EXPENS | | | |
| | | 08 | PARKING MTR 1 CELL4/12-5/11 | 11-16-10-5221 | | | 54.47 |
| | | 09 | PARKING MTR 2 CELL 4/12-5/11 | 40-54-10-5221 | | | 4.50 |
| | | 10 | CITY HALL CELL 4/12-5/11 | BEACH TELEPHONE | | | |
| | | 11 | CEMETERY CELL 4/12-5/11 | 42-34-50-5221 | | | 4.65 |
| | | | | TELEPHONE EXPENSE | | | |
| | | | | 40-55-10-5221 | | | 5.36 |
| | | | | TELEPHONE EXPENSE | | | |
| | | | | 11-16-10-5221 | | | 10.33 |
| | | | | CITY HALL TELEPHONE EXPENS | | | |
| | | | | 11-00-00-1391 | | | 9.98 |
| | | | | A/R BILL OUTS | | | |
| | | | | | | | INVOICE TOTAL: 177.91 |
| | | | | | | | VENDOR TOTAL: 177.91 |
| VERIZON | | | VERIZON WIRELESS | | | | |
| 2382049892 | 04/03/10 | 01 | CELL CHGS 3/4/10-4/3/10 | 11-21-00-5221 | | 04/27/10 | 3.82 |
| | | | | PD TELEPHONE EXPENSE | | | |
| | | | | | | | INVOICE TOTAL: 3.82 |
| | | | | | | | VENDOR TOTAL: 3.82 |
| WALCO | | | WALMORTH COUNTY TREASURER | | | | |
| 64-246-3/10 | 04/19/10 | 01 | 3/10 COURT FINES | 11-12-00-2420 | | 04/27/10 | 1,435.87 |
| | | | | COURT FINES-COUNTY | | | |
| | | | | | | | INVOICE TOTAL: 1,435.87 |
| | | | | | | | VENDOR TOTAL: 1,435.87 |
| WISC | | | STATE OF WISCONSIN | | | | |

DATE: 04/21/10
TIME: 09:26:18
ID: AP441000.WOW

CITY OF LAKE GENEVA
DETAIL BOARD REPORT

INVOICES DUE ON/BEFORE 04/27/2010

| INVOICE # | INVOICE DATE | ITEM # | DESCRIPTION | ACCOUNT # | P.O. # | DUE DATE | ITEM AMT |
|-------------|------------------------------|--------|--------------------------|---------------------------|--------|---------------------|-----------|
| ----- | | | | | | | |
| MISC | STATE OF WISCONSIN | | | | | | |
| 64-246-3/10 | 04/19/10 | 01 | 3/10 COURT FINES | 11-12-00-2424 | | 04/27/10 | 3,251.10 |
| | | | | COURT FINES-STATE PORTION | | | |
| | | | | | | INVOICE TOTAL: | 3,251.10 |
| | | | | | | VENDOR TOTAL: | 3,251.10 |
| ----- | | | | | | | |
| WISSEC | WISCONSIN SECRETARY OF STATE | | | | | | |
| DYKSTRA | 04/19/10 | 01 | NOTARY RENEWAL-DYKSTRA | 11-14-30-5382 | | 04/27/10 | 20.00 |
| | | | | LICENSE EXPENSES | | | |
| | | | | | | INVOICE TOTAL: | 20.00 |
| ROENSPIES | 04/19/10 | 01 | NOTARY RENEWAL-ROENSPIES | 11-14-30-5382 | | 04/27/10 | 20.00 |
| | | | | LICENSE EXPENSES | | | |
| | | | | | | INVOICE TOTAL: | 20.00 |
| | | | | | | VENDOR TOTAL: | 40.00 |
| | | | | | | TOTAL ALL INVOICES: | 64,611.86 |

Italics = To Be Announced

Bold = Appointments Made

4/23/2010

| City of Lake Geneva Boards, Committees, & Commissions | | | | |
|---|--|---|--|--|
| City Plan Commission | | Term: | Expires: | Telephone |
| Jim Connors Tom Hartz Barney Brugger <i>Alan Kupsik</i> Ted Horne TBA (citizen member) Matt Kuehl Cindy Flower | Mayor Aldermanic Representative Building & Zoning Administrator <i>Park Board President</i> 701 Maple St. 1280 Pheasant Ct. 533 Haskins St. | Annual Annual 3 Years 3 Years 3 Years 3 Years 3 Years | 5/1/2010 5/1/2012 5/1/2012 5/1/2011 5/1/2013 | 249-9337 540-425-4366 |
| <i>Municipal Code Chapter 2-313; Eight Members including Mayor, Park Board, One Alderman, Zoning Admin, and four citizens.</i> | | | | |
| Park Board of Commissioners | | Term | Expires | Telephone |
| <i>Alan Kupsik, Chair</i> Pat Schroeder David Quickel Barbara Phillipps <i>Bob Flemming</i> Doug Skates <i>Lynn Hassler</i> Jim Connors, Mayor Mary Jo Fesenmaier, Alderman Dan Winkler, DPW Director Ron Carstensen, Street Superintendent | 717 S Lake Shore Dr. 713 S Lake Shore Dr., #6A P.O. Box 706 1600 Evergreen Ln. 315 Walworth St. 1133 Bonnie Brae 375 S Lakeshore Dr. | 3 Years 3 Years 3 Years 3 Years 3 Years 3 Years 3 Years Annual Annual | 5/1/2010 5/1/2011 5/1/2011 5/1/2012 5/1/2010 5/1/2012 5/1/2010 | 249-9337 248-2566 248-9355 248-6964 248-4277 249-0091 249-9150 |
| <i>Municipal Code Chapter 54 Composition shall be nine members, Mayor, one Alderman, and rest citizens.(Chair Elected by Commission)</i> | | | | |
| Police & Fire Commission | | Term | Expires | Telephone |
| Jesse Jacobs Doug Elliott Mark Pienkos Scott Storms, President Dianalynn Chesen Vacant Donald Tolar, Alderman | 1575 Orchard Ln. 1137 Wheeler St. 703 S. Lake Shore Dr., Unit 1E 750 Heather Circle 800 Platt Ave. Geneva Township Representative | 5 years 5 years 5 years 5 years 5 years Annual | 5/1/2013 5/1/2014 5/1/2015 5/1/2011 5/1/2012 | 248-2462 348-9478 348-0375 |
| <i>Municipal Code Chapter 2-261 Appointed by Mayor, no confirmation required.</i> | | | | |
| Utility Commission | | Term | Expires | Telephone |
| Birdell Brellenthin, President Larry Magee Tony Saia Tim Schiller Jim Connors, Mayor Donald Tolar, Alderman Frank Marsala, Alderman | 830 Bayview Dr. 1120 Mobile 487 W. South St. 333 Oakwood Ln. | 5 years 5 years 5 years 5 years Annual Annual | 10/1/2012 10/1/2013 10/1/2014 10/1/2011 | 248-2950 248-6249 248-7315 |
| <i>Municipal Code Chapter 78-1 Seven Members Mayor, Two Alderman and Four Citizens</i> | | | | |

| Cemetery Commission | | Term | Expires | Telephone |
|--|--------------------------------|----------------|------------------|------------------|
| Dan Sheldon, Secretary | 525 Jefferson St. | 3 years | 5/1/2012 | 248-0159 |
| Sturges Taggart, Treasurer | 129 S. Curtis, Apt. 411 | 3 years | 5/1/2011 | 248-4980 |
| Sam Fredrickson, President | 1740 Summit Dr. | 3 years | 5/1/2013 | 248-4370 |
| Arleen Krohn, Alderman | | Annual | | |
| <i>Municipal Code Chapter 2-301, Three Members Appointed by the Mayor with no confirmation required</i> | | | | |
| Historic Preservation | | Term | Expires | Telephone |
| Ken Etten | 1109 Wisconsin St. | 3 Years | 5/1/2011 | 248-8391 |
| Mary Tanner | 915 W. Main St. | 3 Years | 5/1/2011 | 248-0373 |
| Marcie Douglas | 322 Madison St. | 3 Years | 5/1/2013 | 248-4590 |
| G. Stewart Mathison | 1011 W. Main St. | 3 Years | 5/1/2010 | 248-9339 |
| Dee Bark | 324 Sage St. | 3 Years | 5/1/2011 | 248-4202 |
| Jackie Getzen | 15 Lakeview Dr. | 3 Years | 5/1/2012 | 248-4373 |
| Vern Haan | 1134 Geneva St. | Advisory | | 248-9244 |
| Alderman Ellyn Kehoe | | Annual | | |
| <i>Municipal Code Chapter 34, Chairman shall be Aldermanic Representative</i> | | | | |
| Tree Board | | Term | Expires | Telephone |
| George Troupis, Chairman | 526 Madison St. | 3 Years | 5/1/2011 | 248-1656 |
| Dan Andresen | 1026 Pleasant St. | 3 Years | 5/1/2012 | 248-0835 |
| Clara Jacobs | N2008 Hwy. 120 | 3 Years | 5/1/2012 | 248-3783 |
| Doug Elliott | 1137 Wheeler St. | 3 Years | 5/1/2011 | 248-2462 |
| Joe Esposito | Oakwood Lane | 3 Years | 5/1/2013 | |
| Bob Flemming | 315 Walworth St. | 3 Years | 5/1/2010 | 248-4277 |
| Mary Jo Fesenmaier, Alderman | | Annual | | |
| Ron Carstensen, Street Superintendent | | | | |
| Mayor | | | | |
| Dan Winkler, DPW Director | | | | |
| Alan Kupsik, Park Board Chair | | | | |
| <i>Municipal Code Chapter 54, Formed under the Park Board</i> | | | | |
| Library Board | | Term | Expires | Telephone |
| Duanne Lafrenz | 1437 Miller Rd. | 3 Years | 6/30/2012 | 248-6982 |
| Wen-d Kersten, (Linn Township) County | N148 Hillside Rd. | 3 Years | 6/30/2012 | 275-5158 |
| Christine Brookes | 721 S. Curtis St., #139 | 3 Years | 6/30/2013 | |
| Diane Jones | 301 Timber Ln. | 3 Years | 6/30/2013 | 248-1759 |
| Larry Kundert (Bloomfield Townshp) County | N1279 White Pigeon Rd. | 3 Years | 6/30/2010 | 248-9330 |
| Fritz Oppenlander (Linn Townshp) County | 2480 Patridge Woods Ct. | 3 Years | 6/30/2011 | 767-8601 |
| Dr. Janice Eckola | School District Trustee | Annual | | |
| Alderman Todd Krause | | Annual | | |
| <i>Municipal Code Chapter 2-281, Mayor shall appoint subject to confirmation Seven members, five shall be residents of City, one from Bloomfield, one from Linn No other municipality represented.</i> | | | | |

| Parking Commission | | Term | Expires | Telephone |
|--|---------------------------|----------------|-----------------|------------------|
| George Hennerly | | 2 Years | 5/1/2011 | |
| John Button | 1713 Miller Ct. | 2 Years | 5/1/2011 | |
| Cindy Flower | 533 Haskins St. | 2 Years | 5/1/2010 | |
| Kevin Flemming | 1032 Wisconsin St. | 2 Years | 5/1/2012 | |
| Frank Marsala, Alderman | | Annual | | |
| Municipal Code 2-331: five members, expire every two years. | | | | |
| Zoning Board of Appeals | | Terms | Expires | Telephone |
| Mary Jane Jaros, President | 927 W Main St. | 3 Years | 5/1/2011 | 249-9059 |
| Elynn Kehoe | PO Box 594 | 3 Years | 5/1/2011 | 248-2411 |
| Jeff Wall | 1155 Rolling Ln. | 3 Years | 5/1/2011 | 248-2851 |
| Wayne Garber | 998 Timothy Dr. | 3 Years | 5/1/2010 | 249-8959 |
| Bernie Williams | 332 S. Stone Ridge Dr. | 3 Years | 5/1/2011 | |
| Robert McCormick | 632 Stone Ridge Dr. | 3 Years | 5/1/2010 | |
| Lynn Hassler, Secretary | 375 S Lakeshore Dr. | 3 Years | 5/1/2010 | 249-9150 |
| Zoning Code Chapter 98-934 Five members, 2 Alternates appointed by Mayor to 3 year terms | | | | |
| Communications Committee | | Terms | Expires | Telephone |
| Alderman Mary Jo Fesenmaier, Chair | 633 Sue Ann Drive | | Annual | 903-1856 |
| Jeff Miskie, Advisor | 1209 Park Row | | Annual | |
| John Dicmas | 144 Darwin | 3 Years | 5/1/2011 | 249-0641 |
| Gary Milliette | 493 Wrigley Dr. | 3 Years | 5/1/2011 | |
| Dan Harvey | 1104 Bonnie Brae | 3 Years | 5/1/2011 | 248-1124 |
| Jeff Wall- (RESIGNED 6/11/09) | | 3 Years | 5/1/2010 | |
| Municipal Code 2-231 Terms shall be 2 years , Appointed by Mayor confirmed by Council, Five members and one shall be Alderman | | | | |
| Council Liaison Appointments | | Terms | | |
| Geneva Lake Environmental Agency | Alderman Fesenmaier | Annual | | |
| Chamber of Commerce | Alderman Krause | Annual | | |
| Geneva Lake Use Committee | Alderman Krohn & TBA | Annual | | |
| Geneva Lake Development Corporation | Alderman Mott & Hartz | Annual | | |
| Museum Liaison | TBA | Annual | | |
| Emergency Government Director | | Terms | | |
| Michael Rasmussen, Director | | Annual | | |
| Brent Connelly, Deputy Director | | | | |
| John Peters, Deputy Director | | | | |