

**REGULAR CITY COUNCIL MEETING**  
**MONDAY, JUNE 13, 2011 – 7:00 PM**  
**COUNCIL CHAMBERS, CITY HALL**

Mayor Connors called the meeting to order at 7:10pm.

The Pledge of Allegiance was led by Alderman Krohn.

Roll Call. Present: Aldermen Krohn, O’Neill, Krause, Hartz, Mott, Marsala, Kehoe, and Kupsik. Also present: Administrator Jordan, City Attorney Draper, Comptroller Pollitt, and City Clerk Reale.

**Awards, Presentations, and Proclamations.** None.

**Re-consider business from previous meeting.** None.

**Comments from the public as allowed by Wis. Stats. §19.84(2), limited to items on this agenda, except for public hearing items. Comments will be limited to 5 minutes.** None.

**Acknowledgement of Correspondence.** None.

**Approval of Minutes**

Krause/Mott motion to approve Regular City Council Meeting minutes of May 23, 2011, as published and distributed. Unanimously carried.

**Second Reading and Approval of Ordinance 11-17, amending Chapter 70, Taxation, of the Lake Geneva Municipal Code regarding interest on tax payments**

Hartz/Kupsik motion to approve Ordinance 11-17. Unanimously carried.

**Second Reading and Approval of Ordinance 11-18, amending Chapter 74, Traffic and Vehicles, of the Lake Geneva Municipal Code to establish a speed limit of 30 mph on North Edwards Boulevard and Sheridan Springs Road**

Mott/Marsala motion to approve Ordinance 11-18. Unanimously carried.

**Discussion/Action on Request for Extension of General Development Plan (GDP) filed by Ryan Companies**

Administrator Jordan reported that the initial time period for the General Development Plan was approaching expiration, and the applicant was requesting that the plan be extended for an additional five years. He noted that the applicant had been unsuccessful in attempts to market the vacant storefronts in the Target development to commercial clients due to the negative impact that the economy had been having on the retail environment.

Krause/Kupsik motion to authorize extension of the General Development Plan (GDP) filed by Ryan Companies for an additional five years from the current expiration date. Unanimously carried.

**Update on trial usage of electronic voting system (Administrator Jordan)**

Noting that the Council had previously authorized staff to obtain an electronic voting system to use on a free trial basis, Administrator Jordan reported that he had contacted the D’San Corporation to make the necessary arrangements. He had, however, been informed by the vendor that the City would basically need to commit to making the purchase of the system before it would be provided for trial use. He stated that staff would pursue a trial arrangement with Roll Call Pro, as that vendor had previously indicated that a system would be provided for the Council to demo at no cost or obligation to the City.

## Finance, License and Regulation Committee Recommendations – Alderman Marsala

### RESOLUTIONS

#### **Resolution 11-R40, a resolution authorizing the issuance and sale of \$2,980,000 General Obligation Promissory Notes, Series 2011A**

Krause/Marsala motion to suspend the rules to permit Joe Murray, Springsted Incorporated, to address the Council. Unanimously carried. Mr. Murray reported that Moody's Investor Service had upgraded the City's bond rating from Aa3 to Aa2, based in large part upon Lake Geneva's strong tourism base, limited exposure to potential cuts in shared revenues, good debt position, and the trend of growth in its fund balance. Moody's had indicated that these factors were indicative of the City's strong financial position, and Mr. Murray commended City leaders on their efforts in that regard. He also stated that nine bids had been received on the sale of the promissory notes, with the most favorable being submitted by Bankers' Bank at a true interest cost of 2.425 percent. That this figure was significantly better than the 3.27 percent originally estimated in April was attributed in part to the improved bond rating of the City. It was noted that this was expected to reduce the total interest payments initially projected for the City by approximately \$92,000.00.

Alderman O'Neill raised several questions about the information that the City had supplied to Moody's in support of its bond rating. He noted that the document referenced a questionnaire in which it was asked if the City was involved in any pending or imminent litigation that would be expected to impact the City's ability to meet its financial obligations. City officials had responded in the negative to that question, which Alderman O'Neill claimed was a false response given the \$150 million in lawsuits pending against the City. He further disputed Moody's reference to the City's well-managed financial operations and fund balance growth, adding that the City had not adequately explained that the growing fund balance had been accomplished through cutting services, deferring capital expenditures, comingling funds and transferring expenditures to TIF when possible. In light of this information, Alderman O'Neill suggested that Moody's had been deceived and had based its excellent rating on a misrepresentation of the City's finances. He also noted that the authorizing resolution included a provision for passage of a tax levy to cover the principal and interest on the notes, where a tax levy would typically require a public hearing and six affirmative votes. City Attorney Draper responded that the City was required to pass a levy to pay off the bond.

The following written statement supplied by Alderman O'Neill was, upon order of the Common Council, inserted into the official record of the proceeding:

"First how did the city get its excellent bond rating? If you look at page 5 of the Official Statement sent to Moody's, then you will find the following statement under Litigation:

" 'The city is not aware of any pending or threatened litigation affecting... the City's ability to meet its financial obligations.' This statement was supplied to Moody's and it is included by reference as part of the promissory note resolution. This statement is false we have \$150 million in law suit against the city and if we were to lose them it would affect the city's ability to meet its obligations. They could even bankrupt the city. If you approve this promissory note you will be responsible and liable for obtaining this note under false information.

"Furthermore, Moody's, in their report goes on to explain why we were given this excellent rating. Under the category of 'Well-Managed Financial Operations Expected to Continue' Moody's Says 'We expect the city's financial operations will remain stable due to a multi-year trend of ample reserves and conservative budgeting practices.' Then uses the fact that general fund balance of \$2.2 million in 2009, was increased to \$2.4 million in 2010 and expects the balance to increase to \$2.5 million in 2011. The City officials did not explain how this general fund façade was accomplished. It was accomplished by co-mingling and transferring city funds into the general fund, not funding future liabilities and when possible transferring expenses to the TIF district and deferring capital projects. We are borrowing money and cutting city services because we can't afford them, while we are telling Moody's we will be increasing the general fund balance this year.

"Moody's excellent financial rating of Lake Geneva is based on a false understanding of the city's financial status and if you approve this resolution you are liable for misrepresenting the city's financial status and misleading Moody's.

“1.) WI Statute 67.12 (12) (ee) states that before a Promissory note can be issued a tax levy must be passed to cover the interest and principle. A tax levy is buried in this note as Exhibit D-2. It says that Debt service and irrevocable tax Levies to be provided by Springsted Incorporated and incorporated into the resolution. If you pass this resolution you are passing a tax levy on the citizens of Lake Geneva. To pass a tax levy requires a public hearing and a minimum of 6 votes.”

Alderman Kehoe stated that her understanding was that the City was in good financial shape, adding that departments had been frugal in fashioning budget requests to meet the most basic needs. Noting that many of the items included in the proposed capital improvement budget related to public safety, she remarked that the Council had a responsibility to provide the necessary services for the safety of the City and its residents.

Administrator Jordan then responded to the comments made by Alderman O’Neill. He stated that he resented the insinuation that City staff would intentionally mislead Moody’s by providing false information on the City’s financial status. He felt that much of the information relayed by Alderman O’Neill had been erroneous, adding that he would prefer the alderman discuss these issues with staff so he could have a better understanding of the mechanics of government accounting. He also noted that the City had included \$100,000.00 in the 2011 budget for debt service payment in anticipation of the borrowing. Alderman O’Neill again questioned the City’s response to the request for information on pending litigation. Administrator Jordan responded that he did not believe that any of the claims pending against the City would exceed the limits covered by insurance and would therefore not impact the tax base. Mr. Murray also clarified that statutes required the affirmative vote of a majority of the Council to approve issuance of promissory notes.

Krause/Hartz motion to approve Resolution 11-R40.

Alderman Marsala commented that he continued to oppose the significant expenditure for the new aerial truck on the grounds that it did not represent an immediate necessity. While he acknowledged the difficulty of making that decision, he reiterated that his focus remained on avoiding unnecessary spending during the current economic climate. Alderman Mott inquired as to the status of the aerial truck. Alderman Krause reported that the model which had been demoed by the Fire Department was still available and would be purchased if the borrowing was approved. With a total cost of approximately \$864,000.00 for the truck, he stressed that it was important to provide a commitment to that model as soon as possible to secure that pricing.

Alderman Hartz stated that he would certainly be open to considering other means to paying for the capital items approved, if it meant the City could avoid borrowing. However, he noted that the City’s failure to establish a capital improvement fund in previous years had contributed to the position in which the City currently found itself, where it had become necessary to borrow to fund capital projects and equipment that could no longer be deferred. He therefore stressed the importance of beginning to set aside funds for future capital improvements so future councils might have the ability to take on these projects without incurring additional debt.

Alderman Kupsik remarked that he had some concerns about the purchase of the new aerial truck, noting in particular that he did not want to see other capital items cut or eliminated if the cost of the truck ultimately exceeded the \$875,000.00 being allocated for it. Despite these issues, he signaled that he would support the authorizing resolution because the cost of the truck could not be separated out from the other necessary items on the capital list. Alderman Krause stated that the price of the aerial truck should remain static if the City could provide a verbal commitment to the vendor after the borrowing was approved. Alderman Krohn stated that she would oppose the resolution because the borrowing amount included funding for the new aerial truck, which she viewed as a luxury item rather than a necessity. Alderman O’Neill commented that he would like to see a listing of roads proposed for repair with the funds earmarked to the street improvement program. Mayor Connors responded that DPW Winkler had put together a road rating list, which had previously been distributed to the Council. Alderman Mott added that Public Works would be reviewing the ratings to determine which roads should be priorities; however, he encouraged additional recommendations from the Council on this subject.

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

**Resolution 11-R41, a resolution establishing fees for special collection of yard waste pursuant to Sec. 58-46 of the Lake Geneva Municipal Code**

Alderman Krause reported that this resolution would establish a fee for special collections of yard waste made by City crews outside of scheduled collection dates. Corresponding with proposed Ordinance 11-20, the process would include tagging any piles of brush placed curbside and notifying the property owner to remove such yard waste within 48 hours. If not removed by the deadline, City crews would collect the brush and assess a fee of \$50.00 plus sales tax for every 15 minutes of crew operations, or fraction thereof. Alderman Kupsik noted that the issue of brush piles accumulating around the City had been discussed at the previous Committee of the Whole, with plans for free collection to be offered until proper notice had been given to residents that summer collections were discontinued. Administrator Jordan confirmed that this had been done. During subsequent discussion, the consensus of the Council was that the City should continue collection through the end of June, with the new regulations to be effective after July 1 so residents would have sufficient notice of the change.

Krause/Marsala motion to approve Resolution 11-R41, as amended to include the addition of sales tax. Motion carried by vote of 7 to 1, with Alderman Kehoe opposed.

**ORDINANCES**

**First Reading of Ordinance 11-19, amending Chapter 30, Fire Prevention and Protection, of the Lake Geneva Municipal Code regarding annual fire prevention inspection fees (*recommended by Police and Fire Commission on 6/9/11*)**

Alderman Krause reported that several members of the Committee had questioned whether the most appropriate method for handling these fees would be placing the charges on the tax roll.

Krause/Marsala motion to suspend the rules to permit Chief Connelly to address the Council. Unanimously carried. Chief Connelly provided the Council with a brief history of the City's collection procedures for fire inspection fees, noting that the billing had initially been performed by staff at City Hall. This practice was discontinued because, with the workload already placed upon employees at City Hall, the City had limited success in collecting these fees. This process had then been outsourced to a billing company, which charged the City a fee of 7 percent per amount collected.

He further stated that the proposed ordinance had been based on an ordinance adopted by the City of Racine, adding that Racine officials had discovered that automatically placing these charges on the tax roll resulted in an increase of revenue. He noted that adopting this process would save the City the fees collected by the billing agency, reduce problems experienced in collecting the fees, and reduce the amount of data entry and paperwork needed to be completed by Fire Department personnel.

Alderman Krause stated that he did not favor allowing the tax roll to become a dumping ground for fees charged by the City, and suggested that some time should be spent researching these concerns with officials from Racine before the ordinance returned for Second Reading. Alderman Hartz suggested that City personnel were already performing most of the preparation work related to the fire inspection charges before turning the data in to the billing company. To that point, he thought it might be prudent to return to the process of having the City bill for those inspection fees rather than placing them on the tax roll. Aldermen Mott and Marsala concurred with this idea. Alderman Krause also suggested that the City could consider preparing written invoices for fees to be collected upon inspection. Chief Connelly agreed to look into all of these suggestions, adding that he would contact officials from Racine to discuss how they had addressed the issues raised by the aldermen.

**First Reading of Ordinance 11-20, amending Chapter 58, Solid Waste, of the Lake Geneva Municipal Code regarding special collections of yard waste**

Administrator Jordan explained that this ordinance was related to the special collections of yard waste during non-collection months, as previously discussed. He reported that the change was being recommended because there was no provision in the current ordinance to permit the City to tag and charge for the collection of brush apart from scheduled collections. Under the terms of the ordinance, brush placed curbside during non-collection periods would be tagged by City personnel and the property owner would be given 48 hours notice to remove the waste. If the brush remained after the time period had elapsed, City crews would collect and subsequently bill the owner for the removal.

## LICENSES & PERMITS

**Change of Agent Schedule application filed by Samson Enterprises, d/b/a Carvetti's, 642 W. Main Street, Lake Geneva, WI, to Colleen Larimer, N520 Prairie View Rd., Walworth, WI**

Krause/Mott motion to approve. Unanimously carried.

**Street Use Permit application filed by the Geneva Lake Environmental Agency for Geneva Lake Classic Car Rally on September 24, 2011, from 7:00am to 12:00pm**

Krause/Mott motion to approve. It was noted that this event would involve the temporary closure of a section of Wrigley Drive, between its intersection with Broad Street and the Library. Unanimously carried.

**Street Use Permit application filed by the Maple Park Homeowners Association for MPHA Block Party on June 25, 2011, from 5:00pm to 9:00pm**

Krause/Marsala motion to approve. Alderman Krause reported that this annual event required the temporary closure of the 1100 block of Geneva Street. Unanimously carried.

**Park Permit application filed by the Maple Park Homeowners Association for free concerts in Library Park on July 9 and August 13, 2011, from 5:00pm to 7:00pm (recommended by Board of Park Commissioners on 4/6/11)**

Krause/Kehoe motion to approve. Alderman Krause noted that some concerns had been raised during the committee's discussion on the application, pertaining to the anticipated noise level and the proximity of Library Park to residential areas. Staff was to consult with the applicant to ensure that all concerns were adequately addressed prior to the events. Unanimously carried.

**Park Permit application filed by the United Methodist Church for "Tree of Life" dog walk charity event using Dunn Field on July 9, 2011, from 8:30am to 2:00pm (recommended by Board of Park Commissioners on 6/1/11)**

Krause/Kupsik motion to approve. Unanimously carried.

**2011-2012 Renewal Operator License applications**

Krause/Marsala motion to approve the renewal operator license applications for 2011-2012, as listed in the Council packet. Unanimously carried.

**Original 2011-2012 Operator License application filed by Laura Bussen, Chris Wissell, Aspen Erickson, Justin Smith, Stephanie Gutowski, Samuel Nisler, Jaime Prica, Michelle Marchetti, Sascha Eacret, Ryan Lasch, Katrina Hudson, Kirsten Sauer, and Callie Johnson**

Krause/Marsala motion to approve. Unanimously carried.

**Renewal "Class B"/Class "B" Retail License applications for 2011-2012**

Krause/Hartz motion to approve renewal "Class B"/Class "B" Intoxicating Liquor and Fermented Malt Beverage License application filed by the following, pending all outstanding liabilities to the City being paid and all distributor invoices and Department of Revenue holds being cleared prior to issuance of the license:

422 S. Wells St., Ltd., d/b/a Celebration on Wells, 422 S. Wells Street, Charles Lorenzi, Agent

Unanimously carried.

**Renewal Reserve "Class B"/Class "B" Retail License applications for 2011-2012**

Krause/Marsala motion to continue renewal Reserve "Class B"/Class "B" Intoxicating Liquor and Fermented Malt Beverage License application filed by Cove Condominium Association, d/b/a The Cove of Lake Geneva, 111 Center Street, Sal Sardina, Agent.

City Clerk Reale noted for the record that the subject applicant continued to be delinquent in room tax payments due to the City, and also had a hold placed against its license by the Department of Revenue. City Attorney Draper informed the Council that it should be prepared to conduct a hearing at the next regular meeting in the event that the application is to be formally denied because of outstanding liabilities. Unanimously carried.

**Renewal Class “B”/ “Class C” Retail License applications for 2011-2012**

Krause/Kupsik motion to approve renewal Class “B”/ “Class C” Fermented Malt Beverage and Wine License applications filed by the following, pending all outstanding liabilities to the City being paid and all distributor invoices and Department of Revenue holds being cleared prior to issuance of the licenses:

El Palenque Restaurant, Inc., 259 Broad Street, Laura Chihuahua, Agent  
Guerrero, Inc., d/b/a Olympic Restaurant, 748 Main Street, Yolanda Zavaleta, Agent

Unanimously carried.

**Renewal “Class A”/Class “A” Retail License applications for 2011-2012**

Krause/Hartz motion to continue renewal “Class A”/Class “A” Intoxicating Liquor and Fermented Malt Beverage License applications filed by the following:

Global Gourmet LLC, d/b/a Global Gourmet & Village Baker, 738 W. Main Street, Terence Conell, Agent  
Geneva Corner Market, Inc., 1231 Grant Street, Kathleen Ketterhagen, Agent

City Clerk Reale noted for the record that applicant Global Gourmet remained delinquent in personal property tax payments due to the City and had outstanding distributor invoices. Geneva Corner Market had cleared its personal property delinquency and had paid its remaining distributor invoice on June 13. However, he advised that the distributor would not release the hold placed against the license until the applicant’s check had cleared. Unanimously carried.

Krause/Kupsik motion to approve renewal “Class A”/Class “A” Intoxicating Liquor and Fermented Malt Beverage License applications filed by the following, pending all outstanding liabilities to the City being paid and all distributor invoices and Department of Revenue holds being cleared prior to issuance of the licenses:

Geneva Liquors, Inc., 797 Wells Street, Kanwal B. Singh, Agent  
Midwest Fuel, Inc., d/b/a Lake Geneva Shell, 501 Interchange North, John Consolino, Agent

Unanimously carried.

**Renewal “Class A” Retail License applications for 2011-2012**

Krause/Marsala motion to continue renewal “Class A” Intoxicating Liquor License application filed by Cove Condominium Association, d/b/a The Cove of Lake Geneva, 111 Center Street, Sal Sardina, Agent.

City Clerk Reale noted for the record that the subject applicant continued to be delinquent in room tax payments due to the City, and also had a hold placed against its license by the Department of Revenue. Unanimously carried.

**Renewal Class “A” Retail License applications for 2011-2012**

Krause/Kupsik motion to approve renewal Class “A” Fermented Malt Beverage License application filed by the following, pending all outstanding liabilities to the City being paid and all distributor invoices and Department of Revenue holds being cleared prior to issuance of the license:

Geneva Bay Market & Gifts, LLC, 252 Center Street, Patrick M. Kavanaugh, Agent

Unanimously carried.

**Discussion/Action on accepting donation from Lake Geneva Jaycees in the amount of \$2,495.00**

Krause/Marsala motion to accept the donation in the amount of \$2,495.00, to be dedicated to the purchase of a tire changer for the Street Department.

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

**Discussion/Action on amendment to Chapter 5 (Parking) of the City Policy Manual, regarding collections for parking forfeitures**

Krause/Marsala motion to approve the amendment. Administrator Jordan stated that an addition was being recommended to the City parking policy to specify the procedures to be used for collection on parking tickets. It was noted that nothing would be changing in terms of practice; this amendment would simply formalize those procedures in writing. Unanimously carried.

### **Personnel Committee Recommendations – Alderman Hartz**

#### **Discussion/Action on authorizing the temporary hiring of Teresa Klein to handle Data Processing/Accounting Clerk duties on an as-needed basis during the FMLA leave of Sabrina Waswo, and to hire Nancy Duniven as an independent contractor to handle payroll responsibilities for up to six full days**

Hartz/Krause motion to authorize the temporary hiring of Teresa Klein and the hiring of Nancy Duniven as an independent contractor for up to six full days, as recommended by the committee. Alderman Hartz reported that Nancy Duniven had resigned from the position of Data Processing/Accounting Clerk, and Sabrina Waswo had successfully bid on the job subsequent to posting. Ms. Waswo was due to take FMLA leave in the very near future, which necessitated hiring someone on a temporary basis to handle the responsibilities of that position in her absence. He noted that the Committee had also recommended hiring Nancy Duniven as an independent contractor to handle payroll processing during the six payroll periods for which Ms. Waswo was anticipated to be on leave.

Roll Call: Krause, Hartz, Mott, Marsala, Kehoe, and Kupsik voted “yes”. O’Neill voted “no”. Alderman Krohn abstained. Motion carried by vote of 6 to 1, with one abstention.

#### **Discussion/Possible Action on draft residential rental certification/building code ordinance proposals**

City Attorney Draper stated that the Council had been provided with a draft document containing the recommended changes to the current residential rental certification program and the building maintenance code. He noted that he would still need time to fine tune the document to ensure that all cross-references contained therein were accurate. He therefore suggested allowing the aldermen additional time to review and provide comments on the draft before a formal ordinance would be brought back for a first reading at the next meeting.

Kupsik/Marsala motion to continue to the June 27, 2011 regular meeting. Alderman Kehoe stated for the record that she now favored adopting a targeted, rather than citywide, program. Unanimously carried.

### **Presentation of Accounts – Alderman Krause**

Purchase Orders. None.

Krause/Marsala motion to approve prepaid bills in the amount of \$39,520.70.

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

Krause/Kupsik motion to approve regular bills in the amount of \$322,950.36.

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

Hartz/Marsala motion to accept the monthly report of the City Treasurer as of January 31, 2011. Unanimously carried.

### **Mayoral Appointments – Mayor Connors**

#### **Reappointment of Bernard Williams to the Zoning Board of Appeals, for a term expiring May 1, 2014**

Marsala/Kupsik motion to approve. Unanimously carried.

#### **Appointments to the Business Improvement District Board of Directors:**

**Kevin Fleming, Fleming’s Ltd., for a term expiring January 1, 2014**

**Terry Conell, Global Gourmet, for a term expiring January 1, 2014**

**Roger Wolff, The Bootery, for a term expiring January 1, 2013**

**Phillip Sassano, Refined Rustic Studio, for a term expiring January 1, 2013**

**Roger Wolff, Keefe Real Estate, for a term expiring January 1, 2012**

**Andrew Fritz, Baker House, for a term expiring January 1, 2012**

**Michael Kocourek, Mid Oaks Investments LLC, for a term expiring January 1, 2012**

Krause/Marsala motion to approve, as listed. Unanimously carried.

### **Closed Session**

Marsala/Kupsik motion to go into Closed Session pursuant to Wis. Stat. 19.85 (1)(e) for deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session, to discuss collective bargaining negotiations with the Lake Geneva Firefighters Association (Administrator Jordan); and pursuant to Wis. Stat. 19.85 (1)(g) to confer with legal counsel who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation which it is or is likely to become involved in re: Geneva Ridge Joint Venture and Peller Investments, LLC (City Attorney Draper).

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

The Council entered into Closed Session at 8:50pm. Also present: Administrator Jordan, City Attorney Draper, Attorney Joseph Wirth, and City Clerk Reale.

Kupsik/Marsala motion to return to open session pursuant to Wis. Stat. 19.85 (2) and take action on any items discussed in Closed Session.

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

Hartz/Kupsik motion to accept proposal from the Lake Geneva Firefighters Association for a three-year contract (2011-2013), including reopener at the beginning of each year for wages only.

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

Marsala/Krause motion to authorize Attorney Wirth to continue negotiations with the parties involved in the Geneva Ridge Joint Venture case, in accordance with the terms discussed in closed session. Unanimously carried.

### **Adjournment**

Krause/Mott motion to adjourn at 10:19pm. Unanimously carried.

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/s/ Jeremy A. Reale, City Clerk

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