

CITY OF DELAVAN
SPECIAL COMMON COUNCIL
June 29, 2009

Call to Order: Mayor Nieuwenhuis called the special meeting of the Common Council to order at 5:00 p.m. in the Municipal Building Council Chambers.

Roll Call: The following members were present: Mayor Nieuwenhuis, Aldermen Siedelmann, Reddy, O'Connor, Johnson, Kilkenny and Finley. Also Present: City Administrator Salitros, City Attorney Koch and City Clerk Kitzman.

Public Comments: Royce DeBow and Rocky Feeney spoke on recent activities in the Recreation Department.

Discussion and possible action regarding proposal of YMCA to provide the City with contract recreation services: Mayor Nieuwenhuis noted the Parks and Recreation Commission has voted to hire a Parks and Recreation Director and approximately 35 applications have been received.

The Council discussed the YMCA proposal, which was presented by Joe Peyer at the joint meeting of the Common Council and Parks and Recreation Commission on June 16th. They also discussed the idea of possibly restructuring the Parks and Recreation Department. Concerns were raised about long standing employees, mostly of the Parks Department, who could possibly be required to become YMCA employees and lose their benefits. Mr. Peyer has recently resigned from City employment.

Alderman Johnson moved to have a meeting with the Parks and Recreation Commission, the Common Council and Mr. Peyer to see what he would be willing to do. The motion was seconded by Alderman Kilkenny. During post motion discussion, Alderman Johnson clarified that the intent of his motion was to get feedback from Mr. Peyer, as a long time resident who is knowledgeable in recreation issues, to share his ideas on how the Parks and Recreation Department's recreation programs could be improved, expanded and/or possibly refocused. A tentative date would be July 13th. The motion carried unanimously.

Adjourn: There being no further business, the meeting adjourned at 6:35 p.m. upon a motion by Alderman O'Connor, seconded by Alderman Finley and unanimously carried.

Susan Kitzman
City Clerk

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SPECIAL COMMON COUNCIL
June 29, 2009

Call to Order: Mayor Nieuwenhuis called the special meeting of the Common Council to order at 6:45 p.m. in the Municipal Building Council Chambers.

Roll Call: The following members were present: Mayor Nieuwenhuis, Aldermen Siedelmann, Reddy, O'Connor, Johnson, Kilkenny and Finley. Also Present: City Administrator Salitros, City Attorney Koch and City Clerk Kitzman.

Public Comments: Susan Sorrentino, attorney for Lake Lawn Resort, indicated Lake Lawn has paid the main amount in question under the cost recovery agreement of \$87,204.58 that covers everything that is currently due. She indicated Lake Lawn is paying in good faith although they still dispute some of the amounts and the City would issue a credit if appropriate. There is also a disagreement on how the engineering fees for construction inspection are being designed that needs to be reviewed and resolved.

Consider Request from Poly-Flex, Inc. for \$15,000 assistance for curbing installation at 2233 Hobbs Drive: Bill Lechner, of Poly-Flex, Inc., explained the cost overruns they have had due to the soil conditions. The Development Review Committee has required curbing on the site that was unexpected as many other industrial properties do not have curbing. After much discussion, Alderman Siedelmann moved to approve \$15,000 in assistance in a manner yet to be determined by the Finance Committee. The motion was seconded by Alderman Finley. The motion carried unanimously upon call of the roll.

Consider possible Agreement with Delavan Resort Holdings for payment of outstanding contested cost recovery agreement invoices and potential renewal of Class B liquor license at 2400 E. Geneva Street: Alderman Siedelmann reported on the many meetings with Lake Lawn. Lake Lawn has paid all of the bills that are currently due. Alderman Finley moved to issue the liquor license to Lake Lawn, the motion was seconded by Alderman Johnson. A discussion was held on payment of the taxes that are due to Walworth County. City Attorney Koch advised it may not be appropriate to withhold the liquor license for a bill due to another entity. After much discussion Alderman Finley called the question, seconded by Alderman Kilkenny and unanimously carried. The motion to approve the Class B liquor license for Delavan Resort Holdings carried unanimously.

Due process hearing to renew or non-renew the Class B liquor license for Delavan Resort Holdings d/b/a Lake Lawn Resort, 2400 East Geneva Street, Kip Blair, agent: No action necessary.

Adjourn: There being no further business, the meeting adjourned at 7:30 p.m. upon a motion by Alderman O'Connor, seconded by Alderman Finley and unanimously carried.

Susan Kitzman
City Clerk

These are not official minutes until approved by the Common Council.