

**LAKEVIEW CITY COUNCIL  
REGULAR MEETING  
May 15, 2012**

**I Call to Order**

Mayor Dennis Behling called the meeting to order at 6:30 PM.

**II Responding to the roll call** were Bea Crites, Joe Gies, Bill Svehla, Chuck Birmes, and Ken Fortier. No replacement for Ward 3, Position 2 at roll call.

**II a PUBLIC HEARING on request of Buck Neubauer and Kristy Wood to extend closing hours of proposed Sports Bar as conditionally set by Planning & Zoning Commission**

- A. Mayor Behling set the parameters for speaking, to the persons wishing to address Council, as speaking to the extension of hours only within the allotted 3 minutes per speaker.
1. Rev. Mark Norris addressed the Council first, with essentially a “no”, as he expounded that he was not in favor of having the facility period.
  2. Marge Thomas addressed the Council with a “no”.
  3. Glen Newell addressed the Council with a “no”.
  4. Judy Ferretti addressed the Council with a “no”.
  5. Tom Frein addressed the Council with a “no”.
  6. Ann Manley addressed the Council with a “no”.
- B. After asking if there were any other residents of the city who wished to speak, Mayor Behling closed the Public Hearing at 6:43 PM and proposed a short recess.
- C. Council members desired to continue to the balance of the agenda, which occurred at 6:45 PM.

**III APPROVAL –**

***April Council Meeting Minutes***

- A. Ald. Crites moved to accept minutes as presented.
- B. Ald. Svehla 2<sup>nd</sup> the motion.
- C. Motion carried

***April Financials***

- A. Ald. Gies moved to accept the records as presented.
- B. Motion seconded by Ald. Fortier
- C. Motion carried.

**IV. Police Report**

- A. Mayor Behling stated that the April report was being presented and asked if there were any questions concerning the report, none asked. The Mayor stated that report would be available to the public.

**Building Inspector Report**

- A. Mayor Behling stated that the report for 4/7/12 to 5/10/12 was being presented and asked if there were any questions concerning the report, none asked. The Mayor stated that report would be available to the public.

**V. OLD BUSINESS:**

- A. Appointment Alderman Ward 3, Position 2
1. Mayor Behling stated that the position was advertised with no response, and he had convinced Wade Robson into accepting the position and was submitting his name for consideration. Mayor Behling then asked if there were any other residents of Ward 3 who desired to be considered. No one responded..
    - a. Ald. Svehla made a motion to appoint Wade Robson as Alderman for Ward 3, Position 2 to fill the unexpired term of Della Scott, Ald. Crites 2<sup>nd</sup> the motion, motion approved with 5 yeas, 0 nays.

- B. Ordinance 12-03 re: Fixed Assets-3<sup>rd</sup> Reading
  - 1. Ald. Gies made a motion to suspend the rules and have the third reading by title only, Ald. Svehla 2<sup>nd</sup> the motion, motion approved.
  - 2. Mayor Behling read the Ordinance by title only.
  - 3. Ald. Crites made a motion to adopt Ordinance 12-03, Ald. Fortier 2<sup>nd</sup> the motion, motion passed with 5 yeas, 0 nays.
- C. City Attorney
  - 1. Mayor Behling reiterated that he could not ascertain when and how Roger Morgan was appointed the City Attorney and under what conditions. He proposed that Mr. Morgan continue to be retained as the City Attorney with a retainer fee of \$125.00 a month to ensure that the City could seek his legal advice and receive timely responses.
  - 2. Ald. Crites made a motion to continue to retain Mr. Morgan with a monthly retainer fee of \$125.00 a month, Ald. Fortier 2<sup>nd</sup> the motion.
  - 3. Under discussion, Ald. Birmes asked if this could be changed at some time in the future, to which Mayor Behling stated this would come up as a budget matter each year for approval.
  - 4. Mayor Behling asked then for those in favor of the motion to signify by yea, to which there were 5 yeas, 0 nays.
- D. Action on Neubauer/Wood Request for Closing Extension
  - 1. Mayor Behling stated he would entertain a motion to grant or deny the request for extending the closing hours for the proposed Sports Bar.
    - a. Ald. Birmes made a motion to deny the request for extending the hours of the proposed Sports Bar, Ald. Fortier 2<sup>nd</sup> the motion, after a brief discussion the motion passed with 5 yeas and 0 nays.

**VI. NEW BUSINESS:**

- A. Acceptance of Audit Report 2010/2011
  - 1. Mayor Behling confirmed that Council had received copies of the Audit Reports, showing the only issue as being in non-compliance with a categorization of Fixed Assets and a total of each category. He then asked for a motion to accept the report as presented and instruct corrective action be taken as required.
    - a. Ald. Birmes made a motion to accept the Audit Report for 2010/2011 as presented and to take actions as required, Ald. Crites 2<sup>nd</sup> the motion, motion passed with 5 yeas and 0 nays.

**VII. Items from the Floor**

- A. None

**VIII. Adjourn**

- A. Ald. Gies made a motion to adjourn
- B. Ald. Svehla seconded
- C. Motion carried
- D. Meeting adjourned 7:05 PM