

**PIERS, HARBORS & LAKEFRONT COMMITTEE MEETING MINUTES
THURSDAY, SEPTEMBER 30, 2010 – 5:00PM
City Hall, Conference Room 2A**

Chairman Marsala calls the meeting to order at 5:00pm.

Roll Call. Present: Aldermen Kehoe, Mott, Hartz, Krause and Marsala. Also in attendance: Harbormaster Chuck Gray, Kent Martzke from Lake Geneva Boat Lines, Terry Johnson from Marina Bay, Alderman Fesenmaier and Mayor Connors.

Kehoe/Krause motion for approval of Minutes from August 26, 2010 Committee Meeting. Unanimously Carried.

City Administrator Jordan joined the meeting.

Comments from the Public.

Kent Martzke representing Lake Geneva Boat Line explained they are unique in two ways. They are the only boat business in Lake Geneva that can accommodate people who have their own boats for parking; if you take away their buoys and slips, there will be no boat parking in Lake Geneva. Secondly, they have two different leases with the City of Lake Geneva; one is for the pier for their boat rental business and the buoy and slip lease which allows them to park the boats they rent to their customers. If you take that away, they will no longer have any mooring locations. Martzke made suggestions of adding more buoys on the east end. City Administrator Jordan explained that the DNR will not allow us to add any more buoys or slips.

Updates from Harbormaster:

Beach Revenues: \$325,179, a record exceeding the previous record by approximately \$75,000.

Launch Revenues: \$33,816 about 1.4% lower than last year so far, probably due to a lot of very windy weather this summer.

Vendor Revenues: Just under \$6,000 with another five or six things still outstanding; they are getting better at paying more promptly.

Fountain Revenues: \$1,000 for the season.

Additionally, the revenue from the ATM machine at the Riviera is \$1,624 which is up 22% over a year ago.

Discussion followed on the vendor revenues, the ATM and vending machines revenues.

Discussion/Recommendation adopting “Joint Uniform Lake Law Ordinance” as presented by the Geneva Lake Environmental Agency.

Alderman Marsala said he had given out a packet at the last meeting for the Committee members to review. Alderman Fesenmaier explained that the attorney for Linn Township brought this up when someone noticed a lot of paint scraping around the lake, with the paint chips falling in the water. This would be up to the Lake Law Agency to enforce, not a City ordinance that we would enforce.

Hartz/Mott motion to recommend approval to accept and adopt this Amendment Section 5 Littering and Polluting after review by attorney for the October 11 Council meeting. Motion carries 4 to 0, with one abstention.

Discussion/Recommendation on rescinding Leases on East Pier Slips.

Alderman Marsala explained that if we take the slips back, assuming most would go to residents, it would be a loss of \$17,500 in revenue to the City; that is not taking into consideration that we would have another 14 slips or buoys available when we are having a hard time filling the ones we have now. Because of this, along with other considerations previously mentioned, he felt there were a lot of negative impacts to consider. Harbormaster Gray explained our moorings are currently desirable because we have the lowest rates on the lake. A lengthy discussion followed on possible ways to increase revenues, the launch rates, buoy and slip rates, and the unfairness of making tax payers pay for the \$17,500 loss in order for a few boaters to have the privilege of boating. Krause feels the loss of revenue is not a real consideration.

Marsala motion to leave the slips the way they are. No second, motion fails.

Hartz/Krause motion to recommend rescinding the leases on the East Pier slips and open those up to rental by residents. Gray commented that they may not all go to residents.

Jordan explained that the City passed an ordinance many years ago allowing 15% of buoys to be leased to non-resident property owners and non-residents. Further discussion followed.

The Mayor suggested they pass this by the City Attorney to review. Mott called the vote.

Krause withdrew his second, Hartz withdrew his motion.

Hartz/Krause motion to forward this to the attorney to look at the status of these leases on the commercial contracts and if there is a difference between the leases for Gage Marine and Geneva Lake Boat Lines. Unanimously carried.

Discussion/Recommendation on amending leases for Geneva Lake Boat Lines, Gage Marine, and Marina Bay.

Alderman Marsala explained this item deals with the issue of charging non-resident rates for the buoys to Marina Bay and Geneva Boat Lines. When we rent our buoys out, our charge includes the cost of the buoys and buoys being taken in and out of the water, which Marina Bay and Geneva Boat Lines pay for themselves. Their request is to remove the approximate \$130 per buoy this costs. Secondly, they feel the way their leases are written, with the City's option to withdraw the lease year by year, does not allow them to have a business plan.

Kehoe motion to not amend the lease. No second, motion fails. Martzke explained that they previously had been charged our non-resident-property-owner rate and now are being charged the higher non-resident rate but still have to provide their own buoys and other supplies, put them in and out, provide shuttle service and carry the liability insurance. Discussion followed.

Krause/Hartz motion to charge them the non-resident-property-owner rate and to guarantee the three-year lease for 2010 through 2012. Unanimously Carried.

Items for next meeting agenda.

East Pier Slip leases.

Buoy and slip rate comparisons around the lake.

Setting our 2011 buoy and slip rates.

Kehoe/Hartz motion to adjourn at 6:32pm. Unanimously Carried.

Transcribed from audio tape.

/s/ Artis M. Roenspies, Deputy Clerk

CLERK'S NOTE: Minutes were amended on November 4, 2010 to correct a technical error in the reporting of the ATM machine revenue that had been included in the original approved meeting minutes.

/s/ Jeremy A. Reale, City Clerk