

CITY OF LAKE GENEVA REGULAR COMMON COUNCIL MINUTES
MONDAY, AUGUST 12, 2019 6:00 P.M.
LAKE GENEVA CITY HALL; COUNCIL CHAMBERS (MAIN LEVEL)

Members:

Mayor Tom Hartz, Council President, John Halverson, Council Vice President, Cindy Flower, Alderpersons: Selena Proksa, Doug Skates, Tim Dunn, Ken Howell, Shari Straube, and Rich Hedlund

Mayor Hartz called the meeting to order at 6:00 p.m.

Alderman Proksa led the Council in the Pledge of Allegiance.

Roll Call

Present: Howell, Proksa, Skates, Hedlund, Halverson, Flower, Straube, and Dunn

Absent: None

Awards, Presentations, Proclamations, and Announcements

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

Casey Schike; Ridge Rd; Spoke in opposition to Ordinance 19-11 regarding the lack of loitering language. He added that he had concerns with the some of the duties Harbormaster position job description and with who this position would report to.

Jim Fuss; 1150 Park Dr #1106; Spoke in opposition of the increase on the boat slips and piers by 3% for 2020. He further thanks the help of the interim Harbormaster for all of her help.

Tamara Milroy; 278 Highland Way; Spoke in opposition of the increase on the boat slips and piers by 3% for 2020. She also spoke in favor of more monitoring of the pier.

Charlene Klein; 817 Wisconsin St; Spoke in opposition of the appointment of Brett Stanczak to the Plan Commission and cited that his professional associations may be a conflict of interest. She added that she would like to see more gender equality on the Plan Commission.

Acknowledgement of Correspondence

None

Approve Regular City Council Meeting minutes of July 22, 2019, as prepared and distributed

Motion by Skates to approve the Regular City Council Meeting minutes of July 22, 2019, second by Howell. No discussion. Motion carried 8-0.

CONSENT AGENDA– *Recommended by Finance, Licensing and Regulation on August 6, 2019*

Any item listed on the consent agenda may be removed at the request of any member of the Council. The request requires no second, is not discussed, and is not voted upon.

-2019-2021 Original & Renewal Operator License applications filed by various applicants as listed in packet

Motion by Hedlund to approve the consent agenda, second by Halverson. No discussion. Motion carried 8-0.

Second Reading of **Ordinance 19-11** an ordinance amending subsections (a) and (b) of Section 62-223, Removal: Sidewalks to be Kept Clear, Snow and Ice of Article VII, Streets, Sidewalks and Other Public Places Chapter 62, of the Municipal Code of the City of Lake Geneva, Relating to snow removal

Mayor Hartz offered Ordinance 19-11 as a second reading.

Motion by Flower to approve Ordinance 19-11, second by Proksa. Flower noted that this ordinance does reflect the wishes of the Public Works Committee. She added that this ordinance would require people to shovel the sidewalk curb cuts and that the central business district will have twelve hours to remove snow, not twenty-four hours. Motion carried 8-0.

First Reading of **Ordinance 19-12** an ordinance amending subsection (d), fishing on West Pier, Section 90-124, Docking Boats of Division 3, Lake Shore and Beaches, of Article II, Lakes and Docking Facilities Rental of Division 3, Lake Shore and Beaches of Article II, Lake and Beaches of Chapter 90, Waterways of the Municipal Code of the City of Lake Geneva; Relating to Fishing and Docking of boats on the West Pier where boats are moored

Mayor Hartz offered ordinance 19-12 as a first reading.

Motion by Hedlund to suspend the rules and bring the ordinance to a second reading, second by Skates. Motion carried 8-0.

Motion by Hedlund to approve, second by Skates.

Hedlund noted that he had encountered some unruly fisherman on the West End Pier and that if the Council waits to address this any longer, the season will be over. Flower stated that she has seen many people use West End Pier as it seems to be the preferred area and she would like to see something added to the pier to allow people to fish without interfering with the boats. Skates noted that there are many areas that aren't on the West End Pier that people can fish already. Straube noted that she is torn on the subject; she wants people to have their property respected but fears taking away too much from the citizens and guests of the City. Motion carried 7-1, with Flower voting no.

First Reading of **Ordinance 19-13** an ordinance amending Chapter II, Administration, Article V, Boards and Commissions, Division Six, Plan Commission, Section 2-313, Composition, of the City of Lake Geneva Municipal Code; eliminating the Building and Zoning Administrator as a voting member of the Plan Commission

Mayor Hartz offered Ordinance 19-13 as a first reading. This item will be before the Council on August 26, 2019 for consideration.

Discussion/Action regarding job description for Permanent Harbormaster Position

Motion by Proksa to approve the Permanent Harbormaster Position job description, second by Skates. Proksa explained that this position description was cohesion of several duties that had been farmed out to other departments. Halverson noted that he expressed concerns with not having the provision of weekend work will be required.

Proksa agreed to change the main motion to approve the Permanent Harbormaster Position job description to include that weekend work will be required and the second (Skates) agreed. Motion carried 7-1, with Hedlund voting no.

Recommendation of the Finance, Licensing, and Regulation Committee of August 6, 2019- Ald Howell

Discussion/Action regarding **Resolution 19-R58** a resolution authorizing the write off of 2015-2016 delinquent personal property taxes in the amount of \$2,332.97 deemed uncollectible

Motion by Howell to approve, second by Skates. Howell noted that these are personal property taxes on businesses that are no longer operational and need to be written off. Motion carried 8-0.

Discussion/Action regarding rate increase of 3% for 2020 Piers, Buoys, Slips, and Riviera Concourse Leases

Motion by Howell to approve, second by Hedlund. Flower explained that the City of Lake Geneva is much lower than the surrounding municipalities and noted that this increase could help generate revenue to pay for the increased policing that is being requested for by citizens. Motion carried 8-0.

Discussion/Acceptance regarding August 6, 2019 Finance, Licensing, and Regulation Committee Payment Approval Report

Motion by Howell to accept the August 6, 2019 Finance, Licensing, and Regulation Committee Payment Approval Reports, second by Hedlund. No discussion. Motion carried 8-0.

Discussion/Action on Fund Balances/Capital Projects/Borrowing for 2019 Budget Year

Motion by Howell to approve the use of the Unassigned General Fund balance, second by Flower. Howell noted that this money will be used on the 2019 Street Improvement Project. This would be done to eliminate the need to borrow money to complete the project. Motion carried 8-0.

Discussion regarding 2020 Budget Timeline and Goals

City Administrator Nord reviewed the 2020 Budget Timeline. Mayor Hartz reviewed some of the 2020 budget goals as listed in the packet. Flower noted that she would like to see goals for the Avian Committee. No action taken.

Discussion/Action regarding City of Lake Geneva Policy Regarding Issuance of Regular and Reserve Intoxicating Liquor Licenses

Mayor Hartz explained that the purpose of this policy is to assign point values to different City related issues that a business may face. This criterion would be used when evaluating liquor license applications prior to license approval and granting. Hedlund felt that the point value system for the number of seats and the number of employees were contradictory of each other. Proksa noted that she is in favor of the “contradictions” as she would like to promote the smaller businesses. Flower noted that she would like to see a question in regards to if the business is a franchise with multiple locations and doesn’t want to penalize based on seating capacity.

Motion by Flower to refer this item back to the Finance, Licensing, and Regulation Committee, second by Hedlund. Motion carried 8-0.

Mayoral Appointments

Appointment of Brett Stanczak to the City of Lake Geneva Plan Commission with a term to expire May 1, 2020

Motion by Howell to approve, second by Hedlund. Mayor Hartz noted that he is a twenty year resident of Lake Geneva and has been very involved in many aspects of the community. Motion carried 8-0.

Motion to go into Closed Session pursuant to Wis. Stat. 19.85(1)(e) for the purposes of deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specified business whenever competitive or bargaining reasons require a closed session regarding: Shared Services Agreement with surrounding lakefront communities and Geneva Lake Environmental Agency to alleviate the starry stonewart; and **pursuant to Wis. Stat. 19.85(1)(g)** Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved

Motion by Hedlund to convene the Council into Closed Session and to include City Staff along with Attorney Joe Wirth, second by Flower. Motion carried on a roll call vote 8-0. The Council convene into Closed Session at 7:15 p.m.

Motion to return to open session pursuant to Wisconsin Statutes 19.85 (2) and take action on any items discussed in closed session

Motion by Howell to reconvene the Council into Open Session, second by Hedlund. Motion carried on a roll call vote 8-0. The Council reconvened into Open Session at 9:17 p.m.

Motion by Hedlund to direct staff to proceed as discussed in Closed Session, second by Howell. No discussion. Motion carried 8-0.

Motion by Hedlund to direct Alderperson Skates to proceed with negotiation as discussed in closed session, second by Flower. No discussion. Motion carried 8-0.

Motion by Hedlund to deny the claim by Mr. Guest in the amount \$169.64, second by Halverson. No discussion. Motion carried 8-0.

Adjournment

Motion by Flower to adjourn the meeting of the Common Council, second by Dunn. Motion carried 8-0. The meeting adjourned at 9:21 p.m.