

CITY OF LAKE GENEVA REGULAR COMMON COUNCIL MINUTES
MONDAY, AUGUST 26, 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.

Aldersperson Skates led the Council in the Pledge of Allegiance.

Roll Call

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

Absent: None

Awards, Presentations, Proclamations, and Announcements

Motion by Heldund to suspend the rules and move the presentation later on the agenda, second by Skates. Motion carried 4-0.

Presentation of 2018 City of Lake Geneva Audit and Management Letter

This item is to be presented later in the meeting.

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

Terry O'Neil; 834 George St; Spoke in regards to the delay of the City receiving the 2018 Audit.

Charlene Klein; 817 Wisconsin St; Spoke in favor of the Conditional Use Permit for 882 Geneva St and the preservation of that building.

Acknowledgement of Correspondence

Clerk Kropf noted that there wasn't correspondence to acknowledge.

Approve Regular City Council Meeting minutes of August 12, 2019, as prepared and distributed

Motion by Proksa to approve the minutes of the August 12, 2019 Regular City Council Meeting, second by Skates. No discussion. Motion carried 8-0.

CONSENT AGENDA– Recommended by Finance, Licensing and Regulation on August 20, 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

-Temporary Class "B" / "Class B" Retailer's License Application filed by VISIT Lake Geneva for the event of the Winterfest Showcase to be held on January 30, 2020 at the Riviera Ballroom, 812 Wrigley Dr, Lake Geneva, WI

-Temporary Operator License Application filed by Shawni Mutter to be used at the Winterfest Showcase to be held January 30, 2020 at the Riviera Ballroom, 812 Wrigley Dr, Lake Geneva, WI

-Event Permit Application filed by VISIT Lake Geneva for the event of the 44th Electric Christmas Parade to be held December 7, 2019 from 3:00 p.m. to 6:30 p.m. on Broad Street and Main Street of Downtown

-Event Permit Application filed by Dakota, INC for the event of Fat Tire Ride to be held September 14, 2019 in the parking lot behind Champ's Bar & Grill

-Event Permit Application & Fireworks Display Application filed by Shannon Previte for the event of Badger High School Homecoming Fireworks Display to be held October 11, 2019 at Badger High School from 6:00 p.m. to 10:00 p.m.

-Event Permit Application filed by Carlie Blackman for the event of Semper Running Half Marathon to be held July 11, 2020 located at South Lake Shore Drive ending at Seminary Park from 5:00 a.m. to Noon (Approval of permit with conditions identified by the Fire Department)

-Temporary Class "B" / "Class B" Retailer's License Application filed by Lot of Love, Inc for the event of Falz Fest to be used on September 20, 2019 at 965 Wells St, Lake Geneva, WI

Motion by Howell to approve the consent agenda, second by Heldund. Motion carried 8-0.

Second 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.

Motion by Howell to approve Ordinance 19-13, second by Proksa. Howell noted that most communities do not have the Zoning Administrator serve on the Plan Commission and they he requested that he be removed. Mayor Hartz noted that he would offer some grammatical changes and the new language would read: "The membership shall include the Mayor, the President of the Board of Park Commissioners, one Alderman, and four residents."

Motion by Skates to amend the motion to accept the language changes offered by the Mayor, second by Hedlund. Dunn asked why there was only one alderman on the Council and questioned what happens if that alderman wasn't there. Skates noted that the Mayor is in attendance along with City staff. If for some reason the alderman appointed to the Plan Commission couldn't attend a meeting there would be others present to present information to the Council.

Motion to amend was read and the motion carried 8-0.

Original motion as amended, carried 8-0.

Discussion/Action regarding Resolution 19-R62 authorizing the receipt of the 2018 City of Lake Geneva Annual Financial Report and Management Letter

Motion by Hedlund to suspend the rules to move this later on the agenda, second by Skates. No discussion. Motion carried 8-0.

Recommendation of the Finance, Licensing, and Regulation Committee of August 20, 2019- Ald Howell

Discussion/Action regarding donation of City of Lake Geneva Fire Department Ambulance to the City of Delavan

Motion by Howell to approve, second by Halverson. Mayor Hartz noted that it would be proper to have a letter from the Fire Department or the Police & Fire Commission explaining the current value of the ambulance before the Council votes to donate it.

Motion by Halverson to continue to the next meeting, second by Flower. Motion carried 8-0.

Discussion/Action regarding setting a date and time for Annual City of Lake Geneva Trick or Treating for 2019 (The 2018 date and time was October 31, 2018 from 5:00 p.m. to 7:00 p.m.)

Motion by Howell to hold the Trick or Treating on Sunday, October 27, 2019 prior to Halloween from Noon to 4:00 p.m., second by Hedlund. Dunn noted that the City of Cedarburg holds holiday events on both the Sunday before Halloween and on the day itself; this is something that the City could look into for the future.

Proksa noted that she is favor of having the Trick or Treating on the Sunday but maybe offered that there be some later hours for the older children. Motion carried 6-2, with Straube and Skates voting no.

Discussion/Action regarding City of Lake Geneva Garbage and Recycling RFP and of possible contract extension with John's Disposal

Motion by Howell to approve a five-year contract extension with John's Disposal, second by Hedlund. Mayor Hartz noted that the City Attorney had not reviewed this extension and asked that this item be continued.

Motion by Heldund to continue this item, second by Halverson. Motion carried 8-0.

Discussion/Acceptance of August 20, 2019 Finance, Licensing, and Regulation Committee Payment Approval Report

Motion by Howell to accept, second by Hedlund. No discussion. Motion carried 8-0.

Recommendation of the Planning Commission of August 19, 2019- Ald Skates

Discussion/Action regarding an application submitted by Daniel & Andrea Pether for Extraterritorial Zoning (ETZ) land division creating a new CSM located at N2957 Marshall Ln. Lake Geneva, located in the Town of Geneva, creating a lot line adjustment Tax Key No. JA396100002

Motion by Skates to approve, second by Proksa. No discussion. Motion carried 8-0.

Discussion/Action regarding Resolution 19-R59 authorizing the issuance of a Conditional Use Permit (CUP) filed by Thomas & Kathy George, 3380 S. Lake Shore Dr. Delavan 53115, to allow Outdoor Commercial Entertainment land use for the business located at 882 Geneva Street, located in the Central Business (CB) zoning district, Tax Key Nos. ZOP00252

Motion by Skates to approve, second by Straube. Flower applauded the Georges for their work and questioned if 10 p.m. was too late for outside commercial entertainment. Mayor noted that they will not have music and that the outdoor area will be used for patrons to have coffee and dessert. Motion carried 8-0.

Discussion/Action regarding Resolution 19-R60 authorizing the issuance of a Conditional Use Permit (CUP) filed by Jonathan Grosso, 4209 W. Stonefield Rd. Mequon, WI 53902, to allow for the installation of a 95' pier located at 950 Mariane Terrace, located in the Estate Residential -1 (ER-1) zoning district, Tax Key Nos. ZSY00015

Motion by Skates to approve, second by Hedlund. Skates noted that there was already DNR approval for this request. Motion carried 8-0.

Discussion/Action regarding Resolution 19-R61 authorizing the issuance of a Conditional Use Permit (CUP) filed by CDS Investments LLC, 1840 International Parkway, Woodridge, IL. 60517, to allow for the raze and rebuild a new single family home located at 1550 Lake Shore Dr. located within the Estate Residential – 1 (ER-1) zoning district, Tax Key No. ZLM00048

Motion by Skates to approve, second by Halverson. Mayor Hartz noted that the original application was to do a renovation, but found that a lot of the house is concrete. This finding would be cost prohibitive so the easier solution would be to raze the building itself. Motion carried 8-0.

Mayoral Appointment of Kelley Happ to the Avian Committee for a term to expire May 1, 2021

Motion by Proksa to approve, second by Skates. No discussion. Motion carried 8-0.

Motion by Hedlund to suspend the rules to allow Mr. Maccoux to address the Council, second by Halverson.

Discussion/Action regarding Resolution 19-R62 authorizing the receipt of the 2018 City of Lake Geneva Annual Financial Report and Management Letter

Dave Maccoux from Clifton Larson Allen LLP addressed the Council regarding the City's 2018 Audit and Management Letter. Mr. Maccoux noted that the delay in the City receiving the completed audit was due to working with the City actuary. Maccoux noted that the City and the Utility have very little debt in comparison to the assets. He indicated that this shows the City to be very healthy. Halverson questioned why the delay in receiving this report and that a citizen had noted that there were numerical values placed on audits for how healthy or unhealthy they are and if that was correct. Mr. Maccoux reiterated that the delay was due to the standard changes and that they were still finalizing with the actuary. Maccoux further noted that there isn't a "numeric value" given to an audit based on the outcome that he is aware of.

He then proceeded to review the management letter. He added that the City did do a good job on segregating the duties between the City and Utility Commission however since those changes were made mid-year and not the whole year, they still needed to identify that segregation of duties as an area to work on.

Motion by Hedlund to approve Resolution 19-R62, second by Flower. Hedlund thanked Finance Director Hall for doing an exceptional job. Motion carried 8-0.

Adjournment

Motion by Skates to adjourn, second by Proksa. Motion carried 8-0. The meeting adjourned at 7:07 p.m.