

**REGULAR CITY COUNCIL MEETING MINUTES
WEDNESDAY, DECEMBER 26, 2018 – 6:00 PM
COUNCIL CHAMBERS, CITY HALL**

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

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

Aldersperson Flower led the Council in the Pledge of Allegiance.

Roll Call

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

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

Helen Radloff; 709 S Lake Shore Dr; Spoke in opposition of the Summerhaven GDP and cited concerns with flooding along with erosion. She also spoke to issues with the plan as it has deviated from its original form.

Mary Jo Fesenmaier; 1085 S Lake Shore Dr; Spoke in favor of having the Finance, License, and Regulation Committee Meeting televised. She also advised that the Council take more time to research more bill pay options. She also suggested that for Resolution 18-R79 a condition be added that allowed for a review of the permit every year or two to ensure that the neighbors are happy with the operation. She also advised that the prepaid bill amount should only include utility bills.

Acknowledgement of Correspondence

Clerk Kropf announced that there wasn't correspondence to acknowledge at this time.

Approve Regular City Council Meeting minutes of December 10, 2018, as prepared and distributed

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

CONSENT AGENDA– *Recommended by Finance, License and Regulation on December 18, 2018*

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.

-2018-2019 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 Winterfest Magical Evening to be held on Thursday, January 31, 2019 from 6:30 p.m. to 8:30 p.m. at the Riviera Ballroom, located at 812 Wrigley Drive, Lake Geneva, WI

-Original "Class B" Fermented Malt Beverage License Application and "Class C" Wine License Application filed by Ovalle- Perez, LLC d/b/a Taqueria El Gallo De Oro, Agent, Cynthia Ovalle located at 820 Williams Street, Lake Geneva, Wisconsin

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

Items Removed from the Consent Agenda

None

Second Reading of **Ordinance 18-11** an Ordinance Amending Sub-Subsection a., Meeting, of Subsection (1), Finance, Licensing and Regulation Committee, of Section 2-49, Standing Committees, of Article II, City Council of Chapter 2, Administration, of the Municipal Code of the City of Lake Geneva, Wisconsin; Changing the dates of the Finance, Licensing, and Regulation Meetings

Mayor Hartz read the ordinance for a second reading.

Motion by Hedlund to approve, second by Flower. Howell spoke in opposition to changing the dates and times of FLR meetings. Howell noted that the deadline for the publication of the Lake Geneva Regional News is Tuesday evening and a Council meeting that night would not allow enough time to have the results published in that week's paper. Halverson noted that he hasn't worked for the Regional News for over two years and thus there should be no conflict of interest attributed to his comments. Halverson echoed Howell's concerns. He also added that the Finance, Licensing, and Regulation meeting should be televised as suggested during the public comment period.

Flower noted that there have been issues with this in the past and any changes that have been made have not been helpful. Halverson noted that he really believes that the meeting date shouldn't be moved in order to keep the media current with the City Council reporting.

Mayor Hartz stated that the reason for changing the meeting dates was to accommodate the Finance Department's request to make bill approvals and payment more efficient and accurate. Mayor Hartz also noted that when and how the media publishes the Council proceedings isn't the City's concern; rather, getting the information to the public is.

Motion tied 4-4, with Dunn, Halverson, Howell, and Straube voting no. Mayor Hartz broke the tie by voting no. The motion failed.

Second Reading of **Ordinance 18-12** an Ordinance Amending Subsection (b), Regular and Special Meetings, of Section 2-38, Meetings, of Article II, City Council of Chapter 2, Administration, of the Municipal Code of the City of Lake Geneva, Wisconsin; Changing the dates for the Regular City Council Meetings

Motion by Halverson to postpone the ordinance to the next Council Meeting, second by Dunn. No discussion. Motion carried 7-1, with Flower voting no.

Discussion/Action regarding the Emergency Services Agreement between the Town of Geneva and the City of Lake Geneva

Motion by Howell to approve, second by Skates. Captain Detkowski addressed the Council regarding the agreement and he noted that the biggest change is the amount of the retainer. Motion carried 8-0.

Finance, License, and Regulation Committee Recommendations of December 18, 2018- Alderperson Howell

Discussion/Recommendation regarding **Resolution 18-R76** authorizing employee's salary and wage increases for the year 2019 and **Resolution 18-R78** authorizing Finance Office full time front Counter Clerk staff & Building and Zoning Office Administrative Assistant wage grade increase from Grade 4 to Grade 7

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

Discussion/Recommendation regarding **Resolution 18-R77** authorizing seasonal worker's salary and wage increases for the year of 2019

Motion by Howell to approve, second by Hedlund. Mayor Hartz noted that the resolution offered the seasonal employees merit pay increases for which they are not eligible. He asked Howell and Hedlund if they would accept that change to their motion and they agreed. Motion carried 8-0.

Discussion/Recommendation regarding awarding Fall Tree Planting Bid Contract to Dan Larsen Landscaping, INC in an amount not to exceed \$10,000

Motion by Howell to approve, second by Flower. Howell noted that this amount has decreased from years past, and that this will not change the City's designation as a Tree City. Dunn asked that the amount of trees being planted be assessed by the arborist for the future. Skates noted that a lot of tree planting costs come from the maintenance requirements and that should be considered moving forward. Dunn will take this information to the Arbor Committee. Motion carried 8-0.

Discussion/Recommendation regarding awarding Assessment Services Contract to Accurate Assessors for 2019-2021

Motion by Howell to approve, second by Hedlund. Flower noted that there were some service and accuracy issues in the past with Accurate but the other bid that was received was far more expensive. Attorney Draper explained that this motion

was appointing the Assessor to a position that would require Council action to remove him in the event that the Council did not approve of his service or accuracy. Motion carried 8-0.

Discussion/Recommendation regarding payment request #4 to Sonrise Construction, INC for the Disc Golf Bridge Course Pedestrian Bridge Replacement Project in an amount not to exceed \$3,600

Motion by Howell to approve, second by Flower. No discussion. Motion carried 8-0.

Discussion/Recommendation regarding purchase of a 2008 Nissan PF50LP Forklift from Capitol Equipment of Hartland in an amount not to exceed \$17,000 to be purchased from the 2018 Equipment Replacement Fund.

Motion by Howell to approve, second by Flower. No discussion. Motion carried 8-0.

Discussion/Recommendation regarding payment request to Mared Mechanical for City Hall Building Automation Control System Upgrade in an amount not to exceed \$37,766.00

Motion by Howell to approve, second by Skates. City Administrator Nord noted that staff indicated that Mared Mechanical is completing the contracted work on schedule and per contract and agreed to the payment. Motion carried 8-0.

Planning Commission Recommendations of December 17, 2018- Alderperson Skates

Discussion/Recommendation regarding Resolution 18-R79 approving an application for a Conditional Use Permit (CUP) filed by Michelle Lundquist., 7929-48th Ave, Kenosha, WI 53142, requesting a CUP to continue the existing Commercial Animal Boarding land use at the building located at 846 Madison St., Lake Geneva, WI 53147, located in General Industrial (GI) zoning district, Tax Key Nos. ZYUP00033 & ZYUP00033A.

Motion by Skates to continue until such time that there is more information from the applicant, second by Halverson. He added that there wasn't a secure contract with the current owner of the property and would like more time to work out the details with the applicants. Motion carried 8-0.

Discussion/Recommendation on a General Development Plan (GDP) for the Summerhaven Subdivision Phases II & III filed by McMurr II, LLC., 351 Hubbard, Suite 610, Chicago, IL 60054, for the properties located in the Summerhaven Subdivision on Lake Geneva Blvd., Lake Geneva, WI 53147, located in Planned Development (PD) zoning district, Tax Key Nos. ZSUM00001 thru ZSUM00247.

Motion by Skates to approve, second by Halverson. Mayor Hartz noted that there were two entrances identified in the plan and that through the various amendments to the plan those access points have changed for safety reasons. He further added that the proposed playground is near the pool and was a point of concern. Skates noted that he would like the following issues discussed during the PIP process: flooding issues for properties on the west and south side of the development, proper erosion control, Developers Agreement regarding retention pond maintenance, landscaping, a small recreational area for children and As-builts for the current improvements. Motion carried 8-0.

Presentation of Accounts – Ald. Howell (Recommended by Finance, License and Regulation Committee on December 18, 2018)

Purchase Orders

None

Prepaid Bills in the amount of \$33,742.85

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

Regular Bills in the amount of \$79,976.27

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

Adjournment

Motion by Dunn to adjourn the meeting of the Common Council, second by Halverson. Motion carried 8-0. The meeting adjourned at 6:57 p.m.