

**CITY OF LAKE GENEVA REGULAR COMMON COUNCIL MINUTES**  
**MONDAY, JUNE 8, 2020 6:00 P.M.**  
**LAKE GENEVA CITY HALL; COUNCIL CHAMBERS (MAIN LEVEL)**

**Members:** Mayor Charlene Klein, Council President, Rich Hedlund, Council Vice President, John Halverson, Alderpersons: Tim Dunn, Mary Jo Fesenmaier, Cindy Flower, Ken Howell, Shari Straube, and Joan Yunker

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

Alderperson Flower led the Council in the Pledge of Allegiance.

**Roll Call**

**Present:** Hedlund, Halverson, Dunn, Fesenmaier, Flower, Howell, Straube, and Yunker

**Absent:** None

**Awards, Presentations, Proclamations, and Announcements**

**American Legion 4<sup>th</sup> of July Parade scheduled to occur July 4, 2020 at 10:00 a.m.**

Mayor Klein noted that the American Legion will be holding their annual children's 4<sup>th</sup> of July parade. No action taken.

**Re-consider business from previous meeting**

Flower to reconsider 20-R40 Conditional Use Permit for Brian Nelson at the next Council meeting, second by Dunn.

Flower asked that this be reconsidered as she doesn't think that the Council has the right to deny this request. She would like to see this come back but that the applicant offer a map of where the other piers are. Motion carried 6-2, with Hedlund and Fesenmaier voting no.

**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**

Bob Kordus JR; Spoke in opposition of Lake Geneva City Hall being closed to the public.

Marc Klug; Spoke in favor of implementing spots at the beach that are for residents only.

**Acknowledgement of Correspondence**

None

**Approve the Regular Council Minutes of May 26, 2020 and Special Council Minutes of May 28, 2020 as prepared and distributed**

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

**CONSENT AGENDA— Recommended by Finance, Licensing and Regulation on May 19, 2020. 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.**

-Original application of Massage Establishment License for O'Mann Therapeutic Massage LLC

Motion by Howell to approve, second by Yunker. Clerk Kropf noted that this is located at the Project Veteran Muscle on Maxwell St. Motion carried 8-0 on a roll call vote.

**Items removed from the Consent Agenda**

None

Second Reading of Ordinance 20-04 An ordinance adding sub-sub-sub-subsection xiii to sub-sub-subsection 1c, Property Management Requirements, and amending sub-sub-sub-subsections i, ii, and iii of sub-sub-subsection 1e, Access and Inspections of sub-subsection (Y), Tourist Rooming House, of subsection (8) Accessory Land Uses, of Section 98-206, Detailed Land Use Descriptions and Regulations of Chapter 98: Zoning Ordinance, of the City of Lake Geneva Zoning Ordinance to amend provisions of the Short Term Rental Ordinance regarding making business records available, inspection of premises and the installation of Knox boxes

Motion by Flower to approve, second by Howell. Attorney Draper noted that the language in the ordinance would make the Knox boxes optional and this would ease the requirements for inspections. Motion carried 7-1, on a roll call vote with Fesenmaier voting no.

Discussion/Action regarding Resolution 20-R43 a resolution to ratify the Emergency Proclamation approved by the Chief Executive Officer Pertaining to the COVID-19 Pandemic and Declaration of Emergency

Motion by Howell to approve, second by Straube. Fesenmaier stated that the resolution is quite lengthy and noted that some items could be removed. Howell wondered if the Council would like to review this more and discuss at the next Finance, Licensing, and Regulation meeting. Fesenmaier asked if there have been any changes to the beach. Mayor Klein noted that there was a capacity change from 300 to 700, which is 25% of the beach capacity. She added that it has been increased slightly over the weekend and is based on employee discretion. Hedlund stated that he has issues with the limit on the beach and is wondering about the lines that are created from people having to wait. Flower stated that she does not want to see item relating to the sidewalk café permits removed without having some kind of conversation about shutting down some parking on Wrigley Drive.

Motion by Yunker to remove item #17 from Resolution 20-R43, second by Dunn.

Hedlund expressed concerns with removing this item as if there isn't something in place, then he fears that the restaurants will not be following the Walworth County best practices. Motion failed 3-5, with Hedlund, Halverson, Fesenmaier, Howell, and Straube voting no.

Flower noted that she has concerns with allowing this as she doesn't feel that people can safely walk on the sidewalks with the tables and chairs while maintaining social distancing. Fesenmaier stated that she would hope that if people are in a situation that social distancing cannot be maintained that they would wear a mask.

Motion by Flower to modify the last sentence of the by removing the statement: "including restricting general traffic through the space of outdoor dining areas", second by Straube. Motion carried 5-3, with Hedlund, Fesenmaier, and Howell voting no.

City Administrator Nord noted that the City staff is always looking at methods of potentially opening City Hall and that the extension of keeping the meetings virtual was recommended by the safety team.

Motion by Halverson to approve with amendments previously approved and that this be considered at the next Council meeting, second by Howell. Motion carried 8-0, on a roll call vote.

Discussion/Action regarding Resolution 20-R42 a resolution combining Polling Locations for the August 11, 2020 Partisan Primary Election

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

Discussion/Action regarding correspondence received of VISIT Lake Geneva in regards to the 2020 Concerts in the Park

Straube noted that she had talked to VISIT's Director about the cancellation and that this was canceled due to sponsors backing out of the event. Attorney Draper noted that there is an impossibility clause in the agreement with the City that states that if for reasons beyond their control they can cancel without ramifications.

Motion by Halverson to accept the cancellation of the Concerts of the Park series for 2020 from VISIT Lake Geneva without contractual ramifications, second by Straube. Motion carried 8-0, on a roll call vote.

**Recommendation of the Finance, Licensing, and Regulation Committee of May 19, 2020 & June 2, 2020- Ald. Howell**

Discussion/Action regarding Resolution 20-R38 amending City of Lake Geneva Fee Schedule as it relates to the short term rental permit application fee (Motion made at May 19, 2020 Finance, Licensing, and Regulation Committee Meeting: Motion by Hedlund to lower the short term rental fee to \$750, second by Yunker. Motion carried 3-2, with Halverson and Fesenmaier voting no. Council May 26, 2020: Motion by Fesenmaier to continue until the next Council meeting, second by Dunn. Motion carried 7-1, with Hedlund voting no.)  
Motion by Howell to approve, second by Hedlund. Fesenmaier indicated that she feels that the fee should be higher to compensate for the costs associated with doing the inspections. Dunn noted that he would like to see the fee increased from \$750 and that the short term rentals be inspected more often. The City Attorney has indicated in the past that \$750 is a cost that is allowable by state statute. Motion carried 6-2 on a roll call vote, with Dunn and Fesenmaier voting no.

Discussion/Action regarding Pay Request #5 from MSI General INC for work completed on the Riviera Restoration Project in an amount not to exceed \$548,346.65

Motion by Howell to approve, second by Hedlund. No discussion. Motion carried 8-0, on a roll call vote.

Discussion/Acceptance of June 2, 2020 Finance, Licensing, and Regulation Committee Payment Approval Reports

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

**Mayoral Appointments**

Confirming the Citizen appointment of Cindy Forster Fueredi to the Board of Park Commissioners for a term to expire May 1, 2022

Mayor Klein stated that this appointment is to replace Ann Esarco on the Board, who recently resigned.

Motion by Straube to approve, second by Flower. Motion carried 8-0.

**Adjournment**

Motion by Flower to adjourn, second by Halverson. Motion carried 8-0. The meeting adjourned at 7:31 p.m.