

CITY OF LAKE GENEVA REGULAR COMMON COUNCIL MINUTES
MONDAY, SEPTEMBER 23, 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 6:01 p.m.

Aldersperson Flower led the Council in the Pledge of Allegiance.

Roll Call

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

Absent: None

Awards, Presentations, Proclamations, and Announcements

Re-consider business from previous meeting

Motion by Straube to reconsider the Vandewalle Proposal for Services in regards to Hillmoor Property Concept Plan, second by Halverson. Straube indicated that has been evaluating this and doesn't agree with the work being done. Dunn agreed in that the City doesn't own the property and feels that the developer should bring a plan for development. Straube felt that the comprehensive plan should be done first as the initial step in this process. Flower noted that this could be a tool to really get an idea of what could be done there collectively without a developer present. Straube indicated that at the previous Council meeting it was discussed that only one plan would have presented and she feels that it shouldn't be just one plan.

Motion by Howell to call the questions, second by Hedlund. Motion carried 8-0.

Motion to reconsider carried 4-3, with Proksa, Skates, and Flower voting no and with Hedlund abstaining.

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

Trish Schaefer, 403 Center St; Spoke in opposition of some of the practices of Johns Disposal and would like to see better follow up with complaints made with John's Disposal.

Sherri Ames; 603 Center St; Spoke in opposition of some of the practices of Johns Disposal and would like to see better follow up with complaints made with John's Disposal. She also spoke in opposition of the conditional use for 323 Broad St and worried about the upper condos becoming tourist rooming houses.

Peg Esposito; 124 Darwin St; Spoke in opposition of the funding of the concept plan to be provided by Vandewalle in regards to the former Hillmoor Property.

Maureen Marks; 834 Dodge St; Spoke in opposition of the funding of the concept plan to be provided by Vandewalle in regards to the former Hillmoor Property.

Mary Jo Fesenmaier; 1085 S Lake Shore Dr; Spoke in opposition of the funding of the concept plan to be provided by Vandewalle in regards to the former Hillmoor Property.

Dick Malmin; N1991 S Lake Shore Dr; Spoke in opposition of the funding of the concept plan to be provided by Vandewalle in regards to the former Hillmoor Property.

Terry O'Neill; 954 George St; Spoke in opposition of the funding of the concept plan to be provided by Vandewalle in regards to the former Hillmoor Property.

Don Ogden; 108 Evelyn Ln; Spoke in opposition of the funding of the concept plan to be provided by Vandewalle in regards to the former Hillmoor Property.

Acknowledgement of Correspondence

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

Approve Regular City Council Meeting minutes of September 9, 2019, as prepared and distributed

Motion by Howell to approve the minutes of the September 9, 2019 City Council meeting, second by Halverson. No discussion. Motion carried 8-0.

CONSENT AGENDA– *Recommended by Finance, Licensing and Regulation on September 17, 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

-Approval of a Riviera Ballroom Lease Agreement Application filed by VISIT Lake Geneva to be used January 27, 2020 through February 2, 2020 for the event of Winterfest and a Street Banner Permit Application filed by VISIT Lake Geneva to be displayed January 1, 2020 through February 2, 2020 (Fees for both applications to equal \$410)

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

First Reading of Ordinance 19-15 an ordinance amending subsection (1), Single-Stop Intersections, of Section 204, Stop Intersections, of Article VI, Traffic Code, of Chapter 74, Traffic and Vehicles of the City of Lake Geneva Municipal Code; relating to the addition of a stop sign at the intersection of Lake View Dr and Lake Shore Dr

Mayor Hartz offered Ordinance 19-15 as a first reading.

Motion by Proksa to suspend the rules and waive second reading, second by Skates. Motion carried 8-0.

Mayor Hartz offered Ordinance 19-15 as a second reading.

Motion by Proksa to approve Ordinance 19-15, second by Skates. Proksa noted that this was approved by the Police Department and was approved unanimously by both the Public Works Committee and the Finance Committee. Motion carried 8-0.

Recommendation of the Finance, Licensing, and Regulation Committee of September 17, 2019- Ald Howell

Discussion/Action regarding approval of Insurance Policy Renewal for the period of 10/1/2019 through 10/01/2020 with R & R Insurance

Motion by Howell to approve, second by Hedlund. City Administrator noted that R&R insurance is a part of the League Municipal Insurance and that this policy would come with a \$10,000 savings. Hedlund thanked staff for the training and education which was evident when looking at the decrease of worker's comp. Motion carried 8-0.

Discussion/Action regarding adding insurance coverage for Cyber Security through R & R Insurance in an amount not to exceed \$2,475.00

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

Discussion/Action regarding amending the City of Lake Geneva Event Permit Policy per the recommendations of the Board of Park Commissioners

Motion by Howell to approve, second by Skates. Clerk Kropf reviewed the changes within the event permit policy from the recommendation of the Park Board. Motion carried 8-0.

Discussion/Action regarding approval of an agreement with John's Disposal for Curbside Collection of Solid Waste and Recyclables for the years 2020-2024

Motion by Howell to approve, second by Hedlund. Mayor Hartz noted that he would like to have John's Disposal come to the City every quarter with any complaints they may have received and what the resolve was. Hedlund praised John's

Disposal for their work and noted that he has had very few problems with them. Hartz noted that this report is something that can be generated through their software.

Motion to amendment by Howell to include that the City receive a quarterly report of complaints and resolve from John's Disposal, second by Flower. Motion carried 7-1, with Hedlund voting no.

Original motion carried 8-0.

Discussion/Action regarding approval of Pay Request #1 for Payne & Dolan Inc in the amount of \$201,211.57 for the 2019 Street Improvement Project

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

Discussion/Action regarding approval of a Task Order with Kapur & Associates to provide Civil Engineering Services as it relates to the 2020-2025 Street Improvement Projects plans and budgets, in an amount not to exceed \$10,000

Motion by Howell to approve, second by Flower. Howell noted that this project would help the City to identify what roads will need to be improved and can also help the City organize the street projects with the utilities. This will also incorporate the bike/pedestrian study. Motion carried 8-0.

Discussion/Action regarding identifying funding source for the Vandewalle Concept Plan regarding the former Hillmoor Property

Motion by Howell to approve the funding source of the concept plan to be the City contingency fund contingent upon City Attorney review of the reconsideration, second by Hedlund. No discussion. Motion carried 6-2, with Straube and Halverson voting no.

Discussion/Acceptance of September 17, 2019 Finance, Licensing, and Regulation Committee Payment Approval Report

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

Recommendation of the Planning Commission of September 16, 2019- Ald Skates

Discussion/Action regarding **Resolution 19-R67** authorizing the issuance of an Exterritorial Platting (ETP) filed by Woodhill Farms Nursery, Inc., N1445 STH 120, Lake Geneva, to allow an Extraterritorial Platting review for a two lot CSM in the Town of Linn, to Tax Key No. IA462300001

Motion by Skates to approve, second by Flower. Skates noted that this is a division of two lots and the Plan Commission did not identify any issues. Motion carried 8-0.

Discussion/Action regarding **Resolution 19-R65** authorizing the issuance of a Conditional Use Permit (CUP) filed by Lake Geneva Architects, 201 Broad St. Lake Geneva, for a request to construct a 2 story Commercial Multi-Tenant Building on the property located at 323 Broad St located in the Central Business (CB) zoning district. Tax Key No. ZA464600002

Motion by Skates to approve contingent upon approval from property owner and favorable engineering review, second by Proksa. Skates noted that the design was wonderfully executed and that the neighbors did have some concern with engineering component of the request. Hedlund noted that this was a major improvement to that property and exactly what this space needed. Motion carried 8-0.

Discussion/Action regarding **Resolution 19-R66** authorizing the issuance of a Conditional Use Permit (CUP) filed by Robert Nabasny, 311 S. Wells St Lake Geneva, for a request to construct a 2 story Residential Addition to the property located at 1544 W. Main St located in the Estate Residential - 1(ER-1) zoning district. Tax Key No. ZLM00070

Motion by Skates to approve, second by Proksa. Skates noted that there was a request that the Plan Commission review of "as built" for this project. Flower noted that there was approval of various storm water runoff and wanted to know how this could be preserved in the future. Attorney Draper noted that this would be an obligation of the home owner and could be an issue between neighbors. The City couldn't interfere with any issues once the plan is approved. 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: Police Union Contract Negotiations

Motion by Hedlund to convene the Council into closed session, second by Skates. Motion carried on a roll call vote 8-0. The Council convened into closed session at 7:27 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 Straube. Motion carried on a roll call vote 8-0. The Council reconvened into open session at 7:40 p.m.. No action was taken on the closed session item.

Adjournment

Motion by Hedlund to adjourn the meeting of the Common Council, second by Halverson. Motion carried. The meeting adjourned at 7:40 p.m.