

CITY OF LAKE GENEVA REGULAR COMMON COUNCIL MINUTES
MONDAY, SEPTEMBER 9, 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 Dunn led the Council in the Pledge of Allegiance.

Roll Call

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

Absent: None

Awards, Presentations, Proclamations, and Announcements

National Assisted Living Week Proclamation

Mayor Hartz announced the week of September 8 through September 14, 2019 as National Assisted Living Week.

Presentation of Avian Committee Alliant Energy Bird Watching Kits

Aldersperson Proksa addressed the Council and awarded LeAnn Muzzy an award for her work on obtaining a grant for bird watching. Sarah McConnell displayed the bird watching kits that will be available at the public library to be checked out. She then recognized Sarah Soukup for her work with the kits as well. She also announced that the Swift Night Out will be held on Thursday, September 12, 2019 at the Geneva Lake Museum.

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

Rick Steinburg; 1032 Williams St; Spoke in opposition to the Vandewalle Proposal in regards to the Hillmoor Property Concept Plan. He encouraged the consultant to conduct a public survey.

Dimiti Anagnos; 148 Cass St; Spoke in opposition of the proposed date for the worship in the park event relating to the congestion downtown during the proposed date. He further spoke in favor of a public survey being conducted in relation to the Hillmoor Property concept plan.

Mary Jo Fesenmaier; 1085 S Lake Shore Dr; Spoke in opposition to the Vandewalle Proposal in regards to the Hillmoor Property Concept Plan. She then noted that the item should not be in front of the Council as the Finance Committee voted the motion down. She spoke in favor of Ice Castles being placed on the Hillmoor property as it is zoned for that type of activity.

Spyro Condos; 1760 Hillcrest Dr; Spoke in opposition to the Vandewalle Proposal in regards to the Hillmoor Property Concept Plan. He also spoke in opposition of paying for this concept plan with tax payer money and stated that something of this nature should be bid out.

Jim Strauss; 1517 Meadow Ridge Cir; Spoke in opposition of the liquor license issuance policy in regards to the points system as it applies to being a property owner versus a business owner. Spoke in opposition to the Vandewalle Proposal in regards to the Hillmoor Property Concept Plan.

Henry Sibbing; 1725 Hillcrest Dr; Spoke in opposition to the Vandewalle Proposal in regards to the Hillmoor Property Concept Plan.

Maureen Marks; 834 Dodge St; Spoke in opposition to the Vandewalle Proposal in regards to the Hillmoor Property Concept Plan. She added the something of this nature should be bid out.

Charlene Klein; 817 Wisconsin St; Spoke in opposition to the Vandewalle Proposal in regards to the Hillmoor Property Concept Plan.

Terry O'Neill; 954 George St; Spoke in opposition to the Vandewalle Proposal in regards to the Hillmoor Property Concept Plan.

Sherri Ames; 603 Center St; Spoke in opposition to the Vandewalle Proposal in regards to the Hillmoor Property Concept Plan.

Dick Malmin; N1991 S Lake Shore Dr; Spoke in opposition to the Vandewalle Proposal in regards to the Hillmoor Property Concept Plan.

Acknowledgement of Correspondence

City Clerk Kropf stated that there were two items of correspondence received; one of Karen Hilt and James Good both regarding the Hillmoor Property Concept Plan Proposal. Both items were distributed to the Council.

Approve Regular City Council Meeting minutes of August 26, 2019, as prepared and distributed

Motion by Hedlund to approve the Regular City Council Meeting minutes of August 26, 2019, second by Skates. No discussion. Motion carried 8-0.

CONSENT AGENDA— Recommended by Finance, Licensing and Regulation on September 3, 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.

Aldersperson Flower requested that the item: “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*)” be removed from the consent agenda.

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

Event Permit Application filed by Lakeland Community Church for the event of Worship at the Park to be held on July 5, 2020 at 7:00 a.m. and 1:00 p.m. at Flat Iron Park

Approval of waiver of fees for a Street Banner Permit Application filed by Lake Geneva Public Library to be displayed July 24, 2020 through August 9, 2020

Application for Alcohol License Premises Extension filed by Wal-Mart Stores East, LP d/b/a Wal-Mart #910, 201 S Edwards Blvd, Lake Geneva; to allow for outdoor point of alcohol sale for online grocery pickup services

Original Application for a Class “A” Intoxicating Liquor License Application and “Class A” Fermented Malt Beverage License Application filed by 1111 N Edwards Blvd, LLC d/b/a Fairfield Inn & Suites, Michelle Adkins, Agent, located at 1111 N Edwards Blvd, Lake Geneva, WI 53147

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

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 Heldund to approve, second by Skates. Aldersperson Flower stated that she is opposed to the waiver of fees and would like this to be continued. She would also like to see a policy written on how to address these types of situations. Halverson agreed with Flower and would like to see this done through a process versus an exception. Skates noted that he

would like to see the Riviera less costly and potentially more attractive for residents to rent. Dunn stated that the Riviera is in disrepair due to situations like this and would like to see the fees paid for its' use.

Motion by Flower to refer to FLR for further discussion regarding amending of policies to include Riviera permitting, second by Halverson. Motion carried 5-3, Skates, Hedlund and Howell voting no.

First Reading of Ordinance 19-14 amending sections 74-187(2)(b), Operation on streets restricted, and 74-188(b), Compliance with traffic laws; license required, of Article V, Neighborhood Electric Vehicles, of Chapter 74, Traffic and Vehicles, of the City of Lake Geneva Municipal Code; relating to licensing and areas of operation
Mayor Hartz offered Ordinance 19-14 as a first reading.

Motion by Hedlund to move this ordinance to second reading, second by Halverson. No discussion. Motion carried 8-0.

Mayor Hartz offered Ordinance 19-14 as a second reading.

Motion by Hedlund to approve, second by Flower. Flower stated that this ordinance amendment would allow our code to be consistent with Wisconsin statute. Motion carried 8-0.

Recommendation of the Finance, Licensing, and Regulation Committee of September 3, 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 Skates. Howell noted that the Council had tabled this item previously until a valuation could be offered. The Fire Department has indicated that the value on this ambulance is \$1,300. Skates noted that this donation will help the City of Delavan and will ultimately help the City. Chief Peters noted that Delavan is working to build up their EMS and that this donation will ultimately aid all of Walworth County. Motion carried 8-0.

Discussion/Action regarding Resolution 19-R63 authorizing the carryover of 2018 Equipment Replacement Funds to the 2019 Equipment Replacement Fund Budget and authorizing additional 2019 purchases from the Equipment Replacement Fund

Motion by Howell to approve, second by Proksa. Finance Director Hall noted that this is a carry forward of unused 2018 funds to purchase sirens. Motion carried 8-0.

Discussion/Action regarding Resolution 19-R64 adopting a budget amendment authorizing the allocation of the Department of Public Works health insurance premiums to specific departments

Motion by Howell to approve, second by Halverson. Finance Director Hall stated that the City's new payroll system allocates health insurance fund based on the type of work done versus one single line item. Motion carried 8-0.

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

Motion by Proksa to approve, second by Halverson. Alderperson Proksa stated that she feels this policy is moving in the right direction and she likes that the idea of uniqueness being addressed. Mayor Hartz then reviewed the policy and addressed several points. He added that this policy is to promote smaller and non-chain businesses. Motion carried 7-1, with Howell voting no.

Discussion/Action regarding City Staff Appreciation Party

Motion by Howell to approve with an amount not to exceed \$3,000, second Skates. Alderperson Proksa stated that this idea came up as a way to celebrate the City Staff for their hard work. Howell stated these types of activities are good for morale and team building. Hedlund noted that he would like to see this held on a Thursday versus a Friday and would maybe move the location from the bocce ball court. Motion carried 8-0.

Discussion/Acceptance of September 3, 2019 Finance, Licensing, and Regulation Committee Payment Approval Report

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

Discussion/Action regarding Vandewalle Proposal for Services in regards to Hillmoor Property Concept Plan (Finance, Licensing, and Regulation Committee motion to approve failed 2-3, with Howell, Hedlund, and Halverson voting no; Motion by Howell to refer to Council without recommendation, second by Skates. Motion carried 5-0.)

Motion by Skates to approve, second by Proksa. Skates noted that the current zoning was a placeholder. He also added that others in the community have indicated that the current state of the Hillmoor property is unacceptable and that during his conversations with residents there have been many other ideas of what could be there. He offered several other options that had been offered to him including: a splash pad, driving range, indoor/outdoor skating rink, and other recreational activities. Halverson noted that he feels that many people would agree with developing this property for the greater good of the community. Flower noted that she would like all alternatives, including doing nothing, should be explored and discussed with the public. Straube explained that she is in favor of exploring what could be done at this property as long as the public is consulted, all of the public. Mayor Hartz stated that this property is not owned by the City and never has been. He also urged that everyone realize that if this were to be a City-owned park, not only would the City need to maintain, but it would also remove it from the tax roll. He added that this property could most definitely be turned into a water park under this current zoning and he doesn't believe that the City wants to be another Wisconsin Dells.

Motion by Proksa to suspend the rules to allow Brian Munson of Vandewalle to speak, second by Halverson. Motion carried 7-1, with Howell voting no.

Mr. Munson addressed the Council and stated that this plan will help the City identify what the City wants to have there. Munson noted that Vandewalle noted that the property will need to be analyzed and studied before any concept can be offered to the Council. Munson stated that this property is expansive and that no matter what the outcome it will not be developed all at one time. He noted that this is a special area plan that is done by many other communities. Motion carried 6-2, with Dunn and Halverson voting no.

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 Flower to convene into closed session, second by Straube. Motion carried 8-0 on a roll call vote. The Council convened into closed session at 8:08 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 Hedlund to reconvene into open session, second by Skates. Motion carried 8-0 on a roll call vote. The Council reconvened into open session at 8:37 p.m.

Motion by Hedlund to direct staff to proceed as discussed in closed session, second by Flower. Motion carried 8-0.

Adjournment

Motion by Howell to adjourn second by Skates. Motion carried 8-0. The Council adjourned at 8:38 p.m.