

CITY OF LAKE GENEVA REGULAR COMMON COUNCIL MINUTES
MONDAY, FEBRUARY 28, 2022- 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

Council President Hedlund called the meeting to order at 6:05 p.m.

Pledge of Allegiance

Alderperson Straube led the Council in the Pledge of Allegiance.

Hedlund announced that he will be conducting the meeting in the absence of the Mayor, but will still be voting as a member of the Council.

Roll Call

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

Absent:

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

None

Acknowledgement of Correspondence

None

Approve the Regular Council Minutes of February 14, 2022 as prepared and distributed

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

CONSENT AGENDA– Recommended by Finance, Licensing and Regulation on February 16, 2022. 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.

-Agent Change for Aldi Inc d/b/a Aldi #56, to James Bunker

-Request for Waiver of Parking Fees for the event of Beachside Authorfest to take place on July 9, 2022 in Library Park

Motion by Yunker to approve the consent agenda, second by Straube. Halverson noted that the fees are being waived as the Library is hosting the event. Motion carried 8-0.

Items removed from the Consent Agenda

None

Recommendation of the Finance, Licensing, and Regulation Committee of February 16, 2022- Ald. Howell

Discussion/Action regarding an Original Class “B” Fermented Malt Beverage and Class “C” Wine License applications filed by Geneva Tap House LLC d/b/a Geneva Tap House, Heidi McGraw, Agent, located at 252 Broad St

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

Discussion/Action regarding **Resolution 22-R12** a resolution approving the assigned fund balance for the First Responders donations account as of December 31, 2021

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

Discussion/Action regarding **Resolution 22-R13** a resolution approving the assigned fund balances for the Fire Department accounts as of December 31, 2021

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

Discussion/Action regarding **Resolution 22-R14** a resolution approving the assigned fund balance for the Police Department accounts as of December 31, 2021

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

Discussion/Action regarding **Resolution 22-R15** a resolution approving the assigned fund balance for the Fire Dues account as of December 31, 2021

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

Discussion/Action regarding **Resolution 22-R16** a resolution authorizing carryover of Capital Projects and Equipment Replacement Funds budgets from 2021 to 2022

Motion by Howell to approve, second by Halverson. Finance Director Hall stated that some of highlighted items were already carried over in the 2022 budget process, but that additional projects were identified for carryover. Hall explained that the leaf vac truck listed is the one for the Public Works Department, not the Cemetery. Motion carried 8-0.

Discussion/Action regarding **Resolution 22-R17** a resolution adopting a 2021 year-end budget amendment authorizing the re-allocation of funds in the 2021 budgets for certain revenues and expenditures exceeding their 2021 budgets

Motion by Howell to approve, second by Yunker. Hall explained that the City was able to collect room tax with the percentage increase from 5% to 8%. She added that more municipal court fines were collected and building permit revenue came in higher than anticipated. Hall explained that if any department is over budget then this is needed to adjust those numbers. She added that the City will have surplus funds and that a discussion will need to had to determine how to spend that money. Some of that money will be used towards the wages of the newly created positions within the City and the police union wages will need to be ironed out. Motion carried 8-0.

Discussion/Action regarding **Resolution 22-R18** a resolution authorizing carryover of General Fund and Lakefront Fund budget amounts from 2021 to 2022

Motion by Howell to approve, second by Yunker. Finance Director Hall explained that this is the carryover requested by each department, if they requested it. Motion carried 8-0.

Discussion/Action regarding Pay Request #3 filed by Selzer-Ornst for the Library Renovation Project in an amount not to exceed \$166,928.77

Motion by Howell to approve, second by Halverson. Finance Director Hall noted that pay request #4 was previously approved and that prior to this pay request #3 was never received. Motion carried 8-0.

Discussion/Action regarding Pay Request #5 filed by Selzer-Ornst for the Library Renovation Project in an amount not to exceed \$238,130.73

Motion by Halverson to approve, second by Howell. Finance Director Hall noted that the project is close to completion and is under budget. Motion carried 8-0.

Discussion/Action regarding an agreement with Innovation Design for Disc Golf Park Tee Markers to be paid for through advertisement/sponsorship (Finance, Licensing, and Regulation Committee recommended denial on February 16, 2022)
Motion by Howell to deny, second by Fesenmaier. Howell explained that the contract language was vague and problematic. Howell added that the contract would have the City responsible for replacing and installing the signs. Motion carried 8-0.

Discussion/Acceptance of February 16, 2022 Finance, Licensing, and Regulation Committee Payment Approval Reports

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

Motion to go into Closed Session pursuant to Wisconsin Statutes 19.85(1)(g) for the purpose of conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved regarding: **1) Lindberg**

Excessive Tax Claim 2) Kukla water service claim

Motion by Hedlund to convene the Council into Closed Session to include the City Administrator, City Clerk, Finance Director, City Attorney, and Utility Director, second by Howell. Motion carried 8-0 on a roll call vote. The Council convened into Closed Session at 6:27 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 Flower. Motion carried 8-0 on a roll call vote. The Council reconvened into Open Session at 6:37 p.m.

Motion by Flower to deny the Lindberg Excessive Tax Claim, second by Howell. No discussion. Motion carried 8-0.

Motion by Flower to deny the Kukla Water Service Claim, second by Halverson. No discussion. Motion carried 8-0.

Adjournment

Motion by Flower to adjourn, second by Straube. Motion carried 8-0. The meeting adjourned at 6:38 p.m.