

CITY OF LAKE GENEVA REGULAR COMMON COUNCIL MINUTES
MONDAY, FEBRUARY 13, 2023 - 6:00 PM
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, Ken Howell, Shari Straube, Cindy Yager, and Joan Yunker

Mayor Klein call the meeting to order
Mayor Klein called the meeting to order at 6:00 pm

Pledge of Allegiance – Alderperson Hedlund
Alderperson Hedlund led the Council in the Pledge of Allegiance

Roll Call
Present: Dunn, Fesenmaier, Halverson, Hedlund, Howell, Straube, Yager, Yunker
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
Spyro Condos, 100 Broad St, spoke in support of Police, Fire, and DPW raises, and in opposition to increased parking rates.

Dari Nagiri, 830 W Main St, spoke in opposition to increased parking rates.

Terrance Pisano, 333 Center St, spoke in opposition to increased parking rates. Encourages using the extra funds to find a solution to provide more parking spaces.

Mary Rosney, W3706 Park Dr, spoke in opposition to increased parking rates.

Alistair Cumming, 3423 MacDonald Rd, spoke in opposition to increased parking rates.

Jes Christianson, 747 W Main St, spoke in opposition to increased parking rates.

Becky Smith, Linn Township resident, Cornerstone Employee, spoke in opposition to increased parking rates, and discussed ideas for creating revenue other than parking fees and fines.

Ronnie Stocking Galati, 2880 Main St, spoke in opposition to increased parking rates and suggested an underground parking garage or trolley system.

Sherri Ames, 603 Center St, spoke in opposition to employees parking in front of businesses stating that parking is for customers, suggested dynamic parking prices for busy weekends and a tier system for parking fines, spoke in favor of the need for a parking garage, and spoke on the Hillmoor ad hoc Committee.

Sean Payne, spoke in opposition to parking rate increases, suggested rates of \$2.00/hour and a \$30.00 fine, and spoke in support of the waiver of parking fees for Venetian Fest.

Eric Barber, N306 Grandview Dr, Inspired Coffee, spoke in opposition to increased parking rates and suggested

networking with other communities to find other revenue sources.

Andrea Christian, 250 Havenwood Dr, spoke in opposition to increased parking rates and discussed the effect of \$50.00 fines on various staff members.

James Strauss, N1517 Meadowridge Cir, spoke in opposition to increased parking rates, expressed regret for opposing the parking structure in the past, and suggested one be built.

Roger Wolf, 771 W Main St, spoke in opposition to increased parking rates and asked for the formation of a Committee to solve long-term parking issues.

John Milton, 1035 Park Row, spoke in favor of keeping the \$4/hour rate, and suggested the possibility of a \$30.00 fine versus a \$50.00 fine.

Ann Esarco, 234 Broad St, spoke in favor of a parking garage, City employees earning a living wage, and lobbying State Representatives to obtain the Premier Resort Area Tax; also discussed more ideas for employee parking.

Matt Stinebrink, N3298 Cherry Rd, Lake Como, spoke in support of the approval of the Jaycees Venetian Fest Event Permit Application with parking fees waived.

Ryan Lasch, Jaycees, spoke in support of item 14b, the waiver of parking fees for Venetian Fest, and highlighted the various philanthropic efforts of the Jaycees.

Doug Bartz, 1155 Park Dr, spoke in support of item 14b, approval of the Venetian Fest Event Permit Application with parking fees waived.

Ryan Stelzer, 213 Skyline Dr, spoke in support of item 14b, approval of the Venetian Fest Event Permit Application with parking fees waived.

Andy Kerwin, 1666 Evergreen Ln, spoke in support of item 14b, approval of the Venetian Fest Event Permit Application with parking fees waived.

Paul Meckler, W828 Violet Rd, provided statements representing the VISIT Lake Geneva Board and Oakfire, both in opposition to increased parking rates.

Tom Hartz, 1051 Lake Geneva Blvd, spoke in opposition to increased parking rates, suggested spreading the cost for services to all businesses City wide, and highlighted public safety referendums in WI that passed in 2022.

Sarah McConnell, 21 Lakeview, spoke in support of item 14a, approval of the Art in the Park Event Permit application with a waiver of parking fees.

Nancy Douglas, WLKG radio, spoke in opposition to increased parking rates, in support of the waiver of parking fees for the 501 C event permit applications, and in support of building a parking garage.

Gary Milliette, Wrigely Dr, passed out an excerpt from The High Cost of Free Parking, and spoke in support of variable parking.

FJ Fraiser, Gage Marine, spoke in favor of extending the parking committee.

Bruce Bennet, 384 S Stoneridge Dr, no\$4parking group, spoke in opposition to increased parking rates.

Acknowledgement of Correspondence

Correspondence was received of Stephanie Horne, Jayson Rishling, and Tammie Carstensen, speaking in opposition of the \$4.00 per hour parking fee. All items of correspondence were distributed to the members of the Common Council.

Approve the Regular Council Minutes of January 30, 2023 as prepared and distributed
Motion by Howell to approve, second by Yunker. No discussion. Motion carried 8-0.

CONSENT AGENDA– 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.

Temporary Class "B"/"Class B" Retailer's License application filed by the Lake Geneva Jaycees for the event of Venetian Fest to be used August 14, 2023 through August 21, 2023, located in the Flat Iron Park parking lot, on Center Street; alcohol sales hours will be August 16, 2023 through August 18, 2023 from 5:00 p.m. to 12:00 a.m. and August 19, 2023 and August 20, 2023 from Noon to 12:00 a.m., with last call announced at 11:45 p.m. on all nights

Fireworks Permit Application filed by the Lake Geneva Jaycees for a fireworks display to take place on August 20, 2023 at dusk

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

Items removed from the Consent Agenda

None

Discussion/Action regarding **Resolution 23-R07** a resolution creating the Hillmoor Ad Hoc Committee and appointing committee members

Motion by Yunker to approve, second by Hedlund.

Fesenmaier stated that a comprehensive plan needs to come out of the Committee, and asked about the timeline for an ad hoc Committee.

Attorney Draper clarified that an ad hoc Committee is in existence for 6 months.

Hedlund read a statement prepared by the Mayor concerning the member make-up and goals of the proposed Committee.

Fesenmaier received clarification regarding organization membership from Mayor Klein.

Motion carried 8-0.

Discussion/Action regarding returning the weekend parking rate to \$2.00/hour and the ticket prices to \$20.00 plus late fees (*Agenda Item Request made by Alderperson Fesenmaier and Alderperson Yager*)

Motion by Yager to approve, second by Fesenmaier.

Comptroller Pisarsik provided background budgeting facts regarding revenue sources: property tax, parking fees, and beach revenue. She covered a timeline on the approvals for different budget factors.

Pisarsik provided further details on Fund Balances, Contingency Funds, and Unassigned Fund Balance.

She clarified that the staff and Council worked extremely hard on the Budget, that the parking increase is not fixing a mistake, and that Budget is complete and balanced.

Halverson is against \$4.00 parking and believes \$2.00 is too low, and prefers \$3.00.

Motion by Halverson to amend the parking rate to \$3.00/hour on the weekend. No second offered.

Dunn discussed issues with employees parking downtown, and the amount of the fine.

Howell discussed the importance of a parking structure, and further discusses the budget regarding employees and projects. Welcomes suggestions for sources of revenue and supports the parking committee.

Yager discussed the reasons for the item being brought forth, and expresses the need to work together to solve the issue. Suggests using the fund balance for this year, and stresses the need for a comprehensive plan to deal with this issue.

Dunn discussed the importance of Tourism, but stresses that it is not the only business in town.

Motion by Hedlund to amend to change the ticket fee to \$40.00, second by Dunn.

Fesenmaier explains the ticket fee in regards to hourly rate, suggests using an incremental ticket fee structure, and stresses the need for a parking committee.

Hedlund and Dunn withdrew the motion and second for the amendment.

Mayor discussed employee parking, suggesting a remote location for employee parking with a shuttle. She encourages the BID to research the topic, and reach out to the school for summer parking in their lot.

Motion failed 5-4 on a roll call vote with Dunn, Hedlund, Howell, and Yunker voting no. Mayor Klein voted no to break the tie.

Discussion/Action regarding extending the existing Parking Committee/Group which shall make recommendations to the City Council for action (Agenda Item Request made by Alderperson Fesenmaier and Alderperson Yager)

Motion by Howell to approve extending the existing Parking Committee/Group, second by Yager.

Attorney Draper states that this Committee was set up by staff not the Council, and cannot be extended like an ad hoc Committee.

Motion by Yager to amend the original motion in order to create an ad hoc Parking Committee which shall make recommendations to the City Council, second by Halverson.

Attorney Draper gave information on the formation of ad hoc committees, indicating that only the Mayor has the power to create an ad hoc committee.

Fesenmaier expressed that the Council should decide which type of Committee they would like.

Yager stated she would like it to be an ad hoc committee so that recommendations can be made to the City Council.

Fesenmaier stated that the Council should vote in order to reaffirm their opinion.

Motion by Yager to amend the amendment in order to recommend that the Mayor create an ad hoc Parking Committee which shall make recommendations to the City Council for action, second by Howell.

General discussion followed regarding withdrawing motions and amendments in order to start over with a more direct motion.

Yager, Halverson, and Howell withdrew all motions and seconds.

Motion by Yager to request that the Mayor create an ad hoc Parking Committee which shall make recommendations to the City Council for action, second by Halverson.

No further discussion.

Motion carried 7-1 with Yunker voting no.

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

Discussion/Action regarding a Tier I Event Permit Application filed by Geneva Lake Arts Foundation Inc, for the event of Art in the Park to take place on August 12 and August 13, 2023, with setup on August 11, 2023, located in Flat Iron Park; applicant is requesting the waiver of parking fees (Finance, Licensing, and Regulation Committee recommended approval of the event permit application, with no recommendation regarding the waiver of parking fees)

Motion by Howell to approve without the waiver of parking fees, expecting the applicant to first seek funding from the Tourism Commission, and if unsuccessful, applicant will come back to Council to seek waiver of fees, second by Halverson.

General discussion on the dollar amount for the fee and number of parking stalls for the event.

Discussion follows on the process with the Tourism Commission.

Fesenmaier voiced concern with making applicants attend multiple meetings, stressing the importance of a policy regarding the issue of waiving parking fees for events.

Motion by Fesenmaier to amend the motion to include the waiver of parking fees, second by Yager.

Yunker requested clarification on if the applicant should still seek funding from the Tourism Commission.

Fesenmaier states that they could still attempt to go through the Tourism Commission, and that a written opinion from the Attorney on the topic would be beneficial.

Halverson clarified the intent of wanting the applicant to go to the Tourism Commission.

Yager expresses that groups can look for other sources of funding, and if successful, remove the waiver request in the future.

Motion to amend carried 8-0.

Original motion as amended carried 8-0.

Discussion/Action regarding a Tier II Event Permit Application filed by the Lake Geneva Jaycees, for the event of Venetian Fest to take place August 14, 2023 through August 21, 2023, located in Flat Iron Park, Library Park, and Seminary Park; applicant is requesting waiver of parking fees (Finance, Licensing, and Regulation Committee recommended approval of the event permit application, with no recommendation regarding the waiver of parking fees)

Motion by Howell to approve including the waiver of parking fees, second by Fesenmaier

No Discussion.

Motion carried 8-0.

Discussion/Action regarding a "Class A" Intoxicating Liquor License Application filed by Edie INC d/b/a Marigold located at 725 W Main St, Angela Carlson, agent

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

Discussion/Action regarding a Class "C" Wine License Application filed by Cheese & Crafters LLC d/b/a Board & Brush located at 262 Center St, Chelsea Rudig, Agent

Motion by Howell to approve, second by Yager.
No Discussion.
Motion carried 8-0.

Discussion/Action regarding the amended 2023 Downtown Business Improvement District budget

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

Discussion/Action regarding **Resolution 23-R06** a resolution amending the City of Lake Geneva Fee Schedule as it relates to the right-of-way permit fee

Motion by Howell to approve, second by Straube.
No Discussion.
Motion carried 8-0.

Discussion/Action regarding awarding the 2023 Crack Cleaning and Sealing bid to Thunder Road LLC in an amount not to exceed \$35,000

Motion by Howell to approve, second by Hedlund.
Hedlund says that the City has used the company before and that they have always done a good job.
No further discussion.
Motion carried 8-0.

Discussion/Action regarding awarding the bid for the 2023 Mariane Terrace and Pine Tree Lane Improvements to Asphalt Contracts, INC in an amount not to exceed \$1,012,080.34

Motion by Howell to approve, second by Hedlund.
Hedlund provided details on a public information meeting for this project.
No further discussion.
Motion carried 8-0.

Discussion/Action regarding awarding the 2023 Street Improvement Project- Phase III Wrigley Drive ADA Improvements to All-Ways Contractors, INC in an amount not to exceed \$252,572.07

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

Discussion/Action regarding disallowance of claim filed by Vickie Richel for alleged vehicle damage as a result of sidewalk construction work at the library, pursuant to Wis. Stat. 893.80(1g)

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

Discussion/Action regarding disallowance of claim filed by Frederick Babashka for alleged injuries and damages sustained as a result of a trip and fall at or near Main St, pursuant to Wis. Stat. 893.80(1g)

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

Discussion/Action regarding an agreement with the Geneva Lakes YMCA for recreational services at Veteran's Park

Motion by Howell to approve, second by Hedlund.
Attorney Draper provided an opinion on the liability insurance details.

No further discussion.
Motion carried 8-0.

Discussion/Action regarding an agreement with the Geneva Lakes YMCA for a two-year Veteran's Park Concessionaire

Motion by Howell to approve, second by Straube.
Hedlund comments that the products have improved and open hours have increased since the YMCA took over.
No further discussion.
Motion carried 8-0.

Discussion/Acceptance of the February 7, 2023 Finance, Licensing, and Regulation Committee pre-paid and regular bill reports

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

Adjournment

Motion by Howell to adjourn, second by Halverson.
No discussion. Motion carried 8-0.
The Council adjourned at 8:39pm.

These minutes are unofficial until approved by the Council.

Vanessa Jahns
Deputy Clerk