

CITY OF LAKE GENEVA REGULAR COMMON COUNCIL MINUTES
MONDAY, JUNE 12, 2023 - 6:00 PM
LAKE GENEVA CITY HALL; COUNCIL CHAMBERS (MAIN LEVEL)

Members: Mayor Charlene Klein, Council President, Mary Jo Fesenmaier, Council Vice President, Cindy Yager, Alderpersons: Tim Dunn, Peg Esposito, Linda Frame, Ken Howell, Shari Straube, and Joan Yunker

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

Pledge of Allegiance – Alderperson Howell
Alderperson Howell led the Council in the Pledge of Allegiance.

Roll Call
Present: Dunn, Esposito, Fesenmaier, Frame, Howell, Straube, Yager, and Yunker
Absent: None

Awards, Presentations, Proclamations, and Announcements

Presentation of the City of Lake Geneva 2022 Audit and Management Letter
Brian Anderson, from WIPFLI, presented the City of Lake Geneva 2022 Audit and Management letter. He noted that the City's overall audit went very smoothly and that the City holds a healthy position. He did add that there was a change to previous years audits, due to the requirement to report leases with the City, according to GASB standards. No action taken.

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
Tammie Carstensen; 300 Wrigley Dr; Spoke in opposition to the parking rate increase for the remaining 2023 holidays.
Fred Gahl; 661 S Lake Shore Dr; Spoke in favor of the parking rate increase for the remaining 2023 holidays.

Acknowledgement of Correspondence
None

Approve the Regular Council Minutes of May 22, 2023 as prepared and distributed
Motion by Yunker to approve, second by Straube. No discussion. Motion carried 8-0.

Discussion/Action regarding **Resolution 23-R35** a resolution authorizing the receipt of the 2022 City of Lake Geneva Annual Financial Report and Management Letter
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 St Francis De Sales Parish for the event of Fall Festival to take place on September 24, 2023 from 11:30 a.m. to 6:00 p.m., located at 148 W Main St

Temporary Operator License application filed by Robert McCormick for use at the St. Francis De Sales Fall Festival to be held on September 24, 2023

Temporary Class "B"/"Class B" Retailer's License application filed by Kisses From Keegan for the event of Mars 100 Year Celebration to be held on June 22, 2023 from 4:30 p.m. to 11:30 p.m., located in the Rivera Ballroom, 812 Wrigley Dr

Temporary Operator License applications filed by Joseph DeVries, Kortlyn Freeman, Daniel Goodlow and Trevor Wilson for use at the Mars 100 Year Celebration event to be held on June 22, 2023

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

Items removed from the Consent Agenda

None

Public Hearing for the Proposed Impact Fees and Ordinance 23-03

Mayor Klein opened the floor for the Public Hearing of the Proposed Impact Fees and Ordinance 23-03.

Doug Wheaton; 1560 Country Club Dr, Elkhorn; Lakes Area Realtor Association; Spoke in opposition to the proposed impact fees and noted that there are discrepancies in the study versus the proposed ordinance.

Bill Huntress; 1015 Pleasant St; Spoke in favor of the proposed impact fees and Ordinance 23-03.

Ed Maxwell from Ruekert- Meilke addressed the Council regarding the study. He noted that the fees are much larger than they have been in the past, but that the City had not reviewed or increased the impact fees since 2004. He noted that the increases are keeping pace with the current construction costs. He reviewed the ordinance presented and noted that the numbers were all correct.

Motion by Frame to closed the public hearing, second by Esposito. No discussion. Motion carried 8-0.

First Reading of **Ordinance 23-03** an ordinance amending Section 39-1, Creation of Impact Fee, Section 39-3, Definitions, Section 39-4, Applicability of Impact Fee, Section 39-5, Impact Fee, Section 39-6, Payment of Fee, Section 39-7, Segregation and Use, and Section 39-8, Refund of fees paid, all of Chapter 39: Impact Fees of Municipal Code of the City of Lake Geneva, Wisconsin concerning the imposition and revision of impact fees

Mayor Klein offered Ordinance 23-03 as a first reading.

Motion by Fesenmaier to suspend the rules and move to a second reading, second by Howell. No discussion.

Motion carried 8-0

Mayor Klein offered Ordinance 23-03 as a second reading.

Motion by Fesenmaier to approve Ordinance 23-03, second by Frame. No discussion. Motion carried 8-0.

Second Reading **Ordinance 23-04** an ordinance amending subsection b, of Section 202, Replacement fund for west pier, of Chapter 90, Waterways, of the City of Lake Geneva Municipal Code; as it relates to the increase of pier rental funds to be placed in the West pier Replacement Fund

Mayor Klein offered Ordinance 23-04 for a second reading.

Motion by Howell to approve Ordinance 23-04, second by Yunker. No discussion. Motion carried 8-0.

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

Discussion/Action regarding **Resolution 23-R34** a resolution authorizing and directing the proper city official(s) to issue the Liquor License renewals for the period of July 1, 2023, to June 30, 2024

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

Discussion/Action regarding Sidewalk Cafe Permit Renewals for the period of July 1, 2023 to June 30, 2024, filed by: Avant Cycle Cafe, Barrique Bistro & Wine Bar, Flat Iron Tap, Guac Star, Harborside Pub & Grill, Hill Valley Cheese Shop & Cheese Bar, House of Bogini, Lake Aire Restaurant, Oakfire, Olympic Restaurant, Popeyes and Sopra

Motion by Howell to approve, second by Yunker. Discussion was held concerning the need to verify that the ordinance is being followed for open walk ways on the sidewalk. Motion carried 8-0.

Discussion/Action regarding Massage Establishment renewal applications for the term of July 1, 2023 to June 30, 2024 filed by: Element Massage Studio and Lakeview Spa

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

Discussion/Action regarding an agreement between Wisconsin Bell Inc and the City of Lake Geneva for use of twelve parking stalls located at 645 Main Street for City of Lake Geneva Employee Parking

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

Discussion/Action regarding increasing the parking rate to \$4.00/hr for Memorial Day, 4th of July, and Labor Day (Parking Ad Hoc Committee recommended approval on May 31, 2023)

Motion by Howell to approve, second by Yunker. Fesenmaier stated that it would be reasonable to delay action on this until 2024. Esposito concurred that this should be delayed, at least for the 4th of July and maybe Labor Day could be revisited at a later date. Yager felt that this wasn't necessary as a budget projection hadn't been given to substantiate the increase.

Yunker added that Memorial Day was already over and that it may be too soon for the 4th of July to be increased for people who are already starting their travel plans. She added that maybe this could be amended to just reflect Labor Day for 2023.

Mayor Klein noted that this increase could be used towards closing the deficit that occurred with the reduction of the parking ticket fees.

Yager felt that this increase isn't needed at this time because no evidence was given to support this increase.

Motion by Howell to amend to approve the increase for Labor Day only and to review for 2024, second by Straube. Motion failed 4-5 with Esposito, Fesenmaier, Frame, and Yager voting no, with Mayor Klein voted no to break the tie.

The original motion was re-read.

Motion by Howell to call the question, second by Esposito. Motion to call the question carried 5-3, with Fesenmaier, Frame, and Yager voting no.

Original motion was re-read again. Motion failed 3-5 with Framer, Straube, Yager, Esposito, and Fesenmaier voting no.

Discussion/Acceptance of the Pre-paid and Regular payment reports approved by the Finance, Licensing, and Regulation Committee on June 6, 2023

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

Confirming Mayoral Appointments

Appointment of Thomas Anthony, Wesley (Pete) Peterson, and 1st Alternate Kelly Yunker to the Lake Geneva Zoning Board of Appeals with a term to expire May 1, 2026

Motion by Howell to confirm the appointments of the Zoning Board of Appeals, second by Yunker. No discussion. Motion carried 8-0.

Adjournment

Motion by Howell to adjourn, second by Straube. Motion carried 8-0. The meeting adjourned at 7:22 p.m.