

CITY OF LAKE GENEVA REGULAR COMMON COUNCIL MINUTES
MONDAY, OCTOBER 23, 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 Dunn
Alderperson Dunn 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
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
Adam Rusch; 729 Joshua Ln; Spoke in opposition of the Avenu option #1 short-term rental enforcement software.
Sherri Ames; 603 Center St; Spoke in favor of the Avenu option #1 short-term rental enforcement software.
Carol Pearson; 932 George St; Spoke in favor of some type of short-term rental enforcement software for the City.
Spyro Condos; 1760 Hillcrest Dr; Spoke in favor of some type of short-term rental enforcement software for the City.

Acknowledgement of Correspondence
None

Approve the Regular Council Minutes of October 9, 2023 as prepared and distributed
Motion by Yunker to approve, second by Straube. 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 filed by Never Say Never Playland for the event of Downtown Lake Geneva Fall Wine Walk to take place on November 5, 2023, located at various downtown businesses

Temporary Operator License Applications for the November 5, 2023 Fall Wine Walk filed by: Elizabeth Berhinig, William Briggs, Angela Carlson, Elizabeth Huml, Kimberly Steiner, Emily Syring, and Denise Zajac-Podhajsky

Lake Geneva Public Library request to use the Riviera Ballroom on Monday, November 13, 2023 from 4:00 p.m. to 5:00 p.m. for a collaborative Veteran's Day program with the Central Denison Dynamic Dolphin youth choir
Motion by Straube to approve the consent agenda, second by Yunker. No discussion. Motion carried 8-0.

Items removed from the Consent Agenda
None

Discussion/Action regarding **Resolution 23-R49** a resolution amending the members of the Hillmoor Ad Hoc Committee

Mayor Klein noted that this is to amend the members to add Peggy Schneider.

Motion by Yager to approve, second by Esposito. Motion carried 8-0.

Discussion/Action regarding **Resolution 23-R50** a resolution approving the publication of the Public Hearing Notice regarding the City of Lake Geneva 2024 Operating and Capital Budgets

Motion by Yunker to approve, second by Howell. Straube thanked Finance Director Pisarcik for holding the two by two meetings in this budget process. Motion carried 8-0.

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

Discussion/Action regarding replacing defective exterior lighting at the Riviera in an amount not to exceed \$24,000

Motion by Howell to approve, second by Yunker. Yunker noted that the new lights will be very similar to the ones that are currently there. Motion carried 8-0.

Discussion/Action regarding selection of Avenu Insights & Analytics, Option #1 Short Term Rental Compliance in an amount not to exceed \$26,840 and to identify a funding source (*contingent upon receipt and Attorney review/approval of vendor contract*)

Motion by Howell to approve, second by Fesenmaier.

Motion by Yunker to continue as the Council has not seen the contract, second by Straube.

Attorney Draper stated that it would be in the best interest of the City to have him review it before the Council approves it.

Straube stated that it would be good to maybe hire someone to just monitor the short-term rental program, only.

Mayor Klein stated that this would just be a software program that staff would have to implement and maintain.

City Clerk Kropf noted that she contacted the representative from Avenu to determine how the software would be implemented and the specifics of the software.

Building & Zoning Administrator Walling reviewed the logged calls in regards to short-term rentals and noted that majority of them were innocuous.

Frame stated that this package is just for self-service use and isn't the end all be all. She stated that it seems that this software doesn't meet the criteria that was intended. She echoed the sentiment that an employee needs to be hired to manage this program.

Yager explained that this is only a piece of the puzzle, in that software and enforcement alone will not help the current situation.

Yager stated that she would like to see this continued to FLR to have a better understanding.

Motion to amend by Yager to refer to FLR, second by Howell.

Frame asked if these are considered commercial businesses in a residential area. Walling stated that they are businesses located in a residential area, but they are not considered commercial.

Fesenmaier stated that this needs to be in place to help the City with enforcement. She added that the complaints filed with this company would all be in one place, versus only in spreadsheets with the Building & Zoning Department or the Police Department.

Motion carried on a roll call vote 6-2, with Frame and Fesenmaier voting no.

Discussion/Acceptance of the pre-paid and regular check reports approved on October 17, 2023 by the Finance, Licensing, and Regulation Committee

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

Recommendation of the Plan Commission- Ald. Yunker

Discussion/Action regarding an Extra Territorial Zoning review of a proposed Certified Survey Map (CSM) for Daniel Schiopu, 3949 N. Oconto Ave. Chicago IL 60634, to create a lot as identified on the certified survey Job no. 23355 dated 9-15-2023 for Tax Key No. NDE00012

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

Mayoral Appointments

Confirming the appointment of Jill Rodriguez to the Lake Geneva Public Library Board with a term to expire May 1, 2024

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

Motion to go into Closed Session pursuant to Wis Statutes 19.85(1)(f) considering financial or disciplinary data of specific persons, which, if discussed in public, would be likely to have a substantial adverse effect upon the reputation of any person referred to in such histories related to Riviera Concourse Space M Lease

Motion by Esposito to convene the Council into Closed Session to include the City Administrator, City Attorney, and City Clerk, second by Yunker. Motion carried on a roll call vote 8-0. The Council convened into Closed Session at 6:50 p.m.

Motion to return to open session pursuant to Wis Statutes 19.85(2) and take action on any items discussed in closed session

Motion by Howell 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 6:59 p.m.

Motion by Esposito to direct the City Administrator to send the letter, second by Yunker. Motion carried 8-0.

Adjournment

Motion by Howell to adjourn, second by Yager. Motion carried 8-0. The meeting adjourned at 7:01 p.m.