

CITY OF LAKE GENEVA REGULAR COMMON COUNCIL MINUTES
MONDAY, JANUARY 27, 2025 - 6:00 PM
LAKE GENEVA CITY HALL; COUNCIL CHAMBERS (MAIN LEVEL)

Members: Mayor Todd Krause, Council President, Mary Jo Fesenmaier, Council Vice President, Cindy Yager, Alderpersons: Sherri Ames, Peg Esposito, Linda Frame, Joel Hoiland, Cathy Stoodley, and Shari Straube

Call to Order

by Mayor Krause at 6:00 pm.

Pledge of Allegiance

Alderpersion Stoodley

Roll Call

Present: Todd Krause, Sherri Ames, Mary Jo Fesenmaier, Linda Frame, Peg Esposito, Joel Hoiland, Cathy Stoodley, Cynthia Yager. Absent: Shari Straube. Others present: Interim Administrator Dave DeAngelis, City Clerk Lacey L. Reynolds, Finance Director Laura Pisarcik, Attorney Dan Draper and other interested persons. Motion by Hoiland to move item 5 after 14e, second by Frame. Discussion took place regarding agenda item order. Alder Frame withdrew her second. Motion failed for lack of second. Motion by Esposito to move item 14e after item 7, second by Yager. Roll call vote: Esposito, yes; Yager, yes, Hoiland, yes; Fesenmaier, yes; Ames, yes; Frame, yes; Stoodley, yes. Motion carried 7-0.

Alder Ames made an amendment to the motion to move item 5 after item 7. Roll call vote: Ames, yes; Hoiland, yes; Frame, yes; Esposito, no; Stoodley, no; Yager, no; Fesenmaier, yes. Motion carried 4-3.

Awards, Presentations, Proclamations, and Announcements

City Clerk update regarding 2025 elections

City Clerk Reynolds announced the Spring Primary is on February 18, 2025 and there is one race on the ballot for State Superintendent of Public Instruction. Mayor Krause announced item 10 applicants for the Forbeck Marathon requested the item be postponed to a later date.

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

Sarah Hill of George St. spoke regarding concerns she has about Hillmoor.

Mayoral Appointments

Mayor Krause shared information about each appointee and all appointees in attendance spoke. Motion by Fesenmaier to approve all the appointments listed, second by Frame. Voice vote, approved, motion carried.

Paula Porubcan to the Hillmoor Commission for a term expiring May 1, 2027

Lowell Thompson to the Hillmoor Commission for a term expiring May 1, 2025

Larry Happ to the Hillmoor Commission for a term expiring May 1, 2025

Peggy Schneider to the Hillmoor Commission for a term expiring May 1, 2026

Kenneth Etten to the Hillmoor Commission for a term expiring May 1, 2027

Mark Davids to the Hillmoor Commission for a term expiring May 1, 2026

Dan Getzen to the Hillmoor Commission for a term expiring May 1, 2027

Jessica Pokorny to the Board of Park Commissioners for a term expiring May 1, 2025

Hillmoor Project Coordinator Consulting Contract with Michael Krajovic

This item (agenda item 14e) was moved up after item 5. Motion by Ames to approve, second by Esposito. Discussion took place. Alderperson Hoiland called the question. Mayor Krause asked shall the main motion now be put. Roll call vote: Ames, yes; Esposito, yes; Yager, yes; Stoodley, yes; Hoiland, no; Frame, yes; Fesenmaier, yes. Motion carried 6-1. Main motion roll call vote: Ames, yes; Esposito, yes; Fesenmaier, yes; Frame, yes; Hoiland, no; Stoodley, yes; Yager, yes. Motion carried 6-1.

Acknowledgement of Correspondence

One email correspondence received, forwarded to the council and mayor.

Approve the Regular Council Minutes of January 13, 2025

Motion by Stoodley to approve, second by Frame. Voice vote, approved, motion carried.

Discussion/Recommendation regarding the Forbeck 5K and Half Marathon (discussed at FLR June 18, 2024)

Motion by Ames to continue this item to the February 10, 2025 council meeting, second by Fesenmaier. Voice vote, approved, motion carried.

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.

Motion by Hoiland to approve the items listed, second by Yager. Voice vote, approved, motion carried.

Alcohol Beverage License Location Transfer filed by Lake Geneva Billiard Club dba Lake Geneva Billiard Club "High Rollers Suite"

Original Class "A" Beer/"Class A" Liquor License application filed by Tridev LLC dba Geneva Gas Mart at 1231 Grant St

Items removed from the Consent Agenda

None.

Discussion/Action regarding amendment to Complimentary Riviera Ballroom Event Request form from VISIT Lake Geneva for Winterfest (amended to include Tuesday, January 28, 2025, original request was approved on January 13, 2025)

Motion by Ames to approve, second by Frame. Discussion took place and Alder Yager made a motion to suspend the rules so the applicant can speak on the item, second by Fesenmaier. Voice vote, approved, motion carried. The applicant clarified the original application did not include Tuesday, January 28, 2025 but Tuesday was needed. Therefore, the application was amended. Main motion voice vote, approved, motion carried.

Discussion/Action regarding recommendation of the Finance, Licensing, and Regulation Committee- Ald. Ames

Riviera Leases for years 2025, 2026, 2027

Motion by Ames to approve all the Riviera leases listed for 2025, 2026 & 2027, second by Frame. Voice vote, approved, motion carried.

Iwona Bialous - Gogolewski Space "A"

Del Carlson - KC Enterprise Spaces "L & K"

Del Carlson - KC Enterprise Storage Space "O"

John and Cheryl Borowiec - DBA The Cheese Box / Queso Corp Space "B"

Catherine Griffith and Paul Ochalek - Geneva Lake Mini Donut Company LLC, DBA Dinky's Dough On The Dock Space "M"

Ying Ying Fang - Dockside Gifts Space "C"

Gage Marine Storage Space "F"

Kevin Singh & Joe Hatten - DBA Going Bananas Space "G & H"

State Municipal Financial Agreement (SMFA) with the WI DOT for the State Highway 120, Edwards Blvd, Project for an estimated \$533,750

Motion by Ames to approve, second by Yager. Voice vote, approved, motion carried.

Pay Request #3 from Wolf Paving for the 2024 Street Program in the amount of \$275,160.82 (Public Works Committee recommended approval November 25, 2024)

Motion by Ames to approve, second by Hoiland. Voice vote, approved, motion carried.

Proposed 2025 Building and Zoning Fee Schedule

Motion by Ames to approve, second by Stoodley. Voice vote, approved, motion carried.

Acceptance of the Pre-Paid and Regular Check Reports

Pre-Paid Checks: \$229,979.10

Motion by Ames to approve, second by Yager. Voice vote, approved, motion carried.

Regular Checks: \$322,361.01

Motion by Ames to approve, second by Stoodley. Voice vote, approved, motion carried.

Discussion/Approval of Resolution 25-R05 extension of permit due date for short term rental permit applications from January 31st to March 31st to allow for implementation of new software and ordinance provisions

Motion by Hoiland to approve, second by Stoodley. Roll call vote: Hoiland, yes; Stoodley, yes; Yager, yes; Esposito, yes; Frame, yes; Fesenmaier, yes; Ames, yes. Motion carried.

Motion to go into Closed Session

Motion by Ames to include the Finance Director, Interim City Administrator, City Attorney, City Clerk and other legal counsel, second by Hoiland. Roll call vote: Ames, yes; Hoiland, yes; Frame, yes; Esposito, yes; Stoodley, yes; Fesenmaier, yes; Yager, yes. Motion carried. Adjourned to closed session at 7:19 pm.

pursuant to Wisconsin Statutes 19.85 (1) (g) 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:

Tax assessment claims by Agree Stores, LLC c/o Walmart v. City of Lake Geneva

Potential claim by former City Clerk for unlawful termination

Subrogation claim by City of Lake Geneva in Holly Povish et al. v. Aerial Adventures, LG, LLC, and

pursuant to Wisconsin Statutes 19.85(1)(e) deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session regarding the MGT contract extension for interim administrator services

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

Reconvened in open session at 8:08 pm.

Tax assessment claims by Agree Stores, LLC c/o Walmart v. City of Lake Geneva - no action taken.

Potential claim by former City Clerk for unlawful termination - no action taken.

Subrogation claim by City of Lake Geneva in Holly Povish et al. v. Aerial Adventures, LG, LLC - Motion by Hoiland to authorize the city attorney to accept a reduction in the subrogation claim as discussed in closed session, second by Frame. Voice vote, all approved, motion carried.

MGT contract extension for interim administrator services - Motion by Hoiland to approve the MGT contract extension from January–May 2025, second by Frame. Voice vote, approved, motion carried.

Adjournment

Motion by Yager to approve, second by Frame. Voice vote, approved, motion carried. Adjourned at 8:12 pm.

Lacey L. Reynolds
City Clerk

Approved February 10, 2025