

VILLAGE OF FONTANA ON GENEVA LAKE
Walworth County, WI

Lakefront and Harbor Committee
Wednesday, April 3, 2013
(Official Minutes)

The monthly meeting of the Lakefront and Harbor Committee was called to order at 4:30 pm on April 3, 2013 by Chairman Rick Pappas.

Committee Members Present: Trustee Rick Pappas, Bob Chanson, Ed Snyder, Joel Bikowski, Don Holst, Steve Beers (arrived at 4:32 pm)

Committee Member Absent: Lee Eakright

Also Present: Jade Bolack, Darrell Frederick, Administrator/Treasurer Kelly Hayden, Mark Kennedy, Village Clerk Dennis Martin, Gerry Pepping, Eddie Snyder, Trustee George Spadoni, Village Attorney Dale Thorpe

Visitors Heard

Pappas stated that he wanted to make a note in the official minutes that Glenwood Springs Association beach area was again used to store the Glenwood Springs shore stations during the past winter season.

General Business

Approval of Minutes for Meeting Held January 23, 2013

Snyder/Bikowski 2nd made a MOTION to approve the January 23, 2013 minutes as presented, and the MOTION carried without negative vote.

Harvard Club DMA Amendment Proposal

Harvard Club Association Waterfront Manager Tom Larimer submitted a request to have the approved Designated Mooring Area for the club amended to remove one of the seven approved buoys and replace it with two personal watercraft (PWC) lifts on the shoreline. In reviewing and approving the DMAs for the village in 2011, the committee used an exchange ratio of one buoy, slip or lift equaling two PWC lifts. There were no concerns with the proposal.

Snyder/Chanson 2nd made a MOTION to recommend Village Board approval of the proposal to amend the approved DMA for the Harvard Club Association as presented, and the MOTION carried without negative vote.

Village Launch Activity Report – Greg Blizard

Launch employee Greg Blizard submitted a report that states because of the late winter season and ice still covering the lake, the ramp season may not open on April 15th. Blizard also reported that in an attempt to reduce weekend traffic congestion during launch operations, boaters will be handed a slip stating: “Please uncover your boats, transfer your coolers, food, accessory bags etc. before reaching the launch pier. If your boat is not ready to launch when at the launch pier, you will be sent around the block to the end of the line. Thank you for your cooperation.”

Waiting List Status for Gerald Pepping, 128 St. Andrews Court – Village Attorney Review Letter

Pappas asked Village Attorney Dale Thorpe if the Lakefront and Harbor Committee and Village Board need to adopt a written policy to enforce the current village mooring waiting list rules that have been used to administer the list and to provide direction to staff for situations such as Mark Kennedy and Gerald Pepping both using the same residential address for a Village mooring lease issued to Kennedy and for a waiting list position held by Pepping. Thorpe stated that as long as the approved policy is enforced consistently and as officially adopted, there is not a requirement for a written policy. Trustee Spadoni stated that the village does not have a policy in place for the

waiting list and there is nothing that states the same property address cannot be used by two different people if one person has a mooring lease assigned to the residential property and another person has their waiting list status attached to the property. Spadoni stated that there is a policy for only one mooring lease per property, and if a person on the waiting list has their name come up, they could purchase a different property and have the new lease assigned to that different address. Pappas stated that the mooring lease policy was amended last year to allow a lease holder to retain the lease for the season even if they sell their property during the season. The lease holder is required to purchase property prior to the next season in order to maintain their priority status and renew their mooring lease. Following discussion on how the issue came up at the November 28, 2012 committee meeting and the subsequent direction provided by Village President Arvid Petersen at the December 3, 2012 Village Board meeting, Chanson and Snyder made a motion to consider the same recommendation on the Pepping waiting list status that the committee approved at its January 23, 2013.

Chanson/Snyder 2nd made a MOTION to leave Gerry Pepping's status on the Village waiting list unchanged, and the Roll Call vote was as follows:

Snyder – Aye

Chanson – Aye

Beers – Aye

Holst – Aye

Bikowski – Aye

Pappas – No

The MOTION carried on a 5-1 vote, with Lee Eakright absent.

Following the vote, Trustee Pappas asked if the item has to be forwarded to the Village Board for consideration, and Thorpe stated that it is not necessary as Pepping's waiting list status has remained unchanged.

Village of Fontana Mooring Lease Waiting List Policy Review

Pappas stated that he would like to have the committee direct staff to draft a written policy on the waiting list rules that reflects the past practices that have been used to administer the waiting list and the annual mooring lease agreements. Spadoni stated that there should be a 12-month grace period established to allow mooring lease holders and waiting list members who sell their property to purchase new property within the village without putting their lease or waiting list status in jeopardy. Pappas stated that the policy should incorporate all the past direction and practices that the committee has approved during the past 10 years.

Snyder/Trustee Pappas 2nd made a MOTION to direct Administrator/Treasurer Hayden to draft a policy to be reviewed by the Lakefront and Harbor Committee at its next monthly meeting with the policy to incorporate the normal business practices used in the past and the current considerations going forward to administer the mooring waiting list regulations and the mooring lease agreement. The MOTION carried without negative vote.

Sewer & Water Line Investigation for Channel Area

The Village engineering firm, Ruekert-Mielke provided information and as-built drawings of the water main lines that cross the Abbey channel. The old water main crossing the channel was abandoned and left in place when the new water main was installed in the spring of 2007. The report from the village engineer states that if the abandoned water main is removed, it has to be done very carefully as the removal could cause damage to the other lines in the immediate area. Ed Snyder stated that last year when the level of lake was very low, some boat props were hitting the abandoned water main line. The new water main and the other lines that run across the channel are located lower beneath the channel and are not posing a problem for boats that are coming in and out of the Abbey Harbor. Ed Snyder stated that the Abbey Harbor was attempting to meet an early spring deadline for the required DNR permit to possibly have the line removed; however, there is still a May 15th permit deadline and a possible opportunity to have the project completed when the channel is dredged. Eddie Snyder stated that the Abbey Harbor contacted the DNR to inquire if a permit will be required, and if the shoreline is not disturbed, a special permit

may not be required for the abandoned line to be removed. Eddie Snyder stated that DNR will let the Abbey Harbor Association know if the firm that dredges the channel each spring will be able to remove the line at the same time and if an additional permit will be required. Ed Snyder stated that the initial plan is to have the old line capped off on both sides at the "B" boxes and then pulled out into the water and lifted out. Following discussion, Ed Snyder stated that the plan was the least intrusive and simplest solution. Pappas asked if the proposal should be directed to the Public Works Committee for a recommendation. Hayden stated that a meeting of the Public Works Committee has been scheduled for Saturday, April 13, 2013 and the committee will review the proposal. Hayden stated that if the Lakefront Committee members did not have any concerns, they could consider a motion to recommend approval of the proposal subject to a village employee being present when the abandoned line is being capped and taken out, and subject to review of the final project plan by the village engineer.

Beers/Bikowski 2nd made a MOTION to recommend approval of the proposal for the Abbey Harbor Association to cap and remove the abandoned water main line that crosses the Abbey Channel with the conditions that a village employee is present when the abandoned line is being capped and taken out and that the final plan for removal is approved by the village engineer and the Public Works Committee. The MOTION carried without negative vote.

Cantalupo Trust Notice of DNR Pier Application

The Village received a notice from the Wisconsin DNR that an application to place a pier or wharf on the bed of Geneva Lake is pending for the Rafaelita J. Cantalupo Trust property at 754 S. Lakeshore Drive. The DNR notice states that the permit was applied for by Pier Docktors, Inc., A Village of Fontana permit application has not been filed.

Village of Fontana Mooring Lease Renewal Approvals

Hayden stated that almost all of the mooring lease agreements have been renewed from last year, and the mooring spaces that have been relinquished have been filled with the exception of one slip, one buoy and one ramp space. Hayden stated that although some of the application and lease agreement items are still needed from some of the applicants, approval of the 2013 leases is recommended. Hayden stated that the remaining three mooring lease applicants will be presented for approval at a future meeting.

Snyder/Beers 2nd made a MOTION to recommend Village Board approval of the 2013 mooring lease agreements as presented on the list dated April 3, 2013, subject to all of the required application materials being submitted, and the MOTION carried without negative vote. Bob Chanson abstained because he is one of the boat slip lease applicants.

Set Next Meeting Date

The next monthly meeting will be held Wednesday, May 1, 2013 beginning at 5:30 pm.

Adjournment

Chanson/Trustee Pappas 2nd made a MOTION to adjourn the meeting at 5:05 pm, and the MOTION carried without negative vote.

Minutes prepared by: Dennis L. Martin, village clerk

Note: These minutes are subject to further editing. Once approved by the Lakefront and Harbor Committee, the official minutes will be kept on file at the Village Hall.

APPROVED: 5/1/13