

**VILLAGE OF FONTANA ON GENEVA LAKE**  
**WALWORTH COUNTY, WISCONSIN**  
(Official Minutes)

MONTHLY MEETING of the VILLAGE BOARD OF TRUSTEES

**Monday, April 7, 2008**

Village Clerk Dennis Martin called the monthly meeting of the Village Board to order at 6:00 pm in the Village Hall, 175 Valley View Drive, Fontana, Wisconsin.

**Trustees present:** Roll call vote: Youngquist, O'Connell, Petersen, Kenny

**Trustees absent:** President Pollitt, Spadoni, Turner

**Also present:** Rosemarie Barrett, Chad and Pam Carper, Cary Kerger, Village Administrator Kelly Hayden-Staggs, Rob Ireland, Library Director Nancy Krei, David Lindelow, Lou Loenneke, Assistant Zoning Administrator Bridget McCarthy, CDA Executive Director Joseph McHugh, Building Inspector Ron Nyman, Police Chief Steve Olson, Rick Pappas, Village Attorney Dale Thorpe, Andrew Westbrook, Director of Public Works Craig Workman

**Elect President Pro-Tem**

O'Connell/Kenny 2<sup>nd</sup> made a MOTION to elect Trustee Youngquist as the President Pro-Tem for the meeting because of the absence of President Pollitt, and the MOTION carried without negative vote.

**Visitors Heard**

None

**Announcements**

Hayden-Staggs stated that the Toddler Time program will be held at the Village of Fontana Public Library on Thursdays, April 10, 17 and 24, 2008 at 10:30 am; a Frisbee Golf Course Cleanup Day and Demonstration event will be held at the Duck Pond on Saturday, April 12, 2008 at 10:00 am; the newly elected trustees will take office Tuesday, April 15, 2008; the Park Commission will hold its monthly meeting on Wednesday, April 16, 2008, at 6:00 pm; the Public Service Commission will hold a telephonic hearing on the proposed water rate increase at the Village Hall on Friday, April 18, 2008 at 9:00 am; the Board of Appeals will hold a hearing to consider a petition filed by Joseph Bidwill on Wednesday, April 23, 2008 at 4:00 pm; the Plan Commission will held its monthly meeting with a public hearing on proposed amendments to the Lakefront Zoning Ordinance on Monday, April 28, 2008 at 5:30 pm; and the Skeeter Club donated \$100 to the Village for the use of the beach during its ice boat regatta.

**Approval of Minutes**

O'Connell/Kenny 2<sup>nd</sup> made a MOTION to approve the minutes for the meeting held March 3, 2008, as presented, and the MOTION carried without negative vote.

**Village Treasurer's Report**

Petersen/O'Connell 2<sup>nd</sup> made a MOTION to accept the Treasurer's Report for February 2008 as presented and to place it on file for the audit, and the MOTION carried without negative vote.

**Approval of Village and Utility Payables**

Petersen/O'Connell 2<sup>nd</sup> made a MOTION to approve the Village and Utility Payables as distributed at the meeting, and the MOTION carried without negative vote.

**General Business/Administrator's Report – President Pollitt/Administrator Hayden-Staggs Election Results**

Hayden-Staggs presented the local results of the April 1, 2008 election, at which Trustee Turner earned reelection to a two-year term, Trustee Pat Kenny and Diane Lewis were elected two-year

terms on the Village Board, David C. Jensen was elected to a two-year term over incumbent Municipal Court Judge Pete Wilson, and the voters approved the Third Avenue Project referendum.

### **Schedule Organizational Meeting**

Hayden-Staggs stated that President Pollitt proposed scheduling the annual organizational meeting of the Village Board for Monday, April 21, 2008 at 6:00 pm.

Petersen/O'Connell 2<sup>nd</sup> made a MOTION to schedule the annual organizational meeting of the Village Board for Monday, April 21, 2008 at 6:00 pm, and the MOTION carried without negative vote.

### **Police and Fire Commission Recommendation on Waiting List Applicants**

Chief Olson stated that the Police and Fire Commission met Saturday, April 5, 2008 and interviewed two candidates. One of the candidates, Ryan Halstead, was recommended for approval to the waiting list. Halstead has previously worked for the Village as a Community Service Officer. Halstead is scheduled to graduate from the Police Academy in May 2008. The PFC recommended approving Halstead for the police officer waiting list and offering him a LTE police officer position, with no sworn duties until after he graduates from the Police Academy.

Petersen/Kenny 2<sup>nd</sup> made a MOTION to approve the placement of Ryan Halstead on the Police Officer Waiting List and to hire Halstead as a Limited Time Employee, with no sworn police officer duties until after he graduates from the Police Academy in May 2008. The MOTION carried without negative vote.

### **CDA – Trustee Turner**

#### **Wild Duck Erosion Control Bill – Prairie Tree (Tabled 2/4/08 & 3/3/08)**

Workman stated that negotiations are continuing with Prairie Tree and Ruekert-Mielke with regard to the responsibility for the error.

Petersen/O'Connell 2<sup>nd</sup> made a MOTION to table the item, and the MOTION carried without negative vote.

### **Payment Request Submitted by Mann Brothers for Dade and Wild Duck Road Reconstruction Project**

Petersen stated that the Public Works Committee and CDA Board recommended approval of the \$34,676 pay request submitted by Mann Brothers, Inc. for the Dade and Wild Duck Road Reconstruction Project.

Petersen/O'Connell 2<sup>nd</sup> made a MOTION to approve the \$34,676 pay request submitted by Mann Brothers, Inc. for the Dade and Wild Duck Road Reconstruction Project as presented, and the MOTION carried without negative vote.

### **Payment Request for Porter Court Plaza Project**

Petersen stated that the Public Works Committee and CDA Board recommended approval of the \$10,717 pay request submitted by Mann Brothers, Inc. for the Porter Court Plaza Project. Workman stated that the work performed on the project was for grading and erosion control in the ditch line.

Petersen/Kenny 2<sup>nd</sup> made a MOTION to approve the \$10,717 pay request submitted by Mann Brothers, Inc. for the Porter Court Plaza Project as presented, and the MOTION carried without negative vote.

### **Abbey Resort Developer's Agreement – Spa Renovation**

Cary Kerger and David Lindelow of Abbey Provident Hotel Manager, LLC presented revised plans for the interior (phase one) of its Spa renovation project. Kerger stated that the Abbey and the Village has entered into a TIF District borrowing agreement for the entire project and per the terms of the agreement, any changes to the development plan require Village approval. Kerger stated that once the general contractor studied the approved design and the current site conditions, it was determined that the initial cost estimate was too low and the project had to be scaled back. Kerger stated that the proposed changes were presented to the CDA Board, and the CDA members voted unanimously that the proposed changes do not impact the nature of the project. In response to a question from Youngquist, Lindelow stated that the general contractor estimated the initially approved project to cost \$1.7 million, and with the proposed changes, the project would cost \$1.2

million. Lindelow stated that the proposed changes will not impact the integrity of the initial design. In response to a question from Youngquist, Thorpe stated that the Village is fully secured financially no matter what design is approved. Youngquist asked if the Spa guests would notice the difference in plans – if the facility would go from a Grade A facility to a Grade B facility. Lindelow stated that the modified plans do not exclude any of the elements of the initial renovation plan – the changes were dictated because the contractor is working with an existing building. Lindelow stated that initially proposed relocation of utility services and an administrative office were excluded from the plan. Kerger stated that a provision in the developer’s agreement calls for Village approval to authorize material changes to the plan. Hayden-Staggs stated that the approved development agreement references the initial plans that received state approval, so the new plan will have to be approved by the state and referenced in an amended development agreement. McHugh stated that the CDA Board approved committing 50 percent of the project cost up to \$500,000. The financing agreement states the project is for the state approved plans attached to the agreement, and that the plans must be approved by the state. O’Connell stated that she thinks the amended renovation plan represents a material change and the Village Board should table the proposal until the amended plan receives state approval. Kerger stated that the amended plans have been submitted to the state and approval was anticipated within the next week. Kerger stated that the resort would like to get the project started as soon as possible and asked if the Village Board would consider approving the proposal with the condition that the amended plan receives state approval. O’Connell stated that the Village Board could call a special meeting if necessary after the members have a few days to review the plans if and when they receive state approval. Thorpe stated that the renovation plan does not change the footprint of the building. Youngquist stated that he does not think the Village Board should hold up the approval process for the amended plan if the Spa is still being improved and the Village’s investment of TIF funds is guaranteed. Petersen stated that he wanted to make a motion to approve the proposal based on the recommendation of the CDA Board.

Petersen/Kenny 2<sup>nd</sup> made a MOTION to approve the amended interior plans as submitted, subject to state approval and review by the Village of Fontana Building and Zoning Department for adherence to the Municipal Code, and to authorize the CDA attorney to amend the development agreement to reference the amended renovation plans after they have been approved by the state. The MOTION carried on a 3-1 vote, with Trustee O’Connell opposed.

### **Pedestrian Path FOTH Engineering Proposal**

McHugh stated that the Village of Walworth Board of Trustees approved a motion to authorize its engineering firm, FOTH Engineering, to complete the first two phases of the Pedestrian Path project. The first two phases are the surveying of the property and the drafting of a concept drawing for a total of \$7,600. McHugh stated that the Village of Walworth has committed 25 percent of the project cost, and the CDA has committed to fund the other 75 percent.

Petersen/O’Connell 2<sup>nd</sup> made a MOTION to approve the CDA Board’s recommendation to spend \$5,700 on the first two phases of the engineering work required for the joint Pedestrian Path project with the Village of Walworth, and the MOTION carried without negative vote.

### **Protection Committee – President Pollitt**

#### **Operator’s License Applications Filed by Rita Bouras, Christine Gollwitzer, Kristine Granahan, Stephanie Kinas, Marilyn C. Shepherd and Lory Resendez (Abbey Resort), and Rachel M. Jutz (Fontana Corner Market)**

No issues were found when the Police Department conducted the background checks on the applications.

O’Connell/Kenny 2<sup>nd</sup> made a MOTION to approve the Operator’s License applications filed by Rita Bouras, Christine Gollwitzer, Kristine Granahan, Stephanie Kinas, Marilyn C. Shepherd and Lory Resendez, employees at the Abbey Resort, and Rachel M. Jutz, an employee at Fontana Corner Market), and the MOTION carried without negative vote.

#### **Provisional Operator’s License Applications Filed by Joanne Johnson and Sandra Hibbard (Country Club Estates Golf)**

No issues were found when the Police Department conducted the background checks on the applications.

Petersen/O'Connell 2<sup>nd</sup> made a MOTION to approve the Provisional Operator's License applications filed by Joanne Johnson and Sandra Hibbard, employees at Country Club Estates Golf Course, and the MOTION carried without negative vote.

**Temporary Operator's License Application Filed by Joseph R. Abell for Big Foot Lions Lobster Boil**

The application was filed for the Big Foot Lions Club annual Lobster Boil and Steak Fry on Saturday, July 26, 2008 in Reid Park.

O'Connell/Kenny 2<sup>nd</sup> made a MOTION to approve the Temporary Operator's License application filed by Big Foot Lions Club member Joseph Abell for the Lobster Boil and Steak Fry on Saturday, July 26, 2008 in Reid Park, and to waive the application fee, and the MOTION carried without negative vote.

**Neighborhood Electric Vehicle Ordinance**

Chief Olson stated that a citizen request generated the drafting of the proposed ordinance. Chief Olson stated that electric vehicles are like very fancy golf carts; however, they are licensed by the state and they have headlights. The Protection Committee drafted the proposed ordinance using sample ordinances from other state municipalities. Hayden-Staggs stated that the Wisconsin DOT requested some minor modifications to the proposed ordinance to allow for electric vehicle drivers to cross State Highway 67 only at its intersection with Third Avenue/West Main Street, Fontana Boulevard/Porter Court and Dewey Avenue and the private driveway onto the Abbey Ridge property. Hayden-Staggs stated that the vehicles will only be allowed to be driven on streets that have posted speed limits of 35 miles per hour or slower. Following discussion, it was determined the ordinance may have to be amended in the future to add the intersection across Highway 67 from East Second Avenue to West Second Avenue – at the entrance to the Cliffs of Fontana subdivision. Petersen/Kenny 2<sup>nd</sup> made a MOTION to approve Ordinance 04-07-08-01 as presented at the meeting, and the MOTION carried without negative vote.

**Plan Commission – Trustee Spadoni**

**Building, Site and Operational Plan Application Filed by Pamela B. Carper, Georgie B's Restaurant, 441 Mill Street, Suite 102**

The Plan Commission recommended approval of the BSOP with five conditions that were agreed to by the applicants.

Petersen/Kenny 2<sup>nd</sup> made a MOTION to approve the Building, Site and Operational Plan application as submitted with the following five conditions: 1. A complete submittal for building and zoning permits shall be applied for and issued prior to the commencement of construction of and/or installation of any and all of approved signage, and/or any interior remodeling or modifications normally requiring a permit. BSOP approval shall not alleviate the applicant from securing all required permits. Signage shall be constructed and located in accordance with the approved BSOP and Village of Fontana Municipal Code. 2. Approved signage shall consist only of one on-wall sign identification sign 2-feet-by-3-feet (6 square feet) to be located on the north wall and one 43-inches-by-10-inches portion of a Group Sign (3 square feet) to be located at the northeast corner of the property (as previously approved in the Precise Implementation Plan for the FairWyn Ltd. Planned Development). 3. The two proposed LED open signs are acceptable as long as they are approved through a PIP amendment, and shall conform with the provisions of the Village of Fontana Municipal Code, including, but not limited to, placement of the proposed signage in windows not facing residential use properties. 4. Any future proposed modifications of this approved BSOP, including, but not limited to signage, shall require Village of Fontana approval in the form of an Amendment to the approved Building, Site and Operational Plan and its conditions. 5. All outstanding cost recovery fees billed to date applicable to this project shall be paid prior to the issuance of any building & zoning permits. This condition does not alleviate the applicant from any cost recovery fees not yet billed. The MOTION carried without negative vote.

**Conditional Use Permit Application Filed by Cricket Communications for 5-Foot Addition to Existing Tower on Property Owned by Robert Stewart, 202 W. Main Street, Fontana, WI 53125 in the M-3 ETZ District**

Rosemarie Barrett stated that her firm is seeking approval of the CUP that would allow the existing tower to be extended by 5 feet. The tower will still be less than 200-feet-high even with the extension. The Plan Commission recommended approval of the CUP as submitted with five conditions that were agreed to by the applicant.

O'Connell/Kenny 2<sup>nd</sup> made a MOTION to approve the Conditional Use Permit application filed by Cricket Communications for a five-foot addition to the existing tower on the property owned by Robert Stewart, 202 W. Main Street, Fontana, WI in the M-3 ETZ District, with the following five conditions:

1. A certified site plan and/or survey shall be submitted which accurately depicts the location of the existing tower on the parcel to determine zoning district.

2. A complete submittal for building and zoning permits shall be applied for and issued prior to the commencement of construction of and/or installation of any antennas and/or cables. CUP approval shall not alleviate the applicant from securing all required permits.

3. All outstanding cost recovery fees billed to date applicable to this project shall be paid prior to the issuance of any zoning permits. This condition does not alleviate the applicant from any cost recovery fees not yet billed.

4. The approved CUP shall be maintained and operated subject to the following conditions:

A. Screening: All shelters and other equipment shall be screened from all public right-of-ways and residential use properties.

B. Fencing: Properly maintained fencing shall encompass the tower and electronic shelters.

C. Lighting: Exterior lighting shall be limited to security purposes and FAA regulations and will be designed so as not to shine upon neighboring properties.

D. Outside Storage: Outside storage of materials is prohibited.

E. Exterior: The applicant will keep the exterior condition of the premises in a neat and orderly condition at all times. The tower and electronic shelters shall be maintained and painted and kept in good repair.

F. Inspection: The applicant shall allow the Village of Fontana representatives to inspect the premises for purpose of determining compliance with the conditional use permit.

G. FAA and FCC Approval: A copy of the FCC approval letter with respect to this facility shall be submitted by the applicant. The Village of Fontana Building and Zoning Department shall verify compliance with FAA regulations.

H. Operation Interference: Operation shall be undertaken so as not to interfere with any other form of wireless communication. In the event any complaints of interference are received, and they are reasonably suspected by a qualified engineer and the Village to be caused by this facility, the Village shall notify the applicant. The applicant shall have 30 days to investigate said complaint(s) and respond to the Village. In the event it is determined that the applicant's facility is the source of interference, the applicant shall have seven days to correct the problem.

5. Future proposed modification to this CUP shall require an amendment submitted, reviewed and approval by the Village of Fontana. The MOTION carried without negative vote.

#### **Lot Line Adjustment Proposal Filed by Robert Muskat for Two Lots Located off Lower Brookwood Drive**

O'Connell stated that the proposal is for a simple lot line adjustment that will create two conforming lots. The Plan Commission recommended Village Board approval of the proposal with eight conditions.

Petersen/Kenny 2<sup>nd</sup> made a MOTION to approve the Lot Line Adjustment application as submitted with the following eight conditions: 1. The approved lot line adjustment shall be as depicted on the Plat of Survey dated December 13, 2007 (Abell Surveying & Mapping). 2. The owner/applicant shall confirm there are no easements of record along the existing common lot line, or otherwise, on either proposed lot (i.e., utility, sewer/water), nor any deed restrictions hindering or prohibiting construction on either proposed lot. 3. The owner/applicant shall be made aware that existing landscaping on Lot 1 encroaches into the road right-of-way and may be ordered removed from the right-of-way at any time, at the responsibility and cost of the owner of the property at the time encroachment may be ordered removed. 4. The owner/applicant shall comply with Section 236.34, Recording of certified survey map; use in changing boundaries; use in conveyancing, Wisconsin State Statutes. 5. Any special assessments and taxes shall be paid to the Village of Fontana

prior to final approval of the Lot Line Adjustment Application. 6. The owner/applicant shall be responsible for any and all recording fees. 7. The owner/applicant shall be responsible for recording the deed or other appropriate instrument with the Walworth County Register of Deeds within 12 months from the approval date by the Village of Fontana. 8. The owner/applicant shall provide the Village of Fontana with one (1) recorded copy of the deed or instrument and the plat of survey exhibit, within thirty (30) days of recording such document, which will constitute final Village approval of the lot line adjustment. The MOTION carried without negative vote.

#### **Randall Arnedt Seminar May 14, 2008**

McHugh stated that the CDA Board will be hosting Randall Arnedt for a seminar on urban core redevelopment planning on Wednesday, May 14, 2008 from 7:00 to 9:00 pm. McHugh stated that the CDA Board members would like the Village Board members and as many other officials and residents as possible to attend the seminar. One area of discussion will be the revitalization of the Fontana Boulevard retail area. McHugh stated that Arnedt previously hosted a Village seminar on the Tracy residential development.

#### **Finance Committee – President Pollitt**

##### **Insurance Renewal**

Martin stated that the insurance renewal proposal was updated to include the Finance Committee recommendations. The estimated premium with the Finance Committee recommendations totals \$104,847, which is a 4 percent increase from last year's total premium of \$101,256.

Petersen/O'Connell 2<sup>nd</sup> made a MOTION to approve the insurance renewal proposal from R&R Insurance and the League of Wisconsin Municipalities Mutual Insurance Program as presented, and the MOTION carried without negative vote.

##### **Assessor Communication Regarding Errors**

Hayden-Staggs stated that the Finance Committee drafted a letter to the Village assessment firm, Accurate Appraisal, LLC that outlines errors made by the firm in 2005, 2006 and 2007 that resulted in the refunding of taxes totaling \$60,769. Hayden-Staggs stated that the Finance Committee recommended sending the letter to Accurate Appraisal, but the Village Board had to give final authorization. Hayden-Staggs stated that Charge-Back petitions were filed with the Wisconsin DOR for all of the errors; however, they were all denied. Accurate Appraisal has agreed to a credit adjustment to its contract with the Village totaling \$30,188 in 2008 to offset the lost revenue when the 2007 TID increment report was not submitted by the state deadline, and has agreed to pay the Village \$4,493 for other errors made in 2007; however, there is still \$25,597 remaining in lost tax revenue. Youngquist asked where the \$25,597 will come from. Hayden-Staggs stated that the Village Board has the option of adding the \$25,597 to next year's tax levy, but then the assessor's error would be paid for by the taxpayers. Youngquist stated that as a taxpayer, he does not want to pay for somebody else's mistake. Thorpe stated that Accurate Appraisal may have an insurance policy to cover the lost revenue that resulted from the errors made by the assessment firm. Following discussion, the Village Board members were in consensus that by authorizing the sending of the letter to Accurate Appraisal, it doesn't approve allocating the \$25,597 in next year's budget to cover for the assessor's mistakes in 2006 when Board of Review changes were not submitted to the Wisconsin DOR. The Village Board members were in consensus that the Finance Committee should further negotiate with the assessor regarding the 2006 errors.

Petersen/O'Connell 2<sup>nd</sup> made a MOTION to authorize the sending of the letter to Accurate Appraisal, LLC as presented, and to direct the Finance Committee to investigate other options to recoup the \$25,597 lost for tax refunds in 2006 because of the assessor errors, and the MOTION carried without negative vote.

##### **PSC Water Rate Increase Update & Announcement of Public Hearing**

Hayden-Staggs stated that the Public Service Commission is recommending a water rate increase that will result in a 15 percent overall increase to the total utility bills, including the sewer rate. The other change proposed by the PSC is the elimination of the volume discount for water. Petersen stated that the Village residents should keep in mind that the PSC ultimately dictates the utility rates. A telephonic public hearing will be conducted at the Village Hall by the PSC on Friday, April 18, 2008 beginning at 9:00 am.

## **Budget Amendments**

Hayden-Staggs stated that a majority vote, or five members, of the entire Village Board membership is required to approve a budget amendment.

Petersen/Kenny 2<sup>nd</sup> made a MOTION to table the item, and the MOTION carried without negative vote.

## **Lakefront and Harbor – Trustee O’Connell**

### **GLEA Beach Signs and Policy Update**

Hayden-Staggs stated that the Village received a proposal from the Geneva Lake Environmental Agency to establish a policy for a beach water sampling program and signage. Water samples will be taken once a week at the beaches in Fontana, Williams Bay, Linn Township and Lake Geneva.

O’Connell stated that the Lakefront and Harbor Committee recommended minor changes to the proposed policy prior to adoption by the Village Board. The two changes include that if after a water sample is taken and the E Coli bacteria levels exceed the recommended criterion for normal conditions, sampling will continue every 24 hours until the bad levels clear; and that the beach area used by the County Club Estates Association should be added as a second location for program signage in the Village of Fontana. Workman stated that the sampling program includes the erection of signage that features a boilerplate statement on the program. There also will be three color-coded warning signs – a green sign will be posted when the levels are in the safe range; a yellow sign will be posted when the levels are higher than normal; and a red sign will be posted when the levels are not safe and the beach has to be closed. Workman stated that the Village will receive one set of signs for the municipal beach; however, the second set of signs for the beach used by the Country Club Estates Association will have to be purchased.

O’Connell/Kenny 2<sup>nd</sup> made a MOTION to approve the implementation of the Beach Sampling Program and associated signage and to approve the Geneva Lake Environmental Agency Beach Sampling Program policy with the two changes recommended by the Lakefront and Harbor Committee as presented, which include that if after a water sample is taken and the E Coli bacteria levels exceed the recommended criterion for normal conditions, sampling will continue every 24 hours until the bad levels clear; and that the beach area used by the County Club Estates Association be added as a second Village of Fontana testing location. The MOTION carried without negative vote.

## **DMA Ordinance Review**

### **DMA Mapping**

Hayden-Staggs stated that the Village attorney’s office reviewed the Designated Mooring Area ordinance and mapping situation as directed by the Village Board. Thorpe stated that the ordinance is fine as written; however, it does not reference the DMA maps, it only delineates the legal descriptions of the mooring area boundaries. The exact number of moorings and their locations are not delineated in the DMA ordinance. Thorpe stated that associated DMA maps were drafted when the DMA ordinance was adopted; however, the maps and the allowable levels of density are not included in the ordinance. Thorpe stated that if desired, the ordinance can be amended to include the density figures and map exhibits. Thorpe stated that the maps of the individual mooring areas could be codified in an ordinance amendment. Hayden-Staggs stated that the Lakefront and Harbor Committee is seeking direction from the Village Board regarding the addition of the map exhibits to the ordinance. Hayden-Staggs stated that the Lakefront and Harbor Committee members thought that the ordinance already included the maps and they are seeking direction from the Village Board if they should initiate the map codification process. Youngquist stated that the Village drafted initial maps when the DMA ordinance was adopted and the maps should be updated to reflect what has been approved for each of the mooring areas. The Village Board was in consensus following discussion that the DMA ordinance should include specific details on all of the commercial and residential mooring areas in the Village.

Youngquist/Petersen 2<sup>nd</sup> made a MOTION to direct the Lakefront and Harbor Committee to continue to investigate the mooring area maps on file with the Village, to update the current commercial and residential DMA maps to reflect what has been approved for each of the mooring areas, and to prepare a DMA ordinance amendment to codify the updated maps. The MOTION carried without negative vote.

### **Buntrock Pier Application**

O'Connell stated that the Lakefront and Harbor Committee recommended approval of the proposal to extend the pier from 72 feet to 81 feet and to remove one buoy from the mooring area, subject to permit approval by the Wisconsin Department of Natural Resources and plan approval by the Village of Fontana Building and Zoning Department.

O'Connell/Kenny 2<sup>nd</sup> made a MOTION to approve the Buntrock Pier Permit application as recommended by the Lakefront and Harbor Committee, with the conditions that the permit is approved by the Wisconsin DNR and that the plan is approved by the Village of Fontana Building and Zoning Department. The MOTION carried without negative vote.

### **Fontana Shores Pier Configuration**

O'Connell stated that the proposal was tabled by the Lakefront and Harbor Committee pending the results of the DMA ordinance and map inquiry. The committee will begin the DMA mapping review and codification process directed earlier in the meeting with the Fontana Shores DMA.

### **Lifeguard Towers**

Hayden-Staggs stated that following three months of discussion on the installation of new lifeguard towers on the Fontana beach, the design has been finalized and the new towers can be constructed by the Public Works Department. Hayden-Staggs stated that the Lakefront and Harbor Committee recommended that the new towers be the same height as the current towers, but a new design will be implemented. The new design has been approved by the Geneva Lake Water Safety Patrol, and the total cost will remain within the initially approved \$3,000 budget.

Youngquist/Petersen 2<sup>nd</sup> made a MOTION to approve the construction and installation of new lifeguard towers on the Fontana beach with the conditions that the new towers are the same height as the current towers, that the Water Safety Patrol design standards are used, and that the project remain within the initially approved \$3,000 budget. The MOTION carried without negative vote.

### **Public Works – Trustee Petersen**

#### **2008 Street/Utility Construction Schedule**

Workman distributed the schedule of street and utility construction projects for 2008, which includes a small stretch of Indian Hills Road that is scheduled to be completed during a two-week period in May. Other work is scheduled for Arrowhead Drive and Castle Terrace Drive, Dade and Wild Duck Roads, the Porter Court plaza, Third Avenue utility burial and street reconstruction, Kinzie Avenue, Timber Trail Drive, and at the Duck Pond Recreation Area.

#### **Bucket Truck Repair Update**

Workman stated that it has been determined that additional repair work is required on the bucket truck that will increase the total expense by \$1,471, bringing the total cost up to \$6,713. Workman stated that the total is \$2,500 more than initially anticipated, but the work is necessary to keep the equipment operating efficiently and safely.

Petersen/Kenny2<sup>nd</sup> made a MOTION to approve the additional repair work on the bucket truck as recommended by the Public Works Committee, and the MOTON carried without negative vote.

#### **Main Lift Equipment Sale**

Workman stated that now that the old main lift station is no longer on line, some of the old equipment and replacement parts can be sold. There also are two Hydromatic submersible pumps from the Mill Street lift station that can be sold. The Public Works Committee recommended selling the equipment because it can't be used on the new Main Lift Pumping Station in Reid Park.

Petersen/Kenny 2<sup>nd</sup> made a MOTION to authorize the sale of the old equipment from the old main lift station and from the Mill Street lift station as recommended by the Public Works Committee, and the MOTION carried without negative vote.

#### **Sale of Chevrolet S-10 Pickup Truck**

Workman stated that the Village purchased a Ford F-150 pickup truck from the state depot in Madison for \$750. The truck will be used to replace one of the two Chevrolet S-10 pickup trucks.

Petersen/O'Connell 2<sup>nd</sup> made a MOTION to approve the sale of one of the Chevrolet S-10 pickup trucks, and the MOTION carried without negative vote.

**Geneva Lake Law Enforcement Agency – President Pollitt**

**Update**

Since President Pollitt was absent, the minutes for GLLEA Board meetings held March 5, 2008 and March 31, 2008 were distributed.

**Park Commission – Trustee Youngquist**

**Update**

Youngquist stated that the annual Easter Egg Hunt at the Duck Pond Recreation Area was successful even with the snow storm that hit the area the day before the event. Planning is continuing on the renovation and improvement plan for the Little Foot Playground in Reid Park and the CDA Board has committed \$35,000 for the project. Youngquist stated that a cleanup and demonstration event for the new Frisbee golf course is scheduled for Saturday, April 12, 2008 beginning at 10:00 am, weather permitting.

**F/W WPCCC – Trustee Petersen**

**Update**

Petersen stated that the F/W WPCCC Board of Directors is continuing to meet with the Linn Sanitary District in an attempt to correct the sanitary district's wastewater problems. Petersen stated that the sanitary district is negotiating to purchase capacity at the F/W WPCCC treatment facility.

**Pending Items for Future Agendas**

1. Fontana Fen Property Line Delineation
2. Approve Ordinance Amendment Creating Section 74-342 (Tabled 12/3/2007)

**Adjournment**

O'Connell/Kenny 2<sup>nd</sup> made a MOTION to adjourn at 7:42 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 Village Board, the official minutes will be kept on file at the Village Hall.

APPROVED: 05/05/08