

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

MONTHLY MEETING of the VILLAGE BOARD OF TRUSTEES

Tuesday, September 5, 2006

President Whowell called the meeting of the Village Board to order at 6:03 pm in the Village Hall, 175 Valley View Drive, Fontana, Wisconsin.

Trustees present: Roll call vote: O'Connell, Bromfield, President Whowell, Petersen, Bidwill, Pollitt, Turner

Also present: Jim Accola, Steve Beers, Jason Bernard, Police Lt. Brad Buchholz, Mark Chalchoff, Jim Feeney, Village Administrator Kelly Hayden-Staggs, Library Director Nancy Krei, Lou Loenneke, Village Clerk Dennis Martin, Maureen Mayrand, CDA Executive Director Joseph McHugh, Pete Novak, Building Inspector Ron Nyman, Treasurer Peg Pollitt, Donna and George Spadoni, Village Attorney Dale Thorpe, Director of Public Works Craig Workman, Carol and Jamie Whowell, Marsha Williksen

Visitors Heard

Plan Commissioner George Spadoni presented a prepared statement on a proposed ordinance amendment to Chapter 18-27 that was tabled and referred back to staff for revisions by the Plan Commission at its August 28, 2006 meeting. Spadoni stated the same concerns that were discussed by the Plan Commission on August 28 before the Plan Commission voted unanimously to table the proposed amendment and to direct the Village staff to address the concerns in a redrafted proposal. Spadoni stated that he and the other people he asked to attend the meeting wanted the Village Board to order the staff not to amend the proposal and to just drop the entire matter. Spadoni sent out an email he titled "Kids of Fontana Unite" to all the people on the Village of Fontana distribution lists on September 2, 2006, that stated the ordinance amendment would "ban all playground equipment, swimming pools, basketball hoops etc. from the front lawns/driveways/parkways of the homeowners of Fontana." Spadoni's email encouraged their attendance at the Village Board meeting to demand that the Village Board vote to drop the issue. Spadoni stated that the subdivision associations should be left to set the zoning regulations for the parcels located within the subdivisions. An unidentified woman stated that she agrees with Spadoni and the governing of playground equipment in front yards should be left up to the individual subdivision associations. President Whowell responded that the Plan Commission voted on August 28, 2006 to table the proposal and to have it redrafted after it discussed the concerns stated by Spadoni. President Whowell stated that the Plan Commission also was in consensus that the proposal, which addressed many other issues as well as permanent playground equipment in front yards, also required redrafting in other areas. After the proposal is redrafted to address the concerns stated by the Plan Commissioners, it again will be presented as a concept at a monthly meeting of the Plan Commission, and if favorably reviewed, set for a public hearing. If the Plan Commission votes to recommend approval following the public hearing, the Village Board would then consider the proposal. An unidentified man stated that he wanted to second the concerns stated by Spadoni and the unidentified woman. Spadoni stated that he wanted the Trustees to state their opinions on the proposal that was referred back to staff for revisions. All of the Trustees stated that they would not support a proposal that would adversely affect the rights of property owners and their yards or limit their children's recreational opportunities. Spadoni also stated that he wanted the Village Board to vote against the proposed amendment to Chapter 18-21 of the Municipal Code because it would prevent property owners from being able to renovate or raze and rebuild their residences.

Announcements

Hayden-Staggs announced that the CDA monthly meeting will be held Wednesday, September 6, 2006 at 6:00 pm; the annual Triathlon will dictate the closure of the Village ramp until 1:00 pm on Saturday, September 9, 2006; the Village of Fontana Referendum will be held Tuesday, September

12, 2006, with polls open from 7:00 am to 8:00 pm; the Public Safety Board of Appeals will conduct a grievance hearing filed by the WPPA on Wednesday, September 13, 2006 at 3:00 pm; the fourth quarter VOF Newsletter article deadline is Thursday, September 14, 2006; the next monthly meeting of the Plan Commission will be Monday, September 25, 2006 at 5:30 pm; the CDA will host a Lakefront Workshop/Town Hall Meeting on Saturday, September 30, 2006, at 9:00 am, and a Duck Pond Workshop on Saturday, October 28, 2006, at 9:00 am; and Highway 67 construction will dictate road closures during Phase II from August 21 to early November.

Approval of Minutes

Bromfield/Pollitt 2nd made a MOTION to approve the minutes for meetings held August 7, 21 and 28, 2006, and the MOTION carried without negative vote.

Village Treasurer's Report

Petersen/Pollitt 2nd made a MOTION to accept the Treasurer's Report for July 2006 and to place it on file for the audit, and the MOTION carried without negative vote.

Approval of Village and Utility Payables

Pollitt/Bromfield 2nd made a MOTION to approve the Village and Utility Payables as distributed, and the MOTION carried without negative vote.

General Business/Administrator's Report – President Whowell/Administrator Hayden-Staggs

Liquor License Outdoor Service – Town Hall Meeting Results

President Whowell stated that he had the results of the Town Hall Meeting questionnaire distributed, and the results indicated that there is some desire for the Village to accommodate outdoor liquor service area proposals. President Whowell stated that he thought that something should be investigated further and the Village Board should not just let the issue drop. President Whowell suggested that the matter be referred back to the Plan Commission. O'Connell stated she also does not want the issue to "fall off the map," but it was her understanding that the Village Board was in consensus that the decision should be kept at the Village Board level. Bidwill stated that he agreed with O'Connell and suggested that he facilitate a workshop meeting with some of the interested Trustees and Plan Commissioners. Trustees and Plan Commissioners who want to make additional comments on the regulating of outdoor liquor service areas were directed to email them to the village clerk or village administrator by September 15, 2006.

Meeting Schedule

President Whowell stated that it was up to the Trustees to determine if the regular monthly meeting date should be on the first Monday or first Tuesday of each month. Following discussion during which the Trustees all stated they didn't have a preference for either night, Trustee Turner suggested making the regular meeting night the first Monday of each month because that has been the traditional date in the Village of Fontana during the last several years. The Trustees were in consensus that the meetings should be set for the first Monday of each month, excluding holidays. Pollitt/Bidwill 2nd made a MOTION to approve Ordinance No. 09-05-06-01, establishing the first Monday of each month as the regular Village Board meeting date, and the MOTION carried without negative vote.

Fall/Winter Intern Approval

Hayden-Staggs stated that although the salary was included in the budget, the Village did not hire a summer intern this year. Hayden-Staggs stated that she would like authorization to hire an intern at this time to work during the fall and winter months. Hayden-Staggs stated that the intern, Tiffany Baars, would help with budget preparation and tax duties if approved by the Village Board. Petersen/Bromfield 2nd made a MOTION to approve the hiring of Tiffany Baars as a fall and winter intern at the Village Hall, and the MOTION carried without negative vote.

Union Negotiations Commence

Hayden-Staggs stated that the union contract with the Department of Public Works employees expires this year and the Human Resources Committee will be scheduling negotiation meetings.

League of Wisconsin Municipalities Conference Attendance – October 11 to 13, 2006 in Middleton

Trustees Petersen, Bromfield and Turner and President Whowell stated that they are planning to attend the annual conference. O'Connell stated that she thinks Hayden-Staggs and Peg Pollitt would benefit from attending the conference. President Whowell stated that he agreed with O'Connell that it would be a good idea for the Hayden-Staggs and Peg Pollitt to attend the conference if their schedules permit.

Temporary Directional Signage During Construction

President Whowell stated that although the Village Board previously authorized the Building and Zoning Department to issue permits for the temporary, off-premises signage during the Highway 67 construction project, the issue of permit fees was not discussed. President Whowell stated that he felt the Village Board should waive the permit fees for temporary signage requests during the construction period. Nyman stated that two applicants have applied for and received permits for temporary signage, FairWyn, Ltd. and John O'Neill. Nyman stated that FairWyn paid a fee of \$161 and O'Neill paid a fee of \$156 for the sign permits. Nyman stated that the Abbey Resort applied for a permit for temporary signage last week, and when the applicant was informed of the \$155 fee, they objected and did not file the application. President Whowell stated that the Village gave the Abbey permission to erect the off-premises directional signs for the weekend, and informed them that the Village Board would be considering their request to waive the fee. Hayden-Staggs stated that if the Village Board voted to waive the fee for the Abbey, the Village should refund the fees previously paid by FairWyn and O'Neill. Hayden-Staggs stated that the permit fees cover the time spent by the Village staff members to process and approve the applications. Turner stated that the Village is creating hardships for the business owners with the Highway 67 construction project and he thinks the permit fees should be waived for temporary signage during the construction period. Turner stated that the fees paid for by FairWyn and O'Neill should be refunded. Petersen stated that the fees should be waived; however, business owners should still be required to file for a permit for temporary signage.

Turner/Bromfield 2nd made a MOTION to waive the building permit fees for the issuance of temporary signage permits during the next 60 days, and to refund the permit fees paid for temporary sign permits issued to FairWyn, Ltd. and John O'Neill, and the MOTION carried without negative vote.

CDA – Trustee Turner

Third Avenue Ordinance – Two Way vs. One Way From Reid Street to the Alley (Tabled 07/10/06 & 08/07/06)

Turner stated that considering the associated difficulties in changing a street from one-way to two-way at mid-block, he proposed changing Kinzie and Third Avenues back from one-way streets to two-way streets from the end of the current launch season until April 15, 2007. Turner stated that the Village would have an opportunity to observe what the traffic is like under two-way conditions if the streets are changed back to two-way on October 16, when the ramp closes for the season, until the beginning of next season. Turner stated that he would like to make a motion to approve the proposal, but after discussion, the motion did not receive a second. Concerns that were discussed included the work and expenses required to re-stripe and reconfigure the parking lanes on Third Avenue. With the proposed Third Avenue reconstruction plan having to be approved in a referendum, the Board was in consensus that the matter should be tabled until after the September 12, 2006 election. If the Third Avenue reconstruction plan receives approval, the traffic pattern and street markings will be changed during construction.

Petersen/Bromfield 2nd made a MOTION to table the matter until after the September 12, 2006 referendum, and the MOTION carried without negative vote.

Lakefront RFP Update

Turner stated that the Village received two responses to its request for lakefront building proposals. Turner stated that the CDA will meet with representatives from the Scherrer Construction Company, Inc., and Kevin Kirkland/William B. Gage groups and investigate the ideas. Turner stated that the RFPs and other interesting ideas will be discussed at the CDA Lakefront Workshop/Town Hall

Meeting on Saturday, September 30, 2006, at 9:00 am at the Village Hall.

Highway 67 Construction Agreement Amendment No. 3

McHugh stated that Village Board approval is necessary for a \$4,917 amendment to the three-party engineering contract between the Village of Fontana, the DOT and Crispell-Snyder, Inc., Lake Geneva. McHugh stated that the third amendment to the three-party contract is necessary for Crispell-Snyder to prepare the Transportation Project Plan for five excess right-of-way parcels, as requested by the DOT. Turner stated that the minor amendment was for legal description clarifications.

Turner/Petersen 2nd made a MOTION to approve Amendment No. 3 to the three-party contract between the Village of Fontana, the DOT and Crispell-Snyder, Inc., totaling \$4,917, and the MOTION carried without negative vote.

Wild Duck & Dade Road Reconstruction Project Engineering

McHugh stated that Village Board approval is necessary for an engineering contract with Ruckert-Mielke, Waukesha, for services related to the planned reconstruction of Dade and Wild Duck Roads. The proposal was formally requested at the CDA Board meeting on August 1, 2006, and it was scheduled to be presented for review, consideration and action at the September 6, 2006 CDA meeting. The reconstruction plan also will be discussed at the CDA Duck Pond Workshop/Town Hall meeting on Saturday, October 28, 2006, at 9:00 am. McHugh stated that Village Board approval was requested due to the nature of the work, as well as the \$25,000 to \$31,000 cost.

Petersen/Pollitt 2nd made a MOTION to approve the \$25,000 to \$31,000 contract for engineering services with Ruckert-Mielke as presented, and the MOTION carried without negative vote.

Village Hall Parking Lot – Prairie Tree Proposal

Turner stated that McHugh and Workman worked to have the parking lot construction plan separated and put out for bids after the Village received an initial quote of \$80,000 for the project. Turner stated that the \$80,000 quote was not acceptable considering the initial project cost estimate was \$35,000. The new project bid includes the construction of a 90-foot retaining wall, 80-feet of concrete steps, 60-feet of brick ledge, backfill and 6-inches of under-drain pipe with 2-by-2-feet of stone surrounding the pipe, and the installation of metal railings. The sidewalks and resurfacing the lot will be connected to the ongoing Highway 67 construction plan. Prairie Tree Landscape Center, Elkhorn, submitted the low quote of \$22,130 for the project. McHugh stated that the proposal will be presented to the CDA Board for review, consideration and action at its September 6, 2006 meeting.

Turner/Bromfield 2nd made a MOTION to approve the \$22,130 proposal as submitted by Prairie Tree Landscape Center, Elkhorn, and the MOTION carried without negative vote.

Lakefront Survey Update

Turner stated that the lakefront survey is close to being completed after multiple pages of comments and corrections have been reduced to “a half-page.” Turner stated that the Village has been informed the survey should be completed by next week.

GLLEA – Trustee Pollitt

Trinke Estates Marine Theft/Vandalism Incident Update

Pollitt stated that the next meeting of the GLLEA Board was scheduled for September 6, 2006. One of the agenda items is to discuss the need to better communicate lake incidents to the municipalities, residents and property owners. Pollitt stated that the board was going to discuss possible arrangements to notify people of lake incidents and situations.

Park Commission – Trustee Bidwill

Status of Jay Brost Art Pieces

Bidwill stated that Park Commission Chairman Rick Treptow spoke to Jay Brost and wrote a letter addressing the future sites of the windsurfer statue, “Summer Breeze” on the lakefront, and the statue of children in front of the Fontana Public Library. Treptow has discussed with Brost and Tom Cook potential lakefront locations for “Summer Breeze” and the children statue will be placed back in front of the library when the Village Hall parking lot reconstruction plan is completed. The Frog

area in Little Foot Park, mentioned in an August 22, 2006 letter to the Park Commission from President Whowell, has been cleaned up.

Status of Landscaping Projects

Bidwill stated that the temporary landscaping at the Beach House was completed prior to the open house on September 4, 2006, and more bulbs were scheduled to be planted this week. The new landscaping at Fontana Condominiums has been planted and it looks nice. Bidwill stated that the Park Commission is waiting for Carol Whowell to submit a list of plant options for the new landscaping plan at Chuck's Lakeshore Inn adjacent to Reid Park. Bidwill stated that there has been nothing done on the landscaping plan for the Reid Park Restroom/Pavilion building. Hayden-Staggs stated that the Park Commission has to have a plan ready to go in when the building is finished in the near future.

Protection Committee – Trustee Bromfield

Operator's License Applications Filed by Rebecca A. Peplinski (Fontana Citgo) and Kristi J. Simons-Boviall (Abbey Springs)

Bromfield stated that the applicants both have on file Responsible Server's Course completion certificates and both passed background checks.

Bromfield/O'Connell 2nd made a MOTION to approve the Operator's License applications filed by Rebecca A. Peplinski, an employee at Fontana Citgo, and Kristi J. Simons-Boviall, an employee at Abbey Springs, and the MOTION carried without negative vote.

Recommendation to Sell Engine No. 3720 and Direct Proceeds to Fire Truck Fund

Bromfield stated that the Protection Committee recommended selling Fire Engine No. 3720 because it will require \$20,000 to make necessary repairs and because it has surpassed the 20-year-old threshold to be eligible for insurance certification. Turner stated that if the Village Board approves the sale of the truck, the Trustees are in essence approving the plan to purchase a new fire truck for \$500,000. Turner stated that the proposals being sought by the Fire Department is to sell three of the current trucks and purchase one new truck for \$500,000. Trustee Pollitt stated that the old truck should be sold since the pumps are no longer working and are not up to current capacity standards and the truck is getting old; however, before the sale of the truck is approved, there should be a financing plan in place for its replacement. Trustee Pollitt stated that the Finance Committee made the recommendation that the Protection Committee should investigate the establishment of a joint fire district with the Village of Walworth in order to produce some equipment cost sharing. Hayden-Staggs stated that if the Village Board voted to approve the sale that night, it would start the ball rolling on the financing plan for the purchase of a new truck. Bromfield stated that southern states would be interested in purchasing the old truck for about \$10,000 to \$11,000. Trustee Pollitt suggested that the Finance Committee's recommendation to work with the Village of Walworth should be pursued. Also, Trustee Pollitt stated that the Finance Committee is currently working on next year's budget and a financing plan for the new fire truck may be included in the capital purchases budget. Hayden-Staggs stated that the Village should not sell the truck if there is no approved plan in place for its replacement. Hayden-Staggs stated that the Board could vote to have the truck repaired for \$20,000 or it could vote to sell the old truck, but then the Board would be agreeing to buy a new \$500,000 truck without actually approving the purchase. Following discussion, the Board was in consensus that the complete financing and replacement plans should be laid out prior to approving the sale of the old truck.

O'Connell/Turner 2nd made a MOTION to table the matter until a purchasing and financing plan is laid out, and the MOTION carried without negative vote.

Abbey Hills Association Request to Reduce Highway 67 Speed Limit to 35 MPH

President Whowell stated that the Abbey Hills Association requested the Village attempt to have the speed limit reduced on Highway 67 from 45 to 35 miles per hour because residents are experiencing difficulties turning their vehicles into traffic from the subdivision entrance. Hayden-Staggs stated that the speed limit is governed by the Wisconsin Department of Transportation on the state highway. Hayden-Staggs stated that if the Trustees favored the proposal to reduce the speed limit, now would be a good time to discuss it with the DOT because of the ongoing construction project. Hayden-Staggs stated that if the Village Board favored the proposal, the matter should be directed to the

Protection Committee for a recommendation. The Village Board was in consensus that the proposal should be directed to the Protection Committee for a recommendation and Hayden-Staggs should contact the DOT regarding the approval process.

President Whowell asked Hayden-Staggs to provide an update on the police department staffing study being completed by Roy Lucke. Hayden-Staggs stated that Lucke has received the information he requested from Chief Steve Olson, and Olson has attempted to contact Lucke for feedback; however, Olson and Lucke have just been able to exchange messages during the last few weeks. Hayden-Staggs stated that Chief Olson was going to call Lucke and get a status report on the study.

Finance Committee – Trustee Pollitt

Budget Update

Trustee Pollitt stated that the Finance Committee has meetings scheduled every Thursday for the rest of the month to prepare the initial 2007 budget proposal, and he invited the Trustees to attend the meetings. Treasurer Pollitt asked the Village Board members to note the joint budget meetings scheduled for Thursday, October 5 and October 26, 2006, at 5:00 pm. The public hearing for the 2007 Village Budget is scheduled for Monday, November 20, 2006, at 5:00 pm.

F/W WPCC – Trustee Petersen

Pay Schedule Approval for Sewer/Metering Manhole Contract

Petersen stated that Village Board approval was necessary for the Sewer/Metering Manhole project pay schedule, which calls for the Village of Fontana to pay \$61,558, the Village of Walworth to pay \$26,426, and Kikkoman Foods, Inc., to pay \$64,766. Petersen stated that the Village should be prepared to make the payment within 60 to 90 days. The funds are not in the 2006 Utility Budget, so an adjustment from another project will be necessary.

Petersen/Bromfield 2nd made a MOTION to approve the pay schedule for the Sewer/Metering Manhole Contract as presented, and the MOTION carried without negative vote.

Approve Lease of Commission Agriculture Land to Ellis Farms, Inc.

Petersen stated that at the August 8, 2006 meeting of the Fontana-Walworth Water Pollution Control Commission it was recommended that the lease with Ronald Ellis of Ellis Farms, Inc., for the commission's agriculture land be renewed for the period from January 1 to December 31, 2007. The commission recommended increasing the rent by 6 percent, from \$100 per acre to \$106.09 per acre. Petersen stated that the lease was put out for bids last year, at which time Ellis submitted the best bid.

Bromfield/Pollitt 2nd made a MOTION to approve the lease of Fontana-Walworth Water Pollution Control Commission Agriculture Land to Ellis Farms, Inc., as presented, and the MOTION carried without negative vote.

Plan Commission – President Whowell

Approve Ordinance Amendment to Chapter 18-21

Nyman stated that the proposed amendment was drafted to address concerns regarding the setback averaging standards in the current Municipal Code. Nyman stated that the amendment addresses building applications that use the setback averaging regulations of the code, and it does not apply to the nonconforming lots (Chapter 18-150) ordinance. Nyman stated that the amendment would only affect applications for rebuilds and additions if the proposals would increase or change the footprint of the existing residence. Jim Accola stated that he would like the architect he has hired for a building proposal to address his concerns with the proposed amendment. Architect Jason Bernard stated that the amendment would adversely affect current properties on Harvard, Maple and Linden in the Glenwood Springs subdivision, and other residences located throughout the village. Bernard stated that many homes in the village have streets platted in the front and back yards, which would make the 15-foot minimum setback being proposed impossible to meet when planning rebuilding and addition projects. Steve Beers stated that there also are issues with regard to the actual right-of-way lines in some subdivisions being located several feet back off the current paved streets into the front yards of existing residences. Beers stated that the amendment proposal requires more thought because of its extreme implications for associations with substandard streets and lots, and if approved, it would adversely affect a lot of property owners in the heart of the community. In

response to a question, Nyman stated that the amendment was at the request of some of the subdivision associations, including Glenwood Springs and Buena Vista. Peg Pollitt stated although the Glenwood Springs board did not formally request the proposed amendment, the board does have concerns about the very large new homes being constructed in place of smaller residences. Nyman stated that the ordinance amendment as proposed will not prohibit home owners from rebuilding in the current footprint of existing residences. Hayden-Staggs stated that the amendment was not advanced by the Plan Commission in an attempt to prevent owners from rebuilding or renovating their homes, it was drafted to help address the “McMansion” issue and the development of very large residences on small lots. Jim Feeney stated that the Plan Commission can control the size of rebuilding proposals without changing the setback averaging provisions of the Municipal Code. Turner asked if the setback averaging method is not amended, how close to the road could the owner of a residence on a standard lot construct a new residence. Nyman stated that an example would be if the neighboring residence to one side was located 5 feet setback from the road, and the residence on the other side was located 1 foot setback from the road, a new residence located between the two could be constructed with a 3-foot setback requirement. Thorpe suggested that the Village Board consider making the proposed minimum setback standards specific to each subdivision. President Whowell suggested that the Village Board consider sending the proposed amendment back to the Plan Commission for revisions and directing the Building and Zoning Department staff to research the setback situations with the various subdivisions. O’Connell stated that the staff also should address the issue of substandard streets and the related safety issues in some of the subdivisions.

Bromfield/Bidwill 2nd made a MOTION to refer the proposed amendment to Chapter 18-21 back to the Plan Commission for redrafting, and the MOTION carried without negative vote.

Approve Recommendation on Offer to Purchase Vacated Portion of Big Foot Street

President Whowell stated that the Plan Commission voted to recommend approval of the offer to purchase the Village’s vacated portion of Big Foot Street to Jamie and Carol Whowell for \$18,000. The recently vacated portion of Big Foot Street was appraised at \$16,000.

Bromfield/Pollitt 2nd made a MOTION to approve the Offer to Purchase as presented, and the MOTION carried without negative vote. President Whowell abstained.

Public Works – Trustee Petersen

Construction Project Updates

Workman stated that the large Styrofoam blocks are being installed as the base level for a portion of the new road in the Phase 2 area of the Highway 67 reconstruction project. It is the first time the blocks are being used in a Wisconsin DOT project. Workman stated that the construction schedule will show steady progress during the next few weeks. Workman stated that the Main Lift Station project is way behind its initial completion date of June 30, 2006. Following a delay of several months, the odor control vessel was delivered to the site and installed, and now the contractors are waiting for the delivery of the generator. Workman stated the supplier recently informed the contractor that the generator is scheduled to be delivered to the site by December 1, 2006. Workman stated that he stopped pursuing the possibility of renting a generator for short-term use to get the new lift station up and running when he received a cost estimate of \$1,000 to \$1,200 per week for the required equipment. The Village Board was in consensus that since the peak season just ended, the new Main Lift Station does not have to be up and running prior to the installation of the generator.

Main Lift Station – Kovilic Pay Request No. 7

Workman stated that Kovilic is almost finished with the construction. The current pay request of \$225,187 will increase the total amount paid to \$1.9 million on the \$2.8 million contract.

Petersen/Bromfield 2nd made a MOTION to approve Pay Request No. 7 totaling \$225,187.90, and the MOTION carried without negative vote.

Reid Park Restroom/Pavilion Pay Request No. 2 & Change Order No. 2

Workman stated that the second pay request totaling \$73,511 was submitted by Magill Construction Company for the Reid Park Restroom/Pavilion contract and approval was recommended by Strand Associates, Inc., the project engineers. The Change Order No. 2 for the project adds \$5,553 to the original contract price of \$430,000. The previous change order reduced the project cost by \$30,800.

With the approval of both change orders, the contract price would total \$404,753. Change Order No. 2 adds \$4,204 for stainless steel roofing, \$1,260 for building layout changes, and \$89 for increased material costs associated with a coiling door.

Petersen/Bromfield 2nd made a MOTION to approve Pay Request No. 2 totaling \$73,511 and Change Order No. 2 totaling \$5,553 for the Reid Park Restroom/Pavilion contract with Magill Construction Company, Inc., and the MOTION carried without negative vote.

Lower Gardens Sewer Camera Work Authorization

Workman stated that the cost for the proposed sewer camera work is included in the budget. The proposal submitted by Visu-Sewer Clean & Seal, Inc., Pewaukee, totals \$8,475.

Petersen/Turner 2nd made a MOTION to approve the \$8,475 proposal as submitted by Visu-Sewer Clean & Seal, Inc., Pewaukee, and the MOTION carried without negative vote.

Mann Brothers Pay Request for Highway 67 Project

McHugh stated that Village Board approval was required to formally recommend payment of \$36,792 for State Highway 67 Progress Invoice No. L44087 to the Wisconsin Department of Revenue. The Progress Invoice was scheduled to be presented to the CDA Board at its September 6, 2006 meeting for approval and authorization of TIF funds.

Petersen/Bromfield 2nd made a MOTION to approve payment of \$36,792 for State Highway 67 Progress Invoice No. L44087, and the MOTION carried without negative vote.

Lakefront and Harbor - Trustee O'Connell

Update

O'Connell stated that the Lakefront and Harbor Committee made a recommended at its August meeting that the beach area should be secured with a temporary fence and gate. O'Connell stated that the committee also discussed the style of fence being proposed for the lakefront. Hayden-Staggs stated that a joint meeting will be scheduled with the Park Commission, Lakefront and Harbor Committee and CDA to discuss the new fence style. Hayden-Staggs announced that despite less than favorable weather, there was a great turnout at the open house event for the new beach house on Monday, September 4, 2006.

Adjournment

Bromfield/Pollitt 2nd made a MOTION to adjourn the meeting at 8:11 pm, and the MOTION carried without negative vote.

Minutes prepared by: Dennis Martin, Village Clerk

Note: These minutes are subject to further editing. Once approved by the Village Board, the official minutes will be on file at the Village Hall.

APPROVED: 10/02/06