

**VILLAGE OF FONTANA ON GENEVA LAKE
WALWORTH COUNTY, WISCONSIN**

(Official Minutes)

MONTHLY MEETING of the VILLAGE BOARD OF TRUSTEES
Monday, October 4, 2010

President Arvid Petersen 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: Cindy Wilson, Micki O'Connell, George Spadoni, President Arvid Petersen, Tom McGreevy, Pat Kenny, Peg Pollitt

Also present: Steve Beers, Rallee Chupich, Carola Coccia, Jim Feeney, Megan Feeney, Administrator/Treasurer Kelly Hayden, Rob Ireland, Bruce Jensen, Library Director Nancy Krei, Alex Koldeway, Village Clerk Dennis Martin, Assistant Zoning Administrator Bridget McCarthy, Karen Morris, Sharon O'Brien, Rick Pappas, Arlene Patek, Village Attorney Dale Thorpe, Bill Turner, Carol Whowell, Tom Whowell

Visitors Heard

Sharon O'Brien stated that she is currently circulating a petition that requests the Village Board to authorize the rewriting of Chapters 17 and 18 of the Municipal Code so that it complies with the Village of Fontana Comprehensive Plan. O'Brien stated that the petition requests that the Village Board allocate the \$100,000 estimated cost for the project in the 2011 budget.

Announcements

1. CDA Monthly Meeting – **Wednesday, October 6, 2010, 6:00 pm**
2. Read & Romp Program at Public Library – **Thursday, October 7, 14 & 21, 2010, 10:30 am**
3. Finance Committee Budget Meeting – **Thursday, October 7, 2010, 6:00 pm**
4. Walworth County Clean Sweep Program – **Friday and Saturday, October 8 & 9, 2010**
5. Plan Commission Staff Meeting – **Wednesday, October 13, 2010, 1:00 pm**
6. League of Wisconsin Municipalities Conference – **Wednesday to Friday, October 13 to 15, 2010**
7. Protection Committee Meeting – **Monday, October 18, 2010, 5:45 pm**
8. Village Board/Finance Committee Budget Meeting – **Monday, October 18, 2010, 6:30 pm**
9. Library Board Meeting – **Wednesday, October 20, 2010, 10:00 am**
10. Park Commission Meeting – **Wednesday, October 20, 2010, 6:00 pm**
11. Plan Commission Monthly Meeting – **Monday, October 25, 2010, 5:30 pm**
12. Public Test of Electronic Voting Equipment – **Wednesday, October 27, 2010, 2:00 pm**
13. Lakefront and Harbor Committee Meeting – **Wednesday, October 27, 2010, 4:30 pm**
14. Halloween Trick-or-Treat Hours – **Sunday, October 31, 2010, 3:00 to 7:00 pm**

Hayden made two corrections to the announcements, which are delineated above. Martin stated that the agenda was posted just prior to the Village receiving a request to announce the Geneva Lake West Chamber of Commerce Showcase and Candidate Forum on Tuesday, October 19, 2010 from 5:00 to 8:00 PM at the Lodge at Geneva Ridge, Highway 50 West, Lake Geneva. Martin stated that the Village also received a letter from Geneva Lake West Chamber of Commerce President Karen Beckman thanking the Village for its support and cooperation in procuring donations to fund the 2010 Fourth of July fireworks display. Beckman states in the letter that the final tally of the fund-raising efforts shows a positive balance of \$7,528 for the 2011 Fireworks Account fund.

Approval of Minutes

Trustee O'Connell/Trustee Spadoni 2nd made a MOTION to approve the minutes for the meeting held September 7, 2010 as presented, and the MOTION carried without negative vote.

Village Treasurer's Report, Vendor Report, & Payroll Overtime Report

The treasurer's report for August 2010 and the current Vendor Report and Payroll Overtime Report

were distributed and/or emailed.

Trustee Spadoni/Trustee McGreevy 2nd made a MOTION to acknowledge the receipt of the August 2010 treasurer's report and to place it on file for the audit. The MOTION carried without negative vote.

Approval of Village and Utility Payables

Trustee Spadoni/Trustee Kenny 2nd made a MOTION to approve the Village and Utility Payables as distributed and presented at the meeting, and the MOTION carried without negative vote.

CDA – President Petersen

Extension of Lease for 138 Fontana Boulevard – Tabled 9/7/10

CDA Chairman Bill Turner stated that the initial lease expired at the end of September for the two tenants at 138 Fontana Boulevard. The initial lease was month to month and then changed to a full year last October. The current lease has the rent at \$500 per month from October through April, and \$700 per month for May through September. Turner stated that although the CDA is putting out an RFP for a developer to work with the Village on a development plan for the site, it will take at least one year for the approval and planning process, so he is recommending renewing the lease through August 2011.

Trustee McGreevy/Trustee O'Connell 2nd made a MOTION to approve the renewal of the lease with Patricia Doherty and Miles Hughes for the residence at 138 Fontana Boulevard until August 31, 2011, subject to confirmation by the CDA Board, and the MOTION carried without negative vote.

Department of Revenue TID Increment Appeal – Resolution

Turner stated that the subcommittee of Village Board and CDA members met with Jim Mann of Ehlers and Associates to discuss the Wisconsin Department of Revenue change in valuation determination for Tax Incremental Financing Districts. Turner stated that because of the \$26,853,700 decrease in the DOR's certified value of the Fontana TID, the financial projections the CDA has been using had to be recalculated. Turner stated that using a very conservative increment increase projection of 1 percent per year over the next 20 years, the Fontana TID will still end up with a positive cash balance of \$2.5 million if no more projects are undertaken. Turner stated that at a 1 percent annual increase in the total valuation of the TID and because of the Wisconsin DOR decrease of \$26,853,700 from last year's certified value of the TID, there will be a negative cash balance for the next eight or nine years. Turner stated that the CDA will not be unable to undertake any new projects until the certified value of the TID increases. Turner stated that if the total increment value increases by more than 1 percent in one of the upcoming years, the positive cash balance will improve at a faster rate. Turner stated that the subcommittee members are recommending that the Village initiate a legal procedure to protest the DOR certified value of the TID; that the Village call on State Senator Neal Kedzie to provide assistance; that the DOR be petitioned to change the valuation method back or to phase in the new method; and that the State Trust Fund provide loans at no interest for TIDs that are now experiencing negative cash flow problems because of the change in determining the certified value of TIDs. Turner stated that draft letters to be sent to Senator Kedzie and the Wisconsin DOR were distributed for review. Turner stated that the subcommittee members also want to file a formal appeal with the Wisconsin DOR and seek support from other municipalities that have TIDs. Turner stated that if enough state municipalities join together to file a formal appeal it may help the Village of Fontana's position. Turner stated that the subcommittee would like the Village Board to authorize the issuance of the letters to the Senator Kedzie and the Wisconsin DOR, and to authorize the commencement of the formal appeal process with the Wisconsin DOR. Thorpe asked if the Village would be having Ehlers and Associates assist with the appeal, and Turner replied yes. The Village Board directed Martin to correct a typo in the two letters so that they correctly state "over \$16 million in projects."

Trustee McGreevy/Trustee Wilson 2nd made a MOTION to approve the submission of the letters to State Senator Neal Kedzie and the Wisconsin Department of Revenue, subject to confirmation by the CDA Board, and the MOTION carried without negative vote.

Trustee McGreevy/Trustee Spadoni 2nd made a MOTION to authorize the initiation of the formal appeal process with the Wisconsin Department of Revenue, subject to confirmation by the CDA Board, and the MOTION carried without negative vote.

Lakefront Ownership Joint Meeting Pending

Turner stated that Attorney Hank Gempeler is back from vacation, but he has not yet been able to meet with the attorneys representing the Gordy's Group and Carol and Jamie Whowell. Turner stated that since he escorted Bruce Jensen, Lou Loenneke and David Rasmussen to Gempeler's office for a meeting and to discuss documents presented by Jensen and Loenneke regarding their opinion of the lakefront ownership investigation, then the attorneys representing the Gordy's Group and Carol and Jamie Whowell also requested an opportunity to meet with Gempeler. Turner stated that following that meeting, Gempeler will finish his legal review and a meeting will be scheduled to present the final report. McGreevy asked if Gempeler is going to be able to complete the project with the \$5,000 budget approved by the CDA. Turner stated that he has been in contact with Gempeler and he is aware of the approved budget.

General Business/Administrator's Report – President Petersen/Administrator-Treasurer Hayden

Operator's License Applications Filed by Chelsea M. Polk, Stephanie A. Lew and Karen E. West (Abbey Resort)

The required background checks were completed for all the applicants.

Trustee Spadoni/Trustee Kenny 2nd made a MOTION to approve the Operator's License applications filed by Abbey Resort employees Chelsea M. Polk, Stephanie A. Lew and Karen E. West, and the MOTION carried without negative vote.

Additional Crosswalk by Fontana Elementary School

McGreevy stated that he proposed the marking of a crosswalk on West Main Street by the elementary school where the sidewalk currently comes to an end. McGreevy stated that children waking to school should be able to cross the street safely without being at risk from the motorists who are dropping students off at school. Thorpe stated that a monument sign could be placed in the road to make it clear that children are crossing the street. Thorpe stated that appropriate signage also should be erected to make it as safe as possible for the children in the school zone. Hayden stated that it would be appropriate for the Village Board to make a motion to direct staff to have a crosswalk and appropriate signage put in at the end of the sidewalk by Fontana Elementary School. Workman stated that the Department of Public Works crew will be able to complete the project. Trustee McGreevy/Trustee Kenny 2nd made a MOTION to direct staff to have a crosswalk marked and the appropriate signage erected on West Main Street at the Fontana Elementary School, and the MOTION carried without negative vote.

Appoint Public Safety Board of Appeals Member

President Petersen stated that Dr. Robert Youngquist has agreed to fill the open position on the Public Safety Board of Appeals. In response to a question from Wilson, Hayden stated that the board consists of three members and it only meets to consider union grievance and contract issues. President Petersen/Trustee Spadoni 2nd made a MOTION to appoint Dr. Robert Youngquist to the Public Safety Board of Appeals, and the MOTION carried without negative vote.

Village of Sharon/Village of Fontana Building Inspection IGA Amendment

Hayden stated that following the first year of providing building inspection services to the Village of Sharon, there is a minor tweak in the intergovernmental agreement that is being proposed. McCarthy stated that the amendment to the initial IGA is in the Exhibit A, Statement of Work, on page 7. McCarthy stated that a couple of compliance issues have come up during the last year in Sharon, and the situations have ballooned into bigger issues that will require staff to spend more time on compliance patrol issues than two hours per month. The amendment adds the provision that any compliance activities or related compliance activities conducted beyond the two hours, or what is deemed a standard complaint, shall be billed at \$50 per hour. Trustee Spadoni/Trustee McGreevy 2nd made a MOTION to approve the amended intergovernmental agreement with the Village of Sharon for Building Inspection Services as presented, and the MOTION carried without negative vote.

State Trust Fund Borrowing for 2010 Projects – Possible Build America Bond

Hayden stated that the Village Board planned to borrow for the 2010 budget capital items and

projects, but the total amount will be less than anticipated because the bid for the street reconstruction project on Pottawatomie Drive came in well under budget. Hayden stated that Jim Mann has indicated that the projects to be funded by the borrowing all qualify for the Build America Bonds, and the interest rate on the Build America Bonds is down to 3.4 percent interest. Hayden stated that the Village is paying 5.25 percent interest on the bonds it refinanced last year with the State Trust Fund, and the best rate being offered by the Walworth State Bank is 3.8 percent.

State Trust Fund Borrowing for 2010 Refinancing Prior Service Pension Liability

Hayden stated that the proposal to pay off the Village's \$180,000 balance for unfunded prior service pension liability with the Wisconsin Retirement System would save the village on the interest it is paying to the state; however, the State Trust Fund charges a higher interest rate for loans used for refinancing prior service pension liability obligations. The current interest rates for Trust Fund loans used for refinancing prior service pension liability obligations are 4.25 percent for up to five years, 5.0 percent for 5 to 10 years, and 6.0 percent for 10 to 20 years. O'Connell asked if the Finance Committee had made a recommendation on the borrowing proposal. Hayden stated that the Finance Committee has informally discussed the borrowing and the proposal to pay off the unfunded prior service pension liability with the WRS; however, an official recommendation has not been made. Hayden stated that the items were added to the Village Board meeting agenda that night in order to allow staff to get the application process rolling for the Build America Bonds. Pollitt stated that if the Village is only going to save about 1 percent on the interest rate for paying off the unfunded prior service pension liability with the WRS with borrowed funds, than it is probably not worth it. Kenny stated that the Finance Committee could consider the borrowing proposals and make a recommendation at its next budget planning meeting scheduled for Thursday, October 7, 2010 beginning at 6:00 pm.

Trustee Kenny/Trustee McGreevy 2nd made a MOTION to refer the State Trust Fund Borrowing proposals for 2010 to the Finance Committee for a recommendation, and the MOTION carried without negative vote.

RFP Status Report

Hayden stated that a preliminary summary spreadsheet has been prepared for the RFPs the Village received for its contracted services. Hayden stated that the RFPs will be reviewed by the Finance Committee and also by the Public Works Committee for the engineering RFPs and by the Plan Commission for the planning services RFP. Hayden stated that some information still needs to be clarified on the garage and recycling collection RFP submitted by Waste Management. Wilson asked what exactly is the review process for the RFPs. Hayden stated that in the past, the Finance Committee has made an initial review of the RFPs, and the appropriate committees also reviewed the RFPs for the contracted service that encompass the responsibilities of the specific committee. Hayden stated that the recommendations are then forwarded to the Village Board for final consideration. Wilson stated that she wanted to make a motion to have the Village Board form a subcommittee of members to make an initial review of all the RFPs so that more input can be provided than strictly a dollar and cents breakdown. Wilson stated that she would like a group of trustees to take a close look at the entire RFPs. Spadoni stated that staff and the Finance Committee already do a good job in reviewing RFPs and another subcommittee is not necessary. Petersen stated that he agrees with Spadoni and the current Village committees already review the RFPs and make recommendations to the Village Board. Wilson stated that as elected officials, the Village Board members have pledged to commit the necessary amount of time to review village business and having some of the trustees review all the RFPs in their entirety and monitor the recommendation process is part of that commitment. Pollitt stated that she understands Wilson's point that the RFPs should be reviewed more than just the summary information on the spreadsheet; however, the current committee members are the appropriate bodies to make the initial recommendations. Pollitt stated that she would encourage all the Village Board members to review the RFPs. Hayden stated that the RFPs are all available for the Village Board and committee members to review. Wilson stated that she thinks it would be a good idea for three or four of the Village Board members to just read through the RFPs and list the positive and negatives for each. Wilson stated that at the least, she would like the Village Board members to go through all the RFPs to make sure something is not overlooked.

Trustee Wilson/Trustee O'Connell 2nd made a MOTION to form a Village Board subcommittee to

review the RFPs submitted for the Village's contracted services, and the MOTION failed.

Protection Committee – Trustee Pollitt

Approval of Fire Department Officers

Pollitt stated that the Protection Committee recommended approval of the list of Fire Department officers for 2010-2011 as presented. The Police and Fire Commission has not yet acted on the officer list, which is Chief Wolfgang Nitsch, Assistant Chief Jon Kemmett, Assistant Chief Tom Westphal, Captain Kyle Ketterhagen, Captain Scott Peterson, Captain Matt Pruessing, Captain and Secretary/Treasurer Beth Shodeen.

Trustee Pollitt/Trustee Kenny 2nd made a MOTION to approve the Fire Department Officer List for 2010-2011 as recommended, subject to confirmation by the Police and Fire Commission, and the MOTION carried without negative vote.

Plan Commission – Trustee Spadoni

Condominium Plat Filed by Stephen Beers, 454 North Lakeshore Drive, for Hawks Woods Condominium Association – Tabled 9/7/10 & Withdrawn by Applicant 9/20/10

Spadoni stated that the condominium plat application has been withdrawn by the applicant. According to the letter submitted to the Village, the application will be filed again to address concerns stated in a letter submitted to the Village by an attorney representing the Geneva Lake Conservancy.

Proposed Raze Order for Residence Located at 489 Waubun Drive, Tax Parcel No. SCTE 00023

Spadoni stated that the Plan Commission recommended approval of the issuance of the raze order for the residence, which after inspections has been deemed uninhabitable.

Trustee Spadoni/Trustee O'Connell 2nd made a MOTION to approve issuance of a raze order for the residence located at 489 Waubun Drive, Tax parcel number SCTE 00023, as recommended. The MOTION carried without negative vote.

Announce Public Hearings – Proposed Lakefront Zoning Code Ordinance Amendment, October 25, 2010 at 5:30 pm; Proposed Amendment to Village of Fontana Comprehensive Plan – Specifically A Proposal to Amend Map 5: Future Land Use, November 1, 2010 at 6:00 pm

Spadoni stated that the October 25, 2010 public hearing will be held at the regular monthly meeting of the Plan Commission, and the November 1, 2010 public hearing will be held before the Village Board and Plan Commission prior to the monthly Village Board meeting.

Finance Committee – Trustee Kenny

Working Capital Policy Resolution – Tabled 8/2/10 & 9/7/10

Kenny stated that the Finance Committee recommended approval of the resolution as presented. Spadoni stated that he has concerns that the proposed resolution states that the Village will seek to maintain its undesignated and unreserved fund balance at a minimum of 30 percent of total general fund annual revenues and it does not specify an actual dollar amount. Hayden replied that 30 percent of the total general fund annual revenues is approximately \$1 million. Spadoni stated that he also has concerns with the wording in the parenthesis because it is vague and it does not state what services or staff would be cut if necessary. Spadoni stated that the Village already raised its non-levy revenue projections and the budget will still be in the hole because of state levy limits. Kenny stated that the Finance Committee will continue to take a look at the entire financial situation on an annual basis and make cuts where necessary. Kenny stated that the committee members do not want to fire any employees; cuts have been made in the last two years to bring in a balanced budget. Kenny stated that the purpose of the resolution is to compel the Village to build up its working capital balance, which has been depleted over the years. Spadoni stated that he also has concerns that the proposed resolution calls for a two-thirds majority vote of the Village Board to approve the use of working capital funds for capital expense purchase that cost in excess of 30 percent of the fund balance. Spadoni stated that the Village Board has always approved matters on a simple majority vote. Pollitt stated that state statutes require that any budget amendment be approved by a two-thirds majority vote. Following further discussion, Kenny and O'Connell agreed to have their motion on the floor

amended to make the approval subject to the deletion of the following clause: “(It should be noted that as long as state imposed levy limits remain in place, the ability to replenish these funds will be possible only through cuts in other expenses or the raising of new non-levy revenues.)”

Trustee Kenny/Trustee O’Connell 2nd made a MOTION to approve Resolution 100410-01 as presented, with the following clause deleted: “(It should be noted that as long as state imposed levy limits remain in place, the ability to replenish these funds will be possible only through cuts in other expenses or the raising of new non-levy revenues.)” The MOTION carried without negative vote.

Revised Budget Meeting Schedule

Kenny stated that a Finance Committee budget meeting scheduled for Thursday, October 14, 2010 has been rescheduled, and the Finance Committee budget meeting scheduled for Thursday, October 7, 2010 will begin at 6:00 pm. A joint budget meeting with the Finance Committee and Village Board is scheduled for Monday, October 18, 2010 beginning at 6:30 pm.

Park Commission – Trustee Wilson

Park Permit Application Filed by Big Foot Recreation District – Events Cancelled

Wilson stated that the application was withdrawn by the Big Foot Recreation District because of low enrollment for the programs.

Recommendation on Banning Camping Tents, Grills in Village Parks

Wilson stated that the Park Commission again considered the banning of camping tents and grills in the Village parks as directed by the Village Board. Wilson stated that the Park Commission members stated the same concerns that any issue with tents is only a concern on the Fourth of July, and that grilling is very appropriate in public parks. Pollitt then stated that she wanted to make a motion to ban the erection of camping tents on Village of Fontana property, and the motion was seconded by O’Connell. In response to a question, Petersen stated that camping tents have roofs and sides, and canopies and awnings could still be erected in the parks and on the beach if the ordinance amendment is approved. Thorpe stated that there was not an ordinance amendment presented at the meeting to act on that night, and he suggested the motion be to direct the drafting of an ordinance amendment to ban camping tents on Village property and it be presented for consideration at the next monthly meeting. Spadoni asked what is the purpose of banning tents and why did the Village Board not want to follow the Park Commission’s recommendation. Wilson stated that the Park Commission members have come to the consensus that the camping tents concern is not an issue that warrants a change in park policy since the only time a tent has ever been erected in Reid Park is on the last Fourth of July. Pollitt stated that she agrees with the Park Commission recommendation to not change the grilling policy; however, there is no need for camping tents in Village parks, which are not campgrounds. Pollitt stated that overnight camping is prohibited in the village parks, so there is no need for camping tents to be erected. Thorpe stated that the Municipal Code may already prohibit the erection of camping tents in village parks. Thorpe stated that he could review the matter with Police Chief Steve Olson and determine if an ordinance amendment is necessary. Hayden stated that there also may be a problem on how a tent is determined to be a camping tent. Thorpe stated that a definition of a camping tent would be an enclosed tent with sides. Spadoni stated that the agenda item was trivial and the Village Board has much more important issues to discuss. Thorpe stated that he can review the municipal code with Chief Olson and if camping tents aren’t already prohibited on Village property, an ordinance amendment can be drafted. Petersen stated that if the Village Board also bans grilling in Reid Park, the Village can get rid of the large cement bin that serves as charcoal collection bin in Reid Park. Wilson stated that the Park Commission was advised by Workman that collecting the charcoal from the bin is not a time consuming task for the DPW crew during the summer months.

Trustee Pollitt/Trustee O’Connell 2nd made a MOTION to prohibit the erection of camping tents on Village property with an ordinance amendment if necessary, and the MOTION carried with one negative vote cast by Trustee Spadoni.

Lakefront and Harbor – Trustee O’Connell

Ordinance Amendment to Ban Boat Trailer Parking on Public Streets – Tabled 9/7/10

O’Connell stated that the Lakefront and Harbor Committee reviewed the proposed amendment to ban the parking of boat trailers on public streets, and a motion was approved to stick with the initial

committee recommendation that the proposed ordinance simply state that boat trailers may not be parked on any public street in the Village of Fontana. Thorpe stated that there is no difference in the state statutes between a trailer that is used to haul a boat, a trailer that is used to haul a snowmobile, or a trailer that is use to haul landscaping equipment. Thorpe stated that the effect of approving an ordinance as recommended by the committee would be that municipal citations would be dismissed if challenged. Following a discussion on the implications of an ordinance amendment that would also cause moving trailers or trailers used to haul landscaping or contractor equipment, Wilson suggested that the amendment to restrict the parking of boat trailers just be effective on weekends and holidays. Kenny asked if the committee had considered any other way to park trailers in other locations in order to generate more boat launch revenue after the parking lot is full. O'Connell stated that the problem with parking trailers in locations other than the boat trailer parking lot is the time that it takes people to get back and forth from their automobile and trailer to the lakefront. O'Connell stated that boats and automobiles get congested and it causes gridlock and safety issues on the lake and at the lakefront. Spadoni stated that the ordinance amendment could just state that boat trailer parking is not allowed within the TID. Thorpe stated that extensive signage would have to be posted to delineate the areas. Kenny stated that it would be nice from a revenue point of view to come up with an alternate plan when the boat trailer lot is full. O'Connell stated that the CDA and Village Board committed to reducing the boat trailer lot down to 30 stalls several years ago. O'Connell stated that now that the lot has been reconstructed, the answer is when the lot is full, there can be no more launches. Pollitt stated that the decision was made to reduce congestion at the lakefront and limit the amount of boat being launched at the village ramp, and now the Village has to live with it. Spadoni stated that the Village should consider a plan that would allow for boat trailers to be parked elsewhere in the Village when the lot is full in order to raise more revenue and to help with the congestion problem. Spadoni stated that an area at the Duck Pond Recreation Area could be designated for boat trailer parking and the Village could use a shuttle to transport people back and forth to the lakefront. Following further discussion, the Village Board members reached a consensus that the ordinance presented should be adopted with the addition of Shabbona Drive and North Lakeshore Drive as two of the streets where the parking of a vehicle and trailer combination in excess of 22 feet is prohibited, to make the parking prohibition effective on weekends and holidays, and to correct the title of Section 74-263 to state "Vehicle and trailer combinations." Thorpe stated that as well as adopting the ordinance amendment, the Village will have to erect the proper signage to make the boat trailer parking ban enforceable.

Trustee Pollitt/Trustee Wilson 2nd made a MOTION to adopted Ordinance 10-04-10-01 as presented, with the addition of Shabbona Drive and North Lakeshore Drive to the list of streets, with "on weekends and holidays" added to Section A, and with the title of Section 74-263 changed to "Vehicle and trailer combinations." The MOTION carried on a 6-1 vote, with Trustee Spadoni opposed.

Public Works – Trustee McGreevy

Timber Ridge Lift Station Abandonment Contract Pay Request No. 1

Workman stated that the \$80,224 Pay Request No. 1 submitted by Reesman's Excavating & Grading, Inc., has been reviewed and approval is recommended. There is still \$2,026 being retained on the contract.

Trustee McGreevy/Trustee Spadoni 2nd made a MOTION to approve the \$80,224 Pay Request No. 1 submitted by Reesman's Excavating & Grading, Inc., for the Timber Ridge Lift Station Abandonment Contract as recommended, and the MOTION carried without negative vote.

Well No. 2 Siding Approval

Workman stated that three bids came in for the project and the low bid of \$7,450 submitted by Fairchild Exteriors is under the approved budget of \$9,000. A Plus Homeworks submitted a bid of \$8,395 and Bill Hedges submitted a bid of \$10,000.

Trustee McGreevy/Trustee Spadoni 2nd made a MOTION to approve the \$7,450 bid submitted by Fairchild Exteriors for the siding replacement project on the Well No. 2 building, and the MOTION carried without negative vote.

Truck 2 Plow Approval

Workman stated that three bids came in for the project and the low bid of \$5,686 submitted by

Monroe Truck Equipment is under the approved budget of \$6,000. Lynch submitted a bid of \$6,019 and LTR Power Center submitted a bid of \$6,450.

Trustee McGreevy/Trustee Spadoni 2nd made a MOTION to approve the \$5,686 bid submitted by Monroe Truck Equipment for the utility truck plow replacement project, and the MOTION carried without negative vote.

Pottawatommi Project Update and Change Order No. 1

Workman stated that when the low bid for the road reconstruction project came in at \$700,188, the committee recommended adding additional work in the Sauganash Drive intersection since there is \$1.5 million in the budget for the project. To add utility and road work in Sauganash Drive, it will cost an additional \$133,471, which will bring the total contract with the Wanasek Corporation up to \$833,659. Workman stated that the additional work will allow full reconstruction in Sauganash Drive instead of having trench patching, and it will provide better surface drainage. Workman stated that the additional area is in the capital improvement plan, and if approved, the additional work will include the state mandated replacement of some more of the Village's remaining 4-inch water main. Trustee McGreevy/Trustee Kenny 2nd made a MOTION to approve Change Order No. 1 calling for a \$133,471 increase in the Pottawatommi Drive Reconstruction Contract with the Wanasek Corporation, and the MOTION carried without negative vote.

Abbey Springs Water Main Update

Workman distributed an estimated construction cost spreadsheet and preliminary plan for the \$2.5 million water main replacement project. Workman stated that easements will be required from five property owners for the plan to abandon the existing water main the runs under the Abbey Springs Golf Course and to install a new water main to the south of the golf course on property bordering Linn Township. Thorpe stated that there are some new state statutes that will have to be reviewed regarding the acquisition of easements for property located outside the municipality. Petersen stated that the project is very important as there are several water main breaks each year that are very time consuming and costly. Pollitt stated that the village attorney should review the proposal with Workman and determine how to proceed.

Trustee Spadoni/Trustee McGreevy 2nd made a MOTION to direct Village Attorney Dale Thorpe and Workman to review the easement issues and the applicable new state statutes for the Abbey Springs water main replacement project and make a determination on who to proceed. The MOTION carried without negative vote.

F/W WPCC – President Petersen

2011 O&M Budget Approval

Petersen stated that the Fontana/Walworth Water Pollution Control Commission Board approved the 2011 O&M Budget after a public hearing at the September 14, 2010 meeting. Hayden asked why the budget calls for wages to be increased by 1 percent, but the employee benefit line items are reduced. Pollitt asked if there may have been an error and asked what salary increase was being proposed for the wastewater treatment plant employees. Petersen stated that he will check Kathy Schwartz at the plant on the benefit line items. Petersen stated that the F/W WPCC Board approved the pay increases because of the ongoing plant improvement project and the tough working conditions that the employees have had to endure this past year during construction. Petersen stated that the F/W WPCC Board members would like to retain its valuable employees.

President Petersen/Trustee Spadoni 2nd made a MOTION to approve the Fontana/Walworth Water Pollution Control Commission 2011 O&M Budget as presented, with the condition that the benefit line items are verified to be accurate. The MOTION carried without negative vote.

Pay Request No. 11 for Wastewater Treatment Facility Improvement Project

Petersen stated that the Pay Application No. 11 for the Wastewater Treatment Facility Plant Improvement Project totals \$364,186 and approval is recommended.

President Petersen/Trustee Spadoni 2nd made a MOTION to approve Pay Application No. 11 totaling \$364,186 for the Wastewater Treatment Facility Plant Improvement Project, as recommended, and the MOTION carried without negative vote.

GLLEA Board – President Petersen

Update

Petersen stated that the GLLEA Board of Directors approved a budget for 2011 that calls for a decrease from last year's budget, and that there are no salary increases included. Petersen stated that the GLLEA Board will also be recommending an amendment to the Board's operation policies to allow for the four municipal governing bodies to appoint a substitute voting member for the Fontana and Williams Bay village presidents, the Lake Geneva mayor or the Linn Town Board chairman if they are unable to attend a GLLEA Board meeting.

Adjournment

Trustee Spadoni/Trustee McGreevy 2nd made a MOTION to adjourn the Village Board meeting at 7:30 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: 11/1/10