

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

MONTHLY MEETING of the VILLAGE BOARD OF TRUSTEES

Monday, October 6, 2008

President Pollitt 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: Lewis, Turner, O'Connell, President Pollitt, Petersen

Trustees absent: Kenny, Spadoni

Also present: Village Administrator Kelly Hayden-Staggs, Rob Ireland, Library Director Nancy Krei, Village Clerk Dennis Martin, Assistant Zoning Administrator Bridget McCarthy, CDA Executive Director Joseph McHugh, Building Inspector Ron Nyman, Village Attorney Dale Thorpe, Director of Public Works Craig Workman

Visitors Heard

Announcement of Receipt of Appreciation Plaques from Big Foot Ball and Glove Program

The Village received two plaques in appreciation of the annual appropriation to the Big Foot Ball and Glove Program. The plaques were hung in the Village Hall meeting room.

Recognize U.S. Marine Service of David Blizard

President Pollitt stated that David Blizard has completed three tours of duty with the U.S. Marines in Afghanistan and Iraq; however, he was not able to attend the Village Board meeting that night to receive a Plaque of Appreciation from the Village of Fontana for his service.

President Pollitt stated that the Village received a letter from Stearns Road residents Gary Johnson and Donald West and five other homeowners that lists a number of concerns with the road and the bridge in the area. The Village Board forwarded the letter to the Public Works Committee for consideration. Trustee Petersen stated that he checked out the condition of Stearns Road that day and a recently completed project may have addressed the road concerns. Petersen stated that the Public Works Committee will address the other issues stated in the letter.

Announcements

Hayden-Staggs stated that Board of Review will be held Tuesday, October 7, 2008 at 10:00 am & Saturday, October 18, 2008 at 9:00 am; a Finance Committee budget meeting will be held Thursday, October 9, 2008 at 3:00 pm; the Blue Ribbon Lakefront Building Committee will be meeting Thursday, October 9, 2008 at 5:00 pm; the Finance Committee will held a budget meeting on Friday, October 10, 2008 at 3:00 pm; a special Village Board meeting with the Village of Walworth Board of Trustees and Town of Walworth Board of Supervisors will be held Monday, October 13, 2008 at 5:00 pm at Walworth Elementary School; the Fontana Public Library Board will be meeting Wednesday, October 15, 2008 at 10:00 am; the Park Commission monthly meeting will be held Wednesday, October 15, 2008 at 6:00 pm; the Evening Book Club at the Fontana Public Library will be meeting Thursday, October 16, 2008 at 7:00 pm; the Village Board and Finance Committee will be holding joint budget meetings on Thursday and Monday, October 16 & 20, 2008 at 5:00 pm; the Blue Ribbon Lakefront Building Committee will be meeting Thursday, October 23, 2008 at 5:00 pm; the Park Commission Fall Bulb Planting Event will be held Saturday, October 25, 2008 at 8:00 am in Reid Park; the Plan Commission monthly meeting will be held Monday, October 27, 2008 at 5:30 pm; and the Village of Fontana Trick or Treat hours will be held Friday, October 31, 2008 from 3:00 to 7:00 pm.

Approval of Minutes

Petersen/Lewis 2nd made a MOTION to approve the minutes for the meetings held September 2, 15 and 29, 2008, as presented, and the MOTION carried without negative vote.

Village Treasurer's Report

The monthly treasurer's report was not ready because the Village is changing its computer system to a new accounting software program.

CDA Full Accounting Statement

The accounting statement for the TIF District was distributed. Turner stated that Village may want to delay scheduling the remaining projects on the TID Project Plan until the increment estimated to be generated by the Cliffs of Fontana development is more certain. The increment generated to date in the TIF District will cover all the projects that have been completed or are currently underway. Turner/Petersen 2nd made a MOTION to accept the statement as presented, and the MOTION carried without negative vote.

Approval of Village and Utility Payables

Petersen/O'Connell 2nd made a MOTION to approve the Village and Utility Payables as submitted, and the MOTION carried without negative vote.

General Business/Administrator's Report – President Pollitt/Administrator Hayden-Staggs CWD Deer Hunting Status

Hayden-Staggs stated that the Village Board voted to not authorize deer hunting in the Village last year; however, in previous years hunting was allowed on certain Village parcels as part of the Wisconsin DNR CWD deer eradication plan. Hayden-Staggs stated that the Village has received inquiries on allowing property owners to participate in the CWD hunt again this fall. O'Connell asked if the Village has been contacted by the DNR to resume the hunting again this year. Hayden-Staggs stated that nobody from the DNR has contacted the Village, only interested hunters. O'Connell stated that she does not support any hunting in the Village, whether the hunters use a bow or a shotgun. Petersen stated that the Village participating in the hunt in previous years did not accomplish much and he does not support authorizing it this year. Lewis stated that she observes seven to eight deer in her back yard at times and she would support the proposal to allow hunting if the rest of the Village Board members supported the proposal. O'Connell stated that if the DNR wants to continue the CWD deer eradication program, they should supply sharpshooters. O'Connell/Petersen 2nd made a MOTION to not authorize the Village to participate in the CWD deer eradication hunt, and the MOTION carried without negative vote.

Schedule Date for GIS Presentation

Hayden-Staggs stated that she and Workman recently met with Thomas Timm of Ruekert-Mielke for a demonstration on Geographical Information Systems software. Hayden-Staggs stated that there are many applications for the GIS program that could be used by the Village staff to save time and money. President Pollitt asked if Ruekert-Mielke could provide cost estimates for the proposal. Hayden-Staggs stated that as well as presenting the GIS applications, exact cost estimates also can be presented at the special meeting. Following discussion, the Village Board members were in consensus that the presentation could be scheduled for a half hour before the next monthly meeting on Monday, November 3, 2008, beginning at 5:30 pm.

Approval of Election Equipment Memorandum of Agreement with Walworth County

Martin stated that Walworth County Clerk Kim Bushey presented a proposal to three of the municipalities in the county, including the Village of Fontana, to upgrade their unused AccuVote voting machines for use as emergency backup units on elections days. The proposal is for Walworth County to fund the required upgrade to make the unused machine usable in emergency situations. The Village of Fontana, the Village of Walworth and the Town of Whitewater were the first municipalities in the county to purchase the AccuVote voting machines; however, when all of the municipalities in the county purchased identical AccuVote voting machines a few years later, the initial units became obsolete without required upgrades. The Village of Fontana's initial AccuVote unit has been in storage. The county will fund the required maintenance on the machines, have the internal batteries changed, and have the units tested to ensure that they are fully functional. Once upgraded, the Village of Fontana unit will remain in the Village of Fontana unless it is needed in an emergency situation by another municipality in the county.

Turner/Petersen 2nd made a MOTION to approve the proposed Memorandum of Agreement for the Election Equipment Use with Walworth County as presented, and the MOTION carried without negative vote.

West Tuition Reimbursement

Hayden-Staggs stated that Police Office Aaron West submitted a request to be fully reimbursed for tuition expenses he has incurred this year by attending the University of Phoenix on a full-time basis. Hayden-Staggs stated that West already has received reimbursement for the maximum amount in this year's budget; however, he is eligible to be paid the balance of tuition expenses in 2009. West requested payment for the entire amount in order to avoid interest and financing charges. Hayden-Staggs stated that the Police Union contract calls for the Village to reimburse the officers for their continuing education tuition expenses, but there is an annual cap of \$5,250. Hayden-Staggs stated that when Officer West informed the administration of his plan to attend college on a full-time basis, he was informed that there is an annual cap on total tuition reimbursement of \$5,250. Hayden-Staggs stated that the Village can reimburse Officer West for the unpaid balance in next year's budget. Petersen stated that he did not believe the Village Board was required to do anything with the request, especially since Officer West was informed of the annual tuition cap.

O'Connell/Petersen 2nd made a MOTION to authorize the payment of the remaining tuition reimbursement to Officer West in the 2009 budget for the principal amount only, not including the interest as requested. The MOTION carried without negative vote.

Protection Committee – President Pollitt

Operator's License Applications Filed by Irena Kazaniwskyj and Alexandra L. Merritt (Abbey Resort) and David Blizard (Gordy's)

The Police Department completed the required background checks for the applicants, and no concerns were noted.

Petersen/President Pollitt 2nd made a MOTION to approve the Operator's License applications as filed by Irena Kazaniwskyj and Alexandra L. Merritt, employees at the Abbey Resort, and David Blizard, an employee at Gordy's, and the MOTION carried without negative vote.

Update and Possible Action on Pay Raise Approved for Officer Dennis Warne

President Pollitt stated that at last month's meeting, the Village Board approved a pay raise for LTE Police Officer Dennis Warne when it was determined Warne has a bachelor's degree. Hayden-Staggs stated that it was reported at last month's meeting prior to the Village Board members voting to approve the pay raise that pay raises had been granted to previous LTE officers when they earned their bachelor's degrees. Hayden-Staggs stated that the Village has never had a LTE employee who had a bachelor's degree prior to Officer Warne. Hayden-Staggs stated that Warne received a bachelor's degree in 2006, and he was bumped up from a part-time officer to a LTE officer effective July 1, 2008. President Pollitt stated that the pay raise approved last month was for \$1 an hour effective July 1, 2008. Hayden-Staggs stated that all previous LTE officers have been paid at the minimum level for a full-time police officer. President Pollitt stated that a raise of \$1 per hour can't amount to that much money and he felt the raise was warranted considering Warne does have a bachelor's degree and the previous LTE officers did not. Turner stated that he also does not mind paying an officer \$1 more per hour if they have a college degree. Following discussion, the Village Board members were in consensus that the raise is appropriate and no action should be taken.

Approval of New Fire Department Officers

The Fire Department members approved a new slate of officers that required Village Board approval. The Village Board welcomed the new chief, Wolfgang Nitsch, who was in the audience. The new officers are Chief Wolfgang Nitsch, Assistant Chief Jon Kemmett, Assistant Chief Tom Westphal, Captain Kyle Ketterhagen, Captain Scott Peterson, Captain Beth Shodeen and Captain Tom Radtke.

Petersen/O'Connell 2nd made a MOTION to approve the next Fire Department officers as presented by the Fontana Fire Department, and the MOTION carried without negative vote.

Plan Commission – Trustee Spadoni

Announcement of October 27, 2008 Public Hearing to Consider Proposed Amendment to Section 17-7(6)(f)

President Pollitt stated that the Plan Commission scheduled a public hearing for its next monthly meeting on Monday, October 27, 2008 beginning at 5:30 pm to consider a proposed minor amendment to Section 17-7(6)(f) of the Municipal Code. The proposed amendment to Section 17-7(6)(f) is a minor change that would add “or private” to the subsection to read: “Every lot shall front or abut on a public or private street.” The staff report states the current code requires new lots to front or abut a public street; however, many streets currently existing in the Village are classified as private streets. It is feasible that future development proposals may also incorporate private roadways.

CDA – Trustee Turner

Beach Fence Recommendation, Project Update & Pay Request (Tabled September 2, 2008)

Turner stated that the CDA Board voted to deny the pay request until an acceptable credit is provided by Century Fence or until the portions of the fence that were not installed to contract specifications are installed to contract specifications. Turner stated that the Village Board is a party to the contract and he would recommend not approving the Pay Request until the problem is corrected. Turner/Petersen 2nd made a MOTION to deny approval of the Pay Request as submitted until the Village receives an acceptable credit on the contract for the portions of the fence that were not installed to contract specifications or until the portions of the fence that were not installed to contract specifications are installed to contract specifications. The MOTION carried without negative vote.

Schmitz License Agreement for the Beach Fence – Update

Thorpe stated that he had conference calls with the attorney representing the Schmitz family and the license agreement is near complete. Thorpe stated that the Schmitz family wants the gate to the beach locked once it is installed and if the Village agrees to that stipulation, all the issues will be worked out. Hayden-Staggs stated that the Schmitz family also wants a copy of the key to the gate.

Professional Engineering Services Proposal for Duck Pond Recreation Area – Phase Two Loop Road & Recreation Area Improvements Contract

Turner stated that the CDA Board voted to approve the engineering services contract at an estimated price range of \$78,000 to \$104,000. President Pollitt asked if the contract is just for engineering service and could the construction project be delayed if increment in the TIF District becomes a concern. Turner stated that the contract is just for engineering and the planning process will take six to eight months, and the construction aspect of the project could be delayed until the increment level is certain.

Turner/Petersen 2nd made a MOTION to approve the professional engineering services proposal submitted by Ruckert-Mielke for Phase Two of the Duck Pond Recreation Area road and recreation area improvement plan as submitted and recommended by the CDA Board, with the cost estimated between \$78,000 and \$104,000. The MOTION carried without negative vote.

Third Avenue Contract Update, Pay Request & Discussion on Project Element Removal List

Turner stated that the CDA Board voted to approve the pay request totaling \$91,253 submitted by Mann Brothers for the Third Avenue Project Contract. McHugh stated that although the estimated cost for the utility burial portion of the project is currently under the budget, Verizon still has to complete its portion of the project. Workman stated that Verizon is way behind the initial schedule and they have not yet started the project. Workman stated that a meeting was scheduled for the next day with Verizon to discuss the project schedule. As a precaution to keep some room open under the referendum limit of \$2.5 million, McHugh stated that project engineers Ruckert-Mielke has been working with Mann Brothers to identify certain items that could be easily removed from the contract and completed at a later date. Those items include the temporary pavement marking; elimination of a bench and drinking fountain; delay the installation of the wrought iron fencing; or install footings only for the fieldstone cobble pillar. McHugh stated that any removal of the items from the contract would require approval of a change order. The list was just presented for the Village Board members to review at this time.

Turner/Petersen 2nd made a MOTION to approve the Pay Request No. 1 for the Third Avenue Project contract totaling \$91,253 as submitted by Mann Brothers, Inc., and the MOTION carried without negative vote.

Kinzie Avenue Contract Update and Pay Request

Turner stated that the CDA Board voted to approve the pay request totaling \$38,014 submitted by Odling Construction for the Kinzie Avenue Reconstruction contract.

Turner/Petersen 2nd made a MOTION to approve Pay Request No. 1 totaling \$38,014 for the Kinzie Avenue Reconstruction contract as submitted by Odling Construction, and the MOTION carried without negative vote.

Village of Fontana/Village of Walworth Pedestrian Path Project – Update

Turner stated that the CDA Board voted to reject the Village of Walworth offer to finance 10 percent of the project costs. The CDA Board directed McHugh to meet with the Village of Walworth and present an alternative financing plan and to ask the Walworth Village Board to reconsider its level of commitment.

Kinzie Path (Path Closed) Project Initiation/PDI Assessment Letter

Turner stated that the first steps in the Kinzie Path or Path Closed project have been completed with the submission of a memo from PDI that outlines the planning options. Turner stated that the CDA Board would like to review the total cost estimates before the planning process advances any further.

Tax Incremental District No. 1 Third Amendment to Project Plan – Update

The proposed amendment to the TIF District No. 1 Project Plan was approved by the Joint Review Board and all the required paperwork was submitted by the Village staff.

2009 CDA Work Plan

Turner stated that the 2009 Work Plan has been drafted and the budget for the year is being finalized by the CDA. Current projects in the planning stages for 2009 initiation are the lakefront building project, the beach parking lot and Lake Street; pedestrian path improvements; and Duck Pond phase two improvements. Projects slated for planning and design initiation during 2009 are the environmental master for the area east of Highway 67; Fontana Boulevard improvements; and site redevelopment planning for the former dump at the Duck Pond. Other remaining CDA project plan items not yet scheduled include capital improvements recommended east of Highway 67 for controlling storm water, the final phase of the Duck Pond native prairie restoration project, Reid Park improvements, wayfinding and entry signage, and a boat ramp turnaround. Turner asked the Village Board members to review the draft prior to action at next month's meeting.

Turner/Petersen 2nd made a MOTION to table the item until next month's meeting, and the MOTION carried without negative vote.

Abbey Ridge Driveway Intersection with Highway 67

Turner stated that the CDA Board again reviewed a request by the Abbey Ridge property owners regarding some type of traffic or road reconstruction at the intersection of the back driveway from the Abbey property and State Highway 67. Turner stated that the CDA Board still has the position that they will consider a road or traffic reconstruction plan that has been approved by the Wisconsin Department of Transportation; however, until a plan has been approved by the Wisconsin DOT, there is nothing for the CDA Board or Village Board to consider.

Public Works – Trustee Petersen

Service Truck Update & Body Purchase Authorization

Workman stated that the low bid of \$21,562 for the purchase of a new service truck was submitted by Country Ford, and with the purchase of two new service bodies and a plow, the total project will come in at \$43,160. There is \$45,700 in the budget for the purchase of the new truck, service bodies and plow. The new cab and chassis is a 2009 Ford F-250; one of the service bodies is for the new truck and one is to replace the existing heavily weathered body on Truck No. 3; and the plow is a Western Ultra Mount. President Pollitt stated that he thought the Finance Committee had only recommended approval of a new truck and he asked if the proposal was being considered just to use up budgeted funds. Workman stated that the budget item included the purchase of a second service body to replace a service body that also was moved from another truck.

Petersen/O'Connell 2nd made a MOTION to approve the purchase of the two service bodies and plow attachment as recommended by the Public Works Committee, and the MOTION carried without negative vote.

Timber Trail Drive and Indian Hills Road Contract Update & Pay Request

Workman stated that all the residences on Timber Trail Drive have tied into the new water main. Workman stated that the majority of the \$253,262 pay request submitted by Reesman's Excavating and Grading, Inc., for the Timber Trail Drive and Indian Hills Road reconstruction contract if for the water main installation work.

Petersen/Turner 2nd made a MOTION to approve the \$253,262 pay request submitted by Reesman's Excavating and Grading, Inc., for the Timber Trail Drive and Indian Hills Road reconstruction contract as recommended, and the MOTION carried without negative vote.

Harvard Avenue Contract Update & Pay Request

Petersen stated that the Public Works Committee recommended payment of the \$79,167 pay request submitted by Wanasek Corporation for the Harvard Avenue water main relay construction contract.

Petersen/Turner 2nd made a MOTION to approve the \$79,167 pay request submitted by Wanasek Corporation for the Harvard Avenue water main relay construction contract as recommended, and the MOTION carried without negative vote.

Arrowhead Drive Contract Change Order & Pay Request

Workman stated that the proposed close-out change order would result in a total decrease of \$36,883 in the initial \$659,979 contract. The change order matches the final contract amount to work completed and removes Stearns Road and additional restoration items from the contract. Pay request number 5 for the contract submitted by Globe Contractors, Inc., totals \$15,709.

Petersen/President Pollitt 2nd made a MOTION to approve the change order calling for a \$36,883 decrease in the Arrowhead Drive contract with Globe Contractors, Inc., and to approve pay request number 5 totaling \$15,709 submitted by Globe Contractors for the Arrowhead Drive contract as recommended. The MOTION carried without negative vote.

Cliffs of Fontana Request for Letter of Credit Reduction

Workman stated that Par Development, Inc. submitted a request for the Village to authorize a reduction on its Letter of Credit for the Cliffs of Fontana subdivision. The current Letter of Credit totals \$1,019,430. The total cost of the remaining work, which consists of final surface on the roadways, is \$103,848 including a 25 percent contingency. Par Development is requesting a reduction of \$915,581 for the Letter of Credit since the retaining wall, grading adjacent to the wall and fine grading in the center island in the subdivision have been completed. Workman stated that the Village engineering firm has not yet signed off on the request.

Petersen/Turner 2nd made a MOTION to approve the request from Par Development, Inc., to reduce the \$1,019,430.18 Letter of Credit by \$915,581.38, for a new total of \$103,848.80 contingent on final review by the Village engineering firm. The MOTION carried without negative vote.

Pig Roast Announcement & Authorization for One-Day Beer Permit

Workman stated that the Department of Public Works is planning to host a pig roast and bonfire as a retirement party for Paul Blain. Blain is retiring from the Village of Fontana Department of Public Works in October after 12 years of service to the Village. Workman stated that the DPW is seeking authorization to have a keg of beer at the party; however, there would be no sales. Turner stated that the Village should consider designating one of its parks for allowing the consumption of beer and alcohol for private parties, but not for sale. Turner stated that the Village of Walworth and other municipalities allow the consumption of alcohol in one of their parks with special permits. Turner stated that the proposal to designate a Village of Fontana park for allowing beer or alcohol consumption was considered by the Village Board years ago, but denied at that time. Turner stated that he thinks the Village should allow alcohol consumption with a special permit at the Duck Pond Recreation Area, but not at Reid Park. In response to a question if the Village Board would be setting a precedent if it allows beer at the DPW event, Petersen stated that yes the Village Board would be setting an acceptable precedent of approving the consumption of beer or alcohol at Village of Fontana sponsored events. Hayden-Staggs stated that the Village Board approved a Fontana Fire

Department request few years ago to have beer at a Duck Pond event. Following discussion, the Village Board was in consensus that the proposal for beer to be served at the DPW party was appropriate; however, Thorpe and Hayden-Staggs should review the Municipal Code to make sure the proposal is not prohibited.

Petersen/O'Connell 2nd made a MOTION to approve a one-day permit for the Department of Public Works to serve beer at the retirement party pig roast and bonfire at the Duck Pond Recreation Area on Friday, October 17, 2008, subject to review by the Village attorney and administrator. The MOTION carried without negative vote.

Fontana/Walworth Emergency Water Agreement Revision Proposal (Tabled September 2, 2008)

Petersen stated that the water agreement amendment submitted by the Village of Walworth was tabled at last month's meeting and Hayden-Staggs was directed to review the proposal with the Public Service Commission. Hayden-Staggs stated that she contacted Andrew Behm at the PSC, and Behm indicated that there would be no concern with changing the terms of the agreement so that the Villages could exchange water for water, instead of monetary compensation at the municipal rates. Hayden-Staggs stated that the PSC did not address the proposed amendment provision that states the monetary charge for emergency water services would be calculated using the lowest/bottom block rate of the Village with the lower rate. Hayden-Staggs stated that she recommends the Village receives written authorization from the PSC that states the proposed amendment complies with PSC requirements before the Village Board takes action on the proposal.

Petersen/O'Connell 2nd made a MOTION to table the proposal until next month's meeting, and the MOTION carried without negative vote.

208 Dewey Raze/RFP Results

Hayden-Staggs stated that the Village put out a request for proposals for people interested in moving the residence at 208 Dewey Avenue. Bob and Gwen Cole, Elkhorn, submitted a letter dated September 25, 2008 requesting the Village Board to consider their proposal to move the residence to another lot in the Village or in a nearby municipality. Gwen Cole stated that there is a vacant lot in the Village of Fontana that they would like to purchase and then move the residence to the lot; however, they have not yet negotiated an acceptable purchase price for the lot. Turner stated that the Village should hold up on razing the structure in order to give the Coles time to finalize the purchase of a lot. Workman stated that he contacted the two contractors who submitted proposed to raze the residence and garage to get more specific bids, and those new bids have not yet been submitted. In response to a question, Gwen Cole stated that they would like to purchase a lot and tentatively move the residence in early spring. Hayden-Staggs stated that the Village Board could table the item for another month in order to give the Coles time to finalize the purchase of a lot. President Pollitt stated that the Village Board also could consider conditionally approving the proposal submitted by Bob and Gwen Cole to remove the residence and garage at 208 Dewey Avenue with the conditions that the residence is moved to an appropriate lot, and that the lot is purchased by January 5, 2009.

President Pollitt/Turner 2nd made a MOTION to approve the proposal submitted by Bob and Gwen Cole, N6787 Walnut Road, Elkhorn, to remove the residence and garage from the lot located at 202 Dewey Avenue with the condition that the an appropriate lot is secured by January 5, 2009. The MOTION carried without negative vote.

D&K Services Thank You for Donated Services

Workman stated that D & K Services Utility Contractors, LLC, Lyons, donated 10 hours of excavating and grading work at the Little Foot Playground in Reid Park. The Village Board thanked the company for the generous donation of time and laborers for the playground renovation project. Workman stated that he will write a thank-you letter to the firm acknowledging the donation.

Construction Updates – Utility Burial Project, Storm Water Management Plan, Duck Pond Ground Water Investigation, Duck Pond Gateway Triangle Landscaping & Porter Court Plaza

Workman stated in the Public Works Committee meeting minutes that Wanasek has connected the new water main at the west end of the Harvard Avenue project and is working eastward. The project is on schedule to be completed by the first or second week of October. Reesman's Excavating and Grading, Inc.

has multiple underground crews working on Timber Trail Drive. The water main crew is working from north to south and the storm sewer crew has begun installation in the areas that water main has been installed. Construction on the Indians Hills Road portion of the project is scheduled to begin in early October. Odling began work on the Kinzie Avenue project in September and is slowly working on water main installation. The work on the storm sewer, grading and curb and gutters will commence upon completion of the water main construction Workman stated that he is concerned about Odling remaining on schedule if their pace does not improve. Mann Brothers began installing the water main in the Third Avenue Project in late September. The storm sewer construction will commence upon completion of the water main. Mann Brothers anticipates they will begin grading work in early October and they should be on schedule for late October or early November paving. Alliant and Charter Communications are progressing with the burial of their existing overhead utilities in the Third Avenue Project area. Workman stated that Verizon has yet to show up on the project and there could be delays in the projects. Verizon has been the cause of frequent delays to the construction schedules in the past.

Park Commission – Trustee Lewis

Update on RFP for Green Space Manager

Lewis stated that the Park Commission has put out a request for proposals for a green space manager, to possibly replace the contracted services with Agrecol. The areas that green space management services are required are outlined in the RFP. Hayden-Staggs stated that the RFPs are due by October 15, 2008 and they will be reviewed by the Park Commission.

F/W WPCC – Trustee Petersen

2009 O&M Budget

Petersen stated that the Fontana/Walworth Water Pollution Control Commission Board of Directors approved the 2009 O&M Budget at its September 9, 2008 meeting. The proposed 2009 budget calls for total operating expenses to be increased from \$733,600 in 2008 to \$760,827 in 2009, and total expenditures to be increased by 3.6 percent from \$797,129 in 2008 to \$825,827 in 2009. Petersen stated that the F/W WPCC Board shaved as much as possible off the proposed budget. Hayden-Staggs stated that the Villages are not informed of the actual budget numbers after audit – the only figures presented to the Village Board’s for approval are estimates. Hayden-Staggs stated that the Villages also are not presented the revenue figures. The Village Board members were in consensus following discussion that Petersen should request the audited operating expense, total expenditures and revenue figures so that they can be reviewed by the Village Board on an annual basis.

Petersen/President Pollitt 2nd made a MOTION to approve the proposed 2009 O&M Budget as recommended by the Fontana/Walworth Water Pollution Control Commission Board of Directors, and the MOTION carried without negative vote.

Finance – President Pollitt

2009 Budget Update

President Pollitt stated that the Finance Committee is finalizing the initial draft of the 2009 budget and it will be presented at the joint meeting of the Village Board and Finance Committee scheduled for Monday, October 20, 2008 beginning at 5:00 pm.

Resolution Establishing Per Diem

President Pollitt stated that the Finance Committee recommended approval of the new per diem rates based on research of average per diem rates Hayden-Staggs acquired from the U.S. General Services Administration. The Finance Committee recommended approval of maximum per diem rates for Village travel of \$39 for meals, \$70 for lodging, and the current IRS mileage rate of 58.5 cents per mile.

President Pollitt/Turner 2nd made a MOTION to approve Resolution 10-06-08-01 establishing maximum per diem rates for Village travel of \$39 for meals, \$70 for lodging and 58.5 cents per mile, and the MOTION carried without negative vote.

Lakefront and Harbor – Trustee O’Connell

Resolution to Increase Mooring Lease Fees

O’Connell stated that the Lakefront and Harbor Committee recommended approval of a 5 percent increase in the rates for mooring leases.

Turner/Petersen 2nd made a MOTION to approve Resolution 10-06-08-02 establishing fees and charges for mooring facilities pursuant to Section 54-161 of the Municipal Code as presented, and the MOTION carried without negative vote.

O'Hallaran Update

O'Connell stated that the Wisconsin Department of Natural Resources and the Army Corps of Engineers approved the installation of log spurs as part of the rip rap permit issued for the O'Hallaran property. O'Connell stated that the log spurs are used to create fish habitat. O'Connell stated that the Lakefront and Harbor Committee recommended approval of the installation of the log spurs in the rip rap area. Turner/O'Connell 2nd made a MOTION to approve the installation of the log spurs in the rip rap area as part of the permit issued for the O'Hallaran property, and the MOTION carried without negative vote.

GLLEA – President Pollitt Update

President Pollitt stated that the GLLEA Board is working on its annual budget. The first draft of the budget calls for a slight increase in total expenses. President Pollitt stated that the Board finalized the amended ride-along policy with tightened up regulations. The two patrol boats had cosmetic damage repair work completed and will be useable for another season. President Pollitt stated that the Board is looking at different options for replacing the patrol boats.

Joint Services Ad Hoc Committee – Administrator Hayden-Staggs Joint Meeting October 13, 2008 at Walworth Elementary School

Hayden-Staggs stated that the joint meeting to present information on a full-time on-premises fire and rescue department will be held Monday, October 13, 2008 beginning at 5:00 pm at the Walworth Elementary School. Hayden-Staggs stated that the meeting is for informational purposes only at this time. Turner stated that the committee was formed as a cost saving initiative to find ways to share services and related expenses. Turner stated that a paid, on-premises department might end up costing the Village of Fontana more money and a cost study should be completed. O'Connell stated that the committee members were mainly discussing the emergency medical services since it is becoming very difficult to find enough volunteers to respond to calls at all hours of the day. O'Connell stated that the committee also is investigating the possibility of combining municipal court operations.

Blue Ribbon Committee on Lakefront Building – Trustee Lewis Lakefront Survey Update

The Blue Ribbon Committee finalized the survey and it has been mailed out to all residents and property owners. Several hundred of the surveys have already been completed and returned.

Pending Items for Future Agendas

1. Fontana Fen Property Line Delineation

Adjournment

O'Connell/Turner 2nd made a MOTION to adjourn at 7:48 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: 11/3/2008