

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

MONTHLY MEETING of the VILLAGE BOARD OF TRUSTEES

Monday, November 5, 2007

President Pollitt called the monthly meeting of the Village Board to order at 5:02 pm in the Village Hall, 175 Valley View Drive, Fontana, Wisconsin.

Trustees present: Roll call vote: Turner, O'Connell, Spadoni, President Pollitt, Petersen, Kenny
Trustee late: Youngquist (arrived at 6:00 pm)

Also present: Village Administrator Kelly Hayden-Staggs, Jeff Koepke, Village Clerk Dennis Martin, Police Chief Steve Olson, Village Attorney Dale Thorpe (arrived at 5:44 pm)

Announcement for Board of Trustees to Consider Going Into Closed Session

Spadoni/O'Connell 2nd made a MOTION for the Village Board to go into closed session pursuant to Chapter 19.85 (1) (c) Wis. Stats., to consider employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility, and Chapter 19.85 (1) (e) to deliberate or negotiate the purchase of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require, specifically WPPA Union Contract Negotiations and Non-union Employee Evaluations, and the roll call vote followed:

O'Connell – Yes

Spadoni – Yes

President Pollitt – Yes

Petersen – Yes

Kenny – Yes

Turner – Yes

The MOTION carried on a 6-0 vote, with Trustee Youngquist still not present at the meeting.

Adjournment of Closed Session

Spadoni/O'Connell 2nd made a MOTION to adjourn the closed session at 5:49 pm, and to reconvene in open session at 6:00 pm, and the MOTION carried without negative vote.

President Pollitt announced that the Village Board was in open session at 6:00 pm.

Also present: FJ Frazier, Daryl Fredrick, Rob Ireland, Library Director Nancy Krei, Assistant Zoning Administrator Bridget McCarthy, Building Inspector Ron Nyman, Rick Pappas, Treasurer Peg Pollitt, Andrew Westbrook, Director of Public Works Craig Workman

Visitors Heard

None

Announcements

Hayden-Staggs stated that the CDA Board monthly meeting will be held on Tuesday, November 6, 2007, at 6:00 pm; the Toddler Time Story Program will be held at the Fontana Public Library on Thursdays, November 8, 15 and 29, 2007, at 10:30 am; the public hearing for 2008 Budget will be held Monday, November 19, 2007, at 5:00 pm; Village Hall will be closed for the Thanksgiving holiday from November 22 to 25, 2007; the Plan Commission monthly meeting will be held Monday, November 26, 2007, at 5:30 pm; and the annual Village Holiday Party will be held Monday, December 10, 2007, from 6:00 to 9:00 pm.

Approval of Minutes

Spadoni/O'Connell 2nd made a MOTION to approve the minutes for meetings held October 1,

2007; October 15, 2007 Closed Session of Village Board, Joint Meeting with Plan Commission, and Joint Budget Workshop with Finance Committee; and October 22, 2007 Closed Session of Village Board and Joint Budget Workshop with Finance Committee, as presented, and the MOTION carried without negative vote.

Village Treasurer's Report

Petersen/Spadoni 2nd made a MOTION to accept the Treasurer's Report for September 2007 and to place it on file for the audit, and the MOTION carried without negative vote.

Approval of Village and Utility Payables

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

Plan Commission – Trustee Spadoni

Conditional Use Permit Application Filed by Country Club Estates Property Owners Association to Construct Storage Building With a Unisex Toilet Room in the Association's Lakefront Parking Lot

Spadoni stated that the CUP application was filed to move the approved new building by 5 feet to the west. Spadoni stated that the Plan Commission recommended approval of the amended CUP application with the conditions suggested in the staff report. Spadoni stated that staff did a great job outlining the proposal and establishing the proposed conditions.

Spadoni/O'Connell 2nd made a MOTION to approve the CUP application as submitted with the following 19 conditions:

1. A 30-foot-wide utility easement shall be provided to the Village of Fontana which is acceptable to both the Village Attorney and the Public Works Department.
2. The structure shall be located no closer than 12 feet from the east property line and no closer than 5 feet from the north property line.
3. The structure shall be constructed as depicted on the February 26, 2007 CUP approval. There shall be no modification of the construction plans, to include but not be limited to, overall size and height of the approved structure. The only exception shall be that on-building signage depicted on the February 26, 2007 CUP approval shall be considered withdrawn by the applicant and is not allowed as part of this amended approval.
4. A permanent, clearly defined "vehicle-free" zone shall be delineated around the perimeter of the structure as depicted in the October 19, 2007, site plan. The applicant shall describe delineation methods in writing, which shall be approved by staff, and adhered to by the applicant.
5. Hours of operation (structure open) shall be from 10:00 am to 7:00 pm daily from Memorial Day to Labor Day each calendar year. The structure shall be securely locked at 7:00 pm. There shall be no access to the structure outside of the above-referenced times. Future modification of the hours of operation must be proposed through a CUP amendment approved by the Village of Fontana.
6. The structure shall not include any on-wall signage. Signage as depicted on the February 26, 2007 CUP approval shall be considered void. An allowance shall be made for a minimal on-wall sign indentifying the location of the bathroom.
7. All existing signage as depicted on the September 21, 2007 Staff Review shall be allowed to remain and allowed to be maintained as allowed by Village of Fontana Ordinance. Modification of existing non-conforming signs shall be brought into full compliance.
8. Future proposed modification of signage shall be proposed through a CUP amendment approved by the Village of Fontana.
9. The applicant acknowledges that the Village shall maintain its claim on all right-of-way depicted and does not by this CUP permit any encroachments depicted in the plan.
10. Current green space along the east property line shall be maintained and may not be decreased.
11. Proposed green space as depicted in the October 19, 2007 site plan shall not be decreased.
12. Location and total calculation of existing green space (landscape areas) shall be included in the required as-built survey.

13. Green space shall not be reduced or eliminated in the future unless specifically allowed through a CUP amendment approved by the Village of Fontana. Future modification of the landscaping shall be proposed through a CUP amendment approved by the Village of Fontana.

14. The parking lot shall be paved and striped according to the final approved parking plan no later than 30-days after the issuance of occupancy, or Memorial Day 2008, whichever comes first.

15. The lighting plan shall consist of the two exterior 60 watt recessed waterproof can lights as depicted on the building plans as approved on the February 26, 2007 CUP. If other on-site lighting exists, the lighting plan may be amended within five days by staff. Future additional lighting shall be proposed through a CUP amendment approved by the Village of Fontana.

16. The existing shed and portable restroom facility shall be completely removed prior to occupancy issuance.

17. A complete submittal for building and zoning permits shall be applied for and issued prior to the commencement of construction. CUP approval shall not alleviate the applicant from securing all required permits.

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

19. Any other outstanding fees (re-inspection, cost recovery) shall be paid in full prior to occupancy issuance.

The MOTION carried without negative vote.

Approve Planner RFP Recommendation & 2008 Contract

Spadoni stated that the Plan Commission considered the four submitted proposals and approved a motion to recommend the approval of Vandewalle and Associates to continue to provide the planning service to the Village.

Spadoni/O'Connell 2nd made a MOTION to approve the RFP submitted by Vandewalle and Associates and the 2008 contract as submitted, and the MOTION carried without negative vote.

Announce Public Hearings for November 26, 2007 Plan Commission Meeting – Petitions to Amend the Zoning Ordinance Sections 18-27, 18-35 & 18-65

Spadoni stated that public hearings have been scheduled to consider zoning code amendments to Sections 18-27 and 18-65 and to create Section 18-35. The exterior lighting standards that already exist in the zoning code would be placed in the new Section 18-35 if approved. The proposed amendment to Section 18-27 removes the exterior lighting standards that will be placed in Section 18-35. The proposed amendment to Section 18-65 is proposed to accommodate the construction plan for the new municipal fence to be installed at the beach.

General Business/Administrator's Report – President Pollitt/Administrator Hayden-Staggs Water Safety Patrol Contract for 2008

Hayden-Staggs stated that the proposed contract for lifeguard services with the Geneva Lake Water Safety Patrol calls for a slightly lower rate than 2007. The total contract is for \$35,068.

President Pollitt/Turner 2nd made a MOTION to approve the 2008 contract with the Water Safety Patrol as submitted, and the MOTION carried without negative vote.

Appointment to Police and Fire Commission to Fill Positions of Trustee Kenny

Since Pat Kenny is now a trustee, he can no longer serve on the Police and Fire Commission. President Pollitt nominated the appointment of John Tierney to complete Kenny's term on the PFC, which runs through April 2011. President Pollitt stated that Tierney formerly served on the Protection Committee and he will be a good addition to the PFC.

President Pollitt/Turner 2nd made a MOTION to approve the appointment of John Tierney as a citizen representative on the Police and Fire Commission, to complete the term of the position formerly held by Trustee Kenny, and the MOTION carried without negative vote.

Appointments to Park Commission & Environmental Committee to Fill Positions of Former Trustee Bidwill

President Pollitt nominated the appointment of Trustee Youngquist as the Village Board liaison to the Park Commission, and the appointment of Trustee Kenny to the Environmental Committee, both to replace former Trustee Joe Bidwill.

President Pollitt/O'Connell 2nd made a MOTION to approve the appointment of Trustee Youngquist as the Village Board liaison to the Park Commission, and the MOTION carried without negative vote.

President Pollitt/Petersen 2nd made a MOTION to approve the appointment of Trustee Kenny to the Environmental Committee, and the MOTION carried without negative vote.

Approval of Allison Murray as VOF Chief Election Inspector

Martin stated that Allison Murray completed the required training course with the State Elections Board and she is now eligible to replace Genie Murphy as the Village of Fontana chief election inspector. Murphy stepped down as chief election inspector because her personal work schedule will prohibit her from completing the required continuing education courses on an annual basis; however, Murphy still is serving as an election inspector.

Spadoni/Petersen 2nd made a MOTION to approve the appointment of Allison Murray as the chief election inspector, and the MOTION carried without negative vote.

Keizer and Sons Contract Renewal (3-Year Contract Expires December 31, 2007)

Hayden-Staggs stated that Keizer and Sons was the only firm to submit a RFP for the Village refuse collection service. The current contract with Keizer and Sons expires December 31, 2007. Hayden-Staggs stated that the RFP and proposed three-year contract submitted by Keizer and Sons calls for the same rate in 2008 that was charged in 2007. Hayden-Staggs stated that there is one amendment for the three-year contract to address provision No. 4 regarding the collection of garbage and trash from multi-family rental facilities of more than four units. Hayden-Staggs will amend the item to direct Keizer and Sons to pick up the trash and garage at multi-family rental facilities of more than four units.

President Pollitt/O'Connell 2nd made a MOTION to approve the RFP submitted by Keizer and Sons and to approve the three-year contract as submitted, with the condition that item No. 4 is amended by the Village administrator to direct Keizer and Sons to pick up the trash and garage at multi-family rental facilities of more than four units. The MOTION carried without negative vote.

Approval of Village Holiday Party on December 10, 2007

Hayden-Staggs stated that the Abbey Resort submitted a proposal to host the Village holiday party at the Waterfront Restaurant; however, the Village has not received a response to its inquiry to the Lake Geneva Yacht Club as a possible site for the party. The Abbey Resort bid is for \$11 per person. The bid includes hot and cold hors d'oeuvres, desserts, coffee and soft drinks. The party is scheduled for Monday, December 10, 2007 beginning at 6:00 pm. The Village Board was in consensus that the party should be approved at the Abbey Resort since it has not been held there in recent years. The Village Board tries to alternate holiday party sites between the Village of Fontana restaurants.

Spadoni/O'Connell 2nd made a MOTION to approve the annual holiday party at the Abbey Resort's Waterfront Restaurant on Monday, December 10, 2007, beginning at 6:00 pm, and the MOTION carried without negative vote.

Approval of Temporary Walkway in Reid Park for Chuck's Lakeshore Inn Side Entrance

The Village Board gave preliminary approval for the installation of a temporary walkway from the side entrance of Chuck's Lakeshore Inn across the landscaped area into Reid Park at a special meeting held October 22, 2007. Since the request was not on the agenda for the October 22, 2007 meeting, official approval still is required. McCarthy asked if the Village Board would consider establishing a date for the temporary walkway to be removed, and following discussion, the Board was in consensus that the walkway should be allowed to remain until the new sidewalk is installed by the Village in Reid Park; however, the approval is subject to review by the Village Board.

Petersen/President Pollitt 2nd made a MOTION to approve the installation of a temporary walkway in Reid Park from the side entrance at Chuck's Lakeshore Inn until such time that the new sidewalk

is installed in Reid Park, with the condition that the approval is subject to review by the Village Board, and the MOTION carried without negative vote.

Proposed Ordinance Amendment to Section 14-65, Fees for Building Permits and Inspections

The proposed amendment establishes fees for three items currently not covered in the fee schedule. Proposed fees are \$250 for lot line adjustment applications, plus a signed Cost Recovery Agreement; \$35 for residential minor projects or uses, as determined by the Building Inspector or Zoning Administrator; and \$35 for minor signage applications, as determined by the Building Inspector or Zoning Administrator.

Turner/Spadoni 2nd made a MOTION to approve Ordinance 11-05-07-01 as presented, and the MOTION carried without negative vote.

Yaccino Letter Response

President Pollitt stated that Frank and Colleen Yaccino, 568 Sauk Trail, are seeking reimbursement from the Village for bills they incurred with regard to a water main break on January 23, 2007. President Pollitt stated that the problem is that the Yaccino signed a release and accepted a settlement offer from the Village insurance provider with regard to the claim. President Pollitt stated that if further compensation is approved by the Village Board the funds will not be available from the insurance policy, they will have to be taken from the General Fund. Thorpe stated that once the Yaccinos signed the release and settlement agreement, the claim was deemed paid in full and the Village has no further legal obligation to the Yaccinos. Thorpe stated that if the Village Board members decide to offer further compensation to the Yaccinos, it would be considered a moral obligation not a legal issue. Frank Yaccino stated that they needed money to pay the initial bills for the incident at the time they signed the release and settlement agreement. Frank Yaccino stated that the damage that caused the subsequent bills was caused because the broke water main was not shut off all night after the water main break. Frank Yaccino stated that the subsequent damage did not become apparent until after the ground thawed in the spring. Frank Yaccino stated that if he had known more damage was going to become apparent in the spring, they would have never signed the release. Frank Yaccino stated that the remaining bill for the incident totals \$15,000, and they are seeking some compensation from the Village. Spadoni stated that the Village Board should table the matter that night until a detailed bill is provided and the Village Board can consider offering a deal to compensate the Yaccinos for the additional expenses not covered in the settlement agreement. Thorpe stated that the issue should be discussed in closed session since the Village Board was considering entering into negotiations with the Yaccinos for public funds. The Village Board asked Frank Yaccino to provide a figure that he would like the Village to consider to settle the matter a second time.

Spadoni/Kenny 2nd made a MOTION to table the matter until the next monthly meeting, and to hold a closed session meeting to consider Frank Yaccino's proposed figure to settle the matter a second time. The MOTION carried on a 6-0 vote, with Trustee O'Connell abstaining.

208 Dewey Street – Possible Raze in March 2008

Hayden-Staggs stated that the Village has been notified that the insurance settlement for the damage at 208 Dewey Street will not be \$8,000; it will be about \$1,500. The Village has already spent about \$2,500 to sure up the house from the water damage that accumulated during several months. Rot damage will not be covered by the insurance, just the interior damage. Petersen stated that the residence needs a new roof as well as the other exterior work. The current lease signed by Nancy Krei expires in March 2008. The Village Board was in consensus following discussion that the residence will hold up through the winter, but no more money should be spent to repair the structure since the eventual plan is to raze the house and garage and turn the parcel into Headwaters Park. The 2008 budget includes revenue derived from the lease through March 2008.

Petersen/Turner 2nd made a MOTION to raze the residence and garage at 208 Dewey Street after the lease expires or until such time that the current tenant moves out, and to provide the tenant with written notification that the lease will not be renewed. The MOTION carried without negative vote.

Updates on Burglaries & Credit Card Fraud Incidents in Village of Fontana

President Pollitt asked Chief Olson to provide an update on the ongoing investigations.

Chief Olson stated that a Village resident reported a burglary Sunday morning, October 27, 2007. The resident reported that a person entered the residence through an unlocked patio door and was discovered in a bedroom. The burglar took a purse and jewelry and fled the residence after he was confronted by the homeowner and prior to the arrival of the responding officer. Chief Olson stated that the Fontana Police Department is working with the police departments from other lakes area municipalities to solve similar cases. Chief Olson stated that he issued the following press releases, which was posted throughout the village and on the Village and police department websites: "The Fontana Police Department is investigating a burglary where the intruder entered through an unlocked patio door at approximately 6:45 AM on Sunday, October 28, 2007. The intruder was confronted by the homeowner and fled, taking a purse and jewelry. Similar incidents have reportedly taken place in the last few weeks in other jurisdictions around Fontana. No other information is available at this time. Police urge homeowners to ensure the ground floor doors and windows are kept secured, especially during hours of darkness. Outside lights should be checked and vehicles that are parked outside should be locked. Please report any suspicious activity promptly to the police department;" and "How To Give A Burglar A Bad Day: In light of the recent burglaries in the Geneva Lake West area, the Fontana Police Department would like to remind our citizens of some helpful crime prevention tips. Lock ground floor doors and windows when the house is empty and during the hours of darkness. We recommend deadbolt locks on all perimeter doors. Patio doors should have a security bar. Make sure outside lights are working properly and consider sensor lights that will turn on if something enters the beam. Any vehicles parked outside should be locked and valuables kept out of sight. If your house is going to be vacant for a period of time, ask a neighbor or friend to check on it and file a house check request with the Police Department. Be sure to stop your mail and newspaper deliveries. We recommend that one or two lights be on timers. Please report any suspicious persons or vehicles promptly to the police. Visit our website at www.fontanawipolice.com for more crime prevention tips and helpful links." With regard to recent reports of credit card thefts and incidents of fraud, Chief Olson stated that identity theft reports has increased during the last two years, and there has been a large surge in the area during the past month and a half. Chief Olson stated that residents of Fontana and the Village of Walworth have reported recently that their bank accounts have been withdrawn on with fraudulent use of debit cards. Chief Olson stated that the incidents are likely connected to a bank. Chief Olson stated that the department receives on average about one identity theft complaint per week. Chief Olson urged residents to review the flyer the Police Department is distributing with prevention tips and reporting procedures in case of lost or stolen purses, wallets and credit/debit cards.

NIMS Training Dates – November 7, 13 or 15, 2007

Hayden-Staggs stated that the only days Fire Chief Jon Kemmett has available to facilitate the required NIMS training are November 7, 13 or 15, 2007. Hayden-Staggs stated that the training and follow-up test will take about 90 minutes to complete. Hayden-Staggs stated that the Village President and at last a few of the trustees and staff members are required to complete the training. Following discussion, the Village Board reached a consensus that the best date to schedule the training is Tuesday, November 13, 2007 at 5:30 pm.

Protection Committee – President Pollitt

Operator's License Applications Filed by Jennifer E. Voit, Chase D. Brugger, Philip R. Porter, Patrick B. Arnold, Melissa S. DeBuck, Emily E. Gaul and Kelley L. Faytle (Gordy's); Christopher G. Brogan (Park Place); Michael Becker (Abbey Resort); Virginia L. St. Louis and Michael P. Koehnke (Abbey Springs)

Chief Olson recommended that the application filed by Jennifer E. Voit be referred to the Protection Committee for review.

Spadoni/President Pollitt 2nd made a MOTION to refer the Operator's License application filed by Jennifer E. Voit to the Protection Committee for a recommendation, and the MOTION carried without negative vote.

Chief Olson signed off on the other applications filed this past month. Martin asked the Village Board to include the condition that all operator's license applicants must complete the application process prior to the issuance of approved operator's licenses.

President Pollitt/Spadoni 2nd made a MOTION to approve the Operator's License applications filed by Chase D. Brugger, Philip R. Porter, Patrick B. Arnold, Melissa S. DeBuck, Emily E. Gaul and

Kelley L. Faytle, employees at Gordy's; Christopher G. Brogan, an employee at Park Place; Michael Becker, an employee at Abbey Resort; and Virginia L. St. Louis and Michael P. Koehnke, employees at Abbey Springs, with the condition that the applicants complete the application process prior to the issuance of the approved operator's licenses, and the MOTION carried without negative vote.

CDA – Trustee Turner

Approve Professional Engineering Services for Beach Fence Replacement Project

Turner stated that the Public Works Committee and CDA Board approved the engineering services proposal submitted by Ruekert-Mielke. The proposed contract, which came in under budget, is on a time and materials basis with an estimated total cost of \$14,500 to \$17,650.

Turner/Spadoni 2nd made a MOTION to approve the professional engineering services contract with Ruekert-Mielke for an estimated \$14,500 to \$17,650 for the beach fence replacement project, and the MOTION carried without negative vote.

Wild Duck and Dade Roads Contract Change Order & Pay Request

Turner stated that the project is nearing completion and it looks very good. The change order was submitted to decrease the total cost of the project by \$169,183. Workman stated that the project cost was decreased because the initially planned guardrail made out of timber with steel backing was too costly and switched out with a less expensive standard galvanized steel guardrail. The total contract cost with the change order deduction is \$935,747, which is down from \$1,104,931.

Turner/O'Connell 2nd made a MOTION to approve the change order as submitted, and the MOTION carried without negative vote.

Turner stated that the pay request submitted by Mann Brothers totaling \$287,747 was reviewed and approval was recommended.

Turner/Spadoni 2nd made a MOTION to approve the pay request submitted by Mann Brothers totaling \$287,747, and the MOTION carried without negative vote.

Set Joint Meeting for a Presentation by STS Consultants on Redevelopment Feasibility Study for Former Village Garage & Dump Site

Turner stated that the CDA still needs to further discuss the issue prior to Village Board action and he requested that the item be tabled.

Turner/Spadoni 2nd made a MOTION to table the item, and the MOTION carried without negative vote.

2008 Project Schedule

Turner distributed and presented a list of six potential CDA projects for 2008, and an up-to-date accounting report of the TID. The accounting report includes adopted and projected project costs and estimated increment figures. The project list, to be considered by the CDA and acted on by the Village Board at the December 3, 2007 meeting, includes the following projects: Complete Environmental Master Plan along Highway 67; reconstruct Third Avenue and boat trailer parking lot and bury utility lines; finish the Duck Pond redevelopment project; make final decisions on Lake Street and new community center/library; complete Kinzie Avenue as an extension of the Highway 67 project; and establish a program for development grants for projects over \$10,000. Turner asked the Village Board members to review the proposed projects, which will be voted on at the next monthly meeting of the Village Board.

Public Works – Trustee Petersen

Arrowhead Drive and Castle Terrace Avenue Pay Request

Petersen stated that the pay request totaling \$287,747 was reviewed by the village engineer and the Public Works Committee recommended approval.

Petersen/Youngquist 2nd made a MOTION to approve the pay request totaling \$287,747 submitted by Globe Contractors, Inc., for the Arrowhead and Castle Terrace Avenue project, and the MOTION carried without negative vote.

Arrowhead Project & Castle Terrace Project Updates

Workman reported that all the underground work has been completed on the projects and road reconstruction has been ready for commencement since the middle of October. Globe has

subcontracted with Mann Brothers to complete the excavation to subgrade; however, Mann has not mobilized to either site because the company has been busy with other projects. Blacktop was scheduled for the week of November 5, and the subgrade work and base layers are scheduled to be completed by November 16, 2007.

Recommendation on Engineering RFP

Petersen stated that the Public Works Committee reviewed the five proposals submitted to provide the village engineering services, and the committee recommended Ruckert-Mielke.

Petersen/Spadoni 2nd made a MOTION to approve the proposal submitted by Ruckert-Mielke to provide engineering services in 2008, and the MOTION carried without negative vote.

Recommendation on Landscaping RFP

Petersen stated that the Public Works Committee reviewed the four proposals submitted to provide the village landscaping service formerly provided by Brickman. The committee recommended approval of Blackstone for a total of \$29,225, which is under the proposed 2008 budget.

Petersen/President Pollitt 2nd made a MOTION to approve the proposal submitted by Blackstone to provide village landscaping services in 2008 for \$29,225, and the MOTION carried without negative vote.

Authorization of Tractor Order (2008 Expense)

Workman stated that he was seeking authorization to order the new tractor that is included in the preliminary 2008 budget for the Department of Public Works at this time in order to secure a better price. Two bids were submitted for the purchase, with the lower bid submitted by Mid-State Equipment, Janesville. Workman stated that the tractor will be equipped to an amount not to exceed \$25,000, which is the amount in the preliminary budget. The Village will not take delivery of the tractor until 2008.

Spadoni/Turner 2nd made a MOTION to approve the purchase of the tractor from Mid-State Equipment, Janesville, and the MOTION carried without negative vote.

Lakefront and Harbor – Trustee O’Connell

Commercial Launch Fees

O’Connell stated that the Lakefront and Harbor Committee recommended an increase in the commercial launch ramp fee to \$780 for the first 100 launches and \$7.80 per launch thereafter.

Spadoni/Youngquist 2nd made a MOTION to approve the resolution amending the commercial launch fee, and discussion followed.

Turner asked why the Village of Fontana offers a commercial launch rate when there is not a commercial fee offered at the other launches in the lake municipalities. Turner stated by offering the commercial fee, more boats are launched in the Village of Fontana than in the other municipalities, which adds to the traffic problems on Fontana’s lakefront during the summer months. Youngquist stated that he agrees with Turner and the Village Board should also consider not offering a commercial fee. During the discussion, Lakefront and Harbor Committee member Rick Pappas stated that when considering the recommended fee for commercial launches the committee members took into consideration that commercial boat launches take very little time because the drivers are very experienced, and that there are no vehicles parked in the village lot for commercial launches. Turner stated that the decision should be tabled for a month to allow the Village Board members to put more thought into the issue.

Turner/Petersen 2nd made a MOTION to table the motion on the floor, and the Roll Call vote followed:

Spadoni – No

President Pollitt – Yes

Petersen – Yes

Kenny – Yes

Youngquist – Yes

Turner – Yes

O’Connell – Yes

The MOTION carried on a 6-1 vote.

Abbey Springs Pier

O'Connell stated that the Wisconsin Department of Natural Resources and the Lakefront and Harbor Committee approved the permit application for a cribbed pier on the bed of Geneva Lake, with 24 conditions required by the DNR. Turner stated that as well as voting to approve the pier permit application, the Village Board should direct Thorpe to amend the Village DMA Ordinance to reflect the change. One of the conditions for approval is that the 26 boats to be moored at the new pier can not be new moorings for the property. The 26 boats must be the ones relocated from the 22 buoys and four slips along the shoreline that will be removed. There will be no increase in the total number of watercraft moored at the property by the installation of the new pier.

Turner/Spadoni 2nd made a MOTION to approve the pier permit application as submitted, with the 24 conditions delineated in the October 2, 2007 permit application report from the Wisconsin Department of Natural Resources, and to direct the village attorney to amend the Village DMA Ordinance to reflect the change, and the MOTION carried without negative vote.

Additional Fencing at Lakefront – Gates & Railing for Northern Section

Hayden-Staggs stated that although the Lakefront and Harbor Committee recommended at a meeting last year the erection of additional fencing at the lakeshore and by the gates to the beach, and the installation of a railing along the north side of the veranda, it was not officially approved by the Village Board.

Petersen/Spadoni 2nd made a MOTION to approve the erection of additional fencing at the lakefront and gates to the beach, and the installation of a railing along the north side of the veranda as recommended by the Lakefront and Harbor Committee, and the MOTION carried without negative vote.

Finance Committee – President Pollitt

Approve RFP Recommendations for Attorney, Cleaning, Computer Services & Auditing

President Pollitt stated that two proposals were submitted for the attorney services and the committee recommended approval of Thorpe & Christian. Turner stated that Dale Thorpe has been providing the village with legal services for many years and he does an excellent job. The other proposal was submitted by Axley.

President Pollitt/Petersen 2nd made a MOTION to approve the proposals submitted by Thorpe & Christian for the village attorney services in 2008, and the MOTION carried without negative vote.

President Pollitt stated that three firms submitted proposals to provide the village cleaning services and the committee recommended approval of the low bid submitted by KAS Custom Cleaning. The services currently are provided by Juana's Janitorial Service. The third proposal was submitted by Custom Cleaning Services. The \$15,600 bid submitted by KAS is \$4,680 less than the bid submitted by Juana's Janitorial Service and \$10,680 less than the bid submitted by Custom Cleaning Service.

Spadoni/Petersen 2nd made a MOTION to approve the proposal submitted by KAS Custom Cleaning to provide the cleaning services at the Village Hall, Police Department and Park House in 2008, and the MOTION carried without negative vote.

President Pollitt stated that no proposals were received for the computer services RFP. Hayden-Staggs stated that the RFP was only published in the Lake Geneva Regional News, so many providers most likely are not aware that the Village was seeking proposals. The Finance Committee recommended placing ads for RFPs for the computer services in state-wide publications.

President Pollitt/Petersen 2nd made a MOTION to rebid the computer services contract for 2008, and the MOTION carried without negative vote.

President Pollitt stated that the only proposal submitted for providing auditing services was from the current provider, Patrick W. Romenesko, S.C. President Pollitt stated that the \$16,600 bid submitted by Patrick Romenesko is a 3.1 percent increase over last year's contract. President Pollitt stated that the Finance Committee members recommended approval of the bid submitted by Romenesko because he provides top-notch professional service and the proposed rate increase is reasonable.

Spadoni/Petersen 2nd made a MOTION to approve the proposal submitted by Patrick W. Romenesko, S.C., to provide the village auditing services in 2008, and the MOTION carried without negative vote.

Park Commission

Update

The Park Commission members and volunteers planted bulbs to help continue to beautify the planting beds around the Reid Park bathrooms and in the Fontana Boulevard medians on Saturday morning, October 20, 2007. Some of the volunteers included Sharon O'Brien, the event coordinator, and Craig Workman, Sarah Lobdell, Joseph McHugh and Bridget McCarthy and their children. President Pollitt stated that the Park Commission also has scheduled a long-range planning meeting for Saturday, January 12, 2008, beginning at 9:00 am at the Village Hall. President Pollitt commended the Park Commission for the initiative and he urged the Village Board members to attend the planning meeting if their schedules permit.

F/W WPCC – Trustee Petersen

Update

Petersen stated that there is nothing new to report at the wastewater treatment facility.

GLLEA – President Pollitt

Update

President Pollitt stated that the patrol boats have been put in storage for the winter and the manager is still working to resolve a repair issue with one of the boat towers. President Pollitt stated that the proposed budget has been finalized by the GLLEA Board.

Pending Items for Future Agendas

1. Abbey Springs PIP Amendment for Boat Storage Plan (Tabled 2/5/07 & 3/5/07)
2. Maximum Boat Length for Village Launch (Tabled 9/04/07)
3. State Health Insurance Plan Resolution – Deductible Plan (Tabled 9/4/07)
4. Fontana Fen Property Line Delineation

Adjournment

Spadoni/Petersen 2nd made a MOTION to adjourn at 7:47 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: 12/3/07