**Ordinance No. 03-07-11-01**
**An Ordinance of the Village of Fontana adopting the twelfth amendment to the Fontana Walworth Joint Sewerage Treatment Agreement Pursuant to WI Statutes 66.0301 (2007-2008) for the Joint Establishment, Operation and Administration of Wastewater Collection, Treatment and Disposal**

Whereas, the Village of Walworth, a municipal corporation of the State of Wisconsin, hereinafter, referred to as "Walworth", and the Village of Fontana-on-Geneva Lake, a municipal corporation of the State of Wisconsin, hereinafter referred to as "Fontana", entered into the above referenced Agreement, dated the 3rd day of December, 1984; and;

Whereas, a First Amendment to said Intergovernmental Agreement was adopted by FWWPCC on August 20, 1985; executed by the Village of Walworth, Walworth, Wisconsin on the 20th day of August 1985, and the Village of Fontana on Geneva Lake, Wisconsin, on the 9th day of September, 1985; and,

Whereas, a Second Amendment to said Intergovernmental Agreement was adopted by FWWPCC on January 14, 1986; executed by the Village of Walworth, Walworth, Wisconsin on the 10th day of March, 1986, and by the Village of Fontana on Geneva Lake, Wisconsin on the 10th day of March 1986; and.,

Whereas, a Third Amendment to said Intergovernmental Agreement was adopted by FWWPCC on February 10, 1987; executed by the Village of Walworth, Wisconsin, on the 13th day of April, 1987, and by the Village of Fontana on Geneva Lake, Wisconsin on the 2nd day of March, 1987; and,

Whereas, a Fourth Amendment to said Intergovernmental Agreement was adopted by FWWPCC on September 8, 1992; executed by the Village of Walworth, Wisconsin, on the 14th day of September, 1992, and the Village of Fontana on Geneva Lake, Wisconsin on the 19th day of October, 1992; and.

Whereas, a Fifth Amendment to said Intergovernmental Agreement was adopted by FWWPCC on February 8, 1994; executed by the Village of Walworth, Wisconsin, on the 9th day of May 1994, and by the Village of Fontana on Geneva Lake, Wisconsin on the 2nd day of May, 1994; and,

Whereas, a Sixth Amendment to said Intergovernmental Agreement was adopted by FWWPCC on April 20, 1994; executed by the Village of Walworth, Wisconsin on the the 9th day of May, 1994, and by the Village of Fontana on Geneva Lake, Wisconsin on the 2nd day of May 1994; and,

Whereas, a Seventh Amendment to said Intergovernmental Agreement was adopted by FWWPCC on the 10th day of July, 2001; executed by the Village of Walworth, Wisconsin the 13th day of August, 2001, and the Village of Fontana on Geneva Lake, Wisconsin on the 1st day of October, 2001; and,

Whereas, an Eighth Amendment to said Intergovernmental Agreement was adopted by FWWPCC on the 9th day of September, 2003; executed by the Village of Walworth, Wisconsin the 13th day of October, 2003, and the Village of Fontana on Geneva Lake, Wisconsin on the 6th day of October, 2003;

Whereas, a Ninth Amendment to said Intergovernmental Agreement was adopted by FWWPCC on the 13th day of September, 2005; executed by the Village of Walworth, Wisconsin the 10th day of October, 2005, and the Village of Fontana on Geneva Lake, Wisconsin on the 3rd day of October, 2005;

Whereas, a Tenth Amendment to said Intergovernmental Agreement was adopted by FWWPCC on the 12th day of February, 2008; executed by the Village of Walworth, Wisconsin the 10th day of March, 2008, and the Village of Fontana on Geneva Lake, Wisconsin on the 3rd day of March, 2008;

Whereas, an Eleventh Amendment to said Intergovernmental Agreement was adopted by FWWPCC on the 13th day of April, 2010; executed by the Village of Walworth, Wisconsin the 17th day of May, 2010, and the Village of Fontana on Geneva Lake, Wisconsin on the 12th day of May, 2010; and

Whereas, it is desirous that provision be made in the Intergovernmental Agreement to reflect the changes in the Intergovernmental Agreement; and,

Whereas, Walworth and Fontana have, by ordinance of the respective Villages dated February 14, 2011 and March 7, 2011, respectively, authorized their respective Presidents and Clerks to execute this Twelfth Amendment to accurately reflect the changes as set forth in this Twelfth Amendment;

Now Therefore, in consideration of the agreements, promises and covenants heretofore entered into, Walworth and Fontana hereby mutually agree to amend and modify the Fontana/Walworth Joint Sewage Treatment Agreement dated the 3rd day of December, 1984, and subsequent Amendments thereto, as follows:

Section I: Appendix A of the Code of Ordinances of the Village of Fontana on Geneva Lake hereby amended to read: The Village of Fontana on Geneva Lake hereby adopts the Twelfth Amendment to the Fontana Walworth Joint Sewage Treatment Agreement pursuant to Wisconsin State Statutes Section 66.0301(2007-2008), for the joint establishment, operation, and administration of wastewater collection, treatment and disposal, as amended by First through Twelfth Amendments. A copy of said Twelfth Amendment is, along with the agreement itself, on file in the clerk's office.

Section II. Any future amendments, revisions, or modifications of the Fontana Walworth Joint Sewage Treatment Agreement are intended to be made part of this code, provided the Fontana Walworth Pollution Control Commission resolves and recommends the adoption of said amendment.

Section III. The Village President and Clerk are authorized to execute the Twelfth amendment to the Fontana Walworth Joint Sewage Treatment Agreement pursuant to Wisconsin Statutes 66.0301 (2007-2008) for the Joint Establishment, Operation and Administration of Wastewater Collection, Treatment and Disposal on behalf of the Village of Fontana.

Section IV. This Ordinance and the attached Twelfth Amendment shall be in full force and effect upon and from its passage, approval and execution.

Adopted and Approved by the Village Board of the Village of Fontana on Geneva Lake, Walworth County, Wisconsin, this 7th day of March, 2011.

Village of Fontana on Geneva Lake

By: _____
Arvid Petersen, President

Attest: _____
Dennis Martin, Clerk