

VILLAGE OF FONTANA ON GENEVA LAKE
WALWORTH COUNTY, WISCONSIN
(Final Minutes)
Hybrid Meeting of the
VILLAGE OF FONTANA BOARD OF TRUSTEES
Monday, February 6, 2023

Village President Pat Kenny called the meeting of the Village Board to order at 5:00 pm.

Trustees Present: Roll call vote: President Kenny (virtually), Trustee Petersen, Trustee Marek, Trustee O'Neill, Trustee McGreevy, Trustee Pappas

Trustees Absent: Trustee Livingston

Also Present: Jay Alter, Bill Baronti, Liz Baumann, Karie Bourke, Kevin Day, Caitlin Dowden, Erik Johnson (Lake Geneva Regional News), Phil Klamm, Theresa Loomer, Drew Lussow, Rick Manthy, Captain Neumann, Chief Nitsch, Jim Origer, Andy Pearce, Daniel Pearce, Jay Rankin, Terry Tavera, Dale Thorpe

Visitors Heard

District Administrator Phil Klamm for the Walworth Jt. 1 School gave a presentation on the district's referendum that will be appearing on the spring ballot. District Administrator Klamm stated that only a small population of Fontana residents are in the school district's boundaries, but it is still important that all who can vote get out to go vote and pass the referendum. District Administrator Klamm stated that this would be the school district's first time going to referendum to ask for additional funding. The referendum would be to provide additional funding to support student programs and services. He stated the funding is critical toward supporting their students while maintaining adequate staff levels throughout the school. District Administrator Klamm also stated that this would support the next three years from 2023-2026. The starting revenue generated for the 2023 tax year would be in the amount of 1.4 million and it would increase incrementally each additional year. The total yearly property impact per \$100,000 assessed value would also start at \$253.07 and increase incrementally each year as well. District Administrator Klamm then ended his presentation by saying that the current operational budget cannot sustain the school's mission of providing the best educational experience for all students without passing this operational referendum. He then asked if anyone had questions and with no questions being asked thanked the Village Board for their time and stated he would be available after the meeting or anytime to schedule an appointment if anyone wanted to discuss the matter further.

Approval of Village Board Minutes

The Village Board minutes for the January 3, 2023 meeting were distributed.

Trustee Petersen/Trustee McGreevy 2nd made a MOTION to approve the Village Board minutes from the January 3, 2023 meeting, as submitted, and the MOTION carried without negative vote.

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

Trustee Petersen/Trustee O'Neill 2nd made a MOTION to approve the Vendor Report and Payroll Overtime Report as distributed for November, and to place the Vendor and Payroll Overtime Report on file for the audit, and the MOTION carried without negative vote.

Approval of Village and Utility Payables

Trustee McGreevy/Trustee Marek 2nd made a MOTION to approve payment of the Village and Utility payable list, as presented, and the MOTION carried without negative vote.

General Business – President Kenny

Concept Review Proposed Family Compound Zoning Changes, 620 S. Lakeshore Drive, Origer Trust Property, Discussion with Property Owner

Village Attorney Dale Thorpe gave a brief background regarding the request to amend the zoning code by the Origer family at 620 S. Lakeshore Drive. He stated that their request is to create a mechanism to allow for more than one home on the lot to create a family compound rather than one giant house. Jim Origer detailed his

family's intent to keep the property together on one parcel and not divide it up, but like Attorney Thorpe said to create separate homes for each family member rather than continuing to add on to the existing structure. Based on Village Attorney Thorpe's review, more code changes would need to be done than what was initially requested in the Origer's text amendment application. Attorney Thorpe spoke regarding what he recalled from a while back that based on what the previous Village Planner had come up with that all lakefront property was to be considered fully developed and was unanimously accepted by the Village Board at the time. Attorney Thorpe stated that if the Village Board wished to "open that door" it would allow the Origer's to develop as this wish but would also create opportunities for any other lakefront property owners to seek a similar allowance. Trustee McGreevy said that if we do not allow this, they could create one of the biggest homes on the lakefront, he figured allowing the Origer's request would permit the family to tastefully build separate homes instead. Trustee Pappas then asked a question on what defined "fully developed". Attorney Thorpe responded and explained that it meant the maximum density for the lakefront had been reached and no changes could be made unless the code is amended. Attorney Thorpe then stated that the Origer's could seek a variance as it is their right but would have to prove that it is a unique circumstance. President Kenny then asked Mr. Origer if any concept plans had been made. Mr. Origer stated not definitive concept plans yet but did have a site plan sketch that he could make available to the Board and any others who wish to review. Attorney Thorpe then asked the Village Board what their thoughts were and if they wished to proceed with the Origer's request then they would need to direct staff to seek out additional code changes to help facilitate the request.

Trustee Petersen/Trustee McGreevy 2nd made a MOTION to direct staff in an adequate and guarded way to study and make necessary code changes to help move forward with the Origer's request, as presented, and the MOTION carried without negative vote.

Discussion or Action Regarding the Street Lights in the Glenwood Springs Subdivision

Attorney Thorpe stated there are two issues regarding the street lighting and then gave a brief explanation of the first issue which is the Village's code regarding the lighting standards that needs to be updated to adequately address both public and private roads and remain adequate for the sake of public safety as well as for snowplows, firetrucks, ambulances, and others. Attorney Thorpe then referenced the second issue which is that the Village has handled the electric bill for all public road street lighting, but was recently informed the Village has also been paying for the 18 streetlights within Glenwood Springs. Attorney Thorpe was not sure how this started or why and has no paperwork showing as such, but it was not recently known until it had come up when reviewing the lighting standards. Bill Baronti spoke on the subject explaining that he believed the Village and Glenwood Springs made this agreement quite some time ago and stated that the lights are very intrusive and are bright like highway lights which has no need in his subdivision. He also stated that he has spoke with Alliant and they refused to do anything but add a shield which has not made the situation any better. Mr. Baronti asked the Village to consider an ordinance be drafted to amend the lighting standards to correct the problem. Attorney Thorpe stated that based on the first issue he believes that the Village should correct the code which would address the lighting standards for the public roads which would remain the Village's responsibility, while the streetlights on the private roads should belong to the association that handles the private property area. In doing this it would allow Mr. Baronti to have Glenwood Springs pursue his issue further and potentially deal with Aliant to correct the lighting issue due to that light being under private property/roadway.

Trustee McGreevy/Trustee Pappas 2nd made a MOTION to direct staff to amend the Village's code to exempt all private streetlights from the lighting ordinance, and the MOTION carried without negative vote.

Building Permit Fee Reimbursement Request – Hoffmann Property

Attorney Thorpe stated the Village has received three letters with the last dated December 21, 2022 from Mr. Hoffman's attorney asking for a reduction of his building permit fees. The total refund amount being sought was \$12,057.07 and Attorney Thorpe stated that he asked Mr. Hoffman's attorney to supplement how the amount was reached and for any corrections to be made based on their findings. After some discussion with the Village of Fontana's Building inspector he believed of the original \$16,674.92 permit fee with some suggested corrections could be reduced to a fee of \$8,298.75, resulting in a refund of \$8,376.17.

Trustee O'Neill/Trustee McGreevy 2nd made a MOTION to approve honoring a refund in the amount of \$8,376.17 for the Hoffman property building permit fee, at 338 Fontana Lane, and the MOTION carried without negative vote.

Discussion or Action on 2023 Triathlon Agreement with Peak Performance Professionals, LLC for Saturday, September 16, 2023

President Kenny stated that based on the agreement being submitted there appears to be no changes from last year to this year other than it being held on September 16, 2023 for this upcoming year. Trustee Pappas asked a question regarding what we charge for them to use the parking lot. Administrator Loomer stated we charge them the hourly rate for each stall in the lot.

Trustee Pappas/Trustee Petersen 2nd made a MOTION to approve the 2023 Triathlon Agreement with Peak Performance Professionals LLC for the event to be held on Saturday, September 16, 2023, and the MOTION carried without negative vote.

Discussion or Action on Concept of Purchasing Tablets for Village Board Members for Meeting Packets

Village Clerk Lussow gave a small presentation on potentially purchasing tablets for Village Board members for the monthly meeting packets. Clerk Lussow explained that some of the packets can push to 100-200 pages which is a lot of paper each month. With using tablets everything can be digitalized and also viewed better and cleaner on the tablets. In addition to this it could potentially allow for Village Department Heads to supplement their own documents to the Village Board packets each month depending on the software that is acquired with the tablets. The Village Board was receptive to the idea and asked that more information regarding pricing and different tablet options be brought before the Finance Committee for further discussion and then back to the Village Board for a decision after that.

Trustee McGreevy/Trustee Pappas 2nd made a MOTION directing Village Clerk Lussow to continue researching and gathering different price options and tablet options to be brought to the Finance Committee for further review, and the MOTION carried without negative vote.

Approve Resolution No. 020623-01 Authorizing Treasurer Baumann as Signer on Park Commission Bank Accounts

Administrator Loomer explained that this would add Treasurer Baumann on as a signer to the Park Commission bank accounts since currently the only people on it are Park Commissioner Lobdell and Deputy Clerk/Treasurer Julie Olson. The Village Board asked why there was need for a separate Park Commission account.

Administrator Loomer stated the commission has generally used the funds for donations or for purchases outside of the General Fund budget.

Trustee Pappas/Trustee McGreevy 2nd made a MOTION to approve resolution No. 020623-01 authorizing Treasurer Baumann as signer on the Park Commission Bank Accounts, as presented, and the MOTION carried without negative vote.

Accept Full-time Employment Resignation of Paramedic/Firefighter Dave Fonder

Administrator Loomer stated that Paramedic/Firefighter Dave Fonder is resigning from his full-time position to accept a position with Lake Geneva. However, he will still stay on in a part-time capacity with the Village of Fontana.

Trustee Petersen/Trustee McGreevy 2nd made a MOTION to accept the full-time resignation of paramedic/firefighter Dave Fonder and keep him on in a part-time capacity, and the MOTION carried without negative vote.

Accept Resignation of Lee Eakright from Lakefront & Harbor Committee

Trustee Pappas thanked Mr. Eakright for his time, dedication, and many years of service to the Lakefront & Harbor Committee.

Trustee Pappas/Trustee O'Neill 2nd made a MOTION to accept the resignation of Lee Eakright from the Lakefront and & Harbor Committee, and the MOTION carried without negative vote.

Operator License Applications filed by Conor Shea for Kimkasi Pub and Daniel Dusik for Chucks

Although Chief Cates was not present at the meeting, he had previously ok'd the background checks which came back clear. All fees have been paid.

Trustee McGreevy/Trustee Petersen 2nd made a MOTION to approve operator license applications filed by Conor Shea for Kimkasi Pub and Daniel Dusik for Chucks, and the MOTION carried without negative vote.

Plan Commission – Trustee Petersen

Discussion or Action on ETZ and Plan Commission Recommendation on Zoning Code Ordinance Amendments to Recreate Article XVI, Sections 18-300 through 18-399

Attorney Thorpe provided a brief background on the amendments made to recreate Article XVI, Sections 18-300 through 18-399. Attorney Thorpe stated no new changes were being made, but instead the entire code is being re-adopted as a protective measure for the Village as well as to show that the article and sections were reviewed and compliant as of this date. Thorpe stated the amendments were also unanimously approved by the Joint ETZ Committee and Plan Commission.

Trustee Petersen/Trustee McGreevy 2nd made a MOTION to approve Ordinance 020623-01 based on the Plan Commission and Joint ETZ Committee's recommendation for the zoning code ordinance amendments to recreate Article XVI, Sections 18-300 through 18-399, as presented, and the MOTION carried without negative vote.

Discussion or Action on ETZ and Plan Commission Recommendation on Zoning Code Ordinance Amendments to Sections 18-336 through 18-337 and 18-339 through 18-346

Attorney Thorpe explained that unfortunately at the Joint ETZ and Plan Commission meeting the required votes from the Joint ETZ Committee were not attained in order to recommend Village Board approval of the zoning code ordinance amendments to sections 18-336 through 18-337 and 18-339 through 18-346. Attorney Thorpe stated he would be redrafting the ordinance amendments to address the concerns he heard expressed by the Joint ETZ Committee at the meeting. The changes would strictly focus on cleaning the language in the ordinance that had been changed in error over the years since the ordinance had been published and amended repeatedly. Attorney Thorpe also stated that all proposed building height changes from the ordinance discussed at the last meeting will be removed as well as an incorrect reference to a certain section. Attorney Thorpe's intent is to have the Extraterritorial Zoning Ordinance more consistent with the terms of the Walworth County Zoning Ordinance and plans on taking it to the next joint Plan Commission and Joint ETZ Committee meeting at the end of the month for their thoughts and review.

Discussion or Action on ETZ and Plan Commission Recommendation on Zoning Code Ordinance Amendments to Chapter 18 regarding Communication Tower Ordinances

Attorney Thorpe stated that the zoning code ordinance amendments to Chapter 18 were to more closely mirror what Walworth County has in their zoning code and would allow the Village to become consistent and compliant with the 2013 Wireless Siting Law regarding Communication Towers. This law allows for emergency communication towers to be treated differently than other towers due to the paramount need they provide as a service to the County for the safety of all residents living in the county. This law also permits towers as a conditional use in all zoning districts. Captain Neumann from Walworth County was present and spoke briefly about the County's request and added that the current Walworth County communication tower system is over 30 years old and is in desperate need of an update. He also stated that the update would provide communication access for all in the county to be able to communicate with one another on the same system. Trustee O'Neill asked Captain Neumann approximately the size of the towers being built. Captain Neumann responded that they typically run about 275ft. tall. Thorpe lastly stated that the amendments were also unanimously approved by the Joint ETZ Committee and Plan Commission.

Trustee Petersen/Trustee McGreevy 2nd made a MOTION to approve Ordinance 020623-02 based the Plan Commission and Joint ETZ Committee's recommendation for the Zoning Code Ordinance Amendments to Chapter 18 regarding Communication Tower Ordinances, and the MOTION carried without negative vote.

Protection Committee – Trustee Petersen

Discussion or Action on ALS Support to Linn Township as Far East as Academy Road

Chief Nitsch informed the Village Board that the Linn Township is asking for ALS support as far east as Academy Road down to the Lake Geneva Yacht Club. Chief Nitsch stated that Fontana would provide services

for ALS calls, not basic calls for service unless requested by mutual aid. Chief Nitsch also stated that he has no issues with covering this extra area to assist Linn Township.

Trustee Petersen/Trustee McGreevy 2nd made a MOTION to approve the Village of Fontana providing ALS support to Linn Township as Far East as Academy Road, as presented, and the MOTION carried without negative vote.

Discussion or Action on Memorandum of Understanding Between Fontana Fire & Rescue and the Sharon VFD – 2022 Assistance to Firefighters Grant Program Application

Chief Nitsch explained that although it is a Memorandum of Understanding between Fontana Fire & Rescue and Sharon VFD that it encompasses all of Walworth County. The Village of Sharon is the one who is spearheading the grant for radios and communication equipment for the new radio system. If a grant is achieved, it would potentially cover up to 90% of the costs of the radios and Walworth County would cover 40% of the additional costs using ARPA funds.

Trustee Petersen/Trustee O'Neill 2nd made a MOTION to approve the Memorandum of Understanding between Fontana Fire & Rescue and the Sharon VFD regarding the 2022 Assistance to Firefighters Grant Program Application, as presented, and the MOTION carried without negative vote.

Discussion or Action on Boat Lift Donation to Fire Department

Chief Nitsch informed the Village Board that a gentleman wishes to donate a boat lift to the Fire Department. Currently the fire boat is located in the Abbey Harbor, but they could discontinue that accommodation at any point. The donated lift could be stored at public works until such a time that it is needed.

Trustee Petersen/Trustee O'Neill 2nd made a MOTION accept the boat lift donation on behalf of the Fontana Fire Department, and the MOTION carried without negative vote.

Public Works Committee – Trustee O'Neill

Discussion or Action on Glenwood Springs Drainage Pipe – Tabled 12/5/22

Administrator Loomer explained to the Village Board that this matter was last brought up at the 12-5-2022 Village Board meeting. At that time the matter was tabled so that the representatives from Glenwood Springs could speak with their own engineer regarding the calculations and come back with a proper request. Glenwood Springs has since done that and is still requesting that based on their engineer's opinion and calculations on the matter that the pipe still be closed or at least temporarily closed until more work can be done to resolve the issues. Village Engineer Tavera reiterated that plugging the 10" outlet pipe would cause some issues with draining the north storm sewer inlet. Tavera also stated if the 10" outlet pipe into Glenwood Springs was plugged, the 42" storm sewer pipe to the Potawatomi Creek Channel could handle the increase in stormwater flow, but that he would be concerned with potential maintenance issues, and the added flow to the outfall. Lastly, he stated the water currently flows to a suspected wetland and closing the pipe may cause the wetland to dry up. That is why his recommendation is still to deny the request made by Glenwood Springs to closing the pipe. Jay Rankin, a property owner who is affected by this overflow and run-off on occasion stated he is opposed to closing the pipe since it would affect his property and create more run-off in the future for him. Glenwood Springs representatives John Baumgart and Ed Maloney then asked about adding an additional collector to help better filter sediment and improve the current system. Tavera and the Village Board seemed interested and thought that might be a future possibility to look into as an alternative to the request. Trustee McGreevy then asked how much of an impact closing the pipe would have on the wetland and if DNR or Army Core approval would be needed. Attorney Thorpe stated that could be looked into as well but if their approval was required, they usually would make themselves known.

Trustee Pappas/Trustee Petersen 2nd made a MOTION to deny Glenwood Springs' request to close the pipe and instruct staff to look into alternative options to better improve the system or other potential resolutions, as presented, and the MOTION carried with a vote of 4-2 with Trustees Marek and O'Neill opposed.

Discussion or Action on 907 Sauganash Drive Water Quality Issue

Public Works Director Day stated the residents at 907 Sauganash Dr. have been experiencing brown water coming out of their kitchen faucet and came to the last Public Works meeting to address their concerns. Public Works Director Day stated he has been working with the homeowners to resolve the problem by flushing

hydrants near their house on a regular basis and flushing their water service lateral inside the house. Village Engineer Tavera stated he had contacted a scientist who specializes in these types of issues. The scientist believes this is a Biofilm issue and testing was done to see if pipes contained any traces. Tests showed that some was found in pipes and further testing will be completed to pinpoint the issue. Village Engineer Tavera stated that Biofilm is a naturally occurring substance and is found everywhere, but you do not want too much of it. Public Works Director Day stated that after more testing on the pipes and wells are done, more information will be brought back to the board for consideration. Public Works Director Day stated that the company Water Quality Investigations would do the testing and that they had sent us an invoice in the amount of \$2,205 for the testing along with an additional breakdown of costs associated with the additional testing and work for the amount of \$6,315. Additional meetings or work would be an additional cost and Loomer requested the board authorize up the amount up to \$9,000.

Trustee McGreevy/Trustee Petersen 2nd made a MOTION to allow for further testing to be done in the Village's pipes and wells regarding locating any additional Biofilm, the approximate costs of the testing along with any additional fees came to an amount of \$6,315 therefore the Board suggested an not to exceed amount of \$9,000.00 cap to help cover any additional fees regarding any meetings, teleconferences, data analysis of the Water Quality Investigations staff and any summary data reports done per sample provide by their staff, as presented, and the MOTION carried without negative vote.

Discussion or Action on Jerry Bachner's Request to Appeal Water/Sewer Credit Denial

Administrator Loomer stated that Mr. Bachner is appealing his water/sewer credit denial. Mr. Bachner's request was denied by staff for lack of proof for high usage and was outside of the required 90-day timeframe. Public Works Director Day stated there was no proof of any water leak or break in the house. Public Works Director Day stated the water meter was tested and passed inspection. Administrator Loomer stated that the PSC rules are if the water meter passes inspection, then the homeowner is responsible for the charges. Administrator Loomer stated the next step for Mr. Bachner is to file a complaint with the PSC if he wishes to pursue the matter further. Trustee Pappas/Trustee Petersen 2nd made a MOTION to deny Mr. Bachner's request to appeal his water/sewer credit denial, as presented, and the MOTION carried without negative vote.

Discussion or Action on Sale of 2017 Can-Am and John Deere 1445 Tractor

Public Works Director Day stated that with the purchase of the Bobcat Toolcat they would no longer need the 2017 Can-Am or John Deere 1145 Tractor and would like to sell them to recoup some value for the Village. Trustee Petersen/Trustee McGreevy 2nd made a MOTION for approval of sale of the 2017 Can-Am and Jon Deere 1445 Tractor, as presented, and the MOTION carried without negative vote.

Discussion or Action on Power Tech Invoice - \$23,771.75

Village Engineer Tavera stated when Wolf Paving was removing the curbing on Fontana Boulevard, they repeatedly hit the electrical conduit lines which needed repair. The electrical conduit feeds the Village light poles along Fontana Blvd. Public Works Director Day stated he called the Village electrician, Power Tech for the repairs. Day stated there were numerous times the electrical conduit was damaged during the project, even after the contractor knew where the electric lines were located. Village staff and Village Engineer Tavera had a meeting with Wolf Paving explaining they would be responsible for most of these damages. Village Engineer Tavera stated that a breakdown of the fees would be that Wolf Paving would be responsible for approximately \$17,771.75 of the damages while the Village would be responsible for approximately \$6,000.00.

Trustee O'Neill/Trustee McGreevy 2nd made a MOTION for approval of the Power Tech Invoice in the amount of \$23,771.75, with Wolf Paving being responsible for approximately \$17,771.75 of the invoice and Village being responsible for approximately \$6,000.00 of the invoice, as presented, and the MOTION carried without negative vote.

Update on Hwy 67 Proposed Pedestrian Path

Village Engineer Tavera updated the board on the proposed pedestrian path being placed on the northwest side of the highway project. Village Engineer Tavera stated that he hasn't heard much from the DOT and that they are still looking at it and working on it. Village Engineer Tavera stated that once more information is available, he would bring it back to the Village Board for any further updates.

GLEA – President Kenny

Discussion or Action on Clean Boats Clean Water Cost Share

Administrator Loomer explained to the Village Board that this program is provided via a grant through the Department of Natural Resources that GLEA applied for and received. GLEA has asked participating communities if they are interested in training their launch staff as CBCW Inspectors. The village would be reimbursed at the rate of \$12.00 per hour, capped at \$2,400, and only paid once the minimum 200-hour requirement is met. Since the launch is staffed during the summer months, Loomer recommended approving the program and cross training one or more staff as CBCW Inspectors.

Trustee O'Neill/Trustee Pappas 2nd made a MOTION to approve the Clean Boats Clean Water Cost Share, as presented, and the MOTION carried without negative vote.

Finance Committee – President Kenny

Discussion or Action on 2023 Utility Budget

Public Works Director Day gave an overview of the 2023 Utility Budget and explained the capital outlay budget item for the water/sewer department. Public Works Director Day stated that most of the budget is similar to last year but he wanted to bring to the Village Board's attention that the budget includes a generator at Wells No. 1 and 3 at a cost of \$45,000.00, a pressure reducing valve at Stearns Booster Station for a cost of \$5,500.00, rebuild of the water altitude valve at Shabbona Dr. for a cost of \$4,500.00, and put money away for a future garage behind Well No. 1 for a cost of around \$13,500.00. Public Works Director Day also stated on the sewer utility portion of the budget, he budgeted for replacing two check valves at the Mohr Rd. lift station in the amount of \$12,000.00, purchase of two raw sewage pumps, one for the Mill St. lift station in the amount of \$17,750.00 and one pump for the Mohr Rd. lift station in the amount of \$23,891.00, put money away for the future garage in the amount of \$50,000.00, and purchase of one radio for the new county emergency system which is estimated to be about \$6,000.00 with the Water Budget contributing \$3,000 and the Sewer Budget contributing \$3,000 for the departments to share.

Trustee McGreevy/Trustee Petersen 2nd made a MOTION to approve the 2023 Utility Budget, as presented, and the MOTION carried without negative vote.

Discussion or Action on First National Bank ACH Blocks and Filters

Treasurer Baumann gave a brief explanation of what ACH Blocks and filters are for the Village's accounts at First National Bank. She stated that the filters and ACH Blocks are what banks use to monitor bank accounts and anything not within a determined threshold set by the Village would be restricted and ultimately sent back to the Village to approve or deny. Treasurer Baumann said she has paperwork in place to move forward with implementation for these blocks and filters for the accounts at First National Bank. Ultimately the service would be very helpful in detecting any fraudulent activity for the accounts the Village has at First National Bank.

Trustee Pappas/Trustee Petersen 2nd made a MOTION to approve using ACH blocks and filters on accounts the Village holds at First National Bank, as presented, and the MOTION carried without negative vote.

Lakefront Committee – Trustee Pappas

Update on Pier Slip Survey Results

Trustee Pappas stated that a pier slip survey was sent out to all pier slip renters regarding a potential earlier installation date for the piers. Based on the small majority of respondents that replied to the survey, some of the renters would be in favor of a 5% slip rate increase to have the pier installed earlier, only a minority of respondents would be in favor of a 10% increase and only two respondents were in favor of a 15% increase. In addition, Trustee Pappas stated that based on these results from the surveys and other factors that were discussed that it would be in the best interest for now to stop any further investigation into the matter and revisit it again before next season to see if there is any more support at that time. Trustee Pappas also stated that letters were sent out by Village staff to inform them of the decision as well.

Park Commission – Trustee Livingston

Discussion or Action on Park Permit Application filed by Fontana Garden Club for Porter Court Plaza on Saturday, May 27, 2023 From 7:00 AM to 5:00 PM

Administrator Loomer explained that the event is typically held each year in the Village at Porter Court Plaza. Based on the Park Commission recommendation of the fee waived the Village Board also agreed that the fee should be waived.

Trustee Petersen/Trustee McGreevy 2nd made a MOTION to approve the Park Permit Application filed by Fontana Garden Club for Porter Court Plaza on Saturday, May 27, 2023, from 7:00 AM to 5:00 PM with fees to be waived, and the MOTION carried without negative vote.

Discussion or Action on Park Permit Application filed by Big Foot Lions Club for Big Foot Lions Club Lobster Boil at Reid Park Gazebo, Pavilion, and all of Reid Park on Saturday, July 29, 2023 From Noon to 11:30 PM with Fees to be Waived.

Andy and Daniel Pearce were present at the meeting and Andy stated that his son, Daniel, is here to watch and learn so that he may someday take over as the head of the Lobster Boil event.

Trustee Petersen/Trustee McGreevy 2nd made a MOTION to approve the Park Permit Application filed by Big Foot Lions Club for Big Foot Lions Club Lobster Boil Event at Reid Park Gazebo, Pavilion, and all of Reid Park on Saturday, July 29, 2023, from Noon to 11:30 PM with fees to be waived, and the MOTION carried without negative vote and Trustee Livingston abstaining.

Discussion or Action on Park Permit Application filed by Big Foot Lions Club for Big Foot Triathlon at Reid Park Gazebo/Pavilion on Saturday, September 16, 2023 From 7:00 AM to 2:00 PM with Fees to be Waived.

Trustee Petersen/Trustee McGreevy 2nd made a MOTION to approve the Park Permit Application filed by Big Foot Lions Club for Big Foot Triathlon at Reid Park Gazebo and Pavilion on Saturday, September 16, 2023, from 7:00 AM to 2:00 PM with fees to be waived, and the MOTION carried without negative vote.

Discussion or Action on GTS Applications for use of Duck Pond Ball Fields on 3/25/23, 4/22/23, 4/29/23, 05/15/23-05/14/23, 05/27/23-05/29/23, and 06/02/23-06/04/23

President Kenny gave a brief summation of the multiple applications being submitted. He stated that this agenda item is in reference to the tournament dates that GTS holds at Duck Pond. Administrator Loomer stated that the fees still need to be paid for the applications however they did hold events last year and did a good job with clean up and had no problems using the fields.

Trustee Pappas/Trustee O'Neill 2nd made a MOTION to approve the GTS Applications for use of Duck Pond Ball Fields on 3/25/23, 4/22/23, 4/29/23, 05/15/23-05/14/23, 05/27/23-05/29/23, and 06/02/23-06/04/23 contingent upon the fees being paid, and the MOTION carried without negative vote.

Discussion or Action on GTS Application for use of Duck Pond Ball Fields for Practices held on Monday-Friday Nights During April-July From 5:00 PM To 7:30 PM

President Kenny stated that this GTS application is for the practice dates. Again, Administrator Loomer reiterated that fees need to still be paid but we will reach out regarding payment.

Trustee McGreevy/Trustee O'Neill 2nd made a MOTION to approve the GTS Application for use of Duck Pond Ball Fields for Practices held on Monday-Friday Nights during April-July from 5:00 PM to 7:30 PM contingent upon the fees being paid, and the MOTION carried without negative vote.

Update on Holiday/Tree Purchase Funded by Tourism and Approved by Parks

Public Works Director Day stated he brought lighting decoration ideas to the Tourism Commission. One of those decorations was a panel Christmas Tree which the Tourism Commission agreed to fully fund but also wanted to have Parks Commission approval on the proposed location of the tree, which they approved for the location at Porter Court where the old fountain was at. Day also informed the Village Board that additional decorations and lights were purchased to replace some old ones and extend the decorations south on Fontana Boulevard.

Police and Fire Commission – President Kenny

Update on EMS/Fire Staffing

Deputy Chief Rick Manthy explained that the EMS/Fire staff has recently hired 5 full time employees and 2 part time employees. This would bring the staff to a total of 14 employees with 13 of them being full time employees and one FTE.

Human Resources Committee – President Kenny

Discussion or Action on Part-Time EMS/Fire Pay Schedule

Administrator Loomer explained that an updated part-time pay scale was presented and matches the current full-time employee pay scale which is based on licensure (EMT-A or Paramedic) and steps based on years of service with the village. Based on staff recommendations she feels that an updated pay scale could be used to attract additional qualified part-time staff, which in turn saves the Village on full-time staffing costs. Chief Nitsch also stated that the full-time EMS staff are in favor of the equal pay scale.

Trustee McGreevy/Trustee O'Neill 2nd made a MOTION to approve the proposed modification for the part-time EMS/Fire officer pay schedule, as presented, and the MOTION carried without negative vote.

Discussion or Action of Insurance Contribution for Part-Time WRS Eligible Employees

Administrator Loomer stated there are some part-time Wisconsin Retirement System (WRS) eligible employees which automatically make them eligible for the village's health insurance plan. Per Employee Trust Funds (ETF), a part-time WRS enrolled employee must be offered health insurance and the minimum amount the municipality shall pay is 25% of the lowest cost plan; however, the municipality may choose to pay more towards the premium. Administrator Loomer recommended the Village contribute the minimum required towards part-time WRS eligible employee health insurance plans.

Trustee McGreevy/Trustee Petersen 2nd made a MOTION to approve the insurance contribution for part-time WRS eligible employees, as presented, and the MOTION carried without negative vote.

Closed Session – President Kenny

Trustee Pappas/Trustee McGreevy 2nd made a MOTION to go into Closed Session at 6:33 pm, pursuant to Wis. Stats. Chapter 19.85(1)(c), “considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility,” specifically EMS/Fire Candidate Employment Recommendations and Administrator Compensation and Pursuant to Wis. Stats. Chapter 19.85(1)(e), “deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session,” specifically Easement Negotiations with Big Foot Country Club. The roll call vote was as follows:

President Kenny – Aye

Trustee McGreevy – Aye

Trustee Petersen – Aye

Trustee Marek – Aye

Trustee O'Neill – Aye

Trustee Pappas – Aye

The MOTION carried 6-0 without a negative vote and Trustee Livingston absent.

Adjourn Closed Session

Trustee Pappas/Trustee O'Neill 2nd made a MOTION to go into open session at 6:40 pm, and the MOTION carried without negative vote.

EMS/Fire Candidate Employment Recommendations

This item was discussed in closed session.

Trustee Pappas/Trustee Petersen 2nd made a motion to approve the hiring recommendation made by the PFC Commission and have the Village of Fontana make a conditional offer of employment to candidates Liam Daly and Kenyon Smith as a part-time Fire/EMS employee. The Village of Fontana Board also adopts the rank list provided by the PFC Commission for the open Fire/EMS full-time positions as well. Any offers of employment to these candidates are contingent upon successfully completing a background investigation, physical examination, psychological examination, and a drug screening, and the MOTION carried without negative vote.

Administrator Compensation

This item was discussed in closed session.

Trustee McGreevy/Trustee Petersen 2nd made a motion to approve an additional week of vacation for Administrator Loomer, as recommended by the HR Committee, and the MOTION carried without negative vote.

Easement Negotiations with Big Foot Country Club

This item was discussed in closed session.

Trustee O'Neill/Trustee McGreevy 2nd made a motion to approve the proposed easement negotiations with Big Foot Country Club for an amount not to exceed \$5,000, as discussed in closed session, and the MOTION carried without negative vote.

Adjournment

Trustee O'Neill/Trustee Petersen 2nd made a MOTION at 6:41 pm to adjourn the meeting, and the MOTION carried without negative vote.

Minutes prepared by: Drew Lussow, 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: 03/06/2023