

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

(Official Minutes)

VIRTUAL MONTHLY MEETING of the VILLAGE BOARD OF TRUSTEES

Monday, March 1, 2021

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

Trustees Present by Phone: Roll call vote: President Kenny, Trustee Pappas (5:06 pm), Trustee Prudden, Trustee O'Neill, Trustee Livingston, Trustee McGreevy, Trustee Petersen

Also Present by Phone: Greg Blizard, Kevin Day, Sarah Lobdell, Theresa Loomer, Mike Slavney, Stephanie Smith, Tom Smith, Terry Tavera, Dale Thorpe, Scott Vilona, Cindy Wilson

Visitors Heard

General Business

Approval of Minutes

The minutes for the meetings held on February 1, 2021 and February 17, 2021, were distributed to board members via email.

Trustee Livingston/Trustee O'Neill 2nd made a MOTION to approve the minutes from February 1, 2021 and February 17, 2021, meetings, as submitted, and the MOTION carried without negative vote.

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

Trustee Prudden/Trustee Petersen 2nd made a MOTION to approve the Treasurer's Report, Vendor Report and Payroll Overtime Report as distributed for January, and to place it on file for the audit, and the MOTION carried without negative vote.

Approval of Village and Utility Payables

A list of additional payables was distributed to board members via email.

Trustee Livingston/Trustee McGreevy 2nd made a MOTION to approve payment of the Village and Utility payable list, as presented, along with the additional payables submitted earlier in the day, and the MOTION carried without negative vote.

General Business – President Kenny

Consider Installation of Fence on Small Beach

President Kenny stated a drawing was included in the meeting packet. The fence is currently staked out and has been approved by Glenwood Springs. Public Works Director Kevin Day will have estimates available for the next Village Board meeting.

Consider Ordinance Creating Section 2-496 of the Village of Fontana on Geneva Lake Municipal Code relating to the Destruction and Preservation of Public Records

Loomer stated this adopts a general records schedule following state statues.

Trustee Prudden/Trustee Livingston 2nd made a MOTION to approve ordinance 030121-01 relating to the destruction and preservation of public records, and the MOTION carried without negative vote.

Approve Appointment of Successor Agent for Little Bar

Loomer stated this was filed by Wally Perkins to appoint himself as agent for Little Bar.

Trustee Petersen/Trustee O'Neill 2nd made a MOTION to approve appointment of Successor Agent Wally Perkins for Little Bar, and the MOTION carried without negative vote.

Accept Resignation of Mary Kay Frazier from Library Board

Trustee O'Neill/Trustee Pappas 2nd made a MOTION to accept the resignation of Mary Kay Frazier from Library Board, and the MOTION carried without negative vote.

Appoint Ann Barth to Library Board

Trustee McGreevy/Trustee Livingston 2nd made a MOTION to appoint Ann Barth to Library Board, and the MOTION carried without negative vote.

Reschedule April Meeting due to Spring Election

Loomer asked if the April meeting could be moved up to four pm.

Trustee Prudden/Trustee McGreevy 2nd made a MOTION to change the meeting time for the April 5, 2021 meeting to 4pm, and the MOTION carried without negative vote.

Discuss Rental of Village Meeting Room (COVID Restrictions)

Loomer stated a year ago the Village Board decided to not allow use of the Village Meeting Room due to COVID. Loomer explained the meeting room is generally only rented for Association meetings and Chamber meetings. President Kenny stated he feels it is a little early to open the meeting room up for rentals. Trustee Livingston stated Duck Pond and Reid Park Pavilions could possibly be offered as an alternative.

Trustee Petersen/Trustee O'Neill 2nd made a MOTION to table the discussion of rental of the Village Meeting Room till next month, and the MOTION carried without negative vote.

Reconsider Village Hall Office Hours

Loomer stated Village Hall is currently open from 10am -2pm and would recommend leaving the hours the same for the present time.

Trustee Prudden/Trustee McGreevy 2nd made a MOTION to leave Village Hall office hours as they are currently from 10am – 2pm, and the MOTION carried without negative vote.

Plan Commission – Trustee Petersen

Consider Utility Easement for the property located at 637 Cherry Drive

Attorney Dale Thorpe stated the Village Board adopted a code section that stated if a Village utility is found during construction with no proper easement an easement must be recorded before a permit can be issued. The easement document before the Village Board tonight is to memorialize the old utility line that was found and obtain proper documentation as required by Village code.

Trustee Petersen/Trustee McGreevy 2nd made a MOTION to approve the Utility Easement Agreement for the property located at 637 Cherry Drive, and the MOTION carried without negative vote.

GLLEA – President Kenny

Approve Moving Court Proceedings to Fontana

Loomer stated since the GLLEA office will be in Fontana they are requesting to move the court proceedings to Fontana court. Loomer explained Chief Cates had met with Commander Hausner and Judge Sullivan to discuss moving court proceedings to Fontana and had no major concerns.

Trustee Livingston/Trustee O'Neill 2nd made a MOTION to approve moving court proceedings for GLLEA to Fontana, and the MOTION carried without negative vote.

Approve Heating/Cooling Estimate for Lake Geneva Marine Building

President Kenny stated Commander Hausner had obtained three bids for the heating/cooling work and Le Roux had the best bid. Attorney Thorpe stated he would like to review the contract and recommended making sure the contract is enforced and lien waivers are obtained.

Trustee Petersen/Trustee O'Neill 2nd made a MOTION to approve the estimate from Le Roux Construction in the amount of \$12,500 for heating/cooling in the Lake Geneva Marine Building subject to review of contract, and the MOTION carried without negative vote.

FW/WPCC – Trustee O'Neill

Approve Phosphorus Removal Payment Recommendations in the amount of \$117,875.15

Trustee O'Neill stated this a progress payment and construction should be wrapped up in June.
Trustee McGreevy/Trustee Prudden 2nd made a MOTION to approve the payment recommendation for phosphorus removal in the amount of \$117,875.15, and the MOTION carried without negative vote.

Park Commission – Trustee Livingston

Park Permit Application filed by Big Foot High School for Cross Country Meet on Thursday, September 23, 2021 for Duck Pond

Trustee Prudden/Trustee Petersen 2nd made a MOTION to approve the application filed by Big Foot High School for Cross Country Meet on Thursday, September 23, 2021 for Duck Pond, and the MOTION carried without negative vote and President Kenny abstain.

Accept Donation for Duck Pond Batting Cages

President Kenny stated the group putting this project together is working on collecting donations and the Lions Club has agreed to donate \$2,500. The batting cages will be donated in honor of Mark Walsh.

Discuss Beach Restrictions for the 2021 Season

Trustee Livingston stated he would recommend tabling 2021 beach operations till May and see what is happening. President Kenny expressed concern if things in Illinois were not fully opened, he would recommend opening the beach to resident and season pass holders in the beginning and see how it goes.

Public Works Committee – Trustee O'Neill

Update on S. Lakeshore Drive Project

Village Engineer Terry Tavera stated Wanasek has provided a preliminary schedule and plan to start work the week of March fifteenth if the weather cooperates. Wanasek will have two crews working and plan to have all construction including punch list items completed by Memorial Day.

2020 Street Resurfacing Projects – Closeout Change Order No. 1

Tavera stated this is the final closeout and has an increase in price because of a few roads being added.
Trustee Petersen/Trustee Livingston 2nd made a MOTION to approve 2020 Street Resurfacing Project Change Order No. 1 for an increase in price of \$43,464.38, and the MOTION carried without negative vote.

2020 Street Resurfacing Projects – Final Payment Recommendation No. 3

Trustee Livingston/Trustee McGreevy 2nd made a MOTION to approve 2020 Street Resurfacing Project Payment Recommendation No. 3 for an amount not to exceed \$15,007.01, and the MOTION carried without negative vote.

Request to Run Water and Sewer Laterals through Village Parcel SUP00006A

Public Works Director Kevin Day explained that the Public Works Committee recommended denying the request to run water and sewer laterals through Village property and instead tie into Dade Road.
Trustee Livingston/Trustee Petersen 2nd made a MOTION to deny the request to run water and sewer laterals through Village Parcel SUP00006A, and the MOTION carried without negative vote.

Wachs Hydro-Vac Trailer Purchase

Day stated the Public Works Committee recommended purchasing a hydro-vac trailer with a diesel engine versus gas. The Public Works Department demoed a few different units and liked the Wachs hydro-vac unit the best. The amount of the trailer ends up being \$400 more than was budgeted.
Trustee Petersen/Trustee Prudden 2nd made a MOTION to approve the purchase of Wachs Hydro-Vac Trailer Purchase in the amount of \$59,075.00, and the MOTIN carried without negative vote.

Finance Committee – President Kenny

Simple Water Rate Increase Update

Village Treasurer Scott Vilona stated he began the water rate increase process required with the PSC. The PSC determined the Village does not meet the criteria necessary to qualify for a simple rate increase. Vilona stated he was going to reach out to the PSC and see if there is any way to appeal the decision and, in the meantime, recommended possibly trying again after the audit is complete.

Proposed Sewer Rate Increase

Treasurer Vilona stated he presented the numbers to the Finance Committee and they recommended in favor of an eight percent increase in the sewer rates. Vilona explained the last increase was done in 2012 and in order for the Village to get where they should be an eighteen and a half percent increase is necessary. Finance Committee recommended spreading the increase over three years versus doing a large increase all at once. Loomer stated her concern is that the plan is to do a water increase soon and with spreading it out over three years residents will have potentially four increases in three years. Trustee O’Neill stated he was in favor of spreading the increase over three years as it is easier for residents to budget. Trustee Pappas stated he would be in favor of having the increase spread over a few years. Trustee Vilona stated he will make certain to present these figures to the Board on a yearly basis.

Trustee Pappas/Trustee Petersen 2nd made a MOTION to approve a sewer rate increase in the amount of 8% this year, 5% in 2022 and 5% in 2023, and the MOTION carried without negative vote.

Closed Session

Trustee Livingston/Trustee Pappas 2nd made a MOTION at 5:25 pm to go into closed session 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 Professional Building Inspections, Inc., Contract Amendment

The roll call vote was as follows:

Trustee Livingston – Aye

President Kenny – Aye

Trustee McGreevy – Aye

Trustee Pappas – Aye

Trustee Prudden – Aye

Trustee O’Neill – Aye

Trustee Petersen - Aye

The MOTION carried on a 7-0 vote.

Adjournment

Trustee O’Neill/Trustee Livingston 2nd made a MOTION at 5:58 pm to adjourn the meeting, and the MOTION carried without negative vote.

Minutes prepared by: Stephanie Smith, Deputy Clerk/Treasurer

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: 04/05/2021