

VILLAGE OF FONTANA ON GENEVA LAKE
WALWORTH COUNTY, WISCONSIN
(Official Minutes)
Virtual Monthly Meeting of the
VILLAGE OF FONTANA BOARD OF TRUSTEES
Monday, March 7, 2022

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 Petersen, Trustee Prudden, Trustee Pappas, Trustee McGreevy, Trustee O'Neill

Trustees Absent: Trustee Livingston

Also Present by Phone: Kevin Day, Theresa Loomer, Chief Nitsch, Dale Thorpe, Scott Vilona, Bonnie Schaeffer, Mary Green, Drew Lussow

Visitors Heard

None

General Business

Approval of Minutes

The minutes for the meetings held on February 7 and February 25, 2022 (open and closed) were distributed to board members via email.

Trustee O'Neill/Trustee Petersen 2nd made a MOTION to approve the minutes from February 7 and February 25, 2022 (open and closed), as submitted, and the MOTION carried without negative vote.

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

Trustee Livingston/Trustee McGreevy 2nd made a MOTION to approve the Vendor Report and Payroll Overtime Report as distributed for February, and to place it on file for the audit, and the MOTION carried without negative vote.

Approval of Village and Utility Payables

Trustee McGreevy/Trustee Prudden 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

Temporary Liquor License Premise Extension Request Filed by Mike Trainor for Kimkasi Pub on Saturday, March 12, 2022

The Irish bowling event is to take place near the sidewalk in the Oak Savannah and a tent will be set up in the south parking lot. Mary Green stated the event will not exceed 100 people and if there are less than 50 people, they will not erect the tent at all and will hold the event inside.

Trustee O'Neill/Trustee McGreevy 2nd made a MOTION to approve the extension request and temporary liquor license application filed by Mike Trainor for Kimkasi Pub on Saturday, March 12, 2022, and the MOTION carried without negative vote.

Temporary Operator's License Filed by Mary Kriete Green, Michael J. Kriete, and Chad R. Beth for Pig in the Park on Saturday, July 9, 2022

Trustee Prudden/Trustee Petersen 2nd made a MOTION to approve the temporary operator's license applications filed by Mary Kriete Green, Michael J. Kriete, and Chad R. Beth for Pig in the Park on Saturday, July 9, 2022, at Reid Park, and the MOTION carried without negative vote.

Operator's License Application filed by Thomas C. Lee (Kimkasi)

There were no concerns with the background check and the \$60 fee has been paid.

Trustee Petersen/Trustee O'Neill 2nd made a MOTION to approve the operator license for Thomas C. Lee, and the MOTION carried without negative vote.

2022 Village Hall Saturday Hours

Loomer stated Village Hall had been closed on Saturdays for the past two summers due to Covid. A few new processes have been implemented over the course of the last two years including ordering beach and parking passes by dropbox or mail by way of an order form and selling beach passes at the beach. She also stated after July 4th the number of people coming to Village Hall on Saturdays to purchase passes decreases dramatically. The Board agreed to end Saturday office hours after July 4th. One potential issue is that associations use the Village Hall meeting room Saturday mornings to hold their annual meeting so staff would need to be available after the 4th of July to staff Village Hall when association meetings are held and there should be a charge to cover staff time. After discussion, the board recommended a \$25/hour fee when the Village Hall is not typically staffed and to hold summer hours from May 1 – 4th of July.

Trustee Prudden/Trustee O'Neill 2nd made a MOTION to approve staffing Village Hall on Saturdays from 10:00 am to noon between May 1 and July 4 and charge a \$25.00 dollars per hour fee for use of the meeting room outside of the prescribed hours, and the MOTION carried without negative vote.

Reschedule April Village Board Meeting for April 4, 2022, at 4:00 pm

Trustee McGreevy/Trustee O'Neill 2nd made a MOTION to approve the rescheduling of next month's village board meeting for April 4, 2022, at 4:00 p.m. and the MOTION carried without negative vote.

Plan Commission – Trustee Petersen

Adopt Ordinance Amending Zoning Code Section 18-234 regarding Zoning Board of Appeals

The ordinance requires the makeup of the Zoning Board of Appeals to have two village board members and three citizen members. Since the village board members vote on ordinances, it would be a potential conflict for the same board member to vote on deviating from the ordinances.

Trustee Petersen/Trustee McGreevy 2nd made a MOTION to adopt Ordinance 030722-01 amending the zoning code of section 18-234 that pertains to the Zoning Board of Appeals, and the MOTION carried without negative vote.

Adopt Ordinance Amending Zoning Code Section 18-28 regarding Incorrect Reference to Lot Line Adjustment

Ordinance 18-28(n) refers to the section on lot line adjustments in the LR-0 district but cites the incorrect code section. The ordinance amendment corrects the code reference from 17-4(g)(4) to 17-4(f)(1).

Trustee Petersen/Trustee O'Neill 2nd made a MOTION to adopt Ordinance 030722-02 amending zoning code section 18-28(n) correcting the reference to lot line adjustments, and the MOTION carried without negative vote.

Adopt Ordinance Amending Zoning Code Section 18-199 regarding General Provisions for Signs

Ordinance 18-199 regarding signs was repealed and rewritten in 2020. Zoning Administrator Bonnie Schaefer stated electronic message signs were not included in the previous ordinance but were added in the new ordinance. Removal has been recommended since it is something Fontana has historically not wanted or allowed. In addition, there is a conflict in the new ordinance and one section bans internal illumination and another section allows it. The proposed ordinance amendment removes the section that allows internally illuminated signs, which was also not allowed in the original ordinance.

Trustee O'Neill/Trustee McGreevy 2nd made a MOTION to adopt Ordinance 030722-03 amending zoning code ordinance 18-199 regarding general provisions for signs, as presented, and the MOTION carried without negative vote.

Amended Utility Easement for the Property Located at 510 S. Lakeshore Drive

The property owners at 510 S. Lakeshore Drive have requested to place a paver patio in a manhole easement area. There are no frost footings or required excavation, but the easement requires that if the Village needs to disturb the area to reach the utility, the homeowner is liable for all expenses. Thorpe stated the village is still waiting on the partial mortgage release from the applicant, but a conditional approval can be given. Pappas stated the easement is only under the current owners' names and the property has changed hands since the last easement agreement. Thorpe stated the document was written correctly and the easements go with the property and not the owners. Pappas stated he does not believe contingent approval should be given prior to staff obtaining all required documents.

Trustee Prudden/Trustee McGreevy 2nd made a MOTION to amend the utility easement for the property located at 510 S. Lakeshore Drive, and the motion carried on a 5-1 vote with Trustee Pappas opposed and Trustee Livingston absent.

CSM Application filed by Ted Tetzlaff for 1164 Lower Brookwood Drive

This application is essentially for a lot line adjustment, but due to crossing subdivision lines it is required to be submitted as a Certified Survey Map. The CSM is taking an area from a smaller lot and adding it to a larger lot. The smaller lot will still meet the minimum required size. Staff has no concerns with the application

Trustee Petersen/Trustee O'Neill 2nd made a MOTION to approve the application filed by Ted Tetzlaff for 1164 Lower Brookwood Drive and the MOTION carried without negative vote.

Lakefront Committee – Trustee Pappas

Adopt Ordinance Amending Chapter 54-161

The ordinance amendment prohibits boats and RV's from parking in Boat Parking Lot No. 4 and cleans up language in other areas.

Trustee Prudden/Trustee McGreevy 2nd made a MOTION to adopt Ordinance 030722-04 amending Chapter 54-161, and the MOTION carried without negative vote.

Public Works --Trustee O'Neill

Approve Quote for Abbey Springs Ravine Stabilization

Due to storm washout the Village's water main is exposed in an area of Abbey Springs. The Village obtained quotes for ravine stabilization which would stabilize and cover the water main. The public works committee recommended approval for the quote from Wanasek in the amount of \$14,600 for ravine stabilization. This was included in the 2022 budget.

Trustee O'Neill/Trustee McGreevy 2nd made a MOTION to approve the quote submitted by Wanasek in the amount of \$14,600 for Abbey Springs Ravine Stabilization and the MOTION carried without negative vote.

Approve Quote for Stabilization at 419 S. Lakeshore Drive as part of the B6 Ravine Stabilization Identified in the Potawatomi Creek Watershed Analysis

The area of 419 S. Lakeshore Drive was identified as an area in need of stabilization as part of the Potawatomi Creek Watershed Analysis. The public works committee recommended approval of the quote from Odling Construction in the amount of \$17,200.

Trustee O'Neill/Trustee Petersen 2nd made a MOTION to approve the quote from Odling Construction in the amount of \$17,200 for ravine stabilization at 419 S. Lakeshore Drive as part of the B6 Ravine Stabilization identified in the Potawatomi Creek Watershed Analysis, and the MOTION carried without negative vote.

Approve Purchase of Stearns Road Pressure Reducing Valve

The current valve is brass, and a similar brass valve started leaking after only two years. Day recommended replacing the valve at the Stearns Road lift station with a stainless-steel valve that includes a 2-year warranty for any holes or leaks. The quote from the Dorner Company is for \$5,098 which includes installation fees.

Trustee O'Neill/Trustee Petersen 2nd made a MOTION to approve the purchase of the Stearns Road Pressure Reducing Valve from the Dorner Company for a cost not to exceed \$5,098, and the MOTION carried without negative vote.

Finance Committee – President Kenny

Update on EMS Staffing Proposal, Funding, and Collaboration with Williams Bay

Loomer and Chief Nitsch provided an update on the EMS staffing proposal and funding as well as the collaboration with Williams Bay. The Finance Committee will be discussion a November referendum at their next meeting.

Update on ARPA Final Rule

Treasury recently released the final ARPA rule. The key change is that the final rule offers a standard allowance for revenue loss of up to \$10,000,000, which means the Village can use the \$181,000 that has been allocated for government services with streamlined reporting requirements. There are only a few restrictions on the use which includes an offset reduction in net tax revenue, deposits into pension funds, debt service or replenishing of financial reserves or satisfactions of settlements and judgements.

Human Resources Committee – President Kenny

Terms of Employment for EMS/Fire

This item was discussed in Closed Session.

Trustee Prudden/Trustee McGreevy 2nd made a MOTION to approve the terms of employment for EMS/Fire Employees, as discussed, and the MOTION carried without negative vote.

Closed Session – President Kenny

Trustee Prudden/Trustee Petersen 2nd made a MOTION to go into Closed Session at 5:23 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 Terms of Employment for EMS/Fire.

The roll call vote was as follows:

President Kenny – Aye

Trustee Pappas – Aye

Trustee Prudden – Aye

Trustee McGreevy – Aye

Trustee O'Neill – Aye

Trustee Petersen – Aye

The MOTION carried on a 6-0 vote with Trustee Livingston absent.

Adjournment

Trustee Petersen/Trustee McGreevy 2nd made a MOTION at 5:29 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: 04/04/2022