

VILLAGE OF FONTANA ON GENEVA LAKE  
WALWORTH COUNTY, WISCONSIN  
(official minutes)

REGULAR VILLAGE OF FONTANA BOARD OF TRUSTEES MEETING

**Monday, May 3, 2004**

President Howell called the Village Board to order at 5:35 pm in the Village Hall located at 175 Valley View Drive, Fontana, Wisconsin.

**Trustees Present:** Geye, Pollitt, Bromfield, O'Connell, Petersen, Turner, and President Howell

**Trustees Absent:** none

Announcement for Board of Trustees to Consider Going Into Closed Session– President Howell Pursuant to Chapter 19.85 (1) (c) Wis. Stats. "Considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility".

Pursuant to Chapter 19.85 (1) (g) Wis. Stats. "Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved".

Trustee Geye/2<sup>nd</sup> Trustee Bromfield. MOTION was made to go into closed session. MOTION carried with voice roll call taken.

O'Connell – Yes

Petersen – Yes

Turner – Yes

Geye - Yes

Pollitt - Yes

Bromfield - Yes

President Howell – Yes

MOTION made by Turner/2<sup>nd</sup> Petersen to adjourn Closed Session and reconvene to Open Session was made and passed unanimously. 6:10p.m.

**President Howell announced that the Board was still in session: 6:10p.m.**

**Also Present:** Administrator Hayden-Staggs, DPW Craig Workman, Attorney Dale Thorpe, Treasurer Peg Pollitt, Kim Sebastian, Arlene Patek, Lou Loenneke, Librarian Nancy Krei, Bob Chanson, Sue Koepsel, Brad Buchholz, Genie Murphy, Laurie Larson, Chief Olson, Jon Kemmett, Chris Schultz, Lisa Seiser, Skip Bliss, Chris Hummel, James Danielson, Lee DeGroot, Robert Leibsle, Ed, Steve, Ross and Valerie Lyons and Ken Bell.

President Howell led the meeting in a pledge of allegiance.

**Announcements- Village President**

1. President Howell welcomed back incumbents Trustee Geye and Trustee Turner after the April election, as well as newcomer, Trustee Ron Pollitt.
2. CDA meeting May 5, 2004 at 6p.m.
3. Board of Review meeting May 19, 2004 at 9a.m.
4. Joint Meeting: Fontana/Walworth Boundary committee meeting May 24, 2004 at 5p.m.
5. May 16- Clean and Green Day at 2:00-4:00p.m.
6. May 24- Finance Meeting at 6:00p.m.
7. Town Hall Meeting- June 12 at 9:00-11:00a.m.
8. Village Board Meeting-June 7 at 6:00p.m.

### **Visitors to be Heard**

Kim Sebastien from Department of Natural Resources and the National Arbor Day Foundation presented the Village of Fontana with their 16<sup>th</sup> consecutive Tree City, USA award. A flag and award was given to the Village.

### **Approval of Minutes**

April 29 minutes finished. April 5 minutes not completed yet.

Trustee O'Connell/2<sup>nd</sup> Trustee Bromfield made a MOTION to approve the minutes of April 29, 2004 and the Motion carried without negative vote.

### **Village Treasurer Report**

Trustee Petersen/2<sup>nd</sup> Trustee Geye made a MOTION to accept the Village Treasurer's Report and the MOTION carried without negative vote.

### **Approval of Village and Utility Payables**

Trustee O'Connell/2<sup>nd</sup> Trustee Pollitt made a MOTION to approve the payment of both the Village and Utility Payables and the MOTION carried without negative vote.

### **Chris Hummel Developer's Agreement Amendment- Original Approval December -2001**

Deadline of the original agreement to develop a part (3 lots) of Glenwood Terrace has passed. To reactivate the contract, it is requested that "within 10 months of the date of the issuance" is changed to "within 10 months of the date of this agreement."

Trustee Geye/2<sup>nd</sup> Trustee Bromfield made a MOTION to amend the development agreement and the MOTION carried without negative vote.

### **Assessor Revaluation Contract**

Trustee Pollitt, chair of the Finance committee, outlined the steps that the Finance committee took to recommend an assessor to complete the village re-valuation. The committee is recommending Accurate Appraisal LLC. Jim Danielson from Accurate addressed the Board, accentuating the importance of public relations and equitability. Time frames and prices are guaranteed. Accurate's website can be linked to our Village website. The revaluation completion date is set for September 30, 2005. Accurate Appraisal has thirteen employees. A possible item for a future town hall meeting could be an open-question session with Accurate Appraisal.

Trustee Pollitt/2<sup>nd</sup> Trustee Geye made a MOTION to accept Accurate Appraisal LLC's contract to do a village-wide revaluation (and to connect it to our RFP for additional language) for the assessment year 2005. The MOTION carried without negative vote.

### **Lyons Woods Development Pre-Annexation Discussion**

Steve Lyons makes the presentation. The 25 acres of land was acquired by Ross Lyons, brother of Steve, five years ago. They propose dividing it into five residential parcels (four-single family, one-three-unit) with a sixth parcel as a common area under the current C-2 zoning. A proposed petition for annexation and a pre-annexation agreement were roughly configured to show as a guide. Trustee Turner thinks that the three-unit building violates the primary environmental corridor allowed density of one unit per five acres. Lyons Woods will be put on the next Plan Commission meeting agenda. *-no action taken-*

**Dale Thorpe is given permission to leave meeting at 6:50p.m.**

### **Fire Department Liquor License Application**

Jon Kemmett reported that the Fire Department would like to hold a beer tent fundraiser, during Bluesfest, at Laser Electric on June 19th. This was approved by the Protection Committee.

President Whowell/2<sup>nd</sup> Trustee Turner made a MOTION to approve a temporary liquor license for the Friends of Fontana Fire and waive both the fees for a temporary operator's license and a temporary liquor license. The Motion carried without negative vote with Trustee Petersen abstaining.

### **Public Works**

Craig Workman proposed to have a controlled burn at one of the existing holding ponds from the old wastewater treatment plant and turn it back into a holding pond to be used for irrigation at Duck Pond upon drilling a well up there. This was approved by the Park Commission and Fire Chief Kemmett gave his consent also.

### **Village Board Meeting Dates Rescheduled**

The next Board meeting was rescheduled for Tuesday, July 6, 2004 and the September Board meeting was rescheduled for Tuesday, September 7<sup>th</sup>, 2004.

### **Police Memorial Day/National Police Week Proclamation**

Kelly read the Proclamation which observes May 15<sup>th</sup> as Peace Officers Memorial Day and the week containing May 15<sup>th</sup> as National Police Week.

Trustee Geye/2<sup>nd</sup> Trustee O'Connell made a MOTION to approve and accept the Proclamation as read. The MOTION carried without negative vote.

### **Park Commission-Trustee Geye**

Trustee Geye reported that the Board allocated funding through Cedarburg Science to create an interim management plan for the Hildebrand Conservancy area and the Van Slyke Creek area.

She announced the Clean and Green Day- War against Garlic Mustard -on May 16<sup>th</sup> from 2:00-4:00p.m.

The Arbor Day celebration was successful at the grade school. A full-size sample of the proposed Hwy 67 project street lighting fixtures will be erected onsite at the Village Hall.

### **F/WWPCC Update:**

Trustee Petersen reported that the treatment plant is still wrestling with the problem of chlorides and they met with the DNR to develop a plan to reduce the chlorides leaving the plant

### **Public Works - Trustee Petersen & Public Works Director Workman**

Craig Workman reported that the sewer and water work on the Sauganash project is on schedule.

Trustee Petersen/2<sup>nd</sup> Trustee O'Connell made a MOTION to approve a pay request of \$138,646 to Odling Construction for the Sauganash and North Shore projects and the MOTION carried without negative vote.

Trustee Petersen/2<sup>nd</sup> Trustee Bromfield made a MOTION to approve the pay request for Advanced Mechanical for the Well #4 reservoir modifications for the amount of \$58,775. The MOTION carried without negative vote.

Trustee Petersen/2<sup>nd</sup> Trustee Turner made a MOTION to approve the purchase of "4-in-1 Bucket" machine, not to exceed \$10,000 with the amendment, "with the approval of the executive sub-committee of the Public Works Committee (Craig Workman, Kelly Hayden-Staggs, Tom Whowell, & Pete Petersen) to make the final decision with a goal to seek out the best price for this equipment". The MOTION carried without negative vote.

Trustee Petersen/2<sup>nd</sup> Trustee Bromfield made a MOTION to table the Loader Tire Issue until the next board meeting in order to obtain quotes. The MOTION carried without negative vote.

### **Protection Committee – Chief Olson**

- Summer employment: Committee voted to hire back Community Service Officer- Brandon Basso; three part-time officers also have been hired, two to work as LTEs.
- Committee voted to recommend the acquisition of a new device, a "Taser gun"- to shock/stun those who are threatening. It is another possibility in lieu of pepper spray or actual bullets. It costs \$800, only one will be purchased at this time.

Trustee Bromfield/2<sup>nd</sup> Trustee Petersen made a MOTION to approve the purchase of a Taser gun. The MOTION carried without negative vote.

### **Lakefront and Harbor - Trustee Bromfield**

Fishing season opened May 1<sup>st</sup>. Piers are in the process of being painted. Season is starting out very slow due to weather.

### **Lake Use- Ken Bell**

Ken reported that Russ Hovde is promoting a program to get control of the growth and development around the lake. He is trying to get this organized. The Board requested that we get a representative from the county's Land Use Committee and Russ Hovde to come and speak at a future Town Hall meeting.

### **Plan Commission**

Trustee Turner/Trustee Geye 2<sup>nd</sup> made a MOTION to approve Resolution 05-03-04-01, Concept Approval of the Lakefront Plan, and the MOTION carried without negative vote.

### **CDA Report**

- Trustee Turner updated the Board on pending plans. The tax increment estimate has been determined. Mike Harrigan, from Ehlers, and Kelly Hayden-Staggs will be working out a financial strategy.
- CDA appointments expire in December. Bob Chanson's appointment expired in Dec. 2003.

Trustee Petersen/2<sup>nd</sup> Trustee Geye made a MOTION to re-appoint Robert Chanson to the CDA and the MOTION carried without negative vote.

**President Whowell recognized new Finance Committee member, Arlene Patek, and new Plan Commissioner Laurie Larson.**

### **Adjournment**

Trustee O'Connell/2<sup>nd</sup> Trustee Bromfield made a MOTION to adjourn and the MOTION carried without negative vote. The meeting ended at 7:58 p.m.

Minutes prepared by: Peggy Pollitt  
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Note: These minutes are subject to further editing. Once approved by the Village Board, the official minutes will be on file at the Village Hall.

APPROVED: Aug. 3, 2004