

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

Official Minutes  
SPECIAL VILLAGE BOARD MEETING  
and CLOSED SESSION

Monday, July 22, 2002 @ 5:00 P.M.

Date: Monday, July 22, 2002

Time: 5:00 p.m.

Place: Village Hall, 175 Valley View Drive, Fontana, Wisconsin

Trustees Present: Bromfield, Cole, Geye (arrived @ 5:13 p.m.), Petersen, Spadoni, Turner (arrived @ 5:05 p.m.), President Whowell

Also Present : Village Clerk Smith, Village Administrator Hayden, Attorney Thorpe

**Communications Tower Update – Attorney Thorpe**

The existing ‘SBC Communication Tower’ is located up on the hill by Duck Pond Recreation Area. It is a 12 year old guide wire tower. The Village Board would like to avoid a second tower if possible. Attorney Thorpe has been in contact with both SBC and Spectra Site and is working on a resolution to co-locate microwave equipment on the existing tower instead of a second tower.

On June 24<sup>th</sup> a public hearing was held before the Plan Commission for a Conditional Use Permit submitted by Lieutenant Jay L. Maritz, Walworth County Sheriff’s Department / Communications Division. The Plan Commission approved the Conditional Use Permit [4 aye / 2 nay vote]. Assuming that building permits are issued and a lease between the County and VOF is approved, Walworth County has submitted a tentative timeline and hopes to have the Fontana system on line by November 1, 2002.

Thorpe summarized:

- Engineer files from SBC have been released to the VOF
- Original bid documents from 1990 bidding out the mechanical/equipment portion of the tower were found in these engineering files
- In Spring 1990 there were two different towers that Ameritech/SBC could buy
- Ameritech/SBC bought the tower costing \$1,600 less than the more expensive tower which was described as being available for co-locating additional facilities in the future
- Engineer Larry Thompson, Baxter Woodman will study the survey work and engineering files for an estimated cost of \$3,125.00
- A total cost could approach \$5,000 for all the engineering necessary to answer the question as to whether or not that tower can co-locate additional facilities, and if not, can it be modified to co-locate other facilities

Attorney Thorpe asked for authority from the Board to keep working with the engineers and come back with a definitive opinion at the first available date.

Trustee Bromfield/2<sup>nd</sup> Spadoni. MOTION was made to authorize the engineering work as described for \$5,000 +/- and ask Attorney Thorpe to continue on this work to hopefully accomplish this single tower with all the necessary safety devices and negotiate a lease with the County. MOTION carried without negative vote.

Trustee Turner again stated that VOF should buy the tower. Turner publicly thanked Attorney Thorpe and President Whowell for doing such job.

**Willkomm Pay Request – Contract 2-01 – South Lakeshore Water Main and Road Repair Amount: \$27,308.00**

President Whowell reported that DPW Superintendent, Bob Torkelson inspected the work and is satisfied with the water main work and all the other related water main items, but not the paving work.

- contract outstanding amount - approx. \$51,000.00
- contract retained amount - \$24,000.00

Because the subcontract, Pave-Tech did an unsatisfactory job of road paving, Trustee Turner went on record saying he is personally uncomfortable with not using an engineering company to do inspections.

Note: DPW Superintendent Bob Torkelson joined the meeting. Torkelson reported that he has been in contact with Pave-Tech and they will re-pave the road and make it right. Torkelson also reported that Kenny Amon, B.R. Amon examined the paving job and quoted a cost to fix it. This quoted amount was used in order to set the retained amount.

Trustee Bromfield/2<sup>nd</sup> Spadoni. MOTION was made to approve the pay request for \$27,308 and the retainage of about \$24,000, subject to engineer approval. MOTION carried without negative vote.

**Bids for Contract 1-2002 Dry Storage**

President Whowell reported that DPW would like to do more research and requested that this be tabled to next month.

Trustee Bromfield/2<sup>nd</sup> Spadoni. MOTION was made to table. MOTION carried without negative vote.

**Appoint ETZ Member**

Trustee and Plan Commissioner, Susan Geye has resigned from ETZ Committee. President Whowell accepted her resignation and recommended appointing Craig Workman as the ETZ representative from Plan Commission.

Trustee Spadoni/2<sup>nd</sup> Cole. MOTION was made to approve Craig Workman. MOTION carried without negative vote.

**Go Into Closed Session**

President Whowell announced and asked for a MOTION to go into Closed Session

- 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” and
- Pursuant to Chapter 19.85(1)(e) Wis. Stats. “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 “ and

- Pursuant to Chapter 19.85(10)(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 Petersen/2<sup>nd</sup> Bromfield.. MOTION was made to go into closed session. MOTION carried with Roll Call Vote taken:

Trustee Cole - yes  
Trustee Geye - yes  
Trustee Petersen – yes  
Trustee Spadoni - yes  
Trustee Turner –yes  
Trustee Bromfield - yes  
President Whowell – yes

5:30 p.m. – tape off -

Note: Closed Minutes are filed under separate 3 ring notebook.

#### **Adjournment**

Trustee Petersen/2<sup>nd</sup> Trustee Bromfield. MOTION was made to adjourn. MOTION carried without negative vote.

Time: 6:05 p.m.

Minutes prepared by:

Sallye Smith

[clerk@villageoffontana.com](mailto:clerk@villageoffontana.com)

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: 8-5-2002

