

VILLAGE OF FONTANA ON GENEVA LAKE
WALWORTH COUNTY, WISCONSIN
(Official Minutes)

RESCHEDULED MONTHLY MEETING of the VILLAGE OF FONTANA
BOARD OF TRUSTEES and SPECIAL JOINT SESSION with the FINANCE COMMITTEE

Thursday, November 1, 2018

Village President and Finance Committee Chairman Pat Kenny called the joint session meeting of the Board of Trustees and Finance Committee to order at 6:00 pm in the Conference Room at the Fontana Village Hall, 175 Valley View Drive, Fontana, Wisconsin.

Trustees Present: Roll call vote Stan Livingston, Arvid Petersen, President Kenny, Tom McGreevy, Rick Pappas

Trustees Absent: John O'Neill, Dave Prudden

Finance Committee Members Present: President Kenny, Tom Freytag, Tom Marek, Duane Ratay, Mike Sheyker, Jim Feeney

Also Present: Skip Bliss, Bryan Bruss, Maryanne Bruss, Kevin Day, Theresa Loomer, Chris Schultz, Dale Thorpe, Scott Vilona, Cindy Wilson, John Wisniewski

Visitors Heard

None

Joint Session Business

2019 General Fund Budget Review – Finance Committee Recommendation

Vilona went through the proposed budget including revenues and expenditures. The budget as presented was \$43,846.09 over the levy limit and produces a MIL rate increase of .39%. There was a question on the building permit revenue and Vilona explained there are no expenses and the Village receives 20% of residential building permit revenue and 30% of commercial building permit revenue per the contract.

McGreevy asked about the \$65,000 revenue from the rescue squad and \$460,000 expense from contracting with Paratech and Vilona replied the service is not in place to be a revenue generator. There was discussion about the second ambulance and whether the new ambulance was intended to replace the current ambulance which faces mechanical problems, or if the Board was in agreement to keep it as backup. Livingston stated that it is equipped with almost everything it needs with the exception of the transmitting heart rate monitor and Village Mechanic Jim Hoover is able to work on the vehicle at a greatly reduced cost if any mechanical issues arise. Vilona stated that by ordinance, the Village is required to put aside 30% of the current year's revenues for working capital which for 2019 is \$1,860,163.59. The usable excess of the fund balance over the required 30% is estimated to be \$435,476.41. Vilona stated that the Village has chosen to forgo spending funds in prior years in order to achieve our savings goal, but the amount in excess of the 30% threshold does not hold an increased benefit to the Village. Vilona stated that one option instead of cutting items from the budget is to take the \$43,846.09, which is made up mostly of capital improvements, from the excess fund balance. This would create a -.75 percent decrease in the MIL rate which translates to \$3.29 per \$1,000 of assessed value for Fontana's portion of the tax bill.

Finance Committee member Freytag/Finance Committee member Marek 2nd made a MOTION to take \$43,846.09 from the excess fund balance which results in a .75 percent MIL rate decrease for the 2019 General Fund Budget, and the MOTION carried without negative vote.

Village Board Approval to Publish Notice of Public Hearing

Trustee Petersen/Trustee Livingston 2nd made a MOTION to approve for publication the preliminary 2019 General Fund Budget, to use \$43,846.09 from the excess fund balance to balance the budget for Monday,

December 3, 2018 beginning at 6:00 pm, and the MOTION carried without negative vote.

Adjournment Finance Committee

Finance Committee member Marek/ Finance Committee Feeney 2nd made a MOTION at 6:27 pm to adjourn the committee meeting, and the MOTION carried without negative vote.

Village Board Business

Approval of Minutes

The minutes for the meetings held on October 1, and October 22, 2018 were distributed.

Trustee Petersen/Trustee McGreevy 2nd made a MOTION to approve the minutes from the October 1 and October 22, 2018 meetings, 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 Treasurer's Report, Vendor Report and Payroll Overtime Report as distributed for October, and to place them on file for the audit, and the MOTION carried without negative vote.

Approval of Village and Utility Payables

Trustee Livingston/Trustee Petersen 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

IT Update – John Wisniewski

Wisniewski provided an update on the IT projects he has been working on for the Village over the last few months including upgrades and consolidation. He conferred his recommendation for 2019 to replace computers that were more than five or six years old and noted that Windows 7 will be decommissioned in 2020, which is why it's important to either purchase new computers or update the operating systems in the existing PC's. He recommended the Village adopt and ongoing computer replacement plan for the future.

Consideration of Proposals Submitted to Rent Park House

Staff received two proposals to rent the Park House. One proposal was submitted by Steele Whowell from Gordy's to use the area as office space for administrative staff and the other proposal was received by Marianne Bruss, owner of the Coffee Mill, who would like to open a second location near the water. Bruss explained that while her business does well, she feels there are a lot of people she would like to attract that might not otherwise visit her current Mill Street location including beach goers, guests of the Abbey, boaters and other foot traffic that passes by the location. Bruss stated she spoke to Whowell earlier in the day and he rescinded his offer and stated he would support her business venture. Bruss's proposal includes a long term lease at \$775 per month. The proposed business would be open from May 1 through September, but would also be open on special event weekends during the off-season. The build-out description and a drawing were included in the application and consist of walls to be painted/shiplap, the addition of a bar and service counter, replacement of the current sink with a three-tub sink, additional track lighting, and several other modifications. She also mentioned the possibility of adding tables and chairs to the rear of the building in the future. Thorpe stated the zoning would need to be reviewed to make sure the business is compliant with the assigned zoning district and update it if necessary.

Trustee Pappas/Trustee Livingston 2nd made a MOTION to direct Attorney Thorpe to draft a five year lease, renewable for an additional five years, and dedicate the four parking spaces to the business at a rate of \$775 per month, and the MOTION carried without negative vote.

Operator's License Applications Filed by John Schlabach (Abbey Resort); Katherine Adler (Chucks)

Trustee Livingston/Trustee McGreevy 2nd made a MOTION to approve the operator license applications filed by John Schlabach (Abbey Resort) and Katherine Adler (Chucks), and the MOTION carried without negative vote.

Accept Resignation of Finance Committee Member Karl Floody

Trustee Petersen/Trustee McGreevy 2nd made a MOTION to accept the resignation of Finance Committee Member Karl Floody, and the MOTION carried without negative vote.

Consider Revised 2018/19 Bow Hunting Resolution

Trustee Livingston requested the Board reconsider the No Weekends and No Holidays provision of the Bow Hunting Resolution since that is when the agents have the ability to hunt. Loomer added that it is probably not necessary to apply the provision which allows only for hunting three hours following DNR permissible start time and three hours prior to the end of DNR permissible end time to the County Highway B or Well parcels since they are rarely visited by foot traffic.

Trustee McGreevy/Trustee Livingston 2nd made a MOTION to approve the revised 2018/19 Bow Hunting Resolution, to allow hunting on weekends and holidays, and remove the provision that allows hunting three hours immediately following DNR permissible start and three hours prior to the DNR permissible end time from the County Highway B Parcels and Parcel containing Wells No. 1 and 3, and the MOTION carried without negative vote.

Chapter 54 Enforcement Direction

Trustee Pappas stated he asked for the item to be put on the agenda to get the Boards opinion whether they want to direct the Chapter 54 ordinance to be enforced as written. There was discussion between Attorney Thorpe and Trustee Pappas regarding the interpretation of the code and the 100-foot pier headline and whether it means piers cannot extend beyond 100-feet or whether the Village only has jurisdiction within the first 100-feet. Trustee Pappas asked the board for input on whether they want to limit piers to 100-feet and if so, how to give direction to enforce the code which limits piers to 100-feet, unless the Board chooses to allow for further extension. Thorpe stated the Board previously discussed trying to come up with an amendment to extend the pier headline and take the jurisdiction out further and then send it to the DNR to see if they will approve the amended ordinance. Trustee Pappas stated he interprets the ordinance to read that piers cannot go over 100-feet unless permitted by the Board and asked the Board members if they want to enforce the ordinance. Each Board member individually agreed they want to enforce the ordinance as written. Thorpe stated the way to accomplish prohibiting piers beyond 100-feet is to adopt a new ordinance that extends the jurisdiction out further.

Trustee Pappas/Trustee Livingston 2nd made a MOTION to direct the Village Administrator to make sure the Village enforces the Chapter 54 ordinance, and if necessary to obtain outside council to follow through, and the MOTION carried without negative vote.

2018 Holiday Party Planning

The holiday party has been scheduled for Thursday, December 20, 2018 from 5:30 pm to 9:00 pm.

Park Commission – Trustee Livingston

Big Foot Rec. Dept. Dog Egg Hunt Proposal at Duck Pond on Saturday, April 13, 2019 at 1:00 pm

Trustee Petersen/Trustee McGreevy 2nd made a MOTION to approve the Big Foot Rec. Dept. Dog Egg Hunt scheduled for Saturday, April 13, 2019 at 1:00 pm, and the MOTION carried without negative vote.

Bird City IMBD Resolution Approval

Trustee Petersen/Trustee McGreevy 2nd made a MOTION to approve Resolution 110118-01 designating Friday, April 26, 2019 as International Migratory Bird Day, and the MOTION carried without negative vote.

Tree City/Bird City Renewal Applications

The 2019 Tree City and Bird City renewal applications are due by December 31, 2018 for certification in 2019.

Trustee McGreevy/Trustee Livingston 2nd made a MOTION to approve the 2019 Tree City and Bird City renewal applications, and the MOTION carried without negative vote.

Human Resources Committee – President Kenny

Recommendation on Subsidy for Health Insurance Premium Increases

ETF offers four health insurance plans to employees in Walworth County and calculates the annual premiums based on the average cost of Tier 1 plans. Employers are allowed to cover a maximum of 88% of the total premium; however, the state does not prohibit employers from offering a subsidy or offset to cover all of or a portion of the remainder of the health insurance premium. In 2018, all four plans were Tier 1 plans, but in 2019, only two plans are considered Tier 1 plans, which will shift a larger portion of the cost onto the employee. Most employees are in MercyCare or Quartz and the portion of the employees' share of the cost for those plans will increase by 300% and 400% respectively. Treasurer Vilona put together a calculation that would include all four health insurance plans as Tier 1 plans, as they are this year, as opposed to just two that will be Tier 1 plans in 2019, which would help mitigate some of the cost to the employee. With the new calculation, employees with family plans would see anywhere from a \$27 to an \$81 increase rather than an \$86 to a \$140 increase per paycheck and employees with single plans would see anywhere from a \$12 to a \$33 increase rather than a \$35 to a \$57 increase per paycheck in 2019. Even with the stipend, the Village will still be saving money as a larger portion of the cost is being shifted onto the employee.

Trustee McGreevy/Trustee Livingston 2nd made a MOTION approve the proposed employee stipend of \$23.37 per paycheck for employees with single insurance and \$58.42 per paycheck for employees with family insurance, based on calculating all plans offered as Tier 1 plans, as recommended by the HR Committee, and the MOTION carried without negative vote.

Performance and Salary Review for Utility Dept. Employee Daniel Gonzalez

This item was discussed in closed session.

Trustee Petersen/Trustee McGreevy 2nd made a MOTION to approve a 6% pay increase for Daniel Gonzalez based on his performance and since he has not received a pay increase in three years, as recommended, and the MOTION carried without negative vote.

Closed Session

Trustee Livingston/Trustee Petersen 2nd made a MOTION to go into Closed Session at 7:03 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 Performance and Salary Review for Utility Dept. Employee Daniel Gonzalez; and Wis. Stats. Chapter 19.85(1)(g), "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," specifically Claims Filed by Irwin & Zabowski.

The Roll Call Vote is as follows:

Trustee Petersen – Aye

President Kenny – Aye

Trustee McGreevy – Aye

Trustee Pappas – Aye

Trustee Livingston – Aye

The MOTION passed on a 5-0 vote with Trustees O'Neill and Prudden absent.

Trustee Pappas/Trustee Petersen 2nd made a MOTION at 7:20 pm to adjourn Closed Session and go into Open Session, and the MOTION carried without negative vote.

Open Session Business

Claims Filed by Irwin and Zabowski

Trustee Livingston/Trustee Petersen 2nd made a MOTION to deny the claim filed by Ryan and Melissa Irwin and the claim filed by Steven and Kristen Zabowski, and the MOTION carried without negative vote.

Adjournment

Trustee Livingston/Trustee McGreevy 2nd made a MOTION at 7:21 pm to adjourn the meeting, and the MOTION carried without negative vote.

Minutes prepared by: Theresa Loomer, 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: vb 12/03/18