

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

(Official Minutes)

RESCHEDULED MONTHLY MEETING of the VILLAGE BOARD OF TRUSTEES
Wednesday, October 2, 2019

Village President Pat Kenny called the monthly meeting of the Village Board to order at 5:30 pm in the Village Hall, 175 Valley View Drive, Fontana, Wisconsin.

Trustees Present: Roll call vote: Trustee McGreevy (arrived at 5:52 pm), President Kenny, Trustee O'Neill, Trustee Pappas, Trustee Prudden, Trustee Livingston

Trustees Absent: Trustee Petersen

Also, Present: Nate Austin, Joel Bikowski, Kevin Day, Bob Grant, Theresa Loomer, Michael Lucero, Brian Michel, Todd Reschke, Stephanie Smith, Terry Tavera, Dale Thorpe, Scott Vilona

Visitors Heard

None

Approval of Minutes

The minutes for the meetings held on September 9 and 14, 2019 were distributed.

Trustee Prudden/Trustee Livingston 2nd made a MOTION to approve the minutes from the September 9 and 14, 2019 meetings, as submitted, and the MOTION carried without negative vote.

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

Treasurer Scott Vilona stated that the Treasurer's Report in not included due to the meeting being rescheduled early in the month. It will be distributed for next month's meeting.

Trustee Livingston/Trustee O'Neill 2nd made a MOTION to approve the Vendor Report and Payroll Overtime Report, as distributed, for September, and to place them on file for the audit, and the MOTION carried without negative vote.

Approval of Village and Utility Payables

Trustee Prudden/Trustee Livingston 2nd made a MOTION to approve payment of the Village and Utility payable list, and the MOTION carried without negative vote.

General Business – President Kenny

2020 Service Agreement with Keizer and Sons

There was no representative from Keizer and Sons present at the meeting, but Loomer stated she had talked to Jack Keizer and they plan to continue garbage service for the Village. Keizer did inform Loomer that his grandson will be taking over the services for 2020. The proposed contract is for three years but with a 60-day termination clause at the end of each year. There was discussion amongst the board members as to when the Village last bid out garbage services.

Trustee O'Neill/Trustee Pappas 2nd made a MOTION to approve the proposed contract in the amount not to exceed \$231,168.00, for garbage services for 2020, and the MOTION carried without negative vote.

2020 Service Agreement with Johns Disposal

Nate Austin with Johns Disposal was present and stated that back in 2017 when Johns Disposal renewed their contract with the Village, recycling prices were good and then in 2018 the recycling market took a turn and has continued to decline. The value of recycling today is somewhere around minus sixty dollars per ton and all companies in the recycling industry are in the same boat. Austin said it is not just a county or state problem, that it is a global problem. Austin stated that even though the value had declined dramatically Johns Disposal has continued to honor their contract and the bottom line is they are no longer able to hold the rates. Loomer had asked Johns to provide a quote for several different services including up the drive service or every-other-week pickup. Austin stated that since Keizer and Sons are going to continue garbage service it didn't make much sense to

provide a quote for up the drive service as it would be costly since Johns Disposal only provides recycling service and not garbage. At last month's meeting, the board mentioned the idea of biweekly service and Austin stated he had talked with the route manager for Fontana and he felt residents would not be happy with that option. Do to the fact that a large majority of Fontana residents are only here on the weekends, Johns allows residents to use plastic bags and do not require containers for recycling. By switching to every other week, residents would need to use containers and then if they are not here during the week the containers would somehow need to be brought up from the road. The proposal provided to the board is for a price increase to the amount of \$91,980, but will also coincide with garbage pickup next year. The residents whose garbage is picked up on Tuesday will also have their recycling picked up on Tuesday. The pricing in the proposed contract would be in affect till 2024. Village Attorney Dale Thorpe suggested an amendment to the contract that would state the revised pricing contract is only valid for 2020 and would be revisited next year for 2021. Trustee Pappas/Trustee Livingston 2nd made a MOTION to approve the proposed contract for the amount of \$91,980.00 for 2020, with an amendment made to state the contract is for one year, and the MOTION carried without negative vote.

2020 Fireworks Contract Proposal

Loomer explained that Bryan Olson from J and M Displays had reached out with a proposal for fireworks for the 2020 Fourth of July. Fireworks are currently on the list of items to be affected by federal tariffs on Chinese imports in December and Olson is trying to help the Village stay ahead of the increase by locking in prices early.

Trustee Prudden/Trustee Livingston 2nd made a MOTION to approve the proposed contract for 2020 in the amount of \$27,500, subject to Attorney Dale Thorpe's review, and the MOTION carried without negative vote.

Approval of Operator's License Applications for Kim E. Minette (Ninkasi Pub) and Penny W. Martin (Abbey Resort)

The \$60 fees have been paid and the background checks are clear.

Trustee Prudden/Trustee Pappas 2nd made a MOTION to approve the Operator's License applications filed by Kim Minette and Penny Martin, the MOTION carried without negative vote.

Accept Resignation Letter of Library Board Member Ann Catlow

Trustee Pappas/Trustee O'Neill 2nd made a MOTION to accept the resignation letter of library board member Ann Catlow, the MOTION carried without negative vote.

Appoint Library Board Member Lisa Kenny

Trustee O'Neill/Trustee Prudden 2nd made a MOTION to appoint library board member Lisa Kenny, the MOTION carried without negative vote.

Updated Fee Schedule Resolution

Loomer explained the updated fee schedule resolution is to reflect the ten percent administration fee for building and zoning permits, and fees associated with pay to park charges and resident only parking areas.

Trustee Pappas/Trustee O'Neill 2nd a MOTION to approve Resolution 100219-01 amending Resolution 040419-01 amending fees as presented, and the MOTION carried without negative vote.

Village Holiday Party Planning

The village holiday party has been scheduled for Thursday, December 12, 2019 at Gordy's with Thursday, December 19, 2019 as a secondary date.

Comprehensive Plan Update First Draft – Set Public Hearing

Trustee Livingston/Trustee Prudden 2nd a MOTION to set a public hearing for the first draft of comprehensive plan at the next Village Board meeting scheduled for Monday November 4, 2019 at 5:30 pm, the MOTION carried without negative vote.

Plan Commission- Trustee Prudden

Ordinance Repealing and Recreating Section 18-13 and Creating Section 18-172(8) Regarding the Use of Permeable Surface

This item was tabled.

Trustee O'Neill/Trustee Livingston 2nd made a MOTION to table the Ordinance Repealing and Recreating Section 18-13 and Creating Section 18-172(8) Regarding the Use of Permeable Surface, and the MOTION carried without negative vote.

FW/WPCC- Trustee Petersen

FW/WPCC 2020 Proposed Budget

The Commission submitted their 2020 operating budget for a total amount of \$957,084 which is an increase of \$8,708 from last year.

Trustee Prudden/Trustee O'Neill 2nd made a MOTION to recommend approval the FW/WPCC 2020 budget in the amount of \$957,084, as presented, and the MOTION carried without negative vote.

Geneva Lake Law Enforcement Agency

GLLEA 2020 Proposed Budget

The Geneva Lake Law Enforcement Agency submitted their 2020 budget for a total amount of \$187,107 which is a decrease of \$400 from last year.

Trustee Pappas/Trustee O'Neill 2nd made a MOTION to recommend approval the GLLEA 2020 budget in the amount of \$187,107, as presented, and the MOTION carried without negative vote.

Public Works- Trustee O'Neill

S. Lakeshore Drive Stormwater Concept Plan

Village engineer Terry Tavera presented three different routes for stormwater management on the west side of S. Lakeshore Drive and two different routes at the area near Mohr Road. The first option recommended by the public works committee is to install a stormwater pipe from Brickley Drive down S. Lakeshore Drive with an outlet on the small beach area. The benefit of that route is it is all in the public right-of-way and does not go through any private property and therefore does not require any easements, however, it does mean tearing up a portion of newer roadway. The pipe will collect from S. Lakeshore drive to east of Brickley in addition to the overflow from Glenwood Springs. Tavera explained this option will cost more as it is more pipe, but in the long run he would expect to see some savings from contractors by not working next to foundations of homes. The recommendation for the Mohr Road area is to install a pipe to run through Club Unique. The pipe would also include the drainage from the detention pond on Indian Hills Road. There are a few different options for stormwater infiltration including dry wells or underground storage chambers to treat stormwater before going into the lake. The overall amount that was budgeted was \$1.3 million and that will nearly double to \$2.6 million with the stormwater management that is being proposed. The pipe that would be installed is a higher than normal capacity pipe. Loomer asked the board if they are okay with taking on more storm water management than originally planned and the consensus of the board was if they are spending the money they might as well do it right especially since the rain events are becoming heavier and more frequent. Attorney Thorpe stated the process of obtaining easements can take time depending whether property owners agree or not and should be pushed to the forefront of the project. The board agreed with the concept of managing additional stormwater and would like to see the numbers again once the easements are obtained and the final route is determined.

Abbey Resort Loading Dock Drainage Proposal

Trustee O'Neill explained that with the heavy rains we have received there are concerns with the flooding that occurs at the loading dock of Abbey Resort. The Abbey is looking to tie into the storm sewer to help alleviate the flooding at their dock and in their basement. Day stated if the village installs two stormwater catch basins in the road at the entrance to the loading dock this should help with the flooding. There is currently stormwater pipe at the entrance to the loading dock but no catch basins to help catch the water.

Trustee Prudden/Trustee McGreevy 2nd made a MOTION to approve the proposal from D & K Services in the amount of \$4,750, and the MOTION carried without negative vote.

Park Commission- Trustee Livingston

Ordinance Amendment Section 10-6 Restriction of Keeping of Dogs

Trustee Prudden/Trustee Pappas 2nd made a MOTION to approve ordinance amendment section 10-6, regarding restrictions of keeping of dogs, and the MOTION carried without negative vote.

Park Permit Application Filed By Kevin Burke & Marianne Ahern For Reid Park Gazebo on Saturday, October 3, 2020 From 3:30 pm to 4:30pm

Trustee O'Neill/Trustee McGreevy 2nd made a MOTION to approve the application filed by Kevin Burke and Marianne Ahern for Reid Park Gazebo on Saturday, October 3, 2019 from 3:30pm – 4:30pm, and the MOTION carried without negative vote.

Human Resources Committee- President Kenny

Updated Employee Handbook- Tabled 9/09/19

Loomer stated the new employee handbook was tabled last month so the board would have time to read through the changes and bring any questions or concerns to the meeting. She addressed the boards concerns about salaried employees working holidays, sick time payout at retirement to be applied to health insurance premiums post-retirement, DPW employee overtime for weekend work and five-day bereavement leave for immediate family members. After discussion, the board approved three days of bereavement leave for immediate family members with sick time allowed for additional time off. The other items were approved as written.

Trustee Livingston/Trustee Pappas 2nd made a MOTION to approve the employee handbook, with the recommended changes to the bereavement policy, and the MOTION carried without negative vote.

Payroll Resolution Amendment- Fire Department Employees

These items were discussed in closed session.

Trustee Prudden/Trustee Livingston 2nd made a MOTION to increase the fire department employees on call pay to \$16/hour, and the MOTION carried without negative vote.

Closed Session

Trustee Prudden/Trustee McGreevy 2nd made a MOTION at 6:15 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 Belvedere Park Drainage Proposal Update and Discussion; and 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 Payroll Resolution Amendment – Fire Department Employees.

The roll call vote was as follows:

Trustee McGreevy-Aye

President Kenny-Aye

Trustee Livingston-Aye

Trustee Pappas-Aye

Trustee O'Neill-Aye

Trustee Prudden-Aye

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

Adjournment

Trustee Prudden/Trustee O'Neill 2nd made a MOTION to adjourn at 6:40 pm, 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: 11/04/2019