

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

(Official Minutes)

SPECIAL MEETING of the VILLAGE BOARD OF TRUSTEES

Saturday, September 14, 2019

Village President Pat Kenny called the special meeting of the Village Board to order at 9:17 am in the Village Hall, 175 Valley View Drive, Fontana, Wisconsin.

Trustees Present: Roll call vote: Trustee Prudden, Trustee Petersen, President Kenny, Trustee McGreevy, Trustee O'Neill

Trustee Absent: Trustee Livingston, Trustee Pappas

Also Present: Suzy Brady, Bryan Bruss, Maryanne Bruss, Kelly Haydin, Theresa Loomer, Michael Lucero, Todd Reschke, Dale Thorpe

General Business

Consider Peter Novak's Request for Liquor License Extension

Attorney Thorpe provided an overview of the circumstances surrounding Novak's liquor license for the 2019-20 calendar year for the property at 138 Fontana Boulevard. Munson Marine currently occupies the building but has the intention of moving to 158 Fontana Boulevard once the new construction is completed. At a previous meeting Novak provided a lease for the building at 138 Fontana Boulevard beginning on September 1, 2019 but is not presently occupying the space. Thorpe stated he spoke to Novak and asked if he would agree to a one-month extension and provide proof of substantial progress before the October Village Board meeting, and in return sign an agreement that he would voluntarily surrender the liquor license if substantial progress is not made within that time. Novak did not commit to sign the agreement prior to the special meeting, but submitted information that he believes a three-month extension would be appropriate. Novak was unable to attend the meeting but relayed via email that he would not be able to occupy the premise at 138 Fontana Boulevard until November 1st as Munson Marine plans to move out no later than that date. Thorpe explained that if Novak does not meet the current 90-day provision that expires on October 1st, he does not automatically lose the license and the Village must go through the time and expense of holding a revocation hearing. After a short discussion, Trustee Prudden made a motion to offer a 90-day extension to Novak which was seconded by Trustee O'Neill. After additional discussion, the motion was amended to include an agreement to surrender the license if the business is not open for operation within 90-days.

Trustee Prudden/Trustee O'Neill 2nd made a MOTION to grant Peter Novak an extension on the 2019-20 "Class B" liquor license for 90-days with an expiration of January 1, 2020, with the condition an agreement is signed and the liquor license is surrendered if the business is not open for operation by the expiration date. The MOTION carried on a 4-1 vote with Trustee Petersen opposed.

Adjournment

Trustee Prudden/Trustee O'Neill 2nd made a MOTION at 9:26 am to adjourn the meeting, and the MOTION carried without negative vote.

Minutes prepared by: Theresa Loomer Village Administrator/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: 10/02/19