

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

(Official Minutes)

MONTHLY MEETING of the VILLAGE BOARD OF TRUSTEES
Monday, May 1, 2017

Village President Pat Kenny called the monthly meeting of the Village Board to order at 6:00 pm in the Village Hall, 175 Valley View Drive, Fontana, Wisconsin.

Trustees Present: Roll call vote: Trustee Pappas, Trustee Prudden, Trustee Livingston, Trustee Petersen, President Kenny

Trustees Absent: Trustee McGreevy, Trustee O'Neill

Also Present: Dennis Barr, Police Chief Jeff Cates, Jeff Dublo, Clerk Theresa Loomer, Administrator Dennis Martin, DPW Manager Brett McCollum, Chris Ponteri, Village Attorney Dale Thorpe, Treasurer Scott Vilona

Visitors Heard

Chris Ponteri discussed the Muck Suck non-profit run scheduled to take place on the Geneva Lake shore path on May 28, 2017 which is the Sunday of Memorial Day Weekend. He stated it is a charity run along the shore path and can either be completed by one person or as a relay using exchange points at four places around the lake including one proposed to be in Reid Park. The race starts and ends at Library Park in Lake Geneva and Ponteri stated there will be no more than 60 people who will be spread out over an 80-minute-timeframe. Although Ponteri stated a Park Permit application to use the Reid Park Gazebo was mailed at the end of March, the Village did not receive it. Ponteri stated that the City of Lake Geneva and the Village of Williams Bay have approved park use applications submitted with their municipalities, and Linn Township has denied an application. Thorpe stated the Village does not govern the shore path and recommended Ponteri check into the legalities of using the shore path which runs through the yards of the lakefront property owners. The Village has concerns with holding the run on Memorial Day weekend when it is usually very busy and crowded and because of the uneven and sometimes very narrow nature of the path, which isn't an appropriate venue for a running event. A permit for setting up a tent or signage in the park would also be required through the Building and Zoning Department.

Approval of Village Board Minutes

The minutes for the March 27 and April 18, 2017 meetings were distributed.

Trustee Petersen/Trustee Prudden 2nd made a MOTION to approve the village board minutes for the March 27 and April 18, 2017 meetings, as submitted, and the MOTION carried without negative vote.

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

Trustee Petersen/Trustee Prudden 2nd made a motion to approve the Vendor Report and Payroll Overtime Report as distributed and to place them on file for the audit, and the MOTION carried without negative vote.

Approval of Village and Utility Payables

The March and April Village and Utility Payable list was distributed.

Trustee Petersen/Trustee Livingston 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

Fee Schedule Amendment Resolution – Cigarette Licenses

Per Wisconsin State Statutes, municipalities are only able to charge a maximum annual fee of \$100.

Trustee Petersen/Trustee Pappas 2nd made a MOTION to approve Resolution 050117-01, amending the Fee Schedule for cigarette licenses to \$100 per year, and the MOTION carried without negative vote.

Authorize Fire and Rescue Dept. Truck Exchange Proposal from Kunes Auto Dealership

Village of Fontana resident Greg Kunes, owner of local automobile dealerships, has offered to give the Village’s Fire and Rescue Dept. a 2017 Dodge Ram or Ford Super Duty in exchange for the Fire and Rescue Dept.’s current 2015 GMC 3500.

Trustee Prudden/Trustee Petersen 2nd made a MOTION to authorize the Fire and Rescue Dept. Truck Exchange Proposal from Kunes Auto Dealership, as presented, and the MOTION carried without negative vote. Trustee Livingston abstained.

Fourth of July Fireworks Contract

The Village is seeking approval for the 2017 Firework agreement with J & M Displays, Inc., at the same \$25,000 funding level as last year.

Trustee Prudden/Trustee Pappas 2nd made a MOTION to approve the annual Fourth of July Fireworks Contract between the Village of Fontana and J & M Displays, Inc., for the display on Tuesday, July 4, 2017, and the MOTION carried without negative vote.

Lakefront Committee – Trustee Pappas

Boat Size Maximum Length Amendment Recommendation

The Lakefront and Harbor Committee recommended increasing the allowable boat length on the old pier from 24- to 28-feet and the maximum boat length on the new pier from 26- to 30-feet. The item was tabled at last month’s meeting. Martin stated that he received concerns since the initial meeting on the proposal with going too long and having boats overhang the pier or stick out off the back of the slips. There was discussion about how many larger boats would actually be put on the pier this year and whether to hold off on making a decision until next year since this is the first year that all the buoys have been removed and replaced with pier slips on three Village piers. Kenny felt there could be navigation issues with boats that stick out too far and would like to wait until next season to make a decision. Kenny stated the issue came up at a recent GLEA meeting and there was concern about the larger boats having to be lifted higher which would further block the view of the lake.

Trustee Pappas/Trustee Prudden 2nd made a MOTION to approve increasing the maximum boat length to 28-feet on the old pier slips and 30-feet on the new pier, and the roll call vote was as follows:

Trustee Pappas – Aye

Trustee Prudden – Aye

Trustee Livingston – Nay

Trustee Petersen – Nay

President Kenny – Nay

The MOTION failed on a 3-2 vote, with Trustees McGreevy and O’Neill absent.

Plan Commission

Amendment to Section 18-211(j) Distance From Property Line

McCarthy explained the proposed ordinance amends section 18-211(j) in order to be consistent with other portions of the code. During the code rewrite in 2012 the code was updated to require 3-feet from an access drive to the property line, but an update was missed in section 18-211(j). The change will make that code section consistent with the other sections. The Plan Commission recommended approval following a public hearing at its April 24, 2017 meeting.

Trustee Prudden/Trustee Pappas 2nd made a MOTION to approve Ordinance 050117-01 to Amend Section 18-211(j), Access Standards, as presented, and the MOTION carried without negative vote.

Conditional Use Permit Application Filed by Jeff Dublo for the Property Located at 424 Hillcrest Drive

McCarthy stated the owner of the property at 424 Hillcrest Drive filed a conditional use permit application to install a second access point along the same street frontage as the existing access. The property meets all existing requirements including setbacks and hardscapes. The current driveway is on a very steep slope and the proposed second access is for a concrete parking pad roughly 13-feet by 28-feet. There are no concerns from the neighbors. The Plan Commission recommended approval with staff conditions following a public hearing at its April 24, 2017 meeting.

Trustee Prudden/Trustee Livingston 2nd made a MOTION to approve the conditional use permit application filed by Jeff Dublo for the property located at 424 Hillcrest Drive for a second access point along the same street frontage, with the following staff recommendations:

- The proposed drive (pavement) shall be located a minimum of three feet from the adjacent property line.
- The proposed access shall be located a minimum 25-feet from the existing access drive.
- The proposed drive shall be a minimum 10-feet-wide.
- Any curb openings for the proposed access drive shall not exceed 24-feet-wide as measured at the right-of-way line.
- The proposed access approach shall be paved to the satisfaction of the Village of Fontana.
- The “apron” shall be pitched back toward the road.
- A driveway permit (building & zoning permits) shall be completed, submitted, and paid for in full within 30 days of the date of this approval.
- All outstanding cost recovery fees billed to date applicable to this project shall be paid prior to the issuance of any building and zoning permits. This condition does not alleviate the applicant from any cost recovery fees not yet billed.
- An as-built survey shall be required depicting the proposed second access drive and all required distances. If found to be noncompliant to this approval, it is the responsibility of the applicant to bring it into compliance.

The MOTION carried without negative vote.

Public Works

2017 Ford Super Duty F350 Purchase Approval – Elkhorn Motors

The 2017 Super Duty F350 is a budgeted utility item and the quote is from Elkhorn Motors in Elkhorn. The vehicle is already equipped with a plow and lift and priced lower than buying a new truck and adding the additional features separately.

Trustee Livingston/Trustee Petersen 2nd made a MOTION to approve the purchase of the 2017 Ford F350 from Elkhorn Motors and the Monroe Truck Equipment plow and dump body package, for a total amount not to exceed \$47,529, and the MOTION carried without negative vote.

Truck Transfer from Utility to Street Dept.

Staff is seeking authorization to transfer the 2009 Ford pickup truck from the Utility Department to the Street Department to replace the 1997 Ford and 1995 Dodge Ram trucks that will be listed for sale on eBay. The Village Board previously approved the sale of the two trucks. The Utility Dept. 2009 Ford is valued at \$11,000.

Trustee Petersen/Trustee Livingston 2nd made a MOTION to approve the transfer of the 2009 Ford pickup from the Utility Dept. to the Street Department, and the MOTION carried without negative vote.

Sewer Jetter Purchase with Extra Truck Budget Funds

The Board recommended the \$78,000 item be referred to the Public Works Committee for further review at their upcoming meeting scheduled for Friday, May 5, 2017.

Trustee Petersen/Trustee Prudden 2nd made a MOTION to refer the item to the Public Works Committee for further review on May 5, 2017, and the MOTION carried without negative vote.

Authorize Sale of Old Jetter

Trustee Petersen/Trustee Prudden 2nd made a MOTION to refer the item to the Public Works Committee for further review on May 5, 2017, and the MOTION carried without negative vote.

Tarrant Drive Lift Station Project Bid Approval

Three bids were received for the Tarrant Drive Lift Station Replacement. The lowest bidder is Super Excavators, Inc. in the amount of \$534,990. The bid was reviewed by the Village engineers and is recommended for approval.

Trustee Prudden/Trustee Petersen 2nd made a MOTION to approve the bid from Super Excavators, Inc. for the Tarrant Drive Lift Station Project for an amount not to exceed \$534,990, and the MOTION carried without negative vote.

Change Order for County Highway B Water Main Contract

Change Order No. 1 was submitted for the County Highway B Water Main Extension project for manhole and storm sewer work to be completed on Third Avenue, Middleton Drive and South Main Street. The work will be added to the contract with Globe Contractors, the company contracted for the water main extension project and will be included on the same pay requests.

Trustee Petersen/Trustee Pappas 2nd made a MOTION to approve Change Order No. 1 as submitted, for an increase of \$81,319, and the MOTION carried without negative vote.

Park Commission

Bricks for Memorial Tree Identification Markers

Martin reported that the Park Commission has decided to use traditional red colored bricks to identify the Memorial Trees, for a cost of \$20 each. The bricks will be obtained through Laser Works Unlimited. A \$25 fee will be added to the application for future tree purchases and the Village will cover the cost of the bricks for trees that were previously purchased. The bricks will be buried into the ground so there is little risk that they will be dug up or stolen.

Park Permit Application Filed by Kira Spedale Foundation for Reid Park Gazebo & Reid Park Pavilion on Sunday, July 2, 2017 from 7:00 am to 6:00 pm

Trustee Pappas/Trustee Prudden 2nd made a MOTION to approve the park permit application filed by the Kira Spedale Foundation for Reid Park Gazebo & Reid Park Pavilion on Sunday, July 2, 2017 from 7:00 am to 6:00 pm, and waive the fee for the non-profit organization, and the MOTION carried 4-1 with Trustee Petersen opposed.

Park Permit Application Filed by Mark Chalchoff for High School Graduation Party at Duck Pond Pavilion with Beer/Wine Permit on Saturday, June 24, 2017 from 12:00 pm to 8:00 pm

Trustee Livingston/Trustee Petersen 2nd made a MOTION to approve the park permit application filed by Mark Chalchoff for High School Graduation Party at Duck Pond Pavilion with Beer/Wine Permit on Saturday, June 24, 2017 from 12:00 pm to 8:00 pm, and give him the lowest possible rate, and the MOTION carried without negative vote.

Park Permit Application Filed by Geneva Lake United Soccer Club for Duck Pond Pavilion on Saturday, June 10, 2017 from 4:00 pm to 8:00 pm

Trustee Pappas/Trustee Livingston 2nd made a MOTION to approve the park permit application filed by the Geneva Lake United Soccer Club for Duck Pond Pavilion on Saturday, June 10, 2017 from 4:00 pm to 8:00 pm, and the MOTION carried without negative vote.

Park Permit Application Filed by Lisa Gavahan for Reid Park Pavilion for Sunday, June 25, 2017 from 12:00 pm to 8:00 pm

Trustee Prudden/Trustee Petersen 2nd made a MOTION to approve the park permit application filed by Lisa Gavahan for Reid Park Pavilion for Sunday, Jun 25, 2017 from 12:00 pm to 8:00 pm, and charge the resident rate, and the MOTION carried without negative vote.

Application Filed by Big Foot Wolves Junior Tackle Football for Concession Sales on July 4, 2017 from 6:00 am to Midnight

Trustee Prudden/Trustee Pappas 2nd made a MOTION to approve the application filed by Big Foot Wolves Junior Tackle Football for Concession Sales in Reid Park on July 4, 2017 from 6:00 am to midnight, and the MOTION carried without negative vote.

Adjournment

Trustee Livingston/Trustee Petersen 2nd made a MOTION at 6:36 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: 06/01/17