

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

MONTHLY MEETING of the VILLAGE BOARD OF TRUSTEES  
**Monday, March 2, 2009**

Village Clerk Dennis Martin called the monthly meeting of the Village Board to order at 6:04 pm in the Village Hall, 175 Valley View Drive, Fontana, Wisconsin, and asked for a moment of silence in memory of Village President Ron Pollitt, who died after suffering a heart attack on Tuesday, February 17, 2009 in Fontana. Trustee Arvid Petersen announced that the Ron Pollitt Memorial Scholarship Fund has been established at the Walworth State Bank to benefit a Big Foot High School FFA student.

**Trustees present:** Roll call vote: Petersen, Kenny, Lewis, Turner, O'Connell, Spadoni

**Also present:** Village Administrator Kelly Hayden-Staggs, Rob Ireland, Rescue Squad Chief Jon Kemmett, Library Director Nancy Krei, Village Clerk Dennis Martin, Assistant Zoning Administrator Bridget McCarthy, Joseph McHugh, Fire Chief Wolfgang Nitsch, Building Inspector/Zoning Administrator Ron Nyman, Sharon O'Brien, Mike Puttrich, Village Attorney Dale Thorpe, Tom Whowell

**Elect President Pro-Tem**

O'Connell/Spadoni 2<sup>nd</sup> made a MOTION to elect Trustee Petersen President Pro-Tem, and the MOTION carried without negative vote.

**Visitors Heard**

Tom Whowell stated that he wanted to encourage the Village Board members to approve a motion to direct the Lakefront and Harbor Committee to reconsider the commercial launch rate for the municipal launch. Whowell stated that the owners of the commercial boat businesses were not able to provide input at the monthly committee meeting in November 2008 when the recommendation was made to increase the rates. The Village Board approved the request later in the agenda. Mike Puttrich, an officer on the Mill Street Condominium Association Board of Directors, stated that the association has concerns with regard to the expansion of Georgie B's Restaurant into the entire Mill Street Commercial Building at 441 Mill Street. Puttrich stated that there are concerns about the garbage and parking, and if the restaurant is expanded, those concerns will be escalated. Puttrich stated that there is not enough parking for the restaurant and there is illegal parking taking place that is adversely affecting the 14 condominium unit owners. Petersen stated that the street parking will be addressed in the spring when the roads are striped, and the angle and parallel stalls will be better delineated. Spadoni stated that the garbage issue is a matter of zoning and there is an enclosed Dumpster area required. Spadoni encouraged Puttrich to work with the owners of the restaurant and Brian Pollard to address the concerns and to keep the Village informed if there are other concerns.

**Announcements**

1. CDA Board Monthly Meeting – **Wednesday, March 4, 2009, 6:00 pm**
2. Toddler Time at the Fontana Public Library – **Thursday, March 5, 12, 19 and 26, 2009, 10:30 am**
3. Plan Commission Submittal Deadline – **Tuesday, March 10, 2009**
4. Ad Hoc Joint Services Committee Meeting at the Fontana Village Hall – **Thursday, March 19, 2009, 6:00 pm**
5. Protection Committee Meeting – **Monday, March 16, 2009, 5:00 pm**
6. Fontana Public Library St. Patrick's Day Event – **Tuesday, March 17, 2009**
7. Library Board Monthly Meeting – **Wednesday, March 18, 2009, 10:00 am**
8. Park Commission Monthly Meeting – **Wednesday, March 18, 2009, 6:00 pm**
9. Evening Book Club Meeting at the Fontana Public Library – **Thursday, March 19, 2009, 5:15 pm**
10. VOF Quarterly Newsletter Article Deadline – **Friday, March 20, 2009**

11. Lakefront and Harbor Committee Meeting – **Wednesday, March 25, 2009, 4:30 pm**
12. Finance Committee Meeting – **Thursday, March 26, 2009, 5:00 pm**
13. Fontana Municipal Court Date – **Thursday, March 26, 2009, 5:00 pm**
14. Public Works Committee Meeting – **Saturday, March 28, 2009, 8:00 am**
15. Plan Commission Monthly Meeting with Joint ETZ Committee – **Monday, March 30, 2009, 5:30 pm**

**Approval of Minutes**

Kenny/O'Connell 2<sup>nd</sup> made a MOTION to approve the minutes as submitted for the meetings held February 2 and 16, 2009, and the MOTION carried without negative vote.

**Village Treasurer's Report**

Spadoni/O'Connell 2<sup>nd</sup> made a MOTION to accept the Treasurer's Report as submitted for February 2009 and to place it on file for the annual audit, and the MOTION carried without negative vote.

**Approval of Village and Utility Payables**

Hayden-Staggs stated that there were three other invoices in addition to the list of payables distributed for the meeting. Mudjackers submitted an invoice for \$15,000 for the work completed at the Safety Building, Officer Aaron West submitted a tuition reimbursement request totaling \$600.25, and Building Inspector Ron Nyman submitted an expense report for mileage totaling \$101.22. There is still \$1,500 remaining to be paid on the Mudjackers contract for some exterior work that has not yet been completed.

Spadoni/Kenny 2<sup>nd</sup> made a MOTION to approve the payables as presented, including the three presented at the meeting, and the MOTION carried without negative vote.

**General Business/Administrator's Report – Administrator Hayden-Staggs**

**Appoint Interim President to Complete Unexpired Term of the Late Ronald E. Pollitt**

Spadoni/Turner 2<sup>nd</sup> made a MOTION to appoint Trustee Petersen Interim President to complete the unexpired term of the late Ronald E. Pollitt, and the MOTION carried without negative vote. Petersen abstained.

**Bank Resolution Amendments Authorizing Signature of Newly Appointed President**

Hayden-Staggs stated that the Bank Resolutions have to be amended to add President Petersen to the Village accounts at Walworth State Bank, First Banking Center and the State Investment Pool.

Spadoni/O'Connell 2<sup>nd</sup> made a MOTION to approve the amendment to the Bank Resolutions for the Village accounts at Walworth State Bank, First Banking Center and the State of Wisconsin, and the MOTION carried without negative vote.

**Approve Appointments to Replace President Ronald E. Pollitt**

Past President Pollitt was the chairman or member of the Finance Committee, Geneva Lake Law Enforcement Agency Board of Directors, Plan Commission, Protection Committee and Geneva Lake Use Committee.

***Finance Committee***

President Petersen stated that Trustee Kenny volunteered to serve at the chairman of the Finance Committee to complete the unexpired term of Pollitt.

President Petersen/O'Connell 2<sup>nd</sup> made a MOTION to approve the appointment of Trustee Kenny as the chairman of the Finance Committee to complete the unexpired term of the late Ron Pollitt, and the MOTION carried without negative vote.

***GLLEA***

President Petersen stated that the Municipal Code calls for village president and chief of police to be the Village representatives on the Geneva Lake Law Enforcement Agency Board of Directors.

Spadoni/O'Connell 2<sup>nd</sup> made a MOTION to approve the appointment of President Petersen to the Geneva Lake Law Enforcement Agency Board of Directors, and the MOTION carried without negative vote.

***Plan Commission***

It was pointed out that historically, the village president has been the chairman or a member of the

Plan Commission.

O'Connell/Kenny 2<sup>nd</sup> made a MOTION to approve the appointment of President Petersen to the Plan Commission to complete the unexpired term of the late Ron Pollitt, and the MOTION carried without negative vote.

***Protection Committee***

Past President Pollitt was the chairman of the Protection Committee.

Spadoni/Kenny 2<sup>nd</sup> made a MOTION to approve the appointment of President Petersen as the chairman of the Protection Committee to complete the unexpired term of the late Ron Pollitt, and the MOTION carried without negative vote.

***Geneva Lake Use Committee***

Past President Pollitt was one of the two Village representatives on the Geneva Lake Use Committee. Since the committee is not scheduled to meet again until after the annual organizational meeting in April, President Petersen decided to not appoint a replacement at this time.

**Proposal to Purchase Four-Seat GEM Automobile**

The Village can purchase a 2002 GEM car from the state 1033 Program for \$700; however, an additional \$1,300 will have to be spent on batteries to make the vehicle operational. The funds are not in the current budget. President Petersen stated that the GEM car is street legal and it could be used by Village employees instead of golf carts, which are not street legal vehicles. In response to a question from Trustee Turner, Hayden-Staggs stated that the vehicle could be used by the Public Works Department and summer lakefront employees. Turner stated that if the Village purchases the electric vehicle, the funds should be taken from other line items in the current budget. Hayden-Staggs stated that she will look for areas in the budget to allocate the funds for the GEM car purchase, and the Village Board members will be notified for final authorization of the budget reallocations.

Turner/O'Connell 2<sup>nd</sup> made a MOTION to approve the purchase of the 2002 GEM car from the state 1033 Program and the purchase of the required batteries with the condition that a reduction equal to the total cost is made in other areas of the current budget. The MOTION carried without negative vote.

**Processing Clerk Hiring Authorization**

Hayden-Staggs stated that the Village has received more than 40 applications for the part-time position and the applications are being reviewed. Hayden-Staggs asked the Village Board members if they wanted to authorize the hiring of the new employee after the candidates are interviewed at a special meeting, or if they would like the hiring to be delayed until the next monthly meeting. Following discussion, the Village Board members were in consensus that President Petersen and Trustee Kenny, the chairman of the Finance Committee, should review the proposed candidate and approve the hiring.

Turner/Spadoni 2<sup>nd</sup> made a MOTION to authorize President Petersen and Trustee Kenny to review and approve the candidate for the new part-time processing clerk position, and the MOTION carried without negative vote.

**Proposal to Trade In Ford Explorer Squad**

Spadoni stated that he worked with Chief Olson on the concept of trading in the Ford Explorer and taking the cash value as well as the funds to be received for the sale of the old squad car and putting the total toward the purchase of a used SUV. Hayden-Staggs stated that the anticipated revenue for the old squad car already is accounted for in the current budget. Spadoni stated that the Ford Explorer is falling apart and it needs to be replaced. Turner stated that since the funds aren't in the current budget, maybe the Protection Committee could try to get the Ford Explorer repaired and the funds for a replacement vehicle can be put into next year's budget. The Board directed Spadoni to continue to work with Chief Olson on obtaining a cost estimate for repairing the Ford Explorer.

**Vandewalle and Associates Contract Options for Updating Comprehensive Master Plan**

Hayden-Staggs stated that the contract distributed calls for the basic public participation items approved in Resolution 03-02-09-01. The funds for updating the Comprehensive Master Plan are in the current budget.

Turner/Spadoni 2<sup>nd</sup> made a MOTION to approve the contract with Vandewalle and Associates for an amount not exceed \$45,000 for the Comprehensive Master Plan update project as presented, and the MOTION carried without negative vote.

#### **Abbey Villas Condominium Association Request for New Street Address**

Attorney Lowell Sweet submitted a letter to the Village requesting assistance regarding the assigning of a separate street address for the Abbey Villas condominium buildings. Currently, all the condominium buildings and the Abbey Resort have the same street address, 269 Fontana Boulevard. In his letter to the Village, Sweet states that there have been a number of problems occurring because the addresses are all the same as the Abbey Resort. Hayden-Staggs stated that all the driveways behind the Abbey Resort are not platted streets. The Village Board directed Hayden-Staggs to contact the US Postal Service and the Walworth County 911 System and assist the Abbey Villas Condominium Association in obtaining separate street addresses for the individual buildings.

#### **Schedule Meeting to View LWMMI DVD on Public Officials Liability**

The League of Wisconsin Municipalities Mutual Insurance Program is offering rebates of \$680 to \$1,360 to municipalities if their elected official and department heads watch a DVD titled, "Public Official's Liability." The video is 19 minutes long, and LWMMI Executive Director Dennis Tweedale would like to be present when the DVD is shown to provide additional information about coverage, claim examples and statutory protections. Following discussion, the Village Board members directed Martin to schedule the DVD showing prior to the next monthly meeting, beginning at 5:30 pm on Monday, April 6, 2009.

Spadoni/Lewis 2<sup>nd</sup> made a MOTION to schedule the showing of the League of Wisconsin Municipalities Mutual Insurance Program DVD titled, "Public Official's Liability," on Monday, April 6, 2009, beginning at 5:30 pm. The MOTION carried without negative vote.

#### **Abbey CVB Agreement**

Thorpe stated that he received a draft of the proposed agreement last week, but he needs more time to review the document before making a recommendation.

Spadoni/Kenny 2<sup>nd</sup> made a MOTION to table the proposed Lake Geneva Convention and Visitors Bureau agreement with the Abbey Resort, and the MOTION carried without negative vote.

#### **Plan Commission – Trustee Spadoni**

##### **Certified Survey Map Filed by Myron and Geraldine Audino & Subdivision Variance Requests – Tabled 11/3/08, 12/1/08, 1/5/09 & 2/2/09**

The required maintenance agreement that the Village staff has been waiting for since October 2008 has not been finalized.

Spadoni/O'Connell 2<sup>nd</sup> made a MOTION to table the item, and the MOTION carried without negative vote.

#### **Protection Committee**

##### **Operator's License Applications Filed by Catrina Sackett and Julia N. Wilear (Abbey Resort) and Nicole Carroll (Fontana Corner Market)**

The background checks on the applications filed by Catrina Sackett and Nicole Carroll did not produce any concerns; however, Chief Olson requested that the application filed by Julia Wilear be referred to the Protection Committee for a recommendation.

Spadoni/Kenny 2<sup>nd</sup> made a MOTION to approve the Operator's License Applications filed by Catrina Sackett, an employee at the Abbey Resort, and Nicole Carroll, an employee at Fontana Corner Market, and the MOTION carried without negative vote.

Spadoni/Kenny 2<sup>nd</sup> made a MOTION to refer the Operator's License application filed by Julia N. Wilear to the Protection Committee for a recommendation, and the MOTION carried without negative vote.

#### **Approval to Hire Part-Time Officer From the PFC List**

Chief Olson stated that the Protection Committee authorized the hiring of two of the candidates from the Police and Fire Commission list of candidates. Chief Olson stated that he would like the Village Board members to consider conditionally approving the hiring of the primary candidate,

Catherine Tietz, and approving the backup candidate, William T. Rice, with the provision that both candidates are approved in the required secondary screening by the Police and Fire Commission. Chief Olson stated that both candidates are certified police officers. Chief Olson stated that if the hiring of Tietz does not work out, the part-time position will be offered to Rice. Spadoni/Kenny 2<sup>nd</sup> made a MOTION to authorize the hiring for a part-time police officer position the primary candidate, Catherine Tietz, and the backup candidate, William T. Rice, with the condition that both candidates are approved in a required secondary screening by the Police and Fire Commission. The MOTION carried without negative vote.

#### **Public Works – Trustee Petersen**

##### **Alliant Lease Agreement – Tabled 12/1/08, 1/5/09 & 2/2/09**

Thorpe stated the negotiations for an acceptable agreement are still not resolved, and there are one or two items that may be deal breakers. At this point, if a lease is worked out it would not begin until winter 2009. Thorpe stated that the matter should be resolved one way or the other by next month.

##### **Amended Amendments to VOF/VOW Emergency Water Service Agreement**

The Village of Walworth approved the proposed amendments to the Reciprocal Emergency Water Service Agreement that were previously approved by the Fontana Village Board in November 2008 with additional language in the last paragraph. The additional language approved by the Walworth Village Board states, “due to an emergency or planned maintenance to one of the parties.” Spadoni/O’Connell 2<sup>nd</sup> made a MOTION to approve the amended amendments to the Village of Fontana/Village of Walworth Reciprocal Emergency Water Service Agreement as presented, and the MOTION carried without negative vote.

##### **Recent Incident and Worker’s Compensation Claim**

A worker’s compensation insurance claim has been filed for the Village of Fontana street department employee who suffered head and spinal injuries in an accident while driving a Village plow truck on Second Avenue at Valley View Drive on Saturday morning, February 21, 2009.

##### **Approval of Ruckert-Mielke Proposal for Sauganash Drive**

The proposed contract is on a time and materials basis for an estimated \$50,000 to \$60,000. In response to a question, Hayden-Staggs stated that the street reconstruction and utility lines are in the current budgets; however, the storm water sewer portion of the engineering contract is not included. The Storm Water subcommittee is scheduled to meet on Friday, March 13, 2009 at 9:00 am to further consider the creation of a storm water district. Spadoni stated that he was concerned that page 3 of the proposed contract references Standard Terms and Conditions dated December 7, 2000, and he requested that staff make sure the date is correct.

Spadoni/Turner 2<sup>nd</sup> made a MOTION to approve the proposal for professional engineering services for the Sauganash Drive Utility and Street Reconstruction project as presented, with the condition that the reference to Standard Terms and Conditions dated December 7, 2000 is verified by staff. The MOTION carried without negative vote.

##### **Reconstruction Project Stimulus Application Update**

Hayden-Staggs stated that the Village received a message that local municipalities did not fair well with the available funds from the State DOT.

##### **New Employee Hiring Process Update**

Petersen stated that the interview committee selected an individual for the open position following the interview process. Petersen stated that the committee recommended hiring Kevin Kohley on a seasonal, part-time basis to fill in for the retired Paul Blain and for the other full-time Street Department employee who will be out of work for several months because of the plow truck accident.

Spadoni/Turner 2<sup>nd</sup> made a MOTION to hire Kevin Kohley on a seasonal, part-time basis with the Village of Fontana Department of Public Works, and the MOTION carried without negative vote.

##### **Stormwater Advisory Committee Update**

President Petersen stated that the committee met and discussed the storm water runoff problem

areas in the Village and questions concerning the creation of a storm water utility district. The next meeting is scheduled for Friday, March 13, 2009 at 9:00 am.

#### **Timber Trail Payment Recommendation No. 5**

The Village engineer recommended approval of the \$179 pay order submitted by Reesman's Excavating & Grading, Inc., for the Timber Trail Drive and Indian Hills Road Reconstruction contract.

Turner/Spadoni 2<sup>nd</sup> made a MOTION to approve the \$179 pay order submitted by Reesman's Excavating & Grading, Inc., for the Timber Trail Drive and Indian Hills Road Reconstruction contract as recommended, and the MOTION carried without negative vote.

#### **Construction Project Updates**

President Petersen stated that there has been some work completed on installing the new street lights on Third Avenue and Kinzie Avenue, but there has not been much other activity during the winter months.

#### **Ruekert-Mielke GIS Proposal**

Hayden-Staggs stated that there is \$19,000 in the Village budget and \$19,000 in the Utility budget to fund the Geographical Information Systems web application. Spadoni stated that he has some concerns with the proposal and asked if there was a need to act on the proposal that night.

Spadoni/President Petersen 2<sup>nd</sup> made a MOTION to table the item, and the MOTION carried without negative vote.

#### **CDA – Trustee Turner**

##### **Third Avenue Payment Recommendation No. 6**

Turner stated that the Village engineer recommended approval of the \$58,336 pay order submitted by Mann Brothers, Inc. for the Third Avenue Project contract.

Turner/Spadoni 2<sup>nd</sup> made a MOTION to approve the \$58,336 pay order submitted by Mann Brothers, Inc. for the Third Avenue Project contract as recommended, contingent on approval by the CDA Board, and the MOTION carried without negative vote.

##### **Kinzie Avenue Reconstruction Payment Recommendation No. 5**

Turner stated that the Village engineer recommended payment of the \$9,090 pay order submitted by Odling Construction for the Kinzie Avenue Reconstruction contract.

Turner/O'Connell 2<sup>nd</sup> made a MOTION to approve the \$9,090 pay order submitted by Odling Construction for the Kinzie Avenue Reconstruction contract as recommended, contingent on approval by the CDA Board, and the MOTION carried without negative vote.

#### **2009 Project Plan**

Turner stated that the CDA is planning to slow down on completing the remaining projects in the TID Project Plan. Turner stated that the Village has 27 years to retire the TID and complete the Project Plan. Turner stated that the CDA will be reviewing TID increment projections and finalizing the 2009 Budget and Project Plan at its meeting Wednesday, March 4, 2009.

#### **Lakefront and Harbor – Trustee O'Connell**

##### **Request to Direct Committee to Reconsider Commercial Launch Rate**

O'Connell/Spadoni 2<sup>nd</sup> made a MOTION to direct the Lakefront and Harbor Committee to reconsider the commercial launch rate for the 2009 season, and the MOTION carried without negative vote.

#### **Finance Committee**

##### **Monthly Meeting Thursday, March 26, 2009 at 5:00 pm**

Hayden-Staggs stated that the Finance Committee did not meet in February. The Finance Committee will be reviewing the Village's Cost Recovery Ordinance, the 2009 Utility Budget and the Village's Financial Control Policy at the March 26, 2009 meeting.

#### **Park Commission – Trustee Lewis**

**Park Permit Application Amendment to Authorize Beer and Wine Consumption at Special Events at Duck Pond Pavilion and Related Ordinance Amendment to Chapter 42-7**

The Park Commission recommended approval of amendments made to the Park Permit Application that allow for beer and wine consumption permits for events at the Duck Pond Pavilion. Spadoni stated that the amended application would be clearer if the clause concerning the required \$150 fee and \$150 deposit for beer and wine consumption were amended to read: a permit for consuming beer and/or wine at Duck Pond Pavilion events requires a total fee of \$300, which includes a \$150 refundable deposit.

Spadoni/O'Connell 2<sup>nd</sup> made a MOTION to approve the amended the Park Permit Application as recommended by the Park Commission with the clause concerning the required \$150 fee and \$150 deposit for beer and wine consumption amended to read: a permit for consuming beer and/or wine at Duck Pond Pavilion events requires a total fee of \$300, which includes a \$150 refundable deposit. The MOTION carried without negative vote.

Section 42-7 of the Municipal Code has to be amended to allow for the consumption of beer and wine at permitted events at the Duck Pond Pavilion.

Spadoni/Turner 2<sup>nd</sup> made a MOTION to approve Ordinance 03-02-09-01 as presented, and the MOTION carried without negative vote.

**Green Space Manager RFPs Submitted by Roy Diblik and EC3 Environmental Consulting Group, Inc. (Adam Ingwell)**

The Park Commission recommended approval of the RFP submitted by Roy Diblik. Diblik will contract the services of EC3 Environmental Consulting Group if necessary to complete work that the Village Department of Public Works crew is not qualified or equipped to complete.

Spadoni/Turner 2<sup>nd</sup> made a MOTION to approve the RFP submitted by Roy Diblik as recommended, and the MOTION carried without negative vote.

**Temporary Liquor License/Park Permit Application Filed by Park Commission for Pig in the Park Event Saturday, September 5, 2009**

The second annual Pig in the Park fund-raising event is being planned for Saturday, September 5, 2009 in Reid Park.

Spadoni/Kenny 2<sup>nd</sup> made a MOTION to approve the Temporary Liquor License application and the Park Permit application filed by the Park Commission for the second annual Pig in the Park fund-raising event in Reid Park on Saturday, September 5, 2009, with the fee waived for the liquor license. The MOTION carried without negative vote.

**F/W WPCC – Trustee Petersen**

**2030 Projection Update**

President Petersen stated that a letter written by Director of Public Works Craig Workman that estimates the expected 2030 flows for the Village of Fontana will be submitted to the commission. The letter states that the project has been complicated by the unusually high solids and BOD concentrations experience in the collection system as measured by the commission at the wastewater treatment facility.

Spadoni/Kenny 2<sup>nd</sup> made a MOTION to approve the submittal of the letter written by Director of Public Works Craig Workman that estimates the expected 2030 flows for the Village of Fontana to the Fontana/Walworth Water Pollution Control Commission, and the MOTION carried without negative vote.

**Possible Capacity Purchase**

President Petersen stated that it is likely that the Village will have to purchase capacity back from the Kikkoman Food Corporation for over \$500,000.

**Environmental Committee – Trustee Kenny**

**Burn Requests Filed by Jim Cogan, Arrowhead Drive Lot, and Pheasant Ridge Association, Retention Pond Area**

The Village received two requests for the Fire Department to conduct controlled burns on a vacant lot off Arrowhead Drive and in the retention pond area of the Pheasant Ridge subdivision.

Environmental Committee Chairman Pat Kenny signed off on the requests with the conditions that

Section 34-3 of the Municipal Code is adhered to and that the applicants pay for associated expenses incurred by the Fire Department. The requests were referred to Fire Chief Wolfgang Nitsch for review and it determine associated costs. Spadoni then made a motion that was seconded by Kenny to table the requests until the expenses are estimated by the Fire Chief Nitsch and the applicants are contacted for confirmation that they will pay for the related expenses. After is was pointed out that those conditions already are included in the Municipal Code, the Village Board members decided that approval was not required and the applicants should just be informed in order to be issued a burning permit that they have to follow the guidelines of the Municipal Code and pay for the related expenses. Spadoni and Kenny then withdrew the motion to table the item.

### **Joint Services Ad Hoc Committee – Administrator Hayden-Staggs**

#### **Fire and Rescue Paid On Premises**

Hayden-Staggs stated that she was not able to attend that last meeting and she has not been informed if the committee needs more information from the Village of Fontana at this time. Hayden-Staggs stated that Village staff members have received a lot of recent inquiries on the status of the investigation to consolidate fire and rescue services and to open a joint paid on-premises joint department. Hayden-Staggs stated that although a motion was approved on December 1, 2008 to establish target dates, no proposal is a “done deal” at this time. A mutually acceptable agreement has to be drafted and approved by the Village Board.

#### **Fire and Rescue Consolidation**

Hayden-Staggs stated that the Village of Fontana has submitted a complete inventory of its Fire Department and Rescue Squad equipment. President Petersen stated that more inventory information is still needed from the Village of Walworth and an independent appraiser will be providing a financial analysis of both department inventories. O’Connell stated that the value of the equipment owned by the Walworth Fire Department still has to be determined. The cost to have a legal review of the preliminary intergovernmental draft agreement conducted by a mutually acceptable attorney will be presented for consideration at the April 6, 2009 Village Board meeting.

#### **Municipal Court Consolidation**

The committee also is investigation the consolidation of municipal courts.

### **Announcement for Board of Trustees to Consider Going Into Closed Session**

President Petersen/Spadoni 2<sup>nd</sup> made a MOTION for the Village Board to go into closed session at 7:32 pm pursuant to Chapter 19.85 (1) (g) Wis. Stats. to confer 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 the Century Fence Beach Fence Contract, Wilkinson Claims and Lake Geneva Yacht Club Claim, and the roll call vote followed:

Turner – Yes

O’Connell – Yes

Spadoni – Yes

President Petersen – Yes

Kenny – Yes

Lewis – Yes

The MOTION carried on a 6-0 vote.

### **Adjournment of Closed Session**

Spadoni/O’Connell 2<sup>nd</sup> made a MOTION to adjourn the closed session of the Village Board at 7:53 pm and to reconvene in open session and the MOTION carried without negative vote.

### **Pending Item for Future Agendas**

1. Fontana Fen Property Line Delineation

### **Adjournment**

Spadoni/O’Connell 2<sup>nd</sup> made a MOTION to adjourn the Village Board meeting at 7:53 pm, and the MOTION carried without negative vote.

Minutes prepared by: Dennis L. Martin, 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: 4/6/09