

**VILLAGE OF FONTANA ON GENEVA LAKE**  
**WALWORTH COUNTY, WISCONSIN**  
**(Official Minutes)**  
MONTHLY MEETING of the VILLAGE BOARD OF TRUSTEES  
**Monday, June 5, 2017**

Clerk Theresa Loomer 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, Trustee O'Neill (arrived at 6:11 pm)

**Trustees Absent:** President Kenny, Trustee McGreevy

**Also Present:** Police Chief Jeff Cates, Merilee Holst, Clerk Theresa Loomer, Administrator Dennis Martin, DPW Manager Brett McCollum, Pete Novak, Treasurer Scott Vilona

**Elect President Pro-Tem**

Trustee Prudden/Trustee Petersen 2<sup>nd</sup> nominated Trustee Pappas as the Elect President Pro-Tem, and the MOTION carried without negative vote.

**Visitors Heard**

None

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

Trustee Petersen/Trustee Prudden 2<sup>nd</sup> 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**

Since Julie Olson called in sick, Martin stated there may be a couple regular monthly bills that will need to be included such as the WE Energies bill.

Trustee Petersen/Trustee Livingston 2<sup>nd</sup> made a MOTION to approve payment of the Village and Utility payable list, as presented, and any additional regular monthly bills, and the MOTION carried without negative vote.

**General Business**

**Annual Liquor Licenses Renewals**

Steve Fairchild did not submit a liquor license renewal application for the 2017-18 year for SteveO's, LLC, which makes one "Class B" liquor license available to be granted by the Village Board. All inspections have been completed by the Police, Fire and Building Inspector Departments and all Seller's Permit have been verified with the state and are active and in good standing.

**Abbey Harbor Yacht Club, Inc., located at 271 Fontana Boulevard, RENEWAL CLASS "B" BEER license.**

There were no concerns with any of the renewal inspections.

Trustee Petersen/Trustee Livingston 2<sup>nd</sup> made a MOTION to approve the renewal of the Class "B" Beer License, with the condition that any concerns noted in the annual inspections are addressed and that the Seller's Permit is active and in good standing. The MOTION carried without negative vote. Trustees Prudden abstained.

**Abbey Provident Hotel Manager, LLC for the premises located at 269 Fontana Boulevard, d/b/a The Abbey Resort & Fontana Spa, RENEWAL CLASS "B" BEER and "CLASS B" LIQUOR license.**

The fire inspection documented that the Abbey Resort is in the process of correcting an exit issue from the Waterfront restaurant and several other minor issues, none of which should affect their ability to obtain a liquor license.

Trustee Prudden/Trustee Petersen 2<sup>nd</sup> made a MOTION to approve the renewal of the Class “B” Beer and “Class B” Liquor License, with the condition that any concerns noted in the annual inspections are addressed and that the Seller’s Permit is active and in good standing. The MOTION carried without negative vote.

**Abbey Springs, Inc., located at 1 Country Club Drive, RENEWAL CLASS “B” BEER and “CLASS B” LIQUOR license.**

The police inspection noted two separate instances of employees consuming alcohol while working within the kitchen area. On two separate occasions, employees left Abbey Springs intoxicated and were involved in motor vehicle accidents where they were arrested for OWI. The employees brought in alcohol from outside of the establishment and consumed it within the confines of the premise. The owner and manager have been made aware of the situations and are taking steps to prevent it from reoccurring.

Trustee Petersen/Trustee Prudden 2<sup>nd</sup> made a MOTION to approve the renewal of the Class “B” Beer and “Class B” Liquor License, with the condition that any concerns noted in the annual inspections are addressed and that the Seller’s Permit is active and in good standing. The MOTION carried without negative vote.

**Big Foot Country Club, Inc., located at 770 Shabbona Drive, RENEWAL CLASS “B” BEER and “CLASS B” LIQUOR license.**

There were no concerns with any of the renewal inspections.

Trustee Petersen/Trustee Livingston 2<sup>nd</sup> made a MOTION to approve the renewal of the Class “B” Beer and “Class B” Liquor License, with the condition that any concerns noted in the annual inspections are addressed and that the Seller’s Permit is active and in good standing. The MOTION carried without negative vote.

**Chucks Lakeshore Inn, Inc., P.O. Box 170, located at 352 Lake Street, RENEWAL CLASS “B” BEER and “CLASS B” LIQUOR license.**

There were no concerns with any of the renewal inspections.

Trustee Livingston/Trustee Prudden 2<sup>nd</sup> made a MOTION to approve the renewal of the Class “B” Beer and “Class B” Liquor License, with the condition that any concerns noted in the annual inspections are addressed and that the Seller’s Permit is active and in good standing. The MOTION carried without negative vote.

**Country Club Estates Golf Association, located at 365 Pottawatomi Drive, RENEWAL CLASS “B” BEER and “CLASS C” WINE license.**

There were no concerns with any of the renewal inspections.

Trustee Prudden/Trustee Livingston 2<sup>nd</sup> made a MOTION to approve the renewal of the Class “B” Beer and “Class C” Wine License, with the condition that any concerns noted in the annual inspections are addressed and that the Seller’s Permit is active and in good standing. The MOTION carried without negative vote.

**Fontana Shell Mart, Inc., W3323 Lake Forest Lane, Lake Geneva, WI 53147, d/b/a Fontana Mart, Inc., located at 286 Valley View Drive, Fontana, WI, 53125, RENEWAL CLASS “A” BEER and “CLASS A” LIQUOR license.**

There were no concerns with the fire inspection report but the police report noted that during the inspection one of the employees that had been working alone did not possess a valid operator’s license and the only currently licensed operator is the agent. They were also warned to frame their Village of Fontana Liquor License which is required by state statute.

Trustee Prudden/Trustee Livingston 2<sup>nd</sup> made a MOTION to approve the renewal of the Class “A” Beer and “Class A” Liquor License, with the condition that any concerns noted in the annual inspections are addressed and that the Seller’s Permit is active and in good standing. The MOTION carried without negative vote.

**Gordy’s Boat House, Inc., located at 320, 336 & 342 Lake Street, RENEWAL CLASS “B” BEER and “CLASS B” LIQUOR license.**

There were no concerns with the fire inspection but it was noted in the police inspection that while the premise map includes the piers and water in front of the business, it is not visible to servers and cannot be easily monitored. Either the piers and waters should not be included in the premise map, or a licensed operator should be stationed to monitor the area. Additional "No alcoholic beverages beyond this point" sign will also be posted at exit points within the outdoor dining area.

Trustee Livingston/Trustee Prudden 2<sup>nd</sup> made a MOTION to approve the renewal of the Class "B" Beer and "Class B" Liquor License, with the condition that any concerns noted in the annual inspections are addressed and that the Seller's Permit is active and in good standing. The MOTION carried without negative vote.

**Gordy's Boat House, Inc., located at 341 Lake Street, RENEWAL CLASS "B" BEER and "CLASS C" WINE license.**

The Surf Shack does not open until June 16, 2017 and inspections will be completed at that time. Based on past inspections, no major issues are anticipated.

Trustee Prudden/Trustee Livingston 2<sup>nd</sup> made a MOTION to approve the renewal of the Class "B" Beer and "Class C" Wine License, with the condition that any concerns noted in the annual inspections are addressed and that the Seller's Permit is active and in good standing. The MOTION carried without negative vote.

**Lake Geneva Yacht Club, located at 1250 South Lakeshore Drive, RENEWAL CLASS "B" BEER license.**

There were no concerns with any of the renewal inspections.

Trustee O'Neill/Trustee Livingston 2<sup>nd</sup> made a MOTION to approve the renewal of the Class "B" Beer License, with the condition that any concerns noted in the annual inspections are addressed and that the Seller's Permit is active and in good standing. The MOTION carried without negative vote.

**Novaks' of Fontana, LLC for the premises located at 158 Fontana Boulevard, d/b/a Novaks', RENEWAL CLASS "B" BEER and "CLASS B" LIQUOR license.**

The fire inspection report noted that all emergency lighting does not work, that there is a missing piece of duct work from the furnace which may allow carbon monoxide in, and the flat top grill has no hood over it for fire protection. All of these concerns have been documented several times in past reports. The police report notes a discussion regarding outdoor dining hours after a warning was issued after subjects were found seated in the outdoor dining section with alcoholic beverages after 11:00pm. The report indicates the business owner now has a clear understanding of the ordinance.

Trustee O'Neill/Trustee Petersen 2<sup>nd</sup> made a MOTION to approve the renewal of the Class "B" Beer and "Class B" Liquor License, with the condition that the fire inspection concerns are addressed and that the Seller's Permit is active and in good standing. The MOTION carried without negative vote.

**Pie High Pizza, LLC., for the premises located at 441 Mill Street, ORIGINAL Class "B" BEER, "CLASS B" LIQUOR and "CLASS C" WINE license.**

Due to the applicant/business owner not being present to provide requested information on the current license in effect for 441 Mill Street, and incomplete premises inspections which have several items that need to be addressed, Martin requested that the application be tabled until the next Village Board meeting. Steve Fairchild has informed the Village he will not be renewing the liquor license currently issued for the premises, so John Karabas has applied to have the licenses issued back to his Seller's Permit.

Trustee Petersen/Trustee Livingston 2<sup>nd</sup> made a MOTION to table the Original liquor license application filed by John Karabas for Pie High Pizza, LLC, for the premises located at 441 Mill Street, Original Class "B" Beer, "Class B" Liquor and "Class C" Wine license application, and the MOTION carried without negative vote.

**Approval of Operator's Licenses for 2017-2018**

Trustee Livingston/Trustee Prudden 2<sup>nd</sup> made a MOTION to approve the Renewal and New Operator License applications filed for the 2017-2018 license year by Abbey Harbor Yacht Club employees Michelle Arntz, Lindsay Worland; Abbey Provident Hotel Manager employees Tim Atherden, Jack Beals, Jayne Brown, Aleiaha Bugella-Hastings, Arthur Conrad, William Dalzell, Kari

Gottman, Kristine Granahan, Alyssa-Ashley Hastings, Jonathan Hernandez, Irena Kazaniwskyj, Toni Koutnik, Jacquelyn Kroner, Darryl Lonzeaga, Laura Malone, Penny Martin, Matthew Marzahl, Abigail Mercado, Anthony Nottolini, Adeana Rodriguez, Maya Rodriguez, William Roman, Richard Selvey, Adrienne Somerville, Jessica Torres, Lori Tylkowski, Lydia Valenzuela, Taylor Wegster Donald Winkler; Abbey Springs employees Michelle Brassel, Brian Braun, Becky Brunner, Daniel Dlabal, Jessica Gregg, Jared Hocker, Rebecca Hogland, Avemarie Holtzman, Katie Nagel, Jacqueline Radtke, Jennifer Ratcliff, Mackenzie Sax, Cindy Tabor-Rogers, Scott Vandyke; Big Foot Country Club employees Tabitha Bolding, Lon Gellerman, Pamela Keeler, Eric Stauffacher; Chuck's Lakeshore Inn employees Jack Brown, Michael Brown, Kyle Cairns, Keith Edwards, John Friestad, Julie Friestad, Roy Hanson, Julie Iernomo, May Manley, Jacob McHugh, Bonnie Millar, Rebecca Millar, Sarah Oglesby, Danielle Walbrandt; Country Club Estates employee Jack Kaye; Gordy's employees Kelley Bergmann, Frank Blum, Jordan Bradford, Heather Bucaro, Nathan Halverson, Henry Johnson, Michael Loporchio, Ryan Matthews, Sophia McKeehan, Haley Menning, Renee Pihl, Karin Slayton, Colleen Trybula; Lake Geneva Yacht Club employees Christopher Brogan, Thomas Dace; Novak's employees Arris Haman, Rio Haman; Pie High Pizza employees Adriana Garcia, Rachel Myers, Nelson Tovar. The MOTION carried without negative vote.  
Trustee Petersen/Trustee Prudden 2<sup>nd</sup> made a MOTION to deny the Operator's License applied for by Abbey Springs employee Rachele Mackie, and the MOTION carried without negative vote.

#### **Temporary Operator License Application for Lisa Sharpe for Rock the Lake Event**

Trustee O'Neill/Trustee Livingston 2<sup>nd</sup> made a MOTION to approve the Temporary Operator License Application filed by Lisa Sharpe for Rock the Lake Event on July 15, 2017, and the MOTION carried without negative vote.

#### **Water Rate Building Permit Charge Amendment**

At the last annual audit staff was informed that the actual expense must be charged and not a flat rate. The water connection fee has been changed from a flat fee of \$800 to \$50 an hour when applicable.

Trustee Petersen/Trustee Livingston 2<sup>nd</sup> made a MOTION to approve Ordinance 060517-01, and the MOTION carried without negative vote.

#### **Road Reconstruction and Drainage Contract Bid Approval**

Bids were received for the road reconstruction and drainage improvement projects for Country Club Estates and Indian Hills storm water project. The lowest bidder was Super Excavators, Inc. for the amount of \$2,211,050 and is recommended for approval by the village engineers.

Trustee O'Neill/Trustee Livingston 2<sup>nd</sup> made a MOTION to approve Super Excavators, Inc., for the Road Reconstruction and Drainage Contract project in the amount not to exceed \$2,211,050, and the MOTION carried without negative vote.

#### **DPW Utility Cart Purchase Approval**

A quote for a fully equipped Defender DPS HD5 utility cart was received from Nielsen Enterprises in the amount of \$11,397.41. The apparatus will replace the golf cart and will be more versatile for park maintenance duties.

Trustee Prudden/Trustee O'Neill 2<sup>nd</sup> made a MOTION to approve the purchase of the DPW utility cart, as presented, in an amount not to exceed \$11,397.41, and the MOTION carried without negative vote.

#### **Reid Park Tree Purchase Approval**

At last week's Village Board meeting staff was instructed to consult additional landscape companies regarding the purchase and planting of new trees in Reid Park. Martin presented the quote from Gro Horticultural Enterprises, Inc. in the amount of \$22,800 which is very comparable and slightly higher than the quote received from Balanced Environments, Inc. in the amount of \$22,075. Merilee Holst posed questions about the one-year warranty and stated she called around to local landscapers/arborists for quotes. Both bids have a one-year guarantee included. The additional year guarantee will be referred back to the Park Commission for further review.

Trustee Prudden/Trustee Livingston 2<sup>nd</sup> made a MOTION to approve the proposal submitted by Balanced Environments, Inc., as recommended by the Tree Board, with a one-year warranty, in an

amount not to exceed \$22,075, and the MOTION carried without negative vote.

**Adjournment**

Trustee O'Neill/Trustee Petersen 2<sup>nd</sup> made a MOTION at 6:23 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: 07/10/2017