

VILLAGE OF FONTANA ON GENEVA LAKE
WALWORTH COUNTY, WISCONSIN
(Official Minutes)
MONTHLY MEETING of the VILLAGE BOARD OF TRUSTEES
Monday, August 5, 2013

Village President Arvid Petersen 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 Bill Gage, President Arvid Petersen, Tom McGreevy, Pat Kenny, Rick Pappas, Cindy Wilson, George Spadoni

Also Present: Ron Adams, Dennis Barr, Greg Blizard, Jade Bolack, Cameron Brown, Courtney Castelein, Administrator/Treasurer Kelly Hayden, Merilee Holst, Al Kaminski, Jon Kemmett, Library Director Nancy Krei, Larry Larkin, Clerk Dennis Martin, Assistant Zoning Administrator Bridget McCarthy, Jerry Mortier, Police Chief Steve Olson, Ed Snyder, Jennifer and Joseph Special, Dale Thorpe

Visitors Heard

None

Announcements

1. CDA Monthly Meeting Date – **Wednesday, August 7, 2013, 6:00 pm**
2. Fontana/Walworth Water Pollution Control Commission Meeting – **Tuesday, August 13, 2013, 7:30 pm**
3. GLLEA Monthly Board Meeting – **Wednesday, August 14, 2013, 10:00 am**
4. Plan Commission Staff Meeting – **Wednesday, August 14, 2013, 1:00 pm**
5. 2013 Board of Review – **Thursday, August 15, 2013, 1:00 pm**
6. Finance Committee Meeting – **Thursday, August 15, 2013, 6:00 pm**
7. GLEA Board Meeting – **Thursday, August 15, 2013, 7:00 pm**
8. Protection Committee Meeting – **Monday, August 19, 2013, 6:00 pm**
9. Library Board Meeting – **Wednesday, August 21, 2013, 11:00 am**
10. Park Commission Meeting – **Wednesday, August 21, 2013, 6:00 pm**
11. Plan Commission/Joint ETZ Committee Meeting – **Monday, August 26, 2013, 5:30 pm**
12. Lakefront and Harbor Committee Meeting – **Wednesday, August 28, 2013, 4:30 pm**
13. Pig in the Park Fund-Raising Event in Reid Park – **Saturday, August 31, 2013, 4:00 pm**

Approval of Village Board Minutes

Trustee Spadoni/Trustee Gage 2nd made a MOTION to approve the minutes for the meetings held July 1 and 22, 2013, as presented, and the MOTION carried without negative vote.

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

The June 2013 reports were distributed and reviewed by the Finance Committee.

Trustee Spadoni/Trustee Kenny 2nd made a MOTION to approve the reports as distributed and to place them on file for the annual audit, and the MOTION carried without negative vote.

Approval of Village and Utility Payables

An additional payable was submitted for the refund of a \$150 security deposit to Mary McDevitt for an event held August 3, 2013 at the Duck Pond Pavilion.

Trustee Spadoni/Trustee Gage 2nd made a MOTION to approve the payables as submitted and presented at the meeting, and the MOTION carried without negative vote.

General Business/Administrator's Report – President Petersen/Administrator-Treasurer Hayden

Rescue Squad Proclamation

President Petersen read the following Fontana Rescue Squad Appreciation Proclamation into the record and presented individual copies of the Proclamation to all of the Rescue Squad members present at the meeting: “**Whereas**, The Village of Fontana Rescue Squad has provided first-rate, efficient and dependable emergency medical services to the Village and surrounding area for many decades; and **Whereas**, the Rescue Squad plays an essential role in safeguarding the health and

wellbeing of the Village of Fontana citizens and visitors; and **Whereas**, the volunteer members of the Fontana Rescue Squad sacrifice their personal time by committing to ongoing professional training and responding to emergency calls for service; and **Whereas**, the men and women of the Fontana Rescue Squad unceasingly provide a vital public service and it is important that all citizens know and understand the duties, responsibilities, and sacrifices of their volunteer emergency services providers; and **Whereas**, the men and women of the Fontana Rescue Squad have displayed a tremendous spirit of cooperation working with the Village officials to address the growing demand for services and manpower availability issues; and **Whereas**, this spirit of cooperation has led to the consolidation of the Rescue Squad with the Fontana Fire Department to create the new Fontana Fire and Rescue Department; Now, therefore, I, Arvid Petersen, Village President of the Village of Fontana, call upon all citizens of the Village of Fontana to recognize and pay respect to the volunteer Rescue Squad officers and members for their unrelenting spirit of community service and selflessness in light of the recent managerial and operational changes made to ensure the continuation of first-rate emergency services 24 hours a day throughout the year.”

Paratech Update

Hayden stated that copies of the contract between the Village of Fontana and Paratech Ambulance Service were distributed and service is scheduled to commence Monday, August 12, 2013.

Ordinance Revision Chapter 34

Village Attorney Dale Thorpe stated that the amendments approved at the special meeting held July 22, 2013 to revise the Chapter 34 Fire Prevention and Protection ordinance require a few minor changes. The ordinance was amended July 22, 2013 to reflect the reorganization of the Fire Department and Rescue Squad into one consolidated department. Thorpe stated that the first section, Election of Officers, was amended to reflect that there will be two Fire Operation Assistant Chiefs, one Deputy Chief for Rescue Operations, four Captains, and one Fire Department Secretary. The second section, Assistant Chiefs and Deputy Chief, was amended to change the treasurer position, which is not necessary, to secretary. Thorpe stated that the Discipline of Members or Officers section also was amended to authorize the Village Board to make final determinations on discipline recommendations for removal, and the Fire Chief for suspensions of up to 30 days. Trustee Spadoni/Trustee Kenny 2nd made a MOTION to approve Ordinance 08-05-13-01, revising Chapter 34 of the Municipal Code, as presented, and the MOTION carried without negative vote.

Lions Club Storage at DPW Garage

Street Department Director Ron Adams stated that he talked to Big Foot Lions Club member Andy Pearce, who indicated the club would like authorization to park its eight trailers at the DPW site when they are not in use at events. Trustee Kenny stated that the trailers had been parked on a local farm that is no longer available. Adams stated that there are two long trailers and six small trailers and they will all fit in the area adjacent to the Dumpster site. Adams stated it will not cause a problem and there is plenty of room for the trailers. The Village Board authorized the proposal, with the exact location under the direction of Adams, as long as there is adequate space available. Trustee McGreevy/Trustee Gage 2nd made a MOTION to authorize the temporary storage of the Big Foot Lions Club event trailers at the Village Department of Public Works site, with the exact location under the direction of Street Department Director Ron Adams. The MOTION carried without negative vote.

Lions Club Request for Pavilion Extension in Reid Park

Trustee Kenny stated that the Big Foot Lions Club would like to construct a patio surface with a freestanding roof to match the Reid Park Pavilion roofline on the east side of building in the area that is used for dinner service at the annual Lobster Boil and Streak Fry. Kenny stated that the plan is to match the roof line of the pavilion, but the patio area would not be connected to the building and there would be no walls. Kenny stated that when the patio area is not being used for an event, there could be picnic tables placed there for use by park visitors. Kenny stated that the Lions Club would fund the project and the members will supply the labor. Wilson stated that the proposal should be reviewed by the Park Commission and the Lions Club should use the construction plans for the Reid Park Pavilion for the architecture and design elements of the new patio area. Petersen stated that if the freestanding roof matches the architecture of the pavilion he has no concerns with the proposal.

Trustee McGreevy/Trustee Gage 2nd made a MOTION to approve the proposal by the Big Foot Lions Club to construct a patio area with a freestanding roof to match the Reid Park Pavilion style and architecture, to be located off the east end of the building, with the condition that the final plans are reviewed and approved by the Park Commission. The MOTION carried without negative vote.

2013 Boat Show Request for Police Officer Assistance Sept. 28 and 29, 2013

Larry Larkin, a member of the Blackhawk Chapter of the Antique and Classic Boat Society, Inc., stated that the organizers of the annual boat show at the Abbey marina would like to again request the assistance of a Village of Fontana police officer to direct traffic and assist people crossing the street at the entrance to the marina on Saturday, September 28, 2013 from 10:00 am to 5:00 pm and Sunday, September 29, 2013 from 10:00 am to 3:00 pm. Larkin stated that the police officer was a big help at last year's event.

Trustee Kenny/Trustee Gage 2nd made a MOTION to authorize the assistance of a Village of Fontana police officer to direct traffic and assist people crossing the street at the entrance to the Abbey Marina on Saturday, September 28, 2013 from 10:00 am to 5:00 pm and Sunday, September 29, 2013 from 10:00 am to 3:00 pm. The MOTION carried without negative vote.

Deer Bow Hunting Resolution

The resolution to authorize specific village property owners to participate in the 2013 deer bow hunting season was reviewed without concern by the Protection Committee. Most of the property owners have submitted the required written authorization for the Village to allow deer hunting on their parcels, but there are still a few that have not been turned in. Two Village of Fontana parcels at the Duck Pond that were included in the original resolution several years ago when more restrictive gun hunting was conditionally authorized on some of the parcels, were inadvertently included that last two years; however, they were removed from this year's resolution.

Trustee Spadoni/Trustee Pappas 2nd made a MOTION to approve Resolution 08-05-13-01, authorizing specific Village property owners to participate in the 2013 deer bow hunting season, as presented, and the MOTION carried without negative vote.

Operator's License Application Filed by Kelli Bonkoski (Steve O's Park Place Lounge)

There were no concerns in the required background check.

Trustee Spadoni/Trustee Kenny 2nd made a MOTION to approve the Operator's License application filed by Kelli Bonkoski, and the MOTION carried without negative vote.

Reschedule Monthly Meeting for September 2013 – Labor Day Conflict

Trustee Spadoni/Trustee McGreevy 2nd made a MOTION to reschedule the September 2013 monthly meeting to Monday, September 9, 2013 beginning at 6:00 pm, and the MOTION carried without negative vote.

League Conference October 16 to 18, 2013 in Green Bay

The program schedule has not yet been posted; however, early registration is open for the 115th annual League of Wisconsin Municipalities Conference to be held in Green Bay October 16 to 18, 2013. A discounted fee is available if registration is made prior to September 15, 2013.

August 15th Equalized Value Report

Hayden stated that the initial report released by the Wisconsin Department of Revenue shows a 3 percent decrease in the total equalized value of the Village; however, because the village assessor over-estimated the value of the Tax Incremental Financing District on the preliminary summary report, there will be a 21 percent decrease in the TID this year.

Letter Received Regarding Fourth of July Fireworks

The Village received a letter dated July 7, 2013 from property owner Daniel Maus with regard to the Fourth of July fireworks display and the expenses incurred by the Village for setup and cleanup work. Maus states in the letter that his questions about why the Village spends so much to stage the fireworks, and what do the residents and taxpayers benefit from the expenses, remain unanswered.

Public Works – Trustee McGreevy

Utility/Street Employee Hiring Recommendation

McGreevy stated that the Village Board approved a motion at the July 1, 2013 monthly meeting to direct the Village attorney to review the hiring proposal for a new DPW employee to work in the Utility and Street Departments and determine if the village is required to post a notice and advertise for candidates for the new job opening, and if it is not necessary, the job position should be formally offered to the candidate recommended by Utility Director Dennis Barr and the Public Works Committee; or if it is determined the new job opening must be posted and advertisements placed for candidates, staff should commence with the hiring process. McGreevy stated that Thorpe distributed a letter dated August 2, 2013 that states the Village is not required to post, internally or externally, or to publish an open job position, even if it is a union position. Thorpe stated that there may be benefits to the Village in posting or publishing an advertisement for an open position in terms of creating a defense to a potential claim for employment discrimination. Petersen stated that if the Village is going to hire a new employee for the Utility Department, they should hire someone who has the required state water licenses so they can provide some relief in the workload for Barr. Wilson stated that the recently hired new DPW employee, Daniel Gonzalez, is currently completing the required course for state licensing, and he will be taking the certification test in November. Wilson stated that the new person recommended by Barr and the Public Works Committee would be taking the required course for state licensing with a goal of also becoming certified in November. Spadoni stated that if the Village advertises for a person who already is licensed, the salary will have to be much more expensive in order to attract someone to accept the job. Spadoni stated that if the Public Works Committee recommendation is approved, the Utility Department will have two new people licensed to assist Barr within three months. Hayden stated that when the candidate who is being recommended by the Public Works Committee for the new position was interviewed, he was an applicant for a Street Department position. Hayden stated it would be beneficial to the village to post a job opening for a licensed person to assist with the water testing and DNR compliance issues. Hayden stated that the salary cost to the Village will be the same for any new employee in the DPW, as dictated by the AFSCME Union contract. McGreevy stated that the Public Works Committee has been reviewing the situation for several months and the proposal to hire Lukas Perepell was unanimously approved by the committee members. McGreevy stated that Perepell can be trained by Barr in the same manner that has worked very well with Gonzalez. McGreevy stated that Perepell can also start completing the water certification courses in an attempt to take the licensing tests in November. Barr stated that it would be difficult to find a person who has earned water licensing certification to accept a job for \$16.46 an hour, which is the starting pay level for DPW union employees. Barr stated that the training and education plan for Gonzalez has been going very well and he would like to follow the same program with Perepell.

Trustee Wilson/Trustee Spadoni 2nd made a MOTION to approve the Public Works Committee recommendation to hire Lukas Perepell, according to the probationary terms of the AFSCME Union contract, to work in the Utility Department with some Street Department duties. The MOTION carried without negative vote.

Utility Director & Street Director Pay Scale Recommendation from Finance Committee – Tabled 7/1/13

McGreevy stated that considering the \$70,000 annual estimate for the salary for the new employee, and the \$112,000 that was budgeted for the former director of public works position, he and Trustee Pappas came up with a pay scale increase proposal for Barr and Street Department Director Ron Adams. McGreevy stated that according to the union representative, the restrictions of Act 10 do not affect raises for merit pay, or salary increases for new positions. McGreevy stated that the proposal is to approve a \$6 per hour wage increase for Barr and Adams retroactive to January 1, 2013, plus an annual flat fee of \$4,000 each to be paid for administrative duties. McGreevy stated that even with overtime according to the union contract parameters, the new employee salary and the increased salaries for Barr and Adams will still come in under the current budget. McGreevy then made a motion, seconded by Pappas, to approve a \$6.00 per hour wage increase, and an annual \$4,000 flat fee payment for administrative duties for Barr and Adams, retroactive to January 1, 2013. During discussion, it was clarified that Barr and Adams will receive the overtime rate for all the hours they work on administrative or their ongoing traditional work duties. Pappas stated that he and McGreevy reviewed overtime expenses for the DPW for the last three years and used the average number for estimations. Pappas stated that with the new employee approved that night and with two more water

licensed employees by the end of year, the overtime hours will be much less next year. Spadoni asked McGreevy and Pappas if they would consider tabling consideration of the \$4,000 administrative fee recommendation that night. Spadoni stated that he would like to review with them some research information he has with regard to lump sum salary payments. McGreevy and Pappas stated that they would amend their motion on the floor to just consider approval of the \$6 per hour wage increases that night, and the \$4,000 flat fee recommendation will be considered at a future meeting. Trustee McGreevy/Trustee Pappas 2nd made a MOTION to approve a wage increase of \$6.00 per hour for Utility Director Dennis Barr and Street Director Ron Adams, retroactive to January 1, 2013, and the MOTION carried without negative vote.

Resignation of Jan Whittler from Public Works Committee

Jan Whittler resigned from his position on the committee because he and his family are moving. Trustee Pappas/Trustee McGreevy 2nd made a MOTION to accept the resignation of Jan Whittler from the Public Works Committee, and the MOTION carried without negative vote.

Shabbona Drive Contract Pay Request No. 1

The \$430,320 pay request submitted by McGuire, Inc., Monroe, for the Shabbona Drive construction contract was reviewed by the village engineer and approval is recommended. Trustee Spadoni/Trustee Kenny 2nd made a MOTION to approve the \$430,320 Pay Request No. 1 submitted by McGuire, Inc., Monroe, for the Shabbona Drive construction contract, as recommended, and the MOTION carried without negative vote.

Tarrant Drive Contract Pay Request

The \$16,896 Pay Request No. 7 submitted by S&L Underground and Trucking, Inc., Merrimac, for the Tarrant Drive Storm Sewer contract was reviewed by the village engineer and approval is recommended. Trustee McGreevy/Trustee Kenny 2nd made a MOTION to approve the \$16,896 Pay Request No. 7 submitted by S&L Underground and Trucking, Inc., Merrimac, for the Tarrant Drive Storm Sewer contract, as recommended, and the MOTION carried without negative vote.

Mohr Road Sewer Access Paving

Adams stated that Merit Asphalt, Muskego, submitted a quote of \$3,082 to construct a 682-square-foot asphalt base at the Mohr Road lift station. Approval has been recommended by the Public Works Committee and Park Commission. Adams stated that the new asphalt base pad will allow large pump trucks to be backed up to the site when necessary during heavy rain storms. Adams stated that the current circular driveway and a large tree prevent the drivers of the pump trucks from getting direct access to the village lift station. Adams stated that the plan is to have the DPW crew complete the site preparation work, and Merit Asphalt will lay the asphalt surface. Trustee Spadoni/Trustee Kenny 2nd made a MOTION to approve the \$3,082 quote submitted by Merit Asphalt, Muskego, as recommended, and the MOTION carried without negative vote.

Construction Updates

Adams stated that McGuire still has not completed the restoration work for the first phase of the Shabbona Drive construction project. Adams stated that he contacted Tim McGuire, who indicated that a crew was scheduled to be in the Village August 6, 2013 to put down the black dirt and grass seed in the not-yet-completed areas. Spadoni stated that more severe penalty clauses need to be included in the Village's future road construction project contracts to address situations when the contractors are not following the contract terms. The first phase of the Shabbona contract was supposed to be completed by June 28, 2013. Spadoni stated that McGuire should be billed for the extra expenses the village incurred on the Fourth of July when several extra police officers had to be brought in to direct traffic around the unfinished construction areas. The second phase of the project is contracted to be commenced after Labor Day and completed by November 15, 2013. Adams stated that there is still fill and swale work that has to be completed on the Tarrant Drive project.

Road Maintenance Plan for 2013

Adams stated that he and Terry Tavera recently investigated the Village road conditions and reviewed the maintenance areas preliminarily planned for 2013 by former DPW Director Craig Workman.

Adams stated that some of the areas that Workman was earmarking for crack-filling maintenance work on Indian Hills Road and Tarrant Drive are currently in such bad shape that crack-filling work will not be adequate. Adams stated that those areas will be scheduled for chip-filling. Adams stated that crack-filling work is proposed for Main Street to the school, on Mill Street, and on Third Avenue to the Lake Street. Adams stated he would like authorization to allocate \$45,000 of budgeted funds for the road maintenance work to be completed this year.

Trustee Spadoni/Trustee McGreevy 2nd made a MOTION to allocate \$45,000 to fund the road maintenance work as proposed by Adams, and the MOTION carried without negative vote.

Abbey Marina Water Bill Recommendation

McGreevy stated that the Public Works Committee made a recommendation on the utility bill the Abbey Marina received in July for the second quarter of 2013 for using 1.2 million gallons of water. McGreevy stated that the average water usage at the Abbey Marina is 500,000 gallons per quarter. McGreevy stated that the recommendation was contingent on Barr investigating the situation. Barr stated that after the Public Works Committee, he and Dave Rex investigated and found several leaks in the water lines to the individual boat slips and there was a hose that was found continuously running directly into the lake. Barr stated that the Abbey Marina employees informed him that the hose is never shut off. Barr stated that since the hose has been shut off, and some of the leaks patched, the meter is moving at a significantly lower rate. Pappas asked if the Village utility bills are credited for the sewer portion of the bill if there is a water leak and it is ascertained that the water did not go down the sewer and sent to the wastewater treatment facility. Barr stated that in situations when water leaks or breaks do not result in the water going down the sewer or toilet, the owners are credited for the sewer rate. Hayden stated that it is not unusual for the Village to calculate sewer credit if there is leaking water that does not go down the sewer, but if the water flows through the meter, the customer has to pay the water rate for the total amount used. Following discussion, the Village Board directed staff to follow its usual procedure of granting a sewer credit, and to calculate the number of gallons to be credited based on the difference between the current bill and the average of the total use figures for the second quarter in 2011 and 2012.

Trustee Spadoni/Trustee Pappas 2nd made a MOTION to direct staff to calculate a sewer credit for the 2013 second quarter utility bill for the Abbey Marina, based on the difference between the total gallons used in the second quarter of 2013 and the average gallons used in the second quarters of 2011 and 2012. The MOTION carried without negative vote.

Abbey Marina East Wall and Pump Out Pier Proposal

McGreevy stated that the Abbey Marina has offered to pay for a new meter and the cost to have it installed on the east wall of the marina for use to wash boats and pump out the water tanks. McGreevy stated that the water for those operations does not go down the sewer, and the Abbey Marina would like that meter to be for water charges only. The marina currently uses water from the meter on the west wall for those operations, so they are getting charged both the water and sewer rates on the total gallons used. McGreevy made a motion, seconded by Spadoni, to approve the installation of a new utility meter on the east wall of the Abbey Marina, with the Abbey Marina paying for the cost of the meter and the installation expenses, and with the Village only charging the water rate for the meter. Ed Snyder then explained the boat washing and pump out operations at the marina. President Petersen stated that the village has always denied similar requests in the past when home owners have wanted to have second meters installed and not be charged for sewer usage. Gage stated that if approved, the Village Board may be setting a bad precedent for other property owners who could seek to have second “water-only” meters installed on their property for the purpose of irrigating or washing their boats in the lake. Hayden stated that per the PSC guidelines, the Village owns all the meters and charges a quarterly lease rate to the customers. Hayden stated one of the concerns when the village has received similar requests in the past is that the water system could be overburdened if home owners irrigate much more often due to the lower total cost savings of having a “water-only” meter. Following discussion, McGreevy and Spadoni amended their motion on the floor to remove the contingency that the Abbey Marina would have to pay for the new meter.

Trustee McGreevy/Trustee Spadoni 2nd made a MOTION to authorize the installation of a new utility meter on the east wall of the Abbey Marina, with the installation expenses to be paid for by the Abbey Marina, and with only water charges to be billed to the customer. The MOTION carried on a 5-2 vote, with President Petersen and Trustee Gage opposed.

Finance Committee – Trustee Kenny

Audit Proposal to Transfer \$400,000 from Debt Service Fund Balance to General Fund – Tabled 7/1/13

Kenny stated that the funds should be transferred from the Debt Service Fund to the General Fund, per the advice of CPA Patrick Romenesko. Kenny stated that the committee has not yet made a recommendation on exactly where to allocate the \$400,000.

Trustee Kenny/Trustee Spadoni 2nd made a MOTION to authorize the transfer of \$400,000 from the Debt Service Fund to the General Fund, and the MOTION carried without negative vote.

Resignation of Drew Gilchrist from Finance Committee

Committee member Drew Gilchrist has resigned due to increasing demands on his free time.

Trustee Pappas/Trustee McGreevy 2nd made a MOTION to accept the resignation of Drew Gilchrist from the Finance Committee, and the MOTION carried without negative vote.

Park Commission – Trustee Wilson

Village Park Ordinance Revisions – Tabled 7/1/13

Wilson stated that the ordinance revisions proposed by the Park Commission were slightly tweaked by Chief Olson and need to be reviewed by the Park Commission again.

Trustee Spadoni/Trustee Kenny 2nd made a MOTION to table the item, and the MOTION carried without negative vote.

Temporary Operator's License Applications Filed by Mary Kriete-Green and Klaus Nitsch, Pig in the Park Event, August 31, 2013

Trustee Pappas/Trustee McGreevy 2nd made a MOTION to approve the Temporary Operator's License applications filed by Mary-Kriete-Green and Klaus Nitsch for the Pig in the Park event Saturday, August 31, 2013, and the MOTION carried without negative vote.

Pig in the Park Foundation Funds

Wilson stated that with only about \$4,000 remaining to be paid back to the General Fund by the commission for the 2008 purchase of the new pirate ship in Little Foot Playground, the debt should be paid off after this year's event unless there is bad weather. Wilson stated that it was the goal of the commission to have its fund-raising event taken over by a civic organization or non-profit group, which has taken place during the last two years by the Dan Green's Touch A Life, Heal A Heart, Inc. organization. Wilson stated that the commission recommended approval of the proposal by the organization to split the proceeds from future events, after the playground equipment debt has been paid off, on a 30-70 split, with the commission receiving 30 percent of the profits to supplement its annual budget, and Dan Greens' Touch A Life, Heal A Heart, Inc. retaining 70 percent of the profits.

Trustee Wilson/Trustee McGreevy 2nd made a MOTION to approve the Park Commission recommendation as presented, and the MOTION carried without negative vote.

Permit Applications Filed by Big Foot Ball & Glove Program, Fall Baseball Saturday League Dates at Duck Pond Recreation Area, Mid-August through October, 2013; Carole Bartman, Family Picnic, Duck Pond Pavilion, Saturday, September 21, 2013, 11:00 AM to Dusk

The Park Commission recommended approval of the permit applications.

Trustee Wilson/Trustee Spadoni 2nd made a MOTION to approve the park permit application filed by the Big Foot Ball & Glove Program for its Fall Baseball Saturday League game dates at the Duck Pond Recreation Area, from mid-August through October 2013, and the MOTION carried without negative vote.

Trustee Wilson/Trustee McGreevy 2nd made a MOTION to approve the park permit application filed by Carole Bartman for the Duck Pond Pavilion on Saturday, September 21, 2013 from 11:00 am to dusk, and the MOTION carried without negative vote.

Plan Commission – Trustee Spadoni

Recommendation on Plan Development Zoning Amendment Application Filed by Abbey Springs, Inc., for Proposed Exchange of Approved Mooring Spaces

Spadoni stated that the Plan Commission recommended approval of the application. Thorpe stated that the draft ordinance he distributed authorizes the exchange of the approved moorings to make the totals 84 boat slips and 18 buoys. Pappas asked if the application has any bearing on the 24 dinghy spaces that are authorized in the Abbey Springs PD ordinance. Thorpe stated that he added a definition to the ordinance that states: "For purposes of this subsection, a 'dinghy dock' shall mean a site eligible for a single watercraft mooring." Thorpe stated that the current application does not seek to change that number. Pappas stated that there are currently more dinghy spaces on the Abbey Springs lakefront than the 24 authorized in the ordinance. Abbey Springs Executive Director Jerry Mortier stated that the Abbey Springs will comply with the correct number, but it may not be until next season. Pappas stated that he would not be concerned if the dinghy situation is not corrected until next season, as long as it is corrected.

Trustee Spadoni/Trustee Kenny 2nd made a MOTION to approve Ordinance 08-05-13-02, amending Ordinance No. 12-15-04-1 related to the Planned Development zoning in place for the Abbey Springs development. The MOTION carried without negative vote.

Recommendation on Plan Development Zoning Amendment Application Filed by Abbey Springs, Inc., for Proposed Reconstruction of Two Accessory Buildings on Golf Course

Spadoni stated that the Plan Commission recommended approval of the application as filed. Thorpe stated that the draft ordinance he distributed for the meeting authorizes approval of the application and the reconstruction of two accessory buildings on the golf course.

Trustee Spadoni/Trustee McGreevy 2nd made a MOTION to approve Ordinance 08-05-13-03, further amending Ordinance No. 12-15-04-1 related to the Planned Development zoning for the Abbey Springs development. The MOTION carried without negative vote.

Zoning Amendment Update for Temporary Canopies on Commercial Shoreyard Lots

Thorpe stated that he distributed a memo and a draft of an ordinance amendment that will be presented to the Plan Commission for a public hearing. Thorpe stated that the ordinance amendment will be presented to the Plan Commission for a recommendation.

Trustee Spadoni/Trustee Kenny 2nd made a MOTION to direct staff to present the draft of the ordinance amendment to the Plan Commission for a public hearing, and the MOTION carried without negative vote.

Zoning Amendment Update for Directive on McMansion Regulations Research

Thorpe stated that the previous research documents and draft ordinance amendments were emailed and distributed. A recommendation from the Plan Commission will be presented to the Village Board following a public hearing on any proposed amendments.

Police and Fire Commission

Officer Hiring Recommendation

PFC Chairman Al Kaminski stated that commission held a meeting April 3, 2013 to discuss staffing issues at the Police Department created by a recent injury and by the loss of one of the part-time officers. Kaminski stated that the PFC recommended approval of the current Community Service Officer, Ruth Hooper, for the police officer eligibility list. Hooper recently received her degree, with honors, and completed the required police officer training.

Trustee Pappas/Trustee McGreevy 2nd made a MOTION to approve Ruth Hooper for the police officer eligibility list, as recommended, and the MOTION carried without negative vote.

Trustee McGreevy/Trustee Kenny 2nd made a MOTION to approve the Ruth Hooper to serve as a part-time police officer effective August 6, 2013, and the MOTION carried without negative vote.

Protection Committee – President Petersen

Temporary Increase in PT/LTE Pay for Officer Grant Gunyon

Chief Olson stated that since one of the part-time officers has accepted a fulltime job, he would like a temporary increase in wage approved for Officer Grant Gunyon through mid-September. Olson stated that Gunyon has another part-time job in the Milwaukee area that pays a higher wage, and he would be available to cover more shifts in Fontana if he was paid \$3 to \$5 more an hour.

Trustee Spadoni/Trustee Kenny 2nd made a MOTION to approve a \$3 an hour wage increase for Officer Grant Gunyon through the September 13, 2013 payroll period, and the MOTION carried

without negative vote.

Lakefront & Harbor – Trustee Pappas

Village Rip Rap Project Building Permit Approval

A Village of Fontana Building Permit is required for the Village rip rap repair project on the south side of the seawall at the Abbey Harbor channel. The project, which is funded in this year's budget, also has been issued the required Wisconsin Department of Natural Resources permit.

Trustee Pappas/Trustee McGreevy 2nd made a MOTION to recommend Village Board approval of the Village of Fontana Building Permit for the rip rap project to be completed by Austin Pier Service, and the MOTION carried without negative vote.

CDA – President Petersen

Update

Petersen stated that nothing has been submitted to the CDA to consider for several months.

F/W WPCC – President Petersen

Lease of Commission Agriculture Land 2014

Petersen stated that that commission's Board of Directors recommended approval of the one-year lease with Ronald Ellis of Ellis Farms, Inc., with the rent to be kept at \$150 per acre.

Trustee Pappas/Trustee McGreevy 2nd made a MOTION to approve the Fontana/Walworth Water Pollution Control Commission Lease of Commission Agricultural Land for 2014 to Ronald Ellis of Ellis Farms, Inc., with the rent set at \$150 per acre. The MOTION carried without negative vote.

GLLEA Board – President Petersen

Update

Petersen stated that the patrol boats have been active on the lake.

Closed Session

Trustee Pappas/Trustee Kenny 2nd made a MOTION at 7:12 pm to adjourn into Closed Session pursuant to Chapter 19.85 (1) (e) Wis. Stats. to deliberate or negotiate the purchase of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require, specifically the Duck Pond Development Site, the 138 Fontana Boulevard Development Site, and Rescue Squad Finances. The Roll Call vote was as follows:

President Petersen – Aye

Trustee McGreevy – Aye

Trustee Kenny – Aye

Trustee Wilson – Aye

Trustee Spadoni – Aye

Trustee Gage – Aye

Trustee Pappas – Aye

The MOTION carried without negative vote.

Adjournment Closed Session

Trustee Kenny/Trustee Wilson 2nd made a MOTION to adjourn the closed session and to reconvene in open session at 7:37 pm, and the MOTION carried without negative vote.

Adjournment

Trustee Kenny/Trustee Pappas 2nd made a MOTION to adjourn the meeting at 7:37pm, 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: 9/9/2013