

VILLAGE OF FONTANA ON GENEVA LAKE
WALWORTH COUNTY, WISCONSIN
(Official Minutes)
SPECIAL MEETING of the VILLAGE BOARD OF TRUSTEES
Thursday, June 18, 2020

Village President Pat Kenny called the virtual meeting of the Village Board to order at 4:00 pm.

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

Also Present by Phone: Theresa Loomer, Pete Novak, Mike Trainor, Stephanie Smith

General Business

Resolution for Planned Development PIP Amendment Application filed by Kimkasi Pub/Mill Street Retail Center LLC for 441 Mill Street Unit 102 for Outdoor Alcohol Service

Loomer stated Kimkasi Pub has submitted a PIP Amendment Application to amend the approval for outdoor seating from 2011. At the time of the approval in 2011 the Village Ordinance did not allow outdoor service and that has since changed. Kimkasi Pub is looking to keep the same approvals from 2011, with the addition of allowing outdoor alcohol service.

Trustee Livingston/Trustee McGreevy 2nd made a MOTION to approve Resolution 061820-01, approving a Precise Implementation Plan as amended for Kimkasi Pub/Mill Street Retail located at 441 Mill Street Unit 102, and the MOTION carried without negative vote.

Liquor License Premise Map Amendment filed by Kimkasi Pub, 441 Mill Street Unit 102, to Allow Outdoor Alcohol Service for 2019 – 2020 License Year

Loomer stated Plan Commission had two concerns that the Village Board should address regarding the amendment to the liquor license. Plan Commission had a concern with glass containers outdoors which is addressed through Municipal Code Chapter 6-21 which requires the use of non-breakable containers for outdoor consumption. The other concern raised by Plan Commission was the ability for staff to monitor alcohol consumption within the outdoor service area. Chapter 6 of the Municipal Code requires for all service areas to be monitored by a licensed staff member. There was discussion about placing tables only in front of windowed areas that can be viewed from inside. Trustee Prudden asked if it would be acceptable to have a camera outside that supervisors could monitor instead of having a staff member outside monitoring. Loomer stated that option may be acceptable if it complies with the ordinance requirements regarding monitoring of the outdoor service area.

Trustee O'Neill/Trustee Prudden 2nd made a MOTION to approve the Liquor License Premise Map Amendment filed by Kimkasi Pub, 441 Mill Street Unit 102, to Allow Outdoor Alcohol Service for 2019-2020 License Year, and the MOTION carried without negative vote.

Liquor License Premise Map Amendment filed by Kimkasi Pub, 441 Mill Street Unit 102, to Allow Outdoor Alcohol Service for 2020 – 2021 License Year

Trustee McGreevy/Trustee Livingston 2nd made a MOTION to approve the Liquor License Premise Map Amendment filed by Kimkasi Pub, 441 Mill Street Unit 102, to Allow Outdoor Alcohol Service for 2020-2021 License Year, and the MOTION carried without negative vote.

Site Plan Application Filed by Wallace Perkins for Novaks' of Fontana d/b/a Little Bar at 138 Fontana Boulevard for Expanded Outdoor Seating

Zoning Administrator Bonnie Shaeffer explained the conditions recommended by staff including that the outdoor service area shall remain pervious, a permanent barrier or fence must be placed around the entire seating area and the restrooms available upstairs must be made available for guests due to the additional outdoor capacity. Shaeffer stated in her report that the owner has already been made aware that the sign is

non-conforming because it is located partially within the Village right-of-way. The owner should consider removal and replacement at the soonest possible opportunity.

Trustee Livingston/Trustee McGreevy 2nd made a MOTION to approve the Site Plan Application filed by Wallace Perkins for Novaks' of Fontana d/b/a Little Bar at 138 Fontana Boulevard for Expanded Outdoor Seating with the following conditions:

1. The patio area shall remain as grass or other pervious surface approved by Village staff. No additional impervious surface is permitted.
2. The applicant shall install a permanent barrier of fencing around the entire seating area. The fencing shall be a minimum of 3 feet in height picket or other open style and not be removeable.
3. Two toilet rooms located in the vacant upstairs apartment must be accessible for use by outdoor seating patrons.
4. The owner is made aware that the sign is non-conforming because it is located partially within the Village right of way. The owner should consider removal of the non-conforming sign and replacement with a conforming sign at the soonest possible opportunity.
5. Subject to Village approval of a liquor license amendment.

The MOTION carried without negative vote.

Liquor License Premise Map Amendment filed by Peter Novak for Novaks' of Fontana d/b/a Little Bar at 138 Fontana Boulevard for Expanded Outdoor Seating for 2019 – 2020 License Year

Trustee Livingston/Trustee McGreevy 2nd made a MOTION to approve the Liquor License Premise Map Amendment filed by Peter Novak, 138 Fontana Boulevard, for Expanded Outdoor Seating for 2019-2020 License Year, and the MOTION carried without negative vote.

Liquor License Premise Map Amendment filed by Peter Novak for Novaks' of Fontana d/b/a Little Bar at 138 Fontana Boulevard for Expanded Outdoor Seating for 2020 – 2021 License Year

Trustee Livingston/Trustee Prudden 2nd made a MOTION to approve the Liquor License Premise Map Amendment filed by Peter Novak, 138 Fontana Boulevard, for Expanded Outdoor Seating for 2020-2021 License Year, and the MOTION carried without negative vote.

Consider Developers Agreement for 120-126 W. Main Street Planned Development

Loomer explained this is for the townhome development at 120-126 W. Main Street and addresses the dewatering portion of the project. The agreement has been reviewed and modified by staff and the developer. The developer has agreed to haul the initial water discharge offsite and dewatering and future stormwater concerns have been addressed in the agreement and a letter of credit is placed on file.

Trustee McGreevy/Trustee O'Neill 2nd made a MOTION to approve the developer's agreement for 120-126 W. Main Street Planned Development, and the MOTION carried without negative vote.

Consider A.O. Bauer Glass Quote for Glass Partition at Village Hall

Loomer stated this quote was just received this week and is for a glass partition at the Village Hall front window. Once the partition is installed Village Hall can begin to reopen to the public.

Trustee O'Neill /Trustee McGreevy 2nd made a MOTION to approve the quote from A.O. Bauer Glass, Inc. in the amount of \$3,306, and the MOTION carried without negative vote.

Consider A.O. Bauer Glass Quote for Replacement Doors at Safety Building

Loomer stated the Fire Department received a quote from A.O. Bauer to replace a door that is completely broken and unusable and the amount of the quote was \$6,410. The safety building also has a door that is over 40 years old and in rough shape and the quote to replace that is \$2,955. If all work is done A.O. Bauer Glass will give a discount of \$950. Loomer stated that all work quoted is necessary and recommended Village Board approval.

Trustee Livingston/Trustee McGreevy 2nd made a MOTION to approve the quotes from A.O. Bauer Glass in the amount of \$3,455 for the fire department door and \$2,955 for the door at the police department, and the MOTION carried without negative vote.

Adjournment

Trustee Prudden/Trustee Livingston 2nd made a MOTION at 4:12 pm to adjourn the meeting, and the MOTION carried without negative vote.

Minutes prepared by: Stephanie Smith Deputy Clerk/Treasurer

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: 07/06/2020