

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

MONTHLY MEETING of the VILLAGE BOARD OF TRUSTEES  
**Monday, May 7, 2012**

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

**Also Present:** Administrator/Treasurer Kelly Hayden, Chris Hibbard, Elizabeth Hibbard, Gail Hibbard, Tom Hibbard, Don and Merilee Holst, Rob Ireland, Library Director Nancy Krei, Village Clerk Dennis Martin, Assistant Zoning Administrator Bridget McCarthy, Building Inspector Ron Nyman, Micki O'Connell, Charles and Diane Palma, Louise and Mike Sheyker, Village Attorney Dale Thorpe, Amanda Voss

**Visitors Heard**

**Presentation of Citizen of the Year Award to Gail Hibbard**

Trustee Wilson presented the Geneva Lake West Chamber of Commerce Citizen of the Year award to Park Commission and CDA Board member Gail Hibbard. Hibbard was unable to attend the recent annual award luncheon at the Abbey Springs clubhouse because of a previous commitment.

**Announcements**

1. State Recall Primary Election – **Tuesday, May 8, 2012, 7:00 am to 8:00 pm**
2. FW/WPCC Board Meeting – **Tuesday, May 8, 2012, 7:30 pm**
3. GLLEA Board Meeting – **Wednesday, May 9, 2012, 10:00 am**
4. Library Board Meeting – **Wednesday, May 16, 2012, 10:00 am**
5. Plan Commission Staff Meeting – **Wednesday, May 16, 2012, 1:00 pm**
6. Park Commission Meeting – **Wednesday, May 16, 2012, 6:00 pm**
7. Geneva Lake Environmental Agency Board Meeting – **Thursday, May 17, 2012, 7:00 pm**
8. Village Assessor Local Office Hours – **Friday, May 18, 2012, 10:00 am to 2:00 pm**
9. Protection Committee Meeting – **Monday, May 21, 2012, 6:00 pm**
10. First Meeting of 2012 Board of Review – **Thursday, May 24, 2012, 5:45 pm**
11. Finance Committee Meeting – **Thursday, May 24, 2012, 6:00 pm**
12. Village Hall Open for Saturday Customer Service – **Saturday, May 26, 2012, 9:00 am to Noon**
13. Public Works Committee Meeting – **Saturday, May 26, 2012, 8:00 am**
14. Village Hall & Library Closed for Memorial Day – **Monday, May 28, 2012**
15. Plan Commission Monthly Meeting – **Tuesday, May 29, 2012, 5:30 pm**
16. Lakefront Committee Meeting – **Wednesday, May 30, 2012, 5:00 pm**

**Approval of Minutes**

Martin reviewed a motion in the March 5, 2012 Village Board meeting minutes as directed at last month's meeting and made an amendment.

Trustee Spadoni/Trustee Kenny 2<sup>nd</sup> made a MOTION to approve the minutes as submitted for the March 5, 2012 and April 2, 17 and 30, 2012 meetings, and the MOTION carried without negative vote.

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

Trustee Spadoni/Trustee McGreevy 2<sup>nd</sup> made a MOTION to acknowledge the receipt of the reports and the current Vendor Report and Payroll Overtime Report and to place them on file for the audit. The MOTION carried without negative vote.

**Approval of Village and Utility Payables**

Trustee McGreevy/Trustee Pappas 2<sup>nd</sup> made a MOTION to approve the village and utility payables as distributed at the meeting, and the MOTION carried without negative vote.

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

## Hayden

### **Appointment to Fill Lakefront Committee Vacancy: Don Holst**

Petersen stated that Don Holst has agreed to accept an appointment to the Lakefront and Harbor Committee to fill an open position.

President Petersen/Trustee Pappas 2<sup>nd</sup> made a MOTION to approve the appointment of Don Holst to the Lakefront and Harbor Committee to fill the open position, and the MOTION carried without negative vote.

### **Appointment to Fill Human Resources Committee Vacancy**

Petersen stated that he has contacted a citizen to fill the open position on the Human Resources Committee; however, he has not yet received a response.

### **JM Displays Fourth of July Contract**

Hayden stated that the current three-year contract with J & M Displays, Inc., for the annual Fourth of July fireworks display will expire at the end of 2012. Hayden stated that the fireworks funding is a joint effort of the Village of Fontana and the Geneva Lake West Chamber of Commerce; however, the annual contract is between the Village and J & M Displays, and it is subject to review by the Chamber of Commerce. This year's agreement is for a fee of \$20,000. The new agreement does not designate the total fee, which will be determined annually. The rain date is July 5, 2012.

Trustee Spadoni/Trustee Kenny 2<sup>nd</sup> made a MOTION to approve the three-year contract with J & M Displays, Inc. for the annual Fourth of July fireworks display, as presented, subject to the contract being approved by the Geneva Lake West Chamber of Commerce Board of Directors. The MOTION carried without negative vote.

### **Update on August 25, 2012 Triathlon**

Hayden stated that the Fontana Triathlon proposal was approved by the Village Board for Saturday, August 25, 2012, beginning at 7:00 am, subject to a contract being negotiated and approved. Hayden stated that she was recently informed that John Palmer is no longer involved in planning the event, and she will be meeting with Russ Larsen to work out the event planning and contract terms. Hayden stated that the proposed contract to cover the Village expenses, and the final race routes will be presented to the Village Board at an upcoming meeting.

### **Approve Side Letter to WPPA Union Contract for Sergeant Promotion**

Hayden stated that although terms for a sergeant position are included in the current WPPA union contract, a side letter needs to be added to the contract to address a few items related to the new position. Hayden stated that the current language in the contract states that the sergeant position includes a one-year probationary period that has been changed to the total hour equivalent, which is 2,080 hours, in case the employee needs a temporary leave during the first year. The other items in the side letter address the issuance of a cellular telephone, and a flex schedule provision for the Memorial Day and Labor Day holidays.

Trustee Kenny/Trustee Spadoni 2<sup>nd</sup> made a MOTION to approve the side letter to the WPPA Union Contract as presented, subject to approval by the WPPA union members, and the MOTION carried without negative vote.

### **Park Commission – Trustee Wilson**

#### **Arbor Day Proclamation**

The annual Arbor Day Proclamation for Friday, April 27, 2012 requires Village Board approval.

Trustee Wilson/Trustee Kenny 2<sup>nd</sup> made a MOTION to approve the annual Village of Fontana Arbor Day Proclamation as presented, and the MOTION carried without negative vote.

### **Farmers Market Events at Porter Court Plaza from June to Fall**

Wilson stated that the Park Commission approved a motion to recommend Village Board approval of proposed Farmer's Market events to be held at the Porter Court Plaza on Saturdays, June 2, 2012 through October 20, 2012 from 8:00 am to noon, and to recommend approval for the vendors to park their personal vehicles in the village owned lot at 138 Fontana Boulevard and for a temporary banner sign to be displayed from Thursday through Saturday at noon. Hayden stated that Maryanne Bruss has offered to administer the program and to donate all the proceeds from renting the vendor

spaces to the Park Commission. In response to a question from McGreevy, Wilson stated that vendors will be responsible for cleaning up their areas after the weekly events.

Trustee Wilson/Trustee Spadoni 2<sup>nd</sup> made a MOTION to approve the Farmer's Market events at the Porter Court Plaza on Saturdays, June 2, 2012 through October 20, 2012 from 8:00 am to noon, as recommended, with the vendor space rental proceeds to be donated to the Park Commission; to authorize the vendors to park their personal vehicles in the village owned lot at 138 Fontana Boulevard; and to approve a temporary banner sign to be displayed at Porter Court Plaza from Thursday through Saturday at noon. The MOTION carried without negative vote.

#### **Park House Permit Fee Structure – Card Club Applications Final Approval**

Wilson stated that following several months of discussion by the Park Commission, a motion was approved at its last meeting to recommend Village Board approval to amend the Park Permit application fees for the Park House at \$50 per month for the card club groups that meet weekly, and at \$1 per child per session for the Big Foot Recreation District summer camps programs. Wilson made a motion to approve the Park Commission recommendation, and the motion was seconded by Spadoni. Louise Sheyker stated that the Tuesday card club that uses the Park House only has eight regular members who are Village of Fontana residents. Sheyker stated that the annual fee would amount to \$600 a year for 2.5 to 3 hours a week. Sheyker stated that the members are senior citizens and they should not be charged to play cards at the Park House. Sheyker stated that it is unreasonable to ask the card club members to pay a fee to use Village facilities. Pappas stated that he agrees with Sheyker and he thinks the Park Commission recommendation is too high. Pappas stated that the card club has been playing at the Park House for a long time and he would favor a one time fee for the entire year, especially since the Village did not collect anything from the card clubs in the past. Wilson stated that the annual fee was discussed as well as many other scenarios. Wilson stated that the Park House expense report and the cost of the recent renovation and repair project also were discussed and taken into consideration by the Park Commission members. Hayden stated that the discussion on the Park House fees was initiated when the Park Commission recommended that the Village Board allocate \$10,000 to renovate and repair the Park House. Spadoni stated that the Village Board was considering razing the Park House because of its condition and the estimated cost to repair the building, and because it is never rented; however, a petition was presented to the Village Board calling for the allocation of funds for the renovation and repair project. Spadoni stated that the Village Board members wanted the Park Commission to take a look at the fee schedule and make a recommendation to recoup some of the construction funds. Kenny stated that he agrees with Pappas and the recommended fee seems too high. Kenny stated that the card club members are local residents who the Village officials all know personally, and the members are going to take good care of the building. Wilson and Spadoni then withdrew their motion on the floor and made a new motion to refer the Park House Permit Fee structure back to the Park Commission to consider an annual fee for the card clubs to use the Park House.

Trustee Wilson/Trustee Spadoni 2<sup>nd</sup> made a MOTION to table the item and to refer the proposed Park House permit fee structure back to the Park Commission for another recommendation. The MOTION carried without negative vote.

#### **Park Permit Applications Filed by Big Foot Recreation District, Park House, Summer Programs, June 21 to August 15, 2012; Big Foot Recreation District, Duck Pond Recreation Area Pavilion, UW-Extension Family Events, June 23, July 21, and August 4, 2012; Fitzpatrick/Hessman Family Reunion Picnic, Duck Pond Pavilion with Beer & Wine Consumption Permit, Saturday, July 28, 2012; Big Foot Area Schools Summer Bands Concert, Reid Park Gazebo, Friday, June 29, 2012**

The Park Commission approved a motion to recommend Village Board approval of Park Permit applications filed by Big Foot Recreation District for the Park House, Summer Camp programs from June 21 to August 15, 2012, noon to 3:00 pm; the Big Foot Recreation District for the Duck Pond Recreation Area Pavilion, UW-Extension Family Events, June 23, July 21, and August 4, 2012, beginning at 9:00 am; for the Fitzpatrick/Hessman family reunion picnic at the Duck Pond Pavilion with a Beer & Wine Consumption Permit, Saturday, July 28, 2012, from 9:00 am to 2:00 pm; and by Big Foot Area Schools Summer Bands Concert at Reid Park Gazebo, Friday, June 29, 2012, from 6:00 to 7:30 pm, with the application fees waived for the Big Foot Recreation District family events and Big Foot Area Schools Summer Bands program as requested.

Trustee Spadoni/Trustee McGreevy 2<sup>nd</sup> made a MOTION to approve the Park Permit applications filed by Big Foot Recreation District for the Park House, Summer Camp programs from June 21 to August 15, 2012; the Big Foot Recreation District for the Duck Pond Recreation Area Pavilion, UW-Extension Family Events, June 23, July 21, and August 4, 2012; for the Fitzpatrick/Hessman family reunion picnic at the Duck Pond Pavilion with Beer & Wine Consumption Permit, Saturday, July 28, 2012; and by Big Foot Area Schools Summer Bands Concert at Reid Park Gazebo, Friday, June 29, 2012, with the application fees waived for the Big Foot Recreation District family events and the Big Foot Area Schools Summer Bands program. The MOTION carried without negative vote.

### **Police and Fire Commission**

#### **Recommendation for Sergeant Promotion**

The Police and Fire Commission recommended the promotion of Officer Jeff Cates for the new sergeant position. Petersen stated that the promotion should be approved with the conditions that there is a 2,080-hour probationary period and that Officer Cates earns a bachelor's degree within 24 months. Cates currently has an associate's degree.

Trustee Spadoni/Trustee McGreevy 2<sup>nd</sup> made a MOTION to approve the promotion of Police Officer Jeff Cates to the new sergeant position effective May 8, 2012, and with the conditions that Cates earns a bachelor's degree within 24 months and that a 2,080-hour probationary period be established. The MOTION carried without negative vote.

#### **Authorize Part-Time Officer Hiring**

The Police and Fire Commission approved a motion to recommend the conditional approval of four of five candidates, with Lisa Gavahan the first choice.

Trustee Spadoni/Trustee McGreevy 2<sup>nd</sup> made a MOTION to approve the hiring of Lisa Gavahan as a part-time police officer, subject to a complete background investigation and drug screening. The MOTION carried without negative vote.

### **Protection Committee – President Petersen**

#### **Pay to Park Ordinance Amendments**

The proposed ordinance amendments were reviewed and recommended for approval by the Protection Committee.

Trustee Pappas/Trustee Kenny 2<sup>nd</sup> made a MOTION to approve Ordinance 050712-01, amending Sections 54-161 (d)(5)(a)(1), 54-161 (d)(5)(a)(4), 74-11, 74-12, 74-16 and 74-321, as recommended, and the MOTION carried without negative vote.

#### **Fireworks Display Application for Saturday, July 28, 2012 Filed by Gary Neilson, 403 N. Lakeshore Drive**

The Protection Committee recommended approval of the permit for the fireworks display to be held in conjunction with a birthday party. Hayden stated that the fireworks are on the same day as the Lions Club Lobster Boil and Steak Fry, but staging and the show will be held in an area not adjacent to Reid Park.

Trustee McGreevy/Trustee Spadoni 2<sup>nd</sup> made a MOTION to approve the fireworks display application as recommended, and the MOTION carried without negative vote.

#### **National Peace Officer Memorial Day Proclamation**

The annual proclamation calls upon all citizens to observe Tuesday, May 15, 2012 at National Peace Officer's Memorial Day.

Trustee Kenny/Trustee Spadoni 2<sup>nd</sup> made a MOTION to approve the National Peace Officer's Memorial Day Proclamation as presented, and the MOTION carried without negative vote.

#### **Officers Grant Gunyon and Chris Brunning LTE Pay Status Approval Effective May 20, 2012**

Chief Olson recommended approval of increasing the pay status for Police Officers Grant Gunyon and Chris Brunning to the LTE level, effective May 20, 2012.

Trustee McGreevy/Trustee Spadoni 2<sup>nd</sup> made a MOTION to approve the LTE pay status for Police Officers Grant Gunyon and Chris Brunning, effective May 20, 2012, as recommended, and the MOTION carried without negative vote.

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

#### **Conditional Use Permit Application Filed to Authorize Modification of Maximum Time Allowed to Display Banner Sign at the Geneva Lake Conservancy Office, 398 Mill Street**

Spadoni stated that the Plan Commission recommended approval of the CUP following a public hearing at the April 30, 2012 meeting. The Plan Commission also recommended that the Village Board approve a refund of the application filing fee, less expenses, for the nonprofit organization. Trustee Spadoni/Trustee Kenny 2<sup>nd</sup> made a MOTION to approve the Conditional Use Permit application as filed by the Geneva Lake Conservancy to authorize the display of a banner sign on the fence at the GLC office, 398 Mill Street, from May 1, 2012 through October 31, 2012, and to approve the refunding of the application fee, less expenses. The MOTION carried without negative vote.

#### **Conditional Use Permit Application Filed to Authorize Building Addition and Parking Requirements Modification for Fontana Jeweler, 553 Valley View Drive**

Spadoni stated that the Plan Commission recommended approval of the conditional use permits and the amendment to the BSOP as filed, with the conditions that a stormwater management plan is reviewed and approved by Village staff, that any private easements required for the stormwater management plan are reviewed and approved by village staff, and the following 10 conditions listed in the April 27, 2012 staff report:

1. A stamped, engineered stormwater management plan must be submitted, reviewed and approved by the Village Engineer prior to the issuance of building permits.
2. A maintenance agreement (of the approved stormwater plan) must be submitted, reviewed and approved by Village staff prior to the issuance of building permits.
3. The Village of Fontana requires review of the proposed easement prior to it being recorded with Walworth County. Said easement shall run continual with the property, regardless of future ownership status.
4. A copy of the recorded easement shall be submitted to the Village of Fontana within 10 days of it being recorded with Walworth County.
5. Exterior shutters on faux windows along the south wall shall be included in the construction plans as required by the Village of Fontana.
6. Any proposed new trees shall be maintained in a safe and healthy manner and kept properly pruned and trimmed so as to avoid hazards to persons, property and other vegetation.
7. All rooftop mechanical equipment visible from the ground level from State Highway 67, installed now or in the future, shall be softened by screening or covered in a manner that forms an integral part of the building design
8. A complete submittal for building and zoning permits shall be applied for and issued prior to the commencement of construction of and/or installation of any portion of this approved project. BSOP approval shall not alleviate the applicant from securing all required permits. Construction shall be made in accordance with the Village approved BSOP plans.
9. All outstanding cost recovery fees billed to date applicable to this project shall be paid prior to the issuance of any building and zoning permits. This condition does not alleviate the applicant from any cost recovery fees not yet billed.
10. Any future proposed modifications shall require Village of Fontana approval in the form of an amendment to the approved BSOP and its conditions.

McCarthy stated that the stormwater plans have not yet been filed or reviewed by the Village engineer. Chuck Palma stated that he owns the building to the north of the Fontana Jeweler building and he still needs an explanation on the parking requirements.

Trustee Pappas/Trustee McGreevy 2<sup>nd</sup> made a MOTION to table the item until a stormwater management plan is submitted and approved by the Village staff. The MOTION carried without negative vote.

#### **Conditional Use Permit Application Filed for Accessory Building Proposal for Property Located at 704 South Lakeshore Drive**

Spadoni stated that following a public hearing at the April 30, 2012 monthly meeting, the Plan Commission approved a motion to recommend approval of the CUP as filed, with seven conditions.

Trustee Spadoni/Trustee Pappas 2<sup>nd</sup> made a MOTION to approve the Conditional Use Permit application as recommended, with the following seven conditions:

1. All applicable findings and comments from the attached Ruckert-Mielke correspondence dated November 30, 2011 shall be complied with; specifically comments 1, 2, 3, 6 and 7.
2. The applicant shall secure a permanent 20-foot-wide easement with the Village of Fontana for the existing sanitary sewer main crossing the property. Such easement shall be recorded with Walworth County and a copy provided to the Village of Fontana prior to receiving a final occupancy of the structure.
3. The maximum building height shall not exceed 24 feet and 3 inches as measured from the lowest existing grade adjacent to the perimeter of the proposed structure.
4. A complete submittal for building and zoning permits shall be applied for and obtained prior to the commencement of any construction. CUP approval shall not alleviate the applicant from securing all required permits.
5. All outstanding cost recovery fees billed to date shall be paid prior to the issuance of any permits.
6. Actual construction shall be as depicted on the approved plans submitted for CUP approval. Interior modifications may be allowed pending approval by the Building Inspector. Exterior modifications may require an amendment to this CUP approval.
7. The structure shall not be converted to habitable living space. Per the existing Village of Fontana Municipal Code an additional living space would need to meet the density requirement of the RS-1 zoning district (40,000 square feet/dwelling unit) and accessory living quarters may not be located in a nonconforming accessory structure (of which the existing structure is classified due to its nonconforming offset).

The MOTION carried without negative vote.

#### **Clear Sky Lodge Planned Development PIP Amendment Application**

Spadoni stated that the Plan Commission approved a motion to recommend Village Board approval of the Clear Sky Lodge Planned Development PIP amendment application as filed to authorize new pier configurations that were not delineated on the initially approved PIP. Thorpe stated that his firm has represented the Clear Sky Lodge Association in the past and he requested that the Village Board provide consent for him to provide comments on the application.

Trustee Pappas/Trustee Spadoni 2<sup>nd</sup> made a MOTION to consent to allow Attorney Thorpe to continue to consult the Village Board on the Clear Sky Lodge Planned Development PIP amendment application, and the MOTION carried without negative vote.

Thorpe stated that the proposed amendment does not affect the total number of moorings, two per pier, which have been previously approved. Thorpe stated that the amendment will remove the unnecessary pier configuration diagram from the PIP.

Trustee Spadoni/Trustee Pappas 2<sup>nd</sup> made a MOTION to approve Ordinance 05-07-12-02, amending Ordinance No. 8-1-88-1, Planned Development zoning for the Clear Sky Lodge Condominium Project, as recommended, and the MOTION carried without negative vote. Trustee Gage abstained.

#### **Public Works – Trustee McGreevy**

##### **2012 Utility Budget – Tabled 4/2/12**

Workman stated that the committee reviewed the proposed budget at its March 2012 meeting and approval is recommended. Hayden stated that the proposed rate increase for the sewer charges, and the approved rate increase for the water charges have been included in the preliminary budget.

Trustee Spadoni/Trustee McGreevy 2<sup>nd</sup> made a MOTION to approve the 2012 Utility Budget as recommended, and the MOTION carried without negative vote.

#### **Stearns & Dewey Project Change Order No. 1**

Workman stated that the Stearns Road and Dewey Avenue Reconstruction Contract was approved with the condition a change order be negotiated with B.R. Amon and Sons, Inc. Workman stated that the proposed change order calls for a project decrease of \$93,495, which brings the total contract cost down to \$270,940. The contract approval also is contingent on the negotiation and approval of an intergovernmental cost sharing agreement with the Town of Walworth for the portion of Dewey Avenue that is located in the township.

Trustee McGreevy/Trustee Kenny 2<sup>nd</sup> made a MOTION to approve Change Order No. 1 for the Stearns Road and Dewey Avenue Reconstruction Contract as presented, subject to the approval of an intergovernmental agreement for cost sharing with the Town of Walworth. The MOTION carried without negative vote.

### **Village of Fontana/Town of Walworth Intergovernmental Agreement for Dewey Reconstruction Project**

Workman stated that the draft agreement between the Village of Fontana and the Town of Walworth is for the portion of Dewey Avenue that is located in the township. Workman stated that the Town of Walworth portion of the project will cost about \$40,000. Workman stated that the proposed agreement does not yet contain the fee schedule for the project.

Trustee McGreevy/Trustee Gage 2<sup>nd</sup> made a MOTION to approve the proposed intergovernmental agreement with the Town of Walworth for the Dewey Avenue reconstruction project, subject to the insertion of the fee schedule, and the MOTION carried without negative vote.

### **Authorization For Sale of Equipment**

Workman stated that the DPW has equipment it no longer needs that can be sold to the highest bidder, including a John Deere 544 wheel loader, a Marathon mini-truck, miscellaneous playground equipment, parking lot lights, a compressor, miscellaneous pumps and old voting booths.

Trustee Spadoni/Trustee McGreevy 2<sup>nd</sup> made a MOTION to approve the sale of the list of items as presented, including a John Deere 544 wheel loader, a Marathon mini-truck, miscellaneous playground equipment, parking lot lights, a compressor, miscellaneous pumps and old voting booths, and the MOTION carried without negative vote.

### **Safety Building Paving Quotes**

Workman stated that only one of the three quotes he solicited for the project has been turned in to date. There is \$18,000 in the budget for the project.

Trustee McGreevy/Trustee Kenny 2<sup>nd</sup> made a MOTION to table the item, and the MOTION carried without negative vote.

### **2012 Construction Project Updates**

Workman stated that the bids for the Duck Pond Stand Pipe project have been opened, but they are still being reviewed by the project engineer before being presented to the Village Board for approval. Workman stated that bids are almost ready to be sought for the Abbey Springs water main project and for the Tarrant Drive storm sewer project.

### **Finance Committee – Trustee Kenny**

#### **Sewer Rate Increase Ordinance Recommendation – Tabled 3/5/12 & 4/2/12**

Hayden stated that the Finance Committee and Public Works Committee have recommended approval of the 3 percent rate increase called for in the ordinance.

Trustee Kenny/Trustee McGreevy 2<sup>nd</sup> made a MOTION to approve Ordinance 05-07-12-03, repealing and recreating Section 78-254 regarding sewer user rates, as recommended, and the MOTION carried without negative vote.

### **Village Computer IT Service Provider Contract Recommendation**

Hayden stated that the Finance Committee reviewed the bids submitted by Nyquist Engineering, the BTO and by Util-IT, and recommended approval of the bid for the “Help Desk Option” submitted by the BTO. The Help Desk option provides the Village with unlimited remote monitoring and support services for a monthly fee of \$2,545.

Trustee Kenny/Trustee Pappas 2<sup>nd</sup> made a MOTION to approve the Finance Committee recommendation to accept the bid submitted by the BTO to provide computer IT services, and the MOTION carried without negative vote.

Hayden stated that the current provider, Nyquist Engineering, must be notified of the Village Board decision to not renew the contract; and the contract with BTO will have to be approved.

Trustee Kenny/Trustee McGreevy 2<sup>nd</sup> made a MOTION to notify Nyquist Engineering of the Village Board’s decision to not renew the current contract, and to approve a contract with the BTO, subject to review by the Village attorney. The MOTION carried without negative vote.

**F/W WPCC – President Petersen**

**Proposed Ordinance for Water Softener Regulations – Tabled 4/2/12**

President Petersen stated that the proposed ordinance creating water softener regulations is being recommended by the FW/WPCC Board as an effort to address a salt buildup and to reduce chlorides at the wastewater treatment facility. Petersen stated that the wastewater treatment facility cannot desalinate water and the DNR has order the facility to lower its chloride content. Petersen stated that the proposed ordinance may help to reduce the chlorides entering the facility, and it would demonstrate to the DNR that the wastewater treatment facility is attempting to address the problem. Workman stated that the Public Works Committee reviewed the proposed ordinance and came to the conclusion that it really is not enforceable. Workman stated that the committee recommended that citizens be urged to comply with the water softener regulations in lieu of adopting an unenforceable ordinance.

Trustee Spadoni/Trustee Kenny 2<sup>nd</sup> made a MOTION to approve Ordinance 05-07-12-04, creating Section 78-70 regarding water softener regulations, as presented, and the MOTION carried without negative vote.

**GLLEA Board – President Petersen**

**Update**

Petersen stated that the summer boat patrol officers have been hired, and the new boat is scheduled to be delivered this week.

**Lakefront & Harbor – Trustee Pappas**

**Next Meeting May 30, 2012**

The monthly meeting in April 2012 was cancelled due to lack of business.

**Closed Session**

**Pursuant to Wis. Stats. Chapter 19.85 (1)(e), “deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session,” specifically Big Foot Country Club storm water issues.**

Workman stated that an update for the subcommittee members is all that is required at this time, and there is no need to go into Closed Session.

**Adjournment**

Trustee Spadoni/Trustee McGreevy 2<sup>nd</sup> made a MOTION to adjourn the meeting at 7:06 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: 6/4/12