

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

MONTHLY MEETING of the VILLAGE BOARD OF TRUSTEES and  
2014 MUNICIPAL BUDGET PUBLIC HEARING  
**Monday, November 11, 2013**

Village President Arvid Petersen called the 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, Bill Gage, George Spadoni, President Petersen

**Also Present:** Ron Adams, Dennis Barr, Jade Bolack, Russ Ceschi, Jim Feeney, Administrator/Treasurer Kelly Hayden, Merilee Holst, Kevin Kirkland, Library Director Nancy Krei, Clerk Dennis Martin, Rick McCue, Building Inspector/Zoning Administrator Ron Nyman, Micki O'Connell, Police Chief Steve Olson, Peg Pollitt, Dale Thorpe, June Willhite

**Visitors Heard**

Merilee Holst stated that she would like offer a big thank-you to the DPW crew for their work on Mohr Road Park, and the installation of a new pedestrian bridge and a refurbished park bench. Holst stated that the bench has been relocated so that it provides a spectacular view of Geneva Lake.

**Announcements**

1. Fontana/Walworth Water Pollution Control Commission Meeting – **Tuesday, November 12, 2013, 7:30 pm**
2. GLEA Monthly Board Meeting – **Wednesday, November 13, 2013, 10:00 am**
3. Plan Commission Staff Meeting – **Wednesday, November 13, 2013, 1:00 pm**
4. Park Commission Mortgage Burning Party at Park House – **Thursday, November 14, 2013, 6:00 pm**
5. Protection Committee Meeting – **Monday, November 18, 2013, 5:30 pm**
6. Library Board Meeting – **Wednesday, November 20, 2013, 10:00 am**
7. Park Commission Meeting – **Wednesday, November 20, 2013, 6:00 pm**
8. Evening Book Club at the Fontana Library – **Thursday, November 21, 2013, 5:30 pm**
9. GLEA Board Meeting – **Thursday, November 21, 2013, 7:00 pm**
10. Public Works Committee Meeting – **Saturday, November 23, 2013, 8:00 am**
11. Plan Commission Meeting – **Monday, November 25, 2013, 5:30 pm**
12. Village Board/Plan Commission Joint Session Meeting – **Monday, November 25, 2013, 5:45 pm**
13. Village Hall and Library Closed for Thanksgiving Holiday – **Thursday and Friday, November 28 & 29, 2013**

**Approval of Village Board Minutes**

Pappas stated that he had a question about the minutes for the October 28, 2013 closed session. Trustee Spadoni/Trustee McGreevy 2<sup>nd</sup> made a MOTION to approve the open session minutes for the meetings held October 7, 18 and 28, 2013, as presented, and to table the closed session minutes for the meeting held October 28, 2013. The MOTION carried without negative vote.

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

The September 2013 reports were distributed.

Trustee Spadoni/Trustee McGreevy 2<sup>nd</sup> 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**

Hayden stated that besides the distributed list of payables, there also are invoices for \$91 to reimburse her for the purchase of pizzas for a Park Commission seed sowing event held November 9, 2013, and for \$2,575 from Heyer True Value Hardware for the purchase of paint and equipment for a Safety Building project. Pappas had several questions about the monthly village attorney invoice and calls made to Attorney Thorpe by Trustee Spadoni, about a payable to Big Foot Country Club, and about an invoice and the total year-to-date expenses for the Digger's Hotline locating service contracted service provider.

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

## **General Business – President Petersen**

### **Public Hearing – 2014 Village of Fontana Municipal Budget**

President Petersen opened the public hearing at 6:11 pm. Hayden updated the Village Board on the budget that was approved for publication. Micki O’Connell asked what the Village’s total debt amounted to including the borrowing for the Tax Incremental Financing District, and what percentage of the local tax levy is allocated for the annual debt service payments. Hayden replied that the total debt the Village currently has accumulated totals about \$20 million, and the annual debt service payments account for 23 percent of the levy. The public hearing was closed at 6:15 pm.

### **Resolution No. 11-11-13-01 Adopting the Tax Rate for 2013 and Collected in 2014**

Hayden stated that the Resolution approves the 2014 Budget as presented and authorizes the village tax rate at \$2.670722205 per \$1,000 of assessed valuation, as called for in the budget. The rate for the Village of Fontana portion of the tax bill is a 6 percent increase from last year.

Trustee Spadoni/Trustee Kenny 2<sup>nd</sup> made a MOTION to approve Resolution 11-11-13-01, adopting the tax rate for 2013 and collected in 2014, as presented. The MOTION carried on a 6-1 vote, with Trustee Pappas opposed.

### **Resolution No. 11-11-13-02 Recognizing the 2013 Tax Levies**

Hayden stated that the annual Resolution that recognizes the 2013 tax levies for all the taxing jurisdictions is not yet final because the Village hasn’t received the levies for the state and for Walworth County, and the state DOR has not supplied the TIF increment total.

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

### **Ordinance No. 11-11-13-01, An Ordinance to Adopt the 2013 Village of Fontana Municipal Budget and Tax Levy, and to Appropriate the Necessary Funds for the Governmental and Administrative Operations of the Village of Fontana on Geneva Lake for the 2014 Fiscal Year**

Hayden stated that the Ordinance to adopt the 2013 budget and tax levy, and to appropriate the necessary funds for the governmental and administrative operations for the 2014 fiscal year does not include the TID figures, which have not yet been supplied by the DOR. Hayden stated that those figures could be added to the Ordinance when they are received, or the Village Board could approve the ordinance without those figures, since they are not required and have been included in the past simply for informational purposes.

Trustee Spadoni/Trustee Kenny 2<sup>nd</sup> made a MOTION to approve Ordinance 11-11-13-01, adopting the 2013 Village of Fontana Municipal Budget and Tax Levy, and appropriating the necessary funds for the governmental and administrative operations of the Village of Fontana for the 2014 fiscal year, with the TID Contribution and Total 2013 Village & TID Levy items removed. The MOTION carried on a 6-1 vote, with Trustee Pappas opposed.

### **Operator’s License Applications Filed by Evelyn Wichman, Darryl Lonzaga, Nathan R. Crone and Mayra Rodriguez (Abbey Resort)**

There were no concerns in the required background checks.

President Petersen/Trustee McGreevy 2<sup>nd</sup> made a MOTION to approve the Operator’s License applications filed by Abbey Resort employees Evelyn Wichman, Darryl Lonzaga, Nathan R. Crone and Mayra Rodriguez, and the MOTION carried without negative vote.

### **2014 Fee Changes**

Hayden stated that the approved 2014 budget contains proposed increases to the parking sticker and lakefront fees. Hayden stated proposed changes to the mooring lease fees, launch ramp rates, and beach fees have not yet been considered by the Lakefront and Harbor Committee; however, the proposal to increase the resident parking sticker fee by \$5 each could be considered the Village Board for approval. The Lakefront Committee recommendation and the parking sticker fee increase will have to be finalized in a resolution for consideration at a future meeting.

Trustee McGreevy/Trustee Kenny 2<sup>nd</sup> made a MOTION to approve a \$5 increase in the fee for a resident parking sticker so that they cost a total of \$15 each, and the MOTION carried without negative vote.

### **Paratech Ambulance Service 24/7 Backup Contract**

Hayden stated that the Village Board adopted an initial contract for backup emergency rescue services to be provided by Paratech Ambulance 24 hours a day, seven days a week. Hayden stated that since there is now a Paratech employee stationed at the Fontana Safety Building, staff is recommending that the initial contract be terminated.

Trustee Spadoni/Trustee McGreevy 2<sup>nd</sup> made a MOTION to direct staff to provide the 30-day notice to terminate the contract with Paratch Ambulance that calls for 24/7 emergency call backup services, and the MOTION carried without negative vote.

### **Fontana Fire and Rescue Department Captain Appointment of Will Jansen**

Petersen stated that the recommended appointment of Will Jansen to one of the new captain positions for the Fontana Fire and Rescue Department requires Village Board approval.

Trustee Spadoni/Trustee McGreevy 2<sup>nd</sup> made a MOTION to approve the appointment of Will Jansen as a captain on the Fontana Fire and Rescue Department, and the MOTION carried without negative vote.

### **Utility Bill Credit Request for 327 Church Drive**

Hayden stated that a strange situation with a high volume of water use in the second quarter at the residence owned by Susan Beveridge at 327 Church Drive resulted in a prolonged investigation before the matter was resolved. Staff recommended approval of the requested \$221.84 credit for the sewer portion of the utility bill.

Trustee Spadoni/Trustee Kenny 2<sup>nd</sup> made a MOTION to approve a \$221.84 credit for the Utility bill for Susan Beveridge, 327 Church Drive, and the MOTION carried without negative vote.

### **Approval of Summer 2014 Beach Management and Authorize Hiring of Summer Staff**

Hayden stated that the Village Board annually approves the municipal beach manager and authorizes staff to hire the summer employees during the winter months, but since the recommendation is to bring back Danielle Foley as the manager and the most of the staff likely will be back, she would like the Board to consider approval earlier this year.

Trustee Kenny/Trustee McGreevy 2<sup>nd</sup> made a MOTION to authorize the hiring of Danielle Foley as the beach manager for the 2014 season, and to authorize her to commence with the annual hiring process for the summer staff. The MOTION carried without negative vote.

### **Holiday Bonus**

Hayden stated that the Village employees received \$50 gift cards for a holiday bonus last year.

Trustee Kenny/Trustee Spadoni 2<sup>nd</sup> made a MOTION to approve the annual \$50 holiday bonuses for the Village employees, and the MOTION carried without negative vote.

### **Village Attorney Correspondences with Village Board Members**

Pappas stated that he requested the item because he was concerned that the village attorney is being requested for information or opinions from Village Board members and not supplying the responses to all the members. Thorpe replied that he does copy all the Board members on everything he is directed to do, and Pappas is misinterpreting the monthly invoice report. Thorpe stated that one of the items brought up by Pappas consisted of a one-minute phone call from one of the trustees inquiring about how a project was coming along, and that other tasks were also completed during the invoice item that covered more than one hour of total time. Thorpe stated that he was not on the phone with the trustee for one hour, and that the project he was inquiring about was completed and the report was distributed to the entire Board. Pappas stated that he was just concerned that the most recent invoice from Thorpe included a lot of conversations with one trustee. Spadoni stated that he was the trustee and that he always follows the recent policy decision directed by the Board that all trustees must receive clearance from President Petersen prior to contacting the village attorney. Pappas stated that he just wanted to make sure that the entire Board is kept “in the loop.”

### **Future VOF Management Structure: Updates to Municipal Code Chapter 2, Article III, Division 2 and to Section 2-125 Regarding Village Administrator General Duties; Updates to Chapter 2, Article III, Division 3, Treasurer Job Description; and Proposed Consultant**

## **Contract to Assist with Human Resources and Management Structure Review and Recommendation**

Wilson stated that she requested the item after a recent discussion with Hayden concerning her departure for a new job with the city of Delavan. Wilson stated that prior to approving a transitional plan and hiring new employees, the Village Board should review the current job descriptions and ordinance sections for the administrator and the treasurer positions, both of which are currently held by Hayden. Wilson stated that the Village Board members should review what the current job descriptions and ordinances state and think about what the village needs moving forward. Wilson stated that Hayden's resignation has provided the village with an opportunity to review the entire management structure. McGreevy stated that at the last Village Board meeting, suggestions were made to contract for an interim administrator and/or an interim director of public works. McGreevy stated that following the meeting, he talked to Al Kaminski, the person suggested to contract for an interim director of public works. McGreevy stated that Kaminski is not interested in providing interim administrator or director of public works services; McGreevy stated that Kaminski's expertise and area where he offered to provide consultations service and guidance are with regard to human resources and personnel policies and procedures. Following further discussion, the Board came to the consensus that a consulting contract be drafted by the Village attorney for Kaminski to provide consultation services and guidance during the transition period from Hayden to the new administrative staff. Pappas stated that the contract should state the Kaminski will report his findings and any recommendations to the Village Board for consideration. Petersen stated that time is limited as Hayden will be leaving for her new job on December 9, 2013 and someone will have to be appointed to supervise the village staff. Thorpe stated that he can work out the contract terms and job descriptions and a special meeting can be called to consider final approval before December. Trustee McGreevy/Trustee Wilson 2<sup>nd</sup> made a MOTION to offer to Al Kaminski an independent contractor services agreement to be drafted by the Village attorney for Kaminski to provide consultation services and guidance during the transition period from Village Administrator/Treasurer Kelly Hayden to the new administrative staff. The MOTION carried on a 6-0 vote, with Trustee Spadoni abstaining.

## **Proposed Contracts for Interim Administrator, Interim Treasurer**

Following discussion, the Board reached a consensus that a decision on an interim administrator should be tabled at this time; however, Thorpe should be directed to continue to negotiate with Scott Vilona to serve as a temporary part-time treasurer.

Trustee Spadoni/Trustee McGreevy 2<sup>nd</sup> made a MOTION to direct the Village attorney to negotiate a contract with Scott Vilona, 879 Van Slyke Drive, to be hired as a temporary part-time treasurer, and the MOTION carried without negative vote.

Trustee Pappas/Trustee McGreevy 2<sup>nd</sup> made a MOTION to table consideration of an interim administrator until the next meeting, and the MOTION carried without negative vote.

## **Proposed Consulting Contract with Administrator/Treasurer**

Trustee McGreevy/Trustee Kenny 2<sup>nd</sup> made a MOTION to direct the Village attorney to negotiate a an independent contractor consulting services agreement with outgoing Administrator/Treasurer Kelly Hayden, and the MOTION carried without negative vote.

## **Approval of Interim Director of Public Works – Tabled 10/28/2013**

Spadoni stated that the Village Board should wait until Kaminski has completed his review and report before the proposal for an interim Director of Public Works in considered.

Trustee Spadoni/Trustee McGreevy 2<sup>nd</sup> made a MOTION to table the item until January 2014, and the MOTION carried without negative vote.

## **2013 & 2014 Chief of Police Raise – Tabled 10/28/2013**

Spadoni stated that the item should be tabled until January 2014.

Trustee Spadoni/President Petersen 2<sup>nd</sup> made a MOTION to table the item until January 2014, and the MOTION carried without negative vote.

## **Proposal to Sell Village Lakefront Building at 468 Lake Street**

Spadoni stated that he came up with the preliminary idea to sell the valuable lakefront building

currently lease by Kevin Kirkland for his Lake Geneva Marine and Fontana Paddle Boat Company businesses as a means to help the financially distressed TIF District. Spadoni stated that the building is in terrible shape and in desperate need of repairs, and if it is sold, the property value would be put back on the tax rolls. Spadoni stated that the village should find out the maximum price it could receive if the building is sold. Spadoni stated that a lakefront building and piers attached to the property would have a great market value. Following discussion, Spadoni stated that he is just looking for revenue generating ideas and he would like to get the estimated value of the building and see what it is worth.

Trustee Spadoni/Trustee Gage 2<sup>nd</sup> made a MOTION to direct staff to obtain a property valuation estimate for the village building at 468 Lake Street, and the MOTION carried without negative vote.

### **Big Foot Country Club Meeting Regarding Storm Water**

Hayden stated that following initial meetings with Big Foot Country Club and the completion of storm sewer and detention pond construction projects, the club's representative, Greg Trapani, has recently met with Trustee Gage to discuss two more areas the club would like addressed. Hayden stated that some of the storm water runoff improvements have been completed, but the club would like to commence planning on two other problem areas. Hayden stated that the item was just an update and a notice that more meetings are pending. McGreevy stated that he will join Gage in meeting with the club's representatives.

### **Report on Receipt of Signed AFSCME Union Memo of Understanding & DPW Directors Job Descriptions**

Hayden stated that the executed AFSCME Union contract memo of understanding and job descriptions for Director of Streets Ron Adams and Director of Utilities Dennis Barr were received prior to the last pay period, so the situation has been resolved as directed by the Village Board.

### **Nextel Lease Termination**

Thorpe stated that he distributed a November 8, 2013 letter to the Village Board on Nextel's proposed Lease Termination Agreement and General Release for its equipment on the Village tower at the DPW site. Thorpe stated that following a determination by the village on what existing equipment it would like Nextel to remove from the site, the agreement and release can be finalized and approved. Thorpe stated that the village engineer can provide a recommendation on what equipment should be retained by the village to accommodate a new tenant. Hayden stated that the current lease rate is \$24,000 per year, which the village will want to recoup from a new tenant.

Trustee Pappas/Trustee McGreevy 2<sup>nd</sup> made a MOTION to approve the Village of Fontana Cellular Tower Lease Termination Agreement and General Release with Nextel, as recommended by the village attorney, and contingent on the village engineer determining what existing equipment should be removed from the site by Nextel and what equipment should be retained by the Village. The MOTION carried without negative vote.

### **Preauthorization to Order New Squad Car for Purchase and Delivery in 2014**

Chief Steve Olson stated that he solicited three bids for the 2014 Ford Utility Interceptor squad car that is in the 2014 approved budget, and the best bid was submitted by Kunes Country Ford. Olson stated that it takes up to three months for new squad cars to be equipped following the placement of the order and he requested authorization to order the car now for delivery and payment in 2014.

Trustee McGreevy/Trustee Kenny 2<sup>nd</sup> made a MOTION to authorize staff to order the 2014 Ford Utility Interceptor squad car as budgeted, from Kunes Country Ford, for delivery and payment in 2014. The MOTION carried without negative vote.

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

#### **Shabbona Drive Pay Request No. 2**

The \$494,708 pay request No. 2 submitted by McGuire, Inc., for the Shabbona Drive construction project was reviewed and approval is recommended.

Trustee McGreevy/Trustee Spadoni 2<sup>nd</sup> made a MOTION to approve the \$494,708 pay request No. 2 submitted by McGuire, Inc., for the Shabbona Drive construction project, as recommended, and the MOTION carried without negative vote.

### **Tarrant Drive Pay Request No. 8**

The \$11,268 pay request No. 8 submitted by S&L Underground and Trucking, Inc., for the Tarrant Drive storm sewer project was reviewed and approval is recommended.

Trustee McGreevy/Trustee Kenny 2<sup>nd</sup> made a MOTION to approve the \$11,268 pay request No. 8 submitted by S&L Underground and Trucking, Inc., for the Tarrant Drive storm sewer project, as recommended, and the MOTION carried without negative vote.

### **SCADA Upgrade Plan for 2013 and 2014 Budgets – Approve Altronex Control Systems Proposal**

Village electrician Russ Ceschi explained the proposed \$63,420 SCADA radio warning system upgrade plan submitted by Altronex Control Systems, Madison. The Public Works Committee directed staff to move forward with the Altronex Control Systems SCADA system repair and upgrade plan in the best manner possible, with the funding available in the 2013 Utility Budget. The balance of the project can be completed in 2014. Following discussion, the Board reached the consensus that the entire proposal should be completed, with work not to exceed a total cost of \$44,000 in 2013. The remaining \$19,420 will be allocated from the 2014 Utility Budget. The \$44,000 will cover item A on the proposal, workstation hardware and software, \$11,021; item B, new batteries, \$920; and up to \$32,059 worth of the 18 upgraded radios in item C, which total \$39,152.

Trustee Spadoni/Trustee Pappas 2<sup>nd</sup> made a MOTION to approve the \$63,420 SCADA radio warning system upgrade plan submitted by Altronex Control Systems, Madison, with an amount not to exceed \$44,000 allocated from the 2013 Utility Budget, and the balance to be funded and completed in 2014. The MOTION carried without negative vote.

### **DPW Garage Kohler Generator Set 2013 Project & PVM Agreement for Village Generators – Approve Proposals**

McGreevy stated that the Public Works Committee approved a motion at its October 21, 2013 meeting to direct staff to allocate from the 2013 DPW and Utility Fund budgets an amount not to exceed \$18,685 for the purchase and installation of a Kohler Generator Set at the DPW garage as proposed by Total Energy Systems, LLC and Power Tech, LLC, and to allocate the necessary funding to immediately commence with an annual preventative maintenance contract for the village generators with Total Energy Systems. Hayden stated that there is funding in the 2013 budgets for the project; however, the budgeted funds are about \$5,000 less than the estimated total cost for the project. Hayden stated that if necessary, the \$5,000 could be allocated from the Utility Budget.

Trustee Pappas/Trustee McGreevy 2<sup>nd</sup> made a MOTION to approve the purchase and installation of a Kohler Generator Set at the DPW garage as proposed by Total Energy Systems, LLC and Power Tech, LLC for a total cost not to exceed \$19,000. The MOTION carried without negative vote.

### **Outdoor Concrete Bin Enclosure Project and Shop Building Frame Repair Projects – Approve Proposals Submitted by Maize Construction**

McGreevy stated that the committee approved a motion October 21, 2013 to recommend that the Village Board not carry over into the 2014 budget the entire \$50,000 that was remaining from the 2013 DPW budget for chip sealing projects, and instead reallocate approximately \$25,192 from that line item to cover the Public Works Department's half of the concrete bins enclosure project, \$15,850, and half of the new shop generator project, \$9,342. Adams presented proposals submitted by Maize Construction, Delavan, to complete a project to enclose the outdoor concrete bins for the storage for \$31,700, and to replace the steel framing on the front of the pole barn storage building for \$7,460. Following discussion, Thorpe confirmed that state statutes require any proposed construction projects that will exceed a total cost of \$25,000 have to be put out for bids.

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

### **North Lakeshore Drive Rust Abatement Project – Approve Motorsport Powdercoating Proposal**

Adams stated that one section of the severely rusted North Lakeshore Drive bridge railing has been sandblasted, repainted and reinstalled on the bridge for \$376. Adams reported at the October 21, 2013 committee meeting that Motorsport Powdercoating, Delavan, will sandblast and repaint the 23 total 16-foot sections that will be cut out of the North Lakeshore Drive bridge hand railing. The

DPW crew will cut the railing into 23 sections and take the individual sections out one at a time and transport them to the Delavan business where they will be sandblasted and repainted, and then reinstall them on the bridge. Adams stated that the total project cost with Motorsport Powdercoating will be \$8,648 for all 23 of the 16-foot sections. The committee directed Adams to make sure the 2014 budget includes the \$8,272 needed to repaint the 22 remaining 16-foot sections of the bridge railing and to get the project completed as time permits during the next year. Hayden stated that the funds are included in the 2014 budget that was adopted earlier in the meeting.

Trustee McGreevy/Trustee Spadoni 2<sup>nd</sup> made a MOTION to approve the proposal submitted by Motorsport Powdercoating, Delavan, and to direct staff complete the project as time permits throughout the year. The MOTION carried without negative vote.

#### **Dueco Bucket Truck Repair Quote**

Adams stated that the hydraulic system and boom lift for the Street Department's bucket truck required emergency repairs, and he was able to negotiate an initial \$6,315 cost estimate from Dueco, Inc., Waukesha, down to \$4,000.

Trustee Kenny/Trustee McGreevy 2<sup>nd</sup> made a MOTION to approve an amount not to exceed \$4,000 for Dueco, Inc., Waukesha, to repair the DPW bucket truck, and the MOTION carried without negative vote.

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

##### **Ordinance Amendments for Dog Walking Language**

Wilson stated that following the review of the park related ordinances with Chief Olson, the proposed ordinance amendment boils the current regulations down to three concise sentences.

Trustee Pappas/Trustee McGreevy 2<sup>nd</sup> made a MOTION to approve Ordinance 11-11-13-02, repealing and recreating Section 10-6(b) of the Municipal Code, regarding dogs and the removal of fecal matter. The MOTION carried without negative vote.

##### **Park Permit Application for Mortgage Burning Party at Park House**

The Park Commission is hosting a party at the Park House on November 14, 2013 to celebrate the final repayment made this year to the General Fund for the Little Foot Park playground improvement project and new pirate ship. Former and current Park Commissioners and village officials, and the Big Foot Lions Club, which donated a total of \$30,000 for the project, have been invited to attend. The Park Commission applied for a beer and wine permit for the party.

President Petersen/Trustee Pappas 2<sup>nd</sup> made a MOTION to approve the Park Permit application filed by the Park Commission for the November 14, 2013 party at the Park House, with the fee waived. The MOTION carried without negative vote.

##### **Park Permit Application Filed by Big Foot High School Cross Country Team, Duck Pond Recreation Area and Pavilion, September 23, 2014**

Wilson stated that the Big Foot High School cross country team recently hosted a race at the Duck Pond and they would like to hold it there again next fall. The team requested that the fee be waived.

Trustee Wilson/Trustee Kenny 2<sup>nd</sup> made a MOTION to approve the Park Permit application with the fee waived, as recommended, and the MOTION carried without negative vote.

#### **Lakefront Committee – Trustee Pappas**

##### **Lockwood Scuba Museum Clean-Up Dive Event Sunday, October 19, 2014**

Pappas stated that the club held a dive clean-up event last month that was a success and they would like authorization to hold it again next fall.

Trustee Pappas/Trustee Kenny 2<sup>nd</sup> made a MOTION to approve the request by the Lockwood Scuba Museum to hold a clean-up dive on the village lakefront on Sunday, October 19, 2014, subject to the club notifying the Fontana Fire and Rescue Department of the event details. The MOTION carried without negative vote.

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

##### **Proposed Amendment to Zoning Ordinance Section 18-110(d)(6)e, Regarding Date Range for Temporary Sunshade Structures**

Spadoni stated that following a public hearing at the October 25, 2013 meeting, the Plan Commission recommended approval of the ordinance amendment as presented. Trustee Spadoni/Trustee Kenny 2<sup>nd</sup> made a MOTION to approve Ordinance 11-11-13-03, amending Section 18-11(d)(6)e of the Municipal Code, regarding the date range for removal of temporary sunshade structures, as recommended. The MOTION carried without negative vote.

**Proposed Zoning Ordinance Amendments to Create Sections 18-229.1 to 18-229.13, and to Repeal and Recreate Sections 18-13, 18-199(a) and 18-200(b), Regarding Construction Site Erosion Control Regulations and Definitions**

Spadoni stated that following a public hearing at the October 25, 2013 meeting, the Plan Commission recommended approval of the Zoning Code amendments as presented. The amendments reestablish construction site erosion controls that were inadvertently left out of the recently rewritten Zoning Code.

Trustee Spadoni/President Petersen 2<sup>nd</sup> made a MOTION to approve Ordinance 11-11-13-04, creating Sections 18-229.1 to 18-229.13, and repealing and recreating Sections 18-13, 18-199(a) and 18-200(b), regarding construction site erosion control regulations and definitions, as recommended. The MOTION carried without negative vote.

**Announcement: Joint Session Meeting with Village Board for Shodeen Group Development Concepts Presentation – Monday, November 25, 2013, 5:45 pm**

A special joint session meeting of the Plan Commission and Village Board has been scheduled for Monday, November 25, 2013 beginning at 5:45 pm, after the monthly Plan Commission meeting.

**Closed Session**

Trustee Kenny/Trustee McGreevy 2<sup>nd</sup> made a MOTION at 7:19 pm to adjourn into Closed Session pursuant to Wis. Stats. Chapter 19.85 (1)(c), “considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility,” specifically negotiations for interim administrator, interim treasurer, and consulting contract for administrator, and Police Chief Pay Raise; and pursuant to Chapter 19.85 (1)(e) “deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require,” specifically Acquisition of Easement and Title for New Water Tower Near Abbey Springs; the Duck Pond Development Site; WPPA Union Negotiations; AFSCME Union Contract Renewal; Interim administrator, or interim treasurer, and consulting contract for administrator. The roll call votes was as follows:

Trustee Kenny – Aye

Trustee Pappas – Aye

Trustee Wilson – Aye

Trustee Spadoni – Aye

Trustee Gage – Aye

President Petersen – Aye

Trustee McGreevy – Aye

The MOTION carried on a 7-0 vote.

Trustee McGreevy/Trustee Spadoni 2<sup>nd</sup> made a MOTION at 8:15 pm to adjourn the closed session and to reconvene in open session, and the MOTION carried without negative vote.

**Adjournment**

President Petersen/Trustee Spadoni 2<sup>nd</sup> made a MOTION at 8:15 pm to adjourn the meeting, 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: 12/2/2013