

**VILLAGE OF FOX POINT
VILLAGE BOARD MEETING
TUESDAY, MAY 8, 2018**

A meeting of the Fox Point Village Board was held on Tuesday, May 8, 2018 in Schwemer Hall, 7200 N. Santa Monica Boulevard. President Frazer called the meeting to order at 7:00 p.m. President Frazer asked the Village Clerk to take roll call. The Village Board present included:

Village President Douglas H. Frazer
Trustee Eric Fonstad
Trustee Bill Kravit
Trustee Greg Ollman
Trustee Liz Sumner
Trustee Christine Symchych
Trustee Marty Tirado

Also present were Village Attorney Eric Larson, Village Manager Scott Botcher, Assistant Village Manager Michael Pedersen, Police Chief Chris Freedy, and Village Clerk/Treasurer Kelly Meyer.

Notice of the meeting was provided to the North Shore Now and to all others as required by State open meetings laws and posted on the official bulletin board at 7200 N Santa Monica Boulevard, as well as the village website at www.villageoffoxpoint.com, as per 2015 Wisconsin Act 79 and as described in Village Ordinance Chapter 116-2, 116-2(C).

Ceremonial Oath of Office: Elected Trustee Marty Tirado and Elected Trustee Liz Sumner

The Village Clerk administered ceremonial oaths of office to re-elected Trustee Marty Tirado and to Trustee Liz Sumner.

Persons desiring to be heard

President Frazer opened public comment.

Julie Parve, 500 East Fox Dale Court

Ms. Parve thanked everyone for contacting the group Fox Point Backyard Chickens, for giving us your comments and us to give our feedback. The group will be meeting this Friday with President Frazer steps in the progression of the process. A request will be made to be placed on an upcoming Committee or Village Board agenda.

Dr. Gary Hollander, 6807 North Lake Drive

Dr. Hollander commented on three items. He stated in regard to the proposed McDonald's Restaurant agenda item, he appreciated the proposal to update the façade and the attention to accessibility with safety issues. He asked that the Board and McDonald's consider increasing the rubbish collection opportunities outside and inside the building, due to being a major contributor to litter in the village.

Dr. Hollander expressed his appreciation to the water utility, sanitary workers and public works department for their follow up on issues related to last summer's work in a variety of locations regarding water utility. There is still work to be done from last year and he encourages the board to work with Scott and his department regarding contracting, as some of this may not be covered in the contracts.

Dr. Hollander asked that the trustee's update the Comprehensive Plan for the village. It was necessary for the Dunwood property and it is necessary for commercial spaces, traffic consideration and any expenditures related to the village pool.

Hearing no comment, President Frazer closed public comment.

Committee Reports

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Plan Commission Report

Trustee Fonstad gave a brief report of the Plan Commission's review and consideration for McDonald's Restaurant (048-0239), 8739 North Port Washington Road. Trustee Fonstad noted two additional items were added to the Conditional Use Order at the Plan Commission meeting; the first item was to require that the pavement be milled, re-laid and restriped and the second item was a landscape plan be presented to the village forester for his approval. The Commissioners unanimously recommended that the village board approve the Conditional Use Order.

There were no questions or comments; therefore, hearing no comment, President Frazer closed public comment period.

Consent Agenda

President Frazer opened for public comment; hearing no comments, public comment was closed.

- a. Approve the minutes of the April 10, 2018 village board meeting.
- b. Grant a Conditional Use Permit to McDonald's Restaurant (048-0239), 8739 North Port Washington Road and authorize the Village President and Village Clerk/Treasurer to sign the Conditional Use Order, contingent upon Building Boards approval.
- c. Approve Change Order No. 1 from Kapur & Associates in the amount of \$2,962.50 for additional construction inspection time on the 2017 Street and Utility Improvement Project, and authorize the Village President and Village Clerk/Treasurer to execute the change order per the Director of Public Works' memorandum dated April 30, 2018.
- d. Accept the proposal of Munson, Inc. in an amount not to exceed \$18,000.00 for the asphalt reconstruction work for the Lake Drive Manhole Repairs, and authorize the Village President and Village Clerk/Treasurer to sign the contract per the Director of Public Works' memorandum dated April 30, 2018.
- e. Accept the proposal of Munson, Inc. in an amount not to exceed \$17,403.00 for the Water Main Break Patching, and authorize the Village President and Village Clerk/Treasurer to sign the contract per the Director of Public Works' memorandum dated April 30, 2018.
- f. Accept the proposal of Munson, Inc. in an amount not to exceed \$20,050.00 for the Road Patches and Repairs on Belmont and Barnet Lanes, and authorize the Village President and Village Clerk/Treasurer to sign the contract per the Director of Public Works' memorandum dated April 30, 2018.
- g. Accept the bid of Crawford Tree and Landscape in an amount not to exceed \$30,000 for the 2018 Emerald Ash Borer Treatment Project and authorize the Village President and Village Clerk/Treasurer to sign the contract per the Village Forester's memorandum dated April 26, 2018.
- h. Accept the bid of Bark River Tree and Landscape, Inc. in an amount not to exceed \$20,000 for the removal of diseased elm trees and authorize the Village President and Village Clerk/Treasurer to sign the contract per the Village Forester's memorandum dated April 26, 2018.

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- i. Accept the proposal of Short Elliot Hendrickson in an amount not to exceed \$10,000 for the review of Lot 2 of the Dunwood Crossing project and authorize the Village President and Village Clerk/Treasurer to sign the contract per the Director of Public Works' memorandum dated April 30, 2018.
- j. Accept the change order from Short Elliot Hendrickson in an amount not to exceed \$26,000 for additional review of the development documents from Lot 1 of the Dunwood Crossing project as well as for construction inspection services associated with the installation of the water main and sanitary sewer lateral tie-ins and authorize the Village President and Village Clerk/Treasurer to sign the change order per the Director of Public Works' memorandum dated April 30, 2018.
- k. Adopt the Relocation Order Resolution and Resolution of Necessity for Utility Work on North Merrie Lane, as described in resolution attachment Exhibit A ("Merrie Lane Properties").
- l. Adopt the Relocation Order Resolution and Resolution of Necessity for Utility Work on 1500 E Lilac Lane, as described in resolution attachment Exhibit A.
- m. Refer to the Village Plan Commission for joint meeting with the Building Board, and for Plan Commission report and recommendation to the Village Board, the Stormonth Elementary School, 7301 North Longacre Road application for parking lot reconstruction and new installation of lighting, and to set the public hearing for the June 12, 2018 regular Village meeting which begins at 7:00 p.m., immediately following the Persons Desiring to be Heard agenda item.
- n. Approve the request of the United Performing Arts Fund to use village streets on June 3, 2018 for their 2018 Ride for the Arts per the Assistant Village Manager's memorandum dated May 2, 2018.
- o. Approve Payment of the Bills in the amount of \$164,619.61 for the period April 1, 2018 through April 30, 2018 per the report submitted by the Village Manager.

On motion by Trustee Symchych, seconded by Trustee Kravit, and carried unanimously, the Village Board approved the consent agenda, as noticed.

Appointments to Various Boards, Committees, and Commissions

On motion of President Frazer, seconded by Trustee Fonstad, the Village Board approved the appointments of President Frazer to the Various Boards, Committees and Commissions, as presented and per the attached Village President's Appointments dated May 8, 2018, [Exhibit A].

Without objection, President Frazer amended the prior motion to include the Building Board appointments by Resolution as drafted for the term 2018-2020 and as presented. Motion carried unanimously.

Modifications to Chapter 670, Concerning Regulation of Sex Offender Residence

Village Attorney Eric Larson distributed a copy of the updated ordinance to the village board; he noted there was one change on page three in the preamble for clarification and a typo on page six.

Attorney Larson presented the modifications to Chapter 670, concerning regulation of Sex Offender Residence. Attorney Larson distributed a revised Ordinance for Chapter 670. The courts

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have redefined the regulations and laws on sex offenders; Village of Fox Point made the changes to obtain a firm foundation for the law changes.

On motion of Trustee Frazer, seconded by Trustee Fonstad, and carried unanimously, the Village Board adopted the Ordinance to Repeal and Re-create Chapter 670, Specifically, Article X, Sections 670-41, 670-42, 670-43 and 670-46 of the Village of Fox Point Village Code Concerning Regulation of Sex Offender Residency, as reflected in pages 106-153 of the agenda packet, including Village of Fox Point Child Safety Zones Map/List Exhibit 670-43A and authorize Village Attorney Eric Larson to correct the typo on page six, Section E, second line to omit the word "of". In addition subject to a change, page three of the proposed ordinance, the third whereas clause from the bottom, third to the last line, strike and appeal board and insert a sex offender resident board to serve as an appeals board.

Future Agenda Items

Trustee Tirado moved the village board to discuss and consider allowing for the owning and raising of chickens on private properties in Village of Fox Point at its next regularly scheduled village board meeting. Seconded by Trustee Sumner. Motion carried unanimously.

Announcements

Trustee Fonstad announced last Wednesday he attended the Southeastern Wisconsin Coastal Reliance Program project meeting in Cudahy. Most of the Lake Michigan shoreline is privately held; the village owns very little. For citizens who own shoreline property, there are concerns with the bluff top land. Trustee Fonstad will pass on materials picked up at the meeting to be passed on the Public Works Director Scott Brandmeier; there are some good resources available in the material.

Trustee Fonstad also reported he attended the third of six meetings with the architectural firm at the North Shore Library has retained to help with the conceptual plans to redesign the library. The next meeting will be on May 31, 2018. Four different conceptual design ideas were presented. Last year, 5.3 million dollars is value of library materials were checked out; this assists in clarifying the overall value to the community.

Trustee Sumner acknowledged that it is municipal clerk's week; she expressed her gratitude and appreciation to both Village Clerk Treasurer Kelly Meyer and Deputy Clerk Jilline Dobratz for all that they do.

Trustee Sumner reported she has been working with the Fox Point Foundation on their events. Fox Point Foundation is currently working on the July 4th parade event. Trustee Sumner will be requesting an e-mail be sent out to trustees in regard to the July 4th event.

Trustee Tirado updated the village board on the pool committee. This coming Monday, May 14, 2018, the pool committee will meet at 8:00 a.m. in the village board room. The first report from Community Design Solutions Team from UW Milwaukee will have a presentation with the potential pool conceptual designs and plans for two locations. The same potential conceptual design plans hopefully will be made available at a village board meeting as well.

Village President Frazer reported the third annual open house will be held on June 9, 2018; it will be bigger and better. President Frazer invited village residents and families to attend.

President Frazer announced there have been more volunteer applications coming into the village for the various boards, committees, commissions. Anyone who submits or has submitted an application will be placed in the village files until a vacancy or opening comes up. He is very happy with the number of citizens who have responded and wish to volunteer to assist the village.

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At the June village board meeting, President Frazer expects to have a municipal court report from Municipal Judge Scott Wales, as well as a report on public health issues facing the north shore population from North Shore Health Department Representative Dr. Bruce Weiss.

Village Manager Scott Botcher personally thanked Village Clerk Treasurer Kelly Meyer and Deputy Clerk Jilline Dobratz for all the work that the clerk's office does, including all the election responsibilities. Manager Botcher noted they are both very good and we are very fortunate to have them at the village.


Assistant Village Manager Michael Pedersen and Village Manager Scott Botcher have been working on sponsorships for the village pool. Some of this year's pool events may be sponsored. The village pool currently has a company, a real estate firm, who will be sponsoring two of the movie float nights this year. The village is trying to generate more interest and more sponsorship for some things on the pools calendar.

Manager Botcher presented new waterline duct pipe and replaced waterline duct pipe to examine the difference.

Adjourn

On motion of Trustee Ollman, seconded by Trustee Symchych, and carried unanimously, the Village Board adjourned the Village Board meeting at 7:36 p.m.

Respectfully submitted,



Kelly A. Meyer, EMC/MCMC
Village Clerk/Treasurer

May 8, 2018

APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS
VILLAGE OF FOX POINT, WISCONSIN¹

Plan Commission
(3-year term)

Scott Yauck (R)
Carol Wilkens (R)
Donald Zien (R)
John Crichton (R)

Board of Appeals (*confirmation requested*)
(3-year term)

Nancy Filsinger (R)
Jeff Davis (Alternate #1) (R)
Carlie Aizenberg (Alternate #2)(currently Alternate #3)(R)
Catie Anderson (Alternate #3)(currently Alternate #4)(R)
Robert Cory (Alternate #4)

Building Board (*confirmation requested by resolution*)
(2-year term)

Dell Wilson (R)
Justin Racinowski (R)
Michael West (R)
Matt Amman (R)
Jeff Weber (R)

Board of Review (*confirmation requested*)
(1-year term)

Trustee Eric Fonstad (R)
Michael Carter
Aaron Aizenberg
Christopher Mehring (Alternate #1)
Aaron Prater (Alternate #2)

Fair Housing Commission (*confirmation requested*) (5-year term)
No vacancies

¹ (R) designates returning member.

Administration Committee

(1-year term)

Trustee Fonstad, Chair (R)
Trustee Liz Sumner (R)
Trustee Greg Ollman (R)

Finance Committee

(1 year term)

Trustee Symchych, Chair (R)
Trustee Tirado (R)
Trustee Kravit (R)

Audit Committee

(1-year term)

Trustee Symchych, Chair (R)
Trustee Tirado (R)
Trustee Kravit (R)
Terry Rindt (R)
Kenneth J. Wirth, Jr. (R)

Water/Sewer Utility Committee

(1-year term)

Trustee William Kravit, Chair (R)
Joel Been (R)
Gisela Chelimsky (R)
Elizabeth Aelion (R)
Andrew Pokrass (R)

Ethics Board *(confirmation requested)*

(3-year term)

Ray Manista, term ending in 2021

North Shore Library Board *(confirmation requested)*

(3-year term)

Trustee Eric Fonstad (R)

Historic Preservation Committee

Trustee Christine Symchych, Chair (R)
Del Wilson (R)

Shared Services Committee

TBD

Rep – North Shore Health Department

Bruce Weiss, M.D. (R)

Rep – North Shore Fire Commission

No vacancy

Board of Police Commissioners

(5 year term)

Robert Fetherston, Jr. (R)

North Shore Water Commission *(confirmation requested)*

(1-year term)

Scott Botcher (R)

Karen M. Schapiro, Alternate (R)

Weed Commissioner

(1-year term)

Douglas H. Frazer (R)

Fox Point Representative ICC for County Real Estate

(1-year term)

Jaime Druck (R)

Pool Committee

Dirk Stallman

Catie Anderson

Respectfully submitted,

Douglas H. Frazer

Village President

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Additional Appointments

APPOINTMENTS TO BOARDS, COMMITTEES AND COMMISSIONS
VILLAGE OF FOX POINT, WISCONSIN¹

Tree Commission
(3-year term)

Louis Petering (R)
Judy Shirley (R)
Ramsey Radakovich (R)

Respectfully submitted,

Douglas H. Frazer
Village President
May 8, 2018

¹ (R) designates returning member.