

**VILLAGE OF FOX POINT
VILLAGE BOARD MEETING MINUTES
JUNE 14, 2022**

A meeting of the Fox Point Village Board was held by a combination of in-person and virtual attendance via telephonic and video conferencing on Tuesday, June 14, 2022 in Schwemer Hall, 7200 N. Santa Monica Boulevard. President Frazer called the meeting to order at 7:00 p.m. and asked the Village Clerk Treasurer to take roll call. Roll Call of the Village Board present included:

Village President Douglas H. Frazer
Trustee Eric Fonstad (via Zoom)
Trustee Christine Symchych (via Zoom)
Trustee Liz Sumner (via Zoom)
Trustee Greg Ollman
Trustee Catie Anderson Knight (via Zoom)
Trustee Liz Aelion

Not Present:

Also, present were Village Attorney Eric Larson (via Zoom), Village Manager Scott Botcher, Public Works Director Scott Brandmeier, Police Chief Chris Freedy (via Zoom), Assistant Village Manager Kevin Ausman (via Zoom) 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).

Persons desiring to be heard

President Frazer opened Persons desiring to be heard. President Frazer noted the procedures for public comment.

Nancy Ellis, 8655 N Regent Road expressed her gratitude on behalf of the Farmer's Market for those responsible for making a grant possible.

Marianne Koehn, 7511 N Lake Drive commented on her family's excitement regarding the project near on Lake Drive to fix the drainage issues; she thanked the Board for considering the project.

Without objection and hearing no other public comments, President Frazer closed the public comment period.

Committee Reports

1. Plan Commission Report

Trustee Fonstad gave a report on the Plan Commission meeting that took place on Monday, June 6, 2022. The only substantive item on the agenda concerned a land combination brought forward by Matthew and Renee Kirchner at 7250 N Beach Drive. The Plan Commission recommended the Village Board approve the application and consider the CSM as final.

Consent Agenda

- a. Approve the minutes of the April 20, 2022 Special Village Board meeting.
- b. Approve the minutes of the May 10, 2022 Village Board meeting.

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- c. Grant the renewals for two “Class A” Beer and Intoxicating Liquor Licenses, renewals for five “Class B” Beer and Intoxicating Liquor Licenses, and approve the appointment of one new agent, per the Village Clerk Treasurer’s memo dated May 11, 2022, subject to any conditions as noted.
- d. Grant the Cigarette and Tobacco Product Retail License to the Establishment Walgreen Co, d/b/a, Walgreens #03125, located at 8615 North Port Washington Road – agent Tammy Marie Kachelmeier per the Village Clerk/Treasurer’s memo dated May 11, 2022, subject to any conditions as noted.
- e. Approve the Green Solutions Funding Agreement with MMSD for the Bywater Lane Bioswale stormwater project to be performed along portions of Bywater Lane.
- f. Approve the Green Solutions Funding Agreement with MMSD for the Portage Road, Links Way and Boyd Wale Bioswale stormwater project to be performed in the area south of Calumet Road and west of Lake Drive.
- g. Accept the bid of Globe Contractors in the amount of \$636,531.25 for the 2022 Stormwater Improvement Project along Bywater Lane, Fox Lane, Portage Road, Links Way and Boyd Way and authorize the Village President and Village Clerk/Manager to sign the contract per the Director of Public Works memorandum dated June 8, 2022.
- h. Accept the contract of Kapur & Associates in the amount of \$80,558 for construction inspection activities associated with the 2022 Stormwater Improvement Project and authorize the Village President and Village Clerk/Treasurer to sign the contract per the Director of Public Works memorandum dated June 8, 2022.
- i. Accept the quote of Munson, Inc. in an amount not to exceed \$70,695 for water main restoration and roadway patches at various locations in the Village and authorize the Village Manager to sign the agreement per the Director of Public Works memorandum dated June 3, 2022.
- j. Adopt a Resolution Approving of and Authorizing Submittal of the Compliance Maintenance Annual Report (CMAR) to the Department of Natural Resources for the 2021 Sanitary Sewer Activities.
- k. Accept the three-party amendment with the Department of Transportation and Kapur & Associates for additional design activities associated with the Lake Drive resurfacing project including bike lanes and crosswalks and authorize the Village President and Village Clerk/Treasurer to sign the amendment per the Director of Public Works memorandum dated June 3, 2022.
- l. Accept the two-party amendment with Kapur & Associates in an amount not to exceed \$75,509 for additional non-participating design activities associated with the Lake Drive resurfacing project and authorize the Village President and Village Clerk/Treasurer to sign the amendment per the Director of Public Works memorandum dated June 3, 2022.
- m. Accept the agreement with Kapur & Associates for the design of the water main improvement activities along Lake Drive in an amount not to exceed \$44,785 and authorize the Village President and Village Clerk/Treasurer to sign the amendment per the Director of Public Works memorandum dated June 3, 2022.

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- n. Approve the Land Combination and Certified Survey Map submitted by Applicants Matthew and Renee Kirchner at 7250 N Beach Drive, Fox Point upon all terms and conditions recommended by Plan Commission.
- o. Confirm President Frazer's list of appointments to various Boards, Committees, and Commissions.
- p. Approve payment of the bills in the amount of \$401,797.68 for the period May 1, 2022 through May 31, 2022 per the report submitted by the Village Manager.

Trustee Ollman asked to withdraw consent agenda items 4b, 4l, and 4m.

Motion by President Frazer, seconded by Trustee Ollman, and carried by roll call vote (7-0), to approve the consent agenda, absent consent agenda items 4b, 4l, and 4m.

Approve the minutes of the May 10, 2022 Village Board meeting [Consent Item 4b]

Motion by President Frazer, seconded by Trustee Ollman, and carried by roll call vote (7-0), to approve the minutes of the May 10, 2022 Village Board meeting, with the correction described by Trustee Ollman, changing Goodrich Court to Goodrich Lane on lines 120 and 127.

Accept the two-party amendment with Kapur & Associates in an amount not to exceed \$75,509 for additional non-participating design activities associated with the Lake Drive resurfacing project [Consent Agenda Item 4l]

Motion by President Frazer, seconded by Trustee Fonstad, and carried by roll call vote (7-0), to accept the two-party amendment with Kapur & Associates in an amount not to exceed \$75,509 for additional non-participating design activities associated with the Lake Drive resurfacing project, as set forth in agenda item 4l and as described on pages 74 to 86 of the agenda packet.

Accept the agreement with Kapur & Associates for the design of the water main improvement activities along Lake Drive in an amount not to exceed \$44,785 [Consent Item 4m]

Motion by President Frazer, to accept the agreement with Kapur & Associates for the design of the water main improvement activities along Lake Drive in an amount not to exceed \$44,785, as set forth in the agenda item 4m and as described in the agenda packet on pages 87-91. Trustee Fonstad seconded.

President Frazer called the question.

Roll call was taken; motion failed by roll call vote (0-7).

The Village Board directs staff to approach Kapur & Associates regarding costs.

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Presentation of FY 2021 Audit by Wendi Unger (Baker Tilly) to the Village Board

Village Auditor, Baker Tilly CPA Partner, Wendi Unger gave a brief presentation regarding the FY 2021 Audit.

Consideration and possible action of an Ordinance to repeal and re-create Section 276-4C of the Village of Fox Point Village Code “The Burning of Garbage, Brush or Rubbish”

Motion by Trustee Fonstad, seconded by Trustee Ollman, and carried by roll call vote (7-0), to adopt an Ordinance to repeal and re-create Section 276-4C of the Village of Fox Point Village Code, as set forth on pages 231 through 236, with the typographic correction Trustee Aelion pointed out, and changing the place with notification desired to be given in Section E on page 235 of the agenda packet from the Police Department to the Bayside Communications Center.

Municipal Judge Scott Wales will provide a municipal court update and answer questions from the Village Board

Municipal Judge Scott Wales gave a municipal court update and answered questions. No action was taken.

Deliberation and possible consideration of a recommendation from the Special Pilot Community Enhancement Grants Committee to award 2022 community enhancement grants.

Committee Chair Karen Schapiro gave a brief report regarding the Special Community Enhancement Grants Committee, including the committee’s consideration of the eight timely filed applications and the committee’s selection process.

Motion by Liz Sumner, consistent with the recommendation of the special pilot committee on community grants, to award a pilot one-time grant for operations in the amount of \$5000 each to the Fox Point Foundation and the Fox Point Farmers Market. Seconded by Trustee Ollman.

Discussion followed.

Amended motion by President Frazer, to add, as a condition of accepting the grant, each grantee must agree to file on or before October 31, 2022 a written report to the special committee, together with supporting documents, that describes the use of the grant and suggests—preferably by measurable standards—the additional value to the Fox Point community the grant has made possible. In a reasonably and timely manner, the special committee shall, based on the reports and other criteria, evaluate the performance of the grantees and the effectiveness of the grants, and report to the village board whether in the special committee’s view the village board should continue the community grant making program. Seconded by Trustee Ollman.

Discussion resulted.

President Frazer called the question on the amended motion.

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Roll call vote on the amended motion: 6-1 (Opposed-Trustee Symchych). Motion passes.

President Frazer called the question on the main motion.

Roll call vote on the main motion: 5-1-1, (Opposed-Trustee Symchych and Recused-Trustee Aelion). Motion passes.

Future Agenda Items – None

Announcements

Trustee Fonstad-None.

Trustee Symchych-None.

Trustee Sumner – None

Trustee Ollman-None.

Trustee Anderson Knight-None.

Trustee Aelion-None.

Village President Frazer thanked the staff for a wonderful open house, which took place on Saturday, June 11, 2022. It went well and the weather cooperated. Trustee Aelion and Trustee Anderson Knight attended; he thanked them for their participation.

Village President Frazer announced the June 11, 2022 “inaugural” of the Fox Point beer garden, which opened outside the Fox Point pool.

Village President Frazer also announced the Weed Commissioner swearing-in ceremony had been rescheduled. The rescheduled swearing-in will be Friday, June 24, 2022 at 5:00 p.m. Judge Wales has agreed to administer the oath. There will be a special appearance by the 2022 Ms. Invasive Species. Everyone is invited.

Village Manager Scott Botcher commented in conjunction with the pool, the village is working in combination with the WAC (Wisconsin Athletic Club) to offer programming at the pool this summer, such as yoga.

Assistant Village Manager Kevin Ausman clarified the village staff had reached out to the WAC in an effort to enhance the amenities for the Fox Point pool. WAC will provide programming at the pool and at Longacre Pavilion. The programming will be free for village residents and pool members and will include poolside yoga, water aerobics, aqua Zumba, and a bootcamp. A newsflash was posted on the village website.

President Frazer announced without objection and by unanimous consent, the Board will allow Trustee Sumner to make her announcements.

Trustee Sumner announced that Wednesday June 15, 2022, the Fox Point Foundation is sponsoring a Rock the Fox Concert at Longacre Pavilion from 6:00 p.m. until 8:30 p.m. Trustee Sumner further announced this weekend is the opening of the Fox Point Farmer’s Market.

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Adjourn

Motion made by President Frazer, seconded by Trustee Ollman, and carried by roll call vote (7-0), to adjourn the Village Board meeting at 9:00 p.m.

Respectfully submitted,



Kelly A. Meyer, CMC/WCMC
Village Clerk Treasurer