

**VILLAGE OF FOX POINT
VILLAGE BOARD MEETING MINUTES
OCTOBER 10, 2023**

A meeting and public hearing of the Fox Point Village Board was held by a combination of in-person and virtual attendance via telephonic and video conferencing on Tuesday, October 10, 2023 in Schwemer Hall, 7200 N. Santa Monica Boulevard. President Symchych 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 Christine Symchych
Trustee Eric Fonstad
Trustee Greg Ollman
Trustee Catie Anderson
Trustee Liz Aelion
Trustee Jennie Stoltz

Not present:

Trustee Liz Sumner

Also, present were Village Attorney Eric Larson, Village Manager Scott Botcher, Public Works Director Scott Brandmeier, Assistant Village Manager Kevin Ausman 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

Louis Petering, 7229 N Santa Monica Blvd

Ms. Petering has concerns regarding issues of reconsideration; she noted her letter of concern was submitted to the Board.

Joan McDonagh, 7425 N Beach Ct

Ms. McDonagh commended the village on their commitment to complete the complex and huge revetment project. Ms. McDonagh noted how considerate the contractors have been on the project. She requested the Board consider not planting the tall grasses or trees which would obscure the lake view.

Dianne Thomasini, 7473 N Beach Dr

Ms. Thomasini stated she is also asking that the Board consider not planting any trees that would obstruct the view of the lake.

Tiffany Hutchens 1204 E Dean Rd

Ms. Hutchens concerns are related to pedestrian access and walkability for her children on Dean Road, Lake Drive and Doctor's Park.

Mark Levin, 7415 N Beach Dr

Mr. Levin asked the Board to consider the replacement of the paved turnaround just east of 7405 N Beach Drive and adjacent to the Mary Nohl House with a grassy area for bicyclists, runners and walkers and eliminate the problem turnaround.

Hearing no other comments, President Symchych closed public comment.

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COMMITTEE REPORTS-PLAN COMMISSION

Trustee Fonstad gave the report of the Plan Commission meeting Monday, October 2, 2023 when two matters were considered. The first matter was the expansion of the Milwaukee Ballet facility at Riverpoint regarding remodeling and expanding the facility space. Plan Commission recommended the Village Board approve the application for a Conditional Use Permit. The second item was a new business also at Riverpoint called Bricks and Minifigs. This is a franchise business that has all things Lego. They are affiliated with the Lego Company. They will be offering parties, exchanges and sales. The Plan Commission also recommended approval of the Bricks and Minifigs Conditional Use Permit application.

PUBLIC HEARINGS

Conditional Use Permit for Milwaukee Ballet, 8665 N Port Washington Rd, Fox Point, WI

Open Public Hearing

Motion by President Symchych, seconded by Trustee Fonstad, and carried by roll call vote (6-0), to open the public hearing at 7:14 p.m., regarding the consideration of Milwaukee Ballet, 8665 N Port Washington Rd, Fox Point.

Public Comment

There were no public comments.

Close Public Hearing

Motion by President Symchych, seconded by Trustee Fonstad, and carried by roll call vote (6-0), to close the public hearing at 7:15 p.m., regarding the consideration of Milwaukee Ballet, 8665 N Port Washington Rd, Fox Point.

Conditional Use Permit for 8629 N Port Washington Road #8-Blue Eyed Saturday, LLC, d/b/a, Bricks and Minifigs

Open Public Hearing

Motion by President Symchych, seconded by Trustee Fonstad, and carried by roll call vote (6-0), to open the public hearing at 7:16 p.m., regarding the consideration of Blue Eyed Saturday, LLC, d/b/a, Bricks and Minifigs, 8629 N Port Washington Rd, Fox Point, WI.

Public Comment

There were no public comments.

Close Public Hearing

Motion by President Symchych, seconded by Trustee Fonstad, and carried by roll call vote (6-0), to close the public hearing at 7:16 p.m., regarding the consideration of the Blue Eyed Saturday, LLC, d/b/a, Bricks and Minifigs, 8629 N Port Washington Rd, Fox Point, WI.

CONSENT AGENDA

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- a. Approve the minutes of the September 10, 2023 Village Board and Public Hearing meeting.
- b. Approve Conditional Use Permit for 8665 N Port Washington Road-Milwaukee Ballet.
- c. Approve Conditional Use Permit for 8629 N Port Washington Road #8-Blue Eyed Saturday, LLC, d/b/a, Bricks and Minifigs.
- d. Approve Change Order No. 1 from Kapur & Associates in the amount of \$3,195 for additional design and investigative activities for the Beach Drive and Manor Lane project and authorize the Village President and Village Clerk/Treasurer to sign the change order per the Director of Public Works' memorandum dated October 3, 2023.
- e. Approve the State Municipal Agreement for the State-Let Transportation Alternatives Program (TAP) Project funding for the Lake Drive crosswalks and authorize the Village President to sign the agreement per the Director of Public Works' memorandum dated October 3, 2023.
- f. Approve Change Order No. 1 with Wachtel Tree Science in an amount not to exceed \$8,000 for additional forestry services and authorize the Village President and Village Clerk/Treasurer to sign the change order per the Director of Public Works' memorandum dated October 3, 2023.
- g. Approve payment of the bills in the amount of \$1,681,874.50 for the period September 1, 2023 through September 30, 2023 per the report submitted by the Village Manager.

Motion by Trustee Fonstad, seconded by Trustee Anderson, and carried by roll call vote (6-0), to approve the consent agenda, as set forth in the packet.

MUNICIPAL JUDGE SCOTT WALES MUNICIPAL COURT UPDATE

Without objection and by unanimous consent, President Symchych noted the Board will allow Judge Wales to speak out of order, should he appear this evening.

CONSIDERATION OF INCORPORATING A FOUR-WAY STOP AT THE INTERSECTION OF CALUMET ROAD AND SANTA MONICA BLVD

Public Works Director Scott Brandmeier gave a report regarding the four-way stop at the intersection of Calumet Road and Santa Monica Blvd and the Tadi traffic study.

*Motion by President Symchych, seconded by Trustee Fonstad, and carried by roll call vote (4-2, Nay-Trustee Aelion, Trustee Stoltz) to accept the report and take no action.
Motion passes.*

UPDATE ON STATUS OF POPLAND AGREEMENT AND CONSIDERATION OF POTENTIAL RFP PROCESS

President Symchych gave background and an update on the status of the Popland Agreement.

David Petering, 7229 N Santa Monica Blvd

Mr. Petering stated his concerns regarding the study. Mr. Petering stated the costs, timeline and a real plan should be considered by the Board.

Dan Knopp, 7510 N Fairchild Rd.

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Mr. Knopp is concerned that the village is not using the prior studies to make a decision on the pool and DPW facility; he is concerned that without a decision, a goal, and detailed designs the fundraising will be greatly hampered.

David Miller, 7401 N Crossway Rd

Mr. Miller noted his confusion by the two different projects being discussed tonight. He stated it is his understanding going back a few meetings when the study was approved to be done, it was approved consider the utilization of the Santa Monica property, the Village Hall, the Department of Public Works and the pool. He suggested if past information is not available, a land use study is appropriate; if the information is available, the village should hire an outside expert to take those pieces and show the how the pieces fit.

Louise Petering, 7229 N Santa Monica Blvd

Ms. Petering concurs wholeheartedly with Mr. Miller. She is confused at the mention of a community center being interconnected with the pool.

Ms. Petering also commented on her opposition to a beer garden in Fox Point.

Without objection and by unanimous consent, President Symchych stated the Board will lay this over and come back when ready, to a meeting with a more specific RFP and with more specific language to make a decision if the Board wishes to proceed.

FUTURE AGENDA ITEMS – None

ANNOUNCEMENTS

President Symchych announced her attendance at the monthly ICC meeting on Monday. Legislation is currently being watched that will probably affect Milwaukee County regarding the Brewers stadium.

Trustee Fonstad had no announcements.

Trustee Ollman had no announcements.

Trustee Anderson announced that the Fox Point Foundation fall gathering and bonfire is on Saturday, October 21st from 5:00 until 9:00 p.m. at Indian Creek Park

Trustee Aelion had no announcements.

Trustee Stoltz announced she sits on the North Shore Dementia Consortium; she was unable to attend the first meeting due to her planned vacation. Trustee Stoltz stated she will be attending the next meeting on October 24, 2023.

Village Manager Scott Botcher thanked the Fox Point Police Department and Department of Public Works for the work they did last evening during the synagogue “Community Solidarity Gathering for Israel”. The gathering was quiet and went well.

Village Manager Scott Botcher announced budget workshop will be on Tuesday here in the Village Board room. If anyone does not want a budget book, let staff know and we will get it to you electronically.

ADJOURNMENT

Motion made by President Symchych, second by Trustee Ollman, and carried by roll call vote (6-0) to adjourn the Village Board meeting at 8:42 p.m.

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Respectfully submitted,

A handwritten signature in black ink, appearing to read "Kelly A. Meyer". The signature is written in a cursive style with a large, stylized initial "K".

Kelly A. Meyer, WCMC/CMC/CMTW
Village Clerk Treasurer