

**VILLAGE OF FOX POINT
JOINT BUILDING BOARD AND
PLAN COMMISSION MEETING MINUTES
JUNE 1, 2020**

A meeting of the Fox Point Plan Commission was held on Monday, March 2, 2020 by in-person appearance and via telephonic and video conferencing through Zoom at, 7200 N. Santa Monica Blvd.. Chairman Frazer called the meeting to order at 5:45 p.m. and noted there was a quorum of Plan Commission and Building Board members present.

The Plan Commission and Building Board roll call was taken by Deputy Clerk Treasurer, Jeanne O'Brien:

Plan Commission:	President Douglas H. Frazer, Chairman
	Eric Fonstad, Commissioner
	John Crichton, Commissioner
	Scott Yauck, Commissioner (arrived 5:55 p.m.)
	Carol Wilkins, Commissioner
	Jay Craig, Commissioner
	William Langhoff, Commissioner

Building Board:	Michael West, Building Board Member
	Ji Ju Johnson, Building Board Member
	William Feldman, Building Board Member

Staff present included Village Manager, Scott Botcher, and Deputy Clerk Treasurer, Jeanne O'Brien. Also present was Village Attorney, Eric Larson.

Notice of the meeting was provided to the North Shore Now as necessary, 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).

Approval of the Minutes of the March 2, 2020 Plan Commission Meeting

On motion of Trustee Fonstad, seconded by Trustee Crichton, and carried unanimously by roll call vote (President Frazer, yes; Commissioner Fonstad, yes; Commissioner Crichton, yes; Commissioner Yauck, yes; Commissioner Wilkins, yes; Commissioner Craig, yes; and Commissioner Langhoff, yes), the Commission approved the minutes of the March 2, 2020 Plan Commission meeting, as presented.

- 1. Review and Recommendation to Village Board re: Fox Point Lutheran Church.** The Building Board and Plan Commission will discuss, and the Plan Commission may make a recommendation to the Village Board concerning the application of Fox Point Lutheran Church, 7510 N Santa Monica Blvd., Fox Point, for modifications to their previously approved site plan, floor plans, proposed addition and parking lot changes per Section 745-20 B.(2) of the Village Code.

Pastor Knapp was present and pointed out the changes proposed, most involving the seating/patio area on the east side of the building, the proposed landscaping to quiet any gathering, as well as low lighting to provide less impact than the original plan. Village Manager Botcher stated he did receive two concerns, both relating to the patio area usage and lighting, but after advising what was planned, he heard no further comments.

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Pastor stated the porte-cochere was to be reduced, green space added, the roof in the office will be constructed so as to hide some mechanicals, update to the landscaping, and a ramp is being removed for a better view from the north. Building Board member West asked if the Plan Commission received an original lighting plan, as the plan submitted in this agenda packet is substantial. E. Halbur of Abacus stated the lighting plan is similar to that previously submitted, with only a change in lighting along the patio space, which has been reduced.

No other comments/concerns were expressed by the neighbors to any of the Commissioners, nor the Village President or Village Manager, or the Pastor.

The Building Board and Plan Commission then considered the four findings under zoning code 745-20 B.(2) and determined this plan submittal was acceptable.

On motion of President Frazer, seconded by Commissioner Crichton, and carried unanimously by roll call vote (President Frazer, yes; Commissioner Fonstad, yes; Commissioner Crichton, yes; Commissioner Yauck, yes; Commissioner Wilkins, yes; Commissioner Craig, yes; and Commissioner Langhoff, yes), the Plan Commission recommended to the Village Board approval of the modified plan of Fox Point Lutheran Church, as presented in this agenda packet, as the zoning code requirements are met under Section 745-20 B.(2).

- 2. Review and possible recommendation to Village Board RE:** The Building Board and Plan Commission will discuss, and the Plan Commission may make a recommendation to the Village Board concerning the proposed installation of an art sculpture, entitled **Little Dancer, Aged Fourteen** by Richard Edelman, proposed to be located on Village Property either at N. Lake Drive and N. Bell Road (southwest corner) or N. Lake Drive and E. Bradley Road (southwest corner), in the Village of Fox Point, per Section 745-20 B.(2) of the Village Code.

Artist, Richard Edelman, gave a presentation as to his background and that of the sculpture. He would like consideration of the green space at Bradley and Lake Dr., or Bell and Lake Dr., as he feels those two locations are the best in the Village for this 16' sculpture. Discussion ensued as to each location and his proposed install on each.

Attorney Larson reminded the Commissioners they are making a zoning decision only. They are not to consider the proposed Agreement today. Two sites are being considered. They may approve both, approve one and reject the other, or none at all. Both sites are within the F-District zoning classification, and therefore, any structure or memorial must come before the Plan Commission. Commissioner Crichton expressed his liking of the structure, its simplicity, but was not in favor of the sculpture on Lake Dr. Commissioner Langhoff expressed a concern for the site with the flagpole, as no other tall structure is to be placed near a flagpole.

There were no public comments on this matter.

Commissioner Fonstad then made a motion to postpone consideration of this matter until the guidelines for COVID19 precautions be lifted in order to allow for public participation in this process.

Discussion ensued. President Frazer appreciates the artist request, the timing and overall policy issues that can become involved with displaying public art. Commissioner Fonstad stated that it was his

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understanding routine, uncontroversial matters and essential requests are only to be considered during this time. Other communities have sub-committees for this type of request. The public should be free to participate. Trustee Symchych stated at the Village Board meeting her concerns about citizens having the ability to provide their input and is not certain Fox Point should be involved in accepting art. These are important public policy issues.

President Frazer opposes the motion as there is no certainty when the pandemic will dissipate. The public has had plenty of opportunity to express their concerns. The Village Board has met on two occasions already and have heard no objections. This is the third opportunity for the public to be heard. The fourth opportunity will be at the public hearing at the Village Board meeting on June 9, 2020. The public can also phone board members or commissioners with their concerns. He recommends the motion be voted down and the matter continued.

Commissioner Yauck asked if a 3D model could be done to advance the analysis of which location best fits the sculpture. President Frazer believed that to be possible.

Attorney Larson stated the Building Board members should also provide comments this evening. Only the Plan Commission can make a recommendation to the Village Board. Further discussion ensued as to postponement, the possible length of the restrictions in place for public gatherings,

On motion of Commissioner Fonstad, seconded by Commissioner Yauck, and carried 5-2 by roll call vote (President Frazer, no; Commissioner Fonstad, yes; Commissioner Crichton, yes; Commissioner Yauck, yes; Commissioner Wilkins, yes; Commissioner Craig, no; and Commissioner Langhoff, yes), the Plan Commission recommends to postpone consideration of this matter until the guidelines for COVID19 precautions on public gatherings have been lifted in order to allow for in-person public participation in this process, with postponement not to extend beyond the August Plan Commission regularly scheduled meeting, in order to allow time for modeling to be provided.

Adjourn

On motion of President Frazer, seconded by Commissioner Crichton, and carried unanimously by roll call vote (President Frazer, yes; Commissioner Fonstad, yes; Commissioner Crichton, yes; Commissioner Yauck, yes; Commissioner Wilkins, yes; Commissioner Craig, yes; and Commissioner Langhoff, yes), the Plan Commission meeting adjourned at 7:00 p.m.

Respectfully Submitted,



Jeanne O'Brien
Deputy Clerk/Treasurer