

VILLAGE OF FOX POINT
VILLAGE BOARD MEETING
NOVEMBER 11, 2014

A meeting of the Fox Point Village Board was held on November 11, 2014 in Schwemer Hall, 7200 N. Santa Monica Blvd., beginning at 7:00 p.m. Members of the Village Board present included:

Village President Michael A. West
Trustee Eric Fonstad
Trustee Beverly Bell
Trustee F.R. Dengel III
Trustee Douglas H. Frazer
Trustee Terry McGauran

Absent: Trustee Christine Symchych

Also present were Village Manager Melissa Bohse, Village Clerk/Treasurer Tanya O'Malley, and Village Attorney Val Anderson.

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 boards.

Persons desiring to be heard

Ms. Elizabeth Aelion, 210 W Bergen Court, addressed the Board regarding the Water Fund Budget and requested that the Board publish a full accounting of the Fund. She also addressed the Board regarding the Budget for the footbridge and requested that the Board provide a full accounting of the spending on the project. She stated that it would be helpful if the Board provided information on how it prioritizes Capital projects.

Ms. Mary LaCharite, 8049 N Santa Monica, urged the Board to do a more frequent, online newsletter.

Mr. Jim LaCharite, 8049 N Santa Monica, addressed the Board regarding possible vandalism at the Village Manager's residence. He stated that he had filed a records request with the Mequon Police Department regarding incidents at the Manager's address. He indicated that no reports had been found but there had been correspondence between the Manager and the Mequon Police Chief regarding pranks at her home.

Mr. Gregory Ollman, 7525 N Fairchild, stated that he had requested information from the Board regarding employee take-home pay and that he had not received a response. He stated that he had been informed that the Village Manager had applied for another job and that her application had been submitted October 10, 2014.

Public Hearing - Proposed Parking Lot Reconstruction at Congregation Shalom

On motion of Trustee Fonstad, seconded by Trustee Bell, and carried unanimously, the Board opened the Public Hearing at 7:28 p.m.

It was determined that the applicant was not prepared to proceed on the request.

On motion of Trustee Fonstad, seconded by Trustee Bell, and carried unanimously, the Board closed the Public Hearing at 7:30 p.m.

President West asked for unanimous consent to re-notice the Public Hearing for the Parking Lot Reconstruction for the regular meeting on December 9 following "Persons desiring to be heard". Without objection, the Public Hearing would be re-noticed.

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Public Hearing - Proposed Flag Pole Installation at Longacre Pavilion, 7343 N Longacre Road

It was determined that a Public Hearing on this matter was not required and the Public Hearing was not called.

Public Hearings - Proposed renumbering and related recodification revisions to the Village of Fox Point Chapter 14 – Zoning (proposed to be recodified as Chapter 745 – Zoning) and Proposed renumbering and related recodification revisions to the Village of Fox Point Chapter 15 – Subdivisions (proposed to be recodified as Chapter 738 – Subdivision of Land) and Proposed renumbering and related recodification revisions to the Village of Fox Point Chapter 35 – Flood Damage Prevention (proposed to be recodified as Chapter 724 – Floodplain Zoning) and Proposed renumbering and related recodification revisions to the Village of Fox Point Chapter 37 – Stormwater Management Regulations (proposed to be recodified as Chapter 285, Article III – Stormwater Management Regulations) and Proposed renumbering and related recodification revisions to the Village of Fox Point Chapter 38 – Construction Site Erosion Control (proposed to be recodified as Chapter 285, Article IV – Construction Site Erosion Control)

On motion of Trustee Fonstad, seconded by Trustee Bell, and carried unanimously, the Board opened the Public Hearings at 7:31 p.m.

President West reported that the Plan Commission recommended adoption as drafted.

On motion of Trustee Frazer, seconded by Trustee Fonstad, and carried unanimously, the Board closed the Public Hearings at 7:37 p.m.

Plan Commission Reports - Land Combination and Certified Survey Map for 7216 N Lake Drive and Land Combination and Certified Survey Map for 7630 and 7720 N Santa Monica Boulevard

President West reported that both matters were referred unanimously by the Plan Commission for approval.

Consent Agenda

- a. Approve the Minutes of the October 13, 2014 Special Village Board meeting as drafted October 14, 2014
- b. Approve the Minutes of the October 15, 2014 Special Village Board meeting as drafted October 16, 2014
- c. Accept the alternate proposal of Truck Country of Wisconsin, Inc. in the amount of \$62,613.00 for one (1) 2016 Freightliner M2106 Truck Cab & Chassis less the trade-in of a 1991 Ford F-800 with aerial device and tree-service body and accept the base proposal of DUECO, Inc. in the amount of \$115,438.00 for one (1) Terex Hi-Ranger TL60 Aerial Device and Tree-Service Body and authorize the expenditure of funds not-to-exceed \$5,000.00 for extended warranties, an emergency "let-down" system, graphics, modifications and small equipment that will be needed to complete this unit and authorize the Village Manager to sign the purchase orders per the Assistant Director of Public Works' memo dated October 21, 2014.
- d. Accept the quote of T&T Tree Service, LLC in the amount of \$62,137.50 for the removal of ash trees in the Village and authorize the Village President and Village Clerk to sign the contract per the Director of Public Works' memo dated October 29, 2014

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- e. Approve the proposed land combination and preliminary Certified Survey Map submitted by Applicants Stephen and Cristine Rogers at 7216 N Lake Drive, and waive the obligation of providing a final Certified Survey Map because it is found to be unnecessary and an undue hardship pursuant to Section 15.08 of the Village Code, such that this shall be deemed the final approval of the Certified Survey Map
- f. Approve the preliminary Certified Survey Map which includes a proposed property line adjustment and land combination as well as the dedication to the Village for public purposes of a portion of four parcels submitted by Applicant Congregation Shalom located at 7630 and 7720 N Santa Monica Boulevard, and waive the obligation of providing a final Certified Survey Map because it is found to be unnecessary and an undue hardship pursuant to Section 15.08 of the Village Code, such that this shall be deemed the final approval of the Certified Survey Map
- g. Set dates and times for budget work sessions to discuss the proposed 2015 Village Budget per the Village Manager's memorandum dated November 7, 2014
- h. Accept the Affirmation of Quiet Zone Continuation and authorize staff to submit the Affirmation to all required parties by certified mail per the Village Manager's memo dated November 7, 2014
- i. Approve the Intergovernmental Cooperation Agreement – GCS Software with Milwaukee County per the Village Clerk/Treasurer's memo dated November 7, 2014
- j. Approve Payment of the Bills in the amount of \$1,333,751.39 for the period October 1, 2014 through October 31, 2014 per the report submitted by the Village Manager

On motion of Trustee Fonstad, seconded by Trustee Bell, and carried unanimously, the Board adopted the Consent Agenda as noticed.

Proposed Ordinance to Revise and Consolidate, Amend, Supplement and Codify the General Ordinances of the Village of Fox Point

On motion of Trustee Fonstad, seconded by Trustee Bell, and carried unanimously, the Board adopted the Ordinance to Revise and Consolidate, Amend, Supplement and Codify the General Ordinances of the Village of Fox Point.

2015 Insurance Renewals

On motion of Trustee Bell, seconded by Trustee McGauran, and carried unanimously, the Board adopted the proposal from the League of Wisconsin Municipalities Mutual Insurance and R&R Insurance Services, Inc. for 2015 insurance coverage with a change in provider for the automobile physical damage from Local Government Property Insurance Fund (LGPIF) to the League of Wisconsin Municipalities Mutual Insurance (LWMMI) and a change in provider for equipment breakdown from Chubb to Liberty.

Proposed Ordinance to Repeal and Recreate Section 30P.62(11.5) of the Village of Fox Point Village Code Related to Building Code – Change of Occupancy Matters

On motion of Trustee Fonstad, seconded by Trustee Dengel, and carried unanimously, the Board adopted the Ordinance to Repeal and Recreate Section 30P.62(11.5) of the Village of Fox Point Village Code Related to Building Code – Change of Occupancy Matters.

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Resolution Accepting a Donation of a Flag Pole, Flag, Plaque, and Flag Lighting and Other Associated Labor and Materials by the Dengel Family at Longacre Pavilion in Memory of Former Village President F.R. Dengel II

Trustee Dengel recused himself from the matter.

Ms. Sandy Hurley, 7334 N Longacre Road, stated that this was a wonderful donation but she expressed concerns about the flagpole making noise in the wind and light trespass into her home.

On motion of Trustee McGauran, seconded by Trustee Fonstad, and carried unanimously, the Board adopted the Resolution Accepting a Donation of a Flag Pole, Flag, Plaque, and Flag Lighting and Other Associated Labor and Materials by the Dengel Family at Longacre Pavilion in Memory of Former Village President F.R. Dengel II.

Future Agenda Items - None

Announcements

Village Manager Bohse announced that the Ribbon Cutting Ceremony would be held at the Bridge on Sunday, November 16 at 3:00 p.m. She also announced that this would be her last regular Village Board meeting and thanked the Board for allowing her to serve as Village Manager.

Closed Session

On motion of Trustee Bell, seconded by Trustee Dengel, with all members voting aye, the Board convened into Closed Session at 8:15 p.m. pursuant to State Statutes Section 19.85(1)(g), to confer with legal counsel who is rendering oral or written advice concerning strategy to be adopted with respect to litigation in which it is involved and likely to become involved, related to Code compliance issues at 500 W Bradley Road and pursuant to State Statutes 19.85(1)(c) to consider employment, promotion, compensation or performance evaluation data of any public employee over which the Village Board has jurisdiction or exercises authority, more specifically with regard to the handling of the Village Manager's duties until a new Village Manager is hired and pursuant to State Statutes 19.85(1)(c) to consider employment, promotion, compensation or performance evaluation data of any public employee over which the Village Board has jurisdiction or exercises authority, more specifically with regard to the resignation of the Village Manager.

Reconvene and Possible Action on Closed Session Items

On motion of Trustee Bell, seconded by Trustee McGauran, and carried unanimously, the Board reconvened into Open Session at 9:54 p.m.

On motion of Trustee Fonstad, seconded by Trustee Bell, and carried unanimously, the Board approved the terms of the resignation agreement between the Village of Fox Point and Melissa Bohse.

Adjourn

On motion of Trustee Fonstad, seconded by Trustee Bell, and carried unanimously, the Board adjourned at 9:57 p.m.

Respectfully submitted,

Tanya O'Malley, WCMC
Village Clerk/Treasurer