

VILLAGE OF FOX POINT
VILLAGE BOARD MEETING
FEBRUARY 10, 2015

A meeting of the Fox Point Village Board was held on February 10, 2015 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 Christine Symchych
Trustee Terry McGauran

Also present were Interim Village Manager Thomas Tollaksen, Village Clerk/Treasurer Tanya O'Malley, and Village Attorney Eric Larson.

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. Mary LaCharite, 8049 N Santa Monica, stated that she was dismayed to find that no events were listed on the Village website. She stated that new residents would have difficulty finding out what was going on. She requested that the Village be more inclusive and list the events that were for all residents

Ms. Louise Petering, 7229 N Santa Monica, stated that she was concerned the Village Board minutes did not include Trustee's key concerns. She also stated that the Village Code related to reconsideration of a motion was restrictive and should be revisited. She stated that she would like the Board to come up with something that would allow residents to look at minutes, discuss particular concerns with Trustees, and have the ability to have the Trustees reconsider a motion.

Public Hearing - Proposed Parking Lot Reconstruction at Congregation Shalom

On motion of Trustee Bell, seconded by Trustee Dengel, and carried unanimously, the Board re-opened the Public Hearing at 7:15 p.m.

Jim Lisak, GRAEF, was present to provide information and answer questions.

On motion of Trustee McGauran, seconded by Trustee Dengel, and carried unanimously, the Board closed the Public Hearing at 7:20 p.m.

Trustee Fonstad made a motion to approve the application of Congregation Shalom for the proposed parking lot reconstruction. Trustee Dengel seconded the motion.

President West asked for unanimous consent to amend the motion to include that the Board found that the four conditions had been met. Without objection, the motion was amended.

The amended motion carried unanimously.

Conditional Use Permit: Zounds Hearing Inc, 333 W Brown Deer Road, Audubon Court (New Business)

President West reported that the Plan Commission referred the matter unanimously for approval.

Consent Agenda

- a. Approve the Minutes of the November 11, 2014 Village Board meeting as drafted January 2, 2015

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- b. Approve the Minutes of the November 17, 2014 Special Village Board meeting as drafted January 23, 2015
- c. Approve the Minutes of the December 4, 2014 Special Village Board meeting as drafted January 29, 2015
- d. Approve the Minutes of the December 9, 2014 Village Board meeting as drafted February 5, 2015
- e. Grant a Conditional Use Permit to Zounds Hearing Inc, 333 W Brown Deer Road, Audubon Court and authorize the Village President and Village Clerk/Treasurer to sign the Conditional Use Order
- f. Confirm the Village President's appointment of Interim Village Manager Tollaksen as an alternate to the North Shore Water Commission
- g. Accept the Base Bid and Alternate Bids 1 and 2 of LC United Painting in the amount of \$367,000 for the Base Bid, \$49,000 for Alternate Bid 1, and \$19,000 for Alternate Bid 2 for a total of \$435,000 for the 2015 Water Tower Painting Project and authorize the Village President and Village Clerk to sign the contract per the Director of Public Works' memo dated February 3, 2015
- h. Accept the bid of J.F. Ahern Company, Inc. in the amount of \$161,000 for the 2015 Water Distribution Pump Replacement and Electrical Upgrade project and authorize the Village President and Village Clerk to sign the contract per the Director of Public Works' memo dated February 3, 2015
- i. Accept the proposal of Kapur & Associates in the amount of \$10,108 for inspection services associated with the 2015 Water Distribution Pump Replacement and Electrical Upgrade project and authorize the Village President and Village Clerk to sign the contract per the Director of Public Works' memo dated February 3, 2015
- j. Accept Change Order No. 1 from Kapur & Associates in the amount of \$8,570 for additional design services performed as part of the 2015 Water Main Relay project and authorize the Village President and Village Clerk to sign the change order per the Director of Public Works' memo dated February 3, 2015
- k. Accept the bid of Reesman's Excavating & Grading, Inc. in the amount of \$215,938 for the 2015 Water Main Relay Project and authorize the Village President and Village Clerk to sign the contract per the Director of Public Works' memo dated February 3, 2015
- l. Accept the proposal of Kapur & Associates in the amount of \$19,988 for inspection services associated with the 2015 Water Main Relay project and authorize the Village President and Village Clerk to sign the contract per the Director of Public Works' memo dated February 3, 2015
- m. Approve Payment of the Bills in the amount of \$770,947.28 for the period January 1, 2015 through January 31, 2015 per the report submitted by the Interim Village Manager

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

Change Order No. 1 for the Bridge Lane Ravine Footbridge

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President West asked for unanimous consent to suspend the rules to take the matter up after the Closed Session. Without objection, the rules were suspended.

Future Agenda Items - None

Announcements - None

Closed Session

On motion of Trustee Bell, seconded by Trustee Symchych, with all members voting aye, the Board convened into Closed Session at 7:30 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 or is likely to become involved, regarding pending tax assessment litigation brought by Beach Drive Trust and 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 or is likely to become involved, regarding pending tax assessment litigation brought by Chad/Jessica Roulette and 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 or is likely to become involved, regarding excessive assessment claim Scott/Laura Vuchitech and 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 or is likely to become involved, regarding possible liquidated damages for delay on the bridge lane ravine footbridge project.

Trustee Fonstad recused himself from the Beach Drive Trust matter.

Reconvene

On motion of Trustee Symchych, seconded by Trustee Frazer, and carried unanimously, the Board reconvened into Open Session at 8:08 p.m.

Change Order No. 1 for the Bridge Lane Ravine Footbridge

On motion of President West, seconded by Trustee Bell, and carried unanimously, the Board accepted the Change Order dated December 3, 2014 on the SEH Change Order form as presented and attached to the December agenda in the amount of \$35,074.92 and authorized the signature of the Village President and Village Clerk.

Possible Action on Closed Session Items

On motion of Trustee Fonstad, seconded by Trustee Dengel, and carried unanimously, the Board denied the claim for excessive assessment filed by Scott and Laura Vuchitech and directed the Clerk to send notice to the claimants.

Adjourn

On motion of Trustee Bell, seconded by Trustee Symchych, and carried unanimously, the Board adjourned at 8:11 p.m.

Respectfully submitted,

Tanya O'Malley, WCMC
Village Clerk/Treasurer