

VILLAGE OF FOX POINT
VILLAGE BOARD MEETING
JULY 14, 2015

A meeting of the Fox Point Village Board was held on July 14, 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 Douglas H. Frazer
Trustee Christine Symchych
Trustee Terry McGauran
Trustee Liz Sumner
Trustee Marty Tirado

Also present were Interim Village Manager Thomas Tollaksen, Village Clerk/Treasurer Michael Pedersen 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

Bryce Steidinger, 8656 Manor Ct., discussed the growing coyote problem within the Village and wanted to know how the Village could remediate the issue.

Margaret Keehn, 8650 N. Manor Ct., discussed the growing issue of coyotes in the Village.

Jan Singer, 8426 N. Regent Rd., discussed her concern regarding a lack of respect from the Village Board to the residents of Fox Point.

David Hebel, 7627 N. Fairchild Rd., requested an ordinance change that would distinguish regular and freestyle skateboards from longboards.

Holly Satran, 8405 N. Lake Dr., addressed the Board in regards to the Pool snack bar.

Marley Satran, 8405 N. Lake Dr., addressed the Board in regards to the Pool snack bar.

Kari Lueneberg, 7830 N. Boyd, addressed the Board in regards to the Pool snack bar.

Gregory Ollman, 7525 N Fairchild, addressed the Board in regards to the Pool snack bar.

H. Mallis, 536 E. Fairy Chasm Rd., addressed the Board in regards to the Pool snack bar.

S. Mallis, 536 E. Fairy Chasm Rd., addressed the Board in regards to the Pool snack bar.

Nicki. Mallis, 536 E. Fairy Chasm Rd., addressed the Board in regards to the Pool snack bar.

Consent Agenda

- a. Approve the Minutes of the June 9, 2015 Village Board Meeting as drafted June 10, 2015
- b. Approve the Minutes of the June 17, 2015 Special Village Board Meeting as drafted June 18, 2015
- d. Accept the bid of Compass Minerals in the amount of \$61.63 per ton for sodium chloride per the Director of Public Work's memorandum dated July 6, 2015.

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- e. Accept Change Order No. 1 from Kapur & Associates in the amount of \$1,468 for the preparation of an additional storm easement located at 7228 North Beach Drive and authorize the Interim Village Manager to execute the change order per the Director of Public Work's memorandum dated July 6, 2015.
- j. Adopt the Resolution Approving of and Authorizing the Submittal of the CMAR Report for the Activities of 2014 as drafted July 9, 2015.
- k. Approve Payment of the Bills in the amount of \$635,386.68 for the period June 1, 2015 through June 30, 2015 per the report submitted by the Interim Village Manager

President West requested the removal of item g - Repair of the Fox Lane to Beach Drive pedestrian path and item.

Trustee Fonstad requested the removal of item c - Approve the Minutes of the July 2, 2015 Special Village Board Meeting as drafted July 6, 2015 and item f - Repair damaged wing walls on a storm outfall structure located in the vicinity of 7900 North Beach Drive and item h - Replacement of and improvement to the corrugated metal pipes and retaining wall located at the intersection of Dean Road and Santa Monica Boulevard and item i - Drainage improvements located in the vicinity of 7619 North Beach Drive.

On motion of Trustee Symchych, seconded by Trustee Frazer, and carried unanimously, the Board approved the amended Consent Agenda.

Approve the Minutes of the July 2, 2015 Special Village Board Meeting as drafted July 6, 2015

On motion of Trustee Fonstad, seconded by Trustee Tirado, and carried unanimously, the Board approved the amended minutes for the July 2, 2015 Special Village Board Meeting.

Accept the quote of WSO Grading & Excavating, LLC to repair damaged wing walls on a storm outfall structure

On motion of Trustee Fonstad, seconded by Trustee Symchych, and carried unanimously, the Board accepted the quote of WSO Grading & Excavating, LLC in the amount of \$11,030 to repair damaged wing walls on a storm outfall structure located in the vicinity of 7900 North Beach Drive and authorize the Village President and Village Clerk to execute the contract per the Director of Public Work's memorandum dated July 6, 2015.

Accept the proposal of Kapur & Associates to prepare the design, construction and bid documents associated with the repair of the Fox Lane to Beach Drive pedestrian path

Scott Brandmeier, Fox Point Director of Public Works, was present to answer questions.

Judy Shirley, 8235 N. Mohawk Rd., addressed the Board to discuss the condition of the path during her time as the Village Forester.

Judy Hearst, 8050 N. Beach Dr., addressed the Board in regards to the safety of the pedestrian path between Beach Drive and Fox Lane.

Mary Lacy, 8090 N. Beach Dr., addressed the Board regarding the deterioration of the pedestrian path between Beach Drive and Fox Lane.

Nancy Haggerty, 8064 N. Beach Dr., provided a brief History of the drainage system that is currently in place as well as discussed the flooding issues on and around Beach Drive.

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A motion was made by Michael West to accept the proposal of Kapur and Associates in the amount of \$9,876 to prepare the design, construction and bid documents associated with the repair of the Fox Lane to Beach Drive pedestrian path and authorize the Village President and Village Clerk to execute the contract per the Director of Public Work's memorandum dated July 6, 2015 with the proviso that Scott Brandmeier work with the consultant and bring a presentation to the Village Board at the August meeting of what his recommendations are on this matter in conjunction with working with the consultant. Trustee McGauran seconded the motion.

A motion was made by Trustee Fonstad to amend the primary motion to delete the last two bullet points from the scope of services. Motion carried six to one. Trustee Frazer seconded the motion.

Without objection, Michael West asked that the amendment be postponed indefinitely. Hearing no objections, the amendment was postponed indefinitely.

With unanimous consent, Michael West asked to amend the primary motion to include in the agreement, prior to the last two bullet points of the first page of the agreement, and prior to item six and seven in the attachment, the following will be added: "Kapur and Associates Inc. shall not proceed with the following tasks unless and until approved by the Village Board:". Hearing no objections, the motion is so amended.

With Trustees Fonstad, Frazer, McGauran, Sumner and Tirado voting aye, and Trustee Symchych voting nay, the motion carried.

Accept the proposal of Kapur & Associates to prepare the design, construction and bid documents associated with the replacement of and improvement to the corrugated metal pipes and retaining wall at the intersection of Dean Road and Santa Monica Boulevard

Scott Brandmeier, Fox Point Director of Public Works, was present to answer questions.

On motion of Trustee McGauran, seconded by Trustee Tirado, and carried unanimously, the Board accepted the proposal of Kapur & Associates in the amount of \$29,508 to prepare the design, construction and bid documents associated with the replacement of and improvement to the corrugated metal pipes and retaining wall located at the intersection of Dean Road and Santa Monica Boulevard and authorize the Village President and Village Clerk to execute the contract per the Director of Public Work's memorandum dated July 6, 2015.

Accept the proposal of Kapur & Associates to prepare the design, construction and bid documents associated with the proposed drainage improvements located in the vicinity of 7619 North Beach Drive and to prepare a permanent drainage easement

Scott Brandmeier, Fox Point Director of Public Works, was present to answer questions.

On motion of Trustee McGauran, seconded by Trustee Frazer, and carried unanimously, the Board accepted the proposal of Kapur & Associates in the amount of \$11,518 to prepare the design, construction and bid documents associated with the proposed drainage improvements located in the vicinity of 7619 North Beach Drive plus an additional \$2,500 for preparation of a permanent drainage easement for a total cost not to exceed \$14,018 and authorize the Village President and Village Clerk to execute the contract per the Director of Public Work's memorandum dated July 6, 2015.

Discussion on Potential Pedestrian Crossings

On motion of Trustee Fonstad, seconded by Trustee Symchych, and carried unanimously, the Board directed the staff to study and make recommendations on potential improvements to pedestrian crossing on Lake Drive.

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Indian Creek Park Toilet Facilities

A report was given by Interim Village Manager, Tom Tollaksen.

A motion was made by Trustee Fonstad, seconded by Trustee Sumner, and carried unanimously, to place temporary toilet facilities in Indian Creek Park and authorized the Village Manager to engage in the facility service through the month of October.

Discussion and Possible Amendment of Resolution 2014-27

On motion of Trustee Fonstad, seconded by Trustee McGauran, and carried unanimously, the Board moved to amend Resolution 2014-27 to change the location of the flagpole from the front of the pavilion between the benches to a position centered on the walk in front of the pavilion and centered approximately eight feet east of the end of the walk where it turns toward the parking lot and adopt the Resolution as drafted in the Village Board packet.

Discussion and Possible Action to Confirm the Appointment of the Village Manager and to Approve the Village Manager's Employment Agreement

2.22.44 A report of the draft agreement was given by Village Attorney, Eric Larson.

On motion of Trustee Frazer, seconded by Trustee Warner, and carried unanimously, the Board confirmed the Village President's appointment of Melissa Bohse to the office of Village Manager, approved the Employment Agreement as presented by the Village's Executive Recruitment Consultant, and authorized the Village President and Village Clerk to sign the Agreement.

Michael West Appointed Scott Botcher

On motion of Trustee Frazier,

Future Agenda Items - None

Announcements

President West thanked Clerk/Treasurer O'Malley. He announced that the Village had received an APWA Project of the Year award for the Footbridge. He announced that he was working the Village Manager to work with the DNR on a public information meeting regarding coyotes.

Trustee Fonstad thanked Clerk/Treasurer O'Malley. He announced that he would be attending the Public Policy Forum on June 23 at which the Village would be recognized for the public/private partnership for the Footbridge.

Trustee Frazer thanked Clerk/Treasurer O'Malley.

Trustee McGauran thanked Clerk/Treasurer O'Malley.

Trustee Sumner thanked Clerk/Treasurer O'Malley.

Trustee Tirado announced that he thought the Village should provide pool passes for some children in the Village who had recently lost their father. He announced that he would like to receive

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more information on the mold situation at 7736 N Beach Drive. He also thanked Clerk/Treasurer O'Malley.

Interim Village Manager Tollaksen thanked Clerk/Treasurer O'Malley.

Closed Session

On motion of Trustee Fonstad, seconded by Trustee McGauran, with all members voting aye, the Board convened into Closed Session at 9:27 p.m. pursuant to State Statutes 19.85(1)(c) , to consider employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility, more specifically to discuss the status of the search for a successor Village Manager, and consideration of a possible contract with a Village Manager or Interim Village Manager on a short-term basis, and a possible agreement regarding continuing the search and pursuant to State Statutes 19.85(1)(e), to deliberate or negotiate the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session, more specifically to consider space of the North Shore Library at its facility at 6800 N Port Washington Road, Glendale, WI, 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, to consider the compensation to be paid to the Village Clerk/Treasurer that is expected to be appointed on a temporary basis.

Reconvene and Possible Action on Closed Session Items

On motion of Trustee Sumner, seconded by Trustee Frazer, and carried unanimously, the Board reconvened into Open Session at 11:10 p.m.

On motion of Trustee Tirado, seconded by Trustee McGauran, and carried unanimously, the Board set compensation for the newly appointed Village Clerk/Treasurer at the rate of \$66,000 per annum effective June 24, 2015 and upon completion of his term as Village Clerk/Treasurer, appointed him as Assistant Manager at compensation rate of \$60,000 per annum.

Adjourn

On motion of Trustee Frazer, seconded by Trustee Tirado, and carried unanimously, the Board adjourned at 11:12 p.m.

Respectfully submitted,

Tanya O'Malley, WCMC
Village Clerk/Treasurer