

**VILLAGE OF FOX POINT
VILLAGE BOARD MEETING AND PUBLIC HEARING MINUTES
TUESDAY, MAY 9, 2017**

A meeting of the Fox Point Village Board was held on Tuesday, May 9, 2017 in Schwemer Hall, 7200 N. Santa Monica Boulevard. President Frazer called the meeting to order at 7:00 p.m. and asked the Village Clerk to take roll call. Roll Call of the Village Board present included:

Village President Douglas H. Frazer
Trustee Eric Fonstad
Trustee Marty Tirado
Trustee Liz Sumner
Trustee Bill Kravit
Trustee Greg Ollman

Absent-Trustee Christine Symchych

President Frazer noted there is a quorum present.

Also present are Village Attorney Eric Larson, Village Manager Scott Botcher, Assistant Village Manager Michael Pedersen, Finance Manager Mary Carthell, Deputy Clerk Jilline Dobratz, Administrative Intern Mohammad Easa and Village Clerk 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).

Ceremonial Oath of Office: President and Trustee

President Frazer gave a brief synopsis of the Wisconsin State Statutes 61.23(2) in regard to municipal officer terms commencement and the oath of office process.

The Village Clerk administered ceremonial oaths of office to Trustee Greg Ollman and to President Douglas H. Frazer.

Persons Desiring to be heard

President Frazer, Village Attorney Eric Larson and Village Manager Scott Botcher gave a brief background of the prior process and the new process of the comment period.

Patricia Mousseau, 180 W Dunwood Road

Ms. Mousseau spoke in regard to the proposed Dunwood Petition for Planned Development located at 217 West Dunwood Road (A.K.A. Dunwood School Property). She commented on concerns, indicating this proposal should enhance the community and suggest Fox Point purchase the property for luxury, single family homes.

Gary Hollander, 6807 W Lake Drive

Dr. Hollander congratulated the newly formed Board of Trustees.

Dr. Hollander commented on the committee and board structure and potential improvements. Dr. Hollander had several suggestions; included in the suggestions is to publish the names, descriptions, and purpose of all of the committees on the village website, including the composition that is required by ordinance and for each board, requirements for a quorum. Other suggestions

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included, the current appointees and terms of service and the process used for application for the president's approval and all minutes and drafts of minutes to be made available on the website. A list of conflicts of interest for all the committee members should also be listed.

Ron Sager, 7546 North Navajo Road

Mr. Sager offered congratulations to the new trustees and thanked everyone for their services. He asked consideration be given to a potential survey to have Fox Point be a sanctuary village that is welcoming of all people, noting access is difficult and should be more amiable.

Mary Lacharite, 8049 North Santa Monica Boulevard

Mrs. Lacharite inquired on the Comprehensive Plan for Village of Fox Point. She asked the Village Board and President for an update on what is happening.

Jim Lacharite, 8049 North Santa Monica Boulevard

Mr. Lacharite commented on the topic of transparency. He noted the changes on the agenda with regard to comments was a surprise. His concern is the change seem to inhibit transparency. Mr. Lacharite would like this topic to be revisited.

Jan Singer, 8426 N Regent Road

Ms. Singer congratulated the new members of the Village Board. She noted the art on the Village Board room walls by artist, Linda Schwam Merkel and is celebrating 15 years of the Farmer's Market. She commented anyone else interested in displaying art could contact Mike Pedersen or her.

Ms. Singer's concerns are with the meeting public comment in supporting a lack of transparency and a lack of involvement.

Elizabeth Aelion, 210 W Bergen Court

Ms. Aelion offered concerns, disagreeing with the change in the public comment period, concerns the Mandel Group is proposing this as one project, when they have no intention of developing the senior care facility, and concerns on the Debt Issuance, including the lack of information attached to the agenda and the village fees to reissue debt.

Deborah Whittle, 7721 North Santa Monica Boulevard

Mrs. Whittle noted her agreement on many of the prior public comments. She disagrees with the sanctuary city. Mrs. Whittle noted her concerns in the Village board listening to the citizens.

Judy Shirley, 8235 North Mohawk Road

Ms. Shirley volunteered and would like to be considered to be on one of the committees or commissions, specifically Plan Commission, Police Commission or Fire Commission when a vacancy occurs. She is unclear what the procedure it currently. She commented on her current service on Tree Commission.

She noted she would like a user-friendly website to review the Village Board packet and had concerns with the change to the citizens comment time.

Lois Malawsky, 7409 North Crossway Road

Ms. Malawsky is concerned about the public comment and change in the procedure of the Village Board meetings. She congratulated the new trustees and president as well.

Beth Gregg 7414 North Boyd Way

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Ms. Gregg noted she is violently opposed to the change in public comment, not giving citizens enough opportunity to comment and asked the Board to reconsider the questions/comments during agenda items.

She noted the Village website has been very easy for her to use; she loves living in Fox Point.

Bob Cory, 7740 North Santa Monica Boulevard

Mr. Cory commented the Village Board profile has changed and his concern was transparency in Board activities, communication with the residents and representation of the people.

Sandra Rowlandson, 7641 North Santa Monica Boulevard

Ms. Rowlandson thanked the Village Board for giving their time and noted her appreciation. She stated concerns with changing the public comment and asked to reconsider the comment/feedback period.

With no other public comments, President Frazer closed public comment period.

Public Hearing for Proposed Petition for Planned Development Overlay District Rezoning, 217 West Dunwood Road (A.K.A. Dunwood School Property)

On motion by Trustee Fonstad, seconded by Trustee Kravit, and carried unanimously, the Village Board reschedule the matter described in Agenda Item 4a and adjourn the Public Hearing for Proposed Petition for Planned Development Overlay District Rezoning to the regular meeting on June 13, 2017, to be placed on the regular meeting agenda immediately following "Persons Desiring to be Heard."

Consent Agenda

- a. Approve the Minutes of the April 6, 2017 Village Board Meeting.
- b. Approve the Minutes of the April 11, 2017 Village Board Meeting and Public Hearing.
- c. Accept the LiveScan Fingerprint System proposal from Safran for the equipment in the amount of \$9,700.00, per Chief Freedy's memorandum dated April 21, 2017, and authorize the Village Manager to sign the purchase order.
- d. Adopt Ordinance to repeal and re-create Chapter 128 of the Village of Fox Point village code concerning abandoned property, as per Police Chief Freedy's memorandum dated April 7, 2017.
- e. Accept the bid of Crawford Tree and Landscape Services, Inc. in an amount not to exceed \$20,000 for the removal of diseased elm trees and authorize the Village President and Village Clerk to sign the contract per the Village Forester's memorandum dated May 4, 2017.
- g. Accept the proposal from Kapur & Associates in an amount not to exceed \$13,515 for inspection services related to the installation of the water main between Merrie Lane and Beach Drive and between Mohawk Road and Iroquois Road and authorize the Village President and Village Clerk to sign the contract per the Director of Public Works' memorandum dated May 4, 2017.

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- h. Refer the reconfiguration of the Village Hall front entry doors to a joint June Plan Commission/Building Board meeting and schedule a public hearing in this regard for the June 11, 2017 regular Village Board meeting immediately following "Persons desiring to be heard".
- i. Approve the request of the United Performing Arts Fund to use Village streets on June 4, 2017 for their 2017 Ride for the Arts per the Assistant Village Manager's memorandum dated May 1, 2017.
- j. Adopt Resolution No. 2017-03, expressing Village of Fox Point's support and solidarity with the Jewish Community Center.
- k. Approve Payment of the Bills in the amount of \$203,341.93 for the period April 1, 2017 through April 30, 2017 per the report submitted by the Village Manager.

Trustee Tirado requested item 5f be removed from the consent agenda.

On motion of Trustee Fonstad, seconded by Trustee Tirado, and carried unanimously, the Village Board approved the consent agenda, as amended.

The Bid of Jet Underground in the amount of \$93,201.08 for the installation of new water main between Merrie Lane and Beach Drive and between Mohawk Road and Iroquois Road(5f)

On motion of Trustee Fonstad, seconded by Trustee Sumner, the Village Board accepts the bid of Jet Underground as set forth in agenda item 5f, as noticed on the agenda. Motion passed, 5-1 (Trustee Tirado, opposed).

Former President Michael A. West Resolution of Commendation and Appreciation

On motion of President Frazer, seconded by Trustee Fonstad, and carried unanimously, the Village Board adopts the Resolution No. 2017-04, Commendation and Appreciation to Former President Michael A. West.

Former Trustee Terry McGauran Resolution of Commendation and Appreciation

On motion of Trustee Fonstad, seconded by Trustee Tirado, and carried unanimously, the Village Board adopted the Resolution No. 2017-05, Commendation and Appreciation to Former Trustee Terry McGauran.

2017 Financing Presentation by Robert W. Baird and Consideration of Initial Borrowing Resolution

Robert W. Baird & Company Public Finance Managing Director and Financial Advisor for the Village Bradley Viegut made a brief presentation on the issuance of the promissory notes and refunding bonds; Mr. Viegut was on hand to answer all questions

On motion of Trustee Fonstad, seconded by Trustee Tirado to adopt the Initial Resolution No. 2017-06, Authorizing the Borrowing of not to exceed \$1,250,000 and

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providing for the Issuance and Sale of General Obligation Promissory Notes as set forth in page 54-58 of the agenda packet. Motion carried unanimously by roll call vote.

CMG Bayshore Pediatrics Site Plan Approval

A brief explanation was given by President Frazer and Village Attorney Eric Larson in regards to it being a permissive use.

On motion of Trustee Sumner, seconded by Trustee Fonstad Village Board refers the site plan and review of this proposal submitted by applicant Groth Design Group for CMG Bayshore Pediatrics to the Plan Commission.

On motion of Trustee Kravit, seconded by Trustee Tirado, and carried unanimously, the Village Board suspended the rules to permit Mr. Steve Petitt of Groth Design Group to comment.

Mr. Steve Petitt stated the project is under a tight timeline. He gave a brief background of the project.

Village Attorney Eric Larson read the Village Code Section 745-18(F)(1)(a), in regard to considerations for the site plan.

President Frazer stated without objection, the rules are suspended to permit Building Owner Mr. Doug Weas to comment. No objections were made.

Property Owner Mr. Doug Weas of 4730 North Lake Drive gave a brief background on the approach they took and noted the suggestion this may expedite the process.

Trustee Sumner asked President Frazer for permission to withdraw the motion. Without objection, motion was withdrawn.

On Motion of Trustee Fonstad, seconded by Trustee Tirado, and carried unanimously Village Board approves CMG Bayshore Pediatrics Site Plan as submitted to the Village Board in the materials packet.

Trustee Fonstad moved to modify the motion to include the approval being subject to the landscape plan being reviewed by the Village Forrester and any other village staff official responsible for landscape plan review. Motion seconded by Trustee Kravit.

Village Attorney Eric Larson clarified that approval allows the plan to be modified to comply with the recommendations of the Forrester.

Motion passed, 5-1 (Trustee Ollman, opposed)

Village Board Member Community Outreach (Meet and Greet and Representatives at Pool Opener and/or Farmers Market)

A lengthy discussion took place; there was no action.

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Future Agenda Items

Trustee Fonstad moved that discussion and possible action with regard to policies and procedures for receiving public comment on agenda items at Village Board meetings be placed on the agenda for the regular June meeting of the Village Board of Fox Point. Seconded by Trustee Tirado. Motion carried.

Trustee Tirado moved that the Village Board consider the issuance of an RFP for an entity to conduct an update on the Village's Comprehensive Plan. Seconded by Trustee Ollman. Motion passed, 4-2 (Trustee Fonstad and President Frazer-Opposed).

Announcements

Trustee Sumner reported she has received communications from several residents regarding the changes to the time and opportunity to address the Village Board during meetings.

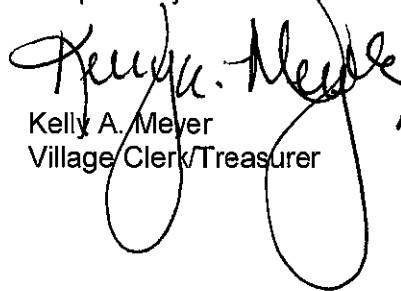
Trustee Tirado reported the Fox Point Municipal Advisory Pool Committee had a good, well-attended meeting last month with good participation. It was led by the UWM students and their study. The UWM students are concluding that study as of tomorrow and if anyone is interested in going to the next Pool Committee Meeting, it will be held on Thursday, May 18, 2017 beginning at 7:30 a.m. at Village Hall in the Schwemer Village Board room

Trustee Ollman announced, as similar to Trustee Sumner's comments, he heard from residents about the length of time permitted to talk during public comment and the change. He reported he did talk to Scott Brandmeier, President Frazer and Trustee Fonstad and tried to explain people are feeling like they are not being given enough time to make comments. He commented that it was explained well tonight, although many people were unavailable to attend tonight.

Adjourn

On motion of Trustee Fonstad, seconded by Trustee Kravit and carried unanimously, the Village Board adjourned the Village Board meeting at 9:18 p.m.

Respectfully submitted,


Kelly A. Meyer
Village Clerk/Treasurer