

**VILLAGE OF FOX POINT
VILLAGE BOARD MEETING MINUTES
NOVEMBER 9 2021**

A meeting of the Fox Point Village Board was held by a combination of in-person and virtual attendance via Zoom telephonic and video conferencing on Tuesday, November 9, 2021 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 Treasurer to take roll call. Roll Call of the Village Board present included:

Village President Douglas H. Frazer
Trustee Eric Fonstad
Trustee Liz Sumner
Trustee Bill Kravit
Trustee Greg Ollman
Trustee Catie Knight

Not Present:

Trustee Christine Symchych

Also, present were Village Attorney Eric Larson, Village Manager Scott Botcher, Public Works Director Scott Brandmeier, Assistant Village Manager Kevin Ausman, Police Chief Chris Freedy, Police Captain Douglas Dubnicka, Police Officer James Hanna, Police Officer Benjamin Brouwer, and Village Clerk Treasurer 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).

Persons desiring to be heard

President Frazer opened Persons desiring to be heard.

Representative Deb Andraca, 23rd Assembly District

Representative Deb Andraca presented Fox Point Police Captain Douglas Dubnicka with the 23rd Assembly District First Responder of the Year award.

Without objection and hearing no comments, President Frazer closed the public comment period.

Committee Reports – Plan Commission

Trustee Fonstad gave a brief synopsis to the public and Village Board regarding the Plan Commission's meeting held on November 1, 2021, regarding the Plan Commission's review and recommendation concerning the modification to the current Conditional Use Permit of Salem Magical, LLC, d/b/a, Nhi Le Nails, 6924 N. Santa Monica Blvd to conduct microblading services. Plan Commission recommended approval to Village Board.

Public Hearing regarding Final Special Assessment Resolution Concerning the Replacement of Sanitary Sewer Riser Pipes in an Assessment Area Including Portions of East Bradley Road, East Dean Road, North Boyd Way, East Goodrich Lane, North Gray Log Lane, North Longacre Road, North Fairchild Circle, North Fairchild Road and East Cherokee Circle.

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Motion made by President Frazer, seconded by Trustee Fonstad, and carried by roll call vote (6-0), to open the public hearing at 7:09 p.m., regarding Final Special Assessment Resolution Concerning the Replacement of Sanitary Sewer Riser Pipes in an Assessment Area Including Portions of East Bradley Road, East Dean Road, North Boyd Way, East Goodrich Lane, North Gray Log Lane, North Longacre Road, North Fairchild Circle, North Fairchild Road and East Cherokee Circle.

There were no comments.

Motion made by President Frazer, seconded by Trustee Knight, and carried by roll call vote (6-0), to close the public hearing at 7:11 p.m., regarding Final Special Assessment Resolution Concerning the Replacement of Sanitary Sewer Riser Pipes in an Assessment Area Including Portions of East Bradley Road, East Dean Road, North Boyd Way, East Goodrich Lane, North Gray Log Lane, North Longacre Road, North Fairchild Circle, North Fairchild Road and East Cherokee Circle.

Public Hearing regarding Final Special Assessment Resolution Concerning Paving Portions of the Private Road Section of Goodrich Lane.

Motion made by President Frazer, seconded by Trustee Fonstad, and carried by roll call vote (6-0), to open the public hearing at 7:12 p.m., regarding Final Special Assessment Resolution Concerning Paving Portions of the Private Road Section of Goodrich Lane.

Bob Kuesel, 1447 E Goodrich Ln

Mr. Kuesel commented on the water main replacement near 1447 E. Goodrich Lane and the easement he executed.

Motion made by President Frazer, seconded by Trustee Fonstad, and carried by roll call vote (6-0), to close the public hearing at 7:16 p.m., regarding Final Special Assessment Resolution Concerning Paving Portions of the Private Road Section of Goodrich Lane.

Public Hearing regarding Final Special Assessment Resolution Concerning the Replacement of Lead Water Lateral Lines in an Assessment Area Including Portions of North Santa Monica Boulevard and North Regent Road.

Motion made by President Frazer, seconded by Trustee Knight, and carried by roll call vote (6-0), to open the public hearing at 7:16 p.m., regarding Final Special Assessment Resolution Concerning the Replacement of Lead Water Lateral Lines in an Assessment Area Including Portions of North Santa Monica Boulevard and North Regent Road.

There were no comments.

Motion made by President Frazer, seconded by Trustee Knight, and carried by roll call vote (6-0), to close the public hearing at 7:16 p.m., regarding Final Special Assessment Resolution Concerning the Replacement of Lead Water Lateral Lines in an Assessment Area Including Portions of North Santa Monica Boulevard and North Regent Road.

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**Public Hearing regarding Conditional Use Permit modification for Salem Magical, LLC,
d/b/a, Nhi Le Nails, 6924 N Santa Monica Blvd, Fox Point**

Motion made by President Frazer, seconded by Trustee Knight, and carried by roll call vote (6-0), to open the public hearing at 7:17 p.m., regarding Conditional Use Permit modification for Salem Magical, LLC, d/b/a, Nhi Le Nails, 6924 N Santa Monica Blvd, Fox Point.

There were no comments.

Motion made by President Frazer, seconded by Trustee Knight, and carried by roll call vote (6-0), to close the public hearing at 7:18 p.m., regarding Conditional Use Permit modification for Salem Magical, LLC, d/b/a, Nhi Le Nails, 6924 N Santa Monica Blvd, Fox Point.

Public Hearing regarding Village of Fox Point 2021 Redistricting

Motion made by President Frazer, seconded by Trustee Knight, and carried by roll call vote (6-0), to open the public hearing at 7:18 p.m., regarding Village of Fox Point 2021 Redistricting.

There were no comments.

Motion made by President Frazer, seconded by Trustee Knight, and carried by roll call vote (6-0), to close the public hearing at 7:19 p.m., regarding Village of Fox Point 2021 Redistricting.

Consent Agenda

- a. Approve the minutes of the October 12, 2021 Village Board meeting.
- b. Approve the minutes of the October 21, 2021 Village Board Budget Workshop meeting.
- c. Grant an amended Conditional Use Permit to applicant Salem Magical, LLC, d/b/a, Nhi Le Nails, 6924 N. Santa Monica Blvd, Fox Point, and authorize the Village President and Village Clerk Treasurer to sign the Conditional Use Order.
- d. Approve Change Order No. 2 from All-Ways Contractors, Inc. in the amount of \$20,446.16 for the placement of additional green infrastructure, including bioswales and piping, and authorize the Village President and Village Clerk/Treasurer to sign the change order per the Director of Public Works' memorandum dated October 28, 2021.
- e. Accept the proposal of Baxter & Woodman in an amount not to exceed \$55,339.73 for the design of the 2022 Road and Utility Project and authorize the Village President and Village Clerk/Treasurer to sign the contract per the Director of Public Works' memorandum dated November 1, 2021.
- f. Accept the Resolution Authorizing the Execution of the Financial Assistance Agreement with the State of Wisconsin Department of Natural Resources for the reimbursement of costs associated with the private property lead water service lateral replacement program.

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- g. Adopt the Resolution to Divide the Village of Fox Point into Wards Pursuant to Wisconsin Statutes Section 5.15 (4) per the Village Clerk's memorandum, dated November 2, 2021.
- h. Adopt the Resolution to combine Wards 1-4 for Voting Purposes Pursuant to Wisconsin Statutes Section 5.15 (6)(B) per the Village Clerk's memorandum dated November 2, 2021.
- i. Adopt the Resolution to combine Wards 5-9 for Voting Purposes Pursuant to Wisconsin Statutes Section 5.15(6)(B) per the village Clerk's memorandum, dated November 2, 2021.
- j. Approve payment of the bills in the amount of \$714,846.49 for the period October 1, 2021 through October 31, 2021 per the report submitted by the Village Manager.

Trustee Sumner requested the withdrawal of agenda items 5d and 5e.

Motion made by President Frazer, seconded by Trustee Kravit, and carried by roll call vote (6-0), to approve the consent agenda, as modified with the removal of items, 5d and 5e.

Consideration and Possible Action to Adopt a Final Special Assessment Resolution Concerning the Replacement of Sanitary Sewer Riser Pipes in an Assessment Area Including Portions of East Bradley Road, East Dean Road, North Boyd Way, East Goodrich Lane, North Gray Log Lane, North Longacre Road, North Fairchild Circle, North Fairchild Road and East Cherokee Circle.

Motion by President Frazer, seconded by Trustee Fonstad, and carried by roll call vote (6-0), to Adopt a Final Special Assessment Resolution as outlined in agenda packet, pages 57-63 and as set forth in agenda item 6a.

Consideration and Possible Action to Adopt a Final Special Assessment Resolution Concerning the Paving of Portions of the Private Road Section of Goodrich Lane.

Motion by President Frazer, seconded by Trustee Fonstad, to Adopt a Final Special Assessment Resolution Concerning the Paving of Portions of the Private Road Section of Goodrich Lane.

Public Works Director Scott Brandmeier's responded to Mr. Kuesel's earlier comments regarding this agenda item.

President Frazer called the question.

Motion carried by roll call vote (6-0).

Consideration and Possible Action to Adopt a Final Special Assessment Resolution Concerning the Replacement of Lead Water Lateral Lines in an Assessment Area Including Portions of North Santa Monica Boulevard and North Regent Road

Motion by President Frazer, seconded by Trustee Knight, and carried by roll call vote (6-0), to Adopt a Final Special Assessment Resolution, as described on pages 70 through 75 of the agenda packet.

Change Order No. 2 from All-Ways Contractors, Inc. in the amount of \$20,446.16 for the placement of additional green infrastructure, including bioswales and piping (5d)

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Motion by President Frazer, seconded by Trustee Fonstad, and carried by roll call vote (6-0), to approve change order no. 2 from All-Ways contractors, Inc., as set forth in agenda item 5d and as described on pages 15 through 17 of the agenda packet.

Proposal of Baxter & Woodman in an amount not to exceed \$55,339.73 for the design of the 2022 Road and Utility Project (5e)

Motion by President Frazer, seconded by Trustee Sumner, and carried by roll call vote (6-0), to accept the proposal of Baxter & Woodman in an amount not to exceed \$55,339.73 for the design of the 2022 Road and Utility Project, as described on pages 18 through 29 of the agenda packet.

Resolution of Appreciation - Plan Commission Member Scott Yauck

Motion by President Frazer, seconded by Trustee Ollman, and carried by roll call vote (6-0), to adopt Resolution of Appreciation for Plan Commission member Scott Yauck.

Future Agenda Items-None

Motion by Trustee Sumner, seconded by Trustee Ollman, and carried by roll call vote (6-0), to place the discussion of authorizing project change orders (overages) on a future agenda.

Announcements

Trustee Fonstad

No announcements.

Trustee Sumner

No announcements.

Trustee Kravit

No announcements.

Trustee Ollman

No announcements.

Trustee Knight

No announcements.

Village President Frazer

No announcements.

Village Manager Scott Botcher

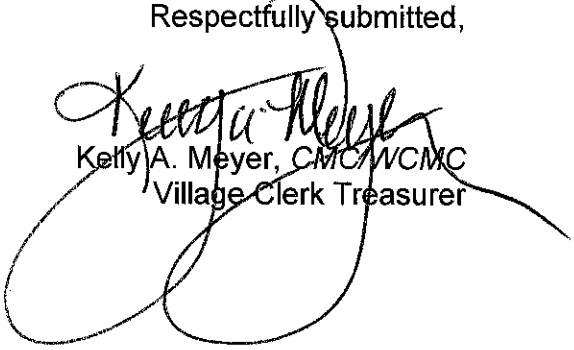
No announcements.

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Adjourn

Motion made by President Frazer, seconded by Trustee Ollman, and carried by roll call vote (6-0); the Village Board adjourned the Village Board meeting at 7:54 p.m.

Respectfully submitted,


Kelly A. Meyer, CMC/WCMC
Village Clerk Treasurer