

**VILLAGE OF FOX POINT
VILLAGE BOARD MEETING MINUTES
February 13, 2024**

A meeting and public hearing of the Fox Point Village Board was held by a combination of in-person and virtual attendance via telephonic and video conferencing on Tuesday, February 13, 2024 in Schwemer Hall, 7200 N. Santa Monica Boulevard. Village President Symchych 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 Christine Symchych
Trustee Eric Fonstad
Trustee Liz Sumner (via Zoom)
Trustee Greg Ollman
Trustee Catie Anderson
Trustee Liz Aelion
Trustee Jennie Stoltz

Also, present were Village Attorney Eric Larson, Village Manager Scott Botcher, Public Works Director Scott Brandmeier, Village Clerk Treasurer Sara Bruckman, and Assistant Village Manager Kevin Ausman

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

Max Barry, 7109 N. Santa Monica Blvd.

Stated he is running for Village Trustee

Paul Krechel 8035 N. Whitney Rd.

Stated he is running for Village Trustee

COMMITTEE REPORTS –

Plan Commission – No Report

Pool Committee Report – Chair Tirado, 7627 N Lake Dr. announced the Pool Committee met and gave a summary of the report included in the Village Board packet.

Tr. Stoltz complemented Mr. Tirado's work on the by-laws and expressed disappointment in the process.

CONSENT AGENDA

- a. Approve the minutes of the January 9, 2024 Village Board and Public Hearing meeting.
- b. Accept the bid of Structural Solutions LLC in the amount of \$265,490 for the rehabilitation of sanitary sewer manholes in the Village and authorize the Village President and Village Clerk/Treasurer to sign the contract per the Director of Public Works' memorandum dated February 6, 2024.
- c. Accept the proposal of Kapur & Associates in the amount of \$34,665 for construction management and inspection of the sanitary sewer manhole rehabilitation project and authorize the Village President and Village Clerk/Treasurer to sign the contract per the Director of Public Works' memorandum dated February 6, 2024.

**VILLAGE OF FOX POINT
VILLAGE BOARD MEETING MINUTES
February 13, 2024**

- d. Reject all bids received for the 2024 Lake Drive Utilities project per the Director of Public Works' memorandum dated February 6, 2024.
- e. Accept Change Order No. 1 from Kapur & Associates in the amount of \$31,200 to prepare a separate bid and contract document that separates the Lake Drive storm sewer and water main bid items and bids only the storm sewer components and authorize the Village President and Village Clerk/Treasurer to sign the change order per the Director of Public Works' memorandum dated February 6, 2024.
- f. Accept the proposal from Kapur and Associates for the amount of \$19,745 for the water main replacement, walking path replacement and road resurfacing on Nokomis Court and authorize the Village President and Village Clerk/Treasurer to sign the contract per the Director of Public Works' memo dated February 8, 2024.
- g. Confirm of the President's appointment of Brian Tobiczkyk to the Building Board effective March 1, 2024 to replace Jeff Weber for the remainder of the term ending 2025.
- h. Approve of MOU with Village of Shorewood regarding interconnect between the Village of Whitefish Bay and the Village of Shorewood.
- i. Appoint Election Inspectors for the two-year term of January 1, 2024 through December 31, 2025, per the Village Clerk's memorandum updated February 5, 2024.
- j. Approve payment of the bills in the amount of \$2,374,987.30 for the period January 1, 2024 through January 31, 2024 per the report submitted by the Village Manager.

Trustee Aelion requested the removal of consent agenda items A and E; Trustee Stoltz requested the withdrawal of consent agenda item C.

Motion by Trustee Fonstad, seconded by Trustee Anderson, and carried by roll call vote (7-0), to approve the consent agenda, absent consent agenda items A, C, and E.

Unfinished Business

Conditional Use Permit per F-Institutional District Requirements for The Town Club, d/b/a, The Town Club, 7950 N Santa Monica Blvd.

President Symchych recused herself and turned over deliberations to Trustee Fonstad. Trustee Fonstad took over Chair Pro Tem and requested Attorney Larson to review the Conditional Use Statutes.

Attorney Larson clarified whether he should further offer legal advice in open session, potentially exposing the Village to liability risks or adjourn this matter to another date; noting the Village Board was scheduled to go into close session but the motion failed. Trustee Fonstad noted it is incumbent as Elected Officials to protect the village's assets by availing themselves of legal councils' advice.

Motion by Trustee Sumner, seconded by Trustee Anderson, and carried by roll call vote (6-0), to table the Conditional Use Permit per F-Institutional District Requirements for The Town Club, d/b/a The Town Club, 7950 N Santa Monica Blvd to a special meeting date to be selected once the Village Clerk polls all the Village Board members for an available date.

**VILLAGE OF FOX POINT
VILLAGE BOARD MEETING MINUTES**

February 13, 2024

President Symchych resumed chairing of the meeting

NEW BUSINESS

January 9, 2024 Village Board Minutes (Consent Agenda Item A)

Motion Trustee Fonstad, seconded by President Symchych and carried by roll call vote (7-0), to approve the minutes of the January 9, 2024 Village Board and Public Hearing meeting as amended by Trustee Aelion.

Kapur and Associates proposal construction management and inspection for manhole rehabilitation project (Consent Agenda Item C)

Motion by Trustee Stoltz, seconded by Tr. Fonstad, and carried by roll call vote (7-0), to accept the proposal of Kapur & Associates in the amount of \$34,665 for construction management and inspection of the sanitary sewer manhole rehabilitation project and authorize the Village President and Village Clerk/Treasurer to sign the contract per the Director of Public Works' memorandum dated February 6, 2024.

Kapur and Associates Change Order No. 1 (Consent Agenda Item E)

Motion by Tr. Aelion seconded by Tr. Ollman, and carried by roll call vote (7-0), to accept Change Order No. 1 from Kapur & Associates in the amount of \$31,200 to prepare a separate bid and contract document that separates the Lake Drive storm sewer and water main bid items and bids only the storm sewer components and authorize the Village President and Village Clerk/Treasurer to sign the change order per the Director of Public Works' memorandum dated February 6, 2024.

Award UPI bid for Bradley Road reconstruction

Motion by Trustee Fonstad, seconded by President Symchych, and carried by roll call vote (7-0), to award the bid of UPI in the amount of \$3,545,457 for the 2024 Bradley Road reconstruction project and authorize the Village President and Village Clerk/Treasurer to sign the contract per the Director of Public Works' memorandum dated February 6, 2024.

Baxter and Woodman proposal for Bradley Road reconstruction

Motion by President Symchych, seconded by Trustee Fonstad, and carried by roll call vote (7-0), to accept the proposal of Baxter & Woodman in the amount of \$215,770 for construction management and inspection activities associated with the 2024 Bradley Road reconstruction project and authorize the Village President and Village Clerk/Treasurer to sign the contract per the Director of Public Works' memorandum dated February 6, 2024.

Resolution of Appreciation for Building Board member Jeff Weber

Motion by President Symchych, seconded by Trustee Fonstad, and carried by roll call vote (7-0), to approve the Resolution of Appreciation for Building Board member Jeff Weber.

FUTURE AGENDA ITEMS – None

VILLAGE OF FOX POINT
VILLAGE BOARD MEETING MINUTES
February 13, 2024

ANNOUNCEMENTS

President Symchych

- 1) Welcome Village Clerk Treasurer Sara Bruckman to her first Village Board meeting.
- 2) Announced attendance at the ICC meeting yesterday where the Village Clerk Treasurer will be on the LandNav committee to work on the software functionality issues. There was discussion about the lack of ability for the police entities in Milwaukee County to communicate about crime as it's crossing municipal boundaries.
- 3) Today the Fire Department meeting discussed dispatching fire trucks to calls in other municipalities and summon other fire departments to Fox Point. There was discussion on how to chart the time and equipment. The also authorized the purchase of furniture for the new fire station.

“Trustee Fonstad gave a report on the Tree Commission meeting held on January 25, 2024, noting a resident advised the members of the Tree Commission there is vegetation on the northwest corner of Calumet and Santa Monica that needs trimming. The Tree Commission is recommending village staff make clearing vegetation by public intersections a point of emphasis this year. The Commission also continued discussing measures that could be taken to protect and enhance the tree canopy in the Village and supported the Village Forester’s request that the Village retain the services of an outside arborist to assist in drafting an appropriate ordinance.”

Trustee Sumner reminded everyone about the Spring Primary Election February 20 and early voting is open through Friday.

Trustee Ollman had no announcements

Trustee Anderson announced the new Fox Point seasonal updates and reminders email went out; it will be sent quarterly. She commended staff for listening to the board and residents suggestion. North Shore Library Board meets this Thursday at 8:00 a.m.

Trustee Aelion had no announcements.

Trustee Stoltz had no announcements.

Manager Botcher thanked Assistant Manager Ausman and Department Heads for working on the quarterly email. He met with Jeff Dellutri with Fox Point Bayside School District. Construction season will begin at Stormonth and the last day of school will be May 24 and the first day of school will be September 9. There will not be public access to Stormonth during this time frame. They asked permission and have been granted access to use the Village Board room for three dates in the summer; May 17, July 22, August 19 for the School Board meetings. There may be tents on the Nicolet baseball field for the after-school care program for three weeks. He will be sharing the construction staging map.

Respectfully submitted,

Sara A. Bruckman, WCMC/CMC
Village Clerk Treasurer

**VILLAGE OF FOX POINT
VILLAGE BOARD MEETING MINUTES
February 13, 2024**

CLOSED SESSION

Roll Call of the Village Board present included:

Village President Christine Symchych
Trustee Eric Fonstad
Trustee Liz Sumner (via Zoom)
Trustee Greg Ollman
Trustee Catie Anderson
Trustee Liz Aelion
Trustee Jennie Stoltz

Also, present were Village Attorney Eric Larson, Village Manager Scott Botcher, Public Works Director Scott Brandmeier, and Assistant Village Manager Kevin Ausman

Motion made by President Symchych, seconded by Trustee Fonstad, to convene into closed session at 8:07 p.m., Pursuant to State Statutes Sections:

- a. *Pursuant to State Statutes Section 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, specifically, the sale of Village owned property in the City of Glendale.*

Trustee Fonstad	Aye
Trustee Sumner	Aye
Trustee Ollman	Aye
Trustee Knight	Aye
Trustee Aelion	Aye
Trustee Stoltz	Aye
President Symchych	Aye

Carried by roll call vote (7-7).

RECONVENE INTO OPEN SESSION

Motion made by Trustee Fonstad seconded by Trustee Ollman and carried by roll call vote (7-0), to reconvene into open session at 8:26 p.m.

Motion for action placed here.

Motion made by President Symchych, seconded by Trustee Fonstad to authorize and direct the Village Manager and Village President with the assistance of the Village Attorney to prepare and execute necessary documents to convey Village owned property within the City of Glendale to the City of Glendale with the terms discussed in closed session.

Trustee Fonstad	Aye
Trustee Sumner	Aye
Trustee Ollman	Aye

**VILLAGE OF FOX POINT
VILLAGE BOARD MEETING MINUTES**

February 13, 2024

Trustee Knight	Aye
Trustee Aelion	Aye
Trustee Stoltz	Aye
President Symchych	Aye

ADJOURNMENT

Motion made by Trustee Fonstad, second by Trustee Ollman and carried by roll call vote (7-0) to adjourn the Village Board meeting at 8:30 p.m.

Respectfully submitted,

Scott Botcher
Village Manager