

**VILLAGE OF FOX POINT
VILLAGE BOARD MEETING MINUTES
JUNE 11, 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, June 11, 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 Greg Ollman
Trustee Liz Aelion
Trustee Jennie Stoltz
Trustee Freedman
Trustee Miller

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

Dan Knopp, 7510 N Fairchild Rd., The Friends of the Fox Point Pool, the new 501c3 organization and is now able to receive contributions. Logo and marketing materials are on the website. All donations received before July 31, 2024 will be matched up to \$50,000 by a generous pool supporter.

Hearing no other comments, President Symchych closed public comment.

COMMITTEE REPORTS – Plan Commission

President Symchych explained the Plan Commission discussed and approved the application of Storymaker LLC.

PUBLIC HEARING TITLE

Motion by President Symchych, seconded by Trustee Fonstad, and carried by roll call vote (7-0), to open the public hearing at 7:04 p.m., regarding

Public Comment

Alisha Lemon, business owner, explained this will be a book binding, creative writing, print shop, open Sunday through Saturday, 9:00 a.m. to 5:00 p.m.

There were no public comments.

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Motion by President Symchych, seconded by Trustee Fonstad, and carried by roll call vote (7-0), to close the public hearing at 7:06 p.m., regarding

CONSENT AGENDA

- a. Approve the minutes of the May 14, 2024 Village Board meeting.
- b. Approve the minutes of the May 14, 2024 Special Village Board meeting.
- c. Grant the renewals for two "Class A" Beer and Intoxicating Liquor Licenses; Walgreen Co, d/b/a, Walgreens #03125, PO Box 901, Deerfield, IL 60015, Taylor M. Miller, premises to be licensed: 8615 N Port Washington Road, Fox Point, WI 53217; Wisconsin CVS Pharmacy, LLC, d/b/a, CVS Pharmacy #8770, One CVS Drive, M/C 1160, Woonsocket, RI 02895, Andrew Karas, Agent, premises to be licensed: 8661 N Port Washington Road, Fox Point, WI 53217, renewals for four "Class B" Beer and Intoxicating Liquor Licenses, Jose's of Fox Point, Inc., d/b/a, Jose's Blue Sombrero, 7613 W State Street, Wauwatosa, WI 53213, George Norbert Flees, Agent, premises to be licensed: 8617 N Port Washington Road, Fox Point, WI 53217. The Town Club, d/b/a, The Town Club, 7950 N Santa Monica Blvd, Fox Point, WI 53217, Corrine L. Kuester, Agent, premises to be licensed: 7950 N Santa Monica Blvd, Fox Point, WI 53217. Ginza II Fox Point Inc, d/b/a, Ginza Sushi, 333 W Brown Deer Road, Suite O, Fox Point, WI 53217, Teidi Yang, Agent, premises to be licensed: 333 W Brown Deer Road, Suite O, Fox Point, WI 53217. Fazarri Hospitality Group, LLC, d/b/a, Calderone Club, 8001 N Port Washington Road, Fox Point, WI 53217, Carmelo Fazzari, Agent, premises to be licensed: 8001 N Port Washington Road, Fox Point, WI 53217 and renewal for one Class "B" fermented malt beverage license Wheel & Sprocket, Inc., d/b/a, Wheel & Sprocket, 6940 N Santa Monica Blvd, Fox Point, WI 53217, Amelia Lukic-Kegel, Agent, premises to be licensed: 6940 N Santa Monica Blvd, Fox Point, WI 53217, and approve the appointment of two new agents, per the Village Clerk Treasurer's memo dated June 5, 2024, subject to any conditions as noted.
- d. Grant the Cigarette and Tobacco Product Retail License to the Establishment Walgreen Co, d/b/a, Walgreens #03125, located at 8615 North Port Washington Road per the Village
- e. Accept the quote of WSO Grading and Excavating in the amount of \$12,168 for the placement of large rip rap along the drainage channel located along Indian Creek Boulevard southeast of Manor Lane and authorize the Village Manager to sign the contract per the Director of Public Works' memorandum dated June 4, 2024.
- f. Accept the quote of Munson Inc. in an amount not to exceed \$117,041.00 for water main restoration and roadway patches at various locations in the Village and authorize the Village Manager to sign the agreement per the Director of Public Works' memorandum dated June 4, 2024.
- g. Approve Change Order No. 2 from Kapur & Associates in the amount of \$2,900 for the additional design of storm sewer drainage on Lake Drive, including preparation of temporary and permanent limited easements, and authorize the Village President and Village Clerk/Treasurer to sign the change order per the Director of Public Works' memorandum dated June 4, 2024.

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- h. Approve the Rights of Entry for 6720 North Lake Drive, 6726 North Holly Court, and 7846 North Lake Drive needed for grading and other work related to the Lake Drive storm water drainage project and authorize the Village President to sign each Right of Entry pursuant to the Department of Public Works memorandum dated June 4, 2024
- i. Approval of Eric Weiner to serve as an Election Inspector for the 2024-25 term.
- j. Approve payment of the bills in the amount of \$1,309,037.50 for the period May 1, 2024 through May 31, 2024 per the report submitted by the Village Manager.

Trustee Miller requested the removal of consent agenda item 5c; Trustee Stoltz requested the removal of consent agenda item 5e.

Motion by Trustee Fonstad, seconded by Trustee Aelion, and carried by roll call vote (7-0), to approve the consent agenda, absent consent agenda items 5c, 5e.

NEW BUSINESS

Consent Agenda Item 5c

Motion by Trustee Fonstad, seconded by Trustee Ollman, and carried by roll call vote (6-0-1 with Trustee Freedman abstaining), to Grant the renewals for two "Class A" Beer and Intoxicating Liquor Licenses; Walgreen Co, d/b/a, Walgreens #03125, PO Box 901, Deerfield, IL 60015, Taylor M. Miller, premises to be licensed: 8615 N Port Washington Road, Fox Point, WI 53217; Wisconsin CVS Pharmacy, LLC, d/b/a, CVS Pharmacy #8770, One CVS Drive, M/C 1160, Woonsocket, RI 02895, Andrew Karas, Agent, premises to be licensed: 8661 N Port Washington Road, Fox Point, WI 53217, renewals for four "Class B" Beer and Intoxicating Liquor Licenses, Jose's of Fox Point, Inc., d/b/a, Jose's Blue Sombrero, 7613 W State Street, Wauwatosa, WI 53213, George Norbert Flees, Agent, premises to be licensed: 8617 N Port Washington Road, Fox Point, WI 53217. The Town Club, d/b/a, The Town Club, 7950 N Santa Monica Blvd, Fox Point, WI 53217, Corrine L. Kuester, Agent, premises to be licensed: 7950 N Santa Monica Blvd, Fox Point, WI 53217. Ginza II Fox Point Inc, d/b/a, Ginza Sushi, 333 W Brown Deer Road, Suite O, Fox Point, WI 53217, Teidi Yang, Agent, premises to be licensed: 333 W Brown Deer Road, Suite O, Fox Point, WI 53217. Fazarri Hospitality Group, LLC, d/b/a, Calderone Club, 8001 N Port Washington Road, Fox Point, WI 53217, Carmelo Fazzari, Agent, premises to be licensed: 8001 N Port Washington Road, Fox Point, WI 53217 and renewal for one Class "B" fermented malt beverage license Wheel & Sprocket, Inc., d/b/a, Wheel & Sprocket, 6940 N Santa Monica Blvd, Fox Point, WI 53217, Amelia Lukic-Kegel, Agent, premises to be licensed: 6940 N Santa Monica Blvd, Fox Point, WI 53217, and approve the appointment of two new agents, per the Village Clerk Treasurer's memo dated June 5, 2024, subject to any conditions as noted.

Consent Agenda Item 5e

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Motion by President Symchych, seconded by Trustee Miller, and carried by roll call vote (7-0), to accept the quote of WSO Grading and Excavating in the amount of \$12,168 for the placement of large rip rap along the drainage channel located along Indian Creek Boulevard southeast of Manor Lane and authorize the Village Manager to sign the contract per the Director of Public Works' memorandum dated June 4, 2024

Presentation of FY 2023 Audit by Wendi Unger (Baker Tilly) to the Village Board

Motion by President Symchych, seconded by Trustee Miller, and carried by roll call vote (7-0), to adopt the 2023 Audit as presented.

Resolution 2024 - 09 Approving of and Authorizing Submittal of the Compliance Maintenance Annual Report (CMAR) to the Department of Natural Resources

Motion by Trustee Freedman, seconded by Trustee Miller, and carried by roll call vote (7-0), to Adopt Resolution 2024 - 09 Approving of and Authorizing Submittal of the Compliance Maintenance Annual Report (CMAR) to the Department of Natural Resources for the 2023 Sanitary Sewer Activities.

Conditional Use Permit for Story Makery, LLC dba Story Makery to operate a book making shop with book writing, book making, reading, and writing.

Motion by President Symchych, seconded by Trustee Fonstad, and carried by roll call vote (7-0), to approve the Conditional Use Permit for Story Makery, LLC dba Story Makery to operate a book making shop with book writing, book making, reading and writing and for the Village Manager to confirm the operating hours.

FUTURE AGENDA ITEMS – None

CLOSED SESSION

President Symchych recused herself and turned over deliberations to Trustee Fonstad. Trustee Fonstad took over Chair Pro Tem.

Motion made by Trustee Stoltz, seconded by Trustee Miller, to convene into closed session at 7:49 p.m., Pursuant to State Statutes Section 19.85(1)(g), to for conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved; more specifically, concerning the Town Club operation of pickle ball courts without accepting or complying with the terms approved by the Village Board conditional use order issued on or about May 14, 2024.

Trustee Fonstad	Aye
Trustee Ollman	Aye
Trustee Aelion	Aye
Trustee Stoltz	Aye

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Trustee Freedman Aye
Trustee Miller Aye
President Symchych Recused

Carried by roll call vote (6-0).

RECONVENE INTO OPEN SESSION

Motion made by Trustee Fonstad, seconded by Trustee Ollman and carried by roll call vote (6-0), to reconvene into open session at 8:28 p.m.

ANNOUNCEMENTS

President Symchych no announcements

Trustee Fonstad announced long term resident Mike Lovell passed away.

Trustee Ollman no announcements

Trustee Aelion no announcements

Trustee Stoltz announced she could not attend the last North Shore Dementia Consortium meeting but the next meeting will be July 12.

Trustee Freedman announced the Library Board has started legal action against Mr. Peterson.

Trustee Miller No announcements

Manager Botcher announced open house will be Saturday, June 15 in conjunction with the Farmer's Market.

ADJOURNMENT

Motion made by Trustee Aelion, second by Trustee Ollman, and carried by roll call vote (6-0) to adjourn the Village Board meeting at 8:33 p.m.

Respectfully submitted,

Sara A. Bruckman
Village Clerk Treasurer

Published and Posted July 10, 2024 SB