

**VILLAGE OF FOX POINT
VILLAGE BOARD MEETING MINUTES
SEPTEMBER 10, 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, September 10, 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

Teresa Sparacino, 175 E Bradley Road, Fox Point; is in favor of keeping the stop sign at E. Bradley Road. She would like to see this item on the next Village Board agenda.

Andrew Elmer, 101 E Bradley Road, Fox Point; thought there was overwhelming consensus that the stop sign remain when discussed at the public information meeting. He is in favor of keeping the stop sign at E. Bradley Road. He would like sub-contractor reminded they are operating in a community where people live.

Hearing no other comments, President Symchych closed public comment.

COMMITTEE REPORTS – Plan Commission

Trustee Fonstad attended the September 3, 2024 Plan Commission meeting; there were two items on the agenda. The first was relating to the Floodplain Zoning ordinance. Adopting the Ordinance change will bring the village in line with state requirements. The Plan Commission recommends that the Village Board adopts the ordinance change.

Mr. Botcher explained the Plan Commission went through the application submitted by the St. Augustine Prep and the commission noted the setback shown on the drawings wasn't there before. The Plan Commission tabled the item to a meeting on the October 8 before the Village Board meeting with a joint meeting for public hearing starting at 5:00 p.m.

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Ordinance to Repeal and Recreate Chapter 724 of the Village of Fox Point Village Code Relating to Floodplain Zoning.

Public Comment

Motion by President Symchych, seconded by Trustee Ollman, and carried by roll call vote (7-0), to open the public hearing at 7:10 p.m., regarding Ordinance to Repeal and Recreate Chapter 724 of the Village of Fox Point Village Code Relating to Floodplain Zoning.

There were no public comments.

Motion by President Symchych, seconded by Trustee Ollman, and carried by roll call vote (7-0), to close the public hearing at 7:13 p.m., regarding Ordinance to Repeal and Recreate Chapter 724 of the Village of Fox Point Village Code Relating to Floodplain Zoning.

St Augustine Prep Conditional Use Permit Application

Motion by President Symchych, seconded by Trustee Stoltz, and carried by roll call vote (7-0), to table St. Augustine Prep Conditional Use Permit Application until October 8, 2024.

CONSENT AGENDA

- a. Approve the minutes of the August 13, 2024 Village Board meeting.
- b. Approve the request of Bob and Jenny Hillis residing at 951 E Wye Lane for a waiver under Section 260-25(A)(2) of the Village Code, which would allow discharge water from the swimming pool into the sanitary sewer system.
- c. Approve payment of the bills in the amount of \$1,580,198.90 for the period August 1, through August 31, 2024 per the report submitted by the Village Manager.

Trustee Aelion requested the removal of consent agenda item B.

Motion by President Symchych, seconded by Trustee Fonstad, and carried by roll call vote (7-0), to approve the consent agenda, absent consent agenda items B.

NEW BUSINESS

Consent Agenda Item B

Approve the request of Bob and Jenny Hillis residing at 951 E Wye Lane for a waiver under Section 260-25(A)(2) of the Village Code, which would allow discharge water from the swimming pool into the sanitary sewer system.

Following a lengthy discussion by the Village Board, Trustee Freedman Called the Question.

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Motion by Trustee Aelion, seconded by Trustee Freedman, and carried by roll call vote (7-0), to approve the request of Bob and Jenny Hillis residing at 951 E Wye Lane for a waiver under Section 260-25(A)(2) of the Village Code, which would allow discharge water from the swimming pool into the sanitary sewer system as a one-time purpose and included indemnification with conditions as presented.

a. Consideration and Possible Action on an Ordinance to Repeal and Recreate Chapter 724 of the Village of Fox Point Village Code Relating to Floodplain Zoning.

Motion by President Symchych, seconded by Trustee Fonstad, and carried by roll call vote (7-0), to Consideration and Possible Action on an Ordinance to Repeal and Recreate Chapter 724 of the Village of Fox Point Village Code Relating to Floodplain Zoning with Attorney Larson's additional changes by the DNR.

b. Consideration of Design Contract for the 2026 Road and Utility Project.

Motion by President Symchych, seconded by Trustee Miller, and carried by roll call vote (7-0), to award the design Contract for the 2026 Road and Utility Project to Kapur and Associates not to exceed \$168,705.00.

Beth Gray 7414 N Boyd Way, Fox Point; would like to see the width of Bell be addressed, and she expressed concerns about safety for pedestrians and school kids.

FUTURE AGENDA ITEMS – None

ANNOUNCEMENTS

President Symchych announced the North Shore Fire Department swore in five new fire fighters and discussed fiscal restraints with the budget. She met with the candidates who would like to participate in the Sentential Committee

Trustee Fonstad announced the Tree Commission met on August 15, 2024 and discussed three separate initiatives to encourage residents to plant trees and not cut them down. One constraint the commission noted; it will require more forester time and more funds to purchase trees. The commission would like the village to reconsider redirecting some funds to supporting planting trees instead of removing.

Trustee Ollman announced the Fox Point Foundation picnic was Saturday and four Trustees attended.

Trustee Aelion commended the Fox Point Foundation on a wonderful picnic.

Trustee Stoltz No Announcements

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Trustee Freedman commended the Fox Point Foundation on the picnic and all the things they do. There was a wonderful article on TMJ4 on the North Shore Library.

Trustee Miller No Announcements

Manager Botcher No Announcements

CLOSED SESSION

President Symchych recused herself and Trustee Fonstad took over

Motion made by Trustee Fonstad, seconded by Trustee Miller, to convene into closed session, at 8:00 p.m., Pursuant to State Statutes Section 19.85(1)(g), 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
Trustee Freedman	Aye
Trustee Miller	Aye
President Symchych	Recused

Carried by roll call vote (6-0).

RECONVENE INTO OPEN SESSION

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

ADJOURNMENT

Motion made by Stoltz, second by Miller, and carried by roll call vote (6-0) to adjourn the Village Board meeting at 8:28 p.m.

Respectfully submitted,

Sara A. Bruckman
Village Clerk Treasurer