

**NOTICE OF MEETING
VILLAGE OF FOX POINT
VILLAGE BOARD MEETING**

**SCHWEMER HALL – MUNICIPAL BUILDING
7200 N. SANTA MONICA BLVD
FOX POINT, WI 53217**

**TUESDAY
FEBRUARY 14, 2012
7:00 P.M.**

AGENDA

1. Roll Call

2. Persons desiring to be heard

At this time, individuals can address the Village Board on any topic not on the agenda for a five-minute time period per person, with time extensions per the Village President's discretion. No action will be taken aside from the possible referral to committees and/or individuals.

3. Public Hearing: Ordinance to Repeal and Recreate Sections 14.02(19) and 14.07(2)(c)(8)(f), and to Create Section 14.07(4)(d), Regarding Zoning Code Treatment of Chicken Enclosures and Chicken Coops and Regarding Clarification of Existing Zoning Code Exceptions in the Village of Fox Point.

The Board will hold a public hearing and may act regarding the proposed Ordinance to Repeal and Recreate Sections 14.02(19) and 14.07(2)(c)(8)(f), and to Create Section 14.07(4)(d), Regarding Zoning Code Treatment of Chicken Enclosures and Chicken Coops and Regarding Clarification of Existing Zoning Code Exceptions in the Village of Fox Point.

4. Municipal Judge Scott Wales

Municipal Judge Scott Wales will provide a Municipal Court update and will answer questions that Board members may have.

5. Committee Reports

a. Plan Commission

1. Conditional Use Permit: C.A. Burghardt & Sons, Inc., d/b/a Burghardt Sporting Goods, 8625 N. Port Washington Road, RiverPoint Village. (Request for Amended Hours of Operation)

The Board will receive a report and may discuss the recommendation of the Plan Commission made at its February 6, 2012 meeting regarding the conditional use permit application of C.A. Burghardt & Sons, Inc.

6. Consent Agenda – All items listed under the Consent Agenda will be approved in one motion without discussion unless any Board member requests that the item be removed for individual discussion and possible action. Any item(s) so removed shall be considered individually prior to consideration of any New Business agenda items in the same order in which they were originally listed in the Consent Agenda.

a. Approve the Minutes of the January 10, 2012 Village Board meeting as drafted February 3, 2012

b. Grant a Conditional Use Permit to C.A. Burghardt & Sons, Inc., d/b/a Burghardt Sporting Goods, 8625 N. Port Washington Road, RiverPoint Village and authorize the Village President and Village Clerk to sign the Conditional Use Order

- c. Accept the bid from Ewald Automotive Group in the amount of \$25,292 for the purchase of a Ford Interceptor Sedan per the Police Chief's memorandum dated January 23, 2012
- d. Accept the quotation from Baycom in the amount of \$16,876 for the purchase of 4 Panasonic Toughbook Laptop Computers per the Police Chief's memorandum dated January 26, 2012
- e. Accept the proposal from AECOM in the amount of \$21,140 for additional design tasks for the Willow Road Storm Sewer Project and authorize the Village President and Village Clerk to sign the proposal per the Director of Public Works' memorandum dated February 8, 2012
- f. Accept Change Order No. 2 from WSO Grading & Excavating LLC in the amount of \$970.20 for additional materials and work performed for the Storm Sewer and Bluff Drainage Improvement Project and authorize the Village President and Village Clerk to sign the change order per the Director of Public Works' memorandum dated February 3, 2012
- g. Accept Change Order No. 1 from Kapur & Associates in the amount of \$2,205 for additional activities associated with the Green Tree Road Reconstruction Project and authorize the Village President and Village Clerk to sign the change order per the Director of Public Works' memorandum dated February 3, 2012
- h. Accept the proposal from Kapur & Associates in the amount of \$15,092 for the 2012 Sanitary Sewer Rehabilitation Project and authorize the Village President and Village Clerk to sign the proposal per the Director of Public Works' memorandum dated February 3, 2012
- i. Encumber funds to be used in fiscal year 2012 per the Village Manager's memorandum dated February 8, 2012
- j. Refer the proposed Ordinance to Create Section 14.07(4)(d) of the Village of Fox Point Village Code, Regulating Use of Portable Outhouses to the Plan Commission and schedule a public hearing in this regard for the March 13, 2012 regular Village Board meeting immediately following "Persons desiring to be heard"
- k. Adopt the proposed Ordinance to Create Section 27.33 of the Village of Fox Point Code Entitled "Synthetic Cannabinoid Prohibited" as attached to the Village Attorney's letter dated November 16, 2011
- l. Adopt the proposed Ordinance to Repeal and Recreate Section 18.6 of the Village of Fox Point Village Code Regarding Fill Permits and Tree Replacement Requirements per the Village Attorney's letter dated February 9, 2012
- m. Adopt the proposed Resolution Designating an International Migratory Bird Day as drafted January 31, 2012
- n. Adopt the proposed Resolution to Adopt the Milwaukee County Pre-Disaster Mitigation Plan as attached to the Village Attorney's letter dated February 1, 2012
- o. Adopt the Resolution Declaring Official Intent to Reimburse Expenditures from Proceeds of Borrowing as drafted February 7, 2012
- p. Approve Payment of the Bills in the amount of \$897,889.14 for the period January 1, 2012 through January 31, 2012 per the report prepared by the Village Manager

7. **Old Business**

a. **Ordinance to Create Sections 25.001, 25.17(f), 25.18, and 40.06(29) of the Village of Fox Point Village Code Related to Keeping of Chickens in the Village of Fox Point**

The Board will discuss and may act on the proposed Ordinance to Create Sections 25.001, 25.17(f), 25.18, and 40.06(29) of the Village of Fox Point Village Code Related to Keeping of Chickens in the Village of Fox Point.

8. **New Business**

a. **Discussion and Possible Action Regarding the Bridge Lane Ravine Footbridge**

The Board will receive an update from staff regarding the Bridge Lane Ravine Footbridge. The Board may take any action deemed appropriate.

b. **Future Agenda Items**

The Village Board will act on any Trustee requests to place additional matters on an upcoming agenda, without discussion.

9. **Announcements**

The following individuals will be given the opportunity to make announcements at the meeting in regard to (i) actions taken since the previous Village Board meeting on behalf of the Village, (ii) future Village activities and (iii) communications received from citizens. These matters will not be discussed or acted on, and Board members shall not comment on matters announced by others. Referrals may be made to committees and/or individuals.

- a. Village President West
- b. Trustee Warner
- c. Trustee Fonstad
- d. Trustee Bell
- e. Trustee Dengel
- f. Trustee Frazer
- g. Trustee Symchych
- h. Village Manager Robertson

10. **Closed Session**

It is anticipated that the Village Board will convene into closed session pursuant to State Statutes Section 19.85(1)(g), to confer with legal counsel who is rendering oral or written advice concerning strategy to be adopted with respect to litigation in which it is or is likely to become involved regarding excessive assessment claims filed by Beach Drive Trust; Craig and Lisa Zetley; John and Amy Moore; and Eric and Anne Dorn. Participating in this closed session will be the Village Board, Village Manager, Village Clerk, and Village Attorney.

11. **Reconvene and Possible Action on Closed Session Items**

The Village Board will convene into open session and may take action on the above described matters which were considered in closed session.

12. **Adjourn**

NEXT REGULAR VILLAGE BOARD MEETING:

March 13, 2012

7:00 P.M.

PLEASE NOTE: Upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through sign language interpreters or other auxiliary aids. For additional information or to request these services, contact the Village Clerk at 351-8900. It is possible that members of, and possibly a quorum of members of, other governmental bodies of the municipality may be in attendance at the above stated meeting to gather information; no action will be taken by any governmental body at the above stated meeting other than the governmental body specifically referred to above in this notice.