

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

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

**TUESDAY  
MARCH 13, 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: An Ordinance to Create Section 14.07(4)(d) of the Village of Fox Point Village Code, Regulating Use of Portable Outhouses**

The Board will hold a public hearing and may act regarding the proposed Ordinance to Create Section 14.07(4)(d) of the Village of Fox Point Village Code, Regulating Use of Portable Outhouses

**4. Committee Reports**

**a. Plan Commission**

**1. Conditional Use Permit: New Again Retail Shop, 8007 N. Port Washington Road, Bradley Place. (New Business)**

The Board will receive a report and may discuss the recommendation of the Plan Commission made at its March 5, 2012 meeting regarding the conditional use permit application of New Again Retail Shop.

**2. Conditional Use Permit: The Fresh Market, Inc., 8705 N. Port Washington Road, RiverPoint Village (Amendment to Conditional Use Permit of 9-21-11 - Roof Top Unit, Marketing Window, and Exterior Seating (Tables, Chairs and Umbrellas))**

The Board will receive a report and may discuss the recommendation of the Plan Commission made at its March 5, 2012 meeting regarding the conditional use permit application of The Fresh Market.

**3. Conditional Use Permit: Braatz, LLC, d/b/a Red Mango Yogurt and Smoothies, 8667 N. Port Washington Road, RiverPoint Village. (New Business)**

The Board will receive a report and may discuss the recommendation of the Plan Commission made at its March 5, 2012 meeting regarding the conditional use permit application of Red Mango Yogurt and Smoothies.

5. **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 February 14, 2012 Village Board meeting as drafted February 23, 2012
  - b. Grant a Conditional Use Permit to New Again Retail Shop, 8007 N. Port Washington Road, Bradley Place and authorize the Village President and Village Clerk to sign the Conditional Use Order
  - c. Grant a Conditional Use Permit to The Fresh Market, Inc., 8705 N. Port Washington Road, RiverPoint Village and authorize the Village President and Village Clerk to sign the Conditional Use Order
  - d. Grant a Conditional Use Permit to Braatz, LLC, d/b/a Red Mango Yogurt and Smoothies, 8667 N. Port Washington Road, RiverPoint Village and authorize the Village President and Village Clerk to sign the Conditional Use Order
  - e. Accept the proposal from Robert W. Baird & Co. Incorporated for financial advisory services and authorize the Village President and Village Clerk to sign the agreement per the Village Treasurer's memorandum dated March 7, 2012
  - f. Refer proposed interior renovations as described in the February 27, 2012 letter from James Roche, at St. Eugene School, 7600 N Port Washington Road to a Joint Plan Commission/Building Board Meeting and schedule a public hearing in this regard for the April 10, 2012 regular Village Board meeting immediately following "Persons desiring to be heard"
  - g. Refer proposed Ordinance to Repeal and Recreate Section 14.07(2)(c)(8)(f) of the Village of Fox Point Village Code Related to Exceptions to Fence Standards for Particular Uses to the Plan Commission and schedule a public hearing in this regard for the April 10, 2012 regular Village Board meeting immediately following the previously scheduled Public Hearing
  - h. Grant the Class "A" Fermented Malt Beverage and "Class A" Intoxicating Liquor License and approve Mr. Eric S. Thomas as the agent for The Fresh Market, Inc. d/b/a The Fresh Market, 8705 N Port Washington Road, subject to the payment of the prorated license fees per the Village Clerk's memorandum dated March 6, 2012
  - i. Approve the permit to use Village Streets for the United Performing Arts Fund Miller Lite Ride for the Arts on Sunday, June 3, 2012 subject to an appropriate Certificate of Liability Insurance being provided to the Village per the Village Clerk's memorandum dated February 27, 2012
  - j. Authorize making wood chips available on a limited basis at the Public Works Yard for resident pick-up per the Director of Public Works' memorandum dated March 7, 2012
  - k. Accept the bid of Argo Contracting, inc. in the amount of \$23,490 for the Beach Court Drainage Improvement Project and authorize the Village President and Village Clerk to sign the contract per the Director of Public Works' memorandum dated March 7, 2012

- l. Accept Amendment No. 1 from AECOM in the amount of \$2,000 for additional design work performed on the Beach Court Drainage Improvement Project and authorize the Village President and Village Clerk to sign the amendment per the Director of Public Works' memorandum dated March 7, 2012
- m. Accept the proposal of AECOM in the amount of \$11,450 for construction inspection activities related to the Beach Court Drainage Improvement Project and authorize the Village President and Village Clerk to sign the agreement per the Director of Public Works' memorandum dated March 7, 2012
- n. Accept the proposal of Kapur & Associates in the amount of \$15,804 for the televising of sanitary sewers in the Village and authorize the Village President and Village Clerk to sign the agreement per the Director of Public Works' memorandum dated March 7, 2012
- o. Adopt the proposed Resolution Approving Fees for North Shore Fire Department Services as drafted February 17, 2012
- p. Adopt the proposed Ordinance to Repeal and Recreate Section 40.01(3) and Repeal and Recreate Section 40.01(4) of the Village of Fox Point Village Code Concerning Fire Department Fees in the Village of Fox Point per the Village Attorney's letter dated March 1, 2012
- q. Approve Payment of the Bills in the amount of \$347,457.55 for the period February 1, 2012 through February 29, 2012 per the report prepared by the Village Manager

## 6. **New Business**

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

The Board will receive an update from staff and a report on logistics of construction alternatives, as well as associated costs, prepared by the consultant regarding the Bridge Lane Ravine Footbridge. The Board may take any action deemed appropriate.

### b. **Initial Resolution Authorizing the Borrowing of Not to Exceed \$2,500,000 and Providing for the Issuance and Sale of General Obligation Bonds**

The Board will discuss and may act on the proposed Initial Resolution Authorizing the Borrowing of Not to Exceed \$2,500,000 and Providing for the Issuance and Sale of General Obligation Bonds.

### c. **Initial Resolution Authorizing the Borrowing of Not to Exceed \$2,550,000 and Providing for the Issuance and Sale of General Obligation Refunding Bonds**

The Board will discuss and may act on the proposed Initial Resolution Authorizing the Borrowing of Not to Exceed \$2,550,000 and Providing for the Issuance and Sale of General Obligation Refunding Bonds.

### d. **Resolution Amending the 2011 Village Budget**

The Board will discuss and may act on the proposed Resolution Amending the 2011 Village Budget per the Village Manager's memorandum dated March 7, 2012.

e. **Discussion on Referendum or Survey Regarding the Bridge Lane Ravine Footbridge**

The Board will discuss whether to use a referendum or survey to canvas the residents of Fox Point about their feelings about the bridge.

f. **Future Agenda Items**

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

7. **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

8. **Adjourn**

**NEXT REGULAR VILLAGE BOARD MEETING:**

**April 10, 2012**

**7:00 P.M.**