

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

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

**TUESDAY
September 11, 2012
7:00 P.M.**

AGENDA

1. **Roll Call**
2. **Moment of Silence in Remembrance of Those Who Lost Their Lives on Tuesday, September 11, 2001**
3. **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.

4. **Public Hearing: Ordinance to Repeal and Recreate Sections 14.07(5)(b) and 14.12(2) of the Village of Fox Point Village Code Related to Unenclosed Storage and for Correction of Missing Text**

The Board will hold a public hearing and may act regarding the proposed Ordinance to Repeal and Recreate Sections 14.07(5)(b) and 14.12(2) of the Village of Fox Point Village Code Related to Unenclosed Storage and for Correction of Missing Text.

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 August 14, 2012 Village Board meeting as drafted August 16, 2012
 - b. Approve the Minutes of the August 20, 2012 Special Village Board meeting as drafted August 24, 2012
 - c. Accept the amendment of AECOM in the amount of \$16,725 for additional design activities associated with the water main, roadside ditches, and culverts related to the Whitney, Regent, and Willow Road reconstruction project and authorize the Village President and Village Clerk to sign the contract per the Director of Public Works' memorandum dated September 5, 2012
 - d. Accept the proposal of Kapur & Associates in the amount of \$28,639 for engineering services related to storm water improvements to the North Beach Drive (Beach Hill) storm water drainage system and authorize the Village President and Village Clerk to sign the contract per the Director of Public Works' memorandum dated September 5, 2012
 - e. Approve the permit to use Village Streets for the Lakefront Marathon on Sunday, October 7, 2012 per the Village Clerk's memorandum dated September 5, 2012

- f. Approve Payment of the Bills in the amount of \$452,585.02 for the period August 1, 2012 through August 31, 2012 per the report prepared by the Village Manager

6. **Old Business**

- a. **Resolution Approving Amendment No. 7 to the North Shore Fire Department Agreement to Provide that Each Participating Municipality's Financial Contribution Be Set As a Fixed Percentage of the Fire Department's Budgets**

The Board will discuss and may act on the proposed Resolution Approving Amendment No. 7 to the North Shore Fire Department Agreement to Provide that Each Participating Municipality's Financial Contribution Be Set As a Fixed Percentage of the Fire Department's Budgets.

7. **New Business**

- a. **Presentation of the Forestry Report**

The Board will receive a report from the Village Forester on Forestry issues including, but not limited to, interaction with the community, the current ash tree removal and replacement project, Emerald Ash Borer (EAB) status, and elm tree removal projects as well as proposed EAB activities for the future.

- b. **Resolution Approving Borrowing of \$2,306,383 from State Trust Fund**

The Board will discuss and may act on the proposed Resolution Approving Borrowing of \$2,306,383 from State Trust Fund.

- c. **Discussion of Possible Survey Regarding the Footbridge Funding**

The Board will discuss including a survey slip in the 2012 Fall Fox Point Village newsletter to gauge the residents' opinion regarding village funding of the footbridge on Bridge Lane.

- d. **Future Agenda Items**

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

8. **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

9. **Closed Session**

It is anticipated that the Village Board will convene into closed session for the following reasons:

- a. Pursuant to State Statutes 19.85(1)(g) to confer with legal counsel 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 possible actions against person(s) responsible for entering and damaging the Village-owned property located near the intersection of Green Bay Avenue and Green Tree Road in Glendale. Participating in this portion of the closed session will be the Village Manager, Village Director of Public Works, Village Attorney, Village Clerk and Village Board.
- b. Pursuant to Wisconsin Statutes Section 19.85(1)(g) to confer with legal counsel 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 pending litigation against the Village in two cases, one brought by Craig and Lisa Zetley, and another brought by Beach Drive Trust, each challenging their property tax assessments. Participating in this portion of the closed session will be the Village Manager, Village Attorney, Village Clerk and Village Board.

10. **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.

11. **Adjourn**

NEXT REGULAR VILLAGE BOARD MEETING:

October 9, 2012

7:00 P.M.