

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

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

**TUESDAY
DECEMBER 11, 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: Proposed Security Modifications at Fox Point Village Hall, 7200 N Santa Monica Boulevard

The Board will hold a public hearing and may act regarding the proposed security modifications at Fox Point Village Hall, 7200 N Santa Monica Boulevard.

4. Committee Reports

a. Plan Commission

1. Conditional Use Permit: Roaring Fork!, LLC d/b/a Qdoba Mexican Grill, 8789 N. Port Washington Road, RiverPoint Village. (Request for Interior Renovations)

The Board will receive a report and may discuss the recommendation of the Plan Commission made at its December 3, 2012 meeting regarding the conditional use permit application of Qdoba Mexican Grill.

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 October 29, 2012 Special Village Board meeting as drafted October 30, 2012**
- b. Approve the Minutes of the November 13, 2012 Regular Village Board meeting as drafted December 5, 2012**
- c. Approve the Minutes of the November 19, 2012 Special Village Board meeting as drafted November 20, 2012**
- d. Approve the Minutes of the November 29, 2012 Special Village Board meeting as drafted December 5, 2012**

- e. Grant a Conditional Use Permit to Roaring Fork!, LLC d/b/a Qdoba Mexican Grill, 8789 N. Port Washington Road, RiverPoint Village and authorize the Village President and Village Clerk to sign the Conditional Use Order
- f. Accept Change Order No. 2 from Reesman's Excavating in the amount of \$9,075 for additional hot mix asphalt placed during the construction of Green Tree Road and authorize the Village President and Village Clerk to sign the change order per the Director of Public Works' memorandum dated December 3, 2012
- g. Accept the proposal of Wachtel Tree Science in the amount of \$33,250 for forestry related consulting services and authorize the Village President and Village Clerk to sign the agreement per the Director of Public Works' memorandum dated December 3, 2012
- h. Adopt Ordinance to Amend Chapter 40.06(17), Concerning Recycling Fees, of the Village of Fox Point Village Code per the Village Attorney's memorandum dated December 7, 2012
- i. Adopt the Resolution Declaring Official Intent to Reimburse Expenditures from Proceeds of Borrowing as drafted December 5, 2012
- j. Approve Payment of the Bills in the amount of \$447,854.74 for the period November 1, 2012 through November 30, 2012 per the report submitted by the Village Manager.

6. **Old Business**

a. **Request from Nicolet High School – Fee Waiver of Use of Longacre Pavilion**

The Board will discuss and may act on the request from Nicolet High School for a waiver of fees as set by Section 40.06(23) of the Village Code for use of the Longacre Pavilion.

7. **New Business**

a. **2013 Insurance Renewals**

The Board will discuss and may act on the recommendation of the Village's Insurance Consultant, TE Brennan, regarding January 1, 2013 insurance renewals.

b. **Consideration of Resolution of Commendation**

The Board will discuss and may act to adopt a Resolution of Commendation for Village Manager Susan Robertson.

c. **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 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 possible litigation to recover delinquent personal property taxes from Asset Development Group. Participating in this portion of the closed session will be the Village Manager, 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 chargeback determinations of the Wisconsin Department of Revenue dated November 15, 2012. Participating in this portion of the closed session will be the Village Manager, Village Attorney, Village Clerk and Village Board.
- c. Pursuant to State Statutes 19.85(1)(c) to consider employment, promotion, compensation or performance evaluation data of any public employee over which the Village Board has jurisdiction or exercises authority, more specifically, to discuss proposed salary adjustments for full-time and part-time permanent employees of the Village who are not members of a recognized collective bargaining unit, including the Village Manager. Participating in this portion of the closed session will be the Village Manager 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:

January 8, 2013

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 414-351-8900. 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.