

**VILLAGE OF FOX POINT  
VILLAGE BOARD MEETING MINUTES  
OCTOBER 11, 2022**

A meeting of the Fox Point Village Board was held by a combination of in-person and virtual attendance via telephonic and video conferencing on Tuesday, October 11, 2022 in Schwemer Hall, 7200 N. Santa Monica Boulevard. President Frazer called the meeting to order at 7:00 p.m. and asked the Village Manager to take roll call. Roll Call of the Village Board present included:

Village President Douglas H. Frazer  
Trustee Eric Fonstad  
Trustee Christine Symchych (via Zoom)  
Trustee Sumner  
Trustee Greg Ollman  
Trustee Catie Anderson Knight  
Trustee Liz Aelion

Also, present were Village Attorney Eric Larson (via Zoom), Village Manager Scott Botcher, Public Works Director Scott Brandmeier, Assistant Village Manager Kevin Ausman (via Zoom), and Village Clerk Treasurer Kelly Meyer.

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](http://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**

Luke Junk, 7945 N Mohawk Road

Mr. Junk expressed his gratitude to the village board trustees in connection with their decision on October 10, 2022 concerning the Cobalt project proposal.

Hearing no other comments, the Board proceeded to Committee Reports.

**COMMITTEE REPORTS – PLAN COMMISSION**

Trustee Fonstad gave a brief synopsis: He stated the Plan Commission met Monday, October 3, 2022 jointly with the Building Board to consider the submission from Maple Dale Indian Hill School to replace the playground equipment behind the school. The Plan Commission unanimously recommended the Village Board approve the playground structure and found that consistent with ordinance requirements the new playground structure was appropriate for the location, compatible with the neighborhood, not detrimental to the property values for the surrounding properties, and in keeping with the residential character and quality of the village.

**PUBLIC HEARINGS**

- a. **Consideration by Plan Commission re: Ordinance to Repeal and Re-Crete Chapter 285 Article III Relating to Stormwater Management Regulations**
  
- b. **Consideration by Plan Commission re: Ordinance to Repeal and Re-Crete Chapter 285 Article IV Relating to Construction Site Erosion Control**

*Motion by President Frazer, second by Trustee Fonstad, and carried by roll call vote (7-0), to postpone the consideration of agenda items 3a and 3b, to the next regularly scheduled Village Board meeting on Tuesday, November 8, 2022 at 7:00 p.m.*

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- c. **Consideration by Plan Commission and Building Board RE: Maple Dale Indian Hill School, 8377 N Port Washington Road**

**Open Public Hearing**

*Motion by President Frazer, second by Trustee Fonstad, and carried by roll call vote (7-0), to open the public hearing at 7:06 p.m. regarding Maple Dale Indian Hill School, 8377 North Port Washington Road.*

There was no public comment.

**Close Public Hearing**

*Motion by President Frazer, second by Trustee Fonstad, and carried by roll call vote (7-0), to close the public hearing at 7:07 p.m. regarding Maple Dale Indian Hill School, 8377 North Port Washington Road.*

**CONSENT AGENDA**

Without objection and by unanimous consent, President Frazer announced a correction to the minutes of the September 13, 2022 meeting.

On page 1, the comments by Terry Rindt, lines 36 and 37, the corrected narrative is as follows:

Terry Rindt thanked Trustee Aelion and Director of Public Works Scott Brandmeier for assisting him with understanding the WDOT storm water work near I-43. He also mentioned the potential idea of a pickleball league, and asked village staff to clarify the definition of private roads and the public's right of access to those roads.

- a. Approve the minutes of the September 13, 2022 Village Board meeting.
- b. Approval of Maple Dale Indian Hill School Playground Structures in the F-Institutional District.
- c. Adopt Resolution Approving the 2023 North Shore Fire Department Fees for Service Schedule.
- d. Adopt Resolution in the Matter of Authorizing an Exception to the Levy Limits for Charges for the North Shore Fire Department Pursuant to 2005 Wisconsin Act 484.
- e. Adopt Resolution in support of a temporary North Shore Health Department Dementia / Alzheimer's Committee and authorizing Village President to appoint two public individuals to serve on a temporary Dementia / Alzheimer's Committee.
- f. Approve payment of the bills in the amount of \$716,432.76 for the period September 1, 2022 through September 30, 2022 per the report submitted by the Village Manager.

Trustee Sumner requested the removal of agenda item 5d and 5e.

*Motion by President Frazer, seconded by Trustee Sumner, and carried by roll call vote (7-0), to approve the consent agenda, absent items 5d and 5e.*

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**Consideration of potential enforcement action against Melinda B Wagner, 7515 N Boyd Way**

Property Owners Robert and Melinda Wagner, 7515 N Boyd Way

Robert and Melinda Wagner gave a brief synopsis of the progress in their efforts to correct deficiencies concerning the condition of the chimney and garage at 7515 N Boyd Way. Mr. Wagner stated that the central area of the garage, approximately 80 percent, has collapsed. It will be impossible to go into the garage and remove any contents. He further stated the Wagner's have no choice but to destroy the contents of the garage, losing both the cars and the motorcycles. The right wall at the rear of the garage is tilted back and ready to fall down. The Wagners have not made arrangements to raze the garage.

Village Attorney Eric Larson clarified to the Board the option(s) available regarding the demolition/razing of the garage. He further stated that the village procedure would be to obtain a court order and raze the garage.

*Without objection and by unanimous consent, the Board requested that within 30 days the Wagners obtain a signed demolition company contract with an estimated date of demolition. The Wagners can deliver the contract to staff; staff will report whether the contract is satisfactory. If a contract is not timely delivered to staff or is deemed unsatisfactory, the Village will go to court to seek a raze order.*

**NEW BUSINESS**

**Resolution in the Matter of Authorizing an Exception to the Levy Limits for Charges for the North Shore Fire Department Pursuant to 2005 Wisconsin Act 484 (5d)**

*Motion by President Frazer, seconded by Trustee Sumner, and carried by roll call vote (7-0), to adopt the resolution in the matter of authorizing an exception to the levy limits for charges for NSFD Pursuant to 2005 Wisconsin Act 484, as set forth on pages 21-22 of the agenda packet.*

**Adopt Resolution in support of a temporary North Shore Health Department Dementia / Alzheimer's Committee (5e)**

Trustee Sumner requested several corrections to the resolution. On the last line of the first paragraph, it should say "constituencies with" and in the last paragraph, instead of FURTHER RESOLVED, should say "BE IT FURTHER RESOLVED,".

*Motion by Trustee Sumner, seconded by President Frazer, and carried by roll call vote (7-0), to adopt Resolution in support of a temporary North Shore Health Department Dementia / Alzheimer's Committee and authorizing Village President to appoint two public individuals to serve on a temporary Dementia / Alzheimer's Committee, as modified by the corrections offered by Trustee Sumner.*

**Resolution of Commendation and Appreciation – Fox Point Farmer's Market Founders Mary and Jim LaCharite**

*Motion by President Frazer, seconded by Trustee Sumner, and carried by roll call vote (7-0) to postpone consideration of the Resolution of Commendation and Appreciation for Fox Point Farmer's Market Founders Mary and Jim LaCharite, until the regular Village Board meeting on Tuesday, December 13, 2022 at 7:00 p.m.*

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**2022 Summer Pool Report**

Assistant Village Manager Kevin Ausman gave the year-end report on the municipal pool, including information concerning this year's highlights, the annual and upcoming maintenance/repairs, operations, financials, memberships, and programming and partnerships, as reflected in the agenda packet on pages 39-46.

Paul Keyser, 8300 N Links Way

Mr. Keyser suggested extending the pool season to bring in more revenue. This would help offset pool operational and maintenance costs. He suggested contracting with a company for the employment of lifeguards and staff who would stay through September. At this time, in his view, a season pass is not a good value due to the short pool season.

There were no further comments.

**Discussion of Village facilities needs and a status report on the DPW building and Village Hall as requested by Trustees Ollman and Trustee Aelion**

The Village Board heard a status report from Public Works Director Scott Brandmeier and Village Manager Scott Botcher regarding the facility needs for both the Department of Public Works and the Village Hall. There are significant space needs, including the need for an additional 21,000 square feet for DPW storage and additional space for Village Hall records storage. Further, concern exists in connection with the facility's aging and inefficient mechanical systems. Although the 1957 building is sound structurally, it is at the end of its useful life.

David Miller, 7401 N Crossway Road

Mr. Miller suggested several locations for a new DPW and Village Hall, such as northeast corner of Port and Bradley.

Judy Shirley, 8235 N Mohawk Rd

Ms. Shirley suggested Village Hall and Department of Public Works remain where currently situated; both work well together in the same location. Ms. Shirley suggested that placing the administrative office on the first floor would provide easier access for voters.

Andrew Elmer, 101 E Bradley Road

Mr. Elmer echoed what was previously said. He commended that the Department of Public Works and Village Hall requirements should be worked out and brought to the public.

Village Manager Scott Botcher commented that, in his view, the question of the continuation or location of the municipal swimming pool should be determined first—the Village Hall and Department of Public Works plans will be easier to work out once that decision is made.

**Solid Waste and Recycling Contract with Waste Management**

Department of Public Works Director Scott Brandmeier gave an update regarding the Solid Waste and Recycling Contract with Waste Management and distributed a handout [See exhibit A].

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**FUTURE AGENDA ITEMS** - None

**ANNOUNCEMENTS**

Trustee Fonstad announced the Tree Commission will meet on October 13, 2022. Items to be taken up would include No Mow May, Bee City designation, and clear cutting ordinance.

Trustee Symchych had no announcements.

Trustee Sumner had no announcements.

Trustee Ollman had no announcements.

Trustee Anderson had no announcements.

Trustee Aelion had no announcements.

Village President Frazer had no announcements.

Village Manager Scott Botcher reported the Budget Workshop is scheduled for October 25, 2022; packets will be delivered most likely next Wednesday.

**ADJOURN**

*Motion made by President Frazer, second by Trustee Anderson Knight, and carried by roll call vote (7-0) to adjourn the Village Board meeting at 8:36 p.m.*

Respectfully submitted,



Kelly A. Meyer, WCMC/CMC/CMTW  
Village Clerk Treasurer

# [7d-Exhibit A]

## Recycling Pick up made by Village staff (through Oct 7, 2022)

### Summary

Full route pick up	5
Partial route pick up (greater than 100 homes)	11
Significant spot pick up	11

\*Please note that we started consistently logging missed pick up calls in mid September

Date	man hours	equipment hours	direct cost	homes picked up	
4/21/22	6	6	\$315.28	103	partial
5/19/22	9	15	\$651.06	235	partial
5/23/22	22	28	\$1,430.02	639	full
6/6/00	17.5	24	\$1,061.67	640	full
6/7/22	4.5	6	\$356.30	118	partial
6/22/22	16	16	\$950.46	368	partial
6/23/22	15	15	\$813.02	429	partial
8/15/22	11	11	\$890.80	393	partial
8/16/22	16	16	\$682.72	379	partial
8/31/22	16	16	\$1,103.60	425	partial
9/1/22	22	30	\$1,557.80	758	full
9/6/22	18	18	\$1,099.08	455	partial
9/8/22		2	\$30.00		#
9/9/22	19	27	\$1,009.36	495	partial #
9/12/22	20	28	\$1,226.48	643	full
9/25/22	20	27	\$1,509.66	654	full
9/19/22	2	2	\$134.00	12	partial
9/20/22	2	2	\$134.00	12	partial
9/21/22	6	6	\$402.00	44	partial
9/22/22	2	2	\$134.00	11	partial
9/25/22	15	15	\$896.70	398	partial
9/28/22	2	2	\$134.00	7	partial
9/30/22	6	6	\$402.00	48	partial
10/3/22	1	1	\$67.57	4	partial
10/4/22	3	3	\$202.71	28	partial
10/5/22	3	3	\$202.71	25	partial
10/6/22	4	4	\$270.28	37	partial
10/7/22	2	2	\$134.00	6	partial
<b>total</b>	<b>280</b>	<b>333</b>	<b>\$ 17,801.28</b>	<b>7366</b>	

The staff time noted does not include administrative time spent fielding calls, screening emails, organizing staff pick up, tracking missed pick ups, and other tasks necessary for this service delivery

# Due to WM equipment issues WM staff used Village equipment

	Sept	Oct (thru 7th)
emails	21	20
calls	20	14

Previous to Sept 1, calls were not consistently logged.

Multiple calls reported 2 or more consecutive weeks missed.

Mike K. was not able to keep a log of calls he received during this period