

**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 13, 2022
7:00 P.M.**

NOTE: THE VILLAGE BOARD WILL BE MEETING IN PERSON AT VILLAGE HALL, WITH A REMOTE ATTENDANCE OPTION, PER THE HYBRID MEETING PROCEDURES FURTHER DESCRIBED IN SECTION 19-32 D. OF THE VILLAGE CODE. THIS MEETING IS OPEN TO ALL CITIZENS IN PERSON AT VILLAGE HALL, OR THROUGH THE ZOOM PARTICIPANT INFORMATION SHOWN BELOW, SUBJECT TO THE FOLLOWING: NO ASSURANCE IS PROVIDED TO THOSE GOVERNING BODY MEMBERS AND CITIZENS INTENDING TO ATTEND REMOTELY THAT THE TECHNOLOGY WILL PERFORM SUFFICIENTLY TO ALLOW FOR THEIR PARTICIPATION AND THE MEETING WILL PROCEED REGARDLESS. PUBLIC OFFICIALS AND CITIZENS WISHING TO ENSURE THEY CAN PARTICIPATE ARE ENCOURAGED TO ATTEND IN PERSON. CITIZENS ARE ENCOURAGED TO SUBMIT ANY COMMENTS IN WRITING IN ADVANCE OF THE MEETING TO THE VILLAGE MANAGER AT sbotcher@villageoffoxpoint.com.

Zoom Participant Information

<https://us02web.zoom.us/j/83905387922>

Meeting ID: 839 0538 7922

Dial: (312) 626-6799

AGENDA

- 1. Roll Call**
- 2. Persons desiring to be heard**

At this time, individuals can address the Village Board on one or more topics for up to three-minutes with time extensions at the Village President's discretion. Citizen comment when agenda items are called will be heard at the discretion of the chair, subject to the overall three-minute limit. In connection with non-agenda items, no action will be taken except for possible referrals to individuals or committees.

- 3. Committee Reports**
- 4. Public Hearings***

***NOTICE:** After the Village Board set the following two public hearings Village staff have requested to delay consideration of the matters. The Village Board has not received a Plan Commission recommendation concerning either code revision at this time. Village staff therefore believe it is likely that the Village Board will cancel these hearings and re-commence the process when appropriate.

- a. *(See the NOTICE, above) Ordinance to Repeal and Re-Crete Chapter 285 Article III Relating to Stormwater Management Regulations of the Municipal Code of the Village of Fox Point**

The Village Board will hear comments and input regarding the Ordinance to Repeal and Re-Create Chapter 285 Article III Relating to Stormwater Management Regulations of the Municipal Code of the Village of Fox Point.

b. *(See the NOTICE, above) Ordinance to Repeal and Re-Create Chapter 285 Article IV Relating to Construction Site Erosion Control of the Municipal Code of the Village of Fox Point

The Village Board will hear comments and input regarding the Ordinance to Repeal and Re-Create Chapter 285 Article IV Relating to Construction Site Erosion Control of the Municipal Code of the Village of Fox Point.

- 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 November 8, 2022 Village Board meeting.
 - b. Approve the minutes of the November 21, 2022 Budget Public Hearing.
 - c. Approval of President's appointment of Lucille Sells to the Building Board for a term ending in 2024.
 - d. Accept the bid of Mid-City Corporation in the amount of \$222,067.50 for the Port Washington Road water main relocation and authorize the Village President and Village Clerk/Treasurer to sign the contract per the Director of Public Works' memorandum dated December 7, 2022.
 - e. Accept the proposal of Wachtel Tree Science in an amount not to exceed \$45,630 for the 2023 Forestry Services and authorize the Village President and Village Clerk/Treasurer to sign the contract per the Director of Public Works' memorandum dated December 6, 2022.
 - f. Accept the proposal of Wachtel Tree Science in an amount not to exceed \$15,000 for the administration of the 2023 Emerald Ash Borer initiative and authorize the Village President and Village Clerk/Treasurer to sign the contract per the Director of Public Works' memorandum dated December 6, 2022.
 - g. Accept the proposal of Ruekert and Mielke in an amount not to exceed \$41,240 for the performance of continuing work within the GIS database for activities performed throughout the year and authorize the Village President and Village Clerk/Treasurer to sign the contract per the Director of Public Works' memorandum dated December 6, 2022.
 - h. Accept the proposal of Kapur & Associates in an amount not to exceed \$22,909 to design the rehabilitation of sanitary sewers in Bason Nos. 2, 4, and 6 authorize the Village President and Village Clerk/Treasurer to sign the contract per the Director of Public Works' memorandum dated December 6, 2022.
 - i. Accept the proposal of Kapur & Associates in an amount not to exceed \$28,910 for the inspection and design of 145 sanitary manholes in Basin No. 4 and authorize the Village President and Village Clerk/Treasurer to sign the contract per the Director of Public Works' memorandum dated December 6, 2022.

- j. Accept the proposal of Kapur & Associates in an amount not to exceed \$23,750 for the televising of approximately 20,000 linear feet of sanitary sewers and authorize the Village President and Village Clerk/Treasurer to sign the contract per the Director of Public Works' memorandum dated December 6, 2022.
- k. Accept the proposal of Marek Landscaping in the amount of \$12,516.00 for control of invasive species, native planting and monitoring for Indian Creek and authorize the Village President and Village Clerk/Treasurer to sign the proposal pursuant to the Director of Public Works' memorandum dated December 6, 2022.
- l. Approval of Resolution Adopting Amended Rubbish Special Pickup Fees for the Village of Fox Point.
- m. Approval of Resolution to Adopt Amended Stormwater Fees for the Village of Fox Point
- n. Approval of Resolution to Adopt Amended Sewer Fees for the Village of Fox Point
- o. Approval of Resolution to Adopt Amended Mailbox Post Fees for the Village of Fox Point
- p. Authorize Village Manager to sign Flock Camera purchase order pursuant to Chiefs memo dated December 5, 2023
- q. Approve and Adopt Resolution Determining Certain Funds as Unassigned and Moving to General Fund Balance.
- r. Approve payment of the bills in the amount of \$645,420.61 for the period November 1, 2022 through November 30, 2022 per the report submitted by the Village Manager.
- s. Adopt Resolution confirming Obligation to Contribute to North Shore Fire Department's Budget to Pay Debt Service on Bonds Issued by the City of Glendale on Behalf of the North Shore Fire Department.
- t. Adopt Resolution approving a "Single or Multi-Year Capital" Budget for Glendale Station 82 Project.

6. Unfinished Business

a. Aquatic Recreation Facilities Discussion and Possible Action

The Village Board will discuss aquatic recreation in the Village and may take such action as the Village Board deems appropriate, which may include final decision-making concerning the existing municipal swimming pool, repairs, replacement, abandonment, or alternative facilities.

b. Resolution of Appreciation - Farmers Market Founders Mary and James LaCharite

The Board will consider and may act on the adoption of Resolution of Appreciation for Farmers Market Founders Mary and James LaCharite.

7. New Business

a. Approval of revised North Shore Health Department agreement

The Village Board will consider and may approve a proposed revised North Shore Health department agreement.

b. Accept the bid of Michels Foundations, a Division of Michels Corporation, for the Beach Drive Coastal Resiliency Project

The Village Board will consider and may act on the recommendation to award the Beach Drive Coastal Resiliency Project to Michels Foundations, a Division of Michels Corporation; the Board will consider the base bid award of \$3,689,804.83 as well as the alternate bid to remove the proposed gravel path along the shoreline which would result in a project cost of \$3,595,951.07, a reduction of \$93,853.76.

c. Approve Amendment No. 5 from MSA for the Beach Drive Coastal Resiliency Project

The Village Board will consider and may act on the recommendation to award Amendment No. 5 to MSA in an amount not to exceed \$183,536.25 for construction administration and other tasks associated with the Beach Drive Coastal Resiliency Project.

d. Discussion of Clear-Cutting ordinance

Pursuant to the motion by Trustee Sumner, the Village Board may discuss the clear-cutting ordinance.

e. Approval of Resolution recognizing service of Officer Daniel Obremski

The Village Board will consider and may approve a resolution recognizing Officer Daniel Obremski on his service to the Village upon his retirement.

f. Receipt and Referral to Plan Commission for public hearing on the application of Creation and Preservation Partners, Inc to create a Cultural Overlay District at 7254 and 7328 North Beach Drive (Mary Nohl House)

The Village Board will receive and may refer the application of Creation and Preservation Partners, Inc to create a Cultural Overlay District at 7254 and 7328 North Beach Drive (Mary Nohl House) to the Plan Commission for public hearing and report.

8. 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 Frazer
- b. Trustee Fonstad
- c. Trustee Symchych
- d. Trustee Sumner
- e. Trustee Ollman
- f. Trustee Anderson Knight
- g. Trustee Aelion
- h. Village Manager Scott Botcher

10. Adjournment

NEXT REGULAR VILLAGE BOARD MEETING: January 10, 2023 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. Also, upon reasonable notice, best efforts will be used to ensure that members of the public lacking access to the virtual meeting platform are provided alternative reasonable methods to attend. For additional information or to request these services, contact the Village Clerk at (414) 351-8900. "Persons requiring an interpreter or other assistance should contact the Village Clerk's office 72 hours prior to the meeting. Notice is hereby given that a majority any other board, commission or committee may be present at the meeting to gather information about a subject in which they are interested. This constitutes a meeting of any other board, commission or committee pursuant to State ex rel. Badke v. Greendale Village Bd., 173 Wis. 2d 553, 494 2d 408 (1993), and must be noticed as such, although said boards, commissions or committees will not take any formal action at this meeting."