

VILLAGE OF GRAFTON
VILLAGE BOARD MEETING MINUTES

JUNE 18, 2012

President Brunnquell called the Village Board meeting to order at 6:00 p.m. The Pledge of Allegiance followed.

Village Board members present: Jim Grant, Dave Antoine, Richard Rieck, Sue Meinecke, Dave Liss, Lisa Harbeck, and Jim Brunnquell

Staff / Officials present: Village Administrator Darrell Hofland, Director of Public Works / Executive Utility Director Dave Murphy, Village Attorney Michael Herbrand, and Deputy Clerk Lisa Oppeneer

MINUTES

Motion by Trustee Grant, seconded by Trustee Harbeck, to approve the 6-4-2012 Village Board meeting minutes and File the 5-31-2012 Architectural Review Board; 6-4-2012 Finance Committee; 6-6-2012 Community Development Authority meeting minutes, as presented.
Approved unanimously.

PERSONS REQUESTING TO BE HEARD

None.

BUSINESS PRESENTED BY THE PRESIDENT

President Brunnquell reviewed the materials distributed for Village Board member review.

RESOLUTIONS/ORDINANCES/ACTION ITEMS

Bridge Street Dam Update

Chris Goodwin with Ayres and Associates gave an update on the Bridge Street Dam repair project. He gave a brief history of the dam. The dam has a significant hazard rating based on a dam failure analysis completed in 2007. Significant hazard dams must safely pass the 500-year flood, according to WDNR requirements. Currently the spillway capacity does not safely pass the 500-year flood. The DNR has directed the Village to find away to solve this issue. The DNR would also like to see some type of drawdown structure in place, in case of an emergency.

The option being presented is to increase the spillway length on the east side of the dam by adding a 20-foot-wide stoplog structure. The stoplogs are aluminum logs and are hollow on the upstream side and reinforced on the downstream side to add support and prevent them from bending. This type of structure can prevent certain types of

invasive species from going upstream. The west side of the dam would also need spillway length added. The spillway will be lengthened by approximately 15 feet.

To maintain the overlook, a support pier would be constructed over the stepped spillway. The 100-year flood would pass under the overlook, and the 500-year flood would submerge the structure, but only to the top of the deck. Also, the sidewalk approaches would need to be re-graded. This would meet the DNR requirements.

Wet breach is a possibility, but the dam would need to be built with the opening already in it, much like the stop log structure. The difference would be that it would be filled with clay and then armor stoned to prevent erosion. This would be a more expensive option compared to the stop logs and more expensive when and if the Village would open it up.

President Brunquell commented that the Village Board needs to form a consensus on their preferred options in order to move forward. If a consensus is reached to move forward, Mr. Murphy and Mr. Goodwin will meet with the DNR for approval of the concept plans. If the plans are approved, then a public information meeting would be held. After all comments are received and taken, the plan would be approved at a future Village Board meeting.

Trustee Grant questioned if the removal of the Newburg dam would have any impact on the Bridge Street dam? Mr. Goodwin responded it would have very little impact since there is very little flood storage in the Grafton impoundment.

President Brunquell commented would it make sense to have water flowing over the 4-foot steps on the proposed west side abutment from an aesthetics standpoint.

Mr. Goodwin thought it would be a good idea and that it would work.

Sue Hass, 1226 Water Terrace asked for calcification on the design between the river walk and the proposed steps, there is a small section there and questioned what it is?

Mr. Goodwin replied it currently is a planter box that could be left there or could be removed.

It was the consensus of the Village Board to move forward with the plans that are being presented at tonight's meeting.

Resolution No. 018, Series 2012, accepting the 2011 Compliance Maintenance Annual Report and authorizing electronic transmission of report to the WDNR was offered by Trustee Grant.

Motion by Trustee Liss, seconded by Trustee Meinecke, to adopt Resolution No. 018, Series 2012. Approved unanimously.

President Brunnquell congratulated the Water Department for receiving 3.92 out of 4 on Grafton's overall "grade point" for 2011.

Trustee Grant commented on the great job Utility Director Tom Krueger has done with the Water Department.

Report of the Finance Committee

Motion by Trustee Meinecke, seconded by Trustee Harbeck, to approve the amended Classification Structure for Non-represented Employees as presented for the following positions: Utility Operator - Pay Grade 13, Telecommunicator - Pay Grade 12, Utility Clerk - Pay Grade 11, and Assistant Utility Clerk - Pay Grade 9, as presented. Approved unanimously.

LICENSES

Motion by Trustee Rieck, seconded by Trustee Antoine, to approve the issuance of Class "A Fermented Malt Beverage, "Class A" Fermented Malt Beverage and Intoxicating Liquor, Class "B" Fermented malt beverage, "Class B" Fermented Malt Beverage and intoxicating liquor, and "Class C" Wine licenses for the July 01, 2012, to June 30, 2013 licensing period, subject to the approval of premise inspection and satisfaction of all outstanding financial obligations to the Village of Grafton, as presented.

Trustee Grant questioned what outstanding financial obligations the five businesses owe.

Village Administrator Darrell Hofland commented the Village is notified by the State of Wisconsin if any of the businesses owe money to the wholesalers whom they purchase from. If money is owed, then the Village cannot issue the license until all arrears are paid.

Trustee Antoine questioned what will happen if the arrears are not paid by June 30, 2012 when the license expires.

Mr. Hofland commented the Police Department can inform the business at 12:01 a.m. on July 1, 2012 that they are not to conduct and alcohol sales until all arrears are paid.

Bills Hass, 1226 Water Terrace, questioned if this can hold a business up from receiving their license?

Village Attorney Mike Herbrand stated yes. The wholesalers need to be paid in full until the business can receive their liquor license.

The motion to approve the liquor licenses was approved unanimously.

Motion by Trustee Liss, seconded by Trustee Antoine, to approve the issuance of Tobacco Products Licenses, as presented. Approved unanimously.

Motion by Trustee Rieck, seconded by Trustee Harbeck, to approve the issuance of Coin Machine (Amusement devices) permits, as presented. Approved unanimously.

Motion by Trustee Rieck, seconded by Trustee Antoine to approve the issuance of Operators Licenses with the exception of James Ward, as presented. Approved 6-1 (D.Liss – abstain.)

Motion by Trustee Meinecke, seconded by Trustee Antoine, to approve the denial of Operators Licenses to Jessica Ann Carlson and Jenny Allen-Sacho, as presented.

Captain Gabrish commented Jessica Ann Carlson is being denied due to an operating while intoxicated conviction and was cited for the sale of alcoholic beverages to an intoxicated person.

Captain Gabrish commented Jenny Allen-Sacho is being denied due to a citation for obstructing an officer for lying about an open after hours / serving investigation.

Jenny Allen-Sacho was present to discuss the denial of her Operators License. She commented the reason for her denial is due to an argument with Officer Jarrod Ray at 2:03 a.m. She was hoping to dispute the citation at her July court hearing. Mike Remmert owner of the Hutch had authorized Jenny to hire two new employees to help with maintenance and cleaning. While Jenny was closing the bar and cleaning, one of the new employees (Mario) had taken a drink from an alcoholic beverage. She was busy and unaware of this happening. Officer Ray had seen what was going on and further investigated. Since this has occurred, Mike Remmert had reviewed Mario's background and decided it was not a good idea keep him as an employee. Jenny apologized for getting into an argument with Officer Ray and would like to rectify this situation. She uses her Operators License at the Hutch and Pick 'n Save and is hoping to become part owner in the Hutch next year. She supports her family with these two jobs and it is really important to her to receive her license.

Trustee Grant questioned if she is denied her license tonight can she reapply?

Village Attorney Mike Herbrand stated she would be entitled to a due process hearing if her application is denied. It would be ideal if we could hold the hearing before the end of the month. The hearing would be very similar to the Grafton Liquor Store hearing. Any witnesses involved would be allowed to give their statements.

Trustee Grant questioned if the motion could be amended to include a pending due process hearing.

Trustee Meinecke and Trustee Antoine withdrew their motions.

Motion by Trustee Meinecke, seconded by Trustee Liss, to approve the denial of Operators License to Jessica Ann Carlson, as presented. Approved unanimously.

Motion by Trustee Rieck, seconded by Trustee Meinecke, to table the denial of Operators License to Jenny Allen-Sacho due to a pending Due Process Hearing, as presented. Approved unanimously.

DEPARTMENT AND OFFICERS REPORTS

Mr. Murphy informed the Village Board that the road project on Broad Street would be starting later this week. The Gauthier Biomedical project is moving right along, they will have water tomorrow, and driveways have been poured. The bid opening for Badger Court project will take place on Thursday, June 21.

Trustee Grant questioned if anyone knows what is the hold up on the CTH O project?

Mr. Murphy commented when the contractors were working on the road project they found a partial of an old box culvert. They are working hard to not disturb the silt and soil. As they expand the road they will be inserting a steel culvert. Ozaukee County is hoping to have their project completed by the end of July.

President Brunquell gave a reminder of the "Wisconsin 60 Corridor Study" meeting, which will be held at John Long Middle School on June 27 from 5:00 p.m. to 8:00 p.m.

Mr. Hofland commented the Grafton Hotel will be holding an Open House on July 5, for anyone that would like to attend. Also, Utility residential bills will be going out within the next week and included there will be a flyer notifying residents of the survey they can access online.

REPORT OF BILLS

Motion by Trustee Liss, seconded by Trustee Antoine, to approve the payment of Village Expenditures in the amount of \$181,352.78, as presented. Approved unanimously.

OLD BUSINESS

Trustee Harbeck questioned if paperwork needs to be completed and submitted for the Fire Department referendum?

Mr. Hofland stated the Village Clerk is working on the exact verbiage along with getting the paperwork together for submittal.

Trustee Harbeck questioned if it will be a binding referendum? Mr. Hofland responded the State will only allow a community to place a binding referendum on the ballot in which the community is asking permission to increase their levy above the cap.

President Brunnuell questioned if Fire Department volunteers would be paid on call?

Mr. Hofland commented the recommendation is that all volunteers would be paid when they attend training and respond to a call.

Trustee Grant commented either way the referendum goes, it could have a serious impact on the Village.

Trustee Meinecke commented it is her understanding that there will also be a full-time paid Fire Chief and Administrative Assistant.

President Brunnuell commented the Fire Department is a joint department between the Village and Town. The Town would also need to pass the referendum. As for fires in Grafton, we are second in the county, Mequon being the first.

Mr. Hofland commented the 2013 Budget will be delayed due to the referendum. Budget Workshop will be held on October 20, the Public Hearing for the Budget will be November 7, and approval of the Budget will take place at the November 19 Village Board meeting.

NEW BUSINESS

None.

ADJOURN

Motion by Trustee Grant, seconded by Trustee Meinecke, to adjourn at 6:47 p.m. Approved unanimously.