

VILLAGE OF GRAFTON
VILLAGE BOARD MEETING MINUTES

AUGUST 3, 2015

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

Board members present: Jim Brunnuquell, Dean Proefrock, Sue Meinecke, David Liss, Lisa Harbeck, Tom Krueger, and David Antoine

Staff/Officials present: Village Administrator Darrell Hofland, Director of Administration Services Paul Styduhar, Village Attorney Mike Herbrand, Director of Planning and Development Jessica Wolff, and Village Deputy Clerk Nicole Kline

Others present: News Graphic Reporter Melanie Boyung and Ozaukee Press Copy Editor Steve Ostermann

MINUTES

Motion by Trustee Harbeck, seconded by Trustee Proefrock to Approve the 7-20-15 Village Board and File the 07-22-2015 Parks and Recreation Board; 07-27-2015 Joint Library Board; and 07-28-2015 Plan Commission meeting minutes, as presented.

Corrections were requested to the 07-28-2015 Plan Commission minutes regarding those in attendance. Mark Paschke was inadvertently listed twice.

Motion carried with amended change.

PERSONS REQUESTING TO BE HEARD

No persons requesting being heard.

BUSINESS PRESENTED BY THE PRESIDENT

President Brunnuquell presented, for 24 years in a row, the Distinguished Budget Award from the Government Finance Officers Association to Mr. Hofland and the Village of Grafton. Mr. Hofland extended his appreciation to staff and department heads for all of their hard work in making this possible. He noted that this is the first year that there were no areas that were recommended as needing improvement. Mr. Hofland stated that the Village staff will continue to work to make this a better document each year.

RESOLUTIONS/ORDINANCES/ACTION ITEMS

League of Wisconsin Municipalities request for a one-year waiver from new property tax bill information requirement created by State budget

Motion by Trustee Harbeck, seconded by Trustee Krueger to approve League of Wisconsin Municipalities' request for a one-year waiver from new property tax bill information requirement created by State budget.

The League of Wisconsin Municipalities is requesting a one-year waiver so that municipalities can order new tax forms and related software that meet the new State budget requirements.

Motion carried.

Item 1/Report of Plan Commission

Motion by Trustee Liss, seconded by Trustee Proefrock to approve ordinance amending the Zoning Ordinance Table 19.03.0307 BP Business Park District Development Standards related to the minimum landscape surface ratio.

The current landscape ratio for the BP Business Park District Development that includes Best Friends Veterinary Clinic, Flipside Restaurant, Form & Fitness, Columbia – St. Mary Medical Clinic, and Port Washington State Bank is 45 percent. This is much higher than other districts in Grafton and neighboring communities. Plan Commission recommends that the ratio be changed to 35 percent to allow increased development while respecting water drainage and aesthetics. The reasons for the original zoning district and the proposed changes were discussed briefly as well as if a variance would be more appropriate than a change to the Zoning Ordinance Table.

Motion carried.

Item 2/Report of Plan Commission

Resolution to amend the Village's Public Hearing notice mailing policy offered by Trustee Liss.

Motion by Trustee Krueger, seconded by Trustee Antoine to adopt Resolution to amend the Village's Public Hearing notice mailing policy from certified mail to first class mail.

Director Wolff explained that each Public Hearing noticed is mailed to every address within 200 feet of conditional use permit and re-zonings. They are currently mailed by certified mail at a cost of \$6.74 per address, which is passed on to the applicant. It also entails up to several days a month of staff time to prepare, which would be greatly shortened by using first class Mail. The Clerk's Office will continue to keep a copy of each letter mailed.

Motion carried.

Item 1/Report of Park and Recreation Board

Motion by Trustee Harbeck, seconded by Trustee Krueger to table the approval of authorizing the use of the north quarry at Lime Kiln Park for fill associated with the Lumberyard 1505 project. Motion carried.

Vacation of Village Pointe Commons water main and access easements

Village Point Commons documents were distributed to Village Trustees for review prior to the commencement of the Village Board meeting.

Item 1/Vacation of Village Pointe Commons CSM 1447

Motion by Trustee Antoine, seconded by Trustee Meinecke to approve vacating the Village Pointe Commons water main and access easement granted in CSM 1447 upon Village Attorney Mike Herbrand's approval of the recording documents.

Attorney Herbrand explained that these easements were originally in place when the property was Manchester Mall and need to be updated to reflect the new development of Village Pointe Commons. Director of the Department of Public Works David Murphy requested from Attorney Herbrand that the language on page three, paragraph 11 of the Water Utility, Temporary Limited Construction, Access, Sanitary Sewer, & Watermain Easement Agreement be clarified to state that any easements not specifically listed in this agreement will remain in full force and in effect.

Motion carried with amended change.

Item 2/Vacation of Village Pointe Commons CSM 3726

Motion by Trustee Antoine, seconded by Trustee Meinecke to approve vacating the Village Pointe Commons water main and access easement granted in CSM 3726 upon Village Attorney Mike Herbrand's approval of the recording documents.

Once again Attorney Herbrand requested that the language on page three, paragraph 11 of the Water Utility, Temporary Limited Construction, Access, Sanitary Sewer, & Watermain Easement Agreement be clarified to state that any easements not specifically listed in this agreement will remain in full force and effect.

Motion carried with amended change.

Item 3/VPC New Easement

Motion by Trustee Antoine, seconded by Trustee Meinecke to approve the Village Pointe Commons new easement document upon Village Attorney Mike Herbrand's approval of the recording documents.

Attorney Herbrand noted that these new easements will provide water, sanity and sewer access within the scope of the new development as well as temporary access during construction.

Motion carried.

DEPARTMENT AND OFFICERS REPORT

Nothing reported.

LICENSES

Item 1/ Approval of Operator's Licenses

Motion by Trustee Krueger, seconded by Trustee Liss to approve the issuance of the operator's licenses, as presented. Motion carried.

REPORT OF BILLS

Motion by Trustee Harbeck, seconded by Trustee Proefrock to approve the payment of Village expenditures in the amount of \$692,081.50.

Trustee Meinecke noted that in batch three, page eight, Fire Ridge Golf Course is listed as being paid out of an account designated for prepaid health insurance. Director Styduhar noted that the payment was a deposit for the recognition dinner in 2016. Directory Styduhar will make that correction.

Motion carried with amended changes.

OLD BUSINESS

Trustee Krueger reported that Falls Road is open and commended Director of Public Works David Murphy on the project. He inquired if the bike lane was going to be marked. It was reported that the bike lane will be marked when the new road striping is done.

NEW BUSINESS

Trustee Liss noted there are three weeks left in GALA in the Park on Thursdays at 6:30 p.m. in Veterans Memorial Park. August 6 is Irish folk music by Leahy's Luck. August 13 The Mighty WheelHouse will play stripped down Americana and bluegrass. The final week will be Road Trip playing a mix of rock, pop and country.

CONVENE TO CLOSED SESSION

Motion by Trustee Meinecke, seconded by Trustee Antoine to convene to Closed Session at 6:19 p.m., pursuant to Wisconsin State Statutes 19.85(g) to confer with legal counsel for the governmental body 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 (litigation/mandamus action by Continental Grafton, LLC and potential litigation with 2M Group LLC for Cheyenne Estates), Wisconsin State Statutes 19.85(1)(c) for Personnel Matters (2016 non-represented employee compensation including benefits for Village employees), and Statutes 19.85(e) for real estate and competitive bargaining matter (Providence Place PILOT Agreement).

President Brunquell-Aye
Trustee Harbeck-Aye
Trustee Antoine-Aye
Trustee Thomas Krueger-Aye

Trustee Liss-Aye
Trustee Meinecke-Aye
Trustee Proefrock-Aye

Motion carried by roll call vote.

Closed session was 39 minutes in length. During the Closed Session, the Village Board discussed litigation and/or negotiation strategies associated with litigation/mandamus action as requested by

Continental Grafton, LLC and potential litigation with 2M Group LLC for Cheyenne Estates; 2016 non-represented employee compensation including benefits for Village employees; and amendment to the Providence Place PILOT Agreement).

RECONVENE TO OPEN SESSION

Motion by Trustee Krueger, seconded by Trustee Antoine to adjourn from Closed Session and reconvene into open session at 6:58 p.m. Motion carried by roll call vote.

ADJOURN

Motion by Trustee Harbeck, seconded by Trustee Krueger to adjourn Village Board meeting at 6:58 p.m. Motion carried.