

## **VILLAGE OF GRAFTON**

### **VILLAGE BOARD MEETING MINUTES**

**JANUARY 4, 2010**

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, Ron LaPean, Richard Rieck, Sue Meinecke, David Liss, Scott Volkert, Jim Brunnquell

Staff/Officials present: Village Administrator Darrell Hofland, Chief of Police Charles Wenten, Director of Public Works/Village Engineer Dave Murphy, Director of Planning and Development Mike Rambousek, Village Attorney Michael Herbrand, Deputy Clerk Lisa Bohn

#### **MINUTES**

Motion by Trustee LaPean, seconded by Trustee Volkert, to approve the 12-21-2009 Village Board meeting minutes and File the 12-22-2009 Plan Commission meeting minutes, as presented. Approved unanimously.

#### **PERSONS REQUESTING TO BE HEARD**

John Katzban, 1987 Cedar Drive, stated he is concerned that he and his wife were not notified of the removal of the Lime Kiln Park Dam. Mr. Katzban stated they moved to Grafton, from Whitefish Bay, in spring of 2009. He is concerned because he pays taxes in the Village and was not involved in the decision making process and was not able to address his concerns with the removal of the dam.

President Brunnquell stated that the Village Board took proper action (apply for DNR permit) to remove the Lime Kiln Dam at the August 17, 2009 Village Board meeting. Mr. Brunnquell advised Mr. Katzban if he has questions and concerns, the DNR is holding a Public Hearing at Village Hall on January 12, 2010 at 2:00 p.m. in the Village Board Room.

Mr. Katzban questioned if going to the Public Hearing will change any decisions that have already been made. He also questioned whose ultimate decision it is to remove the dam, the DNR or the Village Board. Director of Public Works Dave Murphy stated the Village Board.

President Brunnquell commented he will take comments and concerns regarding the removal of the dam; however, the required procedure for the removal of the Dam has been followed properly.

Village Attorney Michael Herbrand stated agendas regarding the removal of the dam were all posted in their correct locations in a timely matter.

Administrator Hofland stated all property owners of record, at the time of the mailing, were notified by mail. It is possible the Public Hearing notice went to the previous home owner.

Susan Katzban, 1987 Cedar Drive, stated she is shocked that even after they had purchased the property they received nothing from the Village notifying them of the Lime Kiln Park Dam removal.

Mr. Katzban questioned if anything can be done to change the decision to remove the dam. President Brunnuell stated he can't get a consensus from the Village Board to revisit the decision.

### **BUSINESS PRESENTED BY THE PRESIDENT**

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

### **RESOLUTIONS/ORDINANCES/ACTION ITEMS**

#### Approval of the Fire Protection and Ambulance Services Agreement

Motion by Trustee Liss, seconded by Trustee Meinecke, to approve the Fire Protection and Ambulance Services Agreement, between the Grafton Volunteer Fire Department, Inc. and the Village of Grafton, in the amount of \$241,996.73, as presented. Approved unanimously.

Resolution No. 001, Series 2010 confirming the Grafton Fire Department Officers and Board of Directors was offered by Trustee Liss.

Motion by Trustee Meinecke, seconded by Trustee Rieck, to adopt Resolution No. 001, Series 2010, as presented. Approved unanimously.

#### Item 1 / Report of the Plan Commission

Motion by Trustee Grant, seconded by Trustee LaPean, to approve Ordinance No. 001, Series 2010, repealing and recreating Section 19.03.0301 CBD Central District and amending Section 19.03.0603 – Permitted and Conditional Uses in Non-residential zoning districts, as presented.

Director of Planning and Development Mike Rambousek stated the ordinance is being recreated to coincide with the master plan and there will be design requirements that will need to be met for the downtown businesses.

President Brunnuell questioned if this will affect existing businesses. Mr. Rambousek stated no, only new businesses.

The motion to approve Ordinance No. 001, Series 2010, was approved unanimously.

Item 2 / Report of the Plan Commission

Motion by Trustee Meinecke, seconded by Trustee Liss, to approve Ordinance No. 002, Series 2010, creating Section 19.03.0703 (S) Pawn Shops and check Cashing Stores, as presented.

Mr. Rambousek stated he was contacted by a Village resident regarding concerns with check cashing stores and pawn shops in the Village. The resident made a presentation, this past summer, to the Plan Commission regarding check cashing stores and pawn shops. Mr. Rambousek drafted ordinance language to require these types of businesses, wishing to locate in the C-2 Community Business district, to obtain a conditional use permit. Mr. Rambousek stated that the draft language for this ordinance was adapted from the American Planning Association guidelines.

The motion to approve Ordinance No. 002, Series 2010, was approved unanimously.

2010 Community Survey

Motion by Trustee LaPean, seconded by Trustee Rieck, to approve the 2010 Community Survey, as presented.

Administrator Hofland stated the survey was reviewed at the January 4, 2010 Finance Committee meeting. Mr. Hofland briefly reviewed the questions that will be included in the survey. He will be working with President Brunquell on a finalizing a new question relating to the Village's branding efforts.

The motion to approve the 2010 Community Survey was approved unanimously.

**LICENSES**

Motion by Trustee Rieck, seconded by Trustee Volkert, to authorize the issuance of an Operator's License to Katie Ensaldo – Noodles & Company, as presented. Approved unanimously.

**DEPARTMENT AND OFFICERS REPORTS**

Director of Public Works Dave Murphy commented that the new Municipal Services Facility is continuing to move along even with the cold weather. The roof of the facility will soon be in place and once that is completed the heat can be turned on and the concrete floors can be poured. Mr. Murphy offered tours of the facility to anyone interested.

Mr. Murphy also indicated his Department will move into the first phase of the new facility in April 2010, and the second phase will be completed by August or September 2010.

Administrator Hofland commented the Village Hall open house will be January 18, 2010 from 4:00 p.m. to 6:00 p.m.

## **REPORT OF BILLS**

Motion by Trustee Grant, seconded by Trustee Meinecke to approve the payment of Village expenditures in the amount of \$2,207,578.17, as presented. Approved unanimously.

## **OLD BUSINESS**

None.

## **NEW BUSINESS**

None.

## **CONVENE TO CLOSED SESSION**

Motion by Trustee Liss, seconded by Trustee Volkert, to Convene to Closed Session at 6:17 p.m., pursuant to Wisconsin Statutes 19.85(1)(c) for Personnel Matters (Non-represented employee 2010 compensation) and 19.85(1)(e) for Real Estate and Competitive Bargaining Matters (Amended Development Agreement – 1312 Wisconsin Avenue-former Grafton Hotel property.) Approved unanimously by roll call vote

The Village Board discussed non-represented employee 2010 compensation and negotiation strategies associated with the amendment to the Grafton Hotel developer's agreement.

## **RE- CONVENE TO OPEN SESSION AND THE REGULAR ORDER OF BUSINESS**

Motion by Trustee Grant, seconded by Trustee Rieck, to adjourn the closed session and reconvene to the regular order of business at 7:05 p.m. Approved unanimously by roll call vote.

Resolution No. 002, Series 2010, establishing the pay schedule for seasonal part-time employees for 2010, with a 0 percent increase, was offered by Trustee Rieck.

Motion by Trustee Liss, seconded by Trustee LaPean, to adopt Resolution No. 002, Series 2010, as presented. Approved unanimously.

Resolution No. 003, Series 2010, to not revise the wage schedule for non-represented permanent employees for 2010, was offered by Trustee LaPean.

Motion by Trustee Meinecke, seconded by Trustee Grant, to adopt Resolution No. 003, Series 2010, as presented. Approved 6-1 (J. Brunquell – nay).

Resolution No. 004, Series 2010, approving a base wage adjustment factor and other benefits for non-represented permanent employees for 2010, was offered by Trustee Volkert.

Motion by Trustee Meinecke, seconded by Trustee Rieck, to adopt Resolution No. 004, Series 2010, as presented. Approved unanimously.

**ADJOURN**

Motion by Trustee Volkert, seconded by Trustee LaPean, to adjourn at 7:07 p.m. Approved unanimously.