

VILLAGE OF GRAFTON

VILLAGE BOARD MEETING MINUTES

APRIL 20, 2010

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

Village Board members present: Jim Grant, Ron LaPean, Richard Rieck, Sue Meinecke, David Liss, Lisa Harbeck, and Jim Brunnquell

Staff/Officials present: Village Administrator Darrell Hofland, Director of Public Works / Village Engineer Dave Murphy, Village Attorney Michael Herbrand, Deputy Clerk Lisa Bohn

President Brunnquell welcomed the returning Board members Dave Liss and Sue Meinecke and new Board member Lisa Harbeck.

MINUTES

Motion by Trustee LaPean, seconded by Trustee Meinecke, to approve the 4-5-2010 Village Board meeting minutes and File the 4-8-2010 Architectural Review Board; 4-12-2010 Joint Library Board; 4-12-2010 Board of Public Works; 4-13-2010 Public Safety Committee and the 4-14-2010 Community Development Authority meeting minutes, as presented.

Trustee Grant commented on the April 14, Community Development Authority meeting minutes included two items for Village Board approval. Mr. Grant questioned if the omitted item can wait until the next Village Board meeting.

Administrator Hofland responded that the omitted item will be placed on the next Village Board meeting for approval.

The motion to approve the minutes was approved unanimously.

PERSONS REQUESTING TO BE HEARD

Village resident Barbara Duff, 1810 17th Avenue, was present regarding the Village's polling location. Mrs. Duff thanked all the Village Board members and staff for their continued hard work and expressed how much she really enjoys the Grafton community. She stated she has concerns with the current poll location at John Long Middle School. Mrs. Duff thinks that parking at John Long Middle School is not adequate, and there are too many curbs to walk over to get into the school. She also commented that the location of the school is not as visible as the previous polling location at the Grafton Elementary School.

Mrs. Duff commented that she has voted at the Grafton Elementary School for the last 30 years and thinks it is a convenient location and a great fit for all elections. Mrs. Duff doesn't understand why the polling location needed to be changed and wants to know who is in charge of making those decisions. Mrs. Duff informed the Board that she attended a Grafton School Board meeting to speak about the polling location. The School Board members informed Mrs. Duff that there is a Committee for this type of issue and her concerns can be handled there. Mrs. Duff also called the State Election Board and was informed that specific criteria must be met in order to hold an Election at a location. The State Election Board also referred her to the State Statutes which outlines the specific criteria for a polling location. Mrs. Duff stated she would like to see the polling location issue revisited.

President Brunquell thanked Mrs. Duff for all her comments and concerns. However, the Village doesn't own the school buildings, so the Village needs to work with the School District on utilizing their facilities. The principal at Grafton Elementary School did not want the Village to hold elections at the school, due to safety concerns for the young students attending the school.

Administrator Hofland stated the Village tried the Grafton High School as a potential polling location, but there were issues with the amount of parking spaces, the long walk from the parking lot to the gym, and residents having to go through the cafeteria during lunch hours. The polling location issue was addressed at the Village / School Liaison Committee meeting and the Principal of John Long Middle School offered his facility as a new polling site. The Village does not have a municipal facility large enough to hold the elections. This item can be revisited at the Village / School Liaison Committee meeting.

Mrs. Duff commented she thinks the Village should be able to work through concerns with the Grafton Elementary School to return the poll location to that location. She suggested that parents could be utilized as supervisors on election day to ensure the safety of the students.

President Brunquell commented with the way society is changing, it poses a safety concern for the younger students at Grafton Elementary School. Holding the elections at John Long Middle School is the best possible solution, right now.

Trustee Grant commented from a Public Safety viewpoint this just isn't safe for the kids at Grafton Elementary School. Unfortunately society has changed and the Village is trying to be proactive in the matter.

Tree City USA award presentation – Kim Sebastian

Motion by Trustee Grant, seconded by Trustee Liss to table the Tree City USA award presentation to the May 3, Village Board meeting. Approved unanimously.

BUSINESS PRESENTED BY THE PRESIDENT

Confirmation of Village Board Committee assignments as recommended by President Brunnuell

Motion by Trustee Rieck, seconded by Trustee LaPean, to approve the Village Board Committee assignments, as recommended by President Brunnuell. Approved unanimously.

Appointment of William Hass and Sue Hass to Historic Preservation Commission (term expiring 2013)

Motion by Trustee Grant, seconded by Trustee Liss, to appoint William Hass and Sue Hass to the Historic Preservation Commission (term expiring 2013), as presented. Approved unanimously.

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

RESOLUTIONS/ORDINANCES/ACTION ITEMS

Item 1 / Report of the Board of Public Works

Motion by Trustee Liss, seconded by Trustee LaPean, to approve Change Order #1 (\$1,490.88), #2 (\$6,851.50), and #3 (\$650) on the Green Bay Road sewer extension project totaling \$8,992.38, as presented. Approved unanimously.

Item 2 / Report of the Board of Public Works

Motion by Trustee LaPean, seconded by Trustee Meinecke, to table the authorization to complete necessary repairs to water Tower 1, complete further investigations regarding maintenance contracts, and meet with the Finance Department regarding setting up a restricted account for tower maintenance funding, as presented. Approved unanimously.

Report of the Public Safety Committee

Motion by Trustee Grant, seconded by Trustee Liss, to authorize the Ride of the Arts to travel through the Village of Grafton on June 6, 2010, as presented. Approved unanimously.

Report of the Community Development Authority

Motion by Trustee Meinecke, seconded by Trustee Grant, to approve the Paramount Grille and Bakehouse, LLC outdoor seating lease agreement, with the addition of a provision to maintain the placement of the Village of Grafton outdoor sound system equipment in the restaurant facility and a provision to allow other uses in the outdoor dining area, with the permission of the landlord, as presented. Approved unanimously.

LICENSES

Motion by Trustee LaPean, seconded by Trustee Rieck, to approve the issuance of Operator's Licenses, as presented. Approved unanimously.

Motion by Trustee Liss, seconded by Trustee Rieck, to approve the issuance of a Special Picnic License to Lara Zwick-agent Grafton Area Jaycees – Veterans Memorial Park, 1000 13th Avenue / April 25, 2010 Canoe Race, as presented. Approved unanimously.

DEPARTMENT AND OFFICERS REPORTS

Mr. Murphy commented that during the week of April 26, the 15th Avenue road repair project will begin. There will be some road closures at Bridge Street, during work hours on the weekdays; however, the closures should only last a day or two. The road will reopen to traffic at night. The repaving work will begin at the end of May, and will also require some closures only during the work day.

Trustee Grant questioned how the new Public Works facility is progressing. Mr. Murphy responded that the current Public Works facility will be closed on April 23, to move to the new location. The new facility will open for business on Monday, April 26. The remainder of the old Public Works facility will be removed in early May.

Trustee LaPean commented that he really likes the new residential drop off site located on Lakefield Road. The access to the site works very well.

REPORT OF BILLS

Motion by Trustee Meinecke, seconded by Trustee LaPean, to approve the payment of Village expenditures in the amount of \$779,868.07, as presented. Approved 6-0 (R. Rieck-abstain).

OLD BUSINESS

None.

NEW BUSINESS

Mr. Murphy stated that “Dumpster Day” in Grafton will be held May 15, from 9:00 a.m. to 3:00 p.m. Dumpsters will be located at the residential yard waste site on Lakefield Road. Residents will need an access card to access the yard. The purpose of this program is to provide residents with a location to dispose of large items that will not fit in the garbage carts. The [Village’s website](#) identifies which appliances will be allowed for drop-off.

Mr. Hofland commented that “Medicine Collection Day” is May 8. Medication can be dropped off at the Ozaukee County Highway Department in Port Washington and at MATC in Mequon. More information can be found at www.mmsd.com.

CONVENE TO CLOSED SESSION

Motion by Trustee Grant, seconded by Trustee Liss, to convene to closed session, at 6:28 p.m., pursuant to Wisconsin Statutes 19.85(1)(e) for real estate and competitive bargaining matters (Status of loan negotiations – Direct Development, LLC) and 19.85(1)(g) for Litigation matters (Potential

litigation –Notice of Claim and Circumstance). Approved unanimously by roll call vote.

A closed session of approximately 35 minutes was held. During the closed session, the Village Board discussed potential litigation options and strategies relating to the Notice of Claim by Urban Planning and Development, LLC, Grafton Riverside Partner LLC, and The Dillon Group, LLC and negotiation strategies relating to the outstanding loan with Grafton Direct for the Grafton Village Center property.

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

Motion by Trustee LaPean, seconded by Trustee Grant, to re-convene to open session and the regular order of business at 7:07 p.m. Approved unanimously by roll call vote.

ACTION ON NOTICE OF CLAIM AND CIRCUMSTANCE

Motion by Trustee Reick, seconded by Trustee Lapean to table the action on Notice of Claim and Circumstance – Urban Planning and Development, LLC, Grafton Riverside Partner LLC, and The Dillon Group, LLC as presented. Approved unanimously.

ADJOURN

Motion by Trustee Liss, seconded by Trustee Meinecke, to adjourn at 7:08 p.m.