

VILLAGE OF GRAFTON

SPECIAL COMMUNITY DEVELOPMENT AUTHORITY MEETING MINUTES

OCTOBER 12, 2011

The Community Development Authority (CDA) was called to order by Vice-Chair Roger Kirgues at 5:45 p.m.

CDA members present: Jim Brunnuell, Jim Grant, Alan Kletti, Al Richards, Dan McKelvey, and Roger Kirgues

Absent: John Gassert

Staff/Officials present: Village Administrator Darrell Hofland, Village Clerk Teri Dylak

DISALLOWANCE OF CLAIM –UPAD, LLC, GRAFTON RIVERSITE PARTNERS LLC AND DILLON GROUP, LLC

Village Clerk Dylak briefly reviewed the background on this matter. She stated that on July 5, 2011, the Village of Grafton received a Second Notice of Circumstances of Claim and Claim (Notice) from Urban Planning and Development, LLC, Grafton Riversite Partners, LLC and The Dillon Group, LLC. The claim indicates the Village of Grafton, in 2011, improperly drew on the letters of credit provided by the developer.

Per Wisconsin Statutes, the Village has 120 days (November 2, 2011) from the date of service of the Notice to deny the claim. The official denial of the claim establishes the statute of limitations for the claimant to bring a suit against the Village to 6 months from the date of service of the notice of disallowance. Village Attorney Michael Herbrand is recommending that the CDA and the Village Board officially disallow (deny) this claim.

Clerk Dylak identified that the Village Board will be taking action on this matter on October 17, 2011

There was minimal discussion on this matter by the CDA members.

Motion by Jim Brunnuell, seconded by Jim Grant to disallow the Second Notice of Circumstances of Claim and Claim from Urban Planning and Development, LLC, Grafton Riversite Partners, LLC and The Dillon Group, LLC. per the recommendation of Village Attorney Michael Herbrand, and direct the Village Clerk to notify the claimants of said action as required by Wisconsin Statutes 893.80(1g). Approved unanimously.

OLD BUSINESS

None.

NEW BUSINESS

None.

ADJOURN

Motion by Jim Grant, seconded by Jim Brunnquell, to adjourn at 5:49 p.m.
Approved unanimously.