

**TOWN OF GRAFTON
BOARD OF SUPERVISORS MEETING
April 12, 2017 – Official Minutes**

I. CALL TO ORDER: CHAIRMAN BARTEL CALLED THE MEETING TO ORDER AT 7:00 P.M.

Present:

Chairman Lester A. Bartel, Jr.
Supervisor Tom Grabow
Supervisor Karron Stockwell
Supervisor Steve Schaefer
Supervisor Tom Sykora

Clerk / Planner Amanda Schaefer
Town Attorney Sara MacCarthy
Town Engineer Kevin Kimmes

Absent:

II. VERIFICATION OF COMPLIANCE WITH OPEN MEETINGS LAW

1. Clerk/Planner Schaefer assured that the meeting was properly noticed.

III. PLEDGE OF ALLEGIANCE TO THE FLAG

IV. REVIEW AND ADOPT AGENDA

1. **ACTION:** Supervisor Grabow moved to adopt the agenda, seconded by Supervisor Sykora. Motion carried 5-0.

V. APPROVE MINUTES FROM PREVIOUS MEETING (AND ANY ASSOCIATED CLOSED SESSION) + FEBRUARY BOS MINUTES

1. **ACTION:** Supervisor Stockwell moved to approve the minutes from the previous meeting per explanation, seconded by Supervisor Grabow. Motion carried 3-0 with Supervisor Sykora and Supervisor Schaefer abstaining due to absence
2. **ACTION:** Supervisor Grabow moved to approve the closed session minutes from the previous meeting, seconded by Supervisor Stockwell. Motion carried 3-0 with Supervisor Sykora and Supervisor Schaefer abstaining due to absence.
3. **ACTION:** Supervisor Sykora moved to approve the February meeting minutes as corrected, seconded by Supervisor Grabow. Motion carried 4-0 with Supervisor Stockwell abstaining due to absence.

VI. PUBLIC HEARINGS

A. Ordinance 2017-02: An Ordinance Amending Title 8, Chapter 1, Section 2, specifically 8.1.2.07, Reserved; Motor Vehicles and Traffic – Traffic and Parking, of the Code of Ordinances, Town of Grafton, Wisconsin, Addressing the Prohibiting of the Use of an Engine Braking System to Slow a Vehicle or Truck

1. Attorney MacCarthy gave an overview of the proposed Ordinance
2. Chairman Bartel opened the Public Hearing at 7:07pm
3. Dan Nelson, 1387 County V, stated that there has been significant engine braking due to the newly-improved intersection. He appreciates this ordinance. He also suggests a reduction of the speed limit in that area. Chairman Bartel will check into the signage of speed limits. It is County jurisdiction.
4. Chairman Bartel closed the Public Hearing at 7:10pm
5. **ACTION:** Supervisor Grabow moved to approve Ordinance 2017-02, seconded by Supervisor Sykora. Discussion continued about enforcement. The Town will make the first attempt with signage, but asked that residents keep the

Town in the loop. Supervisor Schaefer suggested petitioning the County for speed limit reduction. Discussion continued. Motion carried 5-0.

VII. RESIDENT CORRESPONDENCE/PERSONS WISHING TO BE HEARD

1. Greg Holther, 1854 Fairhaven, shared the fact that the Town has no location to dump yard waste, and it is necessary. Surrounding municipalities have multiple sites, the Town has nothing. Chairman Bartel shared the fact that discussions are continuing with the Village to hopefully allow for a shared collection site. Mr. Holther said this is not common sense. That should be topic of the next meeting – common sense. Supervisor Stockwell and Chairman Bartel reiterated that the discussions are happening.
2. Supervisor Grabow, Chapel Court, shared his update so more were aware:
 - a. June 9th and 10th – Ozaukee County Clean Sweep will be held! Check out the County site for the list; caution, because you need to pre-register
 - b. The Legion will be sponsoring the Sweat4Vets on May 20th to support the Stars and Stripes Honor Flight
 - c. Well Testing seminars were recently held; testing kits are available – contact the Town or County for more information
 - d. Brush Pickup begins May 8th – the County only comes around once, so have it ready right away on Monday!
3. Supervisor Stockwell, Heather Court, shared that the Electronics Recycling will be hosted by the Town – scheduled for June 10th, but the date may need to change. Details were shared about the event. There are fees associated with the event, so please be aware. It will remain on June 10th.
4. Paul Helms, Arrowhead Road, asked about the upcoming Brush Pickup.

VIII. OLD BUSINESS

1. NONE

IX. NEW BUSINESS

- A. Discussion and possible action regarding a Minor Land Division (CSM) and Shared Driveway Petition by Thomas & Heidi Sykora, 2321 Ridgewood Road, Tax Key #06-005-08-021.00
 1. Supervisor Sykora abstained from discussion as a Supervisor and joined the meeting as an applicant.
 2. Engineer Kimmes provided a review of the Staff Report to the Board
 3. Plan Commission recommended approval at their meeting last week.
 4. **ACTION: Supervisor Stockwell moved to approve the Sykora CSM and Shared Driveway petition subject to Staff punchlist items, seconded by Supervisor Schaefer. Motion carried 4-0 with Supervisor Sykora abstaining due to conflict of interest.**
 5. Supervisor Sykora rejoined the Board as a voting member.
- B. Discussion and possible action regarding the Discharge of Firearms on the Dean F. and Michael Ryan Hoppe Property, 1009 Arrowhead Road (Special Note: Public is Allowed to Participate in Discussion)
 1. Chairman Bartel shared the previous complaints about excessive shooting on this property.
 2. Chairman Bartel ordered the revocation of recently-issued weapons discharge permit; however, he encouraged them to come forward to the Board

3. Cyrus Hoppe was in attendance at the meeting as a representative of the Hoppe property
4. Cyrus shared that trap shooting and other recreational shooting has been a bonding activity for 7+ years; only now we've heard about complaints. The complaints only go to Paul Helms instead of to him or his dad. He wishes that the complaints would be addressed directly to him so they could be discussed. He feels that it isn't as big of a concern as it appears to be
5. Chairman Bartel shared that the Town Hall has heard from numerous neighbors as well as the gas attendant at Costco – it is excessive
6. Theresa Stay, 1522 Indian Hill, stated that she lives on the rise of the hill and can hear everything that happens on the property. She made a phone call to August and he stated that there is nothing he can do it – he gave her a phone number that she left a message on and no one called her back. This is excessive, and it impacts many things – her dog will not come out from under the bed. Can the issued Conditional Use Permit be turned into using this property as a gun range? She needs to question the Board on this. Is this a bonding experience for him and his dad, or is it an experience for him and his friends? ALSO, the Conditional Use Permit conditions are not being followed – this needs to be addressed
7. Paul Helms, Arrowhead Road, stated that he appreciates the recreation, but he is afraid that if it gets out of hand, he is going to lose his privilege to fire off a firearm in the future. Again, this is excessive. The most recent was 4 hours and in excess of 400 rounds. This can be frightening.
8. Sarah Blankenburg, 1010 Arrowhead Road, lives immediately next door with her young children. She is concerned about communication and the safety of the gun fire when her children are outside
9. Scott Orten, 1572 Indian Hill, does not mind the shooting but wishes there were time limitations on this
10. Kim Viesslemann, 1614 Indian Hill, stated that everyone has a right to recreation, but there needs to be some moderation in place. It needs to be in a safe manner. What are the targets? There are a lot of unknowns – that lead to the safety of the environment as well
11. Clerk/Planner Schaefer read statements of concern from Roy Swisher, Nancy Swisher, and Dave/Sue Meurer into the record
12. Chairman Bartel shared the fact that action needs to be taken if the public's health, safety, and welfare are jeopardized – that is the case with this situation. People are genuinely frightened. We can't allow that happen.
13. Cyrus Hoppe responded to the concerns – everyone is concerned about safety. He shared that they do trap shooting and use military rifles. He respects safety and grew up learning about gun safety. When they discharge, he is on an elevated platform and the bullets are directed to solid wood built up into a pile. They are elevated so if the bullet went through the pile, it would eventually go down into the ground. He cleans up the shells so they are not left lying on the ground. He also switched the type of material being used so potential contamination does not take place (based on what happened in Franklin). He's gotten tougher and tougher with his friend requests – and set up specific start and stop times. He asked what the best time is for this practice? Hopefully they could all work together to get a good time set. It appears that not everyone is completely against it and wants it to stop in its entirety.
14. Chairman Bartel stated that discharged firearm is a privilege and not a right; he does not see this working, as he doesn't even live there.
15. Attorney MacCarthy inquired about the insurance carrier being aware

16. It is not conducive to have a firing range in a residential township, per Chairman Bartel. It sounds like a war zone.
17. Supervisor Grabow knows what a range looks like, there is a range there; you are not hunting. We need to protect the neighbors.
18. Supervisor Sykora noted that his brother had a bullet come through their cabin wall up north; a tree backstop is not a sufficient buffer; this is dangerous
19. Supervisor Schaefer shared that this has happened several other places in the Town – it's the same issue; neighbors are afraid. Hunting is different. You are a shooting range and we cannot allow it
20. Supervisor Stockwell shared that she is not opposed to hunting in the Town. Target shooting is not an option. She supports the public health, safety, and welfare of the Town and its residents.
21. Cyrus asked about siting in rifles
22. **Chairman Bartel noted that it is clear that no weapons discharge permits can be issued to the non-owners of the property; however, if it excessive, the owner could still be in violation of the nuisance ordinance**
23. Supervisor Stockwell asked for clarification of the owners of the property – it is listed as Dean F. and Michael Ryan Hoppe – those are the only ones that can discharge firearms on the property
24. More research will be done to see if things can change for this property in the future.
25. **ACTION: NO ACTION TAKEN.**

C. Discussion and possible action regarding the awarding of a road construction contract to Payne and Dolan for 2017 road improvements (Falls Road and Lakefield Road between I-43 and CTH C)

1. Engineer Kimmes provided a report to the Board – 2 bids were received; 1 was from Payne and Dolan and the other was for Stark Asphalt
2. The bids received were lower than most we have received in the past, which is great
3. This needs to be awarded by May 22nd
4. Chairman Bartel shared that it has been a mild winter; however, we don't want to stretch ourselves too thin – paver patches and other minor fixes pop up
5. Engineer Kimmes shared that crack filling typically happens this year; however, we don't want to eliminate the great bids.
6. The Board would like detailed numbers from the Treasurer for next meeting.
7. **ACTION: Supervisor Grabow moved to table this until the May BOS Meeting, seconded by Supervisor Stockwell. Motion carried 5-0.**

D. Discussion and possible action regarding a quote from Associated Technical Solutions for additions to the Meeting Hall's sound system

1. Clerk/Planner Schaefer provided information to the Board on behalf of Bob Wolf
2. This quote is for an upgrade to our microphone and speaker system
3. **ACTION: Supervisor Stockwell moved to approve the quote of \$1,290, seconded by Supervisor Sykora. Discussion continued. Supervisor Schaefer felt this was expensive. Bob Wolf shared that the microphones are very good microphones. Motion carried 5-0.**

E. Discussion and possible action regarding a National Wild Turkey Federation (NWTf) event proposal for July 22, 2017

1. Chairman Bartel provided information to the Board
2. This is professionally planned and supervised.
3. Sheriff Johnson reviewed this and does not have a concern about it
4. Perhaps a one-time exemption for weapons discharge permits should be granted for this property and the nature of event

5. The event promotors were in attendance; in 13 years there have never been an accident with a firearm
6. The NWTF is a promotor of conservation; it helps enhance habitats
7. The hunting population is declining, this helps promote the habit with the younger population
8. Details of the event were highlighted – it can be found within the Town of Grafton official packet.
9. Supervisor Grabow asked about the number of rounds would be fired – there would be a wrist band or a punch card; 6 rounds per attendee
10. Supervisor Grabow asked about parking – there is plenty
11. Supervisor Stockwell suggested he share his story with the local papers
12. There is not prohibited age range
13. Supervisor Schaefer stated that he should try to do a pre-registration so there is an anticipated number for expectations
14. **ACTION: Supervisor Sykora moved to approve the event and issue only 1 Weapons Discharge Permit from the Town of Grafton for the property/event, seconded by Supervisor Grabow. Motion carried 5-0.**

II. TOWN STAFF UPDATES

A. Town Planner –

1. **Upcoming COMP Plan Amendment**
 - a. Clerk Planner Schaefer provided information regarding the upcoming approval of the recent residential code amendments as well as the new LUP Map that will reflect a new district – the R-Tr
2. **Respect Our Waters / Sweetwater Invitation**
 - a. Clerk Planner Schaefer and Engineer Kimmes provided information to the Board regarding recent correspondence
 - b. **ACTION: Supervisor Sykora moved to approve the joining of the Respect our Waters Campaign, seconded by Supervisor Stockwell. Motion carried 5-0.**

B. Town Engineer

1. **MMWQC Update**
 - a. Engineer Kimmes provided information to the Board regarding a proposed new contract with GRAEF and Ruckert Mielke
 - b. **ACTION: Supervisor Sykora moved to not renew the MMWQC contract, seconded by Supervisor Stockwell. Motion carried 5-0.**
2. **Falls Road Driveway Replacement**
 - a. Engineer Kimmes provided information to the Board
 - b. **Supervisor Grabow asked about upcoming drainage projects – these will be discussed at a different date**
 - c. **Supervisor Grabow asked about the cleaning out the jet on Manchester Pond; Staff will address.**

C. Town Attorney - NONE

D. Town Treasurer – NONE

E. Town Building Inspector - NONE

F. Town Weed Commissioner – NONE

G. Town Public Safety Commissioners – NONE

III. APPOINTMENTS OF COMMITTEES

1. **ACTION: Supervisor Sykora moved to appoint Patrick Stemper to fulfill Dale Wolf's seat, seconded by Supervisor Stockwell. Motion carried 5-0.**

IV. REPORTS – FOR INFORMATION, DISCUSSION AND ACTION

A. Chair

1. The mild winter will hopefully allow for a larger road budget this year; however there are many potholes that will need addressing
2. County did a great job on tree trimming

B. Supervisors

1. Supervisor Stockwell shared that Semrads on River Bend Road are still owed trees to be planted on their property – Engineer Kimmes will contact them. Details about installation will be addressed later
2. Supervisor Stockwell shared that there was a woman that she met that wants to deliver the welcome baskets.

C. Clerk

1. NONE

D. Monthly Treasurer's Report

1. A report was presented.

V. DISCUSSION AND POSSIBLE ACTION REGARDING PRESENTATION OF INVOICES

1. **ACTION:** Supervisor Grabow moved to pay bills as presented, seconded by Supervisor Schaefer. Motion carried 5-0.

VI. ADJOURN

1. **ACTION:** Supervisor Sykora moved to adjourn subject to the payment of bills, seconded by Supervisor Schaefer. Motion carried 5-0.

**Respectfully Submitted,
Amanda L. Schaefer, Clerk**