

**TOWN OF GRAFTON
BOARD OF SUPERVISORS MEETING
September 13, 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 Paul Melotik
Supervisor Tom Sykora

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

Absent:

Supervisor Karron Stockwell

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 Melotik. Motion carried 4-0.

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

1. **ACTION:** Supervisor Grabow moved to approve the August minutes, seconded by Supervisor Sykora. Motion carried 4-0.

VI. PUBLIC HEARINGS

1. **NONE**

VII. RESIDENT CORRESPONDENCE/PERSONS WISHING TO BE HEARD

1. Marko Musich, Port Washington Road, stated that traffic is still not stopping for traffic on Port Washington Road.

VIII. OLD BUSINESS

A. Discussion and possible action regarding drainage concerns near Beechwood Lane

1. Staff has been unable to get ahold of the Faust property owners to come to a final decision. Ms. Svoboda is in attendance.
2. Ms. Svoboda stated that there has never been an issue with water, and she is a CRP property.
3. **ACTION:** No Action Taken.

IX. NEW BUSINESS

A. Discussion and possible action regarding a CSM, Rezone (R-2 Residential to R-3 Residential), and Shared Driveway Petition by Lester A. Bartel, Jr. and Bonnie J. Bartel, Maryglade Drive (south side) just west of East River Road, Tax Key #06-071-00-110.02 and Tax Key #06-071-00-110.03

1. Chairman Bartel recused himself due to conflict in being the applicant.
2. **ACTION:** Supervisor Grabow moved to appoint Supervisor Sykora as Chairman pro tem for the entirety of the discussion as well as the approval, seconded by Supervisor Melotik. Motion carried 3-0.
3. Engineer Kimmes and Clerk/Planner Schaefer provided an overview of the Staff Report
4. **ACTION:** Supervisor Grabow moved to approve the Bartel CSM, Rezone, and Shared Driveway petitions, seconded by Supervisor Sykora. Supervisor

Grabow noted that one neighbor was concerned about property values going down. Discussion continued about wetlands. Motion carried 3-0.

5. Chairman Bartel returned to the meeting.

B. Discussion and possible action regarding possible amendments to the Firearms Discharge Ordinance

1. Attorney MacCarthy provided information to the Board. There have been many issues with the discharge of firearms recently. A Non-Discharge Zone was created in the past. The Town does not have a Constable, and the DNR is not always responsive with complaints.
2. Attorney MacCarthy gave overview of proposed changes to the Ordinance.
3. It is just a draft proposal; this should be a dialogue with everyone
4. The banning of firing ranges is an idea for something to be banned; also, a landowner does not need a permit; however, absentee landowners can still come out and cause problems
5. We don't want to cause lack of ability to discharge for responsible landowners
6. The idea of requiring a Firearms Discharge Permit for an absentee owner could be an option
7. Discussion continued
8. Perhaps the idea of a need for a Constable is in the near future
9. Several residents commented with ideas and concerns
10. There are several properties within the past couple of years with significant issues
11. Staff will provide some brainstorming and answer the questions raised tonight; a representative should be included from the Sheriff's office.
12. **ACTION: More info will be provided next month.**

C. Discussion and possible action regarding a Complaint of Nuisance Violation by Tom Grabow, regarding 2114 Chapel Court, David L. Muenzmaier, property owner

1. Supervisor Grabow abstained from the agenda item.
2. Clerk/Planner Schaefer provided information to the Board regarding the original complaint as well as the property owner response.
3. Supervisor Melotik has driven by; it is unorthodox, but he is concerned about how it is different than others in the neighborhood – Supervisor Grabow shared thought about the recently passed Ordinance
4. Mr. Muenzmaier would like clarification on what the current issue is
5. Chairman Bartel is confused why the back yard would be maintained and the front yard is not – it is almost like it is being done intentionally
6. He chose to dedicate a fifth of his acre to butterflies – it would be hard to have it in the back at this point
7. Mr. Muenzmaier feels that the Ordinance targets him based on how it is drafted
8. Chairman Bartel asked Mr. Muenzmaier to fix the problem
9. Mr. Muenzmaier felt that he did not have issues until Tom retired
10. **He will cut the grass, but needs some time – he will cut it by October 31st and contact Chairman Bartel if help is needed**
11. He will cut around the trees, such as the Black Walnut
12. Chairman Bartel will meet Mr. Muenzmaier on site to determine the area that will be
ACTION: A report will be given at the October Meeting. Supervisor Sykora moved to extend the cutting deadline to October 31, 2017, seconded by Supervisor Melotik. Motion carried 3-0 with Supervisor Grabow abstaining due to conflict.
13. **Supervisor Grabow returned to the meeting.**

- D. Discussion and possible action regarding an Operator's License for Alex T. Nenning (RMS Golf Ventures, dba Fire Ridge Golf Club)**
1. Supervisor Melotik abstained from discussion due to conflict.
 2. Clerk/Planner Schaefer provided information to the Board; Alex T. Nenning has no record and approval is recommended.
 3. **ACTION: Chairman Bartel moved to approve an Operator's License for Alex T. Nenning, seconded by Supervisor Sykora. Motion carried 3-0 with Supervisor Melotik abstaining due to conflict.**
 4. **Supervisor Melotik returned to the meeting.**
- E. Discussion and possible action regarding ash tree removal throughout the Town**
1. Chairman Bartel gave an overview of the concern
 2. There is a cash reserve fund; this is the type of thing that this fund is for. This is not necessarily a disaster, but public safety implications is imperative here.
 3. Time is of the essence in this circumstance
 4. WeEnergies will take care of the ones near the power lines
 5. The Board should think about the idea and bring thoughts soon
 6. Supervisor Grabow said we need to fix critical roads first before we take down trees
 7. Chairman Bartel shared that paver patches in problem areas could be throwing good money after bad per County assessment
 8. Supervisor Grabow referenced Karron Stockwell's thoughts
 9. Discussion continued
 10. The idea of pulverizing Falls Road and letting it sit over the winter and paving next year was shared
 11. Engineer Kimmes will bring cost estimates forward
 12. **ACTION: MORE INFORMATION NEXT MONTH.**
- F. Discussion and possible action regarding a contract with the Ozaukee County Highway Department**
1. The Board members reviewed the current contract and proposed contract
 2. Mr. Jon Edgren was in attendance.
 3. The Board and the County is comfortable with the way it was outlined in the past contract.
 4. **ACTION: Supervisor Grabow moved to approve the Ozaukee County Highway Department contract with categories as noted the same way in the previous contract, seconded by Supervisor Sykora. Motion carried 4-0.**
- G. Discussion and possible action regarding Resolution 2017-05: Town of Grafton Endorsement of Vision 2050: A Regional Land Use and Transportation Plan for Southeastern Wisconsin**
1. Clerk/Planner Schaefer gave an overview of the Resolution.
 2. **ACTION: Supervisor Sykora moved to approve Resolution 2017-05, seconded by Supervisor Melotik. Motion carried 3-1 with Supervisor Grabow dissenting.**
- H. Discussion and possible action regarding Resolution 2017-06: A Resolution Approving a Raze Order for the Property Located at 1520 North Green Bay Road, Tax Key #05-013-04-004.00, on grounds that the structures are dilapidated, unsafe, or otherwise uninhabitable**
1. Attorney MacCarthy gave an overview of the Resolution
 2. **ACTION: Supervisor Grabow moved to approve Resolution 2017-06, seconded by Supervisor Sykora. Motion carried 4-0.**

II. TOWN STAFF UPDATES

- A. Town Planner - Set Budget Workshop and Budget Hearing Dates**

1. Please plan for Wednesday, October 18th @ 5:30 for the Workshop (prior to OSC Meeting) and Wednesday, November 1st @ 5:30 for the Hearing (prior to Plan Commission)

- B. Town Engineer – NONE
- 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

- A. Town of Grafton Plan Commission – Appointment and/or Reappointment of 1 member to serve a two-year term, expiring June 30, 2018
 1. ACTION: Action at a later date.
- B. Town of Grafton Plan Commission Alternate – Appointment and/or Reappointment of 1 member to serve a two-year term, expiring June 30, 2018
 1. ACTION: Action at a later date.
- C. Town of Grafton Open Space Commission – Appointment and/or Reappointment of 1 member to serve a two-year term, expiring June 1, 2018
 1. ACTION: Action at a later date.
- D. Town of Grafton Open Space Commission – Appointment and/or Reappointment of 1 member to serve a two-year term, expiring June 1, 2019
 1. ACTION: Action at a later date.

IV. REPORTS – FOR INFORMATION, DISCUSSION AND ACTION

- A. Chair
 1. NONE
- B. Supervisors
 1. NONE
- 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 Sykora. Motion carried 4-0.

VI. CONVENE INTO CLOSED SESSION – PURSUANT TO SECTION § 19.85(1) (E), WIS STATS, FOR THE PURPOSE OF DELIBERATING OR NEGOTIATING THE PURCHASE OF PUBLIC PROPERTIES, THE INVESTING OF PUBLIC FUNDS, OR CONDUCTING OTHER SPECIFIED PUBLIC BUSINESS WHENEVER COMPETITIVE OR BARGAINING REASONS REQUIRE A CLOSED SESSION. SPECIFICALLY, TO CONSIDER THE INVESTING OF PUBLIC FUNDS FOR LAND AND ENVIRONMENTAL PRESERVATION AND TO CONSIDER THE OPTIONS UNDER THE TOWN’S FIRE DEPARTMENT CONTRACT.

1. ACTION: Supervisor Melotik moved to go into Closed Session, seconded by Supervisor Sykora. Motion carried 4-0.

VII. RETURN TO OPEN SESSION – PURSUANT TO WIS. STATS §19.85 (2) FOR ADDITIONAL DISCUSSION, EVALUATION, AND POSSIBLE ACTION

1. **ACTION:** Supervisor Grabow moved to have all land line 911 calls in the Town to be dispatched by Ozaukee County Sheriff's Department and bypass the Village, seconded by Supervisor Sykora. Motion carried 4-0.

VIII. ADJOURN

1. **ACTION:** Supervisor Grabow moved to adjourn subject to the payment of bills, seconded by Supervisor Sykora. Motion carried 4-0.

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