

**VILLAGE OF CLAYTON BOARD MINUTES  
JUNE 05, 2017**

The Village of Clayton Board of Trustees met in regular session on June 05, 2017 at the Village Municipal Building. President Joe Berghammer called the meeting to order at 7:05 PM. Roll call: Scott Donath, Shawn Schradle, and Doug Anderson. Cris Casarez, Jon Bartz, and Travis Krueger were absent. A quorum of four (4) was confirmed. Also present were Public Works Director Sheldon Donath, Police Chief Grant Pickard, and Alan Gabe, Jr. All joined in the Pledge of Allegiance.

Motion by Anderson to approve the agenda, second by Donath. Voice vote: Ayes-4 Nays-0 Motion carried.

Motion by Anderson to approve the minutes from the May 01, 2017 regular meeting and the May 10, 2017 special meeting, second by Schradle. Voice vote: Ayes-4 Nays-0 Motion carried.

Motion by Donath to accept the Treasurer's April, 2017 bank reconciliation and the May, 2017 check registers, second by Schradle. Voice vote: Ayes-4 Nays-0 Motion carried.

Public comment: none

Motion by Schradle to approve Staab Construction Pay Request #15 in the amount of \$136,672.95, second by Anderson. Voice vote: Ayes-4 Nays-0 Motion carried.

Motion by Schradle to approve Foth Infrastructure and Environment invoice in the amount of \$59,498.96, second by Donath. Voice vote: Ayes-4 Nays-0 Motion carried.

Motion by Anderson to approve Resolution 2017-02 reviewing and approving the Compliance Maintenance Annual Report (CMAR) for fiscal year 2016, second by Schradle. Voice vote: Ayes-4 Nays-0 Motion carried.

Motion by Schradle to approve an annual "Class A" liquor license for BP Amoco, agent Brenda Ketz, second by Anderson. Voice vote: Ayes-2 Nays-0 Abstentions-2 **Motion failed due to lack of quorum voting.**

Motion by Donath to approve an annual "Class B" liquor license for MDM d.b.a. Charlie's Place, agent Michael Pelc, second by Anderson. Voice vote: Ayes-4 Nays-0 Motion carried.

Motion by Anderson to approve an annual "Class B" liquor license for 7 Brothers, agent Patrick Schradle, second by Donath. Voice vote: Ayes-3 Nays-0 Abstentions-1 **Motion failed due to lack of quorum voting.**

Motion by Anderson to approve annual operator licenses (13) for BP Amoco, second by Schradle. Voice vote: Ayes-2 Nays-0 Abstentions-2 **Motion failed due to lack of quorum voting.**

Motion by Anderson to approve annual operator licenses (11) for MDM d.b.a. as Charlie's Place, second by Donath. Voice vote: Ayes-4 Nays-0 Motion carried.

Motion by Donath to approve annual operator licenses (9) for 7 Brothers, second by Anderson. Voice vote: Ayes-3 Nays-0 Abstentions-1 **Motion failed due to lack of quorum voting.**

Motion by Schradle to approve annual tobacco license for BP Amoco, second by Anderson. Voice vote: Ayes-2 Nays-0 Abstentions-2 **Motion failed due to lack of quorum voting.**

Motion by Donath to approve annual tobacco license for MDM d.b.a. Charlie's Place, second by Schradle. Voice vote: Ayes-4 Nays-0 Motion carried.

Motion by Anderson to approve annual tobacco license for 7 Brothers, second by Donath. Voice vote: Ayes-3 Nays-0 Abstentions-1 **Motion failed due to lack of quorum voting.**

Motion by Anderson to approve temporary "Class B" picnic licenses for Cheese Days celebration: Fire Department (Fri. & Sat.), Can-Do (Sat. kick-ball tourney), CHS Athletic Club (Fri. street dance), and CCHA (Sun. demo derby), second by Schradle. Voice vote: Ayes-4 Nays-0 Motion carried.

Motion by Anderson to approve temporary operator licenses (6) for Cheese Days celebration, second by Donath. Voice vote: Ayes-4 Nays-0 Motion carried.

Discussion of Cheese Days including events, street closures and enforcement of alcohol ordinance.

Motion by Donath to allow the use of Clayton Ave. from Prentice to Baker by 7 Brothers Bar & Grill on Friday, June 16, 2017 from 5:00 PM until close, alcohol may be consumed, but not sold outdoors, second by Anderson. Voice vote: Ayes-3 Nays-0 Abstentions-1 **Motion failed due to lack of quorum voting.**

Motion by Schradle in support of a Rotary Flag Park proposal and confirming the village's commitment to maintaining the park grounds, second by Donath. Voice vote: Ayes-4 Nays-0 Motion carried.

Clerk to send letter to Clayton School Administrator confirming the village's support for the flag park and grounds maintenance.

Motion by Anderson to approve the agreement for the operation of a joint municipal court with the City of Amery, Village of Clear Lake, Town of Clear Lake, and Village of Clayton and to adopt Village Ordinance 2017-01 - Creating a Joint Municipal Court, second by Donath. Voice vote: Ayes-4 Nays-0 Motion carried.

Motion by Schradle to dismiss the legal encroachment action "without prejudice" against Curtis Ventures and to issue them a mobile home park license upon agreement to and compliance with the village's June 05, 2017 letter of conditions, second by Anderson. Voice vote: Ayes-4 Nays-0 Motion carried.

#### Department Reports

##### Administration / Planning Commission:

Clerk – Auditors are completing the final details of their audit scope. Working capital loan has been secured. An agreement has been negotiated and signed by Mr. Nordquist regarding his property at 210 W. Clayton Ave. The cemetery committee would like the clerk to become more involved as time allows.

Berghammer – Reported/commented on May 31 Plan Commission meeting.

##### Public Works & Utilities:

Maintenance topics included disposal of the 1978 GMC truck, the second clean-up day to be held on June 10, ditch mowing, and a new LRIP grant application (PW Director Donath suggested Polk Ave. (from Church St. to Hwy. 63) as an option. Water Dept. discussions included the Hwy. 63 box culvert project, the annual CCR report due July 01, and water main mapping. Sewer Dept. topics included sewer line mapping, WWTP permitting, using any available grant money for more fencing, and a broken sewer line at 775 US Hwy.63, which should be repaired tomorrow.

Motion by Anderson to have Cedar Corporation update water and sewer maps at a cost not to exceed \$1,000.00, second by Schradle. Voice vote: Ayes-4 Nays-0 Motion carried.

Motion by Anderson to fence in as much of the lagoon area as possible with any available grant money, second by Schradle. Voice vote: Ayes-4 Nays-0 Motion carried.

Police Department:

The department logged 49 calls for service, made 1 arrest, and issued 16 citations and 12 warnings. Both officers took Altered Mental Status training. There were 26 new cases, 3 assists to other departments, 4 outside assists to the Clayton PD, 5 court hours, 2 animal complaints, and 2 hours of foot patrol. 997 miles were put on the squad car. Evaluation of body cameras is being conducted. Annual cost will be about \$1,200 per year.

By affirmation, the board moved to initiate an insurance claim for hail damage to the squad car.

By affirmation, the board moved to have a portable toilet placed at North Park for the summer.

Fire Department & First Responders:

There were seven emergency and two fire calls in May.

Future meetings: Special meeting will be needed to reconsider liquor licensing actions. Next regular meeting Tuesday, July 11 at 7:00 PM.

Motion to adjourn by Anderson at 9:35 PM, second by Donath. Voice vote: Ayes-4 Nays-0  
Motion carried.

David Fall, Village Clerk