

1. **CALL TO ORDER.** The regular meeting of the Oregon Village Board was called to order at 5:30 p.m. on April 19, 2004 by Board President Jerry Luebke.
2. **ROLL CALL.** Present: Jerry Bollig, Darrell Klimke, Jerry Luebke, Eric Poole, Marv Severson and Steve Staton, with Bob Munson arriving at 5:40 p.m.

Also present: Village Administrator Mike Gracz, Public Works Director Mark Below and Clerk Georgia Johnson, with Chief Pettit arriving later.

3. **EXECUTIVE SESSION.** Poole moved to adjourn into Executive (Closed) Session at 5:32 p.m. per the exemption under Wisconsin Statutes Sec. 19.85(1)(c) (e) and (g) for the purpose of deliberating the possible acquisition of park land for Westside Community Park, potential dispute with sewer interceptor contractor, Joint Business Park Negotiations, possible acquisition of downtown property, and Post Office Lease. Second by Staton. Roll call vote: Poole – yes; Staton – yes; Klimke – yes; Luebke – yes; Severson – yes; Bollig – yes. Motion carried 6-0.
4. **RECONVENE INTO OPEN SESSION.** Munson moved, second by Poole, to reconvene into open session. Motion carried 7-0. A short recess was taken and the meeting reconvened at 6.07 p.m.
5. **APPROVAL OF MINUTES.** Staton moved to approve the minutes of the regular Village Board meeting of April 5, 2004. Second by Klimke. Motion carried 7-0.
6. **APPROVAL OF VOUCHERS.** Klimke moved, second by Staton, to approve payment of vouchers for the Water and Sewer Utility Funds in the amount of \$185,524.81 per the list dated April 19, 2004. Roll call vote: Klimke – yes; Luebke – yes; Severson – yes, Staton – yes; Bollig – yes; Munson – yes; and Poole – yes. Motion carried 7-0.

Klimke moved, second by Munson, to approve the payment of vouchers for the General Operating Fund per the list dated April 19, 2004, in the amount of \$74,266.80. Roll call vote: Klimke – yes; Luebke – yes; Severson – yes, Staton – yes; Bollig – yes; Munson – yes; and Poole – yes. Motion carried 7-0.

7. **PUBLIC APPEARANCES AND PUBLIC HEARINGS.**

- a) **Chamber of Commerce Monthly Report.** Director Linda Pollock gave the monthly report for the Chamber of Commerce.
- b) **Oregon Youth Center Report.** None.

8. **COMMUNICATION AND MISCELLANEOUS BUSINESS.**

- a) **Resolution #04-14, Authorizing the Issuance and Sale of up to \$432,818.00 Jt. Waterworks and Sewerage System Revenue Bonds, Series 2004, and Provide for Other Details and Covenants with Respect Thereto.** Klimke moved to approve Resolution #04-14. Second by Bollig. Gracz stated that this is a Safe Drinking Water fund loan and back in September of 2003 the Finance Director recommended and the Board approved applying for it. Monies were advanced from the sewer account into the water utility with the understanding that when the Village got the loan the monies will be put back in the sewer account. Roll call vote: Bollig – yes; Klimke – yes; Poole – yes; Severson – yes; Luebke – yes; Munson – yes; Staton – yes. Motion carried 7-0.
- b) **Status of UW Foundation Tax Exemption Claim.** Gracz referred to the email from Attorney Horowitz stating that all UW Foundation's lawsuits concerning tax exemption claims have been dismissed for years 2000, 2001 and 2002. This is good news.

c) Discussion of Jt. Business Park.

1) Jt. Business Park Minutes 4/13/04.

2) Discussion of Upcoming Meetings. Gracz noted the April 20, 2004 meeting at 5:45 was cancelled. The meeting was going to be a presentation on the draft of the Intergovernmental Agreement. The agreement is not ready yet. The meeting scheduled for the 28th of April has also been cancelled. It is hoped to have a meeting in early May to present the draft agreement to the Joint Committee, the full Council from Fitchburg and the Village Board. Gracz stated that on May 4th from 5:30 to 7:00 p.m. there will be a joint public forum in Fitchburg regarding the rail line. All residents in Fitchburg and Oregon will be invited to attend to update them regarding activating the line.

Luebke encouraged residents to review the minutes from the Jt. Business Park Committee. The meetings are taped and televised on Cable TV. The Committee is working towards getting the agreement drafted and it is taking more time than was anticipated. Some night meetings will be scheduled with the Mayor of Fitchburg, Luebke, Gracz, Roach and the two attorneys to go over all the issues some of which have been brought up by Mr. Mielke the consultant who was hired to assist in drafting the agreement.

d) Distribution of TE Grant for Downtown Area. For informational purposes a copy of the final TE Grant Application was included in the packet. Joan Gefke put the application together with the assistance of Alliant Energy and was due on April 9, 2004. The CDA and Historic Preservation Commission will be provided a copy of the Grant Application. Gracz publically thanked Joan Gefke for her contributions in getting the Grant submitted.

e) Proclamation—35th Annual Municipal Clerks Week May 2 through May 8, 2004. **Bollig moved to adopt the Proclamation recognizing the 35th Annual Municipal Clerk's Week. Second by Staton.** Johnson was recognized by the signing of the Proclamation and was presented with flowers by the Board showing their appreciation. **Motion carried 7-0.**

f) Luebke referred to an article in the Oregon Observer with regard to a statement of concern as follows: the "Fleming Development will entail \$8 million worth of infrastructure. The Fleming Corporation will bear \$3 million worth of these costs and the taxpayers of Oregon will bear \$5 million." Luebke stated that is not correct information and the Oregon taxpayers need to know that.

9. REPORT OF OFFICERS.

Johnson advised that the Library will be closed on Thursday, April 22nd, from 9:00 a.m. to Noon for staff in-service.

Gracz reminded Board members of the Special Organizational Meeting tomorrow night—April 20th at 5:00 p.m.

Pettit announced that the Oregon Police Department was successful in writing and receiving a Highway Safety Grant through the Safe Community Coalition. The amount of \$5,747.50 will be used this summer for extra patrol, to bring awareness to safety belt use in our Community, issuing warnings and sometimes citations for the lack of use of seat belts. Oregon was one of eight law enforcement agencies that were successful in receiving these grant monies. Sgt. Craig Sherven wrote the grant and Pettit thanked Sherven for his work in writing the grant.

a) Janesville Street Project. Below reminded residents of the utility work going on. The intersection at Spring and Janesville Streets will be closed for about two days. The work is on schedule and is expected to be done the end of May with the County coming in the first week of June to do the paving. Pettit stated Janesville Street is closed to local traffic and that means it is closed to anyone not living on

the street or having business on the street. Not only for safety reasons but also to cut down on the amount of dust. Pettit stated they will be monitoring that area for anyone who should not be on that street and warned residents not to travel the street unless they live on it or had business on it.

Below also reminded residents that the annual brush pickup started last Monday (April 12th) and the crew did make it around the Village last week. Due to the wind the last couple of days, they will be making another round throughout the Village to pickup anything left by the storm damage.

10. **REPORT OF COMMITTEES.**

a) Planning Commission 4/8/04.

- 1) Recommendation regarding Conditional Use Permit Request at 733 N. Main Street. **Munson moved to approve the Conditional Use Permit for the Oregon Community Bank message board sign at 733 N. Main Street. Second by Klimke.** Munson stated the Planning Commission had no problem with the sign and felt it was a good addition and recommended approval. **Motion carried 6-0, with Luebke abstaining.**
- 2) Ordinance #04-04, Approval of Rezoning of 384 Florida Avenue from R-1 to C-D, 330 Soden Drive and 203 Prairie View St. from R-2 to C-D. Munson noted this is a recommendation to approve the rezoning of 384 Florida Avenue from R-1 to C-D and 330 Soden Drive and 203 Prairie View Street from R-2 to C-D which would restrict any building on these Village-owned properties. Following discussion, **Munson moved to approve the first reading of Ordinance #04-04, waive the second reading, and adopt the Ordinance. Second by Klimke. Motion carried 7-0.**

b) Finance, Buildings & Facilities 4/12/04. Bollig indicated he would take up items #2-#5 and then come back to item #1.

- 2) Consideration of Waiving Fees for Chamber of Commerce Events: Application for Street Use for Farmers' Market and Application for Street Use 5/15/04 as Charity Donation Site. **Bollig moved the Village Board to waive the permit fee for the Farmers Market. Second by Klimke.** This is an annual event and one the Village asked the Chamber to manage a few years ago. **Motion carried 7-0.**

Bollig moved to waive the permit fee for the Street Use application of May 15th for the Easter Seals truck. Second by Klimke. Bollig noted this is a charitable event and the Committee felt the fee should be waived. **Motion carried 7-0.**

- 3) Purchase of 2004 Ford F-150 Truck and Authorization to Advertise and Accept Proposals for Sale of 1987 GMC Truck. **Bollig moved to approve the purchase of the 2004 Ford F-150 Truck in the amount of \$12,600 and to authorize advertising and accepting proposals for the sale of the 1987 GMC Truck. Second by Klimke.** Bollig noted \$25,000 was budgeted for the purchase of this truck and recommends approval and authorizing the sale of the 1987 GMC truck. There was some discussion. **Motion carried 7-0.**
- 4) R&A Heating & Air Conditioning Contract Renewal. **Bollig moved to renew the R.A. Heating & Air Conditioning Inc. contract in the following amounts: \$1,890 payable in the Spring of 2004, \$1,890 payable in the Fall of 2004, \$2,306 payable in the Spring of 2005 and 2006, \$2,306 payable in the Fall of 2005 and 2006. Second by Klimke.** This is a preventative maintenance agreement and it is recommended by the Public Works Director to enter into it. **Motion carried 7-0.**
- 5) Resolution #04-13, 2004 Annual Fee Resolution. **Bollig moved, second by Klimke, to adopt Resolution #04-13, the 2004 Annual Fee Resolution.** Bollig stated this is a list of all Village fees

and charges and the Committee recommends adopting along with a list from the Park Board listing the Community Service Organizations exempt from park shelter fees. **Motion carried 7-0.**

- 1) Recommendation regarding Fire Captain Replacement. Bollig welcomed the Fire Department employees and explained the Finance Committee's reasoning for making this motion. The Finance Committee is the financial voice for the taxpayers in the Village and is always looking for ways to save tax dollars. It was in no way meant as an attack on the Fire Department or its staff but merely to alert the Jt. Fire/EMS Commission when they are making the decision whether to fill the position or not. Bollig then asked that the Village Board not take any action on the recommendation from the Committee. He stated he felt the Fire/EMS Commission would take appropriate action and would prefer no further discussion on the issue. Bollig did request that in order to reach a better understanding of the Commission that he be appointed to the Fire/EMS Commission. There was some discussion. Luebke noted the main purpose was to get the message to the Commission that there are concerns about it. Discussion followed with Staton indicating he would not have supported the position being removed. Munson also supported the withdrawal of the recommendation as did Severson. It was noted that the Commission has already approved filling the position and applications are being received.

- c) Park Board 4/6/04.
 - 1) Approval of Construction Ten (10) Open-sided dugout structures at five (5) ball diamonds in Jaycee Park by Oregon Youth Baseball. **Poole moved to approve the construction of ten open-sided dugout structures at five ball diamonds in Jaycee Park. Second by Munson.** Poole noted this is being done by the Oregon Youth Baseball Organization and that next year they plan to finish up with concrete flooring. This is being done in coordination with the High School. **Motion carried 7-0.**

 - 2) Approval of Planting of Trees in Merri-Hill Park by Mike Klimke. **Poole moved to approve the planting of two non-berry producing trees in Merri-Hill Park by Mike Klimke, with the tree species and locations to be approved by Public Works. Second by Munson.** Mike Klimke came to the Park Board with this request and the Park Board is recommending approval. Below noted he is meeting with Mike Klimke tomorrow. Thanks were extended to Mike Klimke by the Board. **Motion carried 6-0, with Klimke abstaining.**

 - 3) Approval of Revised Park Shelter Reservation Policy. **Poole moved to approve the revised Park Shelter Policy. Second by Staton.** This is a list of non-profit organizations that will be exempt from paying park shelter fees. Any organization not on the list wanting to be exempt would need to take that request to the Park Board. **Motion carried 7-0.**

 - 4) Approval of Refunding Community Organizations' 2004 Park Shelter Reservation Fees. **Poole moved, second by Staton, to approve refunding the 2004 Park Shelter Fee to the Oregon Soccer Association for the Annual Soccer Tournament which will be held in July.** Gracz requested that the motion include any other organizations that will now be requesting refunds since they are on the exempt list. **Poole amended the motion to include any other organizations as listed. Staton seconded. Motion carried 7-0.**

 - 5) Approval of Purchasing of Materials Up to \$400 for Constructing Backboards at the Oak Street Tennis Courts. **Poole moved to approve the purchase of materials at a cost of approximately \$400 for constructing backboards at the Oak Street tennis courts. Second by Klimke.** This is a budgeted item and by replacing the back boards on the tennis courts, it will allow single tennis players to play. The Public Works Department will be installing them. **Motion carried 7-0.**

- d) Committee Minutes Not Requiring Action. The following minutes are for informational purposes.
 - 1) Historic Preservation Commission 3/24/04

2) Fire-EMS Commission 4/01/04 & April 19th Agenda

11. **UNFINISHED BUSINESS.**

- a) Ordinance #04-05, Prohibiting Disorderly Conduct with Motor Vehicle. **Klimke moved to approve the second reading and adopt Ordinance #04-05. Second by Munson.** Pettit noted this will give the Police Department the ability to enforce certain conduct that does not fit into State Statute such as excessive engine noise or music. **Motion carried 7-0.**
- b) Ordinance #04-06, Prohibiting Unlawful Trespass on Private Property. **Klimke moved to approve the second reading and adopt Ordinance #04-06. Second by Munson.** Pettit stated there are a number of occasions when someone cannot be charged when entering an unlocked building and not committing a crime and this will fill that void. **Motion carried 7-0.**

12. **ADJOURNMENT.** Prior to adjournment, Luebke thanked Munson for his time on the Board and Munson thanked everyone for allowing him the opportunity to serve on the Board. At 7:04 p.m., Munson moved, second by Severson, to adjourn the meeting. Motion carried 7-0.

Submitted by
Georgia Johnson,
Village Clerk