

Regular Meeting of the Oregon Village Board,  
Monday, September 19, 2005

1. **CALL TO ORDER.** The regular meeting of the Village Board was called to order by the Village Board President Luebke at 5:00 p.m. on Monday, September 19, 2005.
2. **ROLL CALL.** Present: Jerry Bollig, Darrell Klimke, Jerry Luebke, Hans Noeldner, Eric Poole and Steve Staton, with Mark Mortensen arriving at 5:02 p.m. Also present: Village Administrator Mike Gracz, Finance Director Renee Hoeft, Police Chief Doug Pettit, Public Works Director Mark Below and Village Clerk Georgia Johnson. Attorneys Joe Wright and Mark Sewell were present for certain closed session items.
3. **EXECUTIVE SESSION.** Klimke moved to adjourn into Executive (Closed) Session at 5:01 p.m. per the exemption under Wis. Stats. Sec. 19.85(1)(c) (e) and (g) to discuss Fire/EMS District Joint Agreements with Towns and labor negotiations concerning the Fire/EMS District, potential dispute with sewer interceptor contractor, property damage claim/lawsuit filed by Stiklestad, intergovernmental agreement with the Town of Oregon, offer to purchase former EMS building and Personnel Matter in Clerk's Office. Second by Bollig. Roll call vote: Poole – yes; Bollig – yes; Klimke – yes; Noeldner – yes; Staton – yes; Luebke – yes. Motion carried 6-0. [Mortensen arrived at 5:02 p.m.]

The Board reconvened into open session at 6:40 p.m. on motion by Staton, second by Noeldner, and a brief recess was taken. The meeting reconvened at 6:43 p.m.

4. **APPROVAL OF MINUTES.** Poole moved to approve the minutes of the regular Village Board meeting of September 6, 2005. Second by Staton. Motion carried 7-0.
5. **APPROVAL OF VOUCHERS.** Poole moved, second by Staton, to approve payment of vouchers for the Water and Sewer Utility Funds in the amount of \$41,133.68 per the list dated September 19, 2005. There was some discussion. Roll call vote: Poole – yes; Bollig – yes; Klimke – yes; Noeldner – yes; Staton – yes; Luebke – yes; Mortensen – yes. Motion carried 7-0.

**Klimke moved, second by Bollig, to approve the payment of vouchers for the General Operating Fund in the amount of \$82,160.48 per the list dated September 19, 2005. Roll call vote: Bollig – yes; Klimke – yes; Noeldner – yes; Staton – yes; Luebke – yes; Mortensen – yes. Motion carried 7-0.**

6. **PUBLIC APPEARANCES AND PUBLIC HEARINGS.**

- a) **Chamber of Commerce Monthly Report.** Linda Pollock, Chamber Director, presented the monthly report.
- b) **Oregon Youth Center Report.** Gracz noted someone would be at the next Board meeting.
- c) **Fire/EMS District.**

- 1) **Recommendation re SAFER Grant.** It was noted this came out of the Finance Committee meeting of September 12<sup>th</sup>. **Bollig moved that the Village Board approve the SAFER grant. Second by Mortensen.** Bollig stated this is as a courtesy to the Acting Fire Chief. The grant monies will provide college reimbursement funds for staff, staffing assistance to the department and so forth. It is a 5-year commitment at a total cost of approximately \$80,000 to the Village which is 50-60% of the cost. There was discussion including that the Village pays the largest portion yet only gets two voting members on the Fire/EMS District. Staton stated that other municipalities are deciding that the Village will pay out \$84,000 regarding this grant. The Village has no say and that is the type of situation the Board feels should be corrected. Discussion continued. **Motion carried 7-0.**

7. **COMMUNICATION AND MISCELLANEOUS BUSINESS.**

- a) **Disposal of Police Department Surplus Equipment.** Pettit stated that the only equipment donated so far are the bullet proof vests. Any additional items donated will be brought to the Board.

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- b) Status of Dissolution of the Oregon Area Joint Fire/EMS District and Revised Offer to Purchase Former EMS Building. Mortensen noted this is still being worked on. Some information was received tonight but that needs to be reviewed. It is planned to have this on the next agenda—October 3<sup>rd</sup>.
  - c) Resolution #05-23, Exempting the Village for 2005 Dane County Library Levy. It was noted this is done every year and exempts the Village from Dane County library levy. **Klimke moved, second by Staton, to adopt Resolution #05-23. Motion carried 7-0.**
  - d) September 20<sup>th</sup> Fitchburg Planning Commission Meeting – Joint Business Park. This is a reminder to Board members and the public of the meeting September 20<sup>th</sup>. Gracz encouraged everyone to attend and noted this will be on the October Planning Commission meeting agenda.
  - e) Reminder of Budget Meetings – September 21<sup>st</sup>, September 28<sup>th</sup>, October 12<sup>th</sup> and November 7<sup>th</sup> Public Hearing. For informational purposes.
  - f) Special Finance Committee Meeting for Waste Management Discussion and 2004 Audit. Gracz noted this meeting is scheduled for Thursday, September 22<sup>nd</sup> at 5:00 p.m. The financial consultant will present the 2004 audit. Someone from Waste Management will also be at the meeting.
  - g) Approval and Authorization to Award Agreement for Soil Borings for Extension of Braun Road. **Klimke moved to award the agreement for soil borings for the extension of Braun Road to Giles Engineering & Associates. Second by Staton.** Luebke questioned whether this was included in the RFP. There was discussion whether it should have been included in the RFP. Below stated that was outside the engineering field but that Ruekert/Mielke would assist in finding a consultant to do the work. Below stated that an additional \$150 was being requested for a ground monitoring system. Discussion continued. Klimke stated he felt this was something administration could approve of without it having to come to the Board. **Klimke amended the motion to include an additional \$150. Staton seconded. Motion carried 7-0.**
8. **REPORT OF OFFICERS.** Below reported that the final free clean up in the Village is Wednesday, September 21<sup>st</sup>.
9. **REPORT OF COMMITTEES.**
- a) Finance, Buildings & Facilities 9/12/05. Luebke asked Vice President Klimke to take over the meeting at this point.
    - 1) Cell Phone Contract. **Bollig moved to recommend the Village Board authorize a new cell phone contract with US Cellular. Second by Mortensen.** Bollig stated a quote was received recently which if we had taken advantage of it earlier would have saved the Village about \$1200 over a four month period. This plan offers considerable savings—more anytime minutes, free incoming calls and so forth. **Motion carried 7-0.** It was noted that in order to get the deal the Village had to sign up before September 15<sup>th</sup>, so that was done following the Finance meeting.
    - 2) Write-off Delinquent Personal Property Taxes. **Bollig moved, second by Noeldner, to write off delinquent personal property taxes in the amount of \$87.99.** Bollig stated this encompasses three businesses in the Village that have not paid personal property taxes. If any of the businesses do come in to apply for any other license in the Village, we would collect the outstanding taxes at that time and prior to issuing any requested permits, etc.
    - 3) Consideration of Paying for Village President’s Attorney Fees regarding Conflict of Interest Matter. **Bollig moved the Village Board to pay the attorney fees in the amount of \$8,715.16 resulting from a District Attorney and Department of Justice investigation of**

**alleged violations by Village President of open meetings law and alleged conflict of interest charges. Second by Mortensen.** Gracz stated this started in 2002 and some of the current Board members were not on the Board at that time. It involved charges brought against the Village President for open meetings violation and for conflicts of interest. It was initially investigated by the District Attorney's Office and was eventually referred to the Attorney General's Office's Public Integrity Unit. The investigation has been completed including the interviewing of past and current Board members and so forth. Gracz referred to the letter from Attorney Norman wherein it states that the investigation has been closed with no charges being brought against the Board President. Gracz referred to the Village Attorney's response to the question whether the Village could cover the attorney fees indicating that it would be allowed. Board President Luebke made a brief statement. **Motion carried 6-0, with Luebke abstaining.** There was further discussion including the need to put a policy in place for future boards regarding how to handle similar situations.

- 4) 2006 Proposal for Services from Vandewalle & Associates. **Bollig moved, second by Mortensen, to approve the 2006 proposal for services from Vandewalle & Associates.** Bollig stated this is the contract for the Village planning staff. Gracz noted this does not commit the Village but does provide for an hourly fee if the Village uses their services. There was discussion. **Motion carried 7-0.**
  - 5) Recommendation regarding Post Office Repair. **Bollig moved to recommend the Village Board authorize proceeding with the repair of the post office building. Second by Mortensen.** Below requested that this item be delayed until the next meeting in order to get additional quotes for this repair work. There was discussion. It was noted the dollar amount should be included in the motion. **Bollig amended the motion to authorize the repair in an amount not to exceed \$70,000. Second by Mortensen.** There was some discussion. **Motion carried 7-0.**
  - 6) Purchase of File Cabinets for Village Administrator. **Bollig moved to recommend the Village Board approve the purchase of file cabinets for the Administrator's office in the amount of \$403.00. Second by Mortensen. Motion carried 7-0.**
- b) Park Board 9/6/05.
- 1) Recommendation re Storage Shed Adjacent to Huntoon Field. **Poole moved that the Village Board approve the building of a storage shed adjacent to Huntoon Field. Second by Staton.** Poole noted this shed would be approximately 16' x 20' and will be built by the High School Building Trade's Class. The location and design will need to be approved by the Public Works Dept. There will be no cost to the Village. **Motion carried 7-0.** Luebke noted that Ryan Mangan's title should be changed to "Athletic Director".
- c) Committee Minutes Not Requiring Action. For informational purposes.
- 1) COA 7/14/05.
  - 2) Library 8/10/05. Luebke encouraged everyone to review the statistical report attached.

10. **UNFINISHED BUSINESS.**

11. **ADJOURNMENT.** At 7:27 p.m., Noeldner moved, second by Staton, to adjourn the meeting. Motion carried 7-0.

Respectfully submitted,  
Georgia Johnson,  
Village Clerk