

1. **CALL TO ORDER.** The regular meeting of the Village Board was called to order by President Luebke at 5:30 p.m. on Monday, October 2, 2006.
2. **ROLL CALL.** Present: Jerry Bollig, Phil Harms, Jon Lourigan, Jerry Luebke, Hans Noeldner, Eric Poole and Steve Staton. Also present: Village Administrator Mike Gracz, Public Works Director Mark Below, Police Chief Doug Pettit, Lieutenant Craig Sherven, Senior Center Director Alison Koelsch, Village Clerk Georgia Johnson and Clerk Assistant Peggy Haag.
3. **APPROVAL OF MINUTES.** Bollig moved, second by Staton, to approve the minutes of the regular meeting of September 18, 2006. Motion carried 7-0.
4. **APPROVAL OF VOUCHERS.** Lourigan moved, second by Staton, to approve payment of vouchers for the Water and Sewer Utility Funds in the amount of \$15,022.25 per the list dated October 2, 2006. Roll call vote: Staton – yes; Poole – yes; Lourigan – yes; Harms – yes; Luebke – yes; Noeldner – yes; Bollig – yes. Motion carried 7-0.

Bollig moved, second by Poole to approve the payment of vouchers for the General Operating Fund in the amount of \$348,252.34 per the list dated October 2, 2006. There was some discussion. Roll call vote: Noeldner – yes; Staton – yes; Poole – yes; Lourigan – yes; Harms – yes; Luebke – yes; Bollig – yes. Motion carried 7-0.

5. **COMMUNITY INPUT.** None.
6. **FUTURE AGENDA ITEMS.** None.
7. **PUBLIC APPEARANCES AND PUBLIC HEARINGS.**
 - a) **Nelson Eisman.** Appeared to inform the Village that he is running for Governor under the Wisconsin Green Party and wanted to discuss what he feels is important for Wisconsin. One of those items is honest government, another is universal health care. Eisman stated that if we had universal health care, public officials could concentrate on other important issues, like serving the public. Eisman stated that we are already spending the money that we would spend on universal health care we're just not getting it. Fully funding education is another item that Eisman would like to work on from preschool to post doctorate. Eisman wants to deliver these things to the people of Wisconsin.
 - b) **Ron Henshue - Henshue Construction and Bill Gardener - Madison Concrete Pipe.** Appeared regarding Public Works Committee denying Class 4 pipe and requiring Developer to install Class 5 pipe per Village Ordinance in Alpine Meadows Phase IV. Henshue Construction is the lead contractor and Madison Concrete Pipe is a material supplier of Henshue Construction. Mr. Henshue noted this is the first time they have appeared before the Board to have them consider something different than required in the Village's specifications. They both believe that the pipe that was installed is more than adequate to fulfill the job. The Village's Engineer caught that the last pipe installed was Class 4 pipe and the specifications in the Village require Class 5. This pipe feeds into the inlets. 306 feet of the pipe has already been installed. There are 13 inlets and 4 catch basins have been installed as well. They waited a couple weeks to hear from the Village Engineer what would be an acceptable resolution. They received a letter from the Village Engineer dated September 13, 2006 stating two possible solutions to this problem. The first option would be to demonstrate via engineer calculation the pipe that was installed would handle the loads that were required and the second is to replace it. Madison Concrete did a calculation that then provided the appropriate information requested in a letter on September 18, 2006 and Bill with Madison Concrete Pipe went through that information. They learned last Thursday that a different solution

had been approved at the Public Works & Utilities meeting. After many questions and much discussion from the Village Board Mike Gracz noted he spoke with Joe Eberle on this issue and he said do not compromise because this is going to be a very busy street. **Bollig made a motion to re-visit this at the Wednesday, October 4th Village Board Meeting like Mike Gracz recommended, if the Village Engineer is in agreement they will accept it with a 10 year warranty. Second by Staton.**

- c) Village Crossing Guards. The Village President requested that Trustee Noeldner's e-mail and Crossing Guard James Snow's letter be read to clarify this portion of the meeting. Village Clerk, Georgia Johnson, read Mr. Noeldner e-mail dated September 20, 2006 regarding role models. Hans stated the crossing guards are poor role models for our school children for a number of reasons. Noeldner ended by giving his suggestions for improvement. Nina Noyce appeared in opposition of Mr. Noeldner and wanted to let people know what she as a crossing guard does and what she has to deal with on a daily basis. If the parents don't walk their children to school why should the crossing guards have to walk?

Jim Snow, a life long resident of Oregon, stated in his letter he takes offense to being called overweight and out of shape, especially since almost all of the crossing guards are past retirement age. In his opinion all crossing guards are role models because they always show up for work, they interact with children and they take their jobs very serious. Mr. Snow feels that Han's statements are out of line.

Mark Mortensen also appeared to show his support for the crossing guards expressing how he disagreed with Mr. Noeldner's e-mail and to explain just how important and how much the crossing guards do. Mr. Mortensen asked that the Board stand up for the crossing guards and take some kind of action against Mr. Noeldner.

With the exception of Noeldner all of the Village Board members expressed their apologies to the crossing guards along with their concerns of the content and particular wording of Mr. Noeldner's e-mail and his use of his trustee title. Village President Luebke removed Mr. Noeldner from the Personnel, Public Safety, & Protection Committee and replaced him with Trustee Bollig.

8. COMMUNICATION AND MISCELLANEOUS BUSINESS.

- a) Update regarding Hiring of Consultant for Finance Director Position Referred to Budget Meetings. Tabled discussion until the October 23rd Personnel Committee meeting.
- b) Reminder regarding 2007 Budget Meetings. The first budget meeting is Wednesday, October 4, 2006 at 5:30. There will also be two more following on Wednesday, October 11, 2006 at 5:30 and Wednesday, October 18, 2006 at 5:30.
- c) Discussion regarding Changing November 6th Board meeting to November 1st than October 30th due to Election. The November 6th Village Board meeting will be moved to Wednesday, November 1, 2006.
- d) Information regarding October 3rd Public Hearing regarding Urban Service Area Request for Sports Facility. The meeting will be held in the Village Board room at 4:00 p.m. Lourigan noticed what he thought was a different site plan than what was approved. Mark Below stated that has to do with the land area not with the floor plan or what the building looks like.
- e) Discussion regarding of Complaint from South Main Street resident concerning Speeding of Traffic (Chief Pettit). Chief Pettit stated he received a call from Pat Simms at the Wisconsin State Journal referring him to an e-mail she had received from a village resident regarding speeding in the 100 block of South Main Street and got a response that there was nothing we could do. Chief Pettit stated in the residents e-mail he said he spoke directly to Chief Pettit. Chief Pettit noted he has never spoken with this gentleman and said "there is nothing we can do" would never come out of his mouth. There is always something we can do to mitigate the problem. One of those things is

to return the speed trailer back over to South Main to see what the data shows for volumes of traffic along with the speed. Other things used to show whether there is a problem in a certain area is crash data and there have not been a lot of crashes or incidents in that block. Chief Pettit said if residents have an issue like this he would be more than happy to talk to them on the phone and see what they can come up with for solutions. There was some discussion. This will go to Personnel, Public Safety, & Protection Meeting and will be discussed further.

9. REPORT OF COMMITTEES.

a) Personnel, Public Safety & Protection 9/25/06.

- 1) Application for Class A Combination Liquor License – Sharon and Ross Berge – at 1015 N. Main Street (formerly Oregon Liquor). **Staton moved to recommend the Village Board approve the application for a Class A Combination Liquor License at 1015 N. Main St. Second by Harms. Per Georgia Johnson the license will be contingent on the 15 day filing with the Clerk’s Office. The license can not be issued until October 5, Motion carried 7-0.**
- 2) Discussion of Fire/EMS District’s Offer for Former EMS Building. **Staton moved to recommend to the Board the commercial offer to purchase with the revision to the addendum that the purchase price be paid off to constituent municipalities according to the existing formula for allocation of funding among the constituent municipalities within 30 days with a closing date on or before November 1, 2006. Second by Harms. Motion carried 7-0.**
- 3) Status of EMS Regionalization Study – Copy of PowerPoint Presentation. Mike Gracz would like to table this until the October 16th Board meeting. Chief Bloom is going to give Gracz a list of communities that are going to take place in the study and he will be at the October 16th meeting as well.
- 4) Consideration of Creating a School Zone in front of Rome Corners School Along South Perry Parkway. **Staton moved to recommend Ordinance #06-12 on the School Zone by South Perry Parkway the intermediate school to the Village Board as an Ordinance and waive the second reading. Second by Lourigan. Motion carried 7-0.** Chief Pettit explained Rome Corners intermediate school has never had a school zone contiguous to it. When talking to the Village Attorney it was discussed to put a school zone there because it is long overdue. The Village Attorney is also looking at placing a school zone on Burr Oak Avenue. It was not originally done because the statute would not provide for that, but a second reading of that statute may provide for one; if so we will move an ordinance at that time. The front entrance of school actually faces the intersection but because the playground and soccer field are on South Perry Parkway it made sense to put the school zone there but now it is being rethought to put it on both streets because of how it sits on the lot.
- 5) Steven Swiggum’s Request for Unpaid Leave of Absence. **Staton moved to approve the request for Stephen Swiggum's Unpaid Leave of Absence. Second by Harms. Motion carried 7-0.**

b) Public Works & Utilities 9/25/06.

1) **Poole moved to authorize the Public Works Director to notify Walgreen’s of the Village’s standards for silver on their site as far as discharging into the sewer system. Second by Lourigan.** Poole stated that with their photo lab there has been talk that Walgreen’s would like to increase the amount of silver they are discharging although they have not come to the Public Works Committee meeting to discuss. It was decided by the Committee it is in the Village’s interest to let them know what the Village limits are and to abide by those. **Motion carried 7-0.**

2) Poole moved to authorize a time extension to Hammersley Stone of November 22, 2006 for substantial completion of the Alpine Business Park. Second by Lourigan. Poole noted that this project was delayed due to the rain and weather and an extension has been requested. It is felt that will pose no problem. **Motion carried 7-0.**

3) Poole moved to authorize the Village President to sign the agreement with SEH Engineering firm for wetland delineation for the Alpine Business Park in an amount not to exceed \$4,000.00. Second by Lourigan. Poole noted this is to comply with the letter of concurrence for the DNR. **Motion carried 7-0.**

4) Poole moved to authorize a time extension of October 29, 2006 for the bike trail and Alpine Parkway per the engineer's request. Second by Harms. Lourigan noted that in the draft of the motions attached it indicated the motion carried "2-1 with Lourigan abstaining—whereas he actually voted no. That will be corrected in the minutes. **Motion carried 6-1 with Lourigan opposed.** When asked why he was voting no, Lourigan stated they are looking for an extension and the contractor admitted they were switching between jobs (the Alpine Parkway and the Business Park) when they should have substantially completed the first part before they moved to the second project. The project was supposed to have been completed by August 30th or September 1st and he opposed the switching of jobs. There was some discussion.

5) Poole moved to deny pay request #4, (item #6 & 7) from Hammersley Stone in regard to Alpine Parkway and the pedestrian bike trail. Second by Lourigan. Poole stated this is for some material they needed to add to the road. They first put down sand and the rain washed it away so they had to add more sand or fill and compact it and the Committee felt in this instance to follow the Village Engineer's recommendation and deny the request for additional funding. It was felt if the project had been completed in a timely manner, there would not have been a problem. **Motion carried 7-0.**

6) Poole moved for additional funding for the Jefferson Street bicycle pedestrian path in an amount not to exceed \$18,000.00. Second by Noeldner. Poole stated when the proof rolling was done the results came back that additional undercutting was needed on a majority of the bike trail. An actual estimate came in from the Engineer and Hammersley Stone in the amount of \$16,574.75 for the additional work. The Committee decided to raise the not to exceed amount to \$18,000.00 in case something else came up that was needed to get this project done. The monies will come from the project itself since it came in under budget and can be covered from the difference. **Motion carried 7-0.**

7) Poole noted that item #4 has been tabled to the Wednesday night Board meeting. Bollig stated when Village staff speaks to the engineer; he would like to know why Class 5 pipe was in the specs if Class 4 is sufficient. Below noted that every couple of years the Village goes through and updates the "Construction Standards" since industry products change over the years and that is probably one of the things that has not been looked at—going from Class 5 to Class 4. The question will be asked of the engineering if he is comfortable with the Class 4 pipe under the road with the amount of traffic that is anticipated. Harms requested to find out what the gauge of wire was. There was discussion.

8) Poole moved to accept the bid from Town & Country Engineering Inc. in an amount not to exceed \$89,200.00 for engineering for the laboratory and SCADA system at the Wastewater Treatment Facility. Second by Lourigan. Poole stated this went out for bid, three bids were received and the Committee preferred Town & Country. They were in the middle as far as the bid. Below stated they come highly recommended and this is what they specialize in. **Motion carried 7-0.**

9) Poole moved to authorize Village staff to contact the Village Planner (Vandewalle & Associates) to review the plans for the downtown Waterman Square project and provide the Public Works Committee with a recommendation as to which plan they would recommend for the downtown and to have the Village Planner attend at least one Public Works Committee meeting to go over the recommendation with the Committee. If the Village Planner is unable to attend the next meeting, it is requested a written report be available for the next meeting (October 23, 2006). The amount not to exceed \$2,000.00. Second by Lourigan. It was noted this is time sensitive due to highway monies that may be being held over to 2008. There was some discussion including that the County was waiting for the Village's decision on this project, the need to find out whether highway monies could be held over to 2008, the need to coordinate this project with the grant monies and so forth. Noeldner noted that he will be opposing this motion—stating he feels the Village Board should make a decision before getting the Planner's involvement. Staton asked for a further explanation from Noeldner. Noeldner stated there are some conflicting ideas of what is wanted downtown, that he does not feel it is the Village Planner's bailiwick to resolve the issue—that is a responsibility of the Board, that during the listening sessions a particular plan was being converged upon and opposed option "f" that came in at the last minute. There was some discussion regarding what the Village would do with the planner's recommendation, the recommendation going back to the Public Works Committee and the Committee making a recommendation to the Village Board, perhaps the need to have further public input (round table discussion) following getting the Planner's input, whether to narrow down the options going to Vandewalle or not (i.e., options f, e and a), the need to get a professional opinion and so forth. Gracz noted that staff has not included the Village Planner—the Board had not authorized spending the money—but his first call would be to take Lourigan's last email with the developed concepts and ask what the Planner what the Village should do from this—he would say these are the favored options from the listening sessions. There was further discussion. **Roll call vote: Bollig – yes; Harms – yes; Lourigan – yes; Luebke – yes; Noeldner – no; Poole – yes; Staton – yes. Motion carried 6-1 with Noeldner opposed.**

c) Historic Preservation Commission 8/17/06.

- 1) Possible Lighting of Downtown Water Tower. Hans moved the Village Board endorse the lighting plan presented by Sheila Virtue and Searl Electric, Inc. to include new 60 amp service in the building, conduit and wire to upper cat-walk; six face-up 175w HM fixtures or lower to scallop tank; conduit and wire to potentially for lower legs face up, deep baffle 100w MH fixtures on the third tier to highlight the leg structure; photo control on/off switches for predetermined lighting times. The cost of \$10,450.00 would be raised by outside funding with the village absorbing \$720.00 a year for electric. Second by Lourigan. Harms wanted to know what the thoughts were on raising the \$10,000 needed and how long it may take to do that. Bollig stated he is concerned about painting the water tower every four years and having to replace the light fixtures as well. Mark Below's thoughts are that it will be a maintenance issue. The motion is just stating the initial cost of the light bill not the continual increase in energy or maintenance. Staton asked that the Village Planner look at this as far as the overall projects he looks at. If we want aesthetics to be compatible downtown let him look at it to see what he thinks the possible plans are. **Motion withdrawn and tabled for the Public Works meeting on October 23, 2006.**
- 2) Purchase of Signage for the Downtown and Lincoln Street Historical Districts. **Noeldner moved the Village Board authorize purchasing signage for the Downtown and Lincoln Street Historical Districts. Second by Staton. Motion carried 7-0.**

Regular Meeting of the Oregon Village Board,
Monday, October 2, 2006

3) Purchase of Signage for Red Brick School House. **Noeldner moved the Village Board authorize the purchase of signage for the Red Brick School House. Signs for this building shall be made of cast bronze metal, using a simple Victorian motif with filigree within the boarder. Second by Staton. Motion carried 7-0.** Per Mike Gracz this initial proposal was for \$5,000 over the next three years, so he put the initial \$5,000 in his proposed 2007 budget.

d) Committee Minutes Not Requiring Action. For informational purposes.

1) C.O.A. 8/10/06

10. NEW BUSINESS.

a) Resolution #06-17, Street opening N. Alpine Parkway. **Bollig moved; second by Staton. Motion carried 7-0.**

b) Resolution #06-18, Stop signs approved for N. Alpine Parkway. **Bollig moved; second by Poole. Motion carried 7-0.**

11. PROCLAMATIONS AND ANNOUNCEMENTS.

The last brush pick up of the year starts Monday, October 9, 2006 and leaf pick up starts Monday, October 23, 2006. Weekly garbage pick up ended September 27th. Garbage and recyclables are now both on a bi-weekly pick up schedule. 4x4 campaign signs are not legal in yards. A political sign cannot exceed 9 square feet.

12. EXECUTIVE SESSION. Poole moved to adjourn into Executive (Closed) Session at 7:37 p.m. to discuss Village labor negotiations pursuant to Wis. Stat. secs. 19.85(1)(e) permitting closed sessions for the purposes of conducting public business when bargaining reasons require a closed session. Second by Staton. Bollig – yes; Harms – yes; Lourigan – no; Noeldner – yes; Poole – yes; Staton – yes. Motion carried 6-1.

13. ADJOURNMENT. The meeting was adjourned at 7:40 p.m. on motion by Bollig, second by Poole. Motion carried 7-0.

Submitted by,
Georgia Johnson, Village Clerk
And
Peggy Haag, Clerk Assistant