

1. **CALL TO ORDER.** President Staton called the regular meeting of the Village Board to order on Monday, June 15, 2009 at 6:00 p.m.
2. **ROLLCALL.** Present: Jerry Bollig, Darlene Groenier, Phil Harms, Jon Lourigan, Eric Poole, Steve Staton and Randy Way. Also present: Village Administrator Mike Gracz, Finance Director Renee Hoeft, Police Chief Doug Pettit, Public Works Director Mark Below, Library Director Susan Santner and Village Clerk Georgia Johnson.
3. **PUBLIC APPEARANCES AND PUBLIC HEARINGS.**
 - a) Oregon Area Chamber of Commerce Update regarding Summer Fest, THRIVE and Village's/Chamber's Northside Welcome Sign. Marechiel Santos-Lang, Executive Director of the Oregon Area Chamber of Commerce, spoke to the welcome sign on the north side, updated the Board on THRIVE opportunities, and highlighted some of the events for the Summer Fest Event that starts June 25th through June 28th.
 - b) Cable TV Committee Member Jon Bonsett-Veal's Appearance to Provide an Update on WOW's Financial Report. Jon Bonsett-Veal was present to speak to WOW's Financial Report noting that WOW has moved to digital transmission, money has been invested in new equipment, cameras, cables and control equipment to better serve cable subscribers; reference was made to the profit and loss information provided; and a brief presentation of Oregon Community Access programming. It was noted that during the budgeting process last year it was determined to review the Cable TV budget this year and look at ways they could become self sufficient. There was considerable discussion.
 - c) LiteWire Internet Service's Request regarding Internet Service Towers on Existing Structures—Dave Mueller. Dave Mueller stated LiteWire is looking at providing fixed wireless broadband services in the Village and surrounding communities and this is a request to allow for antennas to be installed on existing structures—specifically the water tower on Lincoln Road. The goal is to be able to provide internet service to more rural communities. There was discussion. Mueller stated LiteWire usually does a “trade for services” and was advised the Village would not be interested in that type of an arrangement. Discussion continued. It was determined that Mueller provide a proposal to include both a flat fee and a per subscriber fee. This will then come back to the Board for further review.
4. **APPROVAL OF MINUTES.**
 - a) Regular meeting 5/4/09. **Bollig moved, second by Groenier, to approve the minutes of the regular meeting of 5/4/09. Motion carried 7-0.**
 - b) Regular meeting 5/18/09. **Poole moved, second by Harms, to approve the minutes of the regular meeting of 5/18/09. Motion carried 7-0.**
 - c) Special meeting 5/21/09. **Harms moved, second by Poole, to approve the minutes of the special meeting of 5/21/09. Motion carried 7-0.**
 - d) Regular meeting 6/1/09. **Poole moved, second by Harms, to approve the minutes of the regular meeting of 6/1/09. Motion carried 7-0.**
5. **APPROVAL OF VOUCHERS.** **Poole moved, second by Bollig, to approve the payment of vouchers for the General Operating Fund in the amount of \$808,451.27 per the list dated June 15, 2009. Roll call vote: Harms – yes; Lourigan – yes; Poole – yes; Staton – yes; Bollig – yes; Groenier – yes; Way – yes. Motion carried 7-0.**
6. **COMMUNITY INPUT.** There was none.
7. **PROCLAMATIONS AND ANNOUNCEMENTS.**
 - a) Village Board Comments.
 - 1) Acknowledgement of Police Chief's Completion of Wisconsin Certified Public Manager's Program. Staton publicly acknowledged the completion by the Police Chief of the Wisconsin Certified Public

Manager's Program noting the difficulty of the program and commending Chief Pettit for this accomplishment.

It was noted the Friends of the Library assisted with planting a large number of plantings at the Library and it was greatly appreciated.

b) Staff Comments.

- 1) Board of Review—June 24th (4:00 PM to 6:00 PM). Johnson stated the Assessor is holding office hours this Friday, the 19th. If anyone wants to meet with the Assessor at that time, they can contact Johnson directly at 835-6282.
- 2) Status of Oregon Parks Neighborhood's Zoning Code Violation—Mark Below. Below referred to the exchange of emails regarding this issue noting it is for informational purposes. No application has been submitted for a variance request.
- 3) Status of Brooklyn Chief's Position and K-9 Donations—Chief Pettit. Pettit noted Brooklyn has now hired a Police Chief and Pettit's services will no longer be needed. Regarding the K-9 donations, Pettit noted they are still raising funds and looking for monies to support this program. There was discussion including operating costs, when the K-9 dog would be used and for what types of calls and so forth. Pettit noted he wants the program to be completely self-sustaining.
- 4) Discussion of Possible Special Board Meeting during the week of June 22nd—Gracz. Gracz addressed the following: (1) A special Board meeting—following discussion it was agreed to hold the meeting on Thursday, June 25th at 6:30 a.m. regarding labor negotiations; (2) It was agreed to start the June 22nd meeting at 5:00 p.m.; and (3) re County meetings: Gracz will attend the 6/16/09. Staton advised he could attend the meeting on July 6th. These meetings are with regard to funding for Florida Avenue homes.

8. COMMUNICATION AND MISCELLANEOUS BUSINESS.

- a) Discussion and Possible Action re: Renewal of Liquor Licenses for 2009/2010 Licensing Year. Johnson noted the Personnel Committee reviewed the liquor license renewal applications at its May 18, 2009 meeting and referred to the recommended motions. The Committee requests that the approvals be contingent on a successful outcome of the Police, Fire and Building Inspection Reports, contingent on payment of all outstanding debts to liquor distributors, the Village and the County. Johnson referred to a request from the Fire Chief to deny the license of the Union Sport Club LLC for violation of codes as listed on the inspection report. Chief Pettit spoke on behalf of the applicant stating that he was present at the time of the inspection by the building inspector and the fire inspector and although there were some minor violations, he did not feel it was necessary to deny the liquor license. Considerable discussion followed with specific focus on the opening made and whether it creates an unsafe condition and whether it is structurally sound. The owner of the building will be advised of the violations and the need to correct the violations. Following discussion it was noted that at this time no action will be taken on the liquor license renewal for Union Sport Club LLC to allow time for the violations to be taken care of. The motions follow:
 - 1) **Staton moved to approve the Class "A" Fermented Malt Beverage liquor license renewals for Kwik Trip, Inc. Store #302, Store #372 and Store #731, and Stop-N-Go of Madison, Inc. contingent on a successful outcome of the Police, Fire and Building Inspection Reports, and contingent on payment of all outstanding debts to liquor distributors, the Village and the County. Second by Bollig. Motion carried 7-0.**
 - 2) **Staton moved to approve the "Class A" Combination liquor license renewals for Bill's Food Center of Oregon, Inc., Owls LLC, and J.L. Richards Meats & Deli, contingent on a successful outcome of the Police, Fire and Building Inspection Reports, and contingent on payment of all**

outstanding debts to liquor distributors, the Village and the County. Second by Lourigan. Motion carried 7-0.

- 3) **Staton moved to approve the “Class B” Combination liquor license renewals for Hack’s Sports Page Inc., Oregon Bowl LLC, Oregon Family Restaurant LTD, Rose’s Main Tap Inc., Mulligan’s Bar & Grill LLC, The Legend at Bergamont LP, Daniel T. Richter (for Senor Peppers), and Hawthorn’s Dining & Celebrations LLC, contingent on a successful outcome of the Police, Fire and Building Inspection Reports, and contingent on payment of all outstanding debts to liquor distributors, the Village and the County. Second by Bollig. There was discussion. Motion carried 6-1, with Lourigan opposed.**
- 4) **Staton moved to approve the Class “B” Fermented Malt Beverage (beer) and “Class C” Wine liquor license renewals for BrouxNellie’s Inc., Marie’s Pizza Inc., and Keehn Beans, Inc. contingent on a successful outcome of the Police, Fire and Building Inspection Reports, and contingent on payment of all outstanding debts to liquor distributors and the Village. Second by Harms. Motion carried 7-0.**
- 5) **Staton moved to approve the Class “B” Fermented Malt Beverage liquor license renewals for Orcon LLC, and Oregon Community Sports Arena, Inc. contingent on a successful outcome of the Police, Fire and Building Inspection Reports, and contingent on payment of all outstanding debts to liquor distributors, the Village and the County. Second by Bollig. Motion carried 7-0.**
- b) Continued Discussion and Possible Action regarding 2009 Road Program. It was noted staff had previously recommended only doing one road in 2009 but following the discussion at the June 8th Special Board meeting, based on the rising costs of materials, etc, are recommending completing two roads (Shady Oaks Lane and Timber Ridge Drive) in the 2009 road program. **Staton moved to proceed with the 2009 Road Program. Second by Harms.** There was discussion. **Motion carried 6-0.** [Harms had left the room momentarily.]
- c) Continued Discussion and Possible Action re: Annual Maintenance & Copy Agreement with Wisconsin Copy & Business Equipment for Senior Center. **Poole moved, second by Bollig, that the Senior Center proceed with the Annual Agreement with Wisconsin Copy & Business Equipment and possibly switch to the Village Hall provider in 2010.** There was a brief discussion. **Motion carried 7-0.**
- d) Continued Discussion and Possible Action on Disconnection for Failure to Pay Municipal Services Bill. Hoeft referred to the procedures for disconnection of water service emphasizing that under the Public Service Commission (PSC) there are no hardship cases—if the Village adopts disconnection procedures the bill has to either be paid in full or enter into a deferred payment agreement with the resident. There was discussion including there is no obligation for the Village to provide service if a resident cannot afford to pay their monthly bill, waiting for a response from the PSC as to whether the Village has the option of providing service under those circumstances, whether overtime would be necessary (would be if water department had to come in to reconnect after 3:30), request PSC to increase the reconnect fee, cannot disconnect service on a Friday, approximately 20 notices based on current balances, will experience a learning curve, possibly send a notice to those with balances over \$200 after the due date this month advising of the Board’s action to re-enact the disconnect notice and so forth.
- e) Discussion and Possible Action re Proposals for Electrical and Lighting Improvements in Waterman Triangle Park Shelter. Staton noted this comes from the June 10th Park Board meeting and they are recommending approval of the proposals from Searl Electric for electrical and lighting improvements in the Waterman Triangle Park Shelter. Gracz noted the first proposal is doing some upgrades in the electrical box for approximately \$500.00. It is being recommended to proceed with the upgrades with

the costs to come out of the Park Maintenance Fund. It addresses the safety concerns with having to run an extension cord from the shelter into the Village Hall. Regarding the proposal for adding additional lighting in the amount of \$2,250.00, although additional lighting is needed, this was not budgeted for and would have to come out of General Fund. Gracz stated that spending the monies at this time would add to the current deficit in 2009 and it is being recommended not to include it in the 2009 budget. It is not an eligible project for TIF #3 funds. There was discussion. **Lourigan moved to approve the proposal from Searl Electric for upgrading the electrical box in the amount of \$516.75. Second by Groenier. Motion carried 7-0. Lourigan moved to deny the installation of lighting improvements in the Waterman Triangle Park Shelter. Second by Bollig.** It was noted this will be included in the 2010 budget. **Motion carried 7-0.**

- f) Discussion and Possible Action re: Adoption of Room Tax. This was tabled to the July 13th Board Meeting.
- g) Joint Meeting with Town of Rutland re: Hwy. 14 Project: Discussion and Possible Action re: Bike/Pedestrian Path along Hwy. 138 and Community Sensitive Design. It was noted this will be on the June 22nd Special Board meeting agenda.
- h) Continued Discussion re: Updating Stormwater Regulations. This matter is being tabled to a future meeting.

9. **REPORT OF COMMITTEES.**

- a) Planning Commission 6/5/09. (Trustee Harms)
 - 1) Discussion and Possible Action re: the Conditional Use Permit Request at 155 Braun Road to Allow for a Second Building on the Same Lot. **Harms moved to approve the conditional use permit for 155 Braun Road based on the proposed conditional use being in harmony with the purposes, goals, objectives and policies of the Village's Comprehensive Plan, the proposed conditional use is as depicted on the required site plan and does not result in a substantial or adverse impact on nearby property, the proposed conditional use maintains the desired consistency of land uses and the proposed conditional use is located in an area that will be adequately served and the overall potential public benefits of the proposed conditional use outweigh any and all potential adverse impacts of the conditional use. Second by Bollig.** This is for the new 8,000 sq.ft. building that would be built behind the current building on the same site. There was discussion. **Motion carried 7-0.**
 - 2) Discussion and Possible Action regarding the requested lot line adjustment by Bill Weber for Lots 67 & 68 Oregon Parks Avenue. **Harms moved to approve the lot line adjustment for Lots 67 and 68 Oregon Parks Avenue. Second by Poole.** This allows the owner to adjust the lot line by taking 4 feet from Lot 68 and adding it to Lot 67 to make the corner lot a little larger. **Motion carried 7-0.**
 - 3) Discussion and Possible Recommendation to Village Board regarding the Notice from Dane County Zoning & Land Regulation Committee regarding Change of Zoning in the Town of Oregon (1461 Highway D). **Harms moved that the Board not oppose the Dane County Zoning & Land Regulation Committee's request for a zoning change at 1461 Highway D. Second by Lourigan. Motion carried 7-0.**
- b) Committee Minutes Not Requiring Action.
 - 1) Library Board 5/13/09.

10. **UNFINISHED BUSINESS.**

- a) Discussion and Possible Action re: Second Reading of Ordinance #09-12 Updating Section 8.078 of the Municipal Code regarding Snow and Ice Removal. **Bollig moved, second by Lourigan, to approve**

the second reading and adopt Ordinance #09-02 regarding snow and ice removal. Motion carried 7-0.

11. **FUTURE AGENDA ITEMS.**

- a) Schedule League of Wisconsin Municipalities Mutual Insurance Company's Viewing of DVD on Public Officials' Liability.
- b) Draft Ordinance regarding procedure for annual review and evaluation of Village Department Heads.

12. **EXECUTIVE SESSION.** At 6:22 p.m., **Bollig moved** to adjourn into closed session pursuant to Wis. Stats. §19.85(1)(e) and 19.85(1)(g), permitting a closed session for considering performance evaluation data for conducting performance evaluations on the Village Administrator and Department Heads. **Second by Lourigan. Roll call: Bollig – yes; Poole – yes; Harms – yes; Groenier – yes; Staton – yes; Way – yes; Lourigan – yes. Motion carried 7-0.**

13. **ADJOURNMENT.** The meeting was adjourned in closed session at 9:11 p.m. on **motion by Bollig, second by Groenier. Motion carried 7-0.**

Submitted by
Georgia Johnson,
Village Clerk