

**Special Village Board Meeting  
July 11, 2017**

Board Present: Trustee Benkowski, Trustee Trentadue, Trustee Wanggaard, Trustee Wishau and President Bradley.

Absent: Trustee Dobbs and Trustee Willing were excused.

Staff/Others: Administrator Tom Christensen and Utility Manager Bob Lui.

Utility Commission: Michael Pirk, Howard Stacey, Harry Garnette, Mark Brigman, Dave Ruffalo and William Infusino. Also present was Utility Attorney John Bjelajac.

**1. Call the meeting to order.**

President Bradley called the meeting to order at 5:30 p.m. at Village Hall, located at 5043 Chester Lane, Racine, Wisconsin.

**2. The Village Board and Utility District Commission will take up a motion to go into CLOSED SESSION, pursuant to s. 19.85(1)(g), WI Stats, to confer with legal counsel regarding strategy to be adopted by the body with respect to litigation related to an appeal, to the Racine County Circuit Court under Section 66.0703(12) of the Wisconsin Statutes, filed by Todd and Cindy Dombrowski, regarding the special assessments levied against their property located at 12900 Northwestern Avenue, Franksville, WI, as a part of the sewer and water extension along Hwy K in the Village of Caledonia (Case No. 2016-CV-1384).**

Motion by Trustee Wanggaard to go into closed session. Seconded by Trustee Trentadue.

Trustee Benkowski – aye  
Trustee Trentadue – aye  
Trustee Wanggaard - aye  
Trustee Wishau – aye  
President Bradley – aye  
Motion carried.

Motion by Commissioner Stacey to go into closed session. Seconded by Commissioner Garnette.

Stacey called for a roll call:

Commissioner Michael Pirk - aye	Commissioner Mark Brigman – aye
Commissioner Howard Stacey - aye	Commissioner Dave Ruffalo - aye
Commissioner Harry Garnette - aye	Commissioner William Infusino - aye

Motion carried.

Discussion was held regarding the Dombrowski special assessment appeal and the recent court decision.

**3. The Village Board and Utility District Commission reserves the right to RECONVENE INTO OPEN SESSION to take possible action on the items discussed during the CLOSED SESSION and to move to the remaining items on this agenda.**

Motion by Trustee Benkowski to reconvene into open session. Seconded by Trustee Trentadue. Motion carried.

Motion by Commissioner Brinkman to reconvene into open session. Seconded by Commissioner Infusino. Motion carried.

Commissioner Stacey moved to recommend that the Village Administrator and the Village President jointly, be authorized to retain the legal services of a new law firm of their choosing to represent the Village of Caledonia and the Village of Caledonia Sanitary Sewer and Water Utility Districts in the legal action filed against the Village and the Utility Districts by Todd and Cindy Dombrowski, in Racine County Circuit Court, having Case No. 2016-CV-1384. Seconded by Commissioner Garnette. Motion carried unanimously.

If the new law firm so selected is the Michael Best & Friedrich law firm of Milwaukee, Commissioner Stacey moved to authorize the Commission President to execute and deliver the Conflict Waiver letter, dated July 5, 2017, sent by Atty. Robert Mulcahy of the Michael Best law firm to the Village of Caledonia Administrator, Tom Christensen. Seconded by Commissioner Garnette. Motion carried unanimously.

Trustee Benkowski moved that the Village Administrator and the Village President jointly, be authorized to retain the legal services of a new law firm of their choosing to represent the Village of Caledonia and the Village of Caledonia Sanitary Sewer and Water Utility Districts in the legal action filed against the Village and the Utility Districts by Todd and Cindy Dombrowski, in Racine County Circuit Court, having Case No. 2016-CV-1384. Seconded by Trustee Wishau. Motion carried unanimously.

If the new law firm so selected is the Michael Best & Friedrich law firm of Milwaukee, Trustee Benkowski moved to authorize the Village President to execute and deliver the Conflict Waiver letter, dated July 5, 2017, sent by Atty. Robert Mulcahy of the Michael Best law firm to the Village of Caledonia Administrator, Tom Christensen. Seconded by Trustee Trentadue. Motion carried unanimously.

**4. Adjournment**

Motion by Trustee Wanggaard to adjourn. Seconded by Trustee Wishau. Motion carried.  
Motion by Commissioner Stacey to adjourn. Seconded by Commissioner Brinkman. Motion carried.

Meeting adjourned at 6:01p.m.

Respectfully submitted,

  
Karie Torkilsen  
Village Clerk