

Board Present: Trustee Wanggaard, Trustee Prott, Trustee Wishau, and Trustee Weatherston, Trustee Martin and President Dobbs.

Absent Trustee Stillman was excused.

Staff/Others: Village Administrator Tom Christensen, Public Works Director Tom Lazcano, Planning Director Peter Wager, Finance Director Kathy Kasper, Deputy Police Chief Shawn Engleman, Detective Christopher Schuster, Planning Commission Member Nancy Pierce and Attorney Elaine Ekes.

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

President Dobbs called the meeting to order at 6:26 p.m., via ZOOM.

### **2. Resolution 2021-42 – Resolution of the Village Board of the Village of Caledonia to Approve a Certified Survey Map - WisPark LLC/DeBack Farms Business Park CSM. Located in the SW ¼ and NW ¼ of the NE ¼ and the NE ¼, SE ¼, SW ¼ and NW ¼ of the NW ¼ of Section 30, T4N, R2 2E, Village of Caledonia, Racine County, WI – Owner WisPark LLC.**

Motion by Trustee Weatherston to approve Resolution 2021-42. Seconded by Trustee Prott.  
Motion carried unanimously.

Prior to this meeting the Plan Commission discussed this CSM and there were comments from concerned citizens. Trustee Martin expressed hope that Scannell Properties will listen to these concerns and work with the residents. Chris Carlino from Scannell Properties was present for the Planning Commission and Special Village Board meeting, he expressed wanting to be as transparent as possible and would be happy to work with the area residents. He specifically referenced the landscaping plan mentioned by the residents and said he would be glad to share that with them.

### **3. Resolution 2021-43 – Resolution Authorizing the Partial Release Between the Village of Caledonia, WisPark LLC, Scannell Properties #499, LLC, Scannell Properties #413, LLC, and Scannell Properties #514, LLC, Of Restrictive Covenants for Outlot 4 in DeBack Farms Business Park and Authorizing the Acceptance and Execution of the Transfer Deed to Outlot 4 to the Village for a Future Elevated Water Storage Tank.**

Attorney Ekes explained that the Village will take title to the Outlot to install an elevated storage tank for additional water pressure in the area. This document serves two purposes: it releases a tax-exempt restriction covenant that was placed by the Village on the overall Business Park to ensure that there are tax-paying entities in the park; it also will release the parcel from the declaration of restricted covenants imposed by WisPark because the Village should not be a part of the owner's association of that development. This will also release the parcel from participation in the various improvements in the park. Attorney Ekes asked to include in the motion to specify that the Village would need to grade the Outlot to not impact the storm water improvements in the DeBack Farms development.

Motion by Trustee Weatherston to approve Resolution 2021-43 to include proper grading that is required for drainage. Seconded by Trustee Prott.  
Motion carried unanimously.

**4. The VILLAGE BOARD will take up a motion to go into CLOSED SESSION, for the following purpose(s): pursuant to Wis. Stat. 19.85(1)(c), (e), to discuss negotiation of agreements; AND pursuant to s. 19.85(1)(g), Wis. Stat. conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it may become involved, specifically with respect to the Racine County Circuit Court Case Numbers: 2004CI000003 (State of Wisconsin v. Hung N. Tran) and 1995CF001197 (State of Wisconsin vs. Daniel R. Williams).**

Motion by Trustee Martin to go into Closed Session. Seconded by Trustee Weatherston.

Trustee Weatherston – aye	Trustee Prott – aye
Trustee Wanggaard – aye	Trustee Wishau – aye
President Dobbs – aye	Trustee Martin – aye

Motion carried unanimously.

**5. The VILLAGE BOARD shall then go back into OPEN SESSION and take action upon but not limited to, those items discussed in closed session including possibly the retention of special counsel.**

Motion by Trustee Martin to go back into Open Session. Seconded by Trustee Wanggaard.  
Motion carried unanimously.

Motion by Trustee Weatherston to authorize the Village Attorney and Special Counsel to proceed as discussed in closed session and to file a lawsuit requesting to intervene in the two Chapter 980 Racine County Court Cases listed in to the agenda and to seek an injunction and request reconsideration and reversal of the Circuit Court's decisions to place two Chapter 980 sex offenders at the address of 9901 Saratoga Drive in the Village of Caledonia. Seconded by Trustee Martin.  
Motion carried unanimously.

**6. Resolution 2021-44 – Resolution Authorizing the Village of Caledonia to Enter Into the Resignation Agreement, Waiver And Release with Toni Muise.**

Motion by Trustee Prott to approve Resolution 2021-44. Seconded by Trustee Wanggaard.  
Motion carried unanimously.

**7. Adjournment.**

Motion by Trustee Wanggaard to adjourn. Seconded by Trustee Weatherston. Motion carried unanimously.  
Adjourned at 7:44 p.m.

Respectfully submitted,

Joslyn Hoeffert  
Village Clerk