

KRONENWETTER VILLAGE BOARD

MAY 19, 2009

SPECIAL MEETING MINUTES

Judi Akey called the meeting to order at 6:08 p.m.

Roll Call:

Members of the Village Board present: Judi Akey, Dan Lesniak, Justeen Mallo-Vollrath, Geri Kowalski, Ron Miller, and Chris Voll. Mark Pertile was excused. Also present: Mike Szpylman, Treasurer, Lisa Myles Public Works Director and Shane VanderWaal, Village Attorney. Lori Lubinsky appeared by phone.

Pledge of Allegiance:

The Board and audience recited the Pledge of Allegiance.

Announcement of a Closed Session:

Judi Akey announced the Board would be going into closed session.

Public Input:

No public input.

Consideration of a motion to convene into closed session pursuant to Section 19.85(1)(g), Wis. Stat., to confer 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 is or is likely to become involved – Trailwood and Alliance Holdings Tax Appeal settlement agreement; TIF No. 1 and G3 Properties LLC settlement agreement:

Dan Lesniak made a Motion to convene into closed session. Motion seconded by Justeen Mallo-Vollrath. Roll Call vote: Mallo-Vollrath-yes, Miller-yes, Kowalski-yes, Voll-yes, Akey-yes, Lesniak-yes. Motion carried.

Richard Austin and Brian Formella were invited into closed session. They were excused at 7:00 pm.

Consideration of a Motion to reconvene into open session:

Geri Kowalski made a Motion to reconvene into open session. Motion seconded by Chris Voll. Roll Call vote: Mallo-Vollrath-yes, Miller-yes, Kowalski-yes, Voll-yes, Akey-yes, Lesniak-yes. Motion carried.

Discussion and possible action on Trailwood and Alliance Holdings Tax Appeal settlement agreement; TIF No. 1:

Justeen Mallo-Vollrath made a motion to accept the RDA's recommendation to accept the Memorandum of Understanding, re. cases 08-CV-669 and 07-CV-616. Subject to the following:

1. Resolution to the issues identified in Mr. Formella's email dated Tuesday May 19, 2009 at 5:07 pm.
2. The inclusion of the option to purchase the Trailwood property within 12 months of the date of closing the land contract on the Alliance Property.
3. Subject to approval of the Village President and Legal Counsel.

Motion seconded by Geri Kowalski.

Discussion: Dan Lesniak stated that he was not in favor of the proposal, he preferred the first proposal. He appreciated the work that was done to get us to this point, but he was concerned about the message it gave to property owners.

Roll Call vote: Mallo-Vollrath-yes, Miller-yes, Kowalski-yes, Voll-yes, Akey-yes, Lesniak-no. Motion carried.

Discussion and possible action on G3 Properties LLC settlement agreement:

Dan Lesniak made a motion to accept the RDA's recommendation to approve the Memorandum of Understanding subject to the approval of Lloyds of London. Motion seconded by Geri Kowalski.

Roll Call vote: Mallo-Vollrath-yes, Miller-yes, Kowalski-yes, Voll-yes, Akey-yes, Lesniak-yes. Motion carried.

Adjournment:

Chris Voll made a Motion to adjourn. Motion seconded by Geri Kowalski. All members in favor of Motion by voice vote. Motion approved.

Meeting adjourned at 8:45 P.M.

Respectfully submitted on: May 20, 2009

Lisa Myles, Public Works Director

Approved: May 26, 2009