

**Joint Meeting - Caledonia Village Board and
Caledonia Utility District Commission
February 22, 2011**

President Coutts called the meeting to order at 6:13 p.m., at the East Side Community Center, 6156 Douglas Avenue, Racine, Wisconsin. Present were

Board Members: Trustee Burton, Trustee Griswold, Trustee Wanggaard, Trustee Weatherston, Trustee Bradley, Trustee Wishau and President Coutts.

Absent: None

Staff/Others: Village Administrator Tom Lebak, Utility Manager Bob Lui, Attorney John Bjelajac and Attorney Tim Knurr.

Commission Members: Ron Keland, Harry Garnett, Bill Infusino, Howard Stacey and Felix McCauley.

The Village Board will take up a motion to go into CLOSED SESSION, pursuant to s. 19.85(1)(g), WI Stats., to confer with legal counsel concerning strategy to be adopted by the body with respect to the following litigation in which it is involved: Earth X, LLC v. Caledonia Utility District (Racine County Circuit Court; Case No. 09-CV-2502).

Trustee Bradley moved, seconded by Trustee Wishau to go into CLOSED SESSION, pursuant to s. 19.85(1)(g), WI Stats., to confer with legal counsel concerning strategy to be adopted by the body with respect to the following litigation in which it is involved: Earth X, LLC v. Caledonia Utility District (Racine County Circuit Court; Case No. 09-CV-2502). **Motion carried unanimously.**

President Coutts called for a Roll Call vote and the vote was recorded as follows:

Trustee Burton – aye	Trustee Bradley - aye
Trustee Griswold – aye	Trustee Wishau – aye
Trustee Wanggaard – aye	President Coutts - aye
Trustee Weatherston - aye	

Motion carried unanimously.

Attorney Bjelajac and Attorney Knurr updated the board regarding the Earth-X litigation.

2. The Village Board reserves the right to RECONVENE INTO OPEN SESSION to take possible action on the items discussed during the CLOSED SESSION and take up remaining agenda item(s).

Trustee Wanggaard moved, seconded by Trustee Bradley to reconvene into open session.
Motion carried unanimously.

Trustee Weatherston moved, seconded by Trustee Bradley to authorize the Utility District and their Attorney(s) to withdraw the tender of the insurance claim in the Earth-X claim.
Motion carried unanimously.

Trustee Wanggaard moved, seconded by Trustee Bradley to adjourn the meeting.
Motion carried unanimously. Meeting adjourned at 6:34 p.m.

Respectfully submitted,

Karie Torkilsen, Clerk