

Minutes of Town of Perry Board Meeting
Tuesday, September 4, 2012
Perry Town Hall

1. Call to order. Chairman Pat Downing called the meeting to order at 7:35 PM. Supervisor Mick Klein Kennedy and Clerk Mary Price were present. Also in attendance: Norbert Haag, Lynette Gebben, Mike Gebben, Linda Bluschke, *Mt. Horeb Mail* reporter Kath. Kramer, Howard Kietzke, Lynn Bliss, Brent Radke, Steve Ligler, Gary Wegner, Duane Iverson, Doug King.
2. Consider appointing an appellate brief review attorney. Chairman Pat Downing explained the purpose of the meeting, reported atty. and law firm research undertaken.

Steve Ligler advised further appeals should not be filed and a new attorney should not be hired. Pat Downing explained that a new attorney's responsibility would be to review appellate submissions.

Mike Gebben advised further negotiations between Roger Kittleson and David Gehl.

Doug King stated three jurors' affidavits and statements should be presented again to the Court of Appeals; Appeal judges should review their opinion; appellate motions should be re-submitted following a review by a new independent attorney; during past 12 years, three Town Boards and five Supervisors responded to residents' and Preservation Assoc.'s appeal to preserve the historic site with a buffer zone; the Preservation Assoc., Dane Co. Board, Town residents, donors, support Town's efforts; presented story of a friend's recent visit to Hauge site – a combat Marine who saluted US veterans buried in Hauge cemetery; advised 'don't walk off the field'.

Pat Downing announced a letter received from Jonathan Marsh advising hiring a new atty.

Duane Iverson asked for updates on meeting between Roger Kittleson and David Gehl, and loan application.

Pat Downing reported that one meeting has occurred, another meeting is scheduled on Sept. 11, and an update will be presented at the Sept. 11 Town Board meeting.

Clerk Mary Price reported that the Commission of Public Lands loan application has been prepared and will be submitted when a loan amount is approved.
3. Closed and Open Sessions. Mick Klein Kennedy moved and Pat Downing seconded a motion to convene a closed session to discuss litigation strategy under WI Stat. 19.85(1)(e)&(g). Roll call vote: Mick Klein Kennedy – Yes; Pat

Downing – Yes. Motion carried. Chairman Pat Downing convened the closed session.

Mick Klein Kennedy moved and Pat Downing seconded a motion to reconvene the open session. Roll call vote: Mick Klein Kennedy – Yes; Pat Downing – Yes. Motion carried. Chairman Pat Downing reconvened the open session.

Mick Klein Kennedy moved and Pat Downing seconded a motion to hire Atty. Mark Steichen to assist Atty. Glenn Reynolds to prepare appellate reconsideration actions. Motion carried.

4. Adjourn. Mick Klein Kennedy moved and Pat Downing seconded a motion to adjourn. Motion carried. The meeting adjourned at 9:15 PM.

Respectfully submitted,

Mary L. Price, Town Clerk
