

## OREGON SCHOOL DISTRICT BOARD OF EDUCATION

"...helping students acquire the skills, knowledge, and attitudes to achieve their individual potential..." From Oregon School District Mission Statement

#### **OREGON SCHOOL DISTRICT**

DATE: MONDAY, FEBRUARY 26, 2024

TIME: 6:30 PM

PLACE: OSD Innovation Center, OHS, 456 N Perry Parkway

Order of Business Call to Order Roll Call Proof of Notice of Meeting and Approval of Agenda

#### **REVISED AGENDA**

NOTE: Items under the Consent Calendar are considered routine and will be enacted under one motion. There will be no separate discussion of these items prior to the time the Board votes unless a Board Member requests an item be removed from the calendar for separate action.  1. Minutes of Previous Meeting 2. Approval of Payments 3. Treasurer's Report, if any 4. Staff Resignations/Retirements, if any 5. Staff Assignments, if any 6. Field Trip Requests, if any 7. Acceptance of Donations, if any 8. Approval of New Scholarships, if any 9. Approval of Safety Drill Reports, if any  B. INFORMATION ITEMS 1. Public Comment* 2. OEA Report 3. Student Report 4. Teaching & Learning Update - SkillsUSA Update  C. PUBLIC HEARING & ACTION ITEM 1. Public Hearing to Alter School District Boundary: - Detach property from Stoughton School District and attach to Oregon School District: Petitioner, Travis & Brittany Leeser, 4375 Old Stone Rd, Oregon, W 53575 2. Resolution Regarding Public Hearing No. 1 above 3. Public Hearing to Alter School District Boundary: - Detach property from Oregon school District and attach to Evansville School District; Petitioner, Axel & Staci Andersen, 17701 W Dreamview Ct, Brookl	
Member requests an item be removed from the calendar for separate action.	
1. Minutes of Previous Meeting 2. Approval of Payments 3. Treasurer's Report, if any 4. Staff Resignations/Retirements, if any 5. Staff Assignments, if any 6. Field Trip Requests, if any 7. Acceptance of Donations, if any 8. Approval of New Scholarships, if any 9. Approval of Safety Drill Reports, if any  B. INFORMATION ITEMS 1. Public Comment* 2. OEA Report 3. Student Report 4. Teaching & Learning Update - SkillsUSA Update  C. PUBLIC HEARING & ACTION ITEM 1. Public Hearing to Alter School District Boundary: - Detach property from Stoughton School District and attach to Oregon School District: Petitioner, Travis & Brittany Leeser, 4375 Old Stone Rd, Oregon, W 53575 2. Resolution Regarding Public Hearing No. 1 above 3. Public Hearing to Alter School District Boundary: - Detach property from Oregon school District and attach to Evansville School	
2. Approval of Payments 3. Treasurer's Report, if any 4. Staff Resignations/Retirements, if any 5. Staff Assignments, if any 6. Field Trip Requests, if any 7. Acceptance of Donations, if any 8. Approval of New Scholarships, if any 9. Approval of Safety Drill Reports, if any  B. INFORMATION ITEMS 1. Public Comment* 2. OEA Report 3. Student Report 4. Teaching & Learning Update - SkillsUSA Update  C. PUBLIC HEARING & ACTION ITEM 1. Public Hearing to Alter School District Boundary: - Detach property from Stoughton School District and attach to Oregon School District: Petitioner, Travis & Brittany Leeser, 4375 Old Stone Rd, Oregon, W 53575  2. Resolution Regarding Public Hearing No. 1 above 3. Public Hearing to Alter School District Boundary: - Detach property from Oregon school District and attach to Evansville School	
3. Treasurer's Report, if any 4. Staff Resignations/Retirements, if any 5. Staff Assignments, if any 6. Field Trip Requests, if any 7. Acceptance of Donations, if any 8. Approval of New Scholarships, if any 9. Approval of Safety Drill Reports, if any  B. INFORMATION ITEMS 1. Public Comment* 2. OEA Report 3. Student Report 4. Teaching & Learning Update - SkillsUSA Update  C. PUBLIC HEARING & ACTION ITEM 1. Public Hearing to Alter School District Boundary: - Detach property from Stoughton School District and attach to Oregon School District: Petitioner, Travis & Brittany Leeser, 4375 Old Stone Rd, Oregon, W 53575  2. Resolution Regarding Public Hearing No. 1 above 3. Public Hearing to Alter School District Boundary: - Detach property from Oregon school District and attach to Evansville School	
4. Staff Resignations/Retirements, if any 5. Staff Assignments, if any 6. Field Trip Requests, if any 7. Acceptance of Donations, if any 8. Approval of New Scholarships, if any 9. Approval of Safety Drill Reports, if any  B. INFORMATION ITEMS 1. Public Comment* 2. OEA Report 3. Student Report 4. Teaching & Learning Update - SkillsUSA Update  C. PUBLIC HEARING & ACTION ITEM 1. Public Hearing to Alter School District Boundary: - Detach property from Stoughton School District and attach to Oregon School District: Petitioner, Travis & Brittany Leeser, 4375 Old Stone Rd, Oregon, W 53575  2. Resolution Regarding Public Hearing No. 1 above 3. Public Hearing to Alter School District Boundary: - Detach property from Oregon school District and attach to Evansville School	
5. Staff Assignments, if any 6. Field Trip Requests, if any 7. Acceptance of Donations, if any 8. Approval of New Scholarships, if any 9. Approval of Safety Drill Reports, if any  B. INFORMATION ITEMS  1. Public Comment* 2. OEA Report 3. Student Report 4. Teaching & Learning Update - SkillsUSA Update  C. PUBLIC HEARING & ACTION ITEM  1. Public Hearing to Alter School District Boundary: - Detach property from Stoughton School District and attach to Oregon School District: Petitioner, Travis & Brittany Leeser, 4375 Old Stone Rd, Oregon, W 53575  2. Resolution Regarding Public Hearing No. 1 above 3. Public Hearing to Alter School District Boundary: - Detach property from Oregon school District and attach to Evansville School	
6. Field Trip Requests, if any 7. Acceptance of Donations, if any 8. Approval of New Scholarships, if any 9. Approval of Safety Drill Reports, if any  B. INFORMATION ITEMS  1. Public Comment* 2. OEA Report 3. Student Report 4. Teaching & Learning Update - SkillsUSA Update  C. PUBLIC HEARING & ACTION ITEM  1. Public Hearing to Alter School District Boundary: - Detach property from Stoughton School District and attach to Oregon School District: Petitioner, Travis & Brittany Leeser, 4375 Old Stone Rd, Oregon, W 53575  2. Resolution Regarding Public Hearing No. 1 above 3. Public Hearing to Alter School District Boundary: - Detach property from Oregon school District and attach to Evansville School	
7. Acceptance of Donations, if any 8. Approval of New Scholarships, if any 9. Approval of Safety Drill Reports, if any  B. INFORMATION ITEMS 1. Public Comment* 2. OEA Report 3. Student Report 4. Teaching & Learning Update - SkillsUSA Update  C. PUBLIC HEARING & ACTION ITEM  1. Public Hearing to Alter School District Boundary: - Detach property from Stoughton School District and attach to Oregon School District: Petitioner, Travis & Brittany Leeser, 4375 Old Stone Rd, Oregon, W 53575  2. Resolution Regarding Public Hearing No. 1 above 3. Public Hearing to Alter School District Boundary: - Detach property from Oregon school District and attach to Evansville School	
8. Approval of New Scholarships, if any 9. Approval of Safety Drill Reports, if any  B. INFORMATION ITEMS  1. Public Comment* 2. OEA Report 3. Student Report 4. Teaching & Learning Update - SkillsUSA Update  C. PUBLIC HEARING & ACTION ITEM  1. Public Hearing to Alter School District Boundary: - Detach property from Stoughton School District and attach to Oregon School District: Petitioner, Travis & Brittany Leeser, 4375 Old Stone Rd, Oregon, W 53575  2. Resolution Regarding Public Hearing No. 1 above 3. Public Hearing to Alter School District Boundary: - Detach property from Oregon school District and attach to Evansville School	
B. INFORMATION ITEMS   1. Public Comment*   2. OEA Report   3. Student Report   4. Teaching & Learning Update - SkillsUSA Update	
B. INFORMATION ITEMS  1. Public Comment* 2. OEA Report 3. Student Report 4. Teaching & Learning Update - SkillsUSA Update  C. PUBLIC HEARING & ACTION ITEM  1. Public Hearing to Alter School District Boundary: - Detach property from Stoughton School District and attach to Oregon School District: Petitioner, Travis & Brittany Leeser, 4375 Old Stone Rd, Oregon, W 53575  2. Resolution Regarding Public Hearing No. 1 above 3. Public Hearing to Alter School District Boundary: - Detach property from Oregon school District and attach to Evansville School	
1. Public Comment* 2. OEA Report 3. Student Report 4. Teaching & Learning Update - SkillsUSA Update  C. PUBLIC HEARING & ACTION ITEM 1. Public Hearing to Alter School District Boundary: - Detach property from Stoughton School District and attach to Oregon School District: Petitioner, Travis & Brittany Leeser, 4375 Old Stone Rd, Oregon, W 53575  2. Resolution Regarding Public Hearing No. 1 above 3. Public Hearing to Alter School District Boundary: - Detach property from Oregon school District and attach to Evansville School	
1. Public Comment* 2. OEA Report 3. Student Report 4. Teaching & Learning Update - SkillsUSA Update  C. PUBLIC HEARING & ACTION ITEM 1. Public Hearing to Alter School District Boundary: - Detach property from Stoughton School District and attach to Oregon School District: Petitioner, Travis & Brittany Leeser, 4375 Old Stone Rd, Oregon, W 53575  2. Resolution Regarding Public Hearing No. 1 above 3. Public Hearing to Alter School District Boundary: - Detach property from Oregon school District and attach to Evansville School	
2. OEA Report 3. Student Report 4. Teaching & Learning Update - SkillsUSA Update  C. PUBLIC HEARING & ACTION ITEM  1. Public Hearing to Alter School District Boundary: - Detach property from Stoughton School District and attach to Oregon School District: Petitioner, Travis & Brittany Leeser, 4375 Old Stone Rd, Oregon, W 53575  2. Resolution Regarding Public Hearing No. 1 above  3. Public Hearing to Alter School District Boundary: - Detach property from Oregon school District and attach to Evansville School	
3. Student Report 4. Teaching & Learning Update - SkillsUSA Update  C. PUBLIC HEARING & ACTION ITEM  1. Public Hearing to Alter School District Boundary: - Detach property from Stoughton School District and attach to Oregon School District: Petitioner, Travis & Brittany Leeser, 4375 Old Stone Rd, Oregon, W 53575  2. Resolution Regarding Public Hearing No. 1 above  3. Public Hearing to Alter School District Boundary: - Detach property from Oregon school District and attach to Evansville School	
4. Teaching & Learning Update - SkillsUSA Update  C. PUBLIC HEARING & ACTION ITEM  1. Public Hearing to Alter School District Boundary: - Detach property from Stoughton School District and attach to Oregon School District: Petitioner, Travis & Brittany Leeser, 4375 Old Stone Rd, Oregon, W 53575  2. Resolution Regarding Public Hearing No. 1 above  3. Public Hearing to Alter School District Boundary: - Detach property from Oregon school District and attach to Evansville School	
C. PUBLIC HEARING & ACTION ITEM  1. Public Hearing to Alter School District Boundary: - Detach property from Stoughton School District and attach to Oregon School District: Petitioner, Travis & Brittany Leeser, 4375 Old Stone Rd, Oregon, W 53575  2. Resolution Regarding Public Hearing No. 1 above  3. Public Hearing to Alter School District Boundary: - Detach property from Oregon school District and attach to Evansville School	
Public Hearing to Alter School District Boundary:     Detach property from Stoughton School District and attach to Oregon School District: Petitioner, Travis & Brittany Leeser, 4375 Old Stone Rd, Oregon, W 53575      Resolution Regarding Public Hearing No. 1 above      Public Hearing to Alter School District Boundary:     Detach property from Oregon school District and attach to Evansville School	
Public Hearing to Alter School District Boundary:     Detach property from Stoughton School District and attach to Oregon School District: Petitioner, Travis & Brittany Leeser, 4375 Old Stone Rd, Oregon, W 53575      Resolution Regarding Public Hearing No. 1 above      Public Hearing to Alter School District Boundary:     Detach property from Oregon school District and attach to Evansville School	
<ul> <li>Detach property from Stoughton School District and attach to Oregon School District: Petitioner, Travis &amp; Brittany Leeser, 4375 Old Stone Rd, Oregon, W 53575</li> <li>Resolution Regarding Public Hearing No. 1 above</li> <li>Public Hearing to Alter School District Boundary:         <ul> <li>Detach property from Oregon school District and attach to Evansville School</li> </ul> </li> </ul>	
District: Petitioner, Travis & Brittany Leeser, 4375 Old Stone Rd, Oregon, W 53575  2. Resolution Regarding Public Hearing No. 1 above  3. Public Hearing to Alter School District Boundary:  - Detach property from Oregon school District and attach to Evansville School	hool
53575  2. Resolution Regarding Public Hearing No. 1 above  3. Public Hearing to Alter School District Boundary:  - Detach property from Oregon school District and attach to Evansville School	
Resolution Regarding Public Hearing No. 1 above     Public Hearing to Alter School District Boundary:     Detach property from Oregon school District and attach to Evansville School	.1, ** 1
Public Hearing to Alter School District Boundary:     Detach property from Oregon school District and attach to Evansville School	
- Detach property from Oregon school District and attach to Evansville School	
	nool
53521	Zenjii, Wi

D.	ACTION	NITEMS
	1.	
	•	
E.	DISCUS	SION ITEMS
	1.	Committee Reports
		a. Committee of the Whole
F.	INFORM	MATION ITEMS
	1.	2024-2025 Staffing Plan
	2.	Visioning and Strategic Planning
	3.	Teaching and Learning Update
	4.	Superintendent's Report
G.	CLOSI	
	1.	Future Agenda
	2.	Check Out
Н.		D/EXECUTIVE SESSION
Con	sideration o	of Adjourning to Closed Session under Wisconsin Statutes §19.85(1)(c) and §19.85(1)(g)
	1.	Conferring with legal counsel with respect to potential litigation regarding a personnel matter
		pursuant to Wis. Stats. §19.85(1)(c) and § 19.85(1)(g).
	Recon	vene in Open Session to Act on Closed Session Items if Necessary and Applicable
I.	<b>ADJOUR</b>	RNMENT

Go to: www.OregonSD.org/board meetings/agendas for the most updated version agenda.

#### **Public Comment**

District Policy 180.05 provides an opportunity for the public to address the Board. We value the public comment period and feedback from our stakeholders. To comply with the Open Meetings Law and to ensure consistency, public comment will have the following parameters:

- Speakers will have three minutes in which to make their comments. Ms. Katie Heitz will signal the speaker when their time is up.
- The Board will not comment after each speaker and will reserve discussion to any items on the agenda. Speakers are welcome to stay for the meeting.
- Next steps following public comment may include: referral to the appropriate administrator for follow-up with the speaker or placement of the matter on a future Board agenda.



## Oregon School District Board of Education Memo

#### **OREGON SCHOOL DISTRICT**

Date: February 26, 2024

Time: 6:30 PM

Place: Innovation Center at Oregon High School, 456 N Perry Parkway, Oregon, WI

Mission: The mission of the Oregon School District is to educate all students by helping them acquire the skills, knowledge, and attitudes needed to achieve their individual potential, to contribute to a changing society, and to be receptive to learning as a lifelong process. The mission will be accomplished by delivering a high quality program through the joint efforts of students, staff, parents, and community.

	Item	Who	Handouts/Visuals	<b>Expected Outcome</b>
6:30	Opening and welcome	President Flanagan	None	Review of
PM	1. Call to Order			Agenda
	2. Roll call			
	3. Proof of Notice			
	A. Consent Calendar	President Flanagan		
	1. Minutes - 2/12/2024 Board		1. Attached	
	Meeting Minutes			
	2. Approval of Payments		2. Attached	
	3. Treasurer's Report		3. None	
	4. Staff Resignations/Retirements		4. Attached	
	5. Staff Assignments		5. None	
	6. Field Trip Request		6. None	
	7. Donations		7. Attached	
	8. New Scholarship(s)		8. Attached	
	9. Safety Drill Report(s)		9. None	
	B. Information Items			
	1. Public Comment			
	2. OEA Report			
	3. Student Report			
	4. Teaching & Learning Update –			
	SkillsUSA Update			
	C. Public Hearing & Action Item			
	1. Public Hearing (4375 Old Stone	1. Dr. Bergstrom	1. Attached	
	Rd)			
	2. Resolution regarding public	2. Dr. Bergstrom	2. Attached	
	hearing in No. 1 above		(included in No. 1)	
	3. Public Hearing (17701 W	3. Dr. Bergstrom	3. Attached	
	Dreamview Ct)			
	4. Resolution regarding public	4. Dr. Bergstrom	4. Attached	
	hearing in No. 3 above		(included in No. 3)	
	D. Action Items			
	None			
	E. Discussion Items			
	1. Committee Reports	1. President Flanagan	1. None	
	a. Committee of the Whole			
	F. Information Items			

1. 2024-2025 Staffing Plan	1. Dr. Bergstrom & Ms. Jonen
2. Visioning and Strategic Planning	2. Dr. Bergstrom
3. Teaching and Learning Update	3. Mr. Tanner
4. Superintendent's Report	4. Dr. Bergstrom
G. Closing	
1. Future Agenda	
2. Check Out	
H. Closed/Executive Session	
1. Conferring with legal counsel with	
respect to potential litigation	
pursuant to Wis. Stats. §19.85(1)(c)	
and §19.85(1)(g)	
I. Adjournment	

# MINUTES OF THE REGULAR MEETING OF THE SCHOOL BOARD OF THE OREGON SCHOOL DISTRICT HELD ON FEBRUARY 12, 2024

The regular meeting of the School Board of the Oregon School District was called to order by Board President Krista Flanagan at 5:30 PM on February 12, 2024 in the OSD Innovation Center at the Oregon High School in the Village of Oregon, Dane County, Wisconsin. Upon roll call, the following Board members were present in person: Ms. Ahna Bizjak, Dr. Caleb Bush, Dr. Mary Lokuta, Mr. Troy Pankratz and Ms. Krista Flanagan. The following Board members were present via teleconference: Ms. Leslie Wright. Board member(s) absent: Ms. Heather Garrison. Administrators present: Dr. Leslie Bergstrom, Dr. Shannon Anderson, Ms. Darci Jarstad Krueger, Ms. Jina Jonen, Ms. Erika Mundinger, Mr. Jon Taner, Mr. Andy Weiland, Dr. Candace Weidensee, Ms. Kerri Modjeski and Ms. Katie Heitz.

Proof in the form of a certificate by the Oregon Observer of communications and public notice given to the public and the Oregon Observer, and a certificate of posting as required by Wis. Stat. sec. 19.84 as to the holding of this meeting was presented by Ms. Flaganan.

Dr. Lokuta moved and Mr. Pankratz seconded the motion to proceed with the meeting as posted. In a roll call vote, the following members voted yes: Dr. Lokuta, Mr. Pankratz, Ms. Bizjak, Dr. Bush, Ms. Wright and Ms. Flanagan. Motion passed 6-0.

#### A. COMMITTEE OF THE WHOLE:

Discussion of future planning for Food Service and Transportation. Discussion was held.

Board moved from the Committee of the Whole and returned to regular session in the Innovation Center at 6:33 PM.

#### B. CONSENT CALENDAR:

Dr. Lokuta moved and Mr. Pankratz seconded the motion to approve the following items on the Consent Calendar:

- 1. Approval of Minutes:
  - a. 01/22/2024 Board Meeting Minutes
  - b. 01/22/2024 Executive Session Minutes
- 2. Approve payments in the amount of \$2,059,876.08
- 3. Treasurer's Report: Ending January 31, 2024
- 4. Staff Resignations/Retirements:
  - Lisa Esser 1.0 FTE 2nd Grade Teacher at NKE retirement effective June 10, 2024
- 5. Staffing Assignments: None
- 6. Field Trip Requests:
  - Go Global Course Study/Tour to Italy March 20 March 31, 2024
- 7. Acceptance of Donations:

- Brooklyn Mighty Mites \$265 worth of winter gloves, mittens and hats for students at BKE;
- Anonymous in the amount of \$150 for Friends of FES;
- Fidelity Charitable in the amount of \$500 to the NKE Scharbarth Classroom;
- Oleg Bondarev & Nelli Muratova in the amount of \$15 for 7th Grade Upham Woods field trip;
- Oregon Athletic Boosters in the amount of \$63.96 for SkillsUSA hotdogs;
- Oregon Athletic Boosters in the amount of \$75 for a Tennis Machine

Ms. Flanagan thanked those that generously donated to the Oregon School District and congratulated Ms. Esser on her upcoming retirement. In a roll call vote, the following members voted yes: Dr. Lokuta, Mr. Pankratz, Ms. Bizjak, Dr. Bush, Ms. Wright and Ms. Flanagan. Motion passed 6-0.

#### C. INFORMATION ITEMS:

- 1. Public Comment: None
- 2. OEA Report: None
- 3. Student Representative Report: Ms. Addie Small spoke about recent and upcoming events at OHS.

#### D. ACTION ITEMS:

1. None

#### E. DISCUSSION ITEMS:

- 1. Committee Reports
  - a. Committee of the Whole Ms. Flanagan shared that tonight's Committee of the Whole discussion centered around the District's student transportation system and food service program.

#### F. INFORMATION ITEMS:

- 1. Vision and Strategic Planning: No update.
- 2. Teaching and Learning Update Student Services Mental Health Update: Dr. Shannon Anderson, Director of Student Services, presented an update to the Board that reviewed the Wisconsin School Mental Health Framework, highlighted OSD's use of the Framework to support the District's Theory of Action and literacy goal and shared next steps for the Student Services department. Board members had the opportunity to ask clarifying questions.
- 3. Teaching and Learning Update Student Achievement Data Update: Mr. Jon Tanner and Ms. Kerri Modjeski provided a review of the winter data including both growth and proficiency goals as well as next steps at the district, school and teacher levels related to those goals. Board members had the opportunity to ask clarifying questions.
- 4. Superintendent's Report: Dr. Bergstrom shared that February 5 9 was National School Counseling Week, February 12 16 is Wisconsin Bus Driver Appreciation Week and February 15th is School Resource Officer Day. She shared the District's appreciation for all of the hard work that all of these groups do. Dr. Bergstrom shared photos of many recent events in classrooms throughout the District, including BKE 2nd graders learning about being a paleontologist; PVE 1st graders writing poem about the sun and creating a sun scene

with watercolors; PVE elementary students participating in a school-wide day of play; FES 1st and 2nd graders participating in their music concert; FES artists completing a color study project inspired by abstract painter, Wassily Kandinsky; the RCI 5th grade orchestra concert and band students throughout the district mentoring younger band students. She congratulated NKE art students who will be part of the Wisconsin Art Education Association Youth Art Month South West Regional Exhibit. Dr. Bergstrom then congratulated the boys hockey, girls wrestling and girls basketball teams on their recent Badger Conference Championships. She also shared that swimmer Spence Stluka will be competing at the WIAA Boys Swimming State Meet in the 50 yard and 100 yard freestyle races. Dr. Bergstrom also shared photos of students in Future Business Leaders of America (FBLA), Future Farmers of America (FFA) and the SkillsUSA Team competing in recent competitions. And lastly, Dr. Bergstrom congratulated the OHS Panther Vision team which has been recognized as one of the best in the state from the Wisconsin Broadcasters Association.

#### G. CLOSING:

- 1. Future Agenda: Discussion was held.
- 2. Check Out: Board members had an opportunity to give updates.

#### H. ADJOURNMENT:

Mr. Pankratz moved and Dr. Lokuta seconded the motion to adjourn the meeting. In a roll call vote, the following members voted yes: Mr. Pankratz, Dr. Lokuta, Ms. Bizjak, Dr. Bush, Ms. Wright and Ms. Flanagan. Motion passed 6-0. Meeting adjourned at 8:32 PM.

Ahna Bizjak, Clerk Oregon School District



# OREGON SCHOOL DISTRICT BOARD APPROVAL OF PAYMENTS

February 26, 2024

AP Checks AP Ach Total \$ 46,607.50

\$ 479,739.20

\$ 526,346.70

CHECK	VENDOR		INVOICE	CHECK	
NUMBER	KEY	VENDOR	DESCRIPTION	DATE	AMOUNT
203239	ALPHA BA000	Alpha Baking Company Inc	Bread Order	02/09/2024	114.03
203239	ALPHA BA000	Alpha Baking Company Inc	Bread Order	02/09/2024	286.23
203239	ALPHA BA000	Alpha Baking Company Inc	Bread Order	02/09/2024	149.82
203239	ALPHA BA000	Alpha Baking Company Inc	Bread Order	02/09/2024	171.37
203239	ALPHA BA000	Alpha Baking Company Inc	Bread Order	02/09/2024	121.43
203239	ALPHA BA000	Alpha Baking Company Inc	Bread Order	02/09/2024	145.47
203239	ALPHA BA000	Alpha Baking Company Inc	Bread Order	02/09/2024	67.14
203239	ALPHA BA000	Alpha Baking Company Inc	Bread Order	02/09/2024	81.85
203239	ALPHA BA000	Alpha Baking Company Inc	Bread Order	02/09/2024	115.42
203239	ALPHA BA000	Alpha Baking Company Inc	Bread Order	02/09/2024	167.85
203239	ALPHA BA000	Alpha Baking Company Inc	Bread Order	02/09/2024	104.76
203239	ALPHA BA000	Alpha Baking Company Inc	Bread Order	02/09/2024	104.76
203239	ALPHA BA000	Alpha Baking Company Inc	Bread Order	02/09/2024	328.56
203239	ALPHA BA000	Alpha Baking Company Inc	Bread Order	02/09/2024	167.85
203239	ALPHA BA000	Alpha Baking Company Inc	Bread Order	02/09/2024	36.26
203239	ALPHA BA000	Alpha Baking Company Inc	Bread Order	02/09/2024	55.95
203239	ALPHA BA000	Alpha Baking Company Inc	Bread Order	02/09/2024	82.68
203239	ALPHA BA000	Alpha Baking Company Inc	Bread Order	02/09/2024	81.85
203240	ATLAS CO000	ATLAS Consultative Services LI	E-mail, phone communication, IEP Meetings, Review of IEP	02/09/2024	1,575.00
			& e-mail suggestions 12/19/23 - 1/24/24 (10.5 Hours)		
203241	HANNEBRI000	Hannemann, Brian	OMS Girls Basketball Official 2/6/24	02/09/2024	75.00
203242	HOOPER C000	Hooper Corporation	OMS - quarterly fire sprinkler inspection.	02/09/2024	210.00
203242	HOOPER C000	Hooper Corporation	FES - quarterly fire sprinkler inspection.	02/09/2024	210.00
203242	HOOPER C000	Hooper Corporation	OHS - quarterly fire sprinkler inspection.	02/09/2024	210.00
203242	HOOPER C000	Hooper Corporation	RCI - quarterly fire sprinkler inspection.	02/09/2024	230.00
203242	HOOPER C000	Hooper Corporation	BKE - quarterly fire sprinkler inspection.	02/09/2024	210.00
203243	KLITZMAN000	Klitzman Mowing & Snowplowing	OMS - snowplowing for January.	02/09/2024	4,756.25
203243	KLITZMAN000	Klitzman Mowing & Snowplowing	Pool - snowplowing for January.	02/09/2024	2,566.25
203243	KLITZMAN000	Klitzman Mowing & Snowplowing	RCI - snowplowing for January.	02/09/2024	3,823.25
203243	KLITZMAN000	Klitzman Mowing & Snowplowing	BKE - snowplowing for January.	02/09/2024	3,725.00
203244	MARK HAR000	Mark Harring Standing Trustee	Mary S Zoesch 20-12360	02/09/2024	292.50
203245	MIDDLETO007	Middleton-Cross Plains Area	Safety Coordinator Contract	02/09/2024	502.19
203246	MONT L M000	Mont L Martin, Trustee	Ryan Zoellick 23-CV-000112	02/09/2024	155.00
203247	PALASRAN000	Palas, Randy	OMS Girls Basketball Official 2/6/24	02/09/2024	75.00
203248	UNITED W000	United Way of Dane County	Payroll accrual	02/09/2024	180.62
203249	HAGSTJAM001	Hagstrom, James	Feb Payment	02/15/2024	14,064.30
203250	MEDISLAU000	Medisky, Laura	oboe swab, English horn reed	02/15/2024	35.50
203251	NATIONAL012	National Elevator Inspection	OMS - routine elevator inspection	02/15/2024	80.00
203251	NATIONAL012	National Elevator Inspection	NKE - routine elevator inspection	02/15/2024	64.00

05.24.02.00.00-010089 Board Voucher report (Dates: 11/19/20 - ????????) PAGE:

CHECK	VENDOR		INVOICE	CHECK	
NUMBER	KEY	VENDOR	DESCRIPTION	DATE	AMOUNT
203252	PROARTIV000	ProArtive LLC	CE & Rec Instructor for Make Your Own Valentines	02/15/2024	120.00
203253	SKUPILAW000	Skupien, Lawrence	CE & Rec Instructor for Home Repairs for Beginners	02/15/2024	200.00
203254	SUN PRAIO01	Sun Prairie Area School Dist	Mckinney Vento Transportation Sept - Dec	02/15/2024	1,820.15
203255	VILLAGE 000	Village of Oregon	Crossing Guard Jan 2024	02/15/2024	714.33
203256	WHITEWAT001	Whitewater High School	Entry fee balance for 1-6-24 JV Wrestling Invite (17	02/15/2024	100.00
			competitors)		
203257	BURMEJOS000	Burmeister, Joseph	Activity Worker January 2024 - OHS Boys and Girls	02/14/2024	245.00
			Basketball		
203258	BURMELU 000	Burmeister, Lu Ann	Activity Worker January 2024 - OHS Boys and Girls	02/14/2024	245.00
			Basketball		
203259	DUNN TRA000	Dunn, Trace	Activity Worker January 2024 - OHS Boys Swimming	02/14/2024	45.00
203260	JAMESALE000	Jameson, Alex	Activity Worker January 2024 - OHS Boys Basketball	02/14/2024	50.00
203261	LARSOKAT000	Larson, Kathy	Activity Worker January 2024 - OHS Boys Swimming	02/14/2024	35.00
203262	SCHEWROG000	Schewe, Roger	Activity Worker January 2024 - OHS Boys and Girls	02/14/2024	135.00
			Wrestling		
203263	SCHRIJAM000	Schrimpf, James	Activity Worker January 2024 - OHS Boys and Girls	02/14/2024	185.00
			Basketball		
203264	STAPEMIC000	Stapelmann, Michael	Activity Worker January 2024 - OHS Boys Basketball	02/14/2024	150.00
03265	BIG INNI000	Big Inning Inc	Baseball Team Fungo Purchase	02/20/2024	-284.00
203265	BIG INNI000	Big Inning Inc	Baseball Team Fungo Purchase	02/20/2024	284.00
03266	CONCRETE 000	Concrete Lifting Technologies	${\tt OMS}$ - material and labor to grind sidewalk trip hazards.	02/20/2024	770.00
03267	CORDIAVE000	Cordingley, Avery	Boys JV Hockey Official - Waunakee	02/20/2024	75.00
203268	COSTCO W000	Costco Wholesale Corp	Business Membership Annual Renewal	02/20/2024	63.30
203269	GEHRKSET000	Gehrke, Seth	Boys Junior Varsity Hockey Official - Verona	02/20/2024	75.00
203270	HAMILSHA000	Hamilton, Shane	Boys JV Hockey Official - Waunakee	02/20/2024	75.00
203271	LEMANFRA000	Lemanski, Frank	Girls JV2 Basketball Official - DeForest	02/20/2024	65.00
203272	LOBNERAL000	Lobner, Ralph	WIAA Regional Wrestling Official	02/20/2024	182.00
203273	MCGUIRYA001	McGuire, Ryan	WIAA Regional Wrestling Official	02/20/2024	182.00
203274	MICHLKEV000	Michlig, Kevin	Boys JV Basketball Official	02/20/2024	65.00
203275	MILLEROB000	Miller, Robert	Girls Varsity Basketball Official - DeForest	02/20/2024	85.00
203276	MONONA G000	Monona Grove High School	Girls Tennis Conference Tournament	02/20/2024	87.43
203277	MORRINES000	Morris, Nestic	CONT (BB) - PROF SVC (BLACK GIRLS GRP 1/25 & 2/9)	02/20/2024	315.05
203278	PARROMAR000	Parrott, Mark	WIAA Regional Wrestling Official	02/20/2024	236.00
203279	SCHEEAUS000	Scheel, Austin	Boys Varsity Basketball Official	02/20/2024	85.00
203280	UW WHITE005	UW Whitewater	CONT ACTIVITY - PROF SVC (WHEELCHAIR BB)	02/20/2024	670.10
203281	ZINKEROB000	Zinkel, Robert	Boys Varsity Hockey Official - Waunakee	02/20/2024	90.00
203282	ZUBKEKEV000	Zubke, Kevin	Girls Varsity Basketball Official - DeForest	02/20/2024	85.00
203283	HORIZON 001	Horizon Education	Preparation assessments for ACT (315 @ \$9 each) and	02/21/2024	3,585.00
			Annual implementation fee		

3frdt101.p Oregon, WI 9:44 AM 02/23/24 05.24.02.00.00-010089 Board Voucher report (Dates: 11/19/20 - ???????) PAGE: 3

CHECK VENDOR		INVOICE	CHECK	CHECK	
NUMBER KEY	VENDOR	DESCRIPTION	DATE	AMOUNT	
203284 OLSONCHA000	Olson, Charles	Girls JV Basketball Official - DeForest	02/21/2024	65.00	
203285 SCHROEDE000	Schroeder Baseball	Baseball Team Fungo Purchase	02/20/2024	284.00	
			Totals for checks	46,607.50	

05.24.02.00.00-010089 Board Voucher report (Dates: 11/19/20 - ????????) PAGE:

CHECK	VENDOR		INVOICE	CHECK	
NUMBER	KEY	VENDOR	DESCRIPTION	DATE	AMOUNT
232401299	ALPHA CO000	Alpha Controls & Services LLC	BKE - installed new relief valve for the boiler (1.5	02/12/2024	761.74
			hours applied toward service contract)		
232401300	AUDIO CO000	Audio Contractors LLC	FES: TV and installation for Room 148	02/12/2024	1,843.83
232401300	AUDIO CO000	Audio Contractors LLC	FES: headset microphone	02/12/2024	249.00
232401300	AUDIO CO000	Audio Contractors LLC	TV for NKE	02/12/2024	2,697.83
232401301	C L BENS000	C L Bensen Co Inc	FES - hvac filters.	02/12/2024	3,840.31
232401302	CLOSED S000	Closed System Labs Inc	DW HVAC Protective Monitoring	02/12/2024	950.00
232401303	D'ORAZIO000	D'Orazio Cleaning Supply Inc	PVE: Multi-surface cleaner	02/12/2024	175.08
232401303	D'ORAZIO000	D'Orazio Cleaning Supply Inc	OMS: ice melt	02/12/2024	521.85
232401303	D'ORAZIO000	D'Orazio Cleaning Supply Inc	OMS: toilet bowl cleaner, latex gloves	02/12/2024	83.20
232401303	D'ORAZIO000	D'Orazio Cleaning Supply Inc	NKE: ice melt	02/12/2024	521.85
232401303	D'ORAZIO000	D'Orazio Cleaning Supply Inc	RCI: ice melt	02/12/2024	521.85
232401303	D'ORAZIO000	D'Orazio Cleaning Supply Inc	FES: paper towels, toilet paper, multi-surface cleaner,	02/12/2024	1,379.03
			hand soap		
232401303	D'ORAZIO000	D'Orazio Cleaning Supply Inc	FES: floor mats	02/12/2024	1,673.50
232401303	D'ORAZIO000	D'Orazio Cleaning Supply Inc	BKE: floor cleaner	02/12/2024	212.76
232401303	D'ORAZIO000	D'Orazio Cleaning Supply Inc	BKE: floor cleaner	02/12/2024	104.36
232401303	D'ORAZIO000	D'Orazio Cleaning Supply Inc	BKE: disinfectant	02/12/2024	148.00
232401303	D'ORAZIO000	D'Orazio Cleaning Supply Inc	Pool: toilet paper, paper towels, body wash, hand soap	02/12/2024	552.06
232401303	D'ORAZIO000	D'Orazio Cleaning Supply Inc	BKE: terry towels	02/12/2024	130.98
232401304	ENVIRONM001	Environmental Management Consu	Semi annual SDS Manager Maintenance.	02/12/2024	540.00
232401304	ENVIRONM001	Environmental Management Consu	Semi annual maintenance fee - environmental consulting.	02/12/2024	2,800.00
232401305	GLS UTIL000	GLS Utility LLC	Diggers Hotline tickets for January 2024	02/12/2024	1,056.54
232401306	GREEN FI000	Green Field Farm	Local Beef Delivery on 2/2/24	02/12/2024	1,203.00
232401307	H&S PROT000	H&S Protection Systems, Inc	PVE - Commercial Alarm.com for 3/1/24 - 5/31/24	02/12/2024	166.86
232401307	H&S PROT000	H&S Protection Systems, Inc	OMS - Commercial Alarm.com for $3/1/24$ - $5/31/24$	02/12/2024	166.86
232401307	H&S PROT000	H&S Protection Systems, Inc	NKE - Commercial Alarm.com for $3/1/24$ - $5/31/24$	02/12/2024	166.86
232401307	H&S PROT000	H&S Protection Systems, Inc	Pool - Commercial Alarm.com for 3/1/24 - 5/31/24	02/12/2024	166.86
232401307	H&S PROT000	H&S Protection Systems, Inc	FES- Commercial Alarm.com for 3/1/24 - 5/31/24	02/12/2024	166.86
232401307	H&S PROT000	H&S Protection Systems, Inc	OHS - Commercial Alarm.com for $3/1/24$ - $5/31/24$	02/12/2024	166.86
232401307	H&S PROT000	H&S Protection Systems, Inc	DO - Commercial Alarm.com for 3/1/24 - 5/31/24	02/12/2024	166.86
232401307	H&S PROT000	H&S Protection Systems, Inc	BKE - Commercial Alarm.com for 3/1/24 - 5/31/24	02/12/2024	166.86
232401307	H&S PROT000	H&S Protection Systems, Inc	RCI - Commercial Alarm.com for 3/1/24 - 5/31/24	02/12/2024	166.86
232401308	HEARTLAN005	Heartland Business Systems LLC	Text Enabling Licenses (80) - 1 Year 12/1/2023-11/30/2024	02/12/2024	4,680.00
232401308	HEARTLAN005	Heartland Business Systems LLC	Data Center Services - Annual	02/12/2024	919.97
232401308	HEARTLAN005	Heartland Business Systems LLC	Imagicle SPA : Imagicle Call Recording - Gold + HA - 10	02/12/2024	8,363.20
			user		
232401309	HUI CAR000	Hui, Carolyn	Snacks for NKE Spark	02/12/2024	28.11
232401310	INTERSTA002	Interstate Roof Systems Consul	NKE - leak in corner of kitchen.	02/12/2024	1,166.63

3frdtl01.p Oregon, WI 9:43 AM 02/23/24 PAGE:

CHECK	VENDOR		INVOICE	CHECK	
NUMBER	KEY	VENDOR	DESCRIPTION	DATE	AMOUNT
232401310	INTERSTA002	Interstate Roof Systems Consul	OHS - investigated leak in commons.	02/12/2024	698.75
232401311	JANESVIL003	Janesville Janitor Services	RCI - contracted cleaning for January.	02/12/2024	4,488.00
232401311	JANESVIL003	Janesville Janitor Services	OMS - contracted cleaning for January.	02/12/2024	8,712.00
232401311	JANESVIL003	Janesville Janitor Services	OHS - contracted cleaning for January.	02/12/2024	16,355.25
232401312	KEMPS LL000	Kemps LLC	Milk Delivery for All Schools	02/12/2024	2,706.96
232401313	KLEENMAR000	Kleenmark Services Corp	Credit for missed services on 12/26/23 and 12/29/23	02/12/2024	-3,123.90
232401313	KLEENMAR000	Kleenmark Services Corp	Pool - contracted cleaning for January.	02/12/2024	1,124.34
232401313	KLEENMAR000	Kleenmark Services Corp	DSO - contracted cleaning for January.	02/12/2024	632.00
232401313	KLEENMAR000	Kleenmark Services Corp	FES - contracted cleaning for January.	02/12/2024	10,132.37
232401313	KLEENMAR000	Kleenmark Services Corp	PVE - contracted cleaning for January.	02/12/2024	5,250.00
232401313	KLEENMAR000	Kleenmark Services Corp	NKE - contracted cleaning for January.	02/12/2024	7,240.00
232401313	KLEENMAR000	Kleenmark Services Corp	BKE - contracted cleaning for January.	02/12/2024	8,422.31
232401313	KLEENMAR000	Kleenmark Services Corp	DW - fill in contracted cleaning.	02/12/2024	6,465.55
232401314	MCCANN'S000	McCann's Sewer &Drain Cleaning	OMS - cleared obstructions in 3 wall hung urinals.	02/12/2024	175.00
232401315	ROTO-ROO000	Roto-Rooter Sewer Service	PVE - cleared calcium blockages from traps of both wall	02/12/2024	196.49
			hung urinals in boys Music wing bathroom.		
232401316	SEARL EL000	Searl Electric Inc	NKE - receptacles not working in nurse's office. Removed	02/12/2024	175.00
			old ones and installed new ones.		
232401317	TRI COUN000	Tri County Appliance Inc	NKE - Amana Electric Dryer	02/12/2024	629.00
232401318	UNITED M000	United Mailing Services Inc	Mail metering charges.	02/12/2024	1,209.86
232401319	VILLAGE 002	Village of Brooklyn	BKE SW 12-27-23 to 1-26-24	02/12/2024	648.91
232401320	WEAVETER000	Weaver, Terrance	Tuition Reimbursement Grow Your Own Plan	02/12/2024	1,566.00
232401321	ACE WAN000	Ace, Wanda	Feb Pay	02/15/2024	13,463.12
232401322	ALPHA CO000	Alpha Controls & Services LLC	OMS - progress application no. 4	02/15/2024	47,340.00
232401322	ALPHA CO000	Alpha Controls & Services LLC	OHS - progress application no. 4	02/15/2024	31,184.00
232401322	ALPHA CO000	Alpha Controls & Services LLC	RCI - AHU 5 is not running - found a bad control fuse and	02/15/2024	864.56
			replaced it. Found a bad coil on the contactor and also		
			one of the 3 legs of the contactor was bad as well -		
			replaced, rewired and relocated overloads to ahu 5's		
			starter.		
232401323	AMERICAN028	American Printing Co Inc	Notebook binding	02/15/2024	540.00
232401324	BERO LAU000	Bero, Laura	Referral bonus for new employee - Anthony Ferzoco	02/15/2024	100.00
232401325	BUSKAGER000	Buskager Transportation Compan	Feb Pay	02/15/2024	19,681.99
232401326	CARRICO 000	Carrico Aquatic Resources Inc	Bulk Acid Tank	02/15/2024	1,155.75
232401327	CBC TRAN000	CBC Transportation LLC	Feb Pay	02/15/2024	19,277.63
232401328	COMPLEX 000	Complex Security Solutions, In	ADA Card Access Pool and OHS Additions	02/15/2024	2,913.46
232401329	DI CACYN000	Di Camelli, Cynthia	Prepare Department of Administration grant materials for Splash Pad	02/15/2024	300.00
232401330	FOELKALY000	Foelker, Alycia	1/1/2024-1/31/2024 January 2024 Mileage	02/15/2024	109.21

CHECK	VENDOR		INVOICE	CHECK	
NUMBER	KEY	VENDOR	DESCRIPTION	DATE	AMOUNT
232401331	GORDON F001	Gordon Food Service Inc	Credit for Invoice 9006423092	02/15/2024	-33.51
232401331	GORDON F001	Gordon Food Service Inc	Credit for Invoice 9006597937	02/15/2024	-54.21
232401331	GORDON F001	Gordon Food Service Inc	Drop SZ corr 10/29/23-1/27/24	02/15/2024	-110.82
232401331	GORDON F001	Gordon Food Service Inc	Credit for Invoice 9006597447	02/15/2024	-46.34
232401331	GORDON F001	Gordon Food Service Inc	Drop SZ correction 10/29/23-1/27/24	02/15/2024	-62.86
232401331	GORDON F001	Gordon Food Service Inc	Drop SZ correction 10/29/23-1/27/24	02/15/2024	-220.58
232401331	GORDON F001	Gordon Food Service Inc	Drop SZ correction 10/29/23-1/27/24	02/15/2024	-324.20
232401331	GORDON F001	Gordon Food Service Inc	Credit for Invoice 9006597937	02/15/2024	-3.20
232401331	GORDON F001	Gordon Food Service Inc	GFS NKE Food and Supplies	02/15/2024	3,803.42
232401331	GORDON F001	Gordon Food Service Inc	GFS FES Food and Supplies	02/15/2024	3,037.36
232401331	GORDON F001	Gordon Food Service Inc	GFS RCI Food and Supplies	02/15/2024	2,143.52
232401331	GORDON F001	Gordon Food Service Inc	GFS OMS Food and Supplies	02/15/2024	5,091.52
232401331	GORDON F001	Gordon Food Service Inc	GFS BKE Office Snacks	02/15/2024	202.32
232401331	GORDON F001	Gordon Food Service Inc	GFS OHS Food and Supplies	02/15/2024	7,354.79
232401332	HAGSTPET000	Hagstrom, Peter	Feb Payment	02/15/2024	6,029.91
232401333	HAGSTROM001	Hagstrom Transportation Inc	Feb Pay	02/15/2024	85,351.80
232401334	HEDSTCYN000	Hedstrom, Cynthia	1/2/2024-1/31/2024 Mileage reimbursement January 2024	02/15/2024	111.96
232401335	HUSCH BL000	Husch Blackwell LLP	January Legal Fees	02/15/2024	1,045.00
232401336	LONE PIN001	Lone Pine Transportation Inc	Feb Pay	02/15/2024	22,009.40
232401337	MANCUCHR000	Mancusi, Christine	CE & Rec Instructor for Valentine's Card & Crafts at NKE	02/15/2024	240.00
232401337	MANCUCHR000	Mancusi, Christine	CE & Rec Instructor for All Things Dolls DIY Egg Chair at	02/15/2024	400.00
			FES		
232401338	MCCANN'S000	McCann's Sewer &Drain Cleaning	NKE - cleaned 60 ft of floor drains - done as one year	02/15/2024	560.00
			preventative maintenance.		
232401338	MCCANN'S000	McCann's Sewer &Drain Cleaning	Pool - cleaned out 2 urinals to main line - 30ft each.	02/15/2024	306.25
232401339	ORCON LL000	Orcon LLC	Pizza for Wrestling Regional from Wrestling Team	02/15/2024	90.00
232401340	PEOPLES 001	Peoples United Methodist Churc	March Preschool Fee for student	02/15/2024	85.00
232401341	PGL TRAN000	PGL Transport LLC	Feb Payment	02/15/2024	6,588.57
232401342	STARKELI000	Starkman, Elizabeth	1/1/2024-1/31/2024 January Mileage	02/15/2024	98.42
232401343	THYSSE P000	Thysse Printing Service, Inc.	Girls Basketball Senior Night Booklets	02/15/2024	201.15
232401344	WAYNE AC000	Wayne Ace Bus Service LLC	Feb Pay	02/15/2024	22,239.84
232401345	WIAA 000	WIAA	WIAA Regional Wrestling 2-10-24	02/15/2024	1,001.96
232401346	WIEDEL T000	Wiedel Transportation	Feb Pay	02/15/2024	23,600.36
232401347	WINTER S000	Winter Services LLC	FES snow removal	02/15/2024	5,830.00
232401348	AUDIO CO000	Audio Contractors LLC	OMS Orchestra Room Amplifier and Installation	02/21/2024	1,204.93
232401349	AVALOJOR000	Avalos, Jorge	GEN OFC - FOOD (STAFF) - NEW EDUCATOR QUARTERLY MTG	02/21/2024	15.35
232401349	AVALOJOR000	Avalos, Jorge	Keurig Coffee Maker for mtgs; stationery (staff use	02/21/2024	167.94
			2/19/24)		
232401350	BENISBRI000	Benisch, Brian	Boys JV Hockey Official - Verona	02/21/2024	75.00

05.24.02.00.00-010089 Board Voucher report (Dates: 11/19/20 - ????????) PAGE:

CHECK	VENDOR		INVOICE	CHECK	
NUMBER	KEY	VENDOR	DESCRIPTION	DATE	AMOUNT
232401351	BRUSKKAT000	Brusky, Katherine	math games, timers, dry erase markers, 5 pack stools, 3	02/21/2024	246.46
			ring binders, post its. All classroom supplies, 3rd grade		
			budget money		
232401352	CALNICUR000	Calnin, Curtis	Boys Varsity Basketball Official	02/21/2024	85.00
232401353	D'ORAZIO000	D'Orazio Cleaning Supply Inc	NKE: paper towels, liners	02/21/2024	306.59
232401353	D'ORAZIO000	D'Orazio Cleaning Supply Inc	NKE: bleach, toilet paper, paper towels	02/21/2024	568.24
232401353	D'ORAZIO000	D'Orazio Cleaning Supply Inc	FES: liners, paper hand towels	02/21/2024	433.90
232401353	D'ORAZIO000	D'Orazio Cleaning Supply Inc	BKE: multi-surface cleaner	02/21/2024	175.08
232401353	D'ORAZIO000	D'Orazio Cleaning Supply Inc	BKE: Vaportek Bio-C	02/21/2024	262.00
232401353	D'ORAZIO000	D'Orazio Cleaning Supply Inc	RCI: liner, kleenex, toilet paper, paper hand towels,	02/21/2024	1,385.65
			foam soap, Unbelievable Ink Out, laundry soap, vacuum		
			filter bags		
232401353	D'ORAZIO000	D'Orazio Cleaning Supply Inc	OHS: all purpose cleaner	02/21/2024	105.38
232401353	D'ORAZIO000	D'Orazio Cleaning Supply Inc	OHS: liners, polish and buffer floor pads	02/21/2024	1,588.36
232401353	D'ORAZIO000	D'Orazio Cleaning Supply Inc	OHS: sanitizer concentrate	02/21/2024	20.37
232401353	D'ORAZIO000	D'Orazio Cleaning Supply Inc	OHS: vinyl disposable gloves, paper hand towels, toilet	02/21/2024	2,075.30
			paper, liners, foam soap, urinal screens		
232401354	DUBOIERI000	DuBois, Eric	Boys Varsity Hockey Official - Verona	02/21/2024	90.00
232401355	DUBOIMAR000	DuBois, Marcel	Boys Varsity Hockey Official - Waunakee	02/21/2024	90.00
232401356	ENSORSTE000	Ensor, Stephen	WIAA Regional Wrestling Official	02/21/2024	182.00
232401357	ESPENNAT000	Espenes, Nathaniel	Boys Varsity Hockey Official - Waunakee	02/21/2024	90.00
232401358	FUEL EDU000	Fuel Education LLC	Jan 24 Invoice	02/21/2024	1,096.00
232401359	GALLABER000	Gallagher, Bernard	Boys JV2 Basketball Official - 2 games	02/21/2024	120.00
232401360	GORDON F001	Gordon Food Service Inc	GFS FES Food and Supplies	02/21/2024	1,585.35
232401360	GORDON F001	Gordon Food Service Inc	Drop SZ correction 10/29/23-1/27/24 FES	02/21/2024	4.72
232401360	GORDON F001	Gordon Food Service Inc	GFS NKE Food and Supplies	02/21/2024	2,800.26
232401360	GORDON F001	Gordon Food Service Inc	GFS RCI Food and Supplies	02/21/2024	1,422.59
232401360	GORDON F001	Gordon Food Service Inc	GFS OMS Food and Supplies	02/21/2024	5,765.65
232401360	GORDON F001	Gordon Food Service Inc	GFS OHS Food and Supplies	02/21/2024	4,632.76
232401361	GREEN FI000	Green Field Farm	Local Beef Delivery on 2/16/24	02/21/2024	1,203.00
232401362	HAMMOTAM000	Hammond, Tami	Referral bonus for new hire Linda Krengel	02/21/2024	100.00
232401363	JACOBMIC000	Jacobs, Michael	Boys JV2 Basketball Official - 2 games	02/21/2024	120.00
232401364	KALTVCHA000	Kaltved, Chase	Boys JV Hockey Official - Waunakee	02/21/2024	75.00
232401365	KEMPS LL000	Kemps LLC	Milk Delivery For All Schools	02/21/2024	2,781.73
232401366	KLEISCRA000	Kleist, Craig	Boys Varsity Basketball Official	02/21/2024	85.00
232401367	KONOPKAT000	Konopacki, Katherine	Work Permit Reimbursement	02/21/2024	10.00
232401368	KWIK TRI000	Kwik Trip Inc	January 2024 Gas - Account 12867	02/21/2024	1,722.79
232401369	MARINJAC000	Marino, Jacob	Girls JV Basketball Official - DeForest	02/21/2024	65.00
232401370	MCCORERI000	McCormick, Erick	Girls JV2 Basketball Official - DeForest	02/21/2024	65.00

3frdt101.p Oregon, WI 9:43 AM 02/23/24 05.24.02.00.00-010089 Board Voucher report (Dates: 11/19/20 - ???????) PAGE: 5

CHECK VENDOR		INVOICE	CHECK	
NUMBER KEY	VENDOR	DESCRIPTION	DATE	AMOUNT
232401371 MCCRAAAR000	McCrary, Aaron	Boys Varsity Hockey Official - Verona	02/21/2024	90.00
232401372 NEUENTIM000	Neuenschwander, Timothy	Boys Junior Varsity Hockey Official - Verona	02/21/2024	75.00
232401373 PIONECK 000	Malina Piontek Attorney LLC	January 2024 Legal Invoice	02/21/2024	500.00
232401374 PURDIAVE000	Purdin, Avery	Work Permit Reimbursement	02/21/2024	10.00
232401375 RANKICAR000	Rankin, Carol	Reimbursement for special ed license.	02/21/2024	100.00
232401376 SOLDNLER000	Soldner, Leroy	Boys JV Basketball Official	02/21/2024	65.00
232401377 WIEGMCHR000	Wiegman, Christopher	referral bonus for new hire - Jackson Richter	02/21/2024	100.00
232401378 WYSS SYD000	Wyss, Sydnee	OMS ATHLETICS ACTIVITY - FOOD (UW WOMENS BB GAME)	02/21/2024	64.94
232401379 YAEGGBRE000	Yaeggi, Brent	Girls Varsity Basketball Official - DeForest	02/21/2024	85.00
			Totals for checks	479,739.20

# STAFFING RETIREMENTS/RESIGNATIONS February 26, 2024

FTE	Position	Staff Member
1.0	Art Teacher - RCI	Katie Fabel - resignation effective June 10, 2024
1.0	Advanced Learning Teacher - NKE	Margaret ("Peggy") Koenig - retirement effective June 10, 2024 - 24 years of service to the OSD



Oregon High School
Oregon School District
456 N. Perry Parkway, Oregon, WI 53575
608-835-4300
www.OregonSD.org

#### APPROVAL FORM FIELD TRIPS NOT WITHIN THE SCHOOL DAY - PLEASE READ ENTIRELY

A preliminary request using this request format must be presented to the Board of Education for approval prior to making any commitments to students or parents. The preliminary request must indicate if there is a possibility for a follow up competitive trip later on.

A final proposal should be submitted for Board approval at least **30 days** prior to the date of departure. A final proposal must include all data not available on the preliminary report.

A copy of both the preliminary and the final proposal should be submitted to the designated associate principal that oversees field trips.

To: FBLA State Competition

From: Oregon High School

Date of Trip: 4/7/24-4/9/24

Some of the information shared is still fluid so I attached the link to the webpage for the event so that you can look deeper into these scenarios if necessary.

#### **State FBLA Information**

Number of Overnights (one or less = spurpetinterdent's permission, more than one = BOE permission): 2

**Approximate Round Trip Distance (** no more than 400 mile round trip = superintendent's permission, greater distance = BOE permission ):

300 Miles

**Objective of the Trip** (Explain how this field trip is related to the curriculum):

Students will be traveling to the FBLA State Competition to partark in workshops, business tours, leadership seminars, and compete for a chance to FBLA Nationals. The entire trip is planned by the state FBLA officers and it will focus on business and information technology content.

**Itinerary of the Trip** (List dates, activities, name of tour company and qualifications (if applicable), transportation means, lodging, number of nights away, and activities as they relate to the trip/cause objectives):

The overall event itinerary can be found in the linked site above. I will attach a tentative plan that we will solidify as the dates draw near.

#### **■ 2024 FBLA State Competition Itinerary**

**Cost and Financing** (Include plans which allow students to earn a portion of the cost, the amount of funds paid by the school district, booster clubs or student activity account):

We are currently fundraising to help offset the cost of the trip. We also plan to reach out to area businesses to see if they are willing to sponsor some of the costs as well. Registration (\$75), hotel (\$99 per night), tours (\$15 per student),

transportation, and meals will be covered through our student organization and fundraising. It will not cost the students any money to participate in the competitions.

**Chaperoning Arrangements** The adult-student ratio shall be at least 1:10. In advance of the trip, arrangements must be made for students requiring special physical accommodations and medications.):

We will be taking five students total and 2 chaperones. Adam Wamsley and Amber Achterberg FBLA Co-Advisers.

**Time from school** (Detail the amount of missed class time by students and any arrangements for work make-up. (Utilization of non-class time including vacation/holiday/weekend days is encouraged).:

Students will miss two days of school. We plan on having our students check in with their teachers the week before so that they can work on assignments ahead of time.

**Code of Ethics** (Behavior and rules of conduct shall strictly conform to the standards outlined in student handbooks and Board policy 8.17. Describe how this is communicated to students.):

The code of ethics will be provided to parents along with the permission slip for the trip.

Transportation (If District transportation is needed, attach the Transportation Request Form):

We will not be using district transportation. Adam Wamsley will be driving everyone in a rented van.

If District transportation is needed, attach a transportation request form. Completed in the month of March.

Principal/Designee Approval:	Date:
Superintendent/Board Approval:	Date:
Transportation Request forwarded to Transportation Director	Date:

The teacher responsible for the trip must provide a written summary of any and all behavior, medical emergencies and/or injuries to the building administrator and Superintendent upon return to school. The summary shall include teacher response to the incident.

February 26, 2024 Board Donations			
Date	Donor Name	<b>Donation Amount</b>	Purpose of Donation
2/12/2024	Irene Draper	\$350.00	Draper Family Scholarship
2/12/2024	Carla Draper	\$400.00	Draper Family Scholarship
2/12/2024	Duane Draper	\$250.00	Draper Family Scholarship

# **Oregon Track Club Scholarship Information**

\$500 per Recipient (up to 3)

Annual Award

## Criteria:

- OHS Senior attending a two or four year college
- Successfully coached for OTC for at least two seasons
- Preference given to those with plans to continue their track and/or coaching careers

Sponsor selects recipients

Scholarship payable immediately

Recipients should contact Meghan Konopacki

School presents award

Environmental Scholarship Fund Oregon Rotary Foundation

22 August 2014

Oregon Rotary has been a leader in environmental projects such as Lerner Park, the Eco Center, Hoop House, and seed grants to Oregon School System that have enhanced the education opportunities at all levels of education. The current promotion of the STEAM (Science, Technology, Engineering, Arts and Math) program is a natural continuation of that effort.

In celebration of our 50<sup>th</sup> wedding anniversary, Lori and I pledge \$50,000.00 to the Oregon Rotary Foundation to fund one of the five scholarships.

This is a challenge.

This is to be a four year (eight semester) scholarship for a student that is majoring in studies in the built and natural environment\*\*. That student needs to show leadership and community service that exemplifies the Rotary ideal of Service above Self. Eligible students are to be graduates of Oregon High School, Oregon, WI.

The challenge is to Rotarians and the Oregon Community to contribute to a segregated fund until it reaches a minimum of \$200,000.00. Once the goal is reached, the Environmental Scholarship will be awarded on an annual basis.

There are a lot of details to work out. Some are outlined in the attached proposed conditions.

\*\* This would include a wide range of Environmental Studies as well as studies in Biology, Architecture, Urban and Regional Planning and Sustainable Agriculture.

It would be up to the student to make a case when applying for the scholarship to show their direction of study fits the built and natural environment criteria. It would be the Foundation Board or Advisory Committee to approve the application.

Arlan Kay

#### PROPOSED CONDITIONS

Environmental Scholarship Fund Oregon Rotary Foundation

Eligible students are to be graduates of Oregon High School, Oregon, WI.

The "Total Amount" of each scholarship is to be 5% of the value of the Corpus at the first of January preceding the Spring graduation. Scholarship payments shall be 25% of the "Total Amount" and paid to reimburse the student for education expenses for each of the four years of undergraduate study. If the student is in one or two year associate or technical degree program they shall be reimbursed at the same rate of 25% of the "Total Amount" per year for each of the one or two years of study.

If no student is eligible for the scholarship in a specific year, there will be no award for a scholarship and the amount that would have been given shall be retained and reinvested in the Environmental Scholarship Fund.

It is the intent to have equal payments for each of the four years, or eight semesters of undergraduate education. If the student stops the formal education program for more than one semester, or changes into a major not outlined above, they shall forfeit the balance of the scholarship, which shall be reinvested into the Environmental Scholarship Fund. This condition can be appealed to the Oregon Rotary Foundation Board if unique circumstances or hardship can be shown as to why the student could not follow the above provisions.

The Oregon Rotary Foundation shall maintain the Environmental Scholarship Fund as a segregated investment portfolio.

## **Brothers HVAC Blue Collar Dollars**

-Established 2024-

"In a very general way, our society has fallen out of love with skilled trades. Part of the problem is a myriad of myths and misperceptions that surround the jobs themselves, but the biggest cause is our stubborn belief that a four-year degree is the best path for the most people"

-Mike Rowe

#### **Background:**

Brothers HVAC was founded based on hard work, dedication, and building relationships. Jeremy Meyers and Matt Zuehlke pride themselves on quality work and exceptional customer service. Constantly working on personal growth and finding relationships to build. As an OHS graduate, Matt has been privileged with the ability to give back to his community. Through Jeremy and Matt's hard work, they have made the easy decision to simply give someone a chance at some money to assist in the transition to adulthood. The intention behind the money will be to assist in buying necessary or special items/tools needed for your trade. Because everyone matters and everyone has a different path and that's OK. But you must work hard, be dedicated, and build healthy relationships. Those things WILL lead to success in your own right. The road ahead of you is bumpy but many before you have learned to dodge the potholes, this is where building relationships is most beneficial for young adults. Take those things you learn from relationships built and realize that it is furthering your education every day!

#### **Criteria for Selection:**

- -Must be a current OHS senior that will graduate.
- -Applicant must be going into a building trade (HVAC, Electrical, Plumbing, Carpentry, Home Audio, Building Technologies, Concrete, Landscaping)
- -Must hold minimum 2.0 GPA

#### **Award Guidelines:**

- -Annual Scholarship of \$1000
- -DOES NOT REQUIRE post-high school EDUCATIONAL PLANS
- -Requires a plan after high school. (IT DOES NOT MATTER WHAT THAT PLAN IS) It just needs to be a plan...

- -Funds will be paid 6 months after graduation upon a short conversation to confirm plans are being followed through with.
- -Funds will be paid directly to the recipient from Brothers HVAC at 6-month review

### **Senior Applicant Questions:**

- 1. In which trade do you intend to start your career and why?
- 2. I know you don't have it all figured out... How will you show resilience when things don't go as planned?

#### **Selection & Presentation:**

- -The recipient will be chosen by the staff at Brothers HVAC
- -Scholarship will be presented by Brothers HVAC Staff or OHS staff member

# OHS Boys Soccer Brothers HVAC Opportunity Scholarship

Established 2024-

"Opportunity is missed by most because it's dressed in overalls and looks like work."

-Thomas Edison

#### **Background:**

Brothers HVAC was founded on hard work, dedication, and building relationships. As a former OHS graduate and soccer player, Matt Zuehlke and business partner Jeremy Meyers have put this as the groundwork for their company. Through those attributes come opportunities. If you are applying for this, you are part of the OHS Soccer Program, which means you know what hard work and dedication are. In return, you've earned the opportunity to win this scholarship. Through athletics in general, young athletes will realize that sometimes hard work and dedication will still be followed by humility. When humility arose, did you use your relationships to show resiliency while still being able to work hard through it? Regardless of the path you take after high school, everything you learn in team sports will benefit your career. Some of you may never play on an organized squad again, the team will change. Everything around you will change. Your skill set base has only just begun but with the foundation in place, it will allow you to pursue opportunities.

#### **Criteria for Selection:**

- -Must have playing eligibility GPA when applying
- -Senior involved in the soccer program

#### **Senior Applicant Questions:**

- 1. How do you feel being involved with the soccer program has allowed you to see opportunities?
- 2. What are your plans after graduation and how do you intend to continue growing from the things you learned during your time in the program?

#### **Award Guidelines:**

- -Annual Scholarship of \$1000
- -DOES NOT REQUIRE post-high school EDUCATIONAL PLANS

- -Funds to be used for post-high school plans
- -If attending college, funds will be distributed upon the start of the first semester
- -If not attending college, funds will be distributed upon 6-month review to confirm plans are being followed.

#### **Selection & Presentation:**

- -Recipient to be selected by Brothers HVAC Staff and coaching staff.
- -The scholarship will be presented by Brothers HVAC staff or coaching staff.



## New Local Scholarship - Request for Approval at 2/26/24 Board Meeting

**Nicole Otterson** <naotterson@oregonsd.net>
To: Katie Heitz <keh2@oregonsd.net>

Fri, Feb 23, 2024 at 2:05 PM

Cc: abelslake@charter.net

To: Oregon School District Board of Education

From: Kathy Larson (abelslake@charter.net, 608-225-9505)

Please add the following scholarship request to the School Board agenda for the meeting on Monday, 2/26/2024.

Name of the scholarship:

Tyrone "Ty" Larson "For The Resources" Scholarship

• Amount (\$) to be awarded:

1 - \$2,000 award

• Will this be an annual award or one year only?

Annual, until further notice

- Criteria for selection (see previous Local Scholarship packet for sample criteria)
  - \* Must be a current OHS senior graduating during the current academic year.
  - \* Open to a student pursuing a degree in Natural Resources Conservation or Environmental Studies and is accepted into a four year college program.
  - \* \$1,000 will be awarded after presenting proof of college enrollment, with the remaining \$1,000 awarded upon the successful completion of the first semester of college with a minimum GPA of 3.0 and is also enrolled in the second semester.

Student must be present at Honors Night to receive award.

Who will select the recipient (school scholarship committee or scholarship sponsor)? Scholarship sponsor

• When will the scholarship be payable (immediately, end of 1<sup>st</sup> semester, end of 1<sup>st</sup> year) and who should the recipient contact (school district or scholarship sponsor) in order to collect the funds?

To be divided - \$1,000 will be awarded after presenting proof of college enrollment, with the remaining \$1,000 awarded upon the successful completion of the first semester of college with a minimum GPA of 3.0 and is also enrolled in the second semester.

The recipient should contact the scholarship sponsor to collect the funds.

• Who will present the award at Honors Night on May 15, 2024 (the school; your organization - presenter name and contact info)?

A member of the Larson family; specific individual TBD

Nicole Otterson Administrative Assistant - Student Services Oregon School District - Oregon High School 456 N Perry Pkwy, Oregon, WI 53575 naotterson@oregonsd.net 608-835-1305

#### OREGON SCHOOL DISTRICT

X	_ Action
	_ Discussion
	Information

TO: Board of Education

FROM: Dr. Leslie Bergstrom, Superintendent

DATE: February 26, 2024

# AGENDA ITEM: C1 Public Hearing to Alter School District Boundary - Travis and Brittney Leeser, 4375 Old Stone Rd, Oregon, WI 53575

INITIATED BY: Leslie Bergstrom SUBMITTED BY: Leslie Bergstrom

BOARD POLICY OR STATUTORY REFERENCE: Wis. Stat. Chapter 117

#### **SUPPORTING DATA:**

The Oregon School District has received a petition from Travis and Brittney Leeser for the property known as:

2.04 acres at 4375 Old Stone Rd, Oregon, WI 53575; Parcel ID No. 052/0510-203-9975-0
 Description: LOT 2 CSM 14767 CS103/95&98-4/11/2018 F/K/A LOT 1 CSM 11311
 CS68/219&220-1/26/2005 DESCR AS SEC 20-5-10 PRT SE1/4SW1/4 & SEC 28-5-10 PRT
 NE1/4NW1/4 (2.04 ACRES)

The petition requests the detachment of this property from the Stoughton Area School District and attachment to the Oregon School District.

In accordance with Wisconsin State Statute, the Board must act on these petitions by March 1st. Failure to act on a petition during the month of February is considered a denial.

An outline of the chairperson's (Krista Flanagan) agenda is attached. The process to follow includes:

- Receive an overview of the petition;
- Hear from proponents;
- Hear from opponents;
- Close the presentation, questions of administration and deliberate as a Board;
- Adopt a motion to grant the transfer or deny the transfer;
- Vote by roll call on the motion; and
- Adopt a resolution authorizing the issuance of the appropriate order.

#### Attachments:

Petition

- Map of property location
- Resolution
- Department of Public Instruction Information:
  - School District Boundary Appeal Board
  - Public School District Reorganization Detachment and Attachment of Small Territory initiated by Owner
  - School District Reorganization Chapter 117

#### **SUMMARY AND RECOMMENDATION:**

We recommend the Board of Education hear the petition; adopt a resolution and issue the order consistent with Board action on the resolution.

The Administrative recommendation is to approve the detachment from the Stoughton Area School District and attachment to the Oregon School District. If approved, the Clerk shall send a certified copy of the resolution to the Stoughton Area School Board and to DPI within 5 days after adoption.

SUPERINTENDENT:		_	
ACTION BY BOARD: Motion	Second:	Vote:	
Revisions, if any			
		Agenda Item: C1	

# Chairperson's Agenda School District Reorganization Public Hearing Attachment: Wisconsin Statutes Chapter 117

#### 1. CALL MEETING TO ORDER

As chair of this public hearing on reorganization pursuant to Wisconsin Statutes section 117.12, I hereby call this meeting to order. I am Krista Flanagan - President of the Oregon School Board. Let the record indicate that the board agenda which set forth the date of this hearing also contained my role as Chair tonight. We have before the Board a petition to detach from the Stoughton Area School District and attach to the Oregon School District.

#### 2. APPOINT A SECRETARY - Ms. Katie Heitz

I recommend that Ms. Heitz serves as the secretary for this hearing. I will entertain a motion to this effect. Is there a second?

- 3. INTRODUCTION OF BOARD OF EDUCATION MEMBERS PRESENT Let the record indicate those members present.
- 4. Unless there is an objection from the floor, the Notice of Hearing will not be read by the Clerk. Seeing no objection, I will move to the statutory criteria.

#### STATUTORY BASIS FOR MAKING A DECISION

The School Board shall consider and weigh the following factors as they affect the educational welfare of all the children of the school district affected by the proposed detachment pursuant to Wisconsin Statute section 117.15, and may consider other appropriate factors;

- A. The geographical and topographical characteristics of the affected school district, including the estimated travel time to and from school for pupils in the school district;s
- B. The educational needs of all children residing in the affected school districts, the educational programs currently offered by each affected school district and the ability and commitment of each school district to meet those needs and continue to offer those educational programs;
- C. If the territory is proposed to be detached from one school district and attached to the adjoining school district, whether the proposed detachment will have any adverse effect on the programs currently offered by the school distinct from which the territory is proposed to be detached, including both curricular and extracurricular aspects of that program;
- D. The testimony of the written statements filed by the residents of the affected school

districts;

- E. The estimated fiscal effect of the proposed reorganization of the affected school districts, including the effect of the apportionment of assets and liabilities;
- F. Whether the proposed reorganization will make any part of the school district's territory noncontiguous;
- G. The socioeconomic level and racial composition of the pupils who reside or will reside in territory proposed to be detached from one school district and attached to an adjoining school district, in territory proposed to be included in a new school district under s. 117.105 or in school districts proposed to be consolidated or in a school district proposed to be dissolved; the proportion of the pupils who reside in such territory who are children at risk, as defined under s. 118.153 (1) (a); and the effect that the pupils described in this paragraph will have on the present and future socioeconomic level and racial composition of the affected school districts and on the proportion of the affected school districts' enrollments that will be children at risk.

#### 6. OVERVIEW OF THE PETITION

"At this time we will ask the Superintendent to present an overview of the petition to provide a common background of developments and issues for the School Board and those present at this meeting."

#### GENERAL COMMENTS

"Before taking testimony, I would like to review the rules applicable to this hearing. This is an informal hearing but we will record all of the information presented. Each person offering information will come to the microphone. Please state your name, address, and school district and speak distinctly so that we can be sure that your information is recorded. The procedure is to hear from the proponents and the opponents of the petition. The proponents, those people asking the School Board to transfer the territory, will be heard first. Following the proponents, the opponents of the petition, those people who do not want the territory transferred, will be heard. Following the initial presentation by the proponents and the opponents, there will be a short time allotted for rebuttal and/or summation by both sides in the same order as before."

### 8. PROPONENTS OF THE PETITION

Would you give your name, address and school district please?

#### 9. OPPONENTS OF THE PETITION

Would you give your name, address and school district please?

10. PROPONENTS OPPORTUNITY FOR ADDITIONAL INFORMATION

#### 11. OPPONENTS OPPORTUNITY FOR ADDITIONAL INFORMATION

#### 12. CLOSING FORMAL PRESENTATION

"At this time I will close the public presentation on this petition and open the School Board deliberations. The only information presented hereafter will be on the request of the School Board members concerning the information received by them or brought out in this meeting. Are there any questions or information that any board member would like answered or clarified? Each board member that would like to state their thoughts on this petition may do so now."

#### 13. ALTERNATIVE DECISIONS

Dr. Bergstrom, would you review the two options tonight and explain them?

A. Grant the request for transfer of the territory described in the petition. This means that that the territory would be detached from the Stoughton Area School District and attached to

Oregon School District; OR

B. Deny the request for transfer of the territory described in the petition. This means that the territory would remain in the Stoughton Area School District.

#### 14. SUGGESTED MOTIONS

the

MOTION #1 - To grant the transfer of the territory described in the petition. That the reorganization requested in the petition filed on October 9, 2023 be granted and an order entered detaching the territory described in said petition from the Stoughton Area School District and attaching said territory to the Oregon School District.

OR

MOTION #2 - To deny the transfer of territory described in the petition. That the reorganization requested in the petition filed October 9, 2023 detaching territory in said petition from the Stoughton Area School District and attaching said territory to the Oregon School District be denied and that said petition be dismissed.

#### 15. THE MOTION

Board members, I will entertain a motion at this time. Is there a second?

#### 16. THE VOTE - ROLL CALL OR BALLOT

Ms. Heitz, would you hand out the ballots? Ms. Jonen, would you review what a "YES" or "NO" vote means?

17. TABULATING THE BALLOTS
A. Ms. Heitz, would you tabulate the results of the ballots with Ms. Jonen? B. The motion (carries/fails) in a vote.
18. ADOPT A RESOLUTION AUTHORIZING ISSUANCE OF AN ORDER OF: A. Reorganization B. Denial
All reorganizations are effective on July 1.
19. ADJOURN
DPI resources: https://dpi.wi.gov/parental-education-options/reorganization
SCHOOL BOARD RESOLUTION - ATTACHMENT SAMPLE
WHEREAS, a meeting of the school board of the Oregon School District was held on February 21, 2022; and
WHEREAS, a petition has been filed with the clerk of the school board, pursuant to s. 117.12, Wis Stats., proposing that said territory be detached from the Stoughton School District and attached to the Oregon School District, and
WHEREAS, a public hearing has been held on the proposed reorganization by the school board on February 26, 2024, pursuant to s. 117.12, Wis Stats.,
NOW, THEREFORE, BE IT RESOLVED that an order be issued and filed (granting or denying) the petition upon which said hearing has been held.
Introduced by:
Seconded by:
Vote: YesNo
Dated this day of

Ahna Bizjack, Clerk Oregon School District Example form provided by DPi

# PETITION TO ALTER SCHOOL DISTRICT BOUNDARIES

Small Territory Transfer - sec section 117,12, Wisconsin Statutes

The petitioner must complete Section 1, then take the form to the municipal clerk to complete Section 2, and then submit the petition the pennioner must complete Section 1, then take the total to the maintenance to complete Section 2, and then such the pennion to the school district where the property is located. See <a href="https://dpi.wi.gov/sts/sepport/reorganization/detachment/small-territory-owner">https://dpi.wi.gov/sts/sepport/reorganization/detachment/small-territory-owner</a> on the DPI website for more information. The petition must be submitted to the school district <a href="https://dpi.wi.gov/sts/sepport/reorganization/detachment/small-territory-owner">BEFORE</a> FEBRUARY 1.

SECTION 1 - TO BE CO	OMPLETED BY THE PERSON SU (please print or type)	BMITTING THIS FETTITE	
Petitioner Name(s) Travis Lescer Address (street, city, zip) 4375 Old	Stone Roads Cres	00 W 53576	\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \
Phone Number 1008-379-0133 Legal Description of Territory Proposed for Del	eschment INCLUDING PARCEL NUMBERS:	210510-200	9975-0 10+1 CSM
11311 CS 108 319 20 9	10-11-10-1005 DE	SCIR AS SEC. O	10-5-10 W1 4 Gar
l/we, the undersigned, representing 50% of file this petition to detach the above descr	space is needed to describe the property, attach of the owners or a majority of electors own ibed territory FROM the		cribed territory, School District
and to attach it TO the			ture check one)
(Use page 2 for additional signatur	es if there are multiple petitioners) TURE(S)	DATE Property Electo	THE PARTY OF THE PROPERTY OF THE PARTY OF TH
1. Was STRAIS	Company Compan	9/01/23	+8
SECTION 2 - TO BE COMPLETE	THINCY CLERKOFTHEMUNI	10 11 20	ETERRITORY
COCCOTION DESCRIPTION OF THE PROPERTY OF THE P			
SECTION	IS LOCATED - (please print: or i	tion and value: YES	NO
The legal description of the territory proposed	IS LOCATED - (please printion) for detachment is sufficient to identify its loca	tion and value: YES	NO
The legal description of the territory proposed (If no, return the form to the petitioner.)	for detachment is sufficient to identify its loca	Value of Property	312100
The legal description of the territory proposed (If no, return the form to the petitioner.)  School District where territory is located	IS LOCATED - (please printion) for detachment is sufficient to identify its loca  STOLLGHTON  FOUN OF RUTLAND	Value of Property Year Value was Determined	312100 2023
The legal description of the territory proposed (If no, return the form to the petitioner.)  School District where territory is located  Municipality where territory is located	for detachment is sufficient to identify its loca  STOLEHTON  FOUN OF BUTLAND	Value of Property Year Value was Determined Assessment Ratio	312100 2023 1:0198
The legal description of the territory proposed (If no, return the form to the petitioner.)  School District where territory is located  Municipality where territory is located  County where territory is located  I the undersigned, certify that the proper	for detachment is sufficient to identify its loca  STOLLGHTON  FOUN OF BUTLAND  DANC  Ty description in Section 1 is sufficient to d	Value of Property Year Value was Determined Assessment Ratio	312100 2023 1:0198
The legal description of the territory proposed (If no, return the form to the petitioner.)  School District where territory is located  Municipality where territory is located  County where territory is located  1, the undersigned, certify that the proper information entered above in Section 2 is	for detachment is sufficient to identify its loca  STOLLGHTON  FOUND OF BUTLAND  DANE  Ty description in Section 1 is sufficient to d.	Value of Property Year Value was Determined Assessment Ratio etermine its location and value	312100 2023 1:0198
The legal description of the territory proposed (If no, return the form to the petitioner.)  School District where territory is located Municipality where territory is located County where territory is located  I, the undersigned, certify that the proper information entered above in Section 2 is SIGNATURE OF MUNICIPAL CLERK	for detachment is sufficient to identify its loca  STOLIGHTON  FOUND OF BUTLAND  DANE  Ty description in Section 1 is sufficient to description  Correct.  Cayawn Sunge	Value of Property Year Value was Determined Assessment Ratio etermine its location and value	312100 2023 1.0198 and that the
The legal description of the territory proposed (If no, return the form to the petitioner.)  School District where territory is located  Municipality where territory is located  County where territory is located  I, the undersigned, certify that the proper information entered above in Section 2 is  SIGNATURE OF MUNICIPAL CLERK  Name of Clerk (please print)	Fown of Ruthan Dane  Town of State HTON  Town of Ruthan D  Ty description in Section 1 is sufficient to d  correct.  Caracter Surger  The Course of States of Sta	Value of Property Year Value was Determined Assessment Ratio etermine its location and value	312100 2023 110198 and that the
The legal description of the territory proposed (If no, return the form to the petitioner.)  School District where territory is located  Municipality where territory is located  County where territory is located  I, the undersigned, certify that the proper information entered above in Section 2 is  SIGNATURE OF MUNICIPAL CLERK  Name of Clerk (please print)  Mailing Address  #/ 77 04 D	Fown of Ruthan Dane  Town of State HTON  Town of Ruthan D  To description in Section 1 is sufficient to d  correct.  Caraca RD BROKL  STACE RD BROKL	Value of Property Year Value was Determined Assessment Ratio etermine its location and value	312100 2023 110198 and that the
The legal description of the territory proposed (If no, return the form to the petitioner.)  School District where territory is located Municipality where territory is located County where territory is located  I, the undersigned, certify that the proper information entered above in Section 2 is SIGNATURE OF MUNICIPAL CLERK  Name of Clerk (please print)  Mailing Address  Phone Number  Address  Address  Address  The proposed in Section 2 is SIGNATURE OF MUNICIPAL CLERK  Mailing Address  Address	France RD BROOKL	Value of Property Year Value was Determined Assessment Ratio etermine its location and value  Dat  YW CUI 53521  BIK O TO UN . ruffar	312100 2023 110198 and that the e: 10/10/2023
The legal description of the territory proposed (If no, return the form to the petitioner.)  School District where territory is located Municipality where territory is located County where territory is located  I, the undersigned, certify that the proper information entered above in Section 2 is SIGNATURE OF MUNICIPAL CLERK  Name of Clerk (please print)  Mailing Address  Phone Number  ### 10 ### 10 ### 10 ### 10 ### 10 #### 10 #### 10 ########	FOUND OF BUTLAND  TOWN OF BUTLAND  DANE  Ty description in Section 1 is sufficient to description  CORRECT  STACE RD  E-mail Address  E-mail Address  CARTED BY THE CLERK OF THE SERTIORY IS LOCATED (please p	Value of Property Year Value was Determined Assessment Ratio etermine its location and value  Dat  One  One  One  One  One  One  One  On	312100 2023 110198 and that the e: 10/10/2023
The legal description of the territory proposed (If no, return the form to the petitioner.)  School District where territory is located Municipality where territory is located County where territory is located  I, the undersigned, certify that the proper information entered above in Section 2 is SIGNATURE OF MUNICIPAL CLERK  Name of Clerk (please print)  Mailing Address  Phone Number  LOS-455-3  District receiving petition  CHOLOGIE	FOUND OF BUTTAND  TOWN OF BUTTAND  DANE  Ty description in Section 1 is sufficient to description in Section 1 is sufficient to description in Section 1 is sufficient to description.  STACE RD BROOKLED STACE RD BROOKLED  ETED BY THE CLERK OF THE SERTIORY IS LOCATED - (please parties).  The Area Chall Diffict	Value of Property Year Value was Determined Assessment Ratio etermine its location and value Dat  White the control of the control of type) Date received Date received Date recent 3rd Friday in Septem	312100 2023 1.0198 and that the e: 10/10/2023 d: w1: us
The legal description of the territory proposed (If no, return the form to the petitioner.)  School District where territory is located  Municipality where territory is located  County where territory is located  I, the undersigned, certify that the proper information entered above in Section 2 is SIGNATURE OF MUNICIPAL CLERK  Name of Clerk (please print)  Mailing Address  Phone Number  SECTION 3—TO BE COMPL  TER  District receiving petition  Office (Please Print)  SECTION 3—TO BE COMPL  TER  Number of pupils residing in the territory desor 2nd Eriday in January (see s.121.05 (1) (a).	for detachment is sufficient to identify its loca  STOLIGHTON  FOWN OF BUTLAND  DANE  Ty description in Section 1 is sufficient to d correct  Wisconsin Section 1 is sufficient to d correct  STACE RD BROOKL  PRETED BY THE CLERK OF THE SERTIORY IS LOCATED (please p of the Area (LOD) Diffict scribed in Section 1 who were reported as of the Wisconsin statutes, for categories of students	Value of Property Year Value was Determined Assessment Ratio etermine its location and value  Dat  Ont  Ont  Ont  Ont  Ont  Ont  Ont  O	312100 2023 1.0198 and that the e: 10/10/2023 d: w1: us
The legal description of the territory proposed (If no, return the form to the petitioner.)  School District where territory is located Municipality where territory is located County where territory is located  1, the undersigned, certify that the proper information entered above in Section 2 is SIGNATURE OF MUNICIPAL CLERK  Name of Clerk (please print)  Mailing Address  Phone Number  208-455-3  SECTION 3-TO BE COMPL  TER  District receiving petition  Number of pupils residing in the territory des or 2nd Eriday in January (see s. 121.05 (1) (a).  Name of School District Clerk (please print)	for detachment is sufficient to identify its loca  STOLIGHTON  FOUND OF BUTLAND  DANE  Ty description in Section 1 is sufficient to decorrect  STACE RD BROKK  STACE RD BROKK  ETED BY THE CLERK OF THE SERVICE IS LOCATED - (please parts)  HIST PURK OF CATED - (please parts)  Wisconsin statutes, for categories of students  LISA PURK  STACE ROME  STACE ROME  Wisconsin statutes, for categories of students	Value of Property Year Value was Determined Assessment Ratio etermine its location and value  Dat  Ont  Ont  Ont  Ont  Ont  Ont  Ont  O	312100 2023 1.0198 and that the e: 10/10/2023 d: w1: us
The legal description of the territory proposed (If no, return the form to the petitioner.)  School District where territory is located Municipality where territory is located County where territory is located  I, the undersigned, certify that the proper information entered above in Section 2 is SIGNATURE OF MUNICIPAL CLERK  Name of Clerk (please print)  Mailing Address  Phone Number  LOS-455-3  SECTION 3—TO BE COMPL  TER  District receiving petition  Number of pupils residing in the territory des or 2nd Eriday in January (see s. 121.05 [1] (a).  Name of School District Clerk (please print)	for detachment is sufficient to identify its loca  STOLIGHTON  FOUND OF BUTLAND  DANE  Ty description in Section 1 is sufficient to decorrect  STACE RD BROKK  STACE RD BROKK  ETED BY THE CLERK OF THE SERVICE IS LOCATED - (please parts)  HIST PURK OF CATED - (please parts)  Wisconsin statutes, for categories of students  LISA PURK  STACE ROME  STACE ROME  Wisconsin statutes, for categories of students	Value of Property Year Value was Determined Assessment Ratio etermine its location and value  Dat  VALUE of Property  Year Value was Determined  Dat  VALUE of VALUE  Dat  SCHOOL DISTRICT IN VALUE  Date received  Dat received  Phone  Phone	312100   2023   1.0198   and that the   e: 10/10/2023   d:w1:us   VHICHTHE   23   ther   0   008-877-5002

photocopy accompanied by a Certificate of True Copy) of this petition to the school board of the school district to which the property is proposed to be attached and also to :

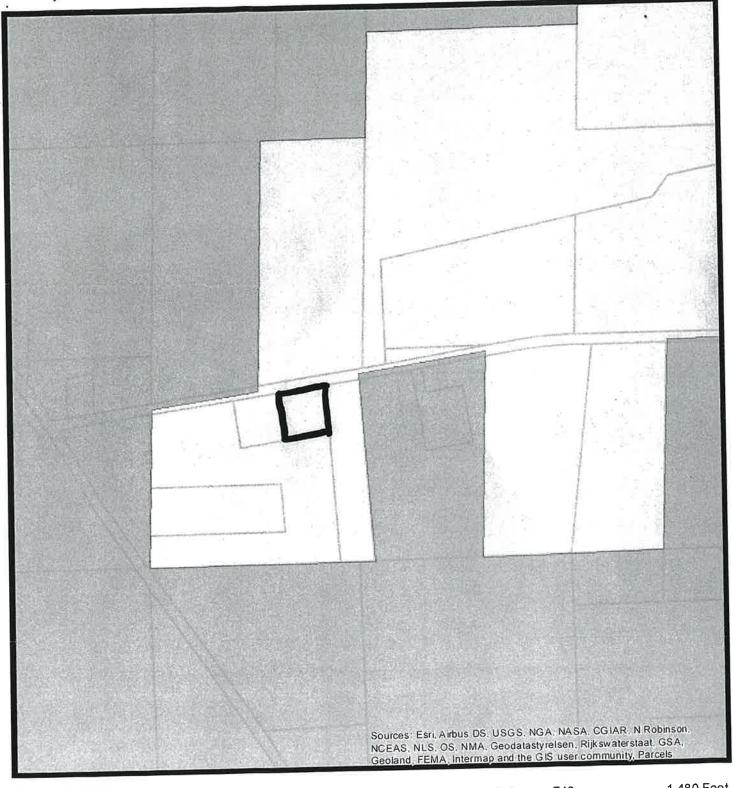
Secretary, School District Boundary Appeal Board Department of Public Instruction

PO Box 7841

(For more information contact Kathy Fry, (608) 224-5343. Kathleen Fry@dpi.wi.gov. Both districts must act on this petition by March 1.) Madison, WI 53707-7841

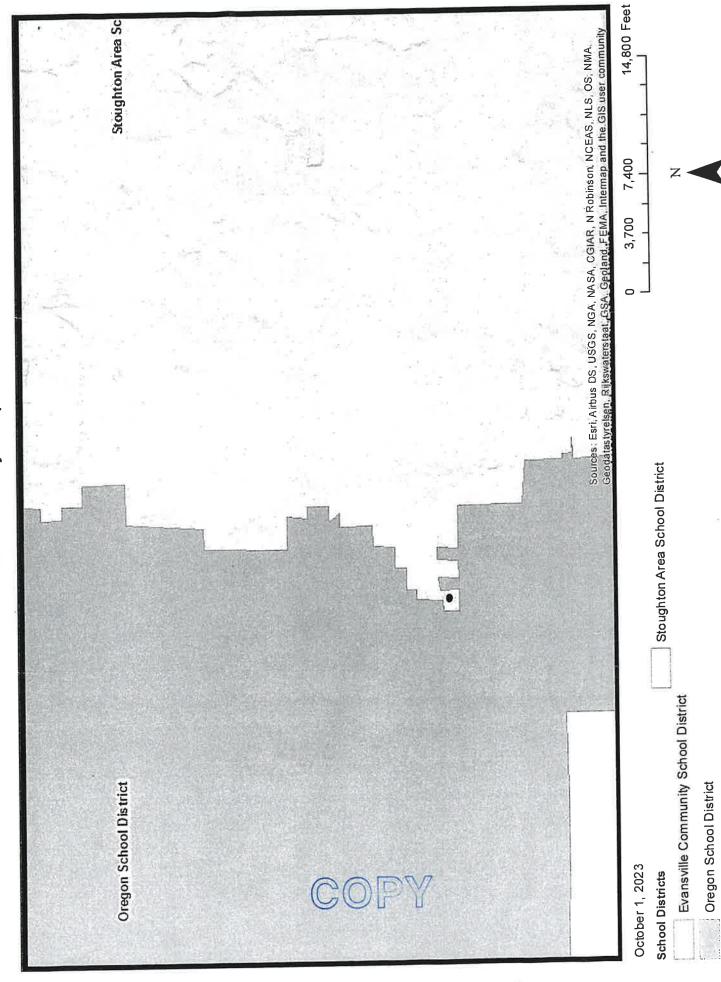


# Dane County Map





# Dane County Map





Current

**≺** Parcel Parents

**Summary Report** 

Parcel Summary		More +
Municipality Name	TOWN OF RUTLAND	
Parcel Description	LOT 2 CSM 14767 CS103/95&98-4/11/2018 F/	
Owner Name	TRAVIS R LEESER	<b>-</b>
Primary Address	4375 OLD STONE RD	
Billing Address	4375 OLD STONE RD OREGON WI 53575	

Show Municipal Contact Information **✓** 

Assessment Summary	
Assessment Year	2023
Valuation Classification	G1
Assessment Acres	2.040
Land Value	\$132,500.00
Improved Value	\$179,600.00
Total Value	\$312,100.00

**Show Valuation Breakout** 

## **Zoning Information**

For the most current and complete zoning information contact: Dane County Zoning | 608-266-4266

Zoning	
RR-2	

**Zoning District Fact Sheets** 



## **A** Proximity Notice

Some portion of this parcel either contains or is in close proximity to sensitive environmental features (i.e. shorelands, floodplains, or wetlands), and Dane County regulations may apply.

Please contact the Dane County Zoning Division at (608) 266-4266 for additional permitting information.

## **District Information**

Туре	State Code Description	
REGULAR SCHOOL	5621	STOUGHTON SCHOOL DIST
TECHNICAL COLLEGE	0400	MADISON TECH COLLEGE
OTHER DISTRICT	26BR	BROOKLYN FIRE
OTHER DISTRICT	26BR	EMS BROOKLYN

## **Parcel Maps**



**DCiMap** 

**Google Map** 

**Bing Map** 

#### Tax Information @



Tax Year 2023			
Assessed Land Value	Assessed Improvement Value	Total Assessed Value	
\$132,500.00	\$179,600.00	\$312,100.00	
Taxes:		\$3,530.19	
Lottery Credit(-):		\$229.83	
First Dollar Credit(-):		\$61.75	
Specials(+):		\$9.54	
Amount:		\$3,248.15	
2023 Tax Info Details		Tax Payment History	

#### **Recorded Documents**

Doc. Type	Date Recorded	Doc. Number	Volume	Page
WD	07/24/2018	5427793		

Show More **✓** 

#### DocLink

DocLink is a feature that connects this property to recorded documents listed above. If you'd like to use DocLink, all you need to do is select a link in this section. There is a fee that will require either a credit card or user account. Click here for instructions.

NOTE: Searching by the documents listed above will only result in that recorded document. For a more comprehensive search, please try searching by legal description and/or Parcel Number: 0510-203-9975-0. Tapestry searches by PIN or legal description are more comprehensive back through approximately 1995.

PLEASE TURN OFF YOUR POP UP BLOCKER TO VIEW DOCLINK DOCUMENTS. If you're unsure how to do this, please contact your IT support staff for assistance. You will be unable to view any documents purchased if your pop up blocker is on.



Access Dane is a product of
Dane County Land Information Council
© Copyright 2001
210 Martin Luther King Jr. Blvd
City-County Bldg. Room 116

## Madison, WI 53703



Home | Disclaimer | Privacy | Resources | Contact Us

# OREGON SCHOOL BOARD RESOLUTION AUTHORIZING ISSUANCE OF AN ORDER

WHEREAS, a meeting of the school board of the Oregon School District was held on Monday, February 26, 2024, and

WHEREAS, a petition has been filed with the clerk of the school board, pursuant to s. 117.11013, Wis Stats., proposing a petition to alter school district boundaries; 2.04 acres at 4375 Old Stone Rd, Oregon, WI 53575; Parcel ID No. 052/0510-203-9975-0 Description: LOT 2 CSM 14767 CS103/95&98-4/11/2018 F/K/A LOT 1 CSM 11311 CS68/219&220-1/26/2005 DESCR AS SEC 20-5-10 PRT SE1/4SW1/4 & SEC 28-5-10 PRT NE1/4NW1/4 (2.04 ACRES) be detached from the Stoughton Area School District and attached to the Oregon School District, and

WHEREAS, a public hearing has been held on the proposed reorganization by the school board on February 26, 2024, pursuant to s. 117.12, Wis Stats.,

NOW, THEREFORE, BE IT RESOLVED that an order be issued and filed (granting or denying) the petition upon which said hearing has been held.

Introduced k	oy:		
Seconded b	y:		
Vote:	Yes	No	
Dated this _	day of _		
Ahna Bizjak, Oregon Sch			

# Public School District Reorganization-Detachment and Attachment of Small Territory Initiated by Owner

(Wis. Stats. 117.12)

#### **APPLICATION**

Wis. Stats. 117.12(1)

This section applies to the owner or elector-initiated petition to detach a small territory. A territory is defined as small if **both**:

- the assessed valuation of the territory proposed to be transferred, divided by its assessment ratio, is less than seven (7) percent of the equalized valuation of the school district from which it is proposed to be detached, **and**
- less than seven (7) percent of the enrollment of the school district from which the territory is proposed to be detached resides in the territory proposed to be transferred. (Use the most recent 3rd Friday in September or 2nd Friday in January count.)

#### **PETITION**

Wis. Stats. 117.12(2)

A small territory, owner-initiated petition may be filed by either:

- A majority of the electors residing in the territory proposed to be detached; or
- The owners of 50 percent or more of the territory proposed to be detached, as measured by the territory's assessed valuation divided by its assessment ratio.

Petitions for the detachment and attachment of any small territory must be filed **before February**1 with the clerk of the school district to which the territory is currently attached. The petition must include a description of the parcel or territory proposed for detachment. This description must be sufficiently accurate to determine its location in the school district in which it is located, as certified by the clerk of each town, village, or city within which all or part of the parcel or territory is located. The petition must also state the number of pupils residing in the territory who were enrolled in the district to which the territory is currently attached, as certified by the district clerk.

(Use the most recent 3rd Friday in September or 2nd Friday in January count.) The petition should

be filed personally or mailed directly to the clerk of the school district to which the territory is currently attached. The school district clerk must receive the petition **before February 1** in order for it to be considered that year.

Click on the following link to view or print a small territory transfer petition w.

#### **SCHOOL BOARD ACTION**

Wis. Stats. 117.12(3)

During the month of February, each affected school board must give the petitioners an opportunity to meet with the board to present reasons for the proposed reorganization **before** adopting a resolution either granting or denying the detachment. **Each** affected school board must vote on the proposed reorganization. If all school boards agree to the detachment and attachment of the territory, the process ends and the reorganization will become effective July 1 of that year. If any school board denies the proposed reorganization, an appeal may be made to the School District Boundary Appeal Board by the electors or owners described above. Failure of a school board to **adopt a resolution** before March 1 either ordering or denying the reorganization constitutes a denial of the reorganization by the school board.

# APPEALS OF A SCHOOL BOARD'S ORDER OF DENIAL Wis. Stats. 117.12(4) and (5)

A majority of the elector(s) residing in the territory or the owner(s) of 50 percent or more of the territory may appeal the school board's order denying detachment of a small territory. The appeal shall be filed with the Secretary of the School District Boundary Appeal Board before the March 15 following the denial. Appeals received after March 14 will be rejected as not timely.

Click on the following link to view or print a <u>model appeal application</u> w for a hearing before the School District Boundary Appeal Panel.

#### **Appeal Panel**

In most cases, appeals of the denial of the detachment and attachment of small territories are heard by a three-member Appeal Panel appointed by the State Superintendent. The panel members are also members of the School District Boundary Appeal Board (SDBAB). The panel must include one person from a district with small enrollment, one from a district with medium enrollment, and one from a district with large enrollment. The Appeal Panel, after hearing the details of the petition, may affirm, deny, or modify the school board's denial of the reorganization of the territory designated on the petition. The appeal order shall be issued before the June 15 following the filing of the appeal; any order of detachment is effective July 1.

#### **School District Boundary Appeal Board**

The law also provides that an appeal shall be heard by a seven-member School District Boundary Appeal Board, rather than an Appeal Panel, if any of the following apply:

- More than one appeal to detach small territory from a single district was filed by the March 15 date and either:
  - The total assessed valuation of the territory proposed to be detached under the appeals, divided by the assessment ratio, is seven (7) percent or more of the equalized valuation of the original school district; or
  - The number of pupils enrolled in the school district who reside in the territory proposed to be detached is seven (7) percent or more of that school district's enrollment;

OR

• The total territory detached over the previous two years, including the appeal under review, constitutes two (2) percent or more of either the equalized value or enrollment of the school district from which detachment is proposed.

For all appeals, the School District Boundary Appeal Panel or Board shall evaluate each appeal with the statutory criteria listed in <u>Wis. Stats. 117.15 (https://dpi.wi.gov/sms/reorganization/evaluation-criteria)</u> and issue an order either affirming, denying, or modifying the school board's denial of any or all of the proposed reorganizations. The School District Boundary Appeal Board's order shall be issued by the June 15 following the filing of the appeal; any reorganization that is granted is effective July 1.

#### **RELATED ISSUES**

S.117.25(2), Wis. Stats., states that when territory is detached from one school district and attached to another school district the following apply:

- Assets and liabilities are assigned to the school districts under s. 66.0235, Wis. Stats., on the
  effective date of the reorganization. The process may include assets and liabilities being
  assigned proportionally to the affected school districts based on the ratio of the equalized
  valuation of the reorganized territory to the equalized valuation of all taxable property in the
  detaching school district {s. 66.0235(2c)(a), Wis. Stats.}.
  - Wis. Stats. 66.0235(2c)(b) provides for an alternate procedure to be used wherein the affected school boards adopt identical resolutions stating the agreed-upon division of assets and liabilities. The resolution must pass in each affected school board by a three-fourths vote in favor of the resolution.
  - Districts holding state trust fund loans should refer to s. 66.0235(10), Wis. Stats., for the procedure to transfer this debt.
- Any employee of the school district from which territory is detached who is laid off as a result of the reorganization has priority over other persons, except employees of the school district to

which the territory is attached and former employees of that school district who were laid off from that school district, for three (3) years after the effective date of the reorganization for new positions and vacant positions for which he or she is qualified in the school district to which the territory is attached. {s. 117.25 (2)(b)(1), Wis. Stats.}

Any person who wishes to exercise this priority shall notify the school district to which the territory is attached, in writing, that he or she wishes to be considered for any new position or vacant position and shall include in the notice the address to be used by the school district to notify the person of such positions. {s. 117.25 (2)(b)(2), Wis. Stats.}

#### **APPEAL TO CIRCUIT COURT**

#### Wis. Stats. 117.14

Any person aggrieved by an order of the School District Boundary Appeal Board or Appeal Panel may appeal the order to a circuit court within thirty (30) days after copies of the order are filed with the secretary of the board under s. 117.17(2), Wis. Stats. To begin the appeal, the aggrieved person must serve written notice, specifically stating the grounds for the appeal, upon the Secretary of the School District Boundary Appeal Board and file the notice with the clerk of the circuit court of any county in which any of the territory proposed to be detached is located or with the clerk of the circuit court of any county in which any territory of the school district to which the territory is proposed to be attached is located.

#### WHAT THE STATUTES SAY WITH REGARD TO NOTIFICATION

- A certified copy of the petition must be sent to the school board of the school district to which the territory is proposed to be attached and to DPI. {Wis. Stats. 117.12(2)}
- The school district clerk of a district adopting a resolution must, within 5 days after the adoption of the resolution, send a certified copy of the resolution to the school board of the other affected district and to DPI. {Wis. Stats. 117.12(3)}

Click on the following link to locate <u>samples (https://dpi.wi.gov/sms/reorganization/forms)</u> of orders and resolutions related to school district reorganization. It is recommended that school boards fill out three originals, one to keep and one each for the other district and the DPI. If you send photocopies of the original, a Certificate of True Copy is needed.

For questions about this information, contact <u>Janice Zmrazek</u> (https://dpi.wi.gov/user/220/contact) (608) 266-2803

# Public School District Reorganization-Procedures for School District Boundary Appeal Board Panel Hearings

The School District Boundary Appeal Board (SDBAB) panel consists of three (3) individuals who currently serve as school board members of their local school districts and who have been appointed by the state superintendent to hear appeals filed under Chapter 117, Wis. Stats. A non-voting chairperson, also appointed by the state superintendent, facilitates the hearing.

In the weeks prior to the hearing, the school districts are asked to submit the following information:

- A copy of the notice of any local school board hearing on a petition or a resolution for reorganization; transcribed minutes, transcribed stenographic record or electronic recording of hearing; and a copy of all exhibits and data submitted at the hearing.
- Class schedule, list of courses, or other information about the academic program of any school
  or schools attended, or that would be attended, by students residing on the territory that is the
  subject of the appeal.
- School district map indicating location of property under appeal.
- Any written statement of facts or other relevant matters relating to a proposed reorganization.

Petitioners will also be given the opportunity to submit information prior to the hearing. This information, along with any other relevant documents that are received by the Secretary of the School District Boundary Appeal Board, become part of the Official File for each hearing. A copy of the Official File is provided to each SDBAB panel member, school district representative and petitioner in advance of the hearing so he/she may study the documents and become familiar with the issues related to the appeal.

Additional documents that are not already included in the Official File may be presented as exhibits during the appeal hearing. If such documents are to be used, they should be submitted to the recording secretary 30 minutes before the scheduled start time of the appeal so they can be properly verified and marked. Eight (8) copies of each exhibit are needed for distribution.

The proponent(s) (those people asking that the school board's order of denial be reversed and that the territory be detached) present their case first. The time limit for the presentation is one hour. The opponent(s) (those people who want the territory to remain in the school district) are also given up to one hour for their presentation. After the presentations, a 10-minute summation or rebuttal time is given to both parties.

At the conclusion of the public presentations, the SDBAB panel is given an opportunity to ask questions of anyone who presented testimony or of other parties in attendance. However, no one is allowed to make statements during this time period unless asked to do so by panel members. When the panel has no more questions, deliberations begin.

The panel discusses the appeal and makes its decision in the presence of the proponent(s), opponent(s) and audience. In accordance with s. 117.15, Wis. Stats., the appeal panel considers and weighs specific criteria as they affect the educational welfare of all of the children residing in all of the school districts affected by the proposed reorganization. Click on the following link to view the <a href="list of criteria">list of criteria</a>. (<a href="https://dpi.wi.gov/sms/reorganization/evaluation-criteria">https://dpi.wi.gov/sms/reorganization/evaluation-criteria</a>)

For questions about this information, contact <u>Janice Zmrazek</u> (https://dpi.wi.gov/user/220/contact) (608) 266-2803

# School District Boundary Appeal Board

The School District Boundary Appeal Board (SDBAB) is created within the Department of Public Instruction by <u>s.15.375</u>, <u>Wis. Statutes</u>

(https://docs.legis.wisconsin.gov/statutes/statutes/15/II/375/2) to address certain issues related to school district reorganization. The Board consists of 12 school board members appointed by the state superintendent of Public Instruction for staggered two-year terms. Four members represent small school districts; four represent medium school districts, and four represent large school districts. No more than one member may come from each of the 12 CESA areas. Three-member panels of SDBAB members (one each from a small, medium, and large district) hear appeals related to small territory detachment. Seven member boards, consisting of two representatives each from small, medium, and large districts, and the state superintendent or his or her designee, address issues related to district creation and dissolution, annexation, or boundary disputes. Operations of the board are described in s.117.05(1) and (2), Wis. statutes

(https://docs.legis.wisconsin.gov/statutes/statutes/117/05?view=section).

#### **SDBAB Fees**

- <u>Section 117.05 (9)</u>, <u>Wisconsin statutes</u>, (<u>https://docs.legis.wisconsin.gov/statutes/statutes/117/05/9)</u> permits the state superintendent to charge fees sufficient to reimburse the department for the costs related to certain School District Boundary Appeal Board (SDBAB) activities.
- Section PI 2.03 of the administrative rules Prequires the state superintendent to annually "establish a filing fee sufficient to cover the expenses of convening the school district boundary appeal board and the appeal panel".

<u>Filing Fee Schedule</u> w - Current filing fees for SDBAB hearings.

<u>SDBAB Panel Hearing Procedures (https://dpi.wi.gov/sms/school-district-boundary-appeal-board/hearing)</u> - A description of the process for planning and holding a hearing of the three-member SDBAB panel.

## 2019 Hearing Packets

May 23 - <u>19-23 - Oregon/McFarland</u> 凸

May 29 - <u>19-10 - Hudson/River Falls</u> 占

May 29 - <u>19-25 - Somerset/Hudson</u>

For questions about this information, contact <u>Janice Zmrazek</u> (<u>https://dpi.wi.gov/user/220/contact)</u> (608) 266-2803

#### 117.05

#### **CHAPTER 117**

#### SCHOOL DISTRICT REORGANIZATION

117.01	Applicability.	117.14	Appeal to court.
117.03	Definitions.	117.15	Criteria for school district reorganizations.
117.05	General provisions.	117.17	Reorganization order.
117.08	Consolidation of school districts.	117.20	Referendum procedures.
117.09	Consolidation of union high and elementary school districts.	117.22	School boards in new school districts.
117.10	Dissolution of a school district.	117.25	Transfer of assets, liabilities and employees; agreements between consoli-
117.105	Creation of a school district.		dating school districts.
117.11	Detachment and attachment of large territory.	117.27	Change of district type.
117.12	Detachment and attachment of small territory initiated by owner.	117.30	Attachment upon failure to operate school.
117.13	Detachment and attachment of small territory initiated by school boards.	117.35	School district boundary disputes.
117.132	Territory annexed to certain municipalities.		• •

Cross-reference: See definitions in s. 115.001. Cross-reference: See also ch. PI 2, Wis. adm. code.

**117.01 Applicability.** This chapter does not apply to any school district reorganization affecting a school district operating under ch. 119.

History: 1989 a. 114.

#### **117.03 Definitions.** In this chapter:

- (1) "Affected school district" means the entire territory of any of the following school districts:
- (a) A school district from which any territory is detached or proposed to be detached.
- (b) A school district to which any territory is attached or proposed to be attached.
- (c) A school district that is consolidated with one or more other school districts or proposed to be consolidated with one or more other school districts.
- (d) A school district that is dissolved or proposed to be dissolved.
- (2) "Appeal panel" means a panel appointed by the state superintendent under s. 117.05 (1).
  - **(3)** "Board" means the school district boundary appeal board.
- (**3g**) "Boundary dispute" means a dispute between 2 or more school districts concerning whether certain territory is located within a particular school district.
- (3m) "Enrollment" means the number of pupils enrolled, as provided under s. 121.05 (1) (a), on the most recent of the preceding 3rd Friday of September or 2nd Friday of January.
- **(4)** "Equalized valuation" has the meaning given under s. 121.004 (2).
- (4m) "Interested school district" means a school district involved in a boundary dispute.
- **(5)** "Reorganization" means the consolidation of 2 or more school districts, the dissolution of a school district, the detachment of territory from one school district and its attachment to an adjoining school district or the creation of a school district.

**History:** 1989 a. 114; 1995 a. 27; 1997 a. 27; 1999 a. 18.

- **117.05 General provisions. (1)** APPEAL PANELS. The state superintendent shall appoint 3 members of the board to hear appeals filed under ss. 117.12 (4) and 117.13 (3). No 2 members of the appeal panel may be board members from any of the following kinds of school districts: those with small enrollments, those with medium enrollments or those with large enrollments.
- (1m) BOARD AND APPEAL PANEL MEETINGS. The state superintendent shall set the time and place for meetings of the board under ss. 117.10, 117.105 (2m) and (4m), 117.12 (5) and 117.132 and for meetings of appeal panels under ss. 117.12 (4) and 117.13.
- **(2)** SELECTION OF BOARD MEMBERS FOR EACH REVIEW; BOARD AND SCHOOL BOARD VOTING REQUIREMENTS. (a) *Board*. The state superintendent shall appoint 7 members of the board to perform

any review under ss. 117.10, 117.105 (2m) and (4m), 117.12 (5), and 117.132. The 7 members shall include the state superintendent or his or her designee on the board, 2 board members from school districts with small enrollments, 2 board members from school districts with medium enrollments, and 2 board members from school districts with large enrollments. Any action of the board under this chapter requires the affirmative vote of at least 4 of the 7 members appointed under this paragraph.

- (b) *School board*. Any action by a school board under this chapter requires the affirmative vote of a majority of its full authorized membership.
- **(3)** JOINT MEETINGS AND HEARINGS. The school boards of the affected school districts may hold joint meetings or joint public hearings in any reorganization proceeding under this chapter.
- **(4)** LIMITATIONS ON PROCEEDINGS. (a) *Pending proceedings*. A reorganization proceeding is pending from the date that a petition is filed under s. 117.105 (1) (a), 117.11 (2) or 117.12 (2) or a resolution is adopted under s. 117.08 (1), 117.09 (1), 117.10 (1), 117.105 (1) (b) or (4m), 117.13 (2) or 117.132 (2) until the date on which the latest of any of the following occurs:
  - 1. An order granting the reorganization takes effect.
- 2. The reorganization is denied and, following the denial, any time period for requesting a referendum, requesting review by the board or making an appeal to an appeal panel, under ss. 117.08 to 117.132, has expired.
- (b) Limitation if proceeding is pending; state aid apportionment. While a reorganization is pending, as provided under par. (a) or under s. 117.01 (1) (d), 1987 stats.:
- 1. Any other reorganization proceeding commenced or order made that includes any territory included in the pending reorganization proceeding is void.
- 2. State aid shall be apportioned to the affected school districts as if the reorganization had not been initiated.
- (c) One-year limitation on consideration of transfers. 1. Except as provided under subd. 2., no petition for the detachment of territory from one school district and its attachment to an adjoining school district may be filed under s. 117.11 (2) or 117.12 (2) before the 2nd July 1 following the filing of a petition under s. 117.11 (2) or 117.12 (2) for any reorganization that includes any of the same territory.
- 2. The limitation under subd. 1. does not apply if the school board of each affected school district adopts a resolution waiving the limitation. If a school board denies a request for a waiver under this subdivision, the denial may not be appealed under this chapter.
- (d) Four-year limitation on consideration of creation of a school district. 1. Except as provided in subd. 2., no petition may be filed or resolution adopted for the creation of a new school district under s. 117.105 (1) (a) or (b) before the 5th July 1 following the filing of a petition under s. 117.105 (1) (a) or the adoption of a resolution under s. 117.105 (1) (b) or the date of an order issued

#### SCHOOL DISTRICT REORGANIZATION

under s. 117.105 (4m) (c) for any reorganization that includes any of the same territory.

- 2. The limitation under subd. 1. does not apply if the school board of each affected school district adopts a resolution waiving the limitation. If a school board denies a request for a waiver under this subdivision, the denial may not be appealed under this chapter.
- (5) ALL TERRITORY IN SCHOOL DISTRICT; CONTIGUOUS UNION HIGH SCHOOL DISTRICT TERRITORY. (a) *Territory in district*. All territory within this state shall be included in a school district operating elementary school grades and a school district operating high school grades or in a school district operating both elementary and high school grades, except for territory located in a school district that is not operating certain grades as a result of entering into a whole grade sharing agreement under s. 118.50. No territory may be detached from a school district unless by the same order it is attached to another school district or included in a new school district created by the order. No territory may be detached from a school district that operates high school grades unless by the same order it is attached to or included in another school district that operates high school grades.
- (b) Contiguous union high school district territory. No territory may be detached from a union high school district so as to make parts of the school district noncontiguous.
- (7) VALIDATION OF SCHOOL DISTRICTS. No appeal or other action attacking the legality of the formation of a school district, either directly or indirectly, may be taken after the period provided under s. 893.74. This subsection shall be liberally construed to effect the legislative purpose to validate and make certain the legal existence of all school districts in this state, however created or reorganized, and to bar every right to question the existence of a school district in any manner and to bar every remedy relating to the formation of a school district notwithstanding any defects or irregularities, jurisdictional or otherwise, in any action or proceeding commenced after the expiration of the period provided under s. 893.74.
- **(8)** INFORMATION ON REORGANIZATION PROCEDURES. The department shall prepare a written description of the procedures for school district reorganizations under ss. 117.08 to 117.132 and distribute copies to school district clerks. A school district clerk shall give a copy of the description to any person, upon request, and to any person filing a petition with the clerk under s. 117.08 (3) (a) 2., 117.09 (3) (a) 2., 117.105 (1) (a), 117.11 (2) or (4) (a) 2. or 117.12 (2), at the time the petition is filed.
- **(9)** BOARD AND APPEAL PANEL FEES. (a) The state superintendent may charge the following persons a fee sufficient to reimburse the department for the costs of the board under ss. 117.10, 117.105, 117.132 and 117.35:
- 1. The school boards of the affected school districts under s. 117.105 if they fail to reach agreement under s. 117.105 (1m) (b).

1m. The village boards of villages and the affected school district under s. 117.105 (4m).

- 2. A person who files a petition requesting review by the board under s. 117.105 (2m).
- 3. A school board that adopts a resolution to dissolve the school district under s. 117.10 (2).
- 4. A school board that requests review by the board under s. 117.132 (4) (a) 1.
- 5. A person who files a petition requesting review by the board under s. 117.132 (4) (a) 2.
- 6. A school board requesting resolution of a boundary dispute under s. 117.35 (2).
- (b) The clerk of the school district ordering the dissolution or requesting review shall pay the fee under par. (a) 3. or 4. to the state superintendent. The clerk of each affected school district shall pay the fee under par. (a) 1. to the state superintendent. The state superintendent shall allocate the fee under par. (a) 1. among the school districts from which territory is being detached to create a

- new school district if there is more than one such school district. The secretary of the board shall forward the fees collected under par. (a) 1. and 5. to the state superintendent.
- (c) The state superintendent may charge a person filing a notice of appeal under s. 117.12 (4) or 117.13 (3) a fee sufficient to reimburse the department for the costs of the appeal panel under s. 117.12 (4) or 117.13 (3). The secretary of the board shall collect the fee and forward it to the state superintendent. The state superintendent may not charge any person who files a notice of appeal under s. 117.12 (4) and is charged the fee under this paragraph any additional fee for review by the board under s. 117.12 (5).
- (10) STATE SUPERINTENDENT TO ADVISE. The state superintendent shall advise and consult with school boards regarding school district organization and reorganization. If, in the state superintendent's opinion, one or more school districts should be created, altered, consolidated or dissolved, he or she may make recommendations to the school boards of the affected school districts.

  History: 1989 a. 114, 287; 1993 a. 392; 1995 a. 27 ss. 3927 to 3930, 9145 (1); 1997 a. 27, 286; 1999 a. 18, 32; 2015 a. 55; 2017 a. 59; 2017 a. 365 s. 111.
- **117.08** Consolidation of school districts. (1) INITIATION OF PROCEDURES. The school boards of 2 or more school districts may adopt resolutions stating that they will consider consolidating their school districts. The school district clerk of each school board adopting a resolution under this subsection shall send a certified copy of the resolution to the school boards of each of the other affected school districts and to the secretary of the board.
- (2) SCHOOL BOARD ACTION. In the first July beginning after the adoption of resolutions by 2 or more school boards under sub. (1), the school boards of the affected school districts may order the school districts consolidated by the adoption, by each of those school boards, of a resolution ordering the consolidation. Failure of a school board to adopt a resolution either ordering or denying the consolidation before August 1 constitutes a denial of the consolidation by that school board. The school district clerk of each school board adopting a resolution under this subsection, either ordering or denying a consolidation, shall, within 5 days after the adoption of the resolution, send a certified copy of the resolution to the school boards of each of the other affected school districts and file a certified copy of the resolution as provided under s. 117.17 (2). If the school board of each affected school district adopts a resolution ordering the consolidation, the consolidation shall take effect on the following July 1, unless a referendum under sub. (3) is required.
- (3) REFERENDUM. (a) If the school board of each affected school district adopts a resolution ordering a consolidation under sub. (2), a referendum on the consolidation shall be held under par. (b) if one of the following occurs:
- 1. At the time of adopting the resolution under sub. (2), the school board of any affected school district directs the holding of a referendum.
- 2. Before the 2nd Tuesday of September following the adoption of the resolutions under sub. (2), a petition conforming to the requirements of s. 8.40 requesting a referendum, signed by at least 10 percent of the electors who reside in any affected school district, is filed with the clerk of the school district that has the highest equalized valuation of the affected school districts. The validity of the petition shall be governed by the rules promulgated under s. 8.40 (3).
- (b) If a referendum is directed or a petition requesting a referendum is filed under par. (a), the school district clerk of the school board adopting the resolution or the school district clerk receiving the petition shall immediately notify the school boards of each of the other affected school districts, the secretary of the board and the clerk of each city, village or town, any part of which is contained within an affected school district. The referendum shall be held in the affected school districts as provided under s. 117.20. Votes shall be counted separately for each affected school district.
- (4) REFERENDUM RESULTS. If a majority of the votes cast in each affected school district is in favor of consolidation, the

3

117.09

school districts shall be consolidated on the following July 1. At the time of canvassing the returns, the school boards of the affected school districts shall make and file an order of school district reorganization under s. 117.17 (2).

- (5) ALTERNATIVE TIMELINES. (a) If each school board adopting a resolution under sub. (1) specifies in its resolution that the alternative timeline under this paragraph applies, the dates specified in subs. (2), (3) (a) 2., and (4) are changed as follows:
- 1. The resolutions ordering or denying a consolidation under sub. (2) shall be adopted in the first December beginning after the adoption of resolutions by 2 or more school boards under sub. (1). Failure of a school board to adopt a resolution either ordering or denying the consolidation before January 1 constitutes a denial of the consolidation by that school board.
- 2. The petition requesting a referendum under sub. (3) (a) 2. shall be filed before the 2nd Tuesday of February following the adoption of the resolutions under sub. (2).
- 3. If a majority of the votes cast in each affected school district is in favor of consolidation, the school districts shall be consolidated on the 2nd following July 1.
- (b) If each school board adopting a resolution under sub. (1) specifies in its resolution that the alternative timeline under this paragraph applies, the dates specified in subs. (2) and (3) (a) 2. are changed as follows:
- 1. The resolutions ordering or denying a consolidation under sub. (2) shall be adopted in the first May beginning after the adoption of resolutions by 2 or more school boards under sub. (1). Failure of a school board to adopt a resolution either ordering or denying the consolidation before June 1 constitutes a denial of the consolidation by that school board.
- 2. The petition requesting a referendum under sub. (3) (a) 2. shall be filed before the 2nd Tuesday of July following the adoption of resolutions under sub. (2).
- **(6)** STATE AID. From the appropriation under s. 20.255 (2) (br), the department shall pay to a school district created by a consolidation under this section that takes effect on or after July 1, 2019, the following amounts:
- (a) In the school year in which the consolidation takes effect and in each of the subsequent 4 school years, \$150 multiplied by the number of pupils enrolled, as defined in s. 115.437 (1), in the school district in that school year.
- (b) In the 5th school year following the school year in which the consolidation takes effect, 50 percent of the amount the school district received under par. (a) in the 4th year following the school year in which the consolidation takes effect.
- (c) In the 6th school year following the school year in which the consolidation takes effect, 25 percent of the amount the school district received under par. (a) in the 4th year following the school year in which the consolidation takes effect.

**History:** 1989 a. 114, 192, 287; 1991 a. 32; 2009 a. 307; 2017 a. 59.

- 117.09 Consolidation of union high and elementary school districts. (1) INITIATION OF PROCEDURES. The school board of a union high school district and the school boards of any of the school districts operating only elementary grades whose territory is included in the union high school district may adopt resolutions stating that they will consider consolidating the union high school district and all of the elementary school districts whose territory is included in the union high school district to create a common or unified school district operating both elementary and high school grades. The school district clerk of each school board adopting a resolution under this subsection shall send a certified copy of the resolution to the school boards of each of the other affected school districts and to the secretary of the board.
- (2) SCHOOL BOARD ACTION. (a) In the first July beginning after the adoption of resolutions under sub. (1), the school board of the union high school district and the school boards of one or more of the elementary school districts that adopted resolutions under sub. (1) and that have, in their combined territory, at least 55 percent

- of the equalized valuation of the union high school district, may order the union high school district and all of the elementary school districts whose territory is included in the union high school district consolidated to create a common or unified school district operating both elementary and high school grades by the adoption of a resolution ordering the consolidation by each school board
- (b) Failure of a school board to adopt a resolution under par. (a) before August 1, either ordering or denying the consolidation, constitutes a denial of the consolidation by that school board. The school district clerk of each school board that adopts a resolution ordering or denying a consolidation under par. (a) shall, within 5 days after the adoption of the resolution, send a certified copy of the resolution to the school boards of the other affected school districts and file a certified copy of the resolution as provided under s. 117.17 (2). If a consolidation is ordered under par. (a), the consolidation shall take effect on the following July 1, unless a referendum is required under sub. (3).
- (3) REFERENDUM. (a) If a consolidation is ordered under sub. (2) (a), a referendum on the consolidation shall be held under par. (b) if one of the following occurs:
- 1. Before the 2nd Tuesday of September following the adoption of the resolution ordering consolidation under sub. (2) (a), the school board of any affected school district directs the holding of a referendum.
- 2. Before the 2nd Tuesday of September following the adoption of the resolutions under sub. (2) (a), a petition conforming to the requirements of s. 8.40 requesting a referendum, signed by at least 10 percent of the electors who reside in any affected school district, is filed with the clerk of the union high school district. The validity of the petition shall be governed by the rules promulgated under s. 8.40 (3).
- (b) If a referendum is directed or a petition requesting a referendum is filed under par. (a), the school district clerk of the school board adopting the resolution or the school district clerk receiving the petition shall immediately notify the school boards of each of the other affected school districts, the secretary of the board and the clerk of each city, village or town, any part of which is contained within an affected school district. The referendum shall be held in the union high school district as provided under s. 117.20. Votes shall be counted separately for the union high school district and each affected elementary school district.
- (4) REFERENDUM RESULTS. If a majority of the votes cast in the union high school district and in a majority of the affected elementary school districts is in favor of consolidation, the union high school district and all of the affected elementary school districts shall be consolidated on the following July 1. At the time of canvassing the returns, the school boards of the affected school districts shall make and file an order of school district reorganization under s. 117.17 (2).
- (5) ELEMENTARY SCHOOL DISTRICT IN MORE THAN ONE UNION HIGH SCHOOL DISTRICT. (a) If a school district that operates only elementary grades has territory in more than one union high school district, it may consolidate under this section only with the union high school district in which more than 50 percent of its territory, as measured by equalized valuation, is located. Only the territory of the elementary school district that is located in that union high school district shall be included in the newly created common or unified school district operating both elementary and high school grades.
- (b) The remaining territory of the elementary school district shall be attached, by the reorganization order issued under sub. (2) or (4), to a school district that operates only elementary grades and has territory located in the union high school district attended by the high school pupils who reside in the territory being attached.
- (c) Upon the request of the school board of any affected school district, or the school board of any other school district operating only elementary grades that has territory in the union high school district identified under par. (b), the board shall determine to

which elementary school district territory shall be attached under par. (b). The board shall issue an order that either affirms the attachment of the territory as specified in the order under sub. (2) or (4) or modifies the order under sub. (2) or (4) by attaching all or part of the territory to one or more other school districts identified under par. (b).

- (d) Upon the request of the school board of any affected school district, the board shall review any proposed apportionment of assets and liabilities under s. 66.0235 (2c) (a) 1., between the school district created by the consolidation under par. (a) and any elementary school district to which territory is proposed to be attached under par. (b) or (c), and shall issue an order affirming or modifying that apportionment.
- **(6)** STATE AID. From the appropriation under s. 20.255 (2) (br), the department shall pay to a school district created by a consolidation under this section that takes effect on or after July 1, 2019, the following amounts:
- (a) In the school year in which the consolidation takes effect and in each of the subsequent 4 school years, \$150 multiplied by the number of pupils enrolled, as defined in s. 115.437 (1), in the school district in that school year.
- (b) In the 5th school year following the school year in which the consolidation takes effect, 50 percent of the amount the school district received under par. (a) in the 4th year following the school year in which the consolidation takes effect.
- (c) In the 6th school year following the school year in which the consolidation takes effect, 25 percent of the amount the school district received under par. (a) in the 4th year following the school year in which the consolidation takes effect.

History: 1989 a. 114, 192; 1999 a. 150 s. 672; 2017 a. 59.

- **117.10 Dissolution of a school district. (1)** INITIATION OF PROCEDURES. A school board may adopt a resolution stating that it will consider dissolving the school district. The school district clerk of a school board adopting a resolution under this subsection shall send a certified copy of the resolution to the secretary of the board.
- (2) SCHOOL BOARD ACTION. In the first July beginning after the adoption of a resolution under sub. (1), the school board may order the school district dissolved by adopting a resolution ordering the dissolution. Failure of a school board to adopt a resolution either ordering or denying the dissolution before August 1 constitutes a denial of the dissolution by the school board. The school district clerk of a school board adopting a resolution under this subsection, either ordering or denying a dissolution, shall file a certified copy of the resolution as provided under s. 117.17 (2). A school board order under this subsection is not effective unless affirmed by the board under sub. (4).
- **(3)** ADVISORY REFERENDUM. (a) If the school board adopts a resolution under sub. (2) ordering a dissolution, an advisory referendum on the dissolution shall be held under this subsection if one of the following occurs:
- 1. At the time of adopting the resolution under sub. (2), the school board directs the holding of an advisory referendum on the dissolution.
- 2. Before the 2nd Tuesday of September following the adoption of the resolution under sub. (2), a petition conforming to the requirements of s. 8.40 requesting an advisory referendum, signed by at least 10 percent of the electors who reside in the affected school district, is filed with the school district clerk. The validity of the petition shall be governed by the rules promulgated under s. 8.40 (3).
- (b) If an advisory referendum is directed or a petition requesting an advisory referendum is filed under par. (a), the school district clerk shall immediately notify the secretary of the board and the clerk of each city, village or town, any part of which is contained within the school district. The advisory referendum shall be held in the school district as provided under s. 117.20.

- (4) BOARD REVIEW. After the 2nd Tuesday of September following the adoption of the resolution under sub. (2), if no advisory referendum is required, or after the advisory referendum, if one is held, the board shall review the dissolution and, before the following January 15, issue an order either affirming or denying the school board's dissolution order. The order shall be in writing, shall include a statement of the reasons for the order and shall be filed as provided under s. 117.17 (2). If the board affirms the school board's dissolution order, the board shall also issue an order assigning the school district's assets and liabilities under s. 66.0235 (2c) (a) 1., and the school district's territory, to one or more other school districts, and providing for the employees of the dissolved school district under s. 117.25 (3). If the board affirms the school board's dissolution order, the school district shall be dissolved on the following July 1.
- (5) EFFECT OF NEW BUILDING CONSTRUCTION. A school district may not be dissolved under this section if it has constructed a new school building within the 3 years immediately preceding the adoption of a resolution under sub. (2) and, on the date the resolution is adopted, the school district has outstanding debt for the building. This subsection does not apply if the school district to which the building is assigned under sub. (4) agrees to accept both the school building and the outstanding debt for the school building or, prior to the effective date of the dissolution, the building is sold and the debt is paid.

History: 1989 a. 114, 192, 287; 1999 a. 150 s. 672.

- **117.105 Creation of a school district. (1)** INITIATION OF PROCEDURES. Procedures to create a school district from the territory of one or more existing school districts may be initiated by any of the following methods:
- (a) Before July 1 of any year, a written petition requesting the creation of a school district may be filed with the clerk of the school district that has the highest equalized valuation of the affected school districts. The petition shall be signed by at least 20 percent of the total number of electors residing in the affected school districts and by at least 5 percent of the number of electors residing in each affected school district. The school district clerk with whom the petition is filed shall immediately send a certified notice of the petition to the school board of each affected school district and to the secretary of the board. The petition shall include the approximate boundaries of the proposed school district.
- (b) Before July 1 of any year, the school board of each school district from which territory will be detached to create the proposed school district may adopt a resolution stating that the school board will consider the creation of the school district. The resolution shall include the approximate boundaries of the proposed school district. The school district clerk of each school board adopting a resolution under this paragraph shall send a certified copy of the resolution to the school boards of each of the other affected school districts and to the secretary of the board.
- (1m) HEARING; BOUNDARIES; ASSETS AND LIABILITIES. (a) Upon receipt of a petition or notice under sub. (1) (a), or upon the adoption of a resolution and the receipt of copies of resolutions adopted by the school board of each of the other affected school districts under sub. (1) (b), the school board shall hold a public hearing on the proposed reorganization.
- (b) Before the October 15 following the receipt of a petition or notice under sub. (1) (a) or the adoption of resolutions under sub. (1) (b), the school boards of the affected school districts may, by the adoption of resolutions by the school boards of a majority of the affected school districts, agree on the precise boundaries of the proposed school district and the apportionment of the assets and liabilities between the affected school districts and the proposed school district according to the criteria under s. 66.0235 (2c). The school boards may establish an alternative method to govern the assignment of assets and liabilities as provided in s. 66.0235 (2c) (b). In determining the precise boundaries, the school boards may not detach territory from any additional school

districts. The clerk of the school district that has the highest equalized valuation of the affected school districts shall notify the board of their agreement or their failure to reach agreement.

- (c) If the school boards of a majority of the affected school districts fail to agree on the precise boundaries or on the apportionment of assets and liabilities by October 15 under par. (b), the board shall issue an order doing so by the following February 15. In determining the precise boundaries of the proposed school district, the board may not detach territory from any additional school districts.
- (2) SCHOOL BOARD ACTION. Before the January 15 following the determination of the precise boundaries of the proposed school district and the apportionment of assets and liabilities under sub. (1m) (b), or before the April 15 following an order issued by the board under sub. (1m) (c), the school board of each affected school district shall adopt a resolution ordering or denying the creation of the school district. The resolution shall state the school board's rationale for ordering or denying the reorganization and include an evaluation of each of the factors specified in s. 117.15. Failure of a school board to adopt a resolution either ordering or denying the creation of the school district before the applicable date required under this subsection constitutes a denial of the creation of the school district by that school board. The school district clerk of each school board adopting a resolution under this subsection, either ordering or denying the reorganization, shall, within 5 days after the adoption of the resolution, send a certified copy of the resolution to the school boards of each of the other affected school districts and file a certified copy of the resolution as provided in s. 117.17 (2).
- **(2m)** BOARD REVIEW. (a) The board shall review a proposed reorganization under this section if any of the following occurs:
- 1. The school board of each affected school district issues an order under sub. (2) granting the proposed reorganization, and a petition for board review of the proposed reorganization, signed by at least 10 percent of the number of electors residing in the territory of the affected school districts that is not within the proposed school district, is filed with the secretary of the board. The petition shall be filed by February 15 following the school board action under sub. (2), or by May 15 following the school board action under sub. (2) if the board issued an order under sub. (1m) (c).
- 2. The school board of any of the affected school districts issues an order under sub. (2) denying the proposed reorganization, and a petition for board review of the proposed reorganization, signed by at least 10 percent of the number of electors residing in each affected school district, is filed with the secretary of the board. The petition shall be filed by February 15 following the school board action under sub. (2), or by May 15 following the school board action under sub. (2) if the board issued an order under sub. (1m) (c).
- (b) Upon receipt of a petition for review under par. (a), the secretary of the board shall immediately notify the school board of each affected school district and the board shall hold a public hearing on the proposed reorganization. After the hearing and after consulting with the school boards of the affected school districts, but before May 15, the board may modify the boundaries of the proposed school district and the apportionment of assets and liabilities between the affected school districts and the proposed school district unless the board determined the boundaries and apportionment under sub. (1m) (c). The board may not modify the boundaries by detaching territory from any additional school districts.
- (bm) If the board modifies the boundaries or the apportionment of assets and liabilities under par. (b), it shall immediately notify the school board of each affected school district, and before June 15, the school board of each affected school district may proceed under sub. (2) to issue an order either granting or denying the proposed reorganization, as modified by the board. The board shall then proceed under par. (c) without the filing of a new peti-

tion under par. (a) but may not issue an order under par. (c) before June 21.

- (c) By August 1 following receipt of a petition for review under par. (a), the board shall issue an order either granting or denying the proposed reorganization. The order shall state the board's rationale and include an evaluation of each of the factors specified in s. 117.15. The board may overturn the decision of the school boards only if it finds that the school boards' conclusions regarding the factors specified in s. 117.15 are not supported by the facts or that the school boards did not properly apply these factors.
- (3) REFERENDUM. (a) A referendum shall be held under par. (b) if any of the following occurs:
- The school boards of all of the affected school districts grant the proposed reorganization and there is no petition filed for board review.
- 2. The school boards of all of the affected school districts grant the proposed reorganization, a petition for board review is filed and the board grants the proposed reorganization.
- 3. The school board of one or more of the affected school districts denies the proposed reorganization, a petition for board review is filed and the board grants the proposed reorganization.
- (b) If a referendum is required under par. (a), the board shall immediately notify the school boards of each of the affected school districts and the clerk of each city, village or town, any part of which is contained within an affected school district. The referendum shall be held in the territory of the school district proposed to be created by the reorganization.
- (c) In addition to the referendum under par. (a) 3., a referendum shall be held under par. (d) if par. (a) 3. applies and a petition conforming to the requirements of s. 8.40 requesting a referendum, signed by at least 20 percent of the number of electors residing in the territory of the affected school districts, is filed with the clerk of the affected school district with the largest equalized valuation before the 2nd Tuesday of September following issuance of the board's order under sub. (2m) (c).
- (d) If a referendum is required under par. (c), the school district clerk receiving the petition shall immediately notify the school boards of each of the affected school districts and the clerk of each city, village or town, any part of which is contained within an affected school district. The referendum shall be held in the territory of the affected school districts as provided under s. 117.20.
- (4) ORDER OF REORGANIZATION IF APPROVED AT REFERENDUM. If a majority of the votes cast in the referendum held under sub. (3) (b) in the territory of the school district proposed to be created by the reorganization is in favor of the creation of the proposed school district, and a majority of the votes cast in the referendum held under sub. (3) (d) in the territory of the affected school districts is in favor of the creation of the proposed school district, at the time of canvassing the returns the school boards of the affected school districts shall make and file an order of school district reorganization under s. 117.17 (2). The reorganization shall take effect on the following July 1 unless the school board of the newly created school district adopts and files a resolution, as provided in s. 117.17 (2), stating that the reorganization shall take effect on the 2nd July 1 following the order of reorganization.
- **(4m)** PROCEDURES FOR CREATION OF A SCHOOL DISTRICT BASED ON AN OPPORTUNITY SCHOOLS AND PARTNERSHIP PROGRAM; CERTAIN VILLAGES. (a) In this subsection:
- 1. "Eligible unified school district" has the meaning given in s. 115.999 (2m) (a).
- "Village board" means the village board of a village located in an eligible unified school district.
- (b) If a village board adopts a resolution under s. 115.999 (2m) (c) affirming the village board's intent to create a new school district or a resolution to provide a referendum under s. 115.999 (2m) (d), the village board shall submit the resolution to the board.

## (c) 1. Upon receipt of a resolution under par. (b), the board

117,105

- shall hold a public hearing on the proposed reorganization. After the hearing and after consulting with the school board of the eligible unified school district and the village boards of the villages located within the proposed school district, the board shall determine the apportionment of assets and liabilities between the eligible unified school district and the proposed school district according to the criteria under s. 66.0235 (2c).
- 2. By no later than 180 days after the village board receives notice under s. 115.28 (10o) (d), the board shall issue an order that includes the territory of the new school district, as described in the resolution adopted by the village board, and the apportionment of assets and liabilities as determined under subd. 1.
- (d) A binding referendum on a proposed reorganization ordered by the board under par. (c) 2. shall be held in the territory of the school district proposed to be created by the reorganization.
- (e) 1. If a majority of the votes cast in the referendum held under par. (d) is in favor of the creation of the proposed school district, no later than 60 days after the referendum is held, the village boards of the villages included in the proposed school district shall adopt a resolution to designate all of the following for the proposed school district:
- a. The number of school board members under s. 120.01 or 120.41.
- b. The terms of initial members of the school board under s. 120.02 (3) (a).
- c. The method of election of school board members under s. 120.06 or 120.42.
- 2. A village that adopts a resolution under subd. 1. shall submit the resolution to the eligible unified school district.
- 3. If a majority of the votes cast in the referendum held under par. (d) is in favor of the creation of the proposed school district, after receiving a resolution under subd. 2., the school board of the eligible unified school district shall make and file an order of school district reorganization under s. 117.17 (2). In the order, the school board shall designate that the first election of school board members of the newly created school district shall occur at the regularly scheduled spring election immediately following the date on which the order is filed with the board. The reorganization shall take effect on the July 1 described in the resolution adopted by the village board under s. 115.999 (2m) (c).
- (f) Subsections (1) to (4) and ss. 117.14 and 117.15 do not apply to a reorganization under this subsection.
- (5) APPLICABILITY. This section does not apply to a reorganization that would result in the creation of a school district that has the same boundaries that an existing school district would have if territory were detached from one or more other school districts and attached to the existing school district under s. 117.12, 117.13 or 117.132 unless the existing school district operates only elementary grades.
- **(6)** LIMITATION ON FURTHER REORGANIZATION. No school district created by a reorganization under this section may consolidate with another school district under s. 117.08 or 117.09, or have all of its territory attached to another school district under s. 117.10, 117.11 or 117.132, within 10 years after the effective date of the reorganization under this section. This subsection does not apply if the school district was created by detaching territory from a single school district, and the consolidation under s. 117.08 or 117.09 or the attachment under s. 117.10, 117.11 or 117.132 will consolidate the school district with, or reattach its territory to, the school district from which its territory was detached by the reorganization which created the school district.

**History:** 1997 a. 286; 2001 a. 30; 2017 a. 59.

# **117.11 Detachment and attachment of large territory. (1)** APPLICATION. This section applies to the detachment of territory from one school district and its attachment to an adjoining school district if one of the following applies:

(a) The assessed value of the territory proposed to be detached from one school district and attached to an adjoining school district, divided by the assessment ratio of the taxation district, is equal to or greater than 7 percent of the equalized valuation of the school district from which the territory is proposed to be detached.

Updated 17-18 Wis. Stats.

- (b) Seven percent or more of the enrollment of the school district from which the territory is proposed to be detached resides in the territory proposed to be detached from that school district.
- (2) INITIATION OF PROCEDURES. A majority of the electors residing in territory proposed to be detached from one school district and attached to an adjoining school district, or owners of more than 50 percent of the territory proposed to be detached from one school district and attached to an adjoining school district, as measured by its assessed valuation divided by the assessment ratio of the taxation district, may file a written petition with the clerk of the school district in which the territory is located requesting the detachment of the territory from that school district and its attachment to an adjoining school district. The petition shall include a description of the territory sufficiently accurate to determine its location in the school district in which it is located, as certified by the clerk of each city, town or village within which all or part of the territory is located, and the number of pupils residing in that territory who, on the most recent of the preceding 3rd Friday of September or 2nd Friday of January, were enrolled in the school district from which the territory is proposed to be detached, as certified by the clerk of that school district. Upon receipt of the petition, the school district clerk shall send a certified notice of the petition to the school board of the school district to which the territory is proposed to be attached and to the secretary of the board.
- (3) SCHOOL BOARD ACTION. In the first July beginning after receipt of a petition under sub. (2), the school boards of the affected school districts may order the territory detached from the school district in which it is located and attached to the adjoining school district by the adoption, by each of those school boards, of a resolution ordering the detachment and attachment. Failure of a school board to adopt a resolution either ordering or denying the detachment and attachment before August 1 constitutes a denial of the reorganization by that school board. The school district clerk of each school board that adopts a resolution ordering or denying the reorganization under this subsection shall, within 5 days after the adoption of the resolution, send a certified copy of the resolution to the school board of the other affected school district and file a certified copy of the resolution as provided under s. 117.17 (2). If the school board of each affected school district adopts a resolution ordering the detachment and attachment, the reorganization shall take effect on the July 1 following the adoption of the resolutions, unless a referendum is required under sub.
- (4) REFERENDUM. (a) A referendum on the proposed reorganization shall be held if one of the following occurs before the 2nd Tuesday of September following the adoption of a resolution under sub. (3):
- 1. The school board of either affected school district directs the holding of a referendum.
- 2. A petition conforming to the requirements of s. 8.40 requesting a referendum, signed by at least 10 percent of the electors who reside in either affected school district, is filed with the clerk of the school district from which the territory is proposed to be detached. The validity of the petition shall be governed by the rules promulgated under s. 8.40 (3).
- (b) If a referendum is directed or a petition requesting a referendum is filed under par. (a), the school district clerk of the school board adopting the resolution or the school district clerk receiving the petition shall immediately notify the school board of the other affected school district, the secretary of the board and the clerk of each city, village or town, any part of which is contained within an affected school district. The referendum shall be held in the affected school districts as provided under s. 117.20. Votes shall be counted separately for each affected school district.

#### 7 Updated 17–18 Wis. Stats.

#### SCHOOL DISTRICT REORGANIZATION

take effect on the following July 1.

attached to the adjoining school district. The order shall be issued before the June 15 following the filing of the notice of appeal. The order shall be in writing, shall include a statement of reasons for the order and shall be filed as provided under s. 117.17 (2). If the appeal panel orders territory detached from one school district and attached to an adjoining school district, the reorganization shall

117.13

reorganization shall take effect on the following July 1. At the time of canvassing the returns, the school boards of the affected school districts shall make and file an order of school district reorganization under s. 117.17 (2).

(5) REFERENDUM RESULTS. If a majority of the votes cast in

each affected school district is in favor of the reorganization, the

- History: 1989 a. 114, 192.
- **117.12 Detachment and attachment of small territory initiated by owner. (1)** APPLICATION. This section applies to the detachment of territory from one school district and its attachment to an adjoining school district if all of the following apply:
- (a) The assessed value of the territory proposed to be detached from one school district and attached to an adjoining school district, divided by the assessment ratio of the taxation district, is less than 7 percent of the equalized valuation of the school district from which it is proposed to be detached.
- (b) Less than 7 percent of the enrollment of the school district from which the territory is proposed to be detached resides in the territory proposed to be detached from that school district.
- (2) PETITION. A majority of the electors residing in the territory described under sub. (1) or owners of 50 percent or more of that territory may file a written petition with the clerk of the school district in which the territory is located requesting the detachment of the territory from that school district and its attachment to an adjoining school district. The petition shall include a description of the territory sufficiently accurate to determine its location in the school district in which it is located, as certified by the clerk of each city, town or village within which all or part of the territory is located, and the number of pupils residing in that territory who, on the most recent of the preceding 3rd Friday of September or 2nd Friday of January, were enrolled in the school district from which the territory is proposed to be detached, as certified by the clerk of that school district. Upon receipt of the petition, the school district clerk shall send a certified copy of the petition to the school board of the school district to which the territory is proposed to be attached and to the secretary of the board.
- (3) SCHOOL BOARD ACTION. In the first February beginning after receipt of a petition under sub. (2), the school boards of the affected school districts may order the territory detached from the school district in which it is located and attached to the adjoining school district by the adoption, by each of those school boards, of a resolution ordering the reorganization. Before adopting a resolution under this subsection that grants or denies the reorganization, each school board shall give the electors and owners who signed the petition under sub. (2) an opportunity to meet with the school board to present their reasons for the proposed reorganization. Failure of a school board to adopt a resolution before March 1 either ordering or denying the reorganization constitutes a denial of the reorganization by the school board. The school district clerk of each school board adopting a resolution under this subsection that orders or denies a reorganization shall, within 5 days after the adoption of the resolution, send a certified copy of the resolution to the school board of the other affected school district and file a certified copy of the resolution as provided under s. 117.17 (2). If the school board of each affected school district adopts a resolution ordering the detachment and attachment, the reorganization shall take effect on the following July 1.
- (4) APPEAL TO PANEL. If the detachment and attachment of territory is denied by either school board under sub. (3), a majority of the electors residing in the territory or the owners of 50 percent or more of the territory may appeal the denial to an appeal panel by filing notice of appeal with the secretary of the board before the March 15 following the denial. The secretary of the board shall send a copy of the notice of appeal to the school board of each affected school district. Except as provided under sub. (5), the appeal panel shall issue an order either affirming the school board's denial of the proposed reorganization or ordering all or any part of the territory described in the petition under sub. (2) detached from the school district in which it is located and

- **(5)** BOARD REVIEW. (a) If more than one appeal to detach territory from a single school district is filed under sub. (4) before March 15 and any of the following applies, the board shall review all of those appeals:
- 1. The total assessed valuation of the territory proposed to be detached under the appeals, divided by the assessment ratio of the taxation district, is equal to or greater than 7 percent of the equalized valuation of the school district from which the territory is proposed to be detached.
- 2. The total number of pupils residing in the territory proposed to be detached under the appeals who, on the most recent of the preceding 3rd Friday of September or 2nd Friday of January, were enrolled in the school district from which the territory is proposed to be detached is equal to or greater than 7 percent of that school district's enrollment.
- (am) In addition to reviewing appeals described under par. (a), the board shall review an appeal if any of the following applies:
- 1. The assessed valuation of the territory proposed to be detached under the appeal, divided by the assessment ratio of the taxation district, when added to the total assessed valuation of all territory detached from that school district in the 2 years preceding the date on which the petition was filed under sub. (2), divided by the appropriate assessment ratios, is equal to or greater than 2 percent of the school district's equalized valuation.
- 2. The number of pupils residing in the territory proposed to be detached under the appeal who are included in the enrollment of the school district from which the territory is proposed to be detached, when added to the number of pupils who resided in territory detached from that school district, and were included in previous enrollments of that school district, in the 2 years preceding the date on which the petition was filed under sub. (2), constitute 2 percent or more of the school district's enrollment.
- (b) The secretary of the board shall notify the school board of each affected school district and each owner or elector who signed the notice of appeal under sub. (4) that the appeal or appeals will be reviewed by the board under this subsection rather than by an appeal panel under sub. (4). The board shall issue an order either affirming the school boards' denial of all or any of the proposed reorganizations under par. (a) or the proposed reorganization under par. (am) or ordering all or any part of the territory described in all or any of the petitions under sub. (2) or included in the appeal filed under par. (am) detached from the school district in which it is located and attached to an adjoining school district. In addition to the criteria under s. 117.15, in making its decision the board also shall consider the effect that the proposed detachments under par. (a), taken as a whole, will have on the school district from which the territory is proposed to be detached, or the cumulative effect on that school district of the proposed detachment under par. (am). The board's order shall be issued before the June 15 following the filing of the notice of appeal. The order shall be in writing, shall include a statement of reasons for the order and shall be filed as provided under s. 117.17 (2). If the board orders territory detached from one school district and attached to an adjoining school district, the reorganization shall take effect on the following July 1.

History: 1989 a. 114, 287.

Sub. (1) allows the detachment of "island" parcels from school districts that adjoin. A detached parcel need not adjoin the school district to which it is attached. Stockbridge School Dist. v. DPI, 202 Wis. 2d 214, 550 N.W.2d 96 (1996), 94–1867.

117.13 Detachment and attachment of small territory initiated by school boards. (1) APPLICATION. This section applies to the detachment of territory from one school district and

its attachment to an adjoining school district if all of the following apply:

117.13

- (a) The assessed value of the territory proposed to be detached from one school district and attached to an adjoining school district, divided by the assessment ratio of the taxation district, is less than 7 percent of the equalized valuation of the school district from which the territory is proposed to be detached.
- (b) Less than 7 percent of the enrollment of the school district from which the territory is proposed to be detached resides in the territory proposed to be detached from that school district.
- (2) SCHOOL BOARD ACTION. The school boards of 2 adjoining school districts may order territory detached from one of the school districts and attached to the other school district by the adoption, by each of the school boards, of a resolution ordering the detachment and attachment. The resolution shall include a description of the territory sufficiently accurate to determine its location in the school district in which it is located, as certified by the clerk of each city, village or town within which all or any part of the territory is located, and the number of pupils residing in that territory who, on the most recent of the preceding 3rd Friday of September or 2nd Friday of January, were enrolled in the school district from which the territory is proposed to be detached, as certified by the clerk of that school district. Prior to adopting a resolution under this subsection, the school board of each affected school district shall give the electors residing in and the owners of the territory notice of the proposed reorganization and an opportunity to meet with the school board to present reasons for or against the proposed reorganization. The school district clerk of each school board that adopts a resolution under this subsection shall, within 5 days after adopting the resolution, send a certified copy of the resolution to the school board of the other affected school district and file a certified copy of the resolution as provided under s. 117.17 (2). If the school board of each of the affected school districts adopts a resolution ordering the detachment and attachment, the reorganization shall take effect on the first July 1 after the March 1 following the adoption of the resolutions, unless an appeal is filed under sub. (3).
- (3) APPEAL TO PANEL. A majority of the electors residing in or the owners of 50 percent or more of the territory detached from one school district and attached to an adjoining school district under sub. (2) may appeal the reorganization to an appeal panel by filing notice of appeal with the secretary of the board before the first March 15 following the adoption of the resolution under sub. (2). The secretary of the board shall send a copy of the notice of appeal to the school board of each affected school district. If an appeal is filed under this subsection, the appeal panel shall issue an order detaching all or any part of the territory described in the resolution adopted under sub. (2) from the school district in which it is located and attaching it to the adjoining school district, or denying the reorganization. The order shall be issued before the June 15 following the filing of the notice of appeal. The order shall be in writing, shall include a statement of reasons for the order and shall be filed as provided under s. 117.17 (2). If the appeal panel affirms the school boards' order, the reorganization shall take effect on the following July 1.

**History:** 1989 a. 114.

#### 117.132 Territory annexed to certain municipalities.

- (1) APPLICATION. This section applies to the proposed attachment to a school district of territory that is located wholly in a county with a population of more than 325,000 and less than 750,000.
  - (1m) DEFINITIONS. In this section:
- (a) "Annexed" means annexed or attached under s. 66.0217, 66.0219, 66.0221, 66.0223, 66.0225, 66.0227, 66.0301 (6), or 66.0307
- (b) "Less than 50 percent of the land in the annexed territory is developed" means that on the date of annexation, less than 50 percent of the land in the annexed territory, as measured by geographic area, is occupied by permanent improvements, including

- buildings, streets, sidewalks, parking lots, driveways, sewers or utilities, or is incidental to such improvements.
- (c) "Municipality" means any city or village any portion of which is located in a county that has a population of more than 325,000 and less than 750,000.
- (d) "Municipal school district" means a school district whose territory includes more than 50 percent of the territory of a municipality, as measured by geographic area.
- (2) Initiation of procedures. (a) If territory is annexed to a municipality, the territory is not included in the municipal school district and less than 50 percent of the land in the annexed territory is developed, the school board of the municipal school district may adopt a resolution requesting the school board of the school district in which the annexed territory is located to meet with it to discuss the detachment of the annexed territory from the school district in which it is located and its attachment to the municipal school district. The resolution shall include a description of the territory sufficiently accurate to determine its location in the school district in which it is located, as certified by the clerk of the annexing municipality. The clerk of the municipal school district shall send a certified copy of the resolution to the school board of the school district in which the annexed territory is located, to all owners of territory located in the annexed territory and to the secretary of the board.
- (b) If territory is annexed to a municipality and the territory is not included in the municipal school district, the owners of more than 50 percent of the annexed territory, as measured by its assessed valuation divided by the assessment ratio of the taxation district, may file a written petition with the clerk of the school district in which the territory is located requesting the detachment of the annexed territory from the school district in which it is located and its attachment to the municipal school district. The petition shall include a description of the territory sufficiently accurate to determine its location in the school district in which it is located, as certified by the clerk of the annexing municipality. Upon receipt of the petition, the school district clerk shall send a certified copy of the resolution to the school board of the municipal school district, to all owners of territory located in the annexed territory and to the secretary of the board.
- (3) SCHOOL BOARD ACTION. In the first July beginning after the adoption of a resolution under sub. (2) (a) or the receipt of a petition under sub. (2) (b), the school boards of the affected school districts may order the territory detached from the school district in which it is located and attached to the municipal school district by the adoption, by each of the school boards, of a resolution ordering the detachment and attachment. Failure of a school board to adopt a resolution before August 1 either ordering or denying the detachment and attachment constitutes a denial of the reorganization by that school board. The school district clerk of each school board adopting a resolution under this subsection that orders or denies the reorganization shall, within 5 days after adopting the resolution, send a certified copy of the resolution to the school board of the other affected school district and to each of the owners of territory in the annexed territory and file a certified copy of the resolution as provided under s. 117.17 (2). If the school board of each affected school district adopts a resolution under this subsection ordering the detachment and attachment, the reorganization shall take effect on the following July 1.
- **(4)** BOARD REVIEW. (a) The board shall review a reorganization proposed under this section if one of the following occurs:
- 1. Less than 50 percent of the land in the annexed territory is developed, one of the school boards under sub. (3) adopts a resolution ordering the reorganization, the other school board denies the reorganization and, before the following September 1, either of the school boards files a petition with the secretary of the board requesting board review of the proposed reorganization.
- 2. Before the September 1 following the granting or denying of the proposed reorganization under sub. (3), the owners of more than 50 percent of the annexed territory, as measured by its

117.17

assessed valuation divided by the assessment ratio of the taxation district, file a petition with the secretary of the board requesting board review of the proposed reorganization.

(b) If a petition requesting review is filed under par. (a) 1., the secretary of the board shall immediately notify the school board of the other affected school district and each of the owners of territory in the annexed territory. If a petition requesting review is filed under par. (a) 2., the secretary of the board shall immediately notify the school board of each affected school district. Before the following January 15, the board shall issue an order either affirming the denial of the proposed reorganization or detaching all or part of the annexed territory described in the resolution or petition under sub. (2) from the school district in which it is located and attaching it to the municipal school district. The board's order shall be in writing, shall include a statement of reasons for the order and shall be filed as provided under s. 117.17 (2). If the board orders territory detached from the school district in which it is located and attached to the municipal school district, the reorganization shall take effect on the following July 1.

**History:** 1989 a. 114; 1991 a. 269; 1999 a. 150; 2007 a. 43; 2017 a. 207 s. 5.

- **117.14 Appeal to court. (1)** Any person aggrieved by the denial of a consolidation under s. 117.08 (2) or 117.09 (2), the granting of a detachment and attachment of territory under s. 117.11 (3) or any order of the board or an appeal panel under this chapter may, within 30 days after copies of the order are filed with the secretary of the board under s. 117.17 (2), appeal the order to a circuit court as follows:
- (a) If the order is issued under ss. 117.08, 117.09 or 117.10, the appeal shall be filed with the circuit court of any county in which any territory of any affected school district is located.
- (b) If the order is issued under ss. 117.105 to 117.132, the appeal shall be filed with the circuit court of any county in which any of the territory proposed to be detached from one school district and attached to, or included in, another school district is located or with the circuit court of any county in which any territory of the school district to which the territory is proposed to be attached, or the school district that is proposed to be created, is located.
- (1m) Any person aggrieved by an order resolving a boundary dispute under s. 117.35 (3) may, within 30 days after copies of the order are filed with the secretary of the board under s. 117.17 (2), appeal the order to circuit court. The appeal shall be filed with the circuit court of any county in which any portion of the disputed territory is located.
- (2) A person appealing under this section shall serve a written notice of appeal stating specifically the grounds upon which the appeal is based on the secretary of the board and file the notice with the clerk of the circuit court.

**History:** 1989 a. 114, 287; 1997 a. 286; 1999 a. 18.

- **117.15 Criteria for school district reorganizations.** In making any decision under ss. 117.08 to 117.132, a school board, the board and an appeal panel shall consider the following factors as they affect the educational welfare of all of the children residing in all of the affected school districts, and may consider other appropriate factors:
- (1) The geographical and topographical characteristics of the affected school districts, including the estimated travel time to and from school for pupils in the school districts.
- **(2)** The educational needs of all of the children residing in the affected school districts, the educational programs currently offered by each affected school district and the ability and commitment of each school district to meet those needs and continue to offer those educational programs.
- (2m) If territory is proposed to be detached from one school district and attached to an adjoining school district or proposed to be included in a new school district under s. 117.105, whether the proposed detachment will have any adverse effect on the program currently offered by the school district from which the territory is

proposed to be detached, including both curricular and extracurricular aspects of that program.

- **(3)** The testimony of and written statements filed by the residents of the affected school districts.
- **(4)** The estimated fiscal effect of the proposed reorganization on the affected school districts, including the effect of the apportionment of assets and liabilities.
- **(5)** Whether the proposed reorganization will make any part of a school district's territory noncontiguous.
- **(6)** The socioeconomic level and racial composition of the pupils who reside or will reside in territory proposed to be detached from one school district and attached to an adjoining school district, in territory proposed to be included in a new school district under s. 117.105 or in school districts proposed to be consolidated or in a school district proposed to be dissolved; the proportion of the pupils who reside in such territory who are children at risk, as defined under s. 118.153 (1) (a); and the effect that the pupils described in this paragraph will have on the present and future socioeconomic level and racial composition of the affected school districts and on the proportion of the affected school districts' enrollments that will be children at risk.
  - (7) The results of any referendum held under s. 117.10. **History:** 1989 a. 114, 287; 1997 a. 286.

On review of a decision under this section, the only issues to be considered are whether the reorganization authority acted within its jurisdiction and whether the determination was arbitrary and capricious. While an authority is bound to consider all the factors enumerated in this section, it may consider information from other sources, including matters within its knowledge and expertise. School District of Waukesha v. School District Boundary Appeal Board, 201 Wis. 2d 109, 548 N.W.2d 122 (Ct. App. 1996), 95–0905.

- **117.17 Reorganization order.** (1) Contents; effective DATE. (a) Every order of school district reorganization under s. 117.08, 117.09 or 117.105 that creates a new school district shall state the school districts which are dissolved or from which territory is detached to create the new school district, name the new school district, state the type of school district and the grades to be taught by the new school district pursuant to s. 115.01 (2), (3) and (5), designate the number of school board members under s. 120.01 or 120.41, designate the terms of initial members of the school board under s. 120.02 (3) (a), designate the method of election of school board members under s. 120.06 or 120.42, direct the election of school board members under s. 120.06 or 120.42, insofar as applicable, designate the date of the first election of school board members, as provided under s. 117.22 (2) (b), and fix the time and place for the first annual meeting of the new school district, if one is to be held. The secretary of the board shall give notice of the first annual meeting, if one is to be held, under s. 120.08 (1) (c), and shall designate a person to act as temporary chairperson of the annual meeting until a chairperson is elected.
- (b) Every order of school district reorganization under s. 117.10 that dissolves a school district shall state the school district that is dissolved and describe the territory, assets and liabilities of the school district. Every order of school district reorganization issued under s. 117.10 (4) shall describe the territory, assets and liabilities allocated to each other school district under that subsections
- (bm) Every order of school district reorganization under s. 117.105 shall describe the territory of the school districts from which territory is detached to create the new school district, state the school district created by the order and describe the territory of the school district created by the order.
- (c) Every order of school district reorganization under ss. 117.11 to 117.132 shall state the school districts from which any territory is detached and the school district to which any territory is attached and describe the territory.
- (d) Every order of school district reorganization and every order under s. 117.35 (3) shall state the date on which it is to take effect. The date shall be as specified under ss. 117.08 to 117.132, 117.27 (1) and 117.35 (3). If an appeal is made to court under s. 117.14, the court may stay enforcement under s. 227.54 of the

order if a showing is made that there is substantial probability that the party seeking review will prevail on the merits and will suffer irreparable harm if a stay is not granted.

117.17

- (2) FILING. A certified copy of any resolution or order granting, affirming or denying a reorganization or resolving a boundary dispute shall be filed, within 5 days after it is adopted or issued, with the secretary of the board. Upon receipt of the resolution or order, the secretary of the board shall immediately place on it the date upon which it was received. If the resolution or order affirms or grants a reorganization or resolves a boundary dispute, within 5 days after receipt of the resolution or order the secretary of the board shall send a certified copy of the resolution or order by certified mail to the following:
- (a) Except as provided in par. (b), the clerk of each city, village, town, or county, any part of which is contained within an affected school district, or any part of which is contained within an interested school district if the resolution or order resolves a boundary dispute.
- (b) If the order is issued under s. 117.12 or 117.13, the clerk of each city, village, or town in which any part of the territory is located, and the clerk of each county in which any part of an affected school district is located.
- **(3)** PRESUMPTION; VALIDITY OF ORDER. (a) A reorganization order or order resolving a boundary dispute shall be presumptive evidence of the facts recited therein and of the proceedings preliminary to the issuance of the order.
- (b) The failure of any officer to perform a duty imposed upon him or her by this chapter does not affect the validity of a reorganization order or order resolving a boundary dispute otherwise lawfully made, but the officer is subject to s. 946.12.

History: 1989 a. 114; 1993 a. 392; 1997 a. 286; 1999 a. 18; 2005 a. 120.

- 117.20 Referendum procedures. (1) (a) Except as provided in par. (b), if a referendum is required under ss. 117.08 to 117.11, it shall be held on the Tuesday after the first Monday in November following receipt of the petition or adoption of the resolution under s. 117.08 (3) (a), 117.09 (3) (a), 117.10 (3) (a) or 117.11 (4) (a). If a referendum is required under s. 117.105 (3), it shall be held on the Tuesday after the first Monday in the 2nd November following receipt of the petition or adoption of the resolution under s. 117.105 (1). If a referendum is required under s. 117.105 (4m), it shall be held on the Tuesday after the first Monday in November following the date an order is issued by the board under s. 117.105 (4m) (c).
- (b) 1. If the alternative timeline under s. 117.08 (5) (a) is used and a referendum is required, it shall be held on the first Tuesday in April following receipt of the petition or adoption of the resolution under s. 117.08 (3) (a).
- 2. If the alternative timeline under s. 117.08 (5) (b) is used and a referendum is required, it shall be held on the 2nd Tuesday in September following receipt of the petition or adoption of the resolution under s. 117.08 (3) (a).
- (2) The clerk of each affected school district shall publish notice, as required under s. 8.55, in the territory of that school district. The procedures for school board elections under s. 120.06 (9), (11), (13), and (14) apply to a referendum held under this section. The school board and school district clerk of each affected school district shall each perform, for that school district, the functions assigned to the school board and the school district clerk, respectively, under those subsections. The form of the ballot shall correspond to the form prescribed by the elections commission under ss. 5.64 (2) and 7.08 (1) (a). The clerk of each affected school district shall file with the secretary of the commission a certified statement prepared by the school district board of canvassers of the results of the referendum in that school district.

**History:** 1989 a. 114; 1997 a. 286; 2003 a. 265; 2007 a. 1; 2009 a. 307; 2015 a. 118; 2017 a. 59.

**117.22** School boards in new school districts. **(1)** JOINT INTERIM SCHOOL BOARDS. (a) If school districts are con-

- solidated under s. 117.08 or 117.09, the school boards of the consolidating school districts shall constitute the joint interim school board of the new school district.
- (b) The joint interim school board under par. (a) constitutes the school board of the new school district beginning on the following date:
- 1. If no referendum is required, on the 2nd Tuesday of September following the adoption of the resolution under s. 117.08 (2) or 117.09 (2); except that if the alternative timeline under s. 117.08 (5) (a) is used, on the 2nd Tuesday of February following the adoption of the resolution under s. 117.08 (2); and if the alternative timeline under s. 117.08 (5) (b) is used, on the 2nd Tuesday of July following the adoption of the resolution under s. 117.08 (2).

2m. If a referendum is required under s. 117.08 (3) or 117.09 (3), on the 31st day following the date the order of reorganization is filed under s. 117.08 (4) or 117.09 (4).

- (c) The joint interim school board shall constitute the school board of the new school district until a school board is elected and qualified under sub. (2). The joint interim school board shall have all the powers and duties of a school board elected for the school district. Any action by the joint interim school board requires an affirmative vote of a majority of a quorum of the joint interim board
- (2) SCHOOL BOARD ELECTIONS. (a) In this subsection, "school district clerk" means:
- 1. The clerk of the affected school district that has the highest equalized valuation, if an order of reorganization is issued under s. 117.08 or 117.105.
- 2. The clerk of the affected union high school district, if an order of reorganization is issued under s. 117.09.
- (b) An order of school district reorganization issued under s. 117.08 or 117.09 shall designate the date of the first election of school board members, which shall be not later than 4 months after the effective date of the order, except as provided under par. (cm).
- (bm) If an order of reorganization is issued under s. 117.105, the first election of school board members shall be held at the spring election following the referendum under s. 117.105 (3) or (4m).
- (cm) No election under par. (b) may be held after February 1 and before the date of the spring election, nor after September 1 and before the date of a general election held in the same year.
- (d) At least 12 weeks prior to the date of the election, the school district clerk shall publish a type A notice of the school board election, under s. 10.01 (2) (a). No later than 5 p.m. on the date 10 weeks prior to the election, any qualified elector of the school district created by the reorganization may file with the school district clerk a sworn declaration of candidacy for the school board and, if required, nomination papers, as provided under s. 120.06 (6) (b). For purposes of this paragraph, a candidate who resides in the territory of the school district created pursuant to a reorganization under s. 117.105 and is otherwise a qualified elector shall be considered a qualified elector for a school board election under par. (bm). A candidate shall file an amended declaration with the school district clerk as provided in s. 120.06 (6) (b) 5. Within 8 days after the first election in the newly created school district, the school district clerk shall notify the successful candidates of their election. On the 2nd Tuesday following the election, the clerk shall administer or receive the official oath and the newly elected members shall take office.
- (e) If a primary election for the school board positions is required under s. 120.06 (7) (b), it shall be held on the day which is 4 weeks before the election, except that if the school board election is held on the day of the general election, the primary shall be held on the day of the partisan primary, and if the school board election is held on the day of the spring election, the primary shall be held on the day of the spring primary. The school district clerk shall notify the clerk of each city, village or town, any part of which is contained within an affected school district, of the pri-

11

117.27

mary election. The school district clerk shall give the notices under s. 120.06 (8) (c) on the Monday before the primary election, if one is held, and on the Monday before the school board election.

- (f) Costs chargeable to the school district under ss. 5.68 and 7.03 shall become a charge upon the new school district and the school board of the new school district shall pay all such costs.
- (3) INELIGIBILITY. Any person elected to a school board in an election under sub. (2) (bm) who is also a member of the school board of an affected school district is not eligible to serve as a member of the school board for the school district created by the reorganization unless the person resigns as a member of the school board of the affected school district prior to receiving the official oath of office under sub. (2) (d).

**History:** 1989 a. 114, 287; 1993 a. 392; 1997 a. 286; 1999 a. 83; 2009 a. 307; 2011 a. 75; 2017 a. 59.

# 117.25 Transfer of assets, liabilities and employees; agreements between consolidating school districts. (1) Consolidations. On the effective date of a consolidation of

- (1) Consolidations. On the effective date of a consolidation of school districts under s. 117.08 or 117.09, all of the following apply:
  - (a) The school districts that were consolidated cease to exist.
- (b) Title to all property and the assets of the school districts under par. (a) become vested in the new consolidated school district
- (c) Claims, obligations and contracts of the school districts under par. (a) become claims, obligations and contracts of the new consolidated school district.
- (d) 1. Employees of the school districts under par. (a) become employees of the new consolidated school district.
- 2. The new consolidated school district assumes the rights and obligations of the school districts under par. (a), under the provisions of any collective bargaining agreement that applies to these employees.
- 3. The collective bargaining agreement remains in effect until the expiration date of the agreement or until a new collective bargaining agreement between the school district and representatives of these employees is effective, whichever occurs first.
- (1m) Consolidations; agreements to continue programs or facilities. (a) A written agreement between the school boards of 2 or more school districts that are considering consolidating under s. 117.08 or 117.09 to continue operating a program or facility at a specific location for a specified period after consolidation, not to exceed 5 years, shall be binding upon the joint interim school board of the new school district under s. 117.22 and any subsequently elected school board of the new school district. The school district clerk of the school district with the largest equalized valuation shall file a copy of the agreement with the state superintendent.
- (b) Ten or more electors of the new school district may jointly petition the circuit court of the county in which any portion of the new school district is located to enforce an agreement under par. (a).
- **(2)** DETACHMENT AND ATTACHMENT OF TERRITORY. When territory is detached from one school district and attached to an adjoining school district under ss. 117.11 to 117.132, all of the following apply:
- (a) Assets and liabilities are assigned to the school districts under s. 66.0235 on the effective date of the reorganization.
- (b) 1. Any employee of the school district from which territory is detached who is laid off as a result of the reorganization has priority over other persons, except employees of the school district to which the territory is attached and former employees of that school district who were laid off from that school district, for 3 years after the effective date of the reorganization for new positions and vacant positions for which he or she is qualified in the school district to which the territory is attached.
- 2. Any person who wishes to exercise his or her priority under subd. 1. shall notify the school district to which the territory is

- attached, in writing, that he or she wishes to be considered for any new position or vacant position and shall include in the notice the address to be used by the school district to notify the person of such positions.
- (3) DISSOLUTIONS. If the board affirms the school board's dissolution order under s. 117.10 (4), the board's order shall specify that either sub. (1) (d) 1. or (2) (b) applies to employees of the dissolved school district and shall identify the other school district or school district to that shall be treated as the new consolidated school district or school district to which territory is attached for the purposes of sub. (1) (d) 1. or (2) (b). If the board's order identifies more than one such school district, it shall also identify which of the employees of the dissolved school district become employees of which of the identified school districts under sub. (1) (d) 1., or have priority for employment in which of the identified school districts under sub. (2) (b).
- **(4)** CREATIONS. When a school district is created under s. 117.105, all of the following apply:
- (a) Any employee of a school district from which territory is detached by the reorganization who is laid off as a result of the reorganization has priority over other persons for 3 years after the effective date of the reorganization for new positions and vacant positions for which he or she is qualified in the school district that is created by the reorganization.
- (b) Any person who wishes to exercise his or her priority under par. (a) shall notify the school district that is created by the reorganization, in writing, that he or she wishes to be considered for any new position or vacant position and shall include in the notice the address to be used by the school district to notify the person of such positions.

**History:** 1989 a. 114, 287; 1995 a. 27 s. 9145 (1); 1997 a. 27, 286; 1999 a. 150 s. 672

- The relief afforded in sub. (2) (b) applies to teachers laid off after May 8, 1990 as the result of reorganization, regardless of the authority under which the reorganization was initiated. Laid off teachers may maintain a private action for damages for a violation of sub. (2) (b), as that provision creates a right to hiring priority, but not a remedy. Anderson v. School District of Ashland, 181 Wis. 2d 502, 510 N.W.2d 822 (Ct. App. 1993).
- 117.27 Change of district type. (1) A common or union high school district may be changed into a unified school district, a unified school district operating only high school grades may be changed into a union high school district, and a unified school district operating only elementary grades or both elementary and high school grades may be changed into a common school district, if at least 30 days prior to the spring election a petition conforming to the requirements of s. 8.40 requesting the change is filed with the school district clerk signed by at least 10 percent of the electors residing in the school district. The validity of the petition shall be governed by the rules promulgated under s. 8.40 (3).
- (2) (a) The petition shall state that the school board of the predecessor school district shall become the first school board of the successor school district. Upon receipt of the petition, the school district clerk shall publish a class 1 notice, under ch. 985, of the filing of the petition. The notice shall include the date, time and place at which the school board shall hold a public hearing on the proposed change. The public hearing shall be held at least 7 days prior to the date of the spring election.
- (b) The school district clerk shall include in the notice of the spring election a statement that the election ballot will include a question on the change requested by the petition. The form of the ballot shall correspond to the form prescribed by the elections commission under ss. 5.64 (2) and 7.08 (1) (a) and the question on the ballot shall be:

"Shall the .... (name of school district) be a .... (type of school district structure set forth in the petition)?

Yes .... No ...."

(3) If a majority of the electors voting at the spring election vote in favor of the change, the school board shall issue an order of school district reorganization effective on the July 1 following

the spring election. A certified copy of the order shall be filed as provided under s. 117.17 (2).

**(4)** When the type of school district is changed, all property, assets, claims, contracts, liabilities and obligations of the predecessor school district become the property, assets, claims, contracts, liabilities and obligations of the successor school district.

**History:** 1983 a. 27; 1985 a. 218; 1985 a. 225 ss. 57, 82; 1985 a. 332; 1989 a. 114 s. 11; Stats. 1989 s. 117.27; 1989 a. 192; 2007 a. 1; 2015 a. 118.

A nonbinding resolution declaring an intent to purchase real estate in the future does not create an "obligation" under sub. (4). Perritt Limited Partnership v. Kenosha Unified School District #1, 153 F.3d 489 (1998).

#### 117.30 Attachment upon failure to operate school.

- (1) (a) Except as provided under pars. (b) to (d), if a school district for 2 or more successive years has failed to operate sufficient classes at each grade level to provide all pupils who reside in the school district an opportunity to attend class at the appropriate grade level, the board shall attach the territory of the school district to one or more school districts that do so. Within 60 days of the date on which a school district becomes subject to this section, the state superintendent shall so notify the school district clerk and the clerk of each municipality in which part of the school district lies. Prior to August 30 of the year in which the school district becomes subject to this section, the board shall issue an order of school district reorganization attaching the school district to one or more operating school districts. Orders issued under this section take effect upon being filed as provided in s. 117.17 (2). The school board of each district to which any territory is attached under this section shall levy and collect a special tax against the property in the territory so attached for such amount as is payable for tuition and transportation, at the time of the attachment, by the school district in which the attached territory was located prior thereto, in the proportion that the equalized valuation of the attached territory bears to the total equalized valuation of the school district in which such territory was located prior to such attachment.
- (b) Before the end of the first school year beginning after the effective date of a reorganization under s. 117.105, the school board of the school district created by the reorganization may request the department to extend the 2-year time period under par. (a) by one year. The department may grant the extension, and may renew the extension for additional one-year periods, if the department determines that the school board has adequate plans and is making adequate progress toward operating sufficient classes at each grade level to provide all pupils who reside in the school district an opportunity to attend class at the appropriate grade level.
- (c) If a school district created under s. 117.105 fails to operate sufficient classes at each grade level to provide all pupils who reside in the school district an opportunity to attend class at the appropriate grade level before the end of the first school year beginning after the effective date of the reorganization under s. 117.105, plus the period of any extension granted under par. (b), the board's order under par. (a) shall reattach the territory of the school district to each of the school districts from which the territory was detached by the reorganization under s. 117.105, unless the school district from which the territory was detached is no longer an operating school district.
- (d) Paragraph (a) does not apply if the school district fails to operate one or more grades but provides for their operation by another school district pursuant to a whole grade sharing agreement under s. 118.50.
- (3) If an order issued under this section is voided, the nonoperating school district shall arrange for the attendance of its pupils at the schools of one or more other school districts on a nonresident tuition basis, and shall provide transportation to and from such schools by the methods provided in s. 121.55 for all of its pupils who reside 2 miles or more from the school they attend. Until a valid order has been issued, the nonoperating school district may use such funds on hand as have been raised or appropriated for operation and maintenance or levy taxes to pay for such tuition and transportation. If an order is voided, the board shall

issue new orders of school district reorganization within the succeeding year.

**History:** 1979 c. 303; 1983 a. 27; 1989 a. 114 s. 13; Stats. 1989 s. 117.30; 1995 a. 27 s. 9145 (1); 1997 a. 27, 286; 1999 a. 32; 2015 a. 55.

- 117.35 School district boundary disputes. (1) SCHOOL BOARD ACTION. (a) If there is a boundary dispute, the school boards of the interested school districts may resolve the dispute by the adoption, by each of the school boards, of a resolution resolving the dispute. Before adopting such a resolution, the school boards jointly shall notify the electors residing in and owners of real property located in the disputed territory by certified mail. The notice shall include a description of the territory, as certified by the clerk of each city, town or village within which all or any part of the territory is located, shall indicate that the school boards are considering resolving the boundary dispute and shall specify the time and place of the school board meeting at which the boundary dispute will be discussed.
- (b) Each of the resolutions adopted under par. (a) shall include a legal description of the territory in dispute and a legal description of that portion of the disputed territory that is to be included in each interested school district. The school district clerk of each school board that adopts a resolution under this subsection shall, within 5 days after adopting the resolution, send a certified copy of the resolution to the school board of each of the other interested school districts, file a certified copy of the resolution as provided in s. 117.17 (2) and notify the electors residing in and owners of real property located in the disputed territory. If the school board of each of the interested school districts adopts a resolution under this subsection, the resolution of the dispute shall take effect on the first July 1 after the March 1 following the adoption of the resolutions.
- (2) REQUEST FOR RESOLUTION. (a) If there is a boundary dispute, the school board of any interested school district may submit a written request to the board for the resolution of the boundary dispute. The request shall state the particulars of the boundary dispute, including a legal description of the territory involved and the names of all interested school districts. The school board making the request shall send a copy of the request by 1st class mail to each interested school district at the time that the request is submitted to the board.
- (b) Upon receipt of a request under par. (a), the board shall determine or request the school boards of the interested school districts to provide all of the following:
- 1. A description of the territory in dispute, as certified by the clerk of each city, town or village within which all or any part of the territory is located.
- 2. The number of pupils residing in the disputed territory who, on the most recent of the preceding 3rd Friday of September or 2nd Friday of January, were enrolled in each interested school district
- (3) ORDER. (a) Unless the school boards of the interested school districts have resolved the boundary dispute under sub. (1), within 60 days after receipt of a request under sub. (2) (a) the board shall issue an order resolving the boundary dispute. The board shall send a certified copy of the order to the school board of each interested school district and shall file a certified copy of the resolution as provided in s. 117.17 (2). The order shall take effect on the following July 1 unless the board stays the effective date of the order until the 2nd following July 1.
- (b) In making a decision under par. (a), the board shall consider and give the greatest weight to decisions made previously by the board or any predecessor body. The board shall also consider the criteria specified in s. 117.15 and other evidence, including applicable property tax records.
- (c) If the order under par. (a) takes effect on the following July 1, the board may specify in the order that pupils residing in the disputed territory may continue to attend school in the school district that they are attending before the order takes effect until the July 1 following the effective date of the order. The board shall

#### 13 Updated 17–18 Wis. Stats.

#### SCHOOL DISTRICT REORGANIZATION 117.35

base its decision on the estimated fiscal and other effects of the decision on the interested school districts.

**(4)** LIMITATION ON COURT ACTION. If there is a boundary dispute, the school board of any interested school district may not commence court action regarding that dispute until an order issued under sub. (3) is filed with the secretary of the board under s. 117.17 (2).

History: 1999 a. 18.

#### OREGON SCHOOL DISTRICT

<u>X</u>	_ Action
	_ Discussion
	Information

TO: Board of Education

FROM: Dr. Leslie Bergstrom, Superintendent

DATE: February 26, 2024

# AGENDA ITEM: C3 Public Hearing to Alter School District Boundary - Axel and Staci Andersen, 17701 W Dreamview Ct, Brooklyn, WI 53521

INITIATED BY: Leslie Bergstrom SUBMITTED BY: Leslie Bergstrom

BOARD POLICY OR STATUTORY REFERENCE: Wis. Stat. Chapter 117

#### **SUPPORTING DATA:**

The Oregon School District has received a petition from Axel and Staci Andersen for the property known as:

1.90 acres at 17701 W Dreamview Ct, Brooklyn, WI 53521; Parcel ID No. 040 00700205
 Description: PT NE1/4 SE1/4 & PT SE1/4 SE1/4 CERTIFIED SURVEY MAP #2158875 VOL 40
 PG 302-305 LOT 1

The petition requests the detachment of this property from the Oregon School District and attachment to the Evansville CommunitySchool District.

In accordance with Wisconsin State Statute, the Board must act on these petitions by March 1st. Failure to act on a petition during the month of February is considered a denial.

An outline of the chairperson's (Krista Flanagan) agenda is attached. The process to follow includes:

- Receive an overview of the petition;
- Hear from proponents;
- Hear from opponents;
- Close the presentation, questions of administration and deliberate as a Board;
- Adopt a motion to grant the transfer or deny the transfer;
- Vote by roll call on the motion; and
- Adopt a resolution authorizing the issuance of the appropriate order.

#### Attachments:

- Petition
- Map of property location

- Resolution
- Department of Public Instruction Information:
  - School District Boundary Appeal Board
  - Public School District Reorganization Detachment and Attachment of Small Territory initiated by Owner
  - o School District Reorganization Chapter 117

#### **SUMMARY AND RECOMMENDATION:**

We recommend the Board of Education hear the petition; adopt a resolution and issue the order consistent with Board action on the resolution.

The Administrative recommendation is to deny the detachment from the Oregon School District and attachment to the Evansville Community School District. If approved, the Clerk shall send a certified copy of the resolution to the Evansville Community School Board and to DPI within 5 days after adoption.

SUPERINTENDENT:		_		
ACTION BY BOARD: Motion	Second:	Vote:		
Revisions, if any		Agenda Item:	C3	

# Chairperson's Agenda School District Reorganization Public Hearing Detachment: Wisconsin Statutes Chapter 117

#### 1. CALL MEETING TO ORDER

As chair of this public hearing on reorganization pursuant to Wisconsin Statutes sec. 117.12, I hereby call this meeting to order. I am Krista Flanagan - President of the Oregon School Board. Let the record indicate that the board agenda which set forth the date of this hearing also contained my role as Chair tonight. We have before the Board a petition to detach from the Oregon School District to the Evansville Community School District.

#### 2. APPOINT A SECRETARY - Ms. Katie Heitz

I recommend that Ms. Heitz serves as the secretary for this hearing. I will entertain a motion to this effect. Is there a second?

- 3. INTRODUCTION OF BOARD OF EDUCATION MEMBERS PRESENT Let the record indicate those members present.
- 4. Unless there is an objection from the floor, the Notice of Hearing will not be read by the Clerk. Seeing no objection, I will move to the statutory criteria.

#### STATUTORY BASIS FOR MAKING A DECISION

The School Board shall consider and weigh the following factors as they affect the educational welfare of all the children of the school district affected by the proposed detachment pursuant to Wisconsin Statute section 117.15, and may consider other appropriate factors;

- A. The geographical and topographical characteristics of the affected school district, including the estimated travel time to and from school for pupils in the school district;s
- B. The educational needs of all children residing in the affected school districts, the educational programs currently offered by each affected school district and the ability and commitment of each school district to meet those needs and continue to offer those educational programs;
- C. If the territory is proposed to be detached from one school district and attached to the adjoining school district, whether the proposed detachment will have any adverse effect on the programs currently offered by the school distinct from which the territory is proposed to be detached, including both curricular and extracurricular aspects of that program;
- D. The testimony of the written statements filed by the residents of the affected school

districts;

- E. The estimated fiscal effect of the proposed reorganization of the affected school districts, including the effect of the apportionment of assets and liabilities;
- F. Whether the proposed reorganization will make any part of the school district's territory noncontiguous;
- G. The socioeconomic level and racial composition of the pupils who reside or will reside in territory proposed to be detached from one school district and attached to an adjoining school district, in territory proposed to be included in a new school district under s. 117.105 or in school districts proposed to be consolidated or in a school district proposed to be dissolved; the proportion of the pupils who reside in such territory who are children at risk, as defined under s. 118.153 (1) (a); and the effect that the pupils described in this paragraph will have on the present and future socioeconomic level and racial composition of the affected school districts and on the proportion of the affected school districts' enrollments that will be children at risk.

#### 6. OVERVIEW OF THE PETITION

"At this time we will ask the Superintendent to present an overview of the petition to provide a common background of developments and issues for the School Board and those present at this meeting."

#### GENERAL COMMENTS

"Before taking testimony, I would like to review the rules applicable to this hearing. This is an informal hearing but we will record all of the information presented. Each person offering information will come to the microphone. Please state your name, address, and school district and speak distinctly so that we can be sure that your information is recorded. The procedure is to hear from the proponents and the opponents of the petition. The proponents, those people asking the School Board to transfer the territory, will be heard first. Following the proponents, the opponents of the petition, those people who do not want the territory transferred, will be heard. Following the initial presentation by the proponents and the opponents, there will be a short time allotted for rebuttal and/or summation by both sides in the same order as before."

## 8. PROPONENTS OF THE PETITION

Would you give your name, address and school district please?

#### 9. OPPONENTS OF THE PETITION

Would you give your name, address and school district please?

10. PROPONENTS OPPORTUNITY FOR ADDITIONAL INFORMATION

#### 11. OPPONENTS OPPORTUNITY FOR ADDITIONAL INFORMATION

#### 12. CLOSING FORMAL PRESENTATION

"At this time I will close the public presentation on this petition and open the School Board deliberations. The only information presented hereafter will be on the request of the School Board members concerning the information received by them or brought out in this meeting. Are there any questions or information that any board member would like answered or clarified? Each board member that would like to state their thoughts on this petition may do so now."

#### 13. ALTERNATIVE DECISIONS

Dr. Bergstrom, would you review the two options tonight and explain them?

A. Grant the request for transfer of the territory described in the petition. This means that that the territory would be detached from the Oregon School District and attached to the Evansville Community School District; OR

B. Deny the request for transfer of the territory described in the petition. This means that the territory would remain in the Oregon School District.

#### 14. SUGGESTED MOTIONS

MOTION #1 - To grant the transfer of the territory described in the petition. That the reorganization requested in the petition filed on January 8, 2024 be granted and an order entered detaching the territory described in said petition from the Oregon School District and attaching said territory to the Evansville Community School District.

OR

MOTION #2 - To deny the transfer of territory described in the petition. That the reorganization requested in the petition filed January 8, 2024 detaching territory in said petition from the Oregon School District and attaching said territory to the Evansville Community School District be denied and that said petition be dismissed.

#### 15. THE MOTION

Board members, I will entertain a motion at this time. Is there a second?

#### 16. THE VOTE - ROLL CALL OR BALLOT

Ms. Heitz, would you hand out the ballots? Ms. Jonen, would you review what a "YES" or "NO" vote means?

#### 17. TABULATING THE BALLOTS

	B. The motion (carries/fails) in a vote.	
	A RESOLUTION AUTHORIZING ISSUANCE OF AN C A. Reorganization B. Denial	ORDER OF:
	All reorganizations are effective on July 1.	
19. ADJOUR	N	
DPI resources	s: https://dpi.wi.gov/parental-education-options/reo	<u>rganization</u>
	SCHOOL BOARD RESOLUTION - DETACHM	IENT SAMPLE
WHEREAS, a 2022; and	meeting of the school board of the Oregon School	District was held on February 21,
Stats., propo	petition has been filed with the clerk of the school k sing that said territory be detached from the Oregor ommunity School District , and	•
	public hearing has been held on the proposed reorg 2024, pursuant to s. 117.12, Wis Stats.,	ganization by the school board on
	EFORE, BE IT RESOLVED that an order be issued and which said hearing has been held.	d filed (granting or denying) the
Introduced b	y:	
Seconded by	/:	
Vote: Yes	No	
Dated this da	ay of	
		Ahna Bizjack, Clerk
		= .= jao.x, o.o.x

Oregon School District

A. Ms. Heitz, would you tabulate the results of the ballots with Ms. Jonen?

Example form provided by DPI

## PETITION TO ALTER SCHOOL DISTRICT BOUNDARIES

Small Territory Transfer - see section 117.12, Wisconsin Statutes

The petitioner must complete Section 1, then take the form to the municipal clerk to complete Section 2, and then submit the petition to the school district where the property is located. See <a href="https://dpi.wi.gov/sfs/support/reorganization/detachment/small-territory-owner">https://dpi.wi.gov/sfs/support/reorganization/detachment/small-territory-owner</a> on the DPI website for more information. The petition must be submitted to the school district <a href="https://dpi.wi.gov/sfs/support/reorganization/detachment/small-territory-owner">https://dpi.wi.gov/sfs/support/reorganization/detachment/small-territory-owner</a> on the DPI website for more information. The petition must be submitted to the school district <a href="https://dpi.wi.gov/sfs/support/reorganization/detachment/small-territory-owner">https://dpi.wi.gov/sfs/support/reorganization/detachment/small-territory-owner</a> on the DPI website for more information.

SECTION 1 – TO BE COMPLETED BY THE PERSON SUB	MITTING	G THIS P	ETITION		
Petitioner Name(s) Axel: Staci Andersen					
Address (street, city, zip) 409 Lincoln St. Evansville, Wi 535	37.				
	001	260	a. A.		
Phone Number 608-289-5492 E-mail KNUDSO			، تا برین ، ز	OM	
Legal Description of Territory Proposed for Detachment INCLUDING PARCEL NUMBERS:	- 20-3	8.14			
PT NE 14 SE 14 EPT SE 14 SE14					
Certified Survey Map # 2158875 (EXC	ナサブン	YUT	GIN		
VOL 40 PG 302-305 Lot 1 Evan	roulle	- Scho		IT see	
(If more space is needed to describe the property, attach add	tional pages)		6-20	5-44.2)	
I/we, the undersigned, representing 50% of the owners or a majority of electors owning	g or residin	g on the ab	ove descri	bed territory,	
file this petition to detach the above described territory FROM the	<u> </u>			School District	
and to attach it TO the Evonsville Sch	ool District	t.			
(Use page 2 for additional signatures if there are multiple petitioners)			each signature	P. Committee of the com	
SIGNATURE(S)	DATE	Property Owner	Elector	Both Owner and Elector	
1. Overtone	1-8-202	1			
2. Stack Andere	1 (8)202	+ /			
SECTION 2 – TO BE COMPLETED BY THE CLERK OF THE MUNICIPALITY	DALITY	IN WHIC	י קוביי ובי	FRRITORY	
IS LOCATED - (please print or typ		III WIIIC		ERRITORI	
The legal description of the territory proposed for detachment is sufficient to identify its location		YES		NO	
(If no, return the form to the petitioner.)			X		
School District where territory is located ORIGON	Value of P		- 4	39.100	
Municipality where territory is located TOWN OF WILLIAM		e was Deter	mined	2023	
County where territory is located	Assessme			90.19	
I, the undersigned, certify that the property description in Section 1 is sufficient to dete information entered above in Section 2 is correct.	rmine its i	ocation and	i value and	tnat tne	
SIGNATURE OF MUNICIPAL CLERK			Date:	.8.24	
Name of Clerk (please print) QETAINA QUEDEL					
Mailing Address 15531M CROEN CAN DO. EVANS	hue	, WI S	3534	0	
Phone Number 608-736-7070 E-mail Address (Luina.	riedel	@ tow	nofun	ion org	
TO THE COLORY PERSON NAMED BY STATE OF PORT OF THE COLOR DISCRETE IN WHICH THE					
SECTION 3 – TO BE COMPLETED BY THE CLERK OF THE SCHOOL DISTRICT IN WHICH THE TERRITORY IS LOCATED - (please print or type)					
District receiving petition Oregon School District	Date recei	ived	1-8-20	224	
Number of pupils <u>residing in the territory described in Section 1</u> who were reported as of the most recent 3 <sup>rd</sup> Friday in September or 2 <sup>nd</sup> Friday in January (see s.121.05 (1) (a), Wisconsin statutes, for categories of students to include).					
Name of School District Clerk (please print) Ahna Biziak page 1908 835 4000					
SIGNATURE OF SCHOOL DISTRICT CLERK A Human Barrale					
			.,,		

After completing Section 3 the clerk of the detaching school district must send a vertified copy (a document with original signatures or a photocopy accompanied by a Certificate of True Copy) of this petition to the school board of the school district to which the property is proposed to be attached and also to:

Secretary, School District Boundary Appeal Board Department of Public Instruction

Department of Fublic Instruc

PO Box 7841

Madison, WI 53707-7841

Example form provided by DPI

## PETITION TO ALTER SCHOOL DISTRICT BOUNDARIES

Small Territory Transfer - see section 117.12, Wisconsin Statutes
Signatures of additional petitioners

Instructions: Each additional petitioner must sign the form, indicate a street address (not a PO box), and identify the municipality (the township, village, or city) where he/she resides. Indicate the date the form is signed. Each petitioner must also identify whether he/she is an owner of the territory proposed for detachment, an elector residing on the territory, or both an owner and resident elector.

l/we, the undersigned, representing 50% of the owners or a majority of electors owning or residing on the territory					
described on the petition form, file this petition to detach the described territory <b>FROM</b> the					
School District and to attach it <b>TO</b> the School District.					
		10 7 2	(For each signature check		
		DATE	one) TE Owner Elector Both		
Signature:	Municipality:	Entra	Our ner		
Address (street, city, zip):		DATE	Owen	Claster	Both
Signature:	Municipality:	DATE	Owner	Elector	Both
Address (street, city, zip):					
Signature:	Municipality:	DATE	Owner	Elector	Both
Address (street, city, zip):					
Signature:	Municipality:	DATE	Owner	Elector	Both
Address (street, city, zip):					
Signature:	Municipality:	DATE	Owner	Elector	Both
Address (street, city, zip):					
Signature:	Municipality:	DATE	Owner	Elector	Both
Address (street, city, zip):					
Signature:	Municipality:	DATE	Owner	Elector	Both
Address (street, city, zip):					
Signature:	Municipality:	DATE	Owner	Elector	Both
Address (street, city, zip):					
Signature:	Municipality:	DATE	Owner	Elector	Both
Address (street, city, zip):					
Signature:	Municipality:	DATE	Owner	Elector	Both
Address (street, city, zip):					
Signature:	Municipality:	DATE	Owner	Elector	Both
Address (street, city, zip):					
Signature:	Municipality:	DATE	Owner	Elector	Both
Address (street, city, zip):					
Signature:	Municipality:	DATE	Owner	Elector	Both
Address (street, city, zip):					
Signature:	Municipality:	DATE	Owner	Elector	Both
Address (street, city, zip):					



Dreamview Ct
Brooklyn, WI
53521
\* property to detach\*



### Parcel Details for 040 00700205

Parcel Information					
Name:	Parcel Number:				
AXEL ANDERSEN	6-20-38.1E				
STACI ANDERSEN					
Address:	Site Address:				
409 LINCOLN ST	, WI				
EVANSVILLE, WI 53536-2200					
A.A					

Municipality:

TOWN OF UNION

General Information					
Sec/Town/Range:	School District:	Other Tax Codes:			
6-4-10	4144 - OREGON SCHOOL DISTRICT	0000-0000-0000-0000			

# REFERENCE DOCUMENTS LISTED BELOW MAY NOT REFLECT THE CURRENT LEGAL DESCRIPTION. TO DETERMINE THE CURRENT LEGAL DESCRIPTION, A TITLE SEARCH MAY BE REQUIRED.

Documents: Vol-Page:
2159721 No Volume-Page Information

### **Value Information**

Assess Year 2023 ➤

Description	Acres	Land	Improvements	
Residential	1.940	89,100	0	
TOTALS	1.940	89,100	0	

### **Legal Information**

PT NE1/4 SE1/4 & PT SE1/4 SE1/4 CERTIFIED SURVEY MAP #2158875 VOL 40 PG 302-305 LOT 1 (EXC TH PT LYG IN EVANSVILLE SCHOOL DIST) SEE 6-20-44.2

Rock County provides this information with the understanding that it is not guaranteed to be current, complete or accurate. Conclusions drawn from this information are the responsibility of the user. While every reasonable effort has been made to ensure the timeliness and accuracy of the information, Rock County takes no responsibility for errors and omissions.

For questions regarding Outstanding Taxes and Tax Payment records, contact the County Treasurer office at (608)757-5670. For questions regarding Tax Listing Information, please contact the Real Property Lister office at (608)757-5610.

# OREGON SCHOOL BOARD RESOLUTION AUTHORIZING ISSUANCE OF AN ORDER

WHEREAS, a meeting of the school board of the Oregon School District was held on Monday, February 26, 2024, and

WHEREAS, a petition has been filed with the clerk of the school board, pursuant to s. 117.11013, Wis Stats., proposing a petition to alter school district boundaries; 1.90 acres at 17701 W Dreamvie Ct, Brooklyn, WI 53521; Parcel ID No. 040 00700205 Description: PT NE1/4 SE1/4 & PT SE1/4 SE1/4 CERTIFIED SURVEY MAP #2158875 VOL 40 PG 302-305 LOT 1) be detached from the Oregon School District and attached to the Evansville Community School District, and

WHEREAS, a public hearing has been held on the proposed reorganization by the school board on February 26, 2024, pursuant to s. 117.12, Wis Stats.,

NOW, THEREFORE, BE IT RESOLVED that an order be issued and filed (granting or denying) the petition upon which said hearing has been held.

ntroduced by:
Seconded by:
/ote: Yes No
Dated this day of
Ahna Bizjak, Clerk Oregon School Board

## Public School District Reorganization-Detachment and Attachment of Small Territory Initiated by Owner

(Wis. Stats. 117.12)

### **APPLICATION**

Wis. Stats. 117.12(1)

This section applies to the owner or elector-initiated petition to detach a small territory. A territory is defined as small if **both**:

- the assessed valuation of the territory proposed to be transferred, divided by its assessment ratio, is less than seven (7) percent of the equalized valuation of the school district from which it is proposed to be detached, **and**
- less than seven (7) percent of the enrollment of the school district from which the territory is proposed to be detached resides in the territory proposed to be transferred. (Use the most recent 3rd Friday in September or 2nd Friday in January count.)

### **PETITION**

Wis. Stats. 117.12(2)

A small territory, owner-initiated petition may be filed by either:

- A majority of the electors residing in the territory proposed to be detached; or
- The owners of 50 percent or more of the territory proposed to be detached, as measured by the territory's assessed valuation divided by its assessment ratio.

Petitions for the detachment and attachment of any small territory must be filed **before February**1 with the clerk of the school district to which the territory is currently attached. The petition must include a description of the parcel or territory proposed for detachment. This description must be sufficiently accurate to determine its location in the school district in which it is located, as certified by the clerk of each town, village, or city within which all or part of the parcel or territory is located. The petition must also state the number of pupils residing in the territory who were enrolled in the district to which the territory is currently attached, as certified by the district clerk.

(Use the most recent 3rd Friday in September or 2nd Friday in January count.) The petition should

be filed personally or mailed directly to the clerk of the school district to which the territory is currently attached. The school district clerk must receive the petition **before February 1** in order for it to be considered that year.

Click on the following link to view or print a small territory transfer petition w.

### **SCHOOL BOARD ACTION**

Wis. Stats. 117.12(3)

During the month of February, each affected school board must give the petitioners an opportunity to meet with the board to present reasons for the proposed reorganization **before** adopting a resolution either granting or denying the detachment. **Each** affected school board must vote on the proposed reorganization. If all school boards agree to the detachment and attachment of the territory, the process ends and the reorganization will become effective July 1 of that year. If any school board denies the proposed reorganization, an appeal may be made to the School District Boundary Appeal Board by the electors or owners described above. Failure of a school board to **adopt a resolution** before March 1 either ordering or denying the reorganization constitutes a denial of the reorganization by the school board.

# APPEALS OF A SCHOOL BOARD'S ORDER OF DENIAL Wis. Stats. 117.12(4) and (5)

A majority of the elector(s) residing in the territory or the owner(s) of 50 percent or more of the territory may appeal the school board's order denying detachment of a small territory. The appeal shall be filed with the Secretary of the School District Boundary Appeal Board before the March 15 following the denial. Appeals received after March 14 will be rejected as not timely.

Click on the following link to view or print a <u>model appeal application</u> w for a hearing before the School District Boundary Appeal Panel.

### **Appeal Panel**

In most cases, appeals of the denial of the detachment and attachment of small territories are heard by a three-member Appeal Panel appointed by the State Superintendent. The panel members are also members of the School District Boundary Appeal Board (SDBAB). The panel must include one person from a district with small enrollment, one from a district with medium enrollment, and one from a district with large enrollment. The Appeal Panel, after hearing the details of the petition, may affirm, deny, or modify the school board's denial of the reorganization of the territory designated on the petition. The appeal order shall be issued before the June 15 following the filing of the appeal; any order of detachment is effective July 1.

### **School District Boundary Appeal Board**

The law also provides that an appeal shall be heard by a seven-member School District Boundary Appeal Board, rather than an Appeal Panel, if any of the following apply:

- More than one appeal to detach small territory from a single district was filed by the March 15 date and either:
  - The total assessed valuation of the territory proposed to be detached under the appeals, divided by the assessment ratio, is seven (7) percent or more of the equalized valuation of the original school district; or
  - The number of pupils enrolled in the school district who reside in the territory proposed to be detached is seven (7) percent or more of that school district's enrollment;

OR

• The total territory detached over the previous two years, including the appeal under review, constitutes two (2) percent or more of either the equalized value or enrollment of the school district from which detachment is proposed.

For all appeals, the School District Boundary Appeal Panel or Board shall evaluate each appeal with the statutory criteria listed in <u>Wis. Stats. 117.15 (https://dpi.wi.gov/sms/reorganization/evaluation-criteria)</u> and issue an order either affirming, denying, or modifying the school board's denial of any or all of the proposed reorganizations. The School District Boundary Appeal Board's order shall be issued by the June 15 following the filing of the appeal; any reorganization that is granted is effective July 1.

### **RELATED ISSUES**

S.117.25(2), Wis. Stats., states that when territory is detached from one school district and attached to another school district the following apply:

- Assets and liabilities are assigned to the school districts under s. 66.0235, Wis. Stats., on the
  effective date of the reorganization. The process may include assets and liabilities being
  assigned proportionally to the affected school districts based on the ratio of the equalized
  valuation of the reorganized territory to the equalized valuation of all taxable property in the
  detaching school district {s. 66.0235(2c)(a), Wis. Stats.}.
  - Wis. Stats. 66.0235(2c)(b) provides for an alternate procedure to be used wherein the affected school boards adopt identical resolutions stating the agreed-upon division of assets and liabilities. The resolution must pass in each affected school board by a three-fourths vote in favor of the resolution.
  - Districts holding state trust fund loans should refer to s. 66.0235(10), Wis. Stats., for the procedure to transfer this debt.
- Any employee of the school district from which territory is detached who is laid off as a result of the reorganization has priority over other persons, except employees of the school district to

which the territory is attached and former employees of that school district who were laid off from that school district, for three (3) years after the effective date of the reorganization for new positions and vacant positions for which he or she is qualified in the school district to which the territory is attached. {s. 117.25 (2)(b)(1), Wis. Stats.}

Any person who wishes to exercise this priority shall notify the school district to which the territory is attached, in writing, that he or she wishes to be considered for any new position or vacant position and shall include in the notice the address to be used by the school district to notify the person of such positions. {s. 117.25 (2)(b)(2), Wis. Stats.}

### **APPEAL TO CIRCUIT COURT**

### Wis. Stats. 117.14

Any person aggrieved by an order of the School District Boundary Appeal Board or Appeal Panel may appeal the order to a circuit court within thirty (30) days after copies of the order are filed with the secretary of the board under s. 117.17(2), Wis. Stats. To begin the appeal, the aggrieved person must serve written notice, specifically stating the grounds for the appeal, upon the Secretary of the School District Boundary Appeal Board and file the notice with the clerk of the circuit court of any county in which any of the territory proposed to be detached is located or with the clerk of the circuit court of any county in which any territory of the school district to which the territory is proposed to be attached is located.

### WHAT THE STATUTES SAY WITH REGARD TO NOTIFICATION

- A certified copy of the petition must be sent to the school board of the school district to which the territory is proposed to be attached and to DPI. {Wis. Stats. 117.12(2)}
- The school district clerk of a district adopting a resolution must, within 5 days after the adoption of the resolution, send a certified copy of the resolution to the school board of the other affected district and to DPI. {Wis. Stats. 117.12(3)}

Click on the following link to locate <u>samples (https://dpi.wi.gov/sms/reorganization/forms)</u> of orders and resolutions related to school district reorganization. It is recommended that school boards fill out three originals, one to keep and one each for the other district and the DPI. If you send photocopies of the original, a Certificate of True Copy is needed.

For questions about this information, contact <u>Janice Zmrazek</u> (https://dpi.wi.gov/user/220/contact) (608) 266-2803

# Public School District Reorganization-Procedures for School District Boundary Appeal Board Panel Hearings

The School District Boundary Appeal Board (SDBAB) panel consists of three (3) individuals who currently serve as school board members of their local school districts and who have been appointed by the state superintendent to hear appeals filed under Chapter 117, Wis. Stats. A non-voting chairperson, also appointed by the state superintendent, facilitates the hearing.

In the weeks prior to the hearing, the school districts are asked to submit the following information:

- A copy of the notice of any local school board hearing on a petition or a resolution for reorganization; transcribed minutes, transcribed stenographic record or electronic recording of hearing; and a copy of all exhibits and data submitted at the hearing.
- Class schedule, list of courses, or other information about the academic program of any school
  or schools attended, or that would be attended, by students residing on the territory that is the
  subject of the appeal.
- School district map indicating location of property under appeal.
- Any written statement of facts or other relevant matters relating to a proposed reorganization.

Petitioners will also be given the opportunity to submit information prior to the hearing. This information, along with any other relevant documents that are received by the Secretary of the School District Boundary Appeal Board, become part of the Official File for each hearing. A copy of the Official File is provided to each SDBAB panel member, school district representative and petitioner in advance of the hearing so he/she may study the documents and become familiar with the issues related to the appeal.

Additional documents that are not already included in the Official File may be presented as exhibits during the appeal hearing. If such documents are to be used, they should be submitted to the recording secretary 30 minutes before the scheduled start time of the appeal so they can be properly verified and marked. Eight (8) copies of each exhibit are needed for distribution.

The proponent(s) (those people asking that the school board's order of denial be reversed and that the territory be detached) present their case first. The time limit for the presentation is one hour. The opponent(s) (those people who want the territory to remain in the school district) are also given up to one hour for their presentation. After the presentations, a 10-minute summation or rebuttal time is given to both parties.

At the conclusion of the public presentations, the SDBAB panel is given an opportunity to ask questions of anyone who presented testimony or of other parties in attendance. However, no one is allowed to make statements during this time period unless asked to do so by panel members. When the panel has no more questions, deliberations begin.

The panel discusses the appeal and makes its decision in the presence of the proponent(s), opponent(s) and audience. In accordance with s. 117.15, Wis. Stats., the appeal panel considers and weighs specific criteria as they affect the educational welfare of all of the children residing in all of the school districts affected by the proposed reorganization. Click on the following link to view the <a href="list of criteria">list of criteria</a>. (<a href="https://dpi.wi.gov/sms/reorganization/evaluation-criteria">https://dpi.wi.gov/sms/reorganization/evaluation-criteria</a>)

For questions about this information, contact <u>Janice Zmrazek</u> (https://dpi.wi.gov/user/220/contact) (608) 266-2803

# School District Boundary Appeal Board

The School District Boundary Appeal Board (SDBAB) is created within the Department of Public Instruction by <u>s.15.375</u>, <u>Wis. Statutes</u>

(https://docs.legis.wisconsin.gov/statutes/statutes/15/II/375/2) to address certain issues related to school district reorganization. The Board consists of 12 school board members appointed by the state superintendent of Public Instruction for staggered two-year terms. Four members represent small school districts; four represent medium school districts, and four represent large school districts. No more than one member may come from each of the 12 CESA areas. Three-member panels of SDBAB members (one each from a small, medium, and large district) hear appeals related to small territory detachment. Seven member boards, consisting of two representatives each from small, medium, and large districts, and the state superintendent or his or her designee, address issues related to district creation and dissolution, annexation, or boundary disputes. Operations of the board are described in s.117.05(1) and (2), Wis. statutes

(https://docs.legis.wisconsin.gov/statutes/statutes/117/05?view=section).

### **SDBAB Fees**

- <u>Section 117.05 (9)</u>, <u>Wisconsin statutes</u>, (<u>https://docs.legis.wisconsin.gov/statutes/statutes/117/05/9)</u> permits the state superintendent to charge fees sufficient to reimburse the department for the costs related to certain School District Boundary Appeal Board (SDBAB) activities.
- Section PI 2.03 of the administrative rules Prequires the state superintendent to annually "establish a filing fee sufficient to cover the expenses of convening the school district boundary appeal board and the appeal panel".

<u>Filing Fee Schedule</u> w - Current filing fees for SDBAB hearings.

<u>SDBAB Panel Hearing Procedures (https://dpi.wi.gov/sms/school-district-boundary-appeal-board/hearing)</u> - A description of the process for planning and holding a hearing of the three-member SDBAB panel.

### 2019 Hearing Packets

May 23 - <u>19-23 - Oregon/McFarland</u> 凸

May 29 - <u>19-10 - Hudson/River Falls</u> 占

May 29 - <u>19-25 - Somerset/Hudson</u>

For questions about this information, contact <u>Janice Zmrazek</u> (<u>https://dpi.wi.gov/user/220/contact)</u> (608) 266-2803

#### 117.05

### **CHAPTER 117**

#### SCHOOL DISTRICT REORGANIZATION

117.01	Applicability.	117.14	Appeal to court.
117.03	Definitions.	117.15	Criteria for school district reorganizations.
117.05	General provisions.	117.17	Reorganization order.
117.08	Consolidation of school districts.	117.20	Referendum procedures.
117.09	Consolidation of union high and elementary school districts.	117.22	School boards in new school districts.
117.10	Dissolution of a school district.	117.25	Transfer of assets, liabilities and employees; agreements between consoli-
117.105	Creation of a school district.		dating school districts.
117.11	Detachment and attachment of large territory.	117.27	Change of district type.
117.12	Detachment and attachment of small territory initiated by owner.	117.30	Attachment upon failure to operate school.
117.13	Detachment and attachment of small territory initiated by school boards.	117.35	School district boundary disputes.
117.132	Territory annexed to certain municipalities.		• •

Cross-reference: See definitions in s. 115.001. Cross-reference: See also ch. PI 2, Wis. adm. code.

**117.01 Applicability.** This chapter does not apply to any school district reorganization affecting a school district operating under ch. 119.

History: 1989 a. 114.

#### **117.03 Definitions.** In this chapter:

- (1) "Affected school district" means the entire territory of any of the following school districts:
- (a) A school district from which any territory is detached or proposed to be detached.
- (b) A school district to which any territory is attached or proposed to be attached.
- (c) A school district that is consolidated with one or more other school districts or proposed to be consolidated with one or more other school districts.
- (d) A school district that is dissolved or proposed to be dissolved.
- (2) "Appeal panel" means a panel appointed by the state superintendent under s. 117.05 (1).
  - **(3)** "Board" means the school district boundary appeal board.
- (**3g**) "Boundary dispute" means a dispute between 2 or more school districts concerning whether certain territory is located within a particular school district.
- (3m) "Enrollment" means the number of pupils enrolled, as provided under s. 121.05 (1) (a), on the most recent of the preceding 3rd Friday of September or 2nd Friday of January.
- **(4)** "Equalized valuation" has the meaning given under s. 121.004 (2).
- (4m) "Interested school district" means a school district involved in a boundary dispute.
- **(5)** "Reorganization" means the consolidation of 2 or more school districts, the dissolution of a school district, the detachment of territory from one school district and its attachment to an adjoining school district or the creation of a school district.

**History:** 1989 a. 114; 1995 a. 27; 1997 a. 27; 1999 a. 18.

- **117.05 General provisions. (1)** APPEAL PANELS. The state superintendent shall appoint 3 members of the board to hear appeals filed under ss. 117.12 (4) and 117.13 (3). No 2 members of the appeal panel may be board members from any of the following kinds of school districts: those with small enrollments, those with medium enrollments or those with large enrollments.
- (1m) BOARD AND APPEAL PANEL MEETINGS. The state superintendent shall set the time and place for meetings of the board under ss. 117.10, 117.105 (2m) and (4m), 117.12 (5) and 117.132 and for meetings of appeal panels under ss. 117.12 (4) and 117.13.
- **(2)** SELECTION OF BOARD MEMBERS FOR EACH REVIEW; BOARD AND SCHOOL BOARD VOTING REQUIREMENTS. (a) *Board*. The state superintendent shall appoint 7 members of the board to perform

any review under ss. 117.10, 117.105 (2m) and (4m), 117.12 (5), and 117.132. The 7 members shall include the state superintendent or his or her designee on the board, 2 board members from school districts with small enrollments, 2 board members from school districts with medium enrollments, and 2 board members from school districts with large enrollments. Any action of the board under this chapter requires the affirmative vote of at least 4 of the 7 members appointed under this paragraph.

- (b) *School board.* Any action by a school board under this chapter requires the affirmative vote of a majority of its full authorized membership.
- **(3)** JOINT MEETINGS AND HEARINGS. The school boards of the affected school districts may hold joint meetings or joint public hearings in any reorganization proceeding under this chapter.
- **(4)** LIMITATIONS ON PROCEEDINGS. (a) *Pending proceedings*. A reorganization proceeding is pending from the date that a petition is filed under s. 117.105 (1) (a), 117.11 (2) or 117.12 (2) or a resolution is adopted under s. 117.08 (1), 117.09 (1), 117.10 (1), 117.105 (1) (b) or (4m), 117.13 (2) or 117.132 (2) until the date on which the latest of any of the following occurs:
  - 1. An order granting the reorganization takes effect.
- 2. The reorganization is denied and, following the denial, any time period for requesting a referendum, requesting review by the board or making an appeal to an appeal panel, under ss. 117.08 to 117.132, has expired.
- (b) Limitation if proceeding is pending; state aid apportionment. While a reorganization is pending, as provided under par. (a) or under s. 117.01 (1) (d), 1987 stats.:
- 1. Any other reorganization proceeding commenced or order made that includes any territory included in the pending reorganization proceeding is void.
- 2. State aid shall be apportioned to the affected school districts as if the reorganization had not been initiated.
- (c) One-year limitation on consideration of transfers. 1. Except as provided under subd. 2., no petition for the detachment of territory from one school district and its attachment to an adjoining school district may be filed under s. 117.11 (2) or 117.12 (2) before the 2nd July 1 following the filing of a petition under s. 117.11 (2) or 117.12 (2) for any reorganization that includes any of the same territory.
- 2. The limitation under subd. 1. does not apply if the school board of each affected school district adopts a resolution waiving the limitation. If a school board denies a request for a waiver under this subdivision, the denial may not be appealed under this chapter.
- (d) Four-year limitation on consideration of creation of a school district. 1. Except as provided in subd. 2., no petition may be filed or resolution adopted for the creation of a new school district under s. 117.105 (1) (a) or (b) before the 5th July 1 following the filing of a petition under s. 117.105 (1) (a) or the adoption of a resolution under s. 117.105 (1) (b) or the date of an order issued

#### SCHOOL DISTRICT REORGANIZATION

under s. 117.105 (4m) (c) for any reorganization that includes any of the same territory.

- 2. The limitation under subd. 1. does not apply if the school board of each affected school district adopts a resolution waiving the limitation. If a school board denies a request for a waiver under this subdivision, the denial may not be appealed under this chapter.
- (5) ALL TERRITORY IN SCHOOL DISTRICT; CONTIGUOUS UNION HIGH SCHOOL DISTRICT TERRITORY. (a) *Territory in district*. All territory within this state shall be included in a school district operating elementary school grades and a school district operating high school grades or in a school district operating both elementary and high school grades, except for territory located in a school district that is not operating certain grades as a result of entering into a whole grade sharing agreement under s. 118.50. No territory may be detached from a school district unless by the same order it is attached to another school district or included in a new school district created by the order. No territory may be detached from a school district that operates high school grades unless by the same order it is attached to or included in another school district that operates high school grades.
- (b) Contiguous union high school district territory. No territory may be detached from a union high school district so as to make parts of the school district noncontiguous.
- (7) VALIDATION OF SCHOOL DISTRICTS. No appeal or other action attacking the legality of the formation of a school district, either directly or indirectly, may be taken after the period provided under s. 893.74. This subsection shall be liberally construed to effect the legislative purpose to validate and make certain the legal existence of all school districts in this state, however created or reorganized, and to bar every right to question the existence of a school district in any manner and to bar every remedy relating to the formation of a school district notwithstanding any defects or irregularities, jurisdictional or otherwise, in any action or proceeding commenced after the expiration of the period provided under s. 893.74.
- **(8)** INFORMATION ON REORGANIZATION PROCEDURES. The department shall prepare a written description of the procedures for school district reorganizations under ss. 117.08 to 117.132 and distribute copies to school district clerks. A school district clerk shall give a copy of the description to any person, upon request, and to any person filing a petition with the clerk under s. 117.08 (3) (a) 2., 117.09 (3) (a) 2., 117.105 (1) (a), 117.11 (2) or (4) (a) 2. or 117.12 (2), at the time the petition is filed.
- **(9)** BOARD AND APPEAL PANEL FEES. (a) The state superintendent may charge the following persons a fee sufficient to reimburse the department for the costs of the board under ss. 117.10, 117.105, 117.132 and 117.35:
- 1. The school boards of the affected school districts under s. 117.105 if they fail to reach agreement under s. 117.105 (1m) (b).

1m. The village boards of villages and the affected school district under s. 117.105 (4m).

- 2. A person who files a petition requesting review by the board under s. 117.105 (2m).
- 3. A school board that adopts a resolution to dissolve the school district under s. 117.10 (2).
- 4. A school board that requests review by the board under s. 117.132 (4) (a) 1.
- 5. A person who files a petition requesting review by the board under s. 117.132 (4) (a) 2.
- 6. A school board requesting resolution of a boundary dispute under s. 117.35 (2).
- (b) The clerk of the school district ordering the dissolution or requesting review shall pay the fee under par. (a) 3. or 4. to the state superintendent. The clerk of each affected school district shall pay the fee under par. (a) 1. to the state superintendent. The state superintendent shall allocate the fee under par. (a) 1. among the school districts from which territory is being detached to create a

- new school district if there is more than one such school district. The secretary of the board shall forward the fees collected under par. (a) 1. and 5. to the state superintendent.
- (c) The state superintendent may charge a person filing a notice of appeal under s. 117.12 (4) or 117.13 (3) a fee sufficient to reimburse the department for the costs of the appeal panel under s. 117.12 (4) or 117.13 (3). The secretary of the board shall collect the fee and forward it to the state superintendent. The state superintendent may not charge any person who files a notice of appeal under s. 117.12 (4) and is charged the fee under this paragraph any additional fee for review by the board under s. 117.12 (5).
- (10) STATE SUPERINTENDENT TO ADVISE. The state superintendent shall advise and consult with school boards regarding school district organization and reorganization. If, in the state superintendent's opinion, one or more school districts should be created, altered, consolidated or dissolved, he or she may make recommendations to the school boards of the affected school districts.

  History: 1989 a. 114, 287; 1993 a. 392; 1995 a. 27 ss. 3927 to 3930, 9145 (1); 1997 a. 27, 286; 1999 a. 18, 32; 2015 a. 55; 2017 a. 59; 2017 a. 365 s. 111.
- **117.08** Consolidation of school districts. (1) INITIATION OF PROCEDURES. The school boards of 2 or more school districts may adopt resolutions stating that they will consider consolidating their school districts. The school district clerk of each school board adopting a resolution under this subsection shall send a certified copy of the resolution to the school boards of each of the other affected school districts and to the secretary of the board.
- (2) SCHOOL BOARD ACTION. In the first July beginning after the adoption of resolutions by 2 or more school boards under sub. (1), the school boards of the affected school districts may order the school districts consolidated by the adoption, by each of those school boards, of a resolution ordering the consolidation. Failure of a school board to adopt a resolution either ordering or denying the consolidation before August 1 constitutes a denial of the consolidation by that school board. The school district clerk of each school board adopting a resolution under this subsection, either ordering or denying a consolidation, shall, within 5 days after the adoption of the resolution, send a certified copy of the resolution to the school boards of each of the other affected school districts and file a certified copy of the resolution as provided under s. 117.17 (2). If the school board of each affected school district adopts a resolution ordering the consolidation, the consolidation shall take effect on the following July 1, unless a referendum under sub. (3) is required.
- (3) REFERENDUM. (a) If the school board of each affected school district adopts a resolution ordering a consolidation under sub. (2), a referendum on the consolidation shall be held under par. (b) if one of the following occurs:
- 1. At the time of adopting the resolution under sub. (2), the school board of any affected school district directs the holding of a referendum.
- 2. Before the 2nd Tuesday of September following the adoption of the resolutions under sub. (2), a petition conforming to the requirements of s. 8.40 requesting a referendum, signed by at least 10 percent of the electors who reside in any affected school district, is filed with the clerk of the school district that has the highest equalized valuation of the affected school districts. The validity of the petition shall be governed by the rules promulgated under s. 8.40 (3).
- (b) If a referendum is directed or a petition requesting a referendum is filed under par. (a), the school district clerk of the school board adopting the resolution or the school district clerk receiving the petition shall immediately notify the school boards of each of the other affected school districts, the secretary of the board and the clerk of each city, village or town, any part of which is contained within an affected school district. The referendum shall be held in the affected school districts as provided under s. 117.20. Votes shall be counted separately for each affected school district.
- (4) REFERENDUM RESULTS. If a majority of the votes cast in each affected school district is in favor of consolidation, the

3

117.09

school districts shall be consolidated on the following July 1. At the time of canvassing the returns, the school boards of the affected school districts shall make and file an order of school district reorganization under s. 117.17 (2).

- (5) ALTERNATIVE TIMELINES. (a) If each school board adopting a resolution under sub. (1) specifies in its resolution that the alternative timeline under this paragraph applies, the dates specified in subs. (2), (3) (a) 2., and (4) are changed as follows:
- 1. The resolutions ordering or denying a consolidation under sub. (2) shall be adopted in the first December beginning after the adoption of resolutions by 2 or more school boards under sub. (1). Failure of a school board to adopt a resolution either ordering or denying the consolidation before January 1 constitutes a denial of the consolidation by that school board.
- 2. The petition requesting a referendum under sub. (3) (a) 2. shall be filed before the 2nd Tuesday of February following the adoption of the resolutions under sub. (2).
- 3. If a majority of the votes cast in each affected school district is in favor of consolidation, the school districts shall be consolidated on the 2nd following July 1.
- (b) If each school board adopting a resolution under sub. (1) specifies in its resolution that the alternative timeline under this paragraph applies, the dates specified in subs. (2) and (3) (a) 2. are changed as follows:
- 1. The resolutions ordering or denying a consolidation under sub. (2) shall be adopted in the first May beginning after the adoption of resolutions by 2 or more school boards under sub. (1). Failure of a school board to adopt a resolution either ordering or denying the consolidation before June 1 constitutes a denial of the consolidation by that school board.
- 2. The petition requesting a referendum under sub. (3) (a) 2. shall be filed before the 2nd Tuesday of July following the adoption of resolutions under sub. (2).
- **(6)** STATE AID. From the appropriation under s. 20.255 (2) (br), the department shall pay to a school district created by a consolidation under this section that takes effect on or after July 1, 2019, the following amounts:
- (a) In the school year in which the consolidation takes effect and in each of the subsequent 4 school years, \$150 multiplied by the number of pupils enrolled, as defined in s. 115.437 (1), in the school district in that school year.
- (b) In the 5th school year following the school year in which the consolidation takes effect, 50 percent of the amount the school district received under par. (a) in the 4th year following the school year in which the consolidation takes effect.
- (c) In the 6th school year following the school year in which the consolidation takes effect, 25 percent of the amount the school district received under par. (a) in the 4th year following the school year in which the consolidation takes effect.

**History:** 1989 a. 114, 192, 287; 1991 a. 32; 2009 a. 307; 2017 a. 59.

- 117.09 Consolidation of union high and elementary school districts. (1) INITIATION OF PROCEDURES. The school board of a union high school district and the school boards of any of the school districts operating only elementary grades whose territory is included in the union high school district may adopt resolutions stating that they will consider consolidating the union high school district and all of the elementary school districts whose territory is included in the union high school district to create a common or unified school district operating both elementary and high school grades. The school district clerk of each school board adopting a resolution under this subsection shall send a certified copy of the resolution to the school boards of each of the other affected school districts and to the secretary of the board.
- (2) SCHOOL BOARD ACTION. (a) In the first July beginning after the adoption of resolutions under sub. (1), the school board of the union high school district and the school boards of one or more of the elementary school districts that adopted resolutions under sub. (1) and that have, in their combined territory, at least 55 percent

- of the equalized valuation of the union high school district, may order the union high school district and all of the elementary school districts whose territory is included in the union high school district consolidated to create a common or unified school district operating both elementary and high school grades by the adoption of a resolution ordering the consolidation by each school board
- (b) Failure of a school board to adopt a resolution under par. (a) before August 1, either ordering or denying the consolidation, constitutes a denial of the consolidation by that school board. The school district clerk of each school board that adopts a resolution ordering or denying a consolidation under par. (a) shall, within 5 days after the adoption of the resolution, send a certified copy of the resolution to the school boards of the other affected school districts and file a certified copy of the resolution as provided under s. 117.17 (2). If a consolidation is ordered under par. (a), the consolidation shall take effect on the following July 1, unless a referendum is required under sub. (3).
- (3) REFERENDUM. (a) If a consolidation is ordered under sub. (2) (a), a referendum on the consolidation shall be held under par. (b) if one of the following occurs:
- 1. Before the 2nd Tuesday of September following the adoption of the resolution ordering consolidation under sub. (2) (a), the school board of any affected school district directs the holding of a referendum.
- 2. Before the 2nd Tuesday of September following the adoption of the resolutions under sub. (2) (a), a petition conforming to the requirements of s. 8.40 requesting a referendum, signed by at least 10 percent of the electors who reside in any affected school district, is filed with the clerk of the union high school district. The validity of the petition shall be governed by the rules promulgated under s. 8.40 (3).
- (b) If a referendum is directed or a petition requesting a referendum is filed under par. (a), the school district clerk of the school board adopting the resolution or the school district clerk receiving the petition shall immediately notify the school boards of each of the other affected school districts, the secretary of the board and the clerk of each city, village or town, any part of which is contained within an affected school district. The referendum shall be held in the union high school district as provided under s. 117.20. Votes shall be counted separately for the union high school district and each affected elementary school district.
- (4) REFERENDUM RESULTS. If a majority of the votes cast in the union high school district and in a majority of the affected elementary school districts is in favor of consolidation, the union high school district and all of the affected elementary school districts shall be consolidated on the following July 1. At the time of canvassing the returns, the school boards of the affected school districts shall make and file an order of school district reorganization under s. 117.17 (2).
- (5) ELEMENTARY SCHOOL DISTRICT IN MORE THAN ONE UNION HIGH SCHOOL DISTRICT. (a) If a school district that operates only elementary grades has territory in more than one union high school district, it may consolidate under this section only with the union high school district in which more than 50 percent of its territory, as measured by equalized valuation, is located. Only the territory of the elementary school district that is located in that union high school district shall be included in the newly created common or unified school district operating both elementary and high school grades.
- (b) The remaining territory of the elementary school district shall be attached, by the reorganization order issued under sub. (2) or (4), to a school district that operates only elementary grades and has territory located in the union high school district attended by the high school pupils who reside in the territory being attached.
- (c) Upon the request of the school board of any affected school district, or the school board of any other school district operating only elementary grades that has territory in the union high school district identified under par. (b), the board shall determine to

which elementary school district territory shall be attached under par. (b). The board shall issue an order that either affirms the attachment of the territory as specified in the order under sub. (2) or (4) or modifies the order under sub. (2) or (4) by attaching all or part of the territory to one or more other school districts identified under par. (b).

- (d) Upon the request of the school board of any affected school district, the board shall review any proposed apportionment of assets and liabilities under s. 66.0235 (2c) (a) 1., between the school district created by the consolidation under par. (a) and any elementary school district to which territory is proposed to be attached under par. (b) or (c), and shall issue an order affirming or modifying that apportionment.
- **(6)** STATE AID. From the appropriation under s. 20.255 (2) (br), the department shall pay to a school district created by a consolidation under this section that takes effect on or after July 1, 2019, the following amounts:
- (a) In the school year in which the consolidation takes effect and in each of the subsequent 4 school years, \$150 multiplied by the number of pupils enrolled, as defined in s. 115.437 (1), in the school district in that school year.
- (b) In the 5th school year following the school year in which the consolidation takes effect, 50 percent of the amount the school district received under par. (a) in the 4th year following the school year in which the consolidation takes effect.
- (c) In the 6th school year following the school year in which the consolidation takes effect, 25 percent of the amount the school district received under par. (a) in the 4th year following the school year in which the consolidation takes effect.

History: 1989 a. 114, 192; 1999 a. 150 s. 672; 2017 a. 59.

- **117.10 Dissolution of a school district. (1)** INITIATION OF PROCEDURES. A school board may adopt a resolution stating that it will consider dissolving the school district. The school district clerk of a school board adopting a resolution under this subsection shall send a certified copy of the resolution to the secretary of the board.
- (2) SCHOOL BOARD ACTION. In the first July beginning after the adoption of a resolution under sub. (1), the school board may order the school district dissolved by adopting a resolution ordering the dissolution. Failure of a school board to adopt a resolution either ordering or denying the dissolution before August 1 constitutes a denial of the dissolution by the school board. The school district clerk of a school board adopting a resolution under this subsection, either ordering or denying a dissolution, shall file a certified copy of the resolution as provided under s. 117.17 (2). A school board order under this subsection is not effective unless affirmed by the board under sub. (4).
- **(3)** ADVISORY REFERENDUM. (a) If the school board adopts a resolution under sub. (2) ordering a dissolution, an advisory referendum on the dissolution shall be held under this subsection if one of the following occurs:
- 1. At the time of adopting the resolution under sub. (2), the school board directs the holding of an advisory referendum on the dissolution.
- 2. Before the 2nd Tuesday of September following the adoption of the resolution under sub. (2), a petition conforming to the requirements of s. 8.40 requesting an advisory referendum, signed by at least 10 percent of the electors who reside in the affected school district, is filed with the school district clerk. The validity of the petition shall be governed by the rules promulgated under s. 8.40 (3).
- (b) If an advisory referendum is directed or a petition requesting an advisory referendum is filed under par. (a), the school district clerk shall immediately notify the secretary of the board and the clerk of each city, village or town, any part of which is contained within the school district. The advisory referendum shall be held in the school district as provided under s. 117.20.

- (4) BOARD REVIEW. After the 2nd Tuesday of September following the adoption of the resolution under sub. (2), if no advisory referendum is required, or after the advisory referendum, if one is held, the board shall review the dissolution and, before the following January 15, issue an order either affirming or denying the school board's dissolution order. The order shall be in writing, shall include a statement of the reasons for the order and shall be filed as provided under s. 117.17 (2). If the board affirms the school board's dissolution order, the board shall also issue an order assigning the school district's assets and liabilities under s. 66.0235 (2c) (a) 1., and the school district's territory, to one or more other school districts, and providing for the employees of the dissolved school district under s. 117.25 (3). If the board affirms the school board's dissolution order, the school district shall be dissolved on the following July 1.
- (5) EFFECT OF NEW BUILDING CONSTRUCTION. A school district may not be dissolved under this section if it has constructed a new school building within the 3 years immediately preceding the adoption of a resolution under sub. (2) and, on the date the resolution is adopted, the school district has outstanding debt for the building. This subsection does not apply if the school district to which the building is assigned under sub. (4) agrees to accept both the school building and the outstanding debt for the school building or, prior to the effective date of the dissolution, the building is sold and the debt is paid.

History: 1989 a. 114, 192, 287; 1999 a. 150 s. 672.

- **117.105 Creation of a school district. (1)** INITIATION OF PROCEDURES. Procedures to create a school district from the territory of one or more existing school districts may be initiated by any of the following methods:
- (a) Before July 1 of any year, a written petition requesting the creation of a school district may be filed with the clerk of the school district that has the highest equalized valuation of the affected school districts. The petition shall be signed by at least 20 percent of the total number of electors residing in the affected school districts and by at least 5 percent of the number of electors residing in each affected school district. The school district clerk with whom the petition is filed shall immediately send a certified notice of the petition to the school board of each affected school district and to the secretary of the board. The petition shall include the approximate boundaries of the proposed school district.
- (b) Before July 1 of any year, the school board of each school district from which territory will be detached to create the proposed school district may adopt a resolution stating that the school board will consider the creation of the school district. The resolution shall include the approximate boundaries of the proposed school district. The school district clerk of each school board adopting a resolution under this paragraph shall send a certified copy of the resolution to the school boards of each of the other affected school districts and to the secretary of the board.
- (1m) HEARING; BOUNDARIES; ASSETS AND LIABILITIES. (a) Upon receipt of a petition or notice under sub. (1) (a), or upon the adoption of a resolution and the receipt of copies of resolutions adopted by the school board of each of the other affected school districts under sub. (1) (b), the school board shall hold a public hearing on the proposed reorganization.
- (b) Before the October 15 following the receipt of a petition or notice under sub. (1) (a) or the adoption of resolutions under sub. (1) (b), the school boards of the affected school districts may, by the adoption of resolutions by the school boards of a majority of the affected school districts, agree on the precise boundaries of the proposed school district and the apportionment of the assets and liabilities between the affected school districts and the proposed school district according to the criteria under s. 66.0235 (2c). The school boards may establish an alternative method to govern the assignment of assets and liabilities as provided in s. 66.0235 (2c) (b). In determining the precise boundaries, the school boards may not detach territory from any additional school

districts. The clerk of the school district that has the highest equalized valuation of the affected school districts shall notify the board of their agreement or their failure to reach agreement.

- (c) If the school boards of a majority of the affected school districts fail to agree on the precise boundaries or on the apportionment of assets and liabilities by October 15 under par. (b), the board shall issue an order doing so by the following February 15. In determining the precise boundaries of the proposed school district, the board may not detach territory from any additional school districts.
- (2) SCHOOL BOARD ACTION. Before the January 15 following the determination of the precise boundaries of the proposed school district and the apportionment of assets and liabilities under sub. (1m) (b), or before the April 15 following an order issued by the board under sub. (1m) (c), the school board of each affected school district shall adopt a resolution ordering or denying the creation of the school district. The resolution shall state the school board's rationale for ordering or denying the reorganization and include an evaluation of each of the factors specified in s. 117.15. Failure of a school board to adopt a resolution either ordering or denying the creation of the school district before the applicable date required under this subsection constitutes a denial of the creation of the school district by that school board. The school district clerk of each school board adopting a resolution under this subsection, either ordering or denying the reorganization, shall, within 5 days after the adoption of the resolution, send a certified copy of the resolution to the school boards of each of the other affected school districts and file a certified copy of the resolution as provided in s. 117.17 (2).
- **(2m)** BOARD REVIEW. (a) The board shall review a proposed reorganization under this section if any of the following occurs:
- 1. The school board of each affected school district issues an order under sub. (2) granting the proposed reorganization, and a petition for board review of the proposed reorganization, signed by at least 10 percent of the number of electors residing in the territory of the affected school districts that is not within the proposed school district, is filed with the secretary of the board. The petition shall be filed by February 15 following the school board action under sub. (2), or by May 15 following the school board action under sub. (2) if the board issued an order under sub. (1m) (c).
- 2. The school board of any of the affected school districts issues an order under sub. (2) denying the proposed reorganization, and a petition for board review of the proposed reorganization, signed by at least 10 percent of the number of electors residing in each affected school district, is filed with the secretary of the board. The petition shall be filed by February 15 following the school board action under sub. (2), or by May 15 following the school board action under sub. (2) if the board issued an order under sub. (1m) (c).
- (b) Upon receipt of a petition for review under par. (a), the secretary of the board shall immediately notify the school board of each affected school district and the board shall hold a public hearing on the proposed reorganization. After the hearing and after consulting with the school boards of the affected school districts, but before May 15, the board may modify the boundaries of the proposed school district and the apportionment of assets and liabilities between the affected school districts and the proposed school district unless the board determined the boundaries and apportionment under sub. (1m) (c). The board may not modify the boundaries by detaching territory from any additional school districts.
- (bm) If the board modifies the boundaries or the apportionment of assets and liabilities under par. (b), it shall immediately notify the school board of each affected school district, and before June 15, the school board of each affected school district may proceed under sub. (2) to issue an order either granting or denying the proposed reorganization, as modified by the board. The board shall then proceed under par. (c) without the filing of a new peti-

tion under par. (a) but may not issue an order under par. (c) before June 21.

- (c) By August 1 following receipt of a petition for review under par. (a), the board shall issue an order either granting or denying the proposed reorganization. The order shall state the board's rationale and include an evaluation of each of the factors specified in s. 117.15. The board may overturn the decision of the school boards only if it finds that the school boards' conclusions regarding the factors specified in s. 117.15 are not supported by the facts or that the school boards did not properly apply these factors.
- (3) REFERENDUM. (a) A referendum shall be held under par. (b) if any of the following occurs:
- The school boards of all of the affected school districts grant the proposed reorganization and there is no petition filed for board review.
- 2. The school boards of all of the affected school districts grant the proposed reorganization, a petition for board review is filed and the board grants the proposed reorganization.
- 3. The school board of one or more of the affected school districts denies the proposed reorganization, a petition for board review is filed and the board grants the proposed reorganization.
- (b) If a referendum is required under par. (a), the board shall immediately notify the school boards of each of the affected school districts and the clerk of each city, village or town, any part of which is contained within an affected school district. The referendum shall be held in the territory of the school district proposed to be created by the reorganization.
- (c) In addition to the referendum under par. (a) 3., a referendum shall be held under par. (d) if par. (a) 3. applies and a petition conforming to the requirements of s. 8.40 requesting a referendum, signed by at least 20 percent of the number of electors residing in the territory of the affected school districts, is filed with the clerk of the affected school district with the largest equalized valuation before the 2nd Tuesday of September following issuance of the board's order under sub. (2m) (c).
- (d) If a referendum is required under par. (c), the school district clerk receiving the petition shall immediately notify the school boards of each of the affected school districts and the clerk of each city, village or town, any part of which is contained within an affected school district. The referendum shall be held in the territory of the affected school districts as provided under s. 117.20.
- (4) ORDER OF REORGANIZATION IF APPROVED AT REFERENDUM. If a majority of the votes cast in the referendum held under sub. (3) (b) in the territory of the school district proposed to be created by the reorganization is in favor of the creation of the proposed school district, and a majority of the votes cast in the referendum held under sub. (3) (d) in the territory of the affected school districts is in favor of the creation of the proposed school district, at the time of canvassing the returns the school boards of the affected school districts shall make and file an order of school district reorganization under s. 117.17 (2). The reorganization shall take effect on the following July 1 unless the school board of the newly created school district adopts and files a resolution, as provided in s. 117.17 (2), stating that the reorganization shall take effect on the 2nd July 1 following the order of reorganization.
- **(4m)** PROCEDURES FOR CREATION OF A SCHOOL DISTRICT BASED ON AN OPPORTUNITY SCHOOLS AND PARTNERSHIP PROGRAM; CERTAIN VILLAGES. (a) In this subsection:
- 1. "Eligible unified school district" has the meaning given in s. 115.999 (2m) (a).
- "Village board" means the village board of a village located in an eligible unified school district.
- (b) If a village board adopts a resolution under s. 115.999 (2m) (c) affirming the village board's intent to create a new school district or a resolution to provide a referendum under s. 115.999 (2m) (d), the village board shall submit the resolution to the board.

### (c) 1. Upon receipt of a resolution under par. (b), the board

117,105

- shall hold a public hearing on the proposed reorganization. After the hearing and after consulting with the school board of the eligible unified school district and the village boards of the villages located within the proposed school district, the board shall determine the apportionment of assets and liabilities between the eligible unified school district and the proposed school district according to the criteria under s. 66.0235 (2c).
- 2. By no later than 180 days after the village board receives notice under s. 115.28 (10o) (d), the board shall issue an order that includes the territory of the new school district, as described in the resolution adopted by the village board, and the apportionment of assets and liabilities as determined under subd. 1.
- (d) A binding referendum on a proposed reorganization ordered by the board under par. (c) 2. shall be held in the territory of the school district proposed to be created by the reorganization.
- (e) 1. If a majority of the votes cast in the referendum held under par. (d) is in favor of the creation of the proposed school district, no later than 60 days after the referendum is held, the village boards of the villages included in the proposed school district shall adopt a resolution to designate all of the following for the proposed school district:
- a. The number of school board members under s. 120.01 or 120.41.
- b. The terms of initial members of the school board under s. 120.02 (3) (a).
- c. The method of election of school board members under s. 120.06 or 120.42.
- 2. A village that adopts a resolution under subd. 1. shall submit the resolution to the eligible unified school district.
- 3. If a majority of the votes cast in the referendum held under par. (d) is in favor of the creation of the proposed school district, after receiving a resolution under subd. 2., the school board of the eligible unified school district shall make and file an order of school district reorganization under s. 117.17 (2). In the order, the school board shall designate that the first election of school board members of the newly created school district shall occur at the regularly scheduled spring election immediately following the date on which the order is filed with the board. The reorganization shall take effect on the July 1 described in the resolution adopted by the village board under s. 115.999 (2m) (c).
- (f) Subsections (1) to (4) and ss. 117.14 and 117.15 do not apply to a reorganization under this subsection.
- (5) APPLICABILITY. This section does not apply to a reorganization that would result in the creation of a school district that has the same boundaries that an existing school district would have if territory were detached from one or more other school districts and attached to the existing school district under s. 117.12, 117.13 or 117.132 unless the existing school district operates only elementary grades.
- **(6)** LIMITATION ON FURTHER REORGANIZATION. No school district created by a reorganization under this section may consolidate with another school district under s. 117.08 or 117.09, or have all of its territory attached to another school district under s. 117.10, 117.11 or 117.132, within 10 years after the effective date of the reorganization under this section. This subsection does not apply if the school district was created by detaching territory from a single school district, and the consolidation under s. 117.08 or 117.09 or the attachment under s. 117.10, 117.11 or 117.132 will consolidate the school district with, or reattach its territory to, the school district from which its territory was detached by the reorganization which created the school district.

**History:** 1997 a. 286; 2001 a. 30; 2017 a. 59.

# **117.11 Detachment and attachment of large territory. (1)** APPLICATION. This section applies to the detachment of territory from one school district and its attachment to an adjoining school district if one of the following applies:

(a) The assessed value of the territory proposed to be detached from one school district and attached to an adjoining school district, divided by the assessment ratio of the taxation district, is equal to or greater than 7 percent of the equalized valuation of the school district from which the territory is proposed to be detached.

Updated 17-18 Wis. Stats.

- (b) Seven percent or more of the enrollment of the school district from which the territory is proposed to be detached resides in the territory proposed to be detached from that school district.
- (2) INITIATION OF PROCEDURES. A majority of the electors residing in territory proposed to be detached from one school district and attached to an adjoining school district, or owners of more than 50 percent of the territory proposed to be detached from one school district and attached to an adjoining school district, as measured by its assessed valuation divided by the assessment ratio of the taxation district, may file a written petition with the clerk of the school district in which the territory is located requesting the detachment of the territory from that school district and its attachment to an adjoining school district. The petition shall include a description of the territory sufficiently accurate to determine its location in the school district in which it is located, as certified by the clerk of each city, town or village within which all or part of the territory is located, and the number of pupils residing in that territory who, on the most recent of the preceding 3rd Friday of September or 2nd Friday of January, were enrolled in the school district from which the territory is proposed to be detached, as certified by the clerk of that school district. Upon receipt of the petition, the school district clerk shall send a certified notice of the petition to the school board of the school district to which the territory is proposed to be attached and to the secretary of the board.
- (3) SCHOOL BOARD ACTION. In the first July beginning after receipt of a petition under sub. (2), the school boards of the affected school districts may order the territory detached from the school district in which it is located and attached to the adjoining school district by the adoption, by each of those school boards, of a resolution ordering the detachment and attachment. Failure of a school board to adopt a resolution either ordering or denying the detachment and attachment before August 1 constitutes a denial of the reorganization by that school board. The school district clerk of each school board that adopts a resolution ordering or denying the reorganization under this subsection shall, within 5 days after the adoption of the resolution, send a certified copy of the resolution to the school board of the other affected school district and file a certified copy of the resolution as provided under s. 117.17 (2). If the school board of each affected school district adopts a resolution ordering the detachment and attachment, the reorganization shall take effect on the July 1 following the adoption of the resolutions, unless a referendum is required under sub.
- (4) REFERENDUM. (a) A referendum on the proposed reorganization shall be held if one of the following occurs before the 2nd Tuesday of September following the adoption of a resolution under sub. (3):
- 1. The school board of either affected school district directs the holding of a referendum.
- 2. A petition conforming to the requirements of s. 8.40 requesting a referendum, signed by at least 10 percent of the electors who reside in either affected school district, is filed with the clerk of the school district from which the territory is proposed to be detached. The validity of the petition shall be governed by the rules promulgated under s. 8.40 (3).
- (b) If a referendum is directed or a petition requesting a referendum is filed under par. (a), the school district clerk of the school board adopting the resolution or the school district clerk receiving the petition shall immediately notify the school board of the other affected school district, the secretary of the board and the clerk of each city, village or town, any part of which is contained within an affected school district. The referendum shall be held in the affected school districts as provided under s. 117.20. Votes shall be counted separately for each affected school district.

#### 7 Updated 17–18 Wis. Stats.

#### SCHOOL DISTRICT REORGANIZATION

take effect on the following July 1.

attached to the adjoining school district. The order shall be issued before the June 15 following the filing of the notice of appeal. The order shall be in writing, shall include a statement of reasons for the order and shall be filed as provided under s. 117.17 (2). If the appeal panel orders territory detached from one school district and attached to an adjoining school district, the reorganization shall

117.13

reorganization shall take effect on the following July 1. At the time of canvassing the returns, the school boards of the affected school districts shall make and file an order of school district reorganization under s. 117.17 (2).

(5) REFERENDUM RESULTS. If a majority of the votes cast in

each affected school district is in favor of the reorganization, the

- History: 1989 a. 114, 192.
- 117.12 Detachment and attachment of small territory initiated by owner. (1) APPLICATION. This section applies to the detachment of territory from one school district and its attachment to an adjoining school district if all of the following apply:
- (a) The assessed value of the territory proposed to be detached from one school district and attached to an adjoining school district, divided by the assessment ratio of the taxation district, is less than 7 percent of the equalized valuation of the school district from which it is proposed to be detached.
- (b) Less than 7 percent of the enrollment of the school district from which the territory is proposed to be detached resides in the territory proposed to be detached from that school district.
- (2) PETITION. A majority of the electors residing in the territory described under sub. (1) or owners of 50 percent or more of that territory may file a written petition with the clerk of the school district in which the territory is located requesting the detachment of the territory from that school district and its attachment to an adjoining school district. The petition shall include a description of the territory sufficiently accurate to determine its location in the school district in which it is located, as certified by the clerk of each city, town or village within which all or part of the territory is located, and the number of pupils residing in that territory who, on the most recent of the preceding 3rd Friday of September or 2nd Friday of January, were enrolled in the school district from which the territory is proposed to be detached, as certified by the clerk of that school district. Upon receipt of the petition, the school district clerk shall send a certified copy of the petition to the school board of the school district to which the territory is proposed to be attached and to the secretary of the board.
- (3) SCHOOL BOARD ACTION. In the first February beginning after receipt of a petition under sub. (2), the school boards of the affected school districts may order the territory detached from the school district in which it is located and attached to the adjoining school district by the adoption, by each of those school boards, of a resolution ordering the reorganization. Before adopting a resolution under this subsection that grants or denies the reorganization, each school board shall give the electors and owners who signed the petition under sub. (2) an opportunity to meet with the school board to present their reasons for the proposed reorganization. Failure of a school board to adopt a resolution before March 1 either ordering or denying the reorganization constitutes a denial of the reorganization by the school board. The school district clerk of each school board adopting a resolution under this subsection that orders or denies a reorganization shall, within 5 days after the adoption of the resolution, send a certified copy of the resolution to the school board of the other affected school district and file a certified copy of the resolution as provided under s. 117.17 (2). If the school board of each affected school district adopts a resolution ordering the detachment and attachment, the reorganization shall take effect on the following July 1.
- (4) APPEAL TO PANEL. If the detachment and attachment of territory is denied by either school board under sub. (3), a majority of the electors residing in the territory or the owners of 50 percent or more of the territory may appeal the denial to an appeal panel by filing notice of appeal with the secretary of the board before the March 15 following the denial. The secretary of the board shall send a copy of the notice of appeal to the school board of each affected school district. Except as provided under sub. (5), the appeal panel shall issue an order either affirming the school board's denial of the proposed reorganization or ordering all or any part of the territory described in the petition under sub. (2) detached from the school district in which it is located and

- **(5)** BOARD REVIEW. (a) If more than one appeal to detach territory from a single school district is filed under sub. (4) before March 15 and any of the following applies, the board shall review all of those appeals:
- 1. The total assessed valuation of the territory proposed to be detached under the appeals, divided by the assessment ratio of the taxation district, is equal to or greater than 7 percent of the equalized valuation of the school district from which the territory is proposed to be detached.
- 2. The total number of pupils residing in the territory proposed to be detached under the appeals who, on the most recent of the preceding 3rd Friday of September or 2nd Friday of January, were enrolled in the school district from which the territory is proposed to be detached is equal to or greater than 7 percent of that school district's enrollment.
- (am) In addition to reviewing appeals described under par. (a), the board shall review an appeal if any of the following applies:
- 1. The assessed valuation of the territory proposed to be detached under the appeal, divided by the assessment ratio of the taxation district, when added to the total assessed valuation of all territory detached from that school district in the 2 years preceding the date on which the petition was filed under sub. (2), divided by the appropriate assessment ratios, is equal to or greater than 2 percent of the school district's equalized valuation.
- 2. The number of pupils residing in the territory proposed to be detached under the appeal who are included in the enrollment of the school district from which the territory is proposed to be detached, when added to the number of pupils who resided in territory detached from that school district, and were included in previous enrollments of that school district, in the 2 years preceding the date on which the petition was filed under sub. (2), constitute 2 percent or more of the school district's enrollment.
- (b) The secretary of the board shall notify the school board of each affected school district and each owner or elector who signed the notice of appeal under sub. (4) that the appeal or appeals will be reviewed by the board under this subsection rather than by an appeal panel under sub. (4). The board shall issue an order either affirming the school boards' denial of all or any of the proposed reorganizations under par. (a) or the proposed reorganization under par. (am) or ordering all or any part of the territory described in all or any of the petitions under sub. (2) or included in the appeal filed under par. (am) detached from the school district in which it is located and attached to an adjoining school district. In addition to the criteria under s. 117.15, in making its decision the board also shall consider the effect that the proposed detachments under par. (a), taken as a whole, will have on the school district from which the territory is proposed to be detached, or the cumulative effect on that school district of the proposed detachment under par. (am). The board's order shall be issued before the June 15 following the filing of the notice of appeal. The order shall be in writing, shall include a statement of reasons for the order and shall be filed as provided under s. 117.17 (2). If the board orders territory detached from one school district and attached to an adjoining school district, the reorganization shall take effect on the following July 1.

History: 1989 a. 114, 287.

Sub. (1) allows the detachment of "island" parcels from school districts that adjoin. A detached parcel need not adjoin the school district to which it is attached. Stockbridge School Dist. v. DPI, 202 Wis. 2d 214, 550 N.W.2d 96 (1996), 94–1867.

117.13 Detachment and attachment of small territory initiated by school boards. (1) APPLICATION. This section applies to the detachment of territory from one school district and

its attachment to an adjoining school district if all of the following apply:

117.13

- (a) The assessed value of the territory proposed to be detached from one school district and attached to an adjoining school district, divided by the assessment ratio of the taxation district, is less than 7 percent of the equalized valuation of the school district from which the territory is proposed to be detached.
- (b) Less than 7 percent of the enrollment of the school district from which the territory is proposed to be detached resides in the territory proposed to be detached from that school district.
- (2) SCHOOL BOARD ACTION. The school boards of 2 adjoining school districts may order territory detached from one of the school districts and attached to the other school district by the adoption, by each of the school boards, of a resolution ordering the detachment and attachment. The resolution shall include a description of the territory sufficiently accurate to determine its location in the school district in which it is located, as certified by the clerk of each city, village or town within which all or any part of the territory is located, and the number of pupils residing in that territory who, on the most recent of the preceding 3rd Friday of September or 2nd Friday of January, were enrolled in the school district from which the territory is proposed to be detached, as certified by the clerk of that school district. Prior to adopting a resolution under this subsection, the school board of each affected school district shall give the electors residing in and the owners of the territory notice of the proposed reorganization and an opportunity to meet with the school board to present reasons for or against the proposed reorganization. The school district clerk of each school board that adopts a resolution under this subsection shall, within 5 days after adopting the resolution, send a certified copy of the resolution to the school board of the other affected school district and file a certified copy of the resolution as provided under s. 117.17 (2). If the school board of each of the affected school districts adopts a resolution ordering the detachment and attachment, the reorganization shall take effect on the first July 1 after the March 1 following the adoption of the resolutions, unless an appeal is filed under sub. (3).
- (3) APPEAL TO PANEL. A majority of the electors residing in or the owners of 50 percent or more of the territory detached from one school district and attached to an adjoining school district under sub. (2) may appeal the reorganization to an appeal panel by filing notice of appeal with the secretary of the board before the first March 15 following the adoption of the resolution under sub. (2). The secretary of the board shall send a copy of the notice of appeal to the school board of each affected school district. If an appeal is filed under this subsection, the appeal panel shall issue an order detaching all or any part of the territory described in the resolution adopted under sub. (2) from the school district in which it is located and attaching it to the adjoining school district, or denying the reorganization. The order shall be issued before the June 15 following the filing of the notice of appeal. The order shall be in writing, shall include a statement of reasons for the order and shall be filed as provided under s. 117.17 (2). If the appeal panel affirms the school boards' order, the reorganization shall take effect on the following July 1.

**History:** 1989 a. 114.

#### 117.132 Territory annexed to certain municipalities.

- (1) APPLICATION. This section applies to the proposed attachment to a school district of territory that is located wholly in a county with a population of more than 325,000 and less than 750,000.
  - (1m) DEFINITIONS. In this section:
- (a) "Annexed" means annexed or attached under s. 66.0217, 66.0219, 66.0221, 66.0223, 66.0225, 66.0227, 66.0301 (6), or 66.0307
- (b) "Less than 50 percent of the land in the annexed territory is developed" means that on the date of annexation, less than 50 percent of the land in the annexed territory, as measured by geographic area, is occupied by permanent improvements, including

- buildings, streets, sidewalks, parking lots, driveways, sewers or utilities, or is incidental to such improvements.
- (c) "Municipality" means any city or village any portion of which is located in a county that has a population of more than 325,000 and less than 750,000.
- (d) "Municipal school district" means a school district whose territory includes more than 50 percent of the territory of a municipality, as measured by geographic area.
- (2) Initiation of procedures. (a) If territory is annexed to a municipality, the territory is not included in the municipal school district and less than 50 percent of the land in the annexed territory is developed, the school board of the municipal school district may adopt a resolution requesting the school board of the school district in which the annexed territory is located to meet with it to discuss the detachment of the annexed territory from the school district in which it is located and its attachment to the municipal school district. The resolution shall include a description of the territory sufficiently accurate to determine its location in the school district in which it is located, as certified by the clerk of the annexing municipality. The clerk of the municipal school district shall send a certified copy of the resolution to the school board of the school district in which the annexed territory is located, to all owners of territory located in the annexed territory and to the secretary of the board.
- (b) If territory is annexed to a municipality and the territory is not included in the municipal school district, the owners of more than 50 percent of the annexed territory, as measured by its assessed valuation divided by the assessment ratio of the taxation district, may file a written petition with the clerk of the school district in which the territory is located requesting the detachment of the annexed territory from the school district in which it is located and its attachment to the municipal school district. The petition shall include a description of the territory sufficiently accurate to determine its location in the school district in which it is located, as certified by the clerk of the annexing municipality. Upon receipt of the petition, the school district clerk shall send a certified copy of the resolution to the school board of the municipal school district, to all owners of territory located in the annexed territory and to the secretary of the board.
- (3) SCHOOL BOARD ACTION. In the first July beginning after the adoption of a resolution under sub. (2) (a) or the receipt of a petition under sub. (2) (b), the school boards of the affected school districts may order the territory detached from the school district in which it is located and attached to the municipal school district by the adoption, by each of the school boards, of a resolution ordering the detachment and attachment. Failure of a school board to adopt a resolution before August 1 either ordering or denying the detachment and attachment constitutes a denial of the reorganization by that school board. The school district clerk of each school board adopting a resolution under this subsection that orders or denies the reorganization shall, within 5 days after adopting the resolution, send a certified copy of the resolution to the school board of the other affected school district and to each of the owners of territory in the annexed territory and file a certified copy of the resolution as provided under s. 117.17 (2). If the school board of each affected school district adopts a resolution under this subsection ordering the detachment and attachment, the reorganization shall take effect on the following July 1.
- **(4)** BOARD REVIEW. (a) The board shall review a reorganization proposed under this section if one of the following occurs:
- 1. Less than 50 percent of the land in the annexed territory is developed, one of the school boards under sub. (3) adopts a resolution ordering the reorganization, the other school board denies the reorganization and, before the following September 1, either of the school boards files a petition with the secretary of the board requesting board review of the proposed reorganization.
- 2. Before the September 1 following the granting or denying of the proposed reorganization under sub. (3), the owners of more than 50 percent of the annexed territory, as measured by its

117.17

assessed valuation divided by the assessment ratio of the taxation district, file a petition with the secretary of the board requesting board review of the proposed reorganization.

(b) If a petition requesting review is filed under par. (a) 1., the secretary of the board shall immediately notify the school board of the other affected school district and each of the owners of territory in the annexed territory. If a petition requesting review is filed under par. (a) 2., the secretary of the board shall immediately notify the school board of each affected school district. Before the following January 15, the board shall issue an order either affirming the denial of the proposed reorganization or detaching all or part of the annexed territory described in the resolution or petition under sub. (2) from the school district in which it is located and attaching it to the municipal school district. The board's order shall be in writing, shall include a statement of reasons for the order and shall be filed as provided under s. 117.17 (2). If the board orders territory detached from the school district in which it is located and attached to the municipal school district, the reorganization shall take effect on the following July 1.

**History:** 1989 a. 114; 1991 a. 269; 1999 a. 150; 2007 a. 43; 2017 a. 207 s. 5.

- **117.14 Appeal to court. (1)** Any person aggrieved by the denial of a consolidation under s. 117.08 (2) or 117.09 (2), the granting of a detachment and attachment of territory under s. 117.11 (3) or any order of the board or an appeal panel under this chapter may, within 30 days after copies of the order are filed with the secretary of the board under s. 117.17 (2), appeal the order to a circuit court as follows:
- (a) If the order is issued under ss. 117.08, 117.09 or 117.10, the appeal shall be filed with the circuit court of any county in which any territory of any affected school district is located.
- (b) If the order is issued under ss. 117.105 to 117.132, the appeal shall be filed with the circuit court of any county in which any of the territory proposed to be detached from one school district and attached to, or included in, another school district is located or with the circuit court of any county in which any territory of the school district to which the territory is proposed to be attached, or the school district that is proposed to be created, is located.
- (1m) Any person aggrieved by an order resolving a boundary dispute under s. 117.35 (3) may, within 30 days after copies of the order are filed with the secretary of the board under s. 117.17 (2), appeal the order to circuit court. The appeal shall be filed with the circuit court of any county in which any portion of the disputed territory is located.
- (2) A person appealing under this section shall serve a written notice of appeal stating specifically the grounds upon which the appeal is based on the secretary of the board and file the notice with the clerk of the circuit court.

**History:** 1989 a. 114, 287; 1997 a. 286; 1999 a. 18.

- **117.15 Criteria for school district reorganizations.** In making any decision under ss. 117.08 to 117.132, a school board, the board and an appeal panel shall consider the following factors as they affect the educational welfare of all of the children residing in all of the affected school districts, and may consider other appropriate factors:
- (1) The geographical and topographical characteristics of the affected school districts, including the estimated travel time to and from school for pupils in the school districts.
- **(2)** The educational needs of all of the children residing in the affected school districts, the educational programs currently offered by each affected school district and the ability and commitment of each school district to meet those needs and continue to offer those educational programs.
- (2m) If territory is proposed to be detached from one school district and attached to an adjoining school district or proposed to be included in a new school district under s. 117.105, whether the proposed detachment will have any adverse effect on the program currently offered by the school district from which the territory is

proposed to be detached, including both curricular and extracurricular aspects of that program.

- **(3)** The testimony of and written statements filed by the residents of the affected school districts.
- **(4)** The estimated fiscal effect of the proposed reorganization on the affected school districts, including the effect of the apportionment of assets and liabilities.
- **(5)** Whether the proposed reorganization will make any part of a school district's territory noncontiguous.
- **(6)** The socioeconomic level and racial composition of the pupils who reside or will reside in territory proposed to be detached from one school district and attached to an adjoining school district, in territory proposed to be included in a new school district under s. 117.105 or in school districts proposed to be consolidated or in a school district proposed to be dissolved; the proportion of the pupils who reside in such territory who are children at risk, as defined under s. 118.153 (1) (a); and the effect that the pupils described in this paragraph will have on the present and future socioeconomic level and racial composition of the affected school districts and on the proportion of the affected school districts' enrollments that will be children at risk.
  - (7) The results of any referendum held under s. 117.10. **History:** 1989 a. 114, 287; 1997 a. 286.

On review of a decision under this section, the only issues to be considered are whether the reorganization authority acted within its jurisdiction and whether the determination was arbitrary and capricious. While an authority is bound to consider all the factors enumerated in this section, it may consider information from other sources, including matters within its knowledge and expertise. School District of Waukesha v. School District Boundary Appeal Board, 201 Wis. 2d 109, 548 N.W.2d 122 (Ct. App. 1996), 95–0905.

- **117.17 Reorganization order.** (1) Contents; effective DATE. (a) Every order of school district reorganization under s. 117.08, 117.09 or 117.105 that creates a new school district shall state the school districts which are dissolved or from which territory is detached to create the new school district, name the new school district, state the type of school district and the grades to be taught by the new school district pursuant to s. 115.01 (2), (3) and (5), designate the number of school board members under s. 120.01 or 120.41, designate the terms of initial members of the school board under s. 120.02 (3) (a), designate the method of election of school board members under s. 120.06 or 120.42, direct the election of school board members under s. 120.06 or 120.42, insofar as applicable, designate the date of the first election of school board members, as provided under s. 117.22 (2) (b), and fix the time and place for the first annual meeting of the new school district, if one is to be held. The secretary of the board shall give notice of the first annual meeting, if one is to be held, under s. 120.08 (1) (c), and shall designate a person to act as temporary chairperson of the annual meeting until a chairperson is elected.
- (b) Every order of school district reorganization under s. 117.10 that dissolves a school district shall state the school district that is dissolved and describe the territory, assets and liabilities of the school district. Every order of school district reorganization issued under s. 117.10 (4) shall describe the territory, assets and liabilities allocated to each other school district under that subsections
- (bm) Every order of school district reorganization under s. 117.105 shall describe the territory of the school districts from which territory is detached to create the new school district, state the school district created by the order and describe the territory of the school district created by the order.
- (c) Every order of school district reorganization under ss. 117.11 to 117.132 shall state the school districts from which any territory is detached and the school district to which any territory is attached and describe the territory.
- (d) Every order of school district reorganization and every order under s. 117.35 (3) shall state the date on which it is to take effect. The date shall be as specified under ss. 117.08 to 117.132, 117.27 (1) and 117.35 (3). If an appeal is made to court under s. 117.14, the court may stay enforcement under s. 227.54 of the

order if a showing is made that there is substantial probability that the party seeking review will prevail on the merits and will suffer irreparable harm if a stay is not granted.

117.17

- (2) FILING. A certified copy of any resolution or order granting, affirming or denying a reorganization or resolving a boundary dispute shall be filed, within 5 days after it is adopted or issued, with the secretary of the board. Upon receipt of the resolution or order, the secretary of the board shall immediately place on it the date upon which it was received. If the resolution or order affirms or grants a reorganization or resolves a boundary dispute, within 5 days after receipt of the resolution or order the secretary of the board shall send a certified copy of the resolution or order by certified mail to the following:
- (a) Except as provided in par. (b), the clerk of each city, village, town, or county, any part of which is contained within an affected school district, or any part of which is contained within an interested school district if the resolution or order resolves a boundary dispute.
- (b) If the order is issued under s. 117.12 or 117.13, the clerk of each city, village, or town in which any part of the territory is located, and the clerk of each county in which any part of an affected school district is located.
- **(3)** PRESUMPTION; VALIDITY OF ORDER. (a) A reorganization order or order resolving a boundary dispute shall be presumptive evidence of the facts recited therein and of the proceedings preliminary to the issuance of the order.
- (b) The failure of any officer to perform a duty imposed upon him or her by this chapter does not affect the validity of a reorganization order or order resolving a boundary dispute otherwise lawfully made, but the officer is subject to s. 946.12.

History: 1989 a. 114; 1993 a. 392; 1997 a. 286; 1999 a. 18; 2005 a. 120.

- 117.20 Referendum procedures. (1) (a) Except as provided in par. (b), if a referendum is required under ss. 117.08 to 117.11, it shall be held on the Tuesday after the first Monday in November following receipt of the petition or adoption of the resolution under s. 117.08 (3) (a), 117.09 (3) (a), 117.10 (3) (a) or 117.11 (4) (a). If a referendum is required under s. 117.105 (3), it shall be held on the Tuesday after the first Monday in the 2nd November following receipt of the petition or adoption of the resolution under s. 117.105 (1). If a referendum is required under s. 117.105 (4m), it shall be held on the Tuesday after the first Monday in November following the date an order is issued by the board under s. 117.105 (4m) (c).
- (b) 1. If the alternative timeline under s. 117.08 (5) (a) is used and a referendum is required, it shall be held on the first Tuesday in April following receipt of the petition or adoption of the resolution under s. 117.08 (3) (a).
- 2. If the alternative timeline under s. 117.08 (5) (b) is used and a referendum is required, it shall be held on the 2nd Tuesday in September following receipt of the petition or adoption of the resolution under s. 117.08 (3) (a).
- (2) The clerk of each affected school district shall publish notice, as required under s. 8.55, in the territory of that school district. The procedures for school board elections under s. 120.06 (9), (11), (13), and (14) apply to a referendum held under this section. The school board and school district clerk of each affected school district shall each perform, for that school district, the functions assigned to the school board and the school district clerk, respectively, under those subsections. The form of the ballot shall correspond to the form prescribed by the elections commission under ss. 5.64 (2) and 7.08 (1) (a). The clerk of each affected school district shall file with the secretary of the commission a certified statement prepared by the school district board of canvassers of the results of the referendum in that school district.

**History:** 1989 a. 114; 1997 a. 286; 2003 a. 265; 2007 a. 1; 2009 a. 307; 2015 a. 118; 2017 a. 59.

**117.22** School boards in new school districts. **(1)** JOINT INTERIM SCHOOL BOARDS. (a) If school districts are con-

- solidated under s. 117.08 or 117.09, the school boards of the consolidating school districts shall constitute the joint interim school board of the new school district.
- (b) The joint interim school board under par. (a) constitutes the school board of the new school district beginning on the following date:
- 1. If no referendum is required, on the 2nd Tuesday of September following the adoption of the resolution under s. 117.08 (2) or 117.09 (2); except that if the alternative timeline under s. 117.08 (5) (a) is used, on the 2nd Tuesday of February following the adoption of the resolution under s. 117.08 (2); and if the alternative timeline under s. 117.08 (5) (b) is used, on the 2nd Tuesday of July following the adoption of the resolution under s. 117.08 (2).

2m. If a referendum is required under s. 117.08 (3) or 117.09 (3), on the 31st day following the date the order of reorganization is filed under s. 117.08 (4) or 117.09 (4).

- (c) The joint interim school board shall constitute the school board of the new school district until a school board is elected and qualified under sub. (2). The joint interim school board shall have all the powers and duties of a school board elected for the school district. Any action by the joint interim school board requires an affirmative vote of a majority of a quorum of the joint interim board
- (2) SCHOOL BOARD ELECTIONS. (a) In this subsection, "school district clerk" means:
- 1. The clerk of the affected school district that has the highest equalized valuation, if an order of reorganization is issued under s. 117.08 or 117.105.
- 2. The clerk of the affected union high school district, if an order of reorganization is issued under s. 117.09.
- (b) An order of school district reorganization issued under s. 117.08 or 117.09 shall designate the date of the first election of school board members, which shall be not later than 4 months after the effective date of the order, except as provided under par. (cm).
- (bm) If an order of reorganization is issued under s. 117.105, the first election of school board members shall be held at the spring election following the referendum under s. 117.105 (3) or (4m).
- (cm) No election under par. (b) may be held after February 1 and before the date of the spring election, nor after September 1 and before the date of a general election held in the same year.
- (d) At least 12 weeks prior to the date of the election, the school district clerk shall publish a type A notice of the school board election, under s. 10.01 (2) (a). No later than 5 p.m. on the date 10 weeks prior to the election, any qualified elector of the school district created by the reorganization may file with the school district clerk a sworn declaration of candidacy for the school board and, if required, nomination papers, as provided under s. 120.06 (6) (b). For purposes of this paragraph, a candidate who resides in the territory of the school district created pursuant to a reorganization under s. 117.105 and is otherwise a qualified elector shall be considered a qualified elector for a school board election under par. (bm). A candidate shall file an amended declaration with the school district clerk as provided in s. 120.06 (6) (b) 5. Within 8 days after the first election in the newly created school district, the school district clerk shall notify the successful candidates of their election. On the 2nd Tuesday following the election, the clerk shall administer or receive the official oath and the newly elected members shall take office.
- (e) If a primary election for the school board positions is required under s. 120.06 (7) (b), it shall be held on the day which is 4 weeks before the election, except that if the school board election is held on the day of the general election, the primary shall be held on the day of the partisan primary, and if the school board election is held on the day of the spring election, the primary shall be held on the day of the spring primary. The school district clerk shall notify the clerk of each city, village or town, any part of which is contained within an affected school district, of the pri-

11

117.27

mary election. The school district clerk shall give the notices under s. 120.06 (8) (c) on the Monday before the primary election, if one is held, and on the Monday before the school board election.

- (f) Costs chargeable to the school district under ss. 5.68 and 7.03 shall become a charge upon the new school district and the school board of the new school district shall pay all such costs.
- (3) INELIGIBILITY. Any person elected to a school board in an election under sub. (2) (bm) who is also a member of the school board of an affected school district is not eligible to serve as a member of the school board for the school district created by the reorganization unless the person resigns as a member of the school board of the affected school district prior to receiving the official oath of office under sub. (2) (d).

**History:** 1989 a. 114, 287; 1993 a. 392; 1997 a. 286; 1999 a. 83; 2009 a. 307; 2011 a. 75; 2017 a. 59.

# 117.25 Transfer of assets, liabilities and employees; agreements between consolidating school districts. (1) Consolidations. On the effective date of a consolidation of

- (1) Consolidations. On the effective date of a consolidation of school districts under s. 117.08 or 117.09, all of the following apply:
  - (a) The school districts that were consolidated cease to exist.
- (b) Title to all property and the assets of the school districts under par. (a) become vested in the new consolidated school district
- (c) Claims, obligations and contracts of the school districts under par. (a) become claims, obligations and contracts of the new consolidated school district.
- (d) 1. Employees of the school districts under par. (a) become employees of the new consolidated school district.
- 2. The new consolidated school district assumes the rights and obligations of the school districts under par. (a), under the provisions of any collective bargaining agreement that applies to these employees.
- 3. The collective bargaining agreement remains in effect until the expiration date of the agreement or until a new collective bargaining agreement between the school district and representatives of these employees is effective, whichever occurs first.
- (1m) Consolidations; agreements to continue programs or facilities. (a) A written agreement between the school boards of 2 or more school districts that are considering consolidating under s. 117.08 or 117.09 to continue operating a program or facility at a specific location for a specified period after consolidation, not to exceed 5 years, shall be binding upon the joint interim school board of the new school district under s. 117.22 and any subsequently elected school board of the new school district. The school district clerk of the school district with the largest equalized valuation shall file a copy of the agreement with the state superintendent.
- (b) Ten or more electors of the new school district may jointly petition the circuit court of the county in which any portion of the new school district is located to enforce an agreement under par. (a).
- **(2)** DETACHMENT AND ATTACHMENT OF TERRITORY. When territory is detached from one school district and attached to an adjoining school district under ss. 117.11 to 117.132, all of the following apply:
- (a) Assets and liabilities are assigned to the school districts under s. 66.0235 on the effective date of the reorganization.
- (b) 1. Any employee of the school district from which territory is detached who is laid off as a result of the reorganization has priority over other persons, except employees of the school district to which the territory is attached and former employees of that school district who were laid off from that school district, for 3 years after the effective date of the reorganization for new positions and vacant positions for which he or she is qualified in the school district to which the territory is attached.
- 2. Any person who wishes to exercise his or her priority under subd. 1. shall notify the school district to which the territory is

- attached, in writing, that he or she wishes to be considered for any new position or vacant position and shall include in the notice the address to be used by the school district to notify the person of such positions.
- (3) DISSOLUTIONS. If the board affirms the school board's dissolution order under s. 117.10 (4), the board's order shall specify that either sub. (1) (d) 1. or (2) (b) applies to employees of the dissolved school district and shall identify the other school district or school district to that shall be treated as the new consolidated school district or school district to which territory is attached for the purposes of sub. (1) (d) 1. or (2) (b). If the board's order identifies more than one such school district, it shall also identify which of the employees of the dissolved school district become employees of which of the identified school districts under sub. (1) (d) 1., or have priority for employment in which of the identified school districts under sub. (2) (b).
- **(4)** CREATIONS. When a school district is created under s. 117.105, all of the following apply:
- (a) Any employee of a school district from which territory is detached by the reorganization who is laid off as a result of the reorganization has priority over other persons for 3 years after the effective date of the reorganization for new positions and vacant positions for which he or she is qualified in the school district that is created by the reorganization.
- (b) Any person who wishes to exercise his or her priority under par. (a) shall notify the school district that is created by the reorganization, in writing, that he or she wishes to be considered for any new position or vacant position and shall include in the notice the address to be used by the school district to notify the person of such positions.

**History:** 1989 a. 114, 287; 1995 a. 27 s. 9145 (1); 1997 a. 27, 286; 1999 a. 150 s. 672

- The relief afforded in sub. (2) (b) applies to teachers laid off after May 8, 1990 as the result of reorganization, regardless of the authority under which the reorganization was initiated. Laid off teachers may maintain a private action for damages for a violation of sub. (2) (b), as that provision creates a right to hiring priority, but not a remedy. Anderson v. School District of Ashland, 181 Wis. 2d 502, 510 N.W.2d 822 (Ct. App. 1993).
- 117.27 Change of district type. (1) A common or union high school district may be changed into a unified school district, a unified school district operating only high school grades may be changed into a union high school district, and a unified school district operating only elementary grades or both elementary and high school grades may be changed into a common school district, if at least 30 days prior to the spring election a petition conforming to the requirements of s. 8.40 requesting the change is filed with the school district clerk signed by at least 10 percent of the electors residing in the school district. The validity of the petition shall be governed by the rules promulgated under s. 8.40 (3).
- (2) (a) The petition shall state that the school board of the predecessor school district shall become the first school board of the successor school district. Upon receipt of the petition, the school district clerk shall publish a class 1 notice, under ch. 985, of the filing of the petition. The notice shall include the date, time and place at which the school board shall hold a public hearing on the proposed change. The public hearing shall be held at least 7 days prior to the date of the spring election.
- (b) The school district clerk shall include in the notice of the spring election a statement that the election ballot will include a question on the change requested by the petition. The form of the ballot shall correspond to the form prescribed by the elections commission under ss. 5.64 (2) and 7.08 (1) (a) and the question on the ballot shall be:

"Shall the .... (name of school district) be a .... (type of school district structure set forth in the petition)?

Yes .... No ...."

(3) If a majority of the electors voting at the spring election vote in favor of the change, the school board shall issue an order of school district reorganization effective on the July 1 following

the spring election. A certified copy of the order shall be filed as provided under s. 117.17 (2).

**(4)** When the type of school district is changed, all property, assets, claims, contracts, liabilities and obligations of the predecessor school district become the property, assets, claims, contracts, liabilities and obligations of the successor school district.

**History:** 1983 a. 27; 1985 a. 218; 1985 a. 225 ss. 57, 82; 1985 a. 332; 1989 a. 114 s. 11; Stats. 1989 s. 117.27; 1989 a. 192; 2007 a. 1; 2015 a. 118.

A nonbinding resolution declaring an intent to purchase real estate in the future does not create an "obligation" under sub. (4). Perritt Limited Partnership v. Kenosha Unified School District #1, 153 F.3d 489 (1998).

#### 117.30 Attachment upon failure to operate school.

- (1) (a) Except as provided under pars. (b) to (d), if a school district for 2 or more successive years has failed to operate sufficient classes at each grade level to provide all pupils who reside in the school district an opportunity to attend class at the appropriate grade level, the board shall attach the territory of the school district to one or more school districts that do so. Within 60 days of the date on which a school district becomes subject to this section, the state superintendent shall so notify the school district clerk and the clerk of each municipality in which part of the school district lies. Prior to August 30 of the year in which the school district becomes subject to this section, the board shall issue an order of school district reorganization attaching the school district to one or more operating school districts. Orders issued under this section take effect upon being filed as provided in s. 117.17 (2). The school board of each district to which any territory is attached under this section shall levy and collect a special tax against the property in the territory so attached for such amount as is payable for tuition and transportation, at the time of the attachment, by the school district in which the attached territory was located prior thereto, in the proportion that the equalized valuation of the attached territory bears to the total equalized valuation of the school district in which such territory was located prior to such attachment.
- (b) Before the end of the first school year beginning after the effective date of a reorganization under s. 117.105, the school board of the school district created by the reorganization may request the department to extend the 2-year time period under par. (a) by one year. The department may grant the extension, and may renew the extension for additional one-year periods, if the department determines that the school board has adequate plans and is making adequate progress toward operating sufficient classes at each grade level to provide all pupils who reside in the school district an opportunity to attend class at the appropriate grade level.
- (c) If a school district created under s. 117.105 fails to operate sufficient classes at each grade level to provide all pupils who reside in the school district an opportunity to attend class at the appropriate grade level before the end of the first school year beginning after the effective date of the reorganization under s. 117.105, plus the period of any extension granted under par. (b), the board's order under par. (a) shall reattach the territory of the school district to each of the school districts from which the territory was detached by the reorganization under s. 117.105, unless the school district from which the territory was detached is no longer an operating school district.
- (d) Paragraph (a) does not apply if the school district fails to operate one or more grades but provides for their operation by another school district pursuant to a whole grade sharing agreement under s. 118.50.
- (3) If an order issued under this section is voided, the nonoperating school district shall arrange for the attendance of its pupils at the schools of one or more other school districts on a nonresident tuition basis, and shall provide transportation to and from such schools by the methods provided in s. 121.55 for all of its pupils who reside 2 miles or more from the school they attend. Until a valid order has been issued, the nonoperating school district may use such funds on hand as have been raised or appropriated for operation and maintenance or levy taxes to pay for such tuition and transportation. If an order is voided, the board shall

issue new orders of school district reorganization within the succeeding year.

**History:** 1979 c. 303; 1983 a. 27; 1989 a. 114 s. 13; Stats. 1989 s. 117.30; 1995 a. 27 s. 9145 (1); 1997 a. 27, 286; 1999 a. 32; 2015 a. 55.

- 117.35 School district boundary disputes. (1) SCHOOL BOARD ACTION. (a) If there is a boundary dispute, the school boards of the interested school districts may resolve the dispute by the adoption, by each of the school boards, of a resolution resolving the dispute. Before adopting such a resolution, the school boards jointly shall notify the electors residing in and owners of real property located in the disputed territory by certified mail. The notice shall include a description of the territory, as certified by the clerk of each city, town or village within which all or any part of the territory is located, shall indicate that the school boards are considering resolving the boundary dispute and shall specify the time and place of the school board meeting at which the boundary dispute will be discussed.
- (b) Each of the resolutions adopted under par. (a) shall include a legal description of the territory in dispute and a legal description of that portion of the disputed territory that is to be included in each interested school district. The school district clerk of each school board that adopts a resolution under this subsection shall, within 5 days after adopting the resolution, send a certified copy of the resolution to the school board of each of the other interested school districts, file a certified copy of the resolution as provided in s. 117.17 (2) and notify the electors residing in and owners of real property located in the disputed territory. If the school board of each of the interested school districts adopts a resolution under this subsection, the resolution of the dispute shall take effect on the first July 1 after the March 1 following the adoption of the resolutions.
- (2) REQUEST FOR RESOLUTION. (a) If there is a boundary dispute, the school board of any interested school district may submit a written request to the board for the resolution of the boundary dispute. The request shall state the particulars of the boundary dispute, including a legal description of the territory involved and the names of all interested school districts. The school board making the request shall send a copy of the request by 1st class mail to each interested school district at the time that the request is submitted to the board.
- (b) Upon receipt of a request under par. (a), the board shall determine or request the school boards of the interested school districts to provide all of the following:
- 1. A description of the territory in dispute, as certified by the clerk of each city, town or village within which all or any part of the territory is located.
- 2. The number of pupils residing in the disputed territory who, on the most recent of the preceding 3rd Friday of September or 2nd Friday of January, were enrolled in each interested school district
- (3) ORDER. (a) Unless the school boards of the interested school districts have resolved the boundary dispute under sub. (1), within 60 days after receipt of a request under sub. (2) (a) the board shall issue an order resolving the boundary dispute. The board shall send a certified copy of the order to the school board of each interested school district and shall file a certified copy of the resolution as provided in s. 117.17 (2). The order shall take effect on the following July 1 unless the board stays the effective date of the order until the 2nd following July 1.
- (b) In making a decision under par. (a), the board shall consider and give the greatest weight to decisions made previously by the board or any predecessor body. The board shall also consider the criteria specified in s. 117.15 and other evidence, including applicable property tax records.
- (c) If the order under par. (a) takes effect on the following July 1, the board may specify in the order that pupils residing in the disputed territory may continue to attend school in the school district that they are attending before the order takes effect until the July 1 following the effective date of the order. The board shall

### 13 Updated 17–18 Wis. Stats.

### SCHOOL DISTRICT REORGANIZATION 117.35

base its decision on the estimated fiscal and other effects of the decision on the interested school districts.

**(4)** LIMITATION ON COURT ACTION. If there is a boundary dispute, the school board of any interested school district may not commence court action regarding that dispute until an order issued under sub. (3) is filed with the secretary of the board under s. 117.17 (2).

History: 1999 a. 18.

### OREGON SCHOOL DISTRICT 2023-24 School Year February 26, 2024

	_Action
	_Discussion
Χ	_ _Information

TO: Board of Education FROM: Dr. Leslie Bergstrom DATE: February 26, 2024

AGENDA ITEM: F1 2024-25 Staffing Plan

INITIATED BY: Dr. Leslie Bergstrom and Administrative Team SUBMITTED BY: Dr. Leslie Bergstrom and Administrative Team

**BOARD POLICY OR STATUTORY REFERENCE: None** 

SUPPORTING DATA: The purpose of this staffing report is to discuss with the Board the potential positions we may recommend for the 2024-25 school year. Using the Board's feedback at this meeting, we will present a final recommendation to the Board at the March 11 meeting. The Team's initial recommendation is for the Board to approve the positions in Section III, Table A.

When creating our staffing plan recommendation, we used the guiding principles below that were established by the Oregon School Board (last revised on February 9, 2015) as well as Board Policies <u>175</u>: <u>Student Centered Decision Making</u> and <u>411</u>: <u>Graduation Requirements - Portrait of a Graduate</u>

We will also have three positions to reallocate with decreasing sections K-4 and reduced class sizes at OMS. We will be able to accomplish this through attrition.

### I. Oregon School Board Staffing Guiding Principles:

- 1. Class Size. The Administrative Team considered the historical class size guidelines. We strive to maintain class size limits in grades K-3 of 22 or fewer; grades 4-6 25 or fewer; and the class size guideline in grades 7-12 has historically been set at 25 students per class.
- 2. Special Education. We consider the current maximum/minimum guidelines for special education programs as determined by the Department of Public Instruction.
- 3. Open Enrollment. Non-resident students, once admitted, do not have to reapply. Therefore, these students were factored into the enrollment history and growth projections, as well as historical projections of open enrollment attendance.

- 4. Whole Child. The Board is committed to a well-rounded rigorous curriculum and maintenance of excellent learning and working environments.
- 5. Fiscal Responsibility. The Board is committed to establishing a responsible and appropriate budget for the District.
- 6. Kindergarten. In terms of Kindergarten enrollment, we considered the number of students enrolled by March 10, 2023 and the history of new enrollments between May and August.
- 7. Grades 4K-12 Enrollments. The tables listed below illustrate enrollment for the past years. The projected number of students for 2024-25 is based on current enrollment rolled forward and new students who have notified us of enrollment as of February 20, 2024. We monitor enrollment on at least a weekly basis and are anticipating additional growth during the spring and summer months. The 4K-4 enrollment will increase as students register for 4K and kindergarten this spring and summer. You will see that the larger elementary enrollment has steadily moved to the high school.

Table 1: Grades 4K - 4

Grade	2 <sup>nd</sup>	2 <sup>nd</sup>	2nd	2nd	2nd	2nd	2nd	Projected
	Friday	Friday	Friday	Friday	Friday	Friday	Friday	Students
	2017-	2018-	2019-	2020-	2021-	2022-	2023-	2024-
	2018	2019	2020	2021	2022	2023	2024	2025
4K	211	230	210	213	215	231	226	226*
K	290	286	279	254	251	274	261	245
1	297	297	292	275	259	264	276	261
2	316	306	302	295	276	270	264	276
3	295	316	295	295	297	279	278	265
4	317	301	329	302	298	294	286	278
Total	1726	1736	1707	1634	1596	1612	1591	1551

<sup>\*</sup> Based on current 4K enrollment

Table 2: FES / RCI Grades 5 - 6

Grade	2 <sup>nd</sup>	2 <sup>nd</sup>	2nd	2nd	2nd	2nd	2nd	Projected
	Friday	Friday	Friday	Friday	Friday	Friday	Friday	Students
	2017-	2018-	2019-	2020-	2021-	2022-	2023-	2024-
	2018	2019	2020	2021	2022	2023	2024	2025
5	291	322	312	327	300	289	297	286
6	303	297	330	303	327	300	292	297
Total	594	619	642	630	627	589	589	583

Table 3: OMS Grades 7-8

Grade	2 <sup>nd</sup>	2 <sup>nd</sup>	2nd	2nd	2nd	2nd	2nd	Projected
	Friday	Friday	Friday	Friday	Friday	Friday	Friday	Students
	2017-	2018-	2019-	2020-	2021-	2022-	2023-	2024-
	2018	2019	2020	2021	2022	2023	2024	2025
7	277	306	299	329	307	329	307	292
8	291	280	311	299	330	305	337	307
Total	568	586	610	628	637	634	644	599

Table 4: OHS Grades 9-12

Grade	2 <sup>nd</sup>	2 <sup>nd</sup>	2nd	2nd	2nd	2nd	2nd	Projected
	Friday	Friday	Friday	Friday	Friday	Friday	Friday	Students
	2017-2	2018-	2019-	2020-	2021-	2022-	2023-	2024-
	018	2019	2020	2021	2022	2023	2024	2025
9	274	298	292	316	306	329	312	339
10	276	276	300	295	315	312	339	313
11	303	277	286	303	299	311	320	340
12	290	307	279	289	304	308	320	320
Total	1143	1158	1157	1203	1224	1260	1291	1312

### II. <u>Budget Summary</u>

The table below is a quick summary of our estimated revenues and expenditures for 2024-25 to allow the Board to understand the big picture of the Budget in order to make staffing decisions.

### A BIG PICTURE BUDGET ESTIMATE FOR 2024-25

Table A

Revenue	Summary Explanation	Estimated Increase
Additional student revenue cap 3-year average impact	No net Increase of students over September 2024.	\$0
2022 Operational Referendum	This is in the final year of the 3-year implementation.	\$2,980,000
Per pupil categorical aid	No increase in state budget for new students	\$0
Open enrollment (OE)	This is based on the increased amount for open enrollment funding allocation and no net increase of students after accounting for OE graduates and the same OE kindergarten class size as last year.	\$25,000

Special Education	Projected expenditures and increased categorical aid based on higher pro-ration amounts in the State Budget.  There could be an additional \$60,000 in revenue based on transfer of service.	\$300,000
High Cost Aid	Significant expenditure (high cost - over \$50,000 after reimbursement) for students in special education that is partially reimbursed by the State.	\$50,000
Increased Interest Revenue	While interest rates have increased in the last year, the current projections have future interest rates declining.	\$200,000
Total On-going Revenue Increases		\$3,555,000

### Table B

Table D		
Significant Expenditures	Summary Explanation	Estimate
Educator Compensation Schedule Salary Increase	Increase to the Educator Compensation Schedule (includes step and lane movement)	\$1,700,000
Other Staff Increases	Increases for staff not on the Educator Compensation Schedule	\$700,000
Health Insurance Increase	We are assuming a 4.50% increase for GHC. (This is our cap for 2024-25.)	\$300,000
Commercial Insurance Increases	Market increases	\$65,000
4K Per Pupil Increase	We recommend an increase from \$3,400 to \$3,600 per student	\$46,000
Food Service	This automatic transfer is estimated after the food service fund balance is depleted.	\$150,000
Transportation Contract Increases	An estimated increase comparable to other staff. CPI is 4.12%.	\$120,000
Cleaning Contractor Increases	Market increases	\$28,000
Additional Special Education Bussing	We recommend adding two special education shuttles to address increased needs.	\$58,000
Total		\$3,167,000
Money That May Be Allocated After Revenues - Expenses		\$388,000
		•

### III. 4K-12 Staffing Summary of Potential Requests:

### Table A - Highest Priority Positions

Position	Rationale	Estimated Cost
Special Education Teacher Early Childhood 1.0 - 2.0 FTE	In 2022-23, our students who had IEPs were 11% of our student population. This year, that percentage has increased to 13.2%. Additionally, our number of referrals in early childhood have increased, with approximately 36 students in early childhood / 4K next year that will have IEPs.	\$160,000

	We will also need to monitor our caseloads for special education programming as we may need a small increase in speech and language services and/or Occupational Therapy.	
Special Education Teacher BKE 1.0 FTE	We anticipate at least 31 students with IEPs at BKE next year. That is a high number for our three special education teachers to start the school year with, when additional students may qualify for services throughout the year.	\$85,000
Special Education Teacher FES 1.0 FTE	We recommend adding a teacher to FES. It has been challenging for four teachers to cover seven grades of students, particularly with the increased number of students with IEPs. We expect approximately 32 students with IEPs to start the school year.	\$85,000
School Psychologist OHS .50 FTE	For this year, we have two full-time school psychologists at OHS, with .50 FTE being funded with a one year grant for one of the psychologists to coach other buildings on the Collaborative Problem Solving approach. Given the increased 504 plans and referrals for special education at OHS, we recommend making this position permanent at OHS.	\$70,000
School Social Worker 4K-6 1.0 FTE	We recommend adding a school social worker to serve students at the elementary level. We currently have two social workers who serve students 4K-6. (We also have one social worker at OMS, and one at OHS.) With our growing needs in early childhood, it is difficult for two social workers to cover six buildings as well as seven early childhood/4K sites. We know early intervention and family support and engagement is critical for student wellness and achievement.	\$90,000
Increase 4K Director District-Wide .20 FTE	We have seen increased needs for our youngest learners at our 4K sites. In 2023-24, we had 226 learners in 4K with our Director attending more than 80 IEP meetings. We have needed to provide increased support to our 4K centers to address student needs.	\$25,000
Building Substitutes All buildings 7.0 FTE	We average around 80% for our fill rates for positions that need substitute educators and around 60% for paraprofessional positions. This has been increasingly challenging for administrators and educators. They are continually asked to cover for other staff, and/or combine classes. We have done our best to minimize absences, and recruit more substitutes, but pay and benefits continue to be a barrier to recruitment efforts.	\$300,000
	We recommend funding this with one time money for this next school year.	

Multilingual Paraprofessional OHS .88 FTE	We have had a 133% increase of multilingual student enrollment since 2018-19. In this year alone, we have had sixteen students enroll at OHS who need translation services. Students who are emerging English language learners have our largest opportunity gap in our District.  We recommend funding this position with one time money for one year to provide additional support while we work to find a longer term solution.	\$33,000
Total cost for recurring funds after subtracting reallocations and use of one time money		\$515,000 - \$140,000 (reallocation) = \$375,000
Potential funds remaining should Board approve the above positions		\$388,000 - \$375,000 = \$13,000

Table B - Other Positions Requested (in alphabetical order)

Position	Rationale	Estimated Cost
Administrative Assistants K-6 .125 FTE	Currently the attendance administrative assistants K-4 and FES leave at 2:00 p.m. We would like to increase their time to leave at 3:00 p.m. to help with student issues and coverage for the full student day.	\$30,000
Band Teacher OHS .50 FTE	In the past few years, we have seen an increased interest in high school students who want to participate in band. This year, there are almost 60 more students who are taking band than three years ago.	\$40,000
Instructional Coach 4K .50 FTE	We would like to increase the 4K instructional coach time to allow collaboration with the 4K Director for professional development, to provide coaching cycles to 4K teachers and attend 4K PLC meetings.	\$20,000
Math Teacher OHS .67 FTE	We are watching math enrollment closely. While our student population is relatively steady, we have increased interest and needs for math, particularly in Algebra, Geometry and Algebra II.	\$54,000
Recruitment & Retention Specialist District-Wide 1.0 FTE	Two of the key themes to emerge from the Professional Sustainability Task Force are: 1) address and support Educator's Mental Health; and 2) address the substitute teacher shortage. One strategy other districts are employing is to hire an HR specialist to focus on recruiting paraprofessionals and	\$70,000

	substitutes, as well as to address staff wellness. Those districts report increased candidates in their hiring pools as well as higher substitute fill rates than our District.	
Vocal Music Teacher OMS .25 FTE	Increase vocal music staffing at Oregon Middle School to include additional class periods to allow for small group learning in 7th and 8th grades. Every learner will engage in small group and/or individual learning a minimum of once per week in groups no larger than five like-voices for 20-25 minutes per week.	\$30,000

### IV. <u>Summary of Retirements/Resignations and Interim Contracts</u>:

As of February 20, 2024:

2023-2024 Retirements/Resignations:

### A. <u>Teachers and Licensed Non-Represented Staff</u>

Name	Building	Position	FTE
RETIREMENTS			
Confidential		Teacher	1.0
Lisa Esser	NKE	Teacher - 2nd Grade	1.0
Maria	BKE	Teacher - Adv. Learning	1.0
Katsaros-Molzahn		_	
Lynda Schauer	NKE	Teacher - 2nd Grade	1.0
(Mountford)			
Margaret ("Peggy")	NKE	Teacher - Adv. Learning	1.0
Koenig		_	
		Total	5

Name	Building	Position	FTE
RESIGNATIONS			
Hannah Sontag	BKE	Teacher - 4th Grade	1.0
Katie Fabel	RCI	Art	1.0
		Total	2

### B. Administrators

Name	Building	Position	FTE
Retirements			

Name	Building	Position	FTE
Resignations			

### C. Support Staff:

Name	Building	Position	FTE
Retirements:	_		
		Total	

Name	Building	Position	FTE
Resignations:			

### D. Interim Contracts:

Name	Bldg	Position	FTE
Kaitlyn Oshiro	OMS	School Psychologist	1.0
Steve Schroeder	RCI	Interim Assoc. Principal	1.0
Peter	BKE	Interim Principal	1.0
Christofferson		·	
		Total	3

### **SUMMARY / RECOMMENDATION:**

The Administrative Team provides this overall picture to obtain the Board's feedback and questions in order for the Administrative Team to make a final staffing recommendation at the Board meeting on March 11, 2024. The Team's initial recommendation is for the Board to approve the positions in Section III, Table A.

SUPERINTENDENT:		
ACTION BY BOARD: Motion Revisions, if any	Second:	Vote:
, ,		Agenda Item F1