

COVER FOR OFFICIAL FILE
SCHOOL DISTRICT BOUNDARY APPEAL BOARD

File No: 2023-17

From: School District of Somerset

To: School District of Hudson

Appellant(s): Fields at White Eagle, LLC, c/o Jon Whitcomb

Address: PO Box 128
Stillwater, MN

SDBAB Hearing

Date: Wednesday, May 17, 2023

Time: 2:00 PM

Location: Via videoconferencing on Microsoft Teams
+1 608-620-9781, Conference ID: 923 483 134#

School District Boundary Appeal Panel (Board) Members:

1. Tracie Skoglund, CESA 12 (small)
2. Dawn VanAacken, CESA 1 (medium)
3. Laura McCoy, CESA 7 (large)

Chair: Kathy Fry



Public Notice of Open Meeting

STATE OF WISCONSIN
DEPARTMENT OF PUBLIC INSTRUCTION
SCHOOL DISTRICT BOUNDARY APPEAL BOARD
PUBLIC MEETING

| | |
|--------------------------------|---|
| TIME | 2:00 p.m. – 4:00 p.m. |
| DATE | 5/17/2023 |
| LOCATION | The hearing will be by videoconference on Microsoft Teams +1 608-620-9781, Conference ID: 923 483 134# |
| PURPOSE | School District Boundary Appeal No. 2023-17 School District of Somerset Hudson School District The School District Boundary Appeal Board will meet to hear testimony and take action on the proposed reorganization of territory, as provided under Wis. Stat. sec. 117.12(4). |
| FURTHER INFORMATION | Kathy Fry, Secretary School District Boundary Appeal Board (608) 224-5343 |

This meeting site is accessible to persons with physical disabilities. Any person requiring other special accommodations because of a disability should contact Kathy Fry at (608) 224-5343 in advance of the hearing date.

the number of electors who voted for governor at the last general election in that area.

(b) If the area does not coincide with a municipality or part thereof for which election statistics are kept, the number of electors shall be determined as follows:

1. The area of the school district in square miles shall be divided by the area of the municipality in square miles in which it lies.

2. The vote for governor at the last general election in the municipality within which the school district lies shall be multiplied by the quotient determined under subd. 1. to determine the required number of electors.

(c) If a school district is in more than one municipality, the method of determination under par. (b) shall be used for each part of the school district which constitutes only a fractional part of any area for which election statistics are kept.

History: 1973 c. 90; 1975 c. 115, 189; 1977 c. 29, 206; 1979 c. 89, 301; 1983 a. 27, 189; 1985 a. 29, 225, 332; 1987 a. 46; 1993 a. 27; 2009 a. 42; 2013 a. 257.

SUBCHAPTER II

STATE SUPERINTENDENT OF PUBLIC INSTRUCTION

Cross-reference: See also *PI*, Wis. adm. code.

115.28 General duties. The state superintendent shall:

(1) **GENERAL SUPERVISION.** Ascertain the condition of the public schools, stimulate interest in education and spread as widely as possible a knowledge of the means and methods which may be employed to improve the schools.

(2) **SECTARIANISM.** Exclude all sectarian books and instruction from the public schools.

(3) **SUPERVISION OF SCHOOLS.** Supervise and inspect the public schools and day schools for children with disabilities, advise the principals and local authorities thereof and give assistance in organizing such schools.

(3m) **SUPERVISION OF COOPERATIVE EDUCATIONAL SERVICE AGENCIES; RULES.** (a) Supervise and audit the receipts and expenditures of the cooperative educational service agencies, conduct program review of the agencies, supervise boundary reorganization where necessary, advise the administrators of the agencies and provide assistance in organizing the agencies throughout the state.

(b) Promulgate rules establishing procedures for the reorganization of cooperative educational service agencies and boundary appeals.

(4) **PUBLIC INFORMATION.** By reports, bulletins, circulars, correspondence and public addresses, give the public information upon the different methods of school organization and management and the subject of education generally.

(5) **APPEALS.** Examine and determine all appeals which by law are made to the state superintendent and prescribe rules of practice in respect thereto, not inconsistent with law.

Cross-reference: See also ch. *PI 1*, Wis. adm. code.

(6) **ANNUAL CONVENTIONS.** Annually, hold conventions of school district administrators, supervisors and agency coordinators.

(7) **LICENSING OF TEACHERS.** (a) License all teachers for the public schools of the state; make rules establishing standards of attainment and procedures for the examination and licensing of teachers within the limits prescribed in ss. 118.19 (2) and (3), 118.191, 118.1915, 118.192, 118.193, 118.194, 118.195, and 118.197; prescribe by rule standards, requirements, and procedures for the approval of teacher preparatory programs leading to licensure, including a requirement that, beginning on July 1, 2012, and annually thereafter, each teacher preparatory program located in this state shall submit to the department a list of individuals who have completed the program and who have been recommended by the program for licensure under this subsection, together with each individual's date of program completion, from each term or

semester of the program's most recently completed academic year; file in the state superintendent's office all papers relating to state teachers' licenses; and register each such license.

(b) Subject to the same rules and laws concerning qualifications of applicants and granting and revocation of licenses or certificates under par. (a), the state superintendent shall grant certificates and licenses to teachers in private schools and tribal schools, except that teaching experience requirements for such certificates and licenses may be fulfilled by teaching experience in public, private, or tribal schools. An applicant is not eligible for a license or certificate unless the state superintendent finds that the private school or tribal school in which the applicant taught offered an adequate educational program during the period of the applicant's teaching therein. Private schools are not obligated to employ only licensed or certified teachers.

(c) Subject to s. 118.19 (4m), license and make rules for the examination and licensing of persons, including teachers, employed to provide publicly funded special education and related services, as those terms are defined in s. 115.76 (14) and (15).

(d) Annually, establish fees for the certification or licensure of school and public library personnel sufficient to fund certification and licensing administrative costs.

(e) 1. In this paragraph, "alternative education program" means an instructional program, approved by the school board, that utilizes successful alternative or adaptive school structures and teaching techniques and that is incorporated into existing, traditional classrooms or regularly scheduled curricular programs or that is offered in place of regularly scheduled curricular programs. "Alternative educational program" does not include a private school, a tribal school, or a home-based private educational program.

2. Promulgate rules establishing requirements for licensure as an alternative education program teacher and for the approval of teacher education programs leading to licensure as an alternative education program teacher. The rules shall encompass the teaching of multiple subjects or grade levels or both, as determined by the state superintendent. The rules may require teacher education programs to grant credit towards licensure as an alternative education program teacher for relevant experience or demonstrated proficiency in relevant skills and knowledge.

Cross-reference: See also ch. *PI 34*, Wis. adm. code.

(f) The department may not charge a fee for the issuance of a license, permit, or certificate to an individual who is eligible for the veterans fee waiver program under s. 45.44.

(g) Notwithstanding s. 118.19 (3), (4m), (6) to (9), (12), and (14), grant a charter school teaching license to any person who has a bachelor's degree and demonstrates, based upon criteria established by the department, that the person is proficient in the subject or subjects that he or she intends to teach. The license authorizes the person to teach that subject or those subjects in a charter school.

(gm) Notwithstanding s. 118.19 (8), (9), and (11), grant an initial charter school principal license to any person who is licensed, or otherwise credentialed, to be a school principal in another state if the person holds the license or other credential in good standing, has completed at least 3 years of full-time classroom teaching, and is eligible for licensure under s. 118.19 (4) and (10). The license authorizes the person to be a principal of a charter school.

(h) Promulgate a rule requiring an applicant for a license to provide his or her home address.

(7g) **EVALUATION OF TEACHER PREPARATORY PROGRAMS.** (a) The department shall, in consultation with the governor's office, the chairpersons of the committees in the assembly and senate whose subject matter is elementary and secondary education and ranking members of those committees, the Board of Regents of the University of Wisconsin System, and the Wisconsin Association of Independent Colleges and Universities, do all of the following:

SUBCHAPTER II
STATE SUPERINTENDENT OF PUBLIC INSTRUCTION

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(1) **GENERAL SUPERVISION.** Ascertain the condition of the public schools, stimulate interest in education and spread as widely as possible a knowledge of the means and methods which may be employed to improve the schools.

(2) **SECTARIANISM.** Exclude all sectarian books and instruction from the public schools.

(3) **SUPERVISION OF SCHOOLS.** Supervise and inspect the public schools and day schools for children with disabilities, advise the principals and local authorities thereof and give assistance in organizing such schools.

(3m) **SUPERVISION OF COOPERATIVE EDUCATIONAL SERVICE AGENCIES; RULES.** (a) Supervise and audit the receipts and expenditures of the cooperative educational service agencies, conduct program review of the agencies, supervise boundary reorganization where necessary, advise the administrators of the agencies and provide assistance in organizing the agencies throughout the state.

(b) Promulgate rules establishing procedures for the reorganization of cooperative educational service agencies and boundary appeals.

(4) **PUBLIC INFORMATION.** By reports, bulletins, circulars, correspondence and public addresses, give the public information upon the different methods of school organization and management and the subject of education generally.

(5) **APPEALS.** Examine and determine all appeals which by law are made to the state superintendent and prescribe rules of practice in respect thereto, not inconsistent with law.

(6) **ANNUAL CONVENTIONS.** Annually, hold conventions of school district administrators, supervisors and agency coordinators.

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 subsection.

(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

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.

Chronology of Events – Petition for School District Reorganization

School District Boundary Appeal Board Panel, 2022-23

Wisconsin Department of Public Instruction

File # 23-17

Petitioner(s) Jon Whitcomb

Detaching District School District of Somerset

Attaching District Hudson School District

| | |
|-------------------|---|
| 12/2/2022 | The detaching district received the petition. |
| 2/13/2023 | The school board of the attaching district approved the reorganization. |
| 2/27/2023 | The school board of the detaching district denied the reorganization. |
| 3/8/2023 | The petitioner was notified about the right to appeal. |
| 3/10/2023 | An appeal request was received from the petitioner. |
| 5/17/2023 | Date of Appeal Hearing |
| 2:00 PM | Time of Hearing |
| Virtual via Teams | Location of Hearing |
| | Hosted in Madison, Wisconsin |
| 0 | Number of Students on the Property |

Source of Information: Official documents filed with the Secretary of the School District Boundary Appeal Board by the school districts, minutes of school board hearings, if held; documents and reports submitted by the school districts.

Official File: Available from the Secretary of the School District Boundary Appeal Board in advance of, or at the time of, the School District Boundary Appeal Board hearing.

Financial information about the districts can be found in the DPI material section of the appeal packets.

**MATERIALS
FROM
PETITIONER**

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 <https://dpi.wi.gov/sms/reorganization/small-territory-owner> on the Internet for more information. The petition must be submitted to the school district **BEFORE FEBRUARY 1**.

SECTION 1 - TO BE COMPLETED BY THE PERSON SUBMITTING THIS PETITION

(please print or type)

Petitioner Name(s) Jen Whitcomb Partner Fields et al White Eagle, LLC

Address (street, city, zip) 1950 Northwestern Ave Stillwater MN 55082

Phone Number 651-283-4884 E-mail JON@Metroeastcre.com

Legal Description of Territory Proposed for Detachment INCLUDING PARCEL NUMBERS: Part of NW 1/4 of NE 1/4 Sec 31 TWP 30N R 19W See attached

Parcel # 030-1090-50-000

(If more space is needed to describe the property, attach additional pages)

I/we, the undersigned, representing 50% of the owners or a majority of electors owning or residing on the above described territory, file this petition to detach the above described territory FROM the Somerset School District and to attach it TO the Hudson School District.

| (Use page 2 for additional signatures if there are multiple petitioners) | | (For each signature check one) | | | |
|--|--|--------------------------------|-------------------------------------|--------------------------|--------------------------|
| SIGNATURE(S) | | DATE | Property Owner | Elector | Both Owner and Elector |
| 1. | | 10/26 | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 2. | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

SECTION 2 - TO BE COMPLETED BY THE CLERK OF THE MUNICIPALITY IN WHICH THE TERRITORY IS LOCATED - (please print or type)

| | | | |
|--|---------------------------|---|-----------------------------|
| The legal description of the territory proposed for detachment is sufficient to identify its location and value. (If no, return the form to the petitioner.) | | YES <input checked="" type="checkbox"/> | NO <input type="checkbox"/> |
| School District where territory is located | <u>Somerset</u> | Value of Property | <u>5,300.00</u> |
| Municipality where territory is located | <u>Town of St. Joseph</u> | Year Value was Determined | <u>2022</u> |
| County where territory is located | <u>St. Croix</u> | Assessment Ratio | <u>0.7997</u> |

I, the undersigned, certify that the property description in Section 1 is sufficient to determine its location and value and that the information entered above in Section 2 is correct.

| | | |
|--|--|--|
| SIGNATURE OF MUNICIPAL CLERK <u>Teri Kelly</u> | | Date: <u>11/17/22</u> |
| Name of Clerk (please print) | <u>Teri Kelly</u> | |
| Mailing Address | <u>1337 County Rd. V, Hudson, WI 54016</u> | |
| Phone Number | <u>715-544-6235</u> | E-mail Address <u>Clerk@tn.stjoseph.wi.gov</u> |

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 | <u>Somerset</u> | Date received | <u>12/2/2022</u> |
| Number of pupils residing in the territory described in Section 1 who were reported as of the most recent 3 rd Friday in September or 2 nd Friday in January (see s.121.05 (1) (a), Wisconsin statutes, for categories of students to include). | | | <u>0</u> |
| Name of School District Clerk (please print) | <u>Cherie Link</u> | Phone | <u>715-247-3313</u> |
| SIGNATURE OF SCHOOL DISTRICT CLERK | | | |

After completing Section 3 the clerk of the detaching school district must send a certified 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
 PO Box 7841
 Madison, WI 53707-7841

(For more information contact Janice Zmrazek, 608/266-2803, Janice.zmrazek@dpi.wi.gov. Both districts must act on this petition by March 1.)

Example template
provided by DPI

REQUEST FOR REVIEW OR APPEAL SCHOOL DISTRICT BOUNDARY APPEAL BOARD (SDBAB)

- Provide complete contact information for the person or persons initiating this request for review.
- Submit the request to the Secretary of the School District Boundary Appeal Board (see address below) **BEFORE THE DEADLINE SHOWN ON THE COVER LETTER.**
- **Include a check or money order for the amount specified to cover the costs of convening the Board or Appeal Panel.** (Section 117.05(9) of the Wisconsin state statutes authorizes the state superintendent to charge a fee to reimburse the department for the costs of any review or appeal.)
- If there are multiple individuals requesting this review, page 2 may be used for the additional names and signatures (make sure the entire page gets copied).
- For more information see the DPI website at <https://dpi.wi.gov/sfs/support/reorganization/detachment/small-territory-board> or contact Kathy Fry at (608) 224-5343 or via email, Kathleen.Fry@dpi.wi.gov.

| INFORMATION PROVIDED BY THE REQUESTER (please print or type) | | | |
|--|---------------------|----------------------------------|-----------------------------|
| Name(s): <i>Fields at White Eagle, LLC / C/O Tom Whitcomb</i> | | | |
| Mailing Address (street, city, zip): <i>P.O. Box 128 Stillwater, MN. 55082</i> | | | |
| Phone Number | <i>651-283-4884</i> | E-mail Address | <i>Tom@metrocastere.com</i> |
| In which School District is the property located? | | <i>Somerset</i> | |
| What is the File # for the Petition? | | <i>23-17</i> or 23-17 | |

| | | | | |
|--|---------------|-------------------------------------|---------|------------------------|
| I/we, the undersigned, file this petition for review or notice of appeal for the file or order identified above. | | | | |
| (Use page 2 for additional signatures if there are multiple requesters) | | (For each signature check one) | | |
| SIGNATURE(S) of requester identified above | DATE | Property Owner | Elector | Both Owner and Elector |
| 1. <i>[Signature]</i> | <i>3-7-23</i> | <input checked="" type="checkbox"/> | | |
| 2. | | | | |

Pursuant to the provisions of Chapter 117, Wisconsin statutes, the signers of this request represent (check only one):

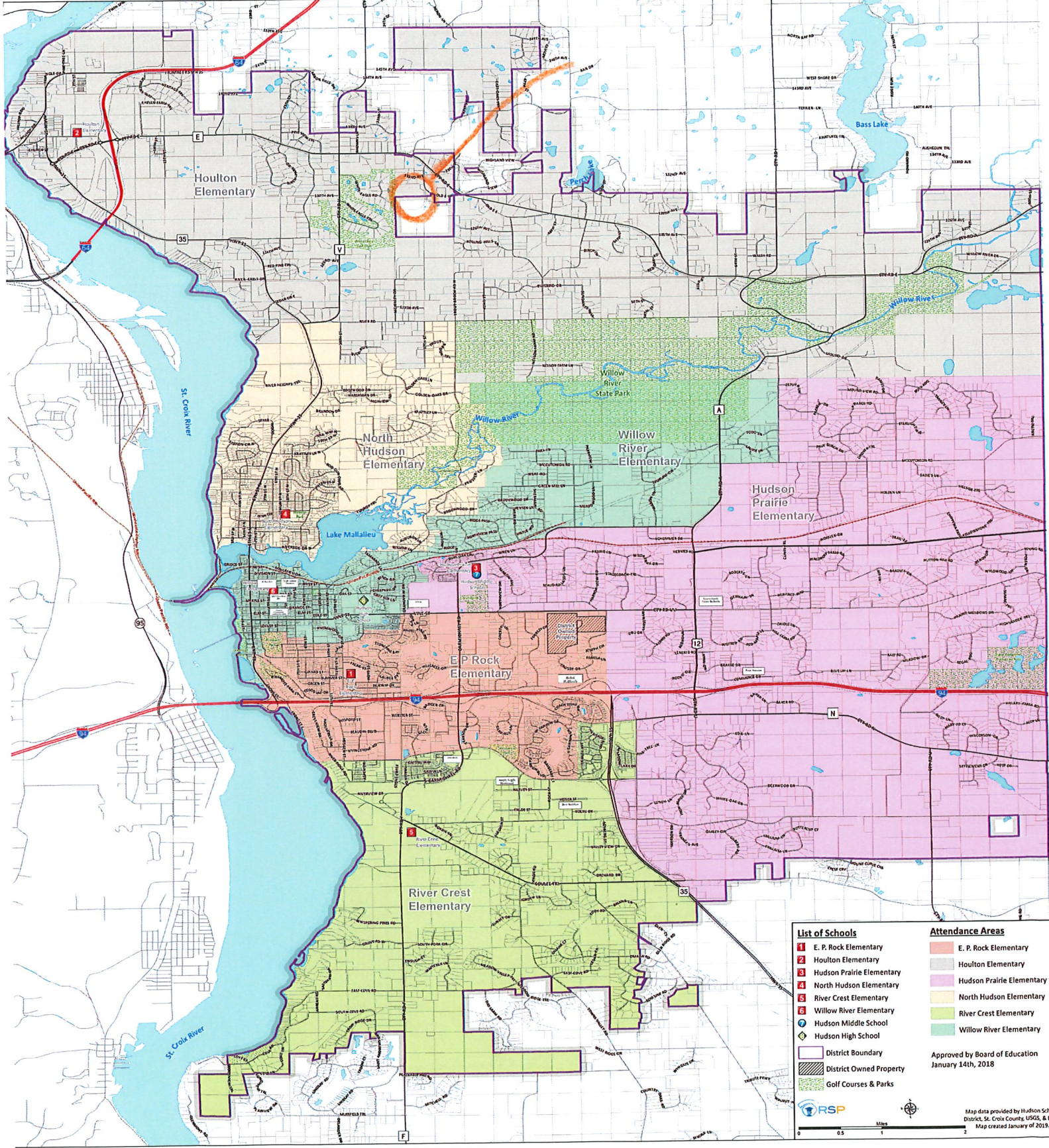
- A majority of the electors residing in the territory proposed for detachment
- The owners of 50 percent or more of the territory proposed for detachment

| | |
|--|---|
| Mail the required filing fee, along with this request, to: | Secretary, School District Boundary Appeal Board Department of Public Instruction PO Box 7841 Madison, WI 53707-7841 |
| | |

Wisconsin School Board Review

- The previous owners had 2 separate 22 acres parcels for farming, they had been in the family for many years.
- I purchased both parcels and found out that one of the 22-acre parcels was in Somerset District and one was in the Hudson School district.
- Under the current configuration, both the Township and the County will not allow for access to come from the East. The only access point must come from the West, through land that is in the Hudson District.
- For Somerset busses to reach students on these parcels, they must drive over 2 miles out of the way, to a dead-end road to pick up students on 5 potential home sites. While on the same roads at the same time, busses from Hudson Schools will be traveling the same roads for Hudson students.
- Cost of busing and the unique nature of the access is the reason for my request to appeal the boundary.

Elementary Attendance Areas in 2019/20

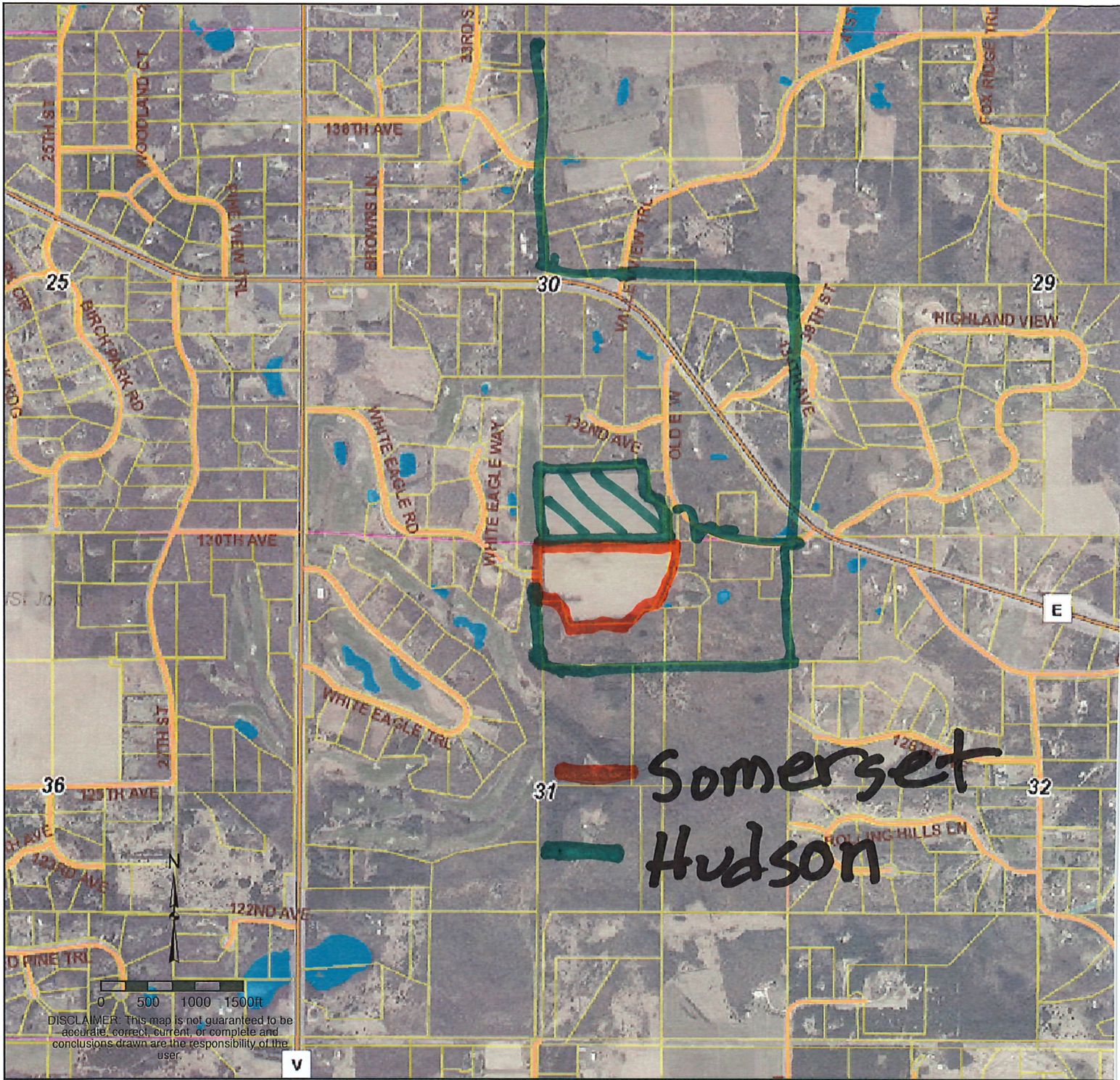


| List of Schools | Attendance Areas |
|-----------------------------|---------------------------|
| 1 E. P. Rock Elementary | E. P. Rock Elementary |
| 2 Houlton Elementary | Houlton Elementary |
| 3 Hudson Prairie Elementary | Hudson Prairie Elementary |
| 4 North Hudson Elementary | North Hudson Elementary |
| 5 River Crest Elementary | River Crest Elementary |
| 6 Willow River Elementary | Willow River Elementary |
| Hudson Middle School | |
| Hudson High School | |
| District Boundary | |
| District Owned Property | |
| Golf Courses & Parks | |

Approved by Board of Education
January 14th, 2018

RSP

Map data provided by Hudson Scho District, St. Croix County USGS, & ES
Map created January of 2019.



— Somerset
— Hudson

DISCLAIMER: This map is not guaranteed to be accurate, correct, current, or complete and conclusions drawn are the responsibility of the user.

**MATERIALS
FROM
DETACHING
DISTRICT**



May 15, 2023

Appeal Panel Board Members

Dear Board Members,

On behalf of the Somerset School District, please review the following information in regard to Boundary Appeal File No: 2023-17, petitioner Fields at White Eagle, LLC. There are several links that will take you to various information.

Thank you for your time and consideration as you review all information.

Sincerely,

Alicia Page
Executive Assistant
Somerset School District



Somerset School District Information:

- [Board Appeal Memo](#)
 - [Bus Routes Map](#)
 - [Additional Maps outlining the property](#)

- [Somerset School District Highlights](#)
 - Within the document you will find links to the following items:
 - 2017- 2023 Somerset School District Strategic Plan & Progress Map
 - High School (Grades 9-12) 22-23 Course Offerings
 - Middle School (Grades 5-8) 22-23 Course Offerings
 - Elementary School (Grades K -4) Staffing

School Board Information Regarding the Petition to Alter School District Boundaries:

- The Somerset School Board holds two board meetings per month, a Work Session and Regular Session. In this instance, there was a Special Session meeting called in order to comply with the Department of Public Instruction's deadline for action on petitions by March 1.
 - Both meetings were recorded via Live Streaming through YouTube. You will find those links at the bottom of each of the minutes.
 - School Board Work Session | Monday, February 13, 2023
 - [Agenda](#) with line item number 12. Petition to Alter Boundaries
 - [Minutes](#) of the Work Session Meeting
 - School Board Special Session | Tuesday, February 28, 2023
 - [Agenda](#) with line item 5. a. Petition to Alter School District Boundaries
 - [Minutes](#) of the Special Session Meeting
 - [Screenshot](#) of the meetings listed on our District Website as well as a link to our [District Website](#) where all Meetings, Agendas, and Minutes are viewable.

Original Petition to Alter School District Boundaries:

- [Original Paperwork and Information](#) submitted by Mr. Whitcomb. This information was linked to the Board Agendas.

Land & Tax Information:

- [St. Croix County Web Portal - Property Summary](#)



- St. Croix County Parcel Information:
 - [2016](#)
 - [2017](#)
 - [2018](#)
 - [2019](#)
 - [2020](#)
 - [2021](#)

- Maps of the property outlined in comparing the Somerset School District and the Hudson School District.
 - Somerset School District = Light Green Color
 - Hudson School District = Light Tan Color
 - [Image 1](#)
 - [Image 2](#)
 - [Image 3](#)

Communications and Emails:

- [Screenshot](#) of an email giving proper notification of the meeting being rescheduled.

- [Screenshot](#) of an email regarding calling a Special Session Meeting to comply with DPI's March 1 Deadline.

- [Screenshot](#) of an email of Mr. Whitcomb asking for results of the vote at the Special Session Meeting.
 - [Screenshot](#) of my response with the results to Mr. Whitcomb.

CERTIFICATE OF TRUE COPY

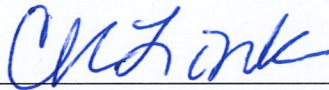
State of Wisconsin)
)ss
St. Croix County)

I, Cherie Link, Clerk of the meeting of the Somerset School District, following a school board vote for the purpose of issuing an order, hereby certify that I have carefully compared the attached copy of the:

✓ Order Altering School District Boundaries

made and filed by said school board on December 5, 2022, with the original which is now on file in the district office of Somerset School District as required by law. I further certify that the same is a true and correct copy of said original.

Signed this 5th day of December 2022.



Cherie Link
Clerk Somerset School Board

NOTE: The original Order Altering School District Boundaries or Order of Denial and the original of all other documents should be kept on file in the school district office.

This certificate should be attached to a copy of the Order Altering School District Boundaries or the Order of Denial and mailed to:

Secretary, School District Boundary Appeal Board
Department of Public Instruction
P.O. 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

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 <https://dpi.wi.gov/sms/reorganization/small-territory-owner> on the Internet for more information. The petition must be submitted to the school district **BEFORE FEBRUARY 1**.

SECTION 1 - TO BE COMPLETED BY THE PERSON SUBMITTING THIS PETITION

(please print or type)

Petitioner Name(s) Jon Whitecomb Partner Fields at White Eagle, LLC

Address (street, city, zip) 1950 Northparkway Ave Stillwater MN 55082

Phone Number 651-283-4884 E-mail jon@metroeastere.com

Legal Description of Territory Proposed for Detachment INCLUDING PARCEL NUMBERS: Part of NW 1/4 of NE 1/4 Sec 31 TWP 30N R 19W See attached

Parcel # 030-1090-50-000

(If more space is needed to describe the property, attach additional pages)

I/we, the undersigned, representing 50% of the owners or a majority of electors owning or residing on the above described territory, file this petition to detach the above described territory **FROM** the Somerset School District and to attach it **TO** the Hudson School District.

| (Use page 2 for additional signatures if there are multiple petitioners) | | (For each signature check one) | | | |
|--|--------------------|--------------------------------|-------------------------------------|--------------------------|--------------------------|
| SIGNATURE(S) | | DATE | Property Owner | Elector | Both Owner and Elector |
| 1. | <u>[Signature]</u> | <u>10/26</u> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 2. | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

SECTION 2 - TO BE COMPLETED BY THE CLERK OF THE MUNICIPALITY IN WHICH THE TERRITORY IS LOCATED - (please print or type)

| | | | |
|--|---------------------------|---|-----------------------------|
| The legal description of the territory proposed for detachment is sufficient to identify its location and value. (If no, return the form to the petitioner.) | | YES <input checked="" type="checkbox"/> | NO <input type="checkbox"/> |
| School District where territory is located | <u>Somerset</u> | Value of Property | <u>5,300.00</u> |
| Municipality where territory is located | <u>Town of St. Joseph</u> | Year Value was Determined | <u>2022</u> |
| County where territory is located | <u>St. Croix</u> | Assessment Ratio | <u>0.7997</u> |

I, the undersigned, certify that the property description in Section 1 is sufficient to determine its location and value and that the information entered above in Section 2 is correct.

| | | |
|---|--|--|
| SIGNATURE OF MUNICIPAL CLERK <u>[Signature]</u> | | Date: <u>11/17/22</u> |
| Name of Clerk (please print) | <u>Teri Kelly</u> | |
| Mailing Address | <u>1337 County Rd. V, Hudson, WI 54016</u> | |
| Phone Number | <u>715-544-6235</u> | E-mail Address <u>Clerk@tn.stjoseph.wi.gov</u> |

SECTION 3 - TO BE COMPLETED BY THE CLERK OF THE SCHOOL DISTRICT IN WHICH THE TERRITORY IS LOCATED - (please print or type)

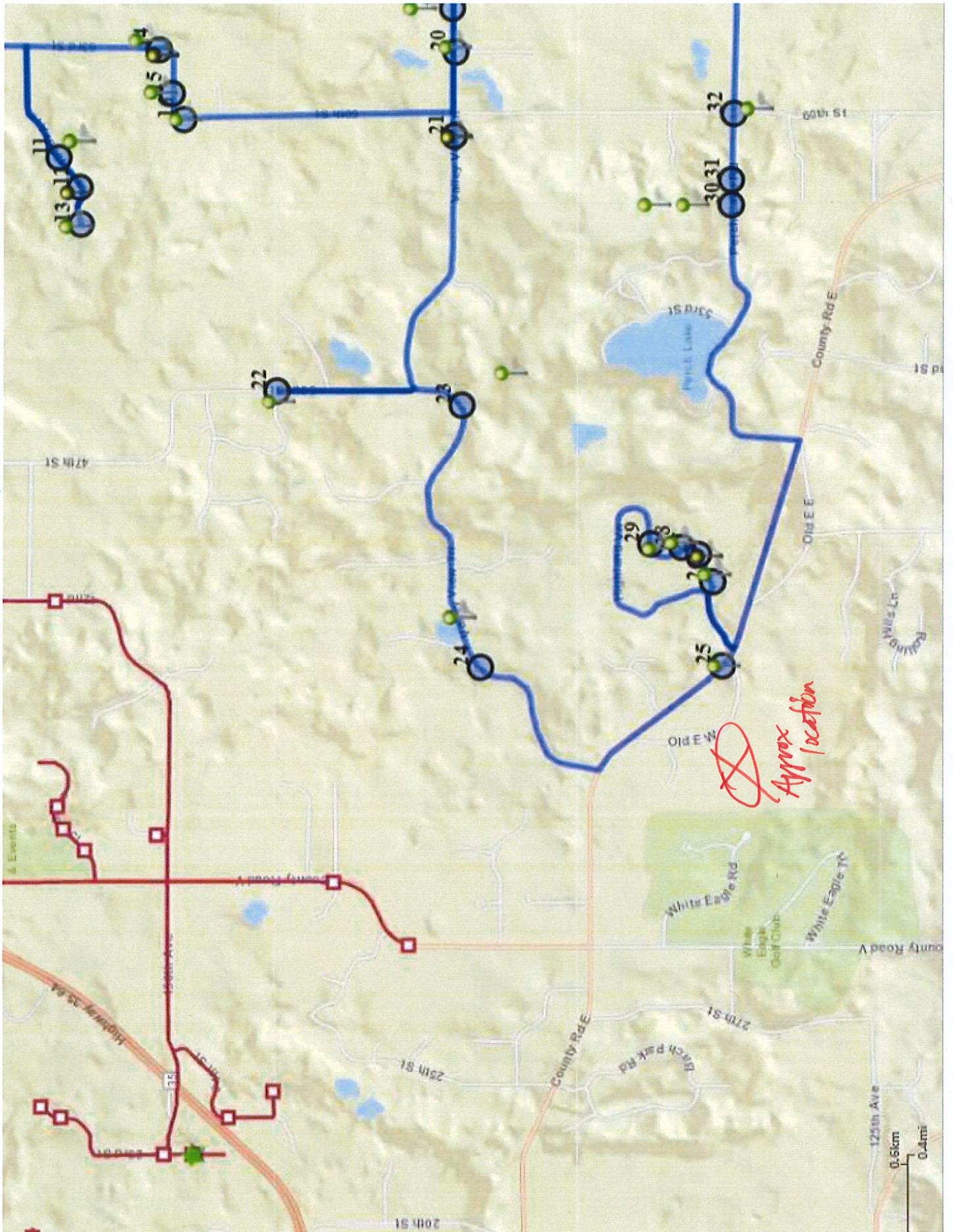
| | | | |
|---|--------------------|---------------|---------------------|
| District receiving petition | <u>Somerset</u> | Date received | <u>12/2/2022</u> |
| Number of pupils residing in the territory described in Section 1 who were reported as of the most recent 3 rd Friday in September or 2 nd Friday in January (see s.121.05 (1) (a), Wisconsin statutes, for categories of students to include). | | | <u>0</u> |
| Name of School District Clerk (please print) | <u>Cherie Link</u> | Phone | <u>715-247-3313</u> |
| SIGNATURE OF SCHOOL DISTRICT CLERK <u>[Signature]</u> | | | |

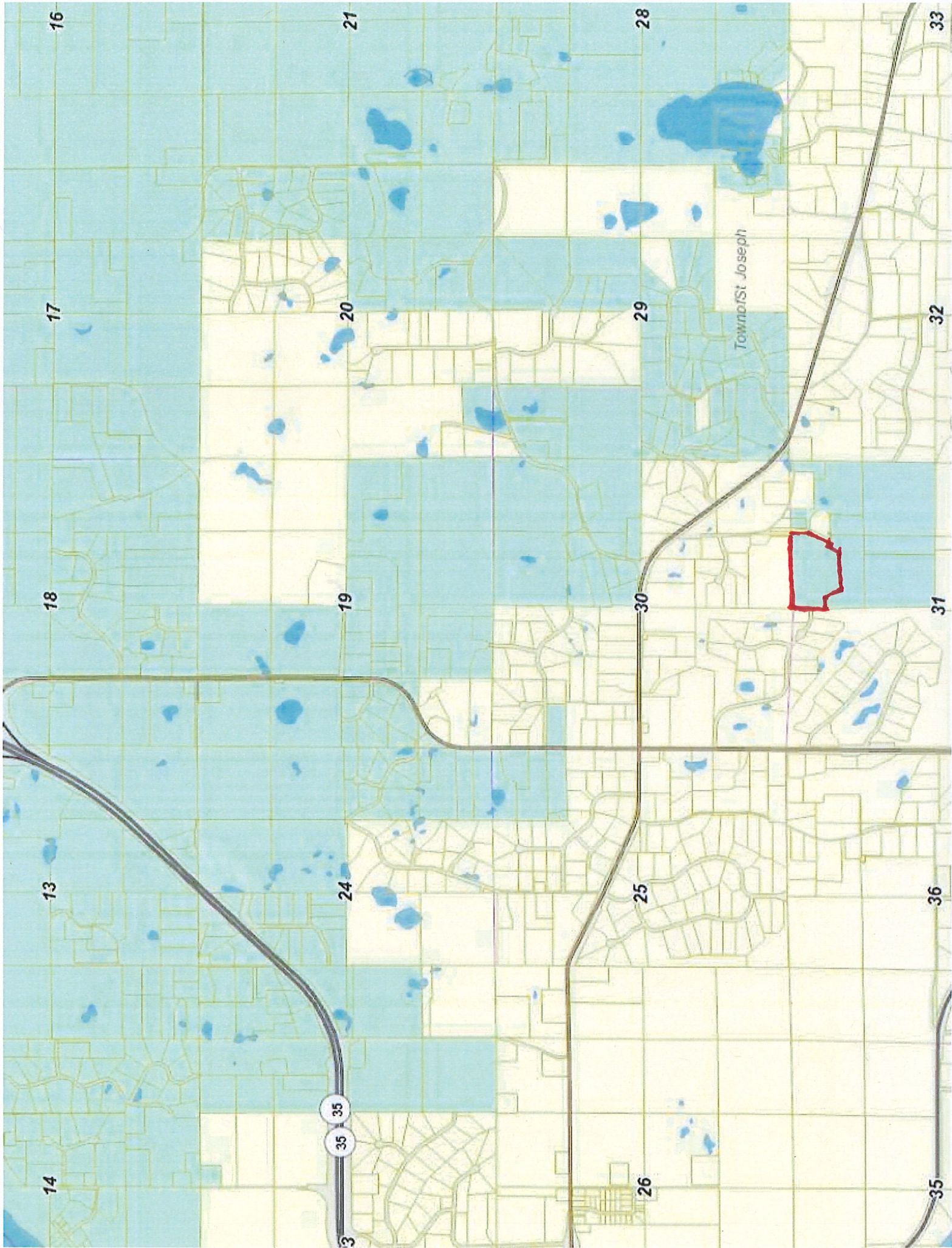
After completing Section 3 the clerk of the detaching school district must send a certified copy (a document with original signatures or a photocopy accompanied by a Certificate of True Copy) of this petition to the school board of the school district to which the property is proposed to be attached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

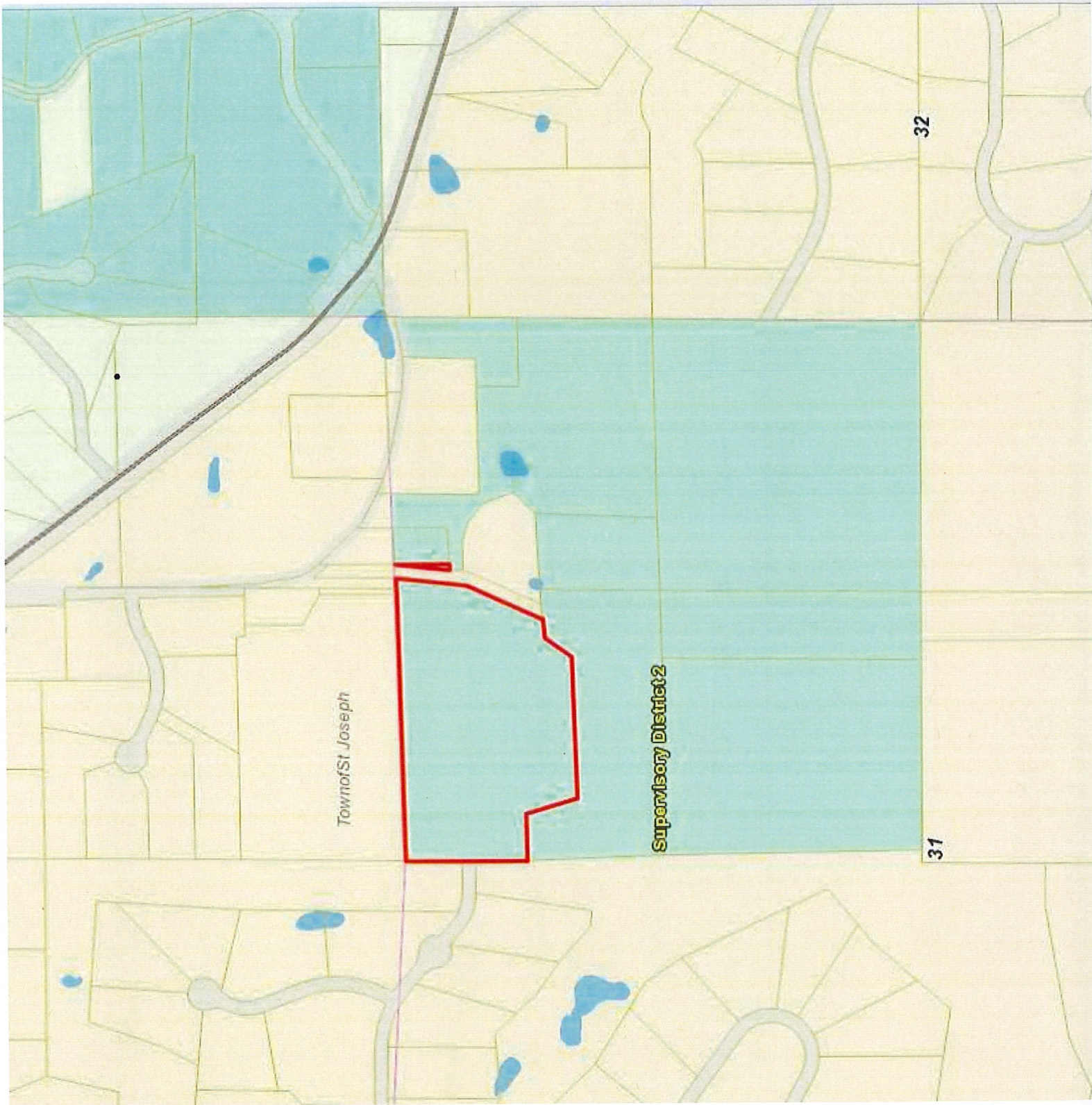
Secretary, School District Boundary Appeal Board
 Department of Public Instruction
 PO Box 7841
 Madison, WI 53707-7841

(For more information contact Janice Zmrazek, 608/266-2803, Janice.zmrazek@dpi.wi.gov. Both districts must act on this petition by March 1.)

Bus Routes







Town of St Joseph

Supervisory District 2

32

31



WHITE AVE

WILLIAM ST. JOSEPH

30

31

WHITE AVE

WHITE AVE





Somerset School District Highlights

DISTRICT MISSION: Together we Engage, Educate, and Empower all learners; bridging their passions to pathways to create successful futures and positively contribute to our local and global communities.

[2017-2023 Somerset School District Strategic Plan & Progress Map](#)

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- District:
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 - 4.3 points higher than 2021
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 - Meets Expectations
 - 9.4 points higher than 2021
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 - Exceeds Expectations
 - 1.6 points higher than 2021
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DISTRICT

- Mission driven Strategic Plan and Core values
- All schools and district office on one campus
- Recently updated facilities
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 - Passed a capital referendum in 2019 and 2023
- Competitive curricular and co-curricular activities
- Standards-based junior kindergarten-12 curriculum is enhanced with character education, special education, alternative education, and gifted/talented programs
- Virtual Learning Program grades 6-12
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- The only CESA #11 high school offering the Flexible Modular schedule allowing our students to customize their day, take charge of their learning path, and engage in their areas of passion and interest while having voice and choice in how they learn and how they demonstrate their learning
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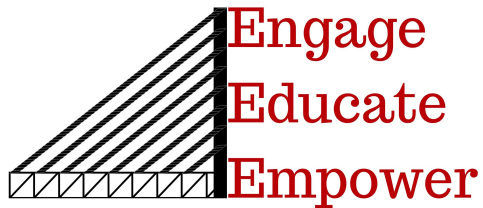
Somerset School District



Somerset
School
District

2017-2023

Strategic Plan



Our Mission *What We Do*

Together we **engage, educate, & empower** all learners; bridging their passions to pathways to create successful futures and positively contribute to our local and global communities.

Our Core Values *We Believe...*

- Each and every person is capable of success.
- Each and every person is accepted and valued.
- In empowering all learners.
- Change is our opportunity for growth.
- Involved communities foster strong schools.
- Lifelong learning is essential for personal growth.
- In cultivating leaders.

Our Mission Outcomes

By 2022, all learners will... *Learner Outcomes*

- Through self-discovery, continually identify their desired future, recognize and adapt to new opportunities, and create steps to attain their goals.
- Demonstrate global awareness and engage in diverse opportunities to positively impact their communities.

Our Strategies *Where We're Going*

We will...

- Improve educational delivery and learner connectedness to schools and communities.
- Improve services and facilities through innovative and proactive resource allocation.
- Build and maintain a culture in which all communities understand, collaborate and contribute to accomplishing our mission.
- Seek, cultivate and develop leaders.

<https://www.somerset.k12.wi.us/district/strategicplan.cfm>

Engage

Educate

Empower

Somerset School District

Result Statements By Strategy

The steps we must complete to achieve our learner outcomes and strategies.

Measurement

1. All employees understand the learner outcomes and the Strategic Objective Rubric and why they are important to each learner's success.
2. The district has implemented and maintained a method for gathering and communicating information on learner progress toward learner outcomes.
3. The Strategic Objective Rubrics, as they relate to learner outcomes, have been used to measure learner status.
4. Learner progress toward learner outcomes guide strategic decisions and collaborative efforts.

Cultivate Growth & Leadership

1. The School District of Somerset provides sustainable and deliberate training to cultivate and develop leaders.
2. All Staff have leadership opportunities to affect positive change in our district, community, and world.
3. All students have leadership opportunities to affect positive change in our district, community, and world.
4. The School District of Somerset collaborates with the community to create leadership development opportunities.
5. The School District of Somerset recognizes alumni, students, staff, and community members who exhibit positive leadership qualities.

Advance Services & Operations

1. The School District of Somerset continually evaluates and improves campus safety and security to support the physical well-being of all learners.
2. The School District of Somerset has designed and developed comprehensive facilities for education, fine arts, and athletics.
3. The School District of Somerset utilizes innovative technology to enhance communication and student learning.
4. The School District of Somerset provides high quality services and operations that are reliable and consistent, ensuring satisfaction of students, staff, and community.

Educational Delivery

1. We engage the staff, parents and community in dialogue to explore year-round scheduling possibilities to engage continuous learning in order to maximize student achievement and growth.
2. Our district utilizes flexible schedules to optimize resources directed toward empowering all students' learning and engagement.
3. All learners engage in mindfulness practices to positively impact their social/emotional health.
4. All students engage in career exploration to plan for their desired futures.
5. The School District of Somerset supports the social and emotional well-being of each and every learner.
6. All learners access the technology they need to attain their goals and thrive in both the local and global communities.
7. We are continually refining educational delivery services through developmentally appropriate practices to meet the needs of present and future learners.
8. All learners take ownership of their education through personalized learning that empowers them to reach their goals.
9. We embrace a culture of diversity and inclusion, and welcome new ways of engaging the unique contributions of all.

Engage Community Through Partnership

1. We provide a community education program which connects community members to inspire lifelong learning for all.
2. We collaboratively engage with the Somerset community to build trust, thereby increasing involvement of all to achieve our mission and learner outcomes.
3. We provide diverse opportunities for students to engage in mentoring partnerships with community members, organizations and businesses.
4. Somerset students engage in mutually beneficial service learning projects with local and global community entities.
5. We are dedicated to partnering with the community to improve the quality of life and create a stronger sense of community.

<https://www.somerset.k12.wi.us/district/strategicplan.cfm>

Engage

Educate

Empower

ANNUAL PROGRESS MAP / Planning for 21-22 *Updated March 2023

| <u>O</u> perational | <u>I</u> mplementing | <u>B</u> egin | <u>K</u> eep | <u>R</u> emove | <u>A</u> dd |
|---|---|---|---|---|--|
| Continue to support and improve, but remove from the priority list. | Continue to prioritize implementation to make it operational. | Recommend to begin purposeful implementation. | It should remain in the Strategic Plan, but do not implement yet. | This is no longer needed and should be taken out of the plan. | A new result is needed to implement this strategy. |

| MEASUREMENT | CULTIVATE GROWTH AND LEADERSHIP | ADVANCE SERVICES AND OPERATIONS | EDUCATIONAL DELIVERY | ENGAGE COMMUNITY THROUGH PARTNERSHIPS |
|---|---|---|---|---|
| By 2022, all learners will through self-discovery, continually identify their desired future, recognize and adapt to new opportunities, and create steps to attain their goals. | We will seek, cultivate and develop leaders. | We will improve services and facilities through innovative and proactive resource allocation. | We will improve educational delivery and learner connectedness to schools and communities. | We will build and maintain a culture in which all community members understand, collaborate and contribute to accomplishing our mission. |
| All employees understand the learner outcomes and the Strategic Objective Rubric and why they are important to each learner's success. 18-19 | The School District of Somerset provides sustainable and deliberate training to cultivate and develop leaders. 17-18 | The School District of Somerset continually evaluates and improves campus safety and security to support the physical well-being of all learners. 17-18 | We engage the staff, parents and community in dialogue to explore year-round scheduling possibilities to engage in continuous learning in order to maximize student achievement and growth. | We provide a community education program which connects community members to inspire lifelong learning for all. 17-18 |
| The district has implemented and maintained a method for gathering & communicating information on learner progress toward the learner outcomes. 19-21 | All Staff have leadership opportunities to affect positive change in our district, community, and world. 17-18 | The School District of Somerset has designed and developed comprehensive facilities for education, fine arts & athletics. | Our district utilizes flexible schedules to optimize resources directed toward empowering all students' learning and engagement. 17-18 | We collaboratively engage with the Somerset community to build trust, thereby increasing involvement of all to achieve our mission and learner outcomes. 18-19 |
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Note to public: For public comment, please see item 4 below.

This meeting is a meeting of the Somerset School Board in public for the purpose of conducting the School District's business and is not to be considered a public community meeting. There is a time for public participation during the meeting as indicated in the agenda. [Live stream via our YouTube channel.](#)

[Robert's Rules of Order Reference](#)

1. **Call to Order @ 6:00 p.m., Roll Call, and Protocols**
 - a. Attend Board meetings prepared
 - b. Make decisions that are in the best interest of all students
 - c. Make decisions based on available facts, with independent judgment, after full Board discussion
 - d. Remain open - minded and willing to listen attentively
 - e. Display integrity, honesty, and respectfulness
 - f. Agree that we can disagree and do so using common courtesy and respect for others
 - g. Positively represent the Board and District

2. **District Mission** - Together we engage, educate, & empower all learners; bridging their passions to pathways to create successful futures and positively contribute to our local and global communities.
 - a. 2022-23 [Board Goals](#)

3. **Approval of Agenda**

4. **Public Comment**
 - a. Opinions and ideas contributed by students, parents, staff and other citizens are valuable to the School Board. The Board will receive such input without comment or take no action relative to any items brought forth. They may direct the District Administrator to consider such an item at an appropriate place on the agenda or a subsequent meeting. The Board has set aside twenty minutes for this purpose. Please limit comments to three minutes. Those wishing to make public comment should email their request to the Board President (loster@somerset.k12.wi.us) or the District Administrator (sdonnelly@somerset.k12.wi.us) and include the following information: name, address, group represented (if any), and item or concern to be addressed.

5. [Spartan Spotlight](#) -Elementary School Learn To Love Community Service (10 minutes)

6. **Technical Higher Education Scholar Winner ([Policy 5451.02](#))** - (10 minutes)
 - a. Somerset High School Senior - Cody Almer
 - i. Award presented by Somerset High School Teacher - Eric Olson

7. **Post Prom Party 2023 ([Memo](#), [Invoice](#), [Presentation](#))** - Stacey Belisle (10 minutes)

8. **Pupil Services Budget [Presentation](#)** - Abbie Bohatta (10 min)

9. **Curriculum, Instruction, and Assessment & Technology Budget [Presentation](#)** - Trish Sheridan (10 minutes)

10. **Quarter 2 Budget to Actual Report** - Dave Gerberding (10 minutes)

11. **Superintendent Updates** - Shannon Donnelly (20 minutes)
 - a. 2023-24 District Calendar
 - i. [Somerset School District 2023-2024 Calendar Recommendation](#)
 - b. Referendum 2023 Update
 - c. Strategic Plan Development Update
 - d. Summer School 2023

12. Petition to Alter Boundaries [Leverty](#), [Whitcomb](#), [Ekstrand](#)-(20 minutes)

13. Topics for Action

- a. Personnel Update
 - i. Recommend the School Board Approve the [Personnel Update](#) as presented.
- b. Donation
 - i. Recommend the School Board Approve the [Donation](#) as presented.

14. Upcoming School Board Meeting

- a. The Regular Session Meeting will be Monday, February 27 at 5:30 PM with the Listening Session at 5PM.

15. Once Around the Table | Discussion/Possible Action - All

16. Adjourn

- a. Adjourn into Closed Session of the Board pursuant to WI Statute 19.85(1)(c) for consideration of employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility.
- b. Adjourn into Closed Session of the Board pursuant to WI Statute 19.85(1)(f) for considering financial, medical, social or personal histories or disciplinary data of specific persons, preliminary consideration of specific personnel problems or the investigation of charges against specific persons except where par. (b) applies which, if discussed in public, would be likely to have a substantial adverse effect upon the reputation of any person referred to in such histories or data, or involved in such problems or investigations.

Pursuant to policy O165.1, upon request to the District Administrator, submitted twenty-four (24) hours in advance, the District shall make reasonable accommodation including the provision of informational material in an alternative format for a disabled person to be able to attend this meeting. *Date posted: 2/10/23. Posting Locations: District website, District Learning Center, Somerset High School, Somerset Middle School, Somerset Elementary, Royal Credit Union, Somerset Public Library.*



Board President, Lacy Oster, called the meeting to order at 6:00 PM

ROLL CALL:

Present were: Lorri Baillargeon, Ian MacDonald, Matt Foucault, Lacy Oster, Bruce Baillargeon, and Cherie Link.

Motion to approve the agenda: Link

Second: L.Baillargeon

Motion carried unanimously

PUBLIC COMMENT:

- Bethany Ekstrand | 460 222nd Ave, Somerset, WI 54025 - Spoke regarding the petition to alter school district boundaries.
- Mike Leverty | 19 Birmose Park, Hudson, WI 54011 - Spoke regarding the petition to alter school district boundaries.
- Aaron Gardner | 2376 53rd St, Somerset, WI 54025 Spoke regarding the accident that happened regarding a couple Somerset students and praised Somerset and expressed how happy their family has been since coming to Somerset and going to school here.

SPARTAN SPOTLIGHT:

Elementary School Learn To Love Community Service presented information regarding projects they have done and why they do what they do.

TECHNICAL HIGHER EDUCATION SCHOLAR WINNER:

Somerset High School Senior Cody Almer was presented this award by Superintendent, Shannon Donnelly, (Per Policy 5451.02)

POST PROM PARTY 2023:

Stacey Belisle, 7th Grade Instructor, presented information regarding the Post Prom Party 2023. This Item will come back to the Regular Session.

PUPIL SERVICES BUDGET PRESENTATION:

Director of Pupil Services, Abbie Bohatta, gave a presentation regarding the Pupil Services Budget.

CURRICULUM, INSTRUCTION, AND ASSESSMENT & TECHNOLOGY BUDGET PRESENTATION:

Director of Curriculum, Instruction, and Assessment & Technology, Trish Sheridan, gave a presentation regarding the curriculum, instruction, and assessment & technology budget.

QUARTER 2 BUDGET TO ACTUAL REPORT:

Director of Business Services and Operations, Dave Gerberding, gave a presentation regarding the Quarter 2 Budget to Actual Report.

SUPERINTENDENT UPDATE :

Superintendent, Shannon Donnelly, gave updates on the following topics:

- Somerset School District 2023-24 Calendar Recommendation
 - This item will come back to the Regular Session
- Referendum 2023 Update
- Strategic Plan Development Update
- Summer School 2023

PETITION TO ALTER BOUNDARIES:

The School Board Members discussed and reviewed the three petitions to alter school district boundaries. This will come back to the Regular Session.

TOPICS FOR ACTION:

Motion to approve Personnel Update and Donation: B.Baillargeon

Second: Link

Motion carried unanimously

UPCOMING SCHOOL BOARD MEETING:

Regular Session Meeting - Monday, February 27 at 5:30 PM with the Listening Session at 5 PM

ONCE AROUND THE TABLE:

- B.Baillargeon
 - Positive feedback for the referendum, questions asked, good conversations. Positive board meeting tonight.

- Link
 - Referendum information given on the tax impact, minimal tax impact for a big impact on our district. Looking for subs to help in our district.
- L.Baillargeon
 - Thank you to Leslie for getting grants for our SKC program. WASB is having a day at the capitol on March 24 for school board members to meet with them and advocate for their students in schools and get the latest updates on the 23-25 budget. Wisconsin is going to be ending their current fiscal year \$7.1 billion surplus which is \$524 million more than previous estimates. WASB is going to schedule afternoon meetings with our own legislators and the school districts' top issues and needs can be presented . Hope to see school board members there to make that trip.
- Foucault
 - Tough weekend for surrounding schools, whatever support we can offer we will. Recognized public comment speaker for giving positive feedback about our schools.
 -
- Oster
 - 6 - Echoed Matt's comment, heart goes out to all families and students.

ADJOURN:

Motion to adjourn the meeting into Closed Session of the Board pursuant to WI Statute 19.85(1)(c) for consideration of employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility. Adjourn into Closed Session of the Board pursuant to WI Statute 19.85(1)(f) for considering financial, medical, social or personal histories or disciplinary data of specific persons, preliminary consideration of specific personnel problems or the investigation of charges against specific persons except where par. (b) applies which, if discussed in public, would be likely to have a substantial adverse effect upon the reputation of any person referred to in such histories or data, or involved in such problems or investigations.: L.Baillargeon

Second: MacDonald

Motion carried unanimously

Meeting adjourned to Closed Session at 7:58 PM

[Agenda](#)

[YouTube](#)



Note to Public: *This meeting is a meeting in-person of the School Board in public for the purpose of conducting the School District's business and is not to be considered a public community meeting. There is a time for public participation during the meeting as indicated in the agenda. For public comment, please see item 4 below.*

[Robert's Rules of Order Reference](#)

1. **Call to Order @ 5:30 p.m., Roll Call, and Protocols**
 - a. Attend Board meetings prepared
 - b. Make decisions that are in the best interest of all students
 - c. Make decisions based on available facts, with independent judgment, after full Board discussion
 - d. Remain open - minded and willing to listen attentively
 - e. Display integrity, honesty, and respectfulness
 - f. Agree that we can disagree and do so using common courtesy and respect for others
 - g. Positively represent the Board and District

2. **District Mission** - Together we engage, educate, & empower all learners; bridging their passions to pathways to create successful futures and positively contribute to our local and global communities.

3. **Approval of Agenda**

4. **Public Comment**
 - a. Opinions and ideas contributed by students, parents, staff and other citizens are valuable to the School Board. The Board will receive such input without comment or take no action relative to any items brought forth. They may direct the District Administrator to consider such an item at an appropriate place on the agenda or a subsequent meeting. The Board has set aside twenty minutes for this purpose. Please limit comments to three minutes. Those wishing to make public comment should email their request to the Board President (loster@somerset.k12.wi.us) or the District Administrator (sdonnelly@somerset.k12.wi.us) and include the following information: name, address, group represented (if any), and item or concern to be addressed.

5. **Petition to Alter School District Boundaries**
 - a. Recommend the School Board Approve or Deny the Petitions to Alter Boundaries as presented ([Leverty](#) and [Whitcomb](#)).

6. **Board Bills**
 - a. Recommend the School Board approve the [Board Bills](#) as presented.

7. **Adjourn**

Pursuant to policy O165.1, upon request to the District Administrator, submitted twenty-four (24) hours in advance, the District shall make reasonable accommodation including the provision of informational material in an alternative format for a disabled person to be able to attend this meeting. *Date posted: 2/27/23. Posting Locations: District website, District Learning Center, Somerset High School, Somerset Middle School, Somerset Elementary, Royal Credit Union, Somerset Public Library.*



Board President, Lacy Oster, called the meeting to order at 5:30 PM

ROLL CALL:

Present were: Lorri Baillargeon (remote), Ian MacDonald, Matt Foucault, Lacy Oster, Bruce Baillargeon, Cherie Link, and Marge Belisle

Motion to amend the agenda to add board bills from the 2/27/23 agenda that was pushed back due to weather: Foucault

Second: B. Baillargeon

Motion carried unanimously

PUBLIC COMMENT:

- Mike Leverty | 19 Birrose Park, Hudson, WI 54011 - Spoke regarding the petition to alter school district boundaries.

PETITION TO ALTER SCHOOL DISTRICT BOUNDARIES:

Motion to deny both petitions to alter school district boundaries: B. Baillargeon

Second: Foucault

Roll call vote - all yes

Motion carried unanimously

BOARD BILLS :

Motion to approve the board bills: B. Baillargeon

Second: Link

Motion carried unanimously

ADJOURN:

Motion to adjourn the meeting: Link

Second: MacDonald

Motion carried unanimously

Meeting adjourned at 5:45 PM

[Agenda](#)

[YouTube](#)

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 <https://dpi.wi.gov/sms/reorganization/small-territory-owner> on the Internet for more information. The petition must be submitted to the school district **BEFORE FEBRUARY 1**.

SECTION 1 - TO BE COMPLETED BY THE PERSON SUBMITTING THIS PETITION

(please print or type)

Petitioner Name(s) Jon Whitcomb Partner Fields at White Eagle, LLC

Address (street, city, zip) 1950 Northwestern Ave Stillwater MN 55082

Phone Number 651-283-4884 E-mail jon@metroeastcre.com

Legal Description of Territory Proposed for Detachment INCLUDING PARCEL NUMBERS: Part of NW 1/4 of NE 1/4 Sec 31 TWP 30N R 19W See attached

Parcel # 030-1090-50-000

(If more space is needed to describe the property, attach additional pages)

I/we, the undersigned, representing 50% of the owners or a majority of electors owning or residing on the above described territory, file this petition to detach the above described territory **FROM** the Somerset School District and to attach it **TO** the Hudson School District.

(Use page 2 for additional signatures if there are multiple petitioners)

(For each signature check one)

| SIGNATURE(S) | DATE | Property Owner | | |
|-----------------------|-------|-------------------------------------|--------------------------|--------------------------|
| | | Elector | Both Owner and Elector | |
| 1. <u>[Signature]</u> | 10/26 | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 2. | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

SECTION 2 - TO BE COMPLETED BY THE CLERK OF THE MUNICIPALITY IN WHICH THE TERRITORY IS LOCATED - (please print or type)

| | | | |
|--|---------------------------|---|-----------------------------|
| The legal description of the territory proposed for detachment is sufficient to identify its location and value. (If no, return the form to the petitioner.) | | YES <input checked="" type="checkbox"/> | NO <input type="checkbox"/> |
| School District where territory is located | <u>Somerset</u> | Value of Property | <u>5,300.00</u> |
| Municipality where territory is located | <u>Town of St. Joseph</u> | Year Value was Determined | <u>2022</u> |
| County where territory is located | <u>St. Croix</u> | Assessment Ratio | <u>0.7997</u> |

I, the undersigned, certify that the property description in Section 1 is sufficient to determine its location and value and that the information entered above in Section 2 is correct.

| | | | |
|------------------------------|--|----------------|---------------------------------|
| SIGNATURE OF MUNICIPAL CLERK | <u>Teri Kelly</u> | Date: | <u>11/17/22</u> |
| Name of Clerk (please print) | <u>Teri Kelly</u> | | |
| Mailing Address | <u>1337 County Rd. V, Hudson, WI 54016</u> | | |
| Phone Number | <u>715-544-6235</u> | E-mail Address | <u>Clerk@tn.stjoseph.wi.gov</u> |

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 | <u>Somerset</u> | Date received | <u>12/2/2022</u> |
| Number of pupils residing in the territory described in Section 1 who were reported as of the most recent 3 rd Friday in September or 2 nd Friday in January (see s.121.05 (1) (a), Wisconsin statutes, for categories of students to include). | | | <u>0</u> |
| Name of School District Clerk (please print) | <u>Cherie Link</u> | Phone | <u>715-247-3313</u> |
| SIGNATURE OF SCHOOL DISTRICT CLERK | <u>[Signature]</u> | | |

After completing Section 3 the clerk of the detaching school district must send a certified 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
 PO Box 7841
 Madison, WI 53707-7841

(For more information contact Janice Zmrazek, 608/266-2803, Janice.zmrazek@dpi.wi.gov. Both districts must act on this petition by March 1.)

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.

I/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 **FROM** the Somerset School District and to attach it **TO** the Hudson School District.

| | | (For each signature check one) | | | |
|------------------------------|---------------|--------------------------------|-------------------------------------|--------------------------|--------------------------|
| Signature: | Municipality: | DATE | Owner | Elector | Both |
| | St Joseph Twp | 11/14/22 ✓ | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 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): | | | | | |
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| 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): | | | | | |

Make as many copies of this page as are needed. Attach all completed copies to the petition.

**ALTA COMMITMENT FOR TITLE INSURANCE
SCHEDULE A**

ISSUED BY
STEWART TITLE GUARANTY COMPANY

Commitment Number: 635738 **Revision Number: 6**

EXHIBIT A



* Parcel 1:

A parcel of land located in part of the Northwest Quarter of the Northeast Quarter (NW ¼ NE ¼) and part of the Northeast Quarter of the Northeast Quarter (NE ¼ NE ¼), all in Section 31, Township 30 North, Range 19 West, Town of Saint Joseph, St. Croix Wisconsin, further described as follows:

Commencing at the North Quarter corner of said Section 31, said corner also being the point of beginning of this description; thence N. 87° 41' 39" E. along the North line of said NE ¼, 1379.28 feet; thence S. 05° 53' 09" W. 354.51 feet; thence S. 25° 37' 11" W. 381.18 feet; thence S. 85° 42' 12" W. 92.41 feet; thence S. 33° 32' 23" W. 156.24 feet; thence S. 88° 45' 24" W. 705.00 feet; thence N. 16° 06' 49" W. 257.94 feet; thence West 223.17 feet to the North-South one quarter line; thence N. 00° 06' 52" E. along said North-South one quarter line, 545.49 feet to the point of beginning. (030-1090-50-000)

A map showing land parcels in the Town of St. Joseph. A specific area is highlighted in light green and outlined with a thick red border. This area is labeled 'Supervisory District 2'. The map includes various roads, some with roundabouts, and several blue ponds or water features. The background is a light yellow color representing other land parcels.

Town of St Joseph

Supervisory District 2

31

32

**MATERIALS
FROM
ATTACHING
DISTRICT**



**Board of Education
Meeting Announcement**

6:00 p.m. Monday, February 13th, 2023

Administrative Service Center

644 Brakke Drive, Hudson, WI 54016

Viewing of this meeting is also available via this link

<https://www.youtube.com/c/ConnectionsHudsonSchools>

Hudson schools challenge students to be informed, caring contributors to our world through challenging academics, critical thinking, purposeful collaboration, applied innovation, and global stewardship.

AGENDA

- 1) Call to Order
- 2) Recognitions
 - a) [Cheers for Peers](#)
- 3) Reports
 - a) [Teaching and Learning - K-5 Elementary Science Resource Review](#)
 - b) [Upcoming Referendum Community Engagement Dates](#)
 - c) [January Official Student Count](#)
 - d) [Kindergarten and 4K Registration Begins](#)
 - e) [February 21, 2023 School Board Primary Election Reminder](#)
 - f) [Follow up to District Statement on Drug incident at High School](#)
- 4) Citizens Request to Speak about Non-Action Items
- 5) Topics for Discussion and/or Possible Action
 - a) Consent Items
 - i) Approval of the [January 9, 2023 Regular Meeting Minutes, January 23, 2023 Special Meeting Minutes](#)
 - ii) [Personnel Hires, Changes, Retirements/Resignations/Non-Renewals/Terminations and Leaves/Furloughs](#)
 - iii) [Expenditures](#)
 - iv) [Hudson Community 4K Contracts](#) (continuing)
 - b) [Whitcomb Petition to transfer property from the Somerset School District to the Hudson School District](#)
 - c) [Leverty Petition to transfer property from the Somerset School District to the Hudson School District](#)
 - d) [Purchasing Card Resolution](#)
 - e) [2023-2024 School Age Care Fees](#)
- 6) Adjourn

Hudson School District
Regular Board of Education Meeting
February 13, 2023

Open Session

1. The regular meeting of the Hudson Board of Education was called to order by President Jamie Johnson at 6:01 p.m.

The meeting was conducted in person at the Hudson School District Administrative Service Center, 644 Brakke Drive, Hudson, WI. The following people attended in person; Bob Baumann, Jamie Johnson, Heather Logelin, Molly Powers, Carrie Whitacre, Superintendent Nick Ouellette, Assistant Superintendent Dave Grambow, Chief Human Resources Officer Andrea Voelker, Chief of Schools Officer Tara Gonyer, and Assistant Director of Community Relations Tracy Habisch-Ahlin.

2. Chief Human Resources Officer Andrea Voelker recognized the following staff as part of the Cheers for Peers program. Amber Hargesheimer, Ryan DeLaCroix, Kelsey Osten, Chad Rosse, Bev Marion, Cindy Clark, Kelley Hoeft, Brent Rivard, Kelly Hackbarth-Miller, and Shane Magee.
3. Assistant Superintendent Dave Grambow, and Assistant Director of Teaching and Learning Lisa Skoyen introduced the new science curriculum for grades K-5. Mystery Science was chosen through a lengthy process that included input from teachers across the district.
4. Superintendent Nick Ouellette reminded the Board of the upcoming Referendum Community Engagement dates. February 22nd at Hudson Middle School, a virtual session on March 21st, then March 23rd at North Hudson Elementary School. The Superintendent is also willing to meet with any parent groups, churches, etc.
5. Superintendent Ouellette reported that registration has begun for incoming 4K students for the 2023-2024 school year.
6. Superintendent Ouellette encouraged people to vote in the February 21st primary election.
7. Superintendent Ouellette stated that a future meeting will feature information from law enforcement and others regarding controlled substance use by school age children.
8. Two citizens spoke to the Board, one regarding the upcoming referendum, the other about school safety.

9. Whitacre moved, with a second by Baumann, to approve the consent agenda items which included approval of the January 9, 2023 regular meeting minutes, the January 23, 2023 special meeting minutes and personnel hires, changes, retirements, resignations, non-renewals, and terminations (attached). Expenditures in the amount of \$1,812,726.08; payroll totaling \$2,520,383.70; EFT/ACH payments totaling \$3,046,002.26; receipts totaling \$18,133,359.79, and the Hudson Community 4K contracts for 2023-2024. The motion carried.
10. Whitacre moved, with a second by Powers, to approve the Whitcomb petition to transfer property from the Somerset School District to the Hudson School District. The motion carried.
11. Baumann moved, with a second by Powers, to approve the Leverty petition to transfer property from the Somerset School District to the Hudson School District.
12. Logelin moved, with a second by Whitacre, to approve the resolution authorizing the issuance of individual procurement cards. The motion carried.
13. Logelin moved, with a second by Baumann, to approve the 2023-2024 School Age Care fee structure. The motion carried.
14. At 6:53 p.m. Whitacre moved, with a second by Powers, to adjourn the meeting. The motion carried.

James Johnson
President

**SCHOOL BOARD RESOLUTION
AUTHORIZING ISSUANCE OF AN ORDER**

WHEREAS, a meeting of the school board of the School District of Hudson was held on February 13, 2023, and

WHEREAS, a petition has been filed with the clerk of the school board, pursuant to s. 117.11-13, Wis Stats., proposing the attachment of

Parcel #030-1090-50-000 SEC 31 T30N R19W PT NW NE & PT NE NE COM N 1/4 COR SEC 31 ALSO POB; TH E 1379.28 FT; TH S05' W 354.51 FT; TH S25' W 381.18 FT; TH S85' W 92.41 FT; TH S33' W 156.24 FT; TH W 705 FT; TH N16' W 257.94 FT; TH W 223.17 FT; TH N 545.49 FT TO POB

WHEREAS, a public hearing has been held on the proposed reorganization by the school board pursuant to s. 117.11-13, Wis Stats.,

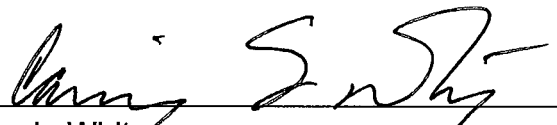
NOW, THEREFORE, BE IT RESOLVED that an order be issued and filed approving the petition upon which said hearing has been held.

Introduced by: *Carrie Whitacre*

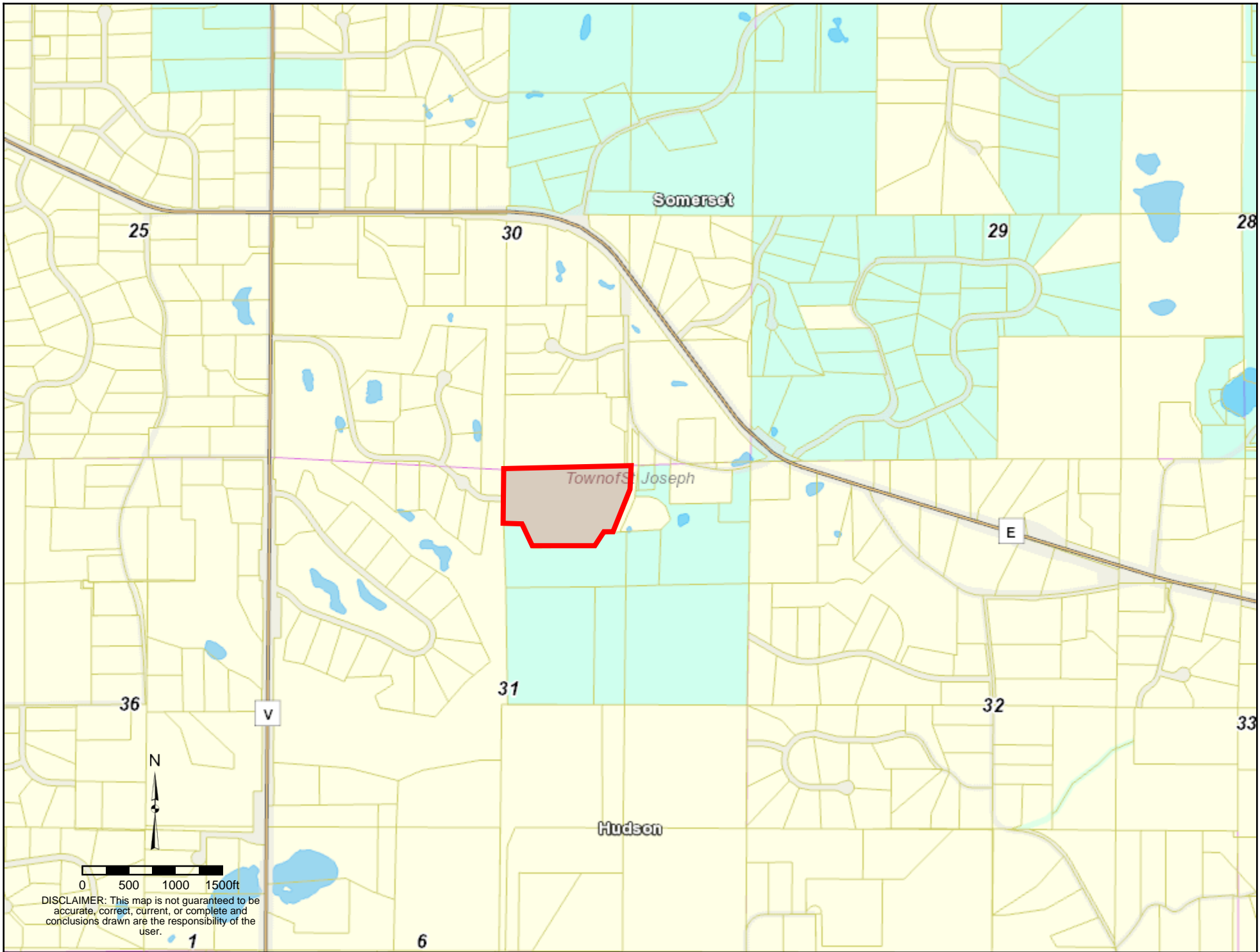
Seconded by: *Molly Powers*

Vote: Yes 5 No 0

Dated this 13th day of February 2023



Carrie Whitacre
Clerk School District of Hudson



DISCLAIMER: This map is not guaranteed to be accurate, correct, current, or complete and conclusions drawn are the responsibility of the user.

**MATERIALS
FROM
DPI FILE**



Date: April 17, 2023

To: Carrie Whitacre, Clerk, Hudson School District
Cherie Link, Clerk, School District of Somerset

From: Kathy Fry, Secretary
School District Boundary Appeal Board

Subject: School District Boundary Appeal Board Hearing, File #2023-17

A request for review of File #2023-17, a petition to detach territory from the Hudson School District and attach it to the School District of Somerset, has been filed with the Secretary of the School District Boundary Appeal Board (SDBAB). A copy is enclosed for your information. The petitioner has paid the required \$750 filing fee.

SDBAB hearings are generally held in May so that final orders may be issued by June 15. For us to try to establish hearing dates most convenient to the schedules of all participants, please inform us by **April 28** which of the following dates a representative from your district would be available: May 10, 15, 16, 17, or 24. **NOTE: At this time, we are planning to hold all meetings virtually via Microsoft Teams.**

Hearings are typically scheduled between 8:30 am and 4:00 pm. Hearings generally take between two and four hours and two or three may be scheduled on the same day. We will do our best to schedule the hearing for a day a district representative is available, but cannot guarantee that will occur. **When the hearing schedule is finalized, the district will be notified, in writing, of the date, time and location.** If no district representative is available to attend on that day, written information may be submitted.

PI 2.04, Wisconsin Administrative Code, directs that the **clerk of the school board of an affected school district** shall submit the following materials to the Secretary of the School District Boundary Appeal Board at the Department of Public Instruction (DPI):

1. A certified copy of any resolution related to any reorganization proceeding under Chapter 117, Wis. Stats. **(If a resolution has already been sent to the DPI, it is not necessary to send another copy.)**
2. Any reorganization order filed as required under sec. 117.17, Wis. Stats. **(If there is no reorganization order or a reorganization order has already been sent to the DPI, it is not necessary to provide a copy.)**
3. A copy of the notice of any school board hearing on a petition or a resolution for reorganization; transcribed minutes, transcribed stenographic record, or transcribed electronic recording of hearing; and, a correct copy of all exhibits and data submitted at the hearing. If the hearing was a joint hearing, the clerk of the school board from which said territory is proposed to be detached shall submit the information.
4. Any written statement of facts and other relevant matters relating to a proposed reorganization.

Both districts are also asked to provide the following two items:

5. A class schedule showing the course offerings available in the school or schools that the children of the petitioners attend or would attend. This might be a two-to-three-page summary for the elementary school – or a link to the course catalogue.
6. School district map clearly indicating the location of property or properties under appeal.

These materials and summary information prepared by the Department from district data already on file will be made available in advance of the hearing to the SDBAB panel members, the petitioners, and other district representatives.

The required materials in electronic form are needed no later than the day before the scheduled hearing. If you wish to provide materials that are not available in electronic form, please **submit eight (8) copies** at least two weeks before the scheduled hearing so we have time to mail them to the SDBAB panel members.

Please send the materials to:

Secretary, School District Boundary Appeal Board
Department of Public Instruction
P.O. Box 7841
Madison, WI 53707-7841

Your timely response to this request will ensure that the panel members have sufficient time before the hearing to read and review the material. The panel will deliberate and make its decision immediately after the conclusion of the testimony and any rebuttal that is presented on the day the hearing is held.

Presentations using digital materials may also be possible if provided in advance.

Additional information about the SDBAB panel hearing process can be found at <http://dpi.wi.gov/sms/school-district-boundary-appeal-board/hearing>. If you have any questions about the hearing or the procedures, please contact me at (608) 224-5343, or via email at Kathleen.Fry@dpi.wi.gov.

Thank you.

Kathy Fry
School Administration Consultant
Wisconsin Department of Public Instruction

Enclosures

cc: Shannon Donnelly, District Administrator, School District of Somerset
Alicia Page, Executive Assistant, School District of Somerset
Nick Ouellette, Superintendent, Hudson School District
Tim Miner, Executive Administrative Assistant, Hudson School District



Date: April 17, 2023
To: Jon Whitcomb
From: Kathy Fry, Secretary
School District Boundary Appeal Board (SDBAB)
Subject: Request for SDBAB Review – File #2023-17

This memo acknowledges receipt of your request for review by a panel of the School District Boundary Appeal Board (SDBAB) of File #2023-17, a petition to detach property from the School District of Somerset. We have also received your check in the amount of \$750.00.

SDBAB hearings are generally held during May so that final orders may be issued by June 15. For us to try to accommodate your schedule, please inform us by Friday, **April 28** which of the following dates you would be available: May 10, 15, 16, 17, or 24. **NOTE: At this time, we are planning to hold all meetings virtually via Microsoft Teams.**

Hearings are typically held between 8:30 a.m. and 4:00 p.m. Hearings generally take between two and four hours and two or three may be scheduled on the same day. We will do our best to schedule the hearing for a day you are available, but cannot guarantee that will occur. **When the hearing schedule is finalized, you will be notified in writing of the date, time and location of your hearing before the SDBAB panel.** You may send a representative or written information if you will be unable to appear in person.

Enclosed is a summary of the hearing procedures. This document indicates that petitioners have the right to submit materials that will be provided to the SDBAB members and district representatives if they are submitted before the hearing. If you plan to submit such material, please email it to me no later than one day before the hearing. If the hearing takes place in Madison, you may also bring material (8 copies) on the day of the hearing. In-person presentations using digital files may also be possible if you bring your own computer to the hearing location. Additional information regarding materials and presentations will be provided when notice of the hearing date is sent.

A copy of the document describing the hearing procedures can also be found at <http://dpi.wi.gov/sms/school-district-boundary-appeal-board/hearing>. If you have any questions about the hearing or the procedures, please contact me at (608) 224-5343, or via email at Kathleen.Fry@dpi.wi.gov. Materials may be sent to my attention at DPI, P.O. Box 7841, Madison, WI 53707-7841.

KF
Enclosure



February 2, 2023

School District Boundary Appeal Board
125 South Webster Street
Madison WI 53703

Pursuant to PI 2.05(4), Wis. Admin. Code, I hereby appoint Kathy Fry secretary of the School District Boundary Appeal Board. In this capacity, Kathy Fry will serve as non-voting chair of the School District Boundary Appeal Board Panel.

Sincerely,

A handwritten signature in blue ink that reads "Jill Underly".

Jill K. Underly, PhD
State Superintendent