

GREEN BAY/BROWN COUNTY PROFESSIONAL FOOTBALL STADIUM DISTRICT

Pursuant to Section 19.84, Wis. Stats., a meeting of the Green Bay/Brown County Professional Football Stadium District Board was held on **Monday, June 26, 2023**, at 2:00 p.m.

PRESENT: Leah Weycker, Keith Lucius, Mark Graul, Bill Galvin, Chad Weininger, Sen. Cowles, and Barbara Dorff

ALSO PRESENT: Brian Dworak, Ken Kaszubowski, Aaron Popkey, Bill Vande Castle, Joel Everts, and media.

1. CALL MEETING TO ORDER

The meeting was called to order by Chair Weycker at approximately 2:00 p.m.

2. ROLL CALL

Roll call was taken. All Board members were present.

3. PLEDGE OF ALLEGIANCE

The Board recited the Pledge of Allegiance.

4. APPROVE/MODIFY AGENDA

A MOTION WAS MADE BY SEN. COWLES AND SECONDED BY KEITH LUCIUS TO APPROVE THE AGENDA. A vote was taken. MOTION CARRIED UNANIMOUSLY.

5. REQUEST FOR APPROVAL OF THE MINUTES – MARCH 27, 2023

A MOTION WAS MADE BY BILL GALVIN SECONDED BY SEN. COWLES TO APPROVE THE MINUTES. A vote was taken. MOTION CARRIED UNANIMOUSLY.

6. LATE COMMUNICATIONS

There were no late communications.

7. SPECIAL EVENTS & ECONOMIC DEVELOPMENT FUND UPDATE:

A. Detail of Special Events and Economic Development Fund

Mr. Dworak gave a Special Events and Economic Development Fund update. He reported the fund balance is very similar to what we looked at in the last meeting. He said that Forest Lakes District agreed to come back for 2026, 2027, and 2028 with the District's contribution of \$6,000 a year that was approved at the March meeting. Mr. Everts said they are still working on the contract, but verified they are coming back to Green Bay.

Mr. Dworak reported the US Bowling event was deferred due to Covid. Mr. Everts said he will probably come to the next meeting with a similar event that is more locked in. It's almost the same event – men's bowling vs women's bowling.

Mr. Dworak asked about USHL Hockey which was a 3-year deal that was set to begin this year. He understood Chicago was awarded another year for 2023 but USHL and Discover Green Bay have been talking about a 3-year package that starts one year later beginning in 2024. Mr. Dworak said they won't make any adjustments to that today, but he feels it is still a good event to support. If and when the event is formally awarded, they could change this funding agreement.

Mr. Everts mentioned the horseshoe event for 2024-25 is still in discussions. They seem to want a lot. They have the funding request the Board approved and he's still working on that contract. He's going to this year's event in Michigan and will ask more questions. He wants to see it firsthand and see if Discover Green Bay wants to pursue this event further. He will know at the next meeting what they decide.

Mr. Dworak asked if the Board had any questions. There were none.

B. Post Event Reports:

Mr. Everts reported on the Forest Lakes District -Evangelical Free Church of America event. He stated that the group has agreed to hold the event here until 2028. It is a great event for that time of the year with a great impact. The funds from the District help with shuttles to the KI Convention Center for the event. This group brings a lot of activity to the downtown area.

Mr. Everts reported on the WIAA State Girls Basketball Tournament. He mentioned he had a typo on the back page of the report. The comment should have been the winner received \$2,000. The event came close to breaking the 40,000 ticket barrier and he thanked Chair Weycker for being available to present a check at the event. He mentioned Notre Dame was the only Brown County team – with other area teams like Mishicot and Hortonville participated. He said they allow the schools to sell the tickets which generates more ticket sales. He stated that Division 1 Hortonville outperformed the other three schools combined in ticket sales. Mishicot had strong ticket sales as well. This event is renewed until 2025. He will request continued funding later in the meeting.

The WAMO pool tournament was finally able to be held in the Resch Expo. Covid and other delays occurred - they were supposed to be here in 2021. It was really great to see this and the dart tournament under one roof. He referenced the picture in the report which really doesn't do it justice. It is overwhelming to see all the pool tables on the floor. Attendance was up a bit but if they could figure out a way to get some of the Madison attendees to attend it would probably increase a little bit more. For some reason they just don't like to travel.

Mr. Dworak reported he District is providing funding for this event again in 2026.

C. Funding Request from Discover Green Bay – WIAA Girls Basketball and Boys/Girls Volleyball 2024 & 2025

Mr. Everts is asking for \$10,000 for girls basketball - \$2,000 for each division – and \$5,000 for girls and boys volleyball. He said he learned today that 2024 will be an expansion year for the volleyball event. They are going from four to five girls divisions and one boys division. So he asked the request to be \$16,000 per year for those two years of events as it will be six volleyball divisions and that would be \$1,000 apiece. That obviously changes both impact and

room nights. There would even be some competition that they have to start on Wednesday and hotel rooms would increase on Wednesday night and it would go until Saturday. Mr. Dworak said Discover Green Bay would be asking for the funding request to be amended to increase to \$16,000 per year for a two-year total of \$32,000. He reiterated that this funding goes to the schools to incentivize additional ticket sales and generate more attendance.

Sen. Cowles asked what the balance would be then. Mr. Dworak said it would be it to approximately \$700,000. Sen. Cowles thought they could expect to have a big event here next year. Mr. Dworak said that would be the goal. He said they are getting to the point where that balance needs to be replenished with another event. He feels the WIAA event is an event the District has historically supported, and he thinks it's a good event for Green Bay. Volleyball is an additional event after seeing the success of the basketball event here.

A MOTION WAS MADE BY BARBAR DORFF AND SECONDED BY BILL GALVIN TO APPROVE THE FUNDING REQUEST FROM DISCOVER GREEN BAY FOR THE WIAA.

Further discussion ensued.

Mr. Graul asked how long these WIAA events have been funded by the District. Mr. Everts said it started in 2017 for girls basketball and then they added the volleyball tournament in 2019. Mr. Graul asked if they had any sort of data that would show that Rush to the Resch helps ticket sales. He said some teams that are further away sell less tickets. He wanted to see some proof these funds help improve sales. Mr. Everts said one of the years early on they almost broke the 40,000 ticket sales barrier and he thinks they weren't doing the Rush to the Resch at that time. He could pull all the Rush to the Resch numbers each year to see if they vary year to year and report back. It would probably be a good way to show they are using it too. Notre Dame hardly used this because local people know to go to Ticket Star rather than through the school. When a team out of Brown County participates, they are not familiar with this and use the school's ticket sales. Mr. Graul just wonders if this is a good program to continue and he was guessing tickets would sell without this program. He feels it is something the District does every year just because they have done it every year rather than understand why they do it. He wonders if it is worth continuing.

Mr. Everts said he could pull the ticket sales numbers to see if they go up or down. He said there would be different factors involved. He said the one time they sold more tickets without the Rush to the Resch incentive they had local teams and it was a perfect storm. Mr. Lucius asked if incentivizing tickets sales is increasing room nights. How many people are they bringing into the community and is there a good way to measure that. There may be a different way to incentivize this. He wanted to know if this program really brings people to the community.

Sen. Cowles asked if there is evidence of what happened in the past events. Mr. Everts said the room night sales do show a pickup. There are some teams that don't use their allocated rooms. They might drive back and forth because it's cheaper. In the early years he felt the bigger schools never won their semi-final games. All the Rush to Resch winners never came back for the championship game so room nights were lost. They have no control over this.

Mr. Lucius said it sounds like there's some data they could get on room nights for this week going back through the years and compare weeks before the tournament was here. It's great

to have Hortonville in the tournament but the people that attended probably didn't stay the night. Mr. Everts said the Hortonville girls team did stay in their rooms because they wanted the experience. However, the families probably didn't stay overnight.

Chair Weycker asked if the tournament was held in Madison previously to coming here. Mr. Everts said that was correct with the girls basketball. The volleyball tournament was held in other cities different years. They are in renewal discussions and are renewed up to 2025 and will start those conversations to see what WIAA wants to see and how long they are looking at renewing.

Sen. Cowles asked what brought the tournament to Green Bay. Mr. Everts said it was the formation of the Big 10 hockey conference that caused the displacement. The college wanted to ensure the Kohl Center would be available for more hockey games. Mr. Webb approached Discover Green Bay to try to get the tournament here. The District funded the campaign to get them here early on. They got the event and then had to figure out how to sell more tickets without doing the media buys. They put the schools in charge of promoting the sales rather than relying on placing ads.

Sen. Cowles asked if the schools were excited about the Rush to the Resch program. Mr. Everts said they were very excited to find out it would be continued in 2021 after Covid. He feels once they come to renew the event, they could brainstorm new ways or more ways to keep them here.

Mr. Graul agreed that Madison decided to displace the tournament and Green Bay swooped in. Mr. Lucius said that Green Bay wasn't the only one trying to get the tournament. Mr. Everts mentioned that Oshkosh was also trying to get the tournament.

Mr. Weininger said that what Mr. Graul said makes sense. He stated he was part of the original group involved in pitching Green Bay to WIAA. It is important to engage the schools because if you don't have school engagement they won't want to come here. This is important to bolster support for kids to come to Green Bay vs Milwaukee or Madison which he feels is one of the key reasons to keep this funding going.

Mr. Everts said they also do other things beyond Rush to the Resch. He said they hang welcome signs and many other things to generate the schools' enthusiasm to come to Green Bay.

Mr. Vande Castle agreed with Mr. Weininger and added that back when this was first discussed it was understood that this wasn't going to be a big driver of heads in beds. If you think about the process, high schools don't want kids staying in hotels overnight. They take buses back and forth. It is the parents and families that stay overnight. But it's the school incentivization that drives that. The parents have a reason to come here. That was always the focus – to bring parents overnight and support the schools and spend time in the community.

Ms. Weycker said the games start pretty early in the morning so they probably like to stay close.

Mr. Galvin mentioned that when the tournament was in Madison the parents were chaperones for the students staying in hotels. He asked if there was a way to sell more rooms to parents because they like to have fun after the game while the kids sleep.

Mr. Everts said they can track hotels rooms through the codes WIAA assigns to the hotels. He said that some parents prefer to stay with the team and some prefer not to stay at the same hotel. He said some parents want to stay at the Radisson Casino but they can't use the hotel for the teams. Some groups stay there post event. He said there was discussion about upping the reimbursement for each player as incentive to stay and that's on their wish list.

There was no further discussion.

A VOTE WAS TAKEN ON THE PREVIOUS MOTION MADE BY BARBAR DORFF AND SECONDED BY BILL GALVIN TO APPROVE THE FUNDING REQUEST OF \$32,000 FOR THE 2024-25 WIAA GIRLS BASKETBALL TOURNAMENT AND BOYS AND GIRLS VOLLEYBALL TOURNAMENT. Motion carried unanimously.

Mr. Weininger asked if Discover Green Bay knew if the two events approved at the last meeting were coming to Green Bay. Mr. Everts said Ms. Ulatowski told him it is looking very positive for the hockey group and the horseshoes group hasn't made a decision. They will reach out as soon as they know something.

Mr. Graul said it would be helpful for all of us to have updates on things that are not for sure and where they stand.

Chair Weycker stressed the importance to keep generating funds to bring these events to the area during these slow times.

8. MARCH/APRIL/MAY 2023 FINANCIAL REPORTS

Mr. Dworak presented the financials. There are three months' worth in your packet. He focused on the cumulative May report. The first page on 8-32 is a consolidated summary of the District's accounts. Key items of note with variances. There was a bowl event that was in the budget as an assumption back in December. That's not happening as we know so that's out. The ticket user fees show some significant turnover again this year so that user fee has increased quite a bit and we've added about \$1.5 million to the Capital Projects Fund which will be discussed when reviewing the statement a little bit later. Then there are the adjustments in the miscellaneous which is just interest adjustments and projections sitting here at the end of May. So right now things line up with what the plan was with regard to budget with no unusual expenses or items through May.

There were no other questions on financials.

A MOTION WAS MADE BY KEITH LUCIUS AND SECONDED BY BARBARA DORFF TO APPROVE THE FINANCIAL REPORTS. A vote was taken. MOTION CARRIED.

9. DIRECTOR'S REPORT

Mr. Dworak presented the Special Revenue Fund statement that ties all the revenues and expenses as of the end of May – including the special events amount - \$1.28 million which is then offset by some of the commitments on the books to get down to \$730,000 as of today in that account.

He presented the 2022 final O&M reimbursement request submitted by the Team in May. He asked if the Board had any questions.

Mr. Graul asked what is and what isn't O&M. He thinks of things to keep the building maintained – but he sees expenses like fleece hats, arm bands and jackets. He asked how that is part of the fund. Mr. Dworak said the definition in the Lease is very broad and doesn't specifically narrow anything to being in for the infrastructure of the facility. It's very broad to include anything related to the operations and maintenance of the complex. That seems to include staff uniforms for outdoor weather or any number of things that pertain to operations of the facility. The Lease language was very broad in that regard.

Mr. Graul wondered why escorting the visiting team is an expense for taxpayers and not the tenant. He appreciated the detail but he asked about a file cabinet as an entry item. He asked why the taxpayers would pay for that and not the tenant. Mr. Dworak reiterated that the definition of what was eligible is very broad and not specifically narrowed to only in regard to the infrastructure. It was basically a category that was all O&M related expenditures.

Mr. Weininger asked if this was a portion of expenditures and they could just swap out other expenses and they could have just picked out different things to account for these expenses. Mr. Dworak agreed.

Mr. Graul argued that was neither here nor there. This is the official document and if John Q Public wants to know what his tax dollars are paying for this lists it. It doesn't fully jive with what most folks think about a lease/tenant relationship. It seems we're paying for things that seem beyond maintaining and operating the facility. It seems it's used to pay for games. Mr. Dworak said the District is funding O&M expenditures at the Lambeau Field complex. Again, that definition was very broad and has historically been interpreted to be very broad as it relates to what is eligible for reimbursement.

Sen. Cowles said that could be a discussion for the Lease and perhaps they could tighten up the language. Mr. Dworak said they could pick a couple of these categories and take them out and there's another \$20 million worth of O&M on their income statement every year. Mr. Weininger agreed and said it is like a budget and they could submit everything that goes to their core operations. They just have to submit a proper document. It looks poorly if someone from the public sees they are paying for someone's hat or cabinet as opposed to bricks and maintenance. The reality is they have so many expenditures. Mr. Graul mentioned they are listing parking passes.

Chair Weycker asked if the original amount spent was \$55 million and the reimbursement was \$13 million. Mr. Dworak said that in the financials presented at the Team's Shareholders meeting the O&M expense line item was about \$30 million – which is already net of the \$13 million. That is probably the correct amount. There's far more there. He gets the point in terms of why the hats or office chairs are listed. That interpretation since the inception of the Lease and the definition of what expenditures are in there is how we've gotten to where we are today. They can certainly have a conversation with the Team about what they submit and if there are certain other categories that fit the bill of maintenance of the facility.

6-6

Mr. Graul said Sen. Cowles makes a good point about lease discussions and extending it he feels this is important to clarify what role the Stadium District Board, which is the taxpayers, has in paying for what happens in this facility. Right now it seems it is very broad and maybe a little nebulous as to what that is or isn't.

Ms. Dorff asked to clarify something. Would the District still end up paying the same amount of money and they would just change out categories of expenses. Mr. Dworak feels they are picking categories they feel relate to the operations of the facility. Ms. Dorff said if they list jackets they could substitute something else.

Mr. Graul said they don't know that by looking at this list.

Mr. Vande Castle said this is not the first time this has been an issue. The hang-up has been how the term operations has been defined. Maintenance is pretty clear under the Lease. What does operations run to – the stadium or the Packers operations. Sometimes they are blended but you have to look at separating these out between what is maintenance which is the traditional definition of maintenance but it gets spread out when it comes to operations. It's always been a point of discussion over the years from time to time. If it's not maintenance, it goes to the operations side. It's how it's defined in the Lease.

Mr. Graul said that was part of his argument. He thanked the Team for the information and feels it allows the Board to come to a reasonable conclusion about what makes sense and as a Board he feels that should be their charge. Mr. Dworak added that the \$13 million going back and \$8 million is being generated by ticket tax that is generated at football events that flows through the District as required by the Lease. Really the public sales tax funds are only \$5.3 million of that total for the year. Mr. Graul said that taxpayer money built the place, and we can't forget that. Mr. Dworak agreed.

Sen. Cowles asked about the \$19,000 Collins – City of Green Bay expenditure in the list on page 9-6. Mr. Dworak said he can go back to the Team and ask – it seems to be a game day police category.

Mr. Galvin mentioned that Doug Collins is head of security for the Packers. Mr. Lucius noted the next page listed another \$24,000 to Collins.

Chair Weycker asked Mr. Dworak to check on those line items and get a better definition. Mr. Dworak agreed he will follow up on the Collins line items. He asked if there were any other questions or comments. There were none.

Mr. Dworak presented the User Fee Statement which is referred to as the Capital Projects Fund. It is available for capital projects and the Team makes a request during the budget process but there's been nothing done for couple years due to a low balance. The Board wanted to keep a \$2 million balance for anything that comes up. The last couple years, user fee turnover added \$1.5 million to the fund bringing the balance to over \$5.5 million and pretty close to where it will end up end of year. There are still a couple more batches of refunds.

Chair Weycker asked what this fund is used for. Mr. Dworak said the Team last requested funds for the early concession upgrades – possibly the grab n go concept. That was at least three years ago.

Mr. Dworak reported on the brick and tile sales. He presented April year to date numbers which are trending down a little – probably at 60% of last year at this time. The bricks sales go into the 8257 Fund to help fund O&M expenditure reimbursement each year. Some of the numbers could be related to timing or other things. Chair Weycker mentioned that the numbers usually increase near Christmas. Mr. Dworak agreed.

Mr. Kaszubowski presented the First Quarter 2023 Maintenance Report. He stated that page 9-40 summarizes activities relative to both preventative and demand maintenance. There were 500 tasks completed which is consistent with past numbers. They completed all the life safety inspections such as the fire protection system and taking care of the generator testing after the season. They performed bowl restoration and railing repair, started on the finishes and cleanup of the suites, and started preparing concourses which will be discussed in the capital projects report.

Mr. Kaszubowski reported the Team adopted a new computer maintenance system software program. It allows their workers to have an app – so if someone notices something they can enter that information using a phone app that ties into the CMMS. It takes the notebook and paper out of the equation. When Sigma performs the annual assessment, they will be able to use same exact system and shorten up the timeframe when things get manifested into work orders. This was a nice accomplishment. The Packers talked about planned activities for the second quarter activities which will be precast pressure wash and sealing. They will be helping football operations move to their new facility. They are about a third of the way and they got hung up on some of the capital projects.

There were no questions for Sigma.

Mr. Dworak asked Mr. Kaszubowski to report on the construction projects update. He reported they were three areas of investment. They will be finishing out the scoreboard project which will be done for the season. There will be a huge, very robust investment on concourse upgrades that are currently taking place on the upper level. These are more robust than what happened on the lower level. There will be grab and go facilities but front facing opportunities for people who just want a beverage so they won't have to wait. They are repainting the concourses and it looks great. They have some new LED boards that are mounted on some steel structures that expand from the exterior of the building to the interior of the bowl – new steel painted yellow with wayfinding and videoboards on them. The third piece is to finish out the Team facility.

The rest of the investment for the coming year is comprised with replacing the wireless system and some refrigeration equipment in the concession areas which were old and dated. The fans in the atrium will be replaced as well. The control systems that are more security driven to avoid hacking by people on the HVE systems which is mandated by the NFL is also on the books for fiscal year 2024. Another big year of investment for the Team.

Mr. Lucius was wondering if the Team could give the District a document listing these projects. It's nice to have something and know what the Team's projects are in the facility the District is responsible for. He feels they should be aware of the plans because long term the District will be responsible for maintaining this facility. He would like to see a list and costs associated with the projects.

Mr. Kaszubowski mentioned that they just met with the Team this morning, but Mr. Dworak offered to follow up with a list of projects. Mr. Lucius said he has been asked a lot about the parking lot and lack of availability for the activities across the street. He said they'd like to know that beforehand and be able to discuss it with others.

Mr. Kaszubowski said he should have mentioned the rush to finish the Team facility for training camp. At the same time they move everyone to the new facility, they will move all the construction related equipment from the lot. Mr. Lucius said he just would have liked to know more about the projects.

Mr. Dworak agreed and will make sure it is on the top of his list when meeting with the Team. It would be nice to be aware of what's happening. Mr. Kaszubowski added that they mentioned the plans for other spaces that will be vacated and more work on the concourse improvements. Those plans will be impacted to some extent by the Draft in 2025. If the Draft in 2025 occurs in April and the NFL will have some requirements, maybe one of those they don't want to see is any kind of construction occurring at the facility during that time. Future plans might be hard to give updates on until they figure out what the NFL will want in place.

Mr. Lucius just wants to get some communication about the projects taking place to share with community members.

There were no other questions for Mr. Kaszubowski.

Mr. Dworak reported on the remaining 2023 dates which are the same as reported previously. He had had no other matters.

Mr. Popkey offered to discuss some of the questions on the expenditures and offer some clarity. He will take back to those involved and have discussions as they are submitted for reporting. With respect to projects, he stated they really haven't had regular presentations but thought it could be made an annual presentation to the Board. Mr. Lucius thought a recap of projects would be nice to have as well to see how much is being spent as well. Mr. Popkey agreed and mentioned the football facilities are nearly a \$100 million project. Since redevelopment the Team has funded \$600 million in the facility improvements. Some of that is football stuff. The concourse improvements and scoreboards amounted to \$20 million but another \$20 million was spent on retrofitting for the boards. He said between all those projects they spent about \$200 million in the last couple years. He feels they can present projects as a running total and keep the Board better informed. They will pick a date to discuss with the Board at a meeting annually.

Mr. Popkey mentioned they have more plans for the main level concourse and other ideas but as they move forward with discussions with the City and extending the Lease they are kind of tapping the breaks and don't want to make improvements that extend beyond the Lease.

Mr. Popkey said the Draft may influence construction based on what the NFL decides. There has been an initial meeting with mostly hotel people and the league with Discover Green Bay. Chair Weycker asked if they have a date for the draft yet. Mr. Popkey said they don't and may not know date until the 2024 Draft. Everything is booked for the three weeks that are possible – the last weekend in April to mid-May.

Mr. Kaszubowski said the scoreboards and all the production on the backend of it and what it takes to produce that was a significant cost. Mr. Popkey agreed and they are testing the boards. The production room that drives the boards was a fairly significant cost.

Sen. Cowles asked if Mr. Popkey was able to talk about the death of the construction worker. Mr. Popkey said that is with the contractors right now and is being investigated. Mr. Popkey said their

thoughts are with the family of the individual and the construction teams. It was very tragic and it's under investigation, however work has continued.

There were no other questions for Mr. Popkey.

A MOTION WAS MADE BY BARBARA DORFF AND SECONDED BY BILL GALVIN TO APPROVE THE DIRECTOR'S REPORT. A vote was taken. MOTION CARRIED UNANIMOUSLY.

10. DISTRICT STAFFING – SIGMA CONTRACT

Mr. Dworak said he mentioned back in December that the current amendment to the contract for Sigma to provide staffing and maintenance monitoring services expires at the end of this year. In talking with the Chair and Vice-Chair he asked if he could put this item on the agenda to extend that out and assure the District Board that there was a plan in place to continue staffing the District. Sigma proposed a five-year extension of that agreement. In part just to send a signal from Sigma to the District Board that they are committed to being here in support of the District and it gets them beyond the window of some funding commitments right now as it relates to special events like the Draft and getting beyond 2027 since thinking about doing it for another three years it would have landed right in the middle of that time frame. Therefore, they proposed the extension to 2028 and thinks the staffing model has been in place for a while allows some great flexibility as it relates to staffing up if we need to and spending more time on it or pulling back if there's not a need for that as well. It also allows us to have Mr. Webb and Mr. Kuehl in the background to help advise and retaining their knowledge for as long as necessary and they are willing to do. The current contract gives the District and the Board a 60 day window to terminate the contract if for some reason the situation around the District changes or Sigma staffing changes And that termination clause remains in the amendment. He said they enjoy this part of the process and being involved in this project. They've worked to continue to transition the knowledge and continue to support the District.

Sen. Cowles mentioned the 2021 contract said \$122,000 and there's no mention of an amount in this amendment. Mr. Dworak mentioned that contract amendment was submitted in December right as they were adopting a budget for the following year. Rather than putting in a specific dollar amount – he put in the process they are already doing right now. Sigma submits an annual budget and staffing plan at the December meeting of each year. That fluctuates a little bit based on the staffing needs. The \$122,000 is actually \$130,000 for this amendment.

Chair Weycker said, in other words, it is negotiable when you do the budget. Mr. Dworak said the amount is subject to the budget.

There were no other questions.

A MOTION WAS MADE BY MARK GRAUL AND SECONDED BY SEN. COWLES TO APPROVE THE SIGMA CONTRACT SECOND AMENDMENT. A vote was taken. MOTION CARRIED UNANIMOUSLY.

11. OTHER MATTERS AUTHORIZED BY LAW

Mr. Vande Castle mentioned the District got served a year or so ago for a claim by a lady who had a fall. We got that notice of claim because we're a governmental body and any time somebody wants to sue a city or any kind of governmental body, they have to give them a notice before they start a file. We went through the process of denying that claim and turned it over to the insurance company to work with them to go through the denial process. He and Pat Webb worked with the District's insurance company and provided notice to the attorney for the lady that was injured in that slip and fall. He said that the District really isn't involved in this and that at the very least the Packers would cover these kinds of things. He said they thought it was resolved but they started a lawsuit and they named the District as plaintiff which is what counsel will do. They'll name everybody under the sun. They also named the City, Brown County and he doesn't know why they didn't name Ashwaubenon, but they named everybody else they could think of. It was filed earlier this year and was turned over to the Team and its insurance company. In late April, the Team's insurance company was able to get the District, the County and the City dismissed. That lawsuit still ongoing but we are no longer a party to that. He mentioned you could look it up on CCAP. It shows cases that are pending, and the District's name pops up first so for some reason it's still on there, but we've been dismissed now since late April and it doesn't involve us anymore. The Team's insurance carrier is taking care of the whole thing.

Mr. Vande Castle mentioned a second thing that just came up, today. The Cubs were sued in state court by a couple of fans for not having a fully ADA compliant stadium. That case got dismissed and the court found that the stadium had taken appropriate steps to work with the ADA requirements. There is still a federal case pending along the same lines that just hasn't moved forward. But that one's a little bit more of a concern because it's dealing with more of what the requirements are under the ADA for large venues for compliance and what they have to provide. There have been a couple of directly related lawsuits years ago here that really never went anywhere, but this one seems to be moving a little bit forward. So that's something to keep an eye on. He said that, again, that would be something the Team's insurance carrier would cover. He said any type of liability associated with the maintenance and operation of the facility is covered by the Team under the Lease terms. The District still has coverage for it through our insurance carrier, but we have very limited coverage because of the Lease requiring the Packers to have the liability for such matters.

12. MOTION TO ADJOURN

A MOTION WAS MADE BY MARK GRAUL AND SECONDED BY KEITH LUCIUS TO ADJOURN THE MEETING. A vote was taken. MOTION CARRIED UNANIMOUSLY.

The meeting adjourned at approximately 3:30 P.M.

Respectfully submitted,



Diane Roskom
Administrative Specialist