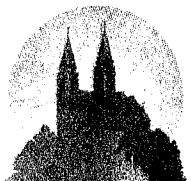


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NASCAR
NACSAR next?
Danica Patrick may be the next open-wheel racer to try her hand at stock cars ▶ Page B8

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Work on dog park at Rolfs Park progresses

Agreement with private group to develop, maintain 10-acre site needs council's OK.

By **DAVE RANK**
Daily News Staff

Preparations to open a 10-acre dog park on the west side of West Bend next year continue on schedule.

The city's Park and Recreation Commission last month

Library Board wants a lawyer

Outside legal advice will be sought on e-mail, open records

By **DAVE RANK**
Daily News Staff

The West Bend Library Board will consult with a pri-

vate attorney to clarify what rights individual board members have to shield their private e-mail accounts from open records requests made by the public.

Eight members of the Library Board, including the four newly appointed Monday, met in a special session and unanimously voted for the legal consultation, revealing a rift between the board and City Attorney Mary Schan-

ning. "We're looking for information. We're not trying to hide anything," said Barbara Deters, Library Board chairman. "We've been getting conflicting information."

In a meeting with Deters and board member Patti Geidel earlier this week and an e-mail Wednesday, Schanning discouraged the board members from taking such action, stating the Library

Board is a committee of the city and not legally a separate entity. As city attorney, Schanning said, she provides free legal counsel.

Since February, when the dispute over books found in the Young Adults section of the West Bend Community Memorial Library began, the Library Board has been involved in four open records requests asking for e-mails discussing library business,

Deters said. Library Board members do not have city e-mail accounts, although they've asked for them, Deters said, so they use personal e-mail accounts when discussing the library. Without another computerized option available to them, she said, "It is our duty to use those (personal) accounts to do library business."

Please see **LIBRARY/A7**

You're lookin'

Daily



FROM THE FRONT

Library: Legal advice sought

The last open records request did not mention the Library Board, asking for e-mails from library staff, the mayor, the Common Council and others.

Schanning, who has stated open records requests should be complied with as broadly as possible, interpreted the use of the word "staff" to include the Library Board, Deters said.

"We turned (personal e-mails) over," the Library Board chairman said.

However, opinions garnered from other attorneys, Deters said, in particular from the Wisconsin Department of Public Instruction (DPI), and the "Trustee Essentials: A Handbook for Wisconsin Public Library Trustees" published by the DPI, the word "staff" is defined as paid employees, not volunteer members of the Library Board.

Library Board members need to have a way to protect their private e-mails, Deters said.

"The public has a right to make open records requests," she said. "But we have a right to our privacy. Where is that line?"

"I really would like to get at least another perspective," said board member John Aynesworth.

"I'm not comfortable handing over all my personal e-mails as part of my duties on the library board," said Patti Geidel.

Deters said she would consult with an attorney on the

subjects of protecting personal e-mails from public scrutiny, First Amendment rights, and the interpretation of compliance with open records requests.

Deters said she expected the consultation would consist of one meeting with the attorney, about an hour in length. Then she would report back to the Library Board and schedule another meeting with Schanning to discuss what she learned.

The cost of the consultation would be about \$250, Deters said, with the money coming from funds that have been donated to the library over the years.

Also attending the meeting was board member Kathryn Engelbrecht, and the new members appointed by Mayor Kristine Deiss and approved by the Common Council Monday, James Fowler, Douglas Rakowski, Judith Schaar and Alderman Richard Lindbeck.

Lindbeck did suggest that the Library Board take its questions to the state's attorney general's office. But Deters said she was concerned their request would have a low priority and she would like to have the question answered in a more timely fashion.

Library Director Michael Tyree said Thursday's Library Board meeting was properly announced. The legal requirement is that a public meeting should be noticed no less than 24 hours in advance.

Dolly: A family affair

dialogue together, and we can just work on getting it to really flow."

And just like their 20-year marriage, this journey has worked out "swell." The duo, along with Sophia, have rehearsed four nights a week since April.

"We help each other out.

Who and what? In a matter of

spend time with each other and to appreciate the gifts they've got to give," Paykel said.

For Christine Pollnow, of Kewaskum, it's another

opportunity to work with her dad since this musical requires a number of men. The two have shared the stage

RECORDS

LOTTERY

Thursday
WISCONSIN

SuperCash: 13-18-26-28-33-

38

Doubler: No

Pick 4: 3-1-5-4

Pick 3: 0-4-2

Badger 5: 9-11-16-17-29

ILLINOIS

Pick Three-Midday - 9-7-8;

Pick Three-Evening - 1-9-7; Pick

Four-Midday - 4-6-0-8; Pick

Four-Evening - 3-1-2-4; Little

Lotto: 7-23-30-33-39.

DIVORCES

Cauwels, Rose M., West Bend; Cauwels, Brian J., West Bend.

Comyne, Kelly M., Hartford; Comyne, James J., Hartford.

Dye, Katie Marie, West Bend; Schatz, Christopher

Michael, West Bend.

Henke, Lisa Jane, West

Bend; Henke, Chris Eugene,

Kewaskum.

Holmes, Maryanne B., West

Bend; Homes, Lee Roy, Temple,

Tex.

Jacobson, Nicole L.,

Hartford; Jacobson, Anthony,

Hartford.

Juarez, Abby Anne, Hartford;

Juarez-Martinez, Julio Cesar,

Mexico.

Konrath, Lisa L., St. John,

Fla.; Konrath, Jeffrey L.,

Allenton.

Martin, Jacqueline J., West

Bend; Martin, Lawrence J.,

Kewaskum.

McLaughlin, Eric R.,

Hartford; McLaughlin, Lacey L.,

Hartford.

Sanchez, Jodi Bogadi,

Hartford; Sanchez, Miguel,

Durango, Mexico.

Savage, Deanna M.,

Cedarburg; Savage, Frank, West

Bend.

Schaller, Michelle Renai,

Richfield; Schaller, John

Joseph, Richfield.

Schroeder, Diane J.,

Kewaskum; Schroeder, Douglas

J., Hartford.

Sinjakovic, Dyla Yvonne,

West Bend; Sinjakovic, Thomas