

TOWN OF EAGLE  
REGULAR TOWN BOARD MEETING  
JUNE 18, 2003  
MINUTES

Mr. Wilton called the meeting to order at 8:05 p.m. and led the Pledge of Allegiance.

Present: Wilton, Burton, Malek, Orchard, Kwiatkowski. Also present: Atty. Adelman, Treasurer Pasterski, Clerk McMillan.

Minutes- Motion by Burton, seconded Orchard by to approve the minutes from May 21, 2003 as presented. Motion carried.

Clerk's Report- Several applications for bartender's licenses from Eagle Springs Golf Resort were presented for approval. Motion by Wilton, seconded by Orchard to approve the license renewal for Kaycee Pakula. Motion carried. Motion by Kwiatkowski, seconded by Wilton to approve the license renewal for Robert Wennesheimer. Motion carried. Motion by Orchard, seconded by Wilton to approve the license renewal for Suzanne Lindholm. Motion carried. Motion by Malek, seconded by Wilton to approve the license renewal for Holly Wehrhahn. Motion carried. Motion by Kwiatkowski, seconded by Orchard to approve the license renewal for Barbara Kumprey. Motion carried. Motion by Kwiatkowski, seconded by Malek to approve the license renewal for Kelly Jean Collins. Motion carried. Motion by Kwiatkowski, seconded by Malek to approve the license renewal for Michele Collins. Motion carried. Motion by Kwiatkowski, seconded by Malek to approve the license renewal for Joseph Braund. Motion carried. Motion by Kwiatkowski, seconded by Malek to approve the license renewal for Luanne Ervin. Motion carried. Motion by Kwiatkowski, seconded by Malek to approve the license for Sarah Hansen. Motion carried. Motion by Kwiatkowski, seconded by Wilton to approve a temporary license for Suzanne D'Amico with proof of enrollment in beverage server's class. Motion carried. Motion by Kwiatkowski, seconded by Wilton to approve a temporary license for Sandra Braund with proof of enrollment in beverage server's class. Motion carried.

Treasurer's Report- May receivables were \$19,614.06. Total held in all accounts as of 5/31/03 was \$649,265.36. Motion by Burton, seconded by Malek to accept the treasurer's report as presented. Mr. Pasterski researched the coverage on municipal bank accounts and found that between the federal and state insurance, an aggregate amount of up to \$600,000 is covered for each bank used, so protection is adequate. Discussion followed regarding cemetery maintenance costs. Motion by Kwiatkowski, seconded by Malek that an accounting of maintenance money coming out of the cemetery account be shown on a semi-annual basis. Motion carried.

Fireworks, Eagle Springs Lake- Mr. Pasterski inquired as to permit requirements for fireworks that are planned for July 5 on the lake. Atty. Adelman advised that per state statute, the fireworks would not be legal without approval from the Town Chairman.

Library- Barb Jatzak reported the date for the WCFLS meeting to be held in Eagle was changed to June 30. The board was updated on summer programs. Long range planning continues. Mrs. Jatzak inquired as to the possibility of an impact fee designated to the library for capital improvements.

Lake Management/Lake Patrol- Officer Nork gave the monthly report. Traffic on the lake was light last month. Dates for the boater safety class have been set. Tom Day reported the dry hydrant will be installed on June 20. The Town Board was invited to attend the special Lake Management District meeting on July 15, which will include a tour of the lake.

Sheriff's Dept.- No representative present.

Claims- Claims totaling \$91,618.85 were reviewed. Motion by Kwiatkowski, seconded by Burton to approve payment of the claims. Motion carried.

Kettle Moraine Days- A request for a donation for the Kettle Moraine Days parade was received. Motion by Kwiatkowski, seconded by Malek to donate the same amount as last year (\$500). Motion carried 4-1.

Cemetery- Cemetery Sexton Rick Harthun submitted his letter of resignation. Motion by Burton, seconded by Malek to accept the resignation with the conditions as written in his letter. A replacement will need to be found. Mr. Pasterski advised arrangements need to be made to move a grave that was placed inaccurately at Jericho Cemetery. Mr. Wilton will handle.

Negotiations Committee- Mr. Wilton stated the member appointments to the committee regarding Fire Dept. personnel issues will not be made at this time. As required by ordinance, a special joint meeting of the full Town and Village boards was scheduled to be held to discuss the disputed issues on June 23 at 7:30 p.m.

Fire District- Mr. Malek inquired as to an outdoor landscaping maintenance program at both the Municipal Building and the Fire Dept. Mr. Burton will contact the Chairman of the Building Committee regarding the maintenance for the Municipal Building. Dennis Sudbrink offered to handle the same for the Fire Dept.

Park & Recreation- Mr. Malek distributed a copy of the budget summary report. Village payment amounts are being verified for accuracy. A copy of the Village's audit will be requested. Rec programs are going well.

Roads- The letter of insurance was received from Wolf Paving. Mr. Burton stated he has collected \$1170 for culvert and utility permits.

Industrial/Business Park- Mr. Orchard reported the Zoning Code Amendments Ordinance was reviewed at the last Planning & Zoning Commission meeting. The Town Planner was instructed to compare the section regarding the Industrial Park with the Business Park regulations submitted by the committee. Public hearing for approval of the amendments will be held on July 7.

Garbage/Recycling- No report.

Weeds- Mr. Burton suggested consideration be given to raising the fee charged when the Town has to mow weeds when violators do not comply with the weed cutting notices. The issue will be on next month's agenda.

Conditional Use Violation Enforcement- Independent Inspections' fee to carry out conditional use inspections would be \$29 per hour. Discussion followed regarding frequency of inspections. Motion by Kwiatkowski, seconded by Orchard to hire Independent Inspections to do conditional use inspections at \$29 per hour and to inspect at the direction of the Town Board. Motion carried 3-2.

Mr. Malek was excused at 9:19 p.m.

Zoning Map Review- Members of the Town Board and Plan Commission should come into the Town Hall and review the updated zoning map as prepared by the Town Engineer.

Ordinance to Limit the Number of Applications-Atty. Adelman explained the proposed ordinance, which would limit the number of applications for the same request to once a year per person, firm or association for permits, variances, rezones, land divisions and all matters requiring authorization from or allowing an appeal to a Town committee, commission or board. A public hearing must be held before approval of the ordinance due to zoning code applications. The hearing will be held at the July Town Board meeting.

Eagle v. Eagle Settlement Agreement- Atty. Adelman reviewed the Ruekert-Mielke draft of the well guarantee agreement. #2 regarding wells in the potential zone if impact providing history of well and pump maintenance and water levels was never discussed by the board before insertion in the agreement. Cost of the requirement of gathering static water level data could be a concern. Mr. Kwiatkowski will research. The grievance committee is not referred to much, which Atty. Adelman believes is inconsistent with what the Village wants. She further advised not to agree to #9, which states the Village will not accept responsibility for irrigation wells. The agreement will be put on the agenda for the June 23 special meeting.

Attorney's Report- Atty. Adelman updated the board on the Stiglitz case. The Town won both the motion for stay of the removal of vehicles while the appeal is pending, and the motion for the Sheriff's Dept. to be allowed to accompany the building inspector to remove the vehicles. A letter was sent to Western Eagle Auto Salvage giving 30 days to correct violations. Regarding the violations on the Kestly property, 3 tickets are outstanding with a trial set for September. Motion by Kwiatkowski, seconded by Burton to direct Martin Montoya to deny the Kestly's building permit for failure to pay forfeitures. Motion carried.

Chairman's Report- Mr. Wilton reported on actions taken by the Eagle Village Board, including a resolution regarding the dispute over the recent hiring of the new full-time employee for the Fire Dept. Mr. Wilton presented a letter responding to those actions and summarizing the sections of the ordinance that relate to the matter. His opinion is that neither the Village

President nor the Village Board have the authority to terminate the employment of the newly hired Firefighter-EMT. Discussion followed. Mr. Wilton advised the board he may be out of town in upcoming weeks. Motion by Orchard, seconded by Kwiatkowski to appoint Tom Burton to serve as Town Chairman if Mr. Wilton is gone. Motion carried.

Motion by Kwiatkowski, seconded by Burton to adjourn at 10:05 p.m. Motion carried.

Sally McMillan  
Town Clerk