

TOWN OF EAGLE
REGULAR TOWN BOARD MEETING
JUNE 16, 2004
MINUTES

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

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

Minutes- Motion by Orchard, seconded by Malek that the minutes from May 19, 2004 be approved as mailed. Motion carried. Motion by Orchard, seconded by Malek to approve the minutes from May 24, 2004 as mailed Motion carried.

Clerk's Report- - Four "Class B" Intoxicating Liquor and Fermented Malt Beverage License applications were brought before the board for renewal at the following locations: Brookwood Inn, W343 S10206 Highway E; Eagle Springs Golf Resort, W352 S10355 Tuohy Road; Eagle Spring Pub, W345 S10463 Highway E; and House in the Woods Auction Gallery, S91 W37851 Antique Lane. One "Class A" Intoxicating Liquor and Fermented Malt Beverage License application was submitted for renewal: Gillette's Country Store, S101 W34414 Highway LO. Motion by Orchard, seconded by Malek to approve the license for the Brookwood Inn. Motion carried. Motion by Orchard, seconded by Wilton to approve the license for Eagle Springs Golf Resort. Motion carried. Motion by Malek, seconded by Burton to approve the license for Eagle Spring Pub. Motion carried. Motion by Burton, seconded by Malek to approve the license for House in the Woods Auction Gallery. Motion carried. Motion by Burton, seconded by Wilton to approve the license for Gillette's Country Store. Motion carried. Applications for operator's licenses were also presented for approval. Brookwood Inn- Renewals: Motion by Burton, seconded by Kwiatkowski to approve the licenses for Doreen Skrepenski, Dionna Brooks, Carolyn Piasecki and Dawn Hadden. Motion carried. New: Motion by Orchard, seconded by Malek to approve the license for Rita Michalski. Motion carried. Motion by Orchard, seconded by Malek to deny the license for Kevin Kieliszewki. Motion carried. Eagle Springs Golf Resort- Renewals: Motion by Wilton, seconded by Orchard to approve the licenses for Micky Collins, Luanne Ervin, Barbara Kumprey, Suzanne Lindholm, Kaycee Pakula, Jackie Buchberger, Tina Thomas, Suzanne D'Amico, Kelly Collins and Sandra Braund. Motion carried. New: Motion by Wilton, seconded by Malek to approve the licenses by Mary Kroeze, and Catherine Kosmicki, and approve Arian Salasari pending completion of the class. Motion carried. Eagle Spring Pub- Renewals: Motion by Malek, seconded by Orchard to approve the license renewals for Josephine Long, Sandra Fisher, Jennifer Massman, Dana Dentice, Angela Bahr and Kali Howell. Motion carried. New- Motion by Burton, seconded by Malek to deny the license for Theresa Quednow until completion of the class. Motion carried. House in the Woods- New: Motion by Malek, seconded by Orchard to approve the license for Adam Seitz. Motion carried. Gillette's Country Store- Renewals: Motion by Malek, seconded by Burton to approve the licenses for Geraldine Mehlberg, Karen Einer, Pamela Hudson, Ann Lamb, Eric Weier and Stephanie Edelis. Motion carried. Regarding the upgrade on the citation software (COPERS) and the related training, information will be sought as to why this program is required, and if the DNR might reimburse the Town for the upgrade. A donation request was received for the Kettle Moraine Days Parade. Motion by Malek, seconded by Orchard to donate \$500. Motion carried 3-1, with Burton opposed.

Library- Alison Senkevitch reported on last month's library events including classroom visits, a community reception, story hours, coffee hours, the summer reading program, an open house, and a visit from the Governor's wife.

Treasurer's Report- May receivables were \$15,279.38. Total held in all accounts as of 5/31/04 was \$648,453.70. Motion by Burton, seconded by Malek to approve the treasurer's report. Motion carried.

Claims- Claims totaling \$46,045.77 were reviewed. Motion by Orchard, seconded by Burton that the claims be paid. Motion carried.

Eagle's Aire Restrictions Amendment- Mr. and Mrs. Bob Bohmann along with Atty. Brad Dagan were present to request an amendment to the Declaration of Restrictions for Eagle's Aire Subdivision, with respect to roofing materials. An error was made in the construction of the Bohmann's home and shingles with a 30 yr. lifespan rather than 40 yr. shingles were installed. They have obtained signatures from 70% of the lot owners in the subdivision as is required for amendments. Some Town Board members were concerned that a representative from the Homeowner's Assn. was not present. According to Mr. Bohmann, the President of the Homeowner's Assn. stated that it was not the Association's responsibility to request the amendment. After further discussion, a motion was made by Orchard, seconded by Burton to approve the change to the Declaration of Restrictions for Eagle's Aire. Motion carried 3-1, with Malek opposed. Documentation with the lot owners' signatures will be supplied for Town records.

Sheriff's Dept.- Regarding the numerous accidents on Highway 67, the procedure to seek payment from the Dept. of Transportation for costs for emergency services were discussed. Motion by Orchard, seconded by Malek to charge the DOT. Motion carried.

Lake Management/Lake Patrol- Officer Dennis Nork reported details for the boater safety class are still being worked out. Patrol report was submitted and reviewed. There were 28 hours of patrol time from May 16 – June 13, with eight citations issued. Lake Management President Tom Day reported that treatment of Mary's Bay will be pursued in the fall. Ordinance #04-06 to Regulate Parking on Private Property was presented for approval. Atty. Adelman explained this ordinance would allow enforcement of parking violations on Wambold Road by the Town Lake Patrol and anywhere in the Town by the Waukesha County Sheriff's Dept. Penalty amounts for citations were amended to include a \$50 bond for the second offense. Motion by Orchard, seconded by Malek to adopt the ordinance as presented including the change. Motion carried.

Fire Department/Fire Commission- The Fire Chief had no report. Atty. Adelman will complete minor changes to the Fire Commission ordinance.

Eagle's Preserve Developer's Agreement- Tom McAdams was present regarding requirements/changes to the Developer's Agreement for Eagle's Preserve Subdivision on Markham Road. Discussion was held pertaining to the board's preference to leave the road gravel for the first year. Motion by Orchard, seconded by Wilton to leave gravel through the first winter, and that the Town will plow the road, and that building permits can be issued. Motion carried. Discussion followed regarding the warranty/guarantee period. On page 4, #12, as on page 5, #14, the board agreed to change the warranty period from two years to one year from date of acceptance of the roads by the Town. On page 7, the last paragraph was changed. After "and the Town..." The words "shall be responsible thereafter" replaces the previous wording. Motion by Wilton, seconded by Burton that the Developer's Agreement be accepted with the changes that were made. Further discussion: On page 8, #24, wording was changed after "Town Engineer;" to "streets have been rough graded, graveled and approved." Motion then carried.

Ordinance Regarding Joint Municipal Employees- No action. The issue will be on next month's agenda.

Weeds- The Weed Commissioner has issued fifteen weed notices.

Park & Recreation- No report.

Business Park- Mr. Wilton reported the last lift of asphalt should be going on soon. Problems in Phase One are being worked on.

Garbage/Recycling- No report.

Roads- Regarding the Wilton Road project, Mr. Wilton suggested a three ft. section of asphalt be added near the Swinging W Ranch where there have been problems with the shoulder frequently washing out. He will obtain cost estimates. The matter will be put on the agenda for the July 6 meeting.

Personnel Policies- Mr. Wilton, Mr. Kwiatkowski and Ms. McMillan will meet as a committee to work on personnel policy issues.

Attorney's Report- Regarding the Stiglitz case, Atty. Adelman is taking steps to prevent forfeitures from being wiped out by Mr. Stiglitz's recent filing for Chapter 13 bankruptcy. Discussion followed as to the DNR's authority and lack of action to address the environmental concerns caused by the conditions on this property.

Chairman's Report- None. Committee appointments will be made at a later date.

Motion by Orchard, seconded by Malek to adjourn at 10:05 p.m. Motion carried.

Respectfully submitted,

Sally McMillan
Town Clerk