

TOWN OF EAGLE
REGULAR TOWN BOARD MEETING
JULY 21, 2004
MINUTES

Mr. Wilton called the meeting to order at 8 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 by Malek that the minutes from June 16, 2004 be approved as presented. Motion carried. Motion by Kwiatkowski, seconded by Orchard to approve the minutes from July 6, 2004 as presented. Motion carried.

Town Lot Bid Opening- Four purchase offers/bids ranging from \$50,000 to \$75,001 were received for the lot located on Bennington Drive being sold by the Town. Attorney Adelman briefly reviewed the high bid received from Brett and Nancy Sadler. Contingencies were that the lot be buildable and contaminant-free. Motion by Burton, seconded by Orchard that the high bid be accepted if there are no reasons for problems with the bid. After further discussion, Mr. Burton then amended his motion, moving to accept the high bid with the purchaser furnishing a survey, and that the designation of an easement be included on that survey, and if this is not done, then the bid will be rejected. The motion failed for lack of a second. A motion was then made by Malek to make a counter offer of \$80,000, and to clear up all the language about the easement and the survey. That motion also failed for lack of a second. Motion by Wilton, seconded by Orchard to table. Motion carried 4-1, with Burton opposed. Other ideas for bringing about the sale will be discussed at a later date.

Clerk's Report- Several applications for bartender's licenses were presented for approval. Brookwood Inn: Motion by Wilton, seconded by Kwiatkowski to approve the license for Debra Wright. Motion carried. For Eagle Spring Pub: Motion by Wilton, seconded by Kwiatkowski to approve the license for Marnie Stang. Motion carried. Motion by Kwiatkowski, seconded by Wilton to approve the license for Christine Koprowski. Motion carried. Motion by Burton, seconded by Orchard to approve the license for Theresa Baltz. Motion carried. For Gillette's Country Store: Motion by Kwiatkowski, seconded by Malek that the license for Kristin Hudson be denied. Motion carried. Regarding the upgrade on the citation software and the related training, it was discovered that the Joint Municipal Court does not require the use of the software. Possible reimbursement by the DNR for a portion of the cost would be at a depreciable rate. The issue will be on the agenda when the committee for the court meets in August or September. Motion by Burton, seconded by Orchard to table until more information is available. Motion carried.

Claims- Claims totaling \$123,919.82 were reviewed. Weed commissioner Don Ward explained the bill for \$1240 for a labor-intensive weed cutting project on the Houk property on CTH CI, which could not be done by machine due to equipment and debris strewn throughout the property. The cost for no parking signs will be billed to the Wambold Road account. Motion by Kwiatkowski, seconded by Malek that the claims be paid. Motion carried.

Library- Alison Senkevitch reported 191 children attended the Summer Reading Program. Budget preparation has started. Discussion followed as to the possible impact of the improvement to the Mukwonago Library on our library, crossover-borrowing concerns, and future consideration of an addition to our library. Mr. Kwiatkowski suggested that Ms. Senkevitch write an article for the next Town newsletter outlining how taxes are affected when residents use other libraries.

Lake Management/Lake Patrol- Officer Dennis Nork gave the monthly Lake Patrol report. Incidents and activities during 28.5 hours of patrol time from June 15 – July 11 were described. 15 citations and 14 warnings were issued. Boater Safety Class will be held from 8/6 – 8/9. Tom Day reported that a groundwater workshop will be held on 8/9. Discussion followed regarding a possible lake tour for board members.

Treasurer's Report- Mr. Pasterski reported June receivables were \$47,553.48. Total held in all accounts as of 6/30/04 was \$649,980.27. The six-month budget report showed expenditures of \$496,100, which is 48.9% of the budgeted amount for 2004. Information and comparisons regarding Town subdivisions, assessments, equalization, building permits and population were presented. Motion by Orchard, seconded by Kwiatkowski to approve the treasurer's report. Motion carried.

Fire Department/Fire Commission- The Town's contribution of \$5500 as required by the awarding of the 2003 FEMA grant is due. Motion by Kwiatkowski, seconded by Orchard to approve. Motion carried. Chief Steinbach reported that the cost for the SCBA's purchased with the grant money was less than anticipated. The extra funds were used to obtain several new items. Fire Dept. membership also contributed toward the new equipment. Atty. Adelman received a letter saying the Village Board approved the Ordinance to revise the composition of the Fire Commission. Motion by Kwiatkowski, seconded by Orchard to approve the revised ordinance for the Fire Commission. Motion carried.

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

Weeds- Covered during claims.

Park & Recreation- Next committee meeting will be held on July 22.

Eagle Auto Salvage License Renewal- Atty. Adelman advised that by ordinance, application for renewal of the license for salvage operations must be brought before the Town Board for approval annually. It was clarified this is just for continuation of the existing operation. Motion by Burton, seconded by Orchard that the license be granted. Motion carried.

Garbage/Recycling- Mr. Kwiatkowski has received the recycling grant application, which is due in October.

Business Park- Mr. Wilton stated the final lift of asphalt on the roads in the Industrial Park needs to be done. Direction to the Town Engineer to prepare a report in connection with that roadwork will be discussed at a special meeting on August 2.

Roads- Repairs were called for in some areas of the paving project on Wilton Road.

Attorney's Report- Regarding the Stiglitz case, a preliminary hearing was scheduled on the motions concerning his bankruptcy filing; however, it will likely be rescheduled due to the passing of the bankruptcy trustee.

Chairman's Report- Committee appointments will remain the same as last year. Appointments to the Fire Commission will be made next month.

Closed Session- Mr. Wilton announced the closed session. Motion by Malek, seconded by Orchard to go into closed session per Wis. Stats. 19.85(1)(g), to confer with legal counsel who is rendering oral or written advice concerning strategy to be adopted with respect to litigation in which the Town is likely to become involved relating to open records requests. Roll call vote was taken: Wilton- yes, Burton- yes, Malek- yes, Orchard- yes, Kwiatkowski- yes. The motion carried. After returning to open session, a motion was made by Orchard, seconded by Wilton to assert attorney/client privilege. Motion carried unanimously.

There being no further business, a motion was made by Orchard, seconded by Kwiatkowski to adjourn at 10:09 p.m. Motion carried.

Respectfully submitted,

Sally McMillan
Town Clerk