

TOWN OF EAGLE  
REGULAR TOWN BOARD MEETING  
AUGUST 18, 2004  
MINUTES

Mr. Wilton called the meeting to order at 8 p.m. and led the Pledge of Allegiance. He also announced the addition of Cemetery Fence Painting and Well Grievance Committee Appointment to the agenda, which he stated he posted on 8/17/04.

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

Minutes- Motion by Burton, seconded by Orchard that the minutes from July 21, 2004 be approved as printed. Motion carried. Motion by Burton, seconded by Malek to approve the minutes from August 2, 2004. Motion carried.

Clerk's Report- Three applications for bartender's licenses were reviewed. For Eagle Spring Pub: Motion by Wilton, seconded by Kwiatkowski to approve the license for Theresa Quednow. Motion carried. Motion by Kwiatkowski, seconded by Burton to approve the license for Dana Gruber. Motion carried. For Eagle Springs Golf Resort: Motion by Kwiatkowski, seconded by Malek to approve the license for Dana Syring. Motion carried. Ms. McMillan and Betty Eckstein will be attending training for Chief Election Inspectors prior to the Primary Election on 9/14. Ms. Eckstein will be stepping down as Chief after the 2004 elections. A replacement will be sought to also participate in the training.

Treasurer's Report- Mr. Pasterski reported July receivables were \$445,359.47. Total held in all accounts as of 7/31/04 was \$964,735.17. Motion by Kwiatkowski, seconded by Malek to approve the treasurer's report. Motion carried.

Claims- Claims totaling \$518,370.58 were reviewed. Motion by Burton, seconded by Malek that the claims be paid. Motion carried.

Sheriff's Dept.- No report.

Library- Alison Senkevitch reported attendance for the Summer Reading Program increased this year. Library has a part-time job opening. Local schools have been contacted for networking purposes. Preparations for the 2005 budget will be completed by October. **Resolution 04-03** To Exempt the Town from Federated Library Tax was presented for approval. The resolution states that the Town will budget at least \$0.2629 per thousand of its equalized value for the 2005 library fund. Motion by Kwiatkowski, seconded by Orchard to approve the resolution. Motion carried.

Lake Management/Lake Patrol- Officer Dennis Nork gave the monthly Lake Patrol report. Incidents and activities during 33 hours of patrol time from 7/12 – 8/9 were described. Fifteen citations and 21 warnings were issued. Boater Safety Class went well, with 25 students attending. A new part-time officer was recommended to be hired. Motion by Malek, seconded by Wilton to hire Craig Konopski as Lake Patrol officer. Motion carried. Tom Day relayed information on the groundwater flow in the Mukwonago River; monitoring is planned. A grant for river protection will allow for water sampling five times per year for three years, in order to study nutrient loading. Discussion followed regarding aquifers and water levels.

Fire Department/Fire Commission- Chief Jeff Steinbach reported that a grant for \$43,344 for the Fire Dept. was approved by the Federal Emergency Management Agency. The grant will be used for purchase of a "Survive Alive House" for fire safety education, and for other items relating to fire prevention. A new program paid for by the department's members called "File of Life" will provide medical information to emergency services personnel. Five new members have joined the department in the last two months. Mr. Wilton announced Brian Rudy and Margo Morner as his Town resident appointments to the Fire Commission. Motion by Burton, seconded by Orchard to approve. Motion carried. Mr. Wilton clarified Ms. Morner's term will be through 5/05; Mr. Rudy's term will be through 5/06. Chief Steinbach inquired about the commission member to be appointed from the Town Board. Mr. Wilton stated it would be himself. Motion by Burton, seconded by Orchard to approve Don Wilton. Motion carried. Term shall be for one year per the ordinance. Chief Steinbach expressed concerns on behalf of the Fire Dept. membership regarding the Fire Commission, citing a recent no-confidence vote. He stated it would be difficult to move the department forward while any former members remain on the commission. Atty. Adelman pointed out the Town

Board has followed through with establishing and cooperating with the resolution committee, including adopting a new ordinance, even though this took away some of the powers of the Town Board. Mr. Burton added that 75% of the funding for the Fire Dept. comes from the Town, and someone with experience is needed to help manage that money. Discussion followed regarding non-member use of equipment and liability matters. Mr. Kwiatkowski recommended a meeting to resolve the unsettled issues between the Town Board and the Fire Dept.

Park & Recreation- Mr. Malek reported things are running smoothly. Budget information should be available for next meeting.

Garbage/Recycling- No report.

Business Park- The Town Engineer was asked to prepare a report in connection with the roadwork as discussed at the special meeting on 8/2.

Roads- Salt for the winter season has been contracted.

Town Lot on Bennington Drive- Atty. Adelman advised a court order vacating the lot as a park would be needed before the lot can be sold. She will file the necessary paperwork.

Ordinance Regarding Joint Municipal Employees- Mr. Wilton stated he and the Village President have discussed addressing procedural issues regarding joint employees at a joint Town and Village Board meeting.

Ordinance Regarding Town Board Powers in Emergencies- Atty. Adelman explained the provisions of the ordinance, which would give the Town Board the power to take certain actions to provide services in emergencies such as war, flood, blizzards, etc. A motion by Burton to adopt the ordinance was made, seconded by Orchard. After discussion about a possible similar ordinance, the motion was rescinded. Atty. Adelman then examined Town Ordinances to ascertain if a similar ordinance was already on the books. She later advised there was not. The motion by Burton to adopt the ordinance was then resubmitted. Second by Orchard was still in effect. Motion carried.

Well Committee Appointment- Mr. Wilton made a recommendation to appoint Steve Muth as the Town's representative to the Well Grievance Committee. Motion by Kwiatkowski, seconded by Malek to approve Steve Muth for the Well Committee. Motion carried.

Cemetery Fence Painting- Mr. Wilton has received complaints regarding the cemetery fences. Mr. Orchard was asked to obtain a quote for painting.

Culvert Ordinance- Atty. Adelman explained the provisions of the ordinance, which would disallow the use of concrete over culverts in the road right-of-way. A motion to adopt was made and rescinded by Kwiatkowski. Discussion and citizen input followed. Motion by Kwiatkowski, seconded by Malek to table and rewrite, and to include a waiver provision allowing the landowner to assume responsibility for repairs. Motion carried.

Attorney's Report- Atty. Adelman appeared in bankruptcy court regarding the Stiglitz case, asking that their plan for reorganization be denied. Judge wants the Town to apply for the stay to be lifted, which would allow the removal of the vehicles in violation from the property.

Chairman's Report- A letter of resignation from Town Supervisor Tom Burton effective 9/1/04 was read into the record. Mr. Burton is relocating. Mr. Wilton then presented Mr. Burton with a plaque in appreciation of his many years of service.

There being no further business, a motion was made by Kwiatkowski, seconded by Malek to adjourn at 9:30 p.m. Motion carried.

Respectfully submitted,

Sally McMillan  
Town Clerk