

TOWN OF EAGLE
REGULAR TOWN BOARD MEETING
OCTOBER 20, 2004
MINUTES

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

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

Minutes- Motion by Kwiatkowski, seconded by Orchard to approve the minutes from September 15, 2004 with the correction of Mr. Malek being shown as "excused" rather than "absent". Motion carried. Motion by Orchard, seconded by Kwiatkowski to approve the minutes from September 22, 2004 as printed. Motion carried.

Clerk's Report- The contract renewal for Humane Society services was received, with no increase in cost. Motion by Kwiatkowski, seconded by Malek to renew. Motion carried. Two bartender's license applications were received. For Gillette's Country Store- Motion by Orchard, seconded by Malek to approve the bartender's license for Delani Gempler. Motion carried. For Brookwood Inn- Motion by Wilton, seconded by Kwiatkowski to approve the license for Melissa Prodoehl. Motion carried. A request for a donation was received from the Palmyra-Eagle Community Band. A motion was made by Orchard to donate \$100. Motion failed for lack of a second. Motion by Kwiatkowski, seconded by Malek to donate the same as last year (\$300). Motion carried 3-1. Regarding the election, heavy turnout is anticipated. Deadline has passed to appoint additional election inspectors for this year. Proper procedure to have extra help on Election Day will be discussed with the County Clerk.

Treasurer's Report- Mr. Pasterski reported September receivables were \$11,577.72. Total held in all accounts as of 9/30/04 was \$575,731.53. Motion by Wilton, seconded by Malek to approve the treasurer's report. Motion carried. Budget report showed town expenditures of \$788,405 at the end of the third quarter, which is 77.8% of the amount budgeted for 2004.

Sheriff's Dept.- Mr. Wilton thanked Deputy Jody Kropp for attending the meeting.

Claims- Claims totaling \$141,787.77 were reviewed. Motion by Kwiatkowski, seconded by Malek to approve the claims. Motion carried.

Library- Director Alison Senkevitch reported on library programming and events. Three local students then gave a presentation regarding an upcoming fundraising campaign that their Lego League robot team is coordinating. Money raised will finance several items to make the library more accessible to people with disabilities. Goal is \$7000 for these items. A donation was requested. Discussion followed. Motion by Kwiatkowski, seconded by Malek to guarantee a \$500 donation, and cover 50% of the shortfall (if goal not met). Motion carried.

Lake Management/Lake Patrol- Officer Charles Braeger gave the final Lake Patrol report for the season. Violations this year were down. Eighty-two percent of all citations were issued to non-lake residents. Mr. Malek commended the Lake Patrol for their efforts. Lake Management District President Tom Day proposed a solution to eliminate the freezing of the dry hydrant; cost would be \$1050. He also asked the board to consider regulations concerning lot mergers, vegetative buffers, and height restrictions. Regarding the lake speed limit issue, the Lake Mgmt. Board recommended against imposing speed limit restrictions at this time, but would like more input from the Lake Patrol in the future. Motion by Orchard, seconded by Wilton to split the cost of the covering for the dry hydrant 75/25 with the Lake Management District. Motion carried.

Fire Department/Fire Commission- Chief Steinbach reported on Fire Prevention Week activities. A table will be set up on Election Day for recruiting volunteers. Daytime coverage at the Fire Department is working out well.

Park & Recreation- No report.

Cemetery Fence Quotes- Quotes obtained for painting of cemetery fence at Jericho Cemetery came in over \$7000. Replacement cost proposed by Century Fence would be \$4974. Motion by Kwiatkowski, seconded by Orchard to go ahead with the Century Fence proposal for replacement at the cemetery. Motion carried.

Town Board Vacancy- Board would like to interview interested town residents. Some residents expressed an interest, but had not seen the notice until today. Deadline will be extended and an ad will run again in the Mukwonago Chief. Interviews will be held in November.

Budget Hearing- Motion by Wilton, seconded by Orchard to hold the budget hearing at 7:30 p.m. on 11/17/04. Motion carried.

Garbage/Recycling- Mr. Kwiatkowski reported that the recycling grant application has been submitted.

Business Park- Mr. Pasterski was asked to help provide tax key/parcel information to the Town Engineer for his initial report regarding the road completion. Mr. Wilton stated he has not heard anything further regarding the property owners getting the work done on their own (without special assessment.) Apparently, L. Chapman had a bid prepared by a private contractor to send to the affected property owners. It was reiterated that avoiding the special assessment process would require 100% participation of the affected property owners and payment up front.

Roads- Mr. Wilton has not heard further from the County regarding adjustments to the road right-of-way on South Shore Drive. He will call for status.

Ordinance 04-08 to Disallow Concrete over Culverts- Revisions to the ordinance were prepared by Atty. Adelman. Concrete over culverts would be allowed only with a permit, and property owner having responsibility for replacement if there are damages. Discussion followed. Motion by Orchard, seconded by Malek to adopt Ordinance #04-08. Motion carried.

Correspondence: Clerk's Salary- It was acknowledged that correspondence was received from a town resident regarding the legality of the clerk's salary increase as approved in 2002. Mrs. Adelman's opinion is that the increase was done legally, and a letter was sent to the town resident to that effect.

Attorney and Chairman's Reports- None.

Closed Session- A motion was made by Kwiatkowski, seconded by Orchard to go into closed session per Wis. Stats. 19.85(1)(g), to confer with legal counsel concerning strategy with respect to litigation in which the Town of Eagle is involved. Roll call vote was taken: Wilton- yes, Malek- yes, Orchard- yes, Kwiatkowski- yes. The motion carried. After reconvening into open session, a motion was made by Kwiatkowski, seconded by Orchard to have the Town Attorney proceed as discussed in closed session. Motion carried unanimously. Town resident Steve Muth asked for an explanation of the subject matter of the closed session. It was clarified this was regarding the Stiglitz case.

There being no further business, a motion was made by Kwiatkowski, seconded by Malek to adjourn at 9:53 p.m. Motion carried.

Respectfully submitted,

Sally McMillan
Town Clerk