

TOWN OF EAGLE  
REGULAR TOWN BOARD MEETING  
DECEMBER 15, 2004  
MINUTES

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

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

Minutes- Motion by Kwiatkowski, seconded by Malek to approve the minutes from November 17, 2004 as presented. Motion carried.

Clerk's Report- A bartender's license application was received from Eagle Springs Pub for approval. Motion by Wilton, seconded by Orchard to approve the bartender's license for Erica Dishaw. Motion carried. The Palmyra-Eagle Community Band sent a card expressing thanks for the Town's recent donation.

Treasurer's Report- Mr. Pasterski reported November receivables were \$88,138.94. Total held in all accounts as of 11/30/04 was \$493,177.04. Motion by Orchard, seconded by Malek to approve the treasurer's report. Motion carried.

Claims- Claims totaling \$52,464.45 were reviewed. Motion by Kwiatkowski, seconded by Rasmussen to approve payment of the claims. Motion carried.

Sheriff's Dept.- No update.

Lake Management/Lake Patrol- Tom Day reported dry hydrant materials have come in, but the work is not yet completed. A mishap at the public boat launch caused some flooding. Eagle Fire Dept. and other volunteers were acknowledged for their assistance in dealing with the incident.

Fire Department/Fire Commission- Mr. Wilton reported an injunction was served due to the lawsuit filed against the Fire Commission by the Village of Eagle. The names of three more people to add to the list of part-time paid personnel were submitted by the Fire Chief for approval. Discussion followed regarding limits on the number of hours worked, scheduling restrictions, and retirement benefit concerns for the department's paid staff members. Motion by Kwiatkowski, seconded by Malek to have the Fire Chief provide a report of hours accrued by each individual to the Fire Commission on a monthly basis. Motion carried. Motion by Orchard, seconded by Malek to approve the hiring of Jeff Nelson, Heather Nelson and Linda Fejnas. Motion carried.

Houk Rezone- Mr. Wilton explained changes to the ordinance to rezone the Houk property on CTH CI were requested by Waukesha County staff. The requirement for driveway relocation should be removed and the condition that a certified survey map be prepared for the site should be added. Motion by Wilton, seconded by Rasmussen that the ordinance be changed to accommodate the County's wishes. Motion carried.

Park & Recreation- No report.

Garbage/Recycling- No report.

Business Park- The park is getting closer to full capacity.

Roads- Mr. Wilton explained an engineering error has caused water drainage issues at the entrance of Eagle's Preserve subdivision. The Town Engineer has requested that the curb and gutter be taken out to allow water to flow to the catch basin. At this point, water is accumulating on the road after rain. Freezing in winter could cause potential ice hazards. The Town's engineer and the developer's engineer disagree on the solution to the problem.

Motion by Kwiatkowski, seconded by Malek not to allow a drawdown on the letter of credit until the intersection and the other grading is brought up to the Town Engineer's specifications. Motion carried.

Eagle Meadow Farms- Developer Dave Cass was present to request that building permits be allowed on lots 13, 14 and 15 in Eagle Meadow Farms subdivision on Little Prairie Road. The Town Engineer would not authorize, due to gravel issues. Discussion followed regarding liability for emergency vehicles getting stuck. The Town Engineer apparently also wants the north entrance and the east end of the south road blocked off until Spring. Motion by Kwiatkowski, seconded by Orchard to table until clarification is obtained from the engineer; since dual access is needed. Motion carried.

Holding Tank- An application for a holding tank was received from Fred Powers for his property on Tuohy Road. Motion by Kwiatkowski, seconded by Malek to approve subject to the Treasurer receiving the check for the bond. Motion carried.

Town Lot on Bennington Drive- Planning for the sale of the Town-owned lot was discussed. Legal requirements have been met. It was suggested that the whole board participate in determining the minimum bid. Motion by Kwiatkowski, seconded by Malek to table setting a minimum bid until comparable sale prices are obtained. Motion carried. Mr. Pasterski will call the assessor for assistance.

Chairman's Report- Mr. Wilton listed his choices for election worker appointments as follows: Jessica Chamberlain and Nada Moeller to share duties of Chief Election Inspector, with Ms. Chamberlain generally acting as Chief, and Ms. Moeller in her absence; Betty Eckstein, Trudy Rupp, Fern Wambold, Dick Moeller, Nancy Burton, Cheryl Gunkel, Barbara Ribbich, Ann Barker, Cindy Hranicka, Margo Morner and Barbara Jatzczak as Election Inspectors. Motion by Kwiatkowski, seconded by Orchard to approve. Motion carried.

Library- Director Alison Senkevitch reported on the latest children's library event, the Polar Express. A summary to help patrons understand library funding has been prepared. The fundraising campaign for the proposed improvements to make the library more accessible to people with disabilities has raised \$5448 so far. The Eaglebots Lego League robot team is coordinating the project, and received a trophy for best overall project at a recent state tournament. A grant was received from Waukesha County for Spanish resource materials for the library.

Attorney's Report- No report.

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 or may become involved, specifically the Village of Eagle, Stiglitz and Cresca cases. Roll call vote was taken: Wilton- yes, Malek- yes, Orchard- yes, Kwiatkowski- yes, Rasmussen- yes. The motion carried. The board reconvened into open session at approximately 9:24 p.m. Motion by Kwiatkowski, seconded by Rasmussen to have the Town Attorney hire a surveyor to verify the location of the chainlink fence on the Cresca property, to assure that it does not encroach onto Lot 1. Motion carried unanimously. Motion by Orchard, seconded by Malek to remove the vehicles and the junk from the Stiglitz property. Motion carried unanimously. Motion by Wilton, seconded by Orchard to deny the claim of the Village at the advice of our insurance company. Motion carried unanimously.

There being no further business, a motion was made by Kwiatkowski, seconded by Malek to adjourn at 9:26 p.m. Motion carried.

Respectfully submitted,

Sally McMillan  
Town Clerk