



TOWN OF EAGLE  
REGULAR TOWN BOARD MEETING  
June 19, 2013  
APPROVED MINUTES

Chairman Kwiatkowski called the meeting to order at 7:00 p.m.

Present: Chairman Kwiatkowski; Supervisors Davis, Malek, Rasmussen, and West. Also present: Town Clerk Pepper, Town Treasurer Pasterski, and Recreation Director Blonien.

Open Meetings Law – Clerk Pepper verified that the Open Meeting law requirements have been met.

Agenda – A motion was made by Supervisor Rasmussen, seconded by Supervisor Malek to approve the agenda. Upon voice vote, motion carried.

Minutes- Motion by Supervisor Malek, seconded by Supervisor Davis to approve the minutes of the Regular Town Board Meeting of May 15, 2013. Upon voice vote, motion carried with Chairman Kwiatkowski abstaining. A motion was made by Supervisor Davis, seconded by Supervisor Malek to approve the June 12, 2013 Board of Review minutes. Upon voice vote, motion carried.

Clerk's Report- Clerk Pepper presented the Accounts Receivable Summary Report and the Budget Report.

Treasurer's Report- Treasurer Pasterski presented the May, 2013 report. Savings balance as of 4-30-13 was \$207,046.46. Total cash was \$656,781.10. A motion was made by Supervisor Rasmussen, seconded by Supervisor Malek to approve the Treasurer's Report. Upon voice vote, motion carried.

Claims- Claims totaling \$61,294.67 were reviewed. A motion was made by Supervisor Malek, seconded by Supervisor Davis to approve the payment of claims. Upon voice vote, motion carried. Supervisor Rasmussen requested that collection of McMillers delinquent account be added to next month's agenda.

Recreation Department – Supervisor Davis reported that the Recreation Committee met solely for the purpose of discussing the food booth for Kettle Moraine Days. The department is looking for volunteers to work the burger stand. Please contact Recreation Director Blonien if you can help.

Chairman Kwiatkowski reported that the recreation department is at 56.6% of their projected income. In response to Chairman Kwiatkowski, Recreation Director Blonien explained that fall soccer, flag football, and basketball registration periods are all coming up. Recreation Director Blonien reported that the activity guide is finished and is ready to go to the printer. She explained that the guide will be printed on the less expensive paper.

A motion was made by Chairman Kwiatkowski, seconded by Supervisor Rasmussen to approve the claims as presented. Upon voice vote, motion carried.

Lake Management District –Supervisor Malek reported that the Lake Management District Board met last night. Supervisor Malek referred to the May 25 – June 15 Lake Patrol Report submitted by Sergeant Nork. Supervisor Malek read that “Police Officer Charles Braeger officially retired on June 8, 2013. He has been a police officer since 1965 with an exciting career in law enforcement. Having gone through the race riots of the 60’s, to the many life changing events while being on the Milwaukee Police Department. There was no fanfare when he left here, no party or celebration, just a thank you for serving the lake community. He was the force behind Sergeant Nork coming on board the lake patrol and for Sergeant Nork to keep up “his” traditions and ways to work together with lake residents and Town Board. His humor and caring will be greatly missed and leave a void that cannot be filled. Good luck “Charlie” and thank you from all of us!” Lake Management District Chairman Tom Day stated that the Lake Patrol Officers have been “well-taken care of” by the Lake Management District.

Lake Management District Chairman Tom Day reported that they have been battling Eurasian Milfoil this year, putting in ten (10) and twelve (12) hour days; the carp count is now 164, with no tagged carp being caught last month; the Lake Management District is working on their budget draft for their annual meeting; and Pete Jensen has submitted an inspection and operation maintenance plan to the Department of Natural Resources (DNR). John Mann added that Pete Jensen saved the Lake Management District money by drafting this document himself, rather than having to hire a professional. Lake Management District Chairman Day reported that Nick Wambach is heading up the abatement assessment and demolition of the cottage on the property that the Lake Management District just purchased on the ski channel.

Sheriff’s Report- No report.

Library – Chairman Kwiatkowski reported that he received an e-mail from Library Director Chase stating that the Joint Finance Committee passed a resolution a few weeks ago regarding the County Library Levy Exemption for Joint Libraries. It specifies that notwithstanding current law requirements, municipalities participating in a joint library are exempt from the county library levy, provided the municipal library levy is maintained at no less than the average of the last three years.

Fire Department/Fire Commission/Municipal Building– Supervisor Rasmussen reported that the Municipal Building Committee decided that Village Public Works Superintendent Steve Deegan will do weed control around the municipal building. Town Public Works Superintendent Tom Betts repaired the electrical outlets and covers in the municipal building. Supervisor Rasmussen added that the electricians need to come back and fix the wiring on the Town Hall office air conditioning install.

Chief Heim reported that there has been no change in the department’s utility bill, even though they changed over to high efficiency lighting. He stated that he contacted Wisconsin Focus on Energy and they will be coming next Wednesday to assess why their energy costs continue to soar. Wisconsin Focus on Energy is willing to do assessments for any of the municipal offices and library, as well as anyone. These assessments will continue until the grant money is exhausted.

Supervisor Rasmussen reported that there were seventeen (17) total calls for the month; eleven (11) were medical; four (4) were fire, and two (2) were EMS.

Speed limit signs and children at play sign for Betts Road – J.R.Rupinski’s request for additional signage – Mr. J.R. Rupinski explained that he moved into his house on Betts Road in December of 2011 and his children have come close to being hit twice by speeding cars. Mr. Rupinski explained that he has talked to some of his neighbors who thought the speed limit on Betts Road was 45 mph, when in actuality it is 35 mph. Mr. Rupinski stated that additional signage might be the answer. Chairman Kwiatkowski responded that he investigated the issue and the town is in compliance with state regulations. Chairman Kwiatkowski explained that the best bet would be to contact the Waukesha County Sheriff’s Department and request extra patrols. Neighbor’s calling the Sherriff’s Department may also help. Chairman Kwiatkowski explained that Betts Road once had a 45 mph speed limit but due to traffic, the speed limit was reduced to 35 mph. In regards to the request for children

playing signage, to allow one person to install signage could create a proliferation of signs and people still may not comply. Supervisor West suggested recording what times of the day the speeding is occurring. Giving the Sheriff's Department this information will allow them to radar during these target times. Chairman Kwiatkowski stated that he, on behalf of the Town, will contact the Sheriff's Department requesting more patrol.

Renewal of Class B Combination Alcohol Beverages Licenses – A motion was made by Supervisor Rasmussen, seconded by Supervisor Davis to approve the Class B Combination Alcohol Beverages Licenses for Eagle Springs Golf Resort, Eagle Spring Pub, Inc., Eclectic Ingredients/Brookwood Inn, and Kettle Moraine Ranch, Inc., contingent that all outstanding bills are paid. Upon voice vote, motion carried.

Renewals of Class A Combination Alcohol Beverages License – A motion was made by Chairman Kwiatkowski, seconded by Supervisor West to approve the Class A Combination Alcohol Beverage License request of Cornerstone Filling Station. Upon voice vote, motion carried.

Operator's License requests – A motion was made by Supervisor Davis, seconded by Supervisor Malek to approve the Operator's Licenses requests of Kelly Edwards, Connie Bauer, Kelly Bolli, Elisabeth Looper, Sally Reich, Christopher Schiferl, Dionna Krall, Kathy Upton, Luanne Ervin, Samantha Boushley, Stephanie Miller-Day, Sandra Wollenhaup, Chris Hinz, Mary Kroeze, Jessica Ivory, Dayna Costello, Lynette Carpenter, Abby Westendorf, Alyssa Weitkuhn, Ann Salentine, Faith Salentine, Meghan Mitten, Austin Kramer, Olivia Yorton, Sam McCarthy and James Scrima, contingent upon successful completion of the Alcohol Awareness Course and clean record checks. Upon voice vote, motion carried.

Saddle Ridge Farms Special Assessment – Chairman Kwiatkowski reported that the Town Engineer has recommended that Saddle Ridge Drive be resurfaced and provided the Board with the estimated cost. In addition, Chairman Kwiatkowski reported that he asked the engineer to check state statute and provide the Board with state law bidding requirements. Bidding must take place when the project will exceed \$25,000. The projected cost for asphalt is \$31,000, engineer costs at \$11,000 and an additional 25% contingency cost. The Town Board can move forward by adopting the preliminary resolution that is presented tonight. The next step is for the engineer to report the condition of the road. Next comes the public hearing and then adopting the final resolution and placing the expenses for the second lift on all the properties that front Saddle Ridge Drive. The preliminary cost, not including the engineer expenses is around \$30,000.

Chairman Kwiatkowski explained that the total cost for the project will be split among the properties and that amount will be placed on the tax bill as a special assessment. Discussion followed regarding the differing opinion of the Town attorney on recoverable funds. Chairman Kwiatkowski explained that if the Town does nothing, the road will continue to deteriorate and it will cost more to repair. In addition, the burden should not be placed on all of the taxpayers because the developer is not complying with the Developer's Agreement. Chairman Kwiatkowski read the preliminary resolution into the record.

A motion was made by Supervisor West, seconded by Supervisor Malek to adopt Resolution 13-01, a preliminary resolution declaring intent to levy special assessments under municipal police power pursuant to Wis. Stats 66.0703. Upon voice vote, motion carried. . Upon voice vote, motion carried.

Rapacz Family Reunion and Graduation Party – A motion was made by Supervisor Rasmussen, seconded by Supervisor West to approve the request for fermented malt beverages at their graduation picnic to be held at the Town Park on Saturday, July 20, 2013 from 2:00 p.m. to 10:30 p.m. Upon voice vote, motion carried.

Report on Recent Village Board Meetings – Supervisor Davis reported that the Village Board held their regular meeting on Thursday, June 13, 2013. Supervisor Davis reported that the Village heard a presentation from I-Compass, a company whose software creates electronic packets. The cost is \$5,000 for the first year; \$2,000 per year after, not including the cost of I-Pads. The company projected that the Village would see a seven (7) to nine (9) month payback, due to the reduction in paper and printing. Supervisor Davis reported that the Village Board renewed all of the liquor licenses, which included three (3) special events at Suhmer's Saloon. Supervisor Davis reported that Knuckleheads requested approval for an outdoor acoustical band on Saturday, August 31<sup>st</sup>.

The Board denied the event because Knuckleheads is in a residential area and the Board did not want to set a precedent. Owner Melissa Dooley asked for reconsideration and was told to individually ask those who voted against the request why they voted against it. Supervisor Davis reported that the Eagle Business Association was present to talk about a Beautification Strategic Plan and requested a Village Board member to sit on the committee. President Spurrell volunteered if he is available. Supervisor Davis reported that, by resolution, the Southeastern Wisconsin Regional Planning Commission is looking for Village endorsement of their plan. This item was tabled for further review. Lastly, Supervisor Davis reported that a small section of South Street will be top coated this year and the Village approved an advisory referendum resolution.

Garbage & Recycling –Supervisor Rasmussen reported that the Town should be receiving the recycling grant money sometime this month. Treasurer Pasterski reported that the money did arrive in the amount of approximately \$8,000.

Business Park – No report.

2013 Road Program – Supervisor West explained that if the engineer is proposing 30% of the project cost as his fees for engineering, that would account for half of the road budget.

Discussion ensued regarding the deteriorating road conditions on sections of Markham Road and Nature Road. Supervisor West explained that the crack and spot sealing alone for Nature Road is \$13,000. The paving cost for the dip in Nature Road is projected at \$6,500 and \$39,500 at the end of Nature Road. The cost for the crack and spot sealing on Betts Road is \$9,000. Discussion took place on which projects would the Town need the Town Engineer. Chairman Kwiatkowski stated that the engineer would definitely be needed for the Markham Road project and any project with drainage or wetland issues. Chairman Kwiatkowski stated that he and Supervisor West will meet with the Town Engineer and will report back to the board with their recommendations.

Chairman's Report – Chairman Kwiatkowski reported that he intends to propose creating an ordinance that would ban the sale of fireworks in the Town of Eagle at the next Town Board Meeting.

Public Comment – None.

There being no further business on the agenda, a motion was made by Supervisor West, seconded by Supervisor Malek to adjourn at 8:24 P.M. Upon voice vote, motion carried.

Lynn M. Pepper  
Eagle Town Clerk