



TOWN OF EAGLE
REGULAR TOWN BOARD MEETING
October 16, 2013
APPROVED MINUTES

Chairman Kwiatkowski called the meeting to order at 7:00 p.m. and recited the Pledge of Allegiance. Open Meetings Law requirements have been met.

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

Agenda – A motion was made by Chairman Kwiatkowski, seconded by Supervisor West to move item #11 to immediately follow the approval of the minutes and to approve the agenda as amended. Upon voice vote, motion carried.

Minutes- Motion by Supervisor Davis, seconded by Supervisor Malek to approve the minutes of the Regular Town Board Meeting of September 18, 2013. Upon voice vote, motion carried. A motion was made by Supervisor Rasmussen, seconded by Supervisor Malek to approve the minutes of the Special Town Board Meeting of September 30, 2013. Upon voice vote, motion carried.

Sheriff's Report – Deputy Patrick Esser introduced himself to the Board. Discussion ensued regarding the additional patrols on Betts and Nature Roads. The extra patrol in these areas seems to be cutting down on the number of speeders.

Clerk's Report- Chairman Pepper presented the Accounts Receivable Summary Report and the Budget Report. Clerk Pepper explained that the Town is currently at 79.8% of the budget for income and is at 80.9% of the budget in expenditures.

Treasurer's Report- Treasurer Pasterski presented the September, 2013 report. Savings balance as of 8-30-13 was \$405,362.65. Total cash was \$589,022.50. A motion was made by Supervisor Malek, seconded by Supervisor West to approve the Treasurer's Report, as corrected. Upon voice vote, motion carried.

Claims- Claims totaling \$143,634.99 were reviewed. In response to Supervisor Malek, Chairman Kwiatkowski explained that the claim for Quality Hydro was for fixing the cylinder that controls the wing on the snowplow. Supervisor West stated that a new cylinder would have cost the Town \$650.00. A motion was made by Supervisor Rasmussen, seconded by Supervisor Malek to approve the payment of claims. Upon voice vote, motion carried.

Recreation Department – Recreation Director Blonien provided the board with monthly reports. Chairman Kwiatkowski questioned if the department will have additional revenue coming in. In response, Director Blonien explained that basketball sign-ups and a few other programs will provide additional revenue this calendar year. She is also starting to look into donations to help offset the budget. Supervisor Davis explained that income will be lower than projected however expenses will also be down because of cancelled classes.

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

Lake Management District – Contract with the Village of Mukwonago for 2014 Dispatch Service – A motion was made by Supervisor West, seconded by Supervisor Davis to approve the contract with the Village of Mukwonago Police Department for dispatch services for 2014, in the amount of \$800.00. Upon voice vote, motion carried.

Mr. Day reported that the federal grant monies for dam repairs are no longer available. Mr. Day reported that the Lake Management District did not give a favorable response to the suggestion to drop the lake level and the weed harvester has been removed for the season. Mr. Day added that Ayres did not appear at their meeting to discuss the Kroll Dam.

Mr. Day reported that the Department of Natural Resources (DNR) conducted their dam inspection and gave them a list of things that the Lake Management District needs to work on. For example, they need to remove a number of trees around the Kroll Millrace and similarly over at the Wambold Dam. Mr. Day reported they had a breach at the lakeside of the Kroll Millrace. There was a hole on the vertical portion of the structure. The cost to repair the problem will be around \$80,000. In regards to the Jack's Bay Restoration, Mr. Day explained that samples of the sediment in Jack's Bay were taken. After receiving an unfavorable recommendation from one of the DNR biologists, Mr. Day reported that he took up the sediment issue with someone higher up, who has agreed to reopen the matter. Mr. Day stated that the algae sample taken from Jack's Bay was blue/green algae, which is toxic to both people and animals.

Library – No report.

Fire Department/Fire Commission/Municipal Building– Supervisor Rasmussen reported that the Municipal Building, the Fire Station Building, and the Fire Department presented their budgets to the Commission. The Fire Commission did approve the budgets, to move forward to the Joint Town and Village Budget Workshop. Chairman Kwiatkowski added that there was also some discussion on placing the Historical Society on the Municipal Building Budget. Supervisor Rasmussen reported that there were twenty-two (22) calls for service for the month of September: 1 was fire, and 21 were EMS.

Operator's Licenses – Supervisor Davis explained that given the recent history, he has reservations regarding approving Emily Crawford's request.

A motion was made by Chairman Kwiatkowski, seconded by Supervisor Malek to deny the request for an Operator's License from Emily Crawford. Upon voice vote, motion carried. A motion was made by Chairman Kwiatkowski, seconded by Supervisor Malek to approve the Operator's License requests of Nicholas Wilson and Tina Zais. Upon voice vote, motion carried.

Seasonal Employment of Snowplow Operator – Chairman Kwiatkowski reported that he and Highway Superintendent Tom Betts had the opportunity to meet and interview Alan Lang. Mr. Lang is retired from the City of Waukesha as a snowplow operator. He would be a good addition to our team. A motion was made by Supervisor Malek, seconded by Supervisor West to approve the employment of Alan Lang as the Town of Eagle Seasonal Snow Plow Operator. Upon voice vote, motion carried.

Garage Door Repair – Chairman Kwiatkowski explained that there was some damage to the bottom panel of the overhead door at the garage in Town Park. Currently the door is a manual lift. The proposal is to fix the bottom panel and install a garage door opener. These doors are incredibly heavy and no one should have to lift the door manually. A motion was made by Supervisor Rasmussen, seconded by Supervisor Malek to approve the repair of the town garage door, including the addition of a garage door opener in the amount of \$1,900.00, to come out of the maintenance account. Upon voice vote, motion carried.

Report on Recent Village Board Meetings – Supervisor Davis reported that was unable to attend the last Village Board Meeting.

Garbage & Recycling –Supervisor Rasmussen reported that the fall yard waste drop-off will be held on Saturday, November 9, 2013 from 8:00 a.m. to 11:00 a.m. Brush must be in lengths no longer than four (4) feet. Supervisor Rasmussen reported he recently submitted the Town's application for a recycling grant.

Business Park – No report.

Roads – Supervisor West reported that shouldering on Markham Road and Saddle Ridge has been completed. Construction on Nature Road will begin tomorrow. Supervisor West reported that applications have been submitted for Piper Road for 2015 and for Shearer Road for 2014.

Chairman's Report – Chairman Kwiatkowski explained that the Town received a Notice of Claim from an owner of a parcel on Saddle Ridge Drive. This claim has been submitted to the town's insurance carrier. Chairman Kwiatkowski reported that he and the clerk have received several calls from Wisconsin municipalities and their attorneys regarding the decision that was rendered in the Hegwood case. Some have expressed that the decision, if it stands, could put them out of business. In response to Supervisor Malek, Chairman Kwiatkowski explained that he has been asking for financial support from the inquiring municipalities. Some have indicated that they are not sure if they can help financially but would consider writing an amicus brief.

Chairman Kwiatkowski reported that the brake for the power take-off on the town tractor is grinding. After taking the tractor to Matt's for a diagnosis, Chairman Kwiatkowski reported that he instructed Highway Superintendent Betts to take the tractor over to Triebold for diagnosis and repair. This tractor only has 2,200 hours on it.

Public Comment – Tom Day, W350 S10115 Highview Road stated since the Town will be filing an appeal in the Hegwood decision, it is his understanding that the decision would be put on hold until the appeal has been heard by the Supreme Court. Chairman Kwiatkowski responded that he is not sure if this is true or not but he will get an answer. Chairman Kwiatkowski explained that the attorneys have stated that the Town's involvement on the Site Plan/Plan of Operation for Cornerstone Filling Station will be placed on hold once the Appeals Court decision has been published. Mr. Day explained that the Town could continue to work with Waukesha County to provide input on applications for their consideration.

There being no further business on the agenda, a motion was made by Supervisor Malek, seconded by Supervisor West to adjourn at 7:42 p.m. Upon voice vote, motion carried.

Lynn M. Pepper
Eagle Town Clerk