

**TOWN OF EAGLE**  
P.O. Box 327  
Eagle, Wisconsin 53119



TOWN OF EAGLE  
REGULAR TOWN BOARD MEETING  
December 18, 2013  
UNAPPROVED MINUTES

Chairman Kwiatkowski called the meeting to order at 7:33 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 Clerk Pepper, Treasurer Pasterski, Fire Chief Heim, Recreation Director Blonien, and Waukesha County Sheriff's Department Deputy Hollingsworth.

Agenda – A motion was made by Supervisor Malek, seconded by Supervisor Davis to move item #10 to follow the approval of the minutes and to move item #12 to immediately follow #10, and to approve the agenda as amended. 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 November 18, 2013. Upon voice vote, motion carried. A motion was made by Supervisor Malek, seconded by Chairman Kwiatkowski to approve the Budget Hearing/Special Elector's Meeting minutes of November 18, 2013. Upon voice vote, motion carried.

Sheriff's Department - Waukesha County Sheriff's Department Deputy Hollingsworth reported that the armed robbery case remains under investigation. There are a few promising leads and no one is in any danger. Deputy Hollingsworth reported that additional damage was done in the Town Park. A town resident on Barbary Court reported the damage. The Town Clerk will email the reporting deputy the damage estimate.

Fire Department/Fire Commission/Municipal Building– Supervisor Rasmussen reported that Jim Samuels offered to find someone else to submit a quote for the repair of the Historical Society building chimney.

Fire Chief Heim stated that performance evaluations have been completed. Three new employees are ready to start their class in January. Chief Heim reported that the Town Chairman received a call from the Town of Palmyra, inquiring if the Town would have any interest in servicing the eastern half of Palmyra while another municipality would service the western half. After lengthy discussions, it became apparent that this was only one (1) person asking the questions rather than the questions coming from the entire Board. The Fire Commission decided to only consider the inquiry if the Palmyra Town Board requests our consideration.

Chairman Kwiatkowski reported that Eagle Fire, North Prairie Fire and Mukwonago Fire Department met again regarding possible consolidation. Most of the discussion was regarding cos share formulas. The North Shore Fire Department's formula was used for discussion. If these costs were to be used in this proposed consolidation, the Eagle Fire Department costs would reduce drastically while the Village of North Prairie's cost would increase drastically. Chairman Kwiatkowski stated that the next part of their meeting focused on hiring consultants. The approximate cost to each department would be approximately \$12,500, which no department has budgeted for. Chairman Kwiatkowski explained that he would like to see the three (3) fire chiefs get

together to see what they can come up with in terms of a long-range plan, including the number of staffed paramedics needed, housing needs, paid-on-call, number of trucks, and number of ambulances. The chiefs are the true experts. Chairman Kwiatkowski added that he did receive an e-mail for the Mukwonago Fire Chief stating that he found consultants that are much less expensive than what was anticipated.

Chief Heim reported that the Village of Eagle discussed these issues at the Village Board meeting. Chief Heim explained that as our own department continues to age, the issue is the amount of volunteers. Even though last month was a big month for recruiting volunteers, if the department doesn't get a new influx of volunteers in the next five (5) to ten (10) years, the department will be in trouble. Chief Heim explained that since it is not feasible to have a full-time staffed department which would cost over 1.1 million dollars in salaries and benefits alone, the fire department needs to come up with a solution to the anticipated problems. The Eagle Fire Department does not need to be full-time for a population of 5,700 residents. Chief Heim added that the Village Board is not opposed to hiring a consultant at a later date.

Chairman Kwiatkowski explained that the department also needs to be very cautious on how consolidation could affect the number of employees, when it comes to the Affordable Care Act and the requirement to provide health insurance. Chief Heim added that there is proposed legislation to exempt volunteer firefighters from the Affordable Care Act count.

Supervisor West stated that the proposed consolidation could save the Eagle Fire Department close to \$60,000. Supervisor West stated that he does not feel that hiring a consultant at this time would be feasible. Who knows what is needed better than the three (3) fire chiefs? Supervisor Davis added that the Mukwonago Fire Department is hiring their own consultant to figure out where they stand today.

Chairman Kwiatkowski reported that the Eagle Fire Department is excellently funded. The auditors were surprised at the amount of cash-on-hand the department has.

Clerk's Report- Chairman Pepper presented the Accounts Receivable Summary Report. Clerk Pepper reported that the Town is currently at 92.5% of the budget for income and is at 97.9% of the budget in expenditures.

Treasurer's Report- Clerk Pepper presented the November, 2013 report. Savings balance as of 10-31-13 was \$424,245.47. Total cash was \$456,736.75. 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 \$203,486.20 were reviewed. In response to Supervisor Davis, Treasurer Pasterski explained that the claim from the Humane Society is different than the claim From Waukesha County. The claim to the county is for the dog tags. The town will be getting a reimbursement for the county. A motion was made by Supervisor Malek, seconded by Supervisor Rasmussen to approve the payment of claims. Upon voice vote, motion carried.

Library – No report.

Recreation Department – Recreation Director Blonien provided the Town Board with monthly reports. Director Blonien explained that the claims presented are for her payroll and the yoga instructor's payroll. Director Blonien reported that the Village of Eagle did approve the budget amendment and will be cutting a check on Monday.

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

A motion was made by Chairman Kwiatkowski, seconded by Supervisor Davis to table the approval of the budget report. Upon voice vote, motion carried.

Discussion ensued regarding the 2014 Recreation Department budget. Supervisor Davis reported that

adjustments were made to reflect the payroll income and the surplus.

Lake Management District – Supervisor Malek stated that the Lake Management District held their regular meeting last night.

Lake Management District Chairman Tom Day reported that the Department of Natural Resources (DNR) Dam Inspection Report was presented at the meeting. The Lake Management Board approved the dam repair amount of \$19,950, as presented by Ayres & Associates. The Board also asked Ayres for proposals for the repair of the Kroll Millrace. The Lake Management District will be applying for a 50% grant for the cost to repair. The Lake Management District continues to pursue the timelines aggressively. In regards to the Jacks Bay restoration, Lake Management Chairman Day reported that a meeting was held with five (5) employees from the Department of Natural Resources (DNR). The district was given direction on sediment sampling. There was also discussion on having the residents who live in Jacks Bay contributing a bit more money towards the project. Some say that the bay is man-made and to move forward with the treatment; others say that because of the plants and weeds in the bay, the district should not proceed without DNR approval.

In response to Supervisor Malek's comment regarding the chemical treatment proposal, Lake Management Chairman Day explained that the milfoil problem was attacked rather aggressively. The district intends to submit an application in January to send to the DNR.

Supervisor Malek reported that concern was raised over the all-terrain vehicles and snowmobiles ripping through and possibly destroying the reed bed in Lower Clark's Park. Supervisor Malek stated that further investigation shows that the reeds grow from the bottom up so this will not be an issue.

Resolution 13-04 A Resolution to Increase Municipal Court Fees to the Maximum Allowable Fee of Thirty-Eight Dollars – Clerk Pepper read the resolution into the record. Supervisor Rasmussen explained that the municipalities do not currently charge the maximum allowable fee for court costs. The increase in cost is born by the offender. Supervisor Rasmussen added that all of the municipalities in the joint court must be approved by each municipality in order for the fees to increase.

A motion was made by Supervisor Rasmussen, seconded by Supervisor Malek to approve Resolution 13-04, a resolution to increase Municipal Court fees to the maximum allowable fee of thirty-eight dollars. Upon voice vote, motion carried.

Election Inspectors – Clerk Pepper explained that the Republican Party submitted a list of registered republican election inspectors to be called upon first to work the elections in the next two year election cycle. The Democratic Party did not send a list.

A motion was made by Chairman Kwiatkowski, seconded by Supervisor Davis to appoint Gayle Beck, Patricia Burstein, Jess Chamberlain, Betty Eckstein, Luanne Ervin, JoAnn Gilbert, Cheryle Gunkel, Judi Heinz, Susan Hunt, Barb Jatzak, Amy Kinosian, Diane Linn, Nada Moeller, Richard Moeller, John Mann, Julie Mann, Barb Ribbich, Francis Schillo, Marion Schillo, and Jenny Schroeffer, with terms to expire December 31, 2015. Upon voice vote, motion carried.

Report on Recent Village Board Meetings – Supervisor Davis reported that the Village Board Meeting was held on Thursday, December 12, 2013. The Village Clerk reported that it is likely that there will be a spring primary. Supervisor Davis stated that there were no citizen comments at this month's meeting. Supervisor Davis reported that there is a new owner/operator of the Eagle Family Dentistry. The Village Board discussed the leased well property off of CTH LO. An ad will be placed on the Village's website. Supervisor Davis reported that the Village Board went into closed session to discuss the applications for the Clerk/Treasurer position. Following the closed session, the current clerk was relieved of her duties.

Garbage & Recycling –No report

Business Park – No report.

Roads – Supervisor West reported that the Town just received a load of road salt. Supervisor West reported that the town came in \$13,986 under budget for roads, equipment, and garage expenses for the year.

Chairman's Report – None.

Public Comment – In response to John Mann, W349 S10110 Bittersweet Court, Treasurer Pasterski explained that the retirement numbers shown on the report are pass-thru expenses.

Closed Session - A motion was made by Supervisor Malek, seconded by Supervisor Davis to move into closed session at 8:10 P.M. pursuant to Wis. Stat. §§ 19.85(1)(c) for purposes of considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility. Topics for discussion: Review wage benefits for all Town employees. Upon roll call vote: Supervisor Davis – aye; Supervisor Rasmussen – aye; Supervisor Malek – aye; Supervisor West – aye; Chairman Kwiatkowski – aye. Motion carried.

A motion was made by Supervisor Malek, seconded by Supervisor Rasmussen to move into open session at 9:00 P.M. Upon roll call vote: Supervisor Davis – aye; Supervisor Rasmussen – aye; Supervisor Malek – aye; Supervisor West – aye; Chairman Kwiatkowski – aye. Motion carried.

A motion was made by Supervisor Davis, seconded by Supervisor Malek to proceed as discussed in closed session. Upon voice vote, motion carried.

2014 Budget – A motion was made by Supervisor Rasmussen, seconded by Supervisor Malek to adopt the 2014 budget. Upon voice vote, motion carried.

There being no further business on the agenda, a motion was made by Chairman Kwiatkowski, seconded by Supervisor Davis to adjourn at 9:02 p.m. Upon voice vote, motion carried.

Lynn M. Pepper  
Eagle Town Clerk