

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



TOWN OF EAGLE
REGULAR TOWN BOARD MEETING
April 19, 2014
APPROVED MINUTES

Immediately following the Annual Town Meeting, Chairman Kwiatkowski called the meeting to order at 7:56 p.m.

Present: Chairman Kwiatkowski; Supervisors Davis, Malek, Rasmussen, and West. Also present: Town Clerk Pepper, Town Treasurer Pasterski and Fire Chief Heim.

Agenda – A motion was made by Chairman Kwiatkowski, seconded by Supervisor Malek to move the Sheriff's Report to immediately follow the approval of the agenda and to approve the agenda as amended. Upon voice vote, motion carried.

Sheriff's Report – Captain Michelle Larsuel of the Waukesha County Sheriff's Department presented the Town Board with the first quarter statistics report for the Town of Eagle. The Waukesha County Sheriff's Department responded to four-hundred sixty-one (461) calls. Captain Larsuel explained that the Sheriff's Department continues to focus on crime trends, which have been on the decrease. Heroin and prescription medication abuse has become an epidemic.

Bond Schedule Increase – Clerk Pepper reported that it has been determined that the Town Board had previously taken action on this item.

Minutes- Motion by Supervisor Davis, seconded by Supervisor Malek to approve the minutes of the Regular Town Board Meeting of March 19, 2014. Upon voice vote, motion carried.

Clerk's Report- Clerk Pepper presented the Accounts Receivable Summary Report and the Budget Report. The Town is at 61.8% of the budgeted income and is at 37.4% of the budgeted expenses.

Treasurer's Report- Treasurer Pasterski presented the March, 2014 report. Savings balance as of 2-28-14 was \$220,492.67. Total cash was \$739,403.07. In response to Supervisor Davis, Chairman Kwiatkowski explained that the claim from Grainger is for replacement lighting at the Town Park. 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 \$145,655.39 were reviewed. . In response to Supervisor Malek, Chairman Kwiatkowski stated that the Town will be invoicing the Village of Eagle for half of the attorney fees for revising the draft Joint Town and Village Recreation Department's sign policy for approval. A motion was made by Supervisor Malek, seconded by Supervisor Davis to approve the payment of claims. Upon voice vote, motion carried.

Recreation Department –Supervisor Davis reviewed the department's claims with the Board. The payments to the Town are retirement payments. The claim for the Village is for retirement and health insurance. A motion was made by Supervisor Malek, seconded by Chairman Kwiatkowski to approve the payment of claims. Upon

voice vote, motion carried.

Supervisor Davis reported that the department is at 55% of their income and 17% of their expenses.

Library – No report.

Fire Department/Fire Commission/Municipal Building –Supervisor Rasmussen reported that there were three (3) EMS calls, six (6) fire, and sixteen (16) medical calls for the month of March. There have been sixty-eight (68) calls year-to-date. Fire Chief Heim stated that the department received a couple of resignations. Chief Heim reported that field fires are on the rise. Some of these fires were outside of the scope of the ordinance. Another fire caused damage to a neighboring property. The department has also gotten a lot of calls on whether or not they need to obtain a burn permit. In response to Supervisor Malek, Clerk Pepper stated that the Fire Ordinance is posted on the Town's website. Captain Larsuel stated that many would rather call because it's quicker than going to the website.

Employment of Jeffrey Brooks – Chairman Kwiatkowski explained that Mr. Brooks walked in with his application. Highway Superintendent Betts would like to temporarily employ Mr. Brooks for seasonal summer help. If the temporary help turns out favorable, he may want to employ Mr. Brooks as a seasonal snow plow operator. Mr. Brooks does hold a CDL driver's license. A motion was made by Supervisor Rasmussen, seconded by Supervisor West to approve the temporary summer seasonal employment of Jeffrey Brooks. Upon voice vote, motion carried.

Snow Emergency Policy – Chairman Kwiatkowski explained that an appointment needs to be made as to which person will declare a snow emergency. In the near future, the Board will need to decide on parking regulations. A motion was made by Supervisor Malek, seconded by Supervisor Rasmussen to authorize the Town Chairman as the official to be able to declare a snow emergency. Upon voice vote, motion carried.

Election Inspector Appointment – Clerk Pepper reported that Wendy Sellers has already received election training. A motion was made by Supervisor Malek, seconded by Supervisor West to appoint Wendy Sellers as an election inspector, term to expire in December, 2015. Upon voice vote, motion carried.

Operator's Licenses – A motion was made by Supervisor Davis, seconded by Supervisor Rasmussen to approve the Operator's License requests from Elisha Watts and Allison Kaiser. Upon voice vote, motion carried.

Committee Appointments - Chairman Kwiatkowski explained that the Town Chairman can, by Town ordinance make committee appointments for either one (1), two (2), or three (3) year terms. This has been verified by the Town Attorney. Chairman Kwiatkowski explained that he reviewed the current terms and determined that new lengths of terms needed to be established, in order to maintain a skill set and to align the appointments with election terms. For example, Supervisor Davis and Supervisor Malek have just been re-elected. They will be appointed to two (2) year terms.

A motion was made by Chairman Kwiatkowski, seconded by Supervisor Davis to appoint Supervisor Rasmussen to the Fire Commission for a one (1) year term. Upon voice vote, motion carried.

A motion was made by Chairman Kwiatkowski, seconded by Supervisor Rasmussen to appoint Supervisor Malek to the Planning & Zoning Commission for a two (2) year term. Upon voice vote, motion carried.

A motion was made by Chairman Kwiatkowski, seconded by Supervisor Malek to appoint Bob Anderson as a citizen representative to the Planning & Zoning Commission for a two (2) year term. Upon voice voted, motion carried.

A motion was made by Chairman Kwiatkowski, seconded by Supervisor Malek to appoint Jacki Lewis as a citizen representative to the Planning & Zoning Commission for a three (3) year term. Upon voice vote, motion carried.

A motion was made by Chairman Kwiatkowski, seconded by Supervisor Rasmussen to remove Brian Rudy from the Planning & Zoning Commission and to appoint John Mann as a citizen representative to the Planning & Zoning Commission for a two (2) year term. Upon voice vote, motion carried.

A motion was made by Chairman Kwiatkowski, seconded by Supervisor Malek to appoint Steve Muth to the Well Grievance Committee for a two-year term. Upon voice vote, motion carried.

A motion was made by Chairman Kwiatkowski, seconded by Rasmussen to appoint Supervisor Malek to the Park Pavilion Committee for a two (2) year term. Upon voice vote, motion carried.

A motion was made by Chairman Kwiatkowski, seconded by Supervisor Davis to appoint Supervisor West to the Park Pavilion Committee for a one (1) year term. Upon voice vote, motion carried.

A motion was made by Chairman Kwiatkowski, seconded by Supervisor Malek to appoint Supervisor Rasmussen to the Park Pavilion Committee for a one (1) year term. Upon voice vote, motion carried.

A motion was made by Chairman Kwiatkowski, seconded by Supervisor Rasmussen to appoint Carl Pettis as Weed Commissioner for a one (1) year term. Upon voice vote, motion carried.

A motion was made by Chairman Kwiatkowski, seconded by Supervisor Malek to appoint Debra West as Cemetery Sexton for a two (2) year term. Upon voice vote, motion carried.

A motion was made by Chairman Kwiatkowski, seconded by Supervisor Rasmussen to appoint Supervisor West as Highway Commissioner for a one (1) year term. Upon voice vote, motion carried.

A motion was made by Chairman Kwiatkowski, seconded by Supervisor West to appoint Chairman Kwiatkowski as the alternate Highway Commissioner for a one (1) year term. Upon voice vote, motion carried.

A motion was made by Chairman Kwiatkowski, seconded by Supervisor Rasmussen to appoint Supervisor Malek to the Lake Management/Lake Patrol Board for a two (2) year term. Upon voice vote, motion carried.

A motion was made by Chairman Kwiatkowski, seconded by Supervisor Malek to appoint Supervisor Rasmussen as the Recycling Supervisor for a one (1) year term. Upon voice vote, motion carried.

A motion was made by Chairman Kwiatkowski, seconded by Supervisor Rasmussen to appoint Supervisor Davis as the Village Board Liaison for a two (2) year term. Upon voice vote, motion carried.

Report on Recent Village Board Meetings – Supervisor Davis reported that he was unable to attend the last Village Board meeting last Thursday. He did get word that they did however approve the amended sign policy.

Lake Management District – Supervisor Malek reported that the Lake Management District met last night.

Lake Management District Chairman Day reported that the newsletter has been delivered. Lake Management District Chairman Day reported that approximately thirty (30) acres of Eurasian Milfoil will be chemically treated no later than May 12, 2014. In regards to the Lulu Lake issue, the Town of Troy will be forming a committee of nine (9) members to study the issues and report their recommendation back to the Town of Troy Board in October of this year. Lake Management District Chairman Day added that seven (7) carp have been caught to date. Use of the lake Patrol boat was also discussed.

Lake Management District Day reported that the Department of Natural Resources (DNR) has requested that an ordinance be drafted relative to extreme water levels on the lake. Lake Resident Pete Jenson has started the process with the Lake Management District. It will be a few more months until the proposed ordinance comes to the Town Board for approval.

Supervisor Malek explained that Lake Resident Pete Jensen has been doing a lot of background investigations for the Lake Management District. He also holds the title of Dam Operator and Emergency Coordinator. Lake Management District Chairman Day explained that Mr. Jensen has a very good relationship with the DNR. In addition, he has saved the Lake Management District a lot of money by writing their Emergency Action Plan and by writing grants. Mr. Jensen explained that issues arose while developing the plan, one of which is the response time to island residents; another is HIPPA laws. Currently, if someone needs medical or fire assistance on the island, he, Tom Day, or John Mann, as civilians, are called to investigate. This is problematic because it opens the door for HIPPA violations. Mr. Jensen explained that a possible solution would be to arrange Waukesha County Sheriff's Department, Eagle Fire and Eagle EMS access to the Lake Patrol boat, which is stored in his boathouse. This emergency plan could be used when the Lake Patrol is unavailable to respond. Mr. Jensen added that at this time, Fire Chief Heim has keys to the boat, but not the boathouse.

Chairman Kwiatkowski stated that he is in favor of emergency access but questioned insurance liability. Mr. Jensen explained that the boathouse is secured by a tumbler dial lock. Codes would be changed yearly. Chairman Kwiatkowski suggested that the Lake Management District develop a policy to present and review with the Fire Commission. Waukesha County Sheriff's Captain Larsuel explained that their department already has two (2) boats and deputies know how to operate them. Mr. Jensen added that this proposed policy would provide better service to all lake residents.

Garbage & Recycling – Supervisor Rasmussen explained that the Town will be conducting the Spring Yard Waste Drop-Off on Saturday, April 26, 2014 from 8:00 a.m. to 11:00 a.m. Brush must be in lengths no longer than four (4) feet. Supervisor Rasmussen reported that John's Disposal collected three-hundred ninety-five (395) tons of recyclable material in the Town of Eagle. The Town has always been recycling well above the grant standard.

Road Report – No report.

Chairman's Report – Chairman Kwiatkowski reported that litigation in the Hegwood case is ongoing. The bad news is that the case has not yet been approved by the Supreme Court; the good news is that the case has not been rejected either.

Public Comment – Mr. Steve Muth, S105 W37116 Estates Drive questioned the collection account for the gun club at McMillers Sports Center. Chairman Kwiatkowski explained that the Town contracted with Waukesha County Collections, who eventually gave up trying to collect from Milford Hills, the gun club owners. The Town was recently contacted by another collection agency that the Town has used in the past. The agency stated that they would be willing to attempt a "second collect" and the Town Board approved sending the account to this agency. Chairman Kwiatkowski explained that collection agencies retain fifty percent (50%) of the collected amount. The problem with this account is that Milford Hills is choosing to not pay.

There being no further business on the agenda, a motion was made by Supervisor Malek, seconded by Supervisor West to adjourn at 8:48 P.M. Upon voice vote, motion carried.

Lynn M. Pepper
Eagle Town Clerk