



TOWN OF EAGLE
REGULAR TOWN BOARD MEETING
June 18, 2014
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 Treasurer Pasterski.

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 21, 2014. Upon voice vote, motion carried. Motion by Supervisor West, seconded by Supervisor Davis to approve the Board of Review minutes dated June 11, 2014. Upon voice vote, motion carried. Motion by Supervisor West, seconded by Supervisor Rasmussen to approve the Special Town Board meeting minutes of Saturday, June 14, 2014. Upon voice vote, motion carried.

Clerk's Report- Chairman Kwiatkowski presented the Accounts Receivable Summary Report and the Budget Report. The Town is still trying to collect the past due account of U.S. Cellular. In response to Supervisor Rasmussen, Chairman Kwiatkowski reported that there are no new updates from the collection agency. Discussion followed regarding the net income line on the budget report.

Treasurer's Report- Treasurer Pasterski presented the May, 2014 report. Savings balance as of 4-30-14 was \$86,996.80. Total cash was \$650,091.50. A motion was made by Supervisor Rasmussen, seconded by Supervisor Davis to approve the Treasurer's Report. Upon voice vote, motion carried.

Claims- Claims totaling \$60,769.01 were reviewed. In response to Supervisor Malek, Treasurer Pasterski explained that the claim total does not match the statement because the Recreation Department cuts a check for the recreation portion of the credit card bill and both checks are sent in together. Discussion followed regarding the Fire Department portion of the credit card bill. In response to Supervisor Malek, Chairman Kwiatkowski explained that the claim from Teaspoon Excavating was for the repair of the damaged culvert in Westwind Subdivision. The damage was caused by a part-time Town snowplow operator. 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 reported that the Recreation Department will once again have a burger stand at Kettle Moraine Days. Supervisor Davis explained that the department will be selling burgers with chips and a pickle as well as selling energy drinks. Supervisor Davis added that volunteers are needed to run the booth. So far he and Supervisor Rasmussen are the only volunteers who have to-date, signed up from both Boards.

Supervisor Davis reported that baseball and softball season is halfway through their season. In regards to the budget, Supervisor Davis reported that the department is at 60% of their income and 30% of their expenses. After reviewing the list of claims, a motion was made by Supervisor Rasmussen, seconded by Supervisor Malek to approve the claims as presented. Upon voice vote, motion carried.

Sheriff's Report – None.

Library – None.

Fire Department/Fire Commission/Municipal Building –Supervisor Rasmussen reported that there were ten (10) medical calls, eight (8) fire, and three (3) EMS calls for the month. Chairman Kwiatkowski added that there were one-hundred twenty-four (124) calls-to-date.

Commercial Vehicle Parking Ordinance – Chairman Kwiatkowski explained that the town received a complaint regarding school bus parking on Bennington Drive. The Town ordinance does not list school buses specifically. It does however address commercial vehicles. The question tonight is should the ordinance be re-drafted to allow buses or to not allow buses. In response to Chairman Kwiatkowski, Supervisor Davis stated that the bus has been parking in the cul-de-sac, not on a particular property. Chairman Kwiatkowski responded that parking on the cul-de-sac is an issue the Town can address immediately. Discussion followed regarding parking school buses in the driver's personal driveway, the number of bus parking complaints received, possible permitting like the Town of Mukwonago, and parking on non-school days.

A motion was made by Supervisor West, seconded by Supervisor Malek to address this issue as part of the zoning code rewrite. Upon voice vote, motion carried.

Repeal Ordinance 01-04A , an Ordinance to Regulate Non-Metallic Mining reclamation – Chairman Kwiatkowski explained that this ordinance was brought to his attention by the Department of Natural Resources (DNR). Chairman Kwiatkowski explained that there were old sand pits located by the Burton's property as well as another pit on South Road. The DNR contacted the Town to let us know that if the Town intends to keep such an ordinance, there is a new requirement that requires such communities to identify what does and does not have to be done, as well as the requirement for monitoring the pits. Repealing the ordinance means that the county will have to file the reports and conduct the monitoring. Discussion followed regarding how these additional county services may/future will affect county taxes.

A motion was made by Supervisor Davis, seconded by Supervisor Malek to repeal Ordinance 01-04A, an Ordinance to Regulate Non-Metallic Mining reclamation. Upon voice vote, motion carried.

Eagle Auto Salvage license renewal – Chairman Kwiatkowski explained that the new owners are doing everything that they said that they would do. The place is cleaned up, and as of a few days ago, in compliance.

A motion was made by Supervisor Davis, seconded by Supervisor Malek to approve the Auto Salvage License request form Eagle Auto Salvage. Upon voice vote, motion carried.

Renewal of Class B Combination Alcohol Beverages Licenses – A motion was made by Chairman Kwiatkowski, seconded by Supervisor Rasmussen to approve the Class B Liquor License requests for Eagle Springs Golf Resort, Eagle Spring Pub, Inc., and Kettle Moraine Ranch, Inc. The license approval for Eclectic Ingredients/Brookwood Inn is contingent on the payment of their personal property taxes within five (5) days. Upon voice vote, motion carried.

Renewals of Class A Combination Alcohol Beverages License – A motion was made by Supervisor Rasmussen, seconded by Supervisor Davis to approve the Class A Liquor License request from Cornerstone Filling Station. Upon voice vote, motion carried.

2014 Operator's License requests – Discussion took place regarding an incident on one applicant's record check.

Chairman Kwiatkowski explained that these licenses must be renewed every year and reminded the Board of the issue a few years ago where the operator's license was not approved, the applicant appealed to the Board, and the Board ended up approving it for the year, with the understanding that another record check would take place the next year.

A motion was made by Chairman Kwiatkowski, seconded by Supervisor Malek to approve the operator's license requests from Elischa Watts, Allison Kaiser, Dionna Krall, Ann Salentine, Faith Salentine, Meghan Mitten, Olivia Yorton, Kyla Haase, Jessica Ivory, Dayna Costello, Sheila Feest, Mary Kroeze, Ralphn Grimm, Lynette Hartl, Gina Gagliano-Graetz, Lynette Carpenter, Amy Muth, and Kathy Upton. Upon voice vote, motion carried.

Report on Recent Village Board Meetings – Supervisor Davis reported that he attended the last Village Board meeting held Thursday, May 8, 2014. Supervisor Davis reported that two (2) Board members were not in attendance at the meeting. In response to a citizen, the Village Board explained that a date for Open Book has not been set yet. The Board of Review will be held sometime around the end of July. Supervisor Davis reported that Republican Candidate for the Representative to the Assembly for District 33, Cody Horlacher was in attendance at the meeting and introduced himself. In regards to the Village's public informational meeting to discuss a possible consolidation with the Village of North Prairie, the village will attempt to hold a second meeting on June 26, 2014 beginning at 7:00 P.M.

Supervisor Davis reported that the Village Police Department explained that February's numbers were inadvertently reported too high. The total amount of calls was approximately 300. Supervisor Davis reported that the Village Board approved the Plan Commission's recommendation to approve the Haase-Lockwood Funeral Home's parking stalls and their American Disability Act (ADA) compliance ramp work. The Village Board also approved the parking lot and drainage work for Eagle Elementary School.

Supervisor Davis reported that the Village Board approved Scott Dooley's plan for an event to be held at Knuckleheads over Labor Day weekend. Supervisor Davis reported that the discussion of use and sale of fireworks went sent to the Code & Ordinance Committee for review.

Supervisor Davis reported that the Village Board discussed the use of the municipal building by entities that are for-profit. The motion that was made to develop a policy failed on a 2-2-1 vote. Some of the Board members felt the building was already being over-used and did not want entities, other than non-profits to use the building. Since this motion did not pass by the Village Board, it is pointless for the Town to proceed with developing a policy.

Lake Management District – Supervisor Malek reported that the Lake Management District met last night. Lake Management Chairman Tom Day reported that Pickeral Bay was chemically treated about a month ago at no cost to the district because it is a repeat treatment from last year that was not effective. Lake Management Chairman Day that in regards to Eurasian Milfoil, the amount cut this year is less than half of what was cut last year. Lake Management Chairman Day reported that the Department of Natural Resources (DNR) tagged an additional four (4) carp. Fishermen are reported fewer carp this year and approximately ninety-five (95) carp were in the dumpster.

Lake Management Chairman Day reported that the DNR will be visiting our lake on July 20, 2014. Michelle Haas, who is the local DNR Dam person and Bill Sturtevant from Madison, will be looking at the entire dam from Wambold Dam to the Kroll Dam to identify specifically any issues. The DNR has been asking a property owner next to the Kroll Dam to make some necessary changes, to no avail. The DNR does consider this property to be part of the Kroll Dam because the property lies between the two (2) dams. Discussion followed. In response to Supervisor West, Lake Management Chairman Day explained that the property owner is liable if there is a breach in the side of the dam.

In regards to the Jacks Bay Restoration project, sediment samples were taken and reviewed by the DNR. It has been determined that the material can be spread on farm fields. The Lake Management District will pursue

approval of the project at the annual meeting. The Lake Management District Board intends to apply for a permit from the DNR now. This issue has been placed on next month's Lake Management District Agenda. There are two (2) entities that will review the project. The biologist and fisheries people have said to not remove the sediment; the plant biologist are in favor of the removal because the bay is man-made. Discussion followed. Lake Management Chairman Day reported that the Lake Management District Board has been working on their 2015 budget. The district will be taking out a loan to complete the required dam work. The district may be getting a 50% grant from the DNR. The first application was not approved however the district can apply up to two (2) more times. Discussion ensued regarding the Jacks Bay Restoration Project and which entity will be making the final decision on whether the sediment can be removed. The restoration work will be on-going on through 2017.

Supervisor Malek presented and read the Lake Patrol Report dated May 25, 2014 through June 15, 2014. Supervisor Malek explained that the emergency boat usage guidelines have not yet been prepared. A motion was made by Supervisor Malek, seconded by Supervisor Davis to table the emergency guidelines to next month's meeting. Upon voice vote, motion carried.

Garbage & Recycling – Supervisor Rasmussen reported that the Town has received the recycling grant money in the amount of \$8,828. The grant monies have been reduced in the past several years due to the poor economy.

Road Report – Supervisor West reported that he met with the Town Engineer regarding the upcoming Piper Road project. The Town should receive something by approximately August 1st, in time for budget preparation. Supervisor West reported that Highway Superintendent Betts was out early the morning after the recent storm. A few roads were even closed due to the storm.

Chairman's Report – Chairman Kwiatkowski reported that litigation in the Stiglitz case has been settled. Following the Special Board Meeting held on Saturday, June 14, 2014, the Stiglitz's have agreed to reimburse all of the Town's expenses, they have one-hundred eighty (180) days to come into compliance or the Town can bring someone in to clear the property. Should the Stiglitz's fail to pay the fine; the fine will be placed on next year's tax roll. In addition, Chairman Kwiatkowski explained that an injunction has been placed on the property that states that the Stiglitz's have to come before the Town for any changes on their property. If they do not comply, the Town can immediately return to the court.

Chairman Kwiatkowski reported that the Hein trial is scheduled to begin Wednesday, August 6, 2014 in Municipal Court. In regards to the Hegwood case, the Supreme Court has decided to not hear the appeal. Chairman Kwiatkowski reported that the Town will be moving forward with a lawsuit against the homeowner on Annice Lane which has been under perpetual construction. Chairman Kwiatkowski added that a new home is being constructed on Oregon Trail.

Public Comment – None.

There being no further business on the agenda, a motion was made by Supervisor Rasmussen, seconded by Supervisor Malek to adjourn at 8:15 P.M. Upon voice vote, motion carried.

Lynn M. Pepper
Eagle Town Clerk