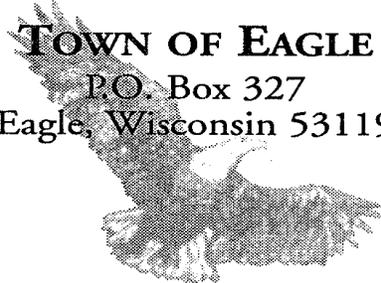


**TOWN OF EAGLE**  
P.O. Box 327  
Eagle, Wisconsin 53119



TOWN OF EAGLE  
REGULAR TOWN BOARD MEETING  
May 20, 2015  
APPROVED MINUTES

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

Present: Chairman Kwiatkowski; Supervisors Davis, Rasmussen, Malek and West. Also present: Town Clerk Pepper, Town Treasurer Pasterski, Acting Chief Hein, Fire Captain Kugel, Deputy Chief Wilton, Library Director Chase, and Recreation Director Blonien.

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

Minutes- Motion by Supervisor Malek, seconded by Supervisor Davis approve the Regular Town Board Meeting minutes of April 15, 2015. Upon voice vote, motion carried.

Clerk's Report- Clerk Pepper presented the Accounts Receivable Summary Report. The Town is at 23.6% of the year-to-date expenses.

Treasurer's Report- Treasurer Pasterski presented the April, 2015 report. Savings balance as of 4-30-15 was \$199,265.17. Total cash was \$515,801.59. 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 \$77,480.88 were reviewed. Supervisor Malek questioned the claim from Chase Bank for a Safety Deposit Box. A motion was made by Supervisor Malek, seconded by Supervisor Davis to approve the payment of claims, excluding the \$45.00 claim from Chase Bank, in the amount of \$77,435.88. Upon voice vote, motion carried.

Recreation Department – Recreation Director Blonien reported that the soccer season has been wrapped up, with no complaints this year. The Recreation Department has four (4) baseball teams this year and the games start next week. In response to Chairman Kwiatkowski, Director Blonien stated that the Recreation Department has two (2) less teams than usual because of the rift between the Palmyra-Eagle and Mukwonago school districts. There are no softball teams this year. Director Blonien reported that the Recreation Committee met just prior to this meeting. The purpose was to discuss Kettle Moraine Days. Director Blonien reported that the Recreation Department will be getting an intern this summer. The intern begins on Monday, June 8<sup>th</sup> and will be here through the end of August. By signing up for the intern program through UW-Whitewater, the Recreation Department could have interns for the next two (2) years. Director Blonien reported that the Recreation Department

will not be paying for as many umpires as it is currently because Palmyra Recreation will now hold their own games this fall, thus hiring their own umpires.

Supervisor Davis reported that the Department of Public Instruction has reached a decision regarding the petitions to detach from the Palmyra-Eagle School District. Their decision is that the school district will not separate; it will remain as it is currently. At this time, we do not know how or if this will affect the Recreation Department.

A motion was made by Supervisor Rasmussen, seconded by Supervisor Malek to pay the Recreation Department claims as presented. Upon voice vote, motion carried.

Sheriff's Report – Deputy Dorn recommended that the Town put flags on the sign designating Nature Road as a Class B Highway. This will help to ensure fairness to the public. Deputy Dorn stated that he has taken note that no motor vehicles are permitted on the Town Park paved pathway.

Library – Library Director Chase reported that the state Joint Finance Committee has decided to keep the library state aid at the rate it was last year. The decision now goes to the house and senate for approval. Director Chase reported that she was asked to sit on a statewide panel with the Library Association. Director Chase reported that the request of Jefferson County to join the federated library system has passed the executive committee level. Director Chase reported that she is the President of the Library Directors in Waukesha County. Director Chase reported that the summer reading program begins June 6, 2015.

Fire Department/Fire Commission/Municipal Building – Acting Chief Hein reported that there were forty-six (46) calls for service last month, setting a record. The second highest call month was seven (7) years ago. Supervisor Rasmussen reported that of the total calls for service in the month of April; twenty-six (26) were EMS/Fire; twenty (20) were fire, and nine (9) were mutual aid. Supervisor Rasmussen reported that there have been one-hundred nineteen (119) calls year-to-date. Supervisor Rasmussen reported that the roof replacement starts mid-June. The Fire Commission approved an additional \$2,000 for the removal of the chimney. In response to Supervisor Davis, Acting Chief Hein reported that last month was a bad month for structure fires, which included the house on CTH LO and the Fork in the Road restaurant.

Acting Hein Chief reported that the new ATV has been approved by the Board of Directors of the Member's Association board. Much of the revenue generated was through the gun raffle fundraiser.

Supervisor Davis reported that the fire consolidation committee has met and has come to a conclusion regarding the feasibility of merging Eagle Fire Department with the Village of North Prairie Fire Department. A special meeting has been scheduled for Thursday, May 28, 2015. At this time, Supervisor Davis distributed a report from the committee to the boards, to be discussed at next week's meeting. Supervisor Davis asked that the board members review the presentation and bring their list of questions to the meeting.

Supervisor Rasmussen reported that the Town of Palmyra wanted to discuss the Eagle Fire Department covering a portion of their call area. The proposal was voted down at the Fire Commission, without hearing their proposal.

Request for Yield Signs – Clerk Pepper read a letter from Ada Duffey, S108 W37245 Draper Road. Ms. Duffey requested yield signs on the west side of Prairie Lane and the south side of Draper Road, due to obstructed views when driving. The board members viewed the photos that Ms. Duffey attached

to her letter. Discussion ensued regarding the tree limbs and the need to trim the trees first to see if that helps with the view.

A motion was made by Supervisor Malek, seconded by Supervisor West to table this discussion to see if the trim trimming improves the vision triangle. Upon voice vote, motion carried.

Operator's License Requests of Vicki Schaezner and Courtney Randolph – A motion was made by Supervisor West, seconded by Supervisor Rasmussen to approve the Operator's License requests of Vicki Schaezner and Courtney Randolph. Upon voice vote, motion carried.

Request of Robert Agenten for the Town Board to consider a proposed franchise to a cable company – Clerk Pepper read a letter from Robert Agenten, S104 W38725 CTH NN regarding a request for the Town Board to consider a franchise with Time Warner Cable. Clerk Pepper reported that Time Warner does provide service to Eagle however not to his address area. She explained that Time Warner suggested that she go to the store in Lake Geneva, on behalf of the Town of Eagle to request that they extend their service area.

A motion was made by Chairman Kwiatkowski, seconded by Supervisor Rasmussen to authorize the clerk to send a letter to Time Warner Cable, encouraging them to apply for a franchise with the Wisconsin Department of Financial Institutions and to send the clerk to the Time Warner Cable store in Lake Geneva, on behalf of the Town to request an extend their service area from the county line on CTH Z and out towards Orchards Grove subdivision. Upon voice vote, motion carried.

Authorization to proceed with Town Code enforcement action for the Miller property located at S103 W37571 STH 67, Town of Eagle – Chairman Kwiatkowski reported that the residents who reside at S103 W37571 STH 67 have been conducting a race track on the property and have been burning building materials. Chairman Kwiatkowski stated that the resident has been issued a 30 day non-compliance letter yet continues to remain in non-compliance.

Supervisor Malek stated that the resident has been warned by the Waukesha County Sheriff's Department, as well as the Eagle Fire Department.

A motion was made by Supervisor West, seconded by Supervisor Davis to authorize the Town Attorney to proceed with Town Code enforcement. Upon voice vote, motion carried.

Authorization to proceed with Town Code enforcement action for the Toldt property located at S103 S97 W36865 Juniper Lane, Town of Eagle – Chairman Kwiatkowski reported that non-compliance violations have been ongoing. The property owners were sent letters regarding grass maintenance and brush piles and nothing has been completed.

A motion was made by Supervisor Rasmussen, seconded by Supervisor Malek to authorize the Town Attorney to proceed with Town Code enforcement. Upon voice vote, motion carried.

Wood Chips for Town Park – Chairman Kwiatkowski reported that the wood chips are a budgeted item.

A motion was made by Supervisor Davis, seconded by Supervisor Malek to purchase the wood chips for the Town Park. Upon voice vote, motion carried.

Disposal of old mower – Chairman Kwiatkowski explained that he would like authorization to place an

ad for the lawn mower on Craigslist.

A motion was made by Supervisor West, seconded by Supervisor Rasmussen to authorize the Town Chairman to place an ad for the sale of the old lawn mower on Craigslist, with the minimum bid to be established by the Town Chairman. Upon voice vote, motion carried.

Proposed Ordinance 15.05, Reverse Motor Ordinance – Supervisor Davis questioned if the proposed forfeiture is typical for this type of offense. Lake Management District Chairman Day explained that the fines were based off of Lake Patrol records and the fines fall on the low side. The 2011 data from the Department of Natural Resources (DNR) shows that the forfeiture for a boat having aquatic species while it travels on a roadway is \$358.00 for a first offense. Lake Management District Chairman Day stated that he spoke with the Nature Conservancy, who has indicated that they spend approximately \$15,000 per year to get rid of Eurasian Water Milfoil in Lulu Lake. In regards to the length of time to reverse the motor, Lake Management District Chairman Day stated that two (2) seconds is not enough time; three (3) seconds may be sufficient. Lake Management District Chairman Day added that two (2) signs are currently in place; at the mouth of Jacks Bay and at the mouth of Mary's Bay, requesting boaters to reverse their motors. Discussion ensued regarding the amount of time needed to clear a prop, which body will be responsible for enforcing the ordinance and the dollar amount of the proposed forfeitures. Lake Management District Chairman Day stated that the DNR will be enforcing the reverse motor ordinance. Lulu Lake Patrol will be enforcing their ordinance.

A motion was made by Chairman Kwiatkowski, seconded by Supervisor Davis to approve Ordinance 15-05, the Reverse Motor Ordinance subject to removing the language that states “for approximately four seconds before proceeding further” to “and reverse the motor for a sufficient amount of time to ensure that aquatic plants are removed from the prop.” Upon voice vote, motion carried.

Resolution 15-03, Approving Town Board Committee Appointments – A motion was made by Supervisor Davis, seconded by Supervisor Rasmussen to approve Resolution 15-03, a Resolution approving the Town Board committee appointments, as amended. Upon voice vote, motion carried.

Report on Recent Village Board Meetings – Supervisor Davis reported that the Village Board met last Thursday, May 14, 2015. Supervisor Davis reported that citizen comments were raised regarding the Village Police Chief retiring in August once his vacation and sick days are used, as well as the severance package he was offered. Police Chief Ehlers was offered a regular salary after the month of August, 2015 through the middle of February, 2017. His health insurance will continue to be paid through the middle of February, 2017 as well. Supervisor Davis reported that the noise ordinance topic was raised again. Business owner Scott Dooley wanted to be sure that his businesses weren't being singled out. Supervisor Davis stated that residents having been asking about the burned building on Main Street and when it would be coming down. Supervisor Davis reported that the Village has two (2) newly elected trustees, Greg Hein and Jon Hoefakker. Newly appointed trustee is Jim Fritsch. Supervisor Davis reported that the outdoor music request of Scott Dooley was tentatively approved, subject to the proposed noise ordinance. Supervisor Davis reported that the Village Board will be spending up to \$800 converting the large baseball field in the Village Park to a softball field. Lastly, the Village Board discussed board member's expectations, goals, and ideas.

Lake Management District – Supervisor Malek reported that the Lake Management District Meeting was held last night. He reported that the Lake Patrol season begins this month. Lake Management District Chairman Day stated that Jacks Bay and a small area in Pickeral Bay have been treated for Eurasian Water Milfoil (EWM). Lake Management District Chairman Day reported that the Lake Management Board approved hiring Eco Waterway Services, a contractor from East Troy in the

amount of \$300 to remove the EWM in front of the Eagle Springs Golf Resort and possibly removal of some of the sediment in Jacks Bay. This activity should be started in approximately two (2) to three (3) weeks. Lake Management District Chairman Day reported that forty-six (46) carp have been removed so far this season. The Carp Out event at Eagle Springs Pub produced only five (5) boats, with the removal of approximately seventeen (17) carp. The Department of Natural Resources (DNR) will be tagging four (4) carp in June. Lake Management District Chairman Day reported that the Waukesha County Board approved an ordinance for additional no parking on both sides of the road on the north on CTH E two-hundred (200) feet, and going south an additional one-thousand one-hundred (1,100) feet.

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

Garbage & Recycling – Chairman Kwiatkowski reported that the issue with the resident residing on Ulrickson Road has been resolved.

Resolution 15-02, a Resolution to Petition Waukesha County Pay the Full Cost of its Election Equipment Update Program – Clerk Pepper explained that a majority of municipalities are approving a resolution, requesting the Waukesha County pay the full cost of the new election machines.

A motion was made by Supervisor Malek, seconded by Supervisor Rasmussen to approve Resolution 15-02, a Resolution to Petition Waukesha County to Pay the Full Cost of its Election Equipment Update Program. Upon voice vote, motion carried.

Road Report – Supervisor West reported that the Piper Road Project will begin June 22, 2015 and should be completed by the end of September. Tree trimming on Piper Road will be completed prior to the road construction. Supervisor West reported that Highway Superintendent Betts has submitted a list of the roads that are in need of crackfilling.

Chairman's Report – Chairman Kwiatkowski reported that the judge has granted the Stiglitz's an extension to mid-June to obtain new legal counsel. Chairman Kwiatkowski reported that the Town has not heard anything new with the Caryl or Hein cases. In regards to new applications, Price-Chapman has submitted a conceptual proposal for the Godfrey Farm.

Public Comment – Steve Muth, S105 W37110 Estates Drive questioned the status of the abandoned house on Shearer Road. Chairman Kwiatkowski stated that the Town's Building Inspector talked to the bank who now owns the property. The bank indicated that that will move forward with complying with the Town's Zoning Code. In regards to tree trimming, Mr. Muth suggested trimming the trees at the intersection of Prairie Road and Draper Road, as well as the intersection of Estates Drive and Betts Road. Chairman Kwiatkowski added that trees at the intersection of Draper Road and Shearer Road also need to be trimmed.

There being no further business on the agenda, a motion was made by Supervisor Malek, seconded by Supervisor West to adjourn at 8:25 P.M. Upon voice vote, motion carried.

Lynn M. Pepper  
Eagle Town Clerk