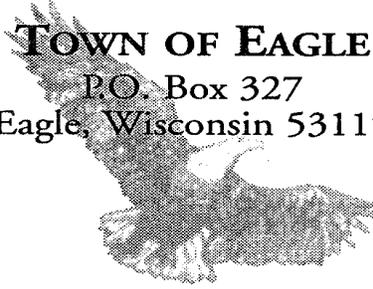


**TOWN OF EAGLE**  
P.O. Box 327  
Eagle, Wisconsin 53119



TOWN OF EAGLE  
REGULAR TOWN BOARD MEETING  
February 17, 2016  
UNAPPROVED MINUTES

Chairman Kwiatkowski called the meeting to order at 7:02 p.m.

Present: Chairman Kwiatkowski; Supervisors Davis, Rasmussen, Malek and West. Also present: Town Clerk Pepper, Town Treasurer Pasterski, Deputy Chief Wilton, and Waukesha County Sheriff's Lieutenant Goldman and Waukesha County Sheriff's Deputy Bauer.

Agenda – A motion was made by Supervisor Davis, seconded by Supervisor West to move the Sheriff's report to 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 approve the Regular Town Board Meeting minutes of January 20, 2016. Upon voice vote, motion carried.

Sheriff's Report – Waukesha County Sheriff's Lieutenant Goldman and Waukesha County Sheriff's Deputy Bauer were present. In response to Steve Muth, S105 W37110 Estates Drive, Lieutenant Goldman stated that someone who lives on Markham Road did shoot their neighbor's dog. This person will be criminally prosecuted. The dog did suffer. Lieutenant Goldman explained that there is a difference between defending yourself versus what happened that particular evening. Discussion followed regarding the Sheriff's Department response to calls. Lieutenant Goldman explained that under state law, it is the responsibility of the Sheriff's Department to respond to calls in Towns.

Clerk's Report- Clerk Pepper presented the Accounts Receivable Summary Report and the Budget Report.

Treasurer's Report- Treasurer Pasterski presented the January, 2016 report. Savings balance as of 12-31-15 was \$715,473.73. Total cash was \$1,339,745.94. A motion was made by Supervisor Rasmussen, seconded by Supervisor Malek to approve the Treasurer's Report. Discussion followed regarding some of the calculations. Motion was withdrawn. A motion was made by Supervisor Davis, seconded by Chairman Kwiatkowski to table the approval of the Treasurer's Report. Upon voice vote, motion carried.

Claims- Claims totaling \$138,388.62 were reviewed. In response to Supervisor Malek, Clerk Pepper stated that the check for Assessment Technologies is for the assessment software. The check for Dillaber's was for the repair of the Town Hall back door lock. A motion was made by Supervisor

Malek, seconded by Supervisor Rasmussen to approve the payment of claims. Upon voice vote, motion carried.

Recreation Department –Supervisor Davis reported that soccer sign-up has been completed, with the exception of the kindergarteners. There is one (1) team for the first and second graders and one (1) team for the third, fourth, and fifth graders. Eagle has enough sign-up for a sixth, seventh, and eighth grade team however other communities could not come up with enough for their own teams. Refunds will be issued. Supervisor Davis reported that the part-time Recreation Director's office hours will be Monday and Tuesday, 9:15A.M. to 1:15P.M. and Saturdays from 3:00P.M. to 5:00P.M. He will be in the office more but they are not posted hours.

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

Library – Library Director Chase reported that as of January 31, 2016 the library is at 21% of their revenue and 9% expenses. Library Director Chase reported that at their February 8<sup>th</sup> Board meeting, the Board reviewed their annual report. Library Director Chase reported that a joint meeting with the Town and Village Boards has been scheduled for March 2, 2016 to discuss possible library expansion. Library Director Chase reported that they are currently drafting a privacy and confidentiality policy and the Library Board has been working on self-evaluations. Library Director Chase reported on upcoming library programs.

Fire Department/Fire Commission/Municipal Building – Supervisor Rasmussen reported that the twenty-seven (27) total calls for service in January; sixteen (16) were ems and seven (7) were fire. Eight (8) of those calls were mutual aid. In regards to the municipal building, the new chairs and tables have arrived.

Deputy Chief Wilton reported that the grass rig arrived. As part of the contract, the company will be conducting training. Discussion followed regarding the new rig and its features. The membership is covering the \$6,000 gap between the insurance settlement and the cost of the new rig.

Chairman Kwiatkowski reported that just prior to the Town Board Meeting, the Fire Commission met to officially hire legal counsel in regards to pending litigation of a duty disability claim.

Discussion Regarding a Separate Fire Board and Fire Commission – Chairman Kwiatkowski reported that Attorney John Macy who has reviewed the composition of the Fire Department. Attorney Macy is recommending having a separate Fire Board and Fire Commission. The Fire Board's role is to watch over and manage the funding of the Fire Department. The purpose of the Fire Commission is to handle issues such as hiring and discipline. The Board and the Commission cannot have the same people seated.

Resolution to Move the Municipal Building Account to Citizen's Bank – Chairman Kwiatkowski reported that the Fire Department Secretary is in the investigation process of moving the checking account from Chase Bank to Citizen's Bank due to issues with the secretary's personal account linking to the Fire Department account.

A motion was made by Supervisor Malek, seconded by Supervisor West to authorize the Fire Secretary to move the checking account to Citizen's Bank. Upon voice vote, motion carried.

Planning & Zoning Fee Schedule – Discussion took place regarding the Town's current fee structure

compared to some of the neighboring municipalities. Chairman Kwiatkowski suggested rounding up some of the fees. As always, whatever is left, if any, will be returned to the applicant.

A motion was made by Supervisor Rasmussen, seconded by Supervisor Malek to change the following fees: Site Plan/Plan of Operation \$265.00; Minor Site Plan \$130.00; Conceptual Site Plan Review \$200.00; Preliminary Plat \$500.00 + \$25.00 per lot; Final Plat \$400.00 + \$20.00 per lot; Conceptual Land Division \$185.00 + \$20.00 per lot; and Re-Submittal \$135.00. All other categories are to remain unchanged. Upon voice vote, motion carried.

Operator's License Request of Michael Finn – Clerk Pepper reported that nothing substantially related to alcohol appeared on Mr. Finn's record check. A motion was made by Chairman Kwiatkowski, seconded by Supervisor Davis to approve the Operator License request of Michael Finn. Upon voice vote, motion carried.

Report on Recent Village Board Meetings – Supervisor Davis stated that the Eagle Village Board met on Thursday, January 11, 2016. Supervisor Davis reported that eight-hundred thirty-six volunteer hours have been logged for the Nature Trail. Supervisor Davis reported that conceptual plan for Fox Chase Villas was presented. In the past, senior housing was the plan. This new plan does not state that it is senior exclusive. The Village Board, on a 4-2 vote voted to have the developer proceed with adding their engineering details. Supervisor Davis reported that the format for their Informational Meeting regarding police services has been set. Both the Eagle Police Department and the Waukesha County Sheriff's Department will each give a one-half hour presentation. Afterwards there will be time for questions and answers.

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

Lake Management District Chairman Tom Day reported that the Department of Natural Resources (DNR) has agreed to tag two (2) carp this spring. There are currently twenty-five (25) tagged carp in the lake. The first tagged carp catch of the season wins \$1,000.00. Any others tagged carp catches win \$500.00.

Lake Management District Chairman Day reported that Dam Operator Pete Jensen has put together a hazcom plan for the materials stored in the shed. The plan was documented, submitted and approved.

In response to Supervisor West question regarding Senate Bill 459, Lake Management District Chairman Day explained that since that, they have been told by the DNR that they will not support the Jack's Bay dredging even though it has been previously dredged.

Lake Management District Chairman Day reported that the DNR has requested an aquatic plants survey, which will cost the Lake Management District in the \$6,000.00 to \$8,000.00 range. Lake Management District Secretary Gina Krause applied for and received a grant for 67% of the cost for the survey.

Garbage & Recycling – Supervisor Rasmussen reported that the Spring Yard Waste Drop-Off date has been set for Saturday, April 23<sup>rd</sup> from 8:00 A.M. To 11:00 A.M. at the Town Park.

Road Report – Supervisor West reported that the TRIP grant application of \$18,000 came through. Supervisor West reported that the Town Engineer will be accepting bids either the second or third week of March for the upcoming South Shore Drive Road Program. The anticipated bid opening will

be held April 6, 2016.

Jack's Bay Road Highway Width – Supervisor West stated that the width of Jack's Bay Road on Waukesha County's GIS System shows fifty (50) feet. Matt Thew, S109 W34750 Jack's Bay Road stated that Waukesha County told him that the Town can amend their ordinance to reflect a fifty (50) foot right-of-way on Jack's Bay Road. This item will be placed on next month's agenda.

Chairman's Report – Chairman Kwiatkowski reported that there is no news regarding the possible settlement with Cory Miller.

Property at W369 S10660 Shearer Road, EGLT 1862-010 – Chairman Kwiatkowski explained that he went out to the Shearer Road property and took pictures of the current condition of the property. The photos, along with a letter indicating that the bank must respond within a certain number of days or the Town would proceed with a raze order, was sent to the bank. The bank's contractor worked with Building Inspector Montoya who told them exactly what needed to be removed, cleaned up, and hauled away. Building Inspector Montoya will inspect the site prior to any burials on the property.

Claim for Excessive Assessment – Clerk Pepper reported that this claim comes from the property owners whose objection was heard at the last Board of Review hearing where the assessor's finding was upheld. Clerk Pepper explained that she contacted the Town Attorney and the Town's insurance carrier. The Town Attorney suggested either allowing or disallowing the claim. Clerk Pepper stated that she is awaiting the response from the insurance carrier.

A motion was made by Chairman Kwiatkowski, seconded by Supervisor Davis to table this to the next Town Board Meeting. Upon voice vote, motion carried.

Public Comment – Mr. Pete Jensen, W345 S10489 CTH E explained that in the last two (2) years there has been an explosive growth of recreational activity in the winter, namely snowmobiles. Snowmobiles are ruining ice fishing because there aren't any firm rules. Mr. Jensen offered to research ordinances in other communities in relation to snowmobile safety and present a proposal to the Town Board. This item will be placed on the next Town Board agenda.

Mr. Steve Muth, S105 W37110 Estates Drive thanked the Board for keeping the public informed regarding the progress on the Shearer Road Property.

Mr. Charles Wood, 409 Karen Drive, North Prairie introduced himself as a candidate for District 14 County Board Supervisor. Mr. Wood stated that his intent is to be present in the community. Mr. Wood stated that he worked as Captain for the Waukesha County Sheriff's Department for nearly thirty (30) years. He was also Co-Chair of the Drug-Free Communities. Mr. Wood stated that he believes that we have excellent local government. He intends to work with his peers on the County Board to deliver the quality of life we enjoy while being responsible stewards of your tax dollars. Mr. Wood asked for your support for him for Waukesha County Board Supervisor.

There being no further business on the agenda, a motion was made by Supervisor Malek, seconded by Supervisor West to adjourn at 8:17 P.M. Upon voice vote, motion carried.

Lynn M. Pepper  
Eagle Town Clerk