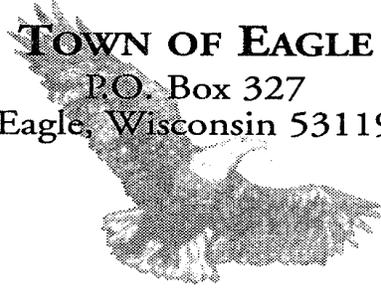


TOWN OF EAGLE
P.O. Box 327
Eagle, Wisconsin 53119



TOWN OF EAGLE
REGULAR TOWN BOARD MEETING
September 21, 2016
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, Recreation Director Stasik, Acting Chief Hein, and Deputy Chief Wilton.

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

Public Comment – Chuck Wood, Waukesha County Board Supervisor District 14, 409 Karen Drive, North Prairie explained that the Waukesha County Board is currently going through the capital budget process. The plan in 2018 is to rebuild CTH C and CTH CI from STH 67 to the county line. Another project slated for 2018 is to put a new culvert under STH N, north of Wilton Road where the Scuppernon River crosses. Waukesha County Board Supervisor Wood reported that the largest upcoming project is the West Waukesha By-Pass Project. All of the property has been acquired. The project will go from Interstate 94, straight south to STH 18, then south of 18 it will roughly follow the existing road but will have to curve around existing homes and businesses. Then the road will go north of Sunset where the Pebble Creek crosses and then will do an oxbow and shoot straight across the undeveloped land to CTH X and STH 59. The ground-breaking will take place next year. In response to Chairman Kwiatkowski, Waukesha County Board Supervisor Wood stated that he is unaware as to if Waukesha County will be giving any of their roads to the Town that they no longer wish to maintain.

Public Comment – Tom Day, W350 S10115 Highview Road stated that he supports the Lake Patrol Sergeant Schmidt's request for additional hours next year, which equates to \$2,000. Mr. Day went on to remind the Board that the Department of Natural Resources will reimburse the Town much of that figure. Mr. Day added that he also supports the request for a new patrol boat, rather than purchasing a used boat or just replacing the motor.

Matt Thew, S109 W34750 Jacks Bay Road stated that he is in agreement with Mr. Day, adding that the Town needs to support the Lake Patrol.

Minutes- Motion by Supervisor Malek, seconded by Supervisor West to approve the Regular Town Board Meeting Minutes of August 17, 2016, as amended. Upon voice vote, motion carried.

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

Chief Election Inspector – Clerk Pepper explained that the Chief Election Inspector’s position has become much more intricate. A motion was made by Supervisor Rasmussen, seconded by Supervisor Davis to increase the Chief Election Inspector’s pay rate to \$11.00 per hour. Upon voice vote, motion carried.

Treasurer's Report- Treasurer Pasterski presented the July, 2016 report. Savings balance as of 7-31-16 was \$400,799.46. Total cash was \$701,491.78. 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 \$73,654.49 were reviewed. A motion was made by Supervisor Malek, seconded by Supervisor West to approve the payment of claims. Upon voice vote, motion carried.

Recreation Department – Supervisor Davis introduced to the new Recreation Director, Lorie Stasik. Recreation Director Stasik explained that in one (1) short week, she has been able to make great strides. She explained that she arranged to meet and met the Recreation Directors from Palmyra, East Troy and Mukwonago. Recreation Director Stasik explained that she has set up a meeting with Eagle Elementary School this week. Recreation Director Stasik stated that she felt the meetings were fantastic. Everyone was receptive, willing and wanting to share their ideas. In regards to the Winter/Spring Activity Guide, Recreation Director Stasik stated that people are coming forward with ideas. Recreation Director Stasik explained that she has also been busy organizing the office so it is more streamlined to her liking.

Supervisor Davis reported that the Recreation Department is starting over, new and fresh. A survey will be going out to the residents of Eagle. The Village residents will be receiving their survey with their water bills. The committee is working on getting the survey out to the Town residents. The survey will be posted online as well.

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

Mukwonago La Crosse Club – Andy St. Clair, Youth Director for the Mukwonago La Crosse Boys & Girls League and a Town of Eagle resident asked if the Town would consider renting the Town Park fields to their league for practices and games for the spring of 2017. Mr. St. Clair explained that he drives by the Town Park every day and the fields are not being utilized. Mr. St. Clair stated that the league would be willing to do their own field lining or would be willing to pay the Town’s Department of Public Works to do it. In response to Chairman Kwiatkowski, Mr. St. Clair stated that they currently use the fields at Rolling Hills, Parkview, and Mukwonago High Schools.

Supervisor Davis explained that the front fields have not been used for several seasons. The Recreation Department does however use the back fields.

Chairman Kwiatkowski explained that the Recreation Committee needs to determine if there would be any conflicts and suggested that they meet and come back to the town board with their recommendations on how this could work.

Mr. St. Clair explained that they are a non-profit league. They are aware that the fields may get ripped up a bit with the soccer cleats but would be willing to pay the Town for the field repair if there is

excessive damage.

Supervisor Davis stated that a “cost per field” needs to be determined. Supervisor Davis added that the league is also looking for a place to store their equipment. The Town Park storage room is full. Supervisor Davis asked if the Town Board would consider allowing the league to bring in a storage pod. Mr. St. Clair added that the league would insure the container.

A motion was made by Chairman Kwiatkowski, seconded by Supervisor Malek to table this item until the Recreation Committee can bring back their recommendations. Upon voice vote, motion carried.

Sheriff’s Report – No report.

Library – Clerk Pepper reported that, on behalf of the Library Director as of August 31, 2016 the revenue for the Library is 74% and the expenses for the Library at 64%. At the September 12th Library Board Meeting, the board approved the proposed 2017 budget. The Library Board currently has a vacancy for a school appointed board member. At the end of 2016, two (2) current board members will end their terms; one from the Town of Eagle and one from the Village of Eagle. On a future agenda for the Library Board are the by-laws and the Nominating Committee Report. Clerk Pepper reported that two (2) mobile hot spots have been purchased. One will be available to circulate and one will be used to check out items and create library cards off-site. Clerk Pepper reported that the Alice Baker Library Photo Contest and reception were successful. The Sunday Chief featured the winning photos in a front page article published September 4, 2016. Clerk Pepper reported that on Saturday, October 1st from 4 p.m. to 5 p.m., the library will be hosting the program titled “The Paradox of Being a Black Police Officer in Today’s Society”. On Tuesday, October 4, 2016, the library will be hosting a Walgreen’s Flu Shot Clinic from 1:30 p.m. to 2:30 p.m.

Fire Department/Fire Commission/Municipal Building – Supervisor Rasmussen reported that the Municipal Building Committee approved a second exit for the Municipal Building parking lot. Supervisor Rasmussen reported that there were thirty-one (31) total calls for service in August; twenty (20) of the calls were ems; seven (7) were fire; and four (4) were fire/ems. Of those calls, eighteen (18) were Town calls while eight (8) were for the Village. Five (5) were for mutual aid. There have been two-hundred thirty five (235) calls-to-date.

Acting Chief Hein reported that the department is sending eight (8) persons to basic training and four (4) persons to advanced training. Acting Chief Hein explained that the department has re-worked their proposed budget. The department originally requested for a new ambulance but that line item has since been removed. The department is hopeful that they will not need to acquire a loan for the mandatory breathing apparatus. It appears that the cost to the Town will decrease by 2%; it will increase for the Village by 2%.

Chairman Kwiatkowski reported that the fire department just hired a new part-time paramedic from the City of Waukesha.

Suhm Non-Compliance Extension Request – Chairman Kwiatkowski stated that the Suhm’s just today received their thirty (30) day notice so he instructed them not to come to the meeting tonight. Building Inspector Montoya will go out to re-inspect the property at the end of the thirty (30) days and report back to the Board if they are making progress. At that time, the Board will determine whether or not to grant an extension.

A motion was made by Chairman Kwiatkowski, seconded by Supervisor West to table this request to

the next Town Board Meeting. Upon voice vote, motion carried.

Chapes Outstanding Fees – Chairman Kwiatkowski reported that the Chapes’ have been ignoring the Town’s invoices.

A motion was made by Supervisor Rasmussen, seconded by Supervisor Davis to place the Chapes’ outstanding charges on their tax bill. Upon voice vote, motion carried.

Supervisor Malek questioned if the Town could charge interest on these outstanding fees. He asked that this be placed on a future agenda item. Supervisor Rasmussen questioned if the Town could charge late fees.

Zoning Violation Procedure – Chairman Kwiatkowski explained that Building Inspector Montoya acquired a copy of another municipality’s Zoning Violations Procedure.

Supervisor Malek commented that he is favorable of the portion of the procedure that lets a person remain anonymous by contacting a Town Board member to write the complaint on their behalf. In response to Supervisor Malek, Clerk Pepper explained that currently, residents are instructed to put their complaint in the form of an email.

Discussion ensued regarding potential open records requests. Clerk Pepper explained that a record does not have to be created.

Supervisor Davis raised concern over the amount of time for an extension request as described in #4. He suggested that removing the words “30 day”.

Chairman Kwiatkowski stated that it is up to the resident to stay in compliance. Discussion followed regarding what happens if the new violation is not the same as the previous violation. It was the consensus of the Board that the words “for any reason” be added to #8. Also, to add the word “immediately” after the word “commenced” in #8.

A motion was made by Supervisor Davis, seconded by Supervisor Malek to approve the Code Compliance Policy/Procedure, as amended. Upon voice vote, motion carried.

Assessor Contract – Supervisor Davis questioned the length of the term for the proposed contract.

Supervisor Malek pointed out that the monthly difference between the current contract and the proposed contract is \$20.00 per month.

A motion was made by Chairman Kwiatkowski, seconded by Supervisor Malek to table this item until a fee schedule is acquired from the assessor. Upon voice vote, motion carried.

Report on Recent Village Board Meetings – Supervisor Davis reported that the Village Board met on Thursday, September 8, 2016. Supervisor Davis stated that the Village will be hosting a Small Town Forum. Supervisor Davis reported that the Village was asked to send a letter to the railroad requesting work to be done where it meets Railroad Street. Supervisor Davis reported that the Eagle Police Department will be holding a “drug take-back” day on October 22, 2016. Supervisor Davis reported that the Village approved a zoning change to two-family residential for the property at Markham and Sutton Roads. Supervisor Davis reported that a Village resident and his Eagle Scout son requested to build bike racks and a horse stall behind the Eagle Police Department. The request was denied due to

the potential for other unintended issues arising. Supervisor Davis reported that the Village Board adopted the Waukesha County Hazard mitigation Plan.

Lake Management District – Supervisor Malek reported that the Lake Management District met last night. Supervisor Malek presented the Lake Patrol Report. Supervisor Malek reported that there were just over forty-one (41) hours of patrol time. During this reporting period, the patrol conducted a total of nineteen (19) boat stops. Supervisor Malek reported that Lake Patrol Sergeant Schmidt would like to take all of the current lake ordinances and combine them into one (1) ordinance. Chairman Kwiatkowski stated the content should be discussed with the Lake Management District before the request is brought to the Town Board. Overall, Supervisor Malek stated that the transition from Sergeant Nork to Sergeant Schmidt has been smooth and Sergeant Schmidt has been doing a good job.

Lake Management District Chairman Day reported that the Lake Management District approved hiring an appraisal firm out of Neenah, Wisconsin to appraise a property that the Department of Natural Resources (DNR) request that the Lake Management District attempt to obtain. This is one of the first steps is getting the appraisal because it has been designated by the DNR as part of the dam at the Kroll Millrace. The property is privately owned.

Lake Patrol Boat – Supervisor Malek reported that Sergeant Schmidt submitted his suggestion regarding replacing the Lake Patrol boat. The suggestion was discussed during the Town's Budget Workshop.

Chairman Kwiatkowski explained that he contacted the Town of Troy to see if they had any interest in selling their boat. Unfortunately, they have already traded theirs in. The Town of Troy Chairman did suggest that the Town contact the gentlemen who assisted them because he does government sales.

A motion was made by Chairman Kwiatkowski, seconded by Supervisor Malek to table this item until after the Town Board Budget Workshop has been completed. Upon voice vote, motion carried.

Garbage & Recycling – Supervisor Rasmussen reported that the fall year waste drop-off date has been set for Saturday, November 5, 2016 from 8:00 a.m. to 11:00 a.m. at the Town Park.

Ordinance 16-02, an Ordinance Regulating Culvert Lengths – Supervisor West explained that the current standard that the Town has been using is twenty-two (22) feet with flared ends. Residents have been requesting larger culverts because they are hauling larger trailers. Supervisor West stated that he would like to be able to offer residents other options.

A motion was made by Supervisor Rasmussen, seconded by Supervisor Malek to approve Ordinance 16-02, an Ordinance to Repeal and Recreate Ordinance 02-01, an Ordinance to Regulate Culverts. Upon voice vote, motion carried.

Road Report – Supervisor West reported that Wolf Paving and Intercom regarding Piper Road. There was a little hump that was put in where some underground borings were done. They are going to try a procedure where they heat the asphalt and roll to see if the hump could be minimized. They also may do a little bit of grinding on it. Supervisor West reported that Wolf Paving addressed the issue on the west end of Piper Road that kept washing out. Their remedy seems to be working so far. In regards to Red Brae Road and the joint venture with the Town of Mukwonago, gravel was used to shoulder the road when it was supposed to be dirt. The contractor will be correcting their error. In regards to South Shore Drive, Supervisor West stated that a number of different issues had to be addressed including water flow issues. He stated that the process of the first lift is on. They did have some "soft spot"

issues.

Chairman Kwiatkowski reported that a resident raised concern over the narrow width of the road at the loop. Resident Matt Thew, S109 W34750 Jacks Bay Road stated that while it looks deceiving, the new road is the same width as the old road. Chairman Kwiatkowski added that the transitions up to the driveways have not been done yet, which may give the illusion that the road is too narrow. Chairman Kwiatkowski added that residents who were concerned with water flow issues worked with the Town Engineer and Wolf Paving.

Chairman's Report – Chairman Kwiatkowski reported that an injunction was served on the property owner on Shearer Road for their trucking business. Since they continue to operate Victor Trucking out of the property after the injunction was served, the Town Attorney filed a motion for contempt of court. At this time, it appears that the property owner has not hired an attorney.

There being no further business on the agenda, a motion was made by Supervisor West, seconded by Supervisor Malek to adjourn at 8:37 P.M. Upon voice vote, motion carried.

Lynn M. Pepper
Eagle Town Clerk