

VILLAGE OF EAGLE  
APPROVED REGULAR BOARD MEETING MINUTES  
October 10, 2013

The Village Board meeting was called to order by President Spurrell on October 10, 2013 at 7:00 p.m. Open meeting law requirements were confirmed as having been met. Roll Call: Trustees Schoessow, Degenhardt, Jones, Rice, and President Rich Spurrell. Late arriving and excused was Trustee Neuburg. Also present were Treasurer, Darlene Sterzinger, Police Chief Ehlers, and several residents.

The pledge was led by Peter Jones.

President Spurrell made an announcement for possible closed session pursuant to Chapter 19.85(1)(d) for discussion of drug investigation and prevention strategy

**Review/Approval of Minutes – (Regular-September 12, 2013)**

President Spurrell stated that on page 5, there was no reference to the motion carrying unanimously.

**Motion:** Moved by Trustee Rice, seconded by Trustee Schoessow, to approve the Minutes of the September 12, 2013 meeting, as amended. The motion carried 6-0.

**Consideration of Treasurer's Report, including regular monthly accounts payable.**

**Motion:** Moved by Trustee Rice, seconded by Trustee Scheff, to approve the Treasurer's Report and Accounts Payable, as presented. The motion carried 6-0.

**Citizen Comments/Concerns**

Dave Rockteacher, 335 Eagle Street, asked about the request from John's Disposal to increase the cost of garbage/recycling. President Spurrell stated that the cost of living increase being requested is in the renewal contract. It is a 1.6% request for cost of living.

Jill Steinhart, 523 E. Main St., asked if item #18 on the agenda regarding the drug strategy had to do with Waukesha County. Was the County involved in the drug investigation? Chief Ehlers stated that the County was involved only briefly after midnight/early Sunday morning, and only as an escort. As this is an ongoing investigation, the Chief was not comfortable in speaking about it.

Ms. Steinhart asked why the Village police department is going into surrounding communities?

President Spurrell stated that the department's jurisdiction is the Village limits; however, if a speeder, for instance, goes outside the limits but is caught speeding within the Village, the police are allowed to go outside the Village limits. They cannot go into the Town otherwise unless asked for mutual aid by Waukesha County.

**Announcements:**

President Spurrell read a thank you note into the record, as well as a request from the Eagle Elementary School and Eagle Nature Trail inviting all interested parties to join them for the tree dedication to be held October 24<sup>th</sup> at 1 p.m. at the school.

Trustee Rice stated that the pumpkin party for the Village will be held on Saturday, October 26<sup>th</sup>, with activities at the square. Please get the word out and stop down.

Chief Ehlers presented the Board with the calls for service report. He read an email into the report supporting the EMS and police department for their professionalism in an incident that occurred, thanking them for their service. (Jesse Marcelle)

**Plan Commission**

**Consideration/action regarding request of Dan Kazmierski, 419 Kettle Moraine Dr., for arch style building**

Mr. Kazmierski was present.

**Motion:** Moved by Trustee Scheff, seconded by Trustee Degenhardt, to approve the requested access drive as recommended by the Plan Commission for Dan Kazmierski, 419 Kettle Moraine Dr. The motion carried unanimously.

**Consideration/action-Operator's license requests:**

- a. Monica R. San Miguel, serving at Tastee Z's
- b. Jennifer C. Cook, serving at Tastee Z's

The Board reviewed the license applications which were approved by the Eagle Police Department.

**Motion:** Moved by Trustee Rice, seconded by Trustee Degenhardt, to approve the Operator's license requests of Monica R. San Miguel and Jennifer C. Cook. The motion carried 6-0.

**Consideration/action-Annual Pumpkin Party on October 26, 2013**

**Motion:** Moved by Trustee Scheff, seconded by Trustee Degenhardt, to approve the Pumpkin Party on October 26, 2013. The motion carried 6-0.

**Consideration/action-Renewal of liability/property insurance through R&R Insurance**

The Board was presented a cost sheet for 2014. Discussion ensued as to if other insurance policies were considered. Trustee Scheff asked if this shouldn't be done every year? President Spurrell stated that he believed it was to be considered every other year, and the current policy expires October 31<sup>st</sup>.

**Motion:** Moved by Trustee Rice, seconded by Trustee Schoessow, to approve the insurance policy renewal through R&R Insurance for liability/property insurance for 2014. The motion carried 4-2, with Scheff and Degenhardt voting nay.

**Consideration/action-Eagle Historical Society building issue with respect to chimney/water leakage**

President Spurrell stated that one quote from R&R Fireplace and Chimney was received in the amount of \$4,480. The Town had their Board meeting Monday and would like to obtain other quotes for consideration. A rebuild is needed from the flashing up. The flue is okay, but the brick has deteriorated. The mortar is good, but the brick used is for the interior. The Town motioned to table this matter until the joint budget workshop.

**Motion:** Moved by Trustee Degenhardt, seconded by Trustee Scheff, to table the Eagle Historical Society building issue until further quotes are received and reviewed. The motion carried 6-0.

**Consideration/action –John’s Disposal request for a 2014 rate increase**

President Spurrell stated that John’s has made a cost of living increase request. This brings the current residential unit fee to \$4.00 for recycling, and \$10.62 for garbage pick up, for a total of \$14.62 per month per unit. This is up from \$14.39 last year. The difference is \$.23/unit per month.

**Motion:** Moved by Trustee Scheff, seconded by Trustee Rice, to approve the request of John’s Disposal for a 1.6% cost of living increase for each residential unit, for a total of \$14.62/month per unit, effective January 1, 2014. The motion carried 6-0.

**Discussion regarding perception held by board members and perception of board members held by residents**

President Spurrell spoke at length about how people perceive things, how things are presented, how things are believed to be hidden, ie. the budget workshop was cancelled, but we had no word out there that it was for those who were present at the last meeting.

(Trustee Neuburg arrived at 7:40 p.m.)

Trustee Scheff stated that the public can say what they wish, but 99% of the public is not here at the meetings; this is a good board. He admits there are items forgotten on occasion (i.e. the park restrooms).

Trustee Rice stated that when he came on the board six years ago, there was no organization. He has seen a great improvement. The information passed among Board members is better. Each Trustee has things to take care of for the committee meetings, etc. The President takes a lot of his time to get things done as well. He agrees that everyone can get better, and they are all doing what is best for the Village.

President Spurrell agreed that things have improved, however, there is still room for improvement. He also asked that if the public has concerns, they should ask. He then asked the Clerk to clarify that she was aware that she may need to reapply for the new position created, wherein she responded that the President mentioned that in what she felt was a roundabout way, and that she was blindsided by the fact that she was told in that same conversation that the P&F Committee would make that determination, and the Board would discuss it as well, but that no minutes reflect any such discussion.

To the board members and staff, he asked that they be aware of comments made, etc. The public needs a diverse opinion.

### **Code & Ordinance/Action Items:**

Trustee Rice stated that the committee reviewed the alcohol licensing ordinance. He would like the Village Attorney to review the final document. They will meet again the 3<sup>rd</sup> Monday at 6:30 p.m.

As for the new citizen's appointment on the Committee, Chad has stepped down. Another individual has stepped forward, but he is uncertain of the procedure to be followed in replacing a committee member. President Spurrell stated that it is not required the position be posted, but we have done so in the past. He would need to appoint someone to fill the vacancy. He is aware of another individual as well.

**Motion:** Moved by President Spurrell, seconded by Trustee Rice, to table the appointment of an individual to the Code & Ordinance committee. The motion carried 7-0.

### **Fire Commission**

President Spurrell stated that the Fire Commission discussed budget items. The budget will be brought to the joint board meeting for consideration.

He also stated that letters were sent to North Prairie and the Town of Mukwonago on conceptual discussion on merging fire departments. An appointment is needed for further discussion on this issue, therefore, a chair will need to be appointed.

**Motion:** Moved by Trustee Rice, seconded by Trustee Scheff, that the Village Board appoint Rich Spurrell as the Chair for the discussions involved in merging fire departments. The motion carried 6-1 (Spurrell voted nay).

### **Public Works & Property**

1. Update on meeting
2. Discussion/action regarding Waukesha County Composting Site

Trustee Scheff stated that the Public Works Committee met on October 4 at 12:30 p.m. He indicated that Wolf had a problem with South St. between the BP and Knuckleheads, so they met with Wolf at that location. Wolf is willing to extend the warranty on the road through the Spring of 2014, and make all repairs at no cost to the Village. There was no deadline date set.

Trustee Scheff then stated that the road projects for 2014 include Sherman St. and East Ave. The committee also discussed flooding issues in Calico Fields. A civil engineer from the County was shown pictures and came out to view the area of concern. The engineer stated that the DNR may offer grants for the type of work needed to address this water problem. An infiltration pond behind the baseball field fence is an option. The application process will begin the first quarter of 2014, and DNR will assist in filling out the paperwork.

Trustee Degenhardt asked if the engineer could check if the aqua duct was affected when a homeowner dug his basement too deep for an addition to his home. Trustee Scheff stated that he was not so sure the Board is in favor of having an engineer review that matter. This can be discussed further at the PWC's next meeting.

Trustee Scheff also stated that tires are needed for the plow, at a cost of \$2900. The tires are very bald and not safe.

Trustee Scheff then stated that the Gazebo needs paint/painting, which will be in the range of \$1000.00.

Discussion turned to the Waukesha County Composting site. Trustee Scheff stated that Waukesha County no longer mulches, as there are many new regulations. President Spurrell clarified that Waukesha County had a compost site open, but it is now run by a private company. There are no costs if a municipality doesn't use it. Trustee Scheff stated the committee recommends not going with Waukesha County's request for participation. It would be a 10 year commitment.

**Motion:** Moved by Trustee Rice, seconded by Trustee Schoessow, that the Village not join the Waukesha County Compost Site for the requested 10 year commitment. The motion carried 5-2 with R. Spurrell and K. Degenhardt opposing.

It was clarified that should the Village choose to join later, it is possible to do so.

### **Police & Licensing**

1. Update on Meeting
2. Discussion/action of repairs needed for the police department garage
3. Closed session deferred to end of meeting

Trustee Degenhardt stated that discussion will occur in closed session. She congratulated the Police Chief and his officers on the job done well with respect to the drug problem in the Village. The committee also had discussion on the repairs need to the garage, totaling approximately \$20,000. Impact fees will not cover the repairs to the roof, and that needs repair as well, at approximately \$15,000. The southwest corner of the building is pulling out, and that is a great concern.

Jim Frisch, resident, present in the audience, stated that he believed there to be a four year deadline for repairs to the building. Discussion turned to mold in the building, where currently it is only mildew. The wall has shifted out 3/8". His concern is about the roof and cleaning on the inside, the roof corner where the shifting has occurred is the urgent part.

**Motion:** Moved by Trustee Rice, seconded by Trustee Degenhardt, to table and defer to further budget meetings for possible action/repairs to the police garage. The motion carried 7-0.

With respect to the closed session, it is listed to be held later in the meeting. No further action was taken.

### **Personnel and Finance**

1. Capital Forecasting
2. Budget Workshop-Set Date
3. Set date for Joint Town and Village Board Budget Workshop
4. Set date for Budget Hearing

President Spurrell stated this committee did not meet. Capital forecasting is generally done on an annual review. No action was taken.

The public hearing will be scheduled before the Board meeting on November 14 at 6:30 p.m. A workshop will be held on Wednesday, October 16<sup>th</sup> at 6:30 p.m.

The joint board meeting will be held Weds., November 6 at 7 p.m. with the Town. Modifications can still occur after publication, as the budget is subject to change until final approval.

### **Park & Recreation Committee**

Trustee Jones stated that the committee did meet and discussed the budget, which will remain similar to this year.

President Spurrell asked that the PWC and Police Department get their budget numbers to him as soon as possible.

### **Nature Trail Update**

Trustee Neuburg stated that the summer volunteer work hours were done by the National Honor Society kids. Many hours were put in. She asked that the board and residents join them for the white oak trees planting which they obtained from ground zero in New York. The ceremony will be held at Eagle Elementary. This is a big piece of history, and she hopes all can attend.

President Spurrell then turned the discussion to the reason for the closed session requested. He asked Chief Ehlers what was to be discussed in closed session. Chief Ehlers stated that the department may potentially spend more than what has been budgeted this year. He would like to explain what the department is doing, the scope of it, and the financial end of things.

Motion for closed session pursuant to Chapter 19.85(1)(d) for discussion of drug investigation and prevention strategy.

Regular Village Board Meeting  
October 10, 2013

**Motion:** Moved by Trustee Scheff, seconded by Trustee Degenhardt, by roll call vote to go into closed session pursuant to Chapter 19.85(1)(d) for discussion of drug and prevention strategy. The vote was taken. Neuburg-yes, Schoessow-yes, Degenhardt-yes, Scheff-yes, Jones-yes, Rice-yes, Spurrell-no. The vote carried 6-1.

The Board went into closed session.

**Motion:** Moved by Trustee Scheff, seconded by Trustee Rice, to reconvene to open session. The vote carried 7-0.

**Action to be taken, if any, regarding closed session discussion**

No action from closed session was taken.

**Adjournment**

**Motion:** Moved by Trustee Scheff, seconded by Trustee Degenhardt, to adjourn the meeting at 9:16 p.m. The motion carried 7-0.

Respectfully submitted,  
Jeanne O'Brien, Clerk