

ORDINANCE #202

An Ordinance to Amend Section 14.03 Cigarettes of Chapter 14 LICENSES AND PERMITS of the Municipal Code

Whereas, in June 2010, the U.S. Food and Drug Administration (FDA) enacted 21 CFR Part 1140 as released in Docket No. FDA-1995-N-0259, restricting the marketing, labeling, advertising and distribution of cigarettes and smokeless tobacco products to protect children and adolescents as required by the Family Smoking Prevention and Tobacco Control Act,

And whereas Section 14.03 Cigarettes of Chapter 14 LICENSES AND PERMITS of the Village of Eagle Municipal Code must be brought to current status, be it resolved that Section 14.03 of Chapter 14 Codes and Ordinances be repealed and replaced as follows:

**14.03 CIGARETTES**

1. Definitions

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

- a) Child means as given in W.S.A., § 48.02(2).
- b) Cigarette means as given in W.S.A., § 139.30(1).
- c) Distributor means any of the following:
  - 1) A Person specified under W.S.A., § 139.30(3).
  - 2) A person specified under W.S.A., § 139.75(4).
- d) Identification card means any of the following:
  - 1) A license containing a photograph issued under W.S.A., ch. 343.
  - 2) An identification card issued under W.S.A., § 343.50.
  - 3) An identification card issued under W.S.A., § 125.08.
- e) Jobber means as given in W.S.A., § 139.30(6).
- f) Law enforcement officer means as given in W.S.A. § 30.50(4s).
- g) Manufacturer means any of the following:
  - 1) A person specified under W.S.A., § 139.30(7).
  - 2) A person specified under W.S.A., § 139.75(5).
- h) Place of business means any place where cigarettes or tobacco products are sold, manufactured, or stored for the purpose of sale or consumption, including any vessel, vehicle, airplane, train or vending machine.
- i) Retailer means any person licensed under W.S.A. § 134.65(1).
- j) School means as given in W.S.A., § 118.257(1)(c).

k) Subjobber means as given in W.S.A., § 139.75(11).

l) Tobacco products means as given in W.S.A., § 139.75(12).

2 Federal Drug Administration Laws Adopted

Except as otherwise specifically provided in this Code, the statutory provisions of U.S. Food and Drug Administration 21 CFR Part 1140 of the Family Smoking Prevention and Tobacco Control Act, describing and defining restrictions on marketing, labeling, advertising and distribution of cigarettes and smokeless tobacco products, exclusive of any regulations for which the statutory penalty is a fine or term of imprisonment are hereby adopted and by reference made a part of this code as if fully set forth herein. Any act required to be performed or prohibited by any regulation incorporated herein by reference is required or prohibited by this Code. Any future amendments, revisions or modifications to the statutory regulations U.S. Food and Drug Administration 21 CFR Part 1140 of the Family Smoking Prevention and Tobacco Control Act incorporated herein are intended to be made part of this Code in order to secure to the extent legally practicable uniform regulations of tobacco sales and use.

3 License Required

No person shall in any manner, directly or indirectly, manufacture, sell, exchange, dispose of or give away or keep for sale any cigarettes or cigarette papers or wrappers without first obtaining a license therefore from the Village Clerk in the manner provided in § 134.65, Wis. stats. This section shall not apply to jobbers or manufacturers doing interstate business with customers outside Wisconsin.

4 Fee

The fee for such cigarette license shall be \$60.00 and the Treasurer's receipt must be presented to the Clerk before the cigarette license shall be issued.

5 Form of License: Expiration: Transfer.

All cigarette licenses shall be signed by the Village Clerk and indicate thereon the name of the licensee and the place where he is authorized to conduct the licensed business and shall expire on June 30th next succeeding the date of issue. A license issued hereunder may not be transferred for the license to another owner, nor shall a license be transferable as to the location of the licensed premises.

6 Restrictions on sale or gift to minors.

- a) No retailer may sell or give cigarettes or tobacco products to any person under the age of 18, except as provided in W. S. A. § 48.983 (3).
- b) A retailer shall post a sign in areas within his premises where cigarettes or tobacco products are sold to consumers stating that the sale of any cigarette or tobacco product to a person under the age of 18 is unlawful under this section and W.S.A., § 48.983.
- c) No manufacturer, distributor, jobber, subjobber, retailer, or their employees or agents may provide cigarettes or tobacco products for nominal or no consideration to any person under the age of 18.

7 Defense of retailer

Proof of all of the following facts by a retailer who sells cigarettes or tobacco

products to a person under the age of 18 is a defense to any prosecution for violation of section 14.03(6)(a):

- a) The purchaser falsely represented that he has attained the age of 18 and presented an identification card.
- b) The appearance of the purchaser was such that an ordinarily prudent person would believe that the purchaser had attained the age of 18.
- c) The sale was made in good faith, in reasonable reliance on the identification card and appearance of the purchaser and in the belief that the purchaser had attained the age of 18.

8 Purchase or possession of tobacco products by minors.

- a) Except as provided in W.S.A., § 48.983(3), no child may do any of the following:
  - 1) Buy or attempt to buy any cigarette or tobacco product;
  - 2) Falsely represent their age for the purpose of receiving any cigarette or tobacco product; or
  - 3) Possess any cigarette or tobacco product.
- b) A law enforcement officer shall seize any cigarette or tobacco product involved in any violation of subsection (a) of this section committed in their presence.

9 Penalties for violation of Section 14.03(6)(a) and (c)

- a) In this section, the word "violation" means a violation of section 14.03(6)(a) and (c)
- b) A person who commits a violation is subject to a forfeiture of:
  - 1) Not more than \$500.00 if the person has not committed a previous violation within 12 months of the violation; or
  - 2) Not less than \$200.00 or more than \$500.00 if the person has committed a previous violation within 12 months of the violation.
- c) A court shall suspend any license or permit issued under W.S.A., § 134.65, 139.34 or 139.79 to a person for:
  - 1) Not more than three days, if the court finds that the person committed a violation within 12 months after committing one previous violation;
  - 2) Not less than three days nor more than ten days, if the court finds that the person committed a violation within 12 months after committing two other violations; or
  - 3) Not less than 15 days or more than 30 days, if the court finds that the person committed the violation within 12 months after committing three or more other violations.
- d) The court shall promptly mail notice of a suspension under subsection (c) of this section to the Department of Revenue and to the clerk of each municipality which has issued a license or permit to the person.

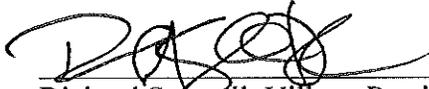
10 Other Penalties.

The penalty for violation of any provision of this section except as already provided for in Section 14.03(9) shall be as provided in §30.04 of this code. A separate offense shall be deemed committed on each day upon which a violation occurs or continues. If any person shall be convicted of a second or subsequent violation of the provisions of this section and the court in its judgment shall determine that the

person failed to exercise due care to prevent the violation, his license privileges shall terminate immediately and he shall not be entitled to another license nor act as an agent or servant of another licensee for 5 years thereafter.

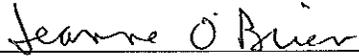
Passed and approved this 10<sup>th</sup> day of March, 2011.

VILLAGE OF EAGLE



Richard Spurrell, Village President

Attest:



Jeanne O'Brien, Village Clerk

ORDINANCE #203

An Ordinance to Amend Chapter 18 PARK AND PLAYGROUND REGULATIONS of the  
Municipal Code

Whereas the Village of Eagle is in the process of updating Municipal Codes,

And whereas the existing Code prohibits the consumption of alcohol except by Village Board approval, the amended ordinance would allow consumption of alcoholic beverages for events registered at the Village Hall

And whereas Chapter 18 PARK AND PLAYGROUND REGULATIONS of the Village of Eagle Municipal Code must be brought to current status, be it resolved that all previous versions of Chapter 18 Codes and Ordinances are repealed and replaced as follows:

**CHAPTER 18**

**PARK AND PLAYGROUND REGULATIONS**

18.01 General Provisions

18.02 Park, Playground & Recreational Area Regulations

18.03 Penalties

18.01    GENERAL PROVISIONS

SUPERVISION – All parks, play areas and recreational facilities in the Village shall be under the supervision of the Village Park Committee. The Village Park Committee shall see to the operation of the Village parks and shall perform their duty, subject to the supervision of the Village Board.

- (1) EMPLOYEES – The Department of Public Works shall have supervision over all employees concerned in the maintenance of such parks, playgrounds and recreational area, and they shall perform their duties under his/her-supervision. (Ref. 2.05(3))
- (2) ENFORCEMENT OF ORDINANCES – The Village Park Committee, and those to whom authority has been delegated, shall see to the enforcement of all ordinances relating to the parks, and shall enforce all rules and regulations relating to the use of the parks, playgrounds and recreational areas. They may request the assistance of the Police Department in matters of enforcement.
- (3) AMUSEMENT FOR GAIN – No amusement for gain or for which a charge is made can be conducted in a park without the consent of the Village Board and such amusement must be conducted in accordance with any ordinance pertaining thereto.

## 18.02 PARK, PLAYGROUND & RECREATIONAL AREA REGULATIONS

### (1) PARK PROPERTY – No person in a park shall:

- (a) DISFIGURATION AND REMOVAL – Willfully mark, deface, disfigure, injure, tamper with, displace or remove, any playground equipment, park property, Village property, or other structures or equipment, facilities or park property or appurtenances whatsoever, either real or personal.
- (b) Paste, glue, tack or otherwise post any sign, placard, advertisement or inscription whatever, nor shall any person erect or cause to be erected any sign whatever on any public lands or highways or roads adjacent to a park, playground or recreational area.
- (c) REST ROOMS AND WASH ROOMS - Fail to cooperate in maintaining rest rooms and wash rooms in a neat and sanitary condition.
- (d) SANITATION – Throw, discharge or otherwise place or cause to be placed in the waters of any fountain, pond, lake, stream, bay or other body of water in, or adjacent to, any park or any tributary, stream, storm sewer or drain flowing into such waters, any substance, matter or thing, liquid or solid, which will or may result in the pollution of said waters, or bring in or dump, deposit or leave any ashes, paper, boxes, cans, dirt, rubbish, waster, garbage or refuse or other trash. No such refuse or trash shall be placed in any waters in, or contiguous to, any park, or left anywhere on the grounds thereof, but shall be placed in the proper receptacles where these are provided; where receptacles are not so provided, all such rubbish or waste shall be carried away from the park by the person responsible for its presence, and properly disposed of elsewhere. No glass bottles are permitted at any time.

### (2) OPERATING POLICY –

- (a) HOURS – Parks, playgrounds and other recreational areas shall be open daily to the public during the hours of 6 AM to 11 PM of any one day, and it shall be unlawful for any person, or persons (other than Village personnel conducting Village business therein), to occupy or be present in said park during any hours in which the park is not open to the public, except that a later closing hour may be extended on prior approval of the Village Board for special events. Any section, or part of the park, may be declared closed to the public by the Village Clerk.
  - (b) Any section, or part of the park, may be restricted from general use by the Village Clerk for special activities including park reservations or other scheduled activities.
- (3) GROUP ACTIVITY – Whenever any group, association or organization desires to use said park facilities for a particular purpose, such as picnics, parties or theatrical or entertainment performances, a representative of said group, association or organization shall first obtain a permit from the Village Clerk for such purposes. The Village Board may adopt and amend an application form to be used by the Village Clerk for such situation. The Village Clerk shall grant the application, if it appears that the group, association or organization will not interfere with the general use of the park by the individual members of the public, and if the said group, association or organization meets all other conditions contained in the application. The application may contain a requirement for an indemnity bond to protect the Village from any liability of any kind or character, and to protect Village property from damage.

(4) PICNIC AREAS AND USE – No person in a park shall:

- (a) Picnic or lunch in a place other than those designated for that purpose. Attendants shall have the authority to regulate the activities in such areas when necessary to prevent congestion, and to secure the maximum use for the comfort and convenience of all. Visitors shall comply with any directions given to achieve this end.
- (b) Use any portion of the picnic areas or any of the buildings or structures therein for the purpose of holding picnics to the exclusion of other persons, nor shall any person use such area and facilities for an unreasonable time, if the facilities are crowded, except that exclusive use of the buildings may be permitted as defined in section 18.02(2)(b).
- (c) Leave a designated area before any fire is completely extinguished and before all trash in the nature of boxes, papers, cans, bottles, garbage and other refuse is placed in the disposal receptacles where provided. If no such trash receptacles are available, then refuse and trash shall be carried away from the park area by the picnicker to be properly disposed of elsewhere.

(5) SNOWMOBILES – No person in a park shall:

- (a) Operate a snowmobile, whether licensed or unlicensed, except as a group activity under sub-section (3).

(6) SPEED OF VEHICLES – It shall be unlawful for any person to operate a motor vehicle in any area in said park, playground or recreational area in excess of fifteen (15) miles per hour.

(7) IT SHALL BE UNLAWFUL:

- (a) For any person to operate any unlicensed vehicle, mini-bike, power cycle, all terrain vehicles or unlicensed motorcycles in a park. Licensed vehicles must operate on paved roads only.
- (b) For any person to bring or harbor any animals in any park, playground or recreational area, other than dogs or cats on a leash.
- (c) For any person to have in his or her possession, custody or control any alcoholic beverage (including beer) of any kind whatsoever, except
  - i. that the sale of malt beverages may be allowed upon the prior approval of the Village Board
  - ii. that consumption of alcoholic beverages may be allowed for events registered at the Village Hall.

(8) WINTER PROGRAM:

The Village Park Committee may oversee a winter ice skating program in or on the area generally used for such purposes.

(9) *RATES* – Following rates shall apply for the use of park facilities:

- (a) No charge for residents of the Village or Town of Eagle for general park use.
- (b) Permits for the use of a park by any group, association or organization, which includes the use of the buildings, shall be subject to the current Village rate schedule.

- (c) Any costs, expenses or damages incurred by the Village resulting from the use of the Village Park by any individual, group, association or organization, other than ordinary care and maintenance, shall be billed to the responsible individual, group, association or organization and paid within 30 days.

### 18.03 PENALTIES

Penalties for violation of this Ordinance shall be as provided under section 30.04 of the Municipal Code of the Village of Eagle, except that willful, malicious or wanton acts of a child shall be as provided under Chapter 48 and 948 of the Wisconsin Statutes, which is incorporated herein by reference.

Passed and approved this 10<sup>th</sup> day of March, 2011.

VILLAGE OF EAGLE



Richard Spurrell, Village President

Attest:



Jeanne O'Brien, Village Clerk

ORDINANCE # 204

An Ordinance to Amend Chapter 1 Village Board Meetings of the Municipal Code

Whereas the Village of Eagle is in the process of updating and bringing the Municipal Codes and Ordinances to current status,

And whereas Chapter 1 "Village Board Meetings" of the Village of Eagle Municipal Code must be brought to current status, be it resolved that all previous versions of Chapter 1 Codes and Ordinances are repealed and replaced as follows:

**MUNICIPAL CODE OF THE  
VILLAGE OF EAGLE**

**PREFACE**

**Democracy is a government of laws. Good democracy requires not only good laws, but laws which are readily available in written form to all who are subject to them, to the public officers who must administer them and to the judges and attorneys who must interpret and apply them. It is for this reason that the Village Board of Eagle has adopted this code of general ordinances. This code represents the contribution of the Village Board to the democratic and efficient administration of the government and affairs of the Village of Eagle.**

**(League of Wisconsin Municipalities)**

# **MUNICIPAL CODE OF THE**

## **VILLAGE OF EAGLE**

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## CHAPTER 1

### VILLAGE BOARD MEETING

- 1.01 Regular Meetings
- 1.02 Special Meetings
- 1.03 Adjournments
- 1.04 Agenda
- 1.05 Call to Order
- 1.06 Absence of Presiding Officer/Clerk
- 1.07 Committees and Boards
- 1.08 Rules of Procedure
- 1.09 Open Meetings Law

#### 1.01 REGULAR MEETINGS

Regular meetings of the Village Board shall be held on the second Thursday evening of each calendar month, at the hour of 7:00 P.M. All meetings of the board including special and adjourned meetings shall be held in the Village Hall or other location as posted for special circumstances.

#### 1.02 SPECIAL MEETINGS

Special meetings of the Village Board may be called by any two trustees, in writing, filed with the clerk at least 24 hours prior to the time specified for such meeting. The clerk shall immediately notify each trustee of the time and purpose of such meeting. Special meetings may be held without such notice when all members of the Village Board consent to the holding of said meeting, such written consent to be filed with the clerk prior to the beginning of the meeting. Any special meeting attended by all trustees shall be a regular meeting for the transaction of any business that may come before such meeting.

#### 1.03 ADJOURNMENTS

The board may, by a majority vote to those present, adjourn from time to time to a specific date and hour.

#### 1.04 AGENDA

The business of the board shall be conducted in the following order:

1. Call to Order/Open Meeting Law Requirements
2. Roll Call
3. Pledge of Allegiance
4. Approval of Minutes
5. Approval of Treasurer's Report and Monthly Accounts Payable Disbursements
6. Citizen Comments
7. Announcements
8. Communications and Miscellaneous Business.
9. Staff Reports/Committee Reports/Action Items
10. Adjournment

### 1.05 CALL TO ORDER

The president at the stated hour shall call the meeting to order. He shall preserve order and decorum, decide all questions of order, and conduct the proceedings of the meeting in accordance with the parliamentary rules contained in Roberts Rules of Order, unless otherwise provided by statute or by these rules. Any member shall have the right of appeal from a decision of the presiding officer. No appeal shall be debatable, and the appeal may be sustained by a majority of the members present, exclusive of the president.

### 1.06 ABSENCE OF PRESIDING OFFICER/CLERK

- (a) If the president is absent at the designated time for any one meeting, the clerk, or in the clerk's absence, the senior trustee present (based on date of original election as trustee) shall call the meeting to order and preside until the board shall by motion select an acting president for that one meeting.
- (b) In the event it is anticipated that the president may be absent for more than one regular meeting, the board shall by motion, select an acting president to preside over all regular, special, and applicable meetings that the president presides over until such time as the regular president returns.

In the absence of the clerk, the president shall appoint a clerk pro tem.

### 1.07 COMMITTEES AND BOARDS

The following committees shall be appointed by the president at the first regular board meeting in May:

<u>Boards</u>	<u>Standing Committees</u>
1. Fire Commission	1. Code & Ordinance
2. Village Plan Commission	2. Library & Historical Society
3. Zoning Board of Appeals	3. Park Committee
4. Board of Review	4. Personnel & Finance
5. Library Board	5. Police & Licensing
	6. Public Works & Property
	7. Water Utility

Appointments to special committees are made at the same time as regular committee appointments. This chapter shall ordain the addition of ad hoc committees as deemed necessary by the Village Board.

#### 1.08 RULES OF PROCEDURE

- (a) All ordinances, resolutions, communications and other matters submitted to the village board shall be read by title and referred to the appropriate committee by the president. Any trustee may require the reading in full of any matter at any time it is before the board. Each committee shall submit a report on all matters referred to it, unless a longer time is granted by vote of the board, and such report shall be entered in the proceedings. Such report shall recommend a definite action by the board on each item, shall be signed by the chair of the committee, and shall be filed with the clerk prior to each meeting. Minority reports may be submitted. Previous notice of each committee meeting shall be filed with the clerk, and each meeting shall be open to the public. Any committee may require any village officer to confer with it and supply information needed in connection with any matter pending before the committee.
- (b) No ordinance or resolution shall be considered by the board unless presented in writing.
- (c) The deliberation of the board shall be conducted in the following manner:
  - (1) No trustee shall address the board until they have been recognized by the presiding officer. He/she shall thereupon address himself/herself to the

president and confine his/her remarks to the question under discussion and avoid all personalities.

- (2) When two or more members simultaneously seek recognition, the presiding officer shall name the member who is to speak first.
- (3) No person other than a member shall address the board except by vote of a majority of the members present, at "Citizen Comments", or as addressed by the presiding officer.
- (4) No motion shall be discussed or acted upon unless and until it has been seconded, unless the rules permit one trustee to initiate action. No motion shall be withdrawn or amended without the consent of the person making the motion, and the person seconding it.
- (5) When a question is under discussion, no action shall be in order, except:
  - 1.) To adjourn
  - 2.) To lay on the table
  - 3.) Address the previous question
  - 4.) To postpone to a certain date
  - 5.) To refer to a committee
  - 6.) To amend
  - 7.) To postpone indefinitely

These motions shall have precedence in the order listed.

- (6) Any member desirous of terminating the debate may move the previous question, in which the president shall announce the question as "Shall the main question now be put?" If a majority of the members present vote in the affirmative, the main question shall be taken without further debate, its effect being to put an end to all debate and bring the board to a direct vote, first upon any pending amendments, and then upon the main question.
- (7) Any trustee may demand an aye and nay vote on any matter, and such vote shall be entered in the proceedings. A majority vote of all members of the board in favor of any proposed ordinance, resolution or appointment shall be necessary for passage or approval, unless a larger number is

required by statute. Except as otherwise provided a majority vote of those present shall prevail in other cases.

- (8) A motion to adjourn shall always be in order, and a motion to adjourn to lay on the table, and a call for the previous question shall be decided without debate.
- (d) All ordinances or resolutions appropriating money or creating any charge against the village other than the payment of claims for purchases or work previously authorized by the board shall only be acted upon by the board at the next regular meeting, provided that this provision may be suspended by affirmation action by three-fourths of all members of the board. A roll call vote shall be taken and recorded on all appropriations if requested.
- (e) It shall be in order for any member voting in the majority to move for a reconsideration of the vote of any question at that meeting or at the succeeding regular meeting. A motion to reconsider being put and lost shall not be renewed. A trustee may not change his vote on any question after the result has been announced.
- (f) Prior to each meeting of the board, the clerk shall supply to each trustee a copy of the previous proceedings. By majority action of those present, the board may dispense with the reading of the minutes at the ensuing meeting.
- (g) These rules or any part thereof may be temporarily suspended in connection with any matter under consideration by a recorded vote of two-thirds of the members present.

## 1.09 OPEN MEETINGS LAW

All meetings of the Village Board shall comply with the Wisconsin State Statutes §19.84 regarding public notice and §19.85 regarding exemptions.

Passed and approved this 14<sup>th</sup> day of April, 2011.

VILLAGE OF EAGLE

  
Richard Spurrell, Village President

Attest Jeanne O'Brien  
Jeanne O'Brien, Village Clerk

ORDINANCE # 205

An Ordinance to Amend Chapter 2 OFFICIALS AND COMMITTEES of the Municipal Code

Whereas the Village of Eagle is in the process of updating and bringing the Municipal Codes and Ordinances to current status,

And whereas Chapter 2 OFFICIALS AND COMMITTEES of the Village of Eagle Municipal Code must be brought to current status, be it resolved that all previous versions of Chapter 2 Codes and Ordinances are repealed and replaced as follows:

**CHAPTER 2**

**OFFICIALS AND COMMITTEES**

- 2.01        Elected Officials
- 2.02        Appointed Officials
- 2.03        Chief of Police
- 2.04        Fire Chief and Fire Inspector
- 2.05        Director of Public Works
- 2.06        Board of Health; Health Officer Abolished
- 2.07        Board of Review
- 2.08        Plan Commission
- 2.09        Board of Zoning and Building Appeals
- 2.10        Committee Appointments
- 2.11        Code & Ordinance Committee
- 2.12        Personnel & Finance Committee
- 2.13        Police & Licensing Committee
- 2.14        Public Works & Property Committee
- 2.15        General Regulations Governing all Village Officials

**2.01 ELECTED OFFICIALS**

- (1) *TRUSTEES*. There shall be 6 Trustees of the Village of Eagle. Three Trustees shall be elected at each annual spring election for a term of 2 years, commencing on the 3rd Tuesday of April in the year of their election.

(2) *OTHER ELECTED OFFICIALS.* The following officers of the Village of Eagle shall be chosen at the regular spring election in odd-numbered years for terms of 2 years commencing on the 3rd Tuesday of April in the year of their election.

(a) *Village President* - The duties and responsibilities of the Village President as defined under Wisconsin State Statutes §61.24 are hereby adopted.

## 2.02 APPOINTED OFFICIALS

(1) *ASSESSOR, ATTORNEY, etc.* The village officials herein after set forth shall be appointed at the first regular meeting of the Village Board in May of odd-numbered years by the Village President, subject to confirmation by a majority vote of the members of the Board:

Assessor	Emergency Management Coordinator
Attorney	Village Engineers
Building Inspector	Village Clerk/Treasurer*

The Village President shall not vote on the confirmation of such appointments except in case of a tie. The term of office of each official so appointed shall be 2 years. All terms shall commence on the 15th day of May following appointment.

\*The position of Village Clerk/Treasurer may, but need not, be held by one (1) person.

(2) *Library Board Representative* – The Village President, with Village Board approval, shall appoint a Library Board Representative in May of each year for a term of one year.

(3) *Joint Park and Recreation Committee Representative* - The Village President, with Village Board approval, shall appoint a Joint Park and Recreation Committee Representative in May of each year for a term of one year.

## 2.03 CHIEF OF POLICE

(1) *OFFICES OF MARSHAL and CONSTABLE ABOLISHED.* Pursuant to §61.195, §61.197 and §66.0101 of the Wisconsin Statutes, the Village of Eagle elects not to be governed by those portions of §61.19 and §61.23 relating to the selection and tenure of Constable and Marshal and hereby abolishes the offices of Village Constable and Village Marshal.

(2) *OFFICE OF CHIEF OF POLICE CREATED.* There is hereby created an office of Chief of Police, which shall be filled by appointment by the Village Board. The Chief must be a currently certified law enforcement officer through the State of Wisconsin. He shall hold office until removed as provided under §61.65 (1) (am), unless his services are sooner terminated by resignation or death. He shall exercise the powers and duties of Village

Marshals and Village Constables, and any other powers and duties as provided from time to time.

#### 2.04 FIRE CHIEF AND FIRE INSPECTOR

- (1) APPOINTMENT. The office of Fire Chief shall be filled by procedure established by the Eagle Fire Commission as stated in section 5.02(1)(c)(4) of the Village of Eagle Municipal Code Chapter 5.
- (2) DUTIES OF FIRE CHIEF. See Section 5.02(1)(d) of the Village of Eagle Municipal Code Chapter 5.

#### 2.05 DIRECTOR OF PUBLIC WORKS

- (1) HIRE. The Director of Public Works shall be hired by a majority vote of the Village Board solely on the basis of merit, training, experience, administrative ability, efficiency and general qualifications and fitness for performing the duties of the position.
- (2) TERM. The Director of Public Works shall hold office for an indefinite term, subject to removal for cause after a hearing by a ¾ vote of the Village Board.
- (3) DUTIES AND POWERS. The Director of Public Works shall have the following duties and powers:
  - (a) He shall have general charge and supervision of all public works in the Village
  - (b) He shall be responsible for the maintenance, repair and construction of streets, alleys, curbs and gutters, sidewalks, bridges, street signs, storm sewers, culverts and drainage facilities, sanitary sewers, village buildings and structures and all machinery, equipment and property used in the activity under his control.
  - (c) He shall have charge of all public services, snow and ice removal, street cleaning and flushing, and mosquito and rodent control.
  - (d) He shall perform such other activities and duties as are imposed upon him from time to time by the Village Board.
  - (e) He shall have full power to employ, set wages and discharge all employees under his direction.
  - (f) He shall have the authority of Weed Commissioner

#### 2.06 BOARD OF HEALTH, HEALTH OFFICER ABOLISHED

Pursuant to the provisions of §251.08 all powers, duties and references thereto contained in this code, or any ordinance of the Village of Eagle, are hereby transferred to the Waukesha County Environmental Health Division with the duties, responsibilities and powers as set forth in Section §251.04 of Wisconsin Statutes.

## 2.07 BOARD OF REVIEW

The Board of Review of the Village of Eagle shall be composed of five members, including the Village President, the Village Clerk and three members of the Village Board of Trustees, who shall be appointed by the Village President. The Board of Review shall have the duties and powers prescribed by §70.47 of the Wisconsin Statutes. Sec. 70.46 (4), Wis. Stats., requires that one voting member have attended an approved training session within two years of the board's meeting.

## 2.08 VILLAGE PLAN COMMISSION

- (1) ESTABLISHMENT. There is hereby established a Village Plan Commission for the Village of Eagle, Waukesha County, Wisconsin, pursuant to Sec. §61.35 and §62.23 Wisconsin Statutes.
- (2) HOW CONSTITUTED. Such Plan Commission shall consist of seven (7) members. One member shall be the Village President who shall be its presiding officer; one Village Board member who shall have expertise with the Village Comprehensive Develop Plan, one Village Board member who shall be the Chair of Public Works and Property Committee, one member shall be the Director of Public Works, and if there is none, a citizen member until such Director is appointed, and three citizen members. Compensation will be paid to citizen members for each meeting actually attended, at the rate set forth and approved by the Village Board, by a resolution establishing salaries for village employees.
- (3) APPOINTMENT AND TERMS OF DESIGNATED SEATS. The Village Board Members shall all be designated per Section 2.08(2) and shall serve, for the duration of their term as committee chair.
- (4) APPOINTMENT AND TERMS OF CITIZEN MEMBERS. The three citizen members are appointed for a three year term. No later than the first regular Village Board meeting in May, one citizen member shall be appointed for a three year term. They shall be appointed by the Village President and subject to approval of the Village Board, and shall be persons of recognized experience and qualification.
- (5) SECRETARY. The Secretary of the Commission shall be the Village Clerk
- (6) OFFICIAL OATHS. Official oaths shall be taken by all members in accordance with Sec. §19.01 of the Wisconsin Statutes, within ten days of receiving notice of their appointment.
- (7) ORGANIZATION. The Village Plan Commission shall organize and adopt rules for its own government, in accordance with the provisions of this ordinance.

- (a) Meetings shall be held monthly, if necessary or at the call of a request of two members of the commission, and shall be open to the public.
- (b) Standing and Special Committees may be appointed by the Chairman.
- (c) A written record shall be kept showing all actions taken, resolutions, findings, determinations, transactions and recommendations made; and a copy shall be filed with the Village Clerk/Treasurer as a public record.

(8) **POWERS.** The Village Plan Commission shall have such powers as may be necessary to enable it to perform its functions and duties and promote municipal planning. Such powers shall include the following:

- (a) To employ experts and a staff, and to pay for their services, supplies, equipment and such other expenses as may be necessary and proper, not to exceed the appropriations and regulations made by the Village Board.
- (b) To make reports and recommendations relating to the plan and development of the municipality to public officials, agencies, utilities and other organizations and citizens.
- (c) To recommend public improvement programs and financing thereof to the Village Board or President.
- (d) To request available information from any public official to be furnished within a reasonable time.
- (e) To enter upon any land. The Commission, its members and employees, may enter upon any land in the performance of its functions, make examinations and surveys, and place and maintain necessary monuments and marks thereon.
- (f) All recommendations are subject to approval by the Village Board, except that denials for violations of Ordinances or State Statutes are considered final actions by the Plan Commission.

(9) **DUTIES.** The Village Plan Commission shall have the following functions and duties:

- (a) To review and recommend changes to a Master Plan/ Comprehensive Development Plan for the physical development of the municipality, including any areas outside of its boundaries, in accordance with Sections §62.23 (2) and (3) of the Wisconsin Statutes.
- (b) To review and recommend an Official Map to the Village Board in accordance with Section §62.23 (6) of the Wisconsin Statutes.
- (c) To review and recommend a Zoning District Plan and regulations to the Village Board, in accordance with Section §62.23 (7) of the Wisconsin Statutes.
- (d) To review and recommend Land Division Regulations to the Village Board, in accordance with Section §236.45 of the Wisconsin Statutes.
- (e) To review and recommend changes to the Master Plan/ Comprehensive Development Plan they deem necessary or

desirable, and to recommend any changes or amendments to the Village Board which they deem necessary or desirable concerning the Official Map, Zoning, Land Division and Fire Prevention Ordinances.

- (f) To consider and report or recommend on all matters referred to them.
- (g) To ensure that all recommendations are consistent with the current Village Comprehensive Development Plan, which will be reviewed annually.

(10) REFERRALS. The Village Board, or other public body or officer of the Village having final authority thereon, shall refer to the Village Plan Commission, for its consideration and report, before final action is taken, the following matters:

- (a) Location and Architectural Design of any public building.
- (b) Location of any Statue or other memorial.
- (c) Location, acceptance, extension, alteration, vacancy, abandonment, change of use, sale, acquisition or lease of land for any street, alley or other public way, park, playground, airport, parking area or other memorial or public grounds.
- (d) Location, extension, abandonment, or authorization for any public utility, whether publicly or privately owned.
- (e) Location, character and extent, or acquisition, leasing or sale of lands for public or semi-public housing, slum clearance, relief of congestion, or vacation camp for children.
- (f) Proposed Fire Prevention regulations.
- (g) All Annexations, incorporations or consolidations affecting the Village.
- (h) All divisions of lands within the Village's platting jurisdiction.
- (i) All proposed or requested changes and amendments to the Village's Master Plan/Comprehensive Development Plan, Official Map, Zoning, Land Division and Fire Prevention ordinances.

(11) ADDITIONAL POWERS AND DUTIES. The Village Plan Commission shall have all additional powers and duties granted or assigned by the Village Board or by Village Ordinances. All the powers and duties granted or assigned by the Wisconsin Statutes to Village Plan Commissions and any amendments thereto, are hereby granted or assigned to the Commission, and such Statutes are hereby adopted by reference.

## 2.09 ZONING BOARD OF APPEALS

See Section 9.2000 – Zoning Ordinance.

## 2.10 COMMITTEE APPOINTMENTS

- (1) No later than the first regular board meeting in May, the village president shall appoint trustees to each of the following standing committees:

Standing Committee Name	Members
Code & Ordinance Committee	Five members
Personnel & Finance Committee	Three members
Police & Licensing Committee	Three members
Public Works & Property Committee	Three members

Note: See 2.11 – 2.14 for detailed committee makeup

- (2) The village president shall designate the chair of standing committees. The village president shall appoint all special committees and designate the chair of each.
  - (a) At the first meeting in May, the Village Board shall approve committee appointment recommendations made by the Village President
- (3) Committee meetings and minutes
  - (a) Four Standing Committee meet on a monthly basis. If more meetings are required, it shall be at the discretion of the chairman to so call. In like manner, meetings may be cancelled by the chairman if no business is pending.
  - (b) Minutes shall be kept of all committee meetings and turned over to the village clerk as part of the public record.
  - (c) Any committee may require any village officer to confer with it and supply information in connection with any matter pending before it.

## 2.11 CODE & ORDINANCE COMMITTEE

- (1) Purpose – To ensure that a current Code and Ordinance document is maintained at the Village Office and on the website and that all amendments and revisions are documented.

To establish rules and regulations for Village property and infrastructure

To incorporate necessary amendments or new legal directives, and periodically review the code and ordinances in view of changing conditions or new issues within the Village.

To make revision recommendations to the Village Board of Trustees for review and adoption.

- (2) Composition – The five member committee shall consist of three Village Trustees, the Police Chief, and one citizen member.
- (3) Term – The term for Village Trustees shall be for a period of one year and citizen member for a period of two years.

## 2.12 PERSONNEL & FINANCE COMMITTEE

- (1) Purpose – To ensure that the Village of Eagle’s finances are prudently monitored using best financial business practices.

To create a draft annual budget for Village Board budget deliberation meetings.

To review all major service contracts for value and performance prior to re-appointment.

To update the full Village Board on any fiscal or personnel matter that requires Board Action or has occurred that affects the fiscal situation of the Village of Eagle.

To hold performance reviews of Village office staff and review potential wage or salary changes per other committee recommendations prior to budget deliberations.

To review the Human Resources Manual annually, at minimum, to ensure that all information is still correct and current.

To assess personnel staffing levels as Village needs change or circumstances warrant.

- (2) Composition - The three member committee shall consist of the Village President and two Village Trustees.

- (3) Term – The term shall be for a period of one year.

## 2.13 POLICE & LICENSING COMMITTEE

- (1) Purpose – To monitor the services and effectiveness of the Eagle Police Department on a regular basis to ensure that the community is receiving professional, sufficient and quality police services for the end goals of safety, quality of life, and protection of property.

To recommend appointment of new officers to the Village Board after interviewing applicants.

Annually review operating expenses to ensure fiscal responsibility and need for services, including review of all grants.

To recommend a draft annual budget for the EPD prior to submitting it for Board Budget review.

Conduct annual performance review of the Police Chief.

To act as a conduit for open communication between the community, the committee, and the EPD to allow the EPD to respond to community needs in creative ways to serve the community better.

To annually review all license & application forms and processes to ensure they meet community needs.

(2) Composition – The three member committee shall consist of Village Board Members with Police Chief or designated assignee in attendance.

(3) Term – The term shall be for a period of one year.

## 2.14 PUBLIC WORKS & PROPERTY COMMITTEE

(1) Purpose – The purpose of the committee is to facilitate recommendations to the Village president and board of trustees with regard to public works matters. The areas of responsibility include research, review and making recommendations to the village board regarding:

The adequacy of Village property and infrastructure to meet current and future requirements of the Village Comprehensive Development Plan including

- (a) Street and sidewalk new construction, repair and maintenance requirements,
- (b) Water Utility planning and reporting requirements including new construction, repair, maintenance and protection of water supply.

Provide capital improvement plans, cost projections and contract requirements for all projects.

Ensure adequate insurance of all Village property to protect financial interests.

Develop a separate annual budget for public works and property needs and Water Utility, and monitor budget to ensure income and expensed fall within budget.

Oversight of Water Utility and required testing and reporting to proper Federal and State agencies.

Oversight of the Village Department of Public Works (DPW) and Water Utility staff.

Conduct annual performance review of the Director of Public Works.

(2) Composition – The three member committee shall consist of Village Trustees.

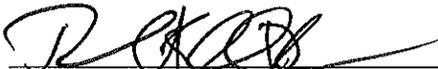
(3) Term – The term shall be for a period of one year.

## 2.15 GENERAL REGULATIONS GOVERNING ALL VILLAGE OFFICIALS

- (1) EFFECT. The provisions of this section shall apply to all officers of the Village, regardless of the time of creation of the office or selection of the officer, unless otherwise specifically provided by ordinance or resolution of the Village Board.
- (2) OATH of OFFICE. Every officer of the Village, including members of the Village Board and Commissions, shall before entering upon his duties and within 5 days of his election or appointment or notice thereof, take the oath of office prescribed by law, and file said oath in the office of the Village Clerk/Treasurer. Any person re-elected or re-appointed to the same office shall take and file an official oath for each term of service.
- (3) BOND. Each officer shall, if required by law or the Village Board, upon entering the duties of his office, give a bond in such amount as may be determined by the Village Board, with such sureties as are approved by the Village President, conditioned upon the faithful performance of the duties of his office. Official bonds shall be filed, as are oaths, as provided in sub. (2) or this section.
- (4) SALARIES. All officers of the Village shall receive such salaries as may be provided from time to time by the Village Board by ordinance or resolution. No officer receiving a salary from the Village shall be entitled to retain any portion of any fees collected by him for the performance of his duties as such officer, in the absence of a specific law or ordinance to that effect. Payment of regular wages and salaries established by the Village Board shall be by payroll.
- (5) VACANCIES. Vacancies in elective offices shall be filled by appointment by the President and approval by a majority vote of the Village Board for the remainder of the unexpired term in accordance with §17.24(1) & §17.24(2).

Passed and approved this 13<sup>th</sup> day of May, 2011.

VILLAGE OF EAGLE.

  
Richard Spurrell, Village President

Attest Jeanne O'Brien  
Jeanne O'Brien, Village Clerk

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**VILLAGE OF EAGLE**  
**RESOLUTION NUMBER 2011-01**  
*THIS AMENDS RESOLUTION NUMBER 2005-10*

**BUSINESS PLANS**

WHEREAS WI State Statute 62.23(3) calls for “ coordinated, adjusted and harmonious development of a municipality” ...and

WHEREAS WI State Statute 61.34(5) grants a village the power to promote the general welfare, peace, good order and prosperity...and

WHEREAS WI State Statute 61.23(3) identifies the village clerk as the “keeper of all licenses, commissions and permits”;

THEREFORE BE IT RESOLVED and the Eagle Village Board of Trustees does ordain that beginning January 1, 2006 any existing or aspiring Village business shall, at the time of applying for any license, permit, hearing, waiver, variance or official permission, file with the Village Clerk a business plan containing the following information:

Business Name \_\_\_\_\_

Business Location (full address) \_\_\_\_\_

Is this  New Construction or,  an existing business property

Business Ownership  Property Owned  Property Leased

Business Type  Sole proprietor  LLC  Corporation  Other \_\_\_\_\_

Business Owners and Officers \_\_\_\_\_

**Primary Business Owner Contact Information:**

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Email: \_\_\_\_\_

Phone: \_\_\_\_\_

Cell: \_\_\_\_\_

Will the Village of Eagle be involved in any financing, funding or monetary concessions for this business?  No  Yes (explain) \_\_\_\_\_

Describe what specific commercial activities will be occurring within the business:

\_\_\_\_\_  
\_\_\_\_\_

Describe and attach diagrams showing how the various business activities will be (are) situated at the Business site:

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Business Square footage \_\_\_\_\_

Blueprints of the project are attached:  Yes  No *If no, explain when they will be available*

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Describe business parking requirements and how the requirements will be met onsite or offsite:

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Describe any proposed remodeling, alterations or additions to the building and/or location prior to opening:

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List any and all business licenses, permits, rezoning requests, or variances that will be required for this business venture to open or proceed:

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Seasonal Business:  Yes  No

List the expected hours and calendar of operations: \_\_\_\_\_

---

Projected Opening Date \_\_\_\_\_

Why was the Village of Eagle selected as the location for the business? \_\_\_\_\_

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Any other information that owners/operators believe important for future decision making? \_\_\_\_\_

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The clerk shall keep a master file of the business plans, and on a monthly basis, supply Board Trustees with new ones arriving.

Adopted March 10, 2011

ATTEST:



Richard Spurrell, Village President



Jeanne O'Brien, Village Clerk

STATE OF WISCONSIN WAUKESHA COUNTY VILLAGE OF EAGLE

Resolution #2011-02

WHEREAS the Town and Village of Eagle boards met to appoint members to the Eagle Disaster Relief Committee which was responsible for the disbursement of funds collected to provide for damage from the June 21, 2010 tornado,

WHEREAS the Town and Village of Eagle boards decided on a five-person committee to determine the process and requirements for residents to obtain some funds to assist in the repair or in any distress that was not covered by insurance,

WHEREAS the Revs. Dennis Ackeret from St. Theresa Catholic Church and Lawrence Turner from United Methodist Church in Eagle were asked to co-chair the committee as unbiased parties,

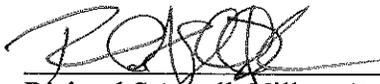
WHEREAS Revs. Dennis Ackeret and Lawrence Turner worked faithfully with the committee to disperse over \$35,000 in funds to those most in need,

BE IT RESOLVED that the Village of Eagle Board of Trustees commends the Revs. Dennis Ackeret and Lawrence Turner for their sense of community spirit, involvement, and display of humanity for those less fortunate,

BE IT FURTHER RESOLVED that a suitable copy of this Resolution be presented to the Revs. Dennis Ackeret and Lawrence Turner, as exemplary role models for all to follow.

Passed and approved this 14<sup>th</sup> day of APRIL, 2011.

VILLAGE OF EAGLE.

  
\_\_\_\_\_  
Richard Spurrrell, Village President

Attest Jeanne O'Brien  
\_\_\_\_\_  
Jeanne O'Brien, Village Clerk

VILLAGE OF EAGLE RESOLUTION NO. 2011-03

**RESOLUTION OF THE SOUTHEASTERN WISCONSIN REGIONAL PLANNING COMMISSION  
AMENDING THE ADOPTED REGIONAL NATURAL AREAS AND CRITICAL SPECIES HABITAT  
PROTECTION AND MANAGEMENT PLAN, THAT PLAN BEING PART OF THE MASTER PLAN  
FOR THE PHYSICAL DEVELOPMENT OF THE REGION COMPRISED OF THE COUNTIES OF  
KENOSHA, MILWAUKEE, OZAUKEE, RACINE, WALWORTH, WASHINGTON, AND WAUKESHA,  
IN THE STATE OF WISCONSIN**

WHEREAS, pursuant to Section 66.945(10) of the Wisconsin Statutes, the Southeastern Wisconsin Regional Planning Commission, at a meeting held on the 10<sup>th</sup> day of September, 1997, duly adopted a natural areas and critical species habitat protection and management plan as documented in SEWRPC Planning Report No. 42, A Regional Natural Areas and Critical Species Habitat Protection and Management Plan for Southeastern Wisconsin; and

WHEREAS, by letter dated March 31, 2005, the Gathering Waters Conservancy, a statewide land conservancy organization that serves many local land trusts and related groups in the Region, requested that the Commission update the natural areas and critical species habitat plan as it pertains to the physical changes in the Region, as well as new findings, which have occurred since the preparation of the original plan; and

WHEREAS, under the guidance of the Technical Advisory Committee for the Protection and Management of Natural Areas in Southeastern Wisconsin, the Commission staff has completed an amendment to the Regional natural areas and critical species habitat protection and management plan, which report contains recommendations for the protection, acquisition, and management of natural areas and critical species habitats in Southeastern Wisconsin, and which constitutes an integral part of the park and open space plan element of the master plan for the physical development of the Region; and

WHEREAS, the proposed amendment to the natural areas and critical species habitat plan is documented in a Commission plan amendment report entitled "Amendment to the Regional Natural Areas and Critical Species Habitat Protection and Management Plan for the Southeastern Wisconsin Region" attached hereto and made a part thereof, which report concludes that the plan amendment requested by the Gathering Waters Conservancy is sound in the public interest; and

WHEREAS, the Technical Advisory Committee for the Protection and Management of Natural Areas in Southeastern Wisconsin unanimously approved the proposed amendment to the natural areas and critical species habitat plan at its meeting held on March 8, 2010; and

WHEREAS, Section 66.945(9) of the Wisconsin Statutes, authorizes and empowers the Regional Planning Commission, as the work of making the whole master plan progresses, to amend, extend, or add to the master plan or carry any part of subject thereof into greater detail;

NOW, THEREFORE, BE IT HEREBY RESOLVED:

FIRST: That the regional natural areas and critical species habitat protection and management plan for the Southeastern Wisconsin Region, being a part of the master plan for the physical development of the Region and comprised of SEWRPC Planning Report No. 42, which was adopted by the Commission as part of the master plan on the 10<sup>th</sup> day of September 1997, be and the same hereby is amended in the manner identified on revised Maps 39 through 45 as reproduced in the aforereferenced SEWRPC staff plan amendment report.

SECOND: That a true, correct, and exact copy of this resolution, together with the aforementioned SEWRPC staff plan amendment report, shall be forthwith distributed to each of the local legislative bodies of the government units with the Region entitled thereto and to such other bodies, agencies, or individuals as the law may require or as the Commission or its Executive Committee, or its Executive Director, at their discretion shall determine and direct.

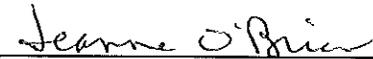
The foregoing resolution, upon motion duly made and seconded, was regularly adopted at the meeting of the Southeastern Wisconsin Regional Planning Commission held on the 1<sup>st</sup> day of December, 2010, the vote being Ayes 17; Nays 0.

Resolution passed by the Village Planning Commission at their regularly scheduled meeting June 28, 2011.



Richard Spurrell, Village President

ATTEST:



Jeanne O'Brien, Clerk

**VILLAGE OF EAGLE RESOLUTION NO. 2011-04**

**RESOLUTION OF THE SOUTHEASTERN WISCONSIN REGIONAL PLANNING COMMISSION  
ADOPTING A DESIGN YEAR 2035 REGIONAL WATER SUPPLY PLAN FOR SOUTHEASTERN  
WISCONSIN, THE PLAN BEING A PART OF THE MASTER PLAN FOR THE PHYSICAL  
DEVELOPMENT OF THE REGION CONSISTING OF THE COUNTIES OF KENOSHA,  
MILWAUKEE, OZAUKEE, RACINE, WALWORTH, WASHINGTON, AND WAUKESHA, IN THE  
STATE OF WISCONSIN**

WHEREAS, the Southeastern Wisconsin Regional Planning Commission is charged by Section 66.0309(9) of the Wisconsin Statutes with the function and duty of making and adopting a master plan for the physical development of the Region; and

WHEREAS, under the guidance of the Commission Regional Water Supply Planning Advisory Committee, the Commission staff has completed all planning and engineering studies necessary for the preparation of the design year 2035 regional water supply plan, including the preparation of SEWRPC Planning Report No. 52, a Regional Water Supply Plan for Southeastern Wisconsin, which report contains maps, charts, tables, programs, and descriptive and explanatory matter intended by the Commission to comprise the year 2035 regional water supply plan and to constitute an integral part of the master plan for the physical development of the Region; and

WHEREAS, the Commission for preparation of the regional water supply plan conducted extensive inventories to provide the necessary climatological; surface water; groundwater and hydrogeologic; water quality; water use; demographic, economic and land use; natural resource base; public utility facility and water law data; developed a regional aquifer performance simulation model; analyzed the state-of-the-art of water supply technology including measures for water conservation; developed a set of water supply management and system development objectives and standards; prepared forecasts of probable future employment, population, and land use development, and of the attendant need for water supply; prepared alternative water supply plans incorporating various combinations of groundwater sources of supply and expanded use of Lake Michigan as a source of supply; evaluated the alternative plans to assess their technological, economic and environmental characteristics, including simulation of the performance of the aquifers underlying the Region under each alternative considered; selected a recommended plan that best meets the objectives and standards; and identified means for plan implementation; and

WHEREAS, the Regional Water Supply Planning Advisory Committee consisting of 32 representatives of the constituent counties and municipalities; water utilities operating with the Region; State and Federal agencies; the academic community; concerned businesses and industries including agriculture; and the environmental protection community, all of whom were particularly knowledgeable and experienced in the provision and use of water supply; and

WHEREAS, the Regional Water Supply Planning Advisory Committee at its meeting held on August 24, 2010, acted to approve the regional water supply plan as that plan is described in the aforereferenced SEWRPC Planning Report No. 52, and recommended the adoption of the plan to the Commission; and

WHEREAS, the proposed design year 2035 regional water supply plan was subject to a series of public informational meetings and hearings held in each County in the Region; and

WHEREAS, Section 66.0309(9) of the Wisconsin Statutes, authorizes and empowers the Regional Planning Commission to prepare and adopt elements of the master plan as the work of making the

whole plan progresses; and the Commission intends the regional water supply plan to constitute an integral part of the master plan for the physical development of the Southeastern Wisconsin Region;

NOW, THEREFORE, BE IT HEREBY RESOLVED:

FIRST: That the design year 2035 regional water supply plan, as set forth in SEWRPC Planning Report No. 52, A regional Water Supply Plan for Southeastern Wisconsin, dated December 2010, shall be and the same hereby is in all respects ratified, approved, and officially adopted.

SECOND: That the said SEWRPC Planning Report No. 52, together with the maps, charts, plats, programs, and descriptive and explanatory matter contained therein, are hereby made a matter of public record, and the originals and true copies thereof shall be kept at all times at the offices of the Southeastern Wisconsin Regional Planning Commission, presently located in the City of Pewaukee, Waukesha County, and State of Wisconsin, or at any subsequent office that the Commission may occupy, for examination and study by whomsoever may desire to examine the same.

THIRD: That a true, correct, and exact copy of this resolution and the aforereferenced SEWRPC Planning Report No. 52 shall be forthwith distributed to each of the local legislative bodies of the government units with the Region entitled thereto and to such other bodies, agencies, or individuals as the law may require or as the Commission or its Executive Committee or its Executive Director in their discretion shall determine and direct.

FOURTH: That the design year 2035 regional water supply plan for Southeastern Wisconsin, following the adoption of this resolution, shall become an element of the master plan for the entire Region, which master plan shall be made for the general purpose of guiding and accomplishing a coordinated, adjusted, and harmonious development of the entire Region and which will, in accordance with existing and future needs, best promote public health, safety, morals, order, convenience, prosperity, or the general welfare, as well as efficiency and economy in the process of development; and that the purpose and effect of the adoption of the master plan shall be solely to aid the Regional Planning Commission, the local governments and local government officials in the Region, the State government and State government officials, and the Federal government and Federal government officials in the performance of their functions and duties.

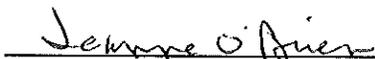
The foregoing resolution, upon motion duly made and seconded, was regularly adopted at the meeting of the Southeastern Wisconsin Regional Planning Commission held on the 1<sup>st</sup> day of December, 2010, the vote being Ayes 16; Nays 2.

Resolution passed by the Village Planning Commission at their regularly scheduled meeting June 28, 2011.



Richard Spurrell, Village President

ATTEST:



Jeanne O'Brien, Clerk

RESOLUTION NO. 2011-05

A RESOLUTION TO  
APPROVE A WARD PLAN FOR  
THE VILLAGE OF EAGLE, WAUKESHA COUNTY  
WISCONSIN

WHEREAS, Section 5.15 of the Wis. Stats., requires the Village of Eagle, by the Village Board, to divide the Village into wards for election purposes; and

WHEREAS, each ward shall consist of whole enumerative districts or census blocks.

NOW, THEREFORE BE IT RESOLVED, that the Village of Eagle is divided into two (2) wards for election purposes, and this division is hereby approved by the Village Board of the Village of Eagle, and the Clerk is hereby directed to file the same with the County Clerk, Waukesha County, Wisconsin. Each ward has the boundaries described as follows:

WARD I: That portion of the Village North of Main Street to the westernmost and easternmost boundaries of the Village, and southerly from Main Street to Park Avenue east of S. Parkview Dr., also including the areas of S. Grove, South St, and all lands west of South Street to the westernmost and southernmost boundaries of the Village.

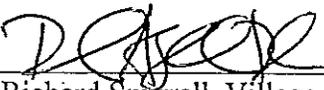
WARD II: That portion of the Village South of Main Street, east of S. Parkview Drive, South of Park Avenue, East of Grove Street and East of South St. to the easternmost and southernmost boundaries of the Village.

FURTHER, the Wards as divided are to suit the convenience of the voters residing therein and each Ward shall, as far as practical, be kept compact and will observe the common interest of existing neighbors.

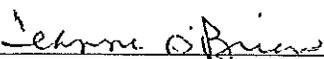
BE IT FURTHER RESOLVED, that the polling place for all Wards shall be the Village of Eagle Municipal Building, 820 E. Main Street, Waukesha County, Wisconsin.

RESOLVED and APPROVED this 14th day of July, 2011.

VILLAGE OF EAGLE

BY   
Richard Spurrell, Village President

ATTEST:

  
Jeanne O'Brien, Clerk

Village of Eagle, Resolution #2011-06

A RESOLUTION EXEMPTING THE VILLAGE FROM THE  
WAUKESHA COUNTY LIBRARY LEVY FOR 2011 TAX FOR  
2012 PURPOSES

WHEREAS, as a county expending money for public library services to its inhabitants, Wis. Stats. §43.64(1) authorizes the Waukesha County Board to levy a tax to provide funds for such service, and

WHEREAS, Waukesha County intends to impose and collect a 2011 county library levy for 2012 purposes under Wis. Stats. §43.64(1), and

WHEREAS, Wis. Stats. §43.64(2), provides any city, town, village or school district in a county levying a tax for public library service under Wis. Stats. §43.64(1) shall, upon written application to the county board of the county, be exempted from the tax levy, if the city, town, village or school district making the application levies a tax for public library service and appropriates and expends for a library fund during the year for which the county tax levy is made a sum at least equal to an amount calculated pursuant to a formula set out in Wis. Stats. §43.64(2), and

WHEREAS, the Village of Eagle will appropriate and expend for a library fund during the year for which the county tax levy is made a sum at least equal to an amount calculated pursuant to a formula set out in Wis. Stats. §43.64(2), and

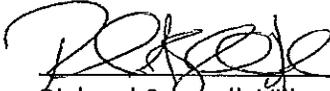
WHEREAS, the Village of Eagle has received a letter dated June 28, 2010 from the Waukesha Federated Library System requesting that the Village Board adopt an exemption resolution per Wis. Stats. §43.64(2), by September 30 of this year, and to authorize an official to execute and return to it a document entitled *Notice of Exemption from Library Levy 2011 Tax for 2012 Purposes*.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Village of Eagle as follows:

1. The Village of Eagle hereby certifies that it will appropriate and allow the library to expend no less than a rate of \$0.245966 per \$1,000 of the actual State Equalized Value amount.
2. The Village of Eagle is therefore eligible for exemption from the county library levy.
3. The Village Clerk-Deputy Treasurer is hereby authorized to forward certified copies of this resolution to the Waukesha County Board and to the Waukesha County Federated Library System.
4. Village Clerk-Deputy Treasurer is hereby authorized to execute and return to the Waukesha County Federated Library System the document from that entity entitled *Notice of Exemption from Library Levy 2011 Tax for 2012 Purposes*.
5. A certified copy of this resolution shall be considered to be the written application to the Waukesha County Board under Wis. Stats. §43.64(2) to exempt the Village of Eagle from the Waukesha County Library Levy for 2011 Tax for 2012 Purposes.

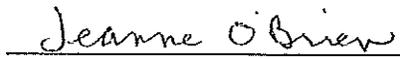
Adopted by the Board of Trustees of the Village of Eagle on the 11<sup>th</sup> day of August, 2011.

VILLAGE OF EAGLE



Richard Spurrell, Village President

ATTEST:



Village Clerk-Deputy Treasurer

Adopted: August 11, 2011

**Resolution #2011-07**

**A Resolution to Adopt an Employee Grievance Procedure**

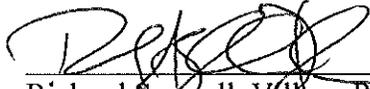
Whereas s. 66.0509(1m), Wis. Stat. requires local governmental units to adopt an employee grievance procedure;

Whereas the Village of Eagle, Waukesha County, Wisconsin has thoughtfully considered this requirement and prepared an employee grievance procedure that contains the required elements;

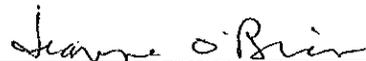
Now, therefore be it resolved, that the Village Board of the Village of Eagle, Waukesha County, Wisconsin adopts the attached Employee Grievance Procedure pursuant to s. 66.0509(1m), Wis. Stat.

Adopted this 8<sup>th</sup> day of September, 2011.

VILLAGE OF EAGLE.



Richard Spurrell, Village President

Attest 

Jeanne O'Brien, Village Clerk