

VILLAGE OF EAGLE SPECIAL BOARD MEETING MINUTES  
November 24, 2015  
Unapproved

PUBLIC HEARING

The Village of Eagle Public Hearing was called to order at 6:00 p.m. by President R. Spurrell. All Village Board Trustees were present: L. Neuburg, G. Scheff, G. Hein, J. Hoefakker, G. Hein, and J. Frisch.

Present in the audience were:

L. Wilkinson, 404 Kettle Moraine Dr.

D. Rockteacher, 335 Eagle St.

R. Ehlers, 305 Hawthorne Dr.

B. Dingle, 116 South St.

D. Rockteacher questioned how the purchase of the new plow truck for the DPW would affect 2016 and future budgets. R. Spurrell explained that the truck would be purchased with a 5 year loan in 2016, the first payment being taken from the reserve account, therefore 2017 through 2020 budgets would need to account for those four following payments. D. Rockteacher also inquired as to whether those payment would affect the monies that would/could be spent on street repairs and whether funds from the State Transportation Aide would be used toward the truck purchase. R. Spurrell explained that the budgeted payments for the truck would affect the entire general fund budget and that the state transportation aide was also accounted for in the general fund budget, one would not necessarily directly affect the other.

L. Wilkinson inquired as to why the budgeted amount for Fire Benefits had doubled from 2015.

R. Spurrell explained that when the budget was drafted, they were budgeting for the potential of paying benefits for two full time employees. Because that was no longer anticipated for 2016, R. Spurrell made changes to the Expense and Revenue accounts in the 2016 budget, explaining that the amounts would offset each other, having no effect on the budget, but making the change would show a more accurate reporting of expenses and revenue.

L. Wilkinson also asked about the projected surplus for 2015. R. Spurrell stated that he had anticipated a slight surplus and hoped to be able to increase the general reserve account. He explained the different reserve accounts, their approximate current balances and explained that there was a focus on increasing those reserve account balances.

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**Call to Order/Open Meeting Law requirements:** Meeting was called to order at 6:15pm by President R. Spurrell, open meeting law requirements were confirmed as being met.

**Roll Call:** Trustees L. Neuburg, G. Scheff, J. Hoefakker, R. Spurrell, G. Hein, P. Jones, and J. Frisch were all present.

**Pledge of Allegiance:** Pledge of Allegiance was led by R. Spurrell.

**Announcement for possible closed session per WI State Statute 19.85 (1)(f) for preliminary consideration of specific personnel problems or the investigation of charges against specific persons except where par. (b) applies which, if discussed in public, would be likely to have a substantial adverse effect upon the reputation of any person referred to in such histories or data, or involved in such problems or investigations:** Announcement for possible closed session made by R. Spurrell.

**Citizen Comments/Concerns:**

D. Rockteacher, 335 Eagle St. – announced concerns that decibel readings were taken at the Kettle Moraine Days Festival without being notified, wondering if there was an issue with the festival that had prompted the readings. R. Spurrell explained that the Police Department and Code and Ordinance Committee was trying to get accurate noise readings for several different events within the Village. D. Rockteacher also commented on his belief that there should only be one question on the referendum ballot for the spring election.

B. Dingle, 116 South St. – requested that the Board consider the residents living close to the bars/restaurants when making a decision on the noise ordinance.

L. Fejnas, 103 Eagle St. – referenced the letter from Atty. M Blum regarding the proposed noise ordinance. She indicated that his recommendations had listed decibel readings lower than what was in the proposed noise ordinance. She stated that she believed that the Code & Ordinance Committee set the decibel limits too high and fears that by passing the proposed ordinance, it will legalize the continuance of the events creating the problem noise.

L. Wilkinson, 404 Kettle Moraine Dr. – inquired as to whether the 10 day period to correct the direct legislation petition recently submitted had passed. Clerk C. Zindars confirmed that the deadline had passed.

R. Ehlers, 305 Hawthorne Dr. – questioned the reason for closed session as listed on the agenda, stating that other closed session line items had included a more specific description for the reason for closed session. R. Spurrell replied that as noted on the agenda, the reason for closed session was as listed, citing language from the closed session line item. R. Ehlers also made a request that the Board consider making the Kettle Moraine Days event a ‘dry’ event, with no alcohol served. He also suggested that Board meetings also begin with prayer and then read bible passage 2 Corinthians 11:13-15.

**Consideration/Approval to set the Village's 2015 Tax Levy:** R. Spurrell read Resolution 2015-04 FOR BUDGET ADOPTION AND TAX LEVY 2015-2016, which included a tax levy amount of \$727, 615 and mill rate of \$.00479058. Motion made by J. Frisch to approve the Village of Eagle 2015 Tax Levy amount of \$727, 615. Seconded by G. Scheff. Motion carried unanimously (7-0).

**Consideration/Approval of the Village of Eagle 2016 Budget:** R. Spurrell indicated that there was a rounding issue creating a \$1 difference that was corrected on the budget provided to trustees. Motion made by J. Frisch to approve the Village of Eagle 2016 Budget. Seconded by G. Scheff.

**Roll Call Vote:** L. Neuburg – yes, G. Scheff – yes, J. Hoefakker – yes, G. Hein – yes, P. Jones – yes, R. Spurrell – yes. Motion carried unanimously (7-0).

**Consideration/Action regarding Ordinance #217 LOUD AND UNNECESSARY NOISE PROHIBITED:** R. Spurrell outlined several items in the proposed ordinance and commented on potential changes. He suggested that certain areas in the ordinance indicating where the sound was to be measured seems contradictory. He also questioned language in the ordinance about the sound being for longer than (5) seconds in any period of one minute or less, suggesting that the language was confusing. Discussion of other suggested changes to the ordinance continued between trustees. Motion made by R. Spurrell to send the ordinance back to the Code and Ordinance committee for further review. Seconded by J. Hoefakker. Motion carried (5-2) with L. Neuburg and J. Frisch opposed.

**Consideration/Action regarding the use of a SPECIAL EVENT PERMIT APPLICATION:** Discussion among board members determined desired changes to the form, along with a suggestion from R. Spurrell for a disclosure on the form regarding falsifying information. Motion to send the proposed form back to the Code and Ordinance Committee for revisions made by R. Spurrell. Seconded by G. Scheff. Motion carried (5-2) L. Neuburg, J. Frisch opposed.

**Motion for closed session per WI State Statute 19.85 (1)(f) for preliminary consideration of specific personnel problems or the investigation of charges against specific persons except where par. (b) applies which, if discussed in public, would be likely to have a substantial adverse effect upon the reputation of any person referred to in such histories or data, or involved in such problems or investigations:** Motion to convene in closed session made by G. Scheff. Seconded by P. Jones.

**Roll Call Vote:** L. Neuburg – yes, G. Scheff – yes, J. Hoefakker – yes, G. Hein – yes, P. Jones – yes, J. Frisch – yes, R. Spurrell – yes

### **Closed Session**

**Motion to reconvene into open session:** Motion to reconvene to open session made by J. Frisch. Seconded by G. Scheff. Motion carried unanimously (7-0). Reconvened to open session at 7:24pm.

**Discussion/Action regarding closed session discussion:** Motion made by R. Spurrell to proceed as discussed in closed session. Seconded by J. Frisch. Motion carried unanimously (7-0)

**Adjournment:** Motion to adjourn made by J. Frisch. Seconded by J. Hoefakker. Motion carried unanimously (7-0). R. Spurrell adjourned the meeting at 7:25pm.