

VILLAGE OF EAGLE BOARD MEETING MINUTES  
APPROVED October 14, 2010

The meeting was called to order on at 7:30 pm by President Spurrell. Open meeting law requirements were confirmed by the Deputy Clerk as having been met. Roll Call: Trustees Block, Couch, Greenberg, Rice, Royston, Scheff and President Rich Spurrell all present. Trustee Royston led the Pledge of Allegiance.

President Spurrell made an announcement of a possible closed session pursuant to WI State Statute 19.85(1)(c) to consider employment of a Village of Eagle Clerk, Village of Eagle Treasurer and an interim Village of Eagle Clerk, all of which the Village of Eagle Board has jurisdiction over.

Approval of past Regular Board Minutes for August 12<sup>th</sup> and September 9<sup>th</sup>, 2010 and Special Board Meeting Minutes, August 16<sup>th</sup>, August 24<sup>th</sup>, August 30<sup>th</sup>, September 1<sup>st</sup>, September 20<sup>th</sup> and October 4<sup>th</sup>, 2010.

Trustee Couch asked that the September 9, 2010 minutes, under Committee reports, page 3 be corrected since a TIF district was not asked for, but rather discussed that it could be set up. There was general discussion but not a request for a TIF district. A motion to approve all the Minutes stated above was made by Couch, with the amendment to the September 9<sup>th</sup> minutes. The motion was seconded by Trustee Scheff. Votes were unanimous and the motion carried.

There was no Treasurer's Report. Spurrell moved that the Treasurer's report be tabled until next month. Trustee Block seconded. There was no discussion and a vote was taken. All were in favor and the motion carried 7-0. As a formality, the President moved to approve the payroll checks for the Trustees, checks numbered 15524 to 15529. Royston made the second, no discussion, vote taken and carried unanimously.

**Citizen Comments:** John Davis, Town Board member asked, on behalf of a Town resident who was on the Village Grievance Committee regarding well disputes. It was determined that Trustee Lee Greenberg is the Chairperson of the Water Committee and therefore is the representative.

**Announcements:** President Spurrell is announced in the absence of Fire Chief Heim that the Fire Department is having a pancake breakfast fund raiser on Saturday, October 30, 2010 from 7-11 a.m. Trustee Rice announced that the Pumpkin Party will follow the pancake breakfast from 1-4 p.m.

Police Chief Russ Ehlers gave a report from the Police Committee, specifically with concerns brought up by Mr. Dingle, whom he met with already. The Chief stated that he will be meeting with Scott Dooley in the next week and hopes to take a comprehensive approach to solutions for the problems brought to light.

Chief Ehlers explained that Officer Bruckner was approved a while back to attend DRE (Drug Recognition Education) School and while at school was involved in a life saving action of a suspect who collapsed. In addition to this, Officer Bruckner was recognized for all of her achievements during the year, including application for grants for KIDS (Keep Internet Discussions Save) and especially her activities during the tornado. The WAWPO (Wisconsin Association of Women Police Officers) accepted a nomination from Chief Ehlers for outstanding service by a female officer. As a result, Officer Gwen Bruckner received the highest award given by the WAWP: Female Officer of the Year 2010.

#### Committee Reports:

Planning Commission recommends the approval of the Phase II Nature Trail. A presentation was given by Dave Traver and Jean Weedman regarding Home Depot's generous commitment of materials for a pier and seating for an amphitheater, totaling \$7,000, not including labor. On November 4<sup>th</sup>, 2010 volunteers will be putting all the materials together and there will be food, beverages for all the workers here at the Municipal Building. Traver announced that Frank Nardine has been negotiating a contract with Trees On The Move to get the rest of the plantings of trees and bushes. Motion to approve Phase II of the Library Walking Path was made by Trustee Block. Greenberg seconded the motion. Vote taken resulted in 7-0 approval.

Planning Commission also recommends the re-approval of a CSM from June, 2007 that was not executed and filed with Waukesha County. The CSM is for land owned by Don Wilton, NW ¼ of SE ¼ of Section 10 Town 5 North, Range 17 East. (Village of Eagle extra-territorial jurisdiction). Greenberg moved to approve the re-approval of the cited CSM. Rice seconded. There was no discussion. Vote carried 7-0 in favor.

Discussion regarding Bielinski's request to extend the Fox Chase East Developer's Agreement was the next agenda item. President Spurrell explained to the Board that the developer's agreement expires on October 19, 2010, and the next agenda item regarding the decrease of the Fox Chase East development's letter of credit will also be affected by the decision the Board makes. Discussion followed about wording and what was included. Motion was made by Trustee Rice to extend the Bielinski's Fox Chase East Developer's Agreement for three (3) years. Trustee Couch seconded the motion. There was no more discussion. A unanimous vote resulted in the motion carrying.

The Bielinski developer's letter of credit for Phase II of Fox Chase East reduction was then discussed. Concerns regarding the final lift on the road were brought to light. This discussion included the connection from Fox Chase to Fox Chase East and the protection of existing driveways. Couch made a motion to table the decision for sixty (60) days to allow time for it to be looked at properly by a committee. Trustee Scheff seconded. Spurrell asked that instead of it going to committee, could it be given to the engineers and attorney to correctly amend with proper verbiage. Couch then amended this motion to state the letter of credit reduction matter goes to the attorney and engineers, to then come back to the Board. Scheff amended his second. Rice commented that there

would be an actual cost so the Board knows what they are dealing with when it comes to suggesting the reduction. Spurrell made a motion to amend the amended motion to reflect that instead of putting on a sixty (60) day limit, if the attorney and engineers have it completed by next Board Meeting it can be voted on. Block seconded Spurrell's amended motion. The call for the vote resulted in 6 aye votes and 1 opposed. Couch was the opposition vote. Motion carried. Motion on the floor is to forward this on to the attorney and the engineers. No discussion. Vote was taken. Motion carried 7-0 in favor.

The letter of credit for Parish Hill Court expires November 30, 2010. There has been no construction on the project. Spurrell reported that at the recommendation of our attorney the Board should renew the letter of credit. Discussion followed. Rice made the motion for the attorney draw up a letter stating the Board approved the extension of the letter of credit. Scheff seconded the motion. A 6-1 vote in favor carried the motion, with Couch voting against the motion.

Trustee Royston presented consideration to have Waukesha County collect both installments of the 2010 Taxes. Currently, the Village collects the first portion and the County collects the second installment in July. Discussion followed regarding the procedure and cost, which Royston suggested was minimal. She stated in light of the changes in the Village Office staff, this might be a good time to institute the program. Scheff moved to proceed with Waukesha County collecting all of the Village taxes for 2010. Block seconded the motion. There was more discussion, especially about residents coming to the Village to pay their taxes; the mortgage companies that are involved with the taxing process and the education of the tax payers. Spurrell pointed out that the education process needs to have more time to which Couch added that there may be other items that will be changing the tax bill. Greenberg suggested that this should be done for the 2011 tax collection. Motion on the floor was to allow Waukesha County to collect the 2010 taxes, made by Scheff. A vote was taken and failed 2 in favor, 5 opposed. Royston then made the motion to proceed with Waukesha County collecting the 2010 taxes as presented to which Couch seconded the motion. Rice was concerned about the informational letters, education of the residents and the process. The vote was taken and resulted in a 5-2 vote in favor of having Waukesha County collecting taxes for 2010.

The review and report of Village Insurance for property listings was the next agenda item. Royston explained that all of the property, buildings, and vehicles are now identified and need to be recorded. Motion was made by President Spurrell that Royston and Deputy Clerk Sterzinger work on updating the insurance coverage on all items listed. Scheff seconded the motion. Unanimous vote resulted in passage of the motion.

There was discussion regarding the request/authorization to secure a Title Company to review and clarify two (2) Village Owned parcels to clear title information for the Register of Deeds and Village records. Royston pointed out that it is probably only one, specifically the Information Center. It was pointed out that there is a gap in the legal description on certain parcels. Scheff moved table the issue and review the matter after the first of the year. Rice seconded the motion. Motion carried unanimously.

Item 15 on the agenda was the consideration of the Village audit contract. Royston presented information on a CPA firm that works with local municipalities. Greenberg pointed out that the Board approved a three (3) year contract with Baker Tilley Auditors, and we are at the end of year one.

Scheff requested consideration/action on purchasing an off-site computer back-up system for the Village Office. Discussion followed. Couch made a motion that we purchase the off-site computer back-up system. Block seconded. Unanimous vote; motion carried.

Scheff explained that Chief Ehlers would explain credit card payments to the Village Office. The Police Department has been using it and it has been very helpful in collect fines and miscellaneous payments. The program is called "Gov.Pay" and fees are paid by the credit card user, not the Village. Discussion followed. Block moved to implement the credit card payment system through Gov.Pay. Greenberg seconded. There was more discussion, specifically Rice thought there was a need for more information. Vote was taken resulting in 5-2 in favor. Motion carried.

Couch made a motion to make payments to the Library on the first of the month of each quarter. Royston seconded. Spurrell asked for clarification that it be stated the first of the month or first Monday because we do not do checks every day. Couch then changed his motion to state payments should be made to the Library on the first Monday of the month of each quarter. Royston changed her second to agree. 7-0 vote resulted in approval of the Library payments.

The Police Committee agenda item was placed on the Board agenda in error. It was meant for the Police Committee meeting.

Couch made a motion to give the remaining \$5000 only to the Park and Rec. Scheff seconded. There were questions regarding the submitted Park & Rec budget. Discussion followed. Board voted all in favor to approve the \$5000. Motion carried.

Personnel & Finance Committee discussed the 2011 budget. The report shows that there is a \$177,000 deficit. President Spurrell explained the figures. The Committee has been working to make cuts and states the need to have another Budget workshop. Additionally, there is a need to meet jointly with the Town of Eagle for budget items.

Couch made the motion to go to closed session pursuant to WI State Statute 19.85(1)(c) to consider the employment of a Village of Eagle Clerk, Village of Eagle Treasurer and an interim Village of Eagle Clerk. Rice seconded the motion. Roll call vote was taken: Block, Couch, Greenberg, Rice, Royston, Scheff and Spurrell all voted aye.

Motion to reconvene was made by Couch and seconded by Scheff and the resulting vote was unanimous.

Scheff moved to hire the interim Clerk to help with November elections as discussed in closed session. Block seconded. Vote was taken. All were in favor. Motion carried.

Rice moved to hire the Village Clerk as discussed in closed session. Royston seconded. Vote was taken. All were in favor. Motion carried.

Rice moved to appoint a Village Treasurer as discussed in closed session. Couch seconded. Vote was taken. All were in favor. Motion carried.

Motion to adjourn was made by Royston and seconded by Scheff. All were in favor and motion carried. Meeting adjourned at 10:07 p.m.

Respectfully submitted,

Darlene Sterzinger  
Deputy Clerk/Treasurer