

VILLAGE OF EAGLE
“APPROVED” MINUTES – OCTOBER 9, 2008

President R. Spurrell called the monthly meeting of the Eagle Village Board to order at 7:30 p.m. The Clerk confirmed Open Meeting Law requirements. Roll was taken: B. Spurrell, Thomas, Rice, Couch, R. Spurrell – present; Scheff, Salmela – excused. Trustee Couch led the Pledge of Allegiance.

Moved by Thomas, seconded by B. Spurrell to approve the regular meeting minutes of September 11th. Motion carried.

The treasurer’s report, including a breakdown of legal fees and the accounts payable disbursements for October were reviewed. It was explained that any legal or engineering fees billed for services relating to a development, are billed back to the developer. Trustee Rice moved to approve the treasurer’s report and the October disbursements (Ck. #13415- #13453). B. Spurrell seconded. All in favor.

Citizen Comments:

Chad Collath, 126 Waukesha Road, indicated that a long period of time has been spent reviewing the Parish Hill development. He has an offer pending, and he hopes that final approval will be given tonight.

Dan Nigel, 120 W. Waukesha Road, is in the same situation and agreed with Mr. Collath.

Announcements:

President Spurrell stated that concern had been expressed to him regarding the Miller Beer banner advertising the Farmer’s Market. He also indicated that during the off season, the committee should work on getting more organized and obtaining more participants.

Trustee Rice, sent a reminder out of the October 25th Eagle Pumpkin Party. Festivities begin at Noon and end with a pumpkin carving contest at 5:00 p.m. in the square.

Police Chief Ehlers, reported on the “Can a Cop” drive also taking place on the 25th. Their goal is to fill the squad completely with non-perishable food items. He also reported that after reviewing their ordinance, the Town of Eagle has passed an ordinance stating that there is no rifle hunting in the Town.

President Spurrell, on behalf of Fire Chief Heim, reported that the siren system will be upgraded at a cost of approximately \$1,000. Heim had also told Spurrell that all the credit should be given to Trustee Couch.

Presentation of Awards:

Chief Ehlers began by saying that he always has enjoyed being a public servant, especially with an event that took place a couple weeks ago. Judy Laufenberg, an employee at Chapman’s BP, had telephoned the Chief and reported that three (3) youths had come into the station, handed her a wallet they had found, and asked if she could take care of it. When asked if there was any money in it, the boys responded that they did not know. The wallet and all of its contents were eventually returned to the rightful owner. This type of action, Ehlers stated, should be an inspiration to both their peers and all adults. With that being said, the Chief presented Youth Citizen Awards to Drew Chapman, Jacob Leichtfuss and Ryan Rapacz.

Discussion/Consideration of Parish Hill Development:

President Spurrell stated to Mark Marzion and the two (2) interested homeowners that it has indeed been a very long process and that no harm was intended, but rules had to be followed. Several documents including, but not limited to, the Developer's Agreement, Final Plat, Stormwater Management Agreement, Restrictions for the Benefit of the Village, and the proposed Irrevocable Standby Letter of Credit were discussed as well as recommendations by the Village Attorney and Engineers. Conditions existing on Lots 8 & 9, such as overhead electric, were acknowledged. Language contained in the Restrictions For the Benefit of the Village of Eagle pertaining to construction hours was also discussed. After review of all the submitted documents, Trustee Rice moved to approve the Developer's Agreement, Stormwater Management Practice Maintenance Agreement, Restriction for the Benefit of the Village of Eagle and the Irrevocable Standby Letter of Credit, contingent upon the following:

1. The Developer obtaining the easement from St. Theresa's that is necessary for the Subdivider to construct Parish Hill Court.
2. The Developer obtaining the fee simple right-of-way acquisition from St. Theresa's and the Developer transferring that property to the Village of Eagle. This acquisition is also necessary to allow for the construction of Parish Hill Court.
3. Confirmation that the Department of Transportation has fully approved Parish Hill Court being connected to S.T.H. 59.
4. Receipt of the original Letter of Credit in the amount as approved by the Village Board; 20% included contingency, total amount of \$341,345.88.
5. All documents to be signed by the Subdivider prior to the Village representative signing the documents.

Couch seconded the motion. Under further discussion, the LOC contingency and filing of the various documents was clarified. R. Spurrell then amended the motion to include, #6 on the Restrictions for the Benefit of the Village of Eagle, 3rd sentence should read, "All construction, not performed by the homeowner, after occupancy, shall not occur on Sundays without the prior written approval from the Director of Public Works for the Village." Rice seconded, amendment carried. Original motion with the amendment carried; all in favor.

2008 Village Audit:

Trustee Couch moved to approve the engagement letter submitted by Virchow Krause for the 2008 Village Audit; Thomas seconded. All in favor.

Committee Reports/Action Items:

Smart Growth - Trustee Rice reported that the Planning Commission has reviewed Ch. 1-2 with minor changes. The Committee will be meeting on Monday, the 13th to revise Chapter 3 and begin working on Chapter 5.

Development Assistance – Trustee Couch reported that the committee met earlier and has received a preliminary market study which is very conservative. Using information from Smart Growth and numbers from the surveys, they will be working on their own study. If a full study is deemed necessary, the \$800 paid for the preliminary study would be credited toward the additional amount.

Personnel & Finance – President Spurrell stated that the Committee has recommended the purchase of four (4) light-up snowflakes and four (4) white snowflakes for X-mas lighting. The cost is approximately \$2,300 and would come out of reserve. Moved by Rice to approve the purchase as recommended. B. Spurrell seconded. Motion carried.

President Spurrell then distributed “preliminary” figures for the 2009 budget year, indicating a balanced budget, and no tax increase, unless improvements were made. He has scheduled a budget workshop with the Board on Monday, October 20th beginning at 7:00 p.m. and a Joint workshop with the Town on Monday, the 27th also at 7:00 p.m.

There being no further business, the meeting adjourned at 8:44 p.m. on a B. Spurrell/Thomas motion; all in favor.

Respectfully submitted,

Shirley Mealy
Village Clerk