

VILLAGE OF EAGLE REGULAR BOARD MEETING
"APPROVED AS AMENDED" MINUTES – AUGUST 14, 2008

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

President Spurrell announced a possible closed session pursuant to WI State Stat. 19.85(1)(g) for discussion of written advice from legal counsel with respect to possible circuit court litigation.

Minutes from the regular July 10th and the special joint meeting of July 21st were reviewed. Moved by Rice, seconded by Scheff to approve the minutes as submitted. Under further discussion, it was clarified that the motion to approve was for both sets. Motion carried.

B. Spurrell moved to approve the treasurer's report including August regular disbursements (Ck. #s 13276-13305). Motion was seconded by Thomas. All in favor.

There were no citizen comments.

Announcements:

President Spurrell indicated that a Personnel & Finance meeting will be held before the next monthly meeting to work on the 2009 budget. He also reported that Bielinski still plans on moving forward with the Sr. Housing Project. The bank is presently reviewing the plans which may take up to another two (2) weeks.

Trustee Spurrell announced that the Eagle Historical Society is holding an open house on Sunday, August 17th from 2:00-4:00 p.m. and will have food and music. She also indicated that they are holding off on the bids for repairs to the building, due to Don Wambold's illness.

Fire Chief Heim wished President Spurrell a happy 40th birthday.

Planning Commission:

The business plan submitted by the Old World Wisconsin Foundaton for property located at 123 E. Main Street (the old video store) was reviewed. Moved by Couch to approve said plan. Trustee Scheff seconded. Motion carried unanimously.

President Spurrell indicated that plans were reviewed for the addition to the Generac facility. The 41'x35' addition would enclose the existing outdoor test pad. Moved by B. Spurrell to approve the addition as submitted. Scheff seconded. Motion carried on a 5-0-1 vote with President Spurrell abstaining.

Based on the review of the Construction Plan and Storm Water Management Plan for Parish Hill by Ruekert Mielke, several comments were received concerning approval of the final plat. These included, but were not limited to; documentation from St. Theresa's concerning easement and right-of-way acquisition, the Developer's Agreement, and Letter of Credit.

Moved by Scheff to table consideration of the final plat for Parish Hill until all supporting documents are received from Mr. Marzion and he wants the Village's engineers to take members of the Board physically up to the site and take a look at where they were going to put the holding ponds to see if there is a problem with the pond or if it was to overflow, where the water was going to go and who potentially could have damage because of it. Trustee B. Spurrell seconded. Motion carried.

President Spurrell reported that Ruckert-Mielke has recommended approval of the reduction to the Letter of Credit for Fox Chase East in the amount of \$77,161.00, leaving a balance of \$924,240.00. Trustee Rice moved to approve the reduction in said amount. Couch seconded. Under further discussion, it was clarified that the Village is not accepting the storm sewer, water main, or binder course asphalt at this time. Motion carried.

Committee Reports/Action Items:

Code and Ordinance – Chairman Rice reported that the committee has drafted an amendment to Ch. 40 Impact Fees of the Municipal Code to coincide with Wisconsin State Law Act 44, which was recently passed. The amendment includes when impact fees are due and lists exact dates by which the fees must be used. Moved by Thomas to adopt Ordinance No. 2008-190 An Ordinance to Amend Portions of Chapter 40 Impact Fees of the Municipal Code. Motion was seconded by Scheff and carried unanimously.

Smart Growth – Chairman Rice indicated that Chapters 1-3 have been completed. Brian Pionke will be reviewing them at the August 26th Planning Commission meeting. The process includes presenting the completed chapter(s) to planning, a public hearing either after each set of chapters are reviewed or a single public hearing after all chapters are completed, and then ultimately Board approval. Chapters are not being worked on sequentially. The committee will begin working on Chapter 5 at their next meeting.

Police Committee – Trustee Couch reported that he had requested discussion of citizen comments from the last Board meeting, regarding water issues and KM Days Parade (open beverage containers) to be placed on the agenda. He stated is afraid that he has opened a can of worms; he does not have a personal interest with any of the owners and stated that he will follow thru with this issue personally with the Police Committee and Mr. Ehlers. He expressed concerns of the definition and enforcement of Class B licenses, including at event such as Kettle Moraine Days and the Horseshoe Tournament. President Spurrell indicated that the committee should get together so that everyone is on the same page and reach a happy median. Further discussion followed; no action required.

Library – Discussion took place regarding consideration of Resolution No. 2008-02 To Certify That The Village Shall Provide For And Allow The Library To Expend No Less Than The County Rate in the Prior Year. Trustee Scheff commented that he would like to meet with Town Supervisor, Dan West, who is very familiar with various laws and acts relating to the library. He then moved to table consideration until the September monthly meeting. Motion was seconded by Trustee Couch and carried unanimously.

Development Assistance – Chairman Couch reported that Trustee Rice has developed a very attractive marketing brochure. The committee will meet on Monday, August 18th at 6:00 p.m. to prepare correspondence to developer, Brian Cummins.

Personnel & Finance – President Spurrell made a motion for reconsideration of Police Sergeant's pay raise. Trustee Thomas seconded. Motion carried. Spurrell then indicated that at the July Board meeting, it was stated that he did not want to set a precedent by making the pay raise retroactive. In a conversation with the Sgt. Bord, Bord indicated that a precedent had already been set when on April 14th, 2005, Sgt. Perket received a pay raise retroactive to January 1st. Discussion followed regarding whether this was a good precedent to follow and variations in HR policies that will be reviewed by the committee. President Spurrell moved to approve the \$1.00 raise to Sgt. Bord retroactive to May 1st, 2008. Trustee Thomas seconded. Motion carried on a 4-2 vote, with Trustees Couch and Rice being opposed.

The committee is recommending decreasing the minimum wage for part-time patrol officer (less than 6 mos. experience) from \$15.15 to \$14.00 and removing the pay scale for part-time patrol officer (6 mos. experience) and (1 yr. experience) as shown in Resolution No. 2007-05. Motion to decrease the minimum wage to \$14.00 and remove the pay scales as noted above. Trustee Thomas seconded. Under further discussion, President Spurrell stated his reasoning in removing the aforementioned pay scales, is if expectation are not met. Motion carried.

Park and Rec – President Spurrell reported he attended the last meeting of the committee and stated that it ran smoothly; some issues have been addressed and it was much more structured. Referring to Knucklefest, he indicated he had some concerns that he wants the Village representative (Trustee Thomas) to take back to the committee. For clarification, there is a difference from donations and volunteers. If volunteers are not found, donations seem to decrease. Concerns were also expressed over the amount of hours spent by the Park & Rec director attempting to find volunteers for the event. Other discussion included the park & rec sign in front of the municipal building, recruiting volunteers for Knucklefest. Trustee Scheff remarked that he would like the sign taken down a.s.a.p.

Water Utility – President Spurrell stated that he and other members of the committee had met with a representative of the DNR, looking at the storm water management in Calico, Main Street and Wyndham Fields. Two (2) possibilities/options are Wyndham Fields – switch over to an infiltration pond and also develop ditch swales; Park – install French drain(s), create wild flower bedding and burms. Both are feasible options; some may be more costly than others. Trustee Couch stated the ditches should definitely be cleaned and then costs obtained for a French basin, maybe near the wooded area in the park. No formal action was taken.

Chairman Scheff stated that the cost to clean up 900 ft. of ditch space in Calico is approximately \$950.00. Then later, matting would be laid down and the area seeded. Individuals will also need to clean their culverts. He would like approval to move forward with the project. Money would be taken out of streets. Moved by B. Spurrell to approve \$950.00 from the street budget for this project. Rice seconded. Motion carried.

Fire Commission – Chief Heim stated he had spoke with Antonio from ATI Solutions regarding upgrading of the siren. The cost is \$5,000. Without the upgrade, the siren needs to be manually set off. Discussion followed and the upgrade will put on hold; possible grants through Homeland Security will be pursued.

The Chief also reported that he is in the midst of the budget process for 2009 and is concentrating on a “need” basis, vs. a “want” basis.

Dates for the closing of the compost site were discussed. Moved by Couch to set August 27th as the last day for Wednesdays, and November 22nd for the closing of the site on Saturdays. Scheff seconded. Motion carried.

Regarding Halloween, Trustee Rice moved to set Sunday, October 26th from 4:00-6:00 p.m. as the hours for trick-or-treating. Couch seconded. Motion carried.

Trustee Rice reported that the Lions Club and the Eagle Business Association will co-sponsor the Main Street Market. Suhmers have also offered their off-street parking area. He is looking for approval from the Board to run the market on Saturdays, August 23rd – October 25th from 8:00 a.m. – 2:00 p.m. Couch so moved; Scheff seconded. Motion carried unanimously.

Moved by President Spurrell, seconded by Scheff to go into closed session pursuant to WI State Stat. 19.85(1)(g) for discussion of written advice from legal counsel with respect to possible circuit court litigation. Roll call vote: Couch-aye, Scheff-aye, Rice-aye, B. Spurrell-aye, Thomas-aye, R. Spurrell-aye.

Couch moved to reconvene into open session. Rice seconded; all in favor.

There being no further business, the meeting was adjourned at 9:30 p.m. on a B. Spurrell/Thomas motion.

Respectfully submitted,

Shirley K. Mealy
Village of Eagle Clerk