

UNAPPROVED  
VILLAGE OF EAGLE REGULAR BOARD MEETING MINUTES  
January 13, 2011

The meeting was called to order on January 13, 2011 at 7:30 p.m. by President Spurrell. Open meeting law requirements were confirmed by Clerk O'Brien as having been met. Roll Call: Sharon Royston, Lee Greenberg, Rick Block, Al Salmela, Greg Scheff, Mike Rice, and Rich Spurrell were present. The pledge was led by Greg Scheff.

A closed session announcement was made.

No citizen comments were heard.

**Review/Approval of Minutes of December 9, 2010**

Discussion then turned to approval of the Minutes of previous meeting.

**Motion:** Trustee Salmela moved to approve the Regular Board Meeting Minutes of December 9, 2010. Trustee Block seconded, and the motion carried all in favor (7-0).

**Treasurer's Report**

The Treasurer's report was discussed, with some questions as to the final numbers. President Spurrell pointed out that the auditors would be coming in and assistance would be provided as to journal entries, etc., bringing the totals current. The Trustees commented that they liked the format of this report better than what has been presented in the past.

**Motion:** A motion was made by Trustee Greenberg, and seconded by Trustee Block, to approve the Treasurer's Report and December Disbursements List (Cks #15801-15834), as submitted. The motion carried all in favor (7-0).

**Clerk's Report**

Jeanne O'Brien presented her report, stating that the Clerk's office is following up on a restitution case in court for graffiti damage to the park this past June. The auditors will be in next week to help us close out the books for 2010, and that other items will be discussed under specific items on the agenda later in the meeting.

**Citizen Comments**

President Spurrell stated that if those in attendance wanted to comment on the health insurance issue, they could do so when that item came up for discussion later in the meeting. After stating that, there were no citizen comments made.

### **Announcements**

President Spurrell stated that this is the start of a new year, and to make things better for the office and the residents, he would like to create a separate outlook box for sending of agendas and meeting minutes for all parties interested in obtaining those documents. It will be a one-click mass emailing. He is also attempting to get agendas to the Clerk's office one week prior to the meeting to allow for this mass emailing to occur in a timely fashion.

Allison Chase of the library then gave an update of the library's last meeting. She presented a report of the meeting held on the 10<sup>th</sup>. She received the Village check for her budget on the 3<sup>rd</sup>, and the Town's check on the 6<sup>th</sup>. She has been invited by Jim Dwyer to be a part of the Act 150 Planning Committee, and she is honored to be involved. The library took in 102% revenue in 2010 and finished at 101% expenses. Other items presented include a report of Frank Nardine, a 2011 maintenance contract, the vacancy on the library board, and donations. President Spurrell stated that Generac is interested in making a donation. He also asked Alli to let him know if she will be making reports in the future so an agenda item can be created for that purpose.

Trustee Salmela then turned discussed to the Disaster Relief Committee, which met on January 6, 2011. The Committee is determining how to distribute funds, notify the bank of those distributions, and the writing of a letter for those receiving funds, which should be completed by the January 20<sup>th</sup> meeting. There is currently approximately \$41,000 to be distributed.

Chief Heim then announced that the Fire Commission met last night and a determination was made to change the regular meeting from the 1<sup>st</sup> Tuesday of the month to the second Tuesday of the month in the future. He also stated that the Fire Department worked closely with the Police Department as to the use of the taser and the probe removal process. The Fire Department's year end report will be done in February. The year 2010 is a banner year, primarily because of June.

Chief Ehlers stated that on January 27<sup>th</sup>, Gwen will be launching the KKDS program. She acquired a grant to put this program together, and has already been approached by other agencies with respect to same. This presentation will be from 7-8 p.m. on the 27<sup>th</sup>, with a question and answer session to follow.

### **Consideration/Action for Kettle Moraine Days request for Village Park**

Mr. Rockteacher was not available, however, he did leave a message with the Clerk's office, requesting the event dates, set up and take down for this event. It was determined that the park would be need from June 20<sup>th</sup> to June 27<sup>th</sup>, 2011 for the event. The beer and picnic license issue will be discussed at the next Village Board meeting, as it was not listed on the agenda for action this month.

**Motion:** Moved by Trustee Salmela and seconded by Trustee Scheff, to approve the request for use of the Village Park for Kettle Moraine Days from June 20, 2011 to June 27, 2011. The motion carried all in favor (7-0).

**Consideration/Action of Memorandum of Understanding Between Waukesha County and the Village of Eagle for the Statewide Voter Registration System**

The Clerk explained that the Village relies upon the County to keep the registrations current for voters in the community, deleting those who have moved or have not voted in the past four years, for a small fee for each record change/update.

**Motion:** Moved by Trustee Royston, seconded by Trustee Rice, to approve the Memorandum of Understanding Between Waukesha County and the Village of Eagle for the Statewide Voter Registration System.

**Consideration/Action of Compost Site opening and closing dates**

President Spurrell stated that in the past, the compost site was opened the weekend after Easter, that being April 23<sup>rd</sup> this year, and closing the Wednesday after school was out, that being June 8<sup>th</sup> or 15<sup>th</sup> this year.

**Motion:** Moved by Trustee Block, seconded by Trustee Greenberg, to approve the opening of the compost site on April 23, 2011, and closing the Wednesday following the dismissal of classes at the school (June 9), that being June 15, 2011. The motion carried all in favor (7-0).

**Consideration/Action regarding Publication of Unapproved Meeting Minutes**

The Clerk presented to the Board an itemized expenditure list for publication fees for the year 2010 as they relate to the publication of the minutes of the meetings. In the past, unapproved minutes were published and Clerk O'Brien stated her concern over that. She also stated that the Village Municipal Code does not speak directly to publication of the minutes at this point in time. After further discussion, this matter will go before the Code & Ordinance Committee for further discussion and recommendation.

**Motion:** Moved by Trustee Greenberg, seconded by Trustee Block, to send the matter of Publication of Unapproved Meeting Minutes to the Code & Ordinance Committee for consideration/update. The motion carried all in favor (7-0).

**Consideration/Action of Clerk's attendance at the District 5 Meeting**

Clerk O'Brien gave a brief description of the meeting to be held.

**Motion:** Moved by Trustee Block, seconded by Trustee Salmela, to approve the Clerk attending the District 5 Meeting to be held in Waterford on February 23, 2011, at a cost of \$22, with the Village covering the cost of the meeting and mileage reimbursement, said funds to come from the travel/training account for the Clerk. The motion carried all in favor (7-0).

**Consideration/Action for extension of Village Clerk and Village Treasurer's weekly hours**

President Spurrell stated that a request has been made by the Village Clerk for extension of the staff hours due to the workload in the office. Trustee Greenberg asked what needed to get done? Clerk O'Brien explained that the tax collections run through the end of the month, W-2's and 1099's had to get done by the end of January, end of year reports to the State, etc., the auditors will be coming in next week for the entire week to help get the books in order, and that a 60 day request is being made at this time for extension of hours, up to 37, which is the amount of time the office is open to the public.

**Motion:** Moved by Trustee Greenberg, seconded by Trustee Royston, to approve the extension of hours for the Village Clerk and Village Treasurer of up to 37 hours per week, to be reviewed on a regular basis.

Further discussion ensued with respect to the amount of time to extend the hours. Trustee Rice asked what the impact would be with respect to full-time versus part-time, when the hours regularly worked are over the 29 hours per week?

The question was then called, as President Spurrell was not in favor of the hours being extended through February, 2011.

The vote was taken, passing 6-1, with President Spurrell voting nay, to pass the motion with a review date of March 10, 2011.

**Consideration/Action for an ice skating rink in the Village Park**

President Spurrell stated that he spoke with Mike Walden of Snyder Insurance and was told the liability to the Village would be covered under the current insurance plan with respect to liability. Trustee Salmela stated the ice rink was last utilized in the 1980's. The rink is by the volleyball court. The Fire Department might be able to help in laying the water out. Fire Department equipment was used in the past for this. A group of parents have volunteered to help. Trustee Royston pointed out the area is well-lit. Hours need to be established. After further discussion, it was determined this matter should be directed to the Park and Recreation Committee.

Trustee Salmela stated his concern for getting this done yet this winter. It was then determined to contact Heather to get this matter put on the Park & Rec agenda. President

Spurrell stated this is park property, thus it should be put on the Park Committee agenda for hours and whatnot.

**Motion:** Moved by Trustee Rice, seconded by Trustee Greenberg, to set this matter before the Park Committee for future consideration.

Further discussion ensued as to the ability to get this accomplished this year.

The motion was then amended to state that the Park Committee look at consideration of the ice rink being filled this winter season as well. The motion passed with all in favor (7-0).

**Fire Commission/Consideration/Action for approval of temporary appointment of vacancy on the Fire Commission of the Village citizen representative**

President Spurrell stated that the meeting date was changed to the second Tuesday of the month due to paperwork/bills issues. There is a vacancy on the Fire Commission board, which Dave Burns would be willing to fill through May of 2011, should the board approve his appointment.

After further discussion, the following motion was made:

**Motion:** Moved by Trustee Rice, seconded by Trustee Salmela, to temporarily appoint Dave Burns to the Fire Commission board effective immediately, ending at the end of the current term in May, 2011. The motion passed 6-1-0, with President Spurrell abstaining.

**Consideration/Action of purchasing a Sensit Gold Gas Detection Instrument**

Chief Heim stated that there was a recent significant gas leak at Generac. Their current meter did not detect it. They have sent the meter for calibration and new sensors a month ago, but it still is not working properly. One firefighter took it upon himself to find out what WE Energies uses, and the Sensit Gold Gas Detection Meter is being considered. There is currently \$16,0000 in the major equipment fund, with \$100,000.00 in CD's in the same fund. Chief Heim is requesting a maximum amount to be paid out of the major equipment fund toward the cost of the Sensit Gold Gas Detection Meter and its calibration unit.

**Motion:** Moved by Trustee Block, seconded by Trustee Greenberg, to approve the Village portion of the cost for the Sensit Gold Gas Detection Meter and calibration unit, with a \$2,000.00 maximum amount paid out of the major equipment fund, with the approval of the Town with respect to same. The motion carried all in favor (7-0).

### **Committee Reports/Action Items**

- a. Code & Ordinance/Action items: Consideration/Action for printed copies of the Comprehensive Plan and Codes & Ordinances Books**
- b. Development Assistance Committee/Action Items: Report of progress and discussion/possible appointment of the Committee Chair and vacancy replacement**

Trustee Rice stated that the Code & Ordinance revisions through November, 2010 have been forwarded to the Clerk's office. An updated version was forwarded to the Police Chief and the Village President as well. Discussion turned to the fact that the updated version has been put to the Village website, as well as a hard copy made and on file in the Clerk's office. After further discussion, the Board would like electronic versions of the updated Codes & Ordinances, as a paper copy is not required, and copy costs could be high. Chief Ehlers stated that he would like a paper copy of the Codes & Ordinances book for his office. Trustee Rice pointed out that changes occur each month, and it will change again shortly.

Trustee Royston pointed out that there are companies out there who will keep your ordinances updated, for a fee. They will review the ordinances, etc. to ensure they are current with current laws passed.

Trustee Greenberg stated that he feels both large books should be available electronically.

**Motion:** Moved by Trustee Greenberg, seconded by Trustee Salmela, to keep the electronic version of the Codes & Ordinances, as well as the Comprehensive Plan, with the Clerk maintaining one hard copy book in the Clerk's Office for review by interested persons. The motion carried all in favor (7-0).

As for the Development Assistance Committee, President Spurrell stated that he has been in touch with Keith, with the hope that Mike, Al and himself would be meeting within the next two weeks. As to the vacancy, it has been filled by Al Salmela at this point. President Spurrell will maintain the contacts Roger had.

The meeting then adjourned into closed session.

**Motion:** Moved by Trustee Rice and seconded by Trustee Scheff, to move into closed session per WI State Statute 19.85(1)(c) for consideration of compensation for the Village of Eagle employees at 8:32 p.m. The motion carried all in favor 7-0.

**Motion:** Moved by Trustee Rice and seconded by Trustee Scheff, to move into open session per WI State Statute 19.85(1)(c) for consideration of compensation for the Village of Eagle employees at 9:15 p.m.

President Spurrell stated that the Board had a lot to address regarding the insurance matter at hand for Village employees. There have been some issues with respect to the changes, and some employees are not happy. The continued coverage through Anthem is still in effect through January. He believes the Board will continue with Anthem indefinitely so as to allow the Board to explore all options. There may be a different provider down the road, co-pays may be less, etc. He will not commit to a timeline, as there are options to consider. It is the board's decision to look at all options and maintain the best interests of the taxpayers, being financially responsible. It may be that in the future employees might have to contribute a portion toward the insurance costs. At this point, the same coverage as the employees had last year are in effect. Things may not change until next year. The cost savings and reimbursement for deductibles will remain. A quote was received from Jim last year, but he is not certain if they still apply. Health insurance costs are going up every year.

He also went on to state that all monies withdrawn will be coming back. On behalf of the Board, he apologizes to the employees for the confusion, stating some of the problems could have been avoided. The Board should have looked at the documentation. How things happened, he does apologize for.

Questions were then taken. Chief Ehlers asked if there would be reimbursement of monies already withdrawn. He opened a separate checking account and would like to know how long to keep it open. President Spurrell stated that everyone should keep their accounts open until all of the monies have been refunded. The Village will cover any overdraft fees related to the insurance issues. He would give Golden Rule until mid-February to get these corrections made.

Chief Ehlers then asked if the Village intends to pay ½ of the \$3,000 deductible then for the year. President Spurrell stated that the motion was for ½ of the deductible to be paid for by the Village, so yes, it will be \$1,500.00.

Chief Ehlers then asked what would happen to the HSA accounts? The Village put \$2,000 in his HSA last year in the event someone uses it for meds. Some employees used a lot, some not much. Would he need to bring receipts back in and would there be a refund?

President Spurrell asked the employees present if they reached the cap in the first 2-3 months? Gwen Bruckner stated she reached her prescription deductible in April. President Spurrell stated there are different viewpoints on the Board as to this matter, ie. Should the Village pay it, should the Village have realized that change. He is not convinced either way.

Chief Ehlers stated that they assumed they were going to Golden Rule. Has the Board calculated what the budgeted costs will be if Anthem is utilized. He put the Anthem amount in the budget from last year, but it does not take into account any increase in premium. President Spurrell stated that the total for all employees for the year was \$35,000.00.

Alli Chase stated that she put in \$30,000 in her budget, but found herself \$3,600 under budget for the year. She will need to know how much to pay this year.

President Spurrell stated he can get her those numbers. He asked that department heads keep in mind that expenditures might change during the year. A savings in premium may be okay, but the Village may stay with Anthem all year.

After hearing further comments, the matter was voted on.

**Motion:** Moved by Trustee Greenberg, seconded by Trustee Rice, that the Village continue with the Anthem Insurance policy as was in effect in 2010, including the prescription fund. The motion carried all in favor (7-0).

Trustee Royston stated that more consideration needs to be given to the prescription portion of the discussion. Chief Ehlers stated on behalf of other employees in his department, none are opposed to other health insurance and prescription coverage.

Further discussion ensued as to further re-evaluation of the prescription side of the benefits along with looking at other insurance policies. Further discussion on this matter is to occur in February.

President Spurrell stated that the Board does have a financial responsibility. The Board has had some positive feedback. His viewpoint is that the insurance system is changing and the Board will be asking of the employees as the rest of society does.

**Motion:** Moved by Trustee Greenberg, seconded by Trustee Block, to adjourn the meeting at 9:35 p.m. The motion carried all in favor (7-0).

Respectfully submitted,

Jeanne O'Brien, Clerk/Deputy Treasurer