

CITY OF DELAFIELD PLAN B DREDGING COMMITTEE MEETING MINUTES

Call Meeting to Order

Al Zietlow called the meeting to order at 7:04 p.m.

Pledge of Allegiance

The Pledge of Allegiance was recited.

Roll Call

Present

Absent

- Al Zietlow, District 6
- Mike Hausman, District 1
- Beth Leonard, Alderperson District 2
- Bob Aulik, District 3
- Mark Millot, District 4
- Raffi Shirikian, District 5 (arrived at 7:25 p.m.)
- Tim Aicher, Alderperson District 7

1. Approve Minutes of September 2, 15, and October 7, 2010 Dredging Plan B Committee Meeting

T. Aicher noted he was not present for the vote in Item 3a of the September 15, 2010, meeting minutes proposed for approval. A revised set of minutes stating his absence in the motion had been distributed but was not found in the packet for the meeting.

**T. AICHER MOVED TO APPROVE THE SEPTEMBER 2, 15 AND OCTOBER 7, 2010 DREDGING PLAN B COMMITTEE MEETING MINUTES AS PRESENTED WITH THE REVISION INCLUDED REGARDING T. AICHER’S ABSENCE IN THE VOTE IN ITEM 3A OF THE SEPTEMBER 15, 2010 MEETING MINUTES AS DISCUSSED. B. LEONARD SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.**

2. City of Delafield Citizen's comments for item on the agenda

Paul Price, City of Delafield resident, questioned the weed levels on the lake. He thought the weeds were causing additional siltation problems for the lake as they decomposed. He could not get his lifts out of the lake as the weeds and silt were so bad this year. In the past he had worked to get additional weed cutting measures in place to alleviate this problem. In the 1980's the City had the same issue and the weeds were strip cut for two years. That action provided a sandy bottom in certain parts to the lake that were originally quite weedy. He also thought that if the weeds were strip cut the water flow would be enhanced to allow the weeds to flow down the river rather than piling up on lake shore properties and docks. He questioned the weed cutting process that was changed last year to allow two additional weeks of cutting and he thought further funding should be dedicated to weed harvesting as part of the City budget. The weeds should be cut when they were done growing. He suggested the cutting take place through September and then pick up of weeds slated for October to mitigate the additional weed growth from cut weeds. He was in favor of forming a "quasi" lake district

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and assessing all lakeshore property owners on the lake a small fee for weed control only.

A. Zietlow stated the Aquatic Plant Management Plan (APM plan) authored by the Wisconsin Department of Natural Resources (DNR) would expire in 2012 and would need to be reexamined. City Staff would most likely be reviewing this matter in the next few years and suggestions could be made to change the last weed cutting of the season. He had noticed the turnover of the lake was earlier and this impacted the weed growth as well. B. Aulik agreed, noting the heat and resulting increased water temperature had spurred additional weed growth this year.

T. Aicher stated he thought this issue should be placed on the Dredging Committee's recommendation list of issues and placed on a future Committee agenda for discussion. He likened it to a trash pickup and he was concerned about a breakdown of lake weeds as being a contributing factor to the siltation of the lake. B. Leonard suggested P. Price speak to the Lake Welfare Committee and City Council on this matter as this Committee had no jurisdiction over the weed cutting issue.

### 3. Unfinished Business

#### a. Discussion and review of Nagawicka Lake Water shed boundary as proposed by DNR and SEWRPC

A. Zietlow stated information related to the Nagawicka Lake watershed boundary had been presented in previous Committee meetings. There were two kinds of watersheds for the lake. One was "the Bark River including Nagawicka Lake" and the other being "the Nagawicka Lake watershed" as that area of acreage that would provide runoff into Nagawicka Lake. This item was placed on the agenda as it related to the discussion of potentially expanding the Chapter 26 storm water funding formula to assist in funding the dredging project. City Staff had been contacted in this matter regarding impervious surface calculations to assist in determining runoff for approximately 1500 residents. Not all City residents had runoff that ran into Nagawicka Lake. While no information had yet been received on this matter from the Southeastern Regional Plan Commission (SEWRPC), or City consultants, attempts were still being made to move forward on the matter.

B. Aulik stated he thought the impervious surface calculation formula was quite complex and would be too difficult to work with as it could not be easily defined. He questioned whether this attempt at a cost structure should be sidelined while other options were pursued.

M. Millot stated he thought it would be a good strategy to consider as a possibility for City wide funding if at some point in the future the Committee determined this as a recommendation to be made to the Common Council. He also thought the timeframe the Committee was given and the complexity of the formula made it difficult to understand.

R. Shirikian noted that the Chapter 26 funding formula was complex but was already in use. No interpretation was needed, but simply an expansion of this

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district within the City boundary. He thought the complexities did not need to be understood by all in analysis as the City had a working formula and a district designed to handle runoff that would assist in future reconstruction of the lake. He likened this to making another intersection on an existing road as a municipality expanded.

T. Aicher expressed concern for the taxation boundaries of the Chapter 26 funding mechanism as the boundaries seemed inequitable for all. In addition, it did not encompass all contributors within the ring of watershed boundary as desired.

R. Shirikian stated the formula would place the City Council in a leadership role in cleaning up the lake. While he could understand the inequities perceived, he thought the formula should be expanded upon to rid it of inequity rather than abandon the idea. Regardless of who is to blame historically for allowing the sediment to run to the lake, it is the responsibility of all remaining to clean it up to allow its use to continue. He further stated the funding formula found in Chapter 26 was also a matter of perception. He chose to view it as a "recouping of expenses" rather than a tax for residents.

A. Zietlow stated the Committee had been charged with a short and long term solutions to the dredging issue. He thought this matter could be utilized for a long term maintenance solution or could be modified further for the short term.

B. Leonard requested clarification on the watershed boundary designated. While she did not want to abandon the concept of funding formula as presented, she did not think the Committee was ready to present this formula as the one answer to be considered to fund the dredging. She suggested the use of jurisdictional cooperation between agencies and municipalities to move forward. She also thought the City should be more proactive about promotion of storm water mitigation activities for lakeshore property owners and management of agricultural runoff.

**T. AICHER MOVED TO ABANDON THE IDEA TO USE CHAPTER 26 AND THE PROPOSED WATER SHED MAP AS PART OF THE FINAL RECOMMENDATION LIST FOR THE COMMITTEE. B. AULIK SECONDED THE MOTION. T. AICHER STATED THE COMMITTEE CONTINUED TO STRUGGLE WITH THE SCOPE OF THE PROPOSED FUNDING FORMULA. M. MILLOT STATED THE COMMITTEE HAD NEVER FORMALLY RECOMMENDED THAT THIS FORMULA BE INCLUDED ON THE RECOMMENDATION LIST AND THUS, HE THOUGHT IT COULD BE A PLAUSIBLE LONG TERM MECHANISM. IF IT WAS NOT AN EQUITABLE FORMULA AND WAS NOT WORKING FOR THE DIX POND AREA, THEN THE CITY COUNCIL SHOULD BE DEALING WITH THAT TOO. B. LEONARD AGREED. SHE WOULD LIKE TO KEEP IT IN THE RECOMMENDATIONS BUT DID NOT THINK THE COMMITTEE COULD IMPLEMENT IT. M. MILLOT STATED IT COULD HAVE LONG TERM POSSIBILITIES. M. HAUSMAN STATED THERE WERE UNKNOWNNS, AND THERE SHOULD BE PRIORITY PLACED ON THIS AS A LONG TERM SOLUTION IF POSSIBLE. PEOPLE**

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**DID NOT UNDERSTAND THE FUNDING FORMULA IN THE LAST REFERENDUM. THE COMMITTEE STILL DID NOT KNOW THE COST OF DREDGING AS IT RELATED TO THIS FORMULA, NOR HOW TO ALLOCATE IT AT THIS TIME. HE WAS CONCERNED THE COMMITTEE CONTINUED TO DISCUSS THIS POSSIBILITY WITHOUT HAVING ACTUAL COST ESTIMATES TO SUPPORT IT. T. AICHER STATED THERE WAS NOT AN OVERWHELMING CONSENSUS BY THE CITY IN THE LAST REFERENDUM VOTE ON THE DREDGING AND HE THOUGHT WHATEVER WAS PROPOSED SHOULD BE IN THE BEST INTERESTS OF THE CITY AND NOT RELATED TO THE WATERSHED BOUNDARIES. THERE WAS NO FURTHER DISCUSSION. TWO WERE IN FAVOR. M. HAUSMAN, B. LEONARD, M. MILLOT AND R. SHIRIKIAN VOTED NAY. MOTION FAILED.**

- b. Discussion-action on benefit of dredging basin vs. riparian property as to pay back value to city

A. Zietlow stated concerns had been heard from residents regarding the potential benefits of dredging the basin in comparison with riparian properties in terms of value. M. Hausman stated the focus should be on the sediment trap but the riparian owners should also not be forgotten in that move forward. A. Zietlow explained the areas of the Bark River basin, noting the Chapter 30 permit defined the basin yardage as being 28,000 cubic yards. He questioned whether the City should move forward on gathering cost estimates for only the specified 28,000 cubic yards or the additional 5,590 cubic yards for adjacent riparian owners as well. Discussion ensued. Jeff Krickhahn, City Alderperson present in the audience, stated the Council had provided support for moving ahead and gathering a cost estimate on the 28,000 cubic yards. The cost for gathering that estimate would be utilized from the Lake Welfare Committee budget.

M. Hausman stated this action should be the first priority for the Committee in moving forward as there were already private dredging groups forming to take advantage of the existing Chapter 30 permit. R. Shirikian suggested working with the existing dredging as a change order and allowing additional dredging to take place.

A. Zietlow stated the Committee and City Council had not yet recommended the proposed dredging action with full support.

Discussion ensued regarding support of the recommendation list, funding formula and the actual cost for dredging of the Bark River sediment basin. While support could be gathered from the Council on these areas through approval of a statement outlining support, it would not matter if there was no financial backing for moving forward with the project. M. Hausman stated the question was how much support would be given. Discussion ensued. The Committee agreed that the equity of the solution found in any funding formula would require additional discussion. To that end, the costs for the dredging needed to be known. It was the consensus of the Committee to schedule the next Committee meeting; however, if the figures necessary to hold discussions on moving forward with the

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sediment trap in the Bark River were unknown, then no meeting would be required.

- c. Discussion-action on items A-L of proposed recommendations to city council as presented at previous meetings

This item was not discussed as a result of discussions held in Item 3a and b.

- d. Discussion of proposal to create a TIF district in riparian property areas or request a tax freeze or reduction of property taxes on dredged riparian properties.

This item was not discussed as a result of discussions held in Item 3a and b.

- e. Discussion-action on proposal to implement storm-water run-off assessment plan for city residents within the Nagawicka Lake water shed in conjunction with City Chapter 26 Ordinance.---Possible SEWRPC involvement?

This item was not discussed as a result of discussions held in Item 3a and b.

- f. Discussion Director of PWD progress on procurement of cost RFP to dredge Bark River Basin area only

This item had been discussed as part of Item 3b.

- g. Additional data to previous assignments

A. Zietlow stated there was no additional data presented from previous assignments.

- h. Update on private dredging project

A. Zietlow stated the private dredging project was nearing completion. Any interested parties should view the dredging prior to the deadline.

**4. New Business**

- a. 2010 Assessment data 441 lake riparian properties

A. Zietlow stated information had been obtained from the City Assessors and distributed to Committee members prior to the meeting. Several inaccuracies were noted. A. Zietlow will request clarification on why certain areas were included and others excluded. More information would be available at the next meeting on this topic.

- b. Letter of concern by Mayor to Village of Nashotah President regarding control of storm water from Nashotah properties discharging into Nagawicka Lake. Discussion of relationship to Dredging Northwest channel areas

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A. Zietlow explained the history of this matter noting issues of storm water control were being addressed with neighboring municipalities. Several of the issues were related to historic developer responsibilities. T. Aicher noted that property owners sometimes inherit a certain physical constraint when land is purchased, that is unknown by a property owner or other property owners. He suggested the Committee include in its recommendations that the City work to provide funding for engineering to survey whether people were being good servants of the land with regard to storm water runoff to the lake on an annual basis. He thought this should pertain to the perimeter of the lake within the City's jurisdictional boundaries to make sure this issue was revisited annually to mitigate the storm water runoff issues.

A. Zietlow agreed, noting this would be an important factor in how to control further pollution to the lake moving forward. He also noted that certain property owners were currently being good stewards and working with the City in this matter. T. Aicher reviewed the process that should be followed in this matter. A. Zietlow will work with the Lake Welfare Committee regarding potential recommendations on this matter.

- c. Plan to create equity in lake restoration cost to all city tax key owners

This item will be placed on a future Committee agenda.

- d. Plan to present recommendations time line to city.

This item will be placed on a future Committee agenda.

- 5. Correspondence

None.

- 6. Next meeting date

A. Zietlow noted the next meeting of the Committee would be held on Thursday, November 4, 2010 at 7:00 p.m. at the City of Delafield City Hall Council Chambers.

- 7. Adjournment

**M. HAUSMAN MOVED TO ADJOURN THE OCTOBER 20, 2010, DREDGING PLAN B COMMITTEE MEETING AT 8:51 P.M. M. MILLOT SECONDED THE MOTION. ALL WERE IN FAVOR. MOTION CARRIED.**

Minutes prepared by:

Accurate Business Communications, Inc.