

CITY OF DELAFIELD LAKE WELFARE MINUTES

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

CALL MEETING TO ORDER

K. Attwell called the meeting to order at 6:03 p.m.

ROLL CALL

Present

Absent

Kent Attwell
Jerry Bills (exited 7:35 p.m.)
Bonnie Fieber
Gayle Gaborsky
Rick Lartz (arrived at 6:05 p.m.)
Lynn Morrison (exited 6:57 p.m.)
Gary Pratt
Don Tills
Ken Wiedmeyer

Jerry Burg
Jerry Dunnick

- 1. APPROVE MINUTES OF JULY 25 AND AUGUST 8, 2007

Without objection from the Committee, K. Attwell moved to Item 3B on the agenda.

K. Attwell moved to this item from Item 4B on the Agenda.

B. FIEBER MOTIONED TO APPROVE THE MINUTES FROM JULY 25, 2007 AND AUGUST 8, 2007. K. ATTWELL REQUESTED ON PAGE 3, ITEM 4D2, PARAGRAPH 3, THAT SENTENCE 3 BE OMITTED FROM THE AUGUST 8, 2007 LAKE WELFARE COMMITTEE MEETING MINUTES, AND ON PAGE 4, OF THE SAME ITEM, PARAGRAPH 6, SENTENCE 2, CHANGE "IMPLEMENT THE CONSTRUCTION COSTS" TO IMPLEMENT THE CONSTRUCTION MANAGEMENT COSTS." SEVEN WERE IN FAVOR. R. LARTZ ABSTAINED FROM THE JULY 25, 2007 LAKE WELFARE COMMITTEE MEETING MINUTES, AND ALL WERE IN FAVOR FOR APPROVAL OF THE AUGUST 8, 2007 LAKE WELFARE COMMITTEE MEETING MINUTES. MOTION CARRIED.

K. Attwell moved to Item 3C on the Agenda at this time.

- 2. CITIZEN'S COMMENTS ON ITEMS PERTAINING TO THE AGENDA.

There were no citizens present in the audience wishing to address the Committee at this time.

CITY OF DELAFIELD LAKE WELFARE MINUTES

3. OLD BUSINESS

A. LAKESHORE RESTORATION PROJECT

1) STATUS OF DREDGING APPLICATION

A. TIME LINE FOR 14 PAGE LETTER RESPONSE – JERRY BERG, FOTH & VAN DYKE

B. ASSISTANCE FOR PUBLIC MEETING ON DREDGED PRISM

K. Atwell moved to this item from Item 3B on the evening's agenda. All items were discussed together.

K. Atwell introduced John Starke of Foth and Van Dyke, consultant for the dredging project, noting he was present this evening by phone.

J. Starke reported on the status of the dredging application. Foth & Van Dyke is hoping to get the signed addendum shortly from T. Hafner. The plan is to collect the additional samples shortly after the authorization is received. The samples would be collected in September, sent off to the lab, with results being received in October. Foth & Van Dyke would then address the comments to the 14 page letter from DNR in October and November and have a draft of the comments back to the City the last week of November. It was hoped to get the comments to the DNR by January. T. Hafner was provided with sheets to talk to property owners regarding temporary storage of sediments. L. Morrison expressed concern for the length of time the process would take to submit the appropriate reports to the DNR.

In response to a question by K. Atwell, J. Starke explained the DNR had expressed concern for project issues in the Kettle, Bleeker Street, and St. John's Bay areas. The DNR has indicated that these areas are not negotiable and dredging will not take place in these areas. These areas will need to be extracted out of the application.

B. Fieber stated she would appreciate being included in additional discussions regarding demarcation issues. J. Starke agreed, and encouraged all Lake Welfare Committee members interested to participate in those discussions.

K. Atwell stated that Heidi Bunk, of the Wisconsin DNR, had begun demarcation lines for St. John's Bay approximately six weeks ago. Part of her remaining tasks

CITY OF DELAFIELD LAKE WELFARE MINUTES

included confirmation of specific property addresses to assist in the demarcation areas of the project.

Discussion ensued by the Committee regarding the potential need for additional land alternatives for dredge volume disposal.

Jim Romanowski, project engineer from Yaggy Colby Associates, in audience, stated he was present this evening to better understand completion of the report to the DNR as well as discussion of sending an informational mailing to residents and preliminary resolution implementation. He had no further questions for J. Starke.

D. Tills expressed concern for the length of time this project has taken to come to fruition

J. Starke agreed, noting all parties involved in the project had also expressed frustration for the lengthy timeline associated with this process. At this point in time, he stated he hoped to move forward with the City's authorized addendum to keep the project moving forward expeditiously.

K. Attwell noted L. Reas would also need to provide input into the report to the DNR and he would email the related information to her. He went on to thank J. Starke for his attendance at this meeting, via phone, and stated he would look forward to a status report on this matter at the next meeting of the Lake Welfare Committee.

K. Attwell then moved to Item 4A1 and 2 respectively without the objection of the Committee.

B. COMPLETION OF BLEEKER ST. PROJECT – LISA REAS CORRESPONDENCE

K. Attwell moved to this item from Item 1 on the Agenda.

K. Attwell introduced Lisa Reas to the Committee, noting she would be presenting information to the Committee this evening by phone.

L. Reas thanked the Lake Welfare Committee for attending a "Demonstration Day" event related to the Bleeker Street project in July of this year. She reported that a portion of the bio-log plantings associated with the project had been placed at an earlier time, as well as approximately four hundred plants. The remainder of the plants and bio-logs still need to be planted. To that end, she had contacted some community service groups and would also be speaking with teachers and students from the High School in the upcoming week regarding interest in the upcoming project. In addition, she stated she had several plantings remaining at the Oak Street project, and she would also be

CITY OF DELAFIELD LAKE WELFARE MINUTES

working with various people and groups to complete that work. She has spoken to T. Hafner regarding appropriate signage for the project areas to explain mowing patterns and project objectives.

L. Reas again thanked the Committee for its participation in Demonstration Day in July, and noted as a result of those demonstrations, a private landowner had inquired about plantings and bio-log construction on his property.

K. Attwell requested all email reminders regarding these project dates be sent to the Lake Welfare Committee for distribution among its members.

B. Fieber requested any photos regarding Demonstration Day events be sent to her as well. L. Reas agreed and thanked the Committee for its time this evening.

Without objection from the Committee, K. Attwell moved to Item 3A1.

C. BOAT HOUSE CODE – DON TILLS

K. Attwell moved to this item from Item 1 on the evening's Agenda without objection from the Committee.

D. Tills stated he would present this information at the next regularly scheduled meeting of the Lake Welfare Committee.

D. WORKGROUPS REPORTS

1) COMMUNICATIONS AND EDUCATION– BONNIE FIEBER

B. Fieber stated she had written an article for the City Communicator regarding the DNR hotline. Contact names have been provided to L. Reas regarding the Bleeker and Oak Street projects slated for completion in the upcoming weeks.

Without objection from the Committee, K. Attwell moved to Item 6 on the Agenda.

2) RESTORATION REFERENDUM AND FUNDING – KENT ATTWELL/DON TILLS

No discussion took place on this item.

4. NEW BUSINESS

A. CITY COUNCIL MEETING REVIEW – KENT ATTWELL

1) COUNCIL APPROVAL OF ADDITIONAL \$122,500

The Council approved the additional \$122,500.

CITY OF DELAFIELD LAKE WELFARE MINUTES

2) COUNCIL APPROVAL OF PRELIMINARY RESOLUTION FOR SPECIAL ASSESSMENT DISTRICT FOR LAKE RESTORATION

K. Attwell moved to this Item from Item 3A1. He then introduced Jim Romanowski.

J. Romanowski stated he was present this evening because the Common Council had approved a preliminary resolution regarding a special assessment process for lake restoration of Lake Nagawicka and it was important for the Committee to understand how the process would work in this case. He noted there were several municipal and state statutes that granted the City authority to determine special assessment issues in matters such as this one. With regard to the Village of Nashotah; it was also governed by State Statutes that granted similar authority in that municipal jurisdiction. He explained the City of Delafield was nearing completion of the planning and permitting process in the hopes that this project could become a reality in the near future. The general process utilized by a city in working through a special assessment process was explained.

J. Romanowski then read the preliminary resolution approved by the Common Council at its August 20, 2007 meeting regarding the Special Assessment District into the record, noting that this resolution specifically defined seven areas of the lake that would participate in this restoration process and also included all tax key numbers for benefiting properties in the City of Delafield and Village of Nashotah.

In response to a question asked by K. Attwell, J. Romanowski provided clarification on the necessary information to be included in the Engineering report regarding this project.

Discussion ensued by the Committee regarding the best course of action to be taken since the final permitting report would not be available until January of 2008, and the project was anticipated to move forward prior to that time. Discussion further ensued regarding the need to have clear, concise, accurate information regarding the exact locations, costs and benefiting parties for this project prior to scheduling an informational meeting and a public hearing on the matter.

D. Tills thought that it would be best to wait until the final permit from the DNR had been received prior to scheduling any informational meeting with area residents. In doing so, accurate information could be shared with residents in an effective manner. Various committee members indicated agreement.

CITY OF DELAFIELD LAKE WELFARE MINUTES

Additional discussion ensued regarding the responsibility of costs incurred for areas not being restored as a result of any future decision by the DNR.

D. Tills expressed concern for any further delays to this project. J. Romanowski explained that at this point in time the City was not required to submit information on a prescribed timeline for the informational meetings and public hearings associated with the project.

The Committee again discussed the need for correct communication to residents regarding potential costs and locations of the project. J. Romanowski explained that informational meetings and public hearings on the project had two different purposes in the process. K. Attwell stated funding for informational meetings in each of the seven proposed restoration areas as well as corresponding consultants' time had been budgeted into the project so no additional funding would be necessary for the meeting process to occur.

In response to a question by B. Fieber, J. Romanowski explained the proposed project plan did provide for an "opt out" option for property owners as directed by the state statutes that govern this project process; however, he believed there would be technical limitations for opting out in this case. He stated that the benefit to the "opt out" property owners would be difficult to negate. He further stated he would need to seek legal clarification on the "opt out" portion of this project.

B. Fieber questioned the financial responsibility of the City with regard to the special assessment process should the project not be allowed to take place as planned. J. Romanowski stated the Common Council would be allowed to recover certain costs of the project associated with increased knowledge for the common good of all residents. K. Attwell stated the Council would have to believe a measurable benefit had been gained in order to commence the special assessment process in that case.

Without objection from the Committee, K. Attwell moved to Item 5A at this time.

B. OKAUCHEE LAKE GEESE CONTROL – KENT ATTWELL

K. Attwell moved to this Item on the Agenda from Item 5A.

K. Attwell introduced Carol Wilson, Chairperson of the Okauchee Lake Management District (OLMD) to the Committee.

C. Wilson explained that there had been many complaints by lake residents regarding the geese population on Lake Okauchee. As a result, the OLMD

CITY OF DELAFIELD LAKE WELFARE MINUTES

worked with Kathy Arons, of Arons & Associates to coordinate the project. She explained the humane process utilized for goose roundup and disposal.

The first year's objective was to prove that the geese to be removed would be edible in a food pantry setting. To that end, monies were set aside for the United State Department of Agriculture (USDA) to test the geese. Once the geese were considered edible, the second phase of the roundup can take place. She went on to explain there were several USDA volunteers that humanely worked to capture the geese on properties where owners had signed an agreement allowing trespass on their properties for this purpose. She stated the OLMD was proud to report that approximately 141 geese had been captured in the latest roundup.

In response to a question by K. Attwell, C. Wilson stated the purpose of the roundup was to try to catch the non-migratory geese in the area as they produced approximately three pounds of effluent daily and reproduced annually at a high rate. She stated she believed it to be very beneficial to the entire "Lake Country" area if all Lake Management District Boards would work cooperatively together to reduce the goose population. She stated that once the testing was completed by the USDA confirming the edibility of the geese, it did not need to be conducted again.

K. Attwell stated he was interested in the program and thought the Committee should consider recommending approval of funding for testing the geese in the upcoming budgeting process.

C. Wilson complimented the USDA on its efforts in the goose removal program and stated it seemed that most Okauchee residents thought it beneficial to all residents. She thanked the Committee for inviting her to speak this evening.

D. Tills requested this item appear on the October 11, 2007, Lake Welfare Committee Agenda as he would like to gather additional information on this topic from the DNR regarding alternative strategies and effectiveness of various programs.

K. Attwell moved to Item 1 on the agenda for the evening without objection from the Committee.

5. CORRESPONDENCE

A. EMAIL FROM JERRY BILLS – PHOSPHORUS BAN COLLABORATION

Without objection of the Committee, K. Attwell moved to this Item from Item 4A2.

J. Bills stated he would need to leave prior to adjournment, and requested all Committee members consider supporting a phosphorus ban as outlined in his previously distributed email to the Committee. He requested members consider drafting a letter to local congress people as a bill was currently in the Wisconsin Senate on this issue. He strongly

CITY OF DELAFIELD LAKE WELFARE MINUTES

believed a ban on the use of phosphorus fertilizers would be very beneficial for Lake Nagawicka. Furthermore, the bill proposed would be similar to the ban recently passed in the State of Minnesota. He stated he would draft a letter and email it to all Committee members for discussion at the next meeting of the Lake Welfare Committee.

With the permission of the Committee, K. Attwell next moved to Item 4B on the Agenda for this evening.

6. ADJOURN

D. TILLS MOTIONED TO ADJOURN FROM THE MEETING. B. FIEBER SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED. THE MEETING ADJOURNED AT 8:24 P.M.

Minutes Prepared By:

Accurate Business Communications, Inc.