

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 6:00 P.M.

ROLL CALL

Present

Absent

Kent Attwell
Jerry Bills (arrived at 6:17 P.M.)
Jerry Burg
Jerry Dunnick (arrived at 6:31 P.M.)
Gayle Gaborsky
Dave Greenway
Rich Lartz (arrived at 6:06 P.M.)
Lynn Morrison (exited at 6:44 P.M.)
Gary Pratt
Don Tills

Ken Wiedmeyer

1. APPROVE MINUTES OF MAY 14, 2008

D. TILLS MOTIONED TO APPROVE THE MAY 14, 2008, LAKE WELFARE COMMITTEE MEETING MINUTES AS PRESENTED. L. MORRISON SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

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

None.

3. OLD BUSINESS

- A. BOAT HOUSE CODE – ROGER DUPLER

In the absence of R. Dupler, K. Attwell explained that R. Dupler had drafted a revised boat house code since the one that had been distributed to the Committee prior to this meeting. The revision removed verbiage related to the “value” of the boathouse and added verbiage regarding “50% of the structure.” Comments on naturalization had been removed and additional language was to be added regarding woody plants. K. Attwell explained the approval process for the boat house code to the Committee.

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Discussion ensued regarding how the square footage associated with rain gardens was calculated and its relation to the boat house rather than the lot size. All changes in the verbiage would be presented to the Committee prior to the Plan Commission review.

B. LAKESHORE RESTORATION PROJECT

1) STATUS OF DREDGING APPLICATION – KENT ATTWELL

K. Attwell noted no formal response had been received, however informal responses indicated the Department of Natural Resources Staff had everything needed for consideration, with a response anticipated in mid-August of this year. He noted this would place the Committee a month behind in the work plan for the referendum in November. This would indicate more work would need to take place by Foth and VanDyke in months of August and September. Budgeted monies have been utilized thus far and it was necessary to wait for the Chapter 30 permit approval prior to utilizing additional funds. He thought a communication plan and strategy could be worked on at this time.

a. UPDATE ON CHAPTER 30 PERMIT (FOTH & REAS)

This item was covered under Item 3B1.

C. WORKGROUP REPORTS

1) COMMUNICATIONS AND EDUCATION– BONNIE FIEBER

a. REVIEW OUTLINE OF COMMUNICATION PLAN FOR REFERENDUM

K. Attwell stated all information related to calculating costs to be shared had been submitted to T. Hafner. Any corrections necessary would be made by City Staff. Any additional questions on the communication plan should be directed to K. Attwell.

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

a. UPDATE OF STATUS

This was covered under Item C1a.

D. STATUS OF EASEMENTS FOR LANG AND SIEPMAN

K. Attwell explained the easements for Siepman were finished; however the easements for Lang were not yet completed. Negotiations continued

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regarding restoration and the easement. There would be no formal decisions until all costs were in.

E. MILWAUKEE STREET RETENTION POND UPDATE

K. Attwell explained the City was currently in litigation regarding the failure of the clay liner within the Milwaukee Street retention pond. A decision had been made to move forward with fixing the pond and securing reimbursement of that repair at a later date.

F. FEMA UPDATE

K. Attwell stated the City had received a rejection notice regarding previous submissions. Changes were now being implemented for the federal government and issues should resolve themselves near the first of the Year 2009.

G. NUMBER OF PEOPLE ON COMMITTEE

K. Attwell questioned whether the Committee wanted to change the number of seats on the Committee and whether alternates should be utilized. D. Greenway explained the ordinance would allow for one less person and would still retain seven as a quorum.

Discussion ensued regarding whether any changes were needed. The Committee decided to leave things as they were currently with the attendance requirements related to the number of seats on the Committee.

4. NEW BUSINESS

a. HAJINIAN BOAT HOUSE

K. Attwell stated the applicant requested this item be delayed until a future Lake Welfare Committee meeting.

b. MILL POND – LETTER FROM DNR

K. Attwell explained information regarding the Mill Pond dam should have been distributed to all Committee members prior to this meeting. Within that communication, it was specified stoplogs would be removed at the rate of one stoplog every four days beginning July 7, 2008, until all stoplogs were removed. At that time it was the owner's responsibility to either repair the dam through reconstruction or abandon the dam and have it removed by December 1, 2008.

K. Attwell expressed concern for a lack of planning by the DNR for removal at this time as well as consideration demonstrated at this time for implications of removal on downstream areas. He stated he had not heard any information regarding planning by the DNR for increased

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sedimentation downstream or any potential impacts of property being devalued as a result of the dam drawdown. G. Gaborsky, L. Morrison, and D. Tills agreed, noting they did not want to remain idle on this matter if there was something that could be done to minimize impacts from the removal of the dam.

L. Morrison explained this time would be placed on a future City Council meeting agenda as T. Hafner was absent at the last meeting.

J. Burg questioned whether the neighbors downstream had been informed of the changes.

Discussion ensued regarding past actions of the DNR and other dams that the DNR had removed. It was noted that water was definitely lower behind the dam. Discussion also ensued regarding the financial responsibility for the repair of the dam.

c. ELECTION OF OFFICERS, CHAIRMAN AND VICE CHAIRMAN

L. MORRISON NOMINATED K. ATTWELL FOR THE POSITION OF CHAIRMAN FOR THE LAKE WELFARE COMMITTEE. G. GABORSKY SECONDED THE NOMINATION. K. ATTWELL ACCEPTED THE NOMINATION FOR ANOTHER TERM OF SERVICE. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

R. LARTZ NOMINATED G. GABORSKY FOR THE POSITION OF VICE CHAIR OF THE LAKE WELFARE COMMITTEE FOR ANOTHER TERM. G. PRATT SECONDED THE MOTION. G. GABORSKY ACCEPTED THE NOMINATION FOR ANOTHER TERM OF SERVICE. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

d. STORM WATER MANAGEMENT WITH IN ½ MILE OF LAKE/SANCTUARY STORM WATER MANAGEMENT ISSUES DURING HEAVY RAINS – DAVE GREENWAY

D. Greenway explained the area related to this item was where Milwaukee Street and Main Street split near the Sanctuary Hill development. In the recent heavy rainfall, the stormwater management pond had breached its banks and flowed into the ditches, ran around both sides of his house on his property. He further explained the stormwater inlets had been capped to prevent water and sedimentation infiltrating the pond as it should have in this case. The area surrounding the pond was not mature in its growth due to the construction and a great deal of mud was allowed to flow into the ditches and across the roadway nearby undermining part of it. He noted the situation had been temporarily remedied through placement of round bales of hay to ease flow in the lower part of the ditch. As a result of these recent situations, D. Greenway suggested, in the future, the City should give consideration to requesting developers be required to have a sediment pond in place with mature growth around it prior to digging on

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the site so that the development pond would function in times of need as it should rather than breaching and overflowing with mud.

Discussion ensued regarding whether the developer would be held responsible in this case for breaching the banks of the pond and undermining the roadway.

D. Greenway stated a great deal of sediment went in to the lake. He suggested the sediment pond should be in and mature prior to digging on the site so that the development pond would function in times of need as it should rather than breaching and overflowing with mud.

L. Morrison explained some of the manholes were open and it was fixed the next day. The pond in front of church on 83, worked beautifully. D. Greenway noted that was a lined pond. She suggested perhaps that could be had there.

5. CORRESPONDENCE

A. PETITION FROM HAWKS HOLLOW ON BUOY PLACEMENTS IN THEIR AREA

K. Attwell explained a petition had been received from a resident living near Hawks Hollow at the Lake Welfare Committee annual meeting in June depicting buoys shown on a map associated with the dredging project. At that meeting, K. Attwell explained to the resident that several buoys depicted on that map were not yet there and the DNR would not be taking any action on consideration of the placement of those buoys until sometime in late fall.

J. Burg questioned the concern related to the buoys. K. Attwell explained it was due to aesthetics. D. Tills explained buoys were recommended by the Committee to the DNR so that boaters could clearly see where they should be driving through the channel.

J. Dunnick questioned whether the DNR would have a problem with removal of those buoys from the project as a result of a request such as this one. K. Attwell explained the DNR had requested a buoy trail be placed so that boaters in the dredged areas could reach another navigable waterway through a one foot "undredged" waterway.

J. Burg questioned whether the Committee would be setting precedent if this request was considered favorably. He was concerned about whether a lake resident could influence buoy placement on a lake due to aesthetics. K. Attwell explained City Staff was responsible for locating exact coordinates for a GPS location resulting in the exact placement of the buoys on the lake. J. Burg suggested a response to the letter could include information that explained only eight buoys were located in that area as well as inclusion of the rationale of the DNR regarding why the

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buoys were to be placed in recommended locations on the lake in that area.

J. Bills stated the buoys placed there currently were "Slow/No Wake" buoys and were there to mark the channel location and designate it as a no wake zone. If the dredging project were allowed to take place, resedimentation would occur in those areas if the buoys were not placed in additional locations marking the channel.

J. Burg stated he thought it important to have accurate information distributed to area lake residents regarding the buoy placement and purpose in this case. G. Gaborsky agreed.

J. Bills stated he would work with City Staff regarding an accurate depiction of current buoys with a letter explaining the placement and purpose of the buoys in those locations. He would bring this information to next Lake Welfare Committee meeting in August, 2008.

J. Burg expressed concern for the need for additional discussion on this topic by the Committee in the future. K. Attwell stated additional discussion on this topic could be had if needed in the future.

B. EMAIL FROM CAROLINE O'BRIEN ON RUNOFF FROM FARM FIELD TO SOUTHERN TIP OF ZASTROW BAY

K. Attwell explained an email communication had been received with four photos depicting runoff from an area farm field to the southern tip of Zastrow's Bay from the recent heavy rainfall.

J. BILLS MOTIONED THAT ANY DEVELOPMENT OF THE GEASON PARK LAND INCLUDE A PROPER STORMWATER POND AND IT BE CONSTRUCTED IN SUCH A WAY TO PREVENT FLOODING AND SEDIMENTATION OUTFLOW FROM THE PARK LAND. MOTION FAILED FOR LACK OF A SECOND.

K. Attwell stated a pond had been designed for this purpose so that in the future a pond would handle these concerns once the land was developed.

J. Bills questioned whether a stormwater district had been established in that area and he thought further consideration should be given to this idea.

K. Attwell stated he was not sure there was anything that could be done at this time by the City. Discussion ensued regarding who had the appropriate authority. D. Tills stated he was concerned about a the run off going to the lake as well; however, he was not certain the City had authority in this matter. J. Burg stated it was difficult to take action on something that had happened during the recent record rainfall situation.

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J. BILLS MOTIONED THE CITY CONSIDER EXPLORE THE POSSIBILITY OF ESTABLISHMENT OF A STORMWATER DISTRICT NEAR THE OAKWOOD PARK LAND PROPERTY TO HANDLE THESE RUNOFF ISSUES. THE MOTION FAILED FOR LACK OF A SECOND.

Discussion ensued about whether the City should explore this matter as result of this significant downfall. J. Bills stated he did not think runoff was only from the farm fields. He noted he thought construction sites in the area had also contributed to the overflow in that area as the construction mitigation measures failed. The Committee also discussed whether it was important for the City to be involved at this point. K. Attwell noted the City already had a plan in place for a pond once the development of the park property would take place in future years.

6. ADJOURN

J. BURG MOTIONED TO ADJOURN THE LAKE WELFARE COMMITTEE MEETING OF JULY 9, 2008 AT 7:12 P.M. D. GREENWAY SECONDED THE MOTION. ALL WERE IN FAVOR. MOTION CARRIED.

Minutes Prepared By:

Accurate Business Communications, Inc.