

CITY OF DELAFIELD LAKE WELFARE MINUTES

CALL MEETING TO ORDER

K. Attwell called the meeting to order at 6:00 P.M.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

ROLL CALL

Present

Kent Atwell
Jerry Bills
Jerry Dunnick
Dave Greenway
Lynn Morrison
Gary Pratt
Lou Scopp
Don Tills

Absent

Jerry Burg
Gayle Gaborsky
Ken Wiedmeyer

Also Present

Jim Romanowski

- 1. APPROVE MINUTES OF NOVEMBER 12, 2008

J. DUNNICK MOTIONED TO APPROVE THE LAKE WELFARE COMMITTEE MEETING MINUTES OF NOVEMBER 12, 2008 AS PRESENTED. L. MORRISON SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

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

There was no one present wishing to address the Committee at this time.

L. MORRISON MOTIONED TO CLOSE THE CITIZEN'S COMMENTS PORTION OF THE MEETING AT 6:02 P.M. G. PRATT SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

- 3. OLD BUSINESS

- a. REVIEW OF DNR CHAPTER 30 PERMIT LETTER

K. Attwell explained the Wisconsin Department of Natural Resources (DNR) Chapter 30 permit letter had been received. The Committee reviewed the letter and noted several discrepancies. Discrepancies included the following:

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- The dates for dredging were not correct as listed.
- #4-responsibility of checking the permits specified in the letter
- #24-waterway market permits
- #27-spill prevention and response plan
- #30-update of erosion control plan for Oakwood Road sediment site
- #34-requirement for an in-lake monitoring program to monitor discharge piping
- #36-questions about aquatic plant plans and responsibility of same
- #37-issues of financial assurance
- \$150,000 amount related to bond

Each item was noted and discussed. Many of the concerns would be addressed as part of the contractors' responsibility for the project and would be specified in the bid documents.

K. Attwell also noted there was a maximum of five feet dredging depth specified in the permit letter. He noted the permit allowed for a maximum depth of 5.5 feet due to the type of equipment utilized. J. Dunnick questioned the baseline elevation to be utilized to determine the maximum depth of 5.5 feet. K. Attwell stated the DNR would provide this information prior to dredging.

K. Attwell then distributed a preliminary schedule of events related to permit approval, public education, as well as the referendum and special assessment process for the Lake Nagawicka Restoration Project.

Discussion ensued regarding the tight timeline for review of documents and the bid process. K. Attwell stated he thought it was important to have the alternate options and specifications written into the bid documents to ensure all potential costs were planned. The Committee agreed.

Due to the size of the document, no electronic copies were easily available. Two hard bound copies would be available for review in T. Hafner's office as of December 15, 2008.

D. TILLS MOTIONED TO RECOMMEND TO COUNCIL THAT THEY AUTHORIZE THE PROJECT FOR BIDDING. D. GREENWAY SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

b. REVIEW OF BOATHOUSE CODE APPROVED BY CITY COUNCIL

K. Attwell distributed a copy of the Boathouse Code approved by the City Council recently. L. Morrison noted there was an error in the copy that was distributed. K. Attwell will check on this.

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D. Tills stated the code should read in part

“...All new or rebuilt boathouses affecting 50% of the structural area require that all stormwater runoff from the boathouse and impervious surface within 10 feet of the boathouse be directed to a rain garden or other water quality device or system that provides the same level of environmental benefit as a rain garden, approved by the City Engineer....”

The Committee agreed it should have been recommended to Plan Commission and Council with this wording. K. Attwell will check on this item and report back at the next meeting of the Lake Welfare Committee.

c. FOLLOW-UP DISCUSSION ON SMART /GROWTH CHAPTER 3
AGRICULTURAL, NATURAL AND CULTURAL RESOURCES

K. Attwell questioned whether any additional comments or changes were required by Committee members. He noted the Smart Growth document to be a working document moving forward with City planning issues and it was wise to include any lake protection measures at this time. There were no additional comments or changes from the Committee at this time.

d. UPDATE ON ROLLER MILL POND

There was no update provide on the Roller Mill Pond.

Without objection from the Committee, K. Attwell moved to Item 4a at this time.

e. DISCUSSION ON DRAFT REFERENDUM LANGUAGE

Draft referendum language had been sent to the City Attorney for review and had returned to the Committee for final review prior to being sent to Council for approval K. Attwell explained. He further explained, with regard to referendum language, there were no legal restrictions on wording to be utilized.

A review of the draft language took place at this time. Discussion ensued regarding the need for actual dollar amounts of the restoration project, benefits to property owners and other areas requiring clarity within the referendum language. Additional discussion on wording related to benefitting properties was also had at this time. As a result of these discussions, the following draft referendum language was recommended:

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Question No. 1:

The City of Delafield has been granted a dredging permit by the Wisconsin Department of Natural Resources which authorizes the City to dredge five areas of Lake Nagawicka. The City Council is considering a public works project which would involve the dredging of these areas and the restoration of the lake bottom with native aquatic plants. This public works project would cost \$2,625,000. The project would be financed by issuance of municipal bonds. The City Council would repay the municipal bonds borrowed for this public works project by levying a special assessment against properties immediately abutting Lake Nagawicka that are being dredged. No portion of the cost of the project or bonds would be placed on the general tax roll.

Should the City Council be authorized to issue municipal bonds in the amount of \$2,625,000 for this public works project, provided that the cost of the project is paid by special assessments levied against only the benefited properties?

Question No. 2:

The City of Delafield has been granted a dredging permit by the Wisconsin Department of Natural Resources, which would allow the City to dredge and construct a sediment trap at the mouth of the Bark River. The sediment trap is designed to capture, control, and reduce future Bark River sediment, which is the major cause of silt buildup in Lake Nagawicka. The cost of this project is \$875,000. The City Council is considering issuance of municipal bonds to pay for this project. If the project proceeds, it is anticipated that the City tax levy will be increased by \$7 per \$100,000 of assessed valuation for a period of 10 years.

Should the City Council be authorized to undertake a public works project involving the dredging and construction of a sediment trap at a cost of \$875,000, whose cost would be recovered by a real estate tax levy placed upon all city residential and commercial properties for a period of 10 years?

Discussion ensued regarding inclusion of the final cost figures in the questions. K. Attwell noted anticipated costs would be accurately placed in the questions once that information would be available prior to the referendum.

J. DUNNICK MOTIONED TO APPROVE THE CHANGES IN THE REFERENDUM LANGUAGE. G. PRATT SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

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4. NEW BUSINESS

- a. REVIEW OF COMMUNICATION ARTICLES IN BOATHOUSE AND DREDGING AND RESTORATION PROJECT.

K. Attwell distributed articles on the Boathouse Code changes and the Dredging and Restoration project for the next issue of The Communicator. He noted no changes had been received from Committee members related to the editing of the article. He thanked L. Morrison for writing the articles.

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

- b. DISCUSSION ON BID DOCUMENTS FOR DREDGING PROJECT

This item was discussed as part of Item 3a.

5. CORRESPONDENCE

None.

D. Tills questioned whether communications had been received from representatives of the Village of Nashotah regarding cooperation and support in the dredging and restoration project for Lake Nagawicka. L. Scopp stated additional communication efforts would be taken in the upcoming week to ensure participation in the project. He will report on this matter at the next meeting of the Lake Welfare Committee.

6. ADJOURN

D. GREENWAY MOTIONED TO ADJOURN THE DECEMBER 11, 2008, LAKE WELFARE COMMITTEE MEETING AT 7:20 PM. L. MORRISON SECONDED THE MOTION. ALL WERE IN FAVOR. MOTION CARRIED.

Minutes prepared by:

Accurate Business Communications, Inc.