Whitewater -Lake Management District
May 11, 2000

The meeting was called to order at 7:31 p.m. By Chairman Bernie Tangney at the Whitewater town hall.

Board members present: Roy Sheahen, Bernie Tangney, Gary Marvin, Norm Prusener & Richard Cooney.

Property owners and other present: Bob Nowak and Mike Hoar.

The minutes of the April 13, 2000 meeting where presented and reviewed. The following changes were made. Page 1 paragraph 4 delete the words the surplus of replacing the pick-up truck.

Page 2 paragraph 1 delete borings were drilled in a 100 sq. Ft. Area to an area 400' x 400'. The borings were drilled but did not reach the hard pan area.

Page 2 paragraph 3 delete "use of control not practical"and insert use of mechanical harvesting to control not practical.

Page 2 paragraph 4, change Bruce Eshelman's□□ title from student to instructor and that he would contact a student to do the research project.

Dick cooney made a motion to approve the amended minutes, seconded by Norm Prusener, the minutes were unanimously approved.

Treasurer Gary Marvin presented the treasurers report. Dick Cooney made a motion to approve the report, seconded by Roy Sheahen. The report was unanimously approved.

Bernie Tangney was elected to be president and Dick Cooney elected secretary. Cooney's name to be added to bank form to sign checks and Jim Stevensons name to be removed.

It was decided not to name a replacement board member at this time but wait until the yearly meeting in August and mention in the newsletter that we are looking for new board members.

Committee Reports:

A) Bog Study . No information received from Kathy Aron about talking to DNR reference removal of bogs or contacting a diver. IT was reported that Kathy would do additional work for us at a rate of $50 per hour if requested.
Bernie stated that he had spoken to Inland dredging and that they had removed a bog in a very easy work area.
Removed 7,000 cu. Yds. Of material at a cost of $40,000 .
Norm suggested that we contact the sheriff's dept. About finding a diver to explore the area under the bogs.

B) Harvesting and Equipment. Daily reports are to be given to Bernie reference the amount of weeds being harvested and the areas where they were harvested and he will record data in computer.

Per Roy machinery will go in water on 5-22 and we will begin cutting.

Roy suggested that we consider replacing the 10' harvester next year. No extensive repairs have ever been done to the equipment which will be 10 years old this year and money is available to replace the equipment. He is going to research costs etc. With D & D.

C) Chemical Treatment. Brian from Marine Biochemists is coming to Whitewater Lake on 5-26, to check on the weeds and set up a time to spray. He is going to check Rice Lake at the same time.
We are going to request that a better quality of paper be used for the signs that hang on the end of the pier or that they are enclosed in a plastic bag to ensure durability. Also going to discuss weed cutting operation after spraying is completed. Will check with Scott again on receiving grant for weed spraying.

D) Fish Stocking. Roy Sheahen is going to replace Jim Stevenson on this committee.

E) Budget and Finance Gary Marvin needs to have financials prepared for Homeowners meeting by June meeting.

Old Business-Ponds

Approve amendment reference SWRPC letter dated 3-23-00 regarding three ponds on southeastern portion of lake and add to Lake Management Plan.

Motion made by Bernie Tangney, seconded by Norm Pruesner, board all voted in favor.

Discussion then took place relative to any action to be taken by lake management at this time. It was decided that the three ponds are primarily aesthetic resources of direct interest to the householders whose properties abut these waterbodies and that the public is not going to benefit from treatment of the ponds and that treatment of the ponds by Lake Management should not be undertaken at this time.

Motion was made by Gary Marvin and seconded by Roy Sheahen. Board voted unanimous approval

Bernie Tangney is going to call Al Schallock and make him aware of our action.

It was voted to change the annual meeting date to 8-26-00 at 10:00 A.M.. And that the meeting is going to take place at the Lions club on Whitewater Lake due to the construction taking place at the school. There will be a $25.00 charge to use the facilities. It was also noted that a porta potty would be required if more then 80 people would be in attendance. It was decided that the porta potty would not be required.

Motion made by Bernie Tangney and seconded by Dick Cooney. All voted in favor.

New Business

Roy Sheahen stated that he felt that Lake Management should be in charge of buoys and lake patrol.. As of this time no buoys have been placed in the lake and many boaters are using the lake with little regard for sensitive areas and the narrows. Roy felt that since we live on the lake we have a much better feel for what is going on and what should be done.

Norm Pruesner stated that we should write a letter to the town of Whitewater board about advancing the date when buoys are to be put in.

Norm also stated that Ron Fero felt that there were to many buoys in the lake now. Majority felt that more buoys were needed. It was suggested that we make a plan showing where buoys should be placed and present it to the board.
Norm Pruesner also stated that the board would not relinquish control to lake management as we might be biased on how things were handled possibly favoring home owners. It was stated that little could be done to favor homeowners.

Bob Nowak mentioned after reviewing insurance policies that we do not own a 65 international truck. This will be checked out with insurance co.

Bernie stated that he needs the newsletter info by the next meeting. He also requested that we mention in the newsletter about a research project that a local person is doing. Norm mentioned that the county had a great deal of info on subject All agreed that it could be inserted into the newsletter.

The meeting adjourned at 9:25 p.m.

Respectfully submitted.

Richard Cooney
Secretary

WHITEWATER LAKE MANAGEMENT DISTRICT
MONTHLY MEETING – JUNE 8, 2000

Chairman Bernie Tangney called the meeting to order at 7:35 PM at the Whitewater Town Hall.

Board members present: Roy Sheahen, Bernie Tangney, Gary Marvin & Dick Cooney
Board members absent: Norm Prusener, Toby Shroble
Rose Marie Berg, clerk, present.
Property owners present: Mike and Kathy Hoar.

The minutes of the May 11th meeting were presented and reviewed. The following change was made:
Page 2 Item E – Wording was changed to: Budget and Finance, Gary Marvin needs to have the 2001 Budget prepared for publication in the June newsletter..

Gary Marvin made motion to approve minutes as read, Roy Sheahen seconded, and unanimously approved.

Treasurer Gary Marvin presented the Treasurers report. Gary mentioned a $25,000 CD at First Citizens State Bank maturing June 12, 2000 and a decision should be made whether to renew the CD or possibly hold the funds to use for operating capital or new equipment.

Bernie Tangney made motion to approve report, Roy Sheahen seconded and minutes were unanimously approved.

Treasurer Gary Marvin presented bills for approval totaling $1,559.60 in expenses be paid. Dick Cooney motioned to approve; Roy Sheahen seconded, unanimously approved.

Administrative matters:

Correspondence

A letter was received from Al Schallock requesting a copy of the minutes to last month's meeting and Bernie Tangney replied, when minutes were approved they would be mailed to him.

Bernie Tangney sent a letter to the previous clerk stating it was necessary to replace her and Lake Management materials in her possession would need to be picked up as soon as possible.

A letter was sent to Dr. Jeff Thornton relative to approval of the amendment of "The Big Plan." He asked what further action would need to be taken for approval and has not received a reply.

A new clerk, Rose Marie Berg, was introduced and Bernie Tangney said help would be available to introduce her to the various duties and understand the Lake Management involvement and duties of the clerk. This will be a paid position for time involved.

Bernie Tangney will look into the Town of Whitewater "Day" at Town Hall. Lake Management will have representation on Saturday, June 17th from 11 am to 2 PM.

Committee Reports:

A) Budget & Finance - Will discuss newsletter later in meeting
B) Chemical - 33 acres of Whitewater Lake was sprayed on June 7th –and 11 acres of Rice Lake was sprayed on June 8th - including all around Luedtke's island . Notices were posted on all properties stating swimming should be avoided for 24 hours after spraying. Dick Cooney assisted both days and his help was greatly appreciated.
C) Harvesting and Equipment - Roy Sheahen stated harvesting and chemical committee worked together to ensure harvesting will be conducted around the entire lakes, excluding areas where spraying had been done so as not to interfere with each other's functions.
D) Fish Stocking - Roy Sheahen stated 1,700 northern were stocked by the State in Whitewater Lake and were approximately 7" in size.
E) Bog Study - Walworth County Diving Team to send a 5-man team to dive under and check the bog - tentatively scheduled for June 15th. The Aron report stated clear water was under the bog and it is hoped information will be received from the dive team as to what is holding the bog in position. There will be no cost for this dive and it will be done in a totally professional manner.

Old Business:
New signature cards for bank with revised signatures furnished and signed by designated board members.

New Business:
Membership must be notified of annual meeting scheduled for Saturday, August 26th and will be sent via the Newsletter in June.
Bernie Tangney will get labels from County for mailing of newsletter.

Newsletter to include:
1. Thank you note to Jim Stevenson for his many years of service as a board member and chairman. Jim left the board due to his move back to town.
2. Mention of Bill Norris monument dedication last week with recognition for his past contributions.
3. Member Dr. Kenneth Johnson, a demographer at Loyola University will be conducting random survey of why people move to Walworth County lake area.
4. Boating Ordinances – no response from Town Board. To include a condensed version of the boating ordinances.

5. Budget 2001 – Budget of $88,300.00 will be published as approved by the Board.
6. Open invitation to members – anyone interested – 2-board positions open – contact Walt Hicks, nominating committee, phone 1-262- 473-2315.
7. Need for additional weed dump site locations for quantities of weeds – the closer to lake launches the better. Contact Roy Sheahen, phone 1-608-883-2040.
8. Agenda item – need to discuss replacing harvester.
9. Core testing – bog study update
10. Note the approved change of Board meeting from the 2nd Thursday of August to the 2nd Tuesday, which will be August 8th.

The next meeting will be held on Thursday, July 13th.

The meeting was adjourned at 9:00 PM.

Respectfully submitted,

Rose Marie Berg
Clerk

amended

Board meeting 7/13/00

Meeting called to order by Bernie Tangney, Chairman ,7:30 PM at Whitewater Town Hall.

Board members present: Bernie Tangney, Dick Cooney, Gary Marvin, Roy Sheahen and Norm Prusener
Board member absent: Toby Shroble
Guests: Bob Nowak and Don Oker.

Minutes of the June 8 meeting were presented and reviewed. Suggestion was made to mail the minutes of the previous meeting later in the month to enable board members to review the minutes a few days prior to the next board meeting. The clerk will do mailing in the week prior to the next board meeting.

Bernie Tangney requested motion to approve minutes as stated. Gary Marvin motioned to approve; Dick Cooney seconded, unanimously approved.

Treasurer's report: Gary Marvin presented bills for approval totaling $16,820.67. Motion to approve payment by Dick Cooney, Bernie Tangney seconded, unanimously approved.

Certificate of Deposit renewed at First Citizens State Bank.

Copies of Treasurer's report were distributed. Bernie Tangney motioned to approve as presented; Roy Sheahen seconded, unanimously approved.

Administrative matters:

Correspondence:
Nancy Black of Browns Lake area sent letter to Bernie Tangney stating they have had problem with people using personal piers, she wondered if Lake Management had experience with this problem and how it was handled. Bernie Tangney stated he had one situation of this type. He requested people to leave and they cooperated, others had no problem. Norm Prusener will respond to her request.

The County has designated Tony Shroble as County Representative on our Board.

Rose Marie Berg added to Murray Accounting as clerk and will be paid from them.

Camp Joy, a tax-exempt property, normally donates $300. We have not received this year.

Gary Marvin received correspondence from insurance company – Insurance to be renewed in September. Gary requested new proposal for premium which should be

received prior to August Board meeting. Gary will review our policies and coverage. The Board assisted in answering a questionnaire for the insurance company. Tangney requested a copy of all insurance policies

Committee Reports:

Budget & Finance: Gary Marvin will have proper numbers to hand out at Annual meeting, including changed YTD statement of 12/31/99 from Murray Accounting which will reflect revised figures. and updated report through end of July 2000. Bernie Tangney requested 2 to 3 years of previous reports to show trend of expenses, etc. and reasons for changes for comparison at the meeting. Gary will obtain reports.

Chemical Treatment: Weeds were sprayed along shorelines where needed and most beneficial in both lakes. Dick Cooney inspected 14 days later. Isabel Bay was clean, weeds noticeably dropped in most areas and he complimented Brian and crew. Spraying took full 2 weeks to complete.

Harvesting and Equipment: Jim Stevenson will continue to summarize date of weeds harvested, tonnage and locations where harvested. A report was presented to date. Bernie suggested three areas on Rice Lake to be addressed, south end of lake near Rice point, south from dam, and for aesthetic reasons, north end by road. Roy Sheahen noted they would also check launch area.
Harvesting crews – no problem – working satisfactorily.

Two quotes of $92,000 and $102,000 for a new harvester to replace 10 ft '91 harvester with a 15' harvester have been received. Value of trade is approximately $15-30,000. Discussion was held as to replacement or repairing existing harvester. Roy Sheahen strongly urges replacement vs. spending large repair bills particularly since 50% state grant would be provided at this time. It is not known if grant will be available at later date. $110,000 is provided in budget for replacement of harvester. Roy Sheahen will confirm with DNR as to state grant eligibility.

Question arose as to legality of spending large amounts – bylaws will be reviewed for procedure to spend large amounts and what notification of the general membership is required. We may consult legal counsel for clarification on these issues.

Bernie made a motion that Roy Sheahen hire a potential Crew Chief even if this would create an extra man on the crew.

Fish Stocking: No report

Bog Committee: Bernie reported the Walworth County Dive team was unable to get under bog, could not find an edge. This suggests a theory that the area is like a giant rug and a part comes up.
The Walworth Dive team will be contacted to see if they would cut a hole and dive under through the hole.

Bruce Eshelman (UW Biological Sciences) and student Paul Bruitt assisted Bernie in checking the oxygen content under the bog and outside bog. Differences were found but nothing conclusive.

Old Business:

Buoys: Norm Prusener stated Ron Fero, Whitewater township chair, reported all buoys are located equally. There was dissension on this point from Board members. It was suggested that Township take out and store the buoys this fall and Lake Management take over the buoy placement next year.

Norm also suggested we set up addresses on lakeside to aid the police. The Board suggested Property Owners Association could handle this as a project as they are looking for things to do and also have excess funds. This will be looked into. Norm stated letters and numbers were available through the Township.

Norm also stated the Town Board was considering a no wake period after 7:00 PM seven days a week. Gary Marvin said this would never go through as local homeowners occasionally lake to ski after work.

The next board meeting will be Tuesday, August 8.

Meeting was adjourned at 9:03 PM

Respectfully submitted,

Rose Marie Berg, Clerk

WHITEWATER LAKE MANAGEMENT DISTRICT
MONTHLY MEETING - AUGUST 8, 2000

Meeting called to order by Bernie Tangney, Chairman, 7:30 PM at Whitewater Town Hall.
Board members present: Bernie Tangney, Dick Cooney, Gary Marvin and Roy Sheahen.
Board members absent: Norm Prusener and Toby Shroble.
Guest: Bob Nowak
Clerk: Rose Marie Berg

Minutes of the July 13th meeting were presented and reviewed. Bernie Tangney requested minutes to show he made a motion that Roy Sheahen hire a potential Crew Chief and the Board approved the motion. Also, the Chemical Treatment spraying took 2 days to complete. This is changed from 2 weeks. Under Harvesting and Equipment: Wording changed to $110,672 which is available for equipment replacement and other expenses. After changes were made, Tangney requested motion to approve minutes as amended. Marvin motioned to approve, Cooney seconded, unanimously approved.

Treasurer's report: Marvin presented bills for approval totaling $2,515.96. Motion to approve payment was made by Sheahen, Cooney seconded, unanimously approved.
Township monies should be received by mid-August totaling over $28,000. and a $300. donation was received from Camp Joy. Sheahen made motion to accept treasurer's report, Cooney seconded, unanimously approved.

Administrative Matters:
Tangney stated he has received the records from the previous clerk. She is to deliver the minutes of 1999, which are on her hard drive in her home computer. She has promised to provide these records before the end of August.

It was recommended the new clerk purchase a 4 drawer file in which to keep the archives and records of the Lake Management District. These items are currently in six boxes, which are very bulky to store. The file cabinet will be purchased by Lake Management District, and along with records, archives, etc., stored at the residence of the clerk.

Barn Lease: The last contract signed by Ralph Henning was in 1996 and may have had a two year extension. We are currently without a contract. Cooney will prepare a new contract with the option of an extension, and obtain signatures.

By-Laws: A copy of the By-Laws was given to each of the Board members present at the meeting. Copies will be sent to the absent Board members. Tangney requested each member familiarize themselves with the By-Laws..

Bernie received information regarding a sales seminar presented by Aquarius Systems at D&D - board members were unable to attend.

Committee Reports

Budget and Finance: Agenda will include the Review/Audit and Balance Sheet for 1999 and 2000 thru August 8, 2000 prepared by Murray Accounting for the Annual Meeting. Also presented will be the Budget for 2001.

Chemical Treatment: Cooney has received many favorable comments stating the weed situation is being handled well. Weeds may be down to the extensive rain fall and the lake being high.

Harvesting and Equipment: Lengthy discussion was held as to whether a vote must be taken by the membership at the annual meeting to purchase a harvester. Bernie stated our legal counsel said a vote was necessary. The Board unanimously agreed to present details including bids to purchase a 10 ft. harvester to the membership at the Annual Meeting in August. If membership approves purchase at the Annual Meeting, Roy Sheahen will prepare the grant application to the DNR for a 50% Grant Reimbursement of the purchase price. The DNR will be meeting in September and October - the last meetings for the year. Application should be presented prior to these dates.
Bob Nowak has one person interested in becoming crew chief for next year. Bob will take Larry Neu out on the lake to show him the machines. Larry is mechanically experienced and appears to be qualified for the position. Two of the three crew members plan on coming back next year.

Fish Stocking: No report.

Bog Committee: The County Dive Team works the second Wednesday of each month as training and would try to make another dive at that time. The Dive Team is getting an underwater camera and it may be used at Whitewater Lake bog. A summary of data gathered on June 30th was presented to the Board. The bog is not up as far as last year.
Parkside Marina is to furnish an estimate on removing quantities of the bog, providing permits are in order - if required.

Old Business: Insurance renewal - new quote should be received before the next Board meeting.

New Business: Agenda for annual meeting was presented and discussed. Members attending the meeting will be checked off from list provided by the County. Voting will be conducted for the election of two commissioners, members will vote from the four candidates - selecting two from a secret ballot.
Handouts will consist of the Agenda, Treasurer's report, and harvesting summary will be provided by Jim Stevenson.

The Board also recognized the efforts of Bob Nowak, as crew chief of the weed cutting and harvesting for the last several years. He is moving to Northern Wisconsin shortly and will be missed.

The next board meeting date will be September 14, 2000.

Motion to adjourn was made by Roy Sheahen, seconded Dick Cooney, approved. Meeting adjourned at 9:20 pm.

Respectfully submitted

Rose Marie Berg, Clerk

MINUTES OF ANNUAL MEETING
August 26, 2000
WHITEWATER/RICE LAKES MANAGEMENT DISTRICT

The meeting was called to order at 10:05 a.m. in the Whitewater Lions Club House by Chairman Bernie Tangney. Chairman Tangney explained he had taken the position as Chairman when former Chairman Jim Stevenson moved out of the district and could no longer be a member of the district. Tangney accepted the position as Chairman of the Board. Other members of the Board present at the meeting were Roy Sheahen, Gary Marvin and Dick Cooney.

Tangney recognized two people who were very dedicated to furthering the goals of the Lake Management District. Bill Norris, not present at meeting - who had a very nice dedication at the Swim Beach this summer for his years of dedication to the District and Jim Stevenson who was Chairman of this organization for 4 years and on the Board for 6 years. Both men have helped Tangney as he moved into his position as Chairman. Jim Stevenson is continuing to provide the Harvesting summary for the District and his help is appreciated.

Also recognized was Bob Nowak, who has been crew chief of the harvesting equipment under the direction of the harvesting committee. He did an excellent job in this position. He has sold his house and will be moving to Rhinelander and Texas.

Tangney then went on to introduce the other members of the Board: Gary Marvin, Treasurer and Chairman of the Finance and Budget Committee; Dick Cooney, Secretary and Chairman of the Chemical Treatment Committee; Roy Sheahen, Chairman of the Harvesting and Equipment Committee; Norm Prusener, Township representative, and Tony Shroble, County representative. Prusener and Shroble were not present. These are the voting members of the Board. He also introduced Rose Marie Berg as the clerk.

Handouts at the meeting were copies of the agenda for the meeting, Treasurer's report for calendar year 1999 and Treasurer's report for 2000 through August 8th, ballot for voting for candidates and copy of Harvesting data.

The minutes of the August 21, 1999 Annual Meeting were introduced. Chairman Tangney dispensed with the reading of the minutes as they were published in the mailing of the July Newsletter to all the members. He then asked if there were additions or corrections to the minutes. There being none, the minutes were unanimously approved as presented.

Gary Marvin, Treasurer presented a Balance Sheet of the District for year end December 31, 1999 compared to year to date August 8, 2000. Murray Accounting has reviewed all reports and all reports are in good accounting order. He noted the Taxes Receivable from Richmond and Whitewater were received on August 25 in the amount of $28,820. He noted the Budget for 2001 was $88,300. Members present received copies of the two Balance Sheets and Budget. There being no comments or corrections, motion was made for approval, seconded and approved as presented.

Chairman Tangney reported there are four candidates running for two openings on the Board. They were created by Jim Stevenson's leaving and Dick Cooney's term expiring this year. The four candidates: Dick Cooney-for re-election, Jeff Klopf, Don Oker and Gordon Phillips were presented and each were given an opportunity to say a few words on themselves and how they view the opportunity to be on the Board. The candidate receiving the most votes will be elected for a three year term and the second highest number of votes will be elected for a two year term. Ballots were collected from members present with each member voting for two candidates. The results will be presented at the end of the meeting.

COMMITTEE REPORTS

Harvesting Committee: A Harvesting Summary prepared by Jim Stevenson comparing 1998, 1999 and 2000 was distributed. As of August 22, 2000 a total of 1,204 tons of weeds have been removed from the lakes compared to 1,526 in 1999 and 1,005 in 1998. The high water of the lakes this year has helped to keep the weeds down. Also the chemical treatment plan contributed to the lesser amount harvested.

Tangney stated there was a serious problem with the 7 foot harvester – the motor blew up and has been out for repairs since July 6th and will not be in use for the rest of the year.

Question was asked how close the cutter comes in to shore – the response was they come as close as they safely can to the residential properties. Equipment will be brought in for the season next week. This is a little earlier due to the leaving of

Bob Nowak and the college age crew leaving for school. It was also mentioned that if members have weeds collected on their piers and the cutters are in the area, they would remove the weeds from the piers for the homeowners.

Equipment Committee: Chairman Tangney stated the Board is recommending replacing the 10 foot, 10 year old harvester, which is still working. They are recommending purchasing a new 10 foot harvester from the same company that provided the previous unit for a cost of $92,000. There is a competitive bid from another company for a similar unit for $104,000. A major reason for replacing the unit now is that the DNR will give us a 50% Grant for the purchase of new equipment. This being an election year in government, we want to take advantage of the Grant while available. If we spend $92,000 for the unit and receive a $46,000 Grant, the net cost will be $46,000. D&D – the supplier of this harvester has said they think they can sell the current harvester for an amount between $15-30,000. We will not trade the present unit in at the present time, due to the Grant being 50% of the purchase price. The old unit will be sold outright with D&D's assistance. The bottom line is the net cost of the new unit will be somewhere between $16-31,000. Currently we have available $110,672 in reserve for equipment replacement. There will be no impact on our assessment. The old 10 foot harvester has been fully depreciated.

The following explanation was given as to the operation of the harvesting equipment: There are four basic pieces of equipment: two harvesters are run, a transporter goes out on the lake to the harvester, unloads the harvester and brings the weeds back to shore where an elevator dumps the weeds into a truck. One man drives the truck, two men are on the harvesters and one man is on the transporter. It would not be economically feasible to add a third harvester as suggested by one member. Leo Worth presented motion to purchase the harvester; Stan Vesely seconded, unanimously approved by members present.

Chemical Treatment: Chairman Tangney stated Dick Cooney has done a great job working with the chemical treatment – he does advance work in going out and reviewing the lake, working with the company and the DNR – who is present on the day of application. Chairman Cooney stated 35 acres were sprayed on Whitewater June 8 and on June 9, Rice Lake had 9 acres sprayed. After pellets are dropped it takes ten days to two weeks for weeds to drop. Weeds then have a tendency to stay down for about six weeks.

This year $12,900 was spent on spraying, with an additional permit cost of $1,500. $15,000 has been budgeted. The same company has been used for spraying for the last few years and Cooney is pleased with their work. A member suggested the Board obtain more bids on the cost. Chairman Tangney agreed and this will be done.

He mentioned it is conceivable to spray again after six weeks. There is a rumor the State of Wisconsin will participate in part of the cost of spraying. This has not been confirmed, but will be looked into further. Approximately 50% of lakes are sprayed once a year. Questions were then raised by members as to the possibility of spraying twice – this is not included in our 2001 budget, however, the Board will entertain discussion on this matter at a future Board meeting.

A member requested information on the purchase of a special rake to be used in removing weeds. The cost is approximately $90. and is 30" wide with a handle that extends to about 10 feet. Tangney will locate the manufacturer and will supply information in the next Newsletter.

Fish Stocking Committee: DNR has agreed to plant Northern Pike one year and Walleye the following year in Whitewater Lake. This year they planted 1,200 – 7" Northern. Next year Walleye will be planted. DNR has stated chemical spraying does not affect the fish in the lakes.

Bog Study Committee: Walworth County Dive Team went out and could not find edge of bog. They are waiting till it comes up higher to go out again. It has not come up as ugly as it has in years past. Tangney has been getting bids – to have numbers on potential costs for dredging. He talked with Inland Dredging – they will not even come out until bog is up. Parkside Marina is interested in bidding when we find out more about what we want done. Tangney also brought samples of pieces of the bog for the membership to see the material the bog consists of. The samples were taken from the diggings of a post hole digger when they were testing for the oxygen content.

In review, last January when the study was done, they found clear water under the bog at the point they did their samples. However, the bog stayed stationary – the question is - if on clear water why is it still stationary? First theory – could be old tree stumps holding it. This is reason the Dive Team went out. When no edge was found, another theory is that this may be a large blanket, a carpet that a portion rises up and the rest stays down. The University found some differences in dissolved oxygen, but nothing really significant – at 7 ft. down it was exactly the same under the bog as it was outside the bog, at 13 or 15 ft. down it was significantly different. Non conclusive!

The County Dive Team is doing the investigation at no charge. In hindsight, Tangney stated we probably should have hired a professional team. The Walworth county Dive Team has just bought an underwater camera and Tangney is hoping they will use that to film the bog.

A lengthy discussion then began with the membership asking questions. Tangney clarified when speaking about the bog – he was referring to only one bog and that was the bog 6 houses from the Robbins old house – the bog has a flag on it.

A member stated at last year's meeting it was decided to be aggressive about the bog handling and a year later we have done little about it, but are waiting for volunteers to manage. Tangney stated a team would be hired to find out what the bog really is and then present it to the DNR. He felt we needed permission or permits from DNR. Upon questioning, Tangney also said the DNR has not actually stated we cannot remove the bog – we have not specifically asked the DNR if we can remove it.

Aaron Associates had been hired for $4,000 and their advice was - until we have this certain information it does not pay to ask for a permit to remove. Aaron furnished a very detailed chemical analysis, which also provided a cross section of their boring information. Their advice was to determine what is holding the bog. If a root mass goes down to the bedrock, the DNR will not allow removal. If it's clear water we can do whatever we want to remove it. Rich Gunter, Bog Committee – stated the Charter was given to find out what the DNR will allow us to do. Next question was we need to supply enough information in the permit – to either approach as a dredging when bog is down or approach as a removal of a hazard when they are up. That is what the DNR will have to rule on to grant a permit. The testing in January revealed the bogs are not continuous mass all the way to the bedrock of the lake. There is a gap between the bog and bottom of lake. Next question is why don't they move? Rich was advised by legal counsel if we mark the bogs by flagging, etc. we are taking responsibility and would be held legally responsible should an accident occur. Right now it is the DNR's responsibility. Members want to apply for the DNR permit now as we do show clear water. Also they disagreed that only one bog should be the concern – all bogs should be included. Motion made to submit plan to DNR for permit to remove the bogs as economically as possible. Permit to be applied for reasons of safety. Motion made, seconded, unanimously approved.

Next question: How quickly can the divers act? Unable to answer – will contact companies from a list of professionals as this is a very dangerous feat. Tangney will contact Inland Dredging and Parkside Marine. Tangney will contact both (or more) to find out cost of moving floating bogs – this to be done within a week. Inland would come in with a Marsh Monster – an overgrown tree stump cutter – drive through and want $15,000 just to bring in the machine. Tangney stated a special meeting would have to be called to spend over $10,000. Cooney mentioned Aaron & Assoc. estimated we had 10,000 cubic yds. on one bog – this would be a very high cost to the district.

Art Schmitz, member, noted he watched the bog go past his lot – bog was 160 ft. in diameter, but all he saw was 10 ft. on top – float by his pier. It was headed for his neighbor's pier. Neighbor called DNR, Frank's Marina and others – no one would tell him he had authority to do anything about it. Schmitz stated this was the first time he had heard you could move a floating bog!

Cynthia Gruenwald motioned we get two immediate bids to remove the current free-floating bogs. Seconded by Vesely. Unanimous approval. It was noted should the cost be under $10,000, the Board may spend up to that amount without members' approval. A second motion was presented to call a special meeting on a Saturday to further discuss the bog issue once we collect the data and information. Motion seconded and approved.

After the permit is approved it was suggested we then approach the DNR to see if any Grant would be available to help with funding bog removal.

Finance Committee: Marvin presented the Budget for 2001. Motion was made to change the reserve for equipment $10,000 and move to reserve for bog expense for this year only. Motion made, seconded and approved.

Members expressed an interest in having the weeds sprayed twice per year One member stated she was an environmentalist but if spraying doesn't harm the lake and will curtail the weeds, she expressed a strong interest. There was agreement that the weeds are up again – growing anew after the first spraying. Motion was made to get bids for a second spraying, approved and passed. It was also noted spraying is done at the direction of the DNR – they control the chemical treatment.

Motion was then made to approve the Budget as amended. Seconded, and approved.

Old Business
Member Don Oker brought up the problem with Isabel Bay and the old pipes, piers and boat lifts that appear to be abandoned. Tangney stated the Board would send a letter to the Town Board expressing our displeasure and requesting them to do something to eradicate this eyesore.
Another member brought up the fact that this was the third year in a row that the Town and County Board members were not present at the Annual Meeting. It was felt they should be present when problems like these arise. They then could be settled immediately. A motion was made to send a letter to the Town and County Boards expressing displeasure that our representatives do not participate in the meeting. Motion seconded and approved. Motion seconded and approved. Letters will be sent to both Board supervisors.

New Business:
Election results: Three year term, Don Oker and two year term – Gordon Phillips.

Public Input:
A member raised the question again regarding the 3 ponds. Tangney stated the Board voted at the May meeting it was not in the public's best interest to spend money on the 3 ponds by either spraying or cutting weeds at this time.

Another member brought up the issue of the Township police. He stated that in the last year or two their Charter changed from patrolling for safety vs. patrolling to giving out tickets. All they seem to do is hide and try to catch people. He had spoken to approximately 20 people in the past year and every time they are stopped, the patrol is rude, belligerent, not helpful and he would like a letter sent reminding them they are hired to patrol for safety and not to get out there and set records for issuing speeding, and no wake zone tickets. They are very unyielding, unfriendly. It was noted when Jim Lukas patrolled, his philosophy was that he was out there being observed by the boaters and just being seen helped curtail illegal activities. He did a great job! It was also brought up the patrol does not follow the law concerning the correct flow of traffic and parking where they are causing problems. Motion was then made for the Board to send a letter to the Township expressing displeasure with the current law enforcement. Motion seconded and approved.

Another motion was then made to send the Township a letter to update the signs at the lake shore landings concerning the rules and safety. Motion seconded and approved.

Another member brought up the issue of the geese overpopulation at the lake. Motion was made to send a letter to the DNR requesting clarification of their plan for this problem. Seconded and approved.

Recognition was also given to Leo Worth, president of the Property Association.

The next annual meeting of the Whitewater/Rice Lakes Management District will be Saturday, August 25, 2001 at 10:00 a.m.

Meeting adjourned at 12:30 p.m.

Respectfully submitted,

Rose Marie Berg
Municipal Clerk

amended

WHITEWATER/RICE LAKE MANAGEMENT DISTRICT
MONTHLY METING – SEPTEMBER 14, 2000

Meeting was called to order by Bernie Tangney, chairman, 7:32 p.m. at Whitewater Town Hall.
Board members present: Bernie Tangney, Gordon Phillips, Don Oker, Norm Prusener, Roy Sheahen and Toby Shroble. Board member absent: Gary Marvin
Guests present: Tom Ganfield, Rich Gunter, Mike Hoar, Art Schmitz, Rich Schleis and Jim Stevenson
Clerk: Rose Marie Berg

Tangney began the meeting with a welcome to the 2 newly elected board members, Gordon Phillips and Don Oker. They each said a few words showing their interest in becoming active in the Lake Management District. Tangney presented each with the Lake Management Plan book with the addendum in the back of the book regarding the ponds.

Tangney requested the clerk to send Dick Cooney a note from the Board thanking him for the service on the Board. He was a member of the Board for two years and was very active and helpful.

Minutes of the August 8th meeting were presented and reviewed. Sheahen requested minutes to show he (and not Dick Cooney) prepared the barn lease contract. Sheahen also said it was he that had someone interested in becoming crew chief – not Bob Nowak. After corrections were made, Tangney requested motion to approve minutes as amended. Phillips motioned to approve and Sheahen seconded, approved.

Treasurer's Report: Phillips presented bills for approval totaling $6,573.52. Motion to approve payment made by Tangney and Sheahen seconded, approved. Year to date statement will be submitted next month.

Administrative Matters:
Janesville Gazette article of September 11th regarding the ponds was discussed. Tangney said he was correctly quoted in the article – in stating at this time the Board has decided not to take any action at this time. The key words being "at this time", it is possible the Board may review the matter at a later date.
Tangney stated again the culvert is not the responsibility of the District. Putting in the culvert is not for the good of the public, but only for the owner of the property.

Roy Sheahen has negotiated the barn lease with Ralph Henning to store equipment in his barn with an increase of 10% in the rental rate. This is the first increase in four years. The monthly rate would increase by $29.00 for a total of $316.50 per month. Contract covers the period of September through May for 3 years with an option to renew for 2 years. The clerk will mail the contract for Henning's signature.

Sheahen spoke to insurance company regarding insurance policy and they recommended we increase coverage from $1 million to $2 million – for an approximate increase of $100. in annual premium. This policy is due for renewal. The Board has ordered a copy of the current policy for review. Motion was made by Sheahen to increase coverage and Tangney seconded. Motion approved.

Member Jim Stevenson recommended that the Board request a representative from the insurance company attends a Board meeting and explains coverage every few years. Due to the insurance this will be done with future renewals.

Clarification of the Committee chairmen was stated as follows:

Gary Marvin – Chemical
Gordon Phillips – Budget & Finance
Roy Sheahen – Equipment
Don Oker – Bog Study
Roy Sheahen – Fish Stocking

There will be a Clean Sweep of Walworth County Household Hazardous Waste Disposal Program, which may be brought to Whitewater Public Works Garage from 3 to 6 PM on Friday, October 13th. Items may also be brought to the Walworth County Highway Complex in the hospital area and in the Town of Linn on Saturday, October 14th.

Tangney suggested email addresses of the board members be emailed to the clerk to ensure accuracy and will be included in a listing of board members addresses and phone numbers to be provided by the clerk..

Committee Reports:
Budget and Finance: Nothing.

Chemical Treatment – Tangney also stated he would be asking Gary Marvin to follow up on one of the lake publications that inferred there would be monies available for chemical treatment. Tangney had inquired and was told there is a program out there and more information will be available at a later date.

Harvest and Equipment – All equipment has been stored for the winter.
Discussion was also held regarding buying a new motor every year for the transporter. A 90 HP motor is bought every year for about $4,000. and the used motor is then sold for over $3,000. resulting in a heavy year's use put on the old motor for a cost of $1,000. Outboard Marine Corp. has a program for governmental units allowing equipment to be bought at cost and new warranty coverage every year. A year later we can sell it for about what we paid for the equipment.

Bog Study - Grant application prepared and in process. Tangney received a phone call telling him there will be a meeting on Monday, October 23rd by the Wisconsin Waterways Commission to approve the grant. Tangney and Gordon Phillips are planning to attend the meeting in Winneconne. He is to receive a letter verifying the date, place, etc.

The Bog committee at the Lions Club House held a meeting on Monday, September 4th. Phillips sent out the minutes of the meeting. The new chairman of the Bog committee is Don Oker. Sheahen expressed concern the meeting created a quorum, which would be illegal. Tangney stated Gary Marvin was at the meeting with the express intent of having signature cards for the bank signed by the new board members. However, there were three additional board members present, creating a quorum. Sheahen said no further discussion should be held regarding what was discussed at the meeting. Tangney disagreed, stating he wanted to discuss the meeting and he would go to legal for an opinion after this meeting was finished. Sheahen then said he wanted no part of this and left the building on this issue – stating "he was history"

they were doing the right thing for the District. They had just had the Annual Meeting the Saturday before and there was strong feeling by the membership they get moving on the bog problem and that was the reason for the meeting. The meeting was planned to assign people their specific duties for work on the committee.

Art Schmitz had set up a meeting with Inland Dredge. Oker, Schmitz, Rich Gunter, Mike and Dennis from Inland Dredge went out to take a closer look at the bog. Inland Dredge seemed to feel the bog needed to be dug, dredged and hauled out on a transporter. Other feelings were also discussed at the Bog meeting such as sinking, moving and putting over by the other island. All of this was put on the table. At this time Oker stated Schmitz is trying to connect with Kathy Aaron as she is a former employee of DNR, and knows the people in Madison. She feels the DNR will go along with the idea of removing the bog, but did not know if they would go along with the idea of sinking. She did agree to bring up the idea of sinking with some of the people she knew from DNR. Another idea was dragging pieces over to the island and stacking and containing with a rock wall. She will also discuss this idea.

Tangney stated it is important to get Kathy on board as soon as possible – as soon as she is available a bog committee meeting will be called. Her fee is $50. an hour and the District has the money available to spend. We need to have Kathy's plans with a formal recommendation, options and bids to handle the bogs.

The big issue to be brought up to the DNR is the safety hazard and the fact they are suspended peat masses - not bogs. Schmitz will keep following up to see that Kathy is preparing a proposal.

Oker is also to request a bid from Phil of Parkside Marina to remove a 30'x30' and 3" thick.

Another idea from Inland Dredge was to spend $135,000 for a new portable elevator and stainless steel heavy-duty 10' wide cutter weighing 16,000 lbs. This would be in place of the $92,000. originally approved at the Annual Meeting. It was determined we did not have enough information on this unit. Brochures and videos did not show this would aid in hauling pieces of bog away, even though the salesman stated it could do this job. Tangney's concern is that we spend any monies in the most cost efficient manner and if necessary call a special meeting when all the information is obtained.

Old Business:
Mike Hoar requested to see copies of the letters Tangney sent to the Township stating the four items at issue which were: lake patrol, signs, Isabel Bay, and lack of representation by the township and county at meetings. Copies were shown to him.

Prusener stated the DNR must follow up on the Isabel Bay issue and the township would be replacing the signs in October. Prusener will bring up the idea of boat safety training at the next township meeting. Shroble stated the Town Board is happy with the police patrol and that tickets are given to the people who needed to get tickets – residents will not be favored as they were with the previous patrol.

Shroble requested an agenda for the next board meeting be mailed, along with the minutes of the previous board meeting. The clerk agreed to furnish the agenda.

Tom Ganfield was introduced as a new lake resident. His profession is environmental scientist. He stated he has an interest in becoming a self-help volunteer to the Board.

Next board meeting will be Thursday, October 12th at 7:30 p.m..

Tangney presented motion for the meeting be adjourned, Oker seconded, meeting adjourned at 9:45 p.m..

Respectfully submitted,

Rose Marie Berg
Clerk

WHITEWATER/RICE LAKE MANAGEMENT DISTRICT
MONTHLY MEETING – OCTOBER 12, 2000

Meeting called to order by Bernie Tangney, chairman, 7:30 p.m. at Whitewater Town Hall.
Board members present: Bernie Tangney, Gary Marvin, Don Oker, Gordon Philips, Norm Prusener and Toby Shroble
Guest present: Art Schmitz, Rob Krohlow from Laub & Horton, Inc.
Clerk: Rose Marie Berg

Minutes of the September 14th meeting were presented and reviewed. There being no corrections or additions, Prusener made a motion to approve and Philips seconded, approved.

Treasurer's Report: One certificate of deposit was renewed at Commercial Bank. Two certificates will mature in November and December 2001 and depending on what will be needed for disbursements of the proposed harvester, Philips requested input as to the renewal of these two certificates.

Tangney suggested postage for newsletters should be included with newsletter expense and miscellaneous postage for minutes, etc. should be separated. The clerk is to determine approximate expenses for postage for both. Tangney made a motion to approve report as presented, Marvin seconded, approved.

Total expenses for the month of October are $5,697.98. Tangney motioned to approve expenses, Marvin seconded, approved.

Philips introduced Rob Krohlow of Laub & Horton, Inc., insurance representative who presented an insurance proposal to the board explaining both present coverage and proposed municipal coverage through Wisconsin Prime. His firm has done public entity insurance for 28 years in the State of Wisconsin offering extensive experience. Policy was renewed effective September 23rd – coverage has been bound and Krohlow brought the new policy for delivery.

One concern from Oker was that the board as individual members would be covered as a director if named in a lawsuit, along with the district. They are covered under liability and the board is not named individually due to changeovers. All employees, any person serving on commission, board or agency, also committee members under the board's jurisdiction are included.

Property Coverage: Personal property such as computers, records, files etc. stored off premises at the treasurer's or clerk's home are covered to the amount of $10,000. subject to deductible of $250.

Philips questioned the Dishonesty coverage of $10,000. He requested proposals for increased coverage of $50,000 and $100,000 citing his experience with a church at which a treasurer embezzled $150,000. A new quote is to be furnished.

Krohlow explained the barn where equipment is stored would not be covered, as the owner should have his own property insurance. Philips will make sure the owner does indeed have coverage before payment for storage is made. Lake District equipment including barge, conveyer and harvesters are covered on a replacement cost basis, under property coverage. A clause for equipment breakdown is included and Krohlow suggests any bills for breakdown of equipment should be presented to an adjuster to determine if claim would be covered. Normal wear and tear of equipment would not be covered. The annual premium is $921 for existing property coverage.

Liability Coverage: There is no deductible on liability claims. Lake District is allowed to use their own attorney vs. insurance company's attorneys with each legal action, limit of $10,000 and all legal actions aggregate to $25,000. Premium for liability currently is $1,681. Krohlow stated coverage of $2,000,000 for general aggregate limit is a little low – most districts, towns and villages have gone to $4,000,000 coverage and each event limit of $2,000,000 rather than our existing $1,000,000. limit. Cost to increase would be less than $200 – the Board requested an estimate for the higher coverage.

Vehicle Coverage: Annual truck premium is $924. We will get a refund when vehicles are stored and coverage will be decreased to fire and theft for winter.

Total estimated annual premium for existing coverage was $3,158. New quotes to be received within two weeks. The existing policy was given to Philips who will make copies for Tangney, Oker and the clerk. Presentation concluded.

Administrative Matters

Roy Sheahen furnished a letter submitting his resignation as a board member effective September 26th. He had served the District for 11 years and feels it is now time for others to serve and he also has travel plans which will not permit him to continue as an active board member. Various members of the Board have spoken to Sheahen to try to change his mind, with no success. It was noted Sheahen was unique in that he was willing and able to spend a great amount of time with the crew – both directing them and even doing repairs on the equipment. He and his expertise will be sorely missed. A letter of recognition from the board will be sent in appreciation for his service. Tangney made a motion to send the letter; Oker seconded, unanimously accepted.

Per the by-laws of the district – the Board may appoint an interim commissioner to fill the vacancy until the next annual meeting. Tangney thought we had two choices – go back to the candidate at the Annual Meeting who did not make the board (Jeff Klopf) or look elsewhere among the members for a harvesting chairman. Tangney said he would talk to Klopf and find out if he is still interested. Also, verify if he would be qualified to have the harvesting crew report to him and be the contact person to address complaints, suggestions, etc. from the membership which would be the obligation of the replacement Board member. Art Schmitz, Bog Committee member, stated he would be willing to consider being on the Board – this will be taken under consideration also.

Sheahen's resignation also leaves the District without a crew chief for harvesting. Tangney mentioned Walt Hicks said he would possibly help the District out by acting as a temporary supervisor – not actually being the crew chief, if needed until the District obtains a crew chief. Tangney and the previous crew chief had spoken to Larry Neu who had been interviewed by Sheahen before his resignation. They both thought he was qualified to be a crew chief and Tangney feels there is a good chance Neu will come to work for the District. Neu does not have experience working on our equipment. Sheahen also told Tangney the two college boys who worked last year on the crew are planning on coming back to work in 2001. They would lend some experience to the harvesting crew. Lake Lorraine also has offered to allow us to send people over to their area to train on their equipment, if necessary.

Philips suggested the next Newsletter could be used to let the membership know of the vacancy for the Board to see if there would be any interest in an appointee to the Board until the Annual meeting when there would be an election to the Board. The Board will also brainstorm on their own to explore the different avenues available. If anyone is interested in the position, they should be referred to Walt Hicks who is chair of the nominating committee. It should also be mentioned in the Newsletter that a harvesting crew chief needs to be hired.

Philips stated he did receive the signed barn lease contract and it is in effect now. He is to furnish a copy of contract to the clerk and Oker also requested a copy.

Discussion was also held as to the contents of the lock box at First Citizens State Bank. Philips will make an inventory and report back to the Board.

A letter of appreciation for his years of service was signed by all Board members and will be mailed to Dick Cooney.

Committee Reports
Budget and Finance: None
Chemical Treatment: None
Harvesting and Equipment: None
Fish Stocking: None
Bog: Tangney stated the Whitewater Town Board agreed to send him a letter of support for bog "sample removal for the safety of lake" The letter can be used by Kathy Aaron in her request to the DNR for removal of the floating land masses.
Philips distributed copies of the Bog Committee Board Advisory Memo containing the results of their meeting on October 8th. Discussion of this report was then conducted as follows:
Oker reported Aaron would not spend more than 16 hrs. preparing the application. Application will be submitted to the Board for their review and approval when completed. She is requesting aerial photos to identify the dimensions and area of the bogs. The Board agreed to hire a plane and have the requested photos taken. Tangney and Prusener suggested a local person on Clover Valley Rd. who owns a plane. Tangney will contact this person and obtain photos as soon as possible. Aaron feels she will be able to have the application ready by the 1st of the year.

Art Schmitz stated the proposal would strongly stress the safety hazard the bog presents. We are trying to create two way boat traffic on the lake and currently have only one way traffic which creates a safety hazard. The proposal recommends for safety reasons we create another lane through the bog, which will then again create two way traffic. In that effort we will then take out 10,000 square feet of bog.

Oker also said Art Schmitz has been working with Inland Dredging who claim to have a heavy duty machine that in addition to harvesting, will also be able to do some work on the bog. They do not have a machine for demonstration. In order to compensate, they are offering the machine for $118,420, plus they will add modifications worth $6,500 including stainless steel, heavy-duty chains, etc. This would be an upgrade to the equipment. The machine has modifications allowing the machine to make clean, well placed cuts. The conveyor belt is balanced so that should it hit the shoreline or rock it pushes back and when they go out to pick up the bog, the machine will override that so it is stiff and the conveyor picks up the bog pieces at a very straight angle, preventing spillage. When the machine is delivered to the lake, and if we are not satisfied, the machine is doing the job we want it to, we will not have to pay the additional $6,500. If it does do the job, and we are satisfied, we will pay the remaining $6,500 at that time.

Oker sees this as a clean up machine that can nip away at the bog slowly. It will go after the floaters and do cleanup – in addition to being a heavy duty, stainless steel weed cutting harvester, which will last longer and have less maintenance. They will also sell the District a $13,640 trailer for $8,500 if we buy their machine. Inland also will furnish six references that are currently using this piece of equipment. Payment of $118,420 will be expected prior to demonstration under normal payment schedule. After successful demonstration is performed Inland will expect payment of the balance owed. The Board is empowered to borrow money if necessary. It may be necessary for the interim until tax funds are received.

A meeting is also scheduled with D&D and their engineers on October 24th to discuss bogs and their equipment. Originally D&D said they did not have a machine that would take care of the bog. However, they are now saying they do have something to compete with Inland. Marvin, Oker and Tangney will attend this meeting at 1:00 PM.

Tangney spoke to the DNR yesterday and they said we would be able to upgrade the existing grant to a higher dollar amount. They also stated everyone is buying stainless steel equipment now and they felt the $140,000 total cost (including the trailer) is closer to the normal cost than to the original $92,000 requested. The grant approval date is October 23rd. If we withdraw the original grant request we would not be able to submit another grant request until next July.

Tangney continued that we do need membership approval by having a special meeting to approve the higher expenditure for a heavy-duty harvester. In order to expedite matters, it was then decided we will submit the higher dollar amount to the DNR and should the membership not approve the request, we may then lower the grant request to the approved membership amount. The equipment will not be ordered until membership approval is granted. Oker then made a motion for Tangney to go to the DNR and request $133,420; Philips seconded, unanimously approved.

OLD BUSINESS
Tangney attended the Whitewater Town Board meeting on October 11th during which the Lake Patrol was discussed. 250 warning tickets and 115 citations had been issued this past summer.
Signs at the launchings will be replaced.
Isabel Bay issue is under advisement, previous similar issues have been very difficult to resolve.

NEW BUSINESS
The Whitewater Town Board has agreed to allow one Lake Management person access to the bulletin boards at Town Hall, flowing well and Oak Terrace in order to satisfy the open meeting law.

The next Board meeting will be on Thursday, November 9th
Tangney presented motion for the meeting to be adjourned, Prusener seconded, meeting adjourned at 10:10 PM.

Executive session was then convened. Tangney requested permission to offer $15.00 hr. for the hiring of a crew chief. He mentioned Larry Neu as a potential candidate. For comparison, this past year Bob Nowak was paid 511 hours for a total of $7,672. Motion was then made by Philips to approve $15 to $18 hr. maximumm, motion seconded and then approved. Meeting adjourned at 10:30 PM.

Respectfully submitted,

Rose Marie Berg
Municipal Clerk

WHITEWATER/RICE LAKE
BOG COMMITTEE BOARD ADVISORY

October 12,2000

Following a Bog Committee Meeting held at the Whitewater Town Hall at 11:00AM on Sunday, October 8,2000, and at the request of the Whitewater/Rice Lakes Management District Chairman, Bernie Tagney, the following ***Board Advisory Memo*** is issued to the Board.

1. **REQUEST FOR DNR APPROVAL**

The committee, following a meeting with Kathy Aron of Arons & Associates authorized Kathy to proceed in drafting a request to the DNR in an expedient manner.

Consulting fees associated with this request were pre-approved by the Board and the committee will provide the Board with an cost estimation shortly.

Based upon Kathy's experience with the DNR and similar requests, the request will be made for "removal of the floating land masses" as opposed to alternative options of " sinking " or " moving and consolidating". These options may be considered at a latter date.

The scope of the request will be broad to encompass removal of a section 100' by 100' initially and continued removal our time dependent upon the success and results in the pilot project. The request will be to extend for a five (5) year period.

Prior to submission to the DNR, the Committee with review the draft and meet with Kathy Aron to discuss same. The committee will then present the draft to Lakes Management Board with commentary and recommendation for submission.

It is estimated that the proposal will be completed by Mid-November and will probably require a special Board meeting to discuss and approve. If possible approval should not be deferred until the December 14th Board Meeting.

According to our current timetable and indication from Kathy, approval (response) should be received in **February , 2001.**

2. **QUOATIONS FOR BOG REMOVAL:**

In the interim the Committee will obtain a formal proposal for removal and hauling of a bog section 100' by 100' from Inland Dredging and others provided sources become known and available.

Upon approval from the DNR , the Committee will be prepared to submit for Board approval and expenditure request to remove this test plot. Timing of the removal will be dependent upon the condition of the bog and the dredging company's availability. A tentative **target date would be late summer 2001.**

3. **HARVESTING EQUIPMENT;**

The Committee, in process of evaluating lake maintenance with respect to removal of small floating bog segments, is in the process of evaluating heavy duty harvesting equipment which would be used for harvesting weeds during early and mid-summer and then utilized for removal of bog segments "floaters" thereafter.

The piece of equipment under consideration has a heavy duty conveyor belts and hydraulic systems and with trailer would cost $138,000 which is $46,000 greater than the harvester specified in the DNR grant which is nearing approval.

The Committee is making the Board aware of this situation in the event that we will recommend to the Board the purchase of the Heavy Duty Unit. This will require the Board to call a special meeting to approve the expenditure.

The timing of the Board's recommendation to proceed or not with this unit will probably be made within the next 30 to 60 days as an estimate or near the December 14th Board Meeting.

Respectively submitted:

_____

Don Oker – Co-Chair

_____

Gordon Philip – Co-Chair

WHITEWATER/RICE LAKE MANAGEMENT DISTRICT
MINUTES OF MONTHLY BOARD MEETING – NOVEMBER 9, 2000

Meeting called to order by Bernie Tangney, chairman, 7:30 p.m. at Whitewater Town Hall.
Board members present: Bernie Tangney, Gary Marvin, Don Oker, Gordon Philips, Norm Prusener and Toby Shroble
Guest present: Tom Ponyicsanyi
Clerk: Rose Marie Berg

Minutes of the October 12th meeting were presented and reviewed. There being no corrections or additions, Prusener made a motion to approve and Philips seconded, unanimously approved.

Administrative Matters:
Discussion of Board member replacement: Per the bylaws the Board can appoint a replacement for Roy Sheahen. There are two very qualified people who are willing to accept the position – Tom Ponyicsanyi and Art Schmitz. Tangney stated he had not contacted Schmitz to be present at this meeting. Oker questioned why Schmitz needed to be present. Tangney thought each candidate could present their qualifications and reason to be on the board or they could talk to each other and discuss between the two of them to determine who is best qualified to do the job. Oker disagreed with the latter and Prusener agreed with Oker. Prusener suggested the Board interview Ponyicsanyi at this meeting and next meeting interview Schmitz and then have a closed session meeting with he Board to decide which candidate to appoint.

Ponyicsanyi then stated he was one of the three original commissioners to found the Lake Management District. He, along with Walt Hicks and Bill Norris, purchased the first weed harvesters from D&D after looking at several dealers. Oker questioned if he was considering being on the Board based on the fact that no one else was interested. Ponyicsanyi stated that wasn't the way he looked at it – he considered the need for replacement and that the weed harvesting was one of the biggest issues in the District and he did not want to see this particular area die for lack of someone and he would step in to give the Board somebody suitable until next August when they could find someone to run for the position. Oker then asked if he would consider running after August. Ponyicsani stated "I would probably not – I am retired and the wife is getting to the point of retiring." He is a full time resident, but does have a cottage elsewhere and he is in and out of this area. Oker questioned what we would accomplish by appointing Ponyicsanyi at this time – other than being able to say we have a replacement. Ponyicsanyi stated he thought it important to have someone involved now in the purchase of the equipment, because that person would be involved in the working of this equipment and also the start up of the crew. Ponyicsanyi stated he knew Schmitz was also interested in the job.

Marvin stated Schmitz is doing a bang up job on the Bog Committee, however, considering him for both committees could be spreading him too thin because he is a part time resident, living in Lake Geneva and travels a lot on his job. He felt the Board should appoint Ponyicsanyi due to his experience and Philips agreed. Oker stated the Board could not make that assumption for another candidate if that person is willing and expressed an interest as long as the candidate understands the scope of the position.

Philips thought it important to have someone in place before the Special Meeting on December 2nd. He also said he would like to hear Schmitz's comment on what he sees his time and abilities are. He would not want to lose the momentum of purchasing equipment, etc. Other Board members agreed. Tangney suggested he would talk with Schmitz to determine if he has <u>any</u> interest in being on the Board and if so, will have him come to a special meeting with the Board to discuss his interest. If he states he is not interested, then Ponyicsanyi would be appointed. Ponyicsanyi said if Schmitz were really interested

he would step aside because he feels it is important to appoint someone very quickly. Marvin also said Ponyicanyi is also experienced in receiving calls from the general membership, which also is a plus in his favor.

Motion was then made for Tangney to call Schmitz to determine if he is interested. If he is willing to come to a special board meeting next Thursday, November 16th (since changed to Wednesday, November 15th. If Schmitz is not interested, Tangney motioned to appoint Ponyicsanyi to the Board right now. Motion seconded by Prusener, approved unanimously.

Tangney reported he has called Larry Nau three times and is not having his calls returned. He is becoming concerned that Nau may not be interested in becoming crew chief. Ponyicsanyi did make a point of stating he would not feel comfortable having Nau report to him as they have some personal differences. Tangney does have the name of another individual whom he has not contacted yet, who may be interested in the position. Tangney feels that the Harvesting chair should be the one to talk to the potential crew chief because that person would be reporting to him. That individual will not be contacted until the Board member is appointed.

A request was made once again for Board members' email addresses. Marvin furnished his address as: martian@idcnet.com. This information will complete the email addresses for Board members.

Philips reported the following insurance quotes from Rob Krohlow of Laub & Horton, Inc.:

1. To increase our current theft coverage from $10,000 (the base price) to $25,000 would be an increase of $75; increase to $50,000 would be $200; an increase to $100,000 would be $450 annually. Philips presented a motion to increase coverage to $50,000. Oker seconded the motion. Approved.
2. To increase auto coverage on general liability to a single limit of $2,000,000 would be $69 annually. Philips called Krohlow's office and an associate quoted an increase from $2,000,000 aggregate to $4,000,000 aggregate (which most districts have) would be $1,800. This seems very high – an increase of 50%. Philips requested we table any change on this specific coverage until he speaks personally to Krohlow.

Philips also stated he had sent a letter to Henning requesting proof of his insurance coverage on the barn and has not yet received a response. He will follow up with another inquiry. Henning has not cashed the check for the storage fees either.

Philips will keep the original insurance policy in the lock box at First Citizens State Bank. He supplied copies of the policy to Oker, Tangney and the clerk.

Committee Reports

Budget and Finance: Marvin suggested Murray Accounting Services be terminated due to Philips taking over as Treasurer. Philips said he would be willing to take on payroll also. Philips will take over all accounting procedures on the condition someone else be appointed to review reports annually. Marvin is to set up a date for the next week to have Marvin, Philips and Murray meet to discuss doing the possible review. Philips will also make a few phone calls to see if he could locate anyone who would be willing to do a review. Tangney stated past practice had been to obtain three members of the District to review the books and this was accepted as adequate review of the books.

Treasurer's Report: Philips distributed Regular monthly reports. Disbursements for the month of November were $1,848.52. Tangney motioned to approve expenses, Prusener seconded, approved.

Philips reviewed the District's Cash Reserve as follows:

- Certificate of deposit for $10,000 maturing on 11/3/00 will be renewed at 6.75% for 15 months
- Certificate of deposit for $25,000 maturing on 12/11/00 will be renewed for 12 months at the best rate available at the time
- Certificate of deposit for $30,481 maturing on 3/03/01 will be rolled into savings account upon maturity to make funds available for purchase of harvester
- Certificate of deposit for $46,270 maturing on 9/12/01 will also be renewed upon maturity

First payment of year 2000 taxes should be paid to the District by the end of February.

Chemical Treatment: Tangney reported that at the Grant meeting last month Cathy Aron represented Clear Lake "Chippewa Flowage" and obtained a grant for 50% $25,000 to treat 77 acres to remove Eurasian milfoil weed. This treatment can be used only for very enclosed areas. Tangney brought this issue to Gary Marvin's attention to be considered for Al Shallock's ponds. Cost, with a Grant, would be approximately $812.50 to $1,137.50 for his 5 to 7 acre pond.

Harvesting and Equipment: Per Tangney, the Grant has been approved for $66,710 and we are entitled to a project advance of $33,355. This will be up front money to be received after Tangney signs and returns the proper forms to the DNR.

Oker reported he, Marvin and Tangney have visited three vendors to obtain information on a universal machine that will do weed and minimal bog cutting. Prices vary from $132,000 to $136,000 with trailer. One member of the Bog Committee is working up new specifications for the District's use. These will be submitted to the three vendors and possibly another vendor in Spooner, WI who may be interested in submitting a bid. Oker also requested videos from a company in Florida who does a lot of "mud cutting". A Bog Committee meeting is scheduled for Sunday, November 19^{tth,} 10:00 a.m. at Whitewater Town Hall to review the new specifications and videos from Florida. He is requesting that Kathy Aron attend this meeting.

Bog: Oker reported he has the first draft of the application to the DNR for bog removal. It will be submitted complete with aerial photographs taken by Tangney and also a photo from the Transportation Dept. in Madison showing the bogs. He requested a check for $300 for the application fee to the DNR. He is hoping to have the application filed in December and approval to remove the sample bog of 100 x 100 cu. ft. in spring or summer (whenever the bog is up).

Oker confirmed with Philips the District would have the money available, (approximately $15,000) to do Phase I - the sample removal of the bog. Should Phase I be approved by the DNR we would be ready to begin Phase II – actual removal of the bog. This could possibly be in 2002.

Ponyicsanyi questioned the expectation of the uses of the proposed harvester as to the removal of the bog. Oker stated the machine would be used for cleanup for floaters, the little pieces that get away from the major dredging operation. He clearly stated this equipment is not the answer to bog removal. Tangney confirmed we are purchasing a heavy-duty weed harvester. This is the #1 use of the equipment, it being stronger than the current machine with fewer breakdowns. Bog removal is secondary, to handle the clean up, floaters, etc.

Oker brought up the subject of what would be done with the bog pieces as they were removed. He felt this would be a question on the DNR's application. Tangney stated the nearest location would be the

DNR land across from Charlie Cruse. The equipment would be coming off of Cruse Lane and would be most convenient. The contact person for permission would be Seagram from the DNR office in Eagle. Tangney was surprised that Aron had not checked into this matter. Oker said he would pursue the location with Aron.

Tangney passed out the notice of the Special Meeting to be held on Saturday, December 2nd. 11:00 a.m. at the Whitewater Town Hall to inform the membership of these two important items under consideration:

1. Discuss and vote on moneys for a sample removal of bog – pending DNR approval
2. Discuss and vote on additional moneys for a heavier duty harvester and trailer

Notice was mailed on Friday, November 10th to the membership. The notice was also published in the Whitewater Register on November 9th and will again be published in the November 23rd issue.

Fish Stocking: Nothing

Old Business: Tangney attended the Town Board meeting on November 8th and he should have the keys to the three bulletin boards within two weeks.
Tangney will get the keys to the equipment barn from Sheahen.
A letter of appreciation for Roy Sheahen's years of service to the District was distributed for all Board members signatures. Tangney will also obtain Jim Stevenson and Bill Norris's signatures.

New Business: Wisconsin Lakes Convention will be held on March 8, 9 and 10, 2001 at the Holiday Inn, Stevens Point, WI. Topics will include working with the townships and other governing bodies. If any Board members are interested the District will cover basic expenses and fees. The Lake Tide organization provided this information. The District is a member of this organization, paying $150 a year in dues. Members of the board are entitled to receiving these notices. Tangney will furnish Board member names and addresses.

The above newsletter also contained information regarding zebra mussels are now in Delavan Lake, Lauderdale Lake and Lake Geneva in Walworth County. Tangney wondered if there was anything the District could do to be proactive in preventing their appearance in our District. It was suggested an article be inserted in the District's next newsletter.

The next Board meeting is scheduled for December 14th at 7:30 p.m.
Tangney presented motion to adjourn the meeting, Oker seconded, approved. Meeting adjourned at 9:20 p.m.

Respectfully submitted,

Rose Marie Berg
Municipal Clerk

SPECIAL BOARD MEETING
NOVEMBER 15, 2000

A special Board meeting was held at Chairman Bernie Tangney's home on Wednesday, November 15th to choose a replacement Board member. Meeting was called to order at 7:35 p.m.
Board members present: Bernie Tangney, Gary Marvin, Don Oker and Gordon Philips
Board member absent: Norm Prusener and Toby Shroble
Guests: Tom Ponyicsanyi and Art Schmitz
Clerk: Rose Marie Berg

Ponyicsanyi stated the reason he had been willing to be considered to replace Roy Sheahen as head of the Harvesting Committee was the importance of the weed issue. He strongly felt it was the memberships prime concern to continue the program of the weed harvesting. He also stated he did not know at the time there was another person interested in this position. He does have a cottage on a lake in another area. He reiterated the fact, that come August, he would not be interested in running for election to continue in this capacity.

Ponyicsanyi brought up the issue of liability, which is a primary concern of his. He hoped the companies being considered to do the sample cutting of the bog would have ample liability insurance. Once the bog is cut loose and floats it is their bog. Should anything be destroyed, it becomes their responsibility. The Board agreed this would be an important issue for these companies.

Schmitz stated the primary reason he became interested in being a Board member was his interest in maintaining the lake for the good of the membership. Even though he is considered a part time lake resident, he feels he spends ample time at his lake home to be actively involved. He spends most weekends and also stops at his lake residence twice during the week. He believes he will have time to fulfill his obligations as Harvesting Chairman and Bog Committee member due to the flexibility of his job and his strong desire to improve lake quality. He also has a background of working in the agriculture business.

He stated he did not agree with the present practice of applying chemicals to kill the weeds and then very soon harvesting the weeds. He did not believe enough time was being allowed to let the chemicals work and destroy the weeds. He would also like some other approaches to be considered, such as possibly supplying containers to the membership to put their weeds in and then have the harvesters pick them up from their piers. He stated he would like to be involved in this type of decision making.

He also has many years experience in customer relations and supervising employees which would be very helpful in dealing with the membership questions, complaints, etc. and in managing the harvesting crew chief and employees. He will have a recorder at his lake home and will be able to pick up phone messages at his primary residence in Lake Geneva. He would be able to respond to membership concerns in a very timely manner. He plans on retiring in approximately two years and will then spend more time at the lake. He is also very willing to be a candidate for the August election. He feels continuity in this position is important.

The two candidates were requested to leave the room to allow the Board to make their recommendation.
Art Schmitz was unanimously approved as the new Board member and Harvesting Chair. Candidates were called back in and Ponyicsanyi and the Board congratulated Schmitz on his new responsibility.

Meeting was adjourned at 8:15 p.m.

Respectfully submitted,

Rose Marie Berg
Municipal Clerk

WHITEWATER/RICE LAKE MANAGEMENT DISTRICT
MINUTES OF MONTHLY BOARD MEETING – DECEMBER 14, 2000

Meeting was called to order by Bernie Tangney, chairman, 7:30 p.m. at Whitewater Town Hall.
Board members present: Bernie Tangney, Gary Marvin, Don Oker, Norm Prusener, Art Schmitz and Toby Shroble
Board member absent: Gordon Philip
Clerk present: Rose Marie Berg

Tangney began the meeting by stating Don Oker's father passed away and the Board expressed their deepest sympathy to the family.

Minutes of the November 9th and the special board meeting on November 15th were presented and reviewed. There were no corrections or additions. Motion made to approve and seconded, unanimously approved.

In the absence of Philips, Tangney presented the Treasurer's reports. Reports were reviewed. Marvin made a motion to approve the reports, Oker seconded, unanimously approved.

Administrative Matters
Tangney received a phone call on December 1st from an aide to State Representative Steve Nass' office. Mike Mikalsen, the aide, stated that if the District did not help Al Shallock with his "pond problem" he would advise Shallock to sue the District. The Board requested Tangney send a letter to Nass' office and request he tell us what their concern is and what they want the District to do in writing. The Board requested Tangney allow the Board to review the letter prior to mailing. The letter will be drafted and the Board members will have two to three days to respond with changes or the letter will be mailed as written.

Committee Reports
Budget & Finance: Tangney sent Philips a note requesting clarification on the mil rate as stated in the Whitewater Register. Lake Management collects taxes at the rate of Whitewater Township $.87 and Richmond Township at $.83. Tangney was questioning why the different rate. He did not understand Philips reply and Tangney requested further clarification.

Through Tangney, Philips presented the issue of liability coverage. Question is raised as to the difference between <u>defending</u> any claims that may arise and <u>paying</u> any claims that may arise – this is of prime concern with Inland Dredging and the removal of floating organic mass. Oker stated Philips had said our insurance company would pay legal fees that may arise, but not pay a claim for damages. Schmitz likened it to having an auto liability policy but no collision coverage. Tangney tabled further discussion pending more detailed clarification to be obtained by Philips. Examples of coverage would be if the harvester hit a pier and another if floating pieces of the bog caused property damage. Prusener suggested receiving written proof of coverage by our insurance company and also from Inland Dredging.

Tangney will select a group of three to review the books before August 1st for the calendar year January 1 to December 31, 2000. Philips will take over all accounting procedures including employee payroll as of January 1, 2001. Board members were requested to turn in expenses as soon as possible to be paid before year-end.

Chemical Treatment: Marvin requested a better understanding of areas of both lakes to be treated for weeds. Tangney stated 100% of developed shoreline on Rice Lake is treated. The Board went over a map of Whitewater Lake and they pointed out the areas that had been treated. Tangney said the old permits from past years also show exact coverage, but they may be difficult to read. He also stated the reason for treating is because it is a time saver for the harvester as it is very difficult for the harvester to come in close to the piers. Long discussion was held as to whether weed treatment should be continued. It was decided we must

treat the weeds this year as the Board committed itself to the members we would do as good a job or better than was done in the past. Marvin will apply for the permits and also work with Schmitz to coordinate both the timing of the treatment and the use of the harvester.

Harvesting and Equipment: The final application received from Kathy Aron was approved and was submitted to the DNR on December 1st. Oker received a letter from the DNR on December 6th stating the application was received and they requested a few more details. The reply was sent to the DNR on December 13th. He gave a copy of the full application to Tangney and the clerk to retain for records. He had an invoice from Aron for $800.00 for 16 hours of work in preparing the application and submitted it for payment. Tangney made a motion to pay the bill, Schmitz seconded and it was approved.

Schmitz stated Inland is not opting to cut pieces of the bog and then remove the pieces with the backhoe. They are now going to build a harvester themselves (identical to the one we would purchase, if so approved) and attack it with the harvester as opposed to using the backhoe.

Oker stated three bids were received for the harvester under our specifications. They are $175,000 from Aquamarine, $147,500 from D&D and $137,420 from Inland Dredging. Bidder selected by the committee is Inland, based on reference checks, personal interviews, facility and price. Tangney signed the original bid and was also furnished the invoice to be submitted to DNR for the grant. The machine must be built and delivered within 120 days. DNR states the full invoice must be paid by June 30th. A check for 40% of the purchase price should accompany the bid. Motion made by Tangney to purchase the equipment as approved by the Equipment Committee from Inland Dredge in the amount of $137,420. Seconded by Schmitz, unanimously approved. Schmitz and Tangney commended Oker's efforts and time spent making reference checks, etc. They agreed the committee made a good team and did an outstanding job. Oker also prepared rejection letters to be sent to D&D and Aquamarine.

Fish Stocking: Nothing

Old Business: Inland has a list of potential buyers for the old 10' harvester – all out of State due to the DNR grant program in Wisconsin. Shroble stated City of Whitewater also might be interested in purchasing the unit for use in the City lakes. He will talk to them to see if they are interested.

Crew Chief Hire: Schmitz responded to a letter from Bob McCracken, former crew chief at Lauderdale Lakes. He was applying for the crew chief position. He previously owned a John Deere dealership and is mechanically inclined. Reference was checked with Pete Donohue who stated you couldn't find a better man bar none and that he would hire him back as crew chief. Another reference, Scott Mason from Lauderdale Lakes said he did the harvesting, supervised, and has a good work ethic. He also would hire him back. Schmitz will also check a reference from Evergreen Country Club where McCracken has been working summers. McCracken earned $16.50 hour at Lauderdale. The Board had authorized payment of up to $18.00 for a qualified employee. Schmitz was very enthusiastic about McCracken and will pursue the last reference before making a decision.

The clerk requested all Board members review the Special Meeting Minutes previously mailed for any corrections or additions and inform her of any changes.

The next meeting will be in March unless required prior. Tangney motioned to adjourn the meeting at 10:05. Schmitz seconded and approved.

Respectfully submitted,

Rose Marie Berg, Clerk

WHITEWATER RICE LAKES MANAGEMENT DISTRICT
LIABILITY ISSUES
DECEMBER 14,2000

From the December 2nd special meeting, some concern was expressed regarding the District's liability for removing floating organic material that the District causes to break away from the existing masses along with any damage this floating material may inflict on homeowners' property.

QUESTION;

Is the District liable for such occurrences. Our insurance agent indicated that our coverage would defend any claims brought by the DNR, State, County , property owner or other third party but would not pay for the removal of the floating material.

Inland Dredging, as I understand, will provide certificates of insurance and cover our liability on their policy.

Question: Upon completion of their removal of the " test section " of floating organic material would they agree to handle the " clean-up" of any material that should break away from the mass that the test section was taken during the removal process;

within two weeks of the removal

within four weeks of the removal

within two months of the removal

Question: Is the district liable for removal of "floaters" attributed to removal of FOM? Currently the District cuts weeds and does harvest (collect) the cutting from the shoreline, but I don't believe the District is liable for complete "clean-up" of the shoreline and thus should not be responsible for removal of floaters but should undertake removal to the extend possible and practical.

Bottom Line: Just what is our (Lake Management) liability/responsibility once we begin removal of the floating organic material and how should be manage this liability?