

**WHITEWATER-RICE LAKE MANAGEMENT DISTRICT  
MINUTES OF MONTHLY BOARD MEETING – MARCH 15, 2001**

Meeting called to order by Bernie Tangney, chairman, 7:30 p.m. at Whitewater Town Hall.

Board members present: Bernie Tangney, Gary Marvin, Norm Prusener, Gordon Philip, Art Schmitz and Toby Shroble

Guests: Bruce Eshelman, Tom Ganfield and Tom Ponyicsanyi

Clerk: Rose Marie Berg

Tangney began the meeting by stating he received a letter of resignation from Don Oker. Tangney said he had a personal conversation requesting Oker to reconsider and he refused. He does not choose to continue as a Board member. A thank you note for Oker will be prepared and signed by Board members at the next meeting.

According to the District's bylaws the Board has the authority to appoint a replacement. Tangney asked the Board for suggestions. None were given. Gary Marvin made a motion to appoint Tom Ganfield if he would accept the position until the annual meeting and at that time, if he wishes, he could run for a full term. Ganfield stated he was honored to be considered. Tangney said Ganfield's knowledge would certainly be a positive for the Board.

Ganfield asked a few questions – one was the question of the open meeting law.

Tangney explained that any committee that has a quorum must publish the notice of a meeting. This means we can publish notice of the meeting in three places in the township or in the newspaper 24 hrs. prior to the meeting. Tangney stated the meeting must be open to the public. Philips seconded the motion for appointment, motion passed unanimously. Ganfield graciously accepted the position. He will also continue as a member of the bog committee.

Philips and Marvin both attended the Wisconsin Lakes Convention earlier in March. Philips brought up the point that many Lake Associations require that one member of the Board be a Wisconsin resident. Schmitz questioned the fact that if one member of the committee stops at another member's house and they hold a discussion and there are three members on the committee – are they in violation? Tangney stated the board is emphatically trying to run the District in strict accordance with the open meeting laws. He tabled the discussion for the time being as it was not on the agenda and they had many other matters to discuss this evening.

Tangney also said that since Oker had been the Secretary of the Association, we would now need a replacement. Tangney then nominated Marvin, Philips seconded the motion, voting was unanimous and Marvin accepted the position. New signature cards for the bank need to be signed by the chairman, treasurer and secretary.

Minutes of the December 14th board meeting were presented and reviewed. There were no corrections or additions. Motion made by Prusener, seconded by Shroble, unanimously approved.

**Treasurer's Report:** Disbursements for the month of December were \$58,037.68 with the \$54,968.00 as the 40% deposit to Inland Dredge on the new harvester presently being built, as the largest expense. Also Gerald Murray CPA's payment of \$1,800.00 was accrued for his accounting service for the year 2000. In the future the treasurer, Philips, will be handling all of the accounting for the Association – gratis. The Board expressed their appreciation to Philips for this service. Marvin moved to accept the disbursements as presented; Prusener seconded, unanimously approved.

Year-end financials were then presented. Total surplus for the year 2000 was \$22,091.00 that consisted of \$5,746.00 remaining in the equipment fund and \$16,345 remaining in the operating fund. This amount is considered as a restricted surplus, which must be presented at the Annual Meeting if we want to spend them. Funds available for equipment replacement are \$52,598 in 2001. Philips went into greater detail on all the financials. These were the highlights of the reports. Schmitz moved to approve the statements subject to year-end audit, motion seconded by Prusener, unanimously approved.

January disbursements were \$1,948.00; there were none in February and a total of \$1,733.93 for the month of March. March included \$1,415.00 for DNR permits for herbicide applications to both lakes. Year to date income for 2001 was \$85,052.



Guest speaker, Bruce Eshelman of the University of Wisconsin-Whitewater, Biology Department presented the departments findings on the ponds. He had been contacted about a year and a half ago by Jim Stevenson and asked if they would be interested in researching the differences in the 3 ponds. They had a student, Paul Bruett, study and do extensive testing and research on the ponds. Bruett was not doing the presentation himself, as he was in Lexington, KY at a national conference presenting his findings at this conference. He had gone out every other week and selected samples of water from all three ponds and tested for general macronutrients and concentration of things like pH, water hardness, nitrates, phosphates, etc. in the water. Testing of all was done in the lab on each of the 3 ponds. Water was not collected from the lake because the University had access to the large poll that was done by SEWRPAK. The tests were compared with the data already published, so they felt it did not have to be repeated.

Per Eshelman's presentation: Pond #1 is the farthest south, #2 is the farthest north and #3 is farther east. Pond #1 is the pond that has the little culvert running under the road. The biggest difference seen between the three is a very definite connection between #1 and the lake. Testing ponds #2 and #3 are indistinguishable from one another as far as water quality is concerned. The only differences found were a few having to do with pond #1 being different between the other two. The difference is the pH which measures the acidity of the water. The pH in pond #1 is slightly more alkaline and less acidic than the other two ponds. This was consistent with the sampling done during the period of June through the middle of January with tests being done every other week.

Pond #3 is thought to have a connection between the lake and the pond, but no actual connection has been found. There may be some flow underneath the road, but no culvert was found.

Also found; over time iron levels in pond #1 were markedly higher than the other two. They cannot identify the reason for this. This is also found in the lake and is very seasonal and changes periodically. It appears the ponds are not getting different nutrient levels from the local area. The other significant difference found was the hardness level, which increased seasonally. Hardness is the kind of stuff that is dissolved in water like calcium, phosphates, etc. All ponds were the same, but the hardness level changes in each, and is thought to change due the kinds of stuff being dissolved in the lake. SEWRPAK also found this change in their study.

Another survey was done on aquatic insects in the ponds. Qualitatively speaking, fewer insect larvae were found in Pond #1. The depth of the ponds appears to be very similar. The clarity of pond #1 is pretty clear until the algae hit it. The other two are a little murkier. The bottoms of all three ponds appear to be about the same, no distinct differences.

The working hypothesis, according to Bruce, is because there is such a direct connection between #1 and the lake and the other two ponds have similar water chemistry that both differ from pond #1. The only thing he can suggest is that when herbicide is put down there may be enough herbicide to get transferred into the culvert but not totally wipe out the growth of the plants but to knock it back substantially enough to allow the algae to take over. The other ponds do not get that kind of flow. Algae primarily overtake pond #1. Ponds #2 and #3 are large plant macrophytes – one is Eurasian water milfoil and the other is curly leaf pondweed.

Bruce's feeling to make pond #2 more similar to pond #1 - it would be necessary to put in a culvert connecting to the lake. Tangney stated he was out by the ponds this day and saw water exchanging on pond #3. This is the pond they can't find a culvert. He saw a channel across from the lake and thinks if some rocks were moved this could increase the water movement.

The student did not do a fish study, as this was not considered part of the study. Another hypothesis of Eshelmans was to make some different arrangements with the chemistry dept – that pond #1 is getting the herbicide and test to see if it's consistent with the other two ponds.

Marvin pointed out that the heavy snow cover we had this year could solve some of the problems on the pond and this could have killed the weeds.

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driving the machine and he would like some of the board members to also observe the testing. He will keep the committee informed.

**Fish Stocking:** Ponyicsanyi is working on the fish stocking. He hopes to get information for the newsletter regarding status.

**Old Business:**

Prusener reported the Town of Whitewater open house was successful and interest was shown in the pictures of the new harvester, which he had on display for residents.

Tangney suggested board members review pages 124 and 125 in the Lake Plan book which show the areas designated for harvesting and chemical application for the two lakes. Schmitz requested a copy of this book and will supply the crew with copies of these two pages. All board members should have a copy of the Plan.

Tangney received a letter from the Lake Assn. requesting the new harvester be in the Venetian Night parade on August 4<sup>th</sup> on Whitewater Lake. Schmitz will request Bob McCracken to drive the harvester from the church to the night docking location at the marina. Board members were invited to ride on the harvester during the parade.

Contents of the newsletter:

- Letter from chairman
- Review of finances (audit)
- Approve previous minutes, treasurer's report
- Committee reports – each chairman to write short article
- Tangney requested Ganfield write a short article explaining the lake situation – examples: heavy snowfall, high water, etc.
- Names of nominees for four board positions. Ganfield will not run, Marvin has not made final decision, Schmitz and Tangney will run. Ponyicsanyi is Nomination Chairman
- Budget for 2002
- Possible inclusion of articles furnished by Lake Specialist, Audrey Greene
- Discussion of WAL Dockminium issue, establish pier ordinance
- Saturday pickup of weeds on piers and not burning weeds – Schmitz
- Summary of Boating Ordinances – Prusener to furnish Tangney shortened copy of township ordinance.
- Lake Management installs and removes buoys??
- 2000 Annual Meeting minutes

Board members prepared tentative budget for 2002. Bog expense was proposed to be \$15,000. It is hoped this amount will be reduced in future years by utilizing the new harvester to cut away on the bog. A new line item will be Contingency expense of \$5,000. Philips will email the proposed budget to all board members and members will vote by email. Philips will prepare all finance reports for the annual meeting.

Ganfield requested approval to apply for a DNR grant to obtain a self-help lake water quality program. The grant deadline is August 3<sup>rd</sup>. No money is required by the District. Ganfield would like to get the local schools involved. He requested a referral letter from the Board and he was also going to contact Audrey Greene for a referral. The Board agreed to furnish the letter and that he should apply.

Next board meeting will be August 9<sup>th</sup>. Marvin made a motion to adjourn at 10:05. Shroble seconded, approved.

Respectfully submitted

Rose Marie Berg  
Municipal Clerk



The Board thanked Eshelman and his student for their time and doing the study. Eshelman said he would print off some of the charts that Bruett had made and mail them to Tangney. Tangney interjected that he had received letters from 4 people relative to the pond and he had sent them a letter inviting them to tonight's meeting – however, if they were unable to attend this meeting, Tangney would see they received a summary of tonight's meeting regarding the pond. Tangney also stated there has been quite a bit of correspondence going back and forth from the DNR and Steve Nass's office.

Marvin requested Tangney to briefly summarize the reason for the pond discussion to Tom Ganfield – due to his newness to being a member of the Board. Tangney said it started with Stevenson stating the ponds were not identified in the Districts' master plan. Stevenson went back to SEWRPAK and requested they review the situation and see if they should, could or what's the deal. The Board approved an amendment to the Lake Management Plan at the May 11, 2000 meeting, to include SEWRPAK's letter of March 23, 2000 recommending what could be done, such as spraying, harvesting, dredging, etc. of the ponds. One statement said, "it is recommended that the Whitewater/Rice Lake Management District commissioners consider the public purpose to be achieved through a management program." This is the sentence Tangney used to base his decision. What good does it do the general public to fix that pond? The ponds are adjacent to public rightaway.

A lengthy discussion by the Board members followed. A letter summarizing the above will be sent by Tangney to the four pond residents from which Tangney had received requests for assistance.

#### **ADMINISTRATIVE MATTERS:**

The WI Lakes Convention was helpful to both Marvin and Philips. Marvin attended all the product vegetation tech meetings. A Dr. from Purdue was particularly helpful and stated a person would have to drink 1,500 gal. of herbicide treated water a day before it could cause any harm. Spraying seemed more helpful than weed harvesting, as many helpful native plants are removed along with the weeds. Herbicides do not affect the native plants. Marvin intends to call one of the professors to inquire what temperature would be best to apply herbicides. Philips would encourage other people in the district to attend as everyone is there to better the lake environment which is of interest to everyone.

Tangney received a letter from Don Brokmeier with the Whitewater Fire Dept. They are trying to form a dive team out of Whitewater that would attempt to rescue people in a trauma situation. The Fire Dept. would invest \$40,000 in the dive team operation and it will cost \$3,500 a year to maintain. They are requesting a donation. Tangney is open to recommendation.

The Lake Gauge Stage bill has increased from 50% to 60% to \$1,680.00. Tangney questioned whether the information received is that helpful. Tangney consulted Bill Norris who feels the information is helpful, maybe not immediately but at a later date. The consensus was to continue receiving the information.

He also received a letter from D&D stating that by law, we must furnish copies of bids submitted for harvester. Aquamarine furnished only a verbal bid. He will send the copies that he has in his possession.

Audrey Greene, who has been hired by the county to be the shoreline monitor, will attend the next Board meeting. In her position she will be observing the erosion around the lakes and enforcing control.

Kathy Arens sent a Legislative Alert stating the governor has a new bill that has the support of the DNR and the WI Association of Lakes. It appears more permits will be required for herbicides, harvesting, etc.

#### **COMMITTEE REPORTS**

**Budget and Finance:** A bill of \$275 received from the Wisconsin Association of Lakes. Tangney moved to pay, Philips seconded, approved unanimously.

**Chemical Treatment:** Marvin sent in the requests for spray permits from the DNR. He also sent a note to Scott stating we would like to have him come in early May to apprise the weed situation. Marvin was requesting six

**Harvesting and Equipment:** Schmitz stated the first Saturday the crew picked up weeds from piers a small dump truck was filled and the second Saturday they picked up only half that amount. He would like to continue the Saturday pick up until we can see that the homeowners are used to the pickup or are not using it. If they are not using it, we can discontinue the program. The cost is approximately \$250 each Saturday. Marvin thought it was great exposure and a matter of keeping people happy. The Saturday pick up will be mentioned in the upcoming newsletter and Schmitz has made up a sheet explaining the program and has been distributing it to homeowners when speaking with them.

Schmitz also brought up the question of changing buoy locations – specifically the buoy north of Cruz Lane where the bog comes up every year. Marvin said the lake patrol officer moved it because it was a safety hazard. He thought it was too narrow to have traffic going between the bog and the slow lake buoy. Marvin said we need a hazardous wake buoy placed out there and then move the first buoy back to the original spot. Marvin said the lake patrol is in charge of the buoy placement and he does not agree with some of their placement, but he is gradually getting his point across to them and seems to be having good results. Responsibility for placing the buoys will be mentioned in the newsletter to get the memberships' feeling about Lake Management taking on this responsibility.

Schmitz also mentioned we need to test the harvester regarding the bog removal. Schmitz did move a broken off piece of the bog that was under the downed oak tree (on the public access off Woodchuck Alley). He moved it over to the tamarack island where they can work on it safely. We could harvest that piece and the piece that was left there last year. Tangney and Schmitz both stated the fallen tree is a hazard for boat navigation. Schmitz said homeowners there may be willing to pay for part of the removal and possibly the Township would pay the balance of hiring Parkside to remove it. Prusener will talk to the township and get back to Schmitz with results. Marvin requested the phone number of the buoy dealer from Prusener. He feels we need to place some hazardous wake buoys in various places.

Schmitz has a potential buyer for the large farm truck and will try to sell it in "as is condition" rather than spend the estimated \$1,800 for repairs. This is pending upon the sale of the harvester package – which includes the truck. He has a possible buyer in MN for the harvester and all related equipment – price tag would be \$33,000. He should know within two weeks if it will be a sale.

He also is weighing the possibility of needing an additional trailer for harvesting and that would mean purchasing another truck for hauling. He felt this would cost approximately \$40,000 for both. If we sell the above equipment it would mean a net cost of \$7,000. We have membership approval to spend \$15,000. He also mentioned the merits of buying a used pontoon boat as a service vehicle. It would be used to pick up the weeds from homeowners and haul crew to the machinery on the lake. Keeping the machinery on the lake is a labor and gas saver. Tangney also stated he is very pleased with the new trailer's capabilities. We have not used the elevator at all this year and the trailer is very efficient in moving the weeds.

**Bog:** Philips said not to worry about the concerned citizen complaint to Pam Schense of the DNR. He sent a letter requesting more information and she verbally replied there was nothing to worry about. She was merely passing on the comment she received, but felt certain there was no basis for the complaint.

Philips said after the last board meeting, Kathy Arons had furnished all the information required for Schense on the environmental assessment. Arons said Schense got back to her saying this information was not necessary. All Schense has to do is get the permits ready for the bog testing. However, she was leaving for a 3-week seminar. Schense is back and says she will issue the permit shortly. Philips is confident we will have the permit prior to the August annual meeting. He wants to get out letters to dredging companies requesting bids on the bog removal. He hopes to get the draft out to the committee members and Arons by Monday. His goal is to get the bids in the mail by July 27<sup>th</sup> and give them 30 days to respond. Ganfield said we have between August 20<sup>th</sup> and September 15<sup>th</sup> to remove the bogs before they go back down.

Schmitz will make arrangements with Inland to remove a portion of the floating bog with our new harvester to be done next week. Pending the outcome of this test, we will pay the remaining 10% owed to Inland. Inland will be

miles of shoreline to be sprayed – this is probably more area than will actually be sprayed. He also selected a new company from Lake Geneva to spray this year. This individual heads the Chemistry Dept. for Badger High School and is well known in the area. He will also come back out and respray if we are not satisfied and his fee is cheaper than the previous company used. A notice was also put in the paper stating our intention to spray. Weed cutting should not occur for 2-4 weeks after spraying.

**Harvesting and Equipment:** Schmitz asked members of the Board for their input regarding the email sent to them on March 6<sup>th</sup> which discussed new possibilities on the sale and purchase of equipment. This included the possibility of selling as a package deal the farm truck, elevator, harvester and trailer which would double the value to approximately \$25-30,000. This was Inland's appraisal. They feel it would probably make a unit sale more appealing to potential buyers. A new trailer would cost \$16,500, and a used 350 type, 5<sup>th</sup> wheel truck \$8,500-\$15,000 which would result in almost a wash in price. A new truck would probably be needed next year at the latest. He discussed the many pluses that included productivity, safety in operations of backing up and loading weeds in one chunk. Also getting rid of complaints regarding the parking of the harvesters and elevator at the public access. Or we can go with original decision to put a Pinto hitch on new trailer.

After much discussion, Marvin moved to allow the Equipment Committee to spend up to \$15,000. for a 5<sup>th</sup> wheel truck and allow Inland to put the gooseneck hitch for the 5<sup>th</sup> wheel on the new trailer. Prusener seconded the motion and approved unanimously. If Inland comes up with a buyer for the entire package listed above, Schmitz will contact the Board immediately.

Tangney will take care of getting permission to dump weeds at Townline and Cruse and use the access landing from the township.

Schmitz will contact the 2 members of the harvesting crew from last year to reaffirm employment. He also recommends offering a bonus to be paid at the end of the harvesting year, as an incentive to retain the crew for the entire summer.

**Bog Committee:** Philips accepted the position as chairman of the committee due to Oker's resignation. He received a letter from our insurance company clarifying the property damage liability. In the event we are sued and lose the suit, the insurance company would defend us and pay the damages. They also request a certificate of insurance from Inland before they go out on the waters.

**Fish Stocking:** Tangney nominated Tom Ponyicsanyi as chairman of the committee, Philips seconded, unanimously approved. The DNR's Doug Welch has monitored the oxygen level at Rice Lake for fish kill this year. Rice Lake is not allowed to stock fish because it is classified as a potential winter kill lake. Since there is no evidence of winter kill this year and many other lakes have been affected, Ponyicsanyi will approach the DNR for fish stocking and changing the category.

**NEW BUSINESS:** Marvin made a motion to begin future Board meetings will begin at 7:00 p.m. instead of the former 7:30. Tangney seconded, unanimously approved.

The next meeting will be April 12<sup>th</sup> at 7:00 p.m. Tangney motioned to adjourn the meeting at 10:55 p.m. Prusener seconded, approved.

Respectfully submitted,

Rose Marie Berg, Clerk

*amended*

**WHITEWATER-RICE LAKE MANAGEMENT DISTRICT  
MINUTES OF MONTHLY BOARD MEETING – JULY 12, 2001**

Meeting called to order by Bernie Tangney, chairman, 7:05 p.m. at Whitewater Town Hall.

Board members present: Bernie Tangney, Tom Ganfield, Gary Marvin, Gordon Philip, Norm Prusener, Art Schmitz and Toby Shroble

Clerk present: Rose Marie Berg

Minutes of the June 14, 2001 meeting were reviewed. Tangney had one change, eliminating the sentence, "He (Schmitz) expects to improve the weed cutting with the availability of the two harvesters" on page 2. It implied we acquired an additional harvester, when in fact, we had two harvesters in the past. Statement eliminated and there being no further corrections or additions motion to approve minutes made by Schmitz, seconded by Philip, unanimously approved.

**Treasurer's Report:** Reports distributed by Philips showing total expenses for the month of June were \$15,602.19. The most significant included \$6,303.20 for chemical treatment, \$1,283.16 to for gravel and grading DNR land, \$1,198.70 for repairs to harvester and \$1,028.14 for truck repairs. Wages for the harvesting crew for June were \$7,538. A certificate of deposit at Commercial Bank was redeemed to cover the payment to Inland for the new harvester. The remaining two certificates at First Citizens State Bank will probably not be needed this year totaling \$35,567. Reports showed at the end of June we are within budget for the year. Marvin moved to accept the report as presented, seconded by Tangney, approved.

Disbursements for July are \$6,490.47. This included a payment of \$908.68 for storage of equipment. There was a 10% increase by Ralph Henning for the rental space. He is now charging \$125.00 summer monthly fee. Schmitz stated that upon the sale of some of the equipment, the stated rental would be lowered. Motion made by Schmitz to pay the increase, seconded by Tangney, approved. Disbursements approved by Tangney, seconded by Schmitz, approved.

**Administrative Matters:**

Tangney read a WAL Action Alert regarding possible changes to the State budget. Copies will be sent to the Board and it was suggested that once a web site is set up, subjects of like interest to the membership could be put on the site. Board members also recommended that more frequent newsletters be sent to keep the membership informed of Board decisions, etc.

Cathy Aron has a new email address of: [aronasoc@execpc.com](mailto:aronasoc@execpc.com)

New business cards were distributed showing board members phone #s and their respective responsibilities. They will be distributed by the harvesting crew and the board as needed to the membership.

A complimentary letter was received from Jerry and Sue Millins stating they were very pleased by the recent weed cutting on Rice Lake. Tangney said "in all the years I have been on Rice Lake we have never been able to drive a boat on the north east one half of the lake in the middle of July. This year we can, the harvester has not been in the area so conditions other than harvesting have created this situation." The harvesting has been done where needed and they have done a good job.

**Committee Reports:**

**Budget and Finance:** Camp Joy has contacted Philips for an address. He assumes their annual contribution to the District will be forthcoming.

**Chemical Treatment:** Marvin said he had observed a film, similar to gas or oil along the shoreline and wondered if anyone else had observed this. It appeared only when the water was still. Berg stated she had seen it early on Sunday, but was gone later in the day as boats, etc moved the water. He made arrangements with Ganfield to go out and see this the next time it appeared.

Marvin said he is very happy with the lack of weeds close to the shore and has not received any complaints from homeowners.



**WHITEWATER-RICE LAKE MANAGEMENT DISTRICT  
MINUTES OF MONTHLY BOARD MEETING – APRIL 12, 2001**

Meeting called to order by Bernie Tangney, chairman, 7:05 p.m. at Whitewater Town Hall.  
Board members present: Bernie Tangney, Tom Ganfield, Gary Marvin, Gordon Philip, Norm Prusener, Art Schmitz and Toby Shroble  
Guests: Audrey Greene, Jim Mulcahy, Don Oker, Tom Ponyicsanyi  
Clerk: Rose Marie Berg

The minutes of the March 15<sup>th</sup> meeting were reviewed. Schmitz corrected the first paragraph to delete "Tangney asked the Board for suggestions. None were given." The second change was on page 4 – the minutes read a new trailer would cost \$16,500. This was incorrect and should be changed to \$20,000. Motion was made by Philips to approve the minutes as amended, seconded by Schmitz, unanimously approved.

**Administrative Matters:**

Tangney welcomed the newest Board member, Tom Ganfield.

Guest speaker Audrey Greene, Lake Specialist for Walworth County Lakes Protection Program. She is working under a five-year grant through the DNR and is available to work with the various lake associations in the county. She attended the meeting to offer help in whatever way she can – make known the various grants that are available, distribute information regarding lake lawn and yard care, fertilizer information, buffer zones, erosion problems, geese control, etc. She also plans a photo inventory of shoreline conditions of the 36 lakes in the county, which will aid in planning and the protection of lakes and shorelines.

She will be a good contact to reach the proper DNR person when needed. She may attend our annual meeting in August and is willing to furnish information on specific topics such as goose control and recommended plantings along the shorelines in our newsletter. Marvin will make an appointment with Ms. Greene to go out on the lake to show her some of the erosion we encounter. Her presentation was very informative and the Board will utilize her expertise.

Schmitz found a used Dodge truck 1-1/2 ton dual wheel pick up truck with the 5<sup>th</sup> wheel attachment already in it. It has a Cummins diesel and an industrial transmission. He was able to swap the old truck even up for this truck. He stated even though the purchase is two years older than our trade in, he obtained a lot more truck than we had and it should serve our needs. He estimates expenditures of between \$2,000-2,500 on bodywork to make it presentable. He presented the bill of sale and Philips will make a copy for the clerk's records. Tangney requested Philips furnish the VIN number to Rob Krohlow for insurance coverage.

Tangney stated he is looking for the file of bog historical data from Badger High School. Philips will contact Rich Gunter to see if he has it and Oker said he would also look. Tangney would like to give this information to Ganfield and have him consolidate with the geological study he will do on the lakes.

A letter of appreciation, signed by the Board members was presented to Don Oker and Schmitz and Tangney again thanked him for his time and expertise.

**Treasurer's Report:** Disbursements for April was \$840.49. Marvin moved to accept the disbursements as presented; Prusener seconded, approved. Financial reports were distributed and discussed. Schmitz made a motion to approve reports as presented, seconded by Prusener and approved.

**Committee Reports**

**Budget and Finance:** Philips has signature cards for the bank accounts, to be signed by the chairman, secretary and himself as treasurer. He would like them signed after the meeting. Tangney reminded Philips we would need funds to pay for the harvester when the machine is delivered in May.

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Town of Whitewater will have an open house on Saturday, June 16<sup>th</sup> from 11 to 2 p.m. Prusener and Schmitz will represent the Lake Management District during that time. Pictures of the new harvester will be displayed.

Discussion was held as to the placement of buoys and also the need for additional buoys as a safety issue. Board members feel it should be the responsibility of the Lake District to place and remove the buoys rather than the Township. This issue will be presented to the membership at the annual meeting – providing the Township will continue to furnish the materials. The harvesting crew would provide the labor.

Motion was made by Marvin to adjourn at 9:55 p.m. Seconded by Prusener, unanimously approved.

Respectfully submitted

Rose Marie Berg  
Clerk



**Chemical Treatment:** Marvin has a call in to the DNR representative requesting a date for his visit to the lake.

**Harvesting and Equipment:** The delivery date has been extended to May 15<sup>th</sup> due to the changes made on the trailer. Schmitz has negotiated this fee down from \$2,400 to \$1,200 to change it from a shore trailer to a 5<sup>th</sup> wheel configuration instead of the original shore trailer. A letter under Tangney's signature, extended the delivery date, re-emphasized paragraph 24 of the contract stating delivery date of May 15<sup>th</sup> will now be adhered to and the \$300. day fine thereafter will be applied and we intend to keep the additional 10% deduction for performance based on the ability of the machine to perform in floating vegetation removal on the lake. Both Tangney and the Inland representative signed this letter.

Schmitz requested approval by the Board to authorize him to have the body repair work done and transfer the old fuel tank to the new truck. Also, he had a heavy-duty hitch installed, as this truck will be used to haul the equipment out to the lake in spring. Philip's made a motion to approve expenditure up to \$2,500, Ganfield seconded, approved unanimously.

Schmitz said he has several people interested in just one piece of equipment – rather than a package deal. He has found a private contractor in Vermont who is interested in purchasing the package deal of the farm truck, elevator, harvester and trailer for \$30,000. This contractor would like to fly in and look over the equipment. Schmitz asked for the Board's view on selling the whole package as a unit. Tangney felt we should wait with the sale of the trailer, just in case the new trailer does not perform in dumping the weeds. Schmitz stated if we wait too long to sell the equipment, interest will be lost and we should wait until next spring to sell and we would then incur the problem of storage for the winter. Schmitz also feels it will be difficult to sell the equipment in Wisconsin as there are grants available for purchase of new equipment. After a lengthy discussion, motion was made by Schmitz to allow the sale of the package for a minimum of \$30,000, Ganfield seconded, the vote was 4-3 to approve the sale. Motion passed.

Bob McCracken will be here on May 24<sup>th</sup> to begin work as crew foreman. Nate Vaughn has expressed interest in working on the crew and Schmitz has two more names of people who are interested in working on the weed cutting. All have been referred to McCracken to make the final decisions on hiring as they will work directly with him.

Schmitz also made the recommendation we keep the motors we have and use them this year. No trade ins will be done. We have a 1-year old motor and a back up – both are 90 hp Evinrudes and are in good condition.

Tangney read a letter from Aquarius reminding us of our contractual obligations that we signed with Inland. It quotes penalties for late delivery. The letter copied their attorney. The purpose of the letter is unknown. Schmitz said in our bid specifications we had the right to reserve any and all bids for any reason. We also had the right to change our order prior to the delivery date. We followed all the guidelines.

Schmitz was given the years-prior spreadsheets for the harvested data and a diskette. He has someone who will set up sheets showing the productivity for this year.

Tangney attended the Town Meeting and presented a letter asking for permission to use a total of nine removal sites. This included the present five locations we use and the four additional sites would require less moving distance to transport the weeds. They would allow one new location on Townline by J T Marina. In order to use that one we will have to get a County conditional use permit. He did not know the cost of the permit, but thought it was around \$300. We have permission from the DNR to use the ramp at Parkside and the one at Rice Lake. We have also used the one off the picnic point on Rice Lake.

**Bog Committee:** Philips is planning on having a Bog Committee meeting in conjunction with the delivery of the equipment in May so everyone could see the new equipment. He is also concerned about our moving ahead and having Kathy Aren contact the DNR to check on the status of our application. The DNR has had

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Tangney stated the harvester was delivered by Inland 21 days late per the contract. We had extended the contract date to enable them to modify the trailer. It should have been delivered May 15<sup>th</sup> and was delivered 21 days later. There appears to be a question as to who is liable for the late delivery – the transporter or Inland. Inland had originally delivered the harvester within contract guidelines, however in removing the harvester from the trailer; it was damaged and had to be returned for repair and full examination by Inland. However, with the late delivery date we did not lose harvesting time. Schmitz will make it clear to Inland that while there could be \$6,300 owing for late delivery (at a rate of \$300. per day) we will not push for these dollars as long as service and training is adequately provided.

**Bog:** A committee meeting was held on May 26<sup>th</sup> and at that time the DNR advised Philips two representatives would be coming out on June 7<sup>th</sup> to review the bogs. Kathy Arens accompanied the representatives and said they were disappointed in that they only found one bog the size of their boat and they were expecting to see a lot more. However, Heidi Bunk, who appears to be the decision maker at the DNR, agreed that the bog did present a boating hazard and the bog material which she studied did not pose a problem by the DNR for us to remove it. She told Arens that they would most likely give us approval for Phase I to remove a test section. Before they issue an approval they want to do an environmental assessment because we would be removing more than 3,000 sq. ft. of material. Bunk asked Arens to work with Ken Schensky of the DNR to put the assessment together. Arens has done this before and the cost would be about \$1,000. to the District. Philips made the authorization and Arens will advise him of the timetable to complete this study. He assumes upon completion of the study that authorization will be given to remove the test bog.

Philips plans to arrange a meeting of the bog committee for Saturday, July 7<sup>th</sup> if people are available. Reasons being: He hopes to have a response or timetable from Arens on when we would receive approval and secondly he would like to use the time till then to review the quotes from Inland and others to do the dredging. At the meeting, they would then be able to discuss the timing of doing Phase I and also who would be doing the actual dredging.

Philips also received a voice mail from Pam Schense stating she had received a complaint from a person on Whitewater Lake saying we had a large piece of equipment on the lake and we were “breaking up bogs.” Philips will respond in writing to her that we are NOT touching the bogs and we would like to know the identity of the person making the complaint and where this was supposedly done, also a copy of the complaint. He is concerned about jeopardizing our relationship with the DNR. Schmitz would like to visit that person making the complaint to clearly show them what we are doing on the lake and that it does not involve the bog.

**Fish Stocking:** None

**Old Business:**

Marvin said he took Audrey Greene, Lake Specialist, on a tour of Whitewater and Rice Lakes and she took videos and slides reflecting shorelines for her files.

**New Business:**

Per the bylaws, we must publish notice of the Annual Meeting and Budget Hearing 15 days before the meeting and the written notice should be mailed at least 10 days in advance of the meeting. The Annual Meeting will be held August 25<sup>th</sup>. The newsletter should be mailed by the 1<sup>st</sup> of August. More discussion as to contents of the newsletter will be held at the next Board meeting on July 12<sup>th</sup> at 7:00 p.m. We will have more financial information, along with the new harvester, etc.

Also to be included in the newsletter is the fact there will be elections for four Board members. Persons interested in serving should contact Walt Hicks of the nominating committee.

Tangney stated his thanks to Greg Berg for the article and pictures published in the Whitewater Register.

**WHITEWATER-RICE LAKE MANAGEMENT DISTRICT  
MINUTES OF MONTHLY BOARD MEETING – MAY 10, 2001**

Meeting called to order by Bernie Tangney, chairman, 7:03 p.m. at Whitewater Town Hall.  
Board members present: Bernie Tangney, Tom Ganfield, Gary Marvin, Gordon Philip, Norm Prusener, and Art Schmitz  
Member absent: Toby Shroble  
Guest: Bob McCracken  
Clerk: Rose Marie Berg

The minutes of the April 12, 2001 meeting were reviewed. Ganfield noted a change be made stating Audrey Greene would be shown the "erosion" the lakes encounter, rather than the "weed problems." Motion made by Philips to approve the minutes as amended, seconded by Ganfield, unanimously approved.

**Administrative Matters:**

Tangney welcomed Bob McCracken as the new Harvesting Crew Chief.

Ganfield offered to look into a request received by Tangney for a volunteer from Walworth County concerned with the wetlands.

The Grant from the DNR was increased by \$2,000. Bringing the new total to \$68,710.

The tax ID form is to be used for purchases made by the District. Use of this form eliminates payment of the Wisconsin sales tax, due to the District being a not for profit organization. Forms were mailed with the April Board Meeting minutes to members of the Board. Additional forms are available from the clerk.

A letter from Audrey Greene was received including an article on urban geese, along with some potential articles that could be used in the Newsletter. Topics included native shoreline vegetation buffers, protecting your lake from fertilization and shoreline zoning. Marvin stated he met with her and took a tour of the State Park. He gave her some pictures of the erosion occurring at the park and she will take them back to show to the proper parties. Another meeting will be set at a later date to take a boat tour of the lakes.

Another request was made to furnish names of members on the various committees. An updated list will be mailed with the minutes.

**Treasurer's Report:** Disbursements for May totaled \$72,915.19. The large disbursement was for \$68,710. to Inland upon delivery of the new harvester and trailer. This is 50% of the cost. Also a check for \$1,200. for installation of the 5<sup>th</sup> wheel hitch on the Dodge truck. Bob McCracken received a check to be used as his Operating Fund for future expenses that he may incur. A check for \$2,003.96 for repair of the rust and body of the Dodge truck to Elkhorn Collision was also paid. Prusener made a motion to approve bills as presented; Ganfield seconded, and approved.

The April financial reports were distributed and discussed. Tangney made a motion to approve reports as presented; Schmitz seconded and approved unanimously.

Bob McCracken stated that Frawley Oil would no longer file the report for the gasoline tax refund from the State. The Board will take over this duty. He also said diesel fuel for the equipment is tax-free.

**Committee Reports**

**Budget and Finance:** None

**Chemical Treatment:** Marvin stated Scott from the DNR would take a boat tour with him on May 22<sup>nd</sup> at 9:00 a.m. to inspect the weed situation. McCracken and Schmitz also indicated an interest in attending to help them acclimate themselves to the area's problems.

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Schmitz moved to contact WAL's attorney concerning our rights to establish an ordinance for piers and boats to prevent the dockominium problem on our lakes. Prusener seconded, approved unanimously. The clerk will send a letter, along with the check, advising them of our concern and requesting a prompt response.

#### **Committee Reports**

**Budget and Finance:** None

**Chemical Treatment:** Marvin stated chemical treatment was applied on Rice Lake from lot #1 to State Park. Thirteen lots were not sprayed that were not improved. The whole bay was sprayed. He went on to explain, using a map, areas covered on Whitewater Lake. If it is determined areas have been missed, etc. they will be resprayed. We have spent \$7,700 YTD on spraying expenses. We had budgeted \$15,000. for the year.

**Harvesting and Equipment:** Harvesting has been started on Whitewater Lake and will begin on Rice Lake next week. Schmitz stated he is very impressed with Bob McCracken's way of harvesting. He is placing markers next to the boat as he cuts and doing it in an orderly manner, which is resulting in not missing areas. McCracken has also been told that when the water is 5' deep, his crew is to cut 5' deep. This is as deep as they can go. The crews are taking heat from property owners. They are told to contact Schmitz with any compliments or complaints. Schmitz is very satisfied with the crew and the manner they are working.

Homeowner Jerry Millins of Rice Lake stated he was very unhappy last year with the weed cutting. He in fact organized a group due to the tax reassessment because he feels they are weed locked in the bay area where he resides. He requested the dates they will be cutting. This year the bay is so clogged he had to back up his boat 2 or 3 times. Millins requested a letter stating how much time and dates will be cut. Schmitz said he would call Millins with the dates the crew would be cutting. ~~He expects to improve the weed cutting with the availability of the two harvesters.~~ Schmitz, Marvin and Tangney all agreed there is a problem with the weeds in the bay area due to the shallowness of the water.

Buoys are in and the permanent site for the new harvester is near Phil's Marina. Schmitz mentioned he would like to give Nate Vaughn a raise as he is being used as a lead person on the crew and is the only returning employee from last year and also plans on coming back next year. Board approval is not necessary as Schmitz has authority as the chairman of Harvesting & Equipment committee. He will be given \$1.00 an hr. increase.

Tangney brought up the issue of what homeowners can do with the weeds after they have removed them from the water. Schmitz stated he has made a compost pile and they are excellent fertilizer, but it takes about 2 years before they can be used and also need to be mixed with soil. Philips stated a neighbor burns them and he finds the odor very offensive, as the weeds are not dry when burning. Another person spreads the weeds in a thin layer over his yard and then mows with his mulching mower. He claims he has not put any fertilizer down since he has started this practice and has a beautiful lawn. No one had a perfect answer, just various suggestions. Schmitz said if the homeowners have weeds at the end of their piers, the harvesters would pick them up if they were in the area. It was decided that since the crew works until noon on Fridays, two people will go out on the transport in the afternoon and clean up the weeds that have accumulated on shorelines in the areas the harvester had worked that week. Schmitz will also have a two-man crew out on Saturdays from noon until 4 p.m. covering Whitewater Lake to pick up any weeds piled on piers and shorelines by homeowners. This information will be noted in the newsletter mailing in July.

Tangney would like to isolate Bob McCracken from the public. He should not have to discuss his or the crews work with homeowners. Schmitz said his job description is to run the crew and to maintain the equipment. It was decided to have business cards printed listing Board members, phone numbers and each person's responsibilities. The crew will hand them out to anyone desiring to discuss, compliment or complain about any of the District's responsibilities..

*Removal -  
Approved  
7-12-10*



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**Harvesting and Equipment:** Schmitz said McCracken has hired a full crew of four. They include three part time college students, one of which was with the crew last year. They will work part time until June 1<sup>st</sup>. A 39-year-old has already started working with McCracken and appears to be working out very well. Schmitz mentioned the crew now consists of an additional person because of it being a new staff and two sets of equipment will be operating at the same time. Also, when hooking up the boat to the conveyor or the new transport trailer, it would be economical for someone to direct the latch hookup, which would avoid bending or breaking up the equipment.

The harvester is done and delivery should be made in the next few days. Delivery will be made at the Parkside site. Schmitz will notify Board members of the time and date. Discussion was held as to locations to park the harvester nights and weekends. It appeared most members felt the island by Parkside would be the safest to prevent vandalism, etc. We would need a small boat for the crew to travel back and forth to the harvester. Decision was made that we will remain flexible as to parking location for the time being. In the meantime Schmitz and McCracken will consider different options available. McCracken will also see that a lime base and gravel are applied to the driveway at the DNR site where the weeds are dumped.

Schmitz reported the dump truck was parked last fall with a clutch that is coming out of it. Necessary repairs will be made regardless of whether the truck will be sold or retained. Schmitz will verify licensing of the trailers and trucks with the State to see that all is in order.

Motion was made and approved to purchase a \$300. magnetic sign to identify each machine that is owned by Lake Management. This was recommended by the DNR.

The prospective buyer for the used equipment in Vermont is having a lake management district meeting tonight to vote on whether or not they will purchase the machines. Results will be reported.

**Bog:** Philips reported Kathy Arens has not been following up with the DNR regarding the bog issue. He then contacted Pam Schense himself. She is the person studying the bog application at the DNR. She informed Philips she had some questions and had deferred to the Water Dept. for answers. She says she is progressing with the issue. A letter was also sent by Philips inviting Pam, along with Kathy Arens, Rich Gunther and other members of the committee, to take a tour of the lake to visualize the bog. He stressed we would like to have some movement on this issue with the arrival of summer and heavy traffic on the lake. Kathy Arens had also contacted Pam after Philips calls to her. These calls and letter should ensure there is active interest in this issue.

He also is planning on having a bog committee meeting on Saturday, May 26<sup>th</sup> at 10:00 a.m. at the Lions Club and has them see the new harvester and also discuss progress on the floating issues. There would be another meeting as soon as there is any kind of a decision from the DNR.

**Old Business:**

Don Brokmeier has informed Tangney that a Whitewater Dive Team will not be formed at this time.

Tangney received the summary report from UWW and copies were sent to the four pond people inquiring on this issue. Tangney included a letter in which he quoted from the May 11<sup>th</sup>, 2000 Board meeting –“It was decided the three ponds are primarily aesthetic resources of direct interest to the householders whose properties abut these water bodies and that the public is not going to benefit from treatment of the ponds by Lake Management should not be undertaken at this time. “ He also stated in the letter, “if you, as individuals, wish to pursue actions relative to the ponds we will be happy to share any information we have with you. Any road issues are the responsibility of the respective townships that the road is located in.”

Tangney also received a response from Al Schallock, one of the pond residents, who differed with the above response from Tangney and cited the following four reasons property owners on pond #2 are concerned:

1. Quantity and density of aquatic plant growth is such that no water related recreation is possible.
2. The pond is an eyesore to the community and also has a multiplier effect on adjacent areas.

**WHITEWATER-RICE LAKE MANAGEMENT DISTRICT  
MINUTES OF MONTHLY BOARD MEETING – JUNE 14, 2001**

Meeting called to order by Bernie Tangney, chairman, 7:05 p.m. at Whitewater Town Hall.  
Board members present: Bernie Tangney, Gary Marvin, Gordon Philip, Norm Prusener and Art Schmitz  
Members absent: Tom Ganfield and Toby Shroble  
Guests: Dick Cooney, Jerry and Sue Millins  
Clerk: Rose Marie Berg

Minutes of the May 10<sup>th</sup>, 2001 meeting were reviewed. There being no additions or corrections, motion to approve the minutes was made by Marvin and seconded by Schmitz, unanimously approved.

**Treasurer's Report:** Reports were distributed by Philips' showing total expenses for the month of May of \$5,017. This included \$3,871. harvesting crew wages, also \$427.00 accrued bonus for the crew. Total disbursements for May were \$77,681 that included \$3,454. for the truck replacement and \$68,710 for the second of three installments to Inland for payment of the harvester. Still owing is the balance of 10% due upon satisfactory performance.

Tax receivables from Richmond and Whitewater are \$28,305 that should be collectable sometime in late July or early August. Grants receivable from the DNR increased by \$2,000. in May due to the higher cost of the harvester, to the amount of \$35,355. These monies should be collected and due within 30 days upon presentation of the final bill.

Schmitz commented that we have spent much more maintaining harvester equipment this year. Reason noted was the postponed maintenance of the equipment that was not done last year and was done in spring. Spent was approximately \$10,000. for bringing equipment up to date. We may still need to spend approximately \$2,500. on the old harvester to make it saleable. It appears we missed a potential buyer because we could not demonstrate the equipment in running condition.

Disbursements for June were \$15,602.19. The largest expense was \$6,303.20 for the June 6<sup>th</sup> chemical treatment of weeds. Tangney moved to accept the reports as presented, Prusener seconded, unanimously approved.

**Administrative Matters:**

Tangney presented a letter from Audrey Greene, Lake Specialist, stating plans are being made to form an organization of Lake Districts in the county. She is encouraging one representative from each district to attend a meeting on July 28<sup>th</sup> at Lake Como. Marvin agreed to attend the meeting.

Tangney also received a letter from the WI Assoc. Lakes, Inc. (WAL) requesting contributions to be used for legal fees in the case against dockominiums. Legal counsel, Bill O'Connor, is arguing the ongoing case against dockominiums which would prevent a riparian property owner from dividing public waters adjacent to his property into tiny "lots" and selling condominium interests – allowing the owner the permanent right to moor a boat on each lot. It is suggested the Court of Appeals recognized this as a landmark water law case likely to go to the Supreme Court. This is considered a very important issue for all lakes in WI and will incur high legal expense by WAL.

After a lengthy discussion by the Board, Marvin moved to donate \$500 to the WAL Legal Action Fund at this time. Tangney seconded, motion approved. Along with the donation we will request to be updated on the progression of this issue. Mention of this issue will be put on the agenda for the annual meeting, as individual lake owners may also be interested in making contributions and/or increasing the District's contribution.

The clerk will submit a request for mailings of The Lake Connection to all Board members. This is a publication put out by WAL and is informative as to updates of current issues.



3. Property owners are assessed monetary dues that are given to the Lake Management Association for the clean up of all waters in the Lake District. This tax money is going to other parts of the lake.
4. Property values are being severely impacted. Some property owners are reluctant to build on their land and are even attempting to sell their property at reduced prices.

Schallock also said the water quality study had no relevance to the reasons stated for not treating the pond. He also felt the pond owners should have had input into the studies so that no important data was excluded. He sent copies of his letter to Stephen Nass, Bruce Eshelman and Paul Bruett.

After hearing the letter from Schallock, the Board unanimously agreed to allow the matter to rest. No further action is anticipated.

Ganfield mentioned he had some individuals at University of Whitewater who teach web design and they would be willing to create a web site for the District. He was encouraged to pursue this idea. It was thought it would be very helpful to the homeowners and a means of distributing information.

Prusener mentioned the annual Town of Whitewater open house will be held at the Town Hall on Saturday, June 16<sup>th</sup>. All residents of the town are invited. There will be informational handouts explaining the townships operation and free lunch from 11:00 a.m. to 2:00 p.m.

The date of the next newsletter will be decided at the next Board meeting, which will be held on June 14, 2001 at 7 p.m.

Meeting was adjourned at 8:45 p.m.

Respectfully submitted

Rose Marie Berg  
Clerk

**WHITEWATER-RICE LAKE MANAGEMENT DISTRICT  
MINUTES OF MONTHLY BOARD MEETING – AUGUST 9, 2001**

Meeting called to order by Bernie Tangney, chairman, 7:05 p.m. at Whitewater Town Hall.

Board members present: Bernie Tangney, Tom Ganfield, Gary Marvin, Gordon Philip, Norm Prusener and Art Schmitz.

Board Member absent: Toby Shroble

Clerk present: Rose Marie Berg

Guests: Don Oker and Jim Mulcahy

Minutes of the July 12, 2001 meeting were reviewed. Tangney suggested changing paragraph 4 – to restate the \$125.00 monthly storage charge is for summer months only. On page 2 – 3<sup>rd</sup> paragraph – Change the 5<sup>th</sup> sentence to read: “Tangney and Schmitz both stated the fallen tree is a hazard for boat navigation. On page 3 change Contents of the newsletter – Budget for 2002 (rather than 2001) and also “Board Members prepared tentative budget for 2002. The minutes were approved as amended.

**Treasurer’s Report:** Reports distributed by Philips showed total expenses of \$12,307 for the month of July. Most significant were harvesting wages of \$6,093 and parts and repair of machinery for \$2,213.

Disbursements for August totaled \$10,138.83. \$2,600. paid to Inland for repairs and maintenance to the old 10’ harvester and \$3,637.64 to Parkside Marina for buoys and labor to place them. Schmitz will discuss with Bob McCracken an alternative for having Parkside place and remove the buoys. It may be possible to have the harvesting crew handle the buoys. Financials and disbursements moved for approval by Tangney, seconded by Prusener, approved.

**Administrative Matters:**

The Board signed a get well card for Toby Shroble who is recovering from surgery.

Ganfield said he had discussed the web page with a professor at the University who is willing to have his class design a web page for the Lake District. The Board decided to announce at the annual meeting that plans are underway to establish a site. It may take as long as a year to have the page up and running.

Ganfield also brought up the subject of adding Scattered Oaks residents to the District. The subdivision residents jointly own a small lake lot on which some piers have been placed. They currently pay taxes for this lake lot only. There are piers going out on the lake and then slips placed along the piers. Marvin suggested we mention at the Annual Meeting that we will be checking into the legality of charging Scattered Oaks a fair amount of money because they have access to the lake and are not in the District. Tangney stated membership would be favorable, however there is a question as to the legality. Tangney also said he had seen an ad for a lot near Whitewater Lake stating it will be sold with guaranteed “Boat Slip on the lake”. Schmitz mentioned this could be a problem with other lots and really pertains to the dockominium issue. Tangney will confer with legal to establish our legal authority to put an assessment on Scattered Oaks and others enjoying Lake Rights and also what our legal rights are regarding the dockominium issue.

Tangney stated he received a letter from D&D regarding a seminar to be held on September 21<sup>st</sup>. Schmitz said McCracken expressed a desire to attend. Cost is \$45. Per person. Oker said he felt it is a marketing tool for the firm. He felt we should find out who the presenters will be. Schmitz said he will find out what the material will be – if it is relevant to aquatic weeds and identification, if it is just a display of machinery, he should not go. He will make the final decision.

**Committee Reports**

**Budget and Finance:** The audit review committee will meet on Tuesday night.

Philips has two items to be discussed at the annual meeting beside approval of the 2002 budget:

- Disposition of the surplus from January to December 31, 2000 - \$14,500
- Placement of interest earned in 2001 and 2002

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Schmitz stated over \$10,000 has been spent on delayed maintenance and repairs necessary to sell. The surplus from last year should be re-allocated to maintenance and repair for this year. Philips will have year to date expense reports available to the public highlighting the various expenses in the various accounts.

Philips also stated in the near future we should be looking at putting together a 5-year plan for capital equipment expenditures. Schmitz and Philips would work together in establishing the plan and should have some plan ready for the October board meeting.

**Chemical Treatment:** Marvin stated Barry will be spraying some areas again and some new places where needed on August 21st. Marvin will go out on Rice Lake and review the lakeshore prior to this date.

**Harvesting and Equipment:** Schmitz said we have one member who is insisting on the crew picking up his weeds from the shoreline. The Board had previously agreed weeds could only be safely picked up from the ends of the pier and with a show of hands agreed to stand firm on maintaining this policy. Schmitz stated he felt the Saturday pick up would be increasing due to the publishing in the newsletter and the handouts Schmitz has given to the membership.

Inland is requesting the 10% hold out from payment on the harvester. Due to some minor items to be changed Schmitz feels it would be appropriate to pay \$10,000 now and the balance of \$3,000 in 30 days providing all the issues have been resolved. The board decided with a show of hands to wait with paying until everything is satisfactory.

**Bog:** Philips talked to Pam Schense of the DNR around the first of the month and she informed him she had no more seminars for the next 30 days and she would get the permit to him as soon as possible. He called Kathy Arens a week later requesting her to call Pam again and reminder her the optimum time for doing the test removal would be from Labor Day to the end of September. He also stressed he wanted to have the permit by the annual meeting. He will persist in getting the permit.

The crew has removed 53 tons of the floating bog and the harvester worked very well. Schmitz stated he feels confident the new harvester is capable of removing the test plot. It will not be necessary to hire an outside firm and certainly be a cost saver to the district. McCracken will be available for the month of September and would be able to retain one possibly two of the remaining crew to work in September. Schmitz made a motion to do the test removal with our crew and equipment. Philips also recommended once the permit is received a special board meeting be called to review the permit and any conditions of the permit. This was agreed upon and Philips will contact the board immediately to arrange a meeting date.

**Fish Stocking:** None

#### **Old Business**

Marvin reported about a dozen lakes were represented at the Walworth County Lakes group meeting. They discussed what they would like to see accomplished by the group. It was a very diverse group. They discussed 15 different items and voted the top three as:

- Land use issues
- Resource to turn to for guidance in lake preservation issues
- Keeping local control and sharing information

Another meeting is scheduled for September 22nd and they hope to compose a mission statement. Audrey Greene and the 2<sup>nd</sup> presenter from the DNR gave excellent presentations and Marvin thinks it will be a resource to get to know people from other lakes and discuss like problems, etc. Marvin plans on attending the next meeting.

Prusener stated Ron Fero of the Township is not willing to turn over the buoy placement responsibility to the District. He suggested the District could submit a map-suggesting placement and he will review it. As

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far as striping the buoys for night vision, if we want to buy the tape, Fero will see that it is done. Fero did not feel placing hazardous buoys around the bog for example, was necessary. Marvin requested Prusener furnish the phone number of the company supplying the buoys. He would like to check into the possibility of obtaining "hazardous warning" skins to place over some of the buoys.

Schmitz stated the possible buyer from Minnesota has not come to look at the equipment for sale.

#### **New Business**

Annual Meeting review:

- Marvin will introduce Audrey Greene from Walworth County and Chubba Keller, chief of the lake patrol
- Tom Ponyicsanyi will discuss the nominating committee and candidates for election
- Philips will comment on the financial review
- 3 people needed to assist members as they enter for voting verification, and count votes. Ganfield volunteered and Schmitz said he would obtain two others to help
- Schmitz will present the issue of purchasing more equipment as mentioned in the newsletter agenda. There is a possibility of getting a DNR grant for the equipment, applying for it in 2002. Funds could be available from the equipment fund.
- Schmitz will furnish handouts illustrating weed harvesting data
- A handout (50 copies) from Audrey Greene will be available, along with copies of a letter from Wisconsin Assoc. of Lakes
- Financial – year 2000 for comparison to 2001 year to date – Philips to furnish Berg the information and copies will be made for handouts
- Schmitz will provide harvesting data and data relative to bog removal copies
- Tangney will post a map detailing district layout

Schmitz mentioned the old harvester needs approximately \$4,000 in repairs to the paddle wheel motor and gearbox. It is usable, but difficult to maneuver. He asked for the boards' opinion as to whether to repair the machine or sell as is. A show of hands was unanimous to wait with repairs and make it a bargaining point when selling. Philips will take pictures of the harvester in water to help with selling.

Next board meeting will be on Thursday, September 13<sup>th</sup> at 7:00 p.m. Meeting adjourned at 9:50 p.m.

Respectfully submitted,

Rose Marie Berg  
Municipal Clerk



**ANNUAL MEETING  
WHITEWATER-RICE LAKES MANAGEMENT DISTRICT  
AUGUST 25, 2001**

Chairman Bernie Tangney called the meeting to order at 10:05 a.m. at Lakeview Elementary School on August 25th, 2001. He introduced the Board members: Gordon Philips, treasurer and chairman of the Bog Committee; Art Schmitz, chairman of Weed Harvesting and Equipment; Gary Marvin, secretary and Chemical Treatment, chairman; Tom Ganfield, environmental engineer; Toby Shroble, County representative and Rose Marie Berg as clerk. Norm Prusener, Township representative was absent.

Additional persons recognized were Ron Fero, Township chairman; Chubba Keller, Safety Patrol; and Bob McCracken, harvesting crew chief. Volunteer people recognized were: Boris Marohnic who collected the secchi disc data on Whitewater lake. This information is used by the DNR to monitor the long term lake situations; Mark Muschinski, who has taken over the testing for Rice Lake; Jim Stevenson, past chairman; Kathy Aron of Aron Associates, a consultant employed to help with obtaining the bog permit; Audrey Greene, Walworth County Lake Specialist and last but not least, Tangney's wife, Linda, who has been very gracious in allowing Tangney all the time he has spent on Lake District affairs.

The first presentation was by Chubba Keller, Lake Patrol Chief, representing the Township. He went over the boating ordinances, which are posted at the public access boat launches. Slow no-wake is the most often violated ordinance on the lakes. He stated the PFDs (personal flotation devices) must be easily accessible – not in packages or under seats. Failure to have one for each person on board is an instant violation. Cushions are no longer acceptable – they must be wearable devices and the correct size. In addition, boats 16 ft. or longer, must have at least one buoyant cushion or ring buoy on board. Batteries must be secured and the terminals must be covered. If a battery tips over, especially on aluminum boats, and rocks against the side of the boat it could cause an explosion and fire. He mentioned the Patrol moves fishermen if they are in traffic lanes. Buoys have now been placed on both sides of the bogs, as they have recently come up, which means a slow no-wake zone. Personal watercraft (Jet Ski's) must stay 100' away from everything on the lake and should be 200' from shore. Skiers and tubers must proceed in a counter clockwise manner. Ron Fero, Township chairman, will send boat ordinances to anyone who requests them.

Gordon Philip, Bog committee chairman, thanked his committee for all their efforts through the year. He also thanked Kathy Aron for her help in drafting and obtaining the permit to remove the test bog. The permit was finally received last night and is in two phases. The first phase is to remove a section of the bog approximately 50x200 ft. in an attempt to make a waterway for boating. This bog is known as Gilligan's Island and located near where Camp Joy's island is – toward the east side of the lake. They plan to start removal the Tuesday after Labor Day. The original plan was to dredge, but we have found a less controversial plan and that is to harvest the bog. The new 10-ft. harvester, which was received in late spring, is capable of harvesting the material in a safe and clean way. They will be monitoring and photographing the removal as much as possible. The permit requires much diligence in both removal and hauling of the bog from the site which will be from the Cruse Lane launch. The bog material will be transported .9 of a mile to DNR property on County P. The permit allows us to remove up to 1,200 cubic yards of bog, that is assuming the test area is between 3 and 3-1/2 ft. deep. After this is completed, we will submit results and photographs to the DNR for Phase 2 of the project, which will again require their approval and assessment, because then we would be removing in excess of 3,000 cubic yards. We do not have enough information on the results of the test plot. It is difficult to predict when Phase 2 will start and also the cost. We have \$14,000. budgeted for 2001-bog removal, which we feel, will be more than adequate to remove the test plot.

Kathy Aron stated it was necessary to obtain DNR approval for the bog removal because we could not prove the bog was not attached to the lakebed. Phase 1 operated under that assumption. We are hoping that this Phase will show that the bog is not attached. If this proves to be correct we will be able to continue without obtaining any more permits. If it is attached, we will need a Phase 2 permit. When the DNR finally came out to look at the bog on June 7<sup>th</sup> they immediately stated it is a safety hazard to boating and that has been our major concern all along.

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Art Schmitz stated we are responsible for picking up and removing any pieces of floating bogs that fall off during the process, both on the lake and roadway. The crew has removed approximately 60 tons this fall and the only thing falling off is water, making it a relatively clean operation. They hope to complete the project by the end of September. The committee and board received a nice round of applause from the membership for their accomplishments.

Tangney stated his appreciation of the efforts of Art Schmitz and Don Oker in their persistence in building a stronger, stainless steel harvester to their specifications. This has resulted in our being able to use our own crew and machinery, rather than hiring out for this project which would have been very costly. Even though this harvester cost more than originally planned, it is proving to be well worth it.

The minutes of the August 26, 2000 Annual Meeting were printed in the newsletter that was mailed in July. There being no corrections or additions, the minutes were approved as printed.

The six candidates for election to the board were presented by Tom Ponyicsanyi of the Nomination Committee with there being four openings. The new candidates running for election were Kevin O'Connell, Dave Paul and Mike Plier, running for re-election were Gary Marvin, Art Schmitz and Bernie Tangney. Each nominee was given the opportunity to say a few words about themselves and how they view the opportunity to be on the Board. Dave Paul removed himself as a candidate, stating he felt there were very qualified people running without him. The two individuals with the highest number of votes will be elected to a three-year term and the next two highest numbers of votes will be elected for a two-year term. Results of voting will be announced later in the meeting, after tallying.

A member stated the Board should give the voters a profile of each candidate before the Annual Meeting. Tangney so noted.

**Treasurer's and Audit Report:**

The books were reviewed by Dave Byrne and Susan Zawislak and were found to be in conformity with general accepted accounting principles.

Philips presented the treasurer's report of income and balance sheet for year-end December 31, 2000 comparative to year ended December 31, 1999. An accumulated surplus of \$14,550. was reflected. Total liabilities and net worth for year-end 1999 were \$211,022 and compared to \$293,173 for year-end 2000. The increase was mainly due to the purchase of the 10' harvester and trailer.

The next presentation was by Audrey Greene, Walworth County Lake Specialist. She is employed on a 5-year program through a DNR grant. She furnished handouts on fertilizer information, shoreline buffers, native plants and the geese problem. Question was asked if the DNR will be doing anything about the erosion on the State shoreline on Rice Lake. Greene said there is a meeting scheduled for discussion on this and she agreed that if the State wants homeowners to create shoreline buffers, the State must set an example.

Greene stated Walworth County has shoreline regulations, which involve projects above the ordinary high water mark. DNR is concerned with projects below the ordinary high water mark. These include aquatic planting, riprap – anything that would disturb elements below the ordinary high water mark. Quite often the local township also has regulations – for example tree removal. Trees cannot be removed within 75 ft. of the shoreline without a permit. Greene said if members are concerned about whether a permit is required, they should call her and she would try to help. Her business cards were left on the table for this purpose.

**Election Results:** Art Schmitz and Gary Marvin were elected for 3-year terms; Bernie Tangney and Mike Plier were elected to two-year terms.



### COMMITTEE REPORTS

**Harvesting and Equipment:** Schmitz said the biggest thing he has to report were the many changes to the operation this year. One of the complaints last year was about leaving equipment at the shoreline and various landings. This has been eliminated with the trade up of the existing pick up truck for another pick up that is capable of pulling the trailer away from the landings with a load of weeds. They no longer have to leave the elevator sitting at the landings on weekends, etc., as they are not using the elevator at all. The new trailer also allows simultaneous operations on Whitewater and Rice Lake. Previously we were restricted to working the lake where the elevator was located. This results in no loss of time in moving the elevator.

Another big change is the new harvester – it is very effective in removing weeds, but also has an extra cutting bar attached which goes into the bog like a fish – biting in all four directions. Once the piece is bitten off, it falls onto the conveyor and goes after the next piece. They have removed over 60 tons of floating bog in an area near Woodchuck Alley. The crew worked with the Township and landowners to remove a tree that had fallen on the bog. Approximately 43 tons were removed in that area and the remaining 17 tons were removed from the point off the island near Camp Joy – all bog material was floaters, which do not require DNR permits. They can now respond to homeowners needs. When homeowners see a bog floating in their direction they should call the Board. Cards were left for members with the respective phone numbers.

Schmitz has also instigated Saturday morning pick up for any weeds that members put on the end of their piers. This service is being offered as a solution to get rid of weeds that homeowners have removed from their shore area. He stressed the crew cannot come in close to shore due to the danger of damaging the blades on the harvester. There are too many obstacles hidden in the water such as pillars, tree stumps, etc. and the crew is unable to see them. A lot of money has been spent this year to repair blades, etc. from past damage due to coming in too close to shore. He thanked Bob McCracken, crew chief for his expertise in maintaining the equipment and encouraging the crew to be efficient and helpful. We had a whole new crew this year, with the exception of one returning employee. Members gave a round of applause to Bob McCracken saying he has done a very good job.

Tangney went on to say the Board is looking at the possibility of purchasing additional equipment. The trailer we now have to go with the new harvester is a dual-purpose machine. When the harvester is removed from the trailer the sides are then removed and it changes to a transporter. Thus the dual purpose; it works as a trailer to move weeds and also as a transporter to move the harvester. Lauderdale Lake has purchased a trailer similar to ours after seeing how efficient our trailer works. It does not handle quite the volume the 2-ton truck did and if we get very heavy weeds we are in a position to need a second trailer. He asked the members if they would approve the purchase of another trailer and pick up truck. Grant money has been checked into and there is a possibility DNR Grant money would pay for part of the trailer, but not the truck, and will be investigated more thoroughly by the Board. The cost the Board is looking at is around \$18,500 for the trailer and \$21,000 for the used truck. Schmitz said there is about one month in the year where the weeds are very heavy and with an operation as important as weed cutting we need some redundancy in this operation. He explained we have a 10' and a 7' harvester to keep working, but with only one trailer and truck, should something go wrong with this equipment, we would be playing catch up. Tangney asked for a show of hands to allow the Board to proceed with the purchase of another truck and trailer. There was an overwhelming majority in favor of the purchase. The Board will proceed accordingly. The funds will come from equipment reserve.

Schmitz also stated his long-term goal is to get rid of the transport unit eventually, but to do that we need to find two more areas to take weeds out of the lake. One of those being in Richmond Township and the other is on the property Randy Cruse has on the north end of the lake. Rather than spending approximately \$85,000 on transport unit a few years down the road. He would rather spend less than half of that money on putting a couple more useful landings for the harvester operation. To do that we would need permits from the DNR but he felt members should know what our long-term goals are.

8/3/00

Schmitz said last year we lost the foreman and the crew resulting in the equipment being put away without being maintained properly as had been the pattern in the past. Everything would have been repaired and then put away ready to go in the spring. This resulted in approximately \$15,000 not spent on repairs last year and the money became an operating reserve. We spent most of that on repairs this year. This year 28% in labor dollars alone was spent on repair of the old equipment to get it up and running and to get it saleable. The old 10' harvester was not saleable. It did not cut weeds and if put on the lake it went around in circles. The other 28% was spent on training and the other 42% was spent on actual harvesting.

### **Operating Surplus**

Tangney stated if we have money in an account and do not spend it, that the Board does not have the authority to use it for other purposes. The membership is to direct the Board how to handle it. We have accumulated \$14,550 in the past two years of funds budgeted, but not used. There are several options: Use for operating funds and reduce the taxes we collect. The Board is hoping this is not their choice. The Board is asking members to transfer this money into a contingency fund allowing the Board to be prepared for unexpected situations. This would allow us to keep the \$80,000 budget, which has stayed at this figure for several years. Ron Fero says the Township follows this procedure and it is the recommended procedure. Motion was made and seconded to put the \$14,550 in the Contingency Fund. An overwhelming majority of hands agreed. Motion passed.

**Chemical Treatment:** Marvin, chairman – No presentation.

**Fish Stocking:** Tom Ponyicsanyi corrected the newsletter to state: In 2000 1,280 Northern were planted and 2002 2,000 Northern (shouldn't this be walleye?) will be added. They will alternate the two species every other year. The new DNR secretary has reported he will direct all his efforts to the hunting and fishing in this State and the tourism that follows. Ponyicsanyi feels we will not have a problem with the fish stocking area. He is also trying to get them to perform a yearly survey on both lakes. Marvin stated he watched the DNR stocking Whitewater Lake this year. Tom was not aware of this.

**Approval of 2002 Budget:** Philips stated in the 2002 budget we are showing tax revenue of \$80,000. Total operating costs are expected to be \$82,100. Sale of equipment will go back into the equipment fund. Motion made and seconded to approve the budget as presented. Overwhelming majority carried.

**Old Business:** None

**New Business:** A member asked if we could have a fundraiser. Tangney said as a municipal government body we cannot by law. However, we can accept donations. The District cannot be the founder of a fundraiser, but if another party has a fundraiser, that party can then donate the funds to the District.

**Buoy Placement:** Schmitz said the Township has problems with the contractor getting the buoys in and out on a timely basis and the District is willing to take on this responsibility as a service. Ron Fero of the Township said they have no problem cooperating with putting in the buoys. The Township is responsible for the buoys; they buy them and replace approximately 25 each year. One of the problems in putting in and removing them is that they are completely dependent on Parkside Marina to do this. Parkside does not charge anything for this service and they also provide the barge. The Township provides the personnel to put them in the water. The Township will not relinquish control; however, they will cooperate with the District. They will work with the District in the placement of the buoys if placement is a problem. Tangney asked the membership for a motion from the floor that membership agrees to work with the Township to get the buoys out in a more timely, accurate manner. So moved. If members have any problems with the buoy placement, etc. they are to contact the Township. Keller stated extra buoys have been placed around the bog since it came up and is slow no wake.

**Dockominium Issue:** Tangney reported the District made a \$500. donation towards legal fees to help Wisconsin Association of Lakes (WAL) fight this issue. WAL has won the Lake Geneva battle, but it is expected to continue in the Supreme Court. He asked if the membership, as a group, has any interest in



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Donating any more dollars. Tangney cited an example that he heard of an ad for a lot in the Grandview Subdivision that guaranteed a boat slip right. There are 50 lots back there and if each lot should get a slip, 50 more boats would be put on the lake. He feels this is an issue we should be pro-active on and look ahead to control the number of boat slips on the lake. An issue that Lake Management should get involved in. Motion made to proceed with learning more and communicate with the membership upon learning more. Seconded, overwhelming majority to proceed.

**Public Comments:** A member stated she had sat through the meeting for 2-1/2 hrs. and she couldn't believe how much work the Board and committee members have done through the year to bring us to this point and she certainly thought members owe them a big pat on the back. A nice round of applause was received with this announcement!

The 2002 Annual Meeting will be held on the Saturday before Labor Day. Motion was made and seconded to begin the meeting at 9:00 a.m. instead of 10:00 a.m. Meeting adjourned at 12:30 p.m.

Respectfully submitted,

Rose Marie Berg  
Municipal Clerk

**WHITEWATER-RICE LAKE MANAGEMENT DISTRICT  
MINUTES OF MONTHLY BOARD MEETING – SEPTEMBER 13, 2001**

Meeting called to order by Bernie Tangney, chairman, 7:05 p.m. at Whitewater Town Hall.  
Board members present: Bernie Tangney, Art Schmitz, Norm Prusener, Mike Plier and Gordon Philip.  
Board member absent: Toby Shroble  
Clerk present: Rose Marie Berg  
Guests: Tom Ganfield, Tom Ponyicsanyi and Jim Mulcahy

**Administrative Matters**

Tangney welcomed Mike Plier to the Board as a new member. A packet of information was given to him including the Lake Management Plan, by-laws of the District and expense forms. Also passed out to the Board, a new list of Board members addresses, phones and email addresses.

Minutes of the August 9<sup>th</sup>, 2001 meeting were reviewed. Tangney noted one correction on page 2 – Ron Fero is of the Township – not County as stated. Correction noted Minutes were then approved as amended.

Tangney asked if there was any interest in attending a Growing Greener in Walworth County workshop on November 6<sup>th</sup> in Elkhorn. Builders are presenting it. No interest was shown.  
All Board members are to be receiving Lake Tides – a newsletter published by the University of WI College, Dept. of Natural Resources in Stevens Point. The clerk will request mailings be sent to Mike Plier as a new member and Tom Ganfield requested his name added to the list.

The WI Lakes Convention will be held in Stevens Point from March 8<sup>th</sup> through 10<sup>th</sup>. Also discussed was the WAL International Convention.

**Treasurer's Report**

Philips has not received Richmond tax receipts yet and he will contact the treasurer. Whitewater receipts have been received. Total expenses for August were \$18,097. with the majority being harvesting expense. The final 10% retention of \$13,742 was paid to Inland for the harvester. The DNR grant money of \$35,355 will be approved at their next meeting in September and will be presented for payment. Payment should be received by October. All bills presented were approved for payment. Report was approved as presented.

Philips will obtain other quotes from additional insurance companies to keep the premium competitive. He will also notify insurance company to cancel coverage when equipment is placed in storage.

**Committee Reports**

**Harvesting and Equipment:** Inland via Bob MacCracken had given Tangney an acceptance of the warranty and delivery of the equipment. Tangney did not sign it as the warranty was stated for two years, rather than the three years that was originally stated. Schmitz will handle this issue with Inland.

Tangney requested a board member to attend the DNR hearing on September 25<sup>th</sup> in Manitowoc where the application for a grant to purchase a new trailer for a sale price of approximately \$18,000. will be reviewed. The grant application has been submitted and would be for 50% of the purchase price, if approved. Schmitz and Tangney both feel it would be helpful to have someone represent the District to answer possible questions and show involvement in this issue. Tangney has been requested to make a short video and prepare a brief presentation showing the existing trailer in action – this would allow the DNR personnel to view how the trailer would be used – to both haul weeds and transport the harvester. Philips agreed to represent the Board at this meeting.

Schmitz said Inland would be coming to the barn to inspect the new harvester once it is ready to be put in storage. McCracken will furnish a list of items that need to be maintained. A question has been raised that there may not be room in the barn to store the old 10-ft. harvester, which is for sale. It may end up being parked outside for the winter, but will be covered with canvas. The 7-ft. harvester has been parked, and will not be used any more this summer, because we don't have an operator to use it. The smaller harvester

had been used to clean up any stray material while the larger harvester was working on the test bog. We are down to a two-man crew, but have the possibility of a third man starting on Friday.

A lengthy discussion followed regarding the extensive area of the bog this year. It appears that more and more gases are being released and thus makes it seem that no progress is being made on the removal of the test area of the bog. Schmitz stated over 300 tons of bog has been removed to date. Question also arose as to the endurance ability of the new harvester. It appears to be vibrating and members of the board are questioning its capabilities to remove the bog. Tangney summarized the discussion as follows:

- Inland must come out and observe the machine while it is working on the bog and give us assurance that we are not beating it to death. Also to see if Inland has any other suggestions for removing the bog
- Plates should be added to improve the unloading
- Schmitz will check and see if we can have hire an Inland experienced operator to man the harvester and also train the crew to be sure we are using the equipment correctly
- Philips will contact other companies to see if they have any other opinions and/or alternative methods to removing the bog

Ganfeld recommends we look at other alternatives and he feels the DNR would say we must change our method and find cleaner ways of cutting.

**Fish:** Ponyicsanyi said he talked to Doug Welch at the DNR who said his crews had been on the lake and were collecting species for a DNR demonstration at the State Fair. Welch also said all lakes have some carp but that if we are still harvesting weeds we do not have a big carp problem and also if the secchi disc reading changes dramatically, we probably do have a problem. Welch noticed Rice Lake is having more carp, which in years past did not. He would be more concerned with Rice Lake than Whitewater Lake. Rice Lake is on the DNR 's schedule for shocking census for next year, but he does not have Whitewater on the schedule.

#### **Old Business**

Schmitz stated the D&D seminar on September 21<sup>st</sup> sounded more interesting after he received additional information. McCracken wanted to attend and would do so on his own time. However, it was noted that this is on a Friday and the crews are working all day now. Schmitz will again discuss it with McCracken.

Ganfield asked for volunteers from the Board to be interviewed by the students at UW-Whitewater to begin preparation for the proposed web page. Tangney volunteered.

Tangney recommended advertising in WAL to sell the old 10-ft. harvester. Philips will take digital pictures of the equipment to be used in advertising. Tangney also recommended spending \$2,000 to fix the paddle wheel and make the harvester operable. The Board agreed. Ads will state the asking price is \$32,000.

The Lake District received the "Best Community Support Effort" award for exhibiting the new harvester in the Venetian Night Boat Parade.

#### **New Business**

Plier said he went to the Board of Directors of the new subdivision that is being built off Townline Rd. across from Whitewater Lake. He asked if he bought and built there exactly what his rights would be as far as putting in a pier. They are now working under a lottery for the tenants. He is trying to get a copy of the actual verbage stating owners rights. Lake Management is concerned due to the dockominium issue and the Board supports Plier's investigation.

Tangney inquired if we should schedule a proposed 5-year plan for the October meeting. This would include equipment, storage of equipment, lake accesses, etc. It was decided we would begin discussion in October and continue from there.

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Tangney suggested Marvin prepare a proposal to present to the Township recommending placement of buoys, timing of the installation and removal of the buoys. Marvin felt Ron Fero would work well with Lake Management if presented properly. Plier will work with Marvin.

The clerk passed out copies of minutes of the 2001 annual meeting and requested members read and notify her of any changes that would need to be made while the meeting is still fresh in their minds. They were requested to notify her by email as soon as possible.

Plier also presented copies of articles regarding zebra mussels. They showed the mussels are showing up in Madison lakes. Some nearby lakes are providing rinsing stations to prevent carrying. Ganfield said prevention of their appearance in this area would be difficult. He suggested posting signs notifying boaters of the dangers.

Schmitz suggested Prusener approach the Township to furnish the boating ordinance pamphlets at the boat launches. They could be placed in plastic holders and Schmitz said he would be happy to replenish the holders with the pamphlets.

The clerk mentioned she would not be able to attend the October meeting next month. Marvin, as secretary, will take notes of the meeting in her absence.

Meeting adjourned at 9:45 p.m. Next meeting will be October 11<sup>th</sup> at 7:00 p.m. It will be decided at the meeting if this will be the last meeting of the year.

Respectfully submitted,

Rose Marie Berg  
Clerk



**Agenda** Whitewater/Rice Lakes Management District 09/13/01

Call to order: Tangney, Marvin, Philip, Prusener, Shroble, Schmitz, Plier, Clerk Berg

Review and approve August 09, 2001 minutes

Review and approve Treasurer's report

**Administrative matters**

Welcome Mike Plier

I have a packet with basic information

Grant application

Application applied for, \$18,000 for trailer (\$9,000.) grant

Hearing to be Sept. 25, 2001 1:pm

Submarine Museum U.S.S Cobia (?)

75 Maritime Drive

Manitowoc, Wi

I need someone to attend this hearing, if not a board member Cathie Aron?

Growing Greener in Walworth County, Workshop November 6, Elkhorn

WAL International Symposium

**Committee Reports**

**Budget and Finance**, Gordon Philip

**Chemical treatment**, Gary Marvin

**Harvesting and Equipment** Art Schmitz

Inland's warrantee (2year/3year) and Delivery of acceptance.

Lets discuss new equipment at this time

Year end harvesting summary

Equipment status at year end

**Bog**, Gordon Philip

Don Oker letter correcting mailing address

Lets discuss bog removal at this time

**Fish** Tom Ponyicsanyi

**Old Business**

D&D Seminar? Sept. 21.

Web page

Sale of old 10 foot (advertise in WAL)

Venetian night parade

**New Business**

.Boards position on Scattered Oak relative to financial support of district.

How many more meetings needed this year?

Should we schedule proposed 5 year plan for October?

Equipment, Storage, Lake accesses,

Next regular meeting October 11, 2001

**Adjourn**

*revised*

**WHITEWATER-RICE LAKE MANAGEMENT DISTRICT  
MINUTES OF MONTHLY BOARD MEETING – OCTOBER 11, 2001**

Meeting was called to order by Bernie Tangney, chairman at 7:00 p.m. at Whitewater Town Hall.  
Board members present: Bernie Tangney, Gary Marvin, Art Schmitz, Gordon Philip, and Toby Shroble  
Board members absent: Mike Plier and Norm Prusener  
Clerk absent: Rose Marie Berg  
Guests: Laura Bramley, Pat Davis, and James Lee

**Administrative Matters**

In the absence of the clerk, Gary Marvin as secretary, will record the minutes of this meeting.

Tangney introduced 3 guests, students from UW-Whitewater, who through former board member, Tom Ganfield is willing to help us set up a web page. To begin with they are interested in learning more about the Lake Management District and will observe the Board meeting procedure. The students are Laura Bramley, Pat Davis and James Lee.

Minutes of the September 13<sup>th</sup>, 2001 meeting were reviewed. The minutes were accepted as presented.

**Treasurer's Report**

Philips presented the reports, stating he put in October expenses for comparison purposes. He also closed out all the wages for the harvesting crew in September. Employment taxes were \$2,500 for the year versus a \$2,000 budget for 2001 and \$1,600 total for last year. Insurance will be somewhat under the 2001 budget. Fuel was \$2,400 this year versus \$3,700 spent last year. Parts and repairs cost \$10,676 year to date, which is \$3,300 over budget and about \$3,500 more than last year. Philips suggested he and Schmitz review these expenses and try to identify the large charges to a specific piece of equipment. Supplies totaled \$9,500 versus \$850 spent last year. Schmitz said close to \$5,000 of that were on delayed maintenance expenses from last year and almost that same amount for readying the 10 ft. harvester for sale. Schmitz stated he anticipates going under budget in 2002 for maintenance and supplies. Payroll expenses were \$33,000 - exceeding budget by almost \$8,000 and close to double the amount spent in 2000. This seems high for a year that we did not have a weed problem.

Comparing August and September's operation hours – August 183 hrs. were paid for maintenance cost and in September 278 hrs. Philips questioned the need to spend 100 hrs. on maintenance time putting the equipment away properly. He feels we spent a lot of money on training and maintenance and not that much on harvesting and bogs. He noted that he should have released 353 hrs. or \$4,236 as bog expense from the \$33,000 figure. This changes the amount to \$28,600 in harvesting expenses. Philips will prepare a revised report showing the proper allocation and it will be included in the mailing of the minutes to the board.

Total expenses were \$12,190 in September. All monies have been received from tax assessments. Motion made by Marvin to accept treasurer's report as presented. Motion seconded and approved.

Tangney recommended an increase in the clerk's salary stating he felt she was doing a good job. Motion made by Tangney to increase salary by \$1.00 an hour. Seconded by Marvin and passed unanimously effective this date.

The students presented a list of questions regarding information they needed to get started on the web page. Pat Davis explained they are working through a course and that as their project expect to take a very systematic approach. They need to find out how the organization works and will map it out in great detail. They will try to identify areas where they can help the Board with their skills of computer technology. To say they are just building a web page is rather deceptive because the first semester will be mostly just planning. The students met with Tom Ganfield last week to form some ideas. The students presented a series of questions tonight including our contacts such as the DNR, Audrey Greene, WAL, town and county boards, origination of district, membership, purpose of organization and board, source of funds, grants, budget, equipment, etc. For the most part they will be using Tangney as their primary contact for information but will have the rest of the Board available for information.

**Committee Reports**

**Budget and Finance:** Philips was not able to obtain additional insurance company quotes. Next year he will request quotes beginning in June. For this coming year we will retain coverage with the same company used for the last few years. Expenses for October totaled approximately \$5,900. Motion made by Tangney to accept bills for payment as presented, Shroble seconded, unanimously approved.

**Chemical Treatment:** None

**Harvesting and Equipment:** Tangney requested pictures of equipment for sale to show prospective purchaser from Jordan Lake. Schmitz furnished pictures of the elevator and harvester, which can be used.

Schmitz passed out harvesting information for the year. In comparison to other years: 1998 – 1,005 tons, 1999 – 1,526 tons, 2000 – 1,268 tons. In 2001 - 442 tons which is approximately 1/3 of last year. He also mentioned setting weight limits for hauling on the new trailer when it is ordered, so that we do not limit the number of employees who are able to drive with a heavier load.

All equipment is now in storage. However, the new 10-ft. harvester will be moved to Inland sometime in November for repairs and adjustments. Most repairs will be covered under warranty with the exception of the changes to the sickle bar. Schmitz anticipates this may involve 20 hrs. of labor and he will attempt to negotiate the price. The cost of repairs will be charged to this year's bog expense.

Schmitz spoke to someone at D&D regarding advertising to sell the old harvester and related equipment. D&D suggests we put the agreed price of \$33,000 and add the 15% they would charge for the advertisement. D&D thought this would be a fair asking price

**Bog:** A committee meeting was held on Sunday. Rich Schleis resigned from the committee due to time constraints. Mike Hoar could not attend the meeting. The consensus of the committee was that we resume the same activities next fall and that we were headed in the right direction in attacking the bog. Philips will write an article for the newsletter and also request in the newsletter a volunteer to join the committee. Philips wondered if it would be feasible to hire a consulting engineer (if there is such a person) to get their input if we continue using this equipment and keep making modifications as we go along. The majority of the committee feels we should see what happens after we get the 10,000 sq. ft. removed. We have removed approximately 2,000 ft. or 20% of the test area. Schmitz and Marvin will go out this weekend and observe the bog to determine accuracy of these measurements.

Tangney commended the harvesting and chemical treatment members for their teamwork and also Marvin for his continued vigilance in observing the bog.

**Fish:** None

**Old Business**

Schmitz & Bob McCracken attended the D&D seminar. He attended the portion discussing the different types of weeds and what people are doing to control them. After seeing that he is even more impressed with what McCracken does for the district.

**New Business**

A newsletter will be prepared in the near future as promised the membership to keep them informed of the bog issued and any other pertinent information.

There will be one more meeting on November 8<sup>th</sup> at 7:00 p.m. Meeting adjourned at 9:00 p.m. respectfully submitted.

Rose Marie Berg  
Clerk

**Agenda** Whitewater/Rice Lakes Management District Oct 11 2001

Call to order: Tangney, Marvin, Philip, Prusener, Shroble, Schmitz, Plier, Clerk Berg

Review and approve Sept 09 minutes

Review and approve Treasurer's report

**Administrative matters**

Compensation for our Clerk

Web Page-- Laura Gramley

Questions--Who does the board want / need to provide information to, in addition to members of the organization

Where is the organization's base of operation,

When was organization formed? (1986)

What triggered the formation of the organization

What is the structure of the organization (positions names of people in those positions)

What are the names of the committees

What are the purpose of the activities

how many people are on each of the committees

how many people on average attend the monthly board meetings

open to board for further discussion

**Committee Reports**

**Budget and Finance,** Gordon Philip

**Chemical treatment ,** Gary Marvin

**Harvesting and Equipment** Art Schmitz

I have been contacted by Bob Finn, 238 West Central, Lombard, IL 60148  
(630) 932 0998

**Bog,** Gordon Philip

Results

**Fish** Tom Ponyicsanyi

**Old Business**

D&D Seminar? Sept. 21.

**New Business**

How many more meetings needed this year?

Should we schedule proposed 5 year plan for October?

Equipment, Storage, Lake accesses,

Next regular meeting Nov 8 2001

**Adjourn**



**WHITEWATER-RICE LAKE MANAGEMENT DISTRICT  
MINUTES OF MONTHLY BOARD MEETING – NOVEMBER 8, 2001**

Meeting was called to order by Bernie Tangney, chairman, at 7:00 p.m. at Whitewater Town Hall.  
Board members present: Bernie Tangney, Gary Marvin, Gordon Philip, Art Schmitz and Mike Plier.  
Board members absent: Norm Prusener and Toby Shroble  
Clerk present: Rose Marie Berg  
Guests: Jim Mulcahy, Don Oker and students Laura Bramley and Pat Davis

Minutes of the October 11, 2001 board meeting were reviewed. Several changes were noted as follows:

- Wording revised in the treasurer's report from "He should have" pulled" – changed to released 353 hrs. or \$4,236 as bog expenses from the \$33,000 figure.
- Under Harvesting & Equipment report: In 2001 – 442 tons which is approximately 1/3 (changed from "less than" to of last year.
- Schmitz spoke to D&D rather than WAL regarding sale of equipment.
- Rich Schleis resigned from the committee due to time constraints rather than family constraints.
- In the Bog report – We have removed approximately 2,000 ft. or 20% of the test area was changed from 1,000 ft. or 10% of the test area.

Motion for approval as amended made by Marvin and seconded by Schmitz. Unanimously approved.

**Treasurer's Report**

Significant expenses included: under harvesting expenses, including the \$1,105 accrued bonus paid to the crew, totaled \$3,834. The lake gauge survey was paid in the amount of \$1,680. Consultant services for the bog removal of \$600. Total expenses for the month of October were \$7,023.

Year to date net harvesting expenses totaled \$58,235 compared with \$48,225 budgeted. We are approximately \$10,000 over budget for the year 2001. General and Administrative expenses YTD were \$4,296 - \$871 over budget. \$13,717 has been spent for weed spraying and surveys resulting in a surplus of \$5,433 funds budgeted. Under bog removal and expenses \$4,236 was spent, resulting in a surplus of \$5,433. Schmitz mentioned the need to allocate funds for gasoline, fuel and maintenance expenses in the bog removal category. The Board agreed to separate the categories for weed harvesting and bog expenses. Schmitz will come up with hourly figures for each and have the crew chief categorize while working on each. Tangney motioned to approve the treasurer's report as presented, Marvin seconded, approved.

Disbursements for November totaled \$6,612.27. Motion made by Schmitz to approve disbursements as presented, Plier seconded, approved.

Philips estimated \$3,000 in expenses, mainly for repairs or modification to the harvester. Philips estimated that at year's end we would probably have a deficit of \$10,000 which will be taken from the contingency fund and lower that fund balance to \$2,600. Going into 2002 we will have \$63,000 in the equipment fund for future capital purchases.

**Administrative Matters**

Tangney noted the grant application as presented by Philips to the DNR was outstanding and very professionally done.

Tangney referred to an article in the Janesville Gazette citing Lauderdale Lakes Management District held an illegal meeting when they failed to mention a proposed patrol as a budgeted item in its agenda for the annual meeting. Membership approved \$32,000 to be spent on the patrol. The judge ruled the money must be given back. Tangney's point being that we must continue to be diligent in publishing our agendas carefully.

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Tangney also mentioned an article from the Gazette regarding the murky water of Delavan lake cleanup of 15 acres removing 74,000 cu. yds. of sediment which would increase water depth between 4-6 ft. Three different ways have been proposed: mechanical dredging would cost \$1.3 million; hydraulic dredging \$1 million and mechanical dredging after allowing the lake to be drawn down by 3 ft. would be \$890,000. This shows the comparable cost of removing the bog if we were to hire an outside agency, rather than doing the removal with our own equipment.

Audrey Greene, Walworth County Lake Specialist, sent a letter wondering if we wanted to get involved with the purple loosestrife. It was felt we did not have enough of a concern to become involved.

WAL convention is being held March 7-9, 2002 in Green Bay. Board members are invited to attend with their expenses being paid by the District. Tangney and Philips are planning on attending at this time. If anyone else is interested in attending they should contact the clerk to make reservations. Applications are included in the fall edition of Lake Tides.

### **Committee Reports**

**Budget and Finance:** Nothing

**Chemical:** Nothing

**Harvesting and Equipment:** Tangney said he had been talking to Bob Finn from Jordan Lake near the Dells regarding their interest in purchasing the harvesting equipment. They are in the process of forming their District. Until the District is formed they cannot get grant money to purchase anything. It may take till February for formation. However, they are having a County meeting this Saturday and they will present our equipment for purchase.

Schmitz inquired if he should put in the trailer as a trade-in. Tangney stated no, we must purchase the new trailer outright or we lose the grant money.

Schmitz did talk to Dennis at Inland about the new trailer design. They are trying to incorporate some method of widening the back. They want to have the flaps fall off hydraulically so when you put the tailgate all the way down the flaps would open up. He did get a wide load permit from the State so legally we could operate on the road at the new width.

The truck repairs should be done this week so the harvester will be transported to Inland this week. Inland will have a truck in front and one behind the harvester and Schmitz will drive the harvester itself as he has a CDL license. The harvester will remain at Inland till spring.

**Bog:** None

**Fish Stocking:** None

### **Old Business**

Marvin intends to go out on the lake with a portable depth finder to try to determine how much water is under the bog. Plier indicated he could dive down in the center of the bog to get a better idea of the depth of the bog now that there is a larger opening. Tangney cautioned him to be very careful, but agreed it is probably safer now than before we began removing the mass.

The students from UW-Whitewater did not have a report, but are still assembling information on our Lake District. We are looking at the students as consultants and the end result will be their assistance in creating a web page for the District.

### **New Business**

Plier is gathering information relative to the Scattered Oaks subdivision. The ultimate goal would be to have the homeowners join the Lake Management District. It is very doubtful this will happen. The goal is to have them contribute to the District due to the benefits they are receiving from the lake. Scattered Oaks has several homeowners with piers on the 300-400 ft frontage the township owns. The piers are obtained through a lottery with the subdivision's association. Don Oker suggested we approach Ron Fero and

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discuss what needs to be done. Marvin said we eventually would have to go through Ron Fero and the township, if we get to the point where the subdivision can be assessed. Schmitz felt the first step is to obtain legal opinion as to whether the parcels being used are public, easements or actually owned or deeded pieces of property. If they are deeded pieces of property – whom are they deeded to? If they are deeded to an association they will be difficult to fight, as they would have legal rights. Tangney said they are not deeded, they are owned by the township. Schmitz felt if it is indeed township land, anyone could file a suit and force the township to sell the parcel to the people who are enjoying the use of it and put it on the tax roll. If that happens they would have to join the District. The Board is in agreement that Plier should pursue this matter. There are many questions to be answered before any action can be taken.

Tangney presented his article for the upcoming newsletter. Philips and Schmitz will each prepare articles on both the bog progress and the weed harvesting. Each will send their articles to the clerk as soon as possible. The goal is to have the newsletter mailed prior to the end of November. The board had promised at the annual meeting to report to the membership more frequently via the newsletter.

Schmitz said he is interested in obtaining another committee member on his committee. If anyone knows of a person willing to take this responsibility to please notify him.

There will not be any board meetings until March. Motion made by Tangney to give the treasurer the authority to pay any normal expenditure during this period. Motion seconded, unanimously approved.

The WAL meeting will be held in Green Bay March 7<sup>th</sup> to 9<sup>th</sup> and anyone interested in attending should contact the clerk to make reservations.

The next Board meeting will be March 14<sup>th</sup> at 7:00 p.m. Motion made by Marvin to adjourn at 8:45, Schmitz seconded, approved.

Respectfully submitted,

Rose Marie Berg, Clerk