

MINUTES
FIRST ANNUAL MEETING - 1987
Whitewater-Rice Lakes Management District
May 30, 1987

1. The meeting was called to order at 2:02PM by Chairman Bill Norris. There were 170 electors present plus guests.
2. Chairman Norris welcomed everyone to the meeting. He gave a brief history of lake management districts and the formation of the Whitewater-Rice Lakes Management District. As part of the history, Norris recognized Laura Hicks for her tireless efforts to form the District.

Norris introduced the Temporary Board of Commissioners: James Van Dreser (County Board representative), Kenneth Loehndorf (Whitewater Township representative), Walter Hicks treasurer, and Willard Gross secretary.

Norris introduced Russell Jones who will serve as parliamentarian for the meeting.

Norris described the business to be transacted at the meeting and explained the ground rules for conducting the meeting, as well as, the voting procedures.

3. Gross presented a Secretary's Report summarizing the activities of the Temporary Board of Commissioners since their appointment. Moved by Mr. Ewald/Mr. Zarach that the Secretaries Report be accepted. Motion passed by a majority hand vote. A copy of the Report is attached.
4. Adoption of Proposed District By-Laws

Norris explained how the By-Laws were developed and reminded electors that copies were sent to all property owners in the District. He entertained a motion to adopt the proposed District By-Laws.

Mr. Heger/Mr. Shibles moved that the By-Laws be adopted as written, but that a committee be formed by the new Board of Commissioners to review comments and concerns of the electors, and to present recommendations at the next annual meeting.

There was considerable discussion with individuals speaking for and against the motion. Individuals against the motion desired to have the By-Laws discussed at this meeting.

Mr. Coyne recommended the motion be separated into two parts; first to adopt the proposed By-Laws and then to consider individual amendments. The recommendation was not acceptable to the presenters of the motion.

Mr. Wilson/Mr. Gerke moved to amend the original motion to state that the proposed By-Laws be adopted an Article at a time, at this meeting. Discussion ensued whether this motion was a proper amendment or represented a new (substitute) motion. The parliamentarian recommended that the original Heger/Shibles motion be acted upon, and if defeated, a new motion introduced.

The Heger/Shibles motion failed on a 63 - 85 hand vote.

Mr. Wilson/Mrs. Barbour moved that the proposed District By-Laws be adopted Article by Article at this meeting. Motion passed by a majority hand vote.

Mr. Wilson/Mr. Seip moved adoption of Article I of the proposed By-Laws.

Considerable discussion took place regarding Section 2 which only allows non-resident property owners whose names appear on the assessment roll as qualified electors. Several individuals felt that spouses not named on the assessment roll should qualify as electors. A major discussion topic was whether such a change would be contrary to Chapter 33.01(9b) of the Wisconsin Statutes and therefore not legal.

The motion to adopt Article I of the proposed By-Laws was approved by a ballot vote 113 - 53.

Mr. Wilson/Mr. Witte moved adoption of Article II of the proposed By-Laws. Motion passed by a majority hand vote.

Mrs. Holland/Mr. Byrne moved adoption of Article III of the proposed By-Laws.

Mr. Gerke/Mr. Cleven moved to amend the motion by changing the sentence in Section 6 to read as follows: "The property tax levy of the District shall not exceed a rate of 0.5 mils of equalized evaluation." Motion to amend Section 6 passed on a 83 - 60 hand vote.

Motion to adopt Article III, as amended, passed by a majority hand vote.

Mr. Wilson/Mr. Schmitt moved to adopt Article IV of the proposed By-Laws with the amendment to create a new Section 3 and Section 4 as follows:

Section 3. No monies raised for the lake management district shall be spent as contributions to groups that are seeking funds for purposes other than direct lake management. No political, charitable, or benevolent causes shall be supported by lake management funds.

Section 4. The District shall not by any method alter the dam at the north portion of Whitewater Lake, nor shall it take any action to divert water around the dam. The District shall not take any action to change the ownership of the dam.

Motion to adopt Article IV, as amended, passed by a majority hand vote.

Mr. Byrne/Mr. Heger moved adoption of Article V of the proposed By-Laws.

Mr. Seip/Mrs. Barbour moved to amend Section 7 as follows; after the word District on the third from last line, add the sentence - "However, the use of special assessments or special charges, or such funding, shall require approval of a majority of electors present at an annual or special meeting". Motion to amend passed by a majority hand vote.

Motion to adopt Article V, as amended was passed by a majority hand vote.

Mr. Schmitt/Mr. Vesely moved to adopt Article VI of the proposed By-Laws with a change in Section 3 as follows: "Any commissioner shall abstain from voting on any matter before the Board, in which he/she as a private person, or in which any member of his/her family (spouse, parents, or child) has financial interests. Nor shall any commissioner or member of his/her immediate family contract to conduct business with the District".

Mr. Gerke/ Mr. Heger moved to amend Section 1 of Article VI by adding a sentence after the first sentence of the section, as follows: "All due consideration will be given to Wisconsin and/or Illinois companies submitting bids". Motion to amend passed by a majority hand vote.

The motion to adopt Article VI, as amended (Sections 1 and 3) passed by a majority hand vote.

Mr. Wilson/Mr. Burke moved to adopt Article VII of the proposed By-Laws. Motion to adopt Article VII passed by a majority hand vote.

Mr. Burke/Mr. Cruse moved to adopt Article VIII of the proposed By-Laws.

Mr. Seip/Mrs. Schwartz moved to amend Section 4 by deleting the second sentence and substituting the following; "Amendments shall require a majority vote of electors present and voting at a meeting, until the 1989 Annual Meeting. Thereafter, any amendments will require a two-thirds majority of electors present and voting at the meeting. Motion to amend failed on a majority hand vote.

Mrs. Barbour/Mrs. Socha moved that Section 1 of Article VIII (Special Meetings) be deleted, as well as the reference to special meetings in Section 5, and in any earlier Articles of the By-Laws. Motion failed by a majority hand vote.

The original motion to adopt Article VIII was approved by a majority hand vote.

The By-Laws of the Whitewater-Rice Lakes Management District will have to be rewritten to incorporate the amendments approved at this meeting.

5. Election of Commissioners

Walt Hicks introduced the candidates for the office of Commissioner. The candidates include: Will Gross, Bob Horswill, Paul Laursen, Bill Norris, Tom Ponyicsanyi, Bernie Tangney, and Bob Zarach. Each candidate gave a brief presentation.

Hicks explained that since this is the First Annual Meeting, three commissioners are to be elected. The individual with the highest number of votes will be elected to a three-year term, the person with the second highest number of votes elected to a two-year term, and the person with the third-highest number of votes elected to a one-year term.

The results of the election were as follows: Gross-96 votes, Horswill-73 votes, Laursen-50 votes, Norris-87 votes, Ponyicsanyi-84 votes, Tangney-41 votes, and Zarach-45 votes.

6. Treasurer's Report

Walt Hicks presented a brief report noting that the temporary Board approved borrowing \$1000 from the First Citizen's State Bank to cover expenses in preparing for the annual meeting. Disbursements were mainly for paper, envelopes, printing, legal notices, and renting the gym. The current balance in the checking account is \$108.12.

Mr. Witte/Mr. Ponyicsanyi moved to accept the Treasurer's Report. Motion passed by a majority vote.

7. Budget Considerations

Norris introduced the proposed 1987 and 1988 District Budgets, and explained the reason for presenting two budgets.

Mr. Lauer/Mr. Byrne moved approval of the \$5050 1987 budget.

Walt Hicks reported that it would not be possible to rent the "Super-Snooper" for conducting the septic seepage survey.

Mr. Schmitt/Mr. Ponyicsanyi moved to amend the motion by deleting the \$500 allocated for the septic seepage survey. After discussion, the motion was withdrawn by the presenter with the approval of the second.

The original motion to approve the 1987 District Budget passed by a majority hand vote.

Mr. Witte/Mr. Hare moved approval of the \$16550 1988 budget.

The amount of money budgeted for weed harvesting was an important discussion item.

Mr. Horswill/Mrs. Roberts moved to amend the 1988 budget by deleting the \$10000 for weed harvesting and adding \$5000 to the miscellaneous category of the budget. The motion to amend failed on a majority hand vote.

Mr. Reiff moved to amend the 1988 budget by reducing the allocation for weed harvesting to \$5000. Motion died for lack of a second.

Mrs. Ellis/Mrs. Roberts moved to amend the 1988 budget by deleting the \$10000 for weed harvesting. Motion failed on a majority hand vote.

Mr. Veith/Mr. Shibles moved to amend the 1988 budget by increasing the allocation for the shoreline erosion study to \$1000. The motion to amend failed by a majority hand vote.

The original motion to approve the 1988 District Budget passed by a majority hand vote.

8. Next Annual Meeting

Norris asked the audience if they desired to establish the date for the 1988 Annual Meeting.

Mr. Cruse/Mr. Seip moved that the meeting be held May 28, 1988, at 2:00PM, in the Lakeview School Gym. Motion passed by a majority vote.

9. It was moved and seconded that the meeting adjourn. Motion passed by unanimous vote.

Meeting adjourned at 6:12PM.

Respectfully submitted,



Willard Gross, Secretary