

Minutes  
Wind Lake Management District Board of Commissioner Meeting  
January 22, 2009

Present: J. Marks, R. Mohr, J. Bellante, R. Schopp, M. Benish, K. Aron and 1 citizen.

Jim Marks called the board meeting to order at 7:30 pm.

One correction was made to the December minutes: R. Schopp was present, not excused. R. Schopp moved to accept the minutes as corrected, 2<sup>nd</sup> by M. Benish, motion carried.

R. Mohr presented the treasurers report. R. Schopp moved to accept the treasurers report as presented, 2<sup>nd</sup> by M. Benish, motion carried.

#### PUBLIC COMMENTS

A property owner asked about changes in the floodplain of Wind Lake. The level hasn't changed but it is up to landowners to prove their dwellings are above floodplain levels. They will contact a local surveyor.

#### INFORMATION AND CORRESPONDENCE

No further action has been taken with respect to Big Muskego. The Ducks Unlimited grants are not applicable for use on swan restoration projects.

J. Marks attended a meeting held by the Town and NDDD. The Drainage District has been attending Town meetings pitching a request to create a "super" district. The NDDD dredging started again Jan 21 and is expected to take 14 to 20 days to complete. Their permit expired Feb 25, 2009. A question was raised as to why they haven't been dredging since 12/16/08, when the lake was down. NDDD engineer stated in the public meeting that "if you leave the dam closed all winter, that would be best for the farmers". NDDD has filed for a contested case hearing and a circuit court appeal. NDDD also wants to drop the water level at Rochester dam-changing the winter level from 4.3 to 3.2. Summer level of 5.2. NDDD intends to use the Eagle Lake Drawdown against WL (herpivores).

WLMD (and Racine County) received a new Notice to Sue from NDDD. Only thing that is different is the name of the claimants. Our insurance company has rejected their notice.

#### OLD BUSINESS

The board discussed the harvesting contract that we received from Midwest Aquatics. K. Aron presented language to change the contractors' contract. Motion by M. Benish, 2<sup>nd</sup> by R. Mohr to approve the new language and submit to the contractor, motion carried.

The board reviewed the proposed survey of property owners for dredging. A few suggestions were made, and the board will discuss again at the next meeting. Board is asked to bring additional suggestions to the February meeting.

K. Aron informed the board that the August 18, 2008 minutes were incorrect because they omitted the motion to increase the Treasurer and Chairman's pay by \$25. R. Schopp motioned to amend the Aug 18, 2008 minutes to include the change, 2<sup>nd</sup> by M. Benish, motion carried.

The board discussed the drainage problems on West Wind Lake Rd. R. Mohr motioned to direct K. Aron to send a letter to the Town to fix the new drainage problem that the County, Town and DOT created on West Wind Lake Rd., 2<sup>nd</sup> by M. Benish, motion carried. The letter should request that adjacent landowners be made aware of meetings regarding this.

#### NEW BUSINESS

R. Schopp moved to purchase the reconditioned copier based on the quote submitted, 2<sup>nd</sup> by R. Mohr. Motion carried. The old copier will go to R. Mohr's for use with the treasurer's work.

There was no closed session held.

The meeting adjourned at 9:05 pm. The next board meeting of the WLMD is scheduled for February 22, 2009.

Minutes  
Wind Lake Management District Board of Commissioner Meeting  
February 26, 2009

Present: J. Marks, R. Mohr, J. Bellante, R. Schopp, M. Benish, K. Aron and 1 citizen.

Jim Marks called the board meeting to order at 7:30 pm.

A correction was made to the January minutes: to add " motion by J. Bellante to send the boating ordinance change to the Town, 2<sup>nd</sup> by M. Benish, motion carried." R. Schopp moved to accept the minutes as corrected, 2<sup>nd</sup> by M. Benish, motion carried.

R. Mohr presented the treasurers report. R. Schopp moved to accept the treasurers report as presented, 2<sup>nd</sup> by M. Benish, motion carried.

#### PUBLIC COMMENTS

A property owner asked about changes in the floodplain of Wind Lake. The level hasn't changed but it is up to landowners to prove their dwellings are above floodplain levels. They will contact a local surveyor.

#### INFORMATION AND CORRESPONDENCE

Nothing further on Big Muskego. There will be a hearing on zoning changes near the Muskego Dam Rd property.

The canal dredging should be complete since the permit is now closed (25<sup>th</sup>). The lake is beginning to refill at a critical time for the fisheries.

WLMD (and Racine County) received a new Notice to Sue from the sod farmer. Only thing that is different is the name of the claimants. Our insurance company has rejected their notice.

The Town is willing to approve the boating ordinance change. K. Aron will write up some working for consideration.

We have received the signed harvesting contract. Midwest Aquatics agreed to all our revisions.

K. Aron will email board members the dates of upcoming meetings. K. Aron has a conflict on April 23 and would like to change the meeting to April 30. The board concurred.

K. Aron asked for clarification on the intent of the flooding tax relief. L. Stapleton has paid the lakefront charge. The confusion came about because her home is off lake, but she has lake front. The board concurred that she is eligible for the relief.

The new copier is in place, and the old copier was delivered to R. Mohr's.

#### OLD BUSINESS

The board discussed the drainage problems on West Wind Lake Rd. There has been no response from the Town on this issue. K. Aron will provide R. Schopp with a copy of the letter to the Town. R. Schopp reiterated the history and said the problem is the State's. He agreed to get a response from the Town.

The board agreed that trying to conduct a dredging project was inappropriate in light of the economic conditions. K. Aron will put together a priority list for projects/activities. The alum treatment will cost almost double what was expected so a grant application will wait until 2010.

#### NEW BUSINESS

R. Mohr and J. Marks will attend the lakes convention. K. Aron will register them after they chose their sessions.

There was no closed session held.

The meeting adjourned at 8:40 pm. The next board meeting of the WLMD is scheduled for March 26, 2009.

Minutes  
Wind Lake Management District Board of Commissioner Meeting  
March 26, 2009

Present: J. Marks, R. Mohr, J. Bellante, R. Schopp, M. Benish, K. Aron and 3 citizens.

Jim Marks called the board meeting to order at 7:30 pm.

Motion by M. Benish, , second by R. Mohr to approve the minutes as printed, motion carried.

R. Mohr presented the treasurers report. J. Bellante moved to accept the treasurers report as presented, 2<sup>nd</sup> by M. Benish, motion carried.

**PUBLIC COMMENTS**

None

**INFORMATION AND CORRESPONDENCE**

K. Aron will provide a summary to R. Schopp to use at the Town annual meeting.

Ice on this year was 12-12-08 and ice off was 3-17-09.

No action on Big Muskego. The city held a public hearing on the conservation zoning changes around the WLMD property.

The Town is sending the lake ordinance change to the Attorney and the police commission.

We will have to use a different herbicide to treat weeds this year because of a change in DNR's interpretation of the label.

Nothing further on Big Muskego. There will be a hearing on zoning changes near the Muskego Dam Rd property.

Lake Convention: J. Marks attended sessions on exotic species, blue green algae, fragmites, and economic impacts of exotic species. R. Mohr attended sessions on volunteers, ashborer, clean boats clean waters, drawdowns, legal updates in the State, and deep wells.

**OLD BUSINESS**

The board discussed a ranking of projects, both current and proposed. The board set the following priorities;

Ongoing:

Geese control, carp removal, chemical treatment, harvesting, and water quality monitoring.

Other Activites:

Lake level – number 1

Alum treatment - number 2

Dredging – number 3

**NEW BUSINESS**

None.

R. Scopp motioned to go into Closed Session pursuant to 19.85 (1)(g), second by R. Mohr. On a voice vote, Schopp aye, Mohr aye, Benish aye, Marks aye, Bellante aye.

At 9:20, the board returned to open session. No business was conducted as a result of the closed session.

The meeting adjourned at 9:25 pm. The next board meeting of the WLMD is scheduled for April 30, 2009.

Minutes  
Wind Lake Management District Board of Commissioner Meeting  
April 30, 2009

Present: J. Marks, R. Mohr, J. Bellante, R. Schopp, M. Benish, K. Aron and 3 citizens.

Jim Marks called the board meeting to order at 7:30 pm.

Motion by R. Mohr, second by M. Benish to approve the minutes as printed, motion carried.

R. Mohr presented the treasurers report. J. Bellante moved to accept the treasurers report as presented, 2<sup>nd</sup> by M. Benish, motion carried.

#### PUBLIC COMMENTS

Two residents asked about the use of weed rollers. They were concerned about the noise from the motor all summer long. They were advised that the DNR will not permit the weed rollers and the property owner who used one last year is aware of that.

#### INFORMATION AND CORRESPONDENCE

No action on Big Muskego.

The Town is sending the lake ordinance change to the for comment.

Chemical treatment will be conducted when the weather permits.

J. Marks attended a meeting with the head of the lake patrol. Safety is a priority. A total of 731 hours of patrol for 2008 with 53 citations.

#### OLD BUSINESS

J. Marks met with the Town on the drainage problem on West Wind Lake Rd and discussed possible options.

J. Marks attended a meeting of a potential Master Stormwater district for Waterford and the surrounding area to put into place a mechanism to deal with drainage issues on a large scale.

#### NEW BUSINESS

The board discussed the financial implications of the two legal actions. R. Mohr motioned to transfer the funds from the land acquisition line to the legal line. 2<sup>nd</sup> by J. Bellante, motion carried.

The board discussed the possibility of implementing a "no-management" of the dam gates approach to controlling the lake level; and to support a complete winter drawdown of Rochester Dam, for a trial period of 2 years. R. Mohr motioned to submit the approach to DNR for consideration, 2<sup>nd</sup> by M. Benish, motion carried.

The board reviewed the invoice submitted by K. Aron for work on the contested case hearing. R. Mohr motioned to approve payment of the invoice, 2<sup>nd</sup> by M. Benish, motion carried.

R. Scopp motioned to go into Closed Session pursuant to 19.85 (1)(g), second by R. Mohr. On a voice vote, Schopp aye, Mohr aye, Benish aye, Marks aye, Bellante aye. K. Aron and Paul Traskowski, former board member was also present in closed session.

At 9:05, the board returned to open session. No business was conducted as a result of the closed session.

The meeting adjourned at 9:20 pm. The next board meeting of the WLMD is scheduled for May 28, 2009.

Minutes  
Wind Lake Management District Board of Commissioner Meeting  
May 28, 2009

Present: J. Marks, R. Mohr, J. Bellante (arrived late), R. Schopp, M. Benish, K. Aron and 3 citizens.

Jim Marks called the board meeting to order at 7:30 pm.

Motion by R. Mohr, second by M. Benish to approve the minutes as printed, motion carried.

R. Mohr presented the treasurers report. R. Schopp moved to accept the treasurers report as presented, 2<sup>nd</sup> by M. Benish, motion carried.

**PUBLIC COMMENTS**

None

**INFORMATION AND CORRESPONDENCE**

No action on Big Muskego.

The Town received a letter from DNR indicating DNR has received the ordinance change for review. Rep. Vos is willing to help resolve the West Wind Lake Rd drainage problem. R. Schopp will have the Town send a letter within 7 days requesting assistance from Rep. Vos.

Goose roundup will take place sometime between June 15 and July 3.

A discussion about sound levels from boats took place. R. Mohr spoke with a lake patrolman and was told they don't care about sound levels or speed. Further discussion and investigation is needed.

**OLD BUSINESS**

R. Mohr motions to that no money will be spent on gauges, lake stage recorders, unless the contested case is withdrawn. Second by J. Bellante, motion carried. Because no information has been received on the cost of insurance for liability and because the County has not sent us the Rochester Dam operation agreement, no action was taken on whether to operate the Wind Lake dam.

**NEW BUSINESS**

None.

R. Mohr motioned to go into Closed Session pursuant to 19.85 (1)(g), second by J. Bellante. On a voice vote, Schopp aye, Mohr aye, Benish aye, Marks aye, Bellante aye. K. Aron was also present in closed session.

At 8:35, the board returned to open session. No business was conducted as a result of the closed session.

The meeting adjourned at 8:40 pm. The next board meeting of the WLMD is scheduled for June 25, 2009.

Minutes  
Wind Lake Management District Board of Commissioner Meeting  
June 25, 2009

Present: J. Marks, R. Mohr, J. Bellante, M. Benish, K. Aron and 5 citizens.

Excused: R. Schopp

Jim Marks called the board meeting to order at 7:30 pm.

Motion by R. Mohr, second by M. Benish to approve the minutes as printed, motion carried.

R. Mohr presented the treasurers report. J. Bellante moved to accept the treasurers report as presented, 2<sup>nd</sup> by M. Benish, motion carried.

#### PUBLIC COMMENTS

Residents reported that the weeds are bad but the treatment has worked well.

#### INFORMATION AND CORRESPONDENCE

No action on Big Muskego. There are osprey and eagles nesting on Big Muskego.

No word on the revised lake ordinance.

Goose roundup took place - 58 geese were removed.

The lake has been treated, but the recent planned treatment was denied by DNR. Harvesting has been done and the 2<sup>nd</sup> week of cutting will be done the second week in July.

J. Marks reported he called about a fertilizer spill on the North side of the lake. DNR was notified.

J. Marks indicated that the frogs and turtles have declined, possibly a result of the drop in water level at a critical time last fall.

#### OLD BUSINESS

J. Marks reported that a problem has come up with Sportsman's – they believe the WLMD damaged their boat launch during the bog removal. J. Marks will investigate costs of repair. The board agreed to remove the rubble at a cost not to exceed \$300.

K. Aron was directed to investigate other land that might be available for use in harvesting.

No further negotiations will take place with NDDD until the agreement is reached. No further action on either the lake stage recorder or the dam operation will be taken until there is an agreement in place.

#### NEW BUSINESS

The board worked on the proposed budget. A special board meeting will be held July 9 to finish work on the budget.

R. Mohr motioned to go into Closed Session at 8:50 pm pursuant to 19.85 (1)(g), second by J. Bellante. On a voice vote, Mohr aye, Benish aye, Marks aye, Bellante aye. K. Aron was also present in closed session.

At 9:15 pm, the board returned to open session. No business was conducted as a result of the closed session.

The meeting adjourned at 9:20 pm. The next board meeting of the WLMD is scheduled for July 9, 2009.

Minutes  
Wind Lake Management District Board of Commissioner Meeting  
July 23, 2009

Present: J. Marks, R. Mohr, J. Bellante, M. Benish, R. Schopp, K. Aron and 10 citizens.  
Jim Marks called the board meeting to order at 7:35 pm.

Motion by R. Mohr, second by M. Benish to approve the minutes of 6-25-09 and 7-9-09 as printed, motion carried.

R. Mohr presented the treasurers report. R. Schopp moved to accept the treasurers report as presented, 2<sup>nd</sup> by J. Bellante, motion carried.

#### PUBLIC COMMENTS

A resident had a question about new shoreline regulations. NR115 has been approved by the Natural Resource Board but no further information is available yet.

#### INFORMATION AND CORRESPONDENCE

The new boating ordinance was discussed. There was concern over the wording that restricts large tubes to only one at a time. The item will be put on next months agenda for further discussion.  
Chemical treatments and harvesting were discussed.  
The drainage issue on West Wind Lake Rd was discussed. J. Marks has been working on the problem and will contact DOT.

The suggestion was made to take the New Business agenda item next. There was no objection.

#### NEW BUSINESS

Town Chair Jean Jacobson was present and discussed the Norway Dover Drainage District's (NDDD) annexation/assessment proposal. She stated the Town knew nothing of the proposal and that the Town staff was overwhelmed by property owners trying to get answers. She said the NDDD agreed to hold a public informational meeting on July 28 at the Town Hall. The board discussed the many problems with the proposal and possible solutions. Motion by R. Mohr to develop and submit a petition to circuit court to end or at least delay, the action by RCDD. Board is to ask the Towns and County for support on the action. Action is to be timely and fiscally responsible. Action may include signing on with the County should they be able to take action in time. Second by M. Benish, motion carried.

#### OLD BUSINESS

Old Business item 1 was tabled pending future discussions and negotiations.

The board discussed possible options for harvesting off-load sites. Damage to the Sportsman's boat ramp was discussed, as were possible solutions.

K. Aron distributed drafts of the annual meeting notice, the budget, and the agenda. They were reviewed and board members were asked to contact K. Aron as soon as possible with any changes. J. Marks asked that Doug Welch, DNR Fisheries Biologist, be invited to the meeting and that he be asked to be creel census and stocking information.

R. Schopp motioned to go into Closed Session pursuant to 19.85 (1)(g), second by M. Benish. On a voice vote, Mohr aye, Benish aye, Marks aye, Bellante aye, R. Schopp aye. K. Aron was also present in closed session.

At 9:15 pm, the board returned to open session. No business was conducted as a result of the closed session.

The meeting adjourned. The next board meeting of the WLMD is scheduled for August 27, 2009.

Minutes  
Wind Lake Management District Board of Commissioner Meeting  
August 27, 2009

Present: R. Mohr, J. Bellante, M. Benish, R. Schopp, J. Marks (at 7:45) K. Aron and 3 citizens.  
R. Mohr called the board meeting to order at 7:30 pm.

Motion by J. Bellante, second by M. Benish to approve the minutes correction the word “my” to “may”,  
motion carried.

R. Mohr presented the treasurers report. R. Schopp moved to accept the treasurers report as presented,  
2<sup>nd</sup> by M. Benish, motion carried.

PUBLIC COMMENTS  
None

INFORMATION AND CORRESPONDENCE  
The Big Muskego annual meeting took place. J. Marks attended. A small lake drawdown to correct weeds  
was discussed. Also discussed was the osprey camera.  
No action on West Wind Lake Rd.  
The board is still trying to negotiate a settlement on the contested case drawdown issue.

OLD BUSINESS  
A resident discussed the problem with the revised boating ordinance. New language was presented to  
allow 2 specialty tubes. She will bring examples of other similar ordinances to the next meeting for further  
discussion.

No further action on harvesting site acquisitions/investigations.  
No further action on the Drainage District issues.

NEW BUSINESS  
Problems with the boat launch were discussed – lake patrol is warning people against power loading. The  
is a question about the slow no wake hours being enforced.

R. Schopp motioned to go into Closed Session pursuant to 19.85 (1)(g), second by M. Benish. On a voice  
vote, Mohr aye, Benish aye, Marks aye, Bellante aye, R. Schopp aye. K. Aron was also present in closed  
session.

The board returned to open session. K. Aron was directed to send a letter to DATCP regarding the  
Drainage District issues..

The meeting adjourned at 8:55 pm. The next board meeting of the WLMD is scheduled for Sept 10, 2009.  
after the Annual Meeting.

Minutes  
Wind Lake Management District Board of Commissioner Meeting  
October 22, 2009

Present: R. Mohr, J. Bellante, M. Benish, R. Schopp, J. Marks, K. Aron and 3 citizens.  
Mike Benish was excused.  
J. Marks called the board meeting to order at 7:30 pm.

Motion by R. Mohr, second by J. Bellante to approve the minutes, motion carried.

R. Mohr presented the treasurers report. J. Bellante moved to accept the treasurers report as presented, 2<sup>nd</sup> by R. Mohr, motion carried.

PUBLIC COMMENTS  
None

INFORMATION AND CORRESPONDENCE

A shallow basin was constructed next to the Muskego canal, alongside Muskego Dam Rd. The outlet is closed to prevent runoff into the canal.

No action on West Wind Lake Rd.

The board is still trying to negotiate a settlement on the contested case drawdown issue.

K. Aron presented the 2010 harvesting contract – a single contract similar to 2009 has been drawn up. No contract or check will be sent until harvesting access is resolved.

OLD BUSINESS

The problem with the revised boating ordinance was discussed again. New language was presented to allow 2 specialty tubes as well as some recommendations from other municipalities. The board will review and discuss again at the next meeting.

NEW BUSINESS

Problems with the lake patrol were discussed. There were a number of public relations complaints during a veterans boating day. This will be discussed at the spring lake patrol meeting. A buoy is still in the lake. J. Marks will make calls to have removed; it is a liability if the lake freezes.

J. Marks motioned to go into Closed Session pursuant to 19.85 (1)(g), second by R. Mohr. On a voice vote, Mohr aye, Marks aye, Bellante aye, R. Schopp aye. K. Aron was also present in closed session.

The board returned to open session. K. Aron was directed to RSVP for J. Marks and K. Aron to attend the joint municipality meeting on drainage district issues.

The meeting adjourned at 9:25 pm. The next board meeting of the WLMD is scheduled for Dec 3, 2009.

**Minutes**  
Wind Lake Management District Board of Commissioner Meeting  
November 16, 2009

Present: R. Mohr, J. Bellante, R. Schopp, J. Marks, K. Aron.  
M. Benish was excused.  
J. Marks called the board meeting to order at 8:00 pm.

R. Mohr motioned to go into Closed Session pursuant to 19.85 (1)(g), second by R. Schopp. On a voice vote, Mohr aye, Marks aye, Bellante aye, R. Schopp aye. K. Aron was also present in closed session.

The board returned to open session. R. Schopp motioned to accept the Stipulation for the Injunction lawsuit, second by J. Bellanted, motion carried.

The meeting adjourned at 8:45 pm. The next board meeting of the WLMD is scheduled for Dec 3, 2009. after the Annual Meeting.

Minutes  
Wind Lake Management District Board of Commissioner Meeting  
Dec 3, 2009

Present: R. Mohr, J. Bellante, M. Benish, R. Schopp, J. Marks, K. Aron.  
J. Marks called the board meeting to order at 7:35 pm.

Motion by J. Bellante, second by R. Mohr to approve the minutes, motion carried.

R. Mohr presented the treasurers report. R. Schopp moved to accept the treasurers report as presented, 2<sup>nd</sup> by M. Benish, motion carried.

**PUBLIC COMMENTS**

None

**INFORMATION AND CORRESPONDENCE**

No action on West Wind Lake Rd.

E Wind Lake drainage problem – K. Aron will review stormwater plan – landowners have large areas of standing water over driveways.

K. Aron presented a problem with the web payments that has the potential to cost the district money. This will be put on the agenda for the next meeting.

DNR removed the buoy that was left in Wind Lake.

Sportsmans has signed an agreement with WLMD for 2010 to use the launch for harvesting.

**OLD BUSINESS**

The problem with the revised boating ordinance was discussed. After reviewing the final ordinance, the letters from law enforcement, and a proposed change, J. Bellante motioned to approve the modifications and recommend the Town pass the revision, 2<sup>nd</sup> by M. Benish, motion carried.

**NEW BUSINESS**

M. Benish discussed an issue with weed rollers. They are not legal in Wisconsin but they are in Minnesota. Unless the State changes its position, landowners cannot use the devices to clear weeds.

J. Marks motioned to go into Closed Session pursuant to 19.85 (1)(g), second by R. Mohr. On a voice vote, Mohr aye, Marks aye, Bellante aye, R. Schopp aye, M. Benish, aye. K. Aron was also present in closed session.

The board returned to open session.

The meeting adjourned at 9:10 pm. The next board meeting of the WLMD is scheduled for January 28, 2010.

**Minutes**  
Wind Lake Management District Board of Commissioner Meeting  
Sept 10, 2009

Present: J. Marks, R. Mohr, M. Benish, J. Bellante, R. Schopp, K. Aron,

Also Present: 4 citizens

Jim Marks called the board meeting to order at 9:15 pm immediately following the Annual Meeting.

R. Schopp moved to retain the current slate of officers on the board, second by M. Benish, motion carried. The officers are: Jim Marks, Chairman; Richard Mohr, Treasurer; Mike Benish, Secretary.

The meeting adjourned at 9:20 pm. The next board meeting of the WLMD is scheduled for Oct 22, 2009.