

**EAGLE SPRING LAKE MANAGEMENT DISTRICT
ANNUAL MEETING
August 7, 2010**

Approved Minutes

Tom Day, chairperson, called the Annual Meeting of the Eagle Spring Lake Management District to order at 9:00 am. Other Board members/employees in attendance were, Nate Cobb, Jim Pasterski, Matthew Thew, Nick Wambach, Waukesha County Representative Pamela Meyer, Gordon Wambold (Dam Operator), and Gina Krause (Bookkeeper/Administrative Assistant). Town of Eagle Representative Don Malek was excused. There were 34 residents that attended, including those mentioned above.

T. Day opened the meeting with an introduction of Board Members/Employees. There were informative materials on the tables for the taking by anyone interested in doing so.

APPROVAL OF MINUTES – Published in the District's July Newsletter was the August 1, 2009 minutes and therefore they were not read. Barbara Pinekenstein made a **Motion** to accept the Annual Meeting minutes of 2009 as written. Second by Frank Schillo, motion carried.

ACTIVITY REPORTS

Legislative Update- T. Day stated that at this time, there is no pending legislation that would directly affect our lake.

The high capacity well class action lawsuit against the DNR and Village of East Troy has been appealed and a recent ruling was handed down that the matter should be heard.

It is expected that at 2011 legislative sessions, there will be discussion on legislation that would better protect our lakes, rivers, and streams.

Dam Operations/Lake Water Level - T. Day declared that the lake water level issue has been resolved and the water level will not change from where it is kept. A special thank you to all who went to the meetings, wrote their legislators, and wrote the DNR.

The District has been cited for no permit being obtained for maintenance work done on the Wambold Dam in 2009. The hearing is scheduled for August 9, 2010.

District Property/Emergency Spillway – T. Day presented a 500 Year Flood Compliance Plan diagram, which showed the planned changes of adding another culvert to the Kroll Millrace. The current capability of being able to completely open the Wambold Dam, along with the additional capacity of outflow through the Kroll Millrace will allow us to be able to pass the 500 year flood requirement. The plans for this project have been sent to Waukesha County and the DNR for their review. A joint hearing (Town of Eagle and Waukesha County) is scheduled tentatively for September 7, 2010. The District is attempting to get the work completed before the end of 2010. The District is also applying for an updated conditional use for the District property, which will include dry hydrant use, weed harvesting operations, pier use, firework display set-up, and temporary overflow parking. Landscape plantings will have to be at grade level, because Waukesha County will not allow a berm.

Aquatic Plant Management - T. Day commented that the new harvester has had minimal use on the lake thus far, due to lack of Eurasian Water Milfoil and this year's plant growth being slow as compared to last year's large amount of Northern Milfoil growth. Eel-grass is going to seed early this year and is currently surfacing. Harvesting of eel-grass is being restricted to allow for seeding to take place. The importance of allowing native plants to go through their cycles was emphasized. Pickeral Bay, Mary's Bay, and an area over by the golf course have some Eurasian Water Milfoil growth which has not grown back after initially being cut. These areas will be watched for a possible fall 2011 chemical treatment.

Watershed Study/Lake Restoration - T. Day presented the various pH readings that have been taken on the lake since 2007. High pH (above 8.20) can contribute to poor water clarity. A comparison of core samples taken in 2002 and 2010 were also presented. Limited data

restricted the ability to make firm conclusions. Lastly, a chart was presented which showed various reasons for poor opposed to good water clarity occurring in the lake. Any of the following can contribute to poor water clarity: few or wrong type of aquatic plants, marl present, high pH (>8.2), summer weather conditions (i.e. algae present), high winds or high boating activity, runoff from rainfall, or low groundwater flow. As expected, the factors contributing to good water clarity are just the opposite of poor water clarity. More water sampling data will be needed to get a better picture of what we may be able to do to improve our water clarity.

Audit - T. Day stated that William Koeper has once again completed the audit for ESLMD. The Audit for the period of January 1, 2009 to December 31, 2009 found those records to be free from material misstatement and acceptable accounting procedures have been followed. There were no questions.

Carp Initiative/Fishery Issues - Per the 2008 DNR Fish Survey T. Day presented five of their recommendations. To help improve Largemouth Bass growth rates and reduce predation on small panfish and small Northern Pike, this past spring, the Board gave the DNR their support in the removal of 1000 Largemouth Bass (9 inches or less in length) from the lake. The DNR plans to now stock a larger size Northern Pike (7-10 inches in length) in the lake to help establish an effective predator, potentially decrease Bass stunting and assisting with Common Carp control. The District may also decide to contribute to the stocking of Northern Pike and Perch in the near future. The Board is also in favor of changing the size limit on Northern Pike to a 32-inch or 42-inch size limit and a daily bag limit of 1. Also recommendations of pursuing a rough fish contract with private commercial fisherman using seines or gill nets to capture the carp, and to protect and enhance Northern Pike spawning habitat were suggested by the DNR. In 2009, 269 carp were commercially removed from the lake and 342 were removed by fishermen, and thus far in 2010, 358 were removed by fishermen. This gives an approximate 2 year total of 969 carp removed from the lake. There were no tagged carp captured this year, but there have been five sightings. There have been some complaints with noise, lights, and dumpster odor that are associated with the carp initiative and the Board will assess these issues and continuation of this program at the end of the year.

ELECTION OF COMMISSIONERS – Tom Day and Jim Pasterski's terms for Commissioner have expired and both are interested in serving another term. Nate Cobb asked John Mann and John Rageth (the Election Committee) for further possible candidates. They stated that there were no other candidates. Nate Cobb asked for nominations from the floor "three calls". With no nominations from the floor Barbara Pinekenstein, made a **Motion** to close nominations; second by Robert Buss, motion carried. Janet Prokop made a **Motion** to cast a unanimous vote for Tom Day and Jim Pasterski; second by Robert Buss. Verbal vote was taken with all present in favor and no opposition. Tom Day and Jim Pasterski will be serving three-year terms.

APPROVAL OF 2011 PROPOSED BUDGET- T. Day presented the Proposed Budget for 2011. There were several changes that were made to the receipts in the budget due to various line items overlooked; they are as follows:

Receipts: Budget 2011 line item Interest was increased to \$200.00, and line item Payment in Lieu of Taxes was increased to \$1500.00. This changes Total Income to \$59,200 and Total Balance to \$60,095. There were no questions on the receipts.

Expenditures: In order to save the District money, discussion took place on whether or not to publish the minutes and agenda in the newspaper. Jim Wilhelm made a **Motion** to advise the Board to not publish the minutes and agenda of the regular monthly meetings in the newspaper; second by Barbara Pinekenstein, motion carried with 31 in favor and 3 opposed. Minutes and Agenda can be emailed or U.S. mailed to those who request them.

Gordon Wambold requested an increase of \$400.00 to his yearly salary as Dam Operator for he has not had an increase in the past 10 years and monitoring of the dam has become more challenging. He felt he does just as much work as some of the Board members and this would give him a yearly rate of \$1,000.00, which is the same as the Board Members. After some discussion with the residents, Robert Buss made a **Motion** to increase the Dam Operator's

Salary from \$600.00 per year to \$1,000.00 per year; second by William Koeper, motion carried with no opposition.

Expenses: Line item Board/Dam Salaries was increased from \$5,600 to \$6,000. This changes Total Expenses to \$53,450.00.

Budget 2011 Net Income is changed to \$5,750.00 and Budget 2011 projected Ending Balance is changed to \$1,645.00.

The Fund Accounts were also presented and with no further questions on the budget Barbara Pinekenstein made a **Motion** to approve the Proposed 2011 Budget with the above changes; second by John Mann, motion carried with no opposition. Gordon Wambold made a Motion to approve the Levy of \$55,000; second by Robert Toohill, motion carried with no opposition.

OLD BUSINESS – Robert Buss made a **Motion** to have the Board recommend to the Town of Eagle to change the existing boating ordinance by taking out the 7:30pm for fast boat traffic and allow fast boat traffic until sundown on Monday through Friday, and keep the existing ordinance for weekends and holidays; second by William Koeper. Discussion was heard from the residents; with hand vote taken showing 12 in favor and 16 opposed, the remainder did not vote, motion failed.

The Mukwonago River Watershed Protection Plan has been completed and will be available for viewing on the District website as soon as available. This will be a guide of how to protect and manage our watershed.

The Lake Management Plan is in the process of being updated and is expected to be completed by the end of the year.

Nick Wambach stated that there are new dam inspection regulations that have gone into effect, which will force the District to have to absorb some of the responsibilities and costs for periodic dam inspections.

NEW BUSINESS

Land Purchase - T. Day read the statement that was put on the District website which stated that because a tentative agreement between the Land Owner and the Eagle Spring Lake Management District was not achieved, and discussion/negotiations have been suspended, there will be no discussion/possible action by the electors at the 2010 Annual Meeting. T. Day also assured the residents that if there ever were a tentative agreement for a purchase of property, the matter would be brought before the residents for their approval. There were no questions.

A resident asked if there could be some sort of weather alert/warning siren for those residents out on the lake or living on the islands. Jim Pasterski mentioned that the Town of Eagle did look into the costs several years ago and it was very expensive to incorporate. T. Day stated that the Board can look into it and assess its feasibility.

There being no further business, J. Pasterski made a **Motion** to adjourn the meeting at 11:05 am; second by Gordon Wambold, motion carried.

Respectfully submitted,
Gina Krause
Bookkeeper/Administrative Assistant