



LAC LA BELLE MANAGEMENT DISTRICT

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Commissioners Meeting

THURSDAY, May 16, 2019 – 7:00 P.M.

Town of Oconomowoc Town Hall

6812 Brown Street

Oconomowoc, WI 53066

“The LLBMD seeks to promote environmentally conscious and fiscally responsible decisions by providing education, enhancing a healthy lake ecosystem and ensuring safe use of Lac La Belle for today and tomorrow.”

Minutes

1. Call to Order

D. Bauer called the meeting to order at 7:00 P.M.

2. Roll Call of Commissioners

Present

Dan Bauer

Jeff Bode

Ernie Bollinger

Jim Groose

Terry Largent

Dave Zimmermann

Absent

Karen Carr

3. Comments from the Floor

Ginny and Rick Pease, 466 Lac La Belle Drive, were present to provide information related to ongoing construction at the Club at Lac La Belle Golf Course (hereafter referred to as the Club) in the March 21, 2019 LLBMD minutes. G. Pease had distributed photos to Commissioners in advance of this meeting regarding the impacts from the stormwater runoff onto her property, into the lake and other areas near the golf course in March, 2019. Screen shots of sediment laden water that had drained into her property, and two adjoining neighboring properties, were noted in the photos. She lived in an area that had received the worst negative impact from the construction. She had lived in that location for the past fourteen years and knew what the lake and properties looked like as the spring thaws occurred. There were large drains her property and on the adjoining properties that assisted in draining the area in the spring thaw. Her yard had standing water in it since August 17, 2018 and it had never drained as a result of the construction. She explained that on Thursday, March 14, 2019, there was a major breach of the erosion control fencing in the construction area that allowed her backyard to fill with muddy water between noon and 5PM. When the breach occurred, the water tried to “find” other drains in the neighboring backyards, and because the drains were already overwhelmed, the water filled all the yards with water. On that day, earth moving machines were being driven on the golf course. On Saturday,

March 16, 2019, there was a larger breach of the erosion control fencing and the sediment basin failed. On that day, thousands of gallons of sediment-filled water ran down the hill and tried to enter the drains in the neighboring yards. The water filled the yards for hours as the sediment basin drained. The water was so deep it topped her husband's knee-high yard rain boots. Her husband ran to the golf course on Saturday afternoon to find someone to take care of the breach because there was no response to phone calls. In addition, the Village of Lac La Belle President was unable to be reached by phone at that time. The only person available at the Club was a wedding planner who provided them with an email for Club staff. Her husband then went into the parking lot and found a person using earth moving equipment who then went to try to mitigate the problem. Due to a hole spewing water about 14 inches from the edge, a one foot waterfall overflowed an eight foot section of the erosion control fencing that made it too overwhelming for any mitigation to take place at that time. It seemed that there was a breakdown of communication with the construction project. Residents were not notified that the breach occurred and no additional information was forthcoming from the Village or Club staff. This was upsetting because their property was at "ground zero." The breaches continued to happen and the water remained day after day and had not yet been corrected. There was no confidence that a breach would not happen again. After investigating, she learned that the breach was in the sediment pond and Club staff explained it tunneled under the ice, took out the side of the sediment basin and ran straight downward toward their property and the lake. She understood there were easements associated with the golf course property.

R. Pease noted that since the erosion control fencing breached in March, there remained approximately one foot of silt along the north side of the erosion fencing until it dropped over the fencing and continued to run into backyards of five houses in the area. This was unstable unplanted land on the golf course that had been there in that condition for approximately ten months. Also since the breach, he had received contact phone information for Club staff and liaison personnel. At this point in time, he appreciated being heard. He and his wife had assumed that notification and communication would be given to local residents regarding golf course construction activities or issues but none had been presented to them.

J. Bode provided information regarding the authority of the LLBMD in this matter and possible resource options available to residents in events such as those described. He suggested that property owners first contact the primary landowner, then the Village of Lac La Belle representatives and engineering staff as well as the Wisconsin Department of Natural Resources (DNR) and State of Wisconsin staff that dealt with NR116. There was a hotline available for residents to call with issues such as this one.

4. Correspondence

Emails

Various emails from Brooke Donovan, City of Oconomowoc, regarding Lake Level Reports (4/5, 4/12, 4/26 and 5/8)

March 22, 2019 - Aquatic Invasive Species Update –March 2019

March 22, 2019 – Penny Pohle – WisconsinLandWater Org - Discussion on Cover Crop Interseeding and Planting Green with Barry Fisher - April 8

April 1, 2019 - WIDNR Rock River Recovery –April Newsletter

April 9, 2019 – Tall Pines Conservancy - Last Chance to Sign Up for the Owl Prowl

April 25, 2019 - Aquatic Invasive Species Update –April 2019
April30, 2019- WIDNR Rock River Recovery –May Newsletter
May 3, 2019 – Wisconsin Lakes – Action Alert: First Chance to Speak for Clean Water
May 9, 2019 – Ben Heussner – Wauk Co/ LLB 2019 Conservation Conservator Agreement
May 13, 2019 – Mike Jones – Goose Round-up and New Billing
May 14, 2019 – Ginny Pease - Mar 12 & 13 Spring Thaw, Mar 14 19 Thaw Event + 1 More Item
May 14, 2019 – Ginny Pease – Information Re: Accuracy of March Meeting Minutes
May 15, 2019 – Larry Rickert – LLB Buoys Mismarked

5. Approval of March 21, 2019 Meeting Minutes

D. Zimmermann moved to approve the minutes from the LLBMD March 21, 2019 meeting as presented. E. Bollinger seconded the motion. There was no further discussion. All were in favor. Motion carried.

6. Treasurer's Report

- a. Discuss & Act on Bank Account Consolidation
- b. Discuss & Act On Resolution To Establish Bank Account Signatories

Discussion of items 6, 6a and 6b took place concurrently. A Treasurer's Report was provided to Commissioners at this meeting. A review of all current account information took place. D. Bauer and J. Groose had worked to consolidate accounts since the last LLBMD meeting. Signatories were being changed as required and accounts were being consolidated as discussed. A process of consolidation and transfer of funds was shared at this time. Discussion ensued regarding the ability to draw interest on any of the accounts. An opportunity had come forward at one of the local banks to have a nine month Certificate of Deposit (CD) with an interest rate of 2.23%. The interest could be used to fund projects. There was no penalty for early withdrawal other than loss of interest. Discussion ensued regarding the amount of monies that would be placed in a CD if desired. The remainder would be left in the Local Government Investment Pool account with a smaller amount kept in a checking and savings account for a working balance at a local national bank branch. The goal was to earn money while banking and not to have to spend money to save or use the rest. Clarification was provided regarding payments to be authorized as part of the Treasurer's Report.

J. Groose moved to close two existing accounts at a local bank, move approximately \$145,000 into a nine month Certificate of Deposit at Chase Bank and retain another much smaller amount to be used as a working balance via checking and savings accounts at Chase Bank. E. Bollinger seconded the motion. There was no further discussion. All were in favor. Motion carried.

J. Bode moved to approve the May 2019 Treasurer's Report. E. Bollinger seconded the motion. There was no further discussion. All were in favor. Motion carried.

D. Zimmermann moved to approve the payment authorizations as presented. T. Largent seconded the motion. There was no further discussion. All were in favor. Motion carried.

7. Update on Golf Course Creek & Surrounding Areas
8. Discuss Tour Of The Golf Course & Streambank

Items 7 and 8 were discussed concurrently. J. Bode had contacted Tall Pines Conservancy staff member Tom Steinbach regarding activity focused on the Lac La Belle Creek also referred to as "Golf Course Creek." J. Bode and E. Bollinger sought contact with the golf course to be able to walk the property and streambank area of the Lac La Belle Creek that ran through the golf course and to discuss streambank stabilization efforts. T. Steinbach, J. Bode and E. Bollinger met with Scott Nelson to walk the creek. The water on the north end appeared to look as it should given the organic matter in it at this time of year. Some short term stabilization work had been completed but long term stabilization efforts were still needed. Some violations of the easement agreement had occurred in the past. Current Club staff was interested in working to ensure erosion control practices were being maintained. It would be important to continue to monitor the site. Additional oversight by the Village of Lac La Belle would be important. A second walk of the creek took place with T. Steinbach, Village of Lac La Belle representatives and Club representatives. Discussion took place regarding the erosion control oversight at that time. Additional discussions should be anticipated regarding efforts to work together about the creek. Also, T. Steinbach had contacted an adjacent landowner since the last LLBMD meeting. The water entering the creek was a different color from that direction and there was more work to be done there.

Discussion ensued regarding the next best step in the process. Four different types of streambank stabilization were noted in past walks. There were good short-term efforts taking place at this time including laying sod and planting where the stream meandered. While the planted grass type did not have deep roots, it did provide cover and softened the flow. Additional work was needed either biologically or structurally. Rock had been placed in the stream; however, the DNR had requested removal of some of the rock because there was a surplus of rock in the center of the stream. Since that time too much rock had been removed. These were temporary situations that provided benefits despite the extra response to the rock removal. There were materials on site ready to go for construction and maintenance of the stream. The streambank required maintenance and people to attend to the maintenance. It was disappointing to see turbidity in the lake during rain events. It was important to work together as partners to find solutions. On Tuesday, May 21, 2019, E. Bollinger and J. Bode planned to attend a meeting with T. Steinbach and Eco Resource Consulting staff to learn more about short-term and long-term planning efforts associated with maintenance of the streambank. It was possible that planning grants would be available to provide assistance in some of the issues that remained. It would be important to have stabilization through the summer for lake protection purposes. It was also important to allow the consultants to find the solutions. Engineered solutions that were well planned would provide a lasting approach to some of the long term maintenance issues. Data related to hydrology and water flow would be necessary pieces in determining a solution. Plans and cost estimates had been requested from the Village of Lac La Belle regarding any solutions proposed near the retention basin. Additional information would be available in the future.

9. Discuss & Act On 2019 Commercial Carp Fisherman Contract

Discussion took place regarding a 2019 Commercial Carp Fisherman contract proposed by DNR

Fisheries staff based on discussions at the last LLBMD meeting. Funding for the contract had been included in the 2018-2019 budget approved at the 2018 Annual Meeting. If additional funding was required, it could be included in the 2019-2020 budget because the contract spanned August 1, 2019 to August 1, 2020. J. Bode had visited the site of the carp telemetry study on the Oconomowoc River. It appeared to be working well; however, it was reported by adjacent property owners that the carp lingering near the barrier posed an “attractive nuisance” to the public because people regularly climbed over the fencing or sat atop a roofed structure in the barrier area to shoot at the carp or fish. Despite several carp noted near the barrier, people fishing on Lac La Belle had indicated few carp in the lake. The barrier did seem to be working and credit should be given to the DNR for its efforts in this matter. Discussion ensued regarding whether to move forward with the commercial carp fishing contract. It was noted that the LLBMD residents had voted to amend the proposed LLBMD budget for 2018-2019 to include funding for a contract such as this one. In addition, DNR staff recommended approval in order to gather baseline data for fish and lake management of the lake and river system.

E. Bollinger moved to approve the 2019 Lac La Belle Conservation Cooperator Agreement as presented. J. Groose seconded the motion. There was no further discussion. All were in favor. Motion carried.

10. Discuss & Act on Lake Planning Grant Opportunities & Potential Lake Study

Commissioners discussed lake planning grant opportunities and a potential lake study in the future. Tall Pines Conservancy staff had indicated an interest in providing information to lake groups regarding lake planning grant application assistance. It was also noted that there were shoreline restoration grants available via the Healthy Lakes Initiative and/or the Clean Water Association. E. Bollinger will contact Tall Pines Conservancy staff to gather additional information on this item. This item would be placed on the next LLBMD agenda for additional discussion.

11. Update on 2019 Shoreland Restoration Program

Participation forms for the 2019 Shoreland Restoration Program were available in the LLBMD 2019 newsletter and on the LLBMD website for interested participants.

12. Update On 2019 Goose Round-Up

Changes were noted to the Goose Round-Up procedures and payment process as a result of changes at the USDA and DNR. Beginning in 2019, a flat fee of \$2500 was required for the Round-Ups with payment provided on date of service with a minimum of 35 geese present to conduct the Round-Up. Permits were now approved by the Wisconsin DNR instead of through a federal permitting process. Discussion ensued. Geese sightings would be noted over the next few weeks and if there were not enough geese present, the Round-Up could be cancelled.

D. Zimmermann moved to authorize the LLBMD Chair to determine if the Lac La Belle Management District should proceed with the 2019 Goose Round-Up based on reported numbers of geese and if not based on ample geese numbers to cancel the Goose Round-Up for 2019 by the required Wisconsin Department of Natural Resources deadline. T. Largent

seconded the motion. There was no further discussion. All were in favor. Motion carried.

13. Update On 2019 Newsletter

The 2019 LLBMD newsletter had been distributed to lake district residents since the last meeting. Boating rules and safety reminders for lake users were considered helpful information by Commissioners.

14. Update on LLBMD Website

Updated lake levels, agendas, minutes and information pertaining to the 2019 Healthy Lakes Conference, Oconomowoc Watershed Protection Program, a July 2019 Paddle Event and the 2015 2015 Lac La Belle Comprehensive Fisheries Survey Report had been added to the website since the last meeting.

a. Topics For The Website – None.

15. Agenda Items for Next Meeting

The following items were suggested for the July 18, 2019 LLBMD meeting agenda:

- Update on 2019 Shoreland Restoration Program
- Update on the 2019 Goose Round-Up
- Update on Golf Course Creek & Surrounding Areas
- Introduction by Cassie Taplin, Waukesha & Washington County AIS Coordinator
- Discuss & Act on Lake Planning Grant Opportunities & Potential Lake Study

16. Adjournment

E. Bollinger moved to adjourn the May 13, 2019 Lac La Belle Management District meeting at 8:38 P.M. J. Groose seconded the motion. All were in favor. Motion carried.

Minutes prepared by:

Accurate Business Communications, Inc.