

ENROLLED ORDINANCE 172-096

MODIFY THE 2018 BUDGET FOR THE DEPARTMENT OF PARKS AND LAND USE TO APPROPRIATE EXPENDITURES FOR THE REPAIR OF THE SCHOOL SECTION LAKE DAM, TRANSFER CONTINGENCY FUNDS AND AUTHORIZE THE DEPARTMENT OF PARKS AND LAND USE TO APPLY FOR AND ACCEPT STATE GRANTS

WHEREAS, upon adoption of Resolution #4 by the Waukesha County Board on June 18, 1935, the County authorized the acquisition of land for the construction of a dam forming School Section Lake and a public boat launch becoming the first County park; and

WHEREAS, on January 25, 2018, a 25-foot wide gully formed on the earthen berm caused by muskrat burrows; and

WHEREAS, the lake was immediately closed for ice fishing and by February 1, 2018, all stop logs in the water level control structure were removed, drawing down the lake level by 30 inches and temporarily stabilizing the berm; and

WHEREAS, a technical advisory team was formed with cooperating state and federal agencies and the School Section Lake Management District to facilitate dam repair plans and coordinate with other lake management efforts; and

WHEREAS, state grants are available through the Department of Natural Resources, which may cover up to 50% of the costs to repair the dam.

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WAUKESHA ORDAINS that \$200,000 of operating expenses be appropriated to the Department of Parks and Land Use, Land Resources Division 2018 budget for the repair of School Section Lake dam to be expended only upon execution of a written agreement with School Section Lake Management District to limit future County liability in a form to be approved by the Waukesha County Corporation Counsel, and

BE IT FURTHER ORDAINED the Department of Parks and Land Use is hereby authorized to apply for and accept available state grant funds to reimburse the County for costs associated with repairing the School Section Lake dam. Specifically, the Department Director and Land Resources Manager are authorized to submit a grant application under Ch. NR 335, execute grant agreement documents, take all necessary actions to complete the project, and submit reimbursement claims to the State, and

BE IT FURTHER ORDAINED that \$100,000 of contingency funds are transferred to the Department of Parks and Land Use budget for this purpose and that General Governmental revenues are increased \$100,000 for the expected State grant funding.

FISCAL NOTE

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This ordinance modifies the Department of Parks and Land Use 2018 budget to appropriate \$200,000 in operating expense expenditure authority for costs related to the repair of the School Section Lake Dam. The dam structure required emergency repairs in January 2018 to temporarily stabilize the berm and resulted in a drop in the lake level. According to department management, the proposed project would replace and reinforce impacted areas after investigating and analyzing the existing dam structure. The ordinance requires the execution of a written agreement with the School Section Lake Management District that limits future County liability for dam repairs, prior to the expenditure of funds.

To address these project costs, this ordinance authorizes the transfer of \$100,000 from the County's 2018 Contingency Fund budget to the Department of Parks and Land Use – General Fund budget. The ordinance further authorizes the Department of Parks and Land Use to apply for and accept State Department of Natural Resources (DNR) grant funding (estimated at 50% of total dam repair costs). The budget is modified to increase general government revenues by \$100,000 for the grant funding.

Linda Witkowski

Linda Witkowski

3/21/2018

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Presented by: Land Use, Parks and Environment Committee

Approved by: Finance Committee

ABSENT
David D. Zimmermann, Chair

James A. Heinrich
James A. Heinrich, Chair

ABSENT
Kathleen M. Cummings

absent
Timothy Dondlinger

Keith Hammit
Keith Hammit

Thomas A. Michalski
Thomas A. Michalski

Robert L. Kolb
Robert L. Kolb

Richard Morris
Richard Morris

William A. Mitchell
William Mitchell

absent
Duane E. Paulson

ABSENT
Thomas J. Schellinger

Ted Wysocki
Ted Wysocki

Ted Wysocki
Ted Wysocki

Steve Whittow
Steve Whittow

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, was presented to the County Executive on:

Date: 4/13/18, Kathleen Novack
Kathleen Novack, County Clerk

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, is hereby:

Approved: X
Vetoed: _____

Date: 4/13/18, Paul Farrow
Paul Farrow, County Executive