

Eagle Spring Lake Management District

March 19, 2024

Approved Minutes

Peter Jensen, Chairperson, called the meeting of the Eagle Spring Lake Management District (ESLMD) to order at 6:30pm, and led with the pledge of allegiance. Other Commissioners in attendance were Tom Day, Chris Hinz, Tom Tynes, Nancy Wilhelm, and Town of Eagle Representative Ryan Hajewski. Waukesha County Representative Lance Matthews was excused.

Approval of Agenda – A Motion was made by N. Wilhelm to approve the March 19, 2024 agenda as written; second by C. Hinz, motion carried with T. Day opposed.

Approval of January and February Board Meeting Minutes – N. Wilhelm made a **Motion** to approve the January 16, 2024 minutes as written; second by T. Tynes, motion carried with T. Day abstaining. N. Wilhelm made a **Motion** to approve the February 20, 2024 minutes as written; second by C. Hinz, motion carried with T. Day abstaining.

Announcements and Upcoming Meetings

- The Eagle Spring Lake Management District's April meeting will be moved to April 25, 2024 due to a conflict with the Town's Annual Meeting.
- There will be a regular Board meeting on August 20, 2024 (in addition the Annual Meeting/Organizational meeting on August 3, 2024).
- There was a press release where P. Jensen was selected to be on the National Grant Review Committee for the Building Resilient Infrastructure Communities Program.
- April 1, 2024 is the last day for in person registration at the Wisconsin Lakes Conference. Virtual registrations will continue till the day of the conference.

Public Comment – Comments included an inquiry as to if the 7 committees were ever formed and if so, when and what have they found out. Assurance was given that the committees were revoked. The Board was asked to consider fireworks for at least 1 year since we have insurance and the firework provider carries their own insurance.. It has been observed that on our website that we list the Eagle Spring Lake Yacht Club under Events and if we are going to list the yacht club events, we should also be listing other events around the lake that are taking place.

Aquatic Growth Harvesting/Collecting/Chemical Treatment – Discussion - Tom Casey has arranged for the harvester to be put back into the water after April 1, 2024.

Harvesting Extension Request – Discussion – We received confirmation from WDNR's Heidi Bunk that we can extend our harvesting season until November 15th for collection of floaters only. This is on a trial only basis and if we find that we have floaters after that we can then submit another application to extend it to November 30th (dependent upon weather).

Conditional Use Zoning Request – Discussion/Action – Our conditional use zoning permit will also need an extended period. N. Wilhelm made a **Motion** to apply to Waukesha County Zoning for an extension to our Kroll conditional use permit to allow the harvester to remain in the water until November 30th; second by C. Hinz, motion carried.

Truck condition report – Discussion – The truck side cabinets are in very rough shape and will be removed. The frame is starting to deteriorate and we may want to consider if we could use a dumpster service for removal of the weeds or some other option. The leaky antifreeze hose has been repaired/replaced.

Clean Boats/Clean Waters (CB/CW) – Discussion/Action – Pre grant funding of \$1,000 was received from the WDNR.

Carp Initiative/Fishery Issues Discussion – Freshwater Jellyfish have been taken off the endangered species list.

Weather Station Discussion – The National Weather Service is going to be updating their hydrology weather forecasting system to a new system on the 27th of April.

Wambold Dam/Kroll Outlet

For clarification per John Mann's request about the outlet; P. Jensen explained that it takes a full 7 turns of the wheel to raise the gate 1 inch. They have put together an attachment to a drill which will take much less effort to raise the gate.

Tree Removal Update – The trees have been removed and the tree at Wambold has also been removed for an additional \$650. There was one incident, a branch did hit the roof of Kroll and Kettle Moraine Tree Service's insurance company has observed the damage and will repair the roof. We will not receive a bill for the tree removal until the roof is repaired. Repair is expected to take place by the end of March.

Kroll Roof Leak – Discussion/Action – There are 3 leaks in the roof of Kroll (not related to tree removal). It is expected that repair would take minimal effort to fix.

Surface Water Levels, Groundwater Levels, and Chloride Levels – Discussion – We have considerable baseline data previously collected that will be beneficial when analyzing current data. Using the new scales for measuring water levels our high and lows that we attempt to keep the water level in between is .52 (820.52 feet mean sea level) and .83 and the target would be .73 (1 inch below the maximum). Once again, a new higher target level was suggested by Tom Day. The idea of a higher target level will be discussed with the dam operators when performing training.

Legislative/Regulatory Issues Discussion/Action – Assembly Bill 1122 no longer requires sanitary districts to make notifications to those who have wells. It is now restricted to Towns, Villages, and Cities to make such notifications.

Water Patrol – Discussion/Action – R. Hajewski requested that the Chairperson recognize the Town Chairperson, Chris Mommaerts. Chris Mommaerts commented on contacts with Village of Eagle who can't supply the manpower for lake patrol, Waukesha Sheriff's Department which only has 3 officers signed up to provide water patrol to an extensive area, and Town of Troy Chairman who is in current discussions with the Town of Eagle as to how their patrol officers that patrol Lulu Lake may be able to patrol Eagle Spring Lake. Chris introduced Chief Bill Musolf (Lulu Lake Patrol) who explained their experience patrolling Lulu Lake. All jurisdiction issues will be resolved before patrol starts and the Town of Eagle will give permission to Walworth County to resolve any jurisdiction issues to operate in Eagle Spring Lake. There remain a few items that will need to go through the legal channels.

Fireworks – Discussion/Action – T. Tynes made a **Motion** to move forward and sign a contract with Spielbauer for the Independence Day fireworks; second by R. Hajewski, motion carried.

Update on December 22, 2023 Hearing on Waukesha Circuit Court Case Number 2021CV001294 – Discussion – Mr. Wruck did file a notice that he intends to file an appeal and no other filings with the court have been observed. T. Day wanted it noted that he is asking for discussion on a dam failure analysis requirement at our next meeting, and wants to make it clear that he has in no way, shape or form (except in depositions with our attorney present) has he been in conversation with Mr. Wruck or his attorneys.

Treasurer’s Report on Financial Procedures Implementation – Discussion/Action – T. Tynes has put together a financial control document taken from a sample document of the national association of certified public accounts for small non-profits (a simple set of guidelines for non-profits). T. Day and T. Tynes plan to get together and come back with another revision for the Board to review.

Electronic Newsletter March 2024 – Discussion/Action – February newsletter was published via website.

Fox River Watershed Convention Report – Discussion – T. Day commented on the Fox River Summit that he and John Mann attended. Some items the Key Speakers addressed were that failing septic systems may be a source of phosphorus, water quality does impact real-estate values, brine use for before, during, and after snow storms allows for approximately 35% less salt to be used on the roads and it is usually used on hills, curves, intersections/stop lights, etc. Also, salt is corrosive to concrete, 2 salt programs and more information is available online at salt smart (<https://saltsmart.org>) and salt wise (<https://wisaltwise.com>). A lawyer spoke about when you are trying to use less salt or trying to conserve salt, there can be a potential for more lawsuits when someone slips and falls or has an accident. Wisconsin may pass a law relative to limited liability for Wisconsin. John Mann commented that the speakers were great and all large organizations/businesses are fearful of being sued if someone gets hurt. Chloride is becoming a great concern to all lakes/streams, etc. While the WDNR SWIMS program does not allow for Chloride testing, we may be able to acquire some chloride water sampling of the lake done at a fairly reasonable price.

Request and Review Accuracy of Waukesha County Septic Records for Eagle Spring Lake Management District – Discussion/Action – Waukesha County has given us an updated report on who in our lake district have and haven’t had proper maintenance of their septic systems pumped/inspected. There were at least 11 properties in violation of the septic ordinance. Approximately three properties are listed to the incorrect homeowner (still have old property owners listed). There are a couple that are not listed at all or are listed as not in service; however, the systems are being used. T. Day will do further work on this and eventually develop a draft letter to go to Waukesha County about the findings.

Buoy Repairs and Replacement – Discussion/Action – T. Day reported that John Rageth commented that none of the buoys that he brought in were in need of repair, but there was also a second boat that brought buoys in while Pete was there cleaning up the buoys. T. Day will put a crew together to put in the buoys.

New Business

Appointment to Crew 15 Wisconsin Lake Leaders – Discussion/Action – N. Wilhelm nominated P. Jensen to the Wisconsin Lake Leaders Program. This program is a 6–7-day training program. P. Jensen will pay for all transportation if the Lake District pays his registration fee. N. Wilhelm made a **Motion** for the Lake District to pay the \$350 registration fee for P. Jensen to attend the Lake Leader program; second by C. Hinz, motion carried.

Employee Safety Plan Update – Discussion/Action - Our 2007 safety plan has been updated and has been sent to our insurance company for their review. The review came with a few comments that we were very committed to safety.

Complaints Filed Against Lake District – A complaint was filed with the State of Wisconsin that we were storing 10,000 pounds or more of chemical products at Kroll. A letter has been sent to Waukesha County explaining that we did not have that and are welcome to do an inspection if they so desire. A second complaint was filed that our harvester does not have a fire extinguisher and no personal floatation devices. It was explained that there would not be any fire extinguisher or floatation devices at this time since the harvester is not in the water. Our yearly accident report has been filed with the Wisconsin Department of Safety and we are safety compliant.

Financial Reports & Payment of Bills – Discussion/Action – T. Tynes has prepared a draft Financial Policies and Guidelines for the Board to review. There were a few changes/corrections asked to be made to the document and therefore, the draft will go back to be edited and presented once again at the next meeting for further review. T. Tynes gave a brief summary of the income/expenses for February. We did receive a partial reimbursement on our accounting software. We are continuing to do a time phased budget; we are within our budget on all expenses except for our legal expenses. It is expected that we should be able to make up the difference by cutting back what we spend in administrative expenses and is expected to end the year with a favorable expense variance. T. Day inquired as to why he is not getting the financial documents. Also, explained were the plans to do a 3-year audit. It was explained how all documents are available online via cloud storage. C. Hinz made a **Motion** to approve paying the bills, motion was seconded by N. Wilhelm and motion carried with T. Day abstaining due to not having a copy of the financial reports.

Adjourn – At 8:02pm, N. Wilhelm made a **Motion** to adjourn; second by C. Hinz, motion carried.

Respectfully submitted,
Christine Hinz – Secretary
Eagle Spring Lake Management District