

1 (Count taken.)

2 DAVID COX: Is there anybody in  
3 opposition to that motion? Those opposed to  
4 the aquatic plant treatment? That motion  
5 passes 142 to nothing.

6 The item next would be approving the  
7 shoreline projects, the shoreline restoration  
8 projects on both sides of the channel at  
9 Hearle.

10 This is a similar project to the one that  
11 was done just recently on South Lake Avenue by  
12 the lake district. It's another project  
13 that's been described in the materials in the  
14 budget, so it would be appropriate to  
15 entertain a motion to approve the shoreline  
16 projects at Hearle. (Motion made from the  
17 floor.)

18 It's been moved from the floor. Is there  
19 a second? (Second from the floor.) There is  
20 a second. Again, in favor of the shoreline  
21 projects at Hearle?

22 (Question from unidentified party.)

23 DAVID COX: Hearle is on Lake  
24 Elizabeth, west side of Lake Elizabeth, south  
25 of the Musial Beach launch. Anyone opposed to

1 that reconstruction project? Thank you. That  
2 motion passes 124 to 10.

3 It would now be appropriate to entertain  
4 a motion to approve the entire budget.

5 (Motion from the floor.) It's been moved. Is  
6 there a second? (Second from the floor.)

7 There is a motion and second to approve  
8 the budget as listed in the agenda. Again,  
9 those in favor? Those opposed to the budget  
10 as printed? Opposition to the budget as  
11 printed? Three opposed to the budget. That  
12 motion passes 145 to three.

13 Item next related to the budget would be  
14 a motion to approve the tax levy at \$50,550.  
15 It would be appropriate to entertain a motion.  
16 (Motion from the floor.) It's been moved from  
17 the floor. Is there a second? (Second from  
18 the floor.) Second from the floor. Those in  
19 favor of approving that tax levy of \$50,550.

20 Those in opposition to the tax levy as  
21 listed? Those in opposition? Those opposed  
22 to the tax levy? (Count taken.) That motion  
23 passes 138 to six. That concludes that  
24 portion of the business.

25 The last item on the agenda would be to

1 establish the 2006 annual meeting date.

2 JIM BAXA: Jim Baxa, 119 Evergreen  
3 Lane. I'd like to make a motion to have next  
4 year's meeting on July 29th, 2006 at 9:00 a.m.

5 DAVID COX: Motion for July 29th --  
6 Saturday, July 29, 2006. It's been moved for  
7 that. Is there a second? (Second from the  
8 floor.) Seconded. Is there any questions on  
9 that? Is that Country Thunder weekend?  
10 (Inaudible discussion from the floor.)

11 DAVID COX: The concern is raised  
12 that it is that weekend or maybe that is -- I  
13 don't know the answer to that -- Country  
14 Thunder weekend. That happens to be the  
15 fifth Saturday of that month.

16 PAM BECKER: Pam Becker, 232 Park.  
17 I think Country Thunder is typically the third  
18 weekend Saturday in July and not the last  
19 weekend in July. It just so happens that this  
20 year they coincided. Next year they do not.

21 DAVID COX: In case you didn't hear,  
22 her response was that typically it's the third  
23 Saturday of the month, Country Thunder. Some  
24 of you may remember better than others when  
25 that weekend generally falls.

1           Any other questions or comments related  
2           to that day, July 29, 2006? Otherwise we'll  
3           entertain just a simple voice vote on that  
4           particular item. We'll raise hands if you  
5           would, please.

6           Those in favor of that date? Those  
7           opposed? Those opposed to the date of  
8           July 29th? Five in opposition to that. I  
9           didn't finish counting because it seemed too  
10          overwhelming, so that motion would pass  
11          several to five, and that's it.

12          The balance is any time that you folks  
13          want to take for questions or comments.  
14          Anybody like to ask any questions or comments?

15                 TOM PABST: Tom Pabst, 2907 Lake  
16                 Shore Drive. I understand that the board  
17                 voted three to three on the changing the wake  
18                 rules back to 9:00 p.m. or some other  
19                 scenario. Can you explain what the process is  
20                 to move that along or not move it along as the  
21                 case may be?

22                 DAVID COX: The question related to  
23                 the slow, no wake. The village board split on  
24                 a vote to repeal the previous ordinance that  
25                 established the current no wake rules. The

1 village board asked that that item be put on  
2 the August agenda for them to reconsider how  
3 they want to handle that.

4 So August 1st and August 15th the village  
5 board is currently scheduled to revisit that  
6 topic and try to come to some closure on that.

7 JACK MAGNUS: Jack Magnus  
8 (Phonetic), 344 Indian Point Road. On this  
9 proposed sticker, I was wondering if you could  
10 add the general direction of the boats should  
11 go counterclockwise because I didn't see it in  
12 here.

13 BOB LIVINGSTON: Bill? Is it in  
14 here?

15 BILL HASS: Yes, we heard that  
16 already. It's in process.

17 BOB LIVINGSTON: Okay. Good, we'll  
18 accept that.

19 JOHN JACOBS: John Jacobs, 1015  
20 Shore Drive. I have some questions. I have  
21 some questions related back to the shoreline  
22 and the planting around the shoreline. You  
23 made the comment about you're going to do some  
24 construction, and I would like that defined as  
25 to what construction is.

1                   HOWARD SKINNER: We're having that  
2 meeting next directly after this one and it  
3 will be covered then.

4                   JOHN JACOBS: That's fine.

5                   JOHN HYDE: John Hyde (Phonetic),  
6 300 Indian Point. Thank you all for working  
7 on the committees and doing everything to help  
8 us along. We appreciate that. My question --  
9 (Applause.)

10                  JOHN HYDE: My question that I tried  
11 to bring up earlier was to the aquatic lady  
12 about the plants. I called the city probably  
13 two months ago because I've been 18 years on  
14 the water and I've never had this -- my beach,  
15 if you want to call it that, it's rocks and  
16 everything -- was all covered with a green  
17 like cotton, you know, and you couldn't see  
18 the rocks. And I've never seen that before,  
19 and nobody got back to me.

20                  And I was wondering if they could tell me  
21 what it is because it's harder than hell to  
22 rake, you know. And I've never had that, and  
23 I was wondering what this is. Is the lady  
24 still here that -- She left? Oh. Well, maybe  
25 somebody could -- Maybe they know.

1                   BOB LIVINGSTON:  Maybe I can be a  
2                   little bit of help.  When the lake levels are  
3                   this low, you have a lot of breakdown of plant  
4                   material in the lake as well as having algae  
5                   blooms.

6                   When a lake is this low, you don't have  
7                   as much fresh water penetrating the aquifer,  
8                   so as the lake gets lower, it gets hotter,  
9                   you're going to get algae blooms.  It builds  
10                  up to the point where it mats down on your  
11                  sandy beach or your rocks on your lake.  It  
12                  mats down and dries up.

13                  Usually it's suspended into the water  
14                  columns, so when the water is kind of a pea  
15                  green, that material that breaks down as the  
16                  lake recedes, you've got lake bottom exposed  
17                  and there is more breakdown because of  
18                  exposure to sunlight and drying and then wave  
19                  action back and forth.

20                  So you get all this breakdown of  
21                  vegetation, fish loads of waste mixed in with  
22                  that and other particles, and that's probably  
23                  what you're seeing.

24                  JOHN HYDE:  It's at least four or  
25                  five feet in the water.

1                   BOB LIVINGSTON: You can't rake it  
2 out and it just goes through it? Yeah, that's  
3 an algae bloom because the lake is not  
4 oxygenizing very well because you have a lot  
5 of sand and gravel.

6                   And that's one of the things that's being  
7 discussed on the steering council is to try  
8 and figure out ways to give you options  
9 besides putting sand on your beaches, because  
10 the more sand you add to the lake, the more  
11 algae you're going to get. The more breakdown  
12 of plant material that gets stuck in that sand  
13 suspension, the more disgusting lake quality  
14 and water quality you're going to have.

15                   So we're working on something like that.  
16 We're going to give you some alternatives on  
17 how to maintain your property with sand and  
18 the beaches but not get it in the water.

19                   Now, previously in the last week we had  
20 quite a bit of sand dumped down by Edgewater  
21 Park by a contractor and he didn't probably  
22 realize the ordinary high was so high because  
23 the lake was so low, and he dumped probably  
24 about a foot and a half of sand four feet out  
25 in the lake and dumped it all along a hundred

1 foot of property, three semi truckloads of  
2 sand.

3 So the lake is going to take it right  
4 back, and it takes it back out there,  
5 compresses the lake bottom, and eventually you  
6 just get more algae blooms and dirtier water.

7 So let's try to reduce the sand going  
8 into the lake, and we'll give you some more  
9 information on that subject from the  
10 committees in the future.

11 BILL HASS: Bill Hass, 110  
12 Cobblestone. Last year we were told that our  
13 votes at this annual lake district meeting  
14 didn't matter. In village board meetings  
15 under the previous administration we were told  
16 our committees have no power. We have been  
17 told there were letters and signatures in the  
18 village hall that did not exist, but trustees  
19 made decisions on them. We have been told  
20 that the dam board was pulled because of a few  
21 complaints.

22 Every government needs to be responsible  
23 to its citizens. This Town Hall meeting  
24 format is designed to get input from all  
25 citizens. The move to the 8:00 p.m. no wake

1 was a process with many flaws. The  
2 comprehensive plan in the book House Of Water  
3 outlines the process for doing it the right  
4 way.

5 Each of the trustees approved in concept  
6 the comprehensive plan. It involves a process  
7 for conflict resolution. That process has  
8 been followed in proposing the return to  
9 sunset.

10 At Monday's village board meeting we  
11 passed petitions and the total was 443. As of  
12 today it's 491. Most of the people who signed  
13 in the last few minutes are definitely  
14 electors and residents. The 500 relative to  
15 the number of people voting here is  
16 significant.

17 Also last year the electors voted on an  
18 advisory basis to return to sunset on an  
19 almost three to four margin -- three to four  
20 to one margin. We hope the village board --  
21 that the new village board will take that into  
22 consideration in their upcoming August  
23 meeting. Thank you. (Applause.)

24 BOB LIVINGSTON: Anybody else out  
25 there have anything to say?

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JIM BAXA: Jim Baxa, 119 Evergreen Lane. I just want to talk about the agenda. The agenda we already took a vote on, item nine, letter B, motion to approve shoreline restoration projects. In here it's not specified where these projects are going to take place, but in today's agenda it is.

And I know the affected property owners that this project is -- that it abuts their property and none of them are present. I think if that wording was in the original mailing they would be here today to voice their opinion. Thank you.

BOB LIVINGSTON: Thank you, Jim. Why we put the Hearle site in there is because it was mandated by the past administration as a secondary site on Lake Elizabeth. And we're following last year's mandate to finish South Lake Avenue as our first priority site to start with.

There is an educational component to inform folks what shoreline protection is, and the second site was Hearle, so we're following that.

There is a myriad of other sites that

1 I've spoken with David about. One of them is  
2 Sunset Beach on the lower lake, but he also  
3 wants to have the park board's help on that  
4 also because it's a village owned park.

5 Secondly, we're also looking at the Esch  
6 Road pipe down on Lake Elizabeth, which I need  
7 to get a plan from an engineer, a landscape  
8 architect and environmental biologist to help  
9 us put the right plans together, because the  
10 capitalization is a little bit larger than our  
11 budget allows. We're trying to stick within  
12 our budget confines to do small projects to  
13 benefit both lakes, individually one each  
14 side, so that's what we're trying to do right  
15 now. Any other public comments from the  
16 floor? Questions?

17 ROSEMARY BUFFO: Rosemary Buffalo,  
18 1818 Esch Road. I requested years ago the  
19 people on the south side of Esch Road have  
20 filled in their culverts along property.  
21 They've taken black soil and filled in  
22 culverts. Consequently when we get a very  
23 heavy rain, many people on the south side of  
24 Esch Road have water in their houses.

25 Not only that, it runs across the road

1 onto my property. I was told years ago that  
2 the village would do something about it.  
3 Absolutely nothing has been done about it. No  
4 one has even bothered to come and look.

5 Why are these people allowed to fill  
6 culverts in along the road? They don't want  
7 to put their lawn mower down there, so they're  
8 getting black soil, filling in the culverts  
9 and putting grass seed there. Many people  
10 have the culvert pipes covered up. Why isn't  
11 something being done about this?

12 BOB LIVINGSTON: Anybody want to  
13 address that?

14 TOM CONNOLLY: I have no  
15 information. I'll find out though.

16 BOB LIVINGSTON: Tom will figure out  
17 the information. We'll figure that out.  
18 Streets and Sanitation Department will take a  
19 look at that. They shouldn't be filling the  
20 culverts in unless they're following the grade  
21 standards that are attaching both lots to keep  
22 the water flow going in a rain storm.

23 BRIAN NEAL: Brian Neal, 142 West  
24 Park. Perhaps the president could comment  
25 about the Mount Moriah dirt disaster and where

1 the city stands on that.

2 HOWARD SKINNER: I was out there  
3 last night. They've got two very heavy pieces  
4 of equipment up on Mount Moriah. They've done  
5 a really good job of excavating it. It's now  
6 down to like your hands being put together  
7 going down to the lake. It's being compacted  
8 with black dirt on the top and it's looking  
9 really good. It should improve quickly.

10 JIM TILBER: Jim Tilber, 815 Elm  
11 Street. How is the fish population managed  
12 and how many fish are stocked and who is  
13 stocking them? Could you give me some  
14 information or give all of us some information  
15 on that? And is it keeping pace with what's  
16 being taken out of the lakes?

17 BOB LIVINGSTON: Overall both lakes  
18 have really good stocking levels, and we  
19 actually have a pretty good level of bait fish  
20 in the lakes. The Sportsman Club I believe  
21 last year we put in -- I think it was small  
22 mouth -- not small mouth, walleye because the  
23 spring of 2004 we put walleye in with the  
24 Sportsman's Club and Dale Gittings of the  
25 Sportsman's Club, they had five or six-inch

1 walleye put in because they have a much better  
2 survival right rate.

3 The process for fish stocking that was  
4 planned last fall or last spring has been put  
5 on hold because of lake management update, and  
6 Jeff Thornton from the DNR has got to do a  
7 fish study on both lakes.

8 The fish they're going to stock this  
9 year, which we hoped to in fall, was small  
10 mouth bass on both lakes. I believe the fish  
11 being removed from the lake is far less than  
12 greater than the value of fish we have in the  
13 water, but we'll have more information on that  
14 as we work with the DNR and Jeff Thornton of  
15 SEWRPC.

16 BOB GAFFMAN: Bob Gaffman, 514 Bay  
17 View. In regard to these public parcels of  
18 land, is there an inventory of these parcels  
19 available? You had mentioned that even the  
20 city didn't know where they all were, and I'd  
21 just like to know or have an idea where they  
22 might be. And also what about parcels that  
23 have already been sold or distributed.

24 BOB LIVINGSTON: The parcels that  
25 are being inventoried right now are in Field

1 Lakes. We have a couple lists. We have like  
2 fire lane lists, village parks, sanitation,  
3 septic, pump station, etcetera, and then  
4 vacant lots that have no parcel identification  
5 numbers attached to them, and the village has  
6 those in their inventory.

7 Once we get these inventoried and put  
8 into a database, there will be a paper mapping  
9 that would be at the village hall, but also a  
10 digital format so you can find out their  
11 location, their size, their topography, their  
12 proximity inside the village or on the lake  
13 edges, in the subdivision, associations,  
14 etcetera.

15 Other parcels in the past administration  
16 that had been vacated are -- a couple of them  
17 are still in court, and Judge Wilbur Warren  
18 will make a decision I think by December 31st  
19 of this year. I hope, and the village  
20 trustees behind me I think are very clear that  
21 there is no village property for sale.

22 We are trying to find ways that  
23 negotiations for village owned property, that  
24 it should be mandated and organized to have a  
25 public component into it if those folks want

1 to use it, and that's what we're working on  
2 together. But that will be coming forth also  
3 in the future.

4 ROBERT CLAUSEN: Robert Clausen  
5 (Phonetic), 424 Elm Court. I'd like to make a  
6 motion to thank the commissioners sitting in  
7 front of the room like you are today and  
8 keeping up the good job and keeping on top of  
9 everything. I appreciate it. Thank you.

10 BOB LIVINGSTON: Give these folks a  
11 hand.

12 (Applause.)

13 BOB LIVINGSTON: It's very difficult  
14 being a trustee to try to work with all  
15 community people on both sides of the fence on  
16 different issues. If you've been reading the  
17 paper, you always have a lot of different  
18 issues that get very heated and contentious,  
19 and everybody has a different view of what the  
20 lake should look like and how we use it. But  
21 we're all in the same community, we all have  
22 to get along. We all have to figure out ways  
23 to best suit each other's needs as well as the  
24 environmental needs the lakes have to have.

25 So the other situation I guess I'd look

1 at, as a closing comment I'd like to thank all  
2 of the folks who worked very hard on the  
3 committees. And all of those folks I  
4 appreciate for signing up and making their  
5 interest known to be participating in this  
6 year's district committees. We're going to  
7 need your hand.

8 We have a great direction to go forward  
9 with. We have good lake commissioners here.  
10 We're trying to diligently understand the  
11 issues, and we're working together with those  
12 folks, the park commission, our village  
13 administrator, our attorney, all you folks out  
14 there, and I think we can go forward in a lot  
15 of good ways.

16 I would also like to say one more thing.  
17 In August if this is brought back up on the  
18 agenda on slow no wake, I'd be willing to set  
19 a motion on the floor to set it for 8:30 p.m.  
20 as a compromise for the whole village's best  
21 interest to put this issue behind us, move on,  
22 enjoy the lakes and come up with better plans  
23 on how to use land, water, space in our  
24 community. (Applause.)

25 HOWARD SKINNER: Why don't you

1           restate your motion. Just restate the motion.

2                   BOB LIVINGSTON: I'd like to restate  
3           the motion to revert the slow, no wake and  
4           change it to 8:30 p.m. until 9:00 a.m.  
5           Somebody second? I have one second.

6                   HOWARD SKINNER: We have a motion  
7           and a second. Do you want to do it by show of  
8           vote? Is there any discussion? I can't hear.  
9           (Inaudible comment.)

10                   UNIDENTIFIED PERSON: Why do we not  
11           adopt the same rule that the state publishes  
12           for lack of confusion? It would appear that  
13           if we are running contrary to what the state  
14           rules and regulations are, that we're just  
15           inviting people that come onto our lake to get  
16           confused and to cause problems.

17                   It's a state published rule. Everybody  
18           knows that a certain time is a certain time,  
19           and it just seems for lack of confusion we  
20           should just adopt what the state rules are.  
21           That's my comment. It's not a matter of the  
22           extra half hour. It's being in concert with  
23           what the rest of the state -- what the DNR  
24           suggests.

25                   BOB LIVINGSTON: What it is, I

1 believe the lake -- Just hear me out. We've  
2 been tackling this for two plus years, all  
3 right? 8:30 or nearest to sunset is well done  
4 because it gives you a better compromise for  
5 the whole village. Let's move on.

6 We've got much more important things to  
7 wrestle that are far larger than this issue.  
8 Let the trustees hear it from you folks today.  
9 If you like this, then let's move on. Let  
10 them come into the August meeting and make a  
11 decision on their own. You can make your  
12 public comments then again, and we'll get it  
13 done.

14 JIM HENCH: Jim Hench (Phonetic), 12  
15 Bay View. I first want to congratulate myself  
16 for not raising my hand. Everybody is doing a  
17 great job, and I sometimes speak too soon, so  
18 I'm glad that I didn't.

19 In regard to this issue, I think that I'm  
20 just going to ask David Cox, the formality  
21 we're going to now is to create a resolution  
22 right now and they still have to make a  
23 decision. Is that correct? I just wanted to  
24 clear that up. Anybody else?

25 ED BARTON: Ed Barton, 910 Shore.

1 I'd just like to add one thing to what you  
2 said at the last board meeting we had here.  
3 The thing that really started this whole thing  
4 was the PWC's on the water, and I think we  
5 have found since the last meeting, and I think  
6 Judy was in support of this, that the  
7 individual boats should be treated  
8 differently.

9 So I would propose that if there is a  
10 huge problem with the PWC's, which there seems  
11 to be, it should have an earlier cut off for  
12 PWC's, whether it's 8:30 or 7:30, whatever,  
13 and then the boats at 8:30. That seems to be  
14 the problem. I don't know how people feel,  
15 but I'd like to know how they do. Thank you.

16 HOWARD SKINNER: Any further  
17 discussion? Okay. We have a motion and a  
18 second to change the no wake from 8:00 to  
19 8:30. Those in favor hold up your slips.  
20 Those opposed? That motion passes 89 to 19.

21 The next that will happen with that, it  
22 will come on the committee of the whole  
23 meeting on Monday the 1st and come before the  
24 board. I think we're about wrapped up here.

25 BILL HASS: As Jim Hench said, this

1 is-- Bill Hass, 110 Cobblestone. As Jim  
2 Hench said, this motion is advisory. Many of  
3 the people in the audience who voted again did  
4 not vote in favor of that motion still would  
5 prefer sunset because it's the easy common  
6 denominator. So as you go forward, we try to  
7 make it as easy as possible and just hope that  
8 you'll be wise and take some action.

9 HOWARD SKINNER: Thanks, Bill.

10 (Applause) Is there any other comments?

11 TIM WETZEL: Tim Wetzel, 2332  
12 Hearle. Is there any written documentation on  
13 exactly what the restoration is going to be on  
14 Hearle? I'd like to have a copy if I could.

15 BOB LIVINGSTON: Right now the  
16 restoration is the shoreline. We'd like to  
17 put fish bunkers, which are fish stabilization  
18 for fish to lay underneath them. Right now we  
19 have to have partitions from the homeowners in  
20 that area who don't want a fishing pier out  
21 there. So right now it's a shoreline  
22 restoration project. You've got to fix the  
23 shoreline because it's sloughing off into the  
24 channel.

25 Now, when the inventory is done, that

1 becomes part of the inventory of public owned  
2 property. It might be a walk in place for  
3 anybody to walk down to the waters edge and  
4 enjoy the water. There is going to be no  
5 parking in that area. The parking will be  
6 designated somewhere else.

7 We're looking at all of the parcels  
8 around the lake that way. So for people that  
9 end up using it, mostly the same folks who  
10 live there historically anyways, but there  
11 shouldn't be parking there at people's houses.

12 Even if it says public parking, you've  
13 got to have a designated space someplace else.  
14 I think if there is no more questions, we'd  
15 like to conclude the meeting. We have one  
16 more and that will be it. We'd like to  
17 conclude this and get on to the next agenda  
18 item for shoreline zoning.

19 JIM BAXA: Jim Baxa, 119 Evergreen  
20 Lane. With the absence of Jeff Thornton, is  
21 it possible we can get his bullet points maybe  
22 posted on the web site or something and hear  
23 what he was going to say today? Thank you.

24 BOB LIVINGSTON: That would be a  
25 very good idea. What we'll do is I'll try to

1 get ahold of Jeff Thornton and see if I can  
2 get an update on where we are on lake  
3 management, and I can see if Darling &  
4 Associates can throw it up on the web site,  
5 the village web site possibly. We'll probably  
6 post it there so people can read about what  
7 Jeff Thornton and SEWRPC have been working on  
8 and we'll have a lake management update.

9 I'll make a motion to adjourn the  
10 meeting. I have a first. Do I have a second?

11 (All in favor.) Thank you, folks.

12 (Meeting adjourned at 11:03 a.m.)

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STATE OF WISCONSIN)

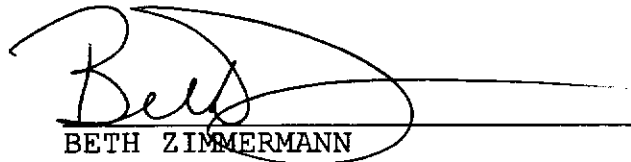
) SS:

COUNTY OF WAUKESHA)

I, Beth Zimmermann, a Wisconsin Notary Public,  
certify that I stenographically reported and reduced  
to typewriting the above meeting.

I certify that I am neither related to nor an  
employee of any party or attorney to this action, and  
I certify that I have no financial interest in the  
matter.

Dated September 7, 2005.

  
BETH ZIMMERMANN

Court Reporter and Notary Public

My Commission Expires 3/19/06.