



**Date:** October 2, 2003

<b>Board</b>	Joe Gargano	-	Vice President
<b>Members</b>	Amy Spelde	-	Treasurer
<b>Present:</b>	Joe Olliges	-	Secretary
	Fred Stegbauer	-	Personnel
<b>Absent:</b>	Tina O'Malley	-	President
<b>Guests:</b>	Bob Bortman		Tom Clarey
	Chuck Jolicoeur		Jerry Sellers
	Mike Schiltz		
<b>Employees:</b>	Don Bluemel	-	Absent
	Becky Breckenfelder		
	Mason Moody	-	Absent
	Mike Schiltz		

**I. Called To Order**

Joe Gargano called the October 2<sup>nd</sup> LNNLRCD meeting to order at 7:14PM.

**II. Pledge of Allegiance**

**III. Agenda**

Amy was to be late to the meeting, so Joe G. suggested moving Amy's report and the treasurer's report to the end of the meeting. He asked all board members in favor to say aye. Everyone said aye, no nays. Motion passed unanimously. [10-03-01] No guests requested to be put on the agenda.

**IV. Minutes**

Joe O. motioned to accept the September 4<sup>th</sup> minutes. Fred seconded the motion. Motion passed unanimously by roll-call vote. [10-03-02]

**V. Board Member Reports**

**A. Tina O'Malley – No Report**

**B. Joe Gargano  
Dredging**

The contractors are finishing the dredging at Schings Park. As of yesterday, there has been an estimated 26,000 cubic yards of material removed, (4,500-5,000 cubic yards from the island in front of Henry Cachel's house, 17,000-18,000 from the lakebed at Schings Park, and the remainder was material from the modifying of the Schings Park shoreline) with spending of \$94,570 out of the \$130,000 budget so far. At Schings Park, they had to construct a cofferdam and run a pump 24 hours a day to allow the dredging to occur. Joe figured that with the amount of material they have moved so far, it has cost them about \$3.64 per cubic yard to remove. To put it in perspective, Joe said that the amount of material that they removed is equivalent to four football fields. At their September 29<sup>th</sup> meeting, the board approved getting a loan to extend the amount spent on dredging up to \$60,000 more, if needed. Tom Clarey asked if they would be taking it out of the east side or the west side and Joe responded that they might take it out of both sides, depending on what they encounter there.

### **C. Joe Olliges**

Chad Brinkman, who lives at 217 Mulberry, is requesting permission to hunt geese at the Flagg Road Silt Basin. Joe O. met with Mr. Brinkman, who showed him where he would like to hunt out there, and Joe says it is far back on the property. Joe O. checked with the county sheriff's office and they have no restrictions on hunting there, other than the two state restrictions of no hunting within 100 feet of a home and no shooting from a roadway. (The sheriff's office asked that the RCD send a letter to them, letting them know if they give him permission to hunt there. Joe would like the board to allow Mr. Brinkman to hunt there on a trial basis for this year. Goose hunting season is from October 16<sup>th</sup> to January 13<sup>th</sup> .

Joe G. asked what type of weapon Chad would be using and Joe O. said probably a 12-gauge shotgun. Joe O. had told Chad that if he did get permission to shoot the ducks, that he would be responsible for retrieving them from adjacent property and asked him not to shoot the injured resident goose that is there. Chuck said that he thought that you could only shoot them while they are in the air and Joe O. said that you don't have to wait for them to be in the air, you can shoot them when they land or when they are right on the water.

Fred said that he had reservations to allowing someone to bring a weapon onto RCD property to hunt. He would want to hear what the community thinks about it and would not be able to vote a yes today in good conscience.

Joe G. said that he would be absolutely opposed to it. He recalls the negative feedback that they got just on the egg-shaking, which was very successful at reducing the amount of resident geese on the lake and may be something he would like to do again next spring. He is concerned about the liability and safety associated with it; consequently, he doesn't feel that it is appropriate for the RCD to allow the discharging of firearms on its property at this time.

Joe O. presented an article to the board members about the government changing their viewpoint on the geese in that there are too many of them. Joe G. and Fred both agreed that there are a lot of geese. Fred said he was more concerned with it being RCD property and what else it could open up for them here. People might want to hunt at the campground, for example.

They need to get rid of some beaver activity near where they are going to be dredging. Joe G. or Becky is going to check to find out the name of the beaver trapper that the RCD used in the past.

Joe O. motioned to allow Chad Brinkman to hunt geese on the Flagg Road Silt Basin from October 16<sup>th</sup>, 2003 to January 13<sup>th</sup>, 2004. No second to the motion. Motion failed.

[10-03-03]

Chuck asked if the RCD's ordinances prohibited firearms – Joe G. read from the ordinances, "It shall be unlawful when using or occupying an RCD property, for any person to hunt without a permit from the RCD board."

### **D. Fred Stegbauer**

Fred proposed that they rent some equipment to lower the shoreline in front of the rec. center by 12" or 16" so that boats can pull up to the dock and to also pull back some of the sand at the beaches. Originally he had thought about renting a bobcat; Joe and he also talked about asking Nordman to get a bulldozer in there. Fred suggested capping the amount at \$1,000 from out of the dredging fund or the fish-stocking fund. Fred motioned to rent equipment or hire a contractor to remove sediment and sand from the shoreline in front of the rec. center and to pull up the sand at the beaches, not to exceed \$1,000. Joe O. seconded the motion. Chuck suggested raising the amount of money

allowed, but Fred and Joe G. didn't feel that was necessary. Motion passed unanimously by roll-call vote. [10-03-03]

**E. Amy Spelde – No Report**

**VI. Employee Reports**

**Becky Breckenfelder-**

Mason sent a thank you note to the RCD for the wedding gift Tina gave him on behalf of the RCD.

**VII. Old Business**

**A. Lakefront Lots Purchase Update**

Joe G. said that the closing on the lots is at 9:00AM tomorrow morning. Joe picked up the closing statement this afternoon and dropped it off to Tina. They will be using the lots to access the lake for further dredging operations.

**B. RV/Boat Parking Area**

Joe G. read Tina O'Malley's report. (Attached) When questioned as to whether it was two acres total or apiece, Amy was pretty sure it was two acres apiece, considering that the original amount of land to be purchased by Lost Nation was going to be five acres. Chuck Jolicoeur said that at the time, Lost Nation had planned to allow New Landing residents to utilize it too. Bob Bortman asked what minutes of an RCD board meeting is the subject recorded. Tom Clarey mentioned an executive session in which it was discussed. Bob said that an executive session is for two things only – land acquisition and personnel, not agreements on how you are going to use something later on. Joe G. tried to interject and Bob added that he would get the Attorney General involved if need be. Joe said that it was a technicality and that they were past that. Bob disagreed, saying that it was legality and that they were just beginning it because they cannot plan something in a secret or special session where the entire public is not allowed to talk about it. Joe said that he wouldn't discuss it because he wasn't a member of the board at the time. Bob said he wasn't a member either, he was a liaison, however, he wasn't allowed to attend those meetings because they were a special session regarding land acquisition. He added that he has no vested interest in this one way or the other; however, he doesn't like the way it is being handled. Joe G. said that his understanding was that Lost Nation was going to be included in the purchase of the property. Bob said that it does not matter, if they have it written in minutes that were published publicly, then they can go on it; if it is not, then they cannot make a special deal. Becky said that the minutes are on record. Chuck said that they could discuss whatever they want in the executive session; they just can't vote on it. Bob said that the RCD shouldn't bring up any agreements that were brought up in an executive session because they will get nailed in a court of law. Joe G. said that he remembers reading minutes from a regular open meeting with comments (of an RV/Boat Storage area) being made by John Kaminski as a Lost Nation POA liaison. Bob asked them to provide the minutes that those comments were made in because he doesn't recall that. Joe G. asked Becky to research the minutes to find reference to the RV/Boat Storage area. Joe Olliges also wants a copy. Becky said that she would research it for them, however, if they want, they can also go on-line to review the past minutes.

Originally, they were going to send the letter that Tina suggested in her report to the POA's, however, Fred wanted to add in there the option of the RCD possibly running it, because he, as a resident of New Landing, may want to park his boat there, even if his board decides not to lease the land too. Joe G. was more concerned with getting the letter out to find out if the POA's are interested, then, if they are, the RCD can hold a special meeting to work out the details of who is going to run the thing. Tom Clarey gave a little history on the subject, saying that Lost Nation POA was the first party to contact the property owner with interest in purchasing some of the land (with the plan to build a

community RV storage area for both New Landing and Lost Nation residents); when they found out that the RCD wanted to purchase the property, they decided to work with them, rather than having so many different buyers.

Bob had a problem with them sending the letter suggested by Tina, because here opening statement of her report said that there was an agreement made in the past. Discussion ensued and the board decided to draw up a new letter find out if there is any interest from the POA's in a Boat/RV storage area, without the premise of a previous agreement. Fred motioned to send correspondence to both POA's inquiring whether they would have interest in an RV/Boat storage area on the 23-acre site. Amy seconded the motion. Motion carried with Fred, Amy and Joe G. for the vote and Joe O. abstained. [10-03-04]

#### **VIII. New Business –**

##### **1. Glenn Griffin Shoreline Improvement**

Shoreline Improvement presented on behalf of Glenn Griffin by Ken Oltmanns to install a dock on lot 36 on Woodland Drive. Joe O. motioned to approve the request. Fred seconded the motion. Motion approved unanimously by roll-call vote. [10-03-05]

##### **2. Frank Durkin Shoreline Improvement**

Earlier in the month, Fred, Joe O., and Joe G. each went to Frank's house to look at the area of the proposed improvement and, upon review of his application and drawing, approved it. Joe O. motioned to accept Mr. Durkin's request as submitted. Fred seconded the motion. Motion passed unanimously by roll-call vote. [10-03-06]

#### **IX. Treasurer's Report**

Joe G. confirmed that the two payouts for dredging were on the report. He asked what the \$5600 deposit was from and Amy replied that it was from taxes, pop machine, and some rentals. Fred asked how they were doing this year with rentals with the rate increase. Becky responded that they were still getting a good amount of rentals, however, people are more likely to cancel and ask for their money back. Chuck said that they should make a portion of the rental non-refundable and Fred agreed. Becky said that the agreement says that they must cancel their rental 6 weeks in advance or sooner to get their money back. Fred motioned to accept the treasurer's report. Joe O. seconded the motion. Joe O. asked if they could get the treasurer's report sooner and Amy said she runs the program off of Quick Books so she doesn't think there is a way she could e-mail it, however, she will look into it. Motion passed unanimously by roll-call vote. [10-03-07]

#### **X. Guest/Public Opinion**

Tom Clarey asked if the RCD would need to use lots 10 and 11 during the dredging of that area and Joe G. said he wasn't sure. Tom said that Lost Nation POA would allow them to access the lake from that property, as well as from Lakeside Park, as long as they return the shoreline to its original condition. Joe said that both Ron Angina and Don Zack had told him that they could use those areas and they planned on grading and seeding the areas afterward, should they need to utilize them.

#### **XI. Adjourn**

Fred motioned to adjourn. Joe O. seconded the motion. Motion passed unanimously by roll-call vote at 8:26PM. [10-03-08]

**Next Meeting:** November 6, 2003

#### **October 2<sup>nd</sup> Motion List**

Joe G. suggested moving Amy's report and the treasurer's report to the end of the meeting. He asked all board members in favor to say aye. Everyone said aye, no nays. Motion passed unanimously. [10-03-01]

Joe O. motioned to accept the September 4<sup>th</sup> minutes. Fred seconded the motion. Motion passed unanimously by roll-call vote. [10-03-02]

Fred motioned to rent equipment or hire a contractor to remove sediment and sand from the shoreline in front of the rec. center and to pull up the sand at the beaches, not to exceed \$1,000. Joe O. seconded the motion. Chuck suggested raising the amount of money allowed, but Fred and Joe G. didn't feel that was necessary. Motion passed unanimously by roll-call vote. [10-03-03]

Fred motioned to send correspondence to both POA's inquiring whether they would have interest in an RV/Boat storage area on the 23-acre site. Amy seconded the motion. Motion carried with Fred, Amy and Joe G. for the vote and Joe O. abstained. [10-03-04]

Joe O. motioned to approve the request. Fred seconded the motion. Motion approved unanimously by roll-call vote. [10-03-05]

Fred motioned to accept the treasurer's report. Joe O. seconded the motion. Joe O. asked if they could get the treasurer's report sooner and Amy said she runs the program off of Quick Books so she doesn't think there is a way she could e-mail it, however, she will look into it. Motion passed unanimously by roll-call vote. [10-03-07]

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