

MINUTES OF THE ANNUAL MEETING OF THE LITTLE TAMARACK FLOWAGE BAKER SPRING LAKE DISTRICT

The Second Annual Meeting of the Little Tamarack Flowage Baker Spring Lake Protection and Rehabilitation District ("Lake District") was held on Saturday, July 4, 2015 at the Conover Town Center, Conover, Wisconsin. Lake District Commissioners, George Holloway, Karl Jennrich, Art Kunde, Rich Ruffalo and Clancy Senechalle were in attendance.

1. Chairman Jennrich welcomed property owners, guests and introduced the Board Members and the recording secretary.
2. Chairman Jennrich called the meeting to order at 9:30 a.m.
3. Art Kunde made a motion seconded by Clancy Senechalle that the meeting agenda be approved. The motion carried by unanimous voice vote of the eligible voters present.
4. A motion was then made by Clancy Senechalle and seconded by Rich Ruffalo that the minutes of the July 5, 2014 meeting be approved. That motion carried by unanimous voice vote of the eligible voters present.
5. The chairman's report was given by Karl Jennrich. Chairman Jennrich reported that:
 - Donations from the Flowage Preservation Alliance and its benefactors funded the Lake District operations until funds from the tax levy were received this past spring.
 - Karl Jennrich and Bob Senechalle as Board representatives and Martha Milanowski (Vilas County Corporation Counsel) met in November in Madison with William Sturtevant, the DNR Dam Safety Engineer and Bart Chapman, DNR engineer assigned to the Rhinelander office. A detailed discussion was had regarding all steps necessary by the interested parties to have the Lake District become the owner of the Little Tamarack Flowage Dam and be authorized to repair and become the recognized permit holder for the Dam.
 - Regular Board meetings were held by the Lake District Board, most significant among the work accomplishments was the creation of the Request for Proposals document for the engineering work and the solicitation of bids for that work. Several bids were received. A meeting was held in Madison with the Wisconsin DNR Dam Safety Engineer and Bob Senechalle as the Board's representative where the bids were discussed in advance of the Board's decision on selection the winning bid.
 - At its March 28, 2015 meeting, the Lake District Board voted unanimously to award the engineering work to Ayres Associates of Eau Claire, Wisconsin.

- William Sturtevant, DNR Dam Safety Engineer, visited the Dam site in April.
- Ayres visited the Dam Site in late April.
- Ayres has now presented dam repair proposed drawings, which have been discussed preliminarily with William Sturtevant of the DNR.
- At the request of the Lake District Board, Ayres has sent Chris Goodwin to today's annual meeting to explain the proposed repair to the Dam. Mr. Goodwin met earlier today with the three property owners (Green, Pokorny and Lenz) who's property is the site of or adjacent to the Dam.

6. Chris Goodwin from Ayres summarized his meeting this morning with Lenz, Pokorny and Green. Goodwin distributed copies of the proposed drawings for the Dam repair project. He then explained the proposed repairs to those present at the meeting. Ayres will assist in bidding out the construction work. The plan is to advertise for bids this coming winter with the work to be done in the late spring. The actual construction itself should take approximately one month. Goodwin answered questions from property owners concerning the materials to be used in the construction and the need for ongoing maintenance after completion. He also estimated the cost of construction at \$128,000. Chris explained how the DNR grant program works. It is his opinion that the Lake District's chances of receiving a grant are not great. Our Dam is rated "low risk" and "high risk" dams enjoy priority in allocation of repair grant dollars. However, he did encourage the Lake District to apply. In answer to a question, Chris stated that the DNR is not requiring any reinforcement work to be done to the Dam embankment, beyond the new whistle tube spillway. Karl Jennrich added that the existing spillway will probably stay in place until it fails, at which point it will be removed by the Town and fill will be put there in place of the spillway pipe.

7, 8. Board Treasurer, George Holloway, presented the treasurer's report. Rich Ruffalo made a motion to approve the treasurer's report that was seconded by Art Kunde and passed by unanimous voice vote. George Holloway also presented and explained the proposed budget for the 2015-2016 fiscal year. Motions were made by Rich Ruffalo and seconded by Clancy Senechalle to approve the proposed budget as presented and to authorize the transfer of \$7,000.00 from the Balance Surplus to the Non-Lapsable Fund. Both motions passed by unanimous voice vote.

9. The District Secretary, Clancy Senechalle, then read the following statement and resolution:

I, Clancy Senechalle, District Secretary, state that:

"I am the Secretary of the Little Tamarack Flowage Baker Spring Lake Protection and Rehabilitation District and that on the 4th day of July, 2015, I was directed by the District Board of Commissioners to present to the electors within the district and

owners of property within the district certain resolutions to approve a State Trust Fund Loan in the amount of **One Hundred Fifty Thousand and 00/100 Dollars (\$150,000.00)**.

“Also, as directed by the board and required under Chapter 33.30(2)(a), written notice was mailed at least 14 days in advance of the meeting to all electors within the district whose address is known or can be ascertained with reasonable diligence, to all owners of property within the district at the owner’s address as listed in the tax roll, and to the Department of Natural Resources. As a substitute to sending written notice to electors residing within the district, the District Board of Commissioners may have posted a Class 2 notice as provided in Chapter 985 of Wisconsin Statutes”

“I will read to you verbatim from a copy of the aforementioned notice that portion of the notice that includes the resolutions that the electors of the district will consider:

NOTICE OF ANNUAL DISTRICT MEETING

*“Notice is hereby given to all electors within the district and to all owners of property within the district, that the annual meeting of the **Little Tamarack Flowage Baker Spring Lake Protection and Rehabilitation District, IN THE COUNTY OF Vilas, Wisconsin** will be held on the 4th day of July, 2015 at 9:30 a.m. for the following purpose:*

*“To authorize the District Board of Commissioners of the **Little Tamarack Flowage Baker Spring Lake Protection and Rehabilitation District** to borrow the sum of **One Hundred Fifty Thousand and 00/100 Dollars (\$150,000.00)** for the purpose of **financing reconstruction of the Little Tamarack Flowage dam.***

AND, levy upon all the taxable property of the district a direct and irrevocable annual tax for the purpose of paying, and sufficient to pay both the interest on the loan as it becomes due and repay the loan principal within 20 years of making the loan.”

A motion was made by Clancy Senechalle and seconded by Rich Ruffalo that the above resolution be adopted.

A vote was taken by written ballot on the question of the adoption of the above resolution. The results are as follows:

Against the Loan: 1
For the Loan: 34

The resolution was thereby adopted.

IT SHOULD ALSO BE NOTED that prior to the aforesaid vote, the following additional information related to the borrowing resolution was read verbatim by the Secretary to the membership:

“The following preamble and resolutions were presented by Commissioner Holloway and were read to the meeting:

By the provisions of Sec. 24.66 of the Wisconsin Statutes, all municipalities may borrow money for such purposes in the manner prescribed, and,

By the provisions of Chapter 24 of the Wisconsin Statutes, the Board of Commissioners of Public Lands of Wisconsin is authorized to make loans from the State Trust Funds to municipalities for such purposes. (Municipality as defined by Sec. 24.60(2) of the Wisconsin Statutes means a town, village, city, county, public inland lake protection and rehabilitation district, town, sanitary district created under Sec. 60.71 or 60.72, metropolitan sewerage district created under Sec. 200.05 or 200.23, joint sewerage system created under Sec. 281.43(4), school district or technical college district.)

*THEREFORE, BE IT RESOLVED that the **Little Tamarack Flowage Baker Spring Lake Protection and Rehabilitation District**, in the county of Vilas, Wisconsin, borrow from the Trust Funds of the State of Wisconsin the sum of **One Hundred Fifty Thousand and 00/100 Dollars (\$150,000.00)** for the purpose of **financing reconstruction of the Little Tamarack Flowage Dam** and for no other purpose.*

*The loan is to be payable within **20** years from the 15th day of March preceding the date the loan is made. The loan will be repaid in annual installments with interest at **3.75** percent per annum from the date of making the loan to the 15th day of March next and thereafter annually as provided by law.*

*RESOLVED FURTHER, that at the annual or special meeting, the electors and property owners voted by majority to raise and levy upon all taxable property, within the **Little Tamarack Flowage Baker Spring Lake Protection and Rehabilitation District**, in the County of **Vilas**, Wisconsin, a direct annual tax for the purpose of paying interest and principal on the loan as they become due.*

*RESOLVED FURTHER, that no money obtained by the **Little Tamarack Flowage Baker Spring Lake Protection and Rehabilitation District** by such loan from the state be applied or paid out for any purpose except **financing reconstruction of Little Tamarack Flowage dam** without the consent of the Board of Commissioners of Public Lands.*

*RESOLVED FURTHER, that in case the Board of Commissioners of Public Lands of Wisconsin agrees to make the loan, that the chairman and secretary of the **Little***

Tamarack Flowage Baker Spring Lake Protection and Rehabilitation District, in the County of Vilas, Wisconsin, are authorized and empowered in the name of the district to execute and deliver to the Commission, certificates of indebtedness, in such form as required by the Commission, for any sum of money that may be loaned to the district pursuant to this resolution. The chairman and secretary of the district will perform all necessary actions to fully carry out the provisions of Chapters 24 and 33 Wisconsin Statutes, and these resolutions.

RESOLVED FURTHER, that this preamble and these resolutions and the aye and no vote by which they were adopted, be recorded, and that the secretary of the district forward this certified record, along with the application for the loan, to the Board of Commissioners of Public Lands of Wisconsin.

10. The Annual Budget was approved as reported in paragraph 7,8, above.
11. A motion was made by Karl Jennrich and seconded by Karl Fredericks to establish a tax levy for the ensuing year in the amount of Twenty Five Thousand and 00/100 Dollars, upon the taxable property in the Lake District. The motion carried by unanimous voice vote.
12. Rich Ruffalo, chairman of the Board's election committee, announced that the Board had nominated George Holloway for a three-year term on the Lake District Board to fill the existing vacancy. Chairman Jennrich called for nominations from the floor and hearing none, closed the nomination process. A secret ballot was taken and George Holloway was elected by unanimous vote to fill the three-year term on the Lake District Board.
13. A motion was made by Clancy Senechalle and seconded by Bob Vogt to approve the proposed By-Laws for the Lake District. The motion was approved by unanimous vote.
14. Karl Jennrich invited public comment. There was no public comment.
15. A motion was made by Clancy Senechalle and seconded by Rich Ruffalo to adjourn the meeting. The motion carried by unanimous voice vote. The meeting adjourned at 11:20 a.m.

Respectfully Submitted: Clancy Senechalle, Secretary