

MUDHEN LAKE REHABILITATION BOARD MEETING

7/24/21

Meeting was called to order at the Daniels Town Hall on Saturday, 7/24/2021 at 8:05 AM by Mike Huber with 25 participants signed in on the attendance sheet.

Mike Huber began the meeting by explaining that the Board Meeting was for the purpose of the approval of the Request for Proposal (RFP) for the Mudhen Lake Outlet Study. Mike then shared the background of how the RFP was created. A template was obtained and modified based on input from consultants offered by Mike Huber (WSB) and by Ted Fischer- (Ayres Associates). Jacob Druffner, Water Management Engineer at the WI DNR, was contacted to look over the RFP. Multiple revisions took place. Mike Huber, Ted Fischer, and Mary Sagstetter met to finalize the RFP document. Document was sent to all Mudhen Lake Rehabilitation District members in the meeting notice.

Mike continued to explain that the Meeting Notice – sent as a Special Meeting Notice was challenged by the Mudhen Lake Level Committee due to the lack of providing 14 days' notice for the meeting. Then the second email sent as a clarification of the meeting being a Board Meeting was also challenged by the Mudhen Lake Level Committee due to the lack of providing 14 days' notice.

Mike shared that he had been in contact WTA Legal Counsel who determined, this meeting is not a "special meeting of the district" under Wis. Stat. s. 33.305 (lake district electors and property owners won't be voting on anything) but rather just an extra meeting of the lake district board of commissioners. Therefore, a 24-hour open meetings law notice is all that is required.

Ted Fischer, of the Lake Level Committee, referenced a lawyer that he sought counsel from and received conflicting information about the notice that should be provided for meeting notification. No formal written information was provided. He also shared that the main concern is that it was felt that the Board did not provide proper notice, and this could impact the chance of grants for this project in the future, possibility invalidating the Request for Proposal for the Mudhen Lake Outlet Study.

Public Comments were heard, and we agreed that although the approval of the RFP for the Mudhen Lake Outlet Study is a priority that a 14-day notice should be provided. Mike stated he would continue research the timelines needed for meeting notices. Public Comments were also made in reference to the landowner and what the next steps were in the process to move forward. Mike Huber explained that the RFP needed to move forward to be sure the landowner has the appropriate information to make a decision. Chuck Awe, County Board Member Representative, explained the County Board process of when a landowner is involved the negotiations are addressed by the chosen contractor with the landowner.

Board Members were offered a chance to offer comments about the RFP. Comments ranged from what the delay would cause to wanting to move forward at this meeting.

Chuck Awe made a motion to hold next Board Meeting to approve the proposal (RFP) for the Mudhen Lake Outlet Study 30 minutes prior to the Annual Meeting on August 14, 2021. Mike Huber seconded the motion.

A. Review Request for Proposal (RFP) for the Mudhen Lake Outlet Study – Due to delay in approval of the RFP, the current RFP will need to have dates revised to accommodate submissions from vendors. Updated RFP will be shared at the August 14, 2021 Board Meeting prior to the Annual Meeting.

B. Lake Committee Future Tasks – The committee was thanked for work to date. There will be no further tasks requested of the committee at this time. Ryan Tjader, from the Mudhen Lake Board will be attending future Lake Level Committee Meetings to assist with transparency and improving communication between the committee and the Board.

Chuck Awe, County Board Representative, shared how the meetings should be held in reference to public comments and voting. Public comments are asked for by the Chairman or if listed on meeting agenda. All motions are made and approved by the Board unless at an Annual or Special Meeting. Voting by the public only occurs at the Annual meetings as offered by the Chairman. The Board is working for the community and at the Annual Meeting is when the desires of the community should be shared and voted on for the upcoming year. It is also the time to elect new Board Members.

Mike Huber made the motion to adjourn the meeting. Motion was seconded by Chuck Awe. Meeting adjourned.

Respectfully Submitted,

Mary

Mary Sagstetter
Mud Hen Lake Secretary
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