Amended

Rock Koshkonong Lake District

Board of Commissioners
August 18, 2022
6:00 p.m.
Fulton Town Hall
2738 W Fulton Center Dr.
Edgerton WI 53534

1. Call to Order
2. Confirmation of Meeting Public Notice
3. Approval of Agenda (action)
4. Approval Draft July 21, 2022 Meeting Minutes (action)
5. Public Participation (agenda items only)
6. Treasurers Report
   - Bills and Invoices (discussion/action
   - Water Control Project
7. Indianford Dam Report
   - Water Control Project (discussion/action)
     - IEI General Contractor-Application for Payment (discussion/action)
     - Change Order-weather extension (discussion/action
   - Dam Maintenance (discussion)
8. Lake Management
9. Communications
   - Annual Meeting (discussion)
10. Public Participation
11. Comments by Commissioners
12 . Adjourn

DRAFT JULY 21, 2022
BOARD OF COMMISSIONERS MEETING MINUTES
ROCK KOSHKONONG LAKE DISTRICT

Chair Alan Sweeney called the meeting to order at 6:00 P.M. Board of Commissioner members present were Treasurer Mark Meyer, Susan Shearer, Michael Shumaker, Kerry Hull, Bill Burlingame, and Michael Hart.

Sweeney confirmed the meeting agendas were posted.

APPROVE AGENDA: A Burlingame/Shearer motion to approve the July 21, 2022 agenda passed, all voted in favor.

APPROVE MINUTES: Commission approved the minutes with amendments.

PUBLIC PARTICIPATION: None

TREASURER'S REPORT: Meyer presented the Treasurer's report including adding a bill for Thomson Legal for $831.85 and postage reimbursement for Shearer in the amount of $5.10. All other proposed changes were clerical.

A Shearer/Shumaker motion to approve the Treasurer's report with amendments as provided passed, all voted in favor.

The Commission discussed the gauge levels. The operating order is based on NGVD 29 but NAVD has been used for tracking resulting in inconsistent results.

INDIANFORD DAM REPORT:
A Meyer/Sweeney motion to authorize ECS Midwest Inc for professional services for concrete testing with an estimate of $6,135 passed, all voted in favor.

LAKE MANAGEMENT: Shearer stated the waterway marker permits were approved by the Department of Natural Resources. Shearer plans to apply for grant funding for the existing markers that have been replaced. Commission discussed adding new markers by rock piles in Northeast corner of lake. Hart and Burlingame will provide coordinates to Shearer to complete permit applications.

COMMUNICATIONS: Commission discussed the annual meeting. The postcard notice will include the proposed agenda, open positions, levy information and locations of budget materials. Candidates need to declare by August 17 to be included on the printed ballot but nominations may be made on the day of the meeting. Secretary will read the transactional report.

The 2020 borrowing resolution will be amended due to the change in interest rate and term length. Meyer recommended the lake fund transferred to the repayment of the water control project. Since the establishment in 2008, the funds have not been used for a significant project.

Due to scheduling, the listening session scheduled for July 23 has been cancelled.

Being no other business before the board, a Shumaker/Hart motion to adjourn at 7:32 p.m. passed, all voted in favor.

Rock Koshkonong Lake District August 18th, 2022 Financial Report

8-15--2022 Dam Fund Balance	**$**	**71,726.24**
8-15-2022 Lake Improvement Fund Balance	**$**	**107,327.30**
Water Control Project Checking		
10-5-2021 Transfer from Lake Fund	$	700,000.00
10-26-2021 Transfer from General Fund (balance of 2021 budget- loan payment)	$	114,544.63
10-26-2021 Meade and Hunt #1802663	$	(6,521.44)
11-23-2021 Meade and Hunt #1813312	$	(7,045.79)
11-23-2021 Meade and Hunt #1813312	$	(6,767.50)
11-26-2021 IEI Pay Request #1 (10% retainage owed at completion)	$	(38,894.40)
1-5-2021 Meade and Hunt November 2021	$	(10,977.00)
1-5-2021 Transfer from General Fund (2019 & 2020 unspent. Approved 12-15-2021)	$	82,368.00
1-21-2022 Meade and Hunt invoice #326602	$	(5,739.75)
3-14-2022 Meade and Hunt invoice #327697	$	(2,061.75)
3-25-22 Meade and Hunt Invoice #328937	$	(3,147.25)
3-25-22 IEI Pay Request #2 (10% retainage owed at completion)	$	(51,687.00)
4-29-22 Meade and Hunt Invoice #329983	$	(5,678.00)
6-14-22 Transfer to General Fund for bills paid in 2021. Reconciliation.	$	(18,693.06)
6-27-22 Transfer from General Fund- 2021 LKWA donation for cleaning boom	$	2,500.00
7-11-22 Transfer from General Fund- 2022 Loan Payment Allocation	$	190,000.00
7-29-22 Mead and Hunt Invoice #33147	$	(4,318.00)
7-29-22 Mead and Hunt Invoice #332948	$	(8,951.75)
7-29-22 Mead and Hunt Invoice # 334300	$	(688.00)
8-15-2022 Water Control Project Checking Balance	**$**	**918,241.94**
IEI Pay Request #3 7-11-2022	$	(127,747.50)
Meade and Hunt Invoice 335627 8-8-2022	$	(13,957.75)
8-19-2022 Balance	**$**	**776,536.69**

General Fund Balance and Activity

8-15-2022 Balance	**$**	**42,368.99**
Deposit Taxes		
Kim Bothom-Dam Operations- August	$	(1,200.00)
Alliant 1	$	(46.37)
Alliant 2	$	(20.00)
Susan Shearer- Postage	$	(5.10)
Thompson Legal	$	(831.75)
Thompson Legal	$	(87.50)
Baer Insurance- Workers Comp short pay	$	(20.00)
MPIC- Real Property Insurance	$	(1,931.00)
8-18-2022 Adjusted Balance	**$**	**38,227.27**
Kim Bothom Dam Operations- September	$	(1,200.00)
John Heller- Buoy Install Spring 2022	$	(1,537.50)
8-19-2022 Expected Balance	**$**	**35,489.77**

Notes:

1. Probable transfer of 2021 General Fund Balance to Dam Project Checking. $ 26,209
2. New Financing Proposal for Annual Meeting. Borrowing Resolution 2020 to be amended.

Open:

1. Thoughts and collaboration on new operating order.
   A. Summer Period: April-Sept, Winter Period: Oct-Mar
   B. NAVD 88 is .23' higher (sea level) than NGVD 29 (gauge height and operating order)
   C. USGS History is NAVD 88. Verify with USGS. New order 88/29?
   D. Wetland studies and results. Outcome & 2nd increase in maximum summer levels

IEI GENERAL CONTRACTORS INC

INTEGRITY ◆ EXCELLENCE ◆ INNOVATION

LETTER OF TRANSMITTAL

TO: Mead & Hunt
2440 Deming Way
Middleton, WI 53562

DATE: July 13, 2022
JOB NO: 1509
ATTN: Jeff Anderson
RE: Indianford Dam

GENTLEMEN:
We are sending you:

COPIES	DATE	NUMBER	DESCRIPTION
1		G702&G703	***Application for Payment # 3***
1			**Waiver of Lien from IEI**

These are transmitted:

- [ ] For Approval
- [x] For Your Use
- [ ] As Requested
- [ ] Approved As Submitted
- [ ] Approved As Noted
- [ ] Returned For Corrections
- [ ] For Review And Comment
- [ ] Prints Returned After Loan To Us

REMARKS:

SIGNED:

Brad Deprez

Brad Deprez (Secretary/Treasurer)

1725 Midway Road / P.O. Box 5067 / De Pere, WI 54115-5067 / PH: 920.337.2111 / FAX: 920.336.1647 / www.ieigc.com

APPLICATION FOR PAYMENT G702

TO:
Mead & Hunt
2440 Deming way
Middleton WI 53562

PROJECT:
Indianford Dam

Job: 1509

APPLICATION NO: **3 REV**

Distribution to:
☐ OWNER
☐ ARCHITECT
☐ CONTRACTOR

FROM (CONTRACTOR):
IEI GENERAL CONTRACTORS
1725 MIDWAY RD
DE PERE WI 54115

APPLICATION DATE 8/3/2022

PERIOD TO: 7/11/2022

CONTRACTOR'S APPLICATION FOR PAYMENT

CHANGE ORDER SUMMARY			
Change Orders approved in previous months by Owner TOTAL		ADDITIONS	DEDUCTIONS
Approved this Month			
Number C/O # 1	Date Approved	4,025.88	
TOTALS		4,025.88	0.00
Net Change by Change Orders			**4,025.88**

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief, the work covered by this application for payment has been completed in accordance with the contract documents, that all amounts have been paid by the Contractor for work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: IEI GENERAL CONTRACTORS, INC.

By: _____ DATE: 07/13/22

Application is made for Payment, as shown below, in connection with the Contract. **Continuation Sheet, Document G703,** is attached.

1. **ORIGINAL CONTRACT SUM**		$ 1,879,500.00
2. **Net Change by Change Orders**		$ 4,025.88
3. **CONTRACT SUM TO DATE** (Line 1+2)		$ 1,883,525.88
4. **TOTAL COMPLETED & STORED TO DATE** (Column G on G703)		$ 242,588.00
5. **RETAINAGE:**		
a. 10% of Completed Work (Column D+E on G703)	$ 20,632.70	
b. 10% of Stored Material (Column F on G703)	$ 3,626.10	
Total Retainage (Line 5a+5b or Total in Column I of G703)		$ 24,258.80
6. **TOTAL EARNED LESS RETAINAGE** (Line 4 less line 5 Total)		$ 218,329.20
7. **LESS PREVIOUS CERTIFICATES FOR PAYMENT** (Line 6 from prior Certificate)		$ 90,581.40
8. **CURRENT PAYMENT DUE**		$ **127,747.80**
9. **BALANCE TO FINISH, PLUS RETAINAGE** (Line 3 less Line 6)		$ 1,665,196.68

State of WISCONSIN County of: BROWN
Subscribed and sworn to before me this 13th day of Jul-22
Notary Public: _____
My Commission expires: ~~7/13/24~~ 3/13/26

NOTARY PUBLIC BRIDGET DEPREZ STATE OF WISCONSIN

ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising the above application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED $ $127,747.8

(Attach explanation if amount certified differs from the amount applied for.) 0

ARCHITECT:

By: _____ Date: 08/04/2022

This Certificate in not negotiable. The AMOUNT CERTIFIED is payable only to the Contractors named herein.Issuance, payment and acceptance of payment are without predudice to any rights of the Owner or Contractors uner this Contract.

CONTINUATION SHEET

AIA DOCUMENT G703 (Instructions on reverse side)

AIA Document G702, APPLICATION AND CERTIFICATE FOR PAYMENT, containing
Contractor's signed Certification is attached.
In tabulations below, amounts are stated to the nearest dollar.
Use Column I on Contracts where variable retainage for line items may apply.

APPLICATION NUMBER: 3
APPLICATION DATE: 7/11/2022
PERIOD TO: 7/11/2022
ARCHITECT'S PROJECT NO: Indianford Dam

A	B			C	D	E	F	G		H	I
ITEM NO.	DESCRIPTION OF WORK	Bid Quantity	Actual Quantity	SCHEDULED VALUE	WORK COMPLETED FROM PREVIOUS APPLICATION (D+E)	WORK COMPLETED THIS PERIOD	MATERIALS PRESENTLY STORED (NOT IN D or E)	TOTAL COMPLETED AND STORED TO DATE (D+E+F)	% (G/C)	BALANCE TO FINISH (C-G)	RETAINAGE
	Mobilization	1		$270,000.00	$70,766.00	$52,561.00	$32,381.00	$155,708.00	58%	$114,292.00	$15,570.80
	Dewatering	1		$100,000.00		$27,000.00		$27,000.00	27%	$73,000.00	$2,700.00
	Demolition	1		$215,000.00		$30,000.00		$30,000.00	14%	$185,000.00	$3,000.00
	Cast-In-Place Concrete	235		$399,500.00				$0.00	0%	$399,500.00	$0.00
	Civil Works Fabrications	1		$350,000.00	$11,000.00		$3,880.00	$14,880.00	4%	$335,120.00	$1,488.00
	Slide Gate Operators	6		$90,000.00				$0.00	0%	$90,000.00	$0.00
	Slide Gates	6		$405,000.00				$0.00	0%	$405,000.00	$0.00
	Gravel Equipment Pad	1		$15,000.00	$15,000.00			$15,000.00	100%	$0.00	$1,500.00
	Underwater Concrete Surface Repair	1		$35,000.00				$0.00	0%	$35,000.00	$0.00
	Change Order #1	1		$4,025.88				$0.00	0%	$4,025.88	$0.00
				$1,883,525.88	$96,766.00	$109,561.00	$36,261.00	$242,588.00	13%	$1,640,937.88	$24,258.80

FORM 239 - WAIVER OF LIEN. Partial

Whereas, we the undersigned, ***IEI GENERAL CONTRACTORS, INC.*** have contracted with ***ROCK-KOSHKONONG LAKE DIST.***

to furnish material and perform services, to enter into the erection, construction, alteration and repair of certain improvements, now in progress or about to begun, upon the following described real estate, situated in the county of _____ State of Wisconsin, to wit:

Indianford Dam

April Pay Request

Now, Therefore, we the undersigned, for and in consideration of one hundred twenty seven thousand seven hundred forty seven and .80/100-------($127,747.80) Dollars, and other good and .

and all lien, or claim, or right of lien, on said above described real estate and on all buildings, improvements and appurtenances situated thereon or thereunto belonging, on account of labor or materials or both, furnished or hereafter to be furnished by the undersigned to or on account of the said

_____ for said building or premises.

Given under my hand and seal this 13th of July 2022

Valid upon receipt of $127,747.80

IEI GENERAL CONTRACTORS (Seal)

(Seal)

CHANGE ORDER

Distribution to: OWNER [X] ARCHITECT [X] CONTRACTOR [ ] FIELD [ ] OTHER [ ]

IEI Job #1509

PROJECT: Indianford Discharge Capacity Upgrades
Rock-Koshkonong Lake District

C/O NUMBER: **3 Revised**

INITIATION DATE: 8/11/22

CONTRACTOR:
IEI General Contractors, Inc.
P.O. Box 5067
De Pere, WI 54115

ARCHITECT'S PROJECT 4664711-192948.01

CONTRACT FOR: General Construction IDWCP1

CONTRACT DATE: 08/24/21

You are directed to make the following changes in this Contract:

Contract Time Extension due to weather delay *$0.00*
Length of Delay is Now Known

See Attached Supporting Documents

Not valid until signed by both the Owner and Architect.
Signature of the Contractor indicates his agreement herewith, including any adjustment in the Contract Sum or Contract Time.

The original Contract Sum was.	$	$1,879,500.00
Net change by previously authorized Change Orders.	$	$4,025.00
The Contract Sum prior to this Change Order was.	$	$1,883,525.00
The Contract Sum will be increased by this Change Order . . .	$	$0.00
The new Contract Sum including this Change Order will be.	$	**$1,883,525.00**

The Contract Time will be extended by 55 buisness days
The Date of Substantial Completion as of the date of this Change order will be extended

Mead & Hunt, Inc.	IEI General Contractors, Inc.	Rock-Koshkonong LD
ARCHITECT	CONTRACTOR	OWNER
	P.O. Box 5067	
Address	Address	Address
	De Pere, WI 54115	
BY	BY	BY
DATE	DATE 8/11/22	DATE

INTEGRITY ♦ EXCELLENCE ♦ INNOVATION

August 11, 2022

Indianford Dam Project
Mead and Hunt

Re: Written Request for a Contract Extension - Weather

IEI General Contractors, Inc. is formally requesting a substantial construction completion date extension for the Indianford Dam Project based on our latest schedule revision.

1) Water flows are too high to allow for any construction at this point.
2) We were scheduled to begin construction on 5/2/22 but couldn't due to flows until 7/18/22.
3) Increase in contract time should be 55 business days due to the high-water delay
4) At this time, there will be no increases in contract price if we are able to complete the project by the end of November. If the schedule would push out further into winter (temperature dependent), we would incur additional expenses due to winter conditions, that I estimate to be in the range of $5,000-$10,000 per month, depending on temperatures.

If you have any questions or concerns, please contact us and we would be happy to sit down and review them with you.

Very truly yours,

Brandon Martzke
Vice President

1725 MIDWAY ROAD / P.O. BOX 5067 / DE PERE, WI 54115-5067 / PH: 920-337-2111 / FAX: 920-336-1647