

ENROLLED ORDINANCE 171-47

AUTHORIZE APPLICATION FOR AND ACCEPTANCE OF COUNTY CONSERVATION
GRANT FOR OKAUCHEE LAKE 2017 MUSKIE STOCKING

WHEREAS, Waukesha County desires to participate in county fish and game projects pursuant to the provisions of § 23.09(12), Wis. Stats., and

WHEREAS, Waukesha County has entered into a Memorandum of Understanding with the Muskellunge Club of Wisconsin (MCW) and the Milwaukee Chapter of Muskies, Inc. (MCMI) to stock Muskellunge fingerlings into Okauchee Lake, and

WHEREAS, the Wisconsin Department of Natural Resources (WDNR) has grant funding available through the County Conservation Aids program specifically for the installation of fish and game projects under § 23.09(12), Wis. Stats, and

WHEREAS, the MCW and the MCMI have an amount in their budget sufficient to satisfy the County's required 50% matched share of total project costs and will pay the same towards the project, and

WHEREAS, the State of Wisconsin requires County application and management of County Conservation Fund projects, and

WHEREAS, the proposed project will benefit the entire Oconomowoc River Watershed by helping to maintain a diverse and healthy gamefish population and improving water quality through bio-manipulation.

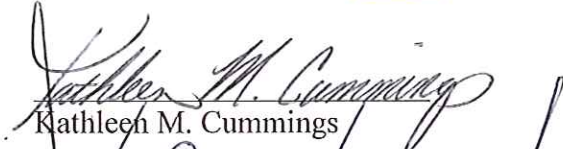
THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WAUKESHA ORDAINS that the Waukesha County Department of Parks and Land Use, through its Director or his designee, is authorized to execute the application for and accept distribution of WDNR County Conservation financial aid that may be available for the stocking of Muskellunge fingerlings into Okauchee Lake (the "Project").


BE IT FURTHER ORDAINED that the Waukesha County Department of Parks and Land Use will submit to the WDNR reimbursement claims along with necessary supporting documentation within one year of the Project end date.

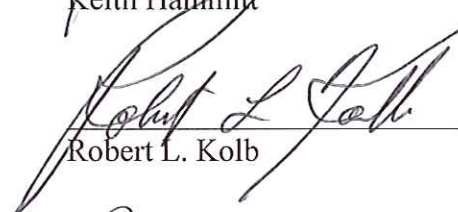
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GRANT FOR OKAUCHEE LAKE 2017 MUSKIE STOCKING

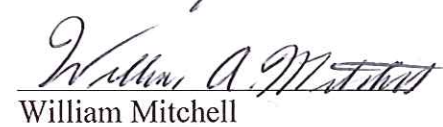
Presented by:
Land Use, Parks, and Environment Committee

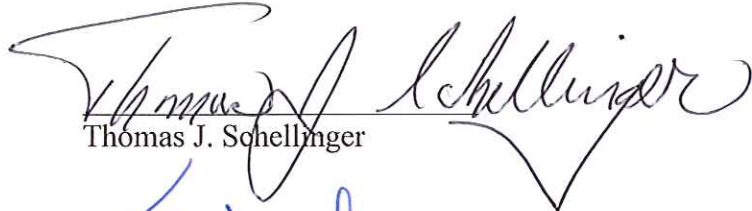

David D. Zimmermann, Chair

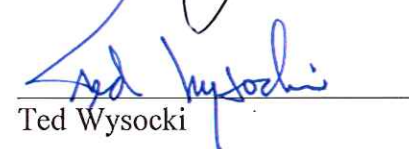

Kathleen M. Cummings


Keith Hammit



Robert L. Kolb


William Mitchell


Thomas J. Schellinger


Ted Wysocki

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, was presented to the County Executive on:

Date: 10/25/16, 
Kathleen Novack, County Clerk

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, is hereby:

Approved: X

Vetoed: _____

Date: 10/31/16, 
Paul Farrow, County Executive

Memorandum of Understanding

This Memorandum of Understanding is entered into this 20th day of September, 2016 between and among Waukesha County, a Wisconsin Municipal Corporation and The Muskellunge Club of Wisconsin and Milwaukee Chapter of Muskies, Inc. for the purpose of applying for State of Wisconsin County Conservation Funds to allow for the stocking of Muskellunge fingerlings into Lake Okauchee ("the Project") and define the Parties obligations with respect to the Project.

WHEREAS, the Muskellunge Club of Wisconsin and the Milwaukee Chapter of Muskies, Inc. are formed to improve Muskellunge fishing on County Lakes;

WHEREAS, the Muskellunge Club of Wisconsin and the Milwaukee Chapter of Muskies, Inc. desire to add up to 1000 fingerling Muskellunge into the waters of Okauchee Lake through the Project;

WHEREAS, the Muskellunge Club of Wisconsin and the Milwaukee Chapter of Muskies, Inc. request State of Wisconsin County Conservation Grant Funding for their Project;

WHEREAS, County Conservation Grant Funding must be applied for and managed by Waukesha County per Wisconsin State Statute § 23.09(12);

WHEREAS, the Muskellunge Club of Wisconsin and the Milwaukee Chapter of Muskies, Inc. agrees to fully assist the County with application and all reimbursement of financial aid documentation necessary for the Project.

WHEREAS, the Muskellunge Club of Wisconsin and the Milwaukee Chapter of Muskies, Inc. agree to pay all required matching funds towards the actual cost of the Project

WHEREAS, this Project will provide fisherman with future trophy fishing opportunities and help improve water quality;

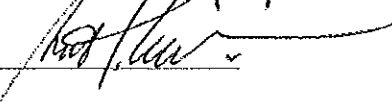
NOW, THEREFORE, the Muskellunge Club of Wisconsin and the Milwaukee Chapter of Muskies, Inc. and County mutually agree to the following provisions to effectuate the above intentions:

- 1) Muskellunge Club of Wisconsin and the Milwaukee Chapter of Muskies, Inc. will provide the County with Project information regarding the Okauchee Lake Muskellunge Stocking for purpose of completing application for County Conservation Grants.

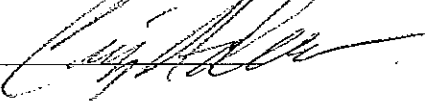
- 2) County will apply to the State of Wisconsin Department of Natural Resources for County Conservation Grant for financial aid for the Project.
- 3) County will notify the Muskellunge Club of Wisconsin and the Milwaukee Chapter of Muskies, Inc. of financial aid amount if and when Grant is approved.
- 4) Muskellunge Club of Wisconsin and the Milwaukee Chapter of Muskies, Inc. shall pay toward the Project all matching funds that the County becomes obligated to contribute toward the Project pursuant to Wisconsin Statute Section 23.09(12)(c). The County shall have no financial obligation toward the Project whatsoever beyond the matching funds provided by Muskellunge Club of Wisconsin and the Milwaukee Chapter of Muskies, Inc.
- 5) Muskellunge Club of Wisconsin and the Milwaukee Chapter of Muskies, Inc. will manage the Muskellunge stocking into Okauchee Lake assuring compliance with all WDNR funding grant requirements and will assume all future maintenance of the Project.
- 6) Waukesha County shall not be held liable for any injury or damage suffered by the Muskellunge Club of Wisconsin and the Milwaukee Chapter of Muskies, Inc. their agents or employees, arising out of the performance of any act or thing required by the terms of this agreement. The Muskellunge Club of Wisconsin and the Milwaukee Chapter of Muskies, Inc. agree to indemnify, defend and hold harmless the County, its boards, commissions, agencies, officers, employees and representatives (collectively, "Indemnified Parties") from any claims and demands that any person may have or make in any manner against the Indemnified Parties arising out of any manner or thing related to this agreement, the Project or the premises described herein.
- 7) Any and all obligations under this Memorandum of Understanding are conditioned upon the Waukesha County Board of Supervisors (the "Board") authorizing application for and acceptance of State of Wisconsin Department of Natural Resources County Conservation Grant financial aid for the Project. The failure of the Board to so act shall render this Memorandum of Understanding null and void.

The forgoing conditions are accepted by the Muskellunge Club of Wisconsin and the Milwaukee Chapter of Muskies, Inc. this 20th day of September, 2016.

Muskellunge Club of Wisconsin

By: Scott Wilkie x 
Printed Name and Signature
President
Title

Milwaukee Chapter of Muskies, Inc.

By: Craig Ader x 
Printed Name and Signature
President
Title

The forgoing conditions are accepted by Waukesha County this _____ day of September, 2016.

WAUKESHA COUNTY

By: _____
Dale R. Shaver, Director
Department of Parks and Land Use

D1 - Kolb	AYE	D14 - Wood	AYE
D2 - Zimmermann	(M) AYE	D15 - Mitchell	AYE
D3 - Morris	AYE	D16 - Crowley	AYE
D4 - Batzko	AYE	D17 - Paulson	AYE
D5 - Dondlinger	AYE	D18 - Nelson	AYE
D6 - Walz	AYE	D19 - Cummings	AYE
D7 - Grant	Notified	D20 - Schellinger	AYE
D8 - Michalski	AYE	D21 - Zaborowski	AYE
D9 - Heinrich	AYE	D22 - Wysocki	AYE
D10 - Swan	AYE	D23 - Hammitt	(2) AYE
D11 - Howard	AYE	D24 - Whittow	AYE
D12 - Wolff	AYE	D25 - Johnson	AYE
D13 - Decker	AYE		

1711-0-046

Passed (24 Y - 0 N - 1 Absent)

Majority Vote

