

**PROCEEDINGS OF THE BROWN COUNTY
EXECUTIVE COMMITTEE**

Pursuant to Section 19.84 Wis. Stats., a special meeting of the **Brown County Executive Committee** was held on Wednesday, July 17, 2024 in the Lower Level – Pine Room, Brown County Central Library, 515 Pine Street, Green Bay, WI.

Present: Chair Kaster, Supervisor Van Dyck, Supervisor Jacobson, Supervisor Pyle (for Supervisor Nicholson), Supervisor Buckley, Supervisor Antonneau, Supervisor Dantine
Also Present: Supervisor Gannon, Supervisor Borchardt, Supervisor Adams, Corporation Counsel David Hemery, Parks Director Matt Kriese, Director of Administration Chad Weinger and other interested parties

I. Call meeting to order.

The meeting was called to order by Chair Kaster at 5:17 pm.

II. Approve/modify Agenda.

Motion made by Supervisor Dantine, seconded by Supervisor Jacobson to approve. Vote taken. MOTION CARRIED UNANIMOUSLY

Comments from the Public – None.

Action Items – ARPA Funding Requests, Budget Adjustments and Resolutions

- 1. Discussion and possible action regarding Park Director’s request to use loss revenue funds for the Eagles Nest project in the amount of \$350,000 (please see attached Budget Adjustment and Budget Adjustment Resolution).**

Motion made by Supervisor Van Dyck, seconded by Supervisor Jacobson to refer Budget Adjustment and Resolution to full County Board meeting for consideration. *Motion withdrawn; no vote taken.*

Kriese provided a handout, a copy of which is attached outlining the additional funding request and a lengthy discussion followed.

Motion made by Supervisor Pyle, seconded by Supervisor Dantine to approve Budget Adjustment and Resolution. Vote taken. Nay: Buckley, Van Dyck MOTION CARRIED

Other Items

- 2. Such other matters as authorized by law. None.**
- 3. Adjourn.**

Motion made by Supervisor Pyle, seconded by Supervisor Kaster to adjourn at 6:14 pm. Vote taken. MOTION CARRIED UNANIMOUSLY

Respectfully submitted,

Baili Schreiber Therese Giannunzio
Recording Secretary Transcriptionist

Eagles Nest Additional Funding Points:

- WDNR Chapter 30 Permit issued on October 3, 2023, to reconstruct existing breakwaters, place riprap, dredge, place a pier and construction of new boat launch at the H.J. DeBaker Eagles Nest property.
- In October 2023 the WDNR issued a stop work order due to cofferdam failure and concerns regarding contractor means and methods for dewatering and construction.
- November 10, 2023, discussion of loss of fines was discussed and investigation took place at a site visit. In attendance were – Brown County, JSD, Miller Engineering, Payne and Dolan and DNR. Coring of the breakwater was completed along with observation reports.
- On December 15, 2023, after thorough review, WDNR staff directed Payne and Dolan to proceed with the project construction without filter fabric.
- Work resumed through early January and the entire exterior of the breakwater and jetty were completed per plan and armor stone was placed.
- A meeting was held April 9, 2024, with DNR staff, JSD, Miller Scientists, Brown County and Payne and Dolan. General project discussion was had.
- On June 5, 2024, the DNR, via Memorandum, sent Kriese the options that are expected to reduce the continued loss of fines:
 - 1. Removal of all fines from the breakwater core and other layers, or
 - 2. Adequately encapsulate the fine materials in the breakwater core with a filter that prevents migration of fine material.
- On July 2, 2024, the DNR Engineer Team and County's contracted Engineer Team met to discuss options.
- On July 3, 2024, Scott Koehnke with the DNR called Kriese and stated it didn't sound like there were any solutions from the Engineer Team's meeting held. He directed the DNR will require filter fabric, or the project will be forwarded on to Environmental Enforcement with violations being issued and permits pulled. In addition, the following grant contracts require compliance or Brown County risks losing these grants;
 - LWCFA Grant = \$321,750
 - NRDA = \$600,000
 - RBF = \$202,708
 - **Total Grants at Risk = \$1,124,458**
- On July 11, 2024, Kriese received an email from the DNR engineer's regarding what they required for filter fabric and other details. This was a necessary step to draft a construction estimate.
- Kriese requested a cost estimate from Payne and Dolan. On July 15, 2024, Jake Brucker with Payne and Dolan emailed the following cost increases:
 - Re-install cofferdam = \$70,000
 - Removal of armor stone, encapsulation with fabric, place armor stone = \$215,000
 - Potential deployment of turbidity barrier = \$45,000
 - Additional Engineering = \$35,000
 - Contingency = \$23,897
- Total additional costs = \$388,897
- **Funding request to complete this project = \$350,000.**
- Payne and Dolan has stated they may terminate the contract if this issue is not resolved by July 26, 2024. These details all relate to the SPECIAL EXECUTIVE MEETING AND LAST-MINUTE NATURE OF THIS AGENDA ITEM.

Drafted by Matt Kriese- as a brief synopsis of the project. This is not meant to be all inclusive.