



BOARD MEETING AGENDA / PACKET

May 23, 2026

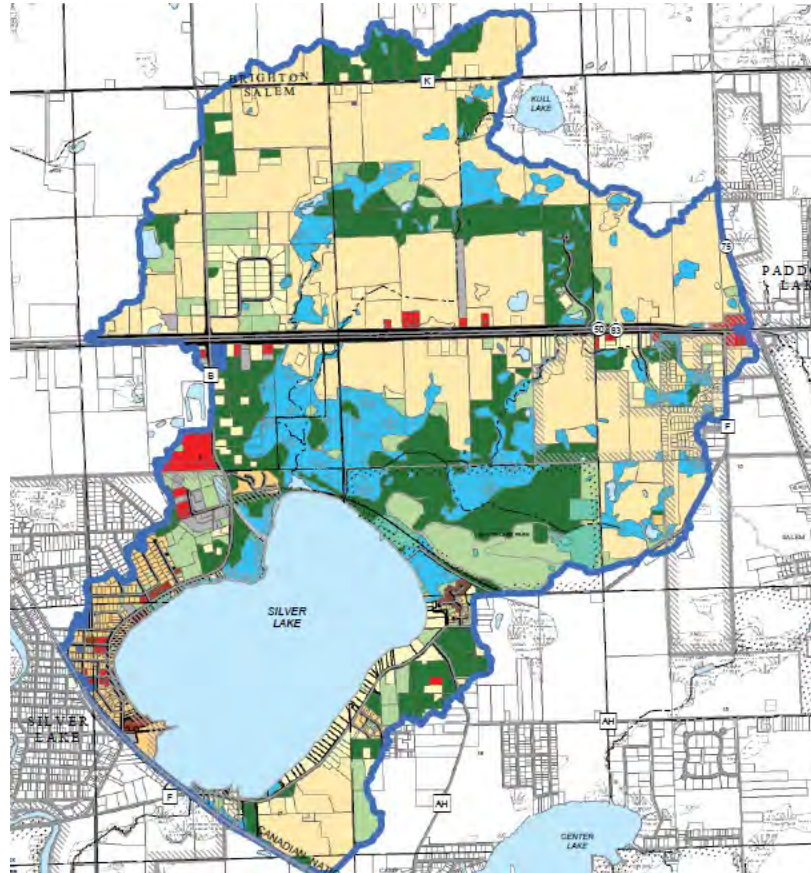
- 1. Call to Order (Current Chair Purinton)**
- 2. Roll Call**
 - a. Jeff Bell (Village of Salem Lakes Rep)**
 - b. John Coffey (Kenosha County Rep)**
 - c. Larry Kohn (Elected: 2-yr term remaining)**
 - d. Harry Laws (Elected: 1-yr term remaining)**
 - e. ----, Newly Elected Commissioner (3-yr term)**
- 3. Open Meeting Law Compliance (Notice provided with Annual Meeting Notice)**
- 4. SLMD History (Exhibit A)**
- 5. SLMD Board Overview, Policies, and Chapter 33 By-Laws (Exhibit B)**
- 6. Leadership Transition (hand out)**
- 7. Election of Officers (thru next Annual Meeting)**
 - a. Chairman (and transfer of gavel to new Chair)**
 - b. Treasurer**
 - c. Secretary**
- 8. Confirm 2026-2027 Board Liaison/Volunteer Assignments**
 - a. Invasive Species**
 - b. Water Safety**
 - c. Lake Levels**
 - d. Water Quality**
- 9. Approval of April 30, 2025, Board Meeting Minutes (Exhibit C)**
- 10. Approve Payment of Bills (Exhibit D)**
 - a. AM Mtg Expense Reimb: L Kohn \$743.64, J Purinton \$343.95**
 - b. Board Emails: AIR Technology Services \$655.20**
- 11. Select Next Quarterly Board Meeting Tentative Date, Location, Time**

- a. Mid-September date**
- b. Location? Time?**
- c. Possible agenda items:**
 - i. Review 2026 Annual Meeting**
 - ii. Review summer 2026 Water Safety Patrols**
 - iii. Review WQMP summer field study results**

12. Adjournment

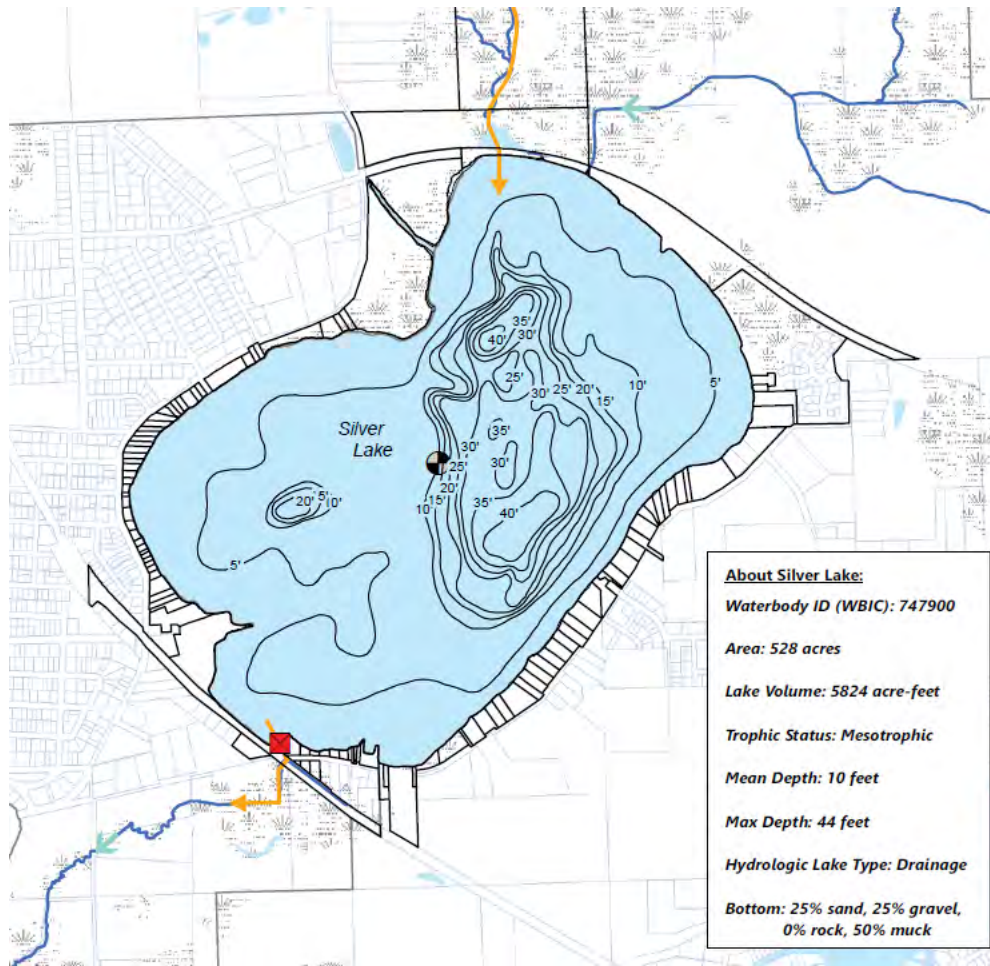
EXHIBIT A
SLMD HISTORY

SILVER LAKE MANAGEMENT DISTRICT HISTORY AND OVERVIEW¹



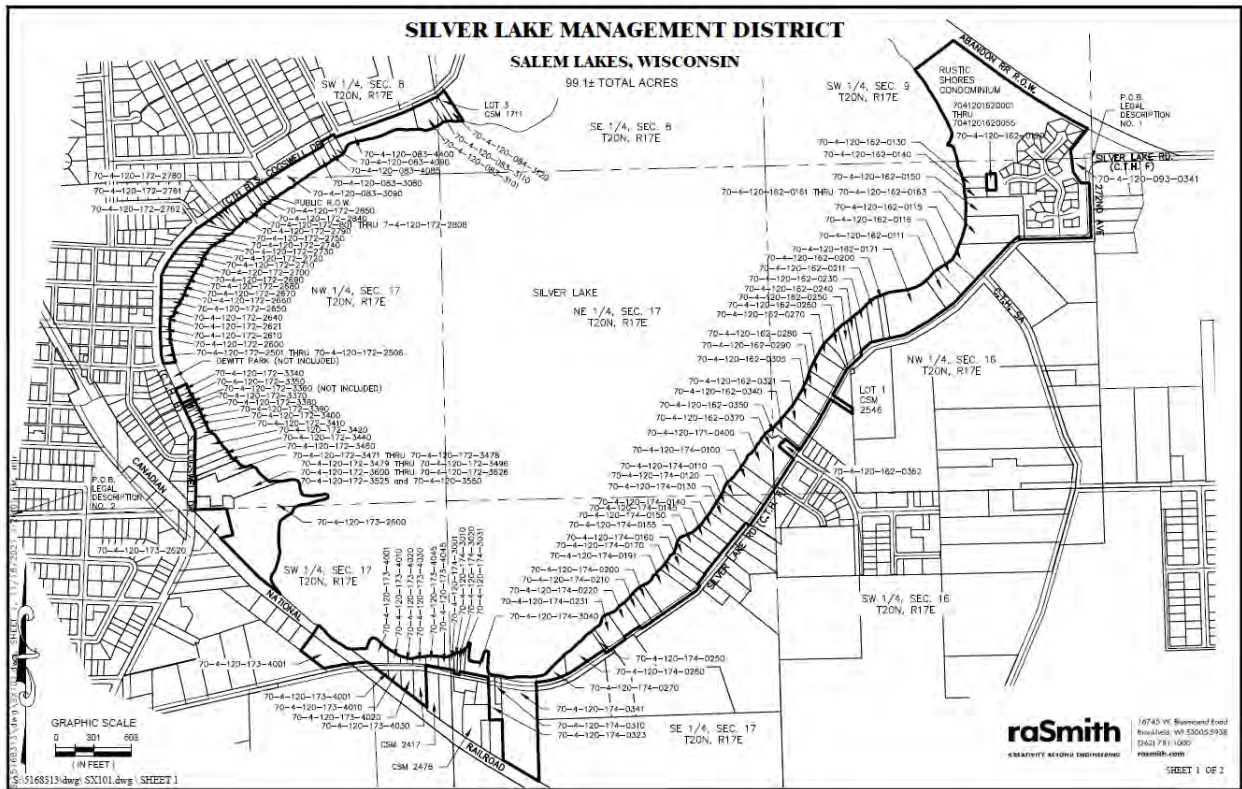
- Silver Lake has a relatively small 4.3-square mile watershed.
- It's narrow on the south and east sides, only going a couple of blocks into the town of silver lake on the west side of the lake and to the bluff top along the southeastern shore.
- But the watershed goes quite a distance north, all the way to CTH K, and northeast to the Brass Ball intersection of Hwy 50 and Hwy 75.
- In terms of land use, the northern shoreline remains undeveloped, mostly with natural vegetation. The remaining lake shoreline is pretty much fully developed with residential and a few commercial uses.
- The area immediately north of the lake contains wetlands and woodlands, much of it protected in public ownership. The rest of the northern watershed is mostly farmland, but is gradually developing, with commercial uses along Hwy 50 and residential elsewhere.

¹ From Purinton presentation to the "Lake District Forum," sponsored by the Village of Salem Lakes and held at the Village Hall, Saturday, February, 28, 2026



- Silver Lake covers about 528 acres and is fed by two creeks at the north end. One outlet creek at the south end drains into the Fox River.
- The lake is generally <10' deep in the southwest half of the lake but reaches over 40' deep in several spots in the bowl in the northeast half of the lake.
- As one of the larger lakes in Kenosha County, Silver Lake is very attractive for recreational boating and fishing.
 - The lake has a wide diversity of aquatic plants (28 species) and is known for its bass, northern, panfish, and more recently walleye.
 - There are about 135 boat rental slips on the lake, three boat launches, and 250 or more boats moored at lakefront residences.
 - There are two public beaches. The Silver Lake County Park beach charges an entry fee and reaches parking capacity on many weekends.
 - So, in addition to 10-20 fishermen most weekend days, the lake regularly sees lots of boats towing tubes and skiers, paddle boards, kayaks, pedal boats, and even a few sailboards and kite boards.

- The lake also has a favorite gathering spot. 25 to 50 (to as many as 100 boaters on special occasions) anchor off the Silver Lake County Park beach most Saturdays and Sundays.



- The Silver Lake Management District includes 178 privately-owned lakefront properties generally on the east side of Cogswell Drive and the west side of Silver Lake Rd. Those are the small parcels identified on the plan.
- The lake district does not include publicly owned land. The entire northern shoreline is DNR conservancy land and the Kenosha County Silver Lake Park. The Village boat ramp and beach on the southwest side of the lake are also not included.
- The Silver Lake Management District was formed by the Kenosha County Board in 2021. We were the first lake district formed in the county in over 30 years.
- The Silver Lake Management District was created first and foremost to provide a consistent funding source and continuous organizational structure to manage invasive water milfoil in the lake.
 - Invasive water milfoil literally took over our lake about 15 years ago.
 - A private organization, the Silver Lake Protection Association, successfully funded and managed lake-wide treatment of milfoil in 2015. But after a half dozen years of raising and spending \$150,000 on the effort (thank you to the

- DNR for a grant for over half that amount), the organization was unable to continue at that level and instead sponsored the formation of the lake district.
- 2026 will be the fourth year that the lake district has taken over the water milfoil/invasive species survey and annual treatment. Our costs have run from \$4,000 to \$11,000 per year. Our annual milfoil management is our attempt to hopefully prevent another milfoil takeover of the lake.
 - The Silver Lake Management District has also investigated implementing a Clean Boats, Clean Waters program for Silver Lake to slow down / prevent the spread of invasive species between lakes.
- In addition to our primary focus to manage invasive water milfoil, the Silver Lake Management District now sponsors three other programs:
 - Water Safety Patrols is our second program area:
 - Silver Lake lost its water safety patrols when the Village of Silver Lake merged with the Town of Salem to form the Village of Salem Lakes in 2017.
 - We're a relatively busy lake, especially on holiday weekends. So, like all other lake districts in Kenosha County wanting water safety patrols, we now sponsor it for our lake.
 - 2026 will be the third year we are contracting with the Kenosha County Sheriff's Department to provide water safety patrols most weekend days. 2025 cost us almost \$14,000 per year and we expect to get about half of that back in a DNR grant this year.
 - Our volunteer Water Safety Committee is also planning a water safety education program for this year focused on a three-topic campaign: 1) stay 100' away from all other boats, 2) go counterclockwise with traffic, and 3) you need a DNR boater safety certificate if you were born after Jan 1, 1989.
 - Lake Levels/Outlet Dam is our third program area.
 - I suspect most other lakes have a similar problem -- Silver Lake has a long history of complaints from one group of people when the lake was "too high" or from others when the lake was "too low." But no one had any facts about the actual lake levels; there was no reliable record of lake levels over time.
 - So, in the fall of 2022, we started recording and publishing monthly lake levels based on the Village's measurement gauge located in the outlet creek.

- We've documented that our lake level has varied about three feet in the past decade – from the flood high in July 2017 to the drought-caused low in August 2021.
 - The measured range over the past three years has been about 1.5 feet, which is probably closer to the “average variation” when the extremes are taken out of the data set.
 - The lake also has annual cycles. Our monthly data also verifies the conventional wisdom of property owners that the lake level typically declines 8” to 12” from spring to fall each year.
 - We're also trying to educate our property owners and lake users that the lake level is primarily dependent on the precipitation falling in the watershed vs the level of lake evaporation that occurs. Rainy, cloudy, cool weather results in rising lake levels; hot, dry weather results in lower lake levels. We've documented lake levels rising or falling as much as 6” in a month's time.
 - Silver Lake has a privately-owned dam on the outlet creek, and we've documented that the dam has a marginal effect on lake levels. It does keep the lake level higher by 6” to 10” when the lake level falls below the top of the dam.
 - We've also examined the construction of the outlet dam, its height, state rules concerning the dam, and its private operation. We've concluded that, for now, all's well.
- Water Quality:
 - Water Quality was the fourth concern raised in our property owner and lake user survey completed in 2023.
 - Silver Lake generally has good water quality. We'd like to keep it that way.
 - Water clarity and base chemistry readings have been taken as part of the DNR's Citizen Lake Monitoring Network consistently over the past 20 years and with some readings going back as far as the 1970s.
 - Given that background, the lake district did sponsor more detailed spring and fall sampling and water chemistry analysis in 2024. We found, to no one's surprise, that most readings are pretty much typical of a southern Wisconsin lake. We did note, however, that salt, phosphorus, and nitrogen levels seemed to have risen over the past 20 years.
 - We are about to start a study of possible water quality concerns including stormwater outfalls, pollutant loading sources, beach

closures, shoreline conditions, boating carrying capacity, and aquatic habitat.

- Thanks to a significant DNR grant that we just received, we will soon be contracting with SEWRPC to undertake the study this summer and then prepare a Water Quality Management Plan this fall.
- Stay tuned for the results of the field study this fall.

One final comment on our lake district budget: Our tax levy for the first couple of years was \$52,000, which in 2022 translated into about a \$150 increase to our median property owner who has a real estate assessment of nearly \$300,000. After running surpluses for several years (primarily due to lower-than-expected milfoil survey and treatment costs), we reduced our tax levy by 10% for 2026 and I hope we will do the same or better for 2027.

EXHIBIT B

SLMD BOARD RULES AND PROCEDURES

CHAPTER 33 WIS STATUTES RE: LAKE DISTRICTS



BOARD OF COMMISSIONERS

LAKE DISTRICTS ARE A LOCAL UNIT OF GOVERNMENT

- Authorized by Wis Statutes Chapter 33, also subject to Wis Open Meeting law
- Over 250 lake districts in Wisconsin
- Fill gaps not covered by WDNR, county, or village laws & regulations
- Lake districts/associations supported by UW-Stevens Point Extension Lakes

SILVER LAKE MANAGEMENT DISTRICT

- History
 - Formed by Kenosha County Board in August 2021
 - Primary impetus for formation was management of HWM invasive species
 - Now also include boating safety, lake levels, and water quality programs
 - Because SLMD does not maintain a physical office, it is required by law to have a website to provide public access to records, meeting notices, etc.
- Board Membership
 - Two appointed Commissioners (Kenosha County and Village of Salem Lakes)
 - Elected Commissioners with staggered 3-year terms
- Quarterly Meetings and Agenda Cycle
 - Quarterly meetings required by statute
 - First meeting is immediately after Annual Meeting: Elect officers for next year
 - September: Summer recap, special programs, WDNR grant applications
 - December: Next year's lake treatment, next year's water safety patrols, annual admin expenses (e.g., insurance, audit, website hosting, emails)
 - Spring: Annual Meeting (agenda/notice, assignments for mailing required AM meeting notice materials, other publicity, meeting materials and set-up, election check-in volunteers and materials, etc.).
- Annual Meeting – Date, time, and venue set at December Board meeting. Has been held on Saturday morning before Memorial Day at Copper Bottom Pavilion.
 - Statutory purposes of Annual Meeting:
 - Elect Board Commissioner(s)

- Approve next year's Annual Budget (including tax levy and any programs >\$10,000)
 - Conduct any other business of the lake district
 - Election of Commissioner(s) is an official Wisconsin municipal election, which must be by secret, written ballot.
 - SLMD Agenda includes election and budget approval, but also typically includes reports on district programs
 - Pre Meeting:
 - Materials (Agenda, Call for Nominations, Financials [past, present & proposed budget) mailed to all property owners at least 3 weeks prior to Annual Meeting.
 - Legal Class 2 Notice (Kenosha News) in advance of meeting required by statute.
 - Other meeting publicity (website, email list, physically posted Meeting Notice/Agenda).
 - At the Annual Meeting:
 - Need to check-in Voters/Electors at entrance as they come into the Annual Meeting.
 - Check-in by lake geography (Cogswell Rd, Newport Bay/Lakecrest Shores, Silver Lake Rd, Rustic Shores)
 - Check against List of SLMD property owners and residents
 - Persons not on the List can sign Voter Certificate if eligible
 - Verified Electors receive Ballot and green card (for in-meeting voting on budget or anything else up for a vote)
 - Who is an Elector?? Who Can Vote at the Annual Meeting??
 - District Property Owners (per County real estate records, includes representatives of trusts, LLCs and corporate land owners)
 - Permanent Residents living in the District (who are otherwise eligible to vote).
 - Per statute, Electors must be present to vote --no absentee or early voting and no proxies are allowed
 - Per statute, Electors at Annual Meeting must pass next year's Budget, Tax Levy, and All Programs >\$10,000. District Board CANNOT approve an annual budget or authorize any program in excess of \$10,000 without approval of electors at an Annual Meeting.
- Board Meeting and Member Notes

- Meeting Notices must include Agenda and must be “posted” at least 24 hrs prior to the meeting (Wis Open Meeting law). Posting on the website satisfies this requirement, though typically the Meeting Notices are also physically posted at the Silver Lake Post Office, Salem Lakes Village Hall, and Salem Community Library.
- Meeting Location must be public and ADA-accessible place.
- SLMD Board Quorum is three Board members and therefore three Board members cannot discuss Board business at any time outside of the meeting (phone, email, in-person).
- SLMD records must be available for inspection by the public. Since SLMD does not maintain an office, posting the Meeting Notices, Meeting Packets, and Meeting Minutes on the website satisfies this requirement.
- District Admin overhead includes insurance, website, emails, banking, annual review.
- Agenda Set by Chair with advice of Board members. Meeting Packet prepared by Chair.
- Meeting Notice and Meeting Packet are uploaded by Secretary to website about one week in advance of the regular board meeting.
- Meetings run by Chair using Robert’s Rules (often more informal “Bob’s” Rules).
- Commissioners do own staff work.
- Volunteer(s) with Board member liaison in charge of advising on and/or implementing invasive species, water safety, lake levels, and water quality programs.
- Only Chair can sign contracts which must be authorized by Board vote prior to execution.
- All bills must be approved in advance by Board vote prior to payment.
- Two Board members must sign all checks. Typically, all Board officers are signatories and can sign the checks.



BOARD RULES AND PROCEDURES

The following Rules and Procedures were adopted by the Board of Commissioners of the Silver Lake Management District at the December 29, 2021, Board Meeting.

General

The Board of Commissioners of the Silver Lake Management District will comply with the relevant provisions of **Chapter 33, Wisconsin Statutes**, titled “Public Inland Waters” and **Chapter 19, Wisconsin Statutes** titled “General Duties of Public Officials.”

About Board Meetings

- **Quorum:** Three Commissioners will constitute a quorum. A maximum of two Commissioners can attend remotely if unable to attend in person.
- **Agenda:** Set by Chair prior to meetings. Included in the Board Meeting Notice. No Board actions on any items not included in the published Agenda.
- **Board Meeting Notice:** Board Meeting Notice prepared by Chair to include meeting time, date, location, and Agenda. Posted in at least three locations accessible to the public near the meeting location, as well as the District website, at least 24 hours in advance of the meeting.
- **Regular Meetings:** Held at least quarterly. Date, time, location of subsequent Board Meeting set by Board at prior meeting. Held in places accessible to the public with Board Meeting Notice provided in advance. In time of declared emergency, remote meetings may be held.
- **Special Meetings** (those not set at a prior Board meeting): Can be called by Chair, by written request of three Commissioners, or by District property owners pursuant to Chapter 33. Board Meeting Notice required for compliance with Wisconsin open meeting law.
- **Board Actions:** Motion with second required for approval of minutes and passage of resolutions, paying bills, awarding vendor contracts, approving Annual Budgets, etc. Voice vote unless roll call requested by a Commissioner.
- **Board Minutes:** Recorded by the Secretary, approved by the Board at the subsequent Board meeting. Posted on District website.

About District Operations

- **Annual Budget:** Treasurer and Chair to draft Annual Budget for Board review and approval. Treasurer to present Annual Budget to Annual Meeting for final approval.
- **Tax Levy:** Treasurer to maintain the list of District property owners and file annual tax levy in the fall as required by the local municipal rules. Levy to be in Annual Budget approved earlier that year at the Annual Meeting.
- **Bank Account and Bookkeeping:** Treasurer to maintain the District's segregated bank account, keep the District's books, deposit District funds, prepare bills for Board approval, and provide financial reports to the Board at least twice a year. Treasurer to pay bills approved by Board. After-the-fact authorization by Board allowed for time-sensitive items.
- **Audits:** Treasurer to budget for, and facilitate an annual audit as required by Chapter 33.
- **Vendor Bidding:** Vendor contracts over \$2,000 will be competitively bid by the Treasurer or the designated Commissioner unless the Board approves otherwise. The Board must approve the contract award before the contract is executed. Only the Chair can execute contracts on behalf of the District. Sole-source contracts can be awarded by the Board in special situations when multiple bids were not received despite extra efforts, when the execution of the contract requires a specific contractor, or when the new work is an extension of a prior contract.
- **District Website:** The Secretary is responsible for updating and maintaining the District website and the email list of District property owners and interested parties.
- **Office/PO Box:** A physical office is not required. When there is no physical office, the District will maintain a PO Box.
- **Public Records:** Maintained for a minimum of five years. Agendas, Board Meeting Notices, meeting hand-out materials, meeting presentations, and Meeting Minutes will be maintained by the Secretary and, as appropriate, posted on the District website. RFP's, bids, vendor contracts, bills, bank records, financial statements, audit reports, etc. will be maintained by the Treasurer. All records to be available for public inspection.
- **District Public Communications:** Made by (signed by) the Chair. Reviewed by Commissioners prior to release.
- **Annual Meeting:** Held pursuant to Chapter 33 requirements. Date, time, location, and Agenda will be approved by Board at least 30 days prior to the Annual Meeting. Agenda to include approval of the Annual Budget and the tax levy for that year, as well as election of property-owner commissioner(s) for vacant/expiring positions by written ballot. A person not running for Commissioner will count the election ballots.
- **Between Meeting Communication and Consultation Among Commissioners:** Communications between two commissioners is encouraged, but discussions concerning District business outside Regular or Special Meetings among three or more commissioners is prohibited.

CHAPTER 33

PUBLIC INLAND WATERS

	SUBCHAPTER I		
	INTENT; DEFINITIONS; AND DEPARTMENTAL POWERS		
33.001	Findings and declaration of intent.	33.305	Special meetings of district.
33.01	Definitions.	33.31	Power to finance.
33.02	Department; powers and duties.	33.32	Special assessments and special charges.
33.03	Cooperation by state agencies.	33.33	Merger, attachment, detachment.
	SUBCHAPTER III	33.35	Dissolution of districts.
	LAKE PROTECTION AND REHABILITATION PROJECTS	33.36	Alteration of districts.
33.11	Goals.	33.37	Districts in more than one county.
33.12	Scope.		SUBCHAPTER V
33.13	Feasibility study.		DANE COUNTY LAKES AND WATERSHED COMMISSION
33.14	Plan preparation and adoption.	33.41	Definitions.
33.15	Implementation.	33.42	Creation.
33.16	Financial assistance program.	33.44	Board of commissioners; composition.
33.17	Unfunded application to continue.	33.445	Board of commissioners; duties.
33.18	Use of tax incremental financing prohibited.	33.45	Board of commissioners; powers.
	SUBCHAPTER IV	33.455	Regulation proposed by board of commissioners.
	PUBLIC INLAND LAKE PROTECTION AND REHABILITATION DISTRICTS	33.457	Implementation plan.
33.21	Public inland lake protection and rehabilitation districts; purposes.	33.46	Budget proposals.
33.22	District; powers.	33.47	Special assessments and special charges.
33.23	Municipalities may establish district.	33.475	Boating fees.
33.235	Restructured districts; conversion and merger of town sanitary districts.	33.48	Continued expenditure level by county and municipalities.
33.24	County board may establish district.		SUBCHAPTER VI
33.25	Petition.		SOUTHEASTERN WISCONSIN
33.26	Hearings, time, notice, boundaries, approval, limitations.		FOX RIVER COMMISSION
33.265	Notice, filing and recording requirements.	33.53	Definitions.
33.27	Initial district board of commissioners.	33.54	Creation, funding.
33.28	District board of commissioners.	33.55	Board of commissioners; composition.
33.285	Property owning requirements.	33.56	Board of commissioners; duties.
33.29	Board of commissioners; officers; powers and duties.	33.57	Board of commissioners; powers.
33.30	Annual meeting of district.	33.58	Regulation proposed by board of commissioners.
		33.59	Implementation plan.
		33.60	Budget proposals.

Cross-reference: See also ch. NR 60, Wis. adm. code.

SUBCHAPTER I

INTENT; DEFINITIONS; AND DEPARTMENTAL POWERS

33.001 Findings and declaration of intent. (1) The legislature finds environmental values, wildlife, public rights in navigable waters, and the public welfare are threatened by the deterioration of public lakes; that the protection and rehabilitation of the public inland lakes of this state are in the best interest of the citizens of this state; that the public health and welfare will be benefited thereby; that the current state effort to abate water pollution will not undo the eutrophic and other deteriorated conditions of many lakes; that current efforts to protect and rehabilitate the water quality of the navigable waters in Dane County, which receive intense urban, recreational and agricultural usage, are seriously handicapped by the fact that numerous governmental bodies have jurisdiction over the management of the watersheds in Dane County; that lakes form an important basis of the state's recreation industry; that the increasing recreational usage of the waters of this state justifies state action to enhance and restore the potential of our inland lakes to satisfy the needs of the citizenry; and that the positive public duty of this state as trustee of waters requires affirmative steps to protect and enhance this resource and protect environmental values.

(2) In accordance with sub. (1), the legislature declares all the following:

(a) It is necessary to embark upon a program of lake protection and rehabilitation, to authorize a conjunctive state and local program of lake protection and rehabilitation to fulfill the positive duty of the state as trustee of navigable waters, and protect environmental values.

(b) A state effort of research, analysis, planning and financing, and a local effort undertaken by districts, the Dane County Lakes and Watershed Commission and the Southeastern Wisconsin Fox River Commission of Planning and Plan Implementation are necessary and desirable and that the districts should be formed by persons directly affected by the deteriorated condition of inland waters and willing to assist financially, or through other means, in remedying lake problems.

(c) State efforts are needed to aid and assist local efforts, to ensure that projects are undertaken only if they promote the public rights in navigable waters, environmental values and the public welfare.

(d) State efforts are needed to administer a program of financial aids to support protection and rehabilitation projects with benefits to all state citizens.

History: 1973 c. 301; 1985 a. 332; 1989 a. 159, 324, 359; 1995 a. 349; 1997 a. 27.

33.01 Definitions. In ss. 33.001 to 33.37:

(1c) "Capital costs" means the cost of acquiring equipment and other capital assets, including sewerage system capital costs, for a program undertaken under ss. 33.001 to 33.37.

(1g) "Costs of operation" means all costs of a program undertaken under ss. 33.001 to 33.37, except capital costs.

(2) "Department" means the department of natural resources.

(3) "District" means a public inland lake protection and rehabilitation district.

(4) "Lake rehabilitation" means the improvement or restoration of lakes from an undesirable or degraded condition to a former, less deteriorated condition or to a condition of greater usefulness.

(5) "Municipality" means any city, village or town.

(6) "Program" means measures to effect lake protection and rehabilitation, including surveys of sources of degradation, treat-

ment of aquatic nuisances, securing cooperation of units of general purpose government to enact necessary ordinances, undertaking of projects as defined in sub. (7) and any other necessary measures.

(7) “Project” means activities or works such as are described in s. 33.15 (4) which are subject to the procedures of subch. III.

(8) “Public inland lake” or “lake” means a lake, reservoir or flowage within the boundaries of the state that is accessible to the public via contiguous public lands or easements giving public access. “Lake” also includes any lake, reservoir or flowage within the boundaries of the state that is under the jurisdiction of a restructured district.

(9) “Owner”, “property owner” or “landowner” means:

(a) For the purpose of receiving notice under this chapter, a person whose name appears as an owner of real property on the tax roll under s. 70.65 (2) (a) 1. that was delivered under s. 74.03 on or before the 3rd Monday in December of the previous year.

(am) For the purpose of petitioning under this chapter, any of the following:

1. A person whose name appears as an owner of real property on the tax roll under s. 70.65 (2) (a) 1. that was delivered under s. 74.03 on or before the 3rd Monday in December of the previous year.

2. The spouse of a person whose name appears as an owner of real property on the tax roll under s. 70.65 (2) (a) 1. that was delivered under s. 74.03 on or before the 3rd Monday in December of the previous year if the spouse is referred to on that tax roll.

(ar) For the purpose of voting at meetings of the district, a person who is a U.S. citizen and 18 years of age or older and who meets any of the following requirements:

1. The person’s name appears as an owner of real property on the tax roll under s. 70.65 (2) (a) 1. that was delivered under s. 74.03 on or before the 3rd Monday in December of the previous year.

2. The person owns title to real property but the person’s name does not appear as an owner of real property on the tax roll specified in subd. 1.

3. The person is the official representative, officer or employee who is authorized to vote on behalf of a trust, foundation, corporation, association or organization that owns real property in the district.

(b) For the purpose of holding office in the district, a person who is a U.S. citizen and 18 years of age or older and either:

1. Whose name appears as an owner of real property on the tax roll under s. 70.65 (2) (a) 1. that was delivered under s. 74.03 on or before the 3rd Monday in December of the previous year; or

2. Who owns title to real property but whose name does not appear as an owner of real property on the tax roll specified in subd. 1.

(9g) “Restructured district” means a district for a lake that results from a conversion under s. 33.235 (1m), a formation under s. 33.235 (2) or a merger under s. 33.235 (3).

(9m) “Sewerage system capital costs” has the meaning given for capital costs in s. 200.21 (1).

(10) “Valuation” or “equalized full value” means the assessed value of the property adjusted to reflect full value as determined by the department of revenue under s. 70.57.

History: 1973 c. 301, 336; 1975 c. 197, 198, 422; 1977 c. 391; 1979 c. 299; 1989 a. 159, 324; 1991 a. 39; 1993 a. 167; 1995 a. 349; 1997 a. 27; 1999 a. 150 s. 672.

33.02 Department; powers and duties. (1) **RULES.** (a) *Generally.* The department shall promulgate rules necessary to administer this chapter.

(b) *Financial aids.* These rules shall provide for the administration of financial aids to districts and shall prescribe data to be secured, methods of analysis and evaluation, duration of data

gathering and other technical regulations for the efficient administration of the program and efficient intergovernmental organization.

(c) *Priorities for funding levels.* These rules shall establish priorities for different methods utilized in implementing lake protection and for lake rehabilitation based on cost-effectiveness and factors considered under s. 33.16 (4) especially s. 33.16 (4) (f).

(d) *Funding levels for different methods.* These rules shall establish differing levels for the share of state funds to be provided for financial assistance for implementation work depending on the methods to be utilized on the projects based on priorities established under par. (c).

(e) *Priorities when inadequate funds.* If the department does not have adequate appropriations to provide financial assistance under s. 33.16 for eligible projects, it shall establish priorities based on the type of project and methods to be utilized in implementing the projects and these priorities shall rank dredging, other than dredging to provide public access, as a low priority.

(f) *Dredging; sedimentation control.* These rules shall require that an application for financial assistance for the implementation of any project involving dredging include the identification of long-term controls which are being or will be undertaken to prevent sedimentation.

(g) *Algae abatement; nutrient control.* These rules shall require that an application for financial assistance for the implementation of any project involving algae or aquatic plant abatement programs include the identification of long-term controls which are being or will be undertaken to reduce or prevent nutrient pollution.

(h) *Guidelines for feasibility and implementation grants.* These rules shall establish guidelines for providing financial assistance for feasibility studies and implementation costs.

(2) **STUDIES, INVENTORIES.** The department shall undertake studies and inventories to assist the council in carrying out its duties.

(3) **AIDS.** The department shall administer a program of financial assistance to districts, using such funds as are appropriated by the legislature or made available from other sources.

(4) **ASSISTANCE.** The department shall assist districts seeking technical aid in any phase of lake protection or rehabilitation activity.

(5) **CLEARINGHOUSE.** The department shall serve as a clearinghouse for scientific data on lakes and information on accepted and experimental lake protection or rehabilitation techniques.

History: 1973 c. 301; 1975 c. 197; 1977 c. 26, 325; Stats. 1977 s. 33.02; 1979 c. 154; 1981 c. 317; 1985 a. 332 s. 251 (1).

33.03 Cooperation by state agencies. All departments and agencies of state government shall make available to the department such information and assistance as may be necessary to enable it to carry out its functions under this chapter.

History: 1973 c. 301; 1977 c. 26; Stats. 1977 s. 33.03.

SUBCHAPTER III

LAKE PROTECTION AND REHABILITATION PROJECTS

33.11 Goals. The primary goal of activity under this chapter shall be to improve or protect the quality of public inland lakes. In addition, compilation of basic scientific data on lakes of this state and assessment of experimental and innovative techniques of lake rehabilitation and protection shall be goals of the program. Districts may undertake protection and rehabilitation projects to achieve the purposes of such districts specified in s. 33.21. Projects may be undertaken in cooperation with the department, the University of Wisconsin System, and other government agencies,

(b) The necessity for the proposed district;

(c) That the public health, comfort, convenience, necessity or public welfare will be promoted by the establishment of the district and that the lands to be included therein will be benefited by such establishment; and

(d) The boundaries of the territory to be included in the proposed district.

(3) VERIFICATION, PLAT. The petition shall be verified by one of the petitioners, and shall be accompanied by a plat or sketch indicating the approximate area and boundaries of the district.

(4) PRESUMPTION. Every petition is presumed to have been signed by the persons whose signatures appear thereon, until proved otherwise.

(5) WITHDRAWING FROM PETITION. Any landowner who is considered to have signed the petition under sub. (1) may withdraw from the petition if the landowner files a written notice of the withdrawal with the county clerk at least 10 days before the date of the hearing under s. 33.26.

History: 1973 c. 301; 1975 c. 197; 1993 a. 167, 246; 1995 a. 349.

The requirements for a verification under sub. (3) are that it is made under oath and carries the jurat of a notary public. Every person giving the oath is considered to have been lawfully sworn. Use of the word “certify” rather than “verify” is irrelevant. *Nielsen v. Waukesha County Board of Supervisors*, 178 Wis. 2d 498, 504 N.W.2d 621 (Ct. App. 1993).

33.26 Hearings, time, notice, boundaries, approval, limitations. (1) Upon receipt of the petition the county board shall arrange a hearing to be held not later than 30 days from the date of presentation of the petition, and shall appoint a committee to conduct the hearing. At the hearing all interested persons may offer objections, criticisms or suggestions as to the necessity of the proposed district as outlined and to the question of whether their property will be benefited by the establishment of such district. Any person wishing to object to the organization of such district may, before the date set for the hearing, file objections to the formation of such district with the county clerk.

(2) Notice announcing the hearing and stating the boundaries of the proposed district shall be published in a paper of general circulation in the county in which the proposed district is located as a class 1 notice, under ch. 985, and shall be mailed by the county board to the last-known address of each landowner within the proposed district.

(3) The committee shall report to the county board within 3 months after the date of the hearing. Within 6 months after the date of the hearing, the board shall issue its order under this subsection. If the board finds, after consideration of the committee’s report and any other evidence submitted to the board, that the petition is signed by the requisite owners as provided in s. 33.25, that the proposed district is necessary, that the public health, comfort, convenience, necessity or public welfare will be promoted by the establishment of the district, and that the property to be included in the district will be benefited by the establishment of the proposed district, the board, by order, shall declare its findings, shall establish the boundaries and shall declare the district organized and give it a corporate name by which it shall be known. Thereupon the district shall be a body corporate with the powers of a municipal corporation for the purposes of carrying out this chapter. If the board does not so find, the board, by order, shall declare its findings and deny the petition.

(5) The department shall be notified in writing of the hearing for the creation of the district at the time the hearing date is set.

(6) In establishing the district, the county board may change the boundaries from those originally proposed. However, lands not originally proposed for inclusion may not be included until a public hearing is held under this section.

(7) Any person aggrieved by the action of the board may petition the circuit court for judicial review. A verified petition shall be presented to the court not more than 30 days after the decision

of the board, and shall specify the grounds upon which the appeal is based.

History: 1973 c. 301; 1979 c. 34 s. 2102 (39) (g); 1981 c. 20; 1991 a. 316; 1993 a. 167; 1995 a. 227; 2003 a. 275.

Although not specified, the right to review under sub. (7) is by statutory certiorari. *Donaldson v. Board of Commissioners of Rock–Koshkonong Lake District*, 2004 WI 67, 272 Wis. 2d 146, 680 N.W.2d 762, 01–3396.

33.265 Notice, filing and recording requirements. If a district is created or its boundaries altered, the board of commissioners shall record the authorizing document, including a legal description of the boundary, with the register of deeds in each county where the district is situated, and file the document and legal description with the department of natural resources and the department of revenue.

History: 1981 c. 20; 1993 a. 301.

33.27 Initial district board of commissioners. (1) The county board shall, at the time of making the order establishing a district, appoint 3 owners of property within the district, at least one of whom is a resident of the district, to serve as commissioners until the first annual meeting of the district, and shall also make the appointment required under s. 33.28 (2).

(1m) If no resident is willing to serve as required under sub. (1), the residency requirement shall be waived for the initial district board of commissioners.

(2) Within 30 days following the county board’s order establishing the district, the governing body of the town, city or village having the largest portion by valuation within the district shall appoint one of its members to the district board under s. 33.28 (2).

(3) At any time following the making of the order establishing a district, but no later than 60 days following the expiration of time for appeal to the circuit court, or, if appealed, no later than 60 days following the final judgment in any appeal, the district board shall hold an organizational meeting, shall select officers to serve until the first annual meeting, and may commence conducting the affairs of the district.

(4) The board may make an initial assessment of all taxable property within the district to raise funds to pay organizational costs and operate the district until the receipt of the tax voted by the first annual meeting. The manner of making the assessment shall be within the discretion of the board.

History: 1973 c. 301; 1975 c. 197; 1979 c. 299; 1993 a. 167.

33.28 District board of commissioners. (1) Management of the affairs of the district shall be delegated to a board of commissioners.

(2) Except as provided in sub. (2m) (c), the board of commissioners shall consist of all of the following:

(a) One person appointed by the county board who is a member of the county land conservation committee or who is nominated by the county land conservation committee and appointed by the county board.

(b) One person who is appointed by the governing body of the town, village, or city within which the largest portion by valuation of the district lies. The person appointed under this paragraph shall be a resident of the district who owns property within the district if possible or shall be a member of the governing body of the town, village, or city within which the largest portion of the valuation of the district lies.

(c) Three electors or owners of property within the district elected by secret ballot by the qualified electors and property owners within the district, for staggered 3–year terms. At least one of the elected commissioners shall be a resident of the district.

(d) If the district includes a lake that is controlled by a dam, if the dam is not located in the town, village, or city within which the largest portion by valuation of the district lies, and if the governing body of the town, village, or city within which the largest portion by valuation of the district lies elects not to make an appointment

under par. (b), as provided in sub. (2m) (c), one person who is appointed by the governing body of the town, village, or city within which the dam is located. The person appointed under this paragraph shall be a resident of the district who owns property within the district if possible or shall be a member of the governing body of the town, village, or city within which the dam is located.

(2m) (a) An annual meeting may permanently increase the number of members of the board of commissioners to be elected under sub. (2) (c) from 3 to 5.

(b) If no resident is willing to be elected as required under sub. (2) (c) for a given term, the residency requirement shall be waived until the end of that term.

(c) If the district includes a lake that is controlled by a dam and if the dam is not located in the town, village, or city within which the largest portion by valuation of the district lies, the governing body of the town, village, or city within which the largest portion by valuation of the district lies may elect not to make an appointment under sub. (2) (b).

(3) Three commissioners shall constitute a quorum for the transaction of business.

(4) The board shall select a chairperson, secretary and treasurer from among its members.

(5) Commissioners shall be paid actual and necessary expenses incurred while conducting business of the district, plus such compensation as may be established by the annual meeting.

(6) The board shall meet at least quarterly, and at other times on the call of the chairperson or the petition of 3 of the members.

(7) If a vacancy occurs in the membership of the board under sub. (2) (a) or (d), the appointing authority shall appoint a person to fill the vacancy. If a vacancy occurs in the membership of the board under sub. (2) (b) that is not a result of the appointing body electing not to make an appointment under sub. (2m) (c), the appointing authority shall appoint a person to fill the vacancy. If a vacancy occurs in the membership of the board under sub. (2) (c), the chairperson of the board shall appoint a person to fill the remainder of the unexpired term, subject to approval by a majority vote of the board.

History: 1973 c. 301; 1975 c. 197; 1977 c. 391; 1979 c. 299; 1981 c. 18, 346; 1989 a. 159, 359; 1991 a. 32; 1993 a. 167; 2015 a. 25, 140.

Sub. (2) (a) provides that the county representative upon a public inland lake protection and rehabilitation board is to be a person appointed by the county board. By operation of s. 59.17 (2) (c), the power of appointing the county representative to a public inland lake protection and rehabilitation district is therefore transferred from the county board to the county executive once the office of county executive is created, subject to confirmation by the board. OAG 2–09.

33.285 Property owning requirements. Any requirement under s. 33.27 (1) or 33.28 that a person own property within the district to be eligible for membership on the board of commissioners is satisfied if a person is an official representative, officer or employee of any trust, foundation, corporation, association or organization which is an owner of property within the district.

History: 1975 c. 197; 1979 c. 299.

33.29 Board of commissioners; officers; powers and duties. (1) The board shall be responsible for:

(a) Initiating and coordinating research and surveys for the purpose of gathering data on the lake, related shorelands and the drainage basin;

(b) Planning lake protection and rehabilitation projects;

(c) Contacting and attempting to secure the cooperation of officials of units of general purpose government in the area for the purpose of enacting ordinances deemed necessary by the board as furthering the objectives of the district;

(d) Adopting and carrying out lake protection and rehabilitation plans and obtaining any necessary permits therefor;

(e) Maintaining liaison with those officials of state government involved in lake protection and rehabilitation, and providing the department with the names and addresses of the current commissioners;

(f) Scheduling the annual meeting of the district; and

(g) Preparing the proposed annual budget for presentation at the annual meeting of the district. The proposed annual budget shall include all of the following:

1. A list of all existing indebtedness and all anticipated revenue from all sources during the ensuing year.

2. A list of all proposed appropriations for each department, activity, and reserve account during the ensuing year.

3. The actual revenues and expenditures for the preceding year.

4. The actual revenues and expenditures for not less than the first 6 months of the current year.

5. The estimated revenues and expenditures for the balance of the current year.

6. For informational purposes by fund, all anticipated unexpended or unappropriated balances and surpluses.

(2) The board shall have control over the fiscal matters of the district, subject to the powers and directives of the annual or a special meeting. The board shall annually at the close of the fiscal year cause an audit to be made of the financial transactions of the district, which shall be submitted to the annual meeting.

(3) The board, immediately after each annual meeting, shall elect a chairperson, secretary and treasurer, whose duties shall be as follows:

(a) The chairperson shall preside at the annual meeting, at all special meetings and meetings of the board and at all public hearings held by the board.

(b) The secretary shall keep minutes of all meetings of the board and hearings held by it. The secretary shall prepare and send the notices required for the annual meeting, any special meeting, and any meeting of the board.

(c) The treasurer shall receive and take charge of all moneys of the district, and pay out the same only on order of the board.

History: 1973 c. 301; 1989 a. 159, 359; 2003 a. 275; 2015 a. 197 s. 51.

33.30 Annual meeting of district. (1) Every district shall have an annual meeting. Each annual meeting shall be scheduled during the time period between May 22 and September 8 unless scheduled outside those dates by majority vote of the previous annual meeting.

(2) (a) The annual meeting shall be preceded by written notice 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. The district board of commissioners may substitute a class 2 notice, under ch. 985, in lieu of sending written notice to electors residing within the district.

(b) No absentee ballots or proxies are permitted at the annual meeting.

(2m) The notice of the annual meeting under sub. (2) shall include all of the following:

(a) The proposed annual budget required under s. 33.29 (1) (g).

(b) A list of each item proposed for consideration at the annual meeting in addition to the proposed annual budget.

(c) A list of any items proposed for consideration at the annual meeting by persons eligible to vote at the annual meeting if all of the following conditions are met:

1. The item relates to an issue that is within the district's authority.

2. Each item is submitted by a petition to the board at least 30 days before the annual meeting.

3. The petition is signed by persons who are eligible to vote at the annual meeting.

4. The number of persons signing the petition equals or exceeds 20 percent of the number of parcels located in the district that are subject to the property tax.

(3) At the annual meeting, electors and property owners who attend the meeting shall do all of the following:

(a) Elect by secret ballot one or more commissioners to fill vacancies occurring in the elected membership of the district board.

(b) Approve a budget for the coming year. The electors and property owners may consider and vote on amendments to the budget before approving that budget. The budget shall separately identify the capital costs and the costs of operation of the district, shall conform with the applicable requirements under s. 33.29 (1) (g) and shall specify any item that has a cost to the district in excess of \$10,000.

(4) At the annual meeting, electors and property owners may do any of the following:

(a) Vote by majority a tax upon all taxable property within the district. That portion of the tax that is for the costs of operation for the coming year may not exceed a rate of 2.5 mills of equalized valuation as determined by the department of revenue and reported to the district board. The tax shall be apportioned among the municipalities having property within the district on the basis of equalized full value, and a report shall be delivered by the treasurer, by November 1, by certified statement to the clerk of each municipality having property within the district for collection.

(b) Take up and consider such other business as comes before it.

(c) Establish compensation to be paid the district board commissioners.

(d) Create a nonlapsible fund to finance specifically identified capital costs and for maintenance of capital equipment.

(5) All of the following apply to an election under sub. (3) (a):

(a) Ballots shall be distributed only to qualified electors and property owners in attendance at the meeting. No ballots may be distributed after collection of the ballots commences.

(b) Ballots shall be counted immediately following the election and results read to those attending the meeting, including the total number of ballots cast and the number of votes each candidate received. Any candidate for the district board or his or her designee may be present to observe the counting of ballots.

(c) After the procedure under par. (b) is complete, any elector or candidate may request a recount. If a recount is requested, the secretary shall note the request in the meeting minutes. A recount requested under this paragraph shall be conducted following the same procedure as under par. (b). The recount results are final when one of the following applies:

1. If the total number of votes cast is fewer than 100, when 2 successive recounts yield identical results.

2. If the total number of votes cast is 100 or more, after one recount, unless a recount is requested under par. (d).

(d) If par. (c) 2. applies, the runner-up candidate may request another recount. If a recount is requested under this paragraph, the secretary shall note the request in the meeting minutes and the following process applies:

1. The ballots shall be enclosed in a container sealed with a tamper-evident seal.

2. The container of ballots shall be delivered, unopened, to the clerk of the most populous municipality in the district within 2 business days after the election.

3. The clerk under subd. 2. shall conduct a recount of the ballots within 2 weeks of receiving the ballots and shall immediately transmit the results of the recount to the secretary of the board. The clerk shall inform all candidates of the time and location of the recount at least 48 hours in advance. Any candidate for the district board or his or her designee may be present to observe the recount.

4. The clerk under subd. 2. may charge the actual cost of conducting the recount under subd. 3. to the district.

(e) No recount under this subsection may be requested after the meeting at which the election is held has been adjourned.

History: 1973 c. 301; 1975 c. 197; 1977 c. 142, 391, 447; 1979 c. 299; 1981 c. 18, 20; 1989 a. 159; 1993 a. 167; 1995 a. 349; 2003 a. 275, 327; 2019 a. 99.

33.305 Special meetings of district. (1) The board of commissioners of a district may schedule a special meeting of the district at any time. The board of commissioners shall schedule a special meeting upon receipt of a petition signed by at least 10 percent of the electors and property owners in the district.

(2) Written notice of a special meeting shall be given to the same persons and in the same manner required under s. 33.30 (2) (a).

(3) At a special meeting, electors and property owners may take any action that is required or allowed to be taken at an annual meeting, except they may not do any of the following:

(a) Approve an annual budget but they may consider and vote on amendments to the annual budget.

(c) Consider the dissolution of the district or dissolve the district.

(d) Consider a matter that was resolved during another special meeting that was held since the previous annual meeting.

(4) No absentee ballots or proxies are permitted at a special meeting.

History: 1989 a. 159; 1995 a. 349; 2003 a. 275.

33.31 Power to finance. (1) Every district may borrow money and use any other financing method prescribed by law. In utilizing financing powers, the commission shall follow the procedures required by statute for the selected financing methods so far as they are applicable and not in conflict with this subchapter.

(2) Any district, when in temporary need, may borrow money under s. 67.12.

(3) The district shall levy an annual, irrevocable tax to pay the principal and interest of the indebtedness incurred under subs. (1) and (2) when they are due. The district shall levy this tax without limitation as to rate or amount on all taxable property within the district. The tax shall be reported in accordance with s. 33.30 (4) (a) and may not be included nor includable in the operations tax limit of s. 33.30 (4) (a).

(4) At an annual or special meeting, the district may not consider or approve any borrowing or any tax to pay the indebtedness incurred under sub. (1) or (2) unless the meeting notice under s. 33.30 (2) (a) or 33.305 (2) includes a statement that borrowing or a tax levy to pay the indebtedness will be considered at the meeting.

History: 1973 c. 301; 1975 c. 197; 1977 c. 391; 1983 a. 207; 1989 a. 159; 1993 a. 167; 2003 a. 275.

33.32 Special assessments and special charges.

(1) Special assessments for the purpose of carrying out district protection and rehabilitation projects, or for other lake management or sanitary service activities undertaken by the district, may be levied by the commissioners as an exercise of the district's police powers in the following manner:

(a) Upon approval of plans for any work by the annual or by a special meeting of the district, the commissioners shall determine the entire cost to the district of the work to be done.

(b) The commissioners shall then apportion the special assessment within the district, other than state or federal lands, on a reasonable basis. In apportioning the special assessment, the commissioners shall examine each parcel and determine the benefits to each parcel from the project, considering such factors as size, proximity to the lake and present and potential use of the parcel, including applicable zoning regulations. After benefits to each parcel are determined, assessments shall be made in an aggregate amount equal to the cost to the district of the project. Such assessments shall be made in accordance with s. 66.0703, so far as it is applicable and not in conflict with this subchapter.

(c) The commissioners shall file in the office of the county clerk a report of the assessments made. Notice shall be given to each owner, mortgagee, lessee or other person having an interest in an affected parcel that the report is open for review at a specified place within the district for 30 days after the date of the notice and that on a day named therein, which shall not be more than 3 days

after the expiration of the 30 days, the commissioners will hear objections that may be made to the report. Notice shall be by mail to each person whose post-office address is known or can be ascertained with reasonable diligence, accompanied by a statement of the assessment, and shall also be published as a class 2 notice, under ch. 985, in a newspaper having general circulation within the district.

(d) At the time specified for hearing objections to the report, the commissioners shall hear parties interested who may appear for that purpose and may review, modify and correct the report as they deem just and at the conclusion of the hearing shall make a final determination of assessments. No assessment may be increased without additional notice to affected persons and provisions for hearing objections to such increases.

(e) When a final determination of assessments has been made, the secretary shall publish a class 1 notice, under ch. 985, within the district that a final determination has been made, and shall notify by mail each person entitled to notice under par. (c) of the amount assessed against the affected parcel.

(f) An owner, mortgagee, lessee or other person having an interest in any parcel affected by the determination who feels aggrieved thereby may, within 40 days after the date of mailing of notice, appeal therefrom to the circuit court of the county in which the district is located by causing a written notice of appeal to be served upon the secretary of the district. The secretary in case such appeal is taken shall make a brief statement of the proceedings had in the matter and shall transmit the same with all papers in the matter to the clerk of the circuit court. Such appeal shall be tried and determined in the same manner as cases originally commenced in said court.

(2) The commissioners of any district may provide that special assessments levied may be paid in annual installments, not more than 10 in number, in the manner provided in s. 66.0715 (3).

(2m) Any delinquent special assessment or special charge that is collected under s. 66.0627 (4) or 66.0703 (13) shall be levied without limitation as to rate or amount on all taxable property within the district, shall be reported in accordance with s. 33.30 (4) (a) and shall not be included or includable in the operations tax limit of s. 33.30 (4) (a).

(3) (a) County and municipally owned real estate within a district shall be subject to special assessments.

(b) If a county or municipality fails to pay a special assessment levied by a district, the clerk of the district may certify this fact to the department of administration, and shall state the amount due. The department, at the time of making the next scheduled distribution under s. 79.035, shall deduct the amount claimed from the payment due the county or municipality, and shall forward it to the district.

(4) Outstanding unpaid assessments on privately owned lands shall be paid in full by any public body, including the state, which purchases such lands.

(5) Sewerage system service charges imposed by districts with town sanitary district powers shall be in conformance with s. 66.0821. Special charges may be imposed for other services identified in the annual budget adopted under s. 33.30 (3) (b). The special charges may not exceed the rate of \$2.50 per \$1,000 of assessed valuation. The special charges may be certified by the district secretary to the clerk of each municipality having property within the district for collection and settlement in the same manner as provided under ch. 74. The commissioners shall allocate the charges to the property served in a manner prescribed by them unless the manner is specified by a resolution of the annual or of a special meeting. Delinquent special charges shall be governed by s. 66.0627 (4).

History: 1973 c. 301; 1975 c. 197; 1977 c. 391; 1983 a. 27 s. 2202 (45); 1989 a. 159; 1991 a. 316; 1993 a. 167; 1997 a. 35; 1999 a. 150 s. 672; 2001 a. 30; 2003 a. 275; 2011 a. 32.

33.33 Merger, attachment, detachment. (1) MERGER. Any district may be merged with a contiguous district by resolu-

tion passed by a four-fifths vote of all the members of each board of commissioners. At the next annual or special meeting, whichever occurs first, the electors and property owners shall vote on whether to ratify the merger. If a majority of the electors and property owners present and voting in each district endorse the merger, it takes effect. Following ratification, the boards of commissioners of merging districts shall act jointly until the next annual or special meeting whichever occurs first, at which time the board of the merged district shall be conformed to the requirements specified in s. 33.28. The governing body of the county, town, village or city having the largest portion by valuation within the district shall make the appointments under s. 33.28 (2).

(2) ATTACHMENT. Contiguous territory may be attached to a district upon petition by the owner or motion of the commissioners.

(a) *Petition.* A petition by an owner, directed to the district and requesting attachment, may be accepted by majority vote of the commissioners, upon which the attachment shall become effective.

(b) *Motion.* If the commissioners by motion initiate attachment proceedings, they shall notify the owners of the territory contemplated for attachment and the county board. The county board shall schedule a hearing on the motion, using the procedure of s. 33.26 as far as is applicable. Following the hearing, the board shall make a finding on the necessity of attachment of territory, using the standards of s. 33.26 (3), and shall declare the territory to be either attached or not. Appeals of the board's decision shall be taken under s. 33.26 (7).

(3) DETACHMENT. Territory may be detached from the district following petition of the owner or motion of the commissioners. Proposals for detachment shall be considered by the commissioners, and territory may be detached upon a finding that such territory is not benefited by continued inclusion in the district. Appeals of the commissioners' decision may be taken under s. 33.26 (7).

History: 1973 c. 301; 1975 c. 197; 1981 c. 20; 1989 a. 159; 2003 a. 275.

It is not always necessary for the petitioner in a detachment proceeding to prove that there has been a change in circumstances since the district was created. The finding of benefit to property required under s. 33.26 (3) in forming a district is not the same as the finding that the property is not benefited as required under s. 33.33 (3) to detach a property from the district. The s. 33.26 (3) finding is general and predictive. Section 33.33 (3) requires an individualized evaluation of property under present circumstances. *Donaldson v. Board of Commissioners of Rock-Koshkonong Lake District*, 2004 WI 67, 272 Wis. 2d 146, 680 N.W.2d 762, 01–3396.

Although not specified, the right to review under sub. (3) is by statutory certiorari. *Donaldson v. Board of Commissioners of Rock-Koshkonong Lake District*, 2004 WI 67, 272 Wis. 2d 146, 680 N.W.2d 762, 01–3396.

33.35 Dissolution of districts. A petition to dissolve an existing district created under this chapter may not be considered at an annual meeting of the district unless an elector within the district or a property owner within the district notifies the district board of commissioners in writing at least 90 days before the annual meeting that the elector or property owner intends to petition for dissolution at that annual meeting. The notice of the annual meeting must include a statement that a petition to dissolve the district will be considered. The district may be dissolved upon a two-thirds vote of the electors and property owners present at the annual meeting. The county board shall by order dissolve the district following receipt of the petition if the county board finds that one or more of the standards for the creation of a district under s. 33.26 (3) are not met. The order for dissolution shall be conditioned upon proper petition to the circuit court and appointment of a receiver to administer the winding up of the district under the supervision of the court and a final order of the court. The attorney general shall represent the state and shall be a party to every dissolution proceeding where state money is involved.

History: 1973 c. 301; 1989 a. 159.

33.36 Alteration of districts. (1) Whenever any territory that contains an entire district is incorporated as a city or village, consolidated with a city or village or annexed to a city or village, the district shall survive and shall be subject to s. 33.23.

(2) Whenever any territory containing less than an entire district is incorporated as a city or village, consolidated with a city or village or is annexed to a city or village, the district shall survive, and the district shall continue to operate under this chapter, subject to the following modifications:

(a) The district shall exercise only those powers granted under this chapter. Sanitary district powers shall not be exercised unless consent for such exercise is obtained in advance from the governing body of the city or village.

(b) The governing body of the city, village or town having the largest portion by valuation of the district within its jurisdiction shall make the appointment under s. 33.28.

(c) Ownership of any water or sewerage system shall be determined according to s. 60.79 (2) (d).

History: 1975 c. 197; 1983 a. 532 s. 36; 1989 a. 159.

33.37 Districts in more than one county. (1) Where the proposed district is in more than one county, the county board of the county within which the largest portion, by valuation, of the proposed district lies shall have jurisdiction under ss. 33.24 to 33.28.

(2) The county within which the largest portion, by valuation, of a district lies shall have jurisdiction on motions for attachment under s. 33.33 (2) (b) and on petitions for dissolution under s. 33.35.

History: 1977 c. 391.

SUBCHAPTER V

DANE COUNTY LAKES AND WATERSHED COMMISSION

33.41 Definitions. In this subchapter:

(1) “Board of commissioners” means the board of commissioners of the Dane County Lakes and Watershed Commission.

(1m) “Commission” means the Dane County Lakes and Watershed Commission created under s. 33.42.

(2) “County” means Dane County.

(3) “County board” means the county board of the county.

(5g) “Municipality” means any city, village or town.

History: 1989 a. 324.

33.42 Creation. There is created a Dane County Lakes and Watershed Commission as part of county government. The board of commissioners shall govern the commission.

History: 1989 a. 324.

33.44 Board of commissioners; composition. (1) The board of commissioners shall consist of the following persons, all of whom shall be residents of the county:

(a) The county executive of the county or his or her designee.

(b) The mayor of the city of Madison or his or her designee.

(c) Two members who are supervisors on the county board and who represent supervisory districts located entirely outside the city of Madison.

(d) Two members who are supervisors on the county board and who represent supervisory districts located entirely within the city of Madison.

(dm) One member who is a member of the Yahara Lakes Association.

(e) 1. Except as provided in subd. 2., one member who is not a supervisor on the county board, who resides in the city of Madison and whose name is on a list of at least 2 nominees submitted to the county executive by the mayor of the city of Madison.

2. If the list of nominees required under this paragraph is not submitted at least 60 days before the term of the member appointed under this paragraph expires or at least 60 days before the county executive must fill a vacancy under this paragraph, the

county executive shall appoint a member who is not a supervisor on the county board and who resides in the city of Madison.

(f) 1. Except as provided in subds. 2. and 3., one member who is not a supervisor on the county board, who resides outside the city of Madison and whose name is on a list of at least 2 nominees submitted to the county executive by the Dane County Towns Association.

2. For terms subsequent to the initial term, the person appointed under this paragraph must reside outside the city of Madison and the person’s name must be on a list of at least 2 nominees submitted to the county executive by the Dane County Towns Association. Unless the person has served continuously as the member appointed under this paragraph for all previous terms, including the initial term, the person may not be a supervisor on the county board.

3. If the list of nominees required under this paragraph is not submitted at least 60 days before the term of the member appointed under this paragraph expires or at least 60 days before the county executive must fill a vacancy under this paragraph, the county executive shall appoint a member who resides outside the city of Madison and who either has served continuously as the member appointed under this paragraph for all previous terms, including the initial term, or who is not a supervisor on the county board.

(g) 1. Except as provided in subds. 2. and 3., one member who is not a supervisor on the county board, whose name is on a list of at least 2 nominees submitted to the county executive by a majority of the chief executives of the villages and cities, except the city of Madison, that are located at least partially in the county, and who is a resident of such a village or city.

2. For terms subsequent to the initial term, the person appointed under this paragraph must not be a supervisor on the county board. Unless the person has served continuously as the member appointed under this paragraph for all previous terms, including the initial term, the name of the person must be on a list submitted to the county executive by a majority of the chief executives of the villages and cities, except the city of Madison, that are located at least partially in the county, and the person must be a resident of such a village or city.

3. If the list of nominees, when required under this paragraph, is not submitted at least 60 days before the term of the member appointed under this paragraph expires or at least 60 days before the county executive must fill a vacancy under this paragraph, the county executive shall appoint a member who is not a supervisor on the county board and who either has served continuously as the member appointed under this paragraph for all previous terms, including the initial term, or who is a resident of a village or city, except the city of Madison, that is located at least partially within the county.

(2) The county executive shall appoint the members listed under sub. (1) (c) to (g) subject to confirmation by the county board.

(2g) In making the appointments under sub. (1) (c) and (d), the county executive shall appoint persons who will represent the diverse interests of the urban and rural communities in improving the water quality and the scenic and environmental value of the county surface waters and groundwaters.

(2m) The term of a member appointed under sub. (1) (c) to (g) begins on the 3rd Tuesday in April of the year in which the member is appointed and ends on the 3rd Tuesday in April in the 3rd year following the year in which the member is appointed.

(3) Six commissioners shall constitute a quorum for the transaction of business.

(5) Commissioners shall be paid actual and necessary expenses incurred while conducting business of the commission and shall be paid the same per diem as members of county board committees.

(6) (a) If a commissioner appointed under sub. (1) (c) or (d) is not reelected to be a supervisor on the county board during his

EXHIBIT C

MINUTES OF THE BOARD MEETING HELD ON APRIL 30, 2026



MEETING MINUTES OF THE BOARD OF COMMISSIONERS

April 30, 2026

1. Call to order

The meeting of the Board of Commissioners of the Silver Lake Management District (the "District") met at 5:59 pm, Thursday, April 30, 2026, at the Salem Lakes Community Library, 24615 89th Street, Salem, WI.

2. Roll Call

Board: Jim Purinton, John Coffey, Harry Laws, Larry Kohn, Dennis Faber (interim Rep for Village)

Guest attendees: Jeff Bell, Dave Engels, David Zyer, Cindy Bell, Paul Maggio, Joanne Maggio, Bryon Kozak, Anne Schnaubelt, Corrine Kohn

3. Open Meeting Law Compliance Check

The April 30th Board Meeting Notice was posted on the district website on April 15 and at the Silver Lake Post Office, Salem Lakes Community Library, and the Salem Lakes Village Hall on April 15.

4. Citizen Comments

- A. Paul Maggio read a statement related to the recent rain and the flood plan asking what the Lake District does to protect the water quality.
- B. Bryon Kozak spoke about the dirt flowing into the water by the DNR boat launch during the recent flooding.

5. Board Member Comments

Faber informed the members that Jeff Bell would be appointed as the representative of the Village of Salem Lakes on the Board of Commissioners of the Silver Lake Management District. His appointment to be approved at the next Village Board Meeting.

6. Approval of Minutes Of the Board Meeting Held on December 17, 2025

Motion to approve minutes made by Laws, and seconded by Coffey. Motion Passed.

7. Chairman's Report (Purinton)

Purinton reported on several topics noted in the Meeting Packet.

- A. Venue Change for Board meeting is required as the former Silver Lake Village Hall is no longer available for SLMD Board meetings. Shifted to Community Library for this meeting. Kohn will find location for quarterly Board meetings held in September, December, and March/April each year.
- B. Follow-up to December Meeting: Purinton said he executed contracts with Wisconsin Lake and Pond Resource for the 2026 HWM program, with the Kenosha County Sheriff's Office for the 2026 Water Safety Patrols, and with the WDNR/SEWRPC for the Water Quality Management Plan.
- C. Added to SLMD website (with prior text review by Board Members) concerning Message from Chairperson, Silver Lake Buoys in the Lake Life section, and the Silver Lake Summer Resort in 1899 in the Gallery section.
- D. Village of Salem Lakes-Lake District Forum-held Feb. 28
 1. Purinton described his takeaways of the event:'s
 - *Found out what other lake district are doing
 - *Met SWERPC and WDNR officials and heard more about various services and grant programs.
 - *Village agreed to review low-salt winter road clearing on village roads. Referred to Village Administrator.
 - * Village agreed to consider sponsorship Clean Boats, Clean waters program for Village Lakes (passed at 4-1-26 Village Board Meeting).
- E. Rock Lake's Effort to Form Lake District.
 1. Purinton said he made a supportive statement at Kenosha County Board PDEEC meeting March 11, 2026, but that PDEEC did not recommend County Board approval to form the lake district after focusing on petition details.

8. Treasurer's Report (Laws)-Exhibit C

- A. Laws presented the Treasurer's Report included in the Meeting Packet.
- B. Laws discussed the process of securing and the status of the Board's CD investments.
- C. Compilation Review conducted by Red Rock Advisors. Recommended accounting software program for record keeping and to have a formal reconcile of monthly expenses with another person. Jeff Bell volunteered.
- D. Motion to approve certain bills made by Laws, seconded by Kohn. Motion passed.
- E. Motion to purchase four more 12-month CD's (one in May 2026 and one each in February, March, and April 2027) made by Laws, seconded by Coffey. Motion passed.
- F. Motion to approve 2025 year-end financials and compilation report was made by Faber, seconded by Coffey. Motion passed.
- G. Motion to approve 2026 year-to-date and projected year-end financials was made by Coffey, seconded by Laws. Motion Passed.
- H. Motion to approve 2027 Budget for presentation at the Annual Meeting was made by Coffey, seconded by Laws. Motion Passed.

9. Invasive Species (Dave Zyer)

- A. 2026 HWM Lake Treatment Update. 17.5 acres to the NW part of the lake scheduled for May 4. Discussion about using various herbicides and their impact and timing. Zyer agreed to contact Wisconsin Lakes regarding timing..
- B. Clean Boats, Clean Waters Program -- Village will apply for grant this fall and administer Program to start 2027. A motion was made by Coffey, seconded by Kohn, to approve SLMD's participation in the program at a cost not to exceed \$2,500. The motion passed.

10. Water Safety Patrols- (Kozak and Purinton)

- A. Kozak discussed the concept for the 2026 educational program which would include signage at boat launch and educational brochures for boaters. The Brochure was shared at the meeting and will be included in the Annual Meeting mailing and as hand outs at the Annual Meeting.
- B. Kozak requested funds for the Stop Sign signage at the boat launches. Motion was made by Coffey, seconded by Laws to approve the Stop Sign project at a cost not to exceed \$2,250, provided final sign approved by Laws (Board Liaison to Water Safety Committee) and written approval by land owners (Village, WDNR, and marina). Motion passed.
- C. The Committee will report at a later Board meeting on recommendations to add a new sign at the Village launch ramp. Faber said that Camp Center lake district added consistent signage to all its boat launches and that the

Village would work with SLMD on a new sign, perhaps even sharing its cost. The idea is that once a sign is designed and agreed to, it might also be installed at the WDNR and marina launches.

11. Lake Levels (Jeff Bell)-

- A. Bell presented the Lake Levels chart in the Meeting Packet, noting that he will be taking lake levels monthly, making the updated charts of the lake level records for inclusion in Board materials and the district website.

12. Water Quality-Update on Silver Lake Water Quality Study and Management Plan (Engels)

- A. Engels shared the SEWRPC work plan with the members, noting the need for volunteers for each phase. He will volunteer to take the water samples after rain falls. and is seeking volunteers to complete each phase. Will need application in the spring for reimbursement.
- B. There will be public presentation/discussion of the Water Quality Plan at the 2026 Annual Meeting. Summer study findings will be presented at the September Board meeting. The draft report will be discussed at the December Board meeting. And the final report will be presented at the 2027 Annual Meeting.
- C. Shoreline conditions: each property will be graded on lot and boat load. Kohn agreed to take out the SEWRPC staff to do the Homeowner grading, tentatively scheduled for mid-summer.

13. Proposed WDNR Panfish Bag Limit Reduction (Engels).

Fishery study by WDNR looked at Panfish last fall and has recommend a reduction in the daily bag limit from 25 to 10. Motion to support the proposed WDNR change in the panfish bag limit for Silver Lake made by Laws, seconded by Kohn. Motion Passed.

14. 2026 Annual Meeting- (Purinton)

- A. Purinton reviewed the checklist assignments for next Annual meeting.
- B. Coffey and Laws will be Election Judges for this Annual Meeting.
- C. Motion was made to approve the Meeting Notice Materials by Laws, seconded by Coffey. Motion passed.
- D. Mailing of the Annual Meeting Notice to property owners will sent by May 8 and a legal notice will be placed in Kenosha News (Kohn).

15. Any other topics: Laws requested an email address for treasurer moving forward.

16. Next Board Meeting: Saturday, May 23, 2026 immediately following the annual meeting. Agenda to include election of officers for next year, payment of bills, and setting the date/venue for the September Board Meeting.

17. Adjournment: Motion to adjourn made by Faber, seconded by Coffey. Motion passed. Meeting ended 8:00 pm

Respectfully submitted,

Larry Kohn, Secretary

EXHIBIT D

APPROVE PAYMENT OF INVOICES

Tracker Larry Kohn

Larry Kohn \$743.64

DATE	EXPENSE	CATEGORY	AMOUNT
5/5/26	Kenmore NW's		\$7.31
5/4	Envelopes #200		26.29
5/4	Labels - Stamp		47.39
5/4	Printing		112.70
5/7	Stamps		190.00
TOTAL			\$743.64

Larry Kohn

TOTAL

KENOSHA NEWS

Receipt

Column Software #BFC
PO Box 208098
Dallas, TX 75320-8098
help.column.us

Paid by
Lamy Kohn

Receipt number
Invoice number
Notice ID
Publisher
Date paid
Payment method

YKZCJXHR-0001
QnnZ0xiVka1LEHNofXen
Kenosha News
May 5, 2026
VISA - 8491

Description	Qty	Unit price	Amount
5/12/2026: General Legal Notice	1	47.56	47.56
7/19/2026: General Legal Notice	1	38.75	38.75
duavit Fee	1	1.00	1.00

Notes ===
e Name: SLMD Notice Of Annual Mtg May 23, 2026
Number: COL-WI-1004475

Net Subtotal	\$87.31
Tax	0.00
Amount paid	\$87.31

May 29, 2026
\$9.92

[View your item](#)



#10 Envelopes Letter Size Self Se...

Sold by: [CommercialProducts](#)

Return or replace items: Eligible through
May 31, 2026

\$14.95

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[Get product support](#)

[Buy it again](#)

[Track package](#)

[Return or replace items](#)

[Leave seller feedback](#)

[Write a product review](#)

Order summary

Order placed April 29, 2026

Order # 113-1443233-1671433

Item(s) Subtotal:	\$24.87
Shipping & Handling:	\$0.00
Total before tax:	\$24.87
Estimated tax to be collected:	\$1.37
Gift Card Amount:	-\$26.24
Grand Total:	\$0.00

[View invoice](#)

Payment method

Visa ending in 0092



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The Duncans Personalized Self-In...

Sold by: 904Custom

\$24.97

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[Cancel items](#)

[Write a product review](#)

[Change Payment Method](#)

Order summary

Order placed May 4, 2026

Order # 113-7572534-9295422

Item(s) Subtotal:	\$24.97
Shipping & Handling:	\$19.95
Total before tax:	\$44.92
Estimated tax to be collected:	\$2.47
Grand Total:	\$47.39

[View invoice](#)

Payment method

Visa ending in 0083

[View related transactions](#)

Ship to

Corrine Kohn
27334 SILVER LAKE RD
SALEM, WI 53168-8420
United States



SILVER LAKE
 739 S GOSWELL DR
 SILVER LAKE, WI 53170-1701
 www.usps.com

05/07/2026

11:23 AM

Product	Qty	Unit Price	Price
US Flag Coil/100	1	\$78.00	\$78.00
US Flags Bklt	4	\$15.60	\$62.40

Grand Total: \$140.40

Credit Card Remit \$140.40

Card Name: MasterCard
 Account #: XXXXXXXXXXXX7663
 Approval #: 094663
 Transaction #: 427
 AID: A0000000041010 Contactless
 AL: MASTERCARD
 MASTERCARD

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 224-214-3895

Terminal.....: POS7940A
 Employee.....: 354556

Date.: 5/4/2026
 Time.: 01:45 PM

ITEM NAME	QTY	PRICE	TOTAL
Print B/W 8.5X11			\$378.00
	1 @	\$378.00	
Tax			\$32.14
Print B/W 11X17			\$30.00
	1 @	\$30.00	
Tax			\$2.56
Subtotal			\$408.00
Shipping/Other Charges			\$0.00
Total tax			\$34.70
Total			\$442.70

Cards \$442.70

Items Designated NR are NOT eligible for Returns, Refunds or Exchanges.

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1 2 6 0 5 0 4 7 9 4 0 A 0 0 5 3 3 3

The UPS Store, Inc.'s privacy notice at



PURINTON REIMBURSEMENT

780 Skokie Blvd
Northbrook, IL 60062-2805
847.205.2540

\$217.35

Receipt #: **OBKKO49969FCCF2C07X**

May 7, 2026 12:43 PM

Print Orders

AM Posters

Order: 2010102993004956

\$207.00

Item	SKU	QTY	Unit Price	Price
Posters		1	\$34.5000	\$34.50
Matte Paper/SqFt HWC	1450	6	\$5.7500	\$34.50 T
Posters		1	\$34.5000	\$34.50
Matte Paper/SqFt HWC	1450	6	\$5.7500	\$34.50 T
Posters		1	\$34.5000	\$34.50
Matte Paper/SqFt HWC	1450	6	\$5.7500	\$34.50 T
Posters		1	\$34.5000	\$34.50
Matte Paper/SqFt HWC	1450	6	\$5.7500	\$34.50 T
Posters		1	\$34.5000	\$34.50
Matte Paper/SqFt HWC	1450	6	\$5.7500	\$34.50 T

In-Store Pickup Location

James Purinton
780 Skokie Blvd
Northbrook, IL 60062-2805, US
3123155031
jpurinton@purintonco.com

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OBKKO49969FCCF2C07X



780 Skokie Blvd
Northbrook, IL 60062-2805
847.205.2540

Receipt #: **OBKKO49969FCCF2C07X**

May 7, 2026 12:43 PM

Print Order Subtotal	\$207.00
Tax	\$10.35
Total	\$217.35

Purchase APPROVED

MC	\$217.35
Acct #	****8682
Expiration Date	03/2027
Authorization	07261C

Total Tender **\$217.35**

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Sumita

Mailchimp Receipt MC26022887

Issued to

Silver Lake Management District
silverlakemanagementdistrict@gmail.com
PO Box 294 Silver Lake, WI 53170-0294

Issued by

Mailchimp
c/o The Rocket Science Group, LLC
405 N. Angier Ave. NE, Atlanta, GA 30308
USA
www.mailchimp.com
Tax ID: US EIN 58-2554149

Details

Order# 26022887
Date Paid: May 12, 2026 02:14 PM New York

Billing statement

Essentials Annual plan **\$120.00**

500 contacts

Tax **\$6.00**

State Sales/Use

Tax Rate: 5%

Tax **\$0.60**

County Sales/Use

Tax Rate: 0.5%

Paid via Mast ending in 8682 which expires
03/2027
on May 12, 2026

\$126.60

Balance as of May 12, 2026

\$0.00

If a refund is required, it will be issued in the purchase currency for the amount of the original charge.



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** Covered free use for 250 contacts
Sumita has \$ 450*



AIR Technology Services
 730 Larry Court, Suite C
 Waukesha, WI 53186
 (262) 782-2727

EX D

Bill To:
Silver Lake Management District Attn: Jim Purinton PO Box 294 Silver Lake, WI 53170 United States

Date	Invoice
05/01/2026	51639
Account	
Silver Lake Management District	

Terms	Due Date	PO Number	Reference
NET10 Days	05/11/2026		Annual Billing for 2026-2027

Services Details	Quantity	Price	Amount
Agreement Hosted Exchange			
Hosted Exchange Mailbox - 50GB Storage Included - ActiveSync - Advanced Email Protection	48.00	\$9.50	\$456.00
Hosted Sonian Mail Archiving - per Active Monthly Account - Infinite Storage	48.00	\$3.50	\$168.00

Total Services Details: \$624.00

Make checks payable to AIR Technology Services	Invoice Subtotal:	\$624.00
	Sales Tax:	\$31.20
	Invoice Total:	\$655.20
	Payments:	\$0.00
	Credits:	\$0.00
	Balance Due:	\$655.20

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