

Minutes of the Meeting  
Racine County Board of Drainage Commissioners  
September 15, 2016 – 7:00 P.M.  
Racine County Ives Grove Office Complex

**Item 1.** Chairman Alvin Wilks called the meeting to order at 7:00 p.m.

**Item 2.** Roll Call: Members Present: Commissioners Alvin Wilks, Alan Jasperson, Greg Foat, John Vyvyan and Russ Weis

Others Present: John W. Knuteson, Attorney for Board; Mark Madsen, Engineer; Kim Williams, recorder.

**Item 3. Approval of Agenda.** John Knuteson recommended that 9A be added to the agenda – Discuss Eagle Lake Sewer Utility District signed agreement. Alan Jasperson made a motion to approve the agenda as modified, which was seconded by Greg Foat and the motion passed unanimously.

**Item 4. Reading and approval of minutes of Prior Meeting:** Al Wilks proposed the changes the following to Item #13: Chris Gallagher of Union Grove Sanitary Board spoke to the issue, and said he would let us know what was discussed at their June Board meeting. Alan Jasperson made the motion to approve the minutes including the addition to Item #13, which was seconded by Russ Weis and the motion passed unanimously.

**Item 5: Financial Report (attached).**

a) Financial Report – John Knuteson reviewed the financial information from June 9, 2016 thru August 31, 2016.

b) Bills paid and bills to be paid - Russ Weis made a motion to approve bills paid and bills to be paid, which was seconded by Greg Foat and the motion passed unanimously.

c) CSB Account Balances and Loans as of September 15, 2016 – John Knuteson reviewed the Account Balances and Loan payments.

**FARM #1/WATERFORD:**

**Item 6: Status on Memorandum of Understanding regarding the lower winter water level for the Rochester Dam:** Alan Jasperson stated that since the June 9, 2016 meeting the status of the Memorandum of Understanding is in a “holding pattern” because everyone would like to compare what happens between both the high and low water levels. RCBDC has asked Nielsen, Madsen & Barber prepare a proposal to measure the erosion on some of the canal areas. We have applied for but haven’t received the permit for it. Greg Foat said that they haven’t met with anyone and Fred Koeller, Village of Waterford Liaison to the Board, stated that the Village hasn’t met with anyone either.

**Item 7: Status on the Existing Tile Line from 8<sup>th</sup> Street Just South of Main Street.** Greg Foat has met with Jeff Dozel from the Village of Waterford Public Works. They that RCBDC will do some ditching on areas to alleviate some problems.

**Item 8. Discussion regarding next potential assessment.** Greg would like to meet with Mark Madsen to develop a budget for this work and to move forward with another assessment, as Farm #1 /

Waterford will need money to redo some tile work. The whole tile system in Waterford is old and needs to be replaced. Alan Jasperson asked if we have insurance on the pumping station, and Al Wilks requested that John and/or Kim review the insurance policy to see what is covered.

**FARM #4/EAGLE CREEK:**

**Item 9. Spraying and De-Brushing.** Donny North is not physically able to complete the projects this year due to medical issues, but hoped to finish Hoosier Creek yet this year. RCBDC will look into spraying by using Helicopter or by using newer technology such as drones. Al Wilks has requested that the Board discuss this further at the December meeting and possibly make a decision.

**FARM #5/HOOSIER CREEK:**

**Item 10. Status and Discussion of Alleged DNR Violation and Conference with DNR.** RCBDC has requested that John Knuteson enter Not Guilty Pleas for both RCBDC and Gunderson Excavating citations and request a pre-trial. Al Wilks recommends that we indemnify Gunderson Excavating. Russ Weis made a motion to indemnify Gunderson Excavating and pay any fine it receives, which was seconded by John Vyvyan and the motion passed unanimously.

**Item 11. Signing of the Levy of Assessment for the 2017 Farm #5 / Hoosier Creek \$500,000.00.** Legal descriptions have been completed and John Knuteson has requested both Al Wilks and Alan Jasperson to sign the Levy of Assessment. The Levy of Assessment will be delivered for recording tomorrow in Racine and Kenosha Counties. By signing and recording the Levy of Assessment, the Board will be authorized to draw funds to pay off the existing loan.

**Item 12. De-Brushing and Spraying in Hoosier Creek.** Due to Donny North's medical issues, we need to look elsewhere to get the spraying work done. Russ Weis talked with Mike Gunderson and he would honor his De-Brushing Bid in the area of Hwy 142 to Braver Road. Gunderson Excavating has extended the offer to complete the work at the same price (\$24,500.00) and do the work this winter if the frost conditions are right. Russ Weis made a motion to move forward with the de-brushing, seconded by Greg Foat and the motion passed unanimously.

**NORWAY/DOVER DRAINAGE:**

**Item 13. Status update on the tile work with Roman's Grading.** Per Al Jeske recommendation for Roman's Grading payment, Alan Jasperson made a motion to pay \$129,713.38 to Roman's Grading, which was seconded by Greg Foat and the motion passed unanimously.

**Item 14. Dredging Project from Dover Line Road to Hwy 20.** We need banks mowed to help the frost to get in, as we need the frost to be able to work. Alan Jasperson requested that Al Jeske talk with the Contractors to be ready and make sure they have everything prepared properly, so that when the permit is received, the project can be completed in one season.

**Item 15. Engineer Report and Bidding from Mark Madsen on Projects in District.** This is a 16 mile de-brushing and bank repair project for Norway/Dover District, and just over 1 mile in the Yorkville / Raymond District. Depending on the location, some of the work will require permits and some will not. Alan Jasperson and Al Wilks both feel that we should bid the project out.

**YORKVILLE/RAYMOND:**

**Item 16. Status of Union Grove Agreement or Assessment.** Based upon discussions with Attorney Tim Pruitt, his client Union Grove is not willing to pay the 40% for 2015 – 2017 unless they have something in place going into the future. Tim Pruitt has requested a meeting of all interested parties within the district including: Village of Union Grove, Town of Raymond, Town of Yorkville, Wisconsin Veterans Home, and the Engineers from both Union Grove and RCBDC. John Knuteson recommended that RCBDC should coordinate such a meeting and that Kim Williams will do so.

**Item 17. Discussion of estimated costs of possible Annexation and Assessment for the Village of Union Grove.** Mark Madsen said that RCBDC has not done a formal assessment in this district and that “we” would be starting from scratch and an annexation could run between \$50,000.00 - \$100,000.00. The Board would need someone to come forward and make a motion for Annexation.

**Item 18. Engineer Report and Bidding from Mark Madsen on Projects in District.** For the Nielsen bank repair project, Nielsen Madsen & Barber received two quotes at this time. Nielsen Madsen & Barber asked for approval from the board to move ahead with Countyline Contractors for a not to exceed amount of \$14,900.00. Alan Jasperson made a motion to approve Countyline Contractors, LLC, not to exceed \$14,900.00, seconded by John Vyvyan and the motion passed unanimously.

**ALL DISTRICTS:**

**Item 19. Status of the Execution of Agreement with Racine County regards to Consolidating Monthly Payments to a Yearly Settlement.** RCBDC has received the revised agreement from Racine County along with their check of \$12,434.31, and the check will need to be allocated between the districts. Once that is completed, Kim Williams will prepare final Levy lien releases for the appropriate Districts and assessment years.

**Item 20. Legislative Update on Proposed Drainage Bill.** No update from Paul Kent.

**Item 21. Status of the 2015 – 2016 Annual Reports, discuss possible use of Drones re: future inspection reports.** Annual Reports are in the packet that was given to you by John Knuteson. Al Wilks asked that everyone review the Annual Reports and that if the Board has questions they are to talk with Al Wilks. Al Wilks will hold off on signing the Annual Reports for 1 week until all members of the Board have reviewed them. Greg Foat made a motion to approve the Annual Reports subject to the review, seconded by Russ Weis and the motion passed unanimously.

**Item 22. Status on the Re-Appointment of John Vyvyan.** John Vyvyan’s Re-Appointment for a 5 year term hearing is scheduled for October 5, 2016.

**Item 23. Status on RCBDC document storage at Racine County.** All RCBDC documents should be stored in one place, and should be stored at Racine County. John Knuteson & Kim Williams will coordinate the project with Racine County to determine the number of boxes of documents to get RCBDC documents stored at the County Building. Alan Jasperson asked that this item be put on the December agenda for review

**Item 24. 2016 Regular Meeting Dates:**

December 15, 2016 – 1:30 p.m.

**Item 25. Proposed 2017 Meeting Dates:**

March 16, 2017 - 1:30 pm.  
June 8, 2017 - 7:00 pm.  
Sept. 7, 2017 - 7:00 pm.  
Dec. 7, 2017 - 1:30 pm.

**Item 26. Adjournment.** Greg Foat made a motion to adjourn, which was seconded by Greg Foat and passed unanimously at 9:10 p.m.

RACINE COUNTY BOARD OF DRAINAGE COMMISSIONERS

  
Secretary

APPROVED:

  
Chairman

DATE APPROVED BY BOARD: 12/15/2016