

Minutes of the Meeting  
Racine County Board of Drainage Commissioners  
November 2, 2016 – 7:30 P.M.  
Racine County Ives Grove Office Complex

**Item 1.** Chairman Alvin Wilks called the meeting to order at 7:30 p.m.

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

Others Present: Kim Williams, recorder.

**Item 3. Approval of Agenda:** Approved without changes

**NORWAY/DOVER DRAINAGE:**

**Item 4. Stafford Rosenbaum LLP to file a petition for contested case hearing and a petition for judicial review with respect to DNR's October 5, 2016 decision to deny the Racine County Board of Drainage Commissioners the authority for a temporary winter drawdown of the Rochester Dam, and to work towards a resolution of such petitions.** We have the permit for the work, and the drawdown was requested in August and it was denied because people in the Waterford area that don't want the river drawn down. RCBDC desires to contest the DNR's decision.

Alan Jasperson made a motion to authorize Stafford Rosenbaum LLP to file a petition for contested case hearing and a petition for judicial review with respect to DNR's October 5, 2016 decision to deny the Racine County Board of Drainage Commissioners for a temporary winter drawdown of the Rochester Dam, and to work towards a resolution of such petitions. Seconded by John Vyvyan, and the motion passed unanimously.

**YORKVILLE/RAYMOND:**

**Item 5. Discuss the results of the meeting held on October 26, 2016, with the Village of Union Grove, and have further discussion and possible approval on the proposed agreement.** Representatives from RCBDC, Village of Union Grove, Town of Raymond, Town of Yorkville and representatives from the WI Southern Center met on October 26, 2016. John Vyvyan feels progress was not met, but Al Wilks feels that it went well. Al Wilks asked Union Grove to sign the Agreement, which is over due by 2 years. Village of Union Grove said that they would take that Agreement to the Board meeting on November 14, 2016, and they would advise Al Wilks of the results. Village of Union Grove said they will not sign the Agreement unless the 40-40-20 formula is changed in the future. Al said that RCBDC would be willing to work on it if they can mutually come up with a plan, but would like the current Agreement signed first. Al Wilks had told the Village of Union Grove that he is willing to put a committee together starting in January to work on a new formula that all parties can agree on.

**Item 6. Discussion and possible action on whether to proceed with the Annexation of the entire Yorkville / Raymond Farm Drainage District watershed.** Steve Nelson, representative of the Town of Yorkville stated that there should be a calculation of how much of the East Branch contributes because they are using the Hwy G flow monitoring, and that throws the calculations way off.

Steve Nelson has requested that the East Branch be part of the Annexation if that is what the Drainage Board is going to do. Alan Jasperson stated the Board would need to annex the whole watershed, and if we do, it will include the East Branch and East of I-94 into Caledonia. Alan Jasperson did say that if Yorkville Raymond District is annexed, then the percentages may change.

The average cost to Annex would approximately be \$40,000.00 - \$50,000.00 minimum. In order to Annex we need a constituent to sign a Petition to Annex. If we have to annex, we have to have a hearing, they being annexed get to speak against it, RCBDC will listen to the objections but in the end RCBDC decides whether to annex.

**Item 7. 2016 Regular Meeting Dates:**

December 15, 2016 1:30 p.m.

**Item 8. Adjournment.** Alan Jasperson made a motion to adjourn, which was seconded by Greg Foat and passed unanimously at 8:15 p.m.

RACINE COUNTY BOARD OF DRAINAGE COMMISSIONERS

  
Secretary

APPROVED:

  
Chairman

DATE APPROVED BY BOARD: 12/15/2016