

Minutes of the Meeting
Racine County Board of Drainage Commissioners
June 9, 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. Al Wilks recommended that Item #14 of the agenda be taken earlier in the meeting after the financial report has been read. Russ Weis asked to review Herman Anderson's request, and John Vyvyan requested more discussion on Farm #1 / Waterford future tile lines. 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:

- A. 3/10/16 Regular Quarterly Meeting:** Greg Foat makes a motion to approve the 3/10/16 Regular Quarterly meeting, seconded by Russ Weis and the motion passed unanimously.
- B. 3/10/16 Farm #5 / Hoosier Creek Public Hearing:** Greg Foat made a motion to approve the 3/10/16 Farm #5 / Hoosier Creek Public Hearing minutes, which was seconded by Alan Jasperson and the motion passed unanimously.

Item 5: Financial Report (attached). John Knuteson reviewed financial information from March 10, 2016 to Present. John Knuteson reminded the Board that Annual Reports are due by September 1st, and that the Commissioners should be starting their reports in July, 2016. Russ Weis made a motion to approve the bills paid, which was seconded by Greg Foat and the motion passed unanimously. Alan Jasperson made a motion to pay bills not listed on the financial report, seconded by Russ Weis and the motion passed unanimously. Russ Weis made a motion to accept the financial report and bank balances, which was seconded by Greg Foat and the motion passed unanimously.

FARM #1/WATERFORD:

Item 6. Status update on lower winter water level for the Rochester Dam. RCBDC is working with the DNR and the Village of Waterford, and together we hope to come up with a Memorandum of Understanding.

Item 7. Status of Xylem Preventative Maintenance Agreement. RCBDC paid for a 3 year agreement. It was recommended that a copy be sent to Rebecca Ewald with the Village of Waterford.

Item 7a. Greg Foat mentioned that there is an issue with an existing tile line from 8th Street just south of Main Street. Currently they are going to try to use a ditch, pick up the Condo Association and try to go under the existing culvert system to the retention pond just south of the McDonalds. It will go through the sub-division to the pump station. Greg Foat believes that the Engineer will need to get involved to get an estimate on costs to go forward. Suggested that this be put on September 15, 2016 agenda.

FARM #4/EAGLE CREEK:

Item 8. Status on Eagle Lake Sewer Utility District #1 Agreement. It will be approved and signed by Eagle Lake on Monday, June 13, 2016. John Knuteson suggests that RCBDC signs the agreement and John Knuteson will get it to Eagle Lake. Alan Jasperson made a motion to approve the Eagle Lake Sewer Utility District #1 Agreement to pay \$8,749.00 per year for 5 years, which was seconded by John Vyvyan and the motion passed unanimously.

Item 9. Dale Noble and Bob Bork reimbursement for culvert outlets. Invoices were turned into Kim, checks were issued.

FARM #5/HOOSIER CREEK:

Item 10. Status of 2017 – 2021 Assessment Public Hearing. 5 objections were made pertaining to the 2017 – 2021 Assessment. 4 requests were denied and the Ralph and Jeff Rice assessment was modified on 1 of the 4 grounds given. Objection letter responses were mailed June 9, 2016. Russ Weis made a motion to accept the 5 recommendations by the Engineer, seconded by John Vyvyan and the motion passed unanimously.

Item 11. Status and Discussion of Alleged DNR Violation and Conference with DNR. Elaine and her DNR staff would like to request permission to access the site and assess the dredge disposal area to determine if wetlands are present in order to bring closure to this question and move forward to bring the site into compliance. Russ will set up the on site meeting and seek landowners permission.

Item 12. Herman Anderson followed up on his objection from January about the upcoming 2017 – 2021 assessment. Mr. Anderson wanted to discuss the District Engineer's suggestion that Mr. Anderson go to the Town Assessor and get these three parcels combined into one parcel. Commissioner Russ Weis asked Mr. Anderson to request a letter from the Town Assessor that those parcels can never be built on, and if so, the Board will consider reducing the benefits and assessments. Mr. Anderson provided a letter in April 2016 for the Board to reconsider, but after further discussion his objection was still denied.

NORWAY/DOVER DRAINAGE:

Item 12. Discussion and Decision on areas for de-brushing and other maintenance projects. Many areas need de-brushing; we need to get specifications and a plan. Alan Jasperson also advised that Donny North would like to see some culverts put in for easier access, so that Donny can avoid going miles down the road only to backtrack. We are trying to find someone to work with Donny on a few areas if he needs help for a couple of hours. Al Jeske spoke with TNT and they agreed to assist Donny if needed.

Al Wilks inquired about the Tile work with Romans Grading. Mark Madsen said that there will be updated contracts with small increases in costs, and is looking to start late July or early August. Alan Jasperson made a motion that authorizes Al Wilks to approve the change order for the Phase II Tile Repair once it is received, which was seconded by Russ Weis, and the motion passed unanimously.

YORKVILLE/RAYMOND:

Item 13. Status of Union Grove Agreement. Legal Counsel advised there is still no agreement, RCBDC would like 40% - 40% - 20%. Village of Union Grove does not feel that is fair and accurate. Al Wilks stated that RCBDC wants to see an agreement in lieu of an Assessment. 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.

Item 14. Discussion of estimated costs of possible Annexation and Assessment for the Village of Union Grove. Was discussed that it would cost more to do an Annexation and Assessment than doing an agreement. Counsel was directed to send the proposed agreement back to the Village of Union Grove for reconsideration.

ALL DISTRICTS:

Item 14. Discussion and Possible Agreement with Racine County regards to Consolidating Monthly Payments to a Yearly Settlement. Racine County Finance Department would like to set up an Intergovernmental agreement with RCBDC in lieu of monthly payments. Alexandria Tillman will work with Kim Williams to reconcile what is still outstanding and owed from 2006 to present for all 5 districts.

Item 15. Legislative Update on Proposed Drainage Bill. Had a productive meeting on Wednesday, June 8th, and hope the changes that are being proposed will get everyone on board. Everyone has to be on board if we are going to get it passed. We are hoping that the result will be to streamline the permitting process and procedure to clean our ditches.

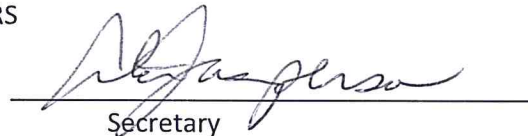
Item 16. Renewal of Public Officials Liability Insurance Policy. Coverage has been renewed and the bill has been paid.

17. 2016 Regular Meeting Dates:

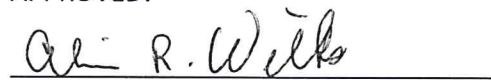
September 15, 2016 7:00 p.m.
December 15, 2016 1:30 p.m.

Item 23. Adjournment. Russ Weis made a motion to adjourn, which was seconded by John Vyvyan and passed unanimously at 9:10 p.m.

RACINE COUNTY BOARD OF DRAINAGE COMMISSIONERS


Secretary

APPROVED:


Chairman

DATE APPROVED BY BOARD: 9-15-16

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: 12-15-16