

RACINE AND KENOSHA COUNTY – WIDE DRAINAGE BOARD
MEETING MINUTES

Date: September 14, 2021

Time: 7:00 p.m.

Place: Racine County Office Building, Ives Grove
14200 Washington Ave
Sturtevant, WI 53177

Procedural

1. Call to Order – Alan Jasperson called the meeting to order at 7:00 pm.
2. Roll Call – Alan Jasperson, John Vyvyan, Russell Weis, Greg Foat, and Matthew Rowntree are in attendance. Also, in attendance is Mark Hinkston, Attorney, Carolynn Frazer, Recorder, Mark Madsen, Engineer, and Al Jeske, Engineer.
3. Pledge of Allegiance
4. Approval of Agenda
 - a. Russell Weis made a motion to approve the agenda and Greg Foat seconded said motion. The Motion passed unanimously.
5. Approval of Meeting Minutes
 - a. June 8, 2021 - general meeting - Russell Weis made a motion to approve the meeting minutes from June 8, 2021, and the motion was seconded by John Vyvyan. The motion passed unanimously.
 - b. August 19, 2021 - special meeting - Russell Weis made a motion to approve the meeting minutes of August 19, 2021, and Greg Foat seconded. The Motion passed unanimously.

Eagle Creek Assessment

1. 2021-2025 Assessment
 - a. Opening Statement
 - i. We are here tonight for consideration and potential approval of a \$750,000.00 assessment – payable over 5 years [2021 – 2025] for the Farm #4/Eagle Creek Drainage District.
 - ii. Alan gave an overview of the structure of the progression of the assessment hearing.
 - b. Commissioner's Report on Assessment
 - i. Alan gave an overview of what the drainage districts are and what the role of the RCBDC is in maintaining the districts and how the assessments are calculated.
 - c. Engineer Report – Mapping & Benefits
 - i. Land in Dover, Rochester, and Burlington.
 - ii. The report can be found on our website under the Eagle Creek Page.
 - d. Objections (received in writing prior to the meeting)

- i. Thomas R. Linneman & Marie Kay Bjelde – 002-03-19-24-006-000
 - 1. Gregory Foat motions to hold over objection in order to allow the engineers to do a site visit and evaluation and is seconded by Russell Weis. The Motion was unanimously approved.
- ii. Lena Investments, LLC Objections
 - 1. 006-03-30-21-072-000
 - 2. 006-03-20-21-156-000
 - 3. 006-03-20-21-163-000
 - 4. 006-03-20-21-165-000
 - 5. 006-03-20-21-088-000
 - 6. 006-03-20-21-089-000
 - 7. Gregory Foat motioned to deny all of the objections of Lena Investments, LLC and John Vyvyan seconded. The Motion passed unanimously.
- iii. Dale Noble:
 - 1. 006-03-20-30-005-000 – Russell Weis moved to approve a reduction of the assessment from \$1,949.24 to \$615.75 for 5 years, Matthew Rowntree seconded. The Motion was unanimously approved.
 - 2. 006-03-20-28-012-000 - Matthew Rowntree motions to holdover for engineer review and is seconded by John Vyvyan. The Motion was unanimously approved.
 - 3. 002-03-19-24-022-000 – Motion to holdover for engineer review by Gregory Foat and seconded by Russell Weis. The Motion was unanimously approved.
 - 4. 002-03-19-24-023-000 – Motion to holdover for engineer review by John Vyvyan and seconded by Matthew Rowntree. The Motion was unanimously approved.
- iv. St. Mary's Congregation Church 006-03-20-22-046-020
 - 1. Motion to deny the request to be removed from the assessment made by Russell Weis and seconded by Gregory Foat. The Motion was unanimously approved.
- v. Fay Bratz 006-03-20-28-011-010
 - 1. Motion to holdover for engineer review by John Vyvyan and seconded by Gregory Foat. The Motion was unanimously approved.
- vi. Lauren LeMieux 006-03-20-22-001-120 & 006-03-20-22-001-163
 - 1. Motion to deny the request to not be assessed on both parcels by Russell Weis and seconded by John Vyvyan. The Motion was unanimously approved.
- vii. Mark & Charlene Adams – 006-03-20-22-001-132 & 006-03-20-22-050-000
 - 1. 006-03-20-22-001-132 – Russell Weis moved to deny the objection and seconded by Matthew Rowntree. The Motion was unanimously approved.

2. 006-03-20-22-050-000 – Russell Weis moved to deny the objection and seconded by Matthew Rowntree. The Motion was unanimously approved.
- viii. Ellsworth
 1. 006-03-20-25-025-000– Motion to holdover for engineering review and by Carolynn Frazer to determine the appropriate owner by Russell Weis and seconded by Gregory Foat. The Motion was unanimously approved.
- ix. Traxinger
 1. 006-03-20-22-104-000 - Motion to deny request to be removed from the proposed assessment by Matthew Rowntree and seconded by John Vyvyan. The Motion was unanimously approved.
- e. Public Comment
- f. Motion to approve and confirm the assessment of benefits as set forth in the engineering report by Russell Weis and seconded by Greg Foat. The Motion passed unanimously.
- g. Motion for assessment of costs for Farm #4 Eagle Creek by John Vyvyan for \$750,000.00 and levied against the parcels on the assessment rolls for a five-year term payable in annual installments from 2021 through 2025 and seconded by Gregory Foat. The Motion was unanimously approved.

Farm #1 / Waterford

2. Financial Report
 - a. Bills paid and bills to be paid
 - i. Motion to approve as printed by Matthew Rowntree and seconded by Gregory Foat. The Motion was approved unanimously.
 - b. CSB Account Balances and Loans as of August 31, 2021.
3. Waterford Income
 - a. Update on the status of the Loan agreement with the Village of Waterford.
 - b. **No update at this time**

Farm #4 / Eagle Creek

4. Financial Report
 - a. Bills paid and bills to be paid
 - i. Motion to approve as printed by Gregory Foat and seconded by Matthew Rowntree. The Motion was unanimously approved.
 - b. CSB Account Balances and Loans as of August 31, 2021.
5. Update on Current District Projects.
 - a. Status of District Wide Bank and Washout Repairs –
 - i. Plan started in 2019 NMB will proceed with permits to start work. The Board decided to hold any work until the meeting in November and a decision on when to start the bidding process will be discussed then.

- b. District Spraying
 - i. The Board will review at the next meeting in November for spraying next year.
 - c. Tile Lateral "C"
 - i. The Board will review at the next meeting in November.
- 6. Eagle Creek Sewer Utility District Agreement
 - a. The agreement was on hold due to the annexation.
 - b. The agreement will be discussed at the November meeting and we are to invite Mr. Bratz.
- 7. Status of Mapping and Specifications
 - a. Approved by DATCP and ready to be recorded. Copies of the Mapping and Specs are on file with Racine County.

Farm #5 / Hoosier Creek

- 8. Financial Report
 - a. Bills paid and bills to be paid
 - i. Motion to approve as printed by Matthew Rowntree and seconded by Gregory Foat. The Motion was unanimously approved.
 - b. CSB Account Balances and Loans as of August 31, 2021.
- 9. Update on current projects
 - a. Completion of corrections by CN Railway
 - i. Review by Russell Weis and engineers.
 - b. District Spraying – Al Jeske and Russell Weis to check the status.
 - c. Russell Weis to get a meeting with Robin Vos.
 - d. Jeff Busch needs approval to work on Brever Road to Branch 12 Ditch
 - i. The numbers to be provided at the November meeting.
 - e. Branch 11 Tile Review – (By Brown's Lake)
 - i. To be reviewed at the November meeting.

Norway / Dover

- 10. Financial Report
 - a. Bills paid and bills to be paid
 - i. Motion to approve as printed by Matthew Rowntree and seconded by Russell Weis. The Motion was unanimously approved.
 - b. CSB Account Balances and Loans as of August 31, 2021.
- 11. Status update on the possible funding for USGS sites from Racine County.
 - a. Updates on meetings with the County
 - b. Good rapport and Tom Kramer and he will report on the status at the next meeting in November.

12. Update on Prevailing Wage
 - a. Mark Hinkston to review settlement options from the Attorney General's office.
 - b. Needs to review some numbers with Mark Madsen & Al Jeske. He needs to then craft a proposal to send to the DWD.
 - c. Next meeting it will be finalized and approved.
13. Update on current in progress projects.
 - a. District Spraying – nearly done.
 - b. Jacobson Ditch-Cross Canal Project – phase 3 portion is complete and payment put out. Do we proceed with phase 1 Jacobson ditch to cross lake canal – this will be addressed at the November meeting.
 - c. 2021 Bank Repair Projects – to be reviewed at the November meeting.
 - d. CTH S Bridge (North Cape Ditch) – Engineers to ask which DNR person they are working with and find out why they want erosion in our ditches.
 - i. If the projects are occurring in the districts, the Board and engineers should be consulted with the plans in case of concerns and budgeting.
14. Herman Anderson – Objection regarding combining properties. TAX ID: 010-04-20-16-071-000 through 010-04-20-16-073-000 – The combined parcels to try to get one minimum charge. Al Jeske will address.
 - a. Respond to Herman with a letter stating any changes will occur in the 2022 tax year.

Yorkville / Raymond

15. Financial Report
 - a. Bills paid and bills to be paid
 - i. Motion to approve the bills paid and to be paid as printed by John Vyvyan and seconded by Matthew Rowntree. The Motion was unanimously approved.
 - b. CSB Account Balances and Loans as of August 31, 2021.
16. Update on Current District Projects
 - a. District Spraying – Bart Miller is starting on this. John Vyvyan stated that if it cannot be done in the next couple of weeks, then there is no point in spraying at this time. Bart Miller stated that he believes he can get to the spraying in time.
17. Hribar Culver (WBRR) – This is complete. Al Jeske (NMB) are proceeding with plans to get the proper permits to enclose the private ditch.
18. Municipal Agreement with the Village of Union Grove, Yorkville, and Raymond.
 - a. Any follow up from Paul Kent?
 - i. Yes, more info from him. There is a packet put together to review. Next meeting in November. Need to assemble the packet to send to all municipalities with Paul's info and will be discussed at the November meeting.

- ii. Why is there no sewer assessment with Union Grove like there are with other municipalities asked by John Vyvyan?

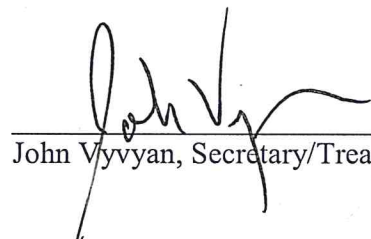
All Districts

- 19. Update on Meeting with Racine Co. re: Intergovernmental Agreement
 - a. Alan Jasperson was to follow up with Tom Kramer regarding the agreement and will provide an update at the November meeting.
- 20. John Vyvyan's Reappointment
 - a. The petition was filed and the Court date will be scheduled by the Court shortly. KHR to follow up with John Vyvyan for the hearing.
- 21. Inspection Notices/Mailings/Reports
 - a. This will be discussed at the November meeting.
- 22. Notice to parcel owners regarding their district and contact info for RCBDC Commissioners
 - a. This will be discussed at the November meeting.
- 23. Can the county do an insert with the property tax bills regarding the contact information for the districts.
 - a. The municipalities would have to include the insert. They pay for any inserts and add them to the property tax mailing themselves.
 - b. Send a letter to each municipality to see if they'll do it, etc.
 - c. This shall be discussed at the November meeting.
- 24. Next Drainage Meetings
 - a. November 24, 2021, at 7:00 pm
 - b. December 14, 2021, at 1:30 pm

Adjournment - Motion to adjourn by Russell Weis and seconded by John Vyvyan. The Motion passed unanimously. The meeting concluded at 10:25pm.

Approved: 11-24-2021


Alan Jasperson, Chairman


John Vyvyan, Secretary/Treasurer