

MINUTES OF THE OUTAGAMIE COUNTY DRAINAGE BOARD

November 6, 2018

MEMBERS PRESENT: Kramer, Nettekoven, Van Eperen, Van Asten, Vander Heiden

OTHERS PRESENT: Nancy Christensen, Administrative Assistant; Jeremy Freund, Land Conservation Department; Harland Volkman, Town of Osborn; Bob Givens, Omni; Jerry Iverson, Glenn Wiegand, Jim Verhoeven - Timber Row residents; Dean Steingraber, Highway Commissioner; Chris Murawski, James Fenlon, Village of Little Chute; John Neumeier, City of Kaukauna; Brad Johnson, N6587 County Rd C.

REVIEW AND APPROVE MINUTES

Minutes of October 2, 2018 - Van Asten moved, seconded by Vander Heiden to approve the minutes as presented. Roll call: 5 aye, 0 nay. Minutes approved

PUBLIC PARTICIPATION – No one commented

LCD REPORT – see below

OLD BUSINESS

Timber Row – landscaping of berm area. Glen Wiegand reported the association has approved the Option #2 plan to plant tall grass and scrubs. Plantings will occur in the spring. The area is approximately 10' by 200'. The Board's vendor is currently working on fixing easement driveway for Bob Heimann.

Center Valley – Kramer reported the case is still in the hands of the attorneys and court.

Duck Creek Annexation Petition – Givens reported nothing has been received from DNR on their last on-site. He will contact Scott Koehnke, WI DNR, as to their status of a decision.

Approve 2018 Special Assessment rates, review Village of Little Chute ERU Report – Chris Murawski, Little Chute Engineer and James Fenlon, Administrator, were present to discuss the ERU and factors supporting their report. Murawski reported water is being treated via sedimentation pond prior to discharge per their MS4 permit. The Board contends that more water is being discharged at a higher volume into the lateral drainage ditch. Murawski stated the pond is holding the water and is designed to not increase the flow rate over a 10 year event. Little Chute is discharging at 69 cfs per 100 year event. Kramer commented the flow is not greater but it is for a longer period of time creating water issues on the farm fields. The Board's concern is getting the correct information on what is actually happening to answer questions of property owners brought up at annual meetings. Jeremy Freund, LCD, commented that even though it is the same drainage way at some point it becomes the same stream, but it is a different watershed and one of those is handling more water than it was before. Murawski stated they are not adding more water or subtracting more water from the Vandebroek Drainage District. The stormwater revisions were done in 2016 and effective in 2017. He updated the ERU reports to be current with what is really happening now.

Freund commented that the Drainage Board's responsibility is to the district and all property owners. Under DATCP, and what they have to review for these drains under the 10 year rain event, need to meet original specifications, the Board does not have any communications from Little Chute or DATCP that specifications have been met to protect the other property owners. Further discussion was held regarding the flow/volume rate and the revisions that were completed by Little Chute and the impact of those changes,

Discussion was held on what the review process is with DATCP and the Board. Christensen forwarded the submittal requirements compiled by DATCP to Fenlon and Murawski. To date, the Drainage Board or DATCP has not received any of Little Chute's revisions to the stormwater or flow/volume calculations. Murawski stated he will contact Matt Woodrow, State Engineer, for required information. The Board suggested he contact Chris Clayton, DATCP also.

Legal drains within the Village are checked during the annual inspection as to maintenance that needs to be done. The Board has been aware of maintenance required in a portion of the legal drain between buildings and railroad tracks. There is no corridor allowing access to the area. Murawski requested ditch profiles of the legal drains within the Village. Freund will forward the information.

Vander Heiden moved, seconded by Van Eperen to approve the special assessment rate of Little Chute as submitted in the ERU report for 2018 payable in 2019 dated September 18, 2018. The base rate is \$4,143.74 times 3 for a total of \$12,431.22. Roll call: AYE- 4: Nettekoven, Vander Heiden, Van Eperen, Kramer NAY -1: Van Asten. Motion carried.

Van Asten moved, seconded by Vander Heiden moved to approve special assessment rates for 2018, payable in 2019, as follows: #757 – Center-Grand Chute District - \$4.00 per acre or \$40 minimum; #759 Freedom District - \$2.00 per acre or \$30 minimum; #763 – Oneida/Hobart District - \$4.00 per acre or \$40 minimum. Roll call: 5 aye, 0 nay. Motion carried.

Center-Grand Chute District – Givens reviewed mapping of the drainage creating the drain tile and pond issues along Edgewood/McCarthy. (Area of Mayflower to Edgewood) Givens look at other options and report back to the Board.

Pump repairs in Black Creek/Bovina – An invoice for \$9,700 was received for pump repair for Black Creek/Bovina District pump on Mack Road.

Vandenbroek District – Relocation & Wetland Permitting, City of Kaukauna – John Neuman, City of Kaukauna provided a copy of the proposed development for relocation of the legal drain. Developer is proposing to eliminate the existing legal drain and relocate it to the sedimentation pond and wetland and then into the other existing legal drain. The Board, at this time, had no issues with what is presented.

NEW BUSINESS

State 47 Improvement Project – Kramer attended the information meeting held for the State Rd 47 Project. Proposed is a new culvert north of "S", and other culverts will have "slip" pipes installed south of "O". The Board is concerned about the culvert revisions and that the rate of flow is not decreased from existing and that prior approval from DATCP be received.

Vandenbroek District –Dean Steingraber, Highway Commissioner – issue with drainage along "CC" and Pond Drive. Steingraber reported that the subdivision was built to standards and the flow was originally going to the north. He was told the past Board stated they would extend the legal ditch under "CC" to the south provided the soils could be land spread. The area in question is within the ROW of County and Town of Vandenbroek. The Board suggested contacting the Town to see if they would perform any of the required work. Steingraber will contact the Town to see what can be worked out. Freund will work with them for the historical information.

North Liberty District – Operation of gate in legal drain east of Boelter Road – Several years ago, a gate was installed on a legal drain which needs to be manually operated east of Boelter Road. Apparently an

agreement was made between property owners when to open and close the gate, to date a copy of this agreement cannot be found. The gate is a lift type gate which requires a loader to open the gate. Access to the gate is limited when wet conditions. Further research of the agreement and how to continue to operate it will be continued.

Center-Grand Chute District – Michael and David Schlimm contacted Board members to ask for confirmation that the corridors were correct on their property. Christensen will forward an email that the buffers are correct as of the 2018 inspections.

Nettekoven asked if the Kiecker's located at S & EE has been notified that the lateral needs to be re-established. Christensen stated nothing had been sent to date.

Black Creek/Bovina District – Freund reported he had attended a meeting with DOT and Ducks Unlimited. Ducks Unlimited are planning on working on the west site mitigation this winter. The DOT plans on changing culvert pipe at "54" and Van Patten Road and add stop logs in the next couple of years. This will allow the DNR to get rid of the water to the south and not go to the pumps in the drainage district. The pipe that feeds to the Shioc into the mitigation cells will also be removed once the work is done so that will stop bringing water into the district. It sounded like the DOT are doing what they have been asked to.

Freund will be meeting with Highway and Zoning on Monday, November 12 at 4:00 at "CC" and Pond Drive,

Van Eperen moved, seconded by Nettekoven to adjourn at 11:12 a.m. Motion carried.

The next regular meeting will be December 4, 2018 at 8:30 a.m.

Respectfully submitted,

Nancy J. Christensen
Administrative Assistant