

MINUTES OF THE OUTAGAMIE COUNTY DRAINAGE BOARD
March 5, 2019

MEMBERS PRESENT: Al Kramer Jr., Greg Nettekoven, Jason Van Eperen, Mike Van Asten, Gerald Vander Heiden

OTHERS PRESENT: Christina Howard, Land Conservation Administrative Assistant; Quint Krueger, Land Conservation Department; Harlan Volkman, Town of Osborn; Randy Tuma, Bubolz Nature Preserve; Brad Johnson, N6587 County Rd C; Ryan Carlson, N6089 Boelter Road.

REVIEW AND APPROVE MINUTES

Minutes of February 5, 2019 – Nettekoven moved, seconded by Van Asten to approve the minutes as presented. Roll call: 5 aye, 0 nay. Minutes approved.

PUBLIC PARTICIPATION COMMENTS: No public participants present.

LAND CONSERVATION DEPARTMENT REPORT - Nothing to report

OLD BUSINESS

Center Valley District – County Road A/S – Richley Property legal issue – An e-mail was sent from the attorney’s office giving us 4 options:

1. Reconsider
2. Appeal
3. Proceed and move forward without the insurance company
4. Settle

Nettekoven moved, seconded by Vander Heiden to continue with option #3 and proceed with the work and move forward without the insurance company. Roll call: 5 aye, 0 nay. Motion carried.

On March 27th, Vanessa is meeting with the Judge and will proceed to look at getting the case disqualified. If the case doesn’t get disqualified we will be moving forward in the litigation process and we will need to schedule a closed-session meeting with Vanessa to discuss with the board. Kramer will bring an update to the April meeting on what happens at the end of March.

Duck Creek Annexation – No progress is being made and Kramer thinks we should start putting a push to get this project moving. The group decided it would be good to try to sit down with Bob Givens prior to the next Drainage Board meeting to discuss our path forward. Kramer is going to find out when Jeremy from Land Conservation and Bob Givens from OMNNI plan to do their fly-over with the drone. Would ideally like this done before the April meeting if possible.

North Liberty/Gate off Boelter Road – Ryan Carlson, a nearby landowner to this gate, attended the meeting to discuss options of controlling water in this area. It was decided that the gate should stay and should be closed during heavy rainfall. It was also discussed that Land Conservation should get involved to survey the land elevation, check culvert sizes and water drainage.

Nettekoven moved, seconded by Van Asten, to have Land Conservation do a survey and investigate the area. Also, the Drainage Board will update this gate with a simplified gate that can be operated by hand and will be closed whenever there is a heavy rainfall predicted or by using personal gauge of water height to control water flow in the area. Roll call: AYE-5, Nay-0. Motion carried.

The group also asked Ryan Carlson if he would be interested in taking over running the pump and management of the gate opening and closing when needed. Ryan had agreed he would help with this, however, he wanted to know if he would be able to drive his ATV to the gate since the easement needs to be grated to remove the large ruts and when it is wet you cannot get a truck in there. Kramer said he would check with the DNR and find out what they can do so Ryan can drive down to the pump legally with his ATV. Kramer also said he would try to get the easement grated when the land dries out. Carlson had asked about compensation for running the gate/pump and Kramer said it is practically nothing. Further discussion on compensation will be brought up in future meetings.

Van Asten moved, seconded by Nettekoven, to have Ryan Carlson take over running the pump on Hooyman Road for this season and manage opening and closing of the gate as necessary. Roll call: AYE-5, NAY-0. Motion carried.

Center/Grand Chute District - Nothing to report. Bob Givens should be at the next meeting to give an update.

DATCP Corridor/Buffer Policy – Kramer spoke with Attorney Kent’s office regarding the corridor policy. Vanessa will be sending information with suggestions. Outagamie County already enforces a 75’ building setback, but it would be the cities and villages that we would have to work with to put this in place. Kramer will get everyone a copy of the county zoning regulations so we can make a decision.

Pump Repairs in Black Creek/Bovina & North Liberty Districts – Nothing to report.

Vandenbroek District – Nothing to report.

Little Chute – Nothing to report.

Bubolz Nature Center Culvert – Randy Tuma, Bubolz Nature Preserve, attended the meeting to discuss water flow issues on his property where a 3’ culvert crossing keeps failing. He requested the option of putting in a box culvert but the board wasn’t sure that would solve the issues. In this area there are 3 streams that meet and the volume has increased over time causing the water to crash into the culvert. Initially, he added aprons to the culvert but that failed over time. Then they put a retaining wall in with the aprons and planted native seeds but it has again failed. The issue is becoming a drain on finances as well as an inconvenience for their customers as this is on the main trail to get to the other part of the property and limits the owner’s ability to work their land. Board decided to keep this on the agenda and proceed to brainstorm ideas with Land Conservation.

Review of Bogenschultz CSM – Nothing to report.

Legal drains and tiles are not marked on CSM’s. The County does not have an ordinance that says they have to mark them. Jeremy is working with zoning to get a checkpoint on future CSM’s so that when

land is sold you will still be able to see the legal drains. The legal drain has been added to the Ebben map as it was caught early enough and Kramer, Freund and Christensen are checking the incoming CSM's to make sure the legal drains are marked.

NEW BUSINESS

Duck Creek Drain – Lateral coming off of highway EE crossing highway S all the way down to Duck Creek. Quint discussed that landowners have been clearing trees off of ditches on their own. The south side of S and west side of EE needs the ditches cleaned out. Kramer suggested we start looking up the parcel numbers and finding land owners so that letters can be mailed out. Quint will start the ground work with the Land Conservation Department.

Kramer would like to go down to Coloma to look at pumps and get some information on them. He opened up the visit to the rest of the board members. Those interested were Kramer, Van Asten and Vander Heiden.

Van Asten moved, seconded by Van Eperen to adjourn at 10:46am.

The next regular meeting will be Tuesday, April 2, 2019 at 8:30am at the Highway Department.

Respectfully submitted,

Christina Howard
Land Conservation Administrative Assistant