

**MINUTES**  
**OUTAGAMIE COUNTY DRAINAGE BOARD MEETING**  
**TUESDAY, FEBRUARY 6, 2024**

The meeting was to order by President Kramer at 8:30 a.m.

Members present: Kramer, Nettekoven, Van Eperen, Van Asten, Vander Heiden

Others Present: Sarah Kussow, Sage Tanck, Greg Baneck – Land Conservation Department; Justin Keen, Cedar Corporation, Al Timm, Town of Osborn; Bob Fox; Darin Tiedt; Brad Johnson; Darrin Stingle; Harlan Volkman

**Review and approve minutes of January 2, 2024 meeting.**

Van Asten moved, seconded by Vander Heiden to approve the January 2, 2024 minutes as presented. Roll call: 5 aye. Motion carried.

**Public participation/comments – none**

**Land Conservation Department Report** – Greg Baneck reported LCD had surveyed the new annexed area of Freedom and are continuing to work on the legal drain design.

**Reports on Districts - Districts/Projects and work in progress reports**

- Duck Creek District - John Schmidt property – ditch issues – on-site meeting held August 30, 2023-property is in probate proceeding and no action can be done at this time. Property is in probate process.
- Nettekoven – Lucas finished project in Vandenbroek District by Maloney Road to JJ cutting trees, dredging will be done this spring. He moved to Duck Creek District to County Road C/Jerry Maas property which was finished yesterday, dredging will be done this spring. Lucas will move to Co Road PP and Krueger Road; then to French Road to Culbertson Road. Dependent on budget dredging may need to be cut back.
- Shiocton – Black-More trail along the trail by the shooting range. Met with Loren Dieck, OC Park Director about the trail. The trail is owned by the DNR, managed by the OC Parks Department so we need to work with the DNR on the trail. Kramer did reach out to the DNR for forms but has not received paper work to date.
- Kramer reported Darrin Stingle did clean out on Tiedt and Hofacker property on 47. We need a copy of the catch basin drawing of J & M Hofacker and it needs to be 20 feet out of the corridor. It will need to come to the Board for approval.
- Kramer reported that a meeting with the Outagamie County Land Development Department regarding stormwater development and municipalities is being planned. They are re-doing the ordinances and hope to have it done in 2025.
- Kramer did an on-site of Haen Drive – City of Kaukauna. He contacted John Neumeier, City of Kaukauna. Their enforcement officer was let go. He will provide follow up of letters sent to property owners in violation.
- The Board's legal counsel is in progress of sending Andy Parker a follow-up violation letter of trees being planted within the 75' corridor.
- Glacier Land R C & D did a presentation at a recent conference. They are conducting spraying of phragmites and would like to work with us. We need to work with them on mapping. Further information will be following.
- Nettekoven reported he and Van Eperen have been to the courthouse working in the record storage room.
- Van Asten reported Vandenbroek District - Haen Road and 41- He met with the property owner and he is ok to have the area cleaned out but wants to meet with us and the contractor before they begin. The owner has a place for the ground that is dug out.

Bob Fox reported that annually the Farm Bureau compiles a Policy and Development Book. This year included was the recommendation of changes to the revision of spreading of materials as required in Chapter 30; and support of additional staffing for DATCP. They are currently meeting with the representatives to sponsor bills to support these items.

**OLD BUSINESS**

1. Duck Creek Annexation –Plans/profiles submitted to DATCP for review/approval on July 24, 2020 Center-Grand Chute District – 1-26-24 Chapman completed review of referenced specifications. Edits and clarifications needed, He needs to drive the district and complete field check. Board needs to complete review of plan set, verify accuracy, and

approve plan set to be complete. Discussion was held on making changes to the plans prior to DATCP approval. Kramer will check with DATCP if this allowable.

2. Big Ring Storage – As-builts received, slope of site drainage. Nothing from Grand Chute.
3. Center-Grand Chute Reassessment Study Update - nothing to report
4. James VanCamp property – Property owner has contacted Kramer and a meeting will be scheduled
5. Pierce Manufacturing – Center-Grand Chute District – Pending DATCP approval, no action from Grand Chute – Christensen reached out to Davel as to status, has not received anything back
6. USDA Grant Application Status Report – NRCS/DATCP is reviewing data they have received which will take 2 – 3 months to review for the next phase to begin. A meeting is scheduled the end of February to discuss funding with county representatives.
7. Freedom Drainage District – Extension of legal drain from County Road J to Farrell Road – Ditch design being evaluated by LCD for 2 stage ditch funding qualification; researching assessment steps
8. Darin Tiedt – Crossroads Storage – Duck Creek District – Construction of storage units –DATCP approval pending

## **NEW BUSINESS**

1. Exemption of Drainage Special Assessments –
  - a) Bill Rathsack – Center -Grand Chute District – 5400 & 5514 N Richmond St-Parcels 101009500 & 101009602. Parcel 101009602 has a building on it and 101009500 has no buildings and used for a storage area. He is requesting only one drainage district assessment rate be charge for the two parcels. Nettekoven moved, seconded by Van Eperen to approve the request with the condition that at any time in the future parcel 101009500 is sold to another owner or any structures are built on it, this exemption will be terminated and the minimum rate will be assessed. Roll call: 5 aye, 0 nay. Motion carried.
  - b) Jesse Garrow – Center-Grand Chute District – 4025 Cobble Creek Dr-Parcels 102505301 & 102505300. Due to the development to the west, the road easement was abandoned and he purchased the ½ acre parcel. He is now being charged 2 minimum charges for 2 parcels. He is requesting only one drainage district assessment rate be charge for the two parcels. Van Asten moved, seconded by Nettekoven to approve the request with the condition that at any time in the future parcel 102505301 or 102505300 is sold to another owner or any structures are built on it, this exemption will be terminated and the minimum rate will be assessed. Roll call: 5 aye, 0 nay. Motion carried.
  - c) Joe Hein – Duck Creek District – 12 Corners/Krueger Rd – 040005200, 040005300, 040005400, 040005500 & 010073600. The parcels are all being used as agricultural, all are charged the \$75 minimum acreage rate fee (currently under 15 acres) and are adjoining to other parcels owned by Mr. Hein. He is requesting the parcels be charged at the per acre rate and not the minimum rate fee. Van Asten moved, seconded by Nettekoven to approve the request with the condition that at any time in the future any of the parcels are sold to another owner or any structures are built on them, this exemption will be terminated and the minimum rate will be assessed for that parcel. Roll call: 5 aye, 0 nay. Motion carried.
2. Harland Volkman – Duck Creek District - Volkman is requesting a drain tile connection to the legal drain. There is a big culvert under Ballard Road south of his woods. The drain tile being added will be 12" and 8". The water will flow to legal drain and discharge to the Ballard Road ditch (which is also the legal drain for a short portion). The pipe will be in the easement corridor. Van Asten moved, seconded by VanEperen to approve the installation of the tile lines. Roll call: 5 aye; 0 nay. Motion carried.
3. Freedom Drainage District – Legal Drain Modification and Crossing Replacements – Greiner Road/State Road 55 and County Road UU - 6,100' Sage Tanck, LCD, gave an over view of the design of the legal drain modification and crossing replacement design. This will need DATCP approval and may need a public hearing and Drainage Board approval. This is scheduled for fall construction.

Fox Properties – drive through crossing – shallow crossing currently. Part will be a 2 stage ditch. Trees need to be removed, 9 or 10 standing oaks. Mostly shaping and seeding is needed. Possible later fall project and grant eligible.

Al Timm asked about property that has been sold and needs access by C and Kropp Road. Property needs crossing over legal drain. What needs to be done? The parties will need to come to the Board for approval of any crossing and the crossing is at their expense and needs to be designed by DATCP standards and approved by DATCP and Drainage Board.

4. Stormwater Guidance Review –

Kramer reported the Drainage Board will be meeting with the Outagamie County Land Development Department to discuss storm water management. Discussion will include design with no discharge, flow deration and infiltration requirements needed.

Review of Invoices/Financial Report – December, 2023 Report was presented.

Schedule next meeting date – March 5, 2024 at 8:30 a.m. at the Town of Osborn

Legal Drain Connection Applications Received: none received

Van Asten moved, seconded by Van Eperen to adjourn at 10:17 a.m. Motion carried.

Respectfully submitted,

Nancy J. Christensen  
Administrative Assistant