

MINUTES OF THE REGULAR MEETING OF THE BOARD OF MANAGERS OF THE BUFFALO CREEK WATERSHED DISTRICT

The Managers of Buffalo Creek Watershed District met on the 23rd day of April, 2019, at 8:00 p.m. at its regular meeting place in Suite 103, Glencoe City Center, 1107 - 11th Street E., Glencoe, MN, for its regular monthly business meeting.

The following managers were present: Donald Belter
Larry Phillips
Larry Kramer
Corey Henke
Matt Melberg

Also attending the meeting were: John Kolb, Attorney
Chuck Eberhard, Consultant
Al Robeck
Merlin Mackenthun
Chris Otterness, HEI
Mike Litzau
Roger Rauch
Doug Krueger, McLeod Co.
Chad Stuewe
Paul Anderson
Lisa Odens, HEI
Ken Shiroo

President Belter called the meeting to order and announced the first order of business was the consideration of minutes of the regular meeting of the Board of Managers held on March 26, 2019. A motion was made by Manager Henke and seconded by Manager Kramer to approve the minutes from the previous meeting. After discussion, and by unanimous vote, the Board of Managers approved the minutes at the meeting held on March 26, 2019.

President Belter called upon Manager Phillips for the Treasurer's report. Manager Phillips presented a written report which outlined income and expenses as follows:

Beginning Balance: \$18,281.69

Income:

Interest Earned – March 2019	\$4.03
Deposit from McLeod Co. - Ditch 33 Bond	\$72,998.45

Expenses:

Funds transferred to checking for other checks paid	\$18,354.98
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JD 15 Br. M – Rinke Noonan	\$1,196.50
Marsh Water Project – Houston Engineering	\$4,580.00
JD 15 Br. P 1 – I & S Group	\$7,105.00
JD 15 Br. A – Rinke Noonan	\$1,999.60
JD 15 Br. P 1 – Bolton & Menk	\$7,220.50
McLeod Co. Ditch 33 – Rinke Noonan	\$85.50
Ending Balance:	\$50,742.09

Upon motion of Manager Kramer which was seconded by Manager Henke by unanimous vote, the Board of Managers approved the Treasurer’s report subject to audit.

President Belter next called for the bills that had been presented to the Board since the last meeting. Manager Phillips reported as follows:

Rinke Noonan -	\$6,262.00
Bolton & Menk -	\$2,213.50
Hubin Publishing -	\$297.16
Houston Engineering -	\$2,844.00
League of MN Cities -	\$2,375.00
ISG -	\$2,725.82
Eberhard Consulting -	\$1,555.42
Corey Henke -	\$90.14
Don Belter -	\$77.38
Larry Phillips -	\$404.89
Larry Kramer -	\$113.34
Matt Melberg -	\$99.42
Mary Henke -	\$181.82
Linda Phillips -	\$237.14
Medicare & Social Security -	\$85.71
Total -	\$19,562.74

Upon motion from Manager Kramer seconded by Manager Melberg and by unanimous vote, the Board of Managers approved the above bills for payment.

President Belter called any new permits:

Permit 2019-3 Mr. Mark Melberg: Hector Twp., T115N, R32W, Sec. 34 for consideration. Motion by Manager Phillips seconded by Manager Kramer to consider, carried. Eberhard presented the proposed action. Mark Melberg is proposing to install a 10” tile @ 0.1% grade to drain 65 acres. 37.2 acres of the 65 acres drains into JD 15, Br. L-23 which drains north. The other 27.8 acres drains into JD 15, Br. L-31 which drains west. Br. L-31 drains into Br. L-30 which drains into JD 15. Br. L-30 is only a 16” tile. The largest tile on Br. L-31 is a 10” tile. Br. L-31 has a drainage area of approximately 100 acres. No engineering report was done to show that adding 37 acres

to the existing 100 acres would not affect the drainage of Br. L-30. To add 37 acres to Br. L-31, the lower part of Br. L-30 (the 16" tile) would need to be increased in size and most of Br. L-31 would also have to be increased in size. Unless there is an engineering report showing that the existing Br. L-30 and L-31 can handle the added 37 acres, Eberhard recommends denying the permit. Mike Litzau was present to explain the proposed project. The managers had extended discussion regarding the application not meeting performance standards under the rules based on capacity of the outlet and the crossing of subwatershed boundaries. Motion by Manager Henke seconded by Manager Phillips to deny as recommended. Motion passed.

Permit 2019-4 Mr. Roger Rauch: Lynn Twp., T116N, R30W, Sec. 17 (NE ¼) MRRR for consideration. Motion by Manager Phillips seconded by Manager Melberg to consider, carried. Eberhard presented the proposed action. Roger Rauch is proposing to install 700 ft. of 10" tile @ 0.1% to drain 49 acres. The proposed 10" is to replace the existing 6" tile. The existing tile will be abandoned by disconnecting from the existing 10" and a cement plug at the end. There are some intakes that will also be removed and sealed. The applicant is working with Lynn Twp. to cross Walden Avenue. The tile and grade meets the BCWD Rules and Regulations. A copy of the Drainage Easement was provided. Eberhard recommends the permit be approved. Motion by Manager Phillips seconded by Manager Henke to approve as recommended. Motion passed.

Permit 2019-5 Renville Co. Public Works: Hector Twp., T115N, R32W, Sec. 21/22 for consideration. Motion by Manager Phillips seconded by Manager Henke to consider, carried. Eberhard presented the proposed action. Renville Co. Public Works is replacing an existing bridge which is an (arch pipe 10.7' span with a 6.9' rise) with a box culvert which has a 10' span by a 5' rise. The prepared construction includes erosion control. The proposed swellhead is 3.0'. The permit meets the BCWD rules. Eberhard recommends approval. Motion by Manager Kramer seconded by Manager Henke to approve as recommended. Motion passed.

Permit 2019-6 Renville Co. Public Works: Melville Twp., T115N, R33W, Sec. 34/35 for consideration. Motion by Manager Kramer seconded by Manager Henke to consider, carried. Eberhard presented the proposed action. Renville Co. Public Works is replacing an existing bridge L-8683 (arch pipe 14.3' span by a 8.9' rise) with a box culvert 12' span x a 8' rise. The proposed construction includes erosion control. The proposed swellhead is 3.0'. The permit meets the BCWD rules. Eberhard recommends approval. Motion by Manager Kramer seconded by Manager Phillips to approve as recommended. Motion passed.

Permit 2019-7 Mr. Willard Fluck: Hector Twp., T115N, R32W, Sec. 10 for consideration. Motion by Manager Henke seconded by Manager Melberg to consider, carried. Eberhard presented the proposed action. Willard Fluck is proposing to install 950' of 10" concrete tile to drain 58 acres. This tile line will connect to the existing Br. M-19 and 8" concrete tile which is also going to be installed. The 8" tile does not require a permit. Looking at the site plan for JD 15, Br. M, this area was included in the design of Br. M-19. Another map provided by Seth Sparks of Renville Co. shows the newly redetermined JD 15 watershed showing this area in the watershed

of Br. M-19. Eberhard recommends approval. Motion by Manager Phillips seconded by Manager Kramer to approve as recommended. Motion passed.

Permit 2019-8 Mr. Merlin Mackenthun: Sumter Twp., T115N, R29W, Sec. 16 for consideration. Motion by Manager Melberg seconded by Manager Henke to consider, carried. Eberhard presented the proposed action. The applicant intends to install tile/pump and are going to abandon an existing tile and replace with a new one. The applicant did not indicate how many acres that will be drained into the new tile. Eberhard recommends limiting the pump capacity to 450 GPM and approval with the condition. Motion by Manager Henke seconded by Manager Phillips to approve as recommended. Motion passed.

Permit 2019-9 Sumter Twp: Sumter Twp., T115N, R29W, Sec. 28 for consideration. Motion by Manager Henke seconded by Manager Phillips to consider, carried. Eberhard presented the proposed action. This is an emergency repair of a failed culvert. Eberhard recommends that the permit be approved. Motion by Manager Henke seconded by Manager Kramer to approve as recommended. Motion passed.

Permit 2019-10 Mr. Rodney Kirchhoff: Sumter Twp., T115N, R29W, Sec's 8, 7, 6 and 5 and Hassan Valley Twp. T116N, R29W, Sec. 31 for consideration. Motion by Manager Melberg seconded by Manager Henke to consider, carried. Eberhard presented the proposed action. The applicant is proposing a large drainage system repair/clean out. Eberhard recommends that the permit be approved. Motion by Manager Henke seconded by Manager Phillips to approve as recommended. Motion passed.

Permit 2019-11 Twin Cities and Western Railroad Co.: Helen Twp., T115N, R27W, Sec. 18 for consideration. Motion by Manager Henke seconded by Manager Kramer to consider, carried. Eberhard presented the proposed action. The applicant is requesting installation of a 48 inch culvert under the rail grade. The application was just received and Eberhard has not had time to review. The applicant is requesting \$25,000.00 of cost share on the project. Cost share would only be available if the applicant installs erosion or water quality improvements over and above what is required by the District's rules. Eberhard is proposing that the permit be tabled. Motion by Manager Henke seconded by Manager Phillips to table as recommended. Motion passed.

President Belter next called for discussion of old business:

JD 15 – Branch M. Kolb is still waiting on corrections to the petition signatures.

JD 15 – Branch P. Receipt of the draft preliminary engineer's report and request that the Board adopt an order noticing the preliminary hearing. The preliminary hearing is set for Tuesday, May 28, 2019, at 7:00 p.m.

JD 15 – Branch S. No report.

JD 15 – Branch A. No report.

Marsh Project. Otterness reported on the landowners meeting the finalization of plans for Phase II.

Glencoe East and Central. Otterness reported on work with BWSR to provide additional information related to the plan amendment for the water management district. Kolb reported on his meeting with the County Board related to a project reimbursement agreement related to the Morningside project.

JD 79-2 Violation. Kolb will provide the Board with the applicants attorney response.

Eberhard presented three permit extension requests: (1) City of Brownton, Permit 2018-8; (2) City of Buffalo Lake, Permit 2018-1; and (3) City of Glencoe, Permit 2017-7. Motion by Manager Phillips, seconded by Manager Kramer to approve the extensions. Motion passed.

President Belter next called new business.

Otterness reported on a planned meeting with Renville County officials and Manager Kramer to discuss options for creating storage at the lower end of the JD 15 watershed.

Kolb reported on the appointment of Chad Stuewe to succeed Manager Henke. The Board invited Manager Henke to the meeting in May to be recognized for his service.

Manager Phillips presented an example of an alternative intake cover.

Mike Litzau asked a question about closing a ditch and installing a pipe for replacement. The Board discussed the permitting requirement and other considerations.

There being no further business to come before the Board, upon motion duly made, seconded and unanimously carried, the Board of Managers adjourned the meeting until the preliminary hearing on Tuesday, May 28, 2019, at 7:00 p.m., and following will be the Board of Managers Meeting at 8:00 p.m. at its regular meeting place in Suite 103, Glencoe City Center, 1107 11th Street E., Glencoe, MN.

Matt Melberg, Secretary