

MINUTES OF MEETING OF MANAGERS
OF BUFFALO CREEK WATERSHED DISTRICT

The Managers of Buffalo Creek Watershed District met on the 23rd day of September, 2014, 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 members were present:

Donald Belter
Corey Henke
Larry Phillips
Larry Kramer
Matt Melberg

Also attending the meeting were:

Pete Kasal, Attorney
Charles Eberhard, Engineer

President Belter called the meeting to order and announced the first order of business was the consideration of the minutes of the regular meeting of the Board of Managers held on August 26, 2014. Upon motion of Manager Phillips, which motion was seconded by Manager Kramer, by unanimous vote the Board of Managers approved the minutes of the regular meeting held on August 26, 2014.

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

<u>SAVINGS:</u>	
C.B. #4206225	\$ 85,839.70
Rec'd: Interest	2.04
Carver County settlement	<u>563.29</u>
	\$86,405.03
LESS: Transfer to checking	<u>9,806.93</u>
SEPTEMBER BALANCE	\$76,598.10
 <u>CHECKING:</u>	
August balance	\$ 1,436.11
Deposit from savings	<u>9,806.93</u>
	\$ 11,243.04
LESS: Checks drawn	<u>9,759.05</u>
JUNE BALANCE	\$ 1,483.99

<u>PROJECT 79-2:</u>	
CD#s #87051	\$ 6,507.56
McLeod Co. Auditor/79-2 Fund	<u>22,130.66</u>

TOTAL 79-2 Funds \$28,638.22

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

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

Kasal Law Office ó attorneys fees	\$ 900.77
Rinke Noonan ó consulting fees	200.00
Hub Publishing ó publication	80.45
McLeod Publishing ó publication	117.00
League of Minnesota Cities	1,677.00
Eberhard Consulting ó engineering fees	1,715.23
Mary Henke - secretarial	150.00
Linda Phillips ó secretarial/accounting	131.25
Corey Henke ó per diem & mileage	245.16
Donald Belter ó per diem & mileage	175.99
Larry Phillips ó per diem & mileage	222.40
Larry Kramer ó per diem & mileage	117.56
Matt Melberg ó per diem & mileage	<u>108.90</u>
TOTAL	\$ 5,841.71

Upon motion of Manager Kramer, which motion was seconded by Manager Melberg, by unanimous roll call vote the Board of Managers approved the above bills for payment.

President next called for any new permits. Engineer Eberhard presented an application for a permit submitted by the Minnesota Dept. of Transportation. Upon motion of Manager Kramer, which motion was seconded by Manager Melberg, by unanimous vote the Board of Managers accepted the application for consideration and designated it Application for Permit No. 2014-20. Engineer Eberhard reported that the permit application seeks to repair the east ditch of Highway #212 near Glencoe. The repairs would be mainly a cleanout of the ditch and sloping. Upon motion of Manager Phillips, which motion was seconded by Manager Kramer, by unanimous vote the Board of Managers approved Permit No. 2014-20.

An application for a permit submitted by Stanley Prokesch was next presented to the Board. Upon motion of Manager Henke, which motion was seconded by Manager Melberg, by unanimous vote the Board of Managers accepted the application for consideration and designated it Application for Permit No. 2014-21. Engineer Eberhard explained to the Board that the project seeks to remove an existing tile line currently running under a sugar beet storage area in Renville County and to replace that line with an

alternate line. He recommended approval of the application. Upon motion of Manager Phillips, which motion was seconded by Manager Kramer, by unanimous vote the Board of Managers approved Permit No. 2014-21.

Engineer Eberhard next submitted an application for a permit submitted by Dale Prokesch of Renville County. Upon unanimous vote the Board of Managers accepted the application for consideration and designated it Application for Permit No. 2014-22. The permit application seeks a new tile line to replace existing structures. The new line would include 2,000 ft. of 15-in. tile, 900 ft. of 12-in. tile, 360 ft. of 10-in. tile and 350 ft. of 8-in. tile. The entire project proposes to drain approximately 60 acres through the alternate route. Engineer Eberhard recommended approval. Upon motion of Manager Kramer, which motion was seconded by Manager Melberg, by unanimous vote the Board of Managers approved Permit No. 2014-22.

Manager Henke next presented to the Board a petition submitted by landowners currently being provided drainage by County Ditch No. 33 in McLeod County. It was noted that County Ditch No. 33 is actually a tile line rather than an open ditch. The petition seeks to improve the county tile line. Manager Henke reported that he had examined and verified the signatures on the petition and that it satisfies the requirements of 26% of the landowners requirement and also 26% of the land encompassed in the improvement project. He noted that \$10,000.00 cash has been posted by the petitioners as a bond. It was noted that the Board needs to formally accept the petition as submitted. Manager Kramer offered the following resolution and moved its adoption:

RESOLVED, that the Board of Managers accept the petition for the improvement of County Ditch No. 33.

Manager Phillips seconded the motion. Upon vote there were five δ Yeas and no δ Nays as follows:

Larry Phillips	Yea
Donald Belter	Yea
Corey Henke	Yea
Matt Melberg	Yea
Larry Kramer	Yea

The resolution was declared carried.

It was then noted that the next step for the Board was to appoint an engineer for the preliminary report. The engineering firm of Bolton & Menk had already provided some engineering studies for the area and it was suggested they would be an appropriate appointment. Upon motion of Manager Henke, which motion was seconded by Manager Kramer, by unanimous vote the Board of Managers approved the appointment of Bolton & Menk Engineering to conduct a preliminary report on the improvement petition.

Engineer Eberhard next addressed Application for Permit No. 2014-19, which had previously been tabled. The permit application previously submitted by Todd Sprengeler had been tabled pending receipt of a signed easement from a neighboring landowner. Engineer Eberhard noted that easement has been provided. Upon motion of Manager

Henke, which motion was seconded by Manager Phillips, by unanimous vote the Board of Managers approved taking the permit application off the table. After a short discussion, upon motion of Manager Phillips, which motion was seconded by Manager Kramer, by unanimous vote the Board of Managers approved Permit No. 2014-19.

Engineer Eberhard next addressed Permit No. 2011-15, which had previously been approved. He stated that he had received a request from the Buffalo Lake ethanol plant to amend the previous permit to allow construction of a grain bin in the area. After a short discussion, upon motion of Manager Phillips, which motion was seconded by Manager Henke, by unanimous vote the Board of Managers approved the request for the amendment of Permit No. 2011-15.

Manager Henke next reported on the Eagle Lake dam project. He reported that on September 15 a gathering was held at the dam site to celebrate the new designation of Eagle Lake as a shallow wildlife lake. He noted that bids will be opened October 2 for the dam construction.

President Belter next called for an update on the Marsh Water Project. Manager Henke reported that a meeting has been arranged next week with City of Glencoe representatives to discuss the ongoing project.

Engineer Eberhard next reported to the Board that he inquired about the County Road No. 24 construction in Renville County. He had contacted Larry Zupke of Renville County, who confirmed that it was simply a repair to the banks of the existing ditch at the County Road No. 24 crossing. He noted that Mr. Zupke was unaware that the ditch being repaired was the old original channel of Buffalo Creek and thus required a permit. Engineer Eberhard stated that he had reviewed the site and confirmed that it was only a repair.

President Belter next called for items of new business. Manager Phillips reported that he has received notification that a DNR loan of \$298,000.00 has been made available for use for the Marsh Water Project.

President Belter reported that he had attended a meeting with county officials and landowners regarding the status of County Ditch No. 8 in McLeod County. He noted that various suggestions were presented at the meeting for improvements to the system.

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 next regular meeting of the Board of Managers on October 28, 2014 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