

MINUTES OF MEETING OF MANAGERS
OF BUFFALO CREEK WATERSHED DISTRICT

The Managers of Buffalo Creek Watershed District met on the 27th day of November, 2007, at 1:00 P.M. at its regular meeting place in the City Council Chambers, City Hall, 630 10th Street E., Glencoe, MN, for its regular monthly business meeting.

The following members were present:

Donald Belter
George Schlagel
Larry Phillips
Charles Kubesh
Corey Henke

Also attending the meeting were:

Pete Kasal, of the firm of
KEEFE & KASAL
Hutchinson, MN

Charles Eberhard, Engineer
Litchfield, MN

President Belter announced the next order of business was the consideration of the minutes of the regular meeting of the Board of Managers held on October 23, 2007. After review of the minutes, upon motion of Manager Schlagel, which motion was seconded by Manager Kubesh, by unanimous vote the Board of Managers approved the minutes of the regular meeting held on October 23, 2007. A single correction to page 3 of the minutes was the misspelling of the name Keith Oleson, incorrectly spelled as "Olson" rather than "Oleson".

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

SAVINGS:

C.D.	\$ 58,059.96	
C.B.	193,264.64	
Rec'd: Interest to 9/28/07 (C/D #8358)	8,537.77	
Interest (Savings #4206225)	543.15	
Minnesota State Finance – ACH	<u>4,465.06</u>	
		\$264,870.58
LESS: Transfer to checking		<u>23,358.52</u>
NOVEMBER BALANCE		\$241,512.06

<u>CHECKING:</u>	
October balance	\$ 2,832.48
Deposit from savings	23,358.52
Interest	<u>0.51</u>
	\$26,191.01
LESS: Checks drawn	<u>23,877.69</u>
NOVEMBER BALANCE	\$ 2,313.82
<u>PROJECT 79-2:</u>	
CD #7949 and #11550	\$ 7,697.12
Interest to 10/10/07	<u>1,233.98</u>
	8,931.10
McLeod Co. Auditor/79-2 Fund	<u>54,330.36</u>
TOTAL 79-2 Funds	\$63,621.46
<u>Clean Water Legacy Grant Funds (Act. #4215367):</u>	
October balance	\$176,247.24
Interest to 10/31/07	<u>510.59</u>
NOVEMBER BALANCE	\$176,757.83

Upon motion of Manager Schlagel, which motion was seconded by Manager Phillips, 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 as follows:

League of Minnesota Cities	\$ 1,365.00
MFRA – desilting engineering	1,990.00
Keefe & Kasal – attorneys fees	784.10
Larry Phillips – Ditch #79-2	326.67
Mary Henke – secretarial	255.00
Linda Phillips – audit preparation	206.00
Charles Eberhard – engineering fees	1,073.57
Donald Belter – per diem & mileage	81.79
Charles Kubesh – per diem & mileage	75.00
Corey Henke – per diem & mileage	482.01
Larry Phillips – per diem & mileage	387.70
George Schlagel – per diem & mileage	<u>364.66</u>
TOTAL	\$ 7,391.50

Upon motion of Manager Kubesh, which motion was seconded by Manager Schlagel, by unanimous vote the Board of Managers approved the above bills for payment.

Engineer Eberhard next reported on the progress of the Lake Allie desilting basin project. He advised that the Board needs to issue a check for \$75,000.00 for the project since the closing on the purchase of the land is set for November 28, 2007. He reported that he had met with Renville County officials and discussed the need to lower the desilting basin by 1.75 ft. because of soil conditions. He also advised that Pellinen Land Surveying would complete the survey of the land and basin. Two proposals had been received for the excavation of the desilting basin, which were Olsen & Sons for \$36,490.50 and Ed Rettman for \$27,541.20. Upon motion of Manger Schlagel, which motion was seconded by Manager Henke, by unanimous vote the Board of Managers authorized the issuance of a check for \$75,000.00 from the Clean Water Legacy Grant funds for the purchase of the desilting basin property. The check should be issued to McLeod Co. Abstract & Title as the payee.

Bill Pollman of Brownton was in attendance at the meeting. He had previously been in contact with Manager Phillips to address some drainage issues regarding Lindeman Addition on the north side of Brownton. Manager Phillips reported that he had viewed the area and there were several drainage issues. He noted that the addition never received a permit from the Watershed District when it was created 8 years ago. The pond that was created on the current Arndt property overflows and flows onto the Pollman property. Manager Phillips' assessment was that the pond needed an overflow outlet. He reported that Mr. Arndt will attempt to divert the water from the pond to the south to prevent the pond from draining onto the Pollman property.

President Belter next called on Corey Netland, the Renville Co. Soil & Water representative. Mr. Netland had previously submitted 7 buffer strip applications for Legacy Grant funds. He wished to address the Board with questions because 3 of the applications were not funded by the Board. He inquired as to whether these 3 applications are eligible under the grant application for buffer strips around wetlands. The landowners involved are Curt Sampson of Hector, Stan Maiers and Maiers Farms of Stewart. Engineer Eberhard stated that the grant application is for buffer strips along Buffalo Creek and its tributaries and that buffer strips around existing wetlands were not considered in the grant application. Mr. Netland asked the Board to consider funding these last 3 proposals from the Legacy Grant funds. Engineer Eberhard responded that originally any buffer strips were to be limited to a width of 33 ft. to 120 ft. and that the 3 applications exceed 120 ft. in width. Upon motion of Manger Kubesh, which motion was seconded by Manager Schlagel, upon unanimous vote of the Board of Managers the Maiers' buffer strip applications were approved at the required width and the Sampson application was denied.

President Belter next called upon Lavern Hanke. Mr. Hanke expressed concern with a drainage project conducted by a neighbor, Franz Schauer. This project was permitted by the Board in the spring of 2007. It included a new culvert and replacing a portion of an existing private ditch with a tile line on the Schauer property. It also included clean-out of the remaining private ditch. After a general discussion by the Board, Mr. Hanke was directed to deal directly with his neighbor, Mr. Schauer, with regard to the outletting of the drainage project.

President Belter next called for any new permits. Engineer Eberhard presented an application for a permit submitted by Renville County for a Country Road #11 project. Upon motion of Manager Phillips, which motion was seconded by Manager Kubesh, by unanimous vote the Board of Managers accepted the Application for Permit for consideration and designated it Application for Permit No. 2007-12. Engineer Eberhard recommended that the matter be tabled until further information is received with regard to the drainage implications of the improvement of County Road #11. Upon motion of Manager Phillips, which motion was seconded by Manager Schlagel, by unanimous vote Application for Permit No. 2007-12 was tabled until further information is received.

Engineer Eberhard next presented an application for a permit submitted by Franz Schauer. Upon motion of Manager Henke, which motion was seconded by Manager Schlagel, by unanimous vote the Board of Managers accepted the Application for Permit for consideration and designated it Application for Permit No. 2007-13. Engineer Eberhard stated that the permit application is to replace an 8-in. tile line with a new 8-in. tile and close an open ditch on the Schauer property. Upon motion of Manager Schlagel, which motion was seconded by Manager Kubesh, by unanimous vote the Board of Managers approved Permit No. 2007-13.

Engineer Eberhard next presented an application for a permit submitted by Koenig Farms in Collins Township, McLeod Co. Upon motion of Manager Henke, which motion was seconded by Manager Kubesh, by unanimous vote the Board of Managers accepted the Application for Permit for consideration and designated it Application for Permit No. 2007-14. Engineer Eberhard reported that the application is seeking to repair existing private ditch banks to control erosion. Upon motion of Manager Schlagel, which motion was seconded by Manager Phillips, by unanimous vote the Board of Managers approved Permit No. 2007-14.

Engineer Eberhard next presented an application for a permit submitted by Stanley Hanson of Collins Township, McLeod Co. Upon motion of Manager Schlagel, which motion was seconded by Manager Kubesh, by unanimous vote the Board of Managers accepted the Application for Permit for consideration and designated it Application for Permit No. 2007-15. The permit application is requesting approval to repair existing ditch banks and control erosion. This application coincides with the previous application approved for Koenig Farms. After a general discussion by the Board, upon motion of Manager Kubesh, which motion was seconded by Manager Schlagel, by unanimous vote the Board of Managers approved Permit No. 2007-15.

Engineer Eberhard next reported on the Popelka rain garden site which had been previously discussed by the Board at several meetings. He stated that he had viewed the property again and that the neighbor had removed a sufficient amount of berm at the boundary of the adjoining properties to promote sufficient drainage off the Popelka property. Engineer Eberhard indicated that he is waiting for seed prices to complete the rain garden plan.

Engineer Eberhard next reported on the Clean Water Legacy Grant projects currently being conducted. He stated that the Hanson site has been started and is in progress. The Sondergaard site would probably start within a week to 10 days. A permit application has been made to the DNR for the Maiers site. He stated that he had met with the DNR on the Maiers project and the DNR has suggested some minor changes. He stated that all the projects appear on budget thus far.

Manager Phillips next reported on the progress of the Ditch #79-2 project. He reported that Ed Rettman had submitted a bill for \$13,105.00. Some additional work was required and there is approximately 1 mile left to be completed. He also noted that some re-seeding will be required following completion of the project. Manager Phillips recommended paying \$13,000.00 at the present time to Ed Rettman. Upon motion of Manager Phillips, which motion was seconded by Manager Henke, by unanimous vote the Board of Managers approved payment of \$13,000.00 to Ed Rettman for work on Ditch #79-2.

Engineer Eberhard reported that Mid-Minnesota Development wants to have the Board submit suggested changes to the Watershed's Overall Plan, and following those suggestions, they would meet with the Board to discuss amending the Plan.

The Board then discussed the next regular meeting of the Board of Managers, which as regularly scheduled would fall on Christmas Day. Upon motion of Manager Kubesh, which motion was seconded by Manager Schlagel, by unanimous vote the Board of Managers approved a continuance of the December 25 meeting to December 26, 2007. There being no further business to come before the Board, upon motion duly made, seconded and unanimously carried, the Board of Managers adjourned until the next regular meeting of the Board of Managers on **December 26 at 1:00 P.M.**, at its regular meeting place in the City Council Chambers, City Hall, 630 10th St. E., Glencoe, MN.

Charles Kubesh, Secretary