

MINUTES OF MEETING OF MANAGERS
OF BUFFALO CREEK WATERSHED DISTRICT

The Managers of Buffalo Creek Watershed District met on the 27th day of January, 2009, 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 was:

Troy Scotting, of the firm of
KASAL & SCOTTING
Hutchinson, MN

Charles Eberhard, Engineer
Litchfield, MN

President Belter announced the first order of business was the consideration of the minutes of the regular meeting of the Board of Managers held on December 23, 2008. Upon motion of Manager Schlagel, which motion was seconded by Manager Phillips, by unanimous vote the Board of Managers approved the minutes of the regular meeting held on December 23, 2008.

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.	198,635.31
Rec'd: Interest to 12/28/08 (C/D #8358)	12,519.86
Interest (Savings #4206225)	188.14
Renville County	9,792.65
McLeod County	27,898.26
Carver County	297.33
Kandiyohi County	553.06
Sibley County	800.00
League of Minnesota Cities	34.00
Minnesota Finance (ACH)	<u>4,735.67</u>
	\$313,514.24

LESS: Transfer to checking	<u>18,611.34</u>
JANUARY BALANCE	\$294,902.90

CHECKING:

December balance	\$ 4,050.14	
Deposit from savings	18,611.34	
Interest	<u>1.53</u>	
		\$22,663.01
LESS: Checks drawn		<u>19,488.35</u>

JANUARY BALANCE	\$ 3,174.66
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PROJECT 79-2:

CD #7949 and #11550	\$ 7,697.12	
Interest to 10/11/08	<u>1,654.97</u>	
		9,352.09
McLeod Co. Auditor/79-2 Fund		<u>21,330.36</u>

TOTAL 79-2 Funds	\$30,682.45
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Clean Water Legacy Grant Funds (Act. #4215367):

11/30/08 balance	\$24,009.43	
Rec'd: Interest to 12/30/08	<u>3.57</u>	
		\$24,013.00
LESS: Wetland Habitat Restoration (complete Hanson project)		<u>3,680.00</u>

JANUARY BALANCE	\$20,333.00
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Upon motion of Manager Schlagel, which motion was seconded by Manager Kubesh, 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:

Keefe & Kasal – attorneys fees	\$ 523.79
MAWD – annual dues	2,000.00
Castle Rock Tree Service – channel clearing	39,900.00
Charles Eberhard – engineering	972.89
Mary Henke – secretarial	119.63
Linda Phillips – secretarial/accounting	183.86
Corey Henke – per diem & mileage	344.80
Donald Belter – per diem & mileage	82.70
Larry Phillips – per diem & mileage	131.95
George Schlagel – per diem & mileage	75.00
Charles Kubesh – per diem & mileage	<u>110.20</u>
	\$44,444.82

Manager Phillips also reported that the Board would be paying Kermit Henke for renewing land in the CRP program. Mr. Henke has 12.88 acres, and a check has been prepared for \$1,280.00. This money will be paid from the 319 Grant funds.

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

President Belter next called for any new permits. Engineer Eberhard indicated that he had received a permit application regarding the Arvid Acres project. This is a project involving lot development near Lake Allie and will consist of 3 to 4 lots. There will also be a retention pond. Engineer Eberhard reported that he has been working with the developer on the permit application and he has requested information but has not yet received all of it. He indicated he is still waiting for information on who will maintain the desilting basin, as well as waiting for a letter from the golf course regarding a potential abandoned tile line that crosses the development and drains the golf course. Upon motion of Manager Kubesh, which motion was seconded by Manager Phillips, by unanimous vote the Board of Managers accepted the application for a permit for consideration and designated it Application for Permit No. 2009-1. After a brief discussion, the Board tabled the application until the next meeting.

President Belter next called upon Perry Collins from Castle Rock Tree Service regarding the streambed clean-out. Mr. Collins reported that the work was still in progress and it was going extremely well. He indicated that he had found there were a lot of large trees that needed to be removed, and he also noticed that there were a lot of false channels where the water was trying to make a new channel. The Board then discussed the possibility of having Castle Rock do a second clean-out where they would continue cleaning out the streambed east to Highway #15. Mr. Collins indicated that he was not sure how much work that would involve since he had never been involved in cleaning out that area before. He estimated that it would take approximately 10 days and approximately \$35,000.00 to get to Highway #15. After further discussion with the Board, upon motion of Manager Kubesh, which motion was seconded by Manager Schlagel, by unanimous vote the Board of Managers approved having Castle Rock conduct a second project extending the streambed clean-out east to Highway #15 and that there be a cap on this project of \$40,000.00. Manager Henke informed the Board that he would send letters to affected landowners advising them of the work that Mr. Collins will be doing.

President Belter next addressed Application for Permit No. 2008-4. Ryan Freitag of the Soil & Water Conservation Service was in attendance and provided the Board with an update regarding this permit application. He provided handouts to Board members, which consisted of construction plans. Engineer Eberhard indicated that he had reviewed the project and was recommending approval with the following conditions: (1) If the plans were to change in any way, an amendment request to update the permit would have to be submitted to the Board; (2) Erosion control devices be used and stay in place; and, (3) A letter from the Minnesota Pollution Control Agency would be required indicating that they approved of the project or that a permit was not required from them. Upon

motion of Manager Henke, which motion was seconded by Manager Kubesh, by unanimous vote the Board of Managers approved Permit No. 2008-4, subject to the conditions recommended by Engineer Eberhard.

President Belter next called for discussion of Application for Permit No. 2008-5. Engineer Eberhard reported that this application involves replacement of a culvert in Section 15 of Helen Township. Engineer Eberhard indicated that he had previously sent a request for further information to the applicant and he had received answers which resolved his concerns. One of his biggest concerns had been potential flooding; however, the information he received indicated that the four lowest elevations are all above the 100-year flood mark for the area. His other concern was restoration or erosion of a ditch. He indicated that he would recommend approval of the permit with conditions, including that the riprap on the downstream side be extended and that the upstream ditch banks also be extended as long as it didn't require the ditch to be reshaped. Upon motion of Manager Henke, which motion was seconded by Manager Schlagel, by unanimous vote the Board of Managers approved Permit No. 2008-5, subject to the conditions as set forth by Engineer Eberhard.

President Belter next called for discussion of Application for Permit No. 2008-13. Engineer Eberhard indicated that he was still waiting for further information from the permit applicant. After a brief discussion, the Board tabled the permit application.

President Belter next called for any items of new business. Engineer Eberhard reported to the Board that he had recently talked with Matt Johnson regarding Rules & Regulations and that a meeting has been scheduled for February 3 at 1:00 P.M. Members of the Board are invited to attend.

Manager Henke reported to the Board that the deadline to use all of the funds provided through the Clean Water Legacy Grant is approaching, and if the money isn't spent, it would need to be returned. Manager Henke also indicated that reports will need to be provided regarding the funds used. The first report is due March 1.

Manager Phillips indicated to the Board that at the next meeting he will be providing a report which will contain a breakdown of all expenses the Board paid in 2008.

There being no further business to come before the Board, upon motion duly made, seconded and unanimously carried, the Board of Managers adjourned the regular meeting until the next regular meeting of the Board of Managers on February 24, 2009 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

