

MINUTES OF MEETING OF MANAGERS
OF BUFFALO CREEK WATERSHED DISTRICT

The Managers of Buffalo Creek Watershed District met on the 25th day of January, 2011, at 1:00 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
Charles Kubesh
Corey Henke
Larry Phillips
Scott Lang

Also attending the meeting were:

Troy Scotting, of the firm of
KASAL & SCOTTING

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 December 28, 2010. Upon motion of Manager Phillips, which motion was seconded by Manager Lang, by unanimous vote the Board of Managers approved the minutes of the regular meeting held on December 28, 2010.

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.D.	\$ 58,059.96	
C.B.	117,975.08	
Rec'd: Interest to 9/28/10 (C/D #8358)	16,310.25	
Interest (Savings #4206225)	24.78	
ACH – Minnesota State Finance	4,056.27	
Renville County	11,479.51	
Sibley County	1,077.29	
McLeod County	25,230.29	
Carver County	340.78	
Kandiyohi County	498.13	
League of Mn Cities – P/C dividend	146.00	
		\$235,198.34
LESS: Transfer to checking		20,576.73
JANUARY BALANCE		\$214,621.61

<u>CHECKING:</u>		
December balance	\$ 2,515.57	
Deposit from savings	20,576.73	
Interest	<u>.15</u>	\$23,092.45
LESS: Checks drawn		<u>21,148.98</u>
JANUARY BALANCE		\$ 1,943.47
 <u>PROJECT 79-2:</u>		
CD #7949 and #11550	\$ 7,697.12	
Interest to 1/11/11	<u>2,149.35</u>	9,846.47
McLeod Co. Auditor/79-2 Fund		<u>20,741.40</u>
TOTAL 79-2 Funds		\$30,587.87

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

President Belter next called upon Gary Ballard, a local resident who was in attendance at the meeting. Mr. Ballard indicated that he had general concerns about flooding as well as the water quality of the Watershed District.

President Belter next called for any new permits. No new permit applications had been submitted since the last meeting.

President Belter next called for items of old business. Engineer Eberhard reported that he had received the information he had previously requested a couple of months ago with respect to Application for Permit No. 2010-10. Engineer Eberhard indicated that the permit was for a bridge replacement with two box culverts running side by side on a Hector Township road, with both of the culverts being approximately 16 ft. by 10 ft. He indicated that he had reviewed the supplied information and was recommending approval of the permit. Upon motion of Manager Kubesh, which motion was seconded by Manager Lang, by unanimous vote the Board of Managers approved Permit No. 2010-10.

Engineer Eberhard next reported to the Board that he had received a request for a revision to Permit No. 2010-3, which the Board had previously approved. He indicated that the permit deals with work being performed on Highway No. 212 by MnDOT and that the revision request consists of MnDOT wanting to extend the permit through the year 2011 so that the work can be completed. Upon motion of Manager Henke, which motion was seconded by Manager Phillips, by unanimous vote the Board of Managers approved the request for an amendment to Permit No. 2010-3 thereby extending the permit through 2011.

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 & Scotting – attorneys fees	\$ 718.50
Larry Kunkel – 2 beavers	70.00
Mary Henke – secretarial	140.00
Linda Phillips – secretarial/accounting	157.86
Corey Henke – per diem & mileage	168.36
Donald Belter – per diem & mileage	82.14
Larry Phillips – per diem & mileage	207.65
Charles Kubesh – per diem & mileage	107.00
Scott Lang – per diem & mileage	107.00
Ryan Buboltz – septic payment	<u>500.00</u>
TOTAL	\$ 2,258.51

Manager Phillips reported to the Board that he has received requests for other septic payments. However, both he and Manager Henke want to review those requests to make sure that the work was performed prior to authorizing payment.

Upon motion of Manager Lang, 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 other items of old business. The Managers reported that there were no updates with respect to the Lake Allie/Lake Preston channel clean-out, as well as the Lake Allie rain garden, and that no action will be taken on the Lake Allie construction project until next fall.

President Belter next called for a discussion regarding the Franz Schauer waterway clean-out. Attorney Scotting indicated that based on his discussion with Manager Henke regarding the waterway proposed to be cleaned out, it was his belief that this would be a procedure to establish a new drainage system. In order to establish a new drainage system, jurisdiction is with the Watershed District and a petition for the project would have to be prepared and filed with the Watershed District. After a general discussion among the Managers, it was the consensus of the Board that both Manager Henke and Manager Belter would talk with Mr. Schauer and the property owner whose waterway Mr. Schauer wants cleaned out in order to see if a resolution can be reached.

President Belter next called for discussion regarding the adoption of new Rules & Regulations for the Watershed District. Engineer Eberhard indicated that he had spoken with Matt Johnson of Mid-Minnesota Development and Mr. Johnson had indicated he was unable to attend the meeting but wanted the Board to adopt the Rules & Regulations with the revisions that were made at the last meeting. After discussion by the Board, and upon motion of Manager Lang, which motion was seconded by Manager Henke, by unanimous vote the Board of Managers adopted the Rules & Regulations, including the proposed changes to the Rules & Regulations which were discussed and approved at the last meeting of the Board. Attorney Scotting then indicated that he would speak with Mr. Johnson to insure that all of the rules of Minnesota Statutes §103d.341 regarding adoption of rules are complied with.

President Belter next called for discussion regarding the Eagle Lake dam. Manager Henke reported to the Board that he had sent the required information to

Houston Engineering on what the study would involve but he has not heard anything back. Manager Henke also indicated that he believes a sub-committee should be appointed in order to keep this project moving forward. After discussion by the Board, it was the consensus of the Board that a sub-committee, including Engineer Eberhard, Manager Henke and Manager Kubesh, would be formed for this project. Engineer Eberhard indicated that this project would likely need DNR approval and also that it may be possible to get a portion of the project paid for by the DNR. Manager Phillips indicated that there also may be some grants from Ducks Unlimited for the project.

President Belter next called for any other items of old business. Engineer Eberhard reported that the Watershed District was not awarded a grant that had previously been applied for to deal with streambank erosion projects. Engineer Eberhard indicated there were two specific projects, however, that he still wanted to move forward with. One involves a county and one near the City of Brownton. He indicated that he would speak with the county about moving forward with the project.

President Belter next called upon Gary Ballard. Mr. Ballard indicated that he had concerns regarding cleaning of water channels and his belief that removing trees makes the water warmer. Engineer Eberhard explained that the only trees that are removed during the clearing process are trees that are already in the channel. Mr. Ballard also indicated that he has concerns regarding the water quality of Buffalo Creek and his belief that the water quality is getting worse.

President Belter next called for any items of new business. Mary Henke reported to the Board that there have been some ongoing issues with the Watershed District's website. However, the corrections will be made to fix the problem.

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 February 22, 2011 at 1:00 P.M. at its regular meeting place in Suite 103, Glencoe City Center, 1107 11th Street E., Glencoe, MN.

Charles Kubesh, Secretary