

**MINUTES OF MEETING OF MANAGERS**  
**OF BUFFALO CREEK WATERSHED DISTRICT**

The Managers of Buffalo Creek Watershed District met on the 27th day of July, 2010, at 8:00 P.M. at its regular meeting place in the City Council Chambers, City Hall, 630 10<sup>th</sup> 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:

Pete Kasal, 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 June 22, 2010. Upon motion of Manager Kubesh, which motion was seconded by Manager Phillips, by unanimous vote the Board of Managers approved the minutes of the regular meeting held on June 22, 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.	124,486.55
Rec'd: Interest to 6/28/10 (C/D #8358)	15,647.28
Interest (Savings #4206225)	25.98
Renville County	20,490.35
McLeod County	28,173.86
Sibley County	<u>1,137.75</u>
	\$248,021.73
LESS: Transfer to checking	<u>3,910.45</u>
JUNE BALANCE	\$244,111.28

CHECKING:

May balance	\$ 1,558.14	
Deposit from savings	3,910.45	
Interest	<u>.21</u>	
		\$ 5,468.80
LESS: Checks drawn		<u>3,415.53</u>
		\$ 2,053.27

JUNE BALANCE

PROJECT 79-2:

CD #7949 and #11550	\$ 7,697.12	
Interest to 7/11/10	<u>2,074.83</u>	
		9,771.95
McLeod Co. Auditor/79-2 Fund		<u>20,741.40</u>
		\$30,513.35

TOTAL 79-2 Funds

Upon motion of Manager Phillips, 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:

Kasal & Scotting – attorneys fees	\$ 686.64
Mike Karg – trapping	385.00
Allen Schmidt – trapping	35.00
Federal withholding tax	1,402.70
State withholding tax	450.00
Charles Eberhard – engineering fees	1,628.22
Mary Henke – secretarial	157.50
Linda Phillips – secretarial/accounting	161.88
Corey Henke – per diem & mileage	987.12
Donald Belter – per diem & mileage	82.00
Larry Phillips – per diem & mileage	802.26
Charles Kubesh – per diem & mileage	862.76
Scott Lang – per diem & mileage	<u>827.27</u>

TOTAL \$ 8,468.35

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

Manager Phillips reported to the Board that the State of Minnesota is requiring that the Watershed District is being required to contribute to PERA for Engineer Eberhard.

President Belter next called for any new permits. Engineer Eberhard reported on an application he received from Renville County to replace some culverts. Upon motion of Manager Henke, which motion was seconded by Manager Kubesh, by unanimous vote the Board of Managers accepted the application for a permit from Renville County for consideration and designated it Application for Permit No. 2010-10. After discussion, upon motion by Manager Henke, second by Manager Lang and by unanimous vote of the Board, the permit application was tabled until further information is received.

Engineer Eberhard next reported on an application for a permit from Trailblazer Transit for construction of retention ponds at their new facility. Upon motion of Manager Henke, which motion was seconded by Manager Phillips, by unanimous vote the Board of Managers accepted the application for permit for consideration and designated it Application for Permit No. 2010-11. Engineer Eberhard had received copies of plans for construction of two retention ponds from Trailblazer Transit and he recommended approval. Upon motion of Manager Phillips, which motion was seconded by Manager Lang, by unanimous vote the Board of Managers approved Permit No. 2010-11.

President Belter next called upon Mr. Joe Stangal regarding Application for Permit No. 2010-7. Mr. Stangal is the Fish & Wildlife Service representative in McLeod County. The permit is seeking restoration of approximately 9 wetland basins. Engineer Eberhard was concerned that one of the wetland basins approached too close to an existing county ditch, which would restrict the ability to maintain the ditch. Mr. Stangal explained there should not be a concern for future maintenance of the ditch. It was decided that Roger Berglund would be contacted to verify that the area near the ditch will not be classified as a wetland.

President Belter next called upon Mr. Bruce Franke, who appeared with regard to a project completed by his neighbor, Mr. Curt Templin, and crossed Mr. Franke's property, approximately 2 years ago. His concern was a potential erosion problem at the outlet into Buffalo Creek. Manager Phillips suggested that several loads of rock could be brought to the site to curtail erosion of the streambank. Thereafter followed a general discussion with Mr. Franke about his concerns about the alteration of his septic drainfield by Mr. Templin's construction. It was explained to Mr. Franke that the Watershed Board does not have jurisdiction over septic system matters and that this must be handled by the MPCA and the McLeod County Environmental Office.

President Belter next called upon Mr. Randall Thalmann from Plato, MN. Mr. Thalmann reported to the Board that ditch clean-out was anticipated on his property in the near future. This clean-out is on a private ditch.

President Belter next called for items of old business. Engineer Eberhard reported that no further information has been received regarding Application for Permit No. 2010-1.



Larry Phillips	Yea
Charles Kubesh	Yea
Donald Belter	Yea
Corey Henke	Yea
Scott Lang	Yea

The resolution was declared carried.

Treasurer Phillips informed the Board that it would be appropriate to determine the District’s tax levy for 2011. The Board of Managers then discussed the question of how much the Board should levy for the year 2011. After discussion, Manager Kubesh offered the following resolution and moved its adoption:

RESOLVED, that Buffalo Creek Watershed District levy \$105,000.00 upon all taxable property in Buffalo Creek Watershed District located in the Counties of McLeod, Renville, Kandiyohi, Sibley and Carver, State of Minnesota, for the purpose of paying the administrative expenses of the District as provided by Minnesota Statutes §103D.905,. Subd. 3.

Manager Lang seconded the motion. Upon vote there were five “Yea’s” and no “Nay’s” as follows:

Larry Phillips	Yea
Charles Kubesh	Yea
Donald Belter	Yea
Corey Henke	Yea
Scott Lang	Yea

The resolution was declared carried.

The next item for discussion was the revision of the Rules and Regulations of the Watershed District. It was noted that the proposed revisions had been printed and distributed. Following discussion, Manager Henke offered the following resolution and moved its adoption:

RESOLVED, that Buffalo Creek Watershed District hold a public hearing on the revisions to the Rules and Regulations of the Watershed District on the 24th day of August, 2010 at 7:30 P.M. at its offices in the City Council Chambers, City Hall, 630 11<sup>th</sup> St. E., Glencoe, MN; and

BE IT FURTHER RESOLVED, that Attorney Pete Kasal prepare the proper notice and arrange for publication of said notice in one newspaper of general circulation in each county in which Buffalo Creek Watershed District extends.

Manager Phillips seconded the motion. The question was on the revision of the Rules and Regulations of the Watershed District and for a public hearing to be held thereon, and there being five “Yea’s” and no “Nay’s” as follows:

Larry Phillips	Yea
Charles Kubesh	Yea
Donald Belter	Yea
Corey Henke	Yea
Scott Lang	Yea

The resolution was declared carried.

The next item for discussion was the change of meeting place for the Watershed District. It was proposed that the Board of Managers change their meeting place to the Glencoe City Center, 1107 11<sup>th</sup> Street E., Ste. 103, Glencoe, MN 55336. Following discussion, Manager Henke offered the following resolution and moved its adoption:

RESOLVED, that Buffalo Creek Watershed District hold a public hearing on the change of meeting place for the Watershed District on the 24th day of August, 2010 at 7:30 P.M. at its offices in the City Council Chambers, City Hall, 630 11<sup>th</sup> St. E., Glencoe, MN; and

BE IT FURTHER RESOLVED, that Attorney Pete Kasal prepare the proper notice and arrange for publication of said notice in one newspaper of general circulation in each county in which Buffalo Creek Watershed District extends.

BE IT FURTHER RESOLVED, that written notice be sent to each Auditor of Carver, McLeod, Sibley, Renville and Kandiyohi Counties at least ten (10) days before said hearing date.

Manager Phillips seconded the motion. The question was on the change of meeting place for the Watershed District and for a public hearing to be held thereon, and there being five “Yea’s” and no “Nay’s” as follows:

Larry Phillips	Yea
Charles Kubesh	Yea
Donald Belter	Yea
Corey Henke	Yea
Scott Lang	Yea

The resolution was declared carried.

Manager Phillips next reported on the pricing of chairs for the proposed new meeting place and office. He provided a cost estimate of \$1,869.00 for 14 chairs. Upon motion of Manager Henke, which motion was seconded by Manager Lang, by unanimous vote the Board of Managers approved the expenditure of \$1,869.00 for the purchase of chairs.

The next item discussed was the proposal for a septic improvement incentive program to be established in the Watershed District. After general discussion, it was suggested that an incentive plan for \$500.00 per septic system start August 1, 2010 and that the funding for 2010 be capped at \$3,500.00. Upon motion of Manager Henke, which motion was seconded by Manager Lang, by unanimous vote the Board of Managers approved initiating a septic improvement incentive program at \$500.00 per system starting August 1, 2010, with total funding for 2010 at \$3,500.00.

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 August 24, 2010 at 8:00 P.M. at its regular meeting place in the City Council Chambers, City Hall, 630 10<sup>th</sup> St. E., Glencoe, MN.

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Charles Kubesh, Secretary