



Yellow Medicine River Watershed District
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June 8, 2015

Regular meeting minutes

The regular meeting of the Yellow Medicine River Watershed District Board of Managers was called to order at 9:00 a.m. by Board Chairman Tim Buysse. Other board managers present were Tim Dritz, John Boulton, Jeff Hoffman and Corey Hoffman. Also in attendance was Cindy Potz, administrator and Emma Volz, technician.

#1. Approval of Agenda

The agenda was presented to the board for review and approval.

6-01-2015 Motion was made by C Hoffman, seconded by Boulton to approve the agenda.

All voted aye. Motion carried.

#2. Approval of Previous Minutes

The draft minutes of May 2015 were presented to the board.

6-02-2015 Motion was made by Boulton, seconded by J Hoffman to approve the minutes of May 2015. All voted aye. Motion carried.

#3. Approval of Treasurer's Report

The treasurer's report was presented to the board by Potz. She presented the monthly budget report and the projects and ditches' financial reports for the past month.

After discussion,

06-03-2015 Motion was made by J Hoffman, seconded by C Hoffman to approve the treasurers' report. All voted aye. Motion carried.

#4. Approval of Submitted Warrants

The submitted warrants were presented to the board for approval.

6-04-2015 Motion was made by J Hoffman, seconded by Boulton to approve payment on the warrants to be paid. All voted aye. Motion carried.

The approved warrants are as follows:

7766	James Wambeke	rent	\$500.00
7771	Century Tel	telephone	\$134.30
7772	Netpoint	website service	\$8.95
	managers per diem	Dritz	
7768		J Hoffman	\$175.57
		Boulton	
		Buyse	
		C Hoffman	
7757	staff	Potz	\$2,505.75
7758		Volz	\$1,931.73
	eft PERA	employee retirement fund	\$793.35
	eft IRS	payroll taxes	\$1,284.00
7762	Davis Typewriter Co	supplies	\$140.23
7770	Bolton and Menk, Inc.	Ditch 38	\$270.00
7759	Minneota Post Office	box rent	\$34.00
7760	City of Minneota	rent for meetings	\$90.00
7761	Minneota Mascot	publishing	\$51.60
7763	YM SWCD	WRAPS	\$1,060.00
7764	Lincoln SWCD	WRAPS	\$880.00
7765	Lac Qui Parle SWCD	WRAPS	\$890.00
7767	Barber Spraying	ditch inspection 8 ditches	\$3,902.00
7769	John Engels	legal	\$981.50
	eft MN Dept of Revenue	taxes	\$577.00

#5. Approval of Submitted Tiling Permits

Volz presented the submitted tiling permit application. After discussion, 06-05-2015 Motion was made by J Hoffman, seconded by C Hoffman, to approve the submitted tiling permit applications. All voted aye. Motion carried. The approved application is as follows.

10615	John Jerzak	Lincoln	Ash Lake	1	NW 1/4
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#6. 9:30 a.m. Bid opening on the Ditch Cleaning for WD 4 and 5

Potz presented the bids received on June 5, 2015 for the ditch cleaning on Watershed Ditch 4 and 5.

Bids are as follows:

2015 Ditch cleanout bids for ditch 4 and ditch 5					
Ditch 4					
B and R Tiling	Thompson Excavating	K and K tiling			
\$0.70	\$1.08	\$1.28		50452 feet	
low bid	middle	higher bid		9 miles long	
approximate proposed costs					
\$35,000.00	\$54,000.00	\$64,500.00			
Ditch 5					
\$0.70	\$1.08	\$1.28			
low bid	middle	high bid		19000 feet	
\$13,300.00	\$20,520.00	\$24,604.00		3.5 miles long	

Discussion was held on the big difference between the low and the high bid, and consideration for the shareholders, as to what was the best and most affordable, yet reliable option. K and K Tiling was present for the opening of the bids, as they were also for the May meeting, to discuss their field work on their potential bid.

The board was hesitant to award the bid until some of the questions were answered, concerning the proposal of B and R Tiling, and their ability to do the job for that amount. The board stated that they would like to table the decision until the Ditch 4 and 5 hearings that are scheduled for June 15, 2015, at which time they will follow the suggestions of the Ditch shareholders.

#7. 10:00 a.m. Discussion with Omar Laleman on Ditch 5 berm

Omar Laleman and Steve Laleman met with the board to discuss the matter of the berm along Watershed Ditch 5 having been tilled last fall and now planted to corn this spring. Potz and Volz had visited with Omar Laleman and YM County assessors, property and public services and the county recorder and received records from them. Nothing is recorded on Lalemans deed that states that the watershed has jurisdiction over the 16.5 ft berm that runs along his property. However, we discovered that the Lalemans did plow up not only some of the watershed ditch berm on his land, but more interestingly, including the seeded land of two other properties to his south, for Robert Hoffman and for John Full, altogether a total of .29 acres. Lalemans stated that the land they owned had been in CRP for many years, and they didn't realize that they were subject to watershed rules on that property. Robert Hoffman was also present at the meeting. The board asked Lalemans to agree to reseedling the property, after asserting that they do indeed have the authority over the watershed ditch berm, as pointed out to Omar Laleman at several visits, as follows:

103E.021 DITCHES MUST BE PLANTED WITH PERENNIAL VEGETATION.

Subdivision 1. Spoil banks must be spread and permanent vegetation established.

In any proceeding to establish, construct, improve, or do any work affecting a public drainage system under any law that appoints viewers to assess benefits and damages, the authority having jurisdiction over the proceeding shall order spoil banks to be spread consistent with the plan and function of the drainage system. The authority shall order that permanent grass, other than a noxious weed, be planted on the ditch side slopes and that a permanent strip of perennial vegetation approved by the drainage authority be established on each side of the ditch. Preference should be given to planting native species of a local ecotype. The approved perennial vegetation shall not impede future maintenance of the ditch. The permanent strips of perennial vegetation shall be 16-1/2 feet in width measured outward from the top edge of the constructed channel resulting from the proceeding, or to the crown of the leveled spoil bank, whichever is the greater, except for an action by a drainage authority that results only in a redetermination of benefits and damages, for which the required width shall be 16-1/2 feet. Drainage system rights-of-way for the acreage and additional property required for the permanent strips must be acquired by the authority having jurisdiction.

8. Board managers reports

Boulton reported that he met with Louis Claeys, landowner on Section 34 of Hendricks Township, Lincoln County, pertaining to two areas of unpermitted drainage that are being contested by Claeys. Claeys and Boulton discussed the options for Claeys, at which time Claeys stated that he didn't know whether he would be applying for a permit for tiling, in either case, but did accept permit application forms. The board questioned why Claeys would appear to be stalling on this matter by revisiting the issue, therefore the board would like to authorize our legal counsel to proceed with forcing Claeys to settle this matter. They would like to encourage Claeys to petition into the County drainage ditch located west of his property on Nuese land. Boulton stated that had Claeys considered doing so, but wasn't sure that Nuese landowners would allow him to tile through their land, or for what price. The board asked Potz to contact John Engels to proceed with this matter.

#09. Administrators report

Potz reported on the Watershed ditches inspection completed by working with Tom Barber of Arco, who followed our specifications to inspect all of the watershed ditches. Potz reported that she had hired him because of the efficiency in getting the inspections completed in a timely manner. Potz reported that she had instructed Emma Volz to create notices to the landowners out of compliance with either no adequate berm, or obstructions in the berm, and they will be asked to make arrangements to reseed the berm and remove obstructions.

Potz gave a report on the dam inspections for Hauschild Dam, Sonstegaard Dam, Lake John, and Porter Dam, inspected by Potz, Volz, Boulton, and Area II staff, Kerry Netzke, and Joe Deschepper. NRCS staff from Lyon, Lincoln and YM County were also present. The Area II report shows a need for spraying of some volunteer trees, and some stabilization of the surface on the concrete on the outlets. Potz reported that she and Volz will cut down the weeds or spray when possible. The dike on Lake John is in need of a layer of gravel again. Potz will contact a contractor.

More discussion was held on the area around the YM County Ditch 23, Wergeland township 5 and 6, where there is still strong concern by the board about the rerouting of surface water from

the Lac Qui Parle Watershed into the Yellow Medicine River Watershed. One particular concern is a private drainage ditch on the property of Tim Miller in section 5.

#11. Adjourn the meeting

Chairman Tim Buysse asked for a motion to adjourn the meeting.

6-06-15 Motion was made by Boulton, seconded by Dritz to adjourn the meeting. All voted aye. Motion carried. Meeting adjourned at 12:15 p.m.

Respectfully Submitted,

Corey Hoffman, Secretary of the Yellow Medicine River Watershed District

Minutes prepared by CMP

The next regular meeting of the Watershed District board of managers will be held on July 13, 2015 at 9:00 a.m. at the office of the Yellow Medicine River Watershed District.