

**Little McDonald, Kerbs, Paul Lake Improvement District**

**Board of Director's Meeting Minutes ( approved)**

**Wednesday, October 2, 2019, 3:00 P.M., Perham Area Community Center**

**LID Members in attendance:** Blair Anderson, Bill Putnam, Denny Davidson, Dan Gleason, Boone Caughey and Steve Nelson. Absent, Jim Nigg, Mark Plencner, Steve Kulik.

**Consultants in attendance:** John Shockley, Onstad-Twitchell Law Firm. Mike Kurkowski, Northwest Services.

**Consultants in attendance electronically:** Chad Engels and Pat Downs, Moore Engineering

**Guests:** Larry Mollins, Roger Neitzke, Darrel Nordick, Garry Griffin, Renee Putnam, Allan Dahmann, Dennis Anderson, Karen Dahmann, Dawn Edvall and Angela Willenbring. There were no guest comments.

**Old Business:**

1. Johnston test-well closures: **Will need a local board** member to secure two bids and proceed with lowest bid to seal the venting project test-wells. Bill P. will not be available to oversee this project.

2. Cap O'Rourke contract has been signed and submitted together with first of two installment payments of \$7500.

Motion to accept Old Business report-Boone Caughey, 2nd Steve Nelson, Carried 6-0

**New Business:**

3. **Project Engineer's report:** Chad Engels has visited with Mark Raby, owner of land parcel separating Kerbs Lake and Little McDonald Lake. He has inspected the peninsula. Chad has found Mark very willing and easy to work with regarding the project. He will need to proceed with developing an acceptable plan for placement of the approximate 200 cubic yards of excavating "spoils" material. Hopefully, it will be acceptable by the County and DNR to spread spoils (at a depth of approximately 1.5 feet) over the parcel the LID plans to purchase from Mark Raby.

4. **Project Coordinator's report:** Pat Downs will be working with legal counsel to finish the legal description of the Raby property. A \$500 variance fee is required by Otter Tail County. Pat reviewed financial reports. Bill questioned the labor bill (\$399.49) from Otter Tail County. Work was completed in June. (Possibly for gauge readings/Rick West and Kevin Fillbaum). Pat will research.

5. **Treasure's Report:** Bill Putnam reviewed a summary of Sept. 2019 invoices. Motion to approve--Dan Gleason, 2<sup>nd</sup>-Steve Nelson, Carried 6-0. Bill continued to review the financial statements. We should have approximately \$105K in checking following the next county deposit. These funds will need to carry us to June, 2020. Outlet expenses vary. We are still on a "learning curve" regarding operating costs. Bill is attempting to observe patterns so as to be able to forecast expenses—going forward. Motion to

accept report--Steven Nelson, 2<sup>nd</sup>-Denny Davidson , Carried 6-0. Bill shared concerns over the on-going monthly bills the LID receives for locator work. However, we are committed to covering these costs when entities want to locate underground utilities—including the LID piping system. Blair asked Bill if there were any reservations regarding payment of remaining construction-related bills. Bill answered-none. Motion to pay bills-Boone Caughey, 2<sup>nd</sup>-Denny Davidson, Carried 6-0.

In addition, Bill brought up issue of someone taking over his position and spending some time with that individual. Blair expressed appreciation for Bill's work and indicated we need to be on the lookout for a good successor to Bill. Blair also asked about the status of present audit. Bill stated the audit is not yet completed and he would contact Brad on the status.

## **6.Committee Working Groups**

**A. Chapter 429 Assessments**, Attorney John Shockley (continued from Sept. 11, 2019 recessed meeting): John reviewed his prepared 90+ page report regarding the final LID Assessments to property owners surrounding Little McDonald Lake, Kerbs Lake, and Paul Lake. John reviewed the arduous process undertaken by the assessment committee. John also reviewed the final process of responding to land-owner questions/concerns/complaints. He reiterated how the assessment team had spent a great deal of time looking at specific properties and had struggled with how to make assessments equitable for all. He referenced a number of pages in the assessment book and answered board member questions regarding changes that were made to the assessments. John commended the board for only having to assess \$1.5 million—given the scope of the project. Motion was made to accept the assessments as presented in Attorney John Shockley's FINDINGS OF FACT, CONCLUSION OF LAW AND DECISION (Document in its entirety to be attached to these minutes)-Bill Putnam, 2<sup>nd</sup>-Dan Gleason

Bill Putnam-Yes

Denny Davidson-Yes

Dan Gleason-Yes

Boone Caughey-Yes

Steve Nelson-Yes

Blair Anderson-Yes

Attorney John Shockley and Pat Downs will commence the process of notifying the offices of Otter Tail County of LID Board action. They will also notify all landowners who voiced concerns, questions, or protest.

**B. Kerbs Lake Outlet Channel:** Angela Willenbring met with several Otter Tail County representatives regarding possible channel construction. Our requests seem reasonable and workable. Some variances will be required. LID must demonstrate clear property rights. LID will, most likely, retain ownership of the channel property because it is a public entity. Angela continues her discussions with the DNR.

**C. Outlet Operations:** Mike Kurkoski, Northwest Services, informed us that our pumps have had 3200 hours of running up to this point. He expressed concern regarding the possible need for repairing the Otter Tail River Rip Rap. Our engineers will need to study and report back. Mike was asked what he expected for maintenance costs going forward. There is nothing on the horizon. However, we are still learning. Bill requested of Mike that he begin to develop projections for long-term maintenance. Blair asked Mike for any other updates – Mike said lakes are rising now and we are waiting for OK to turn on pumps but assumes it will be awhile yet. The pump has been repaired and all is okay. Mike turned over to Blair a memory key containing photos of the diver’s inspection of the inlet pipe. Mike stated the cost for the diver to return to clean weeds around the inlet screen is \$350.00. Motion to have this done -Dan Gleason, 2<sup>nd</sup>-Denny Davidson, Carried 6-0. There was consensus that—going forward—the weed cleaning should be part of the annual underwater check.

Discussion continued regarding the placement of signs around open water at the different sites. It was determined we need about 50 signs to be posted at various danger sites. Denny Davidson is going to check on this and will come back with a report.

Denny Davidson referenced the need to finalize land details with Mr. Saetre. Pat Downs will follow up with Mr. Saetre.

**7.Next meeting.** Nov. 13<sup>th</sup> at 3:00PM, Multi-Purpose Room, Perham Area Community Center

Motion to adjourn -Dan Gleason, 2<sup>nd</sup>-Denny Davidson, Carried 6-0.