

Little McDonald, Kerbs and Paul Lakes Improvement District
Meeting Minutes
April 10, 2015
PACC

Board Members Present: Roger Neitzke, Joe Esser, Ardell Wiegandt, Bill Putnam, Les Konley, Mark Plencner and Sue Meyhuber

Absent Members: Glenn Schreier and Dan Gleason

Guests Present: Mike Opat from Moore Engineering; Darrell Nordick, Little McDonald; George Kupperschmidt, Paul; Jim Nigg, Little McDonald; Bob Meyhuber, Little McDonald; Jeana Nelson, Devils Lake LID; Bill Rohrich, Devils Lake LID

The meeting was called to order at 3:30 PM by Roger Neitzke.

Roger presented agenda, Bill made motion to accept agenda as presented, seconded by Les.

OLD BUSINESS

- Approve Minutes from March 20, 2015: Joe motioned to accept the minutes, seconded by Bill.
- Correspondence: Email from Bud Nornes informing us Senator Bill Ingebrigtsen and Bud will be hosting a Town Hall Meeting at 10:00 AM on April 18th at Lakes Café in Perham.
- Committee Reports
 - 429 Assessment:
 - Sub-Committee continues to test the formula
 - Currently the formula consists of three tiers 1) Individual benefit; 2) Drainage benefit; 3) All parcels in LID.
 - Need to understand the definition of benefit, is it property, structures or both?
 - Hold Harmless Agreement:
 - Attorney reviewed the document and suggested we have insurance company review.
 - Overland Insurance wants copies of both LMKP and DLD LID's insurance policy and they will have their attorney review.
 - At this time, there doesn't appear to be any issues but we have not heard 'official' word on this.
 - DLD is also researching with the Otter Tail County Insurance and they indicated Hold Harmless Agreements are not uncommon when two groups such as ours are working jointly on a project.
 - DLD is also looking into going through the same insurance company that Otter Tail County uses as it may be less expensive. The process to get approval is 3-months. Bill will start the research to understand if LMKP LID should be going through Otter Tail County as well.
 - Joe made motion to approve the Hold Harmless Agreement contingent upon receiving approval from the Overland Insurance's Attorney, seconded by Sue.
- Informational Meeting with Downstream Lakes on March 21, 2015:
 - Due to lack of water readings, the charts in the handouts illustrated when we can pump and when it needs to be shut off due to OHW; however, they send mixed messages.
 - Little and Big Pine Lake residents in low lying areas are having some concerns.
 - We will need to circle back around with these lakes and explain the error in the graphs and address any concerns they have. They need to be reassured that if the 'rock' is under water, we will NOT be pumping.

NEW BUSINESS

- Treasurers Report:
 - Reviewed the following bills for April:
 - Moore Engineering:
 - Task Order #4 Task I: Assessment Analysis - \$13,162.50
 - Task Order #3 Task I: EAW - \$10,164.84

- Task Order #1 Task II: Downstream Water Level Analysis - \$445.00
 - Meetings & Devils Lake LID Project Coordination - \$5,892.00
 - Ohnstad Twichell - Special Assessment Process - \$1,650.00
- Concerns raised that we are over budget on the work completed by Moore Engineering. Mike distributed a breakdown of each of the task orders and explained the overage is due to the Board requesting additional work. It was suggested the Board coordinate their calls and requests to both Moore Engineering and John Shockley. It was noted that construction bids should be more accurate.
- Jeana Nelson asked for clarification of the bill for the DLD LID and if they will be expensed for this?
 - Roger commented that LMKP is moving forward and asked Moore to separate out the expenses as both LID's will be responsible for their portion of the common part of the project as well as informational meetings.
 - Billing will be divided up only if DLD decides to be part of the project.
 - Jeana indicated that if DLD LID is going to be expensed for any of these bills they need to be aware of these items and get LID Board approval.
- State Funding for Project:
 - Joe and Cap met with Senator Rod Skoe last week.
 - The Governor released the bonding bill for the full \$10M.
 - Senator Skoe has received a lot of emails containing both negative and positive feedback.
 - He told Joe & Cap he intends to Co-Sponsor the bill.
 - He indicated that if this falls under an 'emergency' status, the project will move ahead of the other projects.
- Fundraising for Lobbyist:
 - To date we have raised \$8,000 - \$10,000. LMK (Little McDonald & Kerbs) Lake Association has agreed to defray the costs for Cap's agreement not raised by donations.
 - Roger distributed a handout illustrating the statistics from the flooding that has occurred in Otter Tail County.
 - Over 1200 people have been in a basin flood for 16 years.
 - Little McDonald, Kerbs, Paul and Devils Lakes are landlocked due to roads and the railroad.
 - Residents on these lakes have spent \$9.3M fighting this flood.
 - Many dwellings have been lost and more homes are in danger.
 - Residents will have to invest another \$5M to repair flood damages at the current lake levels.
 - If the lake levels continue to rise, an additional \$29M will be lost in homes and properties; some roads will become impassable to school buses and emergency vehicles.
 - Townships, the County, and utility companies have spent nearly \$1M dealing with infrastructure damage.
 - Serious environmental damage is occurring on these lakes, which are rated in the top 5% of all MN lakes for clarity.
- Report on Filtration System from DNR:
 - Reviewed the MNDNR report and University of MN comments. The report is favorable and the conditions outlined in the report are all relating to monitoring which will be addressed in the operating plan.
- EAW Comments:
 - Comment period ends April 15th.
 - A lot of comments both for and against.
 - We need to be writing to Otter Tail County Commissioners and Bill Kahler. This will be communicated to all LID members via email.
- Next Steps:
 - Need proposal to do soil borings - this will tell us the size of the pipe both diameter and length need for the drain system.
 - Sue made motion to have Moore Engineering present two proposals by lump sum, percentage and time & material for a) filtration system to pump house; and b) pump house to Otter Tail River. Seconded by Joe

- Need to move forward with land options.
 - Mark made motion to move forward with securing land options to secure the land needed for this project as well as authorize Moore Engineering to prepare a diagram sketch, seconded by Bill.
- AIS Inspector Position at Landings:
 - Otter Tail County and the DNR will be expanding their exposure at the Public Access.
 - Ardell made motion to move forward with obtaining an AIS Inspectors at the Public Access, seconded by Bill.
- Other:
 - FDR (Flood Disaster Recovery) application needs to be completed; however, we will need Moore Engineers expertise in completing it.
 - Mark made motion to have Moore Engineering assist Joe in completing the FDR application, seconded by Joe.

Next Meeting:

- Special LID Board Meeting on April 20, 2015 at 5:30. Those in Fargo will meet at Moore Engineering and those in Perham will meet at the PACC
- Monthly LID Board Meeting on May 8, 2015 at 3:30 at the PACC

Adjourn meeting at 6:45 PM

Sue Meyhuber, Secretary