

**DRAINAGE BOARD**  
**March 24, 2015**

**CALL TO ORDER**

Deputy Wegner called the regular meeting of the Davison County Drainage Board to order at 7:00 p.m. Auditor Kiepke took roll call as follows: Members of the Board present were Chet Edinger, Jay Larson, Jerry Buchholz, Gregg Bult, Commissioners Kiner and Bode. Ex-Officio members present were Deputy Wegner and Auditor Kiepke. Absent Mark Klumb, Highway Superintendent Weinberg, Director of Equalization Goetsch and Drainage Director Bathke.

Guests – Marie Weisz, Brad Weisz, Delmar Maeschen, Charles Storm, Mark Schilling, Bob Titze, Derek Evans, Darrell Mueller.

**ELECT CHAIRMAN**

Deputy Wegner called for nominations for Chairman. Motion by Buchholz to nominate Jay Larson as Chairman. Hearing no other nominations, motion by Edinger, second by Buchholz that nominations cease and a unanimous ballot be cast for Jay Larson as Chairman. All members voted aye. Motion carried.

**ELECT VICE CHAIRMAN**

Chairman Larson called for nominations for Vice Chairman. Motion by Kiner to nominate Chet Edinger as Vice Chairman. Hearing no other nominations, motion by Larson, second by Buchholz that nominations cease and a unanimous ballot be cast for Chet Edinger as Vice Chairman. All members present voted aye. Motion carried.

**THANK YOU TO PAST CHAIRMAN**

Board member Kiner expressed thanks to past Chairman Mark Schilling for his time served on the Board.

**APPROVE AGENDA AS AMENDED**

Motion by Bode, second by Edinger to approve the agenda, as amended for the March 24, 2015 meeting. All members present voted aye. Motion carried.

**APPROVE MINUTES**

Motion by Bode, second by Edinger to approve the minutes of the October 29, 2014 meeting. All members present voted aye. Motion carried.

**ADMINISTRATIVE APPROVALS**

Drainage Deputy Administrator Wegner reported the following as having gained administrative approval.

Gene Stehly is cleaning out an existing open drainage ditch that has vested drainage rights. The property is legally described as the E ½ of the NW ¼ of Section 9 T 104 N, R 60 W of the 5<sup>th</sup> P.M., Perry Township, Davison County, SD. Since the owner, Leon Feilmier, owns the vested drainage rights, no waivers from neighboring property owners were necessary.

Gene Stehly is also cleaning out another existing open drainage ditch that has vested drainage rights. The property is legally described as the SW ¼ of Section 7 T 103 N, R 60 W of the 5<sup>th</sup> P.M., Mitchell Twp, Davison County, SD. Since the owner, G.H. Breidenbach, owns the vested drainage rights, no waivers from neighboring property owners were necessary.

John Wieczorek is completing routine maintenance to a natural water way in the NW ¼ of Section 22 T 102, R 62 W of the 5<sup>th</sup> P.M., Union Twp, Davison County, SD. Mr. Wieczorek is not altering the water way and waivers from neighboring property owners were not necessary.

Lyle Bode is conducting routine maintenance to Davison County Coordinated Drainage Ditch #2. The property is legally described as the SW ¼ of Section 13 T 104 N, R 62 W of the 5<sup>th</sup> P.M., Blendon Twp, Davison County, SD. Maintenance of the Drainage Ditch may carry over, if needed, in to the NW ¼ of Section 24 T 104 N, R 62 W of the 5<sup>th</sup> P.M., Blendon Twp, Davison County, SD. Aside from being a County Coordinated Drainage Ditch, there are also vested rights from 190 that are owned by Roland Johnson, who has given permission for the cleaning/maintenance.

#### **CLASEMAN DRAINAGE UPDATE**

Wegner reported that he completed a check of Jerry Claseman's drainage project correction and found that the work had not been completed in the allotted time. However, Mr. Claseman later contacted the Drainage office via email to inform them that the work was scheduled for completion by March 29, 2015.

As there are some wet areas remaining, motion by Kiner, second by Buchholz to extend the deadline to April 6, 2015. At this time Wegner has been charged with inspecting the site to assure the work is complete. All members voted aye. Motion Carried.

#### **ROWLEY DRAINAGE UPDATE**

As noted at the last three meetings the property belonging to Bev Rowley, legally described as the SW ¼ Ex SW ¼ of the SW ¼ of Section 24 T 104 N R 60 W of the 5<sup>th</sup> P.M., Perry Twp, Davison County, SD will require a drainage permit be completed. However, the \$100 fee will be waived. Ms. Rowley reported that she has been unable to obtain a waiver from one neighbor, JimRec Ag, as they will not sign until Kevin Gebel's drainage matter is handled and they don't meet again until April 2015. The process will continue and administrative approval may be granted when complete.

#### **REIMNITZ DRAINAGE UPDATE**

Richard Reimnitz was unable to be present to discuss the letter he submitted to the Drainage Administrator in regards to the illegal drainage work done on the property his son Trent rents. The property is legally described as the SW ¼ Ex H1 of Section 3, T 101 N, R 62 W of the 5<sup>th</sup> P.M., Baker Twp, Davison County, SD. Deputy Wegner presented the letter to the Board. Also present on Mr. Reimnitz's behalf was Robert Titze, owner of the land.

Brad Weisz reported that he had made contact with the NRCS asking if they had performed any work related to the area described above. He was informed that NRCS had responded to a potential FSA 569 violation. However no violation was found. No work was performed by NRCS.

Edinger stated that Mr. Titze had gotten approval from FSA but didn't get approval from the County. Mr. Reimnitz went ahead and did significant work without County approval. Edinger feels it would be helpful if FSA would help the County determine the effect of the work. Mr. Titze stated that Mr. Reimnitz felt that since approval had been granted by the Federal Government that no approval was needed from the County. This is not the case.

Larson recommended that Mr. Titze get a good seed bed and find out the slope which needs to be done by a professional. Mr. Reimnitz and/or Mr. Titze is expected to report to the Board at the May, 2015 meeting.

### **APPROVE DRAINAGE PERMIT**

Motion by Edinger, second by Bode to approve a drainage permit for Charles Storm to drain into his vested open ditch and alter the vested rights of the open ditch. The location of the drain is described as the NE ¼ of Section 28, Tobin Twp, which will drain into the NW ¼ of Section 27, Tobin Twp which is legally described as the N ½ of the NE ¼ Ex 5 AC Church and the S ½ of the NE ¼ all in Section 28, Tobin Twp, Davison County, SD. A roll call vote was taken as follows. Edinger – aye, Kiner – aye, Buchholz – aye, Bode – aye, Bult – aye, Larson – aye, Klumb – absent. Motion carried.


### **SET DATE AND TIME FOR NEXT MEETING**

Motion by Edinger, second by Bult to set April 23, 2015 for the next regular Drainage Board unless there are no agenda items, then the next meeting will be May 19, 2015. All members voted aye. Motion carried.

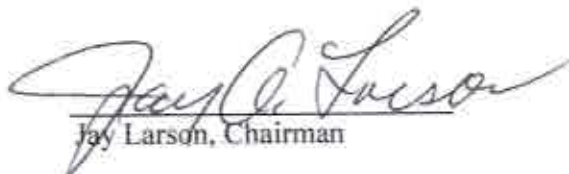
### **ADJOURN**

At 8:32 p.m., Chairman Larson adjourned the meeting.

**ATTEST**

  
Susan Klepke, Auditor

Publish Once  
Approximate Cost

  
Jay Larson, Chairman

**DRAINAGE BOARD**  
**May 19, 2015**

**CALL TO ORDER**

Chairman Larson called the regular meeting of the Davison County Drainage Board to order at 7:00 p.m. Deputy Auditor Wermers took roll call as follows: Members of the Board present were Gregg Bult, Jerry Buchholz, Jay Larson, Mark Klumb, Commissioner Bode and Kiner. Members absent were Chet Edinger. Ex-Officio members present were Deputy Drainage Administrator Wegner. Absent Ex-Officio members Drainage Administrator Bathke, Highway Superintendent Weinberg, Director of Equalization Goetsch and Auditor Kiepke.

**GUESTS**

Lorene Goodwin  
Bob Titze  
Richard Reimnitz

**OATH OF OFFICE**

Deputy Auditor Wermers administered the oath of office to all present Drainage Board members.

**APPROVE AGENDA**

Motion by Buchholz, second by Kiner to approve the agenda for May 19, 2015. All members present voted aye. Motion carried.

**APPROVE MINUTES**

Motion by Kiner, second by Bult to approve the minutes, from the March 24, 2015 meeting. All members present voted aye. Motion carried.

**ADMINISTRATIVE APPROVALS**

Drainage Deputy Administrator Wegner reported the following as having gained administrative approval.

Gene Stehly is conducting routine maintenance to an existing open drainage ditch in the SW ¼ of Section 33, T 104 N, R 61 W of the 5<sup>th</sup> P.M., Badger Twp, Davison County, SD. Gene Stehly is the owner and is not altering the drainage ditch in any way; waivers from neighboring property owners were not necessary.

Bruce Haines is installing drain tile for an alternate drainage line from an existing drain tile (pre-1985) in the NW ¼ of Section 3, T 102 N, R 60 W of the 5<sup>th</sup> P.M., Prosper Twp, Davison

County, SD. The new drainage tile will outlet into the NE ¼ Section 3, T 102 N, R 60 W and into Kibbee Ditch; waivers from neighboring property owners were not necessary. Bruce is also replacing existing old clay tile (pre-1985) with new perforated tile in the NW ¼ of Section 3, T 102, R 60 W of the 5<sup>th</sup> P.M.; Prosper Twp, Davison County, SD. New tile will maintain the existing tile's location and flow; Kibbee Ditch is approximately a quarter mile east of the tile outlet. No waivers from neighboring property owners were necessary.

#### **CLASEMAN DRAINAGE UPDATE**

Wegner reported that he checked Claseman's drainage correction which was completed. The work was found to have been completed within the allotted extension time given to Mr. Claseman at the March meeting. Drainage Board agreed that the corrections were completed to the specifications given and Wegner could send a letter out to Mr. Claseman concluding the issue.

#### **ROWLEY DRAINAGE UPDATE**

Wegner reported to the Board that Jim-Rec-Ag which was the last of Beverly Rowley's neighbors to sign off on her drainage has given a verbal approval with a letter from the group forthcoming. Jim-Rec-Ag had their annual meeting this spring and decided that Beverly's drainage is not effecting their property. Beverly was required by the Board at the July 2014 meeting to gather waivers from the neighboring land owners; Beverly had encountered issues in the past with gathering one of the signatures for her land, legally described as the SW ¼ Ex SW ¼ of the SW ¼ of Section 24, T 104 N, R 60 W of the 5<sup>th</sup> P.M., Perry Twp, Davison County, SD.

#### **REIMNITZ DRAINAGE UPDATE**

Richard Reimnitz was present to discuss the elevation readings and other findings in regards to the illegal drainage work done on the property he rents, legally described as the SW ¼ EX H1 of Section 3, T 101 N, R 62 W of the 5<sup>th</sup> P.M., Baker Twp, Davison County, SD. Reimnitz personally informed the Board the elevations of the area including the retention pond and also reported that he talked to the Corp of Engineers twice and they commented that they would sign off on the work done. Bult commented that he had passed by the drainage area after recent rains and that it was wet but no great amount of water was standing. Motion by Bult, second by Klumb, to approve the drainage permit. All members present voted aye. Motion carried.

#### **SET DATE AND TIME FOR NEXT MEETING**

Motion by Klumb, second by Kiner to set June 16, 2015 at 7:00 p.m. for the next Drainage Board meeting, with an alternate date of July 21, 2015 at 7:00 p.m. All members present voted aye. Motion carried.

#### **ADJOURN**

At 7:29 p.m., Chairman Larson adjourned the meeting.

ATTEST

Sue Wermers, Dep  
Sue Wermers, Deputy Auditor

Jay Larson  
Jay Larson, Chairman

Publish Once  
Approximate Cost