

## **DRAINAGE BOARD**

**October 17, 2023**

### **CALL TO ORDER**

Chairman Larson called the regular meeting of the Davison County Drainage Board to order at 7:00 p.m. Administrator Bathke took roll call as follows: Members of the Board present were Buchholz, Bult, Edinger, Larson, Klumb, and Nebelsick. Members Absent were Kiner. Ex-Officio members present were Drainage Administrator Bathke. Ex-Officio members absent were Highway Superintendent Weinberg, DOE Weber, and Auditor Kiepke

Guests – Patty Versteeg, Mary Jorgensen, Helen Geppert, Derek Evans, Tim Neugebauer, Jay Wempe, Deanna Wempe, Darrell Hohn, Erin Hennley, Chris Wilson, and Travis Wilson.

### **MEETING EXPECTATIONS**

Chairman Larson recited expectations of the meeting.

A checklist of items required in accordance with the Davison County Drainage Ordinance and SDCL 46A-10A will be considered on each permit. The checklist is on file in the Davison County Auditor's office and the Drainage Administrator's office.

### **APPROVE AGENDA**

Motion by Buchholz, second by Edinger to approve the agenda for the October 17, 2023, meeting. All members voted aye. Motion carried.

### **DECLARE CONFLICTS OF INTERESTS**

Chairman Larson asked for any conflicts of interests. Commission Member Nebelsick recused himself from his application, due to being the applicant.

### **APPROVE MINUTES**

Motion by Nebelsick, second by Buchholz to approve the minutes of the August 15, 2023, meeting. All members voted aye. Motion carried.

### **PUBLIC INPUT & CITIZEN COMPLAINTS**

Chairman Larson asked for any public input for items not on the agenda and reminded them that no action will be taken. Hearing none, the meeting moved forward.

### **CONSIDER NEUGEBAUER DRAINAGE REQUEST**

Motion by Nebelsick, second by Edinger, based on findings, to grant a drainage permit to drain the following, the NW1/4 of the NW1/4 also known as Gov. Lot 1, SW1/4 of the NW1/4 also known as Gov. Lot 2, E1/2 of the NW1/4, SW1/4, & SE1/4, including Bobcat Tract 1 in the SW1/4, & except the SE1/4 of the SE1/4 all in Section 30, Twp 101 N, Rge 60 in Davison County. Also, Lots 1 & 2 & the

E1/2 of the NW1/4 of Section 31, Twp 101 N, Rge 60 in Davison County. The outlet is legally described as Lots 1 & 2 & the E1/2 of the NW1/4 of Section 31, Twp 101 N, Rge 60 in Davison County.

The drainage plan is to install approximately 49,428' of drain tile (40,176' of 4" drain tile, 5,958' of 6" drain tile, 2,582' of 8" drain tile and 712' of 10" drain tile) starting on the SW ¼ of Section 30, with an outlet in the NW ¼ of Section 31. The water will then travel through South Fork Twelve Mile Creek, then into Hutchinson County.

Application received September 22, 2023.

Applicant and necessary neighbors notified October 3, 2023.

Published in the paper October 7, 2023.

Administrator Bathke explained there were calls from abutting property owners, who are in attendance for the meeting.

Darrell Hohn and Jay Wempe requested the drainage plan be revised to be more in line with the natural flow of the water, rather than diverting water.

Derek Evans with Gridline Tile explained the 2019 project, which outlets to the west, will remain as installed. The portion in the center (Muntefering property) will flow towards the farm, then to Twelve Mile Creek, which is the same place it goes now. Gridline designs plans to be the fastest route to a named waterway.

Jay Wempe questioned if there were any concerns with the manure from the hog barn going into Dimock Lake. Mr. Evans explained any manure applied to the fields should be retained in the soil and clean water exiting the outlets.

Erin Hennley asked Mr. Evans how much water would be come out of the outlet. Mr. Evans explained this is difficult to answer as it depends on the amount of rain, crop coverage, etc. She also asked Mr. Evans if he would drink the water coming out of the outlet, which he refused to answer.

Mr. Evans explained 93% of the tile is 4", which will be 3'1" below grade.

Darrell Hohn mentioned the wetland near his property no longer has any water. Mr. Edinger asked if he wanted water on his property. He stated he did not, just wanted to mention the property no longer holds water.

Board members were given a few minutes to review the items to consider prior to a decision, in accordance with Section 2:05 of the Davison County Drainage Ordinance. The items were placed on the screen for all to view.

Nebelsick mentioned he made the motion due to not increasing the flow, the proximity to a blue line, and tiling will help with flooding.

Special Conditions: None

A roll call vote was taken as follows. Buchholz – Aye, Bult – Aye, Edinger – Aye, Larson – Aye, Kiner – Absent, Nebelsick - Aye, Klumb – Aye. Motion carried.

## **CONSIDER NEBELSICK DRAINAGE REQUEST**

Motion by Edinger, second by Bult, based on findings, to grant a drainage permit to drain the following, as the NW1/4 of the NE1/4, NW1/4 of the NW1/4 & NE1/4 of the NW1/4, except Lots A & B of M. and S. Miiller's First Addition all in Sec. 32, T 103 N, R 60, Davison County. The outlet is legally described as the NW1/4 of the NW1/4 & NW1/4 of the NE1/4 both in Sec. 32, T 103 N, R 60, Davison County.

The drainage plan is to install approximately 24,959' of drain tile (20,204' of 4" drain tile and 4,755' of 6" drain tile) starting from the proposed ditch #5 in the NW 1/4 of the NW 1/4, NW 1/4 of the NE 1/4 & NE 1/4 of the NW 1/4 all in Section 32, with the outlets in the NW 1/4 of the NW 1/4 & NW 1/4 of the NE 1/4 in Section 32. The water will then travel through Kibbie Ditch, eventually merging with Enemy Creek, then into Hanson County, eventually out letting into the James River.

Application received September 27, 2023.

Applicant and necessary neighbors notified October 2, 2023.

Published in the paper October 7, 2023.

Administrator Bathke explained he received calls and visits from abutting property owners, who are in attendance for the meeting.

Commission Member Nebelsick recused himself due to being the applicant. Mr. Nebelsick explained that the drainage plan is to address deferred maintenance and reduce alkali in the field. The plan will also include an inlet on Spruce St. allowing the water to flow rather than sit in the ditch. The outlet will be in the newly shaped county coordinated ditch, which outlets into Kibbee Ditch (a blue line). Board Member Klumb asked why the county paid to clean out a ditch on private property. Drainage Administrator Bathke explained this was part of an agreement to settle a lawsuit with Merl Bechen, neighbor to the northwest.

Board members were given a few minutes to review the items to consider prior to a decision, in accordance with Section 2:05 of the Davison County Drainage Ordinance. The items were placed on the screen for all to view.

Special Conditions: None

A roll call vote was taken as follows. Buchholz – Aye, Bult – Aye, Edinger – Aye, Larson – Aye, Kiner – Absent, Nebelsick - Abstain, Klumb – Aye. Motion carried.

## **ADMINISTRATIVELY APPROVED APPLICATIONS**

Administrator Bathke informed the board there was one Administratively Approved Application for Tim Neugebauer on September 11, 2023. The drainage plan is to replace an existing vested 12" drain tile, which will connect to the old tile at the property line (Devries/Wilson), which will drain into the N/S un-name stream, which will drain into Kibbee Ditch, Enemy Creek, then the James River. This is for information only, no vote required.

## **MISCELLANEOUS ITEMS**

Administrator Bathke informed the board the last item in the Bechen lawsuit should be completed soon, which is to install the fence. He also mentioned the county has declared a majority of the PVC pipe on hand surplus, which was sold on public auction.

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

Chairperson Larson set November 21, 2023, at 7:00 p.m. as the next meeting date and time.

## **ADJOURN**

At 8:56 p.m., Chairman Larson adjourned the meeting.

## **ATTEST**

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Susan Kiepke, Auditor

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Jay Larson, Chairman

Publish Once  
Approximate Cost