

DRAINAGE BOARD

January 16, 2024

CALL TO ORDER

Auditor Kiepke 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 Jay Larson, Gregg Bult, Mark Klumb, Jerry Buchholz, Commissioner Kiner. Ex-Officio members present were Drainage Administrator Bathke, Assistant Wegleitner and Auditor Kiepke. Absent Edinger, Nebelsick, Highway Superintendent Weinberg and DOE Weber.

Guests in attendance were Bryce Gillan, John Millan, Mike Deinert, Dave Deinert.

OATH OF OFFICE

As this is the first meeting of the year, Auditor Kiepke administered oath of office all Drainage Board members present.

ELECT CHAIRPERSON

Auditor Kiepke called for nominations for a chairperson. Motion by Kiner, second by Bult to nominate Larson as chairperson. Auditor Kiepke called for other nominations three times. Hearing none, motion by Klumb, second by Bult that nominations cease, and a unanimous ballot be cast for Larson. A roll call vote was taken as follows. Buchholz – aye, Bult – aye, Edinger – absent, Larson – abstain, Kiner – aye, Nebelsick – absent, Klumb – aye. Motion carried.

ELECT VICE-CHAIRPERSON

Auditor Kiepke called for nominations for a vice-chairperson. Motion by Bult, second by Klumb to nominate Edinger as vice-chairperson. Auditor Kiepke called for other nominations three times. Hearing none, motion by Kiner, second by Buchholz that nominations cease, and a unanimous ballot be cast for Edinger. A roll call vote was taken as follows. Bult – aye, Buchholz – aye, Edinger – absent, Klumb – aye, Kiner – aye, Nebelsick – absent, Larson – aye. Motion carried.

CHAIRPERSON TAKES OVER MEETING

At this time, Chairperson Larson took over the remainder of the meeting.

MEETING EXPECTATIONS

Chairperson 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 Drainage Administrator's office.

APPROVE AGENDA

Motion by Bult, second by Klumb to approve the agenda for the January 16, 2024, meeting. All members voted aye. Motion carried.

DECLARE CONFLICTS OF INTERESTS

Chairperson Larson asked for any conflicts of interests. No conflicts were declared.

APPROVE MINUTES

Motion by Buchholz, second by Bult to approve the minutes of the October 17, 2023, meeting. All members present voted aye. Motion carried.

PUBLIC INPUT

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

CONSIDER MILLAN ACRES, LLC DRAINAGE REQUEST

Motion by Klumb, second by Kiner, based on findings, to grant a drainage permit to drain the following, the E ½ of the SW ¼ of Section 36, T 103 N, R 62, W of the 5th P.M., Davison County, South Dakota, as requested by John Millan.

The plan is to install approximately 51,464' of perforated 4", 6", and 8" pipe in the E ½ of the SW ¼ of Section 36, T 103 N, R 62, W of the 5th P.M., Davison County, South Dakota, with a 10" perforated outlet transferring the water the SW ¼ of Section 30, T 103 N, R 61, W of the 5th P.M., Davison County, South Dakota. The water will then travel north in an un-named stream to the Dry Run Creek, then into the lower Firesteel Creek, then the James River, then to the Missouri River.

Application received: December 27, 2023

Applicant and necessary neighbors notified: December 29, 2023

Published: January 3, 2024

Administrator Bathke stated there was one call from abutting property owners or other residents. After receiving an explanation, the person decided not to attend the meeting.

Mike Deinert spoke in favor of granting the permit. He said that he had talked to neighbors and his brother David. It was agreed there would be no detriment to neighboring landowners.

Mr. Millan stated that he would be responsible if there are no easements in place with landowners.

Board members were given a few minutes to review the items to consider prior to making 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.

A roll call vote was taken as follows.

Klumb – aye, Kiner – aye, Buchholz – aye, Bult – aye, Larson – aye, Edinger – absent, Nebelsick - absent. Motion carried.

ADMINISTRATIVELY APPROVED DRAINAGE APPLICATIONS

Administrator Bathke informed the Board there were no administratively approved applications since last meeting.

MISCELLANEOUS ITEMS

Administrator Bathke informed the board the Kibbee Ditch Drainage Project has been completed and we expect the Judge to sign off on dismissing the Bechen lawsuit. In the end, this lawsuit against the City of Mitchell cost Davison County \$84,137 (68%) and the City of Mitchell \$40,502 (32%). The City of Mitchell refused to pay Davison County \$2,762.50 for half the installation costs of the culverts.

SET DATE AND TIME FOR NEXT MEETING

Chairperson Larson set February 20, 2024, at 7:00 p.m. as the next meeting date and time.

ADJOURN

At 7:34 p.m., Chairman Larson adjourned the meeting.

ATTEST

Susan Kiepke, Auditor

Jay Larson, Chairman

Publish Once
Approximate Cost