

LMKP-LID Board of Director's Meeting
January 13, 2021, 3:00 P.M. Teleconference, Minutes (approved)

Agenda:

1. Board members attending, Jim Nigg, David Dunning, Boone Caughey (joined while meeting was in progress), Joe Esser Mark Plencner, Steve Nelson, Denny Davidson, absent, Blair Anderson, Steve Kulik. A quorum is present. Guests attending, Chad Engels, Moore Engineering, George Kuferschmid, Paul Lake, Angela Willenbring, Kerbs Lake.

Old Business:

2. A motion was made by Joe E. with a second from Mark P. to approve the minutes of the November 18, 2020 meeting to include the guests attending of Katie Bertsch of Ohnstad Twitchell Law Firm, Chad Engels of Moore Engineering, Angela Willenbring of Kerbs Lake, Roger Neitzke of Little Mac and George Kuferschmid of Paul Lake. Motion carried 6-0.

New Business:

3. Treasurer's Report, David D. provided the Board with the monthly invoices that needed to be paid which included, Arvig \$80.48, LREC \$1,445.54, Forum, \$23.90, NW Services, \$800.00, Moore Engineering, \$165.00, Ohnstad Twitchell, \$246.00, Precision Locating, \$11.00, OTC Highway Dept., \$342.90, for a total of \$3,114.82. A motion to approve this amount was made by Denny D. with a second from Steve N. motion carried 6-0. David also provided to Board members a reconciliation worksheet along with a Year to Date spreadsheet of LMKP-LID expenses for 2020. This spreadsheet will be posted on the webpage.

David reported on recent discussions he has had with Midwest Bank regarding the interest rate on our Chapter 429 Bond. At the present we have a 3.55% interest rate. Midwest Bank will refinance the bond at 1.75% interest rate. Minnesota State statutes indicate that a financial advisor is needed for bonds above 1.3 million. Our bond will be for less than 1.3 million so Ehlers will not be needed for this transaction. LID attorney John Shockley will prepare the necessary work for the LMKP-LID along with Midwest Bank. John's fee will be \$3500.00 and Midwest Bank's will be \$2500.00. The \$6,000 will be paid from our 429 account. The refinancing will generate about \$119,000 in interest savings. John S. has indicated that present assessment amounts for the residents will not change with the savings realized in reducing the length of the term by about one year. The LID finance committee recommended moving forward with refinancing the Chapter 429 bond with Midwest Bank. A motion was made by Steve N. with a second by Joe E. to have John S. work with Jennifer Ovsak of Midwest Bank to complete the necessary work to refinance the interest rate to 1.75%. Motion carried 6-0.

4. Project Engineer Chad Engel reported that a Public Water Permit Application has been made for a navigational channel between Kerbs Lake and Little McDonald Lake with the Minnesota Department of Natural Resources. This may be a 60 day cycle which includes a public comment period of 30 days and 30 days for the DNR to

complete the review. The application fee was not included and Chad will inquire about this with the DNR.

The channel will have a 14-foot channel bottom, 3-1 side slopes, depth, 4 feet below the Ordinary High Water Level and about 50 feet out each direction for about 100 feet in length for the 4 foot depth to daylight. Necessary land rights have been secured and reported with agenda item 5. A motion was made by Denny D. with a second by Steve N. to approve payment of the application fee to the DNR. Motion carried 6-0.

5. Committee reports.

a. Outlet Operations, Denny D. reported that Mike Kurkowski of Northwest Services turned the pump off on December 16 as Otter Tail County notified him that Little Mac was measured at -.007 inches below Ordinary High Water. He further stated that the system between Paul Lake and Little Mac would remain open as Paul Lake was measured at +2.28 in OHW. The committee recommended that Paul Lake continue to drain down as much as possible and pumps would be turned on again late January or early February if approved by Otter Tail County.

A public notice will be posted in the Perham Focus regarding inconsistent ice conditions on all three LMKP-LID lakes. Denny will work to place warning markers near open water as the pipe empties from Rusch Lake into Little Mac. and near the channel into Kerbs from Little Mac.

b. Kerbs Outlet/Navigational Channel. Angela W. added to Chad E's report that some residents of Kerbs Lake formed a LLC and purchased 250 feet of land east of the 67 foot channel parcel from the Raby family. This property will be used for the placement of construction and channel maintenance spoils.

c. Meyer title transfer. Angela W. stated that the 67- foot channel title has been provided to the LMKP-LID and this parcel of land is being recorded with Otter Tail County. Additional legal fees in the amount of \$613.54 were incurred by the Meyer family. A motion was made by Joe E. with a second by Steve N. to pay this amount. Motion carried 6-0.

6. LMKP-LID tasks:

a. By-Lays update, Blair A. and Mark P. will give a final review of our By-Laws and forward for member approval at the 2021 Annual Meeting.

b. Paul Lake Connection Operation Plan, The Outlet Operations Committee will review this plan and recommend to the Board necessary changes. The original document was written and approved in 2018 before water was flowing and needs changes.

c. Tent Caterpillars. A motion was made by Jim N. with the second from Denny Davidson to approve a contract with Ag-Air for spraying of tent caterpillars in 2021. This is an approved budget item. Boone C. will coordinate the effort.

d. Nomination Committee made up of Board members with terms expiring in July of 2021 will submit a slate of residents willing to be place on the ballot for LID residents to vote on at the 2021 Annual Meeting.

7. Water Levels:

Paul Lake, April 25, 2020,+21 in. ohw, Nov.18,2020,+3.3in. ohw, Dec.16, 2020, +2.28 in. ohw, Freeze-up Dec. 17, 2020.

Little Mac, April 27, 2020, +18 in. ohw, Nov. 18. 2020, +1.25 in. ohw, Dec. 16, 2020,-0.07un. ohw. Freeze-up, Dec. 17, 2020.

8. Next meeting, Wednesday, March 17,2021, 3:00 P.M. Telephone conference.

9. A motion was made by Denny D.to adjourn the meeting, Mark P. provided the second, motion passed 7-0. Meeting adjourned at 3:55 P.M.