

SPINK COUNTY DRAINAGE BOARD
September 10, 2013

The Spink County Drainage Board met Tuesday September 10, 2013 with board members Dave Albrecht, Jeff Albrecht, Cindy Schultz, Pat Kramp, and Craig Johnson present. Also in attendance were Heather Jordan, Planning & Zoning Administrator, Vic Fischbach, States Attorney, Richard Worlie, Danny Miles, Ronald Clemensen, and Kyle Henjum.

Motion was made by Jeff Albrecht to approve agenda seconded by Craig Johnson. Motion carried.
Motion was made by Cindy Schultz to approve minutes from July 2, 2013, second by Jeff Albrecht.
Motion carried.

Richard Worlie, representing Benton Twp. was present and gave a brief three-year historical review of Daelyn Dirksen's dike. Dirksen was supposed to remove the dirt and restore the site to its original grade. Currently, the township board members are not satisfied that this has been done.

Worlie, Danny Miles, Kyle Henjum, and Ronald Clemensen appeared to ask what options the township board had to get Dirksen to comply with their request. Options suggested were to write Dirksen a letter of non-compliance and to set a deadline for compliance.

Clemensen obtained quotes from Jacobs Sand & Gravel for 6,000 yards of dirt that needs to be removed. The cost estimate was \$24,000 for scrapers to move the dirt and \$30,000 for a tandem truck to complete the work. Jacobs Sand & Gravel would be available to do the work Fall 2013 if needed.

Vic Fischbach, State's Attorney attended the meeting and recommended contacting Dirksen's former lawyer Chris White to see who currently is handling the case. Clemensen has a phone conference on 9-10-13 with the Towns and Townships lawyer Jay Leibel to ask about pursuing a fine and what other options may be.

Questions included whether or not this is a Spink County Drainage Board issue, and if Dirksen's dirt is still in the Right-of-Way.

Clemensen signed and submitted a *Petition for Dispute Resolution* form to the Spink County Drainage Board dated September 10, 2013.

Motion was by Craig Johnson to adjourn as Spink County Drainage Board and reconvene as Spink County Commission, second by Pat Kramp. Motion Carried.