

RED LAKE WATERSHED DISTRICT

Monday, January 10, 2022

9:00 a.m.

Agenda

9:00 a.m.	Call to Order	Action
	Review and approve agenda	Action
	Requests to appear	Information
	December 23, 2021 Minutes	Action
	Financial Report dated January 10, 2022 Year End Invoices	Action Action
	2021 General Fund Budget	Information
	Capital Project Fund Transfers	Action
	Manager Appointment	Information
	Election of Board of Officers	Action
	Advisory Committee	Action
	Committees for 2021 (committee list in packet)	Action
	Schedule Board Meetings	Action
	Designate Depositories	Action
	Conflict of Interest Policy Review	Info./Action
	Pine Lake, RLWD Project No. 35-Aeration Permit	Information
	Joint Ditch 100 & Joint Ditch 101 - 10 Year Levee	Info./Action
	Administrators Update	Information
	Legal Counsel Update	Information
	Managers' updates	Information
	Adjourn	Action

UPCOMING MEETINGS

January 10, 2022	RLWD Board Meeting, 9:00 a.m. (note change of date)
January 11-13, 2022	39 th Annual Red River Basin Land & Water International Summit Conference
January 17, 2022	Martin Luther King Holiday-Office Closed
January 27, 2022	RLWD Board Meeting, 9:00 a.m.
February 4, 2022	BWSR NW MN Watershed District Managers Orientation/Refresher Training, Warren
February 10, 2022	RLWD Board Meeting, 9:00 a.m.

DRAFT

RED LAKE WATERSHED DISTRICT
Board of Manager's Minutes
December 23, 2021

President Dale M. Nelson called the meeting to order at 9:00 a.m. at the Red Lake Watershed District Office, Thief River Falls, MN.

Present: Managers: Dale Nelson, Terry Sorenson, LeRoy Ose, Tom Anderson. Gene Tiedemann, Allan Page and Brian Dwight. Staff Present: Myron Jesme and Tammy Audette.

The Board reviewed the agenda. A motion was made by Ose, seconded by Page, and passed by unanimous vote that the Board approve the agenda. Motion carried.

The Board reviewed the December 9, 2021, minutes. Motion by Sorenson, seconded by Anderson, to approve the December 9, 2021, Board meeting minutes as presented. Motion carried. Manager Dwight abstained.

The Board reviewed the Financial Report dated December 22, 2021. Motion by Tiedemann, seconded by Ose, to unanimously approve the Financial Report dated December 22, 2021. Motion carried. Administrator Jesme stated that BWSR staff completed a full audit on the 2018 Red Lake River 1W1P, RLWD Project No. 149 Grant. Discussion was held on the agreement between the SWCD's and the District as the Fiscal Coordinator for the project. Manager Tiedemann stated that the SWCD's assured they will help assist with making the financial process smoother.

Motion by Dwight, seconded by Sorenson, to grant Administrator Jesme the authority to disperse payment for additional invoices received for year-end billing purposes. Motion carried.

Staff member Ann Joppru stated that the District received a dividend in the amount of \$2,286 from the League of Minnesota Cities Property Casualty Program. This check will be deposited in the General Fund account.

Staff member Ann Joppru stated that the District received a premium audit adjustment in the amount of \$413 from the League of Minnesota Cities Workers Compensation. This check will also be deposited in the General Fund account.

Motion by Tiedemann, seconded by Ose, to authorize the release of securities from \$4 million to \$2 million at Northern State Bank. Motion carried.

The Board reviewed a Letter of Credit from American Federal Bank in the amount of \$1.5 million.

Staff member Ann Joppru stated that as of January 1, 2022, the Federal Allowable Mileage rate will increase to .585 cents per mile.

Staff member, Ann Joppru, reviewed the General Fund Budget as of December 22, 2021. Administrator Jesme stated that the balance in the Office Equipment will not be used as the District is not purchasing accounting software, as the billing for most software has shifted to monthly installments versus outright purchase of the software as we have seen in the past. This allows automatic updates to the programs to be installed regularly, as needed by the software company.

The Board reviewed the Capital Project Fund Transfers as of December 22, 2021. After discussion by the Board, motion by Sorenson, seconded by Tiedemann, to approve the Capital Project Fund Transfers as of December 22, 2016, as proposed, with adjustments to be made following final payroll and payments of the year, and year end interest allocation. Motion carried.

The Board reviewed the disposal of property list. Motion by Tiedemann, seconded by Anderson, to declare the listed property as surplus and of no value to the District, and to properly dispose of the property listed. Motion carried.

The Board reviewed correspondence from the Campaign Finance and Public Disclosure Board.

Administrator Jesme reviewed the summary of expenses for the Thief River Falls Westside Flood Damage Reduction Project, RLWD Project No. 178 and invoices submitted to the Pennington County Highway Department and the City of Thief River Falls for their share of the project cost. Discussion was held on the amount to be charged to the Water Management District (WMD). Jesme stated that the District had originally committed to \$500,000, with landowners within the WMD paying the balance based on volume of runoff. The WMD will also be responsible for future maintenance costs. Motion by Dwight, seconded by Ose, that the District will pay up to \$1.85 million of project costs for the construction of the Thief River Falls Flood Damage Reduction Project, RLWD Project No. 178. Motion carried. Discussion was held setting a levy amount to the WMD for future maintenance. Motion by Dwight, seconded by Sorenson, to levy \$100,000 to the Water Management District for future maintenance purposes for the Thief River Falls Westside Flood Damage Reduction Project, RLWD Project No. 178. Motion carried. Administrator Jesme stated that Pennington County will set up the levy to the landowners on their tax statements. The following bids were received for the purchase of 5.88 acres of property owned by the District for the Thief River Falls Westside Flood Damage Reduction Project, RLWD Project No. 178: Tom Greelis, \$20,500; Pete Carlson, \$7,520, True North Equipment Co. \$200,000.

The Board recessed for a 10-minute break to allow for Jesme to contact the two highest bidders to inquire if they wished to have a chance to raise their bids in \$1,000 increments as advertised. The meeting reconvened after a 10-minute break. Administrator Jesme indicated that he had spoken to Tom Greelis, who indicated that he did not wish to raise his bid. Motion by Ose, seconded by Page, to accept the highest bid from True North Equipment Co. for the purchase of 5.88 acres located in the NW1/4, Section 32, North Township, Pennington County at a price of \$200,000 for the Thief River Falls Westside Flood Damage Reduction Project, RLWD Project No. 178. Motion carried.

Administrator Jesme discussed the need to have separate project numbers for the impoundment and the diversion ditches for the Black River Impoundment Project, RLWD Project No. 176. During the hearing process for the project, it was stated that the impoundment and the outlet channel to the Black River would be the responsibility of the District, therefore using RLWD Project No. 176. It was also indicated during the hearing that the three diversion ditches would be the responsibility of the Water Management District. Motion by Page, seconded by Tiedemann, to name the three diversion ditches as RLWD Ditch No. 18, RLWD Project No. 176A, and the impoundment and outlet to the Black River to remain as RLWD Project No. 176. Motion carried.

The Board reviewed an itemized worksheet for the installation of side water inlet (SWI) culverts located in Marshall County. The Marshall SWCD is requesting their 2021 Erosion Control Funds, RLWD Project No. 164, appropriation for the installation of SWI's. Motion by Ose, seconded by Page, to approve payment in the amount of \$12,500 from the District's 2021 Erosion Control Funds, RLWD Project No. 164, to the Marshall SWCD. Motion carried.

Administrator Jesme stated that when staff member Nate Koland started with the District, he was enrolled in an online GIS course through the Itasca Community College and now has enrolled in an advanced course. Jesme indicate that staff members Tony Olson and Christina Slowinski are also interested in taking the entry level GIS course that Nate recently completed. Motion by Tiedemann, seconded by Anderson, to authorize the enrollment of Olson and Slowinski in GIS courses through the Itasca Community College. Motion carried.

Administrators Update:

- Jesme (virtually) and Managers Ose, Anderson, Sorenson, Page and Tiedemann (live) attended the RRWMB Legislative session on December 14, 2021, in Ada. Jesme and Ose also participated in the RRWMB monthly meeting following the legislative session.
- Staff member Joppru is continuing to work with Brady Martz and Associates on implementing the new accounting software.
- The MAWD Legislative Committee met via Zoom on December 15th to review existing and new resolutions and to prepare recommendations for a final platform for the 2022 season. Included in the packet was the resolution hearing results as well as the MAWD Awards for 2021.
- Jesme met with MnDNR and HDR Engineering, Inc. staff to review the Knutson Dam plans as well as recommended replacement to the structure.
- The Red Lake River 1W1P Advisory Committee met on December 15th to review projects and receive updates. The Policy Committee met to review final billing for the 2018 Watershed Based Grant as well as progress on the 2020 funding.
- The Clearwater River 1W1P Planning Workgroup met on December 15th to discuss the plan development.
- The Mud River Restoration Project Work Team met on December 17th at the District office. Discussion was held on the Purpose and Need Statement.
- Included in the packet was the Winter 2021 Agassiz Environmental Learning Center newsletter.

Red Lake Watershed District

December 23, 2021

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Manager Dwight discussed the Beltrami SWCD concerns with human waste being left behind on Upper Red Lake during ice fishing season. The SWCD is working on a Pilot Project to hopefully prevent the issue.

Motion by Ose, seconded by Sorenson, to adjourn the meeting. Motion carried.

LeRoy Ose, Secretary

RED LAKE WATERSHED DISTRICT
Financial Report for January 10, 2021

Ck#	Check Issued to:	Description	Amount
online	EFTPS	Withholding for FICA, Medicare, and Federal taxes	1,069.85
online	MN Department of Revenue	Withholding taxes	142.36
online	Further	HSA & FSA (Dec 29)	215.96
online	EFTPS	Withholding for FICA, Medicare, and Federal taxes	4,062.92
online	MN Department of Revenue	Withholding taxes	735.74
online	Public Employees Retirement Assn.	PERA	2,687.99
online	EFTPS	Withholding for FICA, Medicare, and Federal taxes	1,885.02
online	MN Department of Revenue	Withholding taxes	274.91
online	Public Employees Retirement Assn.	PERA	1,386.49
online	Further	Medical FSA	184.16
online	Further	HSA & FSA (Dec 31)	215.96
39260	Tammy Audette	Cleaning Office	160.00
39261	Cenex Credit Card	Gas for Vehicles	40.22
39262	Delta Dental	Employee Benefit	685.00
39263	Ihle Sparby & Haase PA	Legal Fees	1,440.00
39264	Brent Klamar	Mileage for Meeting Proj #180C	44.80
39265	Red River Watershed Mgmt Board	2nd half taxes	824,332.31
39266	Marco	Telephone Expense	343.87
39267	Matrix Trust Company	Deferred Comp	461.75
39268	Marshall Co. SWCD	1W1P Admin Expense	1,389.60
39269	NCPERS Group Life Ins	Life Insurance for Employees	128.00
39270	Northern Motors	New tires and bumper for vehicle #937	1,929.78
39271	Office Depot	Laser Printer and ink	406.24
39272	Pennington Co. Recorder	Easement for Tom Scholin	46.00
39273	Pennington Co. Treasurer	Easement for Sorvig	126.77
39274	Pennington Co. SWCD	1W1P Admin Expense	1,495.80
39275	Pitney Bowes Postage	Rental fee of postage machine	84.00
39276	Premium Waters	H2O for office	54.25
39277	Red River Basin Commission	RRB Summit Conference	1,000.00
39278	Tammy Sandness	Cleaning Office	65.00
39279	James Sparby	Mileage for Meeting Proj #180C	44.80
39280	Sun Life Financial	Life Insurance for Employees	147.84
39281	Gene Tiedemann	Mileage	156.80
39282	Michael and Karen Knott	Complete repairs Proj #161	500.00
online	Quick Books	Accounting Software Fees	198.03

Payroll

Check #12395-12417	-
	25,909.58
Total Checks	\$ 874,051.80

Banking

Northern State Bank

Balance as of December 23, 2021	\$ 540,163.51
Total Checks Written	(874,051.80)
Receipt #224054 State of Minnesota- Market Value, Disparity Ad & CPL Grant	127,905.60
Receipt #224062 transfer from American Federal Bank	300,000.00
Receipt #224065 Interest	135.33
Balance as of January 10, 2022	<u>\$ 94,152.64</u>

Current interest rate is .20%

American Federal Bank-Fosston

Balance as of December 23, 2021	\$ 2,337,463.02
Receipt #224055 Red River Mgmt Board - reimbursement for refreshments	21.98
Receipt #224056 Marshall County - 2nd half Riparian Aid	1,278.00
Receipt #224057 Pennington County - 2nd half Riparian Aid	3,178.50
Receipt #224058 Polk County - Reimbursement for time Proj 41	4,464.02
Receipt #224059 Clearwater County - 2nd half Riparian Aid	6,390.50
Receipt #224060 Polk County - In-lieu settlement PILT	9,783.78
Receipt #224061 Paul & Dell Hoff - rent payment Proj #121	6,231.63
Receipt #224062 Transfer of funds to Northern State Bank	(300,000.00)
Receipt #224063 Sanderson - Dental - January	56.95
Receipt #224064 Novak - Dental January	113.90
Receipt #224066 Interest	921.93
Balance as of January 10, 2022	<u>\$ 2,069,904.21</u>

Current interest rate is .50%

2021 GENERAL FUND BUDGET

as of December 31, 2021

(unaudited)

	2021 BUDGET	2021 Exp TO 12-31-21	(over) under
Manager's fees, salaries	40,000.00	27,250.00	12,750.00
Board of Manager's expense	24,200.00	10,972.43	13,227.57
Staff salaries	558,000.00	524,081.57	33,918.43
Payroll taxes	42,687.00	39,548.77	3,138.23
Employee benefits	85,000.00	73,019.77	11,980.23
Travel and meetings(inc. mileage & exp.)	5,000.00	3,105.61	1,894.39
Audit	9,450.00	9,450.00	0.00
Legal	16,000.00	11,326.00	4,674.00
Office supplies	20,000.00	14,663.23	5,336.77
Office equipment	30,000.00	2,673.74	27,326.26
Appraiser/Viewer Expense	2,000.00	0.00	2,000.00
Professional services	20,000.00	21,097.03	(1,097.03)
Dues and subscriptions	10,000.00	13,088.37	(3,088.37)
Insurance and bonds	30,000.00	42,270.00	(12,270.00)
Repairs and maintenance-Building	15,000.00	10,028.75	4,971.25
Utilities	12,000.00	8,688.16	3,311.84
Advertising and publications	4,000.00	10,148.24	(6,148.24)
Telephone	13,000.00	9,758.38	3,241.62
Vehicle expense and maintenance	15,000.00	16,671.58	(1,671.58)
Engineering supplies	3,000.00	1,195.83	1,804.17
Engineering equipment	40,000.00	39,037.09	962.91
Interest	0.00	1,892.75	(1,892.75)
TOTAL	994,337.00	889,967.30	104,369.70
Less: Overhead	837,000.00	758,169.71	(78,830.29)
Less: Miscellaneous revenue	7,000.00	10,907.40	3,907.40
General Fund Budget	150,337.00	120,890.19	29,446.81

January 1, 2021 Beg. Balance	212,187.05	212,187.05
County levies revenue	0.00	149,614.78
Gross balance with revenue		361,801.83
Less net expenses		(120,890.19)
Subtotal- General Fund w/o interest		<u>240,911.64</u>
Plus interest earned-(General Funds only)		3,186.86
General Fund Balance 12-31-21		<u><u>244,098.50</u></u>

Red Lake Watershed District
Balances as of December 31,2021

1	2	3	4	5
Proj. #	Project Name	YTD Expenses	Fund Balance	Recommended Transfer
001E	Website	8,806.49	(7,306.49)	7,306.49
9	TO Proj. 15		935.31	(935.31)
13	Moose River	15,585.50	(15,585.50)	15,585.50
16	Baird Beyer Dam	250.46	(250.46)	250.46
21	Stream Gaging	18,611.18	(18,611.18)	18,611.18
24	Culvert Sizing	3,226.35	(3,226.35)	3,266.35
25	Schirrick Dam	15,153.88	(15,153.88)	15,153.88
26	Pine Lake PWT	4,903.28	(443,934.34)	443,934.34
26A	Little Pine Lake	334.50	(334.50)	334.50
26B	Pine Lake FDR	455,093.68	(531,260.50)	0.00
31	Hydrologic Analysis	51,969.46	(51,969.46)	51,969.46
37	Emergency Fund	0.00	116,439.86	0.00
40	RRWMB	8,258.33	(8,258.33)	8,258.33
43A	Burnham Creek BR6	41,396.29	(22,776.08)	0.00
46	Water Quality	137,884.90	(137,884.90)	137,884.90
46Q	TRF Oxbow Restore	686,165.73	(561,165.73)	0.00
46R	RL RVR 319 Grant	59,710.55	(59,710.55)	59,710.55
50	Maintenance on dams	1,234.94	(1,234.94)	1,234.94
50A	Odney Flaot Dam	200.48	(200.48)	200.48
50B	Latundresse Dam	224.82	(224.82)	224.82
50C	Miller Dam	350.64	(350.64)	350.64
50D	Seeger Dam	150.28	(150.28)	150.28
50F	Knutson Dam	331.96	(331.96)	331.96
50G	Thibert Dam	462.59	(462.59)	452.59
60C	Euclid East Impoundment	72,908.13	(72,908.13)	72,908.13
60D	Brandt Impound.	3,909.21	(3,909.21)	3,909.21
60E	Brandt Channel	1,227.87	(1,227.87)	1,227.87
60F	Grand Marais Restoration	2,139.98	(2,139.98)	2,139.98
60FF	Grand Marais Cut Channel	303.55	(303.55)	303.55
81	Parnell Impoundment	8,225.32	(3,981.52)	3,981.52
82F	Clearwater Nonpoint-Public Education	28,528.37	(28,528.37)	28,528.37
90	Permit	113,789.60	(113,789.60)	113,789.60
92	Project Development	164,285.62	(164,285.62)	164,285.62
92A	RRB Long Term Flood Control Studies	4,919.70	(4,919.70)	4,919.70
121	Louisville Parnell	2,202.37	4,029.26	(4,029.26)
122A	Challenger realignment	31.07	(31.07)	31.07
129	Ring dikes	2,710.92	(4,233.96)	4,233.96
129AR	Schaumburg Ring Dike	17.67	(3,224.65)	0.00
129AS	Threat Ring Dike	140,020.14	(143,635.05)	0.00
129AT	Ste Marie Ring dike	569.04	(1,236.32)	0.00
129AU	Nelson Ring Dike	27,511.55	(17,870.47)	0.00
129AV	Larson Ring Dike	39,241.85	(32,502.12)	0.00
129AW	Sorum Ring Dike	1,440.42	(1,440.42)	0.00
133C	BWSR Site 1	313.22	(313.22)	313.22
145	GIS	57,590.73	(57,590.73)	57,590.73
147	Wetland Banking	2,180.27	(2,180.27)	2,180.27
149	Red Lake 1W1P	394,616.57	177,602.72	0.00

149A	Thief River 1W1P	229,054.77	(43,730.03)	0.00
149AA	Thief River PTMapp grant	899.47	5,185.05	(5,185.05)
149B	Clearwater Rvr 1W1P	16,327.13	(17,674.38)	0.00
154	Parnell Storage Site	4,179.55	(4,179.55)	4,179.55
157	TMDL	148.39	(148.39)	148.39
164	Erosion Control Projects	61,299.58	(61,299.58)	61,299.58
167A	Drainage Inv. & Insp.	4,326.67	(4,326.67)	4,326.67
176	Black River Impoundment	2,591,795.36	(4,204,750.28)	0.00
178	TRF Westside FDR	1,150,661.63	(3,476,069.46)	0.00
180A	Agassiz NWR Wetland Grant	5,688.40	(5,882.87)	5,882.87
180B	Agassiz NWR JD 11 Silt Removal	96.24	(96.24)	96.24
180C	Mud River Pwt	9,487.20	(9,487.20)	0.00
	TOTALS	6,652,953.85	(10,064,088.24)	1,291,338.13

Proj 15 Balance in Capital Projects Funds (Admin. Construction fund) as of 12-31-21 11,347,418.84

Net balance (Sum of Column 4 less Capital funds balance) as of 12-31-21 **1,283,330.60**

Proj. 15 after transfers:
Balance after all transfers:

RLWD Advisory Committee

John A. Nelson, Walker Brook Area
Steve Holte, Thief River Area
John Ungerecht, Upper Red Lake Area
Dan Schmitz, Black River Area
John Gunvalson, Clearwater River Area
Roger Love, Grand Marais Area
Dave Rodahl, Thief River Area
Shane Bowe, Red Lake Band of Chippewa Indians
Loiell Dyrud, Thief River Area
Curt Beyer, Black River Area
Greg Dryrdal, Black River Area
Wayne Larson, Moose River Area
Elroy Aune, Moose River Area
Steve Linder, Clearwater River Area
Gary Mathis, Lost River Area
Jeep Mattson, Grand Marais/Red Area
Trent Stanley, Thief River Area
Jim Sparby, Thief River Area
Dave Dalager, Pine Lake Area
Wayne Skoe, Upper Red Lake Area
Jake Martell, Hill River Area
Larry Peterson, Gully Sportsman's Club
Jim Counter, Pennington County Sportsman's Club
Mark Larson, Upper Clearwater River Area

Red Lake SWCD
Tanya Hanson

West Polk SWCD
Nicole Bernd

Pennington SWCD
Peter Nelson
Greg Hilgeman

Marshall SWCD

Beltrami SWCD
Zach Gutnecht

East Polk SWCD
Rachel Klein

Clearwater SWCD

Advisory Committee Members

Black River Area

*Dan Schmitz, RLF
Curt Beyer, RLF
Greg Dyrdal, TRF

Moose River Area

Wayne Larson, Middle River
Elroy Aune, Gatzke

Burnham Creek Area

Clearwater River Area

Steve Linder, Oklee
*John Gunvalson, Gonvick
Mark Larson

Lost River Area

Gary Mathis, Gonvick

Grand Marais/Red Area

Jeep Mattson, EGF

Poplar River Area

Clearwater Lake Area

Thief River Area

*Dave Rodahl, TRF
Trent Stanley
*Steve Holte
Jim Sparby

Walker Brook Area

*John A. Nelson, Clearbrook

Pine Lake Area

Dave Dalager

Red Lake River Area

Upper Red Lake Area

*John Ungerecht, Northome
Wayne Skoe

Hill River Area

Jake Martell, Oklee

*Overall Advisory Committee Members

2022 Board Committees

Red River Watershed Management Board (RRWMB)

LeRoy Ose-Delegate (2021 1st year of a 3-year term)
Gene Tiedemann-Alternate
Dale Nelson (10/10/19)

Minnesota Association of Watershed Districts

LeRoy Ose-Delegate
Gene Tiedemann-Delegate
Allan Page-Alternate

Budget and Salary Committee

Terry Sorenson
Dale Nelson
Brian Dwight

Grand Marais Creek Joint Powers Board

Dale M. Nelson
Gene Tiedemann
Allan Page
Terry Sorenson-Alternate

Judicial Ditch 72 Joint Ditch Board

Terry Sorenson
Tom Anderson

Pine Lake Area Project Work Team

Terry Sorenson
Tom Anderson
Brian Dwight-Alternate

Four-Legged Lake Project Work Team

Terry Sorenson
Tom Anderson
Brian Dwight-Alternate

Black River Impoundment Project Work Team

Dale M. Nelson
Allan Page
Gene Tiedemann-alternate

20% Flood Reduction Committee

Dale M. Nelson
LeRoy Ose
Gene Tiedemann

Red Lake River One Watershed One Plan (1W1P)

Gene Tiedemann-Policy Committee
Dale Nelson-Alternate
Dale Nelson-Advisory Committee
Allan Page-Advisory Committee

Thief River One Watershed One Plan (1W1P)

LeRoy Ose-Policy Committee
Dale M. Nelson-Alternate
Dale M. Nelson-Advisory Committee
Brian Dwight-Advisory Committee

Blackduck Lake Structure Joint Powers Board

Brian Dwight
Tom Anderson

Permit Rules and Regulations (10/24/19)

Brian Dwight
Allan Page
Gene Tiedemann

Clearwater River 1W1P (10/8/20)

Terry Sorenson-Policy Committee Delegate
Tom Anderson-Policy Committee Alternate
Allan Page-Advisory Committee

Mud River Project Restoration

LeRoy Ose

Conflict of Interest Policy

The Board of Managers hereby adopts for themselves and successor Managers the following guidelines in an effort to avoid real and perceived conflicts of interest and to enhance the credibility of the District's actions:

1. All Managers shall comply with MSA Sec. 471.87. No Manager shall have a personal financial interest in any sale, lease, or contract entered into by the Board as it applies to MSA Sec. 471.87.
2. Disclosure. At the beginning of the discussion on any subject, all Managers shall disclose any potential conflict of interest and/or direct pecuniary interest they may have. Examples of matters which should be disclosed by the Managers include:
 - a. They own land which may be assessed.
 - b. They own land which may benefit or be damaged other than by a direct tax.
 - c. They have close relatives who have lands as described in (a) and (b) above, and that said relationship is such that it may affect their judgment.
 - d. They have close friends or business associates who have lands as described in (a) and (b) above, and that said relationship is such that it may affect their judgment.
 - e. They are a public officer, such as a township officer, which has potential interest or that may be affected by said project.
3. All Managers shall abstain from Board discussion and voting on any resolution that involves a direct pecuniary interest.
4. Each Manager shall use his own judgment in other situations and when in doubt should probably abstain from discussion and voting.
5. To avoid the appearance of wrongdoing, it is suggested that a Manager should remove himself from the Manager's chair and sit in the audience when he wishes to participate in a public discussion, particularly a public meeting on subjects where he may have a direct conflict of interest.
6. To the extent applicable, the Watershed staff is instructed to follow the above guidelines.

Adopted March 11, 1992

Amended April 8, 2010

I have reviewed this policy and agree to abide by these rules.

Signed _____ Dated _____

AERATION PERMIT - ICE COVER
EXPIRATION DATE: SEPTEMBER 30, 2022

On the basis of statements and information contained in the permit application, letters, maps, and plans submitted by the applicant and other supporting data, all of which are made part hereof by reference, **PERMISSION IS HEREBY GRANTED** to the applicant to perform actions as authorized below.

Project Name:	County: Clearwater	Resource (Lake ID): Pine (15014900)
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Authorized Action:

Aerate water body to Prevent winterkill of fish.

System Type(s):

- 1 Bubbler/Diffuser (0.75 hp). Permanent? Yes. System Address: Pine Lake public access MN

Periods during which this system may be operated: Ice Cover only.

Permanent installation

Primary Permittee:

Red Lake Watershed District
1000 Pennington Ave. S
Thief River Falls, MN 56701
(218) 681-5800

Open Water Area Location(s):

Number of open water areas: 1
- UTM zone 15N, 311394m east, 5286350m north;
T149N-R38W-S22 Meandered water body
(Size: 500 ft. x 300 ft.)

Primary Permittee Contact (permit contact):

Nick Olson
1000 Pennington Ave South
Thief river falls, MN 56701
nick.olson@redlakewatershed.org

Operator:

Gully Area Sportsman's Club
12350 516 St
Gonvick, MN 56644
(218) 791-5577

Operator Contact:

Larry Peterson
12350 516 St
Gonvick, MN 56644

Issued Date: 12/29/2021	Effective Date: 01/03/2022	Expiration Date: 09/30/2022	
Authorized Issuer: Tom Hovey	Title: Water Regulations Unit Supervisor	Email Address: tom.hovey@state.mn.us	Phone Number: 651-259-5654

This permit is granted **subject to** the following **CONDITIONS:**

OPERATION PERIOD: Aeration systems authorized under this permit will be operated only during the period specified above. The permittee may request an extension of the operation permit by submitting a written request, stating the reason thereof, to the Commissioner of Natural Resources.

Conditions (continued):

APPLICABLE FEDERAL, STATE, OR LOCAL REGULATIONS: The permittee is not released from any rules, regulations, requirements, or standards of any applicable federal, state, or local agencies; including, but not limited to, the U.S. Army Corps of Engineers, Board of Water and Soil Resources, MN Pollution Control Agency, watershed districts, water management organizations, county, city and township zoning.

NOT ASSIGNABLE: This permit is not assignable by the permittee except with the written consent of the Commissioner of Natural Resources.

NO CHANGES: The permittee shall make no changes, without written permission or amendment previously obtained from the Commissioner of Natural Resources, in aeration system type, location, or operation period authorized hereunder.

SITE ACCESS: The permittee shall grant access to the site at all reasonable times during and after construction to authorized representatives of the Commissioner of Natural Resources for inspection of the work authorized hereunder.

TERMINATION: This permit may be terminated by the Commissioner of Natural Resources at any time deemed necessary for the conservation of water resources of the state, or in the interest of public health and welfare, or for violation of any of the conditions or applicable laws, unless otherwise provided in the permit.

WRITTEN CONSENT: In all cases where the operation of an aeration system by the permittee involves the taking, using, or damaging of any property rights or interests of any other person or persons, or of any publicly owned lands or improvements thereon or interests therein, the permittee, before proceeding, shall obtain the written consent of all persons, agencies, or authorities concerned, and shall acquire all property, rights, and interests needed for aeration system operation.

PERMISSIVE ONLY / NO LIABILITY: This permit is permissive only. No liability shall be imposed by the State of Minnesota or any of its officers, agents or employees, officially or personally, on account of the granting hereof or on account of any damage to any person or property resulting from any act or omission of the permittee or any of its agents, employees, or contractors. This permit shall not be construed as estopping or limiting any legal claims or right of action of any person other than the state against the permittee, its agents, employees, or contractors, for any damage or injury resulting from any such act or omission, or as estopping or limiting any legal claim or right of action of the state against the permittee, its agents, employees, or contractors for violation of or failure to comply with the permit or applicable conditions.

INVASIVE SPECIES - EQUIPMENT DECONTAMINATION: All equipment intended for use at an aeration site must be free of prohibited invasive species and aquatic plants prior to being transported into or within the state and placed into state waters. All equipment used in designated infested waters, shall be inspected by the Permittee or their authorized agent and adequately decontaminated prior to being transported from the worksite. The DNR is available to train inspectors and/or assist in these inspections. For more information refer to the "Best Practices for Preventing the Spread of Aquatic Invasive Species" at http://files.dnr.state.mn.us/publications/ewr/invasives/ais/best_practices_for_prevention_ais.pdf. Contact your regional Invasive Species Specialist for assistance at www.mndnr.gov/invasives/contacts.html. A list of designated infested waters is available at www.mndnr.gov/invasives/ais/infested.html. A list of prohibited invasive species is available at www.mndnr.gov/invasives/laws.html#prohibited.

NO WORK AFFECTING BED OF PUBLIC WATERS: Operation or installation of an aeration system must not affect the course, current, or cross-section of public waters. Excavation and fill of public waters is not allowed under this permit.

AQUATIC VEGETATION: Aeration systems must not be used to uproot aquatic or riparian vegetation.

HOLD HARMLESS: Permittee agrees to assume the entire responsibility and liability for all damages or injury to all persons and to all property arising out of, resulting from, or in any manner connected with the design, construction, installation, operation, maintenance, supervision, or inspection of the permitted aeration system. Permittee agrees to indemnify, defend, and hold harmless the State of Minnesota, its agents and employees from all claims, damages, or injury except those arising from the state's own negligence to the extent authorized by Minnesota Statutes Section 3.736 of the Minnesota Tort Claims Act. This indemnity agreement includes, but is not limited to, claims that the permittee was negligent or otherwise liable for allowing, designing, constructing, installing, operating, inspecting, maintaining, supervising, or approving the permitted aeration system, or failing to do so.

WARNING SIGNS: Each public access point and other areas commonly used by the public for access to the lake will be posted with conspicuous signs stating that an aeration system is in use and the marked areas of the lake should be avoided.

Conditions (continued):

THIN ICE SIGNS: The perimeter of the area of thin ice and open water will be marked with signs placed at a height of four to six feet in a rectangular pattern at each corner of the open water. Additional signs will be posted between the corner signs so that a sign is posted at least every 100 feet. The signs must be diamond shaped and at least 18 inches in height and 14 inches wide with a two inch wide orange border with black lettering on a white background with the warning "Thin Ice".

INSPECTIONS: Permittee must inspect system for compliance with permit conditions at least once every seven days.

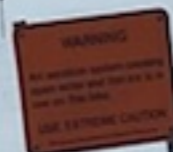
PUBLIC NOTICE: The permittee must give advance public notice of the commencement of operation of the aeration system during periods of ice cover by publishing the location and date of commencement of operation of the system in a newspaper of general circulation in the area where the system is to be operated, at least two times between five and 60 days prior to commencement of operation.

FINANCIAL RESPONSIBILITY: All permittees, except those operating an aeration system in public waters without public access, where the permittee owns all land riparian to the public water, or all of the possessory rights to the land riparian to the public water, or has leased all access rights to the public water, and state agencies subject to the State Tort Claims Act or municipalities subject to the Minnesota State Tort Claims Act, must provide proof that the permittee is financially able to meet any liability that should arise from the presence or operation of the system. This will be done by Posting a bond for \$500,000 or providing a certificate of insurance for the current period of operation. An insurance policy of \$500,000 combined single limit (minimum) coverage must be in effect until a certificate is issued, at which time the certificate must be delivered to the Aeration permit coordinator. If the policy is cancelled before a scheduled expiration date, the Commissioner must be notified at least ten days before such cancellation.

WAIVER FOR PUBLIC WATERS WITHOUT ACCESS: If the permitted public water does not have public access and the permittee owns all of the riparian land or all of the possessory rights to the riparian lands then the permittee is not required to post warning signs at access points, give advance public notice of the commencement of operation, or provide proof of financial responsibility.

DNR NOTIFICATION: The permittee shall notify the DNR when the aeration system is started, by logging in to MPARS or notifying the Aeration Program Coordinator.

ec: Robert Ekstrom, Permit Lead
Wendy Selmo, FSH Region 1 - Support Staff
Alicia Kelly, FSH Region 1 - Support Staff
Dave Schotzko, DNR PAT Area Supervisors, Area 1A – housed at Lake Bemidji State Park
Brent Mason, Aeration - EWR Work Area Staff, Bemidji
Robert Ekstrom, Aeration - APM Work Area Staff, Bemidji APM
Ted Sledge, DNR Regional Fisheries Managers, Northwest Region - Bemidji
Henry Drewes, DNR Regional Fisheries Managers, Northwest Region - Bemidji
Erik Thorson, DNR Wildlife, Park Rapids
Edie Evarts, DNR Fisheries, Bemidji Area
Tim Gray, Conservation Officers, Bagley



Red Lake Watershed District
Pine Lake - Clearwater County
Oxygen Testing done by Sportsmans Club

DATE	12/12/2021	12/19/2021	12/26/2021
SITE 1 - NE			
Bottom 9 ft	6.50	7.2	7.7
9 foot	6.50	7.2	7.7
6 foot	17.30	17.3	18.1
3 foot	18.55	18.8	19.2
AVG.	12.21	12.63	13.18
SITE 2 - SE			
Bottom 9 ft	10.85	9.8	9.24
9 foot	10.85	9.8	9.24
6 foot	12.50	13.6	11.31
3 foot	17.10	15.55	15.46
AVG.	12.83	12.19	11.31
SITE 3 - SW			
Bottom 10 FT	16.15	17.1	13.82
9 foot	17.19	17.6	16.2
6 foot	18.15	18.65	19.07
3 foot	18.80	19.45	19.65
AVG.	17.57	18.20	17.19
SITE 4 - NW			
Bottom 10 FT	13.50	11.5	11.07
9 foot	14.68	11.5	11.2
6 foot	16.97	13.66	14.5
3 foot	18.30	17.2	16.83
AVG.	15.86	13.47	13.40

SD 61 Redetermination Cost	\$33,575.52
JD 72 Redetermination Cost	\$40,373.79
SD 61 & JD 72 Total Redetermination Cost	\$73,949.31

JD 72 (27.65%) of Total	\$20,446.98
SD 61 (72.35%) of Total	\$53,502.33
+ SD 61 Red Lake Watershed Bill	\$4,464.02
SD 61 Total	\$57,966.35

JD 100 Cost Split	
JD 100 (50% of JD 72 Total)	\$10,223.49
JD 100 Polk (68.23%)	\$6,975.49
JD 100 Clearwater (31.77%)	\$3,248.00
JD 100 Total Damages	\$17,721.75
Polk (68.23% of Damages)	\$12,091.55
Clearwater (31.77% of Damages)	\$5,630.20
Polk JD 100 Total Assessment	\$19,067.04
Clearwater JD 100 Total Assessment	\$8,878.20
Total Assessment	\$27,945.24
% Ratio	5.644181%

JD 101 Cost Split	
JD 101 (50% of JD 72 Total)	\$10,223.49
JD 101 Polk (7.75%)	\$792.32
JD 101 Clearwater (92.25%)	\$9,431.17
JD 101 Total Damages	\$29,211.66
Polk (7.75% of Damages)	\$2,263.90
Clearwater (92.25% of Damages)	\$26,947.76
Polk JD 101 Total Assessment	\$3,056.22
Clearwater JD 101 Total Assessment	\$36,378.93
Total Assessment	\$39,435.15
% Ratio	8.920911%

Polk CD 200 Total Cost Breakdown	
Polk CD 200 Redetermination Cost	\$57,966.35
Polk CD 200 Damages	\$98,968.50
Polk Total Assessment	\$156,934.85
% Ratio	6.34%