

RED LAKE WATERSHED DISTRICT
Board of Manager's Minutes
November 23, 2010

Present were: Managers Dale M. Nelson, Orville Knott, Lee Coe, LeRoy Ose, Gene Tiedemann, Kelly Nordlund and Albert Mandt. Staff Present: Myron Jesme and Tammy Audette and Legal Counsel Delray Sparby.

The Board reviewed the agenda. A motion was made by Coe, seconded by Nordlund, and passed by unanimous vote that the Board approve the agenda.

Tammy Audette read the minutes of November 9, 2010. A motion was made by Knott, seconded by Tiedemann, and passed by unanimous vote that the Board approve the minutes as printed.

The Board reviewed the Financial Report and Investment Summary dated November 22, 2010. Motion by Tiedemann, seconded by Mandt, and passed by unanimous vote that the Board approve the Financial Report and Investment Summary dated November 22, 2010.

The Board reviewed plans for a rain garden to be installed near the northwest corner of the District office. It was the consensus of the Board to have staff members obtain quotes and report back to the Board.

Engineer Nate Dalager, HDR Engineering, Inc. discussed the Water Management District Plan Petition and Memo to be submitted to BWSR for the Thief River Falls Flood Damage Reduction Project, RLWD Project No. 171A. Dalager stated that Administrator Jesme, Legal Counsel Sparby and Brian Dwight, BWSR reviewed both documents and Dalager suggested that the District should submit them to the local governmental units.

Nate Dalager discussed the Red River Basin Retention Study that was requested and partially funded by the Red River Basin Commission to reduce flows into the Red River that flow through Crookston by 20%. Impoundments constructed after the 1997 flood event will be taken into consideration. Dalager stated that storage would not be taken into consideration for the Moose River Impoundment, Good Lake Impoundment, Agassiz National Wildlife Refuge and Elm Lake WMA since they were constructed prior to the 1997 flood event. Motion by Ose, seconded by Tiedemann, to authorize Dalager to complete an analysis of all impoundments constructed before and after 1997 within the District to determine what percent of flows have been reduced within our entire Watershed District and not just what flows through the Crookston gauge. Motion carried.

Staff members Gary Lane and Loren Sanderson discussed a drainage dispute located in Pine Lake Township, Clearwater County. Lane discussed culverts located along the township road and dikes that were installed in a drainage ditch preventing water from flowing into Pine Lake.

It was noted that Pine Lake Township has a perpetual easement dating back to 1952 which allowed the township to construct and maintain a ditch that passes through private property and outletting into Pine Lake. Legal Counsel Sparby recommended sending a letter of enforcement to the landowner that installed the dikes blocking the natural waterway, requiring the dikes to be removed by December 3, 2010 or the District will remove the dikes and bill the landowner for all costs incurred. Motion by Ose, seconded by Nordlund, to authorize staff to submit a letter of enforcement to the landowner. Motion carried.

At 10:00 a.m., President Dale M. Nelson recessed the general meeting and called the Preliminary Hearing for the Lateral to Pennington County Ditch 75, RLWD Project No. 170A to order. President Nelson turned the meeting over to Legal Counsel Sparby to address the hearing and its process. Sparby indicated that the hearing is being videotaped and will be available for viewing at the RLWD office. It was also noted that the appropriate notices had been given. A copy of the MN DNR Director's Advisory Report and MN BWSR Advisory Report were given to all those in attendance and also placed as part of the record. Jeff Langan, Houston Engineering, Inc. and Engineer for the project presented the Engineers Preliminary Survey Report for the project and entertained questions from the Board and the audience. After all in attendance were given a chance to ask questions and/or make comments, the preliminary hearing was closed. After discussion by the Board, a motion was made by Knott, seconded by Coe, to approve the Engineers Preliminary Survey Report for the Lateral to Pennington County Ditch No. 75, RLWD Project No. 170A. Motion carried.

Motion by Tiedemann, seconded by Ose, to authorize the Engineer to complete the Detailed Survey Report for the Lateral to Pennington County Ditch No. 75, RLWD Project No. 170A. Motion carried.

Jeff Langan stated that he had completed the review of the original ditch grade for Four Legged Lake, Judicial Ditch No. 5, RLWD Project No. 102. Langan stated that District staff surveyed the outlet to the west of the township road to determine an estimated natural ground elevation. The original grade appears to be approximately 5 feet lower than the culvert elevation through the township road in question. After further discussion by the Board, it was the consensus of the Board to hold a Public Informational Meeting in Leonard, MN in which Manager Nordlund, Jeff Langan and RLWD staff will attend.

The Board reviewed the Permits for approval. Motion by Knott, seconded by Mandt, to approve the following permits with conditions stated on the permit: No. 10191, Alex Hinrichs, Browns Creek Township, Red Lake County; No. 10193, Preston Solberg, Grand Plain Township, Marshall County; No. 10194, Dave Schirrick, Polk Centre Township, Pennington County; No. 10195, Daniel Trontvet, North Township, Pennington County; No. 10196, John Swanson, Grove

Park Township, Polk County; No. 10197, Richard Aasers, Gene Trontvedt and JJ Johnson, Mayfield Township, Pennington County; and No. 10198, Jeremiah Johnson, Mayfield Township, Pennington County;

Administrators update:

- Jesme and Manager Knott attended the RRWMB meeting on November 16th in Ada. Included in today's packet is the October 19th RRWMB meeting minutes.
- We are in the process of closing out the Nathan Liedberg ring dike located in Marshall County. This is a NRCS ring dike that was engineered by Houston Engineering and constructed by Paul Zavoral Inc./Higher Ground.
- The north pool of the Moose River Impoundment has reached winter level. As of today, the south pool is approximately 2 feet above winter elevations. Staff is looking at options to expedite the lowering of the south pool which may include lowering the north pool lower than winter elevation and diverting waters from the south pool to the north pool by opening the gate on the culvert separating the pools.
- Jesme attended the third meeting for Watershed and Basin Management Sub Committee in Alexandria. Jesme's group also met with the Permitting Committee and Water and Planning Committee. It appears that the League of MN Cities, SWCD's, counties and watersheds agree that if Watershed Management Basins are formed by legislation it should be on a Watershed Basis.
- Included in the packet is the Water Quality Report from October. Highlights of the report include the last round of District monitoring, discussion with landowners at Pine Lake Outlet, Thief River Sediment Investigation, and Extensive Watershed Monitoring among other things.

Administrator Jesme discussed his conversation with Tanya Hanson, Red Lake SWCD in regard to future bank stabilization projects.

Legal Counsel Sparby stated that the Quiet Title Opinion for the Louisville Parnell Impoundment, RLWD Project No. 121 is in the process of being recorded. Sparby also stated that City of Thief River Falls is in the process of passing their resolution as part of the process of transferring the title for the Carnegie Library building.

Managers Ose and Tiedemann discussed future project funding requests for the Lessard Sam Heritage Council.

Manager Coe stated that Quentin Fairbanks is up for reappointment on the BWSR Board. Mr. Fairbanks asked if the District would submit a letter of support for his reappointment. Motion by

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Coe, seconded by Tiedemann, to submit a letter of support for Fairbanks' reappointment on the BWSR Board. Motion Carried.

Manager Mandt discussed landowner Marlin Iverson's drainage concerns with The Nature Conservancy. It was the consensus of the Board to discuss this at the next Board meeting.

Motion by Coe, seconded by Ose, to adjourn the meeting.



Orville Knott, Secretary