

RED LAKE WATERSHED DISTRICT
Board of Manager's Minutes
June 28, 2018

Vice President Gene Tiedemann called the meeting to order at 9:00 a.m. at the Red Lake Watershed District Office, Thief River Falls, MN.

Present were: Managers Terry Sorenson, Brian Dwight, Gene Tiedemann, LeRoy Ose, Allan Page and Les Torgerson. Absent: Manager Dale M. Nelson. Staff Present: Myron Jesme and Tammy Audette and Legal Counsel Sparby.

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 June 14, 2018 minutes. Motion by Sorenson, seconded by Page, to approve the June 14, 2018 Board meeting minutes as presented. Motion carried.

The Board reviewed the Financial Report dated June 27, 2018. Motion by Torgerson, seconded by Ose, to approve the Financial Report dated June 27, 2018 as presented. Motion carried.

Staff member Arlene Novak reviewed the Investment Summary as of June 27, 2018. Novak stated that a Certificate of Deposit will mature on July 5, 2018. Discussion was held on re-investing the maturing Certificate of Deposit and the purchase of additional Certificates of Deposit based on future project expenses and funding. Administrator Jesme discussed funding for the Black River Impoundment Project, RLWD Project No. 176, and the Thief River Falls West Side Flood Damage Reduction Project, RLWD Project No. 177. Jesme stated that the RRWMB was noncommittal on the Step 1 funding request for the Thief River Falls West Side FDR Project. Discussion was held on the prioritization of funding for both projects. Jesme indicated that BWSR has recommended that the District apply for a Clean Water Grant for the outlet of the Thief River Falls West Side FDR Project, which could be potentially constructed in 2019, would allow for the outlet downstream of MN State Hwy 32 to heal, with the remaining project constructed in 2020. Motion by Sorenson, seconded by Ose, to reinvest the maturing Certificate of Deposit into the CDARS program. Motion carried.

Staff member Arlene Novak stated that Koochiching County notified the District of an error in failing to make their 2018 watershed assessments. Koochiching County will notify the landowners of the mistake and will assess two years of assessments in 2019.

Engineer Nate Dalager updated the Board on the status of the Pine Lake Project, RLWD Project No. 26, as it relates to the funding through the NRCS RCPP program. Dalager stated that the RCPP portion of the funding has been used up, and the District's share of 30% is almost expended. The project is currently in Review Point 4 of 6 Review Points. Dalager stated that the Red River Retention Authority Board will meet Friday morning in Fargo, he questioned if the District Board would like Jesme and Dalager to attend the meeting to inquire if additional NRCS funds could be secured to move forward with the project. Discussion was held on the various

obstacles of the project and how to move forward with the project. Dalager presented a project history, and how this project was rolled into the NRCS RCPP eleven step process. Dalager discussed agency comments through the Project Work Team process, Purpose and Need statement and the alternative screening process. Sites D and E were the selected sites to move forward with, along with the Little Pine Lake WMA outlet replacement. Dalager indicated that the agencies have asked the District to move forward with a Plan B “Incremental Alternatives”, which could include smaller alternatives. Dalager estimated an additional \$200,000 would be needed to move forward with the project tasks. Administrator Jesme stated that if we go the Red River Retention Authority and request additional funds, it would also increase the District’s share by 30%. Motion by Torgerson, seconded by Sorenson, to authorize Administrator Jesme and Engineer Nate Dalager to attend the Red River Retention Authority meeting to seek additional funding for the Pine Lake Project, RLWD Project No. 26. Motion carried.

The Board reviewed a Viewers’ Contract for viewing services for Ditch 16, RLWD Project No. 177. Legal Counsel Sparby recommended making several minor changes to the contract. Motion by Sorenson, seconded by Page, to approve the signature of the Viewers’ Contract for viewing services for Ditch 16, RLWD Project No. 177, after all corrections have been made. Motion carried.

The Board reviewed a letter submitted by Donald Vonasek regarding his disapproval of the proposed establishment of Red Lake Watershed District Ditch 16, RLWD Project No. 177.

Brad Johnson, Houston Engineering discussed the construction repairs at the Blackduck Lake Outlet, RLWD Project No. 50E. Johnson indicated that he was really pleased with the results of the seeding which occurred last fall, however there is a lower spot near the resort playground that could use some fill. Johnson stated that the resort owner is willing to arrange for two truckloads of dirt and arrange for a contractor to level dirt out. It was the consensus of the Board, to authorize staff to move forward with the completion of the repair.

The Board reviewed a Resolution to Incorporate the Summary of Watercourses into the Red Lake Watershed Management Plan, which needs to be submitted by July 1, 2018 to State agencies and local municipalities. Motion by Dwight, seconded by Torgerson, to approve the Resolution to incorporate all Soil & Water Conservation Districts’ summary of “other waters” into the Red Lake Watershed Management Plan. Motion carried.

The Board reviewed a request from Enbridge Energy, to grant a one-year extension, for a total permit duration of two years on Permit No. 18025, Enbridge Energy for the Line 3 Replacement Project. Work under this permit application would be completed by June 27, 2020. Motion by Ose, seconded by Torgerson, to approve the request of Enbridge Energy for a one-year extension on RLWD Permit No. 18025, Enbridge Energy, with a work completed date of June 27, 2020. Motion carried.

The Board reviewed Permit No. 18044, Todd and Debra Stanley, Espelie Township, Marshall County. Staff member Loren Sanderson stated that the applicants re-applied for the proposed work, as Permit No. 16184 had expired prior to requesting an extension. Sanderson stated that

the applicant is requesting an additional one year to complete the proposed work. Motion by Ose, seconded by Page, to approve Permit No. 18044, Todd and Debra Stanley, Espelie Township, Marshall County, and allow a one-year extension to the permit, with a work completed date of June 28, 2020. Motion carried. Manager Dwight stated that the Board should review the District Rules and Regulations.

Staff member Loren Sanderson stated that he has been meeting with landowners and township officials regarding RLWD Permit No. 18042 and No. 18043, Aaron Miller, Reiner Township, Pennington County. Sanderson stated that the applicant will submit a new tile plan for both permits, therefore he recommends tabling both permits to allow for further review. Motion by Torgerson, seconded by Page, to table Permit No. 18042 and No. 18043, Aaron Miller, Reiner Township, to allow for further review. Motion carried.

The Board reviewed the permits for approval. Motion by Ose, seconded by Page, to approve the following permits with conditions stated on the permit: No. 18002, Todd Stanley, Lee Township, Beltrami County; No. 18036, Rodney Mosher, Lee Township, Beltrami County; No. 18045, Pennington County Highway Department, River Falls Township; No. 18047, Guy Useldinger, Nesbit Township, Polk County; No. 18048, Scott McDonald, Nesbit Township, Polk County; No. 18049, Jim Coauette, Andover Township, Polk County; and No. 18050, Lessor Township, Polk County. Motion carried.

Staff member Loren Sanderson stated that the kiosks had been delivered to the sites of the Euclid East Impoundment, RLWD Project No. 60C and the Parnell Impoundment, RLWD Project No. 81. Sanderson requested a quote from a local contractor to pour a concrete slab, secure the kiosks to the slab, and complete some minor repair work to both kiosks. The Board reviewed a quote in the amount of \$2,600 from Klipping Brothers Construction Company to complete the work. Motion by Page, seconded by Dwight, to approve the quote in the amount of \$2,600 from Klipping Brothers Construction Company for installation and repairs for kiosks at that Euclid East Impoundment, RLWD Project No. 60C and the Parnell Impoundment, RLWD Project No. 81. Motion carried. Sanderson discussed the sites and working with the MnDNR staff regarding the birding trail.

Administrator Jesme reviewed an Agreement for Professional Services from Gallagher Benefit Services, Inc. with all work plan items totaling approximately \$8,400 for review of the District's Job Descriptions and salary recommendations. Motion by Sorenson, seconded by Page, to approve the Agreement for Professional Services from Gallagher Benefit Services, Inc. Motion carried.

Discussion was held on the schedule for the 2019 General Fund Budget and Salary. It was the consensus of the Board that the District's Budget and Salary Committee meet in early July, to review the 2019 General Fund Budget.

Administrator Jesme stated that District staff received a quote in the amount of \$925.00 from SteaMagic of TRF to clean the office carpets. Motion by Torgerson, seconded by Ose, to

approve the quote for cleaning of the District's carpets from SteaMagic of TRF in the amount of \$925.00. Motion carried.

Administrators Update:

- Jesme and Manager Ose attended the RRWMB meeting on June 19, 2018 in Hallock.
- A Pine Lake Project Work Team meeting was held on June 15th at the District office. Discussion was held on Review Point #4, NRCS funding and an update on other Red River Retention Authority projects.
- Jesme and Managers Ose, Tiedemann, Torgerson, Page and Dwight attended the 2018 MAWD Summer Tour.
- Jesme and Managers Tiedemann and Sorenson presented the 2017 Annual Report to the Polk County Commissioners on June 26th. Prior to the presentation, Rob Sip, RRWMB Executive Director met with the Polk County Board to give an overview and answer questions.
- The 2017 Annual Report will be presented on the following dates to the remaining counties: Clearwater County, July 10th; Marshall County, July 17th (may need to reschedule); Beltrami County, August 21st).
- Included in the packet was the Roseau County Addendum to Comprehensive Local Water Plans which include their resolution.
- Jesme will be on vacation July 5th and 6th.
- Included in the packet was the April 2018 Water Quality Report.

Legal Counsel Sparby reviewed correspondence from Douglas Isackson regarding the motion made by the Board on the Abandonment of Judicial Ditch 5, RLWD Project No. 102.

Legal Counsel Sparby reviewed a letter from Dudley Township, and his response to them regarding the lowering of the culvert through the township road on Judicial Ditch 5, RLWD Project No. 102. Sparby indicated that the township referenced the incorrect MN State Statute. Sparby stated that the District needs to prepare a Repair Order, which will be submitted to the Clearwater County Auditor, who shall then forward the same to Dudley Township. If the work is not completed by the date set, the District can proceed with the lowering of the culvert and pass the costs on to the township. It was the consensus of the Board, to allow 30 days for the work to be completed. Legal Counsel Sparby will draft the Repair Order.

Legal Counsel Sparby reviewed response correspondence from the Office of the Attorney General regarding the appointment of a member manager by the Red Lake Tribal Council to the District Board. Sparby stated that the letter indicates that if Beltrami County wants to appoint a Red Lake Tribal member as their representative to the Board, they can do so, or if it is desired that the tribal council make an appointment there would need to be a legislative law change. Administrator Jesme stated that the Special Land Permit with the Red Lake Band of Chippewa Indians for the Good Lake Project, RLWD Project No. 67 is set to expire on July 12, 2018. The District has not received any indication if the Red Lake Band of Chippewa Indians intendeds to renew the permit.

Administrator Jesme stated that contracts are being completed with Red Lake Builders, Inc. for the Little Pine Lake WMA Outlet Structure Replacement Project, RLWD Project No. 26A.

Vice President Gene Tiedemann turned the meeting over to Secretary LeRoy Ose and dismissed himself from the meeting.

The Board reviewed a newspaper article in the Leader Record regarding the Clearwater County Commissions discussion of the Abandonment of Judicial Ditch 5, RLWD Project No. 102. Discussion was held on the inaccuracies of the article and thoughts of putting together a project time line/fact sheet for Administrator Jesme and Manager Torgerson to take along when they attend the Clearwater County Commissioners meeting on July 10th.

Motion by Page, seconded by Dwight, to adjourn the meeting. Motion carried.



LeRoy Ose, Secretary