

RED LAKE WATERSHED DISTRICT
Board of Manager's Minutes
August 25, 2005

President Orville Knott called the meeting to order at 9:00 a.m. at the Red Lake Watershed District office, Thief River Falls, MN.

Present were: Managers Orville Knott, Dale M. Nelson, Lee Coe, Allan Carlson, Arnold Stanley, and Gene Tiedemann. Absent: Vernon Johnson. Staff present: Myron Jesme and Arlene Novak, and Legal Counsel Delray Sparby.

The board reviewed the agenda. A motion was made by Nelson, seconded by Tiedemann, and passed by unanimous vote that the Board approve the agenda.

Arlene Novak read the minutes of August 11, 2005. A motion was made by Carlson, seconded by Tiedemann, that the Board approve the minutes. Motion carried.

The board reviewed the Financial Report as of August 24, 2005. A motion was made by Nelson, seconded by Coe, and passed by unanimous vote that the Board approve the Financial Report dated August 24, 2005.

Authorization is needed for signing of grants for the RLWD. A motion was made by Nelson, seconded by Tiedemann, and passed by unanimous vote that the board adopt the following resolution:

WHEREAS, the Red Lake Watershed District applies for grants from the MN Department of Natural Resources, Federal Emergency Management Agency, and the State of Minnesota, and

WHEREAS, authorized signatures are needed on these documents;

NOW, THEREFORE BE IT RESOLVED, that the Red Lake Watershed District authorizes the Administrator of the RLWD to sign these grant applications for funding from the entities previously noted.

A motion was made by Nelson, seconded by Tiedemann, and passed by unanimous vote that the board approve the following resolution for the Flood Hazard Mitigation Grant Agreement with the Department of Natural Resources for the Grand Marais Creek Subwatershed Project, RLWD Project No. 60B.

BE IT RESOLVED that Red Lake Watershed District, hereinafter referred to as the "Applicant" act as legal sponsor for the project contained in the Flood Damage Reduction Grant Assistance Program Application to be submitted on August 25, 2005 and that Myron Jesme, Administrator is hereby authorized to apply for the Department of Natural Resources for funding of this project on behalf of the Applicant.

BE IT FURTHER RESOLVED that the Applicant has the legal authority to apply for financial assistance, and the institutional managerial and financial capability to ensure adequate acquisition, maintenance and protection of the proposed project.

BE IT FURTHER RESOLVED that the Applicant has not incurred any costs, and has not entered into any written agreements to purchase property proposed by the project.

BE IT FURTHER REOSLVED that the Applicant has not violated any Federal, State, or local laws pertaining to fraud, bribery, graft, kickbacks, collusion, conflict of interest or other unlawful or corrupt practice.

BE IT FURTHER RESOLVED that upon approval of its application by the state, the Applicant may enter into an agreement with the State of Minnesota for the above-references project, and that the Applicant certifies that it will comply with all applicable laws and regulations as stated in the contract agreement.

NOW, THEREFORE BE IT RESOLVED that Myron Jesme, Administrator is hereby authorized to execute such agreements as are necessary to implement the project on behalf of the applicant.

Land acquisition for the Grand Marais Creek Subwatershed Project, RLWD Proj. No. 60B was discussed. Motion was made by Nelson, seconded by Carlson, to proceed with the land acquisitions for the project, contingent upon receipt of the completed, signed grant agreements from the State of Minnesota. Motion carried.

The Board reviewed permits for approval. A motion was made by Nelson, seconded by Carlson, to approve the following permits with conditions stated on the permits: No. 05080 from Gary Pulkrabek Farms Inc., Keystone Township, Polk County; No. 05085 from Gary Pulkrabek Farms Inc., Keystone Township, Polk County; No. 05093 from Allen J. Merrill, Fisher Township, Polk County; No. 05094 from Gary Pulkrabek Farms Inc., Keystone Township, Polk County; No. 05095 from GMG Farms, Euclid Township, Polk County; No. 05096 from GMG Farms, Fanny Township, Polk County; No. 05098 from Walter Bros., Roger Walter, North Emardville Township, Red Lake County; 05099 Scott Bakken, Eckvoll Township, Marshall County; No. 05100 from Huntsville Township, Township Supervisor Tom Wald, Huntsville Township, Polk County; No. 05102 from Ross C. and Amy R. Roragen, Woodside Township, Polk County; No. 05103 from Marta Sivitz, Tilden Township, Polk County; and No. 05104 from Gunvalson Farms, Johnson Township, Polk County. Motion carried.

RLWD permit No. 05086 applied for by Polk County Highway Department was discussed. This permit is in the area of the proposed repair of Polk County Ditch No. 63, RLWD Proj. No. 134. Motion by Tiedemann, seconded by Coe, and passed unanimously to approve the permit contingent upon the results of the hearing for the repair of this project. Motion carried.

Permit #05097 applied for by DNR-Wildlife requested withdrawal of their permit. Motion was made by Nelson, seconded by Tiedemann to accept the withdrawal of permit No. 05097. Motion carried.

A list of lakes and agencies and/or organizations currently monitoring them in Beltrami County was distributed for review. Manager Coe will revisit the issue with the Beltrami SWCD and report back at a future board meeting.

Red Lake River Corridor open house is scheduled for October 20, 2005 at 7:00 p.m. at the Red Lake Falls Community Hall.

Administrator Jesme read his written report: The signed permit from the Corps was received for RLWD Ditch No. 10, RLWD Proj. No. 161 and as of Monday, August 22, approximately 1.5 miles of open channel have been completed; Pribula Engineering will survey the property within and around the Grand Marais Creek Subwatershed Impoundment area. The wetlands on the Brandt site have been located and surveyed and the next step would be to determine how the project may affect these wetlands. A vegetation expert with HDR Engineering, Inc. will meet with Administrator Jesme, the West Polk SWCD, BWSR and the Corps on site on August 30, 2005; The written documentation indicating the debiting of wetlands within the Louisville/Parnell Impoundment site is yet to be received. Once the documentation is received, the repair to the berm can proceed; A CD version of the Polk County Local Water Management Plan for 2005-2009 and the Soil Surveys for both Polk and Red Lake County are on file with the RLWD and can be viewed during normal business hours; A request from Agnes Malarkey and Donna Malarkey, in the form of a letter, for lengthening a culvert in the Kenneth Johnson benefited area, RLWD Proj. No. 117 was included in the handouts. Gary Lane, RLWD Ditch Inspector, will review the request and contact the landowners in an attempt to resolve the issue; and Administrator Jesme gave a presentation to the Rotary Club on August 23.

In addition to his written report, Administrator Jesme stated that the RLWD had been notified that the preliminary application had been accepted and a final application is due at the Minnesota Historical Society by Friday, August 26, 2005.

HDR Engineering, Inc. Engineer Nate Dalager stated a version of the RLWD's Overall Plan was complete and available for additional review of the Board, if they wished. Consensus of the Board was to forgo an additional review and directed Mr. Dalager to submit a copy to BWSR for their final review.

Engineer Nate Dalager presented a Most Probable Cost Estimate to repair the embankment and outlet structures for the Seeger Dam repair. Following discussion of the application of dam safety permits and the timeframe of project completion, a motion was made by Tiedemann, seconded by Stanley to proceed with the application of dam safety permit. Motion carried. Manager Knott will notify the township of the timeframe of the repair.

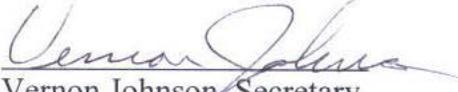
At 10:00 a.m. the hearing was called to order for the repair of Polk County Ditch No. 63, RLWD Proj. No.134. Legal Counsel Delray Sparby explained the process and purpose of the hearing. Polk County Engineer Rich Sanders distributed the plans and a cost sheet for the proposed repair and stated that as part of an Andover Township road project, railroad trestles are proposed to be removed and the legal ditch will be realigned accordingly, culverts are proposed to be installed, together with re-sloping of the ditch banks and cleaning of a portion of the ditch bottom. Mr. Sanders indicated that an error had been made in culvert sizing thus increasing the amount by \$23,825 over what had been legally advertised and mailed to benefited landowners. The bid letting has been completed with the awarding of the contract scheduled for September 6, 2005. The railroad has indicated that as part of the repair, they will contribute to removal of the trestle and maintain the culverts and structures installed in the trestles' place after the project is completed. Following Mr. Sander's presentations, questions were answered from the Board and then questions and comments were received from members in the audience. Motion was made by Nelson, seconded by Stanley, to move forward with the repair project with culverts replacing the railroad trestle, accept the railroad's cost share in the trestle replacement, and recognize the railroad's maintenance agreement of the culverts. Motion carried. The Board directed Administrator Jesme to present at the September 8, 2005 Board meeting the anticipated benefited amount per acre. The hearing was videotaped and attendees recorded.

Legal Counsel Delray Sparby stated that he is working with Administrator Jesme on an agreement with John Thibert for the implementation of the wetland mitigation plan for RLWD Ditch No. 10.

Manager Nelson attended the RRWMB meeting on August 16, 2005 in the absence of Manager Johnson and stated that the Grand Marais Creek Subwatershed project had been resubmitted to the RRWMB Board. The RRWMB approved funding totaling \$1,950,000 for this project.

Bethany Bowles, Energy and Environmental Research Center (EERC) in Grand Forks, presented an update of the Waffle Project. Field trials were in the Shelly, Thief River Falls, and Lake Bronson in Minnesota and another near Gilby, North Dakota. This is the third year of the study with one year remaining. After entertaining various questions, President Knott thanked Ms. Bowles for her presentation.

A motion was made by Nelson, seconded by Stanley, that the meeting adjourn. Motion carried.


Vernon Johnson, Secretary