

RED LAKE WATERSHED DISTRICT
Board of Manager's Minutes
April 13, 2006

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

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

Arlene Novak read the minutes of March 28, 2006. A motion was made by Knott, seconded by Carlson, and passed unanimously that the Board approve the minutes as read.

The board reviewed the Financial Report of April 12, 2006. A motion was made by Coe, seconded by Johnson, and passed by unanimous vote that the Board approve the Financial Report dated April 12, 2006.

Nate Dalager, Mike Johnson, and Gordy Hall from HDR Engineering, appeared before the Board to give an update of the Brandt and Euclid East Impoundment Sites. The signed plans will be presented to the Board at the April 27, 2006 Board meeting for their approval. If plans are approved, a bid opening date will be set.

Ron Salentine appeared before the Board to request to the Board for additional compensation due to the fact that there was considerably more wetland mitigation acres required within the Brandt Impoundment Site than originally anticipated. Mr. Salentine also stated that due to these additional acres, it would put far more restrictions on the land than was originally intended or understood. Legal Counsel Sparby stated he wished to have time to review the request and will present his recommendations to the Board at the next meeting.

The International Water Institute Center for Watershed Education is applying for a grant application to the Northwest Minnesota Foundation to assist in enhancing the existing River Watch program by enhancing the program's scientific underpinnings, establish a web-based data archival and retrieval mechanism, and develop and implement strategies to better inform and engage local residents, resource managers, and decision makers. Their request to the RLWD Board is for a cash contribution of \$2,500 along with \$5,000 in-kind costs for River Watch expenses such as mileage, substitute teacher costs, and equipment for a total of \$7,500 commitment. A motion was made by Coe, seconded by Johnson, to approve a \$2,500 cash contribution to the project along with a \$5,000 in-kind, contingent upon the approval of the grant application. Motion carried.

A certified copy of the Minnesota Board of Water and Soil Resources (BWSR) Findings of Fact and Order dated March 22, 2006 was addressed with the Board. The Findings state that a petition had been filed jointly by the Clearwater County Board of Commissioners and the Red Lake Watershed District on December 1, 2005; the proposed territory to be removed totals 3,637.5 acres of land in Clearwater County; the petitioned area has not received and will not receive any benefits from the operation of the district; the watershed district can perform the functions for which it was established without the inclusion of the Petitioned Area. The Findings further state that Legal Notice of Filing was published in the Bemidji Pioneer on January 22, 2006, the Leader Record on January 25, 2006, Farmers Independent on January 25, 2006, the Thief River Falls Times on January 25, 2006, the Thirteen Towns on January 24, 2006, and the Oklee Herald on January 26, 2006, and on January 23, 2006 and was also sent to several addresses including the affected county board of commissioners, county auditors, Soil and Water Conservation District, Watershed District, and the Department of Natural Resources Division of Waters. No requests for hearing were received during the specified period of time and no hearing was held. The land selected for exclusion is as follows:

A. Clearwater County

1. The following real property, all in
T147N, R37W (Copley Township)

<u>Description</u>	<u>Section</u>
NE ¼	24
E ½ of SE ¼	24
E ½ of NE ¼	25
SW ¼ of NE ¼	25
E ½ of SW ¼	25
SE ¼	25

2. The following real property, all in
T147N, R36W (Shevlin Township)

<u>Description</u>	<u>Section</u>
E ½ of NE ¼	8
SW ¼ of NE ¼	8
E ½ of SW ¼	8
SW ¼ of SW ¼	8
SE ¼	8
W ½	17
Lot 4	18
Lot 5	18
W ½	20
Lot 1	19
Lot 2	19

Lot 3	19
Lot 4	19
W ½	29
Lot 1	30
Lot 2	30
Lot 3	30
Lot 4	30
W ½	32

3. The following real property, all in
 T146N, R36W (Moose Creek Township)

<u>Description</u>	<u>Section</u>
NW ¼	5
E ½ of SW ¼	5
NW ¼ of SW ¼	5
E ½	8
E ½ of NE ¼	17
NW ¼ of NE ¼	17
E ½ of SE ¼	17

BWSR approved the exclusion of the 3,637.5 acres of the noted preceding land from the Red Lake Watershed District.

The Ten Year Overall Comprehensive Plan remaining timeline was discussed. Engineer Nate Dalager stated that the Board's recommended changes will be incorporated into the Plan and the final copy will be available at the April 27, 2006 Board meeting. The consensus of the Board was to have the final copy in hand prior to the next Board meeting in order to fully review it in advance of the meeting.

Doug Thompson, Clearwater SWCD, Jon Hodgson, Joint Powers Board, appeared before the board to request funding for a City of Clearbrook Floodwater project. Mr. Thompson presented a Power Point presentation of the area. After considerable discussion, the consensus of the RLWD Board was to have Mr. Thompson seek cost sharing assistance from other entities and bring back the information to the April 27, 2006 Board meeting.

John Lavin, Eddy Township, along with Doug Thompson, Clearwater SWCD presented a Power Point presentation of the additional damage done to areas by the Silver Creek. Mr. Lavin and Mr. Thompson were requesting additional funding in addition to the financial commitment of the RLWD for the restoration of Silver Creek in Clearwater County. Consensus of the Board is that would contribute up to \$12,000 toward this project. After further discussion a motion was made by Johnson, seconded by Stanley to contribute an

additional \$5,000 to the Silver Creek restoration project for water quality concerns and contingent upon the Clearwater SWCD receiving additional funding from other entities. Motion carried.

Mike and Steve Seeger appeared before the board to discuss the Seeger Dam and its needed repairs. HDR Engineer Nate Dalager presented some historical information of the Seeger Dam and the repairs needed to complete. Mr. Dalager indicated the cost for repairing the dam would be approximately \$45,000. Following discussion of the emergency status of the dam including the fact that further deterioration has occurred which endangers the health and safety of members of the public and creates the possibility of failure of the dam itself, a motion was made by Knott, seconded by Coe to declare the Seeger Dam an emergency and directed Administrator Jesme seek quotes to immediately repair. Motion carried.

The Board reviewed permits for approval. A motion was made by Carlson, seconded by Stanley, to approve the following permits with conditions stated on the permits: No. 06007 from Marshall County Highway Department, Excel Township; No. 06010, 06011, 06012, and 06014 from Polk County Highway Department, Keystone Township; and No. 06017 from Polk County Highway Department, Tabor Township, Polk County. Motion carried.

The Advisory Committee minutes were distributed for the Board to review. The questions addressed in the minutes will be addressed at a future board meeting.

Administrator Jesme read his written report:

- Staff members Loren Sanderson, Gary Lane, Corey Hanson and Jim Blix attended a flow measurement workshop in Hawley on April 11, 2006.
- Requests for proposals for engineering services of the Brandt Outlet Channel Restoration have been sent to engineering firms and are to be received in the RLWD office by May 16, 2006 at 4:30 p.m.
- Managers Coe, Stanley, Carlson, Tiedemann, and Administrator Jesme attended the 8th Annual joint conference of the RRWMB and the Red River Basin Flood Damage Reduction Work Group on March 30, 2006 at the Northland Inn, Crookston, MN.
- For a legislative update, the \$600,000 appropriated for the Grand Marais Creek Subwatershed impoundment projects passed the House of Representatives and is on its way for approval.
- A sheet showing the current status of the RLWD impoundments in the RLWD was included in the Board's packets.
- Administrator Jesme will be on vacation from April 17-21, 2006.

In addition to his written report, Myron reported the zoning ordinance for the proposed new watershed building property had been approved at the City of Thief River Falls' meeting on March 28, 2006.

Administrator Jesme stated he had been unable to reach anyone regarding the status of Tynsid Township Erosion Project, RLWD Proj. 166.

The Schirrick Dam operations during the 2006 spring flood were discussed.

Legal Counsel Sparby reported on the protective covenants relating to the real property proposed to be purchased by the RLWD for the location of a new building. Administrator Jesme stated that Jones Architectural Engineering had been hired to design a single story office and garage building consisting of approximately 3600 sq. ft. office space with 2000 sq. ft. of garage space.

The Ron Salentine request for wetland mitigation compensation was further discussed. Administrator Jesme was instructed to enter into negotiations with Ron Salentine in regard to the request to have the RLWD purchase certain real property as opposed to the use of an easement and bring the negotiating results to the April 27, 2006 Board meeting.

Manager Coe sent in 3 precipitation samples from March for the Precipitation Study. The Thirty Lakes Watershed District will be shipping more containers to Manager Coe in order for him to continue collecting samples.

Motion was made by Coe, seconded by Knott, to adjourn the meeting. Motion carried.

Signed _____
Vernon Johnson, Secretary