

RED LAKE WATERSHED DISTRICT  
Board of Manager's Minutes  
July 27, 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 Carlson, seconded by Tiedemann, and passed by unanimous vote that the Board approve the agenda.

Keith Driscoll, a landowner in the RLWD Ditch No. 11, RLWD Proj. No. 166 area, requested to appear before the Board.

Arlene Novak read the minutes of July 13, 2006. A motion was made by Johnson, seconded by Knott, and passed unanimously that the Board approve the minutes as read.

The board reviewed the Financial Report of July 26, 2006. A motion was made by Knott, seconded by Tiedemann, and passed by unanimous vote that the Board approve the Financial Report dated July 26, 2006.

Keith Driscoll appeared before the Board to present a letter to the Board, requesting their consideration for the removal of lands listed in the Viewers Report for RLWD #11 Proj. No. 166 and are located in the N1/2 of the N1/2 in Section 7 of Sullivan Township. Administrator Jesme stated that there was a handout in the manager's packets showing points of emphasis from the hearing on July 20, 2006. Engineer for RLWD Ditch No. 11, Jerry Pribula of Pribula Engineering, reported on the hearing and answered additional engineering questions of the Board. Mr. Pribula stated that Section 12 of Sullivan Township has a Marshall/Polk Rural Water pipe through a portion of it and a cross section in the engineering report may need to be changed to accommodate the addition. A motion was made by Stanley, seconded by Carlson, to change the engineer's report to accommodate the cross section change and associated costs in the final engineer's report, if deemed necessary by the engineer. Motion carried.

At 10:00 a.m., President Nelson convened the regular board meeting, and called the RLWD Ditch No. 10 hearing to order. The purpose of the hearing was to address the installation of an 18" culvert through a dry crossing approximately 300 feet south of the Pennington County line and block the north end of an existing culvert through the township road which is located on the Red Lake and Pennington County line. Ronald Anderson, Gary Novak, and Chuck Flage were present at the hearing. Hearing closed at 10:15 a.m. Motion was made by Knott, seconded by Stanley to install an 18 inch culvert in the location approximately 300 feet south of the county line and block the existing culvert located through the county line, contingent upon road authority approval.

President Nelson reconvened the regular board meeting.

The Board readdressed the issue of the stainless steel versus iron structure gates for the Euclid East and Brandt Impoundments, RLWD Proj. Nos. 60C and 60D, and the motion that was made and approved at the July 13, 2006 Board meeting concerning the need to change the plans and specification for the structure at the Euclid East site. Due to a misunderstanding with the gate supplier, the contractor, R.J. Zavoral & Sons, Inc. had withdrawn their offer to the RLWD for reduction of \$15,000 per gate if the RLWD approved installation of stainless steel gates in each of the Impoundment sites and instead offered \$15,000 for both gates. A motion was made by Tiedemann, seconded by Knott, to approve the installation of stainless steel structure gate in the Brandt site as well as the Euclid East site and accept \$7500 per site reduction in the contracted price. Motion carried.

An informational meeting on potential benefited land changes for drainage systems in the Parnell Impoundment area will be held on August 3, 2006 at 10:00 a.m. at the Youngquist Auditorium, Ag Research Center, University of Minnesota, Crookston. Administrator Jesme stated that he and staff member Loren Sanderson, and Polk County employee Jody Beauchane had previously attended a planning session to define a benefited area plan for the Parnell Impoundment area.

The Board reviewed permits for approval. A motion was made by Tiedemann, seconded by Knott, to approve the following permits with conditions stated on the permits: No. 06063 from Tom Wald, Wald Farms, Huntsville Township, Polk County; No. 06064 from Kevin Dufault, Gentilly Township, Polk County; No. 06065 from Tony Dorn, Sr., Moose River Township, Marshall County; No. 06066 from Parnell Township, Polk County; No. 06067 from Clearwater County Highway Department, Pine Lake Township, Clearwater County; No. 06069 from Janna/Curtis Horning, Keystone Township, Polk County; No. 06070 from Rocksbury Township, Pennington County; No. 06071 from Parnell Township, Polk County; No. 06072 from Norman Meyer, Fairfax Township, Polk County; No. 06073 from Lois Glass & Don Strickler, Euclid Township, Polk County; and No. 06074 from Pennington County Highway Department, Reiner Township, Pennington County. Motion carried.

Administrator Jesme gave his report which included:

- The outlet ditch to the Brandt Impoundment, RLWD Proj. 60E, has been surveyed and HDR Engineering is presently working on a plan design.
- Army Corps permit for the Brandt Impoundment site has not yet been received, but do expect within next week or so.
- As noted in the financial report, 3 sites on State Ditch 83, RLWD Proj. No. 14, have been completed by Lunke Construction at a cost of \$12,490.50. A landowner had contacted the RLWD Ditch Inspector Gary Lane and inquired of the RLWD to apply for FEMA funds for damage to the banks in what he stated was reflective of the spring runoff.
- Houston Engineering has stated that they may be prepared to present their report at the next Board meeting concerning Farnes Pool operation as to the terminology of what is significant flooding on that system.

Manger Stanley inquired on the Brandt Impoundment outlet survey and if it has been completed in which Administrator Jesme stated the survey had been completed.

Manager Tiedemann inquired of Legal Counsel Sparby regarding the references to MN State Statutes used by the RLWD Ditch No. 11 Viewers during the final hearing held July 20, 2006 which the viewers felt restricted them on how they could assess outlet benefits to upstream lands. Legal Counsel Sparby will research and report back at the next Board meeting. It was the consensus of the Board to have the Viewers, Jerry Bennett, Roger Beiswenger, and Rodney Langaas, at the August 10, 2006 Board meeting to answer questions of the Board.

Manager Stanley reported that at the Red River Watershed Management Board held on July 18, 2006, that their funds have all been committed to projects for this year. Administrator Jesme stated that additional advance funding for the Brandt and Euclid Impoundments will be requested at their next meeting.

Manager Carlson inquired on the status of the estimates and architectural plans for the RLWD building. A meeting with the architect, Tom Jones, and the building committee will be held the week of July 31/August 1, 2006 to review the estimated building cost.

Manager Coe received a copy of a water appropriation permit from the MN DNR for a water appropriation approval for Beltrami County and Coe questioned it's authority with the RLWD. Legal Counsel Sparby confirmed that the MN DNR has jurisdiction over the lake waters in the State of Minnesota.

Manager Nelson reported on the Agassiz NWR tour held on July 26, 2006 and of the two permit applications forthcoming for work to be completed.

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

  
Vernon Johnson, Secretary