

RED LAKE WATERSHED DISTRICT
Board of Manager's Minutes
August 28, 2008

Secretary Vernon Johnson called the meeting to order at 9:00 a.m. at the Red Lake Watershed District office, 1000 Pennington Avenue South, Thief River Falls, MN.

Present were: Managers Orville Knott, Arnold Stanley, Jim Votava, Lee Coe, and Vernon Johnson. Absent: Dale M. Nelson and Gene Tiedemann. 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 Knott, and passed by unanimous vote that the Board approve the agenda.

Tammy Audette read the minutes of August 14, 2008. A motion was made by Knott, seconded by Stanley, and passed unanimously that the Board approve the minutes as printed.

Tammy Audette read the minutes of the Final Hearing for the Improvement to and Lateral of Polk County Ditch 53, RLWD Ditch 12, Project 169, held on August 27, 2008. A motion was made by Coe, seconded by Stanley, and passed unanimously that the Board approve the minutes as printed.

The board reviewed the Financial Report as of August 27, 2008. A motion was made by Votava, seconded by Stanley, and passed by unanimous vote that the Board approve the Financial Report dated August 27, 2008.

Administrator Jesme stated that we will be soliciting quotes for the maturity of two CD's and also suggested purchasing an additional CD from funds in an Investor's Savings account at Border State Bank. A motion was made by Votava, seconded by Knott, with motion carried to solicit quotes for the two maturing CD's and an additional 6 month CD from funds at Border State Bank in the amount of \$100,000 - \$150,000.

Engineer Nate Dalager, HDR Engineering discussed the Plans and Specifications for the Improvement to and Lateral of Polk County Ditch 53, RLWD Ditch 12, Project 169. Discussion was held on the process of advertising for bids with the potential of construction late this fall. Legal Counsel Sparby stated that we are working with two projects. One being a petition for the improvement and the other for the establishment of a lateral to Polk County Ditch #53. Sparby indicated he prepared two separate Detailed Findings. At the hearing several questions were raised by landowners in regard to the viewers report. After discussion by the board, it was the consensus of the Board that the viewers should address questions raised at the hearing and make recommendations back to the board. Legal Counsel Sparby stated that the 30 day appeal period begins from the date the board approves and files its order in regard to both projects. Discussion was held on jurisdiction over the three laterals that drain into Polk County Ditch 53. The viewers indicated that they viewed it all as one project with the laterals being included in their findings. It was the consensus of the Board to authorize Legal Counsel Sparby to draft a letter to the Polk

County Commissioners requesting the County to turn jurisdiction of the remaining laterals over to the District. Legal Counsel Sparby discussed the request by Polk County Highway Department for a waiver of their benefit payment in return for the installation of the downstream culverts. Sparby stated that Polk County's assessment could be used as a credit against any future assessments. Once the credit amount was exhausted, then Polk County would be assessed at the rate set by the Viewers. The County will submit their request to the District for consideration. It was the consensus of the Board that today's meeting should be adjourned to September 4, 2008 at 9:00 a.m. at the Red Lake Watershed District office so the viewers may make recommendations back to the Board.

Wade Robinson, Clearwater SWCD presented the Clearbrook Urban Runoff Study. Robinson stated they located three priority sites for installation of sediment ponds for storm water pollution for the City of Clearbrook. Administrator Jesme indicated that the District established this as a project back in 2003 and earmarked \$10,000 for water quality sampling of various areas. The Clearwater SWCD received a MPCA Challenge Grant to complete the study and is now requesting the RLWD to take over the project. The City of Clearbrook has passed a resolution in support of the RLWD taking over the project. Discussion was held on approaching the Clearwater County Board for a resolution in support of the project. It was the consensus of the Board to authorize Administrator Jesme to coordinate with Mr. Robinson in finding possible cost shares partners for the study completed by the Clearwater SWCD and report back to the board at a later date. Robinson presented other SWCD activities they have currently been working on.

Special Assessment Levies for 2009 were presented and discussed. Motion by Knott, seconded by Coe, to approve the following Special Revenue levies: State Ditch No. 83, RLWD Project No. 14, \$50,000; RLWD Ditch No. 7, RLWD Project No. 20, \$15,000; Pine Lake Maintenance, RLWD Project No. 35, \$4,000; J.D. No. 72, RLWD Project No. 41, \$7,500; Burnham Creek, RLWD Project No. 43B, \$25,000; Wild Rice Allocation, RLWD Project No. 45, \$10,000; J.D. 2B, RLWD Project No. 49, \$4,500; Krostue Petition, RLWD Project No. 53, \$5,000; Arveson Petition, RLWD Project No. 109, \$1,000; Winsor-Hangaard, RLWD Project No. 113, \$10,000, to be levied over a two year period; Equality/RLWD Ditch 1, RLWD Project No. 115, \$3,500; Kenneth Johnson Petition, RLWD Project No. 117, \$4,000; Polk County Ditches Improvement, RLWD Project No. 119, \$10,000; Challenger Ditch, RLWD Project No. 122, \$1,000; Scott Baatz Petition, RLWD Project No. 123, \$2,000; Polk County Ditch 63, RLWD Project No. 134, \$11,000; Polk County Ditch 33, RLWD Project No. 135, \$4,000; RLWD Ditch No. 10, RLWD Project No. 161, \$7,000. Motion carried.

The RRWMB 2009 Levy Resolutions were reviewed by the Board.

Administrator Jesme stated that Faye Auchenpaugh, Chairperson, Sesquicentennial Commission for the Rivers and Waters activities in Pennington County contacted the District in regard to the canoes purchased for the Rivers and Waters Public Education project. Auchenpaugh stated that the City of Thief River Falls incurred an \$1100 shortfall due to the lack of sales of the canoes and is requesting the District to reimburse the City of Thief River Falls. Jesme stated that the District donated \$1500 to help sponsor the program. It was the consensus of the Board to deny Auchenpaugh's request.

Administrator Jesme stated he had received landscaping quotes for drainage of the front lawn. Discussion was held if the contractor will guarantee the trees. A motion was made by Coe, seconded by Knott, to accept the low quote from Breiland Landscaping contingent upon a guarantee for the trees planted. Motion carried.

Administrator Jesme discussed the purchase of a new computer, an additional monitor and a 2007 version of Microsoft office in the amount of \$2233. Motion by Stanley, seconded by Knott, to authorize Administrator Jesme to proceed with the purchase of a new computer, additional monitor and 2007 Microsoft Office software. Motion carried.

The Board reviewed the permits for approval. A motion was made by Knott, seconded by Votava, to approve the following permits with conditions stated on the permit: No. 08059, Ronald Lancot, Kertsonville Township, Polk County; No. 08060, Vance Wiseth, Moylan Township, Marshall County; No. 08061, Minnesota Department of Natural Resources, Hamre Township, Beltrami County; No. 08062, Parnell Township, Polk County. Motion carried.

Administrators Update:

- Construction on Phase II of the Brandt Outlet Restoration Project No. 60E is nearing completion, with site inspection early next week. Ditch plugs will be removed next spring after the vegetation in the new channel has been established. Abstracts have been submitted to Strander Abstract for updating. Upon completion, the land acquisition process will start.
- The RRWMB meeting was held in our office on August 19, 2008. The approved minutes, although listed as draft, are included in your packet.
- Mowing on the Moose River Impoundment has been completed in the amount of \$2,499. Repairs identified in the Dam Inspection Report dated February 8, 2008 should be completed by late September.
- Spot cleaning maintenance on State Ditch 83 has started upstream of Marshall County Highway #2 and in the vicinity of Marshall County Ditch #20. This years cleaning should be completed by late September.

Legal Counsel Sparby stated that Hagen's abstracts have been sent to Strander Abstract for updating. Once the title opinions are complete, the District can exercise its option to purchase the property.

Manager Stanley discussed the RRWMB meeting and the Con Con land presentation.

Motion by Knott, seconded by Stanley, and passed by unanimous vote to adjourn the board meeting to September 4, 2008 at 9:00 a.m. at the Red Lake Watershed District office.


Vernon Johnson, Secretary