

RED LAKE WATERSHED DISTRICT
Board of Manager's Minutes
December 28, 2009

Present were: Managers Orville Knott, Kelly Nordlund, Gene Tiedemann, Lee Coe, LeRoy Ose and Jim Votava. Absent: Dale M. Nelson. Staff Present: Myron Jesme and Tammy Audette and Legal Counsel Delray Sparby.

The Board reviewed the agenda. A motion was made by Knott, seconded by Coe, to approve the agenda with the addition of the purchase of Trimble R8 GNSS Model 3 RTK survey equipment and move the Srnsky Ring Dike agenda item prior to the Financial Report. Motion carried.

Tammy Audette read the minutes of December 8, 2009. A motion was made by Nordlund, seconded by Votava, and passed by unanimous vote that the Board approve the minutes with corrections.

Administrator Jesme discussed the purchase of a Trimble R8 GNSS Model 3 RTK survey equipment and software from Frontier Precision, Inc. Motion by Coe, seconded by Ose, to approve the purchase of the Trimble R8 GNSS Model 3 RTK survey equipment from Frontier Precision, Inc. Motion carried.

Administrator Jesme stated that construction on the Srnsky Ring Dike has been substantially completed with minor culvert maintenance to be completed in the spring. Jesme stated that this ring dike was constructed with NRCS funding and that the NRCS is not able to make partial payments to the contractor, thus delaying payment until spring. Jesme indicated that since the project is virtually completed, the NRCS would be willing to finalize the account and make full payment to the District upon receiving all closeout paperwork. The District would make sure the contractor will address the culvert issue in the spring. Jesme requested to the Board that we make payment to Olson Construction TRF, Inc. in the amount of \$46,904.20 and that the District would be reimbursed by the NRCS at a later date. After discussion by the Board, a motion was made by Knott, seconded by Votava, to approve payment for construction of the Srnsky Ring Dike to the contractor in the amount of \$46,904.20. Motion carried.

The Board reviewed the Financial Report dated December 24, 2009. Motion by Ose, seconded by Knott, and passed by unanimous vote that the Board approve the Financial Report dated December 24, 2009.

Staff member Arlene Novak reviewed the 2009 General Fund Budget. Novak stated that the Budget and Salary Committee met prior to today's meeting to review the proposed transfers. Motion by Knott, seconded by Nordlund, to approve the 2009 General Fund Budget as presented. Motion carried.

Arlene Novak reviewed the proposed Capital Project Fund Transfers as of December 23, 2009. After discussion by the Board, motion by Coe, seconded by Knott, to approve the Capital Project Fund Transfers as of December 23, 2009, as proposed. Motion carried.

The Board reviewed a Disposal of Property list concerning items that have been fully depreciated and are no longer used and have no present value. Motion by Coe, seconded by Nordlund, to declare the property on said list as surplus property having no present value and approving disposal of the same. Motion carried.

Administrator Myron Jesme and staff member Loren Sanderson reported on the meeting they attended with a member of the Red Lake Tribal Council and staff from the Red Lake DNR in regard to vandalism and maintenance issues at the Good Lake Impoundment, RLWD Project 67. The District has a 20 year Special Land Permit with the Red Lake Tribal Council for access to the Good Lake Project which expires January 12, 2010 and needs to be renewed. Discussion was held on the cost of maintaining the 9 miles of dike which is also used as access to the structure. The Red Lake Tribal Council and Red Lake DNR are working on putting together a funding mechanism to help with maintenance of the structure and repairs to the dike and was wondering if the District would be willing to cost share a portion of the repair. Jesme, Sanderson and Manager Coe will attend a meeting with the Red Lake Tribal Council and Red Lake DNR on January 12, 2009 at 9:30 a.m. After discussion by the Board, a motion was made by Coe, seconded by Ose, to contribute \$25,000 for additional dike maintenance above and beyond our general maintenance on the Good Lake Impoundment, RLWD Project No. 67, contingent upon the renewal of the Special Land Permit with the Red Lake Tribal Council. Motion carried.

The 27th Annual Red River Basin Land and Water International Summit Conference will be held on January 19-21, 2010 at the Alerus Center, Grand Forks, ND.

Administrators update:

- The Preliminary Engineering is progressing on the petition for Pennington County Ditch #1, RLWD Project No. 171. A meeting with interested parties will be held on January 7, 2010 at 10:00 a.m. at the District office.
- The 2009 Vegetation Monitoring Report for the Brandt and Euclid East Impoundments was received from HDR Engineering, Inc. which will be forwarded to governmental entities as outlined in the agreement.

Legal Counsel Sparby presented an “after the fact” permit resolution for review by the Board. Sparby stated that he had incorporated a \$500 late filing fee for individuals that had prior written warning given to them in regard to failure to follow the permitting rule requirements adopted by the RLWD Board of Managers. Motion by Knott, seconded by Coe, to adopt the “after the fact” permit resolution as presented by Legal Counsel Sparby. Motion carried. It was the consensus of the Board that notices should be provided to all townships and counties within the RLWD and posted in the legal newspaper of each county.

Administrator Jesme updated the Board on the progress made by the Viewers on RLWD Ditch No. 13, Pennington County Ditch 75, Project No. 170 petition. Jesme stated that one of the viewers had been on vacation and plan to meet the first part of January.

Manager Ose stated that he viewed the box culverts in Branch 200 of the Elm Lake Project located in Agder Township, Marshall County along with Darrold Rodahl, Agder Township Chairman.

Motion by Ose, seconded by Nordlund, with motion carried to adjourn the meeting.

A handwritten signature in cursive script that reads "Orville Knott".

Orville Knott, Secretary