

RED LAKE WATERSHED DISTRICT
Board of Manager's Minutes
September 9, 2010

Present were: Managers Dale M. Nelson, Orville Knott, Lee Coe, LeRoy Ose, Gene Tiedemann, Kelly Nordlund, and Albert Mandt. 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 Tiedemann, and passed by unanimous vote that the Board approve the agenda.

Tammy Audette read the minutes of August 26, 2010. A motion was made by Tiedemann, seconded by Mandt, and passed by unanimous vote that the Board approve the minutes with corrections.

The Board reviewed the Financial Report dated September 8, 2010. Motion by Knott, seconded by Nordlund, and passed by unanimous vote that the Board approve the Financial Report dated September 8, 2010.

Landowner Roger Kriel presented a Petition for a Lateral to Pennington County Ditch No. 75. Administrator Jesme stated that the Petition is for a two mile lateral located at the north end of Pennington County Ditch 75. Motion by Ose, seconded by Coe, to approve the Petition for a Lateral to Pennington County Ditch No. 75, RLWD Project No. 170A. Motion carried.

Motion by Coe, seconded by Ose, to appoint Jeff Langan, Houston Engineering, Inc. as the Engineer for the Petition for a Lateral to Pennington County Ditch No. 75, RLWD Project No. 170A. Motion carried.

Discussion was held on the Bond for the Petition for a Lateral to Pennington County Ditch No. 75, RLWD Project No. 170A. Administrator Jesme stated that there is approximately \$13,000 remaining on the previously submitted Bond that can be used towards the Petition for a Lateral to Pennington County Ditch No. 75 submitted by Roger Kriel. Engineer Jeff Langan, Houston Engineering stated that engineering/information already completed for the prior lateral petition can be used for the Lateral Petition to Pennington County Ditch 75. Legal Counsel Sparby stated that the bonding company should confirm that the remaining balance of the bond can be applied to the Petition for a Lateral to Pennington County Ditch No. 75, RLWD Project No. 170A.

Engineer Nate Dalager was present to discuss the Improvement to Pennington County Ditch 1, RLWD Project No. 171 and Thief River Falls Flood Damage Reduction Project, RLWD Project No. 171A. Administrator Jesme and Dalager discussed the meeting held with the potential viewers for the project, correspondence received from Rinke Noonan, and discussions held with Pat Lynch, MN DNR in regard to potential funding sources. Dalager presented maps for both the improvement and diversion portion of the ditch system. Discussion was held on the creation of a Water Management District as a mechanism to fund the Flood Damage Reduction portion of the project based upon contribution of waters or burden to the Flood Damage Reduction Project.

At 9:30 a.m., the final payment hearing for Wright Construction Company, Inc. concerning the Jerome Street Bank Stabilization Project, RLWD Project No. 97B was called to order. President Nelson stated that the hearing had been properly advertised. Discussion regarding the final payment request was had and the opportunity for public comment was given. There was no one in attendance objecting to the final payment. Motion by Coe, seconded by Ose, to approve the final payment in the amount of \$34,419.50 to Wright Construction Company, Inc. for the Jerome Street Bank Stabilization Project, RLWD Project No. 97B. Motion carried. The hearing was videotaped and is on file at the RLWD office.

Discussion continued on the Improvement to Pennington County Ditch 1 and Thief River Falls Flood Damage Reduction Project, and the problems presented with having a combination drainage improvement and water management district covering some of the same areas. The Board further discussed the creation of a Water Management District as stated in a letter submitted by Rinke Noonan and how it is consistent with the Districts 10 Year Overall Plan. A Water Management District could be set up to create a mechanism for assessments/funding/levy within a defined area. Motion by Ose, seconded by Coe, to amend the motion approved on July 8, 2010 at the RLWD regularly scheduled Board meeting to reflect, that the Flood Damage Reduction Project would be established under 103D.605 for the Establishment of a Water Management District and to proceed with the Flood Damage Reduction Option 3B which includes a structure and diversion channel to the west and storm sewer pipe urbanization for the Thief River Falls Flood Damage Reduction, RLWD Project No. 171A. Motion Carried.

President Dale M. Nelson turned the meeting over to Vice President Gene Tiedemann.

Administrator Jesme stated that a local landowner is concerned about rising lakes levels in the Judicial Ditch 5, Four Legged Lake, RLWD Project No. 102 area. RLWD staff surveyed the area and determined that a culvert had been subsequently raised from the original survey design of the project. Jesme indicated that Clearwater County would like the culvert lowered to the original planned grade, and will pay all costs incurred. Legal Counsel Sparby stated that an informational meeting should be scheduled to discuss the concerns of the landowner and county. Motion by Knott, seconded by Coe, to schedule an informational meeting for October 14, 2010 at 9:30 a.m. at the District office. Motion carried.

Vice President Gene Tiedemann turned the meeting over to President Dale M. Nelson.

Staff member Corey Hanson discussed the BWSR Grant Applications for the 2011 Fiscal Year. The following projects will be submitted for potential funding: Marshall County Ditch 20 Grade Stabilization Project, Grand Marais Creek Outlet Restoration Grade Stabilization, erosion threatening a home along the Thief River near the Thief River Golf Club, and filter strips and side water inlet pipes along JD 30.

Discussion was held on the correspondence received from the Red River Basin Commission to commit to modeling of the District to identify areas for flood damage reductions sites. The

purpose of the modeling effort is to develop a basin wide flood flow reduction strategy using a 20% reduction in peak flows on the Red River. The Red River Basin Commission will contribute up to \$10,000 to complete the modeling. Motion by Mandt, seconded by Tiedemann, to proceed with the Red River Basin Long Term Flood Solutions, RLWD Project No. 92A and appoint Engineer Nate Dalager, HDR Engineering to complete the modeling for the District. Motion carried.

Correspondence was reviewed from the U.S. Army Corps of Engineers, requesting information to update records for flood damage reduction projects within Minnesota's Red River watershed basin.

Administrator Jesme stated that he had been contacted by Ray Bohn, MAWD who requested Jesme to be a MAWD Representative on a Local Government Round Table Committee. This committee will be comprised of SWCD, Counties and Watershed Districts members for discussion on working together on common goals and elimination of some of the duplicative efforts. It was the consensus of the Board that Jesme should participate on the committee.

The Board reviewed the Permits for approval. Motion by Nordlund, seconded by Ose, to approve the following permits with conditions stated on the permits: No. 10121, Scott Baatz, Fairfax Township, Polk County; No. 10122, Scott Baatz, Russia Township, Polk County; No. 10123, MN Department of Transportation, Russia and Fairfax Townships, Polk County; No. 10125, Leonard Huot, Gentilly Township, Polk County; No. 10126, Monte Casavan, Black River Township, Pennington County; No. 10127, Gary and Dennis Salentiny; Belgium Township, Polk County; No. 10129, Pennington County Highway Department, River Falls Township, Pennington County; No. 10130, Mike Tiedemann, Euclid Township, Polk County; and No. 10132, Michael Seeger, Emardville Township, Red Lake County. Motion carried.

Discussion was held on Permit No. 10128, Pederson Brothers, Terrebonne Township, Red Lake County. A motion was made by Knott, seconded by Tiedemann, to deny permit No. 10128, Pederson Brothers. Motion carried

Administrators Report:

- Manager Knott and Jesme will attend the RRWMB meeting on September 21 to be held in the District office.
- The District should hear early next week whether funding was received for the Grand Marais Creek Outlet Restoration Project from the Lessard Sams Outdoor Heritage Council.
- Mowing has been completed on the Euclid East and Brandt Impoundments. Debris was cleaned on the Moose River Impoundment structures.
- The Thief River Watershed Sediment Investigation report was submitted for comment. Staff member Corey Hanson has received some feedback which can be implemented in the future.

- Don Baloun, NRCS was asked by Collin Peterson, Amy Klobucher and Earl Pomeroy to organize an Ad-Hoc team to develop draft language for a possible Red River Basin initiative within the 2012 Farm Bill concerning programs that can be used for Flood Damage Reduction Projects. Watershed District Administrators of the Red River Basin along with various others from North Dakota and Minnesota were invited to attend. Collin Peterson indicated that there would be a 6 month time frame to gather information.
- Included in the packet is the August 2010 Water Quality Report.

Manager Knott discussed the removal of a culvert through a county road that had been permitted by the District. The applicant did not have permission from the county to remove the culvert. The conditions on the permit stated that the applicant must receive permission from the local road authority. Manager Knott and Administrator Jesme stated that District staff will be completing a survey of the area, and will work with the county and local landowners in assessing any drainage problem issues.

Motion by Coe, seconded by Mandt, to adjourn the meeting.



Orville Knott, Secretary