

RED LAKE WATERSHED DISTRICT
Board of Manager's Minutes
May 12, 2011

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

The Board reviewed the agenda. Landowner Merle Kolstad requested to appear before the Board. A motion was made by Coe, seconded by Nordlund, and passed by unanimous vote that the Board approve the agenda with the addition of Merle Kolstad.

Motion by Ose, seconded by Mandt, to dispense reading of the April 14, 2011 Board meeting minutes and approve them as printed. Motion carried.

The Board reviewed the Financial Report dated May 11, 2011. Motion by Knott, seconded by Tiedemann, and passed by unanimous vote that the Board approve the Financial Report dated May 11, 2011.

Landowner Merle Kolstad asked the Board if any decisions had been made in regard to his drainage concerns he brought to the Board on April 28, 2011. Manager Knott stated that he had contacted Red Lake County Engineer Corkey Kleven, and had not received a response back. Staff member Loren Sanderson discussed the culverts in place and the flow of the land. President Nelson stated that work within a natural waterway is not in the jurisdiction of the District and instructed Mr. Kolstad to contact the Minnesota Department of Natural Resources in regard to working in a natural waterway.

The Board reviewed the Financial Report dated May 11, 2011. Motion by Knott, seconded by Tiedemann, and passed by unanimous vote that the Board approve the Financial Report dated May 11, 2011.

The Board reviewed a letter from the Board of Water and Soil Resources affirming the ability of the Red Lake Watershed District to amend its Ten Year Comprehensive Plan to include a Water Management District. Jerry Bennett updated the Board on the status of the Viewers Report for the Improvement to Pennington County Ditch 1/Thief River Falls Flood Damage Reduction Project, RLWD Project No. 171 and 171A, respectively.

Landowner Darrell Dolalie met with the Board in regard to his installation of ditch plugs/dams in Pine Lake Township. Mr. Dolalie referenced letters he received from the District, Pine Lake Township and Clearwater County. Pine Lake Township Supervisor Larry Peterson was also in attendance. The Board reviewed the easement that Pine Lake Township had with Mr. Dolalie's grandfather since 1952. Staff member Loren Sanderson discussed survey information he obtained. Mr. Dolalie stated that when the Ditch was dug it was not dug all the way to the lake as was mentioned in the agreement, therefore the area that it drains into is now a marshy swamp area. Mr. Dolalie would like the township to pursue a ditch system on the north side of the township road, rather than draining the water through his property. It was the consensus of the

Board that no information has been presented that changes the order of the Board mentioned in the letter in that Mr. Dolalie has to remove all dikes in the drainage way or work with the Pine Lake Township to apply for culverts to be placed through the installed ditch plugs/dams.

At 10:00 a.m., President Dale M. Nelson recessed the general meeting and called the Final Hearing for the Lateral to Pennington County Ditch 75, RLWD Project No. 170A to order. President Nelson turned the meeting over to Legal Counsel Sparby to address the hearing and its process. Sparby indicated that the hearing is being videotaped and will be available for viewing at the RLWD office. It was also noted that the appropriate notices had been given. A copy of the MN DNR Director's Advisory Report and MN BWSR Advisory Report were given to all those in attendance and read aloud as part of the record. Jeff Langan, Houston Engineering, Inc. and Engineer for the project presented the Final Survey Report for the project. Jerry Bennett, Roger Beiswenger and Rodney Langaas, viewers for the project presented their Viewers Report for the project. The Engineer and Viewers entertained questions from the Board and the audience. After all in attendance were given a chance to ask questions and/or make comments, the hearing was closed. After discussion by the Board, it was the consensus of the Board to have the Viewers address questions by Clayton and Betty Loiland in the NE1/4, Section 8 and also review property located in the SW1/4, Section 16 and report back to the Board at the May 26, 2011 Board meeting at 10:00 a.m.

A request was received from Agder Township for a one year extension to Permit No. 09133 until May 19, 2012. Motion by Ose, seconded by Mandt, to extend Permit No. 09133, Agder Township to May 19, 2012. Motion carried.

The Board reviewed the permits for approval. Motion by Knott, seconded by Nordlund, to approve the following permits with conditions stated on the permit: No. 11023, Terrebonne Township, Red Lake County; No. 11024, MN Department of Transportation, Rollis Township, Marshall County; No. 11026, Fred Barrett & Sons, Huntsville Township, Polk County; No. 11027 Ole Tweet, Smiley Township, Pennington County; and No. 11028, Reiner Township, Pennington County. Motion carried.

Administrator Jesme updated the Board on the 2011 MAWD Summer tour.

Administrators Update:

- Manager Knott and Jesme will attend the RRWMB meeting on May 17, 2011 in Ada.
- Staff members from the District and Agassiz NWR are continuing to gather information that was requested at the April 28th meeting in regard to the water control structure on Agassiz Pool/SD 83.
- Staff member Jim Blix attend a Civil 3D Seminar hosted by Houston Engineering. Blix indicated that it was a helpful class and is interested in bringing in an instructor from Houston Engineering to give a more detailed specific seminar for District staff.

- Staff members Loren Sanderson and Corey Hanson attended a meeting with Scott Hahn-USFWS, Dave Friedl-MnDNR, Garry Bennett-MnDNR and Nate Dalager-HDR Engineering at the Spring Gravel Dam site to review options for a potential project. It was the consensus of District staff that the agencies in attendance at the meeting had very little interest in restoring the dam for FDR but would rather restore the existing channel. The channel is a legal drainage system under the jurisdiction of Polk County.
- As of May 2, 2011 all impoundments were drawing down very nicely with the exception of Moose River Impoundment which was still storing as Agassiz and Thief Lake had not reached their summer levels. Moose River began drawing down on May 9th as water was reaching the spillway on the North Pool, which could take upwards of 45 days to complete. Drawdown of the Euclid East, Brandt and Parnell Impoundments have been successfully completed. Staff received positive feedback from downstream landowners that assisted in monitoring water levels.
- Included in the packet is the "draft" 2010 Annual Report.
- A Grand Marais Cut Channel landowner meeting will be held at 9:00 a.m., May 16, 2011 in East Grand Forks. The meeting was scheduled by Polk County to discuss the possibility of using ditch funds from legal systems that pay an outlet fee to Grand Marais State Ditch (cutoff channel). This funding combined with the District's funding to assist in paying the local cost share required in the BWSR grant. Jesme and Engineer Jeff Langan will attend the meeting. Joint Powers Board members Nelson, Tiedemann and Knott are welcome to attend.
- Footage for the River Watch video will be taken, weather permitting, on May 19th. This video will feature the Bagley River Watch program and will be an educational tool throughout the Red River Basin.

Motion by Tiedemann, seconded by Coe, to authorize Administrator Jesme to set up a Civil 3D training seminar with Houston Engineering, Inc. at the District office for staff members. Motion carried.

Manager Nelson questioned if there was any updates on the Goose Lake Impoundment. Administrator Jesme stated that he had sent an email to the MnDNR and has not had a response back.

Manager Ose asked about the time frame of the Lessard Sam Heritage Council. Administrator Jesme stated that the application deadline is July 15, 2011 and the Lessard Sam Heritage Council will meet in September 2011.

Legal Counsel Sparby stated that he had contacted Drees, Risky and Vallagher in regard to a cell phone policy. Sparby indicated that he should have a policy for the Board to review at a later meeting.

Legal Counsel Sparby stated that he has drafted a letter to be sent to the bonding company for the Improvement to Pennington County Ditch 75, RLWD Project No. 170.

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Manager Nordlund asked if there was any movement on a petition for Four Legged Lake, RLWD Project No. 102. Discussion was held on the possibility of an abandonment of the ditch. Legal Counsel Sparby stated that the landowners would have to petition the District for an abandonment of the ditch system.

Further discussion was held on the determination of lands in the benefitted area for the Lateral to Pennington County Ditch 75, RLWD Project No. 170A.

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



Orville Knott, Secretary