

RED LAKE WATERSHED DISTRICT
Board of Manager's Minutes
May 26, 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. Manager Ose requested that Permit No. 06082, Agassiz National Wildlife Refuge be addressed at the June 9, 2011 Board meeting. A motion was made by Nordlund, seconded by Knott, and passed by unanimous vote that the Board approve the agenda with the removal of Permit No. 06082.

Motion by Knott, seconded by Mandt, to dispense reading of the May 12, 2011 Board meeting minutes and approve them as printed. Motion carried.

The Board reviewed the Financial Report and Investment Summary dated May 25, 2011. Motion by Tiedemann, seconded by Knott, and passed by unanimous vote that the Board approve the Financial Report and Investment Summary dated May 25, 2011.

Administrator Jesme stated that the District received a request by First National Bank-Bemidji to release excess securities. Jesme stated that the District will have adequate securities to cover the current investments. A motion was made by Tiedemann, seconded by Coe, to authorize the release of excess securities at First National Bank-Bemidji. Motion carried.

The Board reviewed the letter submitted to the bonding company for the Improvement to Pennington County Ditch 75, RLWD Project No. 170.

Staff member Gary Lane stated that the Red Lake SWCD received additional state cost share funds in the amount of \$2,532.75 for the installation of side water inlet pipes with traps for RLWD Ditch 3, Project No. 7. The Red Lake SWCD will cost share 75%, with the remaining 25% paid for by the system. Lane stated that an agreement will be forthcoming. Motion by Knott, seconded by Tiedemann, to accept the cost share for installation of side water inlet pipes with traps for RLWD Ditch 3, Project No 7 and authorize Administrator Jesme to sign the agreement when received. Motion carried.

The Board reviewed a Resolution for a boundary change between the Red Lake Watershed District and the Sand Hill River Watershed District. Administrator Jesme, staff member Loren Sanderson and Managers Tiedemann and Nelson met with representatives from the Sand Hill River Watershed District to review the proposed changes. Jesme stated that upon the District's approval, a petition and map will be submitted for signature and then forwarded to the Board of Water and Soil Resources. Motion by Mandt, seconded by Nordlund, to approve the resolution for a boundary change between the Red Lake Watershed District and Sand Hill River Watershed District, authorizing Administrator Jesme to sign said petition and map once it is received and to forward it to the Board of Water and Soil Resources. Motion carried.

The Board reviewed a Resolution for the withdrawal of 2,198.21 acres located in Beltrami and Itasca County that are presently within the boundaries of the Red Lake Watershed District and to transfer the same to the Mississippi Watershed District. Administrator Jesme stated that a landowner in Beltrami County requested the District to determine where his property drains. After reviewing the area, District staff determined that the property drains into the Mississippi watershed. Jesme stated that upon the District's approval, a petition and map will be submitted for signature and then forwarded to the Board of Water and Soil Resources. Motion by Tiedemann, seconded Coe, to approve the resolution for a correction in the boundary line between the Red Lake Watershed District and the Mississippi Watershed District to make the common boundary between the two watersheds more closely conform to the actual watershed drainage divide, authorizing Administrator Jesme to sign said petition and to forward it to the Board of Water and Soil Resources. Motion carried.

Administrator Jesme stated that the Polk County Board of Commissioners approved contributing \$253,000 of county ditch funds towards the Grand Marais Creek Cut Channel, RLWD Project No. 60FF. The District also received \$662,000 from the Clean Water Fund Competitive Grants Awarded through BWSR. The estimated total project cost is \$1.1 million. Discussion was held on the District's share for project funding. Motion by Tiedemann, seconded by Knott, to accept the funding contribution from the Polk County Board of Commissioners and that the District would contribute the remaining balance of costs not covered by other available funding sources to complete construction of the Grand Marais Creek Cut Channel, RLWD Project No. 60FF. Motion carried.

Engineers Nate Dalager and Matt Peterson from HDR Engineering were present to discuss the request from Charlie Anderson and the Red River Basin Board for long term flooding solutions throughout the Red River Basin. Dalager stated that the original request was to help reduce flows by 20% on the Red River. Mr. Anderson later indicated that in order to reach a 20% reduction for the Red River of the North, the District would have to reduce flows on the Red Lake River through Crookston by approximately 30%. Peterson stated that HDR Engineering, Inc. used the model that was developed as part of the District's 10 Year Comprehensive Plan. Considerable discussion was had as to how much storage would have to be attained to reach these goals and how long it would take. Dalager expressed that this model was intended to assist the Board in determining what percent of flow reductions are required in each sub-watershed to reach the 30% flow reduction to the Red Lake River in Crookston. Questions were had as to the future of FDR money being provided by the State and where do we start?

Nathan Nordlund, Clearwater SWCD discussed a possible storm water pond site for the City of Clearbrook on property owned by Ernest Stoker. Administrator Jesme stated that discussion was previously had with Mr. Stoker in regard to the use of his property for a storm water pond, but he had requested a site on the North and East side of Minnesota State Highway #92 on the west end of Clearbrook be used. Mr. Nordlund stated that the Joint Powers Board would survey the site and develop the plans at a cost of \$600. Nathan. Nordlund also discussed the restoration of the Silver Creek to its original stream channel that was completed in 2007 from funds from the

Districts Erosion Control Project Funds, RLWD Project No. 164. During the Spring 2011 flood event, the culverts within the Silver Creek restoration were washed out. Eddy Townships replaced the culverts at a cost of \$10,492.50. The SWCD approved using a portion of the yearly allotment from the 2011 Erosion Control Project funds, received from the Red Lake Watershed District, in the amount of \$6,295 towards the cost of the project. Eddy Township will pay the remaining balance. Discussion was held that the Board would like to see some type of emergency relief for the culverts in question. One idea is to install a culvert under a driveway to the north thus allowing high water to flow north in emergency conditions. Motion by K. Nordlund, seconded by Coe, to authorize \$600 from the District Erosion Control cost share dollars to help fund the Joint Powers Board survey of the Clearbrook Storm Water Retention Pond site owned by Ernest Stoker and to develop the plans. Motion carried with Manager Mandt opposed. It was also the consensus of the Board that the Clearwater SWCD should address the District's concerns in regard to the culverts in the Silver Creek located in Eddy Township and report back to the Board.

Viewers for the Lateral to Pennington County Ditch No. 75, RLWD Project No. 170A, Roger Beiswenger and Rodney Langaas, presented their findings after questions arose at the Final Hearing held on May 12, 2011. The viewers looked at the area, Lidar and contour maps and determined that if a culvert was installed in a driveway in the NE1/4, Section 8, Star Township water from this area could be drained into the New Lateral to Pennington County Ditch 75. The Viewers recommended removing 5.6 acres from property owned by Clayton and Betty Loiland and lowering the assessment rate to \$50.00 per acre on said property. The Viewers also determined that 132.29 acres in the SW1/4, Section 16, Star Township owned by Valerie Zahara, Laura Paddock, Juanita & Dean Prestegaard should be included in the viewers report at an assessment rate of \$50.00 per acre. Motion by Mandt, seconded by Coe, to approve the Final Engineer's Report and to approve Viewer's recommended changes to the Viewer's Report for the New Lateral to Pennington County Ditch 75, RLWD Project No. 170A, and to accept the same. Motion by Coe, seconded by Knott, to establish as a project the New Lateral to Pennington County Ditch 75, RLWD Ditch No. 13, RLWD Project No. 170A, and to instruct the Engineer to complete the Plans and Specifications for the New Lateral to Pennington County Ditch 75, Red Lake Watershed District Ditch 13, Project No. 170A and to have Legal Counsel Sparby draft a resolution for establishment of the project. Motion carried.

A request was received for haying from Clifford Schultz for the Euclid East Impoundment and from Mark Askeland for the Brandt Impoundment. Motion by Tiedemann, seconded by Coe, to approve haying by Clifford Schultz and Mark Askeland for the Euclid East Impoundment and Brandt Impoundment, respectively, on the same terms as in the past, once each individual has signed the Release of Claims and Indemnification and Hold Harmless Agreement. Motion carried.

Motion by Knott, seconded by Nordlund, to approve the 2010 Annual Report. Motion carried.

Engineer Nate Dalager, HDR Engineering, Inc. and Viewers Roger Beiswenger and Rodney Langaas updated the Board on progress of the Improvement to Pennington County Ditch 1/Thief River Falls Flood Damage Reduction Project, RLWD Projects No. 171 and 171A.

The Board reviewed Permit No. 10160, King Township, Polk County that was previously tabled. Motion by Mandt, seconded by Tiedemann, to approve Permit No. 10160, with conditions stated on the permit. Motion carried.

The Board reviewed Permit No. 10200, Everett Ault, River Falls Township, Pennington County that was previously tabled. Motion by Knott, seconded by Mandt, to approve Permit No. 10200, with conditions stated on the permit. Motion carried.

The Board reviewed the permits for approval. Motion by Tiedemann, seconded by Ose, to approve the following permits with conditions stated on the permit: No. 11029, Marshall County Highway Department, Valley Township; No. 11031, Curtis Funk, Wylie Township, Red Lake County; No. 11030, Lessor Township, Polk County; No. 11032, Russell W Thorpe, Equality Township, Red Lake County; No. 11033, Aaron Baldwin, Holt Township, Marshall County; No. 11034, David Watne, Gully Township, Polk County. Motion carried.

Administrators Update:

- Jesme and Manager Knott attended the RRWMB meeting in Ada on May 17, 2011. As part of the meeting, the RRWMB toured the Upper Becker Dam Option D project as part of the Step 1 Submittal as defined in the "Governing Documents".
- Staff has been in discussion with Agassiz and Thief Lake to determine if the gates of the Moose River Impoundment can be opened. Stoplogs were installed on Pine Lake on May 17, 2011.
- The River Watch video was shot on May 19, 2011. Staff member Jim Blix indicated that taping appeared to go well and is convinced that the video will be a very good tool to share with other schools and organizations.
- The District received a draft watershed management plan from the Sand Hill River Watershed District.
- Included in the packet is the April 2011 Water Quality Report.
- Construction of one NRCS ring dike will proceed in West Polk County. Staff is in the process of getting signed agreements along with bid and specs. Staff is also continuing to get state funded ring dikes completed and are presently getting costs together to see if there is adequate funding available.
- Included in the packet is the most recent "Disaster Declaration" which was updated on May 24, 2011 and includes various counties in our District as well as the Red Lake Nation.

Discussion was held on the next step for the Grand Marais Cut Channel, RLWD Project No. 60FF. Engineer Jeff Langan, Houston Engineering, Inc. will complete the final engineers report

and present it to the Board, then proceed with the plans and specifications. A hearing will need to be held.

Manager Tiedemann stated that he had received a letter from John Johnson in regard to Kam Harstad's driveway elevation that was permitted by Polk County and the Red Lake Watershed District. Mr. Johnson would like the County and the District to review the permit and determine if any adjustments should be made to assure water will not overtop CSAH #64 in the vicinity of their house.

Legal Counsel Sparby stated that the title company has the wetland banking credit information for the Louisville Parnell Impoundment.

Manager Nordlund discussed the conflict between Darrell Dolalie and Pine Lake Township. Administrator Jesme stated that the township had contacted him, stating that they would like to turn the ditch over to the watershed district. Legal Counsel Sparby stated that this is not a legal drainage system, the township has an easement with Dolalie for a ditch therefore, there is no ditch to turn over to the District.

Manager Knott discussed the concern of Merle Kolstad. Kolstad has been in contact with both Polk and Red Lake Counties.

Manager Mandt stated that he met with a Lessor Township board member to discuss drainage concerns.

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



Orville Knott, Secretary