

RED LAKE WATERSHED DISTRICT
Board of Manager's Minutes
October 25, 2012

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

The Board reviewed the agenda. A motion was made by Ose, seconded by Knott, and passed by unanimous vote that the Board approve the agenda. Motion carried.

Motion by Knott, seconded by Torgerson, to dispense reading of the October 11, 2012 Board meeting minutes and approve them as printed. Motion carried.

The Board reviewed the Financial Report dated October 24, 2012. Motion by Mandt, seconded by Torgerson, and passed by unanimous vote that the Board approve the Financial Report dated October 24, 2012. Motion carried.

The Board reviewed a Quarterly Performance Report with the U.S. Fish and Wildlife Service for the Glacial Ridge Project, RLWD Project No. 152. Administrator Jesme stated that the U.S. Fish and Wildlife Service is requesting an extension to the grant, to extend the monitoring period due to low flow this past year. Motion by Torgerson, seconded by Mandt, to approve a grant extension through September 30, 2014, to allow for extended water quality monitoring for the Glacial Ridge Project, RLWD Project No. 152. Motion carried.

The Board reviewed correspondence from the MN Board of Water and Soil Resources extending the expiration date for the Red Lake Watershed District 10 Year Overall Plan to October 2018. Administrator Jesme stated that the extension allows for the synchronization of the watershed district update schedule and process with the MPCA Watershed Restoration and Protection Strategies (WRAPS) schedule, which will allow the watershed district the ability to utilize the WRAPS detailed water quality assessments to develop their implementation plans.

Administrator Jesme stated that the permit from the U.S. Army Corps of Engineers for the Grand Marais Cut Channel, RLWD Project No. 60FF will be approved in the near future. Due to low bid results, the District is extending the scope of the project, therefore an additional U.S. Army Corps of Engineers permit is required.

Motion by Knott, seconded by Ose, to grant a one year extension to Permit No. 11170, Gary Novak, River Township, Pennington County. Motion carried.

The Board reviewed the permits for approval. Motion by Mandt, seconded by Ose, to approve the following permits with conditions stated on the permits: No. 12151, Richard Salentiny, Mayfield Township, Pennington County; No. 12153, Steve Olson and Ron Davidson, Holt Township, Marshall County; No. 12154, Noel Joppru, North Township, Pennington County; No. 12155, Trent Stanley and Donna Nelson, Moylan and Grand Plain Township, Marshall County; No. 12156, Hruby Farms, Inc., Grand Plain Township, Marshall County; and No. 12157, Gene Trontvedt, Deer Park, Pennington County. Motion carried.

The Board reviewed the General Obligation Drainage Bonds from Northland Securities, Inc. for the construction of RLWD Ditch 14/Thief River Falls Flood Damage Reduction, RLWD Project No. 171/171A. Administrator Jesme stated that the bonding agent is requesting a reimbursement resolution that states the District intended to Bond for both projects. Legal Counsel Sparby stated that MN State Statutes are not specific, but states that we can bond if necessary. Sparby stated that he could draft a resolution and have the Board reaffirm it. Motion by Mandt, seconded by Knott, to draft a Reimbursement Resolution for the construction of RLWD Ditch 14/Thief River Falls Flood Damage Reduction Project, RLWD Project No. 171/171A, based on the Final Hearing of the project. Motion carried.

Administrators Update:

- Jesme and Manager Knott attended the RRWMB meeting held in Fertile on October 16, 2012. The next meeting will be held on November 20, 2012 in Fertile. The RRWMB approved minutes from August 21, 2012 were included in the packet.
- Jesme and Manager Knott attended the Red River Basin FDR Work Group meeting held in the District office on October 17, 2012.
- Preconstruction documents have been received from Taggart Excavating for the Clearbrook Stormwater Project. A preconstruction meeting was held on October 2, 2012. There was a delay in construction due to the contractor assisting with the fires in Northwestern Minnesota.
- Preconstruction documents have been received from Wright Construction for the Flage Erosion Control Project. A preconstruction meeting was held October 9, 2012. Phase I construction which consists of the diversion ditch and structures has started and progressing well. The diversion channel is near completion with the topsoil being installed this week. Seeding will begin this week as well as culvert installation. If the weather holds, construction should be completed within a few weeks.

At 9:30 a.m. President Dale M. Nelson recessed the meeting to allow for the Grand Marais Creek Joint Powers Board hearing on the Grand Marais Creek Channel Restoration Project, RLWD Project No. 60F.

President Dale M. Nelson reconvened the meeting and stated that the Board would recess until 10:30 a.m. at which time it would address the Preliminary Hearing for the Brandt Channel, RLWD Project No. 175.

At 10:30 a.m., President Dale M. Nelson reconvened the general meeting and called the Preliminary Hearing for the Brandt Channel, RLWD Project No. 175 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 as required by statute had been given. Attorney Kurt Deter, Legal Counsel for the Petitioners stated that the Petitioners' support the Petition and findings in the Preliminary Engineers Report. A copy of the MN DNR Director's

Advisory Report and MN BWSR Advisory Report were read into the record, given to all those in attendance and also placed as part of the record. A letter supplied by a concerned landowner was also made available to the public and Board as part of the information packet and was included as part of the record. Nate Dalager, HDR Engineering, Inc., engineer for the project, presented the Engineers Preliminary Survey Report for the project and entertained questions from the Board and the audience. After all in attendance were given a chance to ask questions and/or make comments, the preliminary hearing was closed for public comment. After discussion by the Board, a motion was made by Ose, seconded by Knott, to approve the Engineers Preliminary Survey Report, authorize the Engineer to complete the Detailed Survey Report and appoint Jerry Bennett, Roger Beiswenger and Roger Langaas as viewers for the Brandt Channel, RLWD Project No. 175. Motion carried.

Petitioners' Attorney, Kurt Deter, stated that the Petitioners for the Brandt Channel, RLWD Project No. 175, will work on increasing the current bond for the project.

Motion by Ose, seconded by Torgerson, to adjourn the meeting. Motion carried.



Orville Knott, Secretary