

RED LAKE WATERSHED DISTRICT
Board of Manager's Minutes
January 24, 2013

Present were: Managers Gene Tiedemann, LeRoy Ose, Albert Mandt, Orville Knott, Les Torgerson and Lee Coe. 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 Mandt, and passed by unanimous vote that the Board approve the agenda. Motion carried.

Motion by Mandt, seconded by Knott, to dispense reading of the January 10, 2013 Board meeting minutes and approve them as printed. Motion carried.

The Board reviewed the Financial Report dated January 23, 2013. Motion by Ose, seconded by Torgerson, and passed by unanimous vote that the Board approve the Financial Report dated January 23, 2013. Motion carried.

Administrator Jesme stated he attended a meeting with Attorney Kurt Deter and Polk County staff in regards to Polk County Ditch 40 and a portion of the legal drainage system, RLWD Ditch #11, recently improved by a petition submitted to the District. Some of the discussions that were had were how to address the negative balance of \$15,000 in the County Ditch 40 system and how it relates to the improved portion. Discussion was also had with Mr. Deter was to how to better manage the system which included the process of transferring the remaining system to the Red Lake Watershed District and manage it as one system under the benefited area already completed for Ditch 11, RLWD Project No. 166. Jesme stated that when RLWD Ditch #11 was completed, the project was viewed as one project as we were under the assumption that the entire system would be turned over to the District. Deter stated that if the county decides to transfer County Ditch 40 to the District, he recommended that the county should zero out the levy prior to the transfer.

The Board reviewed the Quarterly Performance Report for the Glacial Ridge Project, RLWD Project No. 152 from the U.S. Fish and Wildlife Service.

Notice of Contract Approval was received from Polk County FSA to place land in CRP for the Louisville/Parnell Project, RLWD Project No. 121.

Administrator Jesme stated that he had submitted a bill to the City of Clearbrook for construction of the Clearbrook Stormwater Retention Pond, RLWD Project No. 160 in the amount of \$5,000. Jesme stated that the District's October 23, 2008 minutes stated that the City of Clearbrook agreed to pay \$10,000 towards the construction of two storm water retention ponds, with the possibility of a third site if funding was obtained. The City of Clearbrook informed Jesme that it was their opinion that the \$10,000 was for construction of all three sites and agreed to pay \$3300. Jesme submitted a bill to the city in the amount of \$3300, but was later informed that the city felt the construction area was too rough, therefore they were withholding an additional \$1,000. Jesme informed the city that the final payment hearing had been advertised properly and there was no objection to the final payment, therefore there is no recourse to add additional work

to the contractor. After considerable discussion by the Board, a motion was made by Ose, seconded by Mandt, to bill the City of Clearbrook \$3,333.00 for construction of the Clearbrook Stormwater Retention Pond, RLWD Project No. 160. Motion carried.

At 9:30 a.m., the final payment hearing for R.J. Zavoral & Sons, Inc. concerning the construction of the Grand Marais Creek Cut Channel, RLWD Project No. 60FF was called to order. Present at the hearing was Engineers Jeff Langan and Tony Norby, Houston Engineering, Inc. Vice President Tiedemann 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 Torgerson, seconded by Coe, to approve the final payment in the amount of \$38,461.14 to R.J. Zavoral & Sons, Inc. for the construction of the Grand Marais Creek Cut Channel, RLWD Project No. 60FF. Motion carried. The hearing was videotaped and is on file at the RLWD office.

MAWD dues for 2013 were presented to the Board. Motion by Ose, seconded by Coe, and passed unanimously to approve paying \$3,500 for the 2013 MAWD dues.

The Board reviewed the permits for approval. Motion by Knott, seconded by Ose, to approve the following permits with conditions stated on the permit: No. 13001 and 13002, Garden Valley Telephone Company, Polk and Clearwater County's. Motion carried.

Administrators update:

- Jesme and Manager Knott attended the RRWMB meeting held at the District office on January 15, 2013.
- Jesme will attend this afternoon a FEMA Flood Plain Mapping meeting with staff from Wenck and the Cities of Thief River Falls and Red Lake Falls.
- Included in the packet were the December 11, 2012 Red River Retention Authority minutes.

Administrator Jesme and Engineer Jeff Langan, Houston Engineering, Inc. discussed various landowner meetings regarding construction details for the Grand Marais Creek Restoration Project, RLWD Project No. 60F. Langan has been in contact with landowners regarding spoil placement, crossings and access to property. Langan further stated that the archeological review will begin the week of January 28th. A Project Team meeting will be scheduled for February 21, 2013 at 9:30 a.m. at the District office.

Manager Tiedemann stated that funding was included in the Governors Budget for a Watershed/County pilot project to update a county watershed plan. Tiedemann noticed that Beltrami County is soon due to update their plan and suggested that Beltrami County work with the District together to update their plan.

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

A handwritten signature in blue ink that reads "LeRoy Ose". The signature is written in a cursive style with a light blue background behind the text.

LeRoy Ose, Secretary