

RED LAKE WATERSHED DISTRICT
Board of Manager's Minutes
June 23, 2015

President Dale M. Nelson called the meeting to order at 9:00 a.m. at the Red Lake Watershed District Office, Thief River Falls, MN.

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

Landowner Trent Stanley requested to appear before the Board for discussion on the Permit Rules and Regulations.

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

Motion by Knott, seconded by Torgerson, to dispense reading of the June 11, 2015 Board meeting minutes and approve them as corrected. Motion carried.

Administrator Jesme stated that he would like clarification on the apportionment of the health insurance rebate to offset the staff members' insurance contribution that was received from the Northwest Service Cooperative. The refund amount of \$4,044.47 was a result of the 2013 experience year, less insurance claims. Jesme questioned if the disbursement should be given to current employees or staff that paid towards the premium in 2013. Motion by Knott, seconded by Torgerson that the health insurance rebate received should be disbursed to current employees only. Motion carried.

The Board reviewed the Financial Report and Investment Summary dated June 22, 2015. Motion by Tiedemann, seconded by Knott, to approve the Financial Report and Investment Summary dated June 22, 2015. Motion carried.

The Board reviewed and made corrections to the draft Permit Rules and Regulations. Discussion was held on the use of a General Permit and the hearing process for implementation of the Permit Rules and Regulations. Motion by Tiedemann, seconded by Knott, to hold a hearing for revisions to the District's Permit Rules and Regulations on August 13, 2015 at 10:00 a.m. at the District office during the regularly scheduled Board meeting. Motion carried.

Engineer Jeff Langan, Houston Engineering, Inc. discussed construction progress for the Grand Marais Creek Channel Restoration-Phase 2, Diversion Structure, RLWD Project No. 60F. The Board reviewed Pay Estimate No. 3 in the amount of \$54,352.30 for construction of the Grand Marais Creek Channel Restoration-Phase 2, Diversion Structure, RLWD Project No. 60F. Motion by Coe, seconded by Ose, to approve Pay Estimate No. 3 in the amount of \$54,352.30 to R.J. Zavoral & Sons, Inc. for construction of the Grand Marais Creek Channel Restoration-Phase 2, Diversion Structure, RLWD Project No. 60F. Motion carried.

Engineer Jeff Langan, Houston Engineering, Inc. reviewed Change Order No. 9 for construction of the Grand Marais Creek Channel Restoration, Project No. 60F in the amount of \$19,084.20. Langan stated that the Change Order is for converting grass seed to native wildlife mixture. Motion by Ose, seconded by Tiedemann, to approve Change Order No. 9, in the amount of \$18,084.20 for the Grand Marais Creek Channel Restoration, Project No. 60F. Motion carried.

Engineer Jeff Langan, Houston Engineering, Inc. recommended to the Board a reduction in retainer from 7.5% to 2.5% for Davidson Construction, Inc. for construction of the Grand Marais Creek Channel Restoration Project, RLWD Project No. 60F. Motion by Tiedemann, seconded by Coe, to approve the reduction in retainer withheld for the construction of the Grand Marais Creek Channel Restoration, Project No. 60F, from 7.5% to 2.5%. Motion carried.

Engineer Jeff Langan, Houston Engineering, Inc. discussed construction progress for the Grand Marais Creek Channel Restoration Project, RLWD Project No. 60F. Langan stated that if the weather cooperates, construction should be completed within the next two weeks. The Board reviewed Pay Estimate No. 10 in the amount of \$313,708.79 for construction of the Grand Marais Creek Channel Restoration Project, RLWD Project No. 60F. Motion by Knott, seconded by Torgerson, to approve Pay Estimate No. 10 in the amount of \$313,708.79 to Davidson Construction, Inc. for construction of the Grand Marais Creek Channel Restoration Project, RLWD Project No. 60F. Motion carried. It was the consensus of the Board to hold a tour of the project after the July 9, 2015 Board meeting and invite the Grand Marais Creek Joint Powers Board to participate.

The Board reviewed a Petition for Abandonment of Judicial Ditch No. 5, RLWD Project No. 102. Administrator Jesme stated that 57.97% of the landowners signed the petition. Motion by Torgerson, seconded by Tiedemann, to accept the Petition of Abandonment of Judicial Ditch No. 5, RLWD Project No. 102 and set a hearing date for July 23, 2015 at 9:30 a.m. Motion carried.

Manager Nelson stated he had spoken to a landowner who has been working through the process of submitting a petition for a new legal drainage system. The landowner questioned whether landowners that signed the petition 4-5 months ago, if their signature is still valid. The Petition had not been presented to the Board. Legal Counsel Sparby stated that he would recommend the landowner contact the landowners that have currently signed the petition to affirm their signatures, but since it had not yet been presented to and accepted by the Board, any landowner could have their name removed from the Petition upon request.

The Board reviewed an agreement with the U.S. Fish and Wildlife Service to reduce/eliminate cattails within the BR-6 Impoundment, RLWD Project No. 43, that the Board had previously granted authority to Administrator Jesme sign the agreement on behalf of the Board.

The Board reviewed correspondence from Rinke Noonan regarding Drainage Authority Inspection Responsibilities. Administrator Jesme stated that the information pertains to making sure the District is maintaining our ditch systems and to make sure the information is documented.

The Board reviewed the “Flood Damage Reduction Communication Needs Survey”. Administrator Jesme will complete the submission of the survey.

The Board reviewed a River Watch Agreement with the Win-E-Mac School District for signature by President Nelson as previously approved by the Board.

Staff Member Loren Sanderson stated that he had been contacted by a landowner at the outlet of the Louisville/Parnell Impoundment Project No. 121 regarding a field entrance. Sanderson stated that when the crossing was installed during construction of the impoundment the culvert was not installed on the property line (which is now owned by different landowners). Discussion was held on leaving the current entrance in place and installation of a second entrance on the property or moving the culvert onto the property line. Motion by Coe, seconded by Ose, to remove the current field entrance culvert and install a new culvert on the property line. Motion carried.

The Board reviewed correspondence from the Clearwater County Environmental Services regarding a proposed subdivision of land near the outlet of Pine Lake. Sanderson indicated that he was aware of the subdivision and it seems to be fine in terms of location, drainage and location to access road easement for the Pine Lake Project. It was the consensus of the Board to have staff review and if there is any concerns, report back to the Board.

Administrator Jesme stated the Technical Evaluation Panel will tour the Pine Lake Project Area on Monday, June 29th, beginning at 10:00 a.m. at the Sportsman’s Lodge at Pine Lake. Manager’s Torgerson and Coe will also attend.

Staff member Loren Sanderson discussed the drainage concern on the Red Lake County/Polk County line along CSAH 49, that was discussed at the June 11, 2015 Board meeting. Sanderson stated that the Red Lake County Engineer would like to meet with the landowners and representatives from the District and Polk and Red Lake County. Sanderson stated that an earthen berm that was installed in the County Road right of away should be removed. Manager Knott stated that he will have a discussion with the Red Lake County Engineer and report back to the District staff if a meeting is required.

The Board reviewed a request for withdrawal of Permit No. 15067, Gateway Building Services, Inc., Section 27, North Township, Pennington County. Motion by Ose, seconded by Torgerson to approve the withdrawal of Permit No. 15067, Gateway Building Services. Motion carried.

The Board reviewed the permits for approval. Motion by Knott, seconded by Tiedemann, to approve the following permits with conditions stated on the permit: No. 15058, Richard Salentiny, North Garnes Township, Red Lake County; No. 15060, Pete Carlson, North Township, Pennington County; No. 15062, Steven Holte, Eckvoll Township, Marshall County; No. 15063, Garnes Township, Red Lake County; No. 15069, Joel Ross, Crookston Township, Polk County; and No. 15070, Gateway Building Services, North Township, Pennington County. Motion carried.

Administrators Update:

- Jesme and Manager Knott attended the RRWMB meeting held on June 16, 2015 at the District office, followed by the FDR meeting at 1:00 p.m.

- Jesme was informed that the landowner lease agreement was approved by the landowner on the JD72 Erosion Control Project. A pre-construction meeting is being held this morning. Construction will start late this week.
- Jesme submitted a Farm Program PL-566 Funding application from the RRRRA and NRCS for potential funding for the Four Legged Lake and Pine Lake Watersheds. It was not clear whether either project will qualify for the funding or if the District would pursue it, but the deadline date was June 15 to be considered for future funding. There is no contractual obligations to the application.
- Jesme and Staff member Hanson participated in a 1W1P Planning Conference to review information that has to be completed prior to the Technical Advisory and Citizens Advisory Committee meetings to be held July 15th.
- Jesme will be leaving for the MAWD Summer Tour after today's Board meeting as the ADA meeting is Wednesday at 10:00 a.m.

Manager Torgerson stated that he will be attending the Clearwater County Commissioner's meeting on June 30th, along with Administrator Jesme to present the 2014 Annual Report and also requested a brief update on the Abandonment of JD No. 5, Project No. 102 to present to the Commissioners.

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



LeRoy Ose, Secretary