

APPROVED (as corrected January 24, 2011)

They stated that the trap is frozen shut and it is their contention that it will not thaw in the spring and it would cause water to back up into their farmstead. They also inquired of the process to file an appeal with the Board for removal of the culvert and the berm on the Johnson property in the west half of section 33.

Jeff Hane informed the Board that the process for Don and Sylvester Narlock to file an appeal is set forth in Minnesota Statutes.

The Board directed Don and Sylvester Narlock to prepare a written appeal and submit it to the District for the Board to review.

Don and Sylvester Narlock left the meeting at approximately 5:40 p.m.

Motion by Mr. Ben Kleinwachter, seconded by Mr. John W Nelson that the following permit be issued:

1. Permit (10-075) to the Minnesota Department of Transportation to mill and overlay Minnesota Trunk Highway #1, from 3 miles West of Alvarado to Warren; to replace failing approach crossing culverts and replace failing centerline culverts as specified in the road plan; to add a 24" centerline culvert in the NW NW of section 4 of Vega Strip (station 397+00); to replace a 47"x 77" SPPA with a 54"x 88" RCPA in the SW SE of Section 32 of Vega Township (station 370+10); to replace a 60" RCP with a 45" x 73" RCPA in the NW NE of Section 1 of Oak Park Strip Township (station 266+85).

Motion unanimously carried.

Motion by Mr. Roger Hille, seconded by Mr. David Bakke that the following permit be tabled for further research of the Watershed Ditch #5 Engineers Report regarding the sizing of culverts and that the applicant furnish a revised permit application requesting the culvert size as stated in the Engineer's Report of Watershed Ditch #5:

2. Permit (10-083) of Steve Moen to install a 24" centerline culvert with a trap, thru Polk County Road #22 into Watershed Ditch #5, in the SE4 of Section 11 of Esther Township.

Motion unanimously carried.

Mr. Doug Sorenson stated that due to the lengthy discussions, the Board would advance to agenda item #15, Closed Meeting.

Mr. Doug Sorenson requested that Pursuant to Minnesota Statutes 13D.05 subd 3 (b) the meeting be closed for Attorney/Client Privileges to discuss litigation strategies and legal theories concerning the Stengrim Open Meeting Lawsuit and the MSTRWD vs Stengrim Breach of Contract lawsuit.

Jeff Hane also requested the Board consider the following:

1. the nature of the dispute and the persons involved are such that he will not be able to be completely candid with the Board if it remains in open session;

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2. the posture of the case right now is such that if you discuss this in open session, the Board will lose some or all tactical advantage;
3. in order for him to fully inform the Board, he may point out items, concepts or alternatives previously unknown or unconsidered by opposing council.

Motion by Mr. Ben Kleinwachter, seconded by Mr. David Bakke that the meeting be closed pursuant to Minnesota Statutes 13D.05 subd 3 (b) for Attorney Client Privileges to discuss litigation strategies and legal theories concerning the Stengrim Open Meeting Lawsuit and the MSTRWD vs Stengrim Breach of Contract lawsuit. Motion unanimously carried.

Wallace Diedrich, Connie Kujawa, Ron Adrian and Danny Omdahl left the meeting at approximately 6:20 p.m.

The meeting was closed at approximately 6:20 p.m.

Motion by Mr. John W Nelson, seconded by Mr. Ben Kleinwachter that the meeting be reopened. Motion unanimously carried.

The meeting was reopened at approximately 7:04 p.m.

Connie Kujawa, Danny Omdahl, Wallace Diedrich and Ron Adrian rejoined the meeting at approximately 7:10 p.m.

Correspondence was distributed from the Red River Basin Commission concerning the Red River Basin Land and Water International Summit Conference scheduled for January 18-20, 2010, at Fargo, ND; from Rinke Noonan concerning a Drainage and Wetland Conference scheduled for February 3, 2011 at St. Cloud; from Warrenton Township in support of work proposed on the Swift Coulee; and from the Minnesota Board of Water and Soil Resources regarding the Agassiz Valley Water Resource Management Project.

Nick Drees stated that the Data Practice Requests from 103 Holmes Dr, Detroit Lakes, MN and from PO Box 131, Warren, MN are available to those who wish to review them.

Nick Drees reported that Polk County has turned jurisdiction of County Ditch #43 and County Ditch #44 to the District; and that he has received an amendment from FEMA for the repairs of Judicial Ditch #75.

Motion by Mr. John W Nelson, seconded by Mr. Alvin Nybladh that Nick Drees be authorized to sign the amendment Agreement for Judicial Ditch #75 with the Federal Emergency Management Agency. Motion unanimously carried.

Motion by Mr. Ben Kleinwachter, seconded by Mr. Marvin Hedlund that Nick Drees be authorized to sign the extension to the Grant Agreement for the Agassiz Valley Water Resource Management Project with the Minnesota Department of Natural Resources. Motion unanimously carried.

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A discussion was held concerning installing traps on the field inlet pipes on the North inlet ditch of the Agassiz Valley Water Resource Management Project. It was the consensus of the Board that Danny Omdahl monitors the situation in the spring to determine if traps are warranted.

Nick Drees reported that as part of the Polk County WCA permit, the mitigation site is to be monitored as part of the mitigation plan. He stated that there is nothing to monitor at the mitigated site at the present time and that monitoring will begin in the spring of 2011.

Nick Drees reported that he contacted the Minnesota Department of Natural Resources concerning potential bird predation at the Agassiz Valley Water Resource Management Project. He was informed by the Minnesota Department of Natural Resources that there is little they can do to provide relief for bird predation.

Mr. Doug Sorenson reported that there are options the District could use to help reduce the bird population, such as applying for an early goose hunting season permit and that a landowner could apply for hunting privileges with the Minnesota Department of Natural Resources Wildlife Department.

Motion by Mr. Roger Hille, seconded by Mr. John W Nelson that Nick Drees be authorized to sign the extension to the Grant Agreement for the District's Overall Plan with the Minnesota Board of Water and Soil Resources. Motion unanimously carried.

Nick Drees reported that the comments received from the Managers for the Mission Statement portion of the Overall Plan have been forwarded to Houston Engineering.

Ron Adrian briefly reported on the procedure used to perform the calibrations on the sub-watershed modeling of the Red River as requested from the Red River Basin Commission. He also stated it appears that the costs will not exceed \$10,000.00.

Nick Drees reported that in 2010 4 ring dikes were built under the NRCS EQIP Program, 2 were built under the Minnesota Department of Natural Resources Farmstead Ring Dike Program, and that the District assisted the Joe River Watershed District on the construction of 2 NRCS EQIP Ring Dikes.

Nick Drees reported that meetings with the Flood Damage Reduction Work Group regarding funding for the Brandt/Angus Project with the Minnesota Department of Natural Resources is ongoing, and it is anticipated that the cost share amount could be greater than 50% for the State portion.

Motion by Mr. John W Nelson, seconded by Mr. Roger Hille that Nick Drees be authorized to sign the cost share agreement with the Minnesota Department of Natural Resources when the funding for the Brandt/Angus Project becomes available. Motion unanimously carried.

Nick Drees reported that individual landowner meetings have been scheduled for December 29 and December 30, 2010 for the affected properties along the Brandt/Angus Project.

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Nick Drees reported that the Red River Watershed Management Board is scheduled to meet December 21, 2010 at the Sand Hill Watershed District, in Fertile, MN at 9:30 a.m.; and that the RRWMB is preparing a calendar for 2011, with each member Watershed District portrayed on a different month of the year.

Motion by Mr. Roger Hille, seconded by Mr. Ben Kleinwachter that the District Employee's be granted a 2.5% salary increase for the year 2011.

A discussion was held, with Mr. John W Nelson entertaining a motion and seconded by Mr. David Bakke to amend the motion of Mr. Roger Hille to offer the District Employee's a 2.3% salary increase for the year 2011. Motion unanimously carried.

Motion by Mr. Roger Hille, seconded by Mr. Ben Kleinwachter to grant a 2.3% salary increase to the District Employees for the 2011 year. Motion unanimously carried.

The 2011 Employee Salaries are as follows:

| Employee | 2010 Hrly Rate | 2011 Hrly Rate | 2011 Monthly Salary |
|---------------|----------------|----------------|---------------------|
| Nick Drees | 37.07 | 37.92 | 6,522.69 |
| Connie Kujawa | 23.94 | 24.49 | 4,212.39 |
| Danny Omdahl | 19.19 | 19.63 | 3,376.60 |
| Ron Sorvig | 17.31 | 17.71 | 3,045.80 |
| Doug Mager | 15.26 | 15.61 | 2,685.09 |

The Board stated that District's contribution to the Employees Health Insurance remain the same as in 2010.

Motion by Mr. Roger Hille, seconded by Mr. Ben Kleinwachter that the District Administrator and the Chairman of the Board set an amount for a gift certificate, for the District Employees, in recognition of 20 years of employment. Motion unanimously carried.

Mr. Doug Sorenson, Mr. Roger Hille and Mr. David Bakke briefly reported on the Minnesota Association of Watershed District's Annual Meeting held in Alexandria, Minnesota.

The insurance policies of the District currently in force, were distributed and reviewed.

Motion by Mr. Ben Kleinwachter, seconded by Mr. John W Nelson that the following 2011 Board Meeting Schedule be adopted:

| | | |
|-------------------|-----------|-------------------------|
| January 4, 2011 | 4:00 p.m. | 1 st Tuesday |
| January 24, 2011 | 4:00 p.m. | 4 th Monday |
| February 7, 2011 | 4:00 p.m. | 1 st Monday |
| February 22, 2011 | 4:00 p.m. | 4 th Tuesday |

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| March 7, 2011 | 4:00 p.m. | 1 st Monday |
| March 21, 2011 | 4:00 p.m. | 3 rd Monday |
| April 4, 2011 | 4:00 p.m. | 1 st Monday |
| April 18, 2011 | 4:00 p.m. | 3 rd Monday |
| May 2, 2011 | 4:00 p.m. | 1 st Monday |
| May 16, 2011 | 4:00 p.m. | 3 rd Monday |
| June 6, 2011 | 4:00 p.m. | 1 st Monday |
| June 20, 2011 | 4:00 p.m. | 3 rd Monday |
| July 5, 2011 | 4:00 p.m. | 1 st Tuesday |
| July 18, 2011 | 4:00 p.m. | 3 rd Monday |
| August 1, 2011 | 4:00 p.m. | 1 st Monday |
| August 15, 2011 | 4:00 p.m. | 3 rd Monday |
| September 6, 2011 | 4:00 p.m. | 1 st Tuesday |
| September 19, 2011 | 4:00 p.m. | 3 rd Monday |
| October 3, 2011 | 4:00 p.m. | 1 st Monday |
| October 17, 2011 | 4:00 p.m. | 3 rd Monday |
| November 7, 2011 | 4:00 p.m. | 1 st Monday |
| November 21, 2011 | 4:00 p.m. | 3 rd Monday |
| December 5, 2011 | 4:00 p.m. | 1 st Monday |
| December 19, 2011 | 4:00 p.m. | 3 rd Monday |
| January 3, 2012 | 4:00 p.m. | 1 st Tuesday |
| January 16, 2012 | 4:00 p.m. | 3 rd Monday |

Motion unanimously carried.

Nick Drees stated he had nothing to report on the joint Summer Tour being hosted by the Red Lake Watershed District and the Middle Snake Tamarac Rivers Watershed District.

Mr. Doug Sorenson gave a brief report on the Water Management Summit meeting.

Nick Drees reported a meeting is scheduled for December 22, at the Bremer Bank with the landowners in Comstock, Viking, Helgeland and Numedal Townships concerning drainage upstream of Judicial Ditch 25-1; he also briefed the Board on the Red River Retention Initiative Committee and its subcommittee.

Mr. Marvin Hedlund reported on the meeting held to gather input on amending the Finding 5 of the Red River Agricultural Levee Agreement.

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Motion by Mr. Roger Hille, seconded by Mr. John W Nelson that the Middle Snake Tamarac Rivers Watershed District supports the examination of modifying the Finding #5 of the Red River Agricultural Levee Agreement with the North Dakota Water Commission. Motion unanimously carried.

Mr. Roger Hille informed the Board that the Minnesota Department of Transportation will be resurfacing Minnesota Trunk Highway #220 and that the District will need to participate in discussion with the State on the project.

Mr. Doug Sorenson announced that the next regular meetings of the Board of Managers are scheduled for January 4, 2011, at 4:00 p.m., provided there is sufficient business; and January 24, 2011, at 4:00 p.m.

Motion by Mr. David Bakke, seconded by Mr. Ben Kleinwachter that the meeting be adjourned. Motion unanimously carried.

The meeting was adjourned at approximately 9:17 p.m.

Connie Kujawa
Recording Secretary

Ben Kleinwachter
Secretary