

**APPROVED (as corrected February 22, 2011)**  
**REGULAR MEETING OF THE BOARD OF MANAGERS OF THE**  
**MIDDLE- SNAKE-TAMARAC RIVERS WATERSHED DISTRICT**  
**HELD AT 453 NORTH MCKINLEY STREET, WARREN, MN**  
**4:05 P.M.                      JANUARY 24, 2011**

The meeting was called to order by Vice President John W Nelson. Managers David Bakke, John W Nelson, Alvin Nybladh and Roger Hille were present. Managers Doug Sorenson, Marvin Hedlund and Ben Kleinwachter were not present. Nick Drees, Connie Kujawa, Danny Omdahl, Ron Adrian, Wallace Diedrich, Don Narlock, Sylvester Narlock, LeRoy Vonasek and Tony Nordby were also present.

Wallace Diedrich taped the meeting with one recorder.

Motion by Mr. Alvin Nybladh, seconded by Mr. David Bakke that Connie Kujawa be appointed the recording secretary for purposes of keeping the minutes of the meeting. Motion unanimously carried.

Motion by Mr. Roger Hille, seconded by Mr. Alvin Nybladh that the agenda be accepted as presented. Motion unanimously carried.

Motion by Mr. David Bakke, seconded by Mr. Roger Hille that the minutes of the December 20, 2010 meeting be approved, as corrected. Motion unanimously carried.

Mr. Ben Kleinwachter joined the meeting at approximately 4:10 p.m.

The financial report was reviewed and filed for audit purposes.

Motion by Mr. Alvin Nybladh, seconded by Mr. Roger Hille that the following bills be paid: from the Administrative funds: that payroll checks numbered 5109 through 5124 inclusive for a total of \$22,861.21; and checks numbered 14820 through 14859 inclusive, and including the service charge for a total of \$28,371.10; from the Project funds that checks numbered 1941 through 1950 for a total of \$100,721.29; from the Ditch Funds that checks numbered 2456 through 2460 for a total of \$227,962.49; and from the RRWMB funds, that check numbers 139 and 140 for a total of \$17,156.17 be paid. Motion unanimously carried.

There were no individuals present who wished to address the Board during the open forum.

Don Narlock and Sylvester Narlock submitted an appeal to the Board seeking removal of the culvert along the NE4 and the NW4 of Section 33 of Warrenton Township that was granted in permit #10-019; and they submitted an appeal requesting that the berm constructed on the East edge of the W2 of Section 33 of Warrenton Township be removed.

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The Board stated they are taking the letters of appeal under advisement and will seek advice from the District's Attorney as to the proper procedure or process to address the appeals.

Don Narlock and Sylvester Narlock left the meeting at approximately 4:20 p.m.

Correspondence was distributed from the Rinke Noonan Law Firm concerning a Drainage, Wetland and Natural Resources Regulation Conference scheduled for February 3, 2011 in St. Cloud, Minnesota.

Nick Drees stated that the Data Practice Requests from 400 Birch Briar Lane, Park Rapids, MN; from PO Box 467, Park Rapids, MN; and from PO Box 131, Warren, MN are available to those who wish to review them.

Steve Moen joined the meeting at approximately 4:25.

A discussion was held regarding the permit application of Steve Moen to install a culvert on Watershed Ditch #5, in the SE4 of Section 11 of Esther Township.

Motion by Mr. Roger Hille, seconded by Mr. David Bakke that the following permit be issued:

1. Permit (10-083) of Steve Moen to install a centerline culvert with a trap, thru Polk County Road #22 into Watershed Ditch #5, with the culvert size to be determined by the culvert sizing as listed in the Engineer's Report of Watershed Ditch #5 and by the recommendation of the District's Engineer; however, if Polk County recommends a 24" culvert, the District would abide with Polk County's recommendation.

Motion unanimously carried.

Steve Moen left the meeting at approximately 4:42 p.m.

Nick Drees reported that an informational meeting was held with landowners upstream of the Agassiz Valley Water Resource Management Project.

A discussion was held concerning if the District should look into systematically redetermining benefits on the ditch systems under the jurisdiction of the District due to land values, roads and usage changes over the years and some of the benefits on the ditch systems date back many years.

Nick Drees reported that he has been contacted by an individual who would like the culvert lowered in section 10 and 11 of Esther Township, under Polk County Road #22, on County Ditch #175. Nick Drees stated that lowering the grade could fall under the definition of a ditch improvement and not a ditch maintenance project.

Nick Drees was directed to contact the landowners along County Ditch #175 and set up an informational meeting to address this issue further.

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Nick Drees reported that the draft Restrictive Covenant has been forwarded to the Army Corps of Engineers for review; that payment for road damages will be mailed to Polk County, Marshall County and Comstock Township; and that the District has received the signed extension to the grant agreement on the Agassiz Valley Water Resource Management Project.

Nick Drees reported that the revised Section 5 (Principals, Desired Future Conditions and Goals) of the District's Overall Plan have been forwarded to the Minnesota Board of Soil and Water Resources for review; and that the District has received some funding from the Natural Resources Conservation Service for works completed under the EQIP Ring Dike Program.

Nate Dalager, HDR Engineering, reported on the status of the Brandt/Angus Project. He stated that the majority of the landowners have been contacted and their appears to be no opposition to the project; that there are a few issues with the Draft Plan that need to be resolved; and that it appears that State funding for the project could be upward of 65%.

A discussion was held on whether the District should purchase the land or secure perpetual easements, and the amount of funds that would be paid to the landowners for the property, along the coulee for the Brandt/Angus Project. It was agreed that the purchase price of the land would be addressed at the next regular meeting of the Board.

Nate Dalager left the meeting at approximately 6:05 p.m.

Nick Drees stated that the Warren Snowmobile Club has requested permission to use the box culverts under Trunk Highway #1 on the PL-566 Floodway as a passage for snowmobiles. This request will be referred to the Minnesota Department of Transportation and Marshall County.

Nick Drees announced that at the last meeting of the Red River Watershed Management Board, that election of officers was held with John Finney remaining as President; that Mark Meister, Public Relations Representative of the Red River Watershed Management Board would like to attend the next meeting of the District; that the Brandt/Angus Project is a top priority project for Flood Damage Reduction funds; and that the Red River Watershed Management Board provides up to \$1,500.00 per year towards the cost of maintaining the District's website.

There was no legal council report.

Ben Kleinwachter briefly reported on the Red River Basin Commission Meeting held on January 18-20, 2010, in Fargo, North Dakota. A discussion was held on involving the youth from the area communities into various projects and other areas of water works.

A discussion was held on the various policies of the District that are in place, those that need to be addressed and those that might need to be re-addressed. Nick Drees was directed to forward the policies to the Board for further review.

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A discussion was held on the cost factor that the District uses to bill out for various works.

Motion by Mr. Roger Hille, seconded by Mr. Ben Kleinwachter that the cost factor remain at 1.6 for the 2011 calendar year. Motion unanimously carried.

Motion by Mr. Ben Kleinwachter, seconded by Mr. David Bakke that the District expend approximately \$800 for a distance meter for the District vehicle and if the Staff finds a better system that it be brought back for the Board to re-consider. Motion unanimously carried.

The 2010 year ending statement was distributed.

Nick Drees reported that the Pay Equity Report has been submitted to the Department of Minnesota Management and Budget for compliance.

Mr. John W Nelson stated that he would contact Mr. Marvin Hedlund and work on computing prices for the purchase of the land along the coulee for the Brandt/Angus Project, for the Board to consider at the next regular meeting.

It was the consensus of the Board to cancel the regular meeting scheduled for February 7, 2011.

The next regular meeting of the Board of Managers is scheduled for Monday, February 22, 2011, at 4:00 p.m., at the District office.

Motion by Mr. Alvin Nybladh, seconded by Mr. Ben Kleinwachter that the meeting be adjourned. Motion unanimously carried.

The meeting was adjourned at approximately 7:10 p.m.

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Connie Kujawa  
Recording Secretary

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Ben Kleinwachter  
Secretary