

June 5, 2023 (a)

**APPROVED (as corrected)**  
**REGULAR MEETING OF THE BOARD OF MANAGERS OF THE**  
**MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT**  
**HELD VIRTUALLY USING MICROSOFT TEAMS AND AT THE DISTRICT OFFICE**  
**8:30 a.m. June 5, 2023**

The Meeting was called to order by President Bill Petersen, Managers Bill Petersen, Robert Kovar, Brad Blawat, Eric Johnson, Lein Schiller, Joey McGregor and Keith Szczepanski were present. Mori Maher, Tyler Larson, Kyle Schlomann, Danny Omdahl, Katrina Haugen, David Nelson, Ronnie Zutz, Loren Zutz, Jerome Hoper, Keaton Laymon, Jim Duckstad, Rolland Miller, and Dillon Nelson were also in attendance. Jeff Hane attended virtually.

Motion by Mr. Robert Kovar, seconded by Mr. Keith Szczepanski to approve the Agenda, as presented.

Motion unanimously carried.

Motion by Mr. Brad Blawat, seconded by Mr. Lein Schiller to approve the Minutes of the May 15, 2023, Regular Board Meeting as presented. Motion carried, McGregor and Johnson abstained.

Gunnar Bowman and Tony Nordby joined the meeting at approximately 8:33 a.m.

Motion by Mr. Joey McGregor, seconded by Mr. Robert Kovar to Deny the following Permit for a lack of a permissible design and lack of approval from other agencies involved:

Permit (23-013) Randy Nelson to regrade the East 120<sup>th</sup> Ave NW ditch in the SW4 of Section 26 New Maine Township to drain water South, and to install a culvert (Size and Elevation TBD) through 120<sup>th</sup> Ave Approach to Marshall CSAH #30.

Motion unanimously carried.

Christian Erickson (Virtual) and Ben Knott joined the meeting at approximately 8:36 a.m.  
Doug and Evan Schindele joined the meeting at approximately 8:42 a.m.

Motion by Mr. Joey McGregor, seconded by Mr. Eric Johnson, to deny the following Permit due to it causing water to flow across privately owned farmland and ask the applicant to reapply to add a new high flow culvert in a new location:

Permit (23-018) Doug Schindele to reinstall a 24" CL, under 340<sup>th</sup> Ave NW ~533' North of the ½ ML on Section line 36-31 Sinnott-Augsburg Townships. Said culvert was removed by Permit (18-118 to Augsberg Township and to remove the 24" culvert under approach to CSAH #5 to reuse prior location.

Motion unanimously carried.

Doug and Evan Schindele and Jerome Hoper left the meeting at approximately 8:59 a.m.

Motion by Mr. Eric Johnson, seconded by Mr. Joey McGregor to approve item **3**) of the following permit, the first two being Administratively approved:

APPROVED

Permit (23-029) MNDOT **1**) to remove a failing 12" RCP and install an 18" in the North Trunk Highway #1 ditch SE4 Section 32 Oak Park Twp (Administratively Approved) **2**) to remove a failing 18" CMP and install an 18" CAS in the North Hwy #1 Ditch in the SE4 Section 24 Oak Park Twp (Administratively Approved) **3**) remove 2 field entrances in the South Highway #1 ditch, in the NE4 Section 4 Oak Park Strip Twp.

Motion unanimously carried

Motion by Mr. Robert Kovar, seconded by Mr. Eric Johnson, to deny the following permit for a lack of an adequate outlet:

Permit (23-030) Keaton Laymon to install 130 acres of tile in the NW4 and in the W 100 acres of the NE4. The conjoined parcels will have ¼" drainage coefficient 80' and 100' spacing with a gravity outlet in the NW corner of the NW4, in the East 200<sup>th</sup> Ave NW ditch in Section 8 Viking Strip Township.

Motion unanimously carried.

Christian Erickson (virtual) left the meeting at approximately 9:50 a.m.

Motion by Mr. Joey McGregor, seconded by Mr. Lein Schiller to table the following permit for discussion with landowners on the outlet location:

Permit (23-032) John Anderson and Peter Hvidsten to install 70 acres of drain tile with a ¼" drainage coefficient, 40' spacing, a 5 HP 377 GPM pump outletting into 410<sup>th</sup> Ave NW, in Portions of the NE4 and SE4 of Section 1 Parker Township

Motion unanimously carried.

Motion by Mr. Robert Kovar, seconded by Mr. Joey McGregor to approve the following permit:

Permit (23-034) Dennis Hjelle to install 5 acres of drain tile in the NW4, with a ¼" drainage coefficient, 50' spacing, a gravity outlet (equivalent to 23 GPM), with a 6" steel pipe to outlet into the East County Road #115 ditch, in Section 6 Marsh Grove Township.

Motion unanimously carried

Keaton Laymon and Ben Knott left the meeting at approximately 10:20 a.m.

The following Permits were Administratively reviewed and approved:

Permit (23-028) Vega Township to remove and replace a failed 24" centerline culvert/flapgate at Station 146+72, under 250<sup>th</sup> St NW, into Judicial Ditch 20 Br A in the SW SW of Section 16 Vega Township

Permit (23-031) MNDOT to remove and replace a failed 24" field crossing culvert on the East side of MN Trunk Hwy #220 in the NW SW of Section 4 Oak Park Township.

**APPROVED**

Permit (23-033) Rob Anderson to install an 18" culvert in a dry crossing in the SW SE and to install an 18" culvert in a dry crossing in the SE SE of Section 7 New Folden Twp.

Operations Manager Danny Omdahl discussed a landowner concern with the JD #16 spoil height in Warrenton Township. Due to the spoil being higher than 230<sup>th</sup> St NW, water flows North over it on Section line 31/32. Warrenton Supervisor David Nelson was present. He stated the road damage sustained this year could be submitted for disaster funds and will contact Josh Johnston with Marshall County Emergency Management. The Board directed staff to visit with the Township to discuss solutions.

Regarding the JD #1 and JD #75 improvement study, Dillon Nelson from HDR stated he will meet with District staff and Managers Mr. McGregor and Mr. Johnson on Monday, June 12, 2023 at 8:00 a.m. at the District Office in Warren.

Ronnie and Loren Zutz left the meeting at approximately 11:08 a.m.

Omdahl discussed new sluffing locations on JD #75 on the Section line 36/31 Sandsville / Northland. Technician Larson is monitoring 7 new or expanded locations that are East of the 2020 Repair. Omdahl suggested having a soils engineer examine the sites and make a recommendation, prior to a repair. Discussion was held on potential fixes. Tony Nordby will make a site visit and report back to the Board.

David Nelson left the meeting at approximately 1136 a.m.

Omdahl reported that there is sluffing on JD #1 and WD #5 that should be repaired, he met with RJ Zavoral and Sons for the repairs. Omdahl will visit the sites with Tony Nordby to get his opinion on repairing with geotextile grid materials. The cost for the repairs without the geogrid will be about \$14,000 for JD #1 and about \$4,000 for WD #5.

The Board received a Petition from Tim Sedlacek to add 2.6 acres to the Benefited Area of JD #16 on the North side of Warren. Attorney Jeff Hane reviewed the Petition and stated it meets Statutory requirements.

Motion by Mr. Brad Blawat, seconded by Mr. Keith Szczepanski to set a Public Hearing on the Petition to add lands to the Benefited Area of JD #16 for July 17, 2023 at 10:00 a.m.

Motion unanimously carried.

The Board then discussed alternatives for outlet fees. Omdahl will contact Jan Voit with Minnesota Watersheds to see what other watersheds do to determine them.

Administrator Maher provided a copy of the Swift Coulee Memorandum of Understanding between the Board of Water and Soil Resources and the District. Some items need to be edited, but it is almost finished.

Administrator Maher and Dillon Nelson discussed the Newfolden Project Bridge completion and Ribbon Cutting ceremony to be held June 15, 2023, in Newfolden at 10:00 a.m. All Board Managers are encouraged to attend this event.

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Dillon Nelson left the meeting at approximately 12:10 a.m.

Administrator Maher gave an update on the JD #19 Petition for the Nelson Slough Project that was presented to Marshall County. No County update has been received, but Maher anticipates it will be discussed at the Commissioners' Meeting on June 6, 2023.

Omdahl discussed that David Jadeke would like to renew his agreement to graze his cattle on the Jadeke Coulee at the Agassiz Valley Impoundment. It was the consensus of the Board to renew the agreement.

Administrator Maher provided an update on Lilac Ridge. The DNR has scheduled staff to do a site inspection for potential Calcareous Fens on June 21-23, 2023.

Maher stated that two Data Practice Requests were received and the information was provided.

Administrative Assistant Haugen provided an update of the Audit for 2022. Brady Martz was onsite reviewing information on May 18, 2023. When ready, it will become an agenda item.

Haugen asked the Auditors about the use of the Petty Cash account and Debit Card Account. It was their opinion that as long as expenses are tracked, the petty cash account should be consolidated into a Debit Card account.

Motion by Mr. Robert Kovar, seconded by Mr. Joey McGregor to close the Petty Cash Bank account at Bremer Bank and order check blanks for the Debit Card account to have on hand if needed. Motion unanimously carried.

Haugen provided information on new chairs for the Board table. Haugen will order 2 chairs for the Board's consideration. When they select their preferred chair, she will send the other one back and order more of the preferred one.

Tyler Larson and Tony Nordby left the meeting at approximately 12:56 p.m.

Omdahl opined on the monitoring of permitted work on Section line 19/30 Helgeland Township. He also provided information on the plug in the NW NW Section 30 Viking Township that Vern Olsen was ordered to remove by June 30, 2023.

Administrator Maher gave a Legislative update: the Bonding Bill was drastically reduced so Maher is working with the RRWMB and the DNR's Flood Hazard Mitigation to secure funding for the District's scheduled projects; the limit on watershed districts' administrative levies has been increased from \$250,000 per year to \$500,000 per year.

Maher stated that the 1W1P planning grant funds have to be used by June 30, 2023. Currently, the District is submitting Swift Coulee expenses to the grant.

Omdahl discussed the Board's directive to riprap the centerline culverts in the WD #5 & #6 systems. He will contact contractors to get prices for the riprap.

Omdahl stated he visited with Glen Bergeron about the sluffing of the North slope of SD #3 adjacent to the current repair in Section 34 Bloomer and how to repair it.

APPROVED

Omdahl suggested surveying it and it was the consensus of the Board to move forward with a survey.

The following meetings were announced:

1. Newfolden Ribbon Cutting Thursday, June 15, 2023 in Newfolden at 10:00 a.m.
2. MSTRWD Regular Board of Managers Meeting Tuesday, June 20, 2023 at 8:30 a.m. in Warren, MN
3. Swift Coulee Project Establishment Hearing Tuesday, June 20, 2023 at 10:00 a.m. at the District Office in Warren, MN
4. RRWMB Meeting Tuesday, June 27, 2023 at 10:00 a.m. in Ada, MN

Motion by Mr. Brad Blawat, seconded by Mr. Keith Szczepanski to adjourn the Meeting. Motion unanimously carried.

The Meeting was adjourned at approximately 1:32 p.m.

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Katrina Haugen  
Recording Secretary

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Brad Blawat  
Assistant Secretary