

**APPROVED (Aug 15, 2011)**  
**REGULAR MEETING OF THE BOARD OF MANAGERS OF THE**  
**MIDDLE- SNAKE-TAMARAC RIVERS WATERSHED DISTRICT**  
**HELD AT 453 NORTH MCKINLEY STREET, WARREN, MN**  
**4:00 P.M.                      AUGUST 1, 2011**

The meeting was called to order by President Doug Sorenson. Managers Doug Sorenson, John W Nelson, Roger Hille, David Bakke, Marvin Hedlund, and Ben Kleinwachter were present. Manager Alvin Nybladh was not present. Nick Drees, Danny Omdahl, Ron Adrian, John and Linda Bodell, Jim Stengrim, Loren Zutz, Jared Sand, Tony Nordby, and Jarod Peterson were also present.

Motion by Mr. John W Nelson, seconded by Mr. Ben Kleinwachter that Connie Kujawa be appointed the recording secretary for purposes of keeping the minutes of the meeting. Motion unanimously carried.

Chairman Mr. Doug Sorenson requested to include under agenda item #8 (Agassiz Valley), low water crossings.

Motion by Mr. David Bakke, seconded by Mr. Marvin Hedlund that the agenda be amended to include the addition of low water crossings under agenda item #8 (Agassiz Valley). Motion unanimously carried.

Motion by Mr. Roger Hille, seconded by Mr. Ben Kleinwachter that the minutes of the July 18, 2011 meeting be approved, as presented. Motion unanimously carried.

Jim Stengrim addressed the Board during the open forum and stated his dissatisfaction with the response given for one of his data practice requests and stated he believes the levy proposed on Judicial Ditch #25-1 is in error.

Loren Zutz dispersed a letter addressed to Jim Stengrim which was in response to his request to the District asking for the Order of Drainage Authority of Judicial Ditch #25-1 granting express authority for the Agassiz Valley Water Resource Management Project to utilize Judicial Ditch #25-1 as an outlet.

Mr. Doug Sorenson responded that he received a letter from the District Attorney addressing this issue. The correspondence was distributed.

John and Linda Bodell reported that they have been in contact with the Blish family regarding the drainage issues on the coulee (South Branch of the Snake River) and that the Blish family will be submitting documentation to the Board. They also inquired about the removal of beaver dams from the coulee.

Jeff Hane informed the guests that the purpose of the Open Forum is not to be used for interrogations.

John and Linda Bodell left the meeting at approximately 4:15 p.m.

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Manager, Mr. Alvin Nybladh joined the meeting at approximately 4:25 p.m.  
Brian Jadeke joined the meeting at approximately 4:28 p.m.

Jared Sands discussed his permit request to regrade the South ditch of Marshall County Road #100 and to lower a culvert on the driveway in the NW4 of Section 25 of Oak Park Township.

A discussion was held with Jared Sands, on the opposition of the landowners, on his proposed work. The Board suggested the landowners work together on cleaning the coulee so the water would follow the natural course.

Motion by Mr. Marvin Hedlund, seconded by Mr. Roger Hille that the following permit be denied with the understanding the landowners work together to clean the coulee;

1. Permit (11-042) of Jared Sands to regrade the south ditch of Marshall County Road #100 and increase the culvert size under the driveway of Doug Carlson.

Motion unanimously carried.

Motion by Mr. Marvin Hedlund, seconded by Mr. Ben Kleinwachter that the following permit be denied for further information;

2. Permit (11-031) of Cary Osowski to remove (1) 18" culvert at the ½ mile line and (1) 18" culvert at the ¾ mile line and replace with (2) 24" culverts at the same locations.

Motion unanimously carried.

Motion by Mr. Roger Hille, seconded by Mr. Marvin Hedlund that the following permit be issued with the conditions that there shall be no pumping during flooding or after freeze up and that the outlet be rip rapped.

3. Permit (11-059) to Jared Peterson to install 180 acres of field drain tile, in the W2 of section 29 and the NW4 NW4 of section 32 of Brislet Township, with a sump pump in the NW corner of the field.

Motion unanimously carried.

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

4. Permit (11-047) to Irvin Mager to remove the plugged 15" field crossing culvert, on the north side of Marshall CSAH #20 and replace it with an 18" culvert, 0.4" lower than the existing culvert and using the recommendations of Marshall County for the elevation; and to remove sediment from the north ditch of Marshall CSAH #20 from the 18" culvert to the farmyard crossing.

Motion unanimously carried.

The following permit was Administratively Approved:

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5. Permit (11-052) to Brandt Township to remove a failed 18" culvert, at station 334+24 and a failed 18" culvert, at station 346+93, and replace with the same size culverts and at the same grade, in the N2 of section 9 of Brandt Township. Motion by Mr. Roger Hille, seconded by Mr. John W Nelson that the following permit be issued:

6. Permit (11-053) to Mike Bienek to raise the spoil bank on Judicial Ditch #20 Main, on the north line of the NE NW quarter, to within 1' lower than Marshall CSAH #20, in the NE NW of section 16 of Vega Township. Motion unanimously carried.

Jared Peterson left the meeting at approximately 4:56 p.m.

Motion by Mr. John W Nelson, seconded by Mr. Roger Hille that the following permit be tabled until supporting documentation is received;

7. Permit (00-054) of Jon Hapka to install a catch basin in a low draw and install 18" pipes underground to pick up underground seepage in the SE4 of Section 30 of Viking Township, outletting into Marshall County Ditch #22. Motion unanimously carried.

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

8. Permit (11-055) to Lind Brothers to install 150 acres of field drain tile, with a 7.5 HP pump in the NE4 of section 27 of Higdrem Township, with the conditions that there will be no pumping during flooding or after freeze up, and that the outlet be rip rapped. Motion unanimously carried.

A discussion concerning permitting field drain tile took place between the Managers, District staff and Brian Jadeke. Mutual concerns were visited to potentially lead to future permitting requirements. The Board informed Mr. Jadeke that they are continuing on improving a tiling policy.

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

9. Permit (11-056) to Brandt Township to install an 18" centerline culvert, in an open trench to an unimproved road, at the ½ mile line and install a dry field crossing, on the east side of the road, on the north side of the proposed 18" centerline culvert, in the W2 of Section 31 of Brandt Township. Motion unanimously carried.

Jared Sands left the meeting at approximately 5:17 p.m.

Motion by Mr. Ben Kleinwachter, seconded by Mr. Marvin Hedlund that the following permit be issued:

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10. Permit (11-057) to Paul Novacek to install field crossing with an 18" culvert on the south line of the SW corner of the SW4; to remove sediment from the north ditch of Polk County Road #267; and to install 137 acres of 4" field drain tile with a 1,200 GPM pump, in the SW4 of section 23 of Northland Township, outletting into Polk County Ditch #2, provided approval is received from the Red Lake Watershed District and Polk County and that there is no pumping during flooding or after freeze up and the outlet is rip rapped.

Motion unanimously carried.

Motion by Mr. Ben Kleinwachter, seconded by Mr. David Bakke that the following permit be denied since the culvert already is trapped:

11. Permit (11-058) of Brad Johnson to install a trap on the south (outlet)end of a 15" pipe in the SE SE, of Section 6 of Oak Park Township.

Motion carried, with Mr. John W Nelson abstaining.

The following permit was Administratively approved:

12. Permit (11-060) to Damon Stroble to lengthen an existing 24" field crossing culvert in the SW4 of section 14 of Angus Township.

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

13. Permit (11-061) to Van Hapka to install 310 acres of field drain tile with a 10 HP variable rate sump pump in the SW corner of the field in the S2 of section 22 of Brislet Township, provided approval is received from Polk County and that there will be no pumping during flooding or after freeze up, and the outlet is rip rapped.

Motion unanimously carried.

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

14. Permit (11-062) to Van Hapka to remove a field crossing with an 24" culvert, at the ½ mile line and install it in the SW corner of the field; to install a new field crossing with an 18" culvert, in the SE corner of the field, in the S2 of section 17 of McCrea Township.

Motion unanimously carried.

The following permit was Administratively approved:

15. Permit (11-063) to Lowell Hamrick to remove 3 plugged or failed 18" culverts and install (3) longer 18" culverts in the E2 of Section 36 of Brislet Township.

Motion by Mr. Roger Hille, seconded by Mr. Ben Kleinwachter that the following permit be issued:

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16. Permit (11-064) to Marshall County Highway Department to remove a failed 43" x 64" CSPA, in Marshall County Ditch #41, and replace with a 47" x 71" CSPA, culvert based on the recommendation of the District Engineer.

Motion carried, with Mr. John W Nelson voting no.

The following permit was Administratively approved:

17. Permit (11-065) to the Marshall County Highway Department to remove a failing 18" culvert, under Marshall CSAH #104, and install a longer 18" culvert at the same elevation and location in the NW4 NW4 of Section 5 of Boxville Township.

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

18. Permit (11-066) to Earl Mallinger to install 80 acres of 4" field drain tile with a 5 HP 0-710 variable GPM pump, in the E2 SE4 of section 4 of Oak Park Strip Township, provided there is no pumping during flooding or after freeze up and that the outlet is rip rapped.

Motion unanimously carried.

Jeff Hane informed the Board of the process and criteria used to redetermine benefits on drainage systems and stated that another factor that would add to the cost would be the establishment of the grass strip. Nick Drees distributed a handout providing the steps in the redetermination of benefits.

Mr. Doug Sorenson asked Loren Zutz and Jim Stengrim if they were opposed to the District redetermining the benefits of Judicial Ditch #25-1. They offered no clear response.

Jim Stengrim stated he has unanswered questions; stated the public has not been included and he needs more data; and requested reports of the Drainage Inspector concerning Judicial Ditch #25-1.

Jim Stengrim distributed a document containing questions and request for data regarding Judicial Ditch #25-1.

After a lengthy interrogation of the Board, by Jim Stengrim, the Board took no action, but continued with the agenda.

Nick Drees reported that an individual had informed him that an Improvement Petition on Polk County Ditch #175 would be delivered to the Board, prior to the meeting, but as of yet it has not been received.

Nick Drees reported that Philip Olson and Russell Sinn signed the Agreements to construct the low water crossings on the Snake River and the South Branch of the Snake River, in the East Half of section 34 of McCrea Township.

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Motion by Mr. John W Nelson, seconded by Mr. Alvin Nybladh authorizing Nick Drees to sign the Agreements, on behalf of the District, with Philip Olson and Russell Sinn for the construction of the low water crossings on the Snake River and its tributary, in the East half of section 34 of McCrea Township. Motion unanimously carried.

Nick Drees reported that work is still progressing on the landowner easements on the Brandt/Angus Project and that a meeting with the NRCS on the WRP program is scheduled to be held this week.

Nick Drees reported that the Polk County Commissioners re-appointed Mr. Marvin Hedlund and the Marshall County Commissioners re-appointed Mr. Ben Kleinwachter and Mr. Alvin Nybladh, as Managers of the District, for another 3 year term.

Nick Drees announced that the hearing on the proposed 2012 budget is scheduled for August 15, 2011, at 4:15 p.m., at the District office.

Motion by Mr. Ben Kleinwachter, seconded by Mr. Roger Hille that the Administrator, Administrative Assistant, President and Treasurer be the authorized signatory's on the District's safe deposit box at the Bremer Bank in Warren, Minnesota.

Mr. Doug Sorenson announced that the next regular meeting of the Board is scheduled for August 15, 2011 at 4:00 p.m., at the District office.

Motion by Mr. John W Nelson, seconded by Mr. Alvin Nybladh that the meeting be adjourned. Motion unanimously carried.

The meeting was adjourned at approximately 6:30 p.m.

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Connie Kujawa  
Recording Secretary

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Ben Kleinwachter  
Secretary