

June16(a)2014.min

APPROVED (as corrected July 7, 2014)
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. JUNE 16, 2014

The meeting was called to order by Vice President Ben Kleinwachter. Managers Ben Kleinwachter, Alvin Nybladh, David Bakke, John W Nelson, Tom Neibauer and Marvin Hedlund were present. Manager Roger Hille was not present. Nick Drees, Connie Kujawa, Rolland Miller, Ron Sorvig, Danny Omdahl, John and Connie Omdahl, Brian Opsahl, Brady Johs, John and Lisa Hams, Donna Omdahl, Peggy Omdahl and Brian Omdahl were also present.

By unanimous consent, the agenda was accepted as presented.

Motion by Mr. Marvin Hedlund, seconded by Mr. David Bakke that the minutes of the June 2, 2014 meeting, be approved, as presented. Motion unanimously carried.

Brian Opsahl of Brady-Martz & Associates distributed and reviewed the 2013 audit that was performed on the financial records of the District.

Motion by Mr. John W Nelson, seconded by Mr. Tom Neibauer that the 2013 Auditor's Report and Management Report prepared and presented by Brady-Martz and Associates be accepted as presented. Motion unanimously carried.

Motion by Mr. Alvin Nybladh, seconded by Mr. David Bakke that the 2013 Annual Report be accepted, as presented, and that copies are forwarded to those individuals required to receive it and to those persons known to be interested in receiving it. Motion unanimously carried.

John Omdahl presented comments he received in response to the burning of some trees on the Agassiz Audubon Sanctuary and requested the Board adopt three motions, he prepared, regarding preserving the legacy of Eldor and Stella Omdahl.

Mr. Omdahl was informed that the an advisory group has been formed consisting of two members appointed by the Board and members of the Agassiz Audubon Sanctuary Board to review various matters and that a meeting is tentatively scheduled for next week at which time his motions will be reviewed. He was informed that he would be notified of the date and time of the meeting should he wish to attend.

Earl McGregor and Joey McGregor joined the meeting at approximately 4:41 p.m.

Due to an oversight, the financial report was inadvertently not listed on the agenda.

Motion by Mr. Marvin Hedlund, seconded by Mr. Alvin Nybladh that the Financial Report be reviewed and added to the agenda. Motion unanimously carried.

John and Connie Omdahl, Donna, Peggy and Brian Omdahl left the meeting at approximately 4:45 p.m.

Earl McGregor and Joey McGregor left the meeting at approximately 4:45 p.m.

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The financial report was reviewed and filed for audit purposes.

Motion by Mr. Alvin Nybladh, seconded by Mr. John W Nelson that the following bills be paid: from the Administrative Funds that payroll checks numbered 5652 through 5668 and 5683 inclusive for a total of \$20,254.77; that checks numbered 16200 through 16233 inclusive, including the service charge, for a total of \$39,360.65; from the Project funds that checks numbered 2371 through 2378 inclusive, for a total of \$38,349.48; from the RRWMB fund that check number 162 for \$220,157.14; and from the Ditch Funds that checks numbered 2723 through 2730 inclusive, for a total of \$15,852.41 be paid. Motion unanimously carried.

Nick Drees distributed the Project Coordinator Report and reported: (copy attached)

1. A press conference was held with the NRCS and Representative Collin Peterson regarding the farm bill and retention projects;
2. The Red River Retention Authority has requested that he give a presentation on the District impoundments on July 1, 2014 in Mountain, ND and the by the Farm Bureau on July 16, 2014, at a farmyard by Strathcona, Minnesota;
3. the Snake River WRAP agreements with the MPCA and RESPEC have been executed;
4. the Tamarac Rivers Project Work team meeting was held May 27, 2014.
5. Section 5 of Como Township has been added as part of the Como WRP lands.
6. Distributed a list of prospective members who would form the Tamarac Subwatershed Project Work Team.

Motion by Mr. Tom Neibauer, seconded by Mr. Marvin Hedlund that the Tamarac Subwatershed Project Work Team member list be accepted, as presented. Motion unanimously carried.

Danny Omdahl reported:

1. the recessed hearing on the Redetermination of Benefits of Judicial Ditch #14 will be reconvened, tonight, at 6:00 p.m., at the Bremer Bank, Warren;
2. he meet with the Viewers and some landowners regarding the Viewers Report on the Redetermination of benefits of Judicial Ditch #14;
3. that he will be in contact with the Northern Plains Railroad to discuss height and condition of the concrete culvert at the intersection of JD #14 Branch A and the Railroad.
4. Houston Engineering is in the process of determining quantities to repair the erosion issue on the east side of Marshall County Road #38, Judicial Ditch #15, Branch B;
5. The survey has been completed on Judicial Ditch #15 Main, Section 18 and one mile will need to be resloped to 4:1;
6. Vega Township has hired a contractor to repair the culvert in Judicial Ditch #16 in the Northeast Quarter of Section 34 of Vega Township.

The Board took no action on the following permits, pending receipt of additional information:

1. Permit (14-022) of Robert Wesolowski to clean the ditch, N side of the NPRR track, SW4 of Section 13 and SE4 of Section 14; to replace 48" CSP under the township road, section line 13/14 of Comstock Township.

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2. Permit (14-032) Viking Gas Transmission to install a concrete barrier slab above the natural gas transmission line in Judicial Ditch 20, Branch A, NE4 NE4, Section 21, Warrenton Township.

The following permits were unanimously approved:

3. Permit (14-031) to Jerome Hoper to install an 18" culvert, into County Ditch 45, Branch 2, N2 SE4 of Section 18, Augsburg Township. (Motion by Mr. David Bakke, seconded Mr. Tom Neibauer)
4. Permit (14-035) to Lincoln Township to install an 18" culvert thru the North ditch bank into Judicial Ditch #19 and install an 18" culvert in East township road ditch; plug existing centerline culvert North of the ½ mile line; section line 23/24, Lincoln Township. (Motion by Mr. John W Nelson, seconded by Mr. John W Nelson)
5. Permit (14-039) to Robert Wesolowski to install one line of field drain tile in NW4 of Section 32, East of tree row; add 2 lateral surface drains to remove water between tree row and access road to PL-566 project, NE4 NE4, Section 31, McCrea Township, with the District to cost share up to 50% of the equivalent cost of a prior 18" culvert installation agreement. (Motion by John W Nelson, seconded by Mr. Alvin Nybladh)

Motion by Mr. John W Nelson, seconded by Mr. David Bakke that permit (14-034) of Richard Gratzek to raise approximately 250' of a low area of an existing dike along the South edge of the Middle River, in the NW4 of Section 22 of Alma Township be tabled for further information and until elevations are determined on the North side of the Middle River. Motion unanimously carried.

The following permits were administratively approved:

6. Permit (14-036) to Scott Baker to extend an existing 15" farm driveway culvert by 10 ft, same location and elevation, NE4, Section 16 of Vega Township.
7. Permit (14-037) to MN Department of Transportation to remove a 24" farm drive way culvert and replace with 24" culvert, W2 of Section 17, Sinnott Township.
8. Permit (14-038) to MN Department of Transportation to remove an 18" field crossing culvert and replace with an 18" culvert, NW4 of Section 3 of Middle River Township.

Danny Omdahl reported that two data practice requests have been received and responses are being prepared.

Ron Sorvig left the meeting at approximately 5:32 p.m.

Heidi Hughes distributed the Outreach and Education Coordinator's Report and reported: (copy attached)

1. On rare bird sightings at the Agassiz Valley Water Resource Management Project;

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2. The design of the pollinator garden should be ready for review at the next regular meeting of the Board;
3. she prepared an article for the RRWMB News and Views
4. has attended two classes of the LLIC at the University of North Dakota, with one class left;
9. and she has done some publicity for the Red River Basin Commission tour on the Roseau River Watershed and Two Rivers Watershed.

It was announced that the Red River Watershed Management Board meeting is scheduled for 9:30 a.m., June 17, 2014, at the Red Lake Watershed District.

Motion by Mr. Alvin Nybladh, seconded by Mr. Marvin Hedlund that Jeff Hane be directed to send a letter notifying a District employee that their position is being terminated due to lack of attendance and to inform the employee of their right to appeal the Board's decision. Motion unanimously carried.

Motion by Mr. John W Nelson, seconded by Mr. Alvin Nybladh that the District contribute \$500.00 to Rinke-Noonan to assist in the efforts addressing the Corps of Engineers' perceived overreaching of authority. Motion unanimously carried.

Jeff Hane was directed to send letters to the parties involved addressing the permit violation in Section 1 and Section 6 of McCrea Township.

It was reported that the District's response to the Elseth & Zutz vs Hille, et al, open meeting lawsuit, has been submitted to the Court of Appeals.

Correspondence from Sortland Law Office was distributed regarding the amount of interest incurred on Loren Zutz's attorney fees in regards to the Stengrim open meeting lawsuit.

Mr. John W Nelson and Mr. Marvin Hedlund reported that they attended the Project 60 meeting held at the Red Lake Watershed District and that the bid opening on the last phase of the Project 60 construction is set for June 26, 2014.

The next regular meetings are scheduled for July 7, 2014 and July 21, 2014, at 4:00 p.m., at the District office.

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

The meeting was adjourned at approximately 5:50 p.m.

Connie Kujawa
Recording Secretary

Marvin Hedlund
Secretary

Project Coordinator Report

June 16, 2014

RRWMB –

- 1) MAWD – Summer Tour – Stillwater – June 18th- 20th
- 2) Project Work Team – Reimbursement – June 30th Deadline
- 3) RRRRA – Colin Peterson/NRCS Press Conference
- 4) ND Presentation

Lands Farmed –

- 1) Brandt/Angus –
- 2) Agassiz Valley –

Oslo Access –

- 1) Have been contacted by the State and contract is being drafted for “Modeling”.

WRAPS –

- 1) Snake River Watershed – Have agreements with MPCA and RESPEC. Upcoming meeting between MSTRWD, RESPC, DNR and MPCA on coordinating information gathering.
- 2) Tamarac River Watershed – Nothing new to report.
- 3) Grand Marais Coulee – Watershed Conditions Report and Geomorphic Work

Project Work Team –

- 1) Tamarac River Watershed – May 27, 2014.
 - a. Possible additional 3,000 ac/ft
 - b. Raise/Repair Embankment – DNR would be asked to contribute to embankment repair
 - c. Change Outlet Features – to controlled
- 2) Como WRP – Adding additional lands
- 3) PWT meeting scheduled for June 26, 2014 Strandquist_-10:00 A.M.
 - a. Problem Statement
 - b. Section 5 Como Township

Projects –

- 1) Agassiz Valley –
- 2) Impoundments.