

May1(a)2017.min

**APPROVED** (as corrected May 15, 2017)  
**REGULAR MEETING OF THE BOARD OF MANAGERS OF THE  
MIDDLE- SNAKE-TAMARAC RIVERS WATERSHED DISTRICT  
HELD AT 453 NORTH MCKINLEY STREET, WARREN, MN  
8:30 A.M. May 1, 2017**

The meeting was called to order by President Ben Kleinwachter. Managers John W Nelson, Roger Mischel, David Bakke, Robert Kovar, Brad Blawat, Ben Kleinwachter and Bill Petersen were present. Connie Kujawa, Brent Silvis, Christina Slowinski, Dillon Nelson, LeRoy Vonasek, Rolland Miller, Tony Nordby, Leroy Nelson, Jarod Peterson, Robert Osowski, Cary Osowski, Nate Dalager, Kyle Schломann, Jerome Hoper and John Kippen were also present.

Motion by Mr. Roger Mischel, seconded by Mr. Robert Kovar that the agenda be approved, as amended, with the addition of Administrator Update. Motion unanimously carried.

New staff employee, Kyle Schломann and Manager, Bill Petersen were introduced.

Chairman Kleinwachter presented the Oath of Manager to Mr. Bill Petersen. The oath was signed by Mr. Petersen and notarized by Connie Kujawa.

Motion by Mr. David Bakke, seconded by Mr. Robert Kovar that the minutes of the April 17, 2017 be approved, as presented. Motion unanimously carried.

Motion by Mr. Brad Blawat, seconded by Mr. John W Nelson, that check #17433 to Petty Cash, in the amount of \$453.96 be approved. Motion unanimously carried.

A discussion was held with Robert Osowski, Cary Osowski and Leroy Nelson concerning the sloughing occurring on a portion of Judicial Ditch #29, Main, in the vicinity of section line 15/22 of Fork Township. Administrator Silvis reported that the Board had previously recommended that rock drop structures be placed to stabilize the bottom of the ditch. Cary Osowski stated they would like the District to move the road nearly 15 feet. Tony Nordby, Houston Engineering, reported that if additional right of way is obtained, the ditch could be resloped to 4:1. Administrator Silvis pointed out that right of way may not be available due to easements. Cary Osowski thought there would be room within the existing right of way. Tony Nordby said the slope would be steeper than 4:1 if the existing right-of-way was used. Tony Nordby also stated the cost to re-slope and install drop structures would be approximately \$100,000.00. After discussion, it was agreed that the District staff will meet with the Fork Township officials, the DNR and Houston Engineering to discuss options to repair the sloughing.

Leroy Nelson, Cary Osowski and Robert Osowski left the meeting at approximately 8:58 a.m.

The following permits were unanimously approved:

1. Permit (17-020) to Dwight W Peterson to install 310 acres drain tile; 1/4" coefficient; 40' and 80' spacing; 10 HP (1100 GPM) pumps in the SW corner of SW4, outletting into CD #42; S2, Section 12, Farley Township. The District tiling conditions also apply. (Motion by Mr. John W Nelson, seconded Mr. Roger Mischel).

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Jarod Peterson left the meeting at approximately 9:02 a.m.

2. Permit (17-018) to Jerome Hoper to install 321 acres drain tile; 3/8" coefficient; 80' spacing; (2) 7.5 HP (2269 GPM) pumps in the NW corner of section 9, Augsburg Township, outletting into township ditch; NE4 & NW4, Section 9 Augsburg Township. The District tiling conditions also apply. (Motion by Mr. Robert Kovar, seconded Mr. Brad Blawat).

Jamey Brandon joined the meeting at approximately 9:07 a.m.

3. Permit (17-019) to Jerome Hoper to install 156 acres drain tile; 3/8" coefficient; 80' spacing; 10 HP (1102 GPM) pump in the SW corner of SE4, outletting into township ditch; SE4, Section 5, Augsburg Township. The District tiling conditions also apply. (Motion by Mr. David Bakke, seconded Mr. John W Nelson).

Jerome Hoper and John Kippen left the meeting at approximately 9:17 a.m.

The Board took no action on the following permit and it remains tabled due to the applicant not responding to the request of Administrator Silvis for additional information:

4. Permit (17-012) of Arden Lind to lower the section line culvert under 180<sup>th</sup> St NW, CR #70 to depth of the ditch; NE4 NE4, Section 27 and SE4 SE4, Section 22, Higdem Township. This permit was tabled due to the application not listing how much lower the culvert would be lowered; this permit will need approval from Polk County, and due to the unresolved permit violation in the same vicinity. (Motion by Roger Mischel, seconded by Mr. Brad Blawat)

The following permits were administratively approved and reviewed:

5. Permit (17-021) to Stuart Nordling to replace a 18" culvert with an 18" culvert, Station 249+82, under the township road into JD #20, Branch B, SE4, Section 4, Vega Township.
6. Permit (17-022) to Stuart Nordling to replace an 18" culvert with an 18 culvert, Station 201+45, JD #20 Branch B, SE4, Section 5, Vega Township.

Jamey Brandon addressed the Board requesting an extension to June 1, 2017, to make the rental payment on the Agassiz Valley Water Resource Management Project lands that was due on April 1, 2017. He stated he is securing financing with the FSA office and he should have a letter from them by May 15<sup>th</sup> stating he has funding. It was the consensus of the Board that they will address this matter at the May 15<sup>th</sup>, 2017 board meeting.

Administrator Silvis reported the public hearing on Judicial Ditch #75 is scheduled for May 2, 2017, at 8:30 a.m., at the Bremer Bank, to inform the landowners of the proposed work to repair the sloughs on a portion of the North side of Judicial Ditch #75 and move the township road.

Administrator Silvis reported the Board approved the replacement of the 18" and 30" culverts on State Ditch #3, in section 36 of Fork Township and inquired if erosion control measures should be installed. Administrator Silvis was directed to install erosion control measures.

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A discussion was held concerning how to proceed with repairing the sloughing on State Ditch #3, in Section 36 Fork Twp., Sections 31 & 32 Parker Twp., Sections 1 & 2 Big Woods Twp. & Section 6 Bloomer Twp., and other identified areas upstream. Tony Nordby stated it would be a big project, and there may be grants from various agencies to assist in funding the repair. The Board directed Tony Nordby and District employee, Christina Slowinski to look into what grants may be available.

A discussion was held by Mr. John W Nelson and Mr. Robert Kovar regarding the Petition to Repair County Ditch #175. The discussion centered around the size of the culvert (8' x 12.8' RCPA) where County Ditch #175 meets Watershed Ditch #5. Tony Nordby stated that the Engineer's Report will address the hydraulics and semantics of the culvert when it is prepared.

Administrator Silvis reported he received 3 bids the following bids for shingling the Omdahl house on the District property located at the Agassiz Audubon Sanctuary.

Gornowicz Construction LLC	\$15,200.00
Tom Blazejewski/Brons Construction	\$ 9,800.00
Grove Roofing	\$10,585.63

Motion by Mr. Robert Kovar, seconded by Mr. Roger Mischel that Administrator Silvis be authorized to hire Tom Blazejewski/Brons Construction to reshingle the Omdahl House located at the Agassiz Audubon Sanctuary in the amount of \$9,800.00. Motion unanimously carried.

Administrator Silvis reported an Informational meeting regarding the Swift Coulee was held on April 21, 2017 at the Bremer Bank and it was well attended. He stated the Swift Coulee Project Team is scheduled to meet on May 4, 2017 at 9:00 a.m., at the Bremer Bank in Warren, Minnesota. Tony Nordby stated he is putting together a Purpose and Need report to present to the Project Team.

Motion by Mr. John W Nelson, seconded by Mr. David Bakke that Mr. Brad Blawat be appointed a District representative to the Swift Coulee Project Team. Motion unanimously carried.

Administrator Silvis and Engineer, Nate Dalager reported that the Newfolden/Middle River Project Team met on April 24, 2017 and the project is advancing. They also reported they are meeting with landowners and are receiving good feedback regarding possible solutions to remove the City of Newfolden from the flood plain.

Administrator Silvis announced that three Informational meetings regarding the Judicial Ditch #14 RCPP project are scheduled for May 5, 2017, at the Viking Café, in Viking, Minnesota. The meetings will be held at 8:30 a.m., 9:00 a.m. and 9:30 a.m.

Administrator Silvis reported he posted the ad for an Administrator with Minnesotaworks.Net and also sent it to other agencies and that there has not been any response. A discussion was held concerning hiring an outside employment firm to assist in finding candidates for the position. It was the consensus of the Board that Administrator Silvis and Mr. Bill Petersen look into an outside source to assist in recruiting candidates for the Administrator position.

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Mr. Ben Kleinwachter, Mr. David Bakke and Mr. Brad Blawat stated they will be attending the 2017 MAWD Summer Tour, scheduled for June 21-23, 2017 in Bemidji, Minnesota.

Administrator Silvis reported he received word from Attorney John Kolb that Loren Zutz has issued a check, as directed by the District Court, for reimbursement of expenses incurred by the District, regarding the MSTRWD vs Zutz Judicial Ditch #25-1 grass strip lawsuit and we should be receiving it soon.

Marshall County Commissioner, Rolland Miller, is requesting the County receive a report from the District regarding all expenses related to the Agassiz Audubon property; Administrative Expenses charged to Ditch systems and how they are determined; and would like to know what benefit Marshall County is receiving from the Red River Watershed Management Board. The Board directed Administrator Silvis and Connie Kujawa to address the request of Rolland Miller and to contact Naomi Goral, Administrator of the Red River Watershed Management Board to schedule a meeting with the Marshall County Commissioners.

The following meetings were announced:

May 2, 2017- JD #75 Public Hearing, 8:30 a.m, Bremer Bank, Warren  
May 4, 2017-Swift Coulee Project Team, 9:00 a.m, Bremer Bank, Warren  
May 5, 2017-JD #14 Informational Meeting, 8:30, 9:30, Viking Café, Viking  
May 15, 2017-Regular Meeting, 8:30 a.m., District Office, Warren  
June 21-23, 2017-MAWD Summer Tour, Bemidji

By unanimous consent, the meeting was adjourned at approximately 11:00 a.m.

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Connie Kujawa  
Recording Secretary

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David Bakke  
Secretary