

APPROVED (May 19, 2014)

West, NE4 of Section 13, Helgeland Township, provided the District oversee the installation of the culvert. (Motion by Mr. John W Nelson, seconded Mr. Marvin Hedlund)

Loren Zutz and Ron Zutz joined the meeting at approximately 4:55 p.m.

The following permits were Administratively approved:

4. Permit (14-008) to Clifford Bennett to clean sediment from the North MN Trunk Highway #1 road ditch, S2, of Section 35, Comstock Township, and that approval is received from the Minnesota Department of Transportation.
5. Permit (14-009) to Marilyn Bennett to clean sediment from the South MN Trunk Highway #1 road ditch, N2, Section 2, Comstock Strip Township, and that approval is received from the Minnesota Department of Transportation.
6. Permit (14-012) to Middle River Township to replace and lengthen a failed 24" township road centerline pipe, section line 2/11 of Middle River Township.
7. Permit (14-013) to Marshall County Highway Department to replace a failed 30" CSP, with the same size; at the same grade; Marshall CSAH #5 south ditch; NE4, section 25, Augsburg Township.
8. Permit (14-014) to Vega Township to replace or repair a failed 24" township road centerline pipe, station 230+50, draining South into Judicial Ditch #16, NE NE, Section 34, Vega Township.

It was announced that Danny Omdahl and Attorney Jeff Hane are preparing a response to the data practice request submitted by Jim Stengrim.

A discussion was held with Marshall County Engineer, Lon Aune, concerning the erosion issue on Judicial Ditch #15, Branch B along Marshall CSAH #14 and #38. The District and the Marshall County Engineer were asked to work together to determine a plan to repair the erosion.

Danny Omdahl reported a request has been received to reslope the Main branch of Judicial Ditch #15 in Section 18 of Newfolden Township. The Board directed the staff to work with Houston Engineering to determine the costs associated to perform the resloping and the costs to replace a culvert.

Jeff Hane joined the meeting at approximately 5:20 p.m.

Danny Omdahl reported that erosion has occurred on the East side of a box culvert, on Judicial Ditch #25-1, section line 2/1 of McCrea Township, leaving 4 feet of the culvert exposed. It was the consensus of the Board that McCrea Township and the Watershed District split the costs, 50/50, to repair the erosion.

It was announced that the next meeting of the Red River Watershed Management Board is scheduled for May 20, 2014, at 9:30 a.m., at the Wild Rice Watershed District, in Ada, Minnesota.

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A letter from District employee, Doug Mager, was distributed.

Motion by Mr. Ben Kleinwachter, seconded by Mr. Marvin Hedlund that the request of Doug Mager for 30 days of unpaid leave be approved, with the leave to conclude on June 2, 2014, and that a Return to Work letter from the attending Physician is submitted to the District prior to returning to work. Motion unanimously carried.

Nick Drees reported that his Phased Retirement Option agreement is ready for signing by the Chairman of Board. He stated the agreement will be reviewed in 3 month increments.

Motion by Mr. John W Nelson, seconded by Mr. Tom Neibauer to approve the District Personnel Policy with the amendments made to Section 6. Motion unanimously carried.

Motion by Mr. John W Nelson, seconded by Mr. David Bakke, that rate of pay for the two summer interns be set at \$12.00 per hour. Motion unanimously carried.

Danny Omdahl reported that the 2014 Equipment Rental proposals were publically opened at 1:00 p.m., today, at the District office, and that they are in the process of being tabulated.

Jeff Hane reported:

1. that he has re-filed for taxation of costs in the first Open Meeting Lawsuit of Jim Stengrim with the District court; and he directed the District issue a check, in the amount of \$15,080.00, (\$13,000.00 plus \$2,080.00 interest) to Sortland Law Office and Loren Zutz, for settlement of Loren Zutz's Attorney fees, as stated in the Satisfaction of Judgment.
2. that the District has been informed that Loren and Deb Zutz, and Ron Zutz are suing the District regarding the rental of the Agassiz Valley Water Resource Management lands.

Jeff Hane requested the Board close the meeting pursuant to MN Statutes 13D.05 subd 3 (b) to discuss litigation strategies and legal theories on the following pending and active lawsuits: (1) the lawsuit filed by Loren and Deb Zutz and Ron Zutz concerning the rental of lands of the Agassiz Valley Water Resource Management Project and (2) the second open meeting lawsuit of Elseth & Zutz vs Hille, et al.

Motion by Mr. David Bakke, seconded by Mr. John W Nelson that the meeting be closed to discuss litigation strategies and legal theories concerning the above referenced pending and active lawsuits, as stated by Jeff Hane, pursuant to MN Statutes 13D.05 subd 3 (b). Motion unanimously carried.

The meeting was closed at approximately 6:00 p.m.

Connie Kujawa, LeRoy Vonasek, Ron Adrian, Tony Nordby, Don Diedrich and Rolland Miller left the meeting at approximately 6:00 p.m.

Motion by Mr. John W Nelson, seconded by Mr. Marvin Hedlund that the meeting be reopened. Motion unanimously carried.

The meeting was reopened at approximately 6:49 p.m.

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The next regular meetings are scheduled for May 19, 2014 and June 2, 2014, at 4:00 p.m., at the District office.

By unanimous consent, the meeting was adjourned at approximately 6:50 p.m.

Connie Kujawa
Recording Secretary

Marvin Hedlund
Secretary