

November20(a)2017.min

APPROVED (December 4, 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. November 20, 2017**

The meeting was called to order by President John W Nelson. Managers John W Nelson, Roger Mischel, Bill Petersen, Brad Blawat, David Bakke, Eric Johnson and Robert Kovar were present. Connie Kujawa, Tony Nordby, Kyle Schlomann, LeRoy Vonasek, Joel Praska, Tyler Larson, Rolland Miller, Loren Zutz and Lon Aune were also present.

Motion by Mr. David Bakke, seconded by Mr. Bill Petersen that the agenda be approved, as amended with the addition of Tom Burton under Legal and Polk County Appointment under Managers. Motion unanimously carried.

Motion by Mr. Roger Mischel, seconded by Mr. Robert Kovar that the minutes of the November 6, 2017 meeting be approved, as presented. Motion unanimously carried.

Attorney Jeff Hane joined the meeting at approximately 8:44 a.m.

The financial report was filed for audit purposes.

Motion by Mr. Bill Petersen, seconded by Mr. Brad Blawat that the following bills be paid from the Administrative Funds that payroll checks numbered 6136 through 6147 inclusive for a total of \$14,863.72; that checks numbered 17661 through 17699 inclusive, including the service charge, for a total of \$27,351.52; from the Project funds that checks numbered 2833 through 2850 inclusive, for a total of \$60,212.31; from the RRWMB funds, check number 182 for \$10,044.74; and from the Ditch Funds that checks numbered 3138 through and 3154 inclusive, including the service charge, for a total of \$245,266.05 be paid. Motion unanimously carried.

Loren Zutz presented a petition to remove lands from the benefited area of Judicial Ditch #25-1. The lands listed on the petition are described as: S2 of Section 1, NE4 of Section 12, NE4 of Section 8, all in Comstock Strip and the SE4 of Section 9 in Helgeland and the NW4 of Section 18 of Numedal Township. The Board accepted the petition and directed Attorney Jeff Hane to review the petition for compliance with Minnesota Statutes.

Kyle Schlomann reported the permit application submitted by Orin Knutson, in September, to install 150 acres of drain tile in the SW4 & SE4 of Section 15 of Oak Park Township, was tabled since the 40 acres in the SE4 SE4 of Section 15 of Oak Park Township were not within the benefited area of Marshall County Ditch #44.

Lon Aune reported Orin Knutson petitioned Marshall County to add the 40 acres in the SE4 SE4 of Section 15 of Oak Park Township to the benefited area of MCD #44. He further stated Marshall County held a hearing and approved the addition of the properties to the benefited area.

The following permit was unanimously approved:

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1. Permit (17-103) to Orin Knutson to install 150 acres drain tile; 3/8" coefficient; 40' spacing; 10 HP (1050 GPM) VFD pump; 15" discharge pipe thru township road, outletting into MCD #44, Lateral 3, SW4 & SE4, Section 15, Oak Park Township. (Motion by Mr. Robert Kovar, seconded Mr. Roger Mischel).

Administrator Praska reported:

- Gowan Construction has completed the outlet repair works on Watershed Ditch #7 Improvement.
- Gowan Construction has completed the sediment removal on approximately 1000' of County Ditch #39 Improvement and approximately 1277' of sediment on County Ditch #39, in section 5 of Oak Park Township.

Tony Nordby reported the final payment, on the Repair of Judicial Ditch #75, to Gladen Construction, has been calculated and the amount owing Gladen Construction is \$22,464.90.

Motion by Mr. Robert Kovar, seconded by Mr. Brad Blawat that the Chairman be authorized to execute the final payment and that payment be made to Gladen Construction in the amount of \$22,464.90, for the works performed on the Repair of Judicial Ditch #75. Motion unanimously carried.

Administrator Praska reported the Board of Soil and Water Resources have reviewed and commented on the District's proposed Buffer Rule/Ordinance. Attorney, Jeff Hane, directed the Board to schedule a hearing on the proposed Buffer Rule/Ordinance.

Motion by Mr. Robert Kovar, seconded by Mr. Brad Blawat the Hearing on the proposed Buffer Rule/Ordinance be scheduled for January 18, 2018, at 9:00 a.m., at the Bremer Bank, Warren, Minnesota. Motion unanimously carried.

Tony Nordby presented the payment voucher from the Marshall County SWCD for cost share assistance on the Repair of Judicial Ditch #29. He reported the District previously received \$25,047.66 and the remaining cost share amount is \$50,095.32.

Motion by Mr. Robert Kovar, seconded by Mr. Roger Mischel that the Chairman be authorized to execute the payment voucher with the Marshall County SWCD, in the amount of \$50,095.32, for the cost share assistance on the repair of Judicial Ditch #29. Motion unanimously carried.

Tony Nordby reported the survey work has been completed on the Swift Coulee/CD3 project. He stated the Board directed him to contact Marshall County to see if they would assist in funding the project and he was informed that they do not have funding resources for the project. Marshall County Commissioner Rolland Miller reiterated Marshall County has no interest in the project. A discussion then followed on how to proceed with moving the project forward. Administrator Praska and Tony Nordby were directed to seek funding sources through the Red River Watershed Management Board and to contact Henry Van Offelen, the Red River Basin Coordinator.

Tony Nordby reported the Project Team for the JD #19 RCPP project met on November 14, 2017 at the Strandquist Community Center. He stated one criteria of the NRCS process is to prioritize resource concerns. He stated the concerns were prioritized by the participants and will be included in the Purpose and Need of the project.

Administrator Praska reported two data practice requests have been received. One request was for information regarding the Viewers for Polk County Ditch #175 and the other request was for a red-lined version of the proposed amended rules of the District. Administrator Praska reported the data was forwarded to the requestor.

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Lon Aune left the meeting at approximately 9:47 a.m.

Administrator Praska reported he received correspondence from Representative Dan Fabian and Mr. Fabian is in favor of working with the District in addressing water issues within the Florian WMA area. Administrator Praska also reported the Minnesota DNR blew up a beaver dam in the Florian WMA area.

Administrator Praska reviewed the funds dispersed to the Red River Watershed Management Board and the funds received from the Red River Watershed Management Board. He also reported that it will be up to the Marshall County Commissioners to set up a meeting with Naomi Goral of the Red River Watershed Management Board should they chose to do so. Commissioner Rolland Miller stated the County will attempt to schedule a meeting with Naomi Goral for December 5, 2017.

Administrator Praska stated Kyle Schломann has completed his six month probationary period. Administrator Praska was directed to conduct a six month evaluation with Kyle Schломann and report back to the Board.

Administrator Praska announced that Kyle Schломann, Engineer Technician 1, will be attending GIS training in St. Cloud, November 28 and November 29, 2017.

Administrator Praska reported the rental contract on the March Impoundment properties with Johnson Family Farms in Section 11 and 14 of Sandsville Township has expired and Robin Johnson is requesting to renew the rental agreement.

Motion by Mr. Eric Johnson, seconded by Mr. Robert Kovar that the rental contract on the March Impoundment properties, in sections 11 and 14 of Sandsville Township, with Johnson Family Farms be renewed for a 3 year term, beginning in 2018, at \$100 per acre. Motion unanimously carried.

It was announced the 2017 Advisory Committee meeting will be held today, at 1:30 p.m., at the Bremer Bank in Warren, Minnesota.

Administrator Praska presented a presentation on proposed employee compensation for 2018. The Board directed the Personnel Committee to schedule a meeting with Administrator Praska to review the proposed compensation.

Administrator Praska reported the Polk County Commissioners are soliciting for an appointment to the MSTRWD Board of Managers.

It was announced the Red River Watershed Management Board meeting will be held on November 21, 2017 at 9:30 a.m., at the Wild Rice Watershed in Ada, Minnesota.

Correspondence received from Attorney Thomas M. Burton regarding a complaint of James Stengrim and Loren Zutz was distributed. Administrator Praska reported the complaint has been forwarded to the District's legal counsel for review.

Correspondence from Rinke-Noonan regarding a Drainage Conference scheduled for February 15, 2018 and the MAWD News Release was distributed.

Marshall County Commissioner LeRoy Vonasek stated a tiling pump is still running in section 5 of McCrea Strip Township.

The following meetings were announced:

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December 4, 2017-Regular Meeting, 8:30 a.m., District Office
December 18, 2017-Regular Meeting, 8:30 a.m., District Office
December 18, 2017-Hearing-Amended Rules, 1:30 p.m., Bremer Bank
November 30-December 2-2017 MAWD Annual Meeting, Alexandria
January 23-25, 2018-RRB Land & Water Conference, Winnipeg

By unanimous consent the meeting was adjourned at approximately 11:08 a.m.

Connie Kujawa
Recording Secretary

David Bakke
Secretary