

APPROVED (November 19, 2012)
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. NOVEMBER 5, 2012

The meeting was called to order by President Roger Hille. Managers Roger Hille, Alvin Nybladh, John W Nelson, David Bakke, Marvin Hedlund and Doug Sorenson were present. Manager Ben Kleinwachter was not present. Nick Drees, Connie Kujawa, Danny Omdahl and Ron Adrian 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 October 15, 2012, Special Meeting, be approved, as presented. Motion unanimously carried.

Motion by Mr. Marvin Hedlund, seconded by Mr. Alvin Nybladh that the minutes of the October 15, 2012 meeting, be approved, as presented. Motion unanimously carried.

The following permits were unanimously approved:

1. Permit (12-151) Brian Jadeke to install 70 ac drain tile in N2 SW4 of Sec 3; 40 ac drain tile in NE SE of Sec 4; gravity outlet into JD #14, Branch B, New Solem Strip Township; (Motion by John W Nelson, seconded Doug Sorenson).

Manager Ben Kleinwachter joined the meeting at approximately 4:10 p.m.

2. Permit (12-152) Doug Carlson to install (2) 18" culverts with traps into the South CR #100 ditch, E2 NE4, Sec 26, Oak Park Township. (Motion by John W Nelson, seconded Alvin Nybladh)
3. Permit (12-153) David Bakke to install a field crossing with 18" culvert, North line of NW NE, Sec 13, Marsh Grove Township. (Motion by Doug Sorenson, seconded Marvin Hedlund, David Bakke abstained)
4. Permit (12-154) Gerald Zblewski to remove a crossing and 18" culvert SW end of the NW NW; to remove (2) 18" township road culverts in the East CSAH #36 ditch & install a 30" culvert, in NW NW, Sec 32, Comstock, contingent upon Comstock Township approval. (Motion John W Nelson, seconded Marvin Hedlund)
5. Permit (12-155) Fred Nicholls to lower an existing 24" field crossing culvert to the East CSAH #21 ditch, S2 N2 N2; to install a 24" culvert & trap, NW NW, Sec 31, Warrenton Twp, contingent upon MC Highway Department approval. (Motion Ben Kleinwachter, seconded John W Nelson)
6. Permit (12-156) Clifford Larson to remove a 15" culvert and crossing on South line and install an 18" culvert and crossing on East line , S2 SE4, of Sec 10; to

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lengthen an 18" field crossing culvert, NW SW, Section 11, Holt Township.
(Motion David Bakke, seconded Marvin Hedlund)

7. Permit (12-157) Darwin Boutain to install a crossing with 18" culvert, South line of SE SW, Sec 9, Holt Township. (Motion Ben Kleinwachter, seconded Alvin Nybladh)
8. Permit (12-158) Sam Lane to install a crossing with culvert size to be equivalent to 17.7 sq ft to 19.3 sq ft culvert, in S CSAH #7 ditch, NW NE, Sec 34, Newfolden Twp. (Motion John W Nelson, seconded Doug Sorenson)
9. Permit (12-159) Lynette Andeen to install a field crossing with 18" culvert, North ditch of CSAH #4, SW SE, Sec 3, Foldahl Township. (Motion Ben Kleinwachter, seconded David Bakke)

Heidi Hughes joined the meeting at approximately 4:43 p.m.

The Minnesota Association of Watershed Districts 2012 proposed resolutions were distributed.

Heidi Hughes gave a brief update on the bird watching activities at the Audubon and at the Agassiz Valley Water Resource Management Project.

Heidi Hughes left the meeting at approximately 5:07 p.m.

Nick Drees reported:

1. That the appellants on the Redetermination of Benefits of Judicial Ditch #25-1 are appealing the benefits to their own property;
2. That the District Court heard the arguments regarding reimbursement of Attorney Fees incurred by Loren Zutz in the Open Meeting Lawsuit. The District Court has 90 days to rule in this matter.
3. That Loren Zutz has filed an appeal with the Minnesota Court of Appeals regarding his claim for reimbursement of Attorney Fees in the Open Meeting Lawsuit even though the District Court has not issued a ruling.

Nick Drees reported on following Ditch Systems:

1. Judicial Ditch #21-that the trees will be removed once the ground gets firmer;
2. Judicial Ditch #75-the easements for the resloping are being prepared;
3. County Ditch #43, Main Branch- has been resloped with the South spoil to be lower than the North spoil; and that seeding of the grass strip remains to be completed;
4. Judicial Ditch #20-that the seeding of the grass strip did not take in some areas and some areas have been worked up by the landowners. He stated the District will assess the areas.

Nick Drees stated that Brian Jadeke has inquired about renting the pole shed located on the Ridge Farm. It was the consensus of the Board, that the District is not interested in renting out the shed.

Nick Drees reported on the following:

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Agassiz Valley Water Resource Management Project (DNR Outlet Permit)- that the plans for the proposed cleaning of the South Branch of the Snake River have been completed and they will be forwarded to the Minnesota Department of Natural Resources.

Brandt Angus Project- that a Special Certificate of Use has been received from the Natural Resource Conservation Service regarding the mineral rights on 80 acres of WRP land and the lands will be included in the WRP; and that negotiations are continuing with the Contractor on the cost overrun amounts of the Project.

It was announced that the Preliminary Resolution Hearing on the Red Lake Watershed District Project 60 was held on October 25, 2012.

Motion by Mr. John W Nelson, seconded by Mr. Doug Sorenson that Mr. Ben Kleinwachter and Mr. David Bakke be appointed the District's delegates, and Mr. Roger Hille be appointed the District's alternate delegate, at the 2012 Minnesota Association of Watershed Districts Annual Meeting. Motion unanimously carried.

The Board reviewed pictures of the farmstead ring dike that has sloughed at the Rod Oas farmstead.

Nick Drees informed the Board that the Higdem Township road on section line 8/17 has been lowered by the Township as requested by the Minnesota Department of Natural Resources.

It was announced that the Advisory Committee meeting is scheduled for November 19, 2012, at 1:00 p.m., at the Bremer Bank in Warren, Minnesota.

The next regular meetings were scheduled for November 19, 2012 and December 3, 2012, at 4:00 p.m., at the District office.

By unanimous consent the meeting was adjourned at approximately 6:22 p.m.

Connie Kujawa
Recording Secretary

Marvin Hedlund
Secretary