

September8(a)2020.min

APPROVED (September 21, 2020)
REGULAR MEETING OF THE BOARD OF MANAGERS OF THE
MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT
HELD AT THE DISTRICT OFFICE
8:30 A.M. September 8, 2020

The meeting was called to order by President John W Nelson. Managers Bill Petersen, Robert Kovar, Roger Mischel and David Bakke were present. Manager Brad Blawat was not present. Tony Nordby, Joel Praska, Kyle Schlomann, Danny Omdahl, Tyler Larson, Connie Kujawa, Gunnar Bowman, Jeremy Misselhorn, Dean Danielski, Tim Osowski, Ken Johnson, Gary Kiesow, Steve Goodwin, Lucas Goodwin and Cole Goodwin were also present.

Motion by Mr. Robert Kovar, seconded by Mr. Roger Mischel the agenda be accepted, as amended, with the addition of Judicial Ditch #15. Motion unanimously carried.

Motion by Mr. Bill Petersen, seconded by Mr. David Bakke the minutes of the August 17, 2020 meeting be approved, as presented. Motion unanimously carried.

Chairman Nelson distributed the Oath of Managers to each Manager. The Managers, present, reviewed and signed the Oaths. Administrative Assistant Kujawa notarized the Oaths.

Chairman Nelson opened the floor for nominations to reorganize the Board.

Manager Mr. Bill Petersen and Mr. Robert Kovar nominated Mr. John W Nelson for President. Upon calling for further nominations, no further nominations were made.

Motion by Mr. Robert Kovar, seconded by Mr. Bill Petersen to close nominations for President. Motion unanimously carried. By unanimous vote, John W Nelson was appointed President.

Manager Mr. Robert Kovar and Mr. Roger Mischel nominated Mr. Bill Petersen as Vice President. Upon calling for further nominations, no further nominations were made.

Motion by Mr. Robert Kovar, seconded by Mr. David Bakke to close nominations for Vice President. Motion unanimously carried. By unanimous vote, Mr. Bill Petersen was appointed Vice President.

Manager Mr. David Bakke and Mr. Bill Petersen nominated Mr. Roger Mischel for Secretary. Upon calling for further nominations, no further nominations were made.

Motion by Mr. Robert Kovar, seconded by Mr. Bill Petersen to close nominations for Secretary. Motion unanimously carried. By unanimous vote, Mr. Roger Mischel was appointed Secretary.

Manager Mr. John W Nelson and Mr. Bill Petersen nominated Mr. Robert Kovar for Treasurer. Upon calling for further nominations, no further nominations were made.

Motion by Mr. Bill Petersen, seconded by Mr. David Bakke to close nominations for Treasurer. Motion unanimously carried. By unanimous vote, Mr. Robert Kovar was appointed Treasurer.

APPROVED (September 21, 2020)

Manager Mr. David Bakke and Mr. Robert Kovar nominated Mr. Brad Blawat for Assistant Secretary/Treasurer. Upon calling for further nominations, no further nominations were made.

Motion by Mr. Bill Petersen, seconded by Mr. Robert Kovar to close nominations for Assistant Secretary/Treasurer. Motion unanimously carried. By unanimous vote, Mr. Brad Blawat was appointed Assistant Secretary/Treasurer.

Tim Osowski and Ken Johnson, representing Big Woods Township, discussed the After-the-Fact permit request (20-085) which was denied by the Board on August 17, 2020. They stated at the intersection of 460th Avenue and 310th St NW, in the SW SW of Section 13, Big Woods Township, the 36" culvert had failed and left a hole in the road. They reported Big Woods Township maintains an inventory of culverts, however, the Township did not have a 36" culvert and after consulting with the adjacent landowners, the decision was made to install a 48" culvert for safety purposes and to keep the road open. They also stated, they were unaware the Township needed a permit from the Watershed to replace the culvert under the Township road. Ken Johnson stated he owns the lands on both sides of the road, immediately downstream of the culvert and does not have any issues with the increase in size.

After deliberation, Mr. Robert Kovar motioned and seconded by Mr. Bill Petersen, an After-the-Fact Permit (20-085) be issued to Big Woods Township, replacing the 36" CSP diagonal CL culvert with a 48" CSP at the intersection of 460th Ave and 310th St NW, in the SW SW, of Section 13, Big Woods Township. Motion unanimously carried.

Tim Osowski and Ken Johnson left the meeting at approximately 8:52 a.m.

A discussion was held with Steve, Cole and Lucas Goodwin regarding their permit (20-061) request to install 160 acres of drain tile in the SW4 of Section 11 of Brislet Township. The Board had requested the Goodwin's derive a drainage plan with the adjacent landowners, however, they stated attempts to develop a plan have been unsuccessful. Options to keep the water from draining south were to install a 24" flap gate on the pipe or the installation of a ditch plug and cleaning the ditch to the North.

Motion by Mr. Bill Petersen, seconded by Mr. Robert Kovar, Permit (20-061) be issued to Cole and Lucas Goodwin to install 160 acres drain tile; ¼" coefficient; 100' spacing; 5 HP (750 GPM) pump. Pump location will be on the West line of Quarter at the ~ 80 road line; SW4, Section 11, Brislet Township. Requirements: a ditch plug is installed south of the pump and the ditch North of the pump is cleaned to prevent waters from draining South. Motion unanimously carried.

Peter Erickson joined the meeting at approximately 9:00 a.m.

Jared Sands joined the meeting at approximately 9:10 a.m.

The following permit was unanimously approved:

- 1) Permit (20-080) to Eric Johnson to install 153 acres drain tile; ¼" coefficient; 44' and 88' spacing; gravity outlet to CD #43 Lateral 1, thru a dedicated 15" steel pipe; station 83 + 40; NE4, Section 15, Angus Township. (Motion by Mr. David Bakke, seconded Mr. Bill Petersen).

APPROVED (September 21, 2020)

Steve Goodwin, Lucas Goodwin and Cole Goodwin left the meeting at approximately 9:17 a.m.

The following permit was approved, with Mr. David Bakke abstaining:

- 2) Permit (20-082) to Deland Bakke to regrade the East line (CSAH #11) and the North line (310th St) of the NE4; to install a 24" pipe in the dry farmyard driveway; to install a 24" pipe in the dry field crossing. Requirements: a ROW permit is received from the County and permission is received from the SWCD under the Wetland Conservation Act. (Motion by Mr. Robert Kovar, seconded Mr. Roger Mischel)

The following permits were unanimously approved:

- 3) Permit (20-086) to Travis Anderson to install 137 acres field drain tile; ¼" coefficient; 100' spacings; gravity outlet into a natural coulee in the NE4 of Section 26 Wanger Township; SW4, Section 24, Wanger Township. (Motion by Mr. Bill Petersen, seconded by Mr. David Bakke).
- 4) Permit (20-087) to Viking Township to replace a 36" CSP centerline culvert with a longer 36" CSP and move it ~ 50' South; Section line 8/9 Viking Township. (Motion by Mr. Robert Kovar, seconded Mr. David Bakke).
- 5) Permit (20-089) to Robert Wesolowski to install 26 acres drain tile; ¼" coefficient; 100' spacings; gravity outlet into the Snake River; SE4 & SW4, Section 29, McCrea Township. (Motion by Mr. Bill Petersen, seconded Mr. Roger Mischel).

Pete Erickson left the meeting at approximately 9:50 a.m.

- 6) Permit (20-090) to Osowski-Urbaniak Farms to install 154 acres drain tile; ¼" coefficient; 35' tile spacing; 5 HP (724 GPM) VFD pump outletting to MCD #38; SE4, Section 28, Bloomer Township. (Motion by Mr. David Bakke, seconded Mr. Robert Kovar).
- 7) Permit (20-091) to Osowski-Urbaniak Farms to install 298 acres drain tile in W2 of Section 26 and in the NE4 of Section 27, Bloomer Township; ¼" coefficient; 35' spacing; 15 HP (1401 GPM) VFD pump outletting to West Ditch along 410th Ave NW: Requirement: approval is granted by the Township. (Motion by Mr. Bill Petersen, seconded Mr. Roger Mischel).
- 8) Permit (20-092) to Osowski-Urbaniak Farms to install 156 acres drain tile; ¼" coefficient; 35' spacing; 5 HP (733 GPM) VFD pump; outletting into MCD #38 Branch 1. NE4, Section 23, Bloomer Township. Requirement: approval is granted by the Township. (Motion by Mr. Roger Mischel, seconded Mr. David Bakke).
- 9) Permit (20-093) to Osowski-Urbaniak Farms to install 154 acres drain tile; ¼" coefficient; 35' spacing; 5 hp (723 GPM) VFD pump outletting to South ditch of 310th St NW; NE4 Section 22, Bloomer Township. (Motion by Mr. Roger Mischel, seconded M. Robert Kovar).

APPROVED (September 21, 2020)

- 10) Permit (20-097) to Chris Urbaniak to install a field crossing with an 18" pipe, East side of 400th Ave NW; at the ½ mile line of the West line of Section 24, Bloomer Township. (Motion by Mr. Bill Petersen, seconded Mr. Roger Mischel).
- 11) Permit (20-098) to Ron Iverson to install 152 acres drain tile; 3/8" coefficient; 40' & 60' spacings; 10 hp (1075 GPM) VFD pump outletting into East CR #101 ditch; SW4, Section 34, Vega Township. (Motion by Mr. Roger Mischel, seconded Mr. David Bakke).
- 12) Permit (20-099) to Steve Goodwin for an After-The-Fact permit to install a 24" high flow culvert and flapgate adjacent to a 24" field crossing culvert; NW4, Section 34, Farley Township. (Motion by Mr. Robert Kovar, seconded Mr. David Bakke).
- 13) Permit (20-101) to Jared Sands to install (5) 20' x 24" culverts with flapgates in existing ditches outletting into MN Trunk Highway #220; E2 Section 19 and W2 Section 20, Sandsville Township. (Motion by Mr. Bill Petersen, seconded Mr. Roger Mischel).
- 14) Permit (20-102) to Southline Farms to install 113 acres drain tile; ¼" coefficient; 40' spacing; gravity outlet into JD #20 Branch A; NW4, Section 22, Warrenton Township. (Motion by Mr. David Bakke, seconded Mr. Roger Mischel).

Jared Sands left the meeting at approximately 10:41 a.m.

- 15) Permit (20-103) to Orin Knutson to renew permit (17-103) to install 155 acres drain tile; 10 hp (1096 GPM) VFD pump; 3/8" coefficient; 40' spacing; outletting into MCD #44 Lateral 3; SE4 & SW4, Section 15, Oak Park Township. Contingent upon applicant apply for an After-the-Fact permit for the 24" culvert installed on the South 80 acres in Section 15, Oak Park Township. (Motion by Mr. Bill Petersen, seconded Mr. Roger Mischel).
- 16) Permit (20-104) to Orin Knutson to install 18 acres drain tile; 3/8" coefficient; 40' spacing; gravity outlet into the Red River of North; SE4 Section 19 and SW4 Section 20, Big Woods Township. (A Wetland Conservation Permit is required.) (Motion by Mr. Robert Kovar, seconded Mr. David Bakke).

The following permit was Tabled to allow the adjacent landowners time to attend a board meeting to express their opinion:

- 17) Permit (20-088) Viking Township to replace a 36" culvert and install an 18" high flow culvert adjacent to the new 36" culvert; section line 3 and 10, Viking Strip Township. (Motion by Mr. Bill Peterson, seconded Mr. Roger Mischel).

A discussion was held concerning a cut in the ridge, along 230th Street NW, in Section 4 of Viking Strip, that is draining waters into the Judicial Ditch #25-1 system and the lands are not in the benefited area of Judicial Ditch #25-1. The Board directed Administrator Praska to discuss this matter with the District Attorney and issue an order to restore.

Nate Dalager and Dillon Nelson joined the meeting at approximately 10:45 a.m.

The following permit was Tabled pending review by the District Attorney:

APPROVED (September 21, 2020)

- 18) Permit (20-094) Osowski-Urbaniak Farms to install 160 acres drain tile; ¼" coefficient; 35', 50' and 100' spacing; 5 hp (752 GPM) VFD pump outletting to East ditch of CR #32; NW4, Section 11, Middle River Township. (Motion by Mr. Bill Petersen, seconded Mr. Robert Kovar).

The following permit was tabled until the type of control structure is determined and the elevation of the proposed pump is shot in:

- 19) Permit (20-095) Damon Stroble to install 370 acres drain tile; ¼" coefficient; 80' spacing; (2) natural gravity outlets into JD #75; S2 SE4 of Section 3 and N2 and SE4 of Section 10, Tabor Township. (Motion by Mr. Bill Petersen, seconded Mr. Robert Kovar).

The following permit was Administratively Approved and reviewed:

- 20) Permit (20-096) to John Johnson to install a field crossing with an 18" culvert; North side of 190th St NW; SE SW, Section 13, Helgeland Township.

Jeremy Misselhorn and Gunnar Bowman left the meeting at approximately 10:50 a.m.

Administrator Praska reported Houston Engineering has prepared the Final Pay Request to Kraulik Excavating for the Outlet Repair of Judicial Ditch #1, in sections 17 and 20, of Higdem Township. He stated the pay request is for \$24,027.20.

Motion by Mr. Bill Petersen, seconded by Mr. Robert Kovar the Chairman be authorized to execute the Final Pay Request, in the amount of \$24,027.20, to Kraulik Excavating for the Outlet Repair of Judicial Ditch #1. Motion unanimously carried.

Engineer Nordby suggested preparing an "as-built" depicting the location of the French drains installed on the Outlet Repair of Judicial Ditch #1. The Board directed Engineer Nordby to prepare an "as-built" plan.

Administrator Praska reported quotes have been solicited for the grade stabilization project proposed on Judicial Ditch #1 and the deadline to submit a quote was 10:00 a.m., today. The following quotes were received and publicly opened by the Board:

Wright Construction	\$ 61,810.00
Gowan Construction	\$103,265.00
Zavoral Construction	\$107,905.00

Motion by Mr. Bill Petersen, seconded by Mr. Roger Mischel the bid of Wright Construction be accepted and awarded, pending audit, in the amount of \$61,810.00 for the grade stabilization project on Judicial Ditch #1 in Higdem, Sandsville and Farley Townships. Motion unanimously carried.

APPROVED (September 21, 2020)

Administrator Praska reported quotes have been solicited for the grade stabilization project proposed on Judicial Ditch #75 and the deadline to submit a quote was 10:00 a.m., today. The following quotes were received and publically opened by the Board:

Wright Construction	\$163,775.80
Gowan Construction	\$249,965.00
Zavoral Construction	\$223,535.00

Motion by Mr. Roger Mischel, seconded by Mr. Robert Kovar the bid of Wright Construction be accepted and awarded, pending audit, in the amount of \$163,775.80 for the grade stabilization project on Judicial Ditch #75 in Tabor and Northland Townships. Motion unanimously carried.

Administrator Praska stated the Board agreed to pay 50% of the cost for (3) 15" waterman gates on Judicial Ditch #75. He reported he had quoted the waterman gates at \$660.00 each, however, the cost of gates, including adaptor and shipping costs total \$755.49 each.

Motion by Mr. Bill Petersen, seconded by Mr. David Bakke, the District pay 50% of maximum \$660.00 per gate of the cost of each 15" waterman gate on Judicial Ditch #75, for a total of \$990.00. The installation of the gates is the responsibility of the landowner. Motion carried, with Mr. Robert Kovar abstaining.

Administrator Praska reported Kraulik Excavating has begun the reshaping and reseeding of the eroded areas on Polk County Ditch #43. Administrator Praska also reported he will be applying for disaster funds for the work.

Technician Omdahl said the Judicial Ditch #15 1978 Repair Plan shows there are two field drain locations that had new 18" culverts and flapgates installed in 1978, in Section 30, New Folden Township. It was discovered in May the culverts had been removed. He reported Todd Bjorgaard contacted him on behalf of landowner Leonard Blazejewski. Mr. Bjorgaard had said NRCS program funds have been applied for to install the culverts and he is requesting for Ditch funds cost share for the amount the NRCS will not pay for.

Motion by Mr. Bill Petersen, seconded by Mr. Robert Kovar the District expend Judicial Ditch #15 funds for the purchase of (2) 18" flapgates, to be installed in the open swales in Section 15 of Marsh Grove Township, and the District staff set the elevation of the culverts. Motion unanimously carried.

Administrator Praska reported he received the signed Purchase Agreement from the Bret Strange Estate on the Newfolden Project.

Motion by Mr. Bill Petersen, seconded by Mr. Robert Kovar, the Chairman be authorized to execute the Purchase Agreement with the Bret Strange Estate, on the Newfolden Project. Motion unanimously carried.

The Board inquired on the status on securing the Purchase Agreements with the two other landowners for the Newfolden Project. Administrator Praska reported he is working on securing the signatures.

APPROVED (September 21, 2020)

Dillon Nelson, HDR Engineering, distributed and reviewed the Task Order #3-Final Engineering for the City of Newfolden Flood Prevention Project, which outlines future project tasks and services required to successfully complete the flood prevention project. He also reported that funding for the project will be addressed in the near future.

Motion by Mr. Robert Kovar, seconded by Mr. Bill Petersen the Task Order #3-Final Engineering for the City of Newfolden Flood Prevention Project be accepted and HDR Engineering be directed to proceed with the final engineering and construction documents for the project and the Chairman be authorized to execute the Task Order #3. Motion carried, with Mr. David Bakke opposing.

Administrator Praska reported Olson Construction TRF is cleaning a portion of the coulee in Section 25 of Angus Township, with the costs being paid from the Brandt/Angus Impoundment Project Funds.

Administrator Praska reported Wayne Torgerson is requesting to rent the grain bin located in Section 13 of Brislet Township, on the Omdahl Ridge Farm, at the Agassiz Valley Water Resource Management site for another year.

Motion by Mr. Robert Kovar, seconded by Mr. David Bakke that Administrator Praska be authorized to enter into a rental agreement with Wayne Torgerson for the grain bin located in Section 13, Brislet Township, on the Omdahl Ridge Farm, for one year, with the rental rate set at \$200.00/year. Motion unanimously carried.

Engineer Nordby reported the Swift Coulee Project Team held a meeting August 19, 2020. He stated a discussion was held on how to proceed and move the project forward. He stated one comment made by the project team is they would like to see the burden spread over the upstream landowners. Engineer Nordby stated he is working on two alternatives and when completed they will be presented to the Project Team.

Administrator Praska reported Rodney Larson was able to extend the CRP contract on 40.2 acres on Angus Oslo #1 property. He also stated Rodney is requesting to change the terms of the rental agreement from 50/50 to \$7.50 per acre. Administrator Praska reported the yearly CRP payment will be \$2,659.00.

It was the consensus of the Board, that the rental agreement with Rodney Larson remain at 50/50, with the District being reimbursed ½ of the CRP payment, or \$1,329.50 per year.

Dillon Nelson and Nate Dalager left the meeting at approximately 12:20 p.m.

Kim Bjoralt, Human Resource Management Group, joined the meeting via telephone, to discuss his findings and recommendations on the Employee Performance Reviews he performed. The Board also reviewed the Employee Job Descriptions. A discussion was held on areas that may need attention and staff performance.

Administrator Praska informed the Board that 13 applicants have applied for the Administrative Assistant position. The Board directed Administrator Praska, Connie Kujawa and the Personnel Committee to set a date for interviews with the potential candidates.

APPROVED (September 21, 2020)

Administrator Praska reported the District received notification that the 1W1P Grant Application with the Minnesota Board of Water and Soil Resources for costs associated with the implementation of the 1W1P has been approved and the documents will be forthcoming.

The following meetings were announced:

September 21, 2020-Regular Meeting-8:30 a.m., District Office
October 5, 2020-Regular Meeting-8:30 a.m., District Office

Motion by Mr. Bill Petersen, seconded by Mr. Robert Kovar the meeting be adjourned. Motion unanimously carried.

The meeting was adjourned at approximately 1:20 p.m.

Connie Kujawa
Recording Secretary

Roger Mischel
Secretary