

RED LAKE WATERSHED DISTRICT

October 25, 2018

Agenda

9:00 a.m.

9:00 a.m.	Call to Order	Action
	Review and approve agenda	Action
	Requests to appear	Information
	October 11, 2018 Minutes	Action
	Financial Report dated October 24, 2018	Action
	Investment Summary/Certificate of Deposit	Action
	Pine Lake Project, RLWD Project No. 26	Information
	Judicial Ditch 5, RLWD Project No. 102-Update	Information
	Thief River Falls West Side FDR Project No. 178 Landowner Meeting-October 29, 2018	Information
	Ditch 16, RLWD Project No. 177-Findings of Fact and Order	Action
	Red Lake River 1W1P, RLWD Project No. 149	Information
	Thief River 1W1P, RLWD Project No. 149A Water Management District Blueprint	Info./Action
	Buffer Law Implementation	Information
	Release of Claims and Indemnification-LeRoy Christensen	Action
	Permit No. 18145, Robert Mayer, Badger Township, Polk County	Action
	Permits: No. 18142-18144, 18146, 18147	Action
	Budget and Salary Committee–Review of Fox Lawson (Gallagher) Study	Info./Action

Administrators Update	Information
Legal Counsel Update	Information
Managers' updates	Information
Adjourn	Action

UPCOMING MEETINGS

November 8, 2018	RLWD Board Meeting, 9:00 a.m.
November 12, 2018	Veterans Day Observed, Office Closed
November 13, 2018	RRWMB Meeting
November 27, 2018	RLWD Board Meeting, 9:00 a.m. (Note Change of Date)
Nov. 29-Dec. 1, 2018	MAWD Annual Meeting, Alexandria
Jan. 15-17, 2019	Red River Basin Land & Water International Summit Conference, Grand Forks
March 20-21, 2019	Joint Annual RRWMB & FDRWG Conference, Moorhead

DRAFT

RED LAKE WATERSHED DISTRICT
Board of Manager's Minutes
October 11, 2018

President Dale M. Nelson called the meeting to order at 9:00 a.m. at the Red Lake Watershed District Office, Thief River Falls, MN.

Present were: Managers Terry Sorenson, Gene Tiedemann, Dale M. Nelson, Allan Page, Les Torgerson, and LeRoy Ose. Absent: Brian Dwight. Staff Present: Myron Jesme and Tammy Audette and Legal Counsel, Delray Sparby.

The Board reviewed the agenda. A motion was made by Tiedemann, seconded by Page, and passed by unanimous vote that the Board approve the agenda. Motion carried.

The Board reviewed the September 27, 2018 minutes. Motion by Torgerson, seconded by Sorenson, to approve the September 27, 2018 Board meeting minutes as presented. Motion carried.

The Board reviewed the Financial Report dated October 10, 2018. Motion by Sorenson, seconded by Ose, to approve the Financial Report October 10, 2018 as presented. Motion carried.

Staff member Arlene Novak reviewed the Investment Summary as of October 10, 2018, stating that 3 Certificates of Deposit, totaling \$600,000, will mature on October 18, 2018. Twenty-four financial institutions were sent quote sheets with eleven quotes received. Motion by Sorenson, seconded by Tiedemann, to invest the maturing Certificates of Deposit with Ultima Bank, Fosston, MN, at 2.52%, APY 2.54%, for a 12-month Certificate of Deposit. Motion carried.

A review of the General Fund Budget as of September 30, 2018 was presented by staff member Arlene Novak.

The RLWD's liability, excess liability, and workers compensation policies were recently renewed by the League of Minnesota Cities. Staff member Arlene Novak reviewed the current policies' rates and stated that the overall increase in all policy premiums over 2017 was 11.32% and also reviewed the reasons for the increase.

Administrator Jesme stated that a Pine Lake Watershed site tour and meeting, will be held on October 19, 2018, starting at 9:30 a.m. at the Sportsman's Lodge on Pine Lake with staff from environmental review and permitting agencies for the Pine Lake Project, RLWD Project No. 26A. Discussion will be held on what is allowable for permitting from each agency.

A landowner informational meeting for the Thief River Falls Westside Flood Damage Reduction Project, RLWD Project No. 178 will take place on October 29, 2018 at 6:00 p.m. at the District office.

Pribula Engineering, Inc. has been working with MnDOT staff regarding the installation of a box culvert through State Highway No. 220 for the establishment of the RLWD Ditch 16, RLWD Project No. 177. MnDOT has indicated that soil borings will be required to cross State Highway No. 220. Pribula Engineering, Inc. received quotes to complete the soil borings, with Northern Technologies submitting the lowest quote.

The Draft Amendment for the Red Lake River 1W1P, RLWD Project No. 149, for the 60-day review period was distributed to various agencies for comment. The draft amendment includes the potential development of a Water Management District for the Black River Impoundment, RLWD Project No. 176 and the Thief River Falls Westside FDR Project, RLWD Project No. 178. The BWSR Northern Region meeting will review the draft amendment on January 2, 2019.

Thief River 1W1P, RLWD Project No. 149A, Policy and Advisory meeting that was scheduled for October 10, 2018 in Grygla, was postponed due to the weather and the distance folks had to travel for the meeting. The Planning Work Group will continue to work on the budget prior to the next meeting.

The Board reviewed the Clearwater SWCD Local Water Resources Riparian Protection (“Other Watercourses”) for inclusion into their local water management plan.

The Board reviewed the draft Buffer Law Implementation for Watersheds under Minnesota State Statutes 103D. Administrator Jesme stated that Houston Engineering, Inc., developed the document for the Buffalo Red River Watershed District. Discussion was held on penalty amounts for non-compliance for the installation of a buffer strip. Legal Counsel Sparby referred to section 6.1 where the District may seek remedies for non-compliance from any responsible party. Discussion was held on who is the responsible party, whether it be the agent, operator, or renter. It was the consensus of the Board, that the Owner of the property would be the responsible party, with recommendation that the Owner notify their renters to respect the Buffer Law. Motion by Page, seconded by Torgerson, to approve the Buffer Law Implementation for Watersheds, subject to Legal Counsel Sparby’s review. Motion carried.

The Board reviewed correspondence from the City of Crookston, Part II Wellhead Protection Plan.

Motion by Ose, seconded by Sorenson, to approve a one-year extension for RLWD Permit No. 17169, Minnesota Department of Transportation, Knute Township, Polk County. Motion carried.

Motion by Sorenson, seconded by Tiedemann, to approve after-the-fact permit, RLWD Permit No. 18112, David Balstad, Lessor Township, Polk County, with conditions stated on the permit. Motion carried.

The Board reviewed the permits. Motion by Torgerson, seconded by Page, to approve the following permits with conditions stated on the permit: No. 18129, Dennis Salenty, Polk Centre Township, Polk County; No. 18130, John Garry, Euclid Township, Polk County; No. 18131, Dan Cymbaluk, Lowell Township, Polk County; No. 18132, Terrebonne Township, Red

Lake County; No. 18133, Jay Giroto, Moylan Township, Marshall County; No. 18134, Jay Giratto, Cloverleaf Township, Pennington County; No. 18135, Red Lake County Highway Department, Gervais Township; No. 18136, Tyler Solberg, Goodridge Township, Pennington County; No. 18137, Mike Tiedemann, Euclid Township, Polk County; No. 18138, Mike Tiedemann, Fanny Township, Polk County; and No. 18139, 18140 and 18141, Scott Tersteeg, Grove Park Township, Polk County. Motion carried.

Administrators update:

- Jesme and Manager Ose will attend the RRWMB meeting in Roseau on October 15, 2018. Included in the packet was the RRWMB “A Brief Primer-Who We Are and What We Do” newsletter.
- Due to predicted bad weather, the Thief River 1W1P meeting that was to be held October 10, 2018 in Grygla, was postponed.
- Included in the packet was the MAWD Board of Directors Meeting Highlights from their September 21, 2018 meeting.
- Jesme and Manager Ose attended the October 2, 2018 Marshall County Commissioners’ Board meeting to present the 2017 Annual Report.

Discussion was held on proposed MAWD resolutions. The current Administrative levy limit is set at \$250,000 and it was recommended to increase it to \$350,000, place no cap on the levy, or use the formula that is already stated in MN State Statutes. Following discussion, the following resolution was motioned by Tiedemann, seconded by Ose, and passed unanimously:

WHEREAS, Minnesota watershed district administrative levies are restricted to \$250,000 by MN 103D.905 Subd. 3; and

WHEREAS, Red Lake Watershed District Board of Managers understand that the \$250,000 was legislatively enacted in 2001 and has not kept pace with current needs and expectations placed on watershed district operations; and

WHEREAS, the ability to fulfill water management expectations of local, state and federal governmental regulations, as well as that of landowners in the District, are hampered by the outdated levy limit.

NOW, THEREFORE, BE IT RESOLVED, that the Red Lake Watershed District recognizes and supports the pursuit of legislation to increase or remove the \$250,000 administrative levy limit.

The vacancy of a position on the Board of Water and Soil Resources was discussed. A motion by Tiedemann, seconded by Torgerson, and passed unanimously to approve the following resolution for presentation to the Minnesota Association of Watershed Districts:

WHEREAS, the Governor has been given the statutory authority to appoint members to the Board of Water and Soil Resources; and

WHEREAS, when board member vacancies occur, there is no statute that limits the length of time the position may be left vacant - and vacant board positions equate to public underrepresentation; and

WHEREAS, when board member terms expire, under MN 15.075 Subd. 2 successors need not be appointed and qualified until July 1st, thus permitting the expired board member to serve up to an additional six full months.

NOW, THEREFORE BE IT RESOLVED, that the Red Lake Watershed District supports the pursuit of legislation to require board member appointment within 90 days of a board member vacancy or board member term expiration.

Discussion was held on increasing the maximum daily compensation of watershed district board managers to \$100 daily. Motion by Ose, and seconded by Tiedemann, and passed unanimously to present the following resolution to MAWD:

WHEREAS, Board Manager compensation is restricted to \$75 per day by MN 103D.315 Subd.8; and

WHEREAS, Red Lake Watershed Board of Managers feel that \$75per day no longer reflects current pay standards, and does not represent fair compensation for the knowledge, skills, abilities, and effort provided by individuals serving in the highly-specialized public service of governing water quantity and quality; and

WHEREAS, the per diem has not been increased by the Minnesota Legislature since 2004, and

WHEREAS, the ability to recruit and retain willing individuals to fill Board Manager positions is hampered by the outdated compensation limit.

NOW, THEREFORE, BE IT RESOLVED, that the Red Lake Watershed District recognizes and supports the pursuit of legislation to increase the daily compensation to a \$100 per day statutory maximum, with the local board of managers having authority to set their own per diem for a lesser amount, if deemed appropriate.

A resolution to support the enforcement of WMA Operation and Maintenance Plans, with input from local governmental entities, to ensure the consideration in the One Watershed One Plan efforts was discussed. Following discussion, a motion was made by Sorenson, seconded by Page, and passed unanimously to adopt the following resolution for presentation to MAWD:

WHEREAS, Minnesota's Wildlife Management Area (WMA) system started in 1951, when the State established its "Save the Wetlands" program to buy wetlands and other habitats from willing sellers to address the loss of wildlife habitat in the state and has evolved into the present-day system of WMAs; and

WHEREAS, today there are over 1.3 million acres of high-quality habitat in about 1,500 WMAs located throughout the state, making it one of the largest WMA systems in the country, and

WHEREAS, the Minnesota Department of Natural Resources is responsible for the management of these acres; and

WHEREAS, consistency of written operation and maintenance plans for individual WMAs vary considerably from no written plan to extremely outdated plans; and

WHEREAS, the State of Minnesota has made watershed management plans a priority with the One Watershed One Plan (1W1P) initiative, and

WHEREAS, effective management, including interagency coordination of said management, of our natural resources is imperative to the health and wellbeing of the visitors and residents of the state,

NOW, THEREFORE, BE IT RESOLVED, that the Red Lake Watershed District supports the pursuit of whatever action is necessary to ensure the WMA Operation and Maintenance Plans and/or Management Plans are either drafted or brought current, with input from local governmental entities, to ensure their consideration in future 1W1P efforts.

The Budget and Salary committee met to review the job evaluations from Fox Lawson (Gallagher). It was the recommendation of the committee to have the entire Board review the document for further discussion and approval at our next meeting.

Manager Tiedemann handed out a newspaper article that was presented to Ray Bohn, MAWD back in 2013 regarding the Thief River Falls FDR Project, RLWD Project No. 171A.

Motion by Torgerson, seconded by Ose, to adjourn the meeting. Motion carried.

LeRoy Ose, Secretary

RED LAKE WATERSHED DISTRICT
Financial Report for October 24, 2018

Ck#	Check Issued to:	Description	Amount
online	EFTPS	Withholding for FICA, Medicare, and Federal taxes	\$ 3,322.28
online	MN Department of Revenue	Withholding taxes	605.98
online	Public Employees Retirement Assn.	PERA	2,234.98
online	EFTPS	Withholding for payroll taxes	254.64
online	MN Department of Revenue	Withholding taxes	50.00
37114	Farmers Union Oil Company	Gas for vehicles-replaces check #37091	259.41
37115	Ameripride Services Inc.	Office rug rental	37.43
37116	Brodin Comfort Systems	4 furnace filters	168.00
37117	Centurylink	Telephone expense	274.79
37118	Les Cota	Mow Ditch 14 area	190.00
37119	Garden Valley Technologies	Telephone maintenance	125.25
37120	League of Minnesota Cities	Workers Compensation audit	266.00
37121	Marco	Monthly Microsoft 365 (15)	187.50
37122	Dale M. Nelson	Mileage	48.50
37123	Northwest Beverage, Inc.	H2O for office	29.50
37124	RMB Environmental Laboratories	Lab analysis for water quality samples	1,656.00
37125	Thief River Ford	Replaced CPV valve on 2015 Ford F150	252.74
37126	TrueNorth Steel	9 Flap gates and shipping-Proj. 115	2,745.00
37127	Ultima Bank	Purchase 12 month CD @ 2.52%, 2.54% APY	600,000.00
37128	LeRoy Christensen	Removed 88 gophers-Louisville/Parnell, Parnell & Brandt Impound.	352.00
37129	Delta Dental	Dental insurance premium	354.35
37130	Further	FSA account fees	8.85
37131	League of Minnesota Cities	Annual dues	1,878.00
37132	Middle-Snake-Tamarack Rivers WD	Purchase 2 bird kiosks for Euclid East and Parnell Impoundmen	5,000.00
37133	Northwestern Mutual Financial	Deferred Compensatioin	415.58
37134	Sun Life Financial	Life insurance premium	113.17
37091	Voided check		(259.41)
online	Aflac	Staff paid insurances	920.19
online	Cardmember Services	*see below for explanation	331.43
direct	Al Page	Mileage	56.68
	Payroll		
	Check #11522 -11531		<u>10,920.26</u>
	Total Checks		\$ 632,799.10

*** Cardmember Services**

AT&T-cell phone expense	275.29
The Hive-meals-Board meeting	43.33
Ace Hardware-lawn seed	<u>12.81</u>
TOTAL	331.43

Financial Institutions:

Northern State Bank

Balance as of October 10, 2018	\$ 123,186.19
Total Checks Written	(632,799.10)
Receipt #414422 Unity Bank-Matured CDs with interest	600,419.31
Receipt #414423 Voided	-
Balance as of October 24, 2018	<u><u>\$ 90,806.40</u></u>

Border State Bank

Balance as of August 31, 2018	\$ 18,174.73
Receipt #414413 Monthly interest	5.68
Balance as of September 30, 2018	<u>\$ 18,180.41</u>

American Federal Bank-Fosston

Balance as of October 10, 2018	\$ 1,706,319.53
Receipt #414418 Anthony and Jessica Olson-Deferred WS Management fee	2,346.00
Receipt #414419 Middle-Snake-Tamarac River Watershed District-Reimb. for portion of bird kiosks	5,147.96
Receipt #414420 Pennington SWCD-Reimburse for SWI Inventory grant	1,281.11
Receipt #414421 USFWS-Reimburse for mowing of Agassiz portion (Lunke bill from St.Dt.83)	60.00
Receipt #414424 RRWMB-Reallocation of surplus mediation funds	20,641.39
Balance as of October 24, 2018	<u>\$ 1,735,795.99</u>

Red Lake Watershed District
as of October 24, 2018

<u>Name of Institution</u>	<u>Purchase/ Current Value</u>	<u>Int. Rate</u>	<u>Mat. Date</u>	<u>*Maturity Amount</u>
10010 Northern State Bank (checking)	\$ 90,806.40	0.70%		\$ 90,806.40
10020 Border State Bank (Investor savings) Thief River Falls	\$ 18,180.41	0.38%		\$ 18,180.41
10030 American Federal Bank Fosston	\$ 1,735,795.99	1.42%		\$ 1,735,795.99
10830 Edward Jones-Morgan Stanley Interest paid at maturity	\$ 200,000.00	1.50%	10/30/2018	\$ 203,000.00
10650 First National Bank-Bemidji-12 mos. CD #94230 Qtrly interest-direct deposit(1065)	\$ 200,000.00	1.05%	12/12/2018	\$ 200,523.55
10660 CDARS-Amarillo National Bank, TX 12 mos. CD, int. paid monthly	\$ 146,500.00	1.50%	1/17/2019	\$ 146,500.00
10660 CDARS-Conway, AR 12 mos. CD, int. paid monthly	\$ 53,500.00	1.50%	1/17/2019	\$ 53,500.00
10860 American Federal-Fosston 6 month monthly interest compounded	\$ 200,000.00	1.95%	1/24/2019	\$ 203,900.00
10470 CDARS-Bank of America, Charlotte, NC monthly interest payment via ACH	\$ 200,000.00	1.95%	3/5/2019	\$ 200,000.00
10740 CDARS-Signature Bank, New York monthly interest payment via ACH	\$ 200,000.00	2.05%	7/18/2019	\$ 200,000.00
10740 CDARS-Valley National Bank monthly interest payment via ACH	\$ 159,000.00	2.05%	7/18/2019	\$ 159,000.00
10740 CDARS-Signature Bank, New York monthly interest payment via ACH	\$ 41,000.00	2.05%	7/18/2019	\$ 41,000.00
10870 American Federal-Fosston-12 month monthly interest compounded	\$ 200,719.02	2.10%	7/26/2019	\$ 204,200.00
10260 CDARS-SmartBank, Pigeon Forge, TN (int.pd quarterly via ACH)	\$ 200,000.00	2.05%	9/5/2019	\$ 204,100.00
1071 CDARS-BOKD, National Assn., Tulsa (int.pd monthly via ACH)	\$ 200,000.00	2.33%	10/3/2019	\$ 200,000.00
1088 Ultima Bank-Fosston (int. compounded sem-annually)	<u>\$ 600,000.00</u>	2.52%	10/22/2019	<u>\$ 615,120.00</u>
	<u>\$ 4,445,501.82</u>			<u>\$ 4,475,626.35</u>



Clearwater County Environmental Services

213 Main Ave N Dept. 206
Bagley, MN 56621-8304
www.co.clearwater.mn.us

Phone: 218/694-6183
Fax: 218/694-6244

Red Lake Watershed District
Myron Jeseme
1000 Pennington Ave S
Thief River Falls MN 56701

October 8, 2018

Re: Judicial Ditch 5 planned maintenance.

Mr. Jeseme,

This letter is to formally notify the Red Lake Watershed District that the work proposed on Judicial Ditch 5, to lower the outlet to an elevation of 1426' is not in compliance with the State of Minnesota Wetland Conservation Act. The local technical evaluation panel (TEP) has reviewed the matter and determined that, based on documentation provided by the District in the process of addressing Judicial Ditch 5 concerns, that lowering the elevation of the outlet to 1426' will cause a loss of public water wetland (PWW) and private wetland that has existed more than 25 years. Please review the following language from MN Rule 8420.0420 Subpart 3:

Drainage.

- A. ***For the purposes of this subpart, "public drainage system" means a drainage system as defined in Minnesota Statutes, section 103E.005, subdivision 12, and any ditch or tile lawfully connected to the drainage system.***
- B. ***A replacement plan is not required for:***
- (1) impacts resulting from maintenance or repair of existing public drainage systems conducted or authorized by a public drainage authority under Minnesota Statutes, chapter 103E, when the maintenance or repair does not drain type 3, 4, or 5 wetlands that have existed for more than 25 years before the proposed impact; or***
 - (2) impacts resulting from maintenance or repair of existing drainage systems other than public drainage systems, when the maintenance or repair does not drain wetlands that have existed for more than 25 years before the proposed impact.***

For projects proposed under this item, the landowner must provide documentation that the wetlands to be partially or completely impacted by the maintenance or repair have not existed for more than 25 years. Documentation may include, but is not limited to: aerial photographs, climatological records, soil borings, vegetative analysis, elevation surveys, or drainage system maintenance records.

- C. ***A replacement plan is not required for:***
- (1) draining a wetland on agricultural land when the wetland was:***
 - (a) planted with annually seeded crops before July 5, except for crops that are normally planted after this date, in eight out of the ten most recent years before the impact;***
 - (b) in a crop rotation seeding of pasture grass, cover crop, or legumes or was fallow for a crop production purpose in eight out of the ten most recent years before the impact; or***
 - (c) enrolled in a state or federal land conservation program and met the requirements of unit (a) or (b) before enrollment;***
 - (2) draining type 1 wetlands, or up to five acres of type 2 or 6 wetlands, in an unincorporated area on land that has been assessed drainage benefits for a public drainage system, provided that:***

- (a) during the 20-year period that ended January 1, 1992:
- i. there was an expenditure made from the drainage system account for the public drainage system;
 - ii. the public drainage system was repaired or maintained as approved by the drainage authority; or
 - iii. no repair or maintenance of the public drainage system was required under Minnesota Statutes, section 103E.705, subdivision 1, as determined by the public drainage authority; and
- (b) the wetlands are not drained for conversion to:
- i. platted lots;
 - ii. planned unit, commercial, or industrial developments; or
 - iii. any development with more than one residential unit per 40 acres, except for parcels subject to local zoning standards that allow family members to establish an additional residence on the same 40 acres.

If wetlands drained under this subitem are converted to prohibited uses during the ten-year period following drainage, the wetlands must be replaced under Minnesota Statutes, section 103G.222. Documentation such as aerial photographs, United States Department of Agriculture records, or other applicable documentation may be used as evidence for the exemption under this item.

D. For projects completed under this subpart, spoil must be placed and stabilized in a manner that minimizes wetland impacts without jeopardizing the stability of the ditch or contributing to the degradation of downstream water quality.

E. A public drainage authority may, as part of a repair, install control structures, realign a ditch, construct dikes along a ditch, or make other modifications as necessary to prevent drainage of a wetland.

F. Wetlands and public waters of all types that could be drained as a part of a public drainage repair project are eligible for the permanent wetlands preserve program established under Minnesota Statutes, section 103F.516. The board must give priority to acquisition of easements on type 3, 4, or 5 wetlands that have been in existence for more than 25 years on public drainage systems and other wetlands that have the greatest risk of drainage from a public drainage repair project.

Also, while reviewing the overall scope of the proposed maintenance it has come to my attention that the work may need an environmental impact statement (EIS) under Minnesota rule 4410.4400 subpart 20. Please review the following language from the rule:

MANDATORY EIS CATEGORIES.

Subpart 1. Threshold test.

An EIS must be prepared for projects that meet or exceed the threshold of any of subparts 2 to 25. Multiple projects and multiple stages of a single project that are connected actions or phased actions must be considered in total when comparing the project or projects to the thresholds of this part.

Subp. 20. Wetlands and public waters.

For projects that will eliminate a public water or public waters wetland, the local government unit shall be the RGU.

It is apparent to me that proceeding with this work or requiring the township to proceed with this work without proper applications and review will subject the District to the enforcement procedures under the Wetland Conservation Act and State Environmental Quality Board. I encourage the District to take the time to review the applicable statutes and rules and reconsider the proposal to lower the outlet to the elevation stated in the Red Lake Watershed District meeting minutes on August 9th, 2018.

It is my hope that this is a misunderstanding and not the District's intent to willfully disregard these regulations. On several occasions at past meetings the question of impacts to wetland, the

required project application and the need for a plan has been addressed. Thus, it draws my concern that the District would proceed with this work without taking the necessary steps.

Respectfully,



Michael Stenseng, Technician
Environmental Services

Cc:

Chester Powell, Program Technician Clearwater SWCD
Jamin Carlson, Water Plan Coordinator Clearwater SWCD
Matt Johnson, Wetland Specialist MN BWSR
Neal Illies, Clearwater County District 3 Commissioner
Joseph Stattelman, Water Resource Enforcement Officer MN DNR
Brent Mason, Regional Hydrologist MN DNR
Tim Gray, Conservation Officer MN DNR



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October 19, 2018

Clearwater County Environmental Services
213 Main Avenue North, Dept. 206
Bagley, MN 56621-8304

RE: October 8, 2018 Correspondence.

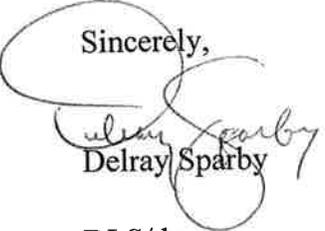
Dear Clearwater County Environmental Services:

Our office has had a chance to review your recent correspondence of October 8, 2018. After review of the same, and in consultation with Red Lake Watershed District Administrator, Myron Jesme, the watershed district respectfully disagrees with your conclusions and interpretation.

As you may be aware, the Red Lake Watershed District did apply to the Minnesota Department of Natural Resources for a letter or permission in relation to the ordered repair. The same was obtained on October 2, 2018. A copy is attached hereto. The Minnesota Department of Natural Resources was fully aware of the fact that the ordered repair would result in the lowering of the water level of Lower West Four-Legged Lake and Upper West Four-Legged Lake.

After being allowed to review and identify any regulatory concerns or requirements, the Minnesota Department of Natural Resources did grant written permission to complete the repair work as ordered by the Red Lake Watershed District Board of Managers.

Sincerely,


Delray Sparby

DLS/ds

cc. Myron Jesme, Administrator



October 2, 2018

Myron Jesme, Administrator
Red Lake Watershed District
1000 Pennington Ave.
Thief River Falls, MN 56701

Re: Red Lake Watershed District, Repair of Judicial Ditch No. 5 RLWD Project No. 102

Dear Mr. Jesme,

This letter is in response to your request on September 19, 2018 for a Letter of Permission from the DNR. We view this contact as meeting the DNR notification requirements under 103E.701 Subd. 2. Which allows us the opportunity to agree on repair depth and identify any regulatory concerns or requirements.

Your request is a result of an order by the RLWD Board of Manager to repair the 36" outlet culvert on Judicial Ditch No. 5 on 233rd Ave. located in Clearwater County, which is the outlet of West Four Legged Lake to an elevation of 1426.0 (NAVD 88). Judicial Ditch No. 5 runs through and includes three public water basins that are also part of this system; West Four Legged Lake (DOW 15-2802), Upper West Four Legged Lake (15-2801) and Upper East Four Legged Lake (DOW 15-2700). Judicial Ditch No. 5 was constructed in 1921 and plans provided show that the culvert was originally set at 1420.9 ft. (1912 datum). Since the Watershed District is completing the culvert lowering as a repair according to 103E, a DNR Public Waters Work permit is not required.

The proposed repair of Judicial Ditch No. 5 is subject to section 103E.011 subdivision 3 because it will lower the level of Lower West Four-Legged Lake and Upper West Four-Legged Lake which are public waters and part of the public drainage system. Therefore, permission from the Commissioner of DNR is required.

Permission is hereby granted to complete the repair work as referenced in the repair plan provided by email on September 19th and attached. Please provide the area hydrologist as-built survey plans for the area immediately adjacent to and within West Four Legged Lake within 30 days after completing the project. Any changes to the plans for the culvert lowering or other work on this system could require additional permits or permissions and must be approved in writing by the DNR prior to commencement of work. Any questions please feel free to contact Area Hydrologist Stephanie Klamm at 218-681-0947 or stephanie.klamm@state.mn.us.

Sincerely,



Nathan Kestner
NW EWR Regional Manager

Cc: Julie Ekman, Conservation Assistance and Regulations Section Manager
Steve Colvin, EWR Deputy Director
Tom Groshens, EWR North District Manager
Stephanie Klamm, Area Hydrologist
Theresa Olson, Assistant Regional Manager
Jaime Thibodeaux, Environmental Assessment Ecologist
Minnesota Department of Natural Resources • Ecological and Water Resources
2115 Birchmont Beach Rd. NE, Bemidji, MN 56601

FOUR LEGGED LAKE OUTLET CULVERT LOWERING

JD 5 Project. 102

October 11th & 12th & 22nd

2018



10

14

Men Ln 2nd Ave Leonard

223

119

N Railroad 23

23

East Four Legged Lake

West Four Legged Lake

253rd Ave

Norway Lake

Outlet Culvert

2

430th St

Google Earth

©2018 Google



3000 ft

Looking east, coffer dam with pump





Dyrdahl Construction, out of Leonard
Looking west, removal of old culvert

Looking west, Placing bedding



Looking west, tamping southside of new culvert





Looking South, Outlet with rip rap and fabric

Looking east, inlet with riprap and fabric



Looking west at inlet, road being restored before gravel is added





Restored road with gravel, looking north

Restored road with gravel, looking south



October 23rd water surface elevation flowing through culvert: 1427.04'

October 15th water elevation prior to channel cleaning: 1426.28'

Cleanout ~200 feet upstream of inlet





North spoil bank

South spoil bank



CULVERT ELEVATION

- Final Inlet elevation: 1426.08' Design elevation: 1426.0'
- Final Outlet elevation: 1425.33' Design elevation: 1425.5'

BEFORE THE RED LAKE WATERSHED DISTRICT
BOARD OF MANAGERS, ACTING AS DRAINAGE AUTHORITY
FOR THE ESTABLISHMENT OF
RED LAKE WATERSHED DISTRICT DITCH #16, RED LAKE WATERSHED DISTRICT
PROJECT 177.

**Findings of Fact and Order Concerning
Preliminary Hearing, Pursuant to
Minnesota Statutes 103E.261**

WHEREAS, a Petition was submitted for the establishment of a new public drainage ditch under Minnesota Statutes 103E known as Red Lake Watershed District Project No. 177; and

WHEREAS, Jerry Pribula, Pribula Engineering & Surveying, was appointed engineer to provide a Preliminary Engineer's Report; and

WHEREAS, a Preliminary Engineer's Report was submitted to the Red Lake Watershed District Board of Managers; and

WHEREAS, a Preliminary Hearing was held at 10:00 a.m. at the offices of the Red Lake Watershed District on April 26, 2018; and

WHEREAS, prior to the Preliminary Hearing, the Petition was found to be adequate and legally sufficient as determined by the Watershed District Attorney and reported to the Watershed District; and

WHEREAS, proper notice of the Preliminary Hearing was provided; and

WHEREAS, advisory comments were read from the DNR, Board of Water & Soil Resources, and public comment and questions were taken regarding the Preliminary Engineer's Report.

NOW, THEREFORE, based on the testimony of the engineer and other evidence provided at the Preliminary Hearing, the Red Lake Watershed District Board of Managers, acting as Drainage Authority for Red Lake Watershed District Project #177, makes the following Findings and Order:

1. That the proposed drainage project outlined in the Petition, or as modified and recommended by the engineer, is feasible.
2. There is a necessity for the proposed drainage project.
3. The proposed drainage project will be of public benefit and promote the public health, after consideration of the environmental and land use criteria in Section 103E.015, Subd. 1.
4. The outlet is adequate.

NOW, THEREFORE, the Preliminary Engineer's Report is hereby approved and the engineer is directed to proceed to prepare a Detailed Survey and Plans and Specifications for the proposed drainage project and submit a Detailed Survey Report to the Drainage Authority as soon as possible. That Jerry Bennett, Robert Wagner, and Roger Beiswenger are appointed as viewers and directed to provide a Viewers' Report concerning the establishment of this project.

Dated this 26th day of April, 2018.

**RED LAKE WATERSHED DISTRICT
BOARD OF MANAGERS**

Dale M. Nelson
President, Red Lake Watershed District

LeRoy Ose
Secretary, Red Lake Watershed District

Authorized by resolution of the Red Lake Watershed District on the 26th day of April, 2018, directing the preparation of the above Findings and Formal Order.

5.2.2.1 Establishment of MS 103D.729 Water Management Districts

5.2.2.1.1 Overview

At the May 9, 2018 meeting in Grygla, MN, the Policy Committee authorized the establishment of eight Water Management Districts (WMD) through this plan. This funding option can only be used to collect charges to pay costs for projects initiated under MS 103D.601, 103D.605, 103D.611, or 103D.730. To use this funding method, Minnesota law (MS 103D.729) requires that the area to be included in the WMD be described, the amount to be charged identified, the methods used to determine the charges described, and the length of time the WMD is expected to remain in force specified.

5.2.2.1.2 Description of Water Management Districts

This plan established the eight planning regions (**See Section 1**) as the Water Management Districts. The District may create different Water Management Districts under future plan amendments.

5.2.2.1.3 Annual Charge Amount

The maximum WMD revenue limit within each WMD is based on 0.05% of the taxable market value within each planning region. This value will change each year as property values increase or decrease over time. **Table X.X** shows the total revenue generated by the Water Management District assuming an average of \$1.00 per acre fee.

Table X.X: Potential Total Revenue by Water Management District.

Planning Region	Area (acres)	Probable Per Acre Charge*	Probable Total Revenue
Judicial Ditch 30/18/13	42,426	\$1.00	\$42,426
Lost River (Branch 200 of Judicial Ditch 11)	42,013	\$1.00	\$42,013
Lower Thief River	62,266	\$1.00	\$62,266
Marshall County Ditch 20	134,055	\$1.00	\$134,055
Middle Thief River	90,029	\$1.00	\$90,029
Moose River	125,192	\$1.00	\$125,192
Mud River	126,347	\$1.00	\$126,347
Upper Thief River	47,795	\$1.00	\$47,795
Total Revenue			\$670,123

* Probable charge per acre for illustration purposes only. The actual charge will be per parcel and determined in accordance with the procedures described within this section.

5.2.2.1.4 Method to Determine Charges

Table X.X shows the total revenue generated by a Water Management District assuming a charge of \$1.00 per acre. The methods proposed to establish the charges will be based upon the proportion of the total annual runoff volume and/or solids load contributed by a parcel or may be based on the drainage area of the parcel, within a Water Management District.

Option 1: The runoff volume method will:

- Use soils and land use data to determine the existing curve number for each parcel within a Water Management District;
- Use the curve number for each parcel and the annual average precipitation depth to compute the annual runoff volume for each parcel;
- Sum the annual average runoff volumes for all parcels within a Water Management District to determine the total annual runoff volume;
- Compute the percentage of the annual runoff volume from each parcel as the ratio of the annual average runoff volume from the parcel and the total annual average runoff volume for the Water Management District (i.e., the “runoff ratio”).

Option 2: The solids load contribution method:

- Use the Revised Universal Soil Loss Equation and a sediment delivery ratio representing the portion of the solids and sediment reaching a watercourse, to compute the annual average sediment and solids load for each parcel;
- Sum the annual average solids and sediment loads for all parcels within a Water Management District to determine the total annual average sediment and solids load;
- Compute the percentage of the annual average sediment and solids load from each parcel as the ratio of the annual average sediment and solids load from the parcel and the total annual average sediment and solid load for the Water Management District (i.e., the “sediment ratio”).

Option 3: The combination runoff volume and solids load method. The method used to consider both runoff volume and solids load contribution would follow the methodologies listed above for both solids contribution and runoff volume.

Calculation of charges for **Options 1 through 3** would be determined as follows:

- Add the runoff ratio and/or the sediment ratio to compute the “charge ratio” for each parcel within the Water Management District. The amount charged to a specific parcel is the sum of the runoff ratio and the sediment ratio for the parcel, divided by the sum of the runoff ratio and the sediment ratio for all parcels within the Water Management District.

- Apply the charge ratio to the total amount of revenue needed for the Water Management District to carry out the storm water related projects, programs, and activities describe by the plan to achieve the storm water related goals within that Water Management District.

Option 4: The drainage area method will:

- Determine the drainage area of each parcel of land within the planning region.

Calculation of charges for **Option 4** would be determined as follows:

- The amount charged to a specific parcel is determined based on the charge ratio. The charge ratio is determined by taking the drainage area of that parcel within the planning region divided by the total area of the planning region.
- Apply the charge ratio to the total amount of revenue needed for the Water Management District to carry out the storm water related projects and programs described by the plan to achieve the storm water related goals within that Water Management District.

Selection of the appropriate process of determining charges will be determined and further refined in Step 3 of the process described in **Section 5.2.2.1.7**.

Section 5.2.2.1.5 Duration for Existence of the Water Management Districts

The Policy Committee anticipates that the Water Management Districts will provide funding to assist with the implementation of a variety of storm water (runoff and/or water quality) related projects. The Water Management Districts will remain in existence in perpetuity. Annual assessment of charges could vary from no charges to the maximum WMD revenue limit of the planning region.

Section 5.2.2.1.6 Use of Funds

The primary use of the funds collected from charges within Water Management Districts will support stormwater runoff and water quality projects that help achieve the goals of the planning regions which benefit residents within a Water Management District(s).

Section 5.2.2.1.7 Process to be Used to Create Water Management Districts

BWSR has provided draft guidance as to the process of creating a WMD. The process involves eight steps. The first two steps are addressed through the revision of the Watershed Management Plan. The remaining steps 3 through 8 must be completed prior to any collection of charges in any WMD.

Step 1. Amend Comprehensive Watershed Management Plan to create a water management district.

Amendment must include:

- Description of area to be in the water management district
- The amount to be raised by charges (total amount is necessary if fixed time for water management district to be in force, otherwise annual maximum (cap) amount)

- The method that will be used to determine the charges
- The length of time the water management district will be in force (perpetuity is acceptable)

Step 2. Approval of Plan amendment under M.S. § 103D.411 or as part of a revised Plan under M.S. § 103D.405.

- Revised Plan, or petition and amendment, sent to BWSR
- BWSR gives legal notice, and holds hearing if requested
- BWSR orders approval or prescribes plan or amendment
- BWSR notifies WD managers, counties, cities, SWCDs

Step 3. Policy Committee refines methodology for computing charges.

Step 4. Policy Committee determines and sets charges for all properties within the water management district after identifying scope of project and deciding method(s) of funding project.

Step 5. Policy Committee develops collection mechanism.

- Request County or Counties to collect, Contract with a private vendor (e.g. electric cooperative), or Billing and collection by Watershed District

Step 6. Policy Committee holds hearing, orders the establishment (implementation) of a project in the water management district, and initiates stormwater utility charges.

- Projects implemented must be ordered by the managers
- Order for project must specify funding method(s)
- Watershed District must notify counties, cities, and towns within the affected area at least 10 days prior to a hearing or decision on projects implemented under this section of statute

Step 7. Policy Committee establishes a separate fund for proceeds collected from the stormwater utility charges.

Step 8. Resolution of Disputes. Local governments may request BWSR to resolve disputes pursuant to M.S. § 103B.101, Subd. 10.

**RELEASE OF CLAIMS AND
INDEMNIFICATION AND HOLD HARMLESS AGREEMENT**

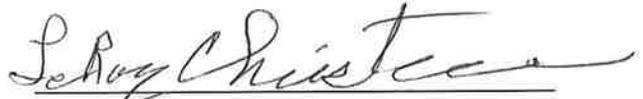
That Releasor, LeRoy Christensen, being of lawful age, for the sole consideration, allowing entry onto Brandt Impoundment, Parnell Impoundment, Louisville/Parnell Impoundment to remove pocket gophers, receipt of which is hereby acknowledged, do hereby and for his heirs, successors, and assigns release, acquit and forever discharge the Red Lake Watershed District, its Board Members, Employees, Representatives Staff and their successors and assigns, (hereinafter "the Red Lake Watershed District"), of and from any and all claims, actions, causes of action, demands, rights, damages, costs, expenses and compensation of whatever kind and of whatever nature, which now exist or which may hereafter accrue on account of or in anyway growing out any negligence on the part of the parties hereby released in regards to trapping of pocket gophers on portions of the Brandt Impoundment, RLWD Project 60D, Parnell Impoundment, RLWD Proj. 81, and the Louisville/Parnell Impoundment, RLWD Project No. 121, by and between Releasor and the Red Lake Watershed District.

Furthermore, the Releasor, agree to indemnify and hold harmless the Red Lake Watershed District from any liability to third parties, including attorney's fees and costs, for any liability or claims against the Red Lake Watershed District in relation to the above referenced matter between Releasor and the Red Lake Watershed District.

The Releasor hereby declares and represents that no promise, inducement or agreement not herein expressed has been made to the Releasor, and that this Release contains the entire agreement between the parties hereto, and that the terms of this Release are contractual and not a mere recital.

THE RELEASOR HAVE READ THE FOREGOING RELEASE AND FULLY UNDERSTAND IT.

DATED: 10.24.18


Releasor

LeRoy Christenen
17721 140th Avenue SE
Red Lake Falls, MN 56750
218-253-2048





Permit # 18-145

Status Report: **Approved**

Applicant Information

Name	Organization	Address	Email	Phone Number(s)
Robert Mayer		21475 300th Street SE Erskine, MN 56535		tel: 218-687-3085 mobile: fax:

General Information

(1) The proposed project is a:

Culvert Installation / Removal / Modification

(2) Legal Description

(3) County: Polk Township: **Badger** Range: **42** Section: **15 1/4: NW1/4**

(4) Describe in detail the work to be performed. **Install entrance and culvert in east ditch of township road (or span bridge)**

(5) Why is this work necessary? Explain water related issue/problem being solved. **Access to property.**

Status

Status	Notes	Date
Approved	None	Oct. 25, 2018
Received	None	Oct. 22, 2018

Conditions

P.A. #18145 - Robert Mayer - "after-the-fact" permit – for Board on Oct. 25th (see letter sent to applicant on October 16, 2018)
Red Lake Watershed District (RLWD) approval to remove the existing 24 in. diameter culvert and install a field entrance with a 36 in. diameter culvert, or applicant may install a 'span bridge' across the ditch as per approval of Badger Township specs/conditions; proposed work is within township road Right-of Way. For proposed work on lands not owned by applicant, he/she must obtain, in writing, permission from the affected landowners to perform proposed work. Applicant is responsible for utility locates by calling Gopher 1. (1-800-252-1166)

NOTE: This permit does not relieve the applicant of any requirements for other permits which may be necessary from Township, County, State, or Federal Government Agencies.

Red Lake Watershed District

President

Dale M. Nelson

Vice President

Gene Tiedemann

Treasurer

Terry Sorenson

1000 Pennington Avenue South

Thief River Falls, MN 56701

218-681-5800

218-681-5839 FAX

e-mail: rlwaters@wiktel.com

www.redlakewatershed.org

Secretary

LeRoy Ose

Managers

Allan Page

Brian Dwight

Les Torgerson

October 16, 2018

Robert Mayer
21475 300th St. SE
Erskine, MN 56535

Re: Non-permitted work (field entrance & culvert) – Polk Co. – Badger Twp. – NW ¼ - sec. 15

Dear Robert:

Thank you for our meeting yesterday, and as we discussed, this is a follow up letter that I said I would be forth coming.

Our office was recently notified by Badger Township that a field entrance and culvert were installed within township road right-of-way in section 15, and they asked us to review the matter.

This type of work does require a Red Lake Watershed District (RLWD) permit application, which was not received. Therefore, as directed by the Red Lake Watershed District (RLWD) Board of Managers, this letter is a first, and only notification, pertaining to unauthorized/unpermitted work. It is in reference to the field entrance and a 24 in. diameter culvert, installed in the east ditch of Badger township road (210th Ave. SE) at the location mentioned above.

During our meeting, we looked at topography maps (steep gradient), drainage area, existing culvert sizes and discussed the need for a larger diameter culvert (36 inch) which you agreed to, at your entrance, to adequately pass flows received from the area upstream. A 42 in. x 29 in. “arch” type culvert would also be acceptable, or, your idea of a ‘span’ timber bridge with adequate waterway may also an option.

Since proposed work is within the township road right-of-way, approval from Badger Township will also be required, and depending on which option you choose, (culvert, or bridge) certain conditions will apply for road safety concerns. Culvert installation option appears to be the most cost effective and easiest to install.

The RLWD permit you reviewed and signed yesterday will be considered an “after the fact” permit, and will be reviewed/ processed in the normal manner. I will discuss your permit at the next RLWD Board of Managers meeting, on October 25, 2018. You are not required to attend.

Robert Mayer
Page 2
October 16, 2018

In the future, if you plan to do any work that requires a permit application, submit to our office in a timely manner so appropriate inspection and review can be completed prior to the actual work. Permit applications and rules are available via postal mail or on our web site at www.redlakewatershed.org

Please keep in mind, that if there is a second violation of work being done without a proper permit application, the RLWD Board of Managers permitting policy states, in part, that work done without a permit may be subject to Administrative fees and/or, that the work already done, be restored to its recent original condition.

Prior to any work concerning your permit application, please notify our office so we can address specific issues/details.

If you have any questions, please call our office and speak to myself or Administrator Myron Jesme.

Sincerely,



Loren Sanderson
Engineering Specialist

Enclosures:

Pc: Terry Sorenson - RLWD Board Manager – East Polk Co.
Clerk – Badger Township

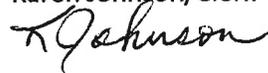
Badger Township
31214 190th Ave SE
Erskine, MN 56353

Red Lake Watershed District,

As the Clerk of Badger township, I am writing to you in concern about the size of a culvert
Between sections 15 & 16, approximately 1/3 mile south of 300th Street SW.

Badger township board request that you please review the size of this culvert to ensure
that it is the proper size.

Thank you,
Badger Township Board
Karen Johnson/Clerk



**APPLICATION FOR PERMIT
RED LAKE WATERSHED DISTRICT**
1000 Pennington Avenue South
Thief River Falls, MN 56701
218-681-5800

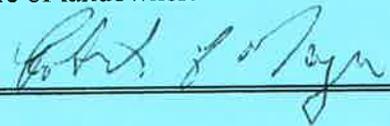
TO THE BOARD OF MANAGERS:

Applicant's Name: ROBERT MAYER	Telephone Number: 218-687-3085
Address (Street, RFD, Box No., City, State, Zip): 21475 300th ST. SE ERSKINE, MN 56535	
Project Location: Government Lot _____ Quarter Section(s) NW Section(s) 15	
Township (Name & #) BADGER T-149-04N Range # 42-W County POLK	
Type of Work Proposed: <input type="checkbox"/> Excavate <input checked="" type="checkbox"/> Install <input type="checkbox"/> Fill <input checked="" type="checkbox"/> Remove 24" <input type="checkbox"/> Drain <input type="checkbox"/> Other <input type="checkbox"/> Construct <input type="checkbox"/>	<input type="checkbox"/> Channel Equip. ARCH. PIPE 42" x 29" <input checked="" type="checkbox"/> Culvert (Size 36") DIA. OR <input type="checkbox"/> Dike <input checked="" type="checkbox"/> Bridge (Size _____) TIMBER <input type="checkbox"/> Erosion Control <input type="checkbox"/> Dam BRIDGE TO SPAN DITCH <input type="checkbox"/> Tile <input type="checkbox"/> Other

Be sure to attach all necessary reports, maps, drawings, photos, other data, etc., to support permit application.

Description of work to be done:	REMOVE EXISTING 24" DIA. INSTALL ENTRANCE & CULVERT IN EAST DITCH OF TWP. Rd.
Estimated drainage area: acres _____ or sq. mile(s) _____	(OR A SPAN BRIDGE)
Work is necessary because:	ACCESS TO PROPERTY

I hereby make application for a permit to proceed with the proposal described above and have attached all supporting maps, plans, and other information submitted with this application. The information submitted and statements made concerning this application are true and correct to the best of my knowledge. Obtaining a permit from the Managers does not relieve the applicant from the responsibility of obtaining any other additional authorization or permits required by law.

Signature of landowner: 	Date: 10-15-18
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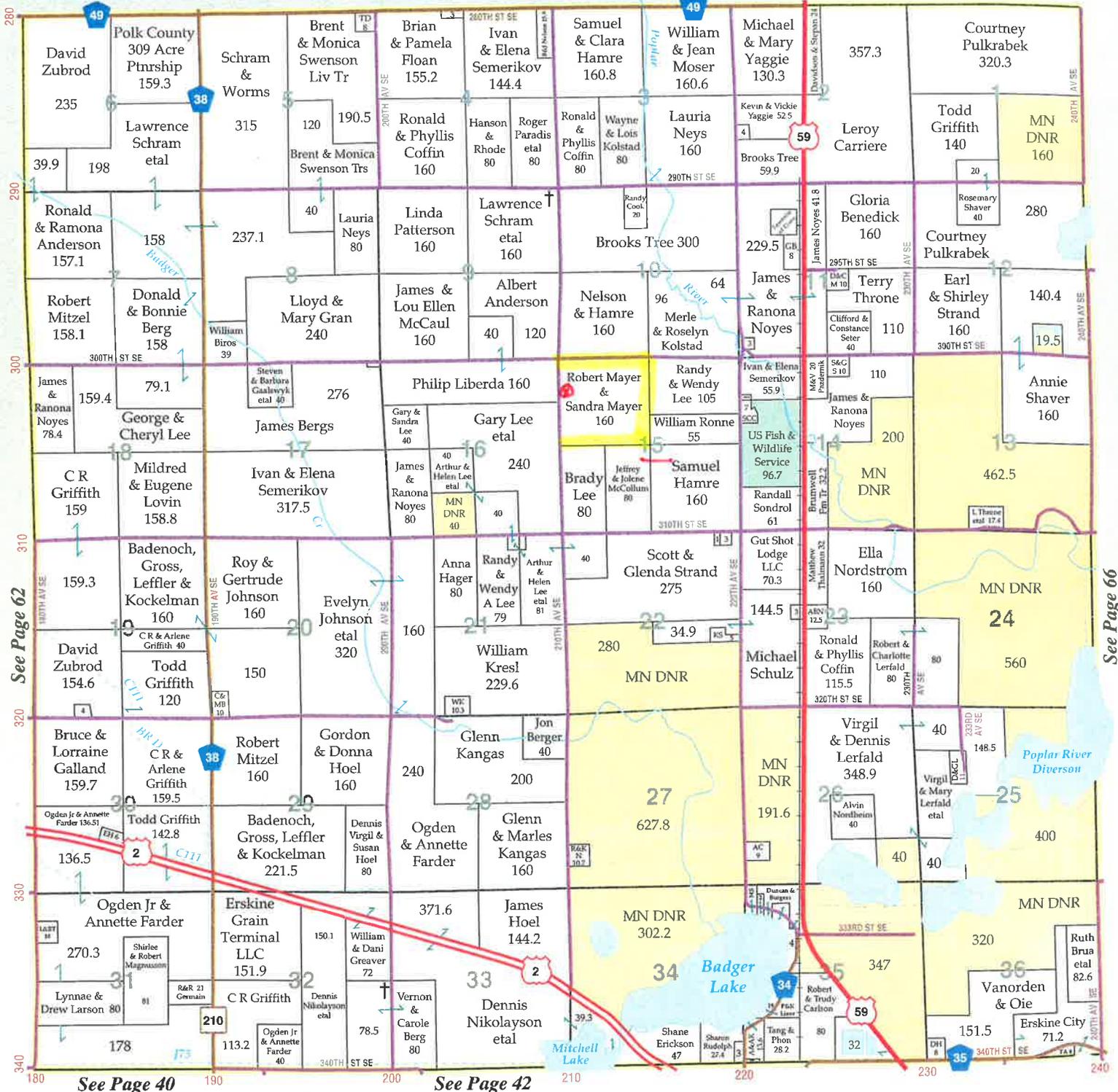
For Office Use Only P.A. No.	18145
---------------------------------	--------------

28. Badger

T.149N. - R.42W.

©2008 CLOUD Cartographics, Inc. St. Cloud, MN 56301

Red Lake County



See Page 62

See Page 66

See Page 40

See Page 42

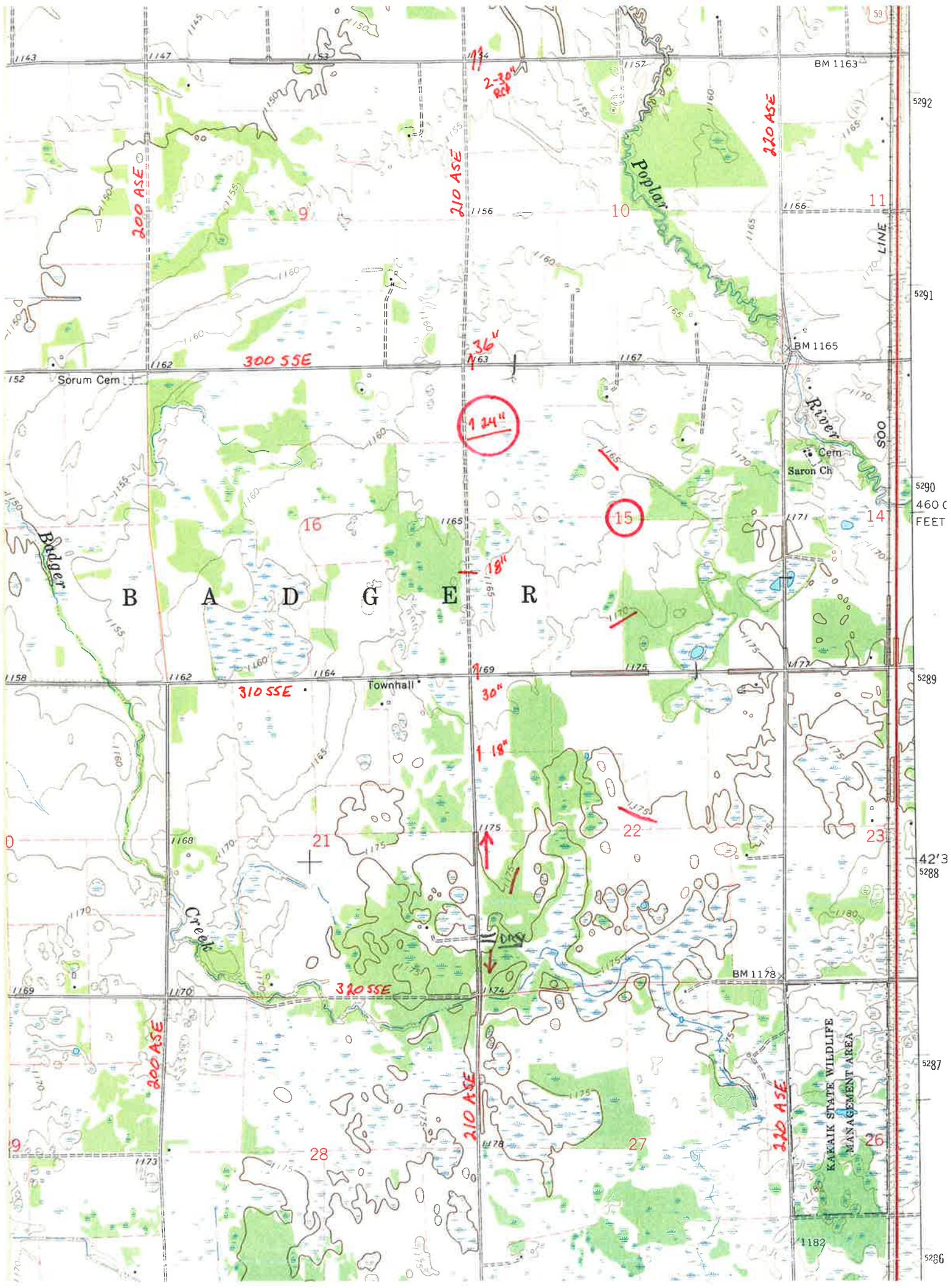


Nestled in the heart of northwestern Minnesota, Fosston is in the center of many natural attractions and offers a variety of activities. Whether your passion is snowmobiling, hunting, fishing, golfing or birdwatching, its all within less than an hour's drive from Fosston.

Polk, MIN

Mayer NW 15





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KAWAII STATE WILDLIFE
MANAGEMENT AREA

1170 LINE

Saron Ch
Cem

Poplar

B A D G E R

Sorum Cem

Townhall

Creeks

200 ASE

210 ASE

220 ASE

300 SSE

310 SSE

320 SSE

200 ASE

210 ASE

220 ASE

1 24"

15

1 18"

30"

1 18"

16

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28

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BM 1163

BM 1165

BM 1178

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Permit # 18-142

Status Report: **Approved**

Applicant Information

Name	Organization	Address	Email	Phone Number(s)
	Rocksbury Township	10617 130th Avenue NE Thief River Falls, MN 56701		tel:218-684-4787 mobile: fax:

General Information

(1) The proposed project is a:

Culvert Installation / Removal / Modification

(2) Legal Description

(3) County: **Pennington** Township: **Rocksbury** Range: **43** Section: **33 1/4: NE1/4**

(4) Describe in detail the work to be performed. **Replacing existing 18" culvert**

(5) Why is this work necessary? Explain water related issue/problem being solved. **Existing culvert is rusted out.**

Status

Status	Notes	Date
Approved	None	Oct. 25, 2018
Received	None	Oct. 15, 2018

Conditions

P.A. #18142 Rocksbury Twp. - Pennington Co. – sec. 33, 26 – remv. old 18” dia. csp & install new 18“ dia . csp centerline culvert - approve

NOTE: This permit does not relieve the applicant of any requirements for other permits which may be necessary from Township, County, State, or Federal Government Agencies.



Permit # 18-143

Status Report: **Approved**

Applicant Information

Name	Organization	Address	Email	Phone Number(s)
Dale M. Nelson		10367 140th Street NW Thief River Falls, MN 56701		tel: mobile: 218-686-0032 fax:

General Information

(1) The proposed project is a:

Culvert Installation / Removal / Modification

(2) Legal Description

(3) County: **Pennington** Township: **Rocksbury** Range: **43** Section: **7 1/4: NW1/4 NE1/4**

(4) Describe in detail the work to be performed. **Install 18" culvert**

(5) Why is this work necessary? Explain water related issue/problem being solved. **Additional access to field.**

Status

Status	Notes	Date
Approved	None	Oct. 25, 2018
Received	None	Oct. 16, 2018

Conditions

P.A. #18143 Red Lake Watershed District (RLWD) approval to install a field entrance with an 18 in. diameter culvert, as per approval of Rocksbury Township specs/conditions; proposed work is within township road Right-of Way. For proposed work on lands not owned by applicant, he/she must obtain, in writing, permission from the affected landowners to perform proposed work. Applicant is responsible for utility locates by calling Gopher 1. (1-800-252-1166)

NOTE: This permit does not relieve the applicant of any requirements for other permits which may be necessary from Township, County, State, or Federal Government Agencies.



Permit # 18-144

Status Report: **Approved**

Applicant Information

Name	Organization	Address	Email	Phone Number(s)
Trent Stanley		30598 270th Street NE Goodridge, MN 56725		tel: mobile: 218-689-3192 fax:

General Information

(1) The proposed project is a:

Culvert Installation / Removal / Modification

(2) Legal Description

(3) County: **Marshall** Township: **Grand Plain** Range: **41** Section: **36 1/4**: **SW1/4**

(4) Describe in detail the work to be performed. **Install 36" culvert in crossing.**

(5) Why is this work necessary? Explain water related issue/problem being solved. **Gain access to 280th Avenue NE for safety purposes.**

Status

Status	Notes	Date
Approved	None	Oct. 25, 2018
Received	None	Oct. 12, 2018

Conditions

P.A. #18144 Red Lake Watershed District (RLWD) approval to install a field entrance with a 36 in. diameter culvert, as per approval of Grand Plain Township specs/conditions; proposed work is within township road Right-of Way. For proposed work on lands not owned by applicant, he/she must obtain, in writing, permission from the affected landowners to perform proposed work. Applicant is responsible for utility locates by calling Gopher 1. (1-800-252-1166)

NOTE: This permit does not relieve the applicant of any requirements for other permits which may be necessary from Township, County, State, or Federal Government Agencies.



Permit # 18-146

Status Report: **Approved**

Applicant Information

Name	Organization	Address	Email	Phone Number(s)
Mike Tiedemann		27470 132nd Street SW Euclid, MN 56722		tel: mobile: 218-289-1301 fax:

General Information

(1) The proposed project is a:

Culvert Installation / Removal / Modification

(2) Legal Description

(3) County: Polk Township: **Belgium** Range: **46** Section: **19 1/4: SE1/4 NE1/4**

(4) Describe in detail the work to be performed. **Install 30" field crossing culvert on the 1/2 mile line.**

(5) Why is this work necessary? Explain water related issue/problem being solved. **Access to property.**

Status

Status	Notes	Date
Approved	None	Oct. 25, 2018
Received	None	Oct. 17, 2018

Conditions

P.A. #18146 Red Lake Watershed District (RLWD) approval to install a field entrance with a 30 in. diameter culvert, as per approval of Belgium Township specs/conditions; proposed work is within township road Right-of Way. For proposed work on lands not owned by applicant, he/she must obtain, in writing, permission from the affected landowners to perform proposed work. Applicant is responsible for utility locates by calling Gopher 1. (1-800-252-1166)

NOTE: This permit does not relieve the applicant of any requirements for other permits which may be necessary from Township, County, State, or Federal Government Agencies.



Permit # 18-147

Status Report: **Approved**

Applicant Information

Name	Organization	Address	Email	Phone Number(s)
Philip Quam		29491 320th Street SE McIntosh, MN 56556		tel:218-563-4365 mobile: fax:

General Information

(1) The proposed project is a:

Channel Stabilization or Restoration, Erosion Control, and Other Water Related Facilities

(2) Legal Description

(3) County: **Polk** Township: **King** Range: **41** Section: **5 1/4**: **SW1/4**

(4) Describe in detail the work to be performed. **Install grade stabilization structure for erosion.**

(5) Why is this work necessary? Explain water related issue/problem being solved. **Gully erosion is present.**

Status

Status	Notes	Date
Approved	None	Oct. 25, 2018
Received	None	Oct. 22, 2018

Conditions

P.A. #18147 – Grade stabilization structure / erosion control Red Lake Watershed District (RLWD) approval as per Natural Resource Conservation Service plans submitted with permit application.

NOTE: This permit does not relieve the applicant of any requirements for other permits which may be necessary from Township, County, State, or Federal Government Agencies.

Red Lake Watershed District - Administrators Report

October 25, 2018

Red River Watershed Management Board – Leroy attended the RRWMB meeting held at the Roseau River Watershed District in Roseau at 9:30 am, October 16, 2018. I was not able to attend due to conflicts in my schedule.

Red River Flood Damage Reduction Work Group – The RRFDRWG meeting will be held 9:30 am Tuesday October 30th at the RLWD office.

Red River Watershed Management Board Special Meeting – I attended the special meeting held by the RRWMB October 24th at Bremer Bank in Warren. I have included in your packet the agenda and supporting documents that were discussed.

Minnesota Department of Transportation – I have been asked by the City of TRF to attend a meeting at 9:30 am Wednesday October 31st at the City Council Chambers. This meeting is to discuss all the partnership projects between the City of TRF and MnDOT. The TRF Westside FDR Project is one of many projects located in the city of TRF.

Red Lake River 1W1P – There is a PWG meeting at 1:00 pm November 1st. This meeting is intended to review information such as proposed projects, PTMApp, MPCA 319 Grant and PCD 96 outlet repair project. I have included in your packet the agenda a proposed project timelines.

Thief River 1W1P – Meeting that was scheduled to held yesterday in Grygla, October 10th that was canceled due to the weather, will be rescheduled for 9:30 am November 14th in Grygla. The Planning Work Group will be holding a conference call November 2nd to review items such as budget, draft Water Management District section as well as Section 5.

RRWMB 2019 Resolution Compilation – I have included in your packet the RRWMB, 2019 Resolution Compilation. This document shows what each watershed district feels are important to their district. If there is something that you feel should be changed concerning our position on resolutions let me know and I will forward to Rob and Lisa.

Red Lake River One Watershed, One Plan	Planning Workgroup	November 1, 2018
		1:00 PM
		Location: TBD Conference Room

Facilitator: Peter Nelson

Note taker: VOLUNTEERS?

Invitees: LGU Lead staff: Myron Jesme, Tanya Hanson, Nicole Bernd, Peter Nelson, and
BWSR Board Conservationist staff: Matt Fischer

Preparation:

Please bring:

Agenda Items

Topic	Purpose	Time allotted
✓ Review Draft Policy Committee Agenda	DISCUSS	1:00 -
✓ Grants – Clean Water Fund, 319, NACD, CD 96, and PTMapp	DISCUSS	
✓ Project Implementation	DISCUSS	
✓ Plan Amendment	DISCUSS	
✓ Public Hearing – December 19 th , Notices, Other	DISCUSS	
✓ Project Request – West Polk	DISCUSS	

Post Meeting Assignments:

Other: Budget/Financial?

Red Lake River 1W1P 2018 and 2019 Implementation Schedule

2018 – Year 1 Goals	2019 – Year 2 Goals	2020 – Year 3 Goals	2021 – Year 4 Goals
SWCDs and/or Area 1 TSA will survey and design 26 side water inlets.	SWCDs and/or Area 1 TSA will survey and design 70 side water inlets.	SWCDs and/or Area 1 TSA will survey and design 70 side water inlets.	The Ditch Authority or private contractor will install 26 side water inlets. SWCD or TSA staff will inspect installed side water inlets.
The Planning Workgroup will develop percent based Cost-Share recommendations for Policy Committee approval.	TSA staff will survey and design an 1100' streambank stabilization project for a legal ditch outlet.	A contractor will be hired for construction of the streambank stabilization project. TSA staff will inspect once completed.	
The Ditch Authority and/or SWCD will be responsible for contacting and meeting (if needed) 20 landowners along legal ditch systems to discuss Side Water Inlet installation.	The Ditch Authority and/or SWCD will be responsible for contacting and meeting (if needed) 40 landowners along legal ditch systems to discuss Side Water Inlet installation.	The Ditch Authority and/or SWCD will be responsible for contacting and meeting (if needed) 25 landowners along legal ditch systems to discuss Side Water Inlet installation.	
SWCD and RLWD will determine sources for grant match (Ditch Authority, RLWD, SWCD, or Federal). A system for tracking projects will also be developed.	The Ditch Authority or private contractor will install 70 side water inlets. SWCD or TSA staff will inspect installed side water inlets.	The Ditch Authority or private contractor will install 70 side water inlets. SWCD or TSA staff will inspect installed side water inlets.	
SWCDs and the TSA will confirm the location and length of a legal ditch outlet that needs to be stabilized between Thief River Falls and Crookston (CD 96, CD 1 R/S, or other outlet)	SWCDs will work with NRCS staff to sign up producer(s) for exclusion fencing/prescribed grazing plan through EQIP. Goal is 80 Acres. NRCS staff will develop a conservation plan for the landowner.	SWCDs or County will hire a licensed inspector to conduct a septic system inventory that identifies systems that are imminent threats to public health and safety.	
Using NACD grant dollars, a SWCD will hire a Technician to assist with survey and design for EQIP projects including side water inlets.	SWCD or County will develop a septic system inventory workplan for M3 or M4 management area and bring to their respective County Board for approval. The SWCD or County will apply for septic system inventory grant through the MCPA.		



Red River Watershed Management Board

**2018 Resolutions Submitted
by RRWMB Member Watershed Districts**

The table below illustrates the types of resolutions that were submitted to the RRWMB for review during the development of 2019 legislative priorities. These resolutions were reviewed by the RRWMB Legislative Committee on Monday, October 15, 2018. The resolutions were also briefly discussed by the RRWMB Mangers on October 16, 2018. Copies of all resolutions submitted by member watershed districts are available by contacting the RRWMB.

	\$250,000 Levy Limit	Per Diem	Governor Appointments	DNR WMA Plans	DNR Permitting
BDSWD	x	x	x		
RRWD	x	x	x	x	
WRWD		x			x
MSTRWD	x	x	x	x	
RLWD	x	x	x	x	