

RED LAKE WATERSHED DISTRICT
Board of Manager's Minutes
September 14, 2000

President Vernon Johnson called the meeting to order at 9:00 a.m. at the Red Lake Watershed District office at 102 North Main Avenue, Thief River Falls, MN.

Present were: Vernon Johnson; Dale M. Nelson; Leonard Moe; Roger Love; Dennis Nikolayson; Lowell Smeby; George Dailey; Arlene Novak, Accounting/Secretary Technician II; Sandy Radniecki, Secretary/Receptionist; Loren Sanderson, Engineering Assistant; and Delray Sparby, Legal Counsel

The board reviewed the agenda. A motion was made by Nelson, seconded by Smeby, that the board approve the agenda with the addition of "Parnell Impoundment". Motion carried unanimously.

Arlene Novak read the minutes of August 24, 2000. Legal Counsel Delray Sparby referred to the item on a hearing for permit No. 00054 from Clearwater County, stating that after referring to State Statutes, a hearing was not necessary. He also stated that he had written to Dan Sauve, Clearwater County Engineer, and informed him of the procedure to be followed. A motion was made by Nelson, seconded by Love, that the board approve the minutes as read. Motion carried unanimously.

The board reviewed the Financial Report. A motion was made by Moe, seconded by Nelson, and passed by unanimous vote that the board approve the Financial Report dated September 13, 2000.

Ryan Odenbach, Water Quality Coordinator, explained that a resolution was needed for the 319 Grant Agreement on the Greenwood 27 Project. Legal Counsel Sparby explained that he and Ryan had reviewed the 319 Grant Agreement, and felt they had complied with the stipulations required. A motion was made by Nelson, seconded by Nikolayson, and passed by unanimous vote that the board approve the resolution to make a 319 Grant Agreement with the MN Pollution Control Agency. Ryan stated that Doug Thompson, Clearwater SWCD, had obtained approximately \$25,000 from the Board of Water and Soil Resources for this project and that the RLWD would be the administering entity. Ryan also stated that the addendum to the special cost share making the RLWD the administering entity required the signature of the president of the board. A motion was made by Nelson, seconded by Smeby, and passed by unanimous vote that the board authorize the president to sign the addendum. Ryan reviewed the budget of the project and compared the original estimate from WSN, which was over the amount due to answering permitting questions and an on-site visit with eleven contractors. It was the consensus of the board to complete the project, including the necessary engineering work needed by WSN.

Arlene Novak requested the board designate three additional depositories for the RLWD. A motion was made by Nikolayson, seconded by Nelson, and passed by unanimous vote that the board approve the following as depositories for the RLWD: American Federal-Crookston; Rural American-East Grand Forks; and American State-Erskine.

Brent Johnson explained a pay estimate for J.F. Brennan and updated the board on how the reservoir dredging was progressing. A motion was made by Smeby, seconded by Dailey, and passed by unanimous vote that the board approve the pay estimate to J.F. Brennan, in the amount of \$78,856.06, for the Thief River Reservoir Dredging Project. It was the consensus of the board that Brent should write a letter to the City of TRF to inform them of the cost-to-date on the dredging project.

Brent Johnson informed the board that the RLWD had received a letter from a local citizen stating they would like compensation for damages to their boat when they hit a pipe in the construction zone of the dredging project. The board recommended he send a letter referring them to the contractor of the project.

The quotes received for an audit of the RLWD were reviewed by the board. A motion was made by Nelson, seconded by Smeby, and passed by unanimous vote that the RLWD accept the quote from Kays, Benton, Safranski & Co., in the amount of \$2,495.00 for the year 2000, with the charge not to exceed four percent increase for the year 2001 and 2002.

Arlene Novak explained the special assessments to projects that needed approval by the board. A motion was made by Nelson, seconded by Nikolayson, and passed by unanimous vote that the board approve the following assessments, with an additional assessment to Red Lake River Project No. 2, in the amount of \$50,000 (contingent upon inspection of the river): No. 35, Pine Lake Maintenance, in the amount of \$3,000.00; No. 41, JD No. 72, in the amount of \$2,000.00; No. 43B, Burnham Creek, in the amount of \$2,500.00; No. 45, Wild Rice Water Allocation, in the amount of \$15,000.00; No. 109, Arveson Ditch, in the amount of \$500.00; No. 119, Polk County Ditches, in the amount of \$7,000.00; No. 122, City of TRF Drainage Ditch, in the amount of \$8,000.00; No. 134, Polk County Ditch 63, in the amount of \$144,584.00; and No. 135, Polk County Ditch 33, in the amount of \$207,126.00.

Brent Johnson stated he drafted a resolution of support for the request made by the City of Crookston, at the previous board meeting. Legal Counsel Sparby recommended a Joint Powers Agreement be drawn up for this project. A motion was made by Love, seconded by Moe, and passed by unanimous vote that the board authorize the president and secretary to sign this resolution.

Brent Johnson stated that he and Arlene Novak would be working on the final grant application to the Minnesota Historical Society and that the grant needed to be in their office by September 15, 2000.

Brent Johnson stated he had talked to Charlie Anderson regarding the Parnell Impoundment Operating Plan and Charlie has not had any time to work on it. It was the consensus of the board to request Charlie Anderson present the Operating Plan at the September 28, 2000 board meeting.

Legal Counsel Sparby advised the board of the receipt of appeals regarding State Ditch 83. It was his recommendation the meeting be closed to discuss the pending litigation. A motion was made by Smeby, seconded by Nelson, and passed by unanimous vote that the meeting be closed. President Johnson closed the meeting, requesting those in attendance, other than the board, to please leave the room. Discussion was held during the closed meeting. Following the discussion, a motion was made by Love, seconded by Nelson, and passed by unanimous vote that the meeting be opened.

The meeting was opened to the public.

John Cuci, Clearwater Lake Advisory Committee, representing the lake association, was present to solicit funds from the RLWD to initiate a water quality study for Clearwater Lake. A motion was made by Dailey, seconded by Smeby, and passed by unanimous vote that the RLWD contribute \$1500.00 for a study needed on Clearwater Lake, which could lead to further water quality control.

Loren Sanderson gave a project report update, stating the repair on Moose River Impoundment would be done the following week. Manager Moe stated he had inspected the northern area of the Moose River Impoundment and felt it should remain dry for one more year. Loren also informed the board that there was some cleaning that needed to be done on the Clearwater River. It was the consensus of the board that Loren should have pictures of the Clearwater River, east of Plummer, for the September 28, 2000 meeting.

Brent Johnson presented a report on land use practices that may be considered in different types of soil. He presented run-off projections for soils covered with trees, row crops, and grassland habitat.

Permits were reviewed by the board. A motion was made by Moe, seconded by Love, and passed by unanimous vote that the board approve the following permits: No. 00059 from Loren Stortroen, Vineland Township, Polk County; No. 00067* from Parnell Oppegaard, King Township, Polk County; No. 00069 from Richard Kjensrud, Excel Township, Marshall County; No. 00070* from Tom Kolstoe, Garnes Township, Red Lake County; No. 00071* from Ronald Mack and Roger Hagen, Grand Forks Township, Polk County; No. 00072* from Douglas Peterson and Roger Hagen, Grand Forks Township, Polk County; No. 00073* from Roger Hagen, Grand Forks Township, Polk County; No.s 00074*, Huntsville Township, and 00075*, Chester Township, from Douglas Peterson, Polk County; No. 00076, from Minnesota Department of Transportation; Quiring Township, Beltrami County; No. 00077* from David Paquin, Poplar River Township, Red Lake County; No. 00078* from Francis DeBoer, Andover Township, Polk County; and No. 00079* from Jeff Wang, Woodside Township, Polk County. *With conditions stated on permit.

Permit No. 00054 from the Clearwater County Highway Department was discussed. A motion was made by Nelson, seconded by Moe, and passed by unanimous vote that the board approve permit No. 00054 contingent upon approval by the local ditch authority

and on conditions stated in the letter to Dan Sauve, Clearwater County Engineer, from Legal Counsel Sparby.

Permit No. 00080 from Pennington County was discussed. Gary Lane, Technician II, explained the ditch systems involved. He added that a group of area landowners may petition the county to clean the ditches. It was the consensus of the board to hold the permit, stating it should be more specific.

Manager Love brought up the Parnell Impoundment Operating Plan, stating he thought the RLWD should approve the plan presented by HDR, for the time being, and act on Charlie Anderson's amended plan when that is presented. It was the consensus of the board that Brent Johnson should contact Charlie Anderson and request that he present the amended Operating Plan at the September 28, 2000 meeting and file it with the RLWD so a hearing may be scheduled.

Manager Dailey commented that he felt the Project 60B and the Badger Creek/Poplar River mediation work groups should reconvene.

A motion was made by Nelson, seconded by Love, that the meeting adjourn.

Signed

George Dailey, Secretary