

RED LAKE WATERSHED DISTRICT
Board of Manager's Minutes
November 12, 2020

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

Present in person: Terry Sorenson and Brian Dwight. Present via conference call: Dale M. Nelson, Gene Tiedemann, LeRoy Ose, Allan Page and Les Torgerson. Staff Present: Myron Jesme and Tammy Audette. Legal Counsel, Delray Sparby was present via conference call.

The Board reviewed the agenda. President Nelson requested the addition of a pay estimate for the Burnham Creek Wildlife Pool Structure Replacement Project, RLWD Project No. 43A. Motion by Ose, seconded by Torgerson, and passed by unanimous vote that the Board approve the agenda with the addition of a pay estimate for the Burnham Creek Wildlife Pool Structure Replacement Project. Motion carried.

The Board reviewed the October 22, 2020 minutes. Motion by Sorenson, seconded by Torgerson, to approve the October 22, 2020 Board meeting minutes. Upon roll call vote, motion carried unanimously. Motion carried.

The Board reviewed the Financial Report dated November 10, 2020. Motion by Tiedemann, seconded by Page, and passed by unanimous vote to approve the Financial Report dated November 10, 2020. Upon roll call vote, motion carried unanimously.

Staff member Arlene Novak reviewed the General Fund Budget as of October 31, 2020.

Administrator Jesme stated that Engineer Jerry Pribula, Pribula Engineering, Inc., is working with Burski Excavating, Inc., on construction quantities for payment. Construction on the project is substantially complete with final completion of the project occurring in spring of 2021.

The Board reviewed Pay Estimate No. 13 in the amount of \$132,735.76 to R.J. Zavoral & Sons, Inc. for construction of the Thief River Falls Westside Flood Damage Reduction Project, RLWD Project No. 178. Motion by Sorenson, seconded by Dwight, to approve Pay Estimate No. 13 in the amount of \$132,735.76 to R.J. Zavoral & Sons, Inc., for construction of the Thief River Falls Westside Flood Damage Reduction Project, RLWD Project No. 178. Upon roll call vote, motion carried unanimously. It was also noted that very little additional work will occur on this project until the Spring of 2021.

The Board reviewed Pay Estimate No. 1 in the amount of \$525,310.58 to R.J. Zavoral & Sons, Inc. for construction of the Black River Impoundment, RLWD Project No. 176. Motion by Torgerson, seconded by Tiedemann, to approve Pay Estimate No. 1 in the amount of \$525,310.58 to R.J. Zavoral & Sons, Inc., for construction of the Black River Impoundment, RLWD Project No. 176. Upon roll call vote, motion carried unanimously. Engineer Tony Nordby, Houston Engineering, Inc., stated that the contractor plans to complete the outlet

channel yet this year. Next week, a subcontractor for the project will begin construction on the outlet structure. Nordby discussed the various aspects of construction inspection due to the cold weather. Administrator Jesme stated that the NRCS is still in the review process and have yet to determine the timeline as to the determination of a federal contribution.

The Board reviewed Pay Estimate No. 1 in the amount of \$113,924.00, to Swingen Construction Company, for construction of the Burnham Creek Wildlife Pool Structure Replacement, RLWD Project No. 43A. Motion by Ose, seconded by Dwight, to approve Pay Estimate No. 1 in the amount of \$113,924.00 to Swingen Construction Company, for construction of the Burnham Creek Wildlife Pool Structure Replacement, RLWD Project No. 43A. Upon roll call vote, motion carried unanimously.

Administrator Jesme requested a recommendation from the Board, for submittal to the RRWMB, to request a funding partnership for construction of two ring dikes. Motion by Ose, seconded by Sorenson, to request a 50/50 funding breakdown between the District and RRWMB for construction of two ring dikes and that landowner costs will be responsible for 12.5% of the 50% of the District's portion. Upon roll call vote, motion carried unanimously.

Staff member Nick Olson updated the Board on the operation of the District's impoundments. The north and south pools of the Moose River Impoundment are down to winter target elevations. All boards have been pulled out of the Pine Lake Dam and it is slowly being drawn down to winter target elevation. The boards will need to be installed prior to December 1. Olson will test operate the gates on the Schirrick Dam next week. The gates on the Parnell, Euclid East, and Brandt Impoundments are open 2.5 feet for the winter, to prevent it from freezing closed.

Staff member Nick Olson updated the Board on RLWD Permit No. 2006-062, Dale Newton, Valley Township, Marshall County. Olson discussed the conditions of the original permit application which was approved in 2006 and recent activity in the permit area. Olson will continue to work with the two landowners to resolve the present conflict.

Motion by Sorenson, seconded by Dwight, to grant a one-year extension for RLWD Permit No. 2019-201, FSMN Agri Partners, Cloverleaf Township, Pennington County. Upon roll call vote, motion carried unanimously.

The Board reviewed the permits for approval. Motion by Dwight, seconded by Sorenson, to approve the following permits with conditions stated on the permit: No. 20159, William Langlois, Gentilly Township, Polk County; No. 20161, William Langlois, Kertsonville Township, Polk County; No. 20252, Kevin Malwitz, Emardville Township, Red Lake County; No. 20274, Dyr-Valley Enterprises, LTD, Norden Township, Pennington County; No. 20275, Douglas Peterson/Folson Farms, Huntsville Township, Polk County; No. 20276, Tom Scholin, Bray Township, Pennington County; No. 20278, Ron Salentine, Euclid Township, Polk County; No. 20279, Rodney Hoffman, Goodridge Township, Pennington County; No. 20280, Rodney Hoffman, Reiner Township, Pennington County; No. 20281, Brian Vathauer, Lake Pleasant Township, Red Lake County; No. 20282, Proulx Brothers, Polk Centre Township, Pennington

County; No. 20283, Daniel Caillier, Gentilly Township, Polk County; No. 20284, Eric Samuelson, Andover Township, Polk County; No. 20285, Altepeter Brothers, Fanny Township, Polk County; No. 20287, Pennington County Highway Department, Reiner Township, Pennington County; No. 20288, Randy Krebechek, Highlanding Township, Pennington County; No. 20290, Brian Espeseth, Black River Township, Pennington County; No. 20292, David Joseph Philipp, Grand Plain Township, Marshall County; No. 20293, Don Dyrdal, Norden Township, Pennington County; No. 20294, Gary Novak, Browns Creek, Red Lake County; No. 20295, Neal and Earl Pederson/Pederson Brothers, Badger Township, Polk County; No. 20296, Gerald Forgit, Onstad Township, Polk County; No. 20297, Josh & Fred Barrett, Sullivan Township, Polk County; No. 20298, Jacob Faugstad, Fisher Township, Polk County; No. 20299, JoAnn Hoselton, Browns Creek Township, Red Lake County; and No. 20300, Onstad Township, Polk County. Upon roll call vote, motion carried unanimously.

The 2020 MAWD Annual Conference will be held on December 1-4, 2020. The entire conference will be held virtually due to the Covid19 pandemic.

Legal Counsel Sparby stated that he received a request from the Clearwater County Court Administrator's office for a signed order for the JD 5 (Four-Legged Lake), RLWD Project No. 102.

Manager Tiedemann asked about the status of the appeal for Ditch 17, RLWD Project No. 179. Legal Counsel Sparby stated that Attorney John Kolb's office is putting together an affidavit for submission. Tiedemann stated that he will be attending the December 1, 2020 Polk County Commissioners meeting.

A July 2020 Water Quality Report was included in the packet.

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



LeRoy Ose, Secretary