

RED LAKE WATERSHED DISTRICT
Board of Manager's Minutes
August 26, 2021

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

Present: Managers: Dale Nelson, Gene Tiedemann, Terry Sorenson, Brian Dwight, and Tom Anderson. Absent: Allan Page and LeRoy Ose. Staff Present: Tammy Audette, Myron Jesme and Arlene Novak.

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

The Board reviewed the August 12, 2021, minutes. Motion by Sorenson, seconded by Tiedemann, to approve the August 12, 2021, Board meeting minutes as presented. Motion carried.

Board reviewed the Financial Report dated August 25, 2021. Motion by Anderson, seconded by Dwight, to unanimously approve the Financial Report dated August 25, 2021. Motion carried.

Staff member Arlene Novak presented information regarding the renewal of the District's League of Minnesota Cities Property and Casualty Liability Insurance and Excess Liability Coverage. Novak indicated that the renewal reflects an increase of \$12,771 in the Property and Casualty Insurance Premium for the 2021-2022 renewal year. This increase was due to increased amount of expenditures paid out in the previous premium year. Discussion was held to address the additional premium at the General Fund Budget Hearing to be held on September 9, 2021.

Motion by Sorenson, seconded by Anderson, to renew the Property and Casualty Liability Coverage with the League of Minnesota Cities and addressed the increased premium at the General Fund Budget Hearing, Motion carried.

The 2022 Proposed Special Revenue Project levies were presented by Staff member Arlene Novak and discussed by the Board. Questions regarding different ditch systems were fielded. Motion by Tiedemann, seconded by Anderson, to approve the following Special Revenue Assessments for 2022: RLWD Ditch No. 1, RLWD Project No. 5, \$2,000; State Ditch No. 83, RLWD Project No. 14, \$50,000; RLWD Ditch No. 7, RLWD Project No. 20, \$7,000; Pine Lake Maintenance, RLWD Project No. 35, \$7,000; RLWD Ditch No. 8, RLWD Project No. 36, \$2,000; RLWD Ditch No. 9, RLWD Project No. 39, \$1,000; Burnham Creek, RLWD Project No. 43B; \$20,000; Wild Rice Allocation, RLWD Project No. 45, \$1,000; J.D. 2, Branch A & B, RLWD Project No. 48, \$5,000; Krostue Petition, RLWD Project No. 53, \$15,000; J.D. 5 (Four-Legged Lake), RLWD Project No. 102, \$2,200; Arveson Petition, RLWD Project No. 109, \$2,500; RLWD Ditch 1, Lateral C, RLWD Project No. 115, \$4,000; Kenneth Johnson Petition, RLWD Project No. 117, \$2,000; Polk County Ditch Improvement, RLWD Project No. 119, \$15,000; Challenger Ditch, RLWD Project No. 122, \$1,000; Scott Baatz Petition, RLWD Project No. 123, \$1,000; Polk County Ditch 33, RLWD Project No. 135, \$1,000; RLWD Ditch No. 10,

RLWD Project No. 161, \$2,500; RLWD Ditch No. 12, RLWD Project No. 169, \$10,000; RLWD Ditch No. 13, RLWD Project No. 170A, \$2,000; RLWD Ditch No. 14, RLWD Project No. 171, \$5,000; and TRF FDR Project, RLWD Project No. 171A, \$1,000. Motion carried.

Rob Sip, Executive Director for the Red River Watershed Management Board (RRWMB) presented an update on RRWMB activities. Sip discussed updating LiDAR, with the flight scheduled to occur at leaf off in the Fall of 2021. Extensive discussion was held with the Board on the areas to be collected with the potential of additional counties and watersheds participating in the LiDAR data collection. Sip reviewed the budgetary and financial information along with annual programs funded and current funding commitments by the RRWMB in 2021. Sip reviewed a map as of March 2020 depicting RRWMB funded Flood Damage Reduction Projects, in addition to co-funding approximately 300 farmstead ring dikes. Discussion was held on legislative efforts in 2021 and legislative financial accomplishments from 2017 to 2021. The RRWMB is also currently working on updating the Governing Documents handbook.

The Board reviewed Pay Estimate No. 12 for the Black River Impoundment, RLWD Project No. 176 in the amount of \$272,634.38 Motion by Tiedemann, seconded by Dwight, to approve Pay Estimate No. 12 in the amount of \$272,634.38 to R.J. Zavoral & Sons, Inc., for construction of the Black River Impoundment, RLWD Project No. 176. Motion carried.

Engineer Nordby presented Change Order No. 4 in the amount of \$4,207.50 for R. J. Zavoral & Sons, Inc., for common excavation for the County Road 68 diversion ditch modification. With this recommended change order, total contract amount for Black River Impoundment Project will increase to \$4,446,915.00. Motion by Sorenson, seconded by Anderson, to approve Change Order No. 4 in the amount of \$4,207.50 to R. J. Zavoral & Sons, Inc. Motion carried.

Engineer Nordby presented Change Order No. 5 in the amount of \$9,800.00 for R. J. Zavoral & Sons, Inc., which included two 14-foot extensions on the newly installed - 71" span CS structural plate pipe arch culvert which crosses County Road 68 Diversion. With this recommended change order, this raises the total contract amount for Black River Impoundment Project will increase to \$4,456,715.00. Motion by Anderson, seconded by Tiedemann, to approve Change Order No. 5 in the amount of \$9,800.00 to R. J. Zavoral & Sons, Inc. Motion carried.

The Mud River Restoration Project Work Team, RLWD Project No. 149A, was presented to the Board for review. Administrator Jesme stated that the District has not heard from several of the agencies/associations regarding who will participate as a Delegate for their respective agency/association. Motion by Sorenson, seconded by Tiedemann, to approve the Mud River Restoration Project Work Team, RLWD Project No. 149A, and that any additional changes be presented to the Board. Motion carried.

The following quotes were received for the Thief River Streambank Stabilization Project, RLWD Project No. 149A: Quality Spray Foam/Anderson Excavating, \$93,842.34; and Davidson Construction, \$148,360. Motion by Tiedemann, seconded by Sorenson, and passed by unanimous vote to accept the apparent low quote from Quality Spray Foam/Anderson Excavating in the amount of \$93,842.34 for the Thief River Streambank Stabilization Project, RLWD Project No. 149A, contingent upon the approval by Legal Counsel Sparby, District Staff,

and Project Engineer Tony Nordby Houston Engineering, Inc. in their review of the quote documents and materials.

Administrator Jesme stated that a pre-construction meeting with the contractor and landowners for the Pine Lake Flood Damage Reduction and Fish Habitat Project, RLWD Project No. 26B, will be held on August 31, 2021 at the project site. Manager Sorenson recommended inviting landowner Dave Dalager to participate in the meeting.

Judicial Ditch 72, RLWD Project No. 41, Consolidating Hearing will be held on September 28, 2021 at 9:00 a.m. at the Polk County Government Center, Crookston, MN.

Administrator Jesme was contacted by the West Polk FSA office regarding a request by a local landowner to hay the CRP on the Louisville/Parnell Impoundment, RLWD Project No. 121. Jesme indicated that the District owns the property, but the CRP contract is held with the previous landowner, Paul Hoff. Motion by Anderson, seconded by Tiedemann, to approve the request to hay the CRP within the interior of the Louisville/Parnell Impoundment, RLWD Project No. 121, subject to compliance with all CRP rules and requirements. Motion carried.

Administrator Jesme and Manager Dwight discussed a request from the Beltrami SWCD to assist them in their efforts to purchase a no till drill for installation of buffers strips to prevent erosion and improve water quality. Motion by Tiedemann, seconded by Sorenson, to approve the request in the amount of \$5,000 to the Beltrami SWCD, for assistance in the implementation of buffer strips and water quality purposes to be funded through the District Erosion Control Funds, RLWD Project No. 164

The Board reviewed Pay Estimate No. 2 for construction of the Threatt Ring Dike, RLWD Project No. 129AS in the amount of \$7,578.75 Motion by Tiedemann, seconded by Anderson, to approve Pay Estimate No. 2 in the amount of \$7,578.75 to Taggart Contracting, Inc., for construction of the Threatt Ring Dike, RLWD Project No. 129AS. Motion carried.

The Board reviewed the following quotes for construction of the Craig Larson Ring Dike, RLWD Project No. 129AV: Bertils Gravel and Excavating, \$42,243.90; Higher Ground/Zavoral, \$63,795.54; and Lyle Wilkens, Inc., \$84,431.30. Motion by Tiedemann, seconded by Sorenson, and passed by unanimous vote to accept the apparent low quote from Bertils Gravel in the amount of \$42,243.90 for the construction of the Craig Larson Ring Dike, RLWD Project No. 129AV, contingent upon the approval by District Staff and Legal Counsel in their review of the quote documents and materials.

The Board reviewed the following quotes for construction of the Peter Nelson Ring Dike, RLWD Project No. 129AU: Trent Stanley, \$37,079.25; Andy Anderson, \$86,164.76 and Olson Construction, \$76,026.40. Motion by Tiedemann, seconded by Dwight, and passed by unanimous vote to accept the apparent low quote from Trent Stanley in the amount of \$37,079.25 for the construction of the Peter Nelson Ring Dike, RLWD Project No. 129AU, contingent upon the approval by District Staff and Legal Counsel in their review of the quote documents and materials.

Staff member Nick Olson stated that he has been working on the alignment and design of the Sorum Ring Dike, RLWD Project No. 129AW.

Staff member Tammy Audette reported on the MnDNR plan to reinstate the wild rice permits on the Clearwater River that were suspended due to the drought. Audette noted that permits will be reinstated earlier than others throughout the state, due to the fact that the Wild Rice Allocation Plan, RLWD Project No. 45, is in place that authorizes the District to allocate water to the growers during low flow.

Motion by Tiedemann, seconded by Anderson, to approve RLWD Permit No. 21100, Vince Desselier, Garnes Township, Red Lake County, with conditions stated on the permit. Motion carried.

Motion by Sorenson, seconded by Dwight, to approve the “after -the-fact” permit, RLWD Permit No. 21127, Aaron Chervestad, Kratka Township, Pennington County, with conditions stated on the permit. Motion carried.

The Board reviewed the permits for approval. Motion by Anderson, seconded by Dwight, to approve the following permits with conditions stated on the permit: No. 21123, Hickory Township, Pennington County; No. 21124, Clyde Sorenson, Kratka Township, Pennington County; No. 21125, David Licking, Cloverleaf Township, Pennington County; No. 21126, Michael Gasper, Keystone Township, Polk County; No. 21128, Greg Dyrdal, Bray Township, Pennington County; No. 21129, Dan Stroot, Fanny Township, Polk County; No. 21130, Dan Stroot, Belguim Township, Polk County; No. 21131, Briley Sparby, Eckvoll Township, Marshall County; and No. 21132, Badger Township, Polk County. Motion carried.

Administrators Update:

- Manager Ose attended the RRWMB meeting on August 17, 2021 in Wheaton, MN.
- Jesme and Managers Sorenson and Tiedemann attended the August 17th Polk County Commissioners meeting to present the 2020 Annual Report. Jesme and Manager Dwight attended the Beltrami County meeting later that same day.
- Jesme participated in a Red River Basin Watershed District Administrators Coffee Chat Drainage Law initiated by BWSR.
- Staff member Hanson, T. Olson and N. Olson participated in a CRP class hosted by HDR Engineering, Inc.
- The Clearwater River 1W1P Planning Work Group met on August 18th in preparation of the Policy Committee meeting held on August 25, 2021. Managers Sorenson and Anderson attended the meeting in person, with staff members Hanson and Slowinski attending via Microsoft Teams.
- The District received Swingen Constructions Co., IC134 form for construction of the Burnham Creek Wildlife Management Project.

Manager Anderson distributed a handout he received at the Clearwater River 1W1P, RLWD Project No. 149B meeting he attended.

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Legal Counsel Sparby updated the Board on the Ditch 17, RLWD Project No. 179 Summary Judgment Motion. Sparby indicated that a full trial on the Appeal of the project will be scheduled.

Manager Dwight updated the Board on the Beltrami County Commissioners meeting he attended, noting that Commissioner Sumner mentioned including a Tribal Member on the District Board.

Motion by Sorenson, seconded by Anderson, to adjourn the meeting. Motion carried.

A handwritten signature in blue ink that reads "LeRoy Ose". The signature is written in a cursive style with a horizontal line underneath the name.

LeRoy Ose, Secretary