

APPROVED (December 15, 2003)

the District, and if the size of the existing culvert through County State Aid Highway #36 exceeds the design capacity of Watershed Ditch #5, for similar culverts as determined by the Engineer for the District, that the existing culvert be blocked and that the culvert to be installed be gated on the south end to prevent waters from leaving Watershed Ditch #5;

3. Permit (03-66) to Wallace and Scott Labine to lower the existing 18" corrugated steel pipe through the township road to drain waters into lateral 2 of Judicial Ditch #29, in the vicinity of the southwest corner of the southwest quarter of section 30 of Tamarac Township, be granted as requested;
4. Permit (03-67) to Brad Lunke to install an 18" corrugated steel pipe through the township road in the northwest quarter of section 26 of Holt Township, and to the Middle-Snake-Tamarac Rivers Watershed District be denied pending receipt of more information;
5. Permit (03-68) to Steve Nelson to install 2-24" corrugated steel pipes through County State Aid Highway #6, in the vicinity of the point common to sections 20/21, 29/28 of Sandsville Township be denied pending receipt of additional information.

Motion carried.

Motion by Mr. Carl Green, seconded by Mr. David Bakke that the checks numbered 11968 and 11969 for a total of \$494.38 be paid from the administrative funds. Motion carried.

Chris Pueringer and Fred Kraft discussed with the Board the beaver dams in branch A of Judicial Ditch #15, in section 19 of New Solem Township.

Motion by Mr. Carl Green, seconded by Mr. Jim Johnson, that Mr. Adrian be authorized to hire equipment to remove the beaver dams from branch A of Judicial Ditch #15. Motion carried.

Chris Pueringer and Fred Kraft left the meeting at approximately 5:00 p.m.

Nick Drees left the meeting at approximately 5:00 p.m.

The notice published in the newspapers concerning access to ditch right-of-way was reviewed and correspondence was reviewed from the Red River CREP Coalition concerning the CREP program; from the Clearwater River Watershed District concerning the harvesting of grass along buffer strips; from Marshall County concerning the fees established and an article was reviewed concerning the permit easements under CREP.

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It was reported that with the completion of the boundary change that the Board of Water and Soil Resources because the updated Overall Plan is not scheduled for update until the year 2007, that the current plan should be updated to reflect the inclusion of the Tamarac area into the Watershed District, and that a hearing on the rules should be held.

Mr. Adrian was directed to mail a copy of the existing rules to each manager for their review and to prepare a summary of the apparent changes that would be required in the Overall Plan and that this matter is to be put on the next agenda.

It was reported that the Department of Natural Resources using a GIS system have surveyed the Ag Levees in Minnesota, and at the present time it is unknown when the results will be available.

Mr. Adrian was directed to have the Natural Resources Conservation Service prepare the Conservation Plan for the lands, owned by the District, in section 14 and 22 of Comstock Township.

Loren Zutz joined the meeting at approximately 5:30 p.m.

A discussion was held concerning the policy of the District, for providing copies and inspection of documents, in the possession of the District. Attorney Blake Sobolik was directed to prepare a resolution for consideration by the Board concerning this matter.

Loren Zutz inquired about the availability of the approved minutes, and the policy concerning hunting on properties owned by the District, for the construction of Phase 2 the Snake River PL-566 project. He was advised that copies of the approved minutes would be made available as soon as possible, and that the policy concerning hunting on lands acquired for Phase 2 is the same as last year.

Loren Zutz left the meeting at approximately 6:00 p.m.

A discussion was held concerning the format of the meeting agenda. It was agreed that a condensed meeting agenda, similar to that being used presently, will be prepared along with a more detailed agenda prepared for the meeting for use by the Managers.

A discussion was held concerning the grain bin on the properties owned by the District acquired subsequent to the construction of Angus-Oslo #1. Mr. Adrian reported that apparently the previous owner had given the grain bin to the adjacent owner and that the grain bin has been moved off the site.

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Motion by Mr. Tracy Anderson, seconded by Mr. Arlyn Stroble that the District have a plaque prepared and an appreciation dinner for Ron Osowski and Jerome Potucek. Motion carried.

It was announced that the regular meeting of the Red River Watershed Management Board is scheduled for 9:30 a.m., November 18, 2003, at the Roseau River Watershed District office, in Roseau.

Motion by Mr. Jim Johnson, seconded by Mr. Alvin Nybladh that the following resolution be adopted:

RELEASE OF PERFORMANCE BOND

WHEREAS, the Middle River-Snake River Watershed District has entered into a contract with Dennis Drewes, Inc., regarding the construction of Angus-Oslo Site No. 4 Impoundment Project; and

WHEREAS, litigation and a subsequent settlement of the claims between Middle River Snake River Watershed District and Dennis Drewes, Inc., has been reached;

NOW, THEREFORE BE IT RESOLVED by the Board of Managers of the Middle-Snake-Tamarac Rivers Watershed District (successor entity to the Middle River-Snake River Watershed District) that the performance bond, 5836679, dated July 30, 1999, shall be and hereby is released pursuant to the terms and conditions of the parties' settlement agreement.

Motion carried.

Motion by Mr. David Bakke, seconded by Mr. Arlyn Stroble that the following resolution be adopted:

FARMSTEAD RING DIKES
RESOLUTION DESIGNATING AUTHORIZED OFFICIAL

BE IT RESOLVED that Middle-Snake-Tamarac Rivers Watershed District, hereinafter referred to as the Applicant, act as legal sponsor for the project contained in the Flood Damage Reduction Grant Assistance Program Application submitted on May 27, 1998 and that Ronald J Adrian is hereby authorized to apply for the Department of Natural Resources for funding of this project on behalf of the Applicant.

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BE IT FURTHER RESOLVED that the Applicant has the legal authority to apply for financial assistance, and the institutional, managerial and financial capability to ensure adequate acquisition, maintenance and protection of the proposed project.

BE IT FURTHER RESOLVED that the Applicant has not incurred any construction costs or has not entered into any written agreements to purchase property proposed by this project.

BE IT FURTHER RESOLVED that the Applicant has not violated any Federal, State, or local laws pertaining to fraud, bribery, graft, kickbacks, collusion, conflict of interest or other unlawful or corrupt practice.

BE IT FURTHER RESOLVED that upon approval of its application by the State, the Applicant may enter into an Agreement with the State of Minnesota for the above references project, and that the Applicant certifies that it will comply with all applicable laws and regulations as stated in the contract agreement.

NOW, THEREFORE BE IT RESOLVED that Ronald J Adrian is hereby authorized to execute such Agreements as are necessary to implement the project on behalf of the Applicant.

Motion carried.

It was reported that the Wetland Delineation for the Helgeland site had to be delayed because of the snow cover. It was also reported that we may be able to do the bulk of the wetland delineation from the existing published maps.

A discussion was held concerning the audit.

Motion by Mr. Arlyn Stroble, seconded by Mr. Alvin Nybladh, that Attorney, Blake Sobolik write a letter to the Warren Sheaf concerning the information published about the District's audit. Motion carried, with Tracy Anderson opposing.

A discussion was held concerning the pending agreement with the Burlington Northern Sante Fe Railroad and the construction of a bridge over the floodway. Blake Sobolik reported that differences in the agreement between what the District requires and what BNSF is willing to agree to has been narrowed considerably, and it appears that we will shortly have an agreement.

The meeting was closed at approximately 7:55 p.m., for purposes of discussing pending litigation.

The meeting was reopened at approximately 8:00 p.m.

A discussion was held concerning the 2003 Minnesota Association of Watershed District Annual Convention.

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A discussion was held concerning the practice of having the minutes kept by the acting or recording secretary.

It was agreed that the possible sale of lands owned by the District and not currently used for projects would be put on the agenda for a future agenda item.

Motion by Mr. Jim Johnson, seconded by Mr. Tracy Anderson that the meeting be adjourned.

The meeting was adjourned at approximately 8:20 p.m.

Ronald Adrian
Acting Secretary

Carl Green
Secretary