

APPROVED
REGULAR MEETING OF THE BOARD OF MANAGERS OF THE
MIDDLE- SNAKE-TAMARAC RIVERS WATERSHED DISTRICT
HELD AT 453 NORTH MCKINLEY STREET, WARREN, MN
3:30 P.M. NOVEMBER 15, 2004

The meeting was called to order by President Doug Sorenson. Managers David Bakke, Tracy Anderson, Alvin Nybladh, Doug Sorenson, John W Nelson, Arlyn Stroble and Carl Green were present. Also present were Bob Albrecht, Nick Drees, Jim Stengrim and Ronald Adrian.

Motion by Mr. Arlyn Stroble, seconded by Mr. Alvin Nybladh that Ronald Adrian be appointed the recording secretary for purposes of keeping the minutes of the meeting. Motion unanimously carried.

Motion by Mr. David Bakke, seconded by Mr. Carl Green to approve the agenda as amended, to include the discussion of the operation of the Nelson Slough. Motion unanimously carried.

Motion by Mr. Tracy Anderson, seconded by Mr. John Nelson to approve the minutes of the October 18, 2004, meeting as presented. Motion unanimously carried.

Motion by Mr. Alvin Nybladh, seconded by Mr. Carl Green to approve the treasurer's report, subject to audit. Motion unanimously carried.

Motion by Mr. Arlyn Stroble, seconded by Mr. David Bakke, that the bills be paid including the following: from the Administrative Funds, that payroll checks numbered 4057 through 4069 inclusive for a total of \$13,962.67; that checks numbered 12445 through 12450 inclusive for a total of \$8,886.65; that checks numbered 12442, 12444, 12451 through 12459 inclusive, for a total including the service charge of \$470,035.95; that petty cash checks numbered 3114 through 3128 inclusive, for a total including the service charge of \$398.20; and from the ditch funds that checks 2049 through 2054 inclusive for a total of \$9,415.50. Motion unanimously carried.

Nick Drees presented information concerning permits. It was agreed that the County Engineer, Jeff Langen, would be asked to appear at the next board meeting to clarify certain items concerning the Morkassel bridge.

Motion by Mr. David Bakke, seconded by Mr. John Nelson, to table the permit request of James Conely and Richard Riopelle to remove sediment from the Swift Coulee, pending further information from the Department of Natural Resources. Motion unanimously carried.

Brian Jadeke joined the meeting at approximately 3:48 p.m.

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Loren Zutz joined the meeting at approximately 4:05 p.m.

Motion by Mr. Tracy Anderson, seconded by Mr. Carl Green that

1. permit (04-64) be issued to William Omdahl to install an 18" diameter culvert with a flap gate on the north end, to drain waters into County Ditch #22, in the vicinity of the northwest corner of section 35 of Comstock Township; and that
2. permit (04-65) be issued to Brian Jadeke to install an 18" culvert, with a trap on the south end, in the private crossing, in the west township road ditch, in the vicinity of the southeast corner of section 2 of Comstock Township, to allow waters to drain to the south.

Motion unanimously carried.

Eldon Elseth joined the meeting at approximately 4:13 p.m.

Loren Zutz discussed the maintenance of the Swift Coulee, in the vicinity of sections 8 and 9 of McCrea Township.

Eldon Elseth appeared on behalf of Adrian Weslowski, he offered no comments because consideration of the Morkassel Bridge was deferred to the next meeting.

Jim Stengrim discussed with the Board the Agassiz Valley Water Resource Management Project and the comments presented by Les Howard at the previous meeting.

Loren Zutz questioned whether trespassing would be enforced on the lands acquired by the District for the Off-Channel Floodwater Storage Site.

Correspondence was reviewed from the Northwest Regional Development Commission concerning the All Hazard Mitigation Plan meetings being held for Marshall County at 2:00 p.m., on November 18, 2004; and for Polk County at 1:00 p.m., on November 17, 2004.

Correspondence received from Adrian Weslowski and Jim Stengrim concerning the copy/data practices were distributed.

It was announced that the Board of Water and Soil Resources has received a request from Jim Stengrim for a hearing concerning the amendment to the District's Watershed Management Plan and this hearing has been apparently scheduled for 7:00 p.m., on December 13, 2004, at the Community Center in Stephen, Minnesota.

It was announced that a request for a extension on the permit for the Angus Oslo Site #4 has been forwarded to the Army Corps of Engineers.

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A discussion was held concerning the Agassiz Valley Water Resource Management Project.

Motion by Mr. Tracy Anderson, seconded by Mr. Arlyn Stroble that

1. the District request from the Red River Watershed Management Board that the funds previously approved in the amount of \$396,080.93, for the Agassiz Valley Water Resource Management Project be paid to the District; and that
2. the District request to the State of Minnesota that the existing grant agreement for the Agassiz Valley Water Resource Management Project be extended for up to 3 years.

Motion unanimously carried.

A discussion was held concerning the payment of damages and funding for the Agassiz Valley Water Resource Management Project. A special meeting was scheduled for November 29, 2004, at 3:30 p.m., at which time this matter would be discussed further.

A discussion was held concerning the Snake River PL-566 project.

Correspondence from the NRCS concerning the development of the Mitigation Plan, under Phase 4, was distributed; it was reported that the BNSF Railroad crew has started the construction of the bridge; that the contract with Midwest Contracting for the construction of the crossing on Trunk Highway #75 is in the process of being finalized; and that the construction of Phase 2 is essentially completed.

Nick Drees left the meeting at approximately 5:15 p.m.

Brian Jadeke left the meeting at approximately 5:20 p.m.

Loren Zutz, Jim Stengrim and Eldon Elseth left the meeting at approximately 5:25 p.m.

Motion by Mr. Tracy Anderson, seconded by Mr. John Nelson that the District request that the Polk County Board of Commissioners recall the bonds maturing in the years 2013, 2012, 2011, and 2010, that were sold in 1996 for the repair of Judicial Ditch #75. Motion unanimously carried.

Eldon Elseth returned to the meeting at approximately 5:35 p.m.

Motion by Mr. Tracy Anderson, seconded by Mr. Arlyn Stroble that Mr. Alvin Nybladh and Mr. David Bakke be appointed as the District's delegates, and that John Nelson be delegated as the District's alternate for the 2004 convention of the Minnesota Association of Watershed Districts. Motion unanimously carried.

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Eldon Elseth left the meeting at approximately 5:45 p.m.

Motion by Mr. Arlyn Stroble, seconded by Mr. Alvin Nybladh that the position of Assistant Engineer be offered to Kelly Nelson, with a starting salary at \$36,000 per year, with full benefits and with a 6 month probationary period. Motion unanimously carried.

A discussion was held concerning the enforcement of the rules. It was agreed that this would be discussed further at the next meeting.

Loren Zutz left the meeting at approximately 6:20 p.m.

A draft of the revised by-laws of the District was reviewed briefly. Mr. Adrian agreed that it would be possible to list exceptions to section 5, for which funds are disbursed.

A discussion was held concerning the data retention policy. It was agreed that an example data retention policy would be prepared and included in the January 2005 agenda.

A discussion was held concerning the management and monitoring operation of the Nelson Slough impoundment. It was agreed that the DNR would be contacted about developing a monitoring/management plan for this site.

Wally Diedrich joined the meeting at approximately 6:45 p.m., and left the meeting at approximately 6:48 p.m.

A discussion was held concerning a tour of the District. It was agreed that a tour would be held to look at various portions of the District and various projects of the District, on Monday, November 22, 2004, at 8:00 a.m.

A discussion was held on whether or not the Board should meet more than once per month.

The meeting was closed at approximately 6:54 p.m., for purposes of discussing litigation concerning the Agassiz Valley Water Resource Management Project.

The meeting was reopened at approximately 7:14 p.m.

The next regular meeting was scheduled for 3:30 p.m. December 20, 2004.

Motion by Mr. Tracy Anderson, seconded by Mr. John Nelson that the meeting be adjourned. Motion unanimously carried.

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The meeting was adjourned at 7:15 p.m.

Ronald Adrian
Recording Secretary

Carl Green
Secretary