

APPROVED (June 20, 2005)

05-05.min

**REGULAR MEETING OF THE BOARD OF MANAGERS OF THE
MIDDLE- SNAKE-TAMARAC RIVERS WATERSHED DISTRICT
HELD AT 453 NORTH MCKINLEY STREET, WARREN, MN
7:00 P.M. MAY 16, 2005**

The meeting was called to order by President Doug Sorenson. Managers Tracy Anderson, Doug Sorenson, Alvin Nybladh, Arlyn Stroble and John W Nelson were present. Ronald Adrian, Jeff Hane, Bob Albrecht, Nick Drees, and Kelly Nelson were also present. Managers David Bakke and Carl Green were not present.

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

Motion by Mr. Tracy Anderson, seconded by Mr. Alvin Nybladh to approve the agenda as amended, to include the following: adding Roger Mattison to the guest list; adding a closed discussion with litigation concerning both the Agassiz Valley and the Snake River PL-566 project; a discussion of the settlement with Birger Andeen, under PL-566 project; and a report from Arlyn Stroble. Motion unanimously carried.

Motion by Mr. Alvin Nybladh, seconded by Mr. Tracy Anderson to approve the minutes of the April 18, 2005 meeting as corrected. Motion unanimously carried.

Curtis Carlson joined the meeting at approximately 7:10 p.m.

Motion by Mr. Arlyn Stroble, seconded by Mr. John W Nelson to approve the treasurer's report subject to audit. Motion unanimously carried.

Roger Mattison joined the meeting at approximately 7:12 p.m.

Motion by Mr. Alvin Nybladh, seconded by Mr. Tracy Anderson that the bills be paid including the following: from the Administrative Funds, that payroll checks numbered 4146 through 4158 inclusive for a total of \$15,454.36; that checks numbered 12655 through 12660 inclusive for a total of \$10,304.98; that checks numbered 12653, 12654, and 12661 through 12686 inclusive for a total of \$14,661.52 including the service charge; that checks numbered 1006 through 1026 inclusive, excluding check number 1023 for a total of \$176,115.76; that petty cash checks 3182 through 3197 inclusive for a total of \$488.52 including the bank service charge; and from the ditch funds that check number 2072 through 2075 inclusive for a total of \$3,736.21. Motion unanimously carried.

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The permit (05-008) request of Susan Haugen to install a culvert in Section 32 of McCrea Township was not acted on because it appears that the work has been completed.

Motion by Mr. Tracy Anderson, seconded by Mr. John W Nelson that the following permits be issued:

1. Permit (05-009) to Allen Roley to install two field crossings each with an 18" diameter in the west township road ditch along the east side of the southeast quarter of section 4 of Warrenton Township (T155N, R48W);
2. Permit (05-010) to Dwight Peterson to install a field crossing using a 36" CSP in east-west Township Road Ditch north of the point common to sections 21, 22, 28 and 27 of Warrenton Township (T155N, R48W);
3. Permit (05-011) to Dwight Peterson to install a field crossing with an 18" CSP in the east township road ditch along the west side of the Northwest quarter of section 27 of Warrenton Township (T155N, R48W);
4. Permit (05-012) to Angus Township to replace the culverts in the crossing over Polk County Ditch #43 on the line common to sections 17 and 16 of Angus Township with two lines of 36" CSP;
5. Permit (05-013) to Glenn Bergeron to Install an 18" CSP through the township road in the vicinity of the Northwest corner of Section 25 of Donnelly Township (T158N, R49W).

Motion unanimously carried.

Roger Mattison discussed with the Board the District's policy concerning the Engineer not signing letters of map amendment for flood plain zoning. After discussion, it was announced that the District will not change its policy concerning providing engineering services to private individuals.

Roger Mattison left the meeting at approximately 7:37 p.m.

Correspondence was reviewed from the United States Department of Agriculture concerning a CREP training session; from the Capital Region Watershed District concerning a spring tour; from the Minnesota Association of Watershed Districts concerning a summer tour; and from Tom Ritoch concerning drainage in the vicinity of the Snake River on the east side of section 8 of Sandsville Township.

It was agreed that Mr. Adrian would take a look at the area discussed by Tom Ritoch and present further information at the next regular meeting.

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Correspondence was reviewed concerning data practices requests by Adrian Weslowski and Loren Zutz.

It was announced that the data retention policy forwarded to the Minnesota Historical Society has not yet been acted on. Mr. Adrian reported that he contacted them and they agreed that they would try to expedite the process.

A discussion was held concerning mailing of copies of the Water Management Plan Amendment. Mr. Adrian announced that the copies would be mailed to persons on the same list that was used for the audit.

Mr. Adrian reported that the bid opening for the structure on Trunk Highway #1/Canadian Pacific Railroad will be on May 18, 2005. He reported that he has received a bill for part of the work done by the Burlington Northern Santa Fe Railroad and that the next meeting of the mitigation plan is scheduled for June 1, 2005.

Motion by Mr. Arlyn Stroble, seconded by Mr. Tracy Anderson, that check number 1023 to Birger Andeen and Lindquist and Vennum be approved as payment for the settlement of the litigation concerning the Snake River PL-566 project. Motion unanimously carried.

Mr. Adrian reported that the works on two farmstead ring dikes will begin as soon as weather permits.

Mr. Adrian reported that he received an estimate from JOR Engineering concerning the works on Angus Oslo Site #4, and that a request has been prepared to the Red River Watershed Management Board.

Motion by Mr. John W Nelson, seconded by Mr. Tracy Anderson that the petition of Ralph Larson and Ray Larson to be added to the benefited area of Judicial Ditch #75 be dismissed. Motion carried, with Arlyn Stroble dissenting.

The Attorney was directed to draft a letter to the petitioner's stating the reasons the petition is being dismissed.

It was announced that the proposals for equipment rental are being received on May 25, 2005.

A discussion was held concerning the repairs on Judicial Ditch #15, County Ditch #39 and Judicial Ditch #25-1. Mr. Adrian agreed that he would have more information for the next meeting.

A discussion was held concerning the terms of managers, and Arlyn Stroble presented a report on the meeting with the Polk County Commissioners.

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The activity report for the Red River Watershed Management Board meeting scheduled for May 17, 2005, 9:30 a.m., in Ada, Minnesota, was distributed.

A discussion was held concerning the drainage in the vicinity of the northeast corner of section 5 of Angus Township.

Mr. Adrian reported that 3 temporary employees have been hired for the summer months.

Motion by Mr. Arlyn Stroble, seconded by Mr. Alvin Nybladh that for the year 2005, that the District pay retroactively to January 1, 2005, 50% of the increase in the health insurance premiums for the covered District employees. Motion unanimously carried.

Motion by Mr. Arlyn Stroble, seconded by Mr. John W Nelson that the status of the Assistant Engineer, Kelly Nelson, be changed from probationary to full time, and that effective June 1, 2005, that he be granted a 5% increase in salary, and that the salary be reviewed again in 6 months. Motion unanimously carried.

A discussion was held concerning Mr. Adrians eligibility for retirement under PERA.

Nick Drees, Kelly Nelson and Curtis Carlson left the meeting at approximately 9:59 p.m.

Motion by Mr. Tracy Anderson, seconded by Mr. Alvin Nybladh that the meeting be closed for purposes of discussing litigation concerning the Snake River PL-566 project and the Agassiz Valley Water Resource Management Project. Motion unanimously carried.

The meeting was closed at approximately 9:59 p.m.

The meeting was reopened at approximately 10:39 p.m.

The next regular meeting is scheduled for Monday, June 20, 2005, at 7:00 p.m., at the District office.

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

The meeting was adjourned at approximately 10:40 p.m.

Ronald Adrian
Recording Secretary

Carl Green
Secretary