

## APPROVED (July 18, 2005)

05-06.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. JUNE 20, 2005**

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

Motion by Mr. John W Nelson, seconded by Mr. Tracy Anderson, 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, under other: a discussion of attorney's and letter of retention. Motion unanimously carried.

Motion by Mr. John W Nelson, seconded by Mr. Tracy Anderson to approve the minutes of the May 16, 2005, meeting as corrected. Motion unanimously carried.

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

Motion by Mr. Arlyn Stroble, seconded by Mr. John W Nelson, that the bills be paid including the following: from the Administrative Funds, that payroll checks numbered 4159 through 4185 inclusive for a total of \$21,037.92; that checks numbered 12688, 12689 and 12691 through 12698 inclusive for a total of \$12,203.68; that checks numbered 12687, 12690, and 12699 through 12723 inclusive for a total of \$7,139.40 including the service charge; that checks numbered 1027 through 1042 inclusive for a total of \$325,200.20; that check 101 for \$74,562.68; and from the ditch funds that check numbered 2076 through 2077 inclusive for a total of \$445.00 be paid. Motion unanimously carried.

Motion by Mr. Tracy Anderson, seconded by Mr. John W Nelson that permit (05-027) to Angus Township to replace 2-24" culverts with 1-36" culvert, in the vicinity of the southwest quarter of section 18 of Angus Township be granted. Motion carried, with Arlyn Stroble abstaining.

Motion by Mr. Tracy Anderson, seconded by Mr. David Bakke, that permit requests (05-015) to Duane Kovar to install an additional field inlet culvert into Judicial Ditch #75, in the vicinity of the northeast quarter of section 5 of Northland Township be denied, and that permit (05-028) to Kasprick Farms to remove sediment from the east Trunk Highway road ditch, in section 16 of Angus Township be denied. Motion unanimously carried.

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

1. Permit (05-014) to John Fosholm to relay the culvert through the Ottertail crossing in section 16 of Holt Township as requested in the permit application submitted dated May, 12, 2005;
2. Permit (05-016) to Alvin Asp to install a crossing on Judicial Ditch #25-2 in the vicinity of the southeast quarter of section 29 of Numedal Township, provided that the grade and size is set by the Watershed District;
3. Permit (05-017) to Marshall County to replace the culverts on County State Aid Highway #10, on lateral 2, lateral 1, and the main Judicial Ditch #29 as requested in the permit application dated May 23, 2005;
4. Permit (05-018) to Marshall County to replace the bridge on the Snake River on the line common to section 7 and 6 of Vega Strip with 2 lines of 12'x10' reinforced concrete box culverts as requested in the permit application submitted dated June 9, 2005;
5. Permit (05-019) to Marshall County Highway Department to replace the culverts on County State Aid Highway #4 as requested in the permit application submitted dated May, 23, 2005;
6. Permit (05-020) to Parker Township to replace the culvert on Marshall County Ditch #12, on the line common to section 6 and 5 of Parker Township, with a structure recommended by the Watershed District;
7. Permit (05-021) to Bruce Hammnes to remove sediment from the east Trunk Highway #75 road ditch in section 32 of Sinnott Township;
8. Permit (05-022) to Bruce Hammnes to remove sediment from the east Trunk Highway #75 road ditch in section 29 of Sinnott Township;
9. Permit (05-023) to Brad Lunke to remove sediment from the township road ditch in the northeast quarter of section 15 of Holt Township;
10. Permit (05-024) to Chad Mitchell to install a crossing in the north Trunk Highway #1 road ditch, in the southeast quarter of section 32 of McCrea Township, as requested in the permit application submitted dated June 5, 2005;
11. Permit (05-025) to David Maurstad to increase the culvert size in the crossing in the northeast quarter of section 15 of West Valley Township to a 24" CSP or equivalent;

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12. Permit (05-026) to Angus Township to replace 2-24" culverts with 2-24" culverts in the vicinity of the northwest quarter of section 19 of Angus Township;
13. Permit (05-029) to Jim Johnson to remove sediment from the east township road ditch and to relocate the crossing in the southwest quarter of section 35 of Warrenton Township;
14. Permit (05-030) to Jim Johnson to remove sediment from the east township road ditch, in section 3 of Boxville Township; and
15. Permit (05-031) to Jim Johnson to remove sediment from the east township road ditch in section 4 of Boxville Township.

Motion unanimously carried.

Correspondence concerning the Minnesota Conservation Corps was reviewed.

A letter from Brink, Sobolik et al, to Adrian Weslowski, concerning data practices was reviewed.

It was announced that there is no word from the State concerning the approval of the data retention policy of the District.

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

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

It was announced that the low bidder on the Trunk Highway #1/Canadian Pacific Railway Crossing is Gladen Construction, and the Notice of Award has been delivered.

A discussion was held concerning the development of the mitigation plan under Phase 4, and the Trunk Highway #75/Burlington Northern Santa Fe Railroad crossing.

Motion by Mr. Arlyn Stroble, seconded by Mr. Alvin Nybladh that the District sign the Stipulation to Dismiss with Paul Meyer concerning the PL-566 project.

Motion unanimously carried.

Motion by Mr. Arlyn Stroble, seconded by Mr. Tracy Anderson that the works to complete the Angus Oslo Site #4 and the work outlined in the letter from Charlie Anderson, dated May 13, 2005, be authorized to be completed. Motion unanimously carried.

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Motion by Mr. Alvin Nybladh, seconded by Mr. John W Nelson that Mr. Adrian be authorized to sign amendments to Grant Agreement A69047, for the construction of farmstead ring dikes, increasing the state cost share for the construction of farmstead ring dikes. Motion unanimously carried.

Motion by Mr. Arlyn Stroble, seconded by Mr. Tracy Anderson, that the District initiate a redetermination of benefits for Judicial Ditch #75, of the properties affected by the reconstruction of Polk County Road #66. Motion unanimously carried.

Motion by Mr. Alvin Nybladh, seconded by Mr. John W Nelson, that the District apply for an extension to the Department of Public Safety for the works authorized on Judicial Ditch #75, for the Disaster #1375. Motion unanimously carried.

Motion by Mr. Tracy Anderson, seconded by Mr. Arlyn Stroble, that because of the cost of reconstructing the crossing on the Main Branch of Judicial Ditch #15 in the vicinity of the west half of the northwest quarter of section 18 of Newfolden Township, that the crossing be moved from the main branch of Judicial Ditch #15 along the west side of this property to Branch E of Judicial Ditch #15, which is along the north side of this property, with the culvert size to be determined by the Engineer of the District. Motion unanimously carried.

Motion by Mr. John W Nelson, seconded by Mr. David Bakke, that County Ditch #39, in the vicinity of the northwest quarter of section 4 of Oak Park Township be repaired. Motion unanimously carried.

It was announced that the Commissioners of both Marshall and Polk are currently accepting applications for the managers positions.

Mr. Adrian reported that the gates on the Angus Oslo Site #4, and Angus Oslo Site #1 have been closed, and are expected to remain closed until the waters on the Red River drop below flood stage. He also reported that based on the information he had, the off-channel floodwater storage site, did not reach the threshold for closing of the gates, and the structure is operating automatically.

A draft copy of the 2004 Annual Report was distributed.

Motion by Mr. John W Nelson, seconded by Mr. Alvin Nybladh that with deep regret and sincere thanks that the retirement of Ronald Adrian, as Engineer, be accepted effective June 30, 2005, and that he be paid for the unused accumulated annual leave and ½ of the unused accumulated sick leave. Motion unanimously carried.

Motion by Mr. David Bakke, seconded by Mr. Alvin Nybladh, that Nick Drees be appointed Interim or Acting/Administrator whose duties, in addition to that of

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Administrator include that of contracting officer for the Snake River PL-566 project, Angus Oslo Site #4 project, Farmstead Ring Dikes, and other works of the District. Motion unanimously carried.

Motion by Mr. Alvin Nybladh, seconded by Mr. Arlyn Stroble, that the compensation of Nick Drees be increased \$1,500.00 per month, and that the compensation of the secretary be increased \$500.00 per month, until such time as the position of Engineer is filled. Motion unanimously carried.

A search committee consisting of Alvin Nybladh, Arlyn Stroble, and Doug Sorenson, was formed to develop a job description for a replacement for the Engineer.

A discussion was held concerning Attorneys and a letter of retention for legal services.

The next regular meeting is scheduled for Monday, July 18, 2005, at 7:00 p.m., at the District office.

Motion by Mr. Tracy Anderson, seconded by Mr. Arlan Stroble that the meeting be adjourned. Motion unanimously carried.

The meeting was adjourned at 10:00 p.m

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Ronald Adrian  
Recording Secretary

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Carl Green  
Secretary