

APPROVED
(December 17, 2007)

Mr. Elden Elseth questioned what the balance is in the Project funds; if litigation bills are being paid from the project funds; and stated that the 2006 audit showed a balance of \$52,000 in the project funds.

Nick Drees, Administrator, provided a brief description of the separation of the District's funds.

Motion by Mr. Alvin Nybladh, seconded by Mr. Arlyn Stroble that the following bills be paid: from the Administrative funds: that payroll checks numbered 4619 through 4632 inclusive for a total of \$14,451.53 and checks numbered 13561 through 13589 inclusive, and check number 13590, and the service charge for a total of \$15,792.70; from the Project funds that checks numbered 1419 through 1426 inclusive for a total of \$41,038.02; and from the Ditch Funds that checks numbered 2222 through 2226 inclusive for a total of \$9,912.36. Motion unanimously carried.

Motion by Mr. Arlyn Stroble, seconded by Mr. John W Nelson the District staff determine the elevation of the 52" x 72" CSPA, on the unnamed coulee, on section line 26/25 of Bloomer Township and that the following permit be denied:

1. Permit (07-076) of Joel St. Germain to install an additional 24" CSP, through the township road, on the unnamed coulee, on section line 26/25 of Bloomer Township.

Motion unanimously carried.

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

2. Permit (07-077) be issued to Glen Nelson to clean approximately 900' of the west Marshall County Road #21 road ditch, and to move and lower the existing 18" CSP thru the township road, that drains into Judicial Ditch #16 at station 336+36 in the SE4 of section 25 of Vega Township, provided permission is granted from Marshall County and that the District set the elevation of the 18" CSP.

Motion carried, with Mr. Arlyn Stroble abstaining.

Loren Zutz joined the meeting at approximately 4:35 p.m.

Frank Knoll discussed his permit request (07-073) which was denied at the regular board meeting held on October 15, 2007. He stated that a culvert has been installed, thru the township road, on section line 8/17 of Comstock Township, and that he received permission from the township to install a field crossing in the NE corner of section 17 of Comstock Township, and that he is

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requesting to install a 22" culvert with a trap on the north end, under the field crossing.

Motion by Mr. Arlyn Stroble, seconded by Mr. Alvin Nybladh that following permit be issued:

3. Permit (07-073) be issued to Frank Knoll to install a culvert with a trap on the north end through the field crossing, in the northeast corner of section 17 of Comstock Township, with the culvert size to be determined by the District.

Motion unanimously carried.

A discussion was held with Jerry Knute concerning the sloughing of Judicial Ditch #75, in the vicinity of the driveway into his property, in the Northeast Quarter of section 2 of Northland Township.

Mr. Ronald J Adrian, Houston Engineering, presented a slide presentation on Judicial Ditch #75, in the vicinity of the Jerry Knute driveway. He also provided some alternatives to alleviating the sloughing problem.

David Jadeke joined the meeting at approximately 4:53 p.m.

Motion by Mr. Alvin Nybladh, seconded by Mr. John W Nelson that Houston Engineering be directed to prepare a report for the moving of the road and the installation of drop structures, in Judicial Ditch #75, in the vicinity of the Jerry Knute driveway, in the northeast quarter of section 2 of Northland Township. Motion unanimously carried.

Jerry Knute left the meeting at approximately 5:08 p.m.

Brian Dwight provided an overview of the funding and phases in the development of the new Ten Year Overall Plan of the District. He stated that funds have been set aside through the Flood Damage Reduction agreement to assist in the development of the plan.

Motion by Mr. John W Nelson, seconded by Mr. Arlyn Stroble that the Board initiate the planning process of the Ten Year Overall Plan of the District. Motion unanimously carried.

Proposed resolutions for the 2007 Annual Meeting of the Minnesota Association of Watershed District's were distributed.

Nick Drees reported that the Red River Watershed Management Board meeting is scheduled for November 20, 2007, at the Wild Rice Watershed District, in Ada,

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Minnesota. The News and Views of the Red River Watershed Management Board were distributed. There was no activity report of the District.

Nick Drees reported that areas of the north spoil of State Ditch #3, in section 34 of Parker Township that were believed to be low, were leveled off to the satisfaction of the landowner.

Nick Drees reported that Randy Englestad would like the District to renew efforts to gain cooperation with the Burlington Northern Railroad to improve access to his properties, in section 1 of Boxville Township. He also stated that Burlington Northern Railroad requires the District to lease a road access on the railroad properties. The Board was not in favor of renewing efforts in dealing with the Burlington Northern Railroad.

Tracy Anderson joined the meeting at approximately 5:35 p.m.

Motion by Mr. John W Nelson, seconded by Mr. Arlyn Stroble that Nick Drees, on behalf of the District, be authorized to sign the Army Corps of Engineers Permit for the Agassiz Valley Water Resource Management Project. Motion unanimously carried.

Motion by Mr. Ben Kleinwachter, seconded by Mr. Alvin Nybladh that Nick Drees be authorized to apply for an extension to the grant agreement with the State of Minnesota for the Agassiz Valley Water Resource Management Project. Motion carried unanimously.

Chairman, Doug Sorenson, distributed a letter from Pam Wockenfuss, Director of the Wetlands, Pines & Prairie Audubon Sanctuary. He stated it appears that the Audubon has found a solution to the water supply issue regarding the Agassiz Valley Water Resource Management Project, and that they are not interested in the \$9,000 previously offered to them by the District as a project expense.

David Jadeke stated that he has not signed the agreement regarding the water supply issue of the Agassiz Valley Water Resource Management Project. He questioned who would be responsible for the seeding of the stock ponds that were to be filled in as part of the agreement with the District.

Motion by Mr. John W Nelson, seconded by Mr. Loren Zutz that the offer of \$9,000 previously offered to David Jadeke for the water supply issue be withdrawn and that water to the coulee, downstream of the Agassiz Valley Water Resource Management Project would be supplied by the seepage ditch. Motion carried, with Mr. Elden Elseth and Mr. Arlyn Stroble voting no.

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Nick Drees reported on the status of the farmstead ring dikes. He stated that the Teigen and Rustad ring dikes are nearing completion, and that the Larson and Oas ring dikes could be constructed in 2008, provided funds are available.

Nick Drees reported on the vandalism sustained at the Angus Oslo Site #4 Impoundment site, and stated that the District will seek restitution from the individuals .

Mr. Loren Zutz stated that he could provide information on the damages sustained at the Angus Oslo Site #4 Impoundment previous to this last episode.

Motion by Mr. John W Nelson, seconded by Mr. Alvin Nybladh to accept the proposal of Bridge Communications, for approximately \$7,300, to replace and update the District's network and computer systems. Motion unanimously carried.

Nick Drees reported that he has not received any information regarding the employee paychecks; that the request for information from some of the managers has not been received, and that more documentation has been forwarded to the State Auditor.

Due to time constraints, the Agenda Requests of Mr. Elden Elseth were addressed briefly.

It was the consensus of the Board, to forgo the December 3, 2007 permit meeting.

The next regular meeting of the Board of Managers will be held on December 17, 2007, at 4:00 p.m., at the District office.

Attorney, Jeff Hane, stated that pursuant to MN Statutes 13D.05 subd 3 (b) that the meeting be closed to discuss legal theories and strategies on the Riley's claim and the Loren Zutz assessment of his residence, in the City of Warren, regarding the Snake River PL-566 project.

Motion by Mr. Arlyn Stroble, seconded by Mr. Ben Kleinwachter that the meeting be closed to discuss legal theories and strategies regarding the claim of Riley Brothers and the assessment of the residence of Loren Zutz, in the City of Warren, on the PL-566 project, pursuant to MN Statutes 13D.05 subd 3 (b). Motion unanimously carried.

The meeting was closed at approximately 6:40 p.m.

Motion by Mr. John W Nelson, seconded by Mr. Ben Kleinwachter that the meeting be reopened. Motion unanimously carried.

APPROVED
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The meeting was reopened at approximately 6:56 p.m.

Motion by Mr. Doug Sorenson, seconded by Mr. Ben Kleinwachter that the District not appeal the summary judgement regarding the PL-566 assessment on the Loren Zutz residence. Motion carried, with Mr. Doug Sorenson, Mr. Ben Kleinwachter and Mr. Alvin Nybladh voting yes, and Mr. John W Nelson, Mr. Arlyn Stroble and Mr. Elden Elseth abstaining.

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

The meeting was adjourned at approximately 6:58 p.m.

The litigation sub-committee met in closed session at approximately 7:00 p.m.

Connie Kalinowski
Recording Secretary

Ben Kleinwachter
Secretary