

**WILD RICE WATERSHED DISTRICT
11 5TH AVENUE EAST
ADA MN 56510**

**May 9, 2007
APPROVED**

1. The regular meeting of the Wild Rice Watershed District Board of Managers was held on Wednesday, May 9, 2007, at the office of the District. The following members were in attendance: Joe Spaeth, Warren J. Seykora, Bob Wright, James Wagner, Sr., Dave Vipond, Mike Christensen and Diane Ista. The following members were absent: None. In addition the following persons were in attendance: Engineer Jerry Bents, Attorney Elroy Hanson, Administrator Steve Dalen, Secretary Loretta Johnson, Publicist Tim Halle and Audio Recorder Royal Knutson. Also in attendance were landowners and interested property owners.
2. Chairman Seykora called the meeting to order at 8:35 a.m. Seykora announced that the meeting is being taped.
3. Agenda. A motion was made by Manager Wright and seconded by Manager Wagner to approve the agenda for May 9, 2007, with addition of discussion on Platt sloughing on WRR, Kinkade request for leasing the former Thomas property, building repair and WRDA bill update. Carried.
4. Citizens Advisory Report. Manager Ista read the draft minutes of the April 10, 2007, meeting of the Citizens Advisory Board. Ista brought up the fact that Perry Ellingson raised concerns about Manager Wagner's beaver control in the District. A motion was made by Manager Vipond and seconded by Manager Wright authorizing Attorney Hanson to prepare an explanatory response to Ellingson's questions. Carried.
5. Building Repair Report. Administrator Dalen stated that the front of the Watershed District office is in need of paint. A motion was made by Manager Vipond and seconded by Manager Christensen authorizing Dalen to hire someone to paint. Carried.

6. Project #42. Engineer Bents distributed a map and information on the additional eight sites from Hagen to Lower Becker Dams. Shown below are tables comparing data of seven existing tributary sites to the additional upstream tributary sites.

Additional Upstream Tributary Review (Hagen to Lower Becker Dam)

Sites 1-8 On-Channel Alternatives (Ulen to Lower Becker)					
	Storage (ac-ft)	Surface (acres) E.S.	Surface (acres) Top of Dam	General Runoff Capacity (inches)	Drainage Area (SM)
1	1416	179	293	0.27	98
2	418	179	387	0.10	76
3	1213	254	425	0.40	57
4	1379	248	303	0.49	52
5	13453	515	606	1.38	183
6	5405	281	327	0.55	183
7	1601	185	233	0.18	169
8	1896	218	293	0.22	161
Totals (w/5)	21,376	1776	2540	2.19	183
Totals (w/6)	13,328	1542	2261	1.36	183
	Runoff Cap	Based on total storage divided by 183 Sq. Miles			
	Storage	Based on total storage to Emergency Spillway			

Existing Tributary Proposed Sites					
	Storage (ac-ft)	Surface (acres) E.S.	Surface (acres) Top of Dam	General Runoff Capacity (inches)	Drainage Area (SM)
UN5	1261	489	964	2.0	11.8
UN15	1678	469	756	4.1	7.7
UN35	2141	576	820	6.5	6.2
UN45	1273	342	536	3.1	7.8
UN55B	1011	291	692	3.6	5.3
UN55A	610	139	343	1.0	10.9
CD18	1766	371	571	2.8	11.7
Totals	9,379	2,677	4,682	3.3	56.0
	Storage	Based on total storage to Emergency Spillway			

Lawrence Pollock stated that he had additional proposed sites to bring to the Board for investigation. Manager Vipond asked Pollock if he thought these additional sites were better than those he proposed earlier and stated that the District probably doesn't need any more sites for investigation at this time. A motion was made by Manager Ista and seconded by Manager Vipond authorizing staff to move forward with continued investigation into the eight proposed sites upstream of Ulen. Carried. A motion was made by Manager Wright and seconded by Manager Wagner to schedule landowner informational meetings at 6:00 p.m. on Monday and Tuesday, May 21-22, at the Ulen VFW meeting room, sites 1-4 Monday and 5-8, Tuesday. Carried. Manager attendance will be limited to a committee.

PERMIT APPLICATIONS

7. Mahnomen County, Section 30, Rosedale Township. A motion was made by Manager Vipond and seconded by Manager Spaeth to approve Permit Application # 5-9-07-1 of Mahnomen County to construct a new runway at the Mahnomen County Airport, regrade the area and install culverts in Section 30 of Rosedale Township. Carried.

8. City of Mahnomen West Side Drainage. Jon Large, Mahnomen County Engineer, and Wally Eid, Mahnomen County Commissioner, met with Managers to discuss a drainage concern on the southwest edge of the City of Mahnomen. A meeting was held with Watershed District staff and Mahnomen City and County representatives, earlier this month at which time five alternatives were discussed and a project cost for the preferred alternative was estimated at \$165,900. An option of applying for a State of Minnesota Grant for cost share funding was discussed which has a deadline of June 1, 2007. A motion was made by Manager Vipond and seconded by Manager Wright authorizing the District to submit a grant application to the State of Minnesota for cost share funding in the amount of \$82,950. Carried. A motion was made by Manager Spaeth and seconded by Manager Ista authorizing staff and Engineer Bents to coordinate with the City and County of Mahnomen to obtain the necessary information to submit the grant application. Carried. A motion was made by Manager Vipond and seconded by Manager Spaeth to apply for the 50% cost share grant from the general fund and if that is not available, ask for the funds to be used from bonding money. The balance of the cost share will be split equally in thirds with the City of Mahnomen, Mahnomen County and the Watershed District. Carried. A motion was made by Manager Wright and seconded by Manager Christensen approving the amendment to the motion. Carried.

9. Mary Township Request. Wayne Lee and Dick Ambuehl met with Managers for permission to use land in the NW ¼ of Section 9, Mary Township for storage. Administrator Dalen requested that this be discussed later on the agenda and staff will contact Lee with the decision.

10. J.D. #51 Cleanout, City of Ada. City of Ada Mayor Jim Ellefson, Counsel Members Dennis Roux, Darren Ramey and Don Vellenga and Engineers for the City of Ada, Roger Fenstad, John Wirries and Tyson Hicheck, Moore Engineering, met with Managers at 11:15 a.m. to discuss the proposed cleanout by the District of J.D. #51 east of Ada. Concerns were raised by City of Ada representatives of possible downstream impacts of the cleanout to the City of Ada. Representatives requested that the cleanout be placed on hold until the City of Ada 205 Study is complete. A motion was made by Manager Ista and seconded by Manager Wagner to put the project on hold at this time. Carried.

PERMIT APPLICATIONS

11. Randy Degerness, Section 36, Sundal Township. A motion was made by Manager Spaeth and seconded by Manager Vipond to deny Permit Application #5-9-07-2 of Randy Degerness to remove a dry block, remove an approach and culvert, widen an existing driveway and replace the culvert in Section 36 of Sundal Township, due to downstream impacts. Carried.

12. Perry Ellingson, Section 30, Mary Township. A motion was made by Manager Wagner and seconded by Manager Wright to approve Permit Application #5-9-07-3 of Perry Ellingson to install a crossing and a 24 inch culvert in Section 30 of Mary Township. Carried.

13. Jason Keller, Section 20, Heir Township. A motion was made by Manager Ista and seconded by Manager Spaeth to approve Permit Application #5-9-07-4 of Jason Keller to construct erosion control measures including two water and sediment basins and a tile outlet in Section 20 of Heir Township with the condition that landowners within the pool areas sign on the permit application. Carried.

14. Duane Brendemuhl, Section 14, Flowing Township. A motion was made by Manager Wright and seconded by Manager Vipond to approve Permit Application #5-9-07-5 of Duane Brendemuhl to clean and maybe deepen ditch in Section 14, Flowing Township, with the following recommendation: Any work done that affects the course, current or cross section of the Felton Creek will require DNR approval and any spoil material placed on the east side of the ditch may not block the flow of water from the east into the ditch. Carried.

15. Pederson Brothers Violation, Section 7 and 8, Gregory Township, Mahnomon County. Correspondence from Mark Aanenson regarding his investigation stated that the permit from Pederson Brothers indicated that the culvert to be installed was to be 0.6 feet above the south invert of Culvert C. Scott Kahn, USFWS surveyed both culverts in May of 2006 and concluded that the Pederson culvert was installed 0.37 above the south invert of Culvert C which put the culvert approximately 0.23 feet lower than the permit indicated. Aanenson indicated that his findings on April 19, 2007, were consistent with the survey conducted by the USFWS in May of 2006. Essentially the Pederson culvert is approximately 0.23 feet (approximately 2.75 inches) lower than what was required by the permit. Attorney Hanson stated that he has a conflict of interest in this matter. A motion was made by Manager Wagner and seconded by Manager Wright authorizing staff to pursue this violation, contacting Norman County Attorney and if he cannot prosecute contact Rinke Noonan. Carried.

16. Ueland Violation. Attorney Hanson reported that Gene Ueland is in the process of preparing a restoration plan and if the plan is not provided in the near future, Hanson will be filing a motion for summary judgment.

17. Acquisition/Property Use. Administrator Dalen reported that a landowner who currently farms a small parcel of property owned by the District as part of the Acquisition Program requested a signed document to file with Farm Service Agency. Attorney Hanson suggested that he prepare a boiler plate lease agreement for landowners in this situation. Also discussed was a request by Bob Kinkade to lease the former Thomas property. A motion was made by Manager Spaeth and seconded by Manager Vipond authorizing staff to work with each landowner individually as these requests arise. Carried.

18. Financial Report. Accountant Marcussen presented the financial report dated April 30, 2007. A motion was made by Manager Ista and seconded by Manager Vipond to approve the Financial Report as presented for April 30, 2007. Carried.

19. Minnesota State Legislature Outreach 2008. Administrator Dalen stated that Manager Ista suggested the District provide brief, concise reports on the status of District projects periodically to legislators. A motion was made by Manager Ista and seconded by Manager Spaeth authorizing staff and Board members to provide reports to legislators. Carried.

20. Donovan Kolness Petition, Section 14, Georgetown Township. Engineer Bents provided a response to the Donovan Kolness petition that the assessment to his property in Section 14, Georgetown Township be removed from the tax rolls on Project #9. Bents stated that due to the construction of the detention facility as part of Project #40, the area within the Wild Rice Watershed District right-of-way no longer receives benefits from Project #9. A motion was made by Manager Vipond and seconded by Manager Wagner to also notify adjoining landowners within the detention area that they have the opportunity to petition to remove the assessment to their property and could be included in a hearing for this purpose. Carried.

21. Upper Reaches Project, Section 25, Hegne Township. A motion was made by Manager Ista and seconded by Manager Wagner authorizing Technician Mike Buerkley and Manager Wagner to investigate bank sloughing in Section 25 of Hegne Township, on the Wild Rice River. Carried.

22. Public Outreach. Publicist Tim Halle suggested using a Water Blog on the Minneapolis Star Tribune web site to bring the flooding problems in the Wild Rice Watershed District to the attention of the public. Halle also suggested articles relating to role identification, i.e. legislators, board members and Project Team.

23. Upper Reaches – Water Management District (WMD). Engineer Bents provided an update to the Managers on establishment of a WMD for the Upper Reaches Project. Attorney Von Korff has indicated that a new project will probably need to overlay the old Upper Reaches Project. Bents and Dalen will be meeting with Von Korff again to discuss funding issues.

24. Project #9, Sections 24/25 of Mary Township, Sections 30/36 of Winchester Township and Section 1 of Felton Township. Manager Wright is not taking part in any of this discussion. A motion was made by Manager Ista and seconded by Manager Wagner to schedule the hearing on the repair petition in Sections 24/25 of Mary Township, Sections 30/36 of Winchester Township and Section 1 of Felton Township for 10:00 a.m. on Wednesday June 13, 2007, at the District office. Carried. Notices will be placed in local newspapers and landowners with affected right-of-way will be notified by letter.

25. Home Lake Hydraulic Study. Engineer Bents reviewed the hydrologic/hydraulic analysis of the proposed modification of the Home Lake Outlet Structure. Based on the results, he recommended that the District hold a joint meeting with Home Lake Township, Norman County SWCD and Norman County in advance of submitting the permit application to the Minnesota DNR for the structure change on Home Lake. A motion was made by Manager Ista and seconded by Manager Wright authorizing staff to coordinate a meeting with agencies and Board representative Manager Christensen. Carried.

26. Green Meadow Dam Repair. Engineer Bents reviewed information distributed regarding Geray Construction's request for additional payment on the Green Meadow Dam Repair Project. Consensus of Managers was for Managers Ista and Seykora and Technician Mike Buerkley and Engineer Bents do a walk through of the project before any additional payment is made.

27. Project Team Meeting. A motion was made by Manager Spaeth and seconded by Manager Wagner to schedule a Project Team meeting for 10:00 a.m. on Wednesday May 23, 2007, at the District office.

28. Meeting Minutes. A motion was made by Manager Vipond and seconded by Manager Wright to approve the minutes as distributed for the March 29, 2007, General Reevaluation of the Twin Valley Dam Meeting at Twin Valley. Carried. A motion was made by Manager Ista and seconded by Manager Wright to approve the minutes of the regular meeting dated April 1, 2007, changing Clay to Becker in Paragraph #24 and deleting Administrator Bennett in Paragraph #23. Carried. A motion was made by Manager Wright and seconded by Manager Spaeth to approve the minutes of the Special Meeting dated April 27, 2007, with the addition of the following in Paragraph #3: "Manager Ista stated she felt that there should be consideration for downstream impacts, which has been a major concern, for all future bridge replacements." Carried.
29. Approval of Billings. A motion was made by Manager Spaeth and seconded by Manager Vipond to approve the billings dated May 9, 2007, as distributed. Carried.
30. Farmstead Ring Dikes. Administrator Dalen reported that in discussion with Ron Harnack on May 9, 2007, he stated that Governor Pawlenty signed the bill allocating \$200,000 for years 2007 and 2008 for ring dike funding for Red River Valley Watershed Districts.
31. Upper Felton Alternative Sites. Administrator Dalen reported that a number of landowners returned forms stating that they had property which they would consider for storage, one site which was sizeable. A motion was made by Manager Wagner and seconded by Manager Spaeth authorizing soil borings on the larger site. Carried.
32. Office Reorganization. Administrator Dalen distributed a spreadsheet flowchart detailing the functions and activities of Watershed District staff and consultants which illustrated possible changes in potential reorganization of the Office. Dalen stated that this would be reviewed and discussed at the June meeting.
33. Goal Setting. Administrator Dalen distributed a spreadsheet listing goals projected for 2007-2008, and suggested that Managers review and add comments to be considered at the June meeting.
34. Annual Reorganizational Meeting.
35. Engineering Proposal. A motion was made by Manager Wagner and seconded by Manager Ista, to accept the proposal submitted by Houston Engineering Inc. for engineering services. Carried. A copy of the proposal and fee schedule is on file at the District office.
36. Publicity Firm Proposal. A motion was made by Manager Wright and seconded by Manager Vipond to accept the proposal submitted by Tim Halle to provide press releases and public information coverage. Carried. A copy of the proposal and fee schedule is on file at the District office.
37. Attorney Proposals. A motion was made by Manager Ista and seconded by Manager Spaeth to accept the proposal for legal services submitted by Wambach & Hanson. Carried. A copy of the proposal and fee schedule is on file at the District office.
38. Accountant Proposal. A motion was made by Manager Christensen and seconded by Manager Wright to accept the proposal submitted by Marcussen Accounting for accounting services. Carried. A copy of the proposal and fee schedule is on file at the District office.

39. Mowing Proposal. A motion was made by Manager Ista and seconded by Manager Spaeth to accept the proposal submitted by Dan Lakeman for mowing of Watershed District ditches and projects. Carried. A copy of the proposal and fee schedule is on file at the District office.

40. Maintenance & Trimming Proposal. A motion was made by Manager Ista and seconded by Manager Wagner to accept the proposal submitted by Dan Lakeman for maintenance and trimming of Watershed District ditches and projects. Carried. A copy of the proposal and fee schedule is on file at the District office.

41. Mowing Proposal Peterson Farms. A motion was made by Manager Spaeth and seconded by Manager Wright to accept the proposal submitted by Peterson Farms for the mowing on the Lockhart Flood Storage Project. Carried. A copy of the proposal and fee schedule is on file at the District office.

42. Spraying Proposal. A motion was made by Manager Vipond and seconded by Manager Spaeth to accept the proposal submitted by Brushwacker for spraying of Watershed District ditches and projects. Carried. A copy of the proposal and fee schedule is on file at the District office.

43. Project Team and Citizens Advisory Appointments. Administrator Dalen distributed lists of current members of the Project Team and Citizens Advisory for Managers to review prior to the June meeting.

44. Meetings/Conferences. Administrator Dalen reported that the USFWS invited District staff and Managers to the Dedication for the renovation of Heiberg Dam at 10:00 a.m. on Tuesday June 19, 2007 at the site. Managers were also reminded of the MAWD Summer Tour scheduled for June 28-30 hosted by the Ramsey-Washington Metro Watershed District at Maplewood, Minnesota. Kari Kujava stated that she would make reservations for Managers if they would notify her.

45. Board Committee Appointments. A motion was made by Manager Spaeth and seconded by Manager Vipond to approve the following committee appointments: Carried.

Insurance Committee

Jim Wagner
Diane Ista
Doug Marcussen
Administrator Dalen

Public Relations Committee

Diane Ista
Bob Wright
Warren Seykora

Finance Committee

Jim Wagner
Diane Ista
Doug Marcussen
Administrator Dalen

Bonding/Legislative Committee

Warren Seykora
Dave Vipond
Bob Wright

Employee Liaison

Jim Wagner

Ring Dike Committee

Diane Ista
Bob Wright
Jim Wagner
Mike Christensen (alternate)

Personal Committee

Jim Wagner
Dave Vipond
Mike Christensen

Concerned Citizens

Diane Ista
Administrator Dalen

Norman County SWCD

Mike Christensen

Red River Watershed Mgmt Bd (RRWMB)

Bob Wright
Joe Spaeth (alternate)

Mahnomen County SWCD

Joe Spaeth

Project Team (FDRWG)

Warren Seykora
Jim Wagner
Diane Ista
Bob Wright (alternate)

Clay County SWCD

Administrator Dalen
Bob Wright

City Liaison (Mahnomen)

Joe Spaeth
Dave Vipond (alternate)

City Liaison (Ada)

Diane Ista
Administrator Dalen

46. Chairman Seykora turned the meeting over to Vice Chairman Wright.

47. Vice Chairman Wright called for the nomination of Chairman. Manager Ista stated that she would like to see rotation of officers and suggested Manager Wagner who stated that he just didn't have time and wasn't interested. Manager Vipond nominated Warren Seykora. Manager Spaeth moved that the nominations cease and the secretary cast a unanimous ballot for Warren Seykora. Manager Christensen seconded the motion. Carried. Warren Seykora was elected Chairman.

48. Chairman Seykora resumed the duties of Chairman.

49. Manager Spaeth nominated Bob Wright as Vice Chairman and moved that the nominations cease and the secretary cast a unanimous ballot for Bob Wright. Manager Wagner seconded the motion. Carried. Bob Wright was elected Vice Chairman.

50. Manager Wright nominated Diane Ista for Secretary, and moved that the nominations cease and the secretary cast a unanimous ballot for Ista. Manager Spaeth seconded the motion. Carried. Diane Ista was elected Secretary.

51. Manager Ista made a motion to nominate Jim Wagner, Sr., as Treasurer, and moved that the nominations cease and the secretary cast a unanimous for Jim Wagner, Sr. Manager Spaeth seconded the motion. Carried. James Wagner, Sr. was elected Treasurer.

52. A motion was made by Manager Ista and seconded by Manager Wright to retain the hourly rate charged by Managers at \$20 per hour. Per Diem is \$75 per day and mileage reimbursement is to be calculated at the IRS approved rate. Carried.

53. Moccasin Creek. Manager Ista stated she had discussions with the Norman County SWCD regarding their permit application to the DNR to work on Moccasin Creek. Dave Lunde and Duane Erickson indicated that they intended to pull the permit and try another option. Ista suggested that Administrator Dalen work with Curtis Borchert.

54. There being no further business to come before the Board of Managers a motion was made by Manager Vipond and seconded by Manager Spaeth to adjourn the meeting. Chairman Seykora adjourned the meeting at 5:00 p.m. Carried.

Diane Ista, Secretary

Name	Type	Num	Date	Amount
May 07				
AmeriPride	Bill Pmt -Check	10497	05/09/2007	41.75
ARC Lanes	Bill Pmt -Check	10498	05/09/2007	37.62
Becker Co. Auditor	Bill Pmt -Check	10499	05/09/2007	125.50
Cardmember Service	Bill Pmt -Check	10500	05/09/2007	564.70
City of Ada	Bill Pmt -Check	10501	05/09/2007	263.83
Clay County Auditor	Bill Pmt -Check	10502	05/09/2007	11.75
Diane Ista	Bill Pmt -Check	10503	05/09/2007	129.90
E.C. Anderson Gravel Inc.	Bill Pmt -Check	10504	05/09/2007	401.87
G R Graphics-Maintenance	Bill Pmt -Check	10505	05/09/2007	258.21
G R Graphics-Supplies	Bill Pmt -Check	10506	05/09/2007	23.00
Houston Engineering, Inc.	Bill Pmt -Check	10507	05/09/2007	51,664.14
HSBC Business Solutions	Bill Pmt -Check	10508	05/09/2007	116.62
ICS Agency	Bill Pmt -Check	10509	05/09/2007	100.00
Index Printing Inc.	Bill Pmt -Check	10510	05/09/2007	143.13
Insight	Bill Pmt -Check	10511	05/09/2007	572.53
James Wagner Sr-Mgr	Bill Pmt -Check	10512	05/09/2007	186.19
James Wagner Sr-Mgr	Bill Pmt -Check	10533	05/09/2007	10.20
James Wagner Sr-Mgr	Bill Pmt -Check	10537	05/09/2007	3.40
James Wagner, Sr.	Bill Pmt -Check	10513	05/09/2007	3,114.50
Jim's Locksmith Service	Bill Pmt -Check	10514	05/09/2007	2.66
Joe Spaeth	Bill Pmt -Check	10515	05/09/2007	173.20
Joe Spaeth	Bill Pmt -Check	10534	05/09/2007	74.69
Kris Versdahl	Bill Pmt -Check	10516	05/09/2007	416.00
Loretel Systems	Bill Pmt -Check	10517	05/09/2007	347.23
Mahnomen Pioneer	Bill Pmt -Check	10518	05/09/2007	29.54
Marcussen Accounting	Bill Pmt -Check	10519	05/09/2007	1,110.00
McCollum Hardware, Inc.	Bill Pmt -Check	10520	05/09/2007	17.83
North Star Water	Bill Pmt -Check	10521	05/09/2007	232.00
Northern States Excavating	Bill Pmt -Check	10522	05/09/2007	2,352.00
Office Supplies Plus	Bill Pmt -Check	10523	05/09/2007	33.73
Ralph's Food Pride	Bill Pmt -Check	10524	05/09/2007	124.25
Rena Kappes	Bill Pmt -Check	10525	05/09/2007	60.00
Robert E. Wright	Bill Pmt -Check	10526	05/09/2007	129.90
Robert E. Wright	Bill Pmt -Check	10535	05/09/2007	38.80
The Shopper	Bill Pmt -Check	10527	05/09/2007	78.20
The Union	Bill Pmt -Check	10528	05/09/2007	101.25
Tim Halle	Bill Pmt -Check	10529	05/09/2007	769.00
Visser Trenching	Bill Pmt -Check	10530	05/09/2007	170.00
Wambach & Hanson	Bill Pmt -Check	10531	05/09/2007	3,170.82
Warren J. Seykora	Bill Pmt -Check	10532	05/09/2007	779.40
Warren J. Seykora	Bill Pmt -Check	10536	05/09/2007	607.56
May 07				68,586.90