

WILD RICE WATERSHED DISTRICT
11 Fifth Avenue East
Ada, MN 56510
Ph: 218-784-5501

REGULAR MEETING
March 9, 2022
APPROVED MINUTES

A full list of acronyms used is available at the end of this report (Appendix B)

1. The regular meeting of the Wild Rice Watershed District Board of Managers was held on Wednesday, March 9, 2022. Managers in attendance included: Greg Holmvik, Duane Erickson, Raymond Hanson, Dean Spaeth, Mike Christensen and Curt Johannsen. In addition, the following persons were in attendance: Administrator Tara Jensen, Engineer Jerry Bents, Attorney Elroy Hanson, Bookkeeper Stacy Purrington, Administrative Assistant Amy Nelson, Keith Berndt, Todd Kjos and Rob Baden. Various other interested taxpayers and landowners attended via electronic means. Manager Mark Harless was absent from the meeting.
2. Chairman Holmvik called the meeting to order at 8:30 a.m. with recital of the pledge of allegiance.
3. Agenda Approval. A motion was made by Manager Christensen and seconded by Manager Spaeth to approve the agenda with the following additions. Carried.
 - Olson Agassiz Joint Powers Agreement
4. Meeting Minutes. A motion was made by Manager Christensen and seconded by Manager Spaeth approving the February 9, 2022, Regular Meeting Minutes as presented. Carried.
5. Manager Johannsen arrived at 8:33 a.m.
6. Financial Report. A motion was made by Manager Spaeth and seconded by Manager Johannsen to approve the monthly financial report dated February 28, 2022, as presented. Carried.
7. Open Mic. Nobody spoke at this time.

PERMIT APPLICATIONS

8. A motion was made by Manager Hanson and seconded by Manager Johannsen to continue to table the following permit applications for reasons as listed. Carried.
 - Barrick Family Farms, Section 25, Lockhart Twp. Permit #22-008 to construct a stormwater pond pending project plans for the pond.
 - Johnson Bros Farms, Section 35, Hegne Twp. Permit #21-093 to install a new 18" or 24" centerline culvert pending previously requested information from the applicant.
 - Gerald Lien, Section 34, Flom Twp. Permit #21-145 to install subsurface drain tile pending a field review.
 - John Pazdernik, Section 7, Lake Grove Twp. Permit #22-003 to install subsurface drain tile pending a field review.
 - Brian Ramsrud, Section 11, LaPrairie Twp. Permit #21-105 to install a crossing over Mosquito Creek with a 6-foot or 8-foot diameter culvert pending previously requested information from the applicant.

- Jerry Sather, Section 10, Home Lake Twp. Permit #22-005 to install a ditch crossing with a 24" culvert pending a field review.
 - Ed Scherping, Section 35, Pembina Twp. Permit #22-002 to install subsurface drain tile pending a field review.
 - Kelly Schultz, Section 23, Goose Prairie Twp. Permit #21-142 to install a new 18" centerline culvert pending previously requested information from the applicant.
 - Robert Spaeth, Section 1, Pembina Twp. Permit #21-123 to replace a bridge with box culverts or raise the bridge pending previously requested information from the applicant.
 - Tyler Zimmerman, Section 12, Popple Grove Twp. Permit #22-004 to construct wetland creations and restorations pending a field review.
9. A motion was made by Manager Hanson and seconded by Manager Erickson to continue to table the following permit applications for reasons as listed. Carried.
- Jerry Sather, Section 10, Home Lake Twp. Permit #22-006 to install a field approach with a 36" or 48" culvert pending a field review.
 - Jerry Sather, Section 10, Home Lake Twp. Permit #22-007 to install a field approach with a 36" or 48" culvert pending a field review.
10. Becker County Highway Department, Sections 21 & 22 Walworth Twp. A motion was made by Manager Hanson and seconded by Manager Erickson to approve Permit #22-010 to replace two centerline 60" RCP's(39.2 ft²) with a single 9x4 box culvert. Carried.
11. Community Flood Protection. The HSEM Grant Application for the Perley grade raise was submitted to FEMA. A cost share agreement for \$625,000 was approved at the RRWMB meeting on February 15, 2022.
12. 2020 FEMA Buyout Properties. Administrator Jensen provided updates on each property:
- Ista: anticipating to close on this property in the Summer or Fall of 2022
 - Vik: The landowners would like to wait until Fall 2022 to close
 - Jacobson: anticipating to close on this property in May 2022
 - Welch, Paulsrud, Wegge: anticipating to close Spring 2022
 - Rudell: Closed on the property on February 28, 2022, awaiting inspection and demolition.

A motion was made by Manager Hanson and seconded by Manager Johannsen to pass the *Resolution of Board of Managers to Allow Administrator to Sign Settlement Statements RE 2022 Flood Buyouts*. A roll call vote was held. Manager Johannsen, Manager Erickson, Manager Hanson, Manager Spaeth, Manager Christensen and Chairman Holmvik voted in favor. Carried. A copy of the resolution can be found in Appendix A at the end of this report.

A motion was made by Manager Johannsen and seconded by Manager Christensen to authorize Chairman Holmvik to sign all remaining purchase agreements. Carried.

13. Ditch and Project Maintenance

- Project 25 Green Meadow Township: no new updates from the Township
- JD53 Outlet: Administrator Jensen plans to meet with three property owners regarding easements on or around April 12, 2022. Following that meeting it is recommended that the Board schedule a hearing with all landowners in the benefiting area.
- Upper Reaches:
 - Jacobson-Eminent domain hearing is scheduled for March 16, 2022
 - McNamar and Strand-Exercise notices have been executed, and easement documents are under legal development
 - Manager Erickson asked if he could attend the eminent domain hearing. He was advised that the District will be represented by staff, legal and engineering consultants, but he could attend as a private citizen if so desired. He was advised by Attorney Hanson not to speak on behalf of the District at the hearing.

PERMIT APPLICATIONS (revisited)

14. Norman County Highway Department, Various Sections, Lee, Mary & Hegne Twps. A motion was made by Manager Johannsen and seconded by Manager Christensen to approve Permit #22-009 for a regrading project with culvert changes on 8 miles of road. Carried.
15. Approval of Billings. A motion was made by Manager Spaeth and seconded by Manager Hanson to approve the payment of billings as presented. Carried.
16. Mahnomen County SWCD Funding Request. Aaron Neubert amended his funding request to match the land owner contribution of 25% of the project costs. A motion was made by Manager Erickson to accept the proposal of 25% up to \$54,000. The motion failed for lack of a second. A motion was made by Manager Johannsen and seconded by Manager Hanson to pay 10% of the total project costs, up to a maximum contribution of \$25,000. Carried.
17. Goose Prairie. Administrator Jensen provided an update on acquisitions.
- Kyle Bergren-redetermined acres for flowage easement on the east parcel is .6 tillable and 7.4 non-tillable. A motion was made by Manager Johannsen and seconded by Manager Christensen to approve the offer of \$4,996.00 for the flowage easement needs. Carried. Bergren also requested a ditch on the east parcel be surveyed to confirm that the flowage easement estimates are accurate.
 - Eric Dahl-easement documents are being drafted by Attorney Hanson
 - Ed Anderson presented a counteroffer of \$15,995.00 and up to \$800 for attorney fees. A motion was made by Manager Johannsen and seconded by Manager Hanson to counter offer \$15,995 and no attorney fees. Carried.
 - Oberg (Travis Amundson) presented a counteroffer to Administrator Jensen of \$27,000 and if the DNR is ok with it, repair the crossing on the East parcel. A motion was made by Manager Hanson and seconded by Manager Spaeth to approve a counteroffer of \$25,000. Carried.
 - Ginger Petermann-The Petermann parties and their attorney will be reaching out to us to schedule a meeting.
 - Todd Kjos-would like us to re-stake the easement area. We plan to do that at the same time as the Bergren survey.
 - Eminent Domain-title opinions have been completed by Attorney Hanson's office and Attorney Ripple is continuing with eminent domain preparation

18. Lower Wild Rice. An amended exercise notice was presented for D & W Kroshus LLLP. The appraisal for two additional acquisition properties should be ready by April 4, 2022.
19. District Owned Acquisition properties. A motion was made by Manager Hanson and seconded by Manager Spaeth to approve Adam Rudell's request to lease his parcel back for 5 years at \$100/year plus tax, after demolition is complete. Carried.
20. Olson Agassiz Joint Powers Agreement. A motion was made by Manager Hanson and seconded by Manager Spaeth to approve the 5 year Joint Powers Agreement for Olson Agassiz. Carried.
21. Manager Per Diems. A motion was made by Manager Hanson and seconded by Manager Spaeth to approve payment of Manager per diems and expenses as distributed. Carried.
22. There being no further business to come before the Board of Managers, a motion was made by Manager Hanson and seconded by Manager Spaeth to adjourn the meeting. Carried. Chairman Holmvik adjourned the meeting at 10:16 am.

Curt Johannsen, Secretary

Date	Num	Name	Memo	Amount
Feb 10 - Mar 9, 22				
02/15/2022		QuickBooks Payroll Service	Created by Payroll Service on 02/14/2022	8,646.87
03/01/2022		QuickBooks Payroll Service	Created by Payroll Service on 02/24/2022	8,758.61
02/10/2022	ACH	Ada City		385.83
02/14/2022	ACH	US Treasury-Payroll	41-6145653	133.94
03/05/2022	ACH	MARCO, Inc.		601.88
03/02/2022	ACH	Minnesota Energy Resources Corporation		59.00
03/03/2022	ACH	Arvig		374.93
02/16/2022	ACH	PERA		52.51
02/23/2022	ACH	PERA		1,451.13
02/22/2022	ACH	MN Dept of Revenue	5062265	515.00
02/23/2022	ACH	US Treasury-Payroll	41-6145653	2,763.04
03/07/2022	ACH	Verizon Wireless		46.36
02/17/2022	ACH	Aflac		112.20
02/10/2022	ACH	Postalia		10.00
03/07/2022	ACH	MN Dept of Revenue	5062265	515.00
03/07/2022	ACH	US Treasury-Payroll	41-6145653	2,629.10
03/08/2022	ACH	PERA		1,451.13
02/22/2022	18251	Wambach & Hanson Law Office Trust Account	Rudell Closing	317,046.90
03/09/2022	18254	Afixia	website hosting	31.25
03/09/2022	18255	Cardmember Service	February Billing	1,074.79
03/09/2022	18256	Cintas	rugs and sanitizer	122.71
03/09/2022	18257	Farmers National Company		2,000.00
03/09/2022	18258	Houston Engineering, Inc.		37,014.38
03/09/2022	18259	Kenneth Aaron Kesselberg	snow removal	330.00
03/09/2022	18260	Morris Electronics, Inc.		375.00
03/09/2022	18261	Office Supplies Plus		409.28
03/09/2022	18262	Renae Kappes	January-February cleaning	300.00
03/09/2022	18263	Supermarket Foods	Supplies	31.71
03/09/2022	18264	Visser Trenching	snow removal	1,425.00
03/09/2022	18266	Wambach & Hanson Law Office Trust Account	Settlement Statement-Eric Dahl	2,000.00
03/09/2022	18267	Wambach & Hanson Law Office Trust Account	Settlement Statement-Kirk & Vicki Strand	5,206.95
03/09/2022	18268	Wambach & Hanson Law Office Trust Account	Settlement Statement-Jay McNamar	2,972.59
03/09/2022	18269	Curt Johannsen		233.94
03/09/2022	18270	Dean P Spaeth		152.87
03/09/2022	18271	Duane L Erickson		142.41
03/09/2022	18272	Gregory R Holmvik		230.88
03/09/2022	18273	Michael K Christensen		136.55
03/09/2022	18274	Raymond M Hanson		136.50
TOTAL				<u>399,880.24</u>

Appendix A

RESOLUTION OF BOARD OF MANAGERS TO ALLOW ADMINISTRATOR TO SIGN SETTLEMENT STATEMENTS RE 2022 FLOOD BUYOUTS

A duly noticed regular monthly meeting of the Wild Rice Watershed District Board of Managers (Managers) was held on March ____, 2022, starting at 8:30 a.m. at the District office in Ada, Minnesota, with the following board members constituting a quorum present: _____

WHEREAS, discussion was had that Tara Jensen, Administrator of the WRWD had signed the Settlement Statement/closing documentation regarding the WRWD – Adam Rudell Flood Buyout on February 28, 2022 in order to close the WRWD purchase of the Adam Rudell property in accordance with the 2022 Flood Buyouts.

WHEREAS, further discussion was had that for future Flood Buyout closings, namely Welch, described and depicted at Exhibit “A”; Jacobson, described at Exhibit “B”; Ista, described at Exhibit “C”; Paulsrud, described and depicted at Exhibit “D”; and Vik, described at Exhibit “E”, that Tara Jensen as Administrator of the WRWD having authority to sign the Settlement Statement/closing documentation regarding closing future flood buyout purchases.

NOW, THEREFORE, based on the above discussion, and upon motion duly made, seconded, and unanimously approved, it is hereby RESOLVED that the Administrator of the WRWD is authorized to sign the Settlement Statements/closing documentation for future Flood Buyouts, namely Welch, Jacobson, Ista, Paulsrud, and Vik.

FURTHER, this resolution serves to ratify the Administrator signing the Settlement Statement regarding the closing of the Flood Buyout of the Adam Rudell property, a copy of which is attached as Exhibit “F.”

Dated: _____, 2022

Secretary, Wild Rice Watershed District
Board of Managers

Attested by:

Chairman, Wild Rice Watershed District
Board of Managers

Appendix B

List of Acronyms Used:

DNR	Department of Natural Resources
FEMA	Federal Emergency Management Agency
HSEM	Homeland Security and Emergency Management
JD53	Judicial Ditch 53
LLLP	Limited Liability Limited Partnership
RCP	Reinforced Concrete Pipe
RRWMB	Red River Watershed Management Board
SWCD	Soil and Water Conservation District
WMA	Wildlife Management Area
WRWD	Wild Rice Watershed District