

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

REGULAR MEETING

June 9, 2010
APPROVED MINUTES

1. The regular meeting of the Wild Rice Watershed District Board of Managers was held on Wednesday, June 9, 2010. Managers in attendance included Diane Ista, Joe Spaeth, Greg Holmvik, Duane Erickson, John Austinson and Dean Spaeth. In addition the following persons were in attendance: Administrator Tom Wollin, Assistant Administrator Loretta Johnson, Administrative Assistant Kari Kujava, Attorney Hanson, Engineer Jerry Bents, Raymond Hanson and additional property owners, taxpayers and interested persons within the Watershed District.
2. Chairman Holmvik called the meeting to order at 8:40 a.m.
3. Oath of Office. Attorney Hanson administered the oath of office to Raymond Hanson, who was appointed by Mahnomen County to replace Joe Spaeth. A copy is on file at the District office. Hanson is the new appointee.
4. A **motion** was made by Manager Christensen and **seconded** by Manager Austinson to approve the agenda with addition of committee assignments. **Carried**. Attorney Hanson also noted that he needed to leave at 2:00 p.m.
5. Open Microphone. No one came forth on open microphone.
6. Project Team Update. Administrator Wollin provided the Managers with an update on the recent Project Team Meeting. The PT said the board has asked us for our opinions and views on a project. The agencies, they came to you, here is a project we support, you have asked for our recommendation, and you ignored it. The question, then is, what do you want from us. They have used many hours of theirs and our time that are a cost, and it seems to them that the board disregarded their recommendations. They were disappointed when asked for a recommendation and it was not followed. They saw Proj B was a smaller project, we answered questions, they stated we asked if they would support Proj B to same level as A. They support project A as they stated, full support from them. They would not give same level of support on B, basically on reduction on size. They could not support a recommendation of 75% support on Project B. In the end the board has the option to build the project. Some members of the work group asked this thought to be brought out, this was another option, talking about using the current, runoff, the idea came out of using gates on riser structure, so that during the spring it would be operated with gates. They fully support Proj A so funding could be up to 75%, did not provide that support for Proj B, we discussed this option, and no support or denial of this project was made.

7. Upper Becker. Jerry provided the engineer's report on Proj B; and stated that they have started going through construction estimates, laying out new dam profile, wetland impacts, within whole bottom of site riparian wetlands, in original project A, we have this band of wetlands in bottom of project, for mitigating will use buffer areas. Good news is hoping to get by wetlands ratio, there is still a net gain based on what we have. Went to RRWMB for funding they allowed up to 3.3M. Star value A 204,500 stars, same calc B 82,000 stars; 40% of star value; B would be approx 1.2Million. The volume goes from 8K to 3K acre feet of storage.

Attorney Hanson provided an update of the legal issues. He stated that in a recent meeting with Jiravas they would be willing to release the District from the option and sell them at least one half of the acreage for the same tillable acre price. They would be willing to accept only \$8,000 in damages. Hanson stated that he would recommend that the District seriously consider agreeing to this, but before a decision is made it might be a good idea for Administrator Wollin to go over the funding update. Wollin stated that the paperwork for the \$600,000 funding package is available at Frandsen Bank and ready to be signed. This includes some unencumbered funds from the District. He stated that this \$600,000 could be used either to pay back the advance to the RRWMB or to purchase the reduced amount of the Jirava property. A **motion** was made by Manager Erickson and **seconded** by Manager Hanson authorizing Attorney Hanson to move forward in executing the Jirava option for one half of the property and the Chairman and Vice Chairman to execute the promissory note at Frandsen Bank. **Carried**.

8. Richards Property. After considerable discussion regarding District funds, a **motion** was made by Manager Hanson and **seconded** by Manager D Spaeth authorizing Attorney Hanson to begin the process of placing the District's former Richards property in Kragens Township up for sale at a public auction, at Georgetown, MN. **Carried**.

9. Landowner Update. Manager Erickson provided an update of the landowner meeting that he and Manager Christensen held recently with owners within the Upper Becker Project. He stated that they had visited and talked with everyone on an individual basis and also met and shared the proposed option agreement. He asked Administrator Wollin to provide the details. Wollin stated that landowners wanted to hold more water than Proj B and brought forth the Hastings location or Project D. They were hoping that either the NRCS or the SWCD guidelines would be used for seeding areas. Also if there were CRP issues involved asked that the watershed district could administer that area. Erickson stated that the landowners were trying to choose a level that would not affect the Gerald Jirava property and his feedlot. Engineer Bents reminded the Managers that they have in writing approval from Becker County, DNR and MPCA that even the elevations of Upper Becker Project A will have no impact on the Gerald Jirava feedlot. Eric Zurn said that Jirava is also concerned about the possibility of future issues and also stated that landowners would not support Project C which was brought out of the Project Team meeting. Erickson asked if Engineer Bents could provide a map illustrating flowage easements for D. Manager Hanson stated that the board also needs to decide how important the possible 75% funding from the State is if they will not support D. Manager Erickson stated that he wanted the NRCS to have the jurisdiction in the waterways of less than 250,000 acres due to landowners not wanting to work with DNR but SWCD and NRCS only. Engineer Bents explained that if you are a landowner/farmer the NRCS controls the wetlands and if you don't abide by the rules, they withhold your farm payment; however if you are not a farmer/landowner, as the District is, the wetlands are under the jurisdiction of WCA and the 404 Clean Water Act, and the results are the same, you can't fill or do anything that applies to wetlands. Consensus of permanent cover and boundaries was that it might be better for landowners to sit down with engineering and staff and actually voice where and what they would like. A **motion** was made by Manager Erickson

and **seconded** by Manager D Spaeth to stop all work on Plan B, move ahead with Plan D and have engineering show the riser crest at 1212, flowage easements and additional lands that are needed. **Carried.**

10. **Project Team Meeting.** Consensus of the Managers was to not have a Project Team meeting in June.

11. Manager Erickson left the meeting at 11:35 a.m.

PERMIT APPLICATIONS

12. **American Crystal Sugar, Section 4, McDonaldsville Township.** Landowner Joe Kroshus and a representative from American Crystal met with Managers to discuss the permit application. Kroshus had concerns regarding the downstream road ditch. A **motion** was made by Manager Austinson and **seconded** by Manager Erickson to approve Permit Application #6-9-10-4 to install subsurface tile with the condition that the Kroshus concerns regarding cleaning the ditch are addressed. **Carried.**

13. A **motion** was made by Manager Austinson and **seconded** by Manager Christensen to approve the following permit applications with engineer's recommendations. **Carried with Manager D Spaeth abstaining due to a conflict of interest.**

- **Pleasant View Township, Section 2 and 5 Pleasant View Township.** Permit Application # 6-9-10-1 to replace a 24 Inch CMP with a 30 inch CMP with longer pipes to widen the roadways.
- **Marsh Creek Township, Section 25 Township.** Permit Application # 6-9-10-2 to construct a field approach with a culvert with the condition that the pipe has a minimum waterway area of 1.767 feet (an 18" diameter pipe).
- **Doug Spaeth, Section 15, Chief Township.** Permit Application #6-9-10-3 of Doug Spaeth to install subsurface drain tile.

14. **Complaints/Violations, Mike Gillis, Section 14, Lake Ida Township.** Mike Gillis filed a complaint against Bob Brandt in Section 14 of Lake Ida Township alleging that Brandt used a backhoe to ditch on the south side of the area to release water on him. A **motion** was made by Manager Christensen and **seconded** by Manager Hanson authorizing correspondence to be sent from the District to both parties to determine if they can work it out. **Carried.**

15. **Approval of Bills.** A **motion** was made by Manager Austinson and **seconded** by Manager Hanson to approve the billings with a change in the amount of the Ruth Steen ring dike to \$7,295.40. **Carried.** A **motion** was made by Manager Christensen and **seconded** by Manager Austinson to approve Change Order #2 in the amount of \$1,200 for the Ruth Steen ring dike. **Carried.** A **motion** was made by Manager D Spaeth and **seconded** by Manager Christensen to approve the payment of \$123.50 to Steichen for beaver dam removal on CD #18. **Carried.** A **motion** was made by Manager D Spaeth and **seconded** by Manager Christensen to approve the payment of Managers per diems and expenses. **Carried.**

16. **Financial Report.** A **motion** was made by Manager Austinson and **seconded** by Manager Hanson to approve the Financial Report as presented by Accountant Marcussen dated May 31, 2010. **Carried.**

17. Committee Appointments. A motion was made by Manager Christensen and seconded by Manager Hanson to approve the following committee and representatives. Carried with Manager Ista opposed.

2010 WILD RICE WATERSHED DISTRICT COMMITTEES

COMMITTEES

FINANCE

Greg Holmvik
Dean Spaeth
Mike Christensen

BONDING/LEGISLATION

Diane Ista
Mike Christensen
Ray Hanson

PERSONNEL

Greg Holmvik – Employee Liaison
Duane Erickson
Diane Ista

PROJECT TEAM

Mike Christensen
Diane Ista
Duane Erickson

FARM RING DIKES

Diane Ista
John Austinson
Greg Holmvik

PUBLIC INFORMATION

Diane Ista
Mike Christensen

REPRESENTATIVES

RRWMB

Greg Holmvik
Mike Christensen (alternate)

NORMAN COUNTY SWCD

Mike Christensen

MAHNOMEN COUNTY SWCD

Dean Spaeth

CLAY COUNTY

John Austinson

BECKER COUNTY

Duane Erickson

CITY OF ADA

Diane Ista

CITY OF MAHNOMEN

Ray Hanson

CONCERNED CITIZENS OF THE WRWD

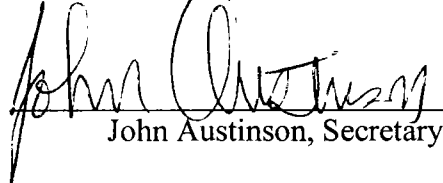
Diane Ista
Greg Holmvik (alternate)

DOWNSTREAM IMPACT, FM DIVERSION, SMALL CITIES

Diane Ista
Greg Holmvik (alternate)
Mike Christensen (alternate)

18. Meetings/Special Meetings. A **motion** was made by Manager Christensen and **seconded** by Manager D Spaeth authorizing board members to attend the FDR Work Group Meeting in Detroit Lakes on the 23rd of June. **Carried**.

19. There being no further business to come before the Board of Managers a **motion** was made by Manager Christensen and **seconded** by Manager D Spaeth to adjourn the meeting. Chairman Holmvik adjourned the meeting at 12:35 p.m. **Carried**.


John Austinson, Secretary

Date	Num	Name	Memo	Amount
May 13 - Jun 9, 10				
05/19/2010	12940	Angstrom Analytical, Inc.	Hazmat Insp Merkle	-1,275.00
05/19/2010	12941	Braun Intertec Corporation	Community Levees	-4,139.75
05/19/2010	13224	Michael Guttormson	Hendrum Levee Purchase Option	-500.00
05/19/2010	13225	Red River Coop Power	Adj Statement Leon Miller Ring Dike	-2,585.57
05/19/2010	12945	Bruce Paakh	Roesch Ring Dike WETland Acc. #137	-15,516.94
05/19/2010	12947	Charlie Balstad	SWCD Small Projects	-6,000.00
05/19/2010	12942	Gerald Krog and Arne Heggedal	WETland Credits Roesch	-10,306.73
05/19/2010	12946	Jason Keller	SWCD Small Project Cost Share	-3,700.00
05/19/2010	12944	Vig Farms Inc	SWCD Small Proj	-1,700.00
05/19/2010	13226	BWSR	Wetld Withd fee Roesch Ring Dike	-667.62
05/19/2010	13948	BWSR	Wetland withdrawal fee Roesch	-138.14
05/25/2010	13001	George and Shirley Read	Legal Fees Related to Prop Acq	-3,321.00
05/25/2010	13002	Riceville Township	Proj #4 Becker Dams, Road Issues	-10,365.10
06/09/2010	13013	Dean P Spaeth	Managers per diem	-194.29
06/09/2010	13014	Diane J Ista	Managers per diem	-233.14
06/09/2010	13015	Duane L Enckson	Managers per diem	-444.70
06/09/2010	13016	Gregory R Holmvik	Managers per diem	-327.07
06/09/2010	13017	John D Austinson	Managers per diem	-175.47
06/09/2010	13018	Joseph N Spaeth	Managers per diem	-125.21
06/09/2010	13019	Michael K Christensen	Managers per diem	-576.40
06/09/2010	13020	Raymond M Hanson	Managers per diem	-69.26
06/09/2010	13022	Admin-IPA	Data Practices Wksp - June 11, 2010	-95.00
06/09/2010	13023	AmeriPnde	Rug Cleaning	-102.50
06/09/2010	13024	Arvid L Ambuehl	Cleaning Stumps, Fence Repair	-2,165.00
06/09/2010	13025	Cardmember Service	Office Supplies & Utilities	-420.67
06/09/2010	13026	City of Ada	Utilities	-269.16
06/09/2010	13027	Consolidated Abstract	Abstract fees	-1,399.00
06/09/2010	13028	Custom Earth, Inc	Pay Request Ring Dikes	-23,255.92
06/09/2010	13029	Dean Spaeth	mileage	-128.00
06/09/2010	13030	Diane Ista	mileage	-30.00
06/09/2010	13031	Duane Erickson-Mgr	mileage\exp reimburse	-273.66
06/09/2010	13033	Gordon Construction	Final Pay #3	-3,739.25
06/09/2010	13034	Greg Holmvik	mileage	-42.00
06/09/2010	13035	Houston Engineering, Inc.	Engineering Fees June Payment	-40,775.01
06/09/2010	13036	James Wagner, Sr.	Beaver Control	-1,497.50

Date	Num	Name	Memo	Amount
May 13 - Jun 9, 10				
06/09/2010	13037	Joe Spaeth	mileage	-70 50
06/09/2010	13038	John Austinson	mileage	-78.00
06/09/2010	13040	Kevin Erickson	Mowing	-180 00
06/09/2010	13041	Laughing Earth	Flowers for Office	-74 81
06/09/2010	13042	Loretel Systems	Utilities	-308 65
06/09/2010	13043	Loretta Johnson-Med/Mileage	health insurance reimbursement	-741 39
06/09/2010	13044	MARCO, Inc.	copy Machine	-598.50
06/09/2010	13045	Marcussen Accounting	June 4 Billing	-427.44
06/09/2010	13046	Marjean Aaby, etal	Perley Community Dike	-500.00
06/09/2010	13047	McCollum Hardware, Inc.	Water Can	-5.55
06/09/2010	13048	Mike Christensen	mileage\expense reimburse	-291.47
06/09/2010	13049	Mn Energy Resources Corporation	Utilites	-54.76
06/09/2010	13050	Norman County Index-Ada	Hearing Notices Hendrum/Perley	-1,073.06
06/09/2010	13051	Norman County Treasurer	Beaver Control	-8.00
06/09/2010	13052	North Star Water	Office Water	-53.55
06/09/2010	13053	Office Supplies Plus	Office Supplies	-256.92
06/09/2010	13054	Ralph's Food Pride	Office Cleaning Supplies	-25.00
06/09/2010	13055	Raymond Hanson-Mgr	mileage	-20.00
06/09/2010	13056	Red River Coop Power	Community of Perley	-47 24
06/09/2010	13057	Renae Kappes	Cleaning	-100.00
06/09/2010	13058	Rinke Noonan	Land Acquisition	-1,507.00
06/09/2010	13059	The Shopper	Proposals for Consultants	-72.00
06/09/2010	13060	Tom J. Wollin - Mileage	mileage	-80.00
06/09/2010	13061	USGS	Payment for Sediment Study	-10,000.00
06/09/2010	13062	Wambach & Hanson	Legal Fees Jun 9-10	-6,095 00
06/09/2010	13063	Wayne Stevenson	Sec 1 Viding	-475 00
06/09/2010	13064	Ziegler Construction	Pay Request Ring Dikes	-18,305.55
May 13 - Jun 9, 10		Payroll/emp ins &	Med exp & Payroll taxes	-14,685.71
			Total	<u>-192,689.16</u>