

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

REGULAR MEETING
September 11, 2019
APPROVED MINUTES

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

1. The regular meeting of the Wild Rice Watershed District Board of Managers was held on Wednesday, September 11, 2019. Managers in attendance included: Greg Holmvik, Duane Erickson, Raymond Hanson, Dean Spaeth, Curt Johannsen, Mike Christensen and Mark Harless. In addition the following persons were in attendance: Administrator Kevin Ruud, Engineer Jerry Bents, Attorney Elroy Hanson, Tara Jensen, and various other interested taxpayers and landowners.
2. Chairman Holmvik called the meeting to order at 8:30 a.m. with the pledge of allegiance.
3. Agenda Approval. A motion was made by Manager Johannsen and seconded by Manager Spaeth to approve the agenda with the following changes as listed. Carried:
 - Flood Buyouts
4. Meeting Minutes. A motion was made by Manager Johannsen and seconded by Manager Christensen to approve the regular monthly meeting minutes dated August 14, 2019. Carried.
5. Manager Harless arrived at 8:32 am.
6. Approval of Billings. A motion was made by Manager Spaeth and seconded by Manager Hanson to approve the payment of billings as presented with the addition of two late bills. Carried.
7. Engineer Bents arrived at 8:34 am.
8. Financial Report. A motion was made by Manager Johannsen and seconded by Manager Hanson to approve the monthly financial report dated August 31, 2019. Carried.
9. Open Mic. Nobody spoke at this time.
10. Goose Prairie. A motion was made by Manager Hanson and seconded by Manager Spaeth to authorize Chairman and Secretary to sign the ***Final Resolution Establishing Goose Prairie WMA Enhancement "Project #45" (Project #45)***. Carried. Resolution can be found in Appendix A at the end of this report. A motion was made by Manager Hanson and seconded by Manager Christensen to authorize Chairman and Secretary to sign ***Order Modifying Clay County Ditch #18 (CD#18) to Allow the impounding, Rerouting, and Diversion of Water of CD #18***. Carried. Order can be found in Appendix B at the end of this report. Staff will review the next steps for both documents with Attorney Hanson to ensure they are distributed accordingly.

Engineer Bents updated the Board that since the August hearing, plans and specifications have been worked on. A survey will be completed between the marsh and the pool to the east to ensure elevations are adequate.

Administrator Ruud added that DNR is working through wetland mitigation internally since the area is small and the District will not have to go through the formal mitigation process. A motion was made by Manager Hanson and seconded by Manager Johannsen to execute signed options for flowage easements. Carried. Administrator Ruud provided an overview of each of the landowners of property with flowage easements. A motion was made by Manager Johannsen and seconded by Manager Harless to enter closed session for the purpose of negotiations with the Oberg property owner. Motion failed with Chairman Holmvik and Managers Johannsen and Harless voting in favor and Managers Christensen, Erickson, Spaeth and Hanson voting against. Administrator Ruud presented the second offer from the Oberg party requesting the District purchase the necessary acreage. A motion was made by Manager Johannsen and seconded by Manager Hanson to deny the offer and continue forward with the offer on the table to the party. Carried.

PERMIT APPLICATIONS

11. Jake Bitker, Section 21, Pleasant View Twp. A motion was made by Manager Spaeth and seconded by Manager Erickson to approve Permit #19-113 to install subsurface drain tile with standard tile conditions. Carried.

12. Daryl Chisholm, Section 34, Spring Creek Twp. A motion was made by Manager Harless and seconded by Manager Hanson to table Permit #19-116 to install subsurface drain tile and request that the applicant provide written approval from the landowner in the SW1/4 of Section 34 of Spring Creek Twp and to allow additional project review by downstream landowners. Carried.

13. Bruce Tufte, Section 2, Mary Twp. A motion was made by Manager Johannsen and seconded by Manager Harless to approve Permit #19-112 to install a low water crossing with an 18" culvert with the condition that the crossing have an overflow section equal to the top of the 18" pipe with a minimum width of 20 feet. Carried.

14. Greg Zillmer, Section 3, Hagen Twp. A motion was made by Manager Hanson and seconded by Manager Erickson to table Permit #19-087 to install subsurface drain tile and remove a driveway, to notice the SW1/4 of Section 34 and the SE1/4 of Section 33 of Rockwell Twp and the N1/2 of Section 4 and the NE1/4 of Section 5 of Hagen Twp or the permit is approved if the applicant provide written approval from the landowners in the SW1/4 of Section 34 and the SE1/4 of Section 33 of Rockwell Twp. Carried.

15. Greg Zillmer, Section 3, Hagen Twp. A motion was made by Manager Erickson and seconded by Manager Hanson to table Permit #19-088 to construct a new ditch along the north end of the section and remove a driveway, to notice the SW1/4 of Section 34 and the SE1/4 of Section 33 of Rockwell Twp and the N1/2 of Section 4 of Hagen Twp and the NE1/4 of Section 5 of Hagen Twp or the permit is approved if the applicant provide written approval from the landowners in the SW1/4 of Section 34 and the SE1/4 of Section 33 of Rockwell Twp. Carried.

16. Greg Zillmer, Section 13, Hagen Twp. A motion was made by Manager Johannsen and seconded by Manager Spaeth to approve Permit #19-120 to install a field crossing and a 60" culvert. Carried. The applicant spoke that they would like to install a 36" culvert instead of a 60" culvert. Manager Johannsen amended the original motion to approve the installation of a 36" culvert following staff review and approval of the request. Manager Spaeth amended the second to the motion as well. Carried.

17. Brian Stronstad, Section 4, Hagen Twp. A motion was made by Manager Hanson and seconded by Manager Spaeth to approve Permit #19-111 to replace two 18" field approach culverts with 60" culverts. Upon request from applicant, Manager Hanson amended the motion to allow the applicant to install culverts equal or greater than 18", but not to exceed 60". Manager Spaeth amended the second to the motion as well. Carried.

18. William Chisholm, Section 35, Lockhart Twp. A motion was made by Manager Harless and seconded by Manager Hanson to table Permit #19-106 to install subsurface drain tile and request that the applicant provide survey information showing the ditch profile for the roadway ditch from the pumped outlet west to the intersection and the ditch on the north side of the road from the 36" centerline culvert west to the roadway intersection, also provide elevation shots on the inverts of the 36" culvert and all culverts in the intersection to the west. Carried.

19. Brad Arends, Section 12, Hagen Twp. A motion was made by Manager Johannsen and seconded by Manager Hanson to table Permit #19-097 to install subsurface drain tile and request that the applicant provide written approval from the Clay County SWCD regarding potential wetland impacts. Carried.

20. A motion was made by Manager Hanson and seconded by Manager Erickson to approve the following permit applications with conditions as listed. Carried.

- Kevin Blaser, Section 34, Chief Twp. Permit #19-117 to install two grade stabilization structures.
- John Brandt, Section 21, Green Meadow Twp. Permit #19-115 to install subsurface drain tile with standard tile conditions.
- Robert Brandt, Section 15, Lake Ida Twp. Permit #19-102 to install subsurface drain tile with standard tile conditions.
- Wayne Brandt, Section 10, Pleasant View Twp. Permit #19-114 to install subsurface drain tile with standard tile conditions.

21. William Chisholm, Section 26, Lockhart Twp. A motion was made by Manager Spaeth and seconded by Manager Hanson to table Permit #19-107 to install subsurface drain tile requesting that the applicant acquire approval from the Drainage Authority (WRWD) to drain the NE1/4 of Section 26 of Lockhart Twp, to Norman County Ditch 18. Carried.

22. A motion was made by Manager Hanson and seconded by Manager Spaeth to approve the following permit applications with conditions as listed. Carried.

- William Chisholm, Section 35, Pleasant View Twp. Permit #19-109 to install a crossing with a 30" culvert.
- Mike Guttormson, Section 9, Viding Twp. Permit #19-103 to install a new field culvert with a flap gate.
- Nick Pederson, Section 20, Marsh Creek Twp. Permit #19-110 to construct two water and sediment control basins.

23. Stuart Christian, Section 35, Reis Twp. A motion was made by Manager Hanson and seconded by Manager Erickson to return Permit #19-125 to cleanout a protected waters stream channel as no permit is required for sediment removal. Carried.

24. Peter Domogalla, Section 11, Marsh Creek Twp. A motion was made by Manager Johannsen and seconded by Manager Hanson to table Permit #19-093 to construct a berm and ditch near the property line to divert overland runoff pending additional details regarding the ditch grade and details to connection to road ditch grade and details to connection to road ditch on the north end of the berm. Carried.

25. Manager Erickson left the Board table.

26. Duane Erickson, Section 22, Walworth Twp. A motion was made by Manager Hanson and seconded by Manager Harless to approve Permit #19-108 to reconstruct an existing berm to be lower in elevation than the adjacent roadway and extend the berm to the east. Carried.

27. Manager Erickson returned to the Board table.

28. Mark Habedank, Section 21, Waukon Twp. A motion was made by Manager Hanson and seconded by Manager Johannsen to return Permit #19-099 to install subsurface drain tile at the applicant's request. Carried.

29. Mark Habedank, Sections 21 & 29, Waukon Twp. A motion was made by Manager Harless and seconded by Manager Hanson to approve Permit #19-124 to install subsurface drain tile with standard tile conditions and the condition that the applicant provide written approval from the Waukon Twp Board. Carried.

30. A motion was made by Manager Hanson and seconded by Manager Spaeth to table the following permit applications pending a field review. Carried.

- Mark Habedank, Section 28, Waukon Twp. Permit #19-122 to remove a field crossing and culvert.
- Mark Habedank, Section 32, Fossum Twp. Permit #19-123 to install a field crossing a culvert.

31. RRR Mattson Part., Section 23, Atlanta Twp. A motion was made by Manager Johannsen and seconded by Manager Harless to table Permit #19-118 to install subsurface drain tile and connect to an existing tile system to notice the road authority and request that the applicant provide written approval from the owner of the tile system where the tile will be connected. Carried.

32. Joe Miller, Section 24, Popple Grove Twp. A motion was made by Manager Hanson and seconded by Manager Spaeth to table Permit #19-077 to install a new 24" culvert pending approval from the City of Waubun. Carried.

33. Daryl Moore, Section 22, Atlanta Twp. A motion was made by Manager Hanson and seconded by Manager Harless to table Permit #19-121 to install subsurface drain tile to notice all parcels between the tile outlet and the South Branch of the Wild Rice River. Carried.

34. Allen Zimmer, Section 36, Marsh Creek Twp. A motion was made by Manager Hanson and seconded by Manager Johannsen to table Permit #19-119 to install subsurface drain tile, to notice the SE1/4 of Section 36 of Marsh Creek Twp. Carried.

35. Complaints. Engineer Bents provided an update on all open complaints. Work has been completed at the site of the Hanson complaint and the complaint will be closed in the near future. The parties are working together at the site of the Chisholm complaint to resolve the issues. Parties are also working towards a solution at the site of the two Walworth township complaints.

36. Goose Prairie (continued). Administrator Ruud continued to update Managers regarding the Goose Prairie easement negotiations.

37. RCP. Engineer Bents distributed an update regarding the status of all three RCP locations. Preliminary hydraulic evaluations of six alternatives have been completed in the Green Meadow subwatershed and will be presented for consideration at the October Board meeting. Cost estimating has begun and work will be completed in the future regarding developing a locally supported/permittable plan. A field survey of the channel profiles was completed and the plan profile sheets were completed for the Moccasin Creek subwatershed. A follow-up verification survey of some points will be completed to review discrepancies. A coordination meeting with DNR staff will be held following the verification to discuss the findings and find a permittable path forward. The South Branch subwatershed recently saw a field visit with HEI and DNR staff to identify reference reach and required survey locations. The channel has been surveyed for channel geomorphology analysis. Next steps including bankfull design discharge, channel survey for evolution and

initial recommendations to add stability through beachridge will be reviewed soon and a coordination meeting with DNR geomorphic staff in the first part of October to review preliminary findings.

38. FEMA. Jensen provided an update regarding the status of the FEMA process. A preliminary conference call was recently held between Jensen, Mike Buerkley at Houston and a FEMA representative. A field visit will be conducted at the end of September. All information has been uploaded into the FEMA data portal and work is completed at all but three sites.

39. 1W1P. Administrator Ruud reported that Policy and Advisory meetings were recently held. A conference call will be held next week for the Steering committee members in preparation for a meeting at the beginning of October to review draft goals. The Policy and Advisory committees will meet again at the beginning of November. Staff will include the Board in email communication of documents with 1W1P Policy and Advisory committees.

40. Community Flood Protection. A motion was made by Manager Hanson and seconded by Manager Johannsen to approve Pay Request 10 from Sellin Brothers in the amount of \$322,462.47 for work completed on the Halstad project. Carried. Engineer Bents provided an update of progress in both Halstad and Hendrum. A motion was made by Manager Hanson and seconded by Manager Harless to approve ***“Local Government Resolution for Flood Hazard Mitigation Grant Assistance”***. Motion carried by roll call vote with Chairman Holmvik, Managers Johannsen, Harless, Spaeth, Christensen, Erickson, and Hanson all voting in favor. Resolution can be found in Appendix C at the end of this report.

41. Lower Wild Rice. Administrator Ruud testified before the LSOHC last week and the presentation went well. We should know in approximately another month or two if we are awarded additional funding. Small language changes were required for the easement documents with BWSR. Two landowners are ready or near ready to work forward with program once documents are approved and ready.

42. Farmstead Ring Dikes. Quotes for the Hewson ring dike will be returned next week. A preliminary plan will be put together for the Hanson ring dike. Buerkley will communicate with the landowner to get a verbal commitment for the project before bringing it for consideration to the RRWMB for funding.

43. Flood Buyouts. Administrator Ruud will seek Hazard mitigation funding for a buyout application recently received.

44. Per Diems. A motion was made by Manager Hanson and seconded by Manager Harless to approve payment of Manager's Per Diems and expenses as presented. Carried.

45. Meetings/Conferences/Seminars. A motion was made by Manager Johannsen and seconded by Manager Christensen to approve Manager and Staff attendance at the MN Water Resources Conference and the MAWD Annual Convention and Trade Show. Carried.

46. 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 10:23 am.

Curt Johannsen, Secretary

Date	Num	Name	Memo	Amount
Aug 15 - Sep 11, 19				
08/20/2019		QuickBooks Payroll Service	Created by Payroll Service on 08/19/2019	6,386.69
09/04/2019		QuickBooks Payroll Service	Created by Payroll Service on 08/30/2019	6,398.39
09/03/2019	ACH	Arvig		327.00
09/05/2019	ACH	MARCO, Inc.		588.20
08/30/2019	ACH	Minnesota Energy Resources Corporation		79.00
08/15/2019	ACH	PERA		87.51
08/15/2019	ACH	MN Dept of Revenue	5062265	5.00
08/15/2019	ACH	US Treasury-Payroll	41-6145653	210.36
08/19/2019	ACH	Postalia		200.00
08/15/2019	ACH	Aflac		433.64
09/07/2019	ACH	Verizon Wireless		159.57
09/10/2019	ACH	Ada City		293.01
08/30/2019	ACH	MN Dept of Revenue	5062265	343.00
08/30/2019	ACH	US Treasury-Payroll	41-6145653	1,745.28
09/11/2019	17265	Ada Building Center	supplies	7.78
09/11/2019	17266	AmeriPride	rugs	76.72
09/11/2019	17267	Arvig	Headset replacement part	41.14
09/11/2019	17268	Braun Intertec Corporation		4,426.00
09/11/2019	17269	Cardmember Service	August Billing	620.56
09/11/2019	17270	Clay County Union	Job Ad	80.00
09/11/2019	17271	Clay County Auditor Treasurer	09.014.2500 Dalen	56.00
09/11/2019	17272	Clay County Recorder	Recording Fees - Peterman, Gerner, Savig/Bakke	138.00
09/11/2019	17273	Farmers Publishing Company	Advertising	147.75
09/11/2019	17274	Gordon Construction, Inc.		31,777.24
09/11/2019	17275	Houston Engineering, Inc.		133,815.86
09/11/2019	17276	John A. Gjevre and Marjorie A. Gjevre	Option Payment	100.00
09/11/2019	17277	KRJB Radio	Employment Ad	190.00
09/11/2019	17278	Larson Helicopters	Aerial spraying	8,302.00
09/11/2019	17279	Mahnomen Pioneer	Advertising	319.00
09/11/2019	17280	McCollum Hardware, Inc.		43.24
09/11/2019	17281	Minnesota Labor Law Poster Service	Posters	79.50
09/11/2019	17282	MN PEIP	Insurance	92.24
09/11/2019	17283	Morris Electronics, Inc.		2,050.35
09/11/2019	17284	Norman County Index-Ada	Employment Ad	45.00
09/11/2019	17285	Norman County Recorder	Purrington - Notary Filing Fee	20.00
09/11/2019	17286	Norman County Treasurer/Auditor		648.37
09/11/2019	17287	Northwest Beverage, Inc.		38.50
09/11/2019	17288	Office of the Secretary of State	Purrington - Notary Application	120.00
09/11/2019	17289	Office Supplies Plus		303.79
09/11/2019	17290	Renae Kappes	office cleaning	120.00
09/11/2019	17291	Sellin Brothers, Inc	request 10	322,462.47
09/11/2019	17292	Tammy Erickson	Mowing - 6 @ 30	180.00
09/11/2019	17293	Tera L Johnson	VOID: Final Check	0.00

09/11/2019	17294	Tony Sip	August Mowing	12,920.00
09/11/2019	17295	Twin Valley Times		721.83
09/11/2019	17296	Visser Trenching	Crushed mix for sidewalk replacement	257.30
09/11/2019	17297	Clay County Recorder	Recording Fee - Gjevre	46.00
09/11/2019	17298	Tera Johnson		381.23
09/11/2019	17299	Braun Intertec Corporation	Halstad Testing	16,145.25
09/11/2019	17300	Curt Johannsen		349.21
09/11/2019	17301	Dean P Spaeth		152.55
09/11/2019	17302	Duane L Erickson		262.19
09/11/2019	17303	Gregory R Holmvik		115.43
09/11/2019	17304	Mark L Harless		261.03
09/11/2019	17305	Michael K Christensen		136.31
09/11/2019	17306	Raymond M Hanson		136.32
09/11/2019	17307	Braun Intertec Corporation	Halstad Testing TH75	1,594.25
09/11/2019	17308	Wambach & Hanson	August Legal	1,333.90
TOTAL				558,370.96

Appendix A

FINAL RESOLUTION ESTABLISHING GOOSE PRAIRIE WMA ENHANCEMENT “PROJECT #45” (Project #45)

A duly noticed meeting was held on August 14, 2019, at the Wild Rice Watershed District (WRWD) office at 11 5th Ave. East in Ada, MN at 10:00 a.m. for consideration by the WRWD Board of Managers (WRWD Board) of the establishment of the Goose Prairie WMA Enhancement Project #45. Present at the hearing were a quorum of the WRWD Board including: Greg Holmvik; Curt Johannsen; Duane Erickson; Dean Spaeth; Ray Hanson; Mike Christenson; and Mark Harless. Also present were: Jerry Bents, P.E., WRWD’s engineer; Elroy Hanson, WRWD’s attorney; Kevin Ruud, WRWD’s administrator; other WRWD staff and members of the public.

DISCUSSION was had by WRWD Board regarding the WRWD Board’s consideration of the history and related past actions regarding Project #45, including the following:

a. The Resolution of the WRWD Board Initiating Goose Prairie WMA Enhancement Project #45 under Minn. Stat. §103D.601;

b. The WRWD Board considered the Preliminary Resolution Report prepared by the WRWD’s engineer, Jerry Bents dated February 13, 2018, the Engineer’s Report of January 30, 2019, and the Engineer’s Report /Technical Memorandum dated April 26, 2019, regarding the Engineer’s Findings under Minn. Stat. §103E.227 regarding CD #18;

c. The WRWD Board considered written and oral testimony presented at the Preliminary Resolution Hearing on April 11, 2018 held at the West Central Ag Services Building in Ulen, Minnesota (said hearing included a presentation by the WRWD’s engineer, Jerry Bents, regarding the proposed Project #45 and questions/comments by the public);

d. Advisory comments from BWSR of March 22, 2019 stating “The Engineer’s Report presents what appears to be a quite thorough analysis of the project site and design of the proposed plan.”

e. Advisory comments from the DNR of March 27, 2019 stating “1. The Survey Report appears to be adequate from a DNR viewpoint; however we have recommendations and comments for the final project plans. 2. The project appears to be a practicable plan and is approved. 3. As noted in the project plans, DNR agrees further said survey is needed during construction through an inspection trench observed by the Geotechnical Engineer.”;

f. As Clay County Ditch #18 (CD#18) would be impacted by Project #45, a separate proceeding under Minn. Stat. §103E.227 allowing the impounding, rerouting, and diverting of waters of CD #18 is necessary;

g. To comply with §103E.227, the WRWD Board filed a petition in accordance therewith to allow the necessary impounding, rerouting, and diversion of waters of CD #18, appointed an engineer, Jerry Bents, to prepare a report regarding the effect of proposed Project #45 on CD #18, obtained a report from Mr. Bents dated April 26, 2019, and held a duly noticed hearing on said report held simultaneously with the hearing for the Establishment of Project #45, with the WRWD Board signing an Order granting said petition.

FURTHER DISCUSSION was had that this project shall be known as the Goose Prairie WMA Enhancement Project – Project #45;

FURTHER DISCUSSION was had that the estimated costs for Project #45 will be split based on the following breakdown: 40% Lessard-Sams Outdoor Heritage Council (\$600,000); 17% Red River Watershed Management Board (\$250,000); 10% Wild Rice Watershed District (\$150,000); 13% State of Minnesota – Flood Hazard Mitigation Program (\$200,000); and 20% Other Outside Habitat Programs – DNR/USFWS/Other TBD (\$300,000).

FURTHER DISCUSSION was had that the Location of the proposed Project #45 is located just northeast of Hitterdal, MN in Goose Prairie Township of Clay County. Project #45 will retain floodwaters that flow into the Red River of the North by way of Clay Co. Ditch #18 (CD #18), South Branch Wild Rice River, and the Wild Rice River. The control structure for Project #45 will be located approximately 2 miles northeast of Hitterdal, MN along 115th Ave. N. Other modifications to CD 18 included in Project #45 are a 115th Ave. N. road raise, select areas of sediment removal, realignment of CD #18 from Goose Prairie Marsh to the control structure, and a realignment of CD #18 around an existing partially drained wetland area.

FURTHER DISCUSSION was had that the primary purpose of Project #45 is to improve wildlife habitat conditions in Goose Prairie Marsh while also reducing the risk of downstream local and regional flooding damage and maintaining an adequate outlet for upstream landowners. Project #45 will provide the ability to manage water levels on Goose Prairie Marsh to improve wetland wildlife habitat and water quality. A water control structure will be built to control water levels for Goose Prairie Marsh following a water level management plan. The operation of the water control structure will be based on a future operation and maintenance agreement to be approved by both the Minnesota DNR and the WRWD. The operation and maintenance plan will attempt to balance wildlife management goals with flood management goals.

FURTHER DISCUSSION was had that Project #45 is feasible, promotes the public interest and welfare and is practicable and is in conformity with the WRWD's Watershed Management Plan.

NOW, THEREFORE, based on the above DISCUSSION, and upon motion made by Raymond Hanson, seconded by Curt Johannsen, and unanimously carried, be it RESOLVED:

1. "Goose Prairie WMA Enhancement Project – Project #45," said Project being described in the above Discussion, is hereby established per Minn. Stat. §103D.601 and is approved by the WRWD Board.
2. Project #45 promotes the public interest and welfare and is practicable and in conformity with the WRWD's Watershed Management Plan.
3. Said Project #45 shall hereafter continue as provided by applicable law.

Dated: _____

Greg Holmvik, WRWD Chairman

Dated: _____

Curt Johannson, WRWD Secretary

Appendix B

ORDER MODIFYING CLAY COUNTY DITCH #18 (CD #18) TO ALLOW THE IMPOUNDING, REROUTING, AND DIVERSION OF WATER OF CD#18

A hearing was held of the Wild Rice Watershed District (WRWD) Board of Managers (Board) on August 14, 2019, at 10:00 a.m. at the WRWD's office at 11 5th Avenue East in Ada, MN 56510 for purposes of considering a Petition to Impound, Reroute, or Divert Clay County Ditch #18 System Waters dated March 13, 2019 (Petition). A quorum of the WRWD Board were present including Greg Holmvik, Curt Johannsen, Mark Harless, Dean Spaeth, Ray Hanson, Mike Christenson, and Duane Erickson. Also present were Jerry Bents (WRWD's engineer), Elroy Hanson (WRWD's attorney), Kevin Ruud (WRWD's Administrator), other WRWD staff and members of the public.

The duly noticed hearing on CD #18 was held simultaneously with a hearing for the establishment of the Goose Prairie WMA Enhancement Project #45.

The Board, having considered and reviewed: (1) the Petition; (2) the Engineer's Report and Findings per Minn. Stat. §103E.227 of April 26, 2019; (3) a slide presentation at the meeting from Jerry Bents, P.E.; (4) the engineer's report dated January 30, 2019, regarding the Goose Prairie WMA Enhancement Project; and (5) comments from the public, hereby makes the following:

FINDINGS

1. The Petition meets the requirements of Minn. Stat. §103E.227 and appears in all respects proper as it contains the location of the proposed rerouting, diversion, impoundment of CD #18, concept plans, a map identifying areas to be affected, an identification of the sources of funds to be used to secure necessary land rights and construct the work contemplated by the Petition, the amount and rationale for the use of any CD#18 funds requested (none);

2. Due notice of the hearing on the Petition was given as required by Minn. Stat. §103E.227 and 103E.261;

3. No bond is required as the WRWD is the Petitioner;

4. The impounding, rerouting, and diversion of water contemplated by the Petition will be of a public and private benefit and will not impair the utility of CD#18 or deprive affected landowners of the benefit of CD#18;

5. The WRWD is the party responsible for the construction, operation, and maintenance of the work contemplated by the Petition.

Based on the above Findings, the Board hereby makes the following:

ORDER

1. The Petition is hereby granted and Petitioner may modify CD#18 and otherwise impound, reroute, and divert Clay County Ditch #18 waters consistent with the Petition of March 13, 2019, and Engineer's Report (Technical Memorandum) of April 26, 2019.

2. Before Petitioner may install or construct the work contemplated by the Petition, the Petitioner shall obtain all required permits and all necessary rights of way and flowage easements from owners of land to be affected by it.

3. The WRWD as Petitioner shall be responsible for the construction, operation, and maintenance of the modifications of CD#18 per the work contemplated by the Petition.

4. No CD#18 funds are to be used for the proposed modification of CD#18.

Dated: _____

Greg Holmvik, WRWD Chairman

Dated: _____

Curt Johannson, WRWD Secretary

Appendix C

Local Government Resolution For Flood Hazard Mitigation Grant Assistance

BE IT RESOLVED that Wild Rice Watershed District , hereinafter referred to as the “Applicant” act as legal sponsor for the project contained in the **Flood Damage Reduction Grant Assistance Program Application** submitted on August 14, 2019, and that Kevin Ruud, Administrator is hereby authorized to apply to the Department of Natural Resources for funding of this project on behalf of the Applicant.

BE IT FURTHER RESOLVED that the Applicant has the legal authority to apply for financial assistance, and the institutional, administrative, and managerial capability to ensure adequate acquisition, maintenance and protection of the proposed project.

BE IT FURTHER RESOLVED that the Applicant has the financial capability to provide any required matching funds.

BE IT FURTHER RESOLVED that the source of Applicant’s matching funds shall not include other State funds.

BE IT FURTHER RESOLVED that the source of Applicant’s matching funds shall be **locally contributed from the Wild Rice Watershed District.**

BE IT FURTHER RESOLVED that the Applicant hereby pledges to complete the project or phase if it exceeds the total funding provided by the Department of Natural Resources and any required local match.

BE IT FURTHER RESOLVED that the Applicant has not incurred any costs, and has not entered into any written agreements to purchase property proposed by this project.

BE IT FURTHER RESOLVED that the Applicant has not violated any Federal, State, or local laws pertaining to fraud, bribery, graft, kickbacks, collusion, conflict of interest or other unlawful or corrupt practice.

BE IT FURTHER RESOLVED that upon approval of its application by the state, the Applicant may enter into an agreement with the State of Minnesota for the above- references project, and that the Applicant certifies that it will comply with all applicable laws and regulations as stated in the contract agreement.

NOW, THEREFORE BE IT RESOLVED that Kevin Ruud, Administrator is hereby authorized to execute such agreements as are necessary to implement the project on behalf of the applicant.

I CERTIFY THAT the above resolution was adopted by the Wild Rice Watershed District on September 11, 2019.

SIGNED:

WITNESSED:

(Signature)

(Signature)

(Title)

(Title)

(Date)

(Date)

Appendix D

List of Acronyms Used:

1W1P	One Watershed One Plan
BWSR	Board of Water and Soil Resources
CD	County Ditch
DNR	Department of Natural Resources
FEMA	Federal Emergency Management Agency
HEI	Houston Engineering Inc.
LSOHC	Lessard-Sams Outdoor Heritage Council
MAWD	Minnesota Association of Watershed Districts
MN	Minnesota
RCPP	Regional Conservation Partnership Program
RRWMB	Red River Watershed Management Board
WMA	Wildlife Management Area
WRWD	Wild Rice Watershed District