

**MINUTES OF THE ROSEAU RIVER WATERSHED DISTRICT BOARD OF
MANAGERS MEETING HELD OCTOBER 3, 2018**

ORDER: Chairman Jason Braaten called the meeting to order at 8:00 a.m. and led the Pledge of Allegiance.

MANAGERS PRESENT: LeRoy Carriere, Carter Diesen, Cody Schmalz, Tony Wensloff, and Jason Braaten

STAFF PRESENT: Administrator Halstensgard, Specialist McCormack, and Assistant Bergstrom

OTHERS PRESENT: Chris Beito, Landowner; Brock Svboda, Landowner; Selvin Erickson, Landowner; Erik Magnusson, Landowner; Matt Magnusson, Landowner; Joe Laurin, Landowner, John Harder, Landowner

CONSULTING STAFF: Michelle Moren, Attorney; Nate Dalager, HDR

DELEGATIONS PRESENT: B. Svboda, S. Erickson, J. Laurin

AGENDA: A **motion** was made by Manager Wensloff and seconded by Manager Carriere to approve the agenda with additions. The motion carried unanimously.

CONSENT AGENDA:

A **motion** to approve the Consent Agenda was made by Manager Wensloff and seconded by Manager Carriere. The motion carried unanimously. Adoption of the Consent Agenda included approving the September 5, 2018 minutes, the September 27, 2018 special board minutes, the Treasurer's Report as handed out, manager and employee expense vouchers, and permits #18-21 (D. Sabourin), #18-23 (M. Magnusson), and #18-24 (MNDNR).

DELEGATIONS:

Specialist McCormack indicated that Mr. Svboda came into the RRWD office to discuss a letter he received from the RRWD as a result of some ditching he had done on his property in Moose Township Section 14. The drainage area is just under 1/3 of a square mile. Mr. Svboda will put a pipe in to convey water to WD3. An 18" pipe will be sufficient for Mr. Svboda to achieve his objective. The area is subject to compliance with the Buffer Law, and the landowner is agreeable. A 5-6' buffer will be established along the field edge in addition to a sidewater pipe. Mr. Svboda will fill out the necessary permit.

Specialist McCormack indicated that the RRWD received complaints regarding ditching/berm that was constructed in Ross. The concern of the RRWD is whether or not there is impact on adjacent land and requires a permit. The berm elevation is 1030.5' with the field ditch being 1042'. Mr. Erickson indicated that it is a "pothole" adjacent to the ditch as opposed to in the middle of his field. The berm's purpose is to keep water from the ditch from entering his field and filling the pothole. Specialist McCormack indicated that the berm height must be below the road height to prevent water overtopping the road. Mr. Erickson will fill out the necessary permit.

Specialist McCormack gave the board an update regarding Erik Magnusson's permit application regarding a pipe that will outlet into SD51. Engineer Dalager offered feedback regarding the height of the necessary berm. Manager Wensloff made a **motion** to approve the pipe with cover to elevation 1032'. Manager Schmalz seconded the motion which passed unanimously.

Mr. Laurin addressed the board regarding a 2014 Hydraulic Analysis of SD69 and WD3 which was a second phase study to review options for potential downstream improvements on the SD69 system. The original study, conducted in 2008 was to evaluate the capacity of SD69 to convey additional discharge from WD3 through an existing 24" pipe located in the NW corner of Section 11, Moose Twp. The 2008 study was the result of a petition filed by landowners wanting to outlet into SD69. Through a request to the RRWD Board of Managers by Mr. Laurin the 2014 study was completed as a cost share between the RRWD and Mr. Laurin. Mr. Laurin is requesting reimbursement for cost sharing the 2014 study because he did not receive any benefit for the study. Attorney Moren advised the board to not take action at this time.

PROJECT UPDATES:

Roseau Lake:

- Engineer Dalager indicated that HDR will be working on finalizing the Engineer's Report. Following finalization, the board will need to make a decision whether or not to bring the project to design. Engineer Dalager commented that the next Project Team Meeting will be October 18th. Following the Project Team, final alignments will need to be solidified.

Whitney Lake:

- Engineer Dalager commented that the project is similar in process as Roseau Lake. Comments have been received from NRCS for Review Point 4. Alternatives have been determined. Some funding discussions will need to take place.
- Administrator Halstensgard commented that the RRWD was unable to purchase land at a recent auction because the parcels sold for more than the board determined they would pay during the closed portion of the September 5, 2018 regular board meeting. The lender of record purchased the land. The previous owner will have 75 days to secure funding in order to purchase the land back. The board will need to decide if they would like to negotiate at a later date. Administrator Halstensgard will explore the idea of asking the RRWMB for an extension on the contract to purchase land.

NEW BUSINESS:

- The regular RRWD Board Meeting will take place on November 7, 2018 at 8:00 am.
- Administrator Halstensgard presented the board with 2019 Legislative Priorities brought forward by MAWD member districts to be submitted to the RRWMB. The Board reviewed and amended the resolutions and adopted them accordingly. The resolutions are attached to these minutes.
- The MAWD conference and annual meeting will take place from November 29 - December 1, 2018.
- Assistant Bergstrom will be attending BWSR Academy from October 29-31, 2018.
- The RRWD did not receive the MPCA grant. Roseau High School agreed to cover the transportation and staff expenses. A **motion** to support River Watch by providing funding for equipment in the amount of \$2000 was made by Manager Wensloff and seconded by Manager Carriere. The motion passed unanimously.

- River Restoration Proposal: HEI submitted a proposal for a river restoration project on the channelized portions of SD51. During the summer Specialist McCormack, Dr. Luther Aadland and Amanda Hillman from the River Ecology Unit of the MNDNR looked into whether a restoration project would be feasible. Specialist McCormack will continue investigating the idea. There was some discussion on the pursuit of funding through Lessard Sams. Administrator Halstensgard will contact HEI regarding rough estimates for the work.
- Engineer Dalager suggested knitting the watershed's hydraulic data together to better show the benefits of projects throughout the watershed. Engineer Dalager will talk to Engineer Jerry Bents, Houston Engineering, about this work.

OLD BUSINESS:

- There was a phone conference set up between the USACE, Houston Engineering, RCHD, and the RRWD. The RCHD has indicated they will be undertaking ditch cleaning on SD69, but have not indicated when the cleaning will take place. The USACE indicated that a formal plan must be submitted before any work can be done. At the time of the meeting RCHD had not submitted a plan.
- Specialist McCormack indicated that Jake Huwe from HDR did elevation shots on the Beito driveway. There is debate regarding the intended use of the driveway. The ACOE determined that the RRWD is responsible to keep the driveway to required elevation because it is part of the Duxby Levy. RCHD is checking into whether or not they can blade the driveway based upon statute. Engineer Dalager and Specialist McCormack stepped out of the meeting at 9:34 to get a rough estimate of the gravel that will be necessary for the driveway.
- Administrator Halstensgard directed the board's attention to an outline layout for the supplemental portion of the Overall Plan. The Overall Plan will not be rewritten at this time. The supplemental portion containing amendments will be its own document.

REPORTS:

Administrator:

- There will be a Roseau Lake Project Team meeting on October 18, 2018.
- The RRWD will be hosting the RRWMB meeting on October 16, 2018 and will be providing a tour of the Whitney Lake Project area. This will be posted as a special meeting and all managers are encouraged to attend.
- Discussion regarding installation of an approach in preparation for next year's parking lot work took place. It was the Board's opinion that further construction will take place next year.
- Engineer Dalager and Specialist McCormack rejoined the meeting. Specialist McCormack reported that based upon survey numbers the cost will be approximately \$2,000 to get it back to specifications. Manger Wensloff made a **motion** to apply gravel to the driveway to get it back to specification that the ACOE provided. Manager Schmalz seconded the motion which passed unanimously.

PERMITS:

- #18-22 (K. Kvien): Mr. Kvien submitted a permit application to install field drain tile in Section 11 of Spruce Township. At the time of the board meeting, no specific plans were submitted for approval. The board's consensus was to table the permit until plans were submitted to Specialist McCormack before formal approval of the permit at the November board meeting.

- #18-25 (I. Erickson): Mr. Erickson submitted an application for the reissue of previously approved permit # 14-28. The board's consensus was to approve Mr. Erickson's permit to relocate a crossing on his ag land. Formal action to approve the permit will take place during the November board meeting.
- # 18-26 (B. Svoboda): Mr. Svoboda submitted an after-the-fact permit application for the installation of an 18" CMP with a rock outlet into WD3 Lat3. A **motion** to approve the permit was made by Manager Diesen and seconded by Manager Schmalz. The motion passed unanimously.
- #18-27 (S. Erickson): Mr. Erickson submitted an after-the-fact permit application for the construction of a field berm. Manager Diesen made a **motion** to approve the permit application. The motion was seconded by Manager Schmalz and passed unanimously.

REPORTS:

Specialist Report:

- Contacts were made regarding spraying in the Norland/Hay Creek area due to chronic thistle and broadleaf weed infestation and the costs associated. The first spray will take place following the first killing frost. A **motion** was made by Manager Wensloff to spray the discussed area. Manager Schmalz seconded the motion which passed unanimously.
- Seeding to address smothering out the sprayed and burned foxtail near Grahns has been researched, and will take place next spring.
- Quotes for two pipes and slope failure at Duxby were submitted by two contractors, Beito Repair and R&Q Construction. After consideration, a **motion** was made by Manager Wensloff to accept the lower quote from R&Q Construction. The motion was seconded by Manager Carriere. Following additional discussion, the motion passed unanimously.
- Specialist McCormack commented that the beaver issue near the 310 bridge is being addressed with 9 beavers being trapped thus far. He then suggested the bounty be raised to \$50/beaver to be in line with Roseau County. Manager Wensloff made a **motion** to increase the beaver bounty by \$10 to \$50/beaver with Manager Carriere seconding. The motion passed unanimously.

Red Board:

- The RRWMB continues to improve interest earnings.
- The RRWMB agreed to fund a portion of the TRF diversion project.
- Rob Sip attended a Roseau County Board work session to provide them with information regarding the Red Board

OTHER ITEMS:

- Specialist McCormack informed the board that the Duxby outlet ditch has been started. Following completion, Halvorson's will wrap up the last sites on Ditch 8. Mickelson Bridge has been cleaned up.
- Next meeting: November 7, 2018 - 8:00am

A **motion** to adjourn was made at 11:30 am by Manager Wensloff and seconded by Manager Schmalz Motion carried unanimously.

Respectfully submitted,

Cody Schmalz, Secretary

Tracy Halstengard, Administrator