

**MINUTES OF THE ROSEAU RIVER WATERSHED DISTRICT BOARD OF  
MANAGERS SPECIAL MEETING HELD AUGUST 23, 2021**

**ORDER:** Chairman Carter Diesen called the meeting to order at 7:00 a.m. and led the Pledge of Allegiance.

**MANAGERS PRESENT:** Carter Diesen, Tony Wensloff, Jason Braaten, LaVerne Voll, and Cody Schmalz.

**STAFF PRESENT:** In person: Watershed Specialist McCormack and Administrator Halstensgard

**OTHERS PRESENT:** Matt Magnusson

A **motion** was made by Manager Braaten seconded by Manager Wensloff to approve the agenda. Motion carried unanimously.

A **motion** was made by Manager Wensloff, seconded by Manager Braaten to close the meeting pursuant to Minnesota Statutes § 13D.05, subd. 3(c) (3) to develop or consider offers or counteroffers for the purchase or sale of real or personal property and adopt the resolution stating the same. The Board will be developing or considering offers or counteroffers for the purchase of the following described real property:

That part of real property located in the Northwest Quarter of Section 22 (NW ¼ of Sec. 22), Township One Hundred Sixty-Three (Twp. 163) North of Range Forty (Rng. 40), West of the Fifth Principal Meridian, Roseau County, Minnesota, described as follows: Commencing at the Southwest corner of said Section 22; thence North on an assumed bearing along the West line of said Section 22 a distance of 2646.24 feet to the point of beginning;

From the **POINT OF BEGINNING**; Thence, N 89° 56' 05.56" E for a distance of 762.64 feet to a point on a line.

Thence, N 32° 31' 49.49" E for a distance of 60.92 feet to a point on a line.

Thence, N 80° 35' 08.45" E for a distance of 208.45 feet to a point on a line.

Thence, N 0° 00' 10.06" W for a distance of 114.47 feet to a point on a line.

Thence, S 89° 59' 26.82" W for a distance of 1001.67 feet to a point on a line.

Thence, S 0° 09' 18.07" E for a distance of 200.64 feet to the **POINT OF BEGINNING**;

Motion carried unanimously.

A **motion** was made by Manager Wensloff seconded by Manager Braaten to reopen the meeting. Motion carried unanimously.

Manager Braaten recused himself from the following discussion. Administrator Halstensgard discussed the letter being sent to the bidding contractors on the CD #16 Improvement project requesting additional time to award the bid. The Board recommended asking for a 60 day extension.

Staff presented information on the District's drainage systems and the board discussed maintenance issues with various systems and ways to fund the necessary work. There was discussion on various aspects of Minnesota Drainage Law. The Board will take the information under advisement for the September regular board meeting with the ditch levies will be set.

A **motion** to adjourn was made at 8:35 a.m. by Manager Wensloff and seconded by Manager Voll. Motion carried unanimously.

Respectfully submitted,

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Cody Schmalz, Secretary

  
Tracy Halstengard, Administrator

## RESOLUTION CLOSING BOARD MEETING

WHEREAS, the Minnesota Open Meeting Law, Minn. Stat. § 13D.05, subd. 3(c) (3) states that:

“A public body may close a meeting:

To develop or consider offers or counteroffers for the purchase or sale of real or personal property.

Before holding a closed meeting under this paragraph, the public body must identify on the record the particular real or personal property that is the subject of the closed meeting. The proceedings of a meeting closed under this paragraph must be tape recorded at the expense of the public body. The recording must be preserved for eight years after the date of the meeting and made available to the public after all real or personal property discussed at the meeting has been purchased or sold or the governing body has abandoned the purchase or sale. The real or personal property that is the subject of the closed meeting must be specifically identified on the tape. A list of members and all other persons present at the closed meeting must be made available to the public after the closed meeting. If an action is brought claiming that public business other than discussions allowed under this paragraph was transacted at a closed meeting held under this paragraph during the time when the tape is not available to the public, Section 13D.03, subdivision 3, applies.

An agreement reached that is based on an offer considered at a closed meeting is contingent on approval of the public body at an open meeting. The actual purchase or sale must be approved at an open meeting after the notice period required by statute or the governing body’s internal procedures, and the purchase price or sale price is public data.”

WHEREAS, the Roseau River Watershed District will be developing or considering offers or counteroffers for the purchase of the following described real property:

That part of real property located in the Northwest Quarter of Section 22 (NW ¼ of Sec. 22), Township One Hundred Sixty-Three (Twp. 163) North of Range Forty (Rng. 40), West of the Fifth Principal Meridian, Roseau County, Minnesota, described as follows: Commencing at the Southwest corner of said Section 22; thence North on an assumed bearing along the West line of said Section 22 a distance of 2646.24 feet to the point of beginning;

From the **POINT OF BEGINNING**; Thence, N 89° 56' 05.56" E for a distance of 762.64 feet to a point on a line.

Thence, N 32° 31' 49.49" E for a distance of 60.92 feet to a point on a line.

Thence, N 80° 35' 08.45" E for a distance of 208.45 feet to a point on a line.

Thence, N 0° 00' 10.06" W for a distance of 114.47 feet to a point on a line.

Thence, S 89° 59' 26.82" W for a distance of 1001.67 feet to a point on a line.

Thence, S 0° 09' 18.07" E for a distance of 200.64 feet to the **POINT OF BEGINNING**;

On August 23, 2021, during the regular board meeting commencing at 7:00 a.m., at the Roseau River Watershed District Board office located at 714 6<sup>th</sup> Street SW, Roseau, Minnesota, 56751; and

BE IT RESOLVED by the Roseau River Watershed District Board as follows:

1. The Roseau River Watershed District Board hereby closes this meeting pursuant to Minn. Stat. § 13D.05, subd. 3(c)(3) to develop or consider offers or counteroffers for purchase of the above described real property;
2. That any agreement reached based upon an offer considered at this meeting shall be contingent upon approval of the Roseau River Watershed District Board at an open meeting and the actual purchase or sale must be approved at an open meeting after the notice period required by statute or the Roseau River Watershed District Board's internal procedures and the purchase price or sale price as public data.

Dated this 23<sup>rd</sup> day of August, 2021.

  
Chairman

  
Secretary