

BUFFALO-RED RIVER WATERSHED DISTRICT

BARNESVILLE, MINNESOTA 56514

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MINUTES FOR MANAGERS' MEETING

June 22, 2009

The Board of Managers, Buffalo-Red River Watershed District (BRRWD), held a regular meeting on Monday, June 22, 2009, at 7:00 PM in the Barnesville office. BRRWD Managers present were Roger G. Ellefson, Curtis M. Nelson, Gerald L. VanAmburg, and E. Robert Olson. Others attending included: Bruce E. Albright, BRRWD Administrator, Erik S. Jones, Engineer, Josh Kadrmas, Engineer, and Julie Jerger, Houston Engineering, Inc. (H.E.); Cliff McLain and Troy Hall, Moorhead Public Service; and landowners Brad Hersch, Wayne Grefsrud, Muriel Grefsrud, Josh Grefsrud, Chris Stepp, Debbie Stepp, Adrian Haugrud, Ardean Haugrud, Bruce Bang, and Chris Bang.

Manager Ellefson called the meeting to order at 7:20 PM. He announced that the proceedings were being taped to aid in preparation of the minutes.

Secretary's Report. The Board reviewed draft minutes for the 5/26/09 regular BRRWD meeting. Nelson noted a minor correction. **Motion** by Nelson to approve the minutes, subject to correction. **Seconded** by VanAmburg. **Approved.**

Treasurer's Report. The Board reviewed the BRRWD's financial status. Albright reported that we currently have a negative balance of \$308,496.30. We are still carrying the \$500,000 Midwest Bank loan for the Sieben buyout in Oakport. We received a check for \$21,000 from Pifer's Auction and Realty for the Oakport Auction security deposits. Otter Tail County also sent us a small check for some property tax proceeds. Albright suggested we might have to hold a couple of bill payments until the new Minnesota Department of Natural Resources (DNR) grant agreement is finalized, and we receive reimbursement for the Sieben buyout.

319 SWAT Modeling Grant. Erik Jones and Josh Kadrmas, H.E., presented the results of the Environmental Protection Agency (EPA) 319 Surface Water Assessment Tool (SWAT) Modeling Grant, which was obtained in February 2008 and was developed by Brennon Schaefer, Minneapolis H.E. The BRRWD contributed \$50,000 to the study. The grant end date is 6/30/09. Jones distributed a handout regarding the SWAT model. He explained that the purpose of the project was to develop a sediment model for the Buffalo River watershed, which is the portion of the BRRWD that drains to the Buffalo River, or about 1,100 square miles (sq. mi.). The model will be used in future water quality studies and to improve upon and expand the Saint Anthony Falls model done a few years ago for South Branch of the Buffalo River. In particular, the model will be used in the implementation of best management practices (bmp) and regional assessment locators (RAL) for the implementation of the BRRWD's Revised Watershed Management Plan (RWMP) and the Buffalo River Watershed Total Maximum Daily Load (TMDL) project.

The model looked at 218 pre-defined sub-basins and streams and was calibrated to several runoff events, using the United States Geological Survey (USGS) gauging station at Dilworth. The sub-basins were broken down into 11,445 hydrologic response units (HRU) that are each used to document the characteristics of land use, soils, and slopes in small increments. The model also looked at trends regarding the types of crops, which are typically grown within the BRRWD, and analyzed several bmps that could be implemented, including installation of filter strips, restoration of wetlands, or increasing the amount of

permanent cover. The installation of filter strips could return sediment yields to the baseline 1970 condition. Additional monitoring will be needed to more closely calibrate the model, which will be updated and used in the future as needed to guide implementation efforts. Jones will also file the report with the Minnesota Pollution Control Agency (MPCA).

Other business brought before the Board included:

Tansem/Ranum Lakes Highwater Complaints. Brad Hersch questioned the status of a study along Trunk Highway (T.H.) No. 34, involving Ranum and Tansem Lakes and his property in the NW¹/₄, Section 26, Tansem Township, Clay County. Jones reported that he is working on his recommendations and is still waiting for information from Minnesota Department of Transportation (MNDOT) about culverts through T.H. No. 34 in this area. The Board discussed possible options to address Hersch's concerns that include relocating his house, a buyout, a ringdike, or the installation of some type of tiled outlet in the south ditch of T.H. No. 34, which would drain the water west from Tansem and Ranum Lakes via an 18" dia. culvert to a natural waterway that eventually drains to Whisky Creek. Jones will request DNR to provide an Ordinary Highwater Elevation (OHW) for the area lakes. He will also discuss the permitting issues for the proposed project with the DNR.

Adrian Haugrud Wetland Concern. Haugrud discussed a water problem along the county line in Section 34, Humboldt Township, Clay County. The series of wetlands near his buildings has consolidated into one water body and has now risen to a point where it is overtopping roads. There is also water in his barn. Albright and Haugrud both circulated photographs of the damage to his outbuildings. The Board had an extended discussion regarding Haugrud's concerns and possible outlet options. Chris and Debbie Stepp, who live near the same wetland in Section 4, Prairie View Township, have water in the lower level of their house. Highwater over the township road in this area has affected mail delivery, garbage pickup, and the school bus route. Debbie Stepp pointed out that even emergency vehicles wouldn't be able to get to some of the residents along the inundated township road. The group had an extended discussion regarding the highwater issue and drainage options. **Motion** by VanAmburg to authorize H.E. to investigate a possible outlet for the wetland. **Seconded** by Nelson. **Approved.** Jones plans to use LiDAR data initially, but might need to send out a survey crew if a more detailed investigation is warranted.

Grefsrud Highwater Concerns. Muriel and Wayne Grefsrud, who live north of Hawley, discussed their concerns about another wetland that is encroaching onto their property along County Road (C.R.) No. 33, Section 36, Cromwell Township, Clay County. Albright and Chuck Melvin, United States Fish and Wildlife Service (USFWS), toured the area on 6/17/09. The USFWS has an easement on the wetland near the Grefsrud farmyard. The slough continues to rise and is up about 3' since last year. If the water continues to rise at its current rate, the Grefsruds will have water in their house and well. Currently, the area wetlands are now all connected and the township road ("cemetery road") is under about 3' of water. The BRRWD studied the area in question several years ago (2000). At that time, one possible outlet for lowering several of the area wetlands was the Hawley EDA Diversion Project on the east side of C.R. No. 33. The estimated cost for the proposed project was approximately \$100,000. The City of Hawley was opposed to using their diversion project as an outlet. The group briefly discussed the previous project design/drainage routes and possible funding options for a new project. **Motion** by Nelson to authorize H.E. to review their earlier findings and to make a recommendation to address the current Grefsrud problem. **Seconded** by Olson. **Approved.** Jones suggested that the new LiDAR data could be useful to redesign the previous drainage plan.

Bang Diking Complaint. Bruce and Chris Bang filed a complaint regarding a dike Kyle Schiefert constructed (Permit No. 09-06) north of Interstate-94 (I-94) east of T.H. No. 9. The Bangs, who rent the property upstream of Schiefert's diking project, feel that either the dike needs to be opened or a better outlet should be installed so that the water can drain into the north ditch of I-94. Currently, the water is blocked

on their property, and the dike is holding the water on their field. The Board reviewed photographs that Albright took of Schiefert's dike and the ditch he installed that outlets south to I-94. The group had an extended discussion regarding this issue. Albright suggested that he and a Manager could conduct a field review of Schiefert's project and advise him to provide a better outlet for the upstream drainage.

Buffalo Aquifer Study. The Board viewed a presentation by Cliff McLain, Water Division Manager, City of Moorhead, regarding a possible study to develop a Buffalo Aquifer Management Plan and long-term water supply strategy. The DNR has applied for a Legislative Citizen Commission on Minnesota Resources (LCCMR) Grant for \$945,000 to do the pilot study, which also includes another study area, the Bonanza Valley, in Sterns, Pope, and Kandiyohi Counties. The Buffalo Aquifer would be one of two study areas listed in the Next Generation in Water Supply and Management Pilot Studies. Other participants include the City of Moorhead, DNR, and USGS. McLain asked the Board for a letter of support in which we would endorse the development of a management plan, offer support for the completion of the Clay County Atlas, agree to be a participant in an action plan development, and recommend that the DNR provide the LCCMR funding. The Managers reviewed the information McLain distributed and had an extended discussion regarding his request. **Motion** by VanAmburg to provide the requested letter of support. **Seconded** by Olson. **Approved.**

Manager Olson Resignation. Manager Olson notified the Board that he will not accept another appointment to the Board of Managers, BRRWD. In his letter to the Clay County Board of Commissioners, he said he has enjoyed working with the other Board members and the BRRWD staff, but cited health concerns and family commitments as reasons for his resignation. Ellefson stated that it will be hard to replace Manager Olson. The Board has appreciated his expertise with the City of Moorhead and other issues. Olson's term expires on 8/31/09. Clay County will advertise for his replacement.

Acting Secretary. Since Manager Hanson was absent, Albright suggested the Board should appoint an acting Secretary. **Motion** by Nelson to appoint Manager Olson. **Seconded** by VanAmburg. **Approved.**

Permit No. 08-96, Tri-T Farms, Inc. Applicant proposes to regrade a ditch along the north side of C.R. No. 57 for approximately 0.6 miles along the SE¼, Section 12, Alliance Township, Clay County. In addition, applicant is working with Clay County Highway Department (Permit No. 08-100) to replace two culverts with one equivalent sized culvert in a field approach on the quarterline. Now that the power poles along this stretch of ditch have been moved, Tim Thompson feels the ditch should be resloped and the bottom made wider to increase the drainage capacity. Manager Olson and Wade Opsahl, Technician, H.E., conducted a field review on 5/11/09 and found no problems with the proposal. **Motion** by Olson to approve Permit No. 08-96, subject to County approval to work within their road right-of-way (r-o-w). **Seconded** by VanAmburg. **Approved.**

Permit No. 08-100, Clay County Highway Department. Applicant proposes to replace two lines of 24" dia. reinforced concrete pipe (RCP)/corrugated metal pipe (CMP) in the quarterline approach in the SE¼, Section 12, Alliance Township, with a single line of 36" dia. CMP along C.R. No. 57. This work will be done in conjunction with the work Tri-T Farms, Inc. will complete for Permit No. 08-96. Opsahl and Manager Olson also conducted a field review of this proposal on 5/11/09 and found no problems, noting that the existing culverts were in poor condition. **Motion** by Olson to approve Permit No. 08-100. **Seconded** by VanAmburg. **Approved.**

Permit No. 09-47, Hawley Township. Applicant proposes to lower the 36" dia. CMP between Sections 27 and 34 and replace/lower a culvert between Sections 29 and 32. Both culverts will be lowered approximately 1' to provide cover over the pipes and to allow room for the road grader to operate. Albright met with Township Supervisor Everett Nelson regarding this request. The work will not affect area drainage. **Motion** by Nelson to approve Permit No. 09-47. **Seconded** by VanAmburg. **Approved.**

Permit No. 09-48, Qwest. In conjunction with Project No. 61, Clay County Ditch No. 11 North, applicant proposes to relocate buried cable in Section 29, Kurtz Township, Clay County. **Motion** by VanAmburg to approve Permit No. 09-48, subject to the BRRWD's standard utility disclaimer. **Seconded** by Nelson. **Approved.**

Permit No. 09-49, Tom Friederichs. Applicant proposes to install two 24" dia. culverts in two crossings on the north and south sides of C.R. No. 55 in the W½, Section 18, Humboldt Township, Clay County, in association with Kyle Schiefert's work upstream of Friederichs' crossings. Schiefert's project included the installation of a second 24" dia. culvert in his driveway. Friederichs rents farmland downstream of Schiefert's property. The crossing on the south side of C.R. No. 55 has only one 24" dia. pipe and Friederichs would like to install an additional 24" dia. culvert to match Schiefert's crossing. In the crossing on the north side of the road, the 24" dia. culvert is deteriorated, and Friederichs would like to replace it with two lines of the same size pipe. Albright didn't think there would be any problems with the proposal. **Motion** by VanAmburg to approve Permit No. 09-49, subject to Clay County's approval to work within their r-o-w. **Seconded** by Nelson. **Approved.**

Permit No. 09-50, Steven F. Thompson. Applicant proposes to rebuild a property line dike in the SW¼, Section 10, Alliance Township, Clay County. The dike is located along an old fence between the property owned by Thompson and Mark Rustad. When Rustad build his ringdike, the contractor used material from the fenceline, which altered area drainage. Thompson would like to replace the fill along the fenceline to prevent flooding in his field. **Tabled**, subject to Manager field review and discussions with Rustad.

Permit No. 09-51, Joe Wulfekuhle/Tom Arnhalt. Applicants propose to remove a 24" dia. culvert in the northwest corner of Section 17, Manston Township, Wilkin County, and replace it with a 30" dia. pipe between Sections 17 and 18, Manston Township, to drain water west along Arnold Korbel's property. **Tabled**, subject to Manager field review.

Permit No. 09-54, Karlo Etten. Applicant proposes to install culverts and reslope the north ditch of 180th AVE from property Etten operates in the NE¼, Section 28, Deerhorn Township, Wilkin County, and west past Arne Peterson's driveway/approaches. The NE¼ is supposed to drain to the west, but the old 6" dia. tile line outlet is plugged. Water is standing on Etten's field and is affecting Peterson's house. Albright noted that Peterson considers this project an emergency, as the water could damage his basement and house foundation. **Motion** by Nelson to approve Permit No. 09-54, subject to Township approval to work within their road r-o-w and Manager field review. **Seconded** by Olson. **Approved.**

Minch/Johnson Lawsuits. Based on attorney/client privilege, and in accordance with Open Meeting Law, the Board went into closed session at 10:23 PM to discuss the status of these issues. At 10:30 PM, the Board reopened the meeting.

Dana Nelson Tiling. Dana Nelson and a contractor allegedly recently installed a drain tile for 240 acres in the S½, Section 10, Trondhjem Township, Otter Tail County. Part of the tract is not within the BRRWD boundaries, and this water should not be draining into our jurisdiction. In addition, Nelson did not obtain a BRRWD permit for his project. Albright suggested that the office send Nelson a permit application/BRRWD map and a letter, advising him that he needs to have a BRRWD permit to install tile drainage. **Motion** by VanAmburg to send Nelson the referenced letter and information. **Seconded** by Olson. **Approved.**

Brian Petermann Violation. Petermann cleaned a DNR protected waterway in Section 19, Cromwell Township, Clay County, last fall without a DNR permit. The DNR issued an after-the-fact permit to Petermann with the stipulation that he establish bufferstrips along the watercourse/cleanout site, as soon as he could access the tract. On June 2, 2009, Michelle Walker, DNR, conducted a field review and found

that Petermann has not yet planted the bufferstrip. She sent him a letter informing him that if the bufferstrip is not installed by 7/15/09, the DNR may take action to force Petermann's compliance with their permit conditions.

Steve Mattson Complaint. Mattson rents the SE¹/₄, Section 34, White Earth Township, Becker County, adjacent to the White Earth Waterfowl Production Area (WPA) owned by the USFWS. In 2006, he did some ditch work that encroached onto the WPA. He continued to work on their property, which prompted the USFWS to fill in the ditch Mattson had cleaned on their property. Both parties are complaining that the other has done work without permits. Albright recently attended a meeting regarding this issue. The Becker Soil and Water Conservation District (SWCD) conducted a survey of the area to determine where the water will drain. The Board felt the USFWS could handle this issue. Once the SWCD survey is plotted, another meeting will be held to see if the parties can agree on a solution.

There is also a nearby wetland that has a beaver problem. The USFWS has offered to install a Clemson leveler. Albright noted that USFWS doesn't need a BRRWD permit for that work.

Project No. 64, LaBelle/Boyer Lakes Outlet. Jones reported that he talked with Brad Grant, Becker SWCD, today regarding the project routing. Grant is in favor of the northern route to avoid wetland impacts. The Becker SWCD will meet again next week. Jones feels that the northern route is probably the best choice. He also discussed the proposed project with the DNR regarding fish passage to Warling Lake, a walleye rearing pond. The DNR is concerned that bullheads and carp will be able to migrate upstream to Warling Lake via the outlet channel, if we have constant water flows.

Jones talked with Jane Butzer, MNDOT today. She indicated that they will request that the BRRWD include Boyer Lake in the outlet design for LaBelle Lake. MNDOT would like to discuss this issue with the affected Townships before they make a formal request. Going with the tentative plan to include Boyer Lake, Jones decided that the LaBelle Lake outlet should be a 24" dia. pipe, which would produce a drawdown of about 1' per month. Albright suggested that the Board could authorize H.E. to provide a conceptual design for a northern route to drain both LaBelle and Boyer Lakes, with an outlet structure on Warling, taking into consideration the fish passage concerns. The preliminary design could include a cost estimate for the proposal. **Motion** by Nelson to authorize H.E. to provide the referenced design and cost estimate. **Seconded** by Olson. **Approved.** As soon as this work is completed, the BRRWD will schedule an informational meeting with the landowners/agencies involved with this proposed project. Jones noted that we would probably need to apply for a DNR permit to install project features that could be below the OHW lake elevations.

Project No. 63, Grove Lake Outlet. Albright mentioned that the office has received several phone calls and office visits regarding the project operation. The contractor, Steven Johnson Excavation, was back to work on the project last week. Jones reported that the outlet structure has been installed and the project is running. Albright pointed out that if there is more heavy rainfall, the project will be stopped in accordance with the Operation and Maintenance (O&M) Agreement.

Kern Kuhlmann called the office on 6/19/09 and left a message with a complaint regarding the culvert installation in his crossing. He also has other project complaints that Opsahl will follow-up on.

Project No. 62, Clay/Wilkin Judicial Ditch No. 1 (J.D. 1) Branch 4-Improvement/Extension. Jeff Nichol, William Nichol Excavating, is trying to finish this project despite the wet conditions. H.E. submitted a pay request and change order. The change order is for additional 18" dia. inlet pipe, seven flapgates, and relaying some 24" and 30" dia. pipes. The pay request totals \$10,240.24, including the change order (\$3,665.00). **Motion** by Nelson to approve Pay Request No. 5 and Change Order No. 1. **Seconded** by VanAmburg. **Approved.**

Tom Arnhalt has filed a repair request to replace an 18" dia. culvert/flapgate, which was installed last fall with a 24" dia. pipe/gate. The heavy rainfall in June showed that the second pipe from west end of his field handles the majority of the runoff from the NW1/4, Section 18, Deerhorn Township, and should be larger. Arnhalt suggested that the culvert should be changed before the contractor finishes the project and completes his seeding. **Motion** by VanAmburg to approve the requested repair, subject to Manager field review. **Seconded** by Olson. **Approved.**

Project No. 61, Clay County Ditch No. 11-North. The Clay County Highway Department opened bids on 5/26/09 for the project, and the preconstruction meeting was held on 6/16/09. John Leseth will meet with Albright and Opsahl tomorrow regarding his concerns about his r-o-w payment calculation. Clay County has suggested that the project design/construction inspection costs could be split 1/3 Project No. 61 and 2/3 County. The County will forward an agreement for the Board's review in the near future.

Red River Valley Cooperative Power Association forwarded a proposal to relocate a power line in association with Project No. 61. The cost for burying the line is \$16,900. There will be a \$2,500 salvage credit for the old line, leaving a total of \$14,400. **Motion** by VanAmburg for the BRRWD to enter into an agreement with Red River Valley Power for the referenced power line relocation fee as a ditch system expense. **Seconded** by Nelson. **Approved.**

Project No. 58, Riverton Township Retention. Albright mentioned that he drove by the project site recently, and it still appears to be very wet.

Project No. 56, Manston Slough Restoration. Albright reported that he attended the Wilkin County Commission meeting on 6/16/09. The County Commissioners approved the DNR's purchase of the Holubok and C and H Farms properties. The Board discussed easement acquisitions from Tom Arnhalt and C and H Farms. They also discussed the identity of the original owners of the Kent Rod & Gun Club property. A number of landowners started the Rod and Gun Club many years ago, and it has been difficult to find them or their heirs to obtain a clear title so we can proceed with the easement acquisition process. Rick St. Germain, Engineer, H.E., is continuing work on the Engineer's Report.

Project No. 49, Oakport Flood Mitigation. A Technical Committee meeting has been scheduled for 6/29/09 at 1:30 PM in the Moorhead Court House. Albright noted that the Sieben house will need some cleanup and repair before it can be sold. He provided an appraisal for the Board's review from a Fargo-Moorhead realtor regarding the house's value. Mike Staber was interested in the house as-is, without the repairs.

Property Manager Randy Rick and Albright installed No Trespassing signs on the road into the Sieben property. He noted that people have already stolen perennials/shrubs from the property.

Ulteig Engineers, Inc. (UEI) would like to open bids for Phases 1B and 2 on 8/10/09. The Board reviewed the conceptual plans for both phases. Jones is nearly finished his review of UEI's hydraulic report. He thought that there could be more stage increase on the Red River than predicted. Jones suggested that UEI might have to add an additional pipe in C.R. No. 93 crossing on the Oakport Coulee. Kris Carlson, UEI, has completed the MPCA Stormwater permit application and will submit it this week for Phase 1B. The permit fee is \$400. The Board discussed the buyout auction results.

A Joint Powers Board meeting will be held on Thursday, June 25, 2009, at 11:45 PM at the Radisson Inn, and the group would like to discuss the Oakport project. Kris Carlson, UEI, will make a presentation regarding the project.

Project No. 46, Turtle Lake Outlet. The Turtle Lake Improvement Association (TLIA) will hold their annual meeting and picnic on 7/18/09. This will be the 10th Anniversary of the installation of the siphon system. The TLIA would like as many Board members as possible to attend. Albright won't be able to attend, but Wade Opsahl or Jones will be there in his place. There are some concerns about the maintenance costs, which averages about \$20,000 per year. Albright will prepare an annual summary of activities, and Opsahl will provide a lake elevation graph to handout at the meeting.

Project No. 39, Georgetown Levee. The Georgetown City Council would like to meet with the BRRWD regarding the repair of their levee. The City Council decided to remove the temporary diking and the Army Corps of Engineers (COE) will work with a contractor to do the work, before seeding and cleanup. The Council has scheduled another meeting on 7/06/09 at 7:30 PM to discuss raising the levee permanently using the Minnesota Recovers flood damage funding.

Project No. 38, Farmstead Ringdikes. Albright noted that the ringdike request list continues to grow. Albright explained that the Natural Resources Conservation Service (NRCS) has been allocated federal funding for ringdike construction through the Environmental Quality Incentive Program (EQIP). Only farmstead ringdikes qualify for the EQIP money, which would provide 75% of the dike costs. At this point, only about three of our ringdike candidates would qualify for this funding.

Ziegler Construction is ready to start on Gary Olson's ringdike project. Pat Lynch, Financial Coordinator, DNR Waters, has indicated that the 2008 ringdike funding expires on 6/30/09, so Olson's dike will have to be completed by that date. The reimbursement request doesn't have to be filed until 8/31/09, but the invoices must be paid by 6/30/09. The contractor will submit a bill for work to date by 6/30/09. **Motion** by VanAmburg to pay the Ziegler bill when it is submitted prior to the deadline. **Seconded** by Nelson. **Approved.**

Project No. 32, Hawley EDA Diversion. Albright noted that in light of the Grefsrud request for an outlet, the issue of the deteriorating pipe on the diversion project will continue to be a problem. Jones discussed various options for pipe repair. The Board discussed the options, and Jones will prepare a letter for their review at the 7/13/09 meeting. Since it is very difficult to determine the reason for the culvert's failure, Albright suggested that the repairs costs could be shared by the affected parties. More discussion will take place at the next meeting.

Project No. 27, Clay County Ditch No. 55. The contractor plans to start boring the pipe through County State Aid Highway (CSAH) No. 10 on 7/06/09.

Project No. 1, Wilkin County Ditch No. 22. Albright noted that LeRoy Turner is using the south bank of the main ditch as a road for his new house, and recently raised the bank/driveway in the NW¹/₄, Section 32, Deerhorn Township. In the past, high water would breakout to the south and drain to the nearby gravel pit, and eventually back to County Ditch No. 22. After the road was raised, the high water now goes north towards Ed Askegaard's bin site. The Managers will conduct a field review.

Mediation PT. The next PT meeting is scheduled for 7/23/09 at 7:30 PM in the MSUM Science Center near Glyndon. Jones asked if he should prepare map showing possible storage areas regarding the Barnesville Township drainage study. The Board discussed possible drainage alternatives for this area.

RWMP. H.E. is hoping to have the final draft ready by the beginning of July. The Minnesota Board of Water and Soil Resources (BWSR) has approved the BRRWD's request for a grant extension until 12/31/09. The COE is reviewing the draft RWMP in relation to their Concurrence Points guidelines.

Albright and Jones will work together to incorporate the changes that BWSR has suggested for the draft Plan.

Clay County Ditch No. 49. The Final Hearing Continuation is scheduled for 7/21/09. The office will be mailing notices in the near future. Albright explained that there will actually be two meetings that night. The continuation hearing will be held first at 7:30 PM. Following the hearing, the Board will hold an informational meeting to discuss the proposed structure changes. Upstream landowners feel that since the Board approved the immediate installation of a larger culvert on the ditch outlet for Keith Brendemuhl when the Board ordered the culvert changes in 2001, the BRRWD now needs to move forward with the rest of the proposed culvert changes so that their drainage is also improved.

Clay County Ditch No. 63. Ed Jerdee, Jerdee Bridge Company, submitted two repair options for the bridge along C.R. No. 19 north of Glyndon. The first bid is for the removal/replacement of all the bridge planking, which would cost \$7,537.00. The second bid is for the removal/replacement of just the damaged planks. This work would cost \$1,452.00. The Board felt that only the damaged planks should be replaced. **Motion** by Nelson to accept the \$1,452.00 bid. **Seconded** by Olson. **Approved.**

Buffalo River TMDL. Public meetings will be held on 6/23/09 at Hildebrand Hall and 6/30/09 at the Hawley Community Center to gather citizen comments and encourage public participation in the basin-wide TMDL process.

MAWD Summer Tour. The Minnesota Association of Watershed Districts (MAWD) has scheduled their Summer Tour for Thursday, June 25, 2009, to Saturday, June 27, 2009, which will be hosted by the Shell Rock River Watershed District in Albert Lea, MN. Managers Hanson and Nelson plan to attend. The office has taken care of their reservations.

Minnesota Recovers Funding. Albright explained that this program has funding available to repair flood damages. The application deadline is 7/15/09. At the last meeting, the Board reviewed photographs Albright took of severe erosion damage caused by the 2009 Spring Flood on property owned by Rodney Wyland and Ronald Offutt in Sections 1 and 6, Riverton Township, Clay County. Albright thought the Minnesota Recovers funding could be used for this type of damage repair.

Another possible site would be Dave Yaggie's field in Wilkin County. Recently, Albright visited with Yaggie, who talked about repairing the washed out areas by installing straight ditches. Albright advised Yaggie that he would need a permit for the work. He also suggested that grassed bufferstrips would help prevent future erosion damage.

National Weather Service (NWS) Post-Flood Meeting. The NWS will host a post-flood meeting to review events preceding the 2009 spring flood, the hydrologic situation during the flood, and to evaluate strategies. The meeting will be held between 1:00 PM and 4:30 PM on Wednesday, June 24, 2009, at the Fargo Public Safety Building.

Hay Creek Clean Water Legacy (CWL) Project. Jeff Norby, Becker County NRCS, forwarded the completed plans for approximately six water and sediment control basins for three landowners. Norby requested that the BRRWD prepare a bid package and select a contractor for the work. Albright suggested that H.E. could handle the bid process.

Wilkin County Ditch No. 41. Tom Friederichs has done some ditching along Branch 3 in Section 8, Prairie View Township. During the recent highwater events, water flowed south over 120th ST and also washed out Bill Braton's driveway. The water in this area is assessed to County Ditch No. 41, not south to Wilkin County Ditch No. 42. Albright suggested that the ditch might need to be cleaned in this area. The

culvert through 120th ST may also need to have a gate on the north end. Manager Ellefson and Albright will conduct a field review.

The following bills were presented for approval:

Accounts Payable	Description	Account	Amount
Craig Valan	R/W payment	Pj. 61, Clay 11 N	\$ 2,410.00
Diane Nordeng	R/W payment	Pj. 61, Clay 11 N	\$ 600.00
Haugen's Landscaping	#242, 239, seeding	Becker 5, Pj. Nos. 35/36	\$ 2,600.00
ICS Agency, Inc.	Officer's Liability Insurance	Admin	\$ 208.00
J&J Braton Properties	July office rent	Admin	\$ 540.00
Joel Carlson	July Lobbyist fees	Admin	\$ 850.00
Katie Jerger	Mailing assistance	Buffalo TMDL/SWAG	\$ 21.00
LREC	Underground line revisions	Pj. 62, J.D. 1 Branch 4	\$ 2,250.00
MN Pollution Control Agency	Phase 1B, Stormwater Permit	Pj. 49, Oakport	\$ 400.00
Moorhead Public Service	5/05/09-6/02/09 service	Pj. 49, Oakport	\$ 24.26
Petty Cash	Postage, supplies, etc.	Admin	\$ 400.00
Red River Valley Coop Power	5/10/09-6/10/09	Pj. 49, Oakport	\$ 112.27
RMB Laboratories, Inc.	#98027, BRIWM	Buffalo TMDL/SWAG	\$ 1,074.00
RMB Laboratories, Inc.	#98206, BRIWM	Buffalo TMDL/SWAG	\$ 671.00
RMB Laboratories, Inc.	#99630, BRIWM	Buffalo TMDL/SWAG	\$ 182.00
RMB Laboratories, Inc.	#99497, BRIWM	Buffalo TMDL/SWAG	\$ 10.00
RMB Laboratories, Inc.	#99491, FDR	Buffalo TMDL/SWAG	\$ 121.00
RMB Laboratories, Inc.	#98488, BRIWM	Buffalo TMDL/SWAG	\$ 81.50
RMB Laboratories, Inc.	#99843, BRIWM SWAG	Buffalo TMDL/SWAG	\$ 39.00
RMB Laboratories, Inc.	#100124, BRIWM-S	Buffalo TMDL/SWAG	\$ 91.00
TDS MetroCom	6/13/09 long distance	Admin	\$ 38.98
Vogel Law Firm	#10139, 10138, May billing summary	Pj. 49, Oakport/FSSFC	\$ 1,404.00
Wm. Nichol Excavating	Pay Request No. 5	Pj. 62, J.D. 1 Branch 4	\$ 10,240.24
			\$ 24,368.25

Motion by Nelson to approve payment of the bills. **Seconded** by VanAmburg. **Approved.**

Next Meeting. The Board of Managers, BRRWD, will hold their next meeting on Monday, July 13, 2009, in the Barnesville office at 8:00 PM.

Adjournment. Chairman Ellefson adjourned the meeting at 11:45 PM.

Respectfully submitted,

John E. Hanson, Secretary