

BUFFALO-RED RIVER WATERSHED DISTRICT

BARNESVILLE, MINNESOTA 56514

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MINUTES FOR MANAGERS' MEETING September 13, 2010

The Board of Managers, Buffalo-Red River Watershed District (BRRWD), held their regular meeting on Monday, September 13, 2010, at 8:00 PM in the Barnesville office. BRRWD Managers present were Roger G. Ellefson, Gerald L. VanAmburg, John E. Hanson, Breanna Paradeis Kobiela, and Curtis M. Nelson. Others attending included: Erik Jones, Engineer, and Julie Jerger, Administrative Assistant, Houston Engineering, Inc. (H.E.); and landowners: Donald Hoppe, David Watt, Teresa Nordick, Thomas Trosvik, Farey Enget, and Larry Enget.

Chairman Ellefson called the meeting to order at 8:00 PM. He announced that the proceedings were being recorded to aid in preparation of the minutes.

Secretary's Report. The Board reviewed draft minutes for the 8/23/10 regular meeting and the 7/29/10 special meeting. **Motion** by Nelson to approve the minutes. **Seconded** by VanAmburg. **Approved.**

Treasurer's Report. The Board reviewed the monthly financial statements, including the project account balance sheet, administrative disbursements, summary of income, and the accounts receivable report. Jerger reported that we currently have \$1,904,593.81 on hand in general funds. Since our last meeting, we have received \$2,365,139.89 primarily from the Minnesota Department of Natural Resources (DNR) for reimbursement for the Project No. 49, Oakport Flood Mitigation, general/buyout expenses (\$1,567,949.74). We also received \$29,144.07 from the Minnesota Pollution Control Agency (MPCA) for our Total Maximum Daily Load (TMDL) project expenses and the MPCA forwarded \$59,151.06 for expenses associated with the Water Quality 319 SWAG Grant. The Federal Emergency Management Agency (FEMA) remitted \$58,106.10 for the 2010 Flood Disaster payment, and the Red River Basin Flood Damage Reduction Work Group (RRBFDRWG) forwarded \$50,868.49 for Fiscal Year 2010 Mediation Project Team (PT) expenses, which includes \$15,000 more than requested, as there was excess funding available. Clay County remitted their 2010 first half ditch system/project tax proceeds (\$379,796.29), and we also received \$10,237.00 from the Natural Resources Conservation Service (NRCS) Environmental Quality Incentives Program (EQIP) for our farmstead ringdike program. **Motion** by Hanson to approve the Treasurer's Report. **Seconded** by Paradeis Kobiela. **Approved.**

Wolverton Creek Road Repair Complaint. Donald Hoppe discussed his concerns about repairs that the Wilkin County Highway Department and Wolverton Township made last spring on County Road (C.R.) No. 151 or 140th AVE on Wolverton Creek between Sections 14 and 15, Wolverton Township, and 130th AVE between Sections 9 and 10, Wolverton Township. Both the County and Township have been repairing their roads after flooding events, and adding more fill to the roadbed, which changes the flooding characteristics along the Creek. The landowner felt the increased road heights could jeopardize his buildings by forcing more water into the road ditches, which could flood his property. He questioned if the office has contacted the County and Township regarding this issue. Jones will follow-up on this issue.

Permit No. 10-106, David Watt. Applicant proposes to tile the high ground in the NW¹/₄, Section 34, Moland Township, Clay County, to gravity flow to the south side of his field to the Buffalo River. Watt also proposes to tile the low ground in this field to outlet via a lift station to a nearby wetland, eventually entering the Buffalo River. The Ellingson Company will do the work this fall after the crop is harvested.

Watt explained his plan to the Board. VanAmburg questioned the configuration of the lift station and recommended that rock be placed on the outlet to prevent erosion. **Motion** by Nelson to approve Permit No. 10-106, subject to the receipt of a project plan for review, and the BRRWD standard tiling disclaimer. **Seconded** by VanAmburg. **Approved.**

Permit No. 10-102, T-Farms, Inc. Applicant proposes to move an existing tile line about 100 yards south to the east ditch of 110th AVE between the north and south culverts in the E½SE¼ and the SW¼, Section 32, Norwegian Grove Township, Otter Tail County, to redirect flows to the south culvert and away from the downstream landowner's field. Earlier this summer during a field review, Albright and Manager Ellefson noticed that T-Farms, Inc. had installed drain tile on the referenced property without a BRRWD permit, and that there wasn't an adequate outlet for this work. On 6/28/10, the office sent a letter to T-Farms, Inc., with recommendations to address the outlet issue and advising them to apply for a BRRWD permit for the work. They also advised T-Farms that the work would require approval from Norwegian Grove Township to work within their road right-of-way (r-o-w) and the downstream landowners, Orrin Sorum and Sylvester Trosvik. The Board set September 15, 2010, as the completion date. Tom Trosvik discussed the proposed outlet configuration with the Board. They agreed that because of the wet conditions, Trosvik will probably not be able to complete his project by the deadline. Trosvik is anxious to complete the work as soon as possible. **Motion** by VanAmburg to approve Permit No. 10-102 and to extend the completion date until weather conditions permit. **Seconded** by Paradeis Kobiela. **Approved.**

Project No. 50, Cromwell Township Highwater Investigation. The Board had an extended discussion with landowners Farey and Larry Enget regarding the project design changes that will affect the Enget property in the NE¼, Section 35, Cromwell Township, Clay County. Zach Herrmann, H.E., has been working with Farey Enget regarding the installation of a gated culvert east of "cemetery road" and a new 50' crossing for the operator of her farmland to accommodate larger machinery, which the operator has approved. After Jones explained the changes, Enget was satisfied with the plan for her property. The Engets noted that they appreciated how the Board conducted the 8/30/10 project informational meeting held in Hawley. A bid opening for the project is scheduled for 8:15 PM at the 9/27/10 regular BRRWD meeting in Barnesville.

Jerger noted that Cody Eilertson has contacted the office with concerns about his property in the SW¼SW¼, Section 26, Cromwell Township, being included in the project benefit area. He doesn't think that his property drains into the project area. The project appraisers will follow-up with Eilertson's concern.

Permit No. 10-14, William Austin. Applicant proposes to lengthen the approach culverts in the NE¼, Section 29, and the NW¼, Section 16, Elkton Township, Clay County. Wade Opsahl, Technician, H.E., and Manager VanAmburg conducted a field review on 9/10/10. **Motion** by VanAmburg to approve Permit No. 10-14, subject to township approval to work within their road r-o-w. **Seconded** by Hanson. **Approved.**

Permit No. 10-17, Clay County Highway Department. Applicant proposes to place a new entrance near 11552 110th ST S in Section 36, Elmwood Township, along C.R. No. 69, north of County State Aid Highway (CSAH) No. 52. The County proposes to install a 36" dia. x 40' long corrugated metal pipe (CMP) in the entrance to provide field access. The existing approach off CSAH No. 52 is too low to access. Opsahl and Manager VanAmburg conducted a field review on 9/10/10. **Motion** by VanAmburg to approve Permit No. 10-17. **Seconded** by Paradeis Kobiela. **Approved.**

Permit No. 10-18, Robert Softing. Applicant proposes to pattern tile the NW¼NE¼, Section 36, Skree Township, Clay County, to address highwater wetland seepage. **Tabled.**

Permit No. 10-21, D. N. Eppler. Applicant proposes to improve the road to the cemetery in Section 24, Spring Prairie Township, Clay County. **Tabled**, pending the receipt of additional information from the applicant.

Permit No. 10-28, Robert Olson Farms, Inc. Applicant proposes to random tile low areas in the NE¹/₄, Section 9, to improve crop productivity, and parallel tile along the natural waterway in the SE¹/₄, Section 21, Hawley Township, Clay County. Opsahl and Manager VanAmburg conducted a field review on 9/10/10. **Motion** by VanAmburg to approve Permit No. 10-28, subject to our standard tiling disclaimer. **Seconded** by Hanson. **Approved**.

Permit No. 10-29, Spring Prairie Colony. Applicant proposes to install interceptor/seepage control ditch along east line of Section 10, Spring Prairie Township, Clay County, and to improve the minimum maintenance road (150th ST N) including the installation of culverts where necessary in Section 9 and 10. Albright and Manager Nelson field reviewed the area on 5/21/10. Joe Wipf hired H.E. to survey the property line, but the BRRWD has not yet received the survey information. **Tabled**, pending the receipt of additional information from the applicant.

Permit No. 10-41, Tom Arnhalt. Applicant proposes to reduce flows through a 60" dia. culvert in 190th ST in a natural waterway outletting from Manston Slough between Sections 18/19, Manston Township, Wilkin County. Since the DNR and the United States Fish and Wildlife Service (USFWS) manage the upstream wetlands, drainage shouldn't be an issue. Opsahl and Manager Ellefson conducted a field review. Ellefson felt that this permit should be denied given that the Manston Slough project will likely be constructed in the near future. **Motion** by Hanson to deny Permit No. 10-41. **Seconded** by Paradeis Kobiela. **Denied**. The Board agreed that once developed, Project No. 56, Manston Slough Restoration, will permanently correct this concern, so this work will not be necessary.

Permit No. 10-43, Gerald Zimmerman. This permit is a duplication of Permit No. 10-03, which was approved 4/12/10. The Board decided to administratively withdraw this permit. **Withdrawn**.

Permit No. 10-44, JMN Farms. Applicant proposes to install random tiling in low areas according to NRCS recommended setbacks in the E¹/₂NW¹/₄, and NE¹/₄, Section 8, Cromwell Township, Clay County. Opsahl and Manager VanAmburg conducted a field review on 9/10/10. VanAmburg noted that there appears to be an adequate outlet for the project. **Motion** by VanAmburg to approve Permit No. 10-44, subject to our standard tiling disclaimer and township approval to work within their road r-o-w. **Seconded** by Hanson. **Approved**.

Permit No. 10-59, Mark Ekre. Applicant proposes to install random tiling in the SW¹/₄, Section 28, NW¹/₄, Section 33, NW¹/₄, Section 34, Eglon Township, and the SW¹/₂SW¹/₄, Section 36, Hawley Township, Clay County. Opsahl and Manager VanAmburg conducted a field review on 9/10/10. **Motion** by VanAmburg to approve Permit No. 10-59, subject to our standard tiling disclaimer. **Seconded** by Nelson. **Approved**.

Permit No. 10-60, Nancy Kaye Marinac. Applicant proposes to install a driveway with a culvert in the southeast corner of Section 36, Tansem Township, Clay County. Marinac would like the Board to recommend a culvert size. Albright and Manager Ellefson reviewed this site earlier this summer, and Opsahl and Manager VanAmburg conducted a second field review on 9/10/10. The Board recommended a 15" dia. culvert. **Motion** by VanAmburg to approve Permit No. 10-60 with the referenced culvert sizing, subject to Township approval to work within their road r-o-w. **Seconded** by Nelson. **Approved**.

Permit No. 10-61, Karen Plemel. The Board approved this permit on 7/26/10, but it was not signed. Ellefson and Hanson signed the permit, and the office will mail it to Plemel.

Permit No. 10-64, Bill Austin. Applicant proposes to install three tile lines along the east side of the SW¼, Section 19, Skree Township, Clay County, which will eventually outlet to Spring Creek. The Board approved this permit at their 7/26/10 meeting, subject to Township approval to work within their road r-o-w and Manager field review to be sure that drainage reaches Spring Creek without affecting the downstream neighbor. Opsahl and Manager VanAmburg conducted a field review on 9/10/10. VanAmburg found no problems with the installation and recommended that the office mail the permit.

Permit No. 10-73, Kerm Anderson. Applicant proposes to install a 24" dia. culvert through 140th ST in the southwest corner of the E½, Section 21, Deerhorn Township, Wilkin County. Tom Richels, Engineer, Wilkin County Highway Department, submitted the application. The neighboring landowner, Arne Peterson, has had water problems in his farmstead. Peterson had to move his house off its water damaged foundation to a different location in the farmyard. Opsahl and Manager Ellefson conducted a field review and had concerns about draining water to an area that already has water problems. Ellefson recommended that the Board deny the permit, and that Anderson contact Peterson to discuss their area drainage issues. **Motion** by Hanson to deny Permit No. 10-73, with the referenced recommendation. **Seconded** by Paradeis Kobiela. Permit **Denied**.

Permit No. 10-75, Red River Valley Cooperative. Applicant proposes to bore a high voltage power line under Clay County Ditch No. 63 on the north quarter line of Section 31, Spring Prairie Township, to provide electric service for Nelson Farms, Ltd., field drainage pump. No surface disturbance is expected, and the line will be inside a 2" dia. flexible plastic conduit. At the 8/09/10 meeting, the Managers approved this permit subject to Manager field review. Opsahl and Manager VanAmburg conducted a field review on 9/10/10. VanAmburg recommended that the permit could be mailed.

Permit No. 10-77, Rick Sorby. Applicant proposes to install a larger culvert in the northwest corner of Section 28, Kragnes Township, Clay County, to provide improved drainage for his cropland. The culvert outlets to County Ditch No. 22. He also filed a ditch repair request to determine if a larger culvert could be installed as a part of County Ditch No. 22. At their 8/09/10 meeting, the Board authorized H.E. to conduct a ditch repair investigation. Jones is working on his recommendations. The permit application was **tabled**, pending the results of H.E.'s survey.

Permit No. 10-79, City of Moorhead. Applicant proposes site improvements consisting of streets, sidewalks, watermain, sanitary sewer, storm sewer, and services for 19 lots in the Southfield 2nd Addition in south Moorhead. Jones has completed his review and recommended permit approval. **Motion** by Hanson to approve Permit No. 10-79. **Seconded** by VanAmburg. **Approved**.

Permit No. 10-80, Steve Thompson. Applicant proposes to install an approach and 42" dia. culvert on the west line of Section 5, Barnesville Township, along C.R. No. 21. At the 8/09/10 meeting, the Board was concerned about the effect of the larger culvert on the downstream neighbor and approved the permit subject to Manager field review and County approval to within their road r-o-w. Opsahl and Manager VanAmburg conducted a field review on 9/10/10. Based on their observations, they recommended that the culvert be downsized to a 36" dia. to match existing adjacent structures. VanAmburg recommended the office mail the permit.

Permit No. 10-83, Minnesota Department of Transportation (MNDOT). Applicant proposes to replace a bridge on Trunk Highway (T.H.) No. 9 over Clay County Ditch No. 65 between Sections 8 and 9, Spring Prairie Township, with two lines of 12' x 7' reinforced concrete box culverts (RCB). **Tabled** pending Jones review.

Permit No. 10-84, MNDOT. Applicant proposes to replace a bridge on T.H. No. 9 over Clay County Ditch No. 3 between Sections 16 and 17, Spring Prairie Township, with one line of 14' x 6' RCB. **Tabled** pending Jones review.

Permit No. 10-85, MNDOT. Applicant proposes to replace a bridge on T.H. No. 9 over Clay County Ditch No. 2 between Sections 28 and 29, Spring Prairie Township, with two lines of 10' x 6' RCB. **Tabled** pending Jones review.

Permit No. 10-88, Wilkin County Highway Department. Applicant proposes to replace a 60" dia. corrugated metal pipe (CMP) in 310th AVE on Deerhorn Creek with one line of 10' x 4' RCB culvert and to raise the road to prevent overtopping. This project is on DNR protected waters. Jones reported that Steve Neppl, Wilkin County Highway Department, said that the County is in the process of surveying the crossing. No hydraulic analysis has been completed for the crossing. **Tabled**, pending additional information from Wilkin County.

Permit No. 10-89, Brian Durensky. This permit was approved at the 8/23/10 meeting, but it was not signed. Ellefson and Hanson signed the permit, and the office will mail it to Durensky.

Permit No. 10-90, Ross Aigner. Applicant proposes to clean sediment from the south side of C.R. No. 182 in the SW¼, Section 4, Mitchell Township, Wilkin County, which is part of Wilkin County Ditch No. 22. Aigner also wants to install a gate on an approach culvert on the south side of C.R. No. 182 in the southwest corner of Section 4. Aigner noted that this is the only non-gated culvert on the County Ditch No. 22 system. Opsahl and Manager Ellefson conducted a field review on 9/09/10. **Motion** by Nelson to approve Permit No. 10-90. **Seconded** by Hanson. **Approved.**

Permit No. 10-93, Mark Yaggie. Applicant proposes to install tiling with a lift station in the northwest corner of Section 24, Manston Township, Wilkin County, which will outlet to the ditch along C.R. No. 165. At their 8/23/10 meeting, the Board tabled the permit with questions about an adequate outlet for this project. Albright and Manager Ellefson conducted a field review. Yaggie checked with the neighboring landowners, who approved the project. **Motion** by Hanson to approve Permit No. 10-93, subject to our standard tiling disclaimer. **Seconded** by Paradeis Kobiela. **Approved.**

Permit No. 10-94, Steve Rodke. Applicant proposes to install tiling in existing ditches in the SW¼ and NW¼SE¼, Section 17, Eglon Township, Clay County, to prevent erosion. The NRCS has reviewed his proposal and provided maps showing where existing non-certified wetlands are located. Rodke plans to avoid the areas where potential wetland conversion could occur. The tile will outlet through a natural wetland to Perch Lake. Opsahl and Manager VanAmburg conducted a field review on 9/10/10. **Motion** by VanAmburg to approve Permit No. 10-94, subject to our standard tiling disclaimer. **Seconded** by Paradeis Kobiela. **Approved.**

Permit No. 10-95, Steve Rodke. Applicant proposes to random tile the NE¼, Section 32, Eglon Township, Clay County, and to install 6" dia. tile on the high ground to drain his field to a nearby natural waterway to control erosion. The NRCS has determined that this area does not fall under their jurisdiction, but Rodke will need to contact several other agencies prior to starting the project. Opsahl and Manager VanAmburg conducted a field review on 9/10/10. **Motion** by VanAmburg to approve Permit No. 10-95, subject to our standard tiling disclaimer. **Seconded** by Paradeis Kobiela. **Approved.**

Permit No. 10-96, Michael Hardy/Ray's Marine. Applicant proposes to construct a concrete drive to access Ray's Marine in Moorhead and improve the area to accommodate future business expansion in Section 15/16, Moorhead Township, Clay County. The proposed improvements include a storm water retention pond. Jones has reviewed the application and noted that the property drains to Clay County Ditch

No. 47 for which it is assessed. He recommended permit approval. Opsahl and Manager VanAmburg conducted a field review on 9/10/10. **Motion** by VanAmburg to approve Permit No. 10-96, subject to the County's approval to work within their road r-o-w. **Seconded** by Nelson. **Approved.**

Permit No. 10-97, Richard Yaggie. Applicant proposes to install tiling in the SE¹/₄, Section 10, Mitchell Township, Wilkin County. Opsahl and Manager Ellefson conducted a field review on 9/09/10. The two neighboring landowners have given their approval for the project. **Motion** by Nelson to approve Permit No. 10-97, subject to our standard tiling disclaimer. **Seconded** by Paradeis Kobiela. **Approved.**

Permit No. 10-98, Detroit Lakes Wetland Management District (WMD)/USFWS. Applicant proposes a wetland restoration project in Section 30, Highland Grove Township, Clay County. **Tabled** pending Jones review.

Permit No. 10-99, Detroit Lakes WMD/USFWS. Applicant proposes a wetland restoration project Section 29, Cuba Township, Becker County. **Tabled** pending Jones review.

Permit No. 10-100, Detroit Lakes WMD/USFWS. Applicant proposes to install tile after the outlet for a wetland restoration on Doug Askelson's property in Section 31, Hamden Township, Becker County. **Tabled** pending Jones review.

Permit No. 10-101, Tom Herfindahl. Applicant proposes to install random tiling in the S¹/₂, Section 13, Cuba Township, Becker County, which will outlet to County Ditch No. 9, to which it is assessed. **Motion** by Hanson to approve Permit No. 10-101, subject to our standard tiling disclaimer. **Seconded** by VanAmburg. **Approved.**

Permit No. 10-103, Daniel Froslic. Applicant proposes to install random tiling in the SW¹/₄, Section 2, Tanberg Township, Wilkin County. Opsahl and Manager Ellefson conducted a field review on 9/09/10. **Motion** by Nelson to approve Permit No. 10-103, subject to our standard tiling disclaimer. **Seconded** by Paradeis Kobiela. **Approved.**

Permit No. 10-104, Roger Ellefson. Applicant proposes to install a new field approach with a 24" dia. culvert in the road ditch in the NW¹/₄, Section 11, Atherton Township, Wilkin County, to access 40-50 acres of soybeans that have been cut off by pipeline construction. **Motion** by VanAmburg to approve Permit No. 10-104, subject to Township approval to work within their road r-o-w. **Seconded** by Hanson. **Approved.**

Permit No. 10-105, Chad Oberg & Dan Langseth. Applicant proposes to install subsurface drain tile next to the Buffalo River in the SW¹/₄, Section 23, Kragnes Township, Clay County, to drain an erosion hole that was created by overland flooding. The Clay Soil and Water Conservation District (SWCD) reviewed this proposal. **Motion** by VanAmburg to approve Permit No. 10-105, subject to Manager field review and our standard tiling disclaimer. **Seconded** by Hanson. **Approved.**

Norby Diking Complaint. VanAmburg hasn't been able to set up a meeting with Norby regarding his dike work in Section 22, Kragnes Township, Clay County. He will continue to try to contact Norby.

Minch Lawsuits. Jerger provided copies of some information that Attorney Tami L. Norgard, Vogel Law Firm, had forwarded regarding a similar case for the Board's review.

Project No. 67, HRB Outlet. Jones updated the Board regarding the project development. Most of the survey work has been completed. Mark Aanenson, H.E., flagged some of the wetland areas today, and he will contact the Army Corps of Engineers (COE) regarding a non-jurisdictional determination, which may

expedite the wetland permitting. Jones expects to have the project plans and cost estimates prepared prior to the next Board Meeting, and then will be able to submit the agency permit applications. MNDOT contacted the office today regarding a change in their road raising design for T.H. No. 34 by Randkler Lake. They might delay their project until the BRRWD can get our project completed because of the property owners' concerns regarding possible impacts if MNDOT raises T.H. No. 34 and installs an operable pipe through the roadbed. The Board had an extended discussion regarding the project design. Ellefson felt that the Managers should meet with the Township officials on site to discuss the project and review the area. **Motion** by VanAmburg to authorize Ellefson to sign the agency permit applications when they are ready for submittal. **Seconded** by Paradeis Kobiela. **Approved.** The Board also discussed an emergency declaration for this project. **Motion** by VanAmburg to make an emergency declaration for Project No. 67, Helgeson, Randkler, Businger, and Pete Lakes Outlet. **Seconded** by Hanson. **Approved.** The Board agreed to schedule a field meeting on 9/17/10 at 9:00 PM at the Randy and Vicky Arntson residence with the Scambler Township Board and MNDOT. Jerger will post the meeting notice on the Website and in the BRRWD office.

Project No. 66, Tansem/Ranum Lakes Outlet. The Board discussed possible funding for the Brad and Lanessa Hersch buyout. The DNR has already committed 50% for the buyout. The Department of Employment and Economic Development (DEED) might provide a grant for 37.5%. John Wynne, who is preparing an application for buyout funding from DEED for properties in Marshall, Norman, and Clay Counties, has agreed to include funding for the Hersch buyout. Wynne has asked if the Board is willing to commit to a contribution for this effort. Nelson suggested that the BRRWD could do a 50/50 split of the remaining 12.5% with the landowner. The Board questioned how the demolition would be funded and what part of the property would be involved with the buyout. Jones will check with Wynne for specifics regarding the buyout. **Motion** by Nelson to contribute 6.25% of the costs for the Hersch buyout, unless Jones receives information from John Wynne regarding different cost sharing options. **Seconded** by Hanson. **Approved.**

Project No. 64, LaBelle/Boyer Lakes Outlet. The Johnsons have not yet signed their easement. Their two remaining demands are that an elevation marker be erected in their yard showing the lake elevation, which should not exceed 1319, and that their fence is replaced in the original location. Jerger noted that Brad Grant, Becker SWCD, called the office to report that Loren Jetvig contacted him regarding his project concerns. Manager Hanson and Albright will try to schedule a meeting with Jetvig.

Project No. 61, Clay County Ditch No. 11 N-Improvement. John Leseth has concerns about the project and possible options to repair the ditch slides. Jones reported that Midwest Testing has completed the soil borings, but still need to complete their geotechnical report and recommendations before he can provide repair recommendations regarding this issue.

Project No. 50, Cromwell Township Highwater Investigation. The Board will open bids for project construction at our 9/27/10 regular meeting at 8:15 PM in Barnesville.

Project No. 49, Oakport Flood Mitigation. The Board will open bids for five structure demolitions and incidental site restoration at their regular meeting on 9/27/10 at 8:00 PM in Barnesville.

Project No. 39, Georgetown Levee Improvement. Rick St. Germain, H.E., has completed the Final Engineer's Report and has submitted it to Kent Lokkesmoe, DNR and John Jaschke, BWSR.

Jones noted that demolition of the Justin Jackson house is scheduled to start next week.

Project No. 38, Farmstead Ringdikes. Jones reported that we have one ringdike that is ready to build and about five more in development that may be ready later this year.

Project No. 37, Clay County Ditch No. 41-Lat. No. 1. Jones prepared a Notice of Award for the Church of the Nazarene crossing to Gladen Construction, Inc., La Porte, MN for their bid of \$79,274.00. **Motion** by Nelson to authorize Ellefson to sign the Notice of Award on behalf of the Board. **Seconded** by Paradeis Kobiela. **Approved.** Jones will forward the construction contracts to the contractor tomorrow. Jones commented that the Church was pleased with the bids and is looking forward to seeing the project completed.

Project No. 29, Buffalo River Log Jams. The NRCS has agreed to extend the 9/10/10 Emergency Watershed Protection (EWP) funding deadline from 9/10/10 to 9/26/10. The contractors have started log jam removal on several road crossings, but Jones noted that with the recent heavy area rainfall, the river elevation is up again about 4'-5'.

Project No. 14, Clay County Ditch No. 10. The Board briefly discussed high water concerns regarding the Mike Nugent farmstead.

Mediation PT/2010 Fall Tour. The next PT meeting is scheduled for Thursday, November 18, 2010, at 7:00 PM, MSUM Science Center. The 2010 Fall Tour has been scheduled for 9/23/10 at 1:00 PM at the Galaxie Supper Club. All Managers plan to attend.

New Office. The Board briefly discussed the two Industrial Park lots we recently purchased.

Hay Creek Clean Water Legacy (CWL) Grant. The Becker SWCD has requested that the BRRWD be the applicant for a CWL grant to complete the last four sites associated with this project. The SWCD isn't asking the Board to act as the fiscal agent or contribute funding. The deadline for the application is 9/15/10. **Motion** by Nelson to be the applicant for the referenced grant. **Seconded** by Hanson. **Approved.**

Red River Basin Commission (RRBC) Long Term Flood Solutions (LTFS). Jones noted that H.E. will be sending preliminary information to Charlie Anderson, JOR Engineering, who is working with the RRBC on the LTFS project. The information includes modeling for 1997 spring flood and potential retention sites. H.E. will have the final investigation report for the BRRWD ready by 10/31/10.

Clean Water Fund (CWF) Project Applications. Jones prepared 2011 CWF grant applications for numerous projects proposed in the BRRWD. The projects included are the City of Hawley's Buffalo River Restoration and Floodplain Enhancement project, the Wolverton Creek Restoration and Sediment Reduction project, and the Upper South Branch of the Buffalo River BMP Strategic Implementation Plan. Jones briefly described each project and the BRRWD participation/cost sharing for the projects. **Motion** by Hanson to authorize Jones to submit the CWF applications. **Seconded** by Paradeis Kobiela. **Approved.** The Board has already approved an application for the Whisky Creek/Blue Eagle Lake Sediment Pond project for the City of Barnesville.

Minnesota Water Resources Conference. The Board reviewed a handout for the Minnesota Water Resources Conference to be held on October 19-20, 2010, at the St. Paul RiverCentre.

The following bills were presented for approval:

Accounts Payable	Description	Account	Amount
Barnesville Phone Co.	8/25/10 billings (2)	Admin	\$ 167.09
Barnesville Record-Review	Bid Ads/Budget Hearing/Info Mtg	TMDL/Admin/Oakport/Pj. 67	\$ 656.00
Becker Co. Auditor/Treasurer	2010 special assessments	C.D. 5/15, Turtle Lake	\$ 1,053.00
Breanna Paradeis Kobiela	Voucher #1023, 7/01/10-8/31/10	Varies	\$ 699.72
Bruce E. Albright	Appraisers' supper	Pj. Nos. 32/50	\$ 31.69
Bruce E. Albright	BWSR lunch-Galaxie	Admin	\$ 874.78

Bruce E. Albright	Reimburse-8/26/10 MN Viewers Mtg	Admin	\$ 110.00
Bruce E. Albright	SIS postcard mailing #2	Buffalo River TMDL	\$ 221.93
Central Floral	Opsahl memorial	Admin	\$ 53.44
Clay County Connection	#218, budget hearing notice	Admin.	\$ 352.00
Curtis M. Nelson	Voucher #1021, 7/01/10-8/31/10	Varies	\$ 997.65
Daily News/News Monitor	Budget Hearing Ad	Admin	\$ 196.56
Deluxe for Business	##2018166454, 250 Checks	Admin	\$ 104.34
DL Newspapers	Budget Hearing Ad	Admin	\$ 533.80
DOI-USGS	Stream gauging 10/01/09-9/30/10	M.S.A. 103D.905, Subd. 3	\$ 4,445.00
Doug Abel	Lot 2010-10A security deposit	Pj. 49, Oakport	\$ 1,625.00
Fergus Falls Newspapers, Inc.	Budget Hearing Ad	Admin	\$ 708.00
Gerald L. VanAmburg	Voucher #1022, 7/01/10-8/31/10	Varies	\$ 1,536.46
Haugen's Landscaping	#433, seeding	Clay 32/59/WCT	\$ 2,150.00
Haugen's Landscaping	#442, seeding	Pj. 48, Clay 59	\$ 220.00
Hough Incorporated	Hodnefield demo	Hodnefield	\$ 17,558.00
Houston Engineering, Inc.	August billing summary	Varies	\$ 119,147.12
Jim Nelson	10/12/10-10/12/11 storage lease	Pj. 08, Stony Creek	\$ 50.00
John E. Hanson	Voucher #1020, 7/01/10-8/31/10	Varies	\$ 855.10
Marlene Miller	Easement Option	Pj. 56, Manston	\$ 100.00
Master Construction, Inc.	Pay Request No. 1-Phase 3B	Pj. 49, Oakport	\$ 159,183.14
Matt Bjerke	Hay Creek sed control basins	Hay Creek CWL	\$ 1,676.74
Northern Technologies	#4500, 8/01/10-8/28/10	Pj. 49, Oakport	\$ 40,821.30
Otter Tail Co. COLA	Shoreland Guide	M.S.A. 103D.905, Subd. 3	\$ 200.00
Pelican Rapids Press	Demolition bid	Hodnefield/Pj. 39	\$ 121.60
Pelican Rapids Press	Meeting Notice	Pj. 67, HRB outlet	\$ 124.00
Petty Cash	Postage, supplies, misc.	Admin	\$ 100.00
Premium Waters, Inc.	#366590-08-10	Admin	\$ 23.05
R. J. Zavoral & Sons, Inc.	Pay Request No. 2-Phase 1A	Pj. 49, Oakport	\$ 486,094.54
Randy Rick	#84155, property manager fees	Pj. 49, Oakport	\$ 1,335.00
Randy Rick	#841555, 101 70th AVE N	Pj. 49, Oakport	\$ 430.00
Riley Brothers Const., Inc.	Pay Request No. 8, Phase 2	Pj. 49, Oakport	\$ 111,289.65
Riley Brothers Const., Inc.	Pay Request No. 9, Phase 1B	Pj. 49, Oakport	\$ 64,671.25
RMB Labs, Inc.	#132057, BRIWM-S	Buffalo River TMDL	\$ 210.00
RMB Labs, Inc.	#132539, BRIWM-S	Buffalo River TMDL	\$ 92.50
RMB Labs, Inc.	#133632-BRIWM-S	Buffalo River TMDL	\$ 680.50
RMB Labs, Inc.	#brrwdswag0810-Lakes monitoring	Buffalo River TMDL	\$ 1,811.00
RMB Labs, Inc.	#brrwdswag0910-Lakes monitoring	Buffalo River TMDL	\$ 905.50
Roger & Margaret Haglund	Easement	Pj. 49, Oakport	\$ 5,236.00
Roger G. Ellefson	Voucher #1019, 7/01/10-8/31/10	Varies	\$ 1,146.53
Stuart Bjorgan	Mowing	Pj. 08, Stony Creek	\$ 3,312.00
TDS MetroCom	9/13/10 long distance billing	Admin.	\$ 51.45
The Hawley Herald, Inc.	Hearing notices	Admin/Pj. Nos. 32/50	\$ 1,045.20
Vogel Law Firm	#40925, July Billing	Admin	\$ 280.00
Vogel Law Firm	#40926, 7/01/10-7/29/10	Pj. 49, Oakport	\$ 13,639.02
Vogel Law Firm	#40928, July Billing	COE Diversion	\$ 1,100.00
Vogel Law Firm	#42278, August billing	Pj. 64, LaBelle/Boyer	\$ 962.50
Vogel Law Firm	#42279, August billing	Pj. 39, Georgetown	\$ 99.00
Vogel Law Firm	#42280, August billing	Pj. 49, Oakport	\$ 2,298.50
Vogel Law Firm	#42282, August billing	COE Diversion	\$ 1,760.00
West Central JPB	#2010-100, survey/design	Hay Creek CWL	\$ 1,792.29
West Central JPB	#2010-150, survey/design	M.S.A. 103D.905, Subd. 3	\$ 2,300.00
WREC	7/19/10-8/19/10 service (2)	Pj. 46, Turtle Lake	\$ 366.43
Xcel Energy	7/26/10-8/24/10 (9)	Pj. 49, Oakport	\$ 93.05
			\$ 1,059,698.42

The Board had a question about Stuart Bjorgan's bill for mowing on Project No. 8, Stony Creek. **Motion** by Nelson to approve payment of the bills, subject to clarification regarding the referenced bill. **Seconded** by Hanson **Approved**.

RRBFDRWG Agreement. VanAmburg provided draft copies of the COE draft changes to the RRBFDRWG Agreement and a preliminary draft flowchart showing the COE's project review and permitting process for the Board's review.

River Watch Quarterly Report. Sheila Carlson, BRRWD River Educator, forwarded her Quarterly Report regarding River Watch activities for the past three months and projected activities the next quarter for the Board's review.

BWSR Outstanding Watershed District Employee Award. Randy Kramer, BWSR, notified the Board that BWSR is sponsoring an award to recognize an employee who has made remarkable contributions to the work of watershed districts during the past year. The Board discussed the award, and Ellefson suggested that the BRRWD nominate Bruce Albright for the honor. Nominations close 10/15/10. **Motion** by VanAmburg to nominate Albright for the referenced award. **Seconded** by Paradeis Kobiela. **Approved.** Jones will submit the nomination form.

Next Meeting. The Board of Managers, BRRWD, will hold their next regular meeting on Monday, September 27, 2010, in the Barnesville office at 8:00 PM.

Adjournment. Chairman Ellefson adjourned the meeting at 11:20 PM.

Respectfully submitted,

John E. Hanson, Secretary