BUFFALO-RED RIVER WATERSHED DISTRICT

BARNESVILLE, MINNESOTA 56514

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MINUTES FOR MANAGERS’ MEETING

August 25, 2014

The Board of Managers, Buffalo-Red River Watershed District (BRRWD), held a regular meeting on Monday, August 25, 2014, at 7:00 PM in the Barnesville office. BRRWD Managers present were Gerald L. Van Amburg, Curtis M. Nelson, Peter V. Fjestad, John E. Hanson, Breanna L. Paradeis Kobiela, Troy E. Larson, and Catherine L. Affield. Houston Engineering Inc. (H.E.) Staff attending included: Bruce E. Albright, BRRWD Administrator, and Erik S. Jones, Engineer. Also attending: Clayton Runck, Craig Runck, Dale Anderson, Don Nelson, and Darrin Tucker.

Chairman Van Amburg called the meeting to order at 7:00 PM. He announced that the proceedings were being recorded to aid in the preparation of the minutes.

Secretary’s Report. The Board reviewed the draft minutes for the Project No. 76, Wilkin County Ditch (C.D.) No. 3-Lateral, 02/20/14 hearing. Affield requested the office verify whether or not she attended this hearing and to make the necessary edits if she had. Motion by Hanson to approve the minutes, subject to correction. Seconded by Nelson. Approved.

Treasurer’s Report. The Board reviewed the BRRWD’s financial status. Cash on hand currently is $1,181,077.49. Since the 08/11/14 meeting, we have received $209,226.47. A main contributor to that amount was from the State of Minnesota for reimbursement on Manston Slough from the Flood Damage Reduction Grant ($209,089.22). Albright noted that we have been working with the Clay Soil and Water Conservation District (SWCD) on the Whisky Creek Erosion Project. We have four reimbursement checks from the SWCD and landowners totaling approximately $15,000, which the office will process and deposit this week.

2015 Budget Hearing. The 2015 budget must be filed by September 15, 2014. The annual budget hearing is scheduled for 9:00 PM during the regular September 8, 2014 at 7:00 PM BRRWD meeting. The office is preparing the necessary budget worksheets.

Business brought before the Board included:

Clayton Runck Drainage Concerns. Albright met with Craig Runck earlier in the evening, who had some questions for the Board regarding the ditch along 110th AVE S in Section 27, Skree Township, Clay County. He also provided a letter and map for the Board’s review. There are wetland issues involved with the Runck property, and the BRRWD, the Natural Resources Conservation Service (NRCS), United States Fish and Wildlife Service (USFWS), and the Minnesota Department of Natural Resources (DNR) have been working with the Runcks regarding their drainage work/violation over the past several years. Previously, there was a cease and desist order in place in Section 27, restricting work on the Runck property. In the letter, Craig Runck asked to remove the culvert between the Runck and Ronsberg property (110th AVE S), which feeds water from the south side of the road to the north. Runck claims the operator of the Ronsberg property (Tom Friederichs) did not have a BRRWD permit to install the culvert between Sections 27 and 34. Albright believes the culvert was installed prior to 1979 when the BRRWD adopted their Rules. Clayton Runck commented that he hadn’t received notice about Friederichs’ culvert or the culvert in the township road east of his property that Randy Bjornson had installed a few years ago. He discussed Friederichs’ ditch work last fall in Section 35, which he feels brought more water onto his
property. Albright recapped the ditching/drainage work done in and around the Runck property since the BRRWD Rules were adopted in 1979. Runck discussed his memory of the drainage activities associated with his property in the same time period up to the present. Runck asked the owner of the downstream farmstead, Herb Nelson, for permission to clean 8"-12"out of the road ditch to improve water flow. Nelson refused to give his consent for the work by his buildings, citing concerns about spring runoff flooding his buildings. Runck said that he had contacted Jeff Pender, who is a Skree Township Supervisor, to do the work. Pender visited the office to discuss concerns about the work brought to him by Herb Nelson. Randy Bjornson also called the office to request he be included in a field review when it is conducted. There was an extended discussion between the Board, Runck, and Dale Anderson, Runcks' hired man, about the history of the drainage issues associated with the Runck property and what steps could be taken to satisfy all parties in the future. Anderson explained that the Runcks feel there are too many culverts draining water onto the property, and not enough culverts draining the water out of their area. Using the overhead monitors, Albright explained the ongoing drainage issues regarding the Runck property. The crux of the dispute is a farmed wetland (FW) located in Section 27, which according to Swampbuster regulations, the Runcks can't drain or alter. In dry years, the Runcks can crop the area at their own risk, but in wet years, they are not allowed to do any work to drain it further. The Runcks maintain that the wetland exists only because too much water is coming into their property through four upstream culverts with only one culvert in place downstream to convey water off their property. Albright will schedule a field review of the area, and he suggested a meeting should be held with the other concerned parties before the Board could move forward with any action.

**Permit No. 14-108, Darrin Tucker.** Applicant proposes to install a drainage ditch/berm along the property line for approximately 400 feet to divert water to the north ditch of 100th AVE to address washout issues in the SW¼, Section 19, Skree Township, Clay County. The spoil will be placed on the west side of the proposed ditch on Tucker's property. The neighboring landowner, Bill Austin, will participate in the project. Albright noted that Tucker will need to seed the ditch as soon as possible to prevent continued erosion. Grades in the area are quite steep, and the soils are sandy, so the work needs to be stabilized as soon as possible. Motion by Nelson to approve Permit No. 14-108. Seconded by Larson. Approved.

**Permit No. 13-075, Menholt Farms.** Applicant proposes to install pattern tiling in Sections 15, 22, 23, and 27, Flowing Township, Clay County. The application was incomplete when submitted. Richard Menholt has filed a subsequent application replacing this one. Administratively withdrawn.

**Permit No. 14-011, Kurt Hovland.** Applicant proposes to install 148 acres of pattern tiling in the SW¼, Section 5, Prairie View Township, Wilkin County, outletting via a lift station to County Road (C.R.) No. 32 road ditch. A hearing is required to add the N½ of the noted land into the Wilkin C.D. No. 41 benefit area. The hearing will be scheduled within the next few months. Tabled.

**Permit No. 14-078, USFWS, Detroit Lakes Wetland Management District (WMD).** Applicant proposes to restore wetlands by scraping out the sediment and spoiling the material down the existing drainage ditches in Section 34, Parke Township, Clay County. Tabled, pending a more detailed plan from the applicant.

**Permit No. 14-071, Curtis Stubstad.** Applicant proposes to install 199 acres of pattern tiling in the SW¼, Section 1, and part of the SE¼, Section 2, Elmwood Township, Clay County. A hearing was held on 08/19/14 to include the part of the requested land that was not assessed to C.D. No. 58. Stubstad contacted the office to revise his application to also tile the entire S½, Section 2, south of Interstate-94 (I-94), which is currently assessed to C.D. No. 58. The Board discussed Stubstad's benefit rate for C.D. No. 58. Motion by Nelson to add the SE¼, Section 2, to the C.D. No. 58 benefit area at a rate of $40/acre, and to approve Permit No. 14-071 with the standard BRRWD tiling disclaimer and road authority approval to work within their right-of-way (r-o-w). Seconded by Fjestad. Approved.
Permit No. 14-079, Clay County Highway Department. Applicant proposes to a remove bridge over Whisky Creek in C.R. No. 56, between Sections 22 and 23, Barnesville Township, Clay County. Albright previously noted that Brian Ellefson has buildings in Section 23 that are subject to flooding. Ellefson will be contacted to follow up with the information he requested. Tabled.

Permit No. 14-091, Beau Jacobson. Applicant proposes to install 123 acres of pattern tiling in the E½NE¼, Section 21, Keene Township, Clay County, outletting via a pump station in the southwest corner of the project. The land in question is not currently within the BRRWD, but does drain south into the BRRWD. Technically, the applicant would need to file his permit with the Wild Rice Watershed District. Administratively withdrawn.

Permit No. 14-098, Arland Anderson. Applicant proposes to complete wetland restorations in Section 4, Norwegian Grove Township, Otter Tail County. Jones contacted Shawn Pepin, USFWS, Fergus Falls. There is one wetland on the property line, and Pepin is working with the applicant and neighbor on an agreement to be able to restore the area to a certain elevation. Tabled, pending the written agreement between the landowners and the USFWS.

Permit No. 14-103, Peter Fjestad. Applicant proposes to install random tiling in three low spots in his field, outletting to Johnson and Fjestad Lakes and install a new 36” dia. corrugated metal pipe (cmp) and approach between Sections 10 and 11 in the NW¼, Carlisle Township, Otter Tail County, to provide access to rented cropland. Motion by Hanson to approve Permit No. 14-103, subject to BRRWD's standard tiling disclaimer. Seconded by Affield. Approved.

Permit No. 14-104, Peter Fjestad. Applicant proposes to install random tiling to convey drainage from a low spot to an existing tiling system in the NW¼, Section 22, Oscar Township, Otter Tail County. Motion by Nelson to approve Permit No. 14-104, subject to BRRWD's standard tiling disclaimer. Seconded by Larson. Approved.

Permit No. 14-105, Tansem Township. Applicant proposes to install a new 12” dia. x 150’ long culvert with optional swing gate along the township road (180th AVE S) to an unnamed wetland adjacent to Whiskey Creek to lower water near the road approximately three feet for transportation safety in the SE¼, Section 34. The wetland in question is under a USFWS easement. Applicant has received approval from the USFWS to complete the work. Motion by Hanson to approve Permit No. 14-105. Seconded by Fjestad. Approved.

Permit No. 14-106, Fergus Falls Fish & Game Club. Applicant proposes to complete several shallow wetland scrapes, plug several small surface ditches, remove sediment/fill from drained wetlands to be placed in existing surface ditches to be used for additional topsoil for reclaiming an old gravel pit in the N½, Section 5, Orwell Township, Otter Tail County. Motion by Fjestad to approve Permit No. 14-106. Seconded by Affield. Approved.

Permit No. 14-107, Matt Jirava. Applicant proposes to install tile mains and laterals in Sections 2 and 11, Riceville Township, Becker County, to outlet via gravity flow into C.D. No. 21. Albright has been in contact with Jirava regarding the fact that part of the land to be drained by the project is not assessed to C.D. No. 21. Jones also mentioned potential issues with excavating up to 3.7’ out of the road ditch to allow for the tile gravity flow as detailed in the permit application plan. Albright will follow up further with the applicant. Tabled.

Permit No. 14-109, John Piekarski. Applicant proposes to install random drain tile with gravity outlets in the NW¼, Section 27, Carlisle Township, Otter Tail County. The water will eventually outlet the Judicial Ditch (J.D.) No. 2. Motion by Fjestad to approve Permit No. 14-109 with standard BRRWD tiling disclaimer. Seconded by Paradeis Kobiela. Approved.
Permit No. 14-110, Greg Berg. Applicant proposes to install 35 acres of pattern tiling outletting via gravity outlet in the NW¼, Section 25, Barnesville Township, Clay County. The applicant contacted the office via phone and requested the permit be tabled until further notice. Tabled.

Permit No. 14-111, Menholt Farms. Applicant proposes to install 400 acres of pattern tiling outletting via one lift station on the west side of the project into a private ditch, leading eventually to the Trunk Highway (T.H.) No. 9 ditch and a second lift station in the northwest corner of the project into Clay C.D. No. 10 in the NW¼ and S½, Section 22, Flowing Township, Clay County. The noted lands area assessed to drain into Clay C.D. No. 10. Motion by Nelson to approve Permit No. 14-111 with the standard BRRWD tiling disclaimer. Seconded by Paradeis Kobiela. Approved.

Permit No. 14-112, Manuel Jerger & Sons Farm. Applicant proposes to install 80 acres of pattern tiling outletting via gravity flow directly into the South Branch of the Buffalo River in the SE¼, Section 19, Atherton Township, Wilkin County. Motion by Hanson to approve Permit No. 14-105 with the standard BRRWD tiling disclaimer. Seconded by Fjestad. Approved.

Army Corp of Engineers (COE) F-M Diversion. Don Nelson attended the meeting to discuss his concerns about the COE's proposed elevation of the Oxbow-Hickson-Bakke (OHB) ring dike. Albright previously contacted Lee Beauvais, Moore Engineering, for an analysis of the OHB ring dike based on the COE's new numbers for a 100-year flood event, which is about 1'-2' higher than the current elevation. No response has been received to date due to an email address error. The group had an extended discussion regarding Minnesota Governor Dayton's remarks on the Diversion project/OHB ring dike and other related issues. Albright will follow up with Beauvais regarding the requested dike analysis.

Permit No. 14-018, John and Paul Dubbels. At their 03/10/14 meeting, the Board approved Permit No. 14-018 for pattern tiling in the S½SW¼, Section 16, Humboldt Township, Clay County, with the standard tiling disclaimer. Albright conducted a field review on 08/05/14. Based on conversations with McEvers, Nelson thought that the landowners were currently undecided about having the outlet removed. It has been suggested that Dubbels might seek to obtain an easement from the McEvers for the area affected by the outlet. The filed application did not reference any work on McEvers' property.

Jeff Nord Culvert Concerns. Nord filed a complaint with the Board on 07/14/14 regarding culverts along C.R. No. 30 near Ed Ernst's property in the NW¼, Section 35, Deerhorn Township, Wilkin County. Albright will meet with Ernst regarding Nord's concerns.

Project No. 75, Wilkin C.D. No. 31-Lateral. The Environmental Assessment Worksheet (EAW) decision as required by the Minnesota Department of Natural Resources (DNR) for restoration of the Whiskey Creek channel, starting at T.H. No. 9 and continuing downstream across Section 14, Connelly Township, has been sent to the necessary parties. Once the DNR permit is issued, Jones will draw up the required easements to complete the project, and then approach the landowners to get them signed. He will also need to submit a Conditional Use Permit (CUP) to Wilkin County. The DNR will require 50' grass buffer strips on each side of the channel. Jones will check with Julie Aadland, DNR, on the status of our permit. Project No. 74, Clay C.D. No. 51, Lateral No. 3. Albright and Jones met with the petitioner, Roger Minch, on 08/21/14 to discuss an amended petition, which adds a lateral to the west to include drainage from the Sorby property, and a 24” pipe through the township road (100th AVE N) to include drainage from the Sauter property in Section 33, Kragnes Township. Minch has opted to dismiss the original petition. Albright spoke with the BRRWD's attorney, Tami L. Norgard, Vogel Law Firm, regarding the federal lawsuit with Minch. If the original petition is dismissed, Norgard believes the Board should notify the necessary parties stating they have satisfied the federal court mediated settlement agreement which did not result in settlement of the case and to ask to submit a motion for judgment on the pleadings back on the Court's calendar for hearing. Motion by Hanson to dismiss the petition as discussed with Minch, and to refund the balance of Minch's petitioner's bond after all petition costs have been paid. Seconded by
Fjestad. **Approved. Motion** by Paradeis Kobiela to authorize Norgard to request the motion for judgment on the pleadings be placed on the Court's calendar for hearing. **Seconded** by Hanson. **Approved.** Minch has the option to file a new petition no matter what happens with the Court case.

**Project No. 71, City of Moorhead, 50th AVE S.** Gladen Construction, Inc. has a few punch list items left to complete. Albright estimated that the project should be completed by 9/15/14. Once the final pay request is received from Gladen, we will be able to calculate the final project cost, and then assess City of Moorhead and the local benefitted landowners in accordance with the Appraisers' Report. Albright submitted a pay request to the City of Moorhead for $181,469.30 in project development costs. He expects payment before the next meeting.

**Project No. 56, Manston Slough Restoration.** Gladen Construction Inc. continues to work on the project, despite the wet weather conditions. Weekly meetings with the contractor are being held to monitor project progress. The estimated completion date is 09/30/14. Change Order No. 1 and Pay Request No. 4 have been submitted to the Board. Change Order No. 1 includes gravel along C.R. No. 26 for an additional $78,000 to conform to Wilkin County's road construction requirements. There was a contract reduction for other fill material that was not needed. Jones mentioned other items included in the Change Order were for the Norman dike to keep their property out of the project (approximately $15,000). The change order totals $91,043.85. Pay Request No. 4 totals $217,002.32. **Motion** by Hanson to approve Pay Request No. 4 and Change Order No. 1. **Seconded** by Larson. **Approved.**

Norgard continues to work on the Kent Rod and Gun Club condemnation process. Josh Kadrmas, Engineer, H.E., project site supervisor, has picked up a few more shots to determine the amount of material between the culverts in the 0.38 mile of ditch east of T.H. No. 9 along the south side of C.R. No. 26 for landowner Dale Dinger. Albright will look at the analysis and follow up with Dinger based on the results. If Dinger refuses to sign, the easement will be forwarded to Norgard for condemnation.

**Project No. 49, Oakport Township Flood Mitigation.** Albright has discussed the future of our hunting policy with the Moorhead Chief of Police, Shannon Monroe, in association with the Joint Powers Board. The area in question will be annexed into the City of Moorhead on 01/01/15.

**Project No. 39, Georgetown Levee.** The DNR returned the signed contract for $190,000, so the funding is now available. All the concrete work for the Greywind house has been completed, and he should be able to move in the next few weeks. Bob Schmidt and Sons have not yet moved the garage. This work needs to be completed so the final levee segment can be finished. Hopes are that the project's contractor, Reiner Contracting, Inc., can finish the project in the next several weeks.

**Project No. 30, Clay/Wilkin J.D. No. 1.** An informational meeting is scheduled for Thursday, September 4, 2014, 8:00 AM, in the Barnesville office to discuss possible repairs in Clay County, the possible impacts of a diversion on the south side of the County line, and a project history timeline. Notices have been mailed to affected landowners.

**Project No. 14, Clay C.D. No 10.** H.E. submitted Pay Request No. 1 for JBX LLC, in the amount of $25,956 for Phase 1 work completed; Pay Request No. 2 for William Nichol Excavating, Inc. in the amount of $6,197.50 for Phase 2 work and Pay Request No. 2 in the amount of $9,639 for Phase 3. Jones expected that the contractors should be nearly completed with the projects by the 09/08/14 meeting. **Motion** by Nelson to approve all three pay requests. **Seconded** by Paradeis Kobiela. **Approved.**

**Mediation PT.** The next PT meeting is scheduled for Thursday, September 25, 2014, at 7:00 PM in the Barnesville Watershed Office. Notices will be sent in the near future. The Fall Tour is tentatively scheduled for October 9, 2014.
Jones presented a summary of potential repairs based on the survey conducted on Carolyn Swenson’s property in the NE¼, Section 6, Manston Township, Wilkin County, along the South Branch of the Buffalo River. An approximate project budget is projected at $90,000. Jones distributed copies of a map for the potential project for the Board’s review.

Jones discussed a potential Wetlands Reserve Program (WRP) project the NRCS is interested in expanding near Terry Czichotzki’s property in Section 11, Manston Township, Wilkin County to include more of the affected area. Jones expected that the site could store up to 2.5” of runoff from the 3-4 miles of the local contributing drainage area. A more formal report will be prepared for the Board’s review at the next meeting.

Albright noted that he and Chairman Van Amburg discussed the Barnesville Township Retention project with Henry Van Offelen, DNR, during the Clean Water Council tour, last weekend. Van Offelen told them that the BRRWD has obtained an additional $5,000 to fund the channel survey. The Red River Basin Flood Damage Reduction Work Group's (RRBFDRWG) contribution now totals $10,000 with the possibility for more money in the future.

Albright noted that currently, he has not heard from NRCS regarding the Farm Bill and WRP. The NRCS has to make some decisions before the BRRWD can move forward with any possible WRP projects.

Jones has reviewed several repair sites on Stony Creek (Clay C.D. No. 31), and more detailed information should be available at the next PT meeting regarding potential retention sites along the Creek and possible operation options.

**Watershed District Enlargement.** In accordance with the revised schedule, which has been filed with the Minnesota Board of Water and Soil Resources (BWSR) for updating the Revised Watershed Management Plan (RWMP), one of the first steps will be to hold some kick off meetings. We will probably do that in the new area after the crops are harvested. The new estimated completion date for the RWMP update process is May 31, 2015. No further work has been done on the proposed boundary changes with the Bois De Sioux Watershed District. Meetings will be scheduled this winter.

**Becker C.D. No. 19.** H.E.’s hydraulic analysis for the Rock-Rice Road crossing and for C.R. No. 27 at the outlet of Momb Lake has been mailed to the affected parties. An informational meeting with all of the landowners on Becker C.D. No. 19 will be scheduled in the future. Residents on the lakes have contacted the BRRWD regarding their concerns about scheduling the meetings. Albright reported that someone took a plate on one of the culverts in the Rock-Rice road on the inlet end. The Township will probably have to reinstall the plate.

**Clay C.D. Nos. 9, 32, and 33.** Wade Opsahl, Technician, is working on the redetermination of benefits. We are still waiting for the Viewer’s Reports.

**Minnesota Agricultural Water Quality Certification Program (MAWQCP).** A meeting will be held in September in Minneapolis to demonstrate the use of the assessment tool. We have had a good response from the Knowledge, Attitude, and Practices (KAP) surveys. A MAWQCP seminar may be held at the annual Minnesota Association of Watershed Districts (MAWD) Conference in December.

**Buffalo River Total Maximum Daily Load (TMDL)-Watershed Restoration and Protection Program (WRAP).** Mark Deutschman, H.E., is working with the Minnesota Pollution Control Agency (MPCA) on contract language/amendments for the Buffalo River TMDL and WRAPS. The study was not finished by the 06/30/14 deadline. Albright signed the new contract with an extended completion date of 12/31/14 to allow time for the MPCA to respond to the comments made by the Environmental Protection Agency (EPA).
Elkton Township Wetland Restoration. The contractor is working on this project. Opsahl has reviewed the site, but Jones was unable to meet with him about a formal report.

Wilkin C.D. Nos. 41 and 42. Hearings will be scheduled this fall to add and remove land in these two ditch systems for Richard Scheffler's tiling project in Section 13, Atherton Township, and Curt Hovland's project in the SW¼, Section 5, Prairie View Township. The hearing notice needs to be published three weeks prior to the hearing once a date has been set.

Hawley Buffalo River Restoration. The Larry Cossette property closing will take place on Wednesday, August 27, 2014, at 4:30 PM, Vogel Law Firm, Moorhead. Albright will need to obtain a cashier's check in the amount of $5,756.32. Bids for the project were opened today. The low bidder was Reiner Contracting, Inc. The Board discussed the two construction alternatives, which could be included in the project because Reiner's bid was significantly lower than the Engineer's estimate. Albright needs to review the budgets for this project. The Board discussed the BRRWD commitment to project funding and possible sources of revenue, including a possible request for more funding from the DNR, or possibly levying for the project through the Minnesota Statutes Annotated (M.S.A.) 103D.905, Subd. 3, taxing authority. These issues will be discussed with the City of Hawley at an informational meeting on Thursday, August 28, 2014, at 4:30 PM in the Hawley City Hall.

Wolverton Creek/Comstock Coulee Clean Water Fund (CWF) Project. The Board needs to authorize the submission of the Targeted Watershed Demonstration Program grant application to BWSR. The deadline is Friday, August 29, 2014. Jones distributed the draft application. He suggested submitting a specific “reach” of the channel as a starting point (Phase 1) to better the chances of funding. **Motion** by Fjestad to submit the Targeted Watershed Demonstration Program grant application. **Seconded** by Affield. **Approved.**

Turtle Lake Outlet. The DNR permit for the outlet project originally called for water quality monitoring before the outlet was completed and during the operation of the outlet. Residents on Lake 15 are raising concerns about weeds and their water quality. Nathan Olson, DNR Fisheries, questioned if the nutrients coming through the outlet from Turtle Lake are causing the weed problems. It has been several years since samples were last collected. **Motion** by Nelson to authorize water quality sampling and analysis of the project outlet the next time we are operating the project. **Seconded** by Hanson. **Approved.**

BWSR Clean Water Legacy (CWL) Grant. The CWL grant application deadline is September 26, 2014. The Board will discuss possible projects to submit for this grant before the deadline. C.D. No. 23 has a significant erosion site at the outlet that these funds could be used to repair.

Red River Basin Commission (RRBC). The RRBC and RMB Environmental Laboratories are hosting a Zebra Mussel tour, starting at Fair Hills Resort on Tuesday, September 9, 2014, at 2:00 PM. Managers interested in attending should contact the office.

Red River Retention Authority. Requests are being submitted for the Regional Conservations Partnership Program (RCPP), which is part of the new Farm Bill, and they have requested a letter of support from the BRRWD. This has been drafted and the Board approved its submittal.

Log Jam. The Clay County Highway Department has discovered a logjam south of Sabin. Albright forwarded the information to Opsahl to request a bid from William Nichol Excavating, Inc.

Project No. 73, County Heritage Ditch. The contractor, Steven Johnson Excavation, has completed the cleanup work. Kris Carlson, Ulteig Engineers, reviewed the work and found it to be satisfactory.
**BWSR Academy.** BWSR is hosting the 2014 Academy training event on October 28-30, 2014, at Breezy Point Conference Center, near Brainerd. Albright distributed information about the Academy for the Board's review.

**Becker C.D. No. 5 Culvert Repair.** Clifford Alder called the office about problems on the upstream end of the system, south of Audubon where water was backing up. Opsahl investigated the site in the NW¼, Section 28, Audubon Township and noted a field crossing that has a 12" dia. corrugated metal pipe (CMP). The upstream crossing through the township road (190th AVE) is a 24" dia. CMP, downstream is an open ditch draining into Jay Lake. The limited capacity of this crossing has caused water to back up and overtop the township road repeatedly in the past few years. He recommends replacing the culvert with a 24" dia. x 40' CMP. The estimated cost of repair is $3,000-4,000. **Motion** by Hanson to approve the repair as detailed. **Seconded** by Fjestad. **Approved.**

**Whiskey Creek Tributaries Repair Recommendation.** In response to a landowner concern of sediment in East Tributary, H.E. reviewed the channel conditions in Section 14, Barnesville Township that flows northeasterly approximately 5,000' from C.R. No. 55 (150th AVE) to C.R. No. 56 (160th ST). There is significant sediment in parts of the channel, which has caused water to drain slowly from the adjacent farmland causing crop damages. The upstream portion of this channel has the most significant levels of sediment. The downstream portion of this channel may only need minimal work at this time. Jones recommends repair of this area as needed to reestablish the original grade line of the channel. This work would be done with an excavator to remove sediment and a dozer to level spoil. The approximate cost estimate is $6,000-8,000 for this repair. **Motion** by Nelson to approve the repair as detailed. **Seconded** by Fjestad. **Approved.**

**Manager Nelson.** Manager Nelson is retiring from the BRRWD Board after 33 years of service. An appreciation dinner will be scheduled in the near future. The Board thanked him for his service.

**The following bills were presented for approval:**

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<td>RMB Environmental, Inc.</td>
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<tr>
<td>RMB Environmental, Inc.</td>
<td>#234597, WQ analysis</td>
<td>Buffalo River TMDL</td>
<td>$352.00</td>
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<tr>
<td>RMB Environmental, Inc.</td>
<td>#235415, WQ analysis</td>
<td>Buffalo River TMDL</td>
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<td>RRVC/PA</td>
<td>07/10/14-08/10/14 service (3)</td>
<td>Pj. 49, Oakport</td>
<td>$240.78</td>
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<td>TDS</td>
<td>8/13/14 billing</td>
<td>Admin</td>
<td>$22.52</td>
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<td>Vogel Law Firm</td>
<td>#136771, July 2014 billing</td>
<td>Admin</td>
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<td>#136772, July 2014 billing</td>
<td>Pj. 56, Manston</td>
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<td>Vogel Law Firm</td>
<td>#136773, July 2014 billing</td>
<td>COE Diversion</td>
<td>$1,909.00</td>
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<tr>
<td>Vogel Law Firm</td>
<td>#136774, July 2014 billing</td>
<td>Pj. 74, Clay 51 Lat.</td>
<td>$23.00</td>
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<tr>
<td>Wade Opsahl</td>
<td>Picture frames (7)</td>
<td>Admin</td>
<td>$95.81</td>
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<tr>
<td>Wells Fargo</td>
<td>Cashier's Check, Cossette closing</td>
<td>Buffalo River Restoration</td>
<td>$5,756.62</td>
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</table>
Wells Fargo | T.H. 10 repair/deposit, Cashier's Check | Pj. No. 64, LaBelle/Boyer | $2,000.00
---|---|---|---
Wm. Nichol Excavating, Inc. | Multi-bloc-Final | Whisky Creek CWF | $1,524.00
| | | | $293,844.09

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

Next Meeting. The next regular meeting will be held on Monday, September 8, 2014, at 7:00 PM in our Barnesville office.

Adjournment. Motion by Fjestad to adjourn. Seconded by Larson. Approved. Chairman Van Amburg adjourned the meeting at 10:00 PM.

Respectfully submitted,

John E. Hanson, Secretary