

# ***BUFFALO-RED RIVER WATERSHED DISTRICT***

BARNESVILLE, MINNESOTA 56514

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## **MINUTES FOR MANAGERS' MEETING**

**July 23, 2007**

The Board of Managers, Buffalo-Red River Watershed District (BRRWD), held their regular meeting on Monday, July 23, 2007, at 8:00 PM in the Barnesville office. BRRWD Managers present were Roger G. Ellefson, E. Robert Olson, and Curtis M. Nelson. Others attending included BRRWD Administrator Bruce E. Albright and Julie Jerger, Houston Engineering, Inc. (H.E.); Joel S. Roehl, Vegetation Specialist, BASF Chemical Company; Ronald Erdman, Allstate Construction; and landowners Greg Berg and Rick Maier.

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

**Secretary's Report.** The Board reviewed draft minutes for the 7/09/07 regular meeting. **Motion** by Nelson to approve the minutes. **Seconded** by Olson. **Approved.**

**Treasurer's Report.** The Board reviewed the BRRWD's current financial status. Since the last meeting, we have received a check for Oakport auction sale proceeds from Pifer's Auction and Realty. We still have an outstanding loan from Midwest Bank for the Burris home buyout associated with the Oakport project. We are waiting for reimbursement for this expenditure from the Minnesota Department of Natural Resources (DNR). We are also still waiting for Clay County's 2007 ditch tax payment. Albright received a request from Wells Fargo Bank for the Board to release their Federal Reserve Bank pledge agreement, since our balance is less than \$100,000. They agreed to repledge the funds if our balance increases. Albright noted that our account is still secured up to \$420,000. **Motion** by Nelson to authorize Ellefson to sign the release. **Seconded** by Olson. **Approved.**

**Joel Roehl, BASF Chemical Company.** Roehl made a presentation regarding an experimental herbicide called Clearcast, which is designed specifically for aquatic weed control (cattails). Roehl indicated that the chemical is very selective, and only targets problem vegetation, leaving grasses, etc., on the ditch sideslopes. The group discussed the product's possible use in our ditch spraying efforts. The BRRWD has a program to control cattails in over 250 miles of legal drainage systems under their jurisdiction. Roehl said that there is about 40 acres of Clearcast application available in Minnesota under BASF's Experimental Use Permit (EUP). Roehl estimated that it would cost the BRRWD about \$3,000 to apply Clearcast on 40 acres of our ditch system vegetation. Discussion followed regarding application rates and alternative herbicide combinations.

**Greg Berg Drainage Concern.** Albright forwarded H.E.'s survey to Greg Berg regarding his concerns about drainage problems on his 40 acre pasture south of Barnesville on the east side Trunk Highway (T.H.) No. 9 in the SW<sup>1</sup>/<sub>4</sub>, Section 25, Barnesville Township, west of the City's lagoons. Berg discussed the survey results and questioned if the BRRWD would be interested in cost-sharing ditch cleaning costs. Ellefson explained that this stretch of ditch is not part of a legal ditch system. He suggested that the Minnesota Department of Transportation (MNDOT) might be willing to assist with a project. The BRRWD did help pay for the 1998 ditch cleaning project, but Nelson pointed out that there were homes in jeopardy of flooding at that time. The group discussed the 1998 cleanout and the need for a

ditch maintenance agreement among the neighboring landowners. Ellefson explained that the BRRWD doesn't fund private ditch maintenance. He suggested that Berg provide MNDOT with a copy of H.E.'s survey and discuss sharing the cleanout costs with them. Berg said he was willing to maintain the ditch, but would like help paying for the cleanout work. Nelson noted that the BRRWD did pay for the recent H.E. ditch survey. Ellefson commented that MNDOT will probably want a maintenance plan that would include the neighboring landowners. Berg agreed to contact MNDOT.

**Permit No. 07-59, Rick Maier.** Applicant proposes to install patterned tiling in the E½NW¼, Section 4, Atherton Township, Wilkin County, to improve crop production and lower the water table. Maier plans to use a lift station in the northwest corner of the property to outlet drainage west in the existing township road ditch for approximately 3,000', then north through an existing culvert in 100<sup>th</sup> ST, and eventually into a natural waterway. On 7/11/07, Albright and Manager Ellefson conducted a field review. Ellefson was concerned that the project might not have an adequate outlet, as the downstream area has historic drainage problems. Manager Nelson and Albright field reviewed this area on 7/17/07, and Nelson noted the same concerns. Last week, Albright provided Maier with a permission form for the neighboring landowners/operators to sign off on the project. Maier obtained the necessary signatures and submitted it to the Board. He noted that Frank Schindler did not sign, as he has concerns about increased drainage on his property. Albright said Schindler was in the office today to discuss those concerns. His biggest worry is that they might dig into an underground spring that would drain continuously onto his property. He was not interested in signing off on the project, but he also didn't want to delay Maier's project. The group discussed the area drainage patterns and specifically the road ditch conditions near the Bachmann property. Ellefson was concerned that water could back up into this farmstead and suggested that Maier discuss the project with the Bachmann family. He also thought Maier should notify Marie Boeder, an absentee downstream landowner. The Board asked Maier to contact Leo Schindler, Boeder's brother, who formerly operated the property. **Motion** by Olson to approve Permit No. 07-59, subject to Maier's contact with Leo Schindler and the Bachmann family. Albright and Manager Olson will conduct a field review tomorrow afternoon. **Seconded** by Nelson. **Approved.**

**Permit No. 07-51, Mike Lewis.** At their 7/09/07 meeting, the Board approved an "after-the-fact" permit application to Lewis to install a 60" dia. culvert on the west side of T.H. 9 in an existing ditch/waterway in the NE¼, Section 2, Barnesville Township, Clay County, to gain access to his field on west side of ditch. Ronald Erdman, the neighboring landowner, was concerned that the new culvert might restrict area drainage. The existing culvert through T.H. 9 is 60" x 46" corrugated metal arch pipe (CMP-A) with 15.6 square feet (sq. ft.) of waterway area. Lewis installed a 60" dia. CMP with 19.6 sq. ft. waterway area. The Board felt that the larger downstream culvert should alleviate the neighbor's concerns. Erdman pointed out that the Lewis' culvert is crushed in the middle so that its 60" diameter is reduced to about 35". The Managers were not aware of the damage. The group discussed area drainage patterns and previous area drainage work. Erdman commented that now, water draining from the east will go cross-county on Conservation Reserve Program (CRP) acreage, which could be cropped in the future. Erdman suggested that Lewis might consider moving his approach/culvert to a more suitable location. The Board agreed to hold the permit until their 8/13/07 meeting to discuss this issue with Lewis. As Managers Olson and Hanson made and seconded the motion to approve this permit, the decision to reverse the permit approval will have to wait until they are both in attendance.

**Project No. 51, Clay County Ditch No. 68.** Wade Opsahl, Technician, H.E., and Erdman toured Project No. 51, Clay County Ditch No. 68, last Friday to review what repairs Erdman needed to complete in order to finalize the contract. Erdman discussed his concerns about the washout on 12<sup>th</sup> AVE where sediment

washed into the ditch for about 2,100' from the adjacent agricultural property. He didn't feel that he should be responsible for erosion cleanup from the upstream field. Erdman is concerned about his liability regarding ongoing project repairs. He wants to close out his contracted obligation for this project. The Board discussed the cleanup items. Albright suggested that the Board conduct another field review. H.E. will also need to provide recommendations regarding the sediment cleanup. There are two additional repair items that Opsahl asked Erdman to bid that are not part of the project contract.

**Business brought before the Board included:**

**Acting Secretary. Motion** by Nelson to appoint Manager Olson as Acting Secretary in Manager Hanson's absence. **Seconded** by Ellefson. **Approved.**

**Permit Nos. 07-34, Chris Noben, and 07-36, Tom Herfindahl.** Herfindahl filed an "after-the-fact" permit application for a tiling project he installed last fall in Section 13, Cuba Township, Becker County. Clifford Ernst's renter, Chris Noben, filed Permit No. 07-34 to install tiling in Section 12, Cuba Township. The Board feels the neighbors should work together to coordinate their tile drainage, which eventually outlets to Becker County Ditch No. 15. Manager Hanson and Opsahl will schedule a field meeting when Hanson is available with Chris Noben, Tom Herfindahl, Clifford Ernst, and Jeff Norby, Natural Resource Conservation Service (NRCS), regarding these adjacent projects.

**Permit No. 07-40, Ronald Jerger.** Manager Ellefson and Opsahl conducted a field review on 7/06/07 of Jerger's proposal to construct an 18" to 24" high berm along the east side of his property in the NW¼, Section 32, Atherton Township, Wilkin County. The proposed berm would be along the west side of a ditch located on the quarterline. Ellefson felt that the work could back up water into the neighboring landowner's farmstead. **Tabled** pending more information from Jerger about how the dike will function. Perhaps, some survey elevations will need to be taken.

**Permit No. 07-54, City of Moorhead.** Applicant proposes to construct underground utilities including watermain, sanitary and storm sewers, as well as street grading and paving for the Comstock's Fifth Addition, located in the NE¼, Section 20, Moorhead Township. The stormwater detention pond is sized to accommodate a 30-acre portion of the Fifth Addition. This area will drain via a stormsewer into the new detention pond, which is sized to handle the 100-year rainfall event with 2.3' of additional freeboard. Water from the pond will be metered into the 30<sup>th</sup> AVE storm sewer system via a 24" dia. reinforced concrete pipe (RCP) outlet pipe. The detention pond will have 9.38 acre-feet of storage. Post project discharges should be less than the existing conditions' peak runoff rates. Jones reviewed this proposal and recommended approval. **Motion** by Olson to approve Permit No. 07-54. **Seconded** by Nelson. **Approved.**

**Permit No. 07-55, Detroit Lakes WMD/USFWS.** Applicant proposes that the BRRWD issue a "generic" permit for wetland restorations within the BRRWD with the following guidelines: 1. The Detroit Lakes Wetland Management District (WMD)/United States Fish and Wildlife Service (USFWS) agrees to provide the BRRWD with a full account of the restorations after construction is completed; 2. No wetlands shall be restored under this permit that are either co-owned, occur on a major drainage, or have watersheds greater than 100 acres; and 3. Wetland restorations are constructed using only simple earthen ditch fills in which the material for the ditch fill is excavated from within the basin (where possible). **Tabled** pending a meeting with the Wild Rice Watershed District (WRWD) to discuss USFWS wetland restoration permitting. The BRRWD and the WRWD would like to have

mutual agreement on USFWS projects. Since the two districts border each other, we feel that it would be beneficial to have similar "generic" permits.

**Permit No. 07-58, City of Moorhead.** Applicant proposes to enlarge the existing stormwater detention pond for the Stonemill Estates First Addition in the NE¼, Section 29, Moorhead Township. The excavation will provide approximately 30,000 cubic yards (c.y.) of material, which will be used for borrow at the Trollwood Performing Arts Center along 50<sup>th</sup> AVE S. The project will provide stormwater treatment and mitigate peak runoff from the Stonemill Addition housing development. Jones reviewed this proposal and recommended permit approval. **Motion** by Olson to approve Permit No. 07-58. **Seconded** by Nelson. **Approved.**

**Permit No. 07-60, Ralph Krabbenhoft.** Applicant proposes to replace a 12" dia. RCP field inlet to Clay County Ditch No. 40 through 100<sup>th</sup> AVE S in the SW¼, Section 19, Elmwood Township, Clay County, with a 24" dia. pipe and flapgate. The existing culvert is inadequate. **Tabled** pending Manager field review.

**Permit No. 07-61, David Lass.** Applicant proposes to lower 36" dia. culvert in 130<sup>th</sup> AVE S in the S½, Section 6, Humboldt Township, Clay County, between Sections 6 and 7. Lass noted that water ponds just ahead of the culvert, which never runs full. When the upstream ditch was cleaned last fall, the contractor excavated more material than necessary. Downstream landowners are concerned about Lass' proposal as they feel there is already too much upstream pressure. **Tabled** pending Manager field review.

**Permit No. 07-62, Xcel Energy.** Applicant proposes to bore a three-phase primary cable under Clay County Ditch No. 50 approximately 1,200' east of the centerline of 34<sup>th</sup> ST N to provide electric service for the new Dilworth Walmart Super Store. **Motion** by Nelson to approve Permit No. 07-62, subject to the BRRWD's standard utility disclaimer and restoration of any disturbed ditch right-of-way (r-o-w) areas. **Seconded** by Olson. **Approved.**

**Permit No. 07-63, Oakport Township.** Applicant proposes to replace the existing road/driveway culverts in the Oakwood Manor subdivision; remove damaged/undersized culverts (6" dia.) with 12"/18" dia. culverts to provide drainage and prevent freezing. The Township also plans to clean and regrade the ditches to provide proper drainage. The project will be a development wide project to correct long-standing drainage issues that Albright and Manager Olson have field reviewed several times. **Motion** by Olson to approve Permit No. 07-63. **Seconded** by Nelson. **Approved.**

**Permit 07-64, City of Moorhead.** Applicant proposes the construction of underground utilities to include drainage culverts to allow the extension of 50<sup>th</sup> AVE S and River Haven Road in South Moorhead to provide access to the new Trollwood Performing Arts location and new housing developments. Manager Olson noted that he has reviewed this proposal with Tom Trowbridge, City of Moorhead. He noted that Jones should review the culvert sizing east of T.H. 75. He anticipated that the area landowners might have concerns about adequate agricultural drainage. **Tabled** pending Jones' review and recommendations.

**Permit No. 07-65, Frank Schindler.** Applicant proposes to install 18" dia. culverts with flapgates in four existing field inlets into the ditch on the south side of County Road (C.R.) No. 51 (170<sup>th</sup> AVE S) to prevent water from backing up into his field. The heavy rainfall this summer drowned out Schindler's crop in this area. **Motion** by Nelson to approve Permit No. 07-65. **Seconded** by Olson. **Approved.**

**Permit No. 07-66, Mike Arntson.** Applicant proposes to install an approach/culvert in the northwest corner of Section 5, Kurtz Township, Clay County, for access to a new house. Manager Olson field reviewed this proposal and found no problems. Kurtz Township has already approved the work. **Motion** by Olson to approve Permit No. 07-66, subject to Township approval to work within their road r-o-w. **Seconded** by Nelson. **Approved.**

**Minch Lawsuit.** Albright noted that we are still waiting for the Judge's decision regarding the 6/25/07 trial.

**Grove Lake Outlet.** Albright and Manager Nelson attempted to meet with Kern Kuhlmann on 7/10/07, but Kuhlmann was not home. Albright and Manager Ellefson tried to visit Kuhlmann on 7/11/07 and Kuhlmann was not available. Kuhlmann would not give H.E. permission to access his property last fall when they conducted the Grove Lake outlet survey. The Board feels they need to contact Kuhlmann regarding this issue. It appears that Maple Lake is not an adequate outlet for this project unless the southern outlet is cleaned. The Board had a lengthy discussion regarding construction alternatives.

According to Ed Fick, FDR Hydrologist, DNR Waters, Terry Lejcher, Area Hydrologist, DNR, has indicated that there may be no funding available for Grove Lake, as Lejcher feels there are other lakes with worse flooding conditions that would take precedence over Grove Lake. Albright suggested that we contact Lejcher as soon as we finalize a project design. He added that if necessary we could discuss this issue with our local legislators, or try to obtain project funding in the 2008 bonding bill.

Albright mentioned that the Otter Tail County Highway Department has scheduled a meeting on 7/25/07 to discuss the Lake Olaf outlet project. He noted that plan will not affect the BRRWD.

**Project No. 61, Clay County Ditch No. 11-North-Improvement.** To date, we have not received confirmation from the insurance company that petitioner Kevin Olsgaard had increased his bond to \$20,000. Clay County may move up their road project from 2009 to 2008. David L. Overbo, Engineer, Clay County Highway Department, has agreed to meet to discuss abandoning John Leseth's bridge. The County will consider cost sharing the replacement structures with Leseth and the BRRWD.

**Project No. 58, Riverton Township Retention.** The BRRWD has scheduled the Final Hearing for Tuesday, August 14, 2007, at 8:00 PM in the Glyndon Community Center. Notices have been sent to the newspapers. The office plans to mail the property owners' statements this week. The Board briefly discussed the project development timeline. They would like to complete project construction in 2007.

**Project No. 56, Manston Slough Restoration.** On 7/18/07, Albright had a telephone conference with the USFWS, NRCS, DNR and Minnesota Board of Water and Soil Resources (BWSR) regarding the Memorandum of Understanding (MOU) and the Operation and Maintenance (O&M). The agencies would like to schedule a meeting in early October. The NRCS expects that landowners who enrolled in the Wetlands Reserve Program (WRP) will also sign an agreement with the NRCS agreement regarding permanent pool, temporary flood storage, etc. Albright suggested that the BRRWD's easement could include wording regarding this issue.

NRCS has forwarded an Option Agreement to Purchase to enroll the Holubok property in WRP. BWSR will pay the remaining value of the easement through the Reinvest In Minnesota (RIM) program. The Board discussed the WRP and RIM payments. Albright explained that the payments are in line with our funding proposal for the Holubok property purchase. **Motion** by Nelson to sign the Agreement. **Seconded** by Olson. **Approved.**

The USFWS has concerns regarding the permanent pool elevations as related to natural resource enhancement (nre) versus flood damage reduction (fdr) project features. Rick St. Germain, H.E., will address their concerns.

**Project No. 54, Whisky Creek Tributaries.** John Voz, Ducks Unlimited (DU)/NRCS, was in the office today to let us know that Darwin Temanson, Temanson Excavating, plans to start work next week on the Nichol WRP project, located in Section 21, Humboldt Township, Clay County.

**Project No. 49, Oakport Flood Mitigation.** Albright reported that Property Manager Randy Rick has put up fencing around the open basements and has posted "No Trespassing" signs for the Oakport buyout properties. Jones is still working on demolition specifications. Ulteig Engineers, Inc. (UEI) did not forward a status report this week. Greg Anderson, Oakport Township Chairman, has concerns about the project timeline. The Board discussed the project's progress. The office provided a security deposit release form to the homebuyers. In order to receive their security deposit from the BRRWD, the homebuyers must sign the release form, which indicates that they have completed all the work they plan to do on the site and have removed everything they wanted. The Board briefly discussed the recent UEI billing statement.

**Project No. 46, Turtle Lake Outlet.** Manager Nelson attended the Turtle Lake Association Annual Picnic on 7/21/07. He distributed the BRRWD annual report regarding 2007 project operations. Shirley Peterson has requested a crossing repair where a culvert has washed out on her property. **Motion** by Nelson to approve the referenced repair. **Seconded** by Olson. **Approved.**

**Project No. 38, Farmstead Ringdikes.** The Appraisers met on 7/17/07 and toured the site. The Board discussed plans for the "White House" dike. They felt there might be a less expensive way to protect this area. Albright will discuss this issue with Jones.

Solveig Mead has agreed to pay \$1,340.72 to settle the outstanding balance on this project. She plans to make her payment before the end of the month.

Adam Grothmann, Northland Excavating, Inc., was in the office today to report that they have completed most of the work on the Butze ringdike, except for cleanup and seeding.

**Project No. 35, Clay County Ditch No. 47.** To date, Otto's Welding has not started work on the culvert flapgates under the Otter Tail Valley Railroad (OTV) along County State Aid Highway (CSAH) No. 52. The City of Moorhead would like to schedule the hearing for their 34<sup>th</sup> ST interchange project, as soon as H.E. finishes the Engineer's Report. Jones plans to combine the Preliminary and the Final Engineer's Reports into one document.

Manager Olson mentioned that there is an erosion site on the east side of the railroad tracks across from the recent repair project site. The site is about 30' long and about 4' deep. Albright will ask Opsahl to investigate.

**Project No. 31, Deerhorn Creek Levees.** H.E. prepared repair recommendations to address Lloyd Scheffler's drainage concerns in Section 24, Atherton Township, Wilkin County, to restore the original creek channel along Scheffler's property. H.E. recommended removing the sediment in this stretch of the Deerhorn Creek as needed to allow flows to follow the historic channel. In addition, H.E. recommended replacing the existing culvert with a 12" x 40' CMP with a Waterman C-10 screw gate that Scheffler can operate at his discretion. The estimated repair cost is \$8,000-\$10,000. **Motion** by Nelson to approve the recommended repairs. **Seconded** by Olson. **Approved.** Albright will coordinate the work with Terry

Lejcher, Area Hydrologist, DNR. The DNR has allowed similar work in other locations along the levee system.

**Project No. 27, Clay County Ditch No. 55.** Raymond Heng came to the office to discuss his concern that the County Ditch No. 55 repair project did not include a change for the 36" dia. culvert on the east end of the project in 140<sup>th</sup> ST S. He would like the BRRWD to lower and enlarge that culvert to improve his drainage for the S½SW¼, Section 21, Elkton Township. Jones reviewed his recommendations regarding this culvert and revised the plans to include Heng's request for a larger culvert. He sent out a work plan and request for bids to three local contractors. The project completion date is 9/01/07. The bid results are as follows: Northland Excavating-\$54,551.50, Zeigler Construction-\$50,378, and Engineering & Construction Innovations, Inc. (ECI)-\$65,215. Zeigler Construction is the apparent low bidder. **Motion** by Nelson to award the contract to Zeigler Construction to repair County Ditch No. 55. **Seconded** by Olson. **Approved.**

**Mediation Project Team (PT).** The BRRWD will hold their next PT meeting on Thursday, August 23, 2007, at 7:30 PM in the MSUM Science Center near Glyndon. Notices will be sent. The annual Fall Tour is scheduled for Thursday, September 20, 2007. Albright forwarded the fourth quarter PT expenses to Naomi Erickson, Red River Watershed Management Board (RRWMB), for administration and alternative analysis. The new fiscal year starts 07/01/07.

**Comprehensive Planning.** The Mainstem Region planning meeting is scheduled for 7/31/07 at 7:30 PM in the Hawley Community Center. BWSR has approved our request to extend the planning grant deadline to 12/31/08. Mark Deutschman, Maple Grove H.E., is making progress on writing the Plan. Once the Regional meetings are completed, the BRRWD will schedule meetings this fall with the Citizen Advisory Committee (CAC)/Technical Advisory Committee (TAC) to identify regional problems and solutions. A special meeting has been scheduled for Tuesday, August 21, 2007, at 8:00 PM in Barnesville with Mark Deutschman, H.E., to discuss the status of the Comprehensive Plan Update. BWSR has prepared a Grant Extension Agreement for the Board's signature. This agreement will extend our grant deadline to 12/31/08. **Motion** by Olson to schedule the special meeting with H.E. and authorize Ellefson to sign the BWSR Grant Agreement. **Seconded** by Ellefson. **Approved.**

**Becker County Ditch No. 5.** The Board discussed the status of Froysland and Green dam repairs in Section 22, Audubon Township. Recently, the USFWS has expressed concerns regarding how the dam repairs will affect their wetland easement. The Board discussed this issue. The structures have been ready for installation for quite some time. Albright noted that Jones contacted USFWS several months ago regarding these projects, and at that time, they agreed to issue a permit for the work. He added that the dams were in place when USFWS took the easements on the adjoining property. Albright will meet with the Becker Soil and Water Conservation District (SWCD) and USFWS representatives in Detroit Lakes on 7/26/07.

**RRWMB Dispute Resolution.** Albright met last week with Ron Harnack, Project Coordinator, RRWMB. The RRWMB set their 2008 levy for the maximum 2 mils. The Board briefly discussed the meeting.

**Clay County Ditch No. 40.** Ralph Krabbenhoft has filed a request for the BRRWD to investigate the inlet pipe sizing through 100<sup>th</sup> AVE S in the SE¼, Section 24, Kurtz Township. The spring/summer rainfall showed that the existing pipes are inadequate to handle field drainage. Krabbenhoft requests the BRRWD install larger pipes for two of his three ditch inlets. This request will be forwarded to H.E. for their recommendations.

**Clay County Ditch No. 35.** Earlier this year, Mike Astrup filed a request for a repair investigation of the remaining four miles of County Ditch No. 35 that were not cleaned during the 2005 repair. The area lies along the north line of Section 24, Oakport Township, and the west lines of Sections 19, 20, and 31, Moland Township. At the 7/09/07 meeting, the Board reviewed Jones' recommendations. Albright has forwarded the report to Astrup for his review. To date, there has been no response.

**Clay County Ditch No. 21.** Bob Schultz and Verne Leach filed a request for the BRRWD to investigate culvert elevations and locations to improve their field drainage. H.E. will review the request and recommend repairs.

**Manager Appointment.** Wilkin County has reappointed Manager Roger Ellefson to the Board of Managers, BRRWD, for a three-year term.

**Maple River Dam Dedication.** Manager Nelson and Albright attended the dedication ceremony for the Maple River Dam in Cass County, North Dakota. The Board discussed the project.

**Bridge Damage.** A private bridge crossing over Whisky Creek in Section 10, Alliance Township, Clay County, on C.R. 57 was damaged recently. The bridge is adjacent to Mark Rustad's farmstead. The BRRWD received an email message from the Clay County Highway Department regarding ownership of the bridge and who would be responsible for repairs. The Board reviewed photographs of the damage and discussed the issue. Albright will contact the County.

**Annual Budget Hearing.** The BRRWD has scheduled their annual budget hearing for Monday, August 27, 2007, at 9:00 PM. Ellefson signed the hearing notice. The office will send the notice to the newspapers tomorrow.

**River Keepers.** River Keepers sent the Board an invitation to attend their Wildflower Grove dedication, located at 6<sup>th</sup> AVE N and Elm ST, on Tuesday, July 24, 2007, at 3:30 PM.

**Wetland/Stream Protection.** Albright distributed a news article regarding Congress' attempt to restore federal protection to small, non-navigable wetlands and streams through a change to the Clean Water Act.

**Project No. 52, Clay County Ditch No. 69 Repair.** H.E. has prepared repair recommendations for County Ditch No. 69 in Section 33, Glyndon Township. Following the heavy rainfall earlier this year, H.E. noted a slope washout on the outlet end of County Ditch No. 69, which is also affecting the use of this township road. The washout is approximately 40' long with about an 8' drop off the edge of the road. There is a 300' stretch of this ditch that was not improved during the recent project on this ditch system. In addition to the washout, H.E. noted an accumulation of debris in the ditch. Repairs would include installing approximately 300 c.y. of clay fill to rebuild the slope and part of the channel, removing debris, installing a small rock stilling basin at the outlet end of the culvert, reseeding affected areas, and regravelling the road edge. The estimated cost for the repair is approximately \$6,000-\$8,000. **Motion** by Olson to authorize H.E. to make the recommended repairs. **Seconded** by Nelson. **Approved.**

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

Accounts Payable	Description	Account	Amount
Arvid Thompson	Voucher #0723, viewing	Varies	\$ 250.00
Cheryl Halverson	security deposit refund #7B	Pj. 49, Oakport	\$ 187.50
Christopher Gourde	security deposit refund #3B	Pj. 49, Oakport	\$ 150.00

Eddie Bernhardson	Voucher #0722, viewing	Varies	\$ 272.75
J&J Braton Properties	August office rent	Admin	\$ 490.00
Joel Carlson	August Lobbyist fees	Admin	\$ 800.00
Lauren Peterson	Voucher #0721, viewing	Varies	\$ 347.00
Morken Township	50th ST realignment	Pj. 07, Clay 39	\$ 1,286.16
MPS	6/07/07-7/06/07 service	Pj. 49, Oakport	\$ 217.52
Northern States Excavating	#397, Butze project	Pj. 38, Ringdikes	\$ 7,372.50
Northern States Excavating	#398, Butze culverts	Pj. 38, Ringdikes	\$ 1,718.81
Patty Roehr	security deposit refund #7A	Pj. 49, Oakport	\$ 1,875.00
Petty Cash	Postage, supplies, etc.	Admin	\$ 300.00
Quill	#8212901, office supplies	Admin	\$ 156.37
Red River Co-op	6/10/07-7/10/07 service	Pj. 49, Oakport	\$ 207.76
Review Printers	envelopes, #70706	Admin	\$ 219.82
TDS Metrocom	7/13/07 long distance	Admin	\$ 30.07
Temanson Excavating	#953, tree/equipment removal	Pj. 31, Deerhorn	\$ 225.00
Temanson Excavating	Krebs' culvert, west tributary	Pj. 54, WCT	\$ 504.30
UEI	#31615, June services	Pj. 49, Oakport	\$ 26,416.63
Vogel Law Firm	#18, June billings	Pj. 49, Oakport	\$ 1,431.13
			\$ 44,458.32

**Motion** by Nelson to approve payment of the bills, pending availability of funds. **Seconded** by Olson. **Approved.**

**Next Meeting.** The Board of Managers, BRRWD, will hold their next regular meeting on Monday, August 13, 2007, in the Barnesville office at 8:00 PM.

**Adjournment.** Chairman Ellefson adjourned the meeting at 11:25 PM.

Respectfully submitted,

E. Robert Olson, Acting Secretary