

BUFFALO-RED RIVER WATERSHED DISTRICT

BARNESVILLE, MINNESOTA 56514

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MINUTES FOR MANAGERS' MEETING

August 13, 2007

The Board of Managers, Buffalo-Red River Watershed District (BRRWD), held their regular meeting on Monday, August 13, 2007, at 8:00 PM in the Barnesville office. BRRWD Managers present were Roger G. Ellefson, John E. Hanson, Gerald L. VanAmburg, E. Robert Olson, and Curtis M. Nelson. Others attending included BRRWD Administrator Bruce E. Albright, Erik S. Jones, and Julie Jerger, Houston Engineering, Inc. (H.E.); and Ronald Erdman, Allstate Construction.

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 7/23/07 regular and 7/19/07 Central Region planning meetings. **Motion** by Nelson to approve both sets of minutes. **Seconded** by Hanson. **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. Since the last meeting, we have received the first half of Clay County's 2007 special assessments. To date, we have not received reimbursement for the Burris home buyout associated with the Oakport project from the Minnesota Department of Natural Resources (DNR). The Board discussed the saving account interest rates offered by Midwest Bank (approximately 5%) and Wells Fargo Bank (approximately 1.1%). **Motion** by VanAmburg to approve the Treasurer's Report and to authorize Albright to transfer funds we currently have deposited at Wells Fargo Bank to Midwest Bank. **Seconded** by Hanson. **Approved.**

Business brought before the Board included:

Permit Nos. 07-34, Chris Noben, and 07-36, Tom Herfindahl. On 8/06/07, Manager Hanson and Wade Opsahl, Technician, H.E., met with Chris Noben, Tom Herfindahl, and Clifford Ernst to field review these permit applications. Herfindahl filed an "after-the-fact" permit application (07-36) for a tiling project he installed last fall in Section 13, Cuba Township, Becker County, and Clifford Ernst's renter, Chris Noben, filed Permit No. 07-34 to install tiling in Section 12, Cuba Township. The landowners agreed to Noben's proposed work and Herfindahl agreed to revise his tiling outlet. **Motion** by Hanson to approve Permit Nos. 07-34 and 07-36. **Seconded** by Olson. **Approved.**

Permit No. 07-40, Ronald Jerger. On 7/06/07, Manager Ellefson and Opsahl conducted a field review 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. At that time, Ellefson felt that the work could back up water into the neighboring landowner's farmstead, and the application was tabled pending more information regarding the dike. Jerger called last week regarding the status of his application. Ellefson suggested that one of the other Managers should field review this proposal. Manager Nelson agreed to review the area. Albright suggested that a survey would document the elevations of the neighboring farm in relationship to the proposed dike. Jerger could install a dike that still protects the farmstead. Ellefson felt that the Board should discuss the proposal with the neighboring landowner, Jeff Stangeland. Ellefson thought that if the

neighbors agree to the project, he wouldn't oppose it. **Tabled** pending additional Manager field review and an elevation survey.

Permit No. 07-51, Mike Lewis. At their 7/09/07 meeting, the Board approved a permit to Lewis to install a 60" dia. culvert on the west side of Trunk Highway (T.H.) No. 9 in an existing ditch/waterway in the NE¼, Section 2, Barnesville Township, Clay County. At the 7/23/07 meeting, Ronald Erdman, a neighboring landowner, informed the Board that the culvert is crushed in the middle, and the waterway area is too small to handle the flows. Erdman attended tonight's meeting to discuss the status of this permit. **Tabled** pending Manager field review. The Board's calculation of the culvert size didn't take into account water that drains along the west side of T.H. 9. Erdman felt the crossing should have at least two lines of 60" dia. culverts.

Permit No. 07-55, Detroit Lakes Wetland Management District (WMD)/United States Fish and Wildlife Service (USFWS). Applicant proposes that the BRRWD issue a "generic" permit for wetland restorations within the BRRWD. The Board tabled this application at their 7/23/07 meeting pending a meeting with the Wild Rice Watershed District (WRWD) to discuss the wetland restoration permitting. Manager Nelson and Albright attended a meeting in Detroit Lakes recently regarding the Froysland/Green dam repairs. They had an opportunity to visit with Scott Kahan, USFWS, who questioned the status of this permit. Technically, the BRRWD has 30 days to act on a permit application, and the USFWS would like to start their restoration work. Allegedly, the WRWD denied a similar request, and the Sand Hill Watershed District (SHWD) approved the permit application. The Board discussed the guidelines we used in 2005 for a similar USFWS wetland restoration permit. **Motion** by Hanson to approve Permit No. 07-55, subject to the 2005 referenced guidelines and conditions. **Seconded** by Nelson. **Approved.** Albright will revise the 2005 document and forward it with the approved permit.

Landowner Jerry Matter contacted the office recently to inform the Board that his crop is off. He would like to start his tiling/ditching project to handle seepage in his field adjacent to a USFWS Waterfowl Production Area (WPA) site. Albright will schedule a field review that includes the USFWS and the Becker Soil and Water Conservation District (SWCD).

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

Permit No. 07-61, David Lass. Applicant proposes to lower a 36" dia. culvert in 130th AVE S in the S½, Section 6, Humboldt Township, Clay County, between Sections 6 and 7. Lass was in the office last week to discuss the status of this permit. Downstream landowners are concerned about Lass' proposal as they feel there is already too much upstream pressure. **Tabled** pending Manager field review.

Permit No. 07-64, City of Moorhead. Applicant proposes to rebuild 50th AVE S from a rural section roadway to an urban concrete road section with curb and gutter from T.H. 75 west to the new Trollwood Performing Arts Center. In addition, the City also proposes to reconstruct Riverhaven Road to an urban concrete road section from 46th AVE S to 50th AVE S. A new bike path is proposed along the east side of Riverhaven Road and along the north side of 50th AVE S. The project includes 0.5 miles of Riverhaven Road and 1.2 miles of 50th AVE S. Some of the storm sewer will outlet to the road ditch along the south side of 50th AVE S. The existing two lines of 48" dia. corrugated metal (CMP) along the south side of 50th AVE S will be replaced with two lines of 65" x 40" reinforced concrete arch pipe (RCP-A). These structures match the waterway through T.H. 75. The City proposes to install two lines of 48" dia. RCP at the 3rd ST crossing over the south road ditch of 50th AVE. Jones has discussed these changes to the permit

application with Tom Trowbridge, City of Moorhead. The project was designed to meet the new proposed Red River base flood (100-year) elevation. Jones recommended permit approval with the noted changes. Manager Olson also reviewed this proposal and felt the Board should approve it. **Motion** by Hanson to approve Permit No. 07-64, subject to the referenced changes. **Seconded** by VanAmburg. **Approved.**

Permit No. 07-67, Gust Johanson. Applicant proposes to replace/modify culverts along County State Aid Highway (CSAH) No. 7 in the NE¼, Section 27, Moorhead Township, Clay County, including the replacement of a 24" dia. RCP at the east-west quarterline. Johanson also plans to add culverts to two waterways that drain into the Evergreen Meadows subdivision pond. The work will address drainage problems along CSAH No. 7. Johanson feels the subdivision has changed area drainage. The new approaches will allow for machinery/equipment access. **Motion** by Olson to approve Permit No. 07-67, subject to Clay County's approval to work within their road right-of-way (r-o-w). **Seconded** by Hanson. **Approved.**

Permit No. 07-68, City of Moorhead. Applicant proposes to construct underground stormsewer, parking lot and entrance streets for the 100-Acre Southside Regional Park in the SE¼, Section 21, Moorhead Township. The proposed stormsewer will convey parking lot and street runoff to an existing stormwater pond, which was designed to receive this runoff. Flows entering the pond will be conveyed via a stormsewer to the Red River. Jones reviewed this application and recommended approval. **Motion** by Nelson to approve Permit No. 07-68. **Seconded** by Hanson. **Approved.**

Permit No. 07-69, Otter Tail Valley Railroad (OTV). Applicant proposes to replace a deficient wooden bridge west of CSAH No. 52 in Section 19, Prairie View Township, Wilkin County, with three lines of 66" x 51" corrugated metal arch pipe (CMP-A). The proposal is based on a hydraulic analysis H.E. prepared for OTV. The intent of the analysis was to match the waterway area in CSAH No. 52. **Motion** by VanAmburg to approve Permit No. 07-69. **Seconded** by Olson. **Approved.**

Permit No. 07-70, City of Glyndon. Applicant proposes to construct underground utilities, including watermain, storm and sanitary sewer, with grading and paving for the Stockwood Business Park 2nd Addition in the NE¼NE¼, Section 11, Glyndon Township, Clay County. The stormwater pond will incorporate approximately 29 acres and will be sized to handle the 100-year rainfall event without increasing peak downstream discharges from the property. A lift station will pump the flows from the pond at a rate of 2.2 cubic feet per second (cfs) to the south ditch along T.H. 10, where it will drain east approximately 1,400' to a waterway that eventually flows to the Buffalo River. Jones reviewed the proposal and recommended approval. **Motion** by Nelson to approve Permit No. 07-70. **Seconded** by VanAmburg. **Approved.**

Permit No. 07-71, Jona Baer, Inc. Applicant proposes to install 89 acres of patterned tiling in the NE¼, Section 7, Parke Township, Clay County. The tile will outlet to a grassed waterway that drains directly to Hay Creek. **Motion** by Hanson to approve Permit No. 07-71. **Seconded** by VanAmburg. **Approved.**

Permit No. 07-72, City of Moorhead. Applicant proposes to improve the parking lots and access roads around the Centennial Park baseball field along 15th AVE N. The improvements include paving parking lots/driveways and installing storm sewer. New catch basins will convey runoff to Clay County Ditch No. 41-Lateral No. 1.

Jones reviewed the proposal and suggested some changes. The first change is to lower the stormsewer pipe invert elevations entering Lateral No. 1 from 4' above the channel bottom to 1' to 2' above the ditch grade. In addition, Jones recommended that erosion control should be installed where an existing driveway will be removed to prevent the west ditch along 28th ST from downcutting. Jones and Jody Bertrand, City of

Moorhead, discussed these changes, and the City plans to incorporate them into the project. The City has agreed to reestablish vegetation wherever the ditch slope is disturbed as soon as possible to minimize erosion. Jones recommended permit approval, subject to the above referenced changes. **Motion** by Hanson to approve Permit No. 07-72, subject to the recommended changes. **Seconded** by Olson. **Approved.**

Permit No. 07-73, David Kragnes. Applicant proposes to install 51 acres of patterned tiling in the S½SE¼, Section 26, Kragnes Township, Clay County, to improve agricultural production. The tiling will outlet to the Buffalo River via a natural swale on Kragnes' property. **Motion** by Nelson to approve Permit No. 07-73. **Seconded** by Hanson. **Approved.**

Minch Lawsuit. Based on attorney/client privilege, and in accordance with Open Meeting Law, the Board went into closed session at 8:59 PM to discuss the status of the lawsuit. At 9:12 PM, the Board reopened the meeting.

Project No. 51, Clay County Ditch No. 68. Ronald Erdman discussed his concerns about the cleanup items for County Ditch No. 68. Jones and the Managers plan to conduct a field review of this area tomorrow night before the Riverton Township Retention Final Hearing. Erdman is most concerned about the erosion from the upstream agricultural property south of 12th AVE that washed into the ditch. He didn't feel that he should be responsible for erosion cleanup from the upstream field.

Landowner Truman Nelson called the office regarding weed/tree infestation along the ditch alignment. Opsahl recommended that the Board hire someone to mow the ditch. **Motion** by VanAmburg to authorize Opsahl to hire a contractor to mow County Ditch No. 68. **Seconded** by Hanson. **Approved.**

H.E. is still working on the r-o-w drawings so that the easements can be recorded with the Clay County Recorder.

Tande Drainage Concern. Albright mentioned that Harmon Tande attended the Mainstem Region Comprehensive Planning meeting on 7/31/07 in Hawley and discussed the drainage problems in Sections 5 and 6, Riverton Township. He felt that it would help if the Girten property had a local owner. The current renter of Section 5, Curtis Nelson, is reported to have taken out the inlet culvert in the northeast corner of Section 5.

Paul Hartke Approach. At the 5/14/07 meeting, the Board approved a motion to send Hartke an "after-the-fact" permit application for an approach in Section 14, Cromwell Township, along 57th AVE N that he installed last fall without a BRRWD permit. To date, Hartke has not returned the application.

Grove Lake Outlet. The office has received a few phone calls regarding the status of this proposed project. The Board discussed the need to meet with Kern Kuhlman, who owns property on the outlet for Maple Lake. Last fall, Kuhlman would not allow H.E. access to his property to conduct a survey for the outlet. Albright, Ellefson, and Nelson have tried to meet with Kuhlman on two occasions, but he was not available.

Gary Rosentreter Drainage Complaint. Rosentreter reported that during the recent T.H. 10 road project, Minnesota Department of Transportation (MNDOT) opened a plugged centerline culvert, which caused water to backup to the north of T.H. 10 into Rosentreter's field in Section 5, Lake Park Township, Becker County. Brad Grant, Clay SWCD, Allen Milbradt, MNDOT, and Albright conducted a field review of the area on 7/30/07. Albright explained to the Board how the water currently drains. Roger Lundberg was asked to provide an estimate to remove old beaver dams on the south side of T.H. 10. MNDOT will

investigate the installation of a flapgate on the south end of the 24" dia. culvert. MNDOT also asked the BRRWD to provide an elevation survey in the area to measure the culvert in T.H. 10 and the adjacent driveway. Albright suggested that a long-range plan for the culvert would be to install a flapgate to keep the water on the south side of T.H. 10. Rosentreter will file a permit application for the work if MNDOT will furnish and install the flapgate.

BRRWD Lobbyist. Albright distributed an e-mail message from BRRWD Lobbyist Joel Carlson regarding the 2008 bonding bill for the Board's review.

Doug Carlson Wildlife Pond. Carlson has filed a local/state/federal application for a wetland project in Section 35, Callaway Township, Becker County, to create an open water area for wildlife on his property. The work will include excavating 2' to 3' of soil in an area less than 2 acres. Brad Grant, Becker SWCD, has reviewed Carlson's proposal and has given approval for the work. The BRRWD will not require a separate permit for the work.

Nelson Wetland Restoration. Barry and Kevan Nelson propose to construct a wetland restoration in the SE¼, Section 9, Lake Park Township, Becker County. The project is proposed for wetland banking and the design was approved by the Becker SWCD. The project involves the installation of a ditch plug and an emergency spillway. The ditch plug will have a 24" tile pipe riser and a 15" spillway pipe. The restored wetland will have an 8.4 acre permanent pool. Total storage below the emergency spillway elevation is 8.95 acre-feet. The principle spillway was designed to handle the 10-year event. The wetland restoration has a drainage area of approximately 44 acres. Jones noted that no significant seepage impacts are anticipated, and where there could be seepage, it will only affect the project landowners. The Board reviewed the plans submitted by the Becker SWCD. **Motion** by VanAmburg to approve this project, subject to review by the Becker SWCD. **Seconded** by Olson. **Approved.**

Xcel Energy Power Line. Xcel Energy sent a notice of Certificate of Need for the proposed Cap X2020 project to install a new high voltage electric power transmission line in several Minnesota counties, including parts of Clay, Wilkin, and Otter Tail Counties. The Board discussed the proposed project.

Todd Andresen Wetland Restoration. The Becker NRCS sent plans for a wetland restoration project in Section 11, Hamden Township, Becker County. The Wetlands Reserve Program (WRP) project will restore seven wetland basins on Todd Andresen's property. Albright will contact Andresen to advise him that a BRRWD permit application should be filed for this project.

Project No. 61, Clay County Ditch No. 11-North-Improvement. This improvement project will be done in conjunction with Clay County's project to move County Road (C.R.) No. 8 in Section 32, Kurtz Township. The proposed construction date is 2008 or 2009. David L. Overbo, Engineer, Clay County Highway Department, met with John Leseth to discuss abandoning Leseth's bridge. Jones estimated that the bridge replacement could cost approximately \$60,000. The County will consider cost sharing the replacement structure with Leseth and the BRRWD. To date, we have not received confirmation from the insurance company that petitioner Kevin Olsgaard had increased his bond to \$20,000. Albright will contact him.

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. The office has mailed the newspaper notices and the property owner's statements. Albright noted that a few landowners have called the office regarding their proposed project assessments. Mike Michlovic and George Holley, Minnesota State University Moorhead (MSUM) Anthropology and Earth Science Department, conducted the "Cultural

Resource Survey" for the retention site. They did not find any resources that might be impacted by the planned construction.

Landowner Tim Pender requested that H.E. provide an estimate for a seepage control trench for the west side of the Riverton storage site. The trench would be located along the east side of the W¹/₂, Section 28, Riverton Township. The 3,600' long seepage trench would be located just west of and adjacent to the quarterline starting at the Clay County Ditch No. 12 spoil bank and would be graded to drain north. The estimated cost is approximately \$15,000. The Board discussed if this feature should be included in the current project plans or kept as a backup plan if the retention site should develop seepage in this area. Ellefson suggested that we could install drainage tile instead of an open ditch. Jones mentioned that Pender had indicated that the ditch could be located on his land. Brian Winter, The Nature Conservancy (TNC), is opposed to a seepage control ditch in this area. Albright noted that TNC still has not signed their easement option. The Board discussed the project development timeline.

Project No. 56, Manston Slough Restoration. Albright reported that the WRP process is progressing. Pete Waller, DNR, asked the BRRWD to provide a resolution with language noting that Albright has authority to grant real property for the Reinvest In Minnesota (RIM) program easement for the Holubok property. **Motion** by Hanson to give Albright the authority to grant real property on behalf of the BRRWD for the RIM program. **Seconded** by Nelson. **Approved.**

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

Project No. 54, Whisky Creek Tributaries. Darvin Temanson, Temanson Excavating, is working on the Nichol WRP project in Section 21, Humboldt Township, Clay County.

Project No. 49, Oakport Flood Mitigation. A Technical Committee meeting is scheduled for 8/16/07. Greg Anderson, Chairman, Oakport Township, has expressed concerns about Ulteig Engineers, Inc. (UEI) progress on the dike alignment. The Board briefly discussed UEI's phased approach to the dike construction. They would prefer to have the dike alignment finalized to help the landowners make decisions regarding their property. An Oakport Township resident called the office to ask for permission to bow hunt on the buyout properties. The Board discussed this issue and was concerned about our liability if someone is injured. Albright will check with our attorney.

The Board opened bids for sealing 13 wells on the buyout properties. Olson Well Drilling's bid was \$800/well for a total bid of \$10,400. Alan Lako submitted a bid for \$600/well, or \$7,800 total. The Managers discussed the well sealing specifications and the quality of the two contactors' work. Jones noted that Opsahl recently found out that a few of the wells might already be sealed. Albright suggested that Opsahl should check with the two bidders to see if this new information would affect their bids. Albright will contact the Clay SWCD office to discuss the bidders' previous work. **Tabled.**

Scott Handegard has requested that the BRRWD release his security deposit (\$7,625) before our next meeting. He plans to move the Ostermann house tomorrow. **Motion** by Hanson to return Handegard's security deposit, pending an inspection to be sure he has cleaned up the site according to the specifications prior to issuing the check. **Seconded** by Nelson. **Approved.**

Jones is nearly finished with the demolition specifications. He has the hazardous material criteria left. According to Bruce Jaster, Clay County, we will not need a hazardous material permit, if nothing is present at a particular site. The concrete can be recycled. Jaster is a certified asbestos inspector, and he agreed to

inspect the sites. The Board discussed options for concrete removal and septic tank closure. The Technical Committee can discuss these items further at their 8/16/07 meeting.

Albright noted that the Fetzers have indicated that they are interested in a buyout. They are currently looking for property in Garrison, ND, and are working with BRRWD Attorney Corey Elmer on the closing.

Project No. 46, Turtle Lake Outlet. On 8/06/07, Opsahl reported that Turtle Lake's elevation was 1361.9, or approximately 0.6' over the DNR's amended Ordinary High Water (OHW) elevation. At their 7/23/07 meeting, the Board approved repairs for the Shirley Peterson crossing where a culvert has washed out. To date, conditions are too wet to complete the repairs.

Project No. 42, Clay County Ditch No. 67. Ross Solwood is in the process of selling his house. Solwood built an addition onto his house that is close to the ditch system r-o-w, and the potential new owners have concerns regarding this issue. Opsahl did a field investigation and found that the addition is located approximately 1' off the ditch system r-o-w. Attorney Elmer has reviewed an Easement Encroachment Agreement prepared by the buyer's attorney for the Board's signature. It states that in the event it is determined that the house is actually found to encroach on the ditch r-o-w, the BRRWD would grant the current homeowner an encroachment easement for the existing structure. The Agreement does not allow any future structural improvements to encroach on the ditch system r-o-w after 7/26/07. **Motion** by Hanson to sign the Easement Encroachment Agreement. **Seconded** by VanAmburg. **Approved.** Albright will keep the document in our files for future reference.

Project No. 38, Farmstead Ringdikes. Jones sent a letter to Jane Butzer, MNDOT, with the Preliminary Kragnes Ringdike Report. He also sent a letter to Jeremy and Bobbi Kuipers, who own "A Friend's House", formerly the "White House", so they can review the plans and cost estimate for their proposed ringdike. Kuipers has indicated that he is willing to remove the trees located along his property on the C.R. 5 r-o-w. Clay County has also agreed to help with the tree removal. The Board discussed the project development timeline. They would like to schedule the Final Hearing as soon as possible.

The Board discussed revising the Kuipers' ringdike to reduce costs. Jones has considered providing a lower level of freeboard protection, which would reduce Kuipers' costs. As soon as H.E. has a final engineering plan, Albright thought we should forward the report to Ed Fick, FDR Hydrologist, DNR Waters, for his review. The DNR grant was based on their standard ringdike criteria, which provides 2' of freeboard above the 100-year floodplain elevation. Due to road encroachments, etc., we cannot meet their criteria, and Albright felt Fick should be aware that the design will change.

Adam Grothmann, Northland Excavating, Inc., has completed work on the Butze ringdike, except for cleanup and seeding.

Project No. 35, Clay County Ditch No. 47. Jones filed the Engineer's Report for the City of Moorhead's 34th ST/Interstate-94 (I-94) Interchange project. He discussed his findings with the Board. Jones worked closely with SRF Consulting, who designed the project for the City of Moorhead. He included some modifications to the proposed structures and channel realignment that will be necessary to ensure that the project will not affect the performance of County Ditch No. 47. The Board will schedule a public hearing at their next meeting.

To date, Otto's Welding has not started work on the culvert flapgate openers under the OTV along CSAH No. 52. Manager Olson was concerned about the lack of progress on this work and felt it should be a priority.

Jones noted that in 2005, the BRRWD installed two new culverts for RDO Equipment south of I-94 for a centerline crossing. These two 10' x 6' arch pipes and end sections will be removed for the 34th ST Interchange project. He thought these structures should be salvaged. Albright suggested that the structures could be stored temporarily at one of the Oakport buyout properties.

Project No. 31, Deerhorn Creek Levees. At their 7/23/07 meeting, the Board approved repairs to restore the original Deerhorn Creek channel along Lloyd Scheffler's property in Section 24, Atherton Township, Wilkin County. Repair work has been delayed pending permission from Terry Lejcher, DNR, to work in this area. Scheffler recently called the office and said the creek channel is currently dry.

Project No. 30, Clay/Wilkin Judicial Ditch No. 1, Branch No. 4. Jones is still working on the Preliminary Survey Report for the Branch No. 4 Improvement/Extension.

Project No. 27, Clay County Ditch No. 55. Ziegler Construction is working on the County Ditch No. 55 repair project east of I-94. Craig Halverson has some concerns regarding work in his farmyard.

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 have been sent. The annual Fall Tour is scheduled for Thursday, September 20, 2007. The Board discussed possible tour sites.

Comprehensive Planning. 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. The Board reviewed the meeting agenda. Now that all the Regional meetings have been completed, the BRRWD will schedule a meeting this fall with the Citizen Advisory Committee (CAC)/Technical Advisory Committee (TAC) to identify regional problems and solutions. Separate meetings had been planned to address regional hydrology, water quality, and nre and fdr issues. Albright hopes to be able to combine several of the meetings into longer sessions to save time and funding. Following the CAC/TAC meetings, the BRRWD plans to hold several more Regional meeting to present the CAC/TAC's solutions to the landowners who attended the Regional meetings.

Wilkin County Ditch No. 40. Luther Aadland and Arlen Schalekamp, DNR, will meet with Albright on 8/15/07 in our office to discuss the Lawndale Trout Stream project. One of the issues they plan to discuss is David Yaggie's concerns about his irrigation permit. The Board briefly discussed this issue and DNR Fisheries' proposal to designate parts of County Ditch No. 40 in Sections 34 and 35, Atherton Township, as trout waters. Yaggie has suggested that DNR reroute the entire ditch through the Wildlife Management Area (WMA). Ellefson was concerned that the trout stream would not handle all the water during high flows.

Becker County Ditch No. 5. Albright and Manager Nelson met with the Becker SWCD and USFWS representatives in Detroit Lakes on 7/26/07. They 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 easements. The USFWS indicated that the Green dam structure could be installed with only minor modifications, but suggested that instead of installing one large structure for the Froysland dam, four smaller dams could be constructed in the area. They were also interested in cost sharing the project with the BRRWD. The Board discussed this issue. We have already paid approximately \$2,500 for the Froysland structure, which is ready and onsite. The Board was reluctant to abandon this project. Jones contacted USFWS several months ago regarding these projects, and at that time, they agreed to issue a permit for the work. The dams were in place when USFWS took the easements on the adjoining property. The Board felt that we should go ahead with the project as planned. If USFWS wants to move ahead with a future project for this area, the BRRWD would be willing to cooperate.

Landowners have returned the permission forms for the County Ditch No. 5 ditch cleaning project. Opsahl will check with the Becker SWCD regarding wetlands on this project.

The Board briefly discussed an extension for the cost-share assistance contract for the Froyland dam modifications. **Motion** by Nelson to amend the Minnesota Board of Water and Soil Resources (BWSR) cost-share contract to extend the completion date to 12/31/08. **Seconded** by Hanson. **Approved.**

Clay County Ditch No. 21. Bob Schultz and Verne Leach filed a request for the BRRWD to investigate culvert elevations and their locations to improve field drainage. H.E. recommended that we replace the 30" dia. field inlet culvert on the north quarterline of Section 6, Elkton Township, with a new 30" dia. x 40' CMP. The existing flapgate can be reused. This culvert should be set approximately 1' lower to allow for adequate field drainage. Opsahl also recommended that we relocate two field inlets from the north side of the NW¼ to the lateral ditch on the west side of the NW¼. Schultz should file a BRRWD permit application for the drainage modifications. The estimated cost for the project is between \$3,500 and \$4,000. **Motion** by Nelson to approve the referenced repairs for Clay County Ditch No. 21. **Seconded** by Hanson. **Approved.**

LWM Challenge Grant. BWSR requested that the Board approve a resolution requesting an extension of our Local Water Management (LWM) Ditch Mapping Challenge Grant until 12/30/07. The Grant is for \$16,540. **Motion** by VanAmburg to approve signing the referenced amendment. **Seconded** by Hanson. **Approved.**

IWI Technical Steering Committee. The International Water Institute (IWI) is assembling a technical steering committee for the Red River Basin Mapping Initiative (RRBMI) to assist the IWI in developing a final request for proposals, evaluating the proposals, and addressing any technical issues that may arise during the project. They requested that the BRRWD provide one or two participants. Ellefson suggested that Albright should represent the BRRWD. The Board briefly discussed the project. The BRRWD has agreed to offer \$50,000 to the project.

BRRWD Ditch Spraying/Mowing. Opsahl has completed the annual ditch inspections and made recommendations for ditch mowing and cattail/tree spraying. The Board reviewed the maps he prepared. Olson questioned the need for spraying on Clay County Ditch No. 47. Albright will have Opsahl review County Ditch No. 47 with him. **Motion** by VanAmburg to authorize H.E. to proceed with the recommended work. **Seconded** by Olson. **Approved.**

Annual Budget Hearing. The BRRWD has scheduled their annual budget hearing for Monday, August 27, 2007, at 9:00 PM.

Sand Lake Algal Bloom. The Minnesota Pollution Control Agency (MPCA) sent the BRRWD a report regarding their 2007 investigation of the July algal bloom on Sand Lake and the associated chain of lakes. The report includes recommendations for continued efforts to protect these lakes from excessive nutrient enrichment and an advisory to avoid contact with the algae. Blue-green algal blooms can be harmful to humans and animals.

Statement of Economic Interest. The 2007 Legislature enacted a new requirement for SWCD Supervisors, and other public officials, including Watershed District Managers. The Managers are required to report their personal finances with the Minnesota Campaign Finance and Public Disclosure Board by 10/01/07. Each year in March, the Managers will be asked to file an annual statement by April 15 if there are any changes from the previous year. Each Manager received the report forms from the State.

Terrorism Insurance. The Board discussed Western Nation Insurance Company's Terrorism waiver. **Motion** by Nelson to waive terrorism insurance coverage. **Seconded** by Olson. **Approved.**

The following bills were presented for approval:

Accounts Payable	Description	Account	Amount
Barnesville Phone Co.	7/25/07 billings	Admin	\$ 165.61
Barnesville Record-Review	Meeting notices	RWMP, Pj. 58, Riverton	\$ 808.75
DL Newspapers	Meeting notices	Pj. 58, Riverton	\$ 2,076.66
H.E.	July Billing Summary	Varies-see attached	\$ 71,792.31
Hawley Herald	Meeting notices	RWMP, Pj. 58, Riverton	\$ 779.92
ICS Agency, Inc.	Commercial Insurance Renewal	Admin	\$ 8,523.00
MN State University-MHD	Cultural Resource Survey	Pj. 58, Riverton	\$ 2,251.00
Moorhead Public Service	Final billing-2 houses	Pj. 49, Oakport	\$ 39.86
Northern States Excavating	#408, outlet repairs	Pj. 52, Clay 69	\$ 17,740.77
Northern States Excavating	#409, Section 9, Kurtz Twp. inlet	Clay County Ditch No. 32	\$ 5,339.64
Patty McGowan	Whisky Creek erosion	RRWMB-Const.	\$ 1,500.00
Petty Cash	Postage, supplies, etc.	Admin	\$ 200.00
Premium Waters, Inc.	#366590-7-07	Admin	\$ 20.02
Quill	#8567360, supplies	Admin	\$ 48.10
Randy Rick	July Property Manager fees	Pj. 49, Oakport	\$ 863.71
RMB Laboratories, Inc.	MPCA-#63135,63833, 64402, 64562, 65017, 65023, 65465, 65544, 65791, 65947, 66114	RRWMB-Const.	\$ 3,201.00
Roger Lundberg	Beaver Control	Pj. 13, Hay Creek & Pj. 8, Stony Creek	\$ 1,586.82
Scott Handegard	Lot 13A security refund	Pj. 49, Oakport	\$ 7,625.00
The Forum	CL01356318, Legal Notice	Pj. 58, Riverton	\$ 261.22
WREC	6/17/07-7/19/07 service	Pj. 46, Turtle Lake	\$ 111.38
			\$ 124,934.77

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

Next Meeting. The Board of Managers, BRRWD, will hold their next regular meeting on Monday, August 27, 2007, in the Barnesville office at 8:00 PM.

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

Respectfully submitted,

John E. Hanson, Secretary