

**Minutes of the Regular Meeting of the Board of Managers
Of the Two Rivers Watershed District
Held: May 7, 2014 @ 8:00 a.m.**

The Board of Managers of the Two River Watershed District held their regular meeting beginning at 8:00 a.m. on Wednesday, May 7, 2014 at the District Office located in the Kittson County Courthouse in Hallock, Minnesota.

Managers present included President Roger Anderson, Vice President Jim Kukowski, Secretary Jon Vold, Treasurer Darrel Johnson, Paul Olsonawski, Allen Brazier, & Daryl Klegstad. None were absent.

Others present included District Administrator Dan Money, District Technician Matt Thompson, Engineer Blake Carlson, Attorney Jeff Hane, and Kittson County Engineer Kelly Bengtson.

The meeting was called to order by President Anderson. Anderson called for any additions or corrections to the proposed meeting agenda and also the meeting minutes from April 2, 2014. Today's meeting agenda, the minutes of the April 2, 2014 regular meeting, and the minutes of the January 2, 2014 Spingbrook Project #10 Hearing were approved upon a **motion** by Brazier, **second** by Johnson, and **unanimous vote** of the Managers.

Treasurer's Report:

Money presented the treasurer's report including the fund balances, accounts listing, and checks and deposit detail.

The treasurer's report was then approved upon a **motion** by Kukowski, a **second** by Johnson, and a **unanimous vote** by the Board.

Administrator's Report:

District Administrator Money gave a report on the following and distributed a handout:

Watershed Restoration & Protection Plans;

- **Lower Red River WRPP** - Water quality and flow data is being gathered during the 2014 sampling season, which is needed to help assess the current water quality conditions. District staff are gathering this data, and Houston Engineering is doing analysis.
- **Two Rivers WRPP** - The MPCA, International Water Institute, and TRWD will be performing both water quality and flow monitoring during 2014. Houston Engineering is doing analysis of data and also using the 'HSPF' model to prepare necessary reports. The DNR will be doing stream geomorphology analysis and the MPCA will be doing stressor identification, and this work is to be completed in 2015. Data will be crunched and reports will be done in late 2015 or early 2016.

District Cell Phone: Manager Johnson discussed the current cell phone policy of the District. Currently the District maintains a one line cell phone account which the District Administrator uses, and a monthly stipend is given to the District Technician for reimbursement for use of his personal phone for use at work. Discussion was held regarding eliminating a District phone and paying employees a stipend for use of their phones. Money was directed to put together a proposal to be reviewed by the board at a future meeting.

RRWMB: A report of the RRWMB was distributed.

- Model Rules – The RRWMB has prepared a guidance document for each district to use as they so choose. This model rules covers surface drainage, subsurface drainage, enforcement, and general rules.

2014 Ditch Work: District ditches scheduled for maintenance work in 2014 include JD 10 Branch B, SD 49, and the Dewey #5 Improvement. All ditches will be inspected for blockages, damages, grass buffer requirements, and other maintenance needs. Full surveys will be completed on JD 10 main and other ditches according to the survey schedule.

2014 Spring Runoff: The Ross and Nereson Impoundments were operated this spring. Neither were filled to capacity, and both are currently being drawn down since the flood peaks have crested.

Springbrook PL 566 Project #10: District staff is continuing to work with the Kittson SWCD and the District Attorney to finalize the RIM and associated right of way easements. Landowners have been sent ‘Partial Assignment of Easement’ agreements which gives the District the right of way access and the District agrees to maintain the easement. The District will certify the drainage lien and viewer’s report to Kittson County, and taxes will be levied against the project beginning in 2015. The District will follow the agreed to operations and maintenance plan and an annual inspection will be scheduled.

Impoundment Committee: The committee has met with the DNR to discuss the proposed areas in Klondike Township. The feasibility of doing a large project along the lines of the old ‘Juneberry Ridge’ project is being considered. DNR would like to meet on site and consider the natural resources alternatives. The next meeting will be held in late May or early June. Money mentioned that in order to move forward in a timely manner, a project plan should be endorsed by the Board by September or October. This would allow time to submit funding requests to the RRWMB and the State, in order to move forward with design, permitting, and other project components in 2015. Money was directed to write a pre-concept paper to be utilized in project planning, to check on the USFWS easement believed to affect section 26 of Klondike Township, and investigate wording for a potential option to purchase. The impoundment committee will schedule another meeting with the DNR.

Red River Basin Commission: The RRBC has informed the District they are no longer interested in the Klondike site for their phosphorous reduction through cattail harvest project. They will be focusing their efforts on the North Ottawa project of the Bois De Souix watershed district.

The RRBC will be holding a tour this June 4th, and are planning to visit projects that have been constructed by the Roseau River Watershed District and the Two Rivers Watershed District. They will look at the Springbrook #10, Ross #7, and Nereson Projects of the TRWD.

Aspen Parkland Birding Trail: The TRWD, Roseau River WD, Middle-Snake-Tamarac WD, and Red Lake WD are all participating in the establishment of this birding trail, with projects of each of the District being stops along the trail. An open house will be held in Warren on May 13, 2014 to solicit input on the proposed trail.

Springbrook Project #10 Hearing:

The final Hearing for the Springbrook Project #10 was re-convened at 9:00 am. The minutes of the hearing are attached to these minutes. The Hearing was closed at 10:10 am and the regular meeting was resumed.

Attorney's Report:

Attorney Jeff Hane of Brink, Sobolik, Severson, Malm, & Albright, P.A., gave an Attorney's report regarding the following items:

Springbrook PL 566 Project #10: Hane reported to the Board of Managers regarding the status of various right of way easements along the project.

Manager Kukowski left the meeting at 11:00 am.

Engineer's Report:

Carlson gave a report to the Board regarding a 'Distributed Detention' study that the Red River Watershed Management Board has funded. A computer model was used to pick over 30 potential sites within the TRWD and analyze what kind of floodwater storage could be done. Discussion was held regarding the report, which will be finalized and submitted to the RRWMB.

Kelly Bengtson: Bengtson was in attendance to discuss permit applications 2014-09 and 2014-10 from the Kittson County Highway Department. Each application was discussed. Upon a **motion** by Olsonawski, **second** by Johnson, and a **5-1 vote** of the Managers, permit application 2014-09 was **approved**. Permit application 2014-10 was **tabled** for further review.

Permits:

The Board acted on the following permits. Conditions, if any, are listed on the permit sent to the individual.

<i>App. #</i>	<i>Applicant</i>	<i>Location</i>	<i>Purpose</i>	<i>Action</i>
2014-07	L. Hapka	Norway 22	tile drainage	Approve
	Motion by Brazier, seconded by Klegstad, unanimous vote			
2014-08	Enbridge Energy	Svea 4	pipeline	Approve
	Motion by Johnson, seconded by Klegstad, unanimous vote			

A permit application was received from Moose Township. It was noted that a permit application was denied from the same applicant and the same location in 2013. It was noted that there was not any significant new information submitted with this new permit application, and the permit was denied by the Board of Managers. It was noted that future applications for this same location will not be heard by the Board unless significant new pertinent information is submitted.

With no other matters to come before the Board of Managers, the meeting was adjourned.

Attest:



Jon Vold, Secretary



Roger Anderson, President

Two Rivers Watershed District
Minutes of the Public Hearing – Springbrook PL 566 Project #10
Held: May 7, 2014 @ 9:00 a.m.
Kittson County Courthouse, Hallock, MN

The final hearing for the Springbrook PL566 Project #10 was re-convened at 9:00 a.m., May 7, 2014 in the Two Rivers Watershed District office in Hallock, MN. Members of the public in attendance were Kevin Walz, Craig Halfman, and Jim Pederson.

The hearing was called to order by President Anderson. Attorney Jeff Hane explained the purpose of the meeting and that the Board of Managers would hear any testimony, deliberate, and then make final decisions to accept the Viewer's Report, authorize and submit a lien to Kittson County to collect the cost of the project, and set the number of years and interest rate to collect the lien.

The meeting was opened for public comment and testimony. Landowner Kevin Walz stated that land within and south of the N1/2, N1/2, NW ¼, NW ¼, section 12, Augsburg Township, Marshall County should be removed from the proposed benefited area. This consists of approximately 16 acres.

Landowner Craig Halfman questioned the original Viewer's report that included 78 acres in section 5 of Augsburg Township, Marshall County. He was informed that the Viewers had reviewed his request and reduced the land within the benefitted area to 20 acres. Halfman stated that he agreed with the Viewers assessment.

Landowner Jim Pederson stated that he did not agree with the determination that the NE1/4, SE1/4 and the SW ¼, SE1/4, section 14 Springbrook Township, Kittson County should be included in the benefitted area. He indicated that only about 15 acres in the SE1/4, SE1/4, section 14 drain to the project.

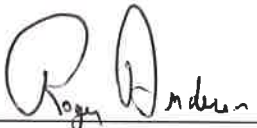
Public testimony was closed at 10:00 am and the Board of Managers deliberated the issues that were brought up. Upon a **motion** by Brazier, **second** by Kukowski and **unanimous vote** of the Managers, the Viewer's Tabular Statement was approved, with the removal of 16 acres located in the S1/2, N1/2, NW ¼, NW ¼, section 12, Township 158, Range 47, the removal of the NE ¼, SE ¼, Section 14 Township 157, Range 47, the removal of the SW ¼, SE ¼, Township 157, Range 47, and the removal of all but 15 acres located in the SE ¼, SE ¼, Section 14, Township 157, Range 47.

A **motion** was made by Vold, **seconded** by Brazier, and **approved upon a unanimous vote** to adopt the "Order Finalizing Assessment" for the Springbrook Project PL 566 Project #10. This order is attached to these minutes and made a part of the official project record.

A **motion** was made by Kukowski, **seconded** by Johnson, and **approved upon a unanimous vote** setting the assessment for the project at \$200,000 to be collected over a 15 year period, at an interest rate of 3%.

With no further business, the public hearing was adjourned at 10:10 a.m.

ATTEST:



Roger Anderson, President



Jon Vold, Secretary