

**BOIS DE SIOUX WATERSHED DISTRICT
BOARD MEETING MINUTES
August 17, 2023**

- CALL TO ORDER** The meeting was called to order by President Vavra at 8:04 a.m. Present in the District Office: Linda Vavra, Jason Beyer (arrived later), Doug Dahlen, Jerome Deal, Scott Gillespie, Steven Schmidt, Allen Wold. Absent: Ben Brutlag, John Kapphahn. Also present: Engineers Chad Engels and James Guler, Engineer Technician Troy Fridgen, Attorney Lukas Croaker, and Administrator Jamie Beyer.
- AGENDA** Upon motion by Wold, seconded by Dahlen and carried unanimously, the agenda was approved with the following additions: Hourly Viewer Rates, Lined Waterway Mat Request, Erosion near JD #14.
- CONFLICT OF INTEREST** No conflicts of interest were declared.
- CONSENT AGENDA** Upon motion by Dahlen, seconded by Deal and carried unanimously, the Consent Agenda was approved.
- P.A. #21-072
L. DUNN** The project, as originally designed, meets District permit policies, but would result in outlet water flowing south and west, bisecting the neighboring section of land. Engineer Technician Troy Fridgen has secured participation from the landowner of the southwest quarter of Section 13, Donnelly Township, Stevens County to install a tile from the proposed outlet to a drainage ditch at the western edge of Section 13. Upon motion by Dahlen, seconded by Schmidt and carried unanimously, the joint project as proposed was approved.
- P.A. #23-075
MNDOT** MnDOT staff submitted a permit application in order to initiate a discussion about culvert sizing at the western edge of the watershed district, in an area that has frequent state highway, county, and township road overtopping. The permit application does not contain a full set of plans and specifications. District Engineer Chad Engels stated that all of the culverts are undersized both upstream and downstream of the proposed culvert replacement. If engineering staff were to recommend a culvert size that would fit between the existing upstream and downstream culvert system as it appears today (undersized), that recommended size would be 54". The culvert is currently 36". Several impacted landowners were in attendance and provided information on the location and frequency of where water flows overtop area roads.
- BEYER ARRIVES** Board Manager Jason Beyer arrived at the meeting.
- P.A. #23-075
MNDOT** Engineering staff will gather additional site information to further define whether a broader flood control project should be initiated prior to the planned MnDOT road and culvert project. Attorney Lukas Croaker recommended that the applicant be asked to withdraw the application, so that engineering staff would not be constricted by a time deadline for action on the permit presented, and that if the applicant is unwilling or unable to withdraw the permit application, that the permit application be denied due to lack of information. Beyer made a motion to request that the applicant withdraw the application or, if not done before the 60-day deadline provided under Minn. Stat. § 15.99, that the application be denied. Deal seconded the motion, which was passed unanimously.
- WCD #SUB-1
PAY APP NO. 1 &
TECH SERVICES
CONTRACT** Upon motion by Beyer, seconded by Dahlen and carried unanimously, Pay Application No. 1 in the amount of \$187,232.83 was approved. Engineer James Guler stated that MnDOT inspection services are required following installation of a large box culvert on the project, for an estimated cost of \$550. Upon motion by Gillespie, seconded by Dahlen and carried unanimously, the State of Minnesota One-Time Technical Services Contract was approved pending review by the District's attorney.
- BDSWD NO. 5
PETITION
103E.212** Board managers reviewed a petition for new drainage system, "BdSWD No. 5." Engineer James Guler described the location and nature of the proposed project, in Sections 19 and 20 of Eldorado Township, Stevens County and Section 24 of Dollymount Township, Traverse County. Attorney Lukas Croaker read an order confirming that the petition meets the requirements of Minn. Stat. §§ 103E.202 and 103E.212 and that personal checks, in lieu of a bond, have been sufficiently provided. Upon motion by Gillespie, seconded by Dahlen and carried unanimously, the Findings and Order Appointing Chad Engels as Engineer and the Engineer's Oath were approved. Engineering staff asked that Eldorado Township officials provide copies of any surveys conducted or engineering plans initiated.

TCD #19 & TCD #40 Engineer Technician Troy Fridgen stated that TCD #19 and #40 incurred more repair expenses than anticipated, at a cost of \$16,000 and \$17,000 respectively. Upon motion by Dahlen, seconded by Schmidt and carried unanimously, payments were approved.

GCD #3 PETITION 103E.715 Board managers reviewed a Minn. Stat. § 103E.715 Repair Petition received from GCD #3 landowners. Gillespie motioned, seconded by Schmidt, to approve the Findings and Appointment of Chad Engels as Project Engineer. Dahlen abstained. Motion passed.

GCD #21 Engineering staff have been working with US Fish and Wildlife staff to define repair project extents on property owned by US Fish and Wildlife. Viewer Dwight Veldhouse requested that viewers be compensated at a rate of \$45/hour. Board managers discussed the quality advantages and cost savings realized by using a local viewing team as compared to a corporate viewing company. Upon motion by Gillespie, seconded by Deal and carried unanimously, the request was approved. Administrator Beyer stated that more viewers may be needed for possible upcoming redeterminations. Upon motion by Gillespie, seconded by Dahlen and carried unanimously, staff are authorized to advertise for viewing positions.

TCD #27 CULVERT COST SHARE Engineer Technician Troy Fridgen has received a request for culvert cost share on a bridge providing agricultural equipment access for Mr. Curt Braun. Upon motion by Gillespie, seconded by Dahlen and carried unanimously, staff are authorized to have a used culvert in District inventory repaired and installed at a cost-share following the District's culvert cost-share policy.

DRAINAGE WORKGROUP President Vavra requested that Attorney Lukas Croaker attend Minnesota Drainage Workgroup meetings in-person. The meetings are usually held monthly, in St. Paul, but a request has been made to move the meetings to St. Cloud. President Vavra stated that some of the topics currently considered by the Drainage Workgroup have more to do with legal drainage ditch issues, as opposed to engineering issues, and that the District would benefit from having their attorney participating in the discussions. Upon motion by Beyer, seconded by Dahlen and carried unanimously, Attorney Lukas Croaker is authorized to attend Minnesota Drainage Workgroup meetings in-person.

LINED WATERWAY PROGRAM Administrator Beyer relayed a request from Traverse SWCD staff for an additional \$12,000 in cost share for lined waterway mats. Board managers and engineering staff discussed recent placement of lined waterway mats, and their effectiveness in different situations. District Engineer Chad Engels summarized: for a drainage ditch system with spoil banks/berms, side inlet culverts should be used at field drain points because they can meter flows and deposit sediment in the field; for drainage ditch systems without spoil banks/berms, the lined waterway mats can reduce channel side-slope erosion, consideration should be made against installation when a ditch retrofit is imminent. Upon motion by Gillespie, seconded by Beyer and carried unanimously, lined waterway mats must be permitted, and the additional cost share request was approved.

LIGHTNING LAKE NOTICE TO PROCEED Attorney Lukas Croaker stated that the hearing listed on the agenda is not necessary; the hearing was closed at the July meeting. Per direction given by the Bois de Sioux Watershed District board at the July 20, 2023 board meeting, Engineer James Guler contacted four references for Midwest Contracting; two responded, and both provided positive references. An updated Statement of Cost was provided, with an overall project cost estimated to be \$600,000. Upon motion by Deal, seconded by Beyer and carried unanimously, the Notice of Award was approved. The contractor would like to start construction in October.

DORAN CREEK STREAM REHABILITATION 103D.605 Upon motion by Beyer, seconded by Gillespie and carried unanimously, the Minn. Stat. § 103D.605 Public Hearing to Establish a Project as Part of a Plan was opened for the Doran Creek Stream Rehabilitation Project. Attorney Lukas Croaker recommended that board managers delay action until after either 1) a petition for an EAW is dismissed; 2) a negative declaration on the need for an EIS is issued; 3) an EIS is determined adequate; or 4) a variance is granted under Minnesota Administrative Rules Part 4410.3100. Project Manager Garrett Monson expects this could be provided by December 2023. The requirement was included within the DNR's Advisory Report dated May 2, 2023. Upon motion by Gillespie, seconded by Beyer and carried unanimously, the hearing was recessed and will be reconvened upon DNR EAW decision action.

GILLESPIE LEAVES Board Manager Scott Gillespie left the meeting.

TCD #35 HEARING 103E.555 Upon motion by Wold, seconded by Dahlen and carried unanimously, the Minn. Stat. § 103E.555 Public Hearing on the Engineer's Report for TCD #35 was opened. Engineer James Guler presented the

report, which included project construction details, contract quantity changes, final cost figures, and funding sources. No public comment was provided. Attorney Lukas Croaker read the Findings and Order Accepting the Contract. Upon motion by Dahlen, seconded by Deal and carried unanimously, the Findings and Order, Pay Application No. 7, and Change Order No. 3 were approved. Upon motion by Dahlen, seconded by Deal and carried unanimously, the hearing was closed.

Engineer Technician Troy Fridgen described a flood-related erosion site near JD #14. Board managers determined that the erosion is not part of the legal drainage system, and would be a private landowner concern. Engineer Technician Troy Fridgen stated that Traverse SWCD staff have identified up to 18 erosion sites along JD #14/Mustinka River and are assembling a grant application for funding.

Moore Engineering staff continue to work on a cost estimate for work needed on two culverts located through the City of Dumont's partial levy.

Traverse SWCD seeded completed portions of Lake Traverse Water Quality Improvement Project Phase #3. Upon motion by Beyer, seconded by Dahlen and carried unanimously, Pay Application No. 3 in the amount of \$458,962.65 was approved.

Beyer motioned, seconded by Dahlen and carried unanimously, to open the public hearing on the 2024 General Budget, Construction Fund, and the levies for the Drainage Ditch Systems and projects under the Bois de Sioux Watershed District's jurisdiction. Administrator Beyer presented the 2024 General and Construction Fund budgets and corresponding proposed levies. The RRWMB approved a levy at 75% for 2024. Preliminary ditch assessments were also presented, but will not be finalized until a public hearing is held in December. Additional cuts to the General Levy may be considered in December. Upon motion by Beyer, seconded by Dahlen and carried unanimously:

- 1) the Resolution of Ad Valorem Levy that included a General Levy of \$250,000.00 and a Construction/RRWMB Levy of \$1,833,097.59, and
- 2) the Preliminary Ditch Assessments presented of \$375,280.00 (this amount excludes bond debt service levied by affected counties), and
- 3) the Resolution to Budget Redpath Impoundment Project Funds, in the amount of \$10,029,500, were approved. Upon motion by Beyer, seconded by Dahlen and carried unanimously, the hearing was closed.

District Engineer Chad Engels stated that the plans submitted on behalf of Dollymount Township Permit Application #23-043 are accepted and meet the conditions described in the permit approval. Dollymount Township Supervisor Dean Frisch stated that they support the project. The estimated cost of the project, with road right-of-way, is \$462,000. Upon motion by Beyer, seconded by Deal and carried unanimously, the District will provide cost-share up to \$475,000. Upon motion by Beyer, seconded by Dahlen and carried unanimously, the 640th Avenue Road Raise Cost Share Agreement was approved.

District Engineer Chad Engels stated that engineering staff are working to complete a bathometric survey of Elbow and Samantha Lakes, and other items approved at the July board meeting.

Board Manager Allen Wold asked staff where bird watchers post information about unique birds spotted at the North Ottawa Impoundment. Engineer Technician Troy Fridgen stated that some pictures are posted to a West Central bird watching Facebook page. Administrator Beyer stated that she will resume posting another site which is frequently used: <https://ebird.org/hotspot/L2182908>.

Upon motion by Dahlen, seconded by Deal and carried unanimously, Redpath Phase 2 Pay Application No. 2 was approved in the amount of \$692,882.66. Upon motion by Beyer, seconded by Deal and carried unanimously, the Board of Water and Soil Resources Water Quality and Storage Pilot Program Grant Agreement was approved in the amount of \$1,000,000. Upon motion by Dahlen, seconded by Schmidt and carried unanimously, staff are authorized to submit a Flood Hazard Mitigation grant application and Resolution No. 2023-08-17 for State Flood Hazard Mitigation Grant Funding Assistance for Redpath Flood Impoundment. Dahlen motioned, seconded by Deal and carried unanimously, to approve a change order to continue construction of the impoundment levy, contingent upon state approval of dam safety, at a total cost limit of \$1,200,000.

**CONFLICT OF
INTEREST
POLICIES**

Attorney Lukas Croaker reviewed the District's Conflict of Interest Policy and the DNR ENRTF/OHF Pass-Through Grant Agreement Attachment C: Conflict of Interest Disclosure and found no issues.

**RING DIKE
BORROW PIT**

Upon motion by Dahlen, seconded by Schmidt and carried unanimously, the DNR ENRTF/OHF Pass-Through Grant Agreement Attachment C: Conflict of Interest Disclosure is approved.

Administrator Jamie Beyer and Engineer Technician Troy Fridgen summarized findings of a ring dike borrow pit built in 2011 as part of a EQIP cost-share landowner program in the Bois de Sioux Watershed District. Nearly all of the agents involved with the project are no longer available. The landowner sold the property to a new landowner, the on-site engineer is no longer affiliated with the Bois de Sioux Watershed District, the surveyor is no longer affiliated with the Bois de Sioux Watershed District, and the contractor has retired. The location of the ring dike borrow pit was not permitted by the Bois de Sioux Watershed District, and its location today is on, over, and near the neighboring property line, without the required 10' setback. Neighbor Robin Abel has requested that the ring dike borrow pit be moved further from the property line. Engineer Technician Troy Fridgen has worked to lower a downstream culvert, and control the elevation of the borrow pit with a tile intake. Mr. Robin Abel has stated that he is not interested in a flood easement. Engineer Technician Troy Fridgen is working with the current landowner to propose lowering the ring dike borrow pit another 1 – 1 ½', and has had the ring dike surveyed to produce a cost estimate for moving it further away from the property line. Upon motion by Dahlen, seconded by Schmidt and carried unanimously, staff are authorized to submit the project to RRWMB and DNR to request ring dike cost share.

Administrator Beyer stated that Traverse SWCD submitted a \$27,250.56 request for reimbursement from Watershed Based Implementation Grant C21-9685, but that the documentation was incomplete. Upon motion by Schmidt, seconded by Dahlen and carried unanimously, staff are authorized to reimburse Traverse SWCD up to \$27,250.56 from Grant C21-9685 contingent upon sufficient documentation.

Board managers discussed potential MAWD resolutions and upcoming events.

The meeting was adjourned.

Linda Vavra, President

Date: _____, 2023

Jamie Beyer, Administrator

Date: _____, 2023

10:53 AM

09/14/23

Cash Basis

Bois de Sioux Watershed District
Expenses by Vendor Summary (No Employees)
August 18 through September 21, 2023

	<u>Aug 18 - Sep 21, 23</u>
Aramark	48.27
BlueCross BlueShield MN	21.74
Bois de Sioux Watershed	0.00
Braun Intertec	17,007.00
Bremer Bank	-7,893.29
Christopher Volker	-2,500.00
City of Wheaton	51.62
Column Software PBC	82.80
Connie Brunkow	-5,000.00
Dean or Jeri Erickson	-2,500.00
Denmar Farms, Inc	-10,000.00
Elan Financial Services	234.81
Elizabeth Van Zomeren Revocable Trust	-5,000.00
Flatland LLP	-5,000.00
Frontier	260.57
Grant County Herald	126.76
Larson Oil Company	531.88
League of Minnesota Cities	2,221.00
LM Road Services	43,945.95
Mark Lampert	-2,500.00
Middle D. Farms	-7,500.00
Minnesota DNR - OMB	-608,225.85
MN PEIP	3,834.24
Otter Tail Power Company	145.00
Pitney Bowes Global Financial Serv LLC	150.69
Purchase Power	240.54
QuickBooks Payroll Service	7.00
Runestone Telecom Association	95.95
Schultz Welding	300.00
Scott Brunkow Farm	-5,000.00
Star Bank	-306.18
State of Minnesota	-820,000.00
Sturdevant's Auto Value Wheaton	23.98
The Ortonville Independent/Northern Star	94.50
Traverse County	-31,213.50
Traverse County SWCD	28,909.79
Traverse Electric Cooperative Inc	66.22
Twin Valley Tire	34.50
Valley Office Products, Inc.	44.08
Willy's Super Valu	110.38
Xerox Corporation	218.18
TOTAL	<u>-1,413,831.37</u>

Bois de Sioux Watershed District
CHECKS TO APPROVE - VENDORS & EMPLOYEES
 August 18 through September 21, 2023

Date	Num	Type	Memo	Account	Class	Amount
Charles Meixel 08/22/2023		Deposit	Deposit	20000 - Bond Proceeds	Ditch Fund:BdSWD #5	7,500.00
Total Charles Meixel						7,500.00
Duane Wilts 08/22/2023		Deposit	Deposit	20000 - Bond Proceeds	Ditch Fund:BdSWD #5	2,500.00
Total Duane Wilts						2,500.00
Gary Brunkow 08/22/2023		Deposit	Deposit	20000 - Bond Proceeds	Ditch Fund:BdSWD #5	5,000.00
Total Gary Brunkow						5,000.00
Aramark 09/21/2023		Check	RUGS	53420 · Maintenance	Administrative Fund:General Cash	-48.27
Total Aramark						-48.27
BlueCross BlueShield MN 09/07/2023	21862	Check	VISION PLAN	Health Insurance Expense	Administrative Fund:General Cash	-21.74
Total BlueCross BlueShield MN						-21.74
Bois de Sioux Watershed 09/21/2023	WBIF2-07	General Journal	WBIF 02-07: REIMB FOR ADMIN/COOR	61100 · Admin/Coord	Construction Fund:JCWMP/1W1Plan Imp.:BWSRWBIF2 ...	-1,157.44
09/21/2023	WBIF2-07	General Journal	WBIF 02-07: REIMB FOR ADMIN/COOR	49400 · Transfer In	Construction Fund	1,157.44
08/31/2023	MOVE1...	General Journal	RECODE SITE #44 SNOW REMOVAL CHECK #1677	53950 · Ditch Snow Removal	Ditch Fund:TCD #44	1,350.00
08/31/2023	MOVE1...	General Journal	RECODE SITE #44 SNOW REMOVAL CHECK #1677	53950 · Ditch Snow Removal	Ditch Fund:TCD #16	-1,350.00
08/30/2023	MOVE1...	General Journal	CORRECT FEMA REPAIR SITE 1031-1 CHECK 1727	54140 · Flood/HSEM/FEMA Repairs	Ditch Fund:TCD #9	1,274.00
08/30/2023	MOVE1...	General Journal	CORRECT FEMA REPAIR SITE 1031-1 CHECK 1727	54140 · Flood/HSEM/FEMA Repairs	Ditch Fund:TCD #4	-1,274.00
08/29/2023	MOVE1...	General Journal	CORRECT 1015-1 CHECK 1727	54140 · Flood/HSEM/FEMA Repairs	Ditch Fund:TCD #27	562.50
08/29/2023	MOVE1...	General Journal	CORRECT 1015-1 CHECK 1727	54140 · Flood/HSEM/FEMA Repairs	Ditch Fund:TCD #36	-562.50
08/29/2023	MOVE1...	General Journal	MOVE SITE 1026 CHECK #1784	54140 · Flood/HSEM/FEMA Repairs	Ditch Fund:JCD #14	4,640.00
08/29/2023	MOVE1...	General Journal	MOVE SITE 1026 CHECK #1784	54140 · Flood/HSEM/FEMA Repairs	Ditch Fund:TCD #4	-4,640.00
Total Bois de Sioux Watershed						0.00
Braun Intertec 09/21/2023		Check	LEVEL SPOILS	51200 · Project Construction	Construction Fund:Redpath Imp.& Mustinka Rehab.:Ph 2 ...	-17,007.00
Total Braun Intertec						-17,007.00
Bremer Bank 09/06/2023		Deposit	CD INTEREST	43000 · Interest Income	Construction Fund	1,555.44
08/31/2023		Check	Service Charge	53200 · Miscellaneous Expenses	Administrative Fund:General Cash	-2.00
08/31/2023		Deposit	Interest	43000 · Interest Income	Construction Fund	6,339.85
Total Bremer Bank						7,893.29
Christopher Volker 08/22/2023		Deposit	Deposit	20000 - Bond Proceeds	Ditch Fund:BdSWD #5	2,500.00
Total Christopher Volker						2,500.00
City of Wheaton 09/07/2023	1802	Check	W/S/G	53440 · Utility Expense	Administrative Fund:General Cash	-51.62
Total City of Wheaton						-51.62
Column Software PBC 09/21/2023		Check	E10F7588-0002 CONSTRUCTION AD	51500 · Advertising Expense	Construction Fund:Lightning Lake No. 1	-82.80
Total Column Software PBC						-82.80
Connie Brunkow 08/22/2023		Deposit	Deposit	20000 - Bond Proceeds	Ditch Fund:BdSWD #5	5,000.00
Total Connie Brunkow						5,000.00

Bois de Sioux Watershed District CHECKS TO APPROVE - VENDORS & EMPLOYEES August 18 through September 21, 2023

Date	Num	Type	Memo	Account	Class	Amount
Dean or Jeri Erickson						
08/22/2023		Deposit	Deposit	20000 - Bond Proceeds	Ditch Fund:BdSWD #5	2,500.00
Total Dean or Jeri Erickson						2,500.00
Denmar Farms, Inc						
08/22/2023		Deposit	Deposit	20000 - Bond Proceeds	Ditch Fund:BdSWD #5	7,500.00
08/22/2023		Deposit	Deposit	20000 - Bond Proceeds	Ditch Fund:BdSWD #5	2,500.00
Total Denmar Farms, Inc						10,000.00
Elan Financial Services						
09/11/2023	1810	Check	ADOBE SUB	55130 · Website	Administrative Fund:General Cash	-33.65
09/11/2023	1810	Check	ZOOM SUB	52800 · Meeting Expense	Administrative Fund:General Cash	-34.18
09/11/2023	1810	Check	SPLASHTOP REMOTE ACCESS	55130 · Website	Administrative Fund:General Cash	-60.00
09/11/2023	1810	Check	FREEFIND SEARCH UPDATE	55130 · Website	Administrative Fund:General Cash	-19.00
09/11/2023	1810	Check	ANTI-VIRUS SUB	53500 · Office Supplies	Administrative Fund:General Cash	-10.58
09/11/2023	1810	Check	PUBLIC HEARING NOTICE	51500 · Advertising Expense	Construction Fund:Doran Creek Stream Restoration	-77.40
Total Elan Financial Services						-234.81
Elizabeth Van Zomeren Revocable Trust						
08/22/2023		Deposit	Deposit	20000 - Bond Proceeds	Ditch Fund:BdSWD #5	5,000.00
Total Elizabeth Van Zomeren Revocable Trust						5,000.00
Flatland LLP						
08/22/2023		Deposit	Deposit	20000 - Bond Proceeds	Ditch Fund:BdSWD #5	5,000.00
Total Flatland LLP						5,000.00
Frontier						
08/25/2023	1807	Check	PHONE / FAX	53450 · Telephone Expense	Administrative Fund:General Cash	-260.57
Total Frontier						-260.57
Grant County Herald						
09/21/2023		Check	HEARING NOTICE	51500 · Advertising Expense	Administrative Fund:General Cash	-126.76
Total Grant County Herald						-126.76
Larson Oil Company						
09/07/2023	1801	Check	PROPANE	53470 · Office Fuel	Administrative Fund:General Cash	-341.85
09/07/2023	1801	Check	FUEL	54400 · Vehicle Fuel	Administrative Fund:General Cash	-114.00
09/07/2023	1801	Check	OIL AND ACCESSORIES	54500 · Vehicle Maint & Repair	Administrative Fund:General Cash	-76.03
Total Larson Oil Company						-531.88
League of Minnesota Cities						
09/21/2023		Check	ANNUAL DUES	51800 · District Insurance & Dues	Administrative Fund:General Cash	-2,221.00
Total League of Minnesota Cities						-2,221.00
LM Road Services						
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Construction Fund:North Ottawa Impoundment:N.O. Dev ...	-1,933.60
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Construction Fund:North Ottawa Impoundment:N.O. Dev ...	-2,957.75
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Construction Fund:North Ottawa Impoundment:N.O. Dev ...	-3,109.98
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Construction Fund:North Ottawa Impoundment:N.O. Dev ...	-795.94
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:JCD #12	-596.96
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:JCD #7	-596.96
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:WCD #9	-1,131.55
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:WCD #8	-484.95
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:WCD #8	-804.90
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:WCD #9	-536.60
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:WCD #9	-626.30
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:WCD #20	-234.86
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:WCD #18	-626.30
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:JCD #7	-78.29
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:WCD #20	-820.75
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:JCD #12	-820.75

Bois de Sioux Watershed District
CHECKS TO APPROVE - VENDORS & EMPLOYEES
 August 18 through September 21, 2023

Date	Num	Type	Memo	Account	Class	Amount
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:WCD #39	-437.55
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:WCD #Sub-1	-437.55
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:WCD #35	-875.10
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:JCD #12	-437.55
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:JCD #12	-1,566.25
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:WCD #25	-372.50
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:WCD #39	-372.50
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:JCD #12	-149.00
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:WCD #18	-372.50
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:WCD #18	-223.50
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:JCD #7	-166.33
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:JCD #12	-1,496.93
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:JCD #12	-2,598.50
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:JCD #12	-2,468.00
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:WCD #Sub-1	-151.35
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:WCD #25	-908.10
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:WCD #39	-454.05
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:WCD #8	-412.00
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:WCD #9	-515.00
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:WCD #20	-309.00
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:WCD #18	-824.00
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:WCD #9	-278.65
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:JCD #12	-1,114.60
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:JCD #7	-188.55
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:JCD #2	-565.65
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:JCD #12	-1,131.30
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:JCD #12	-1,772.50
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Construction Fund:North Ottawa Impoundment:N.O. Dev ...	-2,276.00
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:JCD #12	-2,381.60
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Ditch Fund:TCD #37	-595.40
09/21/2023		Check	SPRAYING	53930 · Ditch Spraying	Construction Fund:North Ottawa Impoundment:N.O. Dev ...	-1,938.00
Total LM Road Services						-43,945.95
Mark Lampert						
08/22/2023		Deposit	Deposit	20000 - Bond Proceeds	Ditch Fund:BdSWD #5	2,500.00
Total Mark Lampert						2,500.00
Middle D. Farms						
08/22/2023		Deposit	Deposit	20000 - Bond Proceeds	Ditch Fund:BdSWD #5	7,500.00
Total Middle D. Farms						7,500.00
Minnesota DNR - OMB						
08/29/2023		Deposit	LSOHC GRANT REQUEST #1	44500 · Project Grant	Construction Fund:Redpath Imp.& Mustinka Rehab.:Ph 2 ...	608,225.85
Total Minnesota DNR - OMB						608,225.85
MN PEIP						
09/11/2023	1809	Check	EMPLOYEE HEALTH BENEFITS	Health Insurance Expense	Administrative Fund:General Cash	-3,834.24
Total MN PEIP						-3,834.24
Otter Tail Power Company						
09/07/2023	1803	Check	ELECTRICITY	53430 · Electricity	Administrative Fund:General Cash	-145.00
Total Otter Tail Power Company						-145.00
Pitney Bowes Global Financial Serv LLC						
09/07/2023	1804	Check	POSTAGE MACHINE LEASE	52100 · Equipment Lease & Rental	Administrative Fund:General Cash	-150.69
Total Pitney Bowes Global Financial Serv LLC						-150.69
Purchase Power						
08/24/2023	1799	Check	PURCHASE POWER POSTAGE	53610 · Postage	Administrative Fund:General Cash	-240.54
Total Purchase Power						-240.54

Bois de Sioux Watershed District
CHECKS TO APPROVE - VENDORS & EMPLOYEES
 August 18 through September 21, 2023

Date	Num	Type	Memo	Account	Class	Amount
QuickBooks Payroll Service						
08/30/2023		Liability Check	Fee for 2 direct deposit(s) at \$1.75 each	53700 · Payroll Expenses	Administrative Fund:General Cash	-3.50
09/14/2023		Liability Check	Fee for 2 direct deposit(s) at \$1.75 each	53700 · Payroll Expenses		-3.50
Total QuickBooks Payroll Service						-7.00
Runestone Telecom Association						
09/07/2023	1805	Check	INTERNET & EMAIL	53440 · Utility Expense	Administrative Fund:General Cash	-95.95
Total Runestone Telecom Association						-95.95
Schultz Welding						
09/21/2023		Check	STOP LOGS	54100 · Repairs and Maintenance	Construction Fund:North Ottawa Impoundment:N.O. Dev ...	-300.00
Total Schultz Welding						-300.00
Scott Brunkow Farm						
08/22/2023		Deposit	Deposit	20000 - Bond Proceeds	Ditch Fund:BdSWD #5	5,000.00
Total Scott Brunkow Farm						5,000.00
Star Bank						
08/24/2023		Check	Service Charge	53200 · Miscellaneous Expenses	Ditch Fund:GCD #21:2022 LO Improvement Bond	-6.00
08/24/2023		Deposit	Interest	43000 · Interest Income	Ditch Fund:GCD #21:2022 LO Improvement Bond	6.82
08/25/2023		Check	Service Charge	53200 · Miscellaneous Expenses	Administrative Fund:General Cash	-7.00
08/25/2023		Deposit	Interest	43000 · Interest Income	Construction Fund	313.48
08/25/2023		Check	Service Charge	53200 · Miscellaneous Expenses	Ditch Fund:WCD #Sub-1:2022 LO Improvement Bond	-3.00
08/25/2023		Check	Service Charge	53200 · Miscellaneous Expenses	Ditch Fund:BdSWD #5	-3.00
08/25/2023		Deposit	Interest	43000 · Interest Income	Ditch Fund:BdSWD #5	4.88
Total Star Bank						306.18
State of Minnesota						
08/30/2023		Deposit	1ST DISBURSEMENT - 50% OF GRANT	44500 · Project Grant	Construction Fund:Redpath Imp.& Mustinka Rehab.:Ph 2 ...	500,000.00
08/31/2023		Deposit	LTWQIP #3 40% GRANT DISBURSEMENT	44500 · Project Grant	Construction Fund:Lake Traverse WQ Improvement:Phas...	320,000.00
Total State of Minnesota						820,000.00
Sturdevant's Auto Value Wheaton						
09/21/2023		Check	WRENCH SOCKETS NORTH OTTAWA GATES	54100 · Repairs and Maintenance	Construction Fund:North Ottawa Impoundment:N.O. Dev ...	-23.98
Total Sturdevant's Auto Value Wheaton						-23.98
The Ortonville Independent/Northern Star						
09/21/2023		Check	GENERAL CONSTRUCTION HEARING AD	51500 · Advertising Expense	Administrative Fund:General Cash	-94.50
Total The Ortonville Independent/Northern Star						-94.50
Traverse County						
08/21/2023		Deposit	2023 RIPARIAN AID	41100 · Riparian Aid MN DOR	Construction Fund:Buffers/Riparian/Sediment Loss	31,213.50
Total Traverse County						31,213.50
Traverse County SWCD						
09/21/2023		Check	SEED TCD #35	51020 · Buffers	Construction Fund:Buffers/Riparian/Sediment Loss	-5,222.12
09/21/2023		Check	SEED LTWQIP PH 3	51020 · Buffers	Construction Fund:Buffers/Riparian/Sediment Loss	-150.00
08/29/2023	1800	Check	WBIF 01-31: REIMB FOR PROJECT DEVELOPMENT	61600 · Project Development	Construction Fund:JCWMP/1W1Plan Imp.:BWSRWBIF1 ...	-23,537.67
Total Traverse County SWCD						-28,909.79
Traverse Electric Cooperative Inc						
09/11/2023	1808	Check	REDPATH SHED	53430 · Electricity	Construction Fund:Redpath Imp.& Mustinka Rehab.:Ag La...	-66.22
Total Traverse Electric Cooperative Inc						-66.22
Twin Valley Tire						
09/21/2023		Check	TIRE SERVICE	54500 · Vehicle Maint & Repair	Administrative Fund:General Cash	-34.50
Total Twin Valley Tire						-34.50

Bois de Sioux Watershed District
CHECKS TO APPROVE - VENDORS & EMPLOYEES
 August 18 through September 21, 2023

Date	Num	Type	Memo	Account	Class	Amount
Valley Office Products, Inc.						
09/21/2023		Check	INV11921 STAMP	53500 · Office Supplies	Administrative Fund:General Cash	-25.00
09/21/2023		Check	INV12045 PENS	53500 · Office Supplies	Administrative Fund:General Cash	-19.08
Total Valley Office Products, Inc.						-44.08
Willy's Super Valu						
09/21/2023		Check	MEETING MEAL	52800 · Meeting Expense	Administrative Fund:General Cash	-110.38
Total Willy's Super Valu						-110.38
Xerox Corporation						
09/07/2023	1806	Check	COPIER LEASE INV 019178397	52100 · Equipment Lease & Rental	Administrative Fund:General Cash	-218.18
Total Xerox Corporation						-218.18
Fridgen, Troy J						
08/31/2023		Paycheck	Direct Deposit	54700 · Wages and Salaries	Administrative Fund:General Cash	-2,812.06
08/31/2023		Paycheck	Direct Deposit	54700 · Wages and Salaries	Administrative Fund:General Cash	-937.35
08/31/2023		Paycheck	Direct Deposit	53710 · PERA Expense	Administrative Fund:General Cash	-281.21
08/31/2023		Paycheck	Direct Deposit	53800 · Payroll Taxes	Administrative Fund:General Cash	-213.39
08/31/2023		Paycheck	Direct Deposit	53800 · Payroll Taxes	Administrative Fund:General Cash	-49.90
09/21/2023		Check	DATA/CELL PLAN	53400 · Office Operations	Administrative Fund:General Cash	-70.00
09/15/2023		Paycheck	Direct Deposit	54700 · Wages and Salaries	Administrative Fund:General Cash	-3,408.55
09/15/2023		Paycheck	Direct Deposit	54700 · Wages and Salaries	Administrative Fund:General Cash	-340.86
09/15/2023		Paycheck	Direct Deposit	53710 · PERA Expense	Administrative Fund:General Cash	-281.21
09/15/2023		Paycheck	Direct Deposit	53800 · Payroll Taxes	Administrative Fund:General Cash	-213.38
09/15/2023		Paycheck	Direct Deposit	53800 · Payroll Taxes	Administrative Fund:General Cash	-49.91
Total Fridgen, Troy J						-8,657.82
Sullivan, Wendy M						
08/31/2023		Paycheck	Direct Deposit	54700 · Wages and Salaries	Administrative Fund:General Cash	-1,444.77
08/31/2023		Paycheck	Direct Deposit	54700 · Wages and Salaries	Administrative Fund:General Cash	-198.98
08/31/2023		Paycheck	Direct Deposit	54700 · Wages and Salaries	Administrative Fund:General Cash	-17.30
08/31/2023		Paycheck	Direct Deposit	53710 · PERA Expense	Administrative Fund:General Cash	-124.58
08/31/2023		Paycheck	Direct Deposit	53800 · Payroll Taxes	Administrative Fund:General Cash	-92.17
08/31/2023		Paycheck	Direct Deposit	53800 · Payroll Taxes	Administrative Fund:General Cash	-21.56
09/21/2023		Check	MEETING MEAL & SUPPLIES	52800 · Meeting Expense	Administrative Fund:General Cash	-58.08
09/15/2023		Paycheck	Direct Deposit	54700 · Wages and Salaries	Administrative Fund:General Cash	-1,510.05
09/15/2023		Paycheck	Direct Deposit	54700 · Wages and Salaries	Administrative Fund:General Cash	-151.00
09/15/2023		Paycheck	Direct Deposit	53710 · PERA Expense	Administrative Fund:General Cash	-124.58
09/15/2023		Paycheck	Direct Deposit	53800 · Payroll Taxes	Administrative Fund:General Cash	-92.16
09/15/2023		Paycheck	Direct Deposit	53800 · Payroll Taxes	Administrative Fund:General Cash	-21.55
Total Sullivan, Wendy M						-3,856.78
TOTAL						1,416,316.77

TREASURER'S REPORT

AUGUST 2023

BANK ACCOUNT BALANCES FROM BANK STATEMENTS

Bank - Checking, No Interest	\$ 3,347,514.81
GCD #21 Surety	\$ 60,020.50
BdSWD No. 5 Surety	\$ 60,001.88
Bank - Checking, Interest	\$ 1,168,248.67
Bank - Checking, No Interest	\$ 3,756.00
Bank - Money Market, Interest	\$ 4,822,244.43
Bank - CD's, Interest	\$ 1,780,001.04
END OF MONTH AMOUNT IN BANK ACCOUNTS:	\$ 11,241,787.33

ACCOUNTING FUND BALANCES FROM QUICKBOOKS

	Beginning Balance from Quickbooks 12/31/2022	2023 YTD Revenue 8/31/2023	2023 YTD Expenses 8/31/2023	Current Fund Balance 8/31/2023	
Payroll Liabilities	0.00	0.00	(1,424.02)	(1,424.02)	
General Fund(*)	425,093.67	107,914.85	(306,415.58)	226,592.94	TROY
Ditch Fund					If nothing else was done this year...
Total BdSWD #3	87,567.47	0.00	0.00	87,567.47	87,567.47
Total BdSWD #5	0.00	60,004.88	(3.00)	60,001.88	(3.00)
Total GCD #3 [NEED FROM GC]	0.00	0.00	(4,892.66)	(4,892.66)	(4,892.66)
Total GCD #21	9,095.34	17,714.96	(16,591.25)	10,219.05	(7,495.91)
Total JCD #2	129,452.79	1,496.25	(9,425.00)	121,524.04	120,027.79
Total JCD #3	23,223.81	1,900.44	(7,016.77)	18,107.48	18,957.04
Total JCD #4	2.23	0.00	0.00	2.23	2.23
Total JCD #6	136,069.40	0.00	(5,055.00)	131,014.40	131,014.40
Total JCD #7	28,462.06	3,086.59	0.00	31,548.65	33,762.06
Total JCD #11	111,168.42	0.00	(15,252.46)	95,915.96	95,915.96
Total JCD #12	67,373.74	21,603.35	(36,863.84)	52,113.25	60,509.90
Total JCD #14	(115,047.32)	123,864.80	(2,515.00)	6,302.48	(362.32)
Total TCD #1E	10,600.32	4,300.18	(4,050.00)	10,850.50	13,550.32
Total TCD #1W	13,323.89	3,234.86	0.00	16,558.75	18,323.89
Total TCD #2	28,812.19	3,307.92	(653.00)	31,467.11	33,159.19
Total TCD #4	42,130.28	2,928.01	(10,516.75)	34,541.54	36,613.53
Total TCD #7	27,180.10	3,508.81	(14,280.00)	16,408.91	17,300.10
Total TCD #8	(3,270.90)	6,114.94	(2,645.00)	199.04	584.10
Total TCD #9	(13,094.43)	12,263.39	(2,108.36)	(2,939.40)	(702.79)
Total TCD #10	6,776.30	3,889.38	(675.00)	9,990.68	12,901.30
Total TCD #11	35,295.76	3,356.88	(135.00)	38,517.64	40,160.76
Total TCD #13	11,657.44	1,086.88	0.00	12,744.32	12,457.44
Total TCD #15	(11,927.98)	3,181.65	(2,977.00)	(11,723.33)	(10,904.98)
Total TCD #16	(3,997.58)	5,265.45	(3,225.00)	(1,957.13)	777.42
Total TCD #17	(47,155.73)	4,756.19	(555.00)	(42,954.54)	(39,460.73)
Total TCD #18	1,553.37	3,079.95	0.00	4,633.32	5,553.37
Total TCD #19	3,015.10	2,173.92	(17,086.00)	(11,896.98)	(10,670.90)
Total TCD #20	7,734.05	2,331.12	0.00	10,065.17	12,234.05
Total TCD #22	(1,412.35)	2,712.61	0.00	1,300.26	3,587.65
Total TCD #23	(72,826.61)	4,269.32	(3,605.00)	(72,162.29)	(66,181.61)
Total TCD #24	6,265.06	4,992.40	(15,652.50)	(4,395.04)	(2,887.44)
Total TCD #26	12,270.89	3,536.02	0.00	15,806.91	17,040.89
Total TCD #27	41,291.18	14,658.92	(16,969.49)	38,980.61	45,121.69
Total TCD #28	(13,398.81)	3,469.88	(702.00)	(10,630.93)	(7,400.81)
Total TCD #29	15,738.35	818.43	(3,716.00)	12,840.78	13,522.35
Total TCD #30	3,035.57	4,546.78	(1,202.50)	6,379.85	8,833.07
Total TCD #31	12,521.26	4,288.36	(6,334.32)	10,475.30	10,986.94
Total TCD #32	1,268.61	1,943.10	(1,750.00)	1,461.71	2,518.61
Total TCD #33	15,144.68	945.51	0.00	16,090.19	16,544.68
Total TCD #35	19,885.85	0.00	0.00	19,885.85	19,885.85
Total TCD #36	18,400.86	4,771.18	(562.50)	22,609.54	25,038.36

Total TCD #37	(343,887.22)	22,605.07	(10,125.00)	(331,407.15)	(313,632.22)
Total TCD #38	8,276.16	1,754.56	(162.00)	9,868.72	10,614.16
Total TCD #39	7,222.47	2,978.03	(9,176.22)	1,024.28	(953.75)
Total TCD #40	20,063.34	8,222.49	(17,030.00)	11,255.83	14,233.34
Total TCD #41	(31,413.84)	14,661.11	(10,200.61)	(26,953.34)	(25,614.45)
Total TCD #42	12,342.48	6,332.19	(2,781.00)	15,893.67	12,961.48
Total TCD #43	25,196.94	1,598.50	(13,659.60)	13,135.84	14,337.34
Total TCD #44	5,010.27	3,630.48	(2,072.00)	6,568.75	8,638.27
Total TCD #46	14,903.36	1,401.26	0.00	16,304.62	17,003.36
Total TCD #48	(8,344.14)	2,103.11	0.00	(6,241.03)	(4,944.14)
Total TCD #50	2,980.56	307.61	0.00	3,288.17	3,480.56
Total TCD #51	17,978.33	5,816.81	(9,766.25)	14,028.89	14,012.08
Total TCD #52	24,876.91	9,077.88	(1,742.50)	32,212.29	35,834.41
Total TCD #53	60,588.48	1,410.34	(4,774.12)	57,224.70	57,814.36
Total TCD #55	6,350.18	1,090.86	0.00	7,441.04	7,850.18
Total WCD #Sub-1	20,365.08	2,110,295.40	(521,280.19)	1,609,380.29	(500,915.11)
Total WCD #8	127,930.35	0.00	(6,391.50)	121,538.85	121,538.85
Total WCD #9	301,340.40	11,552.80	(24,194.55)	288,698.65	277,145.85
Total WCD #18	22,630.04	6,281.30	0.00	28,911.34	32,630.04
Total WCD #20	29,703.53	10,996.83	0.00	40,700.36	45,553.53
Total WCD #25	36,716.07	2,631.18	0.00	39,347.25	41,616.07
Total WCD #35	(16,001.32)	4,305.51	(270.00)	(11,965.81)	(9,271.32)
Total WCD #39	14,226.77	4,461.42	(945.00)	17,743.19	19,931.77
Total Ditch Fund - Other	0.00	0.00	(29,878.43)	(29,878.43)	(29,878.43)
Total Ditch Fund	1,003,239.86	2,578,918.05	(871,464.37)	2,710,693.54	
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Construction Fund(*)	8,319,387.16	6,347,983.71	(6,334,110.82)	8,333,260.05	
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RRWMB Fund	0.00	483,160.83	(483,160.83)	0.00	
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TOTAL Funds	9,747,720.69	9,517,977.44	(7,996,575.62)	11,269,122.51	

RECONCILE BANK STATEMENTS TO QUICKBOOKS

Bank Statement Total From Top:	11,241,787.33
<u>Enter</u> Quickbooks Bank Account Balance Total Assets:	11,269,122.51
+ <u>Enter</u> Uncleared Transactions Bank of the West:	(225,638.10)
+ <u>Enter</u> Uncleared Transactions Star Bank:	174,765.25
+ <u>Enter</u> Star Bank checks written 08/26/23 - 08/31/23	23,537.67
- <u>Enter</u> Star Bank Deposits received 08/26/23 - 08/31/23	0.00
Quickbooks Total:	11,241,787.33

<u>Enter</u> Quickbooks Total from Fund Balances Income/Expense Report:	11,270,546.53
<u>Enter</u> Quickbooks Total from Balance Sheet Current Liabilities:	(1,424.02)
Total:	11,269,122.51
<u>Enter</u> Quickbooks Total Assets from Bank Balances Report:	11,269,122.51

Bois de Sioux Watershed District 2023 GENERAL FUND BUDGET

January through December 2023

	Jan - Dec 23	Budget
Income		
Investment Income	0.00	2,000.00
42000 · General Property Taxes	107,858.97	178,700.00
45000 · Miscellaneous Income	55.88	3,000.00
49000 · Project Administration	0.00	209,425.00
49300 · State Credits & Ag M H Credits	0.00	3,500.00
Total Income	<u>107,914.85</u>	<u>396,625.00</u>
Gross Profit	107,914.85	396,625.00
Expense		
51000 · Annual Report	815.00	1,750.00
55130 · Website	840.07	1,200.00
55140 · Mileage Expense Advisory Com	0.00	25.00
59150 · Education	0.00	1,000.00
51100 · Accounting Services	18,553.68	18,500.00
51300 · Administration Expense	37,676.25	56,000.00
51500 · Advertising Expense	3,018.46	3,800.00
51600 · Building and Structures	0.00	250.00
51800 · District Insurance & Dues	41,318.00	40,100.00
51900 · Engineering Services	13,095.00	20,000.00
52100 · Equipment Lease & Rental	2,642.52	5,500.00
52200 · Fringe Benefits	16,480.60	12,700.00
52600 · Legal Fees	27,819.71	38,000.00
52700 · Manager Compensation	12,500.00	25,000.00
52800 · Meeting Expense	6,075.98	2,500.00
52900 · Mileage Expense Board	3,061.07	5,000.00
53100 · Mileage Expense Staff	0.00	350.00
53200 · Miscellaneous Expenses	571.43	2,500.00
53300 · Office Equip & Furniture	182.63	500.00
53400 · Office Operations	8,399.84	1,000.00
53500 · Office Supplies	1,740.41	3,000.00
53600 · Other Supplies	2,213.31	3,000.00
53700 · Payroll Expenses	6,954.43	7,050.00
53800 · Payroll Taxes	7,365.49	9,700.00
54100 · Repairs and Maintenance	13,505.93	1,200.00
54400 · Vehicle Fuel	2,061.94	5,000.00
54500 · Vehicle Maint & Repair	2,014.11	2,000.00
54700 · Wages and Salaries	91,977.82	130,000.00
Total Expense	<u>320,883.68</u>	<u>396,625.00</u>
Net Income	<u><u>-212,968.83</u></u>	<u><u>0.00</u></u>

Bois de Sioux Watershed District
2021 DITCH FUND BUDGET
 January through December 2023

	Jan - Dec 23	Budget
Income		
39502 · FEMA/HSEM 2022	43,448.89	0.00
49450 · Internal Transfer In	0.00	1,115,850.00
44500 · Project Grant	122,075.00	244,150.00
20500 · Intergovernmental Revenue	2,005,308.99	0.00
20000 · Bond Proceeds	60,000.00	2,070,000.00
Ditch Revenues	346,957.10	481,700.00
Investment Income	70.63	25.00
45000 · Miscellaneous Income	1,057.44	10,000.00
Total Income	2,578,918.05	3,921,725.00
Gross Profit	2,578,918.05	3,921,725.00
Expense		
54956 · Intergovernmental Expense	62,302.80	230,000.00
60000 · State Grant Expense Activities	161,951.26	244,150.00
51020 · Buffers	0.00	0.00
51200 · Project Construction	25,281.57	
51300 · Administration Expense	0.00	32,000.00
51500 · Advertising Expense	1,994.74	1,200.00
51900 · Engineering Services	255,781.94	180,000.00
52500 · Land	0.00	440,000.00
52600 · Legal Fees	34,060.82	27,000.00
52700 · Manager Compensation	0.00	1,500.00
53200 · Miscellaneous Expenses	41,973.82	200.00
53300 · Office Equip & Furniture	0.00	1,000.00
54100 · Repairs and Maintenance	318,136.07	2,752,675.00
54600 · Viewers Expense	916.03	12,000.00
Total Expense	902,399.05	3,921,725.00
Net Income	1,676,519.00	0.00

Bois de Sioux Watershed District 2023 CONSTRUCTION FUND BUDGET

January through December 2023

	Jan - Dec 23	Budget
Income		
39502 · FEMA/HSEM 2022	1,368.75	0.00
49450 · Internal Transfer In	1,323,843.47	0.00
44510 · RRWMB Base Funding Grant	100,000.00	100,000.00
44505 · RRWMB WQ Project Grant	0.00	507,000.00
44500 · Project Grant	1,854,034.65	6,011,522.00
41100 · Riparian Aid MN DOR	119,122.50	110,000.00
Investment Income	56,907.96	0.00
47100 · Storage Building Rental Income	0.00	800.00
42000 · General Property Taxes	483,160.89	807,033.00
44000 · Land Rental Income	866,935.59	875,000.00
45500 · Land Sale	1,098,585.67	0.00
45000 · Miscellaneous Income	5,797.00	2,000.00
48000 · Permit Fees	250.00	0.00
49100 · Project Team Income	565.73	0.00
49400 · Transfer In	440,124.38	0.00
Total Income	<u>6,350,696.59</u>	<u>8,413,355.00</u>
Gross Profit	6,350,696.59	8,413,355.00
Expense		
54955 · Internal Transfer Out	1,323,843.47	0.00
60000 · State Grant Expense Activities	1,418,865.54	1,064,522.00
51675 · Clean Water Cost Share Policy	0.00	541,000.00
51670 · Culvert Szng Cost Share Policy	0.00	575,000.00
51020 · Buffers	14,461.29	110,000.00
50100 · Stream Gaging Expense	12,112.19	2,500.00
Permits	68,668.75	150,000.00
55110 · Programs with SWCDs	0.00	10,000.00
51100 · Accounting Services	0.00	3,500.00
51200 · Project Construction	2,215,369.11	2,947,000.00
51300 · Administration Expense	0.00	168,700.00
51400 · River Watch/Expense	2,723.28	2,500.00
51500 · Advertising Expense	6,994.01	8,000.00
51900 · Engineering Services	1,013,530.66	1,188,683.00
52600 · Legal Fees	39,082.75	100,000.00
52700 · Manager Compensation	0.00	15,000.00
52800 · Meeting Expense	152.80	1,500.00
52900 · Mileage Expense Board	0.00	150.00
53100 · Mileage Expense Staff	0.00	500.00
53200 · Miscellaneous Expenses	10,743.54	2,700.00
53300 · Office Equip & Furniture	0.00	1,000.00
53400 · Office Operations	1,128.40	1,500.00
53500 · Office Supplies	404.00	2,500.00
53600 · Other Supplies	0.00	100.00
53900 · Property Taxes	104,651.96	125,000.00
54100 · Repairs and Maintenance	138,477.30	1,391,000.00
54400 · Vehicle Fuel	0.00	1,000.00
Total Expense	<u>6,371,209.05</u>	<u>8,413,355.00</u>
Net Income	<u>-20,512.46</u>	<u>0.00</u>

Bois de Sioux Watershed District
CURRENT GRANT BALANCES
 As of September 21, 2023

	Sep 21, 23
Construction Fund	
JCWMP/1W1Plan Imp.	
BWSRWBIF2 C23-5729 (\$1,064,522)	420,145.59
BWSRWBIF1 C21-9685 (\$1,064,522)	41,748.49
	461,894.08
Total JCWMP/1W1Plan Imp.	461,894.08
Redpath Imp.& Mustinka Rehab.	
Ph 2 FDR Impoundment	
BWSR Grant C23-0011 (\$1M)	500,000.00
RRWMB Adv 2023FA-02 (\$3.3 M)	-534,529.27
	-34,529.27
Total Ph 2 FDR Impoundment	-34,529.27
Ph 1 TCD #35 Relocate	
BWSR Grant C22-6082 (\$320,000)	-32,000.00
	-32,000.00
Total Ph 1 TCD #35 Relocate	-32,000.00
Ph 2 Mustinka Rehab/Corridor	
BWSR Grant C22-8116 (\$800,000)	400,000.00
LSOHC Grant (\$2,440,000)	-497,106.51
RRWMB Grant (\$507,000)	-507,000.00
	-604,106.51
Total Ph 2 Mustinka Rehab/Corridor	-604,106.51
Total Redpath Imp.& Mustinka Rehab.	-670,635.78
Lake Traverse WQ Improvement	
Phase 3	
RRWMB Grant 2022FA-06 (\$1.2M)	-388,563.37
DNR Grant CPL 212726 (\$400,000)	-274,353.80
BWSR Grant C22-0499 (\$800,000)	-80,000.00
	-742,917.17
Total Phase 3	-742,917.17
Total Lake Traverse WQ Improvement	-742,917.17
Total Construction Fund	-951,658.87
Ditch Fund	
WCD #Sub-1	
BWSR Grant C23-3377 (\$244,150)	-39,876.26
	-39,876.26
Total WCD #Sub-1	-39,876.26
Total Ditch Fund	-39,876.26
TOTAL	-991,535.13

Bois de Sioux Watershed District APPROVE GRANT TRANSACTIONS

July 21 through September 21, 2023

Type	Date	Num	Name	Memo	Account	Debit	Credit	Amount
Construction Fund								
JCWMP/1W1Plan Imp.								
BWSRWBIF2 C23-5729 (\$1,064,522)								
General Journal	09/21/2023	WBIF2-07	Bois de Sioux Watershed	WBIF 02-07: REIMB FOR ADMIN/COOR	61100 · Admin/Coord	1,157.44		1,157.44
General Journal	09/21/2023	WBIF2-07	Bois de Sioux Watershed	WBIF 02-07: REIMB FOR ADMIN/COOR	10000 · Bank of the West Checking		1,157.44	-1,157.44
Total BWSRWBIF2 C23-5729 (\$1,064,522)						1,157.44	1,157.44	0.00
BWSRWBIF1 C21-9685 (\$1,064,522)								
General Journal	08/17/2023	WBIF 01-30	Bois de Sioux Watershed	WBIF 01-30: REIMB FOR ADMIN/COOR	61100 · Admin/Coord	225.38		225.38
General Journal	08/17/2023	WBIF 01-30	Bois de Sioux Watershed	WBIF 01-30: REIMB FOR ADMIN/COOR	10000 · Bank of the West Checking		225.38	-225.38
Deposit	08/17/2023		State of Minnesota	2ND 40% OF WBIF CLEAN WATER GRANT	44500 · Project Grant		425,808.80	-425,808.80
Check	08/29/2023	1800	Traverse County SWCD	WBIF 01-31: REIMB FOR PROJECT DEVELOPME...	61600 · Project Development	23,537.67		23,537.67
Total BWSRWBIF1 C21-9685 (\$1,064,522)						23,763.05	426,034.18	-402,271.13
Total JCWMP/1W1Plan Imp.						24,920.49	427,191.62	-402,271.13
Redpath Imp.& Mustinka Rehab.								
Ph 2 FDR Impoundment								
BWSR Grant C23-0011 (\$1M)								
Deposit	08/30/2023		State of Minnesota	1ST DISBURSEMENT - 50% OF GRANT	44500 · Project Grant		500,000.00	-500,000.00
Total BWSR Grant C23-0011 (\$1M)						0.00	500,000.00	-500,000.00
RRWMB Adv 2023FA-02 (\$3.3 M)								
Check	08/16/2023	1797	Moore Engineering, Inc.	REDPATH - PHASE 2	51900 · Engineering Services	96,645.36		96,645.36
Check	08/16/2023	1797	Moore Engineering, Inc.	REDPATH - PHASE 2	51900 · Engineering Services	10,040.08		10,040.08
Check	08/16/2023	1782	John Riley Construction, Inc.	REDPATH PHASE 2	51200 · Project Construction	195,776.15		195,776.15
Check	08/17/2023	1757	Braun Intertec	REDPATH PHASE 2	51200 · Project Construction	19,980.00		19,980.00
Check	09/21/2023		Braun Intertec	LEVEL SPOILS	51200 · Project Construction	17,007.00		17,007.00
Total RRWMB Adv 2023FA-02 (\$3.3 M)						339,448.59	0.00	339,448.59
Total Ph 2 FDR Impoundment						339,448.59	500,000.00	-160,551.41
Ph 2 Mustinka Rehab/Corridor								
LSOHC Grant (\$2,440,000)								
Check	08/16/2023	1782	John Riley Construction, Inc.	REDPATH PHASE 2 - MUSTINKA RIVER REHAB	51200 · Project Construction	497,106.51		497,106.51
Deposit	08/29/2023		Minnesota DNR - OMB	LSOHC GRANT REQUEST #1	44500 · Project Grant		608,225.85	-608,225.85
Total LSOHC Grant (\$2,440,000)						497,106.51	608,225.85	-111,119.34
Total Ph 2 Mustinka Rehab/Corridor						497,106.51	608,225.85	-111,119.34
Total Redpath Imp.& Mustinka Rehab.						836,555.10	1,108,225.85	-271,670.75
Lake Traverse WQ Improvement								
Phase 3								
RRWMB Grant 2022FA-06 (\$1.2M)								
Check	08/16/2023	1797	Moore Engineering, Inc.	LTWQIP PHASE 3	51900 · Engineering Services	62,433.57		62,433.57
Total RRWMB Grant 2022FA-06 (\$1.2M)						62,433.57	0.00	62,433.57
DNR Grant CPL 212726 (\$400,000)								
Check	08/16/2023	1780	Wagner Company, Inc.	PAY APPLICATION NO. 3	51200 · Project Construction	274,353.80		274,353.80
Total DNR Grant CPL 212726 (\$400,000)						274,353.80	0.00	274,353.80
BWSR Grant C22-0499 (\$800,000)								
Check	08/16/2023	1780	Wagner Company, Inc.	PAY APPLICATION NO. 3	61450 · Project Construction	184,608.85		184,608.85
Deposit	08/31/2023		State of Minnesota	LTWQIP #3 40% GRANT DISBURSEMENT	44500 · Project Grant		320,000.00	-320,000.00
Total BWSR Grant C22-0499 (\$800,000)						184,608.85	320,000.00	-135,391.15
Total Phase 3						521,396.22	320,000.00	201,396.22
Total Lake Traverse WQ Improvement						521,396.22	320,000.00	201,396.22
Total Construction Fund						1,382,871.81	1,855,417.47	-472,545.66

10:55 AM

09/14/23

Bois de Sioux Watershed District APPROVE GRANT TRANSACTIONS

Accrual Basis

July 21 through September 21, 2023

Type	Date	Num	Name	Memo	Account	Debit	Credit	Amount
Ditch Fund								
WCD #Sub-1								
BWSR Grant C23-3377 (\$244,150)								
Check	08/16/2023	1783	Gladen Construction Inc.	PAY APPLICATION NO. 1	61450 - Project Construction	161,951.26		161,951.26
Total BWSR Grant C23-3377 (\$244,150)						161,951.26	0.00	161,951.26
Total WCD #Sub-1						161,951.26	0.00	161,951.26
Total Ditch Fund						161,951.26	0.00	161,951.26
TOTAL						1,544,823.07	1,855,417.47	-310,594.40

CONSTRUCTION PROGRESS UPDATE

Bois de Sioux Watershed District

REPORTING DATE: 08/28/2023 – 09/08/2023

Project Wilkin County Ditch No.1 Improvement

Location Brandrup Township, Wilkin County, MN

Client Bois de Sioux Watershed District

Moore Project No. 22547

Project Field Contacts Brady W. 218-790-0790
Tyler W 701-205-2858

General Contractor Gladen Construction Inc.

Other Contractors Bio Builders Inc -Seeding
3D Specialties
Traverse Electric Coop.

RUNNING TIMELINE

3/24/2023 Bid Opening

3/24/2023 Project Awarded to Wagner Companies

4/20/2023 Signed Contracts and Notice to Proceed

7/13/2023 Channel Work Started

RECENT ACTIVITY

08/28/23-09/08/23 Channel excavation working west to east through sections 14, 13, 19. Intercept pipes with flap gates installed as new berms are completed. Topsoil spread and seed/mulch placed on the new slopes.

UPCOMING

09/09/23-09/15/23 Centerline culverts to be installed at 200th and 210th Ave's. Continue channel excavation east of US HWY 75

ITEMS TO DISCUSS

CONSTRUCTION PROGRESS UPDATE

Bois de Sioux Watershed District



Bois

CONSTRUCTION PROGRESS UPDATE

Bois de Sioux Watershed District



Bois de Sioux

CONSTRUCTION PROGRESS UPDATE

Bois de Sioux Watershed District



AGREEMENT

Agreement made _____, _____, 2023, between Bois De Sioux Watershed District ("*Contractor*"), and East River Electric Power Cooperative, Inc, ("*East River Electric*").

RECITALS

WHEREAS, the Contractor is developing property in the SE ¼ of Section 17 & the NE ¼ of Section 20, Township 131, Range 46 West of the 5th P.M. in Wilkin County, MN;

WHEREAS, East River Electric has constructed and is operating and maintaining overhead power line facilities together with fixtures, equipment, and appurtenances, referred to in this Agreement as the "FACILITY," located in or about the area to be traversed by the Contractor's development;

WHEREAS, the Parties find it necessary for the construction of the Contractor's Project to adjust, alter, or relocate East River Electric's FACILITY. This adjustment, alteration, or relocation is referred to in this Agreement as the "ADJUSTMENT;" and

NOW THEREFORE, the parties to this Agreement, in consideration of the mutual covenants and stipulations set out herein, agree as follows:

Section One

East River Electric will make the ADJUSTMENT and coordinate said ADJUSTMENT with construction of the Contractor's Project to avoid unreasonable delays.

Section Two

The ADJUSTMENT is estimated to cost \$20,982.27, which includes engineering, labor, equipment, and materials issued. Prior to East River Electric commencing the ADJUSTMENT Contractor will pay to East River Electric an estimated cost payment of \$20,982.27. The estimated cost payment shall be made within thirty (30) days of the date first written above.

Section Three

In the event the actual cost of the ADJUSTMENT is more than the estimated cost, East River Electric will submit the final invoice for payment to the Contractor. The Contractor will pay East River Electric within fifteen (15) days of receipt of the final invoice the actual cost of the ADJUSTMENT minus the estimated cost payment. In the event the actual cost of the ADJUSTMENT is less than the estimated cost payment, East River Electric will submit the final invoice and reimburse the Contractor the estimated cost payment minus the actual cost of the ADJUSTMENT. If the actual cost of the

ADJUSTMENT is equal to the final invoice no additional payment shall be made to either party.

Section Four

Contractor agrees to not interfere with or disturb the Facility.

Section Five

In the event that East River Electric is sued for damages arising from acts, omissions, or negligence by the Contractor or its employees, the Contractor agrees to defend, indemnify, and hold the East River Electric harmless from all claims or liabilities including, but not limited to, attorneys' fees arising out of this Agreement.

Section Six

The validity, performance, and enforcement of this Agreement are governed by the laws of the state of South Dakota. Jurisdiction and venue of any legal proceeding involving the parties in connection with this Agreement will lie exclusively with the state and federal courts located in Sioux Falls, South Dakota.

Section Seven

Should any section or provision of this Agreement be declared by the courts to be invalid, the same will not affect the validity of the Agreement as a whole or any part thereof, other than the part declared invalid.

Section Eight

This instrument contains the entire Agreement between the parties, and no statement, promises, or inducements made by either party or agent of either party that are not contained in this written contract shall be valid or binding. This contract may not be enlarged, modified, or altered except in writing signed by the parties and endorsed hereon.

Section Nine

This Agreement shall inure to the benefit of and be binding upon the heirs, executors, administrators, assignees, and successors of the respective parties.

Section Ten

This agreement shall not be assigned or transferred without the written consent of both Parties.

Section Eleven

Each party executing this Agreement on behalf of a party represents and warrants that such person is duly and validly authorized to do so on behalf of the entity it purports to bind.

Section Twelve

The parties agree that electronic transmission via facsimile or email to the other party of a copy of this Agreement bearing such parties' signature shall suffice to bind the party transmitting same to this Agreement in the same manner as if an original signature had been delivered. Without limitation of the foregoing, each party who electronically transmits an executed copy of this Agreement via facsimile or email bearing its signature covenants to deliver the original thereof to the other party as soon as possible thereafter.

IN WITNESS WHEREOF, the parties have executed this Agreement the day and year first above written.

BOIS DE SIOUX WATERSHED
DISTRICT

EAST RIVER ELECTRIC POWER
COOPERATIVE, INC.

BY: _____
(Signature)

BY: _____
(Signature)

(Printed Name)

(Printed Name)

East River Electric Power Cooperative Transmission Line Relocation Estimate - EXHIBIT C

	<u>QUANTITY</u>	<u>UOM</u>	<u>STANDARD COST</u> <u>/ UNIT</u>	<u>TOTAL</u> <u>COST</u>
CONSTRUCTION				
<u>POLES</u>				
			MATERIAL COST	
45ft - Class H1	1	EA	\$ 1,137.15	\$ 1,137.15
50ft - Class H1	2	EA	\$ 1,479.59	\$ 2,959.18
<u>POLE TOP ASSEMBLIES</u>				
TP-3-69	3	EA	\$ 1,060.96	\$ 3,182.87
<u>MISC ASSEMBLIES</u>				
TM-9	3	EA	\$ 75.20	\$ 225.59
<u>LABOR & EQUIPMENT</u>				
LABOR & EQUIPMENT			\$ 14,115.00	\$ 14,115.00
Engineering & Project Management				\$ 1,547.77
Project Contingency				\$ 773.89
			Project Constr	\$20,982.27

Water Appropriation Permit Application

Reference Number: 2023-2590

Date Submitted to DNR: August 5, 2023 at 2:16 PM

Application Reference Name: Davison Brent's N

DNR Lead Hydrologist: Joshua Prosocki

Area: Fergus Falls

Email: joshua.prosocki@state.mn.us

Phone: 218-770-2149

DNR Region: Northwest Region 1

Address: Minnesota Department of Natural Resources

1509 First Ave N

Fergus Falls, MN, 56537

Parties *(Individuals and Organizations associated with the permit application)*

Chad Davison - Landowner or Government Unit

Address: 7950 770th Avenue, Tintah, MN 56583

Phone: 218-329-2128

Email: chaddavison@runestone.net

Taylor Zeltwanger - Contact *(representing NutraDrip Irrigation Systems)*
(submitted application)

Address: 40837 185TH ST, MORRIS, MN 56267

Phone: 320-349-1301

Email: taylor@nutradrip.com

NutraDrip Irrigation Systems - Agent

Address: 2991 Goldfinch Rd, Hiawatha, Ks 66434

Phone: 785-547-5209

Proposed Activity

Agricultural Crop Irrigation *(Volume requested: 63.43 mgy)*

Location and Water Resources



Installation Name: Brent's North

Counties: Wilkin, Grant, Traverse

Watersheds: Bois de Sioux River

PLS: T130N-R44W-S31 SWSW, T130N-R45W-S36 SESE, T129N-R44W-S6 NWNW, T129N-R45W-S1 NENE

UTM: X:247180 Y:5101620

Water Resources: Stream/River: Unnamed Stream (H-026-085-017-006), Stream/River: Unknown (MAJ-0902231), Stream/River: Judicial Ditch 2 (H-026-085-017), Stream/River: Unknown (MAJ-0902298), Stream/River: Unknown (MAJ-0902452)

Appropriation Overview

1	Please assign a reference/project name to this application.	Davison Brent's N
2	What is the major category of water use?	Irrigation
3	Will you use more than 10,000 gallons of water on any one day and/or 1 million gallons of water in a year?	Yes
4	What is the initial means by which the water will be obtained (select one)? Note: subsequent questions will determine whether water will also be pumped to and from a temporary storage site.	One (1) single pump, gravity flow, or other system (e.g., water truck) at a lake, stream, wetland, etc.
5	Do you plan to use stormwater runoff from a stormwater collection site as the source of water?	No
6	Do you intend to pump the water to a temporary storage site before the intended use (e.g., to a pit, pond, wetland)? Do NOT mark yes for water trucks.	No
7	When did you or will you begin withdrawing water?	06/01/2023
8	Is this a one-time water appropriation expected to last 1 year or less (i.e., temporary but not seasonal)?	No
9	What alternative sources of water and withdrawal methods did you consider and why was the proposed action selected?	Single Well System, We want to be able to utilize as little groundwater as possible, and if we could put a surface pump in this drainage ditch and pull water from the flood control impoundment it would allow for flexibility, efficiency, and be the most environmentally friendly option.
10	What conservation practices will you employ? (check all that apply)	Low Flow Irrigation System, Soil Moisture Monitoring, Buffer Strips, Other (specify)
11	If Other, please specify:	Sub-Surface Drip Irrigation
12	Your local SWCD can assist with identifying conservation measures (see www.maswcd.org). Has a conservation plan, approved by your SWCD, been developed for the acreage you plan to irrigate?	No

Activity Detail

Activity: Agricultural Crop Irrigation

How much water are you requesting to use annually for this purpose in millions of gallons per year? (For example, enter 2,500,000 gallons as 2.5) 63.43 million gallons per year

I don't know how much water I need N/A

How many total acres will be irrigated? 292 acres

What type of crops will be irrigated (check all that apply)? Alfalfa, Corn, Sugar beets, Soybeans

Installation

Installation Name: Brent's North (Pump)

1	What is the means of water withdrawal at this site?	Portable pump
2	What is the maximum pumping or flow rate for this system (in gallons per minute)? Leave blank for container systems.	800 gallons per minute
3	If applicable, what is the requested pumping rate (in gallons per minute)?	800 gallons per minute

Installation (Continued)

4	A method to measure water use within 10% accuracy is required for every pump/system. What method will be used to measure water use at this pump or system? For more details on this requirement, refer to http://files.dnr.state.mn.us/waters/watermgmt_section/appropriations/flowmeter.pdf .	Flow Meter
5	Select the resource(s) below that best describe the type of water bodies that will have water withdrawn from them.	stream/river,ditch
6	Is an alternative water source available if your water withdrawal is restricted due to low flow conditions?	No
7	In order to obtain a permit, you must agree to cease withdrawal per the following condition. I agree to withstand the results of no appropriation if notified by the DNR that water appropriations within the watershed are being suspended in order to protect instream flows and/or basin water levels	I agree
8	Counties	Wilkin, Grant, Traverse
9	Watersheds	Bois de Sioux River
10	PLS	T130N-R44W-S31 SWSW, T130N-R45W-S36 SESE, T129N-R44W-S6 NWNW, T129N-R45W-S1 NENE
11	UTMXY	X:247180 Y:5101620
12	Water resources	Stream/River: Unnamed Stream (H-026-085-017-006), Stream/River: Unknown (MAJ-0902231), Stream/River: Judicial Ditch 2 (H-026-085-017), Stream/River: Unknown (MAJ-0902298), Stream/River: Unknown (MAJ-0902452)

Acknowledgment (By the party who submitted the permit application)



I attest that:

- I own or control (by lease, license, or other permission) the land from which groundwater or surface water will be appropriated, AND
- There are no easements or other restrictions on the land that would prohibit the proposed activities from being authorized under a permit, AND
- I possess the authority to undertake the work described, or I am acting as a duly authorized agent, AND
- The information submitted and the statements made concerning this application are true and correct to the best of my knowledge.

PRINTED: 08/05/2023 at 2:16 PM

Water Appropriation Permit Application

Reference Number: 2023-2591

Date Submitted to DNR: August 5, 2023 at 2:20 PM

Application Reference Name: Davison's 31

DNR Lead Hydrologist: Joshua Prosocki

Area: Fergus Falls

Email: joshua.prosocki@state.mn.us

Phone: 218-770-2149

DNR Region: Northwest Region 1

Address: Minnesota Department of Natural Resources

1509 First Ave N

Fergus Falls, MN, 56537

Parties *(Individuals and Organizations associated with the permit application)*

Chad Davison - Landowner or Government Unit

Address: 7950 770th Avenue, Tintah, MN 56583

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(submitted application)

Address: 40837 185TH ST, MORRIS, MN 56267

Phone: 320-349-1301

Email: taylor@nutradrip.com

NutraDrip Irrigation Systems - Agent

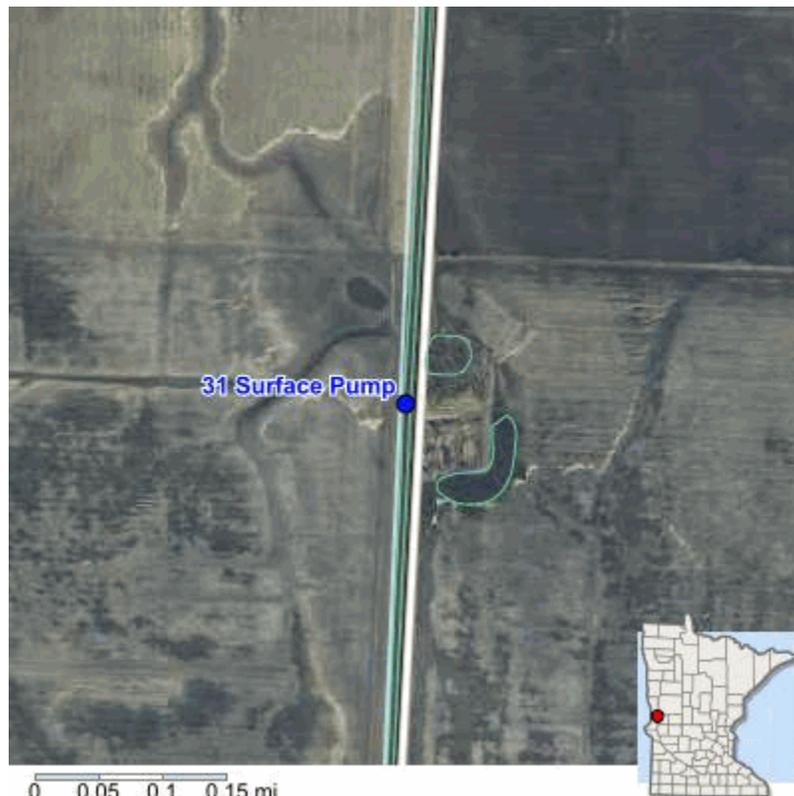
Address: 2991 Goldfinch Rd, Hiawatha, Ks 66434

Phone: 785-547-5209

Proposed Activity

Agricultural Crop Irrigation *(Volume requested: 31 mgy)*

Location and Water Resources



Installation Name: 31 Surface Pump

Counties: Wilkin, Grant

Watersheds: Bois de Sioux River

PLS: T130N-R44W-S31 NWSW, T130N-R45W-S36
NESE

UTM: X:247210 Y:5102256

Water Resources: Stream/River: Judicial Ditch 2
(H-026-085-017)

Appropriation Overview

1	Please assign a reference/project name to this application.	Davison's 31
2	What is the major category of water use?	Irrigation
3	Will you use more than 10,000 gallons of water on any one day and/or 1 million gallons of water in a year?	Yes
4	What is the initial means by which the water will be obtained (select one)? Note: subsequent questions will determine whether water will also be pumped to and from a temporary storage site.	One (1) single pump, gravity flow, or other system (e.g., water truck) at a lake, stream, wetland, etc.
5	Do you plan to use stormwater runoff from a stormwater collection site as the source of water?	No
6	Do you intend to pump the water to a temporary storage site before the intended use (e.g., to a pit, pond, wetland)? Do NOT mark yes for water trucks.	No
7	When did you or will you begin withdrawing water?	06/01/2023
8	Is this a one-time water appropriation expected to last 1 year or less (i.e., temporary but not seasonal)?	No
9	What alternative sources of water and withdrawal methods did you consider and why was the proposed action selected?	Single Well System, We want to be able to utilize as little groundwater as possible, and if we could put a surface pump in this drainage ditch and pull water from the flood control impoundment it would allow for flexibility, efficiency, and be the most environmentally friendly option.
10	What conservation practices will you employ? (check all that apply)	Low Flow Irrigation System, Soil Moisture Monitoring
11	If Other, please specify:	Sub-Surface Drip Irrigation
12	Your local SWCD can assist with identifying conservation measures (see www.maswcd.org). Has a conservation plan, approved by your SWCD, been developed for the acreage you plan to irrigate?	No

Activity Detail

Activity: Agricultural Crop Irrigation

How much water are you requesting to use annually for this purpose in millions of gallons per year? (For example, enter 2,500,000 gallons as 2.5) 31 million gallons per year

I don't know how much water I need N/A

How many total acres will be irrigated? 143 acres

What type of crops will be irrigated (check all that apply)? Alfalfa, Corn, Soybeans, Sugar beets

Installation

Installation Name: 31 Surface Pump (Pump)

1	What is the means of water withdrawal at this site?	Portable pump
2	What is the maximum pumping or flow rate for this system (in gallons per minute)? Leave blank for container systems.	600 gallons per minute
3	If applicable, what is the requested pumping rate (in gallons per minute)?	400 gallons per minute

Installation *(Continued)*

4	A method to measure water use within 10% accuracy is required for every pump/system. What method will be used to measure water use at this pump or system? For more details on this requirement, refer to http://files.dnr.state.mn.us/waters/watermgmt_section/appropriations/flowmeter.pdf .	Flow Meter
5	Select the resource(s) below that best describe the type of water bodies that will have water withdrawn from them.	stream/river,ditch
6	Is an alternative water source available if your water withdrawal is restricted due to low flow conditions?	No
7	In order to obtain a permit, you must agree to cease withdrawal per the following condition. I agree to withstand the results of no appropriation if notified by the DNR that water appropriations within the watershed are being suspended in order to protect instream flows and/or basin water levels	I agree
8	Counties	Wilkin, Grant
9	Watersheds	Bois de Sioux River
10	PLS	T130N-R44W-S31 NWSW, T130N-R45W-S36 NESE
11	UTMXY	X:247210 Y:5102256
12	Water resources	Stream/River: Judicial Ditch 2 (H-026-085-017)

Acknowledgment *(By the party who submitted the permit application)*

- I attest that:
- I own or control (by lease, license, or other permission) the land from which groundwater or surface water will be appropriated, AND
 - There are no easements or other restrictions on the land that would prohibit the proposed activities from being authorized under a permit, AND
 - I possess the authority to undertake the work described, or I am acting as a duly authorized agent, AND
 - The information submitted and the statements made concerning this application are true and correct to the best of my knowledge.

PRINTED: 08/05/2023 at 2:20 PM

CONSTRUCTION PROGRESS UPDATE

Bois de Sioux Watershed District

REPORTING DATE: 03/11/2022 – 09/06/2023

Project Redpath Impoundment Phase 2A

Location Traverse and Grant County,
Minnesota

Client Bois de Sioux Watershed District

**Moore
Project No.** 18325B

**Project Field
Contacts** Brady W. 218-790-0790
Noel B. 701-799-4748

**General
Contractor** John Riley Construction, Inc.

**Other
Contractors** NA

**RUNNING
TIMELINE** 03/02/2023 Bid Opening

03/16/2023 Project Awarded to John Riley
Construction, Inc.

04/20/20
the23 Signed Contracts and Notice to
Proceed

05/30/2023 Construction initiated

07/14/2023 Pay App 1 Signed by John Riley
Construction

08/14/2023 Pay App 2 Signed by John Riley
Construction

**RECENT
ACTIVITY** July 2023 - Earthwork shaping the
Current meandering channel and
constructing the embankment

August Seed and mulched the
2023 completed areas

9/11/2023 Change Order 1 Approved

UPCOMING TENTATIVE

November Substantial & Final Completion
2023

11/25/2023 Contract Substantial Completion
Date

06/30/2024 Contract Final Completion Date

**ITEMS TO
DISCUSS**

CONSTRUCTION PROGRESS UPDATE

Bois de Sioux Watershed District



08/31/2023: Project Overview (Looking downstream)



08/31/2023: Project Overview (Looking upstream)

CONSTRUCTION PROGRESS UPDATE

Bois de Sioux Watershed District



08/31/2023: Mulching



08/31/2023: Meanders

CONSTRUCTION PROGRESS UPDATE

Bois de Sioux Watershed District



08/31/2023: Current Work



08/31/2023: Current Work

CONSTRUCTION PROGRESS UPDATE

Bois de Sioux Watershed District



08/31/2023: Current Work



08/31/2023: Material Testing

CONSTRUCTION PROGRESS UPDATE

Bois de Sioux Watershed District



08/31/2023: Remaining Work

Bois de



[Electronic Copy sent via E-mail]

September 6, 2023

Ms. Jamie Beyer
Administrator
Bois de Sioux Watershed District
704 Highway 75 South
Wheaton, MN 56296

RE: Redpath 21 Dam – Phase 2A-Change Order 1 Approval

Greetings,

Pursuant to the Authorized Action and the Construction Phase Approval Condition of Permit No. 2021-1388, the Minnesota Department of Natural Resources (MNDNR) has reviewed and approves the detailed plans and other applicable documentation submitted by Bois de Sioux Watershed District for construction of Phase 2A-Change Order 1 of the Redpath 21 Dam construction project, Project No. 18325B. Phase 2A-Change Order 1 includes construction of the west embankment from approximate station 18+00 to approximate station 42+00, as well as the portions of the Cell 3 interior ditch and other items shown on the plan set signed on August 23, 2023 by Brett O. Bailly.

Sincerely,

Jason Boyle
State Dam Safety Engineer

c: Denise Elston, MNDNR Area Hydrologist
Erik Anthonisen, MNDNR District Manager
James Guler, Moore Engineering

CONSTRUCTION PROGRESS UPDATE

Bois de Sioux Watershed District

REPORTING DATE: 08/08/2023 – 09/05/2023

Project Lake Traverse Water Quality Improvement Project Phase 3

Location Windsor Township, Traverse County

Client Bois de Sioux Watershed District

Moore Project No. 21932A

Project Field Contacts Brady W. 218-790-0790
Noel B. 701-799-4748

General Contractor Wagner Companies

Other Contractors NA

RUNNING TIMELINE

12/06/2022 Bid Opening

02/03/2023 Signed Contracts and Notice to Proceed

05/10/2023 Construction initiated

06/12/2023 Pay App 1 signed by Wagner

07/14/2023 Pay App 2 signed by Wagner

08/08/2023 Pay App 3 signed by Wagner

RECENT ACTIVITY

09/05/2023 Rock structures have been installed through C2

August 2023 Seed and mulch has been applied through sta 80+00

August 2023 Side inlet overflow was installed near sta 91+00 on the south side

UPCOMING

September 2023 Complete structures C3 and C4

Fall 2023 Site cleanup and punch list items

Fall 2023 SWCD coming to seed the remainder of the project

TENTATIVE

October 2023 Substantial & Final Completion

11/10/2023 Contract Substantial Completion Date

06/14/2024 Contract Final Completion Date

ITEMS TO DISCUSS N/A

CONSTRUCTION PROGRESS UPDATE

Bois de Sioux Watershed District



08/31/2023: Topsoil placement near structure C2 (Looking downstream)



08/31/2023: Project Overview (Looking upstream)

CONSTRUCTION PROGRESS UPDATE

Bois de Sioux Watershed District



08/31/2023: Seed Establishment (Stations 63+00 – 68+00)



08/31/2023: Side Inlets and Overflow (Looking upstream near 90+00)

CONSTRUCTION PROGRESS UPDATE

Bois de Sioux Watershed District



08/31/2023: C1 Boulder Weirs (Near Station 88+00)



08/31/2023: Remaining Work (Project extent looking downstream)

**RESOLUTION ADOPTING THE
TRAVERSE COUNTY
MULTI-HAZARD MITIGATION PLANS**

WHEREAS the Bois de Sioux Watershed District (the “District”) recognizes the threat that natural hazards pose to people and property within the Bois de Sioux Watershed District; and

WHEREAS the Bois de Sioux Watershed District covers portions of Traverse County (the “County”); and

WHEREAS the County has enacted the 2021 Traverse County Multi-Hazard Mitigation Plan (the “Plan”) on April 15, 2022, in accordance with federal laws, including the Robert T. Stafford Disaster Relief and Emergency Assistance Act, as amended; the National Flood Insurance Act of 1968, as amended; and the National Dam Safety Program Act, as amended; and

WHEREAS the Plan identifies mitigation goals and actions to reduce or eliminate long-term risk to people and property in the Bois de Sioux Watershed District from the impacts of future hazards and disasters; and

WHEREAS, the Plan references Bois de Sioux Watershed District capabilities, facilities/structures and hazards to varying degrees; and

WHEREAS adoption by the Bois de Sioux Watershed District demonstrates its commitment to hazard mitigation and achieving the goals outlined in the Plans.

NOW THEREFORE, BE IT RESOLVED BY THE BOIS DE SIOUX WATERSHED DISTRICT, MINNESOTA THAT:

In accordance with _____ the Bois de Sioux Watershed District adopts the Plans. While content related to the County may require revisions to meet the plan approval requirements, changes occurring after adoption will not require the County to re-adopt any further iterations of the plan. Subsequent plan updates following the approval period for this plan will require separate adoption resolutions

BE IT FURTHER RESOLVED that the District amends the Plans to include the following text:

Mitigation Actions to Add:

Hazard	Mitigation Strategy	Mitigation Action	Status Priority Timeframe	Responsibility	Comments on Implementation & Integration	Possible Funding
Flooding	Local Planning & Regulations	Explore strategies to mitigate flood risk along and within the Twelvemile Creek subwatershed	Existing Moderate Ongoing	Bois de Sioux Watershed District	Bois de Sioux Watershed District	Watershed District, FEMA/HSEM State Agencies, Traverse County
Flooding	Local Planning & Regulations	Explore strategies to mitigate flood risk along and within the Fivemile Creek subwatershed	Existing Moderate Ongoing	Bois de Sioux Watershed District	Bois de Sioux Watershed District	Watershed District, FEMA/HSEM State Agencies, Traverse County

**BOIS DE SIOUX
WATERSHED DISTRICT**

Date: _____, 2023

Linda Vavra, President

Attest:

Date: _____, 2023

Jamie Beyer, Administrator

The motion for the adoption of the foregoing Resolution was duly seconded by
Manager _____. On roll call vote the following managers voted aye:
_____. The motion carried unanimously, and the Resolution
was duly adopted.

Date Approved: _____, 2023

Rinke Farms LLP Ring Dike Pond Alterations
BdSWD
Wilkin County, MN

Engineer's Preliminary Opinion of Cost

					<i>Funding</i>	
	<i>UNIT</i>	<i>QUANTITY</i>	<i>UNIT PRICE</i>	<i>TOTAL</i>	<i>RRMWB</i>	<i>BdSWD</i>
1. Mobilization	LS	1	\$5,000.00	\$5,000.00	\$2,500.00	\$2,500.00
2. Storm Water Management Excavate and Fill Slopes (assuming 10% more material)	LS	1	\$3,000.00	\$3,000.00	\$1,500.00	\$1,500.00
3. Drain Tile Inlet Adjustment	CY	2,300	\$12.50	\$28,750.00	\$14,375.00	\$14,375.00
4. Drain Tile Inlet Adjustment	LS	1	\$2,500.00	\$2,500.00	\$1,250.00	\$1,250.00
Construction Subtotal				\$39,250.00	\$19,625.00	\$19,625.00
Project Contingencies (+/-10%)				\$4,250.00	\$2,125.00	\$2,125.00
Engineering - Construction Services				\$5,000.00	\$2,500.00	\$2,500.00
Permitting				\$1,000.00	\$500.00	\$500.00
Legal				\$2,000.00	\$1,000.00	\$1,000.00
Owner Administration Expenses				\$2,000.00	\$1,000.00	\$1,000.00
Land Surveying				\$2,000.00	\$1,000.00	\$1,000.00
TOTAL PROJECT COST				\$55,500.00	\$27,750.00	\$27,750.00



BOARD AGENDA ITEM

Agenda Item Title: Ring Dike Funding Request – Bois de Sioux Watershed District (BdSWD)

Meeting Date: September 19, 2023

Item Type: Decision

Prepared By: Robert L. Sip, Executive Director, RRWMB
Jamie Beyer, Administrator, BdSWD
Chad Engels, Engineer, BdSWD

Potential Effect:

- Fiscal**
- Policy**
- Other/NA**

Committee Review: Not applicable.

Background: In 2011, five ring dikes were built in the Bois de Sioux Watershed District with cost-share from RRWMB, EQIP, the applicable landowner and BdSWD. These are the only ring dikes that have been built with cost share through the District.

One of these ring dikes was built in the SW1/4 of Section 26 of Bradford Township in Wilkin County, north of Nashua. The ring dike protects a private residence and agricultural structures. The property owner to the north of the ring dike system reported damages from flooding associated with the ring dike and ring dike borrow pit. Staff for the District have resolved a number of associated issues with help from landowners and county officials: blockages have been cleared from exterior and interior ring dike drainage ditch systems, a downstream highway culvert was resized and replaced, and elevation control was tied to a private drainage system for the ring dike borrow pit. The last landowner request is to consider an increase of the setback on the ring dike borrow pit.

Action Being Requested: The estimated cost to increase the setback of the burrow pit to 10 feet, in accordance with the current Wilkin County Zoning Ordinance, is \$55,500. In accordance with RRWMB policy, the Bois de Sioux Watershed District seeks cost share in the amount of \$27,750. This would be accomplished by excavating material from the southern edge of the borrow pit and compacting the material on the northern edge.

Attachments to This Agenda Item: Map & Cost Estimate

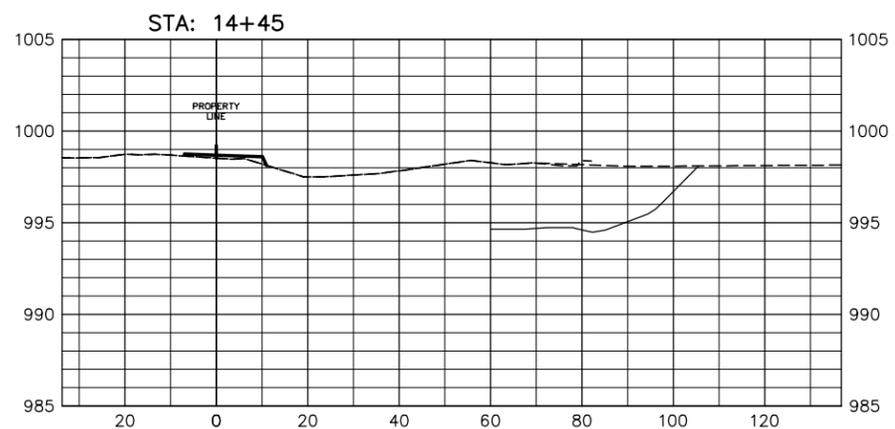
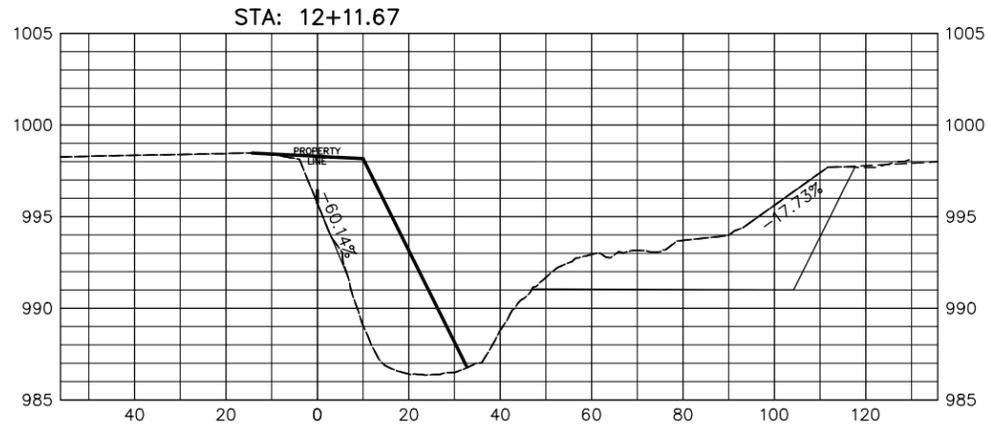
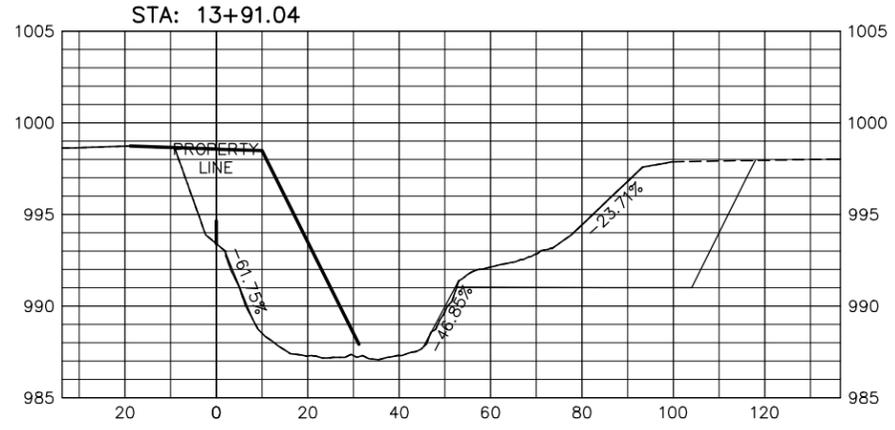
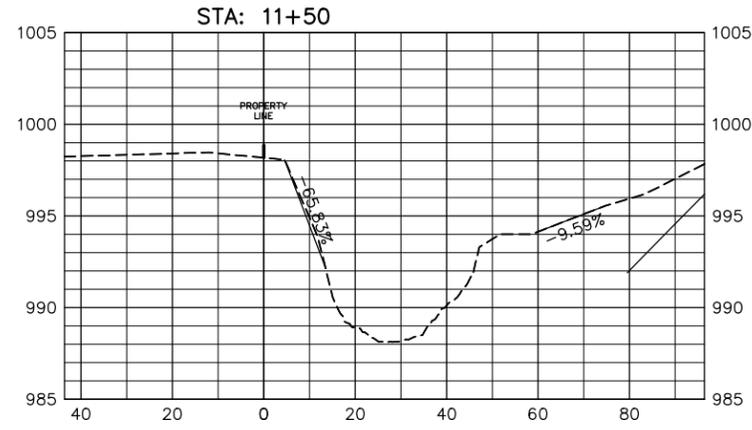
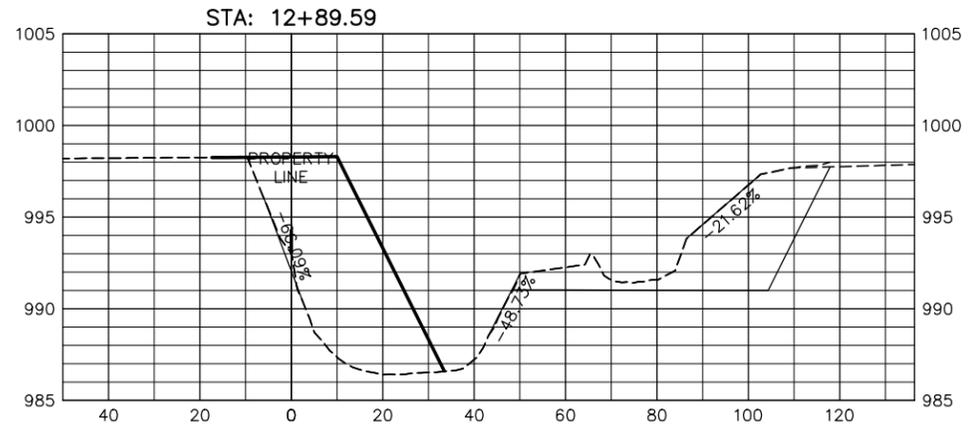
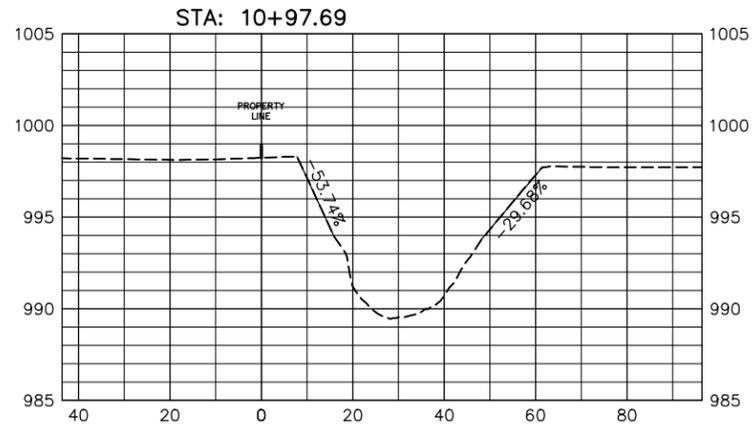
PRELIMINARY



PROJECT LAYOUTS
 POND DISPUTE
 BOISE DE SIOUX WATERSHED DISTRICT
 BRADFORD TOWNSHIP
 CROSS SECTIONS

DATE:	07.20.2023
REV DATE:	---
REV NUM:	---
RECORD:	---
PROJECT No.	18139
MANAGER:	CLE
DESIGNER:	ZAC
DRAFTER:	DWA
REVIEWER:	---

C-402





MINNESOTA WATERSHEDS

Connecting People. Protecting Water.

Minnesota Watersheds Top Legislative Accomplishments

2013-2023

Minnesota Watersheds (formerly known as MAWD) represents watershed districts and watershed management organizations at the legislature and with various state agencies. In that process, we not only work on specific bills, but on monitoring all legislation, and specifically agency legislation that may have an impact on our members. This type of legislation generally relates to state agencies' budgets and policies, the governor's budget, budget hearings, etc. In addition, other topics would include Flood Hazard Mitigation issues and funding through the bonding bill, Clean Water Council funding recommendations, cost-share grants, and others too numerous to mention.

Below are specific identifiable issues on which Minnesota Watersheds has expended resources over and above the general issues stated above. The legislation below does not contain reference to our general work in monitoring all legislation.

- Introduced and passed legislation to increase the general levy by 100% from a maximum of \$250,000 to \$500,000 or .096% of market value, whichever is less. ([2023 Session Laws, Chapter 64, Article 3, Section 1, Subd. 3](#))
- Successfully lobbied, with other stakeholder groups, against legislation to establish a drainage registry portal that would require drainage authorities file certain drainage petitions to a central location (2023 Legislative Session [HF2354/SF2679](#) – language in the House Environment & Natural Resources Finance Omnibus Bill but not adopted by the conference committee.) (See **Appendix 4** for list of DWG accomplishments since inception.)
- Strongly supported the Clean Water Council, including its structure, membership, programmatic rather than project funding, and two-year funding cycle. (See **Appendix 1**, attached letter of opposition to proposed language in HF 1999 DE1 amendment, Subd. 7., 2023 Legislative Session)
- Fought against provisions that would reduce and restrict local funding for the Sauk River Watershed District. Successfully helped kill the legislation. (2020 Legislative Session - [HF3502/SF4171](#)) (See **Appendix 3** for a list of activities defending Sauk River WD)
- Opposed a “developers” bill that was pushed for several sessions which would have gutted watershed district’s rulemaking authority. The developer involved was not given a committee hearing in either body. ([HF1887/SF1766 – 2019 Legislative Session](#))
- Proposed and passed legislation on watershed district’s project tax levy to broaden how this levy can be used. Watershed districts can use local marching funds to obtain state, federal, or non-government organization funding. ([Session Laws, 2019 1st Special Session, Chapter 6, Article 4, Section 1, Subd. 5](#))

- Supported and introduced legislation to increase managers per diem from \$75 per day to \$125. ([2019 1st Special Session, Chapter 4, Article 3, Section 77, Subd. 8](#))
- Supported, lobbied for, and passed, with the assistance of several watershed districts, hiring the local commercial fishing regulator appointed by the Department of Natural Resources (DNR) to work on their invasive carp catch. ([2019 1st Special Session, Chapter 4, Article 3, Section 74, Subd. 2](#))
- Introduced legislation to allow more flexibility using electronic meeting programs to allow watershed managers to attend meetings electronically. RCWD was asked to request an Advisory Opinion from the Dept. of Administration (DOA) for an opinion which allowed electronic meetings with certain restrictions. (See **Appendix 5**, DOA Advisory Opinion 18-019)
- Worked with Rice Creek Watershed District (RCWD) to update pre-settlement wetlands definitions. BWSR supported the RCWD efforts on this legislation. ([2017 Legislative Session – SF844, Chapter 93](#))
- Opposed the original buffer bill as passed in 2015, wrote legislation for the following session, and presented a memo to clarify and change provisions in the bill. In addition, we argued for and received ongoing funding (\$10M) for local governments to enforce the legislative mandate. This was done in cooperation with the Red River Watershed Management Board’s (RRWMB) lobbyist. (See attached memo {**Appendix 2**} and what passed to clarify the 2015 Legislative Session -- [HF3000/SF2503](#). ([Session Laws – 2016, Regular Session, Chapter 85, SF2503](#)))
- Supported, lobbied for, and attained policy changes on aquatic invasive species issues (AIS) and additional funding for local governments. (AIS Funding: [2014 Session, Chapter 308, Article 1, Section 11](#)) (AIS Policy: [Chapter 289, Sections 15 – 28](#))
- Introduced, lobbied for, and passed legislation to include watershed districts in sales tax exemptions similar to other local governments. ([2014 Session Laws, Chapter 308, Article 3, Section 11, 5\(d\)\(2\)](#))
- Successfully lobbied against several legislative efforts to add requirements and restrict watershed districts independence from the political affairs in Hennepin and Washington Counties. ([2012 Legislative Session HF2589/SF2370](#))
- Proposed and lobbied for One Watershed One Plan policy and funding in coordination with the Association of Minnesota Counties and the Minnesota Association of Soil and Water Conservation Districts, and the Board of Soil and Water Resources. ([Session Law 2012, Chapter 272, Section 32, Subd. 14](#))

APPENDICES

March 27, 2023

Representative Leon Lillie
Chair, House Taxes Committee
Re: HF 1999 (Lillie) Legacy Finance Omnibus; DE1 Amendment

Appendix 1

Chair Lillie and House Legacy Finance Committee Members,

On behalf of the Minnesota Local Government Water Roundtable, we would like to thank you for the opportunity to provide input on the proposed Legacy Finance Omnibus bill, HF 1999 and the DE1 Amendment.

We appreciate the Committee's support of the Clean Water Council's FY 2024-25 funding recommendations. Across the board, the council and legislature have made wise decisions with the investment of the sales tax receipts provided by Minnesota voters through the 2008 Clean Water, Land and Legacy Amendment.

We would like to particularly mention our support and appreciate of the investment of \$79 million in **Watershed-based Implementation Funding (WBIF)** for approved comprehensive watershed plans. The Clean Water Council and state have embraced what watershed-based planning and implementation provides for the protection and restoration of Minnesota's waters throughout. As more plans come on-board, the need is growing for meaningful funding that leverages additional resources and pulls in both public and private partners to see that projects are completed.

For programs like this, the CWF supports a comprehensive and systematic approach to address water quality and groundwater improvements. Biennial funding allows local governments to manage CWF grant programs and work with landowners on a timely and strategic basis. It also provides greater predictability to assist with leveraging additional public and private funding.

For these reasons, we have some concerns with the impact of changes proposed in the HF1999 DE1 amendment, Subdivision 7, to the Clean Water Council's reporting and recommendation process. The shift from a biennial process to annual process indicates a potential shift in how these appropriations will be made in future legislative session. We suggest that this change be set aside and a more thoughtful conversation about the benefits and drawbacks of this changes be had among the stakeholders and the CWC.

Thank you again for the opportunity to share our thoughts. We appreciate your work and share your desire to protect and improve water quality for generations to come.

Thank you for your consideration.

Brian Martinson
Association of Minnesota Counties

LeAnn Buck
Minnesota Association of Soil and Water Conservation Districts

Jan Voit
Minnesota Watersheds

BUFFER LAW CLARIFICATIONS FROM SOME LOCAL GOVERNMENT PERSPECTIVES (WDs & COUNTIES)

- 1) Clarify that public waters shall be limited to those waters that are on the public waters inventory as provided in section 103G.201. Amend the definition "public waters" by adding "The term "public waters" as used in this section shall apply to waters that are on the public waters inventory as provided in section 103G.201"
- 2) Clarify that the buffers ONLY need to be applied to waters with a shoreland classification. Sec 2 Subd 3 (1) would be amended to read "for all public waters with a shoreland management classification, the more restrictive of:"

This gets you away from the very small streams and basins that are on the PWI as well as Public Waters Wetlands but not considered shoreland under the DNR approved local government shoreland ordinances.

- 3) On public drainage systems buffers of 16.5 only apply to ditches of the public drainage system, NOT all ditches within the public drainage system. The Governor has conceded this; however, it should be clear in the legislation.

Sec 2 Subd 3 (2) should be amended to read " for public drainage systems established under 103E, a 16.5 foot minimum width continuous buffer of perennially rooted vegetation on ditches (delete "within the benefitted area") of the public drainage systems."

- 4) Updating local water plans under Subd 4: The current language is vague as to time frame for incorporating into local water plans and the current process for amendment of plans is time consuming and costly for both the local government and the state. Alternatively leave the local water management authority the discretion to include the swcd recommendations after due consideration.

Therefore, provide legislative clarification by amending the last sentence of the Subd 4 as follows: "A local water management authority that receives a summary of watercourses I'd under this Subd must, as part of the next regularly scheduled plan update or in conjunction with the 1 watershed 1 plan process, revise its comprehensive local water management plan or comprehensive watershed management plan to incorporate the swcd recommendations."

Or amend Subd 4 as follows: "A local water management authority that receives a summary of watercourses I'd under this Subd must, as part of the next regularly scheduled plan update or in conjunction with the 1 watershed 1 plan process, ~~consider revising~~ ~~revise~~ its comprehensive local water management plan or comprehensive watershed management plan to incorporate the swcd recommendations."

5) Subd. 7. Corrective actions.

(a) If the soil and water conservation district determines a landowner is not in compliance with this section, the district must, in consultation with the county and watershed district determine if the county or watershed district has jurisdiction relating to landowner compliance and formally notify the county or watershed district with jurisdiction over the noncompliant site. The county or watershed district that has jurisdiction or has assumed jurisdiction, must provide the landowner with a list of corrective actions needed to come into compliance and a practical timeline to meet the requirements in this section. The county or watershed district with jurisdiction must provide a copy of the corrective action notice to the board. If the county or watershed district does not have jurisdiction the SWCD must provide BWSR the information regarding landowner non compliance.

To help with this issue of jurisdiction it would be appropriate for each of the counties, WDs, cities, townships, by a certain date, to notify BWSR that they are assuming jurisdiction under 103F.48. If there has been no notification to BWSR it would be assumed that the local government HAS NOT assumed jurisdiction. This could be clarified in legislation as well.

Currently no one state agency has clear responsibility over implementation of 103F.48. BWSR has local water planning and some enforcement under 103F buffers; DNR has shoreland; PWI; mapping; and MPCA has storm water. It would be appropriate for the legislature to clearly indicate which agency is the overall policy and implementation lead for all of 103F.48, including what is to be mapped. Having one agency clearly in charge would make overall implementation more efficient. Although in some respects it might be too late to make a significant difference at this time.

6) Subd. 8. Funding subject to withholding.

Amend as follows: "delete 'state' and insert 'BWSR'" may withhold "buffer" funding from a local water management authority or a soil and water conservation district that fails to implement this section. ~~Funding subject to withholding includes soil and water program aid, a natural resources block grant, and other project or program funding.~~ Funding may be restored upon the board's approval of a corrective action plan.

This provision does not provide clear legislative intent regarding who can withhold state funding and what funding can be withheld. It could be MPCA; DNR; MDA; BWSR; Revenue? There needs to be clarification of legislative intent. BWSR should be the agency and buffer money should be the only money withheld. Then strike the language reference as redundant. Without these clarification you could also have disgruntled organizations sue over interpretation of this issue and it would be left to the courts to make the decision on legislative intent.

7) Subd. 5. Exemptions. Land adjacent to waters subject to subdivision 3 is exempt from the water resource protection requirements under subdivision 3, to the extent these exemptions are not inconsistent with the requirements of the state shoreland rules adopted by the commissioner pursuant to section 103F.211, if it is:

Add another exemption or waiver: "(7) covered by a county or watershed district 103E redetermination of benefits plan for all public drainage systems or a Incremental implementation of vegetated ditch buffers plan (103E Subd 6) by the drainage authority that provides for the installation of the 16.5 foot buffer all the public ditches no later than December 31, 2025."

The redetermination of benefits and the incremental process provides a formal means for implementation of the 16.5 foot buffer on all public drainage systems as well as fair compensation for landowners on the ditch system including a clear path for enforcement of the drainage system buffers. Having both options allows counties and watershed districts that do not want to go through a redetermination of benefits process to still have the buffers in place under the incremental provision.

- 8) **Subd. 10. Landowner financial assistance and public drainage system procedure.** (b) The provisions of sections 103E.011, subdivision 5; 103E.021, subdivision 6; and 103E.715 may be used ~~in advance or retroactively~~ to acquire or provide compensation for all or part of the buffer strip establishment or alternative riparian water quality practices as required under subdivision 3, paragraph (a), within ~~the benefited area of a public drainage system. Implementation of this subdivision is not subject to limitation of project costs to the current benefits adopted for the drainage system.~~

This provision seems to be in direct conflict with the provisions of 103E by allowing for projects that exceed the current benefits without going through a redetermination of benefits. I believe there have been previous court cases preventing this abuse of use of ditch funds. Therefore delete the stricken language. 103E provides sufficient authority for the drainage authority to implement buffers. This questionable language will only lead to litigation. Better would be to direct all drainage authorities to implement the 16.5 foot buffers by 2025 using their current authority.

Another option for adequately compensating landowners for 16.5 foot buffer is to authorize bonding with grants to drainage authorities to acquire the buffer. Bond funds are used for RIM Reserve to acquire buffers and it would be reasonable for the state to treat drainage system buffers similarly with funding. Drainage Authorities are a public entity and would seem to be eligible to use state G. O. bond funds for this purpose.

I expect that many of these issues would have received legislative clarification had the buffers language been vetted through the normal legislative process.

These legislative clarification suggestions have been the outgrowth of discussions with some of the local government partners, however, some, but not all of these have been formally discussed with farm organizations to date. There has been discussion with BWSR and they agree with some of the clarifications but not all. I do not believe that there has been any discussion of these issues with DNR recently.

Here are some of the 103E references sited above:

103E.011

Subd. 5. Use of external sources of funding.

Notwithstanding other provisions of this chapter, a drainage authority may accept and use funds from sources other than, or in addition to, those derived from assessments based on the benefits of the drainage system for the purposes of wetland preservation or restoration or creation of water quality improvements or flood control. The sources of funding authorized under this subdivision may also be used outside the benefited area but must be within the watershed of the drainage system.

103E.021 subd 6

Subd. 6. Incremental implementation of vegetated ditch buffer strips and side inlet controls.

(a) Notwithstanding other provisions of this chapter requiring appointment of viewers and redetermination of benefits and damages, a drainage authority may implement permanent buffer strips of perennial vegetation approved by the drainage authority or side inlet controls, or both, adjacent to a public drainage ditch, where necessary to control erosion and sedimentation, improve water quality, or maintain the efficiency of the drainage system. Preference should be given to planting native species of a local ecotype. The approved perennial vegetation shall not impede future maintenance of the ditch. The permanent strips of perennial vegetation shall be 16-1/2 feet in width measured outward from the top edge of the existing constructed channel. Drainage system rights-of-way for the acreage and additional property required for the permanent strips must be acquired by the authority having jurisdiction.

(b) A project under this subdivision shall be implemented as a repair according to section 103E.705, except that the drainage authority may appoint an engineer to examine the drainage system and prepare an engineer's repair report for the project.

(c) Damages shall be determined by the drainage authority, or viewers, appointed by the drainage authority, according to section 103E.315, subdivision 8. A damages statement shall be prepared, including an explanation of how the damages were determined for each property affected by the project, and filed with the auditor or watershed district. Within 30 days after the damages statement is filed, the auditor or watershed district shall prepare property owners' reports according to section 103E.323, subdivision 1, clauses (1), (2), (6), (7), and (8), and mail a copy of the property owner's report and damages statement to each owner of property affected by the proposed project.

(d) After a damages statement is filed, the drainage authority shall set a time, by order, not more than 30 days after the date of the order, for a hearing on the project. At least ten days before the hearing, the auditor or watershed district shall give notice by mail of the time and location of the hearing to the owners of property and political subdivisions likely to be affected by the project.

(e) The drainage authority shall make findings and order the repairs to be made if the drainage authority determines from the evidence presented at the hearing and by the viewers and engineer, if appointed, that the repairs are necessary for the drainage system and the costs of the repairs are within the limitations of section 103E.705.

103E.715 PROCEDURE FOR REPAIR BY PETITION.

Subdivision 1. Repair petition.

An individual or an entity interested in or affected by a drainage system may file a petition to repair the drainage system. The petition must state that the drainage system needs repair. The auditor shall present the petition to the board at its next meeting or, for a joint county drainage system, to the drainage authority within ten days after the petition is filed.

Subd. 2. Engineer's repair report.

If the drainage authority determines that the drainage system needs repair, the drainage authority shall appoint an engineer to examine the drainage system and make a repair report. The report must show the necessary repairs, the estimated cost of the repairs, and all details, plans, and specifications necessary to prepare and award a contract for the repairs. The drainage authority may give notice and order a hearing on the petition before appointing the engineer.

Subd. 3. Notice of hearing.

When the repair report is filed, the auditor shall promptly notify the drainage authority. The drainage authority in consultation with the auditor shall set a time, by order, not more than 30 days after the date of the order for a hearing on the repair report. At least ten days before the hearing, the auditor shall give notice by mail of the time and location of the hearing to the petitioners, owners of property, and political subdivisions likely to be affected by the repair in the repair report.

Subd. 4. Hearing on repair report.

(a) The drainage authority shall make findings and order the repair to be made if:

(1) the drainage authority determines from the repair report and the evidence presented that the repairs recommended are necessary for the best interests of the affected property owners; or

(2) the repair petition is signed by the owners of at least 26 percent of the property area affected by and assessed for the original construction of the drainage system, and the drainage authority determines that the drainage system is in need of repair so that it no longer serves its original purpose and the cost of the repair will not exceed the total benefits determined in the original drainage system proceeding.

(b) The order must direct the auditor and the chair of the board or, for a joint county drainage system, the auditors of the affected counties to proceed and prepare and award a contract for the repair of the drainage system.

The contract must be for the repair described in the repair report and as determined necessary by the drainage authority, and be prepared in the manner provided in this chapter for the original drainage system construction.

Subd. 5. Apportionment of repair cost for joint county drainage system.

For the repair of a joint county drainage system, the drainage authority shall, by order, apportion the repair cost among affected counties in the same manner required in the original construction of the drainage system.

Subd. 6. Repair by resloping ditches, incorporating multistage ditch cross-section, leveling spoil banks, installing erosion control, or removing trees.

(a) For a drainage system that is to be repaired by resloping ditches, incorporating a multistage ditch cross-section, leveling spoil banks, installing erosion control measures, or removing trees, before ordering the repair, the drainage authority must appoint viewers to assess and report on damages and benefits if it determines that:

(1) the resloping, incorporation of a multistage ditch cross-section, spoil bank leveling, installation of erosion control measures, or tree removal will require the taking of any property not contemplated and included in the proceeding for the establishment or subsequent improvement of the drainage system; or

(2) any spoil bank leveling or tree removal will directly benefit property where the spoil bank leveling or tree removal is specified.

(b) The viewers shall assess and report damages and benefits as provided by sections 103E.315 and 103E.321. The drainage authority shall hear and determine the damages and benefits as provided in sections 103E.325, 103E.335, and 103E.341. The hearing shall be held within 30 days after the property owners' report is mailed. Damages must be paid as provided by section 103E.315 as a part of the cost of the repair, and benefits must be added to the benefits previously determined as the basis for the pro rata assessment for the repair of the drainage system for the repair proceeding only.

Appendix 3

Email Record of MAWD's work on SRWD anti-general levy bill (HF3502)

Date	Subject Matter
Dec 18,2019	Heads up from JJ – Started monitoring their activity & media
Jan 29	Town Hall email
Feb 7	EJ asked for more info on new building & ponding
Feb 10	Requested 2 page fact sheet for our lobbying activities
Feb 10	Scott drafted and asked us to review & comment
Feb 11	RB will call on Fact Sheet edits
Feb 12	SH potential meeting with his leg members
Feb 13	List of potential legs attending meeting
Feb 13	Nature Conservancy offers Emily their help. Willing to testify
Feb 17	Meeting with Rep Poston confirmed
Feb 18	HF 3502 introduced – established \$500,000 limit for SRWD
Feb 26	Notice of hearing in the House Property tax committee – EJ & RB asked that we meet prior to the hearing ... met in Cap Café with SH and his Chair Tyler
Feb 26	<u>Big Thank you from SH on our help with this issue!!</u> Also updated him On our other lobby activities in the House and Senate
Feb 27	Nature Conservancy reiterating its willingness to testify on SRWD's behalf
Feb 28	Nathan Jessen, House committee staff asked for questions we would like asked at the hearing – trying to help out the watershed district
Mar 1	Nature Conservancy letter of opposition to the bill to EJ.
Mar 1	More advice to SRWD
Mar 2	Put together leg packet for hearing & forwarded to the committee staff for the hearing
Mar 2	Suggested comments to EJ from RB for her testimony

- Mar 2 EJ & RB met with SH & Board chair at the Cap Café prior to meeting to ensure they were fully briefed on what was happening at the capitol.
- We also attended the hearing & EJ testified on behalf of MAWD against the bill along with SH.
- Committee Chair Carlson assured RB privately prior to the meeting that the bill was not going anywhere in his committee.
- Mar 3 Explain Leg procedures to SH –
- Mar 4 RB called SJ to follow-up on EJ memo to him
- Mar 4 SRWD Grants
- Mar 5 Memo on WD accountability to SH
- Mar 10 SF 4171 Introduced ... companion file to 3502
- Mar 9 & 11 & 12 Intro of SF 4173 -- Explanation of bill & what it means – Political bs
- Mar 12 Duplicate bill only
- Mar 16 Poston Meeting cancelled due to COVID
- April 26 Various emails on dropping out of MAWD

Additional Info:

There was a group meeting with SRWD's house members ... I can't remember who set it up but I did attend with Emily, Lisa & others ... but can't remember the entire group. We had 6-8 legislators attend. Can't find the date

Drainage Work Group Fact Sheet

Purpose

The stakeholder Drainage Work Group (DWG) has been meeting since 2006 for the following purposes:

- Foster science-based mutual understanding about drainage topics and issues;
- Develop recommendations for drainage system management and related water management, with a focus on updates of Minnesota Statutes Chapter 103E Drainage and related provisions.

Stakeholder Organizations

Drainage Authority and Related Organizations	AMC – Association of Minnesota Counties
	MRC – Minnesota Rural Counties
	MAWD – Minnesota Association of Watershed Districts
	RRWMB – Red River Watershed Management Board
	MACATFO – Minnesota Association of County Auditors, Treasurers and Finance Officers
	MVA – Minnesota Viewers Association
	MADI – Minnesota Association of Drainage Inspectors
	MNLICA – Minnesota Land Improvement Contractors Association
	MAT – Minnesota Association of Townships
	Drainage Attorneys
Drainage Engineers	
Agricultural Organizations	MFB – Minnesota Farm Bureau
	MFU – Minnesota Farmers Union
	MAWRC – Minnesota Agricultural Water Resources Center
	MCGA – Minnesota Corn Growers Association
	MSGA – Minnesota Soybean Growers Association
Conservation and Environmental Organizations	MASWCD – Minnesota Association of Soil and Water Conservation Districts
	MCEA – Minnesota Center for Environmental Advocacy
	FWLA – Fish and Wildlife Legislative Alliance
	MCF – Minnesota Conservation Federation
	IWL – Izaak Walton League
TNC – The Nature Conservancy	
University	UMN – University of Minnesota, Water Resources Center
State Agencies	BWSR, DNR, MDA, MPCA, MnDOT
Legislature	House and Senate nonpartisan staff

Note: Other stakeholders are on the DWG email list and attend meetings, sometimes based on the agenda topics.

Coordination and Process

- The Board of Water and Soil Resources (BWSR) coordinates the DWG in accordance with drainage stakeholder coordination authority provided in Minnesota Statutes Section 103B.101, Subd. 13.
- When the DWG began in 2006, it agreed to operate on a consensus basis for its products. In 2018, the DWG added a consensus and non-consensus report option, with limitations, if full consensus cannot be achieved.

Products to Date

The Drainage Work Group has developed recommendations to update Chapter 103E and related provisions, prepared reports to the Legislature, and responded to other requests. Following is a summary.

Chapter 103E revisions and other recommendations adopted in 2007:

- Revise Chapter 103E provisions regarding buffer strips, side inlet controls and other conservation practices;
- Revise Chapter 103E regarding ditch inspection frequency, including when there are buffer strip violations;
- Support for drainage records modernization, including guidelines and state cost-share;
- Support for updating of the Minnesota Public Drainage Manual;
- Support for establishment of an interagency drainage assistance team.

Chapter 103E and Chapter 103B revisions adopted in 2010, and report requested by the Legislature:

- Update Chapter 103E to better enable wetland restorations and impoundments involving public drainage systems, including system rerouting, partial abandonment and public-private funding partnerships;
- Require all Chapter 103E drainage authorities to have a drainage inspector;
- Update various dollar limits and thresholds in Chapter 103E, primarily for inflation;
- Provide authority to BWSR in Section 103B.101, Subd. 13 for drainage stakeholder coordination;
- *Study of Riparian Buffer Areas, Feb. 2010*, report to the Legislature (BWSR in consultation with the DWG).

Chapter 103E revisions adopted in 2013:

- Update several key definitions in Chapter 103E;
- Enable reestablishment of drainage system records that are lost, destroyed or incomplete;
- Enable an official copy of drainage system records when there is a transfer of part of a drainage system between a county and a watershed district;
- Clarify authority for wetland and water quality improvements for repairs and certain projects;
- Enable a 2-stage ditch cross-section for petitioned repairs.

Chapter 103E revisions adopted in 2014:

- Update environmental, land use and multipurpose water mgmt. considerations for "drainage projects";
- Require investigation of external sources of funding for public-private partnering with drainage projects and petitioned repairs for multipurpose water management.

Chapter 103E and Section 103F.48 revisions adopted in 2016, and Minnesota Public Drainage Manual update:

- Revise the state buffer law (Section 103F.48) and Chapter 103E drainage law to better enable acquisition, compensation and maintenance of public drainage ditch buffer strips by Chapter 103E drainage systems;
- Participation on the project advisory committee for update of the Minnesota Public Drainage Manual.

Report to legislators in 2017:

- Review of three sets of bills involving drainage introduced in 2016, and report to applicable legislators.

Request response, report to the Legislature, Chapter 103E revisions & related recommendations, 2018 & 2019:

- Response to the Clean Water Council Policy Committee about a draft policy statement for water storage;
- *Recommendations for Accelerating Public Drainage System Acquisition and Establishment of Buffer Strips and Alternative Practices, Report to the Legislature, Feb. 1, 2018* (BWSR in collaboration with the DWG);
- Chapter 103E revisions, and Section 17.117 and related recommendations to accelerate Chapter 103E drainage system acquisition of ditch buffer strips required by Section 103F.48 and Chapter 103E;
- Chapter 103E revisions to add a Drainage System Repair Cost Apportionment Option.



Advisory Opinion 18-019

This is an opinion of the Commissioner of Administration issued pursuant to Minnesota Statutes, section 13.072 (2018). It is based on the facts and information available to the Commissioner as described below.

Facts and Procedural History:

On December 10, 2018, the Data Practices Office received an advisory opinion request from Phil Belfiori, Administrator of the Rice Creek Watershed District (District). In his letter, Mr. Belfiori asked the Commissioner to issue an advisory opinion regarding the District Board Members' duties under the Open Meeting Law, Minnesota Statutes, Chapter 13D (OML).

The District provided the following information in its opinion request:

The Rice Creek Watershed District hereby requests an advisory opinion to address whether a member of the board of managers may participate in board meetings while out of state by means of the "interactive television" provision of the Minnesota Open Meeting Law (OML). Minn. Stat. §13.02. One member of the board of managers would like to participate in meetings while spending the winter months in Florida.

Our legal counsel has reviewed the Minnesota Department of Administration (MDA) Advisory Opinion 13-009, issued on March 19, 2013, concluding that "the plain language of the statute does not forbid a member of a public body from 'attending' a public meeting at a location 'open and accessible to the public' outside of the entity's geographic area." Our attorneys questioned this conclusion in light of the Minnesota Supreme Court decision in *Quast v. Knutson*, 150 N.W.2d 199 (Minn. 1967) where the Court ruled that the phrase "open to the public" as used in a section of the OML means "within the territorial confines" of the public body.

Issue:

Based on the opinion request, the Commissioner agreed to address the following issue:

May a member of the Board of Managers for the Rice Creek Watershed District participate in board meetings while out of state via interactive television, pursuant to Minnesota Statutes, section 13D.02?

Discussion:

The OML allows members of public bodies to attend and participate in meetings via interactive television if certain conditions are met. (See Minnesota Statutes, section 13D.02.)

Specifically, section 13D.02, subd. 1, requires:

- all members of the body participating in the meeting, wherever their physical location, can hear and see one another and can hear and see all discussion and testimony presented at any location at which at least one member is present;
- members of the public present at the regular meeting location of the body can hear and see all discussion and testimony and all votes of members of the body;
- at least one member of the body is physically present at the regular meeting location; and
- each location at which a member of the body is present is open and accessible to the public.

Subdivision 2 provides that all members who “attend” via interactive television are present for quorum purposes. Subdivision 4 provides the notice requirement for public bodies using interactive television.

The Commissioner has previously interpreted “interactive television” to include Skype and other similar applications. (See Advisory Opinion 13-009.)

In 1967, the Minnesota Supreme Court held that a school board must hold its meetings within the territorial confines of the school district. *Quast v. Knutson*, 150 N.W.2d 199 (Minn. 1967). In previous advisory opinions, the Commissioner has interpreted that case to apply to all public bodies subject to the OML. (See Advisory Opinions 06-012 – statewide task force; 08-034 – township board; and 18-003 – city council.)

Here, the District’s legal counsel has advised that *Quast* limits a public body member’s ability to attend meetings by interactive television to situations where the member is within the territorial confines of the District. However, a public body’s use of interactive television is distinguishable from the situation in that case. In *Quast*, the entire school board held a meeting outside of the school district it served. The Court was concerned with the prospect that a public body could remove itself from the territorial confines of the public body’s jurisdiction, thereby frustrating members of the public from attending meetings and functionally holding closed meetings. Here, in order to utilize interactive television, “at least one member of the body [must be] physically present at the regular meeting location,” members of the public in attendance – regardless of location – must be able to see and hear all member discussion, testimony, and voting, and locations from which members attend by interactive television must also be open and accessible to the public. Therefore, the Court’s concerns in *Quast* regarding the openness of meetings outside the geographic area of a public body are remedied at meetings in which only some members attend by interactive television.

The *Quast* decision applies to an entire public body holding a meeting outside its territorial confines. The Court has yet to address the issue of location of meetings in other contexts. Thus, the plain language of section 13D.02 governs and board members of the District, and other public bodies, may use interactive television to attend and participate in meetings that meet the conditions of that section.

The Commissioner reminds the District that the Board member attending via interactive television from Florida must do so from a location that is "open and accessible" to the public and must provide notice according to section 13D.02, subd. 4.

Opinion:

Based on the facts and information provided, the Commissioner's opinion on the issue raised is as follows:

A member of the Board of Managers for the Rice Creek Watershed District may participate in board meetings while out of state via interactive television, pursuant to Minnesota Statutes, section 13D.02, as long as the conditions of that section are met.

A handwritten signature in black ink that reads "Matthew G. Massman". The signature is written in a cursive style with a long horizontal flourish at the end.

Matthew Massman
Commissioner

December 28, 2018

Minnesota Watersheds Region 1
Meeting Notes
Virtual Meeting – August 22, 2023

Attendees:

Bois de Sioux Watershed District

Linda Vavra, Manager*
Jamie Beyer, Administrator

Buffalo-Red River Watershed District

Peter Fjestad, Manager*
Kristine Altrichter, Administrator

Middle-Snake-Tamarac Rivers Watershed District

Mori Maher, Administrator

Pelican River Watershed District

Tera Guetter, Administrator

Roseau River Watershed District

Jason Braaten, Manager
Tracy Halstensgard, Administrator

Two Rivers Watershed District

Dan Money, Administrator

Wild Rice Watershed District

Tara Jensen, Administrator

Minnesota Watersheds

Jan Voit

Moore Engineering

Chad Engles

Ohnstad Twichell, P.C.

Lukas Croaker

* Minnesota Watershed Region 1 Representative

Meeting was held to discuss resolutions that are proposed to be submitted for the Minnesota Watershed Annual Meeting.

Jensen stated that Wild Rice Watershed District plans to resubmit Resolution 2018-04 Require Watershed District Permits for the DNR, set to sunset December 31, 2023.

Money state that Two River Watershed District plans to submit resolution regarding additional Flood Hazard Mitigation (FHM) funding from the DNR and legislature. There have been frustrations with the DNR's funding requests to the legislature to adequately fund the FHM Program. The Red River Water Management Board has met with DNR Region 1 to address some of the concerns. Resolution will include working with DNR to request enough money from the legislature to fund projects on their priority list. Many projects on the priority list have been on the list for over seven years. It appears there is approximately \$150 million in projects on the list but the DNR only requests \$25 million per year. Two Rivers Watershed District plans to submit a resolution for Minnesota Watersheds to support a bonding bill to finance the full list of projects.

Maher stated that Middle-Snake-Tamarac Rivers Watershed District plans to submit a resolution to address outdated benefits on public drainage systems. Current redetermination of benefits process is cumbersome and expensive. This results in systems with outdated benefits that cannot cover costs of repairs. Middle-Snake-Tamarac Rivers Watershed District plans to submit resolution supports flexibility in updating land values without completing a redetermination of benefits. Beyer stated that previously a Bois de Sioux Watershed District Manager worked with legislature to draft language to allow land values to be updated to increase the cap for repairs. Money recommended resolution include language that requests Minnesota Watersheds bring concern to Drainage Workgroup for consideration. Beyer noted that language for proposed changes to drainage law would be important to ensure language simplifies the process and does not trigger buffer acquisition requirements.

The MAWA Executive Committee will be reviewing a document developed by Smith Partners prioritizing changes to 103D. The Executive Committee will review priorities and add items that need to be addressed. The goal is to identify changes that can be added to a BWSR housekeeping bill. Document was sent to Region 1. Comments can be conveyed to Region 1 representatives on the Executive Committee.

Maher asked if there were any practices to increase benefits to tile drained lands. Tile drainages uses the ditch infrastructure and tile drainage modifies the use. Engles noted that there are many variables that influence the effect of tile drainage. In small watersheds, tile drainage flattens the hydrograph but extends the duration of flow. Since drainage ditches are designed for peak flows, tile drainage could help manage peak flows.

Guetter asked if Resolution 2019-07 Chinese Mystery Snail Designation Change and Research Needs is set to sunset. Voit noted that resolutions sunset after five years. No resolution will need to be resubmitted until 2024.