

**BOIS DE SIOUX WATERSHED DISTRICT  
BOARD MEETING MINUTES  
November 15, 2018**

- CALL TO ORDER** The meeting was called to order by President Vavra at 9:00 a.m. Present: Linda Vavra, Doug Dahlen, Jerome Deal, Steven Schmidt, and Allen Wold. Absent: Jason Beyer, Scott Gillespie, John Kapphahn. Also present: Engineer Chad Engels, Engineer James Guler, Technician Troy Fridgen, Attorney Lukas Croaker, and Administrator Jamie Beyer.
- AGENDA** Upon motion by Deal, seconded by Dahlen and carried unanimously, the agenda was approved.
- CLAIMS** Upon motion by Dahlen, seconded by Schmidt and carried unanimously, the Claims of November 15, 2018 were approved as presented with the addition of payment to Shores Edge Excavating in the amount of \$10962.50 for clean-out of TCD #35.
- MINUTES** Upon motion by Schmidt, seconded by Dahlen and carried unanimously, the Minutes of October 18, 2018 were approved. Upon motion by Deal, seconded by Dahlen and carried unanimously, the Minutes of November 14, 2018 were approved.
- TREASURER'S REPORT** Upon motion by Schmidt, seconded by Dahlen and carried unanimously, the October Treasurer's Report was approved.
- NORTH OTTAWA COST-BENEFIT ANALYSIS** Dr. Jay Leitch presented student Joshua Erickson, who, as a part of his master's graduate work, would like to conduct a cost-benefit analysis of the North Ottawa Impoundment. The analysis will be funded by the Center for Study of Public Choice and Private Enterprise, without cost from the District; it will require some staff time and participation. Upon motion by Deal, seconded by Dahlen and carried unanimously, the board stated their support of the economics study and directed staff to assist with questions.
- PERMIT #18-104 C. & T. MORGAN** Kris Morgan presented a permit that had originally been filled-out by his father, Tom Morgan, who is now deceased. The completed permit was filed instead of mailed. Mr. Morgan apologized for the mistake, and requested an after-the-fact permit. Engineer Engels confirmed that the permit conforms to District policies. Upon motion by Dahlen, seconded by Schmidt and carried unanimously, the after-the-fact permit was approved.
- PERMIT #18-094 C. RAGUSE** Technician Fridgen described the condition of TCD #27, which has received a partial clean-out but, upon survey, has larger elevation problems systemwide. Chester Raguse reported that the upstream portion of the ditch is sloped to move water North; the system should move water South. Because the permit application parcel has historically been included in both the TCD #27 and JD #11 assessment districts, and continues to be, Mr. Raguse proposes to install an 18" culvert with a gate control, that would move a portion of the water towards JD #11. Landowner Ray Ehlers expressed concerns about the capacity of JD #11 to take on more water, and requested that the Board consider repairing TCD #27 instead. Board Managers agreed that, if a property is assessed to a legal ditch, the property has a legal right to use the legal ditch. Upon motion by Dahlen, seconded by Schmidt and carried unanimously, the permit was approved with conditions finalized by the District Engineer.
- AFTER-THE-FACT PERMIT D. STOCK** David Stock described tile and dike changes made over several years to land that he rents. The work was not permitted. Neighboring property owners voiced concern over changes to inlets where dams have been constructed by David Stock. Board Managers requested that Mr. Stock submit after-the-fact permits for the completed work, and for Engineer Engels and Attorney Croaker to gather and review the information to verify whether the work meets District policies.
- WCD #8** Board managers reviewed a contract with Comstock Construction for additional repair work on WCD #8. This work was approved by the Board on September 20, 2018. Contractor Tom Fridgen presented a breakdown of additional costs he feels should be considered as change orders, and should be paid. Engineer Engels indicated that they will follow the contracted change order process and determine the validity of the requests.
- WCD #9 & WCD #10** Don Bajumpaa, Wilkin County SWCD, requested direction from the Board regarding the possible outcomes of his BWSR grant application for clean water aspects of WCD #9 & WCD #10: full grant funding, partial grant funding, no grant funding. Board Managers reaffirmed their commitment to continue the Improvement

Processes initiated on both ditches, and their desire to attain any and all available outside funding to offset the costs for landowners. Engineer Engels described a draft Culvert Sizing Cost-Share Policy that will be presented to the Drainage Committee at their next meeting. Board Manager Deal reported that the RRWMB may also consider funding water quality aspects of drainage projects; Board Managers directed engineering staff to consider putting together a grant application on behalf of WCD #9 & #10. Upon motion by Deal, seconded by Schmidt and carried unanimously, the Final Hearings for WCD #9 & #10 are approved to be held January 17, 2019.

**WATERSHED  
DELINEATION  
REQUEST**

Administrator Beyer reported that the District received a phone call from a property owner, who owns land along the southeastern boundary in Stevens County, who feels the district boundary is in error. Upon motion by Deal, seconded by Schmidt and carried unanimously, engineering staff are authorized to conduct a watershed delineation analysis upon the landowner's written request.

**BUFFER POLICY**

Attorney Croaker presented the revised "Riparian Protection and Water Quality Practices Policy." Attorney Croaker made revisions to bring the policy in-line with statutory language. Upon motion by Schmidt, seconded by Dahlen and carried unanimously, the policy was approved for submission to BWSR.

**LAKE TRAVERSE  
WATER QUALITY  
PROJECT  
HEARING**

Board Managers reviewed the resolution that was passed in August to establish the Lake Traverse Water Quality Improvement Project No. 1. Upon motion by Deal, seconded by Dahlen and carried unanimously, the Board requested that the hearing be scheduled in January 2019 on a date arranged by administrative staff.

**2019 FARMLAND  
LEASES**

Attorney Croaker provided draft bid forms for the 2019 farmland leases. Upon motion by Schmidt, seconded by Deal and carried unanimously, the bid forms were approved.

**REDPATH SHED  
& ABANDONED  
PROPERTY**

Upon motion by Dahlen, seconded by Schmidt and carried unanimously, a rental rate of \$500 was approved for Monty Itzen to store three headers in the Redpath Shed. Engineer Fridgen reported concerns about abandoned equipment parked outside of the shed; upon motion by Schmidt, seconded by Dahlen and carried unanimously, Attorney Croaker is authorized to contact the previous owner and give a 30-day notice to collect the equipment.

**STAFF INCREASE**

Office Manager Lacey Decker will have her one-year anniversary in December. Upon motion by Schmidt, seconded by Deal and carried unanimously, a 1% increase was approved, consistent with previously awarded 2018 staff increases.

**CLA 2018 AUDIT  
PROPOSAL**

Upon motion by Deal, seconded by Dahlen and carried unanimously, the proposal from CliftonLarsonAllen to perform the 2018 audit at a cost of \$10,200 was approved.

**BYLAW, RULES,  
& POLICIES  
REVIEW**

Upon motion by Dahlen, seconded by Deal and carried unanimously, legal, engineering and legal staff are authorized to evaluate District bylaws, rules, and policies.

**MAWD**

Board Managers Vavra and Wold volunteered to serve as MAWD delegates; Board Manager Deal volunteered to serve as an alternate.

The meeting was adjourned at 12:15 pm.