



Regular Meeting MINUTES
Tuesday, March 15, 2016
Located at: SRWD Office at 6:00 p.m.

Managers Present:	Larry Kuseske, Lee Bautch, Duane Willenbring, Tyler Carlson, Gary Barber, Gene Rasmusen, Jason Scherping, Dennis Ritter
Staff Present:	Scott Henderson, Administrator; John Kolb, Attorney
Guests Present:	Bob Bjork , Randy Neumann, Ken Zimmermann, Gary Berndt, Steve Notch, Roger Uhlenkamp, Mike Macik, Marlo Macik
Manager's Absent:	Tim Hagemeier

1. **The meeting was called to order by President Kuseske at 6:00 p.m. and the Pledge of Allegiance was recited.**

2. **Additions/corrections to the agenda items –** President Kuseske asked for corrections or additions to the agenda. There were no additions to the agenda. **Manager Willenbring made a motion to approve the consent agenda. The motion was seconded by Manager Barber. Motion passed with all in favor.**

3. **Consent Agenda**
 - a. **Financial Reports/Meeting Minutes**
 1. Checks for February for General Fund 101
 2. Receipt Book
 3. Revenue Guideline
 4. Expenditure Report
 5. Cash Balances
 6. Grant and Loan Balances
 7. February 16, 2016, Regular Board Meeting Minutes

b. Appropriations

<i>Payee</i>	<i>Description of Payment</i>	<i>\$ Amount</i>	<i>Fund</i>
Rinke Noonan	General Advice	\$41.70	101
Rinke Noonan	Retainer	\$600.00	101
Rinke Noonan	General Advice	\$75.60	101
Rinke Noonan	Permits	\$302.40	101
Rinke Noonan	Clean Water Partnership Projects	\$472.50	101, 345, 346



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Rinke Noonan	Stearns CD 51 – Zimmermann Improvement Project	\$241.00	555
Rinke Noonan	Drainage System Bonding	\$322.50	530, 550, 555
Wenck	Stearns CD 11	\$433.85	525
Wenck	Stearns CD 51	\$2491.50	555
Wenck	Stearns CD 26 Phase I	\$3,762.00	550
Wenck	Stearns CD 26 Phase II	\$20,005.49	550
Wenck	Stearns CD 15	\$990.00	530
Wenck	Wenner Permit	\$60.00	101

Manager Bautch made a motion to approve the consent agenda. The motion was seconded by Manager Carlson. The motion passed with all in favor.

4. **Open Discussion from the Public** – Bob Bjork from the Big Sauk Lake Association asked if there were grant funds available for buffers around the lake. Administrator Henderson stated that there were no grant funds available at this time.
5. **Public Hearings**
 - a. **Project #342 – Mill Creek Watershed Nutrient Reduction** – President Kuseske recessed the regular meeting and opened up the Public Hearing Portion of the Meeting. Attorney Kolb gave a background of #342, the Mill Creek Watershed Nutrient Reduction Project. The hearing was opened for public comment. There were no comments and the public comment portion was closed. **Manager Willenbring made a motion to establish the Mill Creek Watershed Nutrient Reduction Project and assign project number 342. The motion was seconded by Manager Ritter. The motion passed with all in favor.**
 - b. **Project #343 – Osakis Lake Subwatershed Nutrient Reduction** – Attorney Kolb gave a background of #343, the Osakis Lake Subwatershed Nutrient Reduction Project. The hearing was opened for public comment. Todd County Commissioner Randy Neumann asked for more transparency from the District and would like to receive manager packets. The public comment portion of the hearing was closed. **Manager Carlson made a motion to establish the Osakis Lake Subwatershed Nutrient Reduction Project and assign project number 343. The motion was seconded by Manager Willenbring. The motion passed with all in favor.**



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- c. **Project #345 – Stearns CD 26 Drainage Management** – Attorney Kolb gave a background of #345, the Stearns CD 26 Drainage Management Project. The hearing was open for public comment. President Kuseske informed the board that this is the first grant that the District has received for a County Ditch. The public comment portion of the hearing was closed. **Manager Ritter made a motion to establish the Stearns County Ditch 26 Drainage Management Project and assign project number 345. The motion was seconded by Manager Barber. The motion passed with majority in favor, Manager Scherping abstaining.**
 - d. **Project #346 – Chain of Lakes Target Reduction** – Attorney Kolb gave a background of #346, the Chain of Lakes Targeted Nutrient Reduction Project. The hearing was opened for public comment. Manager Rasmusen questioned what would happen the payments after 10 years. Administrator Henderson stated that the duration of the contract would be complete. The public comment portion of the hearing was closed. **Manager Barber made a motion to establish the Chain of Lakes Target Reduction Project and assign project number 346. The motion was seconded by Manager Willenbring. The motion passed with all in favor.** President Kuseske closed the public hearing and re-opened the regular meeting.

6. **Reports**

- a. **Administrator’s Report** – *Administrator Scott Henderson*
 - 1. **Crooked Lake Update** – Administrator Henderson updated the board on the meetings that were conducted with Lynn Nelson and landowners in the Crooked Lake area. They asked the landowners which, if any, BMP’s they were willing to do on their land. Many of the landowners were willing to do various project on their land.
 - 2. **Temporary Environmental Technician Hire** – Administrator Henderson updated the board on the progress of hiring the temporary technician to fill Kevin Brown’s position while he is deployed. Henderson stated that he hired former intern Austin Van Beck. President Kuseske asked what staff was planning for summer internships. Henderson stated that the District will utilize two summer interns at \$10 per hour. Interviews will be done soon.
 - 3. **MAWD Surveys** – Administrator Henderson told the managers about a survey from Cliff Aichinger regarding the education and training programs about MAWD and provided the link.
- b. **Manager’s Reports** – Manager Carlson gave his views on the Governor’s water summit that he attended in St. Paul. Carlson would like to create a communications committee to get more public input on the work we do. Manager Bautch spoke about the Drainage workshop. President Kuseske stated that Rinke Noonan gave a very good workshop on ditch law and requested the board get a copy of the presentation.



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7. **Items for Next Meeting Agenda – Crooked Lake**

 8. **Upcoming Meetings to be Announced**
 - a. **Regular Board Meetings**
 1. Tuesday, April 19th, 2016 at 6:00 p.m.– Regular Meeting
 2. Tuesday, May 17th, 2016 at 6:00 p.m. – Regular Meeting
 - b. **Other Meetings**
 1. MAWD Day at the Capitol, March 30-31, Embassy Suites, St. Paul

 9. **Adjourn Regular Board Meeting – Manager Carlson made a motion to adjourn the regular meeting at 7:15 p.m. The motion was seconded by Manager Willenbring. The motion passed with all in favor.**

Drainage Meeting MINUTES

1. **The Drainage Authority meeting was called to order by President Kuseske at 7:15 p.m.**

2. **Additions/corrections to the agenda item – President asked if there were additions or corrections to the agenda. Attorney Kolb asked to add 6.1 as a closed session to discuss litigation strategy related to the CD 51 buffer strip appeal. **Manager Bautch made a motion to approve the agenda as amended. The motion was seconded by Manager Carlson. Motion passed with all in favor.****

3. **Open Discussion from the Public – Roger Uhlenkamp asked what was happening on CD 6 and JD 1. Administrator Henderson said that there has been some tree removal on CD 6. The District has sent out request for engineering on both CD 6 and CD 11 for Pope County. JD 1 will be discussed at the April board meeting.**

4. **Reports**
 - a. **Stearns CD 51 –**
 1. **Zimmermann Improvement – Ken Zimmermann and Gary Berndt were at the meeting to discuss and dispute charges that were billed to them in regards to a petition submitted in 2013 to close portions of the open ditch. Zimmermann noted charges that were billed to them prior to the petition being signed. Attorney Kolb recommends that the board table any activity on the improvement order to give staff time to clarify the engineering costs so that the District is able to work with the Zimmermann's to sign a request to rescind the final order for that improvement. **Manager Bautch made a motion to table rescinding the final order until staff can compile the engineering cost. The****



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motion was seconded by Manager Carlson. The motion passed with all in favor.

2. **Change Order – Seed mix, water quality BMP’s**– Henderson informed the board of the numerous concerns by landowners regarding the slope of the spoil piles on CD 51. The Drainage Authority directed the Engineer to obtain costs from the contractor to slope the spoil piles to 10:1. The engineer was quoted from the contractor of the project, Geise Tiling & Excavating and from Blackstone Contractors, LLC. A recommendation was made to approve the quote from Blackstone to reshape the spoil piles for \$0.675/linear foot versus \$1.85/linear foot by Geise Tiling & Excavating. **Manager Bautch made a motion to approve the quote from Blackstone Contractors, LLC to spread the spoil piles on CD 51 to 10:1 for \$0.675/linear foot. The motion was seconded by Manager Rasmussen. The motion passed with all in favor.**
3. **Construction Update** – Henderson stated that the excavation has been completed however the ground is too hard to armor the side inlets at this time. Zach Gutknecht, Ditch and Permit Coordinator, will set up a meeting with the Drainage Committee, Ken Zimmermann, and Gary Berndt to walk the ditch to view the work done thus far.

b. Stearns CD 26

1. **Change Order** – Seed mix, water quality BMP’s – Administrator Henderson presented a change order for a seed mixture modification due to a MNDOT change and the unavailability of the original quoted mix. The seed mix available at the current time is \$0.20/linear foot more. Also included in the change order was the installation of 600 linear feet of toe protection downstream of County Road 176 and site restoration. The district could provide 75% cost share for the toe protection and site restoration. There was also a need for inlet stabilization on a few parcels as a result of the high water last year. There is 75% cost share for the inlet stabilization. The amount of the change order increased the project price by \$63,136.03. **Manager Carlson made a motion to approve the portion of the change order to replace the quoted unavailable seed mix with the new seed mix. The motion was seconded by Manager Barber. The motion passed with all in favor. Manager Carlson made a motion to approve a side contract for the toe protection, site restoration, and inlet stabilization with 75% grant cost share and 25% paid by the drainage system. The motion was seconded by Manager Barber. The motion passed with majority in favor, Manager Scherping abstaining.**
2. **Construction Update** – Henderson updated the board on the repairs on CD 26. Work began on branch 3 and many trees were removed. The project is going well.



c. **Stearns CD 6**

1. **Vegetation Removal Updates** – Administrator Henderson informed the board that tree removal has begun.
5. **Items for Next Meeting Agenda** – More accurate cost breakdown for Zimmermann project, construction updates, engineering proposals for Pope CD 6 & 11.
6. **Upcoming Meetings**
 - a. **Minnesota Viewers Association, Jackpot Junction**
 1. **Closed Session** - Attorney Kolb stated that as a part of the amended agenda, he would like to close the meeting for discussion on the litigation related to the CD 51 buffer strip appeal. **Manager Carlson made a motion to close the Drainage Authority Meeting for purpose of discussing litigation strategy related to the CD 51 buffer strip appeal. The motion was seconded by Manager Willenbring. The motion passed with all in favor. After a brief discussion, Manager Bautch made a motion to re-open the regular drainage authority meeting. The motion was seconded by Manger Willenbring.**
7. **Adjournment of Drainage Authority Meeting** – Manager Ritter made a motion to adjourn the meeting at 9:00 p.m. The motion was seconded by Manager Willenbring. The motion passed with all in favor.