North Fork Crow River Watershed District
Approved Regular Meeting Minutes
November 14th, 2016

Managers Present: Berndt, Brauchler, Wuertz, Barchenger, Hanson
Managers Absent: None
Staff Present: Christine Knutson, Christopher Lundeen,
Others Present: Kurt Deter (Rinke-Noonan), Roger Lyon (JD1), Ralph Klassen (RLA), Steve Notch, Earl Kasper (CD 32), David Johnson (JD1), Cindy Johnson (JD1), Mark Herickhoff, Art Marthaler, Brad Marthaler, Keven Farnum (KLA), Harald Marthaler, Larry Ladwig (JD1), others

Call to Order:
Chairperson Wuertz called the meeting to order at 7:00 pm.

Review and Approve Agenda
Motion to approve the revised agenda as amended made by Manager Brauchler, seconded by Manager Barchenger. Motion carried.

Consent Agenda Items
Chairperson Wuertz called for a motion to approve the consent agenda.
  1. Treasurer’s Report and Bills to November 14th, 2016
     a. Check Register - 106 Bonanza Checking Acct
     b. P & L Detail – All Accounts
     c. Balance Sheet – All Accounts
     d. October 10th, 2016 – Regular Meeting Minutes
     e. October 24th, 2016 – CD 32 Public Hearing Minutes
     f. November 1st, 2016 – CD 32 Acceptance Hearing Minutes
     g. November 3rd, 2016 – Special Meeting Minutes – CD 32 Bonding

Motion to approve remaining consent agenda items, with misspelling changes and removing Ostendorf from October 24th staff present made by Manager Brauchler, seconded by Manager Hanson. Motion carried.

Open Discussion from the Public
Chairman Wuertz asked for comment from the public.

Ladwig and Lyon ask about status of BWSR petition to add additional Board members, Manager Wuertz stated that the petition was forwarded on and no response has been made yet to the NFCRWD.

Farnum thanked the Board for the work with the AIS program, gave an update about the Starry Stonewort pilot program, the results from 2016 look promising and discussed future funding for project. Farnum also discussed CAC meeting.

Discussion of status of Bankers Slough, Lundeen stated Rinke-Noonan sent a data request to the MN DNR for their records on the elevation of the outlet structure, the NFCRWD has not received a reply yet.

Boyd Fisher asked a question about the study from Purdue University, Lundeen discussed Ostendorf was working on a study with a Professor, who was given some local landowners names to contact about his research.
Continuation of CD 32 Acceptance Hearing (November 1st, 2016)
Chairman Wuertz opened Acceptance Hearing Continuation.

Board discussed claims form Boyce Fisher and Nelson. Motion to approve Nelson and Fisher claims made by Manager Brauchler, seconded by Manager Hanson, Manager Berndt abstained due to a conflict of interest as a benefitting landowner. Motion carried.

Art Marthaler discussed damaged side inlet pipe during repair, stated the Contractor refused to pay for pipe because it was not identified on plans.

Lundeen discussed call from Dan Olson about some areas on main channel that were not cleaned during repair. Olson should be sending in written request about issues.

Discussion from landowners and Board about spoil bank issues and about conditions when spoil banks were leveled.

Additional discussion included landowners requesting better communication between project engineer, construction contractors and affected landowners. Julie Blackburn, RESPEC MN manager, shared communication protocols that were followed throughout this project.

Motion to close Public Input portion of Public Hearing made by Hanson seconded by Barchenger, Manager Berndt abstained due to a conflict of interest as a benefitting landowner. Motion Carried

Motion to accept contract as substantially completed and approve payment and retain $5,000 to MME after Marthaler culvert issues and Olson issues can be fixed or looked at made by Manager Brauchler, seconded by Manager Brauchler, Manager Berndt abstained due to a conflict of interest as a benefitting landowner. Motion carried

Motion to continue acceptance hearing until December 12th at 2 pm made by Manager Hanson, seconded by Manager Barchenger, Manager Berndt abstained due to a conflict of interest as a benefitting landowner. Motion carried.

Regular Agenda

Staff Reports
Funds Manager / Administrative Assistant Report:
Lundeen discussed resolution 2016-22 and 2016-23.

Motion to approve Resolution 2016-22, CD 32 amending Bonding total, made by Manager Brauchler, seconded by Manager Barchenger, Manager Berndt abstained due to a conflict of interest as a benefitting landowner. Motion carried.

Motion to approve Resolution 2016-23, CD 32 Bonding pre-payment cut-off date, made by Manager Hanson, seconded by Manager Barchenger, Manager Berndt abstained due to a conflict of interest as a benefitting landowner. Motion carried.

Technician’s Report:
Spraying Services Contract,
Lundeen presented and discussed spraying service contract.

Motion to approve Independent Contractor Agreement with AIP Management for spraying services was made by Manager Barchenger, seconded by Manager Berndt. Motion carried.
MAWD Conference Attendance
Lundeen discussed that we need to know as soon as possible about which Board Members were attending MAWD Annual Conference.

Motion to appoint Manager Barchenger and Manager Brauchler as the NFCRWD MAWD delegates, with Manager Hanson as the alternative was made by Manager Berndt, seconded by Manager Hanson. Motion carried.

Rice Lake Starry Stonewort Removal update
Lundeen discussed manual removal of Starry Stonewort from Rice Lake, follow up plant survey and chemical treatment.

BWSR Buffer Law Guidance
Lundeen discussed BWSR guidance documents sent from Rinke-Noonan. Board had discussion about enforcement, will wait to make final discussion until closer to implementation date.

University of MN extension – Call for Cover Crop Participants-Update
Lundeen discussed that there was no public notice sent out because the landowners needed to sign contract right after last board meeting and due to the short timelines producers (could not or were not able) to meet the deadlines for enrollment.

Grove Lake Dam Update
Joe Lewis, HEI, discussed dam elevation survey from last fall, during repair surveying. Lewis stated that there was an error with the DNR website, not the actual elevation, the DNR website has now been updated.

Dave Johnson discussed his calls with DNR, that the dam was at the right height, the elevation was being reported wrong.

1W1P: Update on Process
Lundeen gave update to Board about the planning process and governance structure options. Manager Berndt discussed his dislike for a Joint Powers. Lundeen presented handouts in Board packet for Board to read over and come with questions to 1W1P talk at MAWD Annual meeting. Board discussed alternative member to attend 1W1P policy committee meetings when Manager Hanson is out of State for winter, Manager Brauchler volunteered to fill in for Manager Hanson in his absence. The next meeting is scheduled for Jan. 4th in Litchfield. Hanson will contact Diane Sanders, C.R.O.W office, and have her send Meeting notice and materials to Manager Brauchler.

Beaver Dam Invoice
Lundeen presented information about beaver dam removal on MN DNR property. MN DNR is refusing to pay for project, was told by Ostendorf that Ditch would pay for project, but 3 dams were removed out of public drainage system. Lundeen has asked for a written response about reimbursement of the bill, has only received voice mails about issue to date. Board consensus to leave the previous payment classed as part of Projects and Goals paid with Administrative Funds.

Activity Report:
Lundeen gave report of his activities, which consisted of monitoring data submitted to MPCA, finishing on rock inlet installation for Alt Drainage Grant, submittal of 2016 AIS recap to Stearns County and 2017 AIS grant submitted to Stearns County.

Additional Business
None
Program Reports
Permit Report: none

Drainage Report:

CD 32 Repair: Status Update:
Lundeen presented memo from RESPEC to Board, about tile installation.

Herrickoff discussed phone line issue, Lundeen discussed line would need to be moved so that repair could be completed around lines.

Kasper discussed manhole basin to be installed on his tile project.

CD 32 Repair: Change Order
Lundeen presented CD 32 Change Order 2, so plans meet specifications called out in Fisher Easement Agreement. Motion to approve CD 32 Change Order 2 made by Manager Brauchler, seconded by Manager Barchenger, Manager Berndt abstained due to a conflict of interest as a benefitting landowner. Motion carried.

JD 1 BR 12 Repair: Status Update: Review weekly summary report.
Joe Lewis, HEI, gave a status update. Not much work completed last two weeks, except leveling of spoil banks, more work will be needed to complete repair on Fork 4, may need some tree removal.

Landowner discussed bank stuffing on Br 12 south of 193, HEI will check on this issues.

JD 1 BR 12 FK3: Update
Lundeen gave update on landowners’ decision to install 18 inch tile for all of FK 3, HEI already staked tile install area for contractor.

JD 1 Main and Branches: Status Update
Joe Lewis, HEI, presented draft repair report. Lewis discussed: repair report, history of JD 1, culvert study, WCA, DNR waters & USALE rules, repair alternatives – with potential wetland issues, areas of ditch out for repair, and costs. Lewis stated he would recommend alternative 3.

Johnsons discussed wetland areas on their property. Deter discussed Clean Water Act and current WCA rules.

Motion to direct HEI to do scope of work for JD1 Main and Branches Repair made by Manager Brauchler, seconded by Manager Hanson. Manager Barchenger and Manager Berndt abstained due to a conflict of interest as a benefitting landowners. Motion carried.

CD7 Redetermination of Benefits: Status Update
Lundeen discussed status of redetermination, should be completed this week.

CD 5 – Status Update:
Lundeen discussed status of repair, excavation was competed, spoils will need to be leveled at a later date because of the moisture level of soils. Lewis stated that HEI will complete as-builts next week.

Motion to approve payment of invoice from Land Pride Construction for repair after HEI approves repair after inspection made by Manager Berndt, seconded by Manager Barchenger. Motion Carried.

CD 21 – Status Update:
Lewis, HEI, summarized Memo for Board, discussed engineering plans and permits. Would need additional permits if spoil bank was not removed from flood plain.
Discussion from Board and Lock about project.

Motion to have HEI prepare Bid package for CD 21 repair made by Manager Berndt, seconded by Manager Hanson. Motion Carried.

**Beaver Issues:**
Lundeen discussed beaver issues on CD 4, CD 37, CD 36, and JD1 Br 12, working with trappers to remove beavers, then dams will need to be removed.

**Other Ditch Business:**
Lundeen presented CD 43 damage request for crop damage because of route needed to access ditch repair area. Motion to approve damage request for $262.80 to Mike Hiltner (delivered by Bruntlett) made by Manager Brauchler, seconded by Manager Barchenger. Motion carried.

**Board Member Meeting Reports:**
None

**Items for Next Meeting Agenda:**

**Calendar Review:**
No comment.

**FYI Items**
Discussion about Bonanza Valley Groundwater Management designation and advisory committee.

Motion to nominate the new NFCRWD Administrator to be added to Advisory Committee made by Manager Hanson, seconded by Manager Barchenger. Motion carried.

Lundeen stated that we need to find new cleaning service. Will discuss more at December Board Meeting.

**Adjournment:**
Motion to adjourn made by Manager Berndt, seconded by Manager Hanson. Motion carried. Meeting Adjourned.

[Signature]

John Hanson - Secretary

Dec 17, 2016