

January 29, 2019

MINUTES OF THE MEETING OF THE PEMBINA COUNTY WATER RESOURCE DISTRICT  
BOARD OF MANAGERS HELD IN THEIR OFFICE IN THE LAW ENFORCEMENT BUILDING,  
CAVALIER, NORTH DAKOTA.

Those present were Managers Charles Thacker, Randall Emanuelson, Richard Kendall, Joshua Heuchert, and LuAnn Kemp, secretary. Attorney Fleming also present. A motion was made by Randall Emanuelson, seconded by Charles Thacker, by vote unanimously carried to approve the minutes of January 22, 2019.

Red River Joint Board teleconference was held regarding legislation. SB 2139 – snagging and clearing is being received favorable – contact Senator for yes vote. Tile bills – HB 1514 and SB 2220 – suggests support of 2220. 1514 would end tile permitting.

Joel Toso – Wenck Engineering – met with the board via telephone. Discussed Corp permit – will be needing a permit for rip rap, etc. Fischer should have what he needs to start easement work. Toso had met with the SWC regarding permits.

A motion was made by Randall Emanuelson, seconded by Richard Kendall, by vote unanimously carried to approve the operating loan for \$400,000 @ 4.25% with United Valley Bank.

Zach Herrman and Greg Thielman – Houston Engineering – met with the board regarding updates. Drain 66-1 culvert Phase 3 will be ready for bids this spring. Drain 66 outlet project is on hold temporarily. Herzog and Goeschke Dam – gate is 10 to 12 weeks out – will need to do emergency repairs at Goeschke this spring and bid the rest for summer completion. Herzog – the assessment is complete. Drain 80 – plan for landowner meeting in early spring. Snagging and Clearing is in process.

A motion was made by Richard Kendall, seconded by Charles Thacker, by vote unanimously carried to direct Attorney Fleming to update the contractor policy to include the ability to hire on emergency basis.

Scott Mahar, Pat Mahar, Allen Anderson, Mark DeMars, Troy DeMars, Kayo Vivatson, Jim Mahar, Clarence Boettger, Don Kemp, Les Noehre, Scott Gunderson, Jon Kippen, Curt Christenson, Pete Welte, and Cassie Tostenson (by phone), Kevin Sharp met to discuss the Kippen/Drain 16 complaint. Herrman reviewed the survey of the area – The box culvert on the highway is set improperly – Les Noehre ND DOT – confirmed that the box is 2.7 feet lower than designed. Noehre also indicated that the box in question was installed prior to the 12 inches of sediment standard. Mr. Welte requested the board review the original complaint. Board will meet again on Feb 12.

Troy DeMars, Mark DeMars, Jon Ratcheski, Mark Ratcheski, Dale Ratcheski, Jon Kippen, Pat Mahar, Scott Mahar, Jim Mahar were also present. Discussion on culvert changes and the elevation. Jon Ratcheski agreed to clean culvert to culvert on highway. Parties will try to find an agreement and meet on February 12.

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A motion was made by Randall Emanuelson, seconded by Charles Thacker, by vote  
unanimously carried to approve payment of following bills:

13101	1/28/2019	United Valley Bank	37,646.31
13102	1/28/2019	United Valley Bank	56,725.98
13103	1/28/2019	United Valley Bank	751.53
13104	2/1/2019	Pembina County	90.00
13105	2/1/2019	Quill	331.75
13106	2/1/2019	MLT Aikens LLP	25,111.28

Attorney Fleming reported on the Canadian Dike and the Eelkema complaint.

Attest: \_\_\_\_\_  
LuAnn Kemp, Secretary

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Joshua Heuchert, Vice-Chairman