

July 16, 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, Don Kemp, Joshua Heuchert, and LuAnn Kemp, secretary. Attorney Fleming also present. A motion was made by Donald Kemp, seconded by Randall Emanuelson, by vote unanimously carried to approve the minutes of June 18, 2019. A motion was made by Charles Thacker, seconded by Donald Kemp, by vote unanimously carried to approve the minutes of June 25, 2019. A motion was made by Randall Emanuelson, seconded by Charles Thacker, by vote unanimously carried to approve the minutes of July 9, 2019.

Jeff Whelan met with the board regarding the assessment area of Drain 81- Whelan was present to discuss the NW ¼ Section 4-159.53. Discussion followed on culverts, ditch elevations, and assessments of neighboring parcels. A motion was made by Richard Kendall to remove the NW ¼ of Section 4-159-53 from the Drain 81 assessment – Kendall then withdrew his motion. A motion was made by Richard Kendall, seconded by Charles Thacker, by vote unanimously carried to deny the removal of the NW ¼ Section 5-159-53 from the Drain 81 assessment area with the conditions that the culvert between Sections 4 and 5 will be removed and the culvert into the drain in Section 5 will be sized appropriately to handle the flow and a culvert will be added near the west approach in Section 4 into the Drain.

Zach Herrmann-Houston Engineering – met with the board regarding progress on projects. Drain 66 Phase 2 is complete. Phase 3 – discussion on the pipe that is buried – will work with Kendall for an estimate for the excavation of the sediment as needed. Phase 4 – soft bids will be opened in early August. Drain 80 – a meeting with Walsh County will be set as well as a Park River Joint Board Meeting scheduled. Snagging and clearing – Phase 2 will be bid as soon as SWC decides on cost-share.

Discussion followed on the Senator Young cost-share funding and Tongue River Watershed NRCS planning process.

The board and Herrmann met with the Pembina County commission. Heuchert presented 2020 proposed budget and requested the Commission consider increasing the mills from 3.5 mills to 4 mills. Park River Joint Water Resource is not requesting funding for 2020. Zach Hermann, Houston Engineering, updated the Commission on the Tongue River Snagging and Clearing project and the planning phase for the proposed construction for Senator Young Dam.

A public hearing was held at 10:00 AM, as required in NDCC 61-16.1-40.1, on the proposed Tongue River Cutoff Engineering Assessment. Those in attendance include Pembina County Water Board members Joshua Heuchert, Charles Thacker, Donald Kemp, Randall Emanuelson, and Rick Kendall, LuAnn Kemp, Water Board Secretary, Rob Fleming, Water Board Attorney, and Zach Hermann, Houston Engineering. No attendance by the public. Zach reviewed the Scope of Services with the Commission. Discussion followed on utilizing the same assessment area as was used for the Renwick Rehabilitation Project. The Water Board is requesting funding assistance from the State Water Commission for the engineering phase of this project, which would cover approximately 45% of the costs.

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A motion was made by Richard Kendall, seconded by Charles Thacker, by vote unanimously carried to approve the Resolution and establish the Tongue River Cutoff Engineering Assessment district. Kendall left at this time.

A motion was made by Donald Kemp, seconded by Charles Thacker, by vote unanimously carried to apply for cost-share for the TR Cutoff Engineering Assessment.

A landowner meeting was held with Drain 39 – those present included: Ted Juhl, Merv Holter, Lyndon Juhl, Gary Sharp, Mike Nordstrom, Craig Sharp, Bill Kemp, Greg Kemp, Ron Sharp, Kevin Sharp, Casey Sharp, Samantha Kiner, and Brian Kiner. The group reviewed the proposed outlet repair and the needed assessment for the bid received. The group requested that a rock drop be looked at instead of the pipe drop. A petition was available; however, there was no interest in sending the project to vote at this time.

Jon Markusen – Kadrmas, Lee and Jackson – and landowners from Drain 64 met to discuss the proposed plan and bids received. Those in attendance included: Samantha Kiner, Brian Kiner, Ted Juhl, Lyndon Juhl, Bill Kemp, Greg Kemp, Kevin Sharp, Craig Sharp, Ron Sharp, Gary Sharp, Casey Sharp, and Al Wimpfheimer. The group reviewed the needed assessments to fully complete the Drain 64 south side cleanout. Landowners presented a petition for completing the reconstruction on the south side. A motion was Randall Emanuelson, seconded by Charles Thacker, by vote unanimously carried to accept the petition and approve the First Resolution for the Reconstruction of Drain 64.

A motion was made by Randall Emanuelson, seconded by Charles Thacker, by vote unanimously carried to approve the culvert order for Drain 64. Further discussion led to a request to see the price difference between the poly coated and regular pipe.

Markusen, and Clayton Gladen met with the board regarding Drain 79. Discussion on the needed repairs. Gladen will be completed the repairs as soon as possible to facilitate FEMA claim on the project.

A motion was made by Randall Emanuelson, seconded by Charles Thacker by vote unanimously carried to approve the ND DOT permit for Ratchenski.

The city council of St. Thomas met with the board regarding culvert repairs in Drain 67A within city limits. Discussion followed on the culvert repair, possibility of berm construction and cost-share of the city. Board requests the city to complete asphalt repairs at city expense after the culvert is replaced. Fischer Land Surveying is sizing the culvert and will look at the possibility of a berm.

The board reviewed the 2019 first half financials. Discussion followed on budgets and salary. A motion was made by Charles Thacker, seconded by Donald Kemp by vote unanimously carried to set the Secretary/Treasurer salary at 120% of the assistant auditor.

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A motion was made by Charles Thacker, seconded by Donald Kemp, by vote unanimously carried to approve the General Fund budget as presented. A motion was made by Charles Thacker, seconded by Randall Emanuelson, by vote unanimously carried to approve the Drain Fund budget as presented.

Attest: _____
LuAnn Kemp, Secretary

Joshua Heuchert-Chairman