

November 28, 2023

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 Donald Kemp, William Gunderson, Ted Juhl, Richard Kendall, and LuAnn Kemp, secretary. Attorney Fleming also present. A motion was made by Randall Emanuelson, seconded by William Gunderson, vote unanimously carried to approve the minutes of November 21, 2023 with the addition of Drain 67E under the Houston Reports.

A motion was made by Randall Emanuelson, seconded by Ted Juhl, by vote unanimously carried to amend the agenda to add Daniel Fischer – Fischer Land Surveying and Engineering.

A motion was made by William Gunderson, seconded by Ted Juhl, by vote unanimously carried to approve the application for RRJB cost-share for the Tongue River EAP.

Manager Gunderson and Manager Emanuelson reported on Kendall Construction's progress on the spoil along Drain 67A. Houston Engineering will be contacted for site inspection as well. Discussion on the spoil along east side of the drain from the lagoon to the south.

Manager Juhl discussed the remaining spoil along Drain 5 and 6. Juhl will contact individual landowners regarding leveling.

Manager Kemp reported on phone call from Doug Olason regarding the Cox complaint.

Leo Lage, Mark Morrison, Charlie Morrison, and John Morrison met with the board regarding several issues. Lage inquired about plans to build up the north riverbank as part of Drain 82 construction to prevent breakouts – the drain permits stipulates that the gates be closed during high water times so the north riverbank will not be improved at this time. Discussion followed about privately repairing the berm of the river on the Lage property. C. Morrison discussed Drain 23 and the effect of the river breakouts in the spring on Drain 23. Drain 23 is planned for cleaning next summer – the berm will be inspected then for any damages.

Dan Fischer – Fischer Land Surveying and Engineering met by telephone regarding the damage caused by Ellingson Drainage as part of the Schluchter tile repairs on Drain 82. The original tile plan as approved for the repairs was reviewed. No outlets into the drain are present – however, there are now multiple outlets into the drain that have no erosion protection. Installation of the outlets damaged the side slopes and disturbed the erosion protection/seeding on the drain as well. The board will complete a site inspection. Discussion followed on warranty work and the liability for any drain damage that occurs as a result of the tile work. Fischer plans to survey the disturbed areas and make the tile outlets on the as-built plans.

The board reviewed the timelines and request for extension to the Outdoor Heritage fund for the Tongue River restoration project.

Next regular meeting will be December 12, 2023 at 8:00 am in the Farmers Room.

Attest:

LuAnn Kemp, Secretary

Richard Kendall - Chairman