

**These are DRAFT minutes, subject to amendment before final approval by
the Pembina County Water Resource District**

July 30, 2024

MINUTES OF THE MEETING OF THE
PEMBINA COUNTY WATER RESOURCE DISTRICT BOARD OF MANAGERS
WATER RESOURCE DISTRICT OFFICE, CAVALIER ND

Those present were Managers Randall Emanuelson, Ted Juhl, William Gunderson, Donald Kemp, Richard Kendall and LuAnn Kemp, secretary. Attorney Fleming was also present. A motion was made by William Gunderson, seconded by Donald Kemp, by vote unanimously carried to approve the minutes of July 23, 2024.

Devon Johnson – Pembina County Highway met with the board regarding a culvert replacement in Park twp., section 36 East. Currently there is a 3 x 5 box in place and is proposing a 54-inch culvert. Discussion on ensuring that any culvert installed has adequate width for safe passage.

Attorney Fleming reviewed spraying drain easement ROW for broadleaf weeds. Fleming recommended that drain bottom width and side slopes could be sprayed with any berm areas remaining the responsibility of the landowner to reduce any damages to crops, etc.

Manager Kemp reported areas on Drain 7 that were sprayed with Roundup products and have completely killed the grass. Areas will have to be monitored for erosion. Discussion followed on options for better control of weeds on drain berms.

Shawn Morton – Dakota Helicopter met by phone with the board. He plans on being in the area next week to spray in Cavalier County with Pembina County to follow. Board expressed concerns over the tree spraying in the last couple years. Morton agreed that Method was not having the same kill as the Vanquish he used prior and will return to Vanquish for Pembina County trees. He plans to review the area of Longtin’s concern about spray drift along Drain 12 when he is here.

The board opened the soft bids for the culvert installation/berm project on Drain 66-1A. Also, present Cordell Wimpfheimer and Jeff Duray. Bids received were:

Triple D Construction	\$48860
Dirty Deeds Construction	\$27200
Kendall Construction	\$38840

After review by Houston Engineering, A motion was made by Randall Emanuelson, seconded by Ted Juhl, by vote unanimously carried to award to Dirty Deeds Construction for \$27,200 after Wimpfheimer acknowledged the rip rap, fabric, etc. as incidental items with no additional pay or change orders.

Jeff Duray -Triple D Construction gave updates on projects. He has completed the work on Drain 39 and Drain 67 cleanout with 82 nearly complete as only seeding/turf mat repairs remain. Board will complete site inspections. Duray also reported on Drain 34 - Enbridge has indicated only 6 additional inches can be removed over the pipelines. Fischer is aware and working on any grade changes.

A motion was made by Randall Emanuelson, seconded William Gunderson, by vote unanimously carried to hire Triple D Construction to remove the beaver dam in Drain 66 by Kalka’s for \$2800.

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A motion was made by Randall Emanuelson, seconded by Donald Kemp, by vote unanimously carried to approve the Morrison/Ratchenski/Steiger tile permit for a 300-acre drain tile system in part of the NE ¼ and the NW ¼ Section 15-162-54 with the following conditions on the permit:

1. that Applicant install and maintain erosion protection at any and all outlets
2. that Applicant install and maintain erosion protection or other ditch stabilization materials at any and all outlets into Pembina County's highway right of way/NDDOT's highway right of way;
3. that Applicant install and maintain erosion protection at any and all outlets
4. that Applicant re-establish any areas disturbed installing or maintaining Applicant's tile system;
5. that Applicant will not install Applicant's tile system within 20 feet, on either side, of any rural water lines of North Valley Rural Water District
6. that Applicant must turn off any pump outlets and otherwise close all outlets during "critical flood periods," as determined by the Pembina County Water Resource District;
7. that Applicant must apply for an amendment to SUBSURFACE WATER MANAGEMENT PERMIT in advance of any proposed alterations to outlet locations, the addition of any outlets, or improvements or modifications to the tile system that could increase the capacity or drainage area of the tile system;
8. that Applicant remove silt or vegetation, or repair erosion or scour damages directly caused by Applicant's tile system, but only up to one mile downstream from the project outlet

Board recommends permission from township for the discharge of tile systems into the ROW.

Discussion on placing signage to designate the Drain ROW was held. Pembina County generally has easements and not deed purchases. Other counites will be contacted regarding their policies.

Manager Gunderson reported that Drain 62R outlet needs work as well. Discussion followed on process for a drain reconstruction with outside money. A slide on the side of the road dike has also impeded the drain function. A meeting will be scheduled for later this fall to discuss options for maintenance and repairs.

Manager Emanuelson reported on grass seeding not taking well in areas of Drain 81 and a township concern regarding the road edge. Concerns will be sent to Houston Engineering.

Manager Juhl will coordinate cleaning of the culverts in Drain 64 when area in interchange is cleaned.

Manager Kendall discussed request by Charlie Morrison for a private cleaning on Drain 23 by Kendall Construction. Private ROW cleanout form will be provided for board approval prior to any work being done.

Manager Emanuelson discussed a proposed project on Drain 55 to add a pump to help with additional capacity issues near the Interstate.

Attest:

LuAnn Kemp, Secretary

Richard Kendall, Chairman