

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

June 4, 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, Richard Kendall, Donald Kemp, and LuAnn Kemp, secretary. Attorney Fleming also present. A motion was made by William Gunderson, seconded by Ted Juhl, by vote unanimously carried to approve the minutes of May 30, 2024.

A motion was made by Randall Emanuelson, seconded by William Gunderson, by vote unanimously carried to pay the bills as presented:

14083	LuAnn Kemp	5,101.31
14084	Pembina County	2,623.60
14085	On The Level	91,500.00
14086	Houston Engineering	119,674.26
14087	VOID	
14088	Agassiz Excavating, Inc	2755
14089	QUill	101.99
14090	True North Steel	82,631.12
14091	Pembina County	33.95
14092	Triple D Construction and Leasing	9,390.00
14093	Polar	20.00
14094	Pembina County	259,187.16

The board reviewed the summary of open cost-shares with the ND Department of Water Resources.

A motion was made by William Gunderson, seconded by Donald Kemp, by vote unanimously carried to approve the request by Craig Sharp to have spoil left on Section 30 N Joliette. The used culverts on Drain 34 are not salvageable and Triple D Construction will recycle them.

A motion was made by Ted Juhl, seconded by William Gunderson, by vote unanimously carried to approve the Private Cleanout for Drain ROW permit for Rob Kemp for Drain 39 with a deadline of October 1, 2024. Donald Kemp abstained.

Devon Johnson – Pembina County Highway and Cordell Wimpfheimer also present.

Don Heuchert and Josh Heuchert met with the board regarding complaints. Heucherts presented a series of seven complaint regarding drainage in Cart Creek and bridge structures. The board reviewed the complaints and will set meetings for each one.

1. Heuchert vs Park Township – 85th St NE was built up after the 2013 flood causing water to flow west
2. Heuchert vs Pembina County – Bridge under 85th Street NE east of 134th AVE NE is obstructed or in need of repairs
3. Heuchert vs Pembina County – Bridge was replaced with Box Culvert in 34th Ave – requesting stream crossing determination
4. Heuchert vs Whelan – Cart Creek is obstructions from beaver dams in Section 33-160-55
5. Heuchert vs Shephard – Cart Creek is obstructions from beaver dams in Section 33-160-55
6. Heuchert Vs Pembina County – Bridge on Highway 12 has beaver dam blocking flow
7. Heuchert vs Radke – Cart Creek has obstruction in Section 4-159-55

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Pat Mahar met with the board regarding a complaint filed against the berm in SW ¼ of Hamilton Township. Attorney Fleming reviewed the previous complaints in the same location with the board. Devon Johnson reported no substantial changes have occurred since the last work he did on the berm and bridge.

Jeff and Steve Gapp and Rodger Johnson met with the board regarding the complaint filed by Mr. Johnson alleging an obstruction in SW ¼ Section 3-163-56. Johnson reports that Gapps had filed in the drain in the shelter belt between the properties. Gapps report that the Johnson's had drained to the tree row and cut through a natural ridge. The board reviewed aerial photography of the area to watch progression of the channel across Johnson property.

Mr. Estad has provided a copy of the engineering contract with Fischer Land Surveying and Engineering for the Cox complaint across the Dennison property.

Kendall Construction has provided updates on plans to modify the track racks on the dams. A request for estimated cost and proposed design will be made. Kendall will be contacted for an estimate on spraying on the dams. Discussion followed on the trees on Willow Coulee dam.

Manager Gunderson reported on site inspections to the Walhalla 3 drain. The outlet into Canada is blocked and will need to be cleaned. Construction and maintenance agreements will be reviewed prior to the meeting with Cavalier County next week.

The project list was reviewed. A motion was made by Ted Juhl, seconded by Randall Emanuelson, by vote unanimously carried to request Dan Fischer – Fischer Land Surveying and Engineering to provide a design and estimate for repairing the washout area on Drain 62R.

Manager Gunderson reported on a culvert that was damaged during the cleanout of Drain 16 last year. A 10 foot extension will be needed to replace the damaged section. Gunderson will coordinate with Kendall Construction on the necessary repairs.

The board reviewed the Drain 82 damage and punchlist from Fischer.

Manager Emanuelson reported on his visit with Agnes Heuchert reading the Drain 81 easement. Ms. Heuchert would also like a washout area repaired near the cross pipe in Section 5 and repair of the ditch on the half mile line of Section 32.

Emanuelson also reported on the bridge replacement in Drain 67 on County Highway 4.

The regular meeting for next week will be held on Thursday to allow the board to attend the Cavalier County WRD afterwards. Red River Joint board will be meeting in Cavalier on Wednesday. No meetings will be held on June 18 or July 2.

Attest:

LuAnn Kemp, Secretary

Richard Kendall, Chairman