

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

November 12, 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 Ted Juhl, William Gunderson, Donald Kemp, Randall Emanuelson, Ted Juhl (by phone) and LuAnn Kemp, secretary. Attorney Fleming also present. A motion was made by William Gunderson, seconded by Donald Kemp, by vote unanimously carried to approve the minutes of October 30, 2024. A motion was made by Donald Kemp, seconded by William Gunderson, by vote unanimously to approve the minutes of November 5, 2024.

A motion as made by Donald Kemp, seconded by Randall Emanuelson, by vote unanimously carried to approve the Juhl Private Cleanout permit for Drain 78 (45).

The board reviewed progress on the soft-bids

- Drain 38 – work is complete
- Drain 66-3 – work is complete
- Drain 66-2 (Drain 72) – work is in progress
- Drain 7 – spoil work is remaining
- Drain W-3 – culvert is ready for delivery as of 11/4
- Drain 51/51b – work is in progress, met with landowner last week regarding culverts
- Drain 4 – permit was approved by ND DOT – work to begin next week

The board reviewed the culvert request from Mark Ratchenski for the SE ¼ Section 27-161-53 and had no comment.

Manager Kemp discussed the culvert trap request for Harold Mydral in Section 22-159-55 immediately downstream from Drain 38. Discussion followed on the end of Drain 38 and work downstream that is necessary to allow the drain to flow. Devon Johnson – Pembina County Highway will be contacted regarding any concerns about Highway 12 if the trap is installed.

Christi Fischer – NRCS, Thomas Schanadore – NRCS, Zach Herrmann and Mike Ferrie – Houston Engineering met electronically to review the inspections of the conduit at Senator Young and Renwick. Fischer discussed the engineering design and decision to not repair/replace the conduit as part of the Renwick rehabilitation. Since the design life of the NRCS design is 100 years and the conduit does not have that same lifespan, it will be the responsibility of NRCS to complete any necessary replacement due to design deficiencies in the rehabilitation. Any repairs/replacement of the conduit at Senator Young will NEED to be included in the rehabilitation of the dam. It was reported that the lower level draw-down gate at Senator Young was not functioning and the trash rack needs repair. A motion was made by Randall Emanuelson, seconded by William Gunderson, by vote unanimously carried to include the conduit repairs for Senator Young within the structural alternative proposal.

Discussion followed on the process that NRCS funding takes and the series of public meetings that will need to happen.

A motion was made by William Gunderson, seconded by Randall Emanuelson, by vote unanimously carried to hire Houston Engineering to develop a project to cleanout the foundation drains and prepare alternatives to the repairing the conduit gaps.

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Sean Morton – Dakota Helicopter met via telephone with the board regarding the tree damage along Drain 12. Morton had looked at the trees and agreed that there was damage to the cottonwoods. He will be turning the damage into his insurance company. Morton also was provided Longtin’s contact information regarding residuals in their field along the drain. Discussion followed on scheduling spraying for 2025 – trees will be sprayed in early June with cattails in early July – maps to be provided for cattails by July 1.

A motion was made by Donald Kemp, seconded by Richard Kendall, by vote unanimously carried to nominate William Gunderson as the voting delegate for the ND Water meetings in December. Managers Kemp, Gunderson, Juhl, and Emanuelson indicated interest in attending the meeting for the required training – No meeting will be held on December 10 to allow managers to travel to Bismarck.

Discussion on the cutoff easements – clarification that the intent for purchasing easements will be for the new acres only and not the acres currently under easement.

The board directed Attorney Fleming to prepare the Willow Coulee parcel for sealed bid.

Manager Kemp reported that the PRESENS gauge installation went well – for now, they are temporary installs to see how they function.

Manager Gunderson reported on the Olson Dam gate being blocked – Kendall Construction has been notified. Discussion on the needed trash rack repairs and the status of the project.

Attorney Fleming reported that the W3 outlet has been cleaned. Fitzsimonds has an area he would like the berm built up on. Fleming had not yet researched the Gapp/Johnson Farms question regarding obstructing an unpermitted drain.

Discussion followed on the Attorney General opinion.

Attest: _____
LuAnn Kemp, Secretary Richard Kendall - Chairman