

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

November 12, 2025
MINUTES OF THE MEETING OF THE
PEMBINA COUNTY WATER RESOURCE DISTRICT BOARD OF MANAGERS
PEMBINA COUNTY WATER RESOURCE DISTRICT OFFICE, CAVALIER ND

Those present were Managers William Gunderson, Richard Kendall, Donald Kemp , and LuAnn Kemp, secretary. Attorney Fleming also present. A motion was made by William Gunderson, seconded by Richard Kendall, by vote unanimously carried to approve the minutes of November 4, 2025.

The public comment period was held at 8:15 am. No public comments were received

The board reviewed the Johnson Farms vs Gapp site inspection from last week. Conditions are not favorable to completing the work at this time. Attorney Fleming will update the parties regarding the intention of the board to complete the work when conditions allow.

The Johnson Farms vs Johnson Farms complaint was reviewed – It has been scheduled for review on November 18, 2025 when Houston Engineering is present.

Mike Ferrie – Houston Engineering met electronically.

- Drain 78 – project is progressing well, there is more rip rap than originally estimated, some of the rip rap is too large for lining the channel; however, remaining rip rap will be used to line the channel upstream of the sheet pile cutoff wall. A motion was made by William Gunderson, seconded by Richard Kendall, by vote unanimously carried to approve the change order #1 for \$25,000 to place the excess rip rap along the channel upstream.
- Renwick Dam – work is nearly complete, rip rap is expected to be done later this week, channel work will be done early next week,
- Herzog Dam – survey work is scheduled for next week
- Olga Dam – Ferrie has reviewed the pictures, it will be discussed on Tuesday

The board reviewed the memo from Dan Fischer – Fischer Land Surveying and Engineering regarding the ND DOT highway 32 project. A motion was made by Richard Kendall, seconded by William Gunderson, by vote unanimously carried to concur with Mr. Fischer's report to ND DOT.

Recommendations are as follows:

- Crossing 233/Drain 51: ____ You had a question regarding the culvert through the field approach/berm on the south side of the drain, on the east side of the highway. You questioned if the culvert could be shortened as it is in line with the exit of the box culvert and may erode around the existing location. I agree that would happen. It would be OK to shorten the culvert, but there is a trap on the inside of the culvert to prevent water from flowing south through this culvert. We had it repaired in the fall of 2024. The trap must remain. It is OK to shorten the pipe if it meets the states standards, but we need the top width of the approach to be maintained. It may require the field approach to be added onto the south side, but you will know that with the above. Maintain the existing invert elevation of your centerline pipe. Culvert increased from 185.16 to 288 sq. ft..

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- Crossing 234/Walhalla No. 3: I have reviewed the invert elevation and your invert agrees with my surveys. There is no issue with this crossing that I can see. Area increased from 173.18 to 196 sq. ft..
- Crossing 235/Walhalla No. 2: I would recommend the invert elevation for this crossing be lowered from 937.25 to 936.25. This would place the invert about the same distance below our grade line for all the crossings listed herein. The box culverts will be in place a very long time and it is better for this one to be slightly lower. The ditch grade at this crossing is at 938.2 or 1' above the existing invert. The rest of the crossings are about 2' below our design grades. No wetlands are impacted by lowering this crossing as the drain regulates the wetlands as designed. Area increased from 141.4 to 196 sq. ft..
- Crossing 236/Walhalla 2 Lateral: The invert elevation appears fine. I have no issues with this crossing. Area increased from 173.18 to 192 sq. ft..

Manager Kendall discussed No Trespassing signs near Senator Young Dam. A review of the parcels indicate there is an easement in the area in question that allows only ingress/egress for the purpose of dam maintenance/inspections and not general public.

Attorney Fleming reported he had visited with the States Attorney regarding the complaint process that could be used for beaver dams on private property.

Manager Gunderson reported that the work on the Texas Crossing on Drain 74 was progressing but will likely be overbudget due to site conditions.

Attest: _____
LuAnn Kemp, Secretary Donald Kemp, Chairman