

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

September 8, 2026

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

Those present were Managers William Gunderson, Donald Kemp, Ted Juhl, Randall Emanuelson and LuAnn Kemp, secretary. Attorney Robert Fleming also present. A motion was made by William Gunderson, seconded by Randall Emanuelson, by vote unanimously carried to approve the minutes of August 25, 2026.

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

14439	9/1/2026	Houston Engineering	81,891.03
14435	9/1/2026	LuAnn Kemp	5,560.62
14436	9/9/2026	Pembina County	2,936.63
14437	9/9/2026	Pembina County Highway	2,628.90
14438	9/9/2026	Triple D Construction	28,841.64
14440	9/9/2026	True North Steel	19,444.00
14441	9/9/2026	Cavalier Chronicle	129.72
14442	9/9/2026	Polar	20.00
14443	9/9/2026	Apex Drainage, LLC	11,596.35
14444	9/9/2026	Lakes Area Jetting	3,385.00

Harry and Flo Holen met with the board regarding drainage concerns. Devon Johnson – Pembina County Highway also present. H. Holen describe work being done along the section line of Section 27-Wahalla Township. Tim Carpenter has been rerouting water from the existing flow pattern to a ditch dug across the edge of the Holen property. A drainage complaint was filed and a meeting will be scheduled with both parties.

Johnson reviewed Pembina County ROW permits and culvert requests.

- A motion was made by William Gunderson, seconded by Ted Juhl, by vote unanimously carried to approve the Pembina County DOT ROW permit for J. Steinke in Section 1, 2, 3, and 12 of Advance Township.
- A motion was made by Randall Emanuelson, seconded by Ted Juhl, by vote unanimously carried to approve the Pembina County DOT ROW permit for R. Vivatson in Section 4-152-55 with no comment on the culvert request for moving the approach.

The public comment period was held at 8:10 am. No public comments were received.

September 9, 2026

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

Page 2

Michael Ferrie – Houston Engineering met with the board with project updates.

- Snagging and Clearing –
 - A motion was made by William Gunderson, seconded by Randall Emanuelson, by vote unanimously carried to approve the ND DWR cost-share application as presented.
 - A motion was made by Ted Juhl, seconded by Randall Emanuelson, by vote unanimously carried to certify the 2026 Snag and Clear at \$0.40/acre for agriculture, and \$0.40/\$500 of valuation for residential and commercial, and \$0.03/acre for woodlands.
- Drain 64 – materials are on site – weather has delayed the project at this point, discussion was had on potentially cleaning between Enbridge and Minkota crossing – Ferrie will reach out to the contractor for an estimate on the cleaning
- Drain 4 – Ferrie reviewed the ND DWR Cost-share insurance requirements; contractor, Dirty Deeds, Inc, has not yet provided the required insurance. The board discussed options regarding the project including a potential to rescind the award and re-bid.
 - A motion was made by William Gunderson, seconded by Ted Juhl, by vote unanimously carried to approve the ND DWR Cost-share agreement pending Dirty Deeds providing the necessary insurance documents.
 - A motion was made by William Gunderson, seconded by Randall Emanuelson, by vote unanimously carried to set a deadline of 4:30 pm on Monday 9/14/ 2026 for Dirty Deeds to provide evidence of adequate insurance. Cordel Wimpfheimer – Dirty Deeds Inc was contacted by telephone and indicated insurance as processing as \$2900 had been paid for the updated coverages.
 - Discussion on the cost-share amounts – the cost share did not include the additional amount approve by the board for rip rap. Ms. Franklund's email indicated that an amendment to the cost-share should be submitted for the additional amount. A motion was made by William Gunderson, seconded by Ted Juhl, by vote unanimously carried to approve the application for additional cost-share pending Dirty Deeds providing adequate insurance.
- Drain 66 assessment: The hearing for the reassessment of parcels to be removed from Drain 66 was held at the time and date in the public hearing notice. No landowners or interested parties were present. A motion was made by Ted Juhl, seconded by Randall Emanuelson, by vote unanimously carried to remove N ½ NE ¼ of Section 1-160-52 from the Drain 66 assessment area.

September 9, 2026

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

Page 3

- Drain 5
 - The hearing for the reassessment of parcels to be added to Drain 5 was held at the time and date in the public hearing notice. No landowners or interested parties were present. Discussion was held on the capacity of Drain 5 in regard to if additional parcels would want to be added in future. Parcels that are not added in between the added parcels will not be allowed to drain – discussion held on options for culverts and ditch blocks. A motion was made by William Gunderson, seconded by Randall Emanuelson, by vote unanimously carried to add N ½ NW ¼ of Section 5-160-51, S ½ NW ¼ of Section 5-160-51, NE ¼ of Section 5-160-51, and N ½ of NE ¼ of Section 1-160-52 to the Drain 5 assessment area.
 - A motion was made by Ted Juhl, seconded by William Gunderson, by vote unanimously carried to approve the Drain 5 Drain permit as presented.
 - Easements are almost complete and will be provided soon, hoping to make the agenda for the December cost-share for construction to keep project moving
- Senator Young/Olson Dam – A motion was made by Ted Juhl, seconded by Randall Emanuelson, by vote unanimously carried to approve the Red River Joint Cost-share for Senator Young/Olson Dam environmental analysis.
- City of Pembina Dam removal – updates were given on federal funding and potential timelines of the project; A motion was made by William Gunderson, seconded by Randall Emanuelson, by vote unanimously carried to approve the ND DWR Cost-share agreement for the City of Pembina Dam removal project.
- Tongue River Cutoff – easements are starting to trickle in – deadline was set for end of September. A motion was made by William Gunderson, seconded by Randall Emanuelson, by vote unanimously carried to issue a letter of support for the Tongue River Cutoff Construction permit.
- City of Crystal -The city of Crystal is seeking support for a more focused flood protection study for the area near the school The FEMA project study will continue but need more immediate action for the school. The city is requesting Pembina County WRD to sponsor the project for ND DWR cost-share. A motion was made by Ted Juhl, seconded by Randall Emanuelson, to support the City of Crystal's work to protect the school and approved the ND DWR cost-share application as presented.
- Wieler Dam – discussion held on the recent attempt to scope the outlets; Ferrie will coordinate a response to the ND DWR requesting advice and assistance in scoping the outlets. The USDA Animal control will be contacted to trap the beaver and remove the dams downstream to try to facilitate water drainage away from the structure.
- Drain 67A – Ferrie plans to complete a few site inspections later today for the culvert repair proposal.
- Drain 78 FEMA – project is almost ready for closeout; Manager Juhl will monitor the seeded area for additional growth; the final asbuilt was reviewed by the board and approved

September 9, 2026
MINUTES OF THE MEETING OF THE
PEMBINA COUNTY WATER RESOURCE DISTRICT BOARD OF MANAGERS
WATER RESOURCE DISTRICT OFFICE, CAVALIER ND

Page 4

- Renwick – work is complete and pay estimate done; discussion on cleaning the small aggregate from the grates on the stair step spillway.
- Anderson culvert request – Sean Anderson was contacted by phone regarding the culvert into Drain 79 – discussion followed on erosion control, and potential downstream effects needing to be evaluated – board did not previously understand that the culvert discharged directly into the drain.

Project updates were given by office staff and board:

- Drain 6 – a used arch pipe was sourced and will be used; ND DOT permit is in place and ready for work when conditions allow
- Drain 11 – work is complete; Manager Gunderson shared photos of the work – there is an area across the pipe that is slightly lower
- Drain 16 – Manager Gunderson reviewed the estimate and work needed. A motion was made by William Gunderson, seconded by Ted Juhl, by vote unanimously carried to approve the estimate from Kendall Construction, Inc. for \$6590 to clean around the culvert and approximately 125 feet downstream.
- Drain 4 – trap and rip rap project is not complete yet
- Drain 55 – Drayton township will order the necessary pipe into Drain 55 along highway 44 as they are already placing an order for pipe in that vicinity and board will reimburse for culvert discharging directly into the drain.
- Drain 81 – a trap in Section 34 – West side of 142nd North of 84th street was damaged and needs repair – Manager Emanuelson will site inspect; FEMA closeout is nearly complete on project
- Goeschke Dam road – a letter to Beaulieu township requesting maintenance on the road was reviewed and approved – discussion on needing similar work on Olson dam road
- ND DOT projects on Highway 32 near Wahalla – board approved taking over maintenance of the traps into the drain in the future.

Attest: _____
LuAnn Kemp, Secretary

Donald Kemp, Chairman