

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON THURSDAY, OCTOBER 19, 2006 AT 7:30 P.M. IN THE COMMISSIONERS ROOM, SARGENT COUNTY COURTHOUSE, FORMAN, ND

Managers present: Mark Breker, Dan Jacobson, Roger White and Richard Engst. Absent Randy Ptacek.

Gene Van Eeckhout and Brandon J. Kratz, fishery biologists from ND Game and Fish Dept met with the Board to discuss the possibility of raising Buffalo Lake 1-2 feet above the natural depth. Landowners contacted ND Game and Fish to pursue the project and all landowners were contacted and they were in favor of the project. NDGF is neutral on the situation but by having the water an extra foot higher there could be increased production on the fish and also potentially reduce the likelihood of winter kill when water gets too low. The water level is 34" below the bridge deck on the south side. Discussion followed on potential bank erosion, an existing dam on the north side and other factors that may create problems with higher water levels. The ND Game and Fish Dept. is seeking support from this Board to proceed with an investigation by ND State Water Commission. There is concern from the Board about past water problems in this area and the impacts it may cause on landowners. Tabled.

Doug Bartels, GIS Coordinator, Richland County, presented information to the Board of a proposal to initiate discussions addressing the need for more complete and accurate stream gauge and precipitation data on the Wild Rice River, Doran Slough and the Otter Tail River, for use in an Automated Flood Warning System for the southern region of the Red River Basin. Mr. Bartels explained the grant application, technical details, financial implications and member implications. The Board discussed the proposal and offered a letter of support with no financial commitment.

Dave Titus met with the Board to discuss projects that he has worked on and others that are pending. The 2005 and 2006 FEMA projects are being completed and bills are being prepared for payment.

John Wirries, Moore Engineering, Inc. called the Board to discuss the response from FEMA on Section 27-130-57. Letters were received from NRCS, EPA and COE. EPA has responded there could be the potential for adverse wetland impacts. Several areas of water and potentially wetlands appear on the map. The project should avoid further impacts to wetlands to the maximum extent practicable in accordance with Executive Order 11990: Protection of Wetlands and the administrative goal of no net loss of wetlands. NRCS says it appears this construction may impact wetlands and a wetland determination should be completed along the proposed construction and repair site. The Corps of Engineers has determined the proposed work area is not considered waters of the US and COE has no regulatory authority. After much discussion the Board agreed to contact NRCS for a wetland determination which should address the concerns of both NRCS and EPA, send the forms to Lonnie Hoffer, NDEMS and Paul Seeley, Region VIII US Dept, of Homeland Security and also ask for an extension on the project because of all the delays.

Approve September 21, 2006 minutes as presented and September financial statement. (Jacobson/Engst, unanimous)

Approve payment of the following bills: (White/Engst, unanimous)

55874 Mark Breker	Travel	61.23
55875 Cretex-NW5645	Erosion control Mats-#11	7096.00
55876 Richard Engst	Travel	38.22
55877 David Hassebroek	Beaver removal # 11	50.00
55878 Dan Jacobson	Travel	18.72
55879 Midwest Helicopters	Dr. # 2, 11 & 12	2095.00
55880 ND One Call	2 locate requests	2.48
55881 Richland Co. Water Board	Dr # 3 expenditures	3372.22
55882 Roger White	Travel	268.71
55944 Mark Breker	3 PD less 18.36	221.64
55945 Danny Jacobson	2 PD less 12.24	147.76
55946 Sherry Hosford	Sec salary less 20.40	246.27
55947 Richard Engst	5 PD less 30.60	369.40
55948 Roger White	4 PD plus meals less 26.01	313.99
DD Sargent County Bank	Withholding taxes	215.75

Co. # 14 and Drain No. 3 project - FEMA has not responded with an approval on an improved project. Mark met with the county commissioners on October 17 and the commissioners agreed to proceed with the project and the county road department will do the work. It is a safety issue with the culvert caving in and if the work is not done this fall it will create hazardous conditions on the roadway. The Water Board agreed to proceed with the work. (Jacobson/Engst, unanimous)

NDDOT approved both requests for drainage on highway right of way filed by Vivian Township in September 2006.

The Board scheduled a meeting with Ransom County on November 16 at 9:30 a.m. to discuss the letter filed by David Totenhagen on a request for changes affecting

water flow from NW1/4-7 in Whitestone Hill Township. Dave Breker, NRCS will also be invited to attend this meeting.

Meeting adjourned at 11:00 p.m.

MARK BREKER - CHAIRMAN

ATTEST:

SHERRY HOSFORD - SECRETARY