

**MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON THURSDAY, OCTOBER 21, 1999 AT 8:00 P.M. IN THE COMMISSIONERS ROOM, SARGENT COUNTY COURTHOUSE, FORMAN, ND**

The meeting was called to order with the following members present: Dan Jacobson, John Totenhagen, Randy Ptacek, Mark Breker and Richard Engst. Absent none. Also present Sandy Hanson.

Elvoy and Doug Askerooth and Jim Kleingarn met with the Board to discuss their concerns on the proposed water project diverting water around Forman City and flowing into Crooked Creek. The water will flow into their farmstead. He wants to know where money is available to clean the creek to get the water to the river. A portion of Crooked Creek was cleaned by the landowners but the east end has not been cleaned. Sandy Hanson reported that Forman City wrote a grant and working on a diversion around the south side of Forman City. Part of the route is there and will flow into the lagoon and Drain No. 4. Elvoy Askerooth took information on establishing an assessment drain.

Jack Lalor, Tewaukon Refuge, met to explain the proposed Hazard Mitigation 404 Grant to divert water around Forman City. The US Fish and Wildlife Service has purchased and owns perpetual rights which restrict draining water on some areas that are included in this project. The planned diversion of this water would constitute partial drainage of the easement wetlands, a violation of the easement. It is possible that this project may be accomplished in a way that maintains water supply to easement wetlands and provides flood control that will protect the infrastructure. The Service has a policy for accommodating creek clean out projects that include easement wetlands. Mr. Lalor is also concerned about downstream cumulative impacts of increasing drainage and or the rate of drainage into Crooked Creek watershed. He will keep the Board posted on future contacts from landowners.

Tom Lyons, Whitestone Hill and Robert Bussman, Raymon Nelson and Tim Rehborg, Willey Township met to discuss a problem with a culvert. The Board approved a request from Whitestone Hill to place another 48-inch culvert in Section 13-132-56. There is concern that the water will back up on the Rehborg land and suggested that a culvert be placed between Section 13 & 24-132-56. The two township boards will inspect the area and decide if relocation of the culvert would solve the problem. The Water Board will cost share the 48-inch culvert after the township boards contact the Water Board with their decision.

Dave Titus met with the Board to discuss Drain No. 11 culvert project. The culverts at the outlet to Mezarous Slough are installed and the water is flowing. The Board reviewed other areas on the north end and culvert placement. Approve culvert placement as follows: Sargent Township - 21/28 - new 117 x 79/10 Ga. x 82 feet; 27/28 - new 117 x 79/12 Ga. x 96 feet; 9/16 - 48" new pipe in addition to the existing 60"; 4/9 - used 72" pipe to replace existing 48"; Harlem Township - 21/28 - used 60" squash pipe in addition to the existing 48" round pipe; 16/21 - used 72" pipe to replace the existing 48" pipe; 9/16 - used 72" pipe to replace the existing 48" pipe. Approve. (Totenhagen/Ptacek, unanimous)

Clayton Wohlwend presented a drainage complaint in the North 80 acres of S1/2-1-129-53 (Kingston Township). He would like the 24" culvert removed and the original 18" culvert left in place. Mark will inspect.

Approve minutes and financial report. (Ptacek/Breker, unanimous)

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

37810 Mark Breker	Travel	15.25
37811 Richard Engst	Travel	12.50
37812 Dan Jacobson	Travel	50.75
37813 Johnston Fargo Culvert	Culverts-Jackson Twp. (Ext.)	2075.85
37814 Newman Traffic Signs	No farming signs - WR Channel	296.65
37815 Randy Ptacek	Travel	35.75
37816 Sargent County	Culverts-Shuman Twp.	500.50
37817 Dave Titus Excavating Inc.	Dr # 11 ditch cleaning, leveling spoil bank and culvert installation	80359.50
37818 John Totenhagen	Travel	76.00
14619 Mark Breker	2 PD less 9.18	110.82
14620 Dan Jacobson	6 PD less 27.54	332.46
14621 John Totenhagen	6 PD less 27.54	332.46
14622 Sherry Hosford	Sec. Salary less 20.40	246.27
14623 Richard Engst	1 PD less 4.59	55.41
14624 Randy Ptacek	6 PD less 27.54	332.46

Jeff Volk provided information on widening the drain through Milnor City. There is concern about room to widen right-of-way available, cost to acquire additional right-of-way and affect on downstream landowners. He estimated \$100,000 to flatten/widen one mile. Would Milnor City pay some of the bill? Richard will inform Milnor City Council of this information.

Richard talked to Kenneth Mund and he said he would remove the obstruction. As of today it is not removed. Richard will talk to him again and he will assist to remove the dirt.

John Lien called Dan that the culvert cap is not fixed. Richard will talk to the Hutterites and get it fixed.

The helicopter service did not spray this year because they did not feel we had enough for them to come down to Sargent County.

Lake Agassiz Regional Council sent a check for \$2,800 for the Silver Lake Dam project.

FEMA-1999 has been finalized and they have sent a check for \$38,620.13. Titus Excavating is working on the areas.

Jeff Volk is working on information for Drain No. 8 assessment area.

Alice Bartel filed a drainage complaint for illegal drainage in the SE1/4-9-132-56. John investigated the area on October 12, 1999. Dakota Landfill has dug a ditch on the Bartel land and did not have a permit. Send a letter to the landfill requesting the drain be filled within thirty days or the Board will order the work done and charge the costs against the landfill taxes. (Breker/Engst, unanimous)

Meeting adjourned at 11:55 p.m.

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DANNY JACOBSON

ATTEST:

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SHERRY HOSFORD - SECRETARY