

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON THURSDAY, NOVEMBER 18TH, 2021 AT 8:00 A.M. IN THE WATER BOARD CONFERENCE ROOM AT THE SARGENT COUNTY COURTHOUSE, FORMAN NORTH DAKOTA

Managers present: Chairman Luke Siemieniewski, Roger Zetocha, Todd Stein and Michael Wyum. Josh Hassell and Brady Woodard, Moore Engineering; Wendy Willprecht, Secretary/Treasurer and Sargent County Commissioner Richard Ruch were also present at the courthouse. Others present via video conference were Sean Fredricks of Ohnstad Twichell, P.C., the Board's Attorney; Paul Mathews, Bob Banderet, Dale Mallberg and Leon Mallberg.

The meeting was called to order by Water Board Chairman Luke Siemieniewski.

Manager Wyum moved to approve the October 21st, 2021 meeting minutes and the October 31st, 2021 financial statement. Manager Stein seconded the motion. Upon roll call vote, the motion carried unanimously.

Manager Zetocha moved to approve the following bills:

82866 Ohnstad Twichell- Drain No. 11: Eminent Domain-\$13,655.73; Corrine Hanson permit \$885.50; Josh Hanson permit- \$675.50; Brandon Hanson-\$801.50; James Lyon Complaint-\$548.50; Drain No. 11-Fees/expenses \$2525.48; Drain No. 7-cost share review/deeds & resolutions/purchase agreements-\$1171.50

Total: \$20,263.71
\$50.00

Adler Paeper- Shot 1 beaver/Drain No. 11-

82865 Moore Engineering- Board meetings \$521.40; Permits/Complaints-\$1526.56; Short Foot Creek- Task #6-\$1680.00; Drain No. 11- Phase 300 & 400 \$3350.00; ROW \$2997.50; Wetland Mitigation \$115; Permitting \$1005.00; Drain No. 7-Design Services \$12,000.00; Clean out Plan-\$185.00; ROW-\$80.00; Legal Description/Monumenting-\$1991.00; Tewaukon Watershed-Gwinner Dam Watershed \$185.00; Crooked Creek Watershed-Task 2 & 3-\$11,840.08; Heritage sign-\$886.00

Total: \$38,362.54

82864 Forman City Hall- Drain No. 11 Reassessment meeting **\$75.00**

82868 Sargent County Teller- Crooked Creek Watershed Public Meeting Ad **\$104.00**

82871 Trent Stein- Drain No. 11-Crop loss due to drain repair **\$185.55**

82869 Lucas Siemieniewski Travel \$76.72

82870 Todd Stein Travel \$8.96

82872 Michael Wyum Travel \$11.20

82873 Roger Zetocha Travel \$28.00

Bruce Speich Travel

DD Lucas Siemieniewski PD \$554.10

DD Todd Stein PD \$775.74

DD Michael Wyum PD \$664.92

DD Roger Zetocha PD \$526.02

DD Bruce Speich PD \$221.64

DD Wendy Willprecht Sec-Treas -Salary less taxes \$275.23 \$2736.89

DD Stock Grower's Bank Withholding Taxes \$1351.38

DD ND State Tax Commission State Tax \$32.00

DD Job Service ND Unemployment Comp. \$3.38

Manager Wyum seconded the motion. Upon roll call vote, the motion carried unanimously.

DRAIN NO. 11:

Josh Hassell of Moore Engineering indicated the Corps of Engineers permit has been approved and signed. Moore is working on finalizing the Drain design based on the Corps permit and on final legal descriptions for the remaining acquisitions. Hassell said that he met with Robert Thompson regarding his legal descriptions.

Reassessment: Attorney Charles Carvell of the Pearce Durik Law Office is working on scheduling the hearing date. The hope is to have the hearing in mid-January, 2022, if it will work out with all the publication deadlines. Because the county tax rolls were pulled not all that long ago, it was decided that redoing the county tax rolls was not necessary as significant changes are not expected for the hearing notice mailing.

A virtual call in option will be provided for the hearing. Through discussion amongst the SCWRD and Hassell, a date of January 12th was set. January 13th will be used as a backup date. The hearing will be held at Forman City Hall at 2:00 p.m.

Manager Wyum made a motion to set the meeting date for the Drain No. 11 reassessment public hearing on January 12th, 2022, at Forman City Hall at 2:00 p.m. Manager Stein seconded the motion. Upon roll call, the motion carried unanimously. January 13th, 2022 will be the backup date.

DRAIN NO. 7:

Josh Hassell indicated Moore Engineering is proceeding on the final design for this project, and on final legal descriptions for right of way acquisition. Moore met with the Fish and Wildlife Service (Tewaukon). Plan sets were provided to the Tewaukon Refuge. Moore will continue to coordinate with the Refuge.

Sargent County Commissioner Richard Ruch said that the county will continue to work with Interstate Engineering on getting the necessary permits for the downstream cleanout.

SHORT FOOT CREEK:

Engineer Hassell has been working with the NRCS on this project. The benefit cost analysis coming in at less than 1 has made cost share for this project difficult. The addition of natural resource enhancements (including wetland restoration, biomass harvesting, etc.) will provide environmental benefits to help justify federal funding. In order to qualify for funding, the final plan for this project needs to be completed. Because the natural resource enhancements are a significant change to the original plan, Hassell will organize a meeting with the landowners.

DRAIN NO. 9 EXTENSION:

Commissioner Richard Ruch said that he continues to work on this project and gather support and bond dollars. Engineer Hassell said it is getting late in the year to complete a survey efficiently. Commissioner Ruch will continue his work and the Board will likely be in a position to proceed with surveys in the spring.

CROOKED CREEK WATERSHED PLAN:

The next meeting scheduled with landowners is November 22nd, 2021 at the Forman City Hall at 1:00 p.m. The meeting will focus on the comments that were received at the meeting held in October. Moore Engineering is looking to determine how to proceed with the project if that is in fact what the SCWRD and the landowners want. Hassell said that a culvert inventory has started today and will be completed over the next few days. Managers Siemieniewski and Stein said that they have been hearing positive feedback from the landowners that would be affected by this project. Hassell stressed that there is no agenda or project that is currently on the table. The planning effort will help identify the problems and then potential solutions will be developed to help to improve the watershed for the landowners. Hassell added that Moore has budgeted 6 full days of surveying.

TEXAS CROSSING:

No report.

Low Head Dam Signs: Engineer Hassell will provide permits for the section range and then the signs can be placed.

Manager Stein said there is a collapsed culvert in Section 11 in Southwest Township. The culvert is said to be about 60 inches. Stein said the replacement of the culvert would be the expense of the SCWRD because it is a south lateral of Drain No. 11. The culvert will need to be replaced next spring. Engineer Hassell said he would provide a survey and watershed study.

RS #1:

1) Balance as of October 31st, 2021	\$340,050.81
Total Revenue Received:	\$184.59
Total Expenditures:	\$ 0.00

A motion was made by Manager Stein and seconded by Manager Wyum to pay the \$25,000.00 clean out bill to JBX. Upon roll call, the motion carried unanimously.

The next RS1 meeting is scheduled for Tuesday, November 23rd, 2021 at 10:15.

DICKEY-SARGENT JOINT BOARD: The following Dickey-Sargent Joint WRD bills were presented for approval by Wendy Willprecht, Secretary-Treasurer:

82767 DVEC – electricity – \$208.00

82874 Moore Engineering- Project site inspection- \$185.00

82875 Ohnstad Twichell, P.C.-Brian Vculek utility permit-\$277.32

Manager Wyum made a motion to approve payment of the Dickey-Sargent bills. Manager Zetocha seconded the motion. Upon roll call, the motion carried unanimously.

Meeting adjourned at 9:38 a.m.

LUCAS SIEMIENIEWSKI, CHAIRMAN

ATTEST:

WENDY WILLPRECHT SECRETARY-TREASURER