

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON THURSDAY, MARCH 17, 2016 AT 9:00 A.M., IN THE COMMISSIONERS ROOM, SARGENT COUNTY COURTHOUSE, FORMAN, NORTH DAKOTA

Managers present: Luke Siemieniewski, Todd Stein, Roger Zetocha, Korey Martinson and Richard Engst. Absent: None. Also present: Board Attorney Sean Fredricks; Chris Gross, Board Engineer; Brian Vculek, Crete; and Blake Johnson, NRCS.

Todd Stein, Cogswell was issued his Oath of Office for a three year term on the Sargent County Water Board.

Approve the February 18, 2016 minutes and March 7, 2016 special meeting minutes and February financial statement. (Zetocha/Martinson, unanimous)

Approve renewal of CD # 14417 for twelve months. (Engst/Zetocha, unanimous)

Motion to approve payment of the following bills: (Engst/Stein, unanimous)

72898	Richard Engst	Travel	55.08	
72899	Harris Grain Co.	Permit refund	914.13	
72900	Korey Martinson	Travel	82.08	
72901	Moore Eng., Inc.	Engineering general fees - \$333.00; Dr # 11-\$7,723.11; Jackson Township/Quandt Brothers complaint - \$1235.00; Gwinner Dam - \$1365.50; Beverly Kelley Complaint - \$80.00; Ed Erickson permit - \$93.00; Shortfoot Creek RCPP-\$3460.25; Brummond-Lubke Dam EAP-\$1128.00; Nelson Dam EAP-\$1128.00; Dr # 8-\$3760.00; Storm Lake-\$7835.00; Dr # 7 improvements-\$10,953.05 =		
		TOTAL	\$39,093.91	
72902	Ohnstad Twichell	General - \$1044.50; Jackson Township/Quandt - \$323.50; Ed Erickson permit-\$306.50; Dr # 8-\$1410.54 =	TOTAL	\$3085.04
72903	Lucas Siemieniewski	Travel	286.20	
72904	Starion	Dr # 4 Bond payment-\$61,991.00; Dr # 7 Bond payment	\$88,545.00	
72905	Brian Vculek Farm	Permit refund	591.20	
72906	Wayne Trophies	Bosse Plaque	31.75	
72907	Roger Zetocha	Travel	27.00	
11940	Sherry Hosford	Salary less taxes	494.75	
11941	Richard Engst	4 PD less 36.72 taxes	443.28	
11942	Roger Zetocha	2 PD less 23.61 taxes	216.39	
11943	Lucas Siemieniewski	4 PD less 36.72 taxes	443.28	
11944	Korey Martinson	4 PD less 66.97 taxes	413.03	
DD	Sargent County Bank	Withholding Taxes	958.29	

DUNBAR TOWNSHIP – CULVERT COST-SHARE: Dennis Brezicka, Chairman of the Dunbar Township Board met with the water board to request cost share on culverts that will be used on the Dale Asche waterway project. A previous request for cost share on August 21, 2014 was for one 36”x40’ culvert to be installed between Section 7 and 8 of said township. Mr. Blake Johnson, Agricultural Engineer, NRCS was present and informed the board that some changes had occurred to the plans. The NRCS plan is requesting two 48” culverts and one 24” culvert but the township has concerns about installing a 48” and that the roadway would need to be raised about one foot. The township would like to see three 36” culverts in the roadway. Mr. Johnson felt that based on the 250 cfs that the three 36” culverts would work. Motion to approve cost share up to three 36” culverts contingent upon an acceptable hydraulic report from NRCS. (Stein/Engst, unanimous)

Commissioners David Jacobson and Mike Walstead arrived at the meeting at 9:10 a.m.

GWINNER DAM: Chris Gross reported that the geotechnical engineers are still waiting on access agreements. Roger Zetocha will make contact with the Peterson’s.

DRAIN NO. 4 – RICK HOISTAD LAWSUIT: Sean Fredricks informed the board that all parties have verbally agreed to the terms put forward; the parties are negotiating the terms of the final settlement documents.

DRAIN NO. 8 – The deadline for the vote on the reconstruction project is Monday, March 21, 2016 at 5:00 p.m. Secretary Hosford will tally the votes at that time and email the results, tally sheet and ballots to both the engineer and the attorney.

DRAIN NO. 11 (UPPER WILD RICE RIVER WATERSHED STUDY): Chris Gross asked water board members for comments on the study and referred members to page 21 of the study for a conclusion. Roger Zetocha had some concerns about various crossings and sizing of culverts/box culverts. Chris will review these locations. With no other comments from the board or the people in attendance, Chris indicated he will finalize

the report, sign it, and provide copies to the board. A copy of the draft report discussed is included with the full meeting minutes.

JACKSON TOWNSHIP VS. QUANDT BROTHERS DRAINAGE COMPLAINT: Joining the meeting for this discussion on said complaint were Dan Delahoyde, Chairman, Jackson Township; Sparky Engquist, Sargent County Road Supervisor; John Quandt and Steve Kasowski. Moore Engineering, Inc. (MEI) has reviewed all the information provided by the complaining parties (Larry Roney's complaint addresses the exact same allegations as Jackson Township's complaint), Mr. Quandt, and Moore Engineering's own information gathered from on-site inspection on November 4, 2015. After considering all the material, it is Chris Gross's, PE, Project Manager, MEI determination that the drainage completed by the Quandt Brothers required a drainage permit under ND State Law; the project drains a watershed greater than 80 acres and the work included deepening and widening of the township road ditch, beyond mere silt removal or maintenance that would not ordinarily require a drainage permit. John Quandt agreed to restore the township road ditch to its previous condition and apply for a surface drain permit for the project. The permitted project would be constructed outside of the township right of way. Dan Delahoyde was satisfied with this proposal. This board didn't act on the complaint and, instead, agreed to hold both Mr. Delahoyde's complaint and Mr. Roney's complaint in abeyance until John Quandt files and receives approval of a drainage permit for the re-located drainage ditch.

DRAIN NO. 7: Chris Gross presented to the board two estimates for replacing the section line crossing between Sections 5 and 6 of Milnor Township and channel improvements to Drain No. 7. After reviewing the two engineer's opinion of probable cost, motion to proceed with the CSPA (metal culverts) and authorize Moore Engineering, Inc. to move forward with plans, specifications, right-of-way and construction plans. Manager Zetocha made the motion; seconded by Manager Engst. Upon roll call vote, the motion carried unanimously. Attorney Fredricks will prepare a resolution of necessity.

JIM BOSSE RETIREMENT: At 11:00 a.m. board members honored Jim Bosse for his years of service on the Sargent County Water Board following his resignation in February 2016. Jim arrived as well as Dan Jacobson, former Sargent County Water Board member and now serving on the Southeast Cass Water Resource District in Fargo. Jim was presented a plaque commemorating his last nine years of dedicated service on the board from 2007-2016. Prior to that Jim served 21 years on this board from 1976-1997. Jim was appointed to fill his father's place on the board after William Bosse served from 1957-1976. A total of 49 years of service has been served by Jim and his dad. Congratulations Jim!! Cake and coffee were served in Jim's honor.

SHORTFOOT CREEK WATERSHED PLANNING PROJECT/NRCS: The Board previously requested cost-share from the ND State Water Commission (SWC) in the amount of \$154,000 regarding the Shortfoot Creek RCPP Watershed Planning process. Lucas Siemieniewski attended the SWC meeting in Bismarck last week and informed board members that the funding was approved. Chris Gross also asked board members to continue to gather names of possible board members from Sargent County to serve on the Planning Committee for this project and provided each board member with a list of what types of members are needed for this committee. Chris requested this list back with names by April 1st.

DRAIN NO. 11: Discussion followed on a few culverts located on Drain No. 11. Chris Gross received information on a box culvert that the county highway department placed under County Road # 4 about ten years ago. This culvert is located south of Jim Bosse's between Section 1 and 2 of Brampton Township. Chris will review the information for the next meeting. Another culvert which the county is alleging is too short according to the Adopted County Design standards will also be inspected. The third culvert which Chris will look at is between Sections 21 and 28 in Harlem Township. Roger Zetocha reported that according to Kevin Throener, the shoulder width is too narrow and the road needs to be widened. Currently there is a 112" x 75" x 54' CSPA which Chris will look at the length and come to the board with some options.

RS # 1: Board members reviewed a bill presented by Interstate Engineering to the RS # 1 secretary for payment. Authorize payment of the bill for \$624.00 for services from February 7 to February 20, 2016.

2017-2019 PROJECT INFORMATION AND PLANNING FORM: Chris Gross provided a draft of five total projects to be submitted to the ND State Water Commission for their planning of the 2017-2019 biennium. The projects include: Drain # 7 downstream of Milnor City, Drain # 11, Drain # 12, Gwinner Dam and RCPP-Shortfoot Creek Detention. The deadline for submission is April 22, 2016. Chris asked board members to review and make any comments to him prior to the deadline.

SILVER LAKE EMBANKMENT SEEPAGE INVESTIGATION: A report has been received from the ND State Water Commission summarizing the findings of the Silver Lake Dam embankment seepage study conducted for Sargent County as stated in an agreement between this board and the SWC dated December 17, 2006. As part of the study, the SWC examined the uncontrolled seepage through the right embankments of the dam, developed design alternatives to address the uncontrolled seepage through the embankments and completed a written report with findings and cost estimated. The report also included survey data collected as part of the study. Board members and engineer Gross all were given copies to review for discussion at the April board meeting.

PUMPING RESTRICTIONS: Brian Vculek asked the board if they would consider lifting the pumping restrictions for this year due to the dry conditions. It was the consensus of the board that this would be OK for this year.

Meeting adjourned at 12:45 p.m.

LUCAS SIEMIENIEWSKI – CHAIRMAN

ATTEST:

SHERRY HOSFORD – SECRETARY-TREASURER