

**MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD
HELD ON THURSDAY, APRIL 15, 2010 AT 7:00 P.M. IN THE COMMISSIONERS
ROOM, SARGENT COUNTY COURTHOUSE, FORMAN, ND**

Managers present: Jim Bosse, Richard Engst, Chris McFarland, Mark Breker, and Roger White. Absent: none. Also present: Attorney Sean Fredricks, Onstad Twichell Law Offices and Engineer Chad Engels, Moore Engineering, Inc.

Approve March 18, 2010 minutes and March financial statement. (Breker/White, unanimous)

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

62335	James Bosse	Travel	353.50
62336	Mark Breker	Travel	199.00
62337	Richard Engst	Travel	158.00
62340	Dale Hoffer	Beaver control/WCI#1	50.00
62341	Chris McFarland	Travel	33.00
62343	Ohnstad Twichell	Dr # 9 and General	45.00
62345	Todd Stein	Beaver control/DR # 11	50.00
62346	Roger White	Travel	267.50
4435	Mark Breker	8 PD less 76.44	883.56
4436	Sherry Hosford	Sec. salary less 24.22	292.45
4437	Richard Engst	7 PD less 65.26	774.74
4438	Roger White	8 PD less 76.44	883.56
4439	James Bosse	16 PD less 245.30	1674.70
4440	Chris McFarland	3 PD less 27.54	332.46
DD	Sargent County Bank	Withholding taxes	925.93

The Board moved the meeting to the conference room to discuss the Buffalo Lake and Crooked Creek water problems. (A list of those in attendance is attached) Sean Fredricks proceeded to provide information to those in attendance on creating a legal drain. Mr. Fredricks provided a handout of assessment district procedures and explained the steps including 1) identify the project; 2) landowner interaction; 3) prepare assessment district and preliminary plan; 4) create and approve initial resolutions; 5) initial hearing; 6) voting; 7) assessment hearing and 8) award contract. Chad Engels provided an aerial map of the area and also the current legal drains in Sargent County. The first step is to determine the new watershed for Crooked Creek, who drains into the area and what is the problem. Road crossings are not the jurisdiction of the Water Board unless they are within a legal drain. Discussion followed on how to approach the problems and who will pay for the preliminary costs. There is cost share with the ND State Water Commission. Sparky Engquist, SC road supt. reviewed the proposed work for the area east of Edwin Erickson's. Mr. Erickson stated that the bigger culverts only push the water onto other people and that there needs to be some permanent solution to this problem. Discussed acquiring right of way or easements and eminent domain—some in attendance are not in favor of establishing a drain. Jim Bosse, Chairman, SC Water Board informed those in attendance that it is up to the affected people to decide what they want to do—once they have a plan and bond money to back the plan, they should meet with the Water Board to pursue the legal drain.

Shuman Township officials were seeking one third cost share of four (4) 48" culverts to be placed between section 23/26; 14/15; 15/22 and 16/21. The cost for the culverts would be approximately \$3,000. Motion to approve one third cost share of the four (4) 48" culverts up to a maximum of \$3,000. (Breker/White. Roll call: Aye: Breker, White, Engst, McFarland. Bosse. Nay: none. Motion carried)

The Board reconvened in the Commissioner's Room.

Sean Fredricks prepared an easement for the Glarum Family on Drain No. 9. Jim Bosse will visit with the Glarum's about the easement.

The ND State Water Commission (SWC) provided forms to be filled out for Project Information and Cost-Share Planning to assist the SWC staff with updating the State Water Management Plan for the 2011-2013 bienniums. A motion made to submit Nelson Dam, Frenier Dam and Brummond-Lubke Dam for repairs at \$200,000 for each dam and \$250,000 for Silver Lake Dam. (Engst/White, unanimous)

The Board reviewed the letter to NDDOT regarding the culvert on the west edge of Gwinner City. Letters from the County Commission, Whitestone Hill Township, Gwinner City, North Sargent School and affected landowners are being prepared and forwarded to the county commission. The county commission will send all the letters and pictures to NDDOT requesting NDDOT to review this culvert for A) structural integrity, B) Elevation and C) Hydrology study of upstream and downstream factors to determine what size culvert should be placed at this site.

A letter from Sandy Hanson, EMS regarding 2010 FEMA sites was read and each water manager was instructed to visit with Sandy if there are any reportable sites in their respective area.

Jim Bosse reported on the Emergency Drain Permit #3523 in the SW1/4-17-131-54 to increase the removal of sheet water from Buffalo Lake. Sargent County Road Dept. will be creating an alternate drain way bypassing a restriction as its normal outlet, a channel approximately 10 foot wide at the bottom and approximately 500 feet long with maximum cut of 6.2 feet and with minimum 3:1 side walls, to take 4 feet off the top of Buffalo Lake. This license is valid for the duration of the emergency but no greater than six months from the date of issuance.

The Annual Summer meeting is scheduled for July 12-14 in Minot, ND.

Sparky Engquist informed the board that he is unable to get a 54 inch culvert for placement on County # 14 south of Geneseo which intersects with Richland-Sargent # 1 (formerly Drain # 3) and will instead install two (2) 36" culverts with flap gates.

Mark Breker made a request from Ransom Township for cost share on a 36 inch culvert to be placed between Sections 13/14 of Ransom Township. Approve one third cost share. (Breker/McFarland, unanimous)

Meeting adjourned at 11:00 p.m.

JAMES BOSSE - CHAIRMAN

ATTEST:

SHERRY HOSFORD - SECRETARY