

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON THURSDAY, APRIL 18, 2019, AT 8:00 A.M. IN THE COMMISSIONERS ROOM AT THE SARGENT COUNTY COURTHOUSE, FORMAN, NORTH DAKOTA.

Managers present: Lucas Siemieniewski, Todd Stein, Michael Wyum, Roger Zetocha and Bruce Speich. Absent: None. Also present: Chris Gross, the Board’s engineer and Sean Fredricks, the Board’s attorney and Sherry Hosford, Secretary-Treasurer. The following residents and landowners were present: Brandon Laddusaw, Wild Rice Soil Conservation District, Paul Mathews, Robert Banderet and Gerry Bosse.

Manager Speich moved to approve the Board’s March 21, 2019 minutes and March financial report. Manager Wyum seconded the motion. Upon roll call vote, the motion carried unanimously.

Manager Zetocha moved to approve payment of the following bills:

78594	The Forum	Bid Notice – Brummond-Lubke Dam	150.88
78595	Helwig Excavating	Clean Dr# 11 5 hrs. @ \$180.00	900.00
78596	Jacobson P&H & Ex.	Clean Dr# 8 20 hrs. @ \$170.00	3,400.00
78597	Moore Engineering, Inc.	General Services - \$454.25; Shortfoot Creek Study-\$20,247.50; Brummond-Lubke Dam Geotech-\$2,090.25 and Brummond Lubke Dam R-O-W-\$247.50; Silver Lake Dam Feasibility Study - \$13,795.10; Drain No. 11 - \$1,234.25-Project prep; = TOTAL	38,068.85
78598	Ohnstad Twichell	General-\$1,521.23- meetings, correspondence and AgWeek article; Silver Lake Dam -\$175.50; Tom Heimbuch permits-\$187.00; Brummond-Lubke Dam Project-\$780.00 = TOTAL	2,663.73
78599	Will Rust	Beaver Removal – Dr# 11	100.00
78600	The Sargent Co. Teller	Notice-Tile pumps	52.00
78601	Lucas Siemieniewski	Travel	52.78
78602	Bruce Speich	Travel	132.24
78603	SRT Excavation LLC	Clean Dr#7 - 9 hrs. @ \$150	1,350.00
78604	Wahpeton Daily News	Bid Notice – Brummond-Lubke Dam	287.28
78605	Michael Wyum	Travel	116.00
78606	Roger Zetocha	Travel	185.60
16219	Sherry Hosford	Salary less taxes	560.48
16220	Roger Zetocha	8 PD less taxes	143.77
16221	Lucas Siemieniewski	7 PD less taxes	64.26
16222	Todd Stein	4 PD less taxes	36.72
16223	Bruce Speich	6 PD less taxes	55.08
16224	Michael Wyum	6 PD less taxes	55.08
DD	Sargent County Bank	Withholding taxes	1363.01

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

BRUMMOND-LUBKE DAM: A letter was received from the Department of the Army regarding a Section 404 permit. Chris explained that this project does not require a 404 permit but instead, the project will fall under a USACE Nationwide Permit. Nationwide Permit approvals are typically completed in approximately 30 days. Bids were opened for the Brummond-Lubke Dam Improvement Project on April 17, 2019 and only one bid was received from Comstock Construction, Inc., Fargo, ND. The bid includes the improvement items plus maintenance items. Chris explained that the total bid for the improvement project was \$255,252.00 and the Maintenance Items were \$9,910.00 for a total base bid of \$265,162.00. The maintenance items are a result of a ND State Water Commission inspection of the dam in the fall of 2018 and items include site clearing, embankment and livestock path repair. The engineer’s estimate on this project was \$356,000 so the bid is well under estimate. Cost share has been approved with both the State Water Commission and the Red River Joint Board. Manager Wyum moved to approve the Notice of Award to Comstock Construction contingent on receipt of the nationwide permit. Manager Stein seconded the motion. Upon roll call vote, the motion carried unanimously.

BRIAN BERGH – TILING INTO TILE DRAIN NO. 16/DRAIN NO. 11 SOUTH OF COGSWELL: Brian Bergh inquired with the Board if it is possible to construct a tile project in the SE1/4-2-Sargent Township to drain into the tile in said Section 2. Chris explained to the Board and Mr. Bergh that his office is analyzing information that he received from the water board office in March. They are studying the Hydrologic and Hydraulics to determine the flow that Drain No. 16 was designed to handle and what is currently going into the tile. They will determine if the tile has the capacity for more water and then the Board will study the options that are provided.

DRAIN NO. 11: Chris reported that his office has pulled out the files and began working on the H&H to finalize and move onto the final Plan and Profile design to see what side slopes, necessary right-of-way and what landowners are affected by the Drain No. 11 Channel Improvement Project. At that point they will initiate

a public meeting to explain the project details and then work with individual landowners that the Board will need to acquire Right-of-Way from. Land appraisals are being updated by a certified land appraiser. For the May meeting, Chris hopes to have the H&H completed and look at ditch realignment and crossings and discuss scheduling the public meeting.

SILVER LAKE DAM: Chris informed the Board that access has been very difficult and the geotechnical reports are 90% complete. The model is complete but there are some concerns with the SWC information from 20 years ago being accurate. Methodology has changed and may require different details. Chris plans to prepare a draft report and suggested inviting the Park Board and County Commission to the May meeting to look at what options are available.

DUNBAR TOWNSHIP REQUEST FOR CULVERT COST SHARE: Dennis Brezicka, Chairman of Dunbar Township met with the Board to request cost share on a 48" x 40' culvert to replace an existing culvert located between Sections 30-31 in Dunbar Township. A Hydraulic Study was prepared by Damon DeVillers, Interstate Engineering, Inc. recommending this size culvert which meets the ND Stream Crossing Standards to accommodate a 28-foot wide road top and 4:1 slopes with a minimum of 2 feet of cover over the top of the pipe. Manager Stein moved to approve 1/3 cost share on a 48"x40' culvert for Dunbar Township as per the Hydraulic Study provided, in accordance with the Board's culvert cost-share policy. Manager Zetocha seconded the motion. Upon roll call vote, the motion carried unanimously.

RANSOM COUNTY \$5,000 APPROPRIATION FOR UPPER WILD RICE STUDY: In 2014 it was noted that Ransom County Water Board would not form a joint board in connection with Drain No.11 but did agree to appropriate \$5,000 towards the Upper Wild Rice Watershed Study. The Secretary was directed to prepare and send a letter, a copy of the December 2014 board minutes and copy of the study to the Ransom County Water Board requesting the \$5,000.

NOTICE FOR TILE PERMITTEES WITH PUMPS: Due to the slow spring thaw, tile projects operating pumps were allowed to use pumps on April 8, 2019. The USGS monitoring gage on the Wild Rice River near Rutland is going down.

BRUCE SPEICH APPLICATION TO INSTALL A SUBSURFACE WATER MANAGEMENT SYSTEM: Bruce presented an application to the Board for tile in the W1/2of the E1/2-9-132-53. The application seeks to add 133 acres to a tile system permitted by the Tri-County Joint WRD in 2013. Under the tile law passed in 2017, the Sargent County WRD must process the new application. Sean's office will provide the Thirty-Day Notices to Downstream Landowners. Under the tile law, the Board can consider the application on May 18 at the earliest.

DRAIN NO. 8: Snow, ice and dirt were removed from Drain No. 8 by Jacobson Plumbing, Heating and Excavating, Rutland to remove water from the City of Rutland. There were chunks of mud placed on the county road that need to be removed and Board members will be monitoring the area when the water recedes.

RICHLAND-SARGENT NO. 1: Monica Zentgraf, Secretary-Treasurer RS #1 provided RS #1 bills for consideration and approval as follows:

- | | |
|-----------------------------|--------------------------------------|
| 1. Ohnstad Twichell | \$51.00 (Bond Redemption) |
| 2. Carlson Family Insurance | \$558.00 (Insurance Renewal) |
| 3. Interstate Eng., Inc. | \$570.50 (Eng. services thru 4-6-19) |

Manager Stein moved to approve the Richland-Sargent No. 1 bills. Manager Speich seconded the motion. Upon roll call vote, the motion carried unanimously.

DICKEY-SARGENT JOINT BOARD: Sherry Hosford, Secretary-Treasurer DSJTWB provided DSJTWB bills for consideration and approval as follows:

- | | |
|----------------------------|--|
| 1. DVEC | \$130.00 (Utilities) |
| 2. Moore Engineering, Inc. | \$1262.50 (Board meetings, bond Redemption and Litigation Settlement) |

Manager Speich moved to approve the DSJTWB bills. Manager Stein seconded the motion. Upon roll call vote, the motion carried unanimously.

OTHER BUSINESS: Water issues were discussed including a call from Garratt Hayen to Todd Stein and Chris Mathias contacted Roger Zetocha but neither chose to come to the meeting.

DRAIN NO. 12: Luke has been in contact with Chris discussing a project on Drain No. 12 including channel improvements and replacing two culverts in Section 6 in Marboe Township. Water has overtopped County Road 5 many times and Luke would like to see if this problem can be alleviated. Sargent County Highway Department and Fish and Wildlife Service are also replacing a bridge between Section 5 and 6 in 2020 so this would be a good time to get this drain improved. Manager Stein moved to request cost share from the State

Water Commission for Drain No. 12 Improvement Project 2019-01. Manager Zetocha seconded the motion. Upon roll call vote, the motion carried unanimously.

With no further business to discuss, the Board adjourned the meeting at 10:05 a.m.

LUCAS SIEMIENIEWSKI, CHAIR

ATTEST:

SHERRY HOSFORD - SECRETARY-TREASURER