

**MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON TUESDAY, JUNE 15, 1999 AT 8:00 P.M. IN THE SARGENT COUNTY COURTHOUSE, FORMAN, ND**

The meeting was called to order with the following present: Dan Jacobson, John Totenhagen, Randy Ptacek and Mark Breker. Absent Richard Engst.

Kenneth Mund, Daryl and Linda Arneson met with the Board regarding the letter they received last month to remove the obstruction in the waterway in Milnor. Mr. Mund stated that the fence line has been in place for 30 years and the area is a slough. Mr. Granlund has filled in a couple areas for garden and flowerbed. The Board would like to see the area at ground level. The entire city drains to this area, goes through the field, to the road ditch and eventually gets to the legal drain. Behind Mark Bogart's residence from the bridge to the hill by Arneson's is a low area, when the creek gets high, the water comes out. There should be a 2-foot fill in this area. Mr. Arneson would like to leave the area as it is. The ridge has been in place for as long as anyone can remember. The Board would like to see a cut in this area one-foot lower and somewhat wider to convey the flow equivalent to an 18-inch culvert. Agreed to lower to the depth of the field, 18 inches wide and the work should be completed after the crop is removed. No back slope is necessary. The Board will investigate upon completion.

Andy & Jim Fettig, Eufersine & Allen Cutter and Arnold Banish met with the Board regarding a problem between Section 8 & 9, Kingston Township. Last fall Arlen Willprecht installed 2 24-inch culverts between the sections and two weeks ago, Mr. Willprecht pumped water from his yard and has flooded crop in Section 8. Why weren't the neighbors notified of these culverts so they could make arrangements for the water? The permit was approved by NRCS and the Water Board did not have any say in the permit process. This Board sized the culverts and approved placement November 19, 1998. The Board suggested that they visit with NRCS or turn in a claim to Mr. Willprecht's insurance company.

Lawrence Cross, Irene Metzen, Gary Wallin, and Sam Hoffert met with the Board regarding a slough in Section 33 in Sydna Township, Ransom County. Mr. Cross met with Fish and Wildlife and they are willing to pump it down one foot. They would like to drain into the legal drain but none of them are in the drain assessment area. The road was built 20 or 30 years ago and they asked for the water to go into the slough. Now the slough is overflowing and backing water into the Cross and Metzen land. Mr. Cross received a letter from Fish and Wildlife stating they would cooperate and locate the upland edge of the wetland to get a better idea how much they could drop the water level. If the permit is temporary, and the affected landowners give permission, this Board would be willing to cooperate. The Board suggested that they contact Ransom County NRCS to start the permit process and they will work with them. If the drain were permanent, then this Board would ask that the land be added to the SC Water Channel Imp. District No. 1 assessment area.

Bernie Vculek, Cal Gruebele and Lysle Coleman met with the Board regarding Drain No. 11. Mr. Vculek still wants 10-foot culverts by Glen Thompson's on the county road to quit restricting the flow out of Mezarous Slough. Bernie checked out culverts in Ransom County and they are running about half full. The Board plans to install 8 ½ foot culverts in these locations when the conditions allow. Currently, the water is up to the road at Mezarous Slough and now the water is down to the top of the 6-foot culvert. Mr. Gruebele, Red River Railroad, stated that east of Stirum the water level is up to the track and has restricted train speed. They had riprapped and raised the track several times and exceeded \$160,000 in costs for repairs. They have raised 14 to 16 inches and still need to raise more. They are concerned about how long this water will stay and the safety problem and how stable is this roadbed. The safety issue is to keep maintaining and bringing in their crews to re-stabilize the railroad and a very big safety concern to the railroad. Cost after this year will exceed \$300,000. They have requested FEMA monies but haven't received anything at this time. The Board explained their plan and the culverts, which are on the schedule to be installed. Mark Breker commented that all this water ends up to the east. They don't mind the water, just slow it down. Roads have been underwater and washed out as well as cropland and pastures flooded. Motion to install 10-foot culvert between Section 21/28 and 28/27-130-57. (Ptacek. Died for lack of second) It is important to get the 6-foot culverts installed on the north end and plan to get an earlier start this year.

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

Discussed Fran Mlnarik complaint. Dan talked to Ron Herr and he does not feel there is any violation. The land cannot be farmed because it is a

filled wetland. Mr. Mlnarik pumps water out to protect his trees. Rick Hoistad changed the reservoir-- he did not drain. The area is less than 12.5-acre feet. Forman City does not want to allow him to drain because he is outside the city limits.

Kevin Throener talked to Randy about replacing a culvert by Ptacek's. The culvert should be longer to allow access to his pasture. The cost would be approximately \$600 and Mr. Throener's expense. Randy will inform him of the cost and suggest he talk to the township board.

Duane Baldwin contacted Mark about Dr. # 3 south Geneseo which flows under Co. Road # 14. An area is washing out in his field because the culvert is not large enough to handle the flow of water. The culvert has a flapgate, which restricts the flow. It is a natural waterway and on private land and should be up to the landowners.

Drain No. 3 also has several areas where big trees are creating problems and silted in areas. Mark will check to see if a project is feasible and the length of the drain to clean.

John Totenhagen will take some shots by the culvert on the west edge of Gwinner City as per Dennis Decker's concerns.

Work was completed on Drain No. 12. They leveled the spoil bank and cleaned out in front of culverts.

Approve 1/3 cost share of a 36-inch culvert in the middle of Section 36-131-54, which has collapsed. (Ptacek/Breker, unanimous)

Lake Agassiz Regional Council has agreed to contribute \$2,800 towards the Silver Lake Dam project.

Whitestone Hill Township requests permission to install a 48-inch x 34-foot culvert in the N/S road on the east side of Section 13-132-56. The new culvert would be installed adjacent to and on the south side of an existing 48-inch culvert. The E/W road has been damaged repeatedly from running water and the township board feels this would not cause any adverse downstream affect because the water would travel to its same destination at the same rate but without causing road damage. The Board will investigate and table their decision until the next meeting.

Ivan Miller, teacher at Milnor School would like to attend the WET workshop this summer. He teaches Earth Science, Ecology, Biology, Physics, Chemistry and Astronomy. Cost is \$125. Approve. (Totenhagen/Ptacek, unanimous)

Authorize Secretary to sign a Release-by property owners--from damages for discontinue of highway to vacate the northwest 40 feet of 61/2 Avenue formerly West Ave, lying between 5<sup>th</sup> and 6<sup>th</sup> Street, formerly 2<sup>nd</sup> and 3<sup>rd</sup> Street, Milnor City. The street is not used and the city would like to complete a trailer court on Lots 1-12, Block 14. There is 60 feet of street and the city would vacate 40 feet and leave 20 feet for an alley. The 40 feet would become part of the drain right of way that this Board owns for SC Water Channel Imp. District No. 1. (Breker/Ptacek, unanimous)

The Annual Dam Inspection will be held on Monday, June 28, 1999 at 8:00 a.m.

Approve payment of the following bills: (Totenhagen/Breker, unanimous)

36919 Mark Breker	Travel	21.50
36920 Dan Jacobson	Travel	1.50
36921 ND State Water Commission	Miller WET Registration	125.00
36922 Randy Ptacek	Travel	5.00
36923 John Totenhagen	Travel	9.50
14350 Mark Breker	3 PD less	13.77
14351 Dan Jacobson	1 PD less	4.59
14352 John Totenhagen	1 PD less	4.59
14353 Sherry Hosford	Sec. Salary less	20.40
14354 Randy Ptacek	1 PD less	4.59

Meeting adjourned at 12:30 a.m.

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DAN JACOBSON - CHAIRMAN

ATTEST:

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SHERRY HOSFORD - SECRETARY

