

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON THURSDAY, SEPTEMBER 19, 2002 AT 8:00 P.M. IN THE COMMISSIONERS ROOM, SARGENT COUNTY COURTHOUSE, FORMAN, ND

The meeting was called to order with the following present: Dan Jacobson, Richard Engst, Mark Breker, Randy Ptacek and Roger White. Absent none. Also present Jeff Volk, Moore Engineering, West Fargo.

Approve August 15, 2002 minutes as corrected and financial statement. (Engst/White, unanimous)

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

44447 Mark Breker	Travel	21.70
44448 Crandall Const.	Texas crossing, Dr # 3 & 12	3614.52
44449 Richard Engst	Travel	61.69
44450 Dan Jacobson	Travel	5.58
44451 Midwest Helicopters	Dr. # 11 spraying	2375.00
44452 Randy Ptacek	Travel	12.40
44453 Sargent County	Weber Twp culvert	187.34
44454 Roger White	Travel	27.28
44521 Mark Breker	4 PD less 18.36	221.64
44522 Danny Jacobson	2 PD less 9.18	110.82
44523 Sherry Hosford	Sec. Salary less 20.40	246.27
44524 Richard Engst	4 PD less 18.36	221.64
44525 Randy Ptacek	2 PD less 9.18	110.82
44526 Roger White	3 PD less 13.77	166.23
DD Sargent County Bank	Withholding taxes	179.30

Mark reported that the crossing by Donald Willprecht's is done and the Wild Rice River Texas crossing is also completed.

Arlin Mund, Daniel Mund, Raymond Martinson, Tom Mund, Scott Mund, Harlan Hogness and Dick Kuehn arrived at the meeting. These landowners on the outlet to the Water Channel Imp. # 1 were invited to the meeting to discuss the possibility of extending the drain. Comments from those present included starting the cleaning at the river and working to the west. There is concern of creating a bigger problem putting more water in the river. There is too much running into the river now too fast. Jeff Volk explained the boundaries of the drain including the beginning and end. The Board does not have any right-of-way beyond either point and legally cannot clean out. Attorney Duane Breitling said the Board can go in on the mile lines and clean without right-of-way but would be responsible for damages. The Board has the authority to use existing funds in the Water Channel # 1 funds to clean out, if the Board feels there is a benefit to the legal drain and lands could be added to the existing district in a reassessment. If the Board borrows monies to do the work, everyone who owns land has a vote based on the number of acres. A lateral would need their own assessment district. The landowners can petition to the Board to do the lateral and the landowners could put up money. The Water Board would hire an engineer to conduct a supplement study and the money would be used to pay for the study, mailings, hearings, publications, etc. Once the lateral is paid off, it can be merged into Water Channel # 1. The wetlands cannot be bypassed and each landowner would work with NRCS and possibly obtain a permit from this Board for the cleaning. The cleaning of the lateral will be put on hold until the main watercourse is cleaned out. The Board agreed to visit with NRCS on the cleaning from the outlet to the river and Jeff will prepare more data for a meeting in October. All landowners will be invited to attend to discuss the clean out.

Joel Halvorson filed a request for drainage on highway right-of-way. This Board is required to approve it. Mr. Halvorson is asking to clean the highway ditch along Highway 13 on NE1/4-14-132-53 to its original drainage ditch depth. Sargent County NRCS has been notified and they have inspected the site. Mr. Halvorson also has a letter of permission to clean, which he received November 26, 2001 from SC NRCS. Approve the request for drainage on highway right-of-way. (Engst/Ptacek, unanimous) Copies of the approval will be sent to Joel Halvorson, David Breker at NRCS and NDDOT.

The Board received a notice from the Corps of Engineers of a permit application from Arthur J. Silseth for placement of fill along County No. 10 and 5 in the NE1/4-13-129-55. The expiration date for comments is today. The county commissioners received the same notice.

The Red River Joint Water Resource Board is proposing changes to the Joint Exercise of Powers Agreement for Water Resource Districts located within the Red River Watershed. The Joint Board has discussed this matter at the last two meetings and approved to proceed with obtaining signatures of all the individual member boards that make up the Joint Board. This Board is being asked to approve the changes. Dan read the changes and didn't see any problems. Approve by-law changes. (Engst/White, unanimous)

The Board discussed whether the gate on the top of Frenier Dam should be closed. The Board feels it should remain closed and signs should be placed saying "Foot Traffic Only" or Access Road for Dam. Mark will check on signs so they can be ordered.

Rick Bosse talked to Dan about blading the area along the Drain No. 11 south of his farm. The Board will talk to someone about blading.

Kent Carpenter talked to Dan about a culvert that was installed a few years ago in SE1/4-21-130-57. There is an erosion problem where the drain turns. He has some rocks that he would furnish and haul down there if the Board would pay Jerry Bohnenkamp to rip rap along the drain to eliminate the erosion. Approval granted.

The Weed Board talked to Dan about the leafy spurge problem along Drain No. 7. Dick Anderson suggested Plateau spray for the spurge. The Board suggested bugs in these areas. Richard will talk to Dick about the problem and see if the Weed Board will spray.

Randy asked about hiring Titus to remove a tree in Drain No. 11 and also some additional work that wasn't completed on the drain.

Meeting adjourned at 11:35 p.m.

DAN JACOBSON - CHAIRMAN

ATTEST:

SHERRY HOSFORD - SECRETARY