

RICHLAND COUNTY WATER RESOURCE DISTRICT
Richland County Courthouse, Wahpeton, ND
April 26, 2016

The Richland County Water Resource Board (RCWRB) met April 26, 2016 at 8:50 AM at the Richland County Courthouse, Wahpeton, North Dakota.

THOSE PRESENT: Managers Arv Burvee, Gary Friskop, James Haugen, Don Moffet, Robert Rostad, Engineering Technician Justin Johnson, and Secretary-Treasurer Monica Zentgraf.

Minutes

A motion was made by Mgr. Burvee and seconded by Mgr. Friskop to approve the minutes of the April 19, 2016 meeting as corrected. The motion carried unanimously.

Engineer Mike Bassingthwaite joined the meeting.

Fargo-Moorhead Flood Diversion Project

The Managers discussed the need to retain legal counsel to represent the District's issues relative to the Fargo-Moorhead Flood Diversion project. A motion was made by Mgr. Rostad and seconded by Mgr. Haugen to retain David Bliss, of Bliss Law Firm, LLC, as Legal Counsel to the RCWRD in the matter of the Fargo-Moorhead Flood Diversion Project. The motion carried unanimously.

The Board held a conference call with Attorney David Bliss. Discussion was held regarding the Board's April 19, 2016 meeting with members of the MnDak Upstream Coalition and Senator Larry Luick. The Board and Legal Counsel reviewed and discussed the letter which was prepared by the individuals who met with the Board regarding this matter on April 19, 2016 and to be sent to the Office of the State Engineer (OSE). The Managers directed Legal Counsel to obtain further information regarding this issue prior to the Board taking formal action regarding issuance of correspondence to the OSE.

Proj #65 Silt Berm Removal

Bruce Stein met with the Managers and Engineer regarding removal of silt berms on the Proj #65 slope adjacent to Mr. Stein's property in the SE1/4 Section 14, Waldo Township. A written agreement (addressing spoil spreading on Mr. Stein's property) was prepared by Mr. Bassingthwaite after an on-site meeting was held with Mr. Stein and Mgrs. Moffet and Friskop on April 23rd. Mr. Stein reviewed and signed the agreement prior to meeting with the Board today. During the meeting Mr. Stein's concerns addressed in the agreement and the responses were reviewed with all present. A motion was made by Mgr. Friskop and seconded by Mgr. Haugen authorizing Chr. Moffet to sign the agreement. The motion carried. Mr. Stein has seven days after the contractor completes the work to notify the District of any issues he may have.

Upon conclusion of the meeting with Mr. Stein, the Managers were informed that Derrick Rossow has agreed the spoil from removal of the silt berms in the NE1/4 Section 14, Waldo Township, can be spread on the adjacent property, which he farms. His approval was conditioned upon the District agreeing the debris from the silt berms will be removed from his property. The consensus of the Managers was to agree that if any material does present itself during spoil leveling the rocks and debris will be collected and removed from the NE1/4 Section 14, Waldo Township. Mr. Rossow will have seven days after the contractor completes the work to notify the District of any issues. (RCWRD #15-125)

North Branch Antelope Creek Watershed Project RCPP Study

The NRCS Regional Conservation Partnership Program (RCPP) agreement for the North Branch Antelope Creek Watershed Project Study (assigned Appl #16-017) was presented to the Board. The award amount is \$500,000 for the engineering study. A motion was made by Mgr. Rostad and seconded by Mgr. Friskop authorizing Chr. Moffet to sign the NRCS agreement. The motion carried.

Mr. Bassingthwaite presented an Engineering Task Order for the RCPP project. A motion was made by Mgr. Friskop and seconded by Mgr. Burvee authorizing Chr. Moffet to sign the Task Order. The motion carried unanimously.

It was noted that the Engineer will begin work as soon as RCWRD receives the ND State Water Commission Cost Share Agreement.

Proj #2 Reconstruction

Mr. Bassingthwaite presented the Proj #2 Construction Agreement to the Board. A motion was made by Mgr. Rostad and seconded by Mgr. Burvee authorizing Chr. Moffet to sign the Proj #2 Construction Agreement with Riley Bros Construction conditioned upon receipt of the United States Army Corps of Engineers Permit. The motion carried unanimously. (RCWRD #10-079)

Proj #5(27)

Mr. Rostad reported that Dennis Blilie has raised concerns over the culvert between Sections 13/24, Walcott West, which was capped (on the south end) several years ago. Brief discussion was held regarding the circumstances surrounding the capping of the culvert. No action was taken at this time; the issue will need to be looked into in the near future.

RS #1 Beaver Dam Removal

The Mangers reviewed M&M Contractors bill for removal of beaver dams in the box culvert in RS #1 located in Section 18, Kingston Township, Sargent County. The Sargent County WRB approved payment of the \$3,570 bill, but the consensus of the RCWRB was to defer payment pending an explanation of the varying hourly equipment rate.

Mr. Bassingthwaite left the meeting.

Financial Matters

A motion was made by Mgr. Friskop and seconded by Mgr. Haugen to approve Vouchers #17102 through #17171 and the electronic funds transfer for the IRS payment. The motion carried unanimously.

Mail

- 1.) ND State Water Commission- Cost Share Agreement for the reconstruction of Proj #2. A motion was made by Mgr. Burvee and seconded by Mgr. Rostad authorizing Chr. Moffet to sign the Proj #2 cost share agreement. The motion carried unanimously. (RCWRD #10-079)

Applications

Appl #15-022, Gordon Olson, etal: Section 4, Nansen Twp Outlet revision for the applicants drain tile project was reviewed by the Board. The matter was referred to the Nansen Township Board of Supervisors, as the outlet lies within the Nansen Township Board of Supervisors jurisdiction.

Appl #16-018, Mike Haverland: N1/2 Sec 23, Colfax Twp A motion was made by Mgr. Burvee and seconded by Mgr. Haugen to approve the cleaning. Work at no cost to the drain or RCWRD. The motion carried unanimously. Culvert referred to the Colfax Township Board of Supervisors. (Culvert within Township Board jurisdiction.)

Appl #16-019, Mike Haverland: SE1/4 Sec 14, Colfax West The application was referred to the Colfax Township Board of Supervisors as culvert within Township Board jurisdiction.

Appl #16-020, Wayne Anderson: NE1/4 Sec 19, Summit West The application was referred to the Richland County Highway Department as culvert is within County jurisdiction.

Adjournment

There being no further business to come before the Board, Chr. Moffet adjourned the meeting at 12:05 PM.

Respectfully submitted,

Monica Zentgraf
Secretary

Don Moffet
Chairman of the Board