

RICHLAND COUNTY WATER RESOURCE DISTRICT
Richland County Courthouse, Wahpeton, ND
March 15, 2016

The Richland County Water Resource Board (RCWRB) met March 15, 2016 at 9:00 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. Haugen to approve the minutes of the February 23, 2016 meeting as presented. The motion carried unanimously.

Financial Reports

A motion was made by Mgr. Rostad and seconded by Mgr. Burvee to accept the February 2016 financial reports as presented. The motion carried unanimously.

Mail

- 1.) ND Insurance Reserve Fund- Notice of annual meeting and proxy for election of directors.
- 2.) Bank of New York Mellon- \$4,900,148.21 pledged securities.
- 3.) Richland County Commission- Minutes of the February 2016 meetings.
- 4.) US Army Corps of Engineers- Notice of pending permit evaluation for Ransom County Water Resource District application to convert the McLeod drain and lateral from a temporary emergency drain to a permanent legal drain.
- 5.) ND State Water Commission- Surface Drain Permit #4798 application for the reconstruction of Proj #2 has been reviewed by the State Engineer's Office. The project has been determined to not be of statewide or interdistrict significance. It is now the responsibility of the RCWRD to approve or deny the application. A motion was made by Mgr. Rostad and seconded by Mgr. Haugen to approve Permit #4798 for the reconstruction of Proj #2. The motion carried unanimously. (RCWRD #10-079)
- 6.) ND State Water Commission- Surface Drain Permit #4802 application for the reconstruction of Proj #31 has been reviewed by the State Engineer's Office. The project has been determined to not be of statewide or interdistrict significance. It is now the responsibility of the RCWRD to approve or deny the application. A motion was made by Mgr. Burvee and seconded by Mgr. Friskop to approve Permit #4802 for the reconstruction of Proj #31. The motion carried unanimously. (RCWRD #13-054)
- 7.) Interstate Engineering- Recommendation for Ben Loll's request to change culverts in the NW1/4 Section 27, Summit West. A motion was made by Mgr. Burvee and seconded by Mgr. Rostad to approve the culvert changes per Interstate Engineering's March 8, 2016 recommendation and to assign the work to JBX, LLC at Proj #31 expense. The motion carried unanimously. (Loll Appl #13-119)
- 8.) Interstate Engineering- Report regarding railroad culvert elevations in the SE1/4 Section 18, Waldo Township. Engineer DeVillers feels the culverts are set at the designed gradeline of Proj #65. (RCWRD #10-076)
- 9.) Interstate Engineering- Report relative to Tom Klosterman's request to install a culvert and driveway in the NWCR Section 34, Antelope Twp. No action required as work was done in conjunction with 2010 FEMA repairs on Proj #95. (Appl #09-001)
- 10.) Interstate Engineering- No action required at this time on Jim Stallman Appl #11-351 for investigation of Proj #95, Lateral C regarding slowing water down to reduce flooding in the S1/2SE1/4 Section 1, Danton Township. Interstate Engineering reported that this area is being reviewed in conjunction with the on-going retention/detention study.
- 11.) Interstate Engineering- Report regarding berm constructed in the NE1/4 Section 23, Homestead Township. The berm appears to be six inches or more below the

top of County Road 10 and there also appears to be several lower areas on the berm where water could flow over it to the east. Issues with flap gates and culverts outlined in the report were turned over to Mr. Johnson for further review during spring inspections. (Dan & Matt Thompson Appl #11-324)

- 12.) Attorney Sean Fredricks- Copy of notice sent to parties involved in the Nagel/Mauch dispute. (On March 4, 2016 Steve Mauch withdrew his appeal and request for a hearing in response to the RCWRB's action on John Nagel's complaint against Mr. Mauch for work done in the SW1/4 Section 30 and NW14 Section 31, Antelope Township.) Mr. Mauch's deadline has until April 4, 2016 to fill the cut in the berm or bank into the Homestead Drain on the NW1/4 Section 31 and May 1, 2016 to close or fill the ditch and drain improvements on the SW1/4 Section 30, all located in Antelope Township. (Nagel Obj #15-194/Mauch Appl #15-269)

Proj #2 Reconstruction Bid Opening

Bid opening for the reconstruction of Proj #2 commenced at 10:00 a.m. with Engineer Bassingthwaite and several contractors present. The following bids were received:

<u>Contractor</u>	<u>Bid</u>
B&B Contracting, Inc	\$1,618,310.01
Central Specialties, Inc	\$1,546,919.32
Comstock Construction, Inc	\$ 744,685.00
Dennis Drewes, Inc	\$ 796,463.70
Foothills Contracting, Inc	\$ 865,658.00
Gladen Construction, Inc	\$ 873,219.70
Griffin Construction Co	\$1,246,899.00
H&S Contracting, Inc	\$ 861,161.60
JAV Construction, Inc	\$ 715,892.30
Kern & Tabery, Inc	\$1,149,031.90
Midwest Contracting, LLC	\$ 894,359.00
Red Lake Builders, Inc	\$1,270,575.30
Reiner Contracting, Inc	\$1,065,926.10
Riley Bros Construction, Inc	\$ 619,303.60
R. J. Zavoral & Sons, Inc	\$1,017,470.60
Wanzek Construction	\$ 709,871.90

Upon conclusion of the bid opening, a motion was made by Mgr. Burvee and seconded by Mgr. Friskop to refer the bids to Interstate Engineering for verification and tabulation. The motion carried unanimously. (RCWRD #10-079)

Proj #2 Reconstruction Issues

Engineer Bassingthwaite met with the Board for the purpose of discussing right-of-way negotiations recently held with Blake Ista. Mr. Ista requested the District gravel the dirt road in the SE1/4 and SE1/4NE1/4 Section 24, Colfax West and install a field approach in the SE1/4NE1/4 as well. Mgr. Rostad will talk to the Colfax Township Board of Supervisors about the road issue and report back to the RCWRB at their next meeting.

2016 Legal Drain Spraying

Mr. Johnson reviewed the drain spraying bids from Larson and Dakota Helicopters and provided the Board with a price comparison sheet. Upon review, a motion was made by Mgr. Burvee and seconded by Mgr. Rostad to award the 2016 drain spraying to Larson Helicopters. The motion carried unanimously.

Contractor Guidelines

Discussion of contractor guidelines continued from the February 23, 2016 meeting. A motion was made by Mgr. Friskop and seconded by Mgr. Haugen to adopt the "Contractor Guidelines" as presented. The motion carried unanimously. Mr. Johnson will meet with the contractors to review the guidelines.

State Surface Drain Applications

The Managers reviewed the “*Affidavit of Applicant Regarding Costs*” provided by Legal Counsel. Attorney Fredricks will be contacted regarding some of the language in the document. This matter will be given further consideration at the next meeting.

Drain Tile Permits, Process, and Fees

Legal Counsel revised the Drain Tile Utility Permit per discussion at the December 8, 2015 meeting. The Managers reviewed the revised document; they were satisfied with the revisions as presented.

Brief discussion was also held relative to the drain tile application process and fees. Fees will be discussed further at the next meeting.

Insurance

As a result of Mr. Johnson using his personal vehicle for RCWRD business, his vehicle insurance increased \$63.00 per six months. The Managers felt Mr. Johnson should be reimbursed for the increase in premium. A motion was made by Mgr. Rostad and seconded by Mgr. Friskop to reimburse Justin Johnson for the additional cost of the business use rate for his vehicle. The motion carried unanimously.

Technician’s Report

Mr. Johnson reported on the March 10, 2016 Fargo-Moorhead Flood Diversion Board of Authority meeting he attended.

Adjournment

There being no further business to come before the Board, Chr. Moffet adjourned the meeting at 12:30 PM.

Respectfully submitted,

Monica Zentgraf
Secretary

Don Moffet
Chairman of the Board