

RICHLAND COUNTY WATER RESOURCE DISTRICT  
Richland County Courthouse, Wahpeton, ND  
March 22, 2016

The Richland County Water Resource Board (RCWRB) met March 22, 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. Haugen and seconded by Mgr. Friskop to approve the minutes of the March 15, 2016 meeting as presented. The motion carried unanimously.

### **Financial Matters**

A motion was made by Mgr. Burvee and seconded by Mgr. Friskop to approve Vouchers #17079 through #17101 and the electronic funds transfer for the IRS payment. The motion carried unanimously.

### **Mail**

- 1.) Red River Retention Authority- December 2, 2015 meeting minutes, March 23, 2016 meeting agenda, and March 23-24, 2016 conference agenda.
- 2.) Interstate Engineering- Copy of email from NRCS advising that the Regional Conservation Partnership Program (RCPP) contracting will be delayed from 1-8 weeks due to NRCS National Headquarters requiring the documents go through an approval/review process.
- 3.) Sandberg Law Office- Conditions regarding sale of permanent and temporary rights-of-way from Blake Ista for the Proj #2 reconstruction. After discussion of the conditions, a motion was made by Mgr. Burvee and seconded by Mgr. Haugen to include the following as part of the Proj #2 reconstruction:
  - Gravel south one-half mile of roadway (extending to the north side of the field approach) along the east side of Section 24, Colfax West. (Colfax Township Board of Supervisors agreed to future maintenance per Mgr. Rostad's meeting with the Township Board.)
  - Install field approach at the south end of Mr. Ista's property on the quarterline in the SE 1/4 NE 1/4 Section 24, Colfax West. Culverts to be installed are a double line of 42 inch or 48 inch culverts.The motion carried unanimously. (RCWRD #10-079)

### **2016 Culvert Rates**

Culvert rates were reviewed with the Managers. TrueNorth Steel rates are down approximately 13% from 2015.

### **State Surface and Subsurface Drain Applications**

Discussion was held regarding time periods in the "Affidavit of Applicant Regarding Costs" form presented to the Board at their March 15, 2016 meeting. Implementation of the form was tabled pending Mr. Johnson learning how to make determinations of statewide significance for subsurface drainage.

### **Interstate Engineering**

Engineer Bassingthwaite met with the Board at this time. The following matters were brought forward:

●**Proj #2 Reconstruction**- The contractor is ready to begin construction; however, work cannot commence until the US Army Corps of Engineers permit is approved. (RCWRD #10-079)

●**Proj #18 Reassessment**-

Manager Burvee introduced the following resolution and moved its adoption:

**RESOLUTION APPROVING FINAL REASSESSMENT LIST  
FOR RICHLAND COUNTY DRAIN #18**

WHEREAS, the Richland County Water Resource District (the "District"), or its predecessor, previously created, established, made assessments for, and constructed RICHLAND COUNTY DRAIN #18 ("DRAIN #18"), a legal assessment drain in Richland County, North Dakota, and the District confirmed an assessment list for DRAIN #18.

WHEREAS, the District manages, owns, operates, and maintains DRAIN #18 as a "Project" under Chapter 61-16.1 of the North Dakota Century Code.

WHEREAS, under North Dakota law, the District may reassess the DRAIN #18 assessment district to more accurately reflect benefits amongst properties already assessed, and to include properties that benefit but that are not assessed, to ensure all benefitting parties pay their share of operating and maintaining DRAIN #18.

WHEREAS, the District recently conducted proceedings to reassess DRAIN #18 in accordance with North Dakota law.

WHEREAS, the District published notice and mailed notices as required by law, and conducted a public hearing on March 21, 2016.

NOW THEREFORE, BE IT RESOLVED that the Richland County Water Resource District adopts, approves, and confirms the FINAL REASSESSMENT LIST attached to the Board's Certificate the District will execute on this date as the FINAL REASSESSMENT LIST for DRAIN #18.

BE IT FURTHER RESOLVED that the benefits of DRAIN #18 to all tracts or parcels of land within the assessment district exceed the maintenance costs the District will assess against each tract or parcel of land.

BE IT FURTHER RESOLVED that the District will execute the Certificate attached to the FINAL REASSESSMENT LIST stating the assessments are true and correct assessments of the project as confirmed by the Board of Managers of the Richland County Water Resource District.

BE IT FURTHER RESOLVED that the Secretary-Treasurer will execute the Certificate attached to the FINAL REASSESSMENT LIST stating the list is correct as confirmed by the District and the Secretary-Treasurer will file the FINAL REASSESSMENT LIST in her office.

APPROVED:

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Don Moffet, Chair

ATTEST:

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Monica Zentgraf  
Secretary-Treasurer

The motion for the adoption of the foregoing RESOLUTION was duly seconded by Manager Friskop. On roll call vote the following Managers voted aye: Haugen, Friskop, Moffet, Rostad, and Burvee. The following Managers voted nay: None. The following Managers were absent and not voting: None. The motion carried unanimously, and the RESOLUTION was duly adopted.

Date Approved: March 22, 2016



17-3400+205	Pcl SE4 NW4	11-132-48	0.35	50%
17-3400+301	Pcl SWCR NW4	11-132-48	9.13	50%
17-3400+375	Pcl S2 NW4	11-132-48	15.37	50%
17-3400+401	Pcl SW4 NW4	11-132-48	12.78	50%
17-3400+450	Pcl S2 NW4	11-132-48	5.97	50%
17-3400+500	Pcl SE4 NW4	11-132-48	6.11	50%
17-3401	E2 SE4 exc 2.66 Ac Hwy ROW	11-132-48	77.34	100%
17-3402	W2 SE4 exc Hwy ROW	11-132-48	77.27	100%
17-3403	SW4 exc Hwy ROW	11-132-48	152.61	100%
17-3414	NW4	13-132-48	160.00	60%
17-3415	SW4	13-132-48	160.00	60%
17-3416	NE4	14-132-48	160.00	100%
17-3417	NW4	14-132-48	159.00	100%
17-3418	Pcl NWCR SW4	14-132-48	4.00	100%
17-3418+100	SW4 exc 4 Ac Pcl	14-132-48	156.00	100%
17-3419	SE4	14-132-48	160.00	100%
17-3420	E2 SE4 exc 2 Ac Dr	15-132-48	78.00	100%
17-3421	NE4	15-132-48	160.00	100%
17-3423	W2 SE4	15-132-48	80.00	100%
17-3424	SW4	15-132-48	160.00	50%
17-3457	NE4 exc 4.85 Ac Pcl	22-132-48	153.15	100%
17-3457+100	Pcl NW4 NE4	22-132-48	4.85	100%
17-3458	W120 Rods NW4	22-132-48	120.00	70%
17-3458+100	NW4 exc W 120 Rods	22-132-48	40.00	70%
17-3459	SW4	22-132-48	160.00	70%
17-3460	SE4	22-132-48	158.00	100%
17-3461	E2	23-132-48	320.00	100%
17-3462	NW4	23-132-48	160.00	100%
17-3463	SW4	23-132-48	160.00	100%
17-3464	NE4	24-132-48	160.00	50%
17-3465	NW4	24-132-48	160.00	60%
17-3466	SW1/4	24-132-48	160.00	100%
17-3467	SE4	24-132-48	160.00	100%
17-3468	NE4	25-132-48	158.00	100%
17-3469	SE4 exc 14 Ac Pcl	25-132-48	146.00	100%
17-3469+100	Pcl SECR SE4	25-132-48	7.65	100%
17-3469+200	Pcl SECR SE4	25-132-48	6.35	100%
17-3470	SW4	25-132-48	160.00	100%
17-3471	NW4	25-132-48	158.00	100%
17-3472	NW4 exc 2 Ac Ditch	26-132-48	160.00	100%
17-3473	NE4	26-132-48	158.00	100%
17-3474	N352' of S704' SE4	26-132-48	21.33	100%
17-3475	N352' of S1056' SE4	26-132-48	21.33	100%
17-3476	N352' of S1408' SE4	26-132-48	21.33	100%
17-3477	S352' SE4	26-132-48	21.33	100%
17-3478	S352' of N1232' SE4	26-132-48	21.33	100%
17-3479	N880' of SE4	26-132-48	53.35	100%
17-3480+001	SW4 exc 11.52 Ac Pcl	26-132-48	148.48	100%
17-3480+100	Pcl SWCR SW4	26-132-48	11.52	100%
17-3481+001	E2 NE4	27-132-48	80.34	100%
17-3481+100	W2 NE4	27-132-48	80.37	100%
17-3482+002	S2 SE4 exc 10 Ac Pcl	27-132-48	70.40	100%
17-3482+050	Pcl SECR SE4	27-132-48	7.83	100%
17-3482+100	Pcl SECR SE4	27-132-48	2.17	100%
17-3482+200	N2 SE4	27-132-48	80.38	100%
17-3483	NW4	27-132-48	160.00	70%
17-3484	S2 SW4	27-132-48	80.00	60%
17-3484+100	N2 SW4	27-132-48	80.00	60%
17-3516	NE4	34-132-48	160.00	90%
17-3517	NW4	34-132-48	160.00	60%
17-3518	SW4	34-132-48	160.00	60%
17-3519	S2 SE4	34-132-48	80.00	80%
17-3520	N2 SE4	34-132-48	80.00	80%
17-3521	NE4	35-132-48	160.00	90%
17-3522	NW4	35-132-48	160.00	90%

17-3523	SE4	35-132-48	160.00	80%
17-3524	SW4	35-132-48	160.00	80%
17-3525	SW4NE4	36-132-48	40.00	90%
17-3525+300	NW4 NE4	36-132-48	40.00	90%
17-3526	N2 NW4	36-132-48	80.00	90%
17-3526+100	S2 NW4	36-132-48	80.00	90%
17-3527+001	SW4 exc 4.48 Ac Pcl	36-132-48	155.52	80%
17-3527+050	Pcl SWCR SW4	36-132-48	1.27	80%
17-3527+100	Pcl SWCR SW4	36-132-48	3.21	80%
17-3528+100	W2 SE4 exc 2.55 Ac Pcl	36-132-48	77.45	80%
17-3528+150	Strip along W Side SE4	36-132-48	2.55	80%
<b>SUMMIT WEST</b>				
26-5008	S2 SW4	2-131-48	80.00	50%
26-5009	N2 SW4 exc 2.24 Ac Pcl	2-131-48	77.76	50%
26-5009+100	Pcl NWCR SW4	2-131-48	2.24	50%
26-5010	NW4, Lots 3-4 exc 6.15 Ac Pcl	2-131-48	152.47	50%
26-5010+100	NWCR NW4	2-131-48	6.15	50%
26-5011	S2 NE4, Lots 1-2	2-131-48	159.42	30%
26-5012	S2 SE4	2-131-48	80.00	30%
26-5013	N2 SE4	2-131-48	80.00	30%
26-5014	S2 NW4, Lots 3-4	3-131-48	157.60	50%
26-5015+001	SE4 exc 11.19 Ac Pcl	3-131-48	148.81	50%
26-5016+001	Pcl NECR SE4	3-131-48	11.19	50%
26-5017	N2 SW4	3-131-48	80.00	50%
26-5017+100	S2 SW4	3-131-48	80.00	50%
26-5018	S2 NE4, Lots 1-2	3-131-48	158.00	50%
26-5057	W2 NE4	10-131-48	80.00	40%
26-5057+050	E2 NE/4 exc 4.93 Ac Pcl	10-131-48	75.07	40%
26-5057+101	Pcl NECR NE4	10-131-48	4.93	40%
26-5061+002	S2 SE4 exc 1.98 Ac Pcl	10-131-48	78.02	30%
26-5061+050	Pcl SWCR SE4	10-131-48	1.98	30%
26-5061+100	N2 SE4	10-131-48	80.00	30%
26-5062+001	W2SE4	11-131-48	80.00	30%
26-5063	E2SE4	11-131-48	80.00	30%
26-5064	N2NE4	11-131-48	80.00	30%
26-5064+100	S2NE4	11-131-48	80.00	30%
26-5065	NW4	11-131-48	160.00	40%
26-5066	E2SW4	11-131-48	80.00	40%
26-5067	W2SW4	11-131-48	80.00	40%
26-5080	SE4	14-131-48	160.00	30%
26-5081	NE4	14-131-48	160.00	30%
26-5082	W2NW4	14-131-48	80.00	30%
26-5083	E2NW4	14-131-48	80.00	30%
26-5084	S2SW4, S2N2SW4	14-131-48	120.00	30%
26-5084+100	N2N2SW4	14-131-48	40.00	30%
26-5086	N2NE4	15-131-48	80.00	20%
26-5086+101	S2NE4 exc 9.38 Ac Pcl	15-131-48	70.62	20%
26-5086+150	Pcl NECR S2NE4 (Bin Site)	15-131-48	9.38	20%
26-5088	E2SE4 exc 3 Ac Pcl	15-131-48	77.00	20%
26-5090	Pcl SWCR E2SE4	15-131-48	3.00	20%
Total Acres			11,022.19	

**●Proj #65 Silt Berm Removal-**

Mr. Johnson was directed to notify the landowners/renters that the District will be removing silt berms from the channel in Sections 11, 14, 23, 26, and 35, Waldo Twp and to request them to stay one rod back from the drain so the spoil can be piled until after harvest. Consensus of the Managers was to pay \$150/acre for the one rod of land.

Engineer Bassingthwaite left the meeting.

**Drain Tile Process and Fees**

Discussion continued from previous meetings regarding the District's drain tile process and fees. Consensus was to continue with the current process. A motion was made by

Mgr. Rostad and seconded by Mgr. Burvee to increase the drain tile application fee to \$150 for projects in excess of 79 acres. The motion carried unanimously.

### **2017-2019 State Water Plan**

The North Dakota State Water Commission (ND SWC) is in the process of developing an update to the 2015 State Water Plan for the 2017-2019 biennium and beyond. Consensus of the Board was to submit the following projects to the ND SWC:

- Reconstruction of Proj #5(37)
- Reconstruction of Proj #7-Partial
- Reconstruction of Proj #14-Partial
- Reconstruction of Proj #18
- Reconstruction of RS #1- Phase Two
- NRCS RCPP Program-Antelope Creek Watershed
- Bois-de-Sioux Watershed Retention Project
- Wild Rice River Watershed Retention Project
- Sheyenne River Snagging & Clearing
- Wild Rice River Snagging & Clearing

### **Technician's Report**

Mr. Johnson reported that JAV Construction and JBX are beginning work. Mr. Johnson also provided the Managers with information he gathered on drones.

### **Applications**

Appl #16-003, Gary Friskop: NW1/4 Sec 19, Waldo Twp The RCWRB acknowledged receipt of the drain tile application. No action required, as project is less than 80 acres. (Application will be forwarded to the ND Department of Transportation.)

Appl #16-004, Jerry Wirtz: NW1/4 Sec 35, Waldo Twp The RCWRB acknowledged receipt of the drain tile application. No action required, as project is less than 80 acres.

### **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