

RICHLAND COUNTY WATER RESOURCE DISTRICT
Richland County Courthouse, Wahpeton, ND
May 23, 2017

The Richland County Water Resource Board (RCWRB) met May 23, 2017 at 8:35 AM at the Richland County Courthouse, Wahpeton, North Dakota.

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

THOSE ABSENT: James Haugen

Minutes

The May 16, 2017 special meeting minutes were presented. A motion was made by Mgr. Burvee and seconded by Mgr. Rostad to approve the minutes as approved. The motion carried unanimously.

The May 16, 2017 regular meeting minutes were presented. A motion was made by Mgr. Rostad and seconded by Mgr. Moffet to approve the minutes as corrected. The motion carried unanimously.

The May 22, 2017 special meeting minutes were presented. A motion was made by Mgr. Burvee and seconded by Mgr. Moffet to approve the minutes as presented. The motion carried unanimously.

Financial Matters

- Proj #2 Reconstruction/Extension- Pay Estimate #3, to Riley Bros Construction, was presented to the Board. The pay estimate of \$31,572.50 represents 92% completion of the reconstruction/extension project. A motion was made by Mgr. Burvee and seconded by Mgr. Moffet to approve Pay Estimate #3 as presented. The motion carried unanimously. (RCWRD #10-079)

- Vouchers- Vouchers for the month of May 2017 were presented for the Board's review and approval. A motion was made by Mgr. Moffet and seconded by Mgr. Burvee to approve Vouchers #17491 through #17513 and the electronic funds transfer for the IRS payment. The motion carried unanimously.

Mail

- 1.) Bois-de-Sioux Watershed District- Invitation to guided tour of North Ottawa Impoundment scheduled for June 1, 2017.

2017 Drain Tile Law

Answers to Office Staffs' questions presented to the District's legal counsel were reviewed with the Managers.

Technician's Report

Mr. Johnson reported on the following damages found during recent inspections of the legal drains:

Proj #31

Site #236: SE1/4 Section 20, Devillo Township- Repair hole in CMP.

Site #237: NWCR SW1/4 Section 20, Devillo Township- Reattached 30 inch apron, add fabric and riprap at outlet end of culvert.

Site #246: NE1/4 Section 27, West Summit Township- Remove cut trees from drain slope.

Site #247: NECR SE1/4 Section 32, Devillo Township- Replace 3- 54 inch CMPs.

Site #248: NECR SE1/4 Section 7, Lamars Township- Head cutting.

Appl #17-032 was completed and a motion was made by Mgr. Burvee and seconded by Mgr. Rostad authorizing Interstate Engineering to prepare a hydraulic study and recommendation for reconfiguring the culverts at Site #247 and to provide a recommendation for repairing Site #248. The motion carried unanimously.

Proj #63

Site #242: NECR NE1/4 Section 21, Nansen Township- Install flap gate.

Appl #17-033 was completed and a motion was made by Mgr. Rostad and seconded by Mgr. Burvee to assign the repair project to Ehlert Excavating with a completion date of July 1, 2017. The motion carried unanimously.

Applications

Appl #17-034, Randy and Cynthia Selstedt: SE1/4 Section 25, West Walcott Township
The Board reviewed an Application to Install a Subsurface Drain #17-034 dated May 22, 2017 for Randy and Cynthia Selstedt. Under the application, Applicants seek to install a subsurface water management system ("drain tile system") in the SE1/4 Section 25, West Walcott Township, Richland County, North Dakota. The project will include one gravity flow outlet located at the NECR SE1/4 and one gravity flow outlet located at the middle of the SE1/4, both in Section 25, discharging directly into Richland County Legal Drain #5 in the SE1/4 Section 25, and one gravity flow outlet in the SECR SE1/4 Section 25 outletting into the south township road ditch and flowing east, immediately discharging into Richland County Drain #5. The District owns and operates Drain #5.

Since the outlet in the SECR SE1/4 will discharge into the township road ditch adjacent to the Applicants property and then immediately discharge directly into a legal assessment drain and the two more northerly outlets will discharge directly into a legal assessment drain, no THIRTY-DAY NOTICE was necessary to downstream landowners under N.D. Cent. Code § 61-32-03.1.

According to records on file with the Richland County Recorder's Office, Randy and Cynthia Selstedt own the SE1/4 Section 25, where Applicants intend to install the tile system.

A motion was made by Mgr. Rostad and seconded by Mgr. Moffet to approve Drain Tile Appl #17-034 subject to the following conditions:

- 1) That Applicants notify the Richland County Water Resource District in advance of any proposed alterations to outlet locations or addition of any outlets;
- 2) That Applicants provide, install and maintain adequate erosion protection at any and all outlets into Richland County Drain No. 5;
- 3) That Applicants provide, install, and maintain adequate erosion protection satisfactory to Walcott Township at any and all outlets into Walcott Township's road right of way;
- 4) That Applicants must reseed any of the District's right-of-way disturbed by Applicants activities, and must maintain any reseeded areas for a period of one year from the date of completion to ensure the seeding adequately repairs any disturbed areas;
- 5) That Applicants must reseed any of the Township's right-of-way disturbed by Applicants activities, and must maintain any reseeded areas for a period of one year from the date of completion to ensure the seeding adequately repairs any disturbed areas;
- 6) That all work be done in a neat and professional manner;

The motion carried unanimously.

Under Section 61-32-03.1, the District cannot attach any additional conditions to Applicants permit. However, for Applicants protection, and to ensure protection of Applicants tile system, the District recommends that Applicants consider complying with the following:

- 1) That Applicants obtain written permission from the Walcott Township Board of Township Supervisors to

discharge into, or otherwise utilize, any of its township road ditches; to install, operate, and maintain buried pipe in any of its township road ditches; or to bore through its township road;

2) That Applicants notify the Richland County Water Resource District in advance of any proposed improvements to the tile system, or any proposed increase in the capacity or drainage area of the tile system and, if necessary, submit an additional permit application; and

3) That Applicants obtain all other necessary and requisite licenses, permits, registrations, and/or approvals from all applicable federal, state, county, and municipal governments, and any other applicable governmental entities.

Adjournment

There being no further business to come before the Board, Chr. Friskop adjourned the meeting at 10:20 A.M.

Respectfully submitted,

Monica Zentgraf
Secretary

Gary Friskop
Chairman of the Board