

RICHLAND COUNTY WATER RESOURCE DISTRICT
Richland County Courthouse, Wahpeton, ND
September 15, 2015

The Richland County Water Resource Board (RCWRB) met September 15, 2015 at 8:00 AM at the Richland County Courthouse, Wahpeton, North Dakota.

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

Minutes

It was moved by Mgr. Haugen and seconded by Mgr. Friskop to approve the minutes of the September 2, 2015 meeting as presented. The motion carried unanimously.

Financial Reports

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

Richland-Sargent Joint Water Resource District Phase 1 Extension and Channel Improvement Project Construction Issues

Engineer Bassingthwaite requested a conference call with the Board Members in order to update them on the change order needed for the wetland mitigation work required for the on-going Richland-Sargent Joint Water Resource District (RSJWRD) extension and channel improvement project. The wetland mitigation issue involves two roads; the north road located on the north side of Section 6, Kingston Township, and the south road located on the south side of Section 5, Kingston Twp. Raising the north road affected approximately ¼ acre of a wetland. To compensate for the lost wetland area, the District will build a road ditch on both sides of the south road. The contractor was notified of the additional work at the pre-construction conference. Since that time Engineer Bassingthwaite has been waiting for the contractor to provide a price for the additional work. The contractor finally submitted a price on September 11, 2015. The contractor wants \$4/CY more than his contract price for the embankment on the north road. Engineer Bassingthwaite felt this was an unreasonable request. The contractor is not willing to negotiate, so Engineer Bassingthwaite asked for the Board's input. Engineer Bassingthwaite laid out two options: #1) Pay what the contractor wants or #2) Force the contractor to do the work on a time and materials basis. Consensus of the Board was to force the contractor to do the work on a time and materials basis. Engineer Bassingthwaite will also discuss this matter with the Sargent County WRB at their September 17, 2015 meeting. A final decision will be made at the next RSJWRD meeting scheduled for September 22, 2015.

Proj #5(27)

The Managers requested Assistant County Engineer Lowell Bladow meet with the Board regarding work needed on the bridge located on Proj #5(27), in the NECR Section 24, Walcott West. Mgr. Rostad reported loose planks on the bridge that need to be fixed. Mr. Bladow will inspect the bridge and report back to the District Office.

Mail

1. Bank of New York Mellon- Pledged securities on August 31, 2015 were \$4,221,383.29.
2. Richland County Commission- Minutes of the August 2015 meetings.
3. North Dakota State Water Commission- Minutes of the May 20, 2015 meeting.

SE1/4 Section 18, Nansen Township

Technician Johnson reported that he inspected the SE1/4 Section 18, Nansen Township, due to Angeline Anderson's request to have the land removed from the Proj #12 assessment district. Mrs. Anderson contends that the land does not benefit from the legal drain. Mr. Johnson reported the water runs north and east to Antelope Creek and will not go to the legal drain. At this time a motion was made by Mgr. Rostad and seconded by Mgr. Friskop to remove the NE1/4 Section 18, Nansen Township, from the Legal Drain #12 assessment district. The motion carried unanimously. (Anderson #15-003)

Fargo-Moorhead Flood Diversion Board of Authority

Technician Johnson reported on the September 10, 2015 meeting he attended.

Richland-Sargent Joint Water Resource District Phase 1 Extension and Channel Improvement Project Construction Issues

M&M Contractors claim for compensation for the Extension and Channel Improvement Project was brought before the Board. When Engineer Bassingthwaite presented the contractor's claim for compensation at the September 2, 2015 meeting of the Joint Board, two items were inadvertently missed. The two items not reported were overhead and profit, at a cost of \$2,200. This amount was in addition to the \$11,000 claim for work lost. Total claim for compensation was \$13,200. The Joint Board approve the \$13,200 payment; however, the Managers needed to be made aware of the claim for overhead and profit. Consensus of the Richland County Board was to pay the \$2,200. Final action will be taken by the Joint Board at their September 22, 2015 meeting. (The Sargent County WRB will also be made aware of this matter at their September 17, 2015 meeting.)

Applications

Appl #15-140, Don Rustad, etal: NE1/4 Sec 18, Walcott West A motion was made by Mgr. Haugen and seconded by Mgr. Friskop authorizing JAV Construction to clean Proj #5(37A) at drain expense. The motion carried unanimously.

Appl #15-141, Thimjon Farms: S1/2 Sec 31, Center West A motion was made by Mgr. Friskop and seconded by Mgr. Rostad to approve the field ditching and refer the work in the road ditch to the Center Township Board of Supervisors. Work at no cost to the drain. The motion carried unanimously.

Appl #15-142, Dustin Mumm: S1/2 Sec 33, Dwight West A motion was made by Mgr. Friskop to approve the field ditching contingent upon the signature of Roger Erickson and to refer the work in the road ditch to the Dwight Township Board of Supervisors. The RCWRB recommends the Township Board require the signature of Ron Conzemius. Work at no cost to the RCWRD. The motion carried unanimously.

A motion was made by Mgr. Friskop and seconded by Mgr. Haugen to refer Appls #15-143 through #15-145 to the respective Township Boards of Supervisors. The motion carried unanimously.

Appl #15-143	Gary Osborn	N1/2 Sec 17, Fairmount South
Appl #15-144	Gary Osborn	NW1/4 Sec 30, Fairmount South
Appl #15-145	Gary Osborn	NE1/4 Sec 33, Lamars Twp

Appl #15-146, Mike Aigner: W1/4 Sec 34, Colfax East A motion was made by Mgr. Haugen and seconded by Mgr. Friskop to refer the application to the Richland County Highway Department. The motion carried unanimously.

Appl #15-147, Dixie & Mike Hubrig: NW1/4 Sec 11, Waldo Twp A motion was made by Mgr. Rostad and seconded by Mgr. Friskop to approve the field ditching and refer the work in the road ditches to the Waldo Township Board of Supervisors and Richland County Highway Department. Work at no cost to the drain. The motion carried unanimously.

Appl #15-148, Joretta Lingen Trust, etal: NE1/4 Sec 1, Liberty Grove Twp A motion was made by Mgr. Friskop and seconded by Mgr. Rostad to approve installation of drain tile and refer the outlet to the Liberty Grove Township Board of Supervisors. Work at no cost to the RCWRD. The motion carried unanimously.

Appl #15-149, Mike & Jeff Yaggie: NW1/4 Sec 29, Center East A motion was made by Mgr. Haugen and seconded by Mgr. Rostad to approve installation of drain tile and refer the outlet to the North Dakota Department of Transportation. Work at no cost to the RCWRD. The motion carried unanimously.

Surface Drainage Application Process

Discussion was held regarding the surface drainage application process. Further discussion will be held when the full Board is present.

Richland-Sargent Joint Water Resource District Secretary's Compensation

Discussion was held relative to compensation for the Joint Board's secretary. This matter will be discussed with the Full Board and the Joint Board at the September 22, 2015 meetings.

Fargo-Moorhead Flood Diversion Project

The Department of Natural Resources (DNR) released a draft report on the impact of the Fargo-Moorhead flood diversion project. The public comment period started September 14, 2015 and ends October 28, 2015. The Board would like to submit a letter to the DNR.

Adjournment

There being no further business to come before the Board, Chr. Moffet adjourned the meeting at 10:30 AM.

Respectfully submitted,

Monica Zentgraf
Secretary

Don Moffet
Chairman of the Board