

RICHLAND COUNTY WATER RESOURCE DISTRICT  
Richland County Courthouse, Wahpeton, ND  
April 30, 2019

The Richland County Water Resource Board ("RCWRB") met April 30, 2019 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.

THOSE ABSENT: None

### **Minutes**

The April 23, 2019 minutes were presented. A motion was made by Mgr. Rostad and seconded by Mgr. Burvee to approve the April 23, 2019 minutes as corrected. The motion carried unanimously.

### **Mail:**

- 1.) Keith Weston, Red River Retention Authority ("RRRA")- The RRRA is working with the Minnesota Association of Watershed Districts to hold a summer bus tour of water development and water management projects in the upper Red River Basin. Mr. Weston requested assistance from the District and/or engineer with a drive thru and presentation of the North Branch Antelope Creek Regional Conservation Partnership Program ("RCPP"). Mike Bassingthwaite, of Interstate Engineering, and North Branch Antelope Creek project engineer, is willing to assist. Consensus of the Board was for Mr. Bassingthwaite to assist with the tour/presentation.

### **Proj #1 Reconstruction**

Discussion was held regarding rights-of-way for the Proj #1 reconstruction. A conference call was held with Mike Bassingthwaite, of Interstate Engineering, to verify the acreage needed in the NW1/4 Section 29, Abercrombie East, and to discuss a potential sale price, based on Mr. Bassingthwaite's conversation with the landowner. The District will secure comp sales figures from the Richland County Tax Director. (RCWRD #17-017)

### **Proj #7 Reconstruction**

The Proj #7 Contract Agreement, between the RCWRD and JAV Construction, and the Contractor's Notice to Proceed, were presented to the Board. A motion was made by Mgr. Haugen and seconded by Mgr. Moffet to approve the Proj #7 Contract Agreement between the RCWRD and JAV Construction and to issue the Notice to Proceed to JAV Construction. The motion carried unanimously. (RCWRD #17-016)

### **Proj #31 Reconstruction**

The Board previously tabled authorization for preparation of the Proj #31 reconstruction plans and specs pending input from the affected landowners regarding sale of the needed rights-of-way. Input from landowners has been favorable. At this time a motion was made by Mgr. Burvee and seconded by Mgr. Rostad authorizing Houston Engineering to proceed with plans and specs for reconstruction of Proj #31 in the SE1/4 Section 21 and E1/2 Section 28, Devillo Township. Motion carried unanimously. Plans are to reconstruct in 2020. (RCWRD #18-022)

### **Proj #41 Cleanout**

The Board previously directed written notification be sent to the landlords in the E1/2 Sections 13, 24, 25, and 36, Mooreton Township, regarding the Board's decision to reestablish a 16 foot buffer along Proj #41 and to clean the channel in Sections 25 and 36. The matter was further considered at today's meeting with the consensus being to send letters to the landlords and tenants in July. Mr. Johnson

will visit with the tenants for the E1/2 Sections 25 and 36 to discuss spreading spoil from the cleanout. (Berndt #18-027)

### **Legislative Matters**

SB 2020 (North Dakota State Water Commission appropriations bill)- Signed by Governor Burgum.

SB 2293 (Aquatic Nuisance Species Program Fund)- Passed in the Senate and House of Representatives.

SB 2358 (Definition of a Watercourse)- Signed by Governor Burgum.

### **MnDak Upstream Coalition**

Mgr. Rostad reported on the MnDak Upstream Coalition meeting he attended April 25, 2019.

### **Technician's Report**

#### **•Proj #2-**

Site #388, Erosion on east drain slope located in the SE1/4SE1/4 Section 24, Colfax West.

Site #389, Erosion damage located in the NECR Section 26, Eagle South.

Site #391, Erosion damage located in the NE1/4SE1/4 Section 24, Colfax West.

Appl #19-015 was completed and a motion was made by Mgr. Haugen and seconded by Mgr. Rostad authorizing JAV Construction to repair Sites #388, #389, and #391.

**•Proj #31-** Mr. Johnson reported culverts will not be available until mid-May for repairing Site #381, located in the SW1/4 Section 21, Devillo Township. JBX has made temporary repairs so the road could be opened.

Site #381, Erosion damage to the Holthusen driveway, located in the NW1/4 Section 20, Summit West. During Mr. Johnson's meeting with Mr. Holthusen, he expressed concern with what he believes is an inadequate capacity of the culverts through his driveway since the bridge was removed several years ago. Various options were considered; no action was taken by the Board. (RCWRD #19-011)

#### **•Proj #67-8(#8)-**

Site #390, Erosion hole in road above 18 inch cmp. Appl #19-016 was completed and a motion was made by Mgr. Rostad and seconded by Mgr. Haugen to assign repairs to JBX. The motion carried unanimously.

**•Metro Flood Diversion Authority Meeting-** Mr. Johnson reported on the April 25, 2019 meeting.

### **Proj #3 Reconstruction**

The Managers visited about the condition of Proj #3 in the NW1/4 Section 16, W1/2 Section 9, and SW1/4 Section 4, all in Lamars Township. Board consensus was to visit with Legal Counsel about this project could be moved forward. (RCWRD #18-004)

### **Meeting with Legal Counsel**

The Managers directed a meeting be scheduled in the near future with Legal Counsel to discuss multiple issues.

### **Applications**

A motion was made by Mgr. Moffet and seconded by Mgr. Burvee to approve Red River Telephone Appis #19-017 and #19-018 conditioned upon the execution of the District's utility permit for boring fiber optic cable under Projs #17 and #48. The motion carried unanimously.

**Adjournment**

There being no further business to come before the Board, Chr. Friskop adjourned the meeting at 11:10 AM.

Respectfully submitted,

*Monica Zentgraf*  
Monica Zentgraf  
Secretary

*Gary Friskop*  
Gary Friskop  
Chairman of the Board