

RICHLAND COUNTY WATER RESOURCE DISTRICT
Richland County Courthouse, Wahpeton, ND
February 8, 2022

The Richland County Water Resource Board (“RCWRB”) met February 8, 2022 at 9:00 A.M. at the Richland County Courthouse.

THOSE PRESENT: Managers Arv Burvee, Tom Kubela, Gary Friskop, Don Moffet, Engineering Technician Justin Johnson, Secretary-Treasurer Tiffany Bladow.

THOSE ABSENT: Clint Arndt

Approval of Agenda

A motion was made by Mgr. Moffet, seconded by Mgr. Friskop, and unanimously carried to approve the agenda as presented.

Minutes

The January 25, 2022 minutes were presented. A motion was made by Mgr. Kubela, and seconded by Mgr. Friskop, to approve the January 25, 2022 minutes as presented. Upon roll call vote, the motion carried unanimously.

Mail

- 1) North Dakota State Water Commission (“ND SWC”)- Request for submission of future projects for the Water Development Plan which may require ND SWC cost share.

Mike Bassingthwaite joined the meeting

North Dakota State Water Commission (“ND SWC”) Water Development Plan Projects

Mr. Bassingthwaite met with the Board for the purpose of choosing future legal drain projects to submit to the ND SWC for potential cost share assistance for the 2023-2025 biennium and beyond. Consensus of the Managers was to submit the following projects:

- Dr. #1 Partial Reconstruction
- Dr. #3 Partial Reconstruction
- Dr. #5(37) Reconstruction
- Dr. #12 Reconstruction
- Dr. #14 Reconstruction Part 5
- Dr. #18 Reconstruction
- Dr. #65 Reconstruction
- Richland-Sargent Phase 3 Reconstruction
- Antelope Creek Snagging & Clearing
- Wild Rice River Snagging & Clearing
- Sheyenne River Snagging & clearing
- Red River Watershed Retention Project-NRCS RCPP Project
- Mantador Dam

It was made clear these are identified as potential projects. Interstate Engineering will complete the necessary paperwork for all of the aforementioned projects.

Mr. Bassingthwaite left the meeting.

Gabe Bladow joined the meeting.

Drain #31 Reconstruction

Mr. Bladow provided the Board with a bid tabulation from the bid opening held January 25, 2022. Low bidder was Gladen Construction with the following bid: \$215,689.00. Discussion followed regarding total estimated cost of the project and funding options. Discussion concluded with a motion made by Mgr.

Friskop and seconded by Mgr. Kubela to award Gladen Construction, based on their bid of \$215,689.00. Upon roll call vote, the motion carried unanimously. (RCWRD #18-022)

Mr. Bladow left the meeting.

Financial Matters

● **January 2022 Financial Reports**- A motion was made by Mgr. Moffet and seconded by Mgr. Kubela to accept the January 2022 financial reports as presented. Upon roll call vote, the motion carried unanimously.

● **Bremer Bank Collateral Report**- 110% of the District's securities totaled \$7,523,017.51; Bremer Bank's collateral in the amount of \$8,049,969.00 adequately covers the District's funds.

Applications

Application to Install a Subsurface Water Management System #22-001 for Troy Hentz in the E1/2 Section 16, NW1/4 Section 15, Elma Township

The Board reviewed *Application to Install a Subsurface Water Management System #22-001*. Under the application, Troy Hentz seeks to install a 375-acre drain tile system in the E1/2 Section 16 and NW1/4 Section 15, Elma Township. The project will include a single pump outlet located near the west boundary of the Northwest Quarter. The Board reviewed the application, design plan, water flow map, and all accompanying data submitted as part of the application.

Mgr. Moffet moved, and Mgr. Friskop seconded the motion, to approve Appl #22-001 and to authorize the Secretary-Treasurer to sign SUBSURFACE WATER MANAGEMENT PERMIT #22-001, subject to the following conditions:

- that Applicant install and maintain proper erosion protection at all outlets;
- that Applicant re-establish all disturbed areas to previous conditions, including re-seeding;
- that Applicant will not install Applicant's tile system within 20 feet, on either side of any rural water lines under any blanket easements, or otherwise beyond any existing easements the Rural Water District has for Applicant's property being tiled;
- that Applicant must turn off any pump outlets and control structures during "critical flood periods," as determined by the Richland County Water Resource District;
- that Applicant must apply for an amendment to this SUBSURFACE WATER MANAGEMENT PERMIT in advance of any proposed alterations to outlet locations, the addition of any outlets, or improvements or modifications to the tile system that could increase the capacity or drainage area of the tile system;
- that Applicant remove silt or vegetation, or repair erosion or scour damages **directly** caused by Applicant's tile system, but only up to one mile downstream from a project outlet, unless the distance to the nearest assessment drain, natural watercourse, slough, or lake is less than one mile downstream of the proposed outlet, in which case the Applicant remove silt or vegetation, or repair erosion or scour damage only between the outlet and the discharge into the nearest assessment drain, natural watercourse, slough, or lake.

With regard to this condition, Applicant's obligations to remove silt or vegetation, or repair erosion or scour damages, will only arise upon submission of substantial evidence to the Board by a downstream landowner or road authority that Applicant's tile system **directly** caused accumulation of silt or vegetation, erosion, or scouring.

Upon roll call vote, the motion carried unanimously.

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

that Applicant obtain easements from the owners of any property not owned by the Applicant but on which the Applicant will install, construct, and maintain Applicant's tile system;

that Applicant obtain a pipeline easement from the owners of property not owned by the Applicant but on which the Applicant will install, construct, and maintain a buried pipeline;

that Applicant obtain written permission from all applicable road authorities to discharge into, or otherwise utilize, any township, county, or state road ditches; to install, operate, and maintain buried pipe in any township, county, or state road ditches; or to bore or cut through any township, county, or state roads and road ditches; and

that Applicant 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.

Technician's Report

• Mr. Johnson reported that he spoke with Richland County Engineer Jesse Sedler about possible upcoming projects. Jesse informed Mr. Johnson he might have a funding opportunity to replace Site 452 in the NW Corner SW 1/4 S6 Fairmount South Township and Site 504 in the NW Corner SW 1/4 S3 Lamars Township. Mr. Johnson will keep in contact with Jesse Sedler regarding updates to both project sites, and will report back to the Board.

Office Equipment

Received a quote from Innovative Office Solutions for the 2 new printers, so we are able to print checks, and make colored photo copies. The quote was \$226.32 per month for a 36 month lease. We are still looking at other options at this point.

Adjournment

There being no further business to come before the Board, Chr. Burvee adjourned the meeting at 11:45 A.M.

Respectfully submitted,

Tiffany Bladow
Tiffany Bladow
Secretary/Treasurer

Arv Burvee
Arv Burvee
Chairman of the Board