

RICHLAND-SARGENT JOINT WATER RESOURCE DISTRICT
Richland County Courthouse, Wahpeton, ND
June 6, 2018

The Richland-Sargent Joint Water Resource Board (RSJWRB) met June 6, 2018 at 7:00 PM at the Richland County Courthouse, Wahpeton, North Dakota.

THOSE PRESENT: Managers Bruce Speich, Lucas Siemieniewski, Todd Stein, Arv Burvee, Robert Rostad, Gary Friskop, Don Moffet, James Haugen, Secretary-Treasurer Monica Zentgraf, Engineer Mike Bassingthwaite (Interstate Engineering, Inc), and guest Gene Wefel

THOSE ABSENT: Roger Zetocha

Chr. Speich called the meeting to order.

Minutes

A motion was made by Mgr. Friskop and seconded by Mgr. Siemieniewski to approve the minutes of the April 10, 2018 meeting as presented. The motion carried unanimously.

Financial Matters

- The April and May financial reports were presented for the Board's review. A motion was made by Mgr. Rostad and seconded by Mgr. Friskop to accept the April and May 2018 financial reports as presented. The motion carried unanimously.

- Design Engineering Costs- A cost-share reimbursement request for design engineering services was submitted to the North Dakota State Water Commission (ND SWC), but funds have not yet been received. The Managers directed the cost-share money be deposited to the maintenance account as the design engineering bills were paid from that account. There is a cost over-run (to date) of approximately \$34,000 for design engineering services. Over-runs are due to additional work for the United States Army Corps of Engineers (USACE) permit, wetland delineations required by the USACE, planning and design for the additional bridge replacement, and considerable extra work involved in securing rights-of-way. It was recommended that a cost-share request be submitted to the ND SWC for the over-run (less engineering work for rights-of-way). Funding is not available at the present time but if cost-share is restored in the next legislative session, there may be a possibility of receiving the additional money. Consensus of the Managers was to submit a cost-share request to the ND SWC for the over-run.

- June Bills- A bill in the amount of \$543 from Ohnstad Twichell was presented to the Board. A motion was made by Mgr. Burvee and seconded by Mgr. Siemieniewski to approve the Ohnstad Twichell bill in the amount of \$543. Upon roll call vote, the motion carried unanimously.

Phase 2 Reconstruction

- South Dakota Department of Transportation Railroad Update- Mr. Bassingthwaite has received written concurrence from the SD DOT Railroad for awarding the contract.

- NRCS Update- Mr. Bassingthwaite is waiting for the NRCS shape files so the edges of the wetlands can be flagged, as fill material cannot be placed within the wetland areas. NRCS will not flag the wetland edges; this will need to be done by Interstate Engineering.

- Right-of-Way Update- Mr. Bassingthwaite is waiting for Tim Hanson and Don Willprecht Estate easements. The Hanson document was lost in the mail. A second document was mailed; Mr. Hanson promised to sign and return the easement as soon he receives it. The attorney for the Willprecht Estate wants the abstract updated before the easement is signed. He told Mr. Bassingthwaite he sees no issues with the project. Mr. Bassingthwaite explained that if the Willprecht easement is not signed, the last ½ mile of the project will have to be deleted via change order.

ND SWC Cost-Share Agreement for Construction

The ND SWC cost-share agreement for the construction portion of the project has been signed by State Engineer Erbele and is in the mail to the District. An electronic copy has been received and reviewed by Legal Counsel and is in proper order. The ND SWC will provide cost-share up to \$378,000. A motion was made by Mgr. Burvee and seconded by Mgr. Sein authorizing Chr. Speich to sign the RS #1- Phase 2 Cost-Share Agreement. The motion carried unanimously.

Awarding of RS #1- Phase 2 Reconstruction Bid

The bid tab for the Phase 2 reconstruction was provided to the Board Members. As previously reported, low bidder was JAV Construction with a bid of \$678,783 for the entire project (base, which includes the railroad crossing, and the additional bridge replacement). Mr. Bassingthwaite recommended awarding the base project. Alternate #1 (additional bridge replacement) cannot be awarded until the USACE adds the bridge portion to the permit. The USACE will not add the bridge without the field wetland delineation report (which is being done by Carlson McCain). Mr. Bassingthwaite further recommended issuing a Change Order for Alternate #1 when the bridge is permitted. A motion was made by Mgr. Stein and seconded by Mgr. Moffet to award RS #1-Phase 2 Reconstruction base project to JAV Construction per their bid of \$563,989 (Base \$421,484 + Railroad Base \$142,505). The motion carried unanimously.

The Notice of Award was signed; the Board will issue the Notice to Proceed upon receipt of all required documents from the contractor.

Bonding

Bond proposals in the amount of \$830,000 and \$700,000 were reviewed with the Board. The \$830,000 proposal would cover the entire project; the \$700,000 proposal would include designating \$130,000 of maintenance funds on hand to the project. Considerable discussion was held and a straw poll taken to determine what amount to bond for. Consensus was to bond for \$830,000. The bonding company will be notified accordingly; the bond sale is tentatively scheduled for July 10, 2018.

Miscellaneous Drain Work

Mgr. Siemieniewski reported the end of a 24 inch x 42 foot field inlet culvert has broken off. The culvert is located in the NE 1/4 Section 2, Kingston South. Mgr. Siemieniewski

recommended replacing the culvert as it is made of pvc; the flap gate may also need to be replaced. Appl #18-001 was completed and a motion was made by Mgr. Siemieniowski and seconded by Mgr. Burvee to assign installation of a new field inlet culvert and flap gate (if needed) in the NE1/4 Section 2, Kingston South, to JAV Construction. The motion carried unanimously.

Cattail Spraying

Discussion was held relative to spraying the drain for cattails and to do it before they go to seed. A motion was made by Mgr. Siemieniowski and seconded by Mgr. Stein to assign cattail spraying to Larson Helicopters. Cattails to be sprayed before they go to seed. The motion carried unanimously.

Engineering Contracts

The EJCDC contract with Interstate Engineering for engineering services for May 22, 2018 through May 22, 2021 and 2018 engineering rates were presented to the Board. A motion was made by Mgr. Burvee and seconded by Mgr. Friskop to approve the EJCDC contract with Interstate Engineering and to accept Interstate Engineering's rates as presented. The motion carried unanimously.

RS #1- Phase 2 Reconstruction Engineering Task Order

The Task Order with Interstate Engineering was presented to the Board and explained by Mr. Bassingthwaite. Upon review, a motion was made by Mgr. Moffet and seconded by Mgr. Haugen to approve the Interstate Engineering RS #1, Phase 2 Task as presented. The motion carried unanimously.

Beaver Dams

Mgr. Siemieniowski reported Al Murack is owed \$50 and Jim Gaukler, Jr is owed \$100 for beaver removal. (Payment of \$50/beaver) A motion was made by Mgr. Burvee and seconded by Mgr. Siemieniowski to approve payment as reported. The motion carried unanimously.

Adjournment

There being no further business to come before the Board, Chr. Speich adjourned the meeting at 8:20 P.M.

Respectfully submitted,

Monica Zentgraf
Monica Zentgraf
Secretary

Bruce Speich
Bruce Speich
Chairman of the Board