

RICHLAND COUNTY WATER RESOURCE DISTRICT
Richland County Courthouse, Wahpeton, ND
March 1, 2022

The Richland County Water Resource Board ("RCWRB") met March 1, 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:

Approval of Agenda

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

Minutes

The February 8, 2022 minutes were presented. A motion was made by Mgr. Kubela and seconded by Mgr. Friskop, to approve the February 8, 2022 minutes as presented. Upon roll call vote, the motion carried unanimously.

Financial Matters

• **February 2022 Vouchers**- Vouchers for the month of February 2022 were presented for the Board's review and approval. A motion was made by Mgr. Arndt and seconded by Mgr. Moffet, to approve Vouchers #18795 through #18821. Upon roll call vote, the motion carried unanimously.

Mail

- 1) Drain #31 Surface Drain Permit No. 5375 – Extension

The Board is in the process of developing a project to improve Richland County Drain #31. On June 23, 2020, the Board approved APPLICATION FOR SURFACE DRAIN NO. 5375 for the project, and the Board provided the original signed permit to the North Dakota State Engineer's Office, now known as the Department of Water Resources ("DWR"). Under N.D. Admin. Code § 89-02-01-09.11, construction on any permitted project must be completed within two years. However, the Board has authority under N.D. Admin. Code § 89-02-01-09.12 to approve up to two one-year extensions. The Board recently completed project design and has acquired the right of way necessary to accommodate the project. Further, the Board recently opened bids for the project and plans to execute a construction contract in the near future. Despite this progress, the Board will have to extend the permit for at least one year.

Mgr. Kubela moved, and Mgr. Friskop seconded the motion, to approve a one-year extension regarding APPLICATION FOR SURFACE DRAIN NO. 5375 for the Richland County Water Resource District's Drain 31 project, subject to the conditions previously attached by the State Engineer. Upon roll call vote, the motion carried unanimously. Sean Fredricks will notify the State Engineer's Office of the extension, through June 23, 2023.

Mike Bassingthwaite joined the meeting

Drain #66A

A discussion was had with the Board and Mr. Bassingthwaite on options for future work on The Drain, and what options would benefit the assessment area the most.

Mike Bassingthwaite presented the Board with a bill for Dr. #66A in the amount of \$2,620.50. A motion was made by Mgr. Arndt and seconded by Mgr. Kubela to approve the payment of the bill. Upon roll call vote, the motion carried unanimously. Mgr. Friskop abstained from the motion.

Drain #95

A discussion was had with the Board and Mr. Bassingthwaite regarding a clean out of the drain. RCWRD will replace the current Warranty deeds with new Right of Way documents signed by all the land owners. Mr. Bassingthwaite, Justin Johnson, and Mgr. Arndt are going to meet with the land owners to get these documents signed when we receive the documents.

Mr. Bassingthwaite left the meeting.

Applications

Application to Install a Subsurface Water Management System #22-002 for Joseph Mauch in the NE1/4 Section 5, Barney Township

The Board reviewed *Application to Install a Subsurface Water Management System #22-002*. Under the application, Joseph Mauch seeks to install a 137-acre drain tile system in the NE1/4 Section 5, Barney Township. The project will include a single pump outlet located on the north boundary of the Northeast Quarter. The Board reviewed the application, design plan, water flow map, and all accompanying data submitted as part of the application.

Mgr. Kubela moved, and Mgr. Friskop seconded the motion, to approve Appl #22-002 and to authorize the Secretary-Treasurer to sign SUBSURFACE WATER MANAGEMENT PERMIT #22-002, 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 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 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.

Misc. Items

RCWRD received a quote from Innovative Office Solutions to replace the printer on Ms. Bladow's desk, which will be used to print checks, and to replace the photo copy machine with a colored photo copy machine. The quote for all equipment was \$2022.88. A motion was made by Mgr. Arndt and seconded by Mgr. Kubela to approve the ordering of the 2 new printers. Upon roll call vote, the motion carried unanimously.

A second motion was made by Mgr. Arndt and seconded by Mgr. Moffet to order printable checks. Upon roll call vote, the motion carried unanimously.

Adjournment

There being no further business to come before the Board, Chr. Burvee adjourned the meeting at 10:30 A.M.

Respectfully submitted,

Tiffany Bladow
Tiffany Bladow
Secretary/Treasurer

Arv Burvee
Arv Burvee
Chairman of the Board