

February 13, 2018

MINUTES OF THE MEETING OF THE PEMBINA COUNTY WATER RESOURCE DISTRICT BOARD OF MANAGERS HELD IN THEIR OFFICE IN THE LAW ENFORCEMENT BUILDING, CAVALIER, NORTH DAKOTA.

Those present were Managers Randall Emanuelson, Joshua Heuchert, Charles Thacker, Richard Kendall, Gerald Juhl, and LuAnn Kemp, secretary. Attorney Fleming also present. A motion was made by Charles Thacker, seconded by Randall Emanuelson, by vote unanimously carried to approve the minutes of February 6, 2018.

Jeff Duray – Triple D Construction met with the board regarding a temporary crossing across Drain 13 to allow for hauling of the material from American Crystal. A motion was made by Randall Emanuelson, seconded by Charles Thacker, by vote unanimously carried to allow the temporary crossing across Drain #13 with removal by March 10th, 2018.

Brian Osowski and Mark Deraney with AMCO Financial met with the board regarding potential bonding for Drain 79. Board also discussed bonding remaining debt for Drain 78, 67, and 7. Discussion was held on possible getting a rating from S & P. Bond counsel would be through AMCO as well. A motion was made by Randall Emanuelson, seconded by Joshua Heuchert, by vote unanimously carried to proceed with bonding consultation with AMCO. Meeting will be scheduled for next Tuesday to further review bonding options.

Joel Toso-Wenck Engineering met by telephone with the board regarding Drain 82. The board discussed options for the gates vs stop logs, additional gates needed at more crossings. The board discussed timeline for the project as well as need for the permitting and cost estimate to be completed as soon as possible.

Board visited with Kayo Vivatson by telephone regarding the Wenck proposal. A motion was made by Joshua Heuchert, seconded by Randall Emanuelson, by vote unanimously carried to approve the First Resolution of Drain 82 with Wenck Engineering as the listed Engineer.

The board reviewed the interest quotes for the operating loan: UVB – 3% Variable or 3.25% fixed; KODA – 3.49% fixed for \$400,000 revolving loan. A motion was made by Joshua Heuchert, seconded by Charles Thacker, by vote unanimously carried to approve the 3.25% fixed loan with United Valley Bank.

Attorney Fleming and Manager Emanuelson discussed the Helm letter at the Pembina County Commission.

Fleming reported that the property sale ad will be in the Cavalier Chronicle this week.

The board reviewed the Thacker vs Eagan tile drain complaint. A discussion on the permit was held. A motion was made by Randall Emanuelson, seconded by Joshua Heuchert, by vote unanimously carried to notify all parties of the complaint and request a watercourse determination from the ND SWC. Manager Thacker abstained.

Attest: _____
LuAnn Kemp, Secretary

Gerald Juhl, Chairman