

November 24, 2020

MINUTES OF THE MEETING OF THE PEMBINA COUNTY WATER RESOURCE DISTRICT
BOARD OF MANAGERS HELD ELECTRONICALLY, CAVALIER, NORTH DAKOTA.

Those present were Managers Richard Kendall, Donald Kemp, Charles Thacker, Randall Emanuelson, Ted Juhl, and LuAnn Kemp, secretary. Attorney Fleming also present. A motion was made by Donald Kemp, seconded by Charles Thacker, by vote unanimously carried to approve the minutes of November 17, 2020.

Discussion followed on the estimate from Triple D Construction to clean from west of the I-29 ROW through the RR and Old Highway 44. Culverts under the interstate will also need to be cleaned at a later date. Triple D's estimate was \$12,000 to \$15,000. A motion was made by Ted Juhl, seconded by Donald Kemp, by vote unanimously carried to hire Triple D Construction to clean Drain 39 area not to exceed \$15,000. A motion was made by Donald Kemp, seconded by Ted Juhl, by vote unanimously carried to approve the ND DOT ROW permit for the Drain 39 cleanout.

The Drain 82 Assessment Hearing was held at the time and place noted in the notice of hearing. Those in attendance included: Colleen Daby, Kayo Vivatson, Garry Friedt, Kent Schulchter, Shari Schulchter, Anthony Morrison, Leroy Kautz, Rita Harliss, Scott Devitt, and Craig Steiger. Leroy Kautz discussed parcel 06-4310000 – currently assessed with 70 acres – he feels that the parcel should be split in half. Discussion followed with LIDAR mapping reviewed. Kautz was in agreement with the south 35 acres of the parcel being assessed into Drain 82. Scott Devitt discussed his parcel regarding a difference between protective and drainage assessments. The board reviewed the drainage through the Devitt parcel – a substantial amount will be intercepted at the drain west of Highway 18 – no changes were made to Devitt parcel. Garry Friedt discussed parcel 06-4110000 – he feels that more of parcel drains north and does not benefit from the drain. Board reviewed the LIDAR and mapping – no changes were made. Discussion on the extension of the drain to the river versus ending at the natural watercourse. A motion was made by Randall Emanuelson, seconded by Charles Thacker, by vote unanimously carried to reduce the acres on parcel 06-431000 to the south 35 acres and confirm all other assessments for Drain 82.

Allen Anderson joined to discuss the options for parcels that may be double assessed if an additional drain is made in the Kippen Coulee area.

Anthony Morrison requested the culvert onto his property be extended to the natural watercourse. Board has some concerns over that cost of that length of pipe. Morrison indicated he would be happy with an additional sixty feet. Dan Fischer will be contacted to review the design and request.

The board discussed the upcoming ND Water User's Conference – registration will be made for 5.

Manager Kemp discussed the culvert in St. Thomas and if it could be a reconstruction. Manager Emanuelson reported he had reviewed the proposal on Drain 13 – no decision was made.

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Manager Kendall reported that dams are closed –he will close Renwick soon to allow for ice formation for the snagging and clearing.

Attorney Fleming reported that Rhineland was not planning on enforcing any penalties on Drain 62R. A motion was made by Charles Thacker, seconded by Randall Emanuelson, by vote unanimously carried to agree with Rhineland’s determination regarding the penalty.

Fleming also reported on the Drain 81 appraisal report.

Attest: _____
LuAnn Kemp, Secretary

Richard Kendall, Chairman