

**These are DRAFT minutes, subject to amendment before final approval
by the Pembina County Water Resource District.”**

September 5, 2023

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

Those present were Managers Ted Juhl, Donald Kemp, William Gunderson, Richard Kendall, Randall Emanuelson, and LuAnn Kemp, secretary. Attorney Robert Fleming also present. A motion was made by William Gunderson, seconded by Ted Juhl, by vote unanimously carried to approve the minutes of August 29, 2023.

A motion was made by Ted Juhl, seconded by William Gunderson, by vote unanimously carried to approve the bills as presented:

13939	LuAnn Kemp	4,739.91
13940	Pembina County	2,509.27
13941	William Gunderson	667.07
13942	Polar	20.00

A motion was made by William Gunderson, seconded by Ted Juhl, by vote unanimously carried to add the Tongue River Cutoff amendment and Devon Johnson to the agenda.

Devon Johnson – Pembina County DOT met with the board with ROW cleanout permits. A motion was made by Ted Juhl, seconded by William Gunderson, by vote unanimously carried to approve the renewed permits for Newell.

The board reviewed the ND SOV for the project at Exit 200. No comment on the project as it does not affect any of the drains.

The board reviewed and approved correspondence to Cavalier and Walsh county for the 2023 drain assessments.

A motion was made by Donald Kemp, seconded by William Gunderson, by vote unanimously carried to approve the amended ND DWR cost-share for the Tongue River cutoff.

Manager Kendall discussed erosion in Drain 66 by Highway 81 – it is on the list for the FEMA repairs.

The board reviewed open complaints. The memo provided previously by Attorney Fleming regarding the complaints against Voecks was reviewed. A motion was made by Richard Kendall, seconded by Donald Kemp, by vote unanimously carried to request a response from the Attorney General on whether they plan to rule on the request or not.

The board reviewed the response from the ND DOT regarding the ditch block west of Cavalier in Beaulieu township. A motion was made by Randall Emanuelson, seconded by Ted Juhl, by vote unanimously carried to provide the response to the interested parties that attended the WRD meeting on April 11, 2023.

Manager Kemp reported that Polar had been on site on Drain 64 – all work will occur outside of the drain row.

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Manager Gunderson discussed a request from Kent Schluchter regarding extending the field crossings in Drain 82. Jeff Duray will be contacted for an estimate on the work. Discussion followed on the total costs of the project – no estimates for the additional work south of Highway 5 has been received yet.

Randall Emanuelson reported that the tree spraying does not seem to be taking well. He requested a meeting with Shawn Morton be set up.

Manager Kemp discussed the Drain 16 spoil. Discussion followed on the specifications and expectations of the soft bid packages. A motion was made by Donald Kemp, seconded by William Gunderson, by vote unanimously carried to have the Drain 16 spoil leveling as a soft bid project.

Discussion followed on the spoil along the other cleanouts including Drain 67 near the city of St. Thomas.

The board discussed the concrete pillar remaining from the railroad in Drain 67 – Attorney Fleming will research if the board can remove the structure or not since it may be railroad property.

Manager Emanuelson discussed a beaver dam located between Highway 44 and the railroad in Drain 13. Contractors from the Drayton area on the Rental Road Machinery list will be contacted for an estimate for the beaver dam removal.

A motion was made by William Gunderson, seconded by Randall Emanuelson, by vote unanimously carried to approve the purchase of the side inlet pipes for the Drain 81 FEMA project.

Attest: _____
LuAnn Kemp, Secretary

Richard Kendall, Chairman