

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

December 17, 2024

MINUTES OF THE MEETING OF THE  
PEMBINA COUNTY WATER RESOURCE DISTRICT BOARD OF MANAGERS  
WATER RESOURCE DISTRICT OFFICE, CAVALIER ND

Those present were Managers William Gunderson, Randall Emanuelson, Ted Juhl, and LuAnn Kemp, secretary. Attorney Fleming also present. A motion was made by William Gunderson, seconded by Randall Emanuelson, by vote unanimously carried to approve the minutes of December 3, 2024.

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

14193	LuAnn Kemp	550.80
14194	Triple D Construction and Leasing	82,400.00
14195	Triple D Construction and Leasing	246,768.93
14196	Pembina County	16.72
14197	Kendall Construction	79,340.00
14198	Helm Enterprises	680.00
14199	ND Water Resource Association	675.00
14200	Fleming DuBois and Fleming	24,080.00
14201	Houston Engineering	43,070.59

The board reviewed the bids for the parcel of land near the Willow Coulee Dam. Two bids were received: Loren Estad – \$12,400 and Dennis Biliske - \$16,650. A motion was made by Ted Juhl, seconded by William Gunderson, by vote unanimously carried to approve the sale of the parcel described:

That part of the East Half of the Southeast Quarter of Section 6, Township 160 North, Range 55 West of the Fifth Principal Meridian, Pembina County, North Dakota, described as follows: Beginning at the southeast corner of said Southeast Quarter; thence South 87°51'07" West, along the southerly line of said Southeast Quarter, for a distance of 524.69 feet; thence North 38°44'01" East for a distance of 462.24 feet; thence North 43°36'53" East for a distance of 323.66 feet to a point of intersection with the easterly line of said Southeast Quarter; thence South 01°10'43" East, along the easterly line of said Southeast Quarter, for a distance of 575.36 feet to the point of beginning. Said tract contains 3.611 acres, more or less, and is subject to easement as may be of record. to Dennis Biliske for \$16,650. Attorney Fleming was directed to prepare the deed. Earnest money was paid by Biliske at this time.

Monica Korkowski and Mike Peebles – Great American Insurance group met virtually with the board regarding the claim along Drain 12 for tree and crop damage as a result of Dakota Helicopter spraying in 2023. Discussion on the claim, number of potential parties, description of the damages and timing of the initial report (July 2024), chemicals used and location of the damages in comparison to the drain ROW was held. Board will provide any pictures, landowner contact information, estimate to remove and dispose of the dead cottonwood trees, and map/length of the damaged area to GAIG. Inspection of the area will be planned for spring/summer 2025.

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Houston Engineering – Mike Ferrie and Zach Herrmann met virtually with project updates.

- Drain 7 -proposal to remove the two current overflow culverts and install new overflow at higher elevation, modify current outlet to larger outlet, discussion on the 25 year event for overflow and projected costs. The board requested consideration of more economical options. Public meeting will be scheduled for January 28, 2025.
- Drain 78 FEMA Outlet repairs – the board reviewed the proposed design to keep the project within the FEMA mitigation funding restraints, discussion on the size of rock and grade of the drop was held. A motion was made by Ted Juhl, seconded by Randall Emanuelson, by vote unanimously carried to approve the design of the Drain 78 outlet repairs as presented and directed Houston Engineering to submit to FEMA/ND DES for approval
- Drain 4 – the survey has been completed; work on redesign of the drop will be completed this winter. A scope/fee will be presented in January 2025.
- Drain 67A Berm – discussion on the elevation the current berm and potential for raising the berm without other downstream effects. Drain is currently functioning to the design. Houston will research the design of the drain capacity with berm raised versus without to ensure no downstream effects.
- Drain 5 – next steps will be engineering estimate for bringing project to vote/permitting, discussion on the need benefit analysis which will be done as a pilot project with RRJB
- Johnson Farms/Gapp complaints – discussion on what further investigation is needed for board to make determination.
- Red River Basin meeting is in Grand Forks – Zach will be presenting and encouraged board to attend.
- A motion was made by Randall Emanuelson, seconded by William Gunderson, by vote unanimously carried to authorize up to \$2500 for Houston to complete the remaining investigation in the complaint of Johnson Farms against Gapp.

The board discussed the ongoing Canadian Dike Advisory board and need for more active participation from the Pembina County Commission.

The board met with the Pembina County Commission and gave updates on projects as well as potential legislation. Commission Cull discussed the area of concern of Ben Hannesson along Highway 5 – Commission will be sending a letter to ND DOT to review the ditch block and requested waterboard to do the same.

Attest:

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LuAnn Kemp, Secretary

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Ted Juhl, Acting Chairman