

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

January 21, 2025
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 (electronic), Donald Kemp and LuAnn Kemp, secretary. Attorney Fleming also present. A motion was made by Randall Emanuelson, seconded by William Gunderson, by vote unanimously carried to approve the minutes of January 7, 2025. A motion was made by William Gunderson, seconded by Randall Emanuelson, by vote unanimously carried to approve the minutes of January 9, 2025.

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

14212	Pembina County	18.81
14213	Cavalier Chronicle	140.00
14214	Quill	196.72

The board opened the soft-bids for the Maintenance and Spraying of the Dams. One bid was received from Kendall Construction. Discussion followed on the bid and options for spraying. Kendall Gemmill also present.

A motion was made by Randall Emanuelson, seconded by William Gunderson, by vote unanimously carried to amend the Contractor Policy to amend as underlined: Nothing in this policy shall prevent the Pembina County Water Resource Board from waiving any of these provisions in an emergency situation, as defined in the NDCC 48-01.2-04.(2), or in the best interest of Pembina County in the Board's sole discretion.

A motion was made by Randall Emanuelson, seconded by William Gunderson, by vote unanimously carried to accept the single bid for the Maintenance and Spraying of the Dams and award to Kendall Construction.

Manager Kemp reported on discussions on the Red River Basin meetings regarding the Tongue River Bank Stabilization. Christi Fischer will be contacted regarding possibilities of continuing the project.

Dutch and Sherry Fleming (electronic), Burlington Northern officials – Amy McBeth, Daniel Pelitier, Cathy Clune, Alexander Fionni (electronic), Alex Cull, Andrew Cull, and Rick Kendall (electronic) joined the meeting regarding the drainage complaint filed by Mr. D. Fleming in Section 13-161-53. Mr. D. Fleming discussed the complaint regarding two sets of culverts that were removed from the railroad property. At this time, the diameters and elevations of the culverts is unknown. D. Fleming requests that the culverts be returned to the historic conditions. Discussion followed regarding who removed the culverts. Mr. Pelitier discussion options to restore the opening to similar capacity without using culverts – Mr. D. Fleming was not in agreement. Records at both the WRD and the BN will be researched to determine if the historic culverts can be determined. BN committed to an update on the matter by February 28, 2025. Discussion was held on the problem associated with not having a stream crossing standard for the area since it is no longer a functioning railway.

The board reviewed the physical conditions of the job description and will take it under consideration.

The 2023 Audit has been completed and will be finalized by the end of January 2025.

Attest:

LuAnn Kemp, Secretary

Donald Kemp, Chairman