

July 31, 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 Gerald Juhl, Richard Kendall, Randall Emanuelson, and LuAnn Kemp, secretary. Attorney Fleming also present.

Devon Johnson – Pembina County Highway met with the board to review permits. The Latozke and CHS culvert request were reviewed – no comment. A motion was made by Richard Kendall, seconded by Randall Emanuelson, by vote unanimously carried to approve the Pembina County DOT ROW cleanout for Wagner.

Joel Toso – Wenck Engineering – met by telephone with the board regarding Drain 82. Corp permitting will depend on any fill needed. ND DOT is indicating a preference for stockpiled material with stockpile in place by November 2018. A discussion on the building of a berm was held. Toso is comfortable with the provided estimate for voting.

A motion was made by Randall Emanuelson, seconded by Richard Kendall, by vote unanimously carried to approve payment of bills as presented and as necessary during harvest:

13009	Gladden Construction	80,458.38
13010	Quill	221.14
13011	Pembina County Highway	1,416.68
13012	Wenck Engineering	13,384.42
13013	Clark Gravel & Construction	400.00
13014	Kendall Construction	6,571.70

A motion was made by Richard Kendall, seconded by Randall Emanuelson, by vote unanimously carried to set the Tongue River Snagging and Clearing at \$0.41/acre and \$0.41/\$500 of valuation.

The board met with Kent Schulchter regarding Drain 82 land easements. Schulchter's preference will be for the drain to purchase the land instead of an easement. Options will be looked at for dirt purchase with easement etc.

The board discussion the upcoming Commission meeting with Enbridge.

Attorney Fleming discussed the Canadian Dike lawsuit. A motion was made by Richard Kendall, seconded by Randall Emanuelson, by vote unanimously carried to approve the additional legal action not to exceed \$40,000 CDN.

A motion was made by Randall Emanuelson, seconded by Richard Kendall to have Triple D Construction clean the area on Drain 74 in Neche 31 pending Chairman Juhl's inspection.

Manager Juhl reported on a need to clean in Drain 39 in Sections 13/14 S Joliette. Discussion followed on good soil management practices.

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Discussion on having Attorney Fleming draft a public notice regarding work in the drain citing specific NDCC statutes.

Manager Emanuelson discussed repair work needed on Drain 13 culverts in Section 8 – Drayton.

Attorney Fleming discussed the Eelkema complaint.

Zach Herrman – Houston Engineering met with the board to review projects. Drain 66-1 Phase 1 is complete. Phase 2 is ready for review – tentative bid opening set for August 28th at 9:00am. A motion was made by Randall Emanuelson, seconded by Richard Kendall, by vote unanimously carried to pursue Phase 3 of the Drain 66 project to consist of the remaining Drain 66-3 drain.

The technical memo for the Drain 66 outlet was reviewed. Herzog Dam gate repair was discussed – the issues with the structure may be more involved than previously thought.

Drain 80 – a landowner meeting will be scheduled for August 28th at 10:00 am.

A motion was made by Randall Emanuelson, seconded by Richard Kendall, by vote unanimously carried to approve the agreement for Snagging and Clearing.

Attest: _____
LuAnn Kemp, Secretary

Gerald Juhl, Chairman