

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

June 23, 2026

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, Donald Kemp, Ted Juhl, Randall Emanuelson, and LuAnn Kemp, secretary. Attorney Robert Fleming also present. A motion was made by Ted Juhl, seconded by William Gunderson, by vote unanimously carried to approve the minutes of June 2, 2026. A motion was made by William Gunderson, seconded by Ted Juhl, by vote unanimously carried to approve the minutes of June 12, 2026.

The public comment period was held at 8:10 am. No public comments were received.

A motion was made by William Gunderson, seconded by Ted Juhl, by vote unanimously carried to amend the agenda to include: culvert request for Brown and Kemp, Drain 64 advertisement for bids, and Devon Johnson – Pembina County Highway.

Kelly Brown, Charlie Morrison, Mark Morrison, Travis Brown, and Landis McDonald met with the board regarding a request for an additional culvert into Drain 4 in the NE ¼ of Section 5-162-53. A motion was made by William Gunderson, seconded by Randall Emanuelson, by vote unanimously carried to approve the installation of an additional 36 inch x 50 foot culvert with trap into Drain 4. Quotes will be requested from contractors for direct hire.

Alex Spitsburg – Nodak Electric met with the board regarding projects that will be crossing legal assessment drains. A motion was made by Randall Emanuelson, seconded by Ted Juhl, by vote unanimously carried to approve the easement as amended to the correct township/range for Section 7-160-52. The board also reviewed the proposed work south of the border crossing near Walhalla.

A motion was made by Ted Juhl, seconded by William Gunderson, by vote unanimously carried to approve the Drain 64 Bid advertisement as presented.

The board reviewed the culvert request by D. Kemp for the SE ¼ Section 24-161-52 and issued no comment.

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

14401	Pembina County	56.28
14402	LuAnn Kemp	98.38
14403	Thorlakson Construction	1,295.00

The board reviewed the Drain 64 ND DWR Drain permit. A motion was made by Ted Juhl, seconded by Randall Emanuelson, by vote unanimously carried to approve the permit after finding no downstream effects to the project.

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

June 23, 2026

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

Page 2

The board reviewed the email from Ms. Landry regarding Bourbanis Dam. Minutes from July 1, 2025 stated:

A motion was made by William Gunderson, seconded by Randall Emanuelson, by vote unanimously carried to approve Kendall Construction to spray the dams and the area of concern on Bourbanis Dam clay stockpile based on the rates provided in the original bid Option A.

The board will direct Mr. Gemmil to spray the areas the stockpile again this year. No action was taken on the request for access or tree planting as those had been addressed previously with the landowner.

Mike Ferrie – Houston Engineering was present with project updates.

- Snagging and clearing – the project proposal will included approximately 3.75 miles starting near Morrison Dam and moving west to 94<sup>th</sup> Street. A motion was made by William Gunderson, seconded by Randall Emanuelson, by vote unanimously carried to approve the Notice of Hearing to set the date for the hearing as August 4<sup>th</sup> pending Commission availability.
- Drain 4 – ND DWR cost-share will be submitted by 6/29, project is moving forward with bidding late summer
- Tongue River Cutoff – the NRCS has indicated they would be agreeable to a modified use permit if requested by the landowner
- Olga Road – discussion on possibility to do a small repair on the road at this time
- Wieler Dam – the television/jetting is expected to take 2 days at a cost of \$12,000. Board will need to coordinate removal of animal gate on the 8 inch drain prior to expected work in mid-July.
- Drain 67A Culvert repairs – final site visit pending drier weather to allow for inspection of culverts – target bid date for mid-winter for 2027 work
- Drain 67C – Final pay will be processed at end of warranty period
- Drain 78 – mobilization for additional rip rap is expected when road conditions improve
- Assessment North of Drayton – the board reviewed the correspondence regarding benefit analysis for all parcels in drains that are impacted by a reassessment; a motion was made by Randall Eamneulson, seconded by Ted Juhl, by vote unanimously carried to pause the Assessment project at this time.

A motion was made by William Gunderson, seconded by Ted Juhl, by vote unanimously carried to approve the ND DWR Cost-share applications for Drain 4 and the City of Pembina Dam removal as presented and direct Secretary/Treasurer to sign the letter and application.

Manager Gunderson reported an area on Drain 79 that will need spraying for weeds and trees.

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

June 23, 2026

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

Page 3

Discussion on site inspections needed – next Tuesday will be used for site inspections as needed.

A motion was made by Ted Juhl, seconded by Randall Emanuelson, by vote unanimously carried to approve the Private Cleanout of Drain ROW for Stellan in Drain 13 – Section 15-160-52. Manager Juhl will inspect the area after completion.

Tom Beard met with the board regarding a culvert request into Drain 79 in Section 2-160-55 – board will site inspect next Tuesday.

The culvert request from R. Hannesson in Drain 67B was also reviewed and will be site inspected next week as well.

A motion was made by Ted Juhl, seconded by William Gunderson, by vote unanimously carried to approve the R. Vivatson tile permit for a 155-acre drain tile system in SW ¼ Section 31-162-52 with the following conditions on the permit:

1. that Applicant install and maintain erosion protection at any and all outlets
2. that Applicant install and maintain erosion protection or other ditch stabilization materials at any and all outlets into Pembina County’s highway right of way/NDDOT’s highway right of way.
3. that Applicant install and maintain erosion protection at any and all outlets
4. that Applicant re-establish any areas disturbed installing or maintaining Applicant’s tile system.
5. that Applicant will not install Applicant’s tile system within 20 feet, on either side, of any rural water lines of North Valley Rural Water District
6. that Applicant must turn off any pump outlets and otherwise close all outlets during “critical flood periods,” as determined by the Pembina County Water Resource District.
7. that Applicant must apply for an amendment to SUBSURFACE WATER MANAGEMENT PERMIT in advance of any proposed alterations to outlet locations, the addition of any outlets, or improvements or modifications to the tile system that could increase the capacity or drainage area of the tile system.
8. that Applicant remove silt or vegetation, or repair erosion or scour damages directly caused by Applicant’s tile system, but only up to one mile downstream from the project outlet

Devon Johnson – Pembina County highway met with the board regarding permits.

- The culvert request from M. Einarson in Section 19-161-55 was reviewed – no comment was issued
- A motion was made by Ted Juhl, seconded by William Gunderson, by vote unanimously carried to approve the Pembina County Highway ROW Cleanout for L. Longtin in Section 27-163-56.

The board reviewed the forecast and levels at the dams. Dam gates will be unchanged this week.

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

June 23, 2026

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

Page 4

Attorney Fleming will be sending letters to JF vs Gapp regarding updated date for completion, JF vs JF regarding the engineering findings of the complaint, and Dakota Northern RR regarding complaints from Schurman and Longtin about beaver dams blocking culverts and RR drainage.

The board reviewed the map from Mr. Longtin regarding beaver dams – the dams are on private property so landowners would need to contact USDA for trapping/removal.

Ted Priester -Red River Retention, Lance Yohe – International Joint Commission, Randy Richards and Wyatt Armstrong – Senator Cramer’s office, and Tom Dokken – Wilwand Farms met to discuss the drainage issues along the US/Canadian border. Yohe discussed the history of the Joint Commission and the purpose of the Commission. Priester reviewed the on-going modeling efforts from the Corp of Engineers as well as the results of the group meetings held to discuss options. Dokken reviewed the current issue east of the Canadian Road dike and the erosion of the Switzer Ridge. Solutions for potential drainage were discussed as well. It is planned to schedule site inspections of the area when conditions allow later this summer.

Attest: \_\_\_\_\_

LuAnn Kemp, Secretary

Donald Kemp, Chairman