

Barnes County Water Resource District

Po Box 306

Valley City, ND 58072

701-845-8508

May 11, 2020

MEETING MINUTES

MEMBERS PRESENT: (via phone) Chairman Jerry Hieb, Managers – Bruce Anderson, Bret Fehr, Daniel Buttke, Scott Legge, Chris Gross - Moore Eng., Sean Fredricks – Ohnstad Twichell, Josh Hassell -Moore Eng., Commissioners - Shawn Olauson & Vicki Lovell

Also Present: See attached list

Before the meeting was called to order Mr. Fredricks explained for the call-in meeting anyone who wishes to speak please address the Chair, let him know who you are then, request to speak.

Chairman Hieb called the meeting to order at 9:00 a.m.

Manager Anderson made the motion to approve the April 13, 2020 minutes as printed. Seconded by Manager Fehr. Motion carried; minutes approved as printed. Manager Legge made the motion to approve the April 23, 2020 Emergency Drain Hearing minutes as printed. Seconded by Manager Fehr. Motion carried; minutes approved as printed.

OLD BUSINESS

Hobart Lake: Manager Anderson reported Josh Johnson's stock dam needed emergency repairs, after a site visit was done by Brady W. (Moore Eng.) Industrial Builders were called in to do the repairs, the drain was closed during repair. They also repaired the pipe going through the old RR roadbed, work was completed and there was no damage done to property. He also reported that the drain is running wide open water is running full through the pipe by Columbia Grain as well, he stated that there is still a lot of water coming into the lake. Water testing results have been great we will continue to keep the drain open. Manager Legge made the motion to authorize the emergency work done for Hobart Lake. Second by Manager Buttke. Upon roll call vote, the motion was carried.

Kathryn Dam: Mr. Gross had no update they are still working through the regulatory to wrap up the rest of the permits, Mr. Fredricks reported that all the purchase agreements have been signed. Bob Koeplin representing the Sheyenne River National Scenic By-way stated they have an easement at Kathryn Dam for the parking lot there, the concrete outhouse and the interpretive panels. There was discussion if County road #38 would need to be closed, Mr. Hassell (Moore Eng.) reported that we are not anticipating closing the county roads there are temporary easements in place for construction set up. There was discussion on signage, Mr.

Hassell stated for signage on the road the contractor will be required to maintain traffic control. He also explained that we would like to get started on construction as soon as possible. Mr. Koeplin asked to be kept in the loop when construction starts, Mr. Hassell will coordinate with Mr. Koeplin if any additional signage needs to be installed.

10 Mile Lake: Mr. Gross reported a letter of concurrence was received from Jennifer Heglund (NRCS), they concur with the conceptual plan of the permanent outlet elevation be set at 1430.00 with an operational component to the Project to allow for a drawdown of the lake to an elevation of 1428.00. Mr. Fredricks mentioned that a petition for bond has been sent to Mr. Abrahamson and Mr. Broten, they are working on this. Mr. Broten stated that they are talking to the community within the watershed, they want to collect the bond money by the next Commission meeting on May 19th and then come with the full bond amount to the June WRD meeting. Mr. Abrahamson reported that the elevation marker is submerged so there is no definitive elevation to be shared, the SWC will be putting up the new elevation marker on Tuesday May 12th. Discussion was held on the 10 Mile report he sent to Manager Anderson and Secretary Manson. There was discussion on concerns with USFWS wetlands with this possible outlet, Kurt Tompkins (USFWS) explained that it is hard to address any questions without having any outlet plans to review or reference.

Eckelson Lake: Manager Legge reported that water is flowing out naturally as fast as it can, he has some signed 1026's and will mail them to the Moore Eng. office.

Sanborn Lake: Manager Anderson reported the Offner/Jorissen crossing that was put in last fall has completely blown out, he along with Brady W. (Moore Eng.) did a site visit. Mr. Woodard is providing the board a report for suggested repair, he stated it will be costly as material will need to be hauled in. The drain is currently closed, the water is right at the top of the inlet structure.

Manager Anderson also received a call from the Stewart Twp. board he reported that he was told the previous WRD put pipe in on 111th Ave SE & 26th St. SE when they installed the Sanborn Drain. The pipe in these two roads is washing out and both roads are dropping in, Stewart Twp. would like the WRD to pay for these repairs. After discussion Manager Legge made the motion to fix the Offner/Jorissen crossing and the two township roads. Seconded by Manager Anderson. After lengthy discussion if this is a WRD matter, Mr. Fredricks stated in terms of repairing twp. roads generally that is a twp. issue. It was decided to send a letter to Stewart Twp. making it clear that the WRD recognizes the damages to these two twp. roads in the vicinity of the project, the District does not agree the Project caused these damages but will do a one-time contribution through the twp. to offset some of the expenses to these damaged roads. The District will have no obligation to contribute financially regarding any future flood-related repairs. Manager Legge requested to amend his motion to fixing the Offner/Jorissen crossing, which is a WRD issue and to contact Stewart Township to help fix the pipe in the roads on 112th Ave. SE & 29th St SE. Seconded by Manager Anderson. Upon roll call vote, the motion carried unanimously. Manager Anderson stated that Stewart twp. is really getting hit hard with water from Eckelson Lake and now Sanborn Drain, it was agreed that this is unfortunate but in both of these situations the WRD has no legal obligation there is no legal assessment drain but will consider helping out.

Mr. Hassell (Moore Eng.) reported things are moving forward on the permitting side, turning this to a permanent drainage permit. There was discussion on preparing a draft O&M plan, the board agreed to have Mr. Hassell prepare a draft O&M plan to submit with the drainage application.

Clausen Springs Dam: Mr. Gross reported that EAP concurrence signatures have been coming in, once they are all submitted the EAP's will be updated and hard copies will be mailed out to all entities. Industrial Builders is waiting on drier weather to get out there to start repairs.

Thordenskjold Drain: There was discussion on the wing wall repairs that were tabled, quotes were very high and splitting the repairs over two years was discussed. Mr. Gross suggested when weather permits to do a site inspection to better decide on how to proceed with the crossings. The assessment payback summary is complete, there is a list with the final amount for each landowner for review.

Ed Thom water issue: Manager Anderson reported a site visit was done with the RR and Thom's. Mike Opat (Houston Eng.) explained that the RR has agreed to an alternative plan, the RR and Thom's are going to split the construction cost and install a set of siphons to get water moving. He relayed to the board that this is not a WRD matter, and the OSE said that a drainage permit is not required with this.

New Business

Smith – Drainage Complaint: Connie Smith stated that she has heard from Amanda D. (NRCS) she did verify that the drain listed in the complaint form is a legal drain, then went onto explain her current water issues. Mr. Fredricks explained to the Smith's that NRCS has different thresholds for water than the WRD, the board still must determine if this drainage required a permit. Mrs. Smith stated landowners in the area want to get flood protection, Mark Formo farms the land listed in the complaint he agrees with the Smith's there is a water problem in this area. Discussion on how long the investigation takes, Mrs. Smith has also filed an emergency drain permit application, everyone agreed for her to continue with that application with the OSE for some relief now. After more discussion Manager Legge made the motion to authorize Moore Eng. to investigate the complaint and generate a report to the board on their findings. Seconded by Manager Buttke. Upon roll call vote, the motion carried unanimously.

Del Ray Enger with Meadow Lake Twp. asked the board is there a possibility of draining Meadow Lake, he stated it is starting to wash out CR #7. There was discussion on the past project from years ago that was not finished, Mr. Gross has all the information that K2S Engineering had done with this potential project. Mr. Enger wants a permanent drain and watershed study done in the area, for some direction on what to do. Discussion on the different types of projects, Manager Legge stated to start this process the first step is everyone with land around the lake should sign 1026's to release information for the engineering to get started. After more discussion, Manager Legge made the motion to authorize Moore Eng. to prepare a map with landowner's names and generic 1026 forms to give to Mr. Enger. Seconded by Manager Fehr. Upon roll call vote, the motion carried unanimously.

Engineer Report: Mr. Gross had nothing new to report.

Legal Report: Mr. Fredricks touched base on the economic analysis with the RRJB for cost share and some legislative issues.

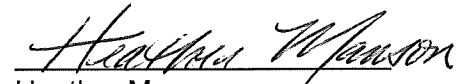
Bills: Manager Anderson made the motion to pay bills as presented. Seconded by Manager Legge. Upon roll call vote, the motion carried unanimously.

With nothing further to discuss the meeting was adjourned.

APPROVE:


Jerry Hieb, Chairman

ATTEST:


Heather Manson
Secretary - Treasurer

May 11th, 2020 meeting

Present:

Jimmy Hieb
Bruce Anderson

Scott Legge
Bret Fehre

Don Butke

Darren Bjornson

Terry Bowman

Paul Ahlmannson

Del Ray Enger

Bruce + Connie Smith

Mark Ferraro

Mike Opat

Eric Broten

Dale Johnson

Bob Latt

Don Berge

Bob Kappeler

Ken Jepperson

Bruce Vidua

Sean Friedrichs

Chris Gross

Josh Hassell

Shaun Olavson

Vicki Lovell

Kurt Tompkins