

MINUTES OF MEETING
MAPLE RIVER WATER RESOURCE DISTRICT
CASS COUNTY HIGHWAY DEPARTMENT
WEST FARGO, NORTH DAKOTA
JUNE 4, 2010

The Maple River Water Resource District Board met on June 4, 2010, at 9:00 a.m. at the Cass County Highway Department, West Fargo, North Dakota.

Present were Rodger Olson, Chairman; Jurgen Suhr, Manager; Wesley Beilke, Manager; Carol Harbeke Lewis, Secretary-Treasurer; Kimberly Bomstad, Accounting Tech/Administrative Assistant; Sean M. Fredricks, Attorney for the Board; Chad Engels, Engineer for the Board; Vern Weber and Gary Spoerl, property owners in Everest Township; Mark Kuznia, Dale Torgerson and Dave Torgerson, property owners in Davenport Township and Dennis Reep, Natural Resources Conservation Service.

Bridge removal on the Wheatland Channel between Sections 10 and 11 of Everest Township

Vern Weber would like to remove the bridge on the Wheatland Channel over old Highway 18 between Sections 10 and 11 of Everest Township. Gary Spoerl said the bridge is his only way out if a train stops on the railroad crossing. Mr. Weber said Keith Berndt, Cass County Engineer, suggested he file a formal complaint with the Water Resource District to take the matter to the Cass County Commission. Sean Fredricks said the road authority has jurisdiction as the bridge is not a Water Resource District facility.

Absaraka Dam

Options for improvements to Absaraka Dam were discussed with Dennis Reep, Natural Resources Conservation Services (NRCS). The NRCS suggested using articulated block for the application. Manager Beilke asked what it would cost to construct a concrete spillway. Mr. Reep said it would be more expensive and the NRCS would not participate.

Funding for the project was reviewed. A request for cost share will be submitted to the State Water Commission and the Red River Joint Water Resource District.

Mr. Fredricks and Moore Engineering, Inc. are working on land acquisition for the project. Mr. Reep hopes to advertise the project for bids next week and to award the contract in mid-July.

Drainage Complaint from Mark Kuznia against Virgil and Arlys Torgerson in the NW 1/4 of Section 28 in Davenport Township

Chad Engels said a survey conducted in the NW 1/4 of Section 28 in Davenport Township shows the culvert through the approach to Mark Kuznia's farmstead needs to be reset. There is 6' of fall from the drain tile outlet, just west of the Kuznia property, to Drain #37. Cattails have always been a problem west of the driveway and were not caused by the drain tile installed by the Torgersons. The Torgersons indicated they have offered to clean the ditch by the Kuznia property. Mr. Kuznia said he would like the slopes flattened so he can mow the ditch. He indicated he would sign a flowage easement for the pending drain tile permit application for the Torgersons, if the culvert is reset and the ditch is improved. The Torgersons said they would have no problem paying for the excavation. They will also clean the ditch to the west for a short distance and will seed the ditch when the work is completed. Mr. Kuznia withdrew his drainage complaint against Virgil and Arlys Torgerson in the NW 1/4 of Section 28 in Davenport Township.

Upper Maple River Dam cost share request

Mr. Engels reviewed the cost summary for the Upper Maple River Dam Project. A request for additional funding will be sent to the State Water Commission.

Swan Creek Diversion

Mr. Engels gave an update on the Swan Creek Diversion Reconstruction Project. It was moved by Manager Beilke and seconded by Manager Suhr to approve payment of State Water Commission funding in the amount of \$200,000 to the City of Casselton. Upon roll call vote, the motion carried unanimously.

Drain #56 Improvements through State Highway #38

Upon recommendation of the Water Resource District Engineer, it was moved by Manager Suhr and seconded by Manager Beilke to award the contract for the Drain #56 Improvements through State Highway #38 to Sellin Brothers, Inc. for their low bid of \$47,860.00, contingent on an acceptable agreement with the North Dakota Department of Transportation. Upon roll call vote, the motion carried unanimously. A copy of the bid tabulation is attached to these minutes.

Request for Drainage on Highway Right of Way for Glen Libbrecht to clean the north I-94 ditch on either side of Exit 342 in Section 3 of Mapleton Township

The Board received and filed the *Request for Drainage on Highway Right of Way* for Glen Libbrecht to clean the north I-94 ditch on either side of Exit 342 in Section 3 of Mapleton Township.

FEMA 2001 audit

The Secretary-Treasurer reported that the 2001 FEMA audit has concluded. The Water Resource District will be notified by the North Dakota Department of Emergency Services regarding reimbursement for incomplete sites.

Minutes

It was moved by Manager Beilke and seconded by Manager Suhr to approve the minutes of the May 7, 2010, meeting. Upon roll call vote, the motion carried unanimously.

Bills

It was moved by Manager Suhr and seconded by Manager Beilke to approve payment of Checks #4692 through #4700 and the electronic funds transfer, as presented. Upon roll call vote, the following Managers voted in favor: Olson, Suhr and Beilke. The Chairman declared the motion passed.

Environmental Protection Agency Draft National Pollutant Discharge Elimination System for pesticides use in and around water

The Board will work with Stan Wolf, Cass County Weed Control, to address concerns about the Environmental Protection Agency Draft National Pollutant Discharge Elimination System for pesticide use in and around water.

Drainage complaint from Stan Bartholomay against James Wieland and John C. Kringler in the E 1/2 of Section 31 in Wheatland Township

The Secretary-Treasurer informed the Board that Stan Bartholomay withdrew his drainage complaint against James Wieland and John C. Kringler in the E 1/2 of Section 31 in Wheatland Township on June 3, 2010. Mr. Bartholomay said work has been completed at the site that meets his satisfaction.

Meeting schedule

The Board decided to move its next regular meeting to July 1, 2010, at 9:00 a.m.

Adjournment

There being no further business to be considered by the Board, it was moved by Manager Beilke, seconded by Manager Suhr and unanimously carried to adjourn the meeting.

APPROVED:

Rodger Olson
Chairman

ATTEST:

Carol Harbeke Lewis
Secretary-Treasurer

