

MINUTES OF MEETING
NORTH CASS WATER RESOURCE DISTRICT
ARTHUR COMMUNITY HALL
ARTHUR, NORTH DAKOTA
MARCH 7, 2012

The North Cass Water Resource District Board met on March 7, 2012, at 9:30 a.m. at the Arthur Community Hall, Arthur, North Dakota.

Present were Michael R. Buringrud, Chairman; Robert Thompson, Manager; Wes Ecker, Manager; Nina Stone, Accountant; Diane Pochardt, Administrative Assistant; Sean M. Fredricks, Attorney for the Board; Kurt Lysne and Mike Opat, Engineers for the Board; and those listed on the attached roster. Carol Harbeke Lewis, Secretary-Treasurer was absent.

Minutes

It was moved by Manager Thompson and seconded by Manager Ecker to approve the minutes of the February 1, 2012, meeting. Upon roll call vote, the motion carried unanimously.

Bills

It was moved by Manager Ecker and seconded by Manager Thompson to approve payment of Checks #3647 through #3655 and the electronic funds transfer, as presented. Upon roll call vote, the following Managers voted in favor: Buringrud, Thompson and Ecker. The Chairman declared the motion passed.

State Water Commission Water Development Report for the 2013-2015 biennium

Chad Engels will compile a list of projects to submit to the State Water Commission for the Water Development Report for the 2013-2015 biennium.

Application to Install a Subsurface Drain #20123 for Rick Satrom and Curtis Satrom in the NE 1/4 of Section 6 in Kinyon Township

The Board reviewed *Application to Install a Subsurface Drain No. 20123* dated January 20, 2012, for Rick and Curtis Satrom. The Board concluded the application does not propose drainage of statewide significance, so the Board has jurisdiction to approve the permit (without forwarding to the State Engineer's Office to consider and approve). Under the application, Applicants seek to install a drain tile system in the NE 1/4 of Section 6 in Kinyon Township, Cass County, North Dakota. The project will include a pump outlet that will discharge in the northeast corner of the NE 1/4 in Section 6, through a culvert flowing to the east; from there, the tile discharge will flow east through the south highway ditch along Cass County Highway 11.

The Board previously provided a *Thirty-Day Notice* to Cass County in accordance with N.D. Cent. Code Section 61-32-03.1 regarding the tile outlet and discharge through county highway right-of-way. The County did not submit any comments or indicate any concerns.

According to records on file with the Cass County Recorder's Office, Applicants own the NE 1/4 in Section 6. The Board's understanding is Applicant will construct the project only on property owned by Applicants.

It was moved by Manager Ecker and seconded by Manager Thompson to approve *Application to Install a Subsurface Drain No. 20123* dated January 20, 2012, for Rick and Curtis Satrom in the NE 1/4 of Section 6 in Kinyon Township, subject to the following conditions:

- 1) That Applicants obtain easements from the owner of any land, besides land owned by Applicants, on which Applicants will construct the tile system;
- 2) That Applicants provide and maintain adequate erosion protection at any and all outlets (Applicants are solely responsible for any damages to Cass County highway right of way as a result of the project);
- 3) That Applicants obtain written permission from Cass County to discharge into, or otherwise utilize, any of its county highway right-of-way;
- 4) That Applicants notify the North Cass Water Resource District in advance of any proposed alterations to outlet locations, or addition of any outlets;
- 5) That Applicants notify the North Cass Water Resource District in advance of any proposed improvements to the tile system, or any proposed increase in the capacity or drainage area of the tile system and, if necessary, submitting an additional permit application; and
- 6) That Applicants obtain all other necessary and requisite licenses, permits, registrations, and/or approvals from all applicable federal, state, county, and municipal governments, and any other applicable governmental entities.

Upon roll call vote, the motion carried unanimously.

Drain #41 improvements

A public informational meeting was held to discuss the Drain #41 extension / request for culvert installation from Section 12 in Arthur Township into Section 6 of Gunkel Township at 10:00 a.m. Wednesday, March 7, 2012, in Arthur Community Hall in Arthur, North Dakota. The purpose of the meeting was to see if property owners would like to bring this to a vote and proceed with the project.

Kurt Lysne reviewed the project alignment maps, cost estimate and updates to the proposed assessment district. Mr. Lysne said the changes are based on a 10-year standard and stressed the importance to design the drain deep enough for a 10-year event. He said all culverts will be replaced with new arch pipes. Mr. Lysne also reviewed the *Engineer’s Opinion of Probable Cost*.

Manager Buringrud and Manager Thompson left the meeting at this time.

It was agreed to have the Water Resource District Attorney prepare an updated Petition regarding further development of plans for improvements to Drain #41. The Board is not requiring a bond or deposit and concluded it would be appropriate to utilize Drain #41 assessment district funds to develop and ultimately construct the project. Don Murch volunteered to circulate the Petition to property owners in the assessment district to obtain signatures. A majority of the landowners in the assessment district will need to be in favor of the improvement project before the Water Resource District proceeds with further project development.

Drain #55

Manager Ecker discussed issues with the slopes and problems with snow on Drain #55. Moore Engineering, Inc. will look into the matter.

Adjournment

There being no further business for the Board to consider, the meeting adjourned without objection.

APPROVED:

Michael R. Buringrud
Chairman

ATTEST:

Carol Harbeke Lewis
Secretary-Treasurer