

**Notice of Meeting and Agenda**  
**Walsh County Water Resource District**  
**Tuesday, March 2, 2021**  
**Walsh County Courthouse Lower Level Office #3**

**8:00 a.m.**

Call to Order  
Roll Call  
Agenda Approval

**8:05 a.m.**

Consent/Approval

- Minutes from February 16<sup>th</sup> Meeting
- Bills & Transfers

**Other Items**

- PRS&C Update
- Drain 31 Update
- Legislative updates
- Miscellaneous Correspondence

Adjourn

"To request a reasonable accommodation please contact our office at 701-352-0081"

\*\*This agenda is subject to change \*\*

**Public must wear masks and follow all social distancing, handwashing,  
and other guidance or will be asked to leave the building.**

**Proceedings of the Walsh County Water Resource District Board Meeting**  
**Tuesday, March 2, 2021**  
**Walsh County Courthouse, Grafton, ND**

March 2, 2021 – 8:00 a.m.

Vice Chairman Larry Tanke called the meeting of the Walsh County Water Resource District Board to order on Tuesday, March 2, 2021. Roll call taken: Vice Chairman Larry Tanke and Manager Albin Jallo were present with Chairman Daryl Campbell absent.

***Motion to approve agenda as sent out by Manager Jallo, 2<sup>nd</sup> by Vice Chairman Tanke and passed with all members saying yes.***

***Motion to approve the minutes from the February 16<sup>th</sup> meeting by Manager Jallo, 2<sup>nd</sup> by Vice Chairman Tanke and passed with all members saying yes.***

***Motion to approve attached bills/transfers by Manager Jallo, 2<sup>nd</sup> by Vice Chairman Tanke and passed with all members saying yes.***

Park River Snag & Clear – On the Level is cleaning up this week. HEI reminded them to be cautious not to damage any roads or land with the warmer temps expected this week.


Legislative updates – HB 1437 would allow cost share for reconstruction projects. If passed, Drain 31 could be approved for cost share. SB 2208 changed to just a 2-year study with members from for both state and local governments.

Drain 31 bid opening scheduled for March 30<sup>th</sup>. Notice will start running in this week's paper.

Tanke called Andy Zavoral about Drain 4A railroad track culvert replacement. Andy will check with his bosses to see where they were at on an estimate for the work.

The next meeting is scheduled for Tuesday, March 9, 2021.

Attest:

  
Jennifer Lindenberg, Sec/Treas.



Larry Tanke, Vice Chairman

**Notice of Meeting and Agenda**  
**Walsh County Water Resource District**  
**Tuesday, March 9, 2021**  
**Walsh County Courthouse Lower Level Office #3**

- 8:00 a.m.** Call to Order  
Roll Call  
Agenda Approval
- 8:05 a.m.** Consent/Approval
- Minutes from March 2<sup>nd</sup> Meeting
  - Bills & Transfers
  - 2020 Budget Amendments
  - Swanson Drain Tile Permit
- 8:30 a.m.** BTAG Group – Cost Share Request
- 9:00 a.m.** Houston Engineering – Zach Herrmann / Jacob Wognum
- 9AM Tanke / Desautel – Martin Twp Culverts along D73 and D48
  - 10AM Drain 87 RJ Zavoral
  - Dan Gaustad Attorney
    - Pursuant to N.D.C.C. §§ 44-04-19.1 and 44-04-19.2, the District may convene into executive session to review attorney work product and negotiation strategy, pursuant to NDCC 44-04-19.1 and 44-04-19.2.
  - Monthly Project Updates
- Other Items**
- Miscellaneous Correspondence

Adjourn

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**Proceedings of the Walsh County Water Resource District Board Meeting**  
**Tuesday, March 9, 2021**  
**Walsh County Courthouse, Grafton, ND**

March 9, 2021 – 8:00 a.m.

Chairman Daryl Campbell called the meeting of the Walsh County Water Resource District Board to order on Tuesday, March 9, 2021. Roll call taken: Chairman Daryl Campbell, Vice Chairman Tanke and Manager Albin Jallo were present.

***Motion to approve agenda and March 2<sup>nd</sup> minutes by Vice Chairman Tanke, 2<sup>nd</sup> by Manager Jallo and passed with all members saying yes.*** There were no bills to present at this week's meeting.

***Motion to approve amended budget for FYE Dec 2020 by Manager Jallo, 2<sup>nd</sup> by Vice Chairman Tanke and passed with all members saying yes.***

***Motion to approve drain tile permit WC2021-001 for Swanson Farms in Section 9 of Dundee Township which outlets into a natural coulee with normal conditions by Vice Chairman Tanke, 2<sup>nd</sup> by Manager Jallo and passed with all members saying yes.***

**BTAG Group** – Members of the BTAG group Craig Jones, James Bergman and Derek Gowan were present to discuss the request to have the WCWRD sponsor a cost share request to the SWC for an additional study on Hwy 17/MN 317. Todd Morgan of the WC Record was also present. The estimate for the additional study from Houston Engineering is \$14,400. The group has also submitted a request to MN for ½ of the costs through the Middle Snake Tamarac Watershed District. A new application will have to be completed and submitted to the SWC for consideration. The study will only be eligible for 45% cost share per Julie Prescott with the SWC. Jennifer will complete the application and submit.

**Houston Engineering** – Zach Herrmann and Jacob Wognum of Houston Engineering were present to go over their monthly updates.

- **PR Snag & Clear** – Aaron Wimpfheimer was present to discuss Phase 6 progress. He has a few piles of debris left to burn and remove but the river is cleaned up. Mike Burkeley with HEI has looked at the area and has given his ok. Chairman Campbell will go take a look as well. Zach will get the pay estimate ready for submittal.

**Drain 87 RJ Zavoral** – Zach & Jacob – HEI / Board Attorney Dan Gaustad / RJZ – John Zavoral, Rent Syster & Ben Horken. Meeting was called to discuss outstanding items and try close out the contract on Phase 2 of Drain 87.

The first item discussed was the extra work claim by RJZ on the main leg of Drain 87 along Hwy 81 that was cleaned out this past fall. The Board's position is that the cleanout should have been expected due to work late into 2019 with no seeding being completed. The cleanout along with spoil removal should be covered under the contract. RJZ stated that specific stretch of drain was dug to specs in the fall of 2019 and ok'd by HEI. They feel the 5 drain tile pumps that ran steady and the RR bridge not being replaced is what caused backup and sediment damages. They were unable to pump water around the RR bridge as BNSF does not allow anyone on their easement including any pumps or hoses being run. They also felt that the delays by CenturyLink also contributed to the late digging.

The second item was the schedule. The contract stated the project was to be completed Dec 2019 and it was actually completed Fall 2020. Again, RJZ pointed to CenturyLink for their delays which caused delays in their schedule. CenturyLink's last day on site was Jan 29, 2020. They felt they were only 158 working days late in the contract which was primarily due to utility relocations. The requested substantial completion in October 2020.

Other items addressed:

- Granular backfill for bridge replacement in Fall 2019 \$7,500
- Traffic control on County Road 6 \$1,700
- Pumping on Co Rd 6 due to CenturyLink \$2,000
- Additional Cleanout along Hwy 81 S \$18,000

Total damages RJZ is claiming is approximately \$30,000 + the cost to remove the spoil piles. The estimate to put the spoil back is \$20,000-25,000. RJZ proposed that if they could get paid for the above claims totaling \$30,000 + retainage to be released, then they would strip back and place spoil in adjacent fields either spring or fall and would clean out the box culvert under Hwy 81 on the main leg of Drain 87. The Board said they would discuss and let them know in the next couple of weeks if they would agree to that. With that the reps from RJZ left the meeting.

Attorney Gaustad stayed to discuss the proposal. What the Board would like to see is:

- Hwy 81 box culvert cleaned out
- Spoil placement
- Ditch reseeded

In return they would pay the est. \$30,000 in claims and release retainage less \$30,000 for work to be completed.

Attorney Gaustad will look into negotiating the Board's claims with CenturyLink. Zach and Jennifer will get Dan documentation of the monetary damages incurred due to CenturyLink's delays on the project.

Grafton Township's gravel bill – the Board would like Lawrence and/or Brian to come in to discuss.


#### Monthly Updates

- Drain 28 – Start with side inlet pipe in Section 27 and drain cleanout in I29 ROW. Will have to see how drain fund is sitting for funds after that.
- Drain 31 – Bid opening March 30<sup>th</sup>. Still waiting to hear on if HB1437 will allow for SWC funding of reconstruction items (widening & deepening).

**Martin Township Culverts** – Tanner Tanke, Scott LeClerc and Nick Desautel appeared to discuss the culverts along Drain 73 and the cross culvert into Drain 48. It was decided the Board would pay for the hydraulic study on the culvert going into Drain 48 and the landowners would be responsible for the hydraulic study of the 2 township crossings. The landowners would like to get the culverts figured out before they do any cleanout in the area so that they have the correct culvert settings.

The next meeting is scheduled for Tuesday, March 23, 2021.

Attest:

  
Jennifer Lindenberger, Sec/Treas.

  
Daryl Campbell, Chairman

# Walsh County Water Resource District

## General Fund Budget vs Expense

### 2020

Cash Basis	Jan - Dec 2020	Budget	\$ Over Budget	Budget Amendments	Amended Budget	\$ Over Budget
<b>Income</b>						
Interest Earned - General	3,089.92	0.00	-3,089.92	2,113.56	2,113.56	2,113.56
Land Rent	1,000.00	1,000.00	0.00		1,000.00	0.00
Miscellaneous Income	150.00	0.00	-150.00	150.00	150.00	300.00
Tax Revenue	221,989.94	223,336.00	1,346.06	(1,346.06)	221,989.94	-2,692.12
Tile Application Fees	2,400.00	0.00	-2,400.00	2,400.00	2,400.00	4,800.00
<b>Total Income</b>	<b>228,629.86</b>	<b>224,336.00</b>	<b>4,293.86</b>	<b>3,317.50</b>	<b>227,653.50</b>	<b>976.36</b>
<b>Gross Profit</b>	<b>228,629.86</b>	<b>224,336.00</b>	<b>4,293.86</b>	<b>3,317.50</b>	<b>227,653.50</b>	<b>976.36</b>
<b>Expense</b>						
<b>Contracted Services</b>						
Animal Control	0.00	1,000.00	-1,000.00		1,000.00	-1,000.00
County Maps	4,934.25	1,000.00	3,934.25	3,317.50	4,317.50	616.75
Legal & Professional Fees	6,838.00	7,000.00	-162.00		7,000.00	-162.00
Surveying Expense	5,545.25	5,000.00	545.25		5,000.00	545.25
<b>Total Contracted Services</b>	<b>17,317.50</b>	<b>14,000.00</b>	<b>3,317.50</b>	<b>3,317.50</b>	<b>17,317.50</b>	<b>0.00</b>
<b>Dam Maintenance</b>						
<b>Maintenance - LFR/MSBFR/NBFR</b>						
<b>**Net of Cost Share</b> MSBFR #1 - Matejcek Dam	-72,974.52	5,000.00	-77,974.52		5,000.00	-77,974.52
MSBFR #6 - Whitman Dam	1,822.75	500.00	1,322.75		500.00	1,322.75
<b>**Net of Cost Share</b> NBFR #1 - Bylin Dam	55,475.86	30,500.00	24,975.86		30,500.00	24,975.86
NBFR #3 - Kratochvil Dam	997.00	1,000.00	-3.00		1,000.00	-3.00
NBFR #5 - Soukup Dam	755.50	1,000.00	-244.50		1,000.00	-244.50
NBFR #6 - Chyle Dam	917.00	1,000.00	-83.00		1,000.00	-83.00
<b>Total Maintenance - LFR/MSBFR/NBFR</b>	<b>-13,006.41</b>	<b>39,000.00</b>	<b>-52,006.41</b>	<b>-</b>	<b>39,000.00</b>	<b>-52,006.41</b>
<b>Maintenance - MBPR/SBPR/NBPR</b>						
MBPR #10 - Melstad Dam	822.00	1,000.00	-178.00		1,000.00	-178.00
MBPR #5 - Dam 5	803.00	500.00	303.00		500.00	303.00
MBPR #6 - Sundvor Dam	850.50	500.00	350.50		500.00	350.50
MBPR #8 - Milton E Johnston Dam	841.00	500.00	341.00		500.00	341.00
NBPR - Dougherty Dam	0.00	2,500.00	-2,500.00		2,500.00	-2,500.00
MBPR #9 - Union Dam	850.50	1,000.00	-149.50		1,000.00	-149.50
<b>Total Maintenance - MBPR/SBPR/NBPR</b>	<b>4,167.00</b>	<b>6,000.00</b>	<b>-1,833.00</b>	<b>-</b>	<b>6,000.00</b>	<b>-1,833.00</b>
<b>**Net of Cost Sha</b> MSBFR #4 - Fordville Dam	43,714.92	22,000.00	21,714.92		22,000.00	21,714.92
<b>Total Dam Maintenance</b>	<b>34,875.51</b>	<b>67,000.00</b>	<b>-32,124.49</b>	<b>-</b>	<b>67,000.00</b>	<b>-32,124.49</b>
<b>Maintenance - Other</b>	<b>80.00</b>	<b>500.00</b>	<b>-420.00</b>	<b>-</b>	<b>500.00</b>	<b>-420.00</b>
<b>Office Expense</b>						
Conventions/Classes	300.00	600.00	-300.00		600.00	-300.00
Dues and Permits	1,650.00	1,200.00	450.00		1,200.00	450.00
Insurances	1,700.00	2,000.00	-300.00		2,000.00	-300.00
Office Furniture/Fixtures	1,892.62	2,000.00	-107.38		2,000.00	-107.38
Office Supplies	4,212.38	4,400.00	-187.62		4,400.00	-187.62
Telephone	1,386.46	2,100.00	-713.54		2,100.00	-713.54
<b>Total Office Expense</b>	<b>11,141.46</b>	<b>12,300.00</b>	<b>-1,158.54</b>	<b>-</b>	<b>12,300.00</b>	<b>-1,158.54</b>
<b>Payroll Expense</b>						
Flexible Benefits	600.00	600.00	0.00		600.00	0.00
Health Insurance	16,810.87	13,035.00	3,775.87		13,035.00	3,775.87
Payroll Taxes	3,987.95	7,100.00	-3,112.05		7,100.00	-3,112.05
Retirement Contribution	5,162.06	7,700.00	-2,537.94		7,700.00	-2,537.94
Salary Board	32,470.00	43,689.00	-11,219.00		43,689.00	-11,219.00
Salary Office	36,555.78	50,112.00	-13,556.22		50,112.00	-13,556.22
Workers Compensation Ins	250.00	250.00	0.00		250.00	0.00
<b>Total Payroll Expense</b>	<b>95,836.66</b>	<b>122,486.00</b>	<b>-26,649.34</b>	<b>-</b>	<b>122,486.00</b>	<b>-26,649.34</b>
<b>Travel, Meals &amp; Lodging</b>	<b>4,409.53</b>	<b>8,050.00</b>	<b>-3,640.47</b>	<b>-</b>	<b>8,050.00</b>	<b>-3,640.47</b>
<b>Total Expense</b>	<b>163,660.66</b>	<b>224,336.00</b>	<b>-60,675.34</b>	<b>3,317.50</b>	<b>227,653.50</b>	<b>-63,992.84</b>
<b>Net Income</b>	<b>64,969.20</b>	<b>0.00</b>	<b>64,969.20</b>	<b>0.00</b>	<b>0.00</b>	<b>64,969.20</b>

**NO MEETINGS**

**MARCH 16, 2021**

**MARCH 23, 2021**

**Notice of Meeting and Agenda**  
**Walsh County Water Resource District**  
**Tuesday, March 30, 2021**  
**Walsh County Courthouse Lower Level Office #3**

- 8:00 a.m.** Call to Order  
Roll Call  
Agenda Approval
- 8:05 a.m.** Consent/Approval
- Minutes from March 9<sup>th</sup> Meeting
  - Bills & Transfers
  - Sign SWC Cost Share Application for BTAG
- 9:30 a.m.** Jacob Wognum, Houston Engineering
- 10:00 a.m.** Drain 31 Bid Opening – Houston Engineering
- 10:30 a.m.** Derek Morten – Morten Spraying

**Other Items**

- SWC Forecast & Deobligation Report
- Miscellaneous Correspondence

Adjourn

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**Walsh County Courthouse, Grafton, ND**

March 30, 2021 – 8:00 a.m.

Chairman Daryl Campbell called the meeting of the Walsh County Water Resource District Board to order on Tuesday, March 30, 2021. Roll call taken: Chairman Daryl Campbell, Vice Chairman Tanke and Manager Albin Jallo were present.

***Motion to approve agenda by Manager Jallo, 2<sup>nd</sup> by Vice Chairman Tanke and passed with all members saying yes.***

***Motion to approve March 9<sup>th</sup> meeting minutes and bills/transfers presented by Vice Chairman Tanke, 2<sup>nd</sup> by Manager Jallo and passed with all members saying yes.***

***Motion to approve signing SWC cost share application for BTAG study by Vice Chairman Tanke, 2<sup>nd</sup> by Manager Jallo and passed with all members saying yes.***

Brent with ND Game & Fish Department called in to see if the Board was interested in renewing Wildlife Management contracts around the Melstad Dam (Sec 25 Montrose Twp Cavalier Co). The Board agreed. The contract would be for another 20 years. Brent will work on drawing up the new contract and send over for approval.


Jeff with Triple D Construction & Jacob Wognum with HEI were in to discuss the work on Drain 28 planned for this construction season. FEMA monies were received for the repair work done last year which will allow for additional work to be completed this year. Jeff thought he would need 100' of easement to work on the north lateral of the drain. Letters will be sent out to those landowners/renters to alert them to leave a 100' strip when planting this year. Jacob had the DOT permit for Drain 28 ready for the Board to sign so that he could submit for approval.

**Drain 31 Reconstruction Bid Opening** - Jacob Wognum, HEI opened the meeting at 10AM. 7 bids were submitted for opening. One bid was not opened due to date on contractor's license. Bid opening results are attached. Jacob will take all the bids and review for accuracy. He will then submit the bid tabulation results to the Board for approval.

**Morten Air Service** – Jesse & Derek Morten appeared to discuss last year's aerial weed spraying with the Board. The Board was pleased with the work they did. They did discuss the chemical applied and how effectively it worked. Polaris was applied, but they could try Rodeo this year. They also hoped to get going earlier in the year to get a better kill on the weeds.

**Park River Snag & Clear** – Jacob wanted to discuss droning more of the river for the next phase of snag & clear before the leaves started to appear. The Board agreed to drone both south & middle branches for now. Will have to see what funding is available before determining how long of a reach can be completed next winter.

The next meeting is scheduled for Tuesday, April 6, 2021.

Attest:   
Jennifer Lindenberger, Sec/Treas.

  
Daryl Campbell, Chairman