

Minutes of Meeting

Souris River Joint Water Resource Board

Thursday, October 3, 2019

A regular meeting of the board of directors of the Souris River Joint Water Resource Board was called to order by Chairman David Ashley at 4:00 p.m. on Thursday, October 3, 2019, in the Community Room of the Minot Auditorium, in the City of Minot, North Dakota. Joint Board members attending the meeting were David Ashley, Clif Issendorf, Mark Cook, Dan Jonasson and Tom Klein. A roster of those attending is attached as **Attachment A**. Chairman David Ashley called the meeting to order and announced that a quorum was present.

The Joint Board discussed the proposed Agenda for the meeting. Chairman David Ashley indicated that two items would be added to the agenda. A discussion on Low Head Dams would be discussed as Agenda Item No. 16.a, and the Joint Board Pilot Project would be discussed as Agenda Item No. 16.b.

Tom Klein moved to approve the agenda, as amended. Mark Cook seconded the motion. The motion passed without opposition.

The draft Minutes from the September 5, 2019 regular meeting were discussed.

Dan Jonasson made a motion to approve the Minutes from the September 5, 2019 Joint Board meeting. Clif Issendorf seconded the motion. The motion passed without opposition.

The Joint Board discussed the Budget Report included in the October Board packet. Ryan Ackerman provided an explanation to the Joint Board regarding the October Budget Report and some timing issues of debits and credits.

Dan Jonasson moved to approve the October Budget Report. Tom Klein seconded the motion. The motion passed without opposition.

The Joint Board discussed the bills. Chairman David Ashley provided an opportunity for questions on bills. A discussion ensued regarding the previous invoice that was conditionally approved for Swingin Construction. Ryan Ackerman indicated that the contractor substantially cured the default that was associated placing fill material in the flood plain, but that other issues exist from other projects that Ward County Water Resource District will have to monitor.

Tom Klein made a motion to approve the payment of bills in the amount of \$3,329,797.38. Dan Jonasson seconded the motion. The motion passed without opposition.

A presentation regarding the Silver Jackets Inundation Mapping was made by Ryan Ackerman, together with Terry Zion from the USACE and Mike Hall from the SWC. It was reported that the project consists of modeling and developing mapping which will be accessible through the National Weather Service as a tool for the public.

Dave Schwengler from Houston Engineering provided the Joint Board with an update on Phases MI-1 and MI-5.

Jason Westbrook from Barr Engineering provided the Joint Board with an update on Phases MI-2/3, BU-1.

Tom Klein made a motion to approve the Agreement for Entry and Construction and Borrow Option Agreement with Donald Lochthowe Trust on pages 272 through 275 of the Board Packet. Mark Cook seconded the motion. Dan Jonasson asked that the Administrator verify that the person signing the document has authority to execute the agreements on behalf of the Trust. The motion passed without opposition.

Tom Klein made a motion to approve the Agreement for Entry and Construction with Clara Sue Price & Melissa Maasjo on page 276. Mark Cook seconded the motion. The motion passed without opposition.

Ryan Ackerman provided an update to the Joint Board regarding Phase WC-1.

Ryan Ackerman provided the Joint Board with an update regarding the StARR Program. It was reported that the Kolman's accepted the Joint Board's most recent offer, and that a lease back was drafted using the Joint Board's lease template.

Dennis Reep from HDR Engineering provided the Joint Board regarding the Rural Bridges.

Ryan Ackerman provided led a discussion regarding the Outlaw Creek Design Authorization. After the completion of a initial feasibility study and a local landowner meeting, the feedback resulted in seeking a more localized solution that is less invasive in nature. As a result, Barr Engineering is seeking authorization to advance the design of the project.

Dan Jonasson made a motion to approve Amendment 1 to Task Order 5 of the Barr Engineering Agreement for Outlaw Creek design engineering not to exceed \$197,000 and authorize the Chairman to sign the agreement. Tom Klein seconded the motion. Chairman David Ashley noted that the landowners were not in favor of the project features that would have resulted in protection to 3,000 fps. Ryan Ackerman indicated that the estimated protection level that was desired at the local level was closer to 1,000 fps. The motion passed without opposition.

The Joint Board discussed upcoming meetings that were included in the October Board Packet.

Dennis Reep from HDR Engineering led a discussion and slide presentation regarding low-head dams in the Mouse River basin. Dennis Reep reported that all water boards received a notice from the State Water Commission to identify all low-head dams in their respective districts, and to potentially place signs at all low-head dams. Low-head dams pose a danger to the public. Dennis Reep indicated that the Ward County WRD was interested in collaborating with the Joint Board on identifying and signing low head dams, and reported that state cost-share dollars are available.

Jack Dwyer from Dwyer Law Office led a discussion relating to the Joint Board Pilot Project that was authorized by Senate Bill 2020 in the 2019 legislative session, and asked the individual boards to discuss whether this would be a good fit for the Mouse River basin and its individual boards. Jack Dwyer provided a list of the potential pros and cons of taking on this Pilot Project.

There being no further business to discuss, the meeting was adjourned.



Jack Dwyer
Legal Counsel



SRJB

SOURIS RIVER JOINT BOARD

Sign-In
 October 3, 2019
 Minot Municipal Auditorium

Name	Organization
Dennis Reep	HDR ENGINEERING
Jack Dwyer	Dwyer Law Office
Brent Burgard	Ackerman - Estvold
Nathan Amick	Ackerman - Estvold
Frank Cook	SRJB - Renville City
Clif Drendorf	BCWRD & SRJB
DAVE SCHWENGLER	HOUSTON ENGINEERING
Ryan Ackerman	Ackerman - Estvold
Dan Tomasser	Minot / SRJB
Lance Gaebe	ND Water Users
Tom Klein	WCWRD