

MINUTES

STUTSMAN COUNTY WATER RESOURCE BOARD

December 30, 2020

The regular meeting of the Stutsman County Water Resource Board was called to order by Chairman Joel Lees on December 30, 2020, at approximately 10:10 a.m. in the Commissioner's Room of the Stutsman County Courthouse. Members present were Joel Lees, Arlyn Schmidt, Anthony Roorda, Dennis Clark, John Schock. Additionally, present was Abbagail Geroux, Secretary of the Board. One person appeared by telephone which was Tony Sager as part of the design team for the Anne Carlson Development.

MINUTES

The first order of business was to review and approve the minutes of the November 25, 2020, regular meeting and the minutes of the December 17, 2020, special meeting. Upon motion duly made, Arlyn Schmidt moved and Anthony Roorda seconded a motion to approve the minutes as read. Motion passed.

APPROVAL FOR THE NDDOT REQUEST FOR DRAINAGE ON HIGHWAY RIGHT-OF-WAY FOR ANNE CARLSON CENTER ON THE NORTH QUARTER OF SECTION 3, TOWNSHIP 139N, RANGE 64W

Next, the Board addressed the approval request for drainage for the Department of Transportation by the developers for the Anne Carlson Center. Tony Sager was present to represent this entity. He explained that the Anne Carlson Center is working on a development which is east of the hospital. This contains a 19-acre parcel. He noted that currently this parcel of property collects a majority of the stormwater and the plan is to create a retention pond. In order to develop the property, they would need to transport some of the stormwater through the I-94 ditch, because of this the Department of Transportation requires specific approval of the Stutsman County Water Resource Board. Their intent is to build a berm and also place a culvert in the area. This development anticipates retaining water within the retention pond but that at a certain level, the water would flow through the ditching system of I-94.

Board members inquired whether the direction of waterflow that their proposing is consistent with the current flow of the

water. Mr. Sager indicated yes, but it would just discharge into the neighboring property and that the developer did not feel that it would be appropriate to push all of this water off onto the neighboring property so that is why they are requesting to move it through the I-94 ditch. It was noted that the District Engineer for the Department of Transportation, Jay Praska gave a preliminary approval of this particular plan and indicated that he had no issues with it. They also visited with the City of Jamestown. Mr. Sager indicated that the city had been indifferent and was deferring to the Department of Transportation and the County Water Resource Board in whether or not this should be approved. Mr. Sager indicated that in reality they are reducing the amount of water that will be placed into the stormwater system.

Anthony Roorda then inquired if this proposed plan was part of the stormwater master plan that was prepared by AE2S a couple of years ago. Mr. Sager indicated that the proposed stormwater development was broadly in line with the stormwater master plan. There was then inquiry whether it was possible to incorporate this pond with the neighboring property. Mr. Sager said that the developer would be open to it.

After discussion of the matter, Anthony Roorda moved and Arlyn Schmidt seconded a motion to approve of the stormwater plan as presented by Tony Sager and provided Joel Lees with authorization to sign Form 50909. Motion passed.

UPDATE ON JOINT BOARD

Next, there was discussion on the ongoing Joint Board. John Schock and Joel Lees indicated that a vote to create an assessment drain for the project was voted down by 70%. They indicated that they suspect there was some underlying issues with various landowners that caused the landowners to reject the assessment drain. It was noted that 22 out of the 28 petitioners that had put in money ended up voting no on the special assessment drain. The Joint Board anticipates meeting in January to determine if there will be any next steps.

Joel Lees and John Schock also praised the Engineers working on the project, Dahl Engineers.

Ms. Geroux also presented correspondence that she received from Ms. Liechty regarding her concerns on the Joint Board. Those comments were received.

It was also noted that for the Joint Board the Water Resource Board received additional bills because the initial seed money from the local landowners had ran out so that bill will be slightly higher for this month. Joel Lees and John

Schock indicated that they do not anticipate significantly more bills for the month of January.

ANNUAL REORGANIZATION OF BOARD

Next, the Board took up the issue of reorganization. It was noted that Arlyn Schmidt was appointed for an additional five (5) year term. He indicated that he still has to take his oath.

At this point, nominations were opened. John Schock nominated Anthony Roorda as Vice-Chairman and Anthony Roorda nominated Joel Lees as Chairman.

Seeing no further nominations, nominations was closed and a vote was taken. The appointments were approved.

Next, Anthony Roorda moved and Dennis Clark seconded a motion to reappoint Dalsted & Ryan, P.C. as their attorney, secretary, and treasurer for the Water Resource Board. Motion passed.

MISC.

Next, there was some discussion on how the Board is paid for their services. Ms. Geroux indicated that she can look into alternative methods on how the Board is paid. Currently, the Board is paid on a per meeting basis and also paid for mileage. However, this does not account for any Board member taking their own initiative to visit with individual constituents or do an investigation as part of being a Water Resource Manager and this particular additional work is not compensated with their current scheme and so they requested Ms. Geroux look further into the matter.

BILLS AND FINANCIALS

The Board than turned to the bills and financials. It was noted that the Water Resource Board had significantly higher bills than anticipated, mostly due to the Application for Drainage that occurred at the special meeting on December 17th. Also, additional bills related to the Joint Board. Ms. Geroux also anticipated additional bills for the January meeting, which would include costs of publication of the special meeting, costs of paying Darin Peterka of Interstate Engineering, along with the regular costs of the Board, because of this there was concern that there would be insufficient funds in the Unison

checking account. In particular, because most of the funding for the Water Resource Board is through property taxes and generally the majority of the property tax payment does not occur until February of that year. Based upon review of the bills and financials, Anthony Roorda and Aryln Schmidt seconded a motion to pay the bills and approve the financials and also to transfer CD #59620 into the Unison checking account and providing authority to Abbagail Geroux and Joel Lees to complete this transaction.

It was also noted in correspondence that the Board will need to pay its annual dues for the Upper Sheyenne Board. The Board anticipated reviewing and approving that bill at its January monthly meeting.

CHECK NUMBERS

1. ND Water Resource Districts Association - \$675.00 #2782
2. Dalsted and Ryan, P.C. - \$3,393.00 #2783
3. Griggs County Water Resource District - \$1,749.10 #2784

Seeing no further business before the Board, Arlyn Schmidt moved and Anthony Roorda seconded a motion to adjourn. Motion passed.

RESPECTFULLY SUBMITTED:

ABBAGAIL GEROUX
Secretary

BOARD APPROVAL OF MINUTES

The board approved the minutes this ____ day of _____, 2020.

JOEL LEES, Chairman, or
ANTHONY ROORDA, Vice-Chairman