

Dickey County Water Resource District

MEETING MINUTES

June 21, 2023

The Dickey County Water Resource District met at the Dickey County Courthouse in Ellendale ND at 8:00 am on Wednesday, June 21, 2023. Managers Steve Hansen, Keith Hauck, Justin Gemar, Don Zimbleman and John Quandt were all present at the courthouse. Sean Fredricks, the board's attorney, and Nathan Trosen, Moore Engineering representative joined via video conference. Eric Larson was also present.

Chairman Hansen called the meeting to order.

Robert Thorpe Tile Permit App

Application to Install a Subsurface Water Management System No. 2023-06 for Lawrence J. Thorpe, LLLP, in the Southwest Quarter of Section 30 in Ada Township

The Board next reviewed an *Application to Install a Subsurface Water Management System No. 2023-06* filed June 12, 2023, by Applicant Lawrence J. Thorpe, LLLP. Under the Application, Applicant seeks to install a 160-acre drain tile system in the Southwest Quarter of Section 30 in Ada Township, Dickey County, North Dakota. The project will include a single gravity outlet located along the south boundary of the Southwest Quarter of Section 30; the outlet will discharge via a pipeline that will run under 101st Street SE; the pipe will daylight and discharge in the south road ditch along 101st Street and the discharge will flow east in the south road ditch, along the north boundary of the Northwest Quarter of Section 31 and a portion of the Northeast Quarter of Section 31; the discharge will turn south and flow across a portion of the Northeast Quarter of Section 31 until ultimately flowing into a slough.

According to tax information supplied by Applicant, Lawrence J. Thorpe, LLLP, owns the Southwest Quarter of Section 30 in Ada Township where Applicant intends to install the tile system. With regard to downstream property, Lawrence J. Thorpe, LLLP, also owns the North Half of Section 31 of Ada Township.

Manager Zimbleman moved, and Manager Gemar seconded the motion, to approve *Application to Install a Subsurface Water Management System No. 2023-06* filed June 12, 2023, for Lawrence J. Thorpe, LLLP, regarding a proposed tile project in the Southwest Quarter of Section 30 in Ada Township, and to authorize the Secretary-Treasurer to sign SUBSURFACE WATER MANAGEMENT PERMIT NO. 2023-06, subject to the following conditions:

1. Applicant will install and maintain erosion protection at any and all outlets into Ada Township's road right of way.
2. Applicant will re-establish any areas disturbed installing or maintaining Applicant's tile system.

3. Applicant will not install Applicant's tile system within 20 feet, on either side, of any rural water lines Southeast Water Users District has in the Southwest Quarter of Section 30 in Ada Township under any blanket easements, or otherwise beyond the Water District's existing easement(s).
4. Applicant will remove silt or vegetation, or repair erosion or scour damages *directly* caused by Applicant's tile system, but only up to one mile downstream from the project outlet.
5. Applicant must apply for an amendment to SUBSURFACE WATER MANAGEMENT PERMIT NO. 2023-06 in advance of any proposed alterations to outlet locations, the addition of any outlets, or improvements or modifications to the tile system that could increase the capacity or drainage area of the tile system.

Upon roll call vote, the motion carried unanimously.

With regard to condition #4, Applicant's obligations to remove silt or vegetation, or to repair erosion or scour damages will only arise upon submission of substantial evidence to the Board by a downstream landowner or road authority that Applicant's tile system *directly* caused accumulation of silt or vegetation, erosion, or scouring.

Under Section 61-32-03.1, the Board cannot attach any additional conditions to Applicant's permit. However, for Applicant's protection, and to ensure protection of Applicant's tile system, the Board will recommend that Applicant comply with the following:

1. The Board recommends that Applicant obtain written consent from Ada Township to discharge into or otherwise utilize any of the Township's road right of way.
2. The Board recommends that Applicant obtain written consent from Ada Township to install any pipelines or other project components in any of the Township's road right of way.
3. The Board recommends that Applicant 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.

Sean Fredricks will provide copies of the Board's NOTICE OF DECISION, SUBSURFACE WATER MANAGEMENT PERMIT NO. 2023-06, and downstream flow map to the Department of Water Resources; Ada Township; and Southeast Water Users District. Applicant's detailed project design map is an exempt record, and the Board will not provide copies to any third parties.

Application to Install a Subsurface Water Management System No. 2023-07 for Lawrence J. Thorpe, LLLP, in the West Half of Section 31 in Ada Township

The Board next reviewed an *Application to Install a Subsurface Water Management System No. 2023-07* filed June 12, 2023, by Applicant Lawrence J. Thorpe, LLLP. Under the Application, Applicant seeks to install a 160-acre drain tile system in the West Half of Section 31 in Ada Township, Dickey County, North Dakota. The project will include a single gravity outlet located along the south boundary of the Southwest Quarter of Section 31; the outlet will discharge into the north road ditch along 102nd Street SE; the discharge will flow through an existing culvert through 102nd Street SE, ultimately into a slough on property in South Dakota.

According to tax information supplied by Applicant, Lawrence J. Thorpe, LLLP, owns the West Half of Section 31 in Ada Township where Applicant intends to install the tile system.

Manager Zimbleman moved, and Manager Gemar seconded the motion, to approve *Application to Install a Subsurface Water Management System No. 2023-07* filed June 12, 2023, for Lawrence J. Thorpe, LLLP, regarding a proposed tile project in the West Half of Section 31 in Ada Township, and to authorize the Secretary-Treasurer to sign SUBSURFACE WATER MANAGEMENT PERMIT NO. 2023-07, subject to the following conditions:

1. Applicant will install and maintain erosion protection at any and all outlets into Ada Township's road right of way.
2. Applicant will re-establish any areas disturbed installing or maintaining Applicant's tile system.
3. Applicant will not install Applicant's tile system within 20 feet, on either side, of any rural water lines Southeast Water Users District has in the West Half of Section 31 in Ada Township under any blanket easements, or otherwise beyond the Water District's existing easement(s).
4. Applicant will remove silt or vegetation, or repair erosion or scour damages **directly** caused by Applicant's tile system, but only up to one mile downstream from the project outlet.
5. Applicant must apply for an amendment to SUBSURFACE WATER MANAGEMENT PERMIT NO. 2023-07 in advance of any proposed alterations to outlet locations, the addition of any outlets, or improvements or modifications to the tile system that could increase the capacity or drainage area of the tile system.

Upon roll call vote, the motion carried unanimously.

With regard to condition #4, Applicant's obligations to remove silt or vegetation, or to repair erosion or scour damages will only arise upon submission of substantial evidence to the Board

by a downstream landowner or road authority that Applicant's tile system *directly* caused accumulation of silt or vegetation, erosion, or scouring.

Under Section 61-32-03.1, the Board cannot attach any additional conditions to Applicant's permit. However, for Applicant's protection, and to ensure protection of Applicant's tile system, the Board will recommend that Applicant comply with the following:

1. The Board recommends that Applicant obtain written consent from Ada Township to discharge into or otherwise utilize any of the Township's road right of way.
2. The Board recommends that Applicant 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.

Sean Fredricks will provide copies of the Board's NOTICE OF DECISION, SUBSURFACE WATER MANAGEMENT PERMIT NO. 2023-07, and downstream flow map to the Department of Water Resources; Ada Township; and Southeast Water Users District. Applicant's detailed project design map is an exempt record, and the Board will not provide copies to any third parties.

Steve Hansen Tile Permit App

Application to Install a Subsurface Water Management System No. 2023-08 for Steve Hansen in the South Half of Section 25 in Ada Township

The Board next reviewed an *Application to Install a Subsurface Water Management System No. 2023-08* filed June 16, 2023, by Applicant Steve Hansen. Under the Application, Applicant seeks to install a 143-acre drain tile system in the South Half of Section 25 in Ada Township, Dickey County, North Dakota. The project will include five gravity outlets; four of the outlets will be in the Southeast Quarter of Section 25 and will discharge directly into a natural watercourse. The fifth will be near the southwest corner of the Southwest Quarter of Section 25 that will discharge directly into the north road ditch along 101st Street SE; the discharge will then flow east, through the north road ditch and along the south boundary of Section 25, until flowing into the natural watercourse in the Southeast Quarter of Section 25.

According to tax information supplied by Applicant, the Stephen A. Hansen Revocable Living Trust and the Judy L. Hansen Revocable Living Trust own the South Half of Section 25 in Ada Township.

Before discussing the merits of *Application to Install a Subsurface Water Management System No. 2023-08*, Sean Fredricks explained the conflict analysis the Board should conduct regarding Chairman Hansen's likely conflict in the matter. Chairman Hansen and Secretary-Treasurer Judy Hansen own the property that will benefit from this proposed tiling project and, with that in mind, Sean Fredricks explained Chairman Hansen has a very clear conflict in the matter under Section 44-04-22 of the North Dakota Century Code. Section 44-04-22 provides:

A person acting in a legislative or quasi-legislative or judicial or quasi-judicial capacity for a political subdivision of the state who has a direct and substantial personal or pecuniary interest in a matter before that board, council, commission, or other body, must disclose the fact to the body of which that person is a member, and may not participate in or vote on that particular matter without the consent of a majority of the rest of the body.

The Section 44-04-22 test requires a multi-step analysis. In this case, Chairman Hansen clearly has a direct and substantial personal interest in the matter that creates a technical conflict. Manager Quandt moved to conclude that Chairman Hansen has a conflict and should not participate in any votes regarding *Application No. 2023-08* and should abstain from any votes regarding *Application No. 2023-08*. Manager Hauck seconded the motion. Upon roll call vote, Managers Quandt, Hauck, Zimbleman and Gemar all voted in favor of the motion. Chairman Hansen abstained. The motion carried.

There is an additional conflict statute specific to water resource districts, Section 61-16-08.1 of the Century Code, that provides the County Commission with discretionary authority to appoint alternate water managers if a full-time member has a conflict. However, that statute was effectively superseded by Section 44-04-22 when the Legislature adopted Section 44-04-22 in 1995 (Section 61-16-08.1 went into effect in 1985). Section 61-16-08.1 does not provide a definition for what qualifies as a “conflict of interest” and does not provide a mandatory process; rather, the legislative history of Section 61-16-08.1 indicates the Legislature approved that statute to provide a process for water managers to avoid situations where they are not comfortable voting on a matter and is not a mandatory process. Conversely, the process under Section 44-04-22 is mandatory for conflict situations, provides a detailed test for determining if a conflict exists, and provides a detailed process for a Board to proceed even if a conflict does exist. The Legislature enacted Section 44-04-22 after passing the vague and optional Section 61-16-08.1 and, therefore, the process under Section 44-04-22 controls all conflict matters.

With the conflict matter concluded, the Board proceeded with discussion of the project and the Application.

Manager Quandt moved, and Manager Zimbleman seconded the motion, to approve *Application to Install a Subsurface Water Management System No. 2023-08* filed June 16, 2023, for Steve Hansen, regarding a proposed tile project in the South Half of Section 25 in Ada Township, and to authorize the Secretary-Treasurer to sign SUBSURFACE WATER MANAGEMENT PERMIT NO. 2023-08, subject to the following conditions:

1. Applicant will install and maintain erosion protection at any and all outlets into the natural watercourse in the Southeast Quarter of Section 25 in Ada Township.
2. Applicant will install and maintain erosion protection at any and all outlets into Ada Township’s road right of way.

3. Applicant will re-establish any areas disturbed installing or maintaining Applicant's tile system.
4. Applicant will not install Applicant's tile system within 20 feet, on either side, of any rural water lines Southeast Water Users District has in the South Half of Section 25 in Ada Township under any blanket easements, or otherwise beyond the Water District's existing easement(s).
5. Applicant will remove silt or vegetation, or repair erosion or scour damages *directly* caused by Applicant's tile system, but only up to one mile downstream from the project outlet.
6. Applicant must apply for an amendment to SUBSURFACE WATER MANAGEMENT PERMIT NO. 2023-08 in advance of any proposed alterations to outlet locations, the addition of any outlets, or improvements or modifications to the tile system that could increase the capacity or drainage area of the tile system.

Upon roll call vote, Managers Quandt, Hauck, Zimbleman and Gemar all voted in favor of the motion. Chairman Hansen abstained. The motion carried.

With regard to condition #5, Applicant's obligations to remove silt or vegetation, or to repair erosion or scour damages will only arise upon submission of substantial evidence to the Board by a downstream landowner or road authority that Applicant's tile system *directly* caused accumulation of silt or vegetation, erosion, or scouring.

Under Section 61-32-03.1, the Board cannot attach any additional conditions to Applicant's permit. However, for Applicant's protection, and to ensure protection of Applicant's tile system, the Board will recommend that Applicant comply with the following:

1. The Board recommends that Applicant obtain written consent from Ada Township to discharge into or otherwise utilize any of the Township's road right of way.
2. The Board recommends that Applicant 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.

Sean Fredricks will provide copies of the Board's NOTICE OF DECISION, SUBSURFACE WATER MANAGEMENT PERMIT NO. 2023-08, and downstream flow map to the Department of Water Resources, Ada Township, and Southeast Water Users District. Applicant's detailed project design map is an exempt record, and the Board will not provide copies to any third parties.

Scott Hansen Tile Permit App

Application to Install a Subsurface Water Management System No. 2023-09 for Scott Hansen in the Southeast Quarter of Section 18 in Port Emma Township

The Board next reviewed an *Application to Install a Subsurface Water Management System No. 2023-09* filed June 19, 2023, by Applicant Scott Hansen. Under the Application, Applicant seeks to install a 79-acre drain tile system in the Southeast Quarter of Section 18 in Port Emma Township, Dickey County, North Dakota. The project will include a single gravity outlet that will discharge via an underground line that will commence near the southwest corner of the Southeast Quarter of Section 18; the line will run to the west, through the north road ditch along 99th Street, and along a portion of the south boundary of the Southwest Quarter of Section 18; the pipeline will daylight and discharge into the north road ditch and the discharge will continue to flow to the west; before reaching the southwest corner of the Southwest Quarter of Section 18, the discharge will turn south, and will flow through an existing culvert under 99th Street; the discharge will then flow south, across the Northwest Quarter of Section 19.

According to information supplied by Applicant, Scott D. Hansen, as Trustee of the Scott D. Hansen Revocable Living Trust, owns the Southeast Quarter of Section 18 in Port Emma Township. With regard to downstream landowners, the Robert V. & Grace Mildred Young Revocable Trust owns the Southwest Quarter of Section 18 and the Northwest Quarter of Section 19 where Applicant's discharge will flow.

Before discussing the merits of *Application to Install a Subsurface Water Management System No. 2023-09*, Sean Fredricks noted the Board should conduct a conflict analysis regarding Chairman Hansen's potential conflict in the matter. Applicant Scott Hansen is Chairman Hansen's cousin. Sean Fredricks explained that Chairman Hansen may have some personal interest in the outcome of the Board's decision, but that may not be enough to meet the legal conflict standard under Section 44-04-22 of the North Dakota Century Code:

A person acting in a legislative or quasi-legislative or judicial or quasi-judicial capacity for a political subdivision of the state who has a direct and substantial personal or pecuniary interest in a matter before that board, council, commission, or other body, must disclose the fact to the body of which that person is a member, and may not participate in or vote on that particular matter without the consent of a majority of the rest of the body.

Manager Hauck moved, and Manager Gemar seconded the motion, to approve *Application to Install a Subsurface Water Management System No. 2023-09* filed June 19, 2023, for Scott Hansen, regarding a proposed tile project in the Southeast Quarter of Section 18 in Port Emma Township, and to authorize the Secretary-Treasurer to sign SUBSURFACE WATER MANAGEMENT PERMIT NO. 2023-09, subject to the following conditions:

1. Applicant will install and maintain erosion protection at any and all outlets into Port Emma Township's road right of way.

2. Applicant will re-establish any areas disturbed installing or maintaining Applicant's tile system.
3. Applicant will not install Applicant's tile system within 20 feet, on either side, of any rural water lines Southeast Water Users District has in the Southeast Quarter of Section 18 in Port Emma Township under any blanket easements, or otherwise beyond the Water District's existing easement(s).
4. Applicant will remove silt or vegetation, or repair erosion or scour damages *directly* caused by Applicant's tile system, but only up to one mile downstream from the project outlet.
5. Applicant must apply for an amendment to SUBSURFACE WATER MANAGEMENT PERMIT NO. 2023-09 in advance of any proposed alterations to outlet locations, the addition of any outlets, or improvements or modifications to the tile system that could increase the capacity or drainage area of the tile system.

Upon roll call vote, the motion carried unanimously.

With regard to condition #4, Applicant's obligations to remove silt or vegetation, or to repair erosion or scour damages will only arise upon submission of substantial evidence to the Board by a downstream landowner or road authority that Applicant's tile system *directly* caused accumulation of silt or vegetation, erosion, or scouring.

Under Section 61-32-03.1, the Board cannot attach any additional conditions to Applicant's permit. However, for Applicant's protection, and to ensure protection of Applicant's tile system, the Board will recommend that Applicant comply with the following:

1. The Board recommends that Applicant obtain written consent from Port Emma Township to discharge into or otherwise utilize any of the Township's road right of way.
2. The Board recommends that Applicant obtain and record a pipeline easement, or at least obtain written consent, from the owners of the Southwest Quarter of Section 18 to install and maintain a pipeline.
3. The Board recommends that Applicant 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.

Sean Fredricks will provide copies of the Board's NOTICE OF DECISION, SUBSURFACE WATER MANAGEMENT PERMIT NO. 2023-09, and downstream flow map to the Department of Water Resources, Port Emma Township, the Robert V. & Grace Mildred Young Revocable Trust, and Southeast Water Users District. Applicant's detailed project design map is an exempt record, and the Board will not provide copies to any third parties.

Colin Finley Tile Permit App
Application to Install a Subsurface Water Management System No. 2023-10 for Colin Finley in the Northeast Quarter of Section 12 in Lovell Township

The Board next reviewed an *Application to Install a Subsurface Water Management System No. 2023-10* filed June 20, 2023, by Applicant Colin Finley. Under the Application, Applicant seeks to install a 120-acre drain tile system in the Northeast Quarter of Section 12 in Lovell Township, Dickey County, North Dakota. The project will include a single pump outlet located near the southeast corner of the Northeast Quarter of Section 12; the pump will discharge directly into the Lovell Improvement Project, a private surface drain permitted under SURFACE PERMIT NO. 4757 for Lovell Improvement Project, LLC.

According to tax information supplied by Applicant, Colin and Kahri Finley own the Northeast Quarter of Section 12 in Lovell Township. Further, according to Applicant and according to Lovell Improvement Project, LLC, with regard to downstream property, Lovell Improvement Project, LLC, owns its project right of way within one mile of Applicant's pump outlet.

Before discussing the merits of *Application to Install a Subsurface Water Management System No. 2023-10*, Sean Fredricks explained the conflict analysis the Board should conduct regarding Manager Quandt's potential conflict in the matter. Manager Quandt is the managing partner of Lovell Improvement Project, LLC, the downstream property owner; the LLC supports the project proposed under the application, but the Lovell project could certainly be impacted. Sean explained the law in North Dakota regarding conflicts, Section 44-04-22 of the North Dakota Century Code, provides the relevant standard. That statute provides:

A person acting in a legislative or quasi-legislative or judicial or quasi-judicial capacity for a political subdivision of the state who has a direct and substantial personal or pecuniary interest in a matter before that board, council, commission, or other body, must disclose the fact to the body of which that person is a member, and may not participate in or vote on that particular matter without the consent of a majority of the rest of the body.

The Section 44-04-22 test requires a multi-step analysis. In this case, Manager Quandt may have a direct and substantial personal interest in the matter that creates a technical conflict. Manager Zimbleman moved to conclude that Manager Quandt has a conflict and should not participate in any votes regarding *Application No. 2023-10* and should abstain from any votes regarding *Application No. 2023-10*. Manager Hauck seconded the motion. Upon roll call vote, Chairman Hansen and Managers Hauck, Zimbleman, and Gemar all voted in favor of the motion. Manager Quandt abstained. The motion carried.

There is an additional conflict statute specific to water resource districts, Section 61-16-08.1 of the Century Code, that provides the County Commission with discretionary authority to appoint alternate water managers if a full-time member has a conflict. However, that statute was effectively superseded by Section 44-04-22 when the Legislature adopted Section 44-04-22 in 1995 (Section 61-16-08.1 went into effect in 1985). Section 61-16-08.1 does not provide a definition for what qualifies as a "conflict of interest" and does not provide a mandatory process;

rather, the legislative history of Section 61-16-08.1 indicates the Legislature approved that statute to provide a process for water managers to avoid situations where they are not comfortable voting on a matter and is not a mandatory process. Conversely, the process under Section 44-04-22 is mandatory for conflict situations, provides a detailed test for determining if a conflict exists, and provides a detailed process for a Board to proceed even if a conflict does exist. The Legislature enacted Section 44-04-22 after passing the vague and optional Section 61-16-08.1 and, therefore, the process under Section 44-04-22 controls all conflict matters.

With the conflict matter concluded, the Board proceeded with discussion of the project and the Application.

Manager Gemar moved, and Manager Hauck seconded the motion, to approve *Application to Install a Subsurface Water Management System No. 2023-10* filed June 20, 2023, for Colin Finley, regarding a proposed tile project in the Northeast Quarter of Section 12 in Lovell Township, and to authorize the Secretary-Treasurer to sign SUBSURFACE WATER MANAGEMENT PERMIT NO. 2023-10, subject to the following conditions:

1. Applicant will install and maintain erosion protection at any and all outlets into the Lovell Improvement Project.
2. Applicant will re-establish any areas disturbed installing or maintaining Applicant's tile system.
3. Applicant must turn off any pump outlets and otherwise close all outlets during "critical flood periods," as determined by the Dickey County Water Resource District.
4. Applicant will not install Applicant's tile system within 20 feet, on either side, of any rural water lines Southeast Water Users District has in the Northeast Quarter of Section 12 in Lovell Township under any blanket easements, or otherwise beyond the Water District's existing easement(s).
5. Applicant will remove silt or vegetation, or repair erosion or scour damages **directly** caused by Applicant's tile system, but only up to one mile downstream from the project outlet.
6. Applicant must apply for an amendment to SUBSURFACE WATER MANAGEMENT PERMIT NO. 2023-10 in advance of any proposed alterations to outlet locations, the addition of any outlets, or improvements or modifications to the tile system that could increase the capacity or drainage area of the tile system.

Upon roll call vote, Chairman Hansen and Managers Hauck, Zimbleman, and Gemar all voted in favor of the motion. Manager Quandt abstained. The motion carried.

With regard to condition #5, Applicant's obligations to remove silt or vegetation, or to repair erosion or scour damages will only arise upon submission of substantial evidence to the Board by a downstream landowner or road authority that Applicant's tile system *directly* caused accumulation of silt or vegetation, erosion, or scouring.

Under Section 61-32-03.1, the Board cannot attach any additional conditions to Applicant's permit. However, for Applicant's protection, and to ensure protection of Applicant's tile system, the Board will recommend that Applicant comply with the following:

1. The Board recommends that Applicant obtain written consent from Lovell Township to discharge into or otherwise utilize any of the Township's road right of way.
2. The Board recommends that Applicant 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.

Sean Fredricks will provide copies of the Board's NOTICE OF DECISION, SUBSURFACE WATER MANAGEMENT PERMIT NO. 2023-10, and downstream flow map to the Department of Water Resources; Lovell Township; Lovell Improvement Project, LLC; and Southeast Water Users District. Applicant's detailed project design map is an exempt record, and the Board will not provide copies to any third parties.

County Road-John Quandt

Manager Quandt approached the board with a proposal of repairing county road in Dickey County or 78th st se located approximately 7 miles north of Oakes ND. The road has been inundated with water for over 5 years and is untravellable and has been for quite some time. Landowners and farmstead dwellers have requested help preparing a plan to drain the water compromising this road and have asked John Quandt for his help and insight. Those involved in the project planning are moving forward after visiting with the county commissioners and getting their approval to proceed as well. This was just an informational topic right now from manager Quandt at this time, as they still are in the planning stages of the project. He did ask the board if they objected to using some or all of the money the board has in a CD to help offset the cost of this project. The board agreed to consider helping with some of the costs. That amount was not set and will be addressed at future board meetings.

Dickey County Drain #1

Manager Gemar gave the board updates of Dickey County Drain #1. There are minimal flooding issues at this time but manager Gemar made mention that there could be potential problems down the road if the weeds and trees, that are growing along the ditch aren't addressed. Sean with Dakota Helicopters has been contacted to handle the weed issues. Manager Gemar also addressed the board with some silting and other obstructions happening along the ditch but those issues are minimal and won't be handled at this time.

Budget

The board put together their 2023 and 2024 budget to be presented to the commissioners in July.

Meeting Minutes

Manager Zimbleman moved to approve the May 17, 2023 meeting minutes. Manager Gemar seconded the motion. Upon roll call, the motion passed unanimously.

Financial Statement/Bills

The board considered bills from Ohnstad Twichell of \$975 and Moore Engineering of \$3060. Secretary Hansen gave the financial report. Manager Quandt moved to approve the bills and financial report. Manager Gemar seconded the motion. Upon roll call, the motion passed unanimously.

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

APPROVED:

Steve Hansen, Chairman

Approved:

Judy Hansen, Secretary