

August 26, 2020

Unapproved

MORTON COUNTY WATER RESOURCE DISTRICT

1. The Board of Managers of the Morton County Water Resource District met in regular session at Bennigans, 1506 27th St. NW, Mandan, ND on Wednesday, August 26, 2020.
2. The following persons were present: Chairman Wade M. Bachmeier, Secretary Brenda Winckler, and Managers, Bruce Engelhardt, Jamie Wetsch Jim Schmidt, and George Saxowsky. Also present were Bryan Ziegler, Bartlett & West, Karen Garvie, MWWS, Mike Kemnitz, Tim Nilsen, MC Parks, Mike Gunsch & Travis Johnson, Houston Engineering, Andy Zachmeier, MC Commissioner, Jill & Dustin Beilke, Ron Sando, and Tom Bair, Legal Counsel.
3. Chairman Bachmeier called the meeting to order. Minutes: Mgr. Schmidt moved to approve the minutes for the July 29, 2020 meeting. Manager Saxowsky seconded the motion. MCU. The Chairman requested the original minutes to be filed with the secretary and that a copy be sent to the County Auditor, State Water Commission, and Legal Counsel, Tom Bair.
4. MWWS: The Board reviewed the income, totaling \$304,477 and expenditures, totaling \$199,525 of the MWWS for the month of July 2020. Mgr. Saxowsky made a motion to accept and place these reports in file. Second by Mgr. Wetsch. MCU. Karen reported on the following items. Due to the dry conditions sales compared to last year were up \$40,000. McGuire Iron is currently working on Crown Butte tank. Once completed, they will move to the Airport tank. Bryan Ziegler reported the 2020 project was turned over 2 weeks ago. It was chlorinated and flushed but not flushed enough due to complaints. Craig has completed additional flushings at 6 different places. The project is complete except for the seeding to be completed. DEQ will do the final inspection. Mgr. Schmidt moved to approve and pay App.# 3 which is the new pipe addition and pipe testing for a total of \$265,982.14. Mgr. Wetsch seconded the motion. MCU. SWC approved the additional pipeline project so MWWS will get a 75% reimbursement of about \$150,000. The Vet Cemetery location broke a line.
5. Flasher Drainage Issue: Chairman Bachmeier explained the issue at Flasher. The water should run west, then south and end up in the Louse Creek. They feel with dirt work being completed it can be rectified but due to lack of funding, this has not been completed. Consensus of the Board is to have the City of Flasher request MCWRD to do a Memorandum of Understanding between MCWRD & the City of Flasher and request a feasibility study for surface drainage by the MCWRD of the western portion of the city. They will recommend a cost of the project at no cost to the City of Flasher and there will

be no obligation on either party. Tom Bair drew up a letter to the City of Flasher. The Board would like #7 to be removed and include exact land description of where work is to be done. The Board will contact SWC to see if they could do the survey. Mgr. Engelhardt moved to ratify the letter to the City of Flasher upon changes being completed. Mgr. Schmidt seconded the motion. MCU.

6. BEK: MCWRD received a bill for \$1 for the BEK building and equipment at Harmon Lake. They will have a sales representative meet with MC Parks concerning cost of internet service and maintenance on the wireless system at Harmon Lake as they will maintain this. They will provide free service thru December 2020. The building has heat and the floor is concrete. Mgr. Wetsch does not recommend keeping the PCs in the building due to the maintenance of them. Mgr. Wetsch moved to pay the \$1 invoice with BEK which includes building and all equipment. Mgr. Engelhardt seconded the motion. MCU.
7. Harmon Lake: Tim Nilsen reported to the Board that HL is under an advisory for Blue Algae and would like to open the gate for draw down. Consensus of Board is to proceed. They will start building the new shelter after Labor Day. HL Income this year so far: \$36,598 compared to last year \$26,080. HL Dam Inspection was held on August 25th. GPS was done on many points for measurements for use in future years. Mgr. Wetsch and Schmidt attended the inspection. There will need to be trees removed from the rip rap on the upside of the dam, but they had no other concerns. Tim will take care of the removal of the trees. The concrete outlet pipe has a coating that may be coming off. They made a note of that and will watch it. There is a spot on the MR trail that has a drainage issue when the water is high, you have to drive thru water. Mgr. Schmidt will contact the County Engineer to correct the problem. They will need to check where the 100-year flood plain lays and if a permit is needed to do this. Discussion was held for kayak access about 50 yards from the parking lot. Tom Bair will check with county records to see if there is an easement here.
8. Whitetail Ridge: Jill & Dustin Beilke were present to discuss the maintenance of the MCWRD easement property next to their land. They would like to maintain the natural beauty and would like a different solution besides metal fence posts. If the MC Parks couldn't mow it in time they would. They are also willing to cost share a new tree planting and help maintain them. MC Parks has put this location on their trail mowing schedule to be completed every other week during growing season. The Board recommended that they put trees on their own land, so the Board is not liable for maintaining them. Mgr. Schmidt moved to remove trees and barrier weed control and use a rock marker at the corner and return the land to natural vegetation. Mgr. Engelhardt seconded the motion. MCU. Jill & Dustin stated several times that they were assured by Natalie Pierce that the property lines needed to be marked.
9. Lower Otter Creek Cleanout: Midwest Dragline Const. gave a significantly lower estimate for the cleanout. Mike Gunsch recommends using the drainage permit to include work

during this year. The channel cleanout may not need a permit but suggests the Board notify SWC that extension of work is being done. Mike will contact Chuck Mork and will report to COE that work is being done and secure access for Midwest Dragline. Mgr. Engelhardt moved to tentatively accept Midwest Dragline Const. bid of \$42,500 until final quote is received which will include seeding and easements. Mgr. Schmidt seconded the motion. MCU.

10. HL Stock Dam: Ducks Unlimited met with Rick Worhurst who was at the construction 90% of the time. They took 2 ft. off the length of the dam, and where the breach was, they went down 5 ft and stripped the borrow area. Contractor will return to do the seeding.
11. Financial Reports: Tom Bair reported that the state law only reimburses \$10.50 for a meal per Board member. Chairman Bachmeier volunteered to pay the remaining food bill for today's meeting. Tom Bair checked into the Crown Butte Lagoon Dam bond. CBL should have had \$20,000 in an escrow. He will check on that and if the tax assessments are correct. Discussion was held concerning trading in the UTV for a new one. Mgr. Schmidt will get a quote and bring back to next meeting. Mgr. Schmidt moved to approve and pay the following vouchers. Mgr. Engelhardt seconded the motion. MCU.

<u>CK#</u>	<u>NAME:</u>	<u>AMOUNT:</u>	<u>MEMO:</u>
1149	Bair Law Firm	\$1450.00	Legal Fees
1150	Houston Engineering	\$13028.75	Otter Ck Clean
1152	Bruce Engelhardt	\$334.68	Meetings, mileage
1153	George Saxowsky	\$185.67	Meetings, mileage
1154	James Schmidt	\$573.19	Meetings, mileage
1155	James Wetsch	\$476.69	Meetings, mileage
1156	Brenda Winckler	\$1021.59	Salary, equip rent, Lunch reimbursed
1157	Wade Bachmeier	\$316.68	Meetings, mileage
1158	BEK Communications	\$1.00	BEK Bldg. purchase
EFT	IRS	\$533.00	Payroll taxes

There being no further business, motion duly made and seconded, the meeting was adjourned.

Wade M. Bachmeier, Chairman

Brenda Winckler, Sec-Treas.