

UNAPPROVED

MORTON COUNTY WATER RESOURCE DISTRICT

AUGUST 27, 2014

1. The Board of Managers of the Morton County Water Resource District met in Regular Session at 10 AM on August 27, 2014 at the MWWS offices at 2816 37<sup>th</sup> St NW, Mandan, ND.
2. The following persons were present: Chairman Wade Bachmeier, Secretary Brenda Winckler, and Managers, Jamie Wetsch, James Schmidt, George Saxowsky, and Ray Christianson. Also present were Mike Kemnitz, Barry Schulz and Karen Brooks, MWWS, Brian Ziegler, Bartlett & West, Tom Bair, Legal Counsel, Ron Sando, Tim Nilsen, MC Parks, and Mike Aubol, MC Highway. Also present were Joseph Stegmiller, NRCS, Daniel Nairn, P&Z, Keith Boehm and Chris Nyhus.
3. Minutes: Manager Saxowsky moved to approve the July 30, 2014 minutes as read. Mgr. Christiansen seconded the motion. MC. The Chairman requested the original minutes to be filed with the secretary and that copy to be sent to the County Auditor, State Water Commission, and Legal Council, Tom Bair.
4. MWWS: The Board reviewed the income, totaling \$144,305 and expenditures, totaling \$150,898, of the MWWS for the month of July 2014. Manager Schmidt made a motion to accept and place these reports in file. Seconded by Manager Wetsch. MC. Mgr. Kemnitz reviewed the following with the board: A water leak was discovered by Judson and repaired. The pipe project at Sedalia RR crossing has been completed at a cost of \$26,784.89. Merryman Construction is proceeding very well with the 2014 water projects. Discussion was held with SWWA concerning a connection to their pipeline on Hwy 25. It would push 32 gal/min and could service 50-55 accounts. They would like a commitment of 550,000 gal/year. With only 12 accounts, the feasibility does not work but if they would do ½ at 16 gal/min, it still won't cash flow at the present but is a good investment for the future. Mgr. Kemnitz thinks it's an opportunity that needs to be taken. Consensus of the board is to proceed with talk about the hookup with SWWA. MWWS crew is busy with the 2014 projects. The SWC meeting will be held on September 15<sup>th</sup> where it will be decided if MWWS will receive additional funding for the 2014 projects. At this point, weather pending, all 2014 projects should be completed this fall. Project 1-C on Hwy 1806 has had 7 requests for water, but will need to wait until additional funding has been approved.
5. NRS: Joe Stegmiller told the board that the 2015 Water Festival is scheduled to be held at the Nazarene Church in Mandan. The Range Tour is scheduled for September 4<sup>th</sup>. The next water sampling will be done on the Big Muddy.
6. MC Planning & Zoning: Daniel Nairn was present to discuss new projects with the board. He would like the boards input concerning the Freeway Services Division. The expansion of the truck stop requested a need for reevaluation concerning the easement requirement of 40 ft. for utilities. It was the recommendation for 40 ft. on the North, west and south side. The plan was to put the easement on the east side and be 20 ft. Mor Gran Sou said 20 ft. is fine for them but if water is incorporated they said a greater width is needed. MWWS said 40 ft. is preferable. The 40 ft. utility was adopted in the 2000s. 1 issue of contention is to stay at 20 ft. and the Boehms will replace up to 400 ft. of concrete restoration if it needs to be dug up. The wetland problem is due to the waterline placement and a buildup of dirt. Keith Boehm told the board that if they cannot get the easement dropped to 20 ft., they will replat to the west and there will be no corridor. They feel utilities can work in a 20 ft. with a temporary construction easement.

Drainage will be determined by the Storm Water Management Plan. The majority consensus of the board was to agree with a 20 ft. permanent easement with TCI spelled out as to what will be needed for the TCI.

7. MC Parks: Tim Nilsen reported to the board that every park is green!!! August HL proceeds were \$4,610, and total season is \$12,613. G&F drained 47 acre ft from HL. It dropped the lake by 3 inches. There were no smell complaints. They will probably do it again in January. Chairman Bachmeier will get in touch with Michael Baumgartner concerning trees to be replanted at HL. The windbreak fence has been installed by the campground hosts place and shelters and the sign have been treated.
8. Harmon Lake: PM Goetzfried reported to the board that the garage door on the maintenance building needs some work. Mgr. Schmidt moved and Mgr. Wetsch seconded the motion to allow Goetzfried to contact someone to fix door and install a door opener.MC. Ron Sando and PM Goetzfried will check on water that is pooled by the dyke and check if there is a way to divert it. Friday, August 29<sup>th</sup> will be bid opening for the next trail expansion. The board will need to hire an archeological firm for the new trail expansion. Mgr. Saxowsky moved and Mgr. Schmidt seconded the motion to hire Beaver Creek Archeology to do the archeological study at \$2,000 for 45 acres field search or \$85/hr. MC. Mgr. Schmidt commented that he is extremely disappointed with NRCS due to the contraction agreement we have with them with this project and they chose not to participate. Mgr. Schmidt moved and Mgr. Saxowsky seconded the motion to allow Dennis Kemmesat use of the UTV if questions arise during the building of the trail expansion.
9. Otter Creek: Otter Creek has become nonexistent due to vegetation. There is no water flow. Below the train trusses there used to be 40-50 acres of trees. In the original plan there were two floodways and the trees were supposed to have a sill to keep water in that area. Wachters have since removed the trees and now it would not be adequate mitigation land. If we built Floodway #2, it would not dry enough for it to be farmed. Options include: 1. Buy the wetland 2: Cleanout 3: Do the floodway. There could be cost share on the cleanout and we would do special assessments for our share.
10. Financial Reports:
  - A: Budget. Budget was worked on by the board and will be presented to the MC Commissioners by Mgr. Bachmeier. Mgr. Wetsch moved and Mgr. Christiansen seconded the motion to transfer \$12,000 to the HL O&M Account for 2014 which is at Dakota Community Bank. MC. Mgr. Christiansen moved and Mgr. Schmidt seconded the motion to approve and pay the following vouchers. MC.

<b>CHK:</b>	<b>NAME:</b>	<b>AMOUNT:</b>	<b>MEMO:</b>
5351	Bair Law Firm	\$1150.00	Legal Fees
5352	ND Community Foundation	\$700.00	OC Trails Mowing
5353	State Auditor	\$3300.00	2013 Audit Fee
5354	Wade Bachmeier	\$80.00	WR Ditch Spraying
5355	Bobcat of Mandan	\$21,631.57	Walk behind Mower
5356	Wade Bachmeier	\$187.01	Meetings
5357	VOID		
5358	Tony Goetzfried	\$417.73	Proj mgr. Pay
5359	James Schmidt	\$141.18	Meetings/mileage
5360	James Wetsch	\$436.35	Meetings
5361	Brenda Winckler	\$849.40	Salary/equip rent/Lunch
5362	Dakota Com Bank	\$12,000.00	Annual O&M Deposit

5363	George Saxowsky	\$187.17	Meetings/mileage
5369	Ray Christianson	\$174.67	Meetings/mileage
EFT	IRS	\$375.08	Payroll taxes
1036CBL	Bank of ND	\$14947.50	CBL princ/inter/fees

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

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Wade M. Bachmeier, Chairman

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Brenda Winckler, Sec-Treasurer