

Morton County Water Resource District
Unapproved Minutes
August 31, 2022

1. The Morton County Water Resource District held their regular meeting at 10am on Wednesday, August 31, 2022 at the office of the MWWS, 2816 37th St. NW, Mandan, ND.
2. The following were present: Chairman Wade Bachmeier, Via Skype, Sec-Treas. Brenda Winckler, Managers: Bruce Engelhardt, Mike Kemnitz, Jamie Wetsch, Jim Schmidt, Karin Garvie, MWWS, Bryan Ziegler, Bartlett & West, Ron Sando, Jesse Kist, P&Z Chairman, Tim Nilsen, MC Parks, Tom Bair, Legal Counsel, Andrea Travnicek, Director of DWR, John Paczkowski, State Engineer, and Aaron Carranza, Dir. Of Regulatory Division, DWR, Natalie Pearce, MC P&Z.
3. Vice Chairman Wetsch called the meeting to order. Mgr. Engelhardt moved to approve the amended minutes from July 27, 2022. Mgr. Schmidt seconded the motion. MCU. Mgr. Bachmeier requested the minutes be sent to Legal Counsel, County Auditor and SWC.
4. MWWS: The Board reviewed the income, totaling \$ 217,096, and expenditures, \$166,886 for the MWWS for the month of July. Manager Kemnitz made a motion to accept and place these reports in file. Second by Manager Engelhardt. MCU. Received an agreement for \$81,000 for pre construction on the Lyons Road project, with a 75% cost share with the SWC. Mgr. Schmidt moved to approve and sign the cost share agreement, Mgr. Engelhardt seconded the motion. MCU. Solicitation letters have been sent for the project. Preliminary plans are being prepared and plan the route. Hope to begin spring of 2023. 467 auto meters have been installed. Total accounts are 2100. Have about 91 pasture taps to finish. New Salem tank has been completed. McGuire and Sons have left. The audit has been completed, just waiting for the final draft. Hunter will work with setting up the audio, video project in the MWWS office. MGS will be leaving the office by the end of November. Requested closing date of October 31, 2022. Karen and Tom Bair attended the City of Mandan meeting for discussion of the additional bill from Moore Engineering. Bryan received information but still needs additional information before he can see if any funding is available for generators.
5. Mgr. Schmidt moved to sign agreement for the cost share reimbursement of the MCWRD MR Natural Area Bank Protection Study. Mgr. Engelhardt seconded the motion. MCU.
6. DWR: Andrea Travnicek, Director of DWR, JohnPaczkowski, State Engineer, and Aaron Carranza, Director of Regulatory Division from the DWR were present to discuss updating the definitions for the low, high hazard of dam classifications. On August 11th, Chairman Bachmeier sent a letter regarding dam hazard certifications on the change of definition use to be some loss of life to no loss of life. If there is still classified dams under NRCS, SCD dams, O&M agreements with dams, the question is do they fall under the State guidelines. Of the 68 medium hazard dams, 28 could be flagged for further review to be a high hazard as a result of the definition changes. Any new dam proposed to be constructed would be under the new classifications. They drafted a legacy dam policy, grandfather that may be under the new classification, but no requirement to spend money to change up front. Just need an EAP in place. These are a cost share of 80% of developing a new EAP. Working with a consultant to update the guidelines that were developed in 1989. Impact to existing dams within the Dept. they will make sure these are

starting points, not a forced destination, but the State has not enough force to change all the dams, but will be quite a bit of lead time for this to be completed. This classification to change to high standards will be a local decision, not a state decision. Our moratorium deadline will be April 2023, and would like guidance from the DWR. Would like DWR to lay out the plans and how the policy would apply by January 2023. If building back to a higher standard they will need a new permit.

7. MC Parks: Tim Nilsen reported: Plan for placement of the new shelter, top NW corner by the sidewalk and be able to join the sidewalk to the existing sidewalk by the beach and will bring a cost estimate to the next meeting. Issue on the beach, people complaining about goose piles. The County Parks are considering purchasing a scooper. Low water draw down: Tim is thinking about opening it up after Labor Day with a max of 3 feet or until the water coming out looks normal. O&M at HL recommends spraying the trees to kill in the upstream outlet and repainting the rusted bracket on the low down drain, and fill the gopher holes. They were concerned about the haying was cut very low, recommends doing the spillway early so some regrow there occurs. Wanted to check the toe drains, but they were under water. Revenue at HL for the last month \$8,080, \$25,920 for the year, last year total was \$26,879. County Parks paid to update the internet antenna and have a service agreement for service at HL.
8. Lot line for the MWWS location: There is a private landowner south of MWWS line, would like to replat that location and cleanup that location, east side of County and vacate the right of way property. Will go thru the city process.
9. Mgr. Engelhardt attended the Burleigh County Flood Risk open house.
10. Financial Reports: Mgr. Schmidt moved and Mgr. Engelhardt seconded the motion to approve and pay the following vouchers.

CK#	NAME:	AMOUNT:	MEMO:
1383	Wade M Bachmeier	\$872.70	Meetings
1384	Bruce Engelhardt	\$191.34	Meetings, mileage
1385	Michael Kemnitz	\$503.86	Meetings, mileage
1386	James Schmidt	\$468.48	Meetings, mileage
1387	James Wetsch	\$303.57.	Meetings, mileage
1388	Brenda Winckler	\$1211.64	Salary, equip rent
1389	VOID		
EFT	Transfer to CBL Chking	\$6000.00	to pay final pmt
1390	Deadman Sturgis, Ltd	\$6050.00	Honda GX390 Grillo
1391	Ternes Outdoor Services	\$1729.80	Spray for HL
EFT	IRS	\$1447.32	Payroll taxes

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

Wade M. Bachmeier, Chairman

Brenda Winckler, Sec-Treas.

