

MORTON COUNTY WATER RESOURCE DISTRICT

UNAPPROVED MINUTES

JULY 29, 2020

1. The Morton County Water Resource District met in regular session at 10am on Wednesday, July 29, 2020 at Bennigan's, 1506 27th St NW Mandan, ND.
2. The following persons were present: Chairman Wade Bachmeier, Secretary, Brenda Winckler, and Managers, James Wetsch, Bruce Engelhardt, Jim Schmidt, and George Saxowsky. Also present were Tom Bair, Karen Garvie, Carrie Schaner, Craig Tokach, MWWS, Ron Sando, Bryan Ziegler, Bartlett & West, Andy Zachmeier, MC Commission, and Travis Johnson, Houston Engineering.
3. Chairman Bachmeier called the meeting to order. Minutes: Mgr. Engelhardt moved to approve the minutes for the June 24, 2020, June 30th and July 20, 2020 meetings. Mgr. Schmidt 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 \$704,597 and expenditures, totaling \$1,297,992 of the MWWS for the month of June 2020. Mgr. Saxowsky made a motion to accept and place these reports in file. Second by Mgr. Schmidt. MCU. Quarterly reports were reviewed with the Board. Karen Garvie reported that a CD was cashed at \$144,272 to help cover the 2020 project expenses. Mgr. Schmidt moved to approve the quarterly reports. Mgr. Wetsch seconded the motion. MCU. Mgr. Engelhardt moved to approve Karen Garvie as Certificate of Representation for MGS and vote at the annual meeting. Mgr. Schmidt seconded the motion. MCU. Craig Tokach gave a project update. Pipe is in the ground on the new additional 6800 sq. ft. of the project. Testing is going on. Clean up has been done very well. ND Environmental Service inspection was held and received high marks. No corrections have been needed. Crown Butte tank painting will include a US flag. Microcom will be back in August to finish the project to get all 6 sites on line. Bryan Ziegler, Bartlett and West reported all additional work has been completed quickly. Water sampling will be done and their equipment is already gone. Mgr. Wetsch moved to approve and pay Change order #2; adding pasture taps at an increase of \$31,327.60. Mgr. Engelhardt seconded the motion. MCU. Mgr. Schmidt moved to approve and pay Change order #3: Additional pipe at Entzel area at a cost of \$198,573 which had \$5000 for mobile fee removed. Mgr. Engelhardt seconded the motion. MCU. Mgr. Schmidt moved to approve and pay application #2 for payment of the original project at \$109,896.21. Mgr. Engelhardt seconded the motion. MCU.

Future projects: Karen reported there would be a project on south Mandan area along Hwy. 6 at a cost estimate of \$1.5 million but there currently is no funding available from SWC. Mgr. Schmidt reported there is a Community Facility Loan at the Bank of ND, which they are presently looking at to move to the Reserve Loan Fund.

5. MC Parks: Mgr. Wetsch reported the Harmon Lake Revenue to date is \$31,089 up significantly from 2019, due to the blue algae problem. HL currently has low levels of blue algae and will be resampled this week. If the Lake gets moved into advisory, we will open the bottom for run out. Sweetbriar Lake has moved into advisory. MC Parks is open to taking over the Paddle-On Contract for 2021. The shelter will not be built until fall.
6. Whitetail Ridge Lot: Landowners south of the lot have complained about mowing of our share of the lot. They would like a specific plan on how maintenance is going to be completed. 75% of the trees planted are dead. MC Parks could put it on the schedule when they do the walking path they would also do this. They would also pull all trees and fabric. If the Board wants a 2 strand fence the estimated cost is \$705. Mgr. Schmidt moved to remove trees and fabric, use 6 ft. T posts every 50 ft. around the parameter not to exceed \$500 and mow according to MC Parks's schedule of mowing the trail. Mgr. Engelhardt seconded the motion. MCU.
7. Lower Otter Creek Cleanout: Travis Johnson, Houston Engineering brought estimates to clean out where we left off the last time we cleaned down to SBC. Probable cost is \$115,800 with 2 alternate items which would add \$52,602 bringing total cost to \$168,402 without engineering costs. Consensus of the Board is to make 2 packages for negotiations and bring back to next meeting.
8. HL Stock Dam: Guthmiller & Sons reconstructed the dam. Mgr. Wetsch, Engelhardt, and Ron Sando examined it and found some concerns. They did not strip the vegetation to see if there were any more cracks. The west end is a spill off drain and can't be fixed. There are chunks of sod on each side. The embankment could last a few years or go out next year. Fabric has 35% coverage; spillway has a 90 degree bend below the fabric and was not shaped correctly. Recommended to have Guthmiller come back, pull fabric, reshape and put back and reseed it. No vegetation was sprayed with herbicide. A letter will be sent to Rick Worhurst at Natural Resource Trust to state it does not meet standards and meet with the inspector to see if expectations were met.
9. HL/BEK Agreement: The 2 year contract with BEK is up and BEK will sell the building and equipment to MCWRD for \$1. This includes 2 computers and printers and wireless equipment for the campground access. Mgr. Wetsch recommends taking the building,

wireless equipment but not the 2 computers and printers to maintain. The Board will have to pay for the wireless service with BEK. Mgr. Schmidt moved to authorize Chairman Bachmeier to sign the agreement with BEK for the ownership of building and equipment for \$1. Mgr. Saxowsky seconded the motion. MCU. Consensus of the Board is to have MC Parks continue wireless service with BEK.

10. Flasher Drainage Issue: Chairman Bachmeier and Mgr. Wetsch went to Flasher on July 3rd to view the drainage issue. If the City of Flasher would like, the Board will work with them to get a preliminary idea on repairing. Consensus of the Board is for Chairman to contact the City to help with the situation.

11. Harmon Lake: A citizen is concerned with the 2 way traffic on the hiking biking trails. They would like a directional trail certain days of the week. Mgr. Wetsch suggested to put a 2 way trail marker, stating everyone watch for oncoming traffic. ND has a recreational immunity law. Consensus of the Board is it would be too difficult to police. Mgr. Engelhardt moved to have MC Parks install a locked gate on the south side of the west campground maintenance trail, north of the proposed community building not to exceed \$1500. Mgr. Schmidt seconded the motion. MCU. Discussion was held on handicap accessibility to the beach. The Board will need to do more research for funding or location if possible. Also questioned policing the road and maintenance. HL has a handicap access fishing pier. Mgr. Saxowsky will check into if there are any other locations that have a handicap facility.

12. Financial Reports: Chairman Bachmeier took the 2019 actual budget and modeled 2021 budget according to that. Tax revenue was \$181,000 and deducted 10% per Morton County's request will be \$163,000. If using the 2020 model that would be a 16% deduction. Chairman Bachmeier presented the budget to the MC Commissioners. Chairman Bachmeier and Mgr. Engelhardt attended the Virtual Water Conference. Chairman Bachmeier purchased 2 books, Coyote Warrior & River of Promise, River of Peril. The consensus of the Board is to Reimburse Chairman Bachmeier for the books as they will become Board property at a cost of \$59.31. Mgr. Saxowsky moved and Mgr. Schmidt seconded the motion to approve and pay the following vouchers. MCU.

<i>CK#</i>	<i>NAME:</i>	<i>AMOUNT:</i>	<i>MEMO:</i>
1140	Bair Law Firm	\$2150.00	Legal Fees
1141	Ternes Outdoor Service	\$1509.00	Spray at HL
1142	HUB International	\$148.00	Insurance
1143	Wade Bachmeier	\$737.18	Meetings, mileage
1144	Bruce Engelhardt	\$414.02	Meetings, mileage
1145	George Saxowsky	\$185.67	Meetings, mileage

1146	James Schmidt	\$203.51	Meetings, mileage
1147	James Wetsch	\$541.03	Meetings, mileage
1148	Brenda Winckler	\$1146.90	Salary, equip rent, Lunch reimbursed
EFT	IRS	\$538.62	Payroll taxes

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

Wade M. Bachmeier, Chairman

Brenda Winckler, Sec-Treas.