

May 27, 2020

Unapproved Minutes

**MORTON COUNTY WATER RESOURCE DISTRICT**

1. The Board of Managers of the Morton County Water Resource District met in regular session at 10am on May 27, 2020 at Bennigans, 1506 27<sup>th</sup> St. NW, Mandan, ND.
2. The following persons were present: Chairman Wade M. Bachmeier, Secretary Brenda Winckler, and Managers, James Wetsch, Bruce Engelhardt, Jim Schmidt, and George Saxowsky. Also present were Karen Garvie, Carrie Schaner, Craig Tokach, MWWS, via conference call, Tom Bair, Legal Counsel, Tim Nilsen, MC Parks, Mike Kemnitz, Bryan Ziegler, Bartlett & West, Mike Gunsch, Houston Engineering, Ron Sando, and Natalie Pierce, MC P&Z via conference call.
3. Chairman Bachmeier called the meeting to order. Minutes: Manager Engelhardt moved to approve the amended minutes of the April 30, 2020 meeting. Manager 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 \$228,539 and expenditures totaling \$174,949, of the MWWS for the month of April 2020. Manager Saxowsky made a motion to accept and place these reports in file. Second by Manager Engelhardt. MCU. Mgr. Schmidt moved to approve the write off the past due account #1559 of \$1735.60. Mgr. Engelhardt seconded the motion, with the stipulation that if reconnected the total bill and hookup will need to be paid 1<sup>st</sup> as per the MWWS bi laws. MCU. Bryan Ziegler gave an update on the 2020 projects. The pre-construction meeting was held on May 13<sup>th</sup> and work began on May 18<sup>th</sup>. Since construction, 8 new users have been added to the line through the easement process. \$33,018 has been added to the project. Bryan told the Board that as work has been completed the clean up job has been done very well. Based on the grant \$\$ a contingency of \$436,000 remains. A full crew was here for 2 weeks and after that a partial crew will remain. Estimated time of completion is August. All easements have been completed with a few adjustments made to pipeline location. Craig also reported that clean up has been excellent by this company and the CR 140 tie in is in progress. The Hwy. 1806 will begin today.

Quarterly maintenance issues have been taken care of. Flasher pump had a leak with parts being ordered. Karen reported that Mor-Gran-Sou would like to extend the lease agreement with MWWS for 1 more year before MWWS buys it. Mgr. Schmidt moved to extend the lease with MGS until June of 2022 subject to approval from legal counsel. Mgr. Saxowsky seconded the motion. MCU. Discussion was held on which files to scan onto online access thru Pinpoint Software. Charges will be by the hour. Ron Sando agreed to go thru files to determine what should be scanned. The audit has been completed with no issues. Tom Bair reported that he is working on a fraud policy for the Board. Tom will send the MC Record Retention Policy to all Board Members and will discuss at our June meeting.

5. Morton County Parks: Tim Nilsen reported that there was a loss of \$7401.00 at HL for the 2019 season mostly due to the lack of use from the Blue Algae scare. 3& Me food truck would like to run a food truck at HL for weekends. She provided Tim with insurance and license. As of now there will not be reservations at the group pads and 2 of the 3 vault toilets have been closed. The campground host does regular cleaning of that toilet. MC Parks will determine when the reservations and toilets will open, and a 5-camper limit may be put on the group pads. They will allow 2 campers/pad. Paddle On is open and running and the kayak launch is open. The floating fishing piers are in. MC Parks has a full crew in operation. 2020 income at HL totals \$6000. Tim met with Judy Goetzfried to determine where the bench and tree should be placed.
6. Harmon Lake: Mgr. Saxowsky reported that he fixed the fence that was cut down. A Jeep was driving the west side of the dam and made ruts. Tom Bair recommends reporting it to the Sheriff. The spring runoff was shut down after it was 2 feet down. Water looks good so far! Work on the trail recommended last year will not work for a constant flow. Blue Sky Trails will rework and instead of armoring, they will move further north and put a culvert and crossing in the mud bogs and add 1 more culvert and crossing. Blue Sky Trail will fix the existing projects at an extra cost of \$9620. There are grant funds to pay 80% of the cost. Mgr. Saxowsky moved to add addendum to the original contract to eliminate armoring and fix the problem areas plus 900 feet of new trail. Mgr. Engelhardt seconded the motion. MCU. The DEQ permit has been discontinued for the building of HL but will be in file for 3 years.
7. Dam Inundation: Mike Gunsch sent the suggested changes of the inundation to Natalie Pierce, MC P&Z. He also created a resolution for the Board. Based on Sunny Day Event, the map exceeds the

standard map. The resolutions are in draft form and documentation to send will be finalized by the next Board Meeting. Natalie will let the Board know. The dam inundation zone is to keep people out and not allow building, but the burden of proof lies with the landowners.

8. Floodway #2: Mike Gunsch prepared the SWC planning form and submitted it. There is a limited benefit ratio, he suggested if snagging and clearing in the original part of the Otter Creek channel would be more beneficial for capacity. A 7 to 1 cost benefit is need for SWC approval. Consensus of the Board is to explore cleanout to be paid by the MCWRD which is part of our O&M responsibility. Discussion was held on the SWC audit on EAP and operations and maintenance.

9. Hwy 1806-Shaw Property: Don Entzel would like to direct water flow all on the west side. He will not change anything except keep water away from the field and home location. Jess Herr would like to continue with this. Tom Bair stated that this is not a Board decision, but a decision made between Entzel and Herr.

10. Next meeting date: Consensus of the Board is to alternate between Comfort Inn and Bennigans for meeting location so next meeting will be held on June 24<sup>th</sup> at the Comfort Inn, Mandan.

10: Financial Reports: Mgr. Saxowsky moved to authorize Brenda Winckler to purchase a laptop and keyboard not to exceed \$1000. Mgr. Engelhardt seconded the motion. MCU. Mgr. Engelhardt moved and Mgr. Schmidt seconded the motion to approve and pay the following vouchers. MCU.

<b><i>CK#</i></b>	<b><i>NAME:</i></b>	<b><i>AMOUNT:</i></b>	<b><i>MEMO:</i></b>
1119	Bair Law Firm	\$1850.00	Legal Fees
1120	MWWS	\$40.00	Water Fee @ WTR
1121	Ronald Sando	\$660.00	Consultant Fees
1122	Office of the State Auditor	\$5000.00	2019 Audit Fee
1123	Houston Engineering	\$10,058.50	SBC/Floodway #2
1124	Wade M. Bachmeier	\$456.36	Meetings, mileage
1125	Bruce Engelhardt	\$141.67	Meetings, mileage
1126	George Saxowsky	\$374.34	Meetings, mileage
1127	James Schmidt	\$220.00	Meetings, mileage

1128	James Wetsch	\$336.01	Meetings, mileage
1129	Brenda Winckler	\$1202.34	Salary, equip rent, lunch, stamps

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

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Wade M. Bachmeier, Chairman

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Brenda Winckler, Sec-Treas.