

UNAPPROVED
MORTON COUNTY
WATER RESOURCE DISTRICT

July 15, 2024

1. The Board of Managers of the Morton County Water Resource District met in special session at 9:00 a.m., CT on July 15, 2024, at the Missouri West Water System Offices at 2816 37th St. NW in Mandan, North Dakota.
2. The following persons were present: Chairman Wade Bachmeier and Managers, Jamie Wetsch, Jim Schmidt, Bruce Engelhardt and Todd Norton. Also present were Tom Bair, Legal Counsel and Wayne Ruzicka on behalf of Sunflo and Wade Vogel, on behalf of Monte and Lynette Gawryluk.
3. Chairman Bachmeier called the meeting to order. The first agenda item was Sunflo2 aeration devices and contract. The matter was discussed by the board and Mr. Ruzicka. Discussion included the need to determine baseline water quality, wintertime relocation of the aeration devices, aeration device anchoring, the way in which the devices operate, the successful use of the devices in several similar recreation areas, the timeline for successful operation of the devices at Harmon Lake; the operation of the devices to maintain the water quality at Harmon Lake in a non-advisory and non-warning status; and safety of the users of the area.
4. After discussion it was moved by Manager Schmidt and seconded by Manager Norton to accept the Sunflo2 proposal dated 7-1-2024 (PO96RV6) of 50% down now and 50% in one year under the following conditions:
 - a. "Objective" in the proposal is defined to meet the water quality standards of North Dakota to stay out of advisory status;
 - b. Addition of signs, cameras and flotation devices installed on the devices at an extra cost not to exceed \$5,000;
 - c. Subject to legal counsel approval after discussions with NDIRF.
5. The roll was called. Those voting yes: Engelhardt, Schmidt, Norton, Wetsch and Bachmeier. Those voting no: none. Motion carries unanimously.
6. The second item on the agenda was Missouri River easement modification. The matter was discussed by the board and Mr. Vogel. The easement was originally

granted to the District by Irene Ricker in 1978. It is near the site of the old Ricker's Riverside Marina. The easement was amended in 2016 by the District and the-then owner of the property, Missouri Pointe Partners, LLP. Mr. Vogel asked that the easement footprint be reduced to allow for development of the property for commercial purposes. Manager Wetsch left the meeting at approximately 11:15 a.m. After discussion it was moved by Manager Norton and seconded by Manager Schmidt to reduce the easement on Lot 1, Block 1, Bridgeview Addition, to the easterly 30 feet of the lot. The roll was called. Those voting yes: Engelhardt, Schmidt, Norton, and Bachmeier. Those voting no: none. Motion carries unanimously.

7. Chairman Bachmeier adjourned the meeting at 11.59. a.m.

Wade Bachmeier, Chairman

Brenda Winckler, Sec-Treas