

**Western Area Water Supply Authority
Board of Directors Meeting
WAWSA Office September 16, 2021**

Attendees

Members Present: Doug Anderson, Matt Beard, Kent Bickler (R&T Alternate), Raoul Brandt, Chris Brostuen, Ellis Haake, Ward Koeser, Larry Novak, Gary Rust, and Mark Owan

Members Absent: Richard Liesener

Others Present: Tami Madsen (WAWSA), Char Imsland (WAWSA), Jacob Monson (WAWSA), Dave Bell (WAWSA), Tom Klabunde (Moore Engineering), Jeff Bryson (Williston WTP), Weston McGruder (AE2S), Shawn Gaddie (AE2S), Cory Chorne (AE2S), Dustin Schultz (AE2S), Jeff Shaffer (MCWRD), Julius Wakan (MCWRD), Grace Demars (City of Watford City), Ben Clarys (NWRWD), Dan Clarys (NWRWD), Liz Suhr (R&T), Craig Haskins (R&T), Cheryl McNeil (WAWSA) via phone, and Tami Norgard (Vogel) via video.

Meeting Called to Order

Chairman Owan called the meeting to order at 9:00 am.

Approval of Agenda

Owan presented the agenda for approval. **Brostuen moved to approve the agenda as presented, Rust seconded.**

MOTION CARRIED UNANIMOUSLY BY VOICE VOTE.

Approval of the Minutes

Minutes of the August 19, 2021 board meeting were presented for approval. **Haake moved to approve the minutes as presented, Beard seconded.**

Aye: Anderson, Beard, Bickler, Brandt, Brostuen, Haake, Koeser, Novak, Rust, and Owan

Nay: 0

Carried: 10-0

Financial Report

The August Domestic financial report and the August Industrial financial report were presented to the board for their consideration and discussion. **Anderson moved to approve the financial reports as presented, Haake seconded.**

Aye: Anderson, Beard, Bickler, Brandt, Brostuen, Haake, Koeser, Novak, Rust, and Owan

Nay: 0

Carried: 10-0

Madsen presented the board with the August capital accounting report.

Chairman Owan addressed board member Rick Liesener's 6th consecutive absence. The WAWSA By-laws state that "If any Appointed Director is absent for six consecutive meetings unless due to medical excuse, the Appointed Director is in breach of their obligations and will be disqualified to serve and removed from the Board. **Novak moved to remove board member Liesener from the WAWSA board and to notify R&T Water that they need to find a new member to fill the position, Beard seconded.**

Aye: Anderson, Beard, Brostuen, Haake, Koeser, Novak, and Owan
Nay: Rust
Abstain: Bickler and Brandt
Carried: 7-1

Executive Director Report

Madsen gave a monthly update on the water usage and WAWSA system operations.

SWC/NDIC Updates

Madsen reported that the Battleview/McGregor and Stanley distribution projects will be voted on by the SWC next month for funding for the preconstruction phases.

Governance Study

Shawn Gaddie with AE2S presented the board with the ND SWC Strategic Governance and Finance Study that was presented to the SWC on August 5, 2021.

29 Mile Project Update

Tom Klabunde with Moore Engineering presented the board with an update on the 29 Mile Project. Klabunde reported that there are no issues and the 2021 portion of the project is still scheduled to be completed by mid November.

AE2S Reports

McGruder presented the board with the project updates.

West White Earth Rural Distribution - TO 64

McGruder presented a Carstensen Contracting, Inc increase change order #5 for ND State Trust Lands remobilization for \$7,760.25. **Koeser moved to approve West White Earth Rural Distribution TO 64 change order #5 for \$7,760.25, Haake seconded.**

Aye: Anderson, Beard, Bickler, Brandt, Brostuen, Haake, Koeser, Novak, Rust, and Owan
Nay: 0
Carried: 10-0

MCWRD System I Expansion Part II - TO 68

McGruder presented a Carstensen Contracting Inc Certificate of Substantial Completion as of 08/19/2021 for MCWRD System I Expansion Part II - TO 68. **Rust moved to approve the Certificate of Substantial Completion for MCWRD System I Expansion Part II - TO 68, Haake seconded.**

Aye: Anderson, Beard, Bickler, Brandt, Brostuen, Haake, Koeser, Novak, Rust, and Owan
Nay: 0
Carried: 10-0

MCWRD Spring Creek Expansion Invoices for Payment

McGruder reported that MCWRD Spring Creek Expansion invoices for engineering and construction for the month are \$87,201.63. The amount has been approved by the MCWRD board and County Commission. **Rust moved to approve the invoices for payment, Haake seconded.**

Aye: Anderson, Beard, Bickler, Brandt, Brostuen, Haake, Koeser, Novak, Rust, and Owan
Nay: 0
Carried: 10-0

SWC Grant Payment Request

SWC \$30M grant monthly request 20-091621 was presented to the board for their approval. **Koeser moved to approve the SWC grant request, Rust seconded.**

Aye: Anderson, Beard, Bickler, Brandt, Brostuen, Haake, Koeser, Novak, Rust, and Owan
Nay: 0
Carried: 10-0

Executive Session for discussion on Contract Negotiations, Legal Settlement Negotiations, and Maintenance Water Contract Negotiations.

Haake made a motion to enter into executive session, Brostuen seconded.

Aye: Anderson, Beard, Bickler, Brandt, Brostuen, Haake, Koeser, Novak, Rust, and Owan
Nay: 0
Carried: 10-0

11:40 am entered into the executive session.

12:00 pm McGruder and Chorne left the executive session.

12:25 pm Owan left the executive session

Rust made a motion to leave the executive session, Haake seconded.

1:05 pm exited the executive session and entered back into an open meeting.

Carstensen Contracting, Inc Contract Negotiation – TO 68 MCWRD System I Expansion Part II

Novak moved to deny Carstensen Contracting, Inc the requested time extension, Haake seconded.

Aye: Anderson, Beard, Bickler, Brandt, Brostuen, Haake, Koeser, Novak, Rust, and Rust voting for Owan
Nay: 0
Carried: 10-0

CB&I/McDermott Contract Negotiation – TO 56 Arnegard Storage Improvement

Koeser moved to continue negotiations through legal counsel, Anderson seconded.

Aye: Anderson, Beard, Bickler, Brandt, Brostuen, Haake, Koeser, Novak, Rust, and Rust voting for Owan

Nay: 0
Carried: 10-0

Rust moved to adjourn, Anderson seconded.

Vice-Chairman Brostuen adjourned the meeting.



Mark Owan, Chairman



Char Imsland, Secretary