

MANDAN REMEDIATION TRUST (MRT)
January 5, 2016

Meeting: 267th Official Meeting
Date: January 5, 2016
Location: Mandan City Hall, 205 2nd Ave. NW
Time: 10:00 A.M.

The MRT meeting was called to order by Jim Neubauer. Francis Schwindt was present; Dave Glatt was absent. Scott Radig and Marilyn Mertz, North Dakota Department of Health, were present. Alan Miller, KFVR-TV anchor, was present.

Minutes. The Dec. 8, 2015 MRT minutes, as amended, were discussed.

Motion. Schwindt moved to approve the Dec. 8., 2015 minutes as amended; second by Neubauer. All ayes. Motion carried.

BND. The Bank of North Dakota Trust statement was not received.

Pay Request. Received the city of Mandan 2015 4th quarter billing of \$11,409.69 covering utilities at the Remediation buildings in the downtown area.

Radig did not have an opportunity to review the billing. Also, he did not draft the letter to the closure plan because of other priorities.

Motion. Schwindt moved to approve the city of Mandan's 4th quarter utilities of \$11,409.69; second by Neubauer. All ayes. Motion carried.

Neubauer--If there is an issue that comes up if you will take a look at it and just make an adjustment.

Radig noted that in looking at this total \$11,409.69, it is actually lower by about \$4,000 probably because we have had such mild MDU bills. They are usually the biggest portion. I have not actually reviewed it.

Pay Request. Received a bill from the city of Mandan for wastewater charges covering November 2015 for 121,648 cu. ft., which is \$1,946.37.

Radig noted they are pumping a lot of water. He has not talked to Brad Peschong or anybody about it, but probably because we are getting so close down to the end where they are trying to get that last bit of fuel. They are probably sucking more water than they used to.

Motion. Schwindt moved approval of payment to the city of Mandan for industrial wastewater charges of \$1,946.37 for Nov. 1 through Nov. 30, 2015; second by Neubauer. All ayes. Motion carried.

Pay Request. We have the LBG pay request statement dated December 22, 2015 for a total of \$20,004.71. Radig did not review. Neubauer noted that it was a little higher than normal but he sees that they did have to remove and dispose of sludge.

Motion. Schwindt moved to approve payment to LBG in the amount of \$20,004.71 for their December 22, 2015 invoice; second by Neubauer. All ayes. Motion carried.

Pay Request: Request for Fritz's services for 2015: 91 hours at \$100 per hour the specified rate or \$9,100. Neubauer noted it would be best to wait until the next meeting to approve so Schwindt does not have to make a motion.

BND. Bank of North Dakota statement was not received.

Brady Martz. Neubauer received engagement letters from Brady Martz for the SEP and the MRT to do the audit for 2015. The fees will probably be adjusted downwards. There should be fewer transactions.

Motion. Schwindt moved to hire Brady Martz to do the annual audit for the MRT with a reduction; second by Neubauer. All ayes. Motion carried.

Neubauer noted that Brady Martz is asking for spreadsheets to start doing the 2015 tax returns.

Site Closure Plan. The Site Closure Plan was going to be discussed this month but due to Radig being out of town for part of December we will move that to next month.

Comments. Radig indicated that just in general he agrees with the LBG recommendations for well closures. I think in the past we have kind of decided to close wells if you could do a whole manifold at a time rather than piecemeal within each manifold. That is a decision we will have to make. In general, I agree with their evaluation of which wells meet the closure criteria.

Next Meeting. Feb. 9, 2016 at 10 a.m.

Other Business.

Schwindt – I tried to contact Rusty Krikava, but I don't have any messages one way or another. I assume everything is going well because I haven't heard otherwise.

Radig is going over the Closure Plan. He plans on writing or drafting a letter to the MRT and LBG approving the recommended Closure Plan. I think we want to talk about whether to close all the wells that meet the criteria or just a whole manifold at a time.

Schwindt – Our discussion in the past has always been focusing on manifolds rather than individual wells. If we have to maintain a manifold for one or more wells we might as well not close that section off as far as I am concerned.

Radig – I don't disagree with that either. It should be stated in a letter. You guys should put that in the record.

Neubauer – Make that as a motion when all three of us are present.

Schwindt – If you put that in your letter as a recommendation.

Radig – I can do that.

Discussion with Alan Miller, KFYZ-TV, regarding follow-up activities of the MRT.

Motion to Adjourn. Schwindt moved to adjourn; second by Neubauer. All ayes. Motion carried.