

MANDAN REMEDIATION TRUST (MRT)
July 5, 2016

Meeting: 273rd Official Meeting
Date: July 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 and Dave Glatt were present. Marilyn Mertz, North Dakota Department of Health, was present; Scott Radig was absent.

Minutes. June 7, 2016 MRT minutes, as amended, were discussed.

Motion. Glatt moved to approve the June 7, 2016 minutes as amended; second by Schwindt. All ayes. Motion carried.

BND. The BND statement for the period ending June 30, 2016 was not available.

Pay Request. We have LBG's statement dated June 22, 2016 for \$24,083.63. The billing was higher than normal because of the in situ testing.

Motion. Schwindt moved to approve payment to LBG in the amount of \$24,083.63 for their June 22, 2016 invoice; second by Neubauer. All ayes. Motion carried.

Wastewater. There was no billing for wastewater as of today.

Pay Request. The billing was received for the city of Mandan's second quarter of utilities for the MRT buildings that Mandan pays. The total for the period ending June 30 is \$12,238.24. Radig did review. It seems a little lower than normal.

Motion. Schwindt moved to approve payment of \$12,238.24 to the city of Mandan for utilities at the remediation buildings for the second quarter of 2016; second by Glatt. All ayes. Motion carried.

Pay Request. The billing for Water Supply, Inc. for abandoning and plugging wells at First Avenue and Starion Bank property is \$23,799.70. The work was completed satisfactorily. We even have lawn growing in all the areas that they seeded and sodded.

Neubauer noted that a couple of places where they put sod in at the City Hall it looks like the ground is lower. We will just keep an eye on it. As time goes by that stuff tends to settle a little bit but I don't want depressions. Neubauer is OK with the way it is right now.

Motion. Glatt moved to approve and second by Schwindt to pay Water Supply, Inc. \$23,799.70 for the well plugging and abandonment and miscellaneous work. All ayes. Motion carried.

Brady Martz. Neubauer has a phone call scheduled with Brady Martz on Thursday morning as the final piece of the 2015 audit to answer some questions on if we suspect there is any fraud or misgivings or misdoings, any outstanding invoices that we have not taken care of. Be ready to finalize the audit stuff. He received an email from Rachel...reminding us that the audit is due on September 30. He emailed her this morning and said he has the phone call on Thursday. Financial should be coming shortly after that.

Abandonment of wells. Schwindt – As far as the abandonment process is concerned all the concrete work is done. The asphalt guys haven't started yet. They were looking to start last week, but then the City suggested they hold off because of the Fourth of July activities that were scheduled and ongoing already. I don't have a specific time when the asphalt guys will start whether they have moved onto another project this week or whether they are coming in this week or not. All the concrete work is done. I did stop and talk to the manager at Library Square this morning because she had called me last week where they had done some of the sidewalk work. They didn't backfill the 2" or 3" gap between the lawn and the sidewalk so they did do a little bit of work on that. I came over on Friday because they had done some work. She said they didn't do a very good job. Schwindt will talk to them again about getting a little more dirt into some of those areas.

There are 2 of the manifold buildings that are gone. The third one should probably go out this week according to the sheriff who is taking those buildings. Schwindt talked to him on Friday to see if he was going to take that one. The one that is remaining is in front of the courthouse. That was the biggest one that we had. So he said I was going to do it this weekend but with all the activities he thought he would wait until this week sometime. It sounded like today or tomorrow they would try to take it out.

I was going to meet with Curt Houle from Town & Country. They are the ones that are doing all the other work about taking those foundations for the buildings out and then putting black dirt in and sod or seed. We will meet tomorrow morning at 9 o'clock to go over those remaining items. And then there is one other big concrete pad with a pull box in the courthouse yard as well. That's the one I showed you the other day. That needs to come out too. I don't know if he will give me a price or if he will just go ahead and do it. Do you guys want a price before he proceeds or just go ahead and get it done?

Neubauer – Just get it done.

Schwindt – They have treated us pretty fairly so far.

Glatt – OK. You have a pretty good barometer if it seems out of line you will note that by a phone conference.

Schwindt – OK. I don't expect it to be significant because there is just the ring around the concrete for each of the buildings and then you backfill with dirt. The concrete slab is bigger than normal because it is a pull box. It is probably about 8'x8' or even bigger than that so it is a big chunk of concrete. On the other issue I guess I sent that draft letter over to Mr. Miller at the bank this morning. Of course, I haven't heard anything back from him.

Glatt -- Just let me know, the wells are abandoned. There is just the surface casing they didn't want to remove yet so it is basically their issue on how they are going to deal with it.

Schwindt – The wells are plugged so that part of it has been done. It is just the surface restoration.

Glatt – That was more due to they didn't want a disruption of service. When they do more of this parking lot, renovation will take care of it.

Schwindt – Yes. So I had to revise the letter that I sent out to you to include some language that Neubauer has asked about.

Glatt – OK.

Schwindt – Once we get that letter signed then the other work done then I would assume that they would probably be done with that this week would be my guess. I think that whole process went pretty well. It just depends on when the asphalt guys will be able to come back in again whatever their schedule is.

Neubauer – Did Mariner's do that?

Schwindt – No, Quality Asphalt. I did come over on Friday to where they had pulled the buildings out where Kyle K. had taken the buildings out. There were those electric ground rods sticking up out of the dirt so I came over and pulled those out. There are 10 foot rods so it wasn't really easy. They were copper rods, but they were sticking out. With all the people milling around downtown, I'm not sure that was a good idea. I pulled those out because I was concerned about that liability.

Neubauer – Thank you. We are still deciding on what to do with the concrete over here – the one beside my office. I will check with folks around here. I think they like the idea of a bench there or doing something there of prettying it up.

Schwindt – It just occurred to me when I was looking at it that it is wide enough for a bench. It is wider than what you need for a bench. Either we do something to make it into a bench or we have to cut it all out and re-pour that curb again.

Glatt – If we can re-function it or repurpose.

Schwindt – What we could do is just cut the sides off right behind the wide part and get rid of the rest of the concrete and fill it in and you could have lawn or whatever behind it and just leave that portion there. So if you know by tomorrow morning that would be helpful.

Schwindt – I haven't heard anything from Rusty Krikava on what they have decided. I see in the building that they were discussing pigging that line that comes from the Fire Station over. It was filling with water is what the issue is and I have not heard anything that they decided one way or another. That's the only other issue that I am aware of.

Next Meeting. August 2, 2016 at 10 a.m.

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