

West Great Falls Flood Control & Drainage District
PO Box 791, Great Falls, MT 59403-0791
May 16th, 2023
Commissioners' Meeting Minutes

Location of meeting: Temple Baptist Church, 313 18th St SW, Great Falls, MT

Call to Order: 7:03 PM by Commissioner Chuck Rogers.

Roll call: Commissioner Charles Rogers, Commissioner Scott Lankford, Secretary Janet Fulmer

Public Attendance: Judy Rogers, Dennis Croxford, Fred Fairhurst, Aspen Northerner, Trina Mans, Nicky Putnam, Eric Bailey, Sandy Mares

Reading of Minutes: Minutes of April 18th, 2023, approved as read.

Treasurer's Report: Cash balance \$480,703.40, Restricted Cash balance \$37,851.16, Emergency Operations balance \$24,474.16, Taxes Receivable \$29,633.06.

Inspection Report – Commissioner Rogers stated levee recently dried out and able to get onto, looked at North end with trees down at access road on river side, also new fence top and middle wire on east end by Hannas was down which Rogers stated he would get out with some staples to repair.

Fencing Report – Commissioner Lankford stated he was in contact with Dennis at Fairfield Fencing company, Dennis and Scott would look at Friday afternoon having Fred Fairhurst present as well.

Contract Status Report – Commissioner Rogers stated signed contracts with Bug Doctor and Doctor Lawn, spraying would start as soon as dried out.

Snowpack & Flood Forecast Report – Commissioner Lankford stated Gibson should spill in next couple days, under control and fine.

Section 408 Status Report – Commissioner Rogers stated Cascade County Floodplain Administrator requesting full Hydrological Study on Sun River to put box in, estimated \$80,000.00 expense to the District, Great West Engineering to follow up with DNRC for override of the requirement. Rogers opened the lake drain on the 8th and had been filling the lake until today, equalized today and closed gate.

Woody Vegetation Removal Report – Commissioner Rogers stated he has been in contact with Donnie Leitheiser with Western Enterprises, would try to meet with him again after viewing the levee on Friday to determine trees that need removed, drainage structures are grown up making access to flap gates difficult.

Flap Gate Re-Coating Report – Commissioner Lankford talked with Mike Andre with Andre Excavation, who is super busy, but would look as soon as possible, as well as T&L Painting, due to equipment being able to get on levee and needing to remain on site for performance of work. Rogers stated security would be sufficient. Lankford stated would have to be sandblasted and painted twice.

Drainage Structure Repairs – Commissioner Rogers stated nothing is going on in that area currently, but Andre Excavation has a list of items that had been approved at a prior meeting that need to be completed.

Insurance Report – Commissioner Rogers stated all insurances have been applied for and paid for.

Status of Worker’s Compensation Insurance Application – Commissioner Rogers stated the District made an initial payment few days earlier therefore covered with Workers Compensation. Lankford asked about the confined space to inspect concrete, which Rogers stated they inspected the East Watson Coulee pipe that has a gap that was filled with concrete and has bulge, which Rogers and Great West Engineering did inspect, looks same as 3 years prior, and annual checks are not needed until next pipes inspection.

NEW BUSINESS:

Commissioner Appointment – Commissioner Rogers made motion to appoint Fred L. Fairhurst to the Board of the West Great Falls Flood Control & Drainage District as the Division C Commissioner to finish the term of Kelly Manzer, motion passed, Fred L. Fairhurst took Oath of Office and sworn in.

Secretarial Contract – A motion was made to renew the secretarial contract. After a lengthy discussion and Janet Fulmer’s agreement, Commissioner Fairhurst made motion to amend the renewal motion to one that would keep secretary on without a contract for 30-days allowing the commissioners time to review the contract and discuss at the next meeting, all commissioners agreed with the amended motion.

Levee Access for Irrigators – After discussion, Commissioner Rogers made motion to allow irrigators, with verified water rights to the Sun River and an approved piping system through the levee, access over the levee to their pumping stations. Access may be through a private gate in the fence between the District property and the irrigator’s property. Said gate to be: 1. Installed and maintained at the irrigator’s expense, 2. Approved by the District, 3. Securely closed at all times when not in use, and 4. Access to District property is solely for the purpose of maintaining or operating the irrigator’s pumping system. All other access will be considered trespassing. This does not in any way grant approval to install, modify, or make changes to a pumping station. The irrigator must utilize the permitting process in place by federal, state and local regulators. All commissioners in favor of, passed.

Public comment – Discussions were presented regarding the irrigators, trees, and beavers. Commissioner Rogers stated maps would be provided to the Commissioners regarding areas to be responsible for following up with.

Approved payments for: April Payroll - Chuck Rogers \$158.62, Scott Lankford \$158.62; Ooma April & May telephone to Janet Fulmer \$36.64; Montana State Fund Workers Compensation Insurance \$206.30.

Next Meeting: Tuesday, June 20th, 2023, unless otherwise noticed.

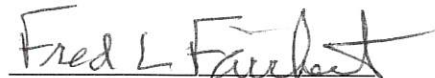
Adjourn: Chuck Rogers adjourned the meeting at 8:09 PM.

Date Approved 6 / 20 / 23

West Great Falls Flood Control and Drainage District


Chuck Rogers, Commissioner

Scott Lankford, Commissioner


Fred Fairhurst, Commissioner

The Board of Commissioners for the
West Great Falls Flood Control & Drainage District
P.O. Box 791
Great Falls, MT 59403-0791

2023 MAY 19 PM 2:55

MONTANA EIGHTH JUDICIAL DISTRICT COURT, CASCADE COUNTY

IN RE THE MATTER OF:) Cause No. ADV-66-67075
) STATEMENT RE
THE WEST GREAT FALLS FLOOD CONTROL) COMMISSIONER RESIGNATION,
AND DRAINAGE DISTRICT) ELECTION, AND OATH

Kelly Manzer has resigned as Commissioner for the West Great Falls Flood Control and Drainage District (hereinafter referred to as the District) Commissioner Division C. Ms. Manzer's resignation letter dated April 18, 2023 and "effective immediately" is attached hereto and by this reference incorporated herein.

In accordance with MCA 85-8-307 Vacancies, on May 16, 2023 the remaining members of the Board elected Fred L. Fairhurst to fill the vacancy for the unexpired term for District Commissioner Division C.

Commissioner-elect Fred L. Fairhurst took and subscribed his Commissioner's Oath, attached hereto and by this reference incorporated herein, on May 16, 2023 in accordance with MCA 85-8-308(1)(a).

The following persons compose the Board of Commissioners of the West Great Falls Flood Control and Drainage District at this time:

	District Commissioner Division	Year Term Expires Following Election MCA 85-8-302
Scott Lankford	B	2023
Fred L. Fairhurst	C	2024
Charles E. Rogers	A	2025


DATED this 16th day of May, 2023.

Copy: District "Minutes"
Cascade County Elections Department

BY:



Charles E. Rogers
President & Commissioner



Scott Lankford
Commissioner

April 18, 2023

West Great Falls Flood Control & Drainage District,

Due to unforeseen personal family circumstances, I am unable to provide the time needed to perform the commissioner's duties that my constituents deserve. I would hope that the progress I have made as both an appointed and elected official are preserved by the current administration.

I am submitting my resignation effective immediately.

Regards,

Kelly Manzer

Cc: file

The Board of Commissioners for the
West Great Falls Flood Control & Drainage District
P.O. Box 791
Great Falls, MT 59403-0791

MONTANA EIGHTH JUDICIAL DISTRICT COURT, CASCADE COUNTY

IN RE THE MATTER OF:)	Cause No. ADV-66-67075
)	
THE WEST GREAT FALLS FLOOD)	COMMISSIONER'S OATH
CONTROL & DRAINAGE DISTRICT)	

I, FRED L. FAIRHURST, DO SOLEMNLY SWEAR (OR AFFIRM) THAT I WILL SUPPORT, PROTECT, AND DEFEND THE CONSTITUTION OF THE UNITED STATES AND THE CONSTITUTION OF THE STATE OF MONTANA, THAT I WILL FAITHFULLY AND IMPARTIALLY DISCHARGE MY DUTY AS COMMISSIONER OF THE WEST GREAT FALLS FLOOD CONTROL AND DRAINAGE DISTRICT, AND THAT I WILL RENDER A TRUE ACCOUNT OF MY DOING TO THE COURT OF THE EIGHTH JUDICIAL DISTRICT OF THE STATE OF MONTANA, IN AND FOR THE COUNTY OF CASCADE, WHENEVER REQUIRED BY LAW OR BY THE ORDER OF SAID COURT, SO HELP ME, GOD. (MCA 85-8-308(1)(a))

DATED THIS 16th DAY OF MAY, 2023.

Fred L Fairhurst

FRED L. FAIRHURST

WITNESS: Charles E Rogers
Signature

Charles E Rogers
Name Printed

WITNESS: Scott Lankford
Signature

Scott Lankford
Name Printed