#### Seeley Lake Sewer District REGULAR BOARD MEETING AGENDA

DATE: Thursday, October 21, 2021 PLACE: Virtual Meeting via Zoom https://us02web.zoom.us/j/8563339071?pwd=Z0NhbmRoWitlUFpyME8vTWJ0QIZ0Zz09 Computer: 1 669 900 6833 Telephone: Meeting ID: 856 333 9071 Password: 123528 TIME: 6:00 p.m. **ROLL CALL** Tom Morris, President 05/2024 0 Pat Goodover, Vice President 05/2022 O Jason Gilpin, Director 05/2024 O Cheri Thompson, Director Ο 05/2022 Vacant, Director О 05/2022 Felicity Derry, Secretary O Scheduled for 6:00 PM Via Zoom 1. OPENING: 2. APPROVAL OF AGENDA: 3. PRESIDENT'S COMMENTS: 4. PUBLIC COMMENT: On Items not on the Agenda of the Meeting and within the Jurisdiction of the Sewer District [MCA 2-3-103 (1)a] 5. CORRESPONDENCE: Carwash September 16, 2021 - Action 6. MINUTES: 7. FINANCIAL REPORTS: a} Invoices - Action b} August 2021 8. MANAGER'S REPORT: Status Report 9. UNFINISHED BUSINESS: a} Action Plan for 2021-2022 i. Committee Reports - Discussion / Action b) Amend 2022 Budget- Discussion/Action c} Nutrient Budget Analysis - Discussion d} New Agreement with Seeley Swan High School - Discussion/Action e} Mission Update - Discussion/Action f} Income Survey - Discussion g} Interlocal Agreement - Discussion/Action h} Lawsuit Fees Discussion - Discussion/Action 10. NEW BUSINESS: a} Sewer System Presentations - Discussion/Action b) Applications for Board/Manager Positions - Discussion/Action c} Citizens Alliance Account - Discussion/Action d) STAG Closeout Form - Discussion / Action 11 NEXT SCHEDULED MEETING: November 18, 2021

12. AGENDA ITEMS FOR NEXT SCHEDULED MEETING:

13. ADJOURNMENT:

- 1. Have some bad news. We're going to stop moving forward on this project.
- 2. Late last week I finally made contact with both Missoula County and the EPA of which it'll take at least one year to get permitted by both agencies and most likely a year and a half. To satisfy the protective and stringent oversight of the county, the process goes like this:
  - Obtain an EPA permit (180 days according to Mr. Omar Sierra-Lopez)
  - Obtain a site evaluation (15 days I'm guessing from TMI and Oasis)
  - Obtain an environmental impact study (30 days according to Mr. Rick Stryker at TetraTech)
  - Obtain a Missoula County permit (unknown timeline according to Mr. Jim Erven). The current regulations don't address newer technologies used in the car wash industry. That means they'd need to review the proposed equipment package to ensure "there is no discharge of nitrates in wastewater". He has admittingly stated that car wash operations typically don't contribute to nitrates, but he needs to execute his due diligence. In other words add a year.
- 3. I discovered the June 2020 Seeley Lake Sewer District Preliminary Engineering Report Update which states "Discussions with the Missoula County Sanitarian and Jim Carlson, Director of the Missoula County Department of Health, indicated development within the community utilizing on-site septic systems for unapproved existing vacant lots less than ½ acre will not be allowed. Additionally, new or expanded commercial facilities will likely be required to install very large or advanced on-site treatment systems to satisfy state and county nondegradation regulations. This could severely limit economic growth within the District boundary". Had we known about this at the start of researching this opportunity, we probably would have not wasted our time.
- 4. I'm guessing the past buyers, as well as those in the future upon completing the research and subsequent analysis will not move on this transaction because of government regulations and extreme cost. The only way this property is of investment value is to establish a business that doesn't discharge any wastewater.

Best regards,

## SEELEY LAKE SEWER DISTRICT REGULAR BOARD MEETING

September 16, 2021

Tom Morris Pat Goodover	President Vice President		Jason Gilpin Cheri Thompson		PRESENT PRESENT**
	Director Manager	VACANT VACANT	Felicity Derry Kim Myre	,	PRESENT PRESENT

\*Joined the meeting at 6:30pm \*\*Left meeting at 6:42pm Public Attendance - Appendix A

#### **CALL TO ORDER:**

The meeting was called to order by Tom Morris at 6:24pm. The meeting was held remotely via Zoom. Pat Goodover was experiencing audio problems and left the meeting. Tom Morris requested that everybody who was in attendance identify themselves for the record.

#### APPROVAL OF AGENDA:

Tom Morris noted that he would need to remove himself from the discussion of the Lawsuit Legal Fees and requested that this item be moved to follow correspondence, to allow Cheri Thompson to be present for that item. Also, that the 2021 budget would be discussed tonight and the 2022 budget would be on next month's agenda.

Pat Goodover rejoined the meeting at 6:30pm after resolving his technical issues.

There were no other changes to the agenda.

#### PRESIDENT'S COMMENTS:

Tom Morris requested that people be respectful of everybody's time and that there be no discussion of items that are not on the agenda, unless the Board has approved the discussion. Additionally, anybody wishing to speak should address the presiding officer and wait to be recognized, prior to speaking.

#### **PUBLIC COMMENT:**

None.

#### **CORRESPONDENCE:**

<u>Don Larson (Appendix B)</u> Tom Morris read this email.

09/16/2021 Seeley Lake Sewer District Regular Board Meeting

#### **NEW BUSINESS:**

#### Lawsuit Legal Fees

Tom Morris recused himself from this item and yielded the chair to Pat Goodover. Pat Goodover noted that the judge had ruled that each side would pay their legal costs. The Board discussed whether there was any justification to pay Don Larson's legal fees.

Pat Goodover moved to send Don Larson a letter/email that says we have reviewed your request and have decided that it is something we are not obligated to do, or interested in paying, or words to that effect. Cheri Thompson suggested that it should be a letter rather than an email. Jason Gilpin seconded the motion. There was no further discussion. The motion was carried.

Tom Morris Recused
Pat Goodover Aye
Jason Gilpin Aye
Cheri Thompson Aye
Director Vacant

Cheri Thompson left the meeting at 6:42pm.

Pat Goodover yielded the chair back to Tom Morris.

#### **MINUTES:**

#### August 19, 2021 Regular Meeting

Jason Gilpin moved to approve the minutes of the August 19, 2021 Board Meeting. Pat Goodover seconded the motion. There was no discussion. The motion was carried.

Tom Morris Aye
Pat Goodover Aye
Jason Gilpin Aye
Cheri Thompson Absent
Director Vacant

#### **FINANCIAL REPORTS:**

<u>Invoices – August 2021</u>

Tom Morris reviewed the invoices.

Tom Morris moved to approve all of the invoices for payment. Jason Gilpin seconded the motion. There was no discussion. The motion was carried.

Tom Morris Aye Pat Goodover Aye Jason Gilpin Aye

09/16/2021 Seeley Lake Sewer District Regular Board Meeting Cheri Thompson Director

Absent Vacant

June 2021 Financial Reports

Felicity Derry reviewed the June 2021 financial reports and the balance of the District's bank accounts.

July 2021 Financial Reports

Felicity Derry reviewed the July 2021 financial reports, noting that the project had been closed out and the project detail was no longer reflected in the FY2022 reports.

#### **MANGERS REPORT:**

Currently there is no manager to present a report.

#### **UNFINISHED BUSINESS:**

Proposed Action Plan for 2021-2022

Nathan Bourne noted that the Action Plan had been adopted. Tom Morris concurred that it had been adopted and will be reflected on the agenda as such. There were no committee reports to review.

Amend 2021 Budget

Tom Morris noted that the 2021 budget needed to be closed out.

Tom Morris moved to close out the 2021 budget. Pat Goodover seconded the motion. There was no discussion. The motion was carried.

Tom Morris Aye
Pat Goodover Aye
Jason Gilpin Aye
Cheri Thompson Absent
Director Vacant

Nutrient Budget Analysis

Caryn Miske noted that CRC was collecting baseline data for all six of the lakes, which could be a starting point for a nutrient budget, but additional data would need to be collected. Tom Morris suggested that this item be moved to the October agenda, once the budget had been amended and more information was available.

Caryn Miske agreed to facilitate an information sheet from the Flathead Biological Station for the next meeting.

#### New Agreement with Seeley Swan High School

Gretchen Wilson noted that she was new to the high school and had met with CRC to review the data. There was a huge interest from the students in the program, which utilized real world science and kept the students engaged. Tom Morris questioned how many tests would be performed and the cost for those tests.

Joann Wallenburn replied that usually twenty samples would be collected throughout the year, at a cost of approximately \$2,600, but she would confirm that cost.

Joann Wallenburn then reviewed the program and its goals, noting that the school did additional testing inhouse and requested that if the Board chose to discontinue the program, that it be continued through October 1, 2021 to close out the water year.

Joanne Wallenburn continued, noting that CRC had received a grant to develop a watershed restoration plan for the Clearwater River. A watershed restoration plan would open the door to more grant money relating to water quality, which could be advantageous to the Sewer District. Joann Wallenburn urged the Board to continue supporting the program, which was beneficial to the community, as well as the District, and the high school data was being used to develop the watershed restoration plan.

The Board discussed whether to postpone a decision on this item until the next meeting, after the budget had been amended.

The Board discussed with Joann Wallenburn whether the MOU was still in effect and that a previous Board had approved that the agreement would automatically renew each year. Also, if a new agreement would be needed due to the increase of the cost of the tests. Caryn Miske added that CRC could confirm the annual cost of the tests.

Jason Gilpin suggested that this item be moved to the October meeting, until the Board gets more information. Pat Goodover agreed to this change.

#### Dissolution of the District

Tom Morris noted that there had been discussion from the public regarding dissolution of the District being added to the agenda. Pat Goodover was against dissolving the Board, as there was a definite need to find a solution to the situation regarding nitrate and non-nitrate pollution. Dissolving the District would not help that. There was no public comment on this item.

#### Mission Update

There was no discussion on this item.

**Income Survey** 

Pat Goodover had not heard from Beth Hutchinson on this.

#### **NEW BUSINESS:**

#### Pay off Missoula County Loan

Tom Morris noted that the District had a \$21,912 loan from Missoula County that needed to be paid back.

Tom Morris moved to pay that (the \$21,912 loan to Missoula County) back. Jason Gilpin seconded the motion. Nathan Bourne asked if the \$110,000 County loan was reflected in the bank account balances. Felicity Derry replied that it had never been received into the District's account. There was no further discussion. The motion was carried.

Tom Morris	Aye
Pat Goodover	Aye
Jason Gilpin	Aye
Cheri Thompson	Absent
Director	Vacant

Interlocal Agreement

Tom Morris noted that this agreement had been made during the old project, and would need to be reworked. The Board would like to continue the services extended by the County through Kim Myre, who was appreciated, with some modification. If there was another project the District would need grant administration. There was no public comment. Jason Gilpin suggested that the Board renew an amended agreement. Pat Goodover had been unable to print the agreement and therefore did not have much input. Tom Morris noted that the agreement expired in October and requested input from Kim Myre.

Nathan Bourne suggested that Tom Morris ask the County what they were willing to continue and let the County write the agreement for the Board to review. The current agreement also set aside \$100,000 for a subsidy and the District should ask the County to reserve that money to assist the District moving forward.

#### District Email Addresses

Tom Morris noted that there were email addresses for each of the Board members, which would keep District business separate from personal emails. The Board discussed utilizing the email addresses and then discussion followed on FOIA requests.

Tom Morris moved to activate the new email addresses and that they be posted on the Seeley Lake Sewer District website for public access. Jason Gilpin and Pat Goodover seconded the motion. There was no discussion. The motion was carried.

Tom Morris Aye
Pat Goodover Aye
Jason Gilpin Aye
Cheri Thompson Absent
Director Vacant

#### NEXT REGULARLY SCHEDULED MEETING: October 21, 2021

#### AGENDA ITEMS FOR NEXT SCHEDULED MEETING:

There was discussion on the balance of the Citizens Alliance Bank account and that it should be added to the next agenda.

Tom Morris noted that the following items should be added to the October agenda: Citizens Alliance Account, SSHS MOU, the Action Plan, Amend the 2022 Budget, Mission Update, Income Survey, Interlocal Agreement, Nutrient Budget Analysis and Discussion on the Application for Board Position & Interim Manager.

Pat Goodover requested that a presentation on sewer systems be added to the next agenda.

Nathan Bourne questioned if the Dissolution of the District had been tabled. Tom Morris acknowledged that there had been some audio issues, but it had not been tabled. There had been input from Pat Goodover and there was no public comment.

Tom Morris requested that agenda items be sent by October 15, 2021 if possible.

#### ADJOURNMENT OF MONTHLY BOARD MEETING:

Tom Morris moved to adjourn the meeting at 7:43pm. Pat Goodover and Jason Gilpin seconded the motion.

Attest:		
Tom Morris, Pre	esident	
Felicity Derry, So	ecretary	

# Seeley Lake Sewer District Invoices for September 2021

#### District:

Seeley Lake Water District - Inv#201	! September 2021		\$130.95
Pathfinder - Ads for Director & Mand	ager 9/16, 9/23, 9/30 & 10/7		\$114.40
Felicity Derry - September/October	2021		\$369.00
			\$614.35
Citizens Alliance Account	\$4,691.83		\$4,691.83
Reserve	\$28,000.00		, ,
Missoula County Account	\$108,096.71	(\$369.00)	\$107,727.71
			\$112,419.54

#### Seeley Lake - Missoula County Water District

PO Box 503 Seeley Lake, MT 59868-0503

Phone # 406-677-2559

#### Invoice

DATE	INVOICE#				
10/1/2021	201				

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QUANTI	TY	ITEM CO	DE		DESCRIP'	TION		PRICE	EACH	AMOUNT
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\$130.95



### Pathfinder LLC, PO Box 702, Seeley Lake MT 59868 406-677-2022

Seeley Lake Sewer District PO Box 403 Seeley Lake, MT 59868

Invoice #:

00026872

			Т	ERMS	DATE	P
			]	Net 10	9/30/21	]
QTY.	DESCRIPTION	PRICE	UNIT		EXTENDED	
6	Local Rate, 9/16 issue, Applications Mger & Director	\$5.00	l ci		\$30.00	
6	Local Rate, 9/23 issue, Applications for	\$5.00	l ci		\$30.00	
4	Manager & Director Classified-Business, Help Wanted for Manager and Director	\$13.60			\$54.40	
	For 9/16, 9/23, 9/30 & 10/7 issues					
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					(4/2/)	
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ch month a	omptly; a Late Charge will be added to all past \$10 late charge will be added to outstanding ba	lances under	ON AC	COUNT	\$0.00	
00, and bala ance.	ances of \$100 and over will be charged 10% of the	e outstanding	BAI	LANCE	\$114.40	

#### Felicity Derry September/October 2021

Date	Time	Subject	Hours
9/16/2021	5:00-7:45p	Board Prep & Meeting	2.75
10/11/2021	5:30-9:45p	Minutes & Admin	4.25
10/12/2021	4:15-9:15p	Minutes & Admin	5.00
10/13/2021	5:00-9:15p	Minutes & Admin	4.25
10/14/2021	4:45-9:00p	Minutes & Admin	4.25
			20.50
	20 5 x \$18 = \$369	9 00	

\$369.00 **\$369.00** 

OPERATING BILLED INCOME	AUGUST 2021	MTHLY BUDGET	2022 FISCAL YTD	YTD BUDGET	2022 BUDGET	% OF BUDGET
Fee Assessment	\$1,406.35	\$10,341.83	\$5,472.68	\$20,683.67	\$124,102.00	4.4
Interest Income CAB	\$0.00	\$0.00	\$28.37	\$0.00	\$0.00	
Interest Income Missoula County	\$22.36	\$0.00	\$40.45	\$0.00	\$0.00	
TOTAL OPERATING INCOME	\$1,428.71	\$10,341.83	\$5,541.50	\$20,683.67	\$124,102.00	4.5
OPERATING EXPENSES						
Audit	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.0
Bookeeping	\$180.00	\$583.33	\$480.00	\$1,166 <i>.</i> 67	\$7,000.00	6.9
Dues & Subscriptions	\$0.00	\$70.83	\$0.00	\$141.67	\$850.00	0.0
Election	\$0.00	\$83.33	\$0.00	\$166.67	\$1,000.00	0.0
Equipment	\$0.00	\$4.17	\$0.00	\$8.33	\$50.00	0.0
Income Survey	\$0.00	\$62.50	\$0.00	\$125.00	\$750.00	0.0
Insurance - Liability	\$0.00	\$833.33	\$0.00	\$1,666.67	\$10,000.00	0.0
Legal	\$0.00	\$1,250.00	\$0.00	\$2,500.00	\$15,000.00	0.0
Licenses & Fees	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.0
Meals, etc.	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.0
Office Supplies	\$10.95	\$29.17	\$27.40	\$58.33	\$350.00	0.0
Postage	\$0.00	\$25.00	\$0.00	\$50.00	\$300.00	0.0
Public Relations	\$0.00	\$29.17	\$0.00	\$58.33	\$350.00	0.0
Manager	\$0.00	\$2,600.00	\$0.00	\$5,200.00	\$31,200.00	0.0
Secretary	\$355.50	\$500.00	\$774.00	\$1,000.00	\$6,000.00	12.9
Trainng	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.0
Travel	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.0
Water Testing	\$0.00	\$133.33	\$0.00	\$266.67	\$1,600.00	0.0
Well/Lake Monitoring	\$0.00	\$228.33	\$340.50	\$456.67	\$2,740.00	0.0
sshs	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.0
Drill 5 Wells	\$0.00	\$2,083.33	\$0.00	\$4,166.67	\$25,000.00	0.0
Repay Missoula Co Loan	\$0.00	\$1,826.00	\$0.00	\$3,652.00	\$21,912.00	0.0
TOTAL OPERATING EXPENSES	\$546.45	\$10,341.83	\$1,621.90	\$20,683.67	\$124,102.00	1.31
NET OP. INCOME (LOSS)	\$882.26	\$0.00	\$3,919.60	\$0.00	\$0.00	

#### **BALANCE SHEET**

ASSETS	06/30/21	07/31/21	08/31/21
CURRENT ASSETS			
Cash Accounts			
Citizens Alliance Bank Account	\$4,663.46	\$4,691.83	\$4,691.83
Missoula County Account	\$158,695.59	\$160,064.56	\$158,752.82
- District Reserve Funds	\$28,000.00	\$28,000.00	\$28,000.00
- General District Funds	\$130,695.59	\$132,064.56	\$130,752.82
Total Cash Assets	\$163,359.05	\$164,756.39	\$163,444.65
Accounts Receivable	\$0.00	\$0.00	\$0.00
TOTAL CURRENT ASSETS	\$163,359.05	\$164,756.39	\$163,444.65
FIXED ASSETS			
Total Fixed Assets	\$2,033,813.16	\$2,033,813.16	\$2,033,813.16
TOTAL ASSETS	\$2,197,172.21	\$2,198,569.55	\$2,197,257.81

<b>BALANCE SHEET</b>	BA	LA	N	C	E	S	Н	E	E	Γ
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DALANCE SHEET			
LIABILITIES & EQUITY	06/30/21	07/31/21	08/31/21
CURRENT LIABILITIES			
Accounts Payable	\$0.00	\$2,194.00	\$0.00
Advance LOR Grant Income	\$0.00	\$0.00	\$0.00
Total Current Liabilities	\$0.00	\$2,194.00	\$0.00
			•
TOTAL LIABILITIES	\$0.00	\$2,194.00	\$0.00
OWNERS' EQUITY			
Retained Earnings	\$1,793,432.67	\$2,193,338.21	\$2,193,338.21
Net Income (Loss)	\$403,739.54	\$3,037.34	\$3,919.60
Total Owners' Equity	\$2,197,172.21	\$2,196,375.55	\$2,197,257.81
TOTAL LIABILITIES & EQUITY	\$2,197,172.21	\$2,198,569.55	\$2,197,257.81

#### **CASH FLOW RECONCILIATION**

	31-Jul	31-Aug	FISCAL YTD
TOTAL NET INCOME (LOSS)	\$3,037.34	\$882.26	\$3,919.60
Operating Activities			
Accounts Payable	(\$1,640.00)	(\$2,194.00)	(\$3,834.00)
Total Investing Activities	(\$1,640.00)	(\$2,194.00)	(\$3,834.00)
INCREASE (DECREASE) IN NON-CASH ASSETS Accounts Receivable	\$0.00	\$0.00	\$0.00
NET CASH INCREASE (DECREASE)	\$1,397.34	(\$1,311.74)	\$85.60
CHANGE IN ACCOUNT BALANCES			
Cash at Beginning of Period	\$163,359.05	\$164,756.39	\$163,359.05
Cash at End of Period	\$164,756.39	\$163,444.65	\$163,444.65
Change in Account Balances	\$1,397.34	(\$1,311.74)	\$85.60

# Seeley Lake - Missoula County Sewer District Check Detail August 2021

11:24 AM 10/14/21

Original Amount	-2,194.00	350.00 420.00 1,424.00	2,194.00	-190.95	180.00 10.95	190.95	0.00	0.00	-355.50	355.50	355.50
Paid Amount		-350.00 -420.00 -1,424.00	-2,194.00		-180.00	-190.95		00.00		-355.50	-355.50
Account	1001 · Missoula Co	6291 · SSHS Testing 6291 · SSHS Testing 6291 · SSHS Testing		1001 · Missoula Co	6652 · Bookkeeping Copies		1001 · Missoula Co		1001 · Missoula Co	6110 · Secretary	
Item											
Name	Flathead Lake Biological Station			Seeley Lake Water District			Felicity Derry		Felicity Derry		
Date	08/19/2021	06/15/2021 06/15/2021 06/15/2021		08/19/2021	08/01/2021		08/19/2021		08/19/2021		
Num	1946	Inv#FRL_5159 Inv#5193 Inv#FRL_5228		1947	Inv#199		1948		1949		
Туре	Bill Pmt -Check	BIIII BIIII	TOTAL	Bill Pmt -Check	Bill	TOTAL	Check	TOTAL	Check		TOTAL

From:

Sharon Teague <no-reply@ruralwaterimpact.com>

Sent:

Monday, October 11, 2021 6:32 PM

To:

slk2559@blackfoot.net

Subject:

New Website Contact - Website Review

You have received the following Customer Contact Submission Form from your website.

Date: Oct 11, 2021 7:31:52PM

Contact Name: Sharon Teague

Email: teaguemt@gmail.com

Phone:

Account Number:

Service Address: Not in the district

**Department: Customer Support** 

Subject: Website Review

Comments:

Responding to Cheri Thompson\'s request at the community council meeting for people to review this website. The website is easy to navigate. Suggestions: Need contact for board members, need a map of the sewer district linked off the home page (not just a google map of the area), I believe that some historical information would help newcomers to the site. Feel free to contact me at my email for other thoughts.

Sent from www.seeleysewer.org

Sender's IP address 216.47.52.82

#### Seeley Lake Sewer District FY22 Operating Budget Adopted 4.15.21

FUND	DESCRIPTION	FY2021	FY2022
SLSD	Audit	\$0.00	\$0.00
SLSD	Bookkeeping	\$5,000.00	\$7,000.00
SLSD	Dues & Subscriptions	\$500.00	\$850.00
SLSD	Election	\$0.00	\$1,000.00
SLSD	Equipment	\$50.00	\$50.00
SLSD	Income Survey	\$750.00	\$750.00
SLSD	Insurance-Liability	\$2,000.00	\$10,000.00
SLSSD	Legal	\$15,000.00	\$15,000.00
SLSD	Licenses & Fees	\$975.00	\$0.00
SLSD	Meals, etc.	\$50.00	\$0.00
SLSD	Office Supplies	\$400.00	\$350.00
SLSD	Postage	\$700.00	\$300.00
SLSD	Public Relations	\$1,200.00	\$350.00
SLSD	Manager	\$38,400.00	\$31,200.00
SLSD	Secretary	\$4,200.00	\$6,000.00
SLSD	Training	\$500.00	\$0.00
SLSD	Travel	\$200.00	\$0.00
SLSD	Water Testing	\$900.00	\$1,600.00
SLSD	Well/Lake Monitoring	\$3,000.00	\$2,740.00
SLSD	SSHS	\$1,000.00	\$0.00
SLSD	Reserve	\$28,000.00	\$0.00
SLSD	Grant Match	\$15,000.00	\$0.00
SLSD	<b>Grant Writing Contracts</b>	\$13,504.00	\$0.00
SLSD	Repay Reserve	\$68,000.00	\$0.00
SLSD	Pine Dr Easement Purchase	\$15,000.00	\$0.00
SLSD	Drill 5 Wells	\$0.00	\$25,000.00
SLSD	Repay Missoula Co Loan	\$0.00	\$21,912.00
TOTAL OPE	RATING EXPENSES	\$214,329.00	\$124,102.00

#### **Clearwater Resource Council**

#### Alternative A: E. Coli

From June-September 2021, CRC collected E. Coli samples on the following lakes: Seely, Big Sky, Salmon, Placid, Alva and Inez. Samples were taken once a month at multiple locations on each lake. The E. Coli data will give us a better idea about impacts associated with septic leachate. Our funding for this effort ended September 2021. However, CRC would like to continue collecting E. Coli data on two locations on Seeley Lake from October 2021 – May 2022 to understand potential nutrient loads during the summer as compared to the winter months.

\$43 per sample, 2 sites/samples per round during off season (Lindy's and SLCG): \$86 x 8 = \$688

Staff Time (Collection and Travel/Delivery) 4 hours at \$20/hr: \$80 x 8 = \$640

Travel Expenses (RT to Flathead Lake Biological Station): 1376 miles x .56 = \$772

(samples must reach the lab w/in 4 hours of collection)

Oversight/Training/reporting = \$35 x 10 = \$350

Subtotal: \$2450

Indirect: \$245

Total: \$2695

#### Alternative B: eDNA

E. Coli lives in the intestines of both people and animals. If the Board would like to obtain data that can differentiate between human and animal E. Coli, eDNA techniques would need to be employed. While eDNA sampling is far more specific, the cost is also higher. Moreover, since CRC did not collect eDNA samples previously, we would recommend that samples be collected over a 12-month period, as compared to an 8-month period as noted above.

\$150 per sample, 2 sites/samples per round during off season (Lindy's and SLCG): \$300 x 12 = \$3600

Staff Time 2 hours at \$20/hr: \$40 x 12 = \$480

Travel Expenses per round: 60 miles x . 56 = \$35

Oversight/Training/reporting = \$35 x 12 = \$420

Mailing costs:  $12 \times 40 = $480$ 

Subtotal: \$5015

Indirect: \$500

- . . . . . . . . . . . . . . .

Total: \$5515

This budget includes two sites per monthly sampling event. We recommend that 1-2 additional sites be included to obtain more uniform data.

201504584 B: 941 P: 1067 Pages:1 Fee:\$0.00 03/19/2015 01:00:22 PM County Contract Tyler R. Gernant, Missoula County Clark & Recorder

# MEMORANDUM OF UNDERSTANDING BETWEEN THE SEELEY LAKE-MISSOULA COUNTY SEWER DISTRICT AND MISSOULA COUNTY PUBLIC SCHOOLS FOR THE SEELEY-SWAN HIGH SCHOOL STUDENTS IN ACTION MORRELL CREEK WATER MONITORING PROJECT

This Memorandum of Understanding ("MOU") is hereby made and entered into by and between the Seeley Lake-Missoula County Sewer District, hereinafter referred to as the "District", and Missoula County Public Schools for purposes of the Seeley-Swan High School Students in Action Morrell Creek Water Monitoring Project, hereinafter referred to as the "Project", under the following terms and conditions:

- I. The Project objectives are to: 1) monitor the flows of Morrell Creek at the established High School site; 2) estimate nutrient, turbidity, and total suspended solids (TSS) concentrations throughout the hydrologic cycle; and 3) compare nutrient concentrations observed in Morrell Creek with sites that may be more heavily influenced by non-point sources.
- II. The District agrees to fund Project nutrient testing of monthly water samples, conducted per standard protocols as detailed in the Project Sampling and Analysis Plan, and submitted to a certified lab. Invoices shall be submitted to the District on a monthly basis for remittance. The total annual contribution shall not exceed \$2,000. The term of this MOU shall February 1, 2015 to January 31, 2016.
- III. Project test results will be reported to the District board upon annual completion, and copies of monitoring and test results and associated evaluations and reports shall be provided to the District for their records.
- IV. District shall reserve the right to use reports and records submitted from the Project for the purposes of providing background documentation to other local and state agencies as deemed appropriate by the District board.

Seeley Lake-Missoula County Sewer District:

Missoula County Public Schools:

Exec. Dir it But i Op

MCPS

Date

----- Forwarded message -----

From: Joann Wallenburn < joann@crcmt.org>

Date: Fri, Oct 15, 2021 at 9:47 AM

Subject: SIA budget

To: Caryn Miske < caryn@cremt.org>

The original sample plan was to sample 18 rounds per year plus 3 QC rounds. The regular rounds were sampled and tested for TN/TP, NO2,3, PO4, TSS, turbidity and conductivity. Turbidity and conductivity are to be tested by the high school. The program purchased a turbidimeter and conductivity meter for the high school. The nutrients and TSS are tested by the Flathead Lake Biological Station's Freshwater Research Laboratory (FRL). Adam Baumann is the head of that lab and is your "go to" guy. I'll send a separate email introducing you two. Each QC round consists of a field blank with DI water and a sample duplicate. These are tested for TN/TP only. So in one year, there should be 24 TN/TP, 18 NO2,3, PO4 and TSS that are tested by FRL. We just get results from them (no analysis) in order to keep costs down. Shipping was scheduled for every 3 rounds or 6 times per year. The lab ships all the bottles needed and will also provide deionized water for the blanks and for your turbidity testing.

Costs break down like this 24 TN/TP @ \$31 \$744 18 NO2,3 and PO4 @ \$23 \$414 18 TSS @ \$16 \$288 6 shipments @ \$50 \$300 Total \$1746

Joann Wallenburn Clearwater Resource Council Aquatics Program Director (retired) PO Box 1471 Seeley Lake, MT 59868-1471 (406) 370-2483 cremt.org

#### Stream Flows, Water Quality and Nutrient Export in Morrell Creek: Seeley Swan High School Students in Action Monitoring Results 2020 Supplement to the 2015 Report

With Assistance from the Clearwater Resource Council, Seeley Lake Sewer Board, and Missoula County

#### Introduction

Water quality in the Clearwater Watershed is essential for the success of our local economy, ecology, and society. For this reason, it is important to understand the function and health of the rivers and streams that feed into the lower elevation lakes in our basin. In particular, Seeley and Salmon Lakes are waterbodies of great interest to the surrounding community because they are popular locations for recreation. Both lakes receive inputs from the Clearwater River and its tributaries. Surface runoff and groundwater contamination due to population growth and land use such as logging, road construction, and the growing number of septic systems, are sources of potential water pollution. It is necessary to monitor a variety of tributaries in the Clearwater Watershed in order to gain an understanding of the impact that population growth and human activity have on our lakes and streams.

In 2011, the Seeley-Swan High School (SSHS) initiated the "Students-in-Action Morrell Creek Water Monitoring Project". The goal of this project is to engage students in real world science relevant to the local community. SSHS uses Morrell Creek as a hands-on learning opportunity linking hydrology, ecology, chemistry, climatology, statistics, and mathematics to a local stream. SSHS's objectives of this program have been to: 1) monitor the flows of Morrell Creek at the High School site continuously in order to estimate the water yield, 2) estimate nutrient, turbidity, and total suspended solids (TSS) concentrations throughout the hydrologic cycle, and combine those with flow estimates to estimate total nutrient export from above the sampling site, and 3) provide a foundation for more complete nutrient loading estimates in the larger basin, a baseline for monitoring long-term changes in Morrell Creek, and a comparison with other more heavily altered watersheds influenced by non-point sources.

Morrell Creek is an important stream for bull trout and westslope cutthroat trout, offering 18.2 miles of habitat for these important native fish (FWP). Further, Morrell Creek is a significant aesthetic and recreational resource, as it flows through a large residential area and the Double Arrow Golf Course in Seeley Lake within the Clearwater Watershed. Morrell Creek and its tributaries flow into the Clearwater River, so monitoring its water quality helps provide a wider understanding of the stream-to-lake relationships within this watershed.

This report presents data from 2012 to 2020 as a supplement to the most recently published 2015 report with the intent to determine new or consistent trends and to identify any anomalies that may require further investigation. Monitoring of Morrell Creek through Students-in-Action continues to be an active program supported by CRC.

#### Methods

The Students-in-Action program kicked off in 2011 and consistent monitoring on Morrell Creek near SSHS has been conducted from 2012-2020. This report presents the data collected from 2012-2020. The monitoring location is on Morrell Creek above the Airport Road bridge next to the SSHS campus. 2020 was the ninth consecutive year of water quality monitoring at this site. Total nitrogen (TN), total phosphorous (TP), nitrite (NO<sub>2</sub>)/nitrate (NO<sub>3</sub>,) soluble reactive phosphorous (SRP), and total suspended solids (TSS) were collected by teachers, students and volunteers through 2019. These parameters were collected by CRC staff in 2020 due to the COVID-19 pandemic.

All water samples collected through 2020 were sent to the Flathead Lake Biological Station (FLBS) for analysis, with the exception of analyses in 2013 that were done through Energy Labs (EL) with less sensitive detection capabilities than FLBS (Table 1). All sample collection, handling, and analyses were done as detailed in the CRC Sampling and Analysis Plan previously submitted and accepted by MT DEQ (2014). In 2020, sampling began in April and concluded in early October. Lab analysis of nutrient samples is complete through October of 2020 at the time of this report. Below we summarize the results and provide comparisons with data collected in earlier years. Some of the 2013 data are not comparable due to differences in detection sensitivities of the labs and the values being below the limits of EL's testing.

#### **Results and Discussion**

TSS peaked in the spring with runoff each year (Figure 1). Variability in TSS was higher in 2012-2013, 2018, and 2020 and lower in 2014-2016 and 2019. This variability was measured by the range of recorded TSS values. The maximum TSS in 2020 was 16.5, which is comparable to the recorded 15.30 mg/L maximum in 2018 and 15.64 mg/L maximum in 2012. In 2019, TSS peaked at 6.70 mg/L, similar in magnitude to 2015-2016 maximum TSS recordings of 5.10 and 4.90 mg/L respectively. As previously noted in the 2015 Students-in-Action report, turbidity and TSS are highly correlated, and turbidity is strongly associated with stream flow (CRC 2015). The higher TSS values in 2018 and 2020 may be a reflection of higher flows. The overall TSS data over the nine-year sampling period has no significant trend.

Total N tended to peak in winter or early spring and decline to lower concentrations in late spring or early summer (Figure 2). In 2016, total N ranged from 28.30 to 172.00 ug/L, in 2017 from 32.60 to 324.00 ug/L, in 2018 from 71.70 to 345.00 ug/L, in 2019 from 156.00 to 633.00 ug/L, and in 2020 from <25.0 to 411 ug/L. The most recent 4 years of data (2017-2020) had the highest recorded total N concentrations compared to any of the previous years. Nitrate and nitrite followed similar seasonal trends to total N, peaking in winter or early spring and declining through spring and summer (Figure 2). Similar to the pattern in total N, there has been a general positive increase in nitrate and nitrite over the entire 9-year monitoring period, with the past 4 years having the highest recorded  $NO_2/NO_3$  values. The general increase in total N, nitrate and nitrate may be due to impacts associated with the Rice Ridge fire in 2017.

Total P peaked in early spring with the high flows (Figure 3). In 2016, total P ranged from 1.50 to 32.90 ug/L, in 2017 from <1.5 to 13.20 ug/L, in 2018 from 2.50 to 33.40 ug/L, in 2019 from 1.7 to 51.4 ug/L, and in 2020 <1.5 to 20.1 ug/L. Similar to the nitrogen peaks, the highest total P values were recorded during 2018-2019. As was noted in the 2015 report, total P is correlated with TSS (and thus with turbidity and flow), so the lower P values in earlier years are likely associated with lower flows and less suspended sediments that may carry absorbed P. Although higher total P values were recorded in recent years, overall, there has been no noticeable or significant trend over the nine-year monitoring period. Soluble reactive phosphorous (SRP) was generally low and often below detection for many years (although more often in earlier years before the lab source was changed from EL to FLBS) (Figure 3).

#### Conclusion

Overall, there seems to be a slight upward trend in total N and NO<sub>2</sub>/NO<sub>3</sub>, while the other parameters (total P, SRP, and TSS) exhibit constant or statistically insignificant positive changes over time. However, beyond these overall trends, it is also important to examine individual years, to account for specific events that occurred in the Clearwater Valley that most likely affected the nutrient content of the streams. In 2017, the Rice Ridge Fire burned over much of the upper Morrell Creek sub-basin, which substantially increased nutrient loading in 2018 in all fire-affected streams. Further, 2018 was a high flow water year, with snowpack and flows in the Blackfoot and Clearwater basins at record highs. These anomalous events should be accounted for when assessing the results presented here.

The continuation of the Students-in-Action program remains important as the Seeley Lake community continues to struggle with water quality concerns. The Morrell Creek site at the High School is an important location due to its proximity to downtown, the fact that this site precedes the inputs of other streams, and the influence Morrell Creek eventually has on the Clearwater River, and thus, Salmon Lake. Expansion, construction, and land use continue to influence the ecology and health of Morrell Creek, so future studies on water quality and physical condition at this site are key to understanding the larger watershed at hand.

#### References

CRC (Clearwater Resource Council). 2015. Stream flows, water quality and nutrient export in Morrell Creek: Seeley Swan High School students in action monitoring results 2015. Clearwater Resource Council, Seeley Lake Montana. Available online: crcmt.org

CRC (Clearwater Resource Council). 2014. Stream flows, water quality and nutrient export in Morrell Creek: Seeley Swan High School students in action monitoring results 2011-2013. Clearwater Resource Council, Seeley Lake Montana. Available online: crcmt.org

FWP (Fish, Wildlife and Parks). N.d. Available online: <a href="https://myfwp.mt.gov/fishMT/waterbody/46730">https://myfwp.mt.gov/fishMT/waterbody/46730</a>

Rieman, B. and J. Wallenburn. 2014. Water quality monitoring to determine the influence of roads and road restoration on turbidity and downstream nutrients: a pilot study with Citizen Science. Completion Report for the Southwest Crown CFLRP, supplemental project agreement #12-PA-11011600-039. Southwest Crown Collaborative. Available online: <a href="http://www.swcrown.org/wpcontent/uploads/2014/07/2014ContractCompletionWaterQualityMonitoring050114-1.pdf">http://www.swcrown.org/wpcontent/uploads/2014/07/2014ContractCompletionWaterQualityMonitoring050114-1.pdf</a>

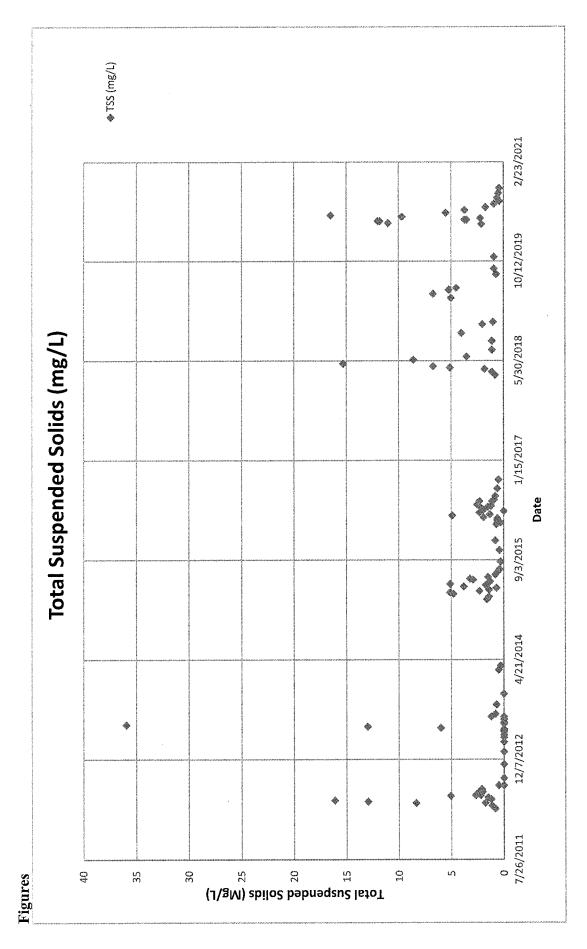


Figure 1. Total suspended solids in Morrell Creek at SSHS from 2012 through 2020. TSS points at 0.000 are below the detection limits for the laboratory (Table 1).

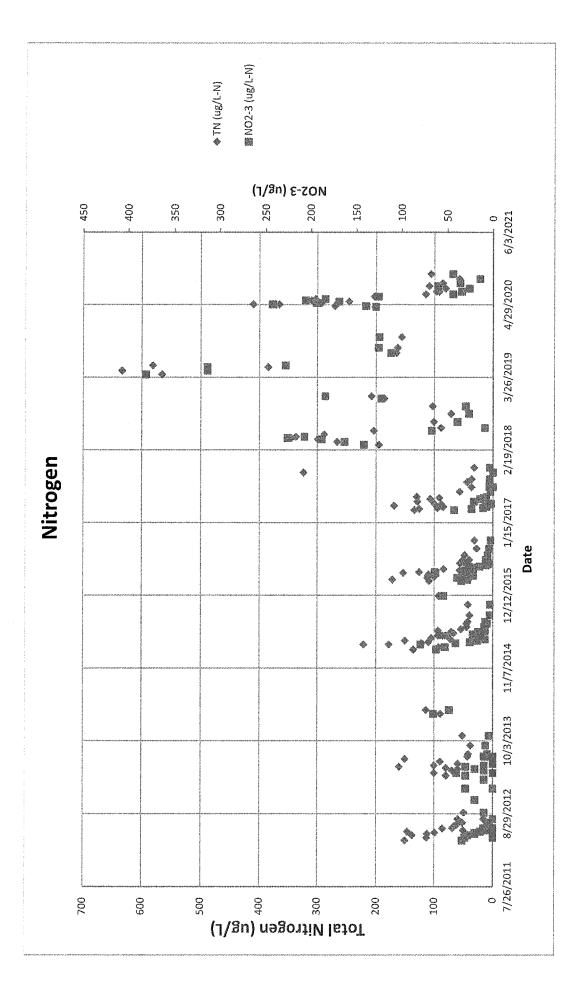


Figure 2. Nitrogen concentrations (ug/L) in terms of both total nitrogen and nitrate/nitrite in Morrell Creek at the SSHS site from 2012 through 2020. Samples at 0.0 are below detection limits for the laboratory.

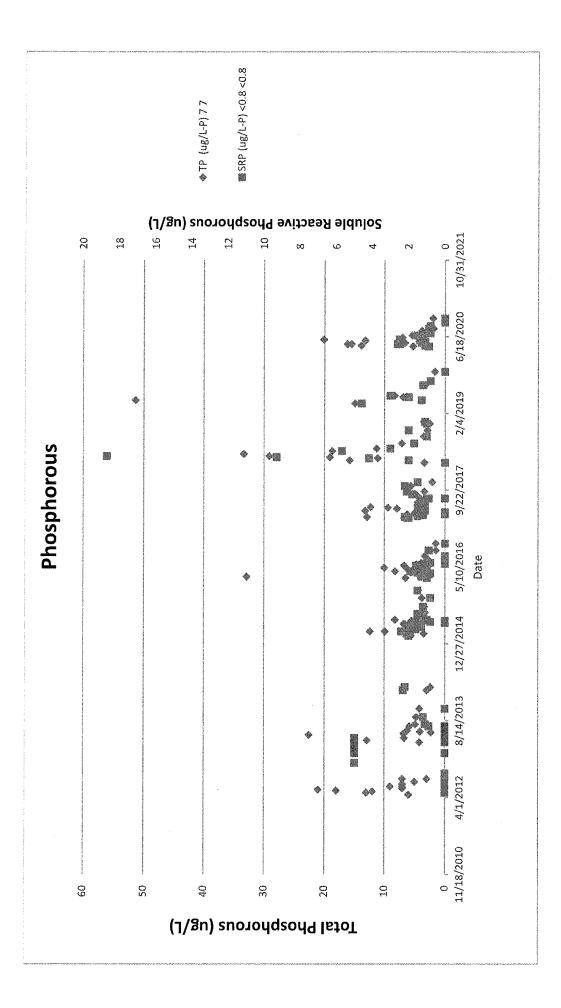


Figure 3. Phosphorous concentrations (ug/L) in terms of both total phosphorous and soluble reactive phosphorous in Morrell Creek at the SSHS site from 2012 through 2020. Samples at 0.0 are below detection limits for the laboratory.

Table 1. Measured flow and water quality parameters sampled from Morrell Creek at the SSHS site from 2012 through 2020. Values shown in red are below the detection limits for that parameter at that laboratory. FLBS is Flathead Lake Biological Station. EL is Energy Labs. All turbidity and conductivity analyses were done at SSHS.

Lab Source	FLBS	FLBS	FLBS	FLBS	FLBS	FLBS	FLBS	FLBS	SHSS	FLBS	FLBS	FLBS	FLBS	FLBS	FLBS	FLBS	EL	FLBS	EL	EL	EL	EL	EL	EL	EL	EL	EL	EL	
SRP (ug/L-P)	<0.8			<0.8		<0.8		<0.8		<0.8	<0.8	<0.8		<0.8	<0.8	<0.8	<0.8	<0.8	<0.8	2.00	<5.0	5.00		<5.0	5.00	5.00	5.00	<5.0	
NO2-3 (ug/L-N)	34.00	31.00		28.00		20.00	20.00	14.00		8.00	11.00	9.00		00.9	5.00	5.00	<10.0	<5.0	10.00	20.00	30.00		10.00	30.00		40.00	10.00	20.00	
TP (ug/L-P)	7.00	7.00	00.9	13.00		12.00	18.00	21.00		7.00	7.00	9.00		7.00	7.00	5.00	3.00	7.00						4.20	12.90		6.70		
	i	113.00		138.00		112.00	99.00	146.00		51.00	86.00	00.69		00.99	62.00	52.00	00.09	16.00	50.00					80.00		100.00	70.00	00.09	
TSS (mg/L) TN (ug/L-N)	0.82	1.13		1.76	8:38	12.95	16.14	1.21		1.51	5.06	2.21	2.66	2.47	2.00	2.11	<4.000	0.50	<4.000	<4.000	<4.000	<4.000	<4.000	<4.000	<4.000	<4.000	<4.000	<4.000	
Conductivity (uS)		112.20	112.00	117.00	115.00	109.20	83.00	104.00	80.45	78.60	73.50	107.60		79.00	74.60	16.60		87.40											
Turbidity (NTU)		2.65	2.19	2.39	2.28	5.00	8.75	10.23	3.19	1.47	3.31	1.97		2.91	2.67	2.55		1.41						06.0	4.02	4.18		4.70	
Flow (cfs)	25.37	68.69	02.99	100.80		154.32	252.32	268.28	137.37	88.32	150.00	86.84	86.40	154.32	106.62	55.35	13.69	13.69	10.72	12.00	10.00	10.00	11.07	14.23	79.44	79.44	38.89	85.66	
Date	4/4/12	4/19/12	4/19/12	5/3/12	5/3/12	5/10/12	5/16/12	5/22/12	5/25/12	5/30/12	6/8/12	6/11/12	6/11/12	6/22/12	6/28/12	7/11/12	7/30/12	7/30/12	9/4/12	11/12/12	1/14/13	1/14/13	3/4/13	3/26/13	4/8/13	4/8/13	4/23/13	4/30/13	

<5.0 BL <5.0 EL													2.00 FLBS								1.40 FLBS			FLBS	FLBS	FLBS					1.20 FLBS		FLBS
30.00 10.00	<10.0	<10.0	<10.0	<10.0	10.00	<10.0	5.10	6.40	8.20	4.70	65.40	48.10	62.40	52.70	79.40		41.10	25.40	17.70	8.80	17.30	13.10	21.50				22.20	13.70	16.60	8.50	9.70	08.6	
22.50	2.30	4.10	6.20				5.80	4.90	4.70	4.20	3.00	2.40	5.60	3.50	9.90	12.40	5.60	6.50	4.50	4.10	6.20	5.30	6.80	5.90	5.10	09.9	3.60	4.80	5.50	8.20	4.20	4.30	3.40
160.00 100.00	00.09	<50.0	90.00	150.00	<50.0		43.70	42.20	38.50	51.90	89.70	114.00	135.90	92.40	177.90	221.10	122.00	110.00	150.00	72.60	105.00	77.10	89.70	85.80	81.30	93.50	75.50	67.10	71.30	93.30	54.70	44.80	45.10
6.00	36.00	<4.000	<4.000	<4.000	<4.000	<4.000	1.20	08.0	0.70	<0.200	0.50	0.30	1.60	1.40	4.80		5.10	2.30	1.40	0.70	3.80	1.70	5.10				1.40	1.30	2.90	3.20	1.50	08.0	
															105.90	105.90	102.30		101.80	106.10	101.80	98.70	101.80	101.70	101.80	101.90	104.10	108.00	95.80	45.50	91.50		
25.60	3.86	0.98	1.57	29.0	1.29	06.0	0.63		0.45	0.49			2.41	2.61	5.19	4.82	2.81	2.79	1.94	1.59	2.50	2.31	4.05	4.26	3.79	3.92	1.91	86.0	2.42	4.17	1.93	92.0	
328.18 129.24	150.95	125.10	163.87	97.17	44.15	44.15	44.15		14.38	17.28	10.00	10.00	7.17	38.23	109.53	109.53	77.35	97.35	58.16	48.45	100.72	92.44	143.64	143.64	143.64	143.64	84.66	84.66	150.37	157.32	100.72	28.27	
5/13/13 5/20/13	5/29/13	6/3/13	6/10/13	6/25/13	7/8/13	7/8/13	7/8/13	7/22/13	9/7/13	10/31/13	2/28/14	3/21/14	2/17/15	3/3/15	3/17/15	3/17/15	3/24/15	3/31/15	4/7/15	4/15/15	4/22/15	4/29/15	5/5/15	5/5/15	5/5/15	5/5/15	5/12/15	5/19/15	5/26/15	6/1/15	6/9/15	6/22/15	6/22/15

1.50 FLBS 1.20 FLBS 1.20 FLBS						2.20 FLBS 1.50 FLBS 1.20 FLBS 1.20 FLBS < 0.8 FLBS < 0.8 FLBS 1.10 FLBS
6.40 8.70 3.60	3.30 54.20 34.80	28.20 39.20 27.30 21.80 30.60	62.90 63.90 30.60 21.70 22.10	15.10 7.80 5.70 5.10	6.80 8.20 6.10 4.40 2.70	23.80 11.30 7.60 7.30 8.20 4.70 2.20 21.30
3.50 3.30 3.40	3.80 4.40 6.50	3.20 3.20 2.50 5.60	8.20 5.40 6.20 10.00 3.80	6.70 4.70 2.50 3.90	3.30 1.50 6.70 3.30 1.50	5.70 12.90 4.20 4.80 6.20 5.00 4.60
45.30 43.20 40.10	42.70 92.60 109.00	172.00 112.00 100.00 111.00 110.00	126.00 56.90 84.30 37.90	36.00 39.20 46.60 56.40	51.60 40.90 48.70 28.30 32.00	126.00 94.50 86.80 84.90 169.00 87.70 100.00
0.50 0.40 0.30	0.40 0.80 0.70	0.50 0.60 0.60 1.90	4.90 1.30 2.30 < 0.2 1.90	2.10 1.50 1.20 2.50	1.10 2.30 0.90 0.80 0.60 0.50	
	124.40					
0.26	1.33			·		
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1.20 FLBS										1.50 FLBS																									
14.40	10.40	7.40	2.80	4.20	4.10	> 1.5	4.00	3.60	< 1.5	3.70	142.00	163.00	188.00	226.00	207.00		67.20	9.20	39.20	26.60	30.20	123.00	184.00	381.00	314.00	314.00	228.00	112.00	126.00	125.00	129	140	242	243	193
7.90	9.40	12.30	4.50	3.00	4.10	< 1.5	4.80	3.40	5.60	2.10	3.40	15.80	11.10	19.10	29.10	33.40	18.70	11.30	7.10	3.50	2.90	2.50	3.50	14.90	51.40	6.90	8.30	3.30	2.40	1.70	5.3	13.9	15.5	16.2	9:9
107.00	91.50	130.00	57.00	37.10	37.30	< 25.0	44.40	36.70	324.00	32.60	195.00	266.00	299.00	345.00	337.00	288.00	204.00	88.80	100.90	71.70	103.00	186.00	208.00	266.00	633.00	385.00	581.00	165.00	163.00	156.00	202	270	366	411	266
		Ÿ									0.80	1.10	1.80	5.10	6.70	15.30	8.60	3.50	1.10	1.10	4.00	2.00	1.00	5.00	6.70	5.20	4.50	0.70	06.0	06.0	2.1	11.0	11.8	12.0	3.5
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5/25/17 5/31/17 6/5/17 7/30/17 7/30/17 7/30/17 7/30/17 8/26/17 9/12/17 11/13/17 3/19/18 6/4/18 6/20/18 7/23/18 9/6/18 11/29/18 11/29/18 11/29/18 11/29/18 11/29/18 11/3/19 5/21/19 5/21/19 5/21/19 5/21/19 5/21/19 5/21/19 5/21/19 5/21/19

FLBS	FLBS											
1.3	1.1	1.4	2.5	1.2	1.5	8.0	0.8	8.0	6.0	8.0	< 0.8	< 0.8
194	169	206	184	126	44.2	34.7	34.8	26.4	60.7	36.4	14.8	44.3
8.9	4.3	13.2	20.1	7.0	5.4	3.3	3.0	3.8	1.9	2.6	< 1.5	2.0
293	246	310	303	203	115	91.9	9.96	81.3	109	86.0	57.9	106
3.7	2.2	6.7	16.5	5.5	3.7	1.7	1.7	0.0	0.4	9.0	0.5	0.4

5/8/20 5/16/20 5/23/20 5/30/20 6/12/20 6/26/20 7/10/20 7/10/20 7/27/20 8/10/20 8/10/20 8/10/20

#### INTERLOCAL AGREEMENT BETWEEN SEELEY LAKE SEWER DISTRICT AND MISSOULA COUNTY

This Interlocal Agreement (Agreement) is made and entered into between Seeley Lake Sewer District (the "District") and Missoula County (the "County"), both political subdivisions of the State of Montana.

WHEREAS, the District is an independent unit of local government incorporated under the provisions of Montana Code Annotated Title 7, Chapter 13, part 22 and 23 for the purposes of developing and implementing a sewage management plan and sewer system for the District; and

WHEREAS, outdated and inadequate sewage disposal in the Seeley Lake area is degrading groundwater quality and contaminating Seeley Lake; and

WHEREAS, the County is concerned with health risks to residents in the Seeley Lake area and with environmental contamination due to inadequate sewage disposal; and

WHEREAS, protecting public health and the environment are in the interest of the County; and

WHEREAS, the District requests assistance from the County; and

WHEREAS, Montana Code Annotated Sections 7-11-101 et seq. authorizes the District and the County to enter into this Interlocal Agreement for the purpose of the County providing financial commitments and continued administrative support to the District for the development of the sewer system.

Based on the foregoing, the parties agree as follows:

- 1. Use of the Seeley Lake satellite office for District board meetings.
- 2. The Chief Public Works Officer will direct staff to mark public rights of way and draw the remaining needed easements for phases 1 and 2 as described by Great West Engineering and coordinate easement language with the County Attorney's Office.
- The Chief Public Works Officer will direct staff to continue to provide administrative support, such as:
  - a. Coordinating budget and financial reporting with the District Secretary/Treasurer
  - b. Monthly project calls
  - c. Grant administration
  - d. Preparing tax roll for the Department of Revenue
  - e. Other duties as assigned by the Chief Public Works Officer
- 4. The County will make available to the District up to \$110,000 to pay costs of development of the sewer system (the "Project"), which will assist the District in obtaining federal and state matching funds for the Project. As of the date of this Agreement and as a part of the maximum amount of \$110,000 in County funds, the County has advanced to the District \$21,912, which the District has expended on capital costs of the Project. The District agrees that all amounts

that the County advances to the District will be applied by the District to pay capital costs of the Project. On or before January 1, 2022, the District will repay the County all dollar amounts advanced by the County to the District under this Section 4. If the total amount of the \$110,000 is not advanced by the County to the District by December 31, 2020, the County shall have no obligation to advance any additional amounts to the District. The parties agree that if the District uses proceeds of a District bond or note to repay the County, the amounts advanced by the County to the District will be deemed to be made in anticipation of the issuance of the bond or note.

- 5. Missoula County Commissioners on October 25, 2017, agreed to grant the Seeley Lake Sewer District \$100,000 of surplus funds from the Missoula County RSID Revolving Funds to assist the Seeley Lake Sewer District as a subsidy for the first three years of Operations and Maintenance (O&M). The first-year subsidy will be a \$50,000 grant and \$25,000 the following two years. Missoula County agrees the motion was to grant the \$100,000, and no pay back will be required.
- Missoula County agrees to write a letter of support for the Department of Commerce Delivering Local Assistance grant.
- Missoula County agrees to sell or trade to the District surplus vehicle(s) pursuant to the requirements of MCA 7-8-101 and Missoula County Disposal of County Surplus Property policy.
- 8. Public Works will provide backup operators as necessary to the Seeley Lake Sewer District, not to exceed 100 hours, including travel time, for a flat rate of \$3,000. If the Seeley Lake Sewer District requires more than 100 hours, including travel time, Seeley Lake Sewer District agrees to pay the hourly rate, plus fringe, up to 200 hours. The hours and payment will be re-evaluated annually to meet the needs of both Public Works and the Seeley Lake Sewer District.
- 9. District will approve annual budget. The County will continue to assess, collect and distribute the annual fee on properties within the District using the assessments provided by the district after their final budget is adopted. The budget, debt service and annual assessments to be levied must be provided to the County no later than September 1 of each calendar year.
- 10. The duration or term of this Agreement shall be TWO (2) years from the date it is approved, unless sooner terminated pursuant to section 8 of this Agreement. The parties may agree to continue this Agreement for an additional two-year term at the expiration of the initial term.
- 11. The parties agree that a separate legal entity is not created by this Agreement. This Agreement does not void or supersede any other existing agreements involving the parties. Both the District and the County are independent units of local government with separate governance boards.

- 12. The District board of directors is ultimately responsible for all board actions and any actions performed by the general manager in the course and scope of any work for the District.
- 13. It is understood by both parties that the staff at Public Works are full-time Missoula County employees in demanding positions with myriad responsibilities to the County. The services provided by the County to the District are gratuitous and provided without fee. Accordingly, the general manager and Public Works employees are not required to work any set number of hours each week on behalf of the District or perform any specific tasks not otherwise required by Montana Code Annotated § 7-13-2278.
- 14. The District agrees to follow all local, state and federal laws applicable to the operation of the District, including those regarding open meetings and public records. The obligations to conduct District meetings and provide District records in accordance with Montana law is an obligation of the District board and not the County.
- 15. This Agreement may be terminated by either party unilaterally, with or without cause, by giving notice of termination in writing at least 60 days prior to the date of termination.
- 16. All property acquired in support of the Seeley Lake sewer project shall be exclusively owned by the District. Any special equipment, software or other product or service required in carrying out this Agreement must be acquired by the District at its expense. County Public Works employees may use County equipment to carry out the services described herein, which shall remain the property of the County.
- 17. The District shall defend, indemnify and hold harmless the County, its employees and agents, from all claims, liabilities, causes of action or judgments, including costs and attorney fees, asserted by or awarded to third parties as a result of any negligent action or omission or willful misconduct of the County, its employees or agents in performance of work or services for the District.
- 18. The County shall file this Agreement with the Missoula County Clerk and Recorder and the Secretary of State, as provided by law.

19. In accordance with Montana Code Annotated Section 7-11-108, the District and the County may appropriate funds for the purpose of performance of this Agreement and provide such personnel or services therefore as may be within its legal power to furnish.

Signed this lo day of 02. 2019.	
MISSOULA BOARD OF COUNTY COMMISSIONERS	SEELEY LAKE SEWER DISTRICT BOARD OF DIRECTORS
BY:	Path. Goodovert
David Strohmaier, Chair Chair	Pat Goodover, Its: President
Josh Slotnick, Commissioner	ns. i resucit
Juanita Vero, Commissioner	Ser Real
ATTEST:	
Tyler Gernant	ONTAND

September 28, 2021

Seeley Lake Sewer District PO Box 403 Seeley Lake, Mt 59868

RE: Interim Manager/Director Seeley Lake Sewer District

Dear Board Members,

My name is William Decker, my wife Linda and I reside at 155 Wagon Wheel Way, Seeley Lake Mt. We moved here from Great Falls in June 2019. I am interested in the Interim position of Manager/Director of the Seeley Lake Sewer District.

I have 22 years experience as a Water/Wastewater Operator. For 8 of those years I was the General manager of the Sun Prairie Village County Water and Sewer District. This District is the 2nd largest Public Water System in Cascade County and provides water and wastewater services to over 500 homes and businesses.

I was elected to the original Board of Directors of the Upper/Lower River Road Water and Sewer District in Cascade County and served for 6 years. During this time the District proposed, engineered, funded and constructed a new water/wastewater system and annexed it into the City of Great Falls. This project was initially rejected by the residents of the District. After making changes in the construction schedule and assessment method we were able to obtain the approval of the residents. This District is comparable in size to the Seeley Lake project. I resigned my position on the board after the completion of Phase One which included my property.

While at Sun Prairie Village County Water and Sewer District we proposed, designed, funded and constructed a major water improvement project. The project consisted of new wells, new RO filtration, improved storage backup and water meters at each service connection. During this project I was named Manager of the Year for 2014 by Montana Rural Water Systems. I resigned my position at the end of the project.

I have been involved in all phases and positions of Water/Wastewater Districts and Public Water Systems, as an owner, manager, board member, resident and advocate. I have worked successfully with all the relevant Federal, State and County agencies in design, funding and construction issues.

#### Page 2

Thank you for your time and consideration.

William Decker 155 Wagon Wheel Way Seeley Lake, MT 59868 (406) 750-4943 October 5, 2021

Seeley Lake Sewer District Attn: Board of Directors PO Box 403 Seeley Lake, MT 59868

Re: Interim Manager and Director Position Opening

Members of the Board:

I am applying for the position of Interim Manager and Director for the Seeley Lake Sewer District. I think my experience and skills would provide a benefit to the Seeley Lake Sewer District.

While at Pacific Gas and Electric Company (PG&E) and most recently at ExxonMobil (EM), I have completed countless project assessments, preparation of scope of work, and justification for required projects. Those projects included a large variety of ground up and renovation projects where infrastructure improvements where a large part of the project including sanitary sewer and domestic water source.

My experience occurred in seventeen states in the US and very remote areas of Alberta, Canada and Argentina. In my past I have completed two grant requests of a unique nature:

2001: Successfully secured grant monies for construction of a complete preschool playground 2007: Successfully secured grant monies from the NRA for planned improvements at the Bigfork Gun Club

Projects completed at PG&E and EM included identification of full scope work, project budgets, securing funding and senior management approval.

I think I would be a valuable asset to the Seeley Lake Sewer District and successfully deliver on the goals and objectives of the Board.

I look forward to the opportunity and consideration.

Thank you.

David Losee

1000 Stagecoach Drive Seeley Lake, MT 59868

406.790.0709

Attachments: David Losee Resume

#### **DAVID LOSEE**

Phone: 406-790-0709 email: dalosee52@gmail.com https://www.linkedin.com/in/david-losee-a6b94026?trk=nav responsive tab profile

#### QUALIFICATIONS PROFILE

Highly accomplished professional with diverse management experience within the energy and asset management industries. I have proven to be a decisive leader with proven success in directing operations with focus on delivering specific objectives and identifying growth opportunities. I am adept in performing within dynamically changing organizations, managing cost, and evolving business environments. I am highly skilled in developing and streamlining business processes, developing high performance teams, and enhancing operational efficiency.

#### **CORE COMPENTENCIES**

- Professional, Technical, and Administrative Staff Supervision
- Process Improvement and Change Management
- Hazardous Waste/Materials Management
- Schedule, Budget, and Production Management
- Procurement and Materials Management

- Real Estate and Fleet Management
- Project Management
- Cost and P&L Management
- Innovative Leadership
- Business Line Consulting

#### CAREER HIGHLIGHTS

- Managed ~200 sites in 17 states and three countries comprised of Class A and B office, industrial, field office, mixed use, maintenance shops and warehouse space. Developed surplus asset disposition program. (XTO Energy/ExxonMobil)
- Maintained stewardship for over \$500M in real estate assets and \$100M in new construction projects. Successfully introduced safety and financial controls procedures to business. (PG&E/XTO Energy/ExxonMobil)
- Managed corporate fleet of ~3,000 units in North and South America. Reduced fleet operating costs from \$0.75/mile to \$0.52/mile
- Relocated from Anchorage, Alaska to Fort Worth, Texas as transition manager following XTO Energy and ExxonMobil
  merger. I as selected for this assignment based on my performance in Alaska and my ability to adapt to differing
  corporate cultures.

#### **PROFESSIONAL SUMMARY**

- ExxonMobil/XTO Energy, Anchorage, AK and Fort Worth, TX
   Facility Manager, Anchorage, AK. Sr. Project Manager, Sr. Asset Portfolio Manager and Facility Manager, Fort Worth, TX.

   Responsible for real estate, building operations, and fleet management.

#### **EDUCATION & CREDENTIALS**

Bachelor of Science in Business Management – University of Phoenix United States Army – Vehicle Maintenance Technician OSHA 30 Hour Certificate

#### **DAVID LOSEE**

Phone: 406-790-0709 email: dalosee52@gmail.com <a href="https://www.linkedin.com/in/david-losee-a6b94026?trk=nav\_responsive\_tab\_profile">https://www.linkedin.com/in/david-losee-a6b94026?trk=nav\_responsive\_tab\_profile</a>

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#### **PROFESSIONAL SUMMARY**

- ExxonMobil/XTO Energy, Anchorage, AK and Fort Worth, TX
   Facility Manager, Anchorage, AK. Sr. Project Manager, Sr. Asset Portfolio Manager and Facility Manager, Fort Worth, TX.

   Repsonsible for real estate, building operations, and fleet management.
- Owner/Operator Bigfork Homeworks, Inc., Bigfork, MT (2006-2009)
   Managed all aspects of vacation home property management, renovation, and new construction for numerous out of state home owners. Average construction budgets ranged from \$20,000 to \$600,000.

#### **EDUCATION & CREDENTIALS**

Bachelor of Science in Business Management – University of Phoenix United States Army – Vehicle Maintenance Technician OSHA 30 Hour Certificate

#### **Director Interview Questions**

What are the key reasons you decided to apply to become a director for the sewer board?

What would be your goals be in the position?

What is your knowledge of the elevated nitrates in Seeley Lake and the Special Management Area established by the Health Board?

The voters did not approve the necessary bonding for the proposed project to go forward. What do you believe the board should focus on now?

\$1.8 Million dollars was spent to design a system to address the nitrate issue. Do you believe the voters did not want the designed **system**, or did they vote NO for other reasons?

Describe your decision-making process.

How much time do you have on a weekly basis to commit to sewer board work?

Describe your understanding of the most effective way the sewer board can serve the district over the next year; over the next 3-5 years.

Give a brief overview of sewer district history/activities for the past relevant time as you see it.

Explain what representation of district constituents means to you.

To what extent are you comfortable contacting various governmental agencies and/or technical businesses?

What educational, work or personal background would make you a valuable member of the sewer board?

What is your level of knowledge with Robert's Rules of Order?

#### Federal Financial Report

(Follow form Instructions)

OMB Number: 4040-0014 Expiration Date: 02/28/2022

	Other Identifying Number Assigned by Federal
ILLS Environmental Protection Agency	ultiple grants, use FFR Attachment)
xP-97831201	
3. Recipient Organization (Name and complete address including Zip code)	
Recipient Organization Name: Seeley Lake Missoula County Sewer District	
Street1: 281 Rice Ridge Road	
Street2: PO Box 403	
City: Seeley Lake County: Missoula	
State: Montana Prov	/ince: n/a
Country: United States ZIP / Postal C	Code: 59868-0403
4a. DUNS Number 4b. EIN 5. Recipient Account Number	r or Identifying Number
962335233 (To report multiple grants, us	
97831201	
	orting Period End Date
Quarterly Cash From: To: 06/30/202	1
Semi-Annual  Accrual  9/1/06  6/30/21	
□ Final	
10. Transactions	Cumulative
(Use lines a-c for single or multiple grant reporting)	
Federal Cash (To report multiple grants, also use FFR attachment):	
a. Cash Receipts	219,492.94
b. Cash Disbursements	219,492.94
c. Cash on Hand (line a minus b)	0.00
(Use lines d-o for single grant reporting)	
Federal Expenditures and Unobligated Balance:	
d. Total Federal funds authorized	733,333.00
e. Federal share of expenditures	219,492.94
f. Federal share of unliquidated obligations	0.00
g. Total Federal share (sum of lines e and f)	219,492.94
h. Unobligated balance of Federal Funds (line d minus g)	513,840.06
Recipient Share:	
i. Total recipient share required	600,000.00
j. Recipient share of expenditures	179,585.00
k. Remaining recipient share to be provided (line i minus j)	420,415.00
Program Income:	
I. Total Federal program income earned	
m. Program Income expended in accordance with the deduction alternative	
n. Program Income expended in accordance with the addition alternative	
o. Unexpended program income (line I minus line m or line n)	

11. Indirect Expense						
а. Туре	b. Rate	c. Period From	Period To	d. Base	e. Amount Charged	f. Federal Share
	!				1	
			L		J.L	
			g. Totals:	0.00	0.00	0.00
12. Remarks: Attach any explanati	ons deemed	necessary or info	ormation required	by Federal sponsoring a	gency in compliance with g	overning legislation:
		Ad	ld Attachment	Delete Attachment Vi	w Attachment	
13. Certification: By signing this expenditures, disbursements an am aware that any false, fictitiou administrative penalties for frau and 3801-3812).      a. Name and Title of Authorized Control of the significant si	d cash rece s, or fraudu d, false state	ipts are for the p lent information ements, false cla	ourposes and obj , or the omission	ectives set forth in the of any material fact, m	terms and conditions of ay subject me to crimina	the Federal award. I I, civil or
Prefix: Fi	rst Name: T	om		Middle N	ame:	
Last Name: Morris		***************************************		Suffix:		
Title: Board President		S 200 00 00 00 00 00 00 00 00 00 00 00 00			-	
b. Signature of Authorized Certifyin	g Official			c. Telephone (Area	code, number and extensi	on)
d. Email Address				e. Date Report Sub	nitted 14. Agency use	only:
SLSDBoard1@gmail.com						

Standard Form 425



April 27, 2021

Environmental Protection Agency, Region 8 Attn: Brian Friel 1595 Wynkoop Street, 8P-W-TF Denver, CO 80202-1129

Dear Brian Friel,

As you know, the Seeley Lake Sewer District applied for STAG funds through the U.S. Environmental Protection Agency. The District was awarded \$733,333 for the project period of 09/01/2006 to 6/30/2019 to be matched with \$600,000 in other funds.

The final design for the Seeley Lake Sewer District treatment plant and the phase 1 collection system was completed and approved by MT DEQ on April 21, 2020. While the District had over \$10M in grants for this portion of the project, the qualified voters in the District had to approve bonds to repay the low interest loan portion of the \$17 M project. On February 23, 2021, the District held a bond election and the qualified voters failed to approve the bonds.

Without a method to repay the loan portion of the project, the Board is not able to go forward and build the approved project.

This letter is to inform you of that decision and release the remaining \$513,840.06 of the EPA/STAG award.

It has been great working with you over the years. We appreciate your help.

Sincerely,

**Tom Morris** 

President of the Board of Directors

Seeley Lake Sewer District