

**MINUTES**

**North Dakota State Water Commission  
Telephone Conference Call Meeting  
Bismarck, North Dakota**

**February 17, 1994**

The North Dakota State Water Commission held a telephone conference call meeting in the Governor's Conference Room, State Capitol, Bismarck, North Dakota, on February 17, 1994. Chairman, Governor Edward T. Schafer, called the meeting to order at 1:30 PM, and requested State Engineer and Chief Engineer-Secretary, David Sprynczynatyk, to call the roll. The Chairman declared a quorum was present.

**MEMBERS PRESENT:**

Governor Edward T. Schafer, Chairman  
Cathy Reagan, representing Sarah Vogel, Commissioner, Department of Agriculture, Bismarck  
Mike Ames, Member from Williston  
Florenz Bjornson, Member from West Fargo  
Jack Olin, Member from Dickinson  
Harley Swenson, Member from Bismarck  
Robert Thompson, Member from Page  
David Sprynczynatyk, State Engineer and Chief Engineer-Secretary, North Dakota State Water Commission, Bismarck

**MEMBERS ABSENT:**

Judith DeWitz, Member from Tappen  
Elmer Hillesland, Member from Grand Forks

**OTHERS PRESENT:**

State Water Commission Staff Members  
Michele Johnson, Attorney General's Office, Bismarck  
Tim Roby, Governor's Office, Bismarck  
Michael Dwyer, representing Southwest Water Authority, Bismarck  
Warren Jamison, Manager, Garrison Diversion Conservancy District  
Charon Johnson, Garrison Diversion Conservancy District  
(The attendance register is on file with the official minutes.)

The meeting was recorded to assist in compilation of the minutes.

**CONSIDERATION OF AGENDA**

There being no additional items for the agenda, the Chairman declared the agenda approved and requested Secretary Sprynczynatyk to present the agenda.

**February 17, 1994 - 1**

**SOUTHWEST PIPELINE PROJECT -  
CONSIDERATION AND APPROVAL OF  
AWARD OF CONTRACT 7-1B TO  
MAINLINE CONSTRUCTION, INC.,  
BILLINGS, MT  
(SWC Project No. 1736)**

Tim Fay, Manager of the Southwest Pipeline Project, stated that bids were opened for Contract 7-1B on January 27, 1994. This contract involves the installation of approximately 300 miles of rural water service lines.

A total of six bids were received. The apparent low bid was from Mainline Construction, Inc., Billings, Montana, for \$4,929,765.90.

Mr. Fay stated that although Mainline Construction does not appear to have much experience in this type of construction, their bid is responsive and responsible. Conversations with owners and engineers who have worked with them in the past indicate they are capable of successfully completing Contract 7-1B.

Secretary Sprynczynatyk explained the North Dakota Century Code relating to preference for North Dakota bidders and employment when a project involves only state funds. He said that when a project involves the expenditure of federal funds, it is necessary to comply with the federal requirement that all bidders are treated equally and that no state preference be given. Secretary Sprynczynatyk stated that Garrison MR&I Water Supply Program federal funds will be used for Southwest Pipeline Project Contract 7-1B and, therefore, state preference cannot be considered.

It was the recommendation of the State Engineer that the State Water Commission approve the award of Southwest Pipeline Project Contract 7-1B to Mainline Construction, Inc., Billings, Montana.

*It was moved by Commissioner Swenson and seconded by Commissioner Thompson that the State Water Commission approve the award of Southwest Pipeline Project Contract 7-1B to Mainline Construction, Inc., Billings, Montana.*

*Commissioners Ames, Bjornson, Olin, Swenson, Thompson, Cathy Reagan for Commissioner Vogel, and Chairman Schafer voted aye. There were no nay votes. The Chairman declared the motion unanimously carried.*

CONSIDERATION AND APPROVAL  
OF RESOLUTION OF APPRECIATION  
TO EUGENE D. "SACK" SACKMAN  
(SWC Resolution No. 94-2-463)

State Water Commission staff on February 28, 1994, after 37 years  
of service to the state.

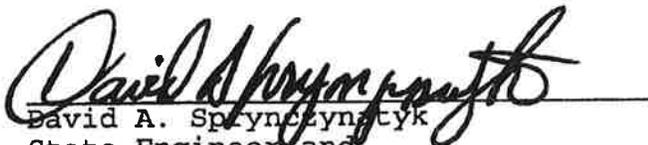
The Commission members consid-  
ered a draft resolution of  
appreciation to Eugene D.  
"Sack" Sackman. Mr. Sackman is  
retiring as an employee of the

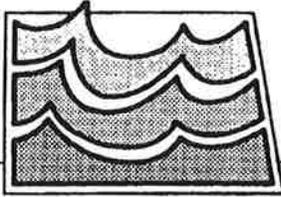
*It was moved by Commissioner Olin, seconded  
by Commissioner Ames, and unanimously  
carried, that the State Water Commission  
approve Resolution No. 94-2-463, In  
Appreciation to Eugene D. "Sack" Sackman.  
(SEE APPENDIX "A")*

*There being no further business to come  
before the State Water Commission, it was  
moved by Commissioner Olin, seconded by  
Commissioner Bjornson, and unanimously  
carried, that the State Water Commission  
telephone conference call meeting adjourn at  
1:50 PM.*

  
Edward T. Schafer  
Governor-Chairman

SEAL

  
David A. Sprynczynatyk  
State Engineer and  
Chief Engineer-Secretary



# North Dakota State Water Commission

900 EAST BOULEVARD • BISMARCK, ND 58505-0850 • 701-224-2750 • FAX 701-224-3696

Telephone Conference Call Meeting  
Governor's Conference Room - Ground Floor  
State Capitol  
Bismarck, North Dakota

February 17, 1994  
1:30 PM, Central Standard Time

## AGENDA

- A. Roll Call
- B. Consideration of Agenda
- C. *Consideration of Southwest Pipeline Project Contract 7-1B \*\**
- D. Other Business:
  - 1. *Resolution of Appreciation \*\**
- E. Adjournment

\* \* \* \* \*

\*\* *ITALICIZED, BOLD-FACED ITEMS REQUIRE SWC ACTION*

If auxiliary aids or services such as readers, signers, or Braille material are required, please contact the North Dakota State Water Commission, 900 East Boulevard, Bismarck, North Dakota 58505; or call (701) 224-4940 at least five (5) working days prior to the meeting. TDD telephone number is (701) 224-3696.

GOVERNOR EDWARD T. SCHAFER  
CHAIRMAN

DAVID A. SPRYNCZYNYATYK, P.E.  
SECRETARY & STATE ENGINEER

NORTH DAKOTA STATE WATER COMMISSION

REGISTER

ATTENDANCE AT State Water Commission  
Telephone Conference Call Meeting  
 DATE February 17, 1994 PLACE Bismarck, ND

PROJECT NO. \_\_\_\_\_

Your Name	Your Address	Who do you Represent? (Or Occupation)
Tim Fay	Bismarck	SWC Staff
Michele Johnson	Bismarck	Attorney General
Cathy Reagan	Bismarck	Sarah Vogel
David A. Spry	Bismarck	State Engineer
Tim Roby	Bismarck	Gov. Office
Mike Dwyer	Bismarck	ND Water Users
Warren Johnson	Arrington, ND	GDCD
Charon Johnson	Dierik Lake	GDCD
Sharon Packen	Bismarck	SWC
Gov. Schafer	Bismarck	Governor - <sup>SWC</sup> Chairman



**Office of the State Engineer**

**RESOLUTION NO. 94-2-463**

**In Appreciation To  
Eugene D. "Sack" Sackman**

**WHEREAS**, Eugene D. "Sack" Sackman is retiring as an employee of the North Dakota State Water Commission; and

**WHEREAS**, Sack has served the State of North Dakota and the State Water Commission from March 4, 1957 through February 28, 1994; and

**WHEREAS**, before joining the State Water Commission, Sack worked on the construction of Garrison Dam; and

**WHEREAS**, Sack served as the State Water Commission's survey crew chief for 27 years, surveying the water projects throughout the state; and

**WHEREAS**, Sack's dedicated service is an example for others to follow; and

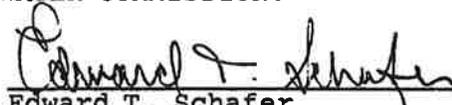
**WHEREAS**, during his 37 years of service, Sack made many friends within the Commission and State Government, and throughout the state; and

**WHEREAS**, his willingness to help his co-workers and friendship will be missed by the members of the State Water Commission and its staff.

**NOW, THEREFORE, BE IT RESOLVED** that the North Dakota State Water Commission; its Chairman, Governor Edward T. Schafer; State Engineer, David A. Sprynczynatyk; and the staff of the State Water Commission, at a meeting held on February 17, 1994, do hereby express their thanks and appreciation to Eugene D. Sackman for his dedicated service as an employee of the State Water Commission; and

**BE IT FURTHER RESOLVED** that we wish Sack the best of health and happiness in his future endeavors, especially his golfing.

**FOR THE NORTH DAKOTA STATE WATER COMMISSION:**

  
Edward T. Schafer  
Governor-Chairman

  
David A. Sprynczynatyk  
State Engineer and  
Chief Engineer-Secretary

SEAL