

MINUTES OF MEETING
CASS COUNTY JOINT WATER RESOURCE DISTRICT
CASS COUNTY HIGHWAY DEPARTMENT
WEST FARGO, NORTH DAKOTA
OCTOBER 23, 2014

The Cass County Joint Water Resource District met on October 23, 2014, at 8:00 a.m. at the Cass County Highway Department, West Fargo, North Dakota.

Present were Mark Brodshaug, Southeast Cass Water Resource District (by phone); Dan Jacobson, Southeast Cass Water Resource District; Michael R. Buringrud, North Cass Water Resource District (by phone); Raymond Wolfer, Rush River Water Resource District; Carol Harbeke Lewis, Secretary-Treasurer; Brenda Lovgren, Administrative Assistant; Sean M. Fredricks, Chris McShane and Lukas Andrud, Attorneys for the Board; Lee Beauvais, Engineer for the Board; Ty Smith, CH2M HILL Engineers, Inc.; Eric Dodds, Dustin Dale and Tanaya Reitz, Advanced Engineering and Environmental Services, Inc.; Jacob Gust, Sheyenne-Maple Flood Control District #1 Superintendent; David Strand, property owner in Empire Township. Absent was Rodger Olson, Maple River Water Resource District.

Minutes

It was moved by Manager Wolfer, seconded by Manager Buringrud, and unanimously carried to approve the minutes of the October 9 (two sets) and October 15, 2014, meetings.

Approval of Agenda

It was moved by Manager Wolfer, seconded by Manager Brodshaug, and unanimously carried to approve the agenda, as presented.

Metro Flood Diversion Project / Oxbow-Hickson-Bakke Ring Levee Project - access update

Chris McShane updated the Board regarding access issues. URS Corporation has completed cultural resources surveys for the year and will continue in the spring, if needed. Mr. McShane will meet with the Cass County Sheriff's office to put a procedure in place for access to Court Ordered properties.

Eric Dodds reported that a meeting was held with landowners in the Bakke Subdivision regarding the southern alignment. Residents have asked about drainage improvements in the development. An analysis specific to the Wild Rice River and I-29 crossings will be available in 4-6 months.

Lee Beauvais reported that the Corps of Engineers has identified 37 soil borings/probes for cultural surveys in the Civic Center and Case Building parking lots downtown.

Metro Flood Diversion Project / Oxbow-Hickson-Bakke Ring Levee Project – land acquisition

Eric Dodds reported to the Board that 6 residents in Oxbow are looking to relocate. ProSource Technologies, Inc. is assisting with the relocation arrangements. Builders are ready to begin new construction as soon as next week on 1 or 2 properties.

Houston-Moore Group, LLC is working on appraisals for El Zagal and the In Town Levees and will submit them to the Corps of Engineers for review. More structure analysis is being done on the Howard Johnson Inn and Fargo Public School District properties. A second appraisal will also be needed on these properties. Materials testing is required prior to demolition of the 70 foot addition to the school property.

ProSource Technologies, Inc. has submitted two appraisals on twin homes in Oxbow to the Corps of Engineers for review.

Sean Fredricks said there have been a couple requests for tree removal on property purchased by the Cass County Joint Water Resource District for the Metro Flood Diversion Project. He presented a draft *License Agreement* form for consideration by the Board. The matter was tabled until the next meeting to give everyone a chance to review the document and to get input from the Pifers Group, Inc. as to management of the requests.

Lukas Andrud and Tanaya Reitz reported to the Board that 6 homeowners in Oxbow are ready to begin building. A *Purchase Agreement* and *Replacement Housing Agreement* will be presented to each homeowner for relocation. There will be flexibility with the *Replacement Housing Agreement*, based on actual expenses incurred for a new lot in Oxbow and the cost to construct the new house.

It was moved by Manager Buringrud and seconded by Manager Brodshaug to approve the *Purchase Agreement* for 357 Schnell Drive, Oxbow, North Dakota, with an effective date of June 30, 2014, as just compensation for acquisition of the property for the Oxbow-Hickson-Bakke Ring Levee Project and to approve the *Replacement Housing Agreement* with Jeffrey E. Fisher and Cindy M. Fischer. Upon roll call vote, the motion carried unanimously.

Lukas Andrud updated the board on the acquisition of various properties. Wayne Hoglund has decided to close on the property today. The rental date of October 15, 2014, will remain the same as previously agreed upon.

A special meeting is scheduled for November 5, 2014, for approval of *Purchase Agreements* and *Replacement Housing Agreements* for 5 property owners.

Oxbow-Hickson-Bakke Ring Levee Project - project updates

Ty Smith provided a construction status report on the Oxbow-Hickson-Bakke Ring Levee Project.

- On Work Package 43A, the levee is complete. A closeout and precertification will be scheduled with the Corps of Engineers.
- On Work Package 43D.3.A, the Gatewell Preload Project, construction will be complete next week.

Surveillance of the Oxbow Golf Course will be monitored by Ty Smith for the purpose of reimbursement requirements. Mr. Smith will also provide progress updates to the Board.

Maple River Dam

Lee Beauvais reported that Industrial Builders, Inc. will begin repairs on the concrete spillway next week. Tree removal work will also be starting.

The grant application for weed control was submitted to the North Dakota Department of Health last week.

Bills

It was moved by Manager Brodshaug and seconded by Manager Buringrud to approve payment of checks #11438 through #11447 and the electronic funds transfer, as presented, with the exception of check # 11444, until approval is received from CH2M Hill Engineers, Inc. and Advanced Engineering and Environmental Services, Inc. Upon roll call vote, the motion carried unanimously.

Adjournment

There being no further business for the Board to consider, it was moved by Manager Wolfer, seconded by Manager Buringrud, and unanimously carried to adjourn the meeting.

APPROVED:

Mark Brodshaug
Chairman

ATTEST:

Carol Harbeke Lewis
Secretary-Treasurer