

MINUTES OF SPECIAL MEETING
CASS COUNTY JOINT WATER RESOURCE DISTRICT
CASS COUNTY HIGHWAY DEPARTMENT
WEST FARGO, NORTH DAKOTA
NOVEMBER 19, 2014

The Cass County Joint Water Resource District met on November 19, 2014, at 8:00 a.m. at the Cass County Highway Department, West Fargo, North Dakota.

Present were Raymond Wolfer, Rush River Water Resource District; Carol Harbeke Lewis, Secretary-Treasurer; Brenda Lovgren, Administrative Assistant; Sean Fredricks, Attorney for the Board; Lee Beauvais, Attorney for the Board; and Bruce Spiller, CH2M HILL Engineers, Inc. Present by telephone were Mark Brodshaug, Southeast Cass Water Resource District; Rodger Olson, Maple River Water Resource District; and Michael R. Buringrud, North Cass Water Resource District. Absent was Dan Jacobson, Southeast Cass Water Resource District.

Metro Flood Diversion Project / Oxbow-Hickson-Bakke Ring Levee Project – Master Agreement with Oxbow Golf and Country Club

Bruce Spiller presented a draft copy of a *Master Agreement* between the Oxbow Golf and Country Club and the Cass County Joint Water Resource District. A request for reimbursement of invoices by the Oxbow Golf and Country Club was also submitted. Sean Fredricks outlined several items of concern with the agreement. Upon lengthy discussion, the Board requested to have additional revisions made to the agreement, with the reimbursement schedule of most concern. The Board has agreed to revisit the agreement at the December 11, 2014, meeting.

Metro Flood Diversion Project / Oxbow-Hickson-Bakke Ring Levee Project – appraisal review / approval

It was moved by Manager Olson and seconded by Manager Wolfer to approve the following:

- The appraisal of 5059 Makenzie Circle, Pleasant Township, North Dakota, with an effective date of August 15, 2014, as just compensation for acquisition of the property for the Oxbow-Hickson-Bakke Ring Levee Project.
- The appraisal of 326 Schnell Drive, Oxbow, North Dakota, with an effective date of August 30, 2014, as just compensation for acquisition of the property for the Oxbow-Hickson-Bakke Ring Levee Project.

Upon roll call vote, the motion carried unanimously.

**Metro Flood Diversion Project / Oxbow-Hickson-Bakke Ring Levee Project –
Purchase Agreement approval**

It was moved by Manager Wolfer and seconded by Manager Buringrud to approve the *Purchase Agreement, Construction Contract Addendum, and Replacement Housing Agreement* for 361 Schnell Drive, Oxbow, North Dakota, regarding the Oxbow-Hickson-Bakke Ring Levee Project. Upon roll call vote, the motion carried unanimously.

It was moved by Manager Olson and seconded by Manager Buringrud to authorize 10% contingency for 361 Schnell Drive, Oxbow, North Dakota, regarding the Oxbow-Hickson-Bakke Ring Levee Project. Upon roll call vote, the motion carried unanimously.

It was moved by Manager Olson and seconded by Manager Buringrud to authorize the following:

- Manager Wolfer to sign closing documents for 361 Schnell Drive, Oxbow, North Dakota, regarding the Oxbow-Hickson-Bakke Ring Levee Project; and
- Manager Wolfer to sign closing documents for 1322 Elm Street North, Fargo, North Dakota, regarding the In Town Levees Project.

Upon roll call vote, the motion carried unanimously.

**Metro Flood Diversion Project / Oxbow-Hickson-Bakke Ring Levee Project –
License Agreement form**

Sean Fredricks presented a *License Agreement* for purposes of allowing various types of activities on property that is acquired by the Cass County Joint Water Resource District Board for the Metro Flood Diversion Project.

It was moved by Manager Buringrud and seconded by Manager Wolfer to approve and authorize the Secretary-Treasurer to sign the *License Agreement* form, as presented, regarding the Metro Flood Diversion Project. Upon roll call vote, the motion carried unanimously.

**Reimbursement request #33 from the City of Fargo from funds administered by the
State Water Commission, pursuant to SB 2020**

It was moved by Manager Buringrud, and seconded by Manager Wolfer to approve reimbursement request #33 from the City of Fargo from funds administered by the State Water Commission, pursuant to SB 2020. Upon roll call vote, the motion carried unanimously.

Bills

It was moved by Manager Olson, and seconded by Manager Buringrud to approve the payment of checks # 11493 through #11500, the electronic funds transfer, and the wire transfer, as presented. Upon roll call vote, the following Managers voted in favor: Brodshaug, Olson, Buringrud, and Wolfer. Manager Jacobson was absent. The Chairman declared the motion passed.

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