

MINUTES OF MEETING
RUSH RIVER WATER RESOURCE DISTRICT
CASS COUNTY HIGHWAY DEPARTMENT
WEST FARGO, NORTH DAKOTA
JANUARY 21, 2014

The Rush River Water Resource District met on January 21, 2014, at 9:00 a.m. at the Cass County Highway Department, West Fargo, North Dakota.

Present were Raymond Wolfer, Chairman; William A. Hejl, Manager (by phone); Carol Harbeke Lewis, Secretary-Treasurer; Brittany C. Moen, Administrative Assistant; Sean M. Fredricks, Attorney for the Board; Mike Opat, Engineer for the Board; Lloyd Knight, Amenia Township; and Tim Iwen, Arthur resident. Manager Dick Sundberg was absent.

Reorganization of the Board for 2014

It was moved by Manager Hejl and seconded by Manager Wolfer to appoint the following individuals to serve in the designated capacities for calendar year 2014:

Raymond Wolfer	Chairman
William A. Hejl	Vice Chairman
Carol Harbeke Lewis	Secretary-Treasurer
William A. Hejl	Cass County Joint Water Resource District alternate representative #1
Dick Sundberg	Cass County Joint Water Resource District alternate representative #2
William A. Hejl	Red River Joint Water Resource District representative
Dick Sundberg	Red River Joint Water Resource District alternate representative

Upon roll call vote, the motion carried unanimously.

2014 meeting dates

The Board discussed its regular meeting dates for the year 2014. It was moved by Manager Hejl and seconded by Manager Wolfer to adopt the following resolution. Upon roll call vote, the motion carried unanimously.

RESOLUTION

BE IT RESOLVED, that the Rush River Water Resource District does hereby set the third Tuesday of January through March at 9:00 a.m., the third Tuesday of April through October at 8:00 a.m., and the third Tuesday of November and December at 9:00 a.m. in the Cass County Highway Department building, 1201 Main Avenue West, West Fargo, North Dakota, as its regular meeting dates, times and place for the year 2014.

BE IT FURTHER RESOLVED, that the Secretary be and she hereby is directed to forward a copy of said schedule of meetings to the Cass County Auditor and to post said schedule at the Water Resource District's principal office and the location of the scheduled meetings, all in accordance with the provisions of Section 44-04-20 as amended.

APPROVED:

Raymond Wolfer
Chairman

ATTEST:

Carol Harbeke Lewis
Secretary-Treasurer

Designation of depositories of Rush River Water Resource District public funds

It was moved by Manager Hejl and seconded by Manager Wolfer to designate the following as depositories of Rush River Water Resource District public funds:

- Alerus Financial
- Bell State Bank & Trust
- First State Bank of North Dakota (Casselton)

Upon roll call vote, the motion carried unanimously.

Pledges of Assets

It was moved by Manager Hejl to approve the following Pledges of Assets:

- Alerus Financial (as per agreement of March 7, 1996)

Manager Wolfer seconded the motion. Upon roll call vote, the motion carried unanimously.

Review of contract for legal services

It was moved by Manager Hejl and seconded by Manager Wolfer to reaffirm the agreement with Ohnstad Twichell, P.C. for legal services and approve the billing rates, as presented. Upon roll call vote, the motion carried unanimously.

Review of contract for engineering services

It was moved by Manager Hejl and seconded by Manager Wolfer to reaffirm the agreement with Moore Engineering, Inc. for engineering services and approve the billing schedule, as presented. Upon roll call vote, the motion carried unanimously.

Amenia Township Improvement District No. 74

Brady Woodard met with Lloyd Knight to go over questions he had regarding the Amenia Township Improvement District No. 74 Project. The issues will be addressed in the spring after the snowmelt.

The amount of right-of-way needed for the project was discussed. The Board would like to allow the backslope to be farmed. Sean Fredricks is drafting a Spoil Easement for the Board to review. Engaging an appraiser to get values on property needed for future projects was also discussed.

The Board discussed project costs. Manager Hejl requested the Water Resource District Engineer and the Water Resource District Attorney to submit engineering and legal costs accrued for the eminent domain litigation regarding Amenia Township Improvement District No. 74. He believes the litigation costs should be separate from the project costs, as it is a policy issue. Mr. Fredricks suggested that the issue continue to be addressed at the Cass County Joint Water Resource District level. Chris McShane continues working to schedule a meeting with the property owners in an attempt to resolve the eminent domain litigation matter.

Drain #29 – culverts one mile west of I-29

The culverts one mile west of I-29 on Drain #29 will be discussed at the next meeting.

Development of retention projects

Development of retention projects in the Rush River Water Resource District was discussed. The Water Resource District could turn to the Cass County Joint Water Resource District to assist with project development. The State Water Commission is currently working on modifications to its cost-share policy, which will include funding for retention projects.

Minutes and bills

It was moved by Manager Hejl, seconded by Manager Wolfer and unanimously carried to approve the following:

- The minutes of the December 17, 2013, meeting, as presented; and
- Payment of Checks #3885 through #3894 and the electronic funds transfers, as presented.

Upon roll call vote, the motion carried unanimously.

Adjournment

There being no further business to be considered by the Board, it was moved by Manager Hejl, seconded by Manager Wolfer and unanimously carried to adjourn the meeting.

APPROVED:

Raymond Wolfer
Chairman

ATTEST:

Carol Harbeke Lewis
Secretary-Treasurer