

MINUTES OF MEETING
SOUTHEAST CASS WATER RESOURCE DISTRICT
CASS COUNTY HIGHWAY DEPARTMENT
WEST FARGO, NORTH DAKOTA
JUNE 11, 2010

The Southeast Cass Water Resource District Board met on June 11, 2010, at 9:00 a.m. at the Cass County Highway Department, West Fargo, North Dakota.

Present were Thomas L. Fischer, Chairman; Mark Thelen, Manager; Mark Brodshaug, Manager; Carol Harbeke Lewis, Secretary-Treasurer; Kimberly Bomstad, Accounting Tech/Administrative Assistant; Sean M. Fredricks, Attorney for the Board; Lee Beauvais and Chad Engels, Engineers for the Board; Jacob Gust, Sheyenne-Maple Flood Control District #1 Superintendent; Brady Woodard, Moore Engineering, Inc.; Craig Hakanson, City of Horace; Richard Lewis, West Fargo resident and Patrick Springer, The Forum.

Minutes

It was moved by Manager Brodshaug and seconded by Manager Fischer to approve the minutes of the May 28, 2010, meeting. Upon roll call vote, the motion carried unanimously.

Approval of agenda order

It was moved by Manager Brodshaug and seconded by Manager Fischer to approve the order of the agenda, as amended. Upon roll call vote, the motion carried unanimously.

Sheyenne-Maple Flood Control Projects - Low Flow Channel Improvements

Chad Engels reported that the State Water Commission will consider additional funding for the Sheyenne-Maple Flood Control Projects Low Flow Channel Improvements. The area will be surveyed when the water goes down. Work will then proceed on the plans and specifications.

Sheyenne-Maple Flood Control Projects - exterior pump stations

Brady Woodard reviewed possible solutions to leaking flap gates on the Sheyenne-Maple Flood Control Projects. Property owners constructed dikes on the outside to prevent water from going out in their fields. Chad Engels presented an estimate from 2007 for the installation of a pump station, along with drainage improvements in the area. The property owners will be invited to a meeting after the estimate has been updated. The Board also asked Moore Engineering, Inc. to look into the cost of using an electric motor at the pump station.

Sheyenne-Maple Flood Control Projects - impacts model

Lee Beauvais estimated it would cost \$65,000 to run a model looking at possible impacts from the Sheyenne-Maple Flood Control Projects. He said the level of modeling is far beyond what it was when the Corps of Engineers report was completed on the matter.

St. Benedict Ring Dike

Sean Fredricks reviewed funding by the Water Resource District for the St. Benedict ring dike and other similar projects. The Board would need to have some kind of operational role to fund this type of project. Manager Brodshaug would like the Board to develop a policy. Mr. Fredricks will develop a list of questions for the Board to answer on a policy and look at liability issues.

Oxbow Flood Control Project – Joint Powers Agreement

Manager Thelen moved to direct the Water Resource District attorney to draft a *Joint Powers Agreement* with the City of Oxbow regarding the Oxbow Flood Control Project. The City of Oxbow would own, operate and maintain the project. Manager Thelen withdrew the motion. The Board directed Mr. Fredricks to proceed with drafting a Joint Powers Agreement with the City of Oxbow.

Baldhill Dam - local sponsorship

Manager Thelen said the Sheyenne Joint Water Resource District is closing out the Baldhill Dam project and would like the Southeast Cass Water Resource District to act as the local sponsor. Mr. Fredricks said the Board would need to approve a *Joint Powers Agreement* with Barnes County Water Resource District to do so. It was moved by Manager Thelen and seconded by Manager Brodshaug to offer to be the local sponsor for Baldhill Dam, but would prefer an entity that is in closer proximity to the dam be the local sponsor. Upon roll call vote, the motion carried unanimously. Mr. Fredricks will draft a Joint Powers Agreement.

Manager Thelen said he would like to meet with the Corps of Engineers to discuss summer discharges from Baldhill Dam.

Drain #53 Drainage and Flood Control Improvements

Mr. Beauvais presented the estimated levy increase with a reassessment of Drain #53. It was moved by Manager Thelen and seconded by Manager Brodshaug to authorize Moore Engineering, Inc. to prepare plans and specifications for the Drain #53 Drainage and Flood Control Improvements Project and to advertise for bids as soon as possible. Upon roll call vote, the motion carried unanimously.

Sheyenne River bank slide at 617 19th Avenue NW

It was moved by Manager Thelen and seconded by Manager Brodshaug to authorize Moore Engineering, Inc. to hire a contractor to address snagging and clearing issues on the Sheyenne River at 617 19th Avenue NW. Upon roll call vote, the motion carried unanimously.

Solicitation of views and comments from the State Engineer for work on sovereign land of the State of North Dakota at the Sheyenne River for construction of a bank stabilization project for Stephanie Landstrom in the SW 1/4 SE 1/4 of Section 18 in Stanley Township

It was moved by Manager Thelen and seconded by Manager Brodshaug to send a letter to the Office of the State Engineer stating that the height of any existing high water containment berms adjacent to the river should not be lowered in conjunction with the bank stabilization project for Stephanie Landstrom in the SW 1/4 SE 1/4 of Section 18 in Stanley Township. Upon roll call vote, the motion carried unanimously.

Solicitation of views and comments from the State Engineer for work on sovereign land of the State of North Dakota at the Sheyenne River for construction of a bank stabilization project for Zach Fluto in the NW 1/4 SE 1/4 of Section 19 in Stanley Township

It was moved by Manager Thelen and seconded by Manager Brodshaug to send a letter to the Office of the State Engineer stating that the height of any existing high water containment berms adjacent to the river should not be lowered in conjunction with the bank stabilization project for Zach Fluto in the NW 1/4 SE 1/4 of Section 19 in Stanley Township. Upon roll call vote, the motion carried unanimously.

Solicitation of views and comments from Houston Engineering, Inc. regarding proposed improvements to 25th Street South from 17th Avenue South to 25th Avenue South

It was moved by Manager Thelen and seconded by Manager Brodshaug to send a letter to Houston Engineering, Inc., stating the Board has no comment with regard to the proposed improvements to 25th Street South from 17th Avenue South to 25th Avenue South. Upon roll call vote, the motion carried unanimously.

Notice from West Fargo Planning of a request for rezoning the SW 1/4 of Section 19 in Barnes Township

It was moved by Manager Thelen and seconded by Manager Brodshaug to send a letter to West Fargo Planning stating the Board has no comment with regard to a request for rezoning the SW 1/4 of Section 19 in Barnes Township. Upon roll call vote, the motion carried unanimously.

2001 FEMA audit

The Secretary-Treasurer reported on the status of the 2001 FEMA audit.

Bills

It was moved by Manager Thelen and seconded by Manager Brodshaug to approve payment of Checks #9488 through #9495, and the electronic funds transfer, as presented. Upon roll call vote, the following Managers voted in favor: Fischer, Thelen and Brodshaug. The Chairman declared the motion carried.

Fargo-Moorhead Metropolitan Feasibility Study

It was moved by Manager Thelen and seconded by Manager Brodshaug to forward \$150,000 to the Cass County Joint Water Resource District for the Fargo-Moorhead Metropolitan Feasibility Study, upon receipt of a bill. Upon roll call vote, the motion carried unanimously.

Meeting Schedule

The Board decided to move the start time for the next meeting on June 25, 2010, up to 8:00 a.m.

Adjournment

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

APPROVED:

Thomas L. Fischer
Chairman

ATTEST:

Carol Harbeke Lewis
Secretary-Treasurer