

MINUTES OF MEETING
SOUTHEAST CASS WATER RESOURCE DISTRICT
CASS COUNTY HIGHWAY DEPARTMENT
WEST FARGO, NORTH DAKOTA
AUGUST 23, 2012

The Southeast Cass Water Resource District met on August 23, 2012, at 9:30 a.m. at the Cass County Highway Department, West Fargo, North Dakota.

Present were Mark Brodshaug, Chairman; Dan Jacobson, Manager; Lance Yohe, Manager; Carol Harbeke Lewis, Secretary-Treasurer; Diane Pochardt, Administrative Assistant; Sean M. Fredricks, Attorney for the Board; Chad Engels, Engineer for the Board; and those whose names appear on the attached roster.

Minutes

It was moved by Manager Jacobson and seconded by Manager Yohe to approve the minutes of the two meetings on August 9, 2012. Upon roll call vote, the motion carried unanimously.

Approval of agenda order

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

Improvements to relieve flooding at the intersection of Cass County Highway 17 and State Highway 46

Property owners thought it would be a good time to discuss improvements at the intersection of State Highway 46 and Cass County Highway 17 in conjunction with the work planned on State Highway 46. Chad Engels studied the matter in 2009 and looked at installing five more pipe through Cass County Highway 17 and taking the water to a coulee 1/2 mile to the east of the intersection, which flows to the Wild Rice River. Flap gates could be added to the pipe to address concerns about the pipe operating during a flood. Jason Benson said culverts washed out at each section line for five miles north of State Highway 46, which cuts off 20 or more homes. Taking the water to the Wild Rice River does not cause adverse impacts, but the timing is an issue.

Troy Gilbertson said the State Highway 46 project consists of surface work and widening the shoulder, but they will not go into the right-of-way. Bob Walton said anything beyond the proposed project would be at their expense. Mr. Benson asked what the main reason is for doing the improvements and who would be responsible for operation and maintenance of the gates. Brett Odegaard said the intent is to prevent flood repair costs and provide access to properties west of Cass County Highway 17 during flood events.

Mr. Odegaard will meet with Mr. Engels and Mr. Benson to discuss the matter further. Pleasant Township needs to determine what they would like to do, come up with a budget and see where funding could be found to pay for the project.

Application for Lone Oak Farm Subdivision in the SE 1/4 of Section 11 and the NE 1/4 of Section 14 in Normanna Township

Tim Solberg met with the Board to discuss the application for Lone Oak Farm Subdivision in the SE 1/4 of Section 11 and the NE 1/4 of Section 14 in Normanna Township. It was moved by Manager Jacobson and seconded by Manager Yohe to authorize the Water Resource District Engineer to draft and submit comments to the Cass County Planner regarding the application for Lone Oak Farm Subdivision in the SE 1/4 of Section 11 and the NE 1/4 of Section 14 in Normanna Township. Upon roll call vote, the motion carried unanimously.

Review of preliminary FEMA Flood Insurance Rate Map

Mr. Solberg reviewed correspondence relating to the preliminary FEMA Flood Insurance Rate Map. He presented a letter to city and township officials offering his assistance on behalf of Cass County and from Kurt Lysne, contact for the Water Resource Districts. A formal community coordination meeting will be held, followed by a 90-day appeal period.

Drain #10 slide at 4101 32nd Street North, adjacent to Border States Paving, Inc.

Nate McKinney reported that extensive field investigation was conducted regarding the Drain #10 slide at 4101 32nd Street North, adjacent to Border States Paving, Inc. Mr. McKinney said the site bordered on instability for some time and that the pile of material stored at the site was a determining factor.

Various alternatives to repair the site and cost estimates were reviewed. Border States Paving, Inc. may help with laying back the side slopes. Mr. Engels will work with the City of Fargo on the matter.

Drain #10 Improvements at 12th Avenue North – License Agreement with Sysco Corporation

Mr. Fredricks continues to work with Sysco Corporation on the *License Agreement* for Drain #10 Improvements at 12th Avenue North. They continue to have concerns about the right of the Water Resource District to remove the improvement for maintenance to Drain #10, if necessary.

NRCS Critical Area Treatment Sites 31A and 31B

Brady Woodard met with Jason Benson and Tom Soucy about the future operation and maintenance of NRCS Critical Area Treatment Sites 31A and 31B between Sections 23 and 26 of Harwood Township. They will review the matter and get back to Mr. Woodard.

Correspondence from the West Fargo Planning Department

The Board had no comments to submit with regard to the following correspondence from the West Fargo Planning Department:

- Agassiz Crossing Fifth Addition; and
- September application submittals.

Bills

It was moved by Manager Jacobson and seconded by Manager Yohe to approve payment of Checks #10431 through #10444, #10446, #10447 and the electronic funds transfers, as presented. Upon roll call vote, the following Managers voted in favor: Brodshaug, Jacobson and Yohe. The Chairman declared the motion passed.

Sheyenne-Maple Flood Control Projects – response to claims pertaining to the contracts for Sheyenne River Diversion Channel Improvements Phase I and Phase II

Mr. Fredricks reported that Mike Opat has sent a response letter to Joel Fremstad, Attorney for Tom’s Backhoe Service, Inc., regarding claims pertaining to the contracts for Sheyenne River Diversion Channel Improvements Phase I and Phase II.

Adjournment

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

APPROVED:

Mark Brodshaug
Chairman

ATTEST:

Carol Harbeke Lewis
Secretary-Treasurer