

MINUTES OF MEETING
SOUTHEAST CASS WATER RESOURCE DISTRICT
CASS COUNTY HIGHWAY DEPARTMENT
WEST FARGO, NORTH DAKOTA
JULY 17, 2013

The Southeast Cass Water Resource District met on July 17, 2013, at 8:30 a.m. at the Cass County Highway Department, West Fargo, North Dakota.

Present were: Mark Brodshaug, Chairman; Lance Yohe, Manager; Carol Harbeke Lewis, Secretary-Treasurer; Brittany C. Moen, Administrative Assistant; Sean M. Fredricks, Attorney for the Board; Chad Engels, Engineer for the Board; Jacob Gust, Sheyenne-Maple Flood Control District #1 Superintendent; George Grossman, City of West Fargo; Craig Hakanson and Ben Wall, City of Horace; Jonathan Garaas, Attorney for the City of Horace; Perry Ronning, Stanley Township; Randy Schaley, Case New Holland and Jake Hahne, Army National Guard. Manager Dan Jacobson was absent.

Minutes

It was moved by Manager Yohe, seconded by Manager Brodshaug and unanimously carried to approve the minutes of the July 3, 2013, meeting, as amended.

Approval of agenda

It was moved by Manager Yohe, seconded by Manager Brodshaug and unanimously carried to approve the order of the agenda, as amended.

Culvert Issue at 68th Avenue South

Craig Hakanson, Ben Wall, Jonathan Garaas and Perry Ronning met with the Board to discuss the deterioration of the 42" concrete culvert that runs through 68th Avenue South, into a gated structure and connects up to a 36" pipe into the Sheyenne River. The gentlemen reported that the culvert is in extreme disrepair and is becoming a safety hazard for the community.

It was moved by Manager Yohe and seconded by Manager Brodshaug to authorize Moore Engineering, Inc. to develop the design for replacement of the pipe through 68th Avenue South and that the Water Resource District enter into a cost-share agreement with the City of Horace, setting out that Water Resource District cost-share will not exceed \$10,000. Upon roll call vote, the motion carried unanimously.

Sheyenne-Maple Flood Control District #1 - recreational use

Jake Hahne met with the Board to discuss recreational use on Sheyenne-Maple Flood Control District #1. The Army National Guard and a veteran's motorcycle group are

interested in being involved in the creation of a recreational facility on the project to benefit the community. The Board expressed general support of the idea and would like to see the West Fargo Park District and River Keepers involved with the project also. Sean suggested the property owners involved be contacted about the matter. The Board directed the Secretary-Treasurer to coordinate a meeting of the parties involved to begin discussing the project.

Sheyenne-Maple Flood Control District #1 – Access Easement for the City of West Fargo

Mr. Fredricks informed the Board that the City of West Fargo has approved and signed the revised *Access Easement* to maintain a road on top of the inside levee of Sheyenne-Maple Flood Control District #1. Mr. Engels said the Corps of Engineers has also approved the matter.

It was moved by Manager Yohe and seconded by Manager Brodshaug to approve the revised *Access Easement* to allow the City of West Fargo to maintain the road on top of the inside levee of Sheyenne-Maple Flood Control District #1, near the West Fargo lagoons, as an official public access road. Upon roll call vote, the motion carried unanimously.

Sheyenne-Maple Flood Control Projects – Water Pump Agreement

It was moved by Manager Yohe and seconded by Manager Brodshaug to approve the updated *Water Pump Agreement* form relating to use of the Crisafulli pumps purchased for the Sheyenne-Maple Flood Control Projects. Upon roll call vote, the motion carried unanimously.

Sheyenne-Maple Flood Control Projects – clarification of sandbag preparation / clay use for future flood events

The Board requested that Mr. Engels work with Barry Johnson and George Grossman, West Fargo Public Works, to clarify the requirements for sandbag preparation and clay use for the Sheyenne-Maple Flood Control Projects for future flood events and to provide a recommendation on the matter for the Water Resource District's consideration at a future meeting.

Drain #53 – trees along the west side of Silverleaf Addition

Kyle Volk, Moore Engineering, Inc., is reviewing the new legal descriptions of the area to be incorporated into the revised easements for property owners regarding the trees next to Drain #53 along the west side of Silverleaf Addition.

Drain #10 – use of right-of-way by Case New Holland for a new building

The Attorney for the Board is working on a *License Agreement* regarding the use of Drain #10 right-of-way by Case New Holland for the construction of a new building. The *License Agreement* is expected to be ready for the Board's review and approval at the next Southeast Cass Water Resource District meeting.

Drain #40 – 2013 Slide Repairs

Mr. Engels presented additional options and cost estimates for slide repairs on Drain #40. It was moved by Manager Yohe and seconded by Manager Brodshaug to authorize Moore Engineering, Inc. to advertise Option 1 for bids on the 2013 Drain #40 Slide Repairs Project. Upon roll call vote, the motion carried unanimously. The Board plans to award the contract on the project at the August 21, 2013, meeting.

Drain #40 – berm repair at 12th Avenue North

Brady Woodard, Moore Engineering, Inc., contacted the party responsible for the damage to the berm on Drain #40 at 12th Avenue North and has yet to hear back. Manager Yohe suggested the matter be added to the agenda for discussion at the next meeting.

Request from Reed Township for a hydraulic study regarding a road raise on 57th Street NE and 64th Avenue North

It was moved by Manager Brodshaug and seconded by Manager Yohe to authorize Moore Engineering, Inc. to provide a proposal for a hydraulic study regarding a road raise on 57th Street NE and 64th Avenue North in Reed Township and that 50% cost-share be requested from Cass County for the study. Upon roll call vote, the motion carried unanimously.

Amended Utility Permit for Cass County Electric Cooperative to install underground power cables in the SW 1/4 of Section 33 in Reed Township along the Sheyenne-Maple Flood Control District #1 north tieback levee

It was moved by Manager Yohe and seconded by Manager Brodshaug to approve the amended *Utility Permit* for Cass County Electric Cooperative to install underground power cables in the SW 1/4 of Section 33 in Reed Township along the Sheyenne-Maple Flood Control District #1 north tieback levee. Upon roll call vote, the motion carried unanimously.

Correspondence from the City of West Fargo / West Fargo Planning

It was moved by Manager Brodshaug and seconded by Manager Yohe to have the Water Resource District Engineer submit any comments regarding correspondence from the City of West Fargo regarding the annexation of part of the NW 1/4 of Section 18 in Barnes Township and from West Fargo Planning regarding Butler's 8th Addition Option 2. Upon roll call vote, the motion carried unanimously.

2014 Budget and 2013 Maintenance Levy Assessments

The Board worked on the 2014 Budget and 2013 Maintenance Levy Assessments.

Bills

It was moved by Manager Yohe and seconded by Manager Brodshaug to approve the payments of Checks #10872 through #10885 and the electronic funds transfer, as presented. Upon roll call vote, the motion carried unanimously.

**Drain #10 – slide at 4101 32nd Street North, adjacent to Border States Paving, Inc.
- Joint Powers Agreement**

It was moved by Manager Yohe and seconded by Manager Brodshaug to approve the Joint Powers Agreement with the City of Fargo regarding the slide on Drain #10 at 4101 32nd Street North, adjacent to Border States Paving. 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 Yohe, seconded by Manager Brodshaug and unanimously carried to adjourn the meeting.

APPROVED:

Mark D. Brodshaug
Chairman

ATTEST:

Carol Harbeke Lewis
Secretary-Treasurer