

MINUTES OF MEETING  
SOUTHEAST CASS WATER RESOURCE DISTRICT  
CASS COUNTY HIGHWAY DEPARTMENT  
WEST FARGO, NORTH DAKOTA  
AUGUST 21, 2013

The Southeast Cass Water Resource District met on August 21, 2013, at 8:30 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; Brittany C. Moen, Administrative Assistant; Sean M. Fredricks, Attorney for the Board; Chad Engels, Engineer for the Board; Brady Woodard, Moore Engineering, Inc.; Jacob Gust, Sheyenne-Maple Flood Control District #1 Superintendent; George Grossman, City of West Fargo; Nathan Boerboom, City of Fargo; and Bob Backman, River Keepers.

**Minutes**

It was moved by Manager Yohe, seconded by Manager Jacobson and unanimously carried to approve the minutes of the August 6, 2013, meeting.

**Approval of agenda**

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

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

The Board discussed the slide at 4101 32nd Street North, adjacent to Border States Paving, Inc. on Drain #10. The bid opening for the project is scheduled for August 28, 2013, at 11:30 a.m. at Fargo City Hall.

**Southside Rural Sewer Project – sewer utility fund deficit**

It was moved by Manager Jacobson and seconded by Manager Yohe to approve the transfer of \$50,000 from Obligated Fund #1226 to the City of Fargo to cover the deficit in the utility fund maintained for the Southside Rural Sewer Project. Upon roll call vote, the motion carried unanimously.

**Correspondence from the Fargo Department of Planning and Development – September preliminary packet**

It was moved by Manager Yohe and seconded by Manager Jacobson to authorize the Chairman to sign the plat for Meadow Creek Second Addition, as requested by the Fargo Department of Planning and Development. Upon roll call vote, the motion carried unanimously.

**Correspondence from the Fargo Department of Planning and Development – application from Paces Lodging for a waiver of the required Residential Protection Standard for a proposed development at 5289, 5257, 5229, and 5201 51st Avenue South**

The Board directed the Secretary-Treasurer to contact the Fargo Department of Planning and Development to inform them that the Southeast Cass Water Resource District has no comment on the application from Paces Lodging for a waiver of the required Residential Protection Standard for a proposed development at 5289, 5257, 5229, and 5201 51st Avenue South.

**Sheyenne-Maple Flood Control Projects / Sheyenne River - recreational use**

Chad Engels presented a map that depicted potential recreational sites on the Sheyenne-Maple Flood Control Projects / Sheyenne River for the Board's review. The Water Resource District office is working to set up a meeting with the interested parties. Bob Backman indicated that River Keepers has interest in involvement as well.

**Application #2410 for the City of West Fargo in the NW 1/4 of Section 1 in Mapleton Township for Sewer Improvement District #1253 – Lagoon Cell No. 10**

Due to concerns of nearby property owners, Moore Engineering, Inc. is reviewing Application #2410 for the City of West Fargo in the NW 1/4 of Section 1 in Mapleton Township for Sewer Improvement District #1253 to see what can be done to minimize or eliminate any negative impacts.

**Drain #21C at 52nd Avenue South – silt buildup**

Silt buildup on Drain #21C at 52nd Avenue South was discussed. Brady Woodard will bring information from a survey on the drain to the next meeting to discuss options with the Board.

**Sheyenne-Maple Flood Control Projects – maintenance**

Mr. Woodward informed the Board that work is continuing on the items set out by the Corps of Engineers during the levee recertification process regarding the Sheyenne-Maple Flood Control Projects.

**Sheyenne River tree snags at 19th Avenue North and at Center Street**

It was moved by Manager Jacobson and seconded by Manager Yohe to authorize Moore Engineering, Inc. to hire American Enterprises, Inc. to remove trees at 19th Avenue North and at Center Street on the Sheyenne River. Upon roll call vote, the motion carried unanimously.

**Drain #10 – License Agreement allowing Case New Holland use of right-of-way for a new building**

The Board directed the Attorney for the Board to send a letter to Case New Holland requesting they provide a more detailed description of the plans for their new building along Drain #10, and to inform them the *License Agreement* will be denied at the next meeting if the information has not been received by that time.

**Drain #10 – Utility Permit for CenturyLink to install fiber optic cable across Drain #10 on the west side of Cass County Highway 31**

It was moved by Manager Yohe and seconded by Manager Jacobson to approve the *Utility Permit* for CenturyLink to install fiber optic cable across Drain #10 on the west side of Cass County Highway 31, upon review of the Water Resource District Engineer. Upon roll call vote, the motion carried unanimously.

**Drain #40 – damages at 12th Avenue North**

Mr. Woodard reviewed the status of the damages on Drain #40 at 12th Avenue North and provided cost estimates to make the repairs to Water Resource District property. He will continue working on the matter and update the Board at the next meeting.

**Drain #40 – 2013 Slide Repairs**

It was moved by Manager Yohe and seconded by Manager Jacobson to authorize Moore Engineering, Inc. and Ohnstad Twichell, P.C. to negotiate on the right-of-way needed in the southeast corner of Section 9 in Reed Township for the Drain #40 2013 Slide Repairs Project. Upon roll call vote, the motion carried unanimously.

It was moved by Manager Jacobson and seconded by Manager Yohe to award the contract for the Drain #40 2013 Slide Repairs Project to Veit & Company, Inc. for the low bid of \$481,165, contingent upon acquiring the right-of-way needed in the southeast corner of Section 9 in Reed Township. Upon roll call vote the motion carried unanimously.

**Holmen’s Storm Water Improvement District No. 2001-4 – Assignment Agreement with the City of Horace**

It was moved by Manager Yohe and seconded by Manager Jacobson to approve the *Assignment Agreement* with the City of Horace regarding Holmen’s Storm Water Improvement District No. 2001-4. Upon roll call vote, the motion carried unanimously.

**Country Acres – drainage improvements**

Mr. Woodard is meeting with property owners in Country Acres to determine if they would like to proceed with drainage improvements within the development.

**Upper Maple River Dam cost share**

The Board discussed cost share for the Upper Maple River Dam Project. Additional information relating to the project will be reviewed at a future meeting.

**Drain #21 – silt buildup at fairgrounds**

It was moved by Manager Yohe and seconded by Manager Jacobson to authorize Moore Engineering, Inc. to do surveying in the area of the Red River Valley Fairgrounds on Drain #21, and develop a cost estimate for cleanout of the drain for review at a future meeting. Upon roll call vote, the motion carried unanimously.

The Board had no objection to the request of the Red River Valley Fair General Manager to mow and maintain the drain along their property.

**Bills**

It was moved by Manager Yohe and seconded by Manager Jacobson to approve payment of Checks #10915 through #10933 and the electronic funds transfer, as presented. Upon roll call vote, the motion carried unanimously.

**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:

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Mark Brodshaug  
Chairman

ATTEST:

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Carol Harbeke Lewis  
Secretary-Treasurer