

**REGULAR MEETING OF CASS COUNTY BOARD OF COMMISSIONERS
OCTOBER 1, 2012**

1. MEETING CALLED TO ORDER

Chairman Scott Wagner called the meeting to order at 3:30 PM with all members present as follows: Vern Bennett, Ken Pawluk, Robyn Sorum, Darrell Vanyo, and Scott Wagner.

2. PLEDGE OF ALLEGIANCE

Robyn Sorum led the Pledge of Allegiance.

3. MINUTES APPROVED

MOTION, passed

Mr. Bennett moved and Mr. Vanyo seconded that the minutes of the previous meeting be approved as written. Motion carried.

4. AGENDA, Order approved

MOTION, passed

Mrs. Sorum moved and Mr. Pawluk seconded to approve the order of the agenda. Motion carried.

5. CONSENT AGENDA APPROVED

MOTION, passed

Mr. Bennett moved and Mr. Vanyo seconded to approve the consent agenda as follows: On roll call vote, the motion carried unanimously.

- a. Authorize the county auditor to transfer money from the Building Fund to the Flood Buyout Fund for home buyout expenses.
- b. Approve special event permits for the West Fargo V.F.W. to serve alcoholic beverages at a wedding reception on October 13, 2012, during the hours of 5:30 PM to 11:00 PM at the Bonanzaville Event Center in West Fargo, North Dakota; and for JT Cigarro to serve alcoholic beverages at a wedding reception on October 6, 2012, during the hours of 5:00 PM to 1:00 AM in the Hartl Ag Building at the Red River Valley Fairgrounds in West Fargo, North Dakota.
- c. Receive and file Indemnity Bonds on Lost Instrument for Hometown Realty, Inc., Clay County Abstract Company, and 3-D Specialties, Inc.; and authorize the county auditor and county treasurer to issue duplicate checks.

6. FLOOD DIVERSION POST-FEASIBILITY STUDY UPDATE

Keith Berndt, Cass County Administrator, said the Flood Diversion Board of Authority will consider a recommendation on southern alignment options at their next meeting on October 11th. He outlined four southern alignment options as follows: Value Engineering (VE) Option 13A; VE Option 13C; north of the Wild Rice/Red River confluence option; and south of Oxbow option. The Corps of Engineers prefer VE Option 13A because it eliminates one of the storage areas, impacts approximately 240 less structures, and provides a greater reduction in the project cost.

Mr. Berndt said an option not yet explored in detail is alternative VE Option 13A with the addition of a ring dike around Oxbow, Hickson, and Bakke Subdivision. Mr. Pawluk asked about the cost of the ring dike. Mr. Berndt said the initial cost concept shows a ring dike is less expensive to build than buying the homes in this area. Mr. Pawluk supports the option that will provide the maximum level of protection to as many residents as possible.

Mr. Vanyo asked the board for comments regarding a preferred alignment option. The consensus of the board was to consider VE Option 13A with a ring dike.

7. VOUCHERS, Approved

MOTION, passed

Mrs. Sorum moved and Mr. Vanyo seconded to approve Voucher No. 265,783 through Voucher No. 266,013. On roll call vote, the motion carried unanimously.

8. PUBLIC COMMENT, Flood buyout question

Grace Hart was present to address the board. She owns a house at 1003 76th Avenue South in Forest River Subdivision. Mrs. Hart thought the county was going to purchase her home through the flood buyout program. She bought a condo in Fargo and is maintaining two residences on a fixed income. She said all of the properties surrounding her home have been bought out.

Mr. Berndt said the elevation of the Hart residence is higher than the surrounding properties and does not meet the benefit cost criteria required by FEMA. County staff will continue to look into the issue.

9. LEGISLATIVE MEETINGS; COURT FACILITIES IMPROVEMENT GRANT; COURTHOUSE WEST ADDITION, Committee reports

Mr. Berndt said the legislative open house with Fargo and West Fargo to discuss the diversion project will be held on Tuesday, November 20, 2012, at 7:30 AM. Also, the board agreed to host a legislative luncheon to discuss county issues on Monday, December 3, 2012.

Mr. Wagner said the county received information regarding the ninth round of grant applications through the Court Facilities Improvement Advisory Committee. The county received a \$600,000 grant in 2010 for the Courthouse West Addition project and did not submit an application in 2011. Mr. Berndt has received a list of improvement projects from District Court. The consensus of the board was to move forward with an application for 2012. Mr. Wagner asked Mr. Berndt to work with District Court to compile a list and prepare an application for the board to consider before submission to the committee.

Mr. Wagner said the ribbon cutting ceremony for the Courthouse West Addition will be held on Friday, October 5th at 10:30 AM, so this will be the last time the board meets in the current commission room. He said the plan is to hold the October 15th meeting in the new commission room.