

**METRO FLOOD DIVERSION AUTHORITY  
FEBRUARY 12, 2018—3:00 PM**

**1. MEETING TO ORDER**

A meeting of the Metro Flood Diversion Authority was held Thursday, February 12, 2018, at 3:00 PM in the Fargo City Commission Room with the following members present: Moorhead City Council Member Chuck Hendrickson; Clay County Commissioner Kevin Campbell; Clay County Commissioner Grant Weyland; Fargo City Mayor Tim Mahoney; Fargo City Commissioner Dave Piepkorn; Cass County Commissioner Mary Scherling; Cass County Commissioner Rick Steen; Cass County Joint Water Resource District Manager Roger Olson; and West Fargo City Commissioner Mike Thorstad. Moorhead City Mayor Del Rae Williams; Moorhead City Council Member Joel Paulsen; Fargo City Commissioner Tony Grindberg; and Cass County Commissioner Chad Peterson were absent.

**2. AGENDA ORDER**

***MOTION, passed***

**Mr. Weyland moved and Mr. Campbell seconded to approve the order of the agenda. Motion carried.**

**3. EXECUTIVE SESSION**

North Dakota state law allows the Board to meet in private session to consult with legal counsel to discuss ongoing litigation.

***MOTION, passed***

**Mr. Piepkorn moved and Mr. Weyland seconded that the Metro Flood Diversion Authority meet in Executive Session pursuant to N.D.C.C. § 44-04-19.1, subsections 2 and 9, to consult with its Attorneys regarding the ongoing litigation in the matters of Richland/Wilkin JPA and MNDNR v. the United States Army Corps of Engineers and Fargo Moorhead Flood Diversion Authority as Intervenor, Civil File No. 0:13-cv-02262-JRT-LIB and the contested case hearing before the Minnesota Office of Administrative Hearings regarding the MNDNR permit for Metro Flood Diversion Authority. Motion carried.**

Diversion Authority Board members, key administrative staff, and Attorney Katie Bertsch moved to the River Room at 3:01 PM.

The Executive Session ended and the meeting was re-opened to the public at 4:31 PM.

**4. NEXT MEETING**

The next meeting will be held on Thursday, February 22, 2018.

**5. ADJOURNMENT**

***MOTION, passed***

**On motion by Mr. Campbell, seconded by Mr. Steen, and all voting in favor, the meeting was adjourned at 4:32 PM.**