



211 9th Street South, P.O. Box 2806, Fargo, ND 58108-2806
Phone 701-241-5600 Fax 701-241-5728

M E M O

TO: Flood Diversion Board of Authority
FROM: Darrell Vanyo, Chairman
DATE: August 5, 2014
SUBJECT: CLOSED MEETING—August 6, 2014

The Flood Diversion Board of Authority will meet in executive session on Wednesday, August 6, 2014, at noon as authorized by North Dakota Century Code 44-04-19.1 for consultation with its attorneys regarding pending litigation with the Richland-Wilkin JPA. The meeting will begin in the Fargo City Commission Chambers and then will retire to the River Room.

cc: Local Media

<u>City of Fargo</u>	<u>City of Moorhead</u>	<u>Cass County</u>	<u>Clay County</u>	<u>Cass County Joint Water Resource District</u>	<u>Buffalo-Red River Watershed District</u>
Dennis Walaker	Nancy Otto	Darrell Vanyo, <i>Chair</i>	Kevin Campbell	Rodger Olson	Gerald VanAmburg (ex-officio)
Tim Mahoney		Ken Pawluk			
Melissa Sobolik		Mike Thorstad (City of West Fargo)			

Worden, Heather

From: Erik Johnson <ejohnson@lawfargo.com>
Sent: Monday, August 04, 2014 10:41 PM
To: Worden, Heather
Cc: Cattanach.Robert@dorsey.com; Berndt, Keith
Subject: Executive Session -- Wednesday

Hi Heather,

It is looking as though a special meeting will be called by Chairman Vanyo of the D.A. on Wednesday—perhaps sometime between noon and 2 p.m? I believe Keith will provide guidance as to how to set up the time of the meeting.

If you don't mind my suggesting, I recommend the following language for the public notice:

The Diversion Authority will meet in executive session as authorized by N.D.C.C. Section 44-04-19.1 for consultation with its attorneys regarding pending litigation with the Richland-Wilkin JPA.

Suggested motion:

I move that the Diversion Authority meet in executive session as authorized by N.D.C.C. Section 44-04-19.1 for consultation with its attorneys regarding pending litigation with the Richland-Wilkin JPA.

Thanks for your help, Heather.

Erik

Erik R Johnson
505 Broadway, Suite 206
Fargo, ND 58102
701-280-1901
ejohnson@lawfargo.com

Worden, Heather

From: Kember Anderson <KAnderson@cityoffargo.com>
Sent: Tuesday, August 05, 2014 7:56 AM
To: Worden, Heather; Shelly Ernest
Cc: Sharon Odegaard
Subject: RE: Executive Session -- Wednesday

Heather,

The River Room is available and I have scheduled you in there from 12 to 2 pm tomorrow.

Kember

Kember Anderson
Commission Office
City of Fargo
701-241-8572

From: Worden, Heather [<mailto:WordenH@casscountynd.gov>]
Sent: Tuesday, August 05, 2014 7:32 AM
To: Kember Anderson; Shelly Ernest
Subject: FW: Executive Session -- Wednesday

Kember and Shelly,

Please see my email below. Is the River Room available tomorrow between noon and 2:00 PM for an executive session of the Flood Diversion Board?

Heather Worden, Administrative Assistant
Cass County Commission
211 9th Street South
PO Box 2806
Fargo ND 58108-2806
(701) 241-5609 phone
(701) 241-5776 fax
wordenh@casscountynd.gov

From: Worden, Heather
Sent: Tuesday, August 05, 2014 7:28 AM
To: 'Sharon Odegaard'
Subject: FW: Executive Session -- Wednesday

Sharon,

I don't know if you've been informed, but it appears an executive session of the Flood Diversion Board will be held tomorrow. I know we have usually held them at City Hall. Is the room available tomorrow between noon and 2:00 PM?

Heather Worden, Administrative Assistant
Cass County Commission
211 9th Street South
PO Box 2806

Fargo ND 58108-2806
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wordenh@casscountynnd.gov

From: Erik Johnson [<mailto:ejohnson@lawfargo.com>]
Sent: Monday, August 04, 2014 10:41 PM
To: Worden, Heather
Cc: Cattanach.Robert@dorsey.com; Berndt, Keith
Subject: Executive Session -- Wednesday

Hi Heather,

It is looking as though a special meeting will be called by Chairman Vanyo of the D.A. on Wednesday—perhaps sometime between noon and 2 p.m? I believe Keith will provide guidance as to how to set up the time of the meeting.

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Suggested motion:

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Thanks for your help, Heather.

Erik

Erik R Johnson
505 Broadway, Suite 206
Fargo, ND 58102
701-280-1901
ejohnson@lawfargo.com

Worden, Heather

From: Worden, Heather
Sent: Wednesday, August 06, 2014 10:50 AM
To: Darrell Vanyo (dvanyo@hotmail.com); Dennis Walaker; Gerald VanAmburg; Irma Ciber; Ken Pawluk; Kevin Campbell ; Melissa Sobolik; Mike Thorstad (mike.thorstad@westfargond.gov); Nancy Otto; Rodger Olson; Tim Mahoney; Bennett, Vern; Breanna Paradeis Kobiela; Brenda Elmer; Brenda Elmer; Dave Piepkorn; Grant Weyland; Mark Brodshaug; Mike Williams (MJWilliams@cityoffargo.com); Moorhead Mayor and City Council; Peterson, Chad; Scherling, Mary
Cc: Shelly Ernest; 'Cattanach.Robert@dorsey.com'; Berndt, Keith; Zavoral, Pat; 'Erik Johnson'
Subject: Flood Diversion Executive Session - Conference Phone Number and Code

In the event you need to call in for today's executive session, see the number and attendee code below. The line will be open at noon.

Heather Worden, Administrative Assistant
Cass County Commission
211 9th Street South
PO Box 2806
Fargo ND 58108-2806
(701) 241-5609 phone
(701) 241-5776 fax
wordenh@casscountynnd.gov

From: Shelly Ernest [<mailto:SErnest@cityoffargo.com>]
Sent: Wednesday, August 06, 2014 10:47 AM
To: Worden, Heather
Subject: Todays session - call in code

Heather – Pat thought there may be some members that have to call in for the meeting at noon.

Pat said to let you know the call in number so you can notify those that need to conference in.

They should call - 1-877-297-0280
And enter the Attendee code 13192

We will open the line at noon.

Thank you,
Shelly Ernest
City Commission Office
City of Fargo
Phone: 701-241-1310