

**METRO FLOOD DIVERSION AUTHORITY  
JANUARY 3, 2019—4:00 PM**

**1. MEETING TO ORDER**

A meeting of the Metro Flood Diversion Authority was held Thursday, January 3, 2019, at 4:00 PM in the River Room at Fargo City Hall 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; Cass County Joint Water Resource District Vice Chairman Rodger Olson; West Fargo City Commissioner Mike Thorstad; and Moorhead City Council Member Joel Paulsen. Fargo City Commissioner Dave Piepkorn; Cass County Commissioner Mary Scherling; Cass County Commissioner Rick Steen; Cass County Commissioner Chad Peterson; and Moorhead City Mayor Del Rae Williams were present via teleconference. Fargo City Commissioner Tony Grindberg was absent.

**2. 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. Weyland moved and Mr. Hendrickson seconded that the Metro Flood Diversion Authority meet in executive session, as authorized by North Dakota Century Code, 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 and key administrative staff remained in the River Room for the executive session beginning at 4:04 PM.

The executive session ended and the meeting was re-opened to the public at 4:34 PM.

**3. EXECUTIVE SESSION REPORT**

***MOTION, passed***

**Dr. Mahoney moved and Mr. Paulsen seconded to authorize litigation counsel to resolve the current litigation and work with MNDNR. On roll call vote, the motion carried unanimously.**

**4. ADJOURNMENT**

***MOTION, passed***

**On motion by Mr. Olson, seconded by Mr. Hendrickson, and all voting in favor, the meeting was adjourned at 4:34 PM.**