

Minutes of Meeting

Souris River Joint Water Resource Board

StARR Appeals Committee

Monday, December 3, 2018

The StARR Appeals Committee meeting was called to order at 8:30 a.m. on December 3, 2018. Roger Sauer, Bruce Walker, Tom Larson, and Clif Issendorf were present.

The first order of business was to discuss StARR applicant Lynn Kongsli's offer for structures, including corrals and windbreak. It was noted that Lynn Kongsli's original offer was \$110,130.00. Lynn Kongsli provided information for review by the StARR Appeals Committee. Participants in the meeting from McHenry County provided comments to the StARR Appeals Committee encouraging the StARR Appeals Committee against increasing any offer to protect taxpayer money. A discussion regarding the purpose and process for the StARR Program ensued.

The second order of business was to discuss StARR applicant Jerry Nelson's offer for structures. It was noted that Jerry Nelson provided additional information for consideration by the StARR Appeals Committee. Jerry Nelson was present and provided comments to the StARR Appeals Committee regarding recent sales in proximity to Jerry Nelson's property. Jerry Nelson indicated that the Mouse River Enhanced Flood Protection Project will result in higher water levels during rain events. Roger Sauer indicated that the higher water levels would result in significant rain events such as the 2011 flood. A discussion ensued regarding the value of Jerry Nelson's property and the purpose and process of the StARR Program. Clif Issendorf suggested that if Jerry Nelson's land was worth what Jerry Nelson claimed, that Jerry Nelson keep the property. It was noted that the StARR Program was not used to purchase land except in special circumstances.

The StARR Appeals Committee discussed having a consultation with its attorney during executive session to discuss contract negotiations.

Clif Issendorf made a motion to close the meeting for executive session to consult with its attorney for contract negotiations. Tom Larson seconded the motion. The motion passed without opposition.

The meeting was closed to the public and executive session was held. The executive session was concluded.

Clif Issendorf made a motion to reconvene the public meeting. Bruce Walker seconded the motion. The motion passed without opposition.

The open meeting was reconvened.

Clif Issendorf made a motion to make a final offer of \$225,000 to Lynn Kongslie for his structures. Bruce Walker seconded the motion. Clif Issendorf, Bruce Walker, and Roger Sauer voted in favor of the motion. Tom Larson opposed the motion. Motion passed.

Clif Issendorf made a motion to offer \$734,650.50 to Jerry Nelson for his structures and property. Tom Larson seconded the motion. The motion passed without opposition.

Tom Larson moved to adjourn the meeting. Clif Issendorf seconded the motion. The motion passed without opposition.



Jack Dwyer
Legal Counsel

Souris River Joint Board

Sign In 12-6-2018

<u>Name</u>	<u>Representing</u>
Jack Dwyer	SRJB Dwyer Law
Jared Huibregtse	SWC
Laura Ackerman	SWC
Mark Coak	Renville City/WRO P000
Alex Johnson	Ward Co Water Bd.
Bjorn Berg	Houston Engineering
Wanda McFadyen	ARBI
Beth Nangare	ND SWC
Jennifer Malloy	Apex Engineering Group
DENNIS REER	HOR ENGINEERING
Jason Westbrook	Barr
Wyatt Mack	Barr
Michelle Wanek	Barr
Lyndon Pease	Moore Engineering
Clif Assendorf	Bozard SRJB
JERRY BENTJ	Houston ENG
Roger Sauer	Renville City SRJB
Tom Klein	Ward Co / SRJB
Dave Ashley	Hettinger Co / SRJB
DAN JOHANSSON	City of Minot / SRJB
ALAN M. WALTER	ND Water Users - WARD Co.
Brent Burgeard	Ackerman - Estvad
JEFF McElwain	ACKERMAN - ESTVAD

Jason Zimmerman

SWC

Darin Schopp

ND SWC

Chris Konkowski

SWC

Brent Hanson

USGS

Michael J Hall

ND SWC

Duane Pool

BOTT CNTY WPA