



**Diversion Board of Authority**  
**AGENDA – Revised**  
**3:30 P.M. - Thursday, February 25, 2021**  
Virtual Meeting Only

Permanent, Reliable Flood Protection

This meeting will be held online only.

1. Call to order
2. Approve minutes from previous meeting
  - a. Meeting Minutes from January 28, 2021  
[Attachment 00.01] (Pg. 3)
  - b. Meeting Minutes from February 11, 2021  
[Attachment 00.02] (Pg. 9)
3. Approve order of Agenda

**CONSENT AGENDA – APPROVE THE FOLLOWING:**

- c. Financial Report [Attachment 01.00] (Pg. 11)
- d. Voucher Approval [Attachment 02.00] Pg. 30)
- e. DA Board Approval MOU and Agreement Actions [Attachment 03.00] (Pg. 53)
  - i. Cass County MOU for SEAI  
[Attachment 03.01] (Pg. 57)
  - ii. SECWRD MOU for SEAI  
[Attachment 03.02] (Pg. 98)

**REGULAR AGENDA:**

4. Executive Director Report [Attachment 04.00] (Pg. 173)
5. General Counsel Update
  - a. Formal Settlement Agreement for Upstream JPA  
[Attachment 05.00] (Pg. 176)
  - b. Resolution Confirming Committees  
[Attachment 06.00] (Pg. 238)
  - c. Resolution Appointing Vice Chair & Secretary of DA Board  
[Attachment 07.00] (Pg. 241)
6. USACE Project Update
7. Public Outreach Update
  - a. Communications Director Update  
[Attachment 08.00] (Pg. 244)
  - b. MFDA Org Chart  
[Attachment 09.00] (Pg. 245)

8. Land Management Update
  - a. Property Acquisition Status Report  
[Attachment 10.00] (Pg. 248)
9. Finance Update
  - a. Board Approval Contract Actions  
[Attachment 11.00] (Pg. 258)
    - i. PR for Good, New Contract  
[Attachment 11.01] (Pg. 265)
    - ii. Crown Appraisal, New MSA  
[Attachment 11.02] (Pg. 290)
10. Other Business
  - a. Policy on the Disposition and Management of Comprehensive Project Lands  
[Attachment 12.00] (Pg. 329)
11. Executive Session

Closed executive session pursuant to N.D.C.C. § 44-04-19.1 (9) and 44-04-19.2 to receive an update and provide negotiating direction to litigation counsel in the matter of ICS, Inc. v. Metro Flood Diversion Authority, Case No. 09-2018-CV-03907.
12. Next Meeting: March 25, 2021
13. Adjournment

Meeting Documents are available at [www.FMDiversion.gov](http://www.FMDiversion.gov)

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## Media and Public Participation Information

There are multiple ways to attend or watch this public meeting.

- View the Meeting on Fargo TV or at [www.TVFargo.com](http://www.TVFargo.com)
- View the Meeting on the City of Fargo's Facebook or Twitter feed.
- View the Meeting at [FMDiversion.com/Meeting](http://FMDiversion.com/Meeting)
- View the Meeting at [Twitter.com/FMDiversion](https://twitter.com/FMDiversion)