



Board Agenda

Diversion Board of Authority

September 28, 2023 @ 3:30 p.m. CST

This meeting will be in-person at Fargo City Hall Commission Chambers (225 4th St N, Fargo, ND 58102) and online.

1. Call to Order
 - a. Roll Call of Members
2. Approve minutes from August 24, 2023 [Attachment 00.01] (Pg. 3)
3. Approve Order of Agenda

CONSENT AGENDA – APPROVE THE FOLLOWING:

- a. Finance Report [Attachment 01.00] (Pg. 8)
- b. Voucher Approval [Attachment 02.00] (Pg. 38)
- c. DA Board Approval Contract Actions [Attachment 03.00] (Pg. 55)
 - i. Snowbusters LLC, New Service Agreement [Attachment 03.01] (Pg. 57)
 - ii. Border States Paving, WP-52C, Change Order 01 [Attachment 03.02] (Pg. 59)
- d. MOUs and Agreements [Attachment 04.00] (Pg. 61)
 - i. Montana-Dakota Utilities, Sauvageau & MFDA MOU [Attachment 04.01] (Pg. 63)

REGULAR AGENDA:

4. Executive Director Report [Attachment 05.00] (Pg. 71)
5. General Counsel Update
 - a. Resolution Amending the Appointment of Members to the Finance Committee [Attachment 06.00] (Pg. 73)
6. Construction Project Updates
 - a. USACE Project Update [Attachment 07.00] (Pg. 76)
 - b. SWDCAI Project Update [Attachment 08.00] (Pg. 78)
 - c. Project Safety Update [Attachment 09.00] (Pg. 79)

- d. Drone Footage Video
 7. Communications Team Update
 8. Land Management Update
 - a. Property Acquisition Status Report
[Attachment 10.00] (Pg. 80)
 - b. SE-1 Excess Land Sale
[Attachment 11.00] (Pg. 86)
 - c. Cass County ROW Excess Land Sale
[Attachment 12.00] (Pg. 100)
 - d. OIN 507Y Excess Land Recommendation
[Attachment 13.00] (Pg. 125)
 9. Finance Update
 - a. WP38B Recommendation to Award Bid
[Attachment 14.00] (Pg. 136)
 - b. Fiscal Agent Investment Report
 10. Other Business
 11. Closed executive session pursuant to N.D.C.C. § 44-04-19.1 (2) for Attorney Consultation regarding the Project Agreement for the Storm Water Diversion Channel and Associated Infrastructure.
 12. Next Meeting: October 26, 2023
 13. Adjournment
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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
- View the Meeting on the City of Fargo's Facebook or Twitter feed.
- View the Meeting at FMDiversion.com/Meeting
- View the Meeting at [Twitter.com/FMDiversion](https://twitter.com/FMDiversion)



Metro Flood Diversion Authority Board of Authority Meeting Minutes

3:30 P.M. – August 24, 2023
City of Fargo Commission Chambers

A regular meeting of the Metro Flood Diversion Authority Board of Authority was held on August 24, 2023. The following members were present: Dr. Tim Mahoney, Mayor, City of Fargo; Bernie Dardis, Mayor, City of West Fargo; Shelly Carlson, Mayor, City of Moorhead; Chuck Hendrickson, Moorhead City Council; Dave Piepkorn, Fargo City Commissioner; David Ebinger, Clay County Commissioner; John Strand, Fargo City Commissioner; Kevin Campbell, Clay County Commissioner; Mary Scherling, Cass County Commissioner; Rodger Olson, Cass County Joint Water Resource District and Larry Seljevold, Moorhead City Council.

Member(s) absent: Chad Peterson, Cass County Commissioner and Tony Grindberg, Cass County Commissioner.

1. CALL TO ORDER
Mayor Mahoney called the meeting to order at 3:30 PM. Roll call was taken, and a quorum was present.
 2. APPROVE MINUTES FROM THE JULY 2023 MEETING
MOTION PASSED
Mr. Campbell moved to approve the minutes from the July 2023 meeting and Mr. Piepkorn seconded the motion. On a voice vote, the motion carried.
 3. APPROVE ORDER OF AGENDA
MOTION PASSED
Mr. Strand moved to approve the order of the agenda and Mr. Ebinger seconded the motion. On a voice vote, the motion carried.
- CONSENT AGENDA
MOTION PASSED
Mayor Dardis moved to approve the Consent Agenda and Mr. Hendrickson seconded the motion. On a roll call vote, the motion carried.
4. EXECUTIVE DIRECTOR REPORT
Mr. Paulsen provided the following updates:
Happenings
Presentations made to community and state groups:
 - Broadband Association of ND on Aug. 15
 - Fargo Rotary Club on Aug. 16
 - ND Trades on Aug. 17
 - American Association of Civil Engineers, ND Chapter, will take part in a presentation and tour Aug. 25
 - Senator Tina Smith toured the project on Aug. 16

5. GENERAL COUNSEL UPDATE

Mr. Shockley did not have an update to report.

6. CONSTRUCTION PROJECT UPDATES

a. USACE Project Update

Mr. Bakkegard provided the following USACE update:

1 Diversion Inlet Structure (DIS) – Construction

Structure includes 3-50 ft. wide Tainter gates. Construction is 96% complete. Construction completion date is currently estimated to be in September 2023 due ongoing punch list items and installation of gate machinery. Painting, riprap placement, seeding and addressing punch list items ongoing.

Schedule for remaining primary features:

2023: Complete operating machinery install, seeding.

2024: Turf established.

2 Wild Rice River Structure (WRRS) – Construction

Structure includes 2-40 ft. wide Tainter gates. Construction is 95% complete and remains on schedule. The construction completion date is 3 December 2023. Constructing eastern earthen dam and bridge deck, painting gates, and completing gage well. Remaining schedule:

2023: Control building, dam embankment, seeding.

2024: Turf established.

3 I-29 Raise – Construction

Includes approximately 4 miles of interstate raise between County Roads 16 and 18. Construction is 84% complete. Borrow ditch bridges are complete. Traffic was switched to the new SB lanes on 4 August; paving of the NB continues. Current construction completion date is 1 January 2024.

4 Southern Embankment – Reach SE-1 (Western Tieback) - Construction

Construction was completed 10 November 2022. Partial turnover to the Diversion Authority for Operations and Maintenance occurred on 29 December 2022. O&M Manual was provided for review 9 August 2023.

5 Red River Structure (RRS) - Construction

Structure includes 3-50 ft. wide Tainter gates. Construction is 29% complete. Construction completion date is 19 March 2026. Concrete placement of stilling basin slabs is complete. Placement for approach wall foundations and abutments ongoing. Pile driving for retaining walls ongoing.

6 Drain 27 Wetland Mitigation Project Plantings - Construction

Native plantings 5-year contract awarded 17 May 2023. Completion date is 1 December 2027.

7 Drayton Dam Mitigation Project Design - Construction

Construction is 73% complete. Placement of the rock-arch rapids is ongoing. Construction completion is 30 September 2023.

8 Southern Embankment – Reach SE-2A - Construction

Construction is 65% complete. Inspection trench and embankment foundations complete. 112th Avenue permanently closed and removed. Scheduled completion date is 30 September 2024.

9 Southern Embankment Design – All remaining reaches are being designed.

SE-1B: BCOES review Aug 2023 Contract award: February 2024

SE-2B: BCOES review complete 9 June 2023 Contract award: April 2024

SE-3: 65% review starts Aug 2023 Contract award: January 2025

SE-4: 65% review starts Aug 2023 Contract award: May 2024

SE-5: 65% review starts Aug 2023 Contract award: January 2025

OHB Reach 43B: 95% review starts July 2023 Contract award: February 2024

b. SWDCAI Project Update

Mr. Bakkegard provided an update of the construction map that shows current work in progress, 30 and 60 day projected progress:

- I-29 & CR-81 – bypass pavement scheduled to start late August
- Maple River Aqueduct – test piles scheduled to start this week

Construction Look Ahead:

- New Features Under Construction
 - o Drain 29 Inlet
 - o Channel Reaches 4 and 5
 - o BNSF KO
 - o Drain 14C Inlet
- 30 to 60 Day Outlook
 - o Channel Reaches 6 – 8
 - o Raymond Township Drain Inlets
 - o CR-20, CR-10, 38th St and 52nd Ave Crossings

c. Drone Footage Video

A drone video highlighting the progress that has been achieved since July was viewed.

7. COMMUNICATIONS UPDATE

Ms. Willson provided the following Communications update:

- Timelapse cameras installed at Maple River Aqueduct and I-29/BNSF bridge construction areas
- The Diversion Current received Honorable Mention in a national communications contest
- Media Relations: WDAY-AM, The Flag, The Forum + strong coverage of Sen. Smith's visit

8. LAND MANAGEMENT UPDATE

a. Property Acquisition Status Report

Ms. Smith provided the following property acquisition status report:

- 88.3% completion in the Construction Footprint
- 41.5% completion in the UMA Footprint
- 73.4% of the parcels in the Southern Embankment have been acquired
- 41.5% of the parcels in the Upstream Mitigation Area have been acquired
- 72.6% of the Environmental Easements have been signed
- 93.3% of the parcels in the Stormwater Diversion Channel have been acquired
- 97.4% of the Oxbow-Hickson-Bakke levee
- 100% MFDA constructed in-town levees and the Drayton Dam mitigation is completed

Key Activities:

- Continue negotiating settlement agreements for existing eminent domain actions
- In the last month, successfully closed 8 parcels / 6 landowners
- In the last month, agreement signed on 2 parcels / 2 landowners
- Recently approved settlement agreements for approximately 30 parcels
- Completed appraisals in MN (except for parcels immediately surrounding the planned Wolverton ring levee)
- Resumed focus on completion of appraisals for remaining property needs in ND UMA

9. FINANCE UPDATE

Finance Report

Mayor Dardis reported that the bills payable totaled \$9,724,134, the current net position is \$172,490,834, and \$80,572,555 are the FY 2023 costs to date.

a-c. Work Packages 47C, 47D and 47E

Mr. Bakkegard provided an overview of Work Packages 47C, 47D and 47E bid awards that were approved by the Finance Committee. The bids were awarded as follows:

47C - test holes and wells awarded to LTP Enterprises - \$438,600

47D - utility relocation – water system improvements awarded to J.R. Ferche, Inc., - \$315,515

47E – utility relocation awarded to Wagner Construction, Inc., - \$1,447,837

MOTION PASSED

Mayor Dardis moved to award the bids as presented and Mayor Carlson seconded the motion. On a roll call vote, the motion carried.

d. Lands Budget Update

Ms. Smith provided an update on the lands budget and indicated that it is tracking as expected. The estimated acquisition costs for the DCAI is \$24,000,500 and the estimated costs to acquire the necessary properties in the Southern Embankment is approximately \$14,000,000-\$15,000,000. Approximately 40% of the easements have been acquired within WP38 in the UMA.

e. RIMP Loan Budget Change Request

Ms. Smith provided the following RIMP update and request:

OVERVIEW

The need for the RIMP was identified in late 2019. Relocation benefits required by the Uniform Relocation Act (the “URA”) (and its state-level equivalents) are different for residential properties and business properties. Residential properties are eligible under the URA for the costs to acquire a substitute property, up to a certain amount. There is no similar URA benefit for commercial properties.

The differences between treatment of residential and commercial properties under the URA created challenges in negotiating with the owners of active farmsteads and rural businesses. Since these active farmsteads and rural businesses were each unique, the RIMP was developed. The RIMP is a 10-year forgivable loan for active farmsteads and rural businesses being displaced by the Comprehensive Project. The RIMP is a voluntary program being implemented by the Cass County Joint Water Resource District (CCJWRD) in North Dakota and the Moorhead Clay Count Joint Powers Agreement (MCCJPA) in Minnesota but is funded by the Metro Flood Diversion Authority (MFDA).

BOARD HISTORY

The RIMP process was brought to the Land Management Committee, the Finance Committee, and the Board in May of 2020.

A. Land Management Committee May 27, 2020:

a. An overview of the Farmstead Reestablishment Program also called the RIMP was presented to the Committee and received positive feedback from Committee members.

b. The Committee approved it unanimously.

B. Finance Committee May 27, 2020:

a. An overview of the Farmstead Reestablishment Program also called the RIMP was presented to the Committee and received mixed feedback from Committee members.

b. The RIMP was estimated to be \$5-10 million in cost and there were two properties identified over the next 6 months.

c. Committee Chair was not comfortable with this cost range and suggested a phased approach.

d. Committee approved to move forward on a phased approach for the two parcels identified with a cap of \$5 million.

C. Metro Flood Diversion Authority Board May 28, 2020:

a. An overview of the Farmstead Reestablishment Program also called the RIMP was presented to the Board and received mixed feedback from Board members.

b. The Board approved to move forward on a phased approach for the two parcels identified with a cap of \$5 million.

D. Metro Flood Diversion Authority Board April 29,2022

- a. An overview of the Farmstead Reestablishment Program also called the RIMP was presented to the Board.
- b. The Board approved \$10 million additional funding to RIMP.

PRAM

The RIMP was then included in Version 5 of the Property Rights Acquisition and Mitigation Plan that was approved by the State of North Dakota.

SETTLEMENT

Section 25 of the Settlement Agreement between the Metro Flood Diversion Authority and the Richland-Wilkin Joint Powers Authority, Buffalo-Red Watershed District, City of Wolverton, and City of Comstock includes the requirement for the RIMP.

TO DATE

The CCJWRD has approved 11 RIMP loans for 10 different qualifying business locations totaling approximately \$10.8 million in value for businesses along the SWDCAI.

FUTURE USE OF THIS PROGRAM

As the land agents are engaging with property owners in the UMA and during the recent financial re-baselining of the entire Program, the Director of Lands and the Land Program Management team reviewed the RIMP and identified a total of approximately 20 farmsteads and rural businesses, including the three that have been offered a RIMP loan, that are eligible for RIMP with a total cost of approximately \$20 million. Additionally, this team is developing a reporting mechanism for the CCJWRD, MCCJPA, and the Finance Committee.

BUDGET

Funding for the 2022 \$10M increase for RIMP was anticipated in the 2022 Lands budget and was approved in the 2022 Cash Budget pending this phased approval. The increase of \$5M is within the Program Budget, which was re-baselined in 2022, and has been included in the latest version of the Financial Plan.

ACTION

Since the RIMP was approved at the Finance Committee and Board in a phased approach in 2020, the Finance Committee and Board would need to approve additional funding for this next phase of the RIMP.

MOTION PASSED

Mr. Olson moved to approve the \$5,000,000 budget increase and Mr. Ebinger seconded the motion. On a roll call vote, the motion carried.

10. OTHER BUSINESS

a. MFDA and City of Fargo SE-1B Borrow Site Agreement

Mr. Shockley presented an overview and necessity for the indemnity agreement between the MFDA and the City of Fargo regarding the SE-1B borrow site for extra fill.

MOTION PASSED

Mayor Dardis moved to approve the agreement as presented and Mr. Hendrickson seconded the motion. On a roll call vote, the motion carried.

11. NEXT MEETING

The next meeting will be September 28, 2023.

12. ADJOURNMENT

Mr. Ebinger moved to adjourn, and Mr. Campbell seconded the motion. The meeting adjourned at 3:58 PM.

FM Metropolitan Area Flood Risk Management Project
 Fiscal Accountability Report Design Phase
 As of 08/31/23

	2011-2018	2019	2020	2021	2022	2023	790: FM Diversion Project Fund Total	770: Budget Fund	773: Excess Capital Fund	Grand Total	
Revenues											
City of Fargo	165,680,418	32,835,957	30,746,840	39,900,525	41,606,950	20,326,970	331,097,659	-	-	331,097,659	
Cass County	206,720,191	15,637,755	15,716,168	20,605,468	20,077,388	10,196,646	288,953,615	-	-	288,953,615	
State Water Commission	175,062,776	26,655,616	69,249,584	44,928,872	21,249,909	-	337,146,758	-	-	337,146,758	
State of ND - Legacy Fund	-	-	-	-	105,992,160	66,694,773	172,686,933	-	-	172,686,933	
State of ND - SRF	-	-	-	-	1,272,652	6,264,454	7,537,106	-	-	7,537,106	
Cass County Joint Water Resource District	-	-	-	28,630,991	-	-	28,630,991	-	-	28,630,991	
Other Agencies	706,805	-	-	-	-	-	706,805	-	-	706,805	
City of Oxbow MOU Repayment	1,586,436	358,178	878,020	122,038	-	-	2,944,671	-	-	2,944,671	
Reimbursements	105,995	22,600	40,007	52,055	18,930	-	239,587	-	-	239,587	
Lease/Rental Payments	1,495,054	653,883	802,745	622,459	743,700	25,687	4,343,527	-	-	4,343,527	
Asset Sales	1,222,335	-	13,234	1,802,265	1,348,132	3,124,604	7,510,571	-	-	7,510,571	
Interest Income	1,752,032	1,885,896	1,152,843	1,011,554	1,377,312	5,061,901	12,241,538	-	-	12,241,538	
Miscellaneous	4,235	-	651	7,336	1,987	66,316	80,526	-	-	2,932,100	
Total Revenues	554,336,279	78,049,884	118,600,091	137,683,563	193,689,120	111,761,351	1,194,120,288	659,570	1,254,176	937,828	2,851,574
Expenditures											
7905 Army Corp Payments	53,159,000	-	-	-	-	-	53,159,000	-	-	-	53,159,000
7910 WIK - Administration	2,855,530	1,201,725	2,068,489	2,650,150	1,994,938	6,296,187	17,067,019	697,145	1,118,146	821,341	2,636,632
7915 WIK - Project Design	30,541,465	2,516,133	3,258,835	2,261,337	2,491,982	2,166,548	43,236,301	-	-	-	43,236,301
7920 WIK - Project Management	52,022,850	8,326,357	10,369,118	13,629,756	14,935,064	7,696,332	106,979,477	-	-	-	106,979,477
7925 WIK - Recreation	163,223	40,000	75,000	-	-	-	278,223	-	-	-	278,223
7930 LERRDS - North Dakota	178,491,063	30,223,861	66,942,804	42,321,398	53,933,880	38,159,243	410,072,251	-	-	-	410,072,251
7931 LERRDS - Minnesota	2,207,851	5,352	2,769,551	3,832,050	5,722,668	3,568,068	18,105,541	-	-	-	18,105,541
7940 WIK Mitigation - North Dakota	912,789	12,357	97,512	35,279,546	57,777	734,352	37,094,333	-	-	-	37,094,333
7941 WIK Mitigation - Minnesota	-	-	-	112,271	357,080	418,318	887,668	-	-	-	887,668
7950 Construction - North Dakota	73,743,591	18,183,794	12,172,911	25,488,649	17,899,069	6,148,199	153,636,214	-	-	-	153,636,214
7951 Construction - Minnesota	-	-	-	-	210,000	669,048	879,048	-	-	-	879,048
7952 Construction - O/H/B	32,137,379	369,936	1,104,928	2,070,541	646,144	72,468	36,401,397	-	-	-	36,401,397
7955 Construction Management	10,468,522	685,741	444,536	180,481	137,041	917	11,917,237	-	-	-	11,917,237
7959 SRF Construction	-	-	-	-	5,936,985	1,958,671	7,895,656	-	-	-	7,895,656
7980 Operations & Maintenance	76,434	35,328	79,049	2,971	138,066	-	331,848	-	-	-	331,848
7990 Project Financing	24,641,507	11,434,046	12,017,311	14,236,187	9,053,457	6,881,393	78,263,902	-	-	-	78,263,902
7995 Project Eligible - Off Formula Costs	-	-	-	-	-	-	-	-	-	-	-
7999 Non Federal Participating Costs	221,684	-	-	-	-	-	221,684	-	-	-	221,684
Total Expenditures	461,642,890	73,034,630	111,400,046	142,065,336	113,514,150	74,769,745	976,426,798	697,145	1,118,146	821,341	2,636,632
Other Financing Sources (Uses)											
Transfers From Other Diversion Funds	-	-	-	-	-	-	-	-	-	-	-
Transfers to Other Diversion Funds	-	-	-	659,566	1,250,000	930,000	2,839,566	-	-	-	2,839,566
Total Other Financing Sources (Uses)	-	-	-	659,566	1,250,000	930,000	2,839,566	-	-	-	2,839,566

FM Metropolitan Area Flood Risk Management Project
Statement of Net Position
August 31, 2023

	FM Diversion Project Fund	Budget Fund	Grand Total
Assets			
Cash	\$ 182,573,755	\$ 214,942	\$ 182,788,697
Cash Horace 3.01 MIT	4,454,618	-	4,454,618
Cash BRRWD	8,314,801	-	8,314,801
Cash Held In Trust at BND			
Excess Revenue Fund	220,594	-	220,594
Temp Debt Obligation Fund	360,909	-	360,909
Authority Loan Fund	81,152	-	81,152
P3 Reserve Fund	16,129,157	-	16,129,157
SRF Loan Reserve Fund	2,288,245	-	2,288,245
Revenue Fund	409	-	409
Prepaid Expense	523,862	-	523,862
Total assets	214,947,502	214,942	215,162,444
Liabilities			
Vouchers payable	-	-	-
Retainage payable	66,095	-	66,095
Rent Deposit	15,987	-	15,987
Deferred Revenue	11,500	-	11,500
Total liabilities	93,582	-	93,582
NET POSITION	\$ 214,853,920	\$ 214,942	\$ 215,068,862

Summary Of Expenses
EXP-2023-08

Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
770-7910-429.11-00	8/10/2023	329541	Cass County Government	\$85,153.31	FM DIV PAYROLL EXPENSES	V00106	EXECUTIVE DIRECTOR
	8/31/2023	330063	Cass County Government	\$86,914.56	DIVERSION PAYROLL EXPENSE	V00106	EXECUTIVE DIRECTOR
Full Time Staff / Salaries				\$172,067.87			
770-7910-429.20-01	8/10/2023	329541	Cass County Government	\$8,362.50	FM DIV PAYROLL EXPENSES	V00106	EXECUTIVE DIRECTOR
	8/31/2023	330063	Cass County Government	\$7,656.00	DIVERSION PAYROLL EXPENSE	V00106	EXECUTIVE DIRECTOR
Employee Benefits / Health Insurance				\$16,018.50			
770-7910-429.20-03	8/10/2023	329541	Cass County Government	\$200.00	FM DIV PAYROLL EXPENSES	V00106	EXECUTIVE DIRECTOR
	8/31/2023	330063	Cass County Government	\$200.00	DIVERSION PAYROLL EXPENSE	V00106	EXECUTIVE DIRECTOR
Employee Benefits / Dental Insurance				\$400.00			
770-7910-429.20-06	8/10/2023	329541	Cass County Government	\$36.50	FM DIV PAYROLL EXPENSES	V00106	EXECUTIVE DIRECTOR
	8/31/2023	330063	Cass County Government	\$36.50	DIVERSION PAYROLL EXPENSE	V00106	EXECUTIVE DIRECTOR
Employee Benefits / Vision Insurance				\$73.00			
770-7910-429.21-01	8/10/2023	329541	Cass County Government	\$5,133.21	FM DIV PAYROLL EXPENSES	V00106	EXECUTIVE DIRECTOR
	8/31/2023	330063	Cass County Government	\$5,254.40	DIVERSION PAYROLL EXPENSE	V00106	EXECUTIVE DIRECTOR
Employee Benefits / Social Security				\$10,387.61			
770-7910-429.21-02	8/10/2023	329541	Cass County Government	\$1,200.50	FM DIV PAYROLL EXPENSES	V00106	EXECUTIVE DIRECTOR
	8/31/2023	330063	Cass County Government	\$1,228.84	DIVERSION PAYROLL EXPENSE	V00106	EXECUTIVE DIRECTOR
Employee Benefits / Medicare				\$2,429.34			
770-7910-429.22-07	8/10/2023	329541	Cass County Government	\$10,439.79	FM DIV PAYROLL EXPENSES	V00106	EXECUTIVE DIRECTOR
	8/31/2023	330063	Cass County Government	\$10,655.72	DIVERSION PAYROLL EXPENSE	V00106	EXECUTIVE DIRECTOR
Pension Benefits / Retirement				\$21,095.51			
770-7910-429.33-37	8/10/2023	329579	HighRoad Partners, LLC	\$700.00	AUG HR PARTNER FEES	V09701	HR SERVICES
Other Services / HR Services				\$700.00			
770-7910-429.34-15	8/17/2023	329801	Marco Technologies	\$686.20	MARCO SERVICE AGREEMENT	V10301	SERVICE AGREEMENT - IT
	8/24/2023	329955	Marco Technologies	\$2,042.84	DIVERSION IT SERVICES	V10301	SERVICE AGREEMENT - IT
	8/31/2023	330074	CONSOLIDATED COMMUNI	\$470.00	ACCT 701-150-0113/0	V00106	EXECUTIVE DIRECTOR
	8/31/2023	330131	Marco Technologies	\$686.20	DIVERSION IT SERVICES	V10301	SERVICE AGREEMENT - IT
Technical Services / Computer Services				\$3,885.24			

Data Through Date: Friday, August 25, 2023

Summary Of Expenses
EXP-2023-08

Tuesday, September 19, 2023

Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
770-7910-429.38-99	8/10/2023	329541	Cass County Government	\$101.35	FM DIVERSION MISC EXPENSE	V00106	EXECUTIVE DIRECTOR
Other Services / Other Services				\$101.35			
770-7910-429.43-50	8/31/2023	330063	Cass County Government	\$472.41	DIVERSION MISC EXPENSES	V00106	EXECUTIVE DIRECTOR
Repair and Maintenance / Maintenance Service Contract				\$472.41			
770-7910-429.53-20	8/10/2023	329541	Cass County Government	\$549.77	FM DIVERSION MISC EXPENSE	V00106	EXECUTIVE DIRECTOR
	8/31/2023	330063	Cass County Government	\$625.31	DIVERSION MISC EXPENSES	V00106	EXECUTIVE DIRECTOR
Communications / Cellular Phone Service				\$1,175.08			
770-7910-429.56-60	8/10/2023	329541	Cass County Government	\$529.70	FM DIVERSION MISC EXPENSE	V00106	EXECUTIVE DIRECTOR
	8/31/2023	330063	Cass County Government	\$2,778.10	DIVERSION MISC EXPENSES	V00106	EXECUTIVE DIRECTOR
In State Travel / In State Travel Expenses				\$3,307.80			
770-7910-429.57-60	8/31/2023	330063	Cass County Government	\$3,866.65	DIVERSION MISC EXPENSES	V00106	EXECUTIVE DIRECTOR
Out of State Travel / Out of State Travel Exp				\$3,866.65			
770-7910-429.57-61	8/10/2023	329541	Cass County Government	\$1,508.20	FM DIVERSION MISC EXPENSE	V00106	EXECUTIVE DIRECTOR
	8/31/2023	330063	Cass County Government	\$690.17	DIVERSION MISC EXPENSES	V00106	EXECUTIVE DIRECTOR
Out of State Travel / P3 Travel Exp				\$2,198.37			
770-7910-429.59-21	8/31/2023	330063	Cass County Government	\$50.00	DIVERSION MISC EXPENSES	V00106	EXECUTIVE DIRECTOR
Education / Seminar & Conf. Outstate				\$50.00			
770-7910-429.61-10	8/10/2023	329541	Cass County Government	\$66.95	FM DIVERSION MISC EXPENSE	V00106	EXECUTIVE DIRECTOR
	8/31/2023	330063	Cass County Government	\$218.57	DIVERSION MISC EXPENSES	V00106	EXECUTIVE DIRECTOR
General Supplies / Office Supplies				\$285.52			
770-7910-429.68-30	8/10/2023	329541	Cass County Government	\$742.53	FM DIVERSION MISC EXPENSE	V00106	EXECUTIVE DIRECTOR
	8/31/2023	330063	Cass County Government	\$41.87	DIVERSION MISC EXPENSES	V00106	EXECUTIVE DIRECTOR
Miscellaneous / Meeting Incidentals				\$784.40			
770 Subtotal				\$239,298.65			
790-0000-206.10-00	8/31/2023	330113	INDUSTRIAL BUILDERS INC	\$137,047.57	Retainage	V06002	WP43G-OHB WETLAND MITIGTN
Retainage				\$137,047.57			

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790-7910-429.33-25	9/5/2023	1054	OHNSTAD TWICHELL PC	\$82,941.22	Ohnstad Twichell PC	V00102	General & Admin. WIK
Other Services / Legal Services				\$82,941.22			
790-7910-429.34-20	6/29/2023	328663	Michael H Klein	(\$1,275.00)	PUBLICICE OUTREACH/COMM	V07201	COMMUNICATION CONSULTING
	8/17/2023	329788	Michael H Klein	\$1,725.00	TASK ORDER 1 PUBLIC OUTRE	V07201	COMMUNICATION CONSULTING
	8/31/2023	330056	C THREE MEDIA, LLC	\$3,515.79	VIDEOGRAPHY SERVICES	V08601	VIDEOGRAPHY
	8/31/2023	330119	Michael H Klein	\$1,275.00	PUBLICICE OUTREACH/COMM	V07201	COMMUNICATION CONSULTING
	8/31/2023	330143	Neon Loon Communications, LL	\$13,714.62	COMMUNICATIONS SUPPORT	V09601	COMMUNICATIONS SUPPORT
Technical Services / Marketing / Public Relat.				\$18,955.41			
790-7910-429.34-40	8/17/2023	329761	Flint Group	\$875.00	SERVICE AGREEMENT-WEBSITE	V10201	WEBSITE DESIGN
Technical Services / Web Site Develop/Maintain				\$875.00			
790-7910-429.34-56	8/24/2023	ES08230	City of Fargo	\$16,974.00	FISCAL AGENT FEE - 08/23	V05902	MONTHLY FISCAL AGENT FEE
Technical Services / FMDA Fiscal Agent Fees				\$16,974.00			
790-7910-429.38-68	8/17/2023	329764	GA Group, PC	\$4,000.00	GOVT RELATIONS COUNSEL	V07601	2021 GOVERNMENT RELATIONS
Other Services / Lobbyist				\$4,000.00			
790-7910-429.42-05	8/17/2023	329704	Ambassador, Inc.	\$925.00	CLEANING SRVCE-DA OFFICE	V10501	JANITORIAL SERVICES
Cleaning Services / Custodial Services				\$925.00			
790-7910-429.54-40	8/24/2023	329921	FORUM COMMUNICATIONS	\$1,750.00	DIVERSION ADS	V11501	MARKETING SERVICES
Advertising / Other Advertising				\$1,750.00			
790-7915-429.33-05	8/3/2023	329403	MOORE ENGINEERING INC	\$400.00	ENGINEERING - MOU	V01201	Cass Joint Water ROE
	8/17/2023	329775	HOUSTON-MOORE GROUP L	\$291,023.05	JUNE 23-TASK ORDER NO.101	V01633	DESIGN & CONST. SUPPORT
	8/17/2023	329775	HOUSTON-MOORE GROUP L	\$121,362.55	DIVERSION PROJECT MGMT	V01634	H&H MITIG. & PERMIT SUPPO
	8/31/2023	330039	AECOM	\$28,738.50	TO#2 CULTURAL RESOURCES I	V01004	SEAI CULTURAL RES INVEST
	8/31/2023	330071	MOORE ENGINEERING INC	\$1,200.00	ENGINEERING - MOU	V01201	Cass Joint Water ROE
Other Services / Engineering Services				\$442,724.10			
790-7915-429.38-99	8/10/2023	329665	UNITED STATES GEOLOGIC	\$64,922.50	USGS AGRMNT WATER QUALITY	V02203	WATER QUALITY MONITORING
Other Services / Other Services				\$64,922.50			

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790-7920-429.33-05	8/17/2023	329775	HOUSTON-MOORE GROUP L	\$59,289.04	JUNE 23-TASK ORDER NO.101	V01633	DESIGN & CONST. SUPPORT
	8/17/2023	329775	HOUSTON-MOORE GROUP L	\$27,268.00	DIVERSION PROJECT MGMT	V01634	H&H MITIG. & PERMIT SUPPO
Other Services / Engineering Services				\$86,557.04			
790-7920-429.33-79	8/10/2023	329635	MOORE ENGINEERING INC	\$1,558.75	PROJ MNGMNT SRVC-MOORE EN	V02421	OXBOW MOU-MOORE PROJ MG
	8/17/2023	329729	CH2M Hill Engineers Inc	\$653,033.62	TO#5 PROG MGMT/REL SRVCS	V00211	CH2M HILL-6/2019-12/2021
	8/17/2023	329729	CH2M Hill Engineers Inc	\$717,216.87	TO #6 P3 SUPPORT SRVCE 23	V00212	P3 PROCUREMENT SUPPORT
Other Services / Construction Management				\$1,371,809.24			
790-7930-429.33-05	8/3/2023	329403	HDR Engineering, Inc.	\$32,007.59	TO 1 PROP ACQUISTION SRVC	V01201	Cass Joint Water ROE
	8/3/2023	329403	Prosource Technologies, Inc	\$12,597.76	TO 2, PROJ MNGMNT, ACQUIS	V01201	Cass Joint Water ROE
	8/3/2023	329403	SRF Consulting Group	\$41,586.99	PROJ MNGMNT, ROW SERVICES	V01201	Cass Joint Water ROE
	8/3/2023	329403	ULTEIG ENGINEERS INC	\$10,052.00	TASK ORDER 2-PROJ MNGMNT	V01201	Cass Joint Water ROE
	8/10/2023	329545	MOORE ENGINEERING INC	\$71,639.95	REQUEST #9-MOORE ENG SRVC	V10601	CITY OF CHRISTINE MOU
	8/17/2023	329775	HOUSTON-MOORE GROUP L	\$40,950.16	JUNE 23-TASK ORDER NO.101	V01633	DESIGN & CONST. SUPPORT
	8/17/2023	329775	HOUSTON-MOORE GROUP L	\$3,521.63	DIVERSION PROJECT MGMT	V01634	H&H MITIG. & PERMIT SUPPO
	8/31/2023	330071	HDR Engineering, Inc.	\$36,067.99	TO 1 PROP ACQ SERVICES	V01201	Cass Joint Water ROE
	8/31/2023	330071	Prosource Technologies, Inc	\$13,824.70	TO 2, PM, ACQ & REL SRVCS	V01201	Cass Joint Water ROE
	8/31/2023	330071	Prosource Technologies, Inc	\$11,899.09	TO 2-PM, ROW/RELOC SRVCES	V01201	Cass Joint Water ROE
	8/31/2023	330071	SRF Consulting Group	\$50,620.36	PM, ROW SRVC/RELOC SRVCES	V01201	Cass Joint Water ROE
	8/31/2023	330071	ULTEIG ENGINEERS INC	\$9,460.00	TO 2, PM, ROW/RELOC SRVCS	V01201	Cass Joint Water ROE
	8/31/2023	330071	ULTEIG ENGINEERS INC	\$12,014.50	TO 2-PM, ROW & RELOC SRVC	V01201	Cass Joint Water ROE
Other Services / Engineering Services				\$346,242.72			

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790-7930-429.33-25	8/3/2023	329403	Larkin Hoffman Attorneys	\$513.50	LEGAL-CCJT V LARRY&SUSAN	V01201	Cass Joint Water ROE
	8/3/2023	329403	Larkin Hoffman Attorneys	\$948.00	LEGAL-ISRAELSON LAND PART	V01201	Cass Joint Water ROE
	8/3/2023	329403	Larkin Hoffman Attorneys	\$10,769.50	LEGAL-RECHLAND/CASS COS	V01201	Cass Joint Water ROE
	8/3/2023	329403	Larkin Hoffman Attorneys	\$1,344.00	LEGAL-PATRICK FLOWAGE EAS	V01201	Cass Joint Water ROE
	8/3/2023	329403	Larkin Hoffman Attorneys	\$1,582.00	LEGAL-CHRISTIANSO FLOWAG	V01201	Cass Joint Water ROE
	8/3/2023	329403	Larkin Hoffman Attorneys	\$6,597.00	LEGAL-CCJT V DAN FLATEN	V01201	Cass Joint Water ROE
	8/3/2023	329403	Larkin Hoffman Attorneys	\$1,581.00	LEGAL-ALM FLOWAGE EASEMNT	V01201	Cass Joint Water ROE
	8/3/2023	329403	Larkin Hoffman Attorneys	\$1,066.50	LEGAL-BRUNGARD/NELSON FLO	V01201	Cass Joint Water ROE
	8/3/2023	329403	Larkin Hoffman Attorneys	\$1,383.50	LEGAL-BERG FLOWAGE ESEMNT	V01201	Cass Joint Water ROE
	8/3/2023	329403	Larkin Hoffman Attorneys	\$474.00	LEGAL-PENNY CIRKS	V01201	Cass Joint Water ROE
	8/3/2023	329403	Larkin Hoffman Attorneys	\$908.50	LEGAL-CCJT V KNUDSEN	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$1,139.68	LEGAL-SCHULTZ/SOUTHWIND	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$63.00	LEGAL-IHLE, PETER OIN1949	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$2,106.50	LEGAL-JANET WANZEK ESTATE	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$138.00	LEGAL-JOHNSON, TED OIN9423	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$217.00	LEGAL-K-F FARM PARTNERSHP	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$1,680.00	LEGAL-KLC HOLDINGS LLC	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$13,380.50	LEGAL-LIBBRECHT, GLEN OIN	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$35.00	LEGAL-MATHISON OIN 2006ED	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$63.00	LEGAL-NORBERG OIN 5023 ED	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$1,308.33	LEGAL-PERHUS OIN 747/751	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$126.00	LEGAL-RICHARD FARMS OIN	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$252.00	LEGAL-I-29 GRADE RAISE	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$787.50	LEGAL-SAMUELSON RLT OIN	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$63.00	LEGAL-TROTTIER OIN 1958ED	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$38,644.15	LEGAL-UPSTREAM MITIGATION	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$177.00	LEGAL-WESTERN TIE BACK	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$2,687.70	LEGAL-WETLAND MITI DRN 27	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$542.00	LEGAL-OHB LEVEE PROJECT	V01203	Cass Joint Water OHB
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$3,294.00	LEGAL-RICHARD OIN 27 1083	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$138.00	LEGAL-BRAKKE OIN1974/1976	V01201	Cass Joint Water ROE

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790-7930-429.33-25	8/3/2023	329403	OHNSTAD TWICHELL PC	\$252.00	LEGAL-VARRIANO OIN 113 ED	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$138.00	LEGAL-HERTSGAARD FAMILY	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$63.00	LEGA-BRAKKE OIN 1964 ED	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$63.00	LEGAL-BELLEMARE OIN 1080	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$220.50	LEGAL-BRAKKE FAMILY OIN	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$4,634.00	LEGAL-BRANDT RLT OIN 9348	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$5,260.50	LEGAL-BRODSHAUG RLT OIN	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$1,350.00	LEGAL-CHANNEL PHASE 1	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$182.00	LEGAL-CHANNEL PHASE II	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$189.00	LEGAL-COSETTE OIN 2361 ED	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$567.00	LEGAL-COSSETTES OIN 1075	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$1,386.00	LEGAL-COSTER RET OIN 9736	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$24,462.23	LEGAL-DIV ROW ACQUISITION	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$63.00	LEGAL-HANSON, RYAN OIN	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$1,862.00	LEGAL-DIV SOUTHERN EMBARK	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$63.00	LEGAL-ERICKSON, JEFF OIN	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$4,229.16	LEGAL-CHANNEL PHASE III	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$540.00	LEGAL-BIO/GEO EASEMENTS	V01201	Cass Joint Water ROE
	8/3/2023	329403	OHNSTAD TWICHELL PC	\$1,991.50	LEGAL-GUST (OIN 952) QTED	V01201	Cass Joint Water ROE
	8/17/2023	329730	Swanson & Warcup	\$4,969.50	SWANSON AND WARCUP	V10601	CITY OF CHRISTINE MOU
	8/31/2023	330071	Larkin Hoffman Attorneys	\$1,009.00	LEGAL-ISRAELSON LAND PART	V01201	Cass Joint Water ROE
	8/31/2023	330071	Larkin Hoffman Attorneys	\$164.25	LEGAL-J.NELSON FLOWAGE EA	V01201	Cass Joint Water ROE
	8/31/2023	330071	Larkin Hoffman Attorneys	\$1,387.75	LEGAL-L.OLSON FLOWAGE EAS	V01201	Cass Joint Water ROE
	8/31/2023	330071	Larkin Hoffman Attorneys	\$1,349.25	LEGAL-M.KALINOWSKI FLOWAG	V01201	Cass Joint Water ROE
	8/31/2023	330071	Larkin Hoffman Attorneys	\$1,698.50	LEGAL-NELSON TRUSTS FLOW	V01201	Cass Joint Water ROE
	8/31/2023	330071	Larkin Hoffman Attorneys	\$2,184.25	LEGAL-NESS FAMILY TRUST	V01201	Cass Joint Water ROE
	8/31/2023	330071	Larkin Hoffman Attorneys	\$8,396.50	LEGAL-RICHLAND/CASS COS	V01201	Cass Joint Water ROE
	8/31/2023	330071	Larkin Hoffman Attorneys	\$158.00	LEGAL-HANSON FLOWAGE EASE	V01201	Cass Joint Water ROE
	8/31/2023	330071	Larkin Hoffman Attorneys	\$1,112.25	LEGAL-BRUNGARD/NELSON FLW	V01201	Cass Joint Water ROE
	8/31/2023	330071	Larkin Hoffman Attorneys	\$629.50	LEGAL-PATRICK FLOWAGE EAS	V01201	Cass Joint Water ROE
	8/31/2023	330071	Larkin Hoffman Attorneys	\$60.00	LEGAL-A.KOPP FLOWAGE EASE	V01201	Cass Joint Water ROE

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790-7930-429.33-25	8/31/2023	330071	Larkin Hoffinan Attorneys	\$237.00	LEGAL-CCJT V L.RICHARD	V01201	Cass Joint Water ROE
	8/31/2023	330071	Larkin Hoffman Attorneys	\$1,210.25	LEGAL-HAJ JOHNSON FARM PR	V01201	Cass Joint Water ROE
	8/31/2023	330071	Larkin Hoffinan Attorneys	\$790.00	LEGAL- PENNY CIRKS	V01201	Cass Joint Water ROE
	8/31/2023	330071	Larkin Hoffman Attorneys	\$15,128.50	LEGAL-ACQ OF PROP SAUVAGE	V01201	Cass Joint Water ROE
	8/31/2023	330071	Larkin Hoffinan Attorneys	\$237.00	LEGAL-ALM FLOWAGE EASEMNT	V01201	Cass Joint Water ROE
	8/31/2023	330071	Larkin Hoffman Attorneys	\$418.25	LEGAL-BERG FLOWAGE EASEMN	V01201	Cass Joint Water ROE
	8/31/2023	330071	Larkin Hoffinan Attorneys	\$1,896.00	LEGAL-CCJT V DANIEL FLATN	V01201	Cass Joint Water ROE
	8/31/2023	330071	Larkin Hoffman Attorneys	\$237.00	LEGAL-CHRISTIANSO FLOWAG	V01201	Cass Joint Water ROE
	8/31/2023	330071	Larkin Hoffinan Attorneys	\$24.25	LEGAL-G.ISRAELSON FLOWAGE	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$191.97	LEGAL-ASKEGAARD OIN 1950	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$298.53	LEGAL-BRAKKE OIN 1974	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$315.00	LEGAL-BRODSHAUG RLT 5008	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$2,551.50	LEGAL-BRANDT RLT OIN 9348	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$220.50	LEGAL-BRAKKEN OIN 1173N	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$274.59	LEGAL-BRAKKE OIN 845 ED	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$2,177.50	LEGAL-CHANNEL PHASE III	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$386.01	LEGAL-BRAKKE OIN 1964	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$294.03	LEGAL-BRAKKE FAMILY 1938	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$663.03	LEGAL-BELLEMARE OIN 1080	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$414.81	LEGAL-ASKEGAARD OIN 2051	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$325.62	LEGAL-ANDERSON OIN 1896	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$1,058.00	LEGAL-CHANNEL PHASE II	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$574.00	LEGAL-BASIN PROJ 2009 INL	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$283.95	LEGAL-TROTTIER OIN 1958	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$170.10	LEGAL-MKRM TRUST OIN 1997	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$347.13	LEGAL-P.IHLE OIN 1949 ED	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$94.50	LEGAL-R.HANSON OIN 1898ED	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$351.75	LEGAL-RICHARD FRM OIN1087	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$187.11	LEGAL-RICKER OIN 872-876	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$291.24	LEGAL-KLF LLP OIN 9347 ED	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$545.67	LEGAL-T.JOHNSON OIN 9423	V01201	Cass Joint Water ROE

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790-7930-429.33-25	8/31/2023	330071	OHNSTAD TWICHELL PC	\$35.00	LEGAL-LOFFELMACHER OIN831	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$41,974.22	LEGAL-UPSTREAM MITIG AREA	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$418.98	LEGAL-VARRIANO OIN 1130	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$84.00	LEGAL-WESTERN TIE BACK	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$448.00	LEGAL-WETLAND MITIG DRN27	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$1,103.00	LEGAL-OHB LEVEE PROJECT	V01203	Cass Joint Water OHB
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$70.00	LEGAL-CHANNEL PHASE 1	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$25.00	LEGAL-SAMUELSON RLT 1181	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$126.00	LEGAL-EMDEN PARTNERS 836	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$286.38	LEGAL-COSSETTE OIN 1946	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$160.38	LEGAL-COSSETTE OIN 2361	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$126.00	LEGAL-COSSETTES OIN 1075	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$346.50	LEGAL-COSTER RET OIN 9736	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$585.00	LEGAL-DIV AUTH AGR-DRAINS	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$385.83	LEGAL-NORBERG OIN 5023 ED	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$1,889.50	LEGAL-DIV SOUTHRN EMBANK	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$1,082.00	LEGAL-K-F FARM PARTNERSHP	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$2,775.50	LEGAL-G.LIBBRECHT OIN 698	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$3,965.50	LEGAL-GUST (OIN 952) QTED	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$170.10	LEGAL-HERTSGAARD FAMILY	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$308.00	LEGAL-I-29 GRADE RAISE	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$543.96	LEGAL-J.ERICKSON OIN 2025	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$210.00	LEGAL-J.WANZEK ES OIN8672	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$291.24	LEGAL-JRD CAMPBELL FAMILY	V01201	Cass Joint Water ROE
	8/31/2023	330071	OHNSTAD TWICHELL PC	\$18,802.80	LEGAL-DIV ROW ACQUISITION	V01201	Cass Joint Water ROE
Other Services / Legal Services				\$273,052.18			

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Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
790-7930-429.33-32	8/3/2023	329403	CROWN APPRAISALS	\$6,500.00	OIN 1947/1948 APPRAISAL	V01201	Cass Joint Water ROE
	8/3/2023	329403	Patchin Messner Valuation Coun	\$10,000.00	OIN 9993/9994 APPRAISAL	V01201	Cass Joint Water ROE
	8/3/2023	329403	Patchin Messner Valuation Coun	\$43,762.50	TO 6, AMENDMENT 3 APPRAISAL	V01201	Cass Joint Water ROE
	8/31/2023	330071	CROWN APPRAISALS	\$23,000.00	TO 6 AMNDMNT 3 APPRAISALS	V01201	Cass Joint Water ROE
	8/31/2023	330071	CROWN APPRAISALS	\$10,000.00	TO 6 AMENDMENT 3APPRAISAL	V01201	Cass Joint Water ROE
	8/31/2023	330071	CROWN APPRAISALS	\$7,000.00	TO 6 AMENDMENT 2 APPRAISL	V01201	Cass Joint Water ROE
	8/31/2023	330071	Tinjum Appraisal Company, Inc.	\$6,550.00	OIN 1885/9416 & OIN 9258	V01201	Cass Joint Water ROE
Other Services / Appraisal Services				\$106,812.50			
790-7930-429.33-79	8/17/2023	329729	CH2M Hill Engineers Inc	\$36,171.46	TO#4 PROP ACQUISTION MGMT	V00210	CH2M HILL-LAND ACQUISITON
Other Services / Construction Management				\$36,171.46			
790-7930-429.38-95	8/10/2023	329602	JT LAWN SERVICE LLC	\$200.00	RES MGMT PACKAGE OIN 2004	V10401	MOWING/WEED CONTROL MGM
	8/10/2023	329602	JT LAWN SERVICE LLC	\$1,500.00	RES MGMT PACKAGE OIN 9576	V10401	MOWING/WEED CONTROL MGM
	8/10/2023	329602	JT LAWN SERVICE LLC	\$760.00	RES MGMT PACKAGE OIN 9411	V10401	MOWING/WEED CONTROL MGM
	8/10/2023	329602	JT LAWN SERVICE LLC	\$570.00	RES MGMT PACKAGE OIN 9169	V10401	MOWING/WEED CONTROL MGM
	8/10/2023	329602	JT LAWN SERVICE LLC	\$1,400.00	RES MGMT PACKAGE OIN 5033	V10401	MOWING/WEED CONTROL MGM
	8/10/2023	329602	JT LAWN SERVICE LLC	\$730.00	RES MGMT PACKAGE OIN 1992	V10401	MOWING/WEED CONTROL MGM
	8/10/2023	329602	JT LAWN SERVICE LLC	\$280.00	RES MGMT PACKAGE OIN 1955	V10401	MOWING/WEED CONTROL MGM
	8/10/2023	329602	JT LAWN SERVICE LLC	\$760.00	RES MGMT PACKAGE OIN 1802	V10401	MOWING/WEED CONTROL MGM
	8/10/2023	329602	JT LAWN SERVICE LLC	\$1,200.00	OIN 19, 20, 21, 22, 1085	V10401	MOWING/WEED CONTROL MGM
	8/10/2023	329602	JT LAWN SERVICE LLC	\$280.00	MOW/WEED CONTROL SRVC2023	V10401	MOWING/WEED CONTROL MGM
	8/10/2023	329602	JT LAWN SERVICE LLC	\$800.00	RES MGMT PACKAGE OIN 7004	V10401	MOWING/WEED CONTROL MGM
	8/31/2023	330118	JT LAWN SERVICE LLC	\$21,035.00	MOWING/WEED CONTROL	V10401	MOWING/WEED CONTROL MGM
Other Services / Mowing Services				\$29,515.00			
790-7930-429.38-99	8/3/2023	329403	Title Company	\$50.00	DRAW 2 LONGTINE RIMP LOAN	V01701	ND LAND PURCH-OUT OF TOWN
	8/31/2023	330071	KAREN KLEIN MEDIATION,	\$8,750.00	MEDIATION T & K SAUVAGEAU	V01201	Cass Joint Water ROE
	8/31/2023	330071	Title Company	\$200.00	SETUP FEE/DRAW 1 ODEGAARD	V01701	ND LAND PURCH-OUT OF TOWN
	8/31/2023	330071	Title Company	\$50.00	DRAW 3 LONGTINE RIMP LOAN	V01701	ND LAND PURCH-OUT OF TOWN
Other Services / Other Services				\$9,050.00			

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Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
790-7930-429.52-10	8/3/2023	329403	DAWSON INSURANCE AGEN	\$2,089.54	LIABILITY INSURANCE UPDAT	V01701	ND LAND PURCH-OUT OF TOWN
Insurance / Property Insurance				\$2,089.54			
790-7930-429.52-70	8/24/2023	330020	Watts and Associates, Inc.	\$2,713.52	CROP INSURANCE SERVICES	V06901	CROP INSURANCE DEVELOPMN
Insurance / Crop Insurance				\$2,713.52			
790-7930-429.61-50	8/3/2023	329403	CASS COUNTY JOINT WATE	\$29.30	MAILING	V01201	Cass Joint Water ROE
	8/3/2023	329403	CASS COUNTY JOINT WATE	\$86.76	POSTAGE DIVERSION MAILING	V01201	Cass Joint Water ROE
	8/3/2023	329403	CASS COUNTY JOINT WATE	\$30.60	POSTAGE FLOWAGE EASEMENT	V01201	Cass Joint Water ROE
	8/31/2023	330071	CASS COUNTY JOINT WATE	\$10.36	DIVERSION MAILING UPS	V01201	Cass Joint Water ROE
	8/31/2023	330071	CASS COUNTY JOINT WATE	\$41.06	POSTAGE-DIVERSION MAILING	V01201	Cass Joint Water ROE
	8/31/2023	330071	CASS COUNTY JOINT WATE	\$101.30	POSTAGE-FLOWAGE EASE LTRS	V01201	Cass Joint Water ROE
General Supplies / Postage				\$299.38			
790-7930-429.62-51	8/3/2023	329403	Cass County Electric Cooperativ	\$19.80	SERVICE TO 4857 173 AV SE	V01701	ND LAND PURCH-OUT OF TOWN
	8/3/2023	329403	Cass County Electric Cooperativ	\$110.52	SERVICE-5251 174 1/2 AV S	V01701	ND LAND PURCH-OUT OF TOWN
	8/3/2023	329403	Cass County Electric Cooperativ	\$67.59	SERVICE TO 17505 54 ST SE	V01701	ND LAND PURCH-OUT OF TOWN
	8/24/2023	329894	Cass County Electric Cooperativ	\$113.00	ACCT #118442 METRO FLOOD	V01701	ND LAND PURCH-OUT OF TOWN
	8/31/2023	330071	Cass County Electric Cooperativ	\$60.36	SRV TO 5251 174 1/2 AV SE	V01701	ND LAND PURCH-OUT OF TOWN
	8/31/2023	330071	Cass County Electric Cooperativ	\$45.17	SRVC TO 4701 124 AVE S	V01701	ND LAND PURCH-OUT OF TOWN
Energy / Electricity				\$416.44			
790-7930-429.67-11	8/31/2023	330071	0839 - MUELLER	\$2,350.00	MOVING COSTS REIMB OIN839	V01701	ND LAND PURCH-OUT OF TOWN
	8/31/2023	330071	1112 - TERRY M & KRISTIE	\$3,699.83	MOVING COSTS OIN1112/1113	V01701	ND LAND PURCH-OUT OF TOWN
	8/31/2023	330071	1113 - TERRY M & KRISTIE	\$3,699.82	MOVING COSTS OIN1112/1113	V01701	ND LAND PURCH-OUT OF TOWN
	8/31/2023	330071	8385 - ERIC J SCORE	\$48,064.47	MOVING COSTS FOR OIN 8385	V01701	ND LAND PURCH-OUT OF TOWN
Relocation / Residential Buildings				\$57,814.12			

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Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
790-7930-429.67-12	8/3/2023	329403	1112 - TERRY M & KRISTIE	\$8,217.42	MOVING COSTS FOR OIN 1112	V01701	ND LAND PURCH-OUT OF TOWN
	8/3/2023	329403	1113 - TERRY M & KRISTIE	\$8,217.42	MOVING COSTS FOR OIN 1113	V01701	ND LAND PURCH-OUT OF TOWN
	8/31/2023	330071	1093 - RICHARD FARM ENTE	\$500.00	QUOTE FOR RIMP LOAN	V01701	ND LAND PURCH-OUT OF TOWN
	8/31/2023	330071	1112 - TERRY M & KRISTIE	\$19,066.50	MOVING REIM OIN 1112/1113	V01701	ND LAND PURCH-OUT OF TOWN
	8/31/2023	330071	1113 - TERRY M & KRISTIE	\$19,066.50	MOVING REIM OIN 1112/1113	V01701	ND LAND PURCH-OUT OF TOWN
	8/31/2023	330071	2014 - ODEGAARD 4	\$55,287.60	MOVING REIMB FOR OIN 2014	V01701	ND LAND PURCH-OUT OF TOWN
Relocation / Commercial Buildings				\$110,355.44			
790-7930-429.68-10	8/3/2023	329403	CASS COUNTY JOINT WATE	\$77.00	COPIES	V01201	Cass Joint Water ROE
	8/31/2023	330071	CASS COUNTY JOINT WATE	\$31.00	COPIES	V01201	Cass Joint Water ROE
Miscellaneous / Miscellaneous				\$108.00			
790-7930-429.71-30	8/3/2023	329403	1181N - EDWARD O SAMUEL	(\$474,000.00)	RTN DEPOSIT OIN 1181/1182	V01701	ND LAND PURCH-OUT OF TOWN
	8/3/2023	329403	1182N - EDWARD O SAMUEL	(\$474,000.00)	RTN DEPOSIT OIN 1181/1182	V01701	ND LAND PURCH-OUT OF TOWN
	8/31/2023	330071	8359 - STEVEN D SCHULTZ E	\$4,045,125.04	SCHULTZ PROPERTY PURCHASE	V01701	ND LAND PURCH-OUT OF TOWN
	8/31/2023	330071	8385 - ERIC J SCORE	\$400.00	DEPOSIT RETURN OIN 8385	V01701	ND LAND PURCH-OUT OF TOWN
Land / Land Purchases				\$3,097,525.04			

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Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
790-7930-429.71-31	8/3/2023	329403	1550 - BERGH	\$27,592.50	BERGH FLOWAGE EASEMENT	V01701	ND LAND PURCH-OUT OF TOWN
	8/3/2023	329403	1573 - BERGH	\$27,592.50	BERGH FLOWAGE EASEMENT	V01701	ND LAND PURCH-OUT OF TOWN
	8/3/2023	329403	1587 - AMBUEHL	\$9,365.50	JOHNSON/AMBUEHL FLOWAGE	V01701	ND LAND PURCH-OUT OF TOWN
	8/3/2023	329403	2043 - OLSON 7	\$522,245.00	OLSON TRUST FLOWAGE EASEM	V01701	ND LAND PURCH-OUT OF TOWN
	8/3/2023	329403	7205 - SCHMIDT AND SONS I	\$70,061.67	SCHMIDT & SONS FLOWAGE EAS	V01701	ND LAND PURCH-OUT OF TOWN
	8/3/2023	329403	7206 - SCHMIDT AND SONS I	\$70,061.67	SCHMIDT & SONS FLOWAGE EAS	V01701	ND LAND PURCH-OUT OF TOWN
	8/3/2023	329403	7210 - SCHMIDT AND SONS I	\$70,061.66	SCHMIDT & SONS FLOWAGE EAS	V01701	ND LAND PURCH-OUT OF TOWN
	8/3/2023	329403	8475 - DOSS, JEREMY & CLA	\$3,215.00	DOSS FLOWAGE EASEMENT	V01701	ND LAND PURCH-OUT OF TOWN
	8/3/2023	329403	9237 - AMBUEHL	\$9,365.50	JOHNSON/AMBUEHL FLOWAGE	V01701	ND LAND PURCH-OUT OF TOWN
	8/31/2023	330071	0824 - SAUVAGEAU 1	\$1,000,155.00	SAUVAGEAU IRREV TRST FLOW	V01701	ND LAND PURCH-OUT OF TOWN
	8/31/2023	330071	0824 - SAUVAGEAU 1	\$59.75	WITNESS CLOSING FEE SAUVA	V01701	ND LAND PURCH-OUT OF TOWN
	8/31/2023	330071	0825 - SAUVAGEAU 1	\$1,000,155.00	SAUVAGEAU IRREV TRST FLOW	V01701	ND LAND PURCH-OUT OF TOWN
	8/31/2023	330071	1344 - MILLER 1	\$24,180.00	JINADASA FLOWAGE EASEMENT	V01701	ND LAND PURCH-OUT OF TOWN
	8/31/2023	330071	1886 - BYE 3	\$640,855.00	HIATT FLOWAGE EASEMENT	V01701	ND LAND PURCH-OUT OF TOWN
	8/31/2023	330071	1975 - MATHISON 3	\$9,750.00	TEMP CONSTRUCTION EASEMNT	V01701	ND LAND PURCH-OUT OF TOWN
	8/31/2023	330071	1985 - MATHISON 3	\$7,500.00	TEMP CONSTRUCTION EASEMNT	V01701	ND LAND PURCH-OUT OF TOWN
	8/31/2023	330071	8856 - HEITMAN	\$9,750.00	TEMP CONSTRUCTION EASEMNT	V01701	ND LAND PURCH-OUT OF TOWN
	8/31/2023	330071	8921 - MATHISON 3	\$7,500.00	TEMP CONSTRUCTION EASEMNT	V01701	ND LAND PURCH-OUT OF TOWN
Land / Easements				\$3,509,465.75			
790-7930-429.73-20	8/3/2023	329445	INDUSTRIAL BUILDERS INC	\$117,316.25	WP-38A PROP STR MIT PROJ	V06005	PROPERTY REMOVALS - WP38A
Infrastructure / Site Improvements				\$117,316.25			
790-7931-429.33-05	8/31/2023	330073	Prosource Technologies, Inc	\$13,432.99	REQ #32-PROF SVC THRU 7/1	V06201	MCCJPA - MN ROE
	8/31/2023	330073	SRF Consulting Group	\$26,466.70	REQ #32-PRO SVC THRU 6/30	V06201	MCCJPA - MN ROE
Other Services / Engineering Services				\$39,899.69			

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Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
790-7931-429.33-25	8/31/2023	330073	OHNSTAD TWICHELL PC	\$270.90	REQ #32-RELOC APPEALLEECH	V06201	MCCJPA - MN ROE
	8/31/2023	330073	OHNSTAD TWICHELL PC	\$34,348.00	REQ #32-UPSTREAM MITIGATN	V06201	MCCJPA - MN ROE
	8/31/2023	330073	OHNSTAD TWICHELL PC	\$8,965.50	REQ #32-SOUTHERN EMBANKMT	V06201	MCCJPA - MN ROE
	8/31/2023	330073	OHNSTAD TWICHELL PC	\$543.90	REQ #32-RELOC DUBOIS/BUTH	V06201	MCCJPA - MN ROE
	8/31/2023	330073	OHNSTAD TWICHELL PC	\$270.90	REQ #32-RELOC APP KRAGRUD	V06201	MCCJPA - MN ROE
	8/31/2023	330073	OHNSTAD TWICHELL PC	\$207.00	REQ #32-ENVIRO MONITORING	V06201	MCCJPA - MN ROE
	8/31/2023	330073	OHNSTAD TWICHELL PC	\$7,319.90	REQ #32 - GENERAL 2023	V06201	MCCJPA - MN ROE
	8/31/2023	330073	OHNSTAD TWICHELL PC	\$446.40	REQ #32-RELOC APPEAL BUTH	V06201	MCCJPA - MN ROE
Other Services / Legal Services				\$52,372.50			
790-7931-429.33-32	8/31/2023	330073	CROWN APPRAISALS	\$31,500.00	REQ #32 - PROF SERVICES	V06201	MCCJPA - MN ROE
Other Services / Appraisal Services				\$31,500.00			
790-7931-429.54-10	8/31/2023	330073	BARNESVILLE RECORD-RE	\$48.00	REQ #32 - JPA MTG 6/12	V06201	MCCJPA - MN ROE
Advertising / Legal Publications				\$48.00			
790-7931-429.62-51	8/31/2023	330073	RED RIVER VALLEY COOPE	\$51.94	REQ #32-SVC 13689 3RD STS	V02301	MN LAND PURCHASES
Energy / Electricity				\$51.94			
790-7931-429.71-30	8/31/2023	330073	1251 - COSSETTE	\$1,237.50	REQ #32-REFUND LEASE PYMT	V02301	MN LAND PURCHASES
	8/31/2023	330073	1635 - BUTH	\$1,101,536.43	REQ #32-CL OIN 1635/1665	V02301	MN LAND PURCHASES
	8/31/2023	330073	1665 - ROOD	\$1,101,536.43	REQ #32-CL OIN 1635/1665	V02301	MN LAND PURCHASES
Land / Land Purchases				\$2,204,310.36			
790-7940-429.33-06	8/17/2023	329715	BRAUN INTERTEC CORP	\$12,611.78	MATERIALS TESTING	V00407	TASK ORDER #5
Other Services / Quality Testing				\$12,611.78			
790-7941-429.33-05	8/10/2023	329546	MOORE ENGINEERING INC	\$5,426.25	PROF SRVC COMSTOCK LAGOON	V10102	LAGOON
Other Services / Engineering Services				\$5,426.25			
790-7950-429.33-05	8/10/2023	329651	MOORE ENGINEERING INC	\$492.50	REIMB MOORE ENG INVOICE	V08801	RUSH RIVER-DRAIN EXPENSE
	8/17/2023	329775	HOUSTON-MOORE GROUP L	\$20,655.75	JUNE 23-TASK ORDER NO.101	V01633	DESIGN & CONST. SUPPORT
	8/7/2023	ES08230	City of Fargo	\$8,319.59	City of Fargo	V05405	LEVEE/FLOODWALL - BELMONT
Other Services / Engineering Services				\$29,467.84			

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Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
790-7950-429.33-06	8/17/2023	329715	BRAUN INTERTEC CORP	\$50,863.50	MATERIALS TESTING	V00406	TASK ORDER #4
Other Services / Quality Testing				\$50,863.50			
790-7950-429.38-99	8/7/2023	ES08230	BRAUN INTERTEC CORP	\$1,175.50	BRAUN INTERTEC CORP	V05413	FLOOD MIT-52ND AVE/UNV DR
	8/7/2023	ES08230	CENTURYLINK COMMUNIC	\$1,713.10	CENTURYLINK ASSET ACCOUNT	V05409	FLOOD MIT-WOODCREST DRIVE
	8/7/2023	ES08230	Jordan Hoffinan	\$319.87	HOFFMAN, JORDAN	V05408	FLOOD MIT-ROYAL OAKS AREA
	8/7/2023	ES08230	XCEL ENERGY-FARGO	\$17.09	XCEL ENERGY	V05430	STORM LIFT IMPROVMNTS #15
Other Services / Other Services				\$3,225.56			
790-7950-429.41-05	8/10/2023	329542	Cass Rural Water	\$27.00	CRWD INLET JUNE BILL	V05006	DIVERSION INLET UTILITY
Utility Services / Water and Sewer				\$27.00			
790-7950-429.73-52	8/7/2023	ES08230	CC STEEL, LLC	\$7,018.00	CC STEEL, LLC	V05430	STORM LIFT IMPROVMNTS #15
	8/21/2023	ES08230	INDUSTRIAL BUILDERS INC	(\$29,094.44)	CORRECT CODING OF EXP	V05409	FLOOD MIT-WOODCREST DRIVE
Infrastructure / Flood Control				(\$22,076.44)			
790-7950-429.73-58	8/7/2023	ES08230	City of Fargo	\$61,035.30	City of Fargo	V05419	STORM LIFT STATION #24
Infrastructure / Storm Sewer Systems				\$61,035.30			
790-7950-429.73-70	8/17/2023	329808	MLGC	\$34,904.86	#2 FIBER LINE LOWER-OXBOW	V11201	UTILITY RELOCATION
	8/31/2023	330061	Cass County Electric Cooperativ	\$231,088.29	TO#4 CHANNEL PRIMARY RERO	V04707	DIV CHANNEL PRIMARY RE-ROU
	8/31/2023	330061	Cass County Electric Cooperativ	\$8,120.80	TO#5 LINE REPLACEMENT	V04708	112 AVE S - PRIM LINE REP
Infrastructure / Utilities				\$274,113.95			
790-7950-429.74-10	8/7/2023	ES08230	City of Fargo	\$2,888.30	City of Fargo	V05405	LEVEE/FLOODWALL - BELMONT
Capital Outlay / Machinery & Equipment				\$2,888.30			
790-7951-429.73-70	8/31/2023	330170	Sprint Communications Compan	\$555,625.21	FIBER OPTIC RELOCATION	V04902	FIBER RELOCATION - MN
Infrastructure / Utilities				\$555,625.21			
790-7952-429.33-05	8/17/2023	329775	HOUSTON-MOORE GROUP L	\$18,520.63	JUNE 23-TASK ORDER NO.101	V01633	DESIGN & CONST. SUPPORT
Other Services / Engineering Services				\$18,520.63			
790-7952-429.73-52	8/31/2023	330113	INDUSTRIAL BUILDERS INC	\$2,648.35	WETLAND METIGATION	V06002	WP43G-OHB WETLAND MITIGTN
Infrastructure / Flood Control				\$2,648.35			

Data Through Date: Friday, August 25, 2023

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Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
790-7959-429.73-52	8/7/2023	ES08230	CC STEEL, LLC	\$29,179.21	CC STEEL, LLC	V05430	STORM LIFT IMPROVMNTS #15
	8/7/2023	ES08230	Key Contracting Inc	\$315,500.70	KEY CONTRACTING INC	V05406	DRAIN 27 LIFT STATION #56
	8/21/2023	ES08230	INDUSTRIAL BUILDERS INC	\$29,094.44	CORRECT CODING OF EXP	V05409	FLOOD MIT-WOODCREST DRIVE
Infrastructure / Flood Control				\$373,774.35			
790-7990-429.33-05	8/3/2023	329403	MOORE ENGINEERING INC	\$5,310.00	ENG-TASK2-P3 LEGAL DRAIN	V01201	Cass Joint Water ROE
	8/10/2023	329538	BNSF RAILWAY CO	\$505.10	PRELIM ENG SERVICE AGRMNT	V11101	PRELIMINARY ENGINEERING
	8/17/2023	329775	HOUSTON-MOORE GROUP L	\$63,932.63	JUNE 23-TASK ORDER NO.101	V01633	DESIGN & CONST. SUPPORT
	8/31/2023	330071	MOORE ENGINEERING INC	\$4,711.25	ENG-TASK2-P3 LEGAL DRAIN	V01201	Cass Joint Water ROE
Other Services / Engineering Services				\$74,458.98			
790-7990-429.33-25	9/5/2023	1054	OHNSTAD TWICHELL PC	\$22,322.56	Ohnstad Twichell PC	V00102	General & Admin. WIK
Other Services / Legal Services				\$22,322.56			
790-7990-429.33-47	8/24/2023	329985	Program Advisor Services, LLC	\$45,440.22	DIVERSION CONSULTING	V05801	CONSULTING SERVICES
Other Services / Consulting Services				\$45,440.22			
790-7990-429.34-57	8/24/2023	19510	BANK OF NORTH DAKOTA	\$16,974.00	BND TRUSTEE FEE - 08/2023	V08502	MONTHLY TRUSTEE FEE
Technical Services / FMDA Trustee Fees BND				\$16,974.00			
790-7998-555.90-81	8/24/2023	ES08230	Diversion Admin Budget Transfe	\$0.00	ANNUAL ADMIN BDGT TRF-AUG	VADMIN	Diversion Administration
FMDA Admin. Budget Fund				\$0.00			
790 Subtotal				\$13,783,958.25			

Total Amount Invoiced this period:	\$14,023,256.90	
	\$137,047.57	Less Paid Retainage
	\$13,886,209.33	Total Less Paid Retainage

Data Through Date: Friday, August 25, 2023

Cumulative Vendor Payments Since Inception (Paid Only)

Vendor Name	Approved Contract/Invoiced Amount	Liquidated	Outstanding Encumbrance	Purpose
LAND PURCHASE	\$331,490,324.67	\$331,490,324.67	\$0.00	Land Purchase
CH2M HILL ENGINEERS INC	\$152,240,026.12	\$108,370,744.31	\$43,869,281.81	Project & Construction Management
HOUSTON-MOORE GROUP LLC	\$94,530,504.39	\$68,886,452.14	\$25,644,052.25	Engineering Services
INDUSTRIAL BUILDERS INC	\$61,912,484.99	\$61,510,299.24	\$402,185.75	2nd St N Pump Station Project and 2nd St Floodwall, South of Pu
ARMY CORP OF ENGINEERS	\$53,159,000.00	\$53,159,000.00	\$0.00	Local Share
NORTH DAKOTA PUBLIC FINANCE AUTHORIT	\$36,764,780.00	\$36,764,780.00	\$0.00	Debt Service
RICHLAND-WILKIN JPA	\$35,000,000.00	\$35,000,000.00	\$0.00	Economic Impact Relief Fund
OHNSTAD TWICHELL PC	\$20,262,917.43	\$20,262,917.43	\$0.00	Legal Services
MEYER CONTRACTING	\$19,244,280.80	\$19,244,280.80	\$0.00	WP-43CD and Gatewell - PVD & Surcharge Installation
INDUSTRIAL CONTRACT SERVICES INC	\$18,419,743.64	\$18,419,743.64	\$0.00	4th St Pump Station and 2nd Street Floodwall
KEY CONTRACTING INC	\$15,376,254.11	\$15,376,254.11	\$0.00	FM1413 - Oakcreek and Copperfield Court Levee
ADVANCED ENGINEERING INC	\$14,379,176.00	\$10,794,081.07	\$3,585,094.93	Lands Management and Public Outreach
WELLS FARGO	\$11,607,080.05	\$11,607,080.05	\$0.00	Debt Service
DORSEY & WHITNEY LLP	\$11,166,442.49	\$11,166,442.49	\$0.00	Legal Services
DAKOTA UNDERGROUND	\$11,141,625.69	\$11,141,625.69	\$0.00	Utility Relocation
LANDSCAPES UNLIMITED	\$11,007,612.78	\$11,007,612.78	\$0.00	Golf Course Construction - Oxbow Country Club
OKEEFE, OBRIAN, LYSON & FOSS LTD	\$9,962,512.68	\$9,962,512.68	\$0.00	FLDBUY - COF Flood Home Buyouts
CITY OF FARGO	\$7,379,376.05	\$7,373,737.30	\$5,638.75	Utility Relocation, Accounting Svcs, Interest on Deficit Funds
MOORE ENGINEERING INC	\$6,649,551.64	\$6,047,361.92	\$602,189.72	Engineering Services
ASHURST LLP	\$6,352,853.01	\$6,352,853.01	\$0.00	PPP Legal Counsel
SRF CONSULTING GROUP	\$6,065,866.44	\$2,776,612.23	\$3,289,254.21	Engineering Services
NUSTAR PIPELINE OPERATING PARTNERSHIP	\$5,876,280.98	\$5,819,359.23	\$56,921.75	Utility Relocation
AON RISK SERVICES CENTRAL INC	\$5,778,765.42	\$5,699,828.92	\$78,936.50	Risk Advisory Services P3 Pre-Award
CASS RURAL WATER	\$5,379,518.27	\$5,270,340.52	\$109,177.75	Utilities and Utility Relocation
ERNST & YOUNG	\$5,377,000.00	\$5,003,678.20	\$373,321.80	P3 Financial Advisory Services
BRAUN INTERTEC CORP	\$4,845,890.25	\$1,372,666.77	\$3,473,223.48	Materials Testing
HOUSTON ENGINEERING INC	\$4,484,868.16	\$4,484,868.16	\$0.00	Engineering Services

Data Through Date: Friday, August 25, 2023

Cumulative Vendor Payments Since Inception (Paid Only)

Vendor Name	Approved Contract/Invoiced Amount	Liquidated	Outstanding Encumbrance	Purpose
PROSOURCE TECHNOLOGIES, INC	\$4,298,291.71	\$3,173,042.76	\$1,125,248.95	Land Acquisition Services
RILEY BROS	\$3,656,841.67	\$3,656,841.67	\$0.00	Construction - OHB Ring Levee & WP-28A
MAGELLAN PIPELINE	\$3,607,000.00	\$2,852,375.85	\$754,624.15	Utility Relocation
CENTURYLINK COMMUNICATIONS	\$3,600,193.81	\$3,600,193.71	\$0.10	Utility Relocation
RED RIVER VALLEY & WESTERN RAILROAD C	\$3,589,388.46	\$3,589,388.46	\$0.00	Railroad Facilities and the Rail Property
CASS COUNTY GOVERNMENT	\$3,500,087.31	\$3,500,087.31	\$0.00	Gravel on County Rd 17 Bypass
CHS INC.	\$3,049,153.37	\$3,049,153.37	\$0.00	Purchase Agreement (DB-1011)
PLENARY AMERICAS USA LTD	\$3,000,000.00	\$3,000,000.00	\$0.00	Stipend Payment for P3 RFP
SELLIN BROS INC	\$2,814,909.59	\$2,814,909.59	\$0.00	Riverwood Flood Risk Project - Construction
SCHMIDT AND SONS INC.	\$2,673,045.60	\$1,958,417.76	\$714,627.84	Residential Demolition in Oxbow
MINNESOTA DNR	\$2,636,755.60	\$2,617,681.40	\$19,074.20	EIS Scoping and Permit Application
CASS COUNTY ELECTRIC COOPERATIVE	\$2,536,633.02	\$1,713,500.47	\$823,132.55	Electrical Services
CROWN APPRAISALS	\$2,415,230.00	\$1,879,530.00	\$535,700.00	Flowage Easements Valuation and Appraisal Services
OXBOW, CITY OF	\$2,383,317.16	\$2,383,317.16	\$0.00	OXBOW MOU - LAND ADVANCE
LANDWEHR CONSTRUCTION INC	\$2,304,622.16	\$2,304,622.16	\$0.00	In-Town and WP-43 Demolition Contracts
HDR ENGINEERING, INC.	\$2,192,783.68	\$1,740,323.79	\$452,459.89	Engineering Services
HOUGH INC	\$2,088,832.83	\$2,088,832.83	\$0.00	Construction WP-42F.2 and Oxbow River Intake & Pumping Syst
PROGRAM ADVISOR SERVICES, LLC	\$2,006,282.87	\$1,782,330.22	\$223,952.65	Program Consulting Services
URS CORPORATION	\$1,805,670.90	\$1,805,670.90	\$0.00	Cultural Resources Investigations
ACONEX (NORTH AMERICA) INC	\$1,670,793.92	\$1,207,471.01	\$463,322.91	Electronic Data Mgmt and Record Storage System
ULTEIG ENGINEERS INC	\$1,644,157.63	\$1,445,657.09	\$198,500.54	Land Acquisition Services
CASS COUNTY JOINT WATER RESOURCE DI	\$1,618,764.14	\$1,618,764.14	\$0.00	O/H/B Ring Levee, DPAC, Postage, Miscellaneous
REINER CONTRACTING INC	\$1,599,646.21	\$1,599,646.21	\$0.00	El Zagal Flood Risk Management
BNSF RAILWAY CO	\$1,597,425.00	\$1,556,539.86	\$40,885.14	Permits for In-Town Levee Projects
CASS COUNTY TREASURER	\$1,366,146.82	\$1,366,146.82	\$0.00	Property Taxes
UNITED STATES GEOLOGICAL SURVEY	\$1,332,840.00	\$346,287.50	\$986,552.50	Water Level Discharge Collection & Stage Gage Installation
AECOM	\$1,283,995.14	\$950,353.97	\$333,641.17	Cultural Resources Investigations

Data Through Date: Friday, August 25, 2023

Cumulative Vendor Payments Since Inception (Paid Only)

Vendor Name	Approved Contract/Invoiced Amount	Liquidated	Outstanding Encumbrance	Purpose
XCEL ENERGY-FARGO	\$1,251,209.58	\$1,204,609.58	\$46,600.00	Utility Relocation
US BANK	\$1,205,546.13	\$1,205,546.13	\$0.00	Loan Advance Debt Service Payments
CONSOLIDATED COMMUNICATIONS	\$1,078,307.97	\$1,078,307.97	\$0.00	Utility Relocation
KPH, INC.	\$1,025,640.12	\$1,025,640.12	\$0.00	WP-43D5 Construction
CLERK OF DISTRICT COURT	\$939,044.32	\$939,044.32	\$0.00	FLDBUY - COF Flood Home Buyouts
TERRACON CONSULTING ENGINEERS	\$887,718.41	\$887,718.41	\$0.00	Materials Testing
MINNKOTA POWER COOPERATIVE	\$840,269.48	\$565,269.48	\$275,000.00	Utility Relocation
SPRINT COMMUNICATIONS COMPANY L.P.	\$812,034.58	\$812,034.58	\$0.00	Fiber Optic Relocation
COMPASS LAND CONSULTANTS, INC	\$804,820.00	\$627,389.43	\$177,430.57	Property Appraisal Services
LARKIN HOFFMAN ATTORNEYS	\$749,687.78	\$749,687.78	\$0.00	Legal Services
CC STEEL, LLC	\$742,873.86	\$742,873.86	\$0.00	Lift Station Improvements
MASTER CONSTRUCTION CO INC	\$739,364.30	\$739,364.30	\$0.00	Flood Mitigation - Royal Oaks Area - Construction
UNITED STATES ENVIRONMENTAL PROTECTI	\$736,686.35	\$736,686.35	\$0.00	WIFIA LOAN APPLCATION FEE
DAKOTA CARRIER NETWORK	\$727,348.58	\$727,348.58	\$0.00	Utility Relocation
CITY OF HORACE	\$701,840.00	\$701,840.00	\$0.00	Infrastructure Fund
RED RIVER VALLEY ALLIANCE LLC	\$695,113.30	\$695,113.30	\$0.00	P3 Developer payments
ERIK R JOHNSON & ASSOCIATES	\$686,572.23	\$686,572.23	\$0.00	Legal Services
PATCHIN MESSNER VALUATION COUNSELORS	\$675,025.00	\$472,196.25	\$202,828.75	Property Appraisal Services
METROPOLITAN COUNCIL OF GOVERNMENTS	\$637,390.01	\$637,390.01	\$0.00	Digital Aerial Photography
DUCKS UNLIMITED	\$587,180.00	\$587,180.00	\$0.00	Wetland Mitigation Credits
AT&T	\$586,269.60	\$586,269.60	\$0.00	Utility Relocation
LINNCO, INC.	\$534,003.11	\$534,003.11	\$0.00	House Demo and Removal
MIDCONTINENT COMMUNICATIONS	\$527,490.41	\$527,490.41	\$0.00	Utility Relocation
RED RIVER BASIN COMMISSION	\$501,000.00	\$501,000.00	\$0.00	Retention Projects - Engineering Services
HOFFMAN & MCNAMARA CO.	\$491,334.67	\$491,334.67	\$0.00	General Landscaping and Planting (WP-42G)
BUFFALO-RED RIVER WATERSHED DISTRICT	\$473,287.89	\$473,287.89	\$0.00	Retention Projects - Engineering Services
BANK OF NORTH DAKOTA	\$460,519.09	\$460,519.09	\$0.00	Legal review fees

Data Through Date: Friday, August 25, 2023

Cumulative Vendor Payments Since Inception (Paid Only)

Vendor Name	Approved Contract/Invoiced Amount	Liquidated	Outstanding Encumbrance	Purpose
RED RIVER VALLEY COOPERATIVE ASSOC	\$450,563.05	\$450,563.05	\$0.00	Electricity - Home Buyouts
ROBERT TRENT JONES	\$440,431.73	\$440,431.73	\$0.00	Oxbow MOU - Golf Course Consulting Agreement
NEON LOON COMMUNICATIONS, LLC	\$437,065.00	\$250,386.87	\$186,678.13	Communications Support
CLAY COUNTY AUDITOR	\$426,760.03	\$426,760.03	\$0.00	Property Taxes - MN
C THREE MEDIA, LLC	\$394,063.70	\$253,076.40	\$140,987.30	Videography Services
MBA	\$380,636.36	\$380,636.36	\$0.00	Golf course and pump house - Oxbow Country Club
BEAVER CREEK ARCHAEOLOGY	\$369,370.25	\$369,370.25	\$0.00	Engineering Services
NDSU BUSINESS OFFICE-BOX 6050	\$356,145.00	\$356,145.00	\$0.00	Ag Risk Study Services
WATTS AND ASSOCIATES, INC.	\$350,000.00	\$299,252.13	\$50,747.87	Crop insurance product development services
MVM CONTRACTING	\$339,448.03	\$339,448.03	\$0.00	Fiber Relocation
SWANSON HEALTH PRODUCTS, INC.	\$337,059.00	\$337,059.00	\$0.00	FM1471 - Storm Lift Stations #55 and #56 - Drain 27
INTEGRA REALTY RESOURCES	\$330,300.00	\$257,750.00	\$72,550.00	Property Appraisal Services
DFI BRIDGE CORPORATION	\$316,211.21	\$316,211.21	\$0.00	Bridge Construction - Oxbow Country Club
FEDERAL STEEL SUPPLY, INC.	\$307,378.00	\$307,378.00	\$0.00	OHB - 42 inch steel pipe
DIRT DYNAMICS	\$301,332.37	\$301,332.37	\$0.00	HD18A1 - Oakcreek, Copperfield & Univerisy - Demo
GARY KILLEBREW	\$279,500.00	\$279,500.00	\$0.00	Project Manager Services - Oxbow Country Club
TURMAN & LANG	\$277,139.55	\$277,139.55	\$0.00	Legal Services
MOODYS INVESTORS SERVICE, INC.	\$274,375.00	\$274,375.00	\$0.00	WIFIA loan fees
702 COMMUNICATIONS	\$266,892.07	\$266,892.07	\$0.00	Utility Relocation
FORUM COMMUNICATIONS	\$247,805.67	\$239,055.67	\$8,750.00	Advertising Services
PR FOR GOOD, INC	\$242,482.28	\$242,482.28	\$0.00	Communications Support Services
FREDRIKSON & BYRON, PA	\$241,881.28	\$241,881.28	\$0.00	Lobbying Services
NORTHERN IMPROVEMENT COMPANY	\$235,531.95	\$235,531.95	\$0.00	CR-17 asphalt paving
GRAY PANNELL & WOODWARD LLP	\$231,300.68	\$231,300.68	\$0.00	Legal Services
RICK ELECTRIC INC	\$229,799.50	\$229,799.50	\$0.00	Riverwood Flood Risk Project - Electrical
WILLIAM D. SCEPANIAC, INC.	\$226,235.21	\$226,235.21	\$0.00	ROADWAY RESHAPING & AGGREGATE SURFACING
PLEASANT TOWNSHIP	\$208,207.85	\$208,207.85	\$0.00	Building Permit Application

Data Through Date: Friday, August 25, 2023

Cumulative Vendor Payments Since Inception (Paid Only)

Vendor Name	Approved Contract/Invoiced Amount	Liquidated	Outstanding Encumbrance	Purpose
DAWSON INSURANCE AGENCY	\$200,685.72	\$200,685.72	\$0.00	Property Insurance - Home Buyouts
AMERICAN ENTERPRISES, INC.	\$200,281.00	\$200,281.00	\$0.00	Construction/Demolition
CITY OF OXBOW MOU	\$200,000.00	\$200,000.00	\$0.00	Oxbow Park Relocation MOU Amendment
EXECUTIVE MANAGEMENT SYSTEMS, INC.	\$196,763.96	\$196,763.96	\$0.00	Executive Coaching
MICHAEL H KLEIN	\$189,965.25	\$81,096.10	\$108,869.15	Communications Support
SERKLAND LAW FIRM	\$189,733.21	\$189,733.21	\$0.00	Legal services
MAPLETON, CITY OF	\$179,605.00	\$87,870.22	\$91,734.78	Prelim Engineering Services
SPRINGSTED INCORPORATED	\$178,010.15	\$178,010.15	\$0.00	Financial Advisor
KADRMAS LEE & JACKSON, INC.	\$176,164.00	\$176,164.00	\$0.00	Engineering Services
MUNICIPAL AIRPORT AUTHORITY	\$166,981.00	\$166,981.00	\$0.00	Easement for Airport
SOIL BORINGS	\$166,232.50	\$166,232.50	\$0.00	Soil Borings
RED RIVER COMMUNICATIONS	\$160,943.20	\$0.00	\$160,943.20	Fiber Relocation
GA GROUP, PC	\$156,229.32	\$140,229.32	\$16,000.00	Government Relations
PFM PUBLIC FINANCIAL MANAGEMENT	\$146,460.00	\$146,460.00	\$0.00	Financial Advisor
S&P GLOBAL RATINGS	\$145,625.00	\$145,625.00	\$0.00	Ratings Evaluation Service
DAILY NEWS	\$143,075.16	\$143,075.16	\$0.00	Advertising Services
CHAPMAN AND CUTLER	\$140,000.00	\$140,000.00	\$0.00	Legal Services
QUANTUM SPATIAL, INC.	\$139,061.35	\$139,061.35	\$0.00	Digital Aerial Photography
JT LAWN SERVICE LLC	\$138,976.44	\$91,804.00	\$47,172.44	Mowing and weed control
EIDE BAILLY LLP	\$131,643.25	\$94,643.25	\$37,000.00	Audit Services
SENTRY SECURITY, INC.	\$121,212.85	\$121,212.85	\$0.00	Security Services
AFFINITEXT INC	\$118,630.00	\$68,168.13	\$50,461.87	Document Management Services
ENVENTIS	\$115,685.62	\$115,685.62	\$0.00	Utility Relocation
GE BOCK REAL ESTATE, LLC	\$112,590.00	\$112,590.00	\$0.00	Property Appraisal Services
OXBOW COUNTRY CLUB	\$110,391.68	\$110,391.68	\$0.00	Golf Course - Oxbow
TINJUM APPRAISAL COMPANY, INC.	\$108,050.00	\$106,000.00	\$2,050.00	Property Appraisal Services
MAPLETON TOWNSHIP	\$108,030.00	\$108,030.00	\$0.00	Lost tax revenue and attorney fees

Data Through Date: Friday, August 25, 2023

Cumulative Vendor Payments Since Inception (Paid Only)

Vendor Name	Approved Contract/Invoiced Amount	Liquidated	Outstanding Encumbrance	Purpose
DAVID CLARDY	\$105,215.05	\$105,215.05	\$0.00	Home buyouts - easement
JORGE PAGAN	\$103,500.00	\$103,500.00	\$0.00	Appraisal services
137 Vendors	Report Totals: \$1,065,072,776.91	\$975,235,971.56	\$89,836,805.35	

METRO FLOOD DIVERSION AUTHORITY

Tuesday, September 19, 2023

Data Through Date: Friday, August 25, 2023

Parcel (OIN) Physical Location Summary

Project / Physical Location	Parcels	Acquired / Sold	Cancelled OIN's (HC)	PCT Acquired / Cancelled	Remaining OIN's	Cost To Date
BIOGEO	423	212	131	81%	80	\$1,097,231
BIOGEO	293	211	2	73%	80	\$325,546
HC	130	1	129	100%	0	\$771,685
CHANNEL	706	498	206	100%	2	\$99,739,477
ENV	1	0	0	0%	1	\$0
HC	229	23	206	100%	0	\$3,559,111
LAP01	132	132	0	100%	0	\$7,940,780
LAP02	102	101	0	99%	1	\$13,564,816
LAP03	85	85	0	100%	0	\$23,532,267
LEGACY	156	156	0	100%	0	\$51,141,254
SheyMit	1	1	0	100%	0	\$1,250
Habitat Improve	17	1	0	6%	16	\$2,000
Habitat_Shey	17	1	0	6%	16	\$2,000
MOBILITY	123	0	1	1%	122	\$0
DA_MOB37_MN	51	0	0	0%	51	\$0
DA_MOB37_ND	19	0	0	0%	19	\$0
DA_MOB38TH	52	0	0	0%	52	\$0
HC	1	0	1	100%	0	\$0
NA	7	0	7	100%	0	\$0
HC	7	0	7	100%	0	\$0
SEAILAND	403	323	34	89%	46	\$72,034,072
DRAIN 27	39	39	0	100%	0	\$14,298,047
HC	39	5	34	100%	0	\$458,806
LEGACY	80	80	0	100%	0	\$13,783,651
SE_I29	10	10	0	100%	0	\$4,383,360
SE-1	43	42	0	98%	1	\$6,504,787
SE-2A	13	13	0	100%	0	\$3,369,529
SE-2B	60	53	0	88%	7	\$16,100,784
SE-3	7	6	0	86%	1	\$25,000
SE-4	40	21	0	53%	19	\$3,849,688
SE-5	16	0	0	0%	16	\$2,750
SE-INLET	9	9	0	100%	0	\$2,952,107
SE-RRCS	37	37	0	100%	0	\$6,305,062
SE-WRCS	8	8	0	100%	0	\$0
UMA	2	0	0	0%	2	\$500

Data Through Date: Friday, August 25, 2023

Parcel (OIN) Physical Location Summary

Project / Physical Location	Parcels	Acquired / Sold	Cancelled OIN's (HC)	PCT Acquired / Cancelled	Remaining OIN's	Cost To Date
Sheyenne Mitigatio	3	0	0	0%	3	\$1,750
SheyMit	3	0	0	0%	3	\$1,750
WP36	2	0	0	0%	2	\$2,750
WRDAM	2	0	0	0%	2	\$2,750
WP38	1,024	243	352	58%	429	\$63,504,938
BIOGEO	2	2	0	100%	0	\$4,500
HC	356	4	352	100%	0	\$1,283,123
LEGACY	3	3	0	100%	0	\$750
UMA	571	234	0	41%	337	\$62,216,565
UMA-C	53	0	0	0%	53	\$0
UMA-W	39	0	0	0%	39	\$0
WP40	18	8	10	100%	0	\$48,923
DRAYTON	7	7	0	100%	0	\$48,923
HC	10	0	10	100%	0	\$0
LEGACY	1	1	0	100%	0	\$0
WP42	66	50	3	80%	13	\$37,850,061
HC	4	1	3	100%	0	\$0
LEGACY	6	6	0	100%	0	\$18,014,935
WP42	56	43	0	77%	13	\$19,835,126
WP43	267	120	147	100%	0	\$79,807,670
Non-OIN Hard Land Cost	0	0	0	0%	0	\$22,598,547
HC	147	1	146	100%	0	\$500
LEGACY	4	4	0	100%	0	\$2,422,914
WP43A	1	1	0	100%	0	\$0
WP43B	6	6	0	100%	0	\$1,927,138
WP43C	74	74	0	100%	0	\$45,142,769
WP43D	21	20	1	100%	0	\$6,452,831
WP43D5	5	5	0	100%	0	\$1,175,055
WP43G	9	9	0	100%	0	\$87,915
Totals	3,059	1,455	891	77%	713	\$354,088,872

FM Metropolitan Area Flood Risk Management Project
Lands Expense - Life To Date
As of August 31, 2023

Property Address	Purchase Date	Purchase Price	Earnest Deposit	Relocation Assistance	Sale Proceeds	Total
Commercial Relocations - Fargo		16,099,989.70	-	16,300,462.10	(1,100.00)	32,399,351.80
Home Buyouts - Fargo		3,044,054.89	-	521,417.80	-	3,565,472.69
Home Buyouts - Moorhead		495,809.91	-	84,060.80	(8,440.00)	571,430.71
Home Buyouts - Oxbow		29,678,181.97	-	17,142,531.46	(368,167.87)	46,452,545.56
Home Buyouts - Hickson		1,031,674.37	-	120,422.18	-	1,152,096.55
Home Buyouts - Horace		7,603,598.67	-	595,320.88	-	8,198,919.55
Home Buyouts - Argusville		215,030.91	-	6,912.57	-	221,943.48
Easements - Fargo		504,716.00	-	-	-	504,716.00
Easements - Hickson		500.00	-	-	-	500.00
Easements - Oxbow		55,500.00	-	-	-	55,500.00
Easements - Diversion Inlet Control Structure		4,234,581.90	-	-	-	4,234,581.90
Easements - Piezometer		259,765.00	-	-	-	259,765.00
Easements - Minesota		1,542,370.79	-	-	-	1,542,370.79
Farmland Purchases		283,080,733.16	-	5,109,571.44	(15,042,128.67)	147,340,392.72

**FM Metropolitan Area Flood Risk Management Project
Lands Expense - Life To Date
As of August 31, 2023**

Property Address	Purchase Date	Purchase Price	Earnest Deposit	Relocation Assistance	Sale Proceeds	Total
Land Purchases						
N1/2 SE1/4 Sec 29 137N 48W, Holy Cross Twp, Clay County, MN	8/3/2023	152,018,878.64	-	2,563,701.41	(7,269,187.33)	147,340,392.72
Auditors Lot 4 of the SW Quarter Section 34, in Township 138 North of Range 49 West of the Fifth Principal Meridian, Cass County North Dakota	8/31/2023	372,653.83				
All that part of the fractional N% of Section 31, Township 137 North, Range 48 West of the 5" P.M., Clay County, Minnesota,	8/31/2023	4,045,125.04				
		2,203,072.86				
		<u>347,846,507.27</u>	-	39,880,699.23	(15,419,836.54)	<u>372,307,369.96</u>
				Property Management Expense		5,237,258.79
					Grand Total	<u>\$ 377,544,628.75</u>

**FM Metropolitan Area Flood Risk Management Project
In-Town Levee Work
as of August 31, 2023**

Vcode #	Vendor Name	Descriptions	Contract Amount	Amount Paid
V02801	Industrial Builders	WP42.A2 - 2nd Street North Pump Station	\$ 8,696,548.46	\$ 8,696,548.46
V02802	Terracon Consulting	WP-42 (In Town Levees) Materials Testing	\$ 884,070.41	\$ 884,070.41
V02803	Consolidated Communications	2nd Street Utility Relocation	\$ 1,178,781.73	\$ 1,178,781.73
V02804	702 Communications	2nd Street Utility Relocation	\$ 266,892.07	\$ 266,892.07
V02805	ICS	WP-42A.1/A.3 - 4th St Pump Station & Gatewell and 2nd St Floodwall S	\$ 18,365,229.13	\$ 18,365,229.13
V02806	HMG	WP42 - Services During Construction	\$ 6,513,429.90	\$ 6,513,429.90
V02807	CCJWRD	In-Town Levee Work	\$ 3,756,545.64	\$ 3,756,545.64
V02808	City of Fargo	Relocation of fiber optic along 2nd Street North	\$ 397,906.52	\$ 397,906.52
V02809	AT & T	2nd Street Utility Relocation	\$ 586,269.60	\$ 586,269.60
V02811	Xcel Energy	2nd Street & 4th Street Utility Relocations	\$ 769,791.73	\$ 769,791.73
V02812	Industrial Builders	WP-42F.1S - 2nd Street North Floodwall, South of Pump Station	\$ 16,720,591.15	\$ 16,720,591.15
V02813	Landwehr Construction	Park East Apartments Demolition	\$ 1,169,651.74	\$ 1,169,651.74
V02814	Primoris Aevenia	2nd Street Utility Relocation	\$ 16,230.00	\$ 16,230.00
V02815	Centurylink Communications	2nd Street Utility Relocation	\$ 2,660,937.92	\$ 2,660,937.92
V02816	Landwehr Construction	WP-42C.1 - In-Town Levees 2nd Street/Downtown Area Demo	\$ 907,999.08	\$ 907,999.08
V02817	Reiner Contracting, Inc	WP-42H.2 - El Zagal Area Flood Risk Management	\$ 1,599,646.21	\$ 1,599,646.21
V02818	Industrial Builders	WP-42I.1 - Mickelson Levee Extension	\$ 738,880.50	\$ 738,880.50
V02819	Industrial Builders	WP42F.1N - 2nd Street North	\$ 13,362,906.82	\$ 13,362,906.82
V02820	CH2M Hill	WP42 - Construction Management Services	\$ 851,775.30	\$ 851,775.30
V02821	Hough Incorporated	WP42F.2 - 2nd Street South	\$ 1,639,524.33	\$ 1,639,524.33
V02822	City of Fargo	COF - 2016 O&M on Lifts	\$ 323,023.74	\$ 323,023.74
V02823	Hoffman & McNamara	WP-42G General Landscaping and Planting	\$ 491,334.67	\$ 491,334.67
V02824	City of Fargo	COF – In-Town Flood Protection Debt Payments	\$ 29,263,195.00	\$ 29,263,195.00
V01703	Various	In-Town Property Purchases	\$ 21,176,116.94	\$ 19,958,677.43
V02825	Industrial Builders	WP-42E - 2nd Street South and Main Avenue Flood Mitigation	\$ 8,632,103.73	\$ 8,632,103.73
V02826	City of Fargo	In-Town Levee Maintenance	\$ 8,823.82	\$ 8,823.82
V054XX	City of Fargo	In-Town Complementary Work - Reimbursements	\$ 39,289,243.78	\$ 39,289,243.78
			\$ 180,267,449.92	\$ 179,050,010.41

Legacy Bond Fund Balance Report
As of 08/31/2023

Total Authorized \$ 435,500,000.00

Current Allocation \$ 219,000,000.00

Available funds remaining \$ 142,272,461.04

Funds Requested				
	2021	2022	2023	Total
January	\$ -	\$ 2,942,906.60	\$ 9,981,188.76	\$ 12,924,095.36
February	\$ -	\$ 4,564,036.17	\$ 8,921,227.42	\$ 13,485,263.59
March	\$ -	\$ 5,302,899.35	\$ 17,730,945.56	\$ 23,033,844.91
April	\$ -	\$ 1,472,504.37	\$ 11,046,323.21	\$ 12,518,827.58
May	\$ -	\$ 1,450,140.38	\$ 4,548,883.57	\$ 5,999,023.95
June	\$ -	\$ 4,423,864.76	\$ 14,466,204.50	\$ 18,890,069.26
July	\$ -	\$ 2,663,992.40		\$ 2,663,992.40
August	\$ 5,059,974.19	\$ 13,491,974.29		\$ 18,551,948.48
September	\$ 2,970,327.95	\$ 8,406,666.33		\$ 11,376,994.28
October	\$ 6,089,707.34	\$ 4,618,116.80		\$ 10,707,824.14
November	\$ 6,415,461.09	\$ 11,768,061.46		\$ 18,183,522.55
December	\$ 6,854,966.95	\$ 17,496,559.97		\$ 24,351,526.92
Total	\$ 27,390,437.51	\$ 78,601,722.88	\$ 66,694,773.02	\$ 172,686,933.41

Funds Received				
May 2022	\$ 27,390,437.51			\$ 27,390,437.51
Jul 2022		\$ 12,809,842.12		\$ 12,809,842.12
Sep 2022		\$ 7,346,509.51		\$ 7,346,509.51
Dec 2022		\$ 29,180,749.82		\$ 29,180,749.82
Jan 2023			\$ 29,264,621.43	\$ 29,264,621.43
Apr 2023			\$ 18,902,416.18	\$ 18,902,416.18
Aug 2023			\$ 47,792,356.84	\$ 47,792,356.84
			\$ -	\$ -
			\$ -	\$ -
Total	\$ 27,390,437.51	\$ 49,337,101.45	\$ 95,959,394.45	\$ 172,686,933.41

State Revolving Fund (SRF) Status Report
As of 8/31/2023

Total Authorized	\$	51,634,000.00
Funds Received to Date	\$	7,537,106.08
Available Balance Remaining	\$	44,096,893.92

Funds Requested			
Draw Request Number	Period Covered	Amount	Date Submitted
1	12-Aug through 17-Oct-2022	\$ 1,272,651.90	19-Dec-22
2	09-Dec through 16-Dec-2022	\$ 2,125,033.67	17-Jan-23
3	03-Feb through 10-Feb-2023	\$ 2,539,298.51	03-Apr-23
4	11-Feb through 30-Apr. 2023	\$ 1,571,027.21	25-Jul-23
Total		\$ 7,508,011.29	

Funds Received			
Draw Request Number	Period Covered	Amount	Date Received
1	12-Aug through 17-Oct-2022	\$ 1,272,651.90	23-Dec-22
2	09-Dec through 16-Dec-2022	\$ 2,125,033.67	10-Feb-23
3	03-Feb through 10-Feb-2023	\$ 2,539,298.51	21-Apr-23
4	11-Feb through 30-Apr. 2023	\$ 1,600,122.00	21-Aug-23
Total		\$ 7,537,106.08	

Finance Committee Bills from September 2023

Vendor	Description		
City of Fargo	Reimburse complementary in-town flood projects	\$	1,521,597.57
Cass County Joint Water Resource District	Diversion bills – Request #112 CCJWRD	\$	1,239,032.05
City of Fargo	Reimburse complementary in-town flood projects	\$	673,709.97
Clay County	Diversion bills – Request #33 MCCJPA	\$	239,358.28
Ohnstad Twichell, P.C.	Legal services rendered through August 21, 2023	\$	117,511.68
Buffalo-Red River Watershed District	BRRWD – City of Georgetown Project – Houston Engineering	\$	76,969.04
Buffalo-Red River Watershed District	BRRWD – City of Wolverton Project – Houston Engineering	\$	50,414.35
Rush River Water Resource District	Reimburse engineering services related to MOU	\$	8,741.57
Cass County	Reimburse misc expenses from Diversion Authority office	\$	3,347.14
City of Christine	Reimburse legal services related to MOU	\$	2,845.70
Total Bills Received through September 19, 2023		\$	<u>3,933,527.35</u>



FINANCE OFFICE
 225 4th Street North
 Fargo, ND 58102
 Phone: (701) 241-1333
 E-Mail: Finance@FargoND.gov
www.FargoND.gov

August 23, 2023

Metro Flood Diversion Board of Authority
 PO Box 2806
 Fargo, ND 58108-2806

Dear Metro Flood Diversion Board of Authority,

The City of Fargo is submitting request #24 for reimbursement invoices paid totaling \$1,521,597.57. These costs are for work on complementary in-town flood protection projects for costs paid in July 2023.

Project Narrative, this request:

Project Number	Project Description	Amount
FM1471	Drain 27 Lift Station #56 Flood Risk Management	79,092.68
FM15J	Belmont Flood Risk Management Project	1,097.25
FM19C	Woodcrest Drive Area - Flood Risk Management	21,911.13
FM19H	University Drive Floodwall - Geotechnical Evaluation	942.75
FM22B	Geotechnical Design - Flood Mitigation	34.18
FM22C	Lift Station 55 & 56 - Flood Mitigation	1,360,269.58
NR23A	Storm Lift Rehab - #27 & 38	52,250.00
NR24A	Storm Lift Rehab - #27	6,000.00
Total Expense for Period		\$1,521,597.57

If you have any questions relating to our request, please feel free to contact us. Thank you.

Sincerely,

Susan Thompson
 Interim Director of Finance, City of Fargo

City of Fargo, North Dakota
Schedule of Complementary In-Town Flood Protection Costs
July 1, 2023 - July 31, 2023

Project Number	AP Project Description	Account Number	Description	AP Transaction Amount	Payment Number	AP Invoice Number	Payment Date	Vendor Name	AP Accounting Period Month	AP Accounting Period Year	Bookmarked Invoice
FM1471	FLOOD MIT-Dr 27 42st-129	46035305103305	PROJ 6228 DRAIN 27	79,092.68	329107	66103	07/20/2023	HOUSTON ENGINEERING INC	7	2023	1
			460-3530-510.33-05 - Total	79,092.68							
FM1471 - Total				79,092.68							
FM15J5	FLOOD MIT-Belmnt Prk/Intk	46035305103305	FEMA LOCAL SHARE	1,097.25	ES07230006	ES07230006	07/12/2023	City of Fargo	7	2023	2
			460-3530-510.33-05 - Total	1,097.25							
FM15J5 - Total				1,097.25							
FM19C1	FLOOD MIT-Woodcrest Dr N	46035305103899	ACCT#51-4341057-3 STORM L	199.81	329203	836665200	07/20/2023	XCEL ENERGY	7	2023	3
FM19C1	FLOOD MIT-Woodcrest Dr N	46035305103899	REAR YARD UTILITY REINSTA	7,332.58	329359	836824339	07/27/2023	XCEL ENERGY	7	2023	4
			460-3530-510.38-99 - Total	7,532.39							
FM19C1	FLOOD MIT-Woodcrest Dr N	46035305107110	LAND EASEMENT	1,058.00	329469	073123	08/03/2023	MCCOURT, MARK	7	2023	5
FM19C1	FLOOD MIT-Woodcrest Dr N	46035305107110	LAND EASEMENT	300.00	329454	073123	08/03/2023	JOHNSON, JESSICA L & DARRELL R	7	2023	6
			460-3530-510.71-10 - Total	1,358.00							
FM19C1	FLOOD MIT-Woodcrest Dr N	46035305107399	Adjustments	13,020.74	328782	FM19C1 #10 052	07/06/2023	INDUSTRIAL BUILDERS INC	7	2023	7
			460-3530-510.73-99 - Total	13,020.74							
FM19C1 - Total				21,911.13							
FM19H0	FLOOD MIT-52 Ave S/Univ	46035305103899	BRAUN INTERTEC CORP	942.75	1043	06/28-07/14/23	08/05/2023	P CARD BMO	7	2023	11
			460-3530-510.38-99 - Total	942.75							
FM19H0 - Total				942.75							
FM22B1	FLOOD MIT-Geo Tech Design	46035305103899	XCEL ENERGY:STORM LIFT ST	34.18	329203	836665200	07/20/2023	XCEL ENERGY	7	2023	3
			460-3530-510.38-99 - Total	34.18							
FM22B1 - Total				34.18							
FM22C2	FLOOD MIT-Lift Starn55/56	46000002062000	Retainage and Retainage R	-27,800.95	328790	FM22C2 #7 043	07/06/2023	KEY CONTRACTING INC	7	2023	8
FM22C2	FLOOD MIT-Lift Starn55/56	46000002062000	Retainage and Retainage R	-56,855.28	329457	FM22C2 #8 047	08/03/2023	KEY CONTRACTING INC	7	2023	9
			460-0000-206.20-00 - Total	-84,656.23							
FM22C2	FLOOD MIT-Lift Starn55/56	46035305107358	Change Order 1	-5,835.00	328790	FM22C2 #7 009	07/06/2023	KEY CONTRACTING INC	7	2023	8
FM22C2	FLOOD MIT-Lift Starn55/56	46035305107358	Lift Station #55	180,180.00	328790	FM22C2 #7 010	07/06/2023	KEY CONTRACTING INC	7	2023	8
FM22C2	FLOOD MIT-Lift Starn55/56	46035305107358	Storm Sewer	301,524.50	328790	FM22C2 #7 011	07/06/2023	KEY CONTRACTING INC	7	2023	8
FM22C2	FLOOD MIT-Lift Starn55/56	46035305107358	Lift Station #55	463,320.00	329457	FM22C2 #8 009	08/03/2023	KEY CONTRACTING INC	7	2023	9
FM22C2	FLOOD MIT-Lift Starn55/56	46035305107358	Lift Station #56	61,600.00	329457	FM22C2 #8 010	08/03/2023	KEY CONTRACTING INC	7	2023	9
FM22C2	FLOOD MIT-Lift Starn55/56	46035305107358	Storm Sewer	579,634.50	329457	FM22C2 #8 013	08/03/2023	KEY CONTRACTING INC	7	2023	9
			460-3530-510.73-58 - Total	1,580,424.00							
FM22C2	FLOOD MIT-Lift Starn55/56	46035305107359	Flood Mitigation	34,580.00	328790	FM22C2 #7 014	07/06/2023	KEY CONTRACTING INC	7	2023	8
FM22C2	FLOOD MIT-Lift Starn55/56	46035305107359	Paving	6,936.00	329457	FM22C2 #8 011	08/03/2023	KEY CONTRACTING INC	7	2023	9
			460-3530-510.73-59 - Total	41,516.00							
FM22C2	FLOOD MIT-Lift Starn55/56	46035305107361	Paving	12,000.00	329457	FM22C2 #8 012	08/03/2023	KEY CONTRACTING INC	7	2023	9
			460-3530-510.73-61 - Total	12,000.00							
FM22C2	FLOOD MIT-Lift Starn55/56	46035305107363	Storm Sewer	13,615.00	329457	FM22C2 #8 014	08/03/2023	KEY CONTRACTING INC	7	2023	9
			460-3530-510.73-63 - Total	13,615.00							
FM22C2	FLOOD MIT-Lift Starn55/56	46035305107366	Flood Mitigation	30,926.00	328790	FM22C2 #7 012	07/06/2023	KEY CONTRACTING INC	7	2023	8
FM22C2	FLOOD MIT-Lift Starn55/56	46035305107366	Miscellaneous	10,850.00	328790	FM22C2 #7 013	07/06/2023	KEY CONTRACTING INC	7	2023	8
			460-3530-510.73-66 - Total	41,776.00							
FM22C2	FLOOD MIT-Lift Starn55/56	46035305107369	Flood Mitigation	3,622.50	328790	FM22C2 #7 015	07/06/2023	KEY CONTRACTING INC	7	2023	8
FM22C2	FLOOD MIT-Lift Starn55/56	46035305107369	Miscellaneous	171.00	328790	FM22C2 #7 016	07/06/2023	KEY CONTRACTING INC	7	2023	8
			460-3530-510.73-69 - Total	3,793.50							
FM22C2	FLOOD MIT-Lift Starn55/56	46035305107399	Adjustments	-189,729.50	328790	FM22C2 #7 051	07/06/2023	KEY CONTRACTING INC	7	2023	8
FM22C2	FLOOD MIT-Lift Starn55/56	46035305107399	Adjustments	-58,469.19	329457	FM22C2 #8 054	08/03/2023	KEY CONTRACTING INC	7	2023	9
			460-3530-510.73-99 - Total	-248,198.69							
FM22C2 - Total				1,360,269.58							
NR23A2	STRM LFT RHAB DR 27 /38 S	46000002062000	Retainage and Retainage R	-2,750.00	328790	NR23A2 #1 041	07/06/2023	KEY CONTRACTING INC	7	2023	8
			460-0000-206.20-00 - Total	-2,750.00							
NR23A2	STRM LFT RHAB DR 27 /38 S	46035305107369	Miscellaneous	55,000.00	328790	NR23A2 #1 001	07/06/2023	KEY CONTRACTING INC	7	2023	8
			460-3530-510.73-69 - Total	55,000.00							
NR23A2 - Total				52,250.00							
NR24A1	STRM LFT RHAB-#27	46035305103332	APPRAISAL REPORT	6,000.00	329317	CF-APPR3000	07/27/2023	PAGAN, JORGE L	7	2023	10
			460-3530-510.33-32 - Total	6,000.00							
NR24A1 - Total				6,000.00							
Overall - Total				1,521,597.57							



Cass County
Joint Water
Resource
District

SENT VIA EMAIL

September 5, 2023

Rodger Olson
Chairman
Leonard, North Dakota

Ken Lougheed
Manager
Gardner, North Dakota

Keith Weston
Manager
Fargo, North Dakota

Jacob Gust
Manager
Fargo, North Dakota

Rick Steen
Manager
Fargo, North Dakota

Diversion Authority
P.O. Box 2806
Fargo, ND 58108-2806

Greetings:

RE: Metro Flood Diversion Project

Enclosed please find copies of bills totaling \$1,239,032.05 regarding the above referenced project.

At this time, we respectfully request 100% reimbursement per the Joint Powers Agreement between the City of Fargo, Cass County and Cass County Joint Water Resource District dated June 1, 2015.

If you have any questions, please feel free to contact us. Thank you.

Sincerely,

CASS COUNTY JOINT WATER RESOURCE DISTRICT

Carol Harbeke Lewis
Secretary-Treasurer

Carol Harbeke Lewis
Secretary-Treasurer

Enclosures

1201 Main Avenue West
West Fargo, ND 58078-1301

701-298-2381
FAX 701-298-2397
wrđ@casscountynđ.gov
casscountynđ.gov

METRO FLOOD DIVERSION RIGHT OF ENTRY/LAND ACQUISITION COST SHARE INVOICES							9/5/2023
Invoice Paid	Invoice Date	Invoice No.	Project No.	Amount	Vendor	Description	
				23.72	Cass County Joint WRD	Postage on Diversion-related mailings	
				20.42	Cass County Joint WRD	Postage on Flowage Easement letters	
8/11/2023	7/27/2023	190191	130007	17,489.71	Ohnstad Twichell, P.C.	Legal-Diversion Right of Way Acquisition	
8/11/2023	7/27/2023	190192	160007	504.00	Ohnstad Twichell, P.C.	Legal-Basin Project 2009-Inlet Structure	
8/11/2023	7/27/2023	190193	160007	1,260.00	Ohnstad Twichell, P.C.	Legal-Diversion Authority Agreement-Drains	
8/11/2023	7/27/2023	190194	160007	308.00	Ohnstad Twichell, P.C.	Legal-Channel Phase II	
8/11/2023	7/27/2023	190195	160007	2,417.50	Ohnstad Twichell, P.C.	Legal-Channel Phase III	
8/11/2023	7/27/2023	190196	170007	44,009.92	Ohnstad Twichell, P.C.	Legal-Upstream Mitigation Area	
8/11/2023	7/27/2023	190197	187007	2,107.00	Ohnstad Twichell, P.C.	Legal-Diversion - Southern Embankment	
8/11/2023	7/27/2023	190198	207007	1,642.50	Ohnstad Twichell, P.C.	Legal-Wetland Mitigation Drain 27	
8/11/2023	8/4/2023	825182	38810.00028	495.00	Larkin Hoffman Attorneys	Legal-Alm Flowage Easement	
8/11/2023	8/4/2023	825172	38810.00013	158.00	Larkin Hoffman Attorneys	Legal-Berg Flowage Easement	
8/11/2023	8/4/2023	825173	38810.00014	565.00	Larkin Hoffman Attorneys	Legal-Brungard/Nelson Flowage Easement	
8/11/2023	8/4/2023	825183	38810.00029	1,467.30	Larkin Hoffman Attorneys	Legal-Christianson Flowage Easement	
8/11/2023	8/4/2023	825186	38810.00043	79.00	Larkin Hoffman Attorneys	Legal-Penny Cirks	
8/11/2023	8/4/2023	825170	38810.00007	1,619.50	Larkin Hoffman Attorneys	Legal-CCJT v Daniel Flaten	
8/11/2023	8/4/2023	825184	38810.0003	165.00	Larkin Hoffman Attorneys	Legal-HAJ Johnson Farm Properties Flowage Easement	
8/11/2023	8/4/2023	825175	38810.00016	854.75	Larkin Hoffman Attorneys	Legal-Israelson, Gary and Nancy Flowage Easement	
8/11/2023	8/4/2023	825174	38810.00015	214.00	Larkin Hoffman Attorneys	Legal-Israelson Land Partnership LLLP Flowage Easement	
8/11/2023	8/4/2023	825176	38810.00018	612.50	Larkin Hoffman Attorneys	Legal-Kalinowski, Mathew and Stephanie Flowage Easement	
8/11/2023	8/4/2023	825177	38810.00023	1,557.00	Larkin Hoffman Attorneys	Legal-Nelson, Jeff and Char Flowage Easement	
8/11/2023	8/4/2023	825178	38810.00024	39.50	Larkin Hoffman Attorneys	Legal-Ness Family Trust Flowage Easement	
8/11/2023	8/4/2023	825179	38810.00025	363.50	Larkin Hoffman Attorneys	Legal-Olson Leif and Danelle Flowage Easement	
8/11/2023	8/4/2023	825180	38810.00026	525.50	Larkin Hoffman Attorneys	Legal-Patrick Flowage Easement	
8/11/2023	8/4/2023	825171	38810.00011	2,330.50	Larkin Hoffman Attorneys	Legal-Kelley and Debra Perhus (OIN 5014/5015)	
8/11/2023	8/4/2023	825185	38810.00031	395.00	Larkin Hoffman Attorneys	Legal-Larry and Susan Richard - Eminent Domain	
8/11/2023	8/4/2023	825169	38810.00004	6,478.00	Larkin Hoffman Attorneys	Legal-Richland/Cass Cos/apps for Permit to Enter Land	
8/11/2023	8/4/2023	825168	38810.00001	553.00	Larkin Hoffman Attorneys	Legal-Acquisition of Property from Terry and Kristi Sauvageau	
8/11/2023	8/4/2023	825181	38810.00027	1,540.50	Larkin Hoffman Attorneys	Legal-Speten, Kenneth and Karen FE	
8/11/2023	7/27/2023	34484	19706	500.00	Moore Engineering, Inc.	Engineering - MOU	
8/11/2023	7/27/2023	34485	19706	2,080.00	Moore Engineering, Inc.	Engineering - Task 2-P3 Legal Drain Inlet Technical Reviews	
8/16/2023	8/7/2023	1200544704		33,802.15	HDR Engineering Inc	TO 1 Property Acquisition Services	
8/16/2023	7/31/2023	13783.00-39		37,081.55	SRF Consulting Group, Inc.	Project mgmt, ROW Services and relocation services	
8/11/2023	7/10/2023	124-2021-0212		2,975.00	Integra Realty Resources	Task Order 5 - ED OIN 1181/1182	
8/11/2023	8/11/2023			233,680.00	The Title Company	Braaten Flowage Easement	
8/11/2023	8/11/2023			113,235.00	The Title Company	DeBerg Flowage Easement	
8/11/2023	7/26/2023	2358481		5.00	Marsh McLennan	liability insurance update	
8/11/2023	8/4/2023			35,830.05	Score Bros Construction	moving cost reimbursement OIN 8385	
8/11/2023	8/2/2023			365.00	Claudia Mueller	moving cost reimbursement OIN 839	
8/11/2023	7/13/2023	9308		5,000.00	Building & Grounds Management	debris removal OIN 26	
8/11/2023	7/26/2023			1,612.90	Claudia Mueller	deposit and rent return OIN 839	
8/25/2023	8/9/2023	190366	207007	581.00	Ohnstad Twichell, P.C.	Legal-Gust (OIN 952) QTED	
8/25/2023	8/9/2023	190367	207007	315.00	Ohnstad Twichell, P.C.	Legal-Loberg (OIN 716) QTED	
8/25/2023	8/9/2023	190368	207007	3,307.50	Ohnstad Twichell, P.C.	Legal-Brandt RLT (OIN 9348) QTED	
8/25/2023	8/9/2023	190369	207007	1,211.00	Ohnstad Twichell, P.C.	Legal-Janet Wanzek Estate (OIN 8672-8675, 9747) QTED	
8/25/2023	8/9/2023	190370	207007	3,563.00	Ohnstad Twichell, P.C.	Legal-Libbrecht, Glen (OIN 698/9756-9759) QTED	
8/25/2023	8/9/2023	190371	207007	2,394.00	Ohnstad Twichell, P.C.	Legal-Brodshaug RLT (OIN 5008/1930/1932/1940-1941/8517-8518) QT	
8/25/2023	8/9/2023	190372	217007	1,197.00	Ohnstad Twichell, P.C.	Legal-Coster RET (OIN 9736-9737) QTED	
8/25/2023	8/9/2023	190373	217007	2,012.50	Ohnstad Twichell, P.C.	Legal-Richard Farms (OIN 1087/1093/1095/5002) QTED	
8/25/2023	8/9/2023	190374	217007	63.00	Ohnstad Twichell, P.C.	Legal-Offutt, Karen (OIN 809) QTED	
8/25/2023	8/9/2023	190375	227007	10,636.50	Ohnstad Twichell, P.C.	Legal-Ricker (OIN 872-876) ED	
8/25/2023	8/9/2023	190376	227007	834.03	Ohnstad Twichell, P.C.	Legal-Varriano (OIN 1130) ED	
8/25/2023	8/9/2023	190377	227007	4,567.50	Ohnstad Twichell, P.C.	Legal-Anderson (OIN 1896/2052) ED	
8/25/2023	8/9/2023	190378	227007	157.50	Ohnstad Twichell, P.C.	Legal-Brakke (OIN 1964) ED	
8/25/2023	8/9/2023	190379	227007	1,071.00	Ohnstad Twichell, P.C.	Legal-MKRM Trust (OIN 1997) ED	
8/25/2023	8/9/2023	190380	227007	2,592.00	Ohnstad Twichell, P.C.	Legal-Askegaard (OIN 2051) ED	
8/25/2023	8/9/2023	190381	227007	945.00	Ohnstad Twichell, P.C.	Legal-Cossette (OIN 2361) ED	
8/25/2023	8/9/2023	190382	227007	296.19	Ohnstad Twichell, P.C.	Legal-Emden Partners (OIN 836/232/5013) ED	
8/25/2023	8/9/2023	190383	227007	157.50	Ohnstad Twichell, P.C.	Legal-Brakke (OIN 845) ED	
8/25/2023	8/9/2023	190384	227007	157.50	Ohnstad Twichell, P.C.	Legal-Cossette (OIN 1946) ED	
8/25/2023	8/9/2023	190385	227007	284.31	Ohnstad Twichell, P.C.	Legal-Hamilton (OIN 1949/1956/5036) ED	

Invoice Paid	Invoice Date	Invoice No.	Project No.	Amount	Vendor	Description
8/25/2023	8/9/2023	190386	227007	126.00	Ohnstad Twichell, P.C.	Legal-Askegaard (OIN 1950/1963/1966) ED
8/25/2023	8/9/2023	190387	227007	126.00	Ohnstad Twichell, P.C.	Legal-Brakke (OIN 1974/1976) ED
8/25/2023	8/9/2023	190388	227007	157.50	Ohnstad Twichell, P.C.	Legal-Hertsgaard Family LLLP (OIN 2042) ED
8/25/2023	8/9/2023	190389	237007	126.00	Ohnstad Twichell, P.C.	Legal-Erickson, Jeff (OIN 2025) ED
8/25/2023	8/9/2023	190390	237007	126.00	Ohnstad Twichell, P.C.	Legal-Norberg (OIN 5023) ED
8/25/2023	8/9/2023	190391	237007	126.00	Ohnstad Twichell, P.C.	Legal-Trottier (OIN 1958) ED
8/25/2023	8/9/2023	190392	237007	400.59	Ohnstad Twichell, P.C.	Legal-Hanson, Ryan (OIN 1898) ED
8/25/2023	8/9/2023	190393	237007	297.50	Ohnstad Twichell, P.C.	Legal-Loffelmacher (OIN 831) ED
8/25/2023	8/9/2023	190394	237007	126.00	Ohnstad Twichell, P.C.	Legal-JRD Campbell Family Investment LLP (OIN 9404) ED
8/25/2023	8/9/2023	190395	237007	126.00	Ohnstad Twichell, P.C.	Legal-KLF LLP (OIN 9347) ED
8/25/2023	8/9/2023	190396	237007	430.11	Ohnstad Twichell, P.C.	Legal-Cossettes (OIN 1075) ED
8/25/2023	8/9/2023	190397	237007	220.50	Ohnstad Twichell, P.C.	Legal-Bellemare (OIN 1080/1081) ED
8/25/2023	8/9/2023	190398	237007	591.00	Ohnstad Twichell, P.C.	Legal-KLC Holdings LLC (OIN 7225) ED
8/25/2023	8/9/2023	190399	237007	94.50	Ohnstad Twichell, P.C.	Legal-Schultz/Southwind Assett Management OIN 8359) ED
8/25/2023	8/9/2023	190400	237007	126.00	Ohnstad Twichell, P.C.	Legal-Ihle, Peter (OIN 1949) ED
8/25/2023	8/9/2023	190401	237007	126.00	Ohnstad Twichell, P.C.	Legal-Johnson, Ted (OIN 9423) ED
8/25/2023	8/9/2023	190402	237007	1,379.00	Ohnstad Twichell, P.C.	Legal-Brakken (OIN 1173N) ED
8/25/2023	4/28/2023	4911		1,000.00	Crown Appraisals, Inc.	Task Order 5, Amendment 3 OIN 1947/1948 FE
8/25/2023	8/7/2023	21923-AG		3,750.00	Patchin Messner Valuation Counselors	Task Order 6 Amendment 3 appraisals
8/25/2023	8/25/2023			85,724.87	The Title Company	Gust Property Exchange
8/25/2023	8/25/2023			119,865.00	The Title Company	Raeder Flowage Easement
8/25/2023	8/25/2023			137,428.00	The Title Company	Skarphol Flowage Easement
8/25/2023	8/18/2023	INVO978		20,650.00	Minn-Dak Movers	Richard moving reimbursement
8/25/2023	8/16/2023			273,230.00	Terry and Kristi Sauvageau	RHDP reimbursement OIN 1112/1113
8/25/2023	8/16/2023	265864B		50.00	The Title Company	2nd Draw OIN 8385 RIMP Loan
8/25/2023	1/30/2023	265864B		50.00	The Title Company	3rd Draw OIN 8385 RIMP Loan
8/25/2023	8/16/2023	265864B		50.00	The Title Company	4th Draw OIN 8385 RIMP Loan
8/25/2023	8/16/2023			50.00	The Title Company	5th Draw OIN 8385 RIMP Loan
8/25/2023	8/14/2023	1132078		106.39	Cass County Electric Cooperative	Service to 4701 124 Av S
8/25/2023	8/14/2023	1132241		60.65	Cass County Electric Cooperative	Service to 5251 174 1/2 AV SE
8/25/2023	8/14/2023	1126250		7.44	Cass County Electric Cooperative	Service to 17025 50 ST SE
			Total	1,239,032.05		
			Grand Total	1,239,032.05		



FINANCE OFFICE
 225 4th Street North
 Fargo, ND 58102
 Phone: (701) 241-1333
 E-Mail: Finance@FargoND.gov
www.FargoND.gov

September 13, 2023

Metro Flood Diversion Board of Authority
 PO Box 2806
 Fargo, ND 58108-2806

Dear Metro Flood Diversion Board of Authority,

The City of Fargo is submitting request #25 for reimbursement invoices paid totaling \$673,709.97. These costs are for work on complementary in-town flood protection projects for costs paid in August 2023.

Project Narrative, this request:

Project Number	Project Description	Amount
FLDBUY	Flood Buyouts - Property Acquisition Expense	70.50
FM15F	Harwood, Hackberry, & River Drive - Flood Risk	4,596.61
FM15J	Belmont Flood Risk Management Project	3,751.67
FM19B	Royal Oaks Area - Flood Risk Management	2,961.38
FM19C	Woodcrest Drive Area - Flood Risk Management	329,052.76
FM19F	Oak Grove Area - Flood Risk Management	3,985.76
FM21A	Red River Erosion Protection & Bank Stabilization	3,436.63
FM22B	Geotechnical Design - Flood Mitigation	17.09
FM22C	Lift Station 55 & 56 - Flood Mitigation	64,030.00
NR23A	Storm Lift Rehab - #27 & 38	245,121.24
NR24B	Storm Lift Rehab - #11 & 57	16,686.33
Total Expense for Period		\$673,709.97

If you have any questions relating to our request, please feel free to contact us. Thank you.

Sincerely,

Susan Thompson
 Director of Finance, City of Fargo

City of Fargo, North Dakota

lementary In-Town Flood Protection Costs

August 1, 2023 - August 31, 2023

Project Number	AP Project Description	Account Number	Description	AP Transaction Amount	Payment Number	AP Invoice Number	Payment Date	Vendor Name	AP Accounting Period Month	AP Accounting Period Year	Bookmarked Invoice
FLDBUY	FLOOD ACQUISITION	46035305103325	CITY OF FARGO VS JAMES &	70.50	329840	309948	08/17/2023	SERKLAND LAW FIRM	8	2023	5
460-3530-510.33-25 - Total				70.50							
FLDBUY - Total				70.50							
FM15F0	FLOOD RISK-Harwd Hack Rvr	46035305103305	FINAL LEVEE DESIGN/LOMR D	4,045.00	329774	66305	08/17/2023	HOUSTON ENGINEERING INC	8	2023	1
460-3530-510.33-05 - Total				4,045.00							
FM15F0 - Total				4,045.00							
FM15F3	FLOOD RISK-Harwd Hack Rvr	46035305105410	THE FORUM	551.61	1054		07/28-08/14/23	P CARD BMO	8	2023	
460-3530-510.54-10 - Total				551.61							
FM15F3 - Total				551.61							
FM15J5	FLOOD MIT-Belmtm Prk/Intlk	46035305103305	FEMA OVERAGE-100% DA JUL	3,751.67		ES08230006	08/14/2023	City of Fargo	8	2023	9
460-3530-510.33-05 - Total				3,751.67							
FM15J5 - Total				3,751.67							
FM19B0	FLOOD MIT-Royal Oaks Dr	46035305103305	ROYAL OAKS FLOOD MITIGATI	2,961.38	329444	66298	08/03/2023	HOUSTON ENGINEERING INC	8	2023	2
460-3530-510.33-05 - Total				2,961.38							
FM19B0 - Total				2,961.38							
FM19C0	FLOOD MIT-Woodcrest	46035305103305	WOODCREST FLOOD MITIGATIO	72,979.34	329444	66299	08/03/2023	HOUSTON ENGINEERING INC	8	2023	2
460-3530-510.33-05 - Total				72,979.34							
FM19C0 - Total				72,979.34							
FM19C1	FLOOD MIT-Woodcrest Dr N	46000002062000	Retainage and Retainage R	-14,924.69	329778	FM19C1 #11 072	08/17/2023	INDUSTRIAL BUILDERS INC	8	2023	4
460-0000-206.20-00 - Total				-14,924.69							
FM19C1	FLOOD MIT-Woodcrest Dr N	46035305103476	televised sewer work	901.20		SS20230808	08/14/2023	City of Fargo	8	2023	8
460-3530-510.34-76 - Total				901.20							
FM19C1	FLOOD MIT-Woodcrest Dr N	46035305103899	51-4341057-3 LIFT STATION	97.65	330190	842498266	08/31/2023	XCEL ENERGY	8	2023	7
460-3530-510.38-99 - Total				97.65							
FM19C1	FLOOD MIT-Woodcrest Dr N	46035305107110	EASEMENT	600.00	329746	081523	08/17/2023	ERICKSON, SADIE	8	2023	3
460-3530-510.71-10 - Total				600.00							
FM19C1	FLOOD MIT-Woodcrest Dr N	46035305107320	Phase 2 Miscellaneous	6,000.00	329778	FM19C1 #11 031	08/17/2023	INDUSTRIAL BUILDERS INC	8	2023	4
460-3530-510.73-20 - Total				6,000.00							
FM19C1	FLOOD MIT-Woodcrest Dr N	46035305107352	Phase 2 Flood Control	15,130.70	329778	FM19C1 #11 028	08/17/2023	INDUSTRIAL BUILDERS INC	8	2023	4
460-3530-510.73-52 - Total				15,130.70							
FM19C1	FLOOD MIT-Woodcrest Dr N	46035305107358	Phase 1 Storm Sewer	2,048.00	329778	FM19C1 #11 025	08/17/2023	INDUSTRIAL BUILDERS INC	8	2023	4
FM19C1	FLOOD MIT-Woodcrest Dr N	46035305107358	Phase 2 Storm Sewer	63,672.00	329778	FM19C1 #11 032	08/17/2023	INDUSTRIAL BUILDERS INC	8	2023	4
460-3530-510.73-58 - Total				65,720.00							
FM19C1	FLOOD MIT-Woodcrest Dr N	46035305107359	Phase 2 Flood Control	156,088.30	329778	FM19C1 #11 027	08/17/2023	INDUSTRIAL BUILDERS INC	8	2023	4
460-3530-510.73-59 - Total				156,088.30							
FM19C1	FLOOD MIT-Woodcrest Dr N	46035305107363	Phase 2 Storm Sewer	2,120.00	329778	FM19C1 #11 033	08/17/2023	INDUSTRIAL BUILDERS INC	8	2023	4
460-3530-510.73-63 - Total				2,120.00							
FM19C1	FLOOD MIT-Woodcrest Dr N	46035305107366	Phase 2 Flood Control	17,139.70	329778	FM19C1 #11 026	08/17/2023	INDUSTRIAL BUILDERS INC	8	2023	4
FM19C1	FLOOD MIT-Woodcrest Dr N	46035305107366	Phase 2 Miscellaneous	34,175.00	329778	FM19C1 #11 029	08/17/2023	INDUSTRIAL BUILDERS INC	8	2023	4
460-3530-510.73-66 - Total				51,314.70							
FM19C1	FLOOD MIT-Woodcrest Dr N	46035305107369	Phase 2 Miscellaneous	2,120.00	329778	FM19C1 #11 030	08/17/2023	INDUSTRIAL BUILDERS INC	8	2023	4
460-3530-510.73-69 - Total				2,120.00							
FM19C1	FLOOD MIT-Woodcrest Dr N	46035305107399	Adjustments	-29,094.44	329778	FM19C1 #11 080	08/17/2023	INDUSTRIAL BUILDERS INC	8	2023	4
460-3530-510.73-99 - Total				-29,094.44							
FM19C1 - Total				286,073.42							
FM19F0	FLOOD MIT-Oak Grove Area	46035305103305	OAK GROVE FLOOD MITIGATION	3,985.76	329444	66300	08/03/2023	HOUSTON ENGINEERING INC	8	2023	2
460-3530-510.33-05 - Total				3,985.76							
FM19F0 - Total				3,985.76							
FM21A0	FLOOD MIT-RR Erosion SUInv	46035305103305	RED RIVER EROSION PROT	3,436.63	329444	66303	08/03/2023	HOUSTON ENGINEERING INC	8	2023	2
460-3530-510.33-05 - Total				3,436.63							
FM21A0 - Total				3,436.63							
FM22B1	FLOOD MIT-Geo Tech Design	46035305103899	51-4341057-3 STORM LIFT	17.09	330190	842498266	08/31/2023	XCEL ENERGY	8	2023	7
460-3530-510.38-99 - Total				17.09							
FM22B1 - Total				17.09							
FM22C3	FLOOD MIT-Lift Staln55/56	46000002062000	Retainage and Retainage R	-3,370.00	330161	FM22C3 #6 042	08/31/2023	RICK ELECTRIC INC	8	2023	6
460-0000-206.20-00 - Total				-3,370.00							
FM22C3	FLOOD MIT-Lift Staln55/56	46035305107358	Lift Station #55 Electric	63,840.00	330161	FM22C3 #6 034	08/31/2023	RICK ELECTRIC INC	8	2023	6
FM22C3	FLOOD MIT-Lift Staln55/56	46035305107358	Lift Station #56 Electric	3,560.00	330161	FM22C3 #6 035	08/31/2023	RICK ELECTRIC INC	8	2023	6
460-3530-510.73-58 - Total				67,400.00							
FM22C3 - Total				64,030.00							
NR23A0	STRM LFT RHAB DR 27 /38 S	46035305103305	SSLS 47 & 48	28,098.50	329444	66304	08/03/2023	HOUSTON ENGINEERING INC	8	2023	2
460-3530-510.33-05 - Total				28,098.50							
NR23A0 - Total				28,098.50							
NR23A1	STRM LFT RHAB DR 27 /38 S	46035305105410	THE FORUM	556.47	1029	1029	09/01/2023	PCARD - Forum	8	2023	
460-3530-510.54-10 - Total				556.47							
NR23A1	STRM LFT RHAB DR 27 /38 S	46035305107110	Land Purchase	216,466.27		SS20230721	09/01/2023	city of Fargo	8	2023	8
460-3530-510.71-10 - Total				216,466.27							
NR23A1 - Total				217,022.74							
NR24B0	STRM LFT RHAB-#11 & 57	46035305103305	STORM LS 11&57	16,686.33	329444	66104	08/03/2023	HOUSTON ENGINEERING INC	8	2023	2
460-3530-510.33-05 - Total				16,686.33							
NR24B0 - Total				16,686.33							
Overall - Total				673,709.97							



COUNTY AUDITOR
LORI J. JOHNSON
Office Telephone (218) 299-5006

September 12, 2023
Diversion Authority
P.O. Box 2806
Fargo, ND 58108-2806

RE: Metro Flood Diversion Project

Greetings:

Attached to this email, please find a spreadsheet summary of invoices/expense and all documentation for invoices paid by Clay County for the FM Flood Diversion project. All requests were approved or authorized by the Diversion Authority. Current invoice/expense reimbursement request total is as follows:

Metro Flood Diversion	\$239,358.28
-----------------------	--------------

We respectfully request 100% reimbursement as per the Joint Powers Agreement.

If you have any questions, please feel free to contact us.

Sincerely,

Lori J. Johnson
Clay County Auditor

Enclosures

Clay County Government Center
3510 12th Ave S
PO Box 280
Moorhead, MN 56560

FM Diversion MCCJPA invoices

Processed

	Invoice		Invoice		Date			Reimb
Vendor	Date		Amount	Invoice #	Approved	Date Paid	Check #	Request
Barnesville Record Review	6/12/23	JPA mtg 6/12	\$48.00	6171	7/26/23	8/2/23	561696	8/10/2023
Brad & Wendy Buth		refund lease payment	\$1,237.50			8/9/23	114710	8/10/2023
Crown Appraisals, Inc.	7/5/23	prof svcs	\$22,500.00	4938	7/24/23	8/2/23	114633	8/10/2023
The Title Co.		oin 7212 flowage easement	\$2,256.00			6/8/23	906859	9/12/2023
Barnesville Record Review	7/17/23	JPA mtg 7/17/23	\$36.00	7213	8/15/23	8/23/23	561948	9/12/2023
Red River Valley Coop	8/2/23	svc 13689 3rd st s	\$51.94		8/15/23	8/23/23	561994	9/12/2023
SRF Consulting Group	7/31/23	prof svc thru 7/31/23	\$17,152.50	13820.00-34	8/15/23	8/23/23	561997	9/12/2023
Patchin Messner Appraisals Inc.	8/7/23	oin 1792 appraisal	\$7,500.00	21923-ah	8/15/23	8/23/23	114979	9/12/2023
Crown Appraisals, Inc.	8/7/23	oin 8528,1795,1794,1689,1868 rep	\$31,500.00	4948	8/17/23	8/23/23	114943	9/12/2023
Crown Appraisals, Inc.	8/4/23	oin 9307 report	\$7,500.00	4945	8/17/23	8/23/23	114943	9/12/2023
Crown Appraisals, Inc.	8/4/23	oin 1237,1318,1824,1826 reports	\$27,000.00	4947	8/17/23	8/23/23	114943	9/12/2023
Crown Appraisals, Inc.	7/5/23	oin 1650,1678,1250,1257,255,1850	\$51,500.00	4939	8/17/23	8/23/23	114943	9/12/2023
Crown Appraisals, Inc.	8/4/23	oin 1845,1270,9152	\$19,000.00	4946	8/17/23	8/23/23	114943	9/12/2023
ProSource Technologies	8/16/23	Prof svc thru 7/29/23	\$9,342.50	1938	8/23/23	9/6/23	562099	9/12/2023
Ohnstad Twichell	8/7/23	enviro monitoring	\$263.90	190354	8/9/23	8/16/23	561868	9/12/2023
Ohnstad Twichell	8/7/23	Upstream mitigation	\$35,899.45	190355	8/9/23	8/16/23	561868	9/12/2023
Ohnstad Twichell	8/7/23	Southern embankment	\$3,608.60	190356	8/9/23	8/16/23	561868	9/12/2023
Ohnstad Twichell	8/7/23	general 2023	\$20,277.84	190358	8/9/23	8/16/23	561868	9/12/2023
Ohnstad Twichell	8/7/23	relocation appeal both	\$270.90	190357	8/9/23	8/16/23	561868	9/12/2023
The Title Co.		oin 7106 flowage easement	\$6,198.65			8/10/23	906913	9/12/2023

\$239,358.28

OHNSTAD TWICHELL, P.C.
Attorneys at Law

P.O Box 458
 West Fargo, ND 58078-0458
 701-282-3249

15-1395

JTS Invoice # 191061

Flood Diversion Board
 Bond Counsel Work - PPP

Date: September 12, 2023

To: Flood Diversion Board
 P.O Box 2806
 Fargo, ND 58108-2806

PROFESSIONAL SERVICES RENDERED			
	Hours	Rate	Totals
JTS	105.0	\$387.00	\$40,635.00
CMM	20.3	\$387.00	\$7,856.10
LDA	3.0	\$387.00	\$1,161.00
KJS	62.0	\$387.00	\$23,994.00
TJL	2.0	\$387.00	\$774.00
LWC	24.9	\$387.00	\$9,636.30
JRS	2.0	\$330.00	\$660.00
KJM	61.7	\$320.00	\$19,744.00
DCP	0.7	\$340.00	\$238.00
TJF	15.2	\$240.00	\$3,648.00
AJR	13.6	\$215.00	\$2,924.00
TWS	2.0	\$200.00	\$400.00
KMM	0.6	\$100.00	\$60.00
Total Fees:	313.0		\$111,730.40
Monthly Credit Card Processing Fee			\$3,105.28
Abstracting Fees			\$2,671.00
NDRIN			\$5.00
Total Expenses:			\$5,781.28
Grand Total			\$117,511.68

	Rates
JTS John T. Shockley, Partner, Supervising Attorney	\$387.00
CMM Christopher M. McShane, Partner	\$387.00
ADC Andrew D. Cook, Partner	\$387.00
SNW Sarah M. Wear, Partner	\$387.00
LDA Lukas D. Andrud, Partner	\$387.00
RGH Robert G. Hoy, Partner	\$387.00
KJS Katie J. Schmidt, Partner	\$387.00
MWM Marshall W. McCullough, Partner	\$387.00
TJL Tyler J. Leverington, Partner	\$387.00
LWC Lukas W. Croaker, Partner	\$387.00
BTB Brent T. Boeddeker, Partner	\$387.00
JRS J.R. Strom, Associate	\$330.00
KJM Kathryn J. McNamara, Associate	\$320.00
LRC Leah R. Carlson, Associate	\$340.00
DCP David C. Piper, Associate	\$340.00
JAM Jenna A. McPherson, Associate	\$290.00
SJH Stephen J. Hilfer, Associate	\$265.00
TJF Tiffany J. Findlay, Associate	\$240.00
TJH Tatiana J. Hackman, Associate	\$240.00
KKW Katherine K. Wong, Associate	\$240.00
CAS Carol A. Stillwell, Paralegal	\$215.00
AJR Andrea J. Roman, Paralegal	\$215.00
CRD Christie R. Dettling, Paralegal	\$195.00
TWS Tim W. Steuber, Paralegal	\$200.00
MRH Meghan R. Hockert, Paralegal	\$195.00
ATW Amy T. White, Paralegal	\$195.00
CEB Claire E. Bruland, Paralegal	\$145.00
DLR Dena L. Ranum, Legal Administrative Assistant	\$170.00
KMM Karla M. Maertens, Legal Administrative Assistant	\$100.00

OHNSTAD TWICHELL, P.C.

WEST FARGO, NORTH DAKOTA 58078

COST ADVANCES BY US FOR YOUR ACCOUNT, FOR WHICH WE HAVE NOT
 BEEN BILLED, WILL APPEAR ON YOUR NEXT STATEMENT.

PROFESSIONAL SERVICES RENDERED

15-1395 JTS Invoice # 191061 Flood Diversion Board		Bond Counsel Work - PPP
FILE NUMBER	MATTER DESCRIPTION	INVOICE - TOTAL FEES
151395-1	General Topics (Includes General Governance Questions, Notices, etc.)	\$32,624.50
151395-4	Public Finance Issues	\$116.10
151395-5	Consultant Contract Review/Development	\$1,285.70
151395-10	Insurance Issues	\$64.00
151395-12	USACE Interface/Questions	\$1,826.60
151395-13	Third Party Utility MOU's	\$28,517.90
151395-17	EPA WIFIA Loan	\$116.10
151395-21	CCJWRD Temporary Refunding Imp Bond	\$116.10
151395-23	PRAM	\$353.50
151395-24	P3 Implementation	\$35,986.10
151395-26	Appraisal Review	\$5,147.10
151395-27	UMA/Utility Review	\$5,576.70
TOTAL		\$111,730.40



Rush River
Water Resource
District

SENT VIA EMAIL

August 31, 2023

William A. Hejl
Chairman
Amenia, North Dakota

Dick Sundberg
Manager
Harwood, North Dakota

Jacob Gust
Manager
Fargo, North Dakota

Diversion Authority
P.O. Box 2806
Fargo, ND 58108-2806

Greetings:

RE: Metro Flood Diversion Project

Enclosed please find a copy of invoices totaling \$8,741.57 regarding the Metro Flood Diversion Project.

At this time, we respectfully request 100% reimbursement per the Memorandum of Understanding between Metro Flood Diversion Authority and Rush River Water Resource District dated December 21, 2020.

If you have any questions, please feel free to contact us. Thank you.

Sincerely,

RUSH RIVER WATER RESOURCE DISTRICT

A handwritten signature in blue ink, appearing to read "Carol Harbeke Lewis".

Carol Harbeke Lewis
Secretary-Treasurer

Carol Harbeke Lewis
Secretary-Treasurer

Enclosure

1201 Main Avenue West
West Fargo, ND 58078-1301

701-298-2381
FAX 701-298-2397
wrđ@casscountynđ.gov
www.casscountynđ.gov



INVOICE: INV003926

Date 09/08/2023
 Invoice account 198

CITY OF FARGO
 PO BOX 2083
 FARGO, ND 58107-2083

Description	Quantity	Unit price	Amount
FM DIVERSION MISC EXPENSES	1.00	3,347.14	3,347.14
FM DIVERSION PAYROLL EXPENSES	1.00	111,945.99	111,945.99

Sales subtotal amount	Total discount	Total charges	Net amount	Sales tax	Round-off	Currency	Total
115,293.13	0.00	0.00	115,293.13	0.00	0.00	USD	115,293.13

Due date 10/08/2023

Please detach and send this copy with remittance.

MAKE CHECK PAYABLE TO:

Cass County Government
 211 9th Street South
 P.O Box 2806
 Fargo, ND 58108-2806

Invoice: **INV003926**

Date: 09/08/2023

Total: 115,293.13

Name: CITY OF FARGO

Account #: 198

Due date 10/08/2023

City of Christine - SUMMARY OF INVOICING
 Reimbursement Request #10
 September 14, 2023

Vendor	Invoice Date	Invoice #	Invoice Amount
Swanson & Warcup	7/31/2023	10226	\$495.00
Swanson & Warcup	8/31/2023	10297	\$1,519.50
Total Swanson & Warcup			\$2,014.50
Lies, Bullis & Hatting	5/19/2023	65435	\$315.00
Lies, Bullis & Hatting	7/21/2023	64521	\$516.20
Total Lies, Bullis & Hatting			\$831.20
Moore Engineering, Inc.	7/26/2023	34366	\$15,851.74
Moore Engineering, Inc.	8/30/2023	34860	\$29,557.50
Total Moore Engineering, Inc.			\$45,409.24
Total Invoiced This Reimbursement Request			\$48,254.94



METRO
FLOOD
DIVERSION
AUTHORITY

Diversion Board of Authority Meeting

September 28, 2023

Contracting Actions

Joel Paulsen, Executive Director

DA Board Approval Contract Actions

(ACTION)



Description	Company	Budget/ Estimate (\$)
New Services Agreement 2023/2024, Amendment 0 – Snow Removal Services – Provide hourly on-call snow removal and de-icing services that will allow the MFDA to access properties owned by CCJWRD and MCCJPA for the FM Area Diversion Project.	Snowbusters, LLC	\$10,000
WP-52C Change Order 01 – Removal of 25,000 cubic yards of unsuitable material at the AAB site. Extend the substantial completion to October 27, 2023 and final completion to November 10, 2023.	Border States Paving, Inc.	\$162,500

Executive Director Contracting Recommendation



1 Recommendation for action:

The Executive Director has reviewed and recommended approval of the following Contract Action(s).

2 Summary of Contracting action:

Per the contract review and approval procedures that were adopted by the Metro Flood Diversion Authority on November 10, 2016 and amended December 16, 2021, the Owner’s Program Management Consultant (PMC) or Engineer of Record (EOR) is directed to prepare Services Agreements and Services Agreement amendments and submit them to the Member Entity Technical Reviews (METRS) and the Executive Director, The METRS will provide comments will be consolidated I one form by the PMC and provided to the Director of Engineering. The Director of Engineering will review the comments and provide recommendations to the Executive Director for review and approval.

The PMC has prepared the following Contract Action(s):

Snowbusters, LLC	\$10,000.00
Services Agreement 2023 – Amendment	
Snow Removal Services	
<ul style="list-style-type: none"> • Snow removal services for Metro Flood Diversion Authority owned properties. 	

3 Reason why it is required:

Snowbusters will perform hourly on-call snow removal and deicing services at addresses, properties and locations determined by the Authority. The Authority will notify Snowbusters of the address, scope of work and timeline to complete the work. Depending on the scope of work, Snowbusters will complete the work utilizing a front end loader and/or a shovel crew. Snowbusters will complete the work by the deadline given by the Authority.

4 Background and discussion:

Per the Contracting Resolution dated December 16, 2021, the Metro Flood Diversion Authority requested competitive quotes for the proposed work with Snowbusters, LLC providing the lowest quote. In accordance with Section 1 of the Services Agreement by and between the Metro Flood Diversion Authority (the “Authority”) and Snowbusters. LLC (“Snowbusters”) dated September 28, 2023 (the “Agreement”), the Authority and JT Lawn agree to engage in the services has described above.

See the table below for a summary of this task order’s contracting history, including this amendment.

Table 1 - Summary of Contracting History and Current Contract Action

Original Agreement or Amendment	Budget Change \$	Original or Revised Budget \$	Agreement Execution Date	Project Completion	Comments
2023 SA-A0	0.00	10,000.00	10/1/2023	5/1/2024	Initial Scope of work
Totals		10,000.00			

Financial considerations:

Cost account code is required for accounting purposes to match the invoicing in Source for the Metro Flood Diversion Authority to reconcile.

Table 2 - Summary of Annual Budget Allocation – Per Year

Original Agreement or Amendment	Cost account code	Estimated Cost (\$)	Budget Allocated (\$)	Actual Paid to date (\$)	Budget Remaining (\$)	Comments
2023	SW-1170	5,000.00	5,000.00	0.00	5,000.00	
2024	SW-1170	5,000.00	5,000.00	0.00	5,000.00	
Totals		10,000.00	10,000.00	0.00	10,000.00	

5 Attachments:

- 2023 Services Agreement – Amendment 0

The PMC prepared this contracting action and feels the information is accurate, complete, and ready for Executive Director review.

Recommendation: Kris Bakkegard, Director of Engineering recommends approval of this contract.

The Executive Director has approved in Workflow and granted permission to add his name to the document.

Approved by: Joel Paulsen, Executive Director

Date: 9/18/2023

Executive Director Contracting Recommendation



1 Recommendation for action:

The Executive Director has reviewed and recommended approval of the following Contract Action(s).

2 Summary of Contracting action:

Per the contract review and approval procedures that were adopted by the Metro Flood Diversion Authority on November 10, 2016 and amended December 16, 2021, the Owner’s Program Management Consultant (PMC) or Engineer of Record (EOR) is directed to prepare Change Orders. Change Orders greater than \$50,000.00 are submitted to the Member Entity Technical Representatives and make a recommendation to approve or deny. The Executive Director shall submit the Change Order request and his or her recommendation to the Finance Committee. The Finance Committee will review the Change Order request and submit the Finance Committee’s recommendation along with the Executive Director’s recommendation to the Diversion Authority Board for approval

The PMC has prepared the following Contract Action(s):

Border States Paving, Inc Change Order 01 AAB Fill Site Local – Work Package 52C	\$162,500.00
<ul style="list-style-type: none"> Remove 25,000 cubic yards of unsuitable material at the AAB site. Extend substantial completion to October 27, 2023 and final completion to November 10, 2023 	

3 Reason why it is required:

This Change Order is for Border States Paving Inc, to remove and replace the unsuitable material. This additional work extends the Substantial Completion to October 27, 2023, and Final Completion to November 10, 2023.

4 Background and discussion:

The Diversion Authority awarded the WP52C AAB Fill Site to Border States Paving Inc. (Contractor). The effective Date of the contract was August 8, 2023. Since the start of construction, the Contractor and Owner have submitted no other changes.

See the table below for a summary of this task order’s contracting history, including this amendment.

Table 1 - Summary of Contracting History and Current Contract Action

Original Agreement or Amendment	Budget Change \$	Original or Revised Budget \$	Agreement Execution Date	Project Completion	Comments
Contract	0.00	330,750.00	8/8/2023	10/31/2023	Contract Award
Change Order 01	162,500.00	493,250.00	8/08/2023	11/10/2023	Remove and replace unsuitable material. Extend substantial and final completion dates
Totals		493,250.00			

Financial considerations:

Cost account code is required for accounting purposes to match the invoicing in Source for the Metro Flood Diversion Authority to reconcile.

Table 2 - Summary of Annual Budget Allocation – Per Year

Original Agreement or Amendment	Cost account code	Estimated Cost (\$)	Budget Allocated (\$)	Actual Paid to date (\$)	Budget Remaining (\$)	Comments
2023	CN-66240	493,250.00	493,250.00	0.00	493,250.00	
Totals		493,250.00	493,250.00	0.00	493,250.00	

5 Attachments:

- Change Order 01
- Unit Price Schedule

The PMC prepared this contracting action and feels the information is accurate, complete, and ready for Executive Director review.

Recommendation: Kris Bakkegard, Director of Engineering recommends approval of this contract.

The Executive Director has approved in Workflow and granted permission to add his name to the document.

Approved by: Joel Paulsen, Executive Director

Date: 9/19/2023



Diversion Board of Authority Meeting

September 28, 2023

MOU and Agreement Actions for Consideration
John Shockley

MFDA MOUs & Agreements (Action)

MOU Parties	Project	MOU or Agreement Cost and Summary
MDU, Sauvageau, & MFDA MOU	UMA – Property Relocation Utility Service	<p>This is a three-party MOU between Montana-Dakota Utilities Co. (MDU), Joseph Sauvageau and the Authority. The Sauvageau's have agreed to relocate their residence, shops and grain dryer operations due to the Project. The Authority is required to provide natural gas service at Sauvageau's relocated property. This MOU commits that MDU and the Authority will enter into an "Extension Agreement" which will provide cost estimates and responsibilities for both the Authority and MDU to provide natural gas service to the relocated property. The Extension Agreement shall provide that the Authority will pay all costs to construct the facilities necessary to serve the residence, shop building, and grain dryer at the Location. Sauvageau agrees the Authority shall retain the right to any refund of this payment authorized in Rate 120. It is anticipated that the Extension Agreement will be executed in 2024 but shall be executed no later than January 1, 2025. The expected in-service date for the extension is fall of 2025. The MOU also commits that MDU and the Sauvageau's will enter into an "Interruptible Gas Service Agreement" and an "Application for Service Agreement" for the relocated property.</p>

MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding (“MOU”), is entered into as of _____, 2023, by and between **Montana-Dakota Utilities Co.**, a Delaware corporation (“MDU”), **Joseph Sauvageau**, an individual, whose post office address is 16837 48th St. SE, Davenport, ND 58021 (“Sauvageau”) and the **Metro Flood Diversion Authority**, a North Dakota political subdivision, whose post office address is 4784 Amber Valley Parkway S., Fargo, ND 58104 (the “Authority”) (each, a “Party” or collectively, the “Parties”).

WHEREAS, at the Authority’s request, Sauvageau has agreed to relocate its residence, shop building, and grain dryer in order to accommodate the Fargo-Moorhead Metropolitan Area Flood Risk Management Project being developed by the Authority.

WHEREAS, Sauvageau has expressed interest to MDU for the provision of natural gas service to a new location, as will be further described below.

WHEREAS, the Authority has agreed to bear the costs of extension of gas service by MDU to the new location for Sauvageau.

NOW THEREFORE, the Parties desire to enter this non-binding MOU to express the intentions of the Parties and set forth key preliminary terms and conditions to address future natural gas service to Sauvageau.

- 1. **Location.** Sauvageau has requested MDU provide natural gas service to the following described location in Cass County, North Dakota:

36-138-50 ALL THAT PT OF THE W1/2 OF SEC 36 DESC AS FOLL: COMM AT THE SW COR OF SD SEC 36; THN N 87DG19'50" E ON & ALG THE S LN OF SD SEC 36 A DIST OF 1369.90' (R=1370') TO THE SE COR OF LT 1 BLK 1 OF DANIELSON SUB THE PT OF BEG; THN N 02DG47'41" W ON & ALG THE E BNDRY OF SD DANIELSON SUB A DIST OF 763.15' (R=760.00') TO AN IRON MON MARKING THE NE COR OF SD LT 1; THN N 87DG16'36" E ON & ALG THE S LN OF LT 2 OF SD BLK 1 A DIST OF 134.89' (R=135.13') TO AN IRON MON MARKING THE SE COR OF SD LT 2; THN N 02DG47'41" W ON & ALG THE E LN OF SD DANIELSON SUB A DIST OF 1000.02' (R=1000.00') TO AN IRON MON MARKING THE NE COR OF SD LT 2; THN N 21DG22'40" W A DIST OF 349.93'; THN N 03DG10'02" W A DIST OF 442.82'; THN S 86DG24'04" W PARA TO THE N LN OF AUD LT 4 A DIST OF 175' TO AN IRON MON; THN CONT S 86DG24'04" W PARA TO THE N LN OF SD AUD LT 4 A DIST OF 64' MORE OR LESS TO THE CNTRLN OF THE SHYENNE RIVER; THN NLY, ELY & SELY ON & ALG SD CNTRLN A DIST OF 2620', MORE OR LESS TO THE E LN OF SD W1/2 OF SEC 36; THN S 02DG45'13" E ON & ALG SD E LN A DIST OF 109', MORE OR LESS TO AN IRON MON; THN CONT S 02DG45'13" E ON & ALG SD E LN OFSD W1/2 OF SEC 36 A DIST OF 2150' TO THE S 1/4 CORN OF SD SEC 36; THN S 87DG19'50" W ON & ALG THE S LN OF SEC 36 A DIST OF 1268.45' TO THE PT OF BEG.

(the "Location"), and as further depicted on Exhibit A attached hereto.

2. **Key Commercial Terms.**

- A. **Extension Agreement.** The transaction contemplated herein shall be subject to the successful negotiation and execution of an Extension Agreement by each of the Parties, which will provide for the extension of natural gas service to Sauvageau at the Location. Such Extension Agreement shall be in accordance with MDU's North Dakota Gas Service Extension Tariff, in effect at the time of execution of the Extension Agreement ("Rate 120"), and applicable local, State, and federal law. Further, such Extension Agreement shall be subject to the following conditions:
- i. MDU's ability to gain all necessary permits and easements to complete the project.
 - ii. The completion of the WBI Energy Inc. - Wahpeton Expansion Project being permitted, constructed, and completed on schedule.
 - iii. North Dakota Public Service Commission's (ND PSC) approval of a Certificate of Public Convenience and Necessity (CPCN) to serve Sauvageau at the Location described above.

MDU shall provide investment grade cost estimate for the project to the Authority by October 1, 2024. The Extension Agreement shall provide that the Authority will pay all costs to construct the facilities necessary to serve the residence, shop building, and grain dryer at the Location. Sauvageau agrees the Authority shall retain the right to any refund of this payment authorized in Rate 120. It is anticipated that the Extension Agreement will be executed in 2024 but shall be executed no later than January 1, 2025. The expected in-service date for the extension is fall of 2025. These dates are subject to change upon agreement of the Parties.

- B. **Interruptible Gas Service Agreement.** Sauvageau and MDU shall execute an Interruptible Gas Service Agreement pursuant to MDU's Rate Schedule 71, which shall provide for natural gas service to the grain dryer at the Location. Sauvageau shall be responsible for all charges under the Interruptible Gas Service Agreement. Service under the Interruptible Gas Service Agreement shall commence within twelve (12) months of the in-service date of the extension. Sauvageau's usage under the Interruptible Gas Service Agreement shall be used to calculate any applicable refund due the Authority under the Extension Agreement pursuant to Rate 120. MDU's obligation to provide natural gas service under the Interruptible Gas Service Agreement shall be subject to the full performance of the Extension Agreement.
- C. **Application for Service Agreement.** Sauvageau and MDU shall execute an Application for Service which shall provide for firm natural gas service to the residence and shop building.

3. **Non-Binding.** The Parties acknowledge and agree that the terms set forth in paragraphs 1 and 2 of this MOU are non-binding and include only a preliminary summary of the commercial terms and process, may omit some material terms, are based on certain material conditions set forth herein

and are solely meant to express the intentions of the Parties and the key commercial terms to aid in the preparation of the agreements summarized above. No Party is under any legal obligation to consummate the transaction contemplated herein by virtue of this MOU. The Parties shall not be bound, obligated or liable, directly or indirectly, as a result of any discussions, correspondence, or course of conduct (including reliance and changes of position), and each Party hereby reserves unrestricted discretion in negotiating the agreements. Notwithstanding the foregoing, the Parties agree that paragraphs 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, and 13 shall constitute a legally binding agreement which shall be enforceable by either of the Parties.

4. **Termination and Withdrawal.** This MOU will be terminated upon the agreement of the Parties, and any Party may withdraw from this MOU upon written notice to the other Parties.
5. **Assignment.** The Parties shall not assign any rights or delegate any duties or obligations under this MOU without the advance, written consent of the other Parties, and any purported assignment by a Party without advance, written consent of the other Parties shall be null and void.
6. **Governing Law.** This MOU shall be governed by the substantive laws of the State of North Dakota without regard to conflicts of law principles. The Parties agree to the exclusive jurisdiction and venue of the federal and state courts in the State of North Dakota in connection with all disputes relating to this MOU, and agree not to bring any action in any court other than a federal or state court in the State of North Dakota.
7. **Execution in Counterparts.** This MOU may be executed in one or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument. A signed copy of this MOU delivered by facsimile, e-mail or other means of electronic transmission shall be deemed to have the same legal effect as delivery of an original manually signed copy of this MOU.
8. **Miscellaneous.** This MOU constitutes the entire understanding and agreement between the Parties with respect to the transaction proposed herein. No promise, inducement, representation or agreement, other than as expressly set forth in this MOU has been made. The captions to the various paragraphs of this MOU are for convenience and ease of reference only and do not define, limit, augment, or describe the scope, content, or intent of this MOU.
9. **Conflict.** In the event of a conflict or inconsistency between the terms and conditions of this MOU and any of the agreements summarized above, the terms and conditions of the executed Extension Agreement shall govern the Parties with regard to costs and construction to extend natural gas facilities to the Location. The Interruptible Gas Service Agreement shall govern the MDU and Sauvageau with regard to MDU's obligation to provide natural gas service to the Location.
10. **Modification.** Any modifications or amendments to this MOU must be in writing and signed by the Parties to this MOU.
11. **Notice.** Any notice or election required or permitted to be given by any party to this Agreement upon any other will be deemed given or served in accordance with the provisions of this Agreement

if said notice or election is delivered personally, or mailed by United States certified mail, return receipt requested, postage prepaid and in any case properly addressed as follows:

If to MDU: Montana-Dakota Utilities Co.
Attn: Larry Oswald
400 N Fourth Street
Bismarck, ND 58501

If to the Authority: Metro Flood Diversion Authority
Attn: Kris Bakkegard
4784 Amber Valley Parkway South, Suite 100
Fargo, North Dakota 58104

If to Sauvageau: Joseph Sauvageau
16837 48th St. SE
Davenport, ND 58021

Each such mailed notice or communication will be deemed to have been given on the date the same is deposited in the United States mail. Each such delivered notice or communication will be deemed to have been given upon the delivery. Any Party may change its address for service of notice upon written notice of its intent to the other party.

- 12. **Severability.** If any court of competent jurisdiction finds any provision or part of this MOU is invalid, illegal, or unenforceable, that portion will be deemed severed from this MOU, and all remaining terms and provisions of this MOU will remain binding and enforceable only to the extent provided herein; however, the Parties agree that this MOU will be reformed to replace any invalid, illegal, or unenforceable provision or portion of this MOU with an alternative provision that is enforceable and bears as close resemblance as possible to any provision determined to be invalid, illegal, or unenforceable, but only in respect to the binding provisions addressed in Paragraph 3 herein.
- 13. **Electronic Signatures.** The Parties agree that the electronic signature of a party to this MOU shall be as valid as an original signature of such Party and shall be effective to bind such Party to this MOU. For purposes hereof: (i) “electronic signature” means a manually signed original signature that is then transmitted by electronic means; and (ii) “transmitted by electronic means” means sent in the form of a facsimile or sent via the internet as a portable document format (“pdf”), or other replicating image attached to an electronic mail or internet message.

IN WITNESS WHEREOF, the Parties hereby enter into this MOU as of the date first written above.

Signature Page for MDU

MDU:

By: _____

Its: _____

Signature Page for the Metro Flood Diversion Authority

AUTHORITY:

By: _____

Its: _____

Signature Page for Sauvageau

SAUVAGEAU:

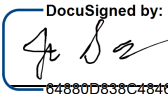
By:  DocuSigned by:
64880D838C48409...

Exhibit A – the Location

[Reserved for future use.]



METRO
FLOOD
DIVERSION
AUTHORITY

Diversion Authority Board Meeting

SEPTEMBER 28, 2023

Executive Director Report

Joel Paulsen, Executive Director

Happenings



Red River Basin Commission toured full project

Diversion Inlet Structure turnover celebration will be the morning of Friday, Oct. 27, 2023 (time TBA)

Recreational Task Force white paper completed

NAC Award to be presented to USACE

Member _____ introduced the following resolution and moved its adoption:

**RESOLUTION AMENDING THE APPOINTMENT OF MEMBERS TO
THE FINANCE COMMITTEE OF THE
METRO FLOOD DIVERSION AUTHORITY**

WHEREAS, Section 5.01 of the Joint Powers Agreement dated June 1, 2016, (“JPA”), establishes the governing body of the Diversion Authority, the Diversion Authority Board, and sets forth its member composition; and

WHEREAS, such member composition consists of individuals appointed by the member entities, as well as two (2) other entities, to the Diversion Authority Board; and

WHEREAS, Article VI of the JPA contains the powers, duties, and membership requirements of committees established by the Diversion Authority Board; and

WHEREAS, the Diversion Authority Board must appoint the members of the Finance Committee in accordance with Section 6.11 of the JPA; and

WHEREAS, the Diversion Authority Board appointed members to the Finance Committee at its first meeting of 2023, and the City of Fargo now has a new Director of Finance who will serve on the Finance Committee in place of her predecessor; and

WHEREAS, pursuant to Section 6.11 of the JPA, the Diversion Authority Board desires to amend and confirm members of the Finance Committee.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Metro Flood Diversion Authority:

1. The Diversion Authority hereby appoints and confirms the appointment of Susan J. Thompson, Director of Finance for the City of Fargo, as a member of the Finance Committee of the Metro Flood Diversion Authority, as reflected on the attached Exhibit A, and further, states that the membership of the Finance Committee meets the requirements of Section 6.11 of the JPA.
2. This Resolution shall take effect immediately upon adoption.

Dated: September 28, 2023

APPROVED:

Dr. Timothy J. Mahoney, Chair

ATTEST:

Dawn Lindblom, Secretary

The motion for adoption of the foregoing resolution was duly seconded by Member _____, and upon roll call vote, the following voted in favor thereof: _____

_____.

The following were absent and not voting: none. The following voted against the same: none. A majority of the Members having voted aye, the resolution was declared duly passed and adopted.

EXHIBIT A

Finance Committee

Bernie Dardis	Mayor, City of West Fargo
Chad Peterson	Cass County Commissioner
Terri Gayhart <u>Susan J. Thompson</u>	Director of Finance, City of Fargo
Lori J. Johnson	Clay County Auditor
Mike Redlinger	City Administrator, City of Fargo
Tony Grindberg	Cass County Commissioner
Shelly Carlson	Mayor, City of Moorhead
Tim Mahoney	Mayor, City of Fargo
Dave Piepkorn	Fargo City Commissioner
Mike Rietz	Assistant City Manager, City of Moorhead
Open	



US Army Corps
of Engineers®
St. Paul District

FARGO MOORHEAD DIVERSION PROJECT

MONTHLY UPDATE

20 Sep 2023

1 Diversion Inlet Structure (DIS) – Construction

Structure includes 3-50 ft. wide Tainter gates. Construction is 97% complete. Construction completion date is currently estimated to be in November 2023 due issues related to the gate machinery.

Schedule for remaining primary features:

2023: Complete operating machinery install, seeding.

2024: Turf established.

2 Wild Rice River Structure (WRRS) – Construction

Structure includes 2-40 ft. wide Tainter gates. Construction is 91% complete and remains on schedule. The construction completion date is 3 December 2023. Constructing eastern earthen dam and bridge deck. Remaining schedule:

2023: Bridge deck, dam embankment, seeding.

2024: Turf established.

3 I-29 Raise – Construction

Includes approximately 4 miles of interstate raise between County Roads 16 and 18. Construction is 84% complete. Borrow ditch bridges are complete. Traffic to be switched to all new lanes by 1 November. Current construction completion date is 1 January 2024.

4 Southern Embankment – Reach SE-1 (Western Tieback) - Construction

Construction was completed 10 November 2022. Partial turnover to the Diversion Authority for Operations and Maintenance occurred on 29 December 2022. O&M Manual was provided for review 9 August 2023.

5 Red River Structure (RRS) - Construction

Structure includes 3-50 ft. wide Tainter gates. Construction is 30% complete. Construction completion date is 19 March 2026. Concrete placements for approach wall foundations and abutments ongoing. Completion date is 19 March 2026.

6 Drain 27 Wetland Mitigation Project Plantings - Construction

Native plantings 5-year contract awarded 17 May 2023. Completion date is 1 December 2027.

7 Drayton Dam Mitigation Project Design - Construction

Construction is 85% complete. Placement of the rock-arch rapids is complete. Riprap placement ongoing. Construction completion is 30 September 2023.

8 Southern Embankment – Reach SE-2A - Construction

Construction is 67% complete. Inspection trench and embankment foundations complete. Embankment construction ongoing. Scheduled completion date is 30 September 2024.

9 Southern Embankment Design – All remaining reaches are being designed.

SE-1B: BCOES review Sep 2023 Contract award: February 2024

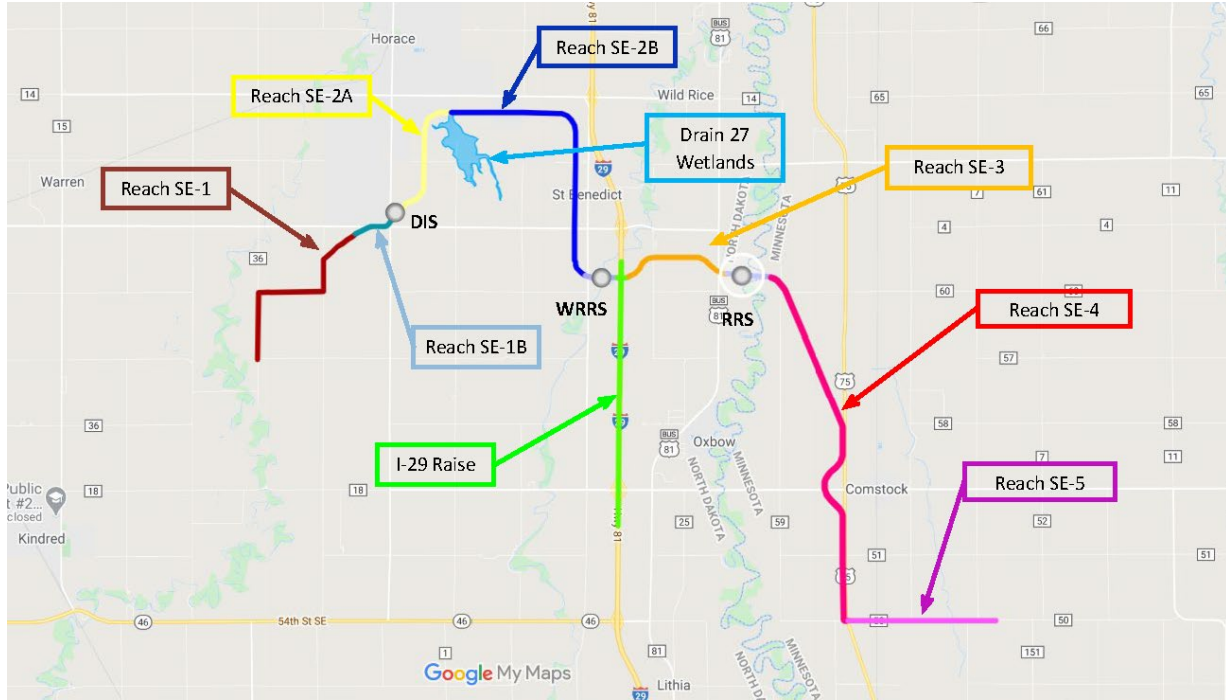
SE-2B: BCOES review complete 9 June 2023..... Contract award: April 2024

SE-3: 95% review starts Jan 2024..... Contract award: January 2025

SE-4: 65% review Sep 2023 Contract award: May 2024

SE-5: 95% review starts Dec 2023..... Contract award: January 2025

OHB Reach 43B: BCOES review starts Oct 2023..... Contract award: February 2024



Fargo-Moorhead Metro FRM – Federal Work/Southern Embankment and Control Structures

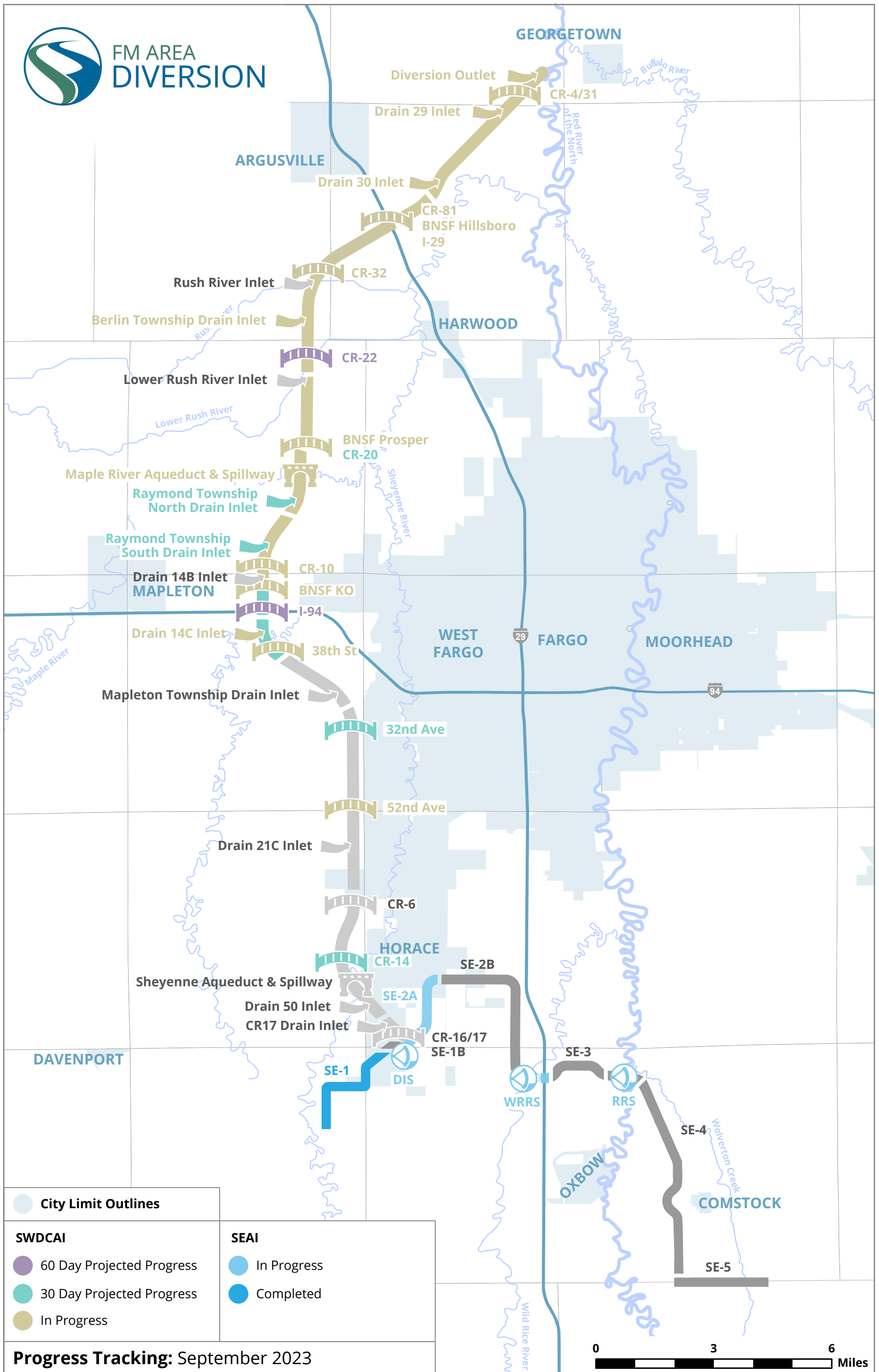
DIS = Diversion Inlet Control Structure

WRRS = Wild Rice River Control Structure

RRS = Red River Control Structure



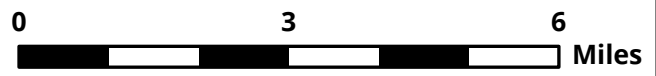
FM AREA DIVERSION



City Limit Outlines
SWDCAI
60 Day Projected Progress
30 Day Projected Progress
In Progress

SEAI
In Progress
Completed

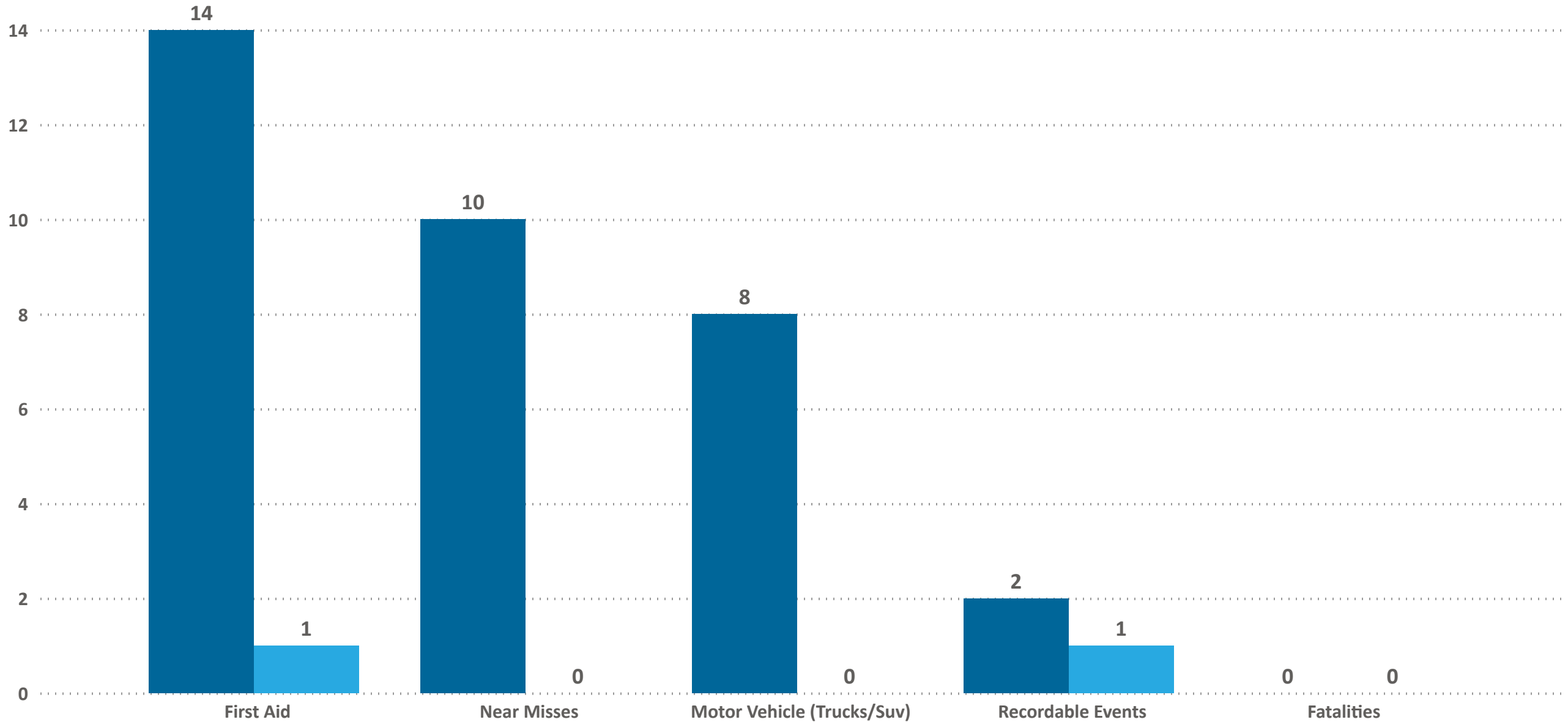
Progress Tracking: September 2023



FM Area Diversion Safety Statistics - August 2023

Current Reporting Period: August 1- August 31

● Sum to Date ● Sum of Current Reporting Period

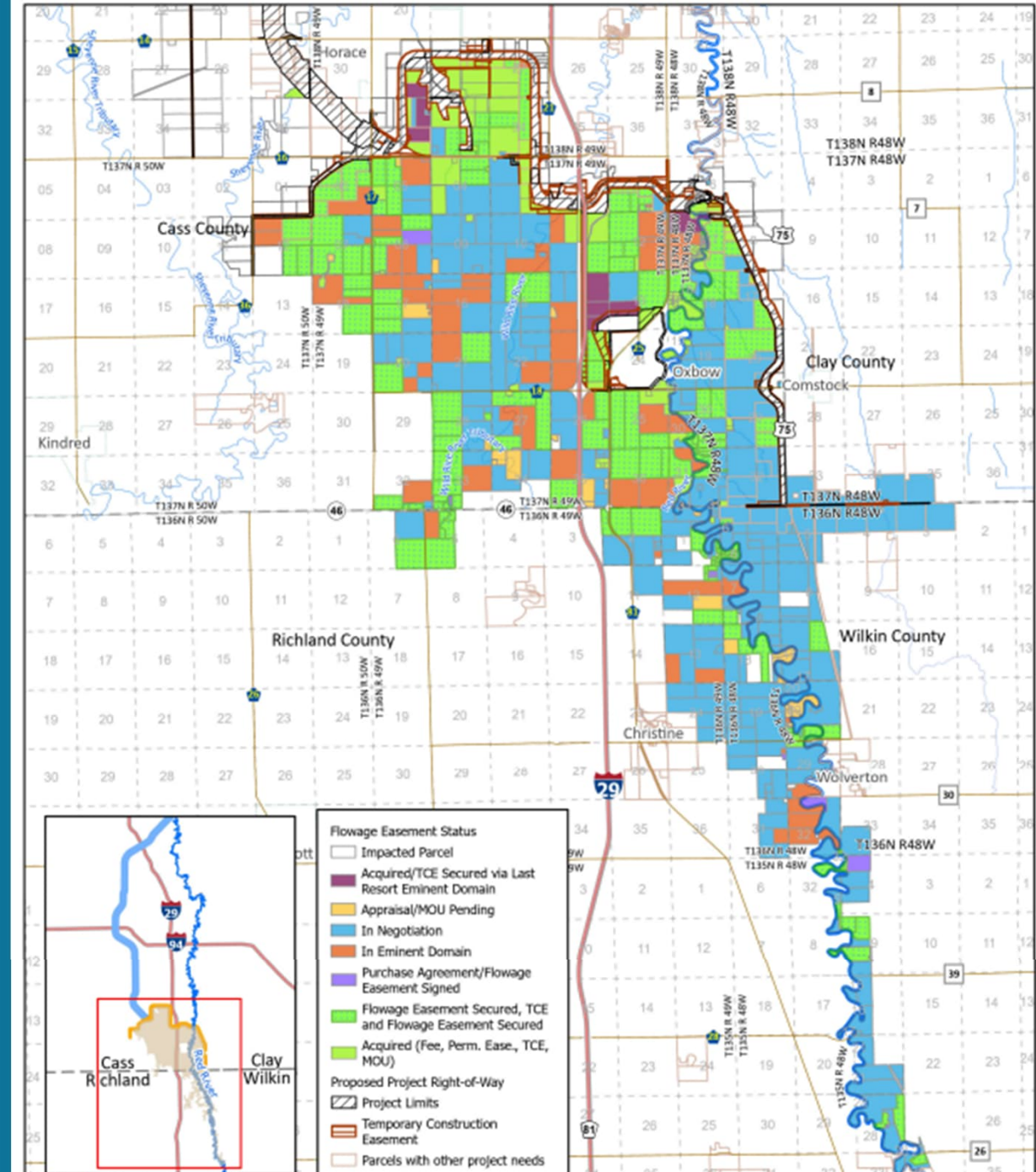
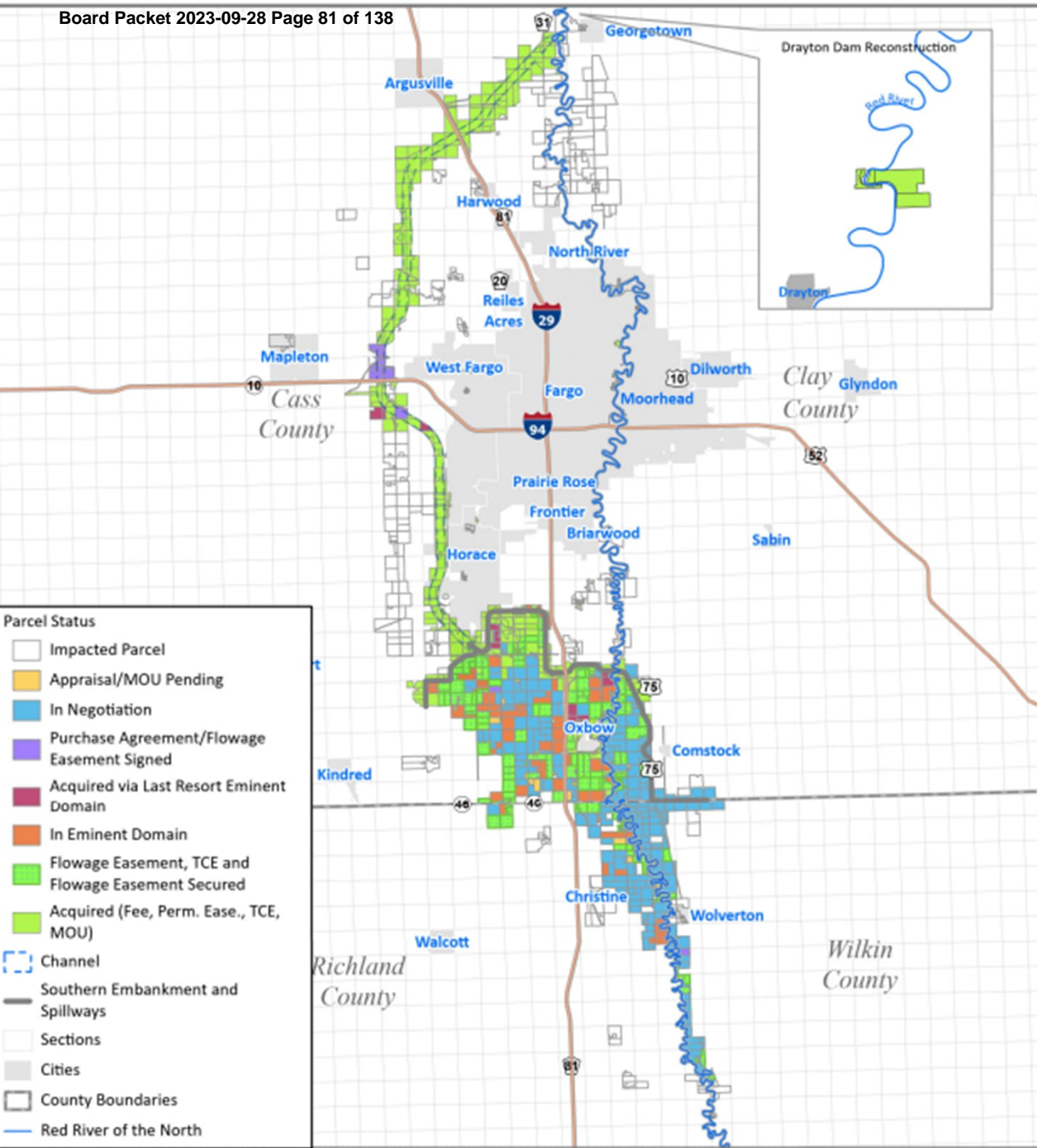




METRO
FLOOD
DIVERSION
AUTHORITY

September 2023





Property Acquisition Progress

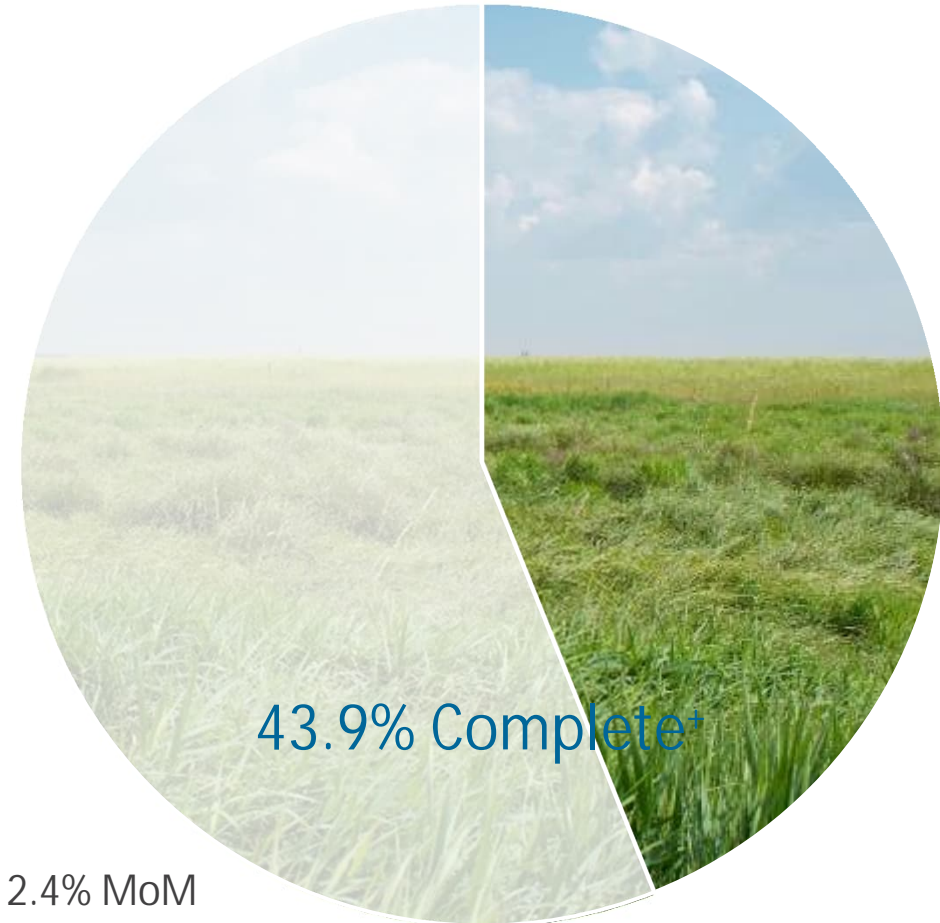


Construction Footprint*



↑ 3.7% MoM

UMA Footprint**

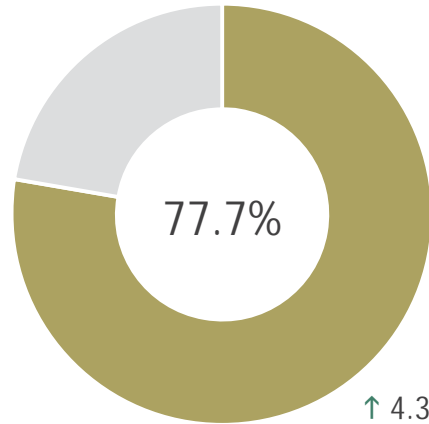


↑ 2.4% MoM

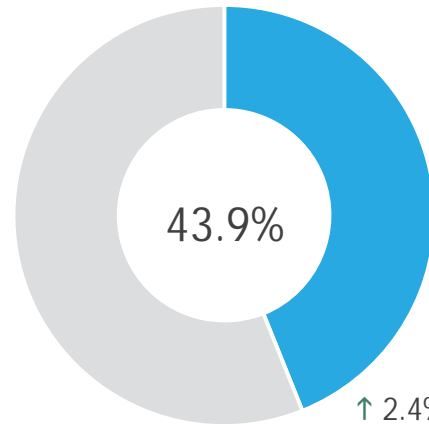
* Includes SWDCAI, SEAI, In-Town, Oxbow and Drayton

** Does not include parcels affected by or within Christine or Wolverton ring levees
As of September 18, 2023

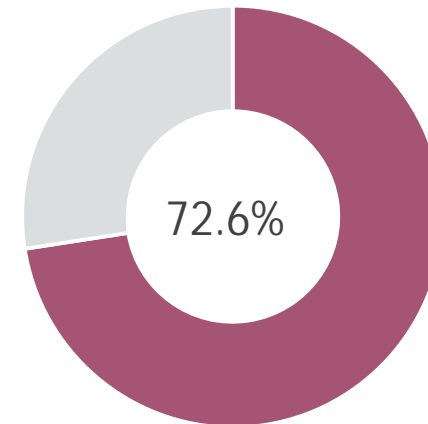
Property Acquisition Progress by Location



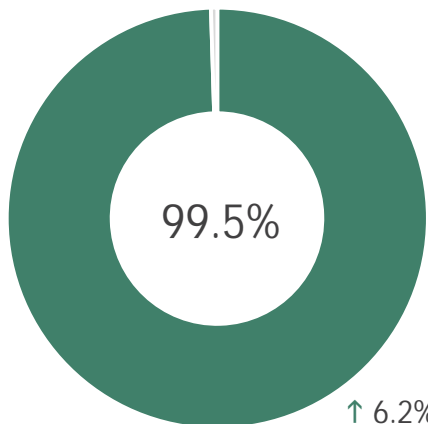
Southern Embankment & Associated Infrastructure



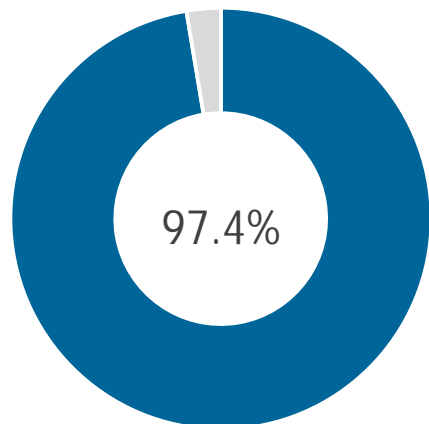
Upstream Mitigation Area



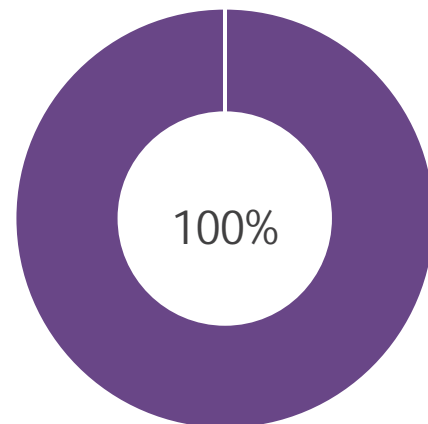
Environmental Monitoring Easements



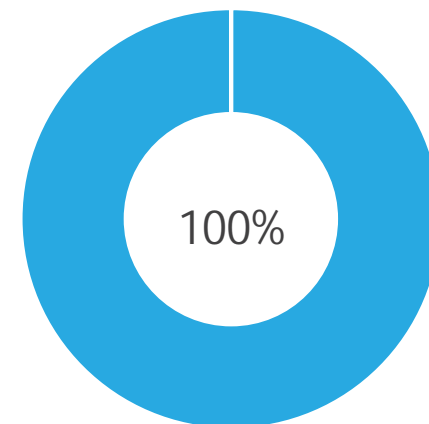
Stormwater Diversion Channel



Oxbow-Hickson-Bakke



MFDA-Constructed In-Town Levees



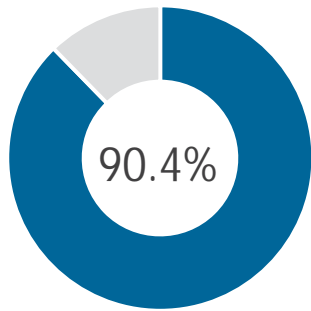
Drayton Dam Mitigation

As of September 18, 2023

Landowner Overview

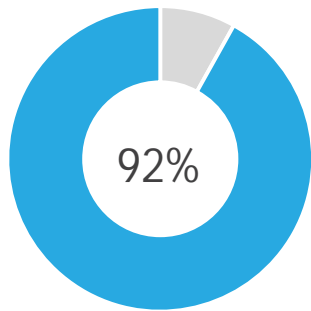


Construction Footprint*



303 Owner Groups
268 in ND & 37 in MN⁺
274 settlements achieved
23 ongoing negotiations
7 in litigation

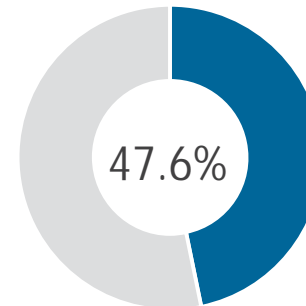
90.4% of owner groups have settled



574 Parcels
528 settlements achieved
33 ongoing negotiations
13 in litigation

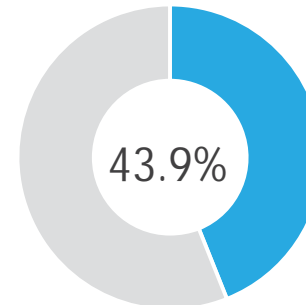
92% of parcels have been acquired

UMA Footprint**



254 Owner Groups
189 in ND & 68 in MN⁺
121 settlements achieved
95 ongoing negotiations
43 in litigation

47.6% of owner groups have settled



569 Parcels
250 settlements achieved
251 ongoing negotiations
68 in litigation

43.9% of parcels have been acquired

* Includes SWDCAI, SEAI, In-Town, Oxbow and Drayton

⁺ Some owner groups have property in both states

** Does not include parcels affected by or within Christine or Wolverton ring levees As of September 18, 2023

Property Acquisition Status Report

Key Activities:

- Continue negotiating settlement agreements for existing eminent domain actions
- In the last month, successfully closed 10 parcels / 6 landowners
- In the last month, agreement signed on 24 parcels / 6 landowners
- Preparing Last Written Offer letters for MN parcels to maintain construction schedule
- Submitted the first plat of project lands for the Diversion Channel to Cass County Planning Commission

Memorandum



SUBJECT:

Southern Embankment Reach 1 (SE-1) Strip Takings Excess Lands Recommendation

RECOMMENDATION/ACTIONS NEEDED:

Approve OINs 5024Y (4.04 acres), 5214Y (1.65 acres) and 5278Y (1.60 acres) to begin the process to dispose of the excess Land per the Policy on the Disposition and Management of Comprehensive Project Lands.

BACKGROUND/KEY POINTS:

Excess land was purchased along Southern Embankment Reach 1 (SE-1) based on the USACE's original design drawings. Once the MFDA received SE-1 final design drawings it was determined excess land had been purchased. Per the Policy, the Executive Director has declared these lands as Excess Land. The Cass County Joint Water Resource District approved the recommendation on August 24, 2023.

ATTACHMENTS:

- Memo – Southern Embankment Reach 1 (SE-1) Strip Takings Excess Land Recommendation



Memorandum

TO: Joel Paulsen

FROM: Jodi A. Smith

DATE: August 9, 2023

RE: Southern Embankment Reach 1 (SE-1) Strip Takings Excess Lands Recommendation

1. Introduction

The Metro Flood Diversion Authority (Authority) adopted the Policy on the Disposition and Management of Comprehensive Project Lands (Policy) in March 2021. Per the Policy Preamble, the Authority will periodically review its inventory of real property to determine if its land ownership exceeds its foreseeable needs for the Fargo-Moorhead Area Flood Diversion Project (Comprehensive Project). Land that is no longer needed, not expected to be needed in the future for the Comprehensive Project and declared “Excess Land” by the Executive Director may be made available for sale, lease, or exchange in accordance with this Policy.

This Memorandum serves as a recommendation for the Executive Director to declare the SE-1 strip takings noted below as Excess Land and begin the process to dispose of the property following the Policy.

2. Pertinent Facts Regarding SE-1 Strip Takings

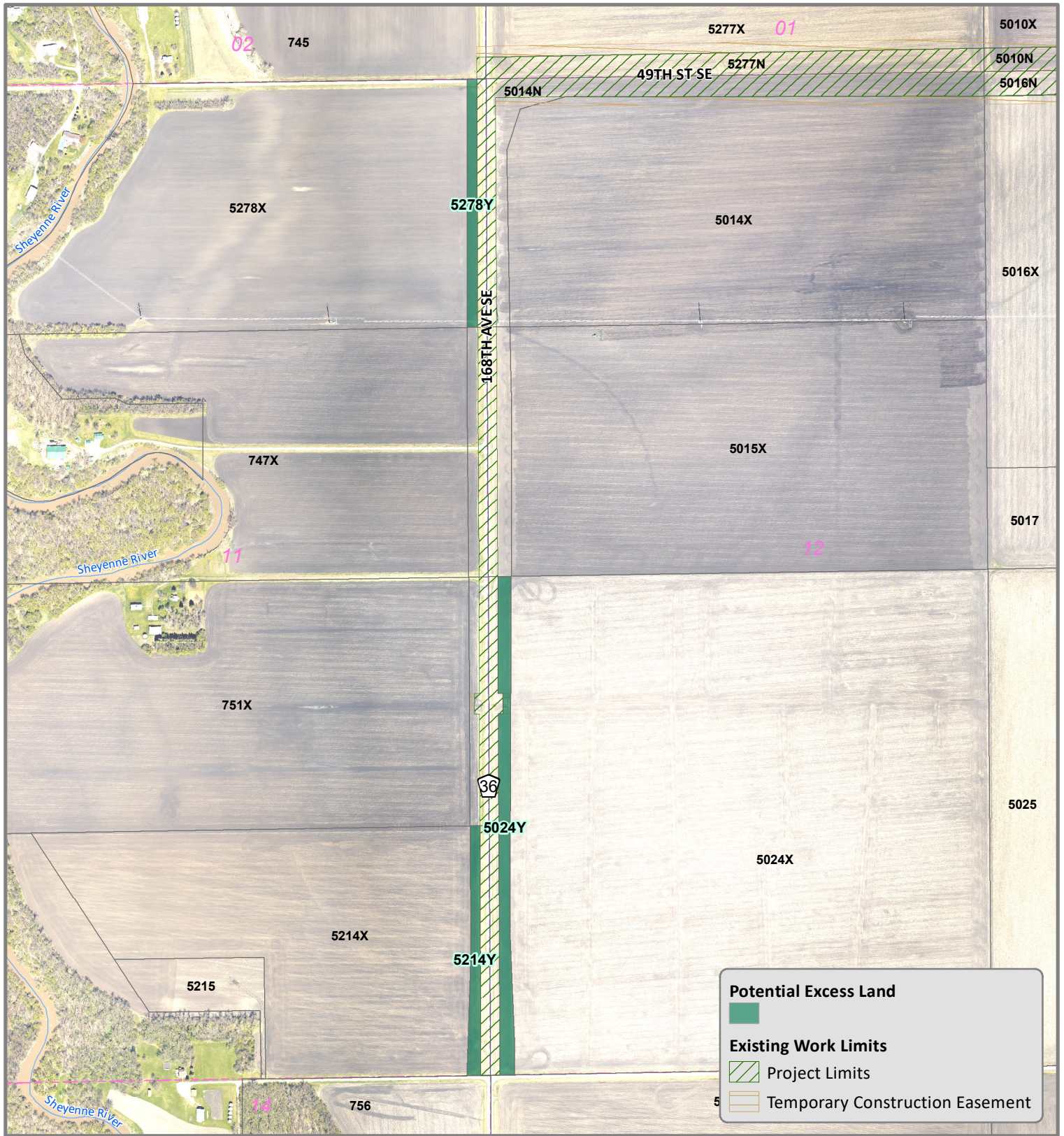
Description of Parcel(s)	See Exhibit A for map showing the parcels recommended as excess land.
Legal Description	See Exhibit B for legal descriptions (and certificates of survey) for the parcels recommended as excess land.
Asset Parcel(s) Size	OIN 5024Y – 4.04 acres OIN 5214Y – 1.65 acres OIN 5278Y – 1.60 acres

Narrative Description of Parcel	These parcels are small strips along the existing county road.
Purchase Date	OIN 5024Y – February 25, 2022 OIN 5214Y – January 15, 2021 OIN 5278Y – August 27, 2021
Purchase Price	OIN 5024Y – \$50,500 (for acquisition of 7.15 acres) OIN 5214Y – \$17,440 (for acquisition of 3.17 acres) OIN 5278Y – \$21,840 (for acquisition of 3.12 acres)
Former Owner	OIN 5024Y – Julie Ottis ETAL OIN 5214Y – Martin & Karen Kruse Living Trust ETAL OIN 5278Y – Paul & Carolyn Thoen
Adjacent Owners	OIN 5024Y – Julie Ottis Revocable Trust ETAL (OIN 5024X) OIN 5214Y – Martin & Karen Kruse Living Trust ETAL (OIN 5214X) OIN 5278Y – Paul & Carolyn Thoen (OIN 5278X)
Property Management Approach	These parcels are associated with an active farmland lease for the 2023 farming season. Leases have been offered to the owners that retained the larger part of each 3 of these parcels.
Rental Revenue	The following data is associated with the current 2023 farmland leases. OIN 5024N – 4.45 acres @ \$150/acre = \$667.50 OIN 5214N – 1.68 acres @ \$150/acre = \$252 OIN 5278N – 1.58 Acres @ \$150/acre = \$237
Property Taxes	The 2022 property tax amounts were zero for these parcels.
Relation to Construction	Construction of SE-1 is complete and O&M responsibilities have been turned over to the MFDA. These lands were not needed for construction.

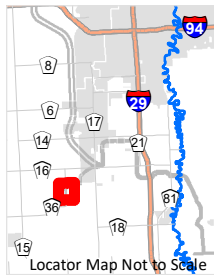
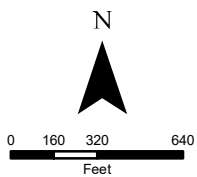
3. Conclusion and Recommendation

Based on the pertinent facts presented above, it is recommended to declare these SE-1 strip takings as “Excess Land” and proceed with the process outlined in the Policy. If you agree with this recommendation, please sign the attached declaration form for our records (Exhibit C).

Exhibit A: Map Exhibit of Parcels Recommended as Excess Lands



Any reliance upon this map is at user's own risk. AE2S does not warrant the map or its features are either spatially or temporally accurate or fit for a particular use. All parcel acreages and legal descriptions shown hereon are based on County GIS data. Final acreages and legal descriptions to be determined by boundary survey. Coordinate System: NAD 1983 StatePlane North Dakota South FIPS 3302 Feet | Edited by: cwickenheiser
 C:\Data\Projects\GIS Projects\FM Area Diversion\012 Lands Program\Property Management\Owned\Asset Lands\Potential Excess Land_SE1.mxd



**SOUTHERN EMBANKMENT REACH 1
 SE-1**

POTENTIAL EXCESS LAND

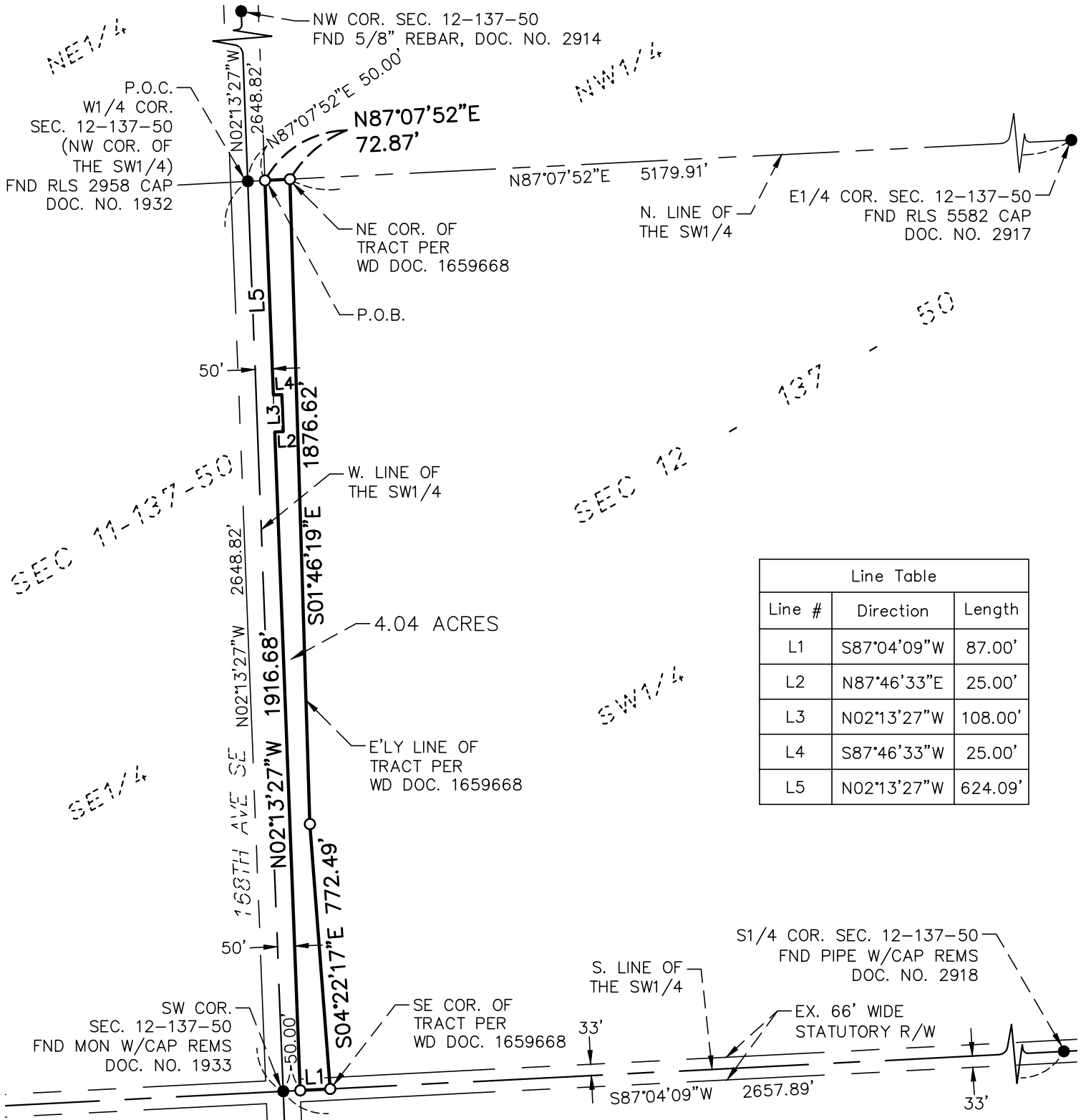
FM AREA DIVERSION
 Map Date: 7/25/2023



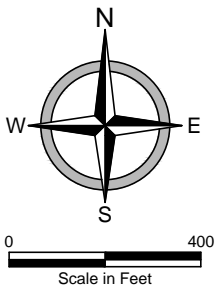
Exhibit B: Legal Descriptions for Parcels Recommended as Excess Lands

CERTIFICATE OF SURVEY

PART OF THE SW1/4 OF SECTION 12, TOWNSHIP 137 NORTH, RANGE 50 WEST OF
THE FIFTH PRINCIPAL MERIDIAN, CASS COUNTY, NORTH DAKOTA

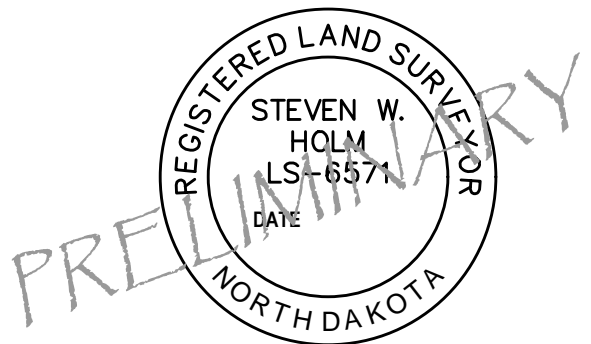


Line Table		
Line #	Direction	Length
L1	S87°04'09"W	87.00'
L2	N87°46'33"E	25.00'
L3	N02°13'27"W	108.00'
L4	S87°46'33"W	25.00'
L5	N02°13'27"W	624.09'



BASIS OF BEARINGS:
THE NORTH LINE OF THE
SW1/4 OF SECTION 12 HAS
AN ASSUMED BEARING OF
N87°07'52"E

- LEGEND**
- IRON MONUMENT FOUND
 - SET 5/8"x18" REBAR WITH YELLOW PLASTIC CAP #6571
 - P.O.C. POINT OF COMMENCEMENT
 - P.O.B. POINT OF BEGINNING



Certificate of Survey - OIN 5024N
Cass County Joint Water Resource District
Part of SW1/4 in Sec. 12-137-50
Cass County, North Dakota

PROJECT No. 21990 102-3.1
DATE: 03.20.23
REVISED: -
DRAFTER: SWH
REVIEWER: CDH



CERTIFICATE OF SURVEY

PART OF THE SW1/4 OF SECTION 12, TOWNSHIP 137 NORTH, RANGE 50 WEST OF THE FIFTH PRINCIPAL MERIDIAN, CASS COUNTY, NORTH DAKOTA

DESCRIPTION

That part of the Southwest Quarter of Section 12, Township 137 North, Range 50 West of the 5th Principal Meridian, Cass County, North Dakota, described as follows:

Commencing at a found iron monument which designates the northwest corner of said Southwest Quarter; thence North 87 degrees 07 minutes 52 seconds East on an assumed bearing along the north line of said Southwest Quarter for a distance of 50.00 feet to a point on a line which is 50.00 feet easterly of, as measured at a right angle to and parallel with the west line of said Southwest Quarter, said point is the point of beginning; thence continuing North 87 degrees 07 minutes 52 seconds East along the north line of said Southwest Quarter for a distance of 72.87 feet to the northeast corner of a certain tract of land as described in Warranty Deed Document No. 1659668, recorded February 28, 2022, on file and of record in the office of the Recorder, said County; thence South 01 degree 46 minutes 19 seconds East along the easterly line of said tract of land for a distance of 1876.62 feet; thence South 04 degrees 22 minutes 17 seconds East continuing along the easterly line of said tract of land for a distance of 772.49 feet to the southeast corner of said tract of land, said corner being on the south line of said Southwest Quarter; thence South 87 degrees 04 minutes 09 seconds West along the south line of said Southwest Quarter for a distance of 87.00 feet to a point on said line which is parallel with and 50.00 feet easterly of the west line of said Southwest Quarter; thence North 02 degrees 13 minutes 27 seconds West along said parallel line for a distance of 1916.68 feet; thence North 87 degrees 46 minutes 33 seconds East for a distance of 25.00 feet to a point on a line which is 75.00 feet easterly of, as measured at a right angle to and parallel with the west line of said Southwest Quarter; thence North 02 degrees 13 minutes 27 seconds West along said parallel line for a distance of 108.00 feet; thence South 87 degrees 46 minutes 33 seconds West for a distance of 25.00 feet to a point on said line which is parallel with and 50.00 feet easterly of the west line of said Southwest Quarter; thence North 02 degrees 13 minutes 27 seconds West along said parallel line for a distance of 624.09 feet to the point of beginning.

Said tract contains 4.04 acres, more or less, and is subject to all easements, restrictions, reservations and rights of way of record, if any.

CERTIFICATION

I hereby certify that this survey, plan, or report was prepared by me or under my direct supervision and that I am a duly Registered Land Surveyor under the laws of the State of North Dakota.

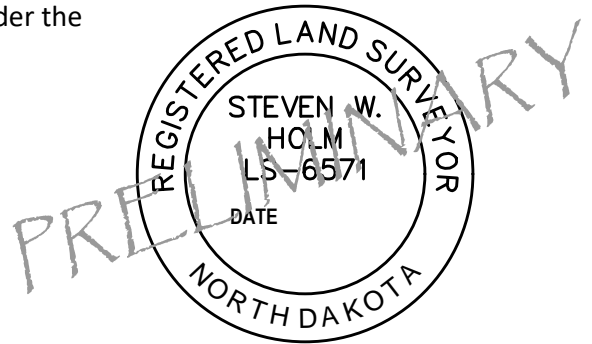
Steven W. Holm, R.L.S.
N.D. License No. LS-6571

Date: _____

State of North Dakota)
County of Cass)

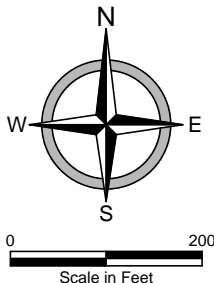
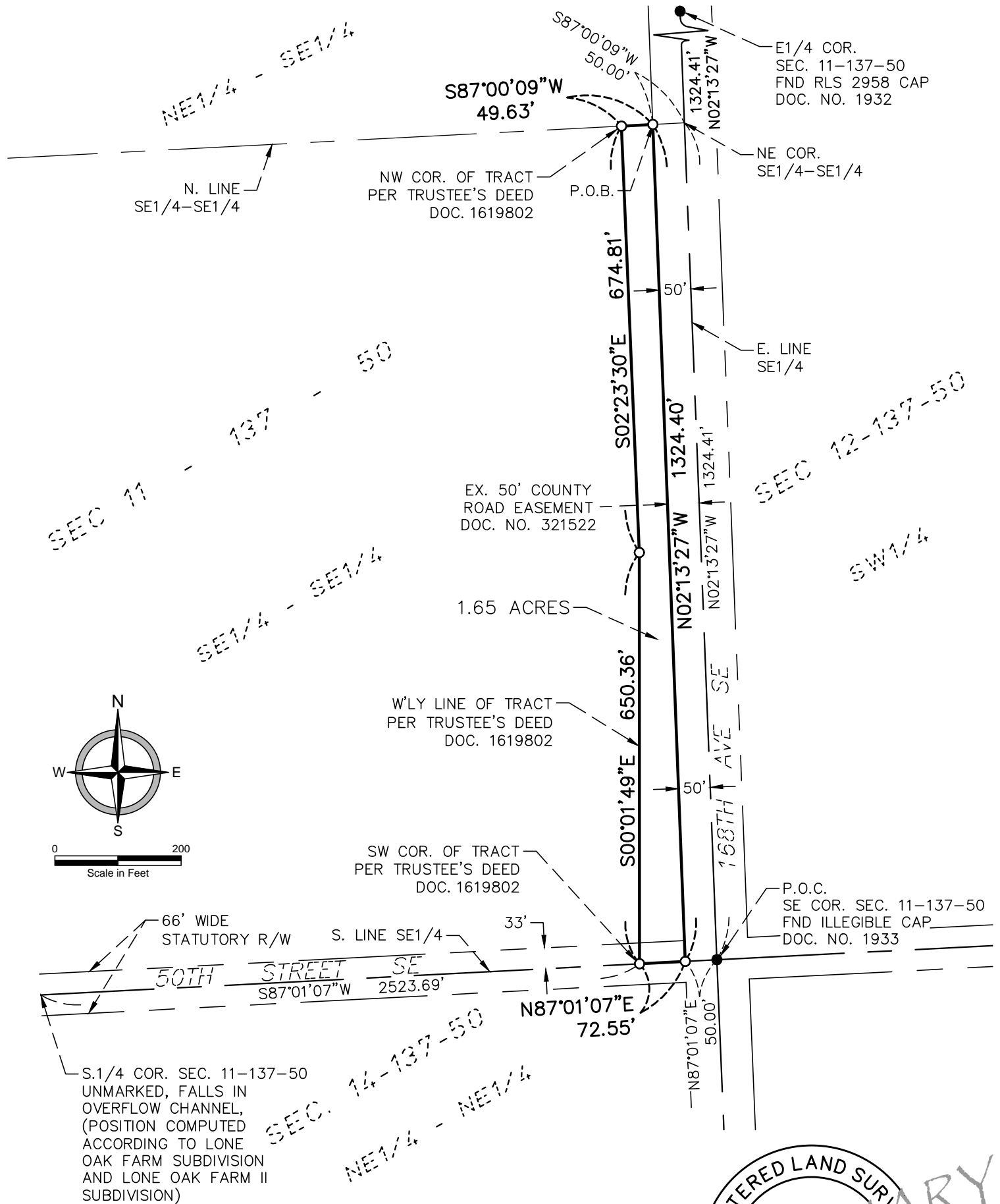
On this _____ day of _____, 2023, before me, a Notary Public in and for said county and state, personally appeared Steven W. Holm, Registered Land Surveyor, known to me to be the person described in and who executed the foregoing certificate and acknowledged to me that he executed the same as his free act and deed.

Notary Public, Cass County, North Dakota



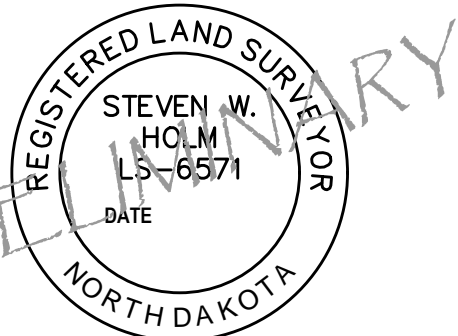
CERTIFICATE OF SURVEY

PART OF THE SE1/4-SE1/4 OF SECTION 11, TOWNSHIP 137 NORTH, RANGE 50 WEST
OF THE FIFTH PRINCIPAL MERIDIAN, CASS COUNTY, NORTH DAKOTA



BASIS OF BEARINGS:
THE EAST LINE OF THE
SE1/4 SECTION 11 HAS AN
ASSUMED BEARING OF
N02°13'27\"W

- LEGEND**
- P.O.C. POINT OF COMMENCEMENT
 - P.O.B. POINT OF BEGINNING
 - IRON MONUMENT FOUND
 - SET 5/8"x18" REBAR WITH YELLOW PLASTIC CAP #6571



Certificate of Survey - OIN 5214N
Cass County Joint Water Resource District
Part of the SE1/4-SE1/4 Sec. 11-137-50
Cass County, North Dakota

PROJECT No.	21990 102-3.1
DATE:	3.20.23
REVISED:	-
DRAFTER:	SWH
REVIEWER:	CDH



CERTIFICATE OF SURVEY

PART OF THE SE1/4-SE1/4 OF SECTION 11, TOWNSHIP 137 NORTH, RANGE 50 WEST
OF THE FIFTH PRINCIPAL MERIDIAN, CASS COUNTY, NORTH DAKOTA

DESCRIPTION

That part of the Southeast Quarter of the Southeast Quarter of Section 11, Township 137 North, Range 50 West of the 5th Principal Meridian, Cass County, North Dakota, described as follows:

Commencing at a found iron monument which designates the southeast corner of said Section 11; thence North 02 degrees 13 minutes 27 seconds West on an assumed bearing along the east line of the Southeast Quarter of said Section 11 for a distance of 1324.41 feet to the northeast corner of said Southeast Quarter of the Southeast Quarter; thence South 87 degrees 00 minutes 09 seconds West along the north line of said Southeast Quarter of the Southeast Quarter for a distance of 50.00 feet to a point on a line which is 50.00 feet westerly of, as measured at a right angle to and parallel with the east line of said Southeast Quarter, said point is the point of beginning; thence continuing South 87 degrees 00 minutes 09 seconds West along the north line of said Southeast Quarter of the Southeast Quarter for a distance of 49.63 feet to the northwest corner of a certain tract of land as described in Trustee's Deed Document No. 1619802, recorded January 19, 2021, on file and of record in the office of the Recorder, said County; thence South 02 degrees 23 minutes 30 seconds East along the westerly line of said tract of land for a distance of 674.81 feet; thence South 00 degrees 01 minute 49 seconds East continuing along the westerly line of said tract of land for a distance of 650.36 feet to the southwest corner of said tract of land, said corner being on the south line of said Southeast Quarter; thence North 87 degrees 01 minute 07 seconds East along the south line of said Southeast Quarter for a distance of 72.55 feet to a point on said line which is 50.00 feet westerly of, as measured at a right angle to and parallel with the east line of said Southeast Quarter; thence North 02 degrees 13 minutes 27 seconds West along said parallel line for a distance of 1324.40 feet to the point of beginning.

Said tract contains 1.65 acres, more or less, and is subject to all easements, restrictions, reservations and rights of way of record, if any.

CERTIFICATION

I hereby certify that this survey, plan, or report was prepared by me or under my direct supervision and that I am a duly Registered Land Surveyor under the laws of the State of North Dakota.

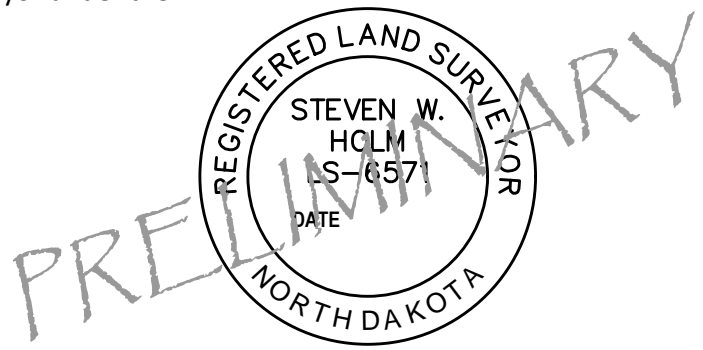
Steven W. Holm, R.L.S.
N.D. License No. LS-6571

Date: _____

State of North Dakota)
County of Cass)

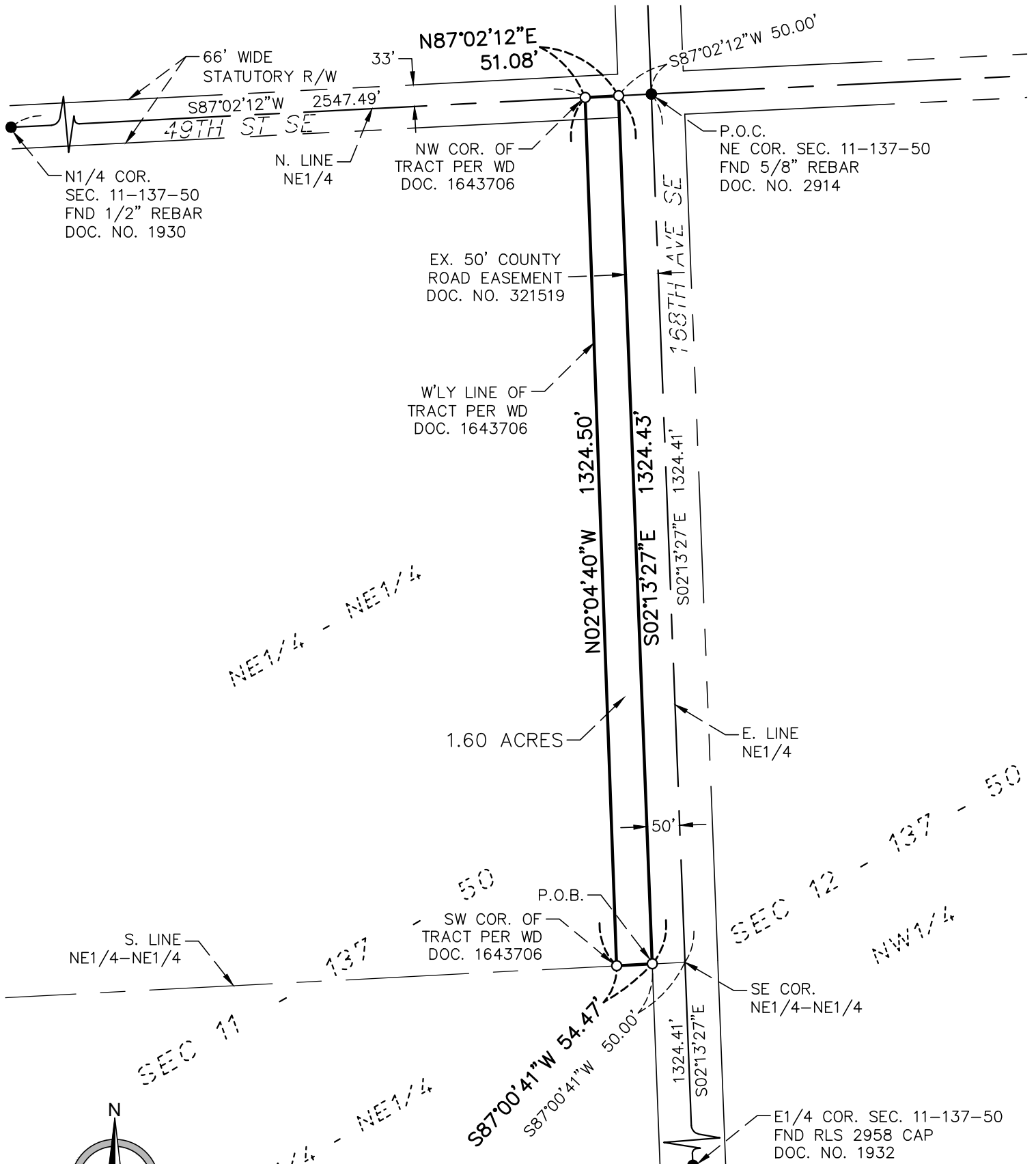
On this ____ day of _____, 2023, before me, a Notary Public in and for said county and state, personally appeared Steven W. Holm, Registered Land Surveyor, known to me to be the person described in and who executed the foregoing certificate and acknowledged to me that he executed the same as his free act and deed.

Notary Public, Cass County, North Dakota



CERTIFICATE OF SURVEY

PART OF THE NE1/4-NE1/4 OF SECTION 11, TOWNSHIP 137 NORTH, RANGE 50 WEST
OF THE FIFTH PRINCIPAL MERIDIAN, CASS COUNTY, NORTH DAKOTA

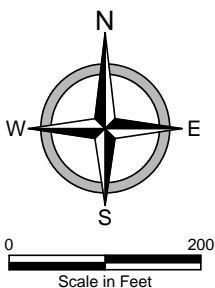


NE1/4 - NE1/4

SEC 12 - 137 - 50
NW1/4

SEC 11

SE1/4 - NE1/4



BASIS OF BEARINGS:
THE EAST LINE OF THE
NE1/4 OF SECTION 11 HAS
AN ASSUMED BEARING OF
S02°13'27\"E

LEGEND

- IRON MONUMENT FOUND
- SET 5/8"x18" REBAR WITH YELLOW PLASTIC CAP #6571



Certificate of Survey - OIN 5278N

Cass County Joint Water Resource District
Part of the NE1/4-NE1/4 of Sec. 11-137-50
Cass County, North Dakota

PROJECT No.	21990 102-3.1
DATE:	03.20.23
REVISED:	-
DRAFTER:	SWH
REVIEWER:	CDH



CERTIFICATE OF SURVEY

PART OF THE NE1/4-NE1/4 OF SECTION 11, TOWNSHIP 137 NORTH, RANGE 50 WEST
OF THE FIFTH PRINCIPAL MERIDIAN, CASS COUNTY, NORTH DAKOTA

DESCRIPTION

That part of the Northeast Quarter of the Northeast Quarter of Section 11, Township 137 North, Range 50 West of the 5th Principal Meridian, Cass County, North Dakota, described as follows:

Commencing at a found iron monument which designates the northeast corner of said Section 11; thence South 02 degrees 13 minutes 27 seconds East on an assumed bearing along the east line of the Northeast Quarter of said Section 11 for a distance of 1324.41 feet to the southeast corner of said Northeast Quarter of the Northeast Quarter; thence South 87 degrees 00 minutes 41 seconds West along the south line of said Northeast Quarter of the Northeast Quarter for a distance of 50.00 feet to a point on a line which is 50.00 feet westerly of, as measured at a right angle to and parallel with the east line of said Northeast Quarter, said point is the point of beginning; thence continuing South 87 degrees 00 minutes 41 seconds West along the south line of said Northeast Quarter of the Northeast Quarter for a distance of 54.47 feet to the southwest corner of a certain tract of land as described in Warranty Deed Document No. 1643706, recorded August 30, 2021, on file and of record in the office of the Recorder, said County; thence North 02 degrees 04 minutes 40 seconds West along the westerly line of said tract of land for a distance of 1324.50 feet to the northwest corner of said tract of land, said corner being on the north line of said Northeast Quarter; thence North 87 degrees 02 minutes 12 seconds East along the north line of said Northeast Quarter for a distance of 51.08 feet to a point on said line which is 50.00 feet westerly of, as measured at a right angle to and parallel with the east line of said Northeast Quarter; thence South 02 degrees 13 minutes 27 seconds East along said parallel line for a distance of 1324.43 feet to the point of beginning.

Said tract contains 1.60 acres, more or less, and is subject to all easements, restrictions, reservations and rights of way of record, if any.

CERTIFICATION

I hereby certify that this survey, plan, or report was prepared by me or under my direct supervision and that I am a duly Registered Land Surveyor under the laws of the State of North Dakota.

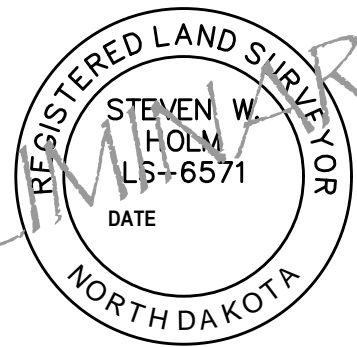
Steven W. Holm, R.L.S.
N.D. License No. LS-6571

Date: _____

State of North Dakota)
County of Cass)

On this _____ day of _____, 2023, before me, a Notary Public in and for said county and state, personally appeared Steven W. Holm, Registered Land Surveyor, known to me to be the person described in and who executed the foregoing certificate and acknowledged to me that he executed the same as his free act and deed.

Notary Public, Cass County, North Dakota



Certificate of Survey - OIN 5278N

Cass County Joint Water Resource District
Part of the NE1/4-NE1/4 of Sec. 11-137-50
Cass County, North Dakota

PROJECT No.	21990 102-3.1
DATE:	03.20.23
REVISED:	-
DRAFTER:	SWH
REVIEWER:	CDH



Exhibit C: Declaration of Excess Land Form

I hereby declare that OINs 5024Y, 5214Y, and 5278Y (the parcels) are deemed Excess Land and authorize the disposal of the parcel in accordance with the Policy on the Disposition and Management of Comprehensive Project Lands.

Joel Paulson
Executive Director

8/11/2023
Date

Memorandum



SUBJECT:

Cass County Highway Right of Way (ROW) Strips Excess Lands Recommendation

RECOMMENDATION/ACTIONS NEEDED:

Approve OINs 1185Y2 (1.55 acres), 922Y3 (5.30 acres), 885Y1 (2.90), 897Y1 (3.43 acres), 507Y1 (3.66 acres), 510Y1 (3.66 acres) and 547Y1 (3.88 acres) to begin the process to dispose of the excess land per the Policy on the Disposition and Management of Comprehensive Project Lands.

BACKGROUND/KEY POINTS:

Cass County has identified several locations along Cass County highways where the CCJWRD owns additional property adjacent to the FM Diversion Project. These lands have been declared as Excess Land by the Executive Director and are not needed for the Project. The Cass County Joint Water Resource District approved the recommendation on August 24, 2023.

Since these lands are adjacent to the County highways, it's appropriate for the Cass County to take advantage of this available land to acquire additional strips of right of way for future road projects.

The close proximity of these highways to the Metro area makes them strong candidates for future road improvements over the next 20 years. Through our agreement with the MFDA and CCJWRD and in accordance with the Policy, Cass County can acquire this right of way at the purchase price that the CCJWRD paid.

ATTACHMENTS:

- Memo – Cass County Highway Right of Way (ROW) Strips Excess Lands Recommendation



Memorandum

TO: Joel Paulsen

FROM: Jodi A. Smith

DATE: August 9, 2023

RE: Cass County Highway Right of Way (ROW) Strips Excess Lands Recommendation

1. Introduction

The Metro Flood Diversion Authority (Authority) adopted the Policy on the Disposition and Management of Comprehensive Project Lands (Policy) in March 2021. Per the Policy Preamble, the Authority will periodically review its inventory of real property to determine if its land ownership exceeds its foreseeable needs for the Fargo-Moorhead Area Flood Diversion Project (Comprehensive Project). Land that is no longer needed, not expected to be needed in the future for the Comprehensive Project and declared “Excess Land” by the Executive Director may be made available for sale, lease, or exchange in accordance with this Policy.

This Memorandum serves as a recommendation for the Executive Director to declare the Cass County Highway ROW strips noted below as Excess Land and begin the process to dispose of the property following the Policy.

2. Pertinent Facts Regarding Cass County Hwy ROW Strips

Description of Parcel(s)	See Exhibit A for maps showing the parcels recommended as excess land.
Legal Description	See Exhibit B for legal descriptions (and certificates of survey) for the parcels recommended as excess land.
Asset Parcel(s) Size	OIN 1185Y2 – 1.55 acres of this remnant OIN 922Y3 – 5.30 acres of this remnant OIN 885Y1 – 2.90 acres of this remnant

	<p>OIN 897Y1 – 3.43 acres of this remnant</p> <p>OIN 507Y1 – 3.66 acres of this remnant</p> <p>OIN 510Y1 – 3.66 acres of this remnant</p> <p>OIN 574Y1 – 3.88 acres of this remnant</p>
Narrative Description of Parcels	<p>All of the parcels are 100-foot strips of land immediately adjacent to Cass County highways that Cass County desires to obtain for future roadway needs.</p> <p>OIN 1185Y2 – Extend 100-foot ROW on north side of road to the west section line pertaining to Hwy 14</p> <p>OIN 922Y3 – Extend 100-foot ROW on south side of road to the east section line pertaining to Hwy 20</p> <p>OIN 885Y1 – Extend 100-foot ROW on north side of road to the west section line pertaining to Hwy 22</p> <p>OIN 897Y1 – Extend 100-foot ROW on south side of road to the west section line pertaining to Hwy 22</p> <p>OIN 507Y1 – Extend 100-foot ROW on north side of road to the west section line pertaining to Hwy 32</p> <p>OIN 510Y1 – Extend 100-foot ROW on south side of road to the west section line pertaining to Hwy 32</p> <p>OIN 574Y1 – Extend 100-foot ROW on north side of road to the east section line pertaining to Hwy 32</p>
Purchase Date	<p>OIN 1185Y2 – October 22, 2020</p> <p>OIN 922Y3 – June 17, 2015</p> <p>OIN 885Y1 – October 14, 2014</p> <p>OIN 897Y1 – February 18, 2014</p> <p>OIN 507Y1 – November 7, 2019</p> <p>OIN 510Y1 – October 2, 2019</p> <p>OIN 574Y1 – July 17, 2017</p>

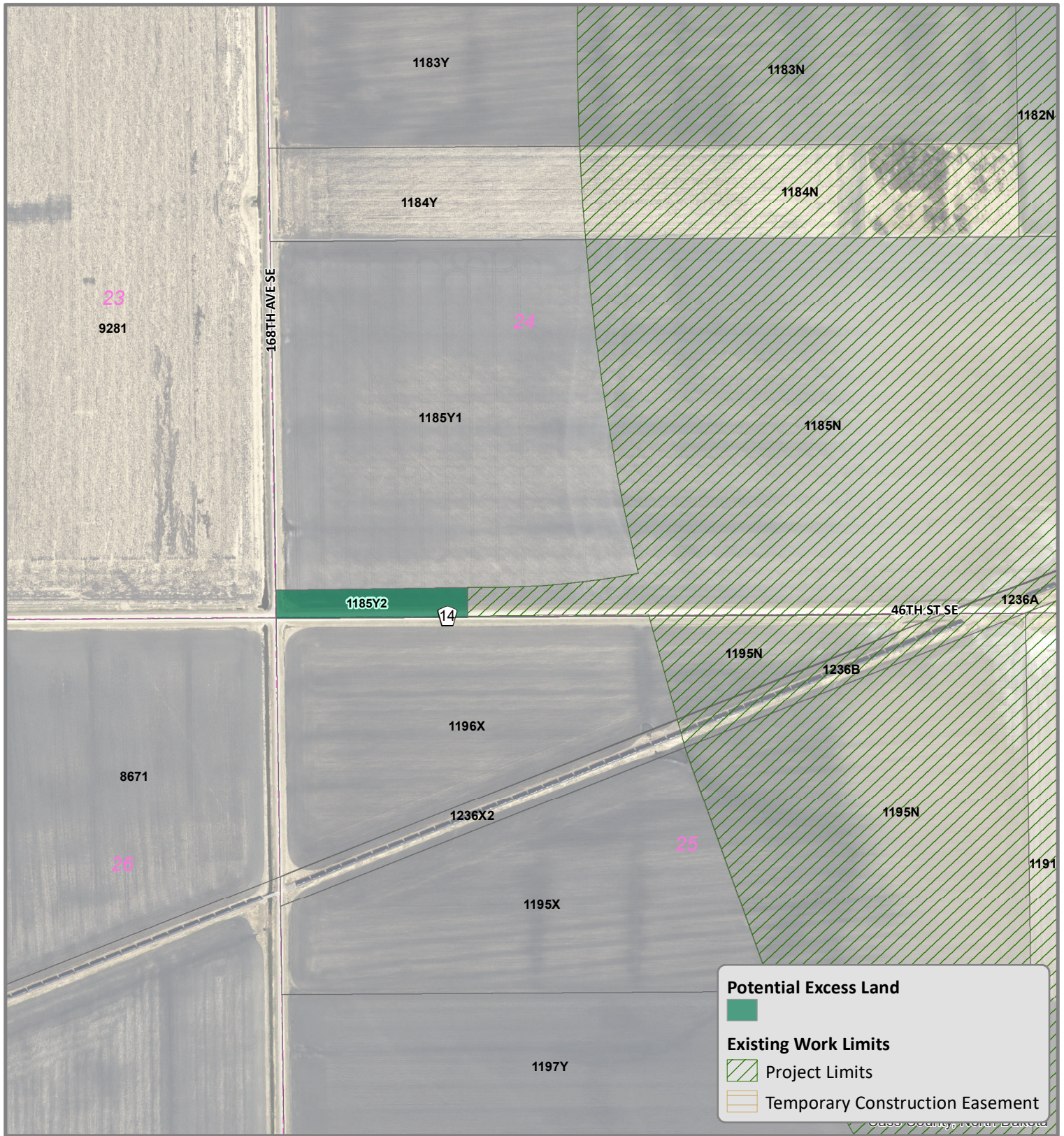
Purchase Price	<p>OIN 1185Y2 – \$1,160,000 for OIN 1185</p> <p>OIN 922Y3 – \$857,010 for OIN 922</p> <p>OIN 885Y1 – \$956,175 for OIN 885</p> <p>OIN 897Y1 – \$924,087.59 for OIN 897</p> <p>OIN 507Y1 – \$1,664,200 for OIN 507 and 508</p> <p>OIN 510Y1 – \$831,676 for OIN 510</p> <p>OIN 574Y1 – \$3,475,189 for all of Section 19 (OINs 571 572 573 574)</p>
Former Owner	<p>OIN 1185Y2 – KENNETH HATLESTAD</p> <p>OIN 922Y3 – CAROL B BROOKS IRREVOCABLE THIRD-PARTY SNT ETAL</p> <p>OIN 885Y1 – DEAN A & GWENDOLYN RUST</p> <p>OIN 897Y1 – DENNIS P & VICKI R RUST</p> <p>OIN 507Y1 – JOHN C OLSON ETAL</p> <p>OIN 510Y1 – MURIEL LEMKE LE</p> <p>OIN 574Y1 – NELLIE M SCHOENBERG</p>
Adjacent Owners	<p>OIN 1185Y2 – Edward Samuelson Revocable Trust (OIN 1182X), Mark Thorson (OIN 1196X), Carlton J. Benson ETAL (OIN 9281)</p> <p>OIN 922Y3 – Ervin & Mildred Fitterer (OIN 904X), OIN 952X Patsy G Gust Living Trust ETAL (OIN 952X)</p> <p>OIN 885Y1 – Doris Krogh (OIN 884X and 885X)</p> <p>OIN 897Y1 – M&L SEN Farms LLLP (OIN 2381X), Stuart Johnson (OIN 898Y)</p> <p>OIN 507Y1 – Perry Rust (OIN 9987), Richard Rabanus (OIN 506)</p> <p>OIN 510Y1 – Edward & Jeanne Olson (OIN 513), Perry Rust (OIN 9987)</p> <p>OIN 574Y1 – Llyod Amundson Etal (OIN 2362X)</p>
Property Management Approach	<p>These parcels except for OIN 922Y3 are associated with an active farmland lease for the 2023 farming season. These leases through Pifer’s</p>

	date back to 2021 for each of the OINs in this recommendation. The only outlier to this is OIN 922Y3 which is part of trade negotiations.
Rental Revenue	<p>The following data is associated with the current 2023 farmland leases.</p> <p>OIN 1185Y1 – 34.74 acres @ \$150/acre = \$5,211</p> <p>OIN 922Y2 – N/A for 2023 / 70.74 acres @ \$135/acre = \$4,808.70</p> <p>OIN 885Y – 60.92 acres @ \$150/acre = \$9,138</p> <p>OIN 897Y – 46.90 acres @ \$150 /acre= \$7,035</p> <p>OIN 507Y (Area 1) – 93.12 acres @ \$150/acre = \$13,968</p> <p>OIN 507Y (Area 2) – 57.13 acres @ \$20/acre = \$1,142.60</p> <p>OIN 510Y – 143.68 acres @ \$150 = \$21,552</p> <p>OIN 574Y – 81.93 acres @150 = \$12,289.50</p>
Property Taxes	<p>The 2022 property taxes are noted below.</p> <p>OIN 1185Y1 – \$881.15</p> <p>OIN 922Y2 – Parcel is inactive in Cass County tax system</p> <p>OIN 885Y – \$942.40</p> <p>OIN 897Y – \$1,808.74</p> <p>OIN 507Y – \$3,741.10</p> <p>OIN 510Y – \$1,168.98</p> <p>OIN 574Y – \$885.74</p>
Relation to Construction	These parcels are adjacent to, but not part of the work limits for the Stormwater Diversion Channel and Associated Infrastructure (SWDCAI).

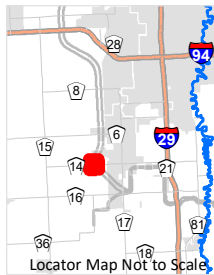
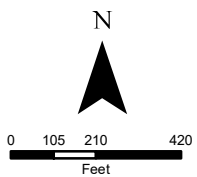
3. Conclusion and Recommendation

Based on the pertinent facts presented above, it is recommended to declare these Cass County Highway ROW strips as “Excess Land” and proceed with the process outlined in the Policy. If you agree with this recommendation, please sign the attached declaration form for our records (Exhibit C).

Exhibit A: Map Exhibits of Parcels Recommended as Excess Lands



Any reliance upon this map is at user's own risk. AE2S does not warrant the map or its features are either spatially or temporally accurate or fit for a particular use. All parcel acreages and legal descriptions shown hereon are based on County GIS data. Final acreages and legal descriptions to be determined by boundary survey. Coordinate System: NAD 1983 StatePlane North Dakota South FIPS 3302 Feet | Edited by: cwickenheiser
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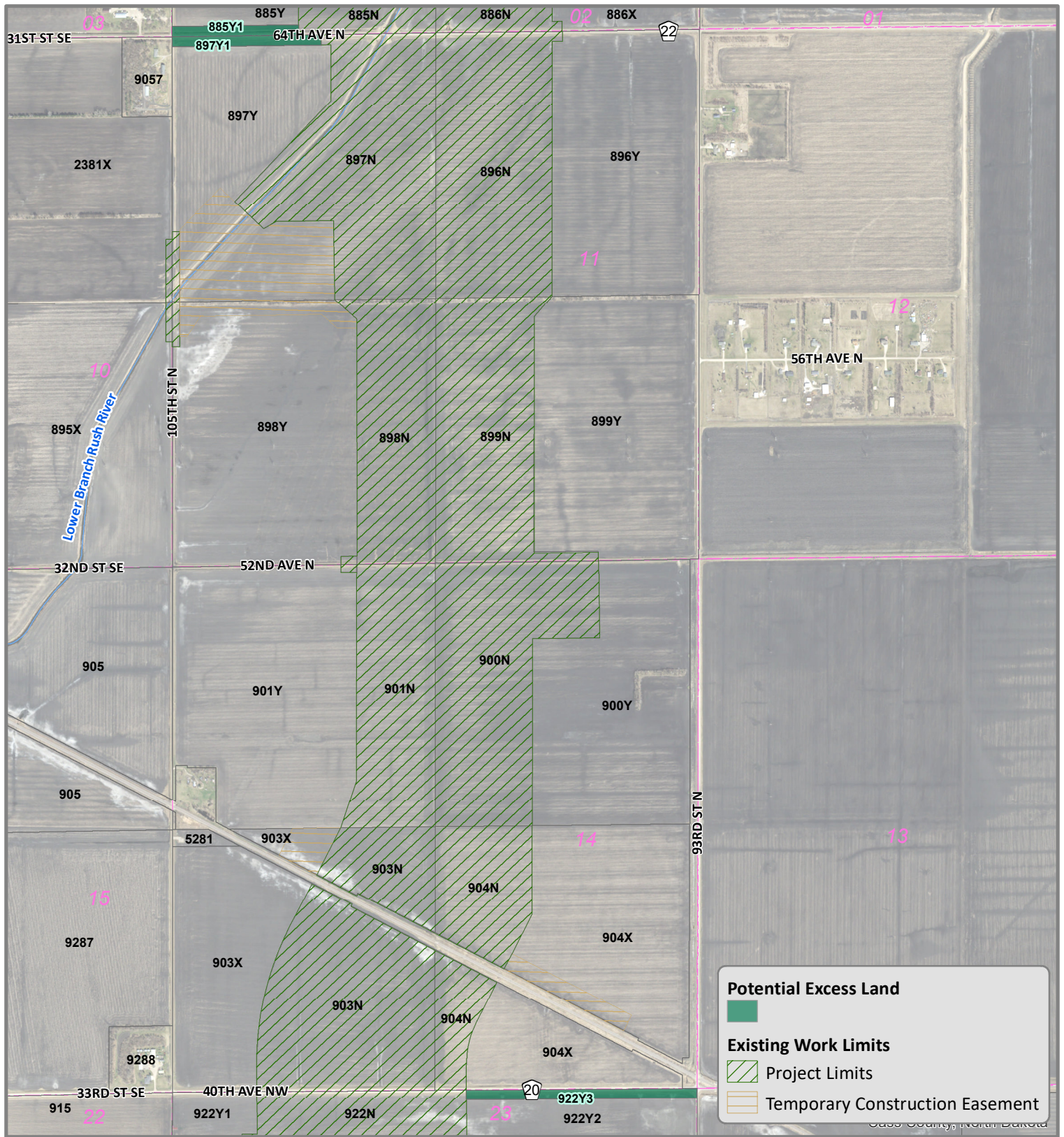


CASS COUNTY HIGHWAY ROW STRIPS (COUNTY ROAD 14)

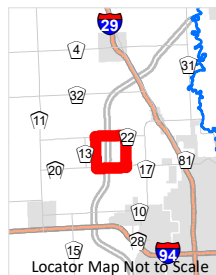
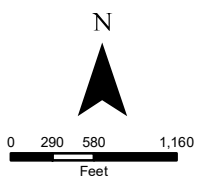
POTENTIAL EXCESS LAND

FM AREA DIVERSION
 Map Date: 7/25/2023





Any reliance upon this map is at user's own risk. AE2S does not warrant the map or its features are either spatially or temporally accurate or fit for a particular use. All parcel acreages and legal descriptions shown hereon are based on County GIS data. Final acreages and legal descriptions to be determined by boundary survey. Coordinate System: NAD 1983 StatePlane North Dakota South FIPS 3302 Feet | Edited by: cwickenheiser
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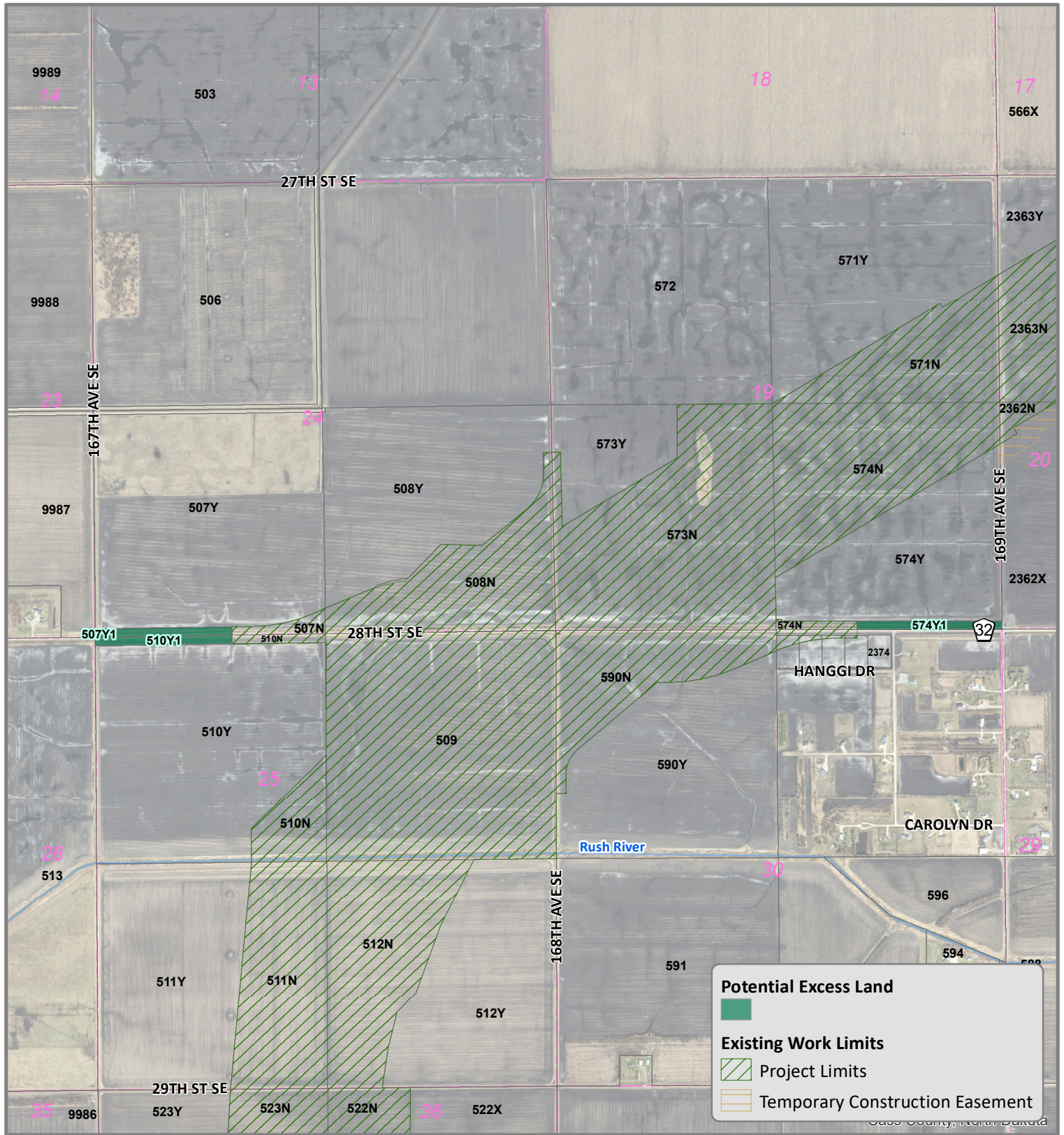


**CASS COUNTY HIGHWAY ROW STRIPS
(COUNTY ROADS 20 AND 22)**

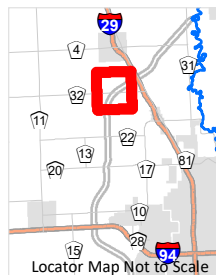
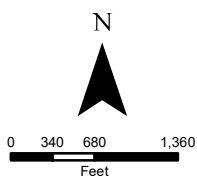
POTENTIAL EXCESS LAND

FM AREA DIVERSION
 Map Date: 7/25/2023





*Any reliance upon this map is at user's own risk. AE2S does not warrant the map or its features are either spatially or temporally accurate or fit for a particular use. All parcel acreages and legal descriptions shown hereon are based on County GIS data. Final acreages and legal descriptions to be determined by boundary survey. Coordinate System: NAD 1983 StatePlane North Dakota South FIPS 3302 Feet | Edited by: cwickenheiser
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**CASS COUNTY HIGHWAY ROW STRIPS
 (COUNTY ROAD 32)**

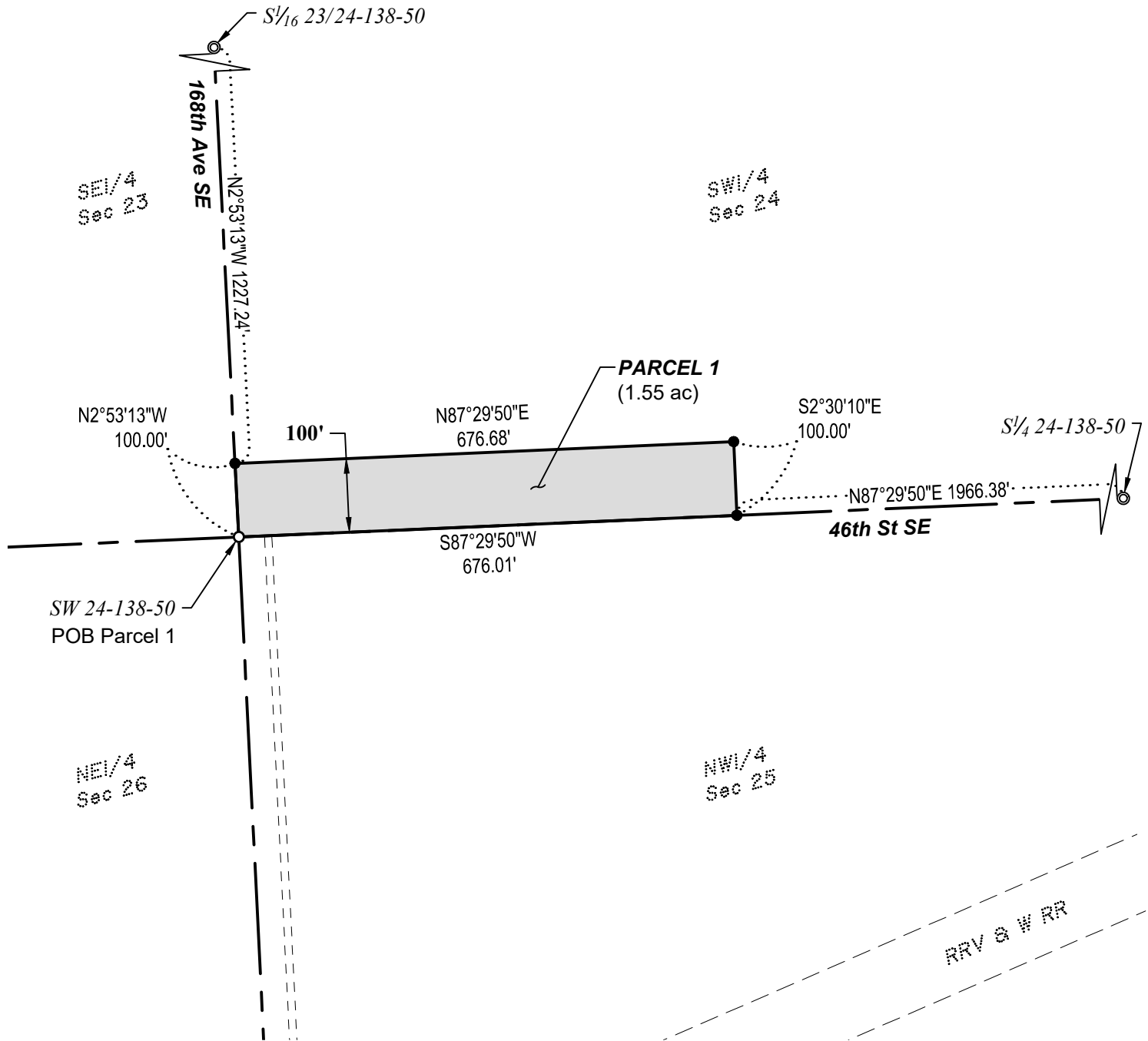
POTENTIAL EXCESS LAND

FM AREA DIVERSION
 Map Date: 7/25/2023



Exhibit B: Legal Descriptions for Parcels Recommended as Excess Lands

CERTIFICATE OF SURVEY



Notes:

1) Parcel subject to a Northwestern Bell Tel Co., undefined-location, utility right-of-way easement (Doc. 522795)

0 200
Scale in Feet

BASIS OF BEARING
NAD83 (CONUS) ND State Plane
South Zone. Distances are
ground, US Survey Feet.

LEGEND

— — — — —	SECTION LINE	■	FND ORIGINAL MON.
— — — — —	1/4 LINE	△	FND IRON MON. W/ ALUM. CAP
— — — — —	1/4 -1/4 LINE	⊙	FND IRON MON. W/ PLASTIC CAP
— — — — —	EXIST. PARCEL LINE	○	FND IRON MON.
— — — — —	EXIST. EASE.	●	SET IRON MON. W/ PLASTIC CAP LS-8218
— — — — —	NEW PARCEL LINE	▲	SET IRON MON. W/ ALUM. CAP LS-8218
▭	NEW DIVERSION PARCEL	⦿	SET NAIL MONUMENT
▨	TEMP. CONST. EASE. (TCE)	(M)	MEASURED
▩	DEEDED RIGHT-OF-WAY	(R)	PREVIOUSLY RECORDED

PRELIMINARY

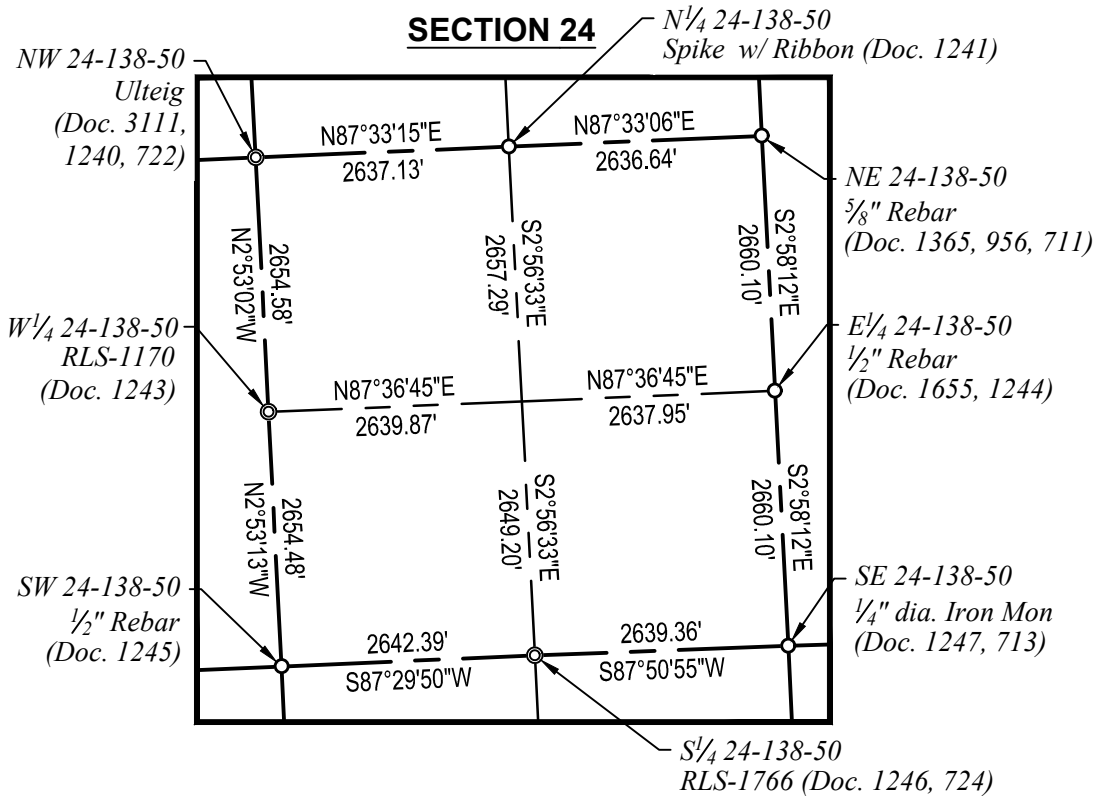


CASS COUNTY JOINT WATER RESOURCE DISTRICT
Part of the Southwest Quarter (SW1/4) of Section 24, T138N, R50W,
Cass County, ND

DRAWING TYPE COS	DATE OF SURVEY Apr. 24, 2019
P10841-2020-001 012 02	SHEET 1 of 2
PREPARED BY TTH	PROJECT ON 1185Y1

CERTIFICATE OF SURVEY

CERTIFICATE OF SURVEY



PARENT PARCEL - WARRANTY DEED DOC. NO. 1609938

PARCEL 1 - LEGAL DESCRIPTION

That part of the Southwest Quarter of Section 24, Township 138 North, Range 50 West of the 5th Principal Meridian, Cass County, North Dakota, being further described as follows:

Beginning at the Southwest Corner of Section 24;
 thence N02°53'13"W on the west line of said Section 24 a distance of 100.00 feet;
 thence N87°29'50"E parallel with the south line of said Section 24 a distance of 676.68 feet;
 thence S02°30'10"E perpendicular to said south line a distance of 100.00 feet to said south line;
 thence S87°29'50"W on said south line a distance of 676.01 feet to the Point of Beginning;

Said parcel contains 1.55 acres, more or less, and is subject to all prior easements, reservations, restrictions, and conveyances of record.

CERTIFICATE OF SURVEYOR

I hereby certify that this survey was prepared by me or under my direct supervision and that I am a duly Registered Land Surveyor under the laws of the State of North Dakota. All distances and measurements are true and correct to the best of my knowledge and belief, and all monuments shall be placed in the ground as shown.

 Nicholas R. Stattelmann
 N.D. Registration No. LS-8218
 Date: 11/2/22

STATE OF NORTH DAKOTA)
) ss.
 COUNTY OF _____)

On this ____ day of _____, in the year 20____, before me a notary public in and for said county and state, personally appeared Nicholas R. Stattelmann, known to me to be the person(s) described in, and who executed the within instrument and acknowledged to me that he/she executed the same.

 Notary Public:
 State of North Dakota
 My commission expires: _____

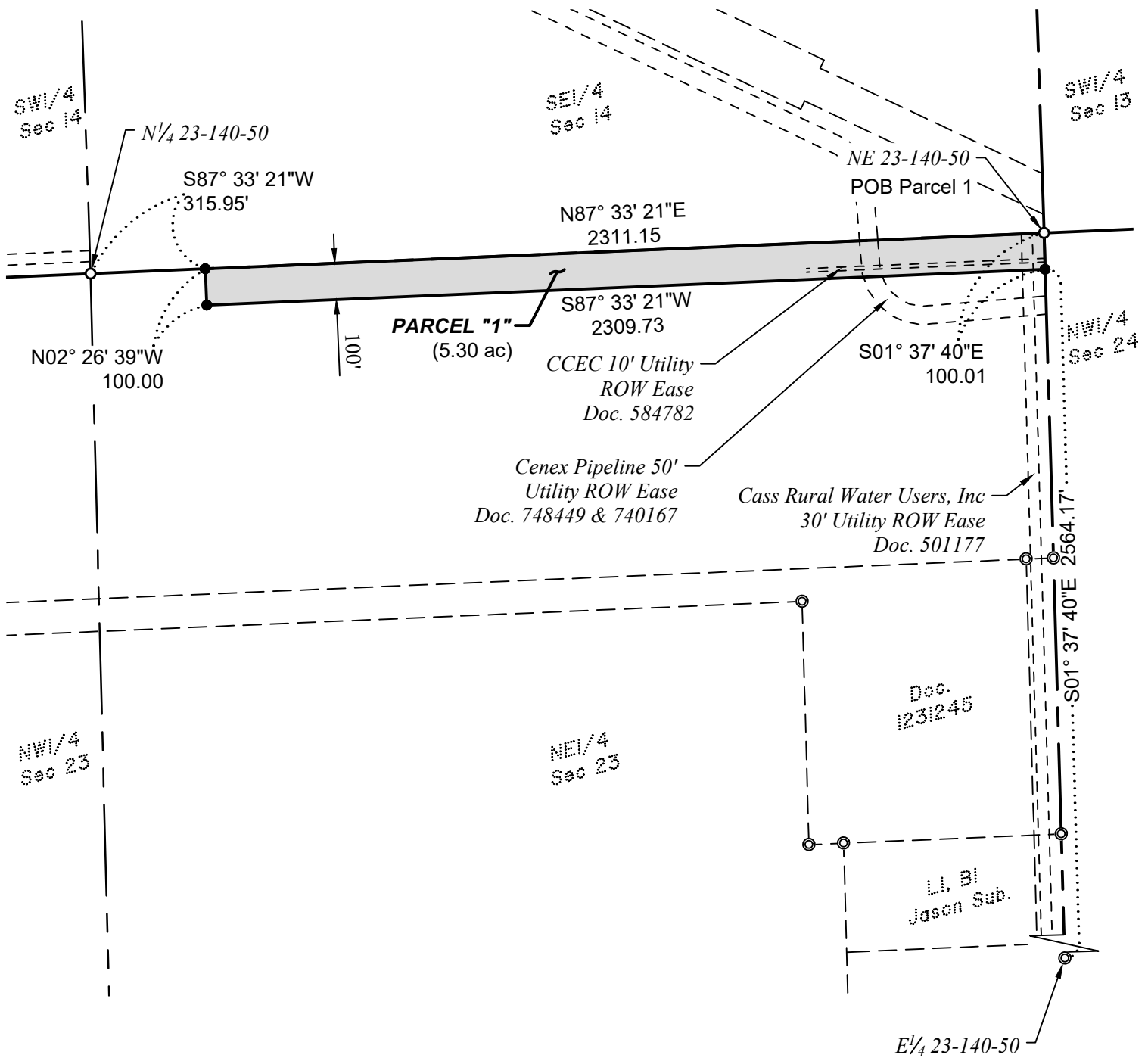
CASS COUNTY JOINT WATER RESOURCE DISTRICT
 Part of the Southwest Quarter (SW1/4) of Section 24, T138N, R50W,
 Cass County, ND

DRAWING TYPE COS	DATE OF SURVEY Apr. 24, 2019
P10841-2020-001 012 02	SHEET 2 of 2
PREPARED BY TTH	PROJECT ORN 1185Y1

CERTIFICATE OF SURVEY



CERTIFICATE OF SURVEY



Notes:

- 1) Parcel subject to a Cass Rural Water Users, Inc Undefined 40' Utility ROW Easement (Doc. 1242094).
- 2) Parcel subject to a Cass Rural Water Users, Inc Blanket Utility ROW Easement (Doc. 859879).
- 3) Parcel subject to a Northwestern Bell Tel. Co. Undefined Width Util. Easement (Doc. 455993).

0 400

Scale in Feet

BASIS OF BEARING
NAD83 (CONUS) ND State Plane
South Zone. Distances are
ground, US Survey Feet.

LEGEND

— — — — —	SECTION LINE	■	FND ORIGINAL MON.
— — — — —	1/4 LINE	△	FND IRON MON. W/ ALUM. CAP
— — — — —	1/4 -1/4 LINE	⊙	FND IRON MON. W/ PLASTIC CAP
— — — — —	EXIST. PARCEL LINE	○	FND IRON MON.
— — — — —	EXIST. EASE.	●	SET IRON MON. W/ PLASTIC CAP LS-8218
— — — — —	NEW PARCEL LINE	▲	SET IRON MON. W/ ALUM. CAP LS-8218
▭	NEW DIVERSION PARCEL	⊙	SET NAIL MONUMENT
▨	TEMP. CONST. EASE. (TCE)	(M)	MEASURED
▩	DEEDED RIGHT-OF-WAY	(R)	PREVIOUSLY RECORDED

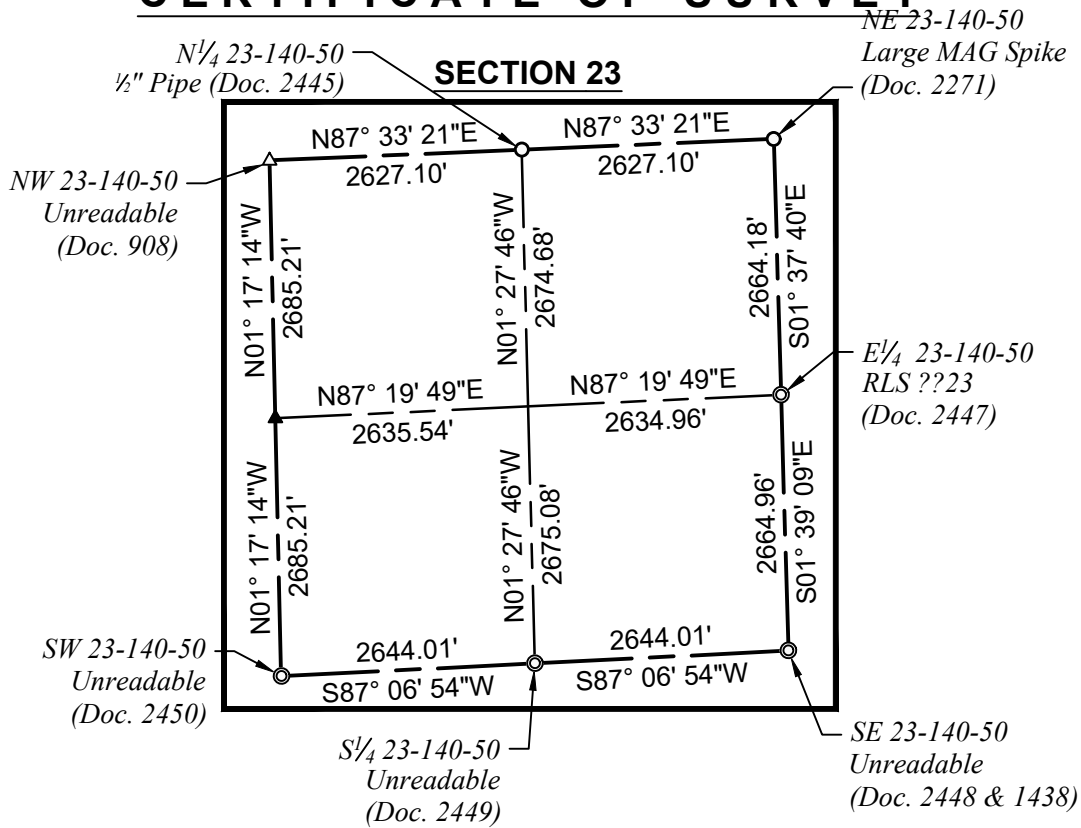
PRELIMINARY



CASS COUNTY JOINT WATER RESOURCE DISTRICT
Part of the Northeast Quarter (NE1/4),
Section 23, T140N, R50W, Cass County, ND

DRAWING TYPE COS	DATE OF SURVEY Oct. 14, 2016
P10841-2020-001 012.02	SHEET 1 of 2
PREPARED BY TH	PROJECT ON 922Y

CERTIFICATE OF SURVEY



PARENT PARCEL: TRUSTEE'S DEED DOC. NO. 1449827

PARCEL "1" - LEGAL DESCRIPTION

That part of the Northeast Quarter of Section 23, Township 140 North, Range 50 West of the 5th Principal Meridian, Cass County, North Dakota, being further described as follows:

Beginning at the Northeast Corner of Section 23;
 thence S01°37'40"E on the east line of the Northeast Quarter (NE1/4) of said Section 23 a distance of 100.01 feet;
 thence S87°33'21"W parallel with the north line of said NE1/4 a distance of 2309.73 feet;
 thence N02°26'39"W perpendicular to said north line a distance of 100.00 feet to said north line;
 thence N87°33'21"E on said north line a distance of 2311.15 feet to the Point of Beginning.

Said parcel contains 5.30 acres, more or less, and is subject to all prior easements, reservations, restrictions, and conveyances of record.

CERTIFICATE OF SURVEYOR

I hereby certify that this survey was prepared by me or under my direct supervision and that I am a duly Registered Land Surveyor under the laws of the State of North Dakota. All distances and measurements are true and correct to the best of my knowledge and belief, and all monuments shall be placed in the ground as shown.

 Nicholas R. Stattelmann
 N.D. Registration No. LS-8218
 Date: _____

STATE OF NORTH DAKOTA)
) ss.
 COUNTY OF _____)

On this ____ day of _____, in the year 20__, before me a notary public in and for said county and state, personally appeared Nicholas R. Stattelmann, known to me to be the person(s) described in, and who executed the within instrument and acknowledged to me that he/she executed the same.

 Notary Public:
 State of North Dakota _____
 My commission expires:

CASS COUNTY JOINT WATER RESOURCE DISTRICT

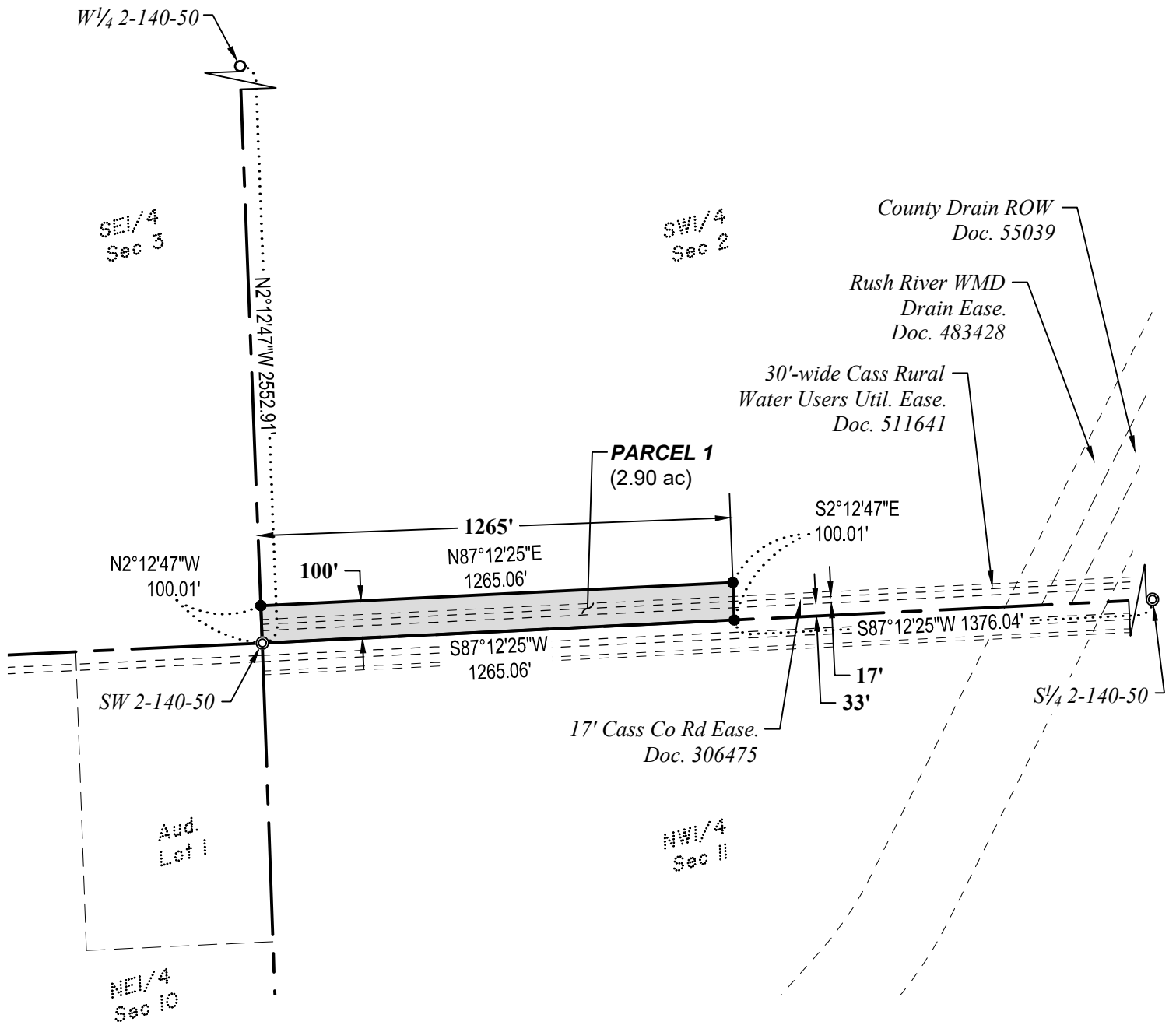
Part of the Northeast Quarter (NE1/4),
 Section 23, T140N, R50W, Cass County, ND

CERTIFICATE OF SURVEY

DRAWING TYPE COS	DATE Oct. 14, 2016
P10841-2020-001 012.02	SHEET 2 of 2
PREPARED BY TH	PROJECT ORN 922Y



CERTIFICATE OF SURVEY



Notes:

- 1) Parcel subject to a Northwestern Bell Tel. Co. undefined-width util ease. (Doc. 460278)
- 2) Parcel subject to a Cass Co. Elec. Co-op undefined-location util ease. (Doc. 458210)

0 400

Scale in Feet

BASIS OF BEARING
NAD83 (CONUS) ND State Plane
South Zone. Distances are
ground, US Survey Feet.

LEGEND

— — — — —	SECTION LINE	■	FND ORIGINAL MON.
— — — — —	1/4 LINE	△	FND IRON MON. W/ ALUM. CAP
— — — — —	1/4 -1/4 LINE	⊙	FND IRON MON. W/ PLASTIC CAP
— — — — —	EXIST. PARCEL LINE	○	FND IRON MON.
— — — — —	EXIST. EASE.	●	SET IRON MON. W/ PLASTIC CAP LS-8218
— — — — —	NEW PARCEL LINE	▲	SET IRON MON. W/ ALUM. CAP LS-8218
▨	NEW DIVERSION PARCEL	●	SET NAIL MONUMENT
▧	TEMP. CONST. EASE. (TCE)	(M)	MEASURED
▩	DEEDED RIGHT-OF-WAY	(R)	PREVIOUSLY RECORDED

PRELIMINARY

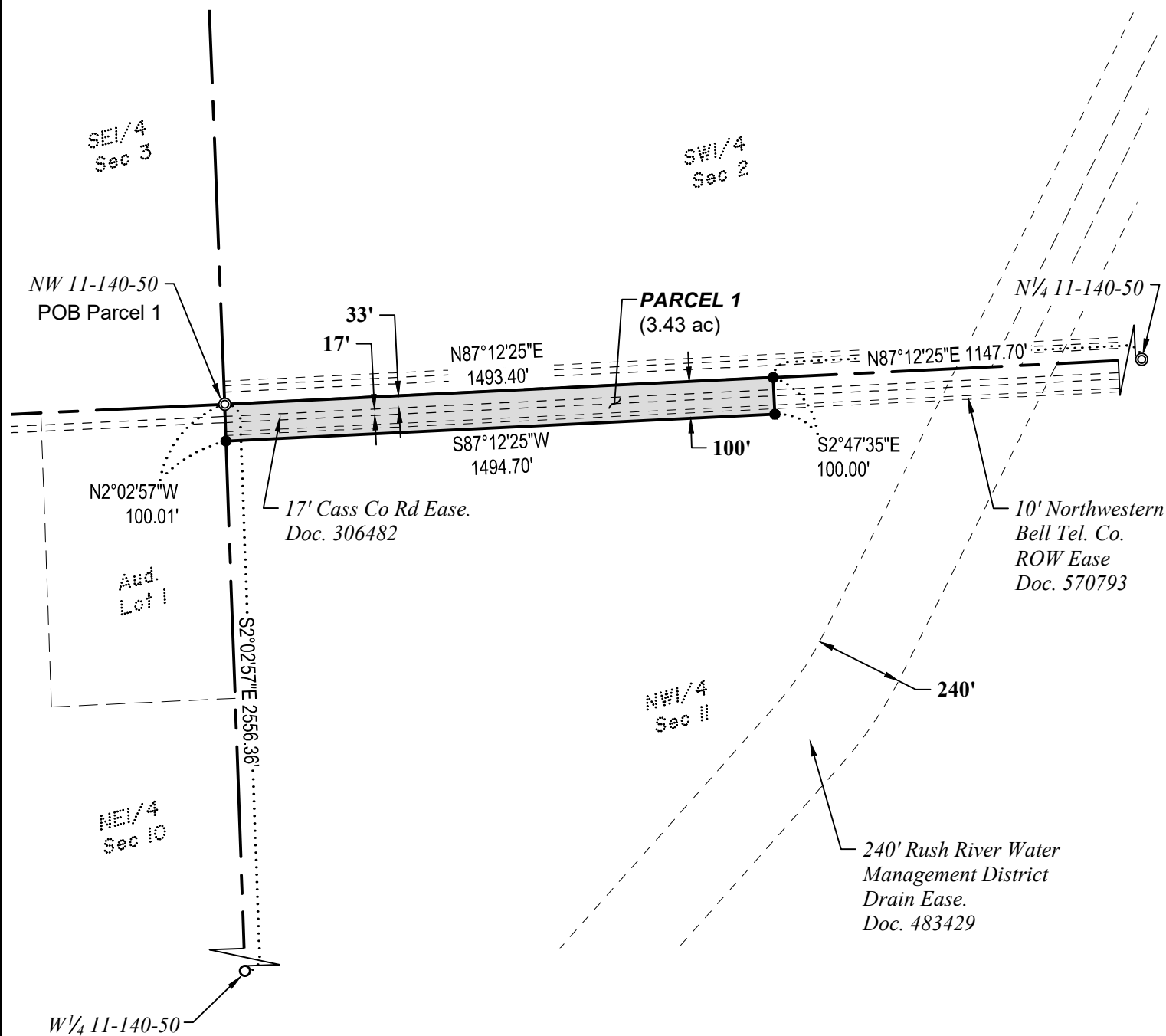


CASS COUNTY JOINT WATER RESOURCE DISTRICT
Part of the Southwest Quarter (SW1/4) of Section 2, T140N, R50W,
Cass County, ND

DRAWING TYPE COS	DATE OF SURVEY Jan. 13, 2017
P10841-2020-001 012.02	SHEET 1 of 2
PREPARED BY TTH	PROJECT ON 885Y

CERTIFICATE OF SURVEY

CERTIFICATE OF SURVEY



Notes:

1) Parcel subject to a Northwestern Bell Tel. Co. Undefined-Width Util Ease. (Doc. 455312).

N
W E
S

0 400

Scale in Feet

BASIS OF BEARING
NAD83 (CONUS) ND State Plane
South Zone. Distances are
ground, US Survey Feet.

PRELIMINARY

LEGEND

— — — — —	SECTION LINE	■	FND ORIGINAL MON.
— — — — —	1/4 LINE	△	FND IRON MON. W/ ALUM. CAP
— — — — —	1/4 -1/4 LINE	⊙	FND IRON MON. W/ PLASTIC CAP
— — — — —	EXIST. PARCEL LINE	○	FND IRON MON.
— — — — —	EXIST. EASE.	●	SET IRON MON. W/ PLASTIC CAP LS-8218
— — — — —	NEW PARCEL LINE	▲	SET IRON MON. W/ ALUM. CAP LS-8218
▨	NEW DIVERSION PARCEL	◆	SET NAIL MONUMENT
▧	TEMP. CONST. EASE. (TCE)	(M)	MEASURED
▩	DEEDED RIGHT-OF-WAY	(R)	PREVIOUSLY RECORDED

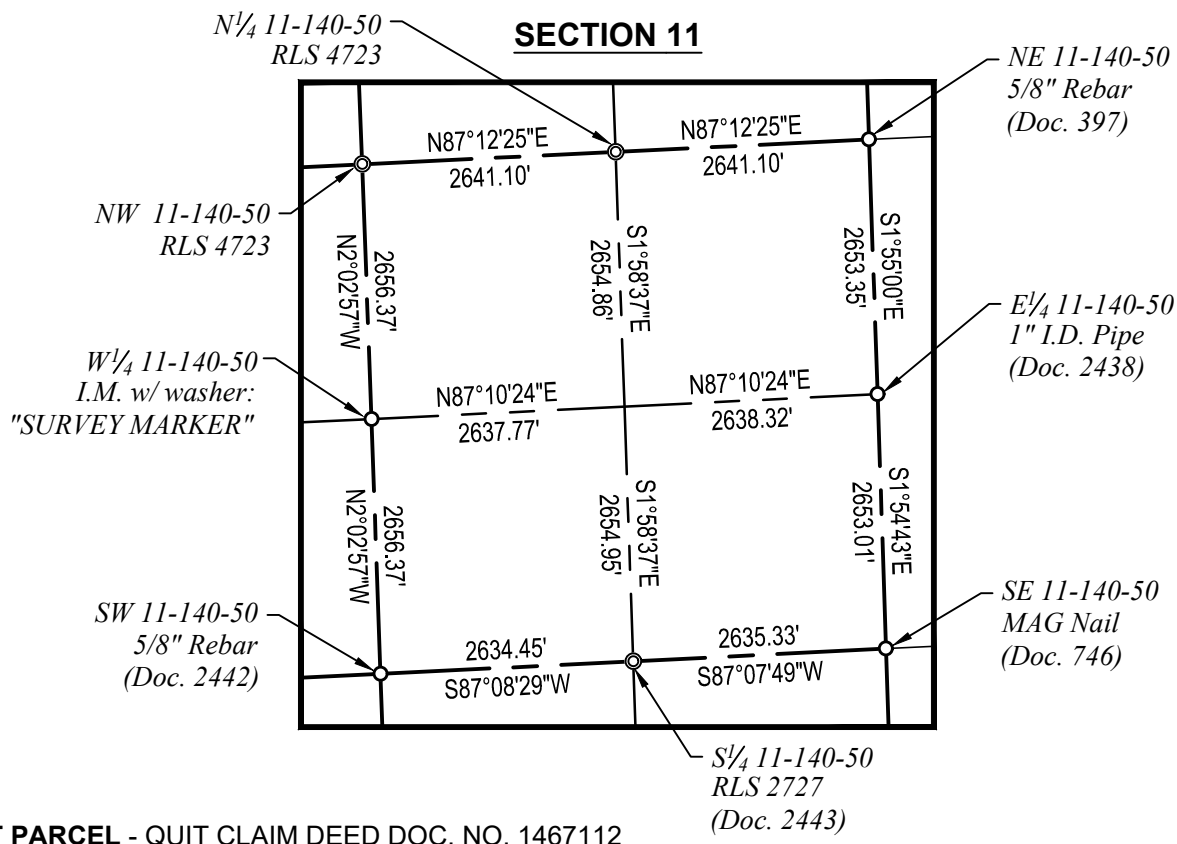


CASS COUNTY JOINT WATER RESOURCE DISTRICT
Part of the Northwest Quarter (NW1/4) of Section 11, T140N, R50W,
Cass County, ND

DRAWING TYPE COS	DATE OF SURVEY Jan. 13, 2017
P10841-2020-001 012.02	SHEET 1 of 2
PREPARED BY TTH	PROJECT ON 897Y

CERTIFICATE OF SURVEY

CERTIFICATE OF SURVEY



PARCEL 1 - LEGAL DESCRIPTION

That part of the Northwest Quarter of Section 11, Township 140 North, Range 50 West of the 5th Principal Meridian, Cass County, North Dakota, being further described as follows:

Beginning at the Northwest Corner of Section 11;
 thence N87°12'25"E on the north line of said Section 11 a distance of 1,493.40 feet;
 thence S02°47'35"E perpendicular to said north line a distance of 100.00 feet;
 thence S87°12'25"W parallel with said north line a distance of 1,494.70 feet to the west line of said Section 11;
 thence N02°02'57"W on said west line a distance of 100.01 feet to the Point of Beginning.

Said parcel contains 3.43 acres, more or less, and is subject to all prior easements, reservations, restrictions, and conveyances of record.

CERTIFICATE OF SURVEYOR

I hereby certify that this survey was prepared by me or under my direct supervision and that I am a duly Registered Land Surveyor under the laws of the State of North Dakota. All distances and measurements are true and correct to the best of my knowledge and belief, and all monuments shall be placed in the ground as shown.

 Nicholas R. Stattelmann
 N.D. Registration No. LS-8218
 Date: 2/24/23

STATE OF NORTH DAKOTA)
) ss.
 COUNTY OF _____)

On this ____ day of _____, in the year 20__, before me a notary public in and for said county and state, personally appeared Nicholas R. Stattelmann, known to me to be the person(s) described in, and who executed the within instrument and acknowledged to me that he/she executed the same.

 Notary Public:
 State of North Dakota
 My commission expires: _____

DRAWING TYPE COS	DATE OF SURVEY Jan. 13, 2017
P10841-2020-001 012 02	SHEET 2 of 2
PREPARED BY TTH	PROJECT ORN 897Y

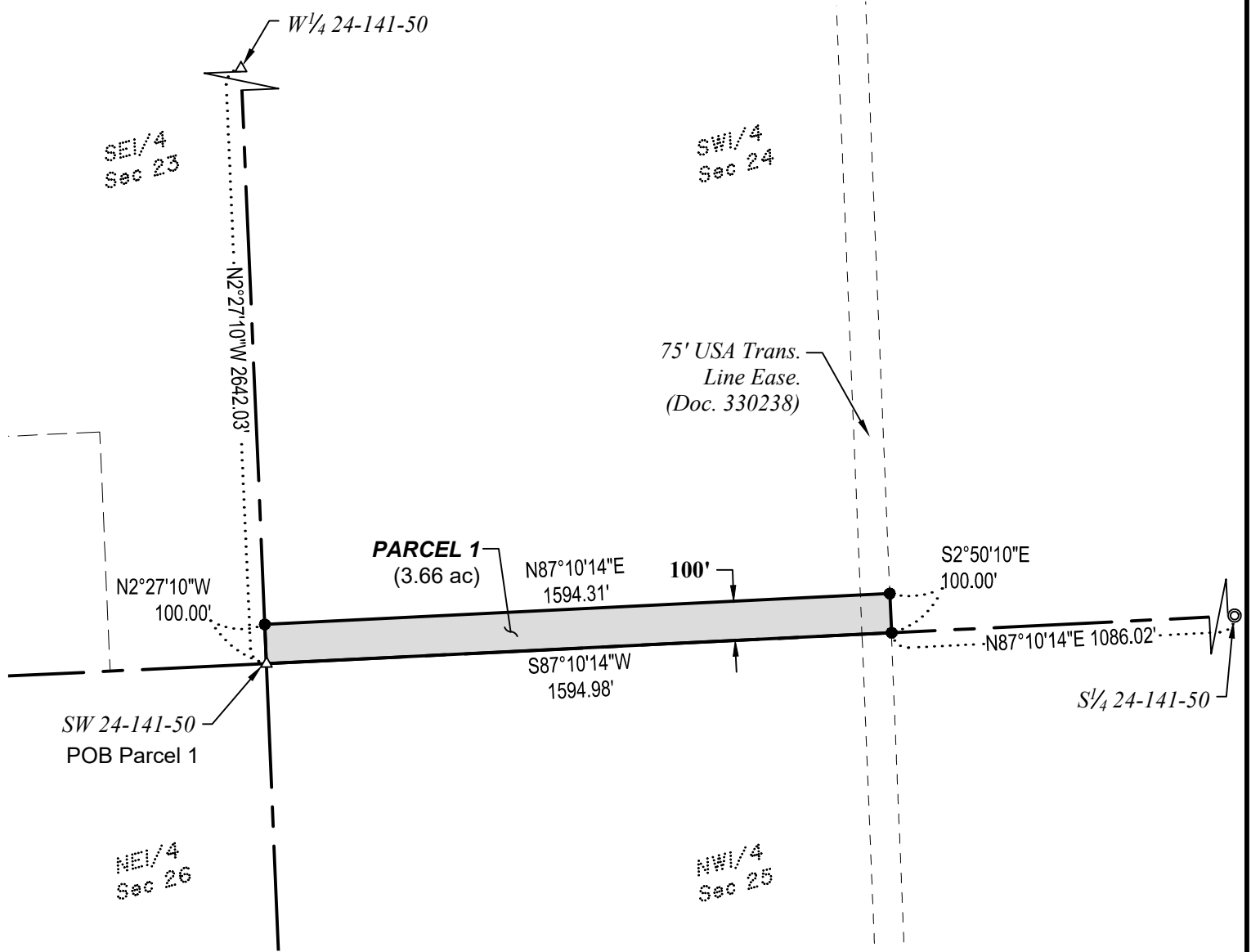
CASS COUNTY JOINT WATER RESOURCE DISTRICT

Part of the Northwest Quarter (NW1/4) of Section 11, T140N, R50W,
 Cass County, ND

CERTIFICATE OF SURVEY



CERTIFICATE OF SURVEY



N

0 **400**

Scale in Feet

BASIS OF BEARING
NAD83 (CONUS) ND State Plane
South Zone. Distances are
ground, US Survey Feet.

LEGEND		PRELIMINARY
<p>— — — — SECTION LINE</p> <p>— — — — 1/4 LINE</p> <p>— — — — 1/4 -1/4 LINE</p> <p>— — — — EXIST. PARCEL LINE</p> <p>— — — — EXIST. EASE.</p> <p>— — — — NEW PARCEL LINE</p> <p> NEW DIVERSION PARCEL</p> <p> TEMP. CONST. EASE. (TCE)</p> <p> DEEDED RIGHT-OF-WAY</p>	<p>■ FND ORIGINAL MON.</p> <p>△ FND IRON MON. W/ ALUM. CAP</p> <p>⊙ FND IRON MON. W/ PLASTIC CAP</p> <p>○ FND IRON MON.</p> <p>● SET IRON MON. W/ PLASTIC CAP LS-8218</p> <p>▲ SET IRON MON. W/ ALUM. CAP LS-8218</p> <p>⦿ SET NAIL MONUMENT</p> <p>(M) MEASURED</p> <p>(R) PREVIOUSLY RECORDED</p>	

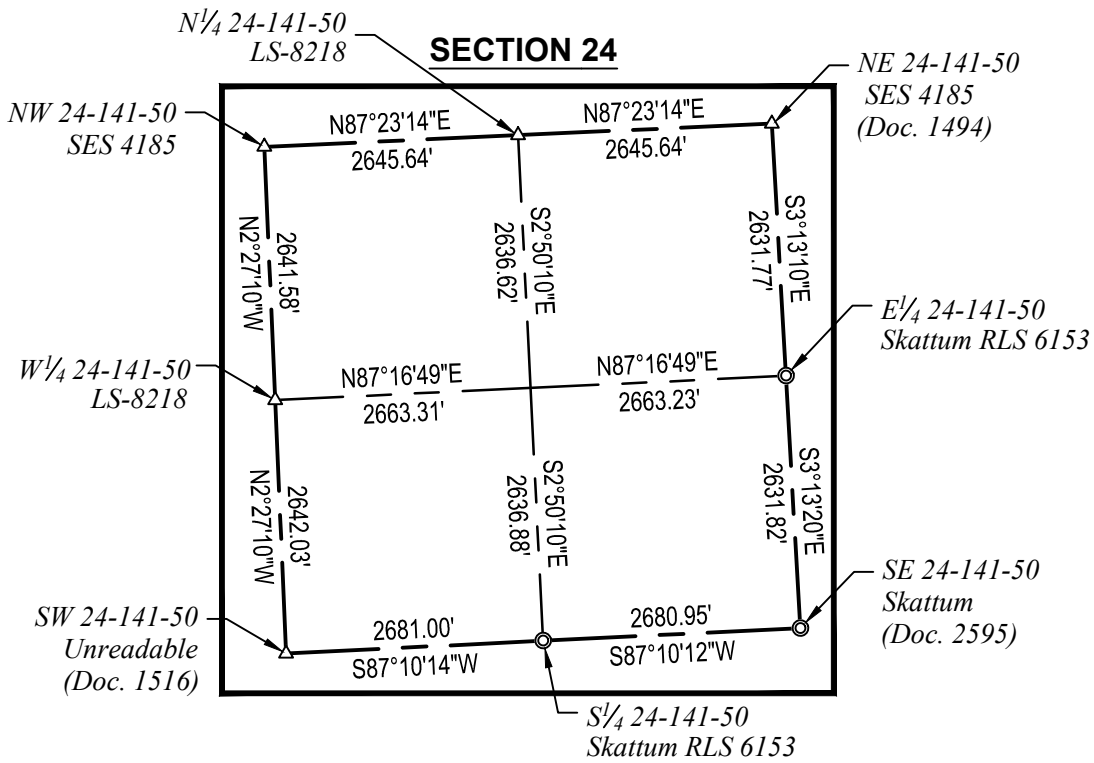


CASS COUNTY JOINT WATER RESOURCE DISTRICT
Part of the Southwest Quarter (SW1/4) of Section 24, T141N, R50W,
Cass County, ND

CERTIFICATE OF SURVEY

DRAWING TYPE COS	DATE OF SURVEY Jan. 13, 2017
P10841-2020-001 012.02	SHEET 1 of 2
PREPARED BY TTH	PROJECT ORN 507Y

CERTIFICATE OF SURVEY



PARENT PARCEL - WARRANTY DEED DOC. NO. 1576648

PARCEL 1 - LEGAL DESCRIPTION

That part of the Southwest Quarter of Section 24, Township 141 North, Range 50 West of the 5th Principal Meridian, Cass County, North Dakota, being further described as follows:

Beginning at the Southwest Corner of the Southwest Quarter (SW1/4) of Section 24;
 thence N02°27'10"W on the west line of said SW1/4 a distance of 100.00 feet;
 thence N87°10'14"E parallel with the south line of said SW1/4 a distance of 1,594.31 feet;
 thence S02°50'10"E parallel with the east line said SW1/4 a distance of 100.00 feet to the south line of said SW1/4;
 thence S87°10'14"W on said south line a distance of 1,594.98 feet to the Point of Beginning.

Said parcel contains 3.66 acres, more or less, and is subject to all prior easements, reservations, restrictions, and conveyances of record.

CERTIFICATE OF SURVEYOR

I hereby certify that this survey was prepared by me or under my direct supervision and that I am a duly Registered Land Surveyor under the laws of the State of North Dakota. All distances and measurements are true and correct to the best of my knowledge and belief, and all monuments shall be placed in the ground as shown.

 Nicholas R. Stattelmann
 N.D. Registration No. LS-8218
 Date: 2/24/23

STATE OF NORTH DAKOTA)
) ss.
 COUNTY OF _____)

On this ____ day of _____, in the year 20____, before me a notary public in and for said county and state, personally appeared Nicholas R. Stattelmann, known to me to be the person(s) described in, and who executed the within instrument and acknowledged to me that he/she executed the same.

 Notary Public:
 State of North Dakota
 My commission expires: _____

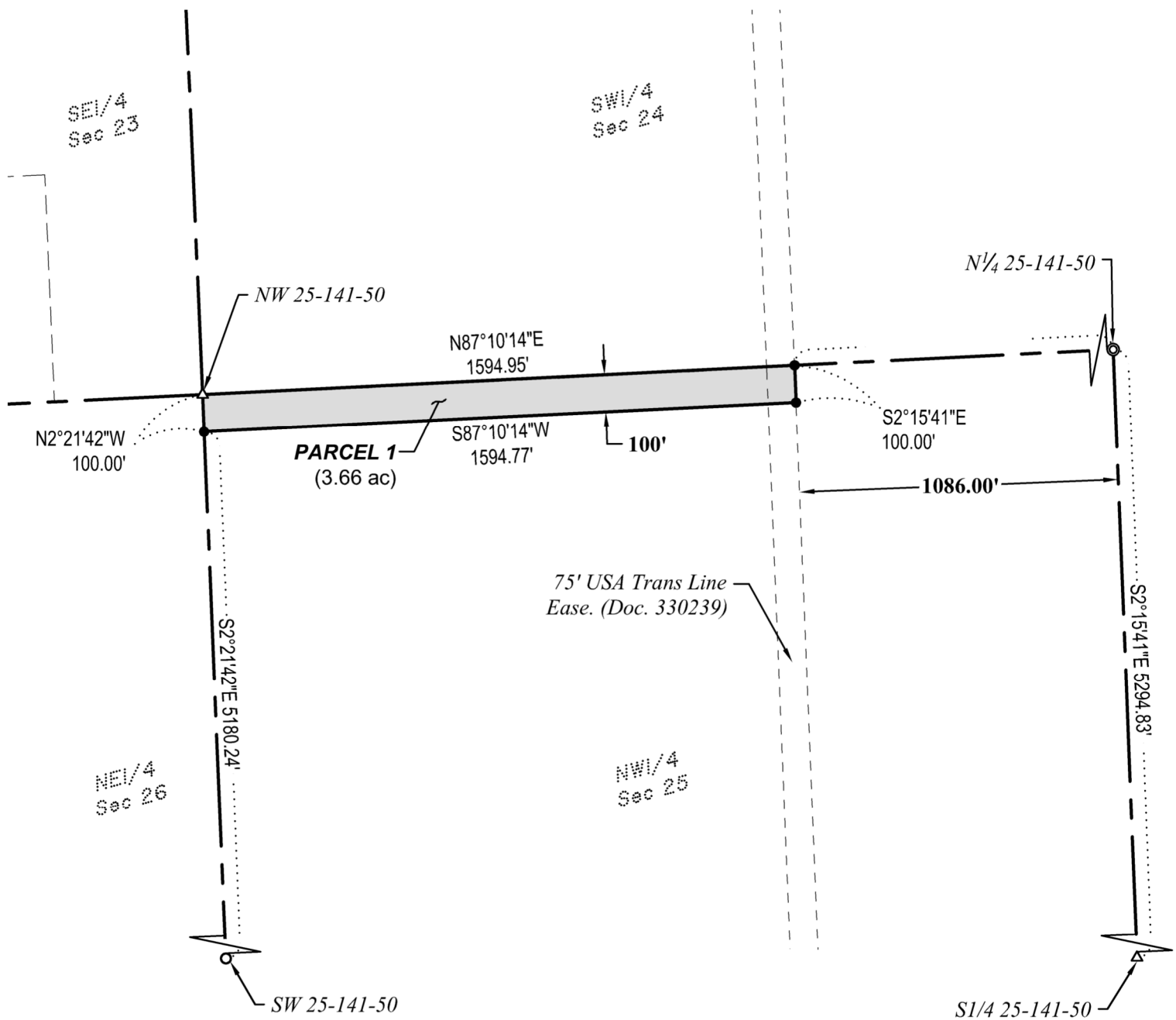
CASS COUNTY JOINT WATER RESOURCE DISTRICT
 Part of the Southwest Quarter (SW1/4) of Section 24, T141N, R50W,
 Cass County, ND

DRAWING TYPE COS	DATE OF SURVEY Jan. 13, 2017
P10841-2020-001 012 02	SHEET 2 of 2
PREPARED BY TTH	PROJECT ON 507Y

CERTIFICATE OF SURVEY



CERTIFICATE OF SURVEY



Scale in Feet

0 400

BASIS OF BEARING
NAD83 (CONUS) ND State Plane
South Zone. Distances are
ground, US Survey Feet.

LEGEND

— — — — —	SECTION LINE	■	FND ORIGINAL MON.
— — — — —	1/4 LINE	△	FND IRON MON. W/ ALUM. CAP
— — — — —	1/4 -1/4 LINE	⊙	FND IRON MON. W/ PLASTIC CAP
— — — — —	EXIST. PARCEL LINE	○	FND IRON MON.
— — — — —	EXIST. EASE.	●	SET IRON MON. W/ PLASTIC CAP LS-8218
— — — — —	NEW PARCEL LINE	▲	SET IRON MON. W/ ALUM. CAP LS-8218
▭	NEW DIVERSION PARCEL	●	SET NAIL MONUMENT
▨	TEMP. CONST. EASE. (TCE)	(M)	MEASURED
▩	DEEDED RIGHT-OF-WAY	(R)	PREVIOUSLY RECORDED

PRELIMINARY

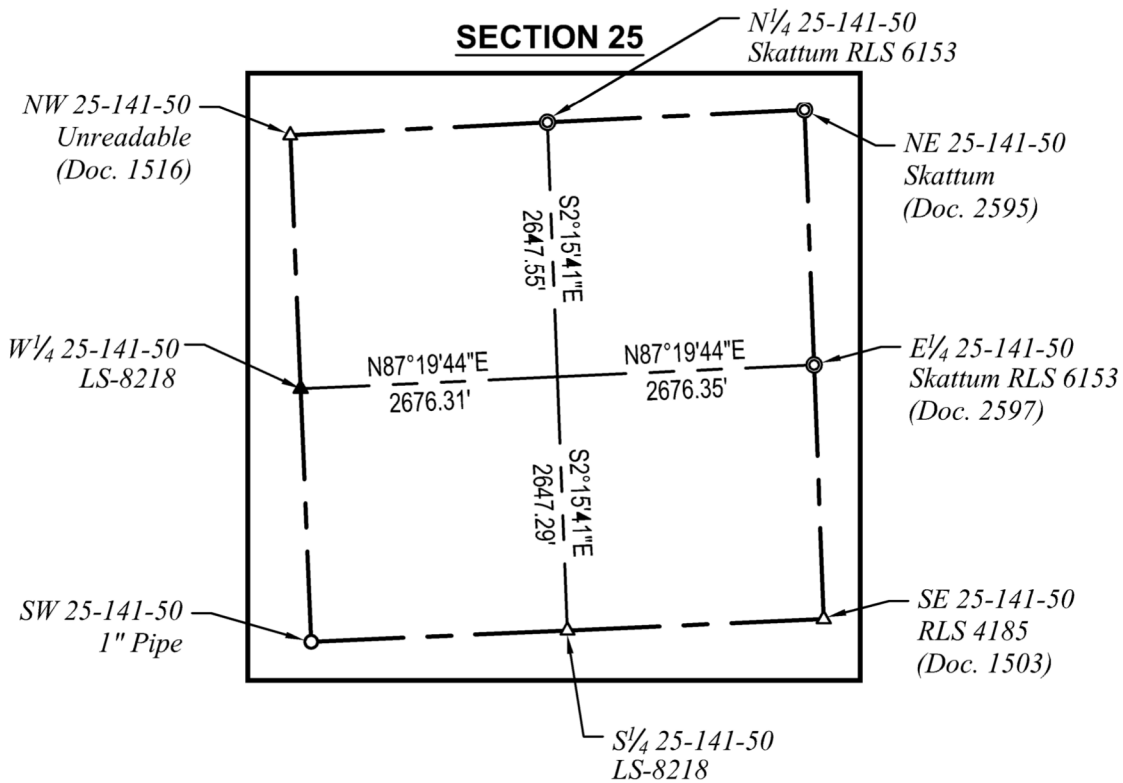


CASS COUNTY JOINT WATER RESOURCE DISTRICT
Part of the Northwest Quarter (NW1/4) of Section 25, T141N, R50W,
Cass County, ND

CERTIFICATE OF SURVEY

DRAWING TYPE COS	DATE OF SURVEY Jan. 13, 2017
P10841-2020-001 012 02	SHEET 1 of 2
PREPARED BY TTH	PROJECT ORN 510Y

CERTIFICATE OF SURVEY



PARENT PARCEL - WARRANTY DEED DOC. NO. 1574062

PARCEL 1 - LEGAL DESCRIPTION

That part of the Northwest Quarter of Section 25, Township 141 North, Range 50 West of the 5th Principal Meridian, Cass County, North Dakota, being further described as follows:

The North 100.00 feet of the Northwest Quarter (NW1/4) of Section 25, excepting therefrom the North 100.00 feet of the East 1,086.00 feet of said NW1/4.

Said parcel contains 3.66 acres, more or less, and is subject to all prior easements, reservations, restrictions, and conveyances of record.

CERTIFICATE OF SURVEYOR

I hereby certify that this survey was prepared by me or under my direct supervision and that I am a duly Registered Land Surveyor under the laws of the State of North Dakota. All distances and measurements are true and correct to the best of my knowledge and belief, and all monuments shall be placed in the ground as shown.

 Nicholas R. Stattelma
 N.D. Registration No. LS-8218
 Date: 2/28/23

STATE OF NORTH DAKOTA)
) ss.
 COUNTY OF _____)

On this ____ day of _____, in the year 20____, before me a notary public in and for said county and state, personally appeared Nicholas R. Stattelma, known to me to be the person(s) described in, and who executed the within instrument and acknowledged to me that he/she executed the same.

 Notary Public:
 State of North Dakota
 My commission expires: _____

CASS COUNTY JOINT WATER RESOURCE DISTRICT

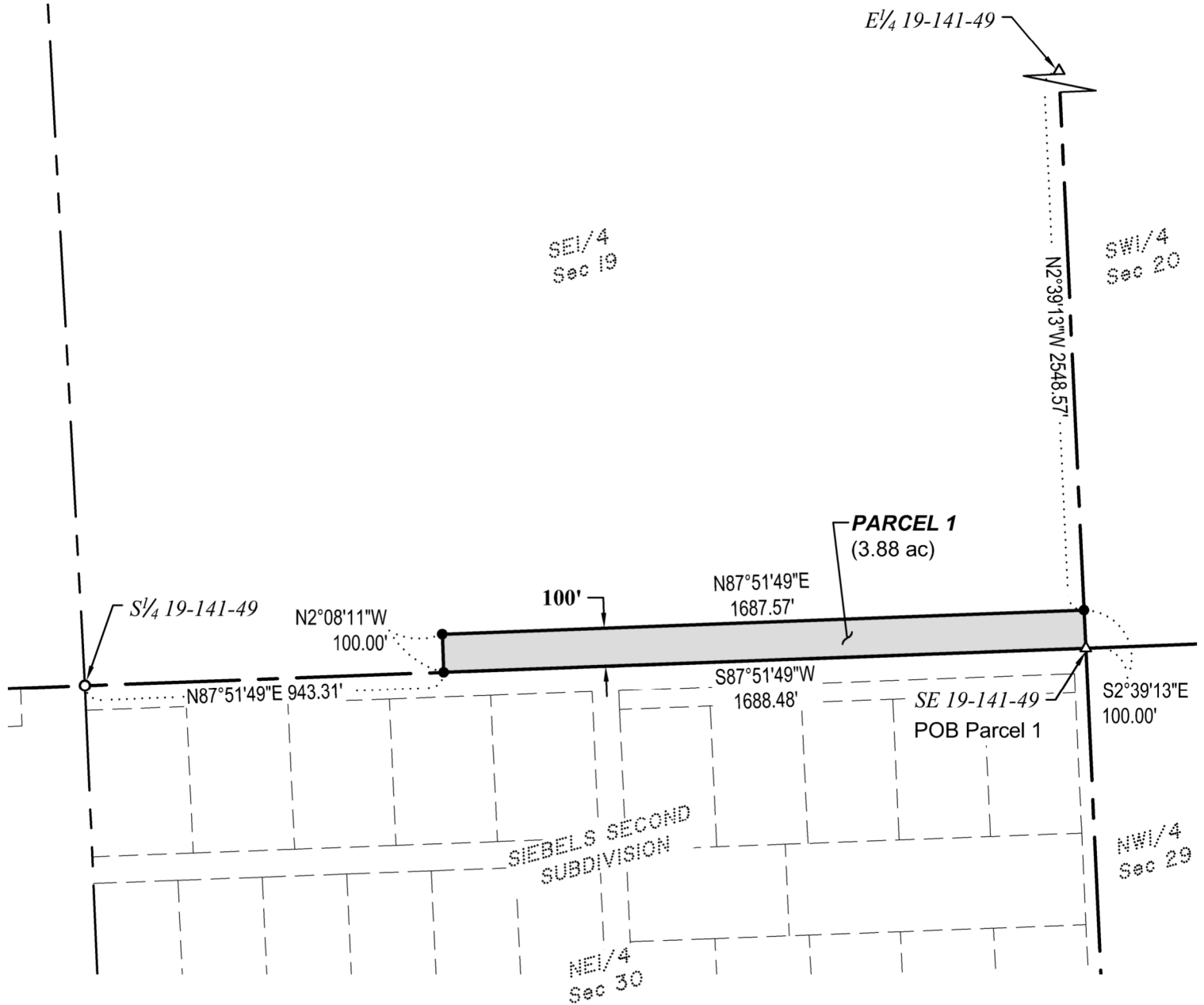
Part of the Northwest Quarter (NW1/4) of Section 25, T141N, R50W,
 Cass County, ND

CERTIFICATE OF SURVEY

DRAWING TYPE COS	DATE OF SURVEY Jan. 13, 2017
P10841-2020-001 012 02	SHEET 2 of 2
PREPARED BY TTH	PROJECT ON 510Y



CERTIFICATE OF SURVEY



BASIS OF BEARING
 NAD83 (CONUS) ND State Plane
 South Zone. Distances are
 ground, US Survey Feet.

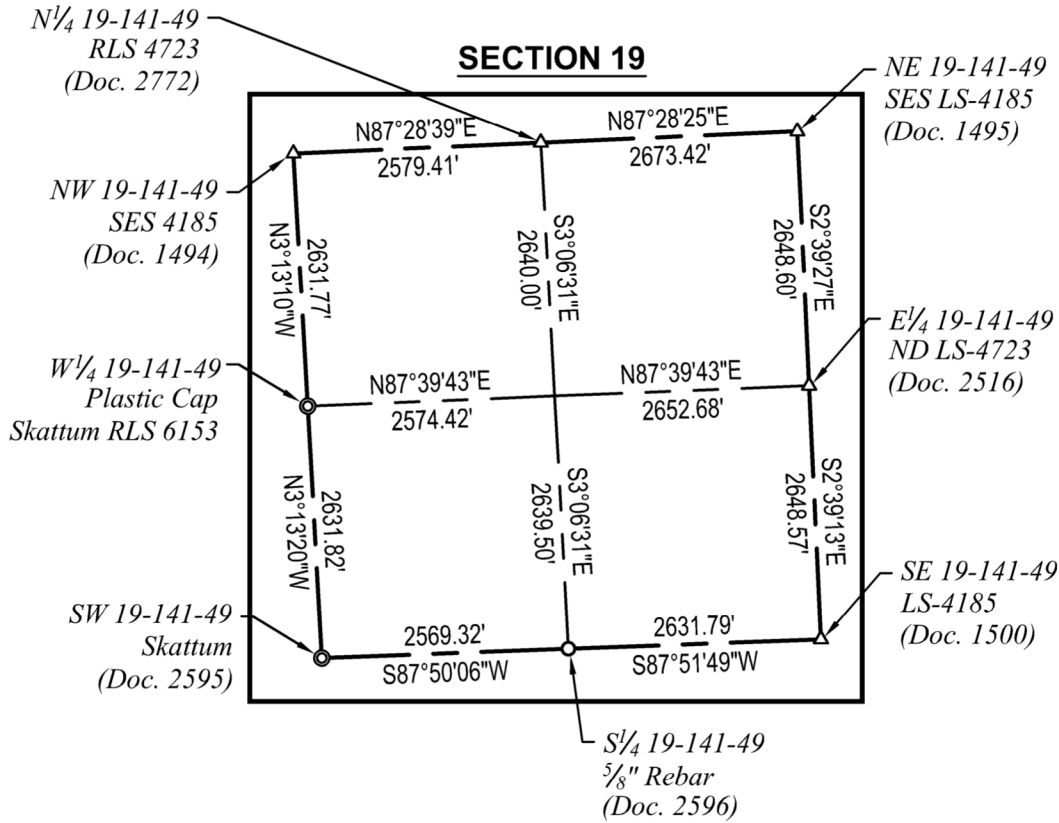
LEGEND		PRELIMINARY
<ul style="list-style-type: none"> — — — — — SECTION LINE - - - - - 1/4 LINE - - - - - 1/4 -1/4 LINE - - - - - EXIST. PARCEL LINE - - - - - EXIST. EASE. — — — — — NEW PARCEL LINE NEW DIVERSION PARCEL TEMP. CONST. EASE. (TCE) DEEDED RIGHT-OF-WAY 	<ul style="list-style-type: none"> ■ FND ORIGINAL MON. △ FND IRON MON. W/ ALUM. CAP ⊙ FND IRON MON. W/ PLASTIC CAP ○ FND IRON MON. ● SET IRON MON. W/ PLASTIC CAP LS-8218 ▲ SET IRON MON. W/ ALUM. CAP LS-8218 ◆ SET NAIL MONUMENT (M) MEASURED (R) PREVIOUSLY RECORDED 	



CASS COUNTY JOINT WATER RESOURCE DISTRICT
 Part of the Southeast Quarter (SE1/4) of Section 19, T141N, R49W,
 Cass County, ND
CERTIFICATE OF SURVEY

DRAWING TYPE COS	DATE OF SURVEY Sept. 2, 2016
P10841-2020-001 012 02	SHEET 1 of 2
PREPARED BY TTH	PROJECT ON 574Y

CERTIFICATE OF SURVEY



PARENT PARCEL - WARRANTY DEED DOC. NO. 1516299

PARCEL 1 - LEGAL DESCRIPTION

That part of the Southeast Quarter of Section 19, Township 141 North, Range 49 West of the 5th Principal Meridian, Cass County, North Dakota, being further described as follows:

Beginning at the Southeast Corner of the Southeast Quarter (SE1/4) of Section 19; thence S87°51'49"W on the south line of said SE1/4 a distance of 1,688.48 feet; thence N02°08'11"W perpendicular to said south line a distance of 100.00 feet; thence N87°51'49"E parallel with said south line a distance of 1,687.57 feet to the east line of said SE1/4; thence S02°39'13"E on said east line a distance of 100.00 feet to the Point of Beginning.

Said parcel contains 3.88 acres, more or less, and is subject to all prior easements, reservations, restrictions, and conveyances of record.

CERTIFICATE OF SURVEYOR

I hereby certify that this survey was prepared by me or under my direct supervision and that I am a duly Registered Land Surveyor under the laws of the State of North Dakota. All distances and measurements are true and correct to the best of my knowledge and belief, and all monuments shall be placed in the ground as shown.

Nicholas R. Stattelma
 N.D. Registration No. LS-8218
 Date: 2/28/23

STATE OF NORTH DAKOTA)
) ss.
 COUNTY OF _____)

On this ____ day of _____, in the year 20____, before me a notary public in and for said county and state, personally appeared Nicholas R. Stattelma, known to me to be the person(s) described in, and who executed the within instrument and acknowledged to me that he/she executed the same.

Notary Public:
 State of North Dakota
 My commission expires: _____

CASS COUNTY JOINT WATER RESOURCE DISTRICT

Part of the Southeast Quarter (SE1/4) of Section 19, T141N, R49W,
 Cass County, ND

CERTIFICATE OF SURVEY

DRAWING TYPE COS	DATE OF SURVEY Sept. 2, 2016
P10841-2020-001 012 02	SHEET 2 of 2
PREPARED BY TTH	PROJECT ON 574Y



Exhibit C: Declaration of Excess Land Form

I hereby declare that OIN 1185Y2, 922Y3, 885Y1, 897Y1, 507Y1, 510Y1, and 574Y1 as noted in Exhibit A (the parcel) is deemed Excess Land and authorize the disposal of the parcel in accordance with the Policy on the Disposition and Management of Comprehensive Project Lands.

Joel Paulsen
Executive Director

8/11/2023
Date

Memorandum



SUBJECT:

OIN 507Y Excess Lands Recommendation

RECOMMENDATION/ACTIONS NEEDED:

Approve OIN 507 (151.58 acres) to begin the process to dispose of the excess land per the Policy on the Disposition and Management of Comprehensive Project Lands.

BACKGROUND/KEY POINTS:

Excess land was purchased along the stormwater diversion channel and associated infrastructure (Channel) at the request of the landowner. OIN 507Y is farmland located along the north edge of the Channel, southwest of the City of Argusville. The southern approximately 100 acres of this parcel is tillable farmland, and the northern approximately 50 acres is pastureland.

The well on the northern portion of OIN 507Y has a broken water well, which requires the lessee to haul in water to allow this land to be used as pastureland resulting a significantly reduced rental rate of \$20 per acre. The Authority obtained an estimate to replace the well for approximately \$11,000. Based on historic rental income, it would take 28 years for the Authority to receive a return on investment.

Per the Policy, the Executive Director has declared these lands as Excess Land. The Cass County Joint Water Resource District approved the recommendation on August 24, 2023.

ATTACHMENTS:

- Memo – OIN 507Y Excess Lands Recommendation



Memorandum

TO: Joel Paulsen

FROM: Jodi A. Smith

DATE: August 15, 2023

RE: OIN 507Y Excess Lands Recommendation

1. Introduction

The Metro Flood Diversion Authority (Authority) adopted the Policy on the Disposition and Management of Comprehensive Project Lands (Policy) in March 2021. Per the Policy Preamble, the Authority will periodically review its inventory of real property to determine if its land ownership exceeds its foreseeable needs for the Fargo-Moorhead Area Flood Diversion Project (Comprehensive Project). Land that is no longer needed, not expected to be needed in the future for the Comprehensive Project and declared “Excess Land” by the Executive Director may be made available for sale, lease, or exchange in accordance with this Policy.

This Memorandum serves as a recommendation for the Executive Director to declare OIN 507Y as Excess Land and begin the process to dispose of the property following the Policy.

2. Pertinent Facts Regarding OIN 507Y

Description of Parcel(s)	See Exhibit A for map showing the parcel recommended as excess land.
Legal Description	See Exhibit B for a legal description (and certificate of survey) for the parcel recommended as excess land.
Asset Parcel Size	151.58 Acres

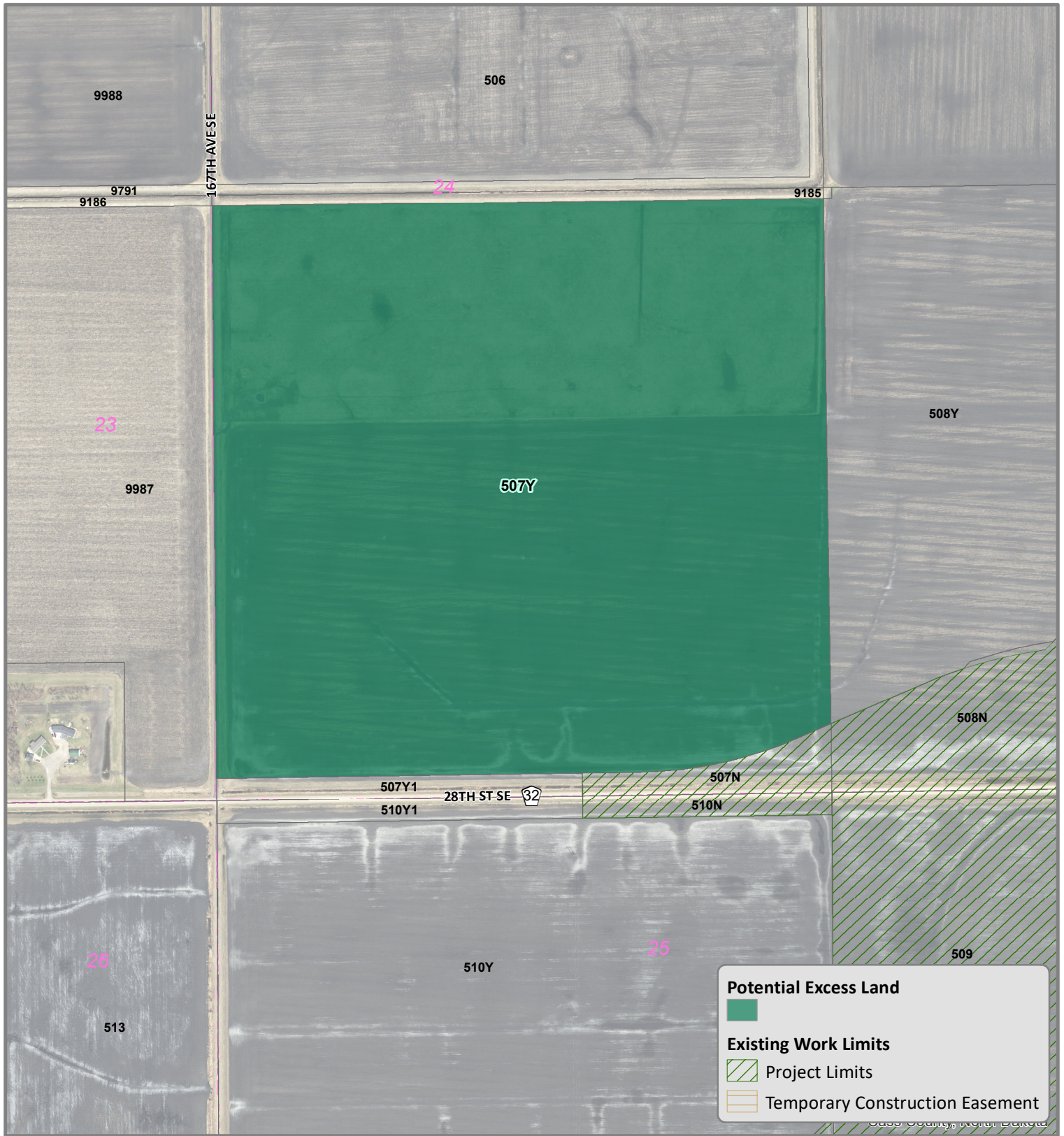
Narrative Description of Parcel	OIN 507Y is farmland located along the north edge of the stormwater diversion channel, southwest of the City of Argusville. The parcel was acquired voluntarily at the request of the former property owner. The southern approximately 100 acres of this parcel is tillable farmland, and the northern approximately 50 acres is pastureland.
Purchase Date	November 7, 2019
Purchase Price	\$5,300 per acre \$1,664,200 for both OINs 507 & 508
Former Owner	John Olson
Adjacent Owners	OIN 506 – Richard Rabanus, OIN 509 – Formerly Williams Farms, OIN 510Y – Formerly Muriel Lemke, and OIN 513 - Edward & Jeannie Olson
Property Management Approach	<p>The CCJWRD has leased this parcel for farming and haying since March of 2020. Due to the mixed uses of the parcel, two separate leases have been secured in the past. The southern portion of the parcel is tillable farmland. The northern portion of the parcel is pastureland that has been leased as pastureland.</p> <p>For 2023, the southern portion of OIN 507Y is leased for farming following the standard farmland lease rate of \$150 per acre.</p> <p>For 2023, the northern portion of OIN 507Y is leased as pastureland for \$20 per acre. This rate is lower than standard leases due to the broken water well on the property. Lessee is required to haul water to allow this land to be used as pastureland.</p> <p>The Authority obtained an estimate to replace the well for approximately \$11,000. Based on historic rental income, it would take 28 years for the Authority to receive a return on investment.</p>
Rental Revenue	<p>2022 farmland: \$12,571.20 (93.12 acres @ \$135 per acre)</p> <p>2022 pastureland: \$2,285 (57.13 acres @ \$40 per acre)</p>

	<p>2023 farmland: \$13,968 (93.12 acres @ \$150 per acre)</p> <p>2023 pastureland: \$1,142.60 (57.13 acres @ \$20 per acre)</p>
Property Taxes	<p>2022 taxes on OIN 507: \$3,779.</p> <p>Note that a small portion of OIN 507 will become tax exempt in 2023 as it will be used for construction. As such, the estimated future property tax amount will be slightly less than 2022.</p>
Relation to Construction	<p>A small portion of OIN 507 is required for construction of the Stormwater Diversion Channel component of the Comprehensive Project. The remaining portion of OIN 507 is classified as OIN 507Y. The P3 Developer, Red River Valley Alliance (RRVA) has confirmed that OIN 507Y is not needed for construction or operation of the Comprehensive Project.</p>

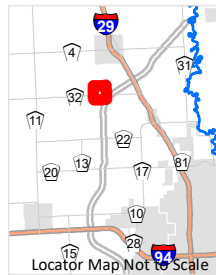
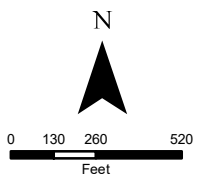
3. Conclusion and Recommendation

Based on the pertinent facts presented above, it is recommended to declare OIN 507Y as “Excess Land” and proceed with the process outlined in the Policy. If you agree with this recommendation, please sign the attached declaration form for our records (Exhibit C).

Exhibit A: Map Exhibit of Parcel Recommended as Excess Lands



Any reliance upon this map is at user's own risk. AE2S does not warrant the map or its features are either spatially or temporally accurate or fit for a particular use. All parcel acreages and legal descriptions shown hereon are based on County GIS data. Final acreages and legal descriptions to be determined by boundary survey. Coordinate System: NAD 1983 StatePlane North Dakota South FIPS 3302 Feet | Edited by: cwickenheiser
 C:\Data\Projects\GIS Projects\FM Area Division\012 Lands Program\Property Management\Owned\Asset Lands\Potential Excess Land_OIN507Y.mxd



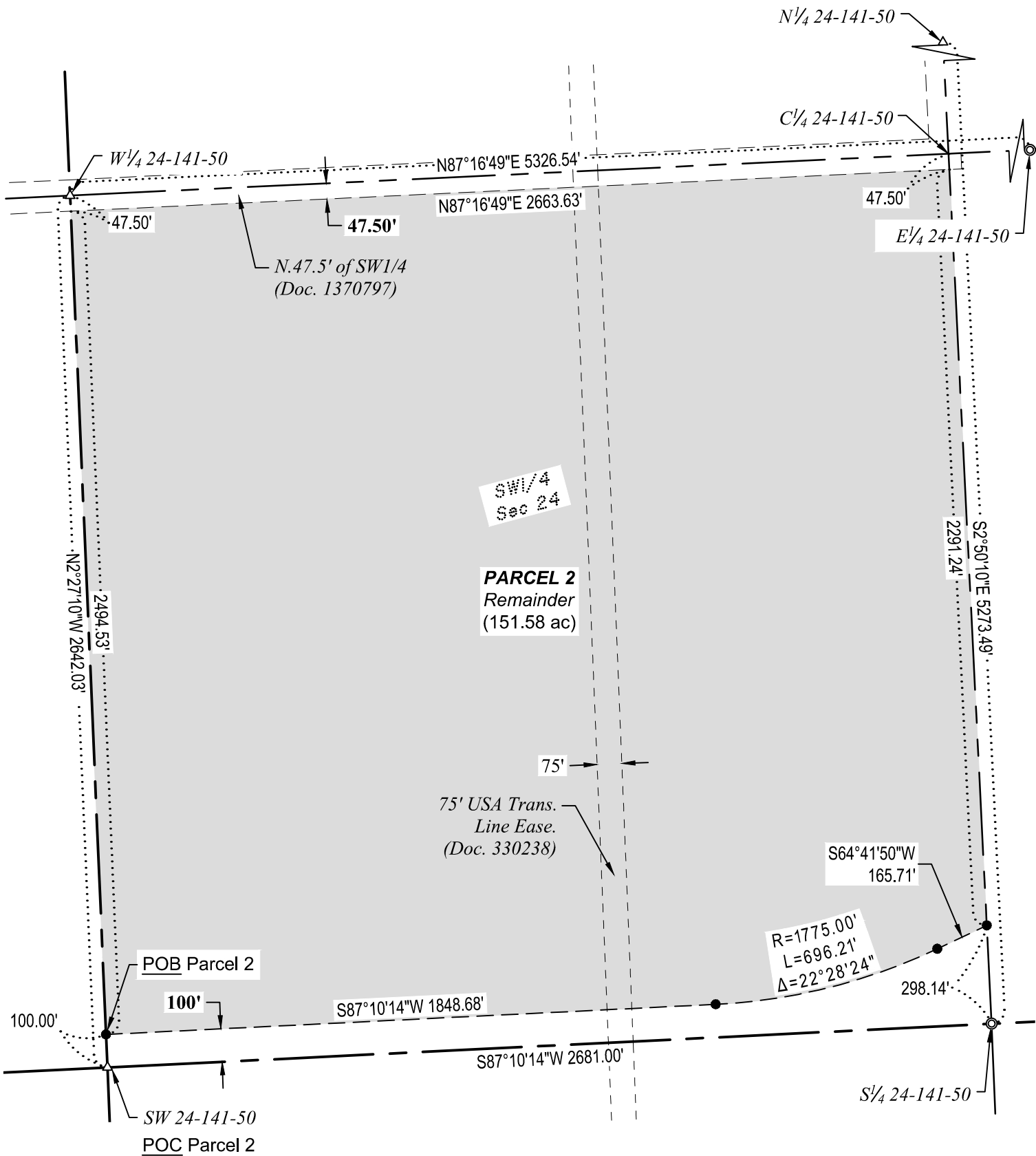
OIN 507Y
POTENTIAL EXCESS LAND

FM AREA DIVERSION
 Map Date: 7/25/2023



Exhibit B: Legal Description of Parcel Recommended as Excess Lands

CERTIFICATE OF SURVEY



N

W E

S

0 400

Scale in Feet

BASIS OF BEARING
NAD83 (CONUS) ND State Plane
South Zone. Distances are
ground, US Survey Feet.

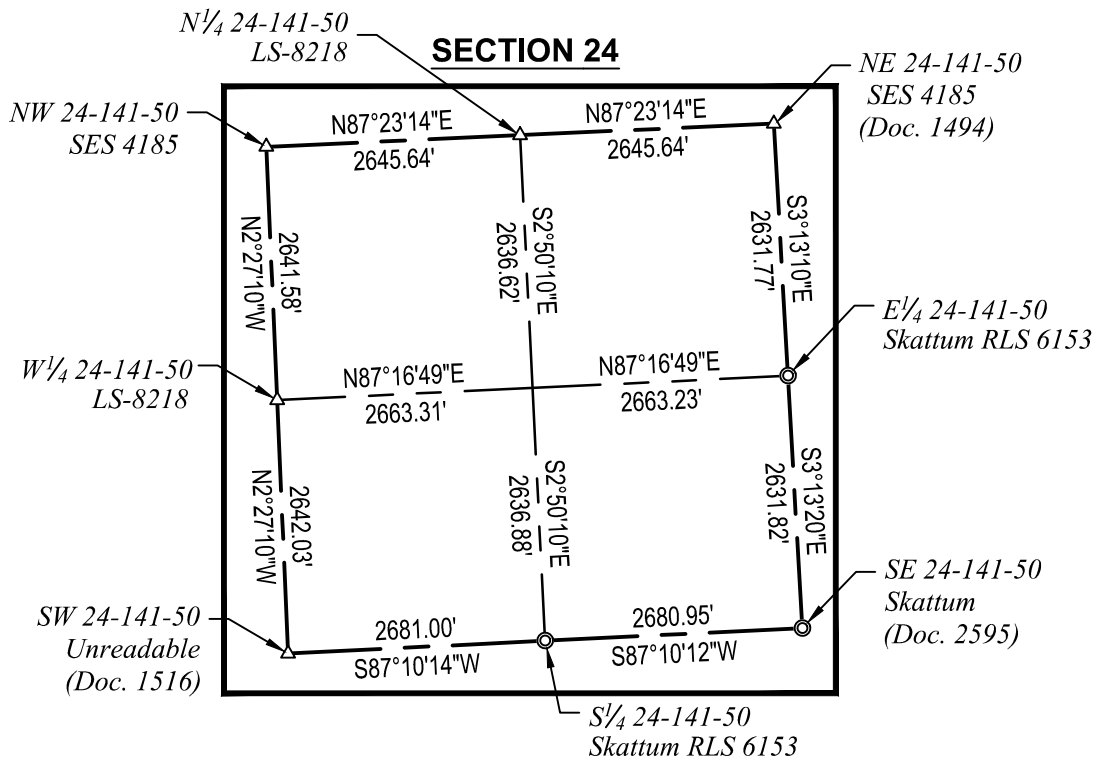
LEGEND		PRELIMINARY
	SECTION LINE	FND ORIGINAL MON.
	1/4 LINE	FND IRON MON. W/ ALUM. CAP
	1/4 - 1/4 LINE	FND IRON MON. W/ PLASTIC CAP
	EXIST. PARCEL LINE	FND IRON MON.
	EXIST. EASE.	SET IRON MON. W/ PLASTIC CAP LS-8218
	NEW PARCEL LINE	SET IRON MON. W/ ALUM. CAP LS-8218
	NEW DIVERSION PARCEL	SET NAIL MONUMENT
	TEMP. CONST. EASE. (TCE)	(M) MEASURED
	DEEDED RIGHT-OF-WAY	(R) PREVIOUSLY RECORDED



CASS COUNTY JOINT WATER RESOURCE DISTRICT
Part of the Southwest Quarter (SW1/4) of Section 24, T141N, R50W,
Cass County, ND

DRAWING TYPE COS	DATE OF SURVEY Jan. 13, 2017
P10841-2020-001 012 02	SHEET 1 of 3
PREPARED BY TTH	PROJECT ON 507Y

CERTIFICATE OF SURVEY



PARENT PARCEL - WARRANTY DEED DOC. NO. 1576648

PARCEL 2 (REMAINDER) - LEGAL DESCRIPTION

That part of the Southwest Quarter of Section 24, Township 141 North, Range 50 West of the 5th Principal Meridian, Cass County, North Dakota, being further described as follows:

Commencing at the Southwest Corner of the Southwest Quarter (SW1/4) of Section 24;
 thence N02°27'10"W on the west line of said SW1/4 a distance of 100.00 feet to the Point of Beginning;
 thence continuing N02°27'10"W on said west line a distance of 2,494.53 feet to the south line of the parcel described in Doc. No. 1370797, Records of Cass County;
 thence N87°16'49"E on said south parcel line, parallel with, and 47.50 feet south of, the north line of said SW1/4 a distance of 2,663.63 feet to the east line of said SW1/4;
 thence S02°50'10"E on said east line a distance of 2,291.24 feet;
 thence S64°41'50"W a distance of 165.71 feet;
 thence 696.21 feet on the arc of a tangential curve, concave to the west, having a radius of 1,775.00 feet and a central angle of 22°28'24";
 thence S87°10'14"W parallel with, and 100.00 feet north of, the south line of said SW1/4 a distance of 1,848.68 to the west line of said SW1/4 and the Point of Beginning.

Said parcel contains 151.58 acres, more or less, and is subject to all prior easements, reservations, restrictions, and conveyances of record.

	CASS COUNTY JOINT WATER RESOURCE DISTRICT	DRAWING TYPE COS	DATE OF SURVEY Jan. 13, 2017
	Part of the Southwest Quarter (SW1/4) of Section 24, T141N, R50W, Cass County, ND	P10841-2020-001 012.02	SHEET 2 of 3
CERTIFICATE OF SURVEY		PREPARED BY TTH	PROJECT ORN 507Y

Exhibit C: Declaration of Excess Land Form

I hereby declare that OIN 507Y (the parcel) is deemed Excess Land and authorize the disposal of the parcel in accordance with the Policy on the Disposition and Management of Comprehensive Project Lands.

Joel Paulsen

Executive Director

8/16/2023

Date



4784 Amber Valley Parkway South,
Suite 200
Fargo, ND 58104
www.jacobs.com

September 15, 2023

Attention Joel Paulsen, Executive Director
Metro Flood Diversion Authority
4784 Amber Valley Parkway South, Suite 100
Fargo, ND 58104

Project Name: FM Area Diversion
Project Number: WP-38B

Subject: **Work Package 38B Property Structure Mitigation
Recommendation of Award**

Dear Metro Flood Diversion Authority,

The contract for Work Package 38B Property Structure Mitigation was publicly advertised and two (2) bids were received at the virtual public bid opening on September 14, 2023, at 1:00pm.

The bids were from:

- | | |
|--|--------------|
| 1. Industrial Builders, Inc, in the amount of | \$496,948.00 |
| 2. Schmidt and Sons Construction, in the amount of | \$407,557.75 |

The Engineers Estimate for the project was \$461,749.00

Jacobs (PMC), HMG LLC (EOR), and the Authority's Legal counsel have reviewed and evaluated the bid documents and recommend the Metro Flood Diversion Authority award the contract for WP38B to **Schmidt and Sons Construction** in the amount of **\$407,557.75** as the lowest responsive bidder. Enclosed is the Bid Tabulation Assessment.

Please contact me at ian.joynes@jacobs.com if you have any questions regarding this recommendation.

Yours sincerely

Ian Joyne, BEng CEng FICE, Construction Contracts Manager

Copies to:

Kris Bakkegard
Bob Zimmerman
Matt Stammness
Nathan Boerboom
Jason Benson
Justin Sorum

Bid Tabulation Assessment

Project: WP38B - Property Structure Mitigation

Bid Opening September 14, 2023 1:00pm

No.	ITEM	QUANTITY	UNIT	Engineers Estimate		Industrial Builders, Inc		Schmidt and Sons, Inc	
				UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
1.	Mobilization	1	LS	\$ 25,000.00	\$ 25,000.00	\$ 20,000.00	\$ 20,000.00	\$ 8,000.00	\$ 8,000.00
2.	Clearing and Grubbing	1	LS	\$ 30,000.00	\$ 30,000.00	\$ 66,000.00	\$ 66,000.00	\$ 10,000.00	\$ 10,000.00
3a	Removals - OIN 839, 17025 50St SE - House	1	LS	\$ 10,000.00	\$ 10,000.00	\$ 25,000.00	\$ 25,000.00	\$ 15,000.00	\$ 15,000.00
3b	Removals - OIN 839, 17025 50St SE - Basement	1	LS	\$ 5,000.00	\$ 5,000.00	\$ 15,000.00	\$ 15,000.00	\$ 10,000.00	\$ 10,000.00
3c	Removals - OIN 839, 17025 50St SE - All removal items excluding house and basement	1	LS	\$ 25,000.00	\$ 25,000.00	\$ 15,000.00	\$ 15,000.00	\$ 20,000.00	\$ 20,000.00
4a	Removals - OIN 8385, 4701 124th Ave S - House	1	LS	\$ 25,000.00	\$ 25,000.00	\$ 20,000.00	\$ 20,000.00	\$ 10,000.00	\$ 10,000.00
4b	Removals - OIN 8385, 4701 124th Ave S - Basement	1	LS	\$ 15,000.00	\$ 15,000.00	\$ 10,000.00	\$ 10,000.00	\$ 2,000.00	\$ 2,000.00
4c	Removals - OIN 8385, 4701 124th Ave S - All removal items excluding house and basement	1	LS	\$ 35,000.00	\$ 35,000.00	\$ 10,000.00	\$ 10,000.00	\$ 18,000.00	\$ 18,000.00
5a	Removals - OIN 9163, 5331 County Rd 81 S - House	1	LS	\$ 20,000.00	\$ 20,000.00	\$ 40,000.00	\$ 40,000.00	\$ 68,000.00	\$ 68,000.00
5b	Removals - OIN 9163, 5331 County Rd 81 S - Basement	1	LS	\$ 20,000.00	\$ 20,000.00	\$ 25,000.00	\$ 25,000.00	\$ 10,000.00	\$ 10,000.00
5c	Removals - OIN 9163, 5331 County Rd 81 S - All removal items excluding house and basement	1	LS	\$ 30,000.00	\$ 30,000.00	\$ 60,000.00	\$ 60,000.00	\$ 70,000.00	\$ 70,000.00
6a	Removals - OIN 9405, 4848 Couty Rd 81 S - House	1	LS	\$ 20,000.00	\$ 20,000.00	\$ 30,000.00	\$ 30,000.00	\$ 40,000.00	\$ 40,000.00
6b	Removals - OIN 9405, 4848 Couty Rd 81 S - Basement	1	LS	\$ 20,000.00	\$ 20,000.00	\$ 15,000.00	\$ 15,000.00	\$ 10,000.00	\$ 10,000.00
6c	Removals - OIN 9405, 4848 Couty Rd 81 S - All removal items excluding house and basement	1	LS	\$ 30,000.00	\$ 30,000.00	\$ 15,000.00	\$ 15,000.00	\$ 10,000.00	\$ 10,000.00
7a	Removals - OIN 825, 4608 124th Ave S - House	1	LS	\$ 20,000.00	\$ 20,000.00	\$ 25,000.00	\$ 25,000.00	\$ 8,000.00	\$ 8,000.00
7b	Removals - OIN 825, 4608 124th Ave S - Basement	1	LS	\$ 20,000.00	\$ 20,000.00	\$ 15,000.00	\$ 15,000.00	\$ 8,000.00	\$ 8,000.00
7c	Removals - OIN 825, 4608 124th Ave S - All removal items excluding house and basement	1	LS	\$ 30,000.00	\$ 30,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00
8	Removals O OIN 10, 4672 100th Ave S - Structures	1	LS	\$ 7,000.00	\$ 7,000.00	\$ 8,900.00	\$ 8,900.00	\$ 14,000.00	\$ 14,000.00
9	Topsoil Import	1,176	CY	\$ 8.00	\$ 9,408.00	\$ 10.00	\$ 11,760.00	\$ 3.00	\$ 3,528.00
10.	Imported Fill	2,970	CY	\$ 8.00	\$ 23,760.00	\$ 10.00	\$ 29,700.00	\$ 5.00	\$ 14,850.00
11.	Seeding & Mulching	31,985	SY	\$ 1.30	\$ 41,580.50	\$ 0.80	\$ 25,588.00	\$ 1.35	\$ 43,179.75
				Engineers Estimate		Industrial Builders, Inc		Schmidt and Sons, Inc	
				\$461,749.00		\$496,948.00		\$407,557.75	