



Board Agenda

Diversion Board of Authority

November 16, 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 October 26, 2023 [Attachment 00.01] (Pg. 3)
3. Approve Order of Agenda

CONSENT AGENDA – APPROVE THE FOLLOWING:

- a. Finance Report [Attachment 01.00] (Pg. 7)
- b. Voucher Approval [Attachment 02.00] (Pg. 30)
- c. DA Board Approval Contract Actions [Attachment 03.00] (Pg. 43)
 - i. Beaver Creek Archaeology, New Master Services Agreement [Attachment 03.01] (Pg. 45)
 - ii. JT Lawn Services, New Master Services Agreement [Attachment 03.02] (Pg. 47)
 - iii. WP-52C, Change Order 2 [Attachment 03.03] (Pg. 49)

REGULAR AGENDA:

4. Executive Director Report [Attachment 04.00] (Pg. 51)
5. General Counsel Update
6. Construction Project Updates
 - a. USACE Project Update [Attachment 05.00] (Pg. 53)
 - b. SWDCAI Project Update [Attachment 06.00] (Pg. 55)
 - c. Project Safety Update [Attachment 07.00] (Pg. 56)
 - d. Drone Footage Video
7. Communications Team Update

8. Land Management Update
 - a. Property Acquisition Status Report
[Attachment 08.00] (Pg. 57)
 9. Finance Update
 10. Other Business
 - a. City of Fargo South University Floodwall Repair
[Attachment 09.00] (Pg. 63)
 11. Next Meeting: December 14, 2023
 12. 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 PM – October 26, 2023
City of Fargo Commission Chambers

A regular meeting of the Metro Flood Diversion Authority Board of Authority was held on October 26, 2023. The following members were present: Dr. Tim Mahoney, Mayor, City of Fargo; Bernie Dardis, Mayor, City of West Fargo; Chad Peterson, Cass County Commissioner; Chuck Hendrickson, Moorhead City Council; David Ebinger, Clay County Commissioner; John Strand, Fargo City Commissioner; Kevin Campbell, Clay County Commissioner; Dave Piepkorn, Fargo City Commissioner; Mary Scherling, Cass County Commissioner; Rodger Olson, Cass County Joint Water Resource District and Larry Seljevold, Moorhead City Council.

Member(s) absent: Shelly Carlson, Mayor, City of Moorhead 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 SEPTEMBER 2023 MEETING
MOTION PASSED
Mr. Campbell moved to approve the minutes from the September 2023 meeting and Mr. Ebinger seconded the motion. On a voice vote, the motion carried.
 3. APPROVE ORDER OF AGENDA
MOTION PASSED
Mr. Ebinger moved to approve the order of the agenda as amended to remove items 8b., and 10a., and Mr. Peterson seconded the motion. On a voice vote, the motion carried.
- CONSENT AGENDA
MOTION PASSED
Mr. Strand moved to approve the Consent Agenda, items a. through d., 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 & Events:
 - ND Emerging Prairie: Curiosity Week – Panel Presentation
 - National Academy of Construction Award Presentation
 - Storm Surge Task Force – Discussions
 - Hosted reporter from Engineering News Record

5. GENERAL COUNSEL UPDATE

Mr. Shockley did not have an update to report.

6. CONSTRUCTION PROJECT UPDATES

a. USACE Project Update

Colonel Swenson provided the following USACE update:

1 Diversion Inlet Structure (DIS) – Construction

Structure includes 3-50 ft. wide Tainter gates. Construction is 98% complete. Construction completion date is currently estimated to be in December 2023 due issues related to the gate machinery. Sill beam repairs 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 and remaining earthwork continues. 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 90% 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. Final O&M Manual being prepared.

5 Red River Structure (RRS) - Construction

Structure includes 3-50 ft. wide Tainter gates. Construction is 37% complete. Construction completion date is 19 March 2026. Concrete placements for approach wall foundations and abutments ongoing. Constructing temporary bridge across the Red River. Completion date is 19 March 2026.

6 Drain 27 Wetland Mitigation Project Plantings - Construction

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

7 Drayton Dam Mitigation Project Design - Construction

Construction is 95% complete. All placement in the river is complete. Willow plantings in 2024. Construction completion is 20 November 2023.

8 Southern Embankment – Reach SE-2A - Construction

Construction is 68% complete. Embankment construction ongoing with 1/3 built to full height. Scheduled completion date is 30 September 2024.

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

SE-1B: BCOES review complete Contract award: February 2024

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

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

SE-4: 95% review starts Jan 2024 Contract award: May 2024

SE-5: 95% review starts Jan 2024 Contract award: January 2025

OHB Reach 43B: BCOES review starts Oct 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:

New Features Under Construction

- CR-20
- Channel Reach 8
- I-94
- 32ndAve

30 to 60 Day Outlook

- Raymond Township Drain Inlets*
- Channel Reach 9*
- CR-22, CR-14, CR-16/17 Crossings*
- *Weather permitting

Misc. Updates

- Diversion Outlet –starting placement of boulder weirs
- I-29 Bypass –4 lanes open to traffic by 11/1
- BNSF Prosper Subdivision Rail Line –BNSF installing shoefly track
- Total channel excavation surpassing 14 million CY to date

c. Project Safety Update

Mr. Bakkegard provided an update on the safety statistics for the period September 1-30, 2023, and noted that there was one recordable event.

d. Drone Footage Video

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

7. COMMUNICATIONS UPDATE

Ms. Willson provided the following Communications update:

Videos:

- Faces of the Diversion: Yehuda Ken-Dror, ASN Constructors
- Contributed to NAC Award video
- Update on BNSF, CR and interstate crossings

Media Relations+:

- Engineering News Record piece expected 11/13/23
- The Forum: Project update (10/2/23) & Recreation Task Force (10/22/23)
- Chamber Advertorial expected November/December

Coming Soon:

- November newsletter: winter prep focus
- Faces of the Diversion: Greg Yavicoli, ASN Constructors
- Winter preparations for excavating video

8. LAND MANAGEMENT UPDATE

a. Property Acquisition Status Report

Ms. Smith provided the following property acquisition status report:

- 90.8% completion in the Construction Footprint
- 44.6% completion in the UMA Footprint
- 77.7% of the parcels in the Southern Embankment have been acquired
- 44.6% of the parcels in the Upstream Mitigation Area have been acquired
- 72.6% of the Environmental Easements have been signed

- 96.2% 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 16 parcels / 4 landowners
- Received authorization to send Last Written Offer letters for property rights in MN parcels to maintain construction schedule
- Approved the first plat of project lands in Wiser Township for the Diversion Channel
- Approved three declarations of Excess Lands, and began the process to dispose of Excess Lands following policy

9. FINANCE UPDATE

Finance Report

Mayor Dardis reported that the bills payable totaled \$20,688,626, and the current net position is \$218,921,233. Mayor Dardis also reported that Mr. Paulsen and Mr. Barthel presented version 2 of the 2024 draft cash budget and indicated that the final cash budget will be presented to the board in December.

10. OTHER BUSINESS

There was no other business to report.

11. CLOSED EXECUTIVE SESSION

MOTION PASSED

Mr. Peterson moved to go into executive session and Mayor Dardis seconded the motion. On a roll call vote, the motion carried, and members retreated to the Red River Room at 4:00 PM.

12. NEXT MEETING

The next meeting will be November 16, 2023.

13. ADJOURNMENT

A quorum returned to the Chambers at 4:55 PM; the meeting adjourned at 4:58 PM.

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

	FM Diversion Project Fund	Budget Fund	Grand Total
Assets			
Cash	\$ 163,188,624	\$ 210,673	\$ 163,399,297
Cash Horace 3.01 MIT	4,282,646	-	4,282,646
Cash BRRWD	8,387,021	-	8,387,021
Cash Held In Trust at BND			
Excess Revenue Fund	220,186	-	220,186
Temp Debt Obligation Fund	505,252	-	505,252
Authority Loan Fund	58,561	-	58,561
P3 Reserve Fund	16,129,157	-	16,129,157
SRF Loan Reserve Fund	2,290,543	-	2,290,543
Revenue Fund	1,196	-	1,196
Prepaid Expense	4,973,687	-	4,973,687
Total assets	200,036,873	210,673	200,247,545
Liabilities			
Vouchers payable	123,828	-	123,828
Retainage payable	114,596	-	114,596
Rent Deposit	13,750	-	13,750
Deferred Revenue	11,500	-	11,500
Total liabilities	263,674	-	263,674
NET POSITION	\$ 199,773,199	\$ 210,673	\$ 199,983,872

Summary Of Expenses
EXP-2023-10

Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
770-7910-429.11-00	10/26/2023	331416	Cass County Government	\$87,797.94	DIVERSION SALARIES	V00106	EXECUTIVE DIRECTOR
Full Time Staff / Salaries				\$87,797.94			
770-7910-429.20-01	10/26/2023	331416	Cass County Government	\$7,656.00	DIVERSION SALARIES	V00106	EXECUTIVE DIRECTOR
Employee Benefits / Health Insurance				\$7,656.00			
770-7910-429.20-03	10/26/2023	331416	Cass County Government	\$200.00	DIVERSION SALARIES	V00106	EXECUTIVE DIRECTOR
Employee Benefits / Dental Insurance				\$200.00			
770-7910-429.20-06	10/26/2023	331416	Cass County Government	\$36.50	DIVERSION SALARIES	V00106	EXECUTIVE DIRECTOR
Employee Benefits / Vision Insurance				\$36.50			
770-7910-429.21-01	10/26/2023	331416	Cass County Government	\$4,897.56	DIVERSION SALARIES	V00106	EXECUTIVE DIRECTOR
Employee Benefits / Social Security				\$4,897.56			
770-7910-429.21-02	10/26/2023	331416	Cass County Government	\$1,241.66	DIVERSION SALARIES	V00106	EXECUTIVE DIRECTOR
Employee Benefits / Medicare				\$1,241.66			
770-7910-429.22-07	10/26/2023	331416	Cass County Government	\$10,764.02	DIVERSION SALARIES	V00106	EXECUTIVE DIRECTOR
Pension Benefits / Retirement				\$10,764.02			
770-7910-429.33-37	10/19/2023	331270	HighRoad Partners, LLC	\$700.00	OCT HR PARTNER FEE	V09701	HR SERVICES
Other Services / HR Services				\$700.00			
770-7910-429.34-15	10/5/2023	330985	Marco Technologies	\$1,727.28	ADOBE ACROBAT PRO	V10301	SERVICE AGREEMENT - IT
	10/5/2023	330985	Marco Technologies	\$354.16	DIVERSION IT SERVICES	V10301	SERVICE AGREEMENT - IT
	10/19/2023	331300	Marco Technologies	\$2,042.84	DIVERSION IT SERVICES	V10301	SERVICE AGREEMENT - IT
	10/26/2023	331427	CONSOLIDATED COMMUNI	\$470.00	ACCT #701-150-0113/0	V00106	EXECUTIVE DIRECTOR
Technical Services / Computer Services				\$4,594.28			
770-7910-429.53-20	10/26/2023	331416	Cass County Government	\$609.84	DIVERSION EXPENSES	V00106	EXECUTIVE DIRECTOR
Communications / Cellular Phone Service				\$609.84			
770-7910-429.56-60	10/26/2023	331416	Cass County Government	\$478.58	DIVERSION EXPENSES	V00106	EXECUTIVE DIRECTOR
In State Travel / In State Travel Expenses				\$478.58			

Summary Of Expenses
EXP-2023-10

Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
770-7910-429.59-21	10/26/2023	331416	Cass County Government	\$220.00	DIVERSION EXPENSES	V00106	EXECUTIVE DIRECTOR
Education / Seminar & Conf. Outstate				\$220.00			
770-7910-429.61-10	10/26/2023	331416	Cass County Government	\$172.80	DIVERSION EXPENSES	V00106	EXECUTIVE DIRECTOR
General Supplies / Office Supplies				\$172.80			
770 Subtotal				\$119,369.18			
790-0000-206.10-00	10/26/2023	331529	Schmidt and Sons Inc.	\$16,980.58	Vendor Retainage	V03805	WP50F-STRUCTURE MITIGATIO
Retainage				\$16,980.58			
790-7910-429.33-25	11/5/2023	1070	OHNSTAD TWICHELL PC	\$80,823.78	Ohnstad Twichell PC	V00102	General & Admin. WIK
Other Services / Legal Services				\$80,823.78			
790-7910-429.34-20	10/19/2023	331287	Michael H Klein	\$600.00	PUBLIC OUTREACH/SUPPORT	V07201	COMMUNICATION CONSULTING
	10/19/2023	331318	Neon Loon Communications, LL	\$13,462.50	COMMUNICATIONS SUPPORT	V09601	COMMUNICATIONS SUPPORT
	10/26/2023	331410	C THREE MEDIA, LLC	\$10,801.99	VIDEOGRAPHY SERVICES	V08601	VIDEOGRAPHY
Technical Services / Marketing / Public Relat.				\$24,864.49			
790-7910-429.34-56	10/25/2023	ES10230	City of Fargo	\$16,974.00	FISCAL AGENT FEE - 10/23	V05902	MONTHLY FISCAL AGENT FEE
Technical Services / FMDA Fiscal Agent Fees				\$16,974.00			
790-7910-429.38-68	10/19/2023	331255	GA Group, PC	\$4,000.00	GOVT RELATIONS COUNSEL	V07601	2021 GOVERNMENT RELATIONS
Other Services / Lobbyist				\$4,000.00			
790-7910-429.42-05	10/19/2023	331212	Ambassador, Inc.	\$925.00	DIVERSION OFFICE CLEANING	V10501	JANITORIAL SERVICES
Cleaning Services / Custodial Services				\$925.00			
790-7910-429.52-30	10/26/2023	331492	DAWSON INSURANCE AGEN	\$11,810.00	LIABILITY INS-DIVERSION	V00102	General & Admin. WIK
Insurance / General Liability				\$11,810.00			
790-7910-429.54-40	10/26/2023	331458	FORUM COMMUNICATIONS	\$1,750.00	DIVERSION ADS	V11501	MARKETING SERVICES
Advertising / Other Advertising				\$1,750.00			

Summary Of Expenses
EXP-2023-10

Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
790-7915-429.33-05	10/19/2023	331210	AECOM	\$6,707.00	CULTURAL RESOURCES INVEST	V01004	SEAI CULTURAL RES INVEST
	10/19/2023	331275	HOUSTON-MOORE GROUP L	\$214,220.21	PROJECT MGMT	V01633	DESIGN & CONST. SUPPORT
	10/19/2023	331275	HOUSTON-MOORE GROUP L	\$110,567.95	PROJECT MGMT	V01634	H&H MITIG. & PERMIT SUPPO
	10/26/2023	331421	MOORE ENGINEERING INC	\$335.00	MOORE ENGINEERING INC	V01201	Cass Joint Water ROE
Other Services / Engineering Services				\$331,830.16			
790-7920-429.33-05	10/19/2023	331275	HOUSTON-MOORE GROUP L	\$30,125.50	PROJECT MGMT	V01634	H&H MITIG. & PERMIT SUPPO
	10/19/2023	331275	HOUSTON-MOORE GROUP L	\$51,942.19	PROJECT MGMT	V01633	DESIGN & CONST. SUPPORT
Other Services / Engineering Services				\$82,067.69			
790-7920-429.33-79	10/19/2023	331234	CH2M Hill Engineers Inc	\$664,787.45	P3 SUPPORT SERVICES	V00212	P3 PROCUREMENT SUPPORT
	10/19/2023	331234	CH2M Hill Engineers Inc	\$497,682.40	PROGRAM MGMT & SERVICES	V00211	CH2M HILL-6/2019-12/2021
	10/19/2023	331326	MOORE ENGINEERING INC	\$1,205.43	REIMB MOORE ENGINEERING	V02421	OXBOW MOU-MOORE PROJ MG
	10/19/2023	331326	MOORE ENGINEERING INC	\$990.43	REIMB-MOORE ENGINEERING	V02421	OXBOW MOU-MOORE PROJ MG
	10/26/2023	331510	MOORE ENGINEERING INC	\$967.50	REIMB MOORE ENGINEERING	V02421	OXBOW MOU-MOORE PROJ MG
Other Services / Construction Management				\$1,165,633.21			
790-7930-429.33-05	10/19/2023	331275	HOUSTON-MOORE GROUP L	\$37,434.28	PROJECT MGMT	V01633	DESIGN & CONST. SUPPORT
	10/19/2023	331275	HOUSTON-MOORE GROUP L	\$9,932.35	PROJECT MGMT	V01634	H&H MITIG. & PERMIT SUPPO
	10/26/2023	331421	HDR Engineering, Inc.	\$33,843.52	HDR ENGINEERING INC	V01201	Cass Joint Water ROE
	10/26/2023	331421	Prosource Technologies, Inc	\$18,255.00	PROSOURCE TECHNOLOGIES	V01201	Cass Joint Water ROE
	10/26/2023	331421	SRF Consulting Group	\$44,404.75	SRF CONSULTING GROUP	V01201	Cass Joint Water ROE
	10/26/2023	331421	ULTEIG ENGINEERS INC	\$12,744.50	ULTEIG ENGINEERS INC	V01201	Cass Joint Water ROE
Other Services / Engineering Services				\$156,614.40			
790-7930-429.33-25	10/26/2023	331421	Larkin Hoffman Attorneys	\$10,882.45	LARKIN HOFFMAN ATTORNEYS	V01201	Cass Joint Water ROE
	10/26/2023	331421	OHNSTAD TWICHELL PC	\$66,104.84	OHNSTAD TWICHELL, P.C.	V01201	Cass Joint Water ROE
	10/26/2023	331421	OHNSTAD TWICHELL PC	\$1,125.00	OHNSTAD TWICHELL, P.C.	V01203	Cass Joint Water OHB
Other Services / Legal Services				\$78,112.29			
790-7930-429.33-32	10/26/2023	331421	CROWN APPRAISALS	\$8,500.00	CROWN APPRAISALS INC	V01201	Cass Joint Water ROE
Other Services / Appraisal Services				\$8,500.00			

Summary Of Expenses
EXP-2023-10

Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
790-7930-429.33-79	10/19/2023	331234	CH2M Hill Engineers Inc	\$30,367.02	PROPERTY ACQUISITION	V00210	CH2M HILL-LAND ACQUISITON
Other Services / Construction Management				\$30,367.02			
790-7930-429.38-95	10/5/2023	330969	JT LAWN SERVICE LLC	\$22,256.00	MOWING & WEED CONTROL	V10401	MOWING/WEED CONTROL MGM
Other Services / Mowing Services				\$22,256.00			
790-7930-429.52-10	10/26/2023	331421	DAWSON INSURANCE AGEN	\$16,022.57	MARSH MCLENNAN AGENCY	V01701	ND LAND PURCH-OUT OF TOWN
Insurance / Property Insurance				\$16,022.57			
790-7930-429.52-70	10/19/2023	331374	Watts and Associates, Inc.	\$3,234.71	CROP INS PRODUCT DEVELOPE	V06901	CROP INSURANCE DEVELOPMN
Insurance / Crop Insurance				\$3,234.71			
790-7930-429.62-51	10/26/2023	331415	Cass County Electric Cooperativ	\$113.00	ACCT #1184422 - DIVERSION	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	Cass County Electric Cooperativ	\$166.58	CASS COUNTY ELECTRIC COOP	V01701	ND LAND PURCH-OUT OF TOWN
Energy / Electricity				\$279.58			

Summary Of Expenses
EXP-2023-10

Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
790-7930-429.67-12	10/26/2023	331421	0818N1 - LAWRENCE & SUSA	\$170,912.50	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1087N - RICHARD FARM ENT	\$596,074.50	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1093N - RICHARD FARM ENT	\$315,000.00	ND PETROLEUM EQUIPMENT	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1093N - RICHARD FARM ENT	\$596,074.50	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1095 - RICHARD FARM ENTE	\$596,074.50	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1098N - TERRY M & KRISTIE	\$138,558.40	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1112 - TERRY M & KRISTIE	\$5,000.00	JOESEPH & JOLENE SAUVAGEA	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1112 - TERRY M & KRISTIE	\$19,149.82	TERRY & KRISTI SAUVAGEAU	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1112 - TERRY M & KRISTIE	\$138,558.40	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1113 - TERRY M & KRISTIE	\$19,149.81	TERRY & KRISTI SAUVAGEAU	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1113 - TERRY M & KRISTIE	\$138,558.40	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1113 - TERRY M & KRISTIE	\$5,000.00	JOESEPH & JOLENE SAUVAGEA	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1915 - RICHARD 1	\$170,912.50	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1916 - RICHARD 1	\$170,912.50	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1917 - RICHARD 1	\$170,912.50	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1943 - RICHARD 1	\$170,912.50	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1945 - RICHARD 1	\$170,912.50	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	2014 - ODEGAARD 4	\$50,000.00	BRETT & HEIDI ODEGAARD	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	2014 - ODEGAARD 4	\$10,225.00	CRATE CONSTRUCTION SERVIC	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	5002 - RYAN C & JESSICA L	\$596,074.50	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	7240 - TERRY M & KRISTIE	\$138,558.40	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	7241 - TERRY M & KRISTIE	\$138,558.40	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
Relocation / Commercial Buildings				\$4,526,089.63			

Summary Of Expenses
EXP-2023-10

Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
790-7930-429.71-30	10/26/2023	331421	0818N1 - LAWRENCE & SUSA	\$341,903.42	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	0825 - SAUVAGEAU 1	\$750.00	GENE & BRENDA SAUVAGEAU	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1087 - RICHARD FARM ENTE	(\$122,766.67)	CLERK OF DISTRICT COURT	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1087N - RICHARD FARM ENT	\$2,379,942.77	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1093 - RICHARD FARM ENTE	(\$122,766.67)	CLERK OF DISTRICT COURT	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1093N - RICHARD FARM ENT	\$2,379,942.77	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1095 - RICHARD FARM ENTE	\$2,379,942.77	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1098N - TERRY M & KRISTIE	\$406,558.40	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1112 - TERRY M & KRISTIE	\$406,558.40	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1112 - TERRY M & KRISTIE	\$26,787.75	TERRY & KRISTI SAUVAGEAU	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1113 - TERRY M & KRISTIE	\$26,787.75	TERRY & KRISTI SAUVAGEAU	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1113 - TERRY M & KRISTIE	\$406,558.40	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1915 - RICHARD 1	\$341,903.42	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1916 - RICHARD 1	\$341,903.42	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1917 - RICHARD 1	\$341,903.42	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1943 - RICHARD 1	\$341,903.41	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1945 - RICHARD 1	\$341,903.41	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	5002 - RYAN C & JESSICA L	\$2,379,942.77	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	5002 - RYAN C & JESSICA L	(\$122,766.66)	CLERK OF DISTRICT COURT	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	7240 - TERRY M & KRISTIE	\$406,558.40	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	7241 - TERRY M & KRISTIE	\$406,558.40	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	9405 - NORDICK	\$1,000.00	LINDY REIERSON	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	9736N - CHARLES F COSTER	(\$389,550.00)	CLERK OF DISTRICT COURT	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	9737N - CHARLES F COSTER	(\$389,550.00)	CLERK OF DISTRICT COURT	V01701	ND LAND PURCH-OUT OF TOWN
	10/19/2023	ES10230	1127 - GORDON & ELIZABET	(\$361.71)	RECORD DIV DEP RETURNED	V01701	ND LAND PURCH-OUT OF TOWN
	10/23/2023	ES10230	0825 - SAUVAGEAU 1	(\$750.00)	REC DIVERSION DEP. RETURN	V01701	ND LAND PURCH-OUT OF TOWN
	10/23/2023	ES10230	9405 - NORDICK	(\$1,000.00)	REC DIVERSION DEP. RETURN	V01701	ND LAND PURCH-OUT OF TOWN
Land / Land Purchases				\$12,509,797.37			

Summary Of Expenses
EXP-2023-10

Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
790-7930-429.71-31	10/26/2023	331421	1447 - FALK, JAMES P & KAR	\$10,342.50	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	10/26/2023	331421	1517 - FALK, JAMES P & KAR	\$10,342.50	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
Land / Easements				\$20,685.00			
790-7930-429.73-20	10/26/2023	331529	Schmidt and Sons Inc.	\$81,110.37	PAY #6	V03805	WP50F-STRUCTURE MITIGATIO
Infrastructure / Site Improvements				\$81,110.37			
790-7930-429.73-70	10/26/2023	331529	Schmidt and Sons Inc.	\$11,747.10	PAY #6	V03805	WP50F-STRUCTURE MITIGATIO
Infrastructure / Utilities				\$11,747.10			
790-7931-429.73-20	10/26/2023	331529	Schmidt and Sons Inc.	\$1,000.00	PAY #6	V03805	WP50F-STRUCTURE MITIGATIO
Infrastructure / Site Improvements				\$1,000.00			
790-7940-429.38-73	10/26/2023	331470	City of Horace	\$211,238.00	INFRASTRUCTURE REQ #3	V11601	HORACE 3.01 MIT
Other Services / Economic Relief Fund				\$211,238.00			
790-7941-429.33-05	10/19/2023	331235	MOORE ENGINEERING INC	\$215.00	REIMB MOORE ENGINEERING	V10101	FLOOD CONTROL
	10/19/2023	331235	MOORE ENGINEERING INC	\$7,341.62	REIMB MOORE ENGINEERING	V10102	LAGOON
	10/26/2023	331425	MOORE ENGINEERING INC	\$4,533.75	REIMB MOORE ENGINEERING	V10102	LAGOON
Other Services / Engineering Services				\$12,090.37			
790-7950-429.33-05	10/19/2023	331275	HOUSTON-MOORE GROUP L	\$4,411.00	PROJECT MGMT	V01633	DESIGN & CONST. SUPPORT
	10/26/2023	331524	MOORE ENGINEERING INC	\$2,411.50	RUSH RIVER WRD #7 MEI	V08801	RUSH RIVER-DRAIN EXPENSE
Other Services / Engineering Services				\$6,822.50			
790-7950-429.41-05	10/5/2023	330920	Cass Rural Water	\$44.77	ACCT #18789 AUGUST BILL	V05006	DIVERSION INLET UTILITY
Utility Services / Water and Sewer				\$44.77			
790-7950-429.73-20	10/5/2023	331022	Schmidt and Sons Inc.	\$231,250.00	PAY #2 DIVERSION	V03807	AAB SITE - DELIVERING FILL
	11/2/2023	331573	BORDER STATES PAVING, I	\$137,586.75	PAY #1 DIVERSION	V12101	AAB SITE FILL LOCAL
Infrastructure / Site Improvements				\$368,836.75			
790-7950-429.73-52	10/10/2023	ES10230	Red River Valley Alliance LLC	\$3,000,000.00	RECORD WIRE PMT TO	V11401	P3 DEVELOPER PAYMENTS
Infrastructure / Flood Control				\$3,000,000.00			
790-7950-429.73-70	10/19/2023	331379	XCEL ENERGY-FARGO	\$46,600.00	4" GAS MAIN LOWERING	V07702	DRAIN 27 GAS MAIN LOWERNG
Infrastructure / Utilities				\$46,600.00			

Summary Of Expenses
EXP-2023-10

Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
790-7952-429.33-05	10/19/2023	331275	HOUSTON-MOORE GROUP L	\$7,684.68	PROJECT MGMT	V01633	DESIGN & CONST. SUPPORT
Other Services / Engineering Services				\$7,684.68			
790-7990-429.33-05	10/19/2023	331275	HOUSTON-MOORE GROUP L	\$82,827.68	PROJECT MGMT	V01633	DESIGN & CONST. SUPPORT
	10/26/2023	331406	BNSF RAILWAY CO	\$51,931.40	PRELIM ENGINEERING SERVIC	V11101	PRELIMINARY ENGINEERING
	10/26/2023	331421	MOORE ENGINEERING INC	\$5,341.25	MOORE ENGINEERING INC	V01201	Cass Joint Water ROE
Other Services / Engineering Services				\$140,100.33			
790-7990-429.33-25	11/5/2023	1070	OHNSTAD TWICHELL PC	\$36,687.90	Ohnstad Twichell PC	V00102	General & Admin. WIK
Other Services / Legal Services				\$36,687.90			
790-7990-429.33-47	10/26/2023	331517	Program Advisor Services, LLC	\$45,902.00	PROGRAM CONSULTING	V05801	CONSULTING SERVICES
Other Services / Consulting Services				\$45,902.00			
790-7990-429.34-57	10/25/2023	24988	BANK OF NORTH DAKOTA	\$16,974.00	BND TRUSTEE FEE 10/23	V08502	MONTHLY TRUSTEE FEE
Technical Services / FMDA Trustee Fees BND				\$16,974.00			
790-7990-520.80-20	10/10/2023	ES10230	BANK OF NORTH DAKOTA	\$40,793.81	REC SRF ADMIN FEE AND	VBILL	FM Div. Cost Recovery
Debt Service / Interest On Bonds				\$40,793.81			
790-7990-520.80-55	10/10/2023	ES10230	BANK OF NORTH DAKOTA	\$13,597.93	REC SRF ADMIN FEE AND	VBILL	FM Div. Cost Recovery
Debt Service / SRF Admin Fees				\$13,597.93			
790-7998-555.90-81	10/25/2023	ES10230	Diversion Admin Budget Transfe	\$0.00	ANNUAL ADMIN BDGT TRF-OCT	VADMIN	Diversion Administration
FMDA Admin. Budget Fund				\$0.00			
790 Subtotal				\$23,150,847.99			

Total Amount Invoiced this period: \$23,270,217.17

\$16,980.58 Less Paid Retainage

\$23,253,236.59 Total Less Paid Retainage

Data Through Date: Friday, October 27, 2023

Cumulative Vendor Payments Since Inception (Paid Only)

Vendor Name	Approved Contract/Invoiced Amount	Liquidated	Outstanding Encumbrance	Purpose
LAND PURCHASE	\$349,576,972.14	\$349,576,972.14	\$0.00	Land Purchase
CH2M HILL ENGINEERS INC	\$152,240,026.12	\$110,701,561.01	\$41,538,465.11	Project & Construction Management
HOUSTON-MOORE GROUP LLC	\$94,530,504.39	\$69,928,137.46	\$24,602,366.93	Engineering Services
INDUSTRIAL BUILDERS INC	\$62,229,823.22	\$62,105,016.55	\$124,806.67	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	\$20,742,137.20	\$20,742,137.20	\$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	\$16,788,773.69	\$16,788,773.69	\$0.00	FM1413 - Oakcreek and Copperfield Court Levee
ADVANCED ENGINEERING INC	\$14,379,176.00	\$11,133,963.21	\$3,245,212.79	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	\$7,635,540.44	\$7,629,901.69	\$5,638.75	Utility Relocation, Accounting Svcs, Interest on Deficit Funds
MOORE ENGINEERING INC	\$6,692,960.96	\$6,127,434.21	\$565,526.75	Engineering Services
ASHURST LLP	\$6,352,853.01	\$6,352,853.01	\$0.00	PPP Legal Counsel
SRF CONSULTING GROUP	\$6,065,866.44	\$2,875,251.03	\$3,190,615.41	Engineering Services
NUSTAR PIPELINE OPERATING PARTNERSHIP	\$5,876,280.98	\$5,859,431.86	\$16,849.12	Utility Relocation
CASS RURAL WATER	\$5,417,348.77	\$5,411,604.05	\$5,744.72	Utilities and Utility Relocation
ERNST & YOUNG	\$5,377,000.00	\$5,003,678.20	\$373,321.80	P3 Financial Advisory Services
BRAUN INTERTEC CORP	\$4,846,833.00	\$1,527,993.02	\$3,318,839.98	Materials Testing
HOUSTON ENGINEERING INC	\$4,823,537.17	\$4,823,537.17	\$0.00	Engineering Services
PROSOURCE TECHNOLOGIES, INC	\$4,298,291.71	\$3,200,640.26	\$1,097,651.45	Land Acquisition Services

Data Through Date: Friday, October 27, 2023

Cumulative Vendor Payments Since Inception (Paid Only)

Vendor Name	Approved Contract/Invoiced Amount	Liquidated	Outstanding Encumbrance	Purpose
CASS COUNTY GOVERNMENT	\$3,729,455.34	\$3,729,455.34	\$0.00	Gravel on County Rd 17 Bypass
RED RIVER VALLEY ALLIANCE LLC	\$3,695,113.30	\$3,695,113.30	\$0.00	P3 Developer payments
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
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.	\$2,670,080.50	\$2,432,275.23	\$237,805.27	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	\$2,570,792.69	\$1,784,763.49	\$786,029.20	Electrical Services
HDR ENGINEERING, INC.	\$2,478,606.52	\$1,807,969.46	\$670,637.06	Engineering Services
CROWN APPRAISALS	\$2,433,230.00	\$2,025,530.00	\$407,700.00	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
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	\$1,882,692.22	\$123,590.65	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
BNSF RAILWAY CO	\$1,649,356.40	\$1,612,517.82	\$36,838.58	Permits for In-Town Levee Projects
CASS COUNTY JOINT WATER RESOURCE DI	\$1,618,808.28	\$1,618,808.28	\$0.00	O/H/B Ring Levee, DPAC, Postage, Miscellaneous
ULTEIG ENGINEERS INC	\$1,611,901.59	\$1,458,401.59	\$153,500.00	Land Acquisition Services
REINER CONTRACTING INC	\$1,599,646.21	\$1,599,646.21	\$0.00	El Zagal Flood Risk Management
AECOM	\$1,401,419.14	\$957,060.97	\$444,358.17	Cultural Resources Investigations
CASS COUNTY TREASURER	\$1,366,146.82	\$1,366,146.82	\$0.00	Property Taxes
UNITED STATES GEOLOGICAL SURVEY	\$1,332,840.00	\$411,210.00	\$921,630.00	Water Level Discharge Collection & Stage Gage Installation

Data Through Date: Friday, October 27, 2023

Cumulative Vendor Payments Since Inception (Paid Only)

Vendor Name	Approved Contract/Invoiced Amount	Liquidated	Outstanding Encumbrance	Purpose
AON RISK SERVICES CENTRAL INC	\$1,328,940.33	\$1,250,003.83	\$78,936.50	Risk Advisory Services P3 Pre-Award
XCEL ENERGY-FARGO	\$1,258,890.89	\$1,258,890.89	\$0.00	Utility Relocation
US BANK	\$1,205,546.13	\$1,205,546.13	\$0.00	Loan Advance Debt Service Payments
CONSOLIDATED COMMUNICATIONS	\$1,079,247.97	\$1,079,247.97	\$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
CITY OF HORACE	\$913,078.00	\$913,078.00	\$0.00	Infrastructure Fund
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	\$780,582.78	\$780,582.78	\$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
ERIK R JOHNSON & ASSOCIATES	\$686,572.23	\$686,572.23	\$0.00	Legal Services
PATCHIN MESSNER VALUATION COUNSELORS	\$644,212.50	\$483,446.25	\$160,766.25	Property Appraisal Services
METROPOLITAN COUNCIL OF GOVERNMENTS	\$637,390.01	\$637,390.01	\$0.00	Digital Aerial Photography
NEON LOON COMMUNICATIONS, LLC	\$635,958.00	\$277,946.87	\$358,011.13	Communications Support
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
BANK OF NORTH DAKOTA	\$548,858.83	\$548,858.83	\$0.00	Legal review fees
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
BORDER STATES PAVING, INC	\$502,448.91	\$146,785.66	\$355,663.25	Street repairs
RED RIVER BASIN COMMISSION	\$501,000.00	\$501,000.00	\$0.00	Retention Projects - Engineering Services

Data Through Date: Friday, October 27, 2023

Cumulative Vendor Payments Since Inception (Paid Only)

Vendor Name	Approved Contract/Invoiced Amount	Liquidated	Outstanding Encumbrance	Purpose
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
RED RIVER VALLEY COOPERATIVE ASSOC	\$450,614.99	\$450,614.99	\$0.00	Electricity - Home Buyouts
ROBERT TRENT JONES	\$440,431.73	\$440,431.73	\$0.00	Oxbow MOU - Golf Course Consulting Agreement
CLAY COUNTY AUDITOR	\$426,760.03	\$426,760.03	\$0.00	Property Taxes - MN
C THREE MEDIA, LLC	\$394,063.70	\$276,745.42	\$117,318.28	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	\$309,091.42	\$40,908.58	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	\$320,750.00	\$260,725.00	\$60,025.00	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
RICK ELECTRIC INC	\$293,829.50	\$293,829.50	\$0.00	Riverwood Flood Risk Project - Electrical
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	\$248,913.75	\$243,663.75	\$5,250.00	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
DAWSON INSURANCE AGENCY	\$228,523.29	\$228,523.29	\$0.00	Property Insurance - Home Buyouts

Data Through Date: Friday, October 27, 2023

Cumulative Vendor Payments Since Inception (Paid Only)

Vendor Name	Approved Contract/Invoiced Amount	Liquidated	Outstanding Encumbrance	Purpose
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
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	\$83,046.10	\$106,919.15	Communications Support
SERKLAND LAW FIRM	\$189,803.71	\$189,803.71	\$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	\$148,229.32	\$8,000.00	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	\$114,060.00	\$24,916.44	Mowing and weed control
EIDE BAILLY LLP	\$131,643.25	\$104,420.75	\$27,222.50	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
JORGE PAGAN	\$109,500.00	\$109,500.00	\$0.00	Appraisal services

Data Through Date: Friday, October 27, 2023

Cumulative Vendor Payments Since Inception (Paid Only)

Vendor Name	Approved Contract/Invoiced Amount	Liquidated	Outstanding Encumbrance	Purpose
MAPLETON TOWNSHIP	\$108,030.00	\$108,030.00	\$0.00	Lost tax revenue and attorney fees
TINJUM APPRAISAL COMPANY, INC.	\$106,000.00	\$106,000.00	\$0.00	Property Appraisal Services
DAVID CLARDY	\$105,215.05	\$105,215.05	\$0.00	Home buyouts - easement

138 Vendors

Report Totals:

\$1,086,394,343.33

\$1,001,190,686.06

\$85,203,657.27

METRO FLOOD DIVERSION AUTHORITY

Monday, November 6, 2023

Data Through Date: Friday, October 27, 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	207	100%	1	\$99,046,102
ENV	1	0	0	0%	1	\$0
HC	229	23	206	100%	0	\$3,559,111
LAP01	132	132	0	100%	0	\$8,026,504
LAP02	102	101	1	100%	0	\$13,564,816
LAP03	85	85	0	100%	0	\$22,753,167
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	446	370	35	91%	41	\$79,148,974
DRAIN 27	39	39	0	100%	0	\$20,565,082
HC	40	5	35	100%	0	\$458,806
LEGACY	97	97	0	100%	0	\$20,419,331
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	\$3,914,646
SE-2B	74	65	0	88%	9	\$10,050,463
SE-3	9	9	0	100%	0	\$0
SE-4	43	26	0	60%	17	\$3,593,079
SE-5	20	8	0	40%	12	\$1,750
SE-INLET	9	9	0	100%	0	\$2,952,107
SE-RRCS	37	37	0	100%	0	\$6,305,062
SE-WRCS	10	10	0	100%	0	\$0
UMA	2	0	0	0%	2	\$500

METRO FLOOD DIVERSION AUTHORITY

Monday, November 6, 2023

Data Through Date: Friday, October 27, 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	263	352	60%	409	\$75,170,058
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	254	0	44%	317	\$73,881,685
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	148	1	147	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	20	20	0	100%	0	\$6,452,831
WP43D5	5	5	0	100%	0	\$1,175,055
WP43G	9	9	0	100%	0	\$87,915
Totals	3,102	1,522	893	78%	687	\$372,175,519

FM Metropolitan Area Flood Risk Management Project
Lands Expense - Life To Date
As of October 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		7,604,598.67	-	595,320.88	-	8,199,919.55
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		298,615,161.80	-	5,109,571.44	(16,600,328.67)	159,958,575.49

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

Property Address	Purchase Date	Purchase Price	Earnest Deposit	Relocation Assistance	Sale Proceeds	Total
Land Purchases		165,416,161.41	-	2,563,701.41	(8,048,287.33)	159,958,575.49
Auditor's Lot 1 of the Southwest Quarter (SW1/4) in Section 8, Township 137 North of Range 49 West, of the Fifth Principal Meridian, said tract is also described as follows: Beginning at the Southwest section corner of said Section 8; thence North 0°00'00" East on the west section line of said Section 8 for a distance of 152.50 feet; thence South 89°56'56" East, parallel with the south section line of said Section 8 for a distance of 720 feet; thence South 00°00'00" East, parallel with West section line of said Section 8 for a distance of 152.50 feet; to the South section line of said Section 8; thence North 89°56'56" West on the south section line of said Section 8 for a distance of 720 feet to the point of beginning.	6/29/2023	153,390.50				
N1/2 SE1/4 Sec 29 137N 48W, Holy Cross Twp, Clay County, MN	8/3/2023	372,653.83				
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	4,045,125.04				
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	2,203,072.86				
The W1/2SW1/4 of Section 33, Township 138 North, Range 49 West of the Fifth Principle Meridian, Cass County, North Dakota	10/26/2023	53,576.00				
Part of NE1/4 SE1/4 24-136-49 Richland County	10/26/2023	20,685.00				
		<u>363,381,935.91</u>	-	39,880,699.23	(16,978,036.54)	<u>386,284,598.60</u>
				Property Management Expense		5,697,240.83
				Grand Total	\$	<u>391,981,839.43</u>

**FM Metropolitan Area Flood Risk Management Project
In-Town Levee Work
as of October 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 10/31/2023

Total Authorized \$ 435,500,000.00

Current Allocation \$ 435,500,000.00 Second Tranche requested and received Nov. 7. 2023

Available funds remaining \$ 358,772,461.04

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 10/31/2023

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	\$ 2,539,289.51	03-Apr-23
4	11-Feb through 30-Apr. 2023	\$ 1,571,027.21	25-Jul-23
5	11-July through 28-Sept. 2023	\$ 2,052,271.94	24-Oct-23
Total		\$ 9,560,274.23	

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 November 2023

Vendor	Description		
Cass County Joint Water Resource District	Diversion bills – Request #114 CCJWRD	\$	1,645,949.07
Clay County	Diversion bills – Request #35 MCCJPA	\$	933,165.96
City of Horace	Reimburse water improvement projects	\$	211,238.00
Ohnstad Twichell, P.C.	Legal services rendered through October 21, 2023	\$	183,440.97
Cass County	Reimburse misc expenses from Diversion Authority office	\$	13,921.11
Marsh & McLennan Agency	Diversion Authority general liability insurance premium	\$	11,810.00
Rush River Water Resource District	Reimburse engineering services related to MOU	\$	4,715.00
Total Bills Received through November 8, 2023		\$	<u>3,004,240.11</u>



Cass County
Joint Water
Resource
District

SENT VIA EMAIL

November 6, 2023

Rodger Olson
Chairman
Leonard, North Dakota

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

Ken Lougheed
Manager
Gardner, North Dakota

Greetings:

Keith Weston
Manager
Fargo, North Dakota

RE: Metro Flood Diversion Project
Oxbow-Hickson-Bakke Ring Levee Project

Jacob Gust
Manager
Fargo, North Dakota

Enclosed please find copies of bills totaling \$1,645,949.07 regarding the above referenced projects. The breakdown is as follows:

Rick Steen
Manager
Fargo, North Dakota

Metro Flood Diversion	\$1,645,564.07
Oxbow-Hickson-Bakke Ring Levee	385.00

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

1201 Main Avenue West
West Fargo, ND 58078-1301

Enclosures

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

METRO FLOOD DIVERSION RIGHT OF ENTRY/LAND ACQUISITION COST SHARE INVOICES							11/2/2023
Invoice Paid	Invoice Date	Invoice No.	Project No.	Amount	Vendor	Description	
				81.84	Cass County Joint WRD	Flowage Easement letters postage	
				44.82	Cass County Joint WRD	Diversion related postage	
				17.25	Cass County Joint WRD	Diversion related copies	
10/27/2023				-839,465.00	The Title Company	Sale proceeds OIN 945N, 9741, 9756-9760 and 698	
10/31/2023				-161,630.00	The Title Company	sale proceeds OIN 9286 and 9743	
10/13/2023	10/9/2023	191567	130007	26,059.42	Ohnstad Twichell, P.C.	Legal-Diversion Right of Way Acquisition	
10/13/2023	10/9/2023	191569	160007	1,462.50	Ohnstad Twichell, P.C.	Legal-Diversion Authority Agreement-Drains	
10/13/2023	10/9/2023	191570	160007	238.00	Ohnstad Twichell, P.C.	Legal-Channel Phase I	
10/13/2023	10/9/2023	191571	160007	1,089.50	Ohnstad Twichell, P.C.	Legal-Channel Phase II	
10/13/2023	10/9/2023	191572	160007	2,322.50	Ohnstad Twichell, P.C.	Legal Channel Phase III	
10/13/2023	10/9/2023	191573	170007	60,422.61	Ohnstad Twichell, P.C.	Legal-Upstream Mitigation Area	
10/13/2023	10/9/2023	191574	187007	4,139.00	Ohnstad Twichell, P.C.	Legal-Diversion - Southern Embankment	
10/13/2023	10/9/2023	191575	197007	154.00	Ohnstad Twichell, P.C.	Legal-Western Tie Back	
10/13/2023	10/9/2023	191576	207007	3,735.00	Ohnstad Twichell, P.C.	Legal-Wetland Mitigation Drain 27	
10/13/2023	10/9/2023	191577	237007	472.50	Ohnstad Twichell, P.C.	Legal-FM Diversion MLGC Dispute	
10/13/2023	10/3/2023	353339	19706	1,600.00	Moore Engineering, Inc.	Engineering - MOU	
10/13/2023	10/3/2023	35340	19706	1,700.00	Moore Engineering, Inc.	Engineering - Task 2-P3 Legal Drain Inlet Technical Reviews	
10/13/2023	9/30/2023	13783.00-41		36,660.39	SRF Consulting Group, Inc.	Project mgmt, ROW Services and relocation services	
10/13/2023	9/19/2023	ARIV1018244	R12.00049	14,771.50	Ulteig Engineers, Inc.	TO 2 Project mgmt and ROW Services	
10/13/2023	8/31/2023	2102R	3283-00	22,053.07	ProSource Technologies, LLC	TO 2 Project mgmt and ROW Services	
10/13/2023	9/1/2023	4956		20,500.00	Crown Appraisals, Inc.	Task Order 6, Amendment 3 - flowage easement reports	
10/13/2023	9/29/2023	4969		9,000.00	Crown Appraisals, Inc.	Task Order 7, Amendment 0 - flowage easement reports	
10/13/2023	9/29/2023	4970		26,000.00	Crown Appraisals, Inc.	Task Order 6, Amendment 3 - flowage easement reports	
10/13/2023	10/13/2023			1,146,103.00	The Title Company	Richard Flowage Easement	
10/13/2023	10/13/2023			15,115.00	The Title Company	KLC Holdings Temporary Easement	
10/13/2023	10/3/2023			29,995.93	Brett and Heidi Odegaard	relocation reimbursement OIN 2014	
10/13/2023	10/6/2023			21,844.00	Kelly and Debra Perhus	Final Order ED	
10/13/2023	10/2/2023	19786		978.00	All American Plumbing and Heating Inc	Winterize OIN 9405 and 1113	
10/13/2023	10/3/2023	19798		231.00	All American Plumbing and Heating Inc	HVAC service for OIN 1113	
10/13/2023	10/3/2023	19799		181.00	All American Plumbing and Heating Inc	HVAC service for OIN 9405	
10/13/2023	9/29/2023	298683		132.99	Curt's Lock and Key Service	service to OIN 1963	
10/13/2023	9/28/2023	264407		50.00	The Title Company	Draw fee on OIN 2014	
10/27/2023	10/10/2023	191583	187007	42.00	Ohnstad Twichell, P.C.	Bio/Geo Easements	
10/27/2023	10/10/2023	191584	207007	4,710.00	Ohnstad Twichell, P.C.	Gust (OIN 952) QTED	
10/27/2023	10/10/2023	191585	207007	154.50	Ohnstad Twichell, P.C.	Loberg (OIN 716) QTED	
10/27/2023	10/10/2023	191586	207007	850.50	Ohnstad Twichell, P.C.	Brandt RLT (OIN 9348) QTED	
10/27/2023	10/10/2023	191587	207007	5,100.50	Ohnstad Twichell, P.C.	Wanzek Estate (OIN 8672-8675/9747) QTED	
10/27/2023	10/10/2023	191588	207007	6,650.50	Ohnstad Twichell, P.C.	Libbrecht (OIN 698/9756-9759) QTED	
10/27/2023	10/10/2023	191589	207007	1,795.50	Ohnstad Twichell, P.C.	Brodshaug RLT (OIN 5008/1930/1932/1940-1941/8517-8518) QT	
10/27/2023	10/10/2023	191590	217007	8,733.00	Ohnstad Twichell, P.C.	Coster RET (OIN 9736-9737) QTED	
10/27/2023	10/10/2023	191591	217007	4,592.50	Ohnstad Twichell, P.C.	Richard Farm (OIN 1087/1093/1095/5002) QTED	
10/27/2023	10/10/2023	191592	227007	7,289.88	Ohnstad Twichell, P.C.	Ricker (OIN 872-875) ED	
10/27/2023	10/10/2023	191593	227007	1,953.00	Ohnstad Twichell, P.C.	Varriano (OIN 1130) ED	
10/27/2023	10/10/2023	191594	227007	8,594.51	Ohnstad Twichell, P.C.	Anderson (OIN 1896/2052) ED	
10/27/2023	10/10/2023	191595	227007	3,402.00	Ohnstad Twichell, P.C.	Brakke (OIN 1964) ED	
10/27/2023	10/10/2023	191596	227007	1,165.50	Ohnstad Twichell, P.C.	MKRM Trust (OIN 1997) ED	
10/27/2023	10/10/2023	191597	227007	16,264.50	Ohnstad Twichell, P.C.	Askegaard (OIN 2051) ED	
10/27/2023	10/10/2023	191598	227007	769.75	Ohnstad Twichell, P.C.	Cossette (OIN 2361) ED	
10/27/2023	10/10/2023	191599	227007	609.00	Ohnstad Twichell, P.C.	Emden Partners (OIN 836/232/5613) ED	
10/27/2023	10/10/2023	191600	227007	1,774.50	Ohnstad Twichell, P.C.	Brakke (OIN 845) ED	
10/27/2023	10/10/2023	191601	227007	517.00	Ohnstad Twichell, P.C.	Storvick (OIN 860/2005) ED	
10/27/2023	10/10/2023	191602	227007	420.00	Ohnstad Twichell, P.C.	Brakke Family (OIN 1938/1977-1978) ED	
10/27/2023	10/10/2023	191603	227007	2,698.50	Ohnstad Twichell, P.C.	Cossette (OIN 1946) ED	
10/27/2023	10/10/2023	191604	227007	322.00	Ohnstad Twichell, P.C.	Hamilton (OIN 1949/1956/5036) ED	
10/27/2023	10/10/2023	191605	227007	1,239.00	Ohnstad Twichell, P.C.	Askegaard (OIN 1950/1963/1966) ED	
10/27/2023	10/10/2023	191606	227007	927.50	Ohnstad Twichell, P.C.	Brakke (OIN 1974/1976) ED	
10/27/2023	10/10/2023	191607	227007	1,242.50	Ohnstad Twichell, P.C.	Hertsgaard Family LLLP (OIN 2042) ED	
10/27/2023	10/10/2023	191608	227007	1,539.17	Ohnstad Twichell, P.C.	Braaten (OIN 5032) ED	
10/27/2023	10/10/2023	191609	237007	1,932.00	Ohnstad Twichell, P.C.	Erickson (OIN 2025) ED	
10/27/2023	10/10/2023	191610	237007	94.50	Ohnstad Twichell, P.C.	Eleanor Brandt Trust (OIN 1922/1927) ED	
10/27/2023	10/10/2023	191611	237007	1,207.50	Ohnstad Twichell, P.C.	Norberg (OIN 5023) ED	
10/27/2023	10/10/2023	191612	237007	2,562.00	Ohnstad Twichell, P.C.	Trotter (OIN 1958) ED	
10/27/2023	10/10/2023	191613	237007	1,102.50	Ohnstad Twichell, P.C.	Hanson (OIN 1898) ED	
10/27/2023	10/10/2023	191614	237007	1,234.02	Ohnstad Twichell, P.C.	Evert (OIN 1895/1991) ED	

Invoice Paid	Invoice Date	Invoice No.	Project No.	Amount	Vendor	Description
10/27/2023	10/10/2023	191615	237007	1,113.80	Ohnstad Twichell, P.C.	Loffelmacher (OIN 831) ED
10/27/2023	10/10/2023	191616	237007	1,396.50	Ohnstad Twichell, P.C.	JRD Campbell Family Investment LLP (OIN 9404) ED
10/27/2023	10/10/2023	191617	237007	1,071.00	Ohnstad Twichell, P.C.	KLF LLP (OIN 9347) ED
10/27/2023	10/10/2023	191618	237007	357.00	Ohnstad Twichell, P.C.	Cossette/Aarestad (OIN 1075) ED
10/27/2023	10/10/2023	191619	237007	1,858.50	Ohnstad Twichell, P.C.	Bellemare (OIN 1080-1081) ED
10/27/2023	10/10/2023	191620	237007	504.00	Ohnstad Twichell, P.C.	KLC Holdings LLC (OIN 7225) ED
10/27/2023	10/10/2023	191621	237007	448.50	Ohnstad Twichell, P.C.	Christenson (OIN 7002) ED
10/27/2023	10/10/2023	191622	237007	1,165.50	Ohnstad Twichell, P.C.	Ihle (OIN 1959) ED
10/27/2023	10/10/2023	191623	237007	9,489.00	Ohnstad Twichell, P.C.	Richard Farm Enterprises (OIN 1095) ED
10/27/2023	10/10/2023	191624	237007	1,039.50	Ohnstad Twichell, P.C.	Johnson (OIN 9423) ED
10/27/2023	10/10/2023	191625	237007	1,354.50	Ohnstad Twichell, P.C.	Brakken (OIN 1173N) ED
10/27/2023	10/10/2023	191626	237007	2,365.00	Ohnstad Twichell, P.C.	Cossette (OIN 1947-1948) ED
10/27/2023	10/10/2023	191627	237007	751.50	Ohnstad Twichell, P.C.	Mathison (OIN 1891) ED
10/27/2023	10/10/2023	191628	237007	993.00	Ohnstad Twichell, P.C.	Redlin (OIN 2002) ED
10/27/2023	10/10/2023	191629	237007	1,360.50	Ohnstad Twichell, P.C.	Duchscherer (OIN 9416/1885) ED
10/27/2023	10/10/2023	191630	237007	2,864.39	Ohnstad Twichell, P.C.	BJM Land (OIN 9993/9994) ED
10/27/2023	10/10/2023	191631	237007	845.50	Ohnstad Twichell, P.C.	Hanson (OIN 8920) ED
10/27/2023	10/10/2023	191632	237007	888.00	Ohnstad Twichell, P.C.	Johnson (OIN 2039/2041) ED
10/27/2023	10/10/2023	191633	237007	4,899.00	Ohnstad Twichell, P.C.	2023 Consolidated ED Actions
10/27/2023	10/6/2023	828117	38810.00013	521.10	Larkin Hoffman Attorneys	Legal-Berg Flowage Easement
10/27/2023	10/6/2023	828118	38810.00014	867.80	Larkin Hoffman Attorneys	Legal-Brungard/Nelson Flowage Easement
10/27/2023	10/6/2023	828129	38810.00029	503.88	Larkin Hoffman Attorneys	Legal-Christianson Flowage Easement
10/27/2023	10/6/2023	828113	38810.00007	711.00	Larkin Hoffman Attorneys	Legal-CCJT v Daniel Flaten
10/27/2023	10/6/2023	828114	38810.0001	197.50	Larkin Hoffman Attorneys	Legal-CCJT v Derek Flaten
10/27/2023	10/6/2023	828130	38810.0003	494.10	Larkin Hoffman Attorneys	Legal-HAJ Johnson Farm Prop Flowage Easement
10/27/2023	10/6/2023	828116	38810.00012	2,804.50	Larkin Hoffman Attorneys	Legal-Hanson Flowage Easement
10/27/2023	10/6/2023	828120	38810.00016	461.70	Larkin Hoffman Attorneys	Legal-Israelson, Gary and Nancy Flowage Easement
10/27/2023	10/6/2023	828119	38810.00015	718.20	Larkin Hoffman Attorneys	Legal-Israelson Land Partnership Flowage Easement
10/27/2023	10/6/2023	828121	38810.00017	474.00	Larkin Hoffman Attorneys	Legal-Johnson, Larry & Jane Flowage Easement
10/27/2023	10/6/2023	828122	38810.00018	318.60	Larkin Hoffman Attorneys	Legal-Kalinowski, Mathew and Stephanie Flowage Easement
10/27/2023	10/6/2023	828123	38810.00019	553.00	Larkin Hoffman Attorneys	Legal-Klein Flowage Easement
10/27/2023	10/6/2023	828125	38810.00023	248.40	Larkin Hoffman Attorneys	Legal-Nelson Flowage Easement
10/27/2023	10/6/2023	828124	38810.00022	1,769.25	Larkin Hoffman Attorneys	Legal-Nelson Trusts Flowage Easement
10/27/2023	10/6/2023	828126	38810.00024	1,946.70	Larkin Hoffman Attorneys	Legal-Ness Family Trust Flowage Easement
10/27/2023	10/6/2023	828127	38810.00025	264.60	Larkin Hoffman Attorneys	Legal-Olson Leif and Danelle Flowage Easement
10/27/2023	10/6/2023	828115	38810.00011	6,341.90	Larkin Hoffman Attorneys	Legal-Kelley and Debra Perhus (OIN 5014/5015)
10/27/2023	10/6/2023	828112	38810.00004	4,700.50	Larkin Hoffman Attorneys	Legal-Richland/Cass Cos/apps for Permit to Enter Land
10/27/2023	10/6/2023	828111	38810.00001	79.00	Larkin Hoffman Attorneys	Legal-Acquisition of Property from Terry and Kristi Sauvageau
10/27/2023	10/6/2023	828128	38810.00027	1,131.75	Larkin Hoffman Attorneys	Legal-Speten Flowage Easement
10/27/2023	10/11/2023	1200562168		20,672.86	HDR Engineering Inc	TO 1 Property Acquisition Services
10/27/2023	10/12/2023	ARIV1019304	R12.00049	5,461.50	Ulteig Engineers, Inc.	Project mgmt and ROW services
10/27/2023	9/30/2023	2241	3283-00	11,348.95	ProSource Technologies, LLC	Proj mgmt, acquisition and relocation services
10/27/2023	10/27/2023			1,009,801.95	The Title Company	Ulstad Property purchase
10/27/2023	10/5/2023	19802		438.00	All American Plumbing and Heating Inc	Winterize OIN 825
10/27/2023	10/13/2023	1135809		51.94	Cass County Electric Cooperative	Service to 4608 124 AV S
10/27/2023	10/13/2023	1132078		127.93	Cass County Electric Cooperative	Service to 4701 124 Av S
10/27/2023	10/13/2023	1129748		73.49	Cass County Electric Cooperative	Service to 4848 Co RD 81 S
10/27/2023	10/13/2023	1132241		52.20	Cass County Electric Cooperative	Service to 5251 174 1/2 AV SE
10/27/2023	10/13/2023	1135309		33.29	Cass County Electric Cooperative	Service to 5331 Hwy 81 S
10/27/2023	10/13/2023	1125474		28.83	Cass County Electric Cooperative	Service to 12004 57 ST S
10/27/2023	10/13/2023	1126250		51.31	Cass County Electric Cooperative	Service to 17025 50 ST SE
			Total	1,645,564.07		

OXBOW-HICKSON-BAKKE RING LEVEE INVOICES

Invoice Paid	Invoice Date	Invoice No.	Purchase Order No.	Project No.	Amount	Vendor	Description
10/13/2023	10/9/2023	191568		140007	385.00	Ohnstad Twichell, P.C.	Legal services
				Total	385.00		
				Grand Total	1,645,949.07		



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

November 6, 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	\$933,165.96
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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

Vendor	Invoice Date	Invoice Description	Invoice Amount	Invoice #	Date Approved	Date Paid	Check #	Reimb Request
Red River Valley Coop	10/3/23	svc 13689 3rd st s	\$51.94		10/16/23	10/25/23	562734	11/6/2023
ProSource Technologies	9/30/23	prof svc thru 9/30/23	\$21,270.64	2242	10/15/23	10/25/23	562731	11/6/2023
Barnesville Record Review	9/18/23	JPA mtg 9/18/23	\$36.00	9296	10/20/23	10/25/23	562704	11/6/2023
The Title Co	10/27/23	closing oin 1633 amble	\$210,709.34			10/26/23	906991	11/6/2023
The Title Co	10/27/23	closing oin 1274,1288,1290,1837,18	\$701,098.04			10/26/23	906992	11/6/2023

\$933,165.96



September 19, 2023

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

RE: DWSRF Project No. 0900488-02
Water Improvement District 2020-6
DWSRF Project No. 0900488-16-01
Horace Proper Water System Replacement
W20-00-100
&
Water Improvement District 2020-7 DWSRF Project
No. 0900488 Connection to Cass Rural Water
District
Horace, North Dakota
W20-00-101

Dear Joel:

Attached is the combined MFDA Request for Payment No. 3 in the amount of \$211,238.00 for the above referenced projects. This request is for the Metro Flood Diversion Authority to reimburse the City of Horace for the outstanding balance of local cost share on the projects. These projects are being funded via ND Department of Water Resources (formerly State Water Commission) Cost Share with a local cost share match. The local cost share has previously been reimbursed via a SRF loan totaling \$1,310,589.00 to date and Metro Flood Diversion funds totaling \$701,840.00 to date.

The attached SFN 7804 shows the requested SRF and MFDA amounts for the local share on each project and the combined total request amount. Accompanying this payment request is a list of each invoice and the breakdown of the separate funding sources for each individual project.

Below is a summary of the project expenses and the anticipated funding breakdowns for each project.



Water ID 2020-6

Project Expense Receipts					Funding Breakdown			Notes
Invoice Name	Vendor	Invoice Date	Cost Classification	Invoice Amount	SWC Cost Share	Remaining Local Share	MFDA Request Amount	
P.E. No. 12	KPH, Inc.	6/5/2023	Construction and Project Improvement Cost	\$ 362,559.77	\$ 217,535.86	\$ 145,023.91	\$ 145,023.91	
P.E. No. 13	KPH, Inc.	7/13/2023	Construction and Project Improvement Cost	\$ 70,893.95	\$ 42,536.37	\$ 28,357.58	\$ 28,357.58	
51728	Interstate Engineering, Inc.	8/30/2023	Project Inspection Fees	\$ 20,060.49	\$ 12,036.29	\$ 8,024.20	\$ 8,024.20	
46961	Interstate Engineering, Inc.	4/29/2022	Project Inspection Fees	\$ 23,685.74	\$ 14,211.44	\$ 9,474.30	\$ 9,474.30	
182551	Ohnstad Twichell	6/6/2022	Administrative Expenses	\$ 1,228.50		\$ 1,228.50	\$ 1,228.50	
183713	Ohnstad Twichell	8/4/2022	Administrative Expenses	\$ 225.50		\$ 225.50	\$ 225.50	
184205	Ohnstad Twichell	9/1/2022	Administrative Expenses	\$ 304.00		\$ 304.00	\$ 304.00	
186019	Ohnstad Twichell	12/12/2022	Administrative Expenses	\$ 102.50		\$ 102.50	\$ 102.50	
186554	Ohnstad Twichell	1/10/2023	Administrative Expenses	\$ 41.00		\$ 41.00	\$ 41.00	
186856	Ohnstad Twichell	1/31/2023	Administrative Expenses	\$ 193.00		\$ 193.00	\$ 193.00	
187794	Ohnstad Twichell	3/15/2023	Administrative Expenses	\$ 641.50		\$ 641.50	\$ 641.50	
						\$ -	\$ -	
						\$ -	\$ -	
						\$ -	\$ -	
						\$ -	\$ -	
TOTALS				\$ 479,935.95	\$ 286,319.96	\$ 193,615.99	\$ 193,615.99	
MFDA Request							\$ 193,616.00	

Water ID 2020-7

Project Expense Receipts					Funding Breakdown			Notes
Invoice Name	Vendor	Invoice Date	Cost Classification	Invoice Amount	SWC Cost Share	Remaining Local Share	MFDA Request Amount	
50416	Interstate Engineering, Inc.	5/4/2023	Project Inspection Fees	\$ 4,871.23	\$ 3,653.42	\$ 1,217.81	\$ 1,217.81	
P.E. No. 7	Key Contracting, Inc.	7/17/2023	Construction and Project Improvement Cost	\$ 34,579.70	\$ 25,934.78	\$ 8,644.92	\$ 8,644.92	
51729	Interstate Engineering, Inc.	8/30/2023	Project Inspection Fees	\$ 27,858.65	\$ 20,893.99	\$ 6,964.66	\$ 6,964.66	
178872	Ohnstad Twichell	11/2/2021	Administrative Expenses	\$ 259.00	\$ -	\$ 259.00	\$ 259.00	
180553	Ohnstad Twichell	2/7/2022	Administrative Expenses	\$ 48.60	\$ -	\$ 48.60	\$ 48.60	
187795	Ohnstad Twichell	3/15/2023	Administrative Expenses	\$ 487.50		\$ 487.50	\$ 487.50	
				\$ -	\$ -	\$ -	\$ -	
				\$ -	\$ -	\$ -	\$ -	
TOTALS				\$ -	\$ 50,482.19	\$ 17,622.49	\$ 17,622.49	
MFDA Request							\$ 17,622.00	

Also attached are documents which support this request except where documents are previously submitted.

If you have any questions or require additional information, please do not hesitate to contact me at (701) 532-0438.

Yours very truly,
 INTERSTATE ENGINEERING, INC.



Eric P. Larson, PE

EPL/epl

Attachments
 C: Brenton Holper



OHNSTAD TWICHELL, P.C.
Attorneys at Law

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

15-1395 JTS Invoice # 192079

Flood Diversion Board
 Bond Counsel Work - PPP

Date: November 3, 2023

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

PROFESSIONAL SERVICES RENDERED			
	Hours	Rate	Totals
JTS	129.1	\$387.00	\$49,961.70
CMM	18.8	\$387.00	\$7,275.60
LDA	6.1	\$387.00	\$2,360.70
KJS	111.0	\$387.00	\$42,957.00
TJL	1.3	\$387.00	\$503.10
LWC	5.2	\$387.00	\$2,012.40
JRS	7.8	\$330.00	\$2,574.00
KJM	67.8	\$320.00	\$21,696.00
DCP	13.0	\$340.00	\$4,420.00
SJH	5.5	\$265.00	\$1,457.50
TJF	19.9	\$240.00	\$4,776.00
AJR	55.3	\$215.00	\$11,889.50
CRD	1.7	\$195.00	\$331.50
TWS	0.9	\$200.00	\$180.00
MRH	1.5	\$195.00	\$292.50
LAH	0.4	\$195.00	\$78.00
Total Fees:	445.3		\$152,765.50
Monthly Credit Card Processing Fee			\$3,466.59
Westlaw			\$132.88
Prof Service Fees			\$12,076.00
Prof Service Fee Gwendolyn			\$15,000.00
Total Expenses:			\$30,675.47
Grand Total			\$183,440.97

	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

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 # 191315		Flood Diversion Board	Bond Counsel Work - PPP
FILE NUMBER	MATTER DESCRIPTION	INVOICE - TOTAL FEES	
151395-1	General Topics (Includes General Governance Questions, Notices, etc.)	\$55,106.30	
151395-4	Public Finance Issues	\$481.60	
151395-5	Consultant Contract Review/Development	\$4,888.90	
151395-9	Environmental Permitting Issues/NEPA		
151395-12	USACE Interface/Questions	\$1,614.50	
151395-13	Third Party Utility MOU's	\$26,601.90	
151395-23	PRAM	\$232.20	
151395-24	P3 Implementation	\$53,685.40	
151395-26	Appraisal Review	\$1,780.20	
151395-27	UMA/Utility Review	\$7,377.90	
151395-28	CCJWRD Temporary RIB 2024A	\$910.60	
151395-29	Deed Restrictions	\$86.00	
TOTAL		\$152,765.50	

*exp only



INVOICE: INV005930

Date 11/06/2023
 Invoice account 198

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

Description	Quantity	Unit price	Amount
FM DIVERSION PAYROLL EXPENSES	1.00	111,608.04	111,608.04
FM DIVERSION MISC EXPENSES	1.00	13,921.11	13,921.11

Sales subtotal amount	Total discount	Total charges	Net amount	Sales tax	Round-off	Currency	Total
125,529.15	0.00	0.00	125,529.15	0.00	0.00	USD	125,529.15

Due date 12/06/2023



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: **INV005930**

Date: 11/06/2023

Total: 125,529.15

Name: CITY OF FARGO

Account #: 198

Due date 12/06/2023



PLEASE REMIT PAYMENT, INCLUDING YOUR INVOICE NUMBER, USING ONE OF THESE OPTIONS

ACH/Wire

Routing #071000039 (ACH) / 026009593 (Wire)
 Account Number: 8188193262
 Account Name: Marsh & McLennan Agency LLC

Marsh & McLennan Agency LLC

Telephone:
 Fargo Office - 701-237-3311
 Sioux Falls Office - 605-339-3874

PLEASE PAY FROM THIS INVOICE. PAYMENT IS DUE ON RECEIPT.

Bank:
 Bank of America
 2000 Clayton Rd.
 Concord, CA 94520-2425

Credit Card/echeck

<https://serviceapi.securfee.com/marshmma>

Check payable to: **Marsh & McLennan Agency, LLC**
 62886 Collection Center Drive
 Chicago, IL 60693-0628

----- **INVOICE** -----

Metro Flood Diversion Authority
 PO Box 2806
 Fargo, ND 58108

Invoice Date 10/23/23
Invoice No. 2457137
Bill-To Code METROFLOOD
Client Code METROFLOOD
Inv Order No. 800*3058504

Named Insured: Metro Flood Diversion Authority

Amount Remitted: \$

--- Please return this portion with your payment: ---

Make checks payable to: Marsh & McLennan Agency LLC

Effective Date	Policy Period	Coverage Description	Transaction Amount
10/03/23	10/03/23 to 10/03/24	North Dakota Insurance Reserve Fund Policy No. GL345505 *Renewal - CL General Liability Remit payment upon receipt Invoice Number: 2457137 Amount Due:	11,810.00 11,810.00

***Premiums Due and Payable on Effective Date**



Rush River
Water Resource
District

SENT VIA EMAIL

November 6, 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 copies of invoices totaling \$4,715 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 that reads "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
wrд@casscountynд.gov
www.casscountynд.gov



METRO
FLOOD
DIVERSION
AUTHORITY

Diversion Authority Board Meeting

NOVEMBER 16, 2023

Contracting Actions

Joel Paulsen, Executive Director

DA Board Approval Contract Actions

(ACTION)



Description	Company	Budget/ Estimate (\$)
<p>New Master Services Agreement – Cultural Resource Investigations – This is a new Master Services Agreement that will be effective from January 1, 2024, to December 31, 2026. Future Task Orders (TO's) will be developed under this MSA to cover the specific scope and fee associated with each TO.</p>	<p>Beaver Creek Archaeology, Inc.</p>	<p>\$0.00</p>
<p>New Master Services Agreement– Mowing and Weed Control Services – This is a new Master Services Agreement that will be effective from January 1, 2024, to December 31, 2026. Future Task Orders (TO's) will be developed under this MSA to cover the specific scope and fee associated with each TO.</p>	<p>JT Lawn Services</p>	<p>\$0.00</p>
<p>WP-52C, Change Order 2 – AAB Fill Site – Provides new fill material for the AAB site. Work included 12' topsoil strip, non-suitable clay excavation and move suitable clay material to the AAB site. The non-suitable clay did not meet the organic requirements for structural footers to be built on. Due to the new source location, it was necessary to excavate 3 to 4 feet of unsuitable material to get to the suitable material which increased the suitable clay excavation quantities. Work also included exploratory excavations for the new material. This additional work extends the substantial completion to November 10, 2023, and the final completion to November 24, 2023.</p>	<p>Border States Paving, Inc</p>	<p>\$255,483.63</p>

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 task orders and task order amendments for existing Master Services Agreements (MSA) and Master services Agreement Amendments and submit them to the Executive Director and Member Entity Technical Representative (METR) for review. The METR will provide comments to the PMC who will combine the comments for the Director of Engineering. The Director of Engineering (DOR) will review and provide recommendations to the Executive Director for review and action.

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

Beaver Creek Archaeology, Inc Master Services Agreement 2024-2026 Cultural Resource Investigations	\$0.00
<ul style="list-style-type: none"> New Master Services Agreement that will be effective from January 1, 2024 to December 31, 2026. 	

3 Reason why it is required

Beaver Creek Archaeology, Inc (BCA) is contracted with the Metro Flood Diversion Authority to perform Cultural Resource Investigations is set to expire December 31, 2023. This Master Services Agreement (MSA) to extend BCAs agreement to December 31, 2026 to include Cultural Resource Investigation that may be needed for the project.

4 Background and discussion

In accordance with Paragraph 6 of the Master Services Agreement for Professional Services between the Metro Flood Diversion Authority ('OWNER') and Beaver Creek Archaeology, Inc ('CONSULTANT') dated January 1, 2024 ('AGREEMENT'), Owner and Consultant agree to the above services.

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	Contract Change \$	Original or Revised Contract \$	Agreement Execution Date	Project Completion	Comments
BCA MSA 2024-2026	0.00	0.00	1/1/2024	12/31/2026	Budget is given to specific task order that fall under this MSA with BCA

5 Financial considerations:

The Budget Cost Proposal will be attached or with future Task Order document.

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

Original Agreement or Amendment	Cost Account Code	Estimated Cost (\$)	Budget Allocated (\$)	Actual paid to date (\$)	Budget Remaining (\$)	Comments
BCA MSA 2024-2026	N/A	0.00	0.00	0.00	0.00	Budget is given to specific task order that fall under this MSA with BCA
Totals		0.00	0.00	0.00	0.00	0.00

6 Attachments:

- Master Services Agreement for Professional Services 2024-2026

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: 10/25/2023



604 PMC SCA - EDCR

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 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 Task Orders and Task Order amendments for existing Master Services Agreements (MSA) and submit them to the Member Entity Technical Representatives and the Executive Director. The Member Entity Technical Representatives will provide comments which will be consolidated in one form by the PMC and provided to the Director of Engineering. The Director of Engineering shall review the comments and provide recommendations to the Executive Director for review. The Executive Director shall thereafter submit this MSA along with a recommendation to the Finance Committee for review. The Finance Committee will submit its recommendation to the Diversion Authority Board for review and approval.

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

JT Lawn Services & Landscaping, LLC Master Services Agreement 2024-2026 Mowing and Weed Control Services	\$0.00
<ul style="list-style-type: none"> • New MSA to provide mowing and weed control services on MFDA owned properties on an on-call basis. 	

3. Reason why it is required

JT Lawn Services and Landscaping LLC’s current MSA expired on December 31, 2023. Mowing and weeding controls services are required as part of the Metro Flood Diversion Authority property maintenance for its owned properties. The new JT Lawn Services and Landscaping MSA will cover three (3) years, from January 1, 2024, to December 31, 2026.

4. Background and discussion:

In accordance with Paragraph 6 of the Master Agreement for Professional Services between the Metro Flood Diversion Authority (“Owner”) and JT Lawn Services and Landscaping, LLC (“Contractor”) dated January 1, 2024 (“Agreement”), Owner and Consultant agree to above services.

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

Governance Doc Ref:	Form Ref: 604 PMC SCA - EDCR	Aconex Reference:	Date: 06/17/2022	Revision: 00
---------------------	---------------------------------	-------------------	---------------------	-----------------



604 PMC SCA - EDCR

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
JT Lawn MSA 2024-2026	0.00	0.00	1/01/2024	12/31/2026	Budget is given to specific Task Orders that fall under this MSA with JT Lawn.

5. Financial considerations:

Cost account code is required for accounting purposes to match the invoicing in Source for the 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
JT Lawn MSA 2024-2026	SW-1170	0.00	0.00	0.00	0.00	Budget is given to specific Task Orders and cost account codes that fall under this MSA with JT Lawn.
Total		0.00	0.00	0.00	0.00	

6. Attachments:

- Master Services Agreement for Professional Services 2024-2026

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: 11/8/2023

Governance Doc Ref:	Form Ref:	Aconex Reference:	Date:	Revision:
	604 PMC SCA - EDCR		06/17/2022	00

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 02 AAB Fill Site Local – Work Package 52C	\$255,483.63
<ul style="list-style-type: none"> New fill material for the AAB site. Extend substantial completion to November 10, 2023 and final completion to November 24, 2023 	

3 Reason why it is required:

This Change Order is for Border States Paving Inc, to place new fill material. Work includes 12' topsoil strip, non-suitable clay excavation and move suitable clay material to the AAB site. The non-suitable clay does not pass the organic content requirements for structural footer to be built on. Due to a new source location for the fill material, it is necessary to excavate 3 to 4 feet of unsuitable material to get to the suitable material. Due to material received from Drain 29 being unsuitable in organic content it had to be removed. The suitable clay excavation quantity has increased than originally envisaged. Work also included carrying out exploratory excavations for the new material. The original fill rate has been reduced from \$5.25 to \$4.15 per cubic yard. This additional work extends the Substantial Completion to November 10, 2023, and Final Completion to November 24, 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
Change Order 02	255,483.63	748,733.63	10/25/2023	11/24/2023	New fill material. Extend substantial and final completion dates

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	748,733.63	748,733.63	0.00	748,733.63	
Totals		748,733.63	748,733.63	0.00	748,733.63	

5 Attachments:

- Change Order 02
- Unit Price Schedule
- Border States Change Proposal 2 Rev 1

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: 11/8/2023



METRO
FLOOD
DIVERSION
AUTHORITY

Diversion Authority Board Meeting

NOVEMBER 16, 2023

Executive Director Report

Joel Paulsen, Executive Director

Happenings

Presentations & Events:

- DIS turnover celebration
- 3 presentations and a project tour for MN ASFPM Conference
- Presentations to groups from Norman County High School and Horace High School
- American Council of Engineering Companies of ND presentation





US Army Corps of Engineers®
St. Paul District

FARGO MOORHEAD DIVERSION PROJECT

MONTHLY UPDATE

8 Nov 2023

1 Diversion Inlet Structure (DIS) – Construction

Structure includes 3-50 ft. wide Tainter gates. Construction is 99% complete. Construction completion date is currently estimated to be in December 2023 due issues related to the gate machinery.

Schedule for remaining primary features:

2023: Complete operating machinery corrections.

2024: Turf established.

2 Wild Rice River Structure (WRRS) – Construction

Structure includes 2-40 ft. wide Tainter gates. Construction is 91% complete. The construction completion date is 3 December 2023. Completing construction of eastern earthen dam. Remaining schedule:

2023: 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 94% complete. Traffic was switched to all new lanes on 1 November. Current construction completion date is 1 January 2024.

4 Red River Structure (RRS) - Construction

Structure includes 3-50 ft. wide Tainter gates. Construction is 42% complete. Construction completion date is 19 March 2026. Placing concrete for abutments, piers, approach and retaining walls, dentated end sills, and stilling basins. Completion date is 19 March 2026.

5 Drain 27 Wetland Mitigation Project Plantings - Construction

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

6 Drayton Dam Mitigation Project Design - Construction

Construction is 99% complete. All placement in the river is complete. Willow plantings in 2024 during low water conditions. Construction completion is 20 November 2023.

7 Southern Embankment – Reach SE-2A - Construction

Construction is 68% complete. Embankment construction shutting down for the winter, with 1/3 built to full height and remaining to elevation 918. Scheduled completion date is 30 September 2024.

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

SE-1B: BCOES review complete Contract award: February 2024

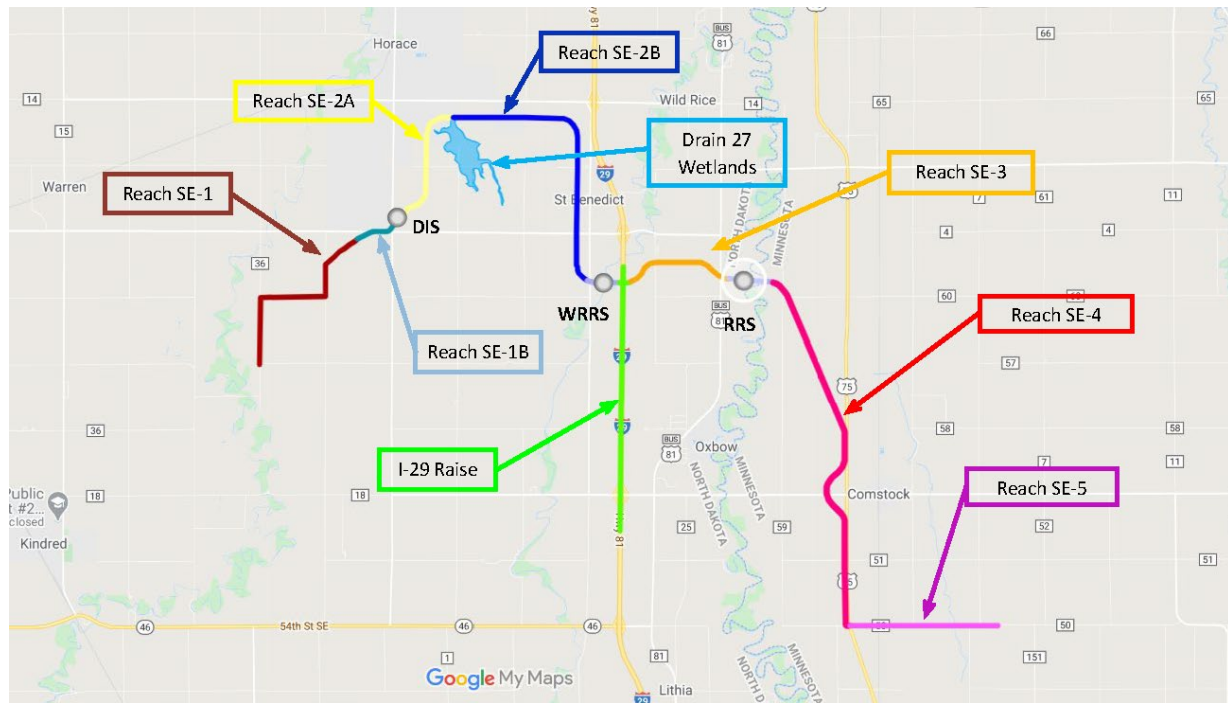
SE-2B: BCOES reviews complete Contract award: January 2024

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

SE-4: 95% review starts Jan 2024 Contract award: May 2024

SE-5: 95% review starts Jan 2024 Contract award: January 2025

OHB Reach 43B: BCOES review complete Contract award: March 2024



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

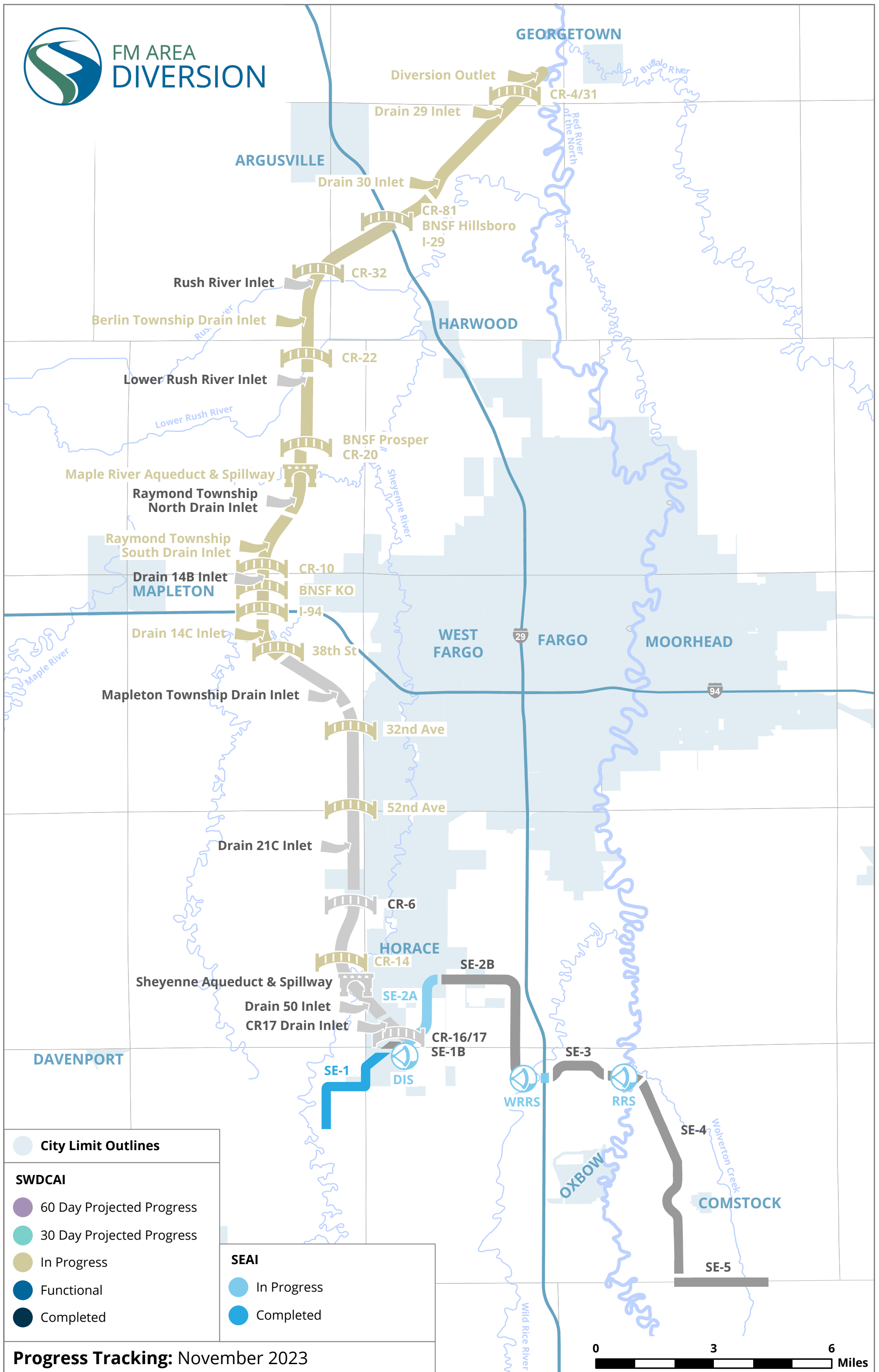
DIS = Diversion Inlet Control Structure

WRRS = Wild Rice River Control Structure

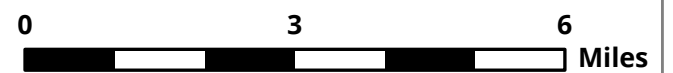
RRS = Red River Control Structure



FM AREA DIVERSION



Progress Tracking: November 2023



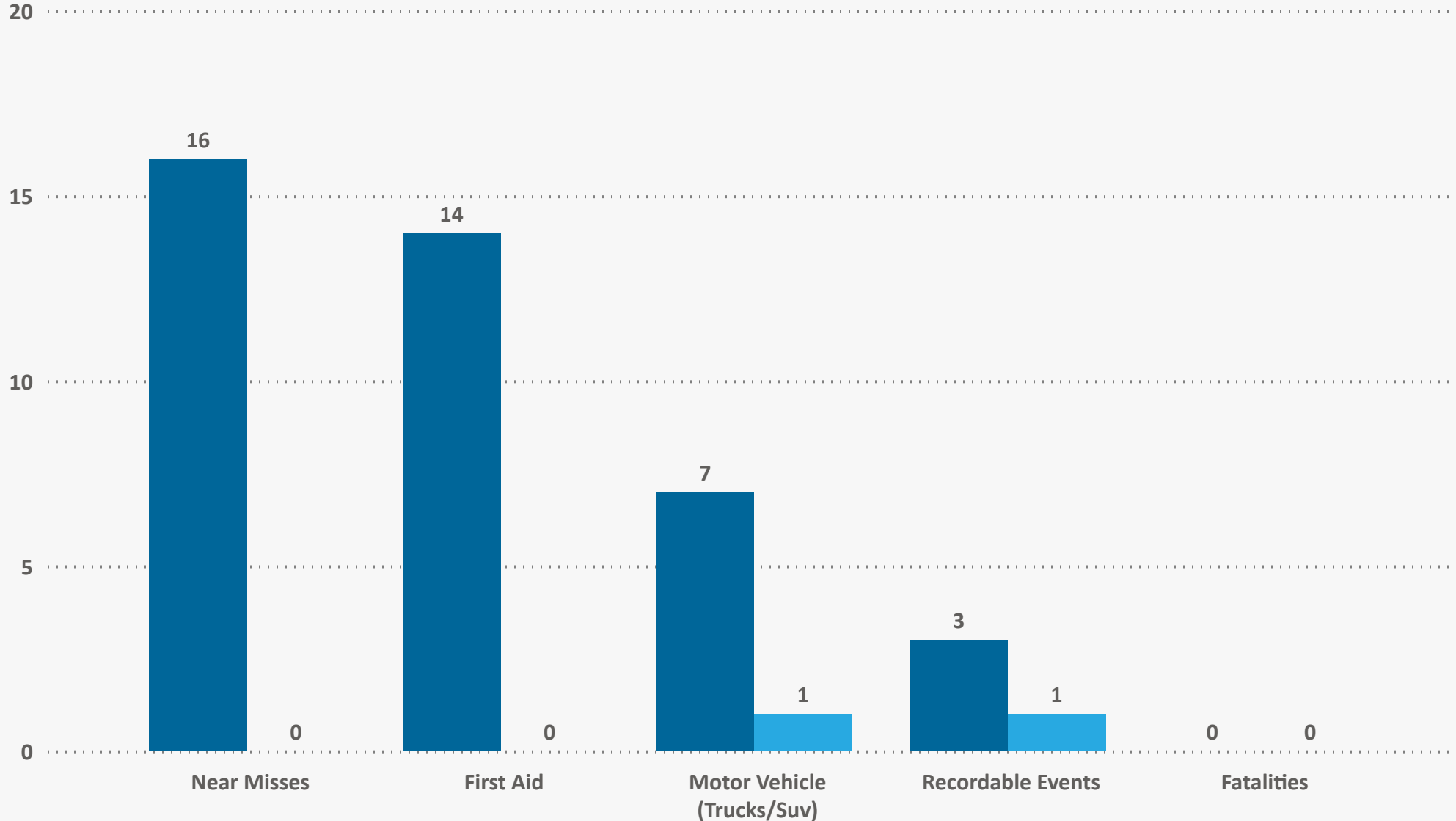
FM Area Diversion Safety Statistics - September 2023

Current Reporting Period: September 1- September 30

October safety report data was not available in time for the November Board meeting. October safety report data will be reported out at the MFDA December Board meeting.

Developer Led Projects

● Sum to Date ● Sum of Current Reporting Period



City of Fargo Led Projects

Sum of Current Reporting Period	Sum to Date
0	1
Incidents	Incident

Authority Led Projects

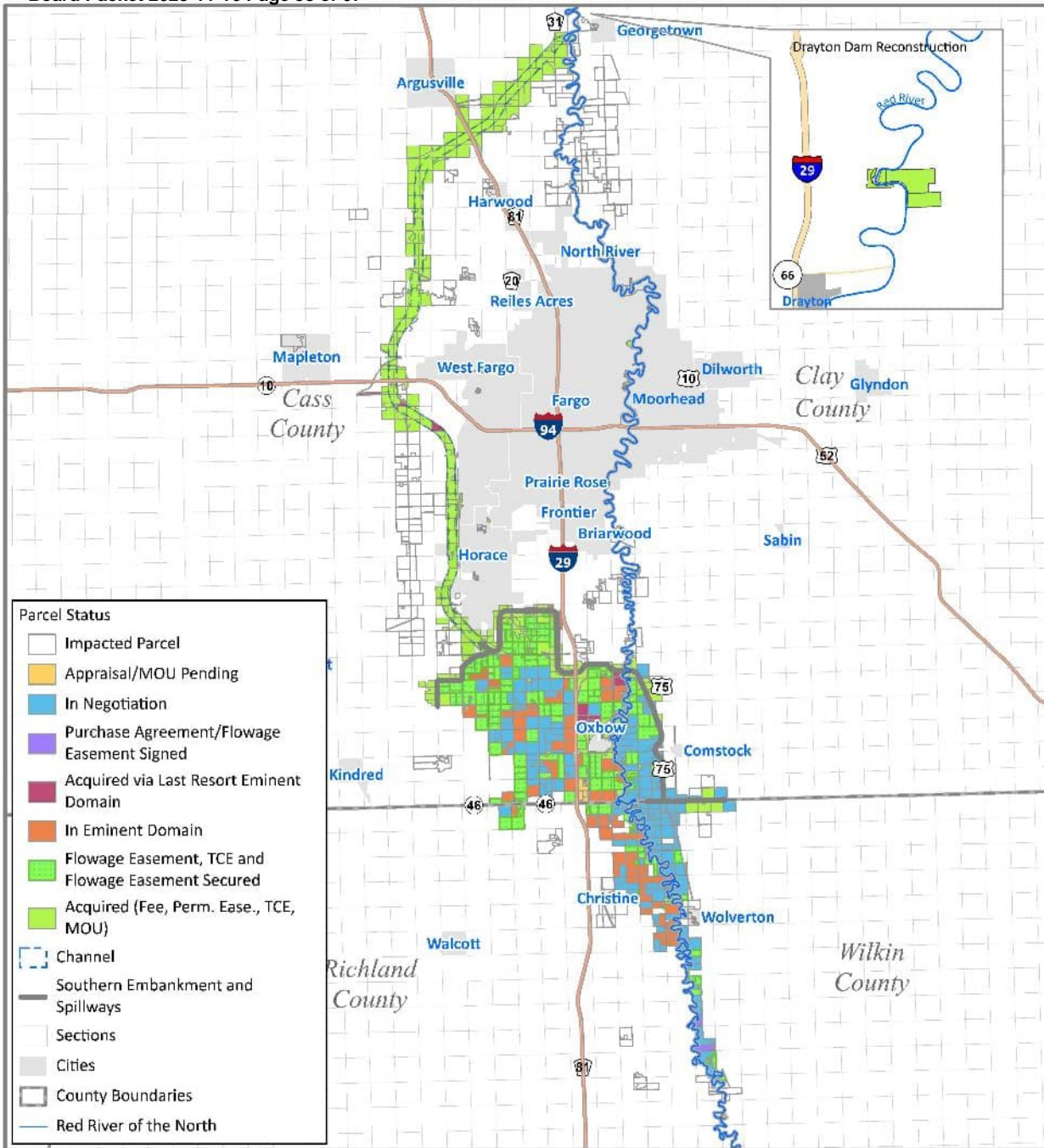
Sum of Current Reporting Period	Sum to Date
0	0
Incidents	Incidents



METRO
FLOOD
DIVERSION
AUTHORITY

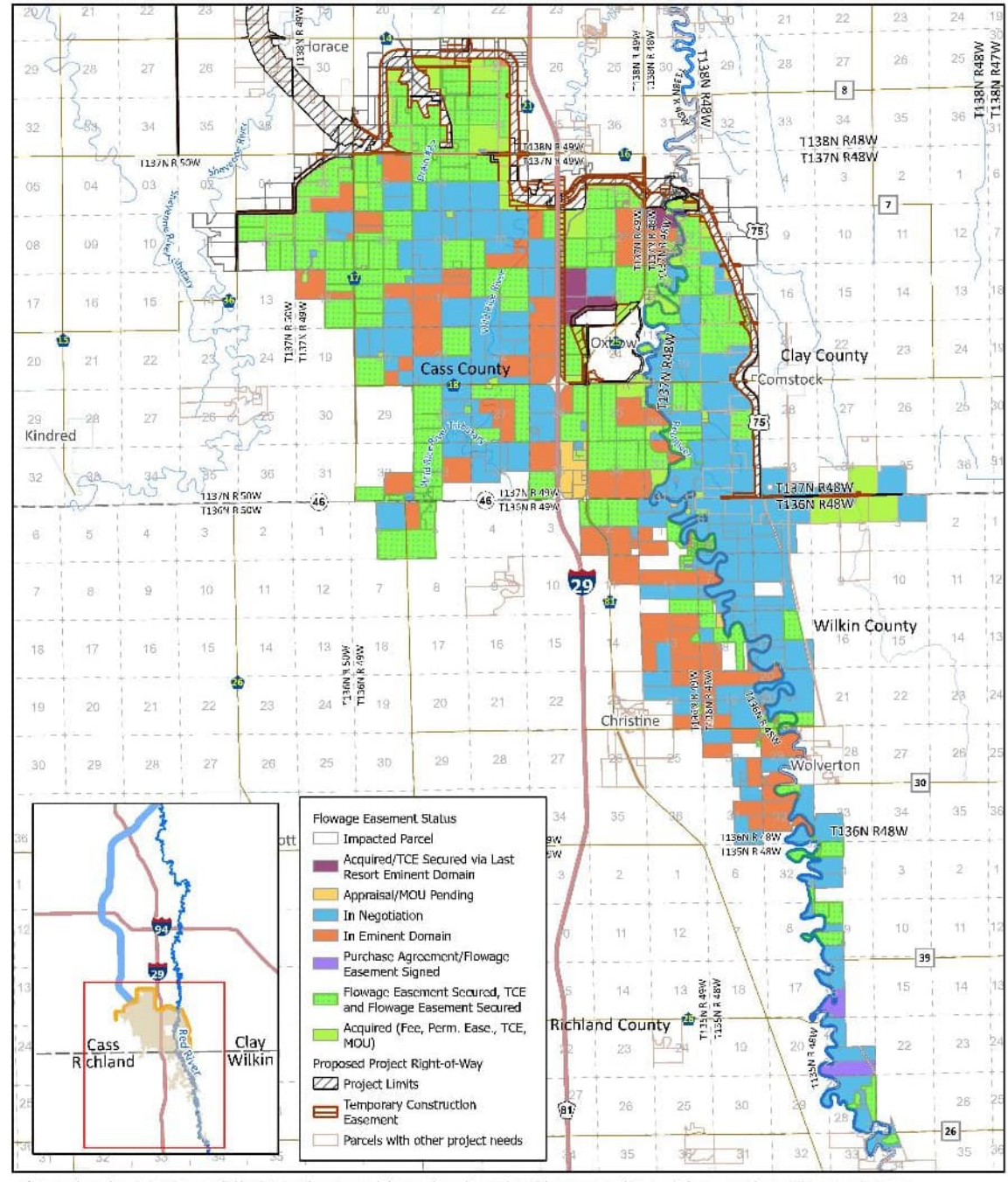
November 2023





- Parcel Status**
- Impacted Parcel
 - Appraisal/MOU Pending
 - In Negotiation
 - Purchase Agreement/Flowage Easement Signed
 - Acquired via Last Resort Eminent Domain
 - In Eminent Domain
 - Flowage Easement, TCE and Flowage Easement Secured
 - Acquired (Fee, Perm. Ease., TCE, MOU)
 - Channel
 - Southern Embankment and Spillways
 - Sections
 - Cities
 - County Boundaries
 - Red River of the North

Information depicted may include data unverified by A&S. Any reliance upon such data is at the user's own risk. A&S does not warrant this map or its features are either spatially or temporally accurate.
 C:\Data\Projects\GIS Projects\FM Area Diversion\FM Diversion\Parcel Status.aprx, Layout: PropertyAcquisitionStatusReport_8x11



- Flowage Easement Status**
- Impacted Parcel
 - Acquired/TCE Secured via Last Resort Eminent Domain
 - Appraisal/MOU Pending
 - In Negotiation
 - In Eminent Domain
 - Purchase Agreement/Flowage Easement Signed
 - Flowage Easement Secured, TCE and Flowage Easement Secured
 - Acquired (Fee, Perm. Ease., TCE, MOU)
- Proposed Project Right-of-Way**
- Project Limits
 - Temporary Construction Easement
 - Parcels with other project needs

Information depicted may include data unverified by A&S. Any reliance upon such data is at the user's own risk. A&S does not warrant this map or its features are either spatially or temporally accurate.
 Edited by hrcrcds | C:\Data\Projects\GIS Projects\FM Area Diversion\FM Diversion\Parcel Status.aprx | Layout: UMA Status_Flowage Easement_8x11

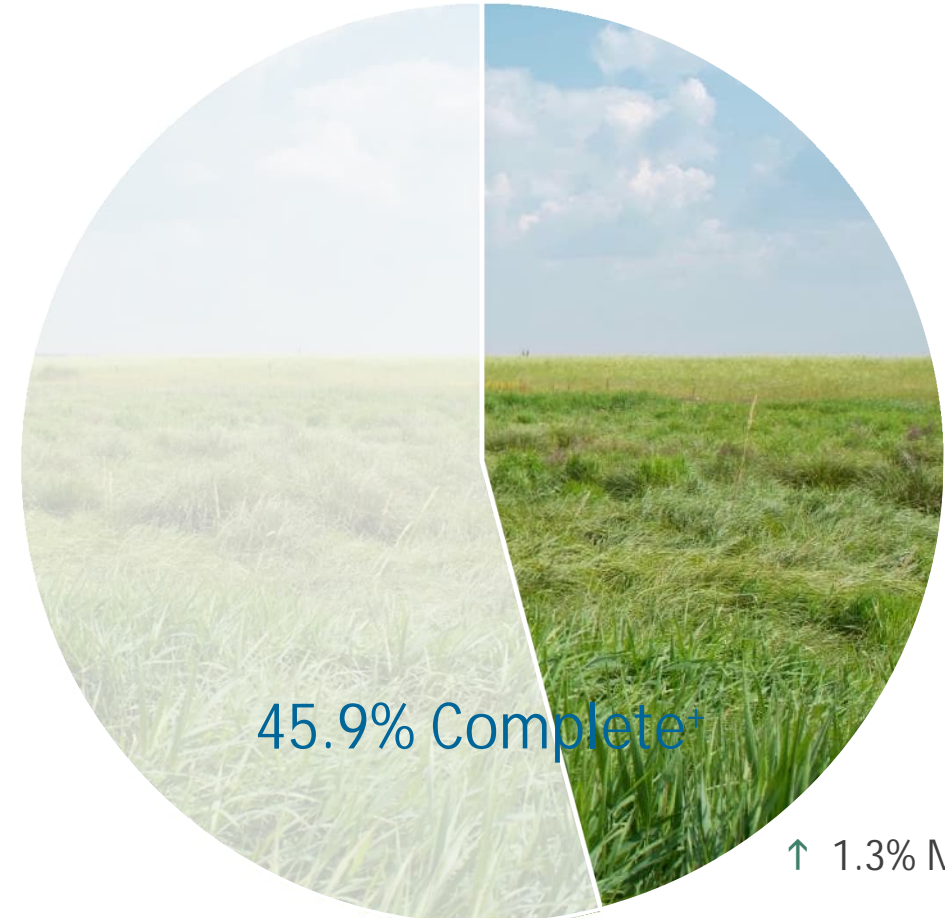
Property Acquisition Progress



Construction Footprint*



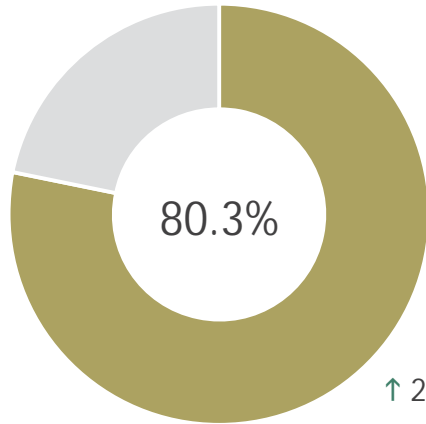
UMA Footprint**



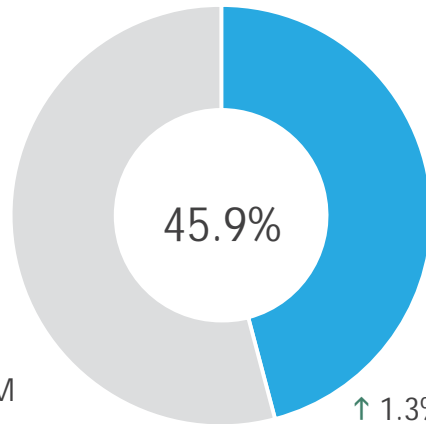
* Includes SWDCAI, SEAI, In-Town, Oxbow and Drayton

** Does not include parcels affected by or within Christine or Wolverton ring levees
As of November 6, 2023

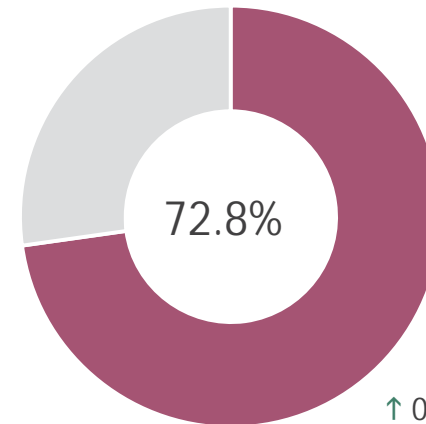
Property Acquisition Progress by Location



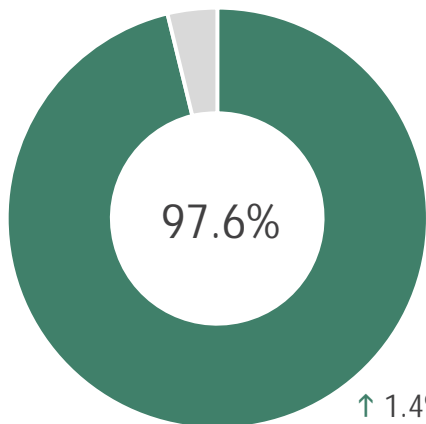
Southern Embankment & Associated Infrastructure



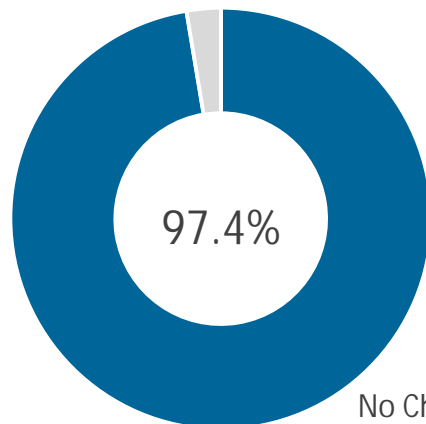
Upstream Mitigation Area



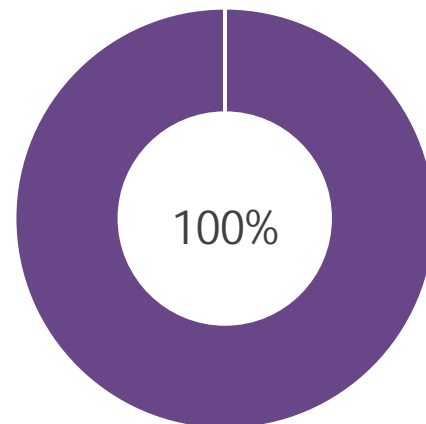
Environmental Monitoring Easements



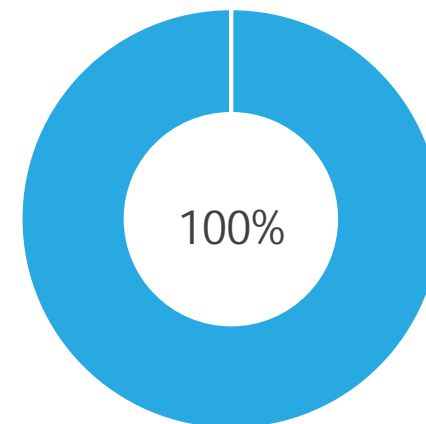
Stormwater Diversion Channel



Oxbow-Hickson-Bakke



MFDA-Constructed In-Town Levees



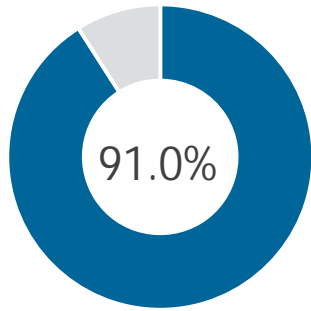
Drayton Dam Mitigation

As of November 6, 2023

Landowner Overview

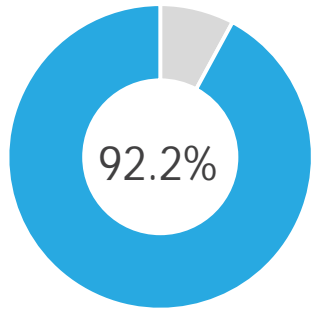


Construction Footprint*



301 Owner Groups
266 in ND & 35 in MN⁺
274 settlements achieved
21 ongoing negotiations
6 in litigation

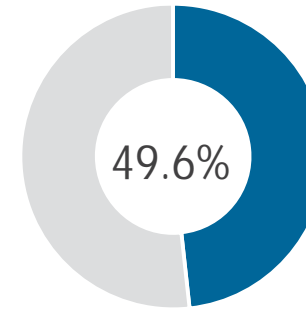
91.0% of owner groups have settled



574 Parcels
529 settlements achieved
28 ongoing negotiations
17 in litigation

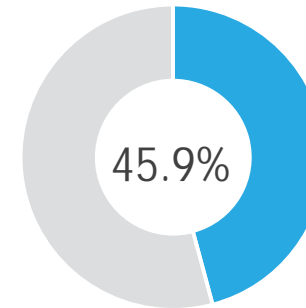
92.2% of parcels have been acquired

UMA Footprint**



254 Owner Groups
189 in ND & 68 in MN⁺
126 settlements achieved
86 ongoing negotiations
49 in litigation

49.6% of owner groups have settled



569 Parcels
261 settlements achieved
218 ongoing negotiations
90 in litigation

45.9% 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

Property Acquisition Status Report

Key Activities:

- Continue negotiating settlement agreements for existing eminent domain actions
- In the last month, successfully closed 23 parcels (8 MN, 15 ND) / 11 landowners (4 MN, 7 ND)
- 17 parcels / 4 landowners are scheduled to close in November
- Sent Last Written Offer letters to 51 landowners in MN and received acceptance from 4 landowners so far
- On November 6, 2023, the Horace City Council voted unanimously to withdraw their purchase of the BNSF rail corridor, CCJWRD and MFDA properties
- First preference letters related to the sale of 2 sets of Excess Lands were mailed to the Member Entities in accordance with the MFDA's Policy on the Disposition and Management of Comprehensive Lands



Development Plan Summary Sheet

Contract Number FM-24-A
 Project Name South University Drive Floodwall Repair
 Member Entity City of Fargo
 Date Submitted: 11/7/2023 Member Entity Contact Nathan Boerboom

Design Services

Approach: Competitive Existing Firm: KLJ Contract value: 150,000.00

Subconsultants

Braun Intertec

Services

Geotechnical Engineering

Estimated Cost for Design Professional Services (A) \$ 150,000.00

Start of Design: 2023

Design Completion: 1/2024

Percentage Complete : 25 %

Property Acquisition

Estimated Cost for Property Acquisition (B) \$ 0.00

Estimated Cost for Property Acquisition Services (C) \$ 0.00

Start of Property Acquisition: _____

Property Acquisition Needed by: _____

Acquisition Complete: _____

Percentage Complete _____ %

Construction

Estimated Cost for Construction (D)* \$ 4,000,000.00

Start of Construction: 4/1/24

Construction Complete: 11/1/24

Percentage Complete: 0 %

* Includes Utility Relocation and Misc. Costs - see attached estimate for additional details.

Construction Services

Approach: Competitive Existing Firm: KLJ Contract value: 300,000.00

Subconsultants

Braun Intertec

Services

Material Testing

Estimated Cost for Construction Professional Services (E) \$ 300,000.00

Percentage Complete: 0 %

ESTIMATED TOTAL PROJECT COST (A+B+C+D+E)
CONTINGENCY (10%)

\$ 4,450,000.00
\$ 445,000.00

FY20 24 TOTAL PROJECT BUDGET AMOUNT:

\$ 4,895,000.00

Compliant with (Member entity) _____ procurement and/or purchasing procedures.
 Compliant with WIFIA requirements.



Development Plan Summary Sheet for Construction

Contract Number FM-24-A

Project Name South University Drive Floodwall Repair

Member Entity City of Fargo

Date Submitted: 11/7/2023 Member Entity Contact Nathan Boerboom

Construction

Contractor TBD

Contract Value \$

Change Order __ Value \$ _____ :

Change Order __ Value \$ _____ :

Change Order __ Value \$ _____ :

Change Order __ Value \$ _____ :

Total Cost = Contract Value + All Change Orders = \$_____

Subconsultants

Services

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

Start of Construction: _____

Construction Complete: _____

FY20__ TOTAL PROJECT BUDGET AMOUNT: \$_____

____ *Compliant with (Member entity) procurement and/or purchasing procedures.*

____ *Compliant with WIFIA requirements.*

Additional Notes:

In 2009, a flood mitigation project was completed adjacent to South University Drive from 40th Avenue South to 52nd Avenue South. Although this project was not originally constructed as part of the overall Fargo-Moorhead Diversion project, it has now been identified through the project's Plan B development as being necessary to safely pass 37-feet thru town so that no emergency measures are needed during a 100 year flood event with the Diversion in place.

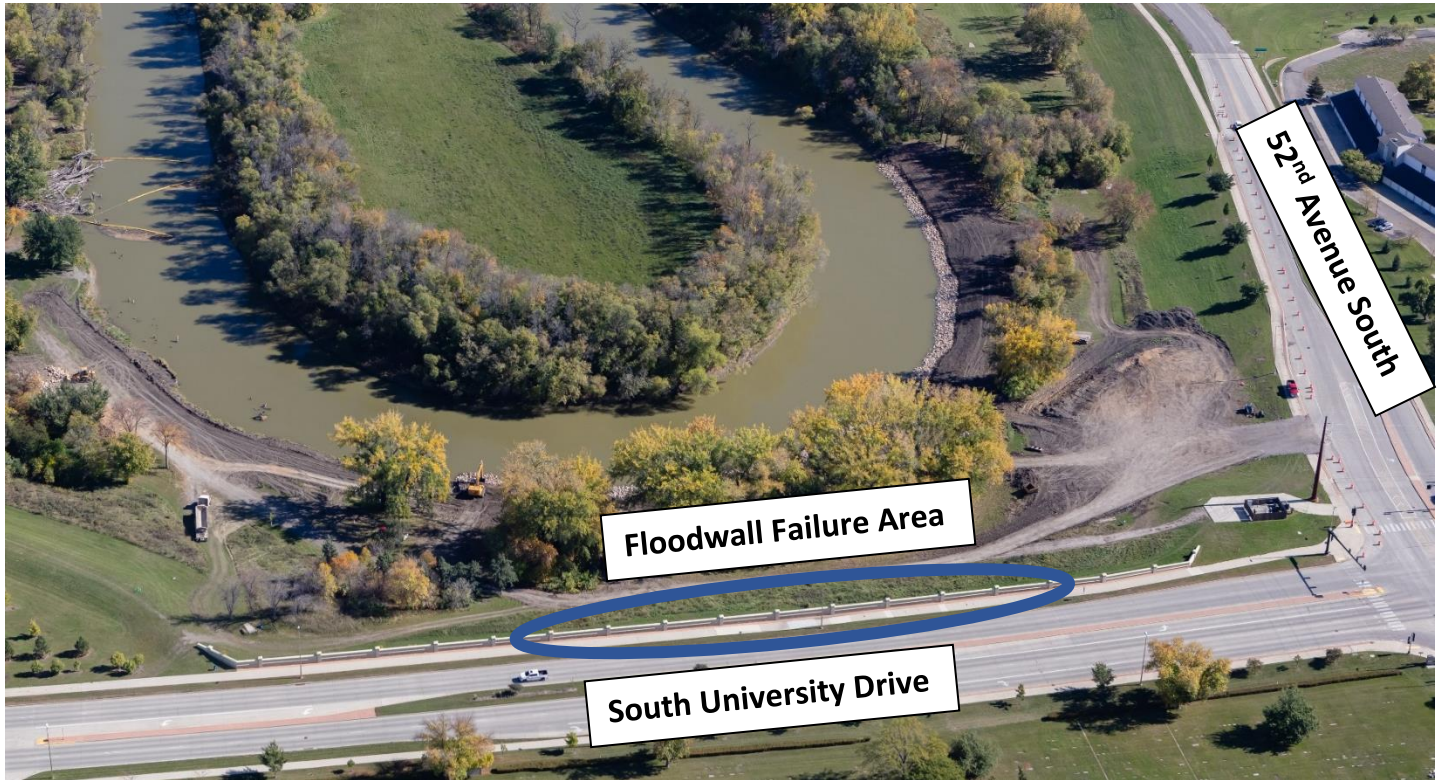
Through annual inspections of the project, it was identified in 2018 that a possible structural issue was occurring with a portion of the floodwall. At this point, the City started quarterly survey of the wall elevations to determine the magnitude of settlement occurring. In 2019, the City also contracted with Braun Intertec to install inclinometers so that movement of the river bank could be monitored and evaluated. Through this work, it was determined that the river bank had failed and was actively sliding towards the river channel, which was causing the identified settlement in the floodwall. As a result of this determination, the City contracted with KLJ Engineering to review the structural integrity of the floodwall and develop conceptual repair options for it. From KLJ's review, it was determined that the floodwall was still structurally sound and would continue to provide protection against a potential flood, but would need to be either relocated outside of the river bank failure area or structurally supported to mitigate the effects of the continued bank failure. From this review, it was determined that relocating the floodwall was not a viable option due to the proximity of the floodwall to South University Drive, as well as, the cemetery adjacent to the western edge of South University Drive. In 2020, it was agreed upon by the City and Diversion Authority staff to hold on completing the floodwall repair until a later date since the bank movement had slowed and instead complete an erosion stabilization project, which is currently under construction, to reduce further movement of the river bank. This was the plan until additional movement of the floodwall was identified in early 2023 and is continuing to be observed today. In addition to the previously identified settlement, it is also now possible to visually see actual rotation of the floodwall towards the river, which further demonstrates the need to repair this floodwall.

Due to this settlement and rotation, the City notified the Diversion Authority staff that the repair project could not be delayed any further in order to prevent a much larger failure and more costly repair to the failed portion of the floodwall. This notification follows the procedures outlined within Section 3.B of the resolution the Diversion Authority has created for requesting the City of Fargo to undertake development of comprehensive project in-kind work elements.

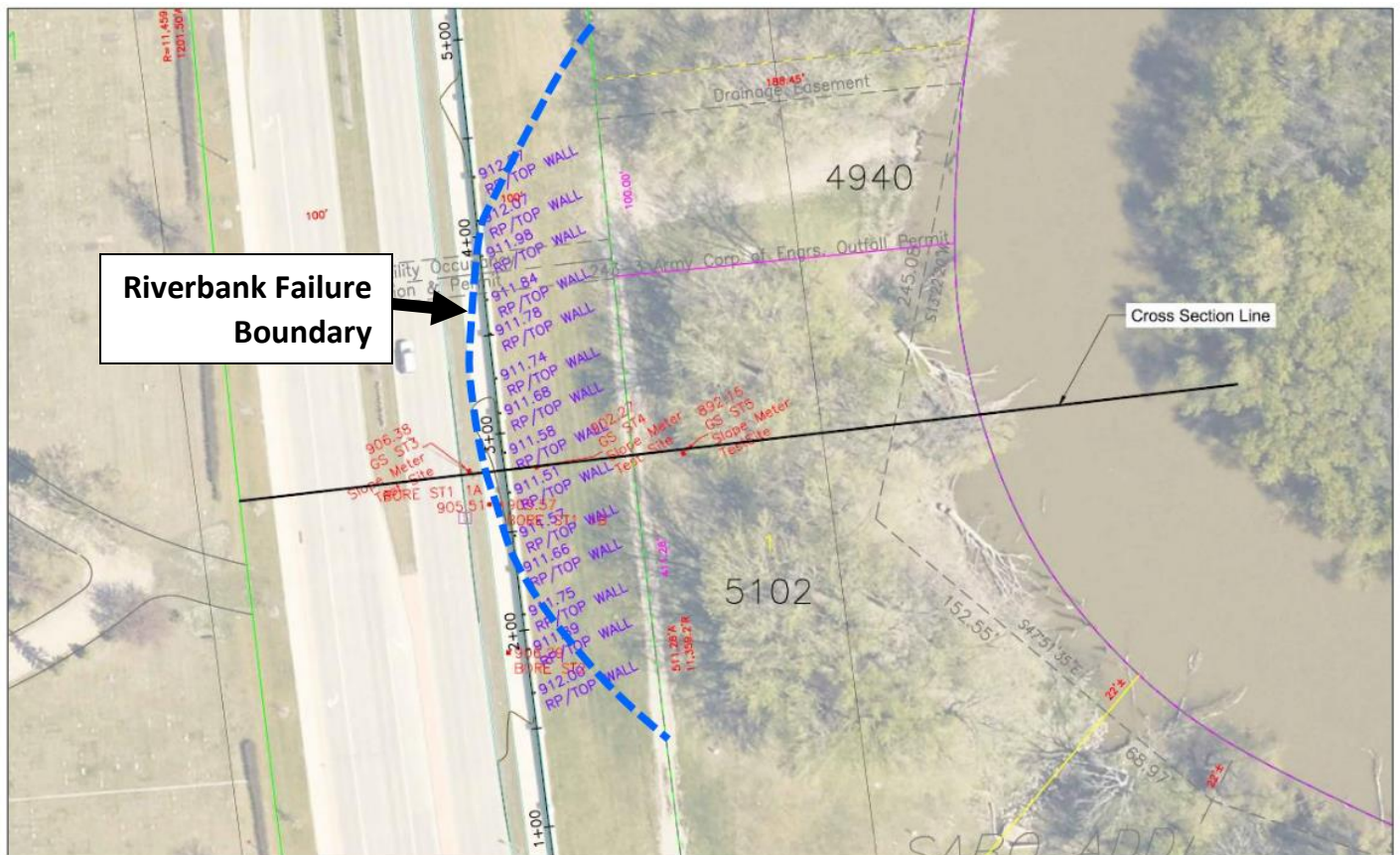
Since this notification, the City has contracted with KLJ to complete the design of the repair project and is anticipating the construction to occur in 2024. The design of the floodwall repairs are being based on the preferred alternative KLJ developed back in 2020 as well as feedback received from contractors on constructibility. This feedback has led to a value engineering design being carried forward that will result in a lower cost project for completing of the repair.

Attached with this document are four figures showing the location of the floodwall, a plan view of the failure plane, a profile view of the failure plane, and the past survey of the top of the floodwall.

South University Drive Floodwall Location

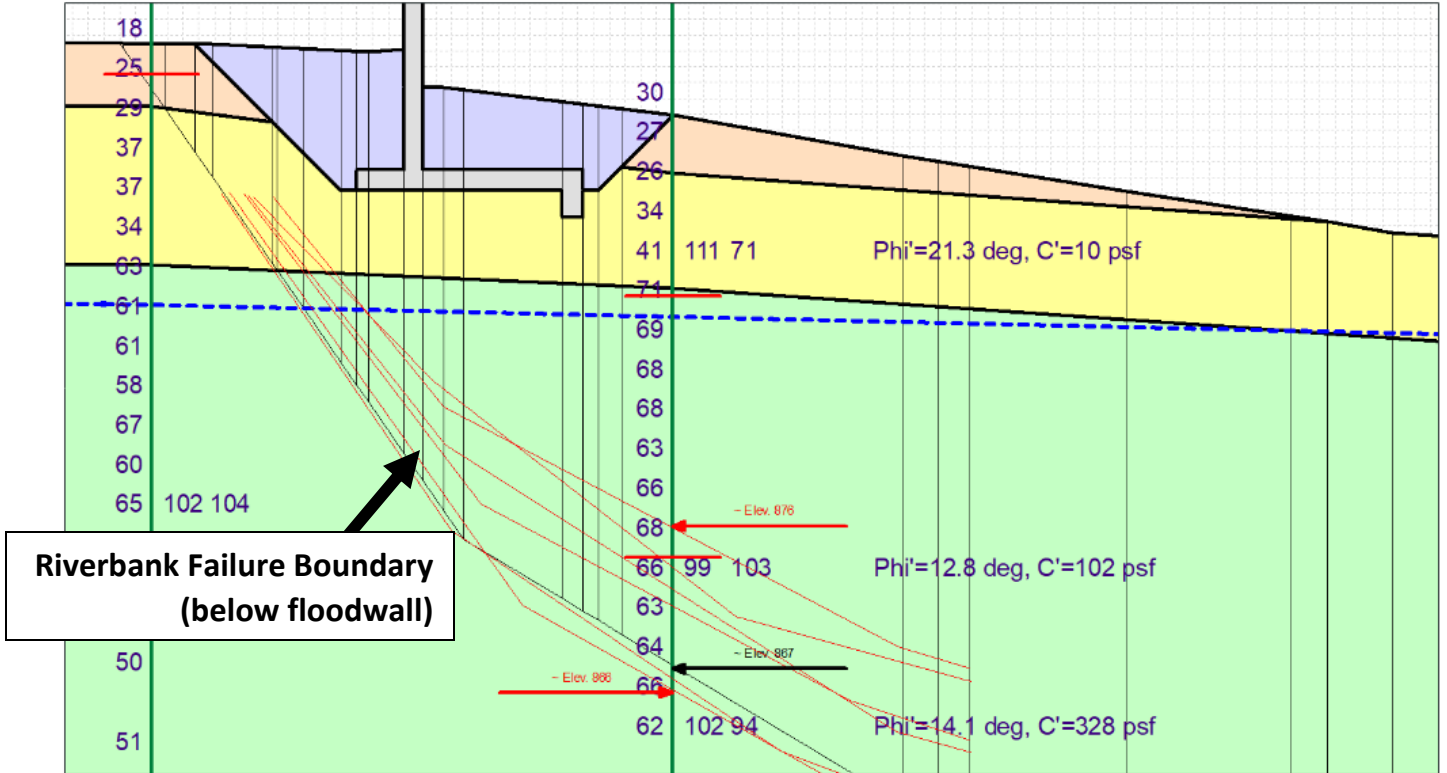


Riverbank Failure Location – Plan View (Horizontal Plane)



Riverbank Failure Location – Profile View (Vertical Plane)

Plot of Theoretical Failure Surface Entries Associated with Transient Slope Stability Analyses



Top of Floodwall Surveyed Elevations

