

Board Agenda



Diversion Board of Authority

January 22, 2026 @ 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 the MFDA Board Meeting on December 18, 2025 [Attachment 01.00] (Pg. 3)
3. Approve minutes from the MFDA Annual Meeting on January 8, 2026 [Attachment 02.00] (Pg. 7)
4. Approve Order of Agenda
5. **CONSENT AGENDA – APPROVE THE FOLLOWING:**
 - a. Finance Report [Attachment 03.00] (Pg. 10)
 - b. Voucher Approval [Attachment 04.00] (Pg. 35)
 - c. DA Board Approval Contracting Actions [Attachment 05.00] (Pg. 57)
 - i. CH2M Task Order 05 Amendment 18 [Attachment 05.01] (Pg. 59)
 - ii. CH2M Task Order 06 Amendment 15 [Attachment 05.02] (Pg. 63)
 - iii. WP31B – I-29 Pavement Repair – Award Recommendation [Attachment 05.03] (Pg. 67)
 - iv. WP38C Task Order 29 for OIN 2016 [Attachment 05.04] (Pg. 70)
 - d. Amendment to Flowage Easement and Modification of RIMP Mortgage for OIN 1824X2 [Attachment 06.00] (Pg. 73)

REGULAR AGENDA:

6. Executive Director Update
7. General Counsel Update
8. Project Updates
 - a. USACE Project Update [Attachment 07.00] (Pg. 88)
 - b. SWDCAI Project Update [Attachment 08.00] (Pg. 90)
 - c. Project Safety Update [Attachment 09.00] (Pg. 91)
 - d. P3 Monthly Update [Attachment 10.00] (Pg. 92)

- e. Monthly Drone Footage Video
 - 9. Communications Team Update
 - 10. Land Management Update
 - a. Property Acquisition Status Report [Attachment 11.00] (Pg. 130)
 - 11. Finance Update
 - a. Sales Tax Update
[Attachment 12.00] (Pg. 137)
 - 12. Other Business
 - a. MFDA Code of Ethics
[Attachment 13.00] (Pg. 138)
 - b. Executive Director Annual Review
 - 13. Public Comment – 15 minutes maximum. Each speaker is limited to three minutes.
 - 14. Next Meetings: February 26, 2026
 - 15. 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 YouTube

Metro Flood Diversion Authority Board of Authority Meeting Minutes

3:30 PM – December 18, 2025

City of Fargo Commission Chambers

A regular meeting of the Metro Flood Diversion Authority Board of Authority was held on December 18, 2025. The following members were present: Bernie Dardis, Mayor, City of West Fargo; Dr. Tim Mahoney, Mayor, City of Fargo; Chuck Hendrickson, Moorhead City Council; David Ebinger, Clay County Commissioner; Tony Grindberg, Cass County Commissioner; Rick Steen, Cass County Joint Water Resource District; Kevin Campbell, Clay County Commissioner; Shelly Carlson, Mayor, City of Moorhead; Dave Piepkorn, Fargo City Commissioner; Lisa Borgen, Moorhead City Council; Denise Kolpack, Fargo City Commissioner and Jim Kapitan, Cass County Commissioner.

Member(s) absent: Duane Breitling, Cass County Commissioner.

1. CALL TO ORDER

Mr. Grindberg called the meeting to order at 3:30 PM. Roll call was taken, and a quorum was present.

2. APPROVE THE MINUTES FROM NOVEMBER 2025 MEETING

MOTION PASSED

Ms. Kolpack moved to approve the minutes from the November 2025 meeting and Mayor Mahoney seconded the motion. On a voice vote, the motion carried.

3. APPROVE THE ORDER OF THE AGENDA

MOTION PASSED

Mr. Campbell moved to approve the order of the agenda as presented and Mayor Mahoney seconded the motion. On a voice vote, the motion carried.

4. APPROVE THE CONSENT AGENDA

MOTION PASSED

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

5. EXECUTIVE DIRECTOR UPDATE

a. Water Topics Overview Committee Update

Mr. Benson reported that he, Kris Bakkegard and Justin Fisher presented a construction and project update to the House and Senate WTOC members. They were impressed with the amount of work that has been completed to date.

b. 2025 Year in Review Video

The 2025 Year in Review video was viewed by attendees.

6. GENERAL COUNSEL UPDATE

a. Resolution for the Amendment and Restated ICE Agreement

Mr. Shockley provided an overview and summary of the above-referenced resolution:

The amendment to the initial ICE agreement is due to a miscalculation in the finance amount.

MOTION PASSED

Ms. Kolpack moved to approve the resolution as presented and Mayor Dardis seconded the motion. On a roll call vote, the motion carried.

b. Metro Flood Diversion Authority Resolution Approving and Authorizing Execution of the Definitive Settlement Agreement and the Amended and Restated Project Agreement

Mr. Shockley provided an overview and summary of the above-referenced resolution and agreement:

MOTION PASSED

Mayor Dardis moved to approve the definitive settlement agreement, and the amended and restated project agreement as presented, and Ms. Kolpack seconded the motion. On a roll call vote, the motion carried.

7. PROJECT UPDATES

a. USACE Project Update

Ms. Williams provided the following USACE update:

1 Diversion Inlet Structure (DIS) – Construction

Structure includes 3-50 ft. wide Tainter gates. Construction is 99% complete. Completion date is 28 Oct 2025. Final inspections upcoming. Turnover to Sponsors for OMRRR delayed into 2026.

2 Wild Rice River Structure (WRRS) – Construction

Structure includes 2-40 ft. wide Tainter gates. Construction is 99% complete. Completion date is 28 November 2025. Final inspections upcoming. Turnover to Sponsors for OMRRR delayed into 2026.

3 Red River Structure (RRS) – Construction

Structure includes 3-50 ft. wide Tainter gates. Construction is 93% complete. Construction completion date is 30 April 2026. Embankment construction will continue Spring 2026.

4 Southern Embankment – Reach SE-2A – Construction

Construction is 76% complete but continues to be behind schedule. Scheduled completion date of 13 October 2024 was not met. Revised schedule and completion date pending.

5 Drain 27 Wetland Mitigation Project Plantings – Construction

Native plantings 5-year contract for wetland establishment. Completion date is 2 December 2027.

Contractor replanted areas disturbed by adjacent producers.

6 FY2024 Contract Awards – Construction

OHB Ring Levee: 98% complete. Construction acceptance occurred on 4 December 2025. Turnover to Sponsors for O&M pending.

Reach SE-1B: 65% complete. CR16/17 area fully opened. Contract completion date is 13 March 2026.

Reach SE-2B: 87% complete. TRM and turf establishment remain. CR16 crossing complete. Contract completion date is 23 October 2026.

Forest Mitigation #1: Planting/maintenance ongoing. Contract completion date is 31 Dec 2028.

Reach SE-4: 27% complete. Contract completion date is 30 September 2026.

7 FY2025 Contract Awards – Construction

SE-3: 40% complete. Contract completion date is 11 September 2026.

SE-5: 37% complete. 180th Ave S. will be closed at the creek location through winter. Contract completion date is 8 September 2026.

Forest Mitigation #2: Planting/maintenance ongoing. Contract completion date is 31 Dec 2029.

8 FY2026 Contract Awards – Pending

Forest Mitigation #3: Solicitation pending. Service contract award late-February 2026.

9 I-29 Raise – Operations and Maintenance (OMRRR)

Turnover to MFDA occurred on 20 December and preparation of O&M documents is ongoing.

10 Drayton Dam Mitigation Project Design - Operations and Maintenance (OMRRR)

Turnover to MFDA for O&M occurred on 28 Nov 2023. OMRRR manual coordination continues.

b. SWDCAI Project Update

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

30 to 60 Day Outlook

- Channel Reaches 3 thru 6
- BNSF KO

Misc. Updates

- Interstates
- 38th St. W Crossing

c. Project Safety Update

Mr. Bakkegard provided the safety update for the period November 1, to November 30, 2025. He reported that there were two minor recordable events that required first aid and medical treatment. Overall, it was a good month and there were no other incidents to report.

d. P3 Monthly Update

Mr. Bakkegard highlighted the bridges section in the December P3 monthly update. He reported that CR4/31, Hillsboro, I-29 NB, I-29 SB, CR 32, Prosper, CR 20, CR 10, I-94 WB, I-94 EB, 38th St. W, and 32nd Ave. West bridges are all 100% open to traffic. The remaining closures will be reopened this spring.

The chart can be viewed in its entirety on the website at www.fmdiversion.gov. Please reach out to Mr. Barthel if you have any questions.

e. Monthly Drone Video

A video highlighting the progress that has been achieved in December 2025 was viewed.

8. COMMUNICATIONS TEAM UPDATE

Ms. Wieser Willson provided the following communications update:

Newsletter:

- Year-in-Review issue will be distributed soon

Outreach:

- ND WTOC

Media Relations:

- November construction update
- Bridge openings (CR 16/17, CR 81, & 32nd Ave. W.)
- SwissRe podcast

9. LAND MANAGEMENT UPDATE

a. Property Acquisition Status Report

Mr. Fisher provided the following property acquisition status report:

- 98.4% completion in the Construction Footprint
- 64.2% completion in the UMA Footprint
- 95.3% of the parcels in the Southern Embankment have been acquired
- 64.2% of the parcels in the Upstream Mitigation Area have been acquired
- 79.1% of the Environmental Easements have been signed
- 100.0% completed: Stormwater Diversion Channel; Oxbow-Hickson-Bakke levee; in-town levees and the Drayton Dam mitigation

Key Activities:

- Continued negotiating settlement agreements for existing eminent domain actions
 - Completed three eminent domain trials in Cass County
 - Completed site inspections of Minnesota properties
 - Negotiated many settlements since completing the first trial
 - 10 pending settlement offers with property owners
- In the last month, successfully closed 5 parcels / 3 owners in the UMA
- 10 parcels / 6 owners are scheduled to close in November
- Continuing the process of disposing of Excess Lands
 - 49 parcels / 781.74 acres have been approved as Excess Lands
 - 6 parcels / 40.10 acres are moving through the Policy
 - 43 parcels / 741.64 acres have been sold or pending closing
- 20,773 acres of flowage easements have been acquired and 6,317 acres are outstanding
- Developed a scope of work to finalize the MFDA's crop loss program
- Working to develop a detailed plan for the MFDA's post-operation debris clean-up and restoration program for private lands
- All needed leases for the 2026 farming year have been sent out

10. FINANCE UPDATE

a. 2026 FINAL CASH BUDGET

Mr. Barthel presented the final 2026 cash budget and reported that there have been a few minor changes since V3, indicating the P3 milestone payment line has been updated to reflect \$774,231,710, in anticipated payments. There has been an increase in the MOUs line item based on the lack of funds spent in 2025 which were rolled into 2026 commitments.

Mr. Barthel also reported that the anticipated sales tax receipts for 2026 from the City of Fargo and Cass County remained the same as 2025 at \$66,750,000, and a WIFIA request will be submitted early in the first quarter of 2026. The temporary sales tax bonds of \$220,000,000, are anticipated to incur \$4,000,000, in interest, which was added. The final lands projections based on properties pending closeout is \$34,505,128.

The final 2026 cash budget is \$1,016,893,807.

b. Finance Meeting Update

Mayor Dardis reported that Consent Agenda items A-D were approved; general counsel Consent Agenda items 6A & 6B were approved; bills in the amount of \$4,670,738 were also approved and the net cash position is \$274,960,631.

MOTION PASSED

Mayor Dardis moved to approve the 2026 cash budget in the amount of \$1,016,893,807, and Mayor Mahoney seconded the motion. On a roll call vote, the motion carried.

11. OTHER BUSINESS

There was no other business to discuss.

12. PUBLIC COMMENT

There were no public comments.

13. NEXT MEETING

The next meetings will be on January 8 (annual meeting) and January 22, 2026.

14. ADJOURNMENT

The meeting adjourned at 4:25 PM.

Metro Flood Diversion Authority Board of Authority 2026 Annual Meeting Minutes

3:30 PM – January 8, 2026

City of Fargo Commission Chambers

The 2026 Annual Meeting of the Metro Flood Diversion Authority Board of Authority was held on January 8, 2026. The following members were present: Bernie Dardis, Mayor, City of West Fargo; Dr. Tim Mahoney, Mayor, City of Fargo; David Ebinger, Clay County Commissioner; Kevin Campbell, Clay County Commissioner; Tony Grindberg, Cass County Commissioner; Rick Steen, Cass County Joint Water Resource District; Dave Piepkorn, Fargo City Commissioner; Shelly Carlson, Mayor, City of Moorhead; Lisa Borgen, Moorhead City Council and Denise Kolpack, Fargo City Commissioner.

Member(s) absent: Chuck Hendrickson, Moorhead City Council; Jim Kapitan, Cass County Commissioner and Duane Breitling, 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 THE ORDER OF THE AGENDA

The order of the agenda was not approved.

3. GENERAL COUNSEL UPDATE

a. Resolution Appointment of the 2026 Members to the Diversion Authority Board, Land Management, Finance & Planning Committees

MOTION PASSED

Mr. Grindberg moved to approve the above-referenced resolution as presented and Mayor Carlson seconded the motion. On a roll call vote, the motion carried.

b. Election of a Vice Chair for the Diversion Board of Authority

MOTION PASSED

Mr. Ebinger nominated Mayor Shelly Carlson to serve as the vice chair of the Diversion Board of Authority and Mr. Campbell seconded the motion. On a roll call vote, the motion carried.

c. Election of the Secretary for the Diversion Board of Authority

MOTION PASSED

Ms. Kolpack nominated Dawn Lindblom to serve as the secretary for the Diversion Board of Authority and Ms. Borgen seconded the motion. On a roll call vote, the motion carried.

d. Resolution Confirming the 2026 Meeting Dates for the Diversion Board of Authority, Planning and Finance Committees

MOTION PASSED

Ms. Kolpack moved to approve the above-referenced resolution as presented and Mayor Carlson seconded the motion. On a roll call vote, the motion carried.

4. OTHER BUSINESS

a. 2026 MFDA Governance Annual Work Plan

Mr. Benson shared the 2026 MFDA Governance work plan and indicated that every January the Executive Director will draft a proposed Governance Policy Annual Work Plan and make a recommendation to the MFDA Board at the Annual Meeting. The MFDA Board will then approve the Governance Policy Annual Work Plan at the MFDA Annual Meeting. Following approval of the Annual Work Plan, the Planning Committee will conduct quarterly reviews of the Governance Plan.

The recommendation for 2026 is that these reviews be completed by the Planning Committee in February, May, August, and November, with the Executive Director's annual review taking place in December.

b. O&M Transition Framework

Mr. Benson shared the O&M Transition Framework and key tasks. The Mission of the MFDA during O&M: The MFDA will conduct budgeting, inspections, maintenance, contracting, land/permit/environmental compliance, planning, and public outreach to ensure the FM Area Diversion Project (Project) is funded and maintained at a level that meets all MFDA, local, state, and federal requirements and is ready to provide flood protection to the benefited area in accordance with the water control manual. This transition is ongoing and will be completed by December 2027. The transition will be an asynchronous operation as we work every day to ensure Project construction is complete by the end of September 2026 and at the same time plan for and transition to O&M. We will also work in parallel to complete the Sheyenne River Mitigation Project (SRMP), other mitigation projects, and FEMA Physical Map Revision (PMR) complete by 2030.

Key Tasks:

- Ensure that the project is operationally ready so that we are prepared to operate for a flood in the spring of 2027.
- Move all MFDA Staff operations from the current administrative building to the new Authority Administrative Building (AAB) by the end of Fall 2026.
- Prepare 2027 cash budgets that serve as the transition budgets with both construction and O&M components.
- Execute necessary activities to have a maintenance levy in place to fund the O&M budget in 2028.
- Develop O&M plans for all components of the project to include the Local Flood Protection and Associated Infrastructure (LFP&AI), the Southern Embankment and Associated Infrastructure (SE&AI), the Diversion Channel and Associated Infrastructure (DC&AI), and the Mitigation Features and Associated Infrastructure (MF&AI).
- Develop and approve MFDA and local entity resolutions that outline the O&M assets, staffing/labor responsibilities, and fiscal responsibility.
- Complete the SRMP, other mitigation projects, and FEMA floodplain certification by 2030.

End State: By the spring of 2027 we will be prepared to operate the project to protect the area from a potential flood event. By the end of 2027 we will be 90% staffed for O&M, have 90% of our required equipment on hand, have necessary agreements with partners regarding routine maintenance, mutual aid, or assistance, and have a 2028 budget prepared and fully funded through a maintenance levee. By 2030 the SRMP, other mitigation projects and FEMA floodplain certification will be complete.

5. PUBLIC COMMENT

There were no public comments.

6. NEXT MEETING

The next meeting will be January 22, 2026.

7. Adjournment

The meeting adjourned at 3:57 PM.

FM Metropolitan Area Flood Risk Management Project
Fiscal Accountability Report Design Phase
As of 12/31/25

	790: FM Diversion Project Fund							770: Budget Fund				773: Excess Capital Fund			
	2011-2020	2021	2022	2023	2024	2025	Total	2021-2023	2024	2025	Total	2024	2025	Total	Grand Total
Revenues															
City of Fargo	229,263,214	39,900,525	41,606,950	43,281,539	43,640,465	34,251,074	431,943,767		-	-	-	-	-	-	431,943,767
Cass County	238,074,113	20,605,468	20,077,388	21,720,075	21,906,084	17,545,800	339,928,929		-	-	-	-	-	-	339,928,929
State Water Commission	270,967,976	44,928,872	21,249,909				337,146,758		-	-	-	-	-	-	337,146,758
State of ND - Legacy Fund	-	-	105,992,160	129,134,268	134,294,754	66,078,817	435,500,000		-	-	-	-	-	-	435,500,000
State of ND - SRF	-	-	1,272,652	8,316,726	9,745,091	13,930,939	33,265,408		-	-	-	-	-	-	33,265,408
Cass County Joint Water Resource District	-	28,630,991					28,630,991		-	-	-	-	-	-	28,630,991
Other Agencies	706,805						706,805		-	-	-	-	-	-	706,805
City of Oxbow MOU Repayment	2,822,634	122,038					2,944,671		-	-	-	-	-	-	2,944,671
Reimbursements	168,602	52,055	18,930	15,735	19,631		274,953		-	-	-	-	-	-	274,953
Lease/Rental Payments	2,951,681	622,459	743,700	744,622	47,300	893,457	6,003,220		-	-	-	-	-	-	6,003,220
Asset Sales	1,235,569	1,802,265	1,348,132	4,125,699	518,843	4,267,039	13,297,549		-	-	-	-	-	-	13,297,549
Interest Income	4,790,772	1,011,554	1,377,312	7,208,616	11,822,032	10,698,505	36,908,791		-	-	-	-	-	-	36,908,791
Miscellaneous	4,886	7,336	1,987	70,350	76,997	52,290	213,847	3,320,850	1,665,282	1,670,288	6,656,420	-	-	-	6,870,267
Total Revenues	750,986,254	137,683,563	193,689,120	214,617,631	222,071,198	147,717,921	1,666,765,687	3,320,850	1,665,282	1,670,288	6,656,420	-	-	-	1,673,422,107
Expenditures															
7905 Army Corp Payments	53,159,000	-	-	24,800	-	990,600	54,174,400	-	-	-	-	-	-	-	54,174,400
7910 WIK - Administration	6,125,744	2,650,150	1,994,938	3,221,009	6,053,234	3,776,854	23,821,929	3,249,868	1,462,847	1,230,886	5,943,601	-	-	-	29,765,530
7915 WIK - Project Design	36,316,433	2,261,337	2,491,982	4,347,833	4,375,148	4,278,087	54,070,819	-	-	-	-	-	-	-	54,070,819
7920 WIK - Project Management	70,718,325	13,629,756	14,935,064	14,936,935	16,269,917	14,716,947	145,206,943	-	-	-	-	-	-	-	145,206,943
7925 WIK - Recreation	278,223	-	-	-	-	-	278,223	-	-	-	-	-	-	-	278,223
7930 LERRDS - North Dakota	275,657,728	42,321,398	53,946,968	73,284,991	51,715,442	23,411,032	520,337,560	-	-	-	-	-	-	-	520,337,560
7931 LERRDS - Minnesota	4,982,754	3,832,050	5,722,668	5,714,157	21,930,147	4,576,714	46,758,490	-	-	-	-	-	-	-	46,758,490
7940 WIK Mitigation - North Dakota	1,022,658	35,279,546	57,777	1,039,229	166,142	127,688	37,693,040	-	-	-	-	-	-	-	37,693,040
7941 WIK Mitigation - Minnesota	-	112,271	357,080	933,799	586,522	3,375,190	5,364,862	-	-	-	-	-	-	-	5,364,862
7950 Construction - North Dakota	104,100,296	25,488,649	17,899,069	17,767,981	34,006,877	114,526,592	313,789,464	-	-	-	-	-	-	-	313,789,464
7951 Construction - Minnesota	-	-	210,000	669,048	182,594	92,078	1,153,719	-	-	-	-	-	-	-	1,153,719
7952 Construction - O/H/B	33,612,243	2,070,541	646,144	118,976	628,480	74,249	37,150,633	-	-	-	-	-	-	-	37,150,633
7955 Construction Management	11,598,799	180,481	137,041	1,062	5,322	68,113	11,990,818	-	-	-	-	-	-	-	11,990,818
7959 SRF Construction	-	-	5,936,985	7,781,266	16,519,945	7,726,418	37,964,613	-	-	-	-	-	-	-	37,964,613
7980 Operations & Maintenance	190,811	2,971	138,066	83,898	85,983		501,729	-	-	-	-	-	-	-	501,729
7990 Project Financing	48,092,864	14,236,187	9,053,457	9,422,840	12,415,903	14,901,644	108,122,895	-	-	-	-	-	-	-	108,122,895
7995 Project Eligible - Off Formula Costs	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
7999 Non Federal Participating Costs	221,686	-	-	-	-	-	221,686	-	-	-	-	-	-	-	221,686
Total Expenditures	646,077,564	142,065,337	113,527,239	139,347,823	164,941,656	192,642,204	1,398,601,823	3,249,868	1,462,847	1,230,886	5,943,601	-	-	-	1,404,545,424
Other Financing Sources (Uses)															
Transfers From Other Diversion Funds	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Transfers to Other Diversion Funds	-	659,566	1,250,000	1,395,000	1,650,000	1,650,000	6,604,566	-	-	-	-	-	-	-	6,604,566
Total Other Financing Sources (Uses)	-	659,566	1,250,000	1,395,000	1,650,000	1,650,000	6,604,566	-	-	-	-	-	-	-	6,604,566

FM Metropolitan Area Flood Risk Management Project
Statement of Net Position
December 31, 2025

	FM Diversion Project Fund	Budget Fund	Risk Sharing Fund	Grand Total
Assets				
Cash	\$ 213,871,730	\$ 712,819	\$ 10,000,000	\$ 224,584,549
Cash Horace 3.01 MIT	4,571,478	-		4,571,478
Cash BRRWD	9,290,947	-		9,290,947
Cash Held In Trust at BND				
Excess Revenue Fund	731,081	-	-	731,081
Temp Debt Obligation Fund	1,552,100	-	-	1,552,100
Authority Loan Fund	226,748	-		226,748
P3 Reserve Fund	16,793,482	-	-	16,793,482
SRF Loan Reserve Fund	2,379,457			2,379,457
Revenue Fund	3,904			3,904
Prepaid Expense	2,270,319	-	-	2,270,319
Refundable Deposit	50,000			50,000
Total assets	251,741,246	712,819	10,000,000	262,454,065
Liabilities				
Vouchers payable	-	-	-	-
Retainage payable	168,693	-	-	168,693
Rent Deposit	13,250	-	-	13,250
Total liabilities	181,943	-	-	181,943
NET POSITION	\$ 251,559,303	\$ 712,819	\$ 10,000,000	\$ 262,272,122

Month Reported	Cash
Jan-26	\$ 224,584,549
Feb-26	
Mar-26	
Apr-26	
May-26	
Jun-26	
Jul-26	
Aug-26	
Sep-26	
Oct-26	
Nov-26	
Dec-26	

Summary Of Expenses
EXP-2025-12

12 January 2026

Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
770-7910-429.11-00	18/12/2025	350014	Cass County Government	\$81,887.26	DIVERSION PAYROLL	V00106	EXECUTIVE DIRECTOR
Full Time Staff / Salaries				\$81,887.26			
770-7910-429.20-01	18/12/2025	350014	Cass County Government	\$12,194.96	DIVERSION PAYROLL	V00106	EXECUTIVE DIRECTOR
Employee Benefits / Health Insurance				\$12,194.96			
770-7910-429.20-03	18/12/2025	350014	Cass County Government	\$200.00	DIVERSION PAYROLL	V00106	EXECUTIVE DIRECTOR
Employee Benefits / Dental Insurance				\$200.00			
770-7910-429.20-06	18/12/2025	350014	Cass County Government	\$43.80	DIVERSION PAYROLL	V00106	EXECUTIVE DIRECTOR
Employee Benefits / Vision Insurance				\$43.80			
770-7910-429.21-01	18/12/2025	350014	Cass County Government	\$2,571.38	DIVERSION PAYROLL	V00106	EXECUTIVE DIRECTOR
Employee Benefits / Social Security				\$2,571.38			
770-7910-429.21-02	18/12/2025	350014	Cass County Government	\$1,139.40	DIVERSION PAYROLL	V00106	EXECUTIVE DIRECTOR
Employee Benefits / Medicare				\$1,139.40			
770-7910-429.22-07	18/12/2025	350014	Cass County Government	\$10,571.79	DIVERSION PAYROLL	V00106	EXECUTIVE DIRECTOR
Pension Benefits / Retirement				\$10,571.79			
770-7910-429.34-15	11/12/2025	349891	Network Center Inc.	\$255.25	DIVERSION IT SERVICES	V13801	IT SERVICE AGREEMENT
	18/12/2025	350105	Network Center Inc.	\$662.13	DIVERSION IT SERVICES	V13801	IT SERVICE AGREEMENT
	24/12/2025	350180	CONSOLIDATED COMMUNI	\$500.00	ACCT #701-150-0113/0	V00106	EXECUTIVE DIRECTOR
	24/12/2025	350280	Network Center Inc.	\$938.75	DIVERSION IT SERVICES	V13801	IT SERVICE AGREEMENT
Technical Services / Computer Services				\$2,356.13			
770-7910-429.53-20	18/12/2025	350014	Cass County Government	\$367.52	DIVERSION EXPENSES	V00106	EXECUTIVE DIRECTOR
Communications / Cellular Phone Service				\$367.52			
770-7910-429.56-60	18/12/2025	350014	Cass County Government	\$142.10	DIVERSION EXPENSES	V00106	EXECUTIVE DIRECTOR
In State Travel / In State Travel Expenses				\$142.10			
770-7910-429.61-10	18/12/2025	350014	Cass County Government	\$221.35	DIVERSION EXPENSES	V00106	EXECUTIVE DIRECTOR
General Supplies / Office Supplies				\$221.35			

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770-7910-429.68-30	18/12/2025	350014	Cass County Government	\$297.22	DIVERSION EXPENSES	V00106	EXECUTIVE DIRECTOR
Miscellaneous / Meeting Incidentals				\$297.22			
770-7910-429.74-11	18/12/2025	350014	Cass County Government	\$914.80	DIVERSION EXPENSES	V00106	EXECUTIVE DIRECTOR
Capital Outlay / Computer Equipment				\$914.80			
770-7910-429.74-12	18/12/2025	350014	Cass County Government	\$8,400.00	DIVERSION EXPENSES	V00106	EXECUTIVE DIRECTOR
Capital Outlay / Computer Software				\$8,400.00			
770 Subtotal				\$121,307.71			
790-0000-206.10-00	04/12/2025	349740	Schmidt and Sons Inc.	\$2,449.38	Retainage	V03829	TO55-WP38C-OIN 7102
	30/12/2025	350476	Schmidt and Sons Inc.	\$9,690.00	Retainage PO 240437	V03827	TO46-WP38C-BALLAST REMOVE
Retainage				\$12,139.38			
790-7910-429.33-25	24/12/2025	350287	OHNSTAD TWICHELL PC	\$75,896.20	LEGAL SERVICES	V00102	General & Admin. WIK
Other Services / Legal Services				\$75,896.20			
790-7910-429.34-20	04/12/2025	349646	C THREE MEDIA, LLC	\$19,807.22	VIDEOGRAPHY SERVICES	V08601	VIDEOGRAPHY
	11/12/2025	349890	Neon Loon Communications, LL	\$7,667.85	NEON LOON #2 COMM. SUPPOR	V09601	COMMUNICATIONS SUPPORT
Technical Services / Marketing / Public Relat.				\$27,475.07			
790-7910-429.34-56	22/12/2025	EK12250	City of Fargo	\$18,007.50	FISCAL AGENT FEE - 12/25	V05902	MONTHLY FISCAL AGENT FEE
Technical Services / FMDA Fiscal Agent Fees				\$18,007.50			
790-7910-429.42-05	18/12/2025	349996	Ambassador, Inc.	\$925.00	DIVERSION CLEANING SERVIC	V10501	JANITORIAL SERVICES
Cleaning Services / Custodial Services				\$925.00			
790-7915-429.33-05	24/12/2025	350236	HOUSTON-MOORE GROUP L	\$202,196.30	DIVERSION PROJECT	V01633	DESIGN & CONST. SUPPORT
	30/12/2025	350400	MOORE ENGINEERING INC	\$1,618.75	MOORE ENGINEERING	V01201	Cass Joint Water OHB
Other Services / Engineering Services				\$203,815.05			
790-7915-429.38-99	04/12/2025	349753	UNITED STATES GEOLOGIC	\$22,746.00	WATER QUALITY MONITORING	V02203	WATER QUALITY MONITORING
Other Services / Other Services				\$22,746.00			
790-7920-429.33-05	24/12/2025	350236	HOUSTON-MOORE GROUP L	\$41,700.81	DIVERSION PROJECT	V01633	DESIGN & CONST. SUPPORT
Other Services / Engineering Services				\$41,700.81			

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790-7920-429.33-79	11/12/2025	349797	CH2M Hill Engineers Inc	\$601,450.43	PROGRAM MGMT	V00211	CH2M HILL-6/2019-12/2021
	11/12/2025	349797	CH2M Hill Engineers Inc	\$961,666.63	SUPPORT SERVICES	V00212	P3 PROCUREMENT SUPPORT
Other Services / Construction Management				\$1,563,117.06			
790-7930-429.33-05	24/12/2025	350154	ADVANCED ENGINEERING I	\$105,994.14	DIVERSION PROJECT	V00302	PROGRAM MGMT SERVICES
	24/12/2025	350236	HOUSTON-MOORE GROUP L	\$91,317.10	DIVERSION PROJECT	V01633	DESIGN & CONST. SUPPORT
	30/12/2025	350400	HDR Engineering, Inc.	\$8,246.25	HDR ENGINEERING	V01201	Cass Joint Water OHB
	30/12/2025	350400	Prosource Technologies, Inc	\$42,574.21	PROSOURCE TECHNOLOGIES	V01201	Cass Joint Water OHB
	30/12/2025	350400	SRF Consulting Group	\$33,080.74	SRF CONSULTING GROUP, INC.	V01201	Cass Joint Water OHB
Other Services / Engineering Services				\$281,212.44			
790-7930-429.33-25	18/12/2025	350018	LIES, BULLIS & HATTING, P	\$4,800.00	REIMB LIES, BULLIS &	V10601	CITY OF CHRISTINE MOU
	18/12/2025	350018	Swanson & Warcup	\$715.00	REIMB SWANSON & WARCUP	V10601	CITY OF CHRISTINE MOU
	24/12/2025	350264	Larkin Hoffman Attorneys	\$306.00	LEGAL SERVICES	V14801	LEGAL SERVICES
	30/12/2025	350400	Larkin Hoffman Attorneys	\$42,545.50	LARKIN HOFFMAN	V01201	Cass Joint Water OHB
	30/12/2025	350400	OHNSTAD TWICHELL PC	\$190,823.36	OHNSTAD TWICHELL, PC	V01201	Cass Joint Water OHB
Other Services / Legal Services				\$239,189.86			
790-7930-429.33-32	30/12/2025	350400	CROWN APPRAISALS	\$95,595.40	CROWN APPRAISALS, INC.	V01201	Cass Joint Water OHB
Other Services / Appraisal Services				\$95,595.40			
790-7930-429.33-79	11/12/2025	349797	CH2M Hill Engineers Inc	\$3,162.14	PROPERTY ACQUISITION	V00210	CH2M HILL-LAND ACQUISITON
Other Services / Construction Management				\$3,162.14			
790-7930-429.62-51	24/12/2025	350170	Cass County Electric Cooperativ	\$113.00	ACCT #1184422 DIVERSION	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	Cass County Electric Cooperativ	\$394.28	CASS COUNTY ELECTRIC COOP	V01701	ND LAND PURCH-OUT OF TOWN
Energy / Electricity				\$507.28			

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790-7930-429.67-11	30/12/2025	350400	0872 - RICKER	\$10,835.12	ALLEN AND DIANE RICKER	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	0873 - RICKER	\$10,835.12	ALLEN AND DIANE RICKER	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	0874 - RICKER	\$10,835.13	ALLEN AND DIANE RICKER	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	0875 - RICKER	\$10,835.13	ALLEN AND DIANE RICKER	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	1948H - MARJORIE ANN COS	\$25,310.54	MARJORIE COSSETTE	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	1958 - TROTTIER 2	\$11,610.00	DANIEL & KATHI TROTTIER	V01701	ND LAND PURCH-OUT OF TOWN
Relocation / Residential Buildings				\$80,261.04			
790-7930-429.67-12	30/12/2025	350400	1979 - HEITMAN	(\$68,181.86)	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	2002 - REDLIN	\$53,940.00	REDLIN ENGINE	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	2016 - NIPSTAD 3	\$50,361.04	NIPSTAD FARMS INC	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	9993 - BJMLANDINC	\$71,768.00	BJM LAND INC.	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	9994 - MITCHELL	\$71,768.00	BJM LAND INC.	V01701	ND LAND PURCH-OUT OF TOWN
	22/12/2025	EK12250	1979 - HEITMAN	\$68,181.86	RCLS DIVERSION LAND REV	V01701	ND LAND PURCH-OUT OF TOWN
Relocation / Commercial Buildings				\$247,837.04			

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790-7930-429.71-30	30/12/2025	350400	0561Y - CASS COUNTY JOIN	(\$264,613.63)	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	1412 - KOPP	\$233,008.61	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	1485 - KOPP	\$233,008.61	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	1486 - KOPP	\$233,008.62	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	1899 - LONGTINE	(\$269,830.72)	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	1926 - YOUNG 2	(\$29,383.50)	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	1958 - TROTTIER 2	\$1,000.00	DANIEL & KATHI TROTTIER	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	2366Y - CASS COUNTY JOIN	(\$264,613.62)	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	2367Y - CASS COUNTY JOIN	(\$264,613.62)	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	2368Y - CASS COUNTY JOIN	(\$641,807.76)	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	8852Y - CASS COUNTY JOIN	(\$264,613.63)	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	9507 - JOHNSON 13	(\$1,524.44)	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	22/12/2025	EK12250	0561Y - CASS COUNTY JOIN	\$264,613.63	RCLS DIVERSION LAND REV	V01701	ND LAND PURCH-OUT OF TOWN
	22/12/2025	EK12250	1899 - LONGTINE	\$269,830.72	RCLS DIVERSION LAND REV	V01701	ND LAND PURCH-OUT OF TOWN
	22/12/2025	EK12250	1926 - YOUNG 2	\$29,383.50	RCLS DIVERSION LAND REV	V01701	ND LAND PURCH-OUT OF TOWN
	22/12/2025	EK12250	2366Y - CASS COUNTY JOIN	\$264,613.62	RCLS DIVERSION LAND REV	V01701	ND LAND PURCH-OUT OF TOWN
	22/12/2025	EK12250	2367Y - CASS COUNTY JOIN	\$264,613.62	RCLS DIVERSION LAND REV	V01701	ND LAND PURCH-OUT OF TOWN
	22/12/2025	EK12250	2368Y - CASS COUNTY JOIN	\$641,807.76	RCLS DIVERSION LAND REV	V01701	ND LAND PURCH-OUT OF TOWN
	22/12/2025	EK12250	8852Y - CASS COUNTY JOIN	\$264,613.63	RCLS DIVERSION LAND REV	V01701	ND LAND PURCH-OUT OF TOWN
	22/12/2025	EK12250	9507 - JOHNSON 13	\$1,524.44	RCLS DIVERSION LAND REV	V01701	ND LAND PURCH-OUT OF TOWN
Land / Land Purchases				\$700,025.84			

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790-7930-429.71-31	02/12/2025	29507	Eagle Valley Evangelical Free C	(\$788.93)	GRANHOLT LAND PURCH RFND	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	0842 - HANSON 2	\$492,456.40	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	0845 - BRAKKE 1	\$275,923.87	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	1206 - DEREK J SWENSON	\$57,012.38	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	1896 - ANDERSON 8	\$303,711.93	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	1947 - COSSETTE 1	\$106,749.22	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	1948 - COSSETTE 1	\$106,749.23	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	1964 - COSSETTE 6	\$94,653.53	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	2052 - ANDERSON 7	\$303,711.94	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	2361 - COSSETTE 1	\$139,445.24	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	30/12/2025	350400	8466 - SCHULZ, TIMOTHY M	\$61,114.87	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
Land / Easements				\$1,940,739.68			
790-7930-429.73-20	30/12/2025	350476	Schmidt and Sons Inc.	\$7,112.75	BALLAST REMOVAL	V03827	TO46-WP38C-BALLAST REMOVE
Infrastructure / Site Improvements				\$7,112.75			
790-7931-429.33-05	30/12/2025	350404	Prosource Technologies, Inc	\$20,436.90	PROSOURCE	V06201	MCCJPA - MN ROE
	30/12/2025	350404	SRF Consulting Group	\$8,182.00	SRF CONSULTING GROUP	V06201	MCCJPA - MN ROE
Other Services / Engineering Services				\$28,618.90			
790-7931-429.33-25	04/12/2025	349651	OHNSTAD TWICHELL PC	\$13,266.42	OHNSTAD TWICHELL	V06201	MCCJPA - MN ROE
Other Services / Legal Services				\$13,266.42			
790-7931-429.33-32	30/12/2025	350404	CROWN APPRAISALS	\$23,000.00	CROWN APPRAISALS	V06201	MCCJPA - MN ROE
Other Services / Appraisal Services				\$23,000.00			
790-7931-429.38-99	04/12/2025	349651	Leslie P. Roos	\$1,211.28	LESLIE ROOS	V06201	MCCJPA - MN ROE
Other Services / Other Services				\$1,211.28			
790-7931-429.54-10	30/12/2025	350404	New Century Press	\$16.72	NEW CENTURY PRESS	V06201	MCCJPA - MN ROE
Advertising / Legal Publications				\$16.72			
790-7931-429.62-51	30/12/2025	350404	RED RIVER VALLEY COOPE	\$88.93	RED RIVER VALLEY COOP	V02301	MN LAND PURCHASES
Energy / Electricity				\$88.93			

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790-7931-429.67-11	04/12/2025	349651	1792 - ANDERSON 4	\$1,035.00	JEAN ANDERSON	V02301	MN LAND PURCHASES
	30/12/2025	350404	1635 - BUTH	\$36,985.20	BRAD & WENDY BUTH	V02301	MN LAND PURCHASES
Relocation / Residential Buildings				\$38,020.20			
790-7931-429.71-30	04/12/2025	349651	1879N - MOORHEAD CLAY C	(\$500.00)	BCSS, LLC	V02301	MN LAND PURCHASES
	30/12/2025	350404	1879N - MOORHEAD CLAY C	(\$500.00)	BCSS, LLC	V02301	MN LAND PURCHASES
	22/12/2025	EK12250	1879N - MOORHEAD CLAY C	\$500.00	RCLS DIVERSION RENT REV	V02301	MN LAND PURCHASES
Land / Land Purchases				(\$500.00)			
790-7931-429.71-31	30/12/2025	350404	1324 - HOHENSTEIN/JOSEPH	\$102,749.85	THE TITLE CO	V02301	MN LAND PURCHASES
Land / Easements				\$102,749.85			
790-7940-429.34-50	05/12/2025	JH112500	City of Horace	\$29.31	NOV 25 DIVIDEND/ADMIN FEE	V11602	HORACE-ESCROW PFM FEES
Technical Services / Investment Management Svc				\$29.31			
790-7941-429.33-05	24/12/2025	350176	MOORE ENGINEERING INC	\$16,507.58	REIMB MOORE ENGINEERING	V10102	LAGOON
Other Services / Engineering Services				\$16,507.58			
790-7941-429.33-25	24/12/2025	350176	Pemberton Law PLLP	\$2,069.50	REIMB PEMERTON LAW	V10102	LAGOON
Other Services / Legal Services				\$2,069.50			
790-7941-429.34-50	05/12/2025	JH112500	BUFFALO-RED RIVER WATE	\$42.37	NOV 25 INT/ADMIN FEES	V08304	BRRWD-ESCROW PFM FEES
Technical Services / Investment Management Svc				\$42.37			
790-7950-429.33-05	18/12/2025	350094	MOORE ENGINEERING INC	\$4,597.50	REIMB MOORE ENGINEERING	V08901	MAPLE RIVER-DRAIN EXPENSE
	18/12/2025	350130	MOORE ENGINEERING INC	\$18,666.95	REIMB MOORE ENGINEERING	V08801	RUSH RIVER-DRAIN EXPENSE
	18/12/2025	350134	MOORE ENGINEERING INC	\$21,038.95	REIMB MOORE ENGINEERING	V12201	SE CASS WRD MOU
	24/12/2025	350236	HOUSTON-MOORE GROUP L	\$9,365.50	DIVERSION PROJECT	V01633	DESIGN & CONST. SUPPORT
	22/12/2025	EK12250	HOUSTON ENGINEERING IN	\$1,244.25	HOUSTON ENGINEERING INC	V05401	DEMOLITION/LEVEE-HARWOOD
	22/12/2025	EK12250	HOUSTON ENGINEERING IN	\$5,208.00	HOUSTON ENGINEERING INC	V05426	RR EROSION-UNIV & 52ND AV
	22/12/2025	EK12250	HDR Engineering, Inc.	\$23,181.25	HDR ENGINEERING INC	V05405	LEVEE/FLOODWALL - BELMONT
Other Services / Engineering Services				\$83,302.40			

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790-7950-429.33-25	18/12/2025	350094	OHNSTAD TWICHELL PC	\$347.00	REIMB OHNSTAD TWICHELL	V08901	MAPLE RIVER-DRAIN EXPENSE
	18/12/2025	350134	OHNSTAD TWICHELL PC	\$1,952.50	REIMB OHNSTAD TWICHELL	V12201	SE CASS WRD MOU
	22/12/2025	EK12250	Serkland Law Firm	\$6,455.00	SERKLAND LAW FIRM	V05418	FLOOD ACQUISITIONS
	22/12/2025	EK12250	Serkland Law Firm	\$2,040.00	SERKLAND LAW FIRM	V05418	FLOOD ACQUISITIONS
Other Services / Legal Services				\$10,794.50			
790-7950-429.38-99	24/12/2025	350271	Mapleton Township	\$4,258.70	ROAD IMPROVEMENTS	V10001	MAPLETON TWP MOU
Other Services / Other Services				\$4,258.70			
790-7950-429.41-05	04/12/2025	349649	Cass Rural Water	\$30.16	ACCT #18789 DIVERSION	V05006	DIVERSION INLET UTILITY
Utility Services / Water and Sewer				\$30.16			
790-7950-429.73-20	18/12/2025	350122	RJ Zavoral & Sons Inc.	\$572,204.08	RAYMOND TWNSHP MOBILITY	V14701	RAYMOND TOWNSHIP MOBILITY
	18/12/2025	350130	DIRT DYNAMICS	\$209,553.00	REIMB DIRT DYNAMICS	V08801	RUSH RIVER-DRAIN EXPENSE
Infrastructure / Site Improvements				\$781,757.08			
790-7950-429.73-52	10/12/2025	EK12250	Red River Valley Alliance LLC	\$750,000.00	P3 DEV. ARC016-2023-002	V11401	P3 DEVELOPER PAYMENTS
	16/12/2025	EK12250	Red River Valley Alliance LLC	\$2,378,749.60	RECORD WIRE MILESTONE PMT	V11402	MILESTONE PAYMENTS
	22/12/2025	EK12250	Excavating Inc - Fargo	\$38,557.48	EXCAVATING INC - FARGO	V05426	RR EROSION-UNIV & 52ND AV
	24/12/2025	EK12250	Red River Valley Alliance LLC	\$1,665,561.20	RECORD WIRE MILESTONE PMT	V11402	MILESTONE PAYMENTS
	08/12/2025	WP12250	Red River Valley Alliance LLC	\$3,406,494.40	RECORD WIRE MILESTONE PMT	V11402	MILESTONE PAYMENTS
Infrastructure / Flood Control				\$8,239,362.68			
790-7950-429.73-70	04/12/2025	349706	MLGC	\$113,107.54	LINE RELOCATION	V11201	UTILITY RELOCATION
	11/12/2025	349788	Cass County Electric Cooperativ	\$47,335.44	AID TO CONSTRUCTION	V04726	TO24-RR STRUCT. ELECTRICAL
	11/12/2025	349789	Cass Rural Water	\$5,276.51	4938 KLITZKE DR DISCONNec	V05016	TO 9 - WP38C DISCONNECTS
	11/12/2025	349789	Cass Rural Water	\$5,276.51	5017 171 AVE SE DISCONNec	V05016	TO 9 - WP38C DISCONNECTS
	24/12/2025	350172	Cass Rural Water	\$99,500.00	RES A TRANSFORMER	V05023	TO17-RESERVOIR A TRANSFOR
Infrastructure / Utilities				\$270,496.00			
790-7952-429.33-05	24/12/2025	350236	HOUSTON-MOORE GROUP L	\$1,426.50	DIVERSION PROJECT	V01633	DESIGN & CONST. SUPPORT
Other Services / Engineering Services				\$1,426.50			
790-7955-429.33-05	24/12/2025	350236	HOUSTON-MOORE GROUP L	\$12,599.50	DIVERSION PROJECT	V02827	IN TOWN LEVY MAINTENANCE
Other Services / Engineering Services				\$12,599.50			

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790-7959-429.33-05	22/12/2025	EK12250	HOUSTON ENGINEERING IN	\$19,953.65	HOUSTON ENGINEERING INC	V05433	NR24B - LIFT STAT 11 & 57
	22/12/2025	EK12250	HOUSTON ENGINEERING IN	\$28,949.10	HOUSTON ENGINEERING INC	V05438	NR25D-STRM LFT RHB #41,42
	22/12/2025	EK12250	HOUSTON ENGINEERING IN	\$1,784.25	HOUSTON ENGINEERING INC	V05406	DRAIN 27 LIFT STATION #56
	22/12/2025	EK12250	APEX Engineering Group Inc	\$51,173.05	APEX ENGINEERING GROUP IN	V05432	STORM LIFT IMPR #27
	22/12/2025	EK12250	HOUSTON ENGINEERING IN	\$30,515.80	HOUSTON ENGINEERING INC	V05432	STORM LIFT IMPR #27
Other Services / Engineering Services				\$132,375.85			
790-7959-429.73-52	22/12/2025	EK12250	CC STEEL, LLC	\$70,955.50	CC STEEL, LLC	V05438	NR25D-STRM LFT RHB #41,42
	22/12/2025	EK12250	FUSION AUTOMATION INC.	\$20,510.49	FUSION AUTOMATION INC.	V05431	STORM LIFT IMPR #47 & #48
	22/12/2025	EK12250	Key Contracting Inc	\$690,134.15	KEY CONTRACTING INC	V05432	STORM LIFT IMPR #27
	22/12/2025	EK12250	Key Contracting Inc	\$49,645.79	KEY CONTRACTING INC	V05433	NR24B - LIFT STAT 11 & 57
	22/12/2025	EK12250	Sun Electric Inc.	\$8,300.00	SUN ELECTRIC INC	V05433	NR24B - LIFT STAT 11 & 57
	22/12/2025	EK12250	CC STEEL, LLC	\$106,208.10	CC STEEL, LLC	V05438	NR25D-STRM LFT RHB #41,42
	22/12/2025	EK12250	JDP Electric Inc.	\$15,217.20	JDP ELECTRIC INC	V05438	NR25D-STRM LFT RHB #41,42
	22/12/2025	EK12250	Key Contracting Inc	\$484,649.60	KEY CONTRACTING INC	V05431	STORM LIFT IMPR #47 & #48
	22/12/2025	EK12250	Key Contracting Inc	\$1,106,364.78	KEY CONTRACTING INC	V05432	STORM LIFT IMPR #27
Infrastructure / Flood Control				\$2,551,985.61			
790-7990-429.33-05	24/12/2025	350236	HOUSTON-MOORE GROUP L	\$42,679.25	DIVERSION PROJECT	V01633	DESIGN & CONST. SUPPORT
Other Services / Engineering Services				\$42,679.25			
790-7990-429.33-25	24/12/2025	350287	OHNSTAD TWICHELL PC	\$47,753.40	LEGAL SERVICES	V00102	General & Admin. WIK
	24/12/2025	350324	Swanson & Warcup	\$1,350.00	LEGAL SERVICES	V14501	LEGAL SERVICES
Other Services / Legal Services				\$49,103.40			
790-7990-429.33-47	24/12/2025	350296	Program Advisor Services, LLC	\$24,720.00	DIVERSION CONSULTING	V05801	CONSULTING SERVICES
Other Services / Consulting Services				\$24,720.00			
790-7990-429.34-57	22/12/2025	31537	BANK OF NORTH DAKOTA	\$18,007.50	BND TRUSTEE FEE 12/2025	V08502	MONTHLY TRUSTEE FEE
Technical Services / FMDA Trustee Fees BND				\$18,007.50			
790-7990-520.80-20	02/12/2025	EK12250	North Dakota Public Finance Au	\$823,720.00	12.1.25 CFP DEBT PMT	V02824	COF - CFP BOND PAYMENTS
Debt Service / Interest On Bonds				\$823,720.00			

Summary Of Expenses

EXP-2025-12

12 January 2026

Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
790-7990-520.80-32	02/12/2025	EK12250	North Dakota Public Finance Au	\$300.00	12.1.25 CFP DEBT PMT	V02824	COF - CFP BOND PAYMENTS
Debt Service / Paying Agent & Trustee				\$300.00			
790-7998-555.90-81	22/12/2025	EK12250	Diversion Admin Budget Transfe	\$0.00	ANNUAL ADMIN BDGT TRF-DEC	VADMIN	Diversion Administration
FMDA Admin. Budget Fund				\$0.00			
790 Subtotal				\$18,833,505.73			

Total Amount Invoiced this period:

\$18,954,813.44

\$12,139.38

Less Paid Retainage

\$18,942,674.06

Total Less Paid Retainage

Cumulative Vendor Payments Since Inception (Paid Only)

Vendor Name	Approved Contract/Invoiced Amount	Liquidated	Outstanding Encumbrance	Purpose
LAND PURCHASE	\$443,152,841.85	\$443,152,841.85	\$0.00	Land Purchase
CH2M HILL ENGINEERS INC	\$169,823,404.31	\$144,266,913.17	\$25,556,491.14	Project & Construction Management
RED RIVER VALLEY ALLIANCE LLC	\$133,033,236.26	\$133,033,236.26	\$0.00	P3 Developer payments
HOUSTON-MOORE GROUP LLC	\$100,127,631.93	\$85,803,913.48	\$14,323,718.45	Engineering Services
INDUSTRIAL BUILDERS INC	\$67,613,482.76	\$67,346,539.76	\$266,943.00	2nd St N Pump Station Project and 2nd St Floodwall, South of Pu
ARMY CORP OF ENGINEERS	\$54,174,400.00	\$54,174,400.00	\$0.00	Local Share
NORTH DAKOTA PUBLIC FINANCE AUTHORIT	\$50,375,780.00	\$50,375,780.00	\$0.00	Debt Service
KEY CONTRACTING INC	\$40,471,305.99	\$40,471,305.99	\$0.00	Flood Protection Services
RICHLAND-WILKIN JPA	\$35,000,000.00	\$35,000,000.00	\$0.00	Economic Impact Relief Fund
OHNSTAD TWICHELL PC	\$29,169,091.81	\$29,169,091.81	\$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
ADVANCED ENGINEERING INC	\$16,046,097.25	\$15,358,714.47	\$687,382.78	Lands Management and Public Outreach
DORSEY & WHITNEY LLP	\$14,025,894.82	\$14,025,894.82	\$0.00	Legal Services
CASS COUNTY JOINT WATER RESOURCE DI	\$12,021,503.76	\$12,021,503.76	\$0.00	O/H/B Ring Levee, DPAC, Postage, Miscellaneous
WELLS FARGO	\$11,607,080.05	\$11,607,080.05	\$0.00	Debt Service
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
MOORE ENGINEERING INC	\$9,393,968.94	\$7,920,689.58	\$1,473,279.36	Engineering Services
CITY OF FARGO	\$8,989,527.86	\$8,983,889.11	\$5,638.75	Utility Relocation, Accounting Svcs, Interest on Deficit Funds
HOUSTON ENGINEERING INC	\$7,719,736.43	\$7,719,736.43	\$0.00	Engineering Services
CASS RURAL WATER	\$7,508,220.87	\$7,396,454.97	\$111,765.90	Utilities and Utility Relocation
CASS COUNTY GOVERNMENT	\$6,678,805.06	\$6,678,805.06	\$0.00	Gravel on County Rd 17 Bypass
SCHMIDT AND SONS INC.	\$6,464,093.73	\$5,878,088.23	\$586,005.50	Residential Demolition in Oxbow
ASHURST LLP	\$6,352,853.01	\$6,352,853.01	\$0.00	PPP Legal Counsel
SRF CONSULTING GROUP	\$6,341,707.43	\$4,061,778.33	\$2,279,929.10	Engineering Services

Cumulative Vendor Payments Since Inception (Paid Only)

Vendor Name	Approved Contract/Invoiced Amount	Liquidated	Outstanding Encumbrance	Purpose
CASS COUNTY ELECTRIC COOPERATIVE	\$5,973,277.60	\$4,720,387.42	\$1,252,890.18	Electrical Services
BRAUN INTERTEC CORP	\$5,875,185.56	\$4,129,148.36	\$1,746,037.20	Materials Testing
NUSTAR PIPELINE OPERATING PARTNERSHIP	\$5,867,251.62	\$5,867,251.62	\$0.00	Utility Relocation
MINNKOTA POWER COOPERATIVE	\$5,536,919.68	\$1,698,465.67	\$3,838,454.01	Utility Relocation
ERNST & YOUNG	\$5,377,000.00	\$5,087,828.40	\$289,171.60	P3 Financial Advisory Services
SELLIN BROS INC	\$4,487,126.94	\$4,487,126.94	\$0.00	Riverwood Flood Risk Project - Construction
XCEL ENERGY-FARGO	\$4,004,762.30	\$3,685,910.36	\$318,851.94	Utility Relocation
PROSOURCE TECHNOLOGIES, INC	\$3,873,908.66	\$3,620,375.51	\$253,533.15	Land Acquisition Services
CENTURYLINK COMMUNICATIONS	\$3,743,515.79	\$3,710,251.68	\$33,264.11	Utility Relocation
RILEY BROS	\$3,656,841.67	\$3,656,841.67	\$0.00	Construction - OHB Ring Levee & WP-28A
BNSF RAILWAY CO	\$3,598,713.80	\$3,598,713.80	\$0.00	Permits for In-Town Levee Projects
RED RIVER VALLEY & WESTERN RAILROAD C	\$3,589,388.46	\$3,589,388.46	\$0.00	Railroad Facilities and the Rail Property
AON RISK SERVICES CENTRAL INC	\$3,508,446.49	\$3,429,509.99	\$78,936.50	Risk Advisory Services P3 Pre-Award
CROWN APPRAISALS	\$3,212,730.00	\$2,832,225.40	\$380,504.60	Flowage Easements Valuation and Appraisal Services
CLAY COUNTY AUDITOR	\$3,178,100.59	\$3,178,100.59	\$0.00	Property Taxes - MN
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
PROGRAM ADVISOR SERVICES, LLC	\$2,977,982.87	\$2,893,984.39	\$83,998.48	Program Consulting Services
MAGELLAN PIPELINE	\$2,852,375.85	\$2,852,375.85	\$0.00	Utility Relocation
HDR ENGINEERING, INC.	\$2,695,082.37	\$2,251,353.20	\$443,729.17	Engineering Services
MINNESOTA DNR	\$2,636,755.60	\$2,617,681.40	\$19,074.20	EIS Scoping and Permit Application
HOUGH INC	\$2,498,256.83	\$2,280,719.33	\$217,537.50	Construction WP-42F.2 and Oxbow River Intake & Pumping Syst
MASTER CONSTRUCTION CO INC	\$2,490,751.67	\$2,490,751.67	\$0.00	Flood Mitigation - Royal Oaks Area - Construction
OXBOW, CITY OF	\$2,383,317.16	\$2,383,317.16	\$0.00	OXBOW MOU - LAND ADVANCE
EXCAVATING INC - FARGO	\$2,366,855.72	\$2,366,855.72	\$0.00	Excavation and Utilities
LANDWEHR CONSTRUCTION INC	\$2,304,622.16	\$2,304,622.16	\$0.00	In-Town and WP-43 Demolition Contracts
ACONEX (NORTH AMERICA) INC	\$2,194,655.43	\$2,039,939.46	\$154,715.97	Electronic Data Mgmt and Record Storage System

Cumulative Vendor Payments Since Inception (Paid Only)

Vendor Name	Approved Contract/Invoiced Amount	Liquidated	Outstanding Encumbrance	Purpose
URS CORPORATION	\$1,805,670.90	\$1,805,670.90	\$0.00	Cultural Resources Investigations
BANK OF NORTH DAKOTA	\$1,701,323.99	\$1,701,323.99	\$0.00	Legal review fees
AECOM	\$1,692,603.43	\$1,494,659.86	\$197,943.57	Cultural Resources Investigations
REINER CONTRACTING INC	\$1,599,646.21	\$1,599,646.21	\$0.00	El Zagal Flood Risk Management
CASS COUNTY TREASURER	\$1,582,695.56	\$1,582,695.56	\$0.00	Property Taxes
ULTEIG ENGINEERS INC	\$1,540,037.09	\$1,493,586.09	\$46,451.00	Land Acquisition Services
LARKIN HOFFMAN ATTORNEYS	\$1,500,379.32	\$1,500,379.32	\$0.00	Legal Services
WAGNER CONSTRUCTION INC.	\$1,417,840.62	\$1,417,840.62	\$0.00	Utility Relocation
UNITED STATES GEOLOGICAL SURVEY	\$1,343,840.00	\$910,211.00	\$433,629.00	Water Level Discharge Collection & Stage Gage Installation
US BANK	\$1,205,546.13	\$1,205,546.13	\$0.00	Loan Advance Debt Service Payments
ANKURA CONSULTING GROUP LLC	\$1,157,597.56	\$1,157,597.56	\$0.00	Scheduling Services
CONSOLIDATED COMMUNICATIONS	\$1,091,592.17	\$1,091,592.17	\$0.00	Utility Relocation
CITY OF HORACE	\$1,080,100.37	\$1,080,100.37	\$0.00	Infrastructure Fund
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
LINNCO, INC.	\$934,355.77	\$912,828.11	\$21,527.66	House Demo and Removal
CC STEEL, LLC	\$932,713.69	\$932,713.69	\$0.00	Lift Station Improvements
TERRACON CONSULTING ENGINEERS	\$890,924.41	\$890,924.41	\$0.00	Materials Testing
NEON LOON COMMUNICATIONS, LLC	\$858,584.80	\$604,364.72	\$254,220.08	Communications Support
JT LAWN SERVICE LLC	\$853,285.10	\$673,600.00	\$179,685.10	Mowing and weed control
SBA COMMUNICATIONS	\$851,648.91	\$851,648.91	\$0.00	Utility Relocation
UNITED STATES ENVIRONMENTAL PROTECTI	\$831,686.35	\$831,686.35	\$0.00	WIFIA LOAN APPLCATION FEE
SPRINT COMMUNICATIONS COMPANY L.P.	\$812,034.58	\$812,034.58	\$0.00	Fiber Optic Relocation
BORDER STATES PAVING, INC	\$762,980.64	\$762,980.64	\$0.00	Street repairs
RED RIVER VALLEY COOPERATIVE ASSOC	\$759,164.19	\$691,624.19	\$67,540.00	Electricity - Home Buyouts
APEX ENGINEERING GROUP INC	\$736,245.87	\$736,245.87	\$0.00	Engineering
DAKOTA CARRIER NETWORK	\$727,348.58	\$727,348.58	\$0.00	Utility Relocation

Cumulative Vendor Payments Since Inception (Paid Only)

Vendor Name	Approved Contract/Invoiced Amount	Liquidated	Outstanding Encumbrance	Purpose
PATCHIN MESSNER VALUATION COUNSELOR	\$687,462.50	\$526,383.75	\$161,078.75	Property Appraisal Services
ERIK R JOHNSON & ASSOCIATES	\$686,572.23	\$686,572.23	\$0.00	Legal Services
C THREE MEDIA, LLC	\$685,639.35	\$595,650.38	\$89,988.97	Videography Services
NORTHERN IMPROVEMENT COMPANY	\$682,385.59	\$682,385.59	\$0.00	CR-17 asphalt paving
COMPASS LAND CONSULTANTS, INC	\$643,189.43	\$643,189.43	\$0.00	Property Appraisal Services
METROPOLITAN COUNCIL OF GOVERNMENTS	\$637,390.01	\$637,390.01	\$0.00	Digital Aerial Photography
NDSU BUSINESS OFFICE-BOX 6050	\$606,145.00	\$606,145.00	\$0.00	Ag Risk Study Services
LTP ENTERPRISES INC.	\$605,472.00	\$605,472.00	\$0.00	Test Holes and Test Well Drilling
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
RJ ZAVORAL & SONS INC.	\$579,297.51	\$572,204.08	\$7,093.43	Raymond Township Mobility Improvements
MIDCONTINENT COMMUNICATIONS	\$566,425.77	\$531,170.41	\$35,255.36	Utility Relocation
DIRT DYNAMICS	\$510,885.37	\$510,885.37	\$0.00	HD18A1 - Oakcreek, Copperfield & Univerisy - Demo
RED RIVER BASIN COMMISSION	\$501,000.00	\$501,000.00	\$0.00	Retention Projects - Engineering Services
HOFFMAN & MCNAMARA CO.	\$491,334.67	\$491,334.67	\$0.00	General Landscaping and Planting (WP-42G)
WATTS AND ASSOCIATES, INC.	\$485,000.00	\$461,174.80	\$23,825.20	Crop insurance product development services
BUFFALO-RED RIVER WATERSHED DISTRICT	\$484,596.15	\$484,596.15	\$0.00	Retention Projects - Engineering Services
RICK ELECTRIC INC	\$455,200.00	\$455,200.00	\$0.00	Riverwood Flood Risk Project - Electrical
TINJUM APPRAISAL COMPANY, INC.	\$443,600.00	\$252,600.00	\$191,000.00	Property Appraisal Services
ROBERT TRENT JONES	\$440,431.73	\$440,431.73	\$0.00	Oxbow MOU - Golf Course Consulting Agreement
DAWSON INSURANCE AGENCY	\$419,411.78	\$419,411.78	\$0.00	Property Insurance - Home Buyouts
BEAVER CREEK ARCHAEOLOGY	\$396,970.25	\$396,970.25	\$0.00	Engineering Services
MOODYS INVESTORS SERVICE, INC.	\$382,375.00	\$382,375.00	\$0.00	WIFIA loan fees
MBA	\$380,636.36	\$380,636.36	\$0.00	Golf course and pump house - Oxbow Country Club
COMSTOCK CONSTRUCTION	\$362,057.70	\$0.00	\$362,057.70	Maple River Benching Project
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

Cumulative Vendor Payments Since Inception (Paid Only)

Vendor Name	Approved Contract/Invoiced Amount	Liquidated	Outstanding Encumbrance	Purpose
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
KLJ ENGINEERING, LLC	\$314,693.05	\$314,693.05	\$0.00	Lift Station Improvements
FEDERAL STEEL SUPPLY, INC.	\$307,378.00	\$307,378.00	\$0.00	OHB - 42 inch steel pipe
STEFFL DRILLING & PUMP INC.	\$299,550.00	\$0.00	\$299,550.00	Cass Rural Water Users District Reservoir A Wellfield
FUSION AUTOMATION INC.	\$290,209.31	\$290,209.31	\$0.00	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
JR FERCHÉ INC.	\$277,004.58	\$277,004.58	\$0.00	Water System Improvements
PLEASANT TOWNSHIP	\$276,716.74	\$276,716.74	\$0.00	Building Permit Application
702 COMMUNICATIONS	\$266,892.07	\$266,892.07	\$0.00	Utility Relocation
MLGC	\$255,160.03	\$255,160.03	\$0.00	Utility Relocation
CDM SMITH INC.	\$255,000.00	\$5,563.38	\$249,436.62	Financial Dispute Resolution Board
FORUM COMMUNICATIONS	\$249,720.98	\$249,720.98	\$0.00	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
GRAY PANNELL & WOODWARD LLP	\$231,300.68	\$231,300.68	\$0.00	Legal Services
GA GROUP, PC	\$228,229.32	\$228,229.32	\$0.00	Government Relations
WILLIAM D. SCEPANIAK, INC.	\$226,235.21	\$226,235.21	\$0.00	ROADWAY RESHAPING & AGGREGATE SURFACING
SERKLAND LAW FIRM	\$222,707.21	\$222,707.21	\$0.00	Legal services
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
HOLY CROSS TOWNSHIP	\$188,000.00	\$188,000.00	\$0.00	MOU payments
RED RIVER COMMUNICATIONS	\$181,365.42	\$181,365.42	\$0.00	Fiber Relocation
MAPLETON, CITY OF	\$179,605.00	\$97,082.13	\$82,522.87	Prelim Engineering Services
SPRINGSTED INCORPORATED	\$178,010.15	\$178,010.15	\$0.00	Financial Advisor

Cumulative Vendor Payments Since Inception (Paid Only)

Vendor Name	Approved Contract/Invoiced Amount	Liquidated	Outstanding Encumbrance	Purpose
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
LANDVEST, INC.	\$160,000.00	\$0.00	\$160,000.00	Appraisal services
SUN ELECTRIC INC.	\$156,538.00	\$156,538.00	\$0.00	Lift Station Electrical Services
EIDE BAILLY LLP	\$151,894.32	\$151,894.32	\$0.00	Audit Services
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
MARCO TECHNOLOGIES	\$135,554.72	\$127,714.41	\$7,840.31	IT Services
FUGRO USA LAND, INC.	\$130,396.52	\$130,396.52	\$0.00	Digital Aerial Photography
BALLARD SPAHR	\$121,500.00	\$121,500.00	\$0.00	Fiscal Agent
COGENT COMMUNICATIONS	\$121,475.21	\$60,737.61	\$60,737.60	Fiber Optic Relocation
SENTRY SECURITY, INC.	\$121,212.85	\$121,212.85	\$0.00	Security Services
AFFINITEXT INC	\$118,630.00	\$80,966.26	\$37,663.74	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
MAPLETON TOWNSHIP	\$112,288.70	\$112,288.70	\$0.00	Lost tax revenue and attorney fees
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
DAVID CLARDY	\$105,215.05	\$105,215.05	\$0.00	Home buyouts - easement
WARREN TOWNSHIP	\$101,604.72	\$101,604.72	\$0.00	SEEDING, ROAD REPAIR, DUST CONTROL

159 Vendors

Report Totals:

\$1,457,328,247.04

\$1,399,897,322.49

\$57,430,924.55

Data Through Date: 26 December 2025

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	431	267	131	92%	33	\$1,673,857
BIOGEO	300	266	1	89%	33	\$900,422
HC	131	1	130	100%	0	\$773,435
CHANNEL	720	500	217	100%	3	\$99,122,854
DA_MOB_HORACE	4	2	0	50%	2	\$0
ENV	1	0	0	0%	1	\$0
HC	272	55	217	100%	0	\$3,568,166
LAP01	109	109	0	100%	0	\$7,872,311
LAP02	96	96	0	100%	0	\$13,519,297
LAP03	81	81	0	100%	0	\$23,021,827
LEGACY	157	157	0	100%	0	\$51,141,254
DOWNSTREAM	7	0	7	100%	0	\$0
HC	7	0	7	100%	0	\$0
Habitat Improvem	23	15	8	100%	0	\$354,144
ENV	5	5	0	100%	0	\$0
Habitat_Shey	10	10	0	100%	0	\$354,144
HC	8	0	8	100%	0	\$0
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

Data Through Date: 26 December 2025

Parcel (OIN) Physical Location Summary

Project / Physical Location	Parcels	Acquired / Sold	Cancelled OIN's (HC)	PCT Acquired / Cancelled	Remaining OIN's	Cost To Date
SEAILAND	536	474	52	98%	10	\$102,342,215
DRAIN 27	43	43	0	100%	0	\$23,877,374
HC	60	8	52	100%	0	\$458,806
LEGACY	138	138	0	100%	0	\$24,523,991
SE_I29	6	6	0	100%	0	\$2,990,158
SE-1	20	20	0	100%	0	\$6,259,028
SE-1B	6	6	0	100%	0	\$4,276
SE-2A	11	11	0	100%	0	\$3,978,681
SE-2B	84	84	0	100%	0	\$13,278,000
SE-3	14	14	0	100%	0	\$1,078,007
SE-4	70	63	0	90%	7	\$10,733,166
SE-5	24	21	0	88%	3	\$973,621
SE-INLET	8	8	0	100%	0	\$2,952,107
SE-RRCS	37	37	0	100%	0	\$7,707,431
SE-WRCS	10	10	0	100%	0	\$445,069
WP43B	5	5	0	100%	0	\$3,082,500
Sheyenne Mitigatio	10	1	0	10%	9	\$3,000
SheyMit	10	1	0	10%	9	\$3,000
WP36	2	2	0	100%	0	\$2,750
WRDAM	2	2	0	100%	0	\$2,750
WP38	1,052	467	376	80%	209	\$143,982,816
HC	380	4	376	100%	0	\$1,283,123
LEGACY	5	5	0	100%	0	\$457,563
UMA	581	451	0	78%	130	\$142,007,727
UMA-C	59	4	0	7%	55	\$38,567
UMA-W	14	3	0	21%	11	\$195,835
UMA-W2	13	0	0	0%	13	\$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	49	4	80%	13	\$37,850,061
HC	4	0	4	100%	0	\$0
LEGACY	6	6	0	100%	0	\$18,014,935
WP42	56	43	0	77%	13	\$19,835,126

Data Through Date: 26 December 2025

Parcel (OIN) Physical Location Summary

Project / Physical Location	Parcels	Acquired / Sold	Cancelled OIN's (HC)	PCT Acquired / Cancelled	Remaining OIN's	Cost To Date
WP43	267	121	146	100%	0	\$80,370,769
Non-OIN Hard Land Cost	0	0	0	0%	0	\$22,598,547
HC	147	1	146	100%	0	\$500
LEGACY	6	6	0	100%	0	\$3,589,519
WP43A	1	1	0	100%	0	\$0
WP43B	11	11	0	100%	0	\$2,505,237
WP43C	74	74	0	100%	0	\$45,142,769
WP43D	14	14	0	100%	0	\$5,271,226
WP43D5	5	5	0	100%	0	\$1,175,055
WP43G	9	9	0	100%	0	\$87,915
Totals	3,255	1,904	952	88%	399	\$465,751,389

FM Metropolitan Area Flood Risk Management Project
Lands Expense - Life To Date
As of December 31, 2025

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		4,302,787.22	-	-	(67,650.00)	4,235,137.22
Easements - Piezometer		259,765.00	-	-	-	259,765.00
Easements - Minnesota		1,542,370.79	-	-	-	1,542,370.79
Farmland Purchases		326,495,210.53	-	5,109,571.44	(21,438,976.36)	183,430,865.49

FM Metropolitan Area Flood Risk Management Project
Lands Expense - Life To Date
As of December 31, 2025

Property Address	Purchase Date	Purchase Price	Earnest Deposit	Relocation Assistance	Sale Proceeds	Total
Land Purchases		191,235,892.94	-	2,563,701.41	(10,395,728.86)	183,430,865.49
That part of the Northwest Quarter of Section 16, Township 137 North, Range 49 West of the Fifth Principal Meridian, Cass County, North Dakota	1/30/2025	718,704.29				
That part of the NE 1/4 of Section 5 in Township 137 North of Range 49 West of the Fifth Principal Meridian, Cass County, North Dakota	1/30/2025	431,999.39				
Part of the Southeast quarter (SE1/4) of Section 26, Township 137 North, Range 49 West of the Fifth Principal Meridian, Cass County, North Dakota	4/24/2025	1,275,344.43				
A certain tract of land situated in the Southwest Quarter (SW1/4) of Section 34 Township 138 North, Range 49 West of the 5th Principal Meridian, Cass County, North Dakota, described as follows: Commencing at a point which is 926 feet East of the Southwest corner of the Southwest Quarter of Section 34, and which point is the true point of beginning of the tract hereinafter described; thence North and parallel to the West section line of Section 34 a distance of 445 feet; thence East and parallel to the South section line of Section 34 a distance of 587 feet; thence South and parallel to the West section line of Section 34 a distance of 445 feet, more or less, to the South section line of Section 34; thence West and along the South section line a distance of 587 feet, more or less, to the point of beginning.	4/24/2025	1,000.00				
Lots 5, 7, and 8, Block 2 of River Shore Subdivision a part of Government Lots 5, 6, and 7 of Section 7, Township 137 North, Range 48 West, Cass County, North Dakota	9/4/2025	1,205,677.74				
That part of Auditor's Lot No. 1 of the Southwest Quarter of Section 36, Township 138 North, Range 50 West of the Fifth Principal Meridian, Cass County, North Dakota	10/30/2025	24,800.00				
S1/2 N1/2 OF NE1/4, Sec 16, 137N, 49W, Cass County, ND	10/30/2025	99,500.00				
		391,330,189.96	-	39,880,699.23	(21,884,334.23)	409,326,554.96
				Property Management Expense		12,090,629.12
				Grand Total	\$	421,417,184.08

FM Metropolitan Area Flood Risk Management Project
In-Town Levee Work
as of December 31, 2025

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	\$ 406,921.54	\$ 406,921.54
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	\$ 42,874,195.00	\$ 42,874,195.00
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
			<u>\$ 193,962,347.72</u>	<u>\$ 192,744,908.21</u>

State Revolving Fund (SRF) Status Report
As of 12/31/2025

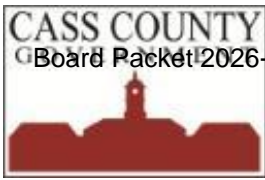
Total Authorized	\$	51,634,000.00
Funds Received to Date	\$	33,265,414.16
Available Balance Remaining	\$	18,368,585.84

Funds Requested			
Draw Request Number	Period Covered	Amount	Date Submitted
1	12-Aug through 17-Oct-2022	\$ 1,272,651.90	19-Dec-22
2	09-Dec through 16-Dec-2022	\$ 2,125,033.67	17-Jan-23
3	03-Feb through 10-Feb-2023	\$ 2,539,298.51	03-Apr-23
4	11-Feb through 30-Apr. 2023	\$ 1,600,122.00	25-Jul-23
5	11-July through 28-Sept. 2023	\$ 2,052,271.94	24-Oct-23
6	11-July through 28-Sept. 2023	\$ 2,731,423.54	07-Feb-24
7	1-Nov 2023 through 31-Jan. 2024	\$ 1,112,125.48	23-May-24
8	1-Jan 2024 through 31-May 2024	\$ 2,561,871.66	25-Jul-24
9	1-June 2024 through 30-June 2024	\$ 1,217,202.33	26-Aug-24
10	1-July 2024 through 31-July 2024	\$ 187,381.78	26-Sep-24
11	1-July 2024 through 31-July 2024	\$ 1,935,077.29	26-Sep-24
12	1-July 2024 through 31-July 2024	\$ 6,413,118.48	20-Dec-24
13	1-Nov 2024 through 31-Dec 2024	\$ 2,273,331.00	25-Feb-25
14	1-Nov 2024 through 31-May 2025	\$ 3,883,134.33	16-Jul-25
15	1-JUN 2025 through 30-JUN 2025	\$ 1,361,370.25	05-Sep-25
16	1-Sept 2025 through 30-Sept 2025	\$ 98,376.78	27-Oct-25
17	1-Oct 2025 through 31-Oct 2025	\$ 1,515,889.39	17-Nov-25
		\$ 34,879,680.33	

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	\$ 2,539,299.19	21-Apr-23
4	11-Feb through 30-Apr. 2023	\$ 1,600,121.65	21-Aug-23
5	11-July through 28-Sept. 2023	\$ 2,052,271.94	08-Nov-23
6	11-July through 28-Sept. 2023	\$ 2,731,423.54	22-Feb-24
7	1-Nov 2023 through 31-Jan. 2024	\$ 1,112,125.48	06-Jun-24
8	1-Jan 2024 through 31-May 2024	\$ 2,561,871.66	26-Aug-24
9	1-June 2024 through 30-June 2024	\$ 1,217,202.33	25-Sep-24
10	1-July 2024 through 31-July 2024	\$ 187,381.78	14-Oct-24
11	1-July 2024 through 31-July 2024	\$ 1,935,077.29	07-Nov-24
12	1-July 2024 through 31-July 2024	\$ 6,413,118.48	21-Jan-25
13	1-Nov 2024 through 31-Dec 2024	\$ 2,273,331.00	02-Jul-25
14	1-Nov 2024 through 31-May 2025	\$ 3,883,134.00	11-Aug-25
15	1-Jun-2025 through 30-Jun 2025	\$ 1,361,370.25	18-Sep-25
Total		\$ 33,265,414.16	

Finance Committee Bills from January 2026

Vendor	Description		
Cass County Joint Water Resource District	Diversion bills – Request #137 CCJWRD	\$	676,799.13
Southeast Cass Water Resource District	Reimburse legal, engineering & construction costs related to MOU	\$	162,089.60
Ohnstad Twichell, P.C.	Legal services rendered through December 21, 2025	\$	151,262.50
Clay County	Diversion bills – Request #61 MCCJPA	\$	94,009.35
Clay County	Comstock Reconstruction – Hwy 2 Reconstruction	\$	89,091.54
City of Fargo	Reimburse complementary in-town flood projects	\$	49,139.33
Rush River Water Resource District	Reimburse legal, bid notice & engineering costs related to MOU	\$	12,751.31
Maple River Water Resource District	Reimburse legal and engineering costs related to MOU	\$	5,686.25
Jodi Smith	Consulting costs December 2025	\$	4,965.48
Jodi Smith	Consulting costs November 2025	\$	4,160.00
Cass County	Reimburse misc expenses from Diversion Authority office	\$	2,850.05
Swanson & Warcup	Legal services rendered through December 31, 2025	\$	2,520.00
Cass County	Property taxes for Horace elevator	\$	2,119.81
Total Bills Received through January 14, 2026		\$	1,257,444.35



SENT VIA EMAIL

**Cass County
Joint Water
Resource
District**

Ken Lougheed
Chairman
Leonard, North
Dakota

Keith Weston
Manager
Gardner, North Dakota

Gerald Melvin
Manager
Fargo, North Dakota

Jacob Gust
Manager
Fargo, North Dakota

Rick Steen
Manager
Fargo, North Dakota

Melissa Hinkemeyer
Director, Secretary

Amy Hepper
Treasurer

1201 Main Avenue West
West Fargo, ND 58078-1301

701-298-2381
FAX 701-298-2397
wrld@casscountynd.gov
casscountynd.gov

January 13, 2026

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

Greetings:

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

Enclosed please find copies of bills totaling \$676,799.13 regarding the above-mentioned projects. The breakdown is as follows:

Metro Flood Diversion	\$682,408.13
Oxbow-Hickson-Bakke Ring Levee	(\$ 5,609.00)

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

Melissa Hinkemeyer

Melissa Hinkemeyer
Director

Board Packet 2026-01-22 Page 37 of 139

METRO FLOOD DIVERSION RIGHT OF ENTRY/LAND ACQUISITION COST SHARE INVOICES							1/13/2026
Invoice Paid	Invoice Date	Invoice No.	Project No.	Amount	Vendor	Description	
	12/17/2025	283932		(1,220.00)	Aaland Law Offic LTD	Timothy Hanson - Refund Attourney Fees OIN 842	
12/19/2025	12/5/2025	209536		13,874.00	Ohnstad Twichell, PC	Diversion Right of Way Acquisition	
12/19/2025	12/5/2025	209537		6,027.00	Ohnstad Twichell, PC	Diversion Auth Agreement - Drians	
12/19/2025	12/5/2025	209539		31,076.66	Ohnstad Twichell, PC	Upstream Mitigation Area	
12/19/2025	12/5/2025	209565		5,128.00	Ohnstad Twichell, PC	FM Div-Sheyenne Benching Project	
12/26/2025	11/19/2025	208656		3,382.48	Ohnstad Twichell, PC	Aaland Law Open Records Regeust	
12/26/2025	11/19/2025	208657		67.00	Ohnstad Twichell, PC	Boyer, Stuart & Pat (OIN 1967, 1967) Eminent Domain Action	
12/26/2025	11/19/2025	208658		134.00	Ohnstad Twichell, PC	Erickson, Jeff & Jaye (OIN 2025) Eminent Domian Action	
12/26/2025	11/19/2025	208659		167.50	Ohnstad Twichell, PC	Cossette & Aarestad - ED	
12/26/2025	11/19/2025	208660		273.00	Ohnstad Twichell, PC	Askegaard, Patricia N. (OIN 2051) Eminent Domain Action	
12/26/2025	11/19/2025	208662		502.50	Ohnstad Twichell, PC	Askegaarde Robert, R. (OIN 1950, 1963, 1966) Eminent Domian Action	
12/26/2025	11/19/2025	208664		971.50	Ohnstad Twichell, PC	Rupp, Tyler & Kim (OINs 9231, 9232) Eminent Domain Action	
12/26/2025	11/19/2025	208665		940.50	Ohnstad Twichell, PC	Brakke Family OIN 1938, 1977, 1978 ED	
12/26/2025	11/19/2025	208667		1,160.50	Ohnstad Twichell, PC	Cossette, Donald Robert OIN 1946	
12/26/2025	11/19/2025	208668		1,172.50	Ohnstad Twichell, PC	MKRM Trust Et Al (OIN 1997)	
12/26/2025	11/19/2025	208670		2,551.00	Ohnstad Twichell, PC	Brakke, Michael (OIN 1964)	
12/26/2025	11/19/2025	208672		6,856.00	Ohnstad Twichell, PC	2025 Consolidated Action	
12/26/2025	11/19/2025	208673		2,948.00	Ohnstad Twichell, PC	Turner, Scott & Vicki OIN 5028 ED	
12/26/2025	11/19/2025	208674		3,082.00	Ohnstad Twichell, PC	Cossette, Marjorie Ann (OIN 1947 & 1948) Eminent Domain Action	
12/26/2025	11/19/2025	208675		5,686.00	Ohnstad Twichell, PC	Sheyenne Benching Project	
12/26/2025	11/19/2025	208677		5,863.50	Ohnstad Twichell, PC	Brakke, Michael & Laurie OIN 845	
12/26/2025	11/19/2025	208678		5,561.00	Ohnstad Twichell, PC	Duchscherer, Brian & Kelly OIN 9416 & 1885 ED	
12/26/2025	11/19/2025	208679		7,597.00	Ohnstad Twichell, PC	Cossette, Lawrence Wayne OIN 1946	
12/26/2025	11/19/2025	208680		12,666.15	Ohnstad Twichell, PC	Anderson, Stanley & Terri Rae OIN OIN 1896 & 2052 ED	
12/26/2025	11/19/2025	208681		9,204.00	Ohnstad Twichell, PC	2023 Consolidated ED Action	
12/26/2025	11/19/2025	208682		17,947.00	Ohnstad Twichell, PC	Hertsgaard Family LLLP OIN 2042	
12/26/2025	11/19/2025	208685		35,608.35	Ohnstad Twichell, PC	Brakke, Paul E. OIN 1974 & 1976	
12/26/2025	12/11/2025	209070		10,586.00	Ohnstad Twichell, PC	2025 Consolidated Action	
12/26/2025	12/11/2025	209071		5,379.50	Ohnstad Twichell, PC	Anderson, Stanley & Terri Rae OIN OIN 1896 & 2052 ED	
12/26/2025	12/11/2025	209072		703.50	Ohnstad Twichell, PC	Brakke, Michael (OIN 1964)	
12/26/2025	12/11/2025	209073		1,507.50	Ohnstad Twichell, PC	MKRM Trust Et Al (OIN 1997)	
12/26/2025	12/11/2025	209076		1,038.50	Ohnstad Twichell, PC	Brakke, Michael & Laurie OIN 845	
12/26/2025	12/11/2025	209077		435.50	Ohnstad Twichell, PC	Brakke Family OIN 1938, 1977, 1978 ED	
12/26/2025	12/11/2025	209078		2,780.50	Ohnstad Twichell, PC	Cossette, Lawrence Wayne OIN 1946	
12/26/2025	12/11/2025	209079		67.00	Ohnstad Twichell, PC	Askegaarde Robert, R. (OIN 1950, 1963, 1966) Eminent Domian Action	
12/26/2025	12/11/2025	209080		2,203.50	Ohnstad Twichell, PC	Brakke, Paul E. OIN 1974 & 1976	
12/26/2025	12/11/2025	209081		52,430.65	Ohnstad Twichell, PC	FM Diversion - Sheyenne Benching Project	
12/26/2025	12/11/2025	209082		368.50	Ohnstad Twichell, PC	Braaten Riley D. OIN 5032	
12/26/2025	12/11/2025	209083		2,948.00	Ohnstad Twichell, PC	Erickson, Jeff & Jaye (OIN 2025) Eminent Domian Action	
12/26/2025	12/11/2025	209084		502.50	Ohnstad Twichell, PC	Evert, Charles & Ruth OIN 1895 & 1991 ED	
12/26/2025	12/11/2025	209086		527.50	Ohnstad Twichell, PC	Cossette, Marjorie Ann (OIN 1947 & 1948) Eminent Domain Action	
12/26/2025	12/11/2025	209088		4,272.50	Ohnstad Twichell, PC	2023 Consolidated ED Action	
12/26/2025	12/11/2025	209089		33.50	Ohnstad Twichell, PC	Turner, Scott & Vicki OIN 5028 ED	
12/26/2025	12/11/2025	209090		904.50	Ohnstad Twichell, PC	Brakke, Steve & Colleen OIN 1920, 1933, 1934 & 1939 ED	
12/26/2025	12/11/2025	209092		134.00	Ohnstad Twichell, PC	Richard, George & Sharon, /Richard, Leo & Shirley (OINs 1903, 1905, 1907, 1908, 1910, 1914, 1957 & 1960) ED	
12/26/2025	12/11/2025	209093		234.50	Ohnstad Twichell, PC	Rupp, Tyler & Kim (OINs 9231, 9232) Eminent Domain Action	
12/26/2025	12/11/2025	209094		3,382.48	Ohnstad Twichell, PC	Aaland Law Open Records Regeust	
12/26/2025	12/11/2025	209095		100.50	Ohnstad Twichell, PC	Cose, Paul & Margaret OIN 2044, 2045	
12/26/2025	12/11/2025	209096		167.50	Ohnstad Twichell, PC	Carlson, Aaron & Katie J. OIN OIN 2040, 2184	
12/26/2025	12/11/2025	209097		268.00	Ohnstad Twichell, PC	Luecke, John & Kathleen OIN 2046, 2047 & 2183	
12/26/2025	12/11/2025	209098		3,585.50	Ohnstad Twichell, PC	Sheyenne Benching Project	
12/19/2025	12/4/2025	867387		80.00	Larkin Hoffman	Hanson Flowage Easement Acquisition	
12/19/2025	12/4/2025	867386		4,240.00	Larkin Hoffman	Richland/Cass Cos./Application for Permit to Enter Land	
12/19/2025	12/4/2025	867391		80.00	Larkin Hoffman	Kopp, Alan & June Flowage Easement Acquisition	
12/19/2025	12/4/2025	867395		80.00	Larkin Hoffman	Alm, Melvin (John) and Ricky Flowage Easement Acquisition	
12/19/2025	12/4/2025	867399		1,160.00	Larkin Hoffman	Hayes ED	
12/19/2025	12/4/2025	867389		320.00	Larkin Hoffman	Israelson, Gary and Nancy Flowage Easement Acquisition	
12/19/2025	12/4/2025	867396		160.00	Larkin Hoffman	Christianson, Charlie/Shirley/Douglas/Darlene Flowage Easement Acquisition	
12/19/2025	12/4/2025	867394		200.00	Larkin Hoffman	Olson, Leif and Danelle Flowage Easement Acquisition	
12/19/2025	12/4/2025	867390		880.00	Larkin Hoffman	Kalinowski, Matthew and Stephanie Flowage Easement Acquisition	
12/19/2025	12/4/2025	867398		1,560.00	Larkin Hoffman	Becca Saunders	
12/19/2025	12/4/2025	867388		560.00	Larkin Hoffman	Israelson Land Partnership, LLLP Flowage Easement Acquisition	
12/19/2025	12/4/2025	867393		320.00	Larkin Hoffman	Ness Family Trust Flowage Easement Acquisition	

Invoice Paid	Invoice Date	Invoice No.		Project No.	Amount	Vendor	Description
12/19/2025	12/4/2025	867392			320.00	Larkin Hoffman	Nelson, Jeff and Char Flowage Easement Acquisition
12/19/2025	12/4/2025	867397			880.00	Larkin Hoffman	Timothy & Sharon Schultz ED
12/19/2025	12/8/2025	SIN006484			875.00	Moore Engineering	FM Diversion - Design Coordination
12/19/2025	11/30/2025	13783.00-67			16,468.72	SRF Consulting Group, Inc.	Task Order 1 Amendments 1,2,3,4,5 & 6
12/22/2025	12/11/2025	1200782477			7,637.50	HDR Engineering	ROW Acquisitions Davis, Brooke Josephina,- Olafson, Stefan H (oly) Witworht, Wade G, Kaffar, Lee W
12/19/2025	11/21/2025	ARIV1076159			217.50	Ulteig	Condemnation ROW
12/19/2025	12/19/2025	283868			108,708.89	The Title Company	Buyer's Settlement Statement OIN 2025
12/19/2025	12/19/2025	283932			97,061.72	The Title Company	Buyer's Settlement Statement OIN 818X
12/19/2025	12/18/2025				4,100.00	Joseph & Jolene Sauvageu	Relocation Reimbursement OIN 1112, 1113
12/19/2025	12/18/2025				9,750.00	Gary & Patricia Redlin	Relocation Reimbursement OIN 2002
12/19/2025	12/18/2025				15,000.00	John Loffelmacher	Personal Property Move Claim OIN 831
12/19/2025	12/18/2025				11,054.07	Gail Moe - Jeanette Farinella	Residential Move Claim OIN 1953
12/19/2025	12/18/2025				32,440.71	Kent Westby	RHDP Reimbursement OIN 822Y1
12/19/2025	12/18/2025				87,727.00	Redlin Engine Design LLC	Business Actual Move Payment (OIN 2002)
12/19/2025	12/18/2025				5,376.00	Kurt Geroszhans	Crop Damage Claim OIN 937Y and 935X
12/19/2025	12/1/2025				1,000.00	Allen & Dinae Ricker	Rental Deposit Return OIN 873-875
12/22/2025	12/12/2025	1132078			30.00	Cass County Electric Cooperative	Location: 140-074-0060 Address: 4938 Klitzke Dr OIN 873
12/22/2025	12/12/2025	1108711			56.29	Cass County Electric Cooperative	Location: 139-170-0360 - Address 5017 171st Ave SE OIN 1953
12/22/2025	12/12/2025	1167478			117.27	Cass County Electric Cooperative	Location: 139-160-0330 - Address 17128 50th ST SE OIN 1948H
12/22/2025	12/12/2025	1136126			124.49	Cass County Electric Cooperative	Location: 139-170-0340 - Address 5067 171St Ave SE OIN 1958
					34.20	Postage Reimbursement	September and December 2025 Postage reimbursement to Cass County Joint
				Total	682,408.13		
OXBOW - HICKSON - BAKKE RING LEVEE PROJECT							
	Invoice Date	Invoice No.		Project No.	Amount	Vendor	Description
	12/9/2025	218347			(5,609.00)	The Title Company	Refund from Escrow Account Jeffery & Catherine Anderson - 53 Trent Jones Drive, Oxbow, ND 58047 OIN 9661
				Grand Total	676,799.13		



Southeast Cass
Water Resource
District

SENT VIA EMAIL

Keith Weston
Chairman
Fargo, North Dakota

Dave Branson
Manager
Fargo, North Dakota

Rick Steen
Manager
Fargo, North Dakota

December 18, 2025

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

Greetings:

RE: Metro Flood Diversion Project

Enclosed please find a copy of invoices totaling \$162,089.60 regarding the above referenced project.

At this time, we respectfully request 100% reimbursement per the *Memorandum of Understanding* between the Metro Flood Diversion Authority and Southeast Cass Water Resource District dated February 25, 2021.

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

Sincerely,

SOUTHEAST CASS WATER RESOURCE DISTRICT

Melissa Hinkemeyer
Director, Secretary

Amy Hepper
Treasurer

1201 Main Avenue West
West Fargo, ND 58078-1301

701-298-2381
FAX 701-298-2397
wrld@casscountynnd.gov
casscountynnd.gov

Melissa Hinkemeyer
Director

Enclosure

Attorneys at Law

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

15-1395 (JTS) Invoice # 0043/210553

Flood Diversion Board
Bond Counsel Work - PPP

Date: January 6, 2026

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

PROFESSIONAL SERVICES RENDERED			
	Hours	Rate	Totals
JTS	155.2	\$416.00	\$64,563.20
CMM	4.3	\$410.00	\$1,763.00
LDA	1.5	\$410.00	\$615.00
KJS	34.3	\$410.00	\$14,063.00
DCP	17.2	\$410.00	\$7,052.00
KJM	0.5	\$385.00	\$192.50
ASM	89.1	\$270.00	\$24,057.00
AJR	34.5	\$270.00	\$9,315.00
CRR	0.7	\$235.00	\$164.50
MRH	11.2	\$235.00	\$2,632.00
LDS	27.0	\$235.00	\$6,345.00
Total Fees:	375.5		\$130,762.20
Prof Services			\$20,500.00
Total Expenses:			\$20,500.00
Grand Total			\$151,262.20

		Rates
JTS	John T. Shockley, Partner, Supervising Attorney	\$416.00
CMM	Christopher M. McShane, Partner	\$410.00
ADC	Andrew D. Cook, Partner	\$410.00
SNW	Sarah M. Wear, Partner	\$410.00
LDA	Lukas D. Andrud, Partner	\$410.00
KJS	Katie J. Schmidt, Partner	\$410.00
MWM	Marshall W. McCullough, Partner	\$410.00
TJL	Tyler J. Leverington, Partner	\$410.00
LWC	Lukas W. Croaker, Partner	\$410.00
BTB	Brent T. Boeddeker, Partner	\$410.00
DCP	David C. Piper, Partner	\$410.00
JRS	J.R. Strom, Partner	\$385.00
ABG	Alexander B. Gruchala, Associate	\$375.00
KJM	Kathryn J. McNamara, Associate	\$385.00
SJH	Stephen J. Hilfer, Associate	\$340.00
TJF	Tiffany J. Findlay, Associate	\$300.00
MAN	Morgan A. Nyquist, Associate	\$300.00
CRM	Cassandra R. Molivigny, Associate	\$270.00
RAK	Roman A. Knudsvig, Associate	\$270.00
ASM	Avi S. Mann, Associate	\$270.00
JS	Joshua R. Schell, Associate	\$270.00
CA	Camila Almonacid, Law Clerk	\$190.00
KGB	Keigan G. Bannerman, Law Clerk	\$190.00
CAS	Carol A. Stillwell, Paralegal	\$270.00
AJR	Andrea J. Roman, Paralegal	\$270.00
CRR	Christie R. Rust, Paralegal	\$235.00
TWS	Tim W. Steuber, Paralegal	\$235.00
MRH	Meghan R. Hockert, Paralegal	\$235.00
DLR	Dena L. Ranum, Paralegal	\$190.00
ATW	Amy T. White, Paralegal	\$220.00
LDS	Lynne D. Spaeth, Paralegal	\$235.00
DMS	Dawn M. Schaefer, Legal Administrative Assistant	\$160.00

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.

Page 2 of 2

PROFESSIONAL SERVICES RENDERED

15-1395 JTS Invoice # 0043/210553 Flood Diversion Board		Bond Counsel Work - P3
FILE NUMBER	MATTER DESCRIPTION	INVOICE - TOTAL FEES
151395-1	General Topics	\$44,396.60
151395-4	Public Finance Issues	\$249.60
151395-5	Consultant Contract Review/Development	\$6,316.40
151395-9	Environmental Permitting Issues/NEPA	
151395-12	USACE Interface/Questions	\$9,766.00
151395-13	Third Party Utility MOU's	\$14,238.70
151395-23	PRAM	\$2,343.90
151395-24	P3 Implementation	\$48,129.80
151395-27	UMA/Utility Review	\$820.00
151395-29	Deed Restrictions	\$2,538.00
151395-30	Dispute Review Board Matters	\$1,534.80
151395-32	2027 Subord Sales Tax Bond	\$428.40
TOTAL		\$130,762.20

*exp only



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

January 13, 2026
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 documentation for invoices paid by Clay County for the FM Flood Diversion project. Also included is credit for MCCJPA rent received and refund from Title Co for interest/escrow holdback. All requests were approved or authorized by the Diversion Authority. The current invoice/expense reimbursement request is as follows:

Metro Flood Diversion Expense	\$ 97,414.78
The Title Co int/escrow holdback	\$ -2,905.43
Rent Received credit	<u>\$ -500.00</u>
Total Reimbursement Request	\$ 94,009.35

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 Amount	Invoice #	Date Approved	Date Paid	Check #	Reimb Request
Crown Appraisals, Inc.	12/2/25	appraisal oin 1276,1277,8356	\$18,000.00	5288	12/5/25	12/17/25	128359	1/13/2026
Farmers Union Oil of Southern Valley	11/30/25	propane oin 1252	\$386.47		12/8/25	12/17/25	128373	1/13/2026
Lake Region Electric Coop	12/4/25	svc 1007 100th ave	\$52.85		12/12/25	12/17/25	128396	1/13/2026
Larkin Hoffman	12/4/25	prof svc thru 11/30/25	\$1,960.00	867403	12/12/25	12/17/25	128398	1/13/2026
Larkin Hoffman	12/4/25	prof svc thru 11/30/25	\$1,659.00	867402	12/12/25	12/17/25	128398	1/13/2026
Ohnstad Twichell	12/5/25	Upstream mitigation	\$6,248.88	209309	12/12/25	12/17/25	572543	1/13/2026
Ohnstad Twichell	12/5/25	eminent domain wilkin	\$10,942.00	209311	12/12/25	12/17/25	572543	1/13/2026
Ohnstad Twichell	12/5/25	eminent domain clay	\$7,290.50	209310	12/12/25	12/17/25	572543	1/13/2026
Ohnstad Twichell	12/5/25	aaland law data practices request	\$2,407.48	209313	12/12/25	12/17/25	572543	1/13/2026
Ohnstad Twichell	12/5/25	general	\$1,438.60	209312	12/12/25	12/17/25	572543	1/13/2026
Red River Valley Coop	12/2/25	svc 818 170th ave s	\$56.77		12/12/25	12/17/25	572554	1/13/2026
Keith & Norma Kragerud		oin 1252 relocation reimbursement	\$23,070.33			12/31/25	128627	1/13/2026
SRF Consulting Group	11/30/25	prof svc thru 11/30/25	\$15,970.11	13820.00-62	12/16/25	12/31/25	572726	1/13/2026
BNSF Railroad		easement agreement process fee	\$2,500.00			1/6/26	128753	1/13/2026
BNSF Railroad		easement agreement	\$5,000.00			1/6/26	128754	1/13/2026
New Century Press	12/5/25	hearing notice	\$9.29	2025-571992	1/1/26	1/7/26	572757	1/13/2026
The Title Co	1/12/26	Interest/escrow holdback ness	-\$2,905.43	151287		1/12/26	151287	1/13/2026
CHS Dakota Plains Ag	12/1/25	Lp gas heat oin 1826	\$422.50	g47 be7698	1/9/26	1/14/26	128784	1/13/2026
BCSS, LLC	12/12/25	land rent 3348 180th Ave S	-\$500.00	151078				1/13/2026

Total reimbursement request 1/13/26

\$94,009.35

HIGHWAY DEPARTMENT

JUSTIN SORUM, Engineer

ALEX SOYRING, Assistant Engineer

Office: (218) 299-5099

Fax: 1-888-259-8757



City of Fargo

Attn: FM Diversion Authority

225 4 St N

Fargo, ND 58102

BILLING DATE: DECEMBER 15, 2025

Acct # 90

ACCOUNT CHARGES	AMOUNT
County State Aid Highway 2 Reconstruction (SAP 14-602-031)	
Contractor Services through December 04, 2025	
Sellin Brothers Inc. - Total work certified as of 12/04/25	2,697,851.66
Less: Retainage Withheld @ 5%	(134,892.58)
Total Contractor Services	\$ 2,562,959.08
10/28/2025 Payment (Receipt # 150752)	(1,894,830.44)
12/01/2025 Payment (Receipt # 150981)	(579,037.10)
* Partial Payment Documents attached	
BALANCE DUE	\$ 89,091.54

Approved: _____



Clay County Highway Engineer

Please make check payable to: CLAY COUNTY HIGHWAY DEPARTMENT

Please send remittance to: Clay County Auditor

3510 12th Ave S

PO Box 280

Moorhead, Minnesota 56560



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

January 6, 2026

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

Dear Metro Flood Diversion Board of Authority,

The City of Fargo is submitting request #51 for reimbursement of invoices paid totaling \$49,139.33. These costs are for work on complementary in-town flood protection projects for costs paid in December 2025.

Project Narrative, this request:

Project Number	Project Description	Amount
FLDBUY	Flood Buyouts - Property Acquisition Expense	5,125.00
FM21A	Red River Erosion Protection & Bank Stabilization	878.00
NR23A	Storm Lift Rehab - #47 & 48	17,378.08
NR24A	Storm Lift Rehab - #27	25,758.25
	Total Expense for Period	\$49,139.33

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

Sincerely,

Wyatt Papenfuss
Finance Manager

City of Fargo, North Dakota
Schedule of Complementary In-Town Flood Protection Costs
December 1, 2025 - December 31, 2025

Project Number	AP Project Description	Account Number	Description	P Transaction Amount	Payment Number	P Invoice Number	Payment Date	Vendor Name	Posting Period	Posting Period	Bookmarked Invoice
FLDBUY	FLOOD ACQUISITION	46035305103325	CURTIS & DEBORAH KESSELRI	280.00	350477	328424	12/30/2025	SERKLAND LAW FIRM	12	2025	4
FLDBUY	FLOOD ACQUISITION	46035305103325	JOYCE B COLE	900.00	350477	328423	12/30/2025	SERKLAND LAW FIRM	12	2025	4
FLDBUY	FLOOD ACQUISITION	46035305103325	EDNA HOLM	3,945.00	350477	328425	12/30/2025	SERKLAND LAW FIRM	12	2025	4
460-3530-510.33-25 - Total				5,125.00							
FLDBUY - Total				5,125.00							
FM21A0	FLOOD MIT-RR Erosion SUnv	46035305103305	ENG SERVICES	878.00	349681	79409	12/04/2025	HOUSTON ENGINEERING INC	12	2025	2
460-3530-510.33-05 - Total				878.00							
FM21A0 - Total				878.00							
NR23A2	STRM LFT RHAB DR 27 /38 S	46035305107320	Change Order 5	3,500.00	350084	NR23A2 #12 004	12/18/2025	KEY CONTRACTING INC	12	2025	3
460-3530-510.73-20 - Total				3,500.00							
NR23A2	STRM LFT RHAB DR 27 /38 S	46035305107352	Flood Mitigation	7,568.00	350084	NR23A2 #12 003	12/18/2025	KEY CONTRACTING INC	12	2025	3
460-3530-510.73-52 - Total				7,568.00							
NR23A2	STRM LFT RHAB DR 27 /38 S	46035305107362	Water Main	6,500.00	350084	NR23A2 #12 005	12/18/2025	KEY CONTRACTING INC	12	2025	3
460-3530-510.73-62 - Total				6,500.00							
NR23A2	STRM LFT RHAB DR 27 /38 S	46035305107369	Miscellaneous	-189.92	350084	NR23A2 #12 002	12/18/2025	KEY CONTRACTING INC	12	2025	3
460-3530-510.73-69 - Total				-189.92							
NR23A2 - Total				17,378.08							
NR24A0	STRM LFT RHAB	46035305103305	ENG SERVICES	25,758.25	349633	22652	12/04/2025	APEX ENGINEERING GROUP INC	12	2025	1
460-3530-510.33-05 - Total				25,758.25							
NR24A0 - Total				25,758.25							
Overall - Total				49,139.33							

Jan 5, 2026

1

8:44:34 AM



Rush River
Water Resource
District

SENT VIA EMAIL

William A. Hejl
Chairman
Amenia, North Dakota

December 29, 2025

Dick Sundberg
Manager
Harwood, North Dakota

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

Jacob Gust
Manager
Fargo, North Dakota

Greetings:

RE: Metro Flood Diversion Project

Enclosed please find a copy of invoices totaling \$12,751.31 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

Melissa Hinkemeyer

Melissa Hinkemeyer
Director, Secretary

Melissa Hinkemeyer
Director, Secretary

Amy Hepper
Treasurer

Enclosure

1201 Main Avenue West
West Fargo, ND 58078-1301

701-298-2381
FAX 701-298-2397
wrld@casscountynynd.gov
www.casscountynynd.gov



Maple River
Water Resource
District

SENT VIA EMAIL

December 17, 2025

Gerald Melvin
Chairman
Buffalo, North Dakota

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

Chad Miller
Manager
Buffalo, North Dakota

Greetings:

Dallas Hoffmann
Manager
Wheatland, North Dakota

RE: Maple River WRD Reimbursements

Enclosed please find a copy of an invoice totaling \$5,686.25 regarding the Metro Flood Diversion project.

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

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

Sincerely,

MAPLE RIVER WATER RESOURCE DISTRICT

Melissa Hinkemeyer

Melissa Hinkemeyer
Director, Secretary

Melissa Hinkemeyer
Director

Amy Hepper
Treasurer

Enclosure

1201 Main Avenue West
West Fargo, ND 58078-1301

701-298-2381
FAX 701-298-2397
wrld@casscountynynd.gov
www.casscountynynd.gov

INVOICE

DATE:
01/01/2026

INVOICE #
11

TO: Jodi Smith
2404 Langer Way
Bismarck, ND 58504
jodiasmith@me.com
970-302-0773

	JOB	PAYMENT TERMS	DUE DATE
Jodi Smith	MFDA Consulting	Due on receipt	01/31/2025

DATE	DESCRIPTION	UNIT PRICE	LINE TOTAL
December	December MFDA Consulting 34 Hours	\$130/HR	\$4,420
12/12/2025	Travel from Bismarck to Fargo	194 miles	\$140.65
12/14/2025	Travel from Fargo to Bismarck	194 miles	\$140.65
12/12/2025	Hotel		\$137.64
12/13/2025	Hotel		\$126.54
SUBTOTAL			\$4,965.48
SALES TAX			0
TOTAL			\$4,965.48

MAKE ALL CHECKS PAYABLE TO JODI SMITH
Thank you for your business!

Jodi Smith
2404 Langer Way
Bismarck, ND 58504
jodiasmith@me.com
970-302-0773

DUE DATE

2404 LANGER WAY | BISMARCK, ND 58504 | PHONE: 970-302-0773

**INVOICE: INV012558**

Date 12/31/2025
 Invoice account 198

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

Description	Quantity	Unit price	Amount
DIVERSION- PAYROLL DEC2025	1.00	116,149.64	116,149.64
DIVERSION- MISCELLANEOUS DEC2025	1.00	2,850.05	2,850.05

Sales subtotal amount	Total discount	Total charges	Net amount	Sales tax	Round-off	Currency	Total
118,999.69	0.00	0.00	118,999.69	0.00	0.00	USD	118,999.69

Due date

01/30/2026

Please detach and send this copy with remittance.

MAKE CHECKInvoice: **INV012558**

Name: CITY OF FARGO

PAYABLE TO:

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

Date: 12/31/2025

Account #: 198

Total: 118,999.69**Due date** 01/30/2026

From: Erin Kennedy <ekennedy@swlawltd.com>
Sent: Tuesday, January 6, 2026 7:17 AM
To: APInvoicesFMDiv
Subject: [EXTERNAL] Swanson & Warcup, Ltd. Invoice #3950
Attachments: Invoice_3950.pdf

This Message Is From an External Sender

This message came from outside your organization.

 **SWANSON &
WARCUP, LTD.**
1397 Library Circle, Suite 202
Grand Forks, ND 58201

I have attached our firm's invoice for services rendered. You may proceed with payment online using the link below or remit payment by mail. If you have any questions or concerns about the invoice, please do not hesitate to contact our office.

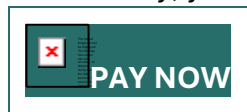
Details

Number **3950** Issued date **12/31/2025** Due date **01/30/2026** Amount **\$2520.00**

Note:

Click the button below to complete the payment.

Additionally, your total outstanding balance, if applicable, will be conveniently accessible for payment.



The payment link will expire in 90 days.

Parcel Number	Statement Number	OIN #	Address	2025 Net Tax	5 % Discount	Special Assessments & Drains	Tax Amount Due in 2025	Notes
15-0200-13025-000	250153947-0	7234	Horace, ND 58047 Vacant	\$ 670.40	\$ 33.52	\$ 262.16	\$ 899.04	Horace Elevator
15-0200-13032-000	250153949-0	7234	Horace, ND 58047 Vacant	\$ 653.24	\$ 32.66	\$ 457.88	\$ 1,078.46	Horace Elevator
15-0900-13131-000	250155083-0	7234	Horace, ND 58047 Lease	\$ -	\$ -	\$ 142.31	\$ 142.31	Horace Elevator
						Total	\$ 2,119.81	

2025 Cass County Real Estate Tax Statement

Your cancelled check is your receipt for your payment.
Receipt available upon request.

Parcel Number: 15-0900-13131-000
Statement Number: 250155083-0

METRO FLOOD DIVERSION AUTHORITY
4784 AMBER VALLEY PKWY S STE 100
FARGO, ND 58104-5022

Horace Elevator.

▼Detach here and mail with your payment▼

2025 Cass County Real Estate Tax Statement

Parcel Number: 15-0900-13131-000
Jurisdiction: Horace City
Owner: METRO FLOOD DIVERSION AUTHORITY
Physical Address: LEASE
HORACE, ND 58047
Legal Description:
Lot: 0 Block: 0 Addition: Leases Additional: 24750 SQFT; BNSF LEASE#BF65555
**2-1-13 PER RRVW 2013 REPORT-REPLACES 0821-4136

	2023	2024	2025
Legislative Tax Relief			
State School Levy Reduction	1,883.75		
State Paid Human Services	156.88		
	2,040.63		
Property Valuation			
True & Full Value	301,400		
Taxable Value	15,070		
Total mill levy	273.58		
Summary of Taxes			
Consolidated Tax	4,122.85		
Gross Tax	4,122.85		
Taxes by District (in dollars)			
County	709.04	0.00	0.00
State Medical	15.07	0.00	0.00
County Soil Conservation	9.64	0.00	0.00
City of Horace	851.91	0.00	0.00
Southern Valley Fire & Rescue	195.91	0.00	0.00
Garrison	15.07	0.00	0.00
Horace Park District	330.49	0.00	0.00
West Fargo Public School District #6	1,418.24	0.00	0.00
Voter Approved School Bonds	533.78	0.00	0.00
Southeast Water Resource District	43.70	0.00	0.00
Gross Tax Owed	4,122.85		
Net Tax Owed	4,122.85		
Net effective tax rate %	1.37		



Gross Tax Owed 0.00
Minus: PRC 0.00
Plus: Specials & Drains 142.31
Total Tax due 142.31
Less 5% Discount 0.00
Amount due by Feb 17, 2026 142.31

Or pay in two installments (with no discount):

Payment 1: Pay by Mar 02, 2026 142.31
Payment 2: Pay by Oct 15, 2026 0.00

Amount applied to this statement

MAKE CHECK PAYABLE TO:
Cass County Government
211 9th Street South
P.O. Box 2806
Fargo, ND 58108-2806



Statement Number: 250155083-0

2025 TAX BREAKDOWN

Gross Tax Owed 0.00
Minus: PRC 0.00
Plus: Special Assessments 75.31
Plus: Drains 67.00
Total tax due: 142.31
Less 5% Discount
if paid by Feb 17, 2026
Amount due by Feb 17, 2026 142.31

Or pay in two installments (with no discount):

Payment 1: Pay by Mar 02, 2026 142.31
Payment 2: Pay by Oct 15, 2026 0.00

FOR ASSISTANCE, CONTACT:

Cass County Finance
211 9th Street South
P.O. Box 2806
Fargo, ND 58108-2806
Phone: 701-241-5600

When you provide a check as payment, you authorize us either to use information from your check to make a one-time electronic fund transfer from your account or to process the payment as a check transaction.

Tax payments by e-check or credit card can be made online at www.casscountynd.gov. A convenience fee will be assessed for all card transactions.

****Notes:**

1. If your mortgage company pays the real estate taxes for this property, this statement is being provided for your information only.
2. Discount is 5% of Net Consolidated Tax.

****PLEASE USE THE DROP BOX IN FRONT OF THE COURTHOUSE, MAIL YOUR CHECK WITH STUB OR PAY ONLINE****

***100% of this year's Primary Residence Credit funding was generated from the Legacy Fund.**

2025 Cass County Real Estate Tax Statement

Your cancelled check is your receipt for your payment.
Receipt available upon request.

Parcel Number: 15-0200-13025-000
Statement Number: 250153947-0

METRO FLOOD DIVERSION AUTHORITY
4784 AMBER VALLEY PKWY S STE 100
FARGO, ND 58104-5022

Horace Elevator

▼ Detach here and mail with your payment ▼

2025 Cass County Real Estate Tax Statement

Parcel Number:

15-0200-13025-000

Owner:

METRO FLOOD DIVERSION AUTHORITY

Jurisdiction:

Horace City

Physical Address:

VACANT
HORACE, ND 58047

Legal Description:

Lot: 1 Block: 19 Addition: Additional: 19-138-49 DESC TRACT BEG 502' S OF NE COR OF NE 1/4 S
131' W TO R/W 149' NELY ALONG R/W 164' & E 108' TO BEG. .40 AC (PART OF LOT 1 OF NE 1/4

Legislative Tax Relief

State School Levy Reduction
State Paid Human Services

2023	2024	2025
296.25	286.25	293.13
24.67	23.01	23.45
320.92	309.26	316.58

Property Valuation

True & Full Value
Taxable Value
Total mill levy

47,400	45,800	46,900
2,370	2,290	2,345
273.58	273.28	285.88

Summary of Taxes

Consolidated Tax
Gross Tax

648.39	625.81	670.40
648.39	625.81	670.40

Taxes by District (in dollars)

County
State Medical
County Soil Conservation
City of Horace
Southern Valley Fire & Rescue
Garrison
Horace Park District
West Fargo Public School District #6
Voter Approved School Bonds
Southeast Water Resource District

111.51	107.74	114.15
2.37	2.29	2.35
1.52	2.56	1.01
133.98	129.16	126.54
30.81	29.77	30.02
2.37	2.29	2.35
51.97	49.90	48.85
223.04	240.98	238.81
83.95	55.39	100.46
6.87	5.73	5.86

Gross Tax Owed

Net Tax Owed

Net effective tax rate %

648.39	625.81	670.40
648.39	625.81	670.40
1.37	1.37	1.43



Gross Tax Owed 670.40
Minus: PRC 0.00
Plus: Specials & Drains 262.16
Total Tax due 932.56
Less 5% Discount 33.52
Amount due by Feb 17, 2026 899.04

Or pay in two installments (with no discount):

Payment 1: Pay by Mar 02, 2026 597.36
Payment 2: Pay by Oct 15, 2026 335.20

Amount applied to this statement

MAKE CHECK PAYABLE TO:

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



Statement Number: 250153947-0

2025 TAX BREAKDOWN

Gross Tax Owed 670.40
Minus: PRC 0.00
Plus: Special Assessments 248.99
Plus: Drains 13.17
Total tax due: 932.56
Less 5% Discount 33.52
if paid by Feb 17, 2026
Amount due by Feb 17, 2026 899.04

Or pay in two installments (with no discount):

Payment 1: Pay by Mar 02, 2026 597.36
Payment 2: Pay by Oct 15, 2026 335.20

FOR ASSISTANCE, CONTACT:

Cass County Finance
211 9th Street South
P.O. Box 2806
Fargo, ND 58108-2806
Phone: 701-241-5600

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****Notes:**

1. If your mortgage company pays the real estate taxes for this property, this statement is being provided for your information only.
2. Discount is 5% of Net Consolidated Tax.

****PLEASE USE THE DROP BOX IN FRONT OF THE COURTHOUSE, MAIL YOUR CHECK WITH STUB OR PAY ONLINE****

***100% of this year's Primary Residence Credit funding was generated from the Legacy Fund.**

2025 Cass County Real Estate Tax Statement

Your cancelled check is your receipt for your payment.
Receipt available upon request.

Parcel Number: 15-0200-13032-000
Statement Number: 250153949-0

METRO FLOOD DIVERSION AUTHORITY
4784 AMBER VALLEY PKWY S STE 100
FARGO, ND 58104-5022

Horace Elevator

▼ Detach here and mail with your payment ▼

2025 Cass County Real Estate Tax Statement

Parcel Number:

15-0200-13032-000

Owner:

METRO FLOOD DIVERSION AUTHORITY

Legal Description:

Lot: 1 Block: 19 Addition: Additional: 19-138-49 DESC TRACT BEG 235.4' S & 33' W OF NE COR
OF SEC 19 S 265' W 76.4' N TO R/W NELY ALONG R/W TO BEG .20 AC. PART OF LOT 1 OF NE

Legislative Tax Relief

State School Levy Reduction
State Paid Human Services

Property Valuation

True & Full Value
Taxable Value
Total mill levy

Summary of Taxes

Consolidated Tax
Gross Tax

Taxes by District (in dollars)

County
State Medical
County Soil Conservation
City of Horace
Southern Valley Fire & Rescue
Garrison
Horace Park District
West Fargo Public School District #6
Voter Approved School Bonds
Southeast Water Resource District

Gross Tax Owed

Net Tax Owed

Net effective tax rate %

Jurisdiction:

Horace City

Physical Address:

VACANT
HORACE, ND 58047

	2023	2024	2025
	283.75	281.88	285.63
	23.63	22.66	22.85
	307.38	304.54	308.48
	45,400	45,100	45,700
	2,270	2,255	2,285
	273.58	273.28	285.88
	621.01	616.27	653.24
	621.01	616.27	653.24
	106.80	106.10	111.23
	2.27	2.26	2.29
	1.45	2.53	0.98
	128.32	127.18	123.30
	29.51	29.32	29.25
	2.27	2.26	2.29
	49.78	49.14	47.60
	213.63	237.29	232.70
	80.40	54.55	97.89
	6.58	5.64	5.71
	621.01	616.27	653.24
	621.01	616.27	653.24
	1.37	1.37	1.43



Gross Tax Owed 653.24
Minus: PRC 0.00
Plus: Specials & Drains 457.88
Total Tax due 1,111.12
Less 5% Discount 32.66
Amount due by Feb 17, 2026 1,078.46

Or pay in two installments (with no discount):

Payment 1: Pay by Mar 02, 2026 784.50
Payment 2: Pay by Oct 15, 2026 326.62

Amount applied to this statement

MAKE CHECK PAYABLE TO:

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



Statement Number: 250153949-0

2025 TAX BREAKDOWN

Gross Tax Owed 653.24
Minus: PRC 0.00
Plus: Special Assessments 443.72
Plus: Drains 14.16
Total tax due: 1,111.12
Less 5% Discount 32.66
if paid by Feb 17, 2026 32.66
Amount due by Feb 17, 2026 1,078.46

Or pay in two installments (with no discount):

Payment 1: Pay by Mar 02, 2026 784.50
Payment 2: Pay by Oct 15, 2026 326.62

FOR ASSISTANCE, CONTACT:

Cass County Finance
211 9th Street South
P.O. Box 2806
Fargo, ND 58108-2806
Phone: 701-241-5600

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Tax payments by e-check or credit card can be made online at www.casscountynd.gov. A convenience fee will be assessed for all card transactions.

****Notes:**

1. If your mortgage company pays the real estate taxes for this property, this statement is being provided for your information only.
2. Discount is 5% of Net Consolidated Tax.

****PLEASE USE THE DROP BOX IN FRONT OF THE COURTHOUSE, MAIL YOUR CHECK WITH STUB OR PAY ONLINE****

***100% of this year's Primary Residence Credit funding was generated from the Legacy Fund.**



METRO
FLOOD
DIVERSION
AUTHORITY

Diversion Board of Authority Meeting

January 22, 2026

Contracting Actions

DA Board Approval Contract Actions

(ACTION)



Description	Company	Budget/Estimate (\$)
Task Order 05 – Amendment 18 – Project Management Services – Modify Attachment B (rev 17) – Annual Budgetary Summary Revisions and close out FY2025. Additional funds were needed to complete Subtasks A and C.	CH2M Hill Engineers, Inc	\$261,687.17
Task Order 06 – Amendment 15 – P3 Procurement Support and design and Construction Contract Monitoring Activities – Modify Attachment C (rev 12) – Annual Budgetary Summary by Tasks to Attachment C (rev 13). Reallocate budget in 2025 between subtasks and close out subtasks in 2025. Additional funds were needed in Subtasks D and E.	CH2M Hill Engineers, Inc	\$378,299.50
Work Package 31B - I29 Pavement Repairs – Recommendation of Award.	PCI Roads LLC	\$606,443.85
Task Order 29 – Amendment 0 – WP38C – OIN 2016 – Property Structure Mitigation.	Lyle Wilkins Inc.	\$263,600.00

Executive Director

Contracting Recommendation



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

CH2M Hill Engineers, Inc TO05 Amendment 18 Project Management Services	\$261,687.17
<ul style="list-style-type: none"> • Modify Attachment B (rev 17)-Annual Budgetary Summary with Attachment B (rev 18) • Close out 2025 Budget 	

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 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.

3 Reason why it is required

The purpose of amendment No. 18 is to modify Attachment B (rev 17) – Annual Budgetary Summary by Subtask with Attachment B (rev 18) and to close out FY2025. Additional funds were needed in Subtasks A & C due to increased P3 Document Control needs to reach ICE and multiple submittals required for SOP, RDD and ICE documents.

4 Background and discussion

In accordance with Article 1 of the STANDARD MASTER AGREEMENT FOR PROFESSIONAL SERVICES ('Agreement'), between the Metro Flood Diversion Authority ("OWNER") and CH2M HILL ENGINEERS, INC. ('ENGINEER'), amended January 31, 2020, OWNER and ENGINEER agree to the scope of services, work schedule, and cost budget as follows.

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
TO05-A0	0.00	19,927,992	6/19/2019	12/31/2021	Initial Work Authorization
TO05-A1	0.00	19,927,992	6/19/2019	12/31/2021	Budgetary Changes
TO05-A2	0.00	19,927,992	6/19/2019	12/31/2021	Budgetary Changes
TO05-A3	0.00	19,927,992	6/19/2019	12/31/2021	Add Luuceo Consulting, Inc as a subcontractors and Budgetary Changes
TO05-A4	(2,540,395)	17,387,597	6/19/2019	12/31/2021	Remove task now provided by other consultants and budgetary changes
TO05-A5	0.00	17,387,597	6/19/2019	12/31/2021	Add scope of services for Task 5.A – Program Level Services; add scope for services for Task 5.1- Technical Support Services; Revise Attachment C-Active Construction Contracts and Professional Services Contract
TO05-A6	(1,754,402)	15,633,195	6/19/2019	12/31/2026	Modify Attachment B-Annual Budgetary Summary by Task to reduce the total budget by the amount of fee appropriated but not expanded in FY2020
TO05-A7	30,236,800	45,869,995	6/19/2019	12/31/2026	Update scope to match changes to the P3 Project Agreement
TO05-A8	0.00	45,869,995	6/19/2019	12/31/2026	Update Subtask and Attachment B
TO05-A9	(1,124)	45,868,871	2/22/2022	12/31/2026	Balance 2021 to what was spent. Remove building lease expenses and add scope and fee for communications
TO05-A10	0.00	45,868,871	2/22/2022	12/31/2026	Modify Attachment B – Annual Budgetary Summary and Attachment C-Active Construction Contract and Professional Services Contract

Original Agreement or Amendment	Budget Change \$	Original or Revised Budget \$	Agreement Execution Date	Project Completion	Comments
TO05-A11	0.00	45,868,871	2/22/2022	12/31/2026	Modify Attachment B (rev10)- Annual Budgetary Summary by subtask with Attachment B (rev 11)
TO05-A12	(536,436)	45,332,432	2/22/2022	12/31/2026	Modify Attachment B (rev 11)- Annual Budgetary Summary by subtask with Attachment B (rev 12)
TO05-A13	1,275,000	46,607,432	2/22/2022	12/31/2026	Add scope and fee for Sheyenne Benching project; Recreational Feasibility Study; additional meeting with RRVA's Resilience initiative.
TO05-A14	(81,333.00)	46,526,099	2/22/2022	12/31/2026	Modify Attachment B (rev 13) with (rev 14). Reduce 2023 budget by amount appropriated but not expended in 2023. Reallocate 2024 budget between subtasks
TO05-A15	0.00	46,526,099	2/22/2022	12/31/2026	Reallocate funds between Task 5.A and Task 5.J
TO05-16	0.00	46,526,099	2/22/2022	12/31/2027	Close 2024 subtask. Extend PoP to December 31, 2027 and reallocate budget to 2027.
TO05-A17	0.00	46,526,099	2/22/2022	12/31/2027	Reallocate budget between subtasks.
TO05-A18	261,687.17	46,787,786	2/22/2022	12/31/2027	Modify Attachment B (rev 17)- Annual Budgetary Summary by subtask with Attachment B (rev 18) and close 2025 subtasks.

5 Financial considerations:

The Budget Cost Proposal is attached or in the Task Order document.

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
2019	SW-1150	2,932,245.00	2,932,245.00	2,932,245.00	0.00	Actual paid in year
2020	SW-1150	5,312,957.00	5,312,957.00	5,312,957.00	0.00	Actual paid in year
2021	SW-1150	6,135,102.00	6,135,102.00	6,135,102.00	0.00	Actual paid in year
2022	SW-1150	6,606,361.00	6,498,848.62	6,498,848.62	0.00	Actual paid in year
2023	SW-1150	6,307,556.69	5,934,718.64	5,934,718.64	0.00	Actual paid in year
2024	SW-1150	5,960,477.16	5,960,477.16	5,960,477.16	0.00	Actual paid in year
2025	SW-1150	6,411,977.07	6,411,977.07	6,411,977.07	0.00	Actual paid in year
2026	SW-1150	4,450,000.00	4,465,282.28	0.00	4,450,000.00	
2027	SW-1150	3,136,178.24	3,136,178.24	0.00	3,136,178.24	
Totals		46,787,786.00	46,787,786.00	39,186,325.49	7,586,178.24	

6 Attachments:

- Task Order 05 Amendment 18

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: Jason Benson Executive Director

Date: 1/13/2026

Executive Director

Contracting Recommendation



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

CH2M Hill Engineers, Inc TO06 Amendment 15 P3 Procurement Support and design and Construction Contract Monitoring Activities	\$378,299.50
<ul style="list-style-type: none"> • Modify Attachment C (rev 12) – Annual Budgetary Summary by Tasks to Attachment C (rev 13) • Reallocate budget in 2025 between subtasks and close out subtasks in 2025 	

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 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.

3 Reason why it is required

The purpose is to reallocate between subtasks and add additional funds in 2025 to Task D (Monitoring of Activities During Design and Construction), Task E (Management of Payment Mechanisms) and Task F (Design & Construction Period Completions). This Amendment No. 15 is to modify Attachment C (rev 12) – Annual Budgetary Summary by Task to Attachment C (rev 13). Additional funds were needed in Subtasks D & E due to increased P3 review needs to reach ICE and multiple reviews required for SOP, RDD and ICE documents.

4 Background and discussion

In accordance with Article 1 of the STANDARD MASTER AGREEMENT FOR PROFESSIONAL SERVICES ("Agreement"), between the Diversion Board of Authority ("OWNER") and CH2M HILL ENGINEERS, INC. ("ENGINEER"), amended January 31, 2020, OWNER and ENGINEER agree to the scope of services, work schedule, and cost budget as follows:

The Diversion Channel and Associated Infrastructure (DCAI) are to be delivered through a Public Private Partnership (P3). CONSULTANT, under previous task orders, began assisting OWNER with the procurement of a Developer to design, build, finance, operate, and maintain the DCAI (the Project). Work under the previous task orders included assisting OWNER with the selection of short-list of Proposers and development of draft Request for Proposals (RFP). A third draft of the RFP was issued

to Proposers on July 28, 2017. Subsequently, portions of the Comprehensive Project, including the P3 procurement, were halted because of an injunction issued by a federal judge. On April 8, 2019, the federal judge modified the injunction, allowing the P3 procurement to proceed.

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
TO06-A0	0.00	43,710,118	8/23/2019	TBD	Initial Work Authorization
TO06-A1	0.00	43,710,118	8/23/2019	TBD	Budgetary Changes
TO06-A2	(1,001,417)	42,708,701	8/23/2019	TBD	Add Luuceo Consulting, Inc as a subcontractor and remove AE2S
TO06-A3	0.00	42,708,701	8/23/2019	TBD	Budgetary Changes
TO06-A4	0.00	42,708,701	8/23/2019	TBD	Budgetary Changes
TO06-A5	0.00	42,708,701	8/23/2019	TBD	Revise the scope of work to include the development and implementation of software to enable the electronic submittal and evaluation of proposals for the Diversion Channel and Associated Infrastructure P3 project.
TO06-A6	1,206,085	43,914,785	8/23/2019	TBD	Modify Attachment C – Annual Budgetary Summary by Task to reduce the total budget by the amount of fee appropriated but not expended in FY2020, to add budget to Subtask A due to the delay in the procurement schedule and to reallocate budget between subtasks.
TO06-A7	0.00	43,914,785	8/23/2019	TBD	Modify Scope of Services. Modify Attachment C – Annual Budgetary Summary by Tasks
TO06-A8	(245,010)	43,669,775	8/23/2019	TBD	Modify Attachment C – Annual Budgetary Summary by Tasks

TO06-A9	180,000	43,849,775	8/23/2019	TBD	Modify Attachment C – Annual Budgetary Summary. Reallocate utility construction budget subtask G to Subtask D and reallocate budget between subtasks.
TO06-A10	194,043	44,043,818	8/23/2019	TBD	Modify Attachment C – Annual Budgetary Summary. Add budget to Subtask D: Monitoring Activities During Design and Construction. Reallocate budgets between subtasks
TO06-A11	0.00	44,043,818	8/23/2019	TBD	Modify Attachment C – Annual Budgetary Summary from rev 08 to rev 09 and reallocates budgets between subtasks
TO06-A12	0.00	44,043,818	8/23/2019	TBD	Reallocate budget between Task 6.D and Task 6.F
TO06-A13	667,426.27	44,711,244.27	8/23/2019	TBD	Modify Attachment C – Annual Budgetary Summary from rev 08 to rev 09 and reallocates budgets between subtasks
TO06-A14	15,810,986.92	60,522,231.19	8/23/2019	TBD	Reallocate 2025 budget and add budget for 2026 and 2027
TO06-A15	378,299.50	60,900,530.69	8/23/2019	TBD	Modify Attachment C (rev 12)- Annual Budgetary Summary by subtask with Attachment C (rev 13) and close 2025 subtasks.
Totals		60,900,530.69			

5 Financial considerations:

The Budget Cost Proposal is attached or in the Task Order document.

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
2019	CN-5610	1,439,250.00	1,439,250.00	1,439,250.00	0.00	Year End Actual Paid
2020	CN-5610	4,408,220.00	4,408,220.00	4,408,220.00	0.00	Year End Actual Paid
2021	CN-5610	6,718,845.00	6,718,845.00	6,718,845.00	0.00	Year End Actual Paid
2022	CN-5610	6,956,954.81	6,956,954.81	6,956,954.81	0.00	Year End Actual Paid
2023	CN-5610	8,557,781.19	6,905,150.00	6,905,150.00	0.00	Year End Actual Paid
2024	CN-5610	9,527,587.96	9,527,587.96	9,527,588.00	0.00	Year End Actual Paid
2025	CN-5610	10,667,464.36	10,667,464.36	10,667,464.36	0.00	Year End Actual Paid
2026	CN-5610	8,701,173.00	8,701,173.00	0.00	8,701,173.00	
2027	CN-5610	3,923,254.37	5,575,885.56	0.00	5,575,885.56	
Totals		60,900,530.69	60,900,530.69	46,623,472.17	14,277,058.56	

6 Attachments:

- Task Order 06 Amendment 15

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: Jason Benson, Executive Director

Date: 1/13/2026



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

January 9, 2026

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

Project Name: **I-29 Crack Repairs**
Project Number: **WP31B**

Subject: **Work Package 31B I-29 Crack Repairs**
Recommendation of Award

Dear Metro Flood Diversion Authority,

The contract for Work Package 31B I-29 Crack Repairs, Cass County, North Dakota was publicly advertised, and Three (3) bids were received at the virtual public bid opening held on January 8, 2026 at 1:00 pm.

The bids were as follows:

- | | |
|--|----------------------|
| 1. Ames Construction - in the amount of | \$ 748,835.15 |
| 2. PCI Roads LLC - in the amount of | \$ 606,443.85 |
| 3. Ti-Zack Concrete LLC - in the amount of | \$ 735,859.84 |

The Engineer's Estimate for the project was: **\$ 710,000.20**

Jacobs (PMC), HMG LLC (EOR), and the Authority's Legal counsel have reviewed and evaluated the bid documents and recommend the Metro Flood Diversion Authority award the contract for WP31B to **PCI Roads LLC** in the amount of **\$606,443.85** as the lowest responsive bidder.

Enclosed is the Bid Tabulation Assessment. Please contact me at ian.joynes@jacobs.com if you have any questions regarding this recommendation.

Yours sincerely,

Ian Joynes, BEng CEng FICE, Construction Contracts Manager

Copies to:

Kris Bakkegard
Bob Zimmerman
Matt Stamness
Nathan Boerboom
Kyle Litchy
Justin Sorum

Bid Tabulation Assessment

Project: WP31B - I-29 Crack Repairs

Bid Submission: January 8, 2026

CONTRACTOR BIDS DUE BACK: THURSDAY - 01/08/2026 AT 1PM CENTRAL TIME

WP31B - I-29 Crack Repairs											
		QUANTITY		Engineers Estimate		Ames Construction		PCI Roads LLC		Ti-Zack Concrete LLC	
No.	ITEM		UNIT	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
1.	Removal of Concrete	4	EA	\$ 500.00	\$ 2,000.00	\$ 1,500.00	\$ 6,000.00	\$ 895.00	\$ 3,580.00	\$ 938.35	\$ 3,753.40
2.	Removal of Pavement	732	TON	\$ 20.00	\$ 14,640.00	\$ 50.00	\$ 36,600.00	\$ 35.00	\$ 25,620.00	\$ 53.53	\$ 39,183.96
3.	Topsoil	169	CY	\$ 10.00	\$ 1,690.00	\$ 40.00	\$ 6,760.00	\$ 15.00	\$ 2,535.00	\$ 55.00	\$ 9,295.00
4.	Common Excavation - Waste	200	CY	\$ 17.00	\$ 3,400.00	\$ 120.00	\$ 24,000.00	\$ 30.00	\$ 6,000.00	\$ 82.09	\$ 16,418.00
5.	Water	17	M GAL	\$ 30.00	\$ 510.00	\$ 40.00	\$ 680.00	\$ 15.00	\$ 255.00	\$ 30.34	\$ 515.78
6.	Seeding Class II	0.208	ACRE	\$ 800.00	\$ 166.40	\$ 20,000.00	\$ 4,160.00	\$ 20,000.00	\$ 4,160.00	\$ 20,193.00	\$ 4,200.14
7.	Temporary Cover Crop	0.208	ACRE	\$ 250.00	\$ 52.00	\$ 200.00	\$ 41.60	\$ 200.00	\$ 41.60	\$ 202.00	\$ 42.02
8.	Straw Mulch	0.416	ACRE	\$ 800.00	\$ 332.80	\$ 4,000.00	\$ 1,664.00	\$ 4,000.00	\$ 1,664.00	\$ 4,039.00	\$ 1,680.22
9.	TRM Type 1	385	SY	\$ 15.00	\$ 5,775.00	\$ 14.50	\$ 5,582.50	\$ 14.00	\$ 5,390.00	\$ 14.00	\$ 5,390.00
10.	Fiber Rolls 12IN	2,476	LF	\$ 3.00	\$ 7,428.00	\$ 5.00	\$ 12,380.00	\$ 4.00	\$ 9,904.00	\$ 4.00	\$ 9,904.00
11.	Remove Fiber Rolls 12IN	1,238	LF	\$ 1.00	\$ 1,238.00	\$ 0.45	\$ 557.10	\$ 0.50	\$ 619.00	\$ 0.50	\$ 619.00
12.	Aggregate Base Course CL 5	640	TON	\$ 30.00	\$ 19,200.00	\$ 45.00	\$ 28,800.00	\$ 35.00	\$ 22,400.00	\$ 73.28	\$ 46,899.20
13.	Commercial Grade Hot Mix Asphalt	260	TON	\$ 275.00	\$ 71,500.00	\$ 565.00	\$ 146,900.00	\$ 295.00	\$ 76,700.00	\$ 575.00	\$ 149,500.00
14.	8.5IN Non-Reinf Concrete Pvmt CL AE-Doweled	400	SY	\$ 450.00	\$ 180,000.00	\$ 440.00	\$ 176,000.00	\$ 185.00	\$ 74,000.00	\$ 284.82	\$ 113,928.00
15.	3IN Expansion Joint	120	LF	\$ 450.00	\$ 54,000.00	\$ 480.00	\$ 57,600.00	\$ 387.00	\$ 46,440.00	\$ 661.21	\$ 79,345.20
16.	Concrete Sleeper Slab	80	SY	\$ 450.00	\$ 36,000.00	\$ 400.00	\$ 32,000.00	\$ 761.00	\$ 60,880.00	\$ 306.13	\$ 24,490.40
17.	Mobilization	1.0	L SUM	\$ 100,000.00	\$ 100,000.00	\$ 74,500.00	\$ 74,500.00	\$ 118,952.00	\$ 118,952.00	\$ 36,792.99	\$ 36,792.99
18.	Flagging	50.0	MHR	\$ 50.00	\$ 2,500.00	\$ 65.00	\$ 3,250.00	\$ 55.00	\$ 2,750.00	\$ 85.00	\$ 4,250.00
19.	Traffic Control Signs	1,495	UNIT	\$ 2.50	\$ 3,737.50	\$ 2.65	\$ 3,961.75	\$ 2.50	\$ 3,737.50	\$ 2.50	\$ 3,737.50
20.	Attenuation Device-Type B-75	2	EA	\$ 500.00	\$ 1,000.00	\$ 2,900.00	\$ 5,800.00	\$ 2,500.00	\$ 5,000.00	\$ 2,800.00	\$ 5,600.00
21.	Delineator Drums	171	EA	\$ 30.00	\$ 5,130.00	\$ 18.00	\$ 3,078.00	\$ 17.25	\$ 2,949.75	\$ 17.25	\$ 2,949.75
22.	Sequencing Arrow Panel-Type C	2	EA	\$ 1,400.00	\$ 2,800.00	\$ 995.00	\$ 1,990.00	\$ 1,000.00	\$ 2,000.00	\$ 1,000.00	\$ 2,000.00
23.	Obliteration of Pavement Marking	2,610	SY	\$ 2.25	\$ 5,872.50	\$ 0.80	\$ 2,088.00	\$ 0.75	\$ 1,957.50	\$ 0.75	\$ 1,957.50
24.	State Furnished Median Barrier	2,580	LF	\$ 50.00	\$ 129,000.00	\$ 24.00	\$ 61,920.00	\$ 28.75	\$ 74,175.00	\$ 48.27	\$ 124,536.60
25.	Headwall-Precast Concrete 6IN	4	EA	\$ 2,100.00	\$ 8,400.00	\$ 800.00	\$ 3,200.00	\$ 1,000.00	\$ 4,000.00	\$ 797.69	\$ 3,190.76
26.	Edgedrain Non-Permeable Base	236	LF	\$ 100.00	\$ 23,600.00	\$ 30.00	\$ 7,080.00	\$ 25.00	\$ 5,900.00	\$ 15.43	\$ 3,641.48
27.	Rumble Strips-Concrete Shoulder	0.046	MILE	\$ 4,000.00	\$ 184.00	\$ 20,000.00	\$ 920.00	\$ 160,000.00	\$ 7,360.00	\$ 21,739.13	\$ 1,000.00
28.	Epoxy Pvmt Mk 6IN Line	5,340	LF	\$ 0.75	\$ 4,005.00	\$ 0.95	\$ 5,073.00	\$ 1.00	\$ 5,340.00	\$ 1.00	\$ 5,340.00
29.	Epoxy Pvmt Mk 6IN Line-Grooved	20	LF	\$ 1.75	\$ 35.00	\$ 12.00	\$ 240.00	\$ 10.00	\$ 200.00	\$ 10.00	\$ 200.00
30.	Short Term 6IN Line -Type R	11,142	LF	\$ 2.00	\$ 22,284.00	\$ 2.60	\$ 28,969.20	\$ 2.25	\$ 25,069.50	\$ 2.57	\$ 28,634.94
31.	Remove & Reset Guardrail	88	LF	\$ 40.00	\$ 3,520.00	\$ 80.00	\$ 7,040.00	\$ 78.00	\$ 6,864.00	\$ 78.00	\$ 6,864.00
	Total				\$710,000.20		\$748,835.15		\$606,443.85		\$735,859.84

Executive Director

Contracting Recommendation



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

Lyle Wilkens Inc. TO29 Amendment 0 WP38C – OIN 2016 – Property Structure Mitigation	\$263,600.00
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- Perform Property Mitigation Services for WP38C – OIN 2016.

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 Agreement for Construction Services (MACS) 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.

3 Reason why it is required:

Assist the OWNER in performing structural demolition and/or removal of services of residential, commercial, and agricultural structures, including but not limited to houses, out buildings such as barns, silos, garages, and workshops; foundations; walkways; driveways; landscaping; associated utilities; and other components as identified in the Site Plans.

4 Background and discussion:

Five Task Order Bid Proposals were received on January 7, 2026, and the Bid Tabulation results are attached.

The Diversion Authority has awarded WP38C Task Order 29 OIN 2016 – Property Structure Mitigation to Lyle Wilkens Inc. (Contractor) as the lowest bidder.

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
TO29-A0	0.00	\$263,600.00	02/06/2026	06/05/2026	Initial scope of work.

5 Financial considerations:

The Budget Cost Proposal is attached or in the Task Order document.

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

Year	Original Agreement or Amendment	Cost Account Code	Estimated Cost (\$)	Budget Allocated (\$)	Actual paid to date (\$)	Budget Remaining (\$)	Comments
2026	TO29-A0	PA-1360	\$263,600.00	\$263,600.00	0.00	\$263,600.00	

6 Attachments:

- Task Order 29 Amendment 0

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

Recommendation: Kris Bakkegard, Director of Engineering recommends approval of this contract. The Executive Director has approved in Workflow and granted permission to add his name to the document.

Approved by: Jason Benson, Executive Director

Date: 01/13/2026

Executive Director

Contracting Recommendation



Bid Tabulation Results

Bid Tabulation Assessment

Project: WP38C - Task Order 29 - OIN 2016

Bid Submission: 01/07/2026

BID DUE BACK WEDNESDAY AT 1PM CENTRAL TIME/2 PM EASTERN TIME

OIN 2016 - 5281 172nd Ave SE, Horace ND 58047																			
ITEM	DESCRIPTION	QUANTITY	UNIT	Engineers Estimate		Hough Inc		Industrial Builders		LinnCo, Inc.		Lyle Wilkens Inc.		Park Construction		Schmidt and Sons		TF Powers Construction Co.	
				UNIT PRICE	AMOUNT	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
1.	Mobilization	1	LS	\$ 15,750.00	\$ 15,750.00	\$ 20,000.00	\$ 20,000.00	\$ 7,750.00	\$ 7,750.00	\$ 19,000.00	\$ 19,000.00	\$ 20,000.00	\$ 20,000.00		\$ -	\$ 10,000.00	\$ 10,000.00		\$ -
2.	Clearing & Grubbing	1	LS	\$ 15,000.00	\$ 15,000.00	\$ 12,000.00	\$ 12,000.00	\$ 10,000.00	\$ 10,000.00	\$ 1,000.00	\$ 1,000.00	\$ 3,000.00	\$ 3,000.00		\$ -	\$ 70,000.00	\$ 70,000.00		\$ -
3.	Removals - OIN 2016 - House	1	LS	\$ 50,000.00	\$ 50,000.00	\$ 25,000.00	\$ 25,000.00	\$ 20,000.00	\$ 20,000.00	\$ 18,850.00	\$ 18,850.00	\$ 28,900.00	\$ 28,900.00		\$ -	\$ 35,000.00	\$ 35,000.00		\$ -
4.	Removals - OIN 2016 - Basement	1	LS	\$ 25,000.00	\$ 25,000.00	\$ 12,000.00	\$ 12,000.00	\$ 12,000.00	\$ 12,000.00	\$ 16,000.00	\$ 16,000.00	\$ 6,100.00	\$ 6,100.00		\$ -	\$ 15,000.00	\$ 15,000.00		\$ -
5.	Removals - OIN 2016 - All Remaining Items	1	LS	\$ 140,000.00	\$ 140,000.00	\$ 359,000.00	\$ 359,000.00	\$ 220,000.00	\$ 220,000.00	\$ 247,500.00	\$ 247,500.00	\$ 100,350.00	\$ 100,350.00		\$ -	\$ 164,000.00	\$ 164,000.00		\$ -
6.	Topsoil - Imported	1,750	SY	\$ 13.00	\$ 22,750.00	\$ 20.00	\$ 35,000.00	\$ 14.00	\$ 24,500.00	\$ 24.00	\$ 42,000.00	\$ 42.00	\$ 73,500.00		\$ -	\$ 15.00	\$ 26,250.00		\$ -
7.	Imported Fill	500		\$ 13.00	\$ 6,500.00	\$ 20.00	\$ 10,000.00	\$ 14.00	\$ 7,000.00	\$ 24.00	\$ 12,000.00	\$ 42.00	\$ 21,000.00		\$ -	\$ 10.00	\$ 5,000.00		\$ -
8.	Seeding & Mulching	21,500	SY	\$ 2.00	\$ 43,000.00	\$ 1.00	\$ 21,500.00	\$ 0.50	\$ 10,750.00	\$ 1.50	\$ 32,250.00	\$ 0.50	\$ 10,750.00		\$ -	\$ 1.75	\$ 37,625.00		\$ -
	Total				\$318,000.00		\$494,500.00		\$312,000.00		\$ 388,600.00		\$ 263,600.00	No Submission			\$362,875.00	No Submission	

Memorandum



To: Metro Flood Diversion Authority Lands Committee
From: Jason Benson, Executive Director
Cc: John Shockley, MFDA Legal Counsel
Date: January 21, 2026
Re: OIN 1824X2 Amendment to Flowage Easement and Modification of RIMP Mortgage

RECOMMENDATION/ACTIONS NEEDED:

Approve the Amendment to Flowage Easement and Modification of RIMP Mortgage for OIN 1824X2.

Background/Key Points:

In November 2024, the MCCJPA purchased a flowage easement from the Ness family across the span of five different parcels located in the Upstream Mitigation Area (UMA). The family's residence and farm headquarters site are located on OIN 1826, which is impacted by a Zone 1 flowage easement, requiring removal of the structures on this site. Through negotiations it was settled on that the farm headquarters would be relocated to a new elevated building pad on one of the adjoining parcels, OIN 1824X2, which would then be subject to a Zone 4A flowage easement. The farm headquarters would then be reconstructed on the new elevated building pad through the use of a RIMP loan.

In recent months, it was discovered that the portion of the recorded survey where the structures have been relocated to was inadvertently noted as Zone 4C instead of Zone 4A. All communications and expectations related to this site have been based off Zone 4A requirements, making this just a clerical error on the recorded survey. The landowners have requested MFDA to formally consent to the Amendment along with MCCJPA.

Approval of this recommendation will allow project staff to complete the amendment to the flowage easement to correctly refer to Zone 4A. In addition, since the RIMP loan documents also referenced the flowage easement, this action will also require a modification of the RIMP mortgage to ensure reference to the amended flowage easement. The flowage easement amendment requires MCCJPA approval. The mortgage modification requires MFDA approval.

ATTACHMENTS:

- Modification to RIMP Mortgage
- Amendment to Flowage Easement
- Updated Survey

MODIFICATION OF MORTGAGE

THIS MODIFICATION OF MORTGAGE dated _____, 2026, is made and executed between Matthew L. Ness and Rachel Ness, husband and wife; and Matt Ness Farms, Inc., a North Dakota Corporation, (“MNF”), whose post office address is 4763 Douglas Dr., Fargo, North Dakota 58104 (collectively referred to below as “Mortgagor”); and Metro Flood Diversion Authority, whose post office address is 4784 Amber Parkway S., Suite 100, Fargo, North Dakota 58104 (referred to below as “the Authority”).

MORTGAGE. the Authority and Mortgagor have entered into a certain Mortgage dated November 22, 2024 and recorded on November 25, 2024 as Document Number 850744 (the “Mortgage”), in the recorder’s office of Clay County, Minnesota.

REAL PROPERTY DESCRIPTION. The Mortgage covers the following described real property located in Clay County, State of Minnesota:

See **Exhibit A** attached hereto.

(the “Mortgaged Property”)

FLOWAGE EASEMENT. The Authority and Mortgagor have entered into a Flowage Easement dated November 22, 2024 and recorded on November 25, 2024 as Document Number 850741 (the “Flowage Easement”) in the Recorder’s office of Clay County, Minnesota, which conveyed certain easement rights described therein, specifically with respect to the Mortgaged Property, which is currently owned by MNF. The parties acknowledge the Authority’s acquisition of the Flowage Easement was in partial consideration for the Authority providing a Rural Impact Mitigation Program (the “RIMP”) loan to Mortgagor, and ultimately the Mortgagor executing the Mortgage in favor of the Authority encumbering the Mortgaged Property as security for the underlying RIMP loan.

THEREFORE, the parties agree to modify the Mortgage as follows:

1. **MODIFICATION.** The Authority and MNF have agreed to execute an Amendment to Flowage Easement, a true and accurate copy of which is attached hereto as **Exhibit B**, wherein the parties acknowledge the flowage easement zone designation of that certain 4.33-acre tract, a portion of the Mortgaged Property, identified in Exhibit A of the Flowage Easement under the heading “OIN 1824X2 – F.E. Zone 4C” and in the corresponding

Certificates of Survey in Exhibit B of the Flowage Easement shall be corrected to designate **Zone 4A** rather than **Zone 4C** as currently indicated in the Flowage Easement; and that the corresponding Certificate of Survey for that 4.33-acre portion of the Mortgaged Property, identified as OIN 1824X2 and attached as part of Exhibit B to the Flowage Easement, shall be revoked and replaced with the updated Certificate of Survey of OIN 1824X2 showing the Zone 4A designation with respect to the above-referenced 4.33-acre tract. For the avoidance of doubt, the Authority and Mortgagor now agree the Mortgage is hereby modified to reflect and recognize the Mortgage is subject to the Flowage Easement and the Amendment to Flowage Easement and further agree the execution of the Amendment to Flowage Easement does not violate the terms of the Mortgage, or the underlying loan documents, namely the Promissory Note; and Escrow Agreement for Holding of Funds in an Interest Bearing Account, executed by the parties on or about November 22, 2024 (collectively, the “RIMP Loan Documents”). The Authority and Mortgagor specifically acknowledge the existence of and the reasons for such Amendment to Flowage Easement and agree that such Amendment and the corresponding updated Survey shall be recorded simultaneously with this Modification of Mortgage. The Authority and Mortgagor agree said Amendment to Flowage Easement does not violate the terms of this Mortgage or the underlying RIMP Loan Documents.

2. **REMAINDER OF TERMS.** The remainder of the terms of the Mortgage remain unchanged.
3. **COUNTERPARTS.** This Modification may be executed in any number of counterparts, each of which shall be deemed to be an original as against any party whose signature appears thereon, and all of which shall constitute one and the same instrument. This Modification shall become binding when one or more counterparts hereof, individually or taken together, shall bear the signatures of all of the parties reflected hereon as the signatories.

(Signature pages follow).

MORTGAGOR ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS MODIFICATION OF MORTGAGE AND MORTGAGOR AGREES TO ITS TERMS. THIS MODIFICATION OF MORTGAGE IS DATED ON THE DATE SET FORTH ABOVE.

MORTGAGOR:

MATT NESS FARM, INC.

By:

Matthew L. Ness, Its: Owner

Rachel Ness, Its: Officer

Matthew L. Ness

Rachel Ness

STATE OF _____)
)ss
COUNTY OF _____)

On this ____ day of _____, 2026, before me personally appeared Matthew L. Ness and Rachel Ness, a, married couple, personally and as the President and Officer,₂ respectively, of Matt Ness Farm, Inc., known to me to be the persons who executed the within and foregoing instrument, and acknowledged that they executed the same individually and as President and Officer,₂ respectively, on behalf of Matt Ness Farm, Inc.

(SEAL)

Notary Public

My Commission Expires:_____

(Additional signature page follows).

METRO FLOOD DIVERSION AUTHORITY

By: _____
Jason Benson
Its: Executive Director

[illegible]

On this ____ day of _____, 2026, before me personally appeared Jason Benson, known to me to be the Executive Director of the Metro Flood Diversion Authority, and that he executed the within and foregoing instrument, and acknowledged that he executed the same on behalf of Metro Flood Diversion Authority.

(SEAL)

Notary Public

The legal descriptions contained in this Modification were prepared by:
Nicholas R Stattelmann (N.D. Registration No. 49835)
True North Surveys
5503 W Ponderosa Dr
Horace, ND 58047

This document was drafted by:
Lukas D. Andrud
OHNSTAD TWICHELL, P.C.
444 Sheyenne Street, Suite 102
P.O. Box 458
West Fargo, ND 58078
PHONE: 701-282-3249

Exhibit A
(The “Mortgaged Property”)

Tract A:

That part of the South Half of Section 31, Township 137 North, Range 48 West of the Fifth Principal Meridian, Clay County, Minnesota, described as follows: Commencing at the southeast corner of said South Half; thence North 00°27'41” West, along the easterly line of said South Half, for a distance of 1743.82 feet; thence South 89°22'59” West for a distance of 2238.61 feet to the southeast corner of a tract described in Document No. 846854, on file at the Clay County Recorder's Office; thence South 00°27'41” East, parallel with the easterly line of said South Half, for a distance of 70.26 feet to the true point of beginning; thence continue South 00°27'41” East, parallel with the easterly line of said South Half, for a distance of 544.00 feet; thence North 89°53'16” East, parallel with the southerly line of said South Half, for a distance of 408.00 feet; thence North 00°27'41” West, parallel with the easterly line of said South Half, for a distance of 612.68 feet; thence South 77°56'22” West for a distance of 209.73 feet to a point of tangential curve to the right, having a radius of 1210.00 feet; thence westerly, along said curve, for a distance of 204.21 feet, through a central angle of 09°40'11” to the true point of beginning. Said tract contains 5.362 acres, more or less, and is subject to easements as may be of record;

together with an easement for ingress and egress in, on, over, across and through the following real property:

That part of the South Half of Section 31, Township 137 North, Range 48 West of the Fifth Principal Meridian, Clay County, Minnesota, described as follows: A 20.00 foot wide strip, centered on the following described line: Commencing at the southeast corner of said South Half; thence North 00°27'41” West, along the easterly line of said South Half, for a distance of 1761.50 feet; thence South 89°22'59” West for a distance of 33.00 feet to the westerly line of County Road No. 59 right-of-way, and the true point of beginning of the line to be described; thence continue South 89°22'59” West for a distance of 1685.07 feet to a point of tangential to the left, having a radius of 500.00 feet; thence westerly, along said curve, for a distance of 99.86 feet, through a central angle of 11°26'36”; thence South 77°56'22” West for a distance of 225.43 feet to a point of tangential curve to the right, having a radius of 1200.00 feet; thence westerly, along said curve, for a distance of 202.19 feet, through a central angle of 09°39'13”, said line there terminating. Said strip shall be lengthened or shortened as necessary to intersect the westerly line of County Road No. 59 right-of-way on the east, and to intersect a line that bears South 00°27'41” East, passing through the point of termination, on the west. Said tract contains 1.016 acres, more or less, and subject to all easements as may be of record and that certain Flowage Easement dated November 22, 2024 and recorded on November 25, 2024 as Document Number 850741 and amendments thereto , with respect the above description and other lands.

Exhibit B
(Amendment to Flowage Easement)

AMENDMENT TO FLOWAGE EASEMENT

THIS AMENDMENT dated the ____ day of _____, 2026, serves as an amendment to the that certain Flowage Easement executed November 22, 2024, and recorded in the Office of the County Recorder, Clay County, Minnesota on November 25, 2024 as Document No. 850741 (the "Flowage Easement"), which conveyed to the Moorhead-Clay County Joint Powers Authority, a Minnesota political subdivision, whose post office address is 3510 12th Avenue South, Moorhead, Minnesota 56560, and its successors and assigns ("Grantee"), certain easement rights described therein, specifically with respect to that certain tract in Clay County, Minnesota, described in Exhibit A to the Flowage Easement as follows:

OIN 1824X2 – F.E. Zone 4C

That part of the South Half of Section 31, Township 137 North, Range 48 West of the 5th Principal Meridian, Clay County, Minnesota, being further described as follows: Commencing at the Southeast Corner of the South Half (S1/2) of Section 31; thence N00°27'41"W on the east line of said S1/2 a distance of 1,743.82 feet; thence S89°22'59"W a distance of 2,238.61 feet to the southeast corner of the parcel described in Doc. No. 846854, Records of Clay Co; thence S00°27'41"E parallel with said east line of the S1/2 a distance of 70.26 feet to the Point of Beginning; thence continuing S00°27'41"E a distance of 544.00 feet; thence N89°53'16"E, parallel with the south line of said S1/2 a distance of 408.00 feet; thence N00°27'41"W, parallel with said east line of the S1/2, a distance of 612.68 feet; thence S77°56'22"W a distance of 209.73 feet; thence 204.21 feet on the arc of a tangential curve, concave to the north, having a radius of 1,210.00 feet; a central angle of 09°40'11", and a long chord length of 203.97 feet bearing S82°46'27"W to the Point of Beginning. EXCEPTING THEREFROM the following described tract:

Commencing at the Southeast Corner of the South Half (S1/2) of Section 31; thence N00°27'41"W on the east line of said S1/2 a distance of 1,743.82 feet; thence S89°22'59"W a distance of 2,238.61 feet to the southeast corner of the parcel described in Doc. No. 846854, Records of Clay Co; thence S00°27'41"E, parallel with said east line of the S1/2, a distance of 70.26 feet to the northwest corner of an existing parcel, said point being the Point of Beginning; thence S00°27'41"E on the west line of said parcel a distance of 544.00 feet; thence N89°53'16"E on the south line of said parcel a distance of 99.54 feet; thence N00°31'58"W a distance of 335.58 feet; thence N63°58'03"W a distance of 11.18 feet; thence N00°31'58"W a distance of 51.94 feet; thence S89°28'02"W a distance of 72.08 feet; thence N00°31'58"W a distance of 61.00 feet; thence N39°41'12"E a distance of

***Moorhead - Clay County Joint Powers Authority
Upstream Mitigation Area
Amendment to Flowage Easement – Matt Ness Farms
OIN 1824X2 - Parcel No. 15.031.4000***

Page 2

129.18 feet to the north line of said parcel; thence on the north line of said parcel 100.50 feet on the arc of a non-tangential curve, concave to the north, having a radius of 1,210.00 feet, a central angle of 04°45'32" and a long chord length of 100.47 feet bearing S85°13'47"W to the Point of Beginning.

Said tract contains 4.33 acres, more or less.

Such property is currently owned by Matt Ness Farms, Inc., a North Dakota corporation, whose post office address is 4763 Douglas Drive South, Fargo, North Dakota 58104 ("Grantor"). It has recently come to the parties' attention that the flowage easement zone designation of the above-described 4.33-acre tract should have been designated Zone 4A rather than Zone 4C as currently indicated in the Flowage Easement. Therefore, the parties agree the legal description for the above-referenced 4.33-acre tract as described in Exhibit A to the Flowage Easement is hereby revoked and replaced with the following:

OIN 1824X2 – F.E. Zone 4A

That part of the South Half of Section 31, Township 137 North, Range 48 West of the 5th Principal Meridian, Clay County, Minnesota, being further described as follows: Commencing at the Southeast Corner of the South Half (S1/2) of Section 31; thence N00°27'41"W on the east line of said S1/2 a distance of 1,743.82 feet; thence S89°22'59"W a distance of 2,238.61 feet to the southeast corner of the parcel described in Doc. No. 846854, Records of Clay Co; thence S00°27'41"E parallel with said east line of the S1/2 a distance of 70.26 feet to the Point of Beginning; thence continuing S00°27'41"E a distance of 544.00 feet; thence N89°53'16"E, parallel with the south line of said S1/2 a distance of 408.00 feet; thence N00°27'41"W, parallel with said east line of the S1/2, a distance of 612.68 feet; thence S77°56'22"W a distance of 209.73 feet; thence 204.21 feet on the arc of a tangential curve, concave to the north, having a radius of 1,210.00 feet; a central angle of 09°40'11", and a long chord length of 203.97 feet bearing S82°46'27"W to the Point of Beginning. EXCEPTING THEREFROM the following described tract:

Commencing at the Southeast Corner of the South Half (S1/2) of Section 31; thence N00°27'41"W on the east line of said S1/2 a distance of 1,743.82 feet; thence S89°22'59"W a distance of 2,238.61 feet to the southeast corner of the parcel described in Doc. No. 846854, Records of Clay Co; thence S00°27'41"E, parallel with said east line of the S1/2, a distance of 70.26 feet to the northwest corner of an existing parcel, said point being the Point of Beginning; thence S00°27'41"E on the west line of said parcel a distance of 544.00 feet; thence N89°53'16"E on the south line of said parcel a distance of 99.54 feet; thence N00°31'58"W a distance of 335.58 feet; thence N63°58'03"W a distance of 11.18 feet; thence N00°31'58"W a distance of 51.94 feet; thence S89°28'02"W a distance of 72.08 feet; thence N00°31'58"W a distance of 61.00 feet; thence N39°41'12"E a distance of

***Moorhead - Clay County Joint Powers Authority
Upstream Mitigation Area
Amendment to Flowage Easement – Matt Ness Farms
OIN 1824X2 - Parcel No. 15.031.4000***

Page 3

129.18 feet to the north line of said parcel; thence on the north line of said parcel 100.50 feet on the arc of a non-tangential curve, concave to the north, having a radius of 1,210.00 feet, a central angle of 04°45'32" and a long chord length of 100.47 feet bearing S85°13'47"W to the Point of Beginning.

Said tract contains 4.33 acres, more or less.

Further, the parties agree the corresponding Certificate of Survey for that part of the S/12 of Section 31, Township 137N, R48W, 5th P.M., Clay County Minnesota, identified as OIN 1824X2 (the "Survey") and attached as part of Exhibit B to the Flowage Easement, is hereby revoked and replaced with the updated Survey of OIN 1824X2 showing the Zone 4A designation with respect to the above-described 4.33-acre tract, hereto attached to this Amendment as **Exhibit B-1**.

The remainder of the terms of said Flowage Easement remain unchanged.

This Amendment may be executed in any number of counterparts, each of which shall be deemed to be an original as against any party whose signature appears thereon, and all of which shall constitute one and the same instrument. This Amendment shall become binding when one or more counterparts hereof, individually or taken together, shall bear the signatures of all of the parties reflected hereon as the signatories.

Time is of the essence of each provision of this entire Amendment and of all the conditions thereof.

IN TESTIMONY WHEREOF, the parties have indicated their acceptance of the terms of this Amendment by their signatures below on the date indicated above.

(Signatures on following pages).

***Moorhead - Clay County Joint Powers Authority
Upstream Mitigation Area
Amendment to Flowage Easement – Matt Ness Farms
OIN 1824X2 - Parcel No. 15.031.4000***

Page 4

GRANTOR:

Matt Ness Farms, Inc.

By: Matthew L. Ness, its President

By: Rachel Ness, its Officer

STATE OF _____)
) ss.
COUNTY OF _____)

On this ____ day of _____, 2026, before me, a Notary Public, in and for said County and State, personally appeared Matthew L. Ness and Rachel Ness, known to me to be the President and Officer of Matt Ness Farms, Inc., respectively, and who executed the within and foregoing instrument, and acknowledged to me that they executed the same on behalf of said entity.

(SEAL)

Notary Public
My Commission Expires:

(Additional signature pages follow).

By: _____
Kevin Campbell, Chair

Stephen Larson, Secretary

STATE OF MINNESOTA)
) ss.
COUNTY OF CLAY)

On this ____ day of _____ 2026, before me, a Notary Public, in and for said County and State, personally appeared Kevin Campbell and Stephen Larson, known to me to be the Chairman and Secretary, respectively, of the Moorhead – Clay County Joint Powers Authority and who executed the within and foregoing instrument, and acknowledged to me that they executed the same on behalf of the Moorhead – Clay County Joint Powers Authority.

(SEAL)

Notary Public
My Commission Expires:

The legal descriptions contained in this Amendment were prepared by:

Nicholas R Stattelmann (N.D. Registration No. 49835)
True North Surveys
5503 W Ponderosa Dr
Horace, ND 58047

(Additional signature page follows).

***Moorhead - Clay County Joint Powers Authority
Upstream Mitigation Area
Amendment to Flowage Easement – Matt Ness Farms
OIN 1824X2 - Parcel No. 15.031.4000***

Page 6

CONSENT TO AMENDMENT TO FLOWAGE EASEMENT

Approved and accepted by Grantor's Mortgagee.

METRO FLOOD DIVERSION AUTHORITY

By: _____
Jason Benson
Its: Executive Director

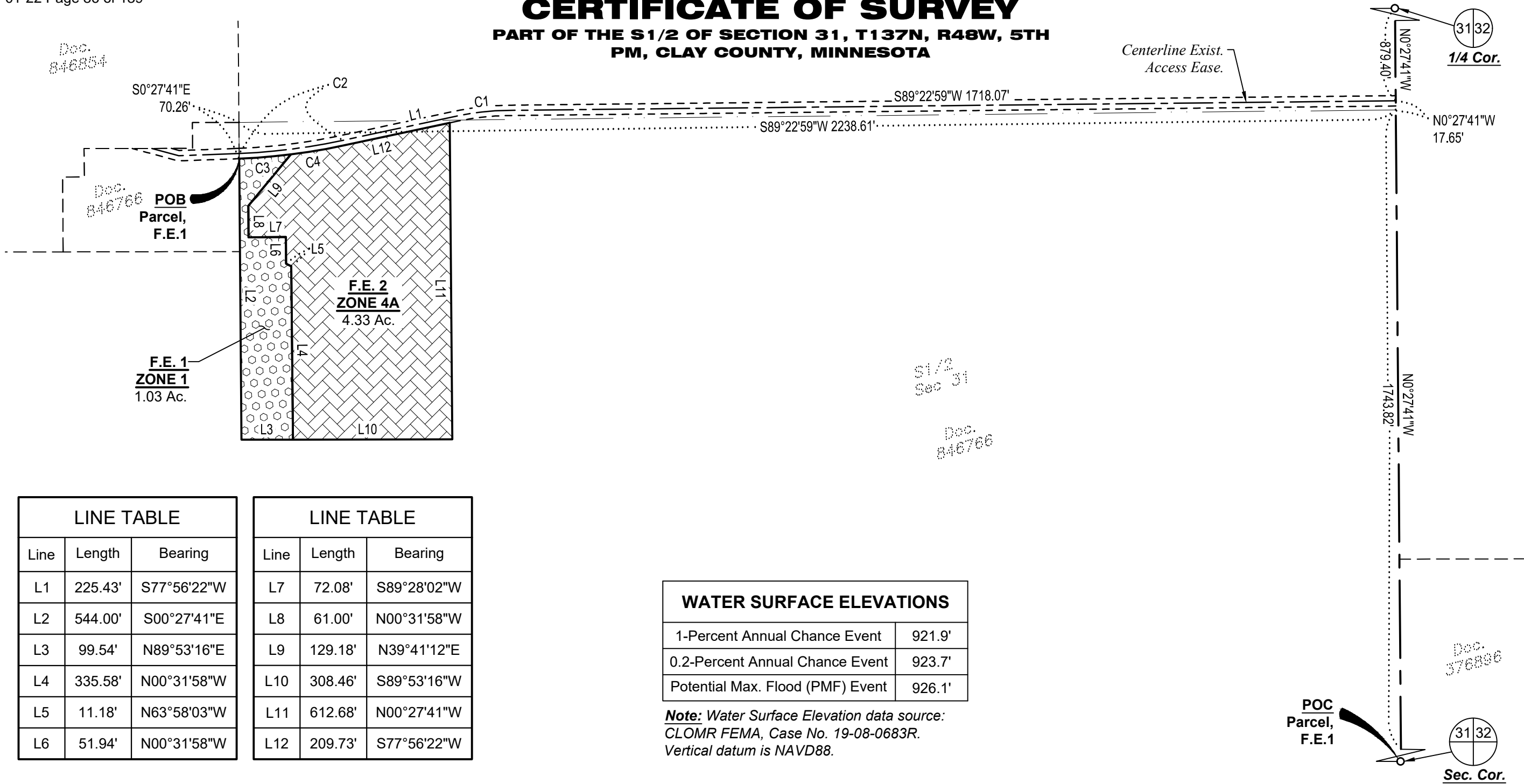
STATE OF NORTH DAKOTA)
) ss.
COUNTY OF CASS)

On this ____ day of _____, 2026, before me personally appeared Jason Benson, known to me to be the Executive Director of the Metro Flood Diversion Authority, and that he executed the within and foregoing instrument, and acknowledged that he executed the same on behalf of Metro Flood Diversion Authority.

(SEAL)

Notary Public

CERTIFICATE OF SURVEY
PART OF THE S1/2 OF SECTION 31, T137N, R48W, 5TH
PM, CLAY COUNTY, MINNESOTA



LINE TABLE		
Line	Length	Bearing
L1	225.43'	S77°56'22"W
L2	544.00'	S00°27'41"E
L3	99.54'	N89°53'16"E
L4	335.58'	N00°31'58"W
L5	11.18'	N63°58'03"W
L6	51.94'	N00°31'58"W

LINE TABLE		
Line	Length	Bearing
L7	72.08'	S89°28'02"W
L8	61.00'	N00°31'58"W
L9	129.18'	N39°41'12"E
L10	308.46'	S89°53'16"W
L11	612.68'	N00°27'41"W
L12	209.73'	S77°56'22"W

WATER SURFACE ELEVATIONS	
1-Percent Annual Chance Event	921.9'
0.2-Percent Annual Chance Event	923.7'
Potential Max. Flood (PMF) Event	926.1'

Note: Water Surface Elevation data source:
CLOMR FEMA, Case No. 19-08-0683R.
Vertical datum is NAVD88.

CURVE TABLE					
Curve	Length	Radius	Delta	L.C.	L.C Bearing
C1	99.86'	500.00'	11°26'35"	99.69'	S83°39'41"W
C2	202.19'	1200.00'	9°39'14"	201.95'	S82°45'59"W
C3	100.50'	1210.00'	4°45'32"	100.47'	S85°13'47"W
C4	103.71'	1210.00'	4°54'39"	927.43'	S80°23'41"W

Notes:
1) Easements/Encumbrances recorded prior to 1988 may not be shown hereon.

Scale in Feet
BASIS OF BEARING
MN Clay County Coordinates,
NAD83 (96). Distances are
ground, US Survey Feet.

LEGEND

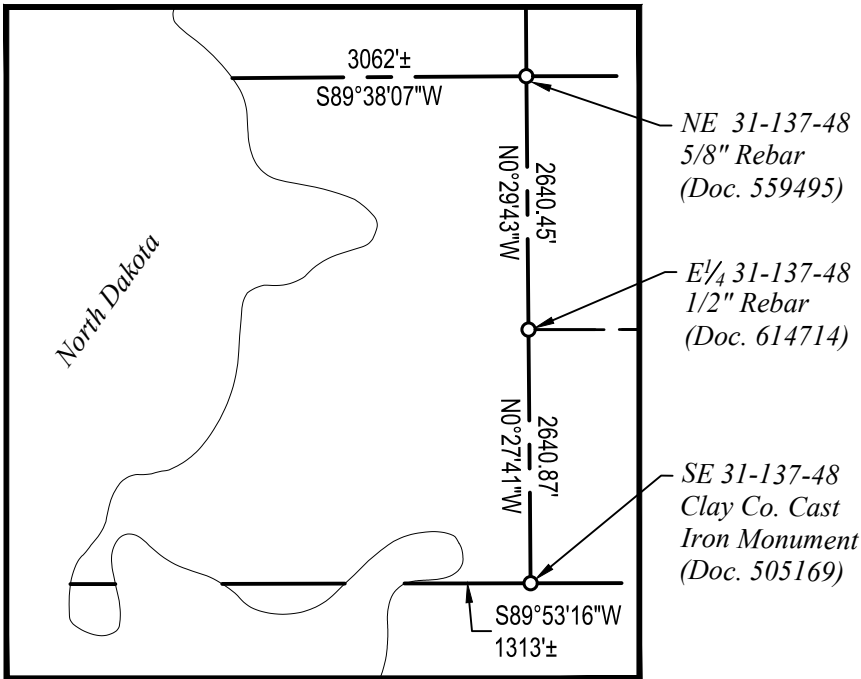
SECTION LINE	FND ORIGINAL MON.
1/4 LINE	FND IRON MON. W/ ALUM. CAP
1/4 -1/4 LINE	FND IRON MON. W/ PLASTIC CAP
EXIST. PARCEL LINE	FND IRON MON.
EXIST. EASE.	SET IRON MON. W/ PLASTIC CAP LS 49835
NEW PARCEL LINE	SET IRON MON. W/ ALUM. CAP LS 49835
NEW PARCEL	SET NAIL MONUMENT
TEMP. CONST. EASE. (TCE)	EASEMENT AREA
DEEDED RIGHT-OF-WAY	

L & J NESS FAMILY, LLLP
Part of the S1/2 of Section 31,
T137N, R48W, Clay County, MN

CERTIFICATE OF SURVEY

DRAWING TYPE COS	DATE OF SURVEY March, 2020
PROJECT # 2023-95	SHEET 1 of 2
PREPARED BY KH	PROJECT OIN 1824

SECTION 31



PARENT PARCEL - QUIT CLAIM DEED DOC. NO. 846766
Owner: L & J NESS FAMILY, LLLP

FLOWAGE EASEMENT (F.E.) 1, ZONE 1 - LEGAL DESCRIPTION
That part of the South Half of Section 31, Township 137 North, Range 48 West of the 5th Principal Meridian, Clay County, Minnesota, being further described as follows:

Commencing at the Southeast Corner of the South Half (S1/2) of Section 31;
thence N00°27'41"W on the east line of said S1/2 a distance of 1,743.82 feet;
thence S89°22'59"W a distance of 2,238.61 feet to the southeast corner of the parcel described in Doc. No. 846854, Records of Clay Co;
thence S00°27'41"E, parallel with said east line of the S1/2, a distance of 70.26 feet to the northwest corner of an existing parcel, said point being the Point of Beginning;
thence S00°27'41"E on the west line of said parcel a distance of 544.00 feet;
thence N89°53'16"E on the south line of said parcel a distance of 99.54 feet;
thence N00°31'58"W a distance of 335.58 feet;
thence N63°58'03"W a distance of 11.18 feet;
thence N00°31'58"W a distance of 51.94 feet;
thence S89°28'02"W a distance of 72.08 feet;
thence N00°31'58"W a distance of 61.00 feet;
thence N39°41'12"E a distance of 129.18 feet to the north line of said parcel;
thence on the north line of said parcel 100.50 feet on the arc of a non-tangential curve, concave to the north, having a radius of 1,210.00 feet, a central angle of 04°45'32" and a long chord length of 100.47 feet bearing S85°13'47"W to the Point of Beginning.

Said tract contains 1.03 acres, more or less.

FLOWAGE EASEMENT (F.E.) 2, ZONE 4A - LEGAL DESCRIPTION
That part of the South Half of Section 31, Township 137 North, Range 48 West of the 5th Principal Meridian, Clay County, Minnesota, being further described as follows:


Commencing at the Southeast Corner of the South Half (S1/2) of Section 31;
thence N00°27'41"W on the east line of said S1/2 a distance of 1,743.82 feet;
thence S89°22'59"W a distance of 2,238.61 feet to the southeast corner of the parcel described in Doc. No. 846854, Records of Clay Co;
thence S00°27'41"E parallel with said east line of the S1/2 a distance of 70.26 feet to the Point of Beginning;
thence continuing S00°27'41"E a distance of 544.00 feet;
thence N89°53'16"E, parallel with the south line of said S1/2 a distance of 408.00 feet;
thence N00°27'41"W, parallel with said east line of the S1/2, a distance of 612.68 feet;
thence S77°56'22"W a distance of 209.73 feet;
thence 204.21 feet on the arc of a tangential curve, concave to the north, having a radius of 1,210.00 feet; a central angle of 09°40'11", and a long chord length of 203.97 feet bearing S82°46'27"W to the Point of Beginning. Excepting therefrom the following described tract:

Commencing at the Southeast Corner of the South Half (S1/2) of Section 31;
thence N00°27'41"W on the east line of said S1/2 a distance of 1,743.82 feet;
thence S89°22'59"W a distance of 2,238.61 feet to the southeast corner of the parcel described in Doc. No. 846854, Records of Clay Co;
thence S00°27'41"E, parallel with said east line of the S1/2, a distance of 70.26 feet to the northwest corner of an existing parcel, said point being the Point of Beginning;
thence S00°27'41"E on the west line of said parcel a distance of 544.00 feet;
thence N89°53'16"E on the south line of said parcel a distance of 99.54 feet;
thence N00°31'58"W a distance of 335.58 feet;
thence N63°58'03"W a distance of 11.18 feet;
thence N00°31'58"W a distance of 51.94 feet;
thence S89°28'02"W a distance of 72.08 feet;
thence N00°31'58"W a distance of 61.00 feet;
thence N39°41'12"E a distance of 129.18 feet to the north line of said parcel;
thence on the north line of said parcel 100.50 feet on the arc of a non-tangential curve, concave to the north, having a radius of 1,210.00 feet, a central angle of 04°45'32" and a long chord length of 100.47 feet bearing S85°13'47"W to the Point of Beginning.

Said tract contains 4.33 acres, more or less.

CERTIFICATE OF SURVEYOR

I hereby certify that this survey, plan, or report was prepared by me or under my direct supervision and that I am duly Licensed Land Surveyor under the laws of the State of Minnesota. All measurements are true and correct, and all monuments are of the nature and occupy the positions shown hereon, to the best of my knowledge and belief.


Nicholas R Stettelman
MN Licence No. 49835

1/23/25
Date



FARGO MOORHEAD DIVERSION PROJECT
MONTHLY UPDATE

14 Jan 2026

1 Diversion Inlet Structure (DIS) – Construction

Structure includes 3-50 ft. wide Tainter gates. Construction is 99% complete. Completion date is 28 Oct 2025. Final inspections upcoming. Turnover to Sponsors for OMRRR delayed into 2026.

2 Wild Rice River Structure (WRRS) – Construction

Structure includes 2-40 ft. wide Tainter gates. Construction is 99% complete. Completion date is 28 November 2025. Final inspections upcoming. Turnover to Sponsors for OMRRR delayed into 2026.

3 Red River Structure (RRS) - Construction

Structure includes 3-50 ft. wide Tainter gates. Construction is 95% complete. Construction completion date is 30 April 2026. Embankment construction will resume in Spring 2026.

4 Southern Embankment – Reach SE-2A - Construction

Construction is 76% complete but continues to be behind schedule. Scheduled completion date of 13 October 2024 was not met. Revised schedule and completion date pending.

5 Drain 27 Wetland Mitigation Project Plantings - Construction

Native plantings 5-year contract for wetland establishment. Completion date is 2 December 2027. Contractor replanted areas disturbed by adjacent producers.

6 FY2024 Contract Awards - Construction:

OHB Ring Levee: 98% complete. Construction acceptance occurred on 4 December 2025.

Turnover to Sponsors for O&M occurred on 29 December 2025.

Reach SE-1B: 79% complete. CR16/17 area fully opened. Contract completion date is 13 March 2026.

Reach SE-2B: 90% complete. TRM and turf establishment remain. CR16 crossing complete. Contract completion date is 23 October 2026.

Forest Mitigation #1: Planting/maintenance ongoing. Contract completion date is 31 Dec 2028.

Reach SE-4: 34% complete. Contract completion date is 15 October 2026.

7 FY2025 Contract Awards - Construction:

SE-3: 40% complete. Contract completion date is 11 September 2026.

SE-5: 37% complete. 180th Ave S. will be closed at the creek location through winter. Contract completion date is 8 September 2026.

Forest Mitigation #2: Planting/maintenance ongoing. Contract completion date is 31 Dec 2029.

8 FY2026 Contract Awards - Pending:

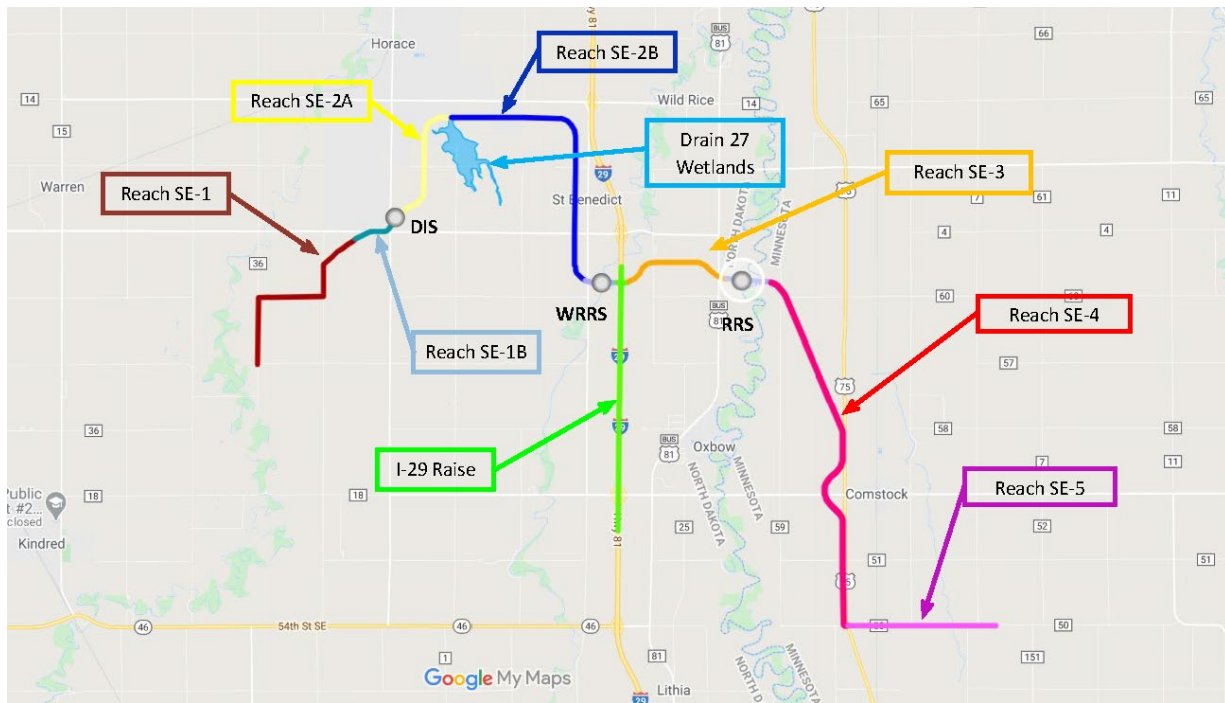
Forest Mitigation #3: Bids due 29 January. Service contract award late-February 2026. Completion date will be December 2028.

9 I-29 Raise – Operations and Maintenance (OMRRR)

Turnover to MFDA occurred on 20 December and preparation of O&M documents is ongoing.

10 Drayton Dam Mitigation Project Design - Operations and Maintenance (OMRRR)

Turnover to MFDA for O&M occurred on 28 Nov 2023. OMRRR manual coordination continues.

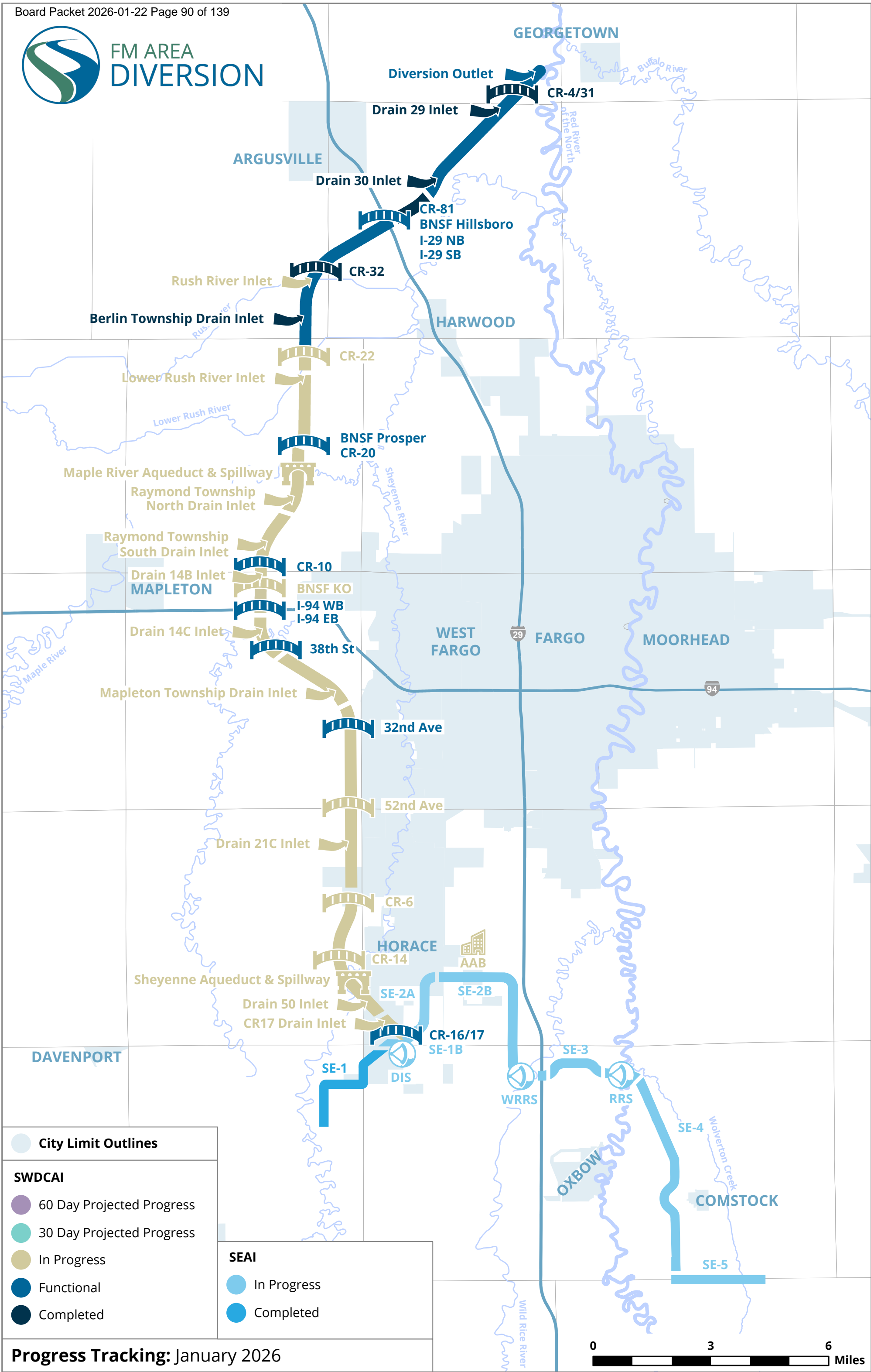


Fargo-Moorhead Metro FRM – Federal Work/Southern Embankment and Control Structures

DIS = Diversion Inlet Control Structure

WRRS = Wild Rice River Control Structure

RRS = Red River Control Structure



City Limit Outlines

SWDCAI

60 Day Projected Progress

30 Day Projected Progress

In Progress

Functional

Completed

SEAI

In Progress

Completed

Progress Tracking: January 2026

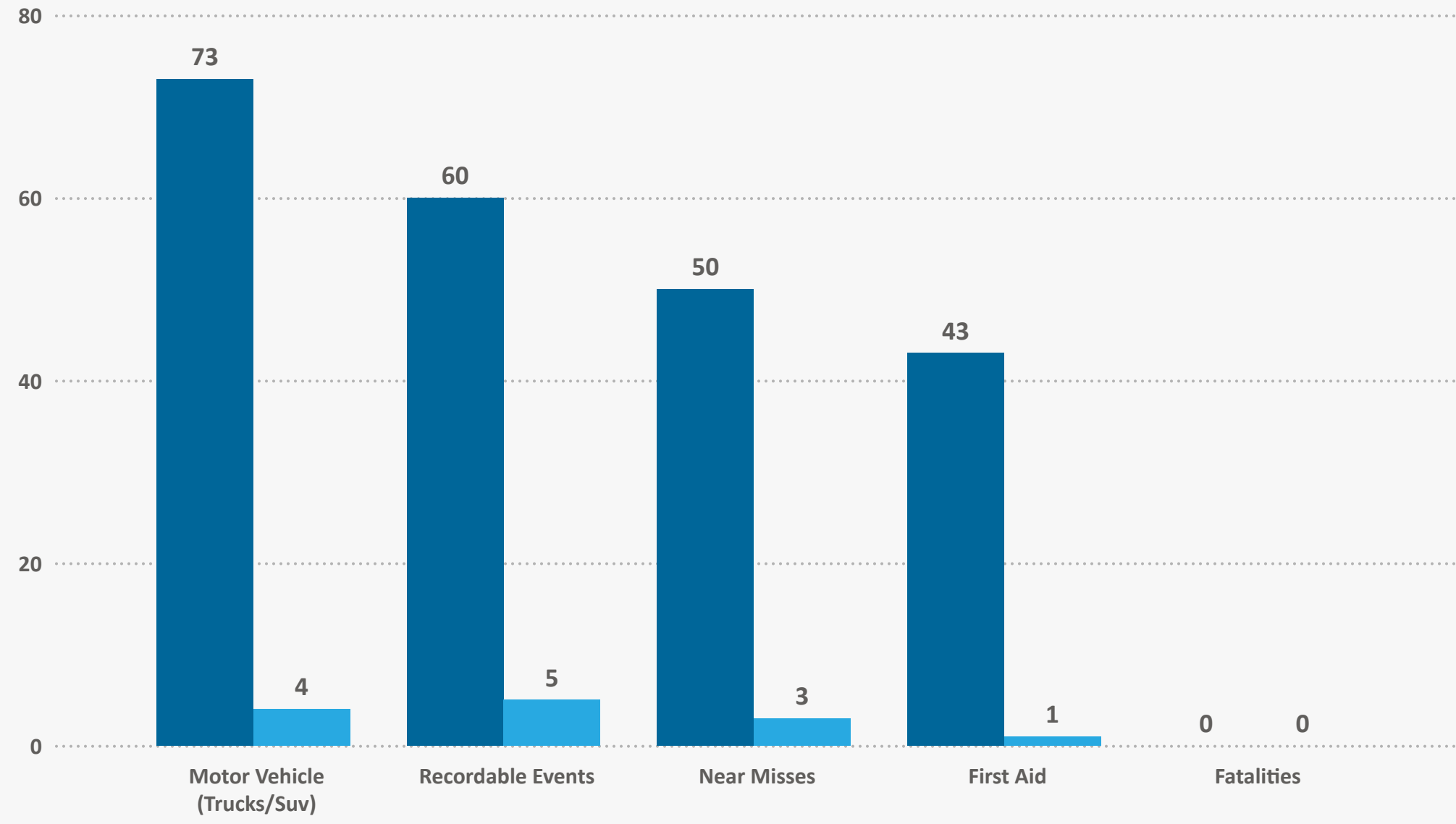
Board Packet 2026-01-22 Page 91 of 139

FM Area Diversion Safety Statistics - December 2025

Current Reporting Period: December 1 - December 31

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	2
Incident	Incidents

Authority Led Projects

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

PMC P3 SUMMARY REPORT DECEMBER 2025

Issue Date – January 14, 2026

PROGRESS

Construction of the SWDCAI is approximately 80%¹ complete based on Earned Value from RRVA's latest Schedule Submittal. The work during the reporting period is summarized below:

- **General:** Work continued Project-wide during the reporting period on almost all areas of the P3 project, although wind and low temperatures have impacted work on occasions. The D&C Contractor's resources are being moved around between various areas and so work can appear disjointed. There appears to have been a reduction in resources as winter approaches. Some work continued during the holidays, mostly to the Diversion Channel earthwork.
- **Aqueducts:** Maple River Aqueduct: Installation of cables to the e-house, flow sensors at the heat trace panels, and flow and temperature sensors to the cold lead cabinet all continued. Epoxy rebar was installed to the downstream south, center and north, and upstream center sections of the spillway. Concrete was placed in the south section of the spillway. Excavation continued of the engineered channel continued between the Maple River and the Aqueduct, on the south side of the Aqueduct and for preparation for the levee for wingwall #1. Steel pipes were driven and cut for the ice retention structure. Installation of guardrail commenced to the south of the walkway. Sheyenne River Aqueduct: Formwork was erected for sections of the flume bypass wall, the flume wall, wingwall #7, the downstream end of the spillway, and a shoring tower for the south walkway slab. Epoxy rebar was installed for wingwalls #2 and #3. Concrete was placed for wingwall #3 section 4 footing, the flume wall section 1 north and south, section 4 and section 5, wingwall #2 section 3 footing, and the downstream north chute and center A section of the spillway. H-piles were installed for wingwalls #4, #6 and #8.
- **Stormwater Diversion Channel:** Reaches 03 and 04: excavation of the main channel and creation of EMBs continues. Reach 05: Topsoil was placed, and unsuitable material and detritus were removed. Reaches 06, 07 and 09: The main channel was excavated for placement on the EMBs. Reach 10: Mass excavation of the channel and left toe-ditch continued and topsoil was placed. Reach 11: Topsoil was placed. Reach 14: Mass excavation of the channel and toe ditches and placement of topsoil continued.
- **Interstate Crossings:** I-29: Channel work placing bedding for riprap to the Low Flow Channel continued under both crossings. I-94: The Weigh Station off ramp was opened to traffic and the temporary ramp blocked off.
- **County and Township Road Crossings** CR 81 Crossing: Topsoil was stripped and milled asphalt removed for deconstruction of the temporary bypass. CR 22 Crossing: Repairs to the pier diaphragm block ends affected by concrete deficiencies are paused awaiting direction from the Engineer of Record. 38th St Crossing: realignment work continues, topsoil was placed and delineators installed. 52nd Ave Crossing: Rebar and formwork continued to be installed for the Texas Corral barriers. CR 6 Crossing: Bedding and riprap placement was completed around pier foundations and abutment slopes. CR 16/17 Crossing: Flap gates were installed.

¹ Note: Overall Percent Complete is based on the RRVA November 2025 PSSU submitted on December 15, 2025, and is calculated based on Earned Value (EV).

- **Hydraulic Structures:** Rush River Inlet: Excavation of the approach channel and placement of bedding and riprap continued. Raymond North Township Drain Inlet: CLSM was placed at the downstream diaphragm. Riprap placement continued at the upstream end. Drain 14B Drain Inlet: Preparation continued for placement of riprap at the downstream end. Mapleton Drain 24 Drain Inlet: Punch List continue to be addressed. Drain 21C Drain Inlet: Formwork was installed for the upstream headwall. Drain 50 Drain Inlet: Gravel was delivered for headwalls backfill. Drain 17 Drain Inlet: Guardrail was installed to the downstream headwall.
- **Diversion Outlet**: Infill material was placed to riprap along with boulders to rock weirs #14 to #16.
- **Railroad Crossings:** BNSF Hillsboro Railroad Crossing: The shoofly ballast and embankment continue to be removed and placed on the Right EMB. BNSF Prosper Railroad Crossing: The shoofly ballast and embankment continue to be removed and placed on the Right EMB. BNSF K.O. Railroad Crossing: BNSF continues to install and weld track panels to the north track on the west and east approaches.
- **Access and Security:** Reach 01: Gate post foundations were installed for the 24th St connection to landlocked parcel 1222. Reach 09: Drain 14C Maintenance Road/Trail bridge was completed and demobilized.
- **Authority Administration Building (AAB):** Office building: Installation of blocking and windows to exterior walls continued. The main staircase was set up. Maintenance Building: Columns and structural steel continued to be installed. Site: The gap infill work is nearly complete between the pad and the Southern Embankment.

Observed progress during the reporting period and observed percentage complete for each buildable unit (BU) is set forth in *Attachment A – Construction Progress by Buildable Unit*.

GENERAL ADMINISTRATION

Significant effort by both the Developer and the Authority has resulted in progressing Advance Payments and Interim Completions into a regular rhythm.

The Developer has been working on a solution to remediate the Diversion Outlet. Work at the Rush River Inlet has been aided by site visits by the regulatory agencies and is now complete.

The onset of winter has stopped asphalt work, leading to CR 81 and CR 16/17 being opened to traffic with temporary gravel surfaces and reduced speed limits.

Work in many areas of the project was paused during the holiday period.

Disputes

The following disputes have been referred to the Technical Dispute Review Board:

Dispute	Description	Date Referred	Status
Epoxy-Coated Reinforcing Steel	RRVA disagrees that epoxy-coated reinforcing steel is required by the Technical Requirements (TRs) for all reinforced concrete	May 15, 2024	Dispute resolved via the Statement of Principles (SOP)
CE-015 and CE-018 – Failure of a Third Party (BNSF) to Comply with Third-Party MOU	RRVA maintains that BNSF has failed to comply with the Project Baseline Schedule (PBS) in that it failed to carry out the work of installing the track for the shooflies in accordance with the dates set forth in the RRVA's PBS, despite the	June 25, 2024	Dispute resolved via the Statement of Principles (SOP)

Dispute	Description	Date Referred	Status
	RRVA not having RFC documents and thus the required Construction & Maintenance (C&M) Agreement in place; RRVA maintains that this has caused delays to its work		
CE-014 – Modified Permit Delay Impact	RRVA maintains that modifications to the 404 Permit have led to delays in carrying out its work	July 31, 2024	Dispute resolved via the Statement of Principles (SOP)
CE 023 – Epoxy Coated Rebar Delays	RRVA disagrees that epoxy-coated reinforcing steel is required by the Technical Requirements (TRs) for all reinforced concrete and maintains that the Authority has caused delays as a result	June 5, 2025	Dispute resolved via the Statement of Principles (SOP)
CE 024 – Authority Administration Building (AAB) Material at the AAB Site	RRVA maintains that the Authority did not deliver the quantity of material that is specified by the TR and that it has caused they Developer disruption and delay	April 18, 2025	Dispute resolved via the Statement of Principles (SOP)
CE-026 - Hazardous Environmental Conditions Reach 13	RRVA maintains that it Encountered Hazardous Environmental Conditions on Reach 33	June 20, 2025,	Dispute resolved via the Statement of Principles (SOP)
Noncompliance Points Assessed for RRVA_LLC-NCR-00207 and RRVA_LLC-NCR-00222	RRVA disputes and refuses to cure Noncompliance Points Assessed for NCR207 and NCR222	May 8, 2025	Dispute resolved via the Statement of Principles (SOP)
Notice of Interim Completion Package for Legal Drain 29	Authority disputes the Authority's position to not grant certification of ICEs for Drain 29	April 18, 2025	Dispute resolved via the Statement of Principles (SOP)
Notice of Interim Completion Package for Legal Drain 30	Authority disputes the Authority's position to not grant certification of ICEs for Drain 30	May 9, 2025,	Dispute resolved via the Statement of Principles (SOP)

The Authority and the Developer have re-established the Technical Dispute Review Board and the Parties have appointed a new chair of the Financial Dispute Review Board. The members of TDRBs are prepared to participate in the highly unusual approach to conduct Alternative Dispute Resolution meetings in public.

COMMERCIAL

Compensation and Relief Events

By the end of November 2025, RRVA had submitted notices of 33 (thirty-three) Compensation Events and 2 (two) Relief Events. A summary and status of the Compensation Events and Relief Events is in *Attachment B – Submitted Compensation Events (CEs) and Relief Events (REs)*. It should be noted that all Compensation Events and Relief Events are the subject of settlement negotiations and the associated 'Statement of Principles' agreement that was executed on July 3, 2025, during this reporting period.

Change Requests

A change request (CR) can be initiated by the Authority or RRVA, and it is the mechanism set out in the Project Agreement to modify the Technical Requirements to resolve issues, clarify requirements, or modify the scope of RRVA's work.

There have been 29 (twenty-nine) Authority-initiated change requests (ACRs) through the end of the reporting period. 17 (seventeen) have been agreed-to and progressed to agreed-upon change orders or directives, totaling a cost to the Authority of \$5,533,793.31 and a credit to the Authority of \$950,000. 3 (three) ACRs were withdrawn, 8 (eight) have been resolved via the statement of Principles and 1 is pending negotiation with RRVA². 1 (one) ACR is under development by the Authority³. A summary of the ACRs is in *Attachment C – Authority Change Requests*.

There were 58 (fifty-eight) developer-initiated change requests (DCRs) through the end of the reporting period. 34 (thirty-four) have been agreed to and progressed to agreed-upon change orders, totaling \$3,712,553.63 cost to the Authority and a credit to the Authority of \$50,000. 1 (one) DCR is currently in negotiation with RRVA. A summary of the DCRs is in *Attachment D – Developer Change Requests*.

It should be noted that all Change Requests were the subject of settlement negotiations and the associated 'Statement of Principles' agreement that was executed on July 3, 2025.

PROJECT CONTROLS

Schedule

The Developer submitted the thirty-eighth Project Status Schedule (PSSU) update on December 15, 2025, for the month of November 2025 (01-Dec-25 Data Date). The submittal was accepted for review. To create the PSSU, the Developer reported making approximately 1,945 changes from the PSSU 2025 October submitted on November 15, 2025, including new and deleted activities, changes to logic and relationships between activities, activity description changes, calendar changes, WBS modification and activity duration modifications. The Project Substantial Completion Date in this PSSU is October 1, 2026, which matches the baseline date. The approved PBS Project Substantial Completion Date (Scheduled Project Substantial Completion Date) is October 1, 2026.

PBS3-R2 has been accepted contingent upon all the stated conditions being satisfied in the SOP. Informal comments for schedule concerns have been drafted in the form of a letter and was provided to the Developer on August 22, 2025 (FMAD-TRN-014140).

Invoicing and Payment

BNSF has submitted 142 invoices through the month of November totaling \$16,677,496.77. These have been forwarded to the Developer for payment for work performed by BNSF and its subcontractors at the Prosper, Hillsboro and KO locations 127 of the 142 were paid for a total of \$12,299,468.14. The unpaid amount falls within the 60-day turnaround period. The BNSF Construction and Maintenance Agreement (C&M Agreement) between the Authority and BNSF is considered a "Third Party Agreement" as administered under Section 11 of the Project Agreement. Therefore, the invoices received by the Authority are transmitted to the Developer for payment directly to BNSF within 60 days of the invoice date according to Section 7 of the C&M agreement. Future invoices received will be handled in a like manner. There are no overdue amounts as of the end of December.

Payments to RRVA

² One ACR (ACR027-2025 - Harwood Township Connector Road) remains in negotiation with RRVA but it will likely be withdrawn.

³ Another ACR is in development, tentatively referenced 'ACR030-2026 – Exhibit 4 Updates' to make changes to the ROW to accommodate the Harwood Township Connector Road which the Authority will deliver out with the P3 Agreement.

July 3, 2025, marked execution of the settlement agreement Statement of Principles (SoP) between the Developer and the Authority. The SoP allows the Developer to submit and request advance payment invoices for relative Pay Units provided the works for the specific Interim Completion Element(s) be substantially complete with 120 days of each advance payment request. The table below has been updated to reflect payments made to the Developer under this agreement. Section 22 of the SoPs also allows for payments to the Developer regarding settling outstanding claims.

The following tables include all payments to RRVA through December 2025.

Item Description	Pay Unit	Amount	Notes
Additional Milestone Payments – Series A & B Invoices Combined			
Hillsboro Shoofly Install	29	\$4,249,352	(See Attachment E)
Prosper Shoofly Install	32	\$3,195,335	(See Attachment E)
KO EB Shoofly Install	35	\$3,472,708	(See Attachment E)
KO WB Shoofly Install	38	\$3,472,708	(See Attachment E)
Legal Drain 29	11	\$1,717,383	(See Attachment E)
CR 32 Crossing	26	\$8,327,806	(See Attachment E)
Drain Inlet associated with Legal Drain 30	12	\$3,193,006	(See Attachment E)
Sub-Total		\$27,628,298.00	

Series A Invoices - Additional Milestone <u>Advance</u> Payments				
Description	Pay Unit	Amount	Status	Date Paid
Diversion Channel Reach 2	4	\$13,018,175	Paid	7/16/2025
Combined CR 4 and CR 31 Crossing	28	\$7,211,621	Paid	8/18/2025
Diversion Channel Reach 1	2 & 3	\$29,781,551	Paid	7/16/2025
CR 10 Crossing	54	\$5,267,792	Paid	8/18/2025
38th Street W Crossing and improvements	57	\$5,205,660	Paid	8/12/2025
CR 22 Crossing	25	\$4,789,423	Paid	9/17/2025
CR14 Crossing	60	\$0.00	Returned to Develop	
Removal of the BNSF Hillsboro Subdivision Line Crossing Shoofly	31	\$1,358,017.60	Paid	12/16/2025
Removal of the BNSF Prosper Subdivision Line Crossing Shoofly	34	\$1,020,732.00	Paid	12/16/2025
Removal of the BNSF KO Eastbound Shoofly	37	0.00	Returned to Developer	
Drain Inlet associated with Legal Drain for Berlin Township	14	\$3,406,494.40	Paid	12/5/2025
CR 20 Crossing	55	\$5,187,908.00	Paid	8/18/2025

Series A Invoices - Additional Milestone <u>Advance</u> Payments				
Description	Pay Unit	Amount	Status	Date Paid
Sub-Total		\$71,059,466.00		
Advance Payment Not to Exceed Limit		\$108,000,000.00		
Other Payments				
SoP Section 22 Payments		\$20,000,000	Upon execution of the SoP.	
ACRs		\$4,695,010.06	(see Attachment C)	
DCRs		\$3,712,553.80	(See Attachment D)	
DRB Members (50% share)		\$143,675.13	Includes Polsinelli PC cost share.	
Sub-Total		\$28,551,238.99		
Grand Total		\$ 132,126,910.99		

Other:

The following invoices are forecasted to be submitted in December 2025 and January, 2026, the amount shown is for the full pay unit amount:

Invoice Name	Pay Unit #	Forecasted Payment Date	Pay Unit /ACR DCR Amount
Sheyenne River Aqueduct Changes & Aqueduct Design Maple River - Milestone 2 - RFC Approval of Maple and Sheyenne	ACR016-2023 & ACR022-2023 - 2	Dec-2025	\$750,000
Drain 30 Inlet	12	Jan-2026	\$3,193,006
CR 32 Crossing	26	Jan-2026	\$8,327,806
Combined CR 4 and CR 31 Crossing and Collector Roadway Improvements	28	Jan-2026	\$9,014,526
Total			\$21,285,338.00

The forecast Payment Dates are from the latest PSSU. In terms of Interim Completion Elements, the actual dates of the receipt of complete ICE Notices have not kept pace with anticipated dates.

CONSTRUCTION AND O&M**Construction**

Construction activities by buildable unit (BU) during the reporting period are provided in *Attachment A – Construction Progress by Buildable Unit*.

Safety

The summary for Safety for the Month of December is as follows:

12/1/2025 - ASN - Maple River Aqueduct, Employee reported being very cold in the head, hands, and feet areas.

12/2/2025 - ASN - Reach 06, employee was backing up the company vehicle and failed to see the water pump behind it, resulting in a dent to the vehicle's rear bumper.

12/3/2025 - ASN - Maple River Aqueduct, employee crawled across the excavator tracks to enter the cab due to the steps being caked with frozen mud. The employee reported to experience knee and foot pain on his left side.

12/4/2025 - ASN - Reach 06, employee was driving a company vehicle down CR 20 when a rock kicked up and shattered the rear passenger window. No injuries were reported.

12/4/2025 - ASN - Raymond South Inlet, employee was operating a work truck when they drove over a dirt mound. The truck made contact with a large piece of frozen dirt, which was dragged a short distance underneath the vehicle. The piece of frozen dirt punctured the transmission pan resulting in damage to the truck.

12/6/2025 - ASN - Maple River Aqueduct, employee was operating a rental skid-steer when a rock was kicked up and causing the front window to break.

12/8/2025 - ASN - Reach 10, employee was operating an articulating tractor when damage occurred to the front left outer wheel from contacting frozen material.

12/8/2025 - ASN - Maple River Aqueduct, while walking an employee stepped on a metal object obscured by snow leading to a slip-and-fall incident in which he struck his head. Employees were taken to a medical facility for evaluation.

12/10/2025 - ASN - Sheyenne River Aqueduct, an employee was exposed to sparks from nearby grinding but did not feel any issues at the time. The following night, eye pain developed, and medical treatment was required to remove a rust particle. The incident wasn't reported earlier because symptoms didn't appear right away.

12/11/2025 - ASN - Maple River Aqueduct, employee was securing a man basket on the forklift forks but was having difficulties due to the frozen mud and ice buildup. Employee used a dumpster to force the man basket onto the forks which resulted in the man basket to become bent.

12/13/2025 - ASN - Maple River Aqueduct, Foreman got distracted and backed into a parked front-end loader, causing damage to the pickup truck tailgate.

12/14/2025 - ASN - Reach 09, an operator opened the tractor door to exit when the wind caught the door. The operator lost his grip on the door, causing the door to slam against the tractor and broke the glass.

12/15/2025 - ASN - Maple River Aqueduct, employee started a generator, and it started spitting sparks out of the gen-set. The generator was turned off immediately, a small flame was extinguished, and the emergency stop was engaged.

12/15/2025 ASN - CR 22 Crossing, employee was tasked in removing tarps that were covering rocks from snow. While pulling on the tarp the employee lost the footing resulting in a slip. While a slipping employee pulled on the tarp which caused him to feel discomfort on the lower back.

12/15/2025 - ASN - Channel's A and B Crew All Hand Safety Meeting.

12/16/2025 - ASN - Channel's C Crew All Hand Safety Meeting.

12/17/2025 - ASN - Reach 09, operator reported knee discomfort after operating a bulldozer.

12/18/2025 - ASN - Outlet, Meyer Contracting's work trailer was blown over, causing damage to it. No injuries

12/19/2025 - ASN - Reach 13, employee was moving a tractor from its parking spot so the mechanic could get to the tractor next to it. Employee pulled forward, turned around, and the wind caught the door and blew it open causing the glass to shatter.

12/20/2025 - ASN - Maple River Aqueduct, employees were rigging and lifting a heater to move it to a lower level. When the extended boom forklift started to lift the heater, the wind started to move the heater. Employees had

a tagline on the heater, but lost control. The heater made an impact with the company truck on the tailgate, leaving a hole in it.

12/23/2025 - ASN - Reach 08, the dozer operator was tasked to push a pull behind scraper that was stuck going upslope. When the scraper became untuck, the scraper operator made a turn while the dozer was still pushing, which caused the dozer's blade to make contact and damage the scraper's left tire.

12/24/2025 - ASN - Maple River Aqueduct, Articulated dump truck made contact with an excavator bucket and caused damage to the top-front bed of the dump truck. No damage to the excavator. No injuries.

Road Closures for Bridge Construction

Temporary Road Closures	Anticipated Mainline Opening Date
County Road 81 – Partially demolished	Open
County Road 22 - Bypass Operational	January 2026
32nd Ave – Traffic Detoured to CR 8 and CR 31	December 2025
52nd Ave – Traffic Detoured to CR 8 and CR 31	March 2026
County Road 6 - Bypass Operational	January 2026

Roadways currently closed.	Upcoming Permanent Road Closures (Tentative Schedule)
24th St SE – Closed 9/21/2022	
172nd Ave. SE – Closed 9/19/2022	40th Ave. / CR 8 – Planned date closed December 2025
171st Ave. SE – Closed 10/31/2023	81st S – Planned date August 2026 (SRA Access)
170th Ave. SE – Closed 10/31/2023	
169th Ave. SE – Closed 6/21/2023	<u>ACTIVE BYPASSES</u>
29th St. SE – Closed 9/17/2023	CR 22, CR 14, and CR 6
32nd St. SE – Closed 3/20/2024	<u>ACTIVE BRIDGES</u>
37th St. SE – Closed 9/20/2023	CR 4/31 Crossing, CR 32 Crossing, CR 10 Crossing, CR 20 Crossing, I-29, I-94, CR 16/17 Crossing, 38 th St NW Crossing; CR 16/17, and 32 nd Ave Crossing
166th Ave. SE – Closed 5/24/2024	<u>ACTIVE DETOURS</u>
43rd St. SE Closed 10/7/2024	32 nd Ave W is a detour for 40 th Ave/ CR 8.
112th Ave. S – Closed 10/10/2024	<u>UPCOMING DETOURS</u>
64th Ave. S – Closed 10/7/2024	
45th St. SE – Closed 10/10/2024	
26th St. W – Closed 10/15/2024	
21st Ave. W – Closed 10/15/2024	
35th St. SE – Closed 10/7/2027	

O&M

Monitoring

RRVA continued general inspections throughout the ROW, Local Drainage inspections to ensure ditches and culverts are free from debris, and Interim Completion Element inspections. The Developer has stated its primary focus is areas that are submitted for Interim Completion. Certificate for Interim Completion was issued to the Developer for CR 20 Crossing on December 12, CR 32 Crossing on December 18 and Combined CR 4 and CR 31 Crossing and Collector Roadway Improvements on December 23. The inspections for CR 20 Crossing, CR 32 Crossing and CR 4/31 Crossing and Roadway Improvements are being completed within the 'Cityworks' Computerized Management and Maintenance System (CMMS). The Authority continues to remind the Developer that the entire project ROW is of concern and will be reported under Nonconformance if its efforts are not apparent project wide.

COMPLIANCE CHECKS

The PMC carried out the following for the month of December 2025:

- 833 Daily Observations; 126 Compliance Checks; 3 Issues written (were noted that the Contractor was able to resolve readily); and 0 new punch list items were conducted by the Authority's Construction Management Team.

For monthly construction activities update, see Appendix A of this document.

Testing

Earthwork field and laboratory tests performed by Braun Intertec are as follows:

- Atterberg (63); Hydrometer (31); Proctor (29); Sieve (9); Field Reports (27); Density Tests (55); Asphalt (3-Lots); Concrete (300)

Survey GIS:

- There were no specific surveys completed in December.

Cass County Monitoring of County Bridges (by HMG):

- HMG monitoring for Cass County presented 3 Field Reports for the month of December. Bridge work is complete except for some approaches.

UTILITIES:

Utility design work is complete. Released for Construction (RFC) documents have been issued for all 105 utility Buildable Units (BUs) in the Developer's scope.

- Utility Submittal Summary:
 - 61 Preliminary Design Reports.
 - 79 Final Design Reports.
 - 83 Construction Document Submittals.
 - 83 sets of RFC Documents.
 - 128 Inspection and Test Plans (ITPs) have been approved for Utility activities.
 - 61 Shop Drawing submittals for Developer Managed utility relocations are approved.

- Overall, 83 of 108 identified utility conflicts (77%) have all work including HDD void grouting and removal of abandoned facilities completed.
- Relocations for all 60 utilities crossing under the channel have been tied-in or cut over.
- Abandoned/retired utility facilities have been removed for 75 Utility BUs. Buried segments of 18 utilities still need to be removed.
- The voids have been grouted on both the entry and exit sides at 39 HDD installations. One bore still requires grouting on both sides and two require the HDD void to be grouted on one side only.
- Adjustments for 10 of the 14 overhead electric transmission lines crossing the channel ROW are complete.
 - 128 Inspection and Test Plans (ITPs) have been approved for Utility activities.
- Relocations for all 60 utilities crossing under the channel are tied-in or cut over.

SUBMITTALS

The following is a summary of submittals for the P3 project:

Submittal	Reporting Period	To Date
Submittals received for review and comment (including ITP Complete)	152	4,823
Reviews carried out*	117	4,547
Submittals returned with no comment	49	1,674
Submittals in review with the Authority as at end of reporting period	83	n/a
Submittals back with RRVA for resubmission as at end of reporting period		192
rejected as incomplete at end of reporting period	4	46
rejected with comments at end of reporting period	10	138
number of comments at end of reporting period	650	3,230
CDS returned with no comments	1	196
RFC documents (includes minor updates that are not redesigns)	5	195
Relating to utility relocations	0	81
RFCs back in redesign	0	4
Redesigned once (RFC1)	0	28
Redesigned twice (RFC2)	2	6
Redesigned three times (RFC3)	0	1

* Some submittals will have been seen more than once within the reporting period and therefore this section may not tally with the number “back with RRVA” or “no comment” which is a position as at the month-end. This also excludes ITP Close out reviews as comments on these are included in the associated Construction Certificates.

- Three Interim Completion Element (ICE) Notices relating to CR32, CR4/31 and CR20 Crossings were certified in December 2025 bringing the total of agreed Notices to eight.
- ICE Notice for first review for CR10 Township was received and rejected in the reporting period and resubmitted for its second review at the end of the month.

- The resubmitted ICE Notice for CR32 Berlin Township Drain was received and rejected in the reporting period.
- Updated ICE Notices for Berlin Township Drain and Channel Reach 2 were under review as at the end of the reporting period.
- 27 ICE Notices due to be received by the Authority by **November** December 2025, remain undelivered by the Developer. These are Reach 1, Reach 3, Reach 4, Reach 5, Reach 7, Reach 14, Diversion Outlet, Mapleton Drain, Drain 14B, Raymond Drain North, Raymond Drain South, Lower Rush Inlet, CR10 Crossing, CR16/17 Crossing, CR22 Crossing, 38th St W Crossing, 32nd Ave W Crossing, 52nd Ave W Crossing, CR6 Crossing, CR 14 Crossing, CR81 Crossing, Rush River Inlet, BNSF Prosper Crossing, BNSF Hillsboro Crossing, BNSF Hillsboro Shoofly Removal, BNSF Prosper Shoofly Removal, I-94 and I-29.
- No 15 business day notices were received in December 2025.
- Two 60-day notices were received in December 2025 for BNSF KO Crossing and BNSF KO Shoofly Removal.
- Two ICE Advance Payment requests were made in December 2025 for the Diversion Outlet and KO Shoofly Removal, although received on December 19, under the Advance Payment Facility Agreement the application date is deemed January 2, 2026, being the first business day after the first of the month.

TECHNICAL

- Design Review
 - Development and delivery of Released Construction (RFC) design packages by the Developer have been completed. Modification and changes to the RFC documents will continue throughout the construction period. These changes are typically due to minor corrections and adjustments to meet field conditions. Any minor changes are processed through the Request for Information (RFI) process. Significant changes which impact the functionality or form of the original design will be made through a formal design change process. The Developer will then change and submit it for review in the same manner as the original design.
 - Additional design and technical reviews continue to be conducted for Shop Drawings, Inspection and Test Place and Record Drawing Deliverables.
 - Review of Technical Reports on specific items identified in the recently issued Statement of Principals document continued again during this reporting period.
 - Revisions to quarterly submittals of the Design H&H Model have been received. Nearing completion of design model, will begin as-built model in upcoming months
- **Agency Coordination**
 - Agency specific coordination continues during this reporting period. Monitoring of bridges opened last fall is underway. Review of Record Drawing Deliverable packages has begun. Coordination and planning for completion of remaining structures in Spring of 2026 is underway.
 - **NDDOT**
 - Interstates 29 and 94 are fully open to traffic. Punch list items and final clean-up will be completed in spring 2026.
 - Preparation of Record Drawing Deliverables is underway.

- **Cass County**
 - Standing and task specific coordination meetings continue this reporting period
 - Coordination between Developer and Cass County regarding winter snow removal and maintenance operations continues.
- **BNSF**
 - Standing coordination meetings with BNSF continue.
 - Prosper Line and Hillsborough Line are open and operational
 - Replacement of deficient girder at KO has been completed. Developer is closely coordinating with BNSF for acceptance of methods by which the girder issue can be addressed in winter work conditions.

QUALITY

During this month, the Authority conducted an audit of Reach 2 Inspection and Testing Plans associated with seeding and planting. As a result of this audit 10 (ten) Opportunities for Improvement and 5 (five) Observations were reported. To help the Developer progress certification of ICE, as an exception, it was elected to downgrade 6 (six) Nonconformances into an Opportunity for Improvement or Observation, with a request to resolve them prior next seeding season.

Nonconformances

The Developer reported 9 (nine) Nonconformances.

The following table summarizes Nonconformances that trigger Noncompliance Points (NCPs) through the end of last month. Information related to the status of some Nonconformance affecting the accrual of Noncompliance Points is yet to be received from the Developer. As a result, the information will be updated in the next summary report. A summary of Noncompliance Points (NCPs) to the end of October December 2025 is in *Attachment F – Noncompliance Points Status Tables*:

Summary of points as of October 31, 2025	Number of Nonconformances	Assessed NCPs
Assessed Noncompliance Points	84	686

Due to lag in the reporting process and the review status of the Monthly Performance Reports for October December 2025, the numbers reported above may be different than what Developer reported as part of their Monthly Performance Report.

As of end of November and continuing to the end of this reporting period, the Increased Monitoring Threshold has been reached.

A large number of Nonconformance Reports are still open, the total percentage of Nonconformance Reports closed to date is 66 667%.

ENVIRONMENTAL

Environmental Compliance

2024 Section 404 Permit Special Condition M, P and S:

- Rush River: has been accepted by USACE
- Maple River: has been accepted by USACE

- Sheyenne River: has been drafted pending RRVA final documentation which will include a revised work plan to be submitted to the Authority in *early-to-mid January 2026*, then to USACE and agencies; upon agency input, the workplan will be included in the Sovereign Lands is permit updated application.

Permanent Native Vegetation

Permanent planting/seeding concluded this month for the year as noted below. Permanent seeding and tree planting has likely ceased until Spring 2026 due to the weather.

Permanent Seeding/Planting Annual Summary – previous numbers updated by Developer no change

Year	# of Trees	Reaches	Acres Seeded To Date	Reaches
2024	3,508	1, 2 & 3	1040.34	1, 2, & 3
2025	2,576	1, 2, 3, 4, 5, 6, 7, 8, 12 & 13	1378.96	Previous: 1, 2, 3, 4, 5, 6, 7, 8, 12 & 13 (portions in some reaches)
Total to Date	6,084 Trees		2,147.00 Acres	

An audit of the vegetation in Reach 02 was conducted on December 8th which resulted in the OFIs OBSs noted in the Quality section above. An audit of the vegetation in Reach 02 was conducted on December 8th which resulted in 10 OFIs and 5 OBSs issued of which 4 OFIs and 2 OBSs would normally have been NCRs, but due to Interim Completion Reach 02 expediency, were not listed as NCRs but all need to be corrected before the spring planting season begins (April 20th) noted in the Quality section above.

Permits

Open/Applied For	Closed	Total
96	576	672

2024 404 Permit – Violation: On July 25, 2025, RRVA notified the Authority of a violation of the USACE Section 404 Permit Condition OO due to the disappearance of a brown-headed cowbird nest. On August 29, 2025, USACE issued a Notification of Non-Compliance stating that another event would trigger a civil penalty and requested the Developer's investigation results, which were received, reviewed internally, and an update requested from the Developer. The Authority is still awaiting the Developer's response. The Developer has been reminded of this pending item.

Sheyenne River Sovereign Lands Permit - RRVA submitted its supplemental information on October 6, 2024. The Developer decided not to utilize the two proposed temporary bypasses this month and will be submitting for the Sheyenne River Sovereign Lands Permit. The Developer indicated this would be available before Christmas 2025 but has not been received.

Cultural Monitoring

Cultural excavation and monitoring by the Developer ended this month for the year and none occurred in December 2025. Cultural excavation and monitoring by the Developer ended this month for the year and none occurred in December 2025.

Mussel Salvage

Fish salvage/relocation work occurred mid-to-late November at the Maple River. The Authority is awaiting the report.

Spills, Contamination and Hazardous Materials

No spills were reported this month.

Environmental Nonconformances (NCRs)

This month there were no new NCRs opened, 2 were closed, 20 total remain open . Two close requests were submitted but rejected for additional documentation.

RESILIENCE AND SUSTAINABILITY

Resilience

The Resilience 2024 Annual Report was resubmitted and returned with compliance and preference comments on November 28, 2025, and is awaiting resubmittal.

- The Resilience Program Plan was resubmitted on July 3, 2025, returned, and rejected incomplete on August 4, 2025, resubmitted on November 24, 2025, and was under review at month's end. The Resilience Program Plan was resubmitted on July 3, 2025, returned, and rejected as incomplete on August 4, 2025, resubmitted on November 24, 2025, and was under review at month's end.

Sustainability

RRVA's Sustainability efforts outside of the PA are: 1. Education and Skills; 2. Renewable Energy; and 3. Culture & Heritage. No monthly Sustainability update meeting was held in December.

FEDERAL COMPLIANCE

Reporting

The next annual report (2025) is due to be submitted by RRVA by January 31, 2026.

December 8, 2025: The Department of Labor notified the Authority that they will be on site on December 12, 2025, to hold a kick-off meeting an investigation, and coordination with the Developer is on-going.

The Developer has stated that they plan a complete rewrite of the Federal Requirements Compliance Plan which will address quality control processes – awaiting submittal of this update – no change.

EMPLOYEE APPRENTICESHIP PROGRAM

The Q3 EAP Report was received on October 14, 2025, and reviewed and returned to the Developer with comments; was resubmitted in and has been accepted. The Q3 EAP Report was received on October 14, 2025, and reviewed and returned to the Developer with comments; was resubmitted in and has been accepted.

Attachment A – Construction Progress by Buildable Unit

Buildable Unit	Description	Station	Status observed by the PMC	Progress during reporting period as observed by the PMC – see footnote ⁴	Developer's assessment of BU % complete – see footnote ⁵
Buildable Unit Group - Aqueducts					
A51	Maple River Aqueduct Flume/Conduit Structure	710+17	Active	Vertical Gate sections welding Assembly Vertical Tower Bridge sections Erection of bridge towers Remove formwork west approach slab Drill holes for SS dowels for boulders on west approach slab Form, Rebar and Cure west approach slab HTPC Installed and cables being installed Backfilling at Flume Pour and cure cold lead cabinet pad Install guard rails. Install cable terminations/wiring in cold lead cabinets	88.44%
A52	Maple River Aqueduct Spillway	710+17	Active	Form, Rebar, Cure and Remove formwork from spillway slab sections Form, Rebar and Cure spillway baffle blocks Continued fixing sheet piles walls Remove formwork from Spillway slab North South sections. Cure Spillway slab North & South section Continue fixing sheet piles walls Install formwork U/S Centre Slab Install rebar on D/S North and South slabs Drilling holes for baffle blocks Install Nelson studs Concrete on D/S South slab.	62.32%
A53	Maple River Aqueduct Engineered Channel	710+17	Active	Driven and cut ICE Retention piles	66.34%
A56	Sheyenne River Aqueduct	1477+50	Active	Form, Rebar, Embeds and Concrete at Flume walls, interior walls, top slab and east abutment Splicing and driving pile at Wingwall 4 Form and Rebar at Wingwall 7 and 8 Section 1 wall Pile splicing and welding at Wingwall 5 Sections 1 & 2	45.89%

⁴ Status and progress are as observed by the PMC at the end of August 2025.

⁵ Note: Buildable Unit Percent Complete is based on the RRVA November PSSU submitted on or around December 15, 2025, and is calculated based on Earned Value (EV). This may vary from the status and progress observed by the PMC as one is visual observation, and the latter is derived from the PSSU electronic schedule.

Buildable Unit	Description	Station	Status observed by the PMC	Progress during reporting period as observed by the PMC – see footnote ⁴	Developer's assessment of BU % complete – see footnote ⁵
				Formwork removal at Wingwall 1 section 3 Sheet pile driving at Wall A spillway Coarse filter back in the Chute Formwork in the D/S Chute/Slab Pile driving at WW 8 Section 3 Forms and rebar installation at WW 8 and 3 Concrete placement at WW 8 Section 1 Installation of rebar anchors, dowels and welding of rebar coupler and nelson studs.	
Buildable Unit Group – Local Drainage					
CR1	Local Drainage in Rush River WRD - Reach C01	41+70 to 219+29	Active	No work during reporting period	98.60%
CR2	Local Drainage in Rush River WRD - Reach C02	219+29 to 302+00	Active	No work during reporting period	99.43%
CR3	Local Drainage in Rush River WRD – Reach C03	302+00 to 428+53	Active	No work during reporting period	90.39%
CR4	Local Drainage in Rush River WRD - Reach C04	428+53 to 576+00	Active	No work during reporting period	85.94%
CM1	Local Drainage in Maple River WRD – Reach C05	576+00 to 655+00	Active	No work during reporting period	94.39%
CM2	Local Drainage in Maple River WRD – Reach C06	655+00 to 762+77	Active	No work during reporting period	86.09%
CM3	Local Drainage in Maple River WRD – Reach C07	762+77 to 859+53	Active	No work during reporting period	83.05%
CM4	Local Drainage in Maple River WRD – Reach C08	859+53 to 912+00	Active	No work during the reporting period	71.11%
CM5	Local Drainage in Maple River WRD – Reach C09	912+00 to 968+00	Active	Left Ditch excavation	83.98%
CS1	Local Drainage in Southeast Cass WRD - Reach C10	968+00 to 1080+28	Active	Left Ditch excavation	92.06%
CS3	Local Drainage in Southeast Cass WRD - Reach C12	1235+72 to 1327+00	Active	No work during the reporting period	80.65%

Buildable Unit	Description	Station	Status observed by the PMC	Progress during reporting period as observed by the PMC – see footnote ⁴	Developer's assessment of BU % complete – see footnote ⁵
CS4	Local Drainage in Southeast Cass WRD - Reach C13	1327+00 to 1554+59	Active	No work during reporting period	84.58%
CS5	Local Drainage in Southeast Cass WRD – Reach C14	1554+59 to 1571+70	Active	Left and Right Ditch excavation	92.58%
Buildable Unit Group - Diversion Channel					
C01	Diversion Channel, Low Flow Channel (LFC), Engineered Material Berms (EMBs), Diversion Channel Line of Protection in Reach-01	27+63 to 219+29	Active	Channel Excavation, Placement, Final Grading	99.87%
C02	Diversion Channel, LFC, EMBs, Diversion Channel Line of Protection in Reach-02	219+29 to 302+00	Active	No work during the reporting period	99.95%
C03	Diversion Channel, LFC, EMBs, Diversion Channel Line of Protection in Reach-03	302+00 to 428+53	Active	Right and Left ditch excavation, placed on the right and left EMB CY	92.81%
C04	Diversion Channel, LFC, EMBs, Diversion Channel Line of Protection in Reach-04	428+53 to 576+00	Active	Main Channel and LFC Excavation, placed on right EMB, 47,362 CY	80.87%
C05	Diversion Channel, LFC, EMBs, Diversion Channel Line of Protection in Reach-05	576+00 to 655+00	Active	Main Channel Excavation, placement of material on the left EMB.	99.59%
C06	Diversion Channel, LFC, EMBs, Diversion Channel Line of Protection in Reach-06	655+00 to 762+77	Active	Main Channel Excavation, LFC excavation placed on right and left EMB,	56.66%
C07	Diversion Channel, LFC, EMBs, Diversion Channel Line of Protection in Reach-07	762+77 to 859+53	Active	Topsoil placement	89.03%
C08	Diversion Channel, LFC, EMBs, Diversion Channel Line of Protection, in Reach-08	859+53 to 912+00	Active	Main Channel Excavation with placement of material on the Right and Left EMB; Topsoil Stripping	47.08%
C09	Diversion Channel, LFC, EMBs, Diversion Channel Line of Protection in Reach-09	912+00 to 968+00	Active	Main Channel Excavation and placed material on the Right and Left EMB.	71.86%
C10	Diversion Channel, LFC, EMBs, Diversion Channel Line of Protection in Reach-10	968+00 to 1080+28	Active	Main Channel Excavation, placed on left and right EMB,	69.10%
C11	Diversion Channel, LFC, EMBs, Diversion Channel Line of Protection in Reach-11	1080+28 to 1235+72	Active	No work during the reporting period.	58.41%
C12	Diversion Channel, LFC, EMBs, Diversion Channel Line of Protection in Reach-12	1235+72 to 1327+00	Active	No work during the reporting period	80.00%

Buildable Unit	Description	Station	Status observed by the PMC	Progress during reporting period as observed by the PMC – see footnote ⁴	Developer's assessment of BU % complete – see footnote ⁵
C13	Diversion Channel, LFC, EMBs, Diversion Channel Line of Protection in Reach-13	1327+00 to 1554+59	Active	Main Channel Excavation, Right EMB Placement and Topsoil Placement.	61.63%
C14	Diversion Channel, LFC, EMBs, Diversion Channel Line of Protection in Reach-14	1554+59 to 1571+70	Active	No work during the reporting period.	93.48%
Buildable Unit Group - Hydraulic Structures					
S08	Drain 29 Inlet	27+63	Active	Complete Punch List items to be addressed	99.61%
S16	Drain 30 Inlet	213+75	Active	Complete Punch List items to be addressed	99.73%
S09	Rush River Inlet	431+75	Hold	Re-work of the inlet structure continued to progress.	97.37%
S10	Lower Rush River Inlet	578+50	Active	No work during the reporting period	91.28%
S03	Berlin Township Drain Inlet	492+84	Active	Punch list items	98.68%
S04	Raymond Township North Drain Inlet	756+00	Active	Backfill behind the Headwall, Bedding and riprap installation	76.40%
S32	Raymond Township South Drain Inlet	793+00	Active	No work during reporting period	91.54%
S33	Drain 14B Inlet	856+00	Active	No work during reporting period	87.77%
S34	Drain 14C Inlet	929+30	Active	No work during reporting period	92.25%
S15	Mapleton Township Section 24 Drain Inlet	1078+00	Active	No work during reporting period	89.67%
S55	Mapleton Township Section 9 Drain Inlet	929+00	Complete	Complete	0.00%
S68	Drain Inlet 21C		Active	Mobilization from Drain 50	35.40%
S69	Drain 50		Active	D/S and U/S Headwalls Formwork and Rebar D/S and U/S Headwalls concrete D/S and U/S formwork stripping	58.26%
S74	Drain Inlet associated with CR17	1548+00	Active	No work during reporting period	75.32%
Buildable Unit Group - Diversion Outlet					

Buildable Unit	Description	Station	Status observed by the PMC	Progress during reporting period as observed by the PMC – see footnote ⁴	Developer's assessment of BU % complete – see footnote ⁵
O00	Diversion Outlet Structure	27+63 to 41+70	Active	Re-work on the Outlet structure begun	99.07%
Buildable Unit Group - Roadways					
R19	25th St. Connection Parcel 2368	160+00 LT	Active	Roadway scope of work completed, working in punch list items	94.06%
R20	27th St. Connection to CR81	300+00 LT	Active	Embankment construction connecting to CR 81 Mainline	92.84%
R21	35th St. SE to Parcel 938	802+00 RT	On Hold	No work during reporting period	79.30%
R22	37th St. SE, East of Diversion Channel	905+00 LT	On Hold	No work during reporting period	90.41%
R23	37th St. SE, West of Diversion Channel	905+00 RT	On Hold	No work during reporting period	89.57%
R65	15th St. SW from CR 8 to 32nd Ave. W	1146+00 LT	Not Started	No work during reporting period	22.74%
R24	169th Ave. SE Connection to Landlocked Parcel 2363	350+00 LT	Complete	Complete	87.62%
R26	172nd Ave. SE Connection to realigned CR4	114+00 RT	Complete	Complete	92.68%
R18	24th St. SE Connection to realigned CR4	100+00 RT	Complete	Complete	89.91%
M11	County Road 4/31 Crossing (Bridge)	86+91	Complete	Complete. Bridge opened to the public December 4	100.00%
M12	County Road 81 Crossing Bridge	310+20	Active	Sub grade preparation and geo grid placement Aggregate delivery and placement and embankment at tie-ins Asphalt paving at approaches Striping of lanes Topsoil Placement	94.72%
Z11	County Road 4/31 Crossing (Roadways)	86+91	Active	Curb & Gutter Repairs Completed, pending inspection	100.00%
R25	171st Ave. SE Crossing at Drain 30	215+00 LT	Complete	Complete	94.40%
Y12	County Road 81 Crossing (Bypass)	310+20	Complete	No work during reporting period	96.69%
G12	County Road 81 Crossing (Settlements)	310+20	Complete	Complete	97.60%

Buildable Unit	Description	Station	Status observed by the PMC	Progress during reporting period as observed by the PMC – see footnote ⁴	Developer's assessment of BU % complete – see footnote ⁵
M35	Interstate I-29 Northbound & Southbound Crossing (Bridge)	NB 313+75 SB 314+81	Active	Saw cutting, Grading and Sealing concrete Shoulder gravel work and topsoil placement Asphalt Paving at shoulders SB Striping Riprap installation ongoing Riprap installation ongoing All lanes open to traffic on November 24	97.15%
Y35	Interstate I-29 Northbound & Southbound Crossing (Bypass)	NB 313+75 SB 314+81	Active	Removal of the bypass started	99.55%
G35	Interstate I-29 Northbound & Southbound Crossing (Settlements)	NB 313+75 SB 314+81	Complete	Complete	97.67%
M13	Country Road 32 Crossing (Bridge)	408+08	Complete	Punch list items need to be addressed	100.00%
G13	Country Road 32 Crossing (Settlements)	408+08	Complete	Complete	100.00%
Z13	Country Road 32 Crossing (Roadways)	408+08	Active	Complete	97.78%
R14	Country Road 22 Crossing	571+84	Active	Tie-in construction at approaches with gravel placement	90.88%
R15	CR 20 Crossing	679+37	Complete	Complete	99.93%
R27	CR10 (12th Ave. NW Connection to multiple parcels)	870+00 RT	Not Started	No work during reporting period	30.50%
R17	CR 10 Crossing	852+46	Complete	No working during reporting period	99.77%
R36	Interstate I-94 Eastbound & Westbound Crossing	WB 902+89 EB 903+74	Active	Shoulder gravel and topsoil placement Striping of SB lanes Worked on formwork placement/saw cutting/grading/sealing; Work on the Weigh Station ramp concrete paving; survey work on off ramp concrete staking All lanes open to traffic	97.27%
R58	38th St W Crossing (Township Road)	976+17	Active	Deck and asphalt approach cleaning Striping of lanes Guard rail installation Sub grade prep and embankment construction	90.61%
R59	32nd Avenue W Crossing (Township Road)	1119+06	Active	Guardrail installation Traffic opening walk/inspection completed	88.81%

Buildable Unit	Description	Station	Status observed by the PMC	Progress during reporting period as observed by the PMC – see footnote⁴	Developer's assessment of BU % complete – see footnote⁵
R60	52nd Avenue W Crossing (Township Road)	1224+92	Active	Form and Rebar at barrier walls	83.44%
R61	County Road 6 Crossing	1330+41	Active	Bedding and riprap installation Tex-Cote still needs to be completed	85.14%
R62	County Road 14 Crossing	1438+97	Active	Embankment construction	83.89%
R73	County Road 16/17 Crossing	1558+40	Active	Sub grade prep and embankment construction Topsoil and aggregate delivery and placement Asphalt paving at guardrail sections Guardrail installation Crossing open to traffic November 24	87.35%
R74	24th St. SE Connection to Landlocked Parcel 1222	55+00	Complete	Complete	96.30%
R75	38th St. NW Connection to the Maintenance Road/Trail	874+00	Not Started	No work during reporting period	45.90%
R76	47th St. SE access to Parcel 1200	1500+00	On Hold	No work during reporting period	87.25%
R77	170th Ave. Xing Drain 13 & Legal Drain 30	250+00	Complete	Complete	100.00%
R3A	Dead-End Termination of Local Roads in Reach-01	27+63 to 219+29	Complete	Complete	76.45%
R3B	Dead-End Termination of Local Roads in Reach-02	219+29 to 302+00	Complete	Complete	90.51%
R3C	Dead-End Termination of Local Roads in Reach-03	302+00 to 428+53	Complete	Complete	60.74%
R3D	Dead-End Termination of Local Roads in Reach-04	428+53 to 576+00	Complete	Complete	92.15%
R3E	Dead-End Termination of Local Roads in Reach-05	576+00 to 655+00	Complete	Complete	96.89%
R3F	Dead-End Termination of Local Roads in Reach-06	655+00 to 762+77	Complete	Complete	82.16%
R3G	Dead-End Termination of Local Roads in Reach-07	762+77 to 859+53	Complete	Complete	88.95%

Buildable Unit	Description	Station	Status observed by the PMC	Progress during reporting period as observed by the PMC – see footnote ⁴	Developer's assessment of BU % complete – see footnote ⁵
R3J	Dead-End Termination of Local Roads in Reach-09	912+00 to 968+00	Complete	Complete	86.47%
R3K	Dead-End Termination of Local Roads in Reach-10	968+00 to 1080+28	Complete	Complete	89.25%
R3L	Dead-End Termination of Local Roads in Reach 11	1080+28 to 1235+72	On Hold	No work during the reporting period	57.67%
R3M	Dead-End Termination of Local Roads in Reach 12	1235+72 to 1327+00	Complete	Complete	87.74%
R3N	Dead-End Termination of Local Roads in Reach 13	1327+00 to 1554+59	Complete	Complete	97.15%
RA6	Security and Access Reach 1	27+63 to 219+29	Active	No work during reporting period	99.55%
RB6	Security and Access Reach 2	219+29 to 302+00	Active	No work during reporting period	99.89%
RC6	Security and Access Reach 3	302+00 to 428+53	Active	Maintenance Road placement, 1,039 CY	64.26%
RD6	Security and Access Reach 4	428+53 to 576+00	Active	F/R/C North Abutment; Girder installation. Maintenance Road placement, 1,929 CY	72.00%
RE6	Security and Access Reach 5	576+00 to 655+00	Active	Backfill for the approach slab F/R/C approach slab	91.91%
RF6	Security and Access Reach 6	655+00 to 762+77	Active	Maintenance Road placement, 1,393 CY	0.44%
RG6	Security and Access Reach 7	762+77 to 859+53	Active	Maintenance Road placement, 1,162 CY	1.05%
RA7	Security and Access Reach 9	912+00 to 968+00	Active	Maintenance Road placement, 11,909 CY Finished striping the deck barriers from work, removing overhangs, curing approach slabs at Drain Inlet 14C Maintenance Bridge	80.60%
RB7	Security and Access Reach 10	968+00 to 1080+28	Active	Maintenance Road placement, 4,204 CY	9.35%
RF7	Security and Access Reach 14	1554+59 to 1571+70	Active	Maintenance Road placement, 5,183 CY	1.29%

Buildable Unit	Description	Station	Status observed by the PMC	Progress during reporting period as observed by the PMC – see footnote ⁴	Developer's assessment of BU % complete – see footnote ⁵
Buildable Unit Group – Railroad Crossings					
X71	BNSF Hillsboro crossing – BU1 – Shoofly	311+61	Complete	Complete	99.73%
X72	BNSF Hillsboro crossing – BU2 – Tie-in to Shoofly	311+61	Complete	Complete	99.88%
X73	BNSF Hillsboro crossing – BU3 – Bridge and Track	311+61	Complete	Work is complete and track has been cut over Riprap installation ongoing	99.96%
X74	BNSF Hillsboro crossing – BU4 – Final Ballast, Tie and Rail	311+61	Complete	No work during reporting period	99.86%
X75	BNSF Hillsboro crossing – BU5 – Removal of Shoofly	311+61	Active	Shoofly Embankment material removal and placing in the EMB area.	62.50%
X81	BNSF Prosper crossing – BU1 – Shoofly	661+59	Complete	Complete	99.77%
X82	BNSF Prosper crossing – BU2 – Tie-in to Shoofly	661+59	Complete	Complete	99.84%
X83	BNSF Prosper crossing – BU3 – Bridge and Track	661+59	Active	Work is complete and track has been cut over	99.53%
X84	BNSF Prosper crossing – BU4 – Final Ballast, Tie and Rail	661+59	Complete	Work is complete and track has been cut over	99.79%
X85	BNSF Prosper crossing – BU5 – Removal of Shoofly	661+59	Not Started	Shoofly Embankment material removal and placing in AMB	36.84%
X91	BNSF K.O. crossing – BU1 – Shoofly	870+87	Complete	Complete	99.80%
X92	BNSF K.O. crossing – BU2 – Tie-in to Shoofly	870+87	Complete	Complete	98.79%
X93	BNSF K.O. crossing – BU3 – Bridge and Track	870+87	Active	Surcharge removal and sub grade preparation Sub-ballast delivery and placement along approaches Asphalt paving at approaches Girder 1 replaced and formwork and rebar completed for span 1	97.54%
X94	BNSF K.O. crossing – BU4 – Final Ballast, Tie and Rail	870+87	Active	BNSF is placing and welding track panels as well as started placing ballast	14.13%

Buildable Unit	Description	Station	Status observed by the PMC	Progress during reporting period as observed by the PMC – see footnote ⁴	Developer's assessment of BU % complete – see footnote ⁵
X95	BNSF K.O. crossing – BU5 – Removal of Shoofly	870+87	Not Started	No work during reporting period	13.09%
Utility Adjustments					
AT1	AT&T Reach 8 @ Design (COM-ATT-871+00)	871+00	Active	Partial removal of abandoned utility	98.79%
DC1	Dakota Carrier - Reach 7 @ Design (COM-DCN-851+00)	851+00	Active	Utility removal at the levee footprint	99.25%
DC2	Dakota Carrier - Reach 11 @ Design (COM-DCN-1171+00)	1171+00	Active	Utility removal at the east side of the channel	90.35%
F09	CenturyLink - Reach 4 @ Design (COM-CLN-571+50)	571+50	Active	Utility removal at the levee footprint	98.20%
F10	CenturyLink - Reach 4 @ Design (COM-CLN-571+61)	571+61	Active	Utility removal at the levee footprint	98.20%
F12	CenturyLink - Reach 6 @ Design (COM-CLN-679+11)	679+11	Active	Utility removal at the levee footprint	99.82%
F13	CenturyLink - Reach 7 @ Design (COM-CLN-851+00 (1))	851+00	Active	Utility removal at the levee footprint	99.05%
F14	CenturyLink - Reach 7 @ Design (COM-CLN-851+00 (2))	851+00	Active	Utility removal at the levee footprint	99.05%
F15	CenturyLink - Reach 7 @ Design (COM-CLN-852+00)	852+00	Active	Utility removal at the levee footprint	99.05%
F18	CenturyLink - Reach 9 @ Design (COM-CLN-962+00 (1))	962+00	Active	Conduit installation at the bridge abutments	98.92%
F19	CenturyLink - Reach 9 @ Design (COM-CLN-962+00 (2))	962+00	Active	Conduit installation at the bridge abutments	98.92%
F20	CenturyLink - Reach 9 @ Design (COM-CLN-962+00 (3))	962+00	Active	Conduit installation at the bridge abutments	98.92%
F22	CenturyLink - Reach 10 @ Design (COM-CLN-978+00 (1))	978+00	Active	Conduit installation at the bridge abutments	99.20%
F25	CenturyLink - Reach 11 @ Design (COM-CLN-1118+00 (2))	1118+00	Active	Utility removal at the levee footprint	92.65%

Buildable Unit	Description	Station	Status observed by the PMC	Progress during reporting period as observed by the PMC – see footnote ⁴	Developer's assessment of BU % complete – see footnote ⁵
F26	CenturyLink - Reach 11 @ Design (COM-CLN-1118+00 (1))	1180+00	Active	Utility removal at the levee footprint	92.65%
F27	CenturyLink - Reach 11 @ Design (COM-CLN-1171+00 (2))	1171+00	Active	Utility removal at the levee footprint	96.90%
F28	CenturyLink - Reach 11 @ Design (COM-CLN-1171+00 (1))	1171+00	Active	Utility removal at the levee footprint	96.90%
F34	CenturyLink - Reach 13 @ Design (COM-CLN-1490+00 (1))	1490+00	Active	Cable installation by Third Party	90.04%
MP1	Minnkota Power - Reach 1 @ Design (ELC-MKP-54+12)	54+12	Active	Temporary relocation at CR 4-31 and Drain 29	99.85%
MS2	Midcontinent - Reach 7 @ Design (COM-MCC-851+00)	851+00	Active	Utility removal at the levee footprint	99.28%
MS4	Midcontinent - Reach 10 @ Design (COM-MCC-982+000)	982+00	Active	Conduit installation at the bridge abutments	99.09%
MS5	Midcontinent Reach 11 @ Design (COM-MCC-1171+00)	1171+00	Active	Utility removal at the levee footprint	97.14%
P02	Cass County Electric - Reach 1 @ Design (ELC-CCE-51+84)	51+84	Active	Cable installation, splicing and poles removal by CCE and abandoned utility removal by ASN	99.60%
P09	Cass County Electric - Reach 7 @ Design (ELC-CCE-851+00)	851+00	Active	Utility removal at the levee footprint	99.30%
P14	Cass County Electric Reach 10 @ Design (ELC-CCC-979+00)	979+00	Active	Conduit installation at the bridge abutments	99.39%
W03	Cass Rural Water - Reach 1 @ Design (WAT-CRW-153+81)	153+81	Active	Lowering of the CRW at CR 31	99.29%
W05	Cass Rural Water - Reach 3 @ Design (WAT-CRW-304+98)	304+98	Active	Removal of utility	95.55%
W14	Cass Rural Water - Reach 9 @ Design (WAT-CRW-962+00)	962+00	Active	HDD and plow method installation, hydro pressure and disinfection tests	99.34%
W16	Cass Rural Water - Reach 11 @ Design (WAT-CRW-1119+00)	1119+00	Active	Utility removal at the levee footprint	97.62%
Buildable Unit Group - Administration Building					

Buildable Unit	Description	Station	Status observed by the PMC	Progress during reporting period as observed by the PMC – see footnote ⁴	Developer's assessment of BU % complete – see footnote ⁵
AB1	Authority Administration Building - Settlement Works		Complete	No work during reporting period.	100.00%
AB2	Authority Administration Building - Building Works		Active	Structural Steel erection and welding Roof joists installation and welding, decking Septic mound Installation Pond excavation Storm sewer installation Precast concrete installation Exterior layout and framing installation Wiring for transformer Topping slab concrete pour Infill for south of pad to southern embankment Parking lot subgrade and gravel Set transformer	25.49%

Attachment B – Submitted Compensation Events (CEs) and Relief Events (REs)

CE-#/RE-#	Description	Date Initial CE Notice Submitted	Cost / Relief Submitted ⁶	Cost / Relief Agreed	Status
CE 001	Century Link MOU Amendments	March 18, 2022	\$570,337.50	N/A	Withdrawn
CE 002	Cass Rural Water MOU Betterment	March 18, 2022	Not submitted	N/A	Closed – withdrawn by the RRVA
CE 003	City of Mapleton MOU Amendments	March 18, 2022	\$282,000.00	N/A	Withdrawn
CE 004	Drain 14 Design and Construction Amendments due to Others	March 18, 2022	\$96,800.00	N/A	Closed – Transferred to ACR006-2022
CE 005	I-94 NDDOT Bridge Work Interference	March 18, 2022	Not submitted	N/A	Closed – Withdrawn by the RRVA
CE 006	Cass County - Change from Kansas Corral Rail to Texas Corral Rail	April 20, 2022	Not submitted	N/A	Closed – Transferred to ACR002-2022
CE 007-01	Compensatory Wetland Mitigation and Section 404 Permit / Fish Passages – Part 1	May 4, 2022	Not submitted	TBD	Resolved via SOP*
CE 007-02	Compensatory Wetland Mitigation and Section 404 Permit / Fish Passages – Part 2	May 4, 2022	Not submitted	N/A	Closed – Withdrawn by the RRVA
CE 008	Berlin Townships MOU Amendments	May 13, 2022	Not submitted	N/A	Closed – Withdrawn by the RRVA
CE 009	NDDOT MOU Amendments, Expansion Joints	May 24, 2022	Not submitted		Closed – Withdrawn by the RRVA
CE 010	Material Flood Event Sheyenne River on Gol Road Near Kindred	June 6, 2022	Not submitted	N/A	Closed – Withdrawn by the RRVA
CE 011	BNSF Delays	July 25, 2022	\$35,825,167.00* (*Includes CE 011, CE012 & CE 013)	N/A	Closed – Withdrawn by the RRVA – See DCR2023-030
CE 012	BNSF Review Delays Prosper	July 25, 2022	See CE 011	N/A	Closed – Withdrawn by the RRVA – See DCR2023-030
CE 013	BNSF Review Delays KO	July 25, 2022	See CE 011	N/A	Closed – Withdrawn by the RRVA – See DCR2023-030
CE 014	Modified Permit Delay Impact	December 2, 2022	\$69,571,469.40	N/A	Closed – Submitted to TDRB
CE 015	Failure of a Third Party (BNSF) to Comply with Third Party MOU	October 18, 2023	\$25,704,786.00	N/A	Closed – Submitted to TDRB
CE 016	Contamination on Reach 9	November 6, 2023	\$106,844.28	TBD	Closed – Submitted to TDRB
CE 017	Initial-Undisclosed Hazardous Environmental Condition at KO & Prosper	November 21, 2023	Not yet submitted	TBD	Resolved via SOP*
CE 018	Failure of a Third Party (BNSF) to Comply with Third Party MOU	January 24, 2024	\$3,253,991.63	N/A	Closed – Submitted to TDRB

⁶ Costs are required to be submitted with Detailed CE Notices; however, RRVA submits these with its Final Detailed CE Notices.

CE-#/RE-#	Description	Date Initial CE Notice Submitted	Cost / Relief Submitted ⁶	Cost / Relief Agreed	Status
CE 019	Additional Riprap Requirement due to Hydraulic Analysis of DIS	March 20, 2024	\$1,840,509.39	TBD	Withdrawn
CE 020	Updates to Project Agreement, Exhibit 4 (Project Land)	May 20, 2024	Not yet submitted	TBD	Withdrawn
CE 021	Attachment 3-14 Update (related to Exhibit 4)	May 20, 2024	Not yet submitted	TBD	Withdrawn
CE 022	Rush River Excavation - 404 Permit Delay	June 25, 2024	\$829,468.55	TBD	Resolved via SOP*
CE 023	Epoxy Coated Rebar Delays	July 5, 2024	\$40,830,176.27	N/A	Closed – Submitted to TDRB
CE 024	AAB Material Delivery	July 25, 2024	\$438,416.53	TBD	Closed – Subject to dispute provisions of the Project Agreement (Section 54.3)
CE 025	Obstructions Uncovered Hillsboro	July 22, 2024	Not yet submitted	TBD	Withdrawn
CE 026	Hazardous Environmental Conditions in Reach 13	September 20, 2024	\$21,629.47	N/A	Closed – Subject to dispute provisions of the Project Agreement (Section 54.3)
CE 027	Initial Compensation Event Notice – Issuance of Nonconformance Reports by Authority	October 11, 2024	Not yet submitted	TBD	Resolved via SOP*
CE 028	Undisclosed Hazardous Environmental Conditions at County Road 8	December 3, 2024	\$2720.84	TBD	Resolved via SOP*
CE 029	Drain 14C – Mapleton Drain 9	December 24, 2024	\$394,875.56	TBD	Resolved via SOP*
CE 030	Obstructions uncovered in Reach 9	January 10, 2025	\$16,639	TBD	Resolved via SOP*
CE 031	Authority Failure to Use Reasonable Efforts Pursuant to Article 54	January 20, 2025	Not yet submitted	TBD	Resolved via SOP*
CE032	Qualifying Change in Law	January 20, 2025	Not yet submitted	TBD	Resolved via SOP*
CE033	Delay to Certificates of Interim Completion	April 24, 2025	Not yet submitted	TBD	Resolved via SOP*
RE 001	Non-Material Flood - Maple	May 3, 2023	36 calendar days	0 calendar days	Closed – Authority determination provided
RE 002	Non-Material Flood - Sheyenne	May 3, 2023	36 calendar days	0 calendar days	Closed – Authority determination provided

** It should be noted that all Compensation Events and Relief Events are subject of settlement negotiations and the associated ‘Statement of Principles’ agreement that was executed on July 3, 2025, during this reporting period.*

Attachment C – Authority Change Requests (ACRs)

ACR Number	Description	Date Initiated	RRVA Estimate	Agreed Amount	Status
ACR001-2022	Use of local roads	May 31, 2022	No Cost	N/A	Executed
ACR002-2022	Cass County – Change from Kansas Corral Rail to Texas Corral Rail	May 31, 2022	\$450,000.00	\$410,000.00	Paid
ACR003-2022	Attachment 3-25 Update	July 28, 2022	\$1,317,138.95	N/A	Resolved via SOP*
ACR004-2022	EAP Utilization Plan	September 2, 2022	No Cost	N/A	Executed
ACR005-2022	Amend TR Section 2.2.6.1(2) to include re-baselining PBS for Compensation Events and approved Change Orders	October 18, 2022	N/A	N/A	Withdrawn
ACR006-2022	Cass County Drain 14C	October 18, 2022	(\$662,360.00)	(\$950,000.00)	Executed
ACR007-2022	NDDOT Conduits	December 2, 2022	\$337,475.14	\$283,940.32	Executed
ACR008-2022	CCRW connection of waterline from Res B to Res C	November 28, 2022	\$2,259,945.46	\$1,246,760.06	Paid
ACR009-2022	Township Mobility Improvements	December 23, 2022	N/A	N/A	Withdrawn
ACR010-2022	Acceleration of Tree Felling	December 21, 2022	\$1,000,000.00	N/A	Resolved via SOP*
ACR011-2023	MLGC FOC Installation in Mapleton Township	January 20, 2023	\$368,550.67	\$350,000.00	Executed
ACR012-2023	TR Section 3.10.3.1 (10)	January 24, 2023	No Cost	N/A	Executed
ACR013-2023	37th Street SE west of the Diversion Channel	January 26, 2023	(\$62,111.04)	N/A	Resolved via SOP*
ACR014-2023	Relocation of CRWUD waterline	February 2, 2023	\$48,449.58	N/A	Resolved via SOP*
ACR015-2023	Deletion of requirement to establish and maintain Woodland Species (Att 3-21 Woodland Species)	May 10, 2023	N/A	N/A	Withdrawn
ACR016-2023	Aqueduct Design Sheyenne River	August 14, 2023	\$37,535,575.00	\$2,975,000.00	Partially Paid
ACR017-2023	River Inlets and Drain Inlets	August 31, 2023	No Cost	N/A	Executed
ACR018-2022	CR 10 to 166th Ave. Connection	September 27, 2023	\$178,278.79	N/A	Resolved via SOP*
ACR019-2023	38th St. NW connection to the MRT connected to Project ROW (Access south of BNSF KO line)	September 27, 2023	\$37,247.13	N/A	Resolved via SOP*
ACR020-2023	Updates to Project Agreement, Exhibit 4 (Project Land)	October 6, 2023	No Cost	N/A	Directive Letter Issued
ACR021-2023	Attachment 3-14 update (related to Exhibit 4)	October 6, 2023	No Cost	N/A	Directive Letter Issued
ACR022-2023	Aqueduct Design Maple River	December 22, 2023	\$15,459,470.80	\$2,975,000.00	Partially Paid
ACR023-2024	38th Street W Interim Connection (roadway connection south of I-94)	February 7, 2024	\$135,735.28	\$115,000.00	Executed
ACR024-2025	Road Connection in Harwood Township	February 6, 2025*	\$7,468,785.89	TBD	Withdrawn as part of SOP

ACR Number	Description	Date Initiated	RRVA Estimate	Agreed Amount	Status
ACR025-2025	AAB Modifications	May 29, 2025	TBD	TBD	Resolved via SOP*
ACR026-2025	County Road 17 Connection	May 30, 2025 (with revision pending issue)	No Cost	No Cost	Executed
ACR027-2025	Road Connection in Harwood Township	Aug 13, 2025	TBD	TBD	Ongoing
ACR028-2025	Highways Improvements	Aug 27, 2025	\$257,129.85	\$153,092.93	Executed
ACR029-2025	TCE Releases	Oct 7, 2025	No Cost	No Cost	Executed
ACR030-2026	Exhibit 4 Updates	N/A	N/A	N/A	Pending issue

**it should be noted that all Change Requests are subject of settlement negotiations and the associated 'Statement of Principles' agreement that was executed on July 3, 2025, during this reporting period.*

Attachment D – RRVA Change Requests (DCRs)

DCR Number	Description	Date Initiated	RRVA Estimate	Agreed Amount	Status
DCR2022-001	Deletion of Preliminary Design Report Submission for Diversion Channel Bus/Move to 60% design	March 25, 2022	No Cost	N/A	Executed
DCR2022-002-1	Change Definition of Days – Part 1	April 20, 2022	No Cost	N/A	Executed
DCR2022-002-2	Change Definition of Days – Part 2	April 20, 2022	No Cost	N/A	Executed
DCR2022-003	Change the Calculation Methodology of Designing Sizes of Ripraps	June 3, 2022	N/A	N/A	Rejected
DCR2022-004	Amendment to Re-Submitting to Submit Next Step Buildable Units	July 14, 2022	No Cost	N/A	Executed
DCR2022-005	Amendment to Combine PDF drawing file for Submittals	June 30, 2022	No Cost	N/A	Executed
DCR2022-006	Change Cass County Review Period for Specific Buildable Units Reports and Submittals	July 14, 2022	No Cost	N/A	Executed
DCR2022-007	Deletion of Demolition Buildable Units Reports	July 14, 2022	No Cost	N/A	Executed
DCR2022-008	Change Location of maintenance Road/Trail on the left EMB	July 14, 2022	No Cost	N/A	Executed
DCR2022-009	Maple River Aqueduct Spillway Design and Operational Changes	December 5, 2022	\$3,500,000.00	\$3,500,000.00	Paid
DCR2022-010	Changing Dead End Termination Types for Local Roads at Diversion Channel	October 5, 2022	\$50,000.00	\$17,440.50	Paid
DCR2022-011	Amend Number of Individuals for Cultural Resource/Archaeological Monitoring	July 13, 2022	No Cost	N/A	Executed
DCR2022-012	ITP Submittal Requirement from R&C to FIO	July 28, 2022	N/A	N/A	Rejected
DCR2022-013	Amendment for the Expansion Joint Details of NDDOT	January 24, 2022	N/A	N/A	Withdrawn
DCR2022-014	Project Office	August 10, 2022	No Cost	N/A	Executed
DCR2022-015	Amendment in Submitting Native Files before RFC Documents	August 15, 2022	No Cost	N/A	Executed
DCR2022-016	Amendment O&M QMP Implementation	August 18, 2022	No Cost	N/A	Executed
DCR2022-017	Amendment in Considering Temporary Flow	September 27, 2022	N/A	N/A	Withdrawn
DCR2022-018	Amendment to Design Quality Management Plan Technical Requirements	August 30, 2022	No Cost	N/A	Executed
DCR2022-019	SWPP NPDES	September 7, 2022	No Cost	N/A	Executed
DCR2022-020	Exhibit 5 technical Requirements Volume 4 Wetlands	September 26, 2022	No Cost	N/A	Executed
DCR2022-021	Proposed edits on TR 2.10.1 (Executive Council Meetings)	March 10, 2023	No Cost	N/A	Executed
DCR2022-022	Local Drainage Freeboard Variance	October 27, 2022	No Cost	N/A	Executed
DCR2022-023	Combination of Local Drainage with Diversion Channel Buildable Units	November 2, 2022	N/A	N/A	Withdrawn
DCR2022-024	Key Personnel Project Information Officer and Land Manager	January 24, 2023	No Cost	N/A	Executed
DCR2022-025	Seed Mixes	June 8, 2023	No Cost	N/A	Executed
DCR2022-026	Cultural Resources OIN 936	December 16, 2022	N/A	N/A	Withdrawn

DCR Number	Description	Date Initiated	RRVA Estimate	Agreed Amount	Status
DCR2022-027	BNSF Comments Raised in the Design Review Process	December 19, 2022	N/A	N/A	Rejected
DCR2022-028	Key Personnel RRVA's Project Quality Monitor	February 2, 2023	No Cost	N/A	Executed
DCR2022-029	Design Deliverables Schedule and Electronic Deliverables Tracking Log Submissions	February 1, 2023	No Cost	N/A	Executed
DCR2023-030	Acceleration measures due to BNSF Delays	February 16, 2023	\$195,113.13	\$195,113.13	Paid
DCR2023-031	Amendment to Project Agreement, Exhibit 5 Technical Requirements, Volume 3, Section 3.3.4.4.3(1) – 85% Compaction and Plow Installation of Utilities	March 3, 2023	No Cost	N/A	Executed
DCR2023-032	Amendment to Project Agreement, Exhibit 5 Technical Requirements, Volume 3, Section 3.3.4.4.5(2) – Grouting of HDD	March 3, 2023	(\$154,000.00)	N/A	Rejected
DCR2023-033	Amendment to Project Agreement, Exhibit 5 Technical Requirements, Volume 3, Section 2.5.5(5) – RFC Hardcopies	February 28, 2023	No Cost	N/A	Executed
DCR2023-034	Dispute Resolution Board -Exhibit – Part 1 Clause 2.2	March 21, 2023	No Cost	N/A	Executed
DCR2023-035	Section 2.11.10.2 SWPPP NPDES, (2) & (4)	March 23, 2023	No Cost	N/A	Executed
DCR2023-036	Dispute Resolution Board – Exhibit Part 2 SECTION 1.4	N/A	N/A	N/A	Placeholder - Not submitted
DCR2023-037	Amendment to Project Agreement, Exhibit 5 Technical Requirements, Rs 3.3.1. ("Transitions for Legal Drains")	April 18, 2023	N/A	N/A	Rejected
DCR2023-038	Amendment Exhibit 1 Definitions	April 18, 2023	N/A	N/A	Rejected
DCR2023-039	Vol 1 Art 7 Section 7.3 (b) Definitions ("Discretionary Submittals)	April 18, 2023	N/A	N/A	Rejected
DCR2023-040	Exhibit 1 Definitions Noncompliance Start Date and Time	April 19, 2023	N/A	N/A	Rejected
DCR2023-041	TR Attachment 4-1 Performance and Measurement Table	May 2, 2023	No Cost	N/A	Executed
DCR2023-042	Levee Monitoring	June 28, 2023	N/A	N/A	Rejected
DCR2023-043	Deletion of Dead-End Termination Reach 8 and Reach 14 BU Reports	August 30, 2023	N/A	N/A	Withdrawn
DCR2024-044	H&H Model – Amendment to Section 3.5.1.3 (1) of the Technical Requirements	March 7, 2024	N/A	N/A	Rejected
DCR2024-045	I-29 & I-94 Duration Ramp Closure	March 15, 2024	No Cost	N/A	Executed
DCR2024-046	Interim Completion Element	June 12, 2024	No Cost	N/A	Rejected
DCR2024-047	Section 2.2.4.5 Quarterly As-Built Drawing Update	June 17, 2024	No Cost	N/A	Rejected
DCR2024-048	Aqueduct Gate Considerations in H&H Model – Amendment to Section 3.5.1.3 (2) (d) of the TR	August 23, 2024	No Cost	N/A	Withdrawn
DCR2024-049	Cass County Ditch Requirement	August 7, 2024	\$3,903,546.12	N/A	Rejected
DCR2024-050	Amendment to Project Agreement, Exhibit 5 TR, Volume 3, Section 2.6.3(6) Shop Drawings signed by the Buildable Unit Construction Manager	August 23, 2024	No Cost	No Cost	Executed

DCR Number	Description	Date Initiated	RRVA Estimate	Agreed Amount	Status
DCR2024-051	Amendment to Project Agreement, Exhibit 5 Technical Requirements, Volume 3, Section 2.2.4.5 Quarterly As-Built Drawing Update	October 16, 2024	No Cost	No Cost	Executed
DCR2024-052	H&H Model – Amendment to Section 3.5.1.3 (1) of the Technical Requirements	October 17, 2024	\$243,123.21	N/A	Rejected
DCR2024-053	Aqueduct Gate Considerations in H&H Model - Amendments to Section 2.5.7(2), Section 3.5.1.3(1), Section 3.5.1.3...	October 17, 2024	No Cost	No Cost	Executed
DCR2024-054	DCR-2024-054 - F01 & P01 Abandonment under Right EMB – Reach 1	October 17, 2024	(\$12,000.00)	(\$50,000)	Executed
DCR2024-055	Amendment to Project Agreement Exhibit 1 Definitions, Technical Requirements Section 2.2.2, Technical Requirements Section 2.2.9 (2), Technical Requirements (Definition of Interim Completion Element)	October 22, 2024	No Cost	No Cost	Executed
DCR2025-056	Amendment to Project Agreement Exhibit 1 Definitions - Interim Completion Element	March 7, 2025	No Cost	No Cost	Executed
DCR2025-057	Change to Technical Requirements, Volume 3, Section 3.3.1.13-Local Drainage	April 30, 2025	\$2,442,041.81, (plus \$957,400 O&M)	N/A	Rejected
DCR2025-058	Transverse Grade – Maintenance Road	October 29, 2025	No Cost	No Cost	Ongoing

Attachment E – Completed Interim Completion Pay Unit Summary

ICE No.	Element Description	Pay Unit	Value	Interim Completion Certificate Date	Invoice Date	*Date Paid
ICE32-353802	BNSF KO Shoofly East Bound Crossing	35	\$3,472,708.00	2/7/2025	2/28/2025	3/26/2025
ICE32-353802	BNSF KO Shoofly West Bound Crossing	38	\$3,472,708.00	2/7/2025	2/28/2025	3/26/2025
ICE29-003202	BNSF Proper Shoofly	32	\$3,195,335.00	2/7/2025	2/28/2025	3/26/2025
ICE26-002902	BNSF Hillsboro Shoofly	29	\$4,249,352.00	2/7/2025	2/28/2025	3/26/2025
ICE10-001101	Legal Drain 29 Series A & B Payments	11	\$1,717,383.00	9/9/2025	10/7/2025	10/13/2025
ICE23-002604	CR 32 Crossing	26	\$8,327,806.00	12/18/2025	12/19/2025	12/24/2025
ICE11-001201	Legal Drain 30	12	\$3,193,006.00	11/24/2025	12/10/2025	12/16/2025
Total			\$27,628,298.00\$34,113,183.00			

- Additional Milestone payments are due to the Developer within 30 calendar days upon receipt of an approved invoice.

Attachment F – Noncompliance Points (NCPs) Status Tables**Assessed Noncompliance Points for Cured Nonconformances⁷**

NCR Number	Title/Description	Accrued NCPs	Accepted to waive NCPs	Assessed NCPs	Status
NCR-00001	MFDA-NCR-0001 – Audit Program scheduling			2	Statement of Principles, July 3, 2025
NCR-00017	MFDA-NCR-0003 – Lack of full-time engagement for key personnel: RRVA's public information officer and D&C contractor's land manager			0	Statement of Principles, July 3, 2025
NCR-00019	MFDA-NCR-0004 – Lack of timely issuance for the May 2022 Monthly Performance Report			0	Statement of Principles, July 3, 2025
NCR-00028	Lack of timely issuance for the July 2022 Monthly Performance Report by Aug. 10, 2022			0	Statement of Principles, July 3, 2025
NCR-00041	MFDA-NCR-0012 – Lack of implementing effective corrective actions to prevent recurrence of Nonconformances associated with late issuance of meeting minutes			0	Statement of Principles, July 3, 2025
NCR-00042	MFDA-NCR-0013 – Start of construction work without RFC documents and without resolving Authority's comments			3	Statement of Principles, July 3, 2025
NCR-00043	MFDA-NCR-0014 – Start of construction work without submitting an Inspection and Test Plan			3	Statement of Principles, July 3, 2025
NCR-00044	Starting construction work on permanent works in Reach 01 without having an approved Inspection and Test Plan			6	Statement of Principles, July 3, 2025
NCR-00045	Start of construction on permanent works in Reach 01 without complete RFC document package			6	Statement of Principles, July 3, 2025
NCR-00046	Starting horizontal directional drilling work without having an approved Inspection and Test Plan for Cass Rural Water (W02) 84+03			3	Statement of Principles, July 3, 2025
NCR-00047	Starting horizontal directional drilling work without having a complete RFC package for Cass Rural Water (W02) 84+03.			0	Statement of Principles, July 3, 2025
NCR-00048	Lack of submitting ECS Certification for Channel Reach 2 prior to commencement of construction			4	Statement of Principles, July 3, 2025
NCR-00051	Identification of Nonconformance in the Sept. 2022 Audit, DQP 3.15			0	Statement of Principles, July 3, 2025
NCR-00053	Identification of Nonconformance in the Sept. 2022 Audit, DQP 3.19			14	Statement of Principles, July 3, 2025
NCR-00072	MFDA-NCR-0015 – Start of construction work without resolving Authority's comments for drilling operations ITP WAT-CRW-309+20			6	Statement of Principles, July 3, 2025
NCR-00073	Starting construction work without having an approved Inspection and Test Plan for Cass Rural Water (W03) 153+81			3	Statement of Principles, July 3, 2025
NCR-00078	MFDA-NCR-0020 – Start of construction work without RFC Documents E40-F04 COM-CLN-156+09/156+20			3	Statement of Principles, July 3, 2025
NCR-00079	MFDA-NCR-0021 – Start of construction work without RFC documents F07 COM- CLN-310+66; P04 – ELE-CCE-309+58			3	Statement of Principles, July 3, 2025
NCR-00080	Start of construction work without approved Inspection and Test Plan documents E40-F04 COM-CN-156+09/156+20			3	Statement of Principles, July 3, 2025

⁷ Due to the early completion of this report to meet the December Board packet, the data for this table has not yet been received from the Developer; therefore these figures are to end of October 2025.

Assessed Noncompliance Points for Cured Nonconformances⁷

NCR Number	Title/Description	Accrued NCPs	Accepted to waive NCPs	Assessed NCPs	Status
NCR-00081	Start of construction work without approved Inspection and Test Plan documents F07 COM-CLN-310+66; P04 – ELE-CCE-309+58			1	Statement of Principles, July 3, 2025
NCR-00082	MFDA-NCR-0024 – Start of construction work without accepted ITP for wick drains installation at BU-G11 CR 4/31			0	Statement of Principles, July 3, 2025
NCR-00084	MFDA-NCR-0023 – Start construction work without ITP open trench BU-W02			9	Statement of Principles, July 3, 2025
NCR-00086	October 2022 Audit, DQP 3.10(2) – DCS workflows are not used in the returning of shop drawings as outlined in Procedure 4.d			0	Statement of Principles, July 3, 2025
NCR-00087	October 2022 Audit, DQP 3.14(1) – DM hasn't provided the initial review of the RFI per Procedure 1, DJV has a new role, the DSCS who is providing the review			0	Statement of Principles, July 3, 2025
NCR-00088	No signature has been provided on the RFI response per Procedure 4			0	Statement of Principles, July 3, 2025
NCR-00089	Procedure 5, prior notification of the RFI response to ASN was made in some reviews, but not all reviews			0	Statement of Principles, July 3, 2025
NCR-00093	MFDA-NCR-0028 – Incorrect Engineer of Record signing and sealing Design Deliverables E40-W03 – WAT-CRW-153+81			0	Statement of Principles, July 3, 2025
NCR-00094	MFDA-NCR-0029 – Unapproved key personnel, core staff discipline, staff and specialist performing the work			0	Statement of Principles, July 3, 2025
NCR-00096	MFDA-NCR-0032 – Lack of issuance of Schedule of Design Deliverables updates			10	Statement of Principles, July 3, 2025
NCR-00097	MFDA-NCR-0033 – Lack of implementing Design Quality Procedure DQP 3.7			18	Statement of Principles, July 3, 2025
NCR-00098	MFDA-NCR-0031 – Incorrect Engineer of Record signing and sealing Design Deliverables E30-G11 – CR4 31 Crossing			0	Statement of Principles, July 3, 2025
NCR-00099	MFDA-NCR-0034 – Lack of CQMP procedure associated with processes leading into issuance of record drawings			200	Statement of Principles, July 3, 2025
NCR-00100	The Project Quality Monitor did not attend the project office during the Month of November (2022)			0	Statement of Principles, July 3, 2025
NCR-00109	MFDA-NCR-0035 – Lack of issuing updated PBS and WBS as a result of Buildable Unit changes identified in the Project Status Schedule Update for December 2022			10	Statement of Principles, July 3, 2025
NCR-00110	MFDA-NCR-0036 – Lack of issuing Federal Compliance Report for year 2022			14	Statement of Principles, July 3, 2025
NCR-00112	Lack of RRVA not having a RRVA's Local Affairs Project Manager on staff			12	Statement of Principles, July 3, 2025
NCR-00123	MFDA-NCR-0039 – Lack of implementing the process for checking and reviewing design deliverables as described in DQP 3.3 Design Deliverables Drawing Review			50	Statement of Principles, July 3, 2025
NCR-00134	MFDA-NCR-0049 – Lack of implementing the process for checking and reviewing design deliverables			40	Statement of Principles, July 3, 2025
NCR-00147	Starting construction work without having an approved Inspection and Test Plan for CenturyLink Utility Line (F09) at 571+50			6	Statement of Principles, July 3, 2025
NCR-00148	Starting construction work without having an approved Inspection and Test Plan for CenturyLink Utility Line (F10) at 571+61			6	Statement of Principles, July 3, 2025

Assessed Noncompliance Points for Cured Nonconformances⁷

NCR Number	Title/Description	Accrued NCPs	Accepted to waive NCPs	Assessed NCPs	Status
NCR-00151	MFDA-NCR-0054 – Starting work without accepted ITP (F11)			6	Statement of Principles, July 3, 2025
NCR-00154	Identification of NC in the CQMP May 2023 Audit – Tracking Completion of BUs and PEs			4	Statement of Principles, July 3, 2025
NCR-00155	Identification of NC in the CQMP May 2023 Audit – Coordination of CQM and CM for coordinating completion of each PE and BU			0	Statement of Principles, July 3, 2025
NCR-00171	MFDA-NCR-0056 – Starting work without accepted ITP			3	Statement of Principles, July 3, 2025
NCR-00172	MFDA-NCR-0057 – Starting work without accepted ITP			3	Statement of Principles, July 3, 2025
NCR-00174	MFDA-NCR-0055 – Starting work without accepted ITP			3	Statement of Principles, July 3, 2025
NCR-00180	Lack of RRVA not having a safety coordinator on staff			0	Statement of Principles, July 3, 2025
NCR-00185	MFDA-NCR-0064 – Starting work without accepted revised safety plan			11	Statement of Principles, July 3, 2025
NCR-00199	MFDA-NCR-0075 – Lack of erosion and sedimentation protection			2	Statement of Principles, July 3, 2025
NCR-00207	MFDA-NCR-0076 – Lack of registering Nonconformance			12	Statement of Principles, July 3, 2025
NCR-00208	MFDA-NCR-0077 – Lack of compliance with work zone traffic			1	Statement of Principles, July 3, 2025
NCR-00222	MFDA-NCR-0084 – Lack of conducting audit in accordance with the Audit Program			6	Statement of Principles, July 3, 2025
NCR-00224	MFDA-NCR-0085 – Utilized compaction equipment for levee and EMB fill			2	Statement of Principles, July 3, 2025
NCR-00242	MFDA-NCR-0091 – Performing work without submitting affected Reviewable Submittal (List of Buildable Units)			10	Statement of Principles, July 3, 2025
NCR-00247	Starting construction work without having an approved Inspection and Test Plan for BNSF Prosper settlement activities			0	Statement of Principles, July 3, 2025
NCR-00253	MFDA-NCR-0095 – Failure to provide records related to BNSF notification of Hazardous Environmental Condition			10	Statement of Principles, July 3, 2025
NCR-00254	MFDA-NCR-0096 – Failure to provide timely notification of Hazardous Environmental Condition			0	Statement of Principles, July 3, 2025
NCR-00256	Outlet Structure - Boulders in Rock Weirs not meeting the minimum Diameter Requirements			0	Statement of Principles, July 3, 2025
NCR-00264	MFDA-NCR-0100 – Lack of notifying the occurrence of Noncompliance Event associated with Nonconformance RRVA- QU-NCR-00256 (NCR-00256)			10	Statement of Principles, July 3, 2025
NCR-00309	R36 – I-94 1-Week Ramp Closure			5	Statement of Principles, July 3, 2025
NCR-00323	MFDA-NCR-0108 – Lack of issuing PBS Monthly Updates			10	Statement of Principles, July 3, 2025
NCR-00324	MFDA-NCR-0109 – Lack of Modifying or Adding WBS Elements in PBS			10	Statement of Principles, July 3, 2025
NCR-00325	MFDA-NCR-0110 – Lack of including activities in PBS			10	Statement of Principles, July 3, 2025
NCR-00327	MFDA-NCR-0112 – Starting work without accepted changes to the RRVA Project Management Plan			10	Statement of Principles, July 3, 2025
NCR-00330	MFDA-NCR-0115 – Lack of covering the complete list of Buildable Units in the PBS			10	Statement of Principles, July 3, 2025

Assessed Noncompliance Points for Cured Nonconformances⁷

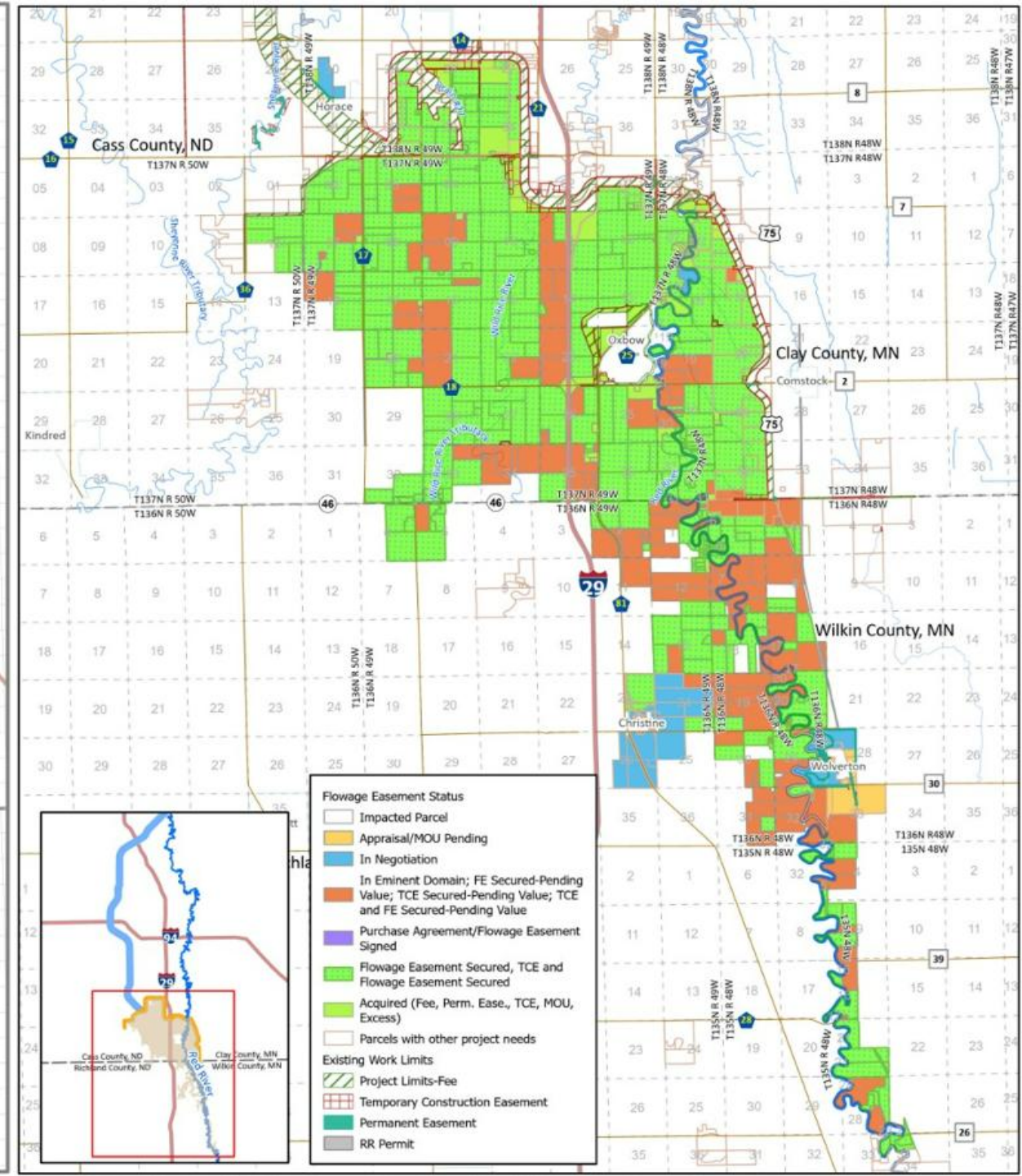
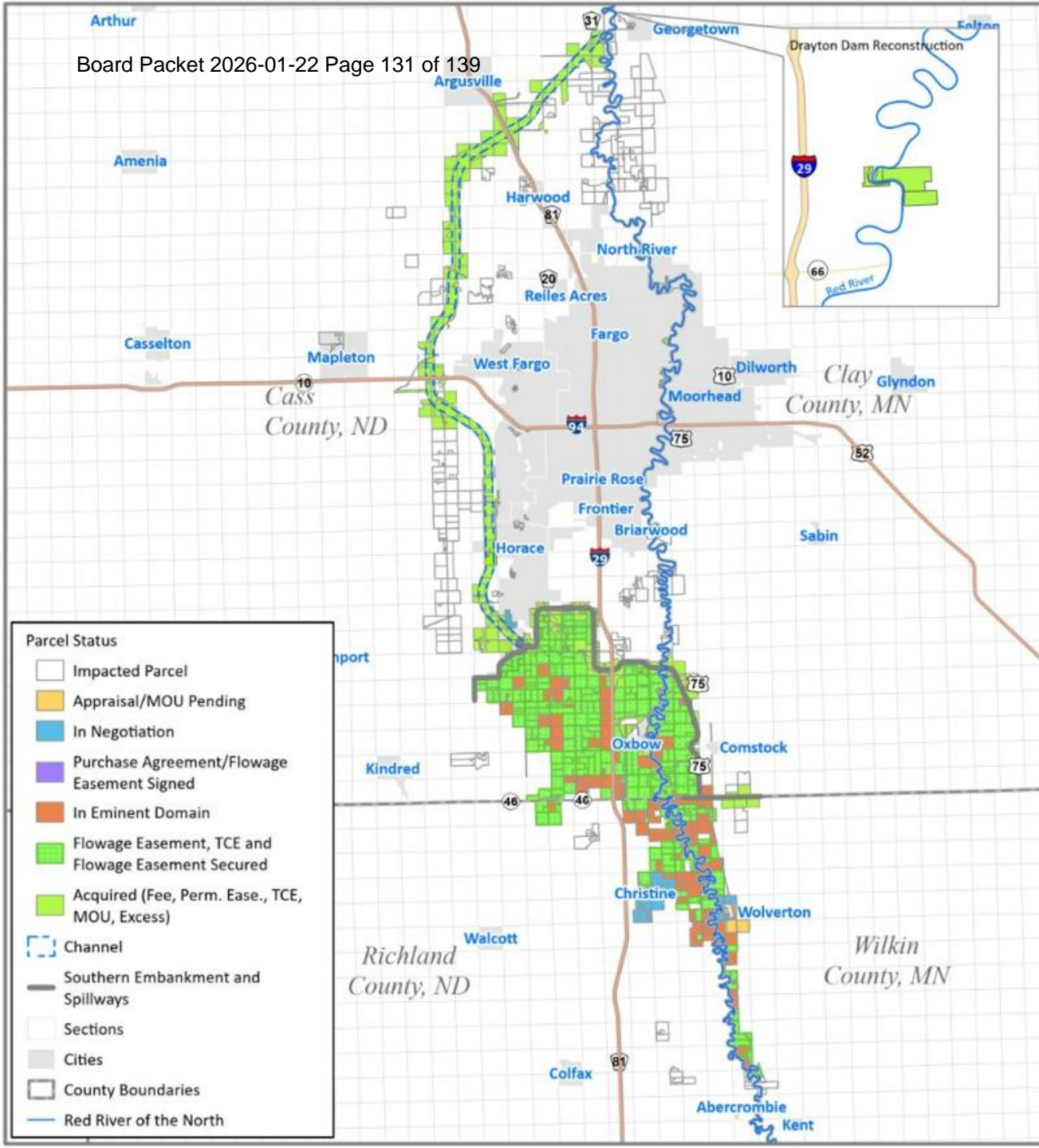
NCR Number	Title/Description	Accrued NCPs	Accepted to waive NCPs	Assessed NCPs	Status
NCR-00347	Key Personnel Position – D&CC-CQMP position not filled			9	Statement of Principles, July 3, 2025
NCR-00362	C02 (Tree Planting) – Starting Construction Work without having an approved ITP			0	Statement of Principles, July 3, 2025
NCR-00363	Key Personnel Position – D&CC – CM position not filled			0	Statement of Principles, July 3, 2025
NCR-00380	Lack of updates to the H&S Organizational Chart			10	Statement of Principles, July 3, 2025
NCR-00421	MFDA-NCR-0130 - Lack of Submitting the Construction GIS Geodatabase Updates on a Quarterly Basis	28		28	Pending review of waive request for 28 NCPs
NCR-00432	MFDA-NCR-0131 – Lack of Shop Drawing and Samples approval prior to flap gates installation at Drain 30			0	Statement of Principles, July 3, 2025
NCR-00433	MFDA-NCR-0132 – Lack of listing Design Change on the applicable Construction Certificates for Drain 30			0	Statement of Principles, July 3, 2025
NCR-00434	MFDA-NCR-0133 – Failure to report Nonconformance related to geotextile fabric installation at Drain 30			0	Statement of Principles, July 3, 2025
NCR-00453	MFDA-NCR-0137 - Failure to Stabilize Drainage Features with Appropriate Controls Prior To Surface Water Connection	6	N/A	6	
NCR-00456	Lack of proper documentation for Material Delivery and Hold Point inspection in Reach 2	84		84	On Jan 6, 2026, the Developer advised intent to issue Waive Request. Pending receipt of such request
NCR-00462	X93 - Pick Plan Not Approved Prior to Girder Setting	2	N/A	2	
NCR-00472	Lack of Shop Drawings approval prior to RCP installation related to Lifting Methods and Devices for Handling Precast Units	16	N/A	16	
NCR-00474	Lack of issuing Request for Information (RFI) for Drain 30 sealant material	158	158	0	Agreed to assess “0” NCPs as part of leadership discussions
NCR-00477	A51 (Vertical Lift Gate) - Starting Construction without Approved Inspection and Test Plan	21	N/A	21	
NCR-00478	A51 (Heat Trace) - Starting Construction without Approved Inspection and Test Plan	12	N/A	12	
NCR-00479	A51 (Heat Trace) - Starting Construction without Approved Shop Drawing	3	N/A	3	
NCR-00480	A51 (Vertical Lift Gate) - Starting Construction without Shop Drawing	21	N/A	21	
NCR-00481	A51 (E House) - Starting Construction without Approved Inspection and Test Plan	9	N/A	9	
NCR-00482	A51 (E House) - Starting Construction without Approved Shop Drawing	3	N/A	3	
NCR-00487	RC6 & RB7 - Starting Construction without Approved Shop Drawings	1	N/A	1	
Total		844		686	



Lands Status Report

January 2026





Property Acquisition Progress



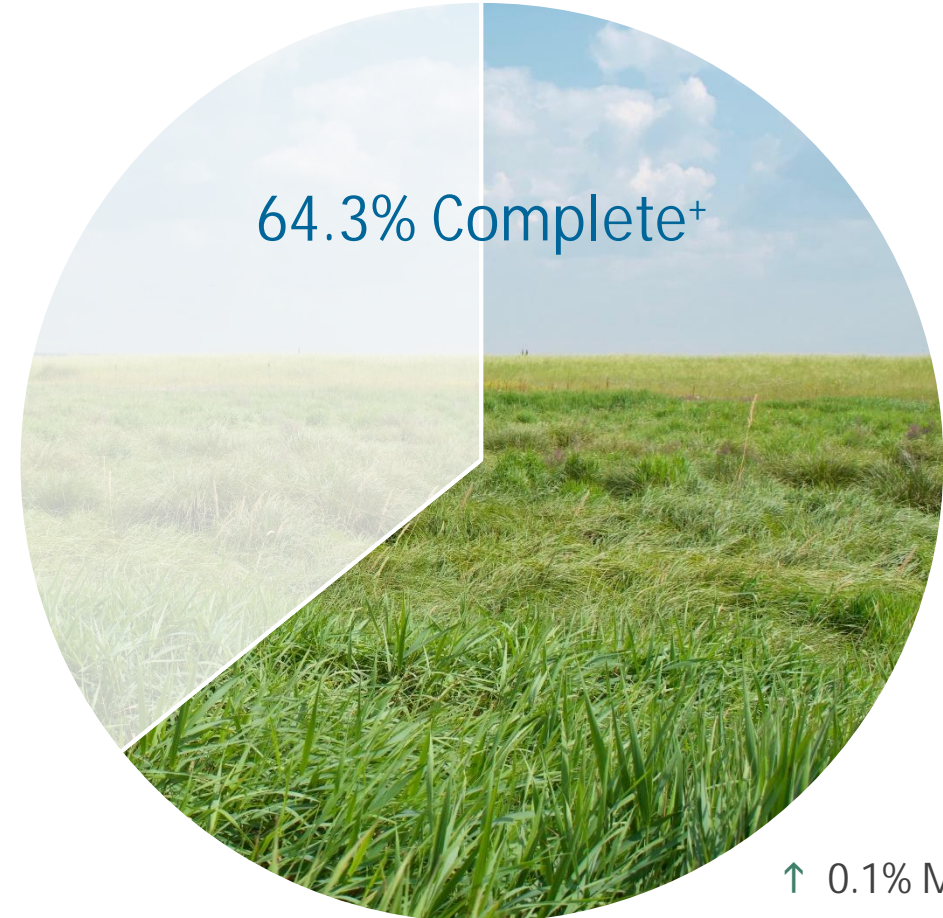
Construction Footprint*



98.4% Complete⁺

No Change

UMA Footprint**



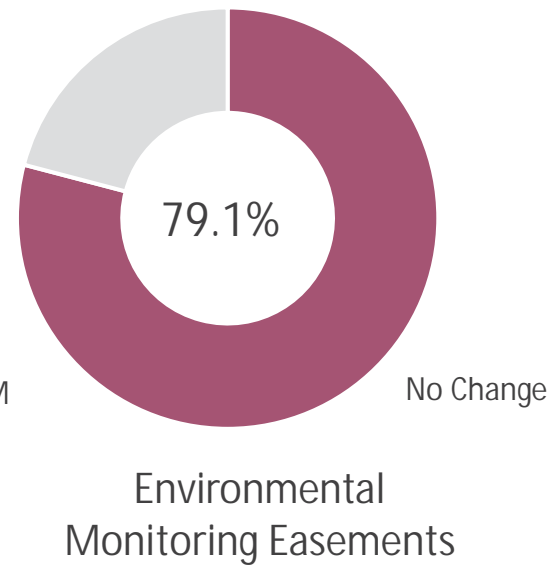
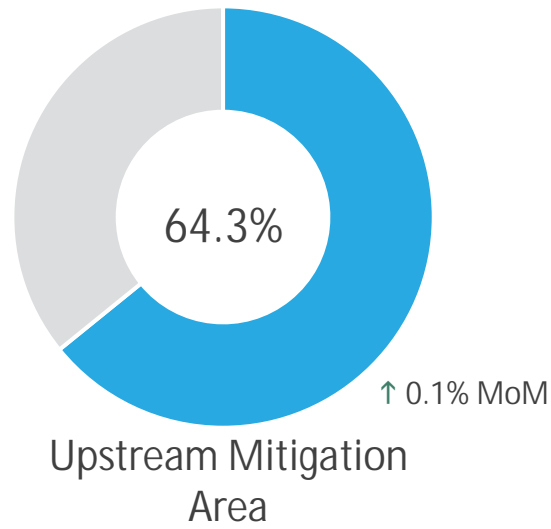
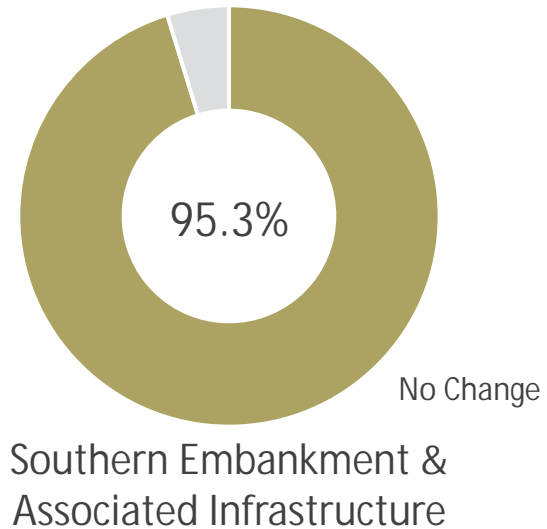
64.3% Complete⁺

↑ 0.1% MoM

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

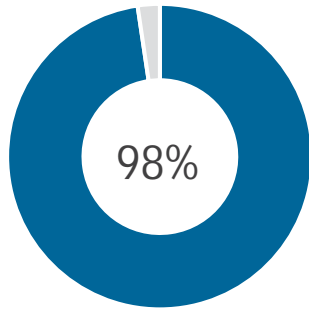
** Includes parcels for Christine and Wolverton
As of January 14, 2025

Property Acquisition Progress by Location



Landowner Overview

Construction Footprint^{*}

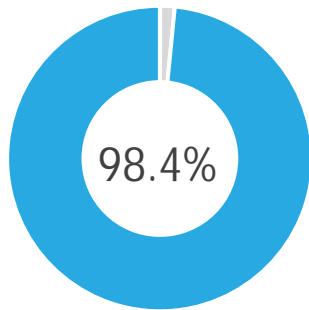


298 Owner Groups
264 in ND & 35 in MN⁺
292 settlements achieved
7 in litigation

98% of owner groups have settled



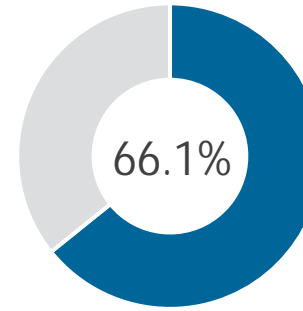
Parcels



576 Parcels
567 settlements achieved
9 in litigation

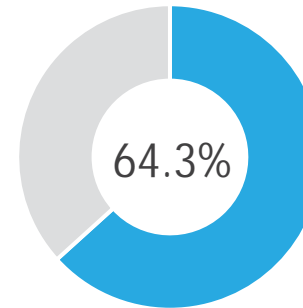
98.4% of parcels have been acquired

UMA Footprint^{**}



292 Owner Groups
223 in ND & 71 in MN⁺
193 settlements achieved
41 ongoing negotiations
66 in litigation

66.1% of owner groups have settled



653 Parcels
420 settlements achieved
72 ongoing negotiations
161 in litigation

64.3% of parcels have been acquired

^{*} Includes SWDCAI, SEAI, In-Town, Oxbow and Drayton

⁺ Some owner groups have property in both states

^{**} Includes Christine and Wolverton parcels

Key Activities



- Continued negotiating settlement agreements for existing eminent domain actions
 - Completed three (3) eminent domain trials in Cass County
 - Completed site inspections of Minnesota properties
 - Negotiated many settlements since completing the first trial
 - 9 pending settlement offers with property owners
- In the last month, successfully closed 1 parcel / 1 owner in the UMA
- 7 parcels / 3 owners (MN) and 19 parcels / 10 owners (ND) are settled and awaiting closing
- Continuing the process of disposing of Excess Lands
 - 55 parcels / 810.52 acres have been approved as Excess Lands
 - 12 parcels / 68.88 acres are moving through the Policy
 - 43 parcels / 741.64 acres have been sold or pending closing
- 20,805 acres of flowage easements have been acquired, and 6,285 acres are outstanding
- Continuing efforts to develop a detailed plan for the MFDA's post-operation debris clean-up and restoration program for private lands

Land Agent Reports



CCJWRD

- Providing relocation advisory and claim preparation services for people that are moving
- Providing final walk-through assistance as needed
- Processing RIMP reimbursement requests
- Assisting with mediations and settlement negotiations
- Conducting negotiations for City of Christine flowage easements and Horace Mobility Improvements

MCCJPA

- Providing relocation advisory and claim preparation services to people that are moving
- Providing final walk-through assistance as needed
- Processing RIMP reimbursement requests
- Assisting with mediations and settlement negotiations
- Conducting negotiations for Wolverton flowage easements

City of Fargo

Comparative Sales Tax Analysis of All Sales Tax Revenue - ACCRUAL BASIS

Data as of 1/14/2026

Payment Date	Collection Month	County Amount	County Collections	County Growth %	Split 94% MFDA	2% Sales Tax			(1.25% tax)		Total to MFDA - Annual	
						PSST Amount	Infra & FC Amount	Infra & FC Collections Total Amount	City Total Amount	City Growth %		Split <i>Infra & FC</i> 62.5 % MFDA
			18,665,744.93	-0.80%	17,545,800			54,801,717.71	59,778,861.04	-3.28%	34,251,074	51,796,874
12/19/2025	Oct-25	1,397,583.64				528,563.25	4,228,506.01					
11/24/2025	Sep-25	2,379,895.75				836,408.75	6,691,270.01					
10/21/2025	Aug-25	2,281,923.54				835,497.50	6,683,979.99					
9/22/2025	Jul-25	1,796,292.91				622,825.54	4,982,604.32					
8/21/2025	Jun-25	2,270,466.69				803,789.60	6,430,316.85					
7/22/2025	May-25	2,053,576.19				749,363.21	5,994,905.70					
6/20/2025	Apr-25	1,616,213.54				600,695.48	4,805,564.00					
5/21/2025	Mar-25	1,698,986.33					5,424,656.49					
4/23/2025	Feb-25	1,477,568.31					4,523,059.23					
3/21/2025	Jan-25	1,693,238.03					5,036,855.11					
2/21/2025	Dec-24	2,207,030.88	23,304,345.12	0.86%	21,906,084		6,626,714.99	69,824,744.71		0.83%	43,640,465	65,546,550
1/21/2025	Nov-24	2,281,112.22					6,540,733.39					
12/20/2024	Oct-24	1,764,529.62					5,342,358.63					
11/22/2024	Sept-24	2,257,740.11					6,622,406.84					
10/21/2024	Aug-24	2,088,361.27					6,284,633.45					
9/21/2024	July-24	1,746,626.42					5,168,111.30					
8/21/2024	June-24	2,659,707.17					7,859,913.01					
7/22/2024	May-24	1,348,902.41					4,252,926.43					
6/24/2024	Apr-24	1,759,660.73					5,404,517.72					
5/21/2024	Mar-24	2,276,388.27					6,980,911.25					
4/22/2024	Feb-24	1,023,591.77					3,163,097.74					
3/21/2024	Jan-24	1,890,694.25					5,578,419.96					
2023 Collections			23,106,462.71	8.18%	21,720,075			69,250,461.96		4.02%	43,281,539	65,001,614
2022 Collections			21,358,922.89	-2.56%	20,077,388			66,571,120.26		4.28%	41,606,950	61,684,338
2021 Collections			21,920,710.74	31.11%	20,605,468			63,840,810.53		29.90%	39,900,507	60,505,975
2020 Collections			16,719,327.13	0.30%	15,716,168			49,146,842.57		-5.00%	30,716,777	46,432,944
2019 Collections			16,670,136.34	6.04%	15,669,928			51,732,824.69		7.36%	32,333,015	48,002,944
2018 Collections			15,720,221.20		14,777,008			48,185,965.90			30,116,229	44,893,237
2017 Collections			2,796,024.89		2,628,263							
Totals Since 2019		\$	160,261,896					\$	482,396,545			

^ Note per Susan's discussion with the Tax Department:

Oct tax collections were due to the tax department on Nov 30, which was a Sunday. Holiday deadlines are moved to the next business day, in this case, Monday Dec 1. All of the Monday, Dec 1 receipts are reported in NOVEMBER's collections, which will be remitted to us in January

Additionally, I was told that the tax department had a software update the last week of November which resulted in some taxpayers not being able to get into their system to pay October taxes until the following week. Those tax payments were receipted in December so they will be reported in NOVEMBER's collections and remitted to us in January.

I'm expecting a big swing with November collections remitted in January.

Policy Type: Governance Policies

Board Member Code of Ethics/Conflict of Interest

The purpose of "A Matter of Trust: Our Code of Ethics" is to help ensure that all Board Members of the MFDA Board adhere to and promote proper ethical standards, abide by the law, and preserve the organization's integrity, reputation, and professional and business relationships.

Before taking any action or casting a vote regarding a matter before the Board that would constitute a conflict of interest under North Dakota law or as set forth in this Agreement, Board Member(s) must disclose such conflict(s) and abstain from voting on the matter involving the conflict of interest as well as from participating in Board discussions and deliberations on the matter involving the conflict of interest. Conflicts of interest include, but are not limited to, all conflicts of interest under North Dakota and Minnesota law as well as membership on a Governing Body and status as a controlling officer; membership of a board; mayor, president, or chief executive of a political subdivision, a public entity, and private entity engaged in legal or administrative action; or matters of pending litigation and active litigation in which the MFDA is an adverse party. Any Board member with a conflict of interest shall not be entitled to participate in an executive session of the Board held pursuant to Section 5.11 of the JPA.

Recognizing it is not possible to address all ways in which ethical issues may arise, the following principles are intended to guide making sound judgments and decisions on behalf of MFDA and its Purpose.

Pledge of Personal and Professional Conduct

- **Integrity** -- I will demonstrate the highest standards of individual conduct, personal accountability, trustworthiness, fair dealings, considerations of the rights of others, and the highest principles of good business relationships.
- **Excellence** -- I will strive to meet the highest performance, quality, service, and achievement standards.
- **Honesty** -- I will communicate directly, respectfully, honestly, and openly and avoid misrepresentation, including misrepresentation through omission.
- **Diversity** -- I will support and value diversity -- promoting an environment that embraces all people's similarities and differences to the organization.
- **Respect** -- I will respect and act fairly toward all those I encounter and refuse to engage in or tolerate any form of discrimination or harassment.
- **Responsibility** -- I will take responsibility for my actions and decisions and remain a careful steward of funds and resources.
- **Compliance** -- I will comply with the MFDA Code of Ethics and all laws and regulations.



A Matter of Trust: The MFDA Code of Ethics Board Members Certificate

I acknowledge that I have received and read my copy of the Metro Flood Diversion Authority Code of Ethics for Board Members. I understand that I am responsible for adhering to the Code of Ethics principles, and I confirm that I will conduct myself in accordance with the Code of Ethics principles. The certificate process is mandatory for all Board Members.

I am in compliance with the policy.

Printed Name

Signature

Date

Please sign and date this certificate and return it to the Board Secretary.