

Board Agenda

Diversion Board of Authority

February 26, 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 January 22, 2026 [Attachment 01.00] (Pg. 3)
3. Approve Order of Agenda
4. **CONSENT AGENDA – APPROVE THE FOLLOWING:**
 - a. Finance Report [Attachment 02.00] (Pg. 8)
 - b. Voucher Approval [Attachment 03.00] (Pg. 31)
 - c. DA Board Approval Contracting Actions [Attachment 04.00] (Pg. 63)
 - i. JT Lawn Service Task Order 3, Amendment 0 [Attachment 04.01] (Pg. 65)
 - ii. WP52F – North Pleasant Cemetery Award Recommendation [Attachment 04.02] (Pg. 67)

REGULAR AGENDA:

5. Executive Director Update
6. General Counsel Update
 - a. First WIFIA Draw Submittal
7. Project Updates
 - a. USACE Project Update [Attachment 05.00] (Pg. 70)
 - b. SWDCAI Project Update [Attachment 06.00] (Pg. 72)
 - c. Project Safety Update [Attachment 07.00] (Pg. 73)
 - d. P3 Monthly Update [Attachment 08.00] (Pg. 74)
 - e. Monthly Drone Footage Video
8. Communications Team Update
9. Land Management Update
 - a. Property Acquisition Status Report [Attachment 09.00] (Pg. 112)

10. Finance Update

- a. Sales Tax Update
[Attachment 10.00] (Pg. 119)

11. Other Business

12. Public Comment – 15 minutes maximum. Each speaker is limited to three minutes.

13. Next Meetings: March 26, 2026

14. Adjournment

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 – January 22, 2026

City of Fargo Commission Chambers

A regular meeting of the Metro Flood Diversion Authority Board of Authority was held on January 22, 2026. 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; 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 and Kevin Campbell, Clay 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 MINUTES FROM THE DECEMBER 18, 2025, MFDA BOARD OF AUTHORITY MEETING
MOTION PASSED**

Ms. Borgen moved to approve the minutes from the December 18, 2025, meeting and Mayor Dardis seconded the motion. On a voice vote, the motion carried.

**3. APPROVE THE MINUTES FROM THE JANUARY 8, 2026, MFDA ANNUAL MEETING
MOTION PASSED**

Mayor Dardis moved to approve the minutes from the January 8, 2026, annual meeting and Mr. Ebinger seconded the motion. On a voice vote, the motion carried.

**4. APPROVE THE ORDER OF THE AGENDA
MOTION PASSED**

Ms. Kolpack moved to approve the order of the agenda as presented and Mr. Steen seconded the motion. On a voice vote, the motion carried.

**5. APPROVE THE CONSENT AGENDA
MOTION PASSED**

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

6. EXECUTIVE DIRECTOR UPDATE

Mr. Benson reported that the 2026 annual increase for consultants will be 3%. Mr. Benson also reported that Senator John Hoeven was in Fargo on January 20th, and held a roundtable meeting to provide an update on North Dakota water projects and to relay that the Senate has approved allowing the MFDA to

receive approximately \$100,000,000 to \$120,000,000, from the USACE. The receipt of the funds requires an amendment to the PPA and the USACE is required to go through their standard process to release the funds. It is anticipated that approximately half of the payment will be received late summer or early fall 2026 and the remainder of the funds will be received in early 2027.

7. GENERAL COUNSEL UPDATE

Mr. Shockley did not have an update to report.

8. 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 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.

b. SWDCAI Project Update

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

Interim Completion

- CR-4/31 Crossing
- Channel Reach 2
- CR-32 Crossing
- Berlin Township Drain Inlet

“Functional”

- Channel Reach 3
- Channel Reach 4

30- to 60-Day Outlook

- Channel Reaches 3 thru 6

Misc. Updates

- BNSF KO
- Channel Reaches 8 & 9

c. Project Safety Update

Mr. Barthel provided the safety update for the period December 1 to December 31, 2025. He reported that there were a few more recordable events in December with a few trips and falls that were recordable likely related to the icy conditions, and an incident involving an eye injury. With the adverse conditions that the crews are dealing with, additional precautions have been put in place to avoid injuries. There were no other incidents to report.

d. P3 Monthly Update

Mr. Barthel highlighted the payments and invoicing section in the January P3 monthly update.

Payments to RRVA

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.

Additional Milestone Payments – Series A & B Invoices Combined

Hillsboro Shoofly Install	29	\$4,249,352
Prosper Shoofly Install	32	\$3,195,335
KO EB Shoofly Install	35	\$3,472,708
KO WB Shoofly Install	38	\$3,472,708
Legal Drain 29	11	\$1,717,383
CR 32 Crossing	26	\$8,327,806
Drain Inlet associated with Legal Drain 30	12	\$3,193,006
Sub-Total		\$27,628,298

Series A Invoices - Additional Milestone Advance Payments

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/imprvmts	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 Developer
Removal of the BNSF Hillsboro Subdivision Line Crossing Shoofly	31	\$1,358,017	Paid 12/16/2025
Removal of the BNSF Prosper Subdivision Line Crossing Shoofly	34	\$1,020,732	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	Paid 12/5/2025
CR 20 Crossing	55	\$5,187,908	Paid 8/18/2025
Sub-Total		\$71,059,466	
Advance Payment Not to Exceed Limit		\$108,000,000	

The tables can be viewed in their 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 January 2026 was viewed.

9. COMMUNICATIONS TEAM UPDATE

Ms. Wieser Willson provided the following communications update:

PR/Media Relations:

- Year-end construction update
- Garrison Dam comparison
- 2026 cash budget
- USACE underspend legislation
- Underspend press conference
- Western Builder project update

Newsletter:

- Year-in-Review issue infographic and video
- 46.7% open rate
- 9.7% click rate
- Next issue: Technology

10. LAND MANAGEMENT UPDATE

a. Property Acquisition Status Report

Mr. Fisher provided the following property acquisition status report:

- 98.4% completion in the Construction Footprint
- 64.3% completion in the UMA Footprint
- 95.3% of the parcels in the Southern Embankment have been acquired
- 64.3% 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 (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

11. FINANCE UPDATE

a. Finance Meeting Update

Mayor Dardis reported that the bills payable through January 14, 2026, in the amount of \$1,257,444, were approved. The current net cash position is \$262,272,122, and Consent Agenda items a-d were also approved. The final 2025 sales tax receipts from the City of Fargo and Cass County came in at \$64,245,000, approximately \$2,000,000, less than projected.

MOTION PASSED

Mayor Dardis moved to approve the finance report as presented and Mayor Carlson seconded the motion. On a voice vote, the motion carried.

12. OTHER BUSINESS

a. MFDA Code of Ethics

Mr. Benson noted that the Governance Policy Code of Ethics document has been distributed and asked that each board member review, sign and turn-in prior to leaving.

b. Executive Director Annual Review

Mr. Grindberg provided a summary of the results of the executive director's performance review and reported that Mr. Benson received an average score of 4 in most areas and noted that positive comments were also included.

13. PUBLIC COMMENT

There were no public comments.

14. NEXT MEETING

The next meeting will be on February 26, 2026.

15. ADJOURNMENT

The meeting adjourned at 3:58 PM.

**FM Metropolitan Area Flood Risk Management Project
Statement of Net Position
January 31, 2026**

	FM Diversion Project Fund	Budget Fund	Risk Sharing Fund	Grand Total
Assets				
Cash	\$ 173,725,593	\$ 731,347	\$ 10,000,000	\$ 184,456,940
Cash Horace 3.01 MIT	4,585,920	-		4,585,920
Cash BRRWD	9,320,318	-		9,320,318
Cash Held In Trust at BND				
Excess Revenue Fund	683,782	-	-	683,782
Temp Debt Obligation Fund	2,070,238	-	-	2,070,238
Authority Loan Fund	332,790	-		332,790
P3 Reserve Fund	16,692,486	-	-	16,692,486
SRF Loan Reserve Fund	2,364,023			2,364,023
Revenue Fund	3,906			3,906
Prepaid Expense	2,270,319	-	-	2,270,319
Refundable Deposit	50,000			50,000
Total assets	212,099,374	731,347	10,000,000	222,830,721
Liabilities				
Vouchers payable	-	-	-	-
Retainage payable	134,066	-	-	134,066
Rent Deposit	13,250	-	-	13,250
Total liabilities	147,316	-	-	147,316
NET POSITION	\$ 211,952,058	\$ 731,347	\$ 10,000,000	\$ 222,683,405

Month Reported	Cash
Jan-26	\$ 224,584,549
Feb-26	\$ 184,456,940
Mar-26	
Apr-26	
May-26	
Jun-26	
Jul-26	
Aug-26	
Sep-26	
Oct-26	
Nov-26	
Dec-26	

Summary Of Expenses
EXP-2026-01

Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
770-7910-429.11-00	29/01/2026	350995	Cass County Government	\$88,593.84	DEC DIVERSION PAYROLL	V00106	EXECUTIVE DIRECTOR
Full Time Staff / Salaries				\$88,593.84			
770-7910-429.20-01	29/01/2026	350995	Cass County Government	\$12,467.96	DEC DIVERSION PAYROLL	V00106	EXECUTIVE DIRECTOR
Employee Benefits / Health Insurance				\$12,467.96			
770-7910-429.20-03	29/01/2026	350995	Cass County Government	\$200.00	DEC DIVERSION PAYROLL	V00106	EXECUTIVE DIRECTOR
Employee Benefits / Dental Insurance				\$200.00			
770-7910-429.20-06	29/01/2026	350995	Cass County Government	\$43.80	DEC DIVERSION PAYROLL	V00106	EXECUTIVE DIRECTOR
Employee Benefits / Vision Insurance				\$43.80			
770-7910-429.21-01	29/01/2026	350995	Cass County Government	\$2,698.78	DEC DIVERSION PAYROLL	V00106	EXECUTIVE DIRECTOR
Employee Benefits / Social Security				\$2,698.78			
770-7910-429.21-02	29/01/2026	350995	Cass County Government	\$1,253.94	DEC DIVERSION PAYROLL	V00106	EXECUTIVE DIRECTOR
Employee Benefits / Medicare				\$1,253.94			
770-7910-429.22-07	29/01/2026	350995	Cass County Government	\$10,891.32	DEC DIVERSION PAYROLL	V00106	EXECUTIVE DIRECTOR
Pension Benefits / Retirement				\$10,891.32			
770-7910-429.34-15	29/01/2026	351007	CONSOLIDATED COMMUNI	\$500.00	ACCT #701-150-0113/0	V00106	EXECUTIVE DIRECTOR
	29/01/2026	351074	Network Center Inc.	\$1,603.88	DIVERSION IT SERVICES	V13801	IT SERVICE AGREEMENT
Technical Services / Computer Services				\$2,103.88			
770-7910-429.53-20	29/01/2026	350995	Cass County Government	\$367.83	DEC DIVERSION MISC EXP	V00106	EXECUTIVE DIRECTOR
Communications / Cellular Phone Service				\$367.83			
770-7910-429.56-60	29/01/2026	350995	Cass County Government	\$1,858.90	DEC DIVERSION MISC EXP	V00106	EXECUTIVE DIRECTOR
In State Travel / In State Travel Expenses				\$1,858.90			
770-7910-429.57-60	29/01/2026	350995	Cass County Government	\$99.32	DEC DIVERSION MISC EXP	V00106	EXECUTIVE DIRECTOR
Out of State Travel / Out of State Travel Exp				\$99.32			
770-7910-429.59-20	29/01/2026	350995	Cass County Government	\$360.00	DEC DIVERSION MISC EXP	V00106	EXECUTIVE DIRECTOR
Education / Seminar & Conf. Instate				\$360.00			

Summary Of Expenses
EXP-2026-01

Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
770-7910-429.59-21	29/01/2026	350995	Cass County Government	(\$320.00)	DEC DIVERSION MISC EXP	V00106	EXECUTIVE DIRECTOR
Education / Seminar & Conf. Outstate				(\$320.00)			
770-7910-429.61-10	29/01/2026	350995	Cass County Government	\$484.00	DEC DIVERSION MISC EXP	V00106	EXECUTIVE DIRECTOR
General Supplies / Office Supplies				\$484.00			
770 Subtotal				\$121,103.57			
790-0000-206.10-00	08/01/2026	350586	Schmidt and Sons Inc.	\$8,500.00	Pay retainage	V03823	TO10 - OIN 1916
	22/01/2026	350917	RJ Zavoral & Sons Inc.	\$57,220.41	Pay retainage	V14701	RAYMOND TOWNSHIP MOBILITY
Retainage				\$65,720.41			
790-7910-429.33-25	29/01/2026	351082	OHNSTAD TWICHELL PC	\$100,110.50	DIVERSION LEGAL SERVICES	V00102	General & Admin. WIK
Other Services / Legal Services				\$100,110.50			
790-7910-429.34-20	08/01/2026	350520	C THREE MEDIA, LLC	\$15,304.73	VIDEOGRAPHY SERVICES	V08601	VIDEOGRAPHY
	29/01/2026	351073	Neon Loon Communications, LL	\$8,738.75	DEC COMMUNICATIONS SUPPOR	V09601	COMMUNICATIONS SUPPORT
Technical Services / Marketing / Public Relat.				\$24,043.48			
790-7910-429.34-40	08/01/2026	350535	Flint Group	\$1,250.00	DIVERSION WEBSITE DESIGN	V10201	WEBSITE DESIGN
Technical Services / Web Site Develop/Maintain				\$1,250.00			
790-7910-429.34-56	26/01/2026	EK01260	City of Fargo	\$18,547.75	FISCAL AGENT FEE - 01/26	V05902	MONTHLY FISCAL AGENT FEE
Technical Services / FMDA Fiscal Agent Fees				\$18,547.75			
790-7910-429.42-05	29/01/2026	350980	Ambassador, Inc.	\$925.00	JAN-DIVERSION CLEANING	V10501	JANITORIAL SERVICES
Cleaning Services / Custodial Services				\$925.00			
790-7910-429.43-50	21/01/2026	EK01260	Affinitext Inc	\$6,785.89	REC WIRE PMT TO AFFINITEX	V11001	DOCUMENT MGMT SERVICES
Repair and Maintenance / Maintenance Service Contract				\$6,785.89			
790-7915-429.33-05	08/01/2026	350546	HOUSTON-MOORE GROUP L	\$168,121.60	1101 FM AREA DIVERSION PR	V01633	DESIGN & CONST. SUPPORT
	08/01/2026	350546	HOUSTON-MOORE GROUP L	\$292,236.55	DIVERSION PROJECT	V01634	H&H MITIG. & PERMIT SUPPO
	29/01/2026	351002	MOORE ENGINEERING INC	\$875.00	MOORE ENGINEERING	V01201	Cass Joint Water OHB
	29/01/2026	351042	HOUSTON-MOORE GROUP L	\$234,126.38	DIVERSION PROJECT	V01634	H&H MITIG. & PERMIT SUPPO
Other Services / Engineering Services				\$695,359.53			

Summary Of Expenses
EXP-2026-01

Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
790-7920-429.33-05	08/01/2026	350546	HOUSTON-MOORE GROUP L	\$63,840.25	DIVERSION PROJECT	V01634	H&H MITIG. & PERMIT SUPPO
	08/01/2026	350546	HOUSTON-MOORE GROUP L	\$33,792.15	1101 FM AREA DIVERSION PR	V01633	DESIGN & CONST. SUPPORT
	29/01/2026	351042	HOUSTON-MOORE GROUP L	\$33,732.55	DIVERSION PROJECT	V01634	H&H MITIG. & PERMIT SUPPO
Other Services / Engineering Services				\$131,364.95			
790-7920-429.33-79	15/01/2026	350672	CH2M Hill Engineers Inc	\$439,968.36	PROGRAM MGMT & SERVICES	V00211	CH2M HILL-6/2019-12/2021
	15/01/2026	350672	CH2M Hill Engineers Inc	\$706,825.02	P3 SUPPORT SERVICES	V00212	P3 PROCUREMENT SUPPORT
Other Services / Construction Management				\$1,146,793.38			
790-7930-429.33-05	08/01/2026	350503	ADVANCED ENGINEERING I	\$93,826.14	DIVERSION PROJECT	V00302	PROGRAM MGMT SERVICES
	08/01/2026	350546	HOUSTON-MOORE GROUP L	\$59,716.15	1101 FM AREA DIVERSION PR	V01633	DESIGN & CONST. SUPPORT
	08/01/2026	350546	HOUSTON-MOORE GROUP L	\$6,572.80	DIVERSION PROJECT	V01634	H&H MITIG. & PERMIT SUPPO
	29/01/2026	351002	HDR Engineering, Inc.	\$7,637.50	HDR ENGINEERING	V01201	Cass Joint Water OHB
	29/01/2026	351002	SRF Consulting Group	\$16,468.72	SRF CONSULTING GROUP	V01201	Cass Joint Water OHB
	29/01/2026	351002	ULTEIG ENGINEERS INC	\$217.50	ULTEIG	V01201	Cass Joint Water OHB
	29/01/2026	351042	HOUSTON-MOORE GROUP L	\$3,177.50	DIVERSION PROJECT	V01634	H&H MITIG. & PERMIT SUPPO
Other Services / Engineering Services				\$187,616.31			
790-7930-429.33-25	29/01/2026	351002	Larkin Hoffman Attorneys	\$10,840.00	LARKIN HOFFMAN	V01201	Cass Joint Water OHB
	29/01/2026	351002	OHNSTAD TWICHELL PC	\$275,008.77	OHNSTAD TWICHELL	V01201	Cass Joint Water OHB
	29/01/2026	351059	Larkin Hoffman Attorneys	\$51.00	DIVERSION SERVICES	V14801	LEGAL SERVICES
Other Services / Legal Services				\$285,899.77			
790-7930-429.33-47	22/01/2026	350927	Jodi Smith	\$4,160.00	NOV CONSULTING	V13701	LAND ACQUISITION CONSULTIN
	29/01/2026	351098	Jodi Smith	\$4,965.48	DECEMBER CONSULTING	V13701	LAND ACQUISITION CONSULTIN
Other Services / Consulting Services				\$9,125.48			
790-7930-429.33-79	15/01/2026	350672	CH2M Hill Engineers Inc	\$1,885.08	PROPERTY ACQUSITION	V00210	CH2M HILL-LAND ACQUISITON
Other Services / Construction Management				\$1,885.08			
790-7930-429.52-70	29/01/2026	351116	Watts and Associates, Inc.	\$827.14	CROP INS DEVEL	V06901	CROP INSURANCE DEVELOPMN
Insurance / Crop Insurance				\$827.14			
790-7930-429.61-50	29/01/2026	351002	CASS COUNTY JOINT WATE	\$34.20	POSTAGE REIMBURSEMENT	V01201	Cass Joint Water OHB
General Supplies / Postage				\$34.20			

Summary Of Expenses
EXP-2026-01

Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
790-7930-429.62-51	22/01/2026	350824	Cass County Electric Cooperativ	\$113.00	ACCT #1184422 DIVERSION	V01701	ND LAND PURCH-OUT OF TOWN
	29/01/2026	351002	Cass County Electric Cooperativ	\$328.05	CASS COUNTY ELECTRIC	V01701	ND LAND PURCH-OUT OF TOWN
Energy / Electricity				\$441.05			
790-7930-429.67-11	29/01/2026	351002	0831 - LOFFELMACHER	\$15,000.00	JOHN LOFFELMACHER	V01701	ND LAND PURCH-OUT OF TOWN
	29/01/2026	351002	1953 - MOE	\$11,054.07	GAIL MOE-JEAN FARINELLA	V01701	ND LAND PURCH-OUT OF TOWN
	29/01/2026	351002	2002 - REDLIN	\$9,750.00	GARY & PATRICIA REDLIN	V01701	ND LAND PURCH-OUT OF TOWN
	29/01/2026	351002	8386 - LEO A & AMY M COSS	\$32,440.71	KENT WESTBY	V01701	ND LAND PURCH-OUT OF TOWN
Relocation / Residential Buildings				\$68,244.78			
790-7930-429.67-12	29/01/2026	351002	1112 - TERRY M & KRISTIE	\$2,050.00	JOSEPH & JOLENE SAUVAGEU	V01701	ND LAND PURCH-OUT OF TOWN
	29/01/2026	351002	1113 - TERRY M & KRISTIE	\$2,050.00	JOSEPH & JOLENE SAUVAGEU	V01701	ND LAND PURCH-OUT OF TOWN
	29/01/2026	351002	2002 - REDLIN	\$87,727.00	REDLIN ENGINE DESIGN	V01701	ND LAND PURCH-OUT OF TOWN
Relocation / Commercial Buildings				\$91,827.00			
790-7930-429.68-10	29/01/2026	351002	Kurt Geroszhans	\$5,376.00	KURT GEROSZHANS	V01201	Cass Joint Water OHB
Miscellaneous / Miscellaneous				\$5,376.00			
790-7930-429.71-30	29/01/2026	351002	0818X - LAWRENCE & SUSA	\$97,061.72	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
	29/01/2026	351002	0873 - RICKER	\$1,000.00	ALLEN & DINA RICKER	V01701	ND LAND PURCH-OUT OF TOWN
	29/01/2026	351002	9661 - ANDERSON 12	(\$5,609.00)	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
Land / Land Purchases				\$92,452.72			
790-7930-429.71-31	29/01/2026	351002	0842 - HANSON 2	(\$1,220.00)	AALAND LAW OFFICE	V01701	ND LAND PURCH-OUT OF TOWN
	29/01/2026	351002	2025 - ERICKSON 1	\$108,708.89	THE TITLE COMPANY	V01701	ND LAND PURCH-OUT OF TOWN
Land / Easements				\$107,488.89			
790-7930-429.73-20	08/01/2026	350586	Schmidt and Sons Inc.	\$60,728.00	PROP STRUCTURE MITIGATION	V03823	TO10 - OIN 1916
	08/01/2026	350586	Schmidt and Sons Inc.	\$88,220.00	PROP STRUCTURE MITIGATION	V03824	TO14-WP38C-OIN 1912
Infrastructure / Site Improvements				\$148,948.00			
790-7930-429.80-17	22/01/2026	350829	CASS COUNTY TREASURER	\$2,119.81	2025 TAXES-DIVERSION	V01701	ND LAND PURCH-OUT OF TOWN
Debt Service / Property Tax - FMDA				\$2,119.81			
790-7931-429.33-05	29/01/2026	351006	SRF Consulting Group	\$15,970.11	SRF CONSULTING GROUP	V06201	MCCJPA - MN ROE
Other Services / Engineering Services				\$15,970.11			

Summary Of Expenses
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Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
790-7931-429.33-25	29/01/2026	351006	Larkin Hoffman Attorneys	\$3,619.00	LARKIN HOFFMAN	V06201	MCCJPA - MN ROE
	29/01/2026	351006	OHNSTAD TWICHELL PC	\$28,327.46	OHNSTAD TWICHELL	V06201	MCCJPA - MN ROE
Other Services / Legal Services				\$31,946.46			
790-7931-429.33-32	29/01/2026	351006	CROWN APPRAISALS	\$18,000.00	CROWN APPRAISALS	V06201	MCCJPA - MN ROE
Other Services / Appraisal Services				\$18,000.00			
790-7931-429.54-10	29/01/2026	351006	New Century Press	\$9.29	NEW CENTURY PRESS	V06201	MCCJPA - MN ROE
Advertising / Legal Publications				\$9.29			
790-7931-429.62-51	29/01/2026	351006	LAKE REGION ELECTRIC CO	\$52.85	LAKE REGION ELECTRIC	V02301	MN LAND PURCHASES
	29/01/2026	351006	RED RIVER VALLEY COOPE	\$56.77	RED RIVER VALLEY COOP	V02301	MN LAND PURCHASES
Energy / Electricity				\$109.62			
790-7931-429.62-52	29/01/2026	351006	Dakota Plains AG	\$422.50	CHS DAKOTA PLAINS	V02301	MN LAND PURCHASES
	29/01/2026	351006	Farmers Union Oil Company of	\$386.47	FAMERS UNION OIL	V02301	MN LAND PURCHASES
Energy / Propane				\$808.97			
790-7931-429.67-11	29/01/2026	351006	1252 - KRAGERUD	\$23,070.33	KEITH & NORMA KRAGERUD	V02301	MN LAND PURCHASES
Relocation / Residential Buildings				\$23,070.33			
790-7931-429.71-30	29/01/2026	351006	1879N - MOORHEAD CLAY C	(\$500.00)	BCSS, LLC	V02301	MN LAND PURCHASES
	29/01/2026	EK13250	1879N - MOORHEAD CLAY C	\$500.00	RCLS DIVERSION RENT REV	V02301	MN LAND PURCHASES
Land / Land Purchases				\$0.00			
790-7931-429.71-31	29/01/2026	351006	1238 - UNIDENTIFIED	(\$2,905.43)	THE TITLE CO	V02301	MN LAND PURCHASES
	29/01/2026	351006	BNSF RAILWAY CO	\$7,500.00	BNSF RAILROAD	V02301	MN LAND PURCHASES
Land / Easements				\$4,594.57			
790-7940-429.33-06	08/01/2026	350519	BRAUN INTERTEC CORP	\$19,671.25	MATERIAL TESTING	V00407	TASK ORDER #5
Other Services / Quality Testing				\$19,671.25			
790-7940-429.34-50	27/01/2026	JH132500	City of Horace	\$29.36	DEC 25 DIVIDEND/ADMIN FEE	V11602	HORACE-ESCROW PFM FEES
Technical Services / Investment Management Svc				\$29.36			
790-7941-429.34-50	27/01/2026	JH132500	BUFFALO-RED RIVER WATE	\$42.45	DEC 25 INT/ADMIN FEES	V08304	BRRWD-ESCROW PFM FEES
Technical Services / Investment Management Svc				\$42.45			

Summary Of Expenses
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Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
790-7950-429.33-05	08/01/2026	350546	HOUSTON-MOORE GROUP L	\$362.75	1101 FM AREA DIVERSION PR	V01633	DESIGN & CONST. SUPPORT
	29/01/2026	351064	MOORE ENGINEERING INC	\$4,506.25	REIMB MOORE ENGINEERING	V08901	MAPLE RIVER-DRAIN EXPENSE
	29/01/2026	351093	MOORE ENGINEERING INC	\$12,020.75	REIMB MOORE ENGINEERING	V08801	RUSH RIVER-DRAIN EXPENSE
	29/01/2026	351100	MOORE ENGINEERING INC	\$5,838.60	REIMB MOORE ENGINEERING	V12201	SE CASS WRD MOU
	23/01/2026	EK13250	HOUSTON ENGINEERING IN	\$878.00	HOUSTON ENGINEERING INC	V05426	RR EROSION-UNIV & 52ND AV
Other Services / Engineering Services				\$23,606.35			
790-7950-429.33-06	08/01/2026	350519	BRAUN INTERTEC CORP	\$4,055.50	MATERIALS TESTING	V00405	ENVIRO. CONSULTING SERV
	15/01/2026	350656	BRAUN INTERTEC CORP	\$171,138.80	P3 OBSERVATION & TESTING	V00406	TASK ORDER #4
Other Services / Quality Testing				\$175,194.30			
790-7950-429.33-25	29/01/2026	351064	OHNSTAD TWICHELL PC	\$1,180.00	REIMB OHNSTAD TWICHELL	V08901	MAPLE RIVER-DRAIN EXPENSE
	29/01/2026	351093	OHNSTAD TWICHELL PC	\$441.00	REIMB OHNSTAD TWICHELL	V08801	RUSH RIVER-DRAIN EXPENSE
	29/01/2026	351100	OHNSTAD TWICHELL PC	\$49.00	REIMB OHNSTAD TWICHELL	V12201	SE CASS WRD MOU
	23/01/2026	EK13250	Serkland Law Firm	\$5,125.00	SERKLAND LAW FIRM	V05418	FLOOD ACQUISITIONS
Other Services / Legal Services				\$6,795.00			
790-7950-429.41-05	08/01/2026	350524	Cass Rural Water	\$30.22	ACCT 18789 DIVERSION	V05006	DIVERSION INLET UTILITY
Utility Services / Water and Sewer				\$30.22			
790-7950-429.54-10	29/01/2026	351093	FORUM COMMUNICATIONS	\$289.56	REIMB THE FORUM	V08801	RUSH RIVER-DRAIN EXPENSE
Advertising / Legal Publications				\$289.56			
790-7950-429.73-20	15/01/2026	350750	Midcontinent Communications	\$43,786.88	RELOCATION	V03504	TO3-RELOCATION - CR81
	22/01/2026	350834	Comstock Construction	\$92,751.10	MAPLE RIVER BENCHING PROJ	V15001	MAPLE RIVER BENCHING PROJE
	29/01/2026	351100	DIRT DYNAMICS	\$156,202.00	REIMB DIRT DYNAMICS	V12201	SE CASS WRD MOU
Infrastructure / Site Improvements				\$292,739.98			

Summary Of Expenses
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Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
790-7950-429.73-52	22/01/2026	350872	INDUSTRIAL BUILDERS INC	\$273,348.00	EAGLE CEMETERY	V06015	WP52D-EAGLE CEMETERY FLO
	13/01/2026	EK01260	Red River Valley Alliance LLC	\$3,254,543.80	RECORD WIRE MILESTONE PMT	V11402	MILESTONE PAYMENTS
	26/01/2026	EK01260	Red River Valley Alliance LLC	\$851,623.60	RECORD WIRE MILESTONE PMT	V11402	MILESTONE PAYMENTS
	26/01/2026	EK01260	Red River Valley Alliance LLC	\$30,073,898.40	RECORD WIRE MILESTONE PMT	V11402	MILESTONE PAYMENTS
	06/01/2026	EK13250	Red River Valley Alliance LLC	\$1,296,977.00	RECORD WIRE MILESTONE PMT	V11402	MILESTONE PAYMENTS
	13/01/2026	EK13250	Red River Valley Alliance LLC	\$7,678,771.60	RECORD WIRE MILESTONE PMT	V11402	MILESTONE PAYMENTS
Infrastructure / Flood Control				\$43,429,162.40			
790-7950-429.73-59	29/01/2026	351006	CLAY COUNTY AUDITOR	\$89,091.54	CLAY CO HIGHWAY 2 PROJECT	V08303	COMSTOCK HIGHWAY 2
Infrastructure / Street & Roadway System				\$89,091.54			
790-7950-429.73-70	08/01/2026	350592	Steffl Drilling & Pump Inc.	\$60,450.00	RESERVOIR A WELLFIELD	V15301	WP47G-CRW RESERVIOR A
	29/01/2026	351003	Cass Rural Water	\$8,284.36	5057 171 AVE DISCONNECT	V05016	TO 9 - WP38C DISCONNECTS
	29/01/2026	351003	Cass Rural Water	\$8,284.36	5273 CO RD 81 DISCONNECT	V05016	TO 9 - WP38C DISCONNECTS
Infrastructure / Utilities				\$77,018.72			
790-7951-429.73-70	08/01/2026	350571	Minnesota Power Allete	\$93,795.63	DIVERSOIN PROJECT	V15401	TO01-LINE RAISE RED RIVER
Infrastructure / Utilities				\$93,795.63			
790-7952-429.33-05	08/01/2026	350546	HOUSTON-MOORE GROUP L	\$11,554.25	1101 FM AREA DIVERSION PR	V01633	DESIGN & CONST. SUPPORT
Other Services / Engineering Services				\$11,554.25			
790-7955-429.33-05	08/01/2026	350546	HOUSTON-MOORE GROUP L	\$2,449.00	1101 FM AREA DIVERSION PR	V02827	IN TOWN LEVY MAINTENANCE
Other Services / Engineering Services				\$2,449.00			
790-7959-429.33-05	23/01/2026	EK13250	APEX Engineering Group Inc	\$25,758.25	APEX ENGINEERING GROUP IN	V05432	STORM LIFT IMPR #27
Other Services / Engineering Services				\$25,758.25			
790-7959-429.73-52	23/01/2026	EK13250	Key Contracting Inc	\$17,378.08	KEY CONTRACTING INC	V05431	STORM LIFT IMPR #47 & #48
Infrastructure / Flood Control				\$17,378.08			
790-7990-429.33-05	08/01/2026	350546	HOUSTON-MOORE GROUP L	\$40,767.35	1101 FM AREA DIVERSION PR	V01633	DESIGN & CONST. SUPPORT
Other Services / Engineering Services				\$40,767.35			

Summary Of Expenses
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Account Number	Check Date	Check Number	Vendor Name	Transaction Amount	Description	Project Number	Project Description
790-7990-429.33-25	29/01/2026	351082	OHNSTAD TWICHELL PC	\$51,151.70	DIVERSION LEGAL SERVICES	V00102	General & Admin. WIK
	29/01/2026	351103	Swanson & Warcup	\$2,520.00	DIVERSION SERVICES	V14501	LEGAL SERVICES
Other Services / Legal Services				\$53,671.70			
790-7990-429.33-47	29/01/2026	351087	Program Advisor Services, LLC	\$15,244.00	DECEMBER CONSULTING	V05801	CONSULTING SERVICES
Other Services / Consulting Services				\$15,244.00			
790-7990-429.34-55	08/01/2026	350525	CDM Smith Inc.	\$4,675.00	JOHN MUNOZ FDFB MEMBER	V12701	FIN DISPUTE REVIEW BOARD
Technical Services / Financial Advisor				\$4,675.00			
790-7990-429.34-57	30/01/2026	2453	BANK OF NORTH DAKOTA	\$18,547.00	BND TRUSTEE FEE 1/2026	V08502	MONTHLY TRUSTEE FEE
Technical Services / FMDA Trustee Fees BND				\$18,547.00			
790-7998-555.90-81	26/01/2026	EK01260	Diversion Admin Budget Transfe	\$0.00	ANNUAL ADMIN BDGT TRF-JAN	VADMIN	Diversion Administration
FMDA Admin. Budget Fund				\$0.00			
790 Subtotal				\$47,685,207.86			

Total Amount Invoiced this period:	\$47,806,311.43	
	\$65,720.41	Less Paid Retainage
	\$47,740,591.02	Total Less Paid Retainage

Cumulative Vendor Payments Since Inception (Paid Only)

Vendor Name	Approved Contract/Invoiced Amount	Liquidated	Outstanding Encumbrance	Purpose
LAND PURCHASE	\$443,533,020.14	\$443,533,020.14	\$0.00	Land Purchase
RED RIVER VALLEY ALLIANCE LLC	\$176,189,050.66	\$176,189,050.66	\$0.00	P3 Developer payments
CH2M HILL ENGINEERS INC	\$169,823,404.31	\$145,415,591.63	\$24,407,812.68	Project & Construction Management
HOUSTON-MOORE GROUP LLC	\$100,127,631.93	\$86,754,362.76	\$13,373,269.17	Engineering Services
INDUSTRIAL BUILDERS INC	\$67,730,172.76	\$67,619,887.76	\$110,285.00	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	\$40,488,684.07	\$40,488,684.07	\$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	\$29,625,360.24	\$29,625,360.24	\$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	\$15,452,540.61	\$593,556.64	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	\$12,021,537.96	\$12,021,537.96	\$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	\$9,417,209.54	\$7,943,930.18	\$1,473,279.36	Engineering Services
CITY OF FARGO	\$9,008,075.61	\$9,002,436.86	\$5,638.75	Utility Relocation, Accounting Svcs, Interest on Deficit Funds
HOUSTON ENGINEERING INC	\$7,720,614.43	\$7,720,614.43	\$0.00	Engineering Services
CASS RURAL WATER	\$7,508,251.09	\$7,413,053.91	\$95,197.18	Utilities and Utility Relocation
CASS COUNTY GOVERNMENT	\$6,797,804.75	\$6,797,804.75	\$0.00	Gravel on County Rd 17 Bypass
SCHMIDT AND SONS INC.	\$6,579,081.23	\$6,027,036.23	\$552,045.00	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	\$4,094,217.16	\$2,247,490.27	Engineering Services

Cumulative Vendor Payments Since Inception (Paid Only)

Vendor Name	Approved Contract/Invoiced Amount	Liquidated	Outstanding Encumbrance	Purpose
CASS COUNTY ELECTRIC COOPERATIVE	\$5,973,718.65	\$4,720,828.47	\$1,252,890.18	Electrical Services
BRAUN INTERTEC CORP	\$5,875,185.56	\$4,324,013.91	\$1,551,171.65	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	\$3,606,213.80	\$3,606,213.80	\$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
PROGRAM ADVISOR SERVICES, LLC	\$3,409,228.39	\$2,909,228.39	\$500,000.00	Program Consulting Services
CLAY COUNTY AUDITOR	\$3,267,192.13	\$3,267,192.13	\$0.00	Property Taxes - MN
CROWN APPRAISALS	\$3,212,730.00	\$2,850,225.40	\$362,504.60	Flowage Easements Valuation and Appraisal Services
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
MAGELLAN PIPELINE	\$2,852,375.85	\$2,852,375.85	\$0.00	Utility Relocation
HDR ENGINEERING, INC.	\$2,695,082.37	\$2,258,990.70	\$436,091.67	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	\$1,719,870.99	\$1,719,870.99	\$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	\$1,584,815.37	\$1,584,815.37	\$0.00	Property Taxes
ULTEIG ENGINEERS INC	\$1,540,037.09	\$1,493,803.59	\$46,233.50	Land Acquisition Services
LARKIN HOFFMAN ATTORNEYS	\$1,514,889.32	\$1,514,889.32	\$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	\$1,092,092.17	\$1,092,092.17	\$0.00	Utility Relocation
CITY OF HORACE	\$1,080,129.73	\$1,080,129.73	\$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
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
NEON LOON COMMUNICATIONS, LLC	\$805,681.47	\$613,103.47	\$192,578.00	Communications Support
BORDER STATES PAVING, INC	\$762,980.64	\$762,980.64	\$0.00	Street repairs
APEX ENGINEERING GROUP INC	\$762,004.12	\$762,004.12	\$0.00	Engineering
RED RIVER VALLEY COOPERATIVE ASSOC	\$759,220.96	\$691,680.96	\$67,540.00	Electricity - Home Buyouts
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
WATTS AND ASSOCIATES, INC.	\$722,307.44	\$462,001.94	\$260,305.50	Crop insurance product development services
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	\$610,955.11	\$74,684.24	Videography Services
NORTHERN IMPROVEMENT COMPANY	\$682,385.59	\$682,385.59	\$0.00	CR-17 asphalt paving
DIRT DYNAMICS	\$667,087.37	\$667,087.37	\$0.00	HD18A1 - Oakcreek, Copperfield & Univerisy - Demo
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.	\$572,204.08	\$572,204.08	\$0.00	Raymond Township Mobility Improvements
MIDCONTINENT COMMUNICATIONS	\$566,425.77	\$574,957.29	(\$8,531.52)	Utility Relocation
RED RIVER BASIN COMMISSION	\$501,000.00	\$501,000.00	\$0.00	Retention Projects - Engineering Services
HOFFMAN & MCNAMARA CO.	\$491,334.67	\$491,334.67	\$0.00	General Landscaping and Planting (WP-42G)
BUFFALO-RED RIVER WATERSHED DISTRICT	\$484,638.60	\$484,638.60	\$0.00	Retention Projects - Engineering Services
RICK ELECTRIC INC	\$455,200.00	\$455,200.00	\$0.00	Riverwood Flood Risk Project - Electrical
BEAVER CREEK ARCHAEOLOGY	\$452,970.25	\$396,970.25	\$56,000.00	Engineering Services
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
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	\$92,751.10	\$269,306.60	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	\$60,450.00	\$239,100.00	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 FERCHE 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	\$10,238.38	\$244,761.62	Financial Dispute Resolution Board
FORUM COMMUNICATIONS	\$250,010.54	\$250,010.54	\$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
SERKLAND LAW FIRM	\$227,832.21	\$227,832.21	\$0.00	Legal services
WILLIAM D. SCEPANIAK, INC.	\$226,235.21	\$226,235.21	\$0.00	ROADWAY RESHAPING & AGGREGATE SURFACING
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	\$87,752.15	\$30,877.85	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: \$1,502,716,063.19 \$1,447,522,446.41 \$55,193,616.78

Data Through Date: 30 January 2026

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: 30 January 2026

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	1,054	469	376	80%	209	\$144,368,604
HC	380	4	376	100%	0	\$1,283,123
LEGACY	6	6	0	100%	0	\$759,198
UMA	582	452	0	78%	130	\$142,091,880
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: 30 January 2026

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	\$80,365,160
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	\$45,137,160
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	3,257	1,906	952	88%	399	\$466,131,567

FM Metropolitan Area Flood Risk Management Project
Lands Expense - Life To Date
As of January 31, 2026

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 - Minesota		1,542,370.79	-	-	-	1,542,370.79
Farmland Purchases		326,593,272.25	-	5,109,571.44	(21,438,976.36)	183,528,927.21

**FM Metropolitan Area Flood Risk Management Project
Lands Expense - Life To Date
As of January 31, 2026**

Property Address	Purchase Date	Purchase Price	Earnest Deposit	Relocation Assistance	Sale Proceeds	Total
Land Purchases		191,333,954.66	-	2,563,701.41	(10,395,728.86)	183,528,927.21
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 Township138 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 th 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	1,206,677.74				
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				
That part of Government Lot 3 and the Southeast Quarter of the Northwest Quarter of Section 3, Township 137 North, Range 49 West of the Fifth Principal Meridian, Cass County, North Dakota; and That part of Government Lot 3, Section 3, Township 137 North, Range 49 West of the Fifth Principal Meridian, Cass County, North Dakota	1/29/2026	97,061.72				
		391,428,251.68	-	39,880,699.23	(21,884,334.23)	409,424,616.68
				Property Management Expense		12,243,056.57
				Grand Total	\$	421,667,673.25

**FM Metropolitan Area Flood Risk Management Project
In-Town Levee Work
as of January 31, 2026**

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 01/31/2026

Total Authorized	\$	51,634,000.00
Funds Received to Date	\$	33,363,791.16
Available Balance Remaining	\$	18,270,208.84

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
16	1-Sept 2025 through 30-Sept 2025	\$ 98,377.00	23-Jan-26
Total		\$ 33,363,791.16	

Finance Committee Bills from February 2026

Vendor	Description		
Clay County	Comstock Reconstruction – Hwy 2 Reconstruction	\$	273,628.24
Buffalo-Red River Watershed District	BRRWD – City of Wolverton Project	\$	179,157.92
City of Christine	Reimburse legal & engineering costs related to MOU	\$	172,888.35
City of Comstock	Reimburse legal, acquisition & engineering costs related to MOU	\$	161,031.59
Clay County	Diversion bills – Request #62 MCCJPA	\$	111,297.41
Ohnstad Twichell, P.C.	Legal services rendered through January 21, 2026	\$	109,002.20
City of Fargo	2025 lift station operation/maintenance costs	\$	95,734.87
Buffalo-Red River Watershed District	BRRWD – City of Georgetown Project	\$	81,984.91
City of Fargo	Reimburse complementary in-town flood projects	\$	16,973.70
Rush River Water Resource District	Reimburse legal & engineering costs related to MOU	\$	7,693.00
Cass Rural Water	Reimburse legal costs related to MURA	\$	7,383.94
P3 Collaborative LLC, Christopher Kane	Technical Dispute Review Board (TDRB)	\$	4,950.00
Maple River Water Resource District	Reimburse legal & engineering costs related to MOU	\$	4,018.25
Southeast Cass Water Resource District	Reimburse legal & acquisition costs related to MOU	\$	3,726.00
Cass Rural Water	Reimburse legal & engineering costs related to MOU	\$	3,483.00
Southeast Cass Water Resource District	Reimburse engineering & construction costs related to MOU	\$	3,314.25
Cass County Joint Water Resource District	Diversion bills – Request #138 CCJWRD	\$	1,763.36
Swanson & Warcup	Legal services rendered through January 30, 2026	\$	1,710.00
Cass County	Reimburse misc expenses from Diversion Authority office	\$	1,429.02
Total Bills Received through February 17, 2026		\$	<u>1,241,170.01</u>

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: JANUARY 22, 2026

Acct # 90

ACCOUNT CHARGES	AMOUNT
County State Aid Highway 2 Reconstruction (SAP 14-602-031)	
Clay County Employee Preliminary Engineering through June 6, 2025	
Clay County Employees - Preliminary Engineering	2,359.98
Total Clay County Employee Preliminary Engineering	\$ 2,359.98
Professional Engineering Services through December 31, 2025	
Ulteig - Municipal Civil - Engineering Services	266,314.36
Total Engineering Services	266,314.36
Materials Testing & Inspection through November 7, 2025	
MN Department of Transportation - Materials Testing & Inspection	3,533.87
Total Materials Testing & Inspection	3,533.87
Permit Fees through May 30, 2025	
MN Department of Natural Resources - Permit Fee	120.00
Total Permit Fees	120.00
Advertising Services through June 20, 2025	
New Century Press - Advertisement for Bids	239.61
Total Advertising Services	239.61
Railroad Crossing Reconstruction Services through June 23, 2025	
BNSF Railway - Crossing Surface Reconstruction	1,060.42
Total Railroad Crossing Services	1,060.42
<i>* Itemized charges and invoice copies on succeeding pages</i>	

BALANCE DUE

\$ **273,628.24**

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

29-0100 PRELIMINARY ENGINEERING

DATE	EMP #	EMPLOYEE	HOURS	RATE	AMOUNT	FRINGE	TOTAL
6/2/2025	318	ERICKSON, BRAD	REG 8.00	42.88	343.04	141.06	484.10
6/3/2025	318	ERICKSON, BRAD	REG 7.50	42.88	321.60	132.24	453.84
6/4/2025	318	ERICKSON, BRAD	REG 8.00	42.88	343.04	141.06	484.10
6/5/2025	318	ERICKSON, BRAD	REG 8.00	42.88	343.04	141.06	484.10
6/6/2025	318	ERICKSON, BRAD	REG 7.50	42.88	321.60	132.24	453.84
LABOR TOTAL PRELIMINARY ENGINEERING					1,672.32	687.66	2,359.98
TOTAL PRELIMINARY ENGINEERING							

2,359.98

29-0300 PROFESSIONAL ENGINEERING

DATE	VENDOR #	VENDOR	INV #	AMOUNT	TOTAL
2/28/2025	50411	ULTEIG OPERATIONS, LLC	1055610	4,510.72	4,510.72
2/28/2025	50411	ULTEIG OPERATIONS, LLC	1055612	3,906.00	3,906.00
6/30/2025	50411	ULTEIG OPERATIONS, LLC	1064869	47,853.02	47,853.02
6/30/2025	50411	ULTEIG OPERATIONS, LLC	1064873	4,169.40	4,169.40
7/31/2025	50411	ULTEIG OPERATIONS, LLC	1069248	566.40	566.40
7/31/2025	50411	ULTEIG OPERATIONS, LLC	1069249	32,447.02	32,447.02
8/31/2025	50411	ULTEIG OPERATIONS, LLC	1070929	6,201.00	6,201.00
8/31/2025	50411	ULTEIG OPERATIONS, LLC	1070930	53,628.30	53,628.30
9/30/2025	50411	ULTEIG OPERATIONS, LLC	1073663	45,635.85	45,635.85
10/31/2025	50411	ULTEIG OPERATIONS, LLC	1075215	56,335.25	56,335.25
11/30/2025	50411	ULTEIG OPERATIONS, LLC	1077036	24.50	24.50
11/30/2025	50411	ULTEIG OPERATIONS, LLC	1077037	3,130.30	3,130.30
12/31/2025	50411	ULTEIG OPERATIONS, LLC	1079716	6,138.10	6,138.10
12/31/2025	50411	ULTEIG OPERATIONS, LLC	1079718	1,768.50	1,768.50
TOTAL PROFESSIONAL ENGINEERING					266,314.36

266,314.36

29-0300 MATERIALS TESTING AND INSPECTION

DATE	VENDOR #	VENDOR	INV #	AMOUNT	TOTAL
7/30/2025	2592	MN DEPT OF TRANSPORTATION	P 20374	693.74	693.74
9/8/2025	2592	MN DEPT OF TRANSPORTATION	P 20636	787.20	787.20
9/25/2025	2592	MN DEPT OF TRANSPORTATION	P 20636	16.75	16.75
10/17/2025	2592	MN DEPT OF TRANSPORTATION	P 20776	1,248.98	1,248.98
11/7/2025	2592	MN DEPT OF TRANSPORTATION	P 20895	787.20	787.20
TOTAL MATERIALS TESTING AND INSPECTION					3,533.87

3,533.87

28-0300 PERMIT FEES

DATE	VENDOR #	VENDOR	INV #	AMOUNT	TOTAL
5/30/2025	1172	MN DEPT OF NATURAL RESOURCES	235050	120.00	120.00
TOTAL PERMIT FEES					120.00

120.00

29-0100 ADVERTISING

DATE	VENDOR #	VENDOR	INV #	AMOUNT	TOTAL
6/6/2025	51185	NEW CENTURY PRESS	545575	79.87	79.87
6/13/2025	51185	NEW CENTURY PRESS	545576	79.87	79.87
6/20/2025	51185	NEW CENTURY PRESS	545577	79.87	79.87
TOTAL ADVERTISING					239.61

239.61

26-2560 RAILROAD CROSSING RECONSTRUCTION

DATE	VENDOR #	VENDOR	INV #	AMOUNT	TOTAL
6/23/2025	3059	BNSF RAILWAY COMPANY	95011571	1,060.42	1,060.42
TOTAL RAILROAD CROSSING RECONSTRUCTION					1,060.42

1,060.42

GRAND TOTAL SAP 14-602-031 PROJECT COSTS

273,628.24

City of Christine - SUMMARY OF INVOICING

Reimbursement Request #21

January 26, 2026

<u>Vendor</u>	<u>Invoice Date</u>	<u>Invoice #</u>	<u>Invoice Amount</u>
Moore Engineering, Inc.	1/20/2026	SIN007159	\$172,750.85
Total Moore Engineering, Inc.			\$172,750.85
Swanson & Warcup	12/31/2025	3936	\$32.12 \$27.50
Swanson & Warcup	11/30/2025	3823	\$117.14 \$110.00
Total Swanson & Warcup			\$137.50 \$149.26
Total Invoiced This Reimbursement Request			\$172,900.11 \$172,888.35

City of Comstock, MN - SUMMARY OF INVOICING
Comstock Lagoon Project **Reimbursement Request #20, Revision #2**
February 10, 2026

<u>Item No.</u>	<u>Vendor</u>	<u>Invoice Date</u>	<u>Invoice #/ Document Name</u>	<u>Invoice Amount</u>
<u>1.</u>	<u>Engineering Fees</u>			
1.1	Moore Engineering, Inc.	12/29/2025	SIN006800	\$19,244.87
1.2	Moore Engineering, Inc.	1/26/2026	SIN007228	\$17,952.25
	Total Moore Engineering, Inc.			\$37,197.12
<u>2.</u>	<u>Attorney Fees</u>			
2.1	Pemberton Law, P.L.L.P.	12/31/2025	Statement No. 11	\$1,217.50
2.2	Pemberton Law, P.L.L.P.	1/28/2026	Statement No. 12	\$4,714.00
	Total Pemberton Law, P.L.L.P.			\$5,931.50
<u>3.</u>	<u>Attorney Fees Previously Invoiced *</u>			
3.1	Pemberton Law, P.L.L.P.	4/30/2024	20247056-000M	(\$5,397.62)
	* Included with MFDA Reimbursement Request #16, 07/08/2024			
<u>4.</u>	<u>Minnesota Wetland Bank Credit Withdrawal Fees</u>			
4.1	Minnesota Board of Water and Soil Resources		MN BWSR Standard Credit Withdrawal Form	\$1,650.59
<u>5.</u>	<u>Wetland Credits</u>			
5.1	Jeffery Pender		Purchase Agreement	\$48,150.00
	* Seller of Wetland Banking Credits			
<u>6.</u>	<u>Right-of-Way/Easements</u>			
6.1	Andrew A Askegaard Revocable Living Trust and Edwin Askegaard AG Holdings, LLC	1/9/2026	Purchase Agreement	\$73,500.00
	- Property Purchase and Permanent Easements	\$58,575.00		
	- Temporary Construction Easement	\$14,925.00		
Total Invoiced This Reimbursement Request				\$161,031.59
Total Attorney Fees Previously Reimbursed				(\$5,397.62)



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

February 17, 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. All requests were approved or authorized by the Diversion Authority. The current invoice/expense reimbursement request is as follows:

Metro Flood Diversion Expense	\$111,797.41
Rent Received credit	<u>\$ -500.00</u>
Total Reimbursement Request	\$111,297.41

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

FM Diversion MCCJPA invoices					Processed			
Vendor	Invoice Date	Invoice Description	Invoice Amount	Invoice #	Date Approved	Date Paid	Check #	Reimb Request
Lake Region Electric Coop	1/7/26	svc 1007 100th ave	\$49.68		1/16/26	1/21/26	128952	2/17/2026
Ohnstad Twichell	1/5/26	Upstream mitigation	\$8,256.50	210530	1/12/26	1/21/26	572936	2/17/2026
Ohnstad Twichell	1/5/26	eminent domain wilkin	\$6,845.00	210533	1/12/26	1/21/26	572936	2/17/2026
Ohnstad Twichell	1/5/26	eminent domain clay	\$2,156.00	210532	1/12/26	1/21/26	572936	2/17/2026
Ohnstad Twichell	1/5/26	aaland law data practices request	\$2,407.48	210535	1/12/26	1/21/26	572936	2/17/2026
Ohnstad Twichell	1/5/26	general	\$3,562.00	210534	1/12/26	1/21/26	572936	2/17/2026
Ohnstad Twichell	1/5/26	Southern embankment	\$47.00	210531	1/12/26	1/21/26	572936	2/17/2026
Red River Valley Coop	1/5/26	svc 818 170th Ave S	\$54.77		1/16/26	1/21/26	572942	2/17/2026
Crown Appraisals, Inc.	12/31/25	flowage easement appraisals	\$26,500.00	5302	1/20/26	2/4/26	129158	2/17/2026
Larkin Hoffman	1/7/26	prof svc thru 12/31/25	\$280.00	868925	1/16/26	2/4/26	129181	2/17/2026
SRF Consulting Group	12/31/25	prof svc thru 12/31/25	\$4,581.53	13820.00-63	1/16/26	2/4/26	573137	2/17/2026
John Allen, Allen Law Office	1/29/26	prof svc MCCJPA	\$2,589.59		2/2/26	2/11/26	129237	2/17/2026
Wendy & Brad Buth	1/29/26	relocation reimbursement OIN 1826	\$1,760.00		2/2/26	2/11/26	129246	2/17/2026
Michael Dolan	1/29/26	commissioner reimbursement	\$2,707.86		2/2/26	2/11/26	129265	2/17/2026
Matt Ness Farms	1/29/26	relocation reimbursement OIN 1826	\$50,000.00		2/2/26	2/11/26	129286	2/17/2026
BCSS, LLC	1/23/26	land rent 3348 180th Ave S	-\$500.00	151378				2/17/2026

\$111,297.41

Attorneys at Law

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

Flood Diversion Board
 Bond Counsel Work - PPP

Date: February 5, 2026

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

PROFESSIONAL SERVICES RENDERED			
	Hours	Rate	Totals
JTS	130.2	\$416.00	\$54,163.20
CMM	6.3	\$410.00	\$2,583.00
LDA	9.1	\$410.00	\$3,731.00
KJS	17.3	\$410.00	\$7,093.00
JRS	1.1	\$385.00	\$423.50
KJM	14.4	\$385.00	\$5,544.00
TJF	14.2	\$300.00	\$4,260.00
ASM	63.2	\$270.00	\$17,064.00
JS	6.4	\$270.00	\$1,664.00
AJR	12.7	\$270.00	\$3,429.00
CRR	2.0	\$235.00	\$470.00
LDS	36.5	\$235.00	\$8,577.50
Total Fees:	313.4		\$109,002.20
Total Expenses:			\$0.00
Grand Total			\$109,002.20

		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. Stillweil, 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

PROFESSIONAL SERVICES RENDERED

15-1395 JTS Invoice # 000623/211887 Flood Diversion Board		Bond Counsel Work - P3
FILE NUMBER	MATTER DESCRIPTION	INVOICE - TOTAL FEES
151395-1	General Topics	\$53,960.50
151395-2	Executive Director	\$54.00
151395-4	Public Finance Issues	\$332.80
151395-5	Consultant Contract Review/Development	\$1,799.00
151395-8	MNDNR Permit Issues	\$1,664.00
151395-9	Environmental Permitting Issues/NEPA	\$249.60
151395-12	USACE Interface/Questions	\$135.00
151395-13	Third Party Utility MOU's	\$11,431.70
151395-17	EPA WIFIA Loan	\$3,253.50
151395-19	USACE WIFIA	\$332.80
151395-23	PRAM	\$82.00
151395-24	P3 Implementation	\$29,564.40
151395-27	UMA/Utility Review	\$369.00
151395-29	Deed Restrictions	\$270.00
151395-30	Dispute Review Board Matters	\$2,662.40
151395-32	2027 Subord Sales Tax Bond	\$2,841.50
TOTAL		\$109,002.20



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

February 13, 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 for reimbursement invoices paid totaling \$95,734.87. These costs are for the 2025 operation and maintenance of various project elements detailed below:

Project Element	Address	Amount
Lift Station #18	304 4th St S	\$ 38,521.52
Lift Station #18 Generator	304 4th St S	2,661.28
Lift Station #23	200 2nd St N	23,924.39
Lift Station #23 Generator	225 4th St N	2,058.83
Lift Station #1	1 2nd St S	2,967.51
Lift Station #26	97 Woodland Dr	3,511.95
Lift Station #29	875 Oak St N	5,655.69
Lift Station #75	200 15th Ave N	940.22
Oxbow Lift Station	5070 County Road 81	13,339.56
Oxbow Lift Station Generator	5070 County Road 81	246.90
	802 26th Ave S Unit LS	1,907.01
Total Reimbursement Request		\$ 95,734.87

In August 2019, the Metro Flood Diversion Board approved a resolution requesting that the City of Fargo undertake maintenance of miscellaneous project elements located within the City of Fargo. This resolution authorized the City to request reimbursement of such maintenance costs.

In 2018, the Metro Flood Diversion Board approved two MOUs that detail the cost share arrangements for the generators that serve the DA's lift stations. Pursuant to these MOUs, the DA will be responsible for 35% of the operation and maintenance costs of the generator that serves Storm Lift Station #23 and Fargo City Hall and 60% of the operation and maintenance costs of the generator that serves Storm Sewer Lift #18 and City of Fargo Sanitary Sewer Lift #1.

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

2025 Maintenance Costs
City of Fargo Storm Lift Stations #1, #18, #23, #26, #29 & #75
COF Expense to be Reimbursed by DA

Electrical Expense:

Location	Account Number	Statement Date	Service Dates	COF Check Number	COF Paid Date	Amount
200 2nd St N	51-4341057-3	2/3/2025	12/30/2024-2/2/2025	342593	2/13/2025	195.34
200 2nd St N	51-4341057-3	5/9/2025	2/2/2025-5/1/2025	344687	5/15/2025	2,713.03
200 2nd St N	51-4341057-3	7/7/2025	5/1/2025-6/30/2025	346214	7/17/2025	716.48
200 2nd St N	51-4341057-3	8/27/2025	6/30/2025-7/30/2025	347380	9/4/2025	395.84
200 2nd St N	51-4341057-3	9/2/2025	7/30/2025-8/28/2025	347592	9/11/2025	384.80
200 2nd St N	51-4341057-3	10/2/2025	8/28/2025-9/29/2025	348366	10/9/2025	372.15
200 2nd St N	51-4341057-3	11/5/2025	9/29/2025-10/28/2025	349238	11/13/2025	298.62
200 2nd St N	51-4341057-3	12/17/2025	10/28/2025-11/30/2025	350344	12/24/2025	817.13
200 2nd St N	51-4341057-3	1/13/2026	11/30/2025-12/29/2025	350946	1/13/2026	1,332.87
						7,226.26
304 4th St S	51-4341057-3	2/27/2025	1/15/2025-2/17/2025	343174	3/13/2025	1,832.74
304 4th St S	51-4341057-3	5/9/2025	2/17/2025-4/16/2025	344687	5/15/2025	2,722.21
304 4th St S	51-4341057-3	6/2/2025	4/16/2025-5/15/2025	345179	6/5/2025	959.27
304 4th St S	51-4341057-3	7/7/2025	5/15/2025-6/16/2025	346214	7/17/2025	1,023.88
304 4th St S	51-4341057-3	7/29/2025	6/16/2025-7/16/2025	346706	8/7/2025	1,357.90
304 4th St S	51-4341057-3	9/2/2025	7/16/2025-8/14/2025	347592	9/11/2025	1,813.54
304 4th St S	51-4341057-3	9/29/2025	8/14/2025-9/15/2025	348380	10/9/2025	999.69
304 4th St S	51-4341057-3	11/5/2025	9/15/2025-10/14/2025	349238	11/13/2025	1,028.08
304 4th St S	51-4341057-3	12/1/2025	10/14/2025-11/12/2025	349962	12/11/2025	1,736.86
304 4th St S	51-4341057-3	12/17/2025	11/12/2025-12/15/2025	350344	12/24/2025	2,934.88
						16,409.05
1 2nd St S	51-4341057-3	2/27/2025	1/16/2025-2/18/2025	343174	3/13/2025	277.88
1 2nd St S	51-4341057-3	5/9/2025	2/18/2025-4/17/2025	344687	5/15/2025	468.86
1 2nd St S	51-4341057-3	7/7/2025	4/17/2025-6/16/2025	346214	7/17/2025	364.28
1 2nd St S	51-4341057-3	7/29/2025	6/16/2025-7/16/2025	346706	8/7/2025	213.34
1 2nd St S	51-4341057-3	9/2/2025	7/16/2025-8/14/2025	347592	9/11/2025	210.07
1 2nd St S	51-4341057-3	9/29/2025	8/14/2025-9/15/2025	348380	10/9/2025	191.57
1 2nd St S	51-4341057-3	11/5/2025	9/15/2025-10/14/2025	349238	11/13/2025	190.24
1 2nd St S	51-4341057-3	12/1/2025	10/14/2025-11/12/2025	349962	12/11/2025	194.65
1 2nd St S	51-4341057-3	12/17/2025	11/12/2025-12/15/2025	350344	12/24/2025	240.17
						2,351.06
97 Woodland Dr	51-4341057-3	2/27/2025	01/06/2025-02/05/2025	343174	3/13/2025	86.11
97 Woodland Dr	51-4341057-3	5/9/2025	2/5/2025-5/6/2025	344687	5/15/2025	240.71
97 Woodland Dr	51-4341057-3	7/7/2025	5/6/2025-6/5/2025	346214	7/17/2025	77.09
97 Woodland Dr	51-4341057-3	7/29/2025	6/5/2025-7/7/2025	346706	8/7/2025	80.46
97 Woodland Dr	51-4341057-3	9/2/2025	7/7/2025-8/4/2025	347592	9/11/2025	56.07
97 Woodland Dr	51-4341057-3	9/29/2025	8/4/2025-9/3/2025	348380	10/9/2025	82.28
97 Woodland Dr	51-4341057-3	11/5/2025	9/3/2025-11/2/2025	349238	11/13/2025	107.96
97 Woodland Dr	51-4341057-3	12/17/2025	11/2/2025-12/3/2025	350344	12/24/2025	70.95
						801.63
875 Oak St N	51-4341057-3	2/3/2025	1/1/2025-1/29/2025	342593	2/13/2025	1,234.95
875 Oak St N	51-4341057-3	5/9/2025	1/29/2025-4/29/2025	344687	5/15/2025	418.81
875 Oak St N	51-4341057-3	6/2/2025	4/29/2025-5/29/2025	345179	6/5/2025	119.27
875 Oak St N	51-4341057-3	7/7/2025	5/29/2025-6/29/2025	346214	7/17/2025	161.31
875 Oak St N	51-4341057-3	8/27/2025	6/29/2025-7/29/2025	347380	9/4/2025	161.81
875 Oak St N	51-4341057-3	9/2/2025	7/29/2025-8/27/2025	347592	9/11/2025	157.92
875 Oak St N	51-4341057-3	9/29/2025	8/27/2025-9/28/2025	348380	10/9/2025	167.14
875 Oak St N	51-4341057-3	11/5/2025	9/28/2025-10/27/2025	349238	11/13/2025	172.28
875 Oak St N	51-4341057-3	12/1/2025	10/27/2025-11/26/2025	349962	12/11/2025	239.34
875 Oak St N	51-4341057-3	1/13/2026	11/26/2025-12/29/2025	350946	1/22/2026	322.04
						3,154.87
200 15th Ave N	51-4341057-3	2/27/2025	1/05/2025-2/04/2025	343174	3/13/2025	41.32
200 15th Ave N	51-4341057-3	5/9/2025	2/4/2025-5/5/2025	344687	5/15/2025	124.12
200 15th Ave N	51-4341057-3	7/7/2025	5/5/2025-6/4/2025	346214	7/17/2025	36.15
200 15th Ave N	51-4341057-3	7/29/2025	6/4/2025-7/6/2025	346706	8/7/2025	35.79
200 15th Ave N	51-4341057-3	9/2/2025	7/6/2025-8/4/2025	347592	9/11/2025	35.44
200 15th Ave N	51-4341057-3	9/29/2025	8/4/2025-9/3/2025	348380	10/9/2025	35.23
200 15th Ave N	51-4341057-3	11/5/2025	9/3/2025-10/30/2025	349238	11/13/2025	74.25
200 15th Ave N	51-4341057-3	12/17/2025	10/30/2025-12/2/2025	350344	12/24/2025	42.63
						424.93

Electrical Expense:

Location	Account Number	Statement Date	Service Dates	COF Check Number	COF Paid Date	Amount
802 26th Ave S Unit	51-4341057-3	2/27/2025	1/13/2025-2/12/2025	343174	3/13/2025	148.46
802 26th Ave S Unit	51-4341057-3	5/9/2025	2/12/2025-4/14/2025	344687	5/15/2025	329.69
802 26th Ave S Unit	51-4341057-3	6/2/2025	4/14/2025-5/13/2025	345179	6/5/2025	275.73
802 26th Ave S Unit	51-4341057-3	7/7/2025	5/13/2025-6/12/2025	346214	7/17/2025	486.68
802 26th Ave S Unit	51-4341057-3	7/29/2025	6/12/2025-7/14/2025	346706	8/7/2025	137.60
802 26th Ave S Unit	51-4341057-3	9/2/2025	7/14/2025-8/12/2025	347592	9/11/2025	111.48
802 26th Ave S Unit	51-4341057-3	9/29/2025	8/12/2025-9/11/2025	348380	10/9/2025	111.09
802 26th Ave S Unit	51-4341057-3	11/5/2025	9/11/2025-10/12/2025	349238	11/13/2025	124.56
802 26th Ave S Unit	51-4341057-3	12/5/2025	10/12/2025-11/9/2025	349962	12/11/2025	108.09
802 26th Ave S Unit	51-4341057-3	12/17/2025	11/09/2025-12/10/2025	350344	12/24/2025	73.63
						1,907.01
Oxbow Pumping Station	Cass County Electric - 219998	2/10/2025	12/31/2024-1/31/2025	342418	2/13/2025	1,012.00
Oxbow Pumping Station	Cass County Electric - 219998	3/10/2025	1/31/2025-2/28/2025	342991	3/13/2025	944.00
Oxbow Pumping Station	Cass County Electric - 219998	4/10/2025	2/28/2025-3/31/2025	343866	4/17/2025	811.00
Oxbow Pumping Station	Cass County Electric - 219998	5/9/2025	3/31/2025-4/30/2025	344518	5/15/2025	859.00
Oxbow Pumping Station	Cass County Electric - 219998	6/12/2025	4/30/2025-5/31/2025	345201	6/10/2025	882.00
Oxbow Pumping Station	Cass County Electric - 219998	7/10/2025	5/31/2025-6/30/2025	346059	7/17/2025	851.00
Oxbow Pumping Station	Cass County Electric - 219998	8/11/2025	7/1/2025-7/31/2025	346757	8/14/2025	883.00
Oxbow Pumping Station	Cass County Electric - 219998	9/10/2025	7/31/2025 - 8/31/2025	347620	9/15/2025	850.00
Oxbow Pumping Station	Cass County Electric - 219998	10/10/2025	8/31/2025-9/30/2025	348420	10/16/2025	575.00
Oxbow Pumping Station	Cass County Electric - 219998	11/10/2025	9/30/2025-10/31/2025	349286	11/20/2025	575.00
Oxbow Pumping Station	Cass County Electric - 219998	12/10/2025	10/31/2025 - 11/30/2025	350013	12/18/2025	666.00
Oxbow Pumping Station	Cass County Electric - 219998	1/8/2026	12/1/2025-12/31/2025	350827	1/22/2026	965.00
						9,873.00
Total Electric Expense						42,147.81

Insurance Expense:

Location	Insurance Type	COF Check Number	COF Paid Date	Total Costs	DA Share	Amount
200 2nd St N - Pump Station	SFT - 7/1/2025 - 6/30/2026	345863	7/10/2025	4,695.00	100%	4,695.00
225 4th St N - Generator	SFT - 7/1/2025 - 6/30/2026	345863	7/10/2025	339.00	35%	118.65
304 4th St S - Pump Station	SFT - 7/1/2025 - 6/30/2026	345863	7/10/2025	3,345.00	100%	3,345.00
304 4th St S - Generator	SFT - 7/1/2025 - 6/30/2026	345863	7/10/2025	514.00	60%	308.40
97 Woodland Dr - Pump Station	SFT - 7/1/2025 - 6/30/2026	345863	7/10/2025	192.00	100%	192.00
875 Oak St N - Pump Station	SFT - 7/1/2025 - 6/30/2026	345863	7/10/2025	61.00	100%	61.00
200 15th Ave N - Pump Station	SFT - 7/1/2025 - 6/30/2026	345863	7/10/2025	93.00	100%	93.00
Oxbow Lift -5070 County Rd 81	SFT - 7/1/2025 - 6/30/2026	345863	7/10/2025	1,419.00	100%	1,419.00
200 2nd St N - Pump Station	Boiler - 1/1/25-1/1/2026	343496 & 344958	3/27/2025 & 5/29/2025	1,291.00	100%	1,291.00
225 4th St N - Generator	Boiler - 1/1/25-1/1/2026	343496 & 344958	3/27/2025 & 5/29/2025	97.00	35%	33.95
304 4th St S - Pump Station	Boiler - 1/1/25-1/1/2026	343496 & 344958	3/27/2025 & 5/29/2025	920.00	100%	920.00
304 4th St S - Generator	Boiler - 1/1/25-1/1/2026	343496 & 344958	3/27/2025 & 5/29/2025	141.00	60%	84.60
97 Woodland Dr - Pump Station	Boiler - 1/1/25-1/1/2026	343496 & 344958	3/27/2025 & 5/29/2025	57.00	100%	57.00
875 Oak St N - Pump Station	Boiler - 1/1/25-1/1/2026	343496 & 344958	3/27/2025 & 5/29/2025	18.00	100%	18.00
200 15th Ave N - Pump Station	Boiler - 1/1/25-1/1/2026	343496 & 344958	3/27/2025 & 5/29/2025	28.00	100%	28.00
Oxbow Lift -5070 County Rd 81	Boiler - 1/1/25-1/1/2026	343496 & 344958	3/27/2025 & 5/29/2025	406.00	100%	406.00
Total Insurance Expense						13,070.60

Yearly Cleaning and Inspection:

Location	LS Operation	Yearly Inspections/		Diesel Fuel	Repairs/	Total Costs	DA Share	Amount				
	Check	Merger Test	WO	Fiber Install								
200 2nd St N - Pump Station	1,461.81	4,974.42	-	4,275.90	10,712.13	100%	10,712.13					
225 4th St N - Generator	-	5,446.38	-	-	5,446.38	35%	1,906.23					
304 4th St S - Pump Station	1,461.81	11,792.96	-	4,592.70	17,847.47	100%	17,847.47					
304 4th St S - Generator	-	484.00	-	3,296.47	3,780.47	60%	2,268.28					
1 2nd St S - Pump Station	10.71	605.74	-	-	616.45	100%	616.45					
97 Woodland Dr - Pump Station	980.93	1,480.39	-	-	2,461.32	100%	2,461.32					
875 Oak St N - Pump Station	980.93	393.39	-	1,047.50	2,421.82	100%	2,421.82					
875 Oak St N - Generator	-	339.00	-	-	339.00	60%	-					
200 15th Ave N - Pump Station	179.04	215.25	-	-	394.29	100%	394.29					
Oxbow Lift -5070 County Rd 81	10.71	411.94	-	1,218.91	1,641.56	100%	1,641.56					
Oxbow Lift -5070 County Rd 81 - Generator	-	411.50	-	-	411.50	60%	246.90					
						3,624.13	21,580.55	-	10,155.58	35,021.26		
Total Cleaning & Inspection Expense											40,516.46	

Total Expense for Period 95,734.87

460-3530-510.43-92
FLDLFT

Fund 460 12.31.25 AR 54,523.80
Fund 101 12.31.25 AR 36,095.04
Fund 460 2025 Revenue 5,116.03
95,734.87



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

February 5, 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 #52 for reimbursement of invoices paid totaling \$16,973.70. These costs are for work on complementary in-town flood protection projects for costs paid in January 2026 for work completed in 2025.

Project Narrative, this request:

Project Number	Project Description	Amount
FLDBUY	Flood Buyouts - Property Acquisition Expense	5,555.00
FM15J	Belmont Flood Risk Management Project	1,956.70
NR24B	Storm Lift Rehab - #11 & 57	9,462.00
	Total Expense for Period	\$16,973.70

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
Period 13,2025

Project Number	AP Project Description	Account Number	Description	AP Transaction Amount	Payment Number	AP Invoice Number	Payment Date	Vendor Name	AP Accounting Period Month	AP Accounting Period Year
FLDBUY	FLOOD ACQUISITION	46035305103325	DANIEL & EDNA HOLM	125.00	351096	328893	01/29/2026	SERKLAND LAW FIRM	13	2025
FLDBUY	FLOOD ACQUISITION	46035305103325	CURTIS & DEBORAH KESSELRI	620.00	351096	328892	01/29/2026	SERKLAND LAW FIRM	13	2025
FLDBUY	FLOOD ACQUISITION	46035305103325	JOYCE B COLE	4,810.00	351096	328891	01/29/2026	SERKLAND LAW FIRM	13	2025
460-3530-510.33-25 - Total				5,555.00						
FLDBUY - Total				5,555.00						
FM15J3	FLOOD MIT-Belmont Park	46035305107110	MEDIATION	1,956.70	350663	57740	01/15/2026	CAMRUD MADDOCK OLSON & LARSON L	13	2025
460-3530-510.71-10 - Total				1,956.70						
FM15J3 - Total				1,956.70						
NR24B3	STRM LFT RHAB-#11 & 57	4600002062000	Retainage and Retainage R	-498.00	341903	NR24B3 #2 004	01/16/2025	SUN ELECTRIC INC	13	2025
460-0000-206.20-00 - Total				-498.00						
NR24B3	STRM LFT RHAB-#11 & 57	46035305107358	Electrical	9,960.00	341903	NR24B3 #2 001	01/16/2025	SUN ELECTRIC INC	13	2025
460-3530-510.73-58 - Total				9,960.00						
NR24B3 - Total				9,462.00						
Overall - Total				16,973.70						

Feb 4, 2026



Rush River
Water Resource
District

SENT VIA EMAIL

William A. Hejl
Chairman
Amenia, North Dakota

January 22, 2026

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 \$7,693.00 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

Amy Hepper
Treasurer

Enclosure

1201 Main Avenue West
West Fargo, ND 58078-1301

701-298-2381
FAX 701-298-2397
wrд@casscountynд.gov
www.casscountynд.gov



Cass Rural Water Users District

BOX 98 • 131 MAPLE STREET
KINDRED, NORTH DAKOTA 58051
PHONE: 701-428-3139 • TOLL FREE: 800-922-2798
FAX: 701-428-3130
www.cassruralwater.com

Tax ID# 45-0323383
Reimbursement Request Invoice #8
Master Utility Relocation Agreement
Dated February 5, 2026

<u>Line</u>	<u>Cost Item</u>	<u>Vendor</u>	<u>Amount</u>
1	Legal Fees	Ohnstad Twichell PC	<u>\$7,383.94</u>
		Total	<u>\$7,383.94</u>



CASS RURAL WATER DISTRICT
LEGAL FEES -
DIVERSION CHANNEL AND ASSOCIATED INFRASTRUCTURE -
2025

<u>INVOICE</u>	<u>Invoice</u>	
<u>DATE</u>	<u>Number</u>	<u>Amount</u>
Ohstad Twichell PC		
6/27/2025		\$229.94
6/27/2025		\$784.00
7/24/2025		\$2,107.00
8/28/2025		\$294.00
9/26/2025		\$1,960.00
10/27/2025		\$245.00
12/1/2025		\$1,641.50
12/29/2025		\$122.50
<hr/>		
TOTAL		\$7,383.94



INVOICE

Invoice # 123
 Date: 02/10/2026
 Due On: 03/12/2026

P3 Collaborative LLC, Christopher Kane

17-F Hulfish Street
 Princeton, New Jersey 08542

Metro Flood Diversion Authority
 4748 Amber Valley Pkwy S Ste 100
 Fargo, North Dakota 58104

00030-Metro Flood Diversion Authority

Technical DRB

Type	Date	Notes	Quantity	Rate	Total
Service	10/10/2025	Review emails and document list of Sharepoint postings.	0.50	\$550.00	\$275.00
Service	10/23/2025	Review emails and project documents.	0.50	\$550.00	\$275.00
Service	11/23/2025	Review notes from meetings; Check for updated progress documents on sharepoint.	0.50	\$550.00	\$275.00
Service	11/25/2025	Review notes from Sept. meetings; Review contract documents on sharepoint.	1.00	\$550.00	\$550.00
Service	12/22/2025	Review Sharepoint folder for project update information; Email Howard Swanson and TDRB members regarding project updates for next TDRB meeting.	0.50	\$550.00	\$275.00
Service	01/06/2026	Preparation for Quarterly TDRB meeting; Review power point and minutes; Review project update report for November.	1.00	\$550.00	\$550.00
Service	01/08/2026	Preparation for Quarterly TDRB meeting; Review power point and minutes; Review project update report for November.	1.00	\$550.00	\$550.00
Service	01/09/2026	Review November Project status report and make notes for meeting; Attend TDRB meetings.	1.50	\$550.00	\$825.00
Service	01/13/2026	Review notes on quarterly meetings: Draft and send email to Howard Swanson.	0.50	\$550.00	\$275.00
Service	01/28/2026	Review emails regarding share point training and review meetings; Respond to availability.	0.70	\$550.00	\$385.00

Service	02/02/2026	Review correspondence and email counsel; check sharepoint access.	0.30	\$550.00	\$165.00
Service	02/04/2026	Review information on sharepoint access management; Attend conference call with staff.	1.00	\$550.00	\$550.00
			Quantity Subtotal		9.0
			Quantity Total		9.0
			Total		\$4,950.00

Please make all amounts payable to: P3 Collaborative LLC, Christopher Kane

Please pay within 30 days.



Maple River
Water Resource
District

SENT VIA EMAIL

January 21, 2026

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 invoices totaling \$4018.25 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
wrđ@casscountynđ.gov
www.casscountynđ.gov



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

February 17, 2026

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

Greetings:

RE: Metro Flood Diversion Project

Enclosed please find a copy of invoices totaling \$3,726.00 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

Melissa Hinkemeyer
Director

Enclosure

Melissa Hinkemeyer
Director, Secretary

Amy Hepper
Treasurer

1201 Main Avenue West
West Fargo, ND 58078-1301

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Cass Rural Water Users District

BOX 98 • 131 MAPLE STREET
KINDRED, NORTH DAKOTA 58051
PHONE: 701-428-3139 • TOLL FREE: 800-922-2798
FAX: 701-428-3130
www.cassruralwater.com

Tax ID# 45-0323383
Reimbursement Request Invoice #7
Memorandum of Understanding
Diversion Channel and Associated Infrastructure

<u>Line</u>	<u>Cost Item</u>	<u>Vendor</u>	<u>Amount</u>
1	Engineering Fees	AE2S	\$589.50
2	Legal Fees	Ohnstad Twichell PC	<u>\$2,893.50</u>
		Total	<u>\$3,483.00</u>

CASS RURAL WATER DISTRICT
ENGINEERING FEES - PLAN REVIEW DIVERSION CHANNEL AND ASSOCIATED
INFRASTRUCTURE - 2025

<u>INVOICE</u> <u>DATE</u>	<u>Invoice</u> <u>Number</u>	<u>Amount</u>
2/23/2025	101096	\$368.50
4/22/2025	102321	\$221.00
<hr/>		
TOTAL		\$589.50

CASS RURAL WATER DISTRICT
LEGAL FEES -
DIVERSION CHANNEL AND ASSOCIATED INFRASTRUCTURE -
2025

<u>INVOICE</u>	<u>Invoice</u>	
<u>DATE</u>	<u>Number</u>	<u>Amount</u>
Ohstad Twichell PC		
5/27/2025		\$2,861.50
6/27/2025		\$32.00
<hr/>		
TOTAL		\$2,893.50



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

January 21, 2026

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

Greetings:

RE: Metro Flood Diversion Project

Enclosed please find a copy of invoices totaling \$3,314.25 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

Melissa Hinkemeyer
Director

Enclosure

Melissa Hinkemeyer
Director, Secretary

Amy Hepper
Treasurer

1201 Main Avenue West
West Fargo, ND 58078-1301

701-298-2381
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wrд@casscountynд.gov
casscountynд.gov



SENT VIA EMAIL

**Cass County
Joint Water
Resource
District**

February 10, 2026

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

Ken Lougheed
Chairman
Leonard, North
Dakota

Greetings:

Keith Weston
Manager
Gardner, North Dakota

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

Gerald Melvin
Manager
Fargo, North Dakota

Enclosed please find copies of bills totaling \$1,763.36 regarding the above-mentioned projects. The breakdown is as follows:

Jacob Gust
Manager
Fargo, North Dakota

Metro Flood Diversion	(\$11,402.99)
Oxbow-Hickson-Bakke Ring Levee	\$ 13,166.35

Rick Steen
Manager
Fargo, North Dakota

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.

Melissa Hinkemeyer
Director, Secretary

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

Amy Hepper
Treasurer

Thank you.

Sincerely,

1201 Main Avenue West
West Fargo, ND 58078-1301

CASS COUNTY JOINT WATER RESOURCE DISTRICT

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

Melissa Hinkemeyer

Melissa Hinkemeyer
Director

METRO FLOOD DIVERSION RIGHT OF ENTRY/LAND ACQUISITION COST SHARE INVOICES							2/10/2026
Invoice	Invoice	Invoice	Project	Amount	Vendor	Description	
Paid	Date	No.	No.				
				(24,800.00)	Clerk of Court - Cass County	Cass County Joint WRD VS Derek J. Swenson et al Civil Bail Bond Case NO 09-2025-CV-04260	
				(342,483.93)	The Pifer Group, Inc.	2025 Land Rent Income	
12/30/2025	10/23/2025	42359		(14,098.48)	Marsh McLennan	Diversion properties insurance	
12/30/2025	9/25/2025	32807		17,449.11	Marsh McLennan	Diversion properties insurance	
1/9/2026	12/29/2025	210894		16,988.00	Ohnstad Twichell, PC	Diversion Right of Way Acquisition	
1/9/2026	12/29/2025	210891		19,036.49	Ohnstad Twichell, PC	Upstream Mitigation Area	
1/9/2026	12/29/2025	210896		1,617.00	Ohnstad Twichell, PC	Basin Project 2009 - Diversion	
1/9/2026	12/29/2025	210893		1,004.50	Ohnstad Twichell, PC	Diversion Auth AGMT - Drains	
1/9/2026	12/29/2025	210892		269.50	Ohnstad Twichell, PC	Channel Phase III	
1/13/2026	12/31/2025	211250		312.00	Ohnstad Twichell, PC	Anderson, Stanley & Terri Rae OIN OIN 1896 & 2052 ED	
1/13/2026	12/31/2025	211251		231.50	Ohnstad Twichell, PC	Brakke, Michael (OIN 1964)	
1/13/2026	12/31/2025	211252		3,048.50	Ohnstad Twichell, PC	MKRM Trust Et Al (OIN 1997)	
1/13/2026	12/31/2025	211253		647.00	Ohnstad Twichell, PC	Askegaard, Patricia N. (OIN 2051) Eminent Domain Action	
1/13/2026	12/31/2025	211254		231.50	Ohnstad Twichell, PC	Cossette, Donald Robert OIN 1946	
1/13/2026	12/31/2025	211255		231.50	Ohnstad Twichell, PC	Brakke, Michael & Laurie OIN 845	
1/13/2026	12/31/2025	211256		706.50	Ohnstad Twichell, PC	Askegarde Robert, R. (OIN 1950, 1963, 1966) Eminent Domian Action	
1/13/2026	12/31/2025	211257		6,197.50	Ohnstad Twichell, PC	Brakke, Paul E. OIN 1974 & 1976	
1/13/2026	12/31/2025	211258		1,139.00	Ohnstad Twichell, PC	Hertsgaard Family LLLP OIN 2042	
1/13/2026	12/31/2025	211259		100.50	Ohnstad Twichell, PC	Braaten Riley D. OIN 5032	
1/13/2026	12/31/2025	211260		3,447.00	Ohnstad Twichell, PC	Erickson, Jeff & Jaye (OIN 2025) Eminent Domian Action	
1/13/2026	12/31/2025	211261		265.00	Ohnstad Twichell, PC	Cossette, Marjorie Ann (OIN 1947 & 1948) Eminent Domain Action	
1/13/2026	12/31/2025	211262		67.00	Ohnstad Twichell, PC	Johnson, Nancy Rae & Justin A OIN 2039 2041	
1/13/2026	12/31/2025	211263		100.50	Ohnstad Twichell, PC	Turner, Scott & Vicki OIN 5028 ED	
1/13/2026	12/31/2025	211264		2,311.50	Ohnstad Twichell, PC	Brakke, Steve & Colleen OIN 1920, 1933, 1934 & 1939 ED	
1/13/2026	12/31/2025	211265		167.50	Ohnstad Twichell, PC	Richard, George & Sharon, /Richard, Leo & Shirley (OINs 1903, 1905, 1907, 1908, 1910, 1914, 1957 & 1960) ED	
1/13/2026	12/31/2025	211266		268.00	Ohnstad Twichell, PC	Rupp, Tyler & Kim (OINs 9231, 9232) Eminent Domain Action	
1/13/2026	12/31/2025	211267		3,382.48	Ohnstad Twichell, PC	Aaland Law Open Records Reqeust	
1/13/2026	12/31/2025	211268		201.00	Ohnstad Twichell, PC	Cose, Paul & Margaret OIN 2044, 2045	
1/13/2026	12/31/2025	211270		14,874.00	Ohnstad Twichell, PC	Luecke, John & Kathleen OIN 2046, 2047 & 2183	
1/13/2026	12/31/2025	211271		446.00	Ohnstad Twichell, PC	Sheyenne Benching Project	
1/13/2026	12/31/2025	211272		3,514.50	Ohnstad Twichell, PC	2025 Consolidated Action	
1/23/2026	1/7/2026	868911	33810.00012	160.00	Larkin Hoffman	Hanson Flowage Easement Acquisition	
1/23/2026	1/7/2026	868910	38810.00004	7,800.00	Larkin Hoffman	Richland/Cass Cos./Application for Permit to Enter Land	
1/23/2026	1/7/2026	868915	38810.00020	160.00	Larkin Hoffman	Kopp, Alan & June Flowage Easement Acquisition	
1/23/2026	1/7/2026	868918	38810.00028	1,680.00	Larkin Hoffman	Alm, Melvin (John) and Ricky Flowage Easement Acquisition	
1/23/2026	1/7/2026	868922	38810.00063	1,240.00	Larkin Hoffman	Hayes ED	
1/23/2026	1/7/2026	868913	38810.00016	440.00	Larkin Hoffman	Israelson, Gary and Nancy Flowage Easement Acquisition	
1/23/2026	1/7/2026	868919	38810.00029	1,840.00	Larkin Hoffman	Christianson, Charlie/Shirley/Douglas/Darlene Flowage Easement Acquisition	
1/23/2026	1/7/2026	868917	38810.00025	160.00	Larkin Hoffman	Olson, Leif and Danelle Flowage Easement Acquisition	
1/23/2026	1/7/2026	868914	38810.00018	1,880.00	Larkin Hoffman	Kalinowski, Matthew and Stephanie Flowage Easement Acquisition	
1/23/2026	1/7/2026	868921	38810.00045	1,080.00	Larkin Hoffman	Becca Saunders	
1/23/2026	1/7/2026	868912	38810.00015	1,480.00	Larkin Hoffman	Israelson Land Partnership, LLLP Flowage Easement Acquisition	
1/23/2026	1/7/2026	868916	38810.00023	3,520.00	Larkin Hoffman	Nelson, Jeff and Char Flowage Easement Acquisition	
1/23/2026	1/7/2026	868920	38810.00044	560.00	Larkin Hoffman	Timothy & Sharon Schultz ED	
1/28/2026	1/16/2026	SIN007098	19706	3,877.50	Moore Engineering	FM Diversion - Design Coordination	
1/23/2026	12/31/2025	13783.00-38		18,663.30	SRF Consulting Group, Inc.	Task Order 1 Amendments 1,2,3,4,5 & 6	
1/23/2026	1/6/2026	1200788860		7,657.95	HDR Engineering	ROW Acquisitions Davis, Brooke Josephina,- Olafson, Stefan H (oly) Witworht, Wade G, Kaffar, Lee W	
1/23/2026	12/31/2025	5303		33,000.00	Crown Appraisals Inc.	FM Diversion Projects - Alm OIN 872, Israelson Land Partnership OIN 9115, 9116 Kalinowski OIN 9112, Task Order 7 Amendment 1	
1/23/2026	1/22/2026			30,000.00	Gary & Patricia Redlin	Relocation Reimburesement OIN 2002	

Invoice Paid	Invoice Date	Invoice No.	Project No.	Amount	Vendor	Description
1/23/2026	12/23/2025			88,087.96	6 G Farms, LLC & Claud Richards	Propane Services to OIN 1093 6G/Richard Farms - MULTIPLE VENDORS
1/22/2026	1/13/2026	1108711		290.89	Cass County Electric Cooperative	Location: 139-170-0360 - Address 5017 171st Ave SE OIN 1953
1/22/2026	1/13/2026	1122560		168.00	Cass County Electric Cooperative	Location: 139-260-0530 - Address 5273 CO RD 81ST S OIN 2002
1/22/2026	1/13/2026	1123339		188.74	Cass County Electric Cooperative	Location: 139-100-0240 - Address 17263 50 ST SE OIN 8920
1/22/2026	1/13/2026	1125656		15.00	Cass County Electric Cooperative	Location: 139-170-0350 - Address 5057 171St Ave SE OIN 1959
1/22/2026	1/13/2026	1126250		15.00	Cass County Electric Cooperative	Location: 139-090-0230 - Address 17107 50 ST SE OIN 1914
1/22/2026	1/13/2026	1132078		310.96	Cass County Electric Cooperative	Location: 140-074-0060 - Address 4938 KLITZKE DR OIN 873
1/22/2026	1/13/2026	1134578		15.00	Cass County Electric Cooperative	Location: 139-090-0231 - Address 17107 50 ST SE - BINS OIN 1914
1/22/2026	1/13/2026	1136126		148.81	Cass County Electric Cooperative	Location: 139-170-0340 - Address 5067 171 Ave SE OIN 1958
1/22/2026	1/13/2026	1167478		105.12	Cass County Electric Cooperative	Location: 139-160-0330 - Address 17128 50 ST SE OIN 1948H
1/23/2026	1/2/2026	21923-AN		8,000.00	Patchin Messner Valuation Councelor	Task Order 7 Amendment 1 OIN 8476 Jeff & Char Nelson
1/15/2026	12/30/2026			500.00	Collier Securities	Continuing Disclosure Services
1/8/2026	12/30/2025			1,000.00	Peter Ihle	Security Deposit Return OIN 1959
1/8/2026	12/22/2025			1,000.00	Gary & Patricia Redlin	Security Deposit Return OIN 2002
1/14/2026	1/13/2026			4,664.48	Richland County	Richland County 2025 Tax Statement - Metro Flood Diversion
2/10/2026				52,016.13	Cass County Government	Property Taxes for Diversion Properties
				Total	(11,402.99)	
OXBOW - HICKSON - BAKKE RING LEVEE PROJECT						
	Invoice Date	Invoice No.	Project No.	Amount	Vendor	Description
1/14/2026				12,583.57	Cass County Government	OHB Real Estate Tax 2024 47 statements
1/14/2026				1,050.20	Cass County Government	OHB City 2024 Property Taxes 13 statements
				(467.42)	Cass County Government	Refund -Pifer paid - 78-0000-1035-000 OIN 1979
				Total	13,166.35	
				Grand Total	1,763.36	

Albertson, Andy

From: Erin Kennedy <ekennedy@swlawltd.com>
Sent: Tuesday, February 3, 2026 3:32 PM
To: APInvoicesFMDiv
Subject: [EXTERNAL] Swanson & Warcup, Ltd. Invoice #4027
Attachments: Invoice_4027.pdf

This Message Is From an External Sender

This message came from outside your organization.



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 **4027** Issued date **01/31/2026** Due date **03/02/2026** Amount **\$1710.00**

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.

Sincerely,



INVOICE: INV012617

Date 02/04/2026
 Invoice account 198

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

Description	Quantity	Unit price	Amount
DIVERSION- JAN26 MISCELLANEOUS	1.00	1,429.02	1,429.02
DIVERSION- JAN26 PAYROLL	1.00	114,329.55	114,329.55

Sales subtotal amount	Total discount	Total charges	Net amount	Sales tax	Round-off	Currency	Total
115,758.57	0.00	0.00	115,758.57	0.00	0.00	USD	115,758.57

Due date

03/06/2026



Please detach and send this copy with remittance.

MAKE CHECK

PAYABLE TO:

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

Invoice: **INV012617**

Date: 02/04/2026

Total: 115,758.57

Name: CITY OF FARGO

Account #: 198

Due date 03/06/2026



METRO
FLOOD
DIVERSION
AUTHORITY

Diversion Board of Authority Meeting

February 26, 2026

Contracting Actions

DA Board Approval Contract Actions (ACTION)



Description	Company	Budget/Estimate (\$)
Task Order 03 – Amendment 0 – Mowing and Weed Control services of MFDA owned property for 2026.	JT Lawn Services & Landscaping, LLC	\$358,783.60
Work Package 52F – North Pleasant Cemetery Flood Protection Recommendation of Award	Schmidt & Sons Construction Inc.	\$348,352.50

Executive Director

Contracting Recommendation



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

JT Lawn Services & Landscaping, LLC TO03 Amendment 0 Mowing and Weed Control Services	\$358,783.60
<ul style="list-style-type: none"> • Mowing and Weed Control services of MFDA owned property for 2026. 	

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

JT Lawn Services and Landscaping, LLC will provide mowing and weed control services that are required as part of the Metro Flood Diversion Authority's property maintenance for its owned properties. This task order is for the 2026 mowing season and will cover the following areas (refer to Exhibit A. Summary of Subtasks and OIN's Area in the attached Task Order for further detail):

- Subtask 1.0 - Prairie Grass Mowing and Weed Control Management
- Subtask 2.0 - Residential Mowing and Weed Control Management
- Subtask 3.0 - Rural Residential Mowing and Weed Control Management
- Subtask 4.0 - Rural Property Mowing and Weed Control Management
- Subtask 5.0 – Southern Embankment Mowing and Weed Control Maintenance
- Subtask 6.0 - On-Call Mowing and Weed Control Services
- Subtask 7.0 – On-Call Seeding and Mulching Services

4 Background and discussion

CH2M, now Jacobs, has served as the Program Management Consultant (PMC) to the OWNER since November of 2011, with primary responsibilities to plan and implement the Fargo-Moorhead Area Diversion Project (the PROJECT). As such, the OWNER and CONSULTANT have agreed to enter into a Task Order focused on managing and reporting on the various aspects of the PROJECT. The PMC reports directly to the Executive Director.

In accordance with Section 5 of the Master Professional Services Agreement by and between the Metro Flood Diversion Authority (the “Authority”) and JT Lawn Services & Landscaping, LLC (the “Contractor”) dated January 1, 2024 (the “Agreement”), the Authority and the Contractor agree to the above services. See the table below for a summary of this task order’s contracting history, including this amendment.

Table 1 - Summary of Contracting History and Current Contract Action

Original Agreement or Amendment	Budget Change \$	Original or Revised Budget \$	Agreement Execution Date	Project Completion	Comments
TO03-A0	0.00	358,783.60	04/01/2026	12/31/2026	Initial Work Authorization

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
2026	SW-1170	358,783.60	358,783.60	0.00	358,783.60	Within scope

6 Attachments:

- Task Order 03 Amendment 1

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

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

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

Approved by: Jason Benson, Executive Director

Date: 2/17/2026



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

February 13, 2026

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

Project Name: **North Pleasant Cemetery Flood Protection Project**
Project Number: **WP52F**

Subject: **Work Package 52F North Pleasant Cemetery Flood Protection Project**
Recommendation of Award

Dear Metro Flood Diversion Authority,

The contract for Work Package 52F North Pleasant Cemetery Flood Protection Project, Cass County, North Dakota was publicly advertised, and Five (5) bids were received at the virtual public bid opening on February 12, 2026, at 1:00 pm.

The bids were as follows:

- | | |
|--|---------------------|
| 1. Dirt Dynamics , in the amount of | \$451,515.00 |
| 2. Industrial Builders Inc , in the amount of | \$408,920.00 |
| 3. LinnCo , in the amount of | \$546,072.00 |
| 4. Meyer Contracting , in the amount of | \$612,337.65 |
| 5. Schmidt & Sons Construction Co. , in the amount of | \$348,352.50 |

The Engineers Estimate for the project was: **\$390,000.00**

Jacobs (PMC), HMG LLC (EOR), and the Authority's Legal counsel have reviewed and evaluated the bid documents and recommend the Metro Flood Diversion Authority award the contract for **WP52F** to **Schmidt & Sons Construction Inc.** in the amount of **\$348,352.50** 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: WP52F - NORTH PLEASANT CEMETERY FLOOD PROTECTION PROJECT
 CASS COUNTY, NORTH DAKOTA
 FM AREA DIVERSION PROJECT

Bid Submission: 02/12/2026

CONTRACTOR BIDS DUE BACK: THURSDAY - 02/12/2026 AT 1PM CENTRAL TIME

WP52F - NORTH PLEASANT CEMETERY FLOOD PROTECTION PROJECT															
ITEM	DESCRIPTION	QUANTITY	UNIT	Engineers Estimate		Dirt Dynamics		Industrial Builders		LinnCo		Meyer Contracting		Schmidt & Sons	
				UNIT PRICE	AMOUNT	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
1	Mobilization	1	LS	\$ 19,220.00	\$ 19,220.00	\$ 20,000.00	\$ 20,000.00	\$ 16,000.00	\$ 16,000.00	\$ 36,507.00	\$ 36,507.00	\$ 55,000.00	\$ 55,000.00	\$ 10,000.00	\$ 10,000.00
2	Testing Allowance	1	ALLOW	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00	\$ 15,000.00
3	Traffic Control	1	LS	\$ 3,000.00	\$ 3,000.00	\$ 2,500.00	\$ 2,500.00	\$ 2,000.00	\$ 2,000.00	\$ 3,675.00	\$ 3,675.00	\$ 1,500.00	\$ 1,500.00	\$ 5,000.00	\$ 5,000.00
4	Site Clearing	1	LS	\$ 20,000.00	\$ 20,000.00	\$ 35,000.00	\$ 35,000.00	\$ 48,000.00	\$ 48,000.00	\$ 17,700.00	\$ 17,700.00	\$ 49,000.00	\$ 49,000.00	\$ 30,000.00	\$ 30,000.00
5	Topsoil Stripping	2340	CY	\$ 10.00	\$ 23,400.00	\$ 8.00	\$ 18,720.00	\$ 3.00	\$ 7,020.00	\$ 9.00	\$ 21,060.00	\$ 9.04	\$ 21,153.60	\$ 5.25	\$ 12,285.00
6	Topsoil Spreading	2340	CY	\$ 10.00	\$ 23,400.00	\$ 10.00	\$ 23,400.00	\$ 4.00	\$ 9,360.00	\$ 21.00	\$ 49,140.00	\$ 17.87	\$ 41,815.80	\$ 5.25	\$ 12,285.00
7	Inspection Trench	1000	LF	\$ 10.00	\$ 10,000.00	\$ 22.00	\$ 22,000.00	\$ 10.00	\$ 10,000.00	\$ 33.00	\$ 33,000.00	\$ 42.45	\$ 42,450.00	\$ 25.00	\$ 25,000.00
8	Excavation	965	CY	\$ 10.00	\$ 9,650.00	\$ 14.00	\$ 13,510.00	\$ 3.00	\$ 2,895.00	\$ 8.00	\$ 7,720.00	\$ 9.12	\$ 8,800.80	\$ 7.25	\$ 6,996.25
9	Embankment	965	CY	\$ 10.00	\$ 9,650.00	\$ 20.00	\$ 19,300.00	\$ 4.00	\$ 3,860.00	\$ 35.00	\$ 33,775.00	\$ 6.71	\$ 6,475.15	\$ 7.25	\$ 6,996.25
10	Embankment - Import	915	CY	\$ 30.00	\$ 27,450.00	\$ 24.00	\$ 21,960.00	\$ 14.00	\$ 12,810.00	\$ 49.00	\$ 44,835.00	\$ 67.68	\$ 61,927.20	\$ 15.00	\$ 13,725.00
11	Gravel - NDDOT Class 13	220	CY	\$ 60.00	\$ 13,200.00	\$ 62.00	\$ 13,640.00	\$ 60.00	\$ 13,200.00	\$ 49.00	\$ 10,780.00	\$ 108.50	\$ 23,870.00	\$ 42.50	\$ 9,350.00
12	Dewatering/Control of Water	1	LS	\$ 5,000.00	\$ 5,000.00	\$ 2,000.00	\$ 2,000.00	\$ 5,000.00	\$ 5,000.00	\$ 4,200.00	\$ 4,200.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00
13	Storm Water Management	1	LS	\$ 5,000.00	\$ 5,000.00	\$ 2,000.00	\$ 2,000.00	\$ 2,000.00	\$ 2,000.00	\$ 2,500.00	\$ 2,500.00	\$ 4,872.80	\$ 4,872.80	\$ 6,000.00	\$ 6,000.00
14	Sedimentation Control Wattle - 9"	100	LF	\$ 5.00	\$ 500.00	\$ 2.50	\$ 250.00	\$ 3.00	\$ 300.00	\$ 5.00	\$ 500.00	\$ 8.00	\$ 800.00	\$ 5.00	\$ 500.00
15	Silt Fence	1570	LF	\$ 4.00	\$ 6,280.00	\$ 4.50	\$ 7,065.00	\$ 5.00	\$ 7,850.00	\$ 5.50	\$ 8,635.00	\$ 4.00	\$ 6,280.00	\$ 4.00	\$ 6,280.00
16	Stabilized Construction Entrance	2	EA	\$ 5,000.00	\$ 10,000.00	\$ 2,000.00	\$ 4,000.00	\$ 2,000.00	\$ 4,000.00	\$ 2,000.00	\$ 4,000.00	\$ 7,027.24	\$ 14,054.48	\$ 2,500.00	\$ 5,000.00
17	Seeding - Type II	0.4	AC	\$ 3,000.00	\$ 1,200.00	\$ 6,300.00	\$ 2,520.00	\$ 6,500.00	\$ 2,600.00	\$ 3,250.00	\$ 1,300.00	\$ 5,154.65	\$ 2,061.86	\$ 3,300.00	\$ 1,320.00
18	Seeding - Type Mesic Prairie - 35-241	1.5	AC	\$ 8,000.00	\$ 12,000.00	\$ 2,800.00	\$ 4,200.00	\$ 3,000.00	\$ 4,500.00	\$ 3,250.00	\$ 4,875.00	\$ 5,927.83	\$ 8,891.75	\$ 4,700.00	\$ 7,050.00
19	Gatewell	1	LS	\$ 150,000.00	\$ 150,000.00	\$ 190,000.00	\$ 190,000.00	\$ 210,000.00	\$ 210,000.00	\$ 207,500.00	\$ 207,500.00	\$ 212,000.00	\$ 212,000.00	\$ 141,000.00	\$ 141,000.00
20	Storm Sewer - 24" RCP	10	LF	\$ 200.00	\$ 2,000.00	\$ 140.00	\$ 1,400.00	\$ 350.00	\$ 3,500.00	\$ 310.00	\$ 3,100.00	\$ 644.67	\$ 6,446.70	\$ 750.00	\$ 7,500.00
21	Flared End Section - 24" RCP	2	EA	\$ 2,000.00	\$ 4,000.00	\$ 2,500.00	\$ 5,000.00	\$ 1,500.00	\$ 3,000.00	\$ 2,750.00	\$ 5,500.00	\$ 5,343.85	\$ 10,687.70	\$ 500.00	\$ 1,000.00
22	6' HT B&B Coniferous Tree	8	EA	\$ 800.00	\$ 6,400.00	\$ 1,300.00	\$ 10,400.00	\$ 1,400.00	\$ 11,200.00	\$ 1,470.00	\$ 11,760.00	\$ 788.66	\$ 6,309.28	\$ 880.00	\$ 7,040.00
23	2" Caliper B&B Deciduous Tree	8	EA	\$ 800.00	\$ 6,400.00	\$ 1,300.00	\$ 10,400.00	\$ 1,400.00	\$ 11,200.00	\$ 1,470.00	\$ 11,760.00	\$ 788.66	\$ 6,309.28	\$ 1,300.00	\$ 10,400.00
24	Temporary Fence	725	LF	\$ 10.00	\$ 7,250.00	\$ 10.00	\$ 7,250.00	\$ 5.00	\$ 3,625.00	\$ 10.00	\$ 7,250.00	\$ 2.25	\$ 1,631.25	\$ 5.00	\$ 3,625.00
Total Amount					\$390,000.00		\$451,515.00		\$408,920.00		\$546,072.00		\$612,337.65		\$348,352.50



FARGO MOORHEAD DIVERSION PROJECT

MONTHLY UPDATE

19 Feb 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 and Red Zone meetings are being scheduled to prepare for construction completion.

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 will be extended into July 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. is 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:

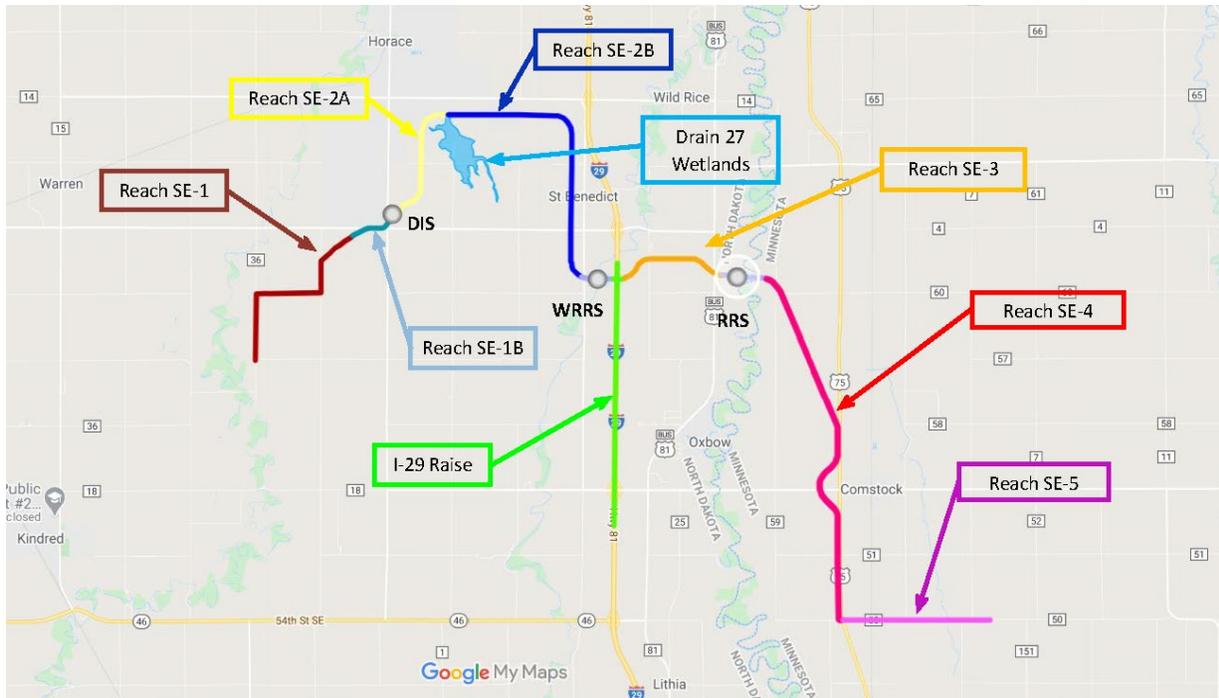
Forest Mitigation #3: Bids received 29 January. Service contract award anticipated late-February 2026. Completion date will be December 2028.

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.

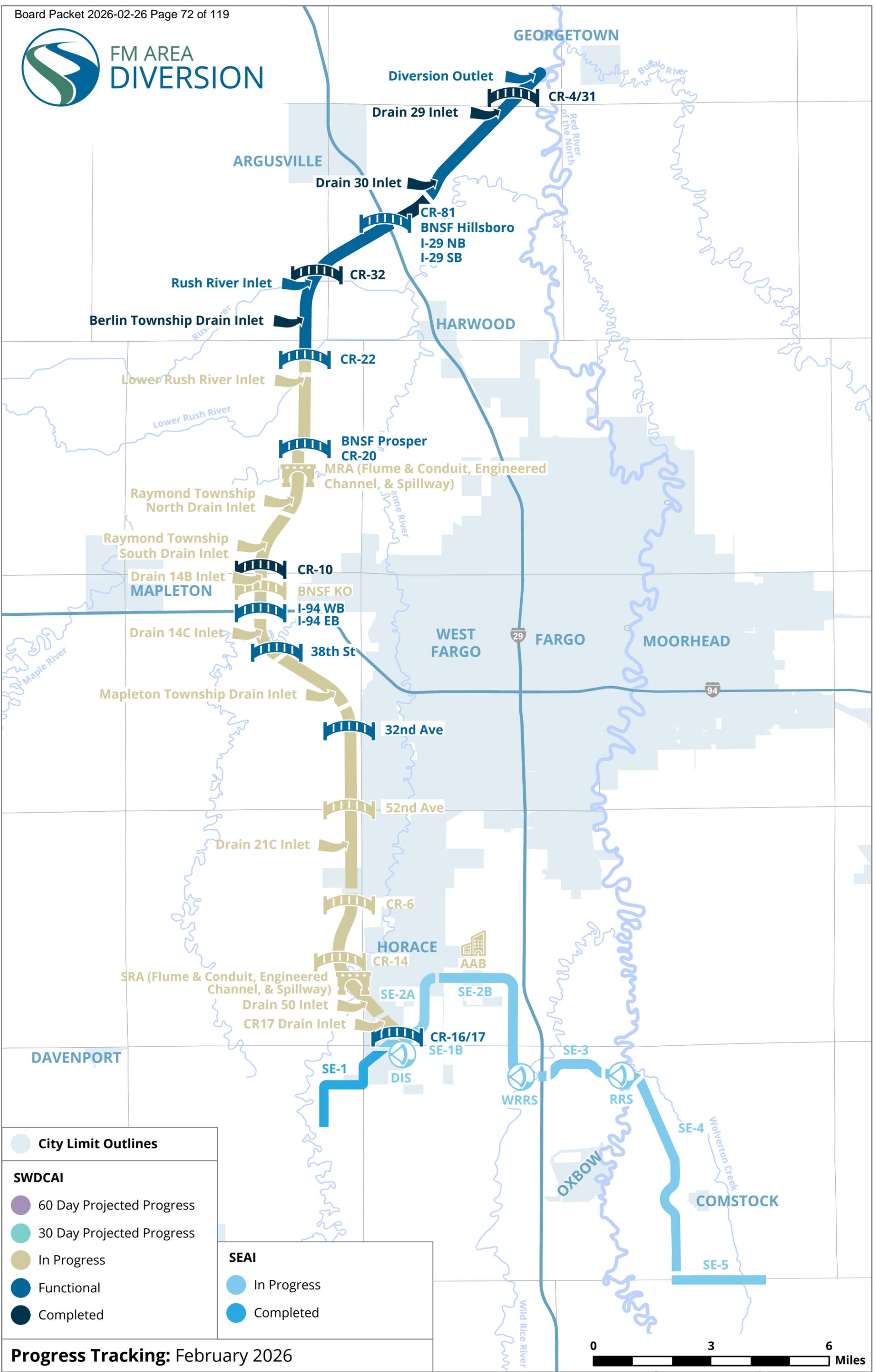


Fargo-Moorhead Metro FRM – Federal Work/Southern Embankment and Control Structures

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: February 2026



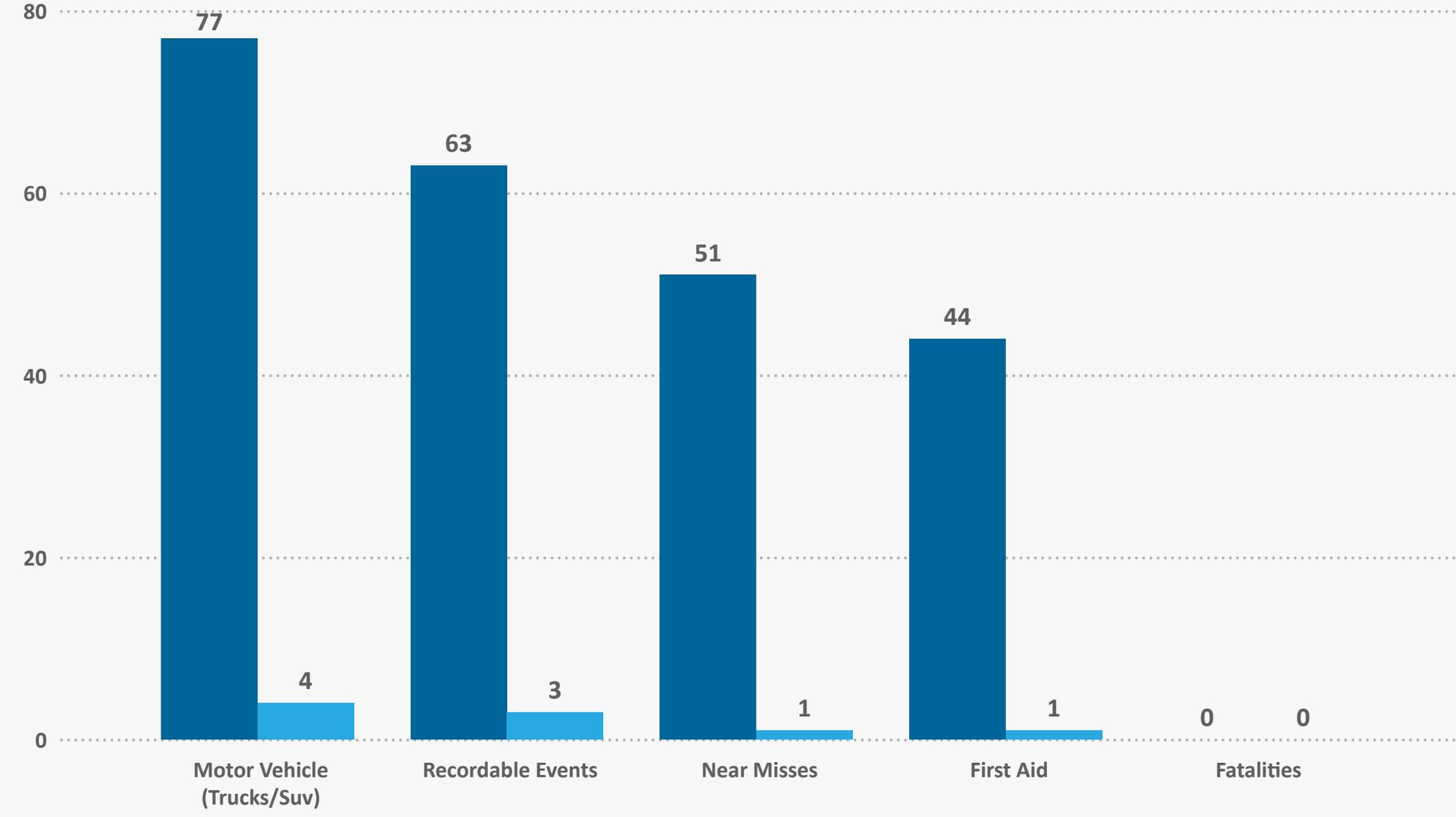
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FM Area Diversion Safety Statistics - January 2026

Current Reporting Period: January 1 - January 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 JANUARY 2026

Issue Date – February 18, 2026

PROGRESS

Construction of the SWDCAI is approximately 81%¹ complete based on Earned Value from RRVA's latest Schedule Submittal.

The work during the reporting period is summarized below:

- **General:** Winter weather has restricted work in many areas of the project, and the principal focus has been on the construction of the aqueducts, drain headwalls, main channel excavation and the Authority Administration Building.
- **Aqueducts:** Maple River Aqueduct: Cables to the e-house, heat trace panels, and fiber cables to the cold lead cabinet were installed. The heat trace was tested. Epoxy rebar was installed in the center section of the spillway and the compressor building. Formwork was erected at the upstream center section of the spillway and the compressor building. Concrete was placed in the upstream center section of the spillway. Excavation continued of the main channel north and south of the Aqueduct, the downstream end of the spillway and the downstream engineered channel for the Maple River. The south side of the aqueduct was backfilled and work continued for the EMBs on both sides. Top plates were welded to the ice retention structure. Welding continued to the vertical gate sections. Girders were placed for the maintenance road bridge. Sheyenne River Aqueduct: Formwork was erected for wingwall #5 section 1 footing and the flume bypass top slab section 5 south, and the flume interior wall section 1 north. Epoxy rebar was installed for wingwall #5 section 1 footing and the flume bypass top slab section 5 south. Concrete was placed for flume bypass top slab section-1 north and south, wingwall #3 section-4 wall, flume bypass top slab section-5 north, wingwall #1 section-3 wall, wingwall #7 & 8 section-2 2nd lift and wingwall #6 section 1 & 2. Five H-piles were driven for the flume bypass. Investigations continue into the causes of cracks on the Maple River Aqueduct wingwalls.
- **Stormwater Diversion Channel:** Reaches 04 and 13: Excavation of the main channel top 2% slope and creation of EMBs continues. Reaches 06, 08, 09, 10, 12 and 13: The main channel excavation and placement on the EMBs continued.
- **Interstate Crossings:** I-29: No activity. I-94: Removal of the westbound bypass continued. Excavation, grading and profiling continued for the toe ditches to the eastbound off ramp and the westbound lane.
- **County and Township Road Crossings** CR 81 Crossing: Excavation and rip rap placement to the low flow channel under the crossing continued. CR 22 Crossing: Repairs to the pier diaphragm block ends affected by concrete deficiencies are paused awaiting direction from the Engineer of Record. CR 14 Crossing: Mulch insulation blanket was placed to assist early aggregate placement in the Spring. CR 16/17 Crossing: Grading of topsoil and placement of riprap continued.
- **Diversion Outlet:** Infill material was placed to riprap along with boulders to rock weirs at north end of the rock ramp. General clear up and removal of stockpiles continued.

¹ Note: Overall Percent Complete is based on the RRVA December 2025 PSSU submitted on January 15, 2026, and is calculated based on Earned Value (EV).

- **Hydraulic Structures:** Rush River Inlet: Excavation of the approach channel, placement of bedding and riprap, and removal of earth dam continued. Lower Rush River Inlet: Temporary water management was put in place while dam removal continued. Raymond North Township Drain Inlet: CLSM placed at the downstream diaphragm continued to cure under blankets. Drain 14B Drain Inlet: Block outs and sediment were removed. Mapleton Drain 24 Drain Inlet: Remedial activities to downstream headwall weepholes continued. Drain 21C Drain Inlet: Epoxy coated rebar was installed and concrete was placed for the upstream and downstream headwall footings. Topsoil was placed and graded. Drain 50 Drain Inlet: Remedial patching was carried out to the headwalls.
- **Railroad Crossings:** BNSF Hillsboro Railroad Crossing: The shoofly ballast and embankment continued to be removed and placed on the Right EMB. The temporary access road continued to be removed. BNSF Prosper Railroad Crossing: The shoofly ballast and embankment continued to be removed and placed on the Right EMB. BNSF K.O. Railroad Crossing: BNSF continued to install and weld track panels to the north track on the west and east approaches. Concrete was placed to span #1 to complete the bridge deck. Formwork and rebar were installed for the ballast wall and walkway.
- **Access and Security:** Reach 01: Grading of the maintenance road / trail was carried out.
- **Authority Administration Building (AAB):** Office building exterior framing and sheathing to exterior walls continued. The roofing system continued to be installed. Interior wall studs were installed on the first floor. Air barrier continued to be installed. Electrical roughing commenced.

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.

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 Definitive Settlement Agreement
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 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	June 25, 2024	Dispute resolved via the Definitive Settlement Agreement
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 Definitive Settlement Agreement

Dispute	Description	Date Referred	Status
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 Definitive Settlement Agreement
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 Definitive Settlement Agreement
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 Definitive Settlement Agreement
Noncompliance Points Assessed for RRVA_LL-00207 and RRVA_LL-00222	RRVA disputes and refuses to cure Noncompliance Points Assessed for NCR207 and NCR222	May 8, 2025	Dispute resolved via the Definitive Settlement Agreement
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 Definitive Settlement Agreement
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 Definitive Settlement Agreement

The Authority and the Developer have re-established the Technical Dispute Review Board and the Parties appointed a new chair of the Financial Dispute Review Board during the reporting period. However, during the reporting period, the Authority’s FDRB member resigned citing reluctance to participate in meetings open to the public, and the Parties are working together to resolve the matter.

COMMERCIAL

Compensation and Relief Events

By the end of January 2026, RRVA had submitted notices of 34 (thirty-four) 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)*.

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 and progressed to executed 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 and progressed to executed 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 RRVA⁴. A summary of the DCRs is in *Attachment D – Developer Change Requests*.

PROJECT CONTROLS

Schedule

The Developer submitted the thirty-ninth Project Status Schedule (PSSU) update on January 15, 2026, for the month of December 2025 (01-Jan-26 Data Date). The submittal was accepted for review. To create the PSSU, the Developer reported making approximately 2,265 changes from the PSSU 2025 November submitted on December 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 148 invoices through the month of January 2026 totaling \$16,770,348.33. These have been forwarded to the Developer for payment for work performed by BNSF and its subcontractors at the Prosper, Hillsboro and KO locations. 138 of the 148 were paid for a total of \$15,230,941.22. 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 per 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 January.

Payments to RRVA

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 tables below have been updated to reflect payments made to the Developer under this agreement. Section 22 of the SoP also allows for payments to the Developer regarding settling outstanding claims.

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.

⁴ A Developer Change Order will be issued to the Developer during February 2026 for DCR2025-058

Summary of all Payments to the Developer through January 2026		
Cost Type	Amount	Notes
Series A Advance Payment Invoices	\$78,105,148.40	See Table Below
Series A & B Interim Completions	\$63,658,546.00	See Attachment E
SoP Section 22 Payments	\$20,000,000	Upon execution of the SoP.
ACRs	\$7,606,760.06	(see Attachment C)
DCRs	\$3,712,553.80	(See Attachment D)
DRB Members (50% share)	\$141,699.98	Includes Polsinelli PC cost share.
Grand Total	\$173,224,708.24	

Pay Units Currently in Series A - Additional Milestone <u>Advance</u> Payments				
Description	Pay Unit	Amount	Status	Date Paid
Diversion Channel Reach 1	2 & 3	\$29,781,551	Paid	7/16/2025
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
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
Diversion Outlet	1	\$5,875,866.40	Paid	1/14/2026
Diversion Channel Reach 5	7	\$30,073,898.40	Paid	1/27/2026
	Total	\$78,105,148.40		

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
CR 20 Crossing	55	Feb-2026	\$6,484,885
Berlin Township Drain Inlet	14	Feb-2026	\$4,258,118
Combined CR 4 and CR 31 Crossing and Collector Roadway Improvements	28	Feb-2026	\$9,014,526
CR 10 Crossing	54	Mar-2026	\$6,584,740
Channel Reach 02 Pay Unit	4	Mar-2026	\$16,272,719
38th Street W Interim Connection (roadway connection south of I-94) - Construction	ACR023-2024 - 2	Mar-2026	\$51,750
Channel Reach 14 Pay Unit	46	Apr-2026	\$18,446,658
Diversion Inlet Structure Tie-In	47	Apr-2026	\$9,532,456

Invoice Name	Pay Unit #	Forecasted Payment Date	Pay Unit /ACR DCR Amount
Lower Rush River Inlet	15	Apr-2026	\$8,862,507
Channel Reach 01 Pay Unit	2	Apr-2026	\$14,152,593
Channel Reach 01 Pay Unit	3	Apr-2026	\$23,074,346
Channel Reach 05 Pay Unit	7	Apr-2026	\$37,592,373
BNSF Hillsboro crossing – BU5 – Removal of Shoofly	31	Apr-2026	\$1,697,522
Rush River Inlet	13	Apr-2026	\$8,041,484
Diversion Outlet	1	May-2026	\$7,344,833
MLGC FOC Installation in Mapleton Township	ACR011-2023	May-2026	\$350,000
Raymond Township South Drain Inlet	17	May-2026	\$3,181,911
BNSF Prosper crossing – BU5 – Removal of Shoofly	34	May-2026	\$1,275,915
CR 22 Crossing	25	May-2026	\$5,986,779
Raymond Township North Drain Inlet	16	Jun-2026	\$3,193,006
Removal of the BNSF KO Subdivision Line Eastbound Crossing Shoofly outside of BNSF ROW. (Buildable Unit as described in Section 3.3.3.6 Railroad)	37	Jun-2026	\$1,386,864
Removal of the BNSF KO Subdivision Line Westbound Crossing Shoofly outside of BNSF ROW. (Buildable Unit as described in Section 3.3.3.6 Railroad)	40	Jun-2026	\$1,386,864
Sheyenne River Aqueduct Changes & Aqueduct Design Maple River - Milestone 4 - Completion of Construction at Maple and Sheyenne	ACR016-2023 & ACR022-2023 - 4	Jun-2026	\$2,225,000
Maple River Aqueduct	20	Jul-2026	\$41,248,560
32nd Avenue West Crossing	56	Jul-2026	\$6,484,885
Cass County Drain 14C	ACR006-2022	Jul-2026	-\$950,000
I-29 Northbound Crossing	21	Jul-2026	\$11,123,724
I-29 Southbound Crossing	22	Jul-2026	\$11,123,724
I-94 Eastbound Crossing	23	Jul-2026	\$11,001,680
I-94 Westbound Crossing	24	Jul-2026	\$11,001,680
Channel Reach 03 Pay Unit	5	Jul-2026	\$26,733,448
Mapleton Township Drain Inlet	49	Jul-2026	\$3,193,006
Channel Reach 04 Pay Unit	6	Jul-2026	\$16,380,341
BNSF Hillsboro Subdivision Line Crossing	30	Jul-2026	\$11,134,819
BNSF Prosper Subdivision Line Crossing	33	Jul-2026	\$8,416,565
Channel Reach 06 Pay Unit	8	Jul-2026	\$17,553,406
38th Street West Crossing	57	Jul-2026	\$6,507,075
Drain 14B Inlet	18	Jul-2026	\$3,581,328
Channel Reach 09 Pay Unit	41	Aug-2026	\$42,263,110
Channel Reach 10 Pay Unit	42	Aug-2026	\$29,499,300

Invoice Name	Pay Unit #	Forecasted Payment Date	Pay Unit /ACR DCR Amount
Drain 14C Inlet	19	Aug-2026	\$8,940,172
BNSF KO Subdivision Line Eastbound Crossing	36	Aug-2026	\$9,126,639
BNSF KO Subdivision Line Westbound Crossing	39	Aug-2026	\$9,126,639
Drain 21C Inlet include 15th St. SW Improvements CR8 – 32nd Ave.	50	Aug-2026	\$3,193,006
Channel Reach 07 Pay Unit	9	Aug-2026	\$22,568,529
CR 6 Crossing	53	Aug-2026	\$6,484,885
Channel Reach 08 Pay Unit	10	Aug-2026	\$25,280,570
Milestone 2 will be paid when the Certificate of Interim Completion for Pay Unit Number 24 (I-94 Westbound Crossing) is achieved.	ACR007 - 2022-2	Aug-2026	\$141,970
Milestone 1 will be paid when the Certificate of Interim Completion for Pay Unit Number 22 (I-29 Southbound Crossing) is achieved.	ACR007 - 2022-1	Aug-2026	\$141,970
Channel Reach 12 Pay Unit	44	Aug-2026	\$22,676,150
Channel Reach 11 Pay Unit	43	Aug-2026	\$36,903,602
CR 81 Crossing	27	Aug-2026	\$14,706,217
52nd Avenue W Crossing	59	Aug-2026	\$5,494,777
CR 16/17 Crossing	48	Sep-2026	\$6,584,740
Sheyenne River Aqueduct	52	Sep-2026	\$36,144,900
CR 14 Crossing	60	Sep-2026	\$7,189,260
Drain 50 Inlet	51	Sep-2026	\$3,193,006
Authority Administration Building	58	Sep-2026	\$8,631,843
Channel Reach 13 Pay Unit	45	Oct-2026	\$44,500,407
Substantial Completion Milestone Payment	MPsc	Oct-2026	\$127,265,187
Total			\$844,988,969

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 January 2026 is as follows:

1/7/2026 ASN - Main Office - A small electrical fire developed on the sprinkler system air compressor motor, in the field engineering room of the ASN main office. This was reported by the janitorial crew. While cleaning, they

reported the smell of smoke and called the fire department. The fire department put the fire out with water and returned later to shut down the sprinkler system. Maintenance workers are already in the process of replacing the motor. They were unsure what specifically caused this, stating there are a variety of factors that could've been to blame. NOVA Fire Protection is scheduled to repair a leak in the sprinkler system once compressor repair is complete.

- 1/7/2026 ASN - Reach 01 - Front and loader were moving dirt when a frozen chunk rolled under his tires, causing damage to the ladder.
- 1/8/2026 ASN - Reach 01 - Employee was shoveling snow when he experienced pain in his lower back.
- 1/9/2026 ASN - Maple River Aqueduct - Employee was moving a concrete blanket and their right foot slipped on it. The employee's right knee hit the ground, causing it to swell up.
- 1/16/2026 ASN - Structures All Hand Safety Meeting.
- 1/17/2026 ASN - Reach 04 - Employee was operating company truck and crossed a channel using what appeared to be the safest path. The equipment struck an object under the snow, resulting in damage and a fluid leak. The equipment was moved to a safe location.
- 1/20/2026 ASN - Reach 04 - Portable light plant contacted the company truck that was towing it, when the truck was traveling on an uneven, rough surface and the light plant became unhooked.
- 1/20/2026 ASN - Channel's A Crew All Hand Safety Meeting.
- 1/21/2026 ASN - Channel's C Crew All Hand Safety Meeting.
- 1/22/2026 ASN - Reach 04 - Dozer was moving dirt when the operator started going in reverse and a chunk of frozen dirt went up the track causing small damage to the filter door.
- 1/27/2026 ASN - Reach 04 - Equipment operator was driving a Case tractor in the EMB when a piece of frozen dirt got stuck in the divider of the tractor tires, causing small damage to the driver side fender.
- 1/27/2026 ASN - Public Road (Intersection of 93rd St N & 31st SE) - Employee was driving an ASN pickup truck and pulling a flatbed trailer, one of the tires with the drum came off because the bearing disintegrated

Road Closures for Bridge Construction

Temporary Road Closures	Anticipated Mainline Opening Date
County Road 81 – Partially demolished	Open
County Road 22 - Bypass Operational	February 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	March 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	

Roadways currently closed.	Upcoming Permanent Road Closures (Tentative Schedule)
169th Ave. SE – Closed 6/21/2023	ACTIVE BYPASSES
29th St. SE – Closed 9/17/2023	CR 22, CR 14, and CR 6
32nd St. SE – Closed 3/20/2024	ACTIVE BRIDGES
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; 32 nd Ave Crossing
166th Ave. SE – Closed 5/24/2024	ACTIVE DETOURS
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	UPCOMING DETOURS
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	

Operations & Maintenance

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 Channel Reach 02, Local Drainage, Dead-End Terminations, 170th Ave Crossing Drain 13 & 30 on January 5, Berlin Township Drain Inlet on January 8 and CR 10 Crossing on January 21. The inspections for Drain 29 Inlet, Drain 30 Inlet, CR 20 Crossing, CR 32 Crossing and CR 4/31 Crossing and Roadway Improvements, Channel Reach 02, Local Drainage, Dead-End Terminations, 170th Ave Crossing Drain 13 & 30, Berlin Township Drain Inlet and CR 10 Crossing 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 January 2026:

- 850 Daily Observations; 91 Compliance Checks; 37 Issues written (were noted that the Contractor was able to resolve readily); and 34 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 (3); Hydrometer (7); Proctor (4); Sieve (1); Field Reports (15); Density Tests (54); Concrete (141)

Survey GIS:

- There were no specific surveys completed in January due to subzero temperatures.

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.
 - 62 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.

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)	132	4,960
Reviews carried out*	112	4,662
Submittals returned with no comment	84	1,758
Submittals in review with the Authority as at end of reporting period	76	n/a
Submittals back with RRVA for resubmission as at end of reporting period		192
rejected as incomplete at end of reporting period	2	45
rejected with comments at end of reporting period	28	142
number of comments at end of reporting period	792	3,496
CDS returned with no comments	2	197

Submittal	Reporting Period	To Date
RFC documents (includes minor updates that are not redesigns)	14	197
Relating to utility relocations	0	81
RFCs back in redesign	0	4
Redesigned once (RFC1)	0	28
Redesigned twice (RFC2)	0	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 Channel Reach 2, CR10 and Drain Inlet associated with Berlin Township were certified in December 2025 bringing the total of agreed Notices to 11.
- No ICE Notices were rejected in the reporting period.
- No ICE Notices were under review at the end of the reporting period.
- 26 ICE Notices due to be received by the Authority by January 2026, 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, 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.
- Three 15-business-day notices were received in January 2026; Diversion Outlet, Rush River Inlet and BNSF Prosper Shoofly Removal.
- One 60-day notice was received in January 2026 for Diversion Channel Reach 9.
- Two ICE Advance Payment requests were made in January 2026 for the Diversion Outlet and KO Shoofly Removal, although received on December 19, under the Advance Payment Facility Agreement the application date was deemed January 2, 2026, being the first business day after the first of the month. Diversion Outlet was agreed and KO Shoofly Removal rejected. A further ICE Advance Payment Request for Diversion Channel Reach 5 was received and agreed mid-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 Plans.
- 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. Comments previously provided to the Developer have yet to be addressed.
- Re-submittal of RFC documents which were identified in the Statement of Principles and have completed the Technical Memo review process are beginning to be submitted for final review.
- **Agency Coordination**
 - Agency specific coordination continues during this reporting period.
 - **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.
 - Review and inspection of structures opened to traffic this past fall is continuing
 - Review of Record Drawing Deliverable Packages continues.
 - Coordination and planning for completion of remaining structures in Spring of 2026 continues.
 - Monitoring the flood forecast for spring is underway
 - **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.
 - Progress continues to be made with completion of remaining items at KO
 - Developers continue to remove shoofly's at Hillsboro and Prosper. Meetings have taken place with the Developer to finalize As Built plan content on these project components.

QUALITY

Nonconformances

The Developer reported 4 (four) Nonconformances and the Authority reported 1 (one) Nonconformance

The following table summarizes Nonconformances that trigger Noncompliance Points (NCPs) through the end of last month. Information related to the status of some Nonconformance possibly affecting the accrual of Noncompliance Points is yet to be received from the Developer. A summary of Noncompliance Points (NCPs) to the end of the reporting period is in *Attachment F – Noncompliance Points Status Tables*:

Summary of points as of the end of reporting period	Number of Nonconformances	Assessed NCPs
Assessed Noncompliance Points	85	701

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

The Increased Monitoring Threshold is now passed.

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

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 as soon as possible; comments were sent this month but the update has yet to be received. When finalized including acceptance by USACE/resource agencies, the workplan will be included in the Sovereign Lands permit updated application.

Permanent Native Vegetation

There was no permanent planting/seeding this month. Late in the month a dormant seeding was proposed at the Maple River Aqueduct area and a process was requested from the Developer as this method is not in the TRs and not in the Vegetation Management Plan. Otherwise, permanent seeding and tree planting has ceased until Spring 2026 due to the weather.

Permanent Seeding/Planting Annual Summary – previous numbers updated by the 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	

Audits

An audit of the vegetation in Reach 02 was conducted on December 3rd 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; we are awaiting the Developer’s submittals in response as all need to be corrected and accepted 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 received the updated Developer response which was under review at month’s end.

Sheyenne River Sovereign Lands Permit - RRVA submitted its supplemental information on October 6, 2024; a new work plan has been reviewed and commented on. At month’s end, we are awaiting the resubmission of the work plan which will need to be accepted before submitting this permit.

Cultural Monitoring

No cultural excavation/monitoring occurred this month. A request for utilization of a cold weather process for cultural excavation and monitoring at Site 5/TR-5, Maple River Aqueduct area, was received from the Developer. It was reviewed and a test plan was accepted and carried out on January 25th in a nearby area; a follow-on pilot test is scheduled for February 4th to address archaeological concerns.

Mussel Salvage

No fish or mussel salvage/relocation work occurred this month.

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 missing documentation.

RESILIENCE AND SUSTAINABILITY

Resilience

Meetings were held this month to determine how much subcontractor data has actually been obtained and included in the reports. For 2023 and 2024 the Developer admitted there was none collected. For 2025, they instituted a form sent monthly to their subcontractors in mid-year after the July 2025 audit uncovered this lack of data; they have requested back data for 2025 as well.

This lack of verifiable data is of concern. The Developer is working on proposing methodologies to account for this lack of data, however, our current impression, based on our discussions including some information supplied this month, is that their proposals may not adequately address the lack of data and therefore likely will not meet the TR Section 3.14 requirements or their Appendix M Proposal Commitments. However, we will review the proposed methodologies to be submitted with the 2024 and 2025 Annual Reports and updated in the RPP update.

- 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 2025 Annual Report was submitted on January 30th and will be reviewed during the next month.

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 January 2026.

FEDERAL COMPLIANCE

Reporting

The next annual report (2025) was due to be submitted by RRVA by January 31, 2026, but an extension has been granted until February 16, 2026, as some data is not available in the first month of the year.

The Developer has previously stated mid-last-year 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 accepted this month. The 2025 EAP Annual Report was received mid-month and was under review at month's end.

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 ⁵	Developer's assessment of BU % complete – see footnote ⁶
Buildable Unit Group - Aqueducts					
A51	Maple River Aqueduct Flume/Conduit Structure	710+17	Active	Temporary Vertical Gate sections welding Assembly and leveling Vertical Tower Bridge sections Erection of bridge towers; Welding bridge parts; Removing ice and cover plates installation on heating cables; Chipping concrete on WW2 and WW3 cracks to investigate.	88.50%
A52	Maple River Aqueduct Spillway	710+17	Active	Upstream and center B section slab stripping forms; F/R on baffle blocks; Welding nelson studs; Downstream excavation; Compressor Building Foundation Excavation; F/R for compressor building foundation.	68.92%
A53	Maple River Aqueduct Engineered Channel	710+17	Active	Welding plates on Ice retention piles in the Engineered Channel.	66.98%
A56	Sheyenne River Aqueduct	1477+50	Active	WW1 Sec 3 wall ready for concrete; Tying the rebar on footing WW5 Sec ½; WW6 Sec 1/2 footing ready for concrete; Working on WW7 Sec 3 H-pile Driving and template setting; WW8 Sec 3 and Sec1/2 Form work and Grading; Forms stripping for WW4 Sec-4; Flume South Bypass Section –5 Shoring; Flume Section -2 &3 Walkway Shoring; West abut Flume Walls Section-1 – North – Setting Formwork walls –Formwork; Flume N&S Bypass Section-1 Top slab; Flume Walls Section-1 – North – Setting Formwork; East Abutment sill beam formwork. Curing on D/s South; Curing on Center B North; F/R on U/S B South; GW Backfill U/S.	46.61%
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%

⁵ Status and progress are as observed by the PMC at the end of January 2026.

⁶ Note: Buildable Unit Percent Complete is based on the RRVA December PSSU submitted on or around January 15, 2026, 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 ⁵	Developer's assessment of BU % complete – see footnote ⁶
CR3	Local Drainage in Rush River WRD – Reach C03	302+00 to 428+53	Active	No work during reporting period	95.77%
CR4	Local Drainage in Rush River WRD - Reach C04	428+53 to 576+00	Active	No work during reporting period	92.18%
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	88.11%
CM3	Local Drainage in Maple River WRD – Reach C07	762+77 to 859+53	Active	No work during reporting period	92.99%
CM4	Local Drainage in Maple River WRD – Reach C08	859+53 to 912+00	Active	No work during the reporting period	75.01%
CM5	Local Drainage in Maple River WRD – Reach C09	912+00 to 968+00	Active	Left Ditch excavation	86.35%
CS1	Local Drainage in Southeast Cass WRD - Reach C10	968+00 to 1080+28	Active	Left Ditch excavation	92.64%
CS3	Local Drainage in Southeast Cass WRD - Reach C12	1235+72 to 1327+00	Active	No work during the reporting period	82.21%
CS4	Local Drainage in Southeast Cass WRD - Reach C13	1327+00 to 1554+59	Active	No work during reporting period	86.91%
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	Addressing punch list items and reserve material stockpiles.	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	No work No work during the reporting period.	93.67%

Buildable Unit	Description	Station	Status observed by the PMC	Progress during reporting period as observed by the PMC – see footnote ⁵	Developer's assessment of BU % complete – see footnote ⁶
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, and Topsoil Placement.	89.24%
C05	Diversion Channel, LFC, EMBs, Diversion Channel Line of Protection in Reach-05	576+00 to 655+00	Active	No work during the reporting period	99.59%
C06	Diversion Channel, LFC, EMBs, Diversion Channel Line of Protection in Reach-06	655+00 to 762+77	Active	No work during the reporting period.	60.23%
C07	Diversion Channel, LFC, EMBs, Diversion Channel Line of Protection in Reach-07	762+77 to 859+53	Active	No work during the reporting period.	94.63%
C08	Diversion Channel, LFC, EMBs, Diversion Channel Line of Protection, in Reach-08	859+53 to 912+00	Active	Main Channel and LFC Excavation with placement of material on the Right and Left EMB; Topsoil placement and Topsoil Stripping	47.46%
C09	Diversion Channel, LFC, EMBs, Diversion Channel Line of Protection in Reach-09	912+00 to 968+00	Active	Main Channel and LFC Excavation and placed material on the Right and Left EMB. Topsoil placement.	73.22%
C10	Diversion Channel, LFC, EMBs, Diversion Channel Line of Protection in Reach-10	968+00 to 1080+28	Active	Main Channel and LFC Excavation, placed on left and right EMB,	69.46%
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	79.93%
C13	Diversion Channel, LFC, EMBs, Diversion Channel Line of Protection in Reach-13	1327+00 to 1554+59	Active	No work during the reporting period.	61.66%
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	99.76%
S16	Drain 30 Inlet	213+75	Active	Complete Punch List items to be addressed	99.85%
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	98.40%

Buildable Unit	Description	Station	Status observed by the PMC	Progress during reporting period as observed by the PMC – see footnote ⁵	Developer's assessment of BU % complete – see footnote ⁶
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	91.36%
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	90.03%
S55	Mapleton Township Section 9 Drain Inlet	929+00	Complete	Complete	#DIV/0!
S68	Drain Inlet 21C		Active	U/S Headwall formwork; D/S Footing formwork	39.32%
S69	Drain 50		Active	Headwall texturing U/S Headwall texturing; Headwall backfill	58.26%
S74	Drain Inlet associated with CR17	1548+00	Active	No work during reporting period	82.78%
Buildable Unit Group - Diversion Outlet					
O00	Diversion Outlet Structure	27+63 to 41+70	Active	Re-work completed and started on site clean up.	97.79%
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%

Buildable Unit	Description	Station	Status observed by the PMC	Progress during reporting period as observed by the PMC – see footnote ⁵	Developer's assessment of BU % complete – see footnote ⁶
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	98.45%
G12	County Road 81 Crossing (Settlements)	310+20	Complete	Complete	97.60%
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%

Buildable Unit	Description	Station	Status observed by the PMC	Progress during reporting period as observed by the PMC – see footnote ⁵	Developer's assessment of BU % complete – see footnote ⁶
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	97.22%
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	92.87%
R59	32nd Avenue W Crossing (Township Road)	1119+06	Active	Guardrail installation Traffic opening walk/inspection completed	89.18%
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	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%

Buildable Unit	Description	Station	Status observed by the PMC	Progress during reporting period as observed by the PMC – see footnote ⁵	Developer's assessment of BU % complete – see footnote ⁶
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%
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%

Buildable Unit	Description	Station	Status observed by the PMC	Progress during reporting period as observed by the PMC – see footnote ⁵	Developer's assessment of BU % complete – see footnote ⁶
RC6	Security and Access Reach 3	302+00 to 428+53	Complete	Completed the Maintenance Road per SoP	64.26%
RD6	Security and Access Reach 4	428+53 to 576+00	Active	Maintenance Road placement,	72.00%
RE6	Security and Access Reach 5	576+00 to 655+00	Active	Maintenance Road complete but will be upgrading thickness to use as access during construction.	91.91%
RF6	Security and Access Reach 6	655+00 to 762+77	Active	Maintenance Road placement continues.	0.44%
RG6	Security and Access Reach 7	762+77 to 859+53	Active	No work during the reporting period.	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	4.85%
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	Park worked on Hillsboro Shoofly EMB Removal.	99.86%
X75	BNSF Hillsboro crossing – BU5 – Removal of Shoofly	311+61	Active	Shoofly Embankment material removal and placing in the EMB area.	72.88%
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%

Buildable Unit	Description	Station	Status observed by the PMC	Progress during reporting period as observed by the PMC – see footnote ⁵	Developer's assessment of BU % complete – see footnote ⁶
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	Complete	99.79%
X85	BNSF Prosper crossing – BU5 – Removal of Shoofly	661+59	Not Started	Park worked on Prosper Shoofly Removal.	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	Last concrete section placed tented for curing.	97.79%
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	26.27%
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	94.37%
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%

Buildable Unit	Description	Station	Status observed by the PMC	Progress during reporting period as observed by the PMC – see footnote ⁵	Developer's assessment of BU % complete – see footnote ⁶
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	97.51%
F26	CenturyLink - Reach 11 @ Design (COM-CLN-1118+00 (1))	1180+00	Active	Utility removal at the levee footprint	97.51%
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	99.49%

Buildable Unit	Description	Station	Status observed by the PMC	Progress during reporting period as observed by the PMC – see footnote ⁵	Developer's assessment of BU % complete – see footnote ⁶
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	99.14%
Buildable Unit Group - Administration Building					
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	31.35%

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

CE-#/RE-#	Description	Date Initial CE Notice Submitted	Cost / Relief Submitted ⁷	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 Definitive Settlement Agreement *
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-Uncdisclosed Hazardous Environmental Condition at KO & Prosper	November 21, 2023	Not yet submitted	TBD	Resolved via Definitive Settlement Agreement *
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

⁷ 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 ⁷	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 Definitive Settlement Agreement *
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 Definitive Settlement Agreement
CE 028	Undisclosed Hazardous Environmental Conditions at County Road 8	December 3, 2024	\$2720.84	TBD	Resolved via Definitive Settlement Agreement
CE 029	Drain 14C – Mapleton Drain 9	December 24, 2024	\$394,875.56	TBD	Resolved via Definitive Settlement Agreement
CE 030	Obstructions uncovered in Reach 9	January 10, 2025	\$16,639	TBD	Resolved via Definitive Settlement Agreement
CE 031	Authority Failure to Use Reasonable Efforts Pursuant to Article 54	January 20, 2025	Not yet submitted	TBD	Resolved via Definitive Settlement Agreement
CE032	Qualifying Change in Law	January 20, 2025	Not yet submitted	TBD	Resolved via Definitive Settlement Agreement
CE033	Delay to Certificates of Interim Completion	April 24, 2025	Not yet submitted	TBD	Resolved via Definitive Settlement Agreement
CE034	Qualifying Change in Law - Drones	January 15,2026	Not yet submitted	TBD	Ongoing
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

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 Definitive Settlement Agreement
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 Definitive Settlement Agreement
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 Definitive Settlement Agreement
ACR014-2023	Relocation of CRWUD waterline	February 2, 2023	\$48,449.58	N/A	Resolved via Definitive Settlement Agreement
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 Definitive

ACR Number	Description	Date Initiated	RRVA Estimate	Agreed Amount	Status
					Settlement Agreement
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 Definitive Settlement Agreement
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 Definitive Settlement Agreement
ACR025-2025	AAB Modifications	May 29, 2025	TBD	TBD	Resolved via Definitive Settlement Agreement
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

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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 East Bound Shoofly Install	35	\$3,472,708.00	2/7/2025	2/28/2025	3/26/2025
ICE32-353802	BNSF KO West Bound Shoofly Install	38	\$3,472,708.00	2/7/2025	2/28/2025	3/26/2025
ICE29-003202	BNSF Proper Shoofly Install	32	\$3,195,335.00	2/7/2025	2/28/2025	3/26/2025
ICE26-002902	BNSF Hillsboro Shoofly Install	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	CR32 Crossing A & B Payments	26	\$8,327,806.00	12/18/2025	12/19/2025	12/24/2025
ICE11-001201	Legal Drain 30 A & B Payments	12	\$3,193,006.00	11/24/2025	12/10/2025	12/16/2025
ICE48-005501	CR20 Crossing A & B Payments	55	\$6,484,885.00	12/15/2025	12/19/2025	1/6/2026
ICE03-000407	Diversion Channel Reach 2 A & B Payments	4	\$16,272,719.00	1/5/2026	1/7/2026	1/14/2026
ICE25-002804	CR4/31 Crossing A & B Payments	28	\$9,014,526.00	12/23/2025	1/8/2026	1/14/2026
ICE13-001401	Drain for Berlin Township A& B Payments	14	\$4,258,118.00	1/8/2026	1/8/2026	1/26/2026
Total			\$63,658,546.00			

- 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

NCR Number	Title/Description	Accrued NCPs	Accepted to waive NCPs	Assessed NCPs	Status
NCR-00001	MFDA-NCR-0001 – Audit Program scheduling			2	Definitive Settlement Agreement
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	Definitive Settlement Agreement
NCR-00019	MFDA-NCR-0004 – Lack of timely issuance for the May 2022 Monthly Performance Report			0	Definitive Settlement Agreement
NCR-00028	Lack of timely issuance for the July 2022 Monthly Performance Report by Aug. 10, 2022			0	Definitive Settlement Agreement
NCR-00041	MFDA-NCR-0012 – Lack of implementing effective corrective actions to prevent recurrence of Nonconformances associated with late issuance of meeting minutes			0	Definitive Settlement Agreement
NCR-00042	MFDA-NCR-0013 – Start of construction work without RFC documents and without resolving Authority’s comments			3	Definitive Settlement Agreement
NCR-00043	MFDA-NCR-0014 – Start of construction work without submitting an Inspection and Test Plan			3	Definitive Settlement Agreement
NCR-00044	Starting construction work on permanent works in Reach 01 without having an approved Inspection and Test Plan			6	Definitive Settlement Agreement
NCR-00045	Start of construction on permanent works in Reach 01 without complete RFC document package			6	Definitive Settlement Agreement
NCR-00046	Starting horizontal directional drilling work without having an approved Inspection and Test Plan for Cass Rural Water (W02) 84+03			3	Definitive Settlement Agreement
NCR-00047	Starting horizontal directional drilling work without having a complete RFC package for Cass Rural Water (W02) 84+03.			0	Definitive Settlement Agreement
NCR-00048	Lack of submitting ECS Certification for Channel Reach 2 prior to commencement of construction			4	Definitive Settlement Agreement
NCR-00051	Identification of Nonconformance in the Sept. 2022 Audit, DQP 3.15			0	Definitive Settlement Agreement
NCR-00053	Identification of Nonconformance in the Sept. 2022 Audit, DQP 3.19			14	Definitive Settlement Agreement
NCR-00072	MFDA-NCR-0015 – Start of construction work without resolving Authority’s comments for drilling operations ITP WAT-CRW-309+20			6	Definitive Settlement Agreement
NCR-00073	Starting construction work without having an approved Inspection and Test Plan for Cass Rural Water (W03) 153+81			3	Definitive Settlement Agreement
NCR-00078	MFDA-NCR-0020 – Start of construction work without RFC Documents E40-F04 COM-CLN-156+09/156+20			3	Definitive Settlement Agreement
NCR-00079	MFDA-NCR-0021 – Start of construction work without RFC documents F07 COM- CLN-310+66; P04 – ELE-CCE-309+58			3	Definitive Settlement Agreement
NCR-00080	Start of construction work without approved Inspection and Test Plan documents E40-F04 COM-CN-156+09/156+20			3	Definitive Settlement Agreement
NCR-00081	Start of construction work without approved Inspection and Test Plan documents F07 COM-CLN-310+66; P04 – ELE-CCE-309+58			1	Definitive Settlement Agreement
NCR-00082	MFDA-NCR-0024 – Start of construction work without accepted ITP for wick drains installation at BU-G11 CR 4/31			0	Definitive Settlement Agreement

NCR Number	Title/Description	Accrued NCPs	Accepted to waive NCPs	Assessed NCPs	Status
NCR-00084	MFDA-NCR-0023 – Start construction work without ITP open trench BU-W02			9	Definitive Settlement Agreement
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	Definitive Settlement Agreement
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	Definitive Settlement Agreement
NCR-00088	No signature has been provided on the RFI response per Procedure 4			0	Definitive Settlement Agreement
NCR-00089	Procedure 5, prior notification of the RFI response to ASN was made in some reviews, but not all reviews			0	Definitive Settlement Agreement
NCR-00093	MFDA-NCR-0028 – Incorrect Engineer of Record signing and sealing Design Deliverables E40-W03 – WAT-CRW-153+81			0	Definitive Settlement Agreement
NCR-00094	MFDA-NCR-0029 – Unapproved key personnel, core staff discipline, staff and specialist performing the work			0	Definitive Settlement Agreement
NCR-00096	MFDA-NCR-0032 – Lack of issuance of Schedule of Design Deliverables updates			10	Definitive Settlement Agreement
NCR-00097	MFDA-NCR-0033 – Lack of implementing Design Quality Procedure DQP 3.7			18	Definitive Settlement Agreement
NCR-00098	MFDA-NCR-0031 – Incorrect Engineer of Record signing and sealing Design Deliverables E30-G11 – CR4 31 Crossing			0	Definitive Settlement Agreement
NCR-00099	MFDA-NCR-0034 – Lack of CQMP procedure associated with processes leading into issuance of record drawings			200	Definitive Settlement Agreement
NCR-00100	The Project Quality Monitor did not attend the project office during the Month of November (2022)			0	Definitive Settlement Agreement
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	Definitive Settlement Agreement
NCR-00110	MFDA-NCR-0036 – Lack of issuing Federal Compliance Report for year 2022			14	Definitive Settlement Agreement
NCR-00112	Lack of RRVA not having a RRVA's Local Affairs Project Manager on staff			12	Definitive Settlement Agreement
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	Definitive Settlement Agreement
NCR-00134	MFDA-NCR-0049 – Lack of implementing the process for checking and reviewing design deliverables			40	Definitive Settlement Agreement
NCR-00147	Starting construction work without having an approved Inspection and Test Plan for CenturyLink Utility Line (F09) at 571+50			6	Definitive Settlement Agreement
NCR-00148	Starting construction work without having an approved Inspection and Test Plan for CenturyLink Utility Line (F10) at 571+61			6	Definitive Settlement Agreement
NCR-00151	MFDA-NCR-0054 – Starting work without accepted ITP (F11)			6	Definitive Settlement Agreement
NCR-00154	Identification of NC in the CQMP May 2023 Audit – Tracking Completion of BUs and PEs			4	Definitive Settlement Agreement
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	Definitive Settlement Agreement

NCR Number	Title/Description	Accrued NCPs	Accepted to waive NCPs	Assessed NCPs	Status
NCR-00171	MFDA-NCR-0056 – Starting work without accepted ITP			3	Definitive Settlement Agreement
NCR-00172	MFDA-NCR-0057 – Starting work without accepted ITP			3	Definitive Settlement Agreement
NCR-00174	MFDA-NCR-0055 – Starting work without accepted ITP			3	Definitive Settlement Agreement
NCR-00180	Lack of RRVA not having a safety coordinator on staff			0	Definitive Settlement Agreement
NCR-00185	MFDA-NCR-0064 – Starting work without accepted revised safety plan			11	Definitive Settlement Agreement
NCR-00199	MFDA-NCR-0075 – Lack of erosion and sedimentation protection			2	Definitive Settlement Agreement
NCR-00207	MFDA-NCR-0076 – Lack of registering Nonconformance			12	Definitive Settlement Agreement
NCR-00208	MFDA-NCR-0077 – Lack of compliance with work zone traffic			1	Definitive Settlement Agreement
NCR-00222	MFDA-NCR-0084 – Lack of conducting audit in accordance with the Audit Program			6	Definitive Settlement Agreement
NCR-00224	MFDA-NCR-0085 – Utilized compaction equipment for levee and EMB fill			2	Definitive Settlement Agreement
NCR-00242	MFDA-NCR-0091 – Performing work without submitting affected Reviewable Submittal (List of Buildable Units)			10	Definitive Settlement Agreement
NCR-00247	Starting construction work without having an approved Inspection and Test Plan for BNSF Prosper settlement activities			0	Definitive Settlement Agreement
NCR-00253	MFDA-NCR-0095 – Failure to provide records related to BNSF notification of Hazardous Environmental Condition			10	Definitive Settlement Agreement
NCR-00254	MFDA-NCR-0096 – Failure to provide timely notification of Hazardous Environmental Condition			0	Definitive Settlement Agreement
NCR-00256	Outlet Structure - Boulders in Rock Weirs not meeting the minimum Diameter Requirements			0	Definitive Settlement Agreement
NCR-00264	MFDA-NCR-0100 – Lack of notifying the occurrence of Noncompliance Event associated with Nonconformance RRVA- QU-NCR-00256 (NCR-00256)			10	Definitive Settlement Agreement
NCR-00309	R36 – I-94 1-Week Ramp Closure			5	Definitive Settlement Agreement
NCR-00323	MFDA-NCR-0108 – Lack of issuing PBS Monthly Updates			10	Definitive Settlement Agreement
NCR-00324	MFDA-NCR-0109 – Lack of Modifying or Adding WBS Elements in PBS			10	Definitive Settlement Agreement
NCR-00325	MFDA-NCR-0110 – Lack of including activities in PBS			10	Definitive Settlement Agreement
NCR-00327	MFDA-NCR-0112 – Starting work without accepted changes to the RRVA Project Management Plan			10	Definitive Settlement Agreement
NCR-00330	MFDA-NCR-0115 – Lack of covering the complete list of Buildable Units in the PBS			10	Definitive Settlement Agreement
NCR-00347	Key Personnel Position – D&CC-CQMP position not filled			9	Definitive Settlement Agreement
NCR-00362	C02 (Tree Planting) – Starting Construction Work without having an approved ITP			0	Definitive Settlement Agreement
NCR-00363	Key Personnel Position – D&CC – CM position not filled			0	Definitive Settlement Agreement
NCR-00380	Lack of updates to the H&S Organizational Chart			10	Definitive Settlement Agreement

NCR Number	Title/Description	Accrued NCPs	Accepted to waive NCPs	Assessed NCPs	Status
NCR-00421	MFDA-NCR-0130 - Lack of Submitting the Construction GIS Geodatabase Updates on a Quarterly Basis	28	28	0	FMAD-TRN-015224
NCR-00432	MFDA-NCR-0131 – Lack of Shop Drawing and Samples approval prior to flap gates installation at Drain 30			0	Definitive Settlement Agreement
NCR-00433	MFDA-NCR-0132 – Lack of listing Design Change on the applicable Construction Certificates for Drain 30			0	Definitive Settlement Agreement
NCR-00434	MFDA-NCR-0133 – Failure to report Nonconformance related to geotextile fabric installation at Drain 30			0	Definitive Settlement Agreement
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		-	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	27	N/A	27	
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	27	N/A	27	
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	
NCR-00491	C01 – Low Flow Channel Sediment Build Up	3	N/A	3	
Total		971		701	



METRO
FLOOD
DIVERSION
AUTHORITY

Lands Status Report

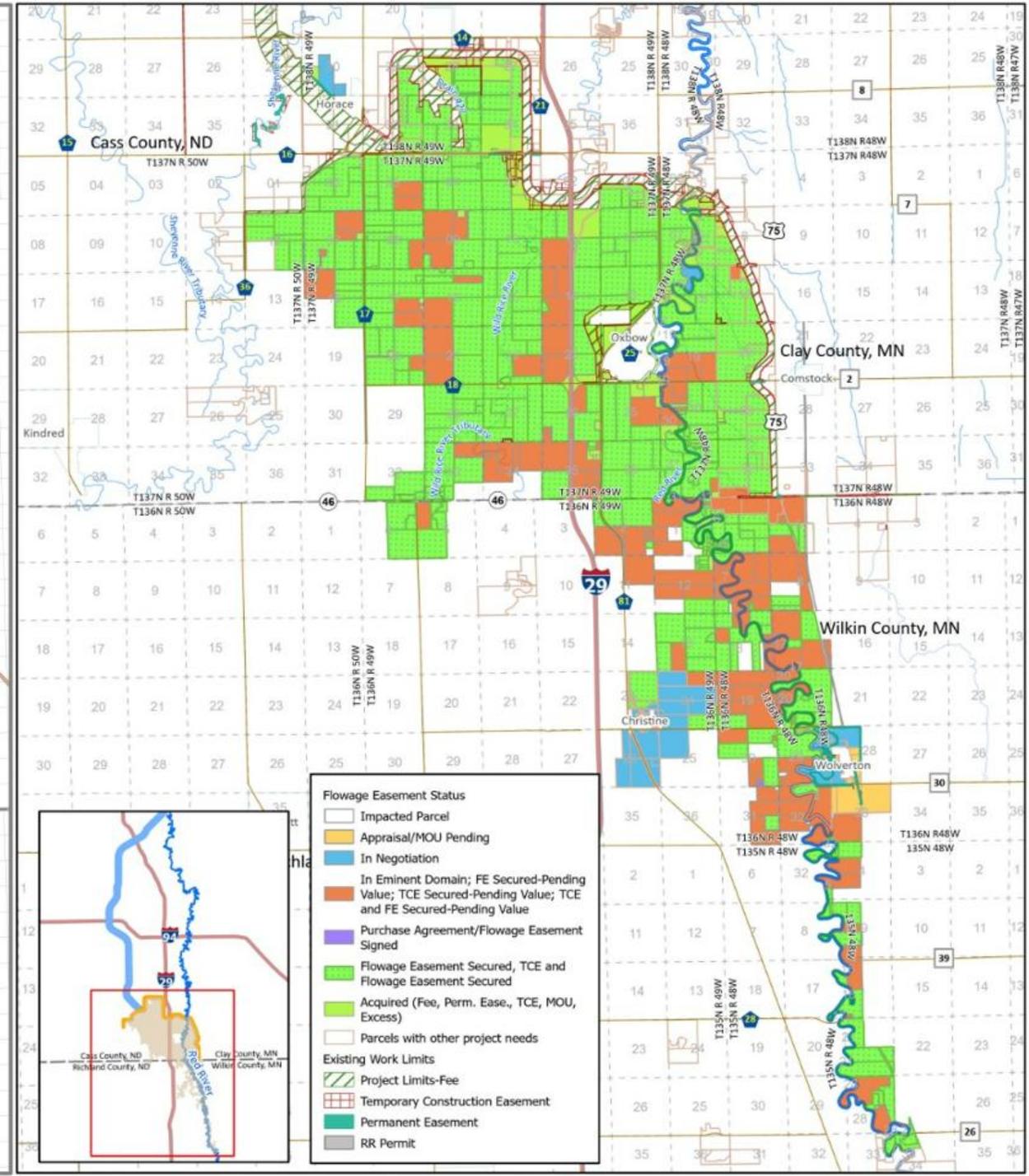
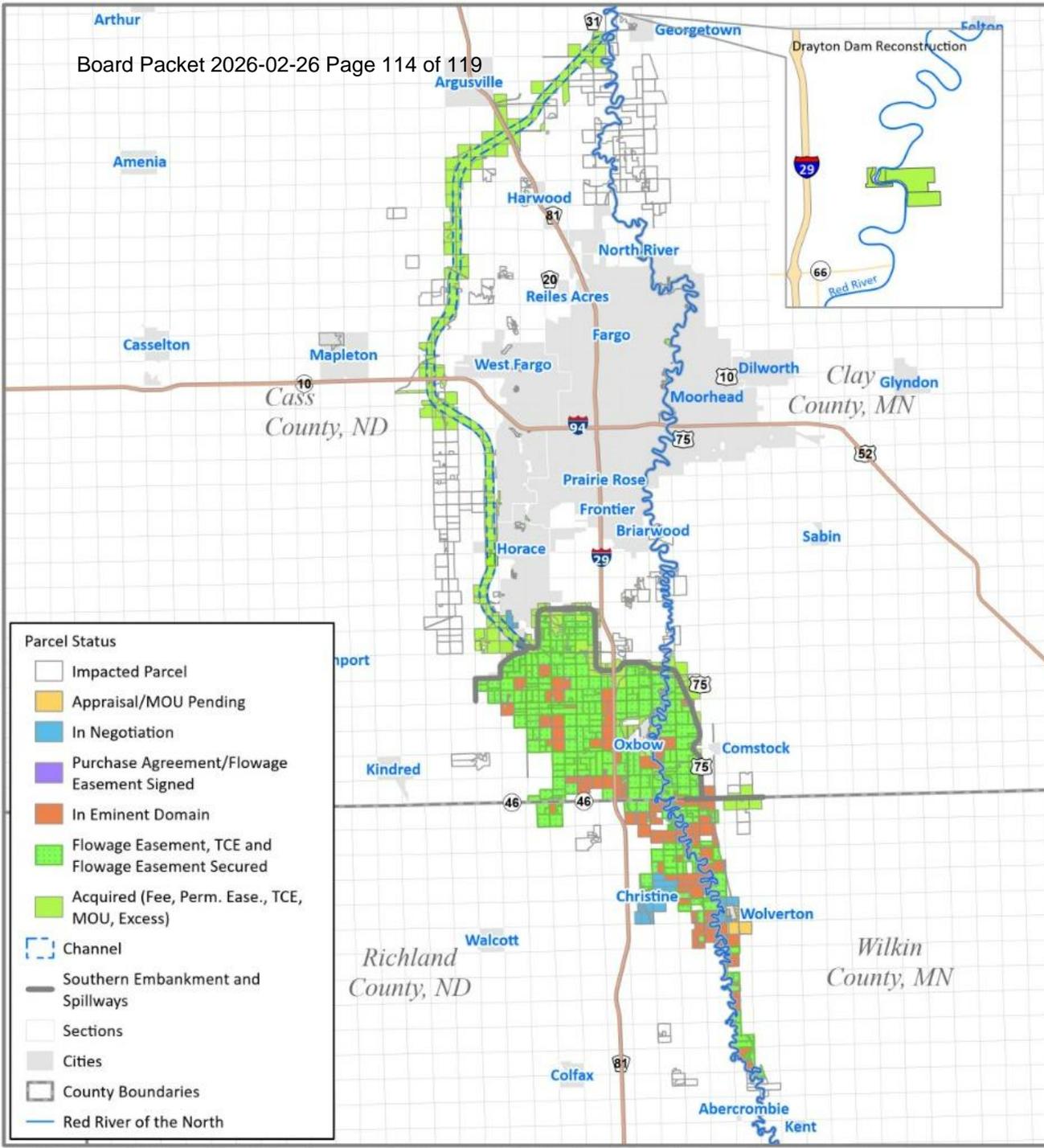
February 2026



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
 - Completed initial discovery hearing for the actions in Minnesota
 - Negotiated many settlements since completing the first trial
 - 9 pending settlement offers with property owners
- **In the last month, successfully closed 5 parcels / 3 owners in the UMA**
- **Closings are pending for:**
 - MN: 7 parcels / 2 owners
 - ND: 14 parcels / 8 owners
- **20,915 acres of flowage easements have been acquired, and 6,175 acres are outstanding**
- **The lands program team is continuing efforts to develop the MFDA's post operation debris clean-up and restoration programs and crops loss programs**
- **All Farmland Leases for 2026 have been setup with Pifer's Land Management**



Property Acquisition Progress

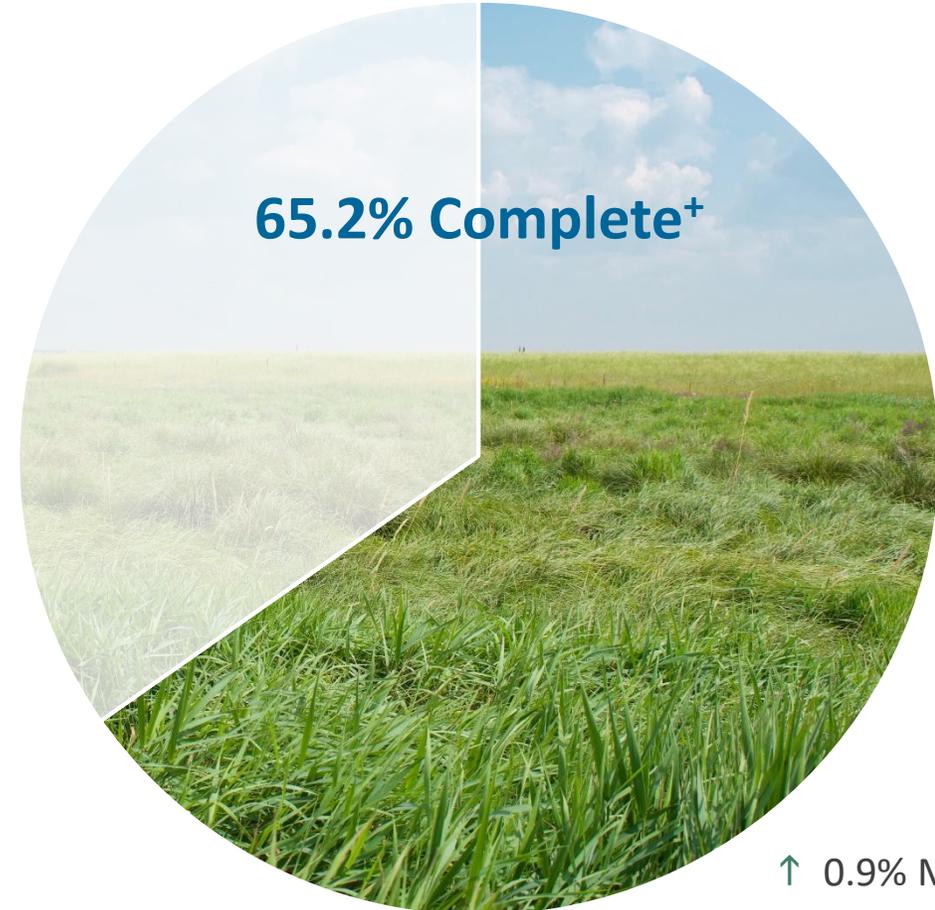


Construction Footprint*



No Change

UMA Footprint**

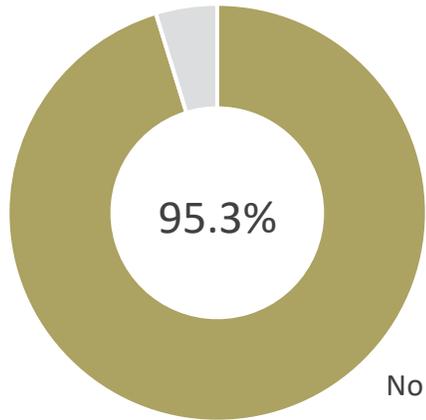


↑ 0.9% MoM

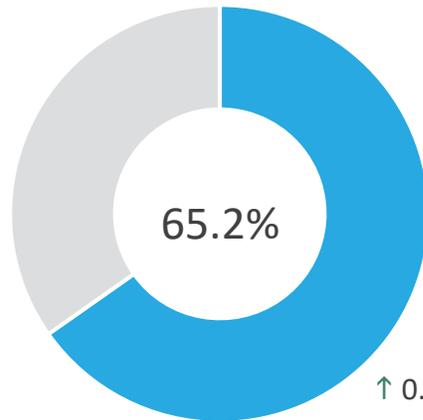
* Includes SWDCAI, SEAI, In-Town, Oxbow and Drayton

** Includes parcels for Christine and Wolverton
As of February 17, 2026

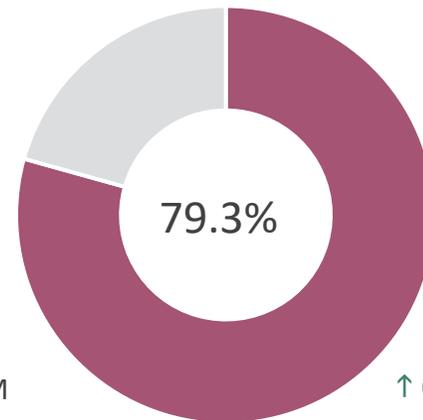
Property Acquisition Progress by Location



Southern Embankment & Associated Infrastructure



Upstream Mitigation Area

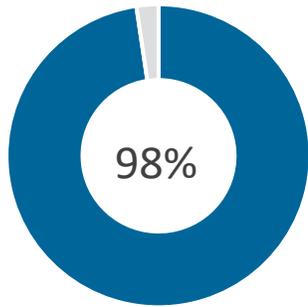


Environmental Monitoring Easements



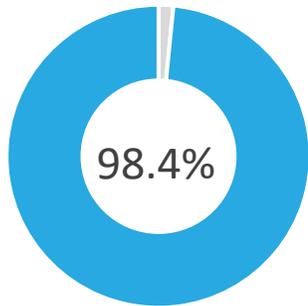
Landowner Overview

Construction Footprint*



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

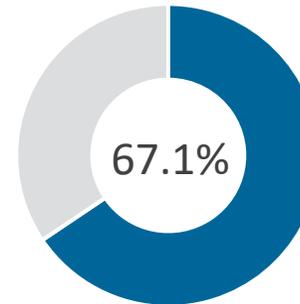
98% of owner groups have settled



576 Parcels
567 settlements achieved
9 in litigation

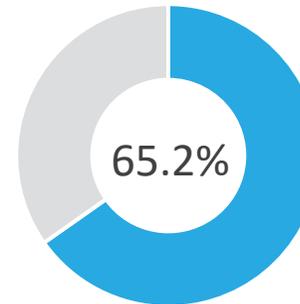
98.4% of parcels have been acquired

UMA Footprint**



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

67.1% of owner groups have settled



653 Parcels
426 settlements achieved
72 ongoing negotiations
155 in litigation

65.2% 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

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 2/18/2026

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
			21,082,432.88	-0.07%	19,817,487			61,757,505.64	67,604,122.46	-2.28%	38,598,441	58,415,928
1/23/2026	Nov-25	2,416,687.95				869,473.49	6,955,787.93					
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			\$ 162,678,584					\$ 489,352,333				